

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

**“THE MAGIC CITY – A VIBRANT, WELCOMING PLACE WHERE
PEOPLE FLOURISH AND BUSINESS THRIVES.”**

AGENDA

COUNCIL CHAMBERS

February 28, 2011

6:30 P.M.

CALL TO ORDER – Mayor Hanel

PLEDGE OF ALLEGIANCE – Mayor Hanel

INVOCATION – Mayor Hanel

ROLL CALL

MINUTES: February 14, 2011

COURTESIES

PROCLAMATIONS

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 and #2 ONLY.

Speaker sign-in required. (Please sign up on the clipboard located at the podium. Comment on items listed as public hearing items will be heard ONLY during the designated public hearing time for each respective item. For Items not on this agenda, public comment will be taken at the end of the agenda.)

1. CONSENT AGENDA -- Separations:

A. Mayor Hanel recommends that Council confirm the following appointments:

1.

	Name	Board/Commission	Term	
			Begins	Ends
1	Robert Pumphrey	Animal Control Board	02/28/11	12/31/12
2	No Applications	Board of Adjustments	02/28/11	12/31/13

3	No Applications	Board of Adjustments	02/28/11	12/31/13
4	No Applications	Board of Appeals - Architect	02/28/11	12/31/13
5	No Applications	Board of Appeals - Electrical	02/28/11	12/31/13
6	No Applications	Board of Appeals	02/28/11	12/31/14
7	No Applications	Board of Appeals - At Large	02/28/11	12/31/14
8	No Applications	Board of Ethics	02/28/11	12/31/14
9	No Applications	Community Development -Low Mod	02/28/11	12/31/14
10	No Applications	Community Development - At Large	02/28/11	12/31/12
11	Dr. Christian Ball	EMS Board - Billings Clinic	02/28/11	12/31/14
12	No Applications	Housing Authority Resident Comm	02/28/11	12/31/13
13	No Applications	Human Relations Commission	02/28/11	12/31/14
14	Jim Peters	Mayor's Committee on Homelessness - Librarian	02/28/11	12/31/14
15	Perry Roberts	Mayor's Committee on Homelessness - Housing	02/28/11	12/31/13
16	John Armstrong	Mayor's Committee on Homelessness - Philanthropy	02/28/11	12/31/14
17	Luke Kobold	Mayor's Committee on Homelessness - Health Care	02/28/11	12/31/14
18	No Applications	Mayor's Committee on Homelessness - Lending Industry	02/28/11	12/31/14
19	No Applications	Parking Advisory Board	02/28/11	12/31/14
20	No Applications	Parking Advisory Board	02/28/11	12/31/14
21	No Applications	City/County Planning - Ward V	02/28/11	12/31/12

1. Unexpired term of Sandy Weiss
2. Unexpired term of LaVern Bass
3. Unexpired term of Terry Madtson
10. Unexpired term of Sandy Weiss
15. Unexpired term of Patrick Chapel

B. Bid Awards:

1. **W.O. 11-03, 2011 Street Maintenance Program, City Overlay** . (Opened 2/15/11). Recommend Riverside Contracting; \$881,913.17.
2. **W.O. 08-27, Solid Waste Landfill Phase 2 Closure** (Opened 2/15/2011); Recommend COP Construction; \$576,320.

C. Professional Services Contract with Farr Associates for development of a form-based code for the East Billings Urban Renewal District; \$49,000.

D. Audit Services Contract with JCCS for a six-year term (FY 2011-2016); \$368,000.

E. Approval of Limited Commercial Aviation Building and Ground Lease with Jack Bolme; 1/1/2011-12/31/2016; \$33,010.80 first year revenue with the rate adjusted annually according to Consumer Price Index for All Urban Consumers.

F. W.O. 10-03, 32nd Street West and Broadwater Avenue Improvements Right-of-Way Acquisition: Parcel 1 : Portion of Tract 2, Certificate of Survey 1161 (113 SF); Apostles Evangelical Lutheran Church, \$847.50.

G. Street Closures:

1. **St. Patrick's Day Parade and Street Fair**, March 12, 2011. Parade: assemble 8:00 a.m., begin 11:00 a.m. - noon, established downtown parade route; Street Fair: 10:00 a.m. to 2 p.m., North Broadway between 1st and 3rd Avenues North.
2. **Yellowstone Rimrunners Shamrock Run** , March 13, 2011, 11:30 a.m. to 1:45 p.m., beginning at 3rd Street West and Avenue B, north onto 3rd Street West, west onto Parkhill to Nordbye, turning around going east on Parkhill, right on 3rd Street West, ending at Pioneer Park.
3. **Hope 2 One Life, Inc. World Water Day Walk** , March 19, 2011, 7:30 a.m. to 1:00 p.m. beginning at the MSU-Billings Campus; 1-mile walk will remain on campus, 5K walk will proceed west on Marbara Lane to Virginia Lane; north on Virginia Lane; west on Park Lane; south on Highwood Dr.; east on Woodland Dr.; north on Raymond Place; east on Highland Park; north on Virginia Lane; east on Marbara Lane; through the campus using the tunnel at 27th Street to Mountain View Blvd.; south on 27th Street; and end at the MSU-B Campus.

H. Authorization to purchase three paratransit vans from Harlows Bus Sales, Inc. under the multi-year van replacement program approved by Council on 2/8/2010, for a total of \$231,090.96.

- I. **Acceptance** of \$64,000 donation from BikeNet to help finance the 25th Street Pedestrian Bridge (\$25,000); the Broadwater Trail Connection (\$35,000); and design and engineering of a short section of trail north of Airport Road through Swords Park tying into Alkali Creek Road and Airport Road bike/pedestrian underpasses (\$4,000).
- J. **Grant Application Request** to submit 2011 Internet Crimes Against Children (ICAC) operational continuation application for \$225,253 and accept award.
- K. **Approval of Resolution** creating a 3-Member Council Subcommittee on State Legislation consisting of Mayor Hanel, Deputy Mayor Ulledalen, and Councilmember McCall.
- L. **Grant Application Request** to submit Misdemeanor Probation Domestic Violence Grant application for \$62,862 and accept award; required City of Billings match - approximately \$18,000 (hard match-\$1,600; soft match-\$16,400)
- M. **Second/final reading ordinance expanding Ward I (Annexation #11-01)** for the south 310 feet of Lot 24, Sugar Subdivision located at 766 Calhoun Lane. Almon R. Blain, Jr., owner.
- N. **Bills and Payroll:**
 - 1. January 28, 2011
 - 2. February 4, 2011
 - 3. May 1, 2010 to December 31, 2010 - Municipal Court

REGULAR AGENDA:

- 2. **RESOLUTION** granting preliminary approval for issuance of revenue bonds to finance the costs of acquisition, construction and installation of energy efficiency improvements at Rocky Mountain College, and setting a public hearing date of March 28, 2011. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- 3. **PUBLIC HEARING AND RESOLUTION** approving and adopting Second Quarter Budget Amendments for FY2010/2011. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- 4. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #872:** A zone change from Residential 7000 to Residential Professional on two parcels of land described as Lot 1A and Lot 1B of Rush Acreage Tracts Subdivision located at 1910 and 1918 Shiloh Road. Billings Urban Fire Service Area, owner; Dan Schwarz, Deputy County Attorney, representative. Zoning Commission recommends approval of the zone change and adoption of the determinations of the 12 criteria. (Action: approval or disapproval of Zoning Commission recommendation.)

PUBLIC COMMENT on Non-Agenda Items -- Speaker Sign-in required. (*Restricted to ONLY items not on this printed agenda; comments limited to three (3) minutes per speaker. Please sign up on the clipboard located at the podium.*)

COUNCIL INITIATIVES

ADJOURN

Additional information on any of these items is available in the City Clerk's Office.

Reasonable accommodations will be made to enable individuals with disabilities to attend this meeting. Please notify Cari Martin, City Clerk, at 657-8210.

Regular City Council Meeting

Date: 02/28/2011

TITLE: Boards & Commissions –Appointments

PRESENTED BY: Tina Volek

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Confirmation of the appointments for Board and Commission positions that are vacant due to resignations and positions not filled at term end.

ALTERNATIVES ANALYZED

Council may:

- Approve the confirmation of appointment; or
- Not approve the confirmation of appointment.

FINANCIAL IMPACT

No financial impact involved.

RECOMMENDATION

Mayor Hanel recommends that Council confirm the following appointment:

	Name	Board/Commission	Term	
			Begins	Ends
1	Robert Pumphrey	Animal Control Board	02/28/11	12/31/12
2	No Applications	Board of Adjustments	02/28/11	12/31/13
3	No Applications	Board of Adjustments	02/28/11	12/31/13
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3. Unexpired term of Terry Madtson
10. Unexpired term of Sandy Weiss
15. Unexpired term of Patrick Chapel

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: WO 11-03 2010 Street Maintenance Program, City Overlay

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

Bids were opened February 15, 2011, for the 2011 Street Maintenance Program, City Overlay. This project will overlay 24th Street West from Central to Grand, Grand Avenue from 24th Street West to the BBWA Canal and 1st Avenue North from 18th to 31st.

ALTERNATIVES ANALYZED

The Council may:

- Award Work Order 11-03, 2011 Street Maintenance Program, City Overlay, to Riverside Contracting in the amount of \$881,913.17; or
- Reject all bids and not award Work 11-03, 2011 Street Maintenance Program, City Overlay.

FINANCIAL IMPACT

Funding for the 2011 Street Maintenance Program, City Overlay, will be provided from FY11 Gas Tax, the Arterial allocation for PAVER and \$300,000 from the MDT annual maintenance of State Routes agreement. The City received 4 bids for this project as follows:

WO 11-03 City Overlay Bids

Contractor	Bid Amount
Engineer's Estimate	\$819,889
Riverside	\$881,913.17
Ostermiller	\$887,689.87
Hardrives	\$897,967.95
Knife River	\$981,300.95

RECOMMENDATION

Staff recommends that Council approve the construction contract for the Street Maintenance Program, City Overlay project with Riverside Contracting in the amount of \$881,913.17.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: W.O. 08-27—Solid Waste Landfill Phase 2 Closure, Construction Contract Award

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The City currently disposes of its solid waste at the City of Billings Regional Landfill. The Phase 2 cell is filled to capacity, so a soil cover system must be constructed over the filled cell to comply with state and federal regulations. The cover is comprised of a 4-foot thick layer of native soil and a 0.5-foot thick layer of native topsoil. The project also includes installation of a geosynthetic clay liner under the south access road, road gravel surfacing, drainage improvements, seeding, and erosion control. Alternate 1 involves constructing and installing a lysimeter that MDEQ may require. If MDEQ deems the lysimeter unnecessary, it will be removed from the contract and the respective amount credited via change order. The project was designed by Great West Engineering, with whom the City has a contract for these professional services.

Bids were opened for the Phase 2 closure on February 15, 2011, and by law, Council must act on the bid opening at this meeting. There were eleven bidders and COP Construction was the low bidder.

ALTERNATIVES ANALYZED

Council may:

- Award the base bid with the alternate as recommended by Staff; or
- Reject all bids and not award a contract. The staff would rebid the project at a later time or as directed by Council.

FINANCIAL IMPACT

This project is being funded by the Landfill Infrastructure Fund. The FY 2011 budget includes funds to cover the construction costs of the Phase 2 closure.

Approved Funding Amount in 2010 and 2011 CIP: \$ 623,000.00
Amount being requested for Phase 2 closure: \$ (576,320.00)
 Remaining Funding: \$ 46,680.00

Bids were opened February 15, 2011, with the following results:

CONTRACTOR(S)	BASE BID	Alt. 1	TOTAL
COP Construction	\$ 569,920.00	\$ 6,400.00	\$ 576,320.00
Montana Civil Contractors	\$ 631,800.00	\$ 7,500.00	\$ 639,300.00
Mountain View Building	\$ 639,075.00	\$ 6,500.00	\$ 645,575.00
Glacier Environmental Services	\$ 653,042.00	\$ 3,848.00	\$ 656,890.00
Donnes Inc.	\$ 694,219.00	\$10,000.00	\$ 704,219.00
WAKA Group	\$ 724,350.00	\$11,100.00	\$ 735,450.00
CMG Construction	\$ 789,510.00	\$ 8,750.00	\$ 798,260.00
Western Municipal Construction	\$ 807,200.00	\$ 8,000.00	\$ 815,200.00
Shumaker Trucking & Excavating Contractors	\$ 830,020.00	\$ 8,900.00	\$ 838,920.00

Riverside Sand & Gravel	\$ 863,988.00	\$16,000.00		\$ 879,988.00
Knife River--Billings	\$1,050,412.00	\$ 7,730.00		\$1,058,142.00
Engineer's Estimate	\$ 724,320.00	\$20,000.00		\$ 744,320.00

RECOMMENDATION

Staff recommends that Council award a construction contract for the base bid with Alternate 1 for W.O. 08-27—Solid Waste Landfill Phase 2 Closure to COP Construction for \$576,320.00.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: Farr Associates Professional Service Contract for EBURD Form-based Code Development

PRESENTED BY: Candi Beaudry

Department: Planning & Community Services

Information

PROBLEM/ISSUE STATEMENT

The 2007 East Billings Urban Renewal District (EBURD) Master Plan recommended a non-conventional type of zoning be developed and applied to the EBURD to help revitalize the district and incentivize development. Form-based zoning is a fairly recent method of regulating land uses that focus more on how the properties look and function than on what specific uses are allowed. Not only does it address the building elements, such as height, mass, and architectural features, it also combines how the building addresses the adjoining public space or right-of-way. The result is an attractive, functional design that allows existing uses to coexist with redeveloped properties in a conforming and unified manner. If ultimately approved by the City Council, Billings will be the first community in the state to adopt form-based code.

A Request for Proposals was advertised in November, 2010 and a selection committee consisting of Planning staff, a representative from Big Sky Economic Development Authority (BSEDA) and two representatives from the Billings Industrial Revitalization District (BIRD) reviewed eleven proposals. The selection committee recommends Farr Associates of Chicago because of their approach, depth of experience in form-based code development and consideration of implementation and enforcement. Farr Associates will team with a local firm, Sanderson Stewart, to provide information on infrastructure and serve as a local liaison. The contracted amount is \$49,000 and is being paid for through tax increment financing funds. The Planning Division will administer the contract on behalf of the City.

ALTERNATIVES ANALYZED

The City Council may approve or not approve the contract with Farr Associates to develop a form-based code for the East Billings Urban Renewal District.

FINANCIAL IMPACT

Tax increment funds are being used to fund this project. There is approximately \$213,355 remaining in the EBURD account, not including second half taxes. Council approved the expenditure of \$49,000 for this project which would leave approximately \$157,700 plus second half taxes, for the remainder of FY11.

RECOMMENDATION

Staff recommends the City Council approve the \$49,000 professional services contract with Farr Associates to develop a form-based code for the East Billings Urban Renewal District.

APPROVED BY CITY ADMINISTRATOR

Attachments

Contract

Farr Scope

Farr Fee

Farr Add Svcs

Farr Rates

Farr Schedule

Contract for Professional Services

Project Development of Form-Based Codes for the East Billings Renewal District – CB11032010

In consideration of the mutual promises herein, City of Billings and Farr Associates agree as follows. This Contract consists of:

- Part I, consisting of 15 Sections of Special Provisions;
- Part II, consisting of 11 Sections of General Provisions;
- Appendix A consisting of 3 pages (Basic Services of Contractor);
- Appendix B consisting of 2 pages (Methods and Times of Payment);
- Appendix C consisting of 1 page (Additional Services of Contractor);
- Appendix D consisting of 5 pages (Schedule of Professional Fees);
- Appendix E consisting of 1 page (Project Schedule);
- Appendix F consisting of 2 pages (Certificate(s) of Insurance); and

PART I SPECIAL PROVISIONS

Section 1. Definitions.

In this Contract:

- A. "Administrator" means the Planning and Community Services Department Director or her designee.
- B. "Billings" means the City of Billings.
- C. "Contractor" means Farr Associates.

Section 2. Scope of Services.

- A. The Contractor shall perform professional services in accordance with Appendix A, which is attached hereto and incorporated in this Section by reference.
- B. Billings shall pay the Contractor in accordance with the Schedule of Professional Fees attached as Appendix D and incorporated herein by reference for services actually performed under this Contract.

- C. Billings shall not allow any claim for services other than those described in this Section. However, the Contractor may provide, at its own expense, any other services that are consistent with this Contract.
- D. The Contractor shall provide all data, documents and materials produced by the Contractor under this Contract in electronic format, as approved by the City of Billings, to the Administrator within 30 days after the project completion date. Final payment will be withheld until the data, documents and material are received by the City of Billings.

Section 3. Time for Performance.

- A. This Contract becomes effective when signed on behalf of Billings.
- B. The Contractor shall commence performance of the Work described in Section 2 on receipt of written Notice to Proceed and complete that performance in accordance with the schedule set forth in Appendix E.
- C. This Contract shall terminate at midnight on December 31, 2011.

Section 4. Compensation; Method of Payment.

- A. Each month, or at the conclusion of each phase of the Work for which payment is due, as negotiated on a per-task basis, the Contractor shall present a bill to the Administrator describing the Work for which it seeks payment and documenting expenses and fees to the satisfaction of the Administrator. If any payment is withheld because the Contractor's performance is unsatisfactory, the Administrator must, within ten (10) days of the payment denial, notify the Contractor of the payment denial and set forth, with reasonable specificity, what was unsatisfactory and why. Billings will pay Contractor within 30 days of receiving an acceptable invoice.
- B. The Contractor is not entitled to any compensation under this Contract, other than is expressly provided for in this Section.
- C. As a condition of payment, the Contractor shall have paid all City taxes currently due and owing by the Contractor.

Section 5. Termination of the Contractor's Services.

The Contractor's services under Section 2 of this Part may be terminated:

- A. By mutual consent of the parties.
- B. For the convenience of Billings, provided that Billings notifies the Contractor in writing of its intent to terminate under this paragraph at least 10 days prior to the effective date of the termination.
- C. For cause, by either party where the other party fails in any material way to perform its obligations under this Contract. Termination under this Subsection is subject to the condition that the terminating party notifies the other party of its intent to terminate, stating with reasonable specificity the grounds therefor, and the other party fails to cure the default within 30 days after receiving the notice.

Section 6. Duties Upon Termination

- A. If Billings terminates the Contractor's services for convenience, Billings shall pay the Contractor for its actual costs reasonably incurred in performing before termination and Billings shall pay for services rendered prior to termination. Payment under this Subsection shall never exceed the total compensation allowable under Section 4 of this Part. All finished and unfinished documents and materials prepared by the Contractor shall become the property of Billings.
- B. If the Contractor's services are terminated for cause, Billings shall pay the Contractor the reasonable value of the services satisfactorily rendered prior to termination, less any damages suffered by Billings because of the Contractor's failure to perform satisfactorily. The reasonable value of the services rendered shall never exceed ninety percent (90%) of the total compensation allowable under Section 4 of this Part. Any finished or unfinished documents or materials prepared by the Contractor under this Contract shall become the property of Billings at its option.
- C. If the Contractor receives payments exceeding the amount to which it is entitled under Subsections A or B of this Section, he shall remit the excess to the Administrator within 30 days of receiving notice to do so.
- D. The Contractor shall not be entitled to any compensation under this Section until the Contractor has delivered to the Administrator all documents, records, Work product, materials and equipment owned by Billings and requested by the Administrator.
- E. If the Contractor's services are terminated for whatever reason the Contractor shall not claim any compensation under this Contract, other than that allowed under this Section.
- F. If a final audit has not been performed before the Contractor's services are terminated, Billings may recover any payments for costs disallowed as a result of the final audit.
- G. Except as provided in this Section, termination of the Contractor's services under Section 5 of this Part does not affect any other right or obligation of a party under this Contract.

Section 7. Insurance.

- A. The Contractor shall maintain in good standing the insurance described in Subsection B of this Section. Before rendering any services under this Contract, the Contractor shall furnish the Administrator with proof of insurance in accordance with Subsection B of this Section.
- B. The Contractor shall provide the following insurance:
 - 1. Workers' compensation and employer's liability coverage as required by Montana law.
 - 2. Commercial general liability, including contractual and personal injury coverage's -- \$1,500,000 per occurrence.
 - 3. Commercial automobile liability -- \$1,500,000 per accident.
 - 4. Professional liability in the amount of \$1,500,000 per claim.

- C. Each policy of insurance required by this Section shall provide for no less than 30 days' advance notice to Billings prior to cancellation.
- D. Billings SHALL be listed as an additional insured on all policies except Professional Liability and Worker's Compensation Policies. In addition, all policies except Professional Liability and Worker's Compensation shall contain a waiver of subrogation against Billings.

Section 8. Assignments.

Unless otherwise allowed by this Contract or in writing by the Administrator, any assignment by the Contractor of its interest in any part of this Contract or any delegation of duties under this Contract shall be void, and an attempt by the Contractor to assign any part of its interest or delegate duties under this Contract shall give Billings the right immediately to terminate this Contract without any liability for Work performed.

Section 9. Ownership; Publication, Reproduction and Use of Material.

- A. Except as otherwise provided herein, all data, documents and materials produced by the Contractor under this Contract shall be the property of Billings, which shall retain the exclusive right to publish, disclose, distribute and otherwise use, in whole or in part, any such data, documents, or other materials. Exclusive rights shall not be attributed to portions of such materials presently in the public domain or which are not subject to copyright. Contractor shall retain rights to pre-existing proprietary property including but not limited to interactive models. The Contractor shall have the right to include photographic or artistic representations of the design and construction of the Project among the Contractor's promotional and professional materials. The Contractor's materials shall not include Billings' confidential or proprietary information regardless of whether Billings has previously advised the Contractor in writing of the specific information considered by Billings to be confidential and proprietary.
- B. Equipment purchased by the Contractor with Contract funds: See Appendix A, Scope of Work.
- C. Should Billings elect to reuse Work products provided under this Contract for other than the original project and/or purpose, Billings will indemnify and hold harmless the Contractor from any and all claims, demands and causes of action of any kind or character arising as a result of reusing the documents developed under this contract.

Section 10. Notices.

Any notice required pertaining to the subject matter of this Contract shall be either sent via facsimile (FAX), digitally, or mailed by prepaid first class registered or certified mail, return receipt requested to the following addresses:

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Billings: Candi Beaudry, Director
 City of Billings
 Planning and Community Services Department
 4th Floor Parmly Billings Library, 510 N. Broadway
 Billings, Montana 59101 FAX: (406) 657-8327

Contractor: Leslie Oberholtzer, Farr Associates
53 West Jackson Boulevard, Suite 650
Chicago, Illinois 60640

FAX: (312) 408-1661

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Notices are effective upon the earlier of receipt, proof of good transmission (facsimiles only), or 5 days after proof of proper posting.

Section 11. Contract Budget.

In connection with its performance under this Contract, the Contractor shall not make expenditures other than as provided in line items in the Contract budget.

Section 12. Force Majeure.

- A. Any failure to perform by either party due to force majeure shall not be deemed a violation or breach hereof.
- B. As used in this Contract, force majeure is an act or event of substantial magnitude, beyond the control of the delayed party, which delays the completion of this Contract, including without limitation:
 - 1. Any interruption, suspension or interference resulting solely from the act of Billings or neglect of Billings not otherwise governed by the terms of this Contract.
 - 2. Strikes or Work stoppages.
 - 3. Any interruption, suspension or interference with the project caused by acts of God, or acts of a public enemy, wars, blockades, insurrections, riots, arrests or restraints of governments and people, civil disturbances or similar occurrences.
 - 4. Order of court, administrative agencies or governmental officers other than Billings.

Section 13. Financial Management System.

The Contractor shall establish and maintain a financial management system that:

- A. Provides accurate, current, and complete disclosure of all financial transactions relating to the Contract;
- B. Maintains separate accounts by source of funds for all revenues and expenditures and identifies the source and application of funds for the Contractor's performance under this Contract, including information pertaining to subcontracts, obligations, unobligated balances, assets, liabilities, outlays and income;
- C. Effectively controls and accounts for all municipal funds and Contract property;
- D. Compares actual expenditures with budgeted amounts and relates financial information to performance or productivity data including unit cost information where applicable;
- E. Allocates administrative costs to direct service delivery units;
- F. Minimizes the time between receipt of funds from Billings and their disbursement by the Contractor;
- G. Provides accounting records supported by source documentation; and
- H. Provides a systematic method assuring the timely and appropriate resolution of audit findings and recommendations.

Section 14. Funding Requirements.

In the event that any funding source for this Contract should impose additional requirements upon Billings for the use of those funds, the Contractor agrees to abide by those additional requirements immediately upon receipt of written notice thereof from Billings.

Section 15. Subcontracts.

The Contractor may enter into subcontracts for the purchase of goods and services necessary for the performance of this Contract, provided:

- A. Every subcontract shall be reduced to writing and contain a precise description of the services or goods to be provided and the nature of the consideration paid therefor.
- B. Every subcontract under which the Contractor delegates the provision of services shall be subject to review and approval by the Administrator before it is executed by the Contractor.
- C. Every subcontract in an amount exceeding \$1,000 shall require reasonable access to business records of the subcontractor relating to the purchase of goods or services pursuant to the subcontract.

**PART II
GENERAL CONTRACT PROVISIONS**

Section 1. Relationship of Parties.

The Contractor shall perform its obligations hereunder as an independent Contractor of Billings and is not to be considered an employee of the City of Billings for any purpose. Billings may administer the Contract and monitor the Contractor's compliance with its obligations hereunder. Billings shall not supervise or direct the Contractor other than as provided in this Section. The Contractor is not subject to the terms and provisions of Billings' personnel policies handbook and may not be considered a Billings employee for workers' compensation or any other purpose. The Contractor is not authorized to represent Billings or otherwise bind Billings in any dealings between the Contractor and any third parties.

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Section 2. Nondiscrimination.

- A. The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, national origin, ancestry, age, sex, or marital status or who is a "qualified individual with a disability" (as that phrase is defined in the Americans With Disabilities Act of 1990). The Contractor will take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their race, color, religion, or mental or physical impairment/disability. Such action shall include, without limitation, employment, upgrading, demotion or transfer, recruitment or recruiting advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training including apprenticeship. The Contractor agrees to post, in conspicuous places available to employees and applicants for employment, notices setting forth the provisions of this non-discrimination clause.
- B. The Contractor shall state, in all solicitations or advertisements for employees to Work on Contract jobs, that all qualified applicants will receive equal consideration for employment without regard to race, color, religion, national origin, ancestry, age, sex or marital status, or mental or physical impairment/disability.
- C. The Contractor shall comply with any and all reporting requirements that may apply to it which the City of Billings may establish by regulation.
- D. The Contractor shall include the provisions of Subsections A through C of this Section in every subcontract or purchase order under this Contract, so as to be binding upon every such subcontractor or vendor of the Contractor under this Contract.
- E. The Contractor shall comply with all applicable federal, state, and city laws concerning the prohibition of discrimination.

Section 3. Permits, Laws, and Taxes.

The Contractor shall acquire and maintain in good standing all permits, licenses and other entitlements necessary to its performance under this Contract. All actions taken by the Contractor under this Contract shall comply with all applicable statutes, ordinances, rules and

regulations. The Contractor shall pay all taxes pertaining to its performance under this Contract.

Section 4. Nonwaiver.

The failure of either party at any time to enforce a provision of this Contract shall in no way constitute a waiver of the provision, nor in any way affect the validity of this Contract or any part hereof, or the right of such party thereafter to enforce each and every provision hereof.

Section 5. Amendment.

- A. This Contract shall only be amended, modified or changed in writing, executed by authorized representatives of the parties, with the same formality as this Contract was executed.
- B. For the purposes of any amendment modification or change to the terms and conditions of this Contract, the only authorized representatives of the parties are:

Contractor: Leslie Oberholtzer, Principal & Director of Planning

Billings: City Council or Authorized Designee

- C. Any attempt to amend, modify, or change this Contract by either an unauthorized representative or unauthorized means shall be void.

Section 6. Jurisdiction; Choice of Law.

Any civil action rising from this Contract shall be brought in the District Court for the Thirteenth Judicial District of the State of Montana, Billings. The law of the State of Montana shall govern the rights and obligations of the parties under this Contract.

Section 7. Severability.

Any provision of this Contract decreed invalid by a court of competent jurisdiction shall not invalidate the remaining provisions of the Contract.

Section 8. Integration.

This instrument and all appendices and amendments hereto embody the entire agreement of the parties. There are no promises, terms, conditions or obligations other than those contained herein; and this Contract shall supersede all previous communications, representations or agreements, either oral or written, between the parties hereto.

Section 9. Liability.

The Contractor shall indemnify, defend, save, and hold Billings harmless from any and all claims, causes of action, lawsuits, damages, judgments, liabilities, and litigation costs and expenses including reasonable attorneys' fees and costs, arising from any wrongful or

negligent act, error or omission of the Contractor or any agent, employee or subcontractor as a result of the Contractor's or any subcontractor's performance pursuant to this Contract.

- A. The Contractor shall not indemnify, defend, save and hold Billings harmless from claims, causes of action, lawsuits, damages, judgments, liabilities, and litigation costs and expenses or attorneys' fees and costs arising from wrongful or negligent acts, error or omission solely of Billings occurring during the course of or as a result of the performance of the Contract.
- B. Where claims, lawsuits or liability, including attorneys' fees and costs arise from wrongful or negligent act of both Billings and the Contractor, the Contractor shall indemnify, defend, save, and hold Billings harmless from only that portion of claims, causes of action, lawsuits, damages, judgments, liabilities, and litigation costs and expenses including attorneys' fees and costs, which result from the Contractor's or any subcontractor's wrongful or negligent acts occurring as a result from the Contractor's performance pursuant to this Contract.

Section 10. Inspection and Retention of Records.

The Contractor shall, at any time during normal business hours and as often as Billings may deem necessary, make available to Billings, for examination, all of its records with respect to all matters covered by this Contract for a period ending three years after the date the Contractor is to complete performance in accordance with Section 2 of the Special Provisions. Upon request, and within a reasonable time, the Contractor shall submit such other information and reports relating to its activities under this Contract, to Billings, in such form and at such times as Billings may reasonably require. The Contractor shall permit Billings to audit, examine and make copies of such records, and to make audits of all invoices, materials, payrolls, records of personnel, and other data relating to all matters covered by this Contract. Billings may, at its option, permit the Contractor to submit its records to Billings in lieu of the retention requirements of this Section.

Section 11. Availability of Funds.

Payments under this Contract may require funds from future appropriations. If sufficient funds are not appropriated for payments required under this Contract, this Contract shall terminate without penalty to Billings; and Billings shall not be obligated to make payments under this Contract beyond those which have previously been appropriated.

IN WITNESS WHEREOF, the parties have executed this Contract on the date and at the place shown below.

City of Billings

Contractor

City Council or Designee

Date: _____

Name: Leslie Oberholtzer
Title: Principal & Director of Planning
Date: _____

ATTEST:

IRS Tax ID # 36-4319943

City Clerk

APPROVED AS TO FORM:

Date: _____

By _____
BRENT BROOKS, City Attorney

STATE OF MONTANA)
 :ss.
COUNTY OF YELLOWSTONE)

On this ____ day of _____, 2011, before me, the undersigned, a Notary Public for the State of Montana, personally appeared _____, known to me to be the _____ of _____, and acknowledged to me that they executed the foregoing instrument on behalf of said corporation having first been authorized to do so.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

Notary Public for the State of Montana
Residing at Billings, Montana
My Commission Expires: _____

Note: Final contract documents will require the Contractor's signature to be notarized.

Appendix A

Basic Services of Contractor

SITE VISITS & MEETINGS

- Site Visit #1: Task 1A: Project Orientation, Task 1B Stakeholder Interviews, Steering Committee Meeting
- Site Visit #2: Task 1D: Community Meeting, Steering Committee Meeting
- Site Visit #3: Task 1E: Present Code Framework to Steering Committee
- Site Visit #4: Task 2B: Present Draft to Steering Committee
- Site Visit #5: Task 2D: Present Draft Code to Community

1. PROJECT FORM DEVELOPMENT

1A: PROJECT ORIENTATION

This first task involves several components. It is intended to orient Farr to the zoning and development issues of EBURD. This orientation begins with a thorough review of all development regulations, plans, and policies that impact the area's development. The City is responsible for providing Farr with copies of all relevant documents. Second, Farr will conduct a careful assessment of the existing conditions, including a physical inventory of the lot development and rights-of-way and the creation of a detailed digital base from GIS and/or CAD information provided by the City. Finally, Farr will meet with City staff and the Steering Committee to set a common base of understanding for the project's goals and schedule. During this meeting, zoning concerns as well as opportunities and constraints related to the new code will be discussed.

1B: STAKEHOLDER INTERVIEWS

During the first visit to Billings, in addition to meeting with the members of the Steering Committee, Farr will also sit down with up to five additional key stakeholders. These meetings are an opportunity to reach out to additional community members to gain further insights into the zoning issues of the District. Farr will work with the City and the Steering Committee to select those interviewed; those selected could represent unhappy participants from the 2009 master plan process or key constituencies that were not involved in this process, but perhaps should have been.

1C: IDENTIFY, COMPARE, & CONTRAST OTHER FORM-BASED CODES

Farr will study three to five different form-based codes adopted by cities of similar size and character as Billings. This exercise will provide a better understanding of the implications of the code revisions and will provide lessons learned that will serve to enhance the ultimate code for the Urban Renewal District. This is also an opportunity to discuss the most appropriate format for the Urban Renewal District's form-based code and the available planning tools that are useful in creating such codes, including the Leadership in Energy and Environmental Design rating system for sustainable neighborhood development (LEED® - Neighborhood Development™). The findings of this exercise will be summarized in 1E:

Project Summary and Code Framework and discussed with the City and Steering Committee.

1D: COMMUNITY MEETING

The public meeting, held during site visit #2, will have four major components. First, the community meeting will include an education component to discuss zoning and the advantages of employing form-based regulations. This discussion will be clearly illustrated to ensure that all participants, regardless of their background, understand the concept, basic terms, and impact on the District.

Second, participants complete a series of activities using keypad polling. These exercises will serve to confirm the results of the 2009 EBURD Master Plan, establishing the base from which the code will be developed. This activity will also allow for simplified prioritization of zoning issues enabling us to more accurately draft the code framework and ultimate code amendment. Finally, the immediate results can be beneficial in reaching an initial level of consensus and understanding.

The third meeting activity will focus on defining building façade and other building form preferences critical to development of a form-based code. To accomplish this, an image preference survey (IPS) will be conducted. The IPS is a powerful tool used for eliciting group preferences on community character and appearance. In an IPS, participants are shown a series of PowerPoint slides, each containing photographs related to appropriately themed categories. To offer a full range of options, the images are typically drawn from local, regional, and national examples. Participants score each image and the quantitative results are tallied; images with the highest and lowest overall scores are discussed. The results of this process are used to help establish preferred building and street types. Because the IPS relies on participants individually registering their quantitative preferences, the results are fair and neutral, helping to build consensus.

1E: PROJECT SUMMARY & CODE FRAMEWORK

Farr will review and compile the results of Tasks 1A-1D into a summary that will be provided to the City and the Steering Committee for discussion and agreement on core concepts and code elements. This document will include both verbal and graphic illustrations of our understanding of the recommendations from the EBURD Master Plan coupled with the input from the Steering Committee and the public and how they will directly shape the proposed form-based standards. A framework or detailed outline and illustrations for critical code elements such as building forms, public spaces, right-of-way elements, and landscape requirements will be detailed for discussion and initial approval prior to code writing.

Farr will present this report to the City and Steering Committee for their review and discussion during site visit #3; providing a digital copy (PDF) of the document in advance of the meeting for distribution. From this review, the City will compile all comments into one comprehensive list of clear action steps and revisions; it is possible that the City and Steering Committee may need to meet without Farr present to complete a thorough review and discussion. Farr will revise the report and provide the City with five (5) copies.

2. DRAFT CODE DEVELOPMENT

2A: DRAFT FORM-BASED CODE

Farr will draft the form-based code regulations based on the findings from Phase 1. The code will include building and street types, in addition to land use, landscape, signage, and parking regulations. The building standards will, at a minimum, include building envelope requirements such as build-to zones; minimum and maximum height; structure location in relation to parking and access; and basic facade requirements such as entrance location, minimum transparency, and treatment of the ground floor of the front facade. Street standards will include treatment of the vehicular travel lanes, transit facilities, and on-street parking, bicycle facilities and pedestrian realm. Traffic circulation, stormwater management, and other infrastructure issues will be handled will also be considered through the draft standards, including an examination of maximum impervious surfaces on lots, green streets, and building development that promotes pedestrian and bicycling movements.

As is necessary to ensure the efficient implementation of the new standards, related review procedures and code administration will be amended and new terms defined, both by text and graphics. A revised zoning map, building from the vision maps created through the EBURD Master Plan process, will be created to apply the proposed standards to lots and streets.

2B: PRESENT DRAFT CODE TO STEERING COMMITTEE

Farr will present the initial draft code to the City and the Steering Committee during site visit #4. A digital copy (PDF) of the draft code will be provided in advance of the meeting for distribution. Additional meetings without Farr being present may be required to ensure consensus is reached on the revisions and the initial draft. The City will be responsible for collecting comments, suggestions, and questions from these meetings and consolidating them into a series of clear action items for revision or response by Farr.

2C: REVISE DRAFT CODE

Farr will revise the initial draft based upon the City and Steering Committee's comments. Changes to the document will be highlighted and color-coded for ease of review. Farr will provide the revised document in a digital format (PDF) for the City and Steering Committee's review, detailing the major changes in a conference call with the City. The City will be responsible reviewing the draft with the Steering Committee; collecting comments, suggestions, and questions; and consolidating them into a series of clear action items for revision or response. Farr will revise the draft code in preparation for public review, providing five (5) copies of the public draft to the City and Steering Committee in advance of the community meeting.

2D: PRESENT DRAFT FORM-BASED CODE TO COMMUNITY

Farr will present the third draft of the code to the community at a public meeting. In advance of this meeting, Farr will provide the City with a digital version for public review. The City will be responsible for collecting comments, suggestions, and questions from this meeting and consolidating them into a series of clear action items for revision or response.

2E: PREPARE DRAFT FOR PUBLIC APPROVAL HEARINGS

From the public presentation, Farr will revise the draft code in preparation for its formal review and approval by the City. Fifteen (15) sets of the proposed code and zoning map will be provided to the City, in addition to a digital copy.

Appendix B

Methods and Times of Payment

Section 1. Payments for Basic Services.

Billings shall authorize payment to the Contractor for services performed under Appendix A of this Agreement. Partial payment shall be due the Contractor upon receipt of the Contractor's pay estimate, said estimate being proportioned to the work completed by the Contractor.

Partial payment shall be made to the Contractor upon receipt of the Contractor's pay estimate, said estimate being proportioned to the work completed by the Contractor. Billings shall deduct ten percent (10%) from each monthly pay estimate to be held until the completion of the final scope of work. The final payment shall be made only after acceptance of final documents by Billings, and determination that the scope of work has been satisfactorily completed.

- A. For services rendered prior to construction, Appendix A, the Contractor shall be paid based upon the lump sum cost of project phases, but not to exceed the following amounts:

1. District Form Development	\$21,400
Farr Associates (per RFP)	\$ 16,000
Sanderson Stewart	\$ 3,400
Additional Funds for 1D Community Meeting	\$ 2,000
2. Form Based Code Development	\$27,600
Farr Associates (per RFP)	\$ 18,000
Sanderson Stewart	\$ 6,200
Additional Funds for 2A Draft FBC	\$ 3,400

- B. Final payment shall be the above stated amounts less all previous payments.

Section 2. Payments for Extra Services when Authorized by Billings.

Requests made or conditions identified by interested groups at the agency or public meetings, which are beyond the scope and intent of this study shall be paid for on an hourly basis at the applicable fees in Appendix D.

Section 3. Corrections.

Costs of Billings work that is required for corrections to the Contractor's work which requires redoing by Billings shall be deducted from any payments due the Contractor, if the Contractor fails to make the required corrections.

Section 4. Fee Increases

For contracts and services that are expected to require more than one (1) year to complete, the above stated basic services payments may be reviewed and adjusted annually by mutual agreement of the parties, based upon documented evidence that the Contractor's costs and hourly rates as shown in Appendix D have increased for all comparable clients.

Appendix C

Additional Services of Contractor

Extra services of the Contractor will be paid only with written prior authorization by Billings.

A. Additional meetings.

Farr is available to attend additional meetings, including the approval hearings, as the City finds necessary. \$900 + travel

B. Requests made or conditions identified by interested groups at the agency or public meetings, which are beyond the scope and intent of this study.

Farr is available for additional tasks billed based upon the hourly rates (see Appendix D) and any required reimbursables

Appendix D

Schedule of Professional Fees

Current agreements for professional services stipulate that the standard hourly rates are subject to review and adjustments. Hourly rates for services effective on the date of this Agreement are included below.

The itemized schedule provided below includes direct labor costs, normal payroll and overhead costs, transportation, furnishing equipment and materials normally required for performance of the work and reasonable profit. Direct project costs not itemized herein shall be paid for at actual cost.

Section 1. Professional Services.

	<u>Standard Rate</u>	<u>Overtime Rate</u>
A. Principal in Charge	\$245.00	\$_____
B. Planner/Architect/Engineer		
1. Sr. Project Manager	\$145.00	\$_____
2. Project Planner/Architect/Engineer	\$105.00	\$_____

	<u>Standard Rate</u>	<u>Overtime Rate</u>
C. Clerical and Computer		
1. Printer	\$ _____	\$ _____
2. Administrative Coordinator II	\$ _____	\$ _____
3. Administrative Coordinator I	\$ _____	\$ _____
4. Secretary II	\$ _____	\$ _____
5. Secretary I	\$ _____	\$ _____
6. Clerical	\$ _____	\$ _____
7. Computer Services	\$ _____	\$ _____

Section 2. Surveying Services.

A. Survey Manager	\$ _____	\$ _____
B. Sr. Land Surveyor	\$ _____	\$ _____
C. Land Surveyor I	\$ _____	\$ _____
D. Land Surveyor II	\$ _____	\$ _____
E. Party Chief	\$ _____	\$ _____
F. Sr. Instrument Man	\$ _____	\$ _____
G. Instrument Man	\$ _____	\$ _____
H. Rodman, Chainman	\$ _____	\$ _____
I. Survey Crew		
1. 3-Man Crew	\$ _____	\$ _____
2. 2-Man Crew	\$ _____	\$ _____

Section 3. Equipment Rates.

A. Vehicle		
1. Larger of		\$ _____ /mile
2. or		\$ _____ /hour
B. ATV/Snowmobile		\$ _____ /day
C. Computer Equipment		
1. Engineering/Technical/CADD/GIS/Word Processing		\$ _____
2. CADD Plotter		
a. Bond		\$ _____
b. Vellum		\$ _____
c. Color		\$ _____
d. Mylar		\$ _____
3. Scanner		\$ _____
D. Electronic Distance Measuring		\$ _____
E. Total Station		\$ _____
F. Nuclear Densometer		\$ _____
G. GPS Equipment		\$ _____
H. RTK System		\$ _____

Section 4. Hydrologic Equipment

- A. Well Bailer 2" Stainless Steel \$ _____
- B. Well Bailer 4" PVC \$ _____
- C. Well Bailing Unit, Gas Powered \$ _____
- D. Combustible Gas Indicator, Explosimeter \$ _____
- E. Conductivity Meter \$ _____
- F. pH Meter \$ _____
- G. pH/Temp/Conductivity Meter \$ _____
- H. Photo-Ioniz. Detector (Hnu) \$ _____
- I. Dissolved Oxygen Meter \$ _____
- J. Turbidity Meter \$ _____
- K. Stream Flow Meter \$ _____
- L. Hermit Data Logger/Probe \$ _____
- M. Oil/Water Interface Well Probe \$ _____
- N. Well Probe, SINCO 300 feet \$ _____
- O. Well Probe, 500 ft with Temperature Sensor \$ _____
- P. Checkvalve Pump (Brainard-Kilman) \$ _____
- Q. Submersible Pump (Redi Flo 2) \$ _____

Section 5. Supplies, Office, Drafting, & Reproduction.

- A. Copier Reproduction (Reduced Rates for Volume Copying)
 - 1. Black & White Copy - \$_____per page
 - 2. Color – 8 1/2 x 11 - \$_____per page
 - 3. Color – 11 x 17 – R_____per page
- B. Prints (Blue, Black, Brownline) \$ _____
- C. Sepia \$ _____
- D. Clothback \$ _____
- E. Chartpak \$ _____
- F. Repro Mylar \$ _____
- G. Transparency \$ _____
- H. Drafting Film \$ _____
- I. Kroy \$ _____
- J. Prints (Presentation Paper) \$ _____
- K. Offset Printing \$ _____

Section 6. Field Supplies.

- A. Brass Caps – Studded \$ _____
- B. Brass Caps – Pipe 3' x 2" \$ _____
- C. Specialty Monuments \$ _____
- D. Lot Corners with Aluminum Caps \$ _____
- E. Lot Corners with Aluminum Caps \$ _____
- F. Lot Corners with Plastic Caps \$ _____
- G. Plastic Caps, Yellow \$ _____
- H. Rebar \$ _____
- I. Boundary Markers, Carsonite \$ _____

J. Flagging	\$ _____
K. Paint	\$ _____
L. Aerial Target Material	\$ _____
M. Hubs	
1. 2x2x6 Square (Hub 06-2)	\$ _____
2. 2x2x10 Wedge (Hub 10-BT)	\$ _____
N. Lath	
1. 24"	\$ _____
2. 36"	\$ _____
3. 48"	\$ _____
O. Stakes	\$ _____
P. Nail, 60d	\$ _____
Q. Personal Protection Gear	\$ _____
1. Level C	\$ _____
2. Level C1	\$ _____
3. Level C2	\$ _____
4. Level D	\$ _____
5. Level D1	\$ _____
R. Soil Sampling Disposables	\$ _____
S. Water Sampling Disposables	\$ _____

Section 7. Materials Testing

A. Soils	
1. Proctor Method A	\$ _____
2. Method B, C, or D	\$ _____
3. One Point Check	\$ _____
4. Clay Sample Prep	\$ _____
5. Course Agg. Prep	\$ _____
6. Atterberg Limits, LL & PL	\$ _____
7. Hydrometer w/Gravel	\$ _____
8. Organic Content	\$ _____
9. Specific Gravity	\$ _____
B. Aggregates	
1. Sieve Analysis (+#4 dry, -#4 washed)	\$ _____
2. Sieve Analysis (Full Wash)	\$ _____
3. Sieve Analysis (Sand Only)	\$ _____
4. Sieve Analysis (3" Minus Full Wash)	\$ _____
5. Specific Gravity and Absorption (Course)	\$ _____
6. Specific Gravity and Absorption (Fine)	\$ _____
7. Percent Crushed (Fractured Faces)	\$ _____
8. LA Abrasion	\$ _____
C. Concrete	
1. Cylinder Cure, Cap, Test	\$ _____
2. Cylinder Cure & Handle Spares	\$ _____
3. Cylinder Mold	\$ _____
4. Mortar Mold	\$ _____
5. Prism Break	\$ _____
6. Grout Prism Break	\$ _____

7. Unit Weight	\$ _____
D. Bituminous	
1. Bituminous Extraction & Gradation	\$ _____
2. Bituminous Extraction	\$ _____
3. Marshall Density, Stability, & Flow	\$ _____
4. Marshall Compaction and Density	\$ _____
5. Maximum Specific Gravity & Voids Analysis	\$ _____
6. Thickness & Density of Cores, Each	\$ _____
7. Coring Machine Including Technician	\$ _____

Section 8. Miscellaneous Expenses

A. Lodging	\$ _____
B. Meals	\$ _____
C. Telephone	\$ _____
D. Fax	\$ _____

Section 9. Materials and Other Direct Costs.

Materials and other direct costs will be invoiced at current rates, plus a ten percent (10%) handling fee. Included as direct costs are the following:

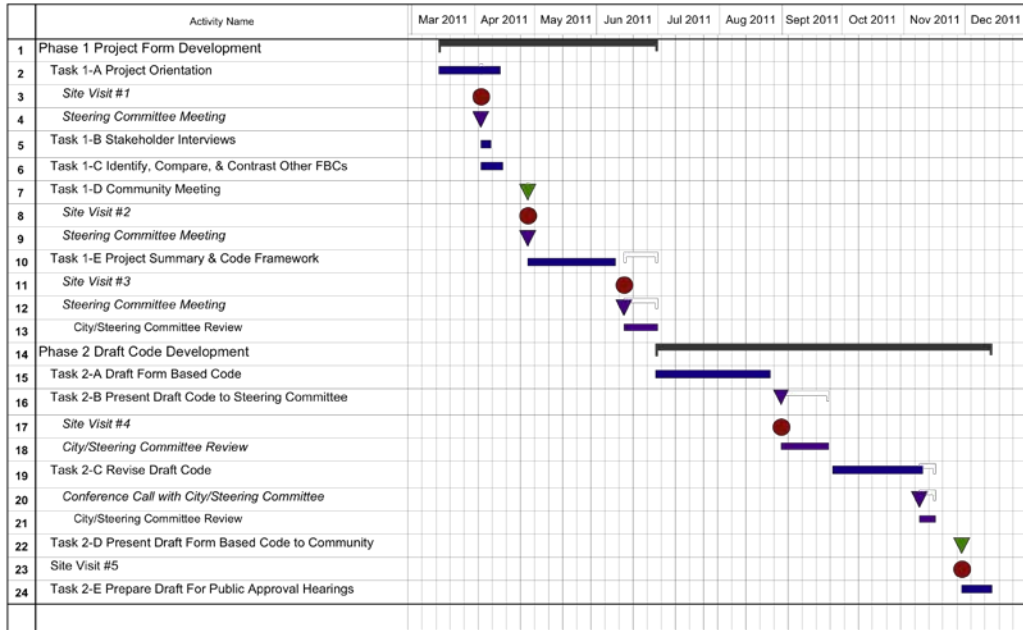
- A. Approved Employee Meals, Lodging, Transportation
- B. Premium Delivery Service (UPS, Federal Express, etc.)
- C. Toll Communication Services (Telephone, Fax, etc.)
- D. Supplies
- E. Premiums for Special Insurance, Performance Bonds, etc.
- F. Other Out-of-Pocket Expenses
- G. Consultants

The cost of Professional Liability Insurance coverage is included in the hourly rates of personnel.

Appendix E

Project Schedule

Based on a notice to proceed by Billings date no later than March 15, 2011, the completion date for the Contractor's work through final code development shall be December 31, 2011. The following tasks are estimated to occur on generally as presented on the following timeline:



Delays affecting the completion of the work within the time specified of more than ninety (90) days, not attributable to or caused by the Parties hereto, may be considered as cause for the renegotiation or termination of this Contract.

If the Contractor is behind on this Contract due to no fault of Billings, then the Contractor hereby acknowledges the right of Billings to withhold future Contracts to the Contractor in addition to any other remedy until this Contract is brought back on schedule or otherwise resolved.

Regular City Council Meeting

Date: 02/28/2011

TITLE: Audit Services Contract

PRESENTED BY: Patrick M. Weber

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The Finance Division recently prepared an RFP for annual audit services. The RFP was advertised in the Billings Times on January 06 and January 13, 2011, and three Billings firms, one Bozeman firm and one Butte firm were sent copies. The RFP asked for a six (6) year commitment and fee schedule, but the State limits contracts to three (3) years. Staff is asking the City Council to approve the initial three year contract for FY 11-13 and authorize the Mayor to execute the second, three year term contract (FY14-16) when allowed by the State (after 7-1-13).

Proposals were received from four firms to provide audit services for the City's regular audit, the state compliance audit, the state mandated audit of the Building Inspection Fund and federally required audit of the Airport Passenger Facilities charge. The four firms were EideBailly, Joseph Eve, Anderson ZurMuehlen and Junkermier, Clark, Campanella and Stevens (JCCS).

The selection committee, consisting of Liz Kampa-Weatherwax, Sue Loomis, Jamie Wegner, Niki Stokki and Pat Weber, reviewed the proposals on Thursday February 03, 2011. The committee was split between EideBailly and JCCS, with JCCS getting three of the committee votes. The committee next opened the pricing proposals of JCCS and then EideBailly. The JCCS pricing proposal was less than EideBailly's by \$10,900 over the initial 3 year contract term and \$29,000 less over the six year period.

The two top firms and the fees quoted for each year are as follows:

Firm	FY 11	FY 12	FY 13	FY 14
JCCS	\$58,000	\$58,000	\$61,000	\$61,000
EideBailly	\$60,800	\$62,600	\$64,500	\$67,000

Firm	FY 15	FY 16	Total
JCCS	\$65,000	\$65,000	\$368,000
EideBailly	\$69,700	\$72,400	\$397,000

JCCS conducts audits for the Cities of Bozeman and Great Falls and several smaller cities in Montana.

ALTERNATIVES ANALYZED

Council can approve the audit services contract with JCCS or not approve the contract. If Council does not approve the contract, staff requests that Council provide guidance on how to select an auditor to fulfill the state obligation.

FINANCIAL IMPACT

The FY 10 cost for audit services was \$59,000. The proposed first year fee for JCCS is \$58,000 and over six years, the contract is \$29,000 less than the second place company proposal. The audit is a General Fund expense but some of those costs are recaptured from other Funds through the Cost Allocation Plan.

RECOMMENDATION

The Committee recommends that City Council accept JCCS's proposal based on their experience with similar sized cities and better pricing.

APPROVED BY CITY ADMINISTRATOR

Attachments

Contract

DEPARTMENT OF ADMINISTRATION
LOCAL GOVERNMENT SERVICES BUREAU
STANDARD AUDIT CONTRACT

THIS CONTRACT is made this 27th day of February, 2011, by and between

Junkermier Clark Campanella & Stevens, P.C.

(Certified or Licensed Public Accountant)

hereinafter referred to as the "Contractor",

City of Billings, Montana

(Governmental Entity)

hereinafter referred to as the "Entity", and the Montana Department of Administration, Local Government Services Bureau, hereinafter referred to as the "State", acting under the authority of Title 2, Chapter 7, Part 5, of the Montana Code Annotated. It is hereby agreed that:

1. This contract is not effective with respect to any party until it is approved and signed by the State, as required by Section 2-7-506(3), MCA. The Contractor may not begin any audit work until the State gives this approval. If the Contractor begins work before the State has approved the contract and the State subsequently does not approve the contract, the Contractor is not entitled to receive any compensation for the work performed.
2. The audit period or periods covered by this contract begins July 1, 2010 and ends June 30, 2013.
 - a. In consideration of the faithful performance of this contract, the Entity will pay the Contractor for the audit work on the basis of time and necessary out-of-pocket expenses, which will not exceed:

\$ \$58,000 for initial (or sole) audit covering 07/01 /10 to 06 /30 /2011.
\$ \$58,000 for subsequent audit covering 07 /01 /11 to 06 /30 /2012.
\$ \$61,000 for subsequent audit covering 07 /01 /12 to 06 /30 /2013.

The fees are set out in detail in Appendices A, B & C, as applicable, which are attached hereto and by this reference made a part hereof.
 - b. Where the cost of any subsequent audit is not agreed upon at the time this contract is executed, the cost will be negotiated by the Contractor and the Entity. The results of this negotiation will be set forth in the Appendices and made a part of this contract. The Contractor will provide the State and the Entity with a copy of the appropriate Appendices.
 - c. The total cost of the Contract Audit does not include the cost of additional work that may be required in the event the Contractor discovers a defalcation or material irregularity. Any change in the scope of the audit services to be provided under this contract requires a contract amendment.

2. continued:

- d. The Contractor may submit interim bills to the Entity each month, based upon the estimated percentage of completion of the contract. The Entity may retain 10 percent of each of these estimates until the Contractor has delivered the final audit report, at which time the Entity will release the amount retained.
3. The Contractor will conduct a financial statement audit of the Entity:
 - a. The audit will be made in accordance with generally accepted auditing standards adopted by the American Institute of Certified Public Accountants and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States. The objective of the audit is the expression of an opinion by the Contractor on the financial statements of the Entity. The Contractor will obtain reasonable rather than absolute assurance about whether the financial statements are free of material misstatement, whether caused by error or fraud. Accordingly, a material misstatement may remain undetected. Also, the audit will not be designed to detect error or fraud that is immaterial to the financial statements. If, for any reason, the Contractor is unable to complete the audit or is unable to form or has not formed an opinion, the Contractor may decline to express an opinion or decline to issue a report as a result of the engagement.
 - b. The audit will include tests of internal control over financial reporting, but will not be designed to provide an opinion on internal control or to identify reportable conditions (or significant deficiencies, depending on the terminology appropriate to the professional standards in effect for the year(s) being audited). The Contractor, however, will be responsible for making the Entity aware, in writing, of any reportable conditions (or significant deficiencies) that come to the Contractor's attention.
 - c. The audit will include tests of compliance and other matters as required by Government Auditing Standards, but will not be designed to provide an opinion on such compliance.
 - (1) The audit will include tests to determine whether the Entity has complied with all appropriate statutes and regulations, as required by Section 2-7-502, MCA.
 - (2) The audit will include tests to determine whether the Entity has complied with the provisions of each of its revenue bond ordinances and indenture agreements.
 - (3) If the audit is of a county, city or town, it will include tests to determine whether money is or has been retained in a local charge for services fund contrary to the requirements of Section 17-2-301 through 17-2-303, MCA, as required by Section 17-2-302, MCA. The Contractor will report any findings of noncompliance with the provisions of these statutes, regardless of materiality.
 - (4) If the audit is of a county or consolidated city/county government, the audit will include tests for compliance with state laws relating to receipts and disbursements of agency funds maintained by the Entity, as required by Section 2-7-505, MCA.
 - d. When applicable, the audit will meet all requirements of the Federal Single Audit Act of 1984, as amended by the Single Audit Act Amendments of 1996 and OMB Circular A-133.

3. continued:

- e. The audit scope with regard to federal financial assistance for each fiscal year covered by this audit contract will be as specified in Appendices A, B and C, which are attached to this contract and by this reference made a part of this contract.
- f. For purposes of determining the scope of the audit, the Entity will be considered to be the financial reporting entity as defined by the Governmental Accounting Standards Board.
- g. The audit of any school district will also include:
 - (1) Tests to verify the accuracy of the school district's enrollment for the fiscal year or years being audited as reported to the Office of Public Instruction in the Fall and Spring enrollment reports.
 - (2) When applicable, an audit of the extracurricular funds for pupil functions.
- h. If the Entity is a school district or associated cooperative, the Contractor will contact the State Office of Public Instruction and the county superintendent of schools prior to or during the audit of the Entity. These contacts will be made to determine whether those offices are aware of potential financial or legal compliance problems relating to the Entity that could affect the scope of the audit.
- i. The Contractor will immediately notify the Entity and the State in writing of any material irregularities it discovers. If the Entity is a school district or special education cooperative, the Contractor will also notify the Office of Public Instruction.
- j. The Contractor will provide the Entity with a copy of its most recent external peer review report and any letter of comment, and any subsequent peer review reports and letters of comment received during the period of the contract.

4. The Entity will be responsible for:

- a. Its basic financial statements, including note disclosures;
- b. Establishing and maintaining effective internal control over financial reporting;
- c. Identifying and ensuring that it complies with the laws and regulations applicable to its activities;
- d. Making all financial records and related information available to the Contractor;
- e. The schedule of expenditures of federal awards required for audits conducted under OMB Circular A-133;
- f. Adjusting the financial statements to correct material misstatements; and
- g. Providing the Contractor, at the conclusion of the audit engagement, with a letter that confirms certain representations made during the audit, including an affirmation that the effects of any uncorrected misstatements aggregated by the auditor during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

5. The Entity will prepare its annual financial report or a trial balance of accounts no later than the dates specified in Appendices A, B and C. If the Entity is unable to prepare its annual financial report or trial

balance by the date specified in the Appendices, the Entity will notify the Contractor and the State in writing.

6. The Contractor will begin the field audit work, and will deliver the audit report to the Entity and the State, in accordance with the schedule established in Appendices A, B and C. If the Contractor cannot deliver the audit report to the Entity and the State on the date specified in the Appendices, the Contractor will notify the Entity and the State in writing of that fact, and the reason(s) thereof. The Contractor will then request in writing an extension from the State. The State's approval or denial of this request will also be in writing.
7. Pursuant to Section 2-7-503(3)(a), MCA, all audits must be completed and the reports issued within one year from the close of the last fiscal year covered by the audit. If the audit is conducted in accordance with the provisions of OMB Circular A-133, the Contractor will also complete the audit and issue the audit report within the time period required by that Circular, unless a longer period has been agreed to in advance by the federal cognizant or oversight agency for audit.
8. The final audit report must contain basic financial statements and required supplementary information in accordance with financial reporting standards in effect for the year or years being audited, as established by the Governmental Accounting Standards Board. In addition, other supplementary information required by provisions within this contract and by OMB Circular A-133 must also be included, if applicable.
 - a. The final audit report must also contain any other financial statements and supporting schedules and information as agreed upon by the Entity and Contractor.
 - b. The financial statements presented should be in accordance with the financial reporting standards in effect for the year or years being audited, as described above. If the accounting records or other circumstances will not permit financial statements to comply with these requirements, the Contractor will notify the State of those conditions and describe the financial statements that will be presented. This notification will be in writing. The applicable auditor's reports will also be modified as required.
 - c. If the audit is of a school district with separate elementary and high school district general funds, the general funds will be combined as a single major fund. All other funds will be separately considered for major fund criteria.
 - d. If the audit is a biennial audit covering two years, the Contractor will present complete financial statements as specified above for each year covered by the audit. The two years must, however, be presented under one audit report cover, and opined upon in one Independent Auditor's Report.
9. All audit reports will contain the following auditor's reports, which must comply with applicable professional standards in effect for the fiscal year or years being audited:
 - a. An independent auditor's report on the financial statements of the Entity.
 - b. A report on internal control over financial reporting and on compliance and other matters based on an audit of financial statements performed in accordance with Government Auditing Standards. If applicable, this report should include information about fraud, illegal acts, significant violations of provisions of contracts or grant agreements, and significant abuse, or indications of these acts.

9. continued:

- c. A report disclosing any lack of compliance with State statutes, rules, regulations, or ordinances that would not have a material effect on the financial statements. This report must be referred to in the report required in 9.b. above. This report may be combined with other reports if appropriate, or the findings may be included in a management letter. If included in a management letter, that letter must be included as a part of, or accompanying, the audit report.
 - d. A report on supplemental schedules or information, including the supplemental schedule of school district enrollment required by paragraph 11.a. and the supplemental schedule of school district extracurricular fund financial activities required by paragraph 11.b., if any such schedules or information are presented in the audit report. This report may be given in a supplemental information paragraph of the auditor's report on the financial statements 9.a. above, or in a separate report.
 - e. A report disclosing the action taken by the Entity to correct any deficiencies or implement any recommendations contained in the prior audit report. This report must be in a format that specifically identifies, by title or summary, each deficiency or recommendation contained in the prior audit report and the action taken by the Entity on each such deficiency or recommendation.
 - f. If the Contractor includes audit findings in the reports referenced in 9.b. and 9.c. above or in a management letter, the views of entity officials and their planned corrective actions should also be included, as required by Government Auditing Standards, if they are available at the time the Contractor files copies of the audit report with the State. If the views and planned corrective actions are not available at that time, the Contractor should so indicate in the reports.
10. All audit reports for single audits done in accordance with OMB Circular A-133 must also contain the following:
- a. A schedule of expenditures of federal awards.
 - (1) As required by OMB Circular A-133, the schedule must:
 - (a) List individual federal programs by federal agency. For federal programs included in a cluster of programs, list individual federal programs within a cluster of programs.
 - (b) For federal awards received as a subrecipient, include the name of the pass-through entity and identifying number assigned by the pass-through entity.
 - (c) Provide total federal awards expended for each individual federal program and the CFDA number or other identifying number when the CFDA information is not available.
 - (d) Include notes that describe the significant accounting policies used in preparing the schedule.
 - (e) To the extent practical, pass-through entities should identify in the schedule the total amount provided to subrecipients from each federal program.

10. continued:

- (f) Include, in either the schedule or a note to the schedule, the value of the federal awards expended in the form of non-cash assistance, the amount of insurance in effect during the year, and loans or loan guarantees outstanding at year end. While not required, it is preferable to present this information in the schedule.
 - (2) In addition, to provide information requested by State pass-through agencies for use in monitoring subrecipients, the schedule must contain:
 - (a) The program or award amount;
 - (b) The cash balance or fund balance of the program at the beginning of the audit period;
 - (c) Federal receipts or revenues for the program for the audit period;
 - (d) Other receipts or revenues for the program such as program income, matching funds, or other receipts/revenues for the audit period;
 - (e) Non-federal expenditures associated with the program, if determinable; and
 - (f) The cash balance or fund balance of the program at the end of the audit period.
 - b. A report on the schedule of expenditures of federal awards. This report may be combined with other reports as provided by OMB Circular A-133 and professional standards. This report must comply with applicable professional standards in effect for the fiscal year or years being audited.
 - c. A report on compliance with requirements applicable to each major program and on internal control over compliance in accordance with OMB Circular A-133. Where applicable, this report should refer to the separate schedule of findings and questioned costs described in paragraph 10.d. of the contract. This report must comply with applicable professional standards in effect for the fiscal year or years being audited.
 - d. A schedule of findings and questioned costs which must include the information required by OMB Circular A-133.
 - e. The corrective action plan required by OMB Circular A-133, if that plan is available at the time the Contractor files copies of the audit report with the State. This corrective action plan may be combined with the Entity's planned corrective actions related to findings reported in accordance with Government Auditing Standards, as provided in paragraph 9.f., above.
11. School district audit reports must also include the following as supplemental information/schedules:
- a. A schedule of the district's enrollment as reported to the Office of Public Instruction for the fiscal year or years being audited. The schedule will contain the enrollment both as reported in the Fall and Spring enrollment reports and as documented by the school district's enrollment records.
 - b. A detailed schedule of extracurricular fund financial activities
12. The final audit report must contain any material findings relative to economy, efficiency or effectiveness in operations that are noted by the Contractor during the audit, along with the Contractor's

recommendations for improvement. The report must also contain any other recommendations or comments for improvement that the Contractor deems pertinent.

13. The Contractor must render a single, written report for the Entity audited. The report must include, or be accompanied by, all written reports and letters discussing findings and recommendations from the Contractor to the Entity, including but not limited to the reports and schedules referred to in paragraphs 9 and 10 above as well as any management letters.
14. Before submitting the final audit report, the Contractor will hold an exit review conference in which the audit results are discussed with those charged with governance and appropriate Entity officials and employees. The Contractor must ensure that all members of the governing body and key members of management are notified of this exit conference. The Contractor further agrees that prior to submitting the final report, it will not discuss the audit findings with anyone other than the Entity or the State. However, once the Contractor delivers the final audit report the report is deemed to be a public record.
15. The Contractor and Entity will file copies of the audit report as specified below.
 - a. The Contractor will provide the Entity with the number of copies of the audit report specified in Appendices A, B and C and the cost of those copies is included in the total price for the engagement as set out in paragraph 2.a., above, and in the Appendices. The Contractor will submit one of these copies to the attorney for the Entity.
 - b. Upon request by the Entity, the Contractor will provide additional copies of the audit report at a price per copy agreed upon by the Entity and Contractor.
 - c. The Contractor will provide the State with four copies of each audit report at no charge. These copies will be sent to the State at the same time the Contractor delivers the final audit report to the Entity, and will include any management letters. A letter of transmittal will accompany the State's copies which will advise the State as to the date of the exit conference, the date the final report was delivered to the Entity, the date of the audit report, the actual number of hours spent by the Contractor in the conduct of the audit, the total audit fees billed the Entity, whether the audit was conducted in accordance with the provisions of OMB Circular A-133, and whether there were any findings or opinion qualifications in the audit report, and if so whether the entity's corrective action plan or response was included as part of or submitted with the audit report.
 - d. If the Entity is a school district or associated cooperative, the Contractor will provide copies of the audit report to the Office of Public Instruction, the county superintendent of schools, and the county attorney.
 - e. If the Entity is a city or town fire department relief association disability and pension fund, the Contractor will provide one copy of the audit report to the city or town clerk.
 - f. If the audit is a single audit conducted in accordance with the provisions of OMB Circular A-133, the Entity will provide copies of the reporting package defined in OMB Circular A-133 and the data collection form to the federal clearinghouse designated by OMB. In addition, the Entity will provide either a copy of the reporting package, or the alternative written notification as described by OMB Circular A-133 to all federal, state and other granting and pass-through agencies as required by Circular A-133.
16. If not included in the audit report as provided in paragraphs 9.f. and 10.e., within 30 days after receiving the audit report the Entity will notify the State in writing as to what action it plans to take to correct any deficiencies or implement any recommendations identified or contained in the audit report, as required by

Section 2-7-515, MCA, and ARM 2.4.409. This notification will also address any findings and recommendations contained in management letters, which are considered a part of the audit report as prescribed in paragraph 13. If the audit is a single audit conducted in accordance with OMB Circular A-133, this corrective action plan will also meet the requirements of Circular A-133 and contain all information required by that Circular.

17. If requested by the State, the attorney for the Entity will report to the State on the actions taken or the proceedings instituted or to be instituted relating to violations of law and nonperformance of duty as required by Section 2-7-515(4), MCA. The attorney will report to the State within 30 days after receiving the request.
18. The Contractor certifies that, as required by generally accepted government auditing standards, it and its principals and employees are independent in all matters with respect to this engagement. The Contractor will neither arrange for, nor accept, non-auditing work with the Entity which could in any way impair the Contractor's independence in violation of professional standards. If required by the State, the Contractor must document that independence has been maintained in both fact and appearance as required by professional auditing standards.
19. The Contractor will be the prime contractor and shall be responsible, in total, for all work of any subcontractors. The Contractor will obtain the written approval of the Entity and the State prior to engaging correspondent Contractors, consultants, or subcontractors to provide services in connection with this audit. Any Contractors subcontracted to perform audit work must be on the Roster of Independent Auditors authorized to conduct audits of Montana local governments that is maintained by the Local Government Services Bureau. The Contractor shall be responsible to the Entity and the State for the acts and omissions of all correspondent Contractors, consultants, subcontractors, or agents and of persons directly or indirectly employed by such correspondent Contractors, consultants, subcontractors or agents, and for the acts and omissions of persons employed directly by the Contractor. Further, nothing contained within this Contract shall create any contractual relationship between any correspondent Contractor, consultant, or subcontractor and the State.
20. The State may participate in all entrance and exit conferences between the Entity and Contractor, as well as all major conferences dealing with audit exceptions and recommendations regarding accounting or operating procedures, management policies, or internal control changes.
21. The Contractor will give the State and, when required by law, the Montana Legislative Audit Division, access to the Contractor's audit programs, supporting working papers, time records, and all other documents relating to the audit. Access to these documents will be provided at the State's offices in Helena, Montana. Access to working papers includes the right of the State to obtain copies of working papers, as is reasonable and necessary. The Contractor also agrees to make the audit programs and supporting working papers available to the State for use by the State or other public accounting firms as directed by the State in future audits of the Entity. The contractor also agrees to make the audit programs and supporting working papers available to the cognizant or oversight agency for audit or its designee, federal agencies providing direct or indirect funding, or the U.S. General Accounting Office, if requested. Access to working papers includes the right of federal agencies to obtain copies of working papers, as is reasonable and necessary. The Contractor will retain the audit report, audit programs, and audit working papers for a minimum of four years from the date of the audit report, unless the State notifies the Contractor to extend the retention period. If professional standards or other

21. continued:

applicable laws, rules, or regulations require a longer retention period, the auditor will retain the above

materials for that specified period.

22. As provided by Section 2-7-522, MCA, the State may review the audit report submitted by the Contractor. If the State determines that reporting requirements have not been met, it will notify the Entity and the Contractor of the significant issues of noncompliance. The Contractor must correct the identified deficiencies within 60 days of notification.
23. The Entity and the State recognize that the Contractor is an independent public accountant, and neither the Entity nor the State will request or require the Contractor to surrender its "independence," as this term is professionally understood and used concerning public accountants. It is understood by the parties to this contract that the Contractor is an independent contractor and that neither its principals nor its employees are employees of the State or Entity for purposes of tax, retirement system, or social security (FICA) withholding.
24. The Contractor certifies that it carries Workers' Compensation for its employees and that it has either elected Workers' Compensation or has an approved Independent Contractor's Exemption covering the Contractor while performing work under this contract. (Montana Code Annotated, Title 39, Chapter 71) Neither the Contractor nor its employees are employees of the State for the purposes of this paragraph.
25. The Contractor agrees to protect, defend, and save the State, and the Entity, their elected and appointed officials, agents, and employees, while acting within the scope of their duties as such, harmless from and against all claims, demands, liabilities, judgments and causes of action of any kind or character, including the cost of defense thereof, on account of professional malpractice, bodily or personal injuries, death, or damage to property arising out of services performed or omissions of services or in any other way resulting from the acts or omission of the Contractor and/or its agents, employees, representatives, assigns, subcontractors, except the sole negligence of the State, the Entity or both under this agreement. The Contractor will obtain and maintain during the term of this Contract: Commercial General Liability insurance in the minimum amount of \$1,500,000 each occurrence naming the State and Entity as additional named insured's. The Contractor will also obtain Professional Liability insurance in the minimum amount of \$1,500,000 per claim. Contractor shall also obtain and maintain statutory Workers Compensation insurance. Current Certificates of Insurance showing proof of all such insurance and the minimum limits provided above shall be provided to the State and Entity prior to the Contractor's commencement of work under this Contract.
26. The Contractor must, in performance of work under this contract, fully comply with all applicable federal, state, or local laws, rules and regulations, including the Montana Human Rights Act, the Civil Rights Act of 1964, the Age Discrimination Act of 1975, the Americans with Disabilities Act of 1990, and Section 504 of the Rehabilitation Act of 1973. Any subletting or subcontracting by the Contractor subjects subcontractors to the same provisions. In accordance with Section 49-3-207, MCA, the Contractor agrees that the hiring of persons to perform the contract will be made on the basis of merit and qualifications and there will be no discrimination based upon race, color, religion, creed, political ideas, sex, age, marital status, physical or mental disability, or national origin by the persons performing the Contract.
27. The Entity will provide the Contractor with reasonable space in which to conduct the audit, and respond promptly to requests for information as well as for all necessary books and records. Support for clerical, equipment, and photocopying or reproduction services shall be agreed upon by the Entity and the Contractor as specified in Appendices A, B and C.
28. Prior to the commencement of the audit, either the Contractor or the Entity, with the consent of the State, or the State, may cancel this contract by providing written notice to the other parties. The contract may be canceled under this paragraph for cause. Cause includes, but is not limited to, failure of any party to

comply with the terms of this contract or with any Administrative Rule adopted by the State under the authority of Title 2, Chapter 7, Part 5, of the Montana Code Annotated.

28. continued:

In addition, if both the Contractor and the Entity mutually agree to cancel this contract prior to the commencement of the audit, regardless of whether there is cause, the State will consent to cancellation of the contract upon written notification by the Contractor and the Entity of their agreement to cancel this contract.

The State, however, will not consent to the cancellation of an audit contract for the sole purpose of allowing the Contractor and Entity to then enter into a new contract that extends the number of fiscal years to be audited by the Contractor. Unless there are extenuating circumstances, the existing audit contract must be completed first. This provision does not prohibit the cancellation of a contract for the purpose of replacing an annual audit with a biennial audit.

29. After the audit has commenced, but before the audit report has been issued, either the Contractor or the Entity, with the consent of the State, or the State, may cancel this contract for failure of any party to comply with the terms of this contract or with any Administrative Rule adopted by the State under the authority of Title 2, Chapter 7, Part 5, of the Montana Code Annotated, or for other cause. If the contract is canceled due to the failure of the Contractor to comply, the Contractor is not entitled to the audit fee set out in this contract. If the contract is canceled due to the failure of the Entity to comply, the Entity will pay the Contractor a pro rata portion of the audit fee set out in this contract, based on the percentage of work completed at the time of cancellation. In addition, if both the Contractor and the Entity mutually agree to cancel this contract without establishing cause on the part of either party, the State will consent to cancellation of the contract upon written notification by the Contractor and the Entity of their agreement to cancel this contract.

30. The Contractor shall not assign, transfer or subcontract any portion of the contract without the express written consent of the Entity and the State.

31. By signing this contract, the Contractor certifies that it is in compliance with the continuing professional education requirements and the external quality control review requirements as set out in Government Auditing Standards, as established by the Comptroller General of the United States. The State may require the Contractor to provide evidence that it has met the above requirements.

32. If the audit is required to meet the requirements of the Single Audit Act of 1984 as amended by the Single Audit Act Amendments of 1996 and OMB Circular A-133, the Contractor certifies that neither it nor any of its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from performing audits by any Federal department or agency.

33. This Contract is governed by the laws of Montana. The parties agree that any litigation concerning this Contract in which the State is named as a party must be brought in the First Judicial District in and for the County of Lewis and Clark, State of Montana, and each party shall pay its own costs and attorney fees. The parties also agree that any litigation concerning this Contract in which the State is not named as a party must be brought in the Judicial District in and for the County in which the Entity is located, and each party shall pay its own costs and attorney fees.

34. This contract and the attached Appendices contain the entire understanding and agreement of the parties. No modification or amendment of this contract is valid unless it is reduced to writing, signed by the parties, and made a part of this contract.

IN WITNESS WHEREOF, Contractor, Entity, and State have executed this Standard Audit Contract on the date first above written:

Certified or Licensed Public Accountant

Junkermier Clark Campanella & Stevens, P.C.
Firm Name

By: _____
Authorized Representative

Date: _____

Governmental Entity

City of Billings, Montana
Entity Name

By: _____
Authorized Representative

Date: _____

Montana Department of Administration,
Local Government Services Bureau

By: _____
Approved By

Date: _____

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APPENDIX A

Initial or Sole Audit Under This Contract

GOVERNMENTAL ENTITY (ENTITY): City of Billings, Montana

Telephone: 406-657-8209 Address: PO Box 1178, 210 N. 27th St (Street Address or P.O. Box)

Billings, MT 59103 (City/Town) (Zip Code)

Contact Person(s): Patrick M. Weber

PUBLIC ACCOUNTANT/ACCOUNTING FIRM (CONTRACTOR): Junkermier Clark Campanella & Stevens, P.C.

Telephone: 406-587-1277 Address: PO Box 1965 (Street Address or P.O. Box)

Bozeman, MT 59715 (City/Town) (Zip Code)

Contact Person(s): Merrilee F. Glover

1. Audit Period and Dates of Engagement:

A. This audit will cover the fiscal year(s) ending June 30, 2011 (and ...). (Month & Day) (Year) (Year)

B. Date to commence audit work: October 1, 2011

C. Date to submit final audit report to Entity and State: December 31, 2011

2. Time and Price for Engagement:

FY(s) Ending June 30, 2011 (and ...). (Month & Day) (Year) (Year)

A. Estimated total hours - 750

B. Price for audit personnel \$ 58,000

Price for Travel

Price for typing, clerical and report preparation

Total price for this engagement \$ 58,000

3. The reporting entity contains the following discretely presented component units: n/a

4. Date Annual Financial Report or a trial balance will be available: September 15, 2011

5. Number of copies of audit report Contractor will provide to Entity:
130

6. The Entity will provide clerical, equipment, and photocopying or reproduction services to the Contractor as follows:

7. The audit scope with regard to federal financial assistance received by the Entity for the above fiscal year(s) will be as indicated below:

The audit will be a single audit conducted in accordance with the provisions of OMB Circular A-133 because the Entity expended a total amount of federal awards **equal to or in excess of \$500,000** during the fiscal year(s), or such other dollar amount as may be established by OMB that is effective for the fiscal year(s) being audited.

OR

The audit will not be a single audit conducted in accordance with the provisions of OMB Circular A-133, and will not include audit coverage of any federal financial assistance in accordance with requirements of that Circular, because the Entity expended a total amount of federal awards of **less than \$500,000** during the fiscal year(s), or such other dollar amount as may be established by OMB that is effective for the fiscal year(s) being audited.

IN WITNESS WHEREOF:

Certified or Licensed Public Accountant

Junkermier Clark Campanella & Stevens, P.C.
 Firm Name

By: _____
 Authorized Representative

Date: _____

Governmental Entity

City of Billings, Montana
 Entity Name

By: _____
 Authorized Representative

Date: _____

**Montana Department of Administration,
 Local Government Services Bureau**

By: _____
 Approved By

Date: _____

APPENDIX B

Subsequent Audit Under This Contract

GOVERNMENTAL ENTITY (ENTITY): City of Billings, Montana

Telephone: 406-657-8209 Address: PO Box 1178, 210 N. 27th St (Street Address or P.O. Box)

Billings, MT 59103 (City/Town) (Zip Code)

Contact Person(s): Patrick M. Weber

PUBLIC ACCOUNTANT/ACCOUNTING FIRM (CONTRACTOR): Junkermier Clark Campanella & Stevens, P.C.

Telephone: 406-587-1277 Address: PO Box 1965 (Street Address or P.O. Box)

Bozeman, MT 59715 (City/Town) (Zip Code)

Contact Person(s): Merrilee F. Glover

1. Audit Period and Dates of Engagement:

A. This audit will cover the fiscal year(s) ending June 30, 2012 (and ...). (Month & Day) (Year) (Year)

B. Date to commence audit work: October 1, 2012

C. Date to submit final audit report to Entity and State: December 31, 2012

2. Time and Price for Engagement:

FY(s) Ending June 30, 2012 (and ...). (Month & Day) (Year) (Year)

A. Estimated total hours - 650

B. Price for audit personnel \$ 58,000

Price for Travel

Price for typing, clerical and report preparation

Total price for this engagement \$ 58,000

3. The reporting entity contains the following discretely presented component units: n/a

4. Date Annual Financial Report or a trial balance will be available: September 15, 2012

5. Number of copies of audit report Contractor will provide to Entity:

 130
6. The Entity will provide clerical, equipment, and photocopying or reproduction services to the Contractor as follows:

7. The audit scope with regard to federal financial assistance received by the Entity for the above fiscal year(s) will be as indicated below:

The audit will be a single audit conducted in accordance with the provisions of OMB Circular A-133 because the Entity expended a total amount of federal awards **equal to or in excess of \$500,000** during the fiscal year(s), or such other dollar amount as may be established by OMB that is effective for the fiscal year(s) being audited.

OR

The audit will not be a single audit conducted in accordance with the provisions of OMB Circular A-133, and will not include audit coverage of any federal financial assistance in accordance with requirements of that Circular, because the Entity expended a total amount of federal awards of **less than \$500,000** during the fiscal year(s), or such other dollar amount as may be established by OMB that is effective for the fiscal year(s) being audited.

IN WITNESS WHEREOF:

Certified or Licensed Public Accountant

 Junkermier Clark Campanella & Stevens, P.C.
 Firm Name

By: _____
 Authorized Representative

Date: _____

Governmental Entity

 City of Billings, Montana
 Entity Name

By: _____
 Authorized Representative

Date: _____

**Montana Department of Administration,
 Local Government Services Bureau**

By: _____
 Approved By

Date: _____

APPENDIX C

Subsequent Audit Under This Contract

GOVERNMENTAL ENTITY (ENTITY): City of Billings, Montana

Telephone: 406-657-8209 Address: PO Box 1178, 210 N. 27th St (Street Address or P.O. Box)

Billings, MT 59103 (City/Town) (Zip Code)

Contact Person(s): Patrick M. Weber

PUBLIC ACCOUNTANT/ACCOUNTING FIRM (CONTRACTOR): Junkermier Clark Campanella & Stevens, P.C.

Telephone: 406-587-1277 Address: PO Box 1965 (Street Address or P.O. Box)

Bozeman, MT 59715 (City/Town) (Zip Code)

Contact Person(s): Merrilee F. Glover

1. Audit Period and Dates of Engagement:

A. This audit will cover the fiscal year(s) ending June 30, 2013 (and). (Month & Day) (Year) (Year)

B. Date to commence audit work: October 1, 2013

C. Date to submit final audit report to Entity and State: December 31, 2013

2. Time and Price for Engagement:

FY(s) Ending June 30, 2013 (and) (Month & Day) (Year) (Year)

A. Estimated total hours - 650
B. Price for audit personnel \$ 61,000
Price for Travel
Price for typing, clerical and report preparation
Total price for this engagement \$ 61,000

3. The reporting entity contains the following discretely presented component units: n/a

4. Date Annual Financial Report or a trial balance will be available: September 15, 2013

5. Number of copies of audit report Contractor will provide to Entity:

 130
6. The Entity will provide clerical, equipment, and photocopying or reproduction services to the Contractor as follows:

7. The audit scope with regard to federal financial assistance received by the Entity for the above fiscal year(s) will be as indicated below:

The audit will be a single audit conducted in accordance with the provisions of OMB Circular A-133 because the Entity expended a total amount of federal awards **equal to or in excess of \$500,000** during the fiscal year(s), or such other dollar amount as may be established by OMB that is effective for the fiscal year(s) being audited.

OR

The audit will not be a single audit conducted in accordance with the provisions of OMB Circular A-133, and will not include audit coverage of any federal financial assistance in accordance with requirements of that Circular, because the Entity expended a total amount of federal awards of **less than \$500,000** during the fiscal year(s), or such other dollar amount as may be established by OMB that is effective for the fiscal year(s) being audited.

IN WITNESS WHEREOF:

Certified or Licensed Public Accountant

 Junkermier Clark Campanella & Stevens, P.C.
 Firm Name

By: _____
 Authorized Representative

Date: _____

Governmental Entity

 City of Billings, Montana
 Entity Name

By: _____
 Authorized Representative

Date: _____

**Montana Department of Administration,
 Local Government Services Bureau**

By: _____
 Approved By

Date: _____

Regular City Council Meeting

Date: 02/28/2011

TITLE: Aviation Building and Ground Lease with Jack Bolme

PRESENTED BY: Tom Binford

Department: Airport

Information

PROBLEM/ISSUE STATEMENT

On May 31, 2005, the City took over the ownership of an executive hangar, the result of a Reversion of Improvements clause that was used in the lease agreements twenty-five years ago. This is one of four hangars that became City property through this process. The original owner of the hangar, Jack Bolme, has leased the hangar since its reversion. The most recent Lease with Mr. Bolme commenced January 1, 2006 and expired on December 31, 2010, and he desires to continue to lease the hangar for an additional five years. Mr. Bolme currently subleases the hangar to the U.S. Department of Agriculture for its local wildlife services operation. The aircraft hangar, located on the west end of the Airport, is a sixty (60) foot by sixty (60) foot building with 1,995 square feet of office space on two levels, and 2,936 square feet of hangar space.

ALTERNATIVES ANALYZED

The Council may:

- Approve the Aviation Building and Ground Lease with Mr. Bolme; or
- Not approve the Aviation Building and Ground Lease with Mr. Bolme.

FINANCIAL IMPACT

This Lease would generate revenues of \$33,010.80 for the first year of the Lease. The rate will be adjusted annually for inflation on the anniversary date according to the Consumer Price Index for All Urban Consumers (CPI-U).

RECOMMENDATION

Staff recommends that the City Council approve the Limited Commercial Aviation Building and Ground Lease with Jack Bolme for a five-year term commencing January 1, 2011 and terminating on December 31, 2016.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: W.O. 10-30 32nd Street West and Broadwater Improvements - ROW Agreement

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

W.O. 10-30 will construct a northbound right turn lane on 32nd Street West, south of Broadwater Avenue. In order to add the lane, additional right of way (ROW) is needed at the southeast corner of the intersection. Apostles Evangelical Lutheran Church owns the property and has agreed to sell ROW to the City for the fair market value of the land. The total land to be deeded to the City is 113 square feet. The fair market value was determined to be \$847.50.

ALTERNATIVES ANALYZED

The Council may:

- Approve the Right of Way agreement with Apostles Evangelical Lutheran Church; or
- Do not approve the Right of Way agreement with Apostles Evangelical Lutheran Church.

FINANCIAL IMPACT

The cost of the right of way was determined to be \$847.50. The project is being funded from arterial funds.

RECOMMENDATION

Staff recommends that Council approve the Right of Way agreement with Apostles Evangelical Lutheran Church in the amount of \$847.50.

APPROVED BY CITY ADMINISTRATOR

Attachments

ROW Agreement

Deed

CITY OF BILLINGS
(hereinafter referred to as City)

RIGHT-OF-WAY AGREEMENT

32nd and Broadwater
DESIGNATION

Work Order: 10-30
32nd and Broadwater Turn Lane

Yellowstone
COUNTY

Parcel No. 1 Tract 2, COS 1161

Parcel Description

Section 1 Township 1S

Range 25E

List Names & Addresses of the Grantors
(Contract Purchaser, Contract Seller, Lessee, etc.)

Apostles Evangelical Lutheran Church
3104 Broadwater Avenue, Billings MT 59102

1. In consideration of the payments herein set forth and the specific agreements to be performed by the parties hereto and written in this agreement, the parties bind themselves to the terms and conditions stated herein. No verbal representations or agreements shall be binding upon either party. This agreement is effective upon execution by the City or a designated representative, and possession of the property is granted to the City when it sends the payment(s) agreed to below. Grantors contract that they will, on City's request, execute a deed, certificate of survey, and other documents required by the City for all real property agreed to be conveyed by this agreement.
2. COMPENSATION FOR LAND AND IMPROVEMENTS (List acreage and improvements to be acquired.)
113 square feet by deed \$847.50
Improvements: At such time as 32nd Street West is widened to include a northbound right turn lane at Broadwater, the City will complete improvements on the church property to accommodate landscaping features that will be in conflict with the new road layout. These improvements generally include relocation of the existing sprinkler system and trees from the boulevard area back to the church property behind the sidewalk. \$0.00
3. OTHER COMPENSATION:
None
4. TOTAL COMPENSATION (includes all damages to the remainder): \$847.50, Lump sum.
5. IT IS UNDERSTOOD AND AGREED THE CITY SHALL MAKE PAYMENT AS FOLLOWS:
A warrant in the amount of \$847.50, to be made payable to Apostles Evangelical Lutheran Church and mailed to 3104 Broadwater, Billings, MT 59102, upon execution and delivery of the deed and other documents set forth in paragraph 1 above.
6. IT IS UNDERSTOOD that the City is acquiring this right-of-way in order to construct Aronson Avenue. The improvements will include, but not be limited to, street construction, curb & gutter, sidewalks, storm drain improvements, drive approaches, landscaping, a multi-use path and related features.
7. The Grantor hereby grants the City of Billings a Temporary Construction Permit, as shown on Exhibit A of the Warranty Deed, and made for the period of the street improvements construction project plus the one-year warranty period. The temporary area will be graded, sodded and left in a clear, workmanlike condition. No special improvement assessments shall be levied against Grantors' Property relating to these improvements.
8. This agreement, upon execution by an agent of the City and presentation to the Grantor so designated, constitutes a written offer of compensation in the full amount of the estimated value, a summary of the property and property rights being acquired and notice that possession need not be given until payment has been received by the Grantor.
9. If either party is forced to employ an attorney to enforce the terms of this Agreement, the defaulting party shall pay to the non-defaulting party all reasonable attorney fees and cost incurred as a result of such default.

(Continued from Previous Page)

THE PARTIES HERETO HAVE EXECUTED THIS AGREEMENT ON THE DATES SHOWN:

We understand that we are required by law to provide our correct taxpayer identification number(s) to the City of Billings and that failing to comply may subject us to civil and criminal penalties. We certify that the number(s) below is/are our correct taxpayer identification number(s).

Signature:  1/14/11 (Date) 816035157 (Tax ID No.)

Signature: _____ (Date) _____ (Tax ID No.)

Signature: _____ (Date) _____ (Tax ID No.)

RECOMMENDED FOR APPROVAL: APPROVED FOR AND ON BEHALF OF CITY OF BILLINGS:

Mayor, City of Billings (Date)

ATTEST:

City of Billings, Public Works Department (Date) City Clerk (Date)

LER-001.200 BLACK

Project No. W.O. 10-30 Parcel No. 1 County of Yellowstone
Designation 32nd Street West and Broadwater Avenue

WARRANTY DEED

THIS INDENTURE, made this 14 day of January, 20 11.

FOR VALUABLE CONSIDERATION, lawful money of the United States to them in hand paid by the **CITY OF BILLINGS**, THE receipt whereof is acknowledged, **WITNESSTH THAT:**

Apostles Evangelical Lutheran Church
3104 Broadwater Avenue
Billings, MT 59102

does hereby **GRANT, BARGAIN, SELL, CONVEY, WARRANT AND CONFIRM** unto the **CITY OF BILLINGS** for the benefit and use of **The Public** the following described real property, to wit:

A tract of land situated in Tract 2, Certificate of Survey 1161, located in the SW1/4 of Section 1, T.1S., R.25E., P.M.M. City of Billings, Yellowstone County, Montana, on file and of record in the office of the Clerk and Recorder of said County, Recorded June 15, 1970 Under Document No. 862902, Records of Yellowstone County, Montana.

Said tract being more particularly described as follows: Commencing at the southwest corner of said Tract 2, also being a point on the east right-of-way of 32nd Street West; thence along the said east right-of-way line N 00°10'30" W for a distance of 576.66 feet, to the True Point of Beginning; thence N 00°10'30" W for a distance of 15.00 feet to a point on the north right-of-way line of Broadwater Avenue; thence along the said north right-of-way line N 89°47'30" E for a distance of 15.00 feet; thence leaving the said north right-of-way line S 44°48'30" W for a distance of 21.22 Feet, to the Point of Beginning.

Said tract contains 113 square feet, more or less.

AS SHOWN by Exhibit "A", consisting of one sheet attached hereto and made a part hereof:

PURPOSE OF ACQUISITION is to create a right-of way parcel for construction and use of public road, utility and related appurtenant structures, pursuant to 76-3-201(1)(h) M.C.A. as a division of land that creates rights-of-way or utility sites.

TO HAVE AND TO HOLD the above described and conveyed premises, with all the reversions, remainders, tenements, hereditaments and appurtenances thereto, unto the **CITY OF BILLINGS**, and to its successors and assigns forever.

IN WITNESS WHEREOF, the undersigned have executed these premises the day and year first above written.

Dated this 14 day of January, 2011.

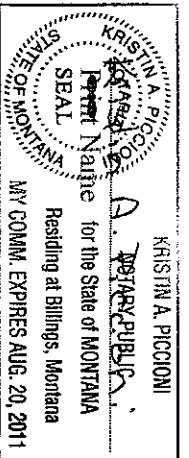
By: [Signature]

Apostles Evangelical Lutheran Church
3104 Broadwater Avenue
Billings, MT 59102

STATE OF MONTANA)
County of Yellowstone) :ss

On this 14 day of January, 2011, before me the undersigned Notary Public for the State of Montana, personally appeared Raymond Adkins, known to me to be the person who signed the foregoing instrument as Raymond Adkins of Apostles Evangelical Lutheran Church and who acknowledged to me that he/she executed the same. Witness my hand and seal the day and year herein above written.

Kristin A. Piccioni
Notary Public in and for the State of Montana
Residing in Billings, Montana
My commission expires 8/20/2011



ACKNOWLEDGMENT AND ACCEPTANCE OF CONVEYANCE

The Mayor and City Council of the City of Billings acknowledges receipt of this deed and hereby accepts the property interest conveyed through this instrument.

Mayor, City of Billings Date _____

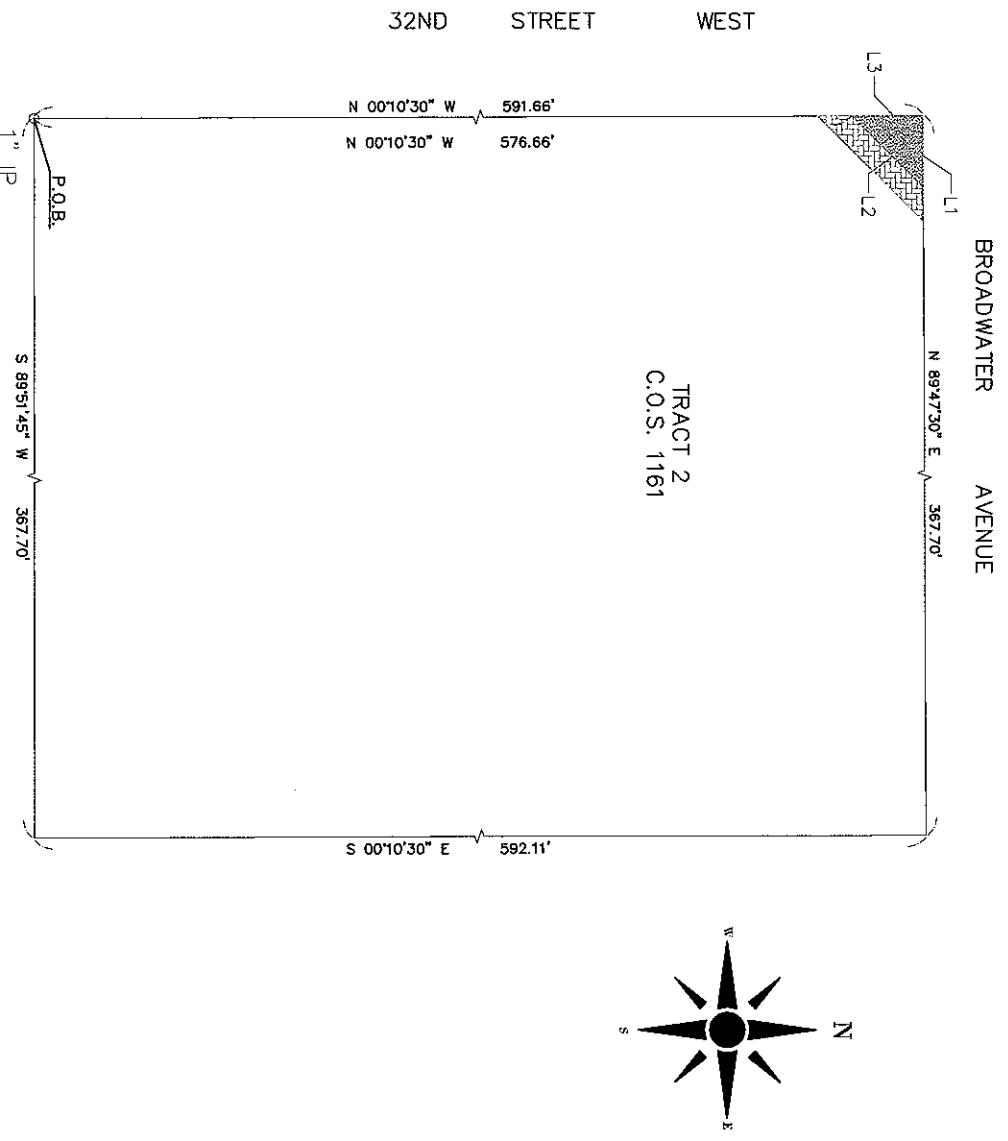
ATTEST: _____
City Clerk

STATE OF MONTANA)
County of Yellowstone) :ss

On this _____ day of _____, 20____, before me, a Notary Public in and for the State of Montana, personally appeared _____ as Mayor and _____ City Clerk of Billings known to me to be the persons who signed, respectively, and acknowledge to me that they executed the foregoing instrument. IN WITNESS WHEREOF, I have hereunto set my hand and my seal the day and year herein above written.

Notary Public in and for the State of Montana Print Name
Residing in _____
My commission expires _____

EXHIBIT A
**RIGHT-OF-WAY ACQUISITION
 AND TEMPORARY CONSTRUCTION EASEMENT
 SITUATED IN TRACT 2,
 CERTIFICATE OF SURVEY NO. 1161
 BILLINGS, YELLOWSTONE COUNTY, MONTANA**



A tract of land situated in Tract 2, Certificate of Survey 1161, Per Document No. 862902, Documents of record of the Yellowstone County Clerk & Recorder, Yellowstone County, Montana

Said tract being more particularly described as follows:
 Commencing at the southwest corner of said Tract 2, also being a point on the east right-of-way of 32nd Street West; thence along the said east right-of-way line N 00°10'30" W for a distance of 576.66 feet, to the True Point of Beginning; thence N 00°10'30" W for a distance of 15.00 feet to a point on the north right-of-way line of Broadwater Avenue; thence along the said north right-of-way line N 89°47'30" E for a distance of 15.00 feet; thence leaving the said north right-of-way line S 44°48'30" W for a distance of 21.22 feet to the Point of Beginning, containing an area of 113 square feet more or less.

Parcel Line Table		
Line #	DIRECTION	LENGTH
L1	N89° 47' 30"E	15.00
L2	S44° 48' 30"W	21.22
L3	N0° 10' 30"W	15.00



LEGEND

- RIGHT-OF-WAY ACQUIRED**
- TEMPORARY CONSTRUCTION EASEMENT**

**CITY OF BILLINGS, MONTANA
 R-O-W ACQUISITION EXHIBIT**

CITY W.O. 10-30

THIS EXHIBIT IS PREPARED BY THE CITY OF BILLINGS, MONTANA

Regular City Council Meeting

Date: 02/28/2011

TITLE: St. Patricks Day Parade

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The Big Sky Senior Services and Save Our Parade requests street closures for the annual St. Patrick's Day Parade and street fair on Saturday, March 12, 2011. The parade will assemble at 8:00 am, begin at 11:00 am and disband by 12:00 pm using the established downtown parade route. The street fair will be held on North Broadway between 1st Ave North and 3rd Ave North from 10:00 am until 2:00 pm.

Recommended conditions of approval include, Big Sky Senior Services and Save Our Parade:

1. Obtaining the proper permit if alcohol will be consumed in the public right of way
2. Contact all businesses and make them aware of the event
3. Clean the area to be used and provide and empty waste cans
4. Notify all emergency facilities, bus lines and media at least two weeks in advance of the event
5. Provide and install adequate traffic barricades and signs directing motorists around closure
6. Provide a certificate of insurance with required liability amounts naming City of Billings as additional insured
7. In the area of the street fair, the closed street (s) shall be provided with a minimum 10' wide unobstructed lane for fire apparatus and emergency vehicle access.

ALTERNATIVES ANALYZED

The Council may:

- Approve request to close streets for the event; or
- Deny the street closure request

FINANCIAL IMPACT

There are no costs to the city other than administrative time to process the application. Police, traffic control and litter removal for are to be paid for by the Big Sky Senior Services and The Save Our Parade Committee.

RECOMMENDATION

Staff recommends that Council approve the temporary street closures for annual St. Patricks Day Parade and Street Fair on Saturday March 12, 2011.

APPROVED BY CITY ADMINISTRATOR

Attachments

St. Patricks Day Parade Attach



City of Billings
RIGHT - OF - WAY ACTIVITY
PERMIT

Please check the type of activity you are applying for:

Parade Run/Walk/Procession Street/Alley Closure Block Party

Submit this application with attachments to either: The Public Works office - 2224 Montana Ave. or Downtown Billings office - 2815 2nd Ave. N. (both - Billings, MT 59101) Application packet should be turned in at least 60 days prior to the date of the proposed event for approval.

PERSON MAKING APPLICATION Denise Armstrong
ORGANIZATION MAKING APPLICATION Big Sky Senior Services
ADDRESS 3 1/2 N. 35th City Billings State MT Zip 59101
EMAIL ADDRESS dbarmstrong@bigsky Senior Services.org

APPROXIMATE TIME EVENT WILL:
Assemble 8:00 am Start 10:00 am Disband 4:00 pm
DATE OF EVENT 3/12/11

PURPOSE OF EVENT: (Description and detail of plans)
Big Sky Senior Services and The Save our Parade Committee work together to provide the City of Billings and surrounding area with a St Patrick's Parade and Celtic Street Fair to celebrate the Irish Heritage of Montana. The Event is Scheduled for 3/12/11 from 9am to 2pm Setup begins at 8:00am between 1st & 3rd Ave on N. Broadway. Parade will stage and follow the traditional route. City Stage will be under sky point north facing on south side of 2nd.

EVENT ROUTE DESIRED (IF APPLICABLE) - Please attach map
Attached

BLOCK PARTY STREET LOCATION (IF APPLICABLE)
N/A

CLEAN UP IMPLEMENTATION: (Company contracted or services you will provide)
Contract with B.I.D for clean up

CERTIFICATION OF INSURANCE WHICH MUST SHOW: (1) The limits of liability coverage for the period of this agreement as a minimum of \$750,000 per claim/ \$1.5 Million per occurrence general liability, and (2) the City of Billings named on the Certificate of Insurance as the additional insured. (Refer to the sample insurance copy. Please not a certificate of insurance in NOT required for Block Parties.)

NOTICE: ANY MARKINGS (NO PAINT ALLOWED) TO BE PLACED ON THE PUBLIC RIGHT-OF-WAY MUST BE APPROVED BY THE CITY TRAFFIC/ENGINEERING DEPARTMENT PRIOR TO PLCEMENT, BE ENVIRONMENTALLY SAFE, AND NOT CONFLICT WITH EXISTING MARKINGS.

FOR DOWNTOWN EVENTS: YOU OR THE ORGANIZATION YOU REPRESENT MUST "ASSIGN" THE FIRST TWO BLOCKS OF THE DOWNTOWN EVEN ROUTE FOR NO PARKING TWO HOURS PRIOR TO YOU EVENT USING THE ROUTE SIGNS PROVIDED BY THE CITY. IT IS YOUR RESPONSIBILITY TO PROVIDE THE APPROPRIATE BARRICADES FOR THE STREET CLOSURE.

IF USING THE ESTABLISHED EVEN ROUTE (PARADE), THE CITY WILL PROVIDE TWO POLICE OFFICERS WITH VEHICLES TO START THE3 EVENT, AND A STREET SWEEPER (IF NECESSARY AND WEATHER PERMITTING) TO FOLLOW THE EVENT.

COORDINATOR OF EVENTS WITH ALCOHOL WILL BE CONSUMED IN PUBLIC RIGHT-OF-WAY ARE REQUIRED TO OBTAIN AN OPEN CONTAINER PERMIT FROM THE POLICE DEPT.

UPON SIGNING OF THIS APPLICATION, THA APPLICANT AGREES NOT TO VIOLATE ANY STATE OR CITY CODES IN THE PRESENTATION OF THE REQUESTED SPECIAL ACTIVITY.

In consideration for permission to conduct its activity as requested, applicant agrees to indemnify, defend and hold harmless the City of Billings and The Downtown Billings Alliance, its officers, agents, employees and volunteers from damage to property and for injury to or death of any person from all liability claims, actions or judgments which may arise from the activity.

Applicants also agree to obtain valid "save or hold harmless agreements" from all participants in its activity, protecting the City of Billings from all losses arising out of its activity, including damages of any kind or nature.

APPLICANT SIGNATURE *Adrian Combsburg* DATE 2-8-11

APPLICANT APPROVED _____ DATE _____

APPLICANT DENIED _____ DATE _____

ADDITIONAL RESTRICTIONS OR SPECIAL CONDITIONS: YES ___ NO ___ (IF YES ATTACH COPY)

FOR CITY USE ONLY

FEE: _____
APPLICANT NOTIFIED BY: _____
DATE: _____

- COPIES TO:**
CITY ADMINISTRATOR
DEPUTY CITY ADMINISTRATOR
POLICE CHIEF
FIRE CHIEF
FIRE MARSHALL
MET TRANSIT MANAGER
STREET/TRAFFIC SUPERINTENDANT
TRAFFIC ENGINEER
PRPL DIRECTOR
PARKING SUPERVISOR
CITY ATTORNEY

Saturday March 12, 2011



Big Sky Senior Services, in conjunction with the Save Our Parade Committee is organizing the 30th annual St. Patrick's Day Parade and Celtic Street Fair. With your help, we are going to make it a great a celebration for the city of Billings!

St. Patrick's Day Parade: 11 a.m., Saturday March 12th

The parade proceeds up 3rd Avenue in downtown Billings between 27th and 32nd Streets, then returns on 2nd Avenue.

Celtic Street Fair: 10 a.m. to 2 p.m., Saturday March 12th

The Celtic Fair, featuring food, merchandise and children's activities, will be held on Broadway (28th Street) from 1st to 3rd Avenues.

Proceeds from the parade will support Big Sky Senior Services; Senior Helping Hands, Prevention of Elder Abuse, and Friends Volunteer Program. Each program helps elders and disabled adults live safely and independently at home.

Enclosed is the registration packet for the parade and street fair. For more information or questions about either event, please visit saveourparade.com or call Big Sky Senior Services at 259-3111.



www.bigskyseniorservice.org

Client#: 200
ACORD™ CERTIFICATE OF LIABILITY INSURANCE

CITYOFBI

DATE (MM/DD/YYYY)
 2/10/2011

PRODUCER
 Hoiness LaBar Insurance
 A Member of Payne Financial Group
 Box 30638
 Billings, MT 59107-0638

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED
 City Of Billings
 %Human Resources Dept
 P.O. Box 1178
 Billings, MT 59104

INSURERS AFFORDING COVERAGE
 INSURER A: Penn-American Insurance Co. NAIC #
 INSURER B:
 INSURER C:
 INSURER D:
 INSURER E:

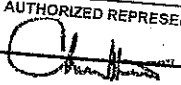
COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

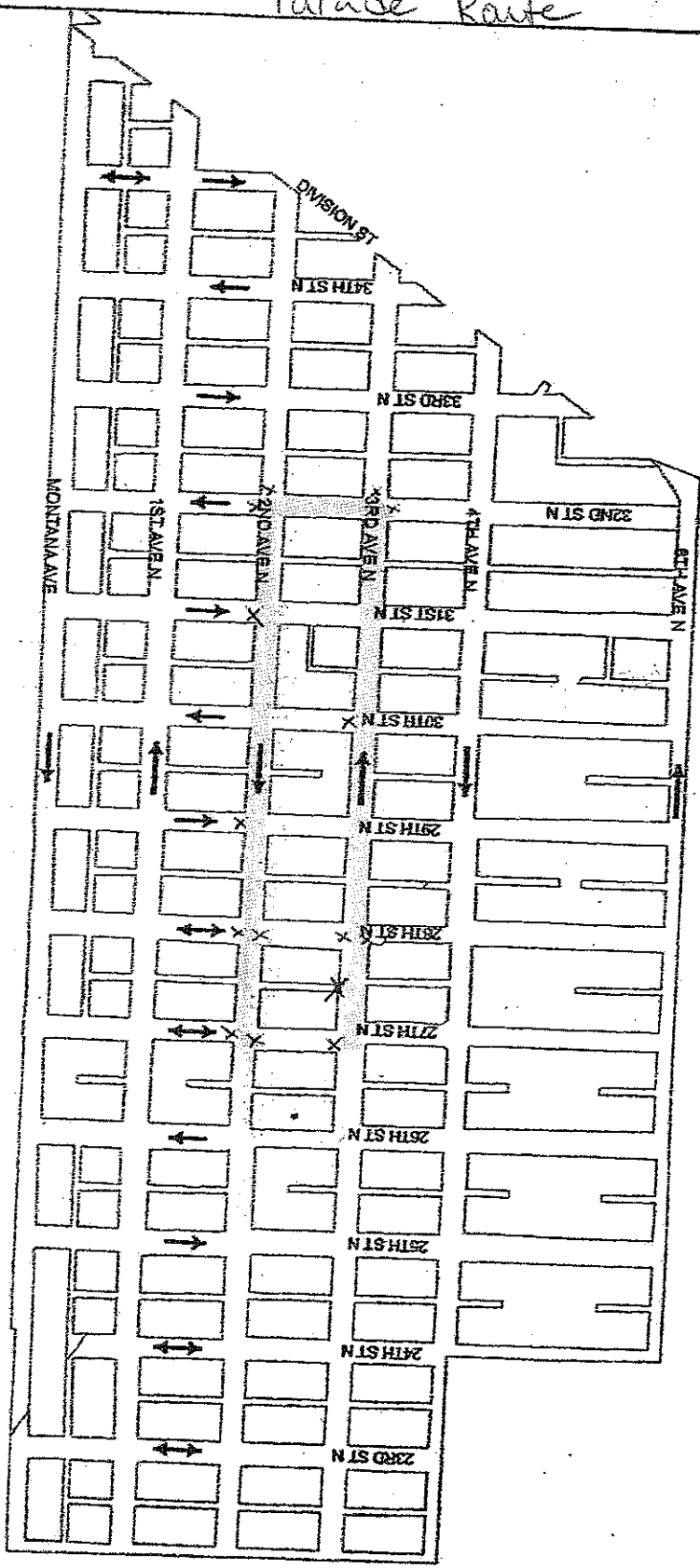
INSR ADD'L LTR INSR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
<input checked="" type="checkbox"/>	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> PD Ded:250 GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	PAC6784202	04/01/10	04/01/11	EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$2,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMPIOP AGG \$2,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER				WC STATU-TORY LIMITS \$ OTH-ER \$ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 Holder is listed as Additional Insured on policy for St. Patrick's Day Parade and Celtic Street Fair on March 12, 2011 in downtown Billings, MT.

CERTIFICATE HOLDER
 Big Sky Senior Services,
 Inc./Save our Parade Committee
 3 1/2 N. 35th St.
 Billings, MT 59101

CANCELLATION 10 Days for Non-Payment
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.
 AUTHORIZED REPRESENTATIVE


Parade Route



Downtown Billings Street Direction Map

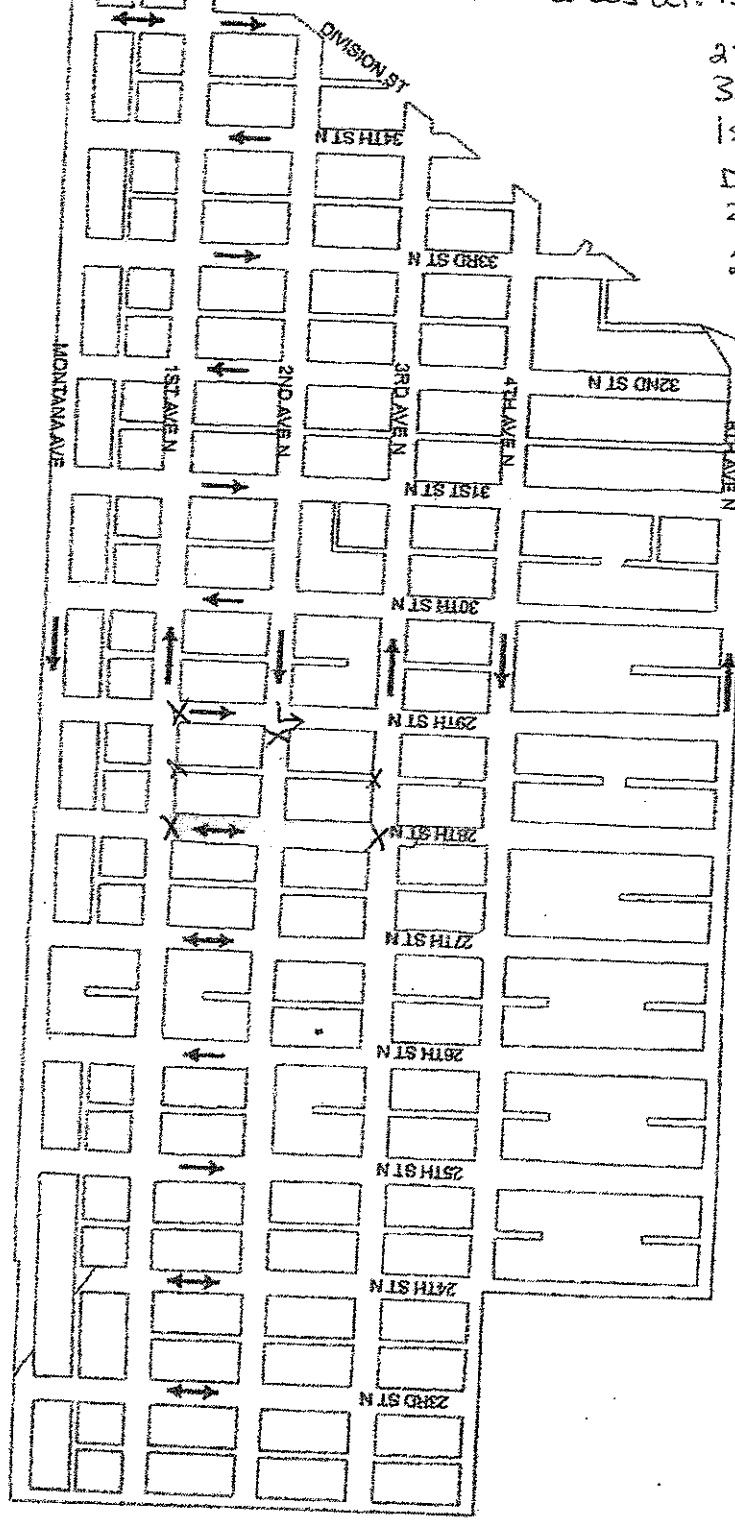
Soft Close on
23⁰⁰ 24¹¹ 25¹⁴ 26¹⁴

Street Fair

1st - 3rd on N. Broadway Closed From
8:00am - 4pm

Barricades at: 1st and 28th, alley between
28th and 29th on 1st and
3rd.

1st and 29th, 29th and 2nd
Diverting traffic from
2nd onto 29th,
28th and 3rd.



Downtown Billings Street Direction Map

Date: Tue, 8 Feb 2011 13:49:23 -0700 [01:49:23 PM MST]
From: Kent <kente@billingsconstructionsupply.com>
To: kelly@mccann.bz
Subject: Verification of Traffic Control Order

To whom it may concern,

Kelly has contacted me about us setting up Traffic control for the St. Pattys day parade the 12 of March.

We will be performing a walk through approximately 1 week prior to the event.

Kent Evans
5514 King Avenue East
Billings, MT 59101
Ofc: (406) 248-8355
Fax: (406) 248-6470

March 12th
 St. Patrick's
 round d Street
 Fair

Business Name	Address	Signature
Leecer's	2821 2nd Ave N	[Signature]
DESMONDS	2819 " " "	[Signature]
CS Karbu Rm.	2817 N. Broadway	[Signature]
PA Daudson	208 N Broadway	[Signature]
Jede Coffee		[Signature]
Sprairie Blossoms	225 N. Broadway	[Signature]
ELIZAH BROWN	217 N. BROADWAY	[Signature]
Edward Jones	213 N. Broadway	[Signature]
Valley Federal Credit Union	207 N Broadway	[Signature]
N.A.N.	207 Broadway	[Signature]
BUCHANAN CAPITAL	201 N BROADWAY	[Signature]
Stiley Interiors	3762 2nd Ave N.	[Signature]
Jene Rockman Assur	2704 2nd Ave N.	[Signature]
Forever Bella Sign	2708 2nd Ave N.	[Signature]
Paula's Edibles	2712 2nd Ave N	[Signature]
Home & Design	119 N. Broadway	[Signature]
Home & Design	119 N. Broadway	[Signature]
Mantona Breary Company	117 N Broadway	[Signature]
Haldy's Sports	113 North Broadway	[Signature]
Dcreative Group	105 N. Broadway	[Signature]
Coastal Lounge	101 W. 28th St	[Signature]
Mufusa		[Signature]
The Soup Place	106 N Broadway	[Signature]
In Step Footwear	108 N Broadway	[Signature]
Shirts & Co.	112 N Broadway	[Signature]
Liz & A	116 N Broadway	[Signature]
Rock Creek	113 BROADWAY	[Signature]
Montagues	2810 2nd Ave	[Signature]

JN 119

Paradise - Fan



Business Name	Address	Signature
Bottega	2814 2nd Ave N	<i>[Signature]</i>
<i>Crab</i>	2814 - 2nd Ave N	<i>[Signature]</i>
Meridian	2818 2nd Ave N	<i>[Signature]</i>
Goldsmith	2812 2nd Ave N	2870 2nd Ave C Planichuk

Regular City Council Meeting

Date: 02/28/2011

TITLE: Shamrock 5K Run

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The Yellowstone Rimrunners request temporary street closures on Sunday March 13th, 2011 from 11:30 am to 1:45 pm. The race route will be the same as last year, starting on 3rd Street West and Avenue B, west on Parkhill to Nordbye, and returning to Pioneer Park on the same route.

Recommended conditions of approval include that the Yellowstone Rimrunners:

1. Provide a certificate of insurance naming City of Billings as additional insured
2. Notify all emergency facilities, bus lines and media at least two weeks in advance of the event
3. Provide and install adequate signs warning motorists of events
4. Clean the area to be used and provide and empty waste cans
5. All course guards (flaggers) shall wear safety apparel and use approved STOP/SLOW paddles

ALTERNATIVES ANALYZED

The Council may:

- Approve request to close street for the event; or
- Deny the street closure

FINANCIAL IMPACT

There are no costs to the City of Billings for this event other than administrative time to process the permit. Police, traffic control and litter removal are to be paid for by the Yellowstone Rimrunners.

RECOMMENDATION

Staff recommends that Council approve the temporary closure of the streets named above for the annual Shamrock 5K Run.

APPROVED BY CITY ADMINISTRATOR

Attachments

Shamrock Run 2011

Yellowstone Rim Runners
P.O. Box 2424
Billings MT 59103

January 6, 2011



Billings Parks, Recreation and Public Lands
390 North 23rd Street
Billings MT 59101

Dear Sir or Madam:

The Yellowstone Rim Runners are requesting a permit for the Shamrock Run which will be held on Sunday, March 13th. The race will be a 5 kilometer (3.1 mile) race on 3rd Street West and Parkhill Drive.

The race route will be the same as last year. The start line for the race will be at 3rd Street West and Avenue B. Runners will head north on 3rd to Parkhill, then west on Parkhill to the turn around point near the intersection of Parkhill and Nordbye. Runners will then head back east on Parkhill and south on 3rd. Runners will enter Pioneer Park on the service road at the south edge of the park and finish inside the park.

Registration will be held at the Zimmerman Center in Pioneer Park from 11:30 to 12:30. Runners will begin to assemble at the start at about 12:30. The race will begin at 1:00 P.M. All runners will be off the street by 1:45 P.M.

Barricades will be placed at 3rd Street West and Grand Avenue, 3rd Street West and Parkhill, Virginia and Parkhill, and 13th Street West and Parkhill. Barricades will also be placed at intersections one block off of the race course, such as on 2nd Street West, Avenue F, and so forth. The barricades are between two and three feet wide, so intersections will not be completely blocked. Course guards will be stationed at most of the intersections along the race route. Course guards will allow traffic through intersections when there is a sufficient gap between runners to allow traffic to pass without endangering runners.

A 1 mile Kids' Race will be held on the sidewalks around Pioneer Park after the 5K is completed. Awards will be given at the Zimmerman Center after the race.

Please call me at 591-9598 if you have any questions. Thank you for your assistance.

Sincerely,



Dave Coppock
President

↑ → or Bill Harrington at 855-1069



City of Billings
RIGHT-OF-WAY ACTIVITY
PERMIT

Please check the type of activity you are applying for:

Parade Run/Walk/Procession Street/Alley Closure Block Party

Submit this application with attachments to either the: Public Works office, 2224 Montana Ave., Billings, MT 59101 or Downtown Billings office, 2815 2nd Ave North, Billings, MT 59101. Application packet should be turned in at least 60 days prior to the date of the proposed event for approval.

PERSON MAKING APPLICATION Bill Harrington

ORGANIZATION MAKING APPLICATION Yellowstone Rim Runners

PHONE 255-1069

ADDRESS 2721 Poly Billings MT 59102

EMAIL ADDRESS bharrington@biresnan.net

APPROXIMATE TIME EVENT WILL:

Assemble 11:30 AM Start 1:00 PM Disband 1:45 PM

DATE OF EVENT Sunday March 13th

PURPOSE/DESCRIPTION OF EVENT: (Description and detail of the event.)

Yellowstone Rim Runners "SHAMROCK RUN"
ATTACHMENT

EVENT ROUTE DESIRED (IF APPLICABLE): (Please attach map.)

ATTACHMENT

BLOCK PARTY STREET LOCATION (IF APPLICABLE):

CLEAN UP IMPLEMENTAION: (Company contracted or services you will provide)

Insurance Certification being E-Mailed.

CERTIFICATION OF INSURANCE WHICH MUST SHOW: (1) The limits of liability coverage for the period of this agreement as a minimum of \$750,000 per claim/ \$1.5 million per occurrence general liability, and (2) the City of Billings named on the Certificate of Insurance as the additional insured. (Refer to the sample insurance copy. Please note a certificate of insurance *is not required* for Block Parties)

NOTICE: ANY MARKINGS (NO PAINT ALLOWED) TO BE PLACED ON PUBLIC RIGHT-OF-WAY MUST BE APPROVED BY THE CITY TRAFFIC/ENGINEERING DEPARTMENT PRIOR TO PLACEMENT, BE ENVIRONMENTALLY SAFE, AND NOT CONFLICT WITH EXISTING MARKINGS.

FOR DOWNTOWN EVENTS: YOU OR THE ORGANIZATION YOU REPRESENT MUST "ASSIGN" THE FIRST TWO BLOCKS OF THE DOWNTOWN EVENT ROUTE FOR NO PARKING TWO HOURS PRIOR TO YOUR EVENT USING THE ROUTE SIGNS PROVIDED BY THE CITY. IT IS YOUR RESPONSIBILITY TO PROVIDE THE APPROPRIATE BARRICADES FOR THE STREET CLOSURE.

IF USING THE ESTABLISHED EVENT ROUTE, THE CITY WILL PROVIDE TWO POLICE OFFICERS WITH VEHICLES TO START THE EVENT, AND A STREET SWEEPER, IF NECESSARY, TO FOLLOW THE EVENT.

COORDINATOR OF EVENTS AT WHICH ALCOHOL WILL BE CONSUMED IN PUBLIC RIGHT-OF-WAY ARE REQUIRED TO OBTAIN AN OPEN CONTAINER PERMIT FROM THE POLICE DEPARTMENT

UPON SIGNING OF THIS APPLICATION, THE APPLICANT AGREES NOT TO VIOLATE ANY STATE OR CITY CODES IN THE PRESENTATION OF THE REQUESTED SPECIAL ACTIVITY.

In consideration for permission to conduct its activity as requested, applicant agrees to indemnify, defend and hold harmless the City of Billings, its officers, agents, employees and volunteers from damage to property and for injury to or death of any person and from all liability claims, actions or judgments which may arise from the activity.

Applicants also agree to obtain valid "save or hold harmless agreements" from all participants in its activity, protecting the City of Billings from all losses arising out of its activity, including damages of any kind or nature.

APPLICANT SIGNATURE Wm J Harrington DATE 1-6-2011

APPLICATION APPROVED _____ DATE _____

APPLICATION DENIED _____ DATE _____

ADDITIONAL RESTRICTIONS OR SPECIAL CONDITIONS: YES [] NO []
(IF YES, ATTACH COPY)

FOR CITY USE ONLY

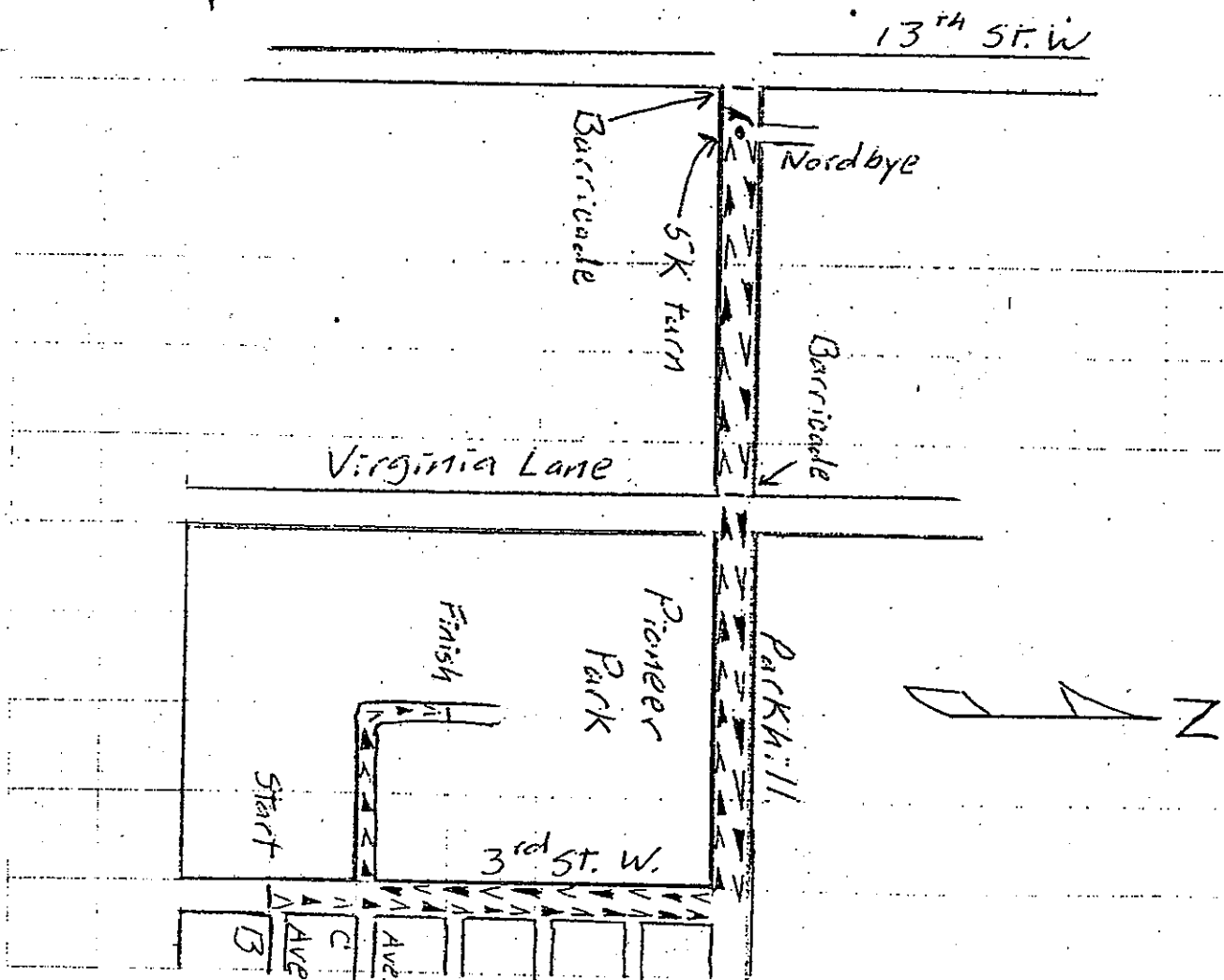
FEE: _____
APPLICANT NOTIFIED BY: _____
DATE: _____

- COPIES TO:**
CITY ADMINISTRATOR
DEPUTY CITY ADMINISTRATOR
POLICE CHIEF
FIRE CHIEF
FIRE MARSHALL
MET TRANSIT MANAGER
STREET/TRAFFIC SUPERINTENDANT
TRAFFIC ENGINEER
PRPL DIRECTOR
PARKING SUPERVISOR
CITY ATTORNEY

SHAMROCK RUN ROUTE

Not To Scale

5K



Regular City Council Meeting

Date: 02/28/2011

TITLE: Hope 2 One Life 5K Run & 1 Mile Walk

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

Hope 2 One Life, Inc. is the lead sponsor of the World Water Day Walk on March 19, 2011 from 7:30 a.m. to 1:00 p.m. This is a free event open to the public to create awareness about the Water Crisis throughout the world. This event will begin and end on the MSU-Billings campus. The one mile walk will remain on campus while the 5K walk will head west on Marbara Lane to Virginia Lane onto Park Lane, south on Highwood Dr. and east on Woodland Dr back to Marbara Lane through the campus using the tunnel at 27th Street to Mountain View Blvd and back to the campus.

Recommended conditions of approval include Hope 2 One Life, Inc.:

1. Provide and install adequate signs and barricades warning motorists of the event
2. All course guards (flaggers) shall wear safety apparel and use approved STOP/SLOW paddles
3. Coordinate with Police Department to ensure proper assistance is provided for traffic control
4. Clean the area to be used following the event and provide and empty waste cans
5. Notify all emergency facilities, bus lines and media as soon as possible
6. Provide a certificate of insurance with required liability amounts naming City of Billings as additional insured
7. Contact all businesses and make them aware of the event

ALTERNATIVES ANALYZED

The Council may:

- Approve request to close streets for the event
- Deny the street closure

FINANCIAL IMPACT

There are no costs to the City of Billings other than administrative time to process the permit. Traffic control and litter removal are to be paid for by the Hope 2 One Life, Inc.

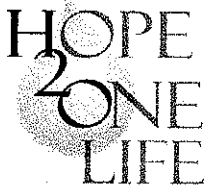
RECOMMENDATION

Staff recommends that Council approve the closures named above and as shown on the attachment for the annual World Water Day Walk.

APPROVED BY CITY ADMINISTRATOR

Attachments

Hope 2 One Life Attach



January 19, 2011

City of Billings
Public Works
510 N. Broadway
Billings, MT 59101

Dear City of Billings:

I am pleased to submit the enclosed application for the Right-of-Way Special Activity Permit.

Attached you will find:

- a) Completed application
- b) Map – outlining walk routes – 5K and 1 mile
- c) Certificate of Insurance

Hope 2 One Life is the lead organizer and sponsor of World Water Day – Billings, March 19, 2011. St. Vincent Healthcare Foundation is the presenting sponsor. The 4th annual Billings, Walk for Water will raise awareness of the world water and sanitation crisis during the international day of observance designated by the UN and will join cities across the country and nations throughout the world.

The event will begin with registration at 8:30 am. The 5k and 1 mile walks will begin at 9:00 am from the MSU-Billings campus, Student Union lower level. Following the walk, participants will view sustainable water project demonstrations and international water-mission booths.

Please note on the enclosed map, participants(walkers) will not cross N. 27th, instead they will utilize the tunnel which runs underneath N. 27th. The steering committee will hire the City Police to monitor Virginia Lane.

This is Billings's 4th annual event at the same location and walk routes without any concerns or complaints/injuries filed and was in compliance with all city requests.

Please feel free to contact me at 406-861-3166 or nadine.hart@gmail.com if you have any further questions or concerns.

Thank you for reviewing this application.

Sincerely,

A handwritten signature in black ink that reads "Nadine M. Hart". The signature is written in a cursive style.

Nadine M. Hart
Chairman, Hope 2 One Life

Enclosure



City of Billings
RIGHT-OF-WAY ACTIVITY
PERMIT

Please check the type of activity you are applying for:

[] Parade [X] Run/Walk/Procession [] Street/Alley Closure [] Block Party

Submit this application with attachments to either the: Public Works office, 2224 Montana Ave., Billings, MT 59101 or Downtown Billings office, 2815 2nd Ave North, Billings, MT 59101. Application packet should be turned in at least 60 days prior to the date of the proposed event for approval.

PERSON MAKING APPLICATION Nadine Hart

ORGANIZATION MAKING APPLICATION Hope 2 One Life, Inc.

PHONE 406-861-3166

ADDRESS PO Box 21112 Billings MT 59104

EMAIL ADDRESS Nadine.hart@gmail.com

APPROXIMATE TIME EVENT WILL:

Assemble 7:30 am Start 9 am Disband 12:30 - 1 pm

DATE OF EVENT March 19, 2011

PURPOSE/DESCRIPTION OF EVENT: (Description and detail of the event.)

To raise awareness of the global water crisis on World Water Day, an international day of observance, as more than 1.1 billion people lack access to clean water and more than 2 billion lack access to sanitation. Women and children walk miles each day to clean water leading to widespread poverty. Participants will "walk for water" - either 1 mile or 5K. Afterwards, booths, demonstrations and presentations will occur. No charge to attend event

EVENT ROUTE DESIRED (IF APPLICABLE): (Please attach map.)

See attached map. 5K and 1 mile walk route originating on MSU-B campus and returning to MSU B. This is the same route as the previous 3 years the event was held. City Police will be hired to monitor Virginia Lane. Notices to houses along the walk route will be delivered 2 weeks prior to event.

BLOCK PARTY STREET LOCATION (IF APPLICABLE):

N/A

CLEAN UP IMPLEMENTATION: (Company contracted or services you will provide)

Volunteers will pick up any trash discarded by walkers on the walk route. All other activities will take place @ MSU B. The committee will handle all clean up.

CERTIFICATION OF INSURANCE WHICH MUST SHOW: (1) The limits of liability coverage for the period of this agreement as a minimum of \$750,000 per claim/ \$1.5 million per occurrence general liability, and (2) the City of Billings named on the Certificate of Insurance as the additional insured. (Refer to the sample insurance copy. Please note a certificate of insurance is not required for Block Parties)

NOTICE: ANY MARKINGS (NO PAINT ALLOWED) TO BE PLACED ON PUBLIC RIGHT-OF-WAY MUST BE APPROVED BY THE CITY TRAFFIC/ENGINEERING DEPARTMENT PRIOR TO PLACEMENT, BE ENVIRONMENTALLY SAFE, AND NOT CONFLICT WITH EXISTING MARKINGS.

FOR DOWNTOWN EVENTS: YOU OR THE ORGANIZATION YOU REPRESENT MUST "ASSIGN" THE FIRST TWO BLOCKS OF THE DOWNTOWN EVENT ROUTE FOR NO PARKING TWO HOURS PRIOR TO YOUR EVENT USING THE ROUTE SIGNS PROVIDED BY THE CITY. IT IS YOUR RESPONSIBILITY TO PROVIDE THE APPROPRIATE BARRICADES FOR THE STREET CLOSURE.

IF USING THE ESTABLISHED EVENT ROUTE, THE CITY WILL PROVIDE TWO POLICE OFFICERS WITH VEHICLES TO START THE EVENT, AND A STREET SWEEPER, IF NECESSARY, TO FOLLOW THE EVENT.

COORDINATOR OF EVENTS AT WHICH ALCOHOL WILL BE CONSUMED IN PUBLIC RIGHT-OF-WAY ARE REQUIRED TO OBTAIN AN OPEN-CONTAINER PERMIT FROM THE POLICE DEPARTMENT

UPON SIGNING OF THIS APPLICATION, THE APPLICANT AGREES NOT TO VIOLATE ANY STATE OR CITY CODES IN THE PRESENTATION OF THE REQUESTED SPECIAL ACTIVITY.

In consideration for permission to conduct its activity as requested, applicant agrees to indemnify, defend and hold harmless the City of Billings, its officers, agents, employees and volunteers from damage to property and for injury to or death of any person and from all liability claims, actions or judgments which may arise from the activity.

Applicants also agree to obtain valid "save or hold harmless agreements" from all participants in its activity, protecting the City of Billings from all losses arising out of its activity, including damages of any kind or nature.

APPLICANT SIGNATURE *Rae M Hart* DATE 12/31/2010

APPLICATION APPROVED _____ DATE _____

APPLICATION DENIED _____ DATE _____

ADDITIONAL RESTRICTIONS OR SPECIAL CONDITIONS: YES [] NO []
(IF YES, ATTACH COPY)

FOR CITY USE ONLY

FEE: _____
APPLICANT NOTIFIED BY: _____
DATE: _____

- COPIES TO:**
CITY ADMINISTRATOR
DEPUTY CITY ADMINISTRATOR
POLICE CHIEF
FIRE CHIEF
FIRE MARSHALL
MET TRANSIT MANAGER
STREET/TRAFFIC SUPERINTENDANT
TRAFFIC ENGINEER
PRPL DIRECTOR
PARKING SUPERVISOR
CITY ATTORNEY

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
1/10/2011

PRODUCER Hoiness LaBar Insurance A Member of Payne Financial Group P.O. Box 30638 Billings, MT 59107-0638	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
	INSURERS AFFORDING COVERAGE	NAIC #
INSURED City Of Billings %Human Resources Dept P.O. Box 1178 Billings, MT 59104	INSURER A: Penn-American Insurance Co.	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.


INSR LTR	ADD'L INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> PD Ded:250 GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	PAC6784202	04/01/10	04/01/11	EACH OCCURRENCE	\$2,000,000
						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$100,000
						MED EXP (Any one person)	\$5,000
						PERSONAL & ADV INJURY	\$2,000,000
						GENERAL AGGREGATE	\$2,000,000
						PRODUCTS - COMP/OP AGG	\$2,000,000
		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident)	\$
						BODILY INJURY (Per person)	\$
						BODILY INJURY (Per accident)	\$
						PROPERTY DAMAGE (Per accident)	\$
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT	\$
						OTHER THAN AUTO ONLY: EA ACC	\$
						AGG	\$
		EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE RETENTION \$				EACH OCCURRENCE	\$
						AGGREGATE	\$
							\$
							\$
							\$
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				WC STATU-TORY LIMITS	OTH-ER
						E.L. EACH ACCIDENT	\$
						E.L. DISEASE - EA EMPLOYEE	\$
						E.L. DISEASE - POLICY LIMIT	\$
		OTHER					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Holder is Additional Insured for the Billings 4th Annual World Water Day - Walk for Water to be held at MSU Billings on 3/19/11.

CERTIFICATE HOLDER

CANCELLATION 10 Days for Non-Payment

Hope 2 One Life, Inc. Attn: Nadine Hart, Chairman PO Box 21112 Billings, MT 59104	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL <u>30</u> DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE 
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IMPORTANT

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

DISCLAIMER

The Certificate of Insurance on the reverse side of this form does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.

World Water Day Map

March 19th, 2011

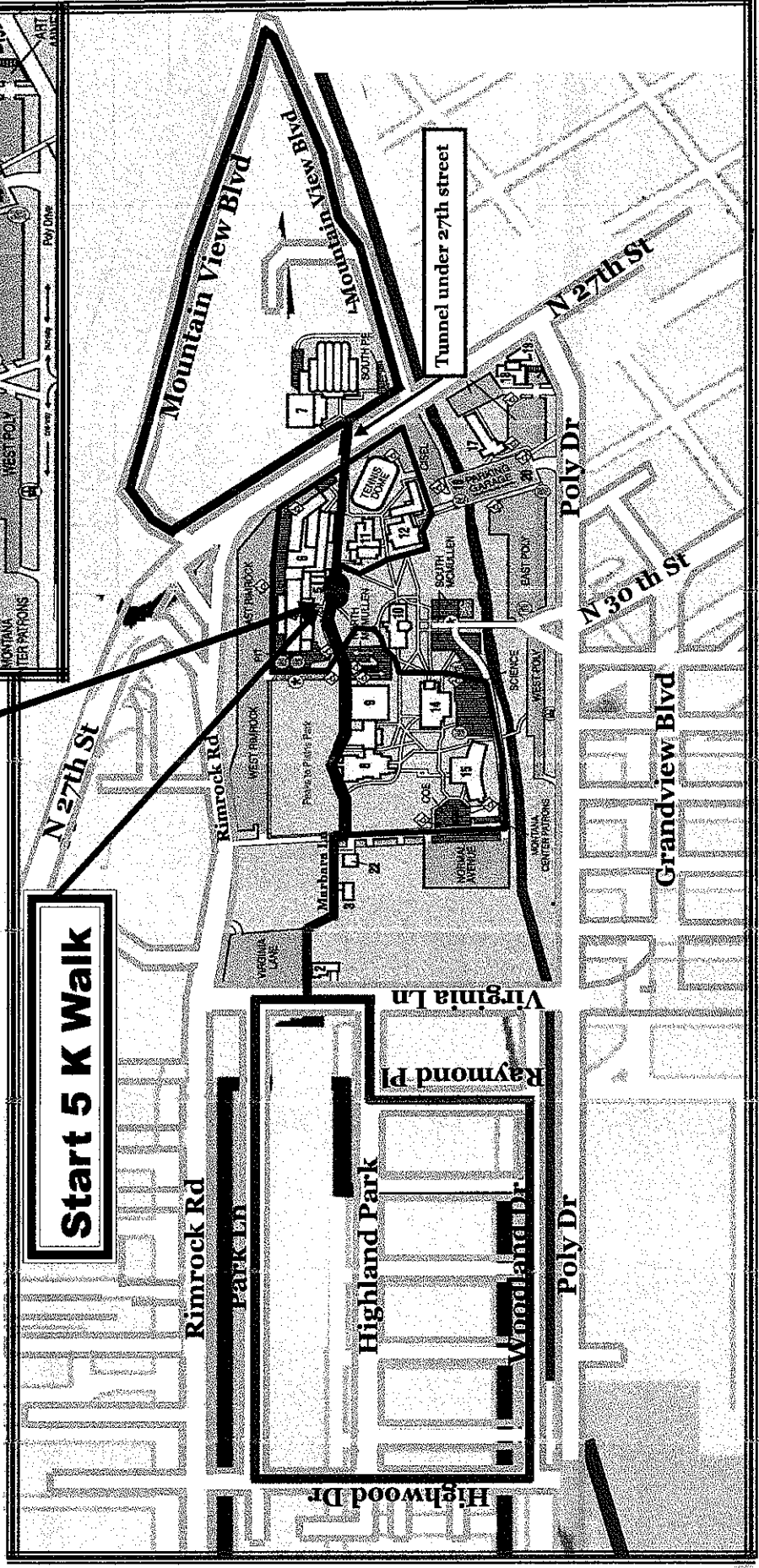
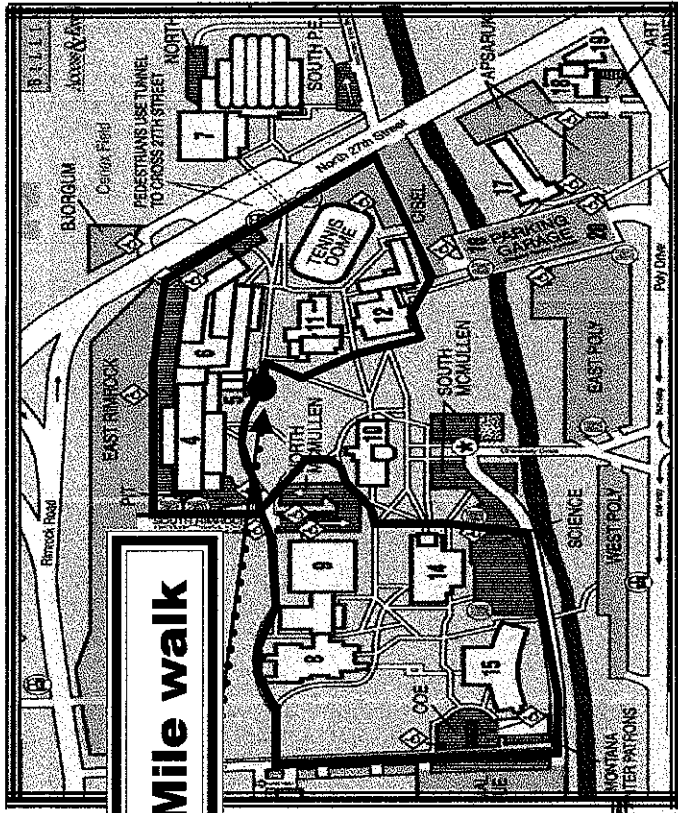
9:00 - 12:00 MSU-Billings



St. Vincent Healthcare
Foundation

Start 1 Mile walk

Start 5 K Walk

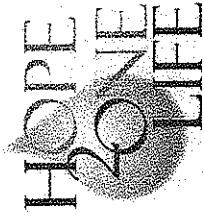



Tunnel under 27th street

World Water Day Map

March 20, 2010

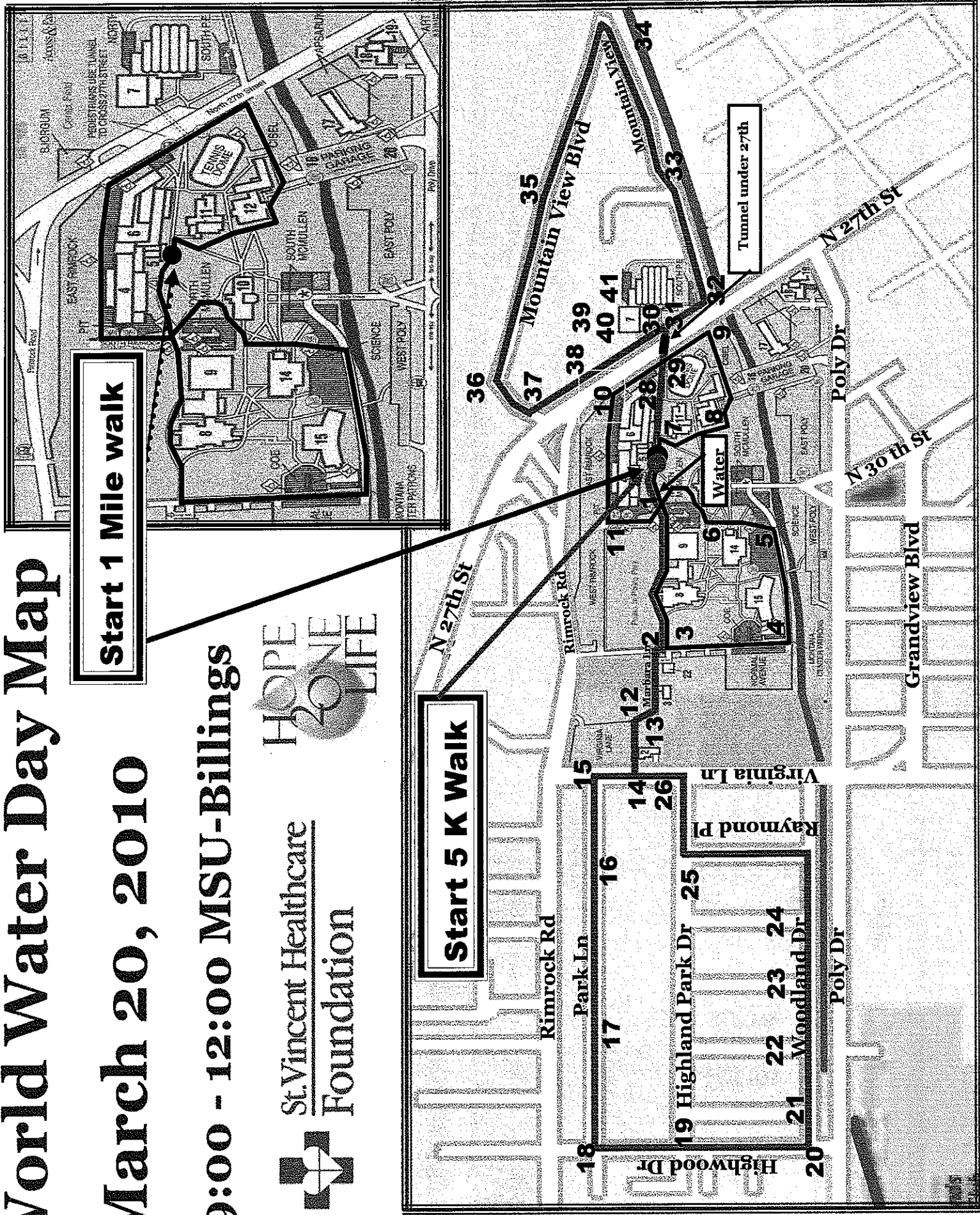
9:00 - 12:00 MSU-Billings



 St. Vincent Healthcare
Foundation

Start 1 Mile walk

Start 5 K Walk



Regular City Council Meeting

Date: 02/28/2011

TITLE: MET Transit Division Purchase of Three Paratransit Vans

PRESENTED BY: Thomas H. Binford

Department: Transit

Information

PROBLEM/ISSUE STATEMENT

MET Transit has three paratransit vans that will reach the end of their useful life over the next few months, as determined by both Federal Transit Administration Regulations and the City of Billings Equipment Replacement Plan (ERP). Because of the age of the vans, maintenance costs would be an ongoing issue if the City retained them.

On February 8, 2010, the MET received Council approval to accept the bid from Harlows Bus Sales, Inc. for a multi-year van replacement program. This approval allowed MET Transit to order two vans in Fiscal Year 2010, and secure five future year purchase options with the vendor. The agreement sets the cost of the vans in the future option years, based on the original bid price adjusted by the Producer Price Index (PPI) for Transportation Equipment. This index is the industry standard for determining price adjustments for future option years. The Council is being asked to approve purchasing three (3) vans per the FY 11 budget, the ERP and the Harlows agreement.

ALTERNATIVES ANALYZED

The Council may:

- Approve the purchase of three paratransit vans; or
- Not approve the purchase of three paratransit vans.

FINANCIAL IMPACT

These vans will be purchased through the Federal Transit Administrations (FTA) Section 5309 Grant program. FTA supplies 80% (\$184,872.77) of the purchase price and the 20% local share equals \$46,218.19. The purchase price represents an increase of \$2,380.32 (3.19%) per van over last year's van purchase price.

RECOMMENDATION

Staff recommends that the City Council approve purchasing three paratransit vans at a price of \$231,090.96 from Harlows Bus Sales, Inc.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: Acceptance of Matching Funds from BikeNet for 25th Street Bridge, Broadwater Connection and Swords Park North

PRESENTED BY: Candi Beaudry

Department: Planning & Community Services

Information

PROBLEM/ISSUE STATEMENT

BikeNet, a local advocacy group for trails, is proposing to donate to the City of Billings \$64,000 to assist in the construction of the 25th Street Pedestrian Bridge, the Broadwater Trail Connection, and the design and engineering of a short section of trail north of Airport Road through Swords Park North that will tie into the bike/pedestrian underpasses built under Alkali Creek Road and Airport Road. BikeNet has secured these funds from donations through its annual Ales for Trails fund raising event to help develop trails in the Billings' community. CTA, Architects and Engineers, has been a major contributor to the Ales for Trails event over the past 10 years, having given over \$20,000 in cash and in-kind services. It should also be recognized that without CTA's generosity and help, this \$64,000 gift would not be possible.

The City of Billings received local approval through the Policy Coordinating Committee in October 2010 for Community Transportation Enhancement Program (CTEP) funding for the 25th Street Pedestrian Bridge and the Broadwater Trail Connection projects. The City of Billings is required to provide a local match of 13.42% for the CTEP dollars that are used for trail projects. The BikeNet Board of Directors has voted to provide \$25,000 to the City of Billings for a portion of the local match for the 25th Street Pedestrian Bridge project and \$35,000 for the local match for the Broadwater Connection Trail. BikeNet also voted to give up to \$4,000 for the design and engineering of the section of trail through Swords Park North that will tie into the bike/pedestrian underpasses built under Alkali Creek Road and Airport Road. All three of these projects are included in the 2012-2016 Draft CIP and are expected to be built in 2011-2012. Council approval is needed to accept the BikeNet contribution of \$64,000 for these projects.

ALTERNATIVES ANALYZED

The City Council may:

- Accept the \$64,000 donation from BikeNet to help complete the three trail projects identified, or
- Not accept the \$64,000 donation from BikeNet to help complete the three trail projects identified and search elsewhere for the needed local match funding.

FINANCIAL IMPACT

The 25th Street Bridge project estimated cost is \$830,000 and requires a local match of 13.42% or \$111,386. BikeNet would provide \$25,000 toward this required match, or 22% of the total local match needed. Multiple other grant and organization sources will make up the additional \$86,386 in local match needed for this project. The Broadwater Trail Connection project is estimated to cost \$259,000 and the local required match is almost \$35,000, which BikeNet will provide. In order to bid out the Swords Park North trail project as an addendum to the main Swords Park Trail Phase II project, the design and engineering needs to be completed prior requesting construction bids. BikeNet's gift of \$4,000 would provide funds to complete the design and engineering.

RECOMMENDATION

Staff recommends that Council approve the donation of \$25,000 from BikeNet for the 25th Street Bridge, \$35,000 for the Broadwater Connection Trail and \$4,000 for the design and engineering of the trail through Swords Park North.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: Submittal of Application and Acceptance of 2011 Internet Crimes Against Children (ICAC) Continuation Grant in the amount of \$225,253

PRESENTED BY: Rich St. John

Department: Police

Information

PROBLEM/ISSUE STATEMENT

The City was notified that it has been awarded an Internet Crimes Against Children (ICAC) continuation grant for 2011 in the amount of \$225,253. This grant is for a twelve (12) month period (April 1, 2011, through March 31, 2012) and will provide monies for overtime for the Montana affiliate task force officers, training, equipment, and supplies. The application must be completed, on line, by April 1, 2011. City Council is being asked to approve the submittal of the continuation grant application and acceptance of the grant award in the amount of \$225,253, and when the award documents are received, to authorize the Mayor to sign.

ALTERNATIVES ANALYZED

The City Council may:

- Approve application submittal and finalization of 2011 ICAC Continuation Grant; or
- Do not approve application submittal and finalization of 2011 ICAC Continuation Grant.

FINANCIAL IMPACT

There will be City dollars spent, but these expenditures will be reimbursed through quarterly draws. No City match is required.

RECOMMENDATION

Staff recommends that City Council approve the submittal of the 2011 ICAC Continuation Grant application and acceptance of the grant award in the amount of \$225,253, and when the award documents are received, to authorize the Mayor to sign.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: Council Subcommittee on State Legislation

PRESENTED BY: Bruce McCandless

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

At its March 14 meeting, the City Council approved an initiative to create a Council subcommittee on State Legislation. The subcommittee will meet as needed to guide City staff and the City's lobbyist on State legislative issues. The reason for the subcommittee is that legislative issues sometimes move too quickly to delay a decision to support or oppose legislation until a regularly scheduled Council meeting. The subcommittee members nominated at the March 14 meeting were Mayor Hanel, Deputy Mayor Ulledalen and Councilperson McCall. The subcommittee will function until the Legislature adjourns in late April. A resolution is attached that accomplishes the initiative's stated purpose.

ALTERNATIVES ANALYZED

The City Council may:

- Approve the attached resolution that creates the Legislative Subcommittee. The subcommittee will meet as needed and should be able to respond quicker than the full Council when fast moving State legislation requires it.
- Disapprove the attached resolution. The full Council will be asked to take positions on legislation. Following last week's motion to schedule weekly special meetings to consider State legislation, the Council may be able to meet staff needs for quick decisions on the legislation or staff may require more freedom to guide the lobbyist if issues arise between Council meetings.

FINANCIAL IMPACT

The only financial impacts will be the staff costs of asking for a subcommittee meeting, preparing and posting meeting notices and the time to prepare for and meet with the subcommittee. None of those activities is expected to be burdensome for the staff.

RECOMMENDATION

Staff recommends that the City Council approve the attached resolution that confirms the Mayor's appointment of a three member State Legislation Subcommittee.

APPROVED BY CITY ADMINISTRATOR

Attachments

Legislative subcommittee reso 2-28-11

RESOLUTION NO. 11-____

**A RESOLUTION CREATING A BILLINGS CITY COUNCIL
STATE LEGISLATION AD-HOC SUBCOMMITTEE**

WHEREAS, the 62nd Montana Legislature is conducting its 90 day session from January 3, 2011 until approximately April 15, 2011; and

WHEREAS, the Billings City Council adopted a list of State legislative priorities as a means to guide staff, its lobbyist and individual Councilmembers on legislative issues; and

WHEREAS, the approved legislative priorities do not address all matters that may arise during a legislative session and staff and the City lobbyist need guidance on the Council's preference on those issues; and

WHEREAS, legislative issues sometime move quickly through legislative committees and the House or Senate floor and the full City Council may not have a scheduled meeting at a time that meets staff and lobbyist needs for guidance; and

WHEREAS, Billings City Code section 2-2-223 allows the Mayor, with Council consent, to appoint ad-hoc Council subcommittees.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. The City Council consents and confirms the Mayor's creation of a City Council Ad-Hoc Committee on State legislation.
2. The subcommittee members shall be Mayor Tom Hanel, Deputy Mayor Ed Ulledalen and Councilperson Jani McCall.
3. The subcommittee shall advise City staff, lobbyist and individual Councilmembers on legislative matters on which the City of Billings should take a position but are moving too quickly through the legislative process to wait for a Council meeting and full Council advice.
4. The subcommittee's term shall be from February 28, 2011 until the 62nd Montana Legislature adjourns, or approximately April 15, 2011.
5. The subcommittee and staff will report its activities and position statements to the full City Council at weekly or bi-weekly Council meetings.

APPROVED this 28th day of February, 2011.

THE CITY OF BILLINGS

BY: _____
Thomas W. Hanel, Mayor

ATTEST:

BY: _____
Cari Martin, City Clerk

Regular City Council Meeting

Date: 02/28/2011

TITLE: Application Submittal & Finalization of Grant-STOP Violence Against Women Act - RFP #11-01-W

PRESENTED BY: Rich St. John

Department: Police

Information

PROBLEM/ISSUE STATEMENT

An RFP from the Montana Board of Crime Control was posted in late December, 2010. The Police Department would like to pursue this subgrant for Domestic Violence training and continuation of the "Domestic Violence Investigator" program for the 10th year. The amount for this grant totals \$62,862.00. The application is due by February 18, 2011. Staff is asking Council's approval to submit the application and finalize the grant.

ALTERNATIVES ANALYZED

The City Council may:

- Approve application submittal and finalization of STOP Violence Against Women Act; or
- Do not approve application submittal and finalization of STOP Violence Against Women Act.

FINANCIAL IMPACT

This grant requires a 25% match of hard and/or soft match. The City of Billings will contribute approximately \$18,000.00, which includes a hard match of \$1,600 and a soft match of \$16,400.00. The hard match will be included in the FY 12 Training budget and consists of the City paying \$1,300 toward the instructor cost and \$300 for refreshments for the training. The soft match includes supervision, data analysis, and case management of the grant; use of patrol vehicle, telephone cost, office space for the DV Investigator on the second floor of City Hall; and use of the Police training facility at PD1 for domestic violence investigator training.

BACKGROUND

Through the cooperative efforts of the Police Department and the City Attorney's office, a significant need for more intensive investigation was identified in domestic violence cases. Once again, the Police Dept. would like to apply for a STOP Violence Against Women Act grant. In 2005, the scope of the grant changed from focusing solely on training, to include funds to pay for follow-up investigation of domestic violence cases being prosecuted through the City Attorney's Office.

This change has allowed the city prosecutors to have Billings Police Department Officers available specifically for domestic violence follow-up investigation and case management that was previously unavailable due to manpower restrictions.

Grant money is requested to pay officers to work as domestic violence follow-up investigators in the form of overtime assignments (during their off-time). These investigators are selected from a pool of volunteer officers who have previously received domestic violence training offered through prior Domestic Violence grants funded by the Montana Board of Crime Control.

For the past nine years the Billings Police Department's Training Division has applied for the Domestic Violence grant through the Board of Crime Control. For the past five years this grant has included funds to pay Domestic Violence Investigators. This addition of manpower has proven to be very helpful to both the victims of domestic violence as well as the city prosecutors.

RECOMMENDATION

Staff recommends that the City Council approve applying for the Misdemeanor Probation – Domestic Violence grant and when notified of its acceptance, City staff be authorized to finalize the grant.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Date: 02/28/2011

TITLE: Second Reading of Ordinance to Add Recently Annexed Property to Ward I

PRESENTED BY: Candi Beaudry

Department: Planning & Community Services

Information

PROBLEM/ISSUE STATEMENT

City election ward boundaries must be adjusted to conform to city limit amendments resulting from the annexation of property into the city. The City Council approved the annexation of the south 310 feet of Lot 24, Sugar Subdivision, located at 766 Calhoun Lane, (Annexation #11-01) on January 24, 2011. This annexation requires a change in the boundaries of Ward I to include the subject property. Two readings are required for this action. The first reading of the ordinance was approved by the City Council after conducting a public hearing on February 14, 2011. The Council must now approve the ordinance on second reading to add the property to Ward I.

ALTERNATIVES ANALYZED

There are no viable alternatives to the recommended action. If the Council disapproves the Ordinance, the resident(s) of the property would not be assigned to a voting ward and thus, would be unable to participate in municipal elections.

FINANCIAL IMPACT

There should be no direct financial impact to the City by adding the subject property to Ward 1.

RECOMMENDATION

Staff recommends that Council approve this ordinance on second reading, adding recently annexed property to Ward 1.

APPROVED BY CITY ADMINISTRATOR

Attachments

Ordinance Adding Property to Ward I

ORDINANCE NO. 11-_____

AN ORDINANCE OF THE CITY OF BILLINGS, AMENDING BILLINGS MUNICIPAL CODE, CHAPTER 11, ELECTIONS, IN PARTICULAR, SECTION 11-102(c), WARD BOUNDARIES; AND CHANGING THE WARD BOUNDARIES ESTABLISHED THEREIN BY ADDING CERTAIN NEWLY ANNEXED REAL PROPERTY TO WARD I PROVIDING FOR CERTIFICATION AND REPEALING OF ALL ORDINANCES AND RESOLUTIONS INCONSISTENT THEREWITH.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. AMENDMENT. Pursuant to Billings Municipal Code, Section 11-102(c) and the State Law, Billings Municipal Code, Section 11-102(c) Ward Boundaries is hereby amended by adding to the following designated Ward the following described real property:

A tract of land situated in the SW1/4 of Section 9, T.1S., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as:

Being a portion of the south 310.0 feet of Lot 24, Sugar Subdivision, Recorded March 25, 1909, under Document No. 15135, Records of Yellowstone County. Beginning at the southwest corner of Lot 2, Block 5, of Pinnick Subdivision, Third Filing, Recorded June 7, 1966, under Document No. 779769, Records of Yellowstone County; thence East for a distance of 210.71 feet to a point on the west right of way line of Calhoun Lane; thence along said west right of way and South for a distance of 274.49 feet to a point on the north right of way line of King Avenue East; thence along said north right of way the following course, S 54°26'59" W for a distance of 28.39 feet, West for a distance of 187.61 feet; thence leaving said north right of way and North for a distance of 291.0 feet to the Point of Beginning. Including all adjacent right-of-way of King Avenue East and Calhoun Lane.

(# 11-01) See Exhibit "A" Attached

2. CERTIFICATION. Pursuant to M.C.A. Section 13-3-103, the above change and alteration is hereby certified to the election administrator by the City Council, and the City Administrator or his designee is hereby directed to certify the changes and alterations and to deliver a map showing the boundaries of the ward, the streets, avenues and alleys by name and the ward by number, to the election administrator not more than ten (10) days after the effective date of this ordinance.

3. REPEALER. All other ordinances, sections of the Billings Municipal Code and ordinances inconsistent herewith are hereby repealed.

PASSED by the City Council on the first reading this 14th day of February, 2011.

PASSED by the City Council on the second reading this 28th day of February, 2011.

THE CITY OF BILLINGS:

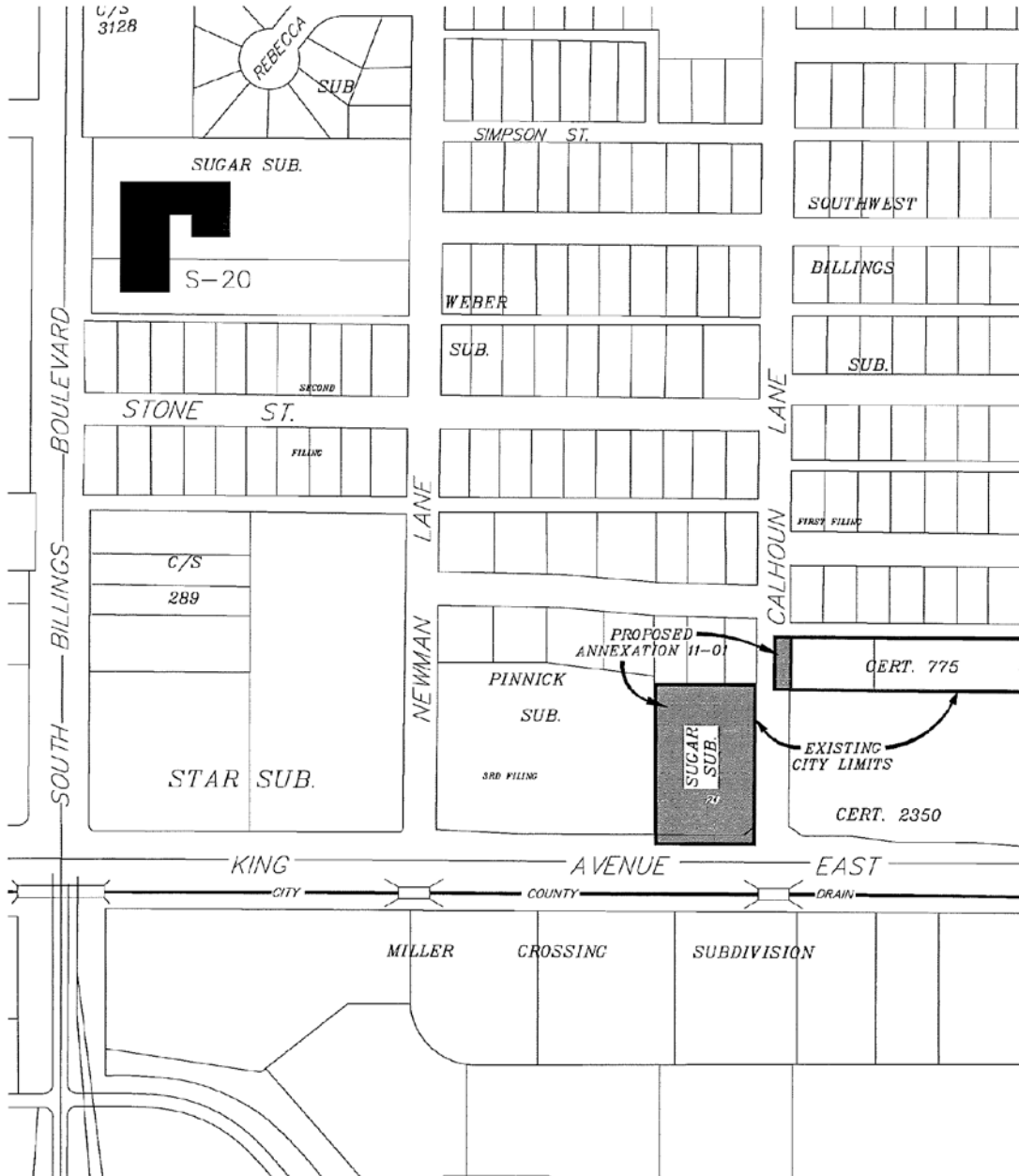
Thomas W. Hanel, MAYOR

ATTEST:

BY: _____
Cari Martin, CITY CLERK

(AN 11-01)

EXHIBIT A



Regular City Council Meeting

Date: 02/28/2011

TITLE: Payment of Claims January 28, 2011.

PRESENTED BY: Pat M. Weber, Financial Services Manager

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$630,153.60 have been audited and are presented for your approval for payment. A complete listing of the claims dated January 28, 2011, is available in the Finance Department.

ALTERNATIVES ANALYZED

The Council may:

- Approve the payment of claims; or
- Not approve the payment of claims.

FINANCIAL IMPACT

Claims have a varying impact on department budgets, but are submitted by the departments and reviewed by Finance staff before being sent to the Council.

RECOMMENDATION

Staff recommends that Council approve the Payment of Claims.

APPROVED BY CITY ADMINISTRATOR

Attachments

List of claims greater than \$2500.

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
01/28/2011 296-6680-463.72-75	741076 01/26/2011	AMERICAN TITLE & ESCROW 624 18TH ST WEST	159	AVERY, JOEL	281235 07/2011	10,000.00 10,000.00	
01/28/2011 296-6680-463.72-75	741077 01/26/2011	AMERICAN TITLE & ESCROW 408 NELSON DRIVE	159	JUDSON, DAVID	281251 07/2011	10,000.00 10,000.00	
01/28/2011 150-2112-421.22-60 150-2112-421.22-60	741083 01/26/2011 01/26/2011	BALCO UNIFORM CO INC MISC SERVICES MISC SERVICES	6003	ITEM ITEM	280430 07/2011 280443 07/2011	6,710.00 2,860.00 3,850.00	
01/28/2011 10-5112-452.34-20 10-5112-452.34-20 872-5198-452.34-20 10-5141-436.34-20	741089 01/27/2011 01/27/2011 01/27/2011 01/27/2011	BILLINGS BENCH WATER ASSN WATER ASSESSMENTS WATER SERVICES WATER SERVICES FOR UNITA IRRIGATION WATER FEE	404	182989 182989 19209 19387	281034 07/2011 281034 07/2011 281034 07/2011 281263 07/2011	9,971.50 2,180.50 6,246.00 160.00 1,385.00	
01/28/2011 779-1576-415.76-79	741093 01/26/2011	BILLINGS TOURISM MISC SERVICES	19895	JAN 11	281255 07/2011	12,360.62 12,360.62	
01/28/2011 211-3132-433.47-21 211-3132-433.47-21 211-3132-433.47-20 211-3132-433.47-21 211-3132-433.47-21 211-3132-433.47-21 211-3132-433.47-21	741097 01/19/2011 01/19/2011 01/19/2011 01/19/2011 01/19/2011 01/19/2011	BRENNTAG PACIFIC INC ROAD/HIGHWAY MATERIAL ROAD/HIGHWAY MATERIAL ROAD/HIGHWAY MATERIAL ROAD/HIGHWAY MATERIAL ROAD/HIGHWAY MATERIAL ROAD/HIGHWAY MATERIAL	17236	BPI060781 BPI061632 BPI062144 BPI064192 BPI064193 BPI064194	281101 07/2011 281101 07/2011 281101 07/2011 281101 07/2011 281101 07/2011 281101 07/2011	27,524.43 4,651.24 4,548.28 5,485.69 4,738.22 3,441.98 4,659.02	
01/28/2011 541-3121-435.73-90 802-3181-433.73-90	741098 01/27/2011 01/27/2011	BRIGHT & BEAUTIFUL ANNUAL SUPPORT ANNUAL SUPPORT	547	2011 2011	281256 07/2011 281256 07/2011	10,000.00 5,000.00 5,000.00	
01/28/2011 296-6680-463.72-75	741109 01/26/2011	CHICAGO TITLE INSURANCE 1329 GOVERNORS BLVD	753	VICTORY, ELENA	281238 07/2011	10,000.00 10,000.00	
01/28/2011 10-1220-412.35-75 247-1251-412.39-90 248-1263-412.35-81 245-1257-412.35-81 10-1220-412.35-75	741113 01/25/2011 01/25/2011 01/25/2011 01/25/2011 01/26/2011	COMMUNITY SOLUTIONS INC BAMDUI-DEC 2010 BAMDUI-DEC 2010 BAMDUI-DEC 2010 BAMHC-SUPERVISION DEC2010 COMMUNITY SERVICE FORFEES	18339	2011-7 2011-7 2011-7 2011-7 2011-7	281211 07/2011 281211 07/2011 281211 07/2011 281214 07/2011 281239 07/2011	6,797.54 750.00 750.00 2,461.54 2,000.00 836.00	
01/28/2011 780-1575-415.76-80	741122 01/26/2011	DOWNTOWN BILLINGS BID, INC. MISC SERVICES	19065	JAN 11	281254 07/2011	4,228.51 4,228.51	
01/28/2011 150-2150-421.61-00 150-2150-421.62-00	741131 01/26/2011 01/26/2011	GENERAL ELECTRIC CAPITAL CORP MISC SERVICES MISC SERVICES	19598	TOUGHBOOK TOUGHBOOK	281246 07/2011 281246 07/2011	9,370.42 8,966.44 403.98	
01/28/2011 601-0000-141.71-41	741132 01/21/2011	GILLIG CORPORATION MP	18154	2688374	07/2011	3,451.56 757.86	

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
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571-7144-713.23-20	01/21/2011	MP	4686886	281186	07/2011	548.89	
601-0000-141.71-41	01/27/2011	MP	4682581 -A		07/2011	973.80-	
601-0000-141.71-41	01/27/2011	MP	4688696		07/2011	94.56	
01/28/2011	741140	HDR INC	1544			23,118.36	
502-7211-601.35-40	01/18/2011	DRINKING WTR SOURCE STUDY	259926-H	258046	07/2011	23,118.36	
01/28/2011	741143	IAFF	20196			4,228.20	
900-0000-209.99-20	01/28/2011	PAYROLL SUMMARY	20110128		07/2011	4,228.20	
01/28/2011	741149	INGRAM BOOK COMPANY	1820			7,404.35	
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260-5519-455.32-26	01/18/2011	PUBLICATIONS/AUDIOVISUAL	55530187	281082	07/2011	15.33	
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260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972797	281082	07/2011	17.70
260-5519-455.33-33	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972798	281082	07/2011	20.02
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972799	281082	07/2011	27.56
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972800	281082	07/2011	9.00
260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972801	281082	07/2011	15.92
260-5519-455.33-33	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972801	281082	07/2011	20.04
260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972802	281082	07/2011	28.20
260-5519-455.33-33	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972802	281082	07/2011	39.49
260-5515-455.22-80	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55972803	281082	07/2011	47.90
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995121	281082	07/2011	20.62
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995122	281082	07/2011	21.34
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995123	281082	07/2011	11.94
260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995123	281082	07/2011	17.99
260-5519-455.33-33	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995123	281082	07/2011	35.74
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995124	281082	07/2011	8.37
260-5519-455.33-34	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995124	281082	07/2011	8.22

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260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995125	281082	07/2011		69.77
260-5519-455.32-55	01/20/2011	PUBLICATIONS/AUDIOVISUAL	55995125	281082	07/2011		7.91
260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	56010853	281082	07/2011		8.99
260-5519-455.32-26	01/20/2011	PUBLICATIONS/AUDIOVISUAL	56010854	281082	07/2011		8.99
260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	56010854	281082	07/2011		16.52
260-5519-455.32-27	01/20/2011	PUBLICATIONS/AUDIOVISUAL	56010855	281082	07/2011		47.62
01/28/2011	741156	KELLER SUPPLY COMPANY	18660				9,001.65
502-7314-602.24-50	01/26/2011	NONSTOCKING ITEMS-P.U.D.	S004479681001	279629	07/2011		5,999.60
512-8314-622.24-50	01/26/2011	NONSTOCKING ITEMS-P.U.D.	S004479681001	279629	07/2011		3,002.05
01/28/2011	741179	MONTANA DAKOTA UTILITIES CO	2492				36,146.84
561-7117-711.34-40	01/25/2011	073869 28	012511	F12218	07/2011		245.42
561-7117-711.34-40	01/25/2011	073858 25	012511	F12218	07/2011		495.17
502-7400-603.34-40	01/27/2011	PUD	07162021		07/2011		120.01
502-7400-603.34-40	01/27/2011	PUD	07342023		07/2011		22.05
502-7400-603.34-40	01/27/2011	PUD	07365822	50%	07/2011		91.33
502-7400-603.34-40	01/27/2011	PUD	07365822	50%	07/2011		91.33
561-7113-711.34-40	01/27/2011	AIRPORT	07385922		07/2011		2,873.65
561-7112-711.34-40	01/27/2011	AIRPORT	07387221		07/2011		10,259.76
561-7117-711.34-40	01/27/2011	AIRPORT	07388722		07/2011		1,651.82
10-5127-451.34-40	01/27/2011	REC	07586821		07/2011		655.43
650-1567-487.34-40	01/27/2011	FACILITIES	07610421		07/2011		3,411.52
260-5512-455.34-40	01/27/2011	LIBRARY	07617521		07/2011		3,756.87
571-7143-713.34-40	01/27/2011	TRANSIT	07647023		07/2011		3,464.14
150-2221-422.34-40	01/27/2011	FIRE	07676421		07/2011		1,980.90
150-2171-441.34-40	01/27/2011	ANIMAL SHELTER	32062801		07/2011		1,433.41
512-8500-625.34-40	01/27/2011	PUD	32739201		07/2011		23.33
512-8500-625.34-40	01/27/2011	PUD LIFT STATION	33154101		07/2011		24.61
521-1592-493.34-40	01/27/2011	PARK II	34941902		07/2011		14.25
512-8500-625.34-40	01/27/2011	PUD	35059801		07/2011		23.33
150-2221-422.34-40	01/27/2011	FIRE STATION #7	35322001		07/2011		824.21
660-3110-431.34-40	01/27/2011	2224 MONTANA AVE	37667401	45%	07/2011		193.32
670-3141-489.34-40	01/27/2011	2224 MONTANA AVE	37667401	55%	07/2011		236.30
561-7113-711.34-40	01/27/2011		31454301		07/2011		569.45
561-7113-711.34-40	01/27/2011		31454401		07/2011		315.22
561-7113-711.34-40	01/27/2011		31454601		07/2011		850.70
561-7113-711.34-40	01/27/2011		31454701		07/2011		1,208.67
561-7113-711.34-40	01/27/2011		31454801		07/2011		561.12
561-7113-711.34-40	01/27/2011		31454902		07/2011		749.52
01/28/2011	741183	MONTANA STATE FIREMAN'S ASSOC	20195				2,705.82
900-0000-209.99-24	01/28/2011	PAYROLL SUMMARY	20110128		07/2011		2,705.82
01/28/2011	741185	MORRISON MAIERLE INC	2572				50,095.32
407-7128-711.93-97	01/25/2011	MISC SERVICES	110010	274011	07/2011		3,368.65
407-7128-711.93-97	01/25/2011	MISC SERVICES	110011	274012	07/2011		4,068.27
407-7128-711.93-97	01/25/2011	MISC SERVICES	110011	274012	07/2011		1,017.07
405-7125-711.96-72	01/25/2011	MISC SERVICES	110016-017-012	274777	07/2011		27,839.12

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405-7125-711.96-73	01/25/2011	MISC SERVICES	110016-017-012	274777	07/2011	1,465.23	
405-7125-711.96-73	01/25/2011	MISC SERVICES	110016-017-012	274777	07/2011	403.90	
406-7119-711.92-90	01/25/2011	MISC SERVICES	110015	277318	07/2011	4,258.93	
01/28/2011 741187	MPPA	20198				2,505.73	
900-0000-209.99-23	01/28/2011	PAYROLL SUMMARY	20110128		07/2011	2,505.73	
01/28/2011 741193	NORMONT EQUIPMENT COMPANY	2738				2,575.00	
561-7113-711.23-20	01/24/2011	INVOICE #2101048	2101048	F12211	07/2011	2,575.00	
01/28/2011 741197	NORTHWESTERN ENERGY	15771				27,763.35	
150-2221-422.34-10	01/25/2011	FIRE:ELEC/28320 KWH USED	0100476 11JAN	276426	07/2011	2,349.60	
650-1567-487.34-10	01/27/2011	FACILITIES MANAGEMENT	01005073		07/2011	6,924.87	
150-2221-422.34-10	01/27/2011	NW FIRE	07125370		07/2011	677.15	
10-5122-451.34-10	01/27/2011	NW PARK/REC/PL	07126832		07/2011	90.72	
571-7148-713.34-10	01/27/2011	NW AVIATION/TRAN	07127640		07/2011	22.91	
561-7117-711.34-10	01/27/2011	NW AVIATION/TRAN	07127921		07/2011	380.54	
561-7117-711.34-10	01/27/2011	NW AVIATION/TRAN	07127996		07/2011	17.12	
561-7117-711.34-10	01/27/2011	NW AVIATION/TRAN	07128002		07/2011	1,113.27	
561-7113-711.34-10	01/27/2011	NW AVIATION/TRAN	07128093		07/2011	7.58	
561-7117-711.34-10	01/27/2011	NW AVIATION/TRAN	07128176		07/2011	265.41	
561-7113-711.34-10	01/27/2011	NW AVIATION/TRAN	07196165		07/2011	55.33	
521-1595-493.34-10	01/27/2011	NW FINANCE	07208291		07/2011	526.14	
521-1592-493.34-10	01/27/2011	NW FINANCE	07208341		07/2011	5,437.29	
150-2221-422.34-10	01/27/2011	NW FIRE	07208408		07/2011	312.70	
607-2235-486.34-10	01/27/2011	NW FIRE	07215809		07/2011	181.69	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222375		07/2011	8.42	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222474		07/2011	7.70	
502-7400-603.34-10	01/27/2011	NW PUD-WATER TREAT	07222524		07/2011	359.26	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222557		07/2011	87.61	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222573		07/2011	48.76	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222607		07/2011	41.84	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222664		07/2011	7.70	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222698		07/2011	7.70	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222920		07/2011	11.17	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07222938		07/2011	18.87	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07229057		07/2011	7.70	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07229339		07/2011	7.70	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230352		07/2011	95.40	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230360		07/2011	9.32	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230378		07/2011	168.63	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230428		07/2011	78.32	
502-7400-603.34-10	01/27/2011	NW PUD-WATER TREAT	07230436		07/2011	2,217.60	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230444		07/2011	26.63	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230543		07/2011	8.97	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230550		07/2011	7.70	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230568		07/2011	17.65	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230576		07/2011	7.70	
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07230584		07/2011	19.37	

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10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07231707		07/2011	8.98
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07236441		07/2011	7.70
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07236458		07/2011	7.70
260-5512-455.34-10	01/27/2011	NW LIBRARY	07244643		07/2011	87.47
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	07894371		07/2011	7.70
10-5112-452.34-10	01/27/2011	NW PARK/REC/PL	08317026		07/2011	7.38
872-5198-452.34-10	01/27/2011	NW PARK/REC/PL	10590933		07/2011	321.11
521-1595-493.34-10	01/27/2011	NW	13815279		07/2011	130.95
10-5112-452.34-10	01/27/2011	NW	15220957		07/2011	311.27
521-1592-493.34-10	01/27/2011	PARK 2 GARAGE	15942824		07/2011	2,171.58
571-7148-713.34-10	01/27/2011	MET DOWNTOWN TRANS CENTER	17847567		07/2011	343.97
10-5127-451.34-10	01/27/2011	ELECTRIC CHARGES	0100506-JAN11	281215	07/2011	1,900.58
660-3110-431.34-10	01/27/2011	ELECTRICITY	1741314	281259	07/2011	322.50
670-3141-489.34-10	01/27/2011	ELECTRICITY	1741314	281259	07/2011	483.74
01/28/2011	741212	POLYDYNE INC	13215			47,685.00
502-0000-141.00-00	01/26/2011	WATER PARTS AND SUPPLIES	583228		07/2011	47,685.00
01/28/2011	741213	PORTABLE COMPUTER SYSTEMS, INC	19264			18,240.00
150-2150-421.35-53	01/24/2011	MISC SERVICES	25080	281202	07/2011	18,240.00
01/28/2011	741215	PUBLIC UTILITIES	5022			125,913.89
805-1570-425.53-50	01/27/2011	4430 HI-LINE DR	6712510003200		07/2011	125,762.36
512-8500-625.34-20	01/27/2011	4430 HI-LINE DR	671274846		07/2011	104.27
211-3132-433.34-20	01/27/2011	4430 HI-LINE DR	671294847		07/2011	47.26
01/28/2011	741221	RIMROCK FOUNDATION	3210			30,287.15
738-1264-412.35-60	01/25/2011	SAMHSA PERSONNEL	2011-7	281209	07/2011	5,354.17
738-1264-412.35-90	01/25/2011	SAMHSA PERSONNEL	2011-7	281209	07/2011	5,666.57
738-1264-412.37-30	01/25/2011	SAMHSA PERSONNEL	2011-7	281209	07/2011	14.52
738-1264-412.39-90	01/25/2011	SAMHSA PERSONNEL	2011-7	281209	07/2011	3,748.88
248-1263-412.35-90	01/25/2011	BAMDUI-DEC 2010	2011-7	281213	07/2011	10,717.00
245-1257-412.35-75	01/25/2011	BAMHC-NOV/DEC 2010	2011-7	281216	07/2011	4,786.01
01/28/2011	741234	SNOWY RANGE RESEARCH	18855			3,250.00
245-1257-412.35-60	01/26/2011	BAMHC-CONSULTING NOV2010	2011-6	280178	07/2011	800.00
245-1257-412.35-60	01/26/2011	BAMHC-CONSULTING/FINAL	2011-6	280534	07/2011	800.00
738-1264-412.35-10	01/27/2011	SAMHSA CONSULTING/FINAL	2011-6	280536	07/2011	1,650.00
01/28/2011	741237	SPENCER INDUSTRIES	15928			3,686.22
211-3140-433.23-20	01/27/2011	MP	2340807-00	281267	07/2011	3,686.22
01/28/2011	741239	STEWART TITLE OF BILLINGS	17985			10,000.00
296-6680-463.72-75	01/26/2011	28 S 8TH ST WEST	FLYNN, DIANA	281143	07/2011	10,000.00
01/28/2011	741243	TETRA TECH, INC.	19346			2,890.48
541-3123-435.35-90	01/25/2011	LF MONITORING	50420753	280986	07/2011	2,890.48
01/28/2011	741246	TOWN & COUNTRY SUPPLY ASSOCIAT	18295			27,493.99
561-7113-711.23-10	01/24/2011	INVOICE #77246	77246	F12215	07/2011	15,540.47

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01/28/2011	741256	VERIZON WIRELESS	14490			19,302.04	
571-7147-713.31-60	01/21/2011	ACCOUNT# 770599076-00001	0939517518	F12207	07/2011	174.00	
561-7110-711.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	AIRPORT		07/2011	392.39	
150-2170-441.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	ANIMAL SHELTER		07/2011	147.47	
717-2166-421.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	CCSIU		07/2011	85.52	
10-1611-416.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	LEGAL		07/2011	55.87	
150-2225-422.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	COMM CENTER 911		07/2011	51.96	
650-1565-487.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	FACILITIES BOC		07/2011	64.12	
650-1567-487.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	FACILITIES CH		07/2011	83.56	
10-1512-415.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	FINANCE PAT		07/2011	74.64	
150-2221-422.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	FIRE DEPT		07/2011	610.05	
10-1750-417.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	HUMAN RESOURCES		07/2011	42.63	
620-1913-482.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	ITD GIS		07/2011	12.99	
620-1911-482.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	ITD		07/2011	169.17	
260-5517-455.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	LIBRARYOUTREACH		07/2011	25.98	
260-5512-455.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	LIBRARY		07/2011	171.17	
10-1100-411.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	MAYOR		07/2011	42.71	
601-1550-481.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	MOTOR POOL		07/2011	51.54	
10-1220-412.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	DRUG COURT		07/2011	268.92	
10-1212-412.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	MUNI JUDGE		07/2011	160.68	
240-4301-419.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PLANNING		07/2011	12.99	
150-2111-421.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	POLICE		07/2011	2,970.92	
251-2187-421.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	POLICE FORENSIC		07/2011	66.75	
249-2196-421.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	698 1391 DV		07/2011	22.74	
521-1521-493.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PARKING		07/2011	353.37	
10-5110-453.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PRPL ADM		07/2011	62.48	
10-5121-451.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PRPL-RECREATION		07/2011	88.96	
10-5140-436.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	CEMETERY		07/2011	45.77	
10-5112-452.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PARKS PMD		07/2011	43.57	
10-5112-452.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PARKS		07/2011	1,044.51	
10-5112-452.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PARKS IRRIGTION		07/2011	277.97	
10-1543-415.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PURCHASING		07/2011	79.50	
660-3110-431.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PW ADM		07/2011	108.68	
209-4451-428.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	BUILDING		07/2011	181.23	
670-3141-489.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	ENGINEERING		07/2011	444.30	
541-3121-435.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	SOLID WASTE		07/2011	48.67	
211-3132-433.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	STREET/TRAFFIC		07/2011	357.84	
541-3123-435.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	SW ON CALL		07/2011	73.54	
502-7700-611.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PUD ENVIRN 1/2		07/2011	19.19	
512-8700-628.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PUD ENVIRN 1/2		07/2011	19.19	
502-7400-603.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	WATER TREATMENT		07/2011	861.95	
502-7500-609.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	DIST & COLL 60%		07/2011	644.78	
512-8500-625.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	DIST & COLL 40%		07/2011	429.86	
502-7312-602.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PWBLKNP MTRSHOP		07/2011	460.56	
502-7311-602.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PWBLKNP OFF 60%		07/2011	69.08	
512-8311-622.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PWBLKNP OFF 40%		07/2011	46.06	
502-7314-602.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PWBLKNP STOR75%		07/2011	86.37	
512-8314-622.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	PWBLKNP STOR25%		07/2011	28.79	

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #			CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT
512-8400-623.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	WASTEWATER TREA		07/2011	1,072.91
606-1931-484.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	TELECOMM SYS		07/2011	113.39
571-7142-713.31-60	01/26/2011	VERIZON WIRELESS JAN 2011	ON-CALL MET		07/2011	91.79
571-7141-713.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	MET TRANSIT		07/2011	63.42
10-4321-419.34-50	01/26/2011	VERIZON WIRELESS JAN 2011	CODE ENFORCEMT		07/2011	150.31
150-2170-441.34-50	01/26/2011	VERIZON WSCA JAN 2011	AN SHELTER MDT		07/2011	215.07
717-2166-421.34-50	01/26/2011	VERIZON WSCA JAN 2011	CCSIU AIR CARD		07/2011	845.59
717-2166-421.34-50	01/26/2011	VERIZON WSCA JAN 2011	CCSIU RAVEN		07/2011	86.02
150-2221-422.34-50	01/26/2011	VERIZON WSCA JAN 2011	FIRE MDT		07/2011	602.14
620-1911-482.34-50	01/26/2011	VERIZON WSCA JAN 2011	ITD AIR CARD		07/2011	75.82
260-5517-455.34-50	01/26/2011	VERIZON WSCA JAN 2011	LIBRARYOUTREACH		07/2011	129.03
150-2111-421.34-50	01/26/2011	VERIZON WSCA JAN 2011	MDT TOUGHBOOK		07/2011	3,539.40
150-2111-421.34-50	01/26/2011	VERIZON WSCA JAN 2011	POLICE ICAC		07/2011	43.11
150-2111-421.34-50	01/26/2011	VERIZON WSCA JAN 2011	POLICE AIR CARD		07/2011	43.01
150-2111-421.34-50	01/26/2011	VERIZON WSCA JAN 2011	POLICE USM MDT		07/2011	165.94
10-5112-452.34-50	01/26/2011	VERIZON WSCA JAN 2011	PARKS PMD AIR		07/2011	43.01
209-4451-428.34-50	01/26/2011	VERIZON WSCA JAN 2011	BUILDING AIR		07/2011	344.08
502-7500-609.34-50	01/26/2011	VERIZON WSCA JAN 2011	PUD AIR CARD60%		07/2011	25.80
512-8500-625.34-50	01/26/2011	VERIZON WSCA JAN 2011	PUD AIR CARD40%		07/2011	17.21

DATE RANGE TOTAL * 574,707.97 *

Regular City Council Meeting

Date: 02/28/2011

TITLE: Payment of Claims February 04, 2011.

PRESENTED BY: Pat M. Weber, Financial Services Manager

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$1,009,365.71 have been audited and are presented for your approval for payment. A complete listing of the claims dated February 4, 2011, is available in the Finance Department.

ALTERNATIVES ANALYZED

The Council may:

- Approve the payment of claims; or
- Not approve the payment of claims.

FINANCIAL IMPACT

Claims have a varying impact on department budgets, but are submitted by the departments and reviewed by Finance staff before being sent to the Council.

RECOMMENDATION

Staff recommends that Council approve the Payment of Claims.

APPROVED BY CITY ADMINISTRATOR

Attachments

List of claims greater than \$2500.

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	CHECK AMOUNT		
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT
02/04/2011	741270	A-1 LANDSCAPING & NURSERY	2			3,815.00
521-1524-493.39-90	02/02/2011	SNOW REMOVAL JAN. 2011	3564	281472	08/2011	1,695.00
521-1591-493.39-90	02/02/2011	SNOW REMOVAL JAN. 2011	3564	281472	08/2011	440.00
521-1592-493.39-90	02/02/2011	SNOW REMOVAL JAN. 2011	3564	281472	08/2011	800.00
521-1593-493.39-90	02/02/2011	SNOW REMOVAL JAN. 2011	3564	281472	08/2011	440.00
521-1594-493.39-90	02/02/2011	SNOW REMOVAL JAN. 2011	3564	281472	08/2011	440.00
02/04/2011	741278	ARCHIE COCHRANE	800			5,141.57
150-2112-421.23-20	01/26/2011	MP	5042360	281249	07/2011	400.29
150-2112-421.23-20	01/26/2011	MP	5042386	281249	07/2011	11.72
512-8400-623.23-20	01/26/2011	MP	5042387	281249	07/2011	158.97
512-8400-623.23-20	01/26/2011	MP	5042396	281249	07/2011	40.28
150-2112-421.23-20	01/26/2011	MP	5042415	281249	07/2011	12.00
521-1523-493.23-20	01/26/2011	MP	5042415	281249	07/2011	16.95
521-1523-493.23-20	01/26/2011	MP	5042454	281249	07/2011	16.95
150-2112-421.23-20	01/26/2011	MP	5042771	281249	07/2011	59.10
150-2112-421.23-20	01/26/2011	MP	5042774	281249	07/2011	29.55
150-2112-421.23-20	01/26/2011	MP	5042798	281249	07/2011	468.97
150-2112-421.23-20	01/26/2011	MP	5043615	281249	07/2011	383.30
150-2112-421.23-20	01/26/2011	MP	5043727	281249	07/2011	11.72
630-1753-485.73-10	01/31/2011	MISC SERVICES	808154/1	281345	07/2011	1,920.20
150-2112-421.23-20	01/31/2011	MP	5043186	281376	07/2011	400.29
571-7147-713.23-20	01/31/2011	MP	5043214	281376	07/2011	174.74
150-2112-421.23-20	01/31/2011	MP	5043526	281376	07/2011	4.11
571-7147-713.23-20	01/31/2011	MP	5043937	281376	07/2011	39.86
150-2112-421.23-20	01/31/2011	MP	5043938	281376	07/2011	29.42
150-2112-421.23-20	01/31/2011	MP	5043954	281376	07/2011	12.00
150-2112-421.23-20	01/31/2011	MP	5043954	281376	07/2011	24.00
150-2112-421.23-20	01/31/2011	MP	5044040	281376	07/2011	304.18
502-7500-609.23-20	01/31/2011	MP	5044167	281376	07/2011	12.75
502-7500-609.23-20	01/31/2011	MP	5044226	281376	07/2011	17.87
571-7147-713.23-20	02/01/2011	MP	621804	281430	08/2011	217.35
150-2231-422.23-20	02/02/2011	MP	7018046	281498	08/2011	375.00
02/04/2011	741294	BRANCH GROUP INC	21207			12,912.47
502-7400-603.23-60	02/01/2011	MISC SERVICES	S100616872.001	281271	08/2011	314.64
502-7400-603.35-53	02/01/2011	MISC SERVICES	S100616872.003	281271	08/2011	8,388.00
512-8400-623.23-60	02/01/2011	MISC SERVICES	S100629469.001	281271	08/2011	4,209.83
02/04/2011	741296	BROWN AND CALDWELL	18626			8,070.91
503-7591-609.93-40	02/01/2011	WO0825 ZONE 3 RESERVOIR	21/21138937	264675	08/2011	8,070.91
02/04/2011	741298	BUSINESS TAX SECTION	2449			3,607.40
840-3184-431.93-10	01/31/2011	WO1025 MISC STRM REPAIRS	5	276675	07/2011	28.76
505-7515-609.36-71	01/31/2011	MISC SERVICES	AIA1186	281362	07/2011	1.50
416-7493-603.92-20	02/01/2011	WO0426 ZONE 4 RESERVOIR	15	267994	08/2011	322.82
490-5161-452.93-70	02/01/2011	WO0307 ALKALI CR PATH	FUND TRANSFER	274411	08/2011	23.96-
490-5161-452.93-70	02/01/2011	WO0307 ALKALI CR PATH	FUND TRANSFER	274411	08/2011	23.96
210-5151-452.93-90	02/01/2011	WO0307 ALKALI CR PATH	6	274411	08/2011	22.76

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
406-7119-711.92-90	02/02/2011	MISC SERVICES	278674-3	278674	08/2011	3,231.56	
02/04/2011 741300	CCSIU	18082				3,729.19	
718-2160-421.79-10	02/02/2011	MISC SERVICES	BUY \$ REIMBURSE	281456	08/2011	3,729.19	
02/04/2011 741302	CHICAGO TITLE INSURANCE	753				10,000.00	
296-6680-463.72-75	02/01/2011	MASHEK,ROBERT 734 WYOMING	MASHEK, ROBERT	281423	08/2011	10,000.00	
02/04/2011 741307	COMMUNITY SOLUTIONS INC	18339				6,961.54	
247-1251-412.39-90	02/02/2011	BAMDUI SUPERVISION/TESTIN	2011-8	281461	08/2011	2,500.00	
248-1263-412.35-81	02/02/2011	BAMDUI SUPERVISION/TESTIN	2011-8	281461	08/2011	2,461.54	
245-1257-412.35-81	02/02/2011	BAMHC-SUPERVISION JAN11	2011-8	281496	08/2011	2,000.00	
02/04/2011 741311	COUNTY WATER DISTRICT OF	881				19,483.20	
805-1570-425.53-50	02/02/2011	MISC SERVICES	1423	281486	08/2011	19,483.20	
02/04/2011 741315	CURB BOX SPECIALISTS	5716				3,490.00	
505-7515-609.36-71	02/01/2011	MISC SERVICES	4645	281312	08/2011	3,490.00	
02/04/2011 741316	D N D SECURITY	16586				2,844.67	
571-7148-713.24-50	01/25/2011	INVOICE# 477	477	F12220	07/2011	300.00	
521-1591-493.39-70	02/02/2011	SECURITY DEC 10-JAN 11	496	281470	08/2011	534.92	
521-1592-493.39-70	02/02/2011	SECURITY DEC 10-JAN 11	496	281470	08/2011	999.92	
521-1593-493.39-70	02/02/2011	SECURITY DEC 10-JAN 11	496	281470	08/2011	504.92	
521-1594-493.39-70	02/02/2011	SECURITY DEC 10-JAN 11	496	281470	08/2011	504.91	
02/04/2011 741318	DELL COMPUTER L P	13426				5,690.01	
620-1911-482.29-25	01/31/2011	MISC SERVICES	XF6MT86M9	280898	07/2011	1,640.04	
521-1591-493.29-25	01/31/2011	MISC SERVICES	XF6MF6RT8	280900	07/2011	1,350.25	
521-1592-493.29-25	01/31/2011	MISC SERVICES	XF6MF6RT8	280900	07/2011	1,349.86	
521-1593-493.29-25	01/31/2011	MISC SERVICES	XF6MF6RT8	280900	07/2011	1,349.86	
02/04/2011 741319	DELL MARKETING LP	16237				4,524.36	
502-7400-603.29-25	02/01/2011	MISC SERVICES	XF6CK9181	281296	08/2011	2,347.68	
512-8400-623.29-25	02/01/2011	MISC SERVICES	XF6KK66T1	281296	08/2011	2,176.68	
02/04/2011 741327	EBMS	20398				65,231.92	
627-1752-417.35-12	02/01/2011	ADMIN FEES			08/2011	16,525.50	
627-1752-417.35-15	02/01/2011	SPECIFIC PREM			08/2011	34,908.32	
627-1752-417.51-61	02/01/2011	CARE LINK FEE			08/2011	7,124.85	
627-1752-417.35-11	02/01/2011	FLEX ADMIN FEE			08/2011	1,680.00	
627-1752-417.35-15	02/01/2011	PRO FEE			08/2011	3,395.00	
627-1752-417.35-13	02/01/2011	SCRIPTS			08/2011	1,598.25	
02/04/2011 741329	EIDEBAILLY LLP	15349				17,700.00	
10-1512-415.35-30	02/03/2011	MISC SERVICES	219776	281503	08/2011	17,700.00	
02/04/2011 741340	GC SYSTEMS INC	16852				2,614.00	
502-7400-603.24-50	02/01/2011	MISC SERVICES	000024049A	281307	08/2011	2,614.00	
02/04/2011 741342	GILLIG CORPORATION	18154				3,131.83	
601-0000-141.71-41	01/31/2011	MP	2690067		07/2011	57.36	

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
601-0000-141.71-41	02/02/2011	MP	4685137		08/2011	3,074.47	
02/04/2011 741344	GREAT WEST ENGINEERING	18016				8,726.26	
544-3123-435.93-90	02/01/2011	WO0827 LANDFILL EXPANSION	19	263194	08/2011	8,726.26	
02/04/2011 741349	HDR INC	1544				31,995.07	
416-7493-603.92-20	02/01/2011	WO0426 ZONE 4/5 RESERVOIR	47/259923-H	247294	08/2011	16,052.00	
421-8493-623.93-40	02/01/2011	WO0822 WWTP DISINFEC SYS	23/259927-H	263835	08/2011	15,943.07	
02/04/2011 741352	HORIZON PAINTING	18062				3,960.00	
650-1566-487.39-90	02/02/2011	MISC SERVICES	438001	281492	08/2011	3,960.00	
02/04/2011 741361	JACKSON CONTRACTOR GROUP INC	21359				319,924.14	
406-7119-711.92-90	02/02/2011	MISC SERVICES	278672-3	278672	08/2011	319,924.14	
02/04/2011 741369	JOHNSTON TAMMY	7902				3,500.00	
265-6772-465.35-90	02/01/2011	JANUARY 2011 CONTRACT	JANUARY 2011	281428	08/2011	1,500.00	
265-6772-465.35-90	02/02/2011	JANUARY VISTAS EXPENSES	JANUARY VISTAS	281489	08/2011	1,000.00	
296-6611-463.72-75	02/02/2011	JANUARY VISTAS EXPENSES	JANUARY VISTAS	281489	08/2011	1,000.00	
02/04/2011 741371	JTL GROUP INC DBA KNIFE RIVER	2417				2,846.77	
840-3184-431.93-10	01/31/2011	WO1025 MISC STRM REPAIRS	5/7450 FINAL	276674	07/2011	2,846.77	
02/04/2011 741372	KADRMAS LEE & JACKSON	14850				28,670.27	
840-3184-431.93-10	02/01/2011	WO0412 ALKALI CR/CHANNEL	21/120481	259114	08/2011	5,555.24	
840-0000-201.10-00	02/02/2011	WO0412 ALKALI CR CHANNEL	RET RELEASE	259114	07/2011	434.64	
845-0000-201.10-00	02/02/2011	WO0412 ALKALI CR CHANNEL	RET RELEASE	259114	07/2011	22,229.40	
845-0000-201.10-00	02/02/2011	WO0412 ALKALI CR CHANNEL	RET RELEASE	259114	07/2011	280.65	
435-0000-201.10-00	02/02/2011	WO0412 ALKALI CR CHANNEL	RET RELEASE	259114	07/2011	170.34	
02/04/2011 741382	MAHONEY ASSOCIATES CONSULTING	17580				2,666.00	
10-1512-415.35-90	02/02/2011	MISC SERVICES	10-FINAL	281485	08/2011	2,666.00	
02/04/2011 741391	MES-NW	19056				4,373.65	
150-2229-422.26-40	02/01/2011	AV-3000/FACE PIECE/MED	00211862 MASKS	281418	08/2011	660.00	
150-2229-422.26-40	02/01/2011	AV-3000/FACE PIECE/MED	00211862 MASKS	281418	08/2011	11.54	
150-2229-422.22-90	02/02/2011	FIRE6:SCBA/PARTS	00212059 SCBA	280971	08/2011	3,678.90	
150-2229-422.22-90	02/02/2011	FIRE6:SCBA/PARTS	00212059 SCBA	280971	08/2011	23.21	
02/04/2011 741394	MONTANA DAKOTA UTILITIES CO	2492				24,872.69	
502-7400-603.34-40	01/31/2011	STANFORD DRIVE	073692	281336	07/2011	55.76	
266-6773-465.72-91	02/01/2011	1039 CUSTER AVENUE	065851 25	281422	08/2011	103.79	
266-6773-465.72-91	02/01/2011	1128 LYNN AVENUE	067478 27	281422	08/2011	67.85	
502-7400-603.34-40	02/03/2011	PUD	04571122		08/2011	263.87	
512-8500-625.34-40	02/03/2011	PUD	04695121		08/2011	11.07	
561-7117-711.34-40	02/03/2011	AIRPORT	07388824		08/2011	10.40	
521-1595-493.34-40	02/03/2011	PARKING 2906 N 3RD AVE	07624629		08/2011	128.50	
521-1595-493.34-40	02/03/2011	PARKING 2910 N 3RD AVE	07624725		08/2011	130.42	
521-1595-493.34-40	02/03/2011	PARK 1 LEASE	07624823		08/2011	43.13	
150-2221-422.34-40	02/03/2011	FIRE	07935121		08/2011	593.55	

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	CHECK AMOUNT		
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT
541-3123-435.34-40	02/03/2011	SW	08073321		08/2011	1,165.03
502-7400-603.34-40	02/03/2011	PUD	08156221		08/2011	3,609.52
502-7400-603.34-40	02/03/2011	PUD	08156322	50%	08/2011	55.75
502-7400-603.34-40	02/03/2011	PUD	08156322	50%	08/2011	55.75
502-7400-603.34-40	02/03/2011	PUD	08156421		08/2011	497.07
502-7400-603.34-40	02/03/2011	PUD	08156521		08/2011	969.47
502-7400-603.34-40	02/03/2011	PUD	08156621		08/2011	1,242.93
502-7400-603.34-40	02/03/2011	PUD	08156721		08/2011	451.71
502-7400-603.34-40	02/03/2011	PUD	08156821		08/2011	44.10
502-7400-603.34-40	02/03/2011	PUD	08156922		08/2011	362.91
502-7314-602.34-40	02/03/2011	PUD	08157021	75%	08/2011	1,121.74
512-8314-622.34-40	02/03/2011	PUD	08157021	25%	08/2011	373.91
502-7314-602.34-40	02/03/2011	PUD	08157121	75%	08/2011	1,255.89
512-8314-622.34-40	02/03/2011	PUD	08157121	25%	08/2011	418.63
502-7400-603.34-40	02/03/2011	PUD	08157221		08/2011	88.17
502-7400-603.34-40	02/03/2011	PUD	08157322		08/2011	59.65
512-8400-623.34-40	02/03/2011	PUD	08510222		08/2011	10.40
10-5141-436.34-40	02/03/2011	CEMETERY	08543421		08/2011	173.03
10-5141-436.34-40	02/03/2011	CEMETERY	08543521		08/2011	480.71
502-7400-603.34-40	02/03/2011	PUD	08683522		08/2011	157.74
10-5112-452.34-40	02/03/2011	PARKS	08767921		08/2011	118.63
502-7400-603.34-40	02/03/2011	CSD	31563202		08/2011	167.87
502-7400-603.34-40	02/03/2011	CSD	31563302		08/2011	117.33
502-7400-603.34-40	02/03/2011	PUD	31753602		08/2011	94.44
650-1566-487.34-40	02/03/2011	ADMIN BUILDING	32577402		08/2011	3,769.72
650-1566-487.34-40	02/03/2011	EVIDENCE BUILDING	32629302		08/2011	395.71
650-1566-487.34-40	02/03/2011	PD1	32708002		08/2011	1,135.30
650-1566-487.34-40	02/03/2011	GARAGE	32781001		08/2011	5,025.85
10-5126-451.34-40	02/03/2011	PARKS & REC	34329601		08/2011	22.05
512-8500-625.34-40	02/03/2011	PUD LIFT STATION	36738301		08/2011	23.34
02/04/2011	741399	MORRISON MAIERLE INC	2572			147,694.70
503-7591-609.93-40	02/01/2011	WO0801 2008 WTR&SWR REHAB	36/110056	252779	08/2011	745.51
205-3131-433.93-10	02/01/2011	WO0210 BENCH CONNECTION	14/110079	265562	08/2011	48,426.96
503-7591-609.93-40	02/01/2011	WO1001 2010 WTR/SWR REPLC	15/110057	268044	08/2011	17,082.39
513-8591-625.93-40	02/01/2011	WO1001 2010 WTR/SWR REPLC	15/110057	268044	08/2011	9,608.84
513-8491-623.93-90	02/01/2011	WO0926 WTPP CLARIFIERS	6/117024	274059	08/2011	945.90
503-7591-609.93-40	02/01/2011	WO1105 CHAPPLE WTR MAIN	1/110058	279882	08/2011	7,876.92
503-0000-201.10-00	02/02/2011	WO0801 2008 WT/SWR REHAB	RET RELEASE	252779	07/2011	7,206.60
513-0000-201.10-00	02/02/2011	WO0801 2008 WT/SWR REHAB	RET RELEASE	252779	07/2011	6,012.48
406-7119-711.92-90	02/02/2011	MISC SERVICES	110013/110014	277318	08/2011	49,789.10
02/04/2011	741408	NORTHWESTERN ENERGY	15771			43,238.99
561-7112-711.34-10	01/31/2011	0100482-9	013111	F12247	07/2011	36,845.23
150-2221-422.34-10	02/01/2011	FIRE6:ELEC/JAN11/3560KWH	0100477-9 11-01	276425	08/2011	413.84
521-1594-493.34-10	02/02/2011	P4 ELEC. DEC'10- JAN '11	01/21/11	281475	08/2011	1,980.76
521-1591-493.34-10	02/02/2011	P1 ELEC. DEC'10-JAN'11	01/21/11A	281475	08/2011	3,425.22
521-1595-493.34-10	02/02/2011	LEASE 1 ELEC. DEC'10-JAN1	01/21/11B	281475	08/2011	136.33
521-1595-493.34-10	02/02/2011	LEASE2 ELEC. DEC'10-JAN11	1/21/11C	281475	08/2011	164.04
10-5141-436.34-10	02/03/2011	NW PARK/REC/PL	07125396		08/2011	68.98

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
10-5112-452.34-10	02/03/2011	NW PARK/REC/PL	09208018		08/2011	25.43	
607-2235-486.34-10	02/03/2011	NW FIRE	10069151		08/2011	135.62	
10-5112-452.34-10	02/03/2011	NW	12300661		08/2011	14.72	
10-5112-452.34-10	02/03/2011	NW	14093942		08/2011	8.42	
10-5141-436.34-10	02/03/2011	CEMETERY	16352890		08/2011	20.40	
02/04/2011 741420		PREVOST CAR INC	14969			2,652.40	
601-0000-141.71-41	01/28/2011	MP	92321817		07/2011	1,633.45	
601-0000-141.71-41	01/31/2011	MP	92321338		07/2011	849.71	
571-7144-713.23-20	01/31/2011	MP	92321338	281390	07/2011	169.24	
02/04/2011 741423		QWEST COMMUNICATIONS	6319			4,098.53	
561-7118-711.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	245-0093		07/2011	44.44	
561-7110-711.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	245-1044		07/2011	28.60	
571-7147-713.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	245-1789		07/2011	44.44	
541-3123-435.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	245-7193		07/2011	53.22	
541-3123-435.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	245-9820		07/2011	91.97	
211-3132-433.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	245-9906		07/2011	28.60	
561-7110-711.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	248-3068		07/2011	43.22	
561-7110-711.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	252-9412		07/2011	86.44	
571-7141-713.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	254-7038		07/2011	44.44	
150-2225-422.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	655-0728		07/2011	43.22	
10-5112-452.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	657-3014		07/2011	28.60	
606-1931-484.34-50	01/26/2011	QWEST JAN 2011 5TH PAY	657-8377		07/2011	3,561.34	
02/04/2011 741425		RDO EQUIPMENT CO.	17861			13,661.46	
211-3132-433.23-20	02/01/2011	MISC SERVICES	P45014	281091	08/2011	378.00	
211-3132-433.23-20	02/01/2011	MISC SERVICES	P45020	281091	08/2011	520.00	
211-3132-433.23-20	02/01/2011	MISC SERVICES	P45075	281091	08/2011	7,997.66	
211-3132-433.23-20	02/01/2011	MISC SERVICES	P45076	281091	08/2011	3,771.80	
211-3132-433.23-20	02/01/2011	MISC SERVICES	P45250	281091	08/2011	994.00	
02/04/2011 741431		RIMROCK FOUNDATION	3210			2,765.00	
245-1256-412.39-90	02/02/2011	CRISIS STABILIZATION	2011-8	281495	08/2011	2,765.00	
02/04/2011 741432		RUTHERFORD & ASSOC	3286			10,500.00	
521-1521-493.35-90	02/02/2011	APPRAISAL MT-27/28	1/24/2011	281463	08/2011	10,500.00	
02/04/2011 741433		SANDERSON STEWART	20446			3,444.05	
463-3161-431.93-10	02/01/2011	SID1389 CLUBHOUSE WAY	11/31990	271377	08/2011	3,444.05	
02/04/2011 741439		SHIPTONS SUPPLY CO	3420			5,244.95	
502-7312-602.22-60	02/01/2011	MISC SERVICES	K06734.2	281319	08/2011	238.52	
502-7400-603.22-60	02/01/2011	MISC SERVICES	K06734.2	281319	08/2011	1,213.67	
502-7500-609.22-60	02/01/2011	MISC SERVICES	K06734.2	281319	08/2011	654.35	
512-8400-623.22-60	02/01/2011	MISC SERVICES	K06734.2	281319	08/2011	1,213.67	
512-8500-625.22-60	02/01/2011	MISC SERVICES	K06734.2	281319	08/2011	436.11	
502-7500-609.22-60	02/01/2011	MISC SERVICES	K06968.2	281319	08/2011	623.29	
512-8500-625.22-60	02/01/2011	MISC SERVICES	K06968.2	281319	08/2011	415.53	
502-7500-609.22-60	02/01/2011	MISC SERVICES	K06994.2	281319	08/2011	18.00-	

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #				CHECK AMOUNT
ACCOUNT #	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	
512-8500-625.22-60	02/01/2011	MISC SERVICES	K06994.2	281319	08/2011	12.00-	
502-7400-603.22-60	02/01/2011	MISC SERVICES	K06999.2	281319	08/2011	8.00-	
502-7500-609.22-60	02/01/2011	MISC SERVICES	K07135.2	281319	08/2011	6.00-	
512-8500-625.22-60	02/01/2011	MISC SERVICES	K07135.2	281319	08/2011	4.00-	
502-7312-602.22-60	02/01/2011	MISC SERVICES	K07376.2	281319	08/2011	442.82	
502-7312-602.22-60	02/01/2011	MISC SERVICES	K07470.2	281319	08/2011	54.99	
02/04/2011 741446	STAR SERVICE INC	3553				31,959.13	
416-7493-603.92-20	02/01/2011	WO0426 ZONE 4 RESERVOIR	15	267993	08/2011	31,959.13	
02/04/2011 741448	STATE OF MONTANA,BLDNG CODES B	18320				3,391.34	
209-4451-428.76-37	01/27/2011	2ND HALF 2010 PAYMENT	STATE2ND2010	281327	07/2011	3,391.34	
02/04/2011 741455	TOWN & COUNTRY SUPPLY ASSOCIAT	18295				27,889.54	
601-0000-141.71-41	01/26/2011	MP	281241		07/2011	18,447.76	
601-0000-141.00-00	01/31/2011	MP	90603		07/2011	9,441.78	
02/04/2011 741456	TRACTOR & EQUIPMENT	3775				6,700.94	
541-3123-435.23-20	01/28/2011	AUTO &TRUCK MAINT.ITEMS	BLCS0478416	281330	07/2011	110.60	
541-3123-435.23-20	01/31/2011	MP	BLW00120935	281371	07/2011	5,002.62	
541-3122-435.23-20	01/31/2011	MP	BLW00121005	281373	07/2011	233.87	
541-3122-435.23-20	01/31/2011	MP	BLW00121006	281373	07/2011	868.69	
541-3123-435.23-20	02/01/2011	CLARENCE ELEMENT	6286853	280992	08/2011	485.16	
02/04/2011 741469	YELLOWSTONE COUNTY SHERIFFS	6218				13,377.00	
250-2135-421.21-20	02/03/2011	2010 JAG GRANT	ATV TRAILER	281502	08/2011	1,100.00	
250-2135-421.21-20	02/03/2011	2010 JAG GRANT	DECALS FOR ATV	281502	08/2011	350.00	
250-2135-421.94-90	02/03/2011	2010 JAG GRANT	REBATE FOR ATV	281502	08/2011	500.00-	
250-2135-421.94-90	02/03/2011	2010 JAG GRANT	UTILITY VEHICLE	281502	08/2011	12,427.00	
02/04/2011 741470	YELLOWSTONE VALLEY ANIMAL SHEL	20525				20,256.05	
150-2170-441.39-90	01/27/2011	CONTRACT 12-22-10\1-21-11	09-1187	281287	07/2011	20,256.05	
DATE RANGE TOTAL *						947,357.00 *	

Regular City Council Meeting

Date: 02/28/2011

TITLE: Payment of Claims - May 2010-December 2010

PRESENTED BY: Shannon Johnson

Department: Court

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$1,452,681.50 have been audited and are presented for your approval for payment. A complete listing of the claims dated May 1, 2010 to December 31, 2010 is on file in the Municipal Court. Claims include payments to individual victims and businesses for restitution, disbursement of surcharges and revenues and return of bonds posted to ensure court appearance.

ALTERNATIVES ANALYZED

The Council may:

- Approve the payment of claims; or
- Deny payment of claims

FINANCIAL IMPACT

None.

RECOMMENDATION

Staff recommends that Council approve Payment of Claims.

APPROVED BY CITY ADMINISTRATOR

Attachments

BMC Check RegisterMay_Dec 2010

Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 05/01/2010 to 05/31/2010

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
11244	05/07/2010	Billings Police Department	20.55	Cleared	05/31/2010
11245	05/07/2010	Debs Clothing	9.99	Cleared	06/30/2010
11246	05/07/2010	Parks And Recreation	45.00	Cleared	05/31/2010
11247	05/07/2010	Sears	59.99	Cleared	05/31/2010
11248	05/07/2010	Amber Hudson	950.00	Cleared	05/31/2010
11249	05/07/2010	Billings Clinic	215.00	Cleared	05/31/2010
11250	05/07/2010	Billy John Isbell	50.00	Cleared	05/31/2010
11251	05/07/2010	Blue Cross/Blue Shield of New Mexico	50.00	Cleared	05/31/2010
11252	05/07/2010	Bruce Raw	116.25	Cleared	05/31/2010
11253	05/07/2010	Candyce Brennan	40.00	Cleared	05/31/2010
11254	05/07/2010	Carl Shammel	50.00	Cleared	05/31/2010
11255	05/07/2010	Casey Terrance Hartman	25.00	Cleared	06/30/2010
11256	05/07/2010	Chelsea Yellowtail	100.00	Cleared	05/31/2010
11257	05/07/2010	City of Billings Animal Shelter	30.91	Cleared	05/31/2010
11258	05/07/2010	Clayton Fischer	350.00	Cleared	05/31/2010
11259	05/07/2010	Codi Jo Pedersen	25.00	Outstanding	
11260	05/07/2010	Connie Goodbear	50.00	Cleared	05/31/2010
11261	05/07/2010	Coral Stief Creek	26.81	Cleared	05/31/2010
11262	05/07/2010	Corrine Lee Addison	84.00	Cleared	05/31/2010
11263	05/07/2010	Crime Victim Compensation Program	50.00	Cleared	05/31/2010
11264	05/07/2010	Crime Victim Compensation Program	100.00	Cleared	05/31/2010
11265	05/07/2010	Crime Victim Compensation Program	100.00	Cleared	05/31/2010
11266	05/07/2010	Cynthia Letender Dimich	15.00	Cleared	05/31/2010
11267	05/07/2010	Cynthia Letender Dimich	50.00	Cleared	06/30/2010
11268	05/07/2010	Cynthia Lou Trumbo	399.99	Cleared	05/31/2010
11269	05/07/2010	DALE ABELL	35.00	Cleared	05/31/2010
11270	05/07/2010	Danielle Turtainen	25.00	Cleared	05/31/2010
11271	05/07/2010	David Piersak	650.00	Cleared	05/31/2010
11272	05/07/2010	Dennis Schock	100.00	Cleared	05/31/2010
11273	05/07/2010	Dennis Vap	120.00	Cleared	05/31/2010
11274	05/07/2010	Donald Willis	100.00	Cleared	05/31/2010
11275	05/07/2010	Elizabeth Nadeau	10.00	Cleared	05/31/2010
11276	05/07/2010	First National Pawn	40.00	Cleared	05/31/2010
11277	05/07/2010	Greg Ivey	25.00	Cleared	05/31/2010
11278	05/07/2010	Heather Watts	50.00	Cleared	05/31/2010
11279	05/07/2010	Jane Blackeagle	1000.00	Cleared	05/31/2010

Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 05/01/2010 to 05/31/2010

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
11280	05/07/2010	Jason C Sheehan	19.37	Cleared	05/31/2010
11281	05/07/2010	Jason Lingard	999.72	Cleared	05/31/2010
11282	05/07/2010	John Martin Matz	23.19	Cleared	05/31/2010
11283	05/07/2010	Julie K Fleishour	1000.00	Cleared	05/31/2010
11284	05/07/2010	Karin H Hoppe	350.00	Cleared	05/31/2010
11285	05/07/2010	Kerrie Lyne Tlustosch	255.00	Cleared	05/31/2010
11286	05/07/2010	Mark Thiel	150.00	Cleared	05/31/2010
11287	05/07/2010	Mary Sommers	6.25	Cleared	07/31/2010
11288	05/07/2010	Mikayla Waarvik	95.00	Cleared	05/31/2010
11289	05/07/2010	Nicholas Gerald Pedersen	25.00	Outstanding	
11290	05/07/2010	Nicholas Jessie Schaubel	50.00	Cleared	08/31/2010
11291	05/07/2010	Peggy Hoemer	350.00	Cleared	05/31/2010
11292	05/07/2010	Rebecca Butcher	50.00	Cleared	05/31/2010
11293	05/07/2010	Robert Phelps	1000.00	Cleared	05/31/2010
11294	05/07/2010	Roger Debuff	18.75	Cleared	05/31/2010
11295	05/07/2010	Shauna Gay Kerr	19.09	Cleared	05/31/2010
11296	05/07/2010	Shelley Pierce	50.00	Outstanding	
11297	05/07/2010	Shelly Peltier	28.50	Cleared	05/31/2010
11298	05/07/2010	Thomas B Rakes	350.00	Cleared	05/31/2010
11299	05/07/2010	Thomas Kimble	100.00	Cleared	05/31/2010
11300	05/07/2010	Timothy Mark Mccann	50.00	Cleared	06/30/2010
11301	05/07/2010	Vernon Ray Mashek	100.00	Cleared	05/31/2010
11302	05/07/2010	Westley Fuchs	200.00	Cleared	05/31/2010
11303	05/14/2010	Billings Police Dept	25.00	Cleared	05/31/2010
11304	05/14/2010	Executive Cleaning	20.00	Cleared	05/31/2010
11305	05/14/2010	First National Pawn	45.00	Cleared	05/31/2010
11306	05/14/2010	Shopco	50.00	Cleared	05/31/2010
11307	05/14/2010	Alyssa Kay Hennager	50.00	Outstanding	
11308	05/14/2010	Anna Lee Gress	270.00	Cleared	05/31/2010
11309	05/14/2010	Anna Lee Gress	2095.00	Cleared	05/31/2010
11310	05/14/2010	Bell Summerset	350.00	Cleared	05/31/2010
11311	05/14/2010	Bianca Alvarez	230.00	Cleared	05/31/2010
11312	05/14/2010	Billings Parks, Recreation and Land	50.00	Cleared	05/31/2010
11313	05/14/2010	Blue Cross/Blue Shield of New Mexico	50.00	Cleared	05/31/2010
11314	05/14/2010	Brett Clark Cochran	455.00	Cleared	05/31/2010
11315	05/14/2010	Crime Victim Compensation Program	25.00	Cleared	05/31/2010

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Bank: US BANK - Account: 150095602101

Date Range: From 05/01/2010 to 05/31/2010

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
11316	05/14/2010	Crime Victim Compensation Program	25.00	Cleared	05/31/2010
11317	05/14/2010	Crime Victim Compensation Program	50.00	Cleared	05/31/2010
11318	05/14/2010	Cynthia Letender Dimich	16.20	Cleared	05/31/2010
11319	05/14/2010	David Rowland Gibson	50.00	Cleared	05/31/2010
11320	05/14/2010	Earl L Lorash	50.00	Cleared	05/31/2010
11321	05/14/2010	George Donald Parsons	50.00	Cleared	05/31/2010
11322	05/14/2010	Iris Makale Jones	25.00	Cleared	05/31/2010
11323	05/14/2010	James Campbell	25.00	Cleared	06/30/2010
11324	05/14/2010	Kade Jordan Teeth	50.00	Cleared	06/30/2010
11325	05/14/2010	Kathleen King	1000.00	Cleared	06/30/2010
11326	05/14/2010	Leroy Mill	350.00	Cleared	05/31/2010
11327	05/14/2010	Peggy Graham Allard	150.00	Cleared	05/31/2010
11328	05/14/2010	Quinta Maurice Hoke	50.00	Cleared	05/31/2010
11329	05/14/2010	Steven Dobb	100.00	Cleared	05/31/2010
11330	05/14/2010	Tyler Brown	70.00	Cleared	05/31/2010
11331	05/14/2010	William R Mccord	12.50	Cleared	05/31/2010
11332	05/14/2010	Yellowstone Valley Animal Shelter	50.00	Cleared	05/31/2010
11333	05/21/2010	St. Vincent's Healthcare	100.00	Cleared	05/31/2010
11334	05/21/2010	Albertsons	50.00	Cleared	05/31/2010
11335	05/21/2010	Alexis Rose Hurst-Hanlin	50.00	Cleared	06/30/2010
11336	05/21/2010	Best Buy	50.00	Cleared	05/31/2010
11337	05/21/2010	Billings Clinic	6.07	Cleared	05/31/2010
11338	05/21/2010	Billings Parks, Recreation and Land	25.00	Cleared	06/30/2010
11339	05/21/2010	Brittany Ironmaker	150.00	Cleared	05/31/2010
11340	05/21/2010	Cindy Mae Buckner	50.00	Cleared	05/31/2010
11341	05/21/2010	Crime Victim Compensation Program	100.00	Cleared	06/30/2010
11342	05/21/2010	DALE ABELL	35.00	Cleared	06/30/2010
11343	05/21/2010	Dale Angelo Renee	50.00	Cleared	05/31/2010
11344	05/21/2010	Elizabeth Nadeau	50.00	Cleared	05/31/2010
11345	05/21/2010	Holiday	20.01	Cleared	06/30/2010
11346	05/21/2010	Justin Bruce Chavez	100.00	Cleared	12/31/2010
11347	05/21/2010	Karl Lock	50.00	Cleared	06/30/2010
11348	05/21/2010	Kohls	25.00	Cleared	06/30/2010
11349	05/21/2010	Lacey Herbst	50.00	Cleared	05/31/2010
11350	05/21/2010	Larry Caffey	25.00	Cleared	05/31/2010
11351	05/21/2010	Laura Ann Bryan	350.00	Cleared	06/30/2010

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Date Range: From 05/01/2010 to 05/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
11352	05/21/2010	Levi James Degnan	198.63	Cleared	06/30/2010
11353	05/21/2010	Madison Tafoya-Lopez	95.00	Outstanding	
11354	05/21/2010	Madison Tafoya-Lopez	200.00	Outstanding	
11355	05/21/2010	Marci Olson	25.00	Cleared	06/30/2010
11356	05/21/2010	Paul Eugene Hartman	200.00	Cleared	07/31/2010
11357	05/21/2010	Paul Thomas Hudak	35.00	Cleared	05/31/2010
11358	05/21/2010	Penny R Levy	150.00	Cleared	05/31/2010
11359	05/21/2010	Perkins	16.67	Cleared	05/31/2010
11360	05/21/2010	Peter James Kranz	50.00	Cleared	06/30/2010
11361	05/21/2010	Rebecca Butcher	50.00	Cleared	05/31/2010
11362	05/21/2010	Reece Leavasseur	80.00	Cleared	06/30/2010
11363	05/21/2010	Ricky Ray Sifford	1000.00	Cleared	05/31/2010
11364	05/21/2010	Rod Olson	50.00	Cleared	05/31/2010
11365	05/21/2010	Ronetta Clincher	50.00	Cleared	06/30/2010
11366	05/21/2010	Shawn Gaalswyk	150.00	Cleared	06/30/2010
11367	05/21/2010	Steven Asher Scott	100.00	Cleared	06/30/2010
11368	05/21/2010	THEODORE OLSON	50.00	Cleared	06/30/2010
11369	05/21/2010	Wasna Brockway	25.00	Cleared	06/30/2010
11370	05/21/2010	Weston David Smith	5.00	Outstanding	
11371	05/21/2010	City Treasurer	90530.49	Cleared	05/31/2010
11372	05/21/2010	Municipal Services Bureau	1939.34	Outstanding	
11373	05/21/2010	Yellowstone County Treasurer	7199.26	Cleared	05/31/2010
11374	05/28/2010	Sears	50.00	Cleared	06/30/2010
11375	05/28/2010	Amy E Doss	500.00	Cleared	06/30/2010
11376	05/28/2010	Bertha Nomee	100.00	Cleared	06/30/2010
11377	05/28/2010	Cheyenne Aldrich	400.00	Cleared	06/30/2010
11378	05/28/2010	Chris Revera	600.00	Cleared	06/30/2010
11379	05/28/2010	Chris Rivera	500.00	Cleared	06/30/2010
11380	05/28/2010	City Treasurer	34596.46	Cleared	06/30/2010
11381	05/28/2010	Crime Victim Compensation	50.00	Cleared	06/30/2010
11382	05/28/2010	Crime Victim Compensation Program	25.47	Cleared	06/30/2010
11383	05/28/2010	Crime Victim Compensation Program	100.00	Cleared	06/30/2010
11384	05/28/2010	Cynthia Letender Dimich	10.00	Cleared	06/30/2010
11385	05/28/2010	Earl L Lorash	50.00	Cleared	06/30/2010
11386	05/28/2010	Iryna Wraley	390.00	Cleared	06/30/2010
11387	05/28/2010	Iryna Wraley	700.00	Cleared	06/30/2010

Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 05/01/2010 to 05/31/2010

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
11388	05/28/2010	Jana Cruz	50.00	Cleared	07/31/2010
11389	05/28/2010	Jennifer Avants	50.00	Cleared	06/30/2010
11390	05/28/2010	Jerome Ray Kautzman	25.00	Cleared	06/30/2010
11391	05/28/2010	John Rigney	250.00	Cleared	06/30/2010
11392	05/28/2010	Jon Allen Matejovsky	100.00	Cleared	06/30/2010
11393	05/28/2010	Jones Christine	25.00	Cleared	06/30/2010
11394	05/28/2010	Katie Danette Dixon	37.50	Cleared	06/30/2010
11395	05/28/2010	Laurel S Clark	190.00	Cleared	06/30/2010
11396	05/28/2010	Melissa Aragon	350.00	Cleared	06/30/2010
11397	05/28/2010	Michael A Schell	50.00	Cleared	06/30/2010
11398	05/28/2010	Michael R Cuthbert	150.00	Cleared	06/30/2010
11399	05/28/2010	Michelle Rene Mclane	31.58	Cleared	06/30/2010
11400	05/28/2010	Municipal Services Bureau	2900.98	Cleared	06/30/2010
11401	05/28/2010	Narnae Hedin	50.00	Cleared	06/30/2010
11402	05/28/2010	Natasha Freeman-batt	50.00	Cleared	06/30/2010
11403	05/28/2010	Nicholas Levi Silva	220.00	Cleared	06/30/2010
11404	05/28/2010	Niles Byron Nay	1000.00	Cleared	06/30/2010
11405	05/28/2010	Patricia Peterson	30.00	Outstanding	
11406	05/28/2010	Patrick Diekemper	25.00	Cleared	06/30/2010
11407	05/28/2010	Patrick Lucara	435.00	Cleared	06/30/2010
11408	05/28/2010	Portia Viall Hoverson	24.53	Cleared	06/30/2010
11409	05/28/2010	Regina Dawson	25.00	Cleared	06/30/2010
11410	05/28/2010	Roger Jenkins	300.00	Cleared	06/30/2010
11411	05/28/2010	Roger Jenkins	700.00	Cleared	06/30/2010
11412	05/28/2010	Tyler James Hove	30.00	Cleared	06/30/2010
11413	05/28/2010	Yellowstone County Treasurer	2755.67	Cleared	06/30/2010

Number checks: 170

Total

167759.72

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11414	06/04/2010	Cor Enterprises	40.00	Cleared	06/30/2010
11415	06/04/2010	Alvin Braley	50.00	Cleared	06/30/2010
11416	06/04/2010	Alyssa Kay Hennager	50.00	Outstanding	
11417	06/04/2010	Blake Raymond Noy	100.00	Cleared	06/30/2010
11418	06/04/2010	Blue Cross/Blue Shield of New Mexico	50.00	Cleared	06/30/2010
11419	06/04/2010	Cheryl Meadows	100.00	Cleared	06/30/2010
11420	06/04/2010	Cindy Mae Buckner	50.00	Cleared	06/30/2010
11421	06/04/2010	City of Billings Animal Shelter	24.73	Cleared	06/30/2010
11422	06/04/2010	Codi Jo Pedersen	21.09	Outstanding	
11423	06/04/2010	Connie Goodbear	50.00	Cleared	06/30/2010
11424	06/04/2010	Crime Victim Compensation Program	20.00	Cleared	06/30/2010
11425	06/04/2010	Crime Victim Compensation Program	50.00	Cleared	06/30/2010
11426	06/04/2010	Curtis Gibbs	50.00	Cleared	06/30/2010
11427	06/04/2010	Danielle Turtainen	25.00	Cleared	06/30/2010
11428	06/04/2010	Dave Kelsey	25.00	Cleared	06/30/2010
11429	06/04/2010	Dee Stallman	1000.00	Cleared	06/30/2010
11430	06/04/2010	Heather Watts	25.00	Cleared	06/30/2010
11431	06/04/2010	Mark Holle	1000.00	Cleared	06/30/2010
11432	06/04/2010	Mark Theil	150.00	Cleared	06/30/2010
11433	06/04/2010	Nicholas Gerald Pedersen	28.91	Outstanding	
11434	06/04/2010	Norma Jean Cummins	35.00	Cleared	06/30/2010
11435	06/04/2010	Paul Anderson	25.00	Cleared	06/30/2010
11436	06/04/2010	Richard Wheatcroft	1600.00	Cleared	06/30/2010
11437	06/04/2010	Rodger Malloy	350.00	Cleared	06/30/2010
11438	06/04/2010	Shauna Gay Kerr	15.27	Cleared	06/30/2010
11439	06/04/2010	Thomas Jay Perkins	1000.00	Cleared	06/30/2010
11440	06/04/2010	Vernon Ray Mashek	50.00	Cleared	06/30/2010
11441	06/04/2010	Westley Fuchs	200.00	Cleared	06/30/2010
11442	06/11/2010	Executive Cleaning	831.00	Cleared	06/30/2010
11443	06/11/2010	JC PENNYS	30.00	Cleared	06/30/2010
11444	06/11/2010	Brandon Wessel	15.00	Cleared	06/30/2010
11445	06/11/2010	Bruce Raw	77.50	Cleared	06/30/2010
11446	06/11/2010	Bryan Gosman	350.00	Cleared	07/31/2010
11447	06/11/2010	Crime Victim Compensation Program	46.00	Cleared	06/30/2010
11448	06/11/2010	Cynthia Letender Dimich	50.00	Cleared	06/30/2010
11449	06/11/2010	Daria Jo Savaria	100.00	Cleared	07/31/2010

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11450	06/11/2010	David Allen Long	387.50	Cleared	06/30/2010
11451	06/11/2010	Donald Vincent David	50.00	Cleared	06/30/2010
11452	06/11/2010	George Donald Parsons	50.00	Cleared	06/30/2010
11453	06/11/2010	George Willard Eagle J	50.00	Cleared	06/30/2010
11454	06/11/2010	Iris Makale Jones	25.00	Cleared	06/30/2010
11455	06/11/2010	James Ordorff	50.00	Cleared	06/30/2010
11456	06/11/2010	Jennifer Ann Mims	50.00	Cleared	06/30/2010
11457	06/11/2010	Jennifer Ann Mims	150.00	Cleared	06/30/2010
11458	06/11/2010	Jess Fredericks	350.00	Cleared	06/30/2010
11459	06/11/2010	Jodi Marie Myers	390.00	Cleared	06/30/2010
11460	06/11/2010	Karl Dorr	50.00	Cleared	06/30/2010
11461	06/11/2010	Kevin Monroy	150.00	Cleared	06/30/2010
11462	06/11/2010	Kimberly Ann Loudan	595.00	Cleared	06/30/2010
11463	06/11/2010	Kirby Dengel	170.00	Cleared	06/30/2010
11464	06/11/2010	Marci Olson	25.00	Cleared	06/30/2010
11465	06/11/2010	Mark Holle	350.00	Cleared	06/30/2010
11466	06/11/2010	Mary Mccullough	110.00	Cleared	06/30/2010
11467	06/11/2010	Nicholas Jessie Schaubel	50.00	Cleared	08/31/2010
11468	06/11/2010	Nicole Brewer	50.00	Outstanding	
11469	06/11/2010	Shane Marie Seminole	350.00	Cleared	07/31/2010
11470	06/11/2010	Steven Ryan Dorland	50.00	Cleared	06/30/2010
11471	06/11/2010	Tobias Edward Sauer	50.00	Cleared	08/31/2010
11472	06/11/2010	Yellowstone Valley Animal Shelter	25.00	Cleared	06/30/2010
11473	06/18/2010	Albertsons	15.00	Cleared	07/31/2010
11474	06/18/2010	Alternatives Inc	50.00	Cleared	06/30/2010
11475	06/18/2010	Shopco	50.00	Cleared	06/30/2010
11476	06/18/2010	WESTERN PAWN	25.00	Cleared	06/30/2010
11477	06/18/2010	Billings Police	25.00	Cleared	06/30/2010
11478	06/18/2010	City Treasurer	74578.70	Cleared	06/30/2010
11479	06/18/2010	Coral Stief Creek	26.81	Cleared	07/31/2010
11480	06/18/2010	Crime Victim Compensation Program	25.00	Cleared	06/30/2010
11481	06/18/2010	Crime Victim Compensation Program	25.00	Cleared	06/30/2010
11482	06/18/2010	Cynthia Letender Dimich	50.00	Cleared	06/30/2010
11483	06/18/2010	Dean Ballinger	350.00	Cleared	06/30/2010
11484	06/18/2010	Holiday Gas Station	22.00	Cleared	06/30/2010
11485	06/18/2010	James Campbell	50.00	Cleared	06/30/2010

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11486	06/18/2010	Jeff Lee Hendrickson	105.00	Cleared	06/30/2010
11487	06/18/2010	John Martin Matz	23.19	Cleared	06/30/2010
11488	06/18/2010	Kohls	25.00	Cleared	07/31/2010
11489	06/18/2010	Mary Sommers	6.25	Cleared	07/31/2010
11490	06/18/2010	Municipal Services Bureau	855.55	Cleared	06/30/2010
11491	06/18/2010	Nickolas Harris	100.00	Cleared	06/30/2010
11492	06/18/2010	Nickolas Harris	600.00	Cleared	06/30/2010
11493	06/18/2010	Paul Thomas Hudak	17.50	Cleared	07/31/2010
11494	06/18/2010	Penny R Levy	100.00	Cleared	06/30/2010
11495	06/18/2010	Robert Wayne Kautz	1095.00	Cleared	06/30/2010
11496	06/18/2010	Rod Olson	25.00	Cleared	07/31/2010
11497	06/18/2010	Roger Debuff	18.75	Cleared	08/31/2010
11498	06/18/2010	Shelley Pierce	50.00	Outstanding	
11499	06/18/2010	Stacie M Warehime	50.00	Cleared	06/30/2010
11500	06/18/2010	Wasna Brockway	50.00	Cleared	12/31/2010
11501	06/18/2010	Yellowstone County Treasurer	6640.00	Cleared	06/30/2010
11502	06/25/2010	First National Pawn	5.00	Cleared	07/31/2010
11503	06/25/2010	Parks And Recreation	50.00	Cleared	07/31/2010
11504	06/25/2010	Southern Empire Emporium	25.00	Cleared	07/31/2010
11505	06/25/2010	Billings Parks, Recreation and Land	12.50	Cleared	07/31/2010
11506	06/25/2010	Brett Paterson	350.00	Cleared	07/31/2010
11507	06/25/2010	Carl Shammel	100.00	Cleared	07/31/2010
11508	06/25/2010	Channis Jace Whiteman	350.00	Cleared	07/31/2010
11509	06/25/2010	Christopher Harley Morgan	40.00	Cleared	07/31/2010
11510	06/25/2010	Cody W Ahlgren	100.00	Cleared	07/31/2010
11511	06/25/2010	Colleen Schell Berg	900.00	Cleared	07/31/2010
11512	06/25/2010	Cory Thadeus Blackford	60.00	Cleared	07/31/2010
11513	06/25/2010	Cory Thadeus Blackford	300.00	Cleared	07/31/2010
11514	06/25/2010	Crime Victim Compensation Program	50.00	Cleared	06/30/2010
11515	06/25/2010	Crime Victim Compensation Program	100.00	Cleared	06/30/2010
11516	06/25/2010	DALE ABELL	35.00	Cleared	07/31/2010
11517	06/25/2010	Dawn Louise Saddler	30.00	Cleared	07/31/2010
11518	06/25/2010	Dennis Vap	120.00	Cleared	07/31/2010
11519	06/25/2010	Diana Taylor	195.00	Cleared	07/31/2010
11520	06/25/2010	Donna Darkenwald	595.00	Cleared	07/31/2010
11521	06/25/2010	Earl L Lorash	50.00	Cleared	07/31/2010

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11522	06/25/2010	Edward Roy Nash	500.00	Cleared	07/31/2010
11523	06/25/2010	Hugh Teini	595.00	Cleared	07/31/2010
11524	06/25/2010	Jaron Christopher Mitchell	225.00	Cleared	07/31/2010
11525	06/25/2010	Javier Edmundo Maya	15.00	Cleared	07/31/2010
11526	06/25/2010	Jennifer Avants	50.00	Cleared	07/31/2010
11527	06/25/2010	Jodi Waurio	100.00	Cleared	07/31/2010
11528	06/25/2010	John Davis	50.00	Cleared	09/30/2010
11529	06/25/2010	Jon Allen Matejovsky	100.00	Cleared	07/31/2010
11530	06/25/2010	Justene Marie Maggard	200.00	Cleared	07/31/2010
11531	06/25/2010	Katy Edwards	350.00	Cleared	07/31/2010
11532	06/25/2010	Linda Bauer	800.00	Cleared	07/31/2010
11533	06/25/2010	Lisa Faye Peterson	30.00	Outstanding	
11534	06/25/2010	Maria Morin	350.00	Cleared	07/31/2010
11535	06/25/2010	Martha Townsend	200.00	Voided	07/31/2010
11536	06/25/2010	Natasha Freeman-batt	50.00	Cleared	07/31/2010
11537	06/25/2010	Patricia Peterson	70.00	Cleared	07/31/2010
11538	06/25/2010	Patrick Allen Pollock	245.00	Cleared	07/31/2010
11539	06/25/2010	Quinta Maurice Hoke	104.02	Cleared	07/31/2010
11540	06/25/2010	Rebecca Butcher	50.00	Cleared	07/31/2010
11541	06/25/2010	Robin Fiadland	400.00	Cleared	06/30/2010
11542	06/25/2010	Ronetta Clincher	50.00	Cleared	07/31/2010
11543	06/25/2010	Seanna Maggard	150.00	Cleared	08/31/2010
11544	06/25/2010	Sterling Davis	100.00	Cleared	07/31/2010
11545	06/25/2010	Vickie Bradley	500.00	Cleared	07/31/2010
11546	06/25/2010	Victoria Schaff Bushman	15.00	Cleared	08/31/2010
11547	06/25/2010	Wendi Noelle Largent	100.00	Cleared	07/31/2010
11548	06/25/2010	William Wade Kraske	15.00	Cleared	07/31/2010
11549	07/02/2010	Shopko	24.97	Cleared	07/31/2010
11550	07/02/2010	Catherine Jane Grott	50.00	Cleared	07/31/2010
11551	07/02/2010	Connie Goodbear	50.00	Cleared	07/31/2010
11552	07/02/2010	Crime Victim Compensation Program	10.19	Cleared	07/31/2010
11553	07/02/2010	Crime Victim Compensation Program	100.00	Cleared	07/31/2010
11554	07/02/2010	Cynthia Grosfield	500.00	Cleared	07/31/2010
11555	07/02/2010	Douglas Kirby	750.00	Cleared	12/31/2010
11556	07/02/2010	James Ordorff	50.00	Cleared	07/31/2010
11557	07/02/2010	Jay Stanfill	25.00	Cleared	07/31/2010

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11558	07/02/2010	Karl Lock	50.00	Cleared	07/31/2010
11559	07/02/2010	Mark Theil	150.00	Cleared	07/31/2010
11560	07/02/2010	Mary Amber Field	5.00	Outstanding	
11561	07/02/2010	Namae Hedin	50.00	Cleared	07/31/2010
11562	07/02/2010	Patrick Diekemper	25.00	Cleared	07/31/2010
11563	07/02/2010	Penny R Levy	100.00	Cleared	07/31/2010
11564	07/02/2010	Portia Viall Hoverson	9.81	Cleared	09/30/2010
11565	07/02/2010	Ramul McAnulty	450.00	Cleared	07/31/2010
11566	07/02/2010	Starla Whteman	100.00	Cleared	07/31/2010
11567	07/02/2010	Westley Fuchs	200.00	Cleared	07/31/2010
11568	07/02/2010	City Treasurer	50604.53	Cleared	07/31/2010
11569	07/02/2010	Municipal Services Bureau	1406.98	Cleared	07/31/2010
11570	07/02/2010	Yellowstone County Treasurer	3834.75	Cleared	07/31/2010
11571	07/09/2010	Holiday	3.97	Cleared	07/31/2010
11572	07/09/2010	Moore Land Vet	17.50	Cleared	07/31/2010
11573	07/09/2010	Alyssa Kay Hennager	50.00	Outstanding	
11574	07/09/2010	Amber Charles	100.00	Cleared	08/31/2010
11575	07/09/2010	Andrew Martin Newquist	10.00	Cleared	07/31/2010
11576	07/09/2010	Billings Parks, Recreation and Land	45.00	Cleared	07/31/2010
11577	07/09/2010	Billings Police	50.00	Cleared	07/31/2010
11578	07/09/2010	Cindy Mae Buckner	50.00	Cleared	07/31/2010
11579	07/09/2010	Codi Jo Pedersen	25.00	Outstanding	
11580	07/09/2010	Crime Victim Compensation	74.04	Cleared	07/31/2010
11581	07/09/2010	Crime Victim Compensation Program	50.00	Cleared	07/31/2010
11582	07/09/2010	Cynthia Letender Dimich	100.00	Cleared	08/31/2010
11583	07/09/2010	Danielle Turtainen	25.00	Cleared	07/31/2010
11584	07/09/2010	James Andersch	1155.00	Cleared	07/31/2010
11585	07/09/2010	James Campbell	50.00	Cleared	07/31/2010
11586	07/09/2010	Jana Cruz	50.00	Cleared	07/31/2010
11587	07/09/2010	Karl Dorr	80.00	Cleared	07/31/2010
11588	07/09/2010	Katie Danette Dixon	37.50	Cleared	07/31/2010
11589	07/09/2010	Kelsey J.M. Polanchek	25.00	Cleared	11/30/2010
11590	07/09/2010	Kenneth T Gilreath	180.00	Cleared	07/31/2010
11591	07/09/2010	Kirby Sundhelm	650.00	Cleared	07/31/2010
11592	07/09/2010	Kristi Schendel	47.26	Cleared	07/31/2010
11593	07/09/2010	Mary DeBuff	700.00	Cleared	07/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
11594	07/09/2010	Nicholas Gerald Pedersen	25.00	Outstanding	
11595	07/09/2010	Nicholas Jessie Schaubel	50.00	Cleared	08/31/2010
11596	07/09/2010	Robert Keith Bradley	390.00	Cleared	07/31/2010
11597	07/09/2010	Robert Lee Deese Jr	5.00	Outstanding	
11598	07/09/2010	Robyn Flaland	600.00	Cleared	07/31/2010
11599	07/09/2010	Ryan D Ayers	700.00	Cleared	07/31/2010
11600	07/09/2010	Saint Vincents Hospital	95.96	Cleared	07/31/2010
11601	07/09/2010	Tandi Lindley	1750.00	Cleared	07/31/2010
11602	07/09/2010	Tanner Reichert	100.00	Cleared	07/31/2010
11603	07/09/2010	Terrance Joseph Adams	100.00	Cleared	07/31/2010
11604	07/09/2010	Tonya Nichole Sommerville	200.00	Cleared	07/31/2010
11605	07/09/2010	Zip Trip	10.00	Cleared	07/31/2010
11606	07/15/2010	Moore Land Vet	40.00	Cleared	08/31/2010
11607	07/15/2010	Sears	25.00	Cleared	07/31/2010
11608	07/15/2010	Shopco	50.00	Cleared	07/31/2010
11609	07/15/2010	Aimee Schaff	1000.00	Cleared	07/31/2010
11610	07/15/2010	Ali Nicole Regan	350.00	Cleared	07/31/2010
11611	07/15/2010	Best Buy	25.00	Cleared	07/31/2010
11612	07/15/2010	Cash King Pawn	8.00	Cleared	07/31/2010
11613	07/15/2010	Christy Mceuin	5.00	Cleared	11/30/2010
11614	07/15/2010	Connie Goodbear	50.00	Cleared	07/31/2010
11615	07/15/2010	Coral Stief Creek	26.81	Cleared	07/31/2010
11616	07/15/2010	Crime Victim Compensation Program	25.00	Cleared	07/31/2010
11617	07/15/2010	Crime Victim Compensation Program	25.00	Cleared	07/31/2010
11618	07/15/2010	Crime Victim Compensation Program	50.00	Cleared	07/31/2010
11619	07/15/2010	Crime Victim Compensation Program	50.00	Cleared	07/31/2010
11620	07/15/2010	Crime Victim Compensation Program	100.00	Cleared	07/31/2010
11621	07/15/2010	Dave Kelsey	50.00	Cleared	07/31/2010
11622	07/15/2010	Deborah Leajanette Adams	50.00	Cleared	07/31/2010
11623	07/15/2010	Dwight Fischer	1050.00	Cleared	07/31/2010
11624	07/15/2010	Gabrielle S Denio	350.00	Cleared	07/31/2010
11625	07/15/2010	George Donald Parsons	50.00	Cleared	07/31/2010
11626	07/15/2010	Iris Makale Jones	25.00	Cleared	07/31/2010
11627	07/15/2010	John Martin Matz	23.18	Cleared	07/31/2010
11628	07/15/2010	Lenamae Bakken	400.00	Cleared	07/31/2010
11629	07/15/2010	Marci Olson	25.00	Cleared	07/31/2010

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11630	07/15/2010	Mark Wright	2000.00	Cleared	07/31/2010
11631	07/15/2010	Michelle L Hotomanie	350.00	Cleared	07/31/2010
11632	07/15/2010	Rod Olson	25.00	Cleared	07/31/2010
11633	07/15/2010	Shana Marie StPierre	95.00	Cleared	07/31/2010
11634	07/15/2010	Vernon Ray Mashek	100.00	Cleared	07/31/2010
11635	07/15/2010	Wasna Brockway	85.83	Outstanding	
11636	07/15/2010	Yellowstone Valley Animal Shelter	50.00	Cleared	07/31/2010
11637	07/16/2010	Mary Degele Taniguchi	200.00	Cleared	07/31/2010
11638	07/23/2010	CASH KING PAWN	50.00	Cleared	07/31/2010
11639	07/23/2010	Parks And Recreation	50.00	Cleared	07/31/2010
11640	07/23/2010	Southern Empire Emporium	5.70	Cleared	07/31/2010
11641	07/23/2010	Alexis Rose Hurst-Hanlin	20.00	Cleared	08/31/2010
11642	07/23/2010	Annie McRae	100.00	Cleared	08/31/2010
11643	07/23/2010	Blue Cross/Blue Shield of New Mexico	50.00	Cleared	08/31/2010
11644	07/23/2010	Christopher Angelo Booty	83.38	Cleared	08/31/2010
11645	07/23/2010	Crime Victim Compensation Program	25.00	Cleared	08/31/2010
11646	07/23/2010	Crime Victim Compensation Program	100.00	Cleared	08/31/2010
11647	07/23/2010	Cynthia Letender Dimich	50.00	Cleared	08/31/2010
11648	07/23/2010	DALE ABELL	12.50	Cleared	08/31/2010
11649	07/23/2010	First National Pawn	50.00	Cleared	08/31/2010
11650	07/23/2010	Jennifer Avants	50.00	Cleared	08/31/2010
11651	07/23/2010	Johnny David Evans li	155.00	Cleared	07/31/2010
11652	07/23/2010	Kohls	25.00	Cleared	08/31/2010
11653	07/23/2010	Larry Caffey	25.00	Cleared	08/31/2010
11654	07/23/2010	Mary Hilario	100.00	Cleared	07/31/2010
11655	07/23/2010	Monte Killsnight	50.00	Cleared	08/31/2010
11656	07/23/2010	Paul Thomas Hudak	17.50	Cleared	08/31/2010
11657	07/23/2010	Peter J Kleinsasser	5.00	Outstanding	
11658	07/23/2010	Raymond Benjamin Mann	25.00	Outstanding	
11659	07/23/2010	Raymond Leo Boelens	50.00	Cleared	08/31/2010
11660	07/23/2010	Rebecca Butcher	25.00	Cleared	07/31/2010
11661	07/23/2010	Robbin Pollack	139.46	Cleared	07/31/2010
11662	07/23/2010	Ronetta Clincher	50.00	Cleared	08/31/2010
11663	07/23/2010	Samuel M Moos	1000.00	Cleared	07/31/2010
11664	07/23/2010	Shauna Gay Kerr	75.00	Cleared	08/31/2010
11665	07/23/2010	Steven D. Hrubes	15.00	Cleared	08/31/2010

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11666	07/23/2010	Steven Ryan Dorland	50.00	Cleared	07/31/2010
11667	07/23/2010	Tiffany Beckedahl	100.00	Cleared	08/31/2010
11668	07/23/2010	Tyrone Martinez	50.00	Cleared	07/31/2010
11669	07/23/2010	Wal-Mart (heights)	25.00	Cleared	09/30/2010
11670	08/02/2010	CASH KING PAWN	50.00	Cleared	08/31/2010
11671	08/02/2010	Macon Supply	91.00	Cleared	08/31/2010
11672	08/02/2010	Quizno's	30.00	Cleared	08/31/2010
11673	08/02/2010	Shopko	57.99	Cleared	08/31/2010
11674	08/02/2010	Billings Parks, Recreation and Land	12.50	Cleared	08/31/2010
11675	08/02/2010	Billings Police	25.00	Cleared	08/31/2010
11676	08/02/2010	Codi Jo Pedersen	21.06	Outstanding	
11677	08/02/2010	Crime Victim Compensation Program	326.65	Cleared	08/31/2010
11678	08/02/2010	Dale Sekora	450.00	Cleared	08/31/2010
11679	08/02/2010	Darrel Mack	350.00	Cleared	08/31/2010
11680	08/02/2010	David Bentz	345.00	Cleared	08/31/2010
11681	08/02/2010	Dennis Vap	122.00	Cleared	08/31/2010
11682	08/02/2010	Elaine Kaufman	500.00	Cleared	08/31/2010
11683	08/02/2010	Elizabeth Nadeau	50.00	Cleared	08/31/2010
11684	08/02/2010	Heather Watts	50.00	Cleared	08/31/2010
11685	08/02/2010	Iris Hehn	690.00	Cleared	08/31/2010
11686	08/02/2010	Jana Cruz	50.00	Cleared	10/31/2010
11687	08/02/2010	Jason C Sheehan	9.82	Cleared	08/31/2010
11688	08/02/2010	Jennifer Penning Schure	40.00	Outstanding	
11689	08/02/2010	John Davis	100.00	Cleared	08/31/2010
11690	08/02/2010	Jon Allen Matejovsky	100.00	Cleared	09/30/2010
11691	08/02/2010	Kimberly Olsen	500.00	Cleared	08/31/2010
11692	08/02/2010	Mark Theil	150.00	Cleared	08/31/2010
11693	08/02/2010	Michael Andrew Kannegiesser	150.00	Cleared	08/31/2010
11694	08/02/2010	Natasha Freeman-batt	25.00	Cleared	08/31/2010
11695	08/02/2010	Nicholas Gerald Pedersen	28.94	Outstanding	
11696	08/02/2010	Patsy Lackey	110.00	Cleared	08/31/2010
11697	08/02/2010	Paul Andrew Gardner	2000.00	Cleared	08/31/2010
11698	08/02/2010	Reece Leavesseur	50.00	Cleared	08/31/2010
11699	08/02/2010	Ryan Anderson	350.00	Cleared	08/31/2010
11700	08/02/2010	Ryan Berns	350.00	Cleared	09/30/2010
11701	08/02/2010	S & P Brake And Clutch Supply	10.62	Cleared	08/31/2010

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11702	08/02/2010	Scott Johnson	250.00	Cleared	10/31/2010
11703	08/02/2010	Westley Fuchs	200.00	Cleared	08/31/2010
11704	08/02/2010	City Treasurer	117734.12	Cleared	08/31/2010
11705	08/02/2010	Municipal Services Bureau	6860.16	Cleared	08/31/2010
11706	08/02/2010	Yellowstone County Treasurer	7416.99	Cleared	08/31/2010
11707	08/06/2010	Parks And Recreation	50.00	Cleared	08/31/2010
11708	08/06/2010	Alyssa Kay Hennager	50.00	Outstanding	
11709	08/06/2010	Chad Daniel Bjerken	325.41	Cleared	08/31/2010
11710	08/06/2010	Crime Victim Compensation Program	25.00	Cleared	08/31/2010
11711	08/06/2010	Crime Victim Compensation Program	25.47	Cleared	08/31/2010
11712	08/06/2010	Crime Victim Compensation Program	50.00	Cleared	08/31/2010
11713	08/06/2010	Curtis Gibbs	50.00	Cleared	08/31/2010
11714	08/06/2010	Denise Haeker	350.00	Cleared	08/31/2010
11715	08/06/2010	Earl L Lorash	50.00	Cleared	08/31/2010
11716	08/06/2010	Greg Ivey	100.00	Cleared	09/30/2010
11717	08/06/2010	James Ordorff	50.00	Cleared	08/31/2010
11718	08/06/2010	John Rigney	150.00	Cleared	08/31/2010
11719	08/06/2010	Karl Dorr	98.31	Cleared	08/31/2010
11720	08/06/2010	Mary Degele Taniguchi	50.00	Cleared	08/31/2010
11721	08/06/2010	Nancy Ruby	45.00	Cleared	08/31/2010
11722	08/06/2010	Nicholas Jessie Schaubel	50.00	Cleared	08/31/2010
11723	08/06/2010	Patricia Peterson	35.00	Cleared	08/31/2010
11724	08/06/2010	Paul Anderson	50.00	Cleared	08/31/2010
11725	08/06/2010	Paul Thomas Hudak	17.50	Cleared	08/31/2010
11726	08/06/2010	Penny R Levy	50.00	Cleared	08/31/2010
11727	08/06/2010	Portia Viall Hoverson	24.53	Cleared	09/30/2010
11728	08/06/2010	Robert Allen Young	95.00	Cleared	08/31/2010
11729	08/06/2010	Robert Guckeen	3000.00	Cleared	08/31/2010
11730	08/06/2010	Sharon Metler	500.00	Cleared	08/31/2010
11731	08/06/2010	Tasha Marie Pate	22.00	Cleared	08/31/2010
11732	08/06/2010	The Dillards	68.00	Cleared	08/31/2010
11733	08/06/2010	Vernon Ray Mashek	50.00	Cleared	08/31/2010
11734	08/06/2010	Wendí Noelle Largent	200.00	Cleared	08/31/2010
11735	08/13/2010	Billings Police Dept	25.00	Cleared	08/31/2010
11736	08/13/2010	Sears	25.00	Cleared	08/31/2010
11737	08/13/2010	Alvin Braley	200.00	Cleared	08/31/2010

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11738	08/13/2010	Ben Belcourt	15.00	Cleared	08/31/2010
11739	08/13/2010	Billings Police	25.00	Cleared	08/31/2010
11740	08/13/2010	Crime Victim Compensation Program	40.00	Cleared	08/31/2010
11741	08/13/2010	Crime Victim Compensation Program	50.00	Cleared	08/31/2010
11742	08/13/2010	Cynthia Brakke	20.00	Outstanding	
11743	08/13/2010	Cynthia Letender Dimich	50.00	Cleared	08/31/2010
11744	08/13/2010	David Allen Long	132.14	Cleared	08/31/2010
11745	08/13/2010	Dereck Charles Fisher	100.00	Cleared	09/30/2010
11746	08/13/2010	Frederick Lee Hewett	30.00	Cleared	08/31/2010
11747	08/13/2010	George Donald Parsons	50.00	Cleared	08/31/2010
11748	08/13/2010	Iris Makale Jones	25.00	Cleared	08/31/2010
11749	08/13/2010	James Campbell	25.00	Cleared	08/31/2010
11750	08/13/2010	Jason C Sheehan	9.69	Cleared	08/31/2010
11751	08/13/2010	Jeremy Robert Lala	50.00	Cleared	09/30/2010
11752	08/13/2010	Katie Danette Dixon	50.00	Cleared	08/31/2010
11753	08/13/2010	Lisa Kim Pierce	15.00	Cleared	08/31/2010
11754	08/13/2010	Marci Olson	25.00	Cleared	08/31/2010
11755	08/13/2010	Marissa Kaye Amen	15.00	Cleared	09/30/2010
11756	08/13/2010	Mark F Vargas	310.00	Cleared	08/31/2010
11757	08/13/2010	Metaxia Elsa Hiotis	100.00	Outstanding	
11758	08/13/2010	Narnae Hedin	50.00	Cleared	08/31/2010
11759	08/13/2010	Patrick Diekemper	45.00	Cleared	08/31/2010
11760	08/13/2010	Patsy Lackey	365.00	Cleared	08/31/2010
11761	08/13/2010	Rocky Village	55.00	Cleared	08/31/2010
11762	08/13/2010	Rod Olson	25.00	Cleared	08/31/2010
11763	08/13/2010	S & P Brake And Clutch Supply	86.26	Cleared	08/31/2010
11764	08/13/2010	Samuel Meadors	350.00	Cleared	08/31/2010
11765	08/13/2010	Scott Kimball	110.00	Cleared	08/31/2010
11766	08/13/2010	Sharon Snider	500.00	Cleared	08/31/2010
11767	08/13/2010	Stacie M Warehime	50.00	Cleared	08/31/2010
11768	08/13/2010	Susan Flores	95.00	Cleared	08/31/2010
11769	08/23/2010	Billings Police Dept	30.00	Cleared	09/30/2010
11770	08/23/2010	Crystal Lounge	200.00	Cleared	09/30/2010
11771	08/23/2010	First National Pawn	42.00	Cleared	08/31/2010
11772	08/23/2010	Kohls	50.00	Cleared	09/30/2010
11773	08/23/2010	Sears	40.00	Cleared	08/31/2010

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11774	08/23/2010	Shopco	50.00	Cleared	09/30/2010
11775	08/23/2010	Walmart	50.00	Cleared	09/30/2010
11776	08/23/2010	Billings Parks, Recreation and Land	12.50	Cleared	09/30/2010
11777	08/23/2010	Christopher Fox	100.00	Cleared	08/31/2010
11778	08/23/2010	Connie Goodbear	50.00	Cleared	08/31/2010
11779	08/23/2010	Coral Stief Creek	26.81	Cleared	09/30/2010
11780	08/23/2010	Crime Victim Compensation Program	25.00	Cleared	08/31/2010
11781	08/23/2010	Crime Victim Compensation Program	25.00	Cleared	08/31/2010
11782	08/23/2010	Crime Victim Compensation Program	5800.00	Cleared	08/31/2010
11783	08/23/2010	Dan Rogers	1600.00	Cleared	08/31/2010
11784	08/23/2010	Danielle Turtainen	25.00	Cleared	08/31/2010
11785	08/23/2010	Dave Kelsey	50.00	Cleared	09/30/2010
11786	08/23/2010	Douglas Cole	350.00	Cleared	08/31/2010
11787	08/23/2010	Earl L Lorash	50.00	Cleared	08/31/2010
11788	08/23/2010	James A Korth	595.00	Cleared	09/30/2010
11789	08/23/2010	Jana Cruz	50.00	Cleared	10/31/2010
11790	08/23/2010	Jeffrey Altenburg	50.00	Cleared	09/30/2010
11791	08/23/2010	Jeremiah Thompson	350.00	Cleared	08/31/2010
11792	08/23/2010	Jeremiah West	70.00	Outstanding	
11793	08/23/2010	John Martin Matz	23.19	Outstanding	
11794	08/23/2010	Kohls	25.00	Cleared	09/30/2010
11795	08/23/2010	Kristi Schendel	10.74	Cleared	09/30/2010
11796	08/23/2010	Laurie Guccione	390.00	Cleared	09/30/2010
11797	08/23/2010	Leo Pinnick	150.00	Cleared	08/31/2010
11798	08/23/2010	Mark Simmons	100.00	Cleared	10/31/2010
11799	08/23/2010	Marlene Gatica	395.00	Cleared	08/31/2010
11800	08/23/2010	Northside Pawn	10.00	Cleared	08/31/2010
11801	08/23/2010	Pamela Arpin	150.00	Cleared	08/31/2010
11802	08/23/2010	Patrick Wilbur Jansen	20.00	Cleared	08/31/2010
11803	08/23/2010	Ronetta Clincher	50.00	Cleared	09/30/2010
11804	08/23/2010	Susan VanLuchene	350.00	Cleared	09/30/2010
11805	08/23/2010	Tamra Bassett	500.00	Cleared	08/31/2010
11806	08/23/2010	Tana Romero	445.00	Cleared	08/31/2010
11807	08/23/2010	Wendy Eubank	25.00	Outstanding	
11808	08/23/2010	Yellowstone Valley Animal Shelter	25.00	Cleared	09/30/2010
11809	08/23/2010	Zip Trip	41.50	Cleared	09/30/2010

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11810	08/27/2010	Ashley Lamere	785.00	Cleared	09/30/2010
11811	08/27/2010	Burdett Lowell Smith	625.00	Cleared	09/30/2010
11812	08/27/2010	Crime Victim Compensation Program	100.00	Cleared	09/30/2010
11813	08/27/2010	Darren C Redboy	325.00	Cleared	09/30/2010
11814	08/27/2010	Dennis Vap	150.00	Cleared	09/30/2010
11815	08/27/2010	Jason Paul Gonzales	705.00	Cleared	09/30/2010
11816	08/27/2010	Jennifer Amundson	350.00	Cleared	09/30/2010
11817	08/27/2010	Jennifer Avants	60.00	Cleared	09/30/2010
11818	08/27/2010	Jimmy Lee Smith	250.00	Cleared	09/30/2010
11819	08/27/2010	Kelli Oneil	350.00	Cleared	09/30/2010
11820	08/27/2010	Larry Caffey	25.00	Cleared	10/31/2010
11821	08/27/2010	MSU Billings	150.00	Cleared	09/30/2010
11822	08/27/2010	Matthew Landus Blake	100.00	Cleared	09/30/2010
11823	08/27/2010	Natasha Freeman-batt	25.00	Cleared	09/30/2010
11824	08/27/2010	Ona Luhman	1500.00	Cleared	09/30/2010
11825	08/27/2010	Pamela Tucker	715.00	Cleared	08/31/2010
11826	08/27/2010	Rochelle Loveland	195.00	Cleared	09/30/2010
11827	08/27/2010	Suane Ruth Alhadid	5.00	Cleared	09/30/2010
11828	08/27/2010	Town Pump	24.99	Cleared	09/30/2010
11829	09/03/2010	Cor Enterprises	25.00	Cleared	09/30/2010
11830	09/03/2010	Alma Bresnahan	250.00	Cleared	09/30/2010
11831	09/03/2010	Alternatives	50.00	Cleared	09/30/2010
11832	09/03/2010	Amber Tew	100.00	Cleared	09/30/2010
11833	09/03/2010	Carl Shammel	50.00	Cleared	10/31/2010
11834	09/03/2010	Donald Lee	480.00	Cleared	09/30/2010
11835	09/03/2010	Ernie Brimer	1000.00	Cleared	09/30/2010
11836	09/03/2010	Ernie Carner	145.00	Cleared	09/30/2010
11837	09/03/2010	First National Pawn	20.00	Cleared	09/30/2010
11838	09/03/2010	Janice N Jessen	1000.00	Cleared	09/30/2010
11839	09/03/2010	Jenna Keller	650.00	Cleared	09/30/2010
11840	09/03/2010	Joe Rookhuizen	500.00	Cleared	09/30/2010
11841	09/03/2010	John Davis	100.00	Cleared	09/30/2010
11842	09/03/2010	Jolene Myers	12.50	Cleared	09/30/2010
11843	09/03/2010	Jon Allen Matejovsky	100.00	Cleared	09/30/2010
11844	09/03/2010	Katherine Elizabeth Britton	500.00	Cleared	09/30/2010
11845	09/03/2010	Kathryn J Hughs	55.00	Cleared	09/30/2010

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11846	09/03/2010	Kristopher Michael Klein	5.00	Outstanding	
11847	09/03/2010	Leon Lee Clause	1050.00	Cleared	09/30/2010
11848	09/03/2010	Mark Theil	150.00	Cleared	09/30/2010
11849	09/03/2010	Nancy Ruby	100.00	Cleared	09/30/2010
11850	09/03/2010	Nancy Widner	276.00	Cleared	09/30/2010
11851	09/03/2010	Natalie Kay Carson	350.00	Cleared	09/30/2010
11852	09/03/2010	Pat Morrell	2055.00	Cleared	09/30/2010
11853	09/03/2010	Patricia Peterson	35.00	Cleared	09/30/2010
11854	09/03/2010	Rachel Cora Sullivan	40.00	Cleared	10/31/2010
11855	09/03/2010	Russell James Harlson	100.00	Cleared	09/30/2010
11856	09/03/2010	Ryan D Ayers	20.00	Cleared	09/30/2010
11857	09/03/2010	Steven Ryan Dorland	25.00	Cleared	09/30/2010
11858	09/03/2010	Wendi Noelle Largent	100.00	Cleared	10/31/2010
11859	09/03/2010	Westley Fuchs	200.00	Cleared	09/30/2010
11860	09/03/2010	City Treasurer	114369.56	Cleared	09/30/2010
11861	09/03/2010	Municipal Services Bureau	1183.53	Cleared	09/30/2010
11862	09/03/2010	Yellowstone County Treasurer	8259.00	Cleared	09/30/2010
11863	09/10/2010	Club Casino	643.98	Cleared	09/30/2010
11864	09/10/2010	Lucky Lil's	41.02	Cleared	09/30/2010
11865	09/10/2010	Walmart	37.50	Cleared	10/31/2010
11866	09/10/2010	1st National Pawn	25.00	Cleared	09/30/2010
11867	09/10/2010	Anna Paige	21.98	Cleared	09/30/2010
11868	09/10/2010	Billings Police	25.00	Cleared	09/30/2010
11869	09/10/2010	Bobbi Rae Zavala	100.00	Cleared	09/30/2010
11870	09/10/2010	Brandon James Macdonald	50.00	Cleared	09/30/2010
11871	09/10/2010	Christine Neal Desper	50.00	Cleared	10/31/2010
11872	09/10/2010	City of Billings Animal Shelter	45.79	Cleared	09/30/2010
11873	09/10/2010	Codi Jo Pedersen	50.00	Outstanding	
11874	09/10/2010	Crime Victim Compensation	23.96	Cleared	09/30/2010
11875	09/10/2010	Crime Victim Compensation Program	46.00	Cleared	09/30/2010
11876	09/10/2010	Crime Victim Compensation Program	50.00	Cleared	09/30/2010
11877	09/10/2010	First National Pawn	6.04	Cleared	09/30/2010
11878	09/10/2010	First National Pawn	35.00	Cleared	09/30/2010
11879	09/10/2010	Heather Watts	25.00	Cleared	09/30/2010
11880	09/10/2010	James Ordorff	55.00	Cleared	09/30/2010
11881	09/10/2010	Joanne Rock Above	50.00	Cleared	09/30/2010

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11882	09/10/2010	John Rigney	150.00	Cleared	09/30/2010
11883	09/10/2010	Levi Lee Heckel	2500.00	Cleared	09/30/2010
11884	09/10/2010	Mary Degele Taniguchi	50.00	Cleared	09/30/2010
11885	09/10/2010	Narnae Hedin	50.00	Cleared	10/31/2010
11886	09/10/2010	Nicholas Jessie Schaubel	25.00	Cleared	09/30/2010
11887	09/10/2010	Patricia Langhausen	245.00	Cleared	09/30/2010
11888	09/10/2010	Ronald Lee Garritson	102.00	Cleared	09/30/2010
11889	09/10/2010	Saint Vincents Hospital	31.04	Cleared	09/30/2010
11890	09/10/2010	Sarah Jenay Boyer	20.00	Cleared	10/31/2010
11891	09/10/2010	Shauna Gay Kerr	24.21	Cleared	09/30/2010
11892	09/10/2010	Stacy McIntyre	350.00	Cleared	09/30/2010
11893	09/10/2010	Steven Ryan Dorland	25.00	Cleared	09/30/2010
11894	09/10/2010	Vernon Ray Mashek	50.00	Cleared	09/30/2010
11895	09/10/2010	Victor Cantrell	350.00	Cleared	09/30/2010
11896	09/10/2010	Shawn Solland	119.00	Voided	09/30/2010
11897	09/10/2010	Shawn Solland	119.00	Voided	09/30/2010
11898	09/10/2010	Shawn Solland	119.00	Voided	09/30/2010
11899	09/10/2010	Shawn Solland	119.00	Cleared	09/30/2010
11900	09/17/2010	First National Pawn	10.00	Cleared	09/30/2010
11901	09/17/2010	Kohls	25.00	Cleared	10/31/2010
11902	09/17/2010	Macon Supply	91.00	Cleared	09/30/2010
11903	09/17/2010	Moore Land Vet	50.00	Cleared	09/30/2010
11904	09/17/2010	Shopco	400.00	Cleared	10/31/2010
11905	09/17/2010	Angela Rose Shull	100.00	Cleared	10/31/2010
11906	09/17/2010	Candyce Brennan	15.00	Cleared	11/30/2010
11907	09/17/2010	Carol June June Plentychief	6.41	Cleared	10/31/2010
11908	09/17/2010	Catherine Jane Grott	100.00	Cleared	09/30/2010
11909	09/17/2010	Cindy Mae Buckner	50.00	Cleared	09/30/2010
11910	09/17/2010	Colleen Shaler	445.00	Cleared	09/30/2010
11911	09/17/2010	Coral Stief Creek	26.80	Cleared	10/31/2010
11912	09/17/2010	Crime Victim Compensation Program	25.00	Cleared	10/31/2010
11913	09/17/2010	Crime Victim Compensation Program	100.00	Cleared	10/31/2010
11914	09/17/2010	Cynthia Letender Dimich	50.00	Cleared	09/30/2010
11915	09/17/2010	Danielle Turtainen	25.00	Cleared	09/30/2010
11916	09/17/2010	Dave Kelsey	25.00	Cleared	10/31/2010
11917	09/17/2010	Debra Barth	1415.00	Cleared	09/30/2010

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11918	09/17/2010	Douglas James Wilson	110.00	Cleared	09/30/2010
11919	09/17/2010	Esther Rowland Yellowrobe	750.00	Cleared	09/30/2010
11920	09/17/2010	Gary Cantrell	350.00	Cleared	09/30/2010
11921	09/17/2010	George Donald Parsons	50.00	Cleared	09/30/2010
11922	09/17/2010	Greg Ivey	50.00	Cleared	09/30/2010
11923	09/17/2010	John Martin Matz	23.20	Cleared	10/31/2010
11924	09/17/2010	Jon Allen Matejovsky	100.00	Cleared	09/30/2010
11925	09/17/2010	Kohls	25.00	Cleared	10/31/2010
11926	09/17/2010	Kristi Schendel	50.00	Cleared	09/30/2010
11927	09/17/2010	Leatrice Pickett	350.00	Cleared	09/30/2010
11928	09/17/2010	Lindi Lessard	15.00	Outstanding	
11929	09/17/2010	Louis Joliff	450.00	Cleared	09/30/2010
11930	09/17/2010	Marci Olson	23.00	Cleared	09/30/2010
11931	09/17/2010	Melissa Ann Jessup	10.00	Cleared	10/31/2010
11932	09/17/2010	Paul Thomas Hudak	17.50	Cleared	09/30/2010
11933	09/17/2010	Rebecca Butcher	51.32	Cleared	09/30/2010
11934	09/17/2010	Rocky Village	25.00	Cleared	09/30/2010
11935	09/17/2010	Rod Olson	25.00	Cleared	10/31/2010
11936	09/17/2010	Tom Doll	1000.00	Cleared	09/30/2010
11937	09/17/2010	Wade Morris Dyba	595.00	Cleared	09/30/2010
11938	09/27/2010	Parks And Recreation	50.00	Cleared	10/31/2010
11939	09/27/2010	Walmart	25.00	Cleared	10/31/2010
11940	09/27/2010	Walmart	80.00	Cleared	10/31/2010
11941	09/27/2010	1st National Pawn	25.00	Cleared	09/30/2010
11942	09/27/2010	Amber Tew	37.58	Cleared	10/31/2010
11943	09/27/2010	Best Buy	50.00	Cleared	10/31/2010
11944	09/27/2010	Billings Parks, Recreation and Land	12.50	Cleared	10/31/2010
11945	09/27/2010	Bryn Kojetin	95.00	Cleared	10/31/2010
11946	09/27/2010	Carissa Lynn Petrowitz	40.00	Cleared	10/31/2010
11947	09/27/2010	Christine Landrie	22.50	Cleared	10/31/2010
11948	09/27/2010	City Of Billings, c/o JoLynn Yerger	67.03	Cleared	09/30/2010
11949	09/27/2010	Clarent Simson Stewart	50.00	Cleared	10/31/2010
11950	09/27/2010	Crime Victim Compensation Program	25.00	Cleared	10/31/2010
11951	09/27/2010	Crime Victim Compensation Program	100.00	Cleared	10/31/2010
11952	09/27/2010	Cynthia Letender Dimich	100.00	Cleared	10/31/2010
11953	09/27/2010	Darrel Eugene Locken	550.00	Cleared	09/30/2010

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11954	09/27/2010	Dawn Davis	175.00	Cleared	10/31/2010
11955	09/27/2010	Debbie Dinius	10.00	Cleared	10/31/2010
11956	09/27/2010	Dennis Vap	150.00	Cleared	10/31/2010
11957	09/27/2010	Earl L Lorash	50.00	Cleared	09/30/2010
11958	09/27/2010	Edward William Schulz	100.00	Cleared	10/31/2010
11959	09/27/2010	Francis B Boyer	50.00	Cleared	10/31/2010
11960	09/27/2010	Frank Murello	250.00	Cleared	10/31/2010
11961	09/27/2010	Frank Murello	750.00	Cleared	10/31/2010
11962	09/27/2010	Gary Lee Maas	7.99	Cleared	10/31/2010
11963	09/27/2010	Gregory Paul Vanatta	555.00	Cleared	10/31/2010
11964	09/27/2010	Iris Makale Jones	25.00	Cleared	11/30/2010
11965	09/27/2010	James Campbell	25.00	Cleared	09/30/2010
11966	09/27/2010	Jennifer Avants	50.00	Cleared	10/31/2010
11967	09/27/2010	Jessica Louise Taylor	50.00	Cleared	10/31/2010
11968	09/27/2010	John Davis	25.00	Cleared	11/30/2010
11969	09/27/2010	Karen Vanhaele	1100.00	Cleared	09/30/2010
11970	09/27/2010	Katie Vogel	50.00	Cleared	09/30/2010
11971	09/27/2010	Kayla Americanhorse	50.00	Cleared	10/31/2010
11972	09/27/2010	Lacey Herbst	50.00	Cleared	10/31/2010
11973	09/27/2010	Larry Caffey	25.00	Cleared	10/31/2010
11974	09/27/2010	Mark Theil	100.00	Cleared	09/30/2010
11975	09/27/2010	Marlin Husley	100.00	Cleared	10/31/2010
11976	09/27/2010	Narnae Hedin	50.00	Cleared	10/31/2010
11977	09/27/2010	Natasha Freeman-batt	12.50	Cleared	10/31/2010
11978	09/27/2010	Patrick Diekemper	50.00	Cleared	10/31/2010
11979	09/27/2010	Paul Norman Bollman	195.00	Cleared	10/31/2010
11980	09/27/2010	Rebecca Criswell	50.00	Cleared	10/31/2010
11981	09/27/2010	Ronetta Clincher	50.00	Cleared	10/31/2010
11982	09/27/2010	Steven Ryan Dorland	25.00	Cleared	10/31/2010
11983	09/27/2010	Terra Sturgill	12.42	Cleared	10/31/2010
11984	09/27/2010	The Reverend Gary Waddingham	465.00	Cleared	09/30/2010
11985	09/27/2010	Thomas F Dell	350.00	Cleared	10/31/2010
11986	09/27/2010	Victor Johnson	135.00	Cleared	10/31/2010
11987	09/27/2010	Wal-Mart (heights)	11.42	Cleared	10/31/2010
11988	10/01/2010	Carla Elaine Huff	15.00	Cleared	10/31/2010
11989	10/01/2010	City Treasurer	105613.91	Cleared	10/31/2010

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11990	10/01/2010	Corbin Dean Herden	15.00	Cleared	10/31/2010
11991	10/01/2010	Darcy Tobin	20.00	Cleared	10/31/2010
11992	10/01/2010	Donna Fincher	1095.00	Cleared	10/31/2010
11993	10/01/2010	Gerald Alfred Helget	20.00	Cleared	10/31/2010
11994	10/01/2010	Hope Wilson	350.00	Cleared	10/31/2010
11995	10/01/2010	James Estel Davis	15.00	Cleared	10/31/2010
11996	10/01/2010	Jason Earl Mccullum	105.00	Cleared	10/31/2010
11997	10/01/2010	Jesse J Johnson	350.00	Cleared	10/31/2010
11998	10/01/2010	Kayle Paterson	350.00	Cleared	10/31/2010
11999	10/01/2010	Laurie Guccione	600.00	Cleared	10/31/2010
12000	10/01/2010	Leslie McCormick	305.00	Cleared	10/31/2010
12001	10/01/2010	Leslie McCormick	345.00	Cleared	10/31/2010
12002	10/01/2010	Linda Ann Long	15.00	Cleared	10/31/2010
12003	10/01/2010	Louise Guadalupe Alva-Hernandez	205.00	Cleared	10/31/2010
12004	10/01/2010	Michael David Principe	10.00	Outstanding	
12005	10/01/2010	Municipal Services Bureau	5913.41	Cleared	10/31/2010
12006	10/01/2010	Rebecca Warren	350.00	Cleared	10/31/2010
12007	10/01/2010	Robert L. Whitehead	15.00	Cleared	10/31/2010
12008	10/01/2010	Sharon Lane Uhrich	500.00	Cleared	10/31/2010
12009	10/01/2010	Skylar Harbaugh	350.00	Cleared	10/31/2010
12010	10/01/2010	Suann Havener	500.00	Cleared	10/31/2010
12011	10/01/2010	Todd D Larson	15.00	Cleared	10/31/2010
12012	10/01/2010	Wynn Phippen	1000.00	Cleared	10/31/2010
12013	10/01/2010	Yellowstone County Treasurer	8338.25	Cleared	10/31/2010
12014	10/01/2010	Richard Lawrence Packard	50.12	Voided	10/31/2010
12015	10/08/2010	Cor Enterprises	25.00	Cleared	10/31/2010
12016	10/08/2010	First National Pawn	50.00	Cleared	10/31/2010
12017	10/08/2010	JC PENNYS	100.08	Cleared	10/31/2010
12018	10/08/2010	Walmart	15.00	Cleared	10/31/2010
12019	10/08/2010	Alternatives	25.00	Cleared	10/31/2010
12020	10/08/2010	Alvin Braley	50.00	Cleared	10/31/2010
12021	10/08/2010	Benjaman Paul Johnson	25.00	Outstanding	
12022	10/08/2010	Bill Grable	95.00	Outstanding	
12023	10/08/2010	Bobbie Hamey	970.00	Cleared	10/31/2010
12024	10/08/2010	Cheryl Meadows	252.50	Cleared	10/31/2010
12025	10/08/2010	Christopher Dykes	340.00	Cleared	10/31/2010

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12026	10/08/2010	Cindy Mae Buckner	50.00	Cleared	10/31/2010
12027	10/08/2010	Claire Gardner	1000.00	Outstanding	
12028	10/08/2010	Codi Jo Pedersen	20.83	Outstanding	
12029	10/08/2010	Connie Goodbear	50.00	Cleared	10/31/2010
12030	10/08/2010	Crime Victim Compensation Program	25.47	Cleared	10/31/2010
12031	10/08/2010	Crime Victim Compensation Program	62.50	Cleared	10/31/2010
12032	10/08/2010	Crime Victim Compensation Program	77.50	Cleared	10/31/2010
12033	10/08/2010	Crime Victim Compensation Program	83.00	Cleared	10/31/2010
12034	10/08/2010	Crime Victim Compensation Program	100.00	Cleared	10/31/2010
12035	10/08/2010	Cynthia Letender Dimich	50.00	Cleared	10/31/2010
12036	10/08/2010	Daniel Thomas Hidalgo	120.00	Cleared	11/30/2010
12037	10/08/2010	Elizabeth Nadeau	50.00	Cleared	10/31/2010
12038	10/08/2010	George Donald Parsons	50.00	Cleared	10/31/2010
12039	10/08/2010	Heather Watts	25.00	Cleared	10/31/2010
12040	10/08/2010	Jana Cruz	50.00	Cleared	10/31/2010
12041	10/08/2010	Kaye Butts	640.00	Cleared	10/31/2010
12042	10/08/2010	Kohls Department Stores	25.00	Cleared	10/31/2010
12043	10/08/2010	Kristi Schendel	100.00	Cleared	10/31/2010
12044	10/08/2010	MSUB Housing And Residential Life	25.00	Cleared	10/31/2010
12045	10/08/2010	Mary Degele Taniguchi	50.00	Cleared	10/31/2010
12046	10/08/2010	Michelle Kay Grenier	50.00	Cleared	10/31/2010
12047	10/08/2010	Nicholas Gerald Pedersen	29.17	Outstanding	
12048	10/08/2010	Nicholas Jessie Schaubel	25.00	Outstanding	
12049	10/08/2010	Pamela Arpin	100.00	Cleared	10/31/2010
12050	10/08/2010	Patrick Diekemper	447.00	Cleared	10/31/2010
12051	10/08/2010	Paul Ryan Stanton	350.00	Cleared	10/31/2010
12052	10/08/2010	Paul Thomas Hudak	35.00	Cleared	11/30/2010
12053	10/08/2010	Portia Viall Hoverson	24.53	Cleared	10/31/2010
12054	10/08/2010	Rebecca Christine Craighill	50.00	Cleared	10/31/2010
12055	10/08/2010	Richard D Meza	1000.00	Cleared	10/31/2010
12056	10/08/2010	Richard James Brown	62.50	Cleared	10/31/2010
12057	10/08/2010	Richard John Propp	268.00	Cleared	10/31/2010
12058	10/08/2010	Richard Lawrence Packard	50.12	Outstanding	
12059	10/08/2010	Scott Johnson	550.00	Cleared	10/31/2010
12060	10/08/2010	Sean Michael Fucci	450.00	Cleared	10/31/2010
12061	10/08/2010	Sherri Foster	25.00	Cleared	10/31/2010

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12062	10/08/2010	Sherri Payne	500.00	Cleared	10/31/2010
12063	10/08/2010	Southside Iga	25.00	Cleared	10/31/2010
12064	10/08/2010	Wendy Eubank	25.00	Outstanding	10/31/2010
12065	10/08/2010	Westley Fuchs	200.00	Cleared	10/31/2010
12066	10/08/2010	Yellowstone Valley Animal Shelter	25.00	Cleared	11/30/2010
12067	10/15/2010	Parks And Recreation	50.00	Cleared	10/31/2010
12068	10/15/2010	Albertson's	79.90	Cleared	10/31/2010
12069	10/15/2010	Best Buy	100.00	Cleared	10/31/2010
12070	10/15/2010	Coral Stief Creek	26.81	Cleared	11/30/2010
12071	10/15/2010	Courtney Elizabeth Soper	50.00	Cleared	11/30/2010
12072	10/15/2010	Crime Victim Compensation Program	25.00	Cleared	11/30/2010
12073	10/15/2010	Crime Victim Compensation Program	25.00	Cleared	11/30/2010
12074	10/15/2010	Crime Victim Compensation Program	50.00	Cleared	11/30/2010
12075	10/15/2010	Harriet Hagen	263.52	Cleared	10/31/2010
12076	10/15/2010	Irene McNulty	195.00	Cleared	10/31/2010
12077	10/15/2010	Iris Makale Jones	25.00	Cleared	11/30/2010
12078	10/15/2010	Joanne Rock Above	50.00	Cleared	10/31/2010
12079	10/15/2010	John Martin Matz	23.19	Cleared	10/31/2010
12080	10/15/2010	Jon Allen Matejovsky	85.00	Cleared	10/31/2010
12081	10/15/2010	Kathy Segmiller	195.00	Cleared	10/31/2010
12082	10/15/2010	Lacey Herbst	50.00	Cleared	10/31/2010
12083	10/15/2010	Matthew L Doddy	400.00	Cleared	10/31/2010
12084	10/15/2010	Rocky Village	25.00	Cleared	11/30/2010
12085	10/15/2010	Rod Olson	25.00	Outstanding	
12086	10/15/2010	Roeshon Miles	350.00	Outstanding	
12087	10/15/2010	Rudy James Hauck	150.00	Cleared	10/31/2010
12088	10/15/2010	Steven Ryan Dorland	25.00	Cleared	11/30/2010
12089	10/15/2010	Tyler J Door	195.00	Cleared	10/31/2010
12090	10/15/2010	Yellowstone Valley Animal Shelter	25.00	Cleared	11/30/2010
12091	10/22/2010	Target	38.75	Cleared	12/31/2010
12092	10/22/2010	Walmart	14.20	Cleared	11/30/2010
12093	10/22/2010	Walmart	25.00	Cleared	11/30/2010
12094	10/22/2010	1st National Pawn	30.95	Cleared	10/31/2010
12095	10/22/2010	Amelia Birdchief	100.00	Cleared	10/31/2010
12096	10/22/2010	Billings Parks, Recreation and Land	20.00	Cleared	11/30/2010
12097	10/22/2010	Blue Cross/Blue Shield of New Mexico	150.00	Cleared	10/31/2010

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12098	10/22/2010	Candyce Brennan	15.00	Cleared	11/30/2010
12099	10/22/2010	Glena Lockman	295.00	Cleared	10/31/2010
12100	10/22/2010	Gloria Henry	100.00	Cleared	10/31/2010
12101	10/22/2010	Jane McBee	1000.00	Cleared	10/31/2010
12102	10/22/2010	Jason Lee Young	25.00	Cleared	10/31/2010
12103	10/22/2010	Jodi Waurio	100.00	Cleared	10/31/2010
12104	10/22/2010	John Rigney	200.00	Cleared	10/31/2010
12105	10/22/2010	Karrle Michelle Johnson	200.00	Cleared	10/31/2010
12106	10/22/2010	Kohl's Department Stores	25.00	Cleared	11/30/2010
12107	10/22/2010	Kristi Schendel	100.00	Cleared	11/30/2010
12108	10/22/2010	Mark Theil	150.00	Cleared	10/31/2010
12109	10/22/2010	Paula M Ryan	25.00	Outstanding	
12110	10/22/2010	Stacie M Warehime	50.00	Cleared	10/31/2010
12111	10/22/2010	Wayne S Fox-Krivonen	1100.00	Cleared	10/31/2010
12112	10/29/2010	CASH KING PAWN	12.50	Cleared	11/30/2010
12113	10/29/2010	Macon Supply	91.00	Cleared	11/30/2010
12114	10/29/2010	Amber Tew	37.58	Cleared	11/30/2010
12115	10/29/2010	Anne Repnak	300.00	Cleared	11/30/2010
12116	10/29/2010	Arvilla D Iron	150.00	Cleared	11/30/2010
12117	10/29/2010	Chetwin Dwayne Cole	200.00	Cleared	11/30/2010
12118	10/29/2010	Crime Victim Compensation Program	25.00	Cleared	11/30/2010
12119	10/29/2010	Crime Victim Compensation Program	25.47	Cleared	11/30/2010
12120	10/29/2010	Crime Victim Compensation Program	100.00	Cleared	11/30/2010
12121	10/29/2010	Dennis Vap	150.00	Cleared	11/30/2010
12122	10/29/2010	Earl Bergehahl	100.00	Cleared	11/30/2010
12123	10/29/2010	Ella Miller	1000.00	Cleared	11/30/2010
12124	10/29/2010	Faith Suzanne Downs	250.00	Cleared	11/30/2010
12125	10/29/2010	Gariel Rehard	545.00	Cleared	11/30/2010
12126	10/29/2010	Gariel Rehard	1000.00	Cleared	11/30/2010
12127	10/29/2010	Jana Cruz	80.00	Cleared	12/31/2010
12128	10/29/2010	Jennifer Avants	50.00	Cleared	11/30/2010
12129	10/29/2010	Jess Wilson	696.30	Cleared	11/30/2010
12130	10/29/2010	Johnny Daley	250.00	Cleared	11/30/2010
12131	10/29/2010	Judy Hilario	1000.00	Cleared	11/30/2010
12132	10/29/2010	Julie Siebert	350.00	Cleared	11/30/2010
12133	10/29/2010	Kyle Young	1000.00	Cleared	11/30/2010

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12134	10/29/2010	Larry Caffey	25.00	Cleared	12/31/2010
12135	10/29/2010	Lillian Badbear	445.00	Cleared	11/30/2010
12136	10/29/2010	Linda Sago	650.00	Cleared	11/30/2010
12137	10/29/2010	Marlin Dean Notafraid	1000.00	Cleared	11/30/2010
12138	10/29/2010	Michael Johnson	135.00	Cleared	11/30/2010
12139	10/29/2010	Narnae Hedin	50.00	Cleared	11/30/2010
12140	10/29/2010	Natasha Freeman-batt	25.00	Cleared	11/30/2010
12141	10/29/2010	Paula Comer	1000.00	Cleared	11/30/2010
12142	10/29/2010	Portia Viall Hoverson	24.53	Cleared	11/30/2010
12143	10/29/2010	Raymond Smith	100.00	Cleared	11/30/2010
12144	10/29/2010	Richard John Veis	50.00	Cleared	11/30/2010
12145	10/29/2010	Ronetta Clincher	46.07	Cleared	11/30/2010
12146	10/29/2010	Samuel J Daniel	350.00	Cleared	11/30/2010
12147	10/29/2010	Samuel J Daniel	350.00	Cleared	11/30/2010
12148	10/29/2010	Sean Michael Fucci	200.00	Cleared	11/30/2010
12149	10/29/2010	Sheila Marie Ross	750.00	Cleared	11/30/2010
12150	10/29/2010	Southside Iga	25.00	Cleared	11/30/2010
12151	10/29/2010	Steven Jay Schmaing	150.00	Cleared	11/30/2010
12152	10/29/2010	Terra Sturgill	12.42	Cleared	11/30/2010
12153	10/29/2010	Tina Osborne	300.00	Cleared	11/30/2010
12154	10/29/2010	Tina Osborne	690.00	Cleared	11/30/2010
12155	10/29/2010	Tyler Ross Tangedahl	30.00	Outstanding	
12156	11/01/2010	Cor Enterprises	50.00	Cleared	11/30/2010
12157	11/01/2010	Brian Curtis Wellknown	50.00	Cleared	11/30/2010
12158	11/01/2010	City Treasurer	108743.56	Cleared	11/30/2010
12159	11/01/2010	Connie Goodbear	50.00	Cleared	11/30/2010
12160	11/01/2010	Earl L Lorash	50.00	Cleared	11/30/2010
12161	11/01/2010	Municipal Services Bureau	4890.69	Cleared	11/30/2010
12162	11/01/2010	Ryan Lee Wiederspan	650.00	Cleared	12/31/2010
12163	11/01/2010	Troy Mcdowell	25.00	Cleared	12/31/2010
12164	11/01/2010	Vivian Young	130.00	Cleared	12/31/2010
12165	11/01/2010	Westley Fuchs	200.00	Cleared	11/30/2010
12166	11/01/2010	Yellowstone County Treasurer	7812.89	Cleared	11/30/2010
12167	11/05/2010	Angela Rose Shull	100.00	Cleared	12/31/2010
12168	11/05/2010	Billings Police	25.00	Cleared	11/30/2010
12169	11/05/2010	Classic Endeavors	140.00	Cleared	12/31/2010

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12170	11/05/2010	Connie Estella Lamere	160.00	Cleared	11/30/2010
12171	11/05/2010	Heather Watts	25.00	Cleared	11/30/2010
12172	11/05/2010	James Campbell	25.00	Cleared	11/30/2010
12173	11/05/2010	Kattie Anderson	25.00	Cleared	11/30/2010
12174	11/05/2010	MSUB Housing And Residential Life	25.00	Cleared	11/30/2010
12175	11/05/2010	Michelle Kay Grenier	50.00	Cleared	11/30/2010
12176	11/05/2010	Nancy Ruby	125.00	Cleared	11/30/2010
12177	11/05/2010	Patricia Peterson	35.00	Outstanding	
12178	11/05/2010	Richard John Propp	150.00	Cleared	11/30/2010
12179	11/05/2010	Shane Allen Fitch	496.77	Cleared	11/30/2010
12180	11/05/2010	Tyson Neal	350.00	Cleared	11/30/2010
12181	11/05/2010	Vernon Ray Mashek	50.00	Cleared	11/30/2010
12182	11/05/2010	Virgil Marvin Boelter	220.00	Voided	11/30/2010
12183	11/12/2010	Albertsons	50.00	Cleared	11/30/2010
12184	11/12/2010	City Cab	13.50	Cleared	11/30/2010
12185	11/12/2010	Moore Land Vet	25.00	Cleared	11/30/2010
12186	11/12/2010	Walmart	37.50	Cleared	11/30/2010
12187	11/12/2010	Alvin Braley	150.00	Cleared	11/30/2010
12188	11/12/2010	Ashley Lamere	350.00	Cleared	12/31/2010
12189	11/12/2010	Cindi Bigman	15.00	Cleared	11/30/2010
12190	11/12/2010	Cindy Mae Buckner	50.00	Cleared	11/30/2010
12191	11/12/2010	Codi Jo Pedersen	20.83	Outstanding	
12192	11/12/2010	Crime Victim Compensation	60.00	Cleared	11/30/2010
12193	11/12/2010	Crime Victim Compensation Program	50.00	Cleared	11/30/2010
12194	11/12/2010	Crime Victim Compensation Program	100.00	Cleared	11/30/2010
12195	11/12/2010	Cynthia Letender Dimich	100.00	Cleared	11/30/2010
12196	11/12/2010	Howard B Skidmore	350.00	Cleared	11/30/2010
12197	11/12/2010	Jaelyn Shannon	195.00	Cleared	11/30/2010
12198	11/12/2010	Joanne Rock Above	50.00	Cleared	11/30/2010
12199	11/12/2010	Jonathon Bullchief	25.00	Cleared	11/30/2010
12200	11/12/2010	Katherine Jabs	2000.00	Cleared	11/30/2010
12201	11/12/2010	Kohls Department Stores	50.00	Outstanding	
12202	11/12/2010	Leah Dawn Kalland	150.00	Cleared	11/30/2010
12203	11/12/2010	Mark Rumph	395.00	Cleared	11/30/2010
12204	11/12/2010	Nate Sekora	595.00	Cleared	11/30/2010
12205	11/12/2010	Nicholas Gerald Pedersen	29.17	Outstanding	

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Check Number	Date	Payee	Amount	Status	Cleared
12206	11/12/2010	Northside Pawn	25.00	Cleared	11/30/2010
12207	11/12/2010	Pedro Rodriquez	195.00	Cleared	11/30/2010
12208	11/12/2010	Saint Vincents Hospital	60.00	Cleared	11/30/2010
12209	11/12/2010	Sherry Lynne Thomas	350.00	Cleared	11/30/2010
12210	11/12/2010	Siegan Lastie Keys	5.00	Cleared	11/30/2010
12211	11/12/2010	Steven Ryan Dorland	25.00	Cleared	11/30/2010
12212	11/12/2010	Tabitha R Bowen	100.00	Cleared	11/30/2010
12213	11/12/2010	Thomas William Buehler	1000.00	Cleared	11/30/2010
12214	11/12/2010	Thomas William Buehler	1000.00	Cleared	11/30/2010
12215	11/12/2010	Tracy Belmarez	150.00	Cleared	11/30/2010
12216	11/12/2010	Walt Backer	890.00	Cleared	11/30/2010
12217	11/12/2010	Wendi Noelle Largent	200.00	Cleared	11/30/2010
12218	11/19/2010	Bookie Casino	25.00	Cleared	11/30/2010
12219	11/19/2010	CASH KING PAWN	2.50	Cleared	12/31/2010
12220	11/19/2010	Dennys	4.34	Cleared	12/31/2010
12221	11/19/2010	Target	19.38	Cleared	12/31/2010
12222	11/19/2010	Ashley Kirkpatrick	1140.00	Cleared	11/30/2010
12223	11/19/2010	Beverly Wallace	195.00	Cleared	11/30/2010
12224	11/19/2010	Billings Parks, Recreation and Land	25.00	Cleared	11/30/2010
12225	11/19/2010	Billings Police Department	38.75	Cleared	11/30/2010
12226	11/19/2010	Blue Cross Blue Shield	98.00	Cleared	11/30/2010
12227	11/19/2010	Christopher Detraavis Cleveland	50.00	Outstanding	
12228	11/19/2010	City of Billings Animal Shelter	32.71	Cleared	11/30/2010
12229	11/19/2010	Classic Endeavors	100.00	Cleared	12/31/2010
12230	11/19/2010	Coral Stief Creek	26.80	Cleared	12/31/2010
12231	11/19/2010	Crime Victim Comp Program	300.00	Cleared	12/31/2010
12232	11/19/2010	Crime Victim Compensation Program	25.00	Cleared	12/31/2010
12233	11/19/2010	Crime Victim Compensation Program	25.00	Cleared	12/31/2010
12234	11/19/2010	Crime Victim Compensation Program	25.00	Cleared	12/31/2010
12235	11/19/2010	Crime Victim Compensation Program	62.50	Cleared	12/31/2010
12236	11/19/2010	Crime Victim Compensation Program	100.00	Cleared	12/31/2010
12237	11/19/2010	Danielle Turtainen	25.00	Cleared	11/30/2010
12238	11/19/2010	Deborah West	620.00	Cleared	11/30/2010
12239	11/19/2010	Deborah West	720.00	Cleared	11/30/2010
12240	11/19/2010	Earl L Lorash	50.00	Cleared	11/30/2010
12241	11/19/2010	Eileen Perea	195.00	Cleared	12/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
12242	11/19/2010	First National Pawn	210.00	Cleared	11/30/2010
12243	11/19/2010	Harry D Calvin	600.00	Cleared	11/30/2010
12244	11/19/2010	Hooligans Sports Bar	595.00	Cleared	12/31/2010
12245	11/19/2010	Iris Makale Jones	50.00	Outstanding	
12246	11/19/2010	Jason C Sheehan	9.69	Cleared	11/30/2010
12247	11/19/2010	Jason Eric Taylor	90.00	Cleared	11/30/2010
12248	11/19/2010	Jason Goselin	1015.00	Cleared	11/30/2010
12249	11/19/2010	Jeffrey Anderson	195.00	Cleared	12/31/2010
12250	11/19/2010	John Davis	100.00	Cleared	11/30/2010
12251	11/19/2010	John Martin Matz	23.20	Cleared	12/31/2010
12252	11/19/2010	Jon Allen Matejovsky	100.00	Cleared	12/31/2010
12253	11/19/2010	Lacey Herbst	50.00	Cleared	11/30/2010
12254	11/19/2010	Louis Myran Kummer	30.00	Outstanding	
12255	11/19/2010	Mark Rumph	195.00	Cleared	12/31/2010
12256	11/19/2010	Mary Degele Taniguchi	50.00	Cleared	11/30/2010
12257	11/19/2010	Michael Jacob Berberick	150.00	Cleared	11/30/2010
12258	11/19/2010	Paul Thomas Hudak	17.50	Cleared	11/30/2010
12259	11/19/2010	Paula M Ryan	25.00	Outstanding	
12260	11/19/2010	Richard James Brown	62.50	Cleared	11/30/2010
12261	11/19/2010	Rod Olson	25.00	Outstanding	
12262	11/19/2010	Russell Scott Inches	150.00	Cleared	12/31/2010
12263	11/19/2010	S & P Brake And Clutch Supply	9.69	Cleared	11/30/2010
12264	11/19/2010	Sean Dowgly	350.00	Outstanding	
12265	11/19/2010	Shauna Gay Kerr	17.29	Cleared	12/31/2010
12266	11/19/2010	Sherri Foster	25.00	Cleared	12/31/2010
12267	11/19/2010	Shrine	40.00	Cleared	12/31/2010
12268	11/19/2010	Steven John Brown	50.00	Cleared	11/30/2010
12269	11/19/2010	Terra Pierce	720.00	Cleared	11/30/2010
12270	11/19/2010	Wendy Eubank	25.00	Outstanding	
12271	11/19/2010	William Mattarolo	395.00	Cleared	12/31/2010
12272	11/19/2010	William Patrick Manning Jr	25.00	Cleared	11/30/2010
12273	11/24/2010	Albertsons	50.00	Outstanding	
12274	11/24/2010	Macon Supply	91.00	Cleared	12/31/2010
12275	11/24/2010	Moore Land Vet	45.00	Cleared	12/31/2010
12276	11/24/2010	Parks And Recreation	50.00	Cleared	12/31/2010
12277	11/24/2010	Stokke	25.00	Cleared	12/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
12278	11/24/2010	Walmart	25.00	Cleared	12/31/2010
12279	11/24/2010	Alyssa Kay Hennager	170.00	Outstanding	
12280	11/24/2010	Andrew Latrell Leonard	50.00	Outstanding	
12281	11/24/2010	Beverly Wallace	195.00	Cleared	12/31/2010
12282	11/24/2010	Beverly Wallace	445.00	Cleared	12/31/2010
12283	11/24/2010	Brandi R Shipp	50.00	Cleared	12/31/2010
12284	11/24/2010	Brian D Cheslog	27.00	Cleared	12/31/2010
12285	11/24/2010	Debra Schmidt	295.00	Cleared	12/31/2010
12286	11/24/2010	Jamie Hewitt	1330.00	Cleared	12/31/2010
12287	11/24/2010	Jennifer Avants	50.00	Cleared	12/31/2010
12288	11/24/2010	Karen Miller	1700.00	Cleared	12/31/2010
12289	11/24/2010	Katheryn Jabs	500.00	Cleared	12/31/2010
12290	11/24/2010	Kohl's Department Stores	50.00	Outstanding	
12291	11/24/2010	Kristi Schendel	100.00	Cleared	12/31/2010
12292	11/24/2010	Larry Caffey	25.00	Cleared	12/31/2010
12293	11/24/2010	Mark Theil	150.00	Cleared	12/31/2010
12294	11/24/2010	Michael Thompson	545.00	Cleared	11/30/2010
12295	11/24/2010	Narnae Hedin	50.00	Cleared	12/31/2010
12296	11/24/2010	Robert A Young	5.00	Cleared	12/31/2010
12297	11/24/2010	Sandra Kay Greer	690.00	Cleared	12/31/2010
12298	11/24/2010	Shawna Brewer	295.00	Cleared	11/30/2010
12299	11/24/2010	Shelly Stanley	1045.00	Cleared	12/31/2010
12300	11/24/2010	Theresa Halpin	490.00	Cleared	12/31/2010
12301	11/24/2010	Tina Glumbik	445.00	Cleared	12/31/2010
12302	11/24/2010	Virgil Marvin Boelter	220.00	Cleared	12/31/2010
12303	11/24/2010	Walter Whalen	1095.00	Cleared	12/31/2010
12304	12/03/2010	Cor Enterprises	25.00	Cleared	12/31/2010
12305	12/03/2010	First National Pawn	40.00	Cleared	12/31/2010
12306	12/03/2010	1st National Pawn	75.00	Cleared	12/31/2010
12307	12/03/2010	Alternatives	50.00	Cleared	12/31/2010
12308	12/03/2010	Arlo Thomas	1868.05	Cleared	12/31/2010
12309	12/03/2010	Brentley High	150.00	Cleared	12/31/2010
12310	12/03/2010	Camilla Dee Boe	125.00	Cleared	12/31/2010
12311	12/03/2010	Catherine Jane Grott	50.00	Cleared	12/31/2010
12312	12/03/2010	City Treasurer	104905.35	Cleared	12/31/2010
12313	12/03/2010	Classic Endeavors	100.00	Cleared	12/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
12314	12/03/2010	Connie Estella Lamere	153.00	Cleared	12/31/2010
12315	12/03/2010	Connie Goodbear	50.00	Cleared	12/31/2010
12316	12/03/2010	Dale Lions	100.00	Cleared	12/31/2010
12317	12/03/2010	Jana Cruz	100.00	Cleared	12/31/2010
12318	12/03/2010	Jerod B Sampson	96.77	Outstanding	
12319	12/03/2010	Jessa Pair	115.00	Cleared	12/31/2010
12320	12/03/2010	Joyce Cain	100.00	Cleared	12/31/2010
12321	12/03/2010	Kara Elizabeth Nave	190.00	Cleared	12/31/2010
12322	12/03/2010	Katie Danette Dixon	25.00	Cleared	12/31/2010
12323	12/03/2010	Laura Lee Nanez	350.00	Cleared	12/31/2010
12324	12/03/2010	Michael Stephen Fox	503.10	Outstanding	
12325	12/03/2010	Michelle Kay Grenier	50.00	Cleared	12/31/2010
12326	12/03/2010	Municipal Services Bureau	5811.51	Cleared	12/31/2010
12327	12/03/2010	Nancy Ruby	50.00	Cleared	12/31/2010
12328	12/03/2010	Natasha Freeman-batt	37.50	Cleared	12/31/2010
12329	12/03/2010	Nikki Hilbert	350.00	Outstanding	
12330	12/03/2010	Robert Randolph Clark	20.00	Cleared	12/31/2010
12331	12/03/2010	Roger A Knutson	800.00	Outstanding	
12332	12/03/2010	Ronald Marker	1500.00	Cleared	12/31/2010
12333	12/03/2010	Sandra Lynn Hutchinson	25.12	Outstanding	
12334	12/03/2010	Westley Fuchs	200.00	Cleared	12/31/2010
12335	12/03/2010	Yellowstone County Treasurer	6769.99	Cleared	12/31/2010
12336	12/10/2010	Bookie Casino	12.50	Cleared	12/31/2010
12337	12/10/2010	City Of Billings	320.00	Outstanding	
12338	12/10/2010	Crystal Lounge	25.00	Cleared	12/31/2010
12339	12/10/2010	Parks And Recreation	5.00	Cleared	12/31/2010
12340	12/10/2010	Subway	19.80	Outstanding	
12341	12/10/2010	Walmart	25.00	Cleared	12/31/2010
12342	12/10/2010	Alecia Blake	300.00	Cleared	12/31/2010
12343	12/10/2010	Amber Heppler	295.00	Cleared	12/31/2010
12344	12/10/2010	Andrew C Quigg	698.50	Cleared	12/31/2010
12345	12/10/2010	Angela Rose Shull	100.00	Outstanding	
12346	12/10/2010	Anthony Hill	390.00	Cleared	12/31/2010
12347	12/10/2010	Codi Jo Pedersen	20.83	Outstanding	
12348	12/10/2010	Cole Earley	145.00	Cleared	12/31/2010
12349	12/10/2010	Cole Earley	545.00	Cleared	12/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
12350	12/10/2010	Cole Earley	1000.00	Cleared	12/31/2010
12351	12/10/2010	Crime Victim Compensation Program	50.00	Cleared	12/31/2010
12352	12/10/2010	Crime Victim Compensation Program	100.00	Cleared	12/31/2010
12353	12/10/2010	Dana Jo Thompson	50.00	Cleared	12/31/2010
12354	12/10/2010	Desiree Glynn Gerhardt	100.00	Cleared	12/31/2010
12355	12/10/2010	Dwight R Zimmerman	200.00	Cleared	12/31/2010
12356	12/10/2010	Dylan Lindauer	25.00	Cleared	12/31/2010
12357	12/10/2010	Francisco Soto	62.50	Cleared	12/31/2010
12358	12/10/2010	Gary Lawrence Shayne	30.00	Cleared	12/31/2010
12359	12/10/2010	Greg Haynes	1165.00	Cleared	12/31/2010
12360	12/10/2010	Heather Watts	25.00	Cleared	12/31/2010
12361	12/10/2010	Joanne Rock Above	50.00	Cleared	12/31/2010
12362	12/10/2010	John Rigney	150.00	Cleared	12/31/2010
12363	12/10/2010	Kristi Schendel	315.37	Cleared	12/31/2010
12364	12/10/2010	Misty Harris	50.00	Cleared	12/31/2010
12365	12/10/2010	Nicholas Gerald Pedersen	29.17	Outstanding	
12366	12/10/2010	Nicholas Jessie Schaubel	25.00	Cleared	12/31/2010
12367	12/10/2010	Nickolas Ryan Brachtenbach	1240.00	Cleared	12/31/2010
12368	12/10/2010	Paul Raymond Brandt	295.00	Cleared	12/31/2010
12369	12/10/2010	Preston Blaine Maart	100.00	Cleared	12/31/2010
12370	12/10/2010	Robert Mills	1000.00	Cleared	12/31/2010
12371	12/10/2010	Robyn G Schleining	15.00	Cleared	12/31/2010
12372	12/10/2010	Shelley Pierce	100.00	Outstanding	
12373	12/10/2010	Shelly Stanley	595.00	Cleared	12/31/2010
12374	12/10/2010	Spencer DeBuff	870.00	Cleared	12/31/2010
12375	12/10/2010	Thomas Spence	100.00	Cleared	12/31/2010
12376	12/10/2010	Vernon Ray Mashek	100.00	Cleared	12/31/2010
12377	12/10/2010	Wallace Schmitt	1595.00	Cleared	12/31/2010
12378	12/10/2010	Walter T. Whalen	405.00	Cleared	12/31/2010
12379	12/10/2010	Yellowstone Valley Animal Shelter	25.00	Cleared	12/31/2010
12380	12/17/2010	Target	19.38	Outstanding	
12381	12/17/2010	Western Security Bank	80.54	Cleared	12/31/2010
12382	12/17/2010	Andrew Michael Goff	350.00	Outstanding	
12383	12/17/2010	Angela L Mountain	620.00	Cleared	12/31/2010
12384	12/17/2010	Anthony Ira Eakin	345.00	Cleared	12/31/2010
12385	12/17/2010	Ashley Kirkpatrick	539.98	Cleared	12/31/2010

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Check Number	Date	Payee	Amount	Status	Cleared
12386	12/17/2010	Billings Police Department	38.75	Cleared	12/31/2010
12387	12/17/2010	Brenda S Kline	190.00	Cleared	12/31/2010
12388	12/17/2010	Cindy Mae Buckner	50.00	Cleared	12/31/2010
12389	12/17/2010	Coral Stief Creek	26.81	Outstanding	
12390	12/17/2010	Crime Victim Compensation	60.00	Cleared	12/31/2010
12391	12/17/2010	Crime Victim Compensation Program	25.00	Cleared	12/31/2010
12392	12/17/2010	Crime Victim Compensation Program	25.00	Cleared	12/31/2010
12393	12/17/2010	Crime Victim Compensation Program	50.00	Cleared	12/31/2010
12394	12/17/2010	Crime Victim Compensation Program	50.00	Cleared	12/31/2010
12395	12/17/2010	Edward John Trout	475.00	Cleared	12/31/2010
12396	12/17/2010	Iris Makale Jones	50.00	Outstanding	
12397	12/17/2010	James Richard Loveridge	28.75	Cleared	12/31/2010
12398	12/17/2010	Johanna Pates	220.00	Cleared	12/31/2010
12399	12/17/2010	John Davis	50.00	Outstanding	
12400	12/17/2010	John Martin Matz	23.19	Cleared	12/31/2010
12401	12/17/2010	Jon Allen Matejovsky	100.00	Cleared	12/31/2010
12402	12/17/2010	Kim David Reule	720.00	Cleared	12/31/2010
12403	12/17/2010	Kohls Department Stores	50.00	Outstanding	
12404	12/17/2010	Leslie Surber	40.00	Cleared	12/31/2010
12405	12/17/2010	Leslie Surber	80.00	Cleared	12/31/2010
12406	12/17/2010	Michaela Meyers	65.00	Outstanding	
12407	12/17/2010	Norma Gullickson	20.00	Cleared	12/31/2010
12408	12/17/2010	Paula M Ryan	25.00	Outstanding	
12409	12/17/2010	Preston Lyles	475.00	Cleared	12/31/2010
12410	12/17/2010	Richard James Brown	75.00	Cleared	12/31/2010
12411	12/17/2010	Rod Olson	25.00	Outstanding	
12412	12/17/2010	Saint Vincents Hospital	60.00	Cleared	12/31/2010
12413	12/17/2010	Shauna Gay Kerr	50.00	Outstanding	
12414	12/17/2010	Sommer Dawn Robison	80.00	Cleared	12/31/2010
12415	12/17/2010	Stacie M Warehime	50.00	Cleared	12/31/2010
12416	12/17/2010	Steven Joseph Wetstein	745.00	Cleared	12/31/2010
12417	12/17/2010	Steven Ryan Dorland	25.00	Cleared	12/31/2010
12418	12/17/2010	Timothy Clark Amos	12.50	Cleared	12/31/2010
12419	12/17/2010	Wendy Eubank	25.00	Outstanding	
12420	12/17/2010	johanna Pates	900.00	Cleared	12/31/2010
12421	12/23/2010	National Pawn	25.00	Outstanding	

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Check Number	Date	Payee	Amount	Status	Cleared
12422	12/23/2010	Walmart	30.00	Outstanding	
12423	12/23/2010	Walmart	75.00	Outstanding	
12424	12/23/2010	Ashlie Jade Stokke	50.00	Cleared	12/31/2010
12425	12/23/2010	Best Buy	25.00	Cleared	12/31/2010
12426	12/23/2010	Beverly Grimm	1095.00	Cleared	12/31/2010
12427	12/23/2010	Brandi R Shipp	50.00	Cleared	12/31/2010
12428	12/23/2010	Candyce Brennan	26.50	Cleared	12/31/2010
12429	12/23/2010	Cody Nepstad	790.00	Cleared	12/31/2010
12430	12/23/2010	Craig Gene Miller	5.00	Outstanding	
12431	12/23/2010	Crime Victim Compensation Program	100.00	Outstanding	
12432	12/23/2010	Earl Bergehahl	50.00	Outstanding	
12433	12/23/2010	Hooligans Sports Bar	100.00	Cleared	12/31/2010
12434	12/23/2010	Jason Alan Mcdonald	500.00	Outstanding	
12435	12/23/2010	Jennifer Avants	50.00	Cleared	12/31/2010
12436	12/23/2010	Julie Bare	102.24	Outstanding	
12437	12/23/2010	Kattie Anderson	25.00	Outstanding	
12438	12/23/2010	Lacey Herbst	50.00	Cleared	12/31/2010
12439	12/23/2010	Lewis Hufford	250.00	Outstanding	
12440	12/23/2010	Narnae Hedin	50.00	Cleared	12/31/2010
12441	12/23/2010	Paul Thomas Hudak	35.00	Outstanding	
12442	12/23/2010	Positive Solutions	47.76	Cleared	12/31/2010
12443	12/23/2010	Sasha J Chavez	1310.00	Cleared	12/31/2010
12444	12/23/2010	Tina Sjostrom	1095.00	Outstanding	
12445	12/23/2010	Danyel Gaede	75.00	Cleared	12/31/2010
12446	12/23/2010	Danyel Gaede	75.00	Cleared	12/31/2010
12447	12/23/2010	Danyel Gaede	150.00	Cleared	12/31/2010
12448	12/23/2010	Danyel Gaede	450.00	Cleared	12/31/2010
12449	12/23/2010	State Farm Insurance	50.00	Outstanding	
12455	12/30/2010	Moore Land Vet	4.00	Outstanding	
12456	12/30/2010	Sears	50.00	Outstanding	
12457	12/30/2010	Alvin Braley	50.00	Outstanding	
12458	12/30/2010	Amber Tew	37.58	Outstanding	
12459	12/30/2010	Anton L Schmidt	15.00	Outstanding	
12460	12/30/2010	Billings Parks, Recreation and Land	25.00	Outstanding	
12461	12/30/2010	Billings Police	25.00	Outstanding	
12462	12/30/2010	City Treasurer	283608.72	Outstanding	

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12463	12/30/2010	Connie Estella Lamere	158.00	Outstanding	
12464	12/30/2010	Connie Goodbear	50.00	Outstanding	
12465	12/30/2010	Courtney May Comer	1000.00	Outstanding	
12466	12/30/2010	Crime Victim Comp Program	286.87	Outstanding	
12467	12/30/2010	Crime Victim Compensation Program	100.00	Outstanding	
12468	12/30/2010	Crime Victim Compensation Program	100.00	Outstanding	
12469	12/30/2010	Jamie Lee Schoonover	13.13	Outstanding	
12470	12/30/2010	Jana Cruz	100.00	Outstanding	
12471	12/30/2010	Kevin Williams	25.00	Outstanding	
12472	12/30/2010	MSUB Housing And Residential Life	50.00	Outstanding	
12473	12/30/2010	Mary Repola	15.00	Outstanding	
12474	12/30/2010	Michelle Kay Grenier	75.00	Outstanding	
12475	12/30/2010	Municipal Services Bureau	3491.08	Outstanding	
12476	12/30/2010	Patricia Peterson	30.12	Outstanding	
12477	12/30/2010	Sean Eugene Evans	300.00	Outstanding	
12478	12/30/2010	Sherri Foster	25.00	Outstanding	
12479	12/30/2010	Terra Sturgill	12.42	Outstanding	
12480	12/30/2010	Westley Fuchs	200.00	Outstanding	
12481	12/30/2010	Yellowstone County Treasurer	34616.40	Outstanding	

Number checks: 1063

Total

1284921.89



Regular City Council Meeting

Date: 02/28/2011

TITLE: Resolution Granting Preliminary Approval and Calling a Public Hearing on Rocky Mountain College Revenue Bonds

PRESENTED BY: Patrick M Weber

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Rocky Mountain College requests that the City issue revenue bonds to finance the costs of acquisition, construction and installation of energy efficiency improvements. The debt service payments will be made by Rocky Mountain College. The bonds will be secured by a pledge of revenues and/or assets to be determined by the City and the borrower and expressed in a loan agreement. Due to this arrangement, the bonds are special limited obligation bonds and bondholders do not have any claim on City revenues or assets in the event that the borrower defaults.

The attached resolution grants preliminary approval of the bond sale and sets a public hearing for March 28, 2011.

ALTERNATIVES ANALYZED

The Council may:

- Approve the resolution; or
- Not approve resolution.

FINANCIAL IMPACT

The bonds are special, limited obligations of the City and do not create financial liability for the City or create a charge against its general credit or taxing powers. Rocky Mountain College will pay for any costs incurred by the City in connection with the sale, such as legal and bond underwriting fees.

RECOMMENDATION

Staff recommends that the City Council approve the attached resolution.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "RESOLUTION RELATING TO A PROJECT ON BEHALF OF ROCKY MOUNTAIN COLLEGE AND THE ISSUANCE OF REVENUE BONDS TO FINANCE THE COSTS THEREOF UNDER MONTANA CODE ANNOTATED, TITLE 90, CHAPTER 5, PART 1, AS AMENDED; GRANTING PRELIMINARY APPROVAL THERETO; AND CALLING A PUBLIC HEARING ON SUCH BONDS AND PROJECT" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council of the City at a meeting on February 28, 2011, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Council Members voted in favor thereof: _____
_____ ; voted against the same: _____
_____ ; abstained from voting thereon: _____
_____ ; or were absent: _____.

WITNESS my hand officially this _____ day of February, 2011.

City Clerk

(SEAL)

RESOLUTION NO. _____

RESOLUTION RELATING TO A PROJECT ON BEHALF OF ROCKY MOUNTAIN COLLEGE AND THE ISSUANCE OF REVENUE BONDS TO FINANCE THE COSTS THEREOF UNDER MONTANA CODE ANNOTATED, TITLE 90, CHAPTER 5, PART 1, AS AMENDED; GRANTING PRELIMINARY APPROVAL THERETO; AND CALLING A PUBLIC HEARING ON SUCH BONDS AND PROJECT

BE IT RESOLVED by the City Council (the “Council”) of City of Billings, Montana (the “City”), as follows:

Section 1. Recitals.

1.01. Pursuant to Montana Code Annotated, Title 90, Chapter 5, Part 1, as amended (the “Act”), the City is authorized to enter into agreements upon terms the Council considers appropriate, advantageous and not in conflict with the provisions of the Act to issue revenue bonds of the City and sell such bonds at public or private sale in such manner and at such times as may be determined by the Council to be most advantageous; and to loan the proceeds of its revenue bonds for the purpose of defraying the cost of acquiring or improving real and personal properties required or useful for the operation of an institution of higher education. Such revenue bonds may be secured by a pledge of the revenues to be derived by the City from a loan agreement, by a mortgage on the project and by such other security devices as the Council may deem advantageous. Under the provisions of the Act, any bonds so issued by the City shall be special, limited obligations of the City and shall not constitute or give rise to a pecuniary liability of the City or a charge against its general credit or taxing powers.

1.02. Rocky Mountain College, a Montana nonprofit corporation (the “Borrower”), which is an institution of higher education within the State of Montana, has proposed that the City, pursuant to the Act, issue its revenue bonds in an approximate aggregate principal amount not to exceed \$2,620,000 (the “Bonds”), the proceeds of which will be loaned by the City to the Borrower to finance a portion of the costs of acquisition, construction and installation of energy efficiency improvements to various buildings and facilities located on the Rocky Mountain College campus (the “Project”), and to pay certain costs associated with the sale of the Bonds and any other eligible costs. The campus of the Borrower is located at 1511 Poly Drive in Billings, Montana. The total cost of the Project is estimated to be \$2,620,000. The Borrower will enter into a performance contract with Johnson Controls, Inc. to complete the Project (the “Energy Performance Contract”). The maximum aggregate principal amount of the Bonds will not exceed \$2,620,000. The Energy Performance Contract will guarantee the Borrower energy savings of at least \$4,165,490 over a 16-year period, or an average of \$260,343 per year.

1.03. The Bonds will be secured by a pledge of the revenues to be derived by the City from a loan agreement with the Borrower and by such other security devices, if any, as may be deemed advantageous or necessary by the Borrower, the City and the purchaser of the Bonds. The Bonds will be special, limited obligations of the City, and the Bonds and interest thereon will be payable solely from the revenues pledged to the payment thereof. No holder of any of

the Bonds will have the right to compel any exercise of the taxing power of the City to pay the Bonds or the interest thereon, nor to enforce payment thereof against any property of the City except funds or assets the Borrower pledged to the City and to the payment of the Bonds.

Section 2. Preliminary Findings. Based on representations made by representatives of the Borrower to the City, the Council hereby makes the following preliminary findings, determinations and declarations, subject to final findings, determinations and declarations following the public hearing called pursuant to Section 4:

(a) The Project, as proposed, will improve a higher education facility eligible for financing under the Act.

(b) The City is authorized by the Act to issue the Bonds to defray the costs of making a loan to the Borrower, the proceeds of which will be used to finance a portion of the costs of the Project and to pay certain costs associated with the sale of the Bonds and any other eligible costs, and to enter into a loan agreement (the "Loan Agreement") with the Borrower requiring loan repayments from the Borrower in amounts and at times sufficient to pay the principal of, premium, if any, and interest on the Bonds when due and requiring the Borrower to pay all costs of maintaining and insuring the Project, including taxes thereon to the extent applicable.

(c) PNC Equipment Finance, LLC has agreed to purchase the Bonds.

(d) The loan repayments to be made by the Borrower under the Loan Agreement, shall be established at a level and payable in installments at times sufficient to pay all principal of, premium, if any, and interest on the Bonds when due.

(e) The loan shall be secured by such security as the purchaser and the Borrower shall agree.

(f) In preliminarily authorizing the Project and the issuance of the Bonds, the City's purpose is, and the Council believes the effect thereof will be, to promote the general welfare of the City and its residents by encouraging and fostering the location of institutions of higher education and their continued viability within the City by making the Project more financially feasible because of tax-exempt financing, to encourage energy efficiencies at such institutions, to aid in economic development and to further the purposes and policies of the Act.

(g) The undertaking of the Project and the issuance of the Bonds to finance all or a portion of the costs thereof are in the public interest.

Section 3. Preliminary Approval. This Council hereby gives preliminary approval to the Project in the approximate aggregate principal amount of \$2,620,000 to finance all or a portion of the costs thereof, subject to final approval following the public hearing provided for in Section 4, and subject to compliance by the Project with applicable local, state and federal rules, regulations and ordinances, and the Borrower obtaining all necessary local, state and federal

permits, licenses and approvals, if any, for the Project, and subject to final approval by the Council that the financing of the Project is in the best interest of the City.

Section 4. Public Hearing. Section 90-5-104 of the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), require that, prior to the issuance of the Bonds a public hearing duly noticed shall be held by the City on the proposed Project. Pursuant to such authority, a public hearing is hereby called and shall be held on March 28, 2011 at 6:30 p.m. in the Council Chambers on the second floor of the Police Facility, 220 North 27th Street, Billings, Montana, on the proposed Project and the issuance of Bonds to finance the costs thereof. The notice shall be published at least once a week for 3 consecutive weeks in the *Billings Times*, the official newspaper of the City and published in Yellowstone County, Montana, in substantially the form set forth as Exhibit A hereto.

Section 5. Costs. The Borrower will pay, or upon demand reimburse the City for payment of, any and all costs incurred by the City in connection with the Project and the issuance of the Bonds, whether or not the Project is carried to completion and whether or not the Bonds are issued, including without limitation, the City’s initial fee and administrative fee

Section 6. Commitment Conditional. The adoption of this resolution does not constitute a guarantee or a firm commitment that the City will issue the Bonds as requested by the Borrower. If, based on comments received at the public hearing to be held pursuant to this resolution, or other information made available to or obtained by the City during its review of the application and the Project, it appears that the Project or the issuance of Bonds to finance the costs thereof is not in the public interest or consistent with the purposes of the Act, or that the Borrower is unable to obtain the necessary approvals referred to in Section 3, the City reserves the right not to give final approval to the issuance of the Bonds. The City also retains the right, in its sole discretion, to withdraw from participation and accordingly not issue the Bonds should the Council, at any time prior to the issuance thereof, determine that it is in the best interests of the City not to issue the Bonds or should the parties to the transaction be unable to reach agreement as to the terms and conditions of any of the documents for the transaction.

Section 7. Reimbursement of Costs Paid Before Bonds Are Issued.

(a) The United States Department of Treasury has promulgated final regulations governing the use of proceeds of tax-exempt bonds, such as the Bonds, all or a portion of which are to be used to reimburse the Borrower for Project expenditures paid by the Borrower prior to the date of issuance of the Bonds. Those regulations (Treasury Regulations, Section 1.150-2) (the “Regulations”) require that the City adopt a statement of official intent to reimburse the Borrower from proceeds of the Bonds for an original expenditure not later than 60 days after payment of the original expenditure. Representatives of the Borrower have advised the City that the Borrower may undertake the Project and pay costs thereof before the Bonds are issued, recognizing the preliminary and conditional nature of the commitment of the City to issue the Bonds.

The Regulations also generally require that the Bonds be issued and the reimbursement allocation be made from the proceeds of the Bonds within 18 months after the later of (i) the date the expenditure is paid or (ii) the date the Project is placed in service or abandoned, but in no

event more than three years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the bonds.

(b) By this resolution and based on representations of the Borrower, the City declares its official intent to reimburse the expenditures made for costs of the Project from proceeds of the Bonds after the date of payment of all or a portion of the costs of the Project. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations.

(c) Based on representations of the Borrower, other than (i) expenditures to be paid or reimbursed from sources other than the Bonds, (ii) expenditures permitted to be reimbursed under the transitional provision contained in Section 1.150-2(j)(2) of the Regulations, (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations, or (iv) expenditures in a “de minimus” amount (as defined in Section 1.150-2(f)(1) of the Regulations), no expenditures for the Project have heretofore been paid by the Borrower.

(d) Based on representations of the Borrower, there are no Borrower funds reserved, allocated on a long-term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of the Bonds. The statement of intent contained in this resolution, therefore, is consistent with the Borrower’s budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof.

Adopted this 28th day of February, 2011.

CITY OF BILLINGS, MONTANA

Mayor

Attest: _____
City Clerk

EXHIBIT A

CITY OF BILLINGS, MONTANA

NOTICE IS HEREBY GIVEN that the City Council (the "Council") of the City of Billings, Montana (the "City"), will hold a public hearing on March 28, 2011, at 6:30 p.m., M.T., at Council Chambers on the second floor of the Police Facility, 220 North 27th Street, Billings, Montana, for the purpose of conducting a public hearing on a proposal that the City issue economic development revenue bonds in an approximate aggregate principal amount not to exceed \$2,620,000 (the "Bonds") under Montana Code Annotated Title 90, Chapter 5, Part 1, as amended (the "Act"), on behalf of Rocky Mountain College, a Montana nonprofit corporation (the "Borrower").

The proceeds of the Bonds will be loaned by the City to the Borrower to finance a portion of the costs of acquisition, construction and installation of energy efficiency improvements (the "Project"), and to pay certain costs associated with the sale of the Bonds and any other eligible costs. The Project will be located on the campus of the Borrower, which is located at 1511 Poly Drive in Billings, Montana.

The Bonds will be secured by a pledge of the revenues to be derived by the City from a loan agreement with the Borrower and by such other security devices, if any, as may be deemed advantageous, including a mortgage or trust indenture on the Project. The Bonds will be a special, limited obligation of the City, and the Bonds and interest thereon will be payable solely from the revenues of the Borrower pledged to the payment thereof. No holder of any of the Bonds will have the right to compel any exercise of the taxing power of the City to pay the Bonds or the interest thereon, nor to enforce payment thereof against any property of the City except money payable by the Borrower to the City and pledged to the payment of the Bonds.

Any interested persons may appear and will be heard at the public hearing at the time and place stated above or may file written comments with the City Clerk prior to the date of such hearing. Further information regarding the proposal is on file and available for public inspection in the office of the City Clerk at City Hall.

For additional information on the proposed resolution, contact: Bruce McCandless, Assistant City Administrator or Patrick M. Weber, Financial Services Manager, City of Billings, 210 North 27th Street, Billings, Montana, 59103 or by calling 657-8207.

Dated: February 28, 2011

BY ORDER OF THE CITY COUNCIL
OF THE CITY OF BILLINGS,
MONTANA

Publication Dates: March 3, 2011
 March 10, 2011
 March 17, 2011

Regular City Council Meeting

Date: 02/28/2011

TITLE: 2nd Quarter FY2010/2011 Budget Amendments

PRESENTED BY: Patrick M. Weber

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Second Quarter Budget amendments for Fiscal Year 2010/2011 are requested for the following:

The purpose for the Second Quarter of FY11 budget amendments is to provide budget authority to adjust the: Special Revenue Funds – Street and Traffic, Gas Tax, Storm Sewer, South Tax Increment Operating, Downtown Tax Increment Operating; and Capital Project Funds – Sidewalk and Curb District, Series 2000 Parks Improvements.

ALTERNATIVES ANALYZED

The Council may:

- Approve the requested budget amendments; or
- Not approve the request budget amendments. If Council does not approve the amendments, **what is the impact?**

FINANCIAL IMPACT

The requested budget amendments will be funded by additional revenues or reserves, as described in Exhibit A.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and approve the resolution approving and adopting the budget amendments for the second quarter of Fiscal Year 2010/2011.

APPROVED BY CITY ADMINISTRATOR

Attachments

Exhibit A

2nd Q fy11 budget amend reso

EXHIBIT A

Revenue Expenditure

Fund 199 - South Tax Increment Operating Fund

The South Tax Increment Operating Fund will complete a Master Plan for the South Billings Boulevard Urban Renewal District for up to \$300,000. City Council approved the Plan on December 20, 2010. The project will be funded by recent tax increment collections.

199-1513-466	3590	300,000	Professional services
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Fund 202 - Downtown Tax Increment Operating Fund

The City received payment for protested taxes from the sunsetted tax increment district. Amounts received in excess of amounts previously committed to projects are payable to the County to be redistributed as regular levy.

202-1513-362	7015	(190,257)	Refunds
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Fund 211 - Street and Traffic Fund

A budget amendment is needed for contracted snow removal. This will be funded by reserves.

211-3132-433	3990	96,000	Contracted services
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Fund 205 - Gas Tax Fund

The second phase of the Safe Route to School Study (SRTS) that is being administered by the Engineering Division is underway. It is fully funded by an SRTS grant and a contribution from School

205-3131-331	1928	50,000	Grant revenue
205-3131-365	6630	10,000	Contributions from School District #2
205-3131-433	3590	60,000	Contracted services

Fund 840 - Storm Sewer Fund

A \$619,000 budget amendment is requested for Jackson Street Phase 2, Dorothy Lane, and Stormwater Master Plan Implementation (Shiloh Conservation Area) projects which were budgeted in FY 2010, but not under contract in FY 2010. A \$216,000 budget amendment is requested for change orders on three FY 2010 projects: Howard Heights, Lake Elmo Road, and the Miscellaneous Curb and Gutter Projects. A \$62,000 budget amendment is requested for payment of emergency work for repairs as a result of the June 20, 2010, storm. These expenditures are funded by existing cash balances generated by storm water management assessments.

840-3184-431	9310	619,000	FY 2010 projects
840-3184-431	9310	216,000	Change orders on FY 2010 projects
840-3184-431	9310	62,000	Emergency repairs

Fund 434 - Sidewalk Curb and District Fund

A budget amendment is requested to fund sidewalk construction as part of the Rimrock Road and Lake Elmo Projects. Amounts will be funded by selling bonds and assessing property owners.

434-3165-431	9311	161,000	Rimrock Road project
434-3165-431	9311	87,000	Lake Elmo project

Fund 490 and 492 - Series 2000 Parks Improvements Fund

A budget amendment is requested for change orders for the Main Street Underpass project. Expenditures will be funded with a combination of local donations and GO Bonds.

490-5161-452	9370	80,000	
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RESOLUTION 11-

A RESOLUTION TO MAKE **FISCAL YEAR 2010/2011** ADJUSTMENTS TO APPROPRIATIONS PURSUANT TO M.C.A. 7-6-4006 AS AMENDED, AND PROVIDING TRANSFERS AND REVISIONS WITHIN THE GENERAL CLASS OF SALARIES AND WAGES, MAINTENANCE AND SUPPORT AND CAPITAL OUTLAY.

WHEREAS, M.C.A. 7-6-4006 provides that the City Council, upon proper resolution, adopted by said Council at a regular meeting and entered into its Minutes, may transfer or revise appropriations within the general class of salaries and wages, maintenance and support, and capital outlay, and

WHEREAS, based upon a Budget Review (**FY 2010/2011**), it is necessary to alter and change said appropriations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

That the attached transfers or revisions are hereby adopted.

(SEE EXHIBIT A)

PASSED AND APPROVED by the City Council, this 28th day of February, 2011.

THE CITY OF BILLINGS:

BY: _____
Thomas W. Hanel, MAYOR

ATTEST:

BY: _____
Cari Martin, CITY CLERK

Regular City Council Meeting

Date: 02/28/2011

TITLE: Zone Change #872 - Public Hearing and Ordinance 1st reading

PRESENTED BY: Candi Beaudry

Department: Planning & Community Services

Information

PROBLEM/ISSUE STATEMENT

This is a zone change request from Residential 7,000 (R-70) to Residential Professional (RP) on two parcels of land described as Lot 1A and Lot 1B of Rush Acreage Tracts Subdivision located at 1910 and 1918 Shiloh Road. The total area of both parcels is 54,153 square feet. One of the parcels, 1918 Shiloh Road, has an existing single family dwelling that is rented. The property is owned by the Billings Urban Fire Service Area (BUFSA) an agency of Yellowstone County. The owner is represented by Dan Schwarz, Chief Deputy County Attorney. The owner conducted a pre-application neighborhood meeting on December 6, 2010, at the Shiloh United Methodist Church at 1810 Shiloh Road. The pre-application meeting notes are included as Attachment C. The Zoning Commission held a public hearing on February 1, 2011, and is forwarding a recommendation of approval on a 3-0 vote.

ALTERNATIVES ANALYZED

State law at MCA 76-2-304 requires that all zone changes be reviewed in accordance with 12 criteria. Using the 12 criteria to determine the appropriateness of the zone change request, the City Council may:

1. Approve the zone change request
2. Deny the zone change request
3. Allow withdrawal of the application
4. Delay action for up to thirty (30) days

FINANCIAL IMPACT

If approved, the zone change will ensure the long-term taxable value of the property and support the city tax base in this area.

BACKGROUND

The applicant is requesting to rezone this property on the west side of Shiloh north of Grand Avenue and south of Parkhill Drive. The property is owned by the Billings Urban Fire Service Area (BUFSA) and at one time was considered for a fire station in West Billings. A location study conducted in 2003 determined this property was not ideally located for another fire station. Subsequently, a new fire station was built at 54th Street West just north of Grand Avenue. This property may be considered surplus and a recent review by an appraiser for the County determined the property value would be enhanced if the zoning was changed from R-70 to a commercial or professional district. The County conducted a pre-application neighborhood meeting and submitted a request to change the zoning to RP as a result of the neighborhood meeting, and recommendation of its appraiser. Residential Professional zoning would allow all types of office use as well as medical services, banking and general community services such as day care and assisted living. Retail uses and restaurants are not allowed in RP zoning districts.

Shiloh Road has been re-constructed as a 4-lane principal arterial street and at this location has

a median barrier that prevents north bound traffic from turning left into the property and traffic exiting the lots may only turn south. The traffic round-about at Grand Avenue and Shiloh allows all traffic to make changes in direction without turning across traffic. In 2010, during Shiloh Road construction, the average daily traffic was approximately 9,500 trips per day. It is anticipated traffic counts in 2011 will increase to reflect the completed construction and opening of 4 lanes of traffic. The new zoning will increase traffic on Shiloh Road when the property is developed for commercial uses. Any re-development of the property for commercial uses will likely result in a new configuration of access points to Shiloh Road and a traffic impact analysis to ensure future traffic does not impair the functioning of the traffic flow on Shiloh Road. The subdivision of these lots in 2002 set two access points for the lots; 1 is a 40-foot wide shared access that straddles the lot line between Tract 1A and 1B, and the second access is on the south end of Lot 1B. A traffic analysis will determine whether one or both of these access points may be used for future development.

The RP zoning will require site improvements for new commercial development that are not required by the R-70 zoning. The RP zone does require the same setbacks, building heights and lot coverage as R-70 zoning, however landscaping and buffering between any commercial use and adjacent non-commercial uses will be required. The Shiloh Corridor overlay district does not affect the allowed uses in the RP but will require additional site design for parking, landscaping, buildings and signs. The RP zone allows single family residences but not 2-family or multi-family uses.

The applicant conducted a pre-application neighborhood meeting on December 6, 2010. Surrounding property owners attended the meeting. There were concerns about uses in the new RP zone adjacent to the residential zoning to the north, west and south. No surrounding property owners contacted the Planning Division staff prior to the Zoning Commission public hearing.

The West Billings Neighborhood Plan (2001) states a goal and policy of preventing "strip" development of arterial streets in West Billings. The plan also encourages higher density residential uses and professional offices along arterials between intersections with other arterial streets. Intense commercial uses and neighborhood commercial services should be restricted to the immediate area of arterial street intersections and other land uses between those "nodes" of commercial uses should be planned for higher density residential dwellings or office space. The proposed RP zoning fits with the West Billings Neighborhood Plan. Potential uses in the RP zone are generally compatible with residential uses. In this instance, assisted living is planned for parcels to the north and west and assisted living apartments exist east across Shiloh Road (Highgate House). The property to the south is the location of the Shiloh United Methodist Church. The church is situated to the south and west of the subject property and should not be affected by any new development for offices or service businesses.

The proposed RP zone is compatible with the surrounding zoning and land uses. The lots directly north are developed for single family residences but have been approved for redevelopment as assisted living (Special Review #885). The current zoning of R-70 is not compatible with the West Billings Plan policy of higher density residential uses or professional uses along arterial corridors.

The Planning Division reviewed the application and recommended approval based on the attached twelve (12) criteria for zone changes. The subject property is adjacent to assisted living uses (approved and existing) and no changes in the character of the property are predicted in the near future. The uses allowed within the proposed RP zoning are compatible with the surrounding zoning and neighborhood character. Any re-development of the property requires compliance with the new zoning, the Shiloh Corridor Overlay District and traffic safety standards. The 2008 Growth Policy encourages predictable land use decisions that are consistent with neighborhood character and land use patterns. The existing use and proposed zoning are consistent with this neighborhood and land use pattern.

The Zoning Commission conducted a public hearing on February 1, 2011, and heard testimony from the applicant. The Zoning Commission concurred with the Planning staff recommendation.

STAKEHOLDERS

The Zoning Commission conducted a public hearing on February 1, 2001, and received testimony in support of the zone change from Daniel L. Schwarz, Chief Deputy County Attorney and County Commissioner Bill Kennedy. There was no testimony in opposition to the zone change.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

Prior to any action to approve or disapprove, the City Council will consider the recommendation of the Zoning Commission and shall consider the following:

1. Is the new zoning designed in accordance with the Growth Policy?

The proposed zone change is consistent with the following goals of the Growth Policy:

- Predictable land use decisions that are consistent with neighborhood character and land use patterns. (Land Use Element Goal, page 6)

The proposed zoning would permit the existing residential use to continue and would allow the property to be developed for office space or community service businesses with increased site design standards dictated by the Shiloh Corridor Overlay District. Surrounding land uses are compatible with the proposed zoning.

- More housing and business choices with each neighborhood. (Land Use Element Goal, page 6)

The proposed zoning will permit office space or service businesses along the west side of Shiloh Road, which will provide more business choices within the surrounding neighborhood.

- Coordinated economic development efforts that target business recruitment, retention, and expansion. (Economic Development Goal, page 6)

The proposed zoning will encourage new businesses along the west side of Shiloh Road and allow a transition to residential development to the north and west.

2. Is the new zoning designed to lessen congestion in the streets?

There should be no immediate effect on traffic congestion. The existing dwelling likely generates between 10 and 15 vehicle trips per day and the owner is not proposing any change in the near future. Any future development for commercial purposes will require a traffic impact analysis. The access points have been designated by a 2002 subdivision approval. New accesses will need to be fully reviewed to ensure future traffic is mitigated to the extent practicable.

3. Will the new zoning secure safety from fire, panic and other dangers?

The subject property is currently serviced by all city services including police and fire. There should be no effect on these services.

4. Will the new zoning promote health and general welfare?

The proposed zoning would permit the dwelling to continue and would allow the owner to market the property for commercial development. Increased residential use of the property is not likely given the frontage on an arterial street. The County intends to offer the property for sale if the zoning is approved.

5. Will the new zoning provide adequate light and air?

The proposed zoning provides for sufficient setbacks to allow for adequate separation between structures and adequate light and air.

6. Will the new zoning prevent overcrowding of land?

The proposed zoning, like all zoning districts, contains limitations on the maximum percentage of the lot area that can be covered with structures. The proposed RP zone allows 50% lot coverage and the current R-70 zone allows up to 30% lot coverage. The proposed RP zone requires a 10 foot side setback – the current R-70 requires a 5-foot side setback. The RP zone does not require a rear setback unless adjacent to a residential zone. Any building in an RP zone that shares a boundary with a residential zone will require a minimum 15-foot setback. In this situation, a 15 foot setback from the north, west and south property lines would be required for structures on the subject property.

7. Will the new zoning avoid undue concentration of population?

The new zoning does avoid undue concentration of population. The existing zoning, R-70, allows single family dwellings on lots of at least 7,000 square feet and duplex dwellings on lots of at least 9,600 square feet. This lot could accommodate up to 7 single family homes or 5 duplexes. The proposed zoning of RP allows single family dwellings only and could accommodate up to 9 single family dwellings. Residential uses do not include service businesses such as assisted living or similar facilities. The new zoning should avoid undue concentration of population.

8. Will the new zoning facilitate the adequate provisions of transportation, water, sewerage, schools, parks, fire, police, and other public requirements?

Transportation: The proposed zoning may have some impact on the surrounding streets, and a traffic impact study will be required depending on the commercial development that is built on the property in the future.

Water and Sewer: The City will be able to provide water and sewer to the property through existing lines.

Schools and Parks: There should be no impact to schools from the proposed zone change.

Fire and Police: The subject property is currently served by city fire and police. There should be no impact to these services from the new zoning.

9. Does the new zoning give reasonable consideration to the character of the district?

The proposed zoning will allow the existing single-family dwelling to remain on the property until it is redeveloped for commercial uses. The adjacent lots have been developed or will be developed for assisted living facilities. Office uses allowed in the RP zone as well as community services is in character with the existing development.

10. Does the new zoning give consideration to peculiar suitability of the property for particular uses?

The subject property is suitable for the requested zoning district. The location is on an arterial street between major intersections. The new zoning allows the existing residential use to continue.

11. Was the new zoning adopted with a view to conserving the value of buildings?
Surrounding residential property to the north and west exhibits higher taxable land value. The existing dwelling, constructed in 1903, although rated in average condition, will likely need future investment to maintain the quality of the structure. The new zoning will allow the owner to consider future redevelopment of the property.

12. Will the new zoning encourage the most appropriate use of land throughout such county or municipal area?
The proposed zoning will permit the current development to continue and could allow future development for commercial uses. This is the most appropriate use of the lot.

RECOMMENDATION

The Zoning Commission recommends approval and adoption of the 12 criteria for Zone Change #872 on a 3-0 vote.

APPROVED BY CITY ADMINISTRATOR

Attachments

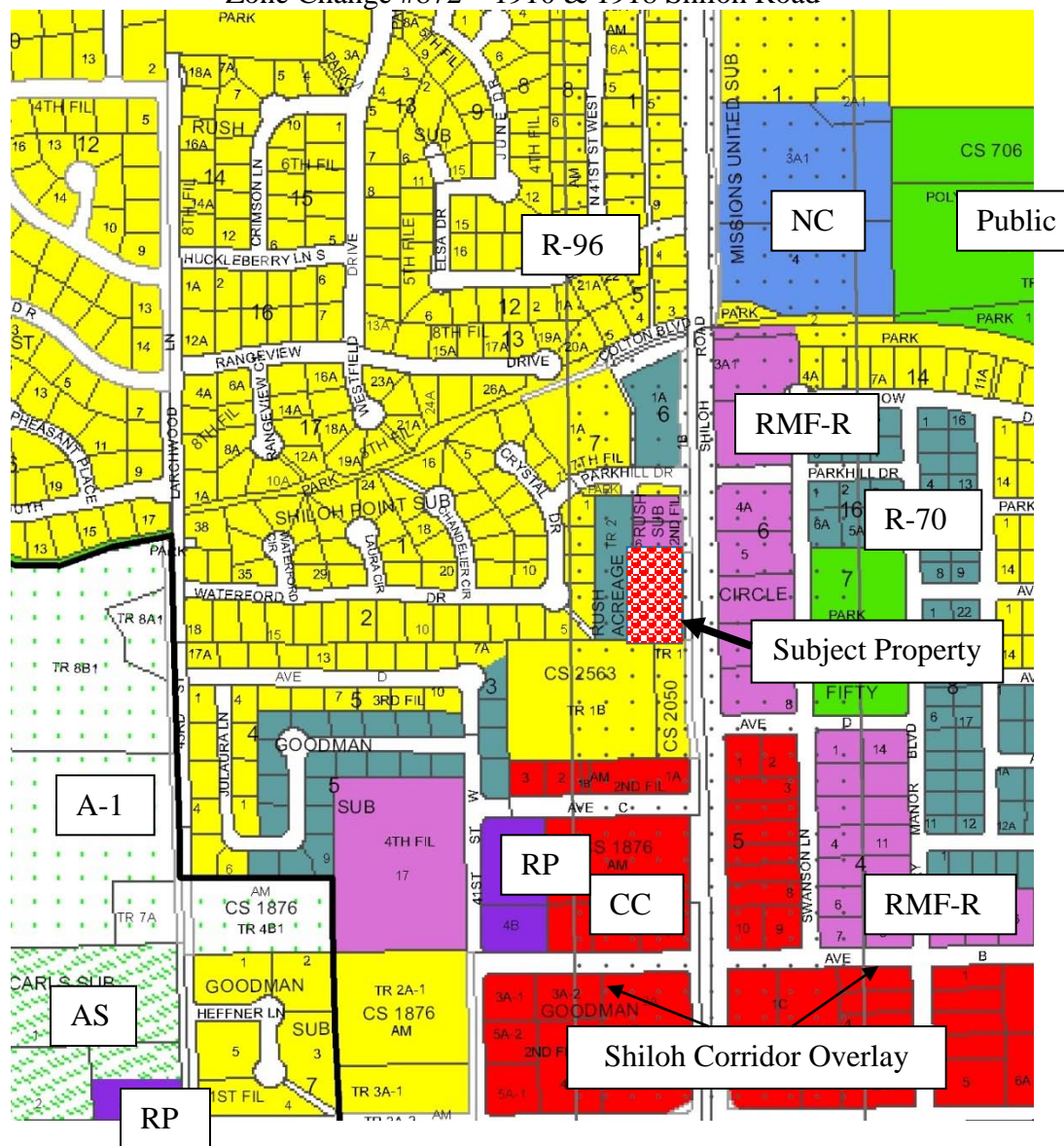
Zoning Map

Site photos

Pre-app meeting notes and letter

Ordinance

Attachment A: Surrounding Zoning
Zone Change #872 – 1910 & 1918 Shiloh Road



Attachment B

Site Photographs, Zone Change #872 – 1910 and 1918 Shiloh Road



Subject Property view west from Shiloh Road



Aerial Map

Attachment B, continued
Site Photographs, Zone Change #872 – 1910 & 1918 Shiloh Road



View south along Shiloh Road



View north and east across Shiloh Road - Highgate Senior Living

Attachment B, continued
Site Photographs, Zone Change #872 – 1910 & 1918 Shiloh Road



1918 Shiloh Road

View north along Shiloh Road



1910 Shiloh Road

View south along Shiloh Road

Attachment C
Pre-application meeting notes and Applicant's Letter



YELLOWSTONE COUNTY ATTORNEY
217 North 27th Street
P.O. Box 35025
Billings, MT 59107-5025
(406) 256-2870
(406) 256-6931 - Fax

Daniel L. Schwarz
Chief Deputy Yellowstone County Attorney

December 21, 2010

Owner's Statement of Neighborhood Meeting—Zone Change Pre-application for Yellowstone County
Property Held for the Billings Urban Fire Service Area

This statement is prepared as part of a zone change pre-application on behalf of Yellowstone County (county) on a property described as follows: The Rush Acreage Tracts Subdivision 714, Section 33, Township 1 North, Range 25 East, Lot 1A Rush Acreage Tracts Subdivision Amended Tract 1, Containing 18,200 square feet (04) Annexation Resolution 01-17671 (02).

The Rush Acreage Tracts Subdivision 714, Section 33, Township 1 North, Range 25 East, Lot 1B Rush Acreage Tracts Subdivision Amended Tract 1, Containing 35,953 square feet (OLD #C02242) (04).

The statement is being prepared on behalf of the county by Daniel L. Schwarz, Yellowstone County Chief Deputy Attorney upon authority granted to him by the Yellowstone County Board of Commissioners who have authorized the application for a zone change on the property.

Neighborhood Meeting Held. After proper notice was given all property owners by means in accordance with applicable Montana law, a neighborhood meeting was held on Monday, December 6, 2010 at 7:30 P.M. at the Shiloh Methodist Church. The county was represented by Bill Kennedy, Yellowstone County Commissioner and Daniel L. Schwarz, Yellowstone County Chief Deputy Attorney. The materials available at the meeting included site maps showing the subject property and surrounding properties. The map showing the subject property and surrounding properties was likewise included with the notices of the meeting that were mailed to applicable property owners.

Additional Materials Submitted with this Pre-application. Included with this pre-application is a copy of the meeting notice and written materials mailed or provided at the meeting (site map).

Brief Synopsis of the Meeting Results and Attached Meeting Minutes. The meeting began at 7:35 P.M. on December 6, 2010 at the Shiloh Methodist Church as per the meeting notice. The county representatives presented an outline of the reason for the zone change, the relationship with the BUFSA owners, the timeline of the process and how it was to be carried out and further discussed items contained in the letter to the property owners. Some questions were raised by the three property owners that attended the meeting and are further detailed in the attached meeting minutes. The county is also including a copy of the sign-in sheet of the neighborhood meeting for your convenience. The meeting was concluded at 8:30 P.M.

Respectfully Submitted,

Daniel L. Schwarz
Yellowstone County Chief Deputy Attorney

Enclosures
Cc: Commissioners

Shiloh/BUFSA Property Zone Change Neighborhood Meeting Minutes

The meeting was called to order by Commissioner Bill Kennedy at 7:35 P.M. on December 6, 2010 at the Shiloh Methodist Church. A sign in sheet was provided for all of those attending the meeting (a copy of which is attached to these minutes).

The meeting was begun by spreading out two maps that showed the property for the proposed zone change. Chief Deputy County Attorney Dan Schwarz explained the purpose of the proposed zone change was to maximize the value of the property for probable public auction sale after the zone change. Commissioner Kennedy further explained that the County had a fiduciary duty to the BUFSA residents to maximize the purchase price in order to keep their rates as low as possible.

Randy Swenson asked a question whether the County's attempt to rezone the property to Residential/Professional constituted spot zoning. Dan Schwarz responded that properties to the south of the adjacent church were zoned commercial (a more intensive use) and that the properties directly east of the County's property was already zoned Residential/Commercial. He further indicated that Residential/Professional would make a nice transition to the residential zoning to the north of the County's property.

Jerry Goodman asked why the property was not yet in the City. Commissioner Kennedy responded that the property was in the City, it had been previously annexed and that is why the zone change would come before the City Council.

Commissioner Kennedy then explained about a request for a private easement on the property that was being proposed by Randy Swenson, who had a property adjacent to the north and the west of the County's property. Commissioner Kennedy stated that after he had spoken with the Clerk and Recorder, there were issues with access, value and simplicity of selling the property with and without the private easement and that the County would let that matter be hammered out with the eventual purchaser of the property.

Randy Swenson then asked when the appraisal of the property would be complete. Dan Schwarz stated that the appraisal should be completed within about a week of the City Council taking action on the zone change. Commissioner Kennedy notified the persons at the meeting that they would be personally notified of the appraisal when it was completed in addition to the mandatory published public notice.

Dan Schwarz then explained some of the possible uses of Residential/Professional zoning and indicated an exhaustive list of allowed uses could be found in the County's zoning regulations.

Commissioner Kennedy then explained about access issues onto Shiloh and laid out that Shiloh was a State Highway and that all accesses onto the road were subject to approval by the Montana Department of Transportation.

No further questions or discussion being heard, Commissioner Kennedy adjourned the meeting at 8:30 P.M.

Yellowstone County's Application for Zone Change

Petitioner, Yellowstone County (County), Montana, respectfully submits the following zone change application to the City of Billings on the following described property:

Property Description:

1918 Shiloh Road - Rush Acreage Tracts Subdivision – Lot 1A: 18,200 square feet Tax ID: C02242

Current zoning = R-7,000, 1 single family residence built in 1903, 2 detached garages

1910 Shiloh Road – Rush Acreage Tracts Subdivision – Lot 1B: 35,953 square feet, Tax ID: A30733

Current zoning = R-7,000, Vacant property

Both properties subject to Shiloh Corridor Overlay District for all new commercial construction

Question I(A): In what ways is the proposal consistent with the goals and policies of the adopted growth policy?

ANSWER: The zone change is consistent with the uses and development of the Shiloh Corridor, the West Billings Neighborhood Plan and the 2008 Growth Policy. The West Billings Plan indicates areas fronting arterial streets between intersections should be developed for higher density residential uses or for professional and service industry offices. The proposed zoning will allow professional offices, medical uses and service industries although restaurants and retail would not be allowed. The proposed zoning will protect the residential uses to the west while allowing the Shiloh Road frontage to be developed for office uses.

The subject property is currently zoned R-7000. The County is seeking a zone change to that of Residential Professional. The subject property was originally purchased by the County to construct a fire station to serve the west end of Yellowstone County and specifically the Billings Urban Fire Service Area (BUFSA). Because the City of Billings constructed a fire station on the west end of the City at 54th St West and Grand Avenue, this need has been fulfilled and the County, as trustee for BUFSA residents, is seeking to develop the property to fulfill its fiduciary duties to those citizens.

The zone change will provide a transition from the commercial zoning to the south on Shiloh Road to the residential zoning found to the north. This transition zoning is the least impacting zoning designation available. This zoning also fits in with the Residential Multi-family-Restricted zoning found across the road to the east. Because of existing accesses to Shiloh Road, and because of the comparatively light traffic flow in the extreme north portion of Shiloh Road, traffic impacts should be minimal if the zone change is granted.

Question I (B): Explain the need for the zone change and why the property cannot be used under existing zoning. Explain how the new zoning will fit in with existing zoning.

ANSWER: The County needs to change the existing zoning in order to fulfill its fiduciary duty to the members of BUFSA. The County intends to sell the land at public auction and is duty bound to pursue the maximum return to the residents. Although the property could obviously be sold under existing zoning, the Residential Professional designation will be a better fit for the surrounding zoning.

A church is located directly south of the property on the west side of Shiloh Road. Further south, there is Community Commercial zoning and a number of retail businesses. Shiloh Road is a major arterial and expects to see major business growth into the future.

Directly to the east, across Shiloh Road, is Residential Multi-family-Restricted zoning that contains numerous professionals and their corresponding offices.

Directly to the north of the subject property is residential Zoning, however, a special review has been granted by the City and it is expected that this development will not be of single family homes but for an expansion of the Render Nest Assisted Living campus at 4040 Parkhill Drive.

Question 2: Photographs of the area.

ANSWER: The County is attaching photographs of the area, including an aerial photograph of the subject property and surrounding area.

Question 3: Statements to be included indicating the neighborhood meeting was held and the zone change application is based on materials presented at the meeting. Include a brief synopsis of the meeting results including the copy of the meeting notice, written materials provided at the meeting and a brief synopsis of the meeting results and minutes of the meeting.

ANSWER: See attached materials.

Question 4: Properties within a 300 foot radius of the zone change.

ANSWER: A copy of the mailing labels is enclosed for your convenience.

Question 5: Certified list of names and addresses of the owners of all property shown within the 300 foot radius on the map as provided by Planning. The certified list is to be certified by the Yellowstone County Clerk and Recorder:

ANSWER: The certified list is attached to this application.


Question 6: Filing Fee.

ANSWER: It has been indicated to the County that the filing fee will be waived for this governmental entity.

Questions 7 and 8: Notification of property owners of the public hearing before the Zoning Commission.

ANSWER: The zoning coordinator will take care of the notification procedure and will notify the County as to date, time and place of the Zoning Commission hearing.

RESPECTFULLY SUBMITTED this 21st day of December, 2010.


Daniel L. Schwarz
Yellowstone County Chief Deputy Attorney

Cc: County Commissioners
Charlie Hamway

ORDINANCE NO. 11-_____

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR a parcel of land described as Lots 1A and 1B Rush Acreage Tracts Subdivision, a 1.243 acre parcel of land and generally located at 1910 and 1918 Shiloh Road.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. RECITALS. *Title 76, Chapter 2, Part 3, MCA, and Sections 27-302 and 27-1502, BMCC*, provide for amendment to the City Zoning Map from time to time. The City Zoning Commission and staff have reviewed the proposed zoning for the real property hereinafter described. The Zoning Commission and staff have considered the twelve (12) criteria required by Title 76, Chapter 2, Part 3, MCA. The recommendations of the Zoning Commission and staff have been submitted to the City Council, and the City Council, in due deliberation, has considered the twelve (12) criteria required by state law.

2. DESCRIPTION. A tract of land described as Lots 1A and 1B Rush Acreage Tracts Subdivision, a 1.243 acre parcel of land and is presently zoned **Residential 7,000 (R-70)** and is shown on the official zoning maps within this zone.

3. ZONE AMENDMENT. The official zoning map is hereby amended and the zoning for **the above described parcel** is hereby changed from **Residential 7,000 (R-70) to Residential Professional (RP)** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to **Residential Professional (RP)** as set out in the Billings, Montana City Code.

4. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

5. EFFECTIVE DATE. This ordinance shall be effective from and after final passage and as provided by law.

PASSED by the City Council on first reading February 28, 2011.

PASSED, ADOPTED AND APPROVED on second reading March 14, 2011.

CITY OF BILLINGS:

BY: _____
Thomas W. Hanel, Mayor

ATTEST:

BY: Cari Martin, City Clerk
Zone Change #872 –1910 and 1918 Shiloh Road