

# Town of West Yellowstone

Tuesday, May 6, 2014

West Yellowstone Town Hall, 440 Yellowstone Avenue

Town Council Meeting

7:00 PM

## TOWN COUNCIL MEETING AGENDA

Pledge of Allegiance

Purchase Orders

Treasurer's Report

Claims ∞

Consent Agenda: **April 22, 2014 Town Council Meeting** ∞

**Securities Report** ∞

Business License Applications ∞

- Bear Country Burrito Company (new location, Resort Tax Bond waiver request) ∞
- Westgate Station (Parking Plan & License Update) ∞
- Hokulia Shave Ice ∞

Advisory Board Report(s)

- Parks & Recreation Advisory Board: Ice Rink Report, Frontier Trail

Operations Manager & Department Head Reports

Assignments Report

**Council Comments**

**Public Comment Period**

### NEW BUSINESS

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Police Officer Confirmation, Sergeant Aaron Frank ∞

Discussion/Action

Resolution No. 648, Ambulance Write-Off ∞

Discussion/Action

Correspondence/FYI

Meeting Reminders



**Policy No. 16 (Abbreviated)**  
**Policy on Public Hearings and Conduct at Public Meetings**

Public Hearing/Public Meeting

A public hearing is a formal opportunity for citizens to give their views to the Town Council for consideration in its decision making process on a specific issue. At a minimum, a public hearing shall provide for submission of both oral and written testimony for and against the action or matter at issue.

Oral Communication

It is the Council's goal that citizens resolve their complaints for service or regarding employees' performance at the staff level. However, it is recognized that citizens may from time to time believe it is necessary to speak to Town Council on matters of concern. Accordingly, Town Council expects any citizen to speak in a civil manner, with due respect for the decorum of the meeting, and with due respect for all persons attending.

- No member of the public shall be heard until recognized by the presiding officer.
- Public comments related to non-agenda items will only be heard during the Public Comment portion of the meeting unless the issue is a Public Hearing. Public comments specifically related to an agenda item will be heard immediately prior to the Council taking up the item for deliberation.
- Speakers must state their name for the record.
- Any citizen requesting to speak shall limit him or herself to matters of fact regarding the issue of concern.
- Comments should be limited to three (3) minutes unless prior approval by the presiding officer.
- If a representative is elected to speak for a group, the presiding officer may approve an increased time allotment.
- If a response from the Council or Board is requested by the speaker and cannot be made verbally at the Council or Board meeting, the speaker's concerns should be addressed in writing within two weeks.
- Personal attacks made publicly toward any citizen, council member, or town employees are not allowed. Citizens are encouraged to bring their complaints regarding employee performance through the supervisory chain of command.

Any member of the public interrupting Town Council proceedings, approaching the dais without permission, otherwise creating a disturbance, or failing to abide by these rules of procedure in addressing Town Council, shall be deemed to have disrupted a public meeting and, at the direction of the presiding officer, shall be removed from the meeting room by Police Department personnel or other agent designated by Town Council or Operations Manager.

General Town Council Meeting Information

- Regular Town Council meetings are held at 7:00 PM on the first and third Tuesdays of each month at the West Yellowstone Town Hall, 440 Yellowstone Avenue, West Yellowstone, Montana.
- Presently, informal Town Council work sessions are held at 12 Noon on Tuesdays and occasionally on other mornings and evenings. Work sessions also take place at the Town Hall located at 440 Yellowstone Avenue.
- The schedule for Town Council meetings and work sessions is detailed on an agenda. The agenda is a list of business items to be considered at a meeting. Copies of agendas are available at the entrance to the meeting room.
- Agendas are always published at least 48 hours prior to Town Council meetings and work sessions. Agendas are posted at the Town Offices and at the Post Office. In addition, agendas and packets are available online at the Town's website: [www.townofwestyellowstone.com](http://www.townofwestyellowstone.com). Questions about the agenda may be directed to the Town Clerk at 646-7795.
- Official minutes of Town Council meetings are prepared and kept by the Town Clerk and are reviewed and approved by the Town Council. Copies of approved minutes are available at the Town Clerk's office or on the Town's website: [www.townofwestyellowstone.com](http://www.townofwestyellowstone.com).

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TOWN OF WEST YELLOWSTONE  
Claim Approval List  
For the Accounting Period: 5/14

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Report ID: AP100

\* ... Over spent expenditure

Claim	Vendor #/Name/	Document \$/	Disc \$						Cash
Check	Invoice #/Inv Date/Description	Line \$		PO #	Fund Org Acct	Object	Proj	Account	
39855	2575 WY Tourism Business Improvement	5,452.37							
05/01/14	April 2014 collections	5,452.37		TBID	2102 411800	540		101000	
39860	1514 Verizon Wireless	984.69							
04/20/14	640-0512, Parks	33.74		PARKS	1000 460430	345		101000	
04/20/14	640-1103, Operator	33.81*		STREET	1000 430200	345		101000	
04/20/14	640-1438 Soc Services	33.81		SOCSEK	1000 450135	345		101000	
05/20/14	640-1460 Library, SP	63.81		POLICE	1000 420110	345		101000	
04/20/14	640-1461, Facilities Tech, SP	63.81*		STREET	1000 430200	345		101000	
04/20/14	640-1462, Operator, SP	63.81*		STREET	1000 430200	345		101000	
04/20/14	640-1463, Deputy PSS, SP	63.81*		STREET	1000 430200	345		101000	
04/20/14	640-1472, Ops Mgr, SP	63.81*		ADMIN	1000 410210	345		101000	
04/20/14	Rec 640-1676, SP	63.81*		REC	1000 460440	345		101000	
04/20/14	PD Chief 640-1754	33.81		POLICE	1000 420110	345		101000	
04/20/14	PD 640-1755	33.81		POLICE	1000 420110	345		101000	
04/20/14	PD 640-1756	33.81		POLICE	1000 420110	345		101000	
04/20/14	PD 640-1757	33.81		POLICE	1000 420110	345		101000	
04/20/14	PD 640-1758	33.81		POLICE	1000 420110	345		101000	
04/20/14	PD 640-1759	33.81		POLICE	1000 420110	345		101000	
04/20/14	640-7547, Facilities Tech	33.81		PARKS	1000 460430	345		101000	
04/20/14	640-9074, PSS, SP	63.81*		BLDINS	1000 420531	345		101000	
04/20/14	Library cell phone	199.99*			2220 460100	220		101000	
39861	42 Fall River Electric	6,615.93							
04/14/14	UPDH 4212041 elec service	569.35		UPDH	1000 411252	341		101000	
04/14/14	POLICE 4212008 elec service	383.66*		POLICE	1000 411258	341		101000	
04/14/14	shop 4212018 elec service	445.10		STREET	1000 430200	341		101000	
04/14/14	ANIMAL 4212029 elec serv	187.10		ANIMAL	1000 440600	341		101000	
04/14/14	PARK 4212032 Elec ser	215.69*		PARK	1000 411253	341		101000	
04/14/14	PARK 2901001 elec serv	104.33*		PARK	1000 411253	341		101000	
04/14/14	CLORINATOR 4212030 elec serv	68.03		WATER	5210 430500	341		101000	
04/14/14	MAD ADD WATER 4212017	40.94		WATER	5210 430500	341		101000	
04/14/14	PUMP 4212005 elec serv	71.53		WATER	5210 430500	341		101000	
04/14/14	SEWER LIFT STATION 4212006	219.13		SEWER	5310 430600	341		101000	
04/14/14	SEWER PLANT 4212007 elec ser	655.25		SEWER	5310 430600	341		101000	
04/14/14	MAD SEWER LIFT 4212014 elec	150.96		SEWER	5310 430600	341		101000	
04/14/14	SEWER TREAT SERV 4212046 ele	1,193.66		SEWER	5310 430600	341		101000	
04/14/14	library 23 dunraven 4212054	118.15		LIBRY	2220 460120	341		101000	
04/13/14	povah comm ctr 4212001	261.60*		POVAH	1000 411255	341		101000	
04/14/14	unmetered lights 4212004	1,451.25		STLITE	1000 430263	341		101000	
04/14/14	Town Hall 4212009	403.12*		TWNHAL	1000 411250	341		101000	
04/14/14	Ice Rink 421010	77.08		PARKS	1000 460430	366		101000	

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Check	Invoice #/Inv Date/Description	Line \$		PO #	Fund Org Acct	Object	Proj	Account		
39862	95 Energy West-Montana	2,102.98								
04/29/14	nat gas - 62211 - updh	110.00		UPDH	1000 411252	344		101000		
04/29/14	nat gas - 62017 - police sta.	19.52		POLICE	1000 411258	344		101000		
04/29/14	nat gas - 12204-pub.svcs	28.78		STREET	1000 430200	344		101000		
04/29/14	nat gas - 62214- old firehall	18.00		PARK	1000 460430	344		101000		
04/29/14	nat gas - 01603 - Bldg. Dept.	104.10*		INSPET	1000 420531	344		101000		
04/29/14	nat gas - 61962 - library	213.25*		LIBRAR	2220 460120	344		101000		
04/29/14	nat gas - 07154 - Povah Ctr.	412.74		POVAH	1000 411255	344		101000		
04/29/14	nat gas - 62207 - pub svcs	517.67		PUBSVC	1000 430200	344		101000		
04/29/14	nat gas -17279 -Town Hall	645.57*		TWNHAL	1000 411250	344		101000		
04/29/14	nat gas -17569-Sewer Lift	33.35		SEWER	5310 430600	344		101000		
39864	2088 Town West Yellowstone	414.29								
05/01/14	utility chrgs, Chamber, 895	39.06		BLDGS	1000 411257	340		101000		
05/01/14	utility chrgs, UPDL, 892	51.36*		BLDGS	1000 411252	340		101000		
05/01/14	utility chrgs, PS Shops, 884	23.74		BLDGS	1000 411253	340		101000		
05/01/14	utility chrgs. Povah Ctr, 887	47.70		BLDGS	1000 411255	340		101000		
05/01/14	utility chrgs, Police Dept,886	30.45		BLDGS	1000 411258	340		101000		
05/01/14	utility chrgs, City Park, 885	99.43		BLDGS	1000 411253	340		101000		
05/01/14	utility chrgs, Library, 891	25.10		LIBRAR	2220 460120	340		101000		
05/01/14	utility chrgs, Lift #1, 903	10.16		SEWER	5310 430600	340		101000		
05/01/14	utility chrgs, Twn Hall, 921	87.29		TWNHAL	1000 411250	340		101000		
39866	2789 WEX Bank	4,528.60								
05/01/14	07 Ford Expedition 6-54563A	205.73		SS	1000 450135	231		101000		
05/01/14	06 Dodge Durango 6-1374	97.40		STREET	1000 430200	231		101000		
05/01/14	10 Ford Crown Vic 6-34157A	280.76		POLICE	1000 430200	231		101000		
05/01/14	08 Ford Crown Vic 6-1437	116.50		POLICE	1000 430200	231		101000		
05/01/14	10 Ford Expedition 6-000046	303.16		POLICE	1000 430200	231		101000		
05/01/14	11 Ford Expedition 6-21425A	395.11		POLICE	1000 430200	231		101000		
05/01/14	77 Intl Dumptruck	0.00		STREET	1000 430200	231		101000		
05/01/14	78 Chevy Dumptruck	0.00		STREET	1000 430200	231		101000		
05/01/14	78 Autocar Dumptruck	0.00		STREET	1000 430200	231		101000		
05/01/14	85 Ford Dumptruck	0.00		STREET	1000 430200	231		101000		
05/01/14	140 G Grader	419.12		STREET	1000 430200	231		101000		
05/01/14	CAT 936 Loader	366.92		STREET	1000 430200	231		101000		
05/01/14	91 Ford Pickup	74.87		STREET	1000 430200	231		101000		
05/01/14	95 Mobile Sweeper	0.00		STREET	1000 430200	231		101000		
05/01/14	97 Athey Sweeper	395.33		STREET	1000 430200	231		101000		
05/01/14	99 SS Snowblower	386.56		STREET	1000 430200	231		101000		
05/01/14	00 Freightliner Dump 6-60700A	309.07		STREET	1000 430200	231		101000		
05/01/14	Snowmobile	0.00		STREET	1000 420100	231		101000		
05/01/14	02 Freightliner Dump 6-54564A	0.00		STREET	1000 430200	231		101000		
05/01/14	08 Ford Pickup 6-1450	497.80		STREET	1000 430200	231		101000		
05/01/14	08 GMC Pickup 6-1484	176.82		STREET	1000 430200	231		101000		
05/01/14	08 CAT 938H Loader	152.33		STREET	1000 430200	231		101000		

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	05/01/14	08 904B MiniLoader		180.46		STREET 1000 430200	231	101000
	05/01/14	YNP Truck #1		0.00		STREET 1000 430200	231	101000
	05/01/14	YNP Truck #2		0.00		STREET 1000 430200	231	101000
	05/01/14	08 Ford Escape (multi-use)		67.96		POLICE 1000 420100	231	101000
	05/01/14	14 Police Interceptor		102.70		POLICE 1000 420100	231	101000
	05/01/14	rebate		0.00		PARKS 1000 430200	231	101000
39868		2852 Fremont Communications		300.00				
	05/15/14	fiber optic, Town Hall		300.00	TWNHAL	1000 411250	345	101000
39869		2855 Basic Computer Troubleshooting &		385.00				
	4 04/21/14	IT support		35.00	REC	1000 460440	357	101000
	5 04/21/14	IT support		140.00	BLDINS	1000 420531	870	101000
	6 04/30/14	IT support		210.00	FINADM	1000 410510	356	101000
39870		332 Allegra		27.00				
	219440 04/30/14	perforate bus lic paper		27.00	FINADM	1000 410510	220	101000
39871		40 Jerry's Enterprises		223.43				
	04/28/14	fuel		123.43	STREET	1000 430200	231	101000
	04/28/14	supplies-GC Hopkins		100.00	LEGIS	1000 410100	220	101000
39872		2859 Katie Ostberg		200.00				
	02/24/14	reimb taps, clogging shoes		200.00	REC	1000 460440	220	101000
39873		2558 Hebgen Basin Fire District		43,143.00				
	neglected to make this payment in April, will pay it twice in May. er							
	04/15/15	April 2014		43,143.00	FIRE	1000 420400	357	101000
39874		999999 PHOTOS BY SANDI		500.00				
	04/30/14	refund RT bond		500.00	RT	2100 214000		101000
39875		73 Westmart Building Center		376.75				
	04/27/14	supplies		73.53	STREET	1000 430200	366	101000
	04/27/14	supplies		72.20	STREET	1000 430200	220	101000
	04/27/14	supplies		9.48	WATER	5210 430500	220	101000
	04/27/14	supplies		68.36	UPDL	1000 411252	220	101000
	04/27/14	supplies		67.19*	LIB	2220 460100	220	101000
	04/27/14	supplies		13.29*	TWNHAL	1000 411250	366	101000
	04/27/14	supplies		18.99	PARKS	1000 460430	220	101000
	04/27/14	supplies		53.71	SOCSE	1000 450135	220	101000

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Claim	Vendor #/Name/ Check Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
39876	999999 ANDREW GROMILLER 04/28/14 refund deposit+rent for 5/8/14	900.00 900.00		POVAH	2210 214001		101000
39877	1031 Murdoch's Ranch & Home Supply 04/25/14 supplies	37.94 37.94		STREET	1000 430200	220	101000
39878	2328 Anderson Precast & Supply, Inc. 69272 04/22/14 grade rings 69200 04/15/14 grade rings 04/30/14 discount	1,136.80 480.00* 680.00* -23.20*		STORM STORM STORM	1000 430235 1000 430235 1000 430235	357 357 357	101000 101000 101000
39879	379 Energy Laboratories, Inc 340451223 04/21/14 Infulent/Effluent	292.50 292.50		SEWER	5310 430640	357	101000
39880	2540 Centennial Auto Repair 9692 04/22/14 maint, 06 Dodge Durango	214.44 214.44		STREET	1000 430200	398	101000
39881	2099 Quick Print of West Yellowstone 4974 04/23/14 resort tax forms	242.10 242.10		FINADM	1000 410510	220	101000
39882	2733 James Patterson 04/22/14 reimb freezer wrap	35.99 35.99		HELP	7010 450135	220	101000
39883	2736 Outside 05/01/14 renew subscription	19.95 19.95		LIB	2220 460100	215	101000
39884	2719 Backpacker 05/01/14 renew subscription	19.97 19.97		LIB	2220 460100	215	101000
39885	2729 Consumer Reports 05/01/14 renew subscription	29.00 29.00		LIB	2220 460100	215	101000
39886	2740 Fly Fisherman 05/01/14 renew subscription	19.95 19.95		LIB	2220 460100	215	101000
39887	333 Montana State Library 04/17/14 MontanaLibrary2Go FY 2015	724.00 724.00*		LIB	2220 460100	398	101000
39888	2201 Grizzly Internet, Inc. 04/15/14 IT support	1,287.50 330.00*		LIB	2220 460100	398	101000
1292-20140415-1	04/19/14 IT support	272.50*		LIB	2220 460100	398	101000
1292-20140419-1	04/19/14 IT support	685.00*		LIB	2220 460100	216	101000
1292-20140419-1							

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39889		04/19/14 reimb training, MLEA	2803 Brian McCoy	26.00 26.00		POLICE	1000 420100	380	101000
39890		05/03/14 annual subscription, PD	54 Bozeman Daily Chronicle	182.40 182.40		POLICE	1000 420160	333	101000
39891		05/01/14 refund RT overpayment	999999 YELLOWSTONE EXPEDITIONS	79.90 79.90		RT	2100 315100		101000
39892		05/01/14 reimb travel, Billings	1282 Elizabeth Roos	295.52 295.52		FINADM	1000 410510	380	101000
39893		05/01/14 reimb travel, Billings	1770 Melanie Gospodarek	20.00 20.00		FINADM	1000 410510	380	101000
39894		05/01/14 reimb travel, Billings	2617 Brad Schmier	308.52 308.52		LEGIS	1000 410100	370	101000
39895		05/01/14 reimb travel, Billings	677 John Costello	308.52 308.52		LEGIS	1000 410100	370	101000
39896		05/01/14 reimb travel, Billings	2860 Cole Parker	308.52 308.52		LEGIS	1000 410100	370	101000
39897		05/01/14 reimb travel, Billings	983 Jerry Johnson	308.52 308.52		LEGIS	1000 410100	370	101000
39898		05/01/14 reimb travel, Billings	289 Greg Forsythe	308.52 308.52		LEGIS	1000 410100	370	101000
39899		04/30/14 auto supplies	2421 NAPA Auto Parts	660.58 660.58		STREET	1000 430200	220	101000
39900	4182014-01	04/18/14 help fund fuel	60 Westgate Station	19.97 19.97		HELP	7010 450135	231	101000
39901	34001	04/10/14 notary bond, Longworth	2842 PayneWest Insurance	92.00 92.00*		DISPAT	1000 420160	335	101000
39902	1401011	01/09/14 water samples	489 MSE ANALYTICAL LABORATORY	22.50 22.50		WATER	5210 430500	357	101000

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39903		05/02/14	2418 Black Mountain Productions Advance Funding, 2014 Award	2,500.00 2,500.00		MAP	2101 410130	398	101000
			# of Claims 42	Total: 75,655.65					
				75,655.65					



WEST YELLOWSTONE TOWN COUNCIL  
**Town Council Meeting**  
**April 22, 2014**

COUNCIL MEMBERS PRESENT: Mayor Brad Schmier, Jerry Johnson, John Costello, Cole Parker

OTHERS PRESENT: Operations Manager Becky Guay, Finance Director Lanie Gospodarek, Chief of Police Gordon Berger, Public Services Superintendent James Patterson, Social Services Director Jack Dittmann, County Commissioner Pierre Martineau, John Greve, Doc Stewart, Sergeant Aaron Frank, Joyce Berger, Ryan Barker-Forsgren Associates, Assistant Public Services Superintendent David Arnado, Town Employee Kurtis Holtzen, Jason Pond, Brenda Martin, Sandi Peppler, Katie Ostberg, WY Chamber of Commerce Representatives Marysue Costello, Wendy Swenson, and Jan Stoddard, Randy Wakefield, WY News Editor Malea Burke, Tom Cherhoniak, Gayle Gavagan, Richard & Teri Gibson, Scott Clark, Yellowstone Historic Center Director Ed Geiger, Gallatin County Sheriff Deputies Matt Stubblefield and Mike Gavagan

The meeting is called to order by Mayor Brad Schmier at 7:00 PM in the West Yellowstone Town Hall, 440 Yellowstone Avenue, West Yellowstone, Montana.

Portions of the meeting are being recorded.

The Treasurer's Report with corresponding banking transactions is on file at the Town Offices for public review during regular business hours.

**ACTION TAKEN**

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- 1) Motion carried to approve the claims which total \$48,916.28. (Johnson, Costello)
- 2) Motion carried to approve the Consent Agenda, which includes the minutes of the April 8, 2014 Town Council Meeting. (Johnson, Costello)
- 3) Motion carried to approve the new business license for Canton Express, LLC to operate a food service business, contingent upon obtaining all the proper permits and approvals from other entities. (Johnson, Costello)
- 4) Motion carried to waive the Resort Tax Bond for Firehole Trading Company on behalf of Ventures West, Inc. (Costello, Parker)
- 5) Motion carried to approve the request from Robert Stuart Pollard to forgive the ambulance debt in the amount of \$1759.00. (Costello, Parker)
- 6) Motion carried to approve the recommendation from the Marketing and Promotions Fund Advisory Board to award Black Mountain Productions \$7500 for the 2014 Community Concert Series. (Johnson, Parker)
- 7) Motion carried to approve the amended staffing plan dated April 22, 2014. (Johnson, Parker)
- 8) Motion carried to confirm Officer Aaron Frank as a police officer. (Johnson, Parker) Johnson is in favor, Parker and Costello are opposed, Schmier abstains. Motion fails.
- 9) Motion carried to appoint Cole Parker to Downtown Improvement District Advisory Board. (Johnson, Costello)

**Council Comments**

Cole Parker says that the new signs at the entrances to Town look very nice. Parker says he has also heard discussion about a spring cleanup event. He suggests they also consider a fall cleanup because a lot of the trash they clean up in the spring seems to be leftover from the summer/fall season. He also says he has a couple other questions. He acknowledges that he is a new council member and may not understand what information he should have. He asks if there is any

information he can have about the investigation into the Police Department and the outcome of that investigation. Guay responds that is not a public investigation and is being conducted by an outside agency and therefore they do not have any information about it. Jerry Johnson commends James Patterson and the Public Services Department for getting the street sweeper out and putting it to work as soon as the streets were clear.

#### **Public Comment Period**

Ed Geiger says that on behalf of the First Baptist Church he would like to make a couple comments. He says that the members of the church are really just waiting for some direction from the Town to determine when they can help out. He says he also thinks there is some miscommunication about operating the clothing bank, when it is available, and when donations are accepted. Johnson and Schmier respond and indicate that there are still details that need to be worked out for actually operating the clothing bank. Guay clarifies that at this time, the Town is not accepting any donations and neither is the First Baptist Church.

#### **Presentation: WY Chamber of Commerce, Accommodations Tax Marketing Budget FY'15**

Wendy Swenson, Marketing Director for the West Yellowstone Chamber of Commerce addresses the group. She presents a brief presentation that includes statistics about Montana Tourism. Yellowstone National Park had 3.1 million visitors in 2013, roughly 1.2 million came through the west gate to the Park. She describes three target markets: family travelers, geo-travelers, and active mature travelers. She says another active market in West Yellowstone is international travelers but they do not target this group due to funding. The total accommodations tax collected in West Yellowstone in 2013 was just over \$1.5 million. Of that amount, the Chamber expects to receive \$164,000 to use for marketing. Swenson briefly describes the goals and objectives of the marketing fund for the coming year. Swenson also describes the budget for FY 2015 which includes print, online, radio/TV, and administrative costs. Johnson asks Swenson what she thinks about the information they heard earlier today that the Park is planning to extend the season at Canyon and allow 500 rooms to be open later into the fall. Swenson says she thinks anything the Park does to extend the season only helps them. They also discuss the scheduled construction in the Park this summer will actually push more people to West Yellowstone. Swenson also mentions that they have redesigned the Chamber's website to make it more tablet and smartphone friendly and are expecting to launch it shortly.

#### **DISCUSSION**

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- 7) Guay explains that it is the staff's recommendation to amend the staffing plan by reducing the number of Facilities Technician positions from three full-time equivalents (FTE) to two FTEs plus one Seasonal Facilities Technician that will primarily manage the Union Pacific Dining Lodge. They also recommend increasing the number of Seasonal Laborers from one half-time FTE to two half-time FTEs for a total of one FTE. The staff also recommends that instead of allowing for the hire of one Temporary Part-Time Roof Shoveler that they allow the Public Services Director to maintain a list of eligible truck drivers that may be called to work on an as-needed basis during the winter plowing season.
- 8) Mayor Schmier explains that they have a letter from the Chief of Police Gordon Berger recommending the confirmation of Aaron Frank as a police officer for the Town of West Yellowstone. Frank completed his probationary period on April 1, 2014. Operations Manager Becky Guay states that she agrees with the Chief and recommends they appoint him to the Police Department. Town Attorney Jane Mersen briefly describes the process that is outlined in the state law that the Council must follow when confirming a police officer. She explains that once the officer completes the 365-day probation, the Council must confirm him/her as an officer unless they have good cause to not make the confirmation. Doc Stewart addresses the Council and expresses support for the confirmation of Officer Frank. Parker clarifies that the Chief of Police and Operations Manager feel that Officer Frank has the knowledge, skills, and ability to serve as the Sergeant for the West Yellowstone Police Department. Guay agrees with that statement. Parker asks for more information about the required one-year probationary period. Guay

responds that Frank was evaluated twice during his first year and met or exceeded the expectations for the position. Parker asks if the Sergeant is expected to train other officers. Guay answers that the Sergeant does train other officers, but it is not explicitly part of the job description. Costello comments on the process and points out that as a Council, they know very little about the employee yet are asked to confirm him as an officer after the probationary period has been completed. He says his only avenue to learn more about the officer was to talk to other officers and individuals that work with him, as well as discuss the situation with the Town Attorney. He says that based on the research he has conducted and after a lot of thought, and acknowledging that not confirming Mr. Frank this evening will put the Town in a difficult position, he will not vote in favor of confirming Frank as a police officer. Johnson asks Costello to share the information he gained from his extended conversation with Town Attorney Jane Mersen. Costello asks Mersen if she remembers the details from their conversation. Mersen shares case law from a similar situation that involved the City of Thompson Falls. In this case, the city refused to confirm an officer that had also completed his probationary period. The officer filed a lawsuit that went clear to the Montana Supreme Court and was decided in favor of the officer. Mersen reiterates that state law mandates that they must confirm the officer unless they have good cause for dismissal. Schmier says that he has also talked to many people on both sides of the issue. He says that at this point, without good cause for dismissal, he does not think there is just cause not to confirm Frank. He also says that because he has not been able to confirm some information that has come to him, he is going to abstain from the vote. Johnson asks Schmier on what basis does he think it is appropriate for him to abstain from voting on an issue he was elected to consider. Schmier says he does not have enough information to make a smart decision and he will have to live with that.

Following the failed vote to confirm Frank, Johnson indicates that he is ashamed of the Council for voting the way they did. Fire Chief Scott Waldron tells the Council “good job” and leaves the room. Guay expresses extreme disappointment in the Council for the action it just took. She says that their action has put the Council in probable position for legal action by the Sergeant and wants to make sure that is part of the record.

- 9) The Council discusses the current composition of the advisory boards.
- A) **Advisory Board Reports:** Library Report, Head Librarian Bruce McPherson addresses the Town Council and those in attendance. He explains that he is not actually a librarian, but used one frequently for 40 years as a college professor. He says he accepted the position with the goal of making the library modern. He says he has been watching carefully to what is happening to libraries across the country and observed funding cuts and downsizing as a result of the economic recession. He says that they have no idea what will happen to small town libraries. He thinks it is important to preserve the library, but they only have about 60 people in this community that actually read books from the library. He says they also provide computer access and children’s programs. McPherson briefly shares some statistics from the past year. He says that they have had just over 13,000 adults come into the library and 4000 children. They have checked out approximately 5000 books and have over 14,000 books in the library. They calculated the replacement cost of the books to be about \$250,000. He thinks it is important to preserve the traditional use of the library, but they have also added weekly ESL classes, a preschool program, and a bilingual summer reading program. McPherson says that nationwide there is solid support for libraries, but only about 30% of the population actually uses the library. He says one of their greatest achievements is their pre-kindergarten program. Half of the class that will graduate this year and continue on to kindergarten comes from a Spanish speaking home and will be able to start school speaking English. McPherson says that he does expect that Montana will follow the rest of the country and make pre-kindergarten education a mandate within a couple of years.

- B) **Operations Manager/Department Head Reports:** Operations Manager Becky Guay reports on current issues: **Police Officer Hiring Process** – The Police Commission has selected six candidates to participate in the testing and interview phase of the hiring process. Four out of six candidates have agreed to be interviewed. **Head Dispatcher Hiring Process** – The selection committee will be interviewing two candidates this Wednesday, April 30, 2014. **Clothing Bank** – Storage for the clothing bank has been set up downstairs in this building. We have been unable to secure volunteers to facilitate the regular operation of the clothing bank, but have a notice posted in the Bits and Pieces section of the West Yellowstone News. **Social Services** – Jack reports that 29 new clients accessed the food bank last week, in addition to the clients normally served. Fish from the Red Rocks reservoirs began arriving on Saturday. Staff processed and wrapped 70 fish at the Povah Center on Saturday, providing a much needed source of protein to food bank clients. One freezer has gone out and will need to be replaced using monies from the Community Help Fund. **CTEP Project** – The CAAT Committee met with the project engineer and the County CTEP grant manager to discuss the bid specifications and process. Due to limited availability of funding, the project was revised to include only a new sign and hardscape at the visitor center. **Town Hall Building** – DAC and subcontractors were on site last week to begin repairs to the building. **911 Advisory Committee** – Chief Berger has set the first meeting of the Advisory Committee on Wednesday, April 30, 2014 at 4:00 p.m. in the Council Chambers. **Business License – Andrew Gromiller and the Organically Grown Band** – The band performed in the Povah Center on April 10. We received no complaints from the public. Officer McCoy checked the event and reported that those in attendance were well behaved and the event was over by 9:30 p.m. Brandy Holland reports that there was NO damage done to the Povah Center. Mr. Gromiller is not sure if the band will be coming back to West Yellowstone in the future. **Access & Easement Discussion with Forest Service (80 Acre Purchase)** – Deputy Mayor Costello, James Patterson and I met with Cavan Fitzsimmons and Todd Stiles from the Forest Service to discuss moving accesses to Forest Service roads/trails that currently cross portions of the 80 acres west of town. We agreed to meet again once the snow melts to walk the parcels. The Forest Service will survey/locate the parcels as soon as it is feasible so we can determine parcel boundaries, roads, trails, etc.

The meeting is adjourned. (9:45 PM)

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Mayor

ATTEST:

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Town Clerk



**REPURCHASE CONFIRMATION**

Treasurer's Office  
 Town of West Yellowstone  
 P.O. Box 1570.  
 West Yellowstone, MT 59758  
 via Fax: 646-7511

*Securities  
 Report  
 5/1/14*

Tax ID Number: 81-0299400

**REPURCHASE CONFIRMATION**

Agreement Number: 60722900  
 Trade Date: 5/1/2014  
 Settlement Date: 5/1/2014  
 Maturity Date: 5/2/2014

Repurchase Rate: 0.020% (The average investment rate for 91-day T-Bills, adjusted weekly.)  
 Current Balance: \$470,241.46  
 Accrued Interest: \$0.25

**SECURITIES DESCRIPTION**

Security	CUSIP	Rate	Maturity	Par	Market Value
Gallatin County, MT SD # 44	36370NBL8	3.00%	6/15/2015	\$200,000	\$208,249
Lake County, MT SD #30	509405BS4	2.00%	7/1/2014	\$375,000	\$378,681
Lake County, MT SD #30	509405BT2	2.00%	7/1/2015	\$300,000	\$307,688
					\$894,618

Fractional Interest in Securities\* : 53%

\*Fractional Interest = [(Current Balance)/(Market Value)] %

*This Repurchase Agreement is not a deposit and is not covered by FDIC deposit insurance or the FDIC Transaction Account Guaranty Program. In the event of a bank failure, the Town of West Yellowstone will become the owner of the Securities, or obtains a perfected security interest in these Securities.*

**Operating Account Information**

Account Number: 60722892  
 Date: 5/2/2014  
 Balance: \$1,000.00  
 Current Rate: 0.00%  
 Accrued Interest: \$0.00

**Money Market Account Information**

Account Number: 60606285  
 Date: 5/2/2014  
 Balance: \$390,552.87  
 Current Rate: 0.18%  
 Accrued Interest: \$1.92

# Town of West Yellowstone Business License Application

Business Name: Bear Country Burritos Company  
 Applicant: Danny + Jaime Hambarian  
 Contact Person: Jaime Hambarian  
 Mailing Address: PO Box 1909 West Yellowstone, MT. 59758  
 Physical Address of Business: Yellowstone Aerial Adventures - 105 S. Faithful  
 Phone Number: 646-1144(H) or 871-0470(C) Fax Number: \_\_\_\_\_  
 Email Address: Hambarian5@Q.com Website: \_\_\_\_\_

Signature of Property Owner of Record: \_\_\_\_\_

Subdivision: Grizzly Park  
 Block: 1 Lot: 4

Zoning District, please mark one:

- |   |   |
|---|---|
| <input type="checkbox"/> B-3 Central Business District (Old Town)                 | <input type="checkbox"/> PUD Planned Unit Development (Grizzly Park)            |
| <input checked="" type="checkbox"/> B-4 Expanded Business District (Grizzly Park) | <input type="checkbox"/> Residential Districts, Home Occupations Only (Mad Add) |
| <input type="checkbox"/> E-2 Entertainment District (Grizzly Park)                |   |
- 
- |  |  |
|--|--|
| <input type="checkbox"/> New Business                  | <input type="checkbox"/> Transfer of Ownership |
| <input checked="" type="checkbox"/> Change of Location | <input type="checkbox"/> Name Change           |

- Is this business licensed by the State of Montana?  Yes  No
- Appropriate City/County/Health Dept approvals (if applicable)  Yes  No (please attach)
- If this business is located in Grizzly Park, has the business been approved by the Grizzly Park Architectural Committee (GPAC)?  Yes  No Pending / Submitting

**Type of Business** Please explain in detail the following: number of units, seating capacity, etc. Contractors should list trailers and equipment and where these items will be stored.

We would like to move Bear country Burritos Company to the property at the 105 Faithful (Well: Aerial Adventures). It will be 1 building, it will match the colors of the other buildings at that location. The seating is all outside and provided by Yellowstone aerial adventures.

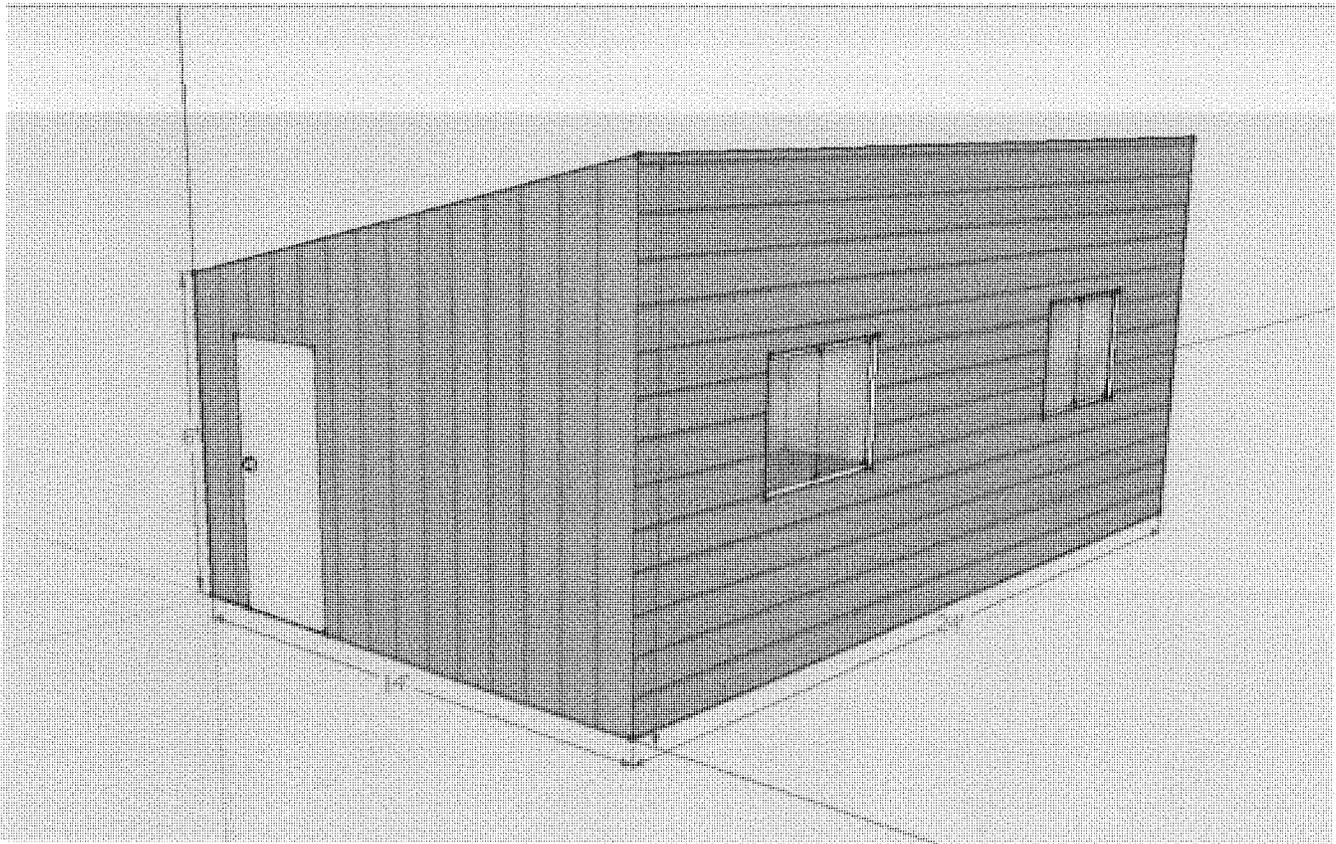
Business License Fee: \$ 50-

Resort Tax Bond: \$ \_\_\_\_\_

Total Amount Due: \$ 50-

Jaime Hambarian  
 Signature of Applicant  
Jaime Hambarian  
 Signature of Applicant  
5/2/14  
 Date

FOR OFFICE USE ONLY				
Date Approved by Town Council: _____				
Date _____	Check # _____	Amount \$ _____	License # _____	
SCN _____	BLP _____	STX _____	BLC _____	RDX _____

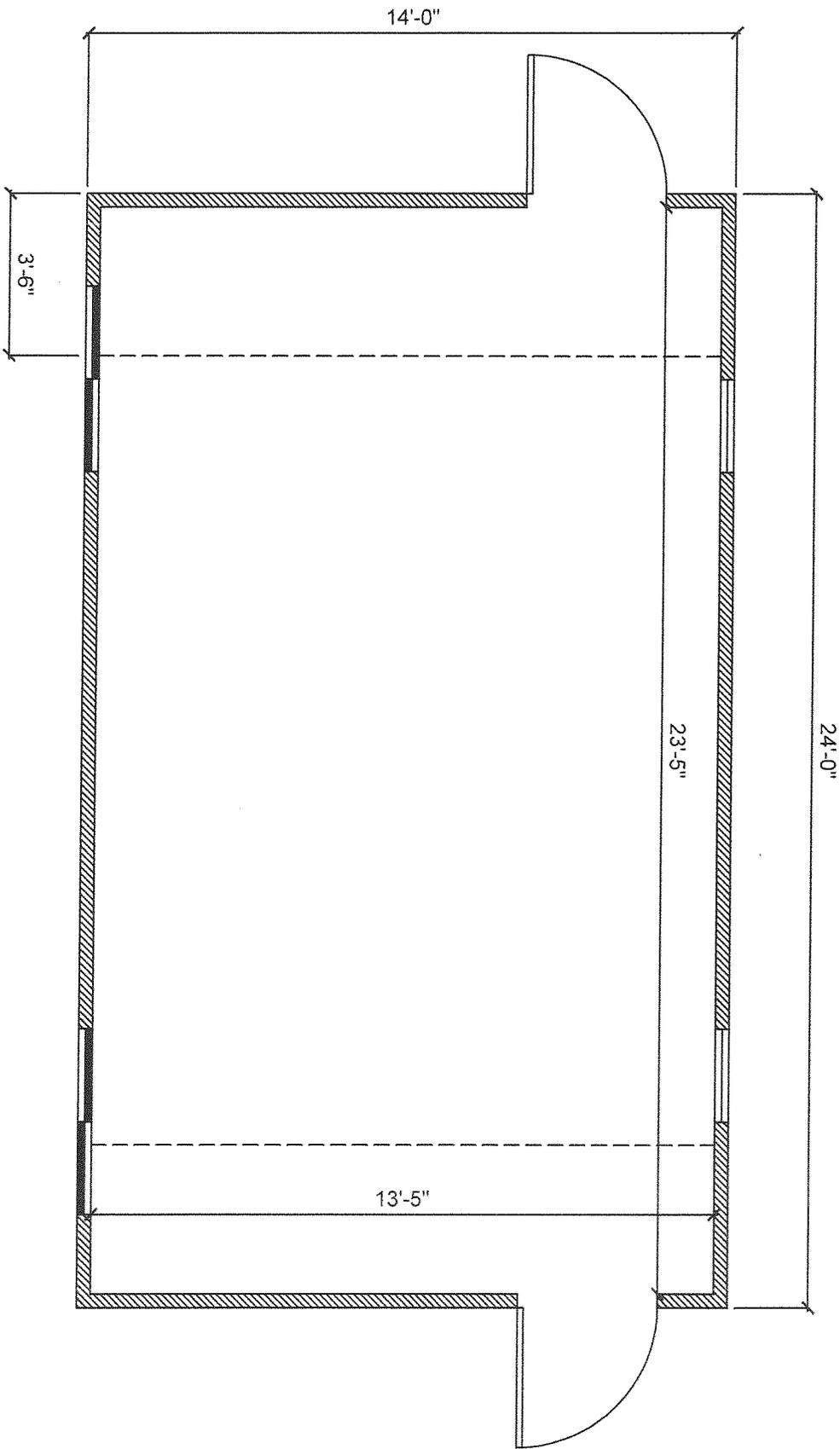


David Wood  
KB Building and Supply, Inc.  
8256 Huffine Lane  
Bozeman, MT 59718  
[www.kbbuildingandsupply.com](http://www.kbbuildingandsupply.com)  
P: 406-586-5595  
1-800-878-5815  
F: 406-586-5652

"Quality Buildings from Montana's Premier Post Frame Builder!"



This email is free from viruses and malware because [avast! Antivirus](#) protection is active.



5/2/14

To whom it may concern:

I am requesting that my 500.00 Resort tax bond be waived on my new business license. I have operated a business in town for 5 years and have a good payment record. I paid the bond in 2009 when I purchased my first business.

Sincerely,

A handwritten signature in cursive script that reads "Danny Hambarian". The signature is fluid and includes a large loop at the beginning of the first name.

Danny Hambarian

Bear Country Burrito Comp.

# Town of West Yellowstone Business License Application

Business Name: Westgate Station  
 Applicant: ~~Colin Parker~~ Colin Parker  
 Contact Person: Kerry Parker  
 Mailing Address: Box 176A WYS, MT  
 Physical Address of Business: 11 YELLOWSTONE AVE  
 Phone Number: 406-646-7651 Fax Number: 406-646-7654  
 Email Address: \_\_\_\_\_ Website: westgatestation@gmail.com

Signature of Property Owner of Record: \_\_\_\_\_

Subdivision: OLD TOWN  
 Block: 28 Lot: 12/13

Zoning District, please mark one:

- B-3 Central Business District (Old Town)       PUD Planned Unit Development (Grizzly Park)  
 B-4 Expanded Business District (Grizzly Park)       Residential Districts, Home Occupations Only (Mad Add)  
 E-2 Entertainment District (Grizzly Park)

- New Business       Transfer of Ownership  
 Change of Location       Name Change       UPDATE

- Is this business licensed by the State of Montana?  Yes  No
- Appropriate City/County/Health Dept approvals (if applicable)  Yes  No (please attach)
- If this business is located in Grizzly Park, has the business been approved by the Grizzly Park Architectural Committee (GPAC)?  Yes  No

**Type of Business** Please explain in detail the following: number of units, seating capacity, etc. Contractors should list trailers and equipment and where these items will be stored.

Deli location      SERVING, MAKING Deli SANDWICHES  
to go.      ALL FOOD IS TAKE AWAY

SERVICE station / C-stores

Business License Fee: \$ 75.00

Resort Tax Bond: \$ NA

Signature of Applicant \_\_\_\_\_

Total Amount Due: \$ 75.00

Signature of Applicant \_\_\_\_\_

Date 5/2/14

**FOR OFFICE USE ONLY**

Date Approved by Town Council: \_\_\_\_\_

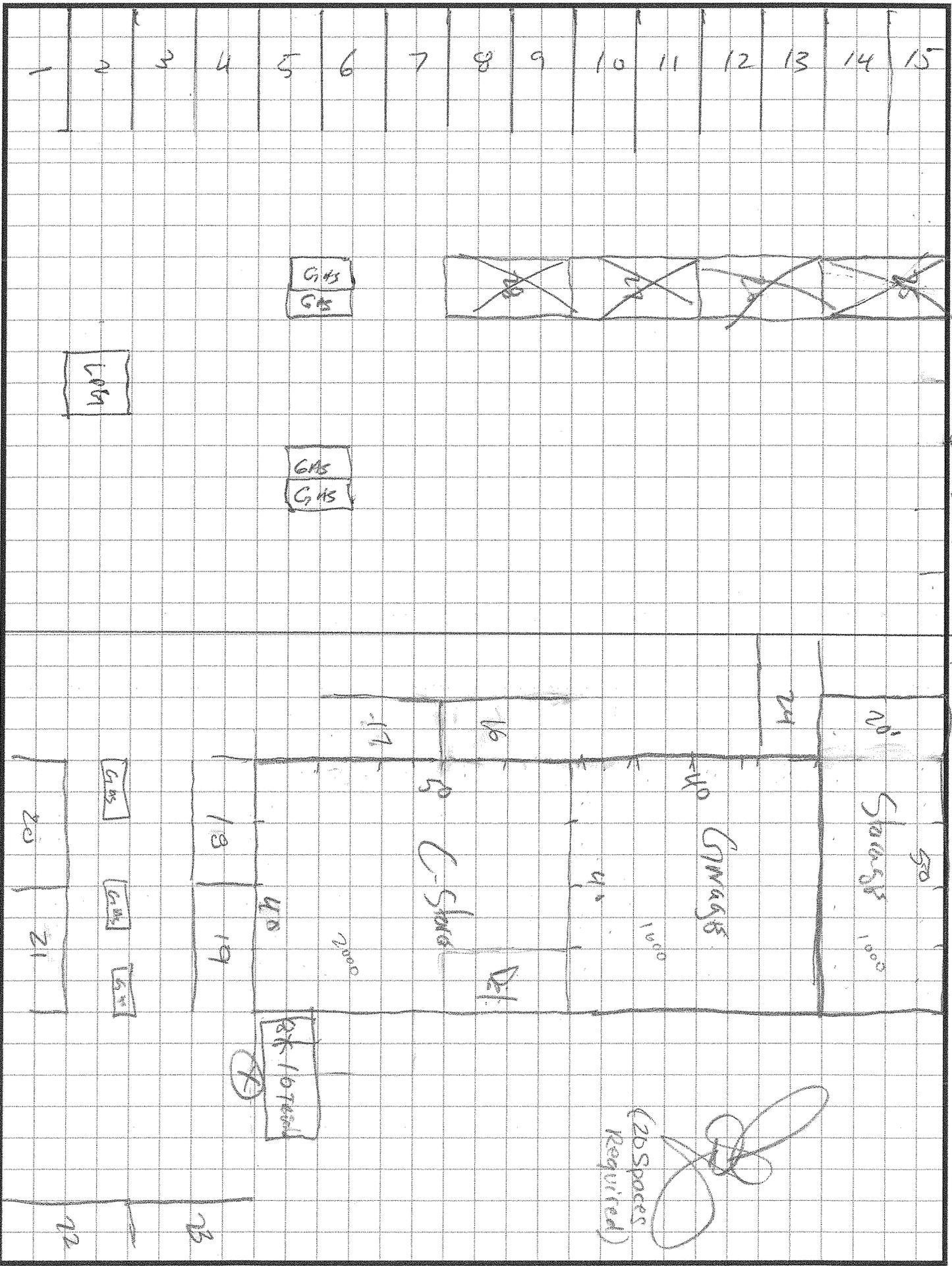
Date \_\_\_\_\_ Check # \_\_\_\_\_ Amount \$ \_\_\_\_\_ License # \_\_\_\_\_

SCN \_\_\_\_\_ BLP \_\_\_\_\_ STX \_\_\_\_\_ BLC \_\_\_\_\_ RDX \_\_\_\_\_

WESTGATE STATION

50' DRIVE + ALLEY A

BLOCK 28, LOTS 12+13



100'

150'

50'

100'

150'

150'

N

# Town of West Yellowstone Business License Application

Business Name: Hokulia Shave Ice - West Yellowstone  
 Applicant: Amber Pommerville, manager of SLP Enterprises  
 Contact Person: Amber Pommerville  
 Mailing Address: 16 Harvester Ln, Belgrade, MT 59714  
 Physical Address of Business: \_\_\_\_\_  
 Phone Number: 406-577-6487 Fax Number: \_\_\_\_\_  
 Email Address: Apommerville@yahoo.com Website: \_\_\_\_\_

Signature of Property Owner of Record: \_\_\_\_\_

Subdivision: Old Town  
 Block: 28 Lot: 13

Zoning District, please mark one:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> B-3 Central Business District (Old Town) | <input type="checkbox"/> PUD Planned Unit Development (Grizzly Park)            |
| <input type="checkbox"/> B-4 Expanded Business District (Grizzly Park)       | <input type="checkbox"/> Residential Districts, Home Occupations Only (Mad Add) |
| <input type="checkbox"/> E-2 Entertainment District (Grizzly Park)           |   |
| <input checked="" type="checkbox"/> New Business                             | <input type="checkbox"/> Transfer of Ownership                                  |
| <input type="checkbox"/> Change of Location                                  | <input type="checkbox"/> Name Change  |

- Is this business licensed by the State of Montana?  Yes  No
- Appropriate City/County/Health Dept approvals (if applicable)  Yes  No (please attach)
- If this business is located in Grizzly Park, has the business been approved by the Grizzly Park Architectural Committee (GPAC)?  Yes  No N/A

**Type of Business** Please explain in detail the following: number of units, seating capacity, etc. Contractors should list trailers and equipment and where these items will be stored.

8x14 mobile kiosk selling Shave Ice  
- walk up business, no parking needed  
- owner has agreed to let my employees use their restroom & let us dispose of our garbage into his dumpster

Business License Fee: \$ \_\_\_\_\_  
 Resort Tax Bond: \$ \_\_\_\_\_

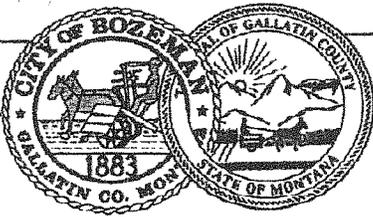
Amber Pommerville  
 Signature of Applicant

Total Amount Due: \$ \_\_\_\_\_

\_\_\_\_\_  
 Signature of Applicant

\_\_\_\_\_  
 Date

FOR OFFICE USE ONLY				
Date Approved by Town Council: _____				
Date _____	Check # _____	Amount \$ _____	License # _____	
SCN _____	BLP _____	STX _____	BLC _____	RDX _____



[www.healthygallatin.org](http://www.healthygallatin.org)

## Gallatin City-County Health Department

Environmental Health Services  
215 W. Mendenhall, Rm 108  
Bozeman, MT 59715-3478  
406-582-3120 • Fax: 406-582-3128

March 25, 2014

Hokulia Shave Ice  
Attn: Amber Pomerville  
16 Harvester Lane  
Belgrade, MT 59714

RE: Plan Review of Hokulia Shave Ice, Located at 16 Harvester Lane, Belgrade, MT.

The Gallatin City-County Health Department (GCCHD) has reviewed the plans for the above referenced establishment. The plans appear to be in conformance with Title 37, Chapter 110, Subchapter 2, Administrative Rules of Montana and GCCHD Health Code Chapter 2, and are thus approved.

This approval does not constitute endorsement or acceptance of the completed establishment (structure or equipment). Any deviations to the plans approved herein must be approved by the GCCHD. Please notify this office when the establishment has been completed in order to schedule a pre-operational inspection.

Approval of these plans and specifications by the GCCHD does not indicate compliance with any other federal, state, or local code, law or regulation that may be required. The local building and fire authority must approve plans and specifications prior to licensing.

In accordance with GCCHD Health Code Chapter 2, construction of approved plans must commence within 24 months of approval. If construction has not begun after 24 months, the approval is void and all plans and fees must be resubmitted.

If I may be of assistance or should you have any questions, please contact me at 582-3120.

Alfredo D. Caron R.S.  
Environmental Health Specialist  
Gallatin City-County Health Department

c. File



# TOWN OF WEST YELLOWSTONE

**MONTANA**  
*naturally interesting*

## POLICE DEPARTMENT

**Aaron C. Frank**

**P.O. Box 565**

**West Yellowstone, Montana 59758**

**April 1, 2014**

**Aaron,**

The Town of West Yellowstone and I are pleased to note that your one year probationary period with the West Yellowstone Police Department will end on, April 1, 2014. You are hereby appointed as a member of the West Yellowstone Police Department. This appointment is subject to Town Council approval at the regular meeting scheduled for April 22, 2014.

We all look forward to your continued service and dedication to the police department and the Town of West Yellowstone.

Sincerely,

A handwritten signature in black ink that reads "Gordon L. Berger". The signature is written in a cursive style.

Chief Gordon L. Berger

Cc: Lanie Gospodarek, Financial Administrator

Becky Guay, Towns Operation Manager



**West Yellowstone Police Department**

P.O. Box 1570 West Yellowstone, Montana 59758 (406) 646-7600 Fax (406) 646-7650

Resolution No. 648

A RESOLUTION OF THE TOWN COUNCIL of the Town of West Yellowstone, Montana, of its intention to write off from the Ambulance accounts receivable fund delinquent ambulance bills as processed by CBO Collections of Bozeman, MT.

Whereas Stuart Pollard has made a personal appeal to the Town Council on April 22, 2014 to have his ambulance charges with the Town of West Yellowstone be forgiven and the request was granted.

NOW THEREFORE BE IT RESOLVED, by the Town Council of The Town of West Yellowstone, County of Gallatin, State of Montana, that a delinquent ambulance bill in the amount of \$1,759.47 shall be removed from the ambulance accounts receivable fund by crediting said fund.

PASSED BY THE TOWN COUNCIL OF THE TOWN OF WEST YELLOWSTONE  
THIS 6th DAY OF MAY, 2014.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

ATTEST:

\_\_\_\_\_  
Town Clerk

March 18, 2014

Town of West Yellowstone  
440 Yellowstone Ave  
West Yellowstone, MT 59758

Approved  
4/22/14 TC  
AR

ATTENTION: CREDIT DEPARTMENT  
RE: ACCOUNT #978798

Dear Town of West Yellowstone and CBI,

My current income from Social Security Retirement is not enough for me to be able to make any payments towards my ambulance bill for \$1759.00 with the town at this time. Due to my medical condition, a traumatic brain injury I sustained in 2006 I amassed \$267,789.12 in medical bills. I do not foresee any changes to my mental and financial situation or employment status that would put me in a position to make payments any time in the future (see attached supporting documents).

I respectfully request that you forgive my debt as my current and future income does not support any debt repayment.

Sincerely,



Robert Stuart Pollard  
PO Box 2043  
West Yellowstone, MT 59758  
(406) 641-0736

**TOWN OF WEST YELLOWSTONE**  
**MONTANA**  
*naturally interesting*

**PUBLIC NOTICE**  
**CITIZEN ADVISORY BOARD**  
**VACANCIES**

The West Yellowstone Town Council is seeking interested individuals to serve on the following advisory boards. Interested individuals should complete and return the 'Application for Boards and Committees' which is available from the Town Offices, 440 Yellowstone, West Yellowstone, MT. For more information or to request an application by e-mail, please contact the Town Offices, 646-7795, or [info@townofwestyellowstone.com](mailto:info@townofwestyellowstone.com).

Airport Advisory Board

Cemetery Board of Trustees

Parks & Recreation Advisory Board

Planning Board (must live out of Town)

Elizabeth Roos  
Town Clerk





**Mike Kadas**  
Director

# Montana Department of Revenue



**Steve Bullock**  
Governor

21-Apr-2014

**Account ID:** 4035721-004-ONP

**Letter ID:** L1321847936

**License Type:**

Montana Retail On-Premises Restaurant Beer and Wine

**License Number:**

06-758-3186-401

**RE:** Application for Transfer of Ownership and Location for Running Bear Pancake House,  
538 Madison Ave, West Yellowstone, Gallatin County, Montana

## NEWLY LICENSED PREMISES

The above referenced application was received at the Department of Revenue, Liquor Control Division. Notice is being provided to you to give you an opportunity to advise if the applicant and premises meet all the laws and ordinances your office is responsible for regulating. We will be happy to provide any additional information that is needed.

Local laws are not enforced through the alcoholic beverage licensing process; however, if there are local laws affected by this application, compliance with those laws may influence the final determination to issue the license.

This is an application for a new premises, a premises not currently licensed for the consumption of alcohol. Building, health and fire approval will be required before department approval will be considered.

If any agency determines deficiencies exist that should be considered in the issuance of this license, please advise this office in writing by May 22, 2014. If we receive a determination of a local deficiency, the license application process cannot be completed until the issue is cleared up at the local level. In addition, if we receive a written protest against the issuance of this license, a public hearing will be scheduled.



If you have any questions concerning this or any other matter, please feel free to contact me at the number listed below.

Sincerely,



Danette Tenneson  
Compliance Specialist  
PO Box 1712  
Helena, MT 59624-1712  
Phone: (406) 444-4332

c: Department of Labor & Industry  
Montana Beer and Wine Wholesaler Association



CERTIFICATE OF SERVICE

I certify that on this 22 day of April 2014, a true and correct copy of the foregoing has been served by placing same in the United States mail, postage prepaid, and addressed as follows:

WEST YELLOWSTONE CITY ATTORNEY  
PO BOX 1570  
WEST YELLOWSTONE MT 59758

GALLATIN COUNTY SANITARIAN  
311 W MAIN, ROOM 108  
BOZEMAN MT 59715

JAMIE GREENE  
OPERATIONS MANAGER  
PO BOX 1570  
WEST YELLOWSTONE MT 59758

BILL FOGARTY  
WEST YELLOWSTONE BUILDING INSPECTOR  
PO BOX 1570  
WEST YELLOWSTONE MT 59758

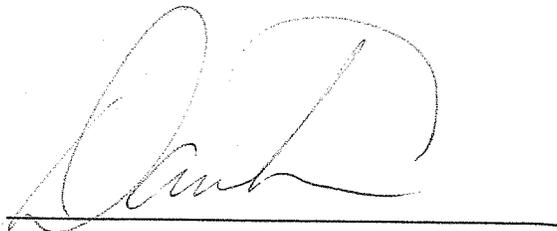
GORDON BERGER  
WEST YELLOWSTONE  
POLICE CHIEF  
PO BOX 1570  
WEST YELLOWSTONE MT 59758

WEST YELLOWSTONE COUNCILPERSONS  
PO BOX 1570  
WEST YELLOWSTONE MT 59758

HEBGEN BASIN FIRE DISTRICT  
SCOTT WALDRON, DISTRICT FIRE CHIEF  
PO BOX 1508  
WEST YELLOWSTONE MT 59758

JAMES PATTERSON  
BUILDING/FIRE INSPECTOR  
10 SOUTH FAITHFUL  
WEST YELLOWSTONE MT 59758

STATE BUILDING INSPECTOR  
9319 LINCOLN ROAD  
CANYON CREEK MT 59633  
[kopreston@mt.gov](mailto:kopreston@mt.gov)



**General Information**

The applicant is a: Corporation

Ownership Type: Subchapter S

Is this a Montana Business?  Yes  No  N/AJoint Tenants with Rights of Survivorship (JTROS)?  Yes  No  N/A

Name of Entity Applying: KLOSTRICH ENTERPRISES INC.

Business Name (DBA): RUNNING BEAR PANCAKE HOUSE

FEIN: \*\*-\*\*-\*\*

**Business Address of Premises to be Licensed**Street Address

538 MADISON AVE

Street Address 2Street Address

P.O. BOX 674

Street Address 2Unit TypeUnitUnit TypeUnitCity

WEST YELLOWSTONE

City

WEST YELLOWSTONE

State

MONTANA

State

MONTANA

Zip/Postal Code

59758

Country

USA

Zip/Postal Code

59758

Country

USA

**Business Contact Information**Contact Name

KELLY BURDEN

Business Phone

4066467703

Cell Phone

4066402724

Fax

4066467703

Email

runningbearph@aol.com

**Are the premises for licensing located:**

- Within the boundaries of an incorporated city/town.
- Within a distance of five miles of an incorporated city/town.
- Within an unincorporated city/town or outside the boundaries of, and more than five miles distance from, any city/town whether incorporated or unincorporated.

City

WEST

YELLOWSTONE

County

GALLATIN

**Premises Information**

## 1. Does the applicant's premises:

- a. Have permanently installed walls extending from floor to ceiling?  Yes  No  N/A
- b. Have a unique, clearly defined address that is not shared with another business? (i.e. Suite or Unit Designated)  Yes  No  N/A
- c. Have another business operating out of the same premises?  Yes  No  N/A
- d. Have a public external entrance that is shared with another premises for which a gambling operator license has been issued?  Yes  No  N/A
- e. Share a common internal wall with another premises to which a gambling operator license has been issued?  Yes  No  N/A
- f. Have a bar and at least 12 seats at the bar, tables or booths independent of gaming machines?  Yes  No  N/A

## 2. Describe where the premises is located:

- a. Are the entrance doors of the premises proposed for licensing on the same street as, and within 600 feet of, the entrance doors of a building occupied exclusively as a church, synagogue or other place of worship or school (except a commercially operated or post secondary school)?  Yes  No  N/A
- b. Is the premises located within 150 feet of another premises licensed for on-premises alcoholic beverage consumption? (As defined in 23-5-629 MCA)  Yes  No  N/A
1. Does the second premises already have a permit for placement of video gambling machines?  Yes  No  N/A
2. Is there a structural walkway between the two premises?  Yes  No  N/A
3. Is the second premises licensee affiliated with the applicant?  Yes  No  N/A
4. Is there an immediate family member related to the applicant within the ownership structure of the second premises licensee?  Yes  No  N/A
5. Do the two licensed premises share any common management personnel?  Yes  No  N/A
6. Would the applicant be considered a parent or subsidiary business entity of the second licensee?  Yes  No  N/A
7. Does any person or entity within the ownership structure of the applicant share a commonality of business interest with any other person or entity within the ownership structure of the second licensee?  Yes  No  N/A
8. Are there any contractual agreements or financing agreements between the applicant and the second licensee?  Yes  No  N/A
9. Are there any investors common to the applicant and the second licensee?  Yes  No  N/A

**Fees**

<u>Fee</u>	<u>Amount</u>
Alcoholic Bev Processing Fee	200
Catering Beer/Wine	200
Restaurant Annual License Fee	400

**Declaration & Authorization**

Applicant's formal declaration and authorization for examination and release of information.

I hereby declare under the penalty of law and/or the revocation of any licenses granted pursuant hereto, that I am the applicant or duly authorized representative of the firm or corporation making this application and that I have examined the application, including any accompanying information, and that the responses provided herein are true, correct and complete. I understand if this application or attachment(s) contains false information, I am subject to criminal penalties of Section 45-7-202, 45-7-203 and 45-7-208, Montana Code Annotated, and/or revocation of any alcoholic beverage or gambling licenses granted pursuant to this application.

I further authorize a full review, disclosure and release to any duly authorized officer, agent or employee of the Montana Department of Justice, Gambling Control Division, of any and all records concerning me that the Montana Department of Justice properly determines relate to my qualification for gambling and/or liquor licensure, whether the records are of a public, private, or confidential nature.

By checking this box, I agree to the above statement(s)

Full Name

KELLY BURDEN

Title/Position

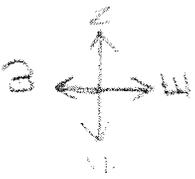
OWNER/PRESIDENT

Date

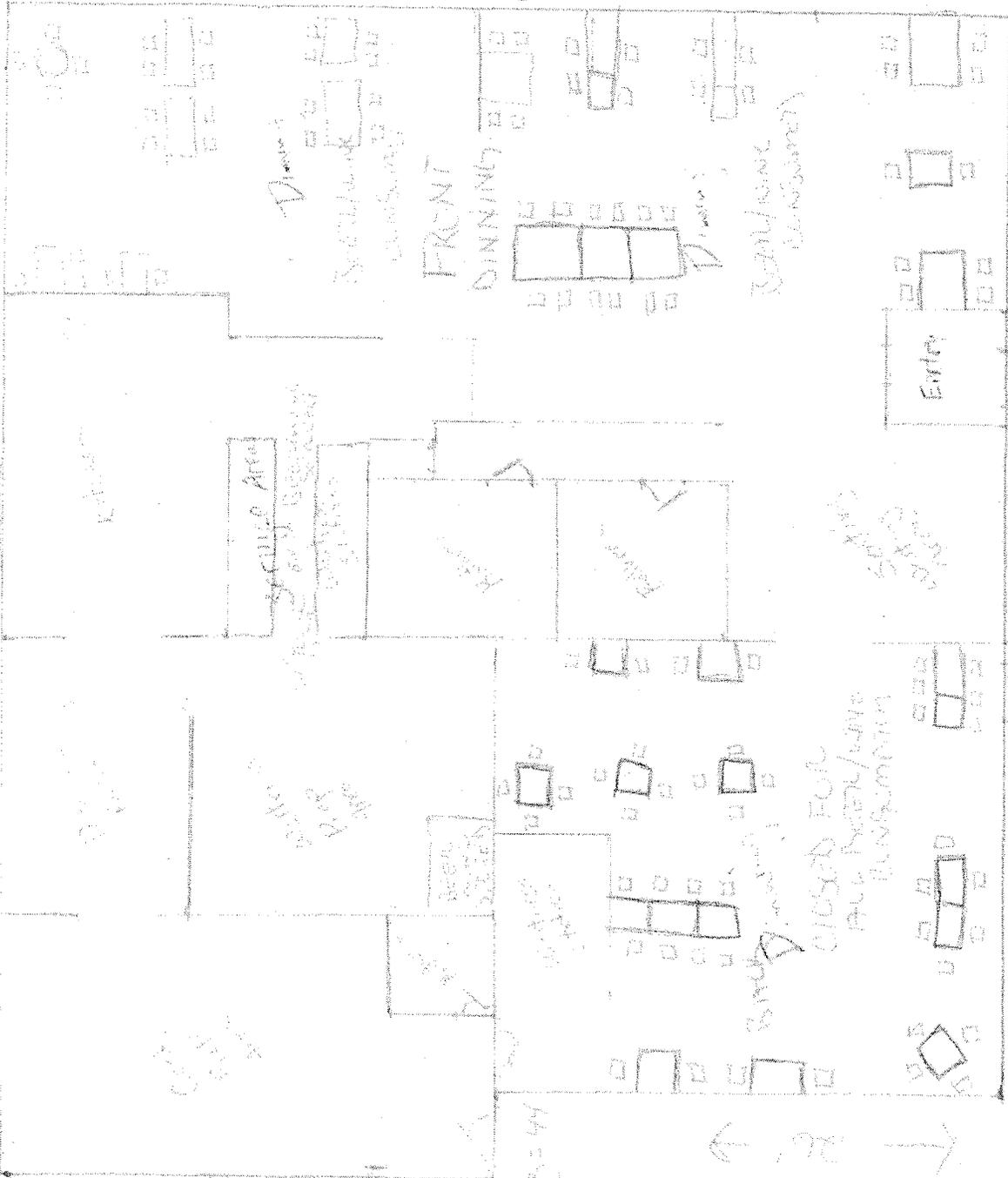
04-Apr-2014

This application must be completed in full, and all requested attachments must accompany it. Delay, denial or the return of the application will result if incomplete.

Additional information may be required during the investigation of your license application.



755 MADISON AVE



PARKING LOT



MADISON AVE

335 TABLES  
104 CHAIRS  
FRONT DINING AREA  
1/4" = 2 FEET

LICENSE #  
06-755-306-41

335 TABLES

104 CHAIRS

FRONT DINING AREA

1/4" = 2 FEET

CLOSED FOR ALL NIGHT/DATE



**Town of West Yellowstone**  
**Boards & Committee Appointments**  
**April 2014**

**Airport Advisory Board**

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Bill Howell  
Glen Loomis  
Jerry Schmier  
Mike Polkowske  
Dennis LaFever

**Cemetery Board of Trustees**

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Mayor  
Ken Davis  
Spring Binfet  
Rocky Hermanson  
Vacancy

**CDBG/Revolving Loan Fund**

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Operations Manager-Becky Guay  
Finance Director- Lanie Gospodarek  
Kyle Goltz-Business Rep  
Maggie Anderson-FSB  
Vacancy-YBB  
Vacancy-TC

**Clothing Bank Ad Hoc Committee**

---

Corinne Fagerburg  
Doug Buskirk  
Grace McCoy  
Brian McCoy  
Doc Stewart  
Bob Everest  
Kathi Arnado (Employee)  
Salle Engelhardt  
Jerry Johnson (Council)

**Downtown Improvement District**

---

Cole Parker (Council)  
Tom Cherhoniak  
Kristy Coffin  
Betty Richey  
Kellie Sanders  
Kim Howell  
Don Perry

**Healthcare Services Board**

---

Tom Cherhoniak  
Kyle Goltz  
Rachel Burden  
John Costello (Council)  
Jessica McCrossin

**Library Board of Trustees**

---

Yessika Vega  
SJ Shepherd  
Rocky Hermanson  
Patrick Brennan  
Lacey Trowbridge  
Bruce McPherson, Librarian

**MAP Advisory Board**

---

Jerry Johnson, (Chair & Council)  
Gloria Evans  
Marysue Costello  
Kay Matthews  
Barbara Klesel  
Kim Howell  
John Greve

**Parks & Rec Advisory Board**

---

Kevin Flanagan  
Greg Forsythe (Council)  
April Heesacker  
Vickie Barta-Chair  
Vacancy

### **Planning**

---

Doc Stewart (Council)  
Cole Parker (Gall Co. Appt)  
Public Services Supt (Employee)  
Bill Howell (in-town)  
Tim Daley (in-town)  
Kim Howell (out of town)  
Vacancy (out of town)

### **Police Commission**

---

Doc DeTonancour  
Bill Howell  
Charles Gibson

### **Sign Review & Appeals Board**

---

Doc Stewart  
Randy Roberson  
Jason Howell  
Jeremy Roberson  
Cole Parker (Council)

### **Snow Arbitration Board**

---

Brad Schmier, (Council)  
Tim Whitman  
Chris Kahur  
6 Vacancies  
Public Services Supt. (ex-officio)

### **TBID Board of Directors**

---

Jeff Schoenhard  
Jerry Johnson  
Alicia Thompson  
Jeremy Roberson  
John Stallings  
Brock Kelley  
Michael Lundberg

### **911 Advisory Board**

---

Gallatin County Sheriff Representative  
WY Police Representative  
Operations Manager  
YNP Representative  
USFS Representative  
MT Highway Patrol  
Hebgen Basin Fire Representative  
MDOT Representative  
MT FWP Representative  
WY Trail Groomers Representative  
Non law enforcement user (wrecker serv)  
John Costello (Town Council)  
Brenda Martin (General Public)

## **OTHER BOARDS**

### **Community Assessment Action Team**

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Becky Guay, Operations Manager

### **Gallatin County Regional Parks Bd**

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Pierre Martineau

### **Solid Waste District Board**

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James Patterson, Public Services Supt.