

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

November 26, 2012

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Cimmino

ROLL CALL: Councilmembers present on roll call were:

MINUTES:

- October 22, 2012
- November 13, 2012

COURTESIES:

PROCLAMATIONS:

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 4 ONLY. Speaker sign-in required. (Comments offered here are limited to one (1) minute. 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. **Change Order #3 - South Park Gazebo**, Fisher Construction, \$2,270.
 - B. **One-Year Extension of Health Insurance Consulting Services Contract** with Gallagher Benefit Services, Inc. (extended until 12/31/2013); \$50,750.
 - C. **Downtown Revolving Fund Inter-Creditor Agreement Amendment** adding Rocky Mountain Bank and distributing an even participation percentage between all banks.

- D. **Memorandum of Agreement with Montana State University-Billings (MSU-B)** to include its campus in the City's water system sampling plan.
- E. **Second/Final Reading Ordinance** amending the Expanded N. 27th Street Urban Renewal Plan to include a Retail Recruitment and Retention Program as a project eligible for tax increment financing.
- F. **Second/Final Reading Ordinance** repealing Sections 2-533 through 2-535 of the Billings, Montana, Municipal Code disbanding the Emergency Services Board.
- G. **Bills and Payroll:**
 - 1. October 29, 2012

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND SITE DEVELOPMENT ORDINANCE VARIANCE #OP-12-04:** A variance from Section 6-1203(j) allowing reduction from the required 33 parking spaces to 17 parking spaces with 8 spaces located in the Broadwater Avenue arterial setback, at 908 Broadwater Avenue. Patricia Kuchera, owner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- 3. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #905:** A zone change from Residential Manufactured Home (RMH) to Highway Commercial (HC) on a 1.48-acre parcel described as Lots 12, 13, 14 and 15A, Block 5, Wanigan Subdivision, generally located at 1001 Main Street. BEL, LLC, owner; William Lane, agent. Zoning Commission recommends approval of the zone change and adoption of the determinations of the ten criteria. (Action: approval or disapproval of Zoning Commission recommendation.)
- 4. **2013 MONTANA LEGISLATIVE PRIORITIES.** Staff recommends approval. (Action: approval or disapproval of Staff recommendation.)

PUBLIC COMMENT on Non-Agenda Items -- Speaker Sign-in required. (Restricted to ONLY items not on this printed agenda. Comments here are limited to 3 minutes. 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

Meeting Date: 11/26/2012
TITLE: South Park Gazebo Change Order #3
PRESENTED BY: Mike Whitaker
Department: Parks/Rec/Public Lands

Information

PROBLEM/ISSUE STATEMENT

On July 23, 2012, Council approved a contract with Fisher Construction, Inc. to construct the new gazebo at South Park. As the project has proceeded there have been some unforeseen issues surface requiring additional work and materials. Change Order #3 addresses these issues. Cost of this change order is \$5,979.00 and will be covered by the project contingency.

ALTERNATIVES ANALYZED

Council may:

- Approve Change Order #3.
- Not approve Change Order #3 and provide direction to staff.

FINANCIAL IMPACT

The total cost for Change Order #3 is \$5,979.00 and will be covered by the project funds. There will be no financial impact to the City.

RECOMMENDATION

Staff recommends that the City Council approve Change Order #3 in the amount of \$5,979.00 to fund this additional work to the South Park Gazebo project.

APPROVED BY CITY ADMINISTRATOR

Attachments

Change Order #3

CHANGE ORDER

No. Three (3)

PROJECT: South Park Gazebo **DATE OF ISSUANCE:** November 13, 2012

OWNER: City of Billings **OWNER'S PROJECT NO.** _____
(Name & Address) 390 North 23rd Street
Billings, MT 59101

CONTRACTOR: Fisher Construction, Inc. **ARCHITECT:** HGFA Architects
235 Moore Lane
Billings, MT 59101 **ARCHITECT'S PROJECT NO.** 21106

CONTRACT FOR: Construction of a new gazebo at South Park

You are directed to make the following changes in the Contract Documents.

Purpose of Change Order: To do work not anticipated in construction documents but necessary as part of existing field conditions as follows:

- Relocate existing electrical conduit to accommodate concrete slab. \$361.00. CR# 03.
- Adjust patio elevation to avoid buried utilities and replace existing sidewalk sections damaged prior to construction. \$993.00. See CR# 04.
- Provide cost for security night watchman to prevent vandalism of newly poured concrete. \$224.00. See CR# 05.
- Provide a 1% slope to the gazebo slab to provide for positive drainage. \$462.00. See CR# 06.
- Add ledger board around upper tension ring for T&G bearing surface. \$230.00. See CR# 07.
- Delete Grass seed from the contract and replace with sod. Add 2 boulders to retain slope of shrub beds. \$3,709.00. See CR# 08.

TOTAL COST \$5,979.00

Attachments: 6

CHANGE IN CONTRACT PRICE:

Original Contract Price

\$ 140,775.00

Previous Change Orders No. 1 and No. 2

\$ 38,570.00

Contract Price prior to this Change Order

\$ 179,345.00

CHANGE IN CONTRACT TIME:

Original Contract Time

90
days or date

Net Change from previous Change Orders

None
days

Contract Time prior to this Change Order

90
days or date

Net Increase of this Change Order

\$ 5,979.00

Net Increase (decrease) of this Change Order

None
Days

Contract Price with approved Change Order

\$ 185,324.00

Contract Time with approved Change Order

90
days or date

APPROVED:

By _____
Owner

RECOMMENDED:

By _____
Architect

APPROVED:

By _____
Contractor



235 Moore Lane Phone: 406.259.2854
Billings, MT 59101 Fax: 406.259.1153

Change Request

No. **3**

August 30, 2012

To: HGFA Architects
222 North 32nd Street
Billings, MT 59101
Ph: (406)248-7811 Fax: (406)259-9279

Job: 12-1-024 South Park Gazebo
3016 6th Avenue South
Billings MT

Description: Move Conduit 15" below grade

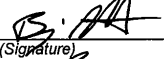
We are pleased to offer the following specifications and pricing to make the following changes:
Install (1) 2" slip sleeve on existing 2" PVC underground sub feeder and bury existing pipe to 15" below grade where it is currently located underneath the concrete footprint.

The total amount to provide this work is \$ 361.00

The schedule will be unaffected.

This proposal may be withdrawn by us if not accepted within 10 days.
If you have any questions, please contact me at (406)259-2854.

Authorized Signature
FISHER CONSTRUCTION, INC.


(Signature)
Ben Mitchell P.M.

Name & Title

Cc:

Authorized Signature
OWNER

(Signature)

Name & Title

Date



233 Moong Lane Phone: 408.251.2654
 Billings, MT 59101 Fax: 408.258.0633

CHANGE REQUEST COST SUMMARY

CR# 04
September 25, 2012

South Park Gazebo

Sidewalk Changes (Slope change and R&R cracked sidewalk)

A) FISHER DIRECT LABOR

1) Superintendent	3.00	Hrs	x	\$ 52.00	Hr	\$156
2) Carpenter		Hrs	x	\$ 50.00	Hr	
3) Laborer		Hrs	x	\$ 32.00	Hr	
4) Steel Worker		Hrs	x	\$ 79.00	Hr	
5) Subsistence / Travel		Dys	x	\$ 50.00	Dy	

A) FISHER DIRECT LABOR COST TOTAL **\$156.00**

B) FISHER MATERIALS:

1) Site Preparation	\$15.00
2) Cast in Place Concrete	\$50.00
3)	
4)	
5)	
6)	

B) FISHER MATERIAL TOTAL **\$65.00**

C) EQUIPMENT

1) Site Preparation	\$25.00
2)	
3)	
4)	
5)	

C) EQUIPMENT TOTAL **\$25.00**

D) SUBCONTRACTORS

1) Morgan Contractors	\$250.00
2) Morgan Contractors	\$400.00
3)	
4)	
5)	
6)	

D) SUBCONTRACTOR TOTAL **\$650.00**

E) PROJECT MANAGEMENT

1) Project Manager		Hrs	x		Hr
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E) PROJECT MANAGEMENT TOTAL

F) ITEMS 'A' THROUGH 'E' SUBTOTAL		\$896.00
G) FISHER MARKUP @ 10.00% OF MATERIAL & EQUIPMENT		\$9.00
H) COMMISSION ON SUBCONTRACTORS @ 10.00%		\$65.00
I) PREMIUM FOR BONDS, INSURANCE, etc.		\$20.00
J) 1% GROSS RECEIPTS TAX:		\$3.00

TOTAL **\$993.00**



233 Moong Lane Phone: 408.251.2654
 Billings, MT 59101 Fax: 408.258.063

CHANGE REQUEST COST SUMMARY

CR# 05
 October 10, 2012

South Park Gazebo

Security Services for Slab

A) FISHER DIRECT LABOR

1) Superintendent		Hrs	x	\$ 32.00	Hr
2) Carpenter		Hrs	x	\$ 31.00	Hr
3) Laborer		Hrs	x	\$ 19.00	Hr
4) Steel Worker		Hrs	x	\$ 48.00	Hr
5) Subsistence / Travel		Dys	x	\$ 50.00	Dy

A) FISHER DIRECT LABOR COST TOTAL

B) FISHER MATERIALS:

- 1) _____
- 2) _____
- 3) _____
- 4) _____
- 5) _____
- 6) _____

B) FISHER MATERIAL TOTAL

C) EQUIPMENT

- 1) _____
- 2) _____
- 3) _____
- 4) _____
- 5) _____

C) EQUIPMENT TOTAL

D) SUBCONTRACTORS

1) Sundown Security Services	\$224.00
2) _____	
3) _____	
4) _____	
5) _____	
6) _____	

D) SUBCONTRACTOR TOTAL \$224.00

E) PROJECT MANAGEMENT

1) Project Manager		Hrs	x		Hr
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E) PROJECT MANAGEMENT TOTAL

F) ITEMS 'A' THROUGH 'E' SUBTOTAL \$224.00

G) FISHER MARKUP @ _____ OF MATERIAL & EQUIPMENT

H) COMMISSION ON SUBCONTRACTORS @ _____

I) PREMIUM FOR BONDS, INSURANCE, etc.

J) 1% GROSS RECEIPTS TAX:

TOTAL \$224.00



233 Moong Lane Phone: 408.251.2654
 Billings, MT 59101 Fax: 408.258.0633

CHANGE REQUEST COST SUMMARY

CR# 06
 October 10, 2012

South Park Gazebo

Give a 1% slope to the Gazebo slab

A) FISHER DIRECT LABOR

1) Superintendent		Hrs	x	\$ 52.00	Hr
2) Carpenter		Hrs	x	\$ 50.00	Hr
3) Laborer		Hrs	x	\$ 32.00	Hr
4) Steel Worker		Hrs	x	\$ 79.00	Hr
5) Subsistence / Travel		Dys	x	\$ 50.00	Dy

A) FISHER DIRECT LABOR COST TOTAL

B) FISHER MATERIALS:

1) Cast in Place Concrete	\$407.00
2)	
3)	
4)	
5)	
6)	

B) FISHER MATERIAL TOTAL \$407.00

C) EQUIPMENT

1)	
2)	
3)	
4)	
5)	

C) EQUIPMENT TOTAL

D) SUBCONTRACTORS

1)	
2)	
3)	
4)	
5)	
6)	

D) SUBCONTRACTOR TOTAL

E) PROJECT MANAGEMENT

1) Project Manager		Hrs	x		Hr
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E) PROJECT MANAGEMENT TOTAL

F) ITEMS 'A' THROUGH 'E' SUBTOTAL		\$407.00
G) FISHER MARKUP @ 10.00% OF MATERIAL & EQUIPMENT		\$41.00
H) COMMISSION ON SUBCONTRACTORS @ 10.00%		\$9.00
I) PREMIUM FOR BONDS, INSURANCE, etc.		\$5.00
J) 1% GROSS RECEIPTS TAX:		\$5.00

TOTAL \$462.00



233 Moong Lane Phone: 408.251.2654
 Billings, MT 59101 Fax: 408.258.0633

CHANGE REQUEST COST SUMMARY

CR# 7
 October 10, 2012

South Park Gazebo

Add ledger board around upper tension ring for T&G bearing.

A) FISHER DIRECT LABOR

1) Superintendent		Hrs	x	\$ 52.00	Hr	
2) Carpenter	3.40	Hrs	x	\$ 50.00	Hr	\$170
3) Laborer		Hrs	x	\$ 32.00	Hr	
4) Steel Worker		Hrs	x	\$ 79.00	Hr	
5) Subsistence / Travel		Dys	x	\$ 50.00	Dy	

A) FISHER DIRECT LABOR COST TOTAL \$170.00

B) FISHER MATERIALS:

1) Rough Framing						\$48.00
2)						
3)						
4)						
5)						
6)						

B) FISHER MATERIAL TOTAL \$48.00

C) EQUIPMENT

1)						
2)						
3)						
4)						
5)						

C) EQUIPMENT TOTAL

D) SUBCONTRACTORS

1)						
2)						
3)						
4)						
5)						
6)						

D) SUBCONTRACTOR TOTAL

E) PROJECT MANAGEMENT

1) Project Manager		Hrs	x		Hr	
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E) PROJECT MANAGEMENT TOTAL

F) ITEMS 'A' THROUGH 'E' SUBTOTAL						\$218.00
G) FISHER MARKUP @ 10.00%				OF MATERIAL & EQUIPMENT		\$5.00
H) COMMISSION ON SUBCONTRACTORS @ 10.00%						\$5.00
I) PREMIUM FOR BONDS, INSURANCE, etc.						\$2.00
J) 1% GROSS RECEIPTS TAX:						

TOTAL **\$230.00**



233 Moore Lane Phone: 408.251.2856
 Billings, MT 59101 Fax: 408.258.0533

CHANGE REQUEST COST SUMMARY

CR# 8
 October 30, 2012

South Park Gazebo

Landscaping Changes

A) FISHER DIRECT LABOR

1) Superintendent		Hrs	x	\$ 52.00	Hr
2) Carpenter		Hrs	x	\$ 50.00	Hr
3) Laborer		Hrs	x	\$ 32.00	Hr
4) Steel Worker		Hrs	x	\$ 79.00	Hr
5) Subsistence / Travel		Dys	x	\$ 50.00	Dy

A) FISHER DIRECT LABOR COST TOTAL

B) FISHER MATERIALS:

- 1) _____
- 2) _____
- 3) _____
- 4) _____
- 5) _____
- 6) _____

B) FISHER MATERIAL TOTAL

C) EQUIPMENT

- 1) _____
- 2) _____
- 3) _____
- 4) _____
- 5) _____

C) EQUIPMENT TOTAL

D) SUBCONTRACTORS

1) A-1 Landscaping & Nursery	\$3,300.00
2) _____	
3) _____	
4) _____	
5) _____	
6) _____	

D) SUBCONTRACTOR TOTAL \$3,300.00

E) PROJECT MANAGEMENT

1) Project Manager		Hrs	x		Hr
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E) PROJECT MANAGEMENT TOTAL

F) ITEMS 'A' THROUGH 'E' SUBTOTAL		\$3,300.00
G) FISHER MARKUP @ 10.00% OF MATERIAL & EQUIPMENT		
H) COMMISSION ON SUBCONTRACTORS @ 10.00%		\$330.00
I) PREMIUM FOR BONDS, INSURANCE, etc.		\$75.00
J) 1% GROSS RECEIPTS TAX:		\$4.00

TOTAL **\$3,709.00**



PROPOSAL
A-1 Landscaping & Nursery

"Let Us Make the Outside of Your Home
 as Beautiful as the Inside"

1730 So. 48th St. West
 Billings, Montana 59106
 Phone 656-1932

Atten: Ben

Proposal Submitted To: Fisher Construction	Date:	10/30/2012
Street:	Phone:	Fax
City, State and Zip Code:	Job Name:	S. Park Gazebo
	Job Location:	

Change Hydroseeded lawn to sod lawn			\$2,800.00
Add two boulders to resolve grading issues in planters			\$500.00
Change order request for additional work			\$3,300.00

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: One Year Health Insurance Consulting Services Contract with Gallagher Benefit Services, Inc.

PRESENTED BY: Patrick M. Weber, Finance Director

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City's current Health Insurance Consulting Services contract with Gallagher Benefit Services, Inc. expires on the 31st day of December, 2012. The contract is for a period of five (5) years commencing on the 1st day of January, 2008, and ending on the 31st day of December, 2012. The parties mutually desire to extend the end date for the contract by one year to the 31st day of December, 2013.

The Health Insurance Committee has been engaged with Gallagher the last two years to stop the use of reserves in the Health Fund. The City believes that changing consultants in the middle of this process would be detrimental to the City and its employees. The reserves have increased ~\$1.1 million in the last nine months.

ALTERNATIVES ANALYZED

The Council may:

- Approve the one year extension; or
- Not approve the one year extension.

FINANCIAL IMPACT

The one year extension will cost \$50,750, an increase from calendar year 2012 of \$1,500.

RECOMMENDATION

Staff recommends Council approve the one year extension of the Health Insurance Consulting Services contract with Gallagher Benefit Services, Inc.

APPROVED BY CITY ADMINISTRATOR

Attachments

Contract amendment

AMENDMENT ONE
TO
HEALTH INSURANCE CONSULTING SERVICES CONTRACT
BY AND BETWEEN

THE CITY OF BILLINGS
AND
GALLEGHER BENEFIT SERVICES, INC.

WHEREAS, on January 1, 2008, the City of Billings (hereinafter "the City") and Gallagher Benefit Services, Inc. (hereinafter "the Consultant") entered into a Health Insurance Consulting Services contract (hereinafter the "Contract") for the City and;

WHEREAS, said Contract is for a period of five (5) years commencing on the 1st day of January 2008, and ending on the 31st day of December 2012, and;

WHEREAS, the parties mutually desire to extend the end date for the Contract,

NOW THEREFORE, the Contract is hereby amended as follows:

4. **CONTRACT PERIOD**

The Health Insurance Consulting Services Contract is for a period of six (6) years, beginning on January 2008, and ending on the 31st day of December 2013. The fees will be \$50,750 for the one year extension.

FURTHER, all other terms and conditions of the Contract remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto set their hand this _____ day
of _____ 20__.

By _____
CARI MARTIN, CITY CLERK

CITY OF BILLINGS, MONTANA

GALLEGHER BENEFIT SERVICES, INC.

By _____
THOMAS W. HANEL, MAYOR

By _____
REPRESENTATIVE

Print Name _____

Print Title _____

APPROVED AS TO FORM:

By _____
BRENT BROOKS, City Attorney

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: Downtown Revolving Fund Inter-Creditor Loan Agreement Amendment

PRESENTED BY: Patrick M. Weber, Finance Director

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

During the 1980s and 1990s, the City of Billings operated a revolving loan fund for downtown building and business improvements. By 2000, the \$1.6 million fund was nearly depleted and the City could not originate new loans. In October 2000, the City of Billings and five banks with downtown offices executed an Inter-Creditor Agreement. That agreement extended up to \$1.6 million in bank loan funds to improve downtown businesses and properties. The amount was later expanded to \$3.2 million. The original agreement had a five-year term and at the end of that time, the banks and City extended the agreement for five more years. The contract was renewed for another five years on September 14, 2010.

Representatives of the seven banks, Downtown Partnership and City met on the morning of October 30, 2012. This group contained three members of the Downtown Revolving Loan Fund Committee. All seven bank representatives signed the amendment that allows Rocky Mountain Bank to participate in the Downtown Revolving Loan Fund and distribute an even participation percentage among all banks.

ALTERNATIVES ANALYZED

The City Council may

- Approve the amended Inter-Creditor Agreement and allow the Revolving Loan Fund to continue operating with participation by Rocky Mountain Bank, or
- Disapprove the Inter-Creditor Agreement amendment. The City would make no more loans for downtown property improvements. The City would be obligated to continue collecting loan payments from downtown owners and to repay each bank that has an outstanding commitment to the loan fund.

FINANCIAL IMPACT

The Inter-Creditor Agreement obligates the City to repay loans that are committed by the banks. The primary source of security for the bank loans is the City's portion of the Fund and secondarily, the security provided by the end borrowers. Security is usually in the form of second mortgages and personal guarantees. There are 23 outstanding loans with \$2.26 million in loans receivable. Only one borrower is delinquent, totaling about \$72,600.

RECOMMENDATION

Staff, the Revolving Loan Committee, and seven participating banks recommend that the City Council approve the amendment to the Inter-Creditor Agreement that adds Rocky Mountain Bank and distributes an even participation percentage between all banks.

APPROVED BY CITY ADMINISTRATOR

Attachments

Amendment

AGREEMENT TO AMEND PARTS OF THE INTER-CREDITOR AGREEMENT

WHEREAS, on the 2nd day of October, 2000, the parties entered into an Inter-Creditor Agreement (hereinafter “Agreement”), which provided, *inter alia*, that the Commitments of all Banks which were a part to the Agreement would automatically terminate, if not previously terminated, on the fifth anniversary of the Agreement, and

WHEREAS, on the 22nd day of August, 2005, the parties agreed to extend the term of the Agreement for an additional five (5) year term and that Agreement would automatically terminate, if not previously terminated, on the fifth anniversary of the extended Agreement, and

WHEREAS, on the 14th day of September, 2010, the parties agreed to amend parts of and extend the term of the Agreement for an additional five (5) year term and that Agreement would automatically terminate, if not previously terminated, on the fifth anniversary of the extended Agreement, and

WHEREAS, all of the parties have agreed to include Rocky Mountain Bank as a party to this agreement and, as such, amend Exhibit A to include Rocky Mountain Bank and revise the COMMITMENTS OF THE BANKS, and

WHEREAS, all of the parties have agreed to allow Yellowstone Bank a party to this agreement and, as such, amend Exhibit A to include an increase of the Yellowstone Bank’s percentage of participation and thus revise the COMMITMENTS OF THE BANKS, and

WHEREAS, the parties wish to amend the Agreement to reflect certain changes that have developed over time:

NOW, THEREFORE, in consideration of the premises and the mutual promises of the parties hereto, the aforesaid Agreement is hereby amended. In all other respects the Agreement, as previously amended and as amended by this instrument is hereby reaffirmed by the parties hereto.

1. Amendments to Agreement:

- a. Amend the 1st paragraph of the 2, October, 2000 agreement to:

THIS INTER-CREDITOR AGREEMENT (this “Agreement”) is made to reaffirm the Agreement first made as of the second day of October, 2000, and is thus amended by and among Yellowstone Bank, Western Security Bank, First Interstate Bank, Wells Fargo Bank Montana, N.A., U. S. Bank National Association MT, Stockman Bank and Rocky Mountain Bank (together, the “Banks”) and the City of Billings, Montana, a municipal corporation (the “Borrower” or “City”).

b. Amend EXHIBIT A to:

COMMITMENTS OF THE BANKS

<u>BANK</u>	<u>Current</u>	<u>New</u>	<u>Fund Commitment</u>
Yellowstone Bank	3.4%	14.28571%	\$457,142.86
Western Security Bank	19.3%	14.28571%	\$457,142.86
First Interstate Bank	19.3%	14.28571%	\$457,142.86
Wells Fargo Bank	19.3%	14.28571%	\$457,142.86
U. S. Bank	19.3%	14.28571%	\$457,142.86
Stockman Bank	19.3%	14.28571%	\$457,142.86
<u>Rocky Mountain Bank</u>	<u>0%</u>	<u>14.28571%</u>	<u>\$457,142.86</u>
Aggregate Commitment	100%	100%	\$3,200,000

All of the other terms and conditions of the aforesaid Agreement first made on the second day of October, 2000, as amended on the 19th day of November, 2003 and the 26th day of October, 2007, and as renewed on the 22nd day of August, 2005 and amended and renewed on the 14th day of September, 2010, are specifically reaffirmed by the parties hereto, and shall remain in full force and effect as if set forth hereinbelow in their entirety.

IN WITNESS WHEREOF, the Borrower and the Banks have caused this Agreement to be duly executed and sealed by their duly authorized officers, all as of this _____ day of November, 2012.

The City of Billings

Attest:

By: Cari Martin, City Clerk
P.O. Box 1178
Billings, MT 59103

By: Thomas W. Hanel, Mayor
P.O. Box 1178
Billings, MT 59103

(SEAL)

Banks

Yellowstone Bank

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

Stockman Bank

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

Western Security Bank

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

First Interstate Bank

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

Wells Fargo Bank National Association.

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

U.S. Bank N.A.

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

Rocky Mountain Bank

By: x _____
(Signature)
Name: _____
(Printed)
Title: _____
Address _____

Regular City Council Meeting

Meeting Date: 11/26/2012
TITLE: Interlocal Agreement With MSU-B
PRESENTED BY: David Mumford
Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The City has been asked by Montana State University-Billings (MSU-B) to enter into a Memorandum of Agreement (MOA) to include them in the City's water system sampling plan. This agreement would provide MSU-B with the opportunity to seek a waiver from the Montana Department of Environmental Quality, which would exempt MSU-B from most of the monitoring requirements for public water systems under the Safe Drinking Water Act. The agreement would not require additional sampling or any significant structural changes to the City's sampling plan. The agreement would not make the City responsible for the operation or maintenance of the water distribution system on MSU-B's campus. The City's legal department has concluded that a MOA of the nature desired by MSU-B constitutes an interlocal agreement and pursuant to Section 7-11-104, MCA of Montana's Interlocal Cooperation Act, it "must be authorized and approved by the governing body of each party to the contract", so the Administrator is required by statute to receive the City Council's authorization to enter into the agreement on behalf of the City.

ALTERNATIVES ANALYZED

The City Council may:

- Authorize the City Administrator to enter into an interlocal agreement with MSU-B to include their facilities in our water system, or
- Reject the agreement with MSU-B.

FINANCIAL IMPACT

There is no financial impact that results from entering into the agreement with MSU-B.

RECOMMENDATION

Staff recommends Council authorize the Administrator to sign a renewable Memorandum of Agreement (MOA) with Montana State University-Billings (MSU-B) to include their campus in the City's water system sampling plan.

APPROVED BY CITY ADMINISTRATOR

Attachments

Agreement

MEMORANDUM OF AGREEMENT

This **Memorandum of Agreement**, effective as of November _____, 2012, between Montana State University Billings (**MSU-B**) and the City of Billings (**Billings**) collectively referred to as the “**Parties**”, addresses areas of responsibility with respect to the National Primary Drinking Water Regulations (40 CFR Part 141) and fulfills the requirements of the Administrative Rules of Montana section 17.38.210(1)(e) to be considered for exclusion.

WHEREAS, MSU-B has been classified as a Non-Transient, Non-Community (NTNC) public water supply system which:

- a) consists only of distribution and storage facilities and does not have any collection or treatment facilities;
- b) obtains all of its potable water from a public water system;
- c) does not sell water to any person; and
- d) is not a carrier that conveys passengers in interstate commerce.

WHEREAS, Billings is a public water system to which the regulations of Part 141 apply and is the sole provider of potable water to MSU-B.

NOW THEREFORE, in consideration of the mutual promises contained herein, the Parties agree as follows:

- a) Billings will (1) include MSU-B in its sampling plans as part of Billings’ population and as potential sampling sites which does not dictate that Billings will routinely sample from MSU-B’s system but reserves the right to sample as it deems necessary, (2) be responsible for issuing public notices, (3) be responsible for issuing a single Consumer Confidence Report, (4) document costs it incurs for any additional sampling required; and
- b) MSU-B will (1) remain responsible to insure its distribution system is sound and compliant, (2) promptly notify Billings of any disruption of service, (3) be responsible for the campus distribution of public notices within 24 hours and

consumer confidence reports by 1 July, (4) reimburse Billings for any additional sampling required.

c) The term of this Agreement shall be one year from the effective date and automatically renew annually. Either Party may terminate this Agreement following a thirty-day written notification with a copy to Montana Department of Environmental Quality (Public Water Supply Program).

d) Notices required by this Agreement shall be sent to the following addresses:

Montana State University Billings
Facility Services
1500 University Drive
Billings, MT 59101

Jason.mcgimpsey@MSU-Billings.edu

City of Billings
Public Works Department
Attn: Water Treatment Superintendent
P.O. Box 30958
Billings, MT 59111

IN WITNESS WHEREOF, the parties have caused this Agreement to be duly executed and effective as of the above date.

Montana State University – Billings

City of Billings

By: _____
Dr. Rolf Groseth, Chancellor

By: _____
Christina F. Volek, City Administrator

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: Second Reading Ordinance to Amend the Expanded N. 27th Street Urban Renewal Plan by Adding a Retail Recruitment and Retention Project

PRESENTED BY: Bruce McCandless, Asst. City Administrator

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

On November 13, the City Council approved an ordinance on first reading that amends the Expanded N. 27th Street Urban Renewal Plan by adding a retail recruitment and retention project. The second reading of the ordinance is scheduled for this meeting. If Council approves it, the plan amendment will be effective 30 days after adoption, or on December 12, 2012. The Downtown Billings Alliance (DBA) has not requested funding for the project but that could occur in future months or fiscal years.

ALTERNATIVES ANALYZED

The City Council may approve or disapprove the ordinance. Disapproving it will leave the urban renewal plan as it is currently adopted.

FINANCIAL IMPACT

The DBA has not requested an appropriation for the project, so there is not an immediate financial impact and its ultimate cost is unknown at this time.

RECOMMENDATION

The Downtown Billings Alliance recommends that the City Council adopt second reading of the ordinance that amends the Expanded N. 27th Street Urban Renewal Plan by adding a Retail Recruitment and Retention project.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: Second Reading -- Ordinance Disbanding Emergency Services Board

PRESENTED BY: Tina Volek

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City Council held a public hearing and approved on first reading an ordinance disbanding the Emergency Services (EMS) Board at its November 13, 2012, business session. The second reading and final approval of the ordinance is proposed.

The Council directed staff at its September 17, 2012, work session to place the ordinance on a future Council agenda. Earlier in 2012, the Council had approved an initiative to investigate converting the EMS Board to a Yellowstone County function. The EMS Board was created at a time when the parent organization of the ambulance company that provides primary services in the City declared bankruptcy, and City officials and residents wanted a body to step in if the ambulance service left the city. Since the stabilization of the private service, the EMS Board's objectives primarily have been to review existing City ordinances and policies, and make recommendations to the Mayor and City Council to provide the appropriate level of EMS. It has been increasingly difficult to recruit EMS Board members, and attendance at the EMS Board meetings has declined.

EMS concerns now center primarily around provision of service in unincorporated areas of Yellowstone County more than in the City. At a joint meeting the Yellowstone County held with rural and city fire departments, it was determined that several public and private groups already exist to address most of the issues of concern, and there is no need to create a County committee. Therefore, it is proposed that the Fire Chief continue to work with the Yellowstone County Emergency Services Director on issues of mutual interest, and the EMS Board be disbanded.

If approved on second reading by a simple majority, the ordinance will become effective in 30 days.

ALTERNATIVES ANALYZED

The City Council may:

- Vote to approve the ordinance disbanding the Emergency Services Board;
- Vote to continue the Emergency Services Board; or
- Identify some other issues for the Emergency Services Board to undertake.

FINANCIAL IMPACT

Aside from saving staff time in preparing for and attending meetings, there will be no financial impact.

RECOMMENDATION

Staff recommends that the Council approve the ordinance disbanding the EMS Board on second reading.

APPROVED BY CITY ADMINISTRATOR

Attachments

EMS Board Removal

ORDINANCE NO. 12-_____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING
FOR THE REPEAL OF SECTIONS 2-533 THROUGH 2-535 OF
THE BILLINGS, MONTANA CITY CODE, AND DECLARING
SAME TO BE NULL AND VOID AND OF NO EFFECT.

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

Section 1. That Division 5 and Sections 2-533 through 2-535 of the Billings, Montana, City Code are hereby repealed and declared null and void and of no effect.

~~**DIVISION 5.—EMERGENCY SERVICES BOARD**~~

~~**Sec. 2-533.—Emergency medical service advisory board created.**~~

~~There is hereby created an emergency medical service (EMS) advisory commission.~~

~~**Sec. 2-534.—Composition, appointment, term.**~~

~~The EMS advisory commission shall be composed of nine (9) members from the city and Yellowstone County as follows: A senior citizen residing within the city and five (5) at large citizens residing within the city. The remaining four (4) members of the commission shall consist of the following: The city fire chief, who shall be a non-voting member, a Yellowstone County government representative, one (1) representative each from Deaconess Medical Center and St. Vincent Hospital and Health Center, one (1) city council member shall be appointed by the mayor as a liaison to the commission and shall report as necessary to the city council.~~

~~**Sec. 2-535.—Powers and duties.**~~

~~Pursuant to Article V, Section 5.01 of the City Charter, the EMS commission shall serve in an advisory capacity to the city council in all aspects of formulating city policy and/or ordinances concerning emergency medical services. The primary, initial responsibility of the commission shall be to review existing city ordinances and policies and make recommendations to the mayor and city council that will improve the city's ability to provide the appropriate level of emergency medical services as required by community need. Additionally, the commission shall continuously review the current local organizations which provide emergency medical services and shall assess their~~

~~ability to provide necessary and appropriate services to the community. The commission shall present an annual written status report to the city council summarizing the commission's on-going review and assessment.~~

Section 2. **EFFECTIVE DATE.** This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.

Section 3. **REPEALER.** All resolutions, ordinances and sections of the City Code inconsistent herewith are hereby repealed.

Section 4. **SEVERABILITY.** If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and to this end, the provisions of this ordinance are declared to be severable.

PASSED by the City Council on first reading this 13th day of November, 2012.

PASSED, ADOPTED and APPROVED by the City Council on second reading this 26th day of November, 2012.

CITY OF BILLINGS

By: _____
Thomas W. Hanel, Mayor

ATTEST:

By: _____
Cari Martin, City Clerk

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: Payment of Claims October 29, 2012.

PRESENTED BY: Pat M. Weber, Finance Director

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$1,345,028.41 have been audited and are presented for your approval for payment. A complete listing of the claims dated October 29, 2012 is available in the Finance Department.

ALTERNATIVES ANALYZED

No other alternatives were analyzed.

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.

AP Report > \$2,500 for 10/29/2012

Check Date	Check	Name	Amount	Account	Item Desc
10/29/2012	760287	A & I Distributors	284.90	5410-31220-402320 2223195	
10/29/2012	760287	A & I Distributors	0.57	6010-15530-402650 2227078	
10/29/2012	760287	A & I Distributors	3,929.19	6010-00000-141000 2227078	PO NUM 289963
10/29/2012	760287	A & I Distributors	0.55	6010-15530-402650 2233000	
10/29/2012	760287	A & I Distributors	307.34	6010-00000-141000 2233000	PO NUM 289963
10/29/2012	760287	A & I Distributors	560.22	5710-71440-402320 229126	
10/29/2012	760287	A & I Distributors	2,455.86	6010-00000-141714 229126	PO NUM 289963
10/29/2012	760287	A & I Distributors	284.90	5410-31230-402310	blue def for landfill
10/29/2012	760287	A & I Distributors	32.12	5610-71130-402240	Invoice #2223591. Degreaser/cleaner for equipment
10/29/2012	760287	A & I Distributors	569.25	5610-71130-402310	Invoice #2228486. Equipment oil
10/29/2012	760287	A & I Distributors	2,096.16	5410-31230-402310	oil and misc at landfill
10/29/2012	760287	A & I Distributors	958.10	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 290709
10/29/2012	760287	A & I Distributors	0.11	6010-15530-402650 2229519	
10/29/2012	760287	A & I Distributors	393.14	6010-00000-141714 2229519	PO NUM 289963
10/29/2012	760287	A & I Distributors	2,725.36	6010-00000-141000 2233000	PO NUM 289963
10/29/2012	760287	A & I Distributors	494.45	5710-71440-402320 2232147	
10/29/2012	760290	Ace Electric Inc	722.50	4160-74930-409340	WO0928 WTP Backup Power Phase II
10/29/2012	760290	Ace Electric Inc	54,380.36	4160-74930-409340	WO0928 WTP Backup Power Phase II;
10/29/2012	760296	All Color Embroidery Services	3,308.00	5410-31220-402260	winter gear per contract
10/29/2012	760299	American Concrete INC	12,809.61	5130-85910-409340	Curb & Gutter work
10/29/2012	760305	Armacost Trane Service Co	534.38	5020-73140-402450	Cooling system repairs
10/29/2012	760305	Armacost Trane Service Co	7,299.75	5020-73140-402450	HVAC system repair and upgrade
10/29/2012	760305	Armacost Trane Service Co	5,346.00	5020-73140-402450	Upgrade BCU and software
10/29/2012	760305	Armacost Trane Service Co	178.12	5120-83140-402450	Cooling system repairs
10/29/2012	760305	Armacost Trane Service Co	2,433.25	5120-83140-402450	HVAC system repair and upgrade
10/29/2012	760305	Armacost Trane Service Co	1,782.00	5120-83140-402450	Upgrade BCU and software
10/29/2012	760306	Associated Employers Of Montana	510.00	0100-17500-403560	Inv. #13-58032
10/29/2012	760306	Associated Employers Of Montana	255.00	0100-17500-403560	Invoice #13-58031
10/29/2012	760306	Associated Employers Of Montana	237.50	0100-17500-403560	Inv. #13-58052
10/29/2012	760306	Associated Employers Of Montana	142.50	0100-17500-403560	Inv. #13-58056
10/29/2012	760306	Associated Employers Of Montana	95.00	0100-17500-403560	Inv. #13-58140
10/29/2012	760306	Associated Employers Of Montana	285.00	0100-17500-403560	Inv. #13-58186

10/29/2012	760306	Associated Employers Of Montana	142.50	0100-17500-403560	Inv. #13-58257
10/29/2012	760306	Associated Employers Of Montana	760.00	0100-17500-403560	Inv. #13-58258
10/29/2012	760306	Associated Employers Of Montana	95.00	0100-17500-403560	Inv. #13-58278
10/29/2012	760306	Associated Employers Of Montana	47.50	0100-17500-403560	Inv. #13-58280
10/29/2012	760306	Associated Employers Of Montana	261.25	0100-17500-403560	Inv. #13-58322
10/29/2012	760306	Associated Employers Of Montana	255.00	0100-17500-403560	Inv. #13-58323
10/29/2012	760306	Associated Employers Of Montana	510.00	0100-17500-403560	Inv. #13-58324
10/29/2012	760306	Associated Employers Of Montana	213.75	0100-17500-403560	Inv. #13-58326
10/29/2012	760306	Associated Employers Of Montana	142.50	0100-17500-403560	Inv. #13-58327
10/29/2012	760306	Associated Employers Of Montana	71.25	0100-17500-403560	Inv. #13-58328
10/29/2012	760306	Associated Employers Of Montana	95.00	0100-17500-403560	Inv. #13-58329
10/29/2012	760306	Associated Employers Of Montana	47.50	0100-17500-403560	Inv. #13-58566
10/29/2012	760306	Associated Employers Of Montana	0.00	0100-17500-403560	Inv. #13-58349
10/29/2012	760306	Associated Employers Of Montana	47.50	0100-17500-403560	Inv. #13-58330
10/29/2012	760306	Associated Employers Of Montana	47.50	0100-17500-403560	Inv. #13-58426
10/29/2012	760318	Billings Depot Inc	5,295.86	6600-31100-405311	rent
10/29/2012	760318	Billings Depot Inc	7,943.81	6700-31410-405311	rent
10/29/2012	760322	Black Box Network Services	5,908.62	6200-19110-409480	Upgrade City Hall Core Network Switches
10/29/2012	760322	Black Box Network Services	2,804.94	6200-19110-409480	Avaya Ethernet Routing Switches Project
10/29/2012	760325	Business Tax Section	52.00	0100-51120-403690	Business tax for Kirkness Roofing Compnay-Re-roof portion of Community and Senior Center.
10/29/2012	760325	Business Tax Section	52.00	0100-51220-402450	Business tax for Kirkness Roofing Compnay-Re-roof portion of Community and Senior Center.
10/29/2012	760325	Business Tax Section	52.00	0100-51270-402450	Business tax for Kirkness Roofing Compnay-Re-roof portion of Community and Senior Center.
10/29/2012	760325	Business Tax Section	129.39	5130-85910-409340	Curb & Gutter work
10/29/2012	760325	Business Tax Section	55.43	5610-71170-403660	Asphal patch at IP-7
10/29/2012	760325	Business Tax Section	375.54	4680-31610-409310	SID 1393 Fritz Subdivision
10/29/2012	760325	Business Tax Section	781.51	5130-84910-409390	WO 09-26 WWTP CLARIFIER REHAB;
10/29/2012	760325	Business Tax Section	496.56	5130-84910-409390	WO 12-23 WWTP Headworks Backup Power
10/29/2012	760325	Business Tax Section	22.42	5130-84910-409390	WO 09-26 Primary Clarifier Rehab;
10/29/2012	760325	Business Tax Section	461.41	2050-31310-409310	SID 1393 Fritz Subdivision
10/29/2012	760325	Business Tax Section	7.30	4160-74930-409340	WO0928 WTP Backup Power Phase II
10/29/2012	760325	Business Tax Section	922.82	8400-31840-409310	WO 12-35 Misc Storm Drain
10/29/2012	760325	Business Tax Section	549.29	4160-74930-409340	WO0928 WTP Backup Power Phase II;
10/29/2012	760325	Business Tax Section	3.60	5130-84910-409390	WO 09-26 Primary Clarifier Rehab Projects
10/29/2012	760325	Business Tax Section	93.49	5130-84910-409390	WO 09-26 Primary Clarifier Rehab;

10/29/2012	760327	Charles and Janet Blakley	4,700.00	5020-72110-403590	Landscaping Repairs caused by Water line break
10/29/2012	760329	Cmg Construction, Inc.	91,359.58	8400-31840-409310	WO 12-35 2012 Misc. Storm Drain
10/29/2012	760331	Cop Construction Co	2,219.17	5130-84910-409390	WO 09-26 Primary Clarifier Rehab;
10/29/2012	760331	Cop Construction Co	77,369.63	5130-84910-409390	WO 09-26 WWTP CLARIFIER REHAB;
10/29/2012	760331	Cop Construction Co	9,255.92	5130-84910-409390	WO 09-26 Primary Clarifier Rehab;
10/29/2012	760331	Cop Construction Co	356.39	5130-84910-409390	WO 09-26 Primary Clarifier Rehab;
10/29/2012	760341	Ed Bartlett Llc	3,545.72	0100-14110-403950	Lobbyist Contract September 2012/Travel reimbursement for Helena & Kalispell/Liability Insurance reimbursement
10/29/2012	760355	Frontier Fence	3,304.27	5610-71130-403655	Invoice #5650. New security fence for installation at Edwards Jet Centern hangar. East end construction work.
10/29/2012	760370	Hardrives Construction Inc	5,487.61	5610-71170-403660	Asphal patch located at IP-7
10/29/2012	760373	Hdr Inc	40.69	5020-72110-403540	DRINKING WATER SOURCE STUDY
10/29/2012	760373	Hdr Inc	531.06	5020-72110-403540	DRINKING WATER SOURCE STUDY
10/29/2012	760373	Hdr Inc	9,727.75	5030-75910-409340	WO 10-12 WTP LOW SRVC PUM P STATION #1
10/29/2012	760373	Hdr Inc	1,457.74	5130-84910-409390	WO 10-29 WWTP WEST MECHANICAL MCC
10/29/2012	760373	Hdr Inc	344.39	5030-74910-409390	WO 11-08 WTP 2011 TRANSFER PUMP
10/29/2012	760373	Hdr Inc	1,259.74	5120-82110-403540	WO 12-13 IWPI Reuse and Reclamation Study
10/29/2012	760373	Hdr Inc	30,597.02	5120-82110-403540	WO 12-15 IWPI WWTF Plan
10/29/2012	760373	Hdr Inc	2,676.33	5030-74910-409390	WO 11-08 WTP High Service Pump Station 2011
10/29/2012	760373	Hdr Inc	687.13	5020-72110-403540	WO 12-13 IWPI Reuse and Reclamation Study
10/29/2012	760373	Hdr Inc	921.32	5130-84910-409390	WO 12-23 WWTP Headworks Backup Power & West Mechanical Room MCC-B5 Approved by C.Volek
10/29/2012	760373	Hdr Inc	343.56	8400-31840-403590	WO 12-13 IWPI Reuse and Reclamation Study
10/29/2012	760379	Innovyze Inc	2,000.00	5020-74000-403553	Water and Sewer Modeling Software
10/29/2012	760379	Innovyze Inc	2,500.00	5120-84000-403553	Water and Sewer Modeling Software
10/29/2012	760387	Jtl Group Inc Dba Knife River	37,059.02	5020-00000-141000	SYSTEMS PO NUM 290842
10/29/2012	760388	Junkermier, Clark, Campanella,	9,900.00	0100-15120-403530	progress payment for FY12 audit
10/29/2012	760392	Kemira Water Solutions, Inc	78,167.71	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 290927

10/29/2012	760395	Kirkness Roofing Company	5,417.00	0100-51120-403690	Re-roof shingle portion of Billings Community and Senior Center. Had to do a change order to take out the 1% business tax that was not included in intitial PO.
10/29/2012	760395	Kirkness Roofing Company	5,264.00	0100-51220-402450	Re-roof shingle portion of Billings Community and Senior Center. Had to do a change order to take out the 1% business tax that was not included in intitial PO.
10/29/2012	760395	Kirkness Roofing Company	4,763.00	0100-51270-402450	Re-roof shingle portion of Billings Community and Senior Center. Had to do a change order to take out the 1% business tax that was not included in intitial PO.
10/29/2012	760397	Knife River	102.79	5020-74000-402450	Crushed base course
10/29/2012	760397	Knife River	105.57	5020-74000-402450	Boulders
10/29/2012	760397	Knife River	278.64	5020-74000-402450	Boulders - Ironwood Pump Station
10/29/2012	760397	Knife River	675.95	2110-31320-404710	asphalt
10/29/2012	760397	Knife River	1,323.85	2110-31320-404710	asphalt
10/29/2012	760397	Knife River	2,420.55	2110-31320-404710	asphalt
10/29/2012	760397	Knife River	2,847.35	2110-31320-404710	asphalt
10/29/2012	760397	Knife River	3,079.45	2110-31320-404710	asphalt
10/29/2012	760397	Knife River	40.00	5130-85910-409340	Project related dump fees
10/29/2012	760397	Knife River	37,178.43	4680-31610-409310	SID 1393 Fritz Subdivision
10/29/2012	760397	Knife River	45,679.67	2050-31310-409310	SID 1393 Fritz Subdivision
10/29/2012	760400	Lift U	3,106.05	6010-00000-141714	142331 PO NUM 290940
10/29/2012	760401	Liquid Engineering Corporation	2,950.00	5020-74000-402450	Epoxy repairs
10/29/2012	760414	Montana Dakota Utilities Co	11.11	2950-66980-407275	Oct. Heating Bill for NSP property at 1128 Lynn
10/29/2012	760414	Montana Dakota Utilities Co	52.97	1500-22210-403440	06637925
10/29/2012	760414	Montana Dakota Utilities Co	19.07	5610-71170-403440	073869 28. October 2012 utilities. Row 1 Hangar 2
10/29/2012	760414	Montana Dakota Utilities Co	167.41	5610-71130-403440	31454601
10/29/2012	760414	Montana Dakota Utilities Co	10.40	5020-74000-403440	07162021
10/29/2012	760414	Montana Dakota Utilities Co	10.40	5610-71130-403440	31454801
10/29/2012	760414	Montana Dakota Utilities Co	430.47	5610-71190-403440	377185 02. Octoboer 2012. QTA Car Wash
10/29/2012	760414	Montana Dakota Utilities Co	22.05	5020-74000-403440	07342023
10/29/2012	760414	Montana Dakota Utilities Co	372.44	5610-71190-403440	379125 01. October 2012. QTA Mud Wash
10/29/2012	760414	Montana Dakota Utilities Co	244.43	5610-71130-403440	07385922

10/29/2012	760414	Montana Dakota Utilities Co	25.05	5610-71190-403440	379131 01. October 2012. Detail Bay #2 National/Alamo
10/29/2012	760414	Montana Dakota Utilities Co	6.28	5020-74000-403440	07365822
10/29/2012	760414	Montana Dakota Utilities Co	6.29	5020-74000-403440	07365822
10/29/2012	760414	Montana Dakota Utilities Co	57.59	5610-71170-403440	073858 25. October 2012. TSA Building
10/29/2012	760414	Montana Dakota Utilities Co	108.38	0100-51270-403440	07586821
10/29/2012	760414	Montana Dakota Utilities Co	17.93	5210-15950-403440	07624629
10/29/2012	760414	Montana Dakota Utilities Co	10.40	5610-71170-403440	07388824
10/29/2012	760414	Montana Dakota Utilities Co	13.10	5610-71190-403440	379130 01. October 2012. Detail Bay #5 Thrifty/Dollar
10/29/2012	760414	Montana Dakota Utilities Co	24.40	5610-71190-403440	379129 01. October 2012. Detail Bay #4 Avis/Budget
10/29/2012	760414	Montana Dakota Utilities Co	323.63	5610-71170-403440	07388722
10/29/2012	760414	Montana Dakota Utilities Co	16.32	5610-71190-403440	379128 01. October 2012. Detail Bay # 3 Enterprise
10/29/2012	760414	Montana Dakota Utilities Co	4,225.13	5610-71120-403440	7387221
10/29/2012	760414	Montana Dakota Utilities Co	10.40	0100-51120-403410	37741801
10/29/2012	760414	Montana Dakota Utilities Co	45.01	6600-31100-403440	37667401
10/29/2012	760414	Montana Dakota Utilities Co	67.53	6700-31410-403440	37667401
10/29/2012	760414	Montana Dakota Utilities Co	13.09	5210-15920-403440	34941902
10/29/2012	760414	Montana Dakota Utilities Co	25.85	5120-85000-403440	33154101
10/29/2012	760414	Montana Dakota Utilities Co	23.12	5120-85000-403440	32739201
10/29/2012	760414	Montana Dakota Utilities Co	384.55	1500-21710-403440	32062801
10/29/2012	760414	Montana Dakota Utilities Co	10.40	5210-15950-403440	07624823
10/29/2012	760414	Montana Dakota Utilities Co	238.04	1500-22210-403440	07676421
10/29/2012	760414	Montana Dakota Utilities Co	15.78	5210-15950-403440	07624725
10/29/2012	760416	Morrison Maierle Inc	13,583.60	5030-75910-409340	WO 10-08 WTP CLEARWELL CT
10/29/2012	760416	Morrison Maierle Inc	34,801.04	5020-72110-403540	WO 12-16 IWPI Water Distribution System Study
10/29/2012	760416	Morrison Maierle Inc	16,682.78	5030-00000-201100	WO 11-05 Chapple Water Main Replacement
10/29/2012	760426	Northwestern Energy	1,026.62	0100-51120-403410	15942824
10/29/2012	760426	Northwestern Energy	215.70	1500-21150-403410	19841501
10/29/2012	760426	Northwestern Energy	370.97	5210-15950-403410	07208291
10/29/2012	760426	Northwestern Energy	7.15	0100-51120-403410	07231624
10/29/2012	760426	Northwestern Energy	55.91	5610-71170-403410	0712799-6. October 2012 IP-8
10/29/2012	760426	Northwestern Energy	6,332.88	6500-15670-403410	01005073
10/29/2012	760426	Northwestern Energy	208.76	8720-51980-403410	10590933

10/29/2012	760426	Northwestern Energy	414.98	5610-71170-403410	0712792-1. October 2012 IP-7
10/29/2012	760426	Northwestern Energy	8.95	0100-51120-403410	07230907
10/29/2012	760426	Northwestern Energy	1,402.52	5210-15910-403410	15696362
10/29/2012	760426	Northwestern Energy	203.86	5710-71480-403410	17847567
10/29/2012	760426	Northwestern Energy	360.02	6600-31100-403410	electricity
10/29/2012	760426	Northwestern Energy	540.05	6700-31410-403410	electricity
10/29/2012	760426	Northwestern Energy	17.14	0100-51120-403410	07222615
10/29/2012	760426	Northwestern Energy	255.45	0100-51120-403410	07222607
10/29/2012	760426	Northwestern Energy	14.80	0100-51120-403410	07222623
10/29/2012	760426	Northwestern Energy	50.25	0100-51120-403410	07222631
10/29/2012	760426	Northwestern Energy	29.00	0100-51120-403410	07222664
10/29/2012	760426	Northwestern Energy	97.18	0100-51120-403410	07222656
10/29/2012	760426	Northwestern Energy	17.24	0100-51120-403410	07222680
10/29/2012	760426	Northwestern Energy	14.97	0100-51120-403410	07222698
10/29/2012	760426	Northwestern Energy	55.45	0100-51120-403410	07222938
10/29/2012	760426	Northwestern Energy	11.38	0100-51120-403410	07222920
10/29/2012	760426	Northwestern Energy	10.56	0100-51120-403410	07229057
10/29/2012	760426	Northwestern Energy	8.60	0100-51120-403410	07230360
10/29/2012	760426	Northwestern Energy	107.60	0100-51120-403410	07230352
10/29/2012	760426	Northwestern Energy	7.15	0100-51120-403410	07222474
10/29/2012	760426	Northwestern Energy	21.71	0100-51120-403410	07894371
10/29/2012	760426	Northwestern Energy	8.95	2110-31320-403410	08554040
10/29/2012	760426	Northwestern Energy	1.06	0100-51120-403410	07222540
10/29/2012	760426	Northwestern Energy	89.18	0100-51120-403410	07222557
10/29/2012	760426	Northwestern Energy	463.50	0100-51120-403410	07222573
10/29/2012	760426	Northwestern Energy	236.24	1500-21150-403410	19841550
10/29/2012	760426	Northwestern Energy	57.37	5610-71130-403410	0719616-5. October 2012 ARFF Lights
10/29/2012	760426	Northwestern Energy	12.91	0100-51120-403410	07222375
10/29/2012	760426	Northwestern Energy	7.56	0100-51120-403410	07236458
10/29/2012	760426	Northwestern Energy	1,374.82	5610-71170-403410	0712800-2. October 2012 IP-9
10/29/2012	760426	Northwestern Energy	2,013.39	5210-15920-403410	07208341
10/29/2012	760426	Northwestern Energy	916.96	0100-51120-403410	07231707
10/29/2012	760426	Northwestern Energy	124.49	5610-71170-403410	0712817-6. October 2012 IP-House
10/29/2012	760426	Northwestern Energy	322.26	6070-22350-403410	07215809
10/29/2012	760426	Northwestern Energy	7.15	0100-51120-403410	07236441
10/29/2012	760426	Northwestern Energy	181.58	0100-51120-403410	07230378
10/29/2012	760426	Northwestern Energy	41.00	0100-51120-403410	07230386

10/29/2012	760426	Northwestern Energy	27.41	0100-51120-403410	07230428
10/29/2012	760426	Northwestern Energy	460.95	0100-51120-403410	07230444
10/29/2012	760426	Northwestern Energy	83.31	0100-51120-403410	07230485
10/29/2012	760426	Northwestern Energy	132.78	0100-51120-403410	07230501
10/29/2012	760426	Northwestern Energy	31.15	0100-51120-403410	07230519
10/29/2012	760426	Northwestern Energy	43.24	0100-51120-403410	07230527
10/29/2012	760426	Northwestern Energy	133.41	0100-51120-403410	07229339
10/29/2012	760426	Northwestern Energy	419.33	0100-51120-403410	07230543
10/29/2012	760426	Northwestern Energy	7.15	0100-51120-403410	07230550
10/29/2012	760426	Northwestern Energy	34.23	0100-51120-403410	07230568
10/29/2012	760426	Northwestern Energy	7.56	0100-51120-403410	07230576
10/29/2012	760426	Northwestern Energy	18.24	0100-51120-403410	07230584
10/29/2012	760427	OAC Services Inc	19,699.08	2030-15130-409224	OAC - Empire Parking Garage Project Management Services
10/29/2012	760430	Otto Environmental Systems Llc	8,802.00	5410-31220-404270	95 gallon trash barrels for curbside service
10/29/2012	760438	Public Utilities	151,036.52	8050-15700-405350	6712510003200
10/29/2012	760438	Public Utilities	153,302.07	8050-15700-405350	6712510003200
10/29/2012	760438	Public Utilities	1,010.67	5120-84000-403420	187212152
10/29/2012	760438	Public Utilities	228.14	5210-15940-403420	257110001100
10/29/2012	760438	Public Utilities	314.20	5120-85000-403420	671274846
10/29/2012	760438	Public Utilities	624.19	5120-85000-403420	671274846
10/29/2012	760438	Public Utilities	124.95	2110-31320-403420	671294847
10/29/2012	760438	Public Utilities	135.17	2110-31320-403420	671294847
10/29/2012	760442	Qwest Communications	46.11	6010-15500-403450	Qwest 406-256-5047 Motor Pool
10/29/2012	760442	Qwest Communications	44.95	5610-71100-403450	Qwest 406-256-7070 Airport
10/29/2012	760442	Qwest Communications	30.84	2110-31320-403450	Qwest 406-652-8104 PW Traffice Signal 24 Central
10/29/2012	760442	Qwest Communications	44.95	0100-51120-403450	Qwest 406-652-5507 Parks
10/29/2012	760442	Qwest Communications	44.61	0100-51400-403450	Qwest 406-652-0269 Cemetery FAX Line
10/29/2012	760442	Qwest Communications	44.61	2250-22320-403450	Qwest 406-651-0282 Fire 5 911 Line
10/29/2012	760442	Qwest Communications	52.96	6600-31100-403450	Qwest 406-259-7758 Measured Lines Depot 60% 6700 31410 403450 40% 6600 31100 403450
10/29/2012	760442	Qwest Communications	79.44	6700-31410-403450	Qwest 406-259-7758 Measured Lines Depot 60% 6700 31410 403450 40% 6600 31100 403450

10/29/2012	760442	Qwest Communications	196.14	6060-19310-403450	Qwest BOC Measured Lines 406-252-3774 406-252-3789
10/29/2012	760442	Qwest Communications	29.99	6060-19310-403450	Qwest 406-657-3054 Park 1 Elevator Phone
10/29/2012	760442	Qwest Communications	92.97	6060-19310-403450	Qwest 406-657-3009 PUD Measured Lines 406-657-3009 406-247-8579
10/29/2012	760442	Qwest Communications	48.97	5610-71170-403450	Qwest 406-256-6014 Airport P9 Building
10/29/2012	760442	Qwest Communications	3,138.12	6060-19310-403450	Qwest 406-657-8377 Main System Centrex
10/29/2012	760442	Qwest Communications	48.97	5610-71170-403450	Qwest 406-252-0721 Airport 1FB Line
10/29/2012	760442	Qwest Communications	29.99	0100-51120-403450	Qwest 406-657-3014 Parks 3890 Stillwater
10/29/2012	760442	Qwest Communications	29.99	2400-43010-407214	Qwest 406-656-9604 Planning Traffic Central 9th
10/29/2012	760442	Qwest Communications	44.61	1500-21110-403450	Qwest 406-656-1046 PD3 FAX Line
10/29/2012	760442	Qwest Communications	29.99	2400-43010-407214	Qwest 406-656-9578 Planning Traffic Central Broadwater
10/29/2012	760442	Qwest Communications	33.82	0100-51210-403450	Qwest 406-652-8403 Stewart Park Batting Cages
10/29/2012	760442	Qwest Communications	89.22	5610-71100-403450	Qwest 406-252-9412 Airport
10/29/2012	760442	Qwest Communications	44.61	5210-15920-403450	Qwest 406-252-2041 Park 2 Elevator Phone
10/29/2012	760443	R & D Systems	4,070.00	2110-31320-403160	remove and replace new narrowband radios in trucks
10/29/2012	760448	Rimrock Foundation	3,471.61	7380-12640-403560	SAMHSA September 2012
10/29/2012	760448	Rimrock Foundation	3,318.31	7380-12640-403590	SAMHSA September 2012
10/29/2012	760448	Rimrock Foundation	3,264.16	7380-12640-403990	SAMHSA September 2012
10/29/2012	760448	Rimrock Foundation	3,065.86	2460-12530-403590	drug court reimbursement for September 2012
10/29/2012	760457	Skycon Inc	2,525.83	5610-71120-403660	Invoice #546. Replace cable on bridge A-1 damaged by United
10/29/2012	760460	Solid Waste Systems Inc	588.27	6010-00000-141000	0057080-IN PO NUM 290919
10/29/2012	760460	Solid Waste Systems Inc	1,041.00	5410-31220-402320	0058429-IN
10/29/2012	760460	Solid Waste Systems Inc	1,440.44	6010-00000-141000	0057080-IN PO NUM 290919
10/29/2012	760467	Stewart Title Of Billings	15,000.00	2980-66800-407275	FTHB Jamie Hedglin, 3 Patton Ave.
10/29/2012	760469	Sunset Excavation	2,600.00	5050-75150-403671	231 Garden Ave
10/29/2012	760474	The Omega Group, Inc.	1,200.00	1500-21500-403553	CrimeMapping Term 9/1/12 - 8/30/13
10/29/2012	760474	The Omega Group, Inc.	3,300.00	1500-21400-403822	CrimeView Training - At client site, Up to 6 trainees, Application testing
10/29/2012	760474	The Omega Group, Inc.	1,000.00	1500-21400-403822	Travel for 1 Trainer (includes flight, lodging for 3 nights, rental car)
10/29/2012	760477	Town & Country Supply Association	14,193.99	6010-00000-141714	100284 PO NUM 290964

10/29/2012	760477	Town & Country Supply Association	697.42	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 290888
10/29/2012	760477	Town & Country Supply Association	32,445.80	6010-00000-141000	96749 PO NUM 290963
10/29/2012	760477	Town & Country Supply Association	10,640.10	6010-00000-141714	100285 PO NUM 290964
10/29/2012	760480	Unemployment Ins Contributions Bureau	30,398.87	9000-00000-209996	Unemployment Insurance Quarterly Report 9-30- 12 to 10-31-12
10/29/2012	760481	Verizon Wireless	148.43	1500-21700-403450	Animal Shelter
10/29/2012	760481	Verizon Wireless	441.36	7170-21660-403450	CCSIU Cell/PTT
10/29/2012	760481	Verizon Wireless	556.69	5610-71100-403450	Airport
10/29/2012	760481	Verizon Wireless	200.07	1500-21700-403450	Animal Shelter MDT
10/29/2012	760481	Verizon Wireless	86.12	7170-21660-403450	CCSIU
10/29/2012	760481	Verizon Wireless	40.03	7170-21660-403450	CCSIU Air Card
10/29/2012	760481	Verizon Wireless	49.10	0100-16110-403450	Legal
10/29/2012	760481	Verizon Wireless	80.02	7170-21660-403450	CCSIU RAVEN
10/29/2012	760481	Verizon Wireless	52.46	1500-22250-403450	Comm Center 911
10/29/2012	760481	Verizon Wireless	40.01	1500-22210-403450	Fire MIFI
10/29/2012	760481	Verizon Wireless	64.70	6500-15650-403450	Facilites BOC Plus 70% of 406-672-3027
10/29/2012	760481	Verizon Wireless	600.31	1500-22210-403450	Fire MDT
10/29/2012	760481	Verizon Wireless	84.22	6500-15670-403450	Facilities City Hall Plus 30% of 406-672-3027
10/29/2012	760481	Verizon Wireless	120.03	6200-19110-403450	ITD Air Card & MIFI
10/29/2012	760481	Verizon Wireless	89.28	0100-15120-403450	Finance Pat Weber
10/29/2012	760481	Verizon Wireless	120.05	2600-55170-403450	Library Outreach Air Cards
10/29/2012	760481	Verizon Wireless	73.88	0100-17500-403450	Human Resources
10/29/2012	760481	Verizon Wireless	1,101.26	1500-22210-403450	Fire Department
10/29/2012	760481	Verizon Wireless	3,573.41	1500-21110-403450	Police MDT Toughbook
10/29/2012	760481	Verizon Wireless	40.01	1500-21110-403450	Police ICAC
10/29/2012	760481	Verizon Wireless	13.11	6200-19130-403450	ITD GIS
10/29/2012	760481	Verizon Wireless	154.69	1500-21110-403450	Police US Marshall MDT
10/29/2012	760481	Verizon Wireless	240.06	2090-44510-403450	Building Air Cards
10/29/2012	760481	Verizon Wireless	126.13	6200-19110-403450	ITD
10/29/2012	760481	Verizon Wireless	40.01	0100-51120-403450	Parks PMD Air Card
10/29/2012	760481	Verizon Wireless	26.30	2600-55170-403450	Library Outreach
10/29/2012	760481	Verizon Wireless	40.01	6700-31410-403450	Engineering Air Card
10/29/2012	760481	Verizon Wireless	160.20	2600-55120-403450	Library
10/29/2012	760481	Verizon Wireless	42.79	0100-11000-403450	Mayor

10/29/2012	760481	Verizon Wireless	18.02	5020-75000-403450	PUD Air Card 60% 5020 75000 403450 PUD Air Card 40% 5120 85000 403450
10/29/2012	760481	Verizon Wireless	12.00	5120-85000-403450	PUD Air Card 60% 5020 75000 403450 PUD Air Card 40% 5120 85000 403450
10/29/2012	760481	Verizon Wireless	40.01	0100-13130-403450	City Administration 406-839-4295 Bruce McCandless
10/29/2012	760481	Verizon Wireless	53.30	0100-12200-403450	Drug Court
10/29/2012	760481	Verizon Wireless	40.01	2200-22330-402410	Fire HAZMAT MDT 406-670-1284
10/29/2012	760481	Verizon Wireless	144.96	0100-12120-403450	Municipal Court Judge
10/29/2012	760481	Verizon Wireless	80.06	0100-43210-403450	Code Enforcement Air Cards
10/29/2012	760481	Verizon Wireless	54.09	6010-15500-403450	Motor Pool
10/29/2012	760481	Verizon Wireless	13.11	2400-43010-403450	Planning
10/29/2012	760481	Verizon Wireless	3,579.06	1500-21110-403450	Police
10/29/2012	760481	Verizon Wireless	360.56	1500-21110-403450	Police Resource Officers
10/29/2012	760481	Verizon Wireless	390.52	2510-21870-403450	Police Forensic 406-794-6880
10/29/2012	760481	Verizon Wireless	170.57	5410-31210-403450	Solid Waste
10/29/2012	760481	Verizon Wireless	357.86	6700-31410-403450	Engineering
10/29/2012	760481	Verizon Wireless	138.97	2090-44510-403450	Building
10/29/2012	760481	Verizon Wireless	69.60	6600-31100-403450	Public Works Admin
10/29/2012	760481	Verizon Wireless	219.32	0100-51120-403450	Parks Irrigation
10/29/2012	760481	Verizon Wireless	324.71	2110-31320-403450	Streets
10/29/2012	760481	Verizon Wireless	81.43	5410-31230-403450	Solid Waste On Call
10/29/2012	760481	Verizon Wireless	459.10	5020-75000-403450	Distribution & Collection 60% 5020-75000-403450 Distribution & Collection 40\$ 5120-85000-403450
10/29/2012	760481	Verizon Wireless	306.06	5120-85000-403450	Distribution & Collection 60% 5020-75000-403450 Distribution & Collection 40\$ 5120-85000-403450
10/29/2012	760481	Verizon Wireless	38.69	5020-77000-403450	PUD Environmental 6600-31100-403450 406-850-2750
10/29/2012	760481	Verizon Wireless	800.57	5020-74000-403450	Water Treatment PWBelknap-WT
10/29/2012	760481	Verizon Wireless	441.48	5020-73120-403450	PWBLKNP MTRSHOP

10/29/2012	760481	Verizon Wireless	69.65	5020-73110-403450	Belknap Office 60% 5020-73110-403450 Belknap Office 40\$ 5120-83110-403450
10/29/2012	760481	Verizon Wireless	46.42	5120-83110-403450	Belknap Office 60% 5020-73110-403450 Belknap Office 40\$ 5120-83110-403450
10/29/2012	760481	Verizon Wireless	87.07	5020-73140-403450	PWBLKNP STORES 75% 5020-73140-403450 PWBLKNP STORES 25% 5120-83140-403450
10/29/2012	760481	Verizon Wireless	29.02	5120-83140-403450	PWBLKNP STORES 75% 5020-73140-403450 PWBLKNP STORES 25% 5120-83140-403450
10/29/2012	760481	Verizon Wireless	1,221.30	5120-84000-403450	Wastewater Treatment Plant
10/29/2012	760481	Verizon Wireless	100.28	6060-19310-403450	TeleComm Manager
10/29/2012	760481	Verizon Wireless	91.91	5710-71420-403160	On Call MET
10/29/2012	760481	Verizon Wireless	36.97	5710-71410-403450	MET Transit
10/29/2012	760481	Verizon Wireless	91.20	0100-43210-403450	Code Enforcement
10/29/2012	760481	Verizon Wireless	190.57	5710-71470-403160	MET Transit AVL Account 770599076-00001
10/29/2012	760481	Verizon Wireless	369.87	0100-51120-403450	PRPL Parks Seasonal
10/29/2012	760481	Verizon Wireless	711.45	0100-51120-403450	Parks
10/29/2012	760481	Verizon Wireless	43.88	0100-51120-403450	Parks PMD
10/29/2012	760481	Verizon Wireless	42.34	0100-51400-403450	Cemetery
10/29/2012	760481	Verizon Wireless	157.32	0100-51210-403450	PRPL Seasonal
10/29/2012	760481	Verizon Wireless	117.32	0100-51210-403450	PRPL Recreation
10/29/2012	760481	Verizon Wireless	76.58	0100-51100-403450	PRPL Admin
10/29/2012	760481	Verizon Wireless	57.31	5210-15210-403450	Parking
10/29/2012	760481	Verizon Wireless	24.44	2490-21960-403450	Police DV 406-698-1391
10/29/2012	760494	Yellowstone County Sheriffs	12,095.00	2550-21420-407910	1/2 Reimbursement for PE/PI for HIDTA Grant. 1/2 of 24,190 = 12,095.00
10/29/2012	760494	Yellowstone County Sheriffs	151.68	2550-21420-401220	Reimburse OT for HIDTA Qtr end 9/30/12. Charbonneau.
10/29/2012	760494	Yellowstone County Sheriffs	2,818.55	2550-21420-401220	Reimburse OT for HIDTA Qtr end 9/30/12. Korb.
10/29/2012	760496	Yellowstone Electric Co	49,159.44	5130-84910-409390	WO 12-23 WWTP Headworks Backup Power
10/29/2012	760498	Yellowstone Valley Elec	19.00	5120-85000-403410	Winchester Trl/Rod & Gun Club
10/29/2012	760498	Yellowstone Valley Elec	364.67	8100-31830-403410	SILMD 299 Vintage Estates Sub
10/29/2012	760498	Yellowstone Valley Elec	141.60	5120-85000-403410	4523 Iron Horse Trl
10/29/2012	760498	Yellowstone Valley Elec	251.89	5120-85000-403410	2229 Blue Creek Rd
10/29/2012	760498	Yellowstone Valley Elec	143.42	5120-85000-403410	54th St West/Dovetail Ave
10/29/2012	760498	Yellowstone Valley Elec	760.87	5410-31230-403410	power at landfill
10/29/2012	760498	Yellowstone Valley Elec	116.14	5120-84000-403410	Rehberger Ranch North Pond

10/29/2012 760498 Yellowstone Valley Elec

1,177.20 5120-84000-403410 Rehberg Aeration Ponds

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: Public Hearing for Variance #OP-12-04: Parking at Old Kuchera Building at 9th Street West and Broadwater Avenue

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The property owner of the old Kuchera Building located at 908 Broadwater Avenue, near 9th Street West and Broadwater Avenue, is requesting a variance from Section 6-1203(j) of the city code for the number of parking stalls required for a retail business. The property owner is proposing to remodel the existing building into a Billings Hardware store. Unlike the Billings Hardware on Grand Avenue, this hardware store will not have lawn and garden equipment and is being proposed as a neighborhood hardware store. The site currently has 19 parking stalls but will have to be redesigned as angle parking to allow traffic flow. The redesign will only allow 17 parking stalls with 8 of those stalls are in the Broadwater Avenue arterial set back. The owner will submit a site plan showing the angle parking for approval through the building permit process. The hardware store owner has submitted sales and traffic data for their existing store showing that 17 parking stalls would be sufficient for this proposed store. Under the city code, this business would be required to have 33 parking stalls installed at this site. Taking into account the traffic flow and sales data from the existing store, Engineering is recommending approval of this variance. If approved, this variance would only be for the proposed hardware store. Any other use would need further evaluation.

ALTERNATIVES ANALYZED

The Council may:

- Approve the variance allowing a hardware store to be constructed in the existing building at 9th Street West and Broadwater Avenue, or
- Do not approve the variance. The property owner would then have to find additional parking for this use or change the proposed use of the building to reduce the amount of parking required.

FINANCIAL IMPACT

There is no significant financial impact to the City for this variance.

RECOMMENDATION

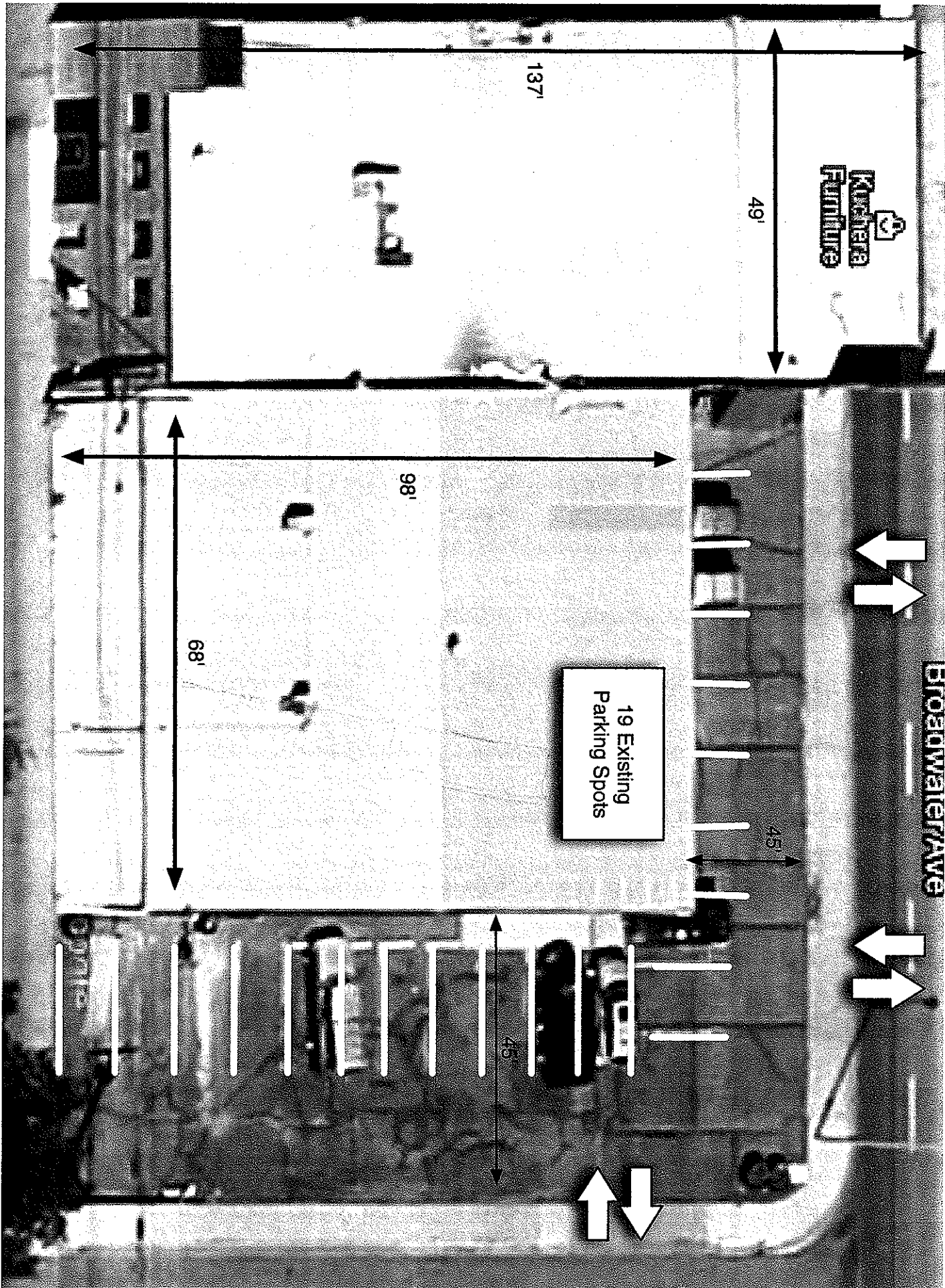
Staff recommends council approve a parking variance for the property at 908 Broadwater Ave.

APPROVED BY CITY ADMINISTRATOR

Attachments

Site Exhibit






Kuchtera
Furniture

49'

137'

98'

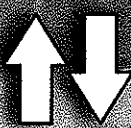
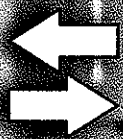
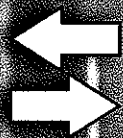
68'

19 Existing
Parking Spots

45'

45'

BROADWATER AVE



Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: Public Hearing and First Reading Ordinance for Zone Change #905 - 1001 Main Street

PRESENTED BY: Candi Beaudry

Department: Planning & Community Services

Information

PROBLEM/ISSUE STATEMENT

This is a zone change request from Residential Manufactured Home (RMH) to Highway Commercial (HC) on a 1.48 - acre parcel described as Lots 12, 13, 14 and 15A of Block 5 of Wanigan Subdivision. The property is owned by BEL, LLC and William Lane is the agent. The owners conducted a pre-application neighborhood meeting on September 18, 2012. The pre-application meeting notes are included as Attachment C. The Zoning Commission conducted a public hearing on November 7, 2012, and is forwarding a recommendation of approval on a 3-0 vote.

ALTERNATIVES ANALYZED

State law at Section 76-2-304, MCA, requires that all zone changes be reviewed in accordance with 10 criteria. Using the 10 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

There should be no immediate impact to the City's finances from the proposed zoning. City fees will be aligned to the new zoning for the following tax year (2014). Additional tax revenue may be realized if the property is re-developed.

BACKGROUND

The applicant is requesting to rezone a 1.48 acre parcel located generally at 1001 Main Street. The property includes two vacant lots with frontage on Shawnee Drive. The property at 1001 Main Street has been a retail tire shop since before the zoning was adopted in 1972. The original zoning, RMH, is still in place for this lot. The TireRama business is a legal nonconforming use and could not be re-established if the buildings were damaged by more than 50% or destroyed. The two lots on Shawnee Drive are also zoned RMH but have never been developed for any residential or commercial use. Property to the north at 1005 Main Street was re-zoned from RMH to HC in 1979 to conform the zoning to an existing automotive repair shop. There are very few Main Street parcels remaining with residential zoning. The applicant would like to bring the zoning into conformance with the existing tire shop and have the two vacant lots zoned so enclosed storage can be developed on Shawnee Drive. There is a permanent easement between the Main Street property and the Shawnee Drive property for BBWA irrigation water. No structures may be built over the easement. The Wanigan Subdivision is one

of the oldest subdivisions in Billings Heights and includes residential and commercial lots. The streets have not been paved but water and sewer services are provided by the city.

The property to the north is an automotive repair shop with a storage yard to the east of the shop buildings. Part of the storage yard is in the RMH zone. This is a grandfathered non-conforming use. The lots to the south are zoned HC and RMH and are developed for commercial and residential uses. The property to the west across Main Street is zoned HC and supports the Town and Country Plaza, a multi-tenant commercial development. Main Street is an arterial street and state-maintained route that connects I-90 with communities north and east of Billings. The current volume of traffic on Main Street averages 36,880 vehicle trips per day. There should be no impact on Main Street traffic from the re-zoning since the commercial business exists and the storage area on the two vacant lots will be an accessory use for the tire shop. The zoning code requires any new commercial development to provide screening and buffering when the property is within 50 feet of a residential use or residential zone. The vacant lots, if developed for accessory storage for the tire shop, will need to be fully screened from the adjacent residences on Shawnee Drive. The lots on Shawnee Drive could be developed for other uses allowed in the HC zone however, given the location on an unpaved street without direct arterial street access, the development potential is limited.

The Billings Heights Neighborhood Plan indicates the property between Main Street and Bench Boulevard should develop with a mixture of uses including commercial, retail, and higher density residential uses. The 2008 Growth Policy encourages the location of commercial uses at intersections of arterial streets to avoid "stripping" commercial zones narrowly along arterial streets. The practice of commercial strip zoning is evident in the traffic congestion and accessibility problems along Main Street, Grand Avenue, and 24th Street West. The proposed HC zoning for the two vacant lots, may allow an intrusion of non-residential uses in this manufactured home neighborhood. The site development standards may ameliorate some of the potential impacts from use of the lots for commercial purposes. The lots have remained vacant since creation by the Wanigan Subdivision in 1964 and it is not likely residential development would occur in the future.

The HC zone allows a maximum building height of 45 feet and a front property line minimum setback of 20 feet. The arterial street setback is 60 feet to the centerline of the right-of-way for any new building and 50 feet from the centerline for any required parking. It appears the existing TireRama building at 1001 Main Street meets the required setbacks, lot coverage and building height for the zoning district. It is nonconforming to the site development standards for landscaping (none), and screening of solid waste and storage areas (none). These nonconformities may continue unless the property is redeveloped or the building is expanded by more than 25% of its existing area.

The applicant conducted a pre-application neighborhood meeting on September 18, 2012. Several surrounding property owners attended and concerns were voiced about the potential or intended uses for the vacant lots on Shawnee Drive. The applicant stated the lots would be used for accessory storage by the tire shop. The applicant also stated the vacant lots would not be used for any structures - commercial or residential. A list of attendees, and the agent's answer to these questions is in Attachment D. No surrounding property owners contacted the Planning Division staff prior to the Zoning Commission public hearing.

STAKEHOLDERS

The Zoning Commission conducted a public hearing on November 7, 2012, and received the staff report and recommendation. The applicant and agent provided testimony in favor of the application. No other testimony was received. The Zoning Commission voted 3 to 0 to forward a recommendation of approval to the City Council.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

The Heights Neighborhood Plan adopted by the City in 2006 states the purpose of the plan is to guide the long-term growth of Billings Heights. A preferred land use map was developed locating and encouraging the retention of most commercial uses along Main Street and to locate a mixture of uses between Main Street and the parallel streets of Lake Elmo Drive and Bench Boulevard. The 2008 Growth Policy encourages the compatibility of adjacent zoning to new zoning especially in established neighborhoods. The proposed zoning is compatible with the adjacent zoning and existing land uses.

The Planning Division reviewed the application and recommended approval based on the ten (10) criteria for zone changes. The Zoning Commission concurred with the recommendation. The subject property is adjacent to commercial uses to the north, south and west. Uses allowed in the HC zoning are compatible with the surrounding zoning and neighborhood character. Some uses in the HC zone would only be allowed by special review approval such as on-premise service of alcoholic beverages. Any development or re-development of the property requires compliance with the new zoning and the ability to meet site development requirements and traffic safety standards. The 2008 Growth Policy and the Billings Heights Neighborhood Plan encourage 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.

Prior to any making a decision on the proposed zone change, the City Council shall consider the following 10 criteria:

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 commercial use to continue in conformity with the zoning. The two vacant lots on Shawnee Drive may add value to the tire shop by providing additional area for storage. The area along Main Street and the property adjacent to the east have been used for commercial purposes since the late 1970s. The proposed zoning is consistent with the neighborhood character and land use patterns between Main Street and Bench Boulevard. Development standards are in place to require screening, buffering, and mitigation of any potential conflicts with adjacent residential uses. The proposed zoning is compatible with the existing uses on Shawnee Drive and Radford Square.

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

The existing zoning is restricted to residential uses. The proposed zoning will allow the retention of the commercial use on Main Street and allow area for potential accessory uses to the east.

- Business development and rejuvenation in the Heights. (Economic Development Goal, Page 8)

The proposed zoning will allow continuation of an existing use and the re-use of land for new business development.

2. Is the new zoning designed to secure from fire and other dangers?

The new zoning requires minimum setbacks, open and landscaped areas, and building separations. The new zoning, as do all zoning districts, provides adequate building separations

and density limits to provide security from fire and other dangers.

3. Whether the new zoning will promote public health, public safety and general welfare? Public health, safety and general welfare will be promoted by the proposed zoning. The nonconforming zoning discourages investment in the property.

4. Will the new zoning facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirement?

Transportation: The proposed zoning may have some impact on the surrounding streets if the property is redeveloped in the future. A traffic impact study may be required depending on the development that is built on the property in the future. New development that generates 500+ new vehicle trips per day will require a Traffic Accessibility Study (TAS).

Water and Sewer: The City provides sewer to the property and water is provided by Billings Heights Water District.

Schools and Parks: There should not be any impact to schools from the proposed zone change.

Fire and Police: The subject property is currently served by the City Public Safety Services.

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 effect motorized and non-motorized transportation?

Traffic generation from a commercial site is dependent on the specific uses within the development. The site is currently developed and the change in zoning should not have any effect on existing traffic patterns.

7. Will the new zoning promote compatible urban growth?

The new zoning does promote compatibility with urban growth. The new zoning will allow investment in the property increasing property value over time.

8. Does the new zoning consider the character of the district and the peculiar suitability of the property for particular uses?

The proposed zoning does consider the character of the district and the suitability of the property for commercial uses, including neighborhood and commuter service businesses.

9. Will the new zoning conserve the value of buildings?

The existing commercial building and development will be conserved by the new zoning.

10. Will the new zoning encourage the most appropriate use of land throughout the City of Billings?

The proposed zoning will permit a greater variety of uses on the property and is the most appropriate use of the property.

RECOMMENDATION

The Zoning Commission is forwarding a recommendation of approval for Zone Change #905 on a 3-0 vote.

APPROVED BY CITY ADMINISTRATOR

Attachments

Zoning Map

Site photos

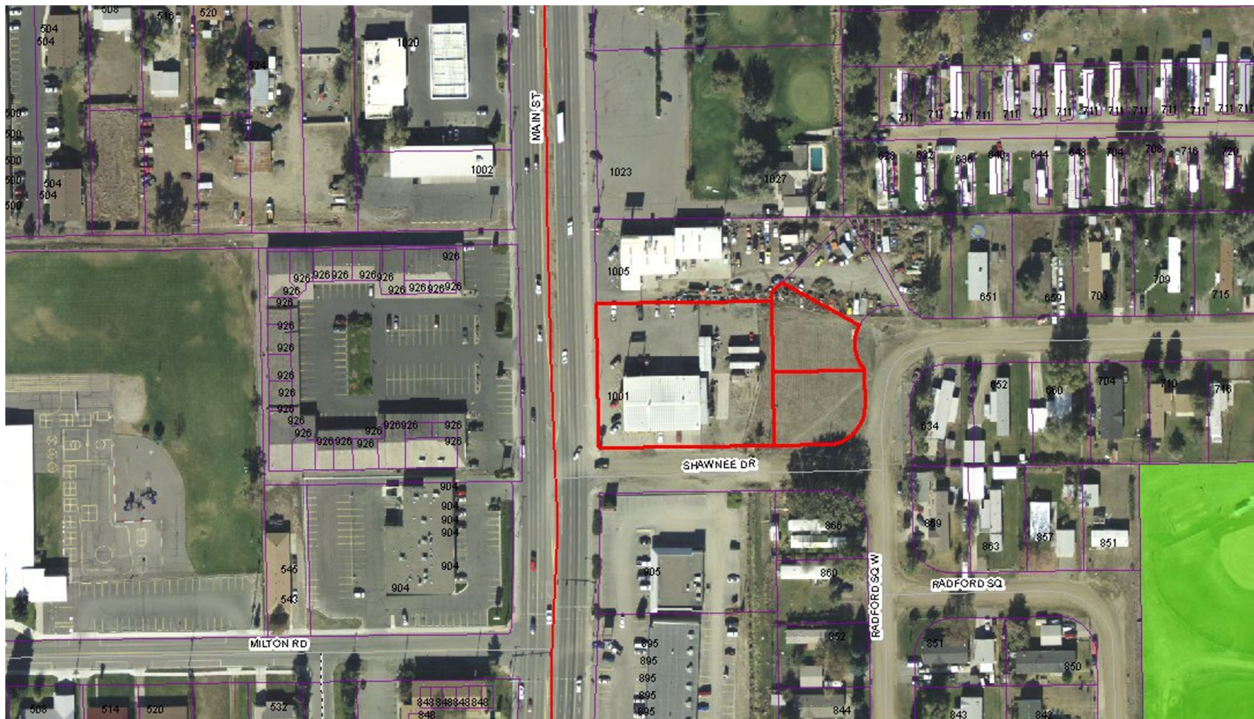
Applicant Letter and meeting notes

Ordinance

Attachment B
Site Photographs, Zone Change #905 – 1001 Main Street



1001 Main Street



Aerial Map

Attachment B, continued
Site Photographs, Zone Change #905 – 1001 Main Street



View east along Shawnee Drive



View north and east across vacant lot on Shawnee Drive

Attachment B, continued
Site Photographs, Zone Change #905 – 1001 Main Street



View south and west across Shawnee Drive and Main Street



View east and north across existing parking lot for TireRama

Attachment C
Applicant's Letter

PROPOSED ZONING CHANGE MEETING NOTICE

MEETING DATE SEPT 18TH

MEETING TIME 1:00PM TO 2:00PM

LOCATION
BOOTHILL INN
MEETING ROOM
242 EAST AIRPORT ROAD
BILLINGS MONTANA 59105



LEGAL DESCRIPTION OF PROPERTY

PARCEL 1 - *1001 Main Street Tax ID A19441*
Lots 14 and 15A, Block 5 of the Amended Plat of Lots 15 and 16, Block 5,
Wanigan Subdivision, City of Billings, County of Yellowstone, Montana
Lot size 43,067 square feet, north and south property lines are 231' long
fronting Shawnee Dr and also private property to the North, east and west property lines
are 190' long fronting Main St and private property to the east

PARCEL 2 *Tax ID A19439 and A19440*
Lots 12 and 13, Block 5, Wanigan Subdivision, City of Billings,
Yellowstone County, Montana
Lot size 10,282 and 11,107 square feet respectively

Zone Change Proposal

Paragraph 1

In 1973 the building currently occupied by Tire-Rama was built on land in Yellowstone County which zoned RMH, Residential Manufactured Housing, at the time. The building was permitted at the time of construction and has been leased for a number of years but the zoning has never changed to HC, Highway Commercial, which is the proper zoning for Parcel 1. Due to the unsuitability of Parcel 2 for RMH use, as noted in Paragraph 4, the owner is also seeking to change the zoning on Parcel 2 from RMH to HC.

Paragraph 2

The former owner passed away approximately 3 years ago leaving the parcels to her heirs

who found during the settlement of the estate the error in the zoning of the property. During a records search it was found that this is one of the only parcels that has frontage on Main St that has not had its zoning corrected. We believe that this was due to the former owner not being aware that a change was required since the property was “grandfathered” for its current use.

Paragraph 3

In reviewing the “Billings Heights Neighborhood Planning Area” Map on page 38 sub titled “Vacant Properties with Zoning“, Appendix A, of “The Billings Heights Neighborhood Plan” this parcel is shown as RMH and all other adjacent parcels are shown as HC, Highway Commercial, see map A circled area. In reviewing the same document on page 59, Appendix C, is the “Future Land Use Map” showing both parcels 1 & 2 in the Multi Use Area of the map for mixed use in the future.

Paragraph 4

Along the interior of lots 12 and 13 exists a 10’ ditch easement to the Billing Bench Water Association. At some time in the past the former owner, with consent of the Association, placed a 48” pipeline to underground the ditch across parcel 2 more or less directly from the ditch structure on lot 14 diagonally to the structure situated on the boundaries of lots 10 and 11. Under the Agreement between the Association and the former owner no structures may be built over this pipeline, see Attachment B item 7. The Association easement of 10’ width for the distance of approximately 100’ across lot 12 decreases the usable size of the lot by 1,000 square feet bringing the lot size to 10,107 square feet. Additionally the set backs from Shawnee Drive and Radford Square reduce the lot by an additional 1165 square feet approximately leaving less than 800 square feet of usable space on the lot rendering it unsuitable for RMH. Lot 13 is also affected by the easement and is subject to a loss of approximately 1000 square feet in addition to 300 square feet due to setbacks along the same streets leaving less than 900 square feet of space on the lot rendering this lot unsuitable for RMH.

Paragraph 5

The owners plan no changes to the use of either parcel at this time and should any future change be proposed any additions or construction would be subject to proper review, permitting and would meet all current zoning and building codes. The current owner has an application to fence Parcel 2 to prevent unauthorized access, use or dumping on the property. In the past the former owner has maintained Parcel 2 by mowing and removing any articles dumped on the site and the current owner has maintained the mowing and other housekeeping of the Parcel. The fencing will eliminate any ingress to Parcel 2 from the adjacent streets and will only allow access from Parcel 1 to prevent unauthorized access.

Zoning Change

September 18, 2012

Neighborhood Meeting

1:00 pm

Bill Lane called the meeting to order.

Jan Grossman, Denis Pidman, City Council-Ward 2,
Tom Zurbuchen, Heights Task Force, Ralph Job,
brother Tom.Jan Grossman wondering what will happen
with the back two lots. Will we have a
gate. What are we going to do with 2 lots.Bill said no building - no houses - with the
ditch acrossed it. Could use it for storage or
parking.Ralph Job ask where the lots are and what
will we do with it. Bill said we will build
a fence around the back two lots.Bill talked about why the zone change.
It had never been zoned commercial where
Tire Acama rents our building. It needs to be changed.
Tom Zurbuchen had no questions, just
listening.Ralph Job was concerned that this zoning
meeting would effect his property zoning.Ralph ^{was} curious as to what our plans for
the back two lots were. Bill said no
building or houses.

Adjourned! 1:15 pm

William

Neigh' hood Meeting

Sept. 18, 2012

Boucher, Alice L. & Dean A. —

Boege, Scott —

Berusch, Edward P. —

Bolem, Curt & Shieley —

VAP Family Limited Partnership —

904 MAIN LLC —

PLAZA MAIN Condominium —

Miller, Carl E. & Betty L. —

Christofferson, Stacey M. —

Bourne, Myra

Stebbins, Frank T. & Bonita R. —

Galo, Jennifer C. —

Wilson, Jesse L. & Vicki L.

Simp, Dorothy L. —

895 MAIN LLC —

EAST BILLINGS INVESTORS (926 MAIN ST STE 9)

Tuszi, Vonda K

Larson, Clifford M. & Gloria J. —

Mynari, Anthony —

CIRCLE INN INC. —

Grossman, Jan & Betty A. — Jan Gross (Brother Tom)

Larson, Clifford & Gloria —

Job, Ralph. Ralph Job, Brother Tom

Fied, Walter D. & Jodie L. —

EAST BILLINGS INVESTORS (730 MAIN ST)

Watson, Gerab W

Strom, Margie R

Ed & Diana Rookhuizen Family —

Sutliff, James Jr. & Barbara —

Wm Stone 9/18/12

PAGE # 2

Neighborhood Meeting

September 18, 2012

JAMES & EDELLE SHANNON Living Trust-

PEETILE, KENNETH J. -

Rocky Mountain Oil Co.

Flamm, RAE

Taylor, EARL D

MORGAN, RICK

Lenis Pidman City Council Ward 2

Tom Zurbuchen 1747 Wicks

Heights Task Force

Wm R. Stone 9/18/12

ORDINANCE NO. 12-_____

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR a 1.48 acre parcel described as Lots 12, 13, 14 and 15A of Block 5, Wanigan Subdivision generally located at 1001 Main Street

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 ten (10) 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 ten (10) criteria required by state law.
2. DESCRIPTION That 4.189 acre parcel described as Lots 12, 13, 14 and 15A of Block 5, Wanigan Subdivision is presently zoned **Residential Manufactured Home (RMH)** and is shown on the official zoning maps within these zones.
3. ZONE AMENDMENT. The official zoning map is hereby amended and the zoning for **the above described parcels** is hereby changed from **Residential Manufactured Home (RMH) to Highway Commercial (HC)** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to **Highway Commercial (HC)** 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 November 26, 2012.

PASSED, ADOPTED AND APPROVED on second reading December 10, 2012.

CITY OF BILLINGS:

BY: _____
Thomas W. Hanel, Mayor

ATTEST:

BY: Cari Martin, City Clerk
Zone Change #905 – 1001 Main Street, Lots 12, 13, 14 and 15A Block 5, Wanigan Subdivision

Regular City Council Meeting

Meeting Date: 11/26/2012

TITLE: City of Billings 2013 Legislative Priorities

PRESENTED BY: Bruce McCandless, Asst. City Administrator

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The 2013 Legislature will convene on January 7, 2013. The City of Billings traditionally adopts a set of legislative priorities prior to the start of each session. Staff and the City's lobbyist use the Council-adopted priorities as guidance during the legislative session and they are distributed to the Billings area Representatives and Senators. City Council reviewed the draft priorities at its October 15 work session. Staff is requesting that the City Council formally adopt a set of legislative priorities for the 2013 legislative session.

ALTERNATIVES ANALYZED

The City Council may approve the proposed priorities, change and approve them or disapprove them.

FINANCIAL IMPACT

There is no direct financial impact from adopting the legislative priorities.

RECOMMENDATION

Staff recommends that the City Council approve 2013 Legislative Priorities.

APPROVED BY CITY ADMINISTRATOR

Attachments

2013 Legislative Priorities

City of Billings
2013 Montana Legislative Priorities
November 1, 2012

Finance & Taxation

Predicting a \$250 million general fund shortfall for the biennium, the 2011 Legislature cut or flat-lined current program spending and reduced funding to local governments. The State's General Fund for the 2013 biennium will end with a surplus of over \$400 million. Surplus or not, the State budget will be THE issue for the 2013 Legislature. Local governments sacrificed to help the State balance its budget and to produce the predicted surplus. The Legislature should acknowledge that sacrifice and help local governments improve their financial conditions. Billings will oppose any Legislative attempts to balance the State's budget by again decreasing shared revenues or transferring costs to local governments.

- Entitlement Program: Support the current entitlement funding program and payments.
- Property Tax Reappraisal: Support a shorter reappraisal cycle; support a more easily understood method to establish taxable values; support expedited resolution of tax protests and valuation appeals; oppose inequitable mitigation.
- Tax Increment Finance: Support continued local authority; oppose removal of the 95 School Equalization mills from the increment levy or other reductions in increment; oppose law or regulation changes that reduce local control or impede district creation and management.
- Oil, Gas and Coal Production Impacts: Support distribution of existing taxes or authority for new, locally adopted taxes or fees that help cities and towns deal with the impacts of resource extraction.
- Public Employee Pension Plans: Support additional employer contributions up to 1% of payroll. If additional funds are needed, they should come from higher employee contributions or from the State's budget surplus.
- Local option: Support legislation that allows local governments and their voters to determine the form of taxes and the services that meet their needs.

Land Use, Property & Environmental Regulation

The City of Billings supports laws that protect the environment and our citizens' quality of life.

- Support legislation that reduces the expected financial burden of implementing the wastewater nutrient loading legislation and rules (2009 - SB 95).
- Support appropriate Subdivision Reviews and Exemptions, including clarifying the "land for sale or lease" exemption.

Local Government Powers

The City of Billings strongly supports local control and self governing powers. The City will resist legislative proposals and agency policies that would substitute state authority for local control.

- Medical Marijuana: Support specific authority for local governments to regulate and zone Medical Marijuana businesses and support adoption of limited State controls.

Public Health, Safety & City Employee Relations

The City of Billings values its employees and supports State legislation that improves worker safety and protects employees' long term financial well being. Those protections must be within the City's financial capacity and should not jeopardize the City's ability to continue providing safe, convenient and effective public services. The City consistently supports state and local laws that protect public safety.

- Workers Compensation: Support legislation that reduces rates while providing adequate medical care for workers who are injured on the job; oppose presumptive illnesses legislation.
- Mental Health: Support state payment of costs for Municipal Court ordered evaluations.
- Intersection Safety: Support clarification of "red light" duties for vehicles.
- Generally support DUI law reform.
- Support Wildland Urban Interface fire protection measures.
- Safety Belt Law: Support primary enforcement; support repealing 61-13-106 MCA (plaintiff responsibility in civil litigation).
- Handheld communication devices: Support statewide use restrictions while driving a vehicle.

Regional & Community Coalitions & Partnerships

The City of Billings supports Legislative initiatives that enhance our community, regional, private and public partners to improve the quality of life for all citizens.

- Support, in general, for the Public Policies proposed by the Billings Area Chamber of Commerce.
- Support, in general, for the Montana League of Cities & Towns Legislative Resolutions.
- Support changes in school district funding for urban schools.
- Support the State Library Commission budget proposals that assist local governments with providing public library services.
- Develop coalitions of mutual interest parties: City, Chamber, County, Hospitals, MSU-B, Big Sky EDA and School Districts.

Prepared by:

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And

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Email: mccandlessb@ci.billings.mt.us