

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA (Revised)

COUNCIL CHAMBERS

March 11, 2013

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Crouch

ROLL CALL: Councilmembers present on roll call were:

MINUTES: February 25, 2013

COURTESIES:

PROCLAMATIONS:

- AmeriCorps Week - March 9-17, 2013
- National Service Recognition Day - April 9, 2013

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 & #2 ONLY. Speaker sign-in required. (Comments offered here are limited to one (1) minute. Please sign in at the cart located at the back of the council chambers or 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. Bid Awards:

- 1. W.O. 10-19 Shiloh Conservation Area Wetland Plant Procurement.** (Opened 2/26/2013) **Schedule I:** Recommend The Confederated Salish & Kootenai Tribal Forestry; \$98,300. **Schedule II:** Recommend Westscape Wholesale Nursery; \$6,350.

2. **W.O. 12-44 WTP High Service Pump Station H2-3 Pump Replacement.**
(Opened 2/26/13) Recommend Star Service; \$757,021.
 3. **Correction of Award for Two (2) - 2013 37,000 GVW Axle Trucks with Dump/Sander Spreaders.** (Opened 1/29/2013). Recommend I-State, \$291,110 (includes two (2) \$2,585 5-year warranties).
- B. Approval** of the lease for real property for the Miller Building, located at 2825 3rd Avenue North, for the Planning, Building, Code Enforcement and Community Services Departments **and Commitment** to an annual City general fund transfer for the Community Development Division.
- C. Empire Parking Garage**
1. **Empire Garage Materials Testing Services Agreement** with Tetra Tech, Inc.; estimated maximum price, \$75,700.
 2. **Approval** authorizing the City Administrator to sign the Empire Parking Garage parking unit purchase agreements and all subsequent documents necessary to transfer the units.
- D. Acknowledging Receipt of Petition to Annex #13-02:** one parcel totalling approximately 64 acres, generally located on the west side of Mallowney Lane just south of the Southern Empire Emporium Restaurant and addressed as 1228 and 1236 Mallowney Lane; Elizabeth Zeiler, owner and petitioner, and setting a public hearing date for 3/25/13.
- E. Resolution of Intent** to construct W.O. 13-02, Miscellaneous and Developer Related Improvements, (curb, gutter, and sidewalks) at various locations in the City, and setting a public hearing date for 4/8/13.
- F. Resolution** fixing the form and terms of the Department of Natural Resources and Conservation (DNRC) Series 2013 bond for the construction of a sanitary sewer lift station in Billings Heights.
- G. Second/Final Reading Ordinance** amending text to Section 2-207, of the Billings, Montana, City Code providing that the Office of Mayor or Councilmember shall be forfeited under certain circumstances.
- H. Second/Final Reading Ordinance** establishing new boundaries for the City of Billings five election wards.
- I. Bills and Payroll:**
1. February 4, 2013
 2. February 11, 2013
 3. February 19, 2013

REGULAR AGENDA:

2. **FY 2014 GENERAL FUND AND PUBLIC SAFETY BUDGET DISCUSSION.** Staff recommends City Council answer the six questions listed in the Problem/Issue Statement and allow staff to proceed to the annual budget presentation on May 6 while using Priority Based Budgeting as Council directs. (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 in at the cart located at the back of the council chambers or 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: 03/11/2013

TITLE: Bid Award: W.O. 10-19 Shiloh Conservation Area Wetland Plant Procurement

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

W.O. 10-19 Shiloh Conservation Area Wetland Plant Procurement will provide a contract for growing wetland plants for the Shiloh Conservation Area. This contract is only for growing wetland plants. These plants must be started soon in order for them to be mature enough to be permanently planted later in the season. A separate contract will be issued in the future for installation of the plants.

This project was advertised on February 7th, 14th, and 21st in the Billings Times and on the City's website. Bids were opened February 26, 2013, and four contractors submitted bids. Three of the contractors bid Schedule I and three contractors bid Schedule II. The Confederated Salish & Kootenai Tribal Forestry submitted the lowest responsible bid for Schedule I and Westscape Wholesale Nursery submitted the lowest responsible bid for Schedule II.

ALTERNATIVES ANALYZED

The Council may:

- Award Schedule I of W.O. 10-19 Shiloh Conservation Area Wetland Plant Procurement to The Confederated Salish & Kootenai Tribal Forestry in the amount of \$98,300.00 and award Schedule II to Westscape Wholesale Nursery in the amount of \$6,350.00; or
- Not award a contract for either schedule and reject all bids. If this project is not awarded, the wetland plants will not have adequate time to grow before installation within the conservation area.

FINANCIAL IMPACT

The following bids were received and evaluated:

Contractor	Schedule I	Schedule II
CSKT Tribal Forestry	\$98,300.00	\$13,000.00
Westscape Nursery	No Bid	\$6,350.00
North Fork Native Plants	\$113,400.16	No Bid
Great Bear Restoration	\$265,303.00	\$24,366.00

The bids received appear to show a large discrepancy between bids. Typically, when this is noticed, the bids are re-evaluated to determine why the discrepancy occurred and to ensure that the low bidder clearly understands the work. In this case, there were bid irregularities due to extension of unit prices. The intent of the bidders actually resulted in very tight bids, however, after correction of the unit price errors, the bids appear to have a wide range. The project team is confident in the low bidders' understanding of the project requirements.

Funds are available for this contract under the Shiloh Conservation Area project funded in FY'13.

RECOMMENDATION

Staff recommends the City Council award a contract for W.O. 10-19 Shiloh Conservation Area Wetland Plant Procurement to The Confederated Salish & Kootenai Tribal Forestry for Schedule I in the amount of \$98,300.00 and Westscape Wholesale Nursery for Schedule II in the amount of \$6,350.00.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Bid Award: W.O. 12-44 WTP High Service Pump Station H2-3 Pump Replacement

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The purpose of this project is to replace an existing pump and associated valves at the water treatment plant's high service pump station. The pump will include a new motor and a variable frequency drive (VFD). In addition, the valve used to control the flow out of the High Service Pump Station to the Zone 2 East will be replaced. This project is approved in the CIP.

The project was advertised on January 31, February 7, February 14, and February 21, 2013, in the Billings Times and on the City's Website. Bids were opened on February 26th, 2013, and 5 bids were received. Star Service submitted the lowest responsible bid.

ALTERNATIVES ANALYZED

The Council may:

- Award W.O. 12-44 to Star Service in the amount of \$757,021.00; or
- Not award the contract to Star Service and reject all bids. If this project is not constructed, the present pump may fail due to its age.

FINANCIAL IMPACT

The following bids were received and evaluated:

CONTRACTOR	BASE BID
ACE Electric	\$802,011.00
COP Construction	\$842,000.00
Dick Anderson Construction	\$796,800.00
Star Service	\$757,021.00
CEI	\$798,809.00

The funding for this project is budgeted in FY13 and the source is water system revenues. A summary of the funding is as follows:

Project Budget	\$1,275,000.00
Encumbered Funds	\$ 72,900.00
This Contract	\$ 757,021.00
Project Budget Remaining	\$ 445,079.00

RECOMMENDATION

Staff recommends the City Council award a contract for W.O. 12-44 to Star Service in the amount of \$757,021.00.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Corrected Bid Award for Two 2013 37,000 GVW Axle Trucks with Dump/Sander Spreaders

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

Bids were received by the Street/Traffic Division for the Public Works Department on January 29, 2013, to purchase two, 2013 37,000 GVW Axle Trucks with Dump/Sander Spreaders. On February 11, 2013, City Council approved an award to I-State in the amount of \$288,525. This award included the warranty expense for only one of the trucks. In order to purchase the second warranty, staff is requesting that the Council This purchase was approved by the City Council in the FY13 budget for replacement of existing trucks as part of the Equipment Replacement Plan (ERP). The existing trucks will be traded-in to the company providing the new trucks.

ALTERNATIVES ANALYZED

The City Council may:

- Approve the low bid for two, 2013 37,000 GVW Trucks with Dump/Sander spreaders from I-State for \$285,940, plus 5-year warranties for two trucks in the amount of \$2585 each, or a total of \$291,110.
- Reject all bids and do not award the purchase of the trucks.

FINANCIAL IMPACT

The City received four bids for these dump trucks. In reviewing the bids submitted, two bids did not meet the specifications set forth in the bid documents and as such were not considered. As a result, staff is recommending award to the lowest and most responsive bid to the specifications. The bids are shown below:

Vendor	Bid	Trade-In	Net Bid	Warranty
Peterbilt	\$132,645.00 Ea (x2)	\$10,500 Unit 1186 \$ 9,000 Unit 1187	Does not meet Specs	
Motor Power	\$155,240.00 Ea (x2)	\$10,000 Unit 1186 \$10,000 Unit 1187	\$290,480.00	\$2685.00 Ea (x2)
I-State #1	\$153,970.00 Ea (x2)	\$12,000 Unit 1186 \$10,000 Unit 1187	\$285,940.00	\$2585.00 Ea (x2)
I-State #2	\$125,982.00 Ea (x2)	\$12,000 Unit 1186 \$10,000 Unit 1187	Does not meet Specs	

RECOMMENDATION

Staff recommends awarding the bid for the purchase of two, 2013 37,000 GVW Single Axle Trucks with Dump/Sander Spreaders in the amount of \$285,940 plus warranty cost of \$2585 each to I-State for a total of \$291,110. Staff also recommends trading the existing dump trucks (Unit 1186 & #1187) to I-State.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Planning and Community Services Office Space Lease

PRESENTED BY: Liz Kampa-Weatherwax

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City's Planning and Community Services Department is seeking office space in downtown Billings due to the department's required move from the Library building in 2013. An RFP process was conducted in June 2012. The Council rejected the staff recommendation for a lease and asked that the top five proposers be asked to resubmit their proposals. A new RFP was issued by the City's Purchasing Agent on January 11, 2013. The five offers went to:

- Billings Business Center – 2718 Montana Avenue
- Crowne Plaza – 27 North 27th Street
- Crane Building – 3005 1st Avenue South
- Rocky Mountain Bank Building – 2929 3rd Avenue North
- Miller Building – 2835 3rd Avenue North

Staff received two proposals in response to the new RFP:

- Crane Building – 3005 1st Avenue South
- Miller Building – 2835 3rd Avenue North

In order to achieve consistency in responses, the City proposed a five-year lease with the option to renew for five (5) additional one-year (1) terms, but reserved the right to negotiate with the successful proposer. The City also requested costs for 100 MB fiber installed at each of the locations, as well as any estimated costs outside of the square footage rate.

A selection committee was formed and included Councilmember Ed Ulledalen, Assistant City Attorney Bonnie Sutherland, Planning and Community Services Department Director Candi Beaudry, Chief Information Officer David Watterson, Facilities Manager Saree Couture, and Purchasing Agent Liz Kampa-Weatherwax. The committee reviewed both proposals, met on February 11, toured both buildings on February 12, and has unanimously chosen to begin negotiations with the property broker for the Miller Building. The criteria for selection included, but were not limited to location, price, adequacy of space, quality, appearance, space efficiency, remodeling necessary, parking, technical IT needs, security and schedule for occupancy.

ALTERNATIVES ANALYZED

The City requested proposals for lease of a minimum of 13,700 usable square feet of office space, of which 9,000 square feet could be located on one floor, with the remaining square footage on adjacent floors. The office space should be appropriate to house five (5) primary work areas, which may or may not have separate entries.

Both properties met the minimum square footage requirement. It is the opinion of the selection committee that the Crane building has yet to be configured as office space and the time for remodeling could possibly extend the availability date beyond an acceptable timeframe. Additionally, the City may extend fiber to the Miller Building for approximately \$50,000 with very little or no on-going costs for the five years and beyond. Extending fiber to the Crane building would be cost prohibitive (a minimum of \$200,000) due to the distance from other City-owned fiber in the downtown area. Last, the Crane Building has been vacant and utility costs were estimated by the proposer for an occupied building. These utilities would be at the City's expense and are difficult to predict. The Miller Building lease rate includes all utility costs.

In the first year, the Miller Building lease rate is proposed to cost up to \$204,723, depending upon a decision regarding the communication lines to the building. The Crane Building is estimated at \$205,379 for year one.

FINANCIAL IMPACT

Three of the four Divisions in the Planning and Community Services Department rely on property tax and/or fees for operating revenue. The Community Development Division relies on federal funding that is capped for administrative activities, including rent. Neither of the proposals were affordable to the Community Development Division without a subsidy from the City's General Fund. Therefore, this lease agreement would effectively commit the City and City Council to an annual general fund transfer of up to \$60,000 for the Community Development Division. The other three Divisions have historically paid between \$90,000 and \$135,000 annually in rent. This lease agreement is proposed to cost up to \$204,723 (including an approximate \$3,000 annually for off-site parking), depending upon a decision regarding the data lines to the building.

RECOMMENDATION

Staff recommends that Council approve the Lease for Real Property for the Miller Building, located at 2825 3rd Avenue North, for the Planning and Community Services Department and commit to an annual City general fund transfer for the Community Development Division.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Empire Garage Materials Testing Services Agreement

PRESENTED BY: Chris Mallow - Parking Supervisor

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

During the construction of the Empire Garage the City needs to have third-party testing conducted on some of the materials being used, specifically concrete, masonry, and steel welds. This third party testing will include geotechnical testing services required for the construction of the 196,000 square foot Empire Parking Garage. Work shall include, but is not limited to, concrete strength, slump, air content, and temperature during placement. The work to be done will also include inspection of curing and placement practices, structural steel inspections in accordance with plans, mortar and grout prisms required for masonry construction, and compaction tests as needed on subgrade prior to concrete placement. All testing will be performed in accordance with all applicable codes and standards.

The City advertised a Request for Proposals (RFP) on February 7th and 14th, 2013. The proposals were received by Staff on February 22nd, 2013, and reviewed by a selection committee on February 26th, 2013. The following proposals were received and reviewed by the selection committee:

1. Dowl HKM
2. Terracon Consultants, Inc.
3. Tetra Tech
4. Rimrock Engineering

The selection committee evaluated all proposals and decided on two proposals that would be good candidates for this project. The submitted price proposal was used to make the final decision. The selection committee choose the Tetra Tech, Inc. proposal based on unit price and their ability to self perform all necessary testing.

ALTERNATIVES ANALYZED

Council can take the following action:

1. Approve the agreement with Tetra Tech, Inc..
2. Reject the agreement with Tetra Tech, Inc. and award to a different RFP respondent.
3. Reject the agreement with Tetra Tech, Inc. and not award a contract. Staff feels that this testing is essential to the Empire Garage construction schedule and any delays will delay all construction activities.

FINANCIAL IMPACT

This work was anticipated and is included in the Empire Garage budget. This service will be paid for through existing funds in the Expanded N. 27th Tax Increment Fund and/or with revenues from the Empire Garage TIF bonds.

The contract amount is estimated to be \$54,128 to \$75,700. The quantity of required testing can vary based on construction schedule and availability of materials. The amount of required testing could be reduced if testing conducted in early stages of construction show a pattern of meeting all requirements.

RECOMMENDATION

Staff recommends Council approve the agreement with Tetra Tech, Inc. for an estimated maximum price of \$75,700.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Authorize City Administrator to Sign Purchase Agreements and Documents Necessary to Transfer Parking Units in the Empire Garage

PRESENTED BY: Bruce McCandless, Asst City Administrator

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City of Billings has worked for over two (2) years to develop the new Empire Parking Garage project, including unit ownership (condominium). The City Council reviewed and approved all of the steps including purchasing the land, agreeing to options, leases, development agreements and the unit ownership documents. The private parties are executing their parking options and desire to enter into purchase agreements with the City for those units. Selling the units requires multiple steps and documents over the next 12-14 months. The City Council is being asked to authorize the City Administrator to sign the purchase agreements and the other documents that will be necessary to eventually transfer the units to the new owners. This approval applies only to the parking options. The private parties also have options to purchase the retail units on Montana Avenue and if they exercise those options or other parties desire to purchase the units, staff will request that the Council approve those purchases and all of the documents that accompany them.

ALTERNATIVES ANALYZED

The Council approved the parking unit options and other agreements when it purchased the land in 2011. There are no practical alternatives to approving the subsequent documents and selling the units, but the Council could require that it review and approve each document, or it can authorize the City Administrator to carry out the requirements of those earlier agreements.

FINANCIAL IMPACT

The parking units will sell for a total of nearly \$950,000. That money is a necessary component of the financing that is required to build the garage.

RECOMMENDATION

Staff recommends that Council authorize the City Administrator to sign the Empire Parking Garage parking unit purchase agreements and all subsequent documents that are necessary to transfer the units to the correct private parties.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Annexation #13-02: Acknowledge receipt of petition and set a public hearing date

PRESENTED BY: Candi Beaudry

Department: Planning & Community Services

Information

PROBLEM/ISSUE STATEMENT

Owner Elizabeth Zeiler has submitted a petition to annex land to the City of Billings under Section 7-2-4600, MCA. The subject property is one parcel totaling about 64 acres. The property is addressed as 1228 and 1236 Mallowney Lane. It is located on the west side of Mallowney Lane just south of the Southern Empire Emporium Restaurant. It wraps around and also has frontage on the South Frontage Road west of the former site of the Big Splash Water Park. The property is mostly vacant and used for agricultural production, however there is a residence and other buildings on the property near Mallowney Lane. The property owner is requesting annexation in order to obtain City services for development of the property. The property is zoned Highway Commercial and Agricultural Open Space. A concurrent zone change application is being processed to change all of the zoning to Highway Commercial. The property is located within the five-year annexation area of the City's Limits of Annexation Map and appears to meet many of the City's criteria in its Annexation Policy. A detailed review and analysis of the Annexation Policy criteria will be provided in the Council's public hearing memo. The City Council's policy is to consider annexations at two separate Council meetings. At the first meeting, the Council acknowledges receipt of a petition and sets a public hearing date. At the second meeting, the Council conducts the hearing and decides if it will annex the property. The zoning and annexation hearings will occur at the same City Council meeting on March 25.

ALTERNATIVES ANALYZED

Section 7-2-4600, MCA, allows owners of more than 50% of the property to petition the City for annexation. The only alternative that is consistent with City Council policy is to acknowledge receipt of the petition and set a public hearing date.

FINANCIAL IMPACT

Analysis by City staff of how City services may be provided to this property, the potential financial implications of developing the property, and a recommendation on the annexation will be prepared and presented at the public hearing.

RECOMMENDATION

Staff recommends that the City Council acknowledge receipt of the annexation petition and schedule a public hearing for March 25, 2013 to consider annexing this property.

APPROVED BY CITY ADMINISTRATOR

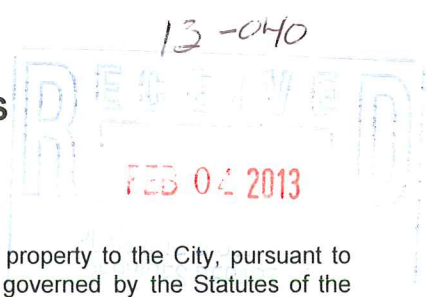
Attachments

Annexation Petition

Annexation Exhibit

Annexation Legal Description

**PETITION
FOR ANNEXATION
TO THE CITY OF BILLINGS**



NOTICE TO PETITIONER

This is a Petition to the City of Billings requesting the annexation of property to the City, pursuant to MCA Title 7, Chapter 2, Part 46. Procedures for annexation are governed by the Statutes of the State of Montana. This Petition requires the signatures of more than 50% of the Resident Freeholder Electors to be considered for annexation.

INSTRUCTIONS

1. All items must be completed or provided. Please type or print. You may attach additional pages if more space is needed.
2. Prepare a map drawn to a scale adequate and legible to show the property requesting annexation and all other property within one-quarter (1/4) mile.

The map must show:

- a. The present and proposed boundaries of the municipality;
 - b. The present streets, major trunk water mains and sewer mains;
 - c. The zoning of the property requesting annexation and the property immediately adjacent to it.
3. The Petition should be submitted to the Planning Department, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m., located on the 4th Floor of Parmlly Billings Library at 510 North Broadway, Billings, Montana. Upon presentation, the Petition will be checked for completeness. Once accepted, the Petition will be routed to the following City Departments: Public Works, City-County Planning, Public Utilities, Fire Department, City Attorney, Police Department, and Finance Department. If no problems with the Petition have been noted by the departments, the City Clerk will schedule the Petition for City Council action.
 4. By filing the petition for annexation, the Petitioner(s) agree that only those City services which are available to the general area shall be provided to Petitioner, and that additional services as may become available to the general area shall be made available to Petitioner(s) in the same manner as said services are made available to other residents of the City. Petitioner(s) specifically waive the right to the report and plans for extension of services as provided in MCA Title 7, Chapter 2, Part 47.
 5. A description of the territory to be annexed to the City is legally described on a document attached hereto.

RESIDENT FREEHOLDER ELECTORS

Date	Print Name	Name Signature	Address
X 2/1/13	Elizabeth Zeiler	<i>Elizabeth Zeiler</i>	32240 Village Pines Dr Beverly Hills, Mich 48005

(continued on separate page)

e1
AG-0

Site Aerial - Dimensions



Note: All measurements are approximate

ANNEXATION # 13-02

Legal Description of Property to be annexed

A tract of land situated in the SE1/4 of Section 18, T.1S., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as:

A tract of unplatted land being the N1/2 SE1/4 of Section 18, T.1S., R.26E., P.M.M.;

Excluding Kelly Subdivision, Recorded April 25, 1995, under Document No. 1781333 & inclusive of all Amendments to date;

Excluding that portion of Interstate 90 East bound Exit Ramp of Exit 446;

Containing 64.32 gross and net acres more or less.

(# 13-02) See Exhibit "A" Attached

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: W.O. 13-02 Miscellaneous/Developer Related - Resolution of Intent to Construct Improvements and set a Public Hearing

PRESENTED BY: David Mumford

Department: Public Works

Information

PROBLEM/ISSUE STATEMENT

The proposed project will install curb, gutter, and sidewalk improvements at various locations in the city and consists of two categories of properties. The first category is unfulfilled building permit obligations. The City of Billings Site Development and Subdivision Ordinances require the installation of public improvements in conjunction with the issuance of building permits. A small number of these properties either did not complete the requirements of the right-of-way permits or have requested that the improvements be completed under the City's project. Per Council policy, the uncompleted right-of-way permits are included in the next annual Developer Related Program. The costs of completing these improvements are assessed to the property owner.

The second category represents continuation of the annual improvements project for dealing with tripping hazards, drainage problems, property owner requests, citizen complaints, and other miscellaneous concrete work brought to the attention of the City Engineer's Office. This program proposes a continuation of the Council policy of allocating gas tax funds for reconstruction of side street frontages on corner lots and to cover the cost of curb and gutter repair.

The proposed project also uses additional funding allocations to cover costs not normally assessed to property owners. Storm drain funds are used for repairing defective valley gutters, improperly graded curb and gutter, and substandard storm drain inlets. Water funds are used for minor adjustments of water lines.

These improvements have historically been constructed under the annual Miscellaneous/Developer Related Program. In order to construct this year's improvements, Council must pass a Resolution of Intent and set a Public Hearing for the project in order to allow adjacent property owners to be assessed for this work.

ALTERNATIVES ANALYZED

The Council may:

- Pass the Resolution of Intent and establish a Public Hearing date of April 8, 2013; or
- Do not pass the Resolution of Intent. If the Council does not adopt the Resolution, the property owners cannot be assessed and the work will not occur because there is no other source of financing for the replacement and new construction.

FINANCIAL IMPACT

The proposed project is funded through multiple sources, including direct property assessments, for a total budgeted amount of \$732,500.

FY 13 Budgeted Amounts	
Estimated Assessments	\$425,000
Storm Drain Funds	\$52,500
Gas Tax Funds	\$250,000
Water and Sewer Funds	\$5,000

Funding budgeted in FY 13 is sufficient for the proposed project.

RECOMMENDATION

Staff recommends that Council approve this Resolution of Intent for W.O. 13-02 and set a public hearing date of April 8, 2013.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution of Intent

Exhibit A

Exhibit B

RESOLUTION NO. 13-_____

A RESOLUTION RELATING TO W.O. 13-02, MISCELLANEOUS/DEVELOPER-RELATED IMPROVEMENTS; DECLARING IT TO BE THE INTENTION OF THE CITY COUNCIL TO ORDER IN THE PROGRAM FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SIDEWALK, CURB AND GUTTER IMPROVEMENT BONDS SECURED BY THE CITY'S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND.

WHEREAS, the city is granted the power pursuant to M.C.A. 7-14-4109 to order certain improvements without creation of a special improvement district and certain sections of curb and gutter, sidewalks, drive approaches, alley approaches and/or appurtenant features have deteriorated, settled and cracked, or none exist, or some of the foregoing do not exist; and

WHEREAS, the safety and convenience of the public require installation, construction, reconstruction, repair or replacement of curbs and gutters, sidewalks, drive approaches, alley approaches, and/or appurtenant features or combinations thereof; and

WHEREAS, said improvements should be ordered as provided by law.

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

1. INTENTION TO ORDER IN. It is the intention of the Council to order the installation, construction, reconstruction, or replacements of certain curbs, gutters, sidewalks, drive approaches, alley approaches and appurtenant improvements in certain locations, which improvements and locations are more fully described in Exhibits "A" and "B" attached hereto.
2. AFFECTED PROPERTIES. All properties, which will be required to pay any portion of the costs of the improvements identified herein, are listed and the owners of those properties are identified on Exhibit "B" attached hereto.
3. ESTIMATED COSTS. The estimated assessed costs of the proposed improvements, including construction costs, incidental expenses, engineering fees, legal fees, administrative fees and bond issuance costs, but exclusive of interest charges, will be \$425,000.00 as described below:

Construction Costs	\$311,638.00
Design and Construction Administration	\$45,123.75
Engineering & Administration	\$25,500.00
Revolving Fund	\$21,250.00
Bond Discount	\$8,500.00
Issuance Costs	\$12,750.00
Bank Fees	\$100.00
Roundoff	\$138.25

Total Assessed Costs	\$425,000.00
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Estimated unit costs for construction only, not including engineering, legal, administrative, and bond costs as follows:

<u>Removal of:</u>	<u>Unit Price:</u>
Flatwork Removal	\$15.00/SY
Curb and Gutter Removal	\$7.50/LF
 <u>New Construction:</u>	
Concrete Sidewalk	\$5.40/SF
Curb and Gutter	\$22.00/LF
New Drive Approach	\$6.25/SF
New Alley Approach	\$6.40/SF
Street Reconstruction	\$60.00/SY

The actual cost to be assessed against any benefited property will be determined by the actual amount of work done adjacent to the property.

4. ASSESSMENT OF COSTS. All costs of constructing the curbs, gutters, sidewalks, and drive approaches, including engineering, administrative and bond costs, will be assessed against the properties which are adjacent to the improvements installed. As shown on Exhibit "B", assessments will be levied against 274 separate lots, parcels, or tracts.

The costs for each property will vary depending upon the actual construction that is required adjacent to each property. The average total assessment, including engineering, administrative, and bond costs is estimated to be \$1,551, with a high of \$15,110, low of \$0.00, and a median of \$606.

5. PERIOD OF ASSESSMENT. The assessments for all improvements and costs shall be paid in not more than twelve (12) annual installments, plus interest, provided however, that payment of one-half of each annual installment, plus interest, may be deferred to May 31 of the year following the assessment.
6. PROPERTY OWNER OPTION TO CONSTRUCT IMPROVEMENTS. In the event that the City Council orders in the above-described improvements following the public hearing, then the owners of all properties to be assessed for the costs of said improvements will be notified of such action in writing. Said owners will have thirty (30) days from the date of said notice in which to install the required improvements at their own expense. In the event the owners do not install these improvements, the City will do so and will assess the costs against the benefited properties as described herein.

7. METHOD OF FINANCING; PLEDGE OF REVOLVING FUND; FINDINGS AND DETERMINATIONS.

The City will issue **Sidewalk, Curb, and Gutter Improvement Bonds** in an aggregate principal amount not to exceed \$425,000 in order to finance the costs of the Improvements. Principal of and interest on the Bonds will be paid from special assessments levied against the property in the Project. This Council further finds it is in the public interest, and in the best interest of the City and the Project, to secure payment of principal of and interest on the Bonds by the Revolving Fund and hereby authorizes the City to enter into the undertakings and agreements authorized in Section 7-12-4225 in respect to the Bonds.

In determining to authorize such undertakings and agreements, this Council has taken into consideration the following factors:

- (a) Estimated Market Value of Parcels. The estimated total market value of the lots, parcels, or tracts in the Project, as of the date of adoption of this resolution, as estimated by the County Assessor, is \$31,941,415. The average market value is \$117,432 with a high of \$3,077,034 and a low of \$24,600 and median value of \$76,114. The special assessments to be levied against each lot, parcel, or tract are less than the increase in the estimated market value of the properties as a result of the construction of the improvements.
- (b) Diversity of Property Ownership. For the 274 Tax codes in this project, there are 260 separate owners. B & P Leasing LLC owns (2) lots. Vern & Joline Carpenter owns (2) lots. Clean Enterprises LLC owns (2) lots. Leo A & Joan H Deichl owns (2) lots. Miles & Rhonda Knudsen owns (2) lots. Jonathan D & Shelly D Loveless owns (2) lots. Montana Rail Link owns (2) lots. Jeffrey J & Pamela K Peterson owns (2) lots. Keith & Gary L Sasich owns (2) lots. Shaffner Ranch owns (2) lots. Gary L Temple owns (2) lots. Julie K Thilmony owns (2) lots. Donald D Whitmus owns (2) lots. Richard A & Deborah S Whitney owns (2) lots. All other parcels are under separate ownership. It is unlikely that financial difficulties would arise that would require a loan to be made from the Revolving Fund.
- (c) Comparison of Special Assessments, Property Taxes and Market Value. Currently, eleven (12) parcels have an SID levied against them. Parcels A06666, A07748, A07751, A07754, A07755, A18689, and E00097 are being assessed under SID 2902, with payoff amounts of \$94.87, \$121.85, \$123.23, \$121.51, \$87.20, \$109.67, \$6,907.30 and a payoff date of 2023; Parcels A01987, A08324 and E00097 are being assessed under SID 2805 with payoff amounts of \$2,065.49, \$328.67, \$5,789.63 and a payoff date of 2022; Parcels A04686 and A11002 are being assessed under SID 2701, with payoff amounts of \$107.74, \$214.24, and a payoff date of 2021;

As noted in Section 4, the estimated average assessment levied by this project will be \$1,551. With an average market value of \$117,432, and an average yearly principal payment of \$129.25 (monthly principal of \$10.77) assuming 6% interest rate, the amount of assessment versus the value of the property would appear

acceptable. As such, no unusual need for loans from the Revolving Fund would be expected. Further information comparing the total cost (estimate) to the market value for each parcel is listed in Exhibit "B".

- (d) Delinquencies. For tax year 2011, Zero (0) parcels were delinquent. This rate is above the average city collection rate of 95%.

Therefore, given the delinquency history of this Project area, no unusual need for loans from the Revolving Fund would be expected.

- (e) The Public Benefit of the Improvements. Current City Subdivision and Site Development Ordinances, and under City Council policies, the cost of installation of new curb, gutter, sidewalk, and drive approaches is to be borne by the adjoining property owners.

Some of the parcels have been involved in recent construction or subdivision activity. Some of these parcels have undergone recent site developments, both residential and commercial, in which a permit was taken out, but the improvements were not constructed, or the developer has requested that the improvements be included and constructed under the proposed project. Developers generally make a request to be included in the proposed project to take advantage of the financing opportunity of the 12-year assessment. Some of these parcels are lots included in recently approved subdivisions. The improvements were required as part of the Subdivision Improvements Agreements, but were not installed by the subdivider/developer.

The remaining parcels represent a continuation of an annual improvement project for repairs of tripping hazards, deteriorated sidewalks, drainage problems, property owner requests and citizen complaints.

The project improvements are located in various Task Force areas, both commercial and residential, throughout the City.

8. REIMBURSEMENT EXPENDITURES.

- (a) Regulations. The United States Department of Treasury has promulgated final regulations governing the use of proceeds of tax-exempt bonds, all or a portion of which are to be used to reimburse the City for project expenditures paid by the City prior to the date of issuance of such bonds. Those regulations (Treasury Regulations, Section 1.150-2) (the "Regulations") require that the City adopt a statement of official intent to reimburse an original expenditure not later than 60 days after payment of the original expenditure. The Regulations also generally require that the bonds be issued and the reimbursement allocation made from the proceeds of the bonds within 18 months (or three years, if the reimbursement bond issue qualifies for the "small issuer" exception from

the arbitrage rebate requirement) after the later of (i) the date the expenditure is paid or (ii) the date the project is placed in service or abandoned, but (unless the issue qualifies for the “small issuer” exception from the arbitrage rebate requirement) in no event more than three years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the bonds.

(b) Prior Expenditures. Other than (i) expenditures to be paid or reimbursed from sources other than the Bonds, (ii) expenditures permitted to be reimbursed under the transitional provision contained in Section 1.150-2(j)(2) of the Regulations, (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations, or (iv) expenditures in a “de minimus” amount (as defined in Section 1.150-2(f)(1) of the Regulations), no expenditures for the Improvements have been paid by the City before the date 60 days before the date of adoption of this resolution.

(c) Declaration of Intent. The City reasonably expects to reimburse the expenditures made for costs of the Improvements out of the proceeds of Bonds in an estimated maximum aggregate principal amount of \$425,000 after the date of payment of all or a portion of the costs of the Improvements. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations.

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

(e) Reimbursement Allocations. The City’s financial officer shall be responsible for making the “reimbursement allocations” described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the Bonds to reimburse the source of temporary financing used by the City to make prior payment of the costs of the Improvements. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the Bonds or the Improvements and shall specifically identify the actual original expenditure being reimbursed.

9. PUBLIC HEARING. On Monday, April 8th, 2013, at 6:30 p.m., in the Council Chambers located on the Second Floor of the Police Facility, 220 North 27th Street,

Exhibit A
Location of Work
WO 13-02 Miscellaneous and Developer Related

- A) Sidewalk: 802 Constitution Avenue; 1406 Avenue B; 625 Avenue B; 2801 Minnesota Avenue; 223 S 27th Street; 244 Yellowstone Avenue; 215 N 23rd St; 205 N 23rd St; 510 N 29th St; 333 Moore Lane; 1007 Lewis Avenue; 1007 Lewis Avenue; 940 Park hill Drive; 1616 /1618 Virginia Lane (Duplex); 441 Beverly Hills Blvd; 2027 Virginia Lane; 2203 Virginia Lane; 2211 Virginia Lane; 2309 Virginia Lane; 2327 Virginia Lane; 430 Glee Place; 644 Cook Avenue; NW corner of 4th Avenue N & N 20th ST (135' triangle); 2005 Wyoming Avenue; 225 Yellowstone Avenue; 1817, 1808, 1812, 1836 Yellowstone Avenue; 115 6th ST W; 218 6th St W; 543 Tabriz Drive;
- B) Curb and Gutter: 1804 Westwood Drive; 1947 Northridge Circle; 1131 Ave E; 1438 Avenue E; 1425 & 1429 Avenue E; 1437 Avenue E; 1441 Avenue E; 1442 Avenue E; 1702 Grand Avenue; 1200 6th Avenue N; 1265 Yellowstone Avenue; 1281 Yellowstone Avenue; 1947 Northridge Circle; 1804 Westwood Circle; 424 Glee Place; 1762 Avenue F; Both sides of Olympic Blvd from Shiloh Rd to 130' east (missing); West side of N 22nd St from Montana Avenue north to alley; 1849 Dogwood Drive; 1920 Howard Avenue;
- C) Sidewalk, Curb and Gutter: 190110th St. W; 888 Sergeant At Arms; 1810 Belvedere Avenue; 162 Lexington Drive; 127 Lexington Drive; 2939 - 2943 Lewis Avenue; 1445 Avenue F; East side of N 24th St between 8th Ave N & 9th Ave N; 2227 Spruce St; 901 Parkview Drive; 407 Glee Place; 515 Glee Place; 1728 Avenue F; 1726 Avenue F; 425 Glee Place; 1645 Avenue D; 2219 Beloit Drive;
- D) Sidewalk, Drive Aprons: 2146 Beloit Drive; 1725 Clark Avenue; 905 Avenue D; 1145 Broadwater Avenue; 209 Yellowstone Avenue;
- E) Sidewalk, Curb and Gutter, Drive Aprons: Both sides of Avenue D from 8th St W to 9th St W; North Side of Alderson Avenue between 17th St W & 18th St W; #4 Birchwood Drive 150' south of Central Avenue; # 5 S Crestwood Drive; 2425 Custer Avenue; 2615 Cook Avenue; 1921 17TH St. W; West side of N 25th Street between 8th Avenue N & 9th Avenue N; East side Elm St between Poly Drive & Grandview Blvd; 2316 & 2320 7th Avenue N; 523 Hewitt Drive; 2010 19th St W; 2208 Beloit Drive; 1505 Lewis Avenue;
- F) Sidewalk, Curb and Gutter Drive Aprons & Alley Aprons: N side of 8th Avenue N between N 24th & N 25th St; Both sides of Nimitz Drive from King Avenue E to Marshall Drive;

- G) Curb and Gutter: 1947 Northridge Circle; 1804 Westwood Circle;
- H) Curb and Gutter, Drive Aprons: 1943 Howard Avenue;
- I) Drive Aprons: 940 Parkhill Drive; 922 S 28th St;
- J) Alley Aprons: North side of 1ST Avenue N from N 29th Street to N 30th Street; South side of 2nd Avenue North from 1st Avenue N to N 29th Street; South side of 9th Ave N between N 24th & N 25th St; N side of 8th Avenue N between N 24th & N 25th St; N side of 3rd Avenue N between N 29th St & N 30th St; Behind 842 N Carlton Ave; West side of 19th St W between Parkhill Drive and Beverly Hills Blvd;
- K) ADA Ramps only : 225 N 23rd St; 2320 3rd Avenue N; 302 S 36th St; 900 S 24th ST W;

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A00409				\$693.88	\$693.88	\$207,488.00
A00426				\$0.00	\$0.00	\$331,488.00
A00431				\$2,636.75	\$2,636.75	\$91,720.00
A00433				\$2,320.57	\$2,320.57	\$110,510.00
A00647				\$664.74	\$664.74	\$615,321.00
A00648				\$332.36	\$332.36	\$245,996.00
A00648A				\$332.36	\$332.36	\$153,491.00
A00649				\$443.15	\$443.15	\$275,616.00
A00650				\$443.15	\$443.15	\$334,345.00
A00651				\$443.15	\$443.15	\$997,424.00
A00652				\$443.15	\$443.15	\$417,481.00
A00653				\$221.58	\$221.58	\$130,564.00
A00654				\$221.58	\$221.58	\$130,564.00
A00655				\$886.31	\$886.31	\$434,229.00
A00656				\$886.31	\$886.31	\$308,357.00
A00836				\$6,187.11	\$6,187.11	\$224,906.00
A00837				\$8,949.35	\$8,949.35	\$332,675.00
A01059				\$7,466.86	\$7,466.86	\$128,894.00
A01840				\$1,261.48	\$1,261.48	\$69,080.00
A01987	2805	\$2,065.49		\$0.00	\$2,065.49	\$43,377.00
A01988				\$5,054.23	\$5,054.23	\$40,744.00
A02139				\$687.34	\$687.34	\$1,192,910.00
A02236				\$0.00	\$0.00	\$66,786.00
A02237				\$3,486.45	\$3,486.45	\$86,391.00
A02740				\$801.67	\$801.67	\$68,986.00
A02976				\$3,515.66	\$3,515.66	\$88,111.00
A02991				\$1,500.14	\$1,500.14	\$101,329.00
A02994				\$2,945.72	\$2,945.72	\$106,273.00
A03781				\$4,714.90	\$4,714.90	\$55,658.00
A03816				\$3,013.00	\$3,013.00	\$71,131.00
A03866				\$3,050.09	\$3,050.09	\$77,308.00
A03872				\$1,156.47	\$1,156.47	\$78,259.00
A03873				\$2,543.86	\$2,543.86	\$73,893.00
A04385				\$3,032.09	\$3,032.09	\$61,517.00
A04435				\$9,637.34	\$9,637.34	\$80,725.00
A04549				\$7,494.16	\$7,494.16	\$84,905.00
A04686	2701	\$107.74		\$3,893.08	\$4,000.82	\$80,145.00
A04722				\$2,134.73	\$2,134.73	\$80,782.00
A04753				\$1,051.01	\$1,051.01	\$87,629.00
A04777				\$2,022.50	\$2,022.50	\$89,780.00
A04836				\$3,181.00	\$3,181.00	\$81,287.00
A04853				\$9,406.98	\$9,406.98	\$802,280.00
A05976				\$1,833.70	\$1,833.70	\$72,419.00
A06302				\$14,968.49	\$14,968.49	\$80,911.00

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A06666	2902	\$94.87		\$2,451.13	\$2,546.00	\$58,290.00
A06753				\$1,795.62	\$1,795.62	\$73,931.00
A06754				\$1,795.62	\$1,795.62	\$70,682.00
A06807				\$755.52	\$755.52	\$85,577.00
A06808				\$777.34	\$777.34	\$84,888.00
A06810				\$395.67	\$395.67	\$94,628.00
A06811				\$472.76	\$472.76	\$86,415.00
A06832				\$2,571.14	\$2,571.14	\$77,124.00
A07084				\$2,209.40	\$2,209.40	\$62,040.00
A07085				\$1,391.31	\$1,391.31	\$39,344.00
A07086				\$138.42	\$138.42	\$37,551.00
A07087				\$5,597.14	\$5,597.14	\$62,113.00
A07089				\$581.37	\$581.37	\$68,238.00
A07090				\$1,581.55	\$1,581.55	\$41,173.00
A07091				\$193.79	\$193.79	\$27,960.00
A07092				\$4,496.00	\$4,496.00	\$28,613.00
A07093				\$1,096.74	\$1,096.74	\$53,475.00
A07094				\$387.58	\$387.58	\$44,830.00
A07095				\$387.58	\$387.58	\$66,335.00
A07096				\$387.58	\$387.58	\$49,462.00
A07096A				\$1,966.81	\$1,966.81	\$44,345.00
A07097				\$5,327.88	\$5,327.88	\$43,514.00
A07098				\$132.88	\$132.88	\$24,600.00
A07332A				\$2,081.64	\$2,081.64	\$214,131.00
A07406				\$541.92	\$541.92	\$122,685.00
A07407				\$511.68	\$511.68	\$112,213.00
A07408				\$511.68	\$511.68	\$106,631.00
A07409				\$511.68	\$511.68	\$103,179.00
A07410				\$511.68	\$511.68	\$101,238.00
A07411				\$511.68	\$511.68	\$107,620.00
A07412				\$511.68	\$511.68	\$101,262.00
A07413				\$511.68	\$511.68	\$118,244.00
A07748	2902	\$121.85		\$2,327.49	\$2,449.34	\$87,107.00
A07751	2902	\$123.23		\$2,351.12	\$2,474.35	\$84,905.00
A07754	2902	\$121.51		\$858.26	\$979.77	\$93,325.00
A07755	2902	\$87.20		\$5,518.22	\$5,605.42	\$77,982.00
A07758				\$1,772.89	\$1,772.89	\$79,718.00
A07760				\$1,211.02	\$1,211.02	\$101,949.00
A07826				\$621.87	\$621.87	\$78,895.00
A07827				\$0.00	\$0.00	\$76,752.00
A08237				\$0.00	\$0.00	\$100,581.00
A08238				\$0.00	\$0.00	\$83,859.00
A08239				\$536.41	\$536.41	\$107,898.00
A08240				\$1,308.77	\$1,308.77	\$99,927.00

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A08241				\$5,567.62	\$5,567.62	\$87,540.00
A08282				\$3,650.51	\$3,650.51	\$105,787.00
A08321				\$5,847.80	\$5,847.80	\$118,564.00
A08324	2805	\$328.67		\$1,211.02	\$1,539.69	\$103,248.00
A08336				\$1,246.48	\$1,246.48	\$63,163.00
A08338				\$1,675.61	\$1,675.61	\$97,035.00
A08775				\$0.00	\$0.00	\$66,895.00
A09069				\$171.34	\$171.34	\$90,919.00
A09070				\$192.14	\$192.14	\$76,150.00
A09071				\$192.14	\$192.14	\$87,446.00
A09072				\$192.14	\$192.14	\$85,838.00
A09073				\$192.14	\$192.14	\$92,408.00
A09074				\$192.14	\$192.14	\$90,618.00
A09075				\$192.14	\$192.14	\$76,077.00
A09076				\$209.01	\$209.01	\$104,131.00
A09077				\$209.31	\$209.31	\$82,236.00
A09078				\$192.14	\$192.14	\$84,103.00
A09079				\$192.14	\$192.14	\$83,354.00
A09080				\$192.14	\$192.14	\$86,191.00
A09081				\$192.14	\$192.14	\$79,902.00
A09082				\$192.14	\$192.14	\$80,256.00
A09083				\$192.14	\$192.14	\$93,469.00
A09084				\$6,345.79	\$6,345.79	\$81,584.00
A09245				\$458.47	\$458.47	\$90,207.00
A09246				\$573.09	\$573.09	\$85,710.00
A09247				\$611.29	\$611.29	\$103,811.00
A09248				\$573.09	\$573.09	\$88,844.00
A09249				\$573.09	\$573.09	\$88,193.00
A09250				\$611.29	\$611.29	\$98,473.00
A09251				\$573.09	\$573.09	\$96,160.00
A09252				\$592.89	\$592.89	\$82,685.00
A10389				\$3,038.46	\$3,038.46	\$100,172.00
A11002	2701	\$214.24		\$3,032.09	\$3,246.33	\$77,968.00
A11022				\$2,168.38	\$2,168.38	\$90,599.00
A11227				\$770.97	\$770.97	\$66,446.00
A11228				\$876.45	\$876.45	\$64,373.00
A11229				\$621.87	\$621.87	\$59,464.00
A11230				\$1,734.70	\$1,734.70	\$59,969.00
A11231				\$3,682.22	\$3,682.22	\$55,973.00
A11233				\$814.61	\$814.61	\$60,418.00
A11234				\$274.93	\$274.93	\$69,788.00
A11236				\$621.87	\$621.87	\$68,274.00
A11237				\$2,466.05	\$2,466.05	\$74,806.00
A11238				\$5,411.03	\$5,411.03	\$79,384.00

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A11248				\$1,548.32	\$1,548.32	\$435,156.00
A12643				\$1,040.10	\$1,040.10	\$786,885.00
A12696				\$2,758.55	\$2,758.55	\$73,745.00
A12868				\$1,618.33	\$1,618.33	\$73,781.00
A14901				\$1,349.95	\$1,349.95	\$64,955.00
A14902				\$1,971.08	\$1,971.08	\$58,981.00
A14903				\$1,007.37	\$1,007.37	\$59,577.00
A14904				\$737.52	\$737.52	\$53,007.00
A14905				\$602.60	\$602.60	\$65,756.00
A14959				\$11.67	\$11.67	\$63,459.00
A14960				\$8.77	\$8.77	\$55,696.00
A14961				\$7.21	\$7.21	\$66,242.00
A14962				\$6.22	\$6.22	\$52,616.00
A14963				\$6.22	\$6.22	\$57,355.00
A14964				\$6.78	\$6.78	\$57,097.00
A14965				\$6.78	\$6.78	\$68,445.00
A14966				\$6.22	\$6.22	\$64,599.00
A14967				\$5.09	\$5.09	\$74,868.00
A14968				\$6.33	\$6.33	\$62,435.00
A14969				\$6.10	\$6.10	\$73,410.00
A14970				\$10.17	\$10.17	\$77,313.00
A14972				\$6.22	\$6.22	\$60,361.00
A14973				\$6.22	\$6.22	\$66,948.00
A14974				\$1,807.43	\$1,807.43	\$60,902.00
A14976				\$7.91	\$7.91	\$67,136.00
A14977				\$8.48	\$8.48	\$62,247.00
A14978				\$7.91	\$7.91	\$64,394.00
A14979				\$8.48	\$8.48	\$72,232.00
A14980				\$7.91	\$7.91	\$63,180.00
A14981				\$6.78	\$6.78	\$63,685.00
A14982				\$6.89	\$6.89	\$62,694.00
A14983				\$6.89	\$6.89	\$65,477.00
A14984				\$6.89	\$6.89	\$63,985.00
A14985				\$10.08	\$10.08	\$74,865.00
A15052				\$1,392.85	\$1,392.85	\$76,190.00
A16025				\$3,084.38	\$3,084.38	\$83,380.00
A16026				\$2,825.26	\$2,825.26	\$111,643.00
A16028				\$2,361.12	\$2,361.12	\$81,267.00
A16029				\$732.43	\$732.43	\$87,170.00
A16030				\$629.61	\$629.61	\$63,163.00
A16031				\$832.36	\$832.36	\$67,493.00
A16033				\$1,455.23	\$1,455.23	\$67,366.00
A16034				\$732.43	\$732.43	\$67,506.00
A16035				\$0.00	\$0.00	\$102,229.00

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A16060				\$5,155.01	\$5,155.01	\$75,352.00
A16158				\$1,609.24	\$1,609.24	\$88,378.00
A16371				\$4,914.99	\$4,914.99	\$42,284.00
A16372				\$2,891.17	\$2,891.17	\$55,805.00
A16373				\$2,086.55	\$2,086.55	\$62,171.00
A16374				\$5,796.25	\$5,796.25	\$74,695.00
A16375				\$984.63	\$984.63	\$56,590.00
A16376				\$2,051.31	\$2,051.31	\$54,687.00
A16378				\$967.37	\$967.37	\$52,670.00
A16381				\$8,355.84	\$8,355.84	\$59,241.00
A16383				\$984.63	\$984.63	\$55,937.00
A16384				\$902.58	\$902.58	\$52,745.00
A16385				\$984.63	\$984.63	\$46,457.00
A16386				\$6,117.83	\$6,117.83	\$53,398.00
A16387				\$1,399.33	\$1,399.33	\$54,237.00
A16388				\$4,772.07	\$4,772.07	\$53,979.00
A16389				\$3,026.18	\$3,026.18	\$50,733.00
A16390				\$2,235.88	\$2,235.88	\$54,987.00
A16391				\$4,137.98	\$4,137.98	\$59,503.00
A16908				\$481.87	\$481.87	\$333,876.00
A16912				\$1,586.00	\$1,586.00	\$86,286.00
A16927				\$0.00	\$0.00	\$81,377.00
A17080				\$2,366.03	\$2,366.03	\$72,661.00
A17337				\$2,760.25	\$2,760.25	\$70,366.00
A17950				\$7,053.37	\$7,053.37	\$123,035.00
A17960				\$5,794.17	\$5,794.17	\$68,647.00
A17971				\$2,791.17	\$2,791.17	\$82,571.00
A17975				\$2,134.73	\$2,134.73	\$88,823.00
A18181				\$2,495.68	\$2,495.68	\$103,047.00
A18292				\$4,001.22	\$4,001.22	\$104,281.00
A18404				\$1,772.89	\$1,772.89	\$123,693.00
A18689	2902	\$109.67		\$608.70	\$718.37	\$76,228.00
A18694				\$1,900.17	\$1,900.17	\$82,142.00
A19228				\$5,569.60	\$5,569.60	\$48,899.00
A19294				\$0.00	\$0.00	\$238,919.00
A19483				\$0.00	\$0.00	\$127,613.00
A21831				\$1,024.18	\$1,024.18	\$112,143.00
A23922				\$0.00	\$0.00	\$104,171.00
A23990				\$2,030.19	\$2,030.19	\$93,942.00
A25236				\$0.00	\$0.00	\$42,632.00
A25237				\$0.00	\$0.00	\$47,128.00
A25238				\$407.42	\$407.42	\$47,128.00
A25239				\$407.42	\$407.42	\$48,285.00
A25240				\$407.42	\$407.42	\$47,427.00

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A25241				\$407.42	\$407.42	\$47,128.00
A25242				\$407.42	\$407.42	\$47,128.00
A25243				\$407.42	\$407.42	\$48,770.00
A25660				\$536.41	\$536.41	\$46,438.00
A25668				\$536.41	\$536.41	\$46,531.00
A28359A				\$2,259.30	\$2,259.30	\$885,715.00
A28826				\$157.86	\$157.86	\$78,335.00
A28827				\$157.86	\$157.86	\$91,250.00
A28828				\$157.86	\$157.86	\$66,726.00
A28829				\$157.86	\$157.86	\$67,361.00
A28830				\$157.86	\$157.86	\$74,824.00
A28831				\$157.86	\$157.86	\$70,795.00
A28832				\$157.86	\$157.86	\$68,182.00
A28833				\$157.86	\$157.86	\$72,399.00
A28834				\$157.86	\$157.86	\$69,842.00
A28835				\$157.86	\$157.86	\$72,940.00
A28836				\$157.86	\$157.86	\$79,119.00
A28837				\$157.86	\$157.86	\$78,484.00
A28838				\$157.86	\$157.86	\$78,484.00
A28839				\$157.86	\$157.86	\$78,484.00
A28840				\$157.86	\$157.86	\$78,484.00
A28841				\$157.86	\$157.86	\$79,361.00
A28842				\$157.86	\$157.86	\$78,671.00
A28843				\$157.86	\$157.86	\$78,484.00
A28844				\$157.86	\$157.86	\$73,015.00
A28845				\$157.86	\$157.86	\$70,663.00
A28846				\$157.86	\$157.86	\$68,051.00
A28847				\$157.86	\$157.86	\$68,462.00
A28848				\$157.86	\$157.86	\$70,645.00
A28849				\$157.86	\$157.86	\$75,704.00
A28850				\$157.86	\$157.86	\$68,817.00
A28851				\$157.86	\$157.86	\$68,574.00
A28852				\$157.86	\$157.86	\$73,052.00
A28853				\$157.86	\$157.86	\$71,653.00
A28854				\$157.86	\$157.86	\$72,139.00
A28855				\$157.86	\$157.86	\$69,209.00
A28856				\$157.86	\$157.86	\$75,517.00
A28857				\$157.86	\$157.86	\$75,591.00
A28862				\$157.86	\$157.86	\$74,097.00
A28863				\$157.86	\$157.86	\$70,906.00
A28864				\$157.86	\$157.86	\$68,051.00
A28865				\$157.86	\$157.86	\$69,041.00
A28866				\$157.86	\$157.86	\$70,664.00
A28867				\$157.86	\$157.86	\$75,087.00

Exhibit B

WO 13-02 Miscellaneous/Developer Related

Tax Code	SID #	SID Pay-off (A)	Delinquent (B)	WO 10-27- Assessment (C)	A + B + C	Market Value
A28868				\$157.86	\$157.86	\$78,671.00
A28869				\$157.86	\$157.86	\$78,671.00
A28890				\$1,672.88	\$1,672.88	\$68,362.00
C01165				\$0.00	\$0.00	\$93,550.00
C02145A				\$1,686.52	\$1,686.52	\$90,731.00
C10239				\$5,997.82	\$5,997.82	\$3,077,034.00
D01298				\$4,346.30	\$4,346.30	\$189,373.00
D12024				\$4,365.40	\$4,365.40	\$234,545.00
E00088				\$15,109.74	\$15,109.74	MRL
E00097	2805	\$5,789.63		\$3,240.29	\$15,937.22	MRL
	2902	\$6,907.30				

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Resolution Fixing the Form and Detail for Series 2013 DNRC Bond

PRESENTED BY: Patrick M. Weber

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City Council authorized an application for the issuance of Department of Natural Resources and Conservation (DNRC) bonds to finance the construction of a sanitary sewer lift station located north of Mary Street and west of Bitterroot Drive near 5-Mile Creek. In its present state, the lift station is undersized for projected future service area demands and is nearing the end of its useful life due to significant corrosion and infiltration problems.

This resolution authorizes the issuance and fixes the terms and conditions of the bond.

ALTERNATIVES ANALYZED

After the council approves the resolution, the bond closing will take place.

FINANCIAL IMPACT

Department of Natural Resources and Conservation, through its State Revolving Fund Program, offers low interest loans that fund water and wastewater projects with no closing costs. The project loan is \$3,100,000 at 3% for 20 years.

RECOMMENDATION

Staff recommends that the City Council approve the attached resolution setting the form and terms for the DNRC bond.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of Resolution No. _____, entitled: "RESOLUTION RELATING TO \$3,100,000 SEWER SYSTEM REVENUE BOND (DNRC WATER POLLUTION CONTROL STATE REVOLVING LOAN PROGRAM), SERIES 2013; AUTHORIZING THE ISSUANCE AND FIXING THE TERMS AND CONDITIONS THEREOF" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council of the City at a meeting on March 11, 2013, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

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

WITNESS my hand officially this 11th day of March, 2013.

City Clerk

SUPPLEMENTAL RESOLUTION

Relating to

\$3,100,000 SEWER SYSTEM REVENUE BOND
(DNRC WATER POLLUTION CONTROL STATE REVOLVING LOAN PROGRAM),
SERIES 2013

CITY OF BILLINGS, MONTANA

Adopted: March 11, 2013

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(For convenience only, not a part of this Supplemental Resolution)

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RESOLUTION NO. ____

RESOLUTION RELATING TO \$3,100,000 SEWER SYSTEM
REVENUE BOND (DNRC WATER POLLUTION CONTROL
STATE REVOLVING LOAN PROGRAM), SERIES 2013;
AUTHORIZING THE ISSUANCE AND FIXING THE TERMS
AND CONDITIONS THEREOF

WHEREAS, pursuant to the Water Pollution Control State Revolving Fund Act, Montana Code Annotated, Title 75, Chapter 5, Part 11, as amended (the "State Act"), the State of Montana (the "State") has established a revolving loan program (the "Program") to be administered by the Department of Natural Resources and Conservation of the State of Montana, an agency of the State (the "DNRC"), and by the Department of Environmental Quality of the State of Montana, an agency of the State (the "DEQ"), and has provided that a water pollution control State revolving fund (the "Revolving Fund") be created within the State treasury and all federal, State and other funds for use in the Program be deposited into the Revolving Fund, including, but not limited to, all federal grants for capitalization of a state water pollution control revolving fund under the Federal Water Pollution Control Act (the "Clean Water Act"), all repayments of assistance awarded from the Revolving Fund, interest on investments made on money in the Revolving Fund and payments of principal of and interest on loans made from the Revolving Fund; and

WHEREAS, the State Act provides that funds from the Program shall be disbursed and administered for the purposes set forth in the Clean Water Act and according to rules adopted by the DEQ and the DNRC; and

WHEREAS, the City of Billings, Yellowstone County, Montana (the "Borrower"), has applied to the DNRC for the 2013 Loan (as hereinafter defined) from the Revolving Fund to enable the Borrower to finance, refinance or reimburse itself for the costs of the 2013 Project (as hereinafter defined) which will carry out the purposes of the Clean Water Act; and

WHEREAS, the Borrower is authorized under applicable laws, ordinances and regulations to adopt this Supplemental Resolution and to issue the Series 2013 Bond (as hereinafter defined) to evidence the 2013 Loan for the purposes set forth herein; and

WHEREAS, the DNRC will fund the Loan (as hereinafter defined) entirely with proceeds of EPA federal capitalization grants, either directly or as that portion of Recycled Money (as hereinafter defined) that is allocable solely to EPA federal capitalization grants.

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

ARTICLE I
DEFINITIONS, RULES OF CONSTRUCTION AND APPENDICES

Section 1.1 Definitions. Unless a different meaning clearly appears from the context, terms used with initial capital letters but undefined in this Supplemental Resolution shall have the meanings given them in the Resolution, the Indenture, or as follows:

“Accountant” or “Accountants” means an independent certified public accountant or a firm of independent certified public accountants satisfactory to the DNRC.

“Acquisition and Construction Account” means the account created in the Sewer System Fund established pursuant to Section 11.2 of the Original Resolution.

“Act” means Montana Code Annotated, Title 7, Chapter 7, Parts 44 and 45, as heretofore and hereafter amended or supplemented.

“Additional Bonds” means any Bonds issued pursuant to Article X of the Original Resolution excluding Section 10.4 thereof.

“Administrative Expense Surcharge” means, in respect of the 2013 Loan, a surcharge equal to seventy-five hundredths of one percent (0.75%) per annum on the outstanding principal amount of the 2013 Loan from the date of each advance thereof, payable by the Borrower on a Payment Date.

“Authorized DNRC Officer” means the Director of the DNRC or his or her designee.

“Bond Counsel” means any Counsel nationally recognized as experienced in matters relating to the issuance by states or political subdivisions of tax-exempt obligations selected by the Borrower and acceptable to the DNRC.

“Bonds” means the Series 2005 Bond, the Series 2008 Bond, the Series 2009B Bond, the Series 2009C Bond, the Series 2010B Bond, the Series 2010C Bond, the Series 2013 Bond, and any Sewer Debt to be issued on a parity therewith pursuant to Sections 10.2 or 10.3 of the Original Resolution.

“Borrower” means the City.

“Business Day” means any day which is not a Saturday or Sunday, a legal holiday in the State or a day on which banks in Montana are authorized or required by law to close.

“City” means the City of Billings, Montana and its permitted successors or assigns hereunder.

“Clean Water Act” means the Federal Water Pollution Control Act, 33 U.S.C. §§ 1251-1387, as amended, and all regulations, rules and interpretations issued by the EPA thereunder.

“Closing” means the date of delivery of the Series 2013 Bond to the DNRC.

“Code” means the Internal Revenue Code of 1986, as amended.

“Collateral Documents” means any security agreement, guaranty or other document or agreement delivered to the DNRC securing the obligations of the Borrower under this Supplemental Resolution and the Series 2013 Bond. If no Collateral Documents secure such obligations, any reference to Collateral Documents in this Supplemental Resolution shall be without effect.

“Committed Amount” means the amount of the 2013 Loan committed to be lent by the DNRC to the Borrower pursuant to Section 4.1 of this Supplemental Resolution, as such amount may be reduced pursuant to Sections 3.2 and 3.4 of this Supplemental Resolution.

“Consultant” means a nationally recognized consultant or firm of consultants, or an independent engineer or firm of independent engineers, or an Accountant, which in any case is qualified and has skill and experience in the preparation of financial feasibility studies or projections for facilities similar to the System or the 2013 Project, selected by the Borrower and satisfactory to the DNRC.

“Council” means the City Council of the City of Billings, Montana.

“Counsel” means an attorney duly admitted to practice law before the highest court of any state and satisfactory to the DNRC.

“Debt” means, without duplication, (1) indebtedness of the Borrower for borrowed money or for the deferred purchase price of property or services; (2) the obligation of the Borrower as lessee under leases which should be recorded as capital leases under generally accepted accounting principles; and (3) obligations of the Borrower under direct or indirect guarantees in respect of, and obligations (contingent or otherwise) to purchase or otherwise acquire, or otherwise to assure a creditor against loss in respect of, indebtedness or obligations of others of the kinds referred to in clause (1) or (2) above.

“DEQ” means the Department of Environmental Quality of the State of Montana, an agency of the State, or any successor to its powers, duties and obligations under the State Act or the EPA Agreements.

“DNRC” means the Department of Natural Resources and Conservation of the State of Montana, an agency of the State, and any successor to its powers, duties and obligations under the State Act.

“EPA” means the Environmental Protection Agency, an agency of the United States of America, and any successor to its functions under the Clean Water Act.

“EPA Agreements” means all capitalization grant agreements and other written agreements between the DEQ, DNRC and the EPA concerning the Program.

“EPA Capitalization Grant” means a grant of funds to the State by the EPA under Title VI of the Clean Water Act and any grant made available by the EPA for deposit in the Revolving Fund pursuant to Section 205(m) of the Clean Water Act.

“Estimated Completion Date” means September 30, 2013, the date by which it is estimated by the Borrower that the 2013 Project will be substantially completed.

“Fund” means the Sewer System Fund established pursuant to Section 11.1 of the Original Resolution.

“Governmental Unit” means governmental unit as such term is used in Section 145(a) of the Code.

“Indenture” means the Indenture of Trust, dated as of June 1, 1991, between the Board of Examiners of the State and the Trustee, as such has been or may be supplemented or amended from time to time in accordance with the provisions thereof, pursuant to which, among other things, the State Bonds are to be or have been issued.

“Loan Loss Reserve Surcharge” means, in respect of the 2013 Loan, a surcharge equal to twenty-five hundredths of one percent (0.25%) per annum on the outstanding principal amount of the 2013 Loan from the date of each advance thereof, payable by the Borrower on a Payment Date.

“Loan Repayments” means periodic installments of principal and interest by Borrower in repayment of the Series 2013 Bond, at the rates and times specified in Article V.

“Operating Account” means the account created in the Sewer System Fund established pursuant to Section 11.3 of the Original Resolution.

“Original Resolution” means Resolution No. 05-18326 of the City adopted on August 22, 2005, as amended and supplemented by Resolution Nos. 08-18738, 09-18851, 10-18939, and 12-19228, adopted July 28, 2008, July 27, 2009, May 24, 2010, and October 22, 2012, respectively.

“Payment Date” means, with respect the 2013 Loan, each January 1 and July 1 during the term of the 2013 Loan on which a payment of interest or principal and interest is due, as determined under this Supplemental Resolution.

“Program” means the Water Pollution Control State Revolving Loan Program established by the State Act.

“Project” means an improvement, betterment, reconstruction or extension of the System, including the 2013 Project.

“Public Entity” means a State agency, city, town, municipality, irrigation district, county water and sewer district, a soil conservation district or other public body established by State law or an Indian tribe that has a federally recognized governing body carrying out substantial governmental duties and powers over any area.

“Recycled Money” means payments and prepayments of principal of any loans made under the Program, and any other amounts transferred to the Principal Subaccount in the Revenue Subaccount in the State Allocation Account.

“Regulations” means the Treasury Department, Income Tax Regulations, as amended or any successor regulation thereto, promulgated under the Code or otherwise applicable to the Series 2013 Bond.

“Replacement and Depreciation Account” means the account created in the Sewer System Fund established pursuant to Section 11.6 of the Original Resolution.

“Reserve Account” means the account created in the Sewer System Fund established pursuant to Section 11.5 of the Original Resolution.

“Reserve Requirement” means, as of the date of calculation, an amount equal to the maximum principal of and interest payable on outstanding Bonds in the current or any future fiscal year (giving effect to mandatory sinking fund redemption, if any).

“Resolution” means the Original Resolution, as supplemented by this Supplemental Resolution and other supplemental resolutions.

“Revenue Bond Account” means the account created within the Sewer System Fund established pursuant to Section 11.4 of the Original Resolution.

“Series 2005 Bond” means the First Amended and Restated Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2005, issued by the Borrower, in the original principal amount of \$4,515,000 pursuant to the Resolution as then in effect.

“Series 2008 Bond” means the First Amended and Restated Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2008, issued by the Borrower, in the original principal amount of \$7,400,000 pursuant to the Resolution as then in effect.

“Series 2009B Bond” means the Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2009B, issued by the Borrower, in the original principal amount of \$359,300 pursuant to the Resolution as then in effect.

“Series 2009C Bond” means the First Amended and Restated Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2009C, issued by the Borrower, in the original principal amount of \$5,387,000 pursuant to the Resolution as then in effect.

“Series 2010B Bond” means the First Amended and Restated Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2010B, issued by the Borrower, in the original principal amount of \$816,000 pursuant to the Resolution as then in effect.

“Series 2010C Bond” means the First Amended and Restated Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2010C, issued by the Borrower, in the original principal amount of \$2,900,000 pursuant to the Resolution as then in effect.

“Series 2013 Bond” means the \$3,100,000 Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2013, issued to the DNRC to evidence the 2013 Loan.

“Sewer Debt” means all Bonds and any other Debt incurred to acquire, construct, extend, improve, add to or otherwise pay expenses of or related to the System, without regard to the source of payment and security for such Debt (i.e., without regard to whether it is general obligation or revenue Debt).

“Sewer Revenues” means revenues (gross or net) received by the Borrower from or in connection with the operation of the System.

“Sewer System Fund” means the fund created by Section 11.1 of the Original Resolution.

“State” means the State of Montana.

“State Act” means Montana Code Annotated, Title 75, Chapter 5, Part 11, as amended from time to time.

“State Bonds” means the State’s General Obligation Bonds (Water Pollution Control State Revolving Fund Program), issued or to be issued pursuant to the Indenture.

“Supplemental Resolution” means this Resolution No. ____ of the Borrower adopted on March 11, 2013.

“Surplus Account” means the account within the Sewer System Fund established pursuant to Section 11.7 of the Original Resolution.

“Surplus Net Revenues” shall mean that portion of the Net Revenues in excess of the current requirements of the Operating Account, the Revenue Bond Account and the Reserve Account.

“System” means the existing sewer system of the Borrower and all extensions, improvements and betterments thereof hereafter constructed and acquired, including, without limitation, the 2013 Project.

“Trustee” means U.S. Bank National Association in Seattle, Washington, or any successor trustee under the Indenture.

“2013 Committed Amount” means the amount of the 2013 Loan committed to be lent by the DNRC to the Borrower pursuant to Section 4.1 of this Supplemental Resolution, as such amount may be reduced pursuant to Sections 3.2 and 3.4 of this Supplemental Resolution.

“2013 First Advance” means the first advance of funds of the 2013 Loan from the proceeds of the 2013 Loan by the DNRC to the Borrower in an amount of at least \$50,001.

“2013 Loan” means the loan made to the Borrower by the DNRC pursuant to the Program in the maximum amount of the 2013 Committed Amount to provide funds to pay all or

a portion of the costs of the 2013 Project and costs associated with the sale and issuance of the Series 2013 Bond.

“2013 Project” means the designing, engineering, and construction of the facilities, improvements and activities financed, refinanced or the cost of which is being financed by or reimbursed to the Borrower with proceeds of the 2013 Loan, described in Appendix A hereto.

“Undisbursed Committed Amount” means any undisbursed Committed Amount which is not required to pay costs of the 2013 Project upon completion thereof as provided in Section 3.4 of this Supplemental Resolution.

Section 1.2 Other Rules of Construction. For all purposes of this Supplemental Resolution, except where the context clearly indicates otherwise:

- (i) All accounting terms not otherwise defined herein have the meanings assigned to them in accordance with generally accepted government accounting standards.
- (ii) Terms in the singular include the plural and vice versa.
- (iii) All references to time shall refer to Helena, Montana time, unless otherwise provided herein.
- (iv) All references to mail shall refer to first-class mail postage prepaid.
- (v) Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders.
- (vi) “Or” is not exclusive, but is intended to permit or encompass one, more or all of the alternatives conjoined.

Section 1.3 Appendices. Attached to this Supplemental Resolution and hereby made a part hereof are the following Appendices:

- Appendix A: a description of the 2013 Project;
- Appendix B: the form of the Series 2013 Bond; and
- Appendix C: additional agreements and representations of the Borrower.

ARTICLE II
AUTHORIZATION, FINDINGS, REPRESENTATIONS
AND COVENANTS

Section 2.1 Authorization and Findings.

(a) Authorization. Under the provisions of the Act, the City is authorized to issue and sell its revenue bonds payable during a term not exceeding forty years from their date of issue, to provide funds for the reconstruction, improvement, betterment and extension of the System or to

refund its revenue bonds issued for such purpose; provided that the bonds and the interest thereon are to be payable solely out of the net income and revenues to be derived from rates, fees and charges for the services, facilities and commodities furnished by the undertaking, and are not to create any obligation for the payment of which taxes may be levied except to pay for services provided by the undertaking to the City.

(b) The System. The City, pursuant to the Act and other laws of the State has established and presently owns and operates the System.

(c) The 2013 Project. After investigation of the facts and as authorized by the Act, this Council has determined it to be necessary and desirable and in the best interests of the City to acquire and construct the 2013 Project.

(d) Outstanding Bonds. Pursuant to the Act and the Resolution, the City has issued its Series 2005 Bond, the Series 2008 Bond, the Series 2009B Bond, the Series 2009C Bond, the Series 2010B Bond, and the Series 2010C Bond payable from Net Revenues of the System. No other bonds or indebtedness are outstanding that are payable from revenues of the System.

(e) Series 2013 Bond. Based on a certificate executed or to be executed by the City Finance Director (or Assistant Finance Director), it is hereby determined that the City is authorized to issue the Series 2013 Bond in the maximum principal amount of \$3,100,000, payable from and secured by the Net Revenues.

(f) Additional Bonds. The Borrower reserved the right under Section 10.3 of the Original Resolution to issue additional Bonds payable from the Revenue Bond Account of the Fund on a parity as to both principal and interest with the outstanding Bonds, if the Net Revenues of the System for the last complete fiscal year preceding the date of issuance of such additional Bonds have equaled at least 125% of the maximum amount of principal and interest payable from the Revenue Bond Account in any subsequent fiscal year during the term of the outstanding Bonds, on all Bonds then outstanding and on the additional Bonds proposed to be issued. For the purpose of the foregoing computation, the Net Revenues for the fiscal year preceding the issuance of the additional Bonds shall be those shown by the financial reports caused to be prepared by the Borrower pursuant to Section 2.2(f) of the Original Resolution, except that if the rates and charges for services provided by the System or finally authorized to go into effect within 60 days after the issuance of the additional Bonds have been changed since the beginning of such preceding fiscal year, then the rates and charges in effect at the time of issuance of the additional Bonds shall be applied to the quantities of service actually rendered and made available during such preceding fiscal year to ascertain the gross revenues, from which there shall be deducted to determine the Net Revenues, the actual operation and maintenance cost plus any additional annual costs of operation and maintenance the Consultant estimates will be incurred because of the improvement or extension of the System to be constructed from the proceeds of the additional Bonds proposed to be issued. In no event shall any additional Bonds be issued and made payable from the Revenue Bond Account if the Borrower is then in default in any payment of principal of or interest on any outstanding Bonds payable therefrom, or if there then exists any deficiency in the balances required by the Original Resolution to be maintained in any of the accounts of the Fund, which will not be cured or restored upon the issuance of the additional Bonds. Based on a certificate executed or to be executed by the City

Finance Director (or City Administrator), it is hereby determined that the Borrower is authorized to issue \$3,100,000 in aggregate principal amount of additional Bonds pursuant to Section 10.3 of the Original Resolution payable from and secured by the Net Revenues on a parity with the outstanding Series 2005 Bond, the Series 2008 Bond, the Series 2009B Bond, and the Series 2009C Bond.

Section 2.2 Representations. The City represents as follows:

(a) Organization and Authority. The City:

(i) is duly organized and validly existing as a municipal corporation of the State;

(ii) has all requisite power and authority and all necessary licenses and permits required as of the date hereof to own and operate the System and to carry on its current activities with respect to the System, to adopt this Supplemental Resolution and to enter into the Collateral Documents and to issue the Series 2013 Bond and to carry out and consummate all transactions contemplated by this Supplemental Resolution, the Series 2013 Bond and the Collateral Documents;

(iii) is a Governmental Unit and a Public Entity; and

(iv) has taken all proper action to authorize the execution, delivery and performance of its obligations under this Supplemental Resolution, the Series 2013 Bond and the Collateral Documents and the incurrence of the Sewer Debt evidenced by the Series 2013 Bond in the maximum amount of the Committed Amount.

(b) Litigation. There is no litigation or proceeding pending, or to the knowledge of the City threatened, against or affecting the City in any court or before or by any governmental authority or arbitration board or tribunal that, if adversely determined, would materially and adversely affect the existence, corporate or otherwise, of the City, or the ability of the City to make all payments and otherwise perform its obligations under the Resolution, the Series 2013 Bond and the Collateral Documents, or the financial condition of the City, or the transactions contemplated by the Resolution, the Series 2013 Bond and the Collateral Documents or the validity and enforceability of the Resolution, the Series 2013 Bond and the Collateral Documents. No referendum petition has been filed with respect to any resolution or other action of the City relating to the 2013 Project, the Series 2013 Bond or any Collateral Documents and the period for filing any such petition will have expired before issuance of the Series 2013 Bond.

(c) Borrowing Legal and Authorized. The adoption of this Supplemental Resolution, the execution and delivery of the Series 2013 Bond and the Collateral Documents and the consummation of the transactions provided for in this Supplemental Resolution, the Series 2013 Bond and the Collateral Documents and compliance by the City with the provisions of the Resolution, the Series 2013 Bond and the Collateral Documents:

(i) are within the powers of the City and have been duly authorized by all necessary action on the part of the City; and

(ii) do not and will not result in any breach of any of the terms, conditions or provisions of, or constitute a default under, or result in the creation or imposition of any lien, charge or encumbrance upon any property or assets of the City pursuant to any ordinance, resolution, indenture, loan agreement or other agreement or instrument (other than the Resolution and any Collateral Documents) to which the City is a party or by which the City or its property may be bound, nor will such action result in any violation of the provisions of any laws, ordinances, governmental rules or regulations or court or other governmental orders to which the City, its properties or operations are subject.

(d) No Defaults. No event has occurred and no condition exists that, upon execution and delivery of the Series 2013 Bond and the Collateral Documents, would constitute a default under the Resolution or the Collateral Documents. The City is not in violation of any term of any agreement, bond resolution, trust indenture, charter or other instrument to which it is a party or by which it or its property may be bound which violation would materially and adversely affect the transactions contemplated hereby or the compliance by the City with the terms hereof or of the Series 2013 Bond and the Collateral Documents.

(e) Governmental Consent. The City has obtained or made all permits, findings and approvals required to the date of adoption of this Supplemental Resolution by any governmental body or officer for the making and performance by the City of its obligations under this Supplemental Resolution, the Series 2013 Bond and the Collateral Documents (including any necessary sewer rate increase) or for the 2013 Project, the financing or refinancing thereof or the reimbursement of the City for the costs thereof. No consent, approval or authorization of, or filing, registration or qualification with, any governmental authority (other than those, if any, already obtained) is required on the part of the City as a condition to adopting this Supplemental Resolution, issuing the Series 2013 Bond or entering into the Collateral Documents and the performance of the City's obligations hereunder and thereunder. If a utility board or commission manages or controls the System, such board or commission has agreed with the DNRC to abide by the terms of the Resolution and the Collateral Documents, including approving any necessary sewer rate increases.

(f) Binding Obligation. The Resolution, the Series 2013 Bond and any Collateral Document to which the City is a party are the valid and binding special, limited obligations and agreements of the City, enforceable against the City in accordance with their terms, except to the extent that the enforceability thereof may be limited by laws relating to bankruptcy, moratorium, reorganization, insolvency or similar laws affecting creditors' rights and general principles of equity.

(g) The 2013 Project. The 2013 Project consists and will consist of the facilities, improvements and activities described in Appendix A, as such Appendix A may be amended from time to time in accordance with the provision of Article III of this Supplemental Resolution.

(h) Full Disclosure. There is no fact that the City has not specifically disclosed in writing to the DNRC that materially and adversely affects or (so far as the City can now foresee), except for pending or proposed legislation or regulations that are a matter of general public

information, that will materially and adversely affect the properties, operations and finances of the System, the City's status as a Public Entity and Governmental Unit, its ability to own and operate the System in the manner it is currently operated or the City's ability to perform its obligations under the Resolution, the Series 2013 Bond and the Collateral Documents and to pledge any revenues or other property pledged to the payment of the Series 2013 Bond.

(i) Compliance With Law. The City:

(1) is in compliance with all laws, ordinances, governmental rules and regulations and court or other governmental orders, judgments and decrees to which it is subject and which are material to the properties, operations and finances of the System or its status as a Public Entity and Governmental Unit; and

(2) has obtained all licenses, permits, franchises or other governmental authorizations necessary to the ownership of the System and the operation thereof and agrees to obtain all such licenses, permits, franchises or other governmental authorizations as may be required in the future for the System and the operation thereof, which failure to obtain might materially and adversely affect the ability of the City to conduct the operation of the System as presently conducted or the condition (financial or otherwise) of the System or the City's ability to perform its obligations under the Resolution, the Series 2013 Bond and the Collateral Documents.

Section 2.3 Covenants.

(a) Insurance. In addition to the requirements of Section 2.2 of the Original Resolution, the City at all times shall keep and maintain with respect to the System property and casualty insurance and liability insurance with financially sound and reputable insurers, or self-insurance as authorized by State law, against such risks and in such amounts, and with such deductible provisions, as are customary in the State in the case of entities of the same size and type as the City and similarly situated and shall carry and maintain, or cause to be carried and maintained, and pay or cause to be paid timely the premiums for all such insurance. All such insurance policies shall name the DNRC as an additional insured to the extent permitted under the policy or program of insurance of the City. Each policy must provide that it cannot be cancelled by the insurer without giving the City and the DNRC 30 days' prior written notice. The City shall give the DNRC prompt notice of each insurance policy it obtains or maintains to comply with this Section 2.3(a) and of each renewal, replacement, change in coverage or deductible under or amount of or cancellation of each such insurance policy and the amount and coverage and deductibles and carrier of each new or replacement policy. Such notice shall specifically note any adverse change as being an adverse change. The City shall deliver to the DNRC at Closing a certificate providing the information required by this Section 2.3(a).

(b) Right of Inspection and Notice of Change of Location. The DNRC, the DEQ and the EPA and their designated agents shall have the right at all reasonable times during normal business hours and upon reasonable notice to enter into and upon the property of the City for the purpose of inspecting the System or any or all books and records of the City relating to the System.

(c) Further Assurance. The City shall execute and deliver to the DNRC all such documents and instruments and do all such other acts and things as may be necessary or required by the DNRC to enable the DNRC to exercise and enforce its rights under the Resolution, the Series 2013 Bond and the Collateral Documents and to realize thereon, and record and file and re-record and refile all such documents and instruments, at such time or times, in such manner and at such place or places, all as may be necessary or required by the DNRC to validate, preserve and protect the position of the DNRC under the Resolution, the Series 2013 Bond and the Collateral Documents.

(d) Maintenance of Security, if Any; Recordation of Interest.

(i) The City shall, at its expense, take all necessary action to maintain and preserve the lien and security interest of the Resolution and the Collateral Documents so long as any amount is owing under the Resolution or the Series 2013 Bond;

(ii) The City shall forthwith, after the execution and delivery of the Series 2013 Bond and thereafter from time to time, cause the Resolution and any Collateral Documents granting a security interest in revenues or real or personal property and any financing statements or other notices or documents relating thereto to be filed, registered and recorded in such manner and in such places as may be required by law in order to perfect and protect fully the lien and security interest hereof and thereof and the security interest in them granted by the Resolution and, from time to time, shall perform or cause to be performed any other act required by law, including executing or causing to be executed any and all required continuation statements and shall execute or cause to be executed any further instruments that may be requested by the DNRC for such perfection and protection; and

(iii) Except to the extent it is exempt therefrom, the City shall pay or cause to be paid all filing, registration and recording fees incident to such filing, registration and recording, and all expenses incident to the preparation, execution and acknowledgment of the documents described in subparagraph (ii), and all federal or state fees and other similar fees, duties, imposts, assessments and charges arising out of or in connection with the execution and delivery of the Series 2013 Bond and the Collateral Documents and the documents described in subparagraph (ii).

(e) Additional Agreements. The City covenants to comply with all representations, covenants, conditions and agreements, if any, set forth in Appendix C hereto.

(f) Financial Information. This Section 2.3(f) supplements, and is not intended to limit, the requirements in Section 2.2(f) of the Original Resolution. The City agrees that for each fiscal year it shall furnish to the DNRC and the DEQ, promptly when available, in addition to those matters specified in Section 2.2(f) of the Original Resolution:

(i) the preliminary budget for the System, with items for the 2013 Project shown separately; and

(ii) when adopted, the final budget for the System, with items for the 2013 Project shown separately.

(g) 2013 Project Accounts. The City shall maintain 2013 Project accounts in accordance with generally accepted government accounting standards, and as separate accounts, as required by Section 602(b)(9) of the Clean Water Act.

(h) Records. After reasonable notice from the EPA or the DNRC, the City shall make available to the EPA or the DNRC such records as the EPA or the DNRC reasonably requires to review and determine compliance with the Clean Water Act, as provided in Section 606(e) of the Clean Water Act.

(i) Compliance with Clean Water Act. The City has complied and shall comply with all conditions and requirements of the Clean Water Act pertaining to the 2013 Loan and the 2013 Project.

(j) Program Covenant. The City agrees that neither it nor any “related person” to the City (within the meaning of Section 147(a)(2) of the Code) shall, whether pursuant to a formal or informal arrangement, acquire bonds issued by the State under the Indenture in an amount related to the amount of the Series 2013 Bond.

Section 2.4 Covenants Relating to the Tax-Exempt Status of the State Bonds.

(a) The City covenants and agrees that it will not use or permit to be used any of the proceeds of the Series 2013 Bond or any other funds of the City in respect of the 2013 Project or the Series 2013 Bond, directly or indirectly, in a manner that would cause, or take any other action that would cause, any State Bond to be an “arbitrage bond” within the meaning of Section 148 of the Code or would otherwise cause the interest on the State Bonds to be included in gross income for purposes of federal income taxation.

(b) The City agrees that it will not enter into, or allow any “related person” (as defined in Section 147(a)(2) of the Code) to enter into, any arrangement, formal or informal, for the purchase of the State Bonds or any other obligations of the DNRC in an amount related to the amount of the Loan or the portion of the Loan derived directly or indirectly from proceeds of the State Bonds or that would otherwise cause any State Bond to be an “arbitrage bond” within the meaning of Section 148 of the Code.

(c) The City shall not use or permit the use of the 2013 Project directly or indirectly in any trade or business carried on by any Person who is not a Governmental Unit. For the purpose of this subparagraph, use as a member of the general public (within the meaning of the Regulations) shall not be taken into account and any activity carried on by a Person other than a natural person shall be treated as a trade or business.

(d) Any portion of the 2013 Project being refinanced or the cost of which is being reimbursed was acquired by and is now and shall, during the term of the Loan, be owned by the

City and not by any other Person. Any portion of the 2013 Project being financed shall be acquired by and shall, during the term of the Loan, be owned by the City and not by any other Person. Notwithstanding the previous two sentences, the City may transfer the 2013 Project or a portion thereof to another Governmental Unit which is also a Public Entity if such transfer is otherwise permitted under the Resolution and if such organization agrees with the DNRC to comply with Section 2.3(h), Section 2.3(i) and Section 2.4 of this Supplemental Resolution and if the DNRC receives an Opinion of Bond Counsel that such transfer will not violate the State Act or the Clean Water Act or adversely affect the exclusion of interest on the State Bonds from gross income or purposes of federal income taxation. In addition, except as otherwise provided in the Resolution or in any Collateral Documents, the City may sell or otherwise dispose of any portion of the 2013 Project which has become obsolete or outmoded or is being replaced or for other reasons is not needed by the City or beneficial to the general public or necessary to carry out the purposes of the Clean Water Act.

(e) At the Closing of the 2013 Loan, the DNRC will, if necessary to obtain the Opinion of Bond Counsel described in Section 7.05(a) of the Indenture, deliver to the City instructions concerning compliance by the City with the arbitrage rebate requirements of Section 148 of the Code (the "Arbitrage Rebate Instructions"). The City shall comply with the Arbitrage Rebate Instructions, if any, delivered to it by the DNRC at Closing, as such Instructions may be amended or replaced by the DNRC from time to time. The Arbitrage Rebate Instructions may be amended or replaced by new Arbitrage Rebate Instructions delivered by the DNRC and accompanied by an Opinion of Bond Counsel to the effect that the use of said amended or new Arbitrage Rebate Instructions will not adversely affect the excludability of interest on the State Bonds or any Additional State Bonds (except State Bonds the interest on which the State did not intend to be excluded from gross income for federal income tax purposes) from gross income of the recipients thereof for federal income tax purposes.

(f) The City agrees that during the term of the 2013 Loan it will not contract with or permit any Private Person to manage the 2013 Project or any portion thereof except according to a written management contract and upon delivery to the DNRC of an opinion of Bond Counsel to the effect that the execution and delivery of such management contract will not violate the State Act or the Clean Water Act or adversely affect the exclusion of interest on State Bonds from gross income or purposes of federal income taxation.

(g) The City may not lease the 2013 Project or any portion thereof to any Person other than a Nonexempt Person which agrees in writing with the City and the State not to cause any default to occur under the Resolution; provided the City may lease all or any portion of the 2013 Project to a Nonexempt Person pursuant to a lease which in the Opinion of Bond Counsel delivered to the DNRC will not cause the interest on the State Bonds to be included in gross income for purposes of federal income taxation.

(h) The City shall not change the use or nature of the 2013 Project if (i) such change will violate the Clean Water Act, or (ii) so long as the State Bonds are outstanding unless, in the Opinion of Bond Counsel delivered to the DNRC, such change will not result in the inclusion in gross income of interest on the State Bonds for federal income tax purposes.

Section 2.5 Maintenance of System; Liens. The City shall maintain the System, including the 2013 Project, in good condition and make all necessary renewals, replacements, additions, betterments and improvements thereto. The City shall not grant or permit to exist any lien on the 2013 Project or any other property making up part of the System, other than liens securing Sewer Debt where a parity or senior lien secures the Series 2013 Bond; provided that this Section 2.5 shall not be deemed to be violated if a mechanic's or contractor's lien is filed against any such property so long as the City uses its best efforts to obtain the discharge of such lien and promptly reports to the DNRC the filing of such lien and the steps it plans to take and does take to discharge of such lien.

Section 2.6 Maintenance of Existence; Merger, Consolidation, Etc.; Disposition of Assets. The City shall maintain its corporate existence, except that it may consolidate with or merge into another Governmental Unit or permit one or more Governmental Units to consolidate with or merge into it or may transfer all or substantially all of its assets to another Governmental Unit and then dissolve if the surviving, resulting or transferee entity (if other than the City) (i) is a Public Entity and (ii) assumes in writing all of the obligations of the City under the Resolution, the Series 2013 Bond and the Collateral Documents, and (a) such action does not result in any default in the performance or observance of any of the terms, covenants or agreements of the City under the Resolution, the Series 2013 Bond and the Collateral Documents, (b) such action does not violate the State Act or the Clean Water Act and does not adversely affect the exclusion of interest on the Series 2013 Bond or the State Bonds from gross income for federal income tax purposes and (c) the City delivers to the DNRC on the date of such action an Opinion of Bond Counsel that such action complies with this Section 2.6.

Other than pursuant to the preceding paragraph, the City shall not transfer the System or any portion thereof to any other Person, except for property which is obsolete, outmoded, worn out, is being replaced or otherwise is not needed for the operation of the System, unless the provisions of (a) and (b) of the preceding paragraph are satisfied and the City delivers to the DNRC an Opinion of Bond Counsel to that effect and, in addition, the DNRC consents to such transfer.

ARTICLE III USE OF PROCEEDS; THE 2013 PROJECT

Section 3.1 Use of Proceeds. The City shall apply the proceeds of the 2013 Loan from the DNRC solely as follows:

(i) The Borrower shall apply the proceeds of the 2013 Loan solely to the financing, refinancing or reimbursement of the costs of the 2013 Project as set forth in Appendix A hereto and this Section 3.1. The 2013 Loan will be disbursed in accordance with Article IV hereof and Article VII of the Indenture. If the 2013 Project has not been completed prior to Closing, the Borrower shall, as quickly as reasonably possible, complete the 2013 Project and expend proceeds of the 2013 Loan to pay the costs of completing the 2013 Project.

(ii) No portion of the proceeds of the 2013 Loan shall be used to reimburse the Borrower for costs paid prior to the date of adoption of this

Supplemental Resolution of a Project the construction or acquisition of which occurred or began earlier than March 7, 1985. In addition, if any proceeds of the Loan are to be used to reimburse the Borrower for 2013 Project costs paid prior to the date of adoption of this Supplemental Resolution, the Borrower shall have complied with Section 1.150-2 of the Regulations in respect of such costs.

(iii) Any Sewer Debt to be refinanced with proceeds of the 2013 Loan was incurred after March 7, 1985 for a Project the construction or acquisition of which began after March 7, 1985. No proceeds of the 2013 Loan shall be used for the purpose of refinancing an obligation the interest on which is exempt from federal income tax or excludable from gross income for purposes of federal income taxation unless the DNRC has received an Opinion of Bond Counsel, satisfactory to it, to the effect that such refinancing will not adversely affect the exclusion of interest on the State Bonds from gross income for purposes of federal income taxation.

Section 3.2 The 2013 Project. Set forth in Appendix A to this Supplemental Resolution is a description of the 2013 Project, which describes the property which has been or is to be acquired, installed, constructed or improved and the other activities, if any to be funded from the Loan (the 2013 Project may consist of more than one facility or activity), and an estimated budget relating to the 2013 Project. The 2013 Project may be changed and the description thereof in Appendix A may be amended from time to time by the City but only after delivery to the DNRC of the following:

(i) A certificate of the City setting forth the amendment to Appendix A and stating the reason therefor, including statements whether the amendment would cause an increase or decrease in the cost of the 2013 Project, an increase or decrease in the amount of Loan proceeds which will be required to complete the 2013 Project and whether the change will materially accelerate or delay the construction schedule for the 2013 Project;

(ii) A written consent to such change in the 2013 Project by an Authorized DNRC Officer;

(iii) An Opinion or Opinions of Bond Counsel stating that the 2013 Project, as constituted after such amendment, is, and was at the time the State Bonds were issued, eligible for financing under the State Act and is, and was at the time the Series 2013 Bond was issued, eligible for financing under the Act, such amendment will not violate the State Act or the Act and such amendment will not adversely affect the exclusion of interest on the State Bonds or the Series 2013 Bond from gross income for purposes of federal income taxation. Such an Opinion of Bond Counsel shall not be required for amendments which do not affect the type of facility to be constructed or activity to be financed.

The City acknowledges and agrees that an increase in the principal amount of the 2013 Loan may be made only upon an application to the DEQ, the DNRC and the Trustee, in such form as the DEQ shall specify, which is approved by the DEQ and the DNRC, in their sole and

absolute discretion, and adoption by the governing body of the City of a resolution amendatory of or supplementary to the Resolution authorizing the additional loan and delivery of written certifications by officers of the City to the DEQ, the DNRC and the Trustee to the effect that all representations and covenants contained in the resolution as it may be so amended or supplemented are true as of the date of closing of the additional loan and compliance with applicable tests for the incurrence of such Debt. No assurance can be given that any additional loan funds will be available under the Program at the time of any such application or thereafter. The City acknowledges and agrees that neither the DEQ, the DNRC, the Trustee nor any of their agents, employees or representatives shall have any liability to the City and have made no representations to the City as to the sufficiency of the 2013 Loan to pay costs of the 2013 Project or as to the availability of additional funds under the Program to increase the principal amount of the Loan.

Section 3.3 Project Representations and Covenants. The City hereby represents to and covenants with the DNRC that:

(i) all construction of the 2013 Project has complied and will comply with all federal and state standards, including, without limitation, EPA regulations and standards;

(ii) all future construction of the 2013 Project will be done only pursuant to fixed price construction contracts. The City shall obtain a performance and payment bond from the contractor for each construction contract in the amount of 100% of the construction price and ensure that such bond is maintained until construction is completed to the City's, the DNRC's and the DEQ's satisfaction;

(iii) all future construction of the 2013 Project will be done in accordance with plans and specifications on file with the DNRC and the DEQ, provided that changes may be made in such plans and specifications with the written consent of an Authorized DNRC Officer and the DEQ;

(iv) all laborers and mechanics employed by contractors and subcontractors on the 2013 Project have been and will be paid wages at rates not less than those prevailing on projects of a character similar in the locality as determined by the United States Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code;

(v) the 2013 Project is a project of the type permitted to be financed under the Act, the State Act and the Program and Title VI of the Clean Water Act.

(vi) the Borrower will undertake the 2013 Project promptly after the Closing Date and will cause the 2013 Project to be completed as promptly as practicable with all reasonable dispatch, except only as completion may be delayed by a cause or event not reasonably within the control of the Borrower; it is estimated by the Borrower that the 2013 Project will be substantially completed by the Estimated Completion Date.

Section 3.4 Completion or Cancellation or Reduction of Costs of the 2013 Project.

(a) Upon completion of the 2013 Project, the Borrower shall deliver to the DNRC a certificate stating that the 2013 Project is complete and stating the amount, if any, of the Undisbursed Committed Amount. If Appendix A describes two or more separate projects as making up the 2013 Project, a separate completion certificate shall be delivered for each.

(b) If all or any portion of the 2013 Project is cancelled or cut back or its costs are reduced or for any other reason the Borrower will not require the full Committed Amount, the Borrower shall promptly notify the DNRC in writing of such fact and the amount of the Undisbursed Committed Amount.

ARTICLE IV
THE LOAN

Section 4.1 The 2013 Loan; Disbursement of 2013 Loan.

(a) The DNRC has agreed to lend to the Borrower, from time to time as the requirements of this Section 4.1 are met, an amount up to (i) \$3,100,000 (the “2013 Committed Amount”) for the purposes of financing, refinancing or reimbursing the Borrower for a portion of the costs of the 2013 Project; provided the DNRC shall not be required to loan any proceeds of the State Bonds to the Borrower after the Estimated Completion Date. The Committed Amount may be reduced as provided in Section 3.2 and Section 3.4 of this Supplemental Resolution.

(b) The DNRC intends to disburse the 2013 through the Trustee. In consideration of the issuance of the Series 2013 Bond by the Borrower, the DNRC shall make, or cause the Trustee to make, a disbursement of all or a portion of the 2013 Loan upon receipt of the following documents:

(i) an Opinion of Bond Counsel as to the validity and enforceability of the Series 2013 Bond and the security therefor and stating in effect that interest on the Series 2013 Bond is not includable in gross income of the owner thereof for purposes of federal income taxation, in form and substance satisfactory to the DNRC;

(ii) the Series 2013 Bond, fully executed and authenticated;

(iii) a certified copy of the Original Resolution and this Supplemental Resolution;

(iv) any other security instruments or documents required by the DNRC or DEQ as a condition to their approval of the 2013 Loan;

(v) if all or part of a Loan is being made to refinance a Project or reimburse the Borrower for the costs of a Project paid prior to the Closing, evidence, satisfactory to the DNRC and the Bond Counsel referred to in (1) above, (A) that the acquisition or construction of the Project was begun no earlier than March 7, 1985 or the debt was incurred no earlier than March 7, 1985, (B) of

the Borrower's title to the Project, (C) of the costs of such Project and that such costs have been paid by the Borrower and (D) if such costs were paid before adoption of this Supplemental Resolution that the Borrower has complied with Section 1.150-2 of the Regulations;

(vi) the items required by the Indenture for the portion of the 2013 Loan to be disbursed at Closing; and

(vii) such other certificates, documents and other information as the DNRC, the DEQ or the Bond Counsel giving the opinion referred to in subparagraph (1) may require (including any necessary arbitrage rebate instructions).

(c) In order to obtain a disbursement of a portion of the 2013 Loan to pay costs of the 2013 Project, the Borrower shall submit to the DNRC and the Trustee a signed request for disbursement on the form prescribed by the DNRC, with all attachments required by such form. The Borrower may obtain disbursements only for costs which have been legally incurred and are due and payable. All 2013 Loan disbursements will be made to the Borrower only upon proof that cost was incurred.

(d) The Borrower shall submit the request for the 2013 First Advance in the form required by the DNRC so that it is received in sufficient time for the DNRC to process the information by the date desired by the Borrower for the making of the 2013 First Advance.

(e) For refinancings, a disbursement schedule complying with the requirements of the Clean Water Act shall be established by the DNRC and the Borrower at Closing.

(f) If all or a portion of the 2013 Loan is made to reimburse a Borrower for costs of the 2013 Project paid by it prior to Closing, the Borrower shall present at Closing the items required by Section 4.1(b) relating to such costs. The Trustee shall disburse such amounts to the Borrower pursuant to a disbursement schedule complying with the requirements of the Clean Water Act established by the DNRC and the Borrower at the Closing.

(g) Notwithstanding anything else provided herein, the Trustee shall not be obligated to disburse the 2013 Loan any faster or to any greater extent than it has available EPA Capitalization Grants, Bond proceeds and other amounts available therefor in the Revolving Fund. The DNRC shall not be required to do "overmatching" pursuant to Section 5.04(b) of the Indenture, but may do so in its discretion. The Borrower acknowledges that if costs of the 2013 Project are incurred faster than the Borrower projected at Closing, there may be delays in making disbursements for the for such costs because of the schedule under which EPA makes EPA Capitalization Grant money available to the DNRC. The DNRC will use its reasonable best efforts to obtain an acceleration of such schedule if necessary.

(h) Upon making each 2013 Loan disbursement, the Trustee shall note such disbursement on Schedule A to the Series 2013 Bond. A Schedule A reflecting the amount of the 2013 First Advance will first be attached to the Series 2013 Bond at Closing.

(i) The Borrower agrees that it will deposit in the Reserve Account upon receipt thereof, on the date of the 2013 First Advance and any subsequent disbursement dates, any proceeds of the 2013 Loan borrowed for the purpose of increasing the balance in the Reserve Account to the Reserve Requirement. The Borrower further acknowledges and agrees that any portions of the 2013 Loan representing capitalized interest shall be advanced only on Payment Dates and shall be transferred by the Trustee on the Payment Date directly to the Revenue Bond Account. The amount of any such transfer shall be a credit against the interest payments due on the Series 2013 Bond and interest thereon shall accrue only from the date of transfer.

(j) Compliance by the Borrower with its representations, covenants and agreements contained in the Original Resolution, this Supplemental Resolution and the Collateral Documents shall be a further condition precedent to the disbursement of the 2013 Loan in whole or in part. The DNRC and the Trustee, in their sole and absolute discretion, may make one or more disbursements, in whole or in part, notwithstanding such noncompliance, and without liability to make any subsequent disbursement of the Loan.

Section 4.2 Commencement of Loan Term. The Borrower's obligations under this Supplemental Resolution and the Collateral Documents shall commence on the date hereof unless otherwise provided in this Supplemental Resolution. However, the obligation to make payments under Article V hereof shall commence only upon the first disbursement by the Trustee of the 2013 Loan proceeds.

Section 4.3 Termination of Loan Term. The Borrower's obligations under the Resolution and the Collateral Documents in respect of the Series 2013 Bond shall terminate upon payment in full of all amounts due under the Series 2013 Bond and the Resolution in respect thereof; provided, however, that the covenants and obligations provided in Article VI and 0 of this Supplemental Resolution shall survive the termination of the Resolution.

Section 4.4 Loan Closing Submissions. On or prior to the Closing, the Borrower will have delivered to the DNRC and the Trustee the closing submissions required by Section 7.05 of the Indenture.

ARTICLE V REPAYMENT OF 2013 LOAN

Section 5.1 Repayment of 2013 Loan. The Borrower shall repay the amounts lent to it pursuant to Section 4.1 hereof in accordance with this Section 5.1. The 2013 Loan shall bear interest at the rate of two percent (2.00%) per annum and the Borrower shall pay the Administrative Expense Surcharge and Loan Loss Reserve Surcharge on the outstanding principal amounts of the 2013. For purposes of this Supplemental Resolution and the Program, with respect to the 2013 Loan, the term "interest on the 2013 Loan" when not used in conjunction with a reference to any surcharges, shall include the Administrative Expense Surcharge and the Loan Loss Reserve Surcharge. The Borrower shall pay all Loan Repayments and surcharges in lawful money of the United States of America to the DNRC. Interest, Administrative Expense Surcharge, and Loan Loss Reserve Surcharge shall be calculated on the basis of a year of 360 days comprising 12 months of 30 days each.

The Loan Repayments on the 2013 Loan required by this Section 5.1 shall be due on each Payment Date, as follows:

(i) interest and Administrative Expense Surcharge and Loan Loss Reserve Surcharge on the outstanding principal balance of the 2013 Loan shall be payable on each January 1 and July 1, beginning on the first to occur of either of such dates following the date of the 2013 First Advance, which is the first Payment Date after the 2013 First Advance, but in any event no earlier than January 1, 2014, and concluding July 1, 2033; and

(ii) the principal of the 2013 Loan shall be repayable on each Payment Date, beginning on the January 1 or July 1 that is the first to occur following the date of the 2013 First Advance, but in any event no earlier than January 1, 2014, and concluding July 1, 2033, and the amount of each principal payment shall be calculated on the basis of a substantially level debt service at a rate of 3.00% per annum; provided that principal of the 2013 Loan is payable only in amounts that are multiples of \$1,000.

Loan Repayments and the Administrative Expense Surcharge and the Loan Loss Reserve Surcharge on the 2013 Loan shall be due on the dates specified above and on the dates and in the amounts shown in Schedule B to the Series 2013 Bond, as such Schedule B shall be modified from time to time as provided below. The portion of each such Loan Repayment consisting of principal and the portion consisting of interest and the amount of each Administrative Expense Surcharge and the amount of each Loan Loss Reserve Surcharge shall be set forth in Schedule B to the Series 2013 Bond. Upon each disbursement of 2013 Loan to the Borrower pursuant to Section 4.1 hereof, the Trustee shall enter or cause to be entered the amount advanced on Schedule A to the Series 2013 Bond under "Advances" and the total amount advanced under Section 4.1, including such disbursement, under "Total Amount Advanced."

Past-due Loan Repayments and the Administrative Expense Surcharge and the Loan Loss Reserve Surcharge shall bear interest at the rate of ten percent (10.00%) per annum, until paid.

Any payment of principal and interest and the Administrative Expense Surcharge and the Loan Loss Reserve Surcharge as to the Series 2013 Bond shall be credited against the same payment obligation under each of the Series 2013 Bond.

Section 5.2 Additional Payments. The Borrower shall also pay, within 30 days after receipt of a bill therefor, from any legally available funds therefor, including proceeds of the 2013 Loan, if the Borrower so chooses, all reasonable expenses of the DNRC and the Trustee in connection with the 2013 Loan, the Collateral Documents and the Series 2013 Bond, including, but not limited to:

(i) the cost of reproducing this Supplemental Resolution, the Collateral Documents and the Series 2013 Bond;

(ii) the fees and disbursements of Bond Counsel and other Counsel utilized by the DNRC and the Trustee in connection with the 2013 Loan, the

Resolution, the Collateral Documents and the Series 2013 Bond and the enforcement thereof; and

(iii) all taxes and other governmental charges in connection with the execution and delivery of the Collateral Documents or the Series 2013 Bond, whether or not the Series 2013 Bond are then outstanding, including all recording and filing fees relating to the Collateral Documents and the pledge of the State's right, title and interest in and to the Series 2013 Bond, the Collateral Documents and the Resolution (and with the exceptions noted therein) and all expenses, including attorneys' fees, relating to any amendments, waivers, consents or collection or enforcement proceedings pursuant to the provisions hereof or thereof.

Section 5.3 Prepayments. The Borrower may not prepay all or any part of the outstanding principal amount of the Series 2013 Bond unless (i) it obtains the prior written consent of the DNRC thereto and (ii) no Loan Repayment or Administrative Expense Surcharge or Loan Loss Reserve Surcharge is then delinquent. Any prepayment permitted by the DNRC must be accompanied by payment of accrued interest and, if applicable, Administrative Expense Surcharge and Loan Loss Reserve Surcharge to the date of prepayment on the amount of principal prepaid. If the Series 2013 Bond is prepaid in part pursuant to this Section 5.3, such prepayments shall be applied to principal payments in inverse order of maturity.

Section 5.4 Obligations of Borrower Unconditional. The obligations of the Borrower to make the payments required by this Supplemental Resolution and the Series 2013 Bond and to perform its other agreements contained in the Resolution, the Series 2013 Bond and Collateral Documents shall be absolute and unconditional, except as otherwise provided herein or in such documents. The Borrower (a) shall not suspend or discontinue any payments provided for in this Supplemental Resolution and the Series 2013 Bond, (b) shall perform all its other agreements in the Resolution, the Series 2013 Bond and the Collateral Documents and (c) shall not terminate the Resolution, the Series 2013 Bond or the Collateral Documents for any cause, including any acts or circumstances that may constitute failure of consideration, destruction of or damage to the 2013 Project or the System, commercial frustration of purpose, any dispute with the DNRC or the EPA, any change in the laws of the United States or of the State or any political subdivision of either or any failure of the DNRC to perform any of its agreements, whether express or implied, or any duty, liability or obligation arising from or connected with the Resolution.

Section 5.5 Limited Liability. All payments of principal of and interest on the 2013 Loan and other payment obligations of the Borrower hereunder and under the Series 2013 Bond shall be special, limited obligations of the Borrower payable solely out of the Net Revenues or, as appropriate, Surplus Net Revenues, and shall not, except at the option of the Borrower and as permitted by law, be payable out of any other revenues of the Borrower. The obligations of the Borrower under the Resolution and the Series 2013 Bond shall never constitute an indebtedness of the Borrower within the meaning of any state constitutional provision or statutory or charter limitation and shall never constitute or give rise to a pecuniary liability of the Borrower or a charge against its general credit or taxing power. The taxing powers of the Borrower may not be used to pay principal of or interest on the Series 2013 Bond, and no funds or property of the

Borrower other than the Net Revenues or, as appropriate, Surplus Net Revenues may be required to be used to pay principal of or interest on the Series 2013 Bond.

ARTICLE VI INDEMNIFICATION OF DNRC AND DEQ

The Borrower shall, to the extent permitted by law, indemnify and save harmless the DNRC and the DEQ and their officers, employees and agents (each an “Indemnified Party” or, collectively, the “Indemnified Parties”) against and from any and all claims, damages, demands, expenses, liabilities and losses of every kind asserted by or on behalf of any Person arising out of the acts or omissions of the Borrower or its employees, officers, agents, contractors, subcontractors, or consultants in connection with or with regard or in any way relating to the condition, use, possession, conduct, management, planning, design, acquisition, construction, installation or financing of the 2013 Project. The Borrower shall also, to the extent permitted by law, indemnify and save harmless the Indemnified Parties against and from all costs, reasonable attorneys’ fees, expenses and liabilities incurred in any action or proceeding brought by reason of any such claim or demand. If any proceeding is brought against an Indemnified Party by reason of such claim or demand, the Borrower shall, upon notice from an Indemnified Party, defend such proceeding on behalf of the Indemnified Party.

ARTICLE VII ASSIGNMENT

Section 7.1 Assignment by Borrower. The Borrower may not assign its rights and obligations under the Resolution or the Series 2013 Bond.

Section 7.2 Assignment by DNRC. The DNRC will pledge its rights under and interest in the Resolution, the Series 2013 Bond and the Collateral Documents (except to the extent otherwise provided in the Indenture) as security for the payment of the State Bonds and may further assign such interests to the extent permitted by the Indenture, without the consent of the Borrower.

Section 7.3 State Refunding Bonds. In the event the State Bonds and Additional State Bonds are refunded by bonds which are not Additional State Bonds, all references in the Resolution to State Bonds and Additional State Bonds shall be deemed to refer to the refunding bonds and any bonds of the State on a parity with such refunding bonds (together, the “Refunding Bonds”) or, in the case of a crossover refunding, to the State Bonds and Additional State Bonds and the Refunding Bonds. In the event the State Bonds are refunded by an issue of Additional State Bonds, all references in the Resolution to the State Bonds shall be deemed to refer to such Additional State Bonds or, in the case of a crossover refunding, both the State Bonds and such Additional State Bonds.

ARTICLE VIII THE SERIES 2013 BOND

Section 8.1 Net Revenues Available. The Borrower is authorized to charge just and equitable rates, charges and rentals for all services directly or indirectly furnished by the System, and to pledge and appropriate to the Series 2013 Bond the Net Revenues to be derived from the

operation of the System, including improvements, betterments or extensions thereof hereafter constructed or acquired. The Net Revenues to be produced by such rates, charges and rentals during the term of the Series 2013 Bond and the outstanding Bonds are expected to be more than sufficient to pay the principal and interest when due on such Bonds, and to create and maintain reasonable reserves therefor and to provide an adequate allowance for replacement and depreciation, as prescribed herein.

Section 8.2 Issuance and Sale of the Series 2013 Bond. The Council has investigated the facts necessary and hereby finds, determines and declares it to be necessary and desirable for the Borrower to issue the Series 2013 Bond to evidence the 2013 Loan. The Series 2013 Bond is issued to the DNRC without public sale pursuant to Montana Code Annotated, Section 7-7-4433(2)(a).

Section 8.3 Terms. The Series 2013 Bond shall be in the maximum principal amount equal to the original 2013 Committed Amount, shall be issued as a single, fully registered bond numbered R-1, shall be dated as of the date of delivery to the DNRC, and shall bear interest at the rate charged by the DNRC on the 2013 Loan. The principal of and interest on the Series 2013 Bond and any Administrative Expense Surcharge and Loan Loss Reserve Surcharge shall be payable on the same dates and in the same amounts on which principal and interest of the Loan Repayments are payable. Advances of principal of the Series 2013 Bond shall be deemed made when advances of the 2013 Loan are made under Section 4.1 of this Supplemental Resolution, and such advances shall be payable in accordance with Schedule B to the Series 2013 Bond, as it may be revised by the DNRC from time to time in accordance with Section 5.1 of this Supplemental Resolution.

The Borrower may prepay the Series 2013 Bond, in whole or in part, only upon the terms and conditions under which it can prepay the 2013 Loan under Section 5.3 of this Supplemental Resolution.

Section 8.4 Negotiability, Transfer and Registration. The Series 2013 Bond shall be fully registered as to both principal and interest, and shall be initially registered in the name of and payable to the DNRC. While so registered, principal of and interest on the Series 2013 Bonds shall be payable to the DNRC at the Office of the Department of Natural Resources and Conservation, 1625 Eleventh Avenue, Helena, Montana 59620-1601 or such other place as may be designated by the DNRC in writing and delivered to the Borrower. The Series 2013 Bond shall be negotiable, subject to the provisions for registration and transfer contained in this Section. No transfer of the Series 2013 Bond shall be valid unless and until (1) the holder, or his duly authorized attorney or legal representative, has executed the form of assignment appearing on the Series 2013 Bond, and (2) the City Finance Director (or successors, the "Registrar"), as Bond Registrar, has duly noted the transfer on the Series 2013 Bond and recorded the transfer on the registration books of the Registrar. The Registrar may, prior to noting and recording the transfer, require appropriate proof of the transferor's authority and the genuineness of the transferor's signature. The Borrower shall be entitled to deem and treat the Person in whose name the Series 2013 Bond is registered as the absolute owner of the Series 2013 Bond for all purposes, notwithstanding any notice to the contrary, and all payments to the registered holder shall be valid and effectual to satisfy and discharge the Borrower's liability upon such Bond to the extent of the sum or sums so paid.

Section 8.5 Execution and Delivery. The Series 2013 Bond shall be executed on behalf of the Borrower by the manual signatures of the Mayor, City Finance Director (or City Administrator) and City Clerk. Any or all of such signatures may be affixed at or prior to the date of delivery of the Series 2013 Bond. The Series 2013 Bond shall be sealed with the corporate seal of the Borrower. In the event that any of the officers who shall have signed the Series 2013 Bond shall cease to be officers of the Borrower before the Series 2013 Bond are issued or delivered, their signatures shall remain binding upon the Borrower. Conversely, the Series 2013 Bond may be signed by an authorized official who did not hold such office on the date of adoption of this Supplemental Resolution. The Series 2013 Bond shall be delivered to the DNRC, or its attorney or legal representative.

Section 8.6 Form. The Series 2013 Bond shall be prepared in substantially the form attached as Appendix B.

ARTICLE IX SECURITY FOR THE SERIES 2013 BOND

The Series 2013 Bond is issued as a Bond under the Original Resolution, as implemented as described in this Supplemental Resolution, and shall, with the outstanding Bonds and any other additional parity Bonds issued under the provisions of Section 10.3 of the Original Resolution, be equally and ratably secured by the provisions of the Resolution and payable out of the Net Revenues appropriated to the Revenue Bond Account of the Sewer System Fund, without preference or priority, all as provided in the Resolution, and secured by the Reserve Account, as further provided in Section 11.5 of the Original Resolution and in the following sentence. Upon advancement of principal of the Series 2013 Bond, the City Finance Director shall transfer from proceeds of the Series 2013 Bond such amount or amounts to the Reserve Account to cause the balance therein to equal the Reserve Requirement, treating such principal amount as outstanding. Upon each advance of the Series 2013 Bond, the deposit to the Reserve Account shall be sufficient to cause the balance in the Reserve Account to equal the Reserve Requirement in respect of the Series 2013 Bond so advanced.

ARTICLE X TAX MATTERS

Section 10.1 Use of 2013 Project. The 2013 Project will be owned and operated by the Borrower and available for use by members of the general public on a substantially equal basis. The Borrower shall not enter into any lease, use or other agreement with any non-governmental person relating to the use of the 2013 Project or the System or security for the payment of the Series 2013 Bond which might cause the Series 2013 Bond to be considered a “private activity bond” or “private loan bond” within the meaning of Section 141 of the Code.

Section 10.2 General Covenant. The Borrower covenants and agrees with the owners from time to time of the Series 2013 Bond that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Series 2013 Bond to become includable in gross income for federal income tax purposes under the Code and the Regulations, and covenants to take any and all actions within its powers to ensure that the

interest on the Series 2013 Bond will not become includable in gross income for federal income tax purposes under the Code and the Regulations.

Section 10.3 Arbitrage Certification. The Mayor, City Finance Director (or City Administrator) and the City Clerk, being the officers of the Borrower charged with the responsibility for issuing the Series 2013 Bond pursuant to this Supplemental Resolution, are authorized and directed to execute and deliver to the DNRC a certificate in accordance with the provisions of Section 148 of the Code, and Section 1.148-2(b) of the Regulations, stating that on the basis of facts, estimates and circumstances in existence on the date of issue and delivery of the Series 2013 Bond, it is reasonably expected that the proceeds of the Series 2013 Bond will be used in a manner that would not cause the Series 2013 Bond to be an “arbitrage bond” within the meaning of Section 148 of the Code and the Regulations.

Section 10.4 Arbitrage Rebate. The Borrower acknowledges that the Series 2013 Bond is subject to the rebate requirements of Section 148(f) of the Code. The Borrower covenants and agrees to retain such records, make such determinations, file such reports and documents and pay such amounts at such times as are required under said Section 148(f) and applicable Treasury Regulations to preserve the exclusion of interest on the Series 2013 Bond from gross income for federal income tax purposes, unless the Series 2013 Bond qualifies for the exception from the rebate requirement under Section 148(f)(4)(B) of the Code and no “gross proceeds” of the Series 2013 Bond (other than amounts constituting a “bona fide debt service fund”) arise during or after the expenditure of the original proceeds thereof. In furtherance of the foregoing, the Mayor, City Finance Director (or City Administrator) and the City Clerk are hereby authorized and directed to execute a Rebate Certificate, substantially in the form to be prepared by Bond Counsel, and the Borrower hereby covenants and agrees to observe and perform the covenants and agreements contained therein, unless amended or terminated in accordance with the provisions thereof.

Section 10.5 Information Reporting. The Borrower shall file with the Secretary of the Treasury, not later than May 15, 2013, a statement concerning the Series 2013 Bond containing the information required by Section 149(e) of the Code.

ARTICLE XI

CONTINUING DISCLOSURE

The Borrower understands and acknowledges that the DNRC is acquiring the Series 2013 Bond under the Program pursuant to which the State issues from time to time State Bonds to provide funds therefor. The Borrower covenants and agrees that, upon written request of the DNRC from time to time, the Borrower will promptly provide to the DNRC all information that the DNRC reasonably determines to be necessary or appropriate to offer and sell State Bonds or to provide continuing disclosure in respect of State Bonds, whether under Rule 15c2-12 (17 C.F.R. § 240.15c2-12) promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended, or otherwise. Such information shall include, among other things and if so requested, financial statements of the Borrower prepared in accordance with generally accepted accounting principles promulgated by the Financial Accounting Standards Board as modified in accordance with the governmental accounting standards promulgated by the Governmental Accounting Standards Board or as otherwise

provided under Montana law, as in effect from time to time (such financial statements to relate to a fiscal year or any period therein for which they are customarily prepared by the Borrower, and, if for a fiscal year and so requested by the DNRC, subject to an audit report and opinion of an accountant or government auditor, as permitted or required by the laws of the State). The Borrower will also provide, with any information so furnished to the DNRC, a certificate of the Mayor and the City Finance Director to the effect that, to the best of their knowledge, such information does not include any untrue statement of a material fact or omit to state any material fact required to be stated therein to make the statements made, in light of the circumstances under which they are made, not misleading.

ARTICLE XII
MISCELLANEOUS

Section 12.1 Notices. All notices or other communications hereunder shall be sufficiently sent or given and shall be deemed sent or given when delivered or mailed by certified mail, postage prepaid, to the parties at the following addresses:

DNRC: Department of Natural Resources and Conservation
1625 Eleventh Avenue
P. O. Box 201601
Helena, Montana 59620-1601
Attn: Conservation and Resource
Development Division

Trustee: U.S. Bank National Association
c/o Corporate Trust Services
1420 Fifth Avenue, 7th Floor
Seattle, Washington 98101

Borrower: City of Billings, Montana
P.O. Box 1178
Billings, Montana 59103
Attention: City Clerk

Any of the above parties may, by notice in writing given to the others, designate any further or different addresses to which subsequent notices or other communications shall be sent.

Section 12.2 Binding Effect. This Supplemental Resolution shall inure to the benefit of and shall be binding upon the DNRC, the Borrower and their respective successors and assigns.

Section 12.3 Severability. If any provision of this Supplemental Resolution shall be determined to be unenforceable at any time, it shall not affect any other provision of the Resolution or the enforceability of that provision at any other time.

Section 12.4 Amendments. This Supplemental Resolution may not be effectively amended without the written consent of the DNRC.

Section 12.5 Applicable Law. This Supplemental Resolution shall be governed by and construed in accordance with the internal laws of the State.

Section 12.6 Captions; References to Sections. The captions in this Supplemental Resolution are for convenience only and do not define or limit the scope or intent of any provisions or Sections of this Supplemental Resolution.

Section 12.7 No Liability of Individual Officers, Directors or Trustees. No recourse under or upon any obligation, covenant or agreement contained in this Supplemental Resolution shall be had against any director, officer or employee, as such, past, present or future, of the DNRC, the DEQ or the Trustee, either directly or through the DNRC, the DEQ or the Trustee, or against any officer, or member of the governing body or employee of the Borrower, past, present or future, as an individual so long as such individual was acting in good faith. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer or member of the governing body or employee of the DNRC, the Trustee or the Borrower is hereby expressly waived and released by the Borrower and by the DNRC as a condition of and in consideration for the adoption of this Supplemental Resolution and the making of the Loan.

Section 12.8 Payments Due on Holidays. If the date for making any payment or the last date for performance of any act or the exercise of any right, as provided in this Supplemental Resolution or the Series 2013 Bond, shall not be Business Day, such payments may be made or act performed or right exercised on the next succeeding Business Day with the same force and effect as if done on the nominal date provided in this Supplemental Resolution or the Series 2013 Bond.

Section 12.9 Right of Others To Perform Borrower's Covenants. In the event the Borrower shall fail to make any payment or perform any act required to be performed hereunder, then and in each such case the DNRC or the provider of any Collateral Document may (but shall not be obligated to) remedy such default for the account of the Borrower and make advances for that purpose. No such performance or advance shall operate to release the Borrower from any such default and any sums so advanced by the DNRC or the provider of any Collateral Document shall be paid immediately to the party making such advance and shall bear interest at the rate of ten percent (10.00%) per annum from the date of the advance until repaid. The DNRC and the provider of any Collateral Document shall have the right to enter the 2013 Project or the facility or facilities of which the 2013 Project is a part or any other facility which is a part of the System in order to effectuate the purposes of this Section.

Section 12.10 Authentication of Transcript. The officers of the Borrower are hereby authorized and directed to furnish to the DNRC and to Bond Counsel certified copies of all proceedings relating to the issuance of the Series 2013 Bond and such other certificates and affidavits as may be required to show the right, power and authority of the Borrower to issue the Series 2013 Bond, and all statements contained in and shown by such instruments, including any heretofore furnished, shall constitute representations of the Borrower as to the truth of the statements of fact purported to be shown thereby.

Section 12.11 Effective Date. This Supplemental Resolution shall take effect immediately.

PASSED AND ADOPTED by the City Council of the City on this 11th day of March, 2013.

Mayor

Attest: _____
City Clerk

(SEAL)

APPENDIX A

Description of the 2013 Project

The 2013 Project consists of the design and construction of improvements to an existing lift station or construction of a new lift station and related improvements and paying associated costs of issuance of the Series 2013 Bond.

APPENDIX B

UNITED STATES OF AMERICA
STATE OF MONTANA
COUNTY OF YELLOWSTONE

CITY OF BILLINGS

SEWER SYSTEM REVENUE BOND
(DNRC WATER POLLUTION CONTROL STATE REVOLVING LOAN PROGRAM)
SERIES 2013

R-1

\$3,100,000

FOR VALUE RECEIVED, THE CITY OF BILLINGS, MONTANA (the “Borrower”), a duly organized municipal corporation and political subdivision of the State of Montana, acknowledges itself to be specially indebted and, for value received, hereby promises to pay to the Department of Natural Resources and Conservation of the State of Montana (the “DNRC”), or its registered assigns, solely from the Revenue Bond Account of its Sewer System Fund, the principal sum equal to the amounts entered on Schedule A hereto under “Total Amount Advanced,” with interest thereon from the date such amount is advanced at the rate of two percent (2.00%) per annum on the unpaid balance until paid. In addition, the Borrower shall pay an Administrative Expense Surcharge and a Loan Loss Reserve Surcharge on the outstanding principal amount of this Bond at the rate of seventy-five hundredths of one percent (0.75%) per annum and twenty-five hundredths of one percent (0.25%) per annum, respectively. Principal, interest, Administrative Expense Surcharge and Loan Loss Reserve Surcharge shall be payable in semiannual installments payable on each January 1 and July 1 (each a “Loan Repayment Date”), commencing January 1, 2014. Each installment shall be in the amount set forth opposite its due date in Schedule B hereto under “Total Loan Payment.” The portion of each such payment consisting of principal, the portion consisting of interest, the portion consisting of Administrative Expense Surcharge, and the portion consisting of Loan Loss Reserve Surcharge shall be as set forth in Schedule B hereto. Upon each disbursement of 2013 Loan amounts to the Borrower pursuant to the Supplemental Resolution described below, the DNRC shall enter (or cause to be entered) the amount advanced on Schedule A under “Advances” and the total amount advanced under the Resolution, including such disbursement, under “Total Amount Advanced.” The DNRC shall prepare Schedule B and any revised Schedule B, or cause Schedule B and any revised Schedule B to be prepared, as provided in Section 5.1 of the Supplemental Resolution. Schedule B shall be calculated and recalculated on a substantially level debt service basis assuming an interest rate of 3.00% per annum. Past-due payments of principal, interest, Administrative Expense Surcharge and Loan Loss Reserve Surcharge shall bear interest at the rate of ten percent (10.00%) per annum, until paid. Interest, Administrative Expense Surcharge and Loan Loss Reserve Surcharge shall be calculated on the basis of a 360-day year comprising 12 months of 30 days each. All payments under this Bond shall be made to the registered holder of this Bond, at its address as it appears on the Bond register, in lawful money of the United States of America.

This Bond is one of an issue of Sewer System Revenue Bonds of the Borrower authorized to be issued in one or more series from time to time, and constitutes a series in the maximum authorized principal amount of \$3,100,000 (the "Series 2013 Bond"). The Series 2013 Bond is issued to refinance costs of construction of certain improvements to the sewer system of the Borrower (the "System") and to pay costs of issuance of the Series 2013 Bond. The Series 2013 Bond is issued pursuant to and in full conformity with the Constitution and laws of the State of Montana thereunto enabling, including Montana Code Annotated, Title 7, Chapter 7, Parts 44 and 45, as amended, and ordinances and resolutions duly adopted by the governing body of the Borrower, including Resolution No. 05-18326 (the "Original Resolution"), adopted by the City Council on August 22, 2005, as amended and supplemented by Resolution Nos. 08-18738, 09-18851, 10-18939 and 12-19228 and [13-_____] adopted July 28, 2008, July 27, 2009, May 24, 2010, October 22, 2012 and March 11, 2013 (as so amended and supplemented and as hereafter amended and supplemented in accordance with its terms, the "Resolution"). Resolution No. [13-_____] is referred to herein as the "Supplemental Resolution." Terms used with initial capital letters but not defined herein have the meanings given them in the Resolution. The Series 2013 Bond is issuable only as a single, fully registered bond. The Series 2013 Bond is issued on a parity and is equally and ratably secured by Net Revenues of the System with the Borrower's outstanding Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2005, Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2008, Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2009B, Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2009C, Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2010B, and Sewer System Revenue Bond (DNRC Water Pollution Control State Revolving Loan Program), Series 2010C (all such Bonds, collectively, the "Outstanding Bonds").

Reference is made to the Resolution for a more complete statement of the terms and conditions upon which the Series 2013 Bond has been issued, the Net Revenues of the System pledged and appropriated for the payment and security thereof, the conditions upon which additional bonds may be issued under the Resolution and made payable from such Net Revenues on a parity with the Outstanding Bonds and the Series 2013 Bond (collectively, the "Bonds") or otherwise, the conditions upon which the Resolution may be amended, the rights, duties and obligations of the Borrower, and the rights of the owners of the Series 2013 Bond.

The Borrower may prepay the principal of the Series 2013 Bond only if it obtains the prior written consent of the DNRC thereto and no Loan Repayment or Administrative Expense Surcharge or Loan Loss Reserve Surcharge is then delinquent. Any prepayment permitted by the DNRC must be accompanied by payment of accrued interest, and Administrative Expense Surcharge and Loan Loss Reserve Surcharge to the date of prepayment on the amount of principal prepaid. If the Series 2013 Bond is prepaid in part, such prepayments shall be applied to principal payments in inverse order of maturity.

The Series 2013 Bond, including interest and any premium for the redemption thereof, are payable solely from the Net Revenues pledged for the payment thereof and do not constitute a debt of the Borrower within the meaning of any constitutional or statutory limitation or provision.

The Borrower may deem and treat the person in whose name this Series 2013 Bond is registered as the absolute owner hereof, whether this Series 2013 Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and the Borrower shall not be affected by any notice to the contrary. The Series 2013 Bond may be transferred as hereinafter provided.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that the Borrower will forthwith construct and complete the improvements to the System hereinabove described; that the Borrower will prescribe and collect reasonable rates and charges for all services and facilities afforded by the System, including all additions thereto and replacements and improvements thereof, and has created a special Sewer System Fund into which the gross revenues of the System will be paid, and a separate and special Revenue Bond Account in the Sewer System Fund, into which will be paid each month, from and as a first and prior lien on the Net Revenues of the System then on hand, an amount equal to not less than one-twelfth of the interest and principal to become due within the next twelve months with respect to all Bonds payable from the Revenue Bond Account; that the Borrower has created a Reserve Account in the Sewer System Fund into which shall be paid additional Net Revenues, after required credits to the Revenue Bond Account sufficient to maintain a reserve therein equal to the maximum amount of principal and interest payable on the Bonds in the current or any future fiscal year; that the Revenue Bond Account will be used only to pay the principal of, premium, if any, and interest on the Bonds and any other additional Bonds issued pursuant to the Resolution on a parity therewith; that the rates and charges for the System will from time to time be made and kept sufficient, to provide gross income and revenues adequate to pay promptly the reasonable and current expenses of operating and maintaining the System and to produce during each fiscal year Net Revenues not less than 125% of the maximum annual principal and interest payable on the outstanding Bonds in the current or any future fiscal year; that additional bonds may be issued and made payable from the Revenue Bond Account on a parity with the outstanding Bonds upon certain conditions set forth in the Resolution, but no obligation will be otherwise incurred and made payable from the Net Revenues of the System, unless the lien thereof shall be expressly made subordinate to the lien of the outstanding Bonds on such Net Revenues; that all provisions for the security of the holder of this Series 2013 Bond set forth in the Resolution will be punctually and faithfully performed as therein stipulated; that all acts, conditions and things required by the Constitution and laws of the State of Montana and the ordinances and resolutions of the Borrower to be done, to exist, to happen and to be performed in order to make this Series 2013 Bond a valid and binding special obligation of the Borrower according to its terms have been done, do exist, have happened and have been performed in regular and due form, time and manner as so required; and that this Series 2013 Bond and the interest hereon are payable solely from the Net Revenues of the System pledged and appropriated to the Revenue Bond Account and do not constitute a debt of the Borrower within the meaning of any constitutional or statutory limitation or provision and the issuance of the Series 2013 Bond does not cause either the general or the special indebtedness of the Borrower to exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, the City of Billings, Montana, by its governing body, has caused this Bond to be executed by the signatures of its Mayor, the City Finance Director, and City Clerk, and has caused the official seal of the Borrower to be affixed hereto, and has caused this Bond to be dated as of the 18th day of March, 2013.

(SEAL)

Mayor

City Finance Director

City Clerk

REGISTRATION AND TRANSFER

This Bond shall be fully registered as to both principal and interest. No transfer of this Bond shall be valid unless and until (1) the registered holder of the Bond, or his duly authorized attorney or legal representative, executes the form of assignment appearing on this Bond, and (2) the City Finance Director as bond registrar (the "Registrar"), has duly noted the transfer on the Bond and recorded the transfer on the Registrar's registration books. The Borrower shall be entitled to deem and treat the person in whose name this Bond is registered as absolute owner thereof for all purposes, notwithstanding any notice to the contrary. Payments on account of the Bond shall be made only to the order of the registered holder thereof, and all such payments shall be valid and effectual to satisfy and discharge the Borrower's liability upon the Bond to the extent of the sum or sums so paid.

REGISTER

The ownership of the unpaid Principal Balance of this Bond and the interest accruing thereon is registered on the books of the City of Billings, Montana in the name of the registered holder appearing on the first page hereof or as last noted below:

<u>Date of Registration</u>	<u>Name and Address of Registered Holder</u>	<u>Signature of City Finance Director</u>
<u>March 18, 2013</u>	<u>Department of Natural Resources and Conservation 1625 Eleventh Avenue Helena, MT 59620</u>	_____

THE FOLLOWING ENTRIES ARE TO BE MADE ONLY BY THE BOND
REGISTRAR UPON REGISTRATION OF EACH TRANSFER

The City Finance Director of the City of Billings, Montana, acting as Bond Registrar, has transferred, on the books of the Borrower, on the date last noted below, ownership of the principal amount of and the accrued interest on this Bond to the new registered holder noted next to such date, except for amounts of principal and interest theretofore paid.

<u>Date of Transfer</u>	<u>Name of New Registered Holder</u>	<u>Signature of Bond Registrar</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

FORM OF ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____
_____ the within Bond and does hereby irrevocably
constitute and appoint _____ attorney to transfer the Bond on
the books kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatsoever.

SCHEDULE B

<u>Date</u>	<u>Principal</u>	<u>Interest</u>	<u>Administrative Expense Surcharge</u>	<u>Loan Loss Reserve Surcharge</u>	<u>Total Loan Payment</u>
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APPENDIX C

ADDITIONAL REPRESENTATIONS AND COVENANTS

None

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Second/Final Reading Ordinance for Amendments to Forfeiture of Office Ordinance, Section 2-207, BMCC

PRESENTED BY: Brent Brooks

Department: Legal

Information

PROBLEM/ISSUE STATEMENT

Pursuant to a Council Initiative by former Council Member Shoots Veis, the staff prepared and Council reviewed and considered amendments to City Code Section 2-207 on forfeiture of office. Amendments were most recently presented to the City Council during the January 22, 2013, work session. The Council directed staff to draft an ordinance and schedule a first reading and a public hearing. Council held the public hearing and approved first reading of the ordinance at its February 25 meeting. The ordinance amendments are based primarily on MCA sections 7-4-4111 and 2-16-501 which provide directions in situations when a vacancy in an elected municipal office occurs for a variety of reasons.

ALTERNATIVES ANALYZED

Retaining the current Forfeiture of Office ordinance in its present form has been considered by this and previous City Councils, however, the Council has determined that the current version does not provide for how to proceed when a Council member is physically unable to discharge his/her duties. The proposed amendments correct that deficiency in section 2-207(2). The City Council may: Approve or Disapprove the amendments on Second Reading. If the Council approves the amendments on Second Reading the amended ordinance will become effective thirty (30) days thereafter (April 11, 2013) as provided by state statute. If the amendments are disapproved on Second Reading, the current version of this ordinance will remain in effect.

FINANCIAL IMPACT

There is no financial impact in amending the current version of the ordinance.

RECOMMENDATION

Staff recommends that the City Council approve the attached amendments to Section 2-207, BMCC, on Second Reading.

APPROVED BY CITY ADMINISTRATOR

Attachments

Ordinance

ORDINANCE NO. 13-_____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE BE AMENDED BY REVISING SECTION 2-207; PROVIDING THAT THE OFFICE OF MAYOR OR COUNCILMEMBER SHALL BE FORFEITED UNDER CERTAIN CIRCUMSTANCES.

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

Section 1. That the Billings, Montana City Code be amended by changing Section 2-207 to read as follows:

“Sec. 2-207. Forfeiture of Office.

(a) The office of mayor and the office of city councilmember are forfeited and become vacant for lack of qualification for that office pursuant to Section 3.09(B)(1) of the city Charter, together with applicable state law, upon the occurrence of any of the following events prior to the expiration of the term of the incumbent:

(1) the death of the incumbent;

(2) the incumbent’s inability to fulfill the duties of the office as a result of a physical illness or mental disorder. A determination of whether the incumbent has a mental disorder shall be made pursuant to Montana Code Annotated, Title 53, chapter 21, part 1;

~~(2)~~(3) the incumbent's resignation;

(4) the incumbent's removal from office;

(5) the incumbent's open neglect or refusal to discharge duties;

~~(4)~~(6) the incumbent's ceasing to be a resident of the city or, in the case of a city councilmember, ceasing to be a resident of the city councilmember's ward; ~~or~~

(7) the incumbent's ceasing to discharge the duty of office for a period of three (3) consecutive months for any reason without the consent of the council;

~~(3)~~(8) the incumbent's conviction of a felony or of any offense involving moral turpitude or a violation of official duties;

(9)If required to do so by law, the incumbent's refusal or neglect to file an official bond within the time prescribed;

~~(5)(10)~~ the decision of a competent tribunal declaring void the incumbent's election or appointment.

(b) Upon forfeiture of office, the vacancy shall be filled as set out in Section 3.09 of the city Charter.”

Section 2. 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.

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

Section 4. Effective Date. This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.

PASSED by the City Council on first reading this 25th day of February 2013.

PASSED, ADOPTED and APPROVED on second reading this 11th day of March 2013.

CITY OF BILLINGS

By _____
Thomas W. Hanel, Mayor

ATTEST:

By _____
Cari Martin, City Clerk

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Second Reading Ordinance to Establish City of Billings Ward Boundaries

PRESENTED BY: Bruce McCandless, Asst. City Administrator

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City of Billings is required by its Charter to have ten (10) Councilmembers, with two (2) members representing each Ward. The State and Federal Constitutions and case law have established that equal representation requires that governing body members have approximately equal population in the areas that they represent. The 2010 decennial census showed that the City has unequal population in its wards; a total of 33% variance from the ideal, average ward population of 20,800. After studying several ways to adjust ward boundaries, the City Council conducted a public hearing and adopted an ordinance on first reading that will create new ward boundaries and equalize each ward's population to within 3.78% of the ideal number. The Council will consider adopting the ordinance on second and final reading. After 30 days, the City will have new ward boundaries which will be used during the 2013 municipal election cycle.

ALTERNATIVES ANALYZED

The City Council considered several ways to adjust ward boundaries and decided that Plan E best complies with legal requirements. Each plan that it reviewed meets the primary criteria of equal population, compact and contiguous wards, protects minority voting rights and that race does not subordinate any of the criteria.

FINANCIAL IMPACT

There are no direct financial impacts if the Council adopts this ordinance.

RECOMMENDATION

Staff recommends that the City Council approve second reading of the ordinance establishing new ward boundaries.

APPROVED BY CITY ADMINISTRATOR

Attachments

Ordinance

Exhibit A - Plan E

ORDINANCE NO. 13 - ____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE BE AMENDED BY REVISING SECTION 11-102; CHANGING WARD DISTRICT BOUNDARIES TO REFLECT NEW CENSUS INFORMATION

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

Billings Montana City Code, Section 11-102, is hereby amended as follows:

Sec. 11-102. Ward boundaries.

(a) Pursuant to MCA 7-5-4401 and the Billings City Charter, the boundaries of the five (5) city wards are hereby changed and established. The wards are described by a map attached hereto as Exhibit "A" that shall be kept on file in the clerk's office.

(b) As the city boundaries change the ward boundaries will be changed by an ordinance amending this section and the city ward boundaries as established herein. Such change shall be certified to the election administrator as required by MCA 13-3-103(1) not more than ten (10) days after the change. The city ward boundaries will be changed to conform to MCA 7-5-4401 and other provisions of law as required by law. The map herein referred to as Exhibit "A", sufficiently detailed to clearly identify the wards or districts and the territory included in each, shall be kept on file in the clerk's office.

PASSED by the City Council on this ____ day of _____, 2013.

CITY OF BILLINGS

By _____
Mayor

ATTEST:

By _____
City Clerk

City of Billings

DRAFT Ward Boundaries Plan E

Revision of Plan C2 to Make Wards More Compact and Keeps Council Members Within Current Wards

Numbers shown within ward boundaries are the population count for each ward for the displayed option. Deviations shown are from the target number of 20,800.

Ward	Poptotal	Deviation	Pct Deviation
W1	20,898	98	0.47
W2	20,953	153	0.74
W3	21,275	475	2.28
W4	20,649	-151	-0.73
W5	20,487	-313	-1.5

Ward District

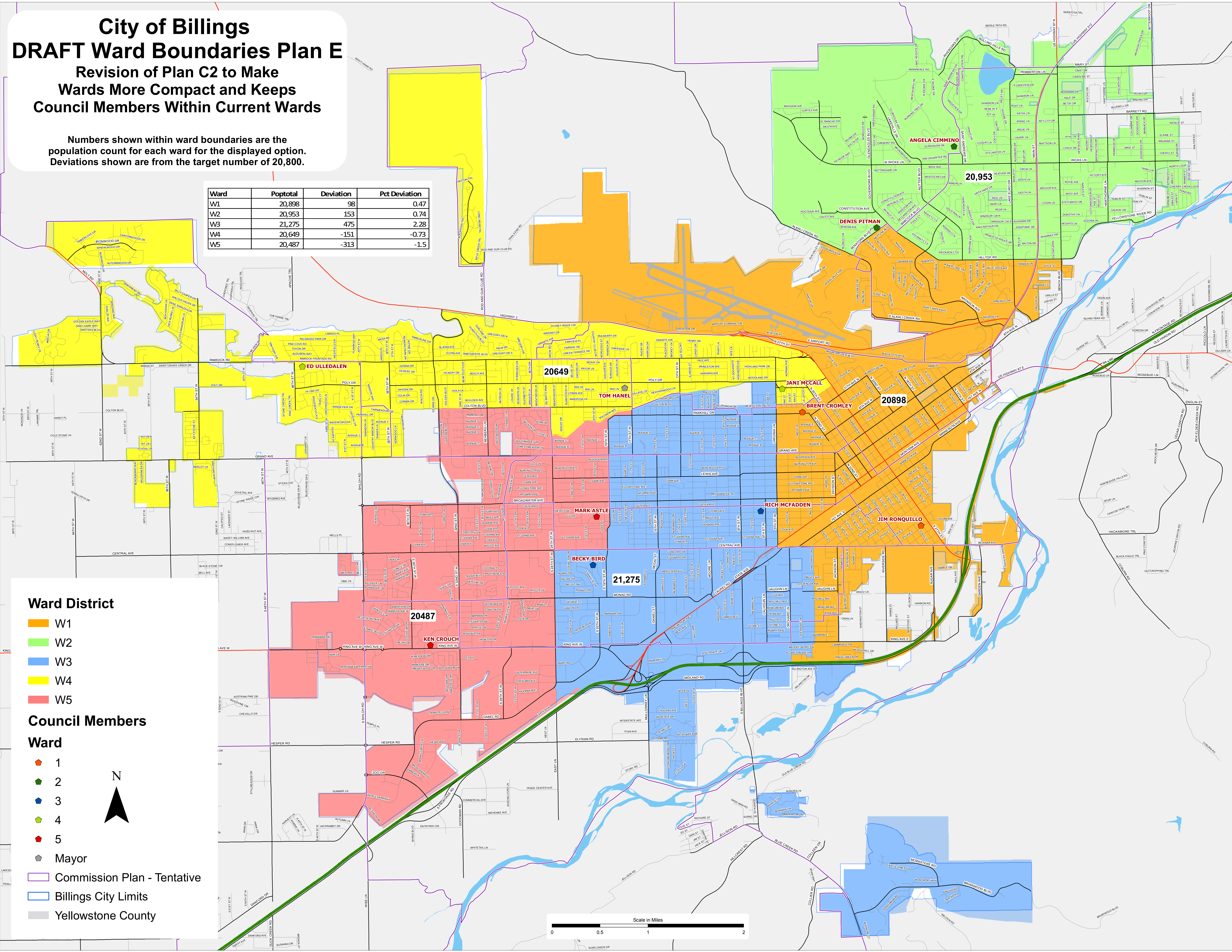
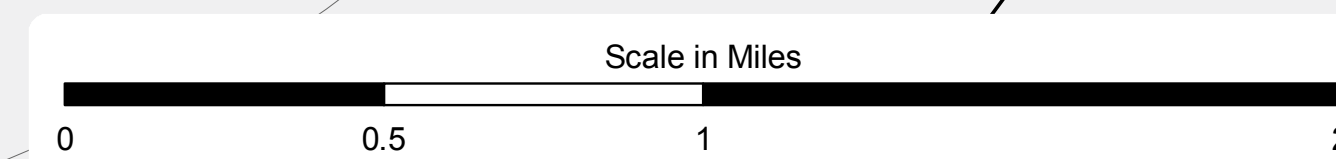
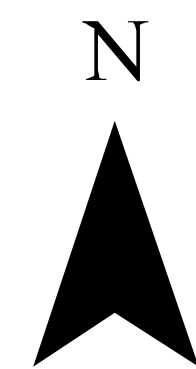
- W1
- W2
- W3
- W4
- W5

Council Members

Ward

- ◆ 1
- ◆ 2
- ◆ 3
- ◆ 4
- ◆ 5

- ◆ Mayor
- Commission Plan - Tentative
- Billings City Limits
- Yellowstone County



Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Payment of Claims February 04, 2013.

PRESENTED BY: Pat M. Weber, Finance Director

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$995,845.64 have been audited and are presented for your approval for payment. A complete listing of the claims dated February 4, 2013 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 >\$2500 for 02/04/13

Check Date	Check	Name	Amount	Account	Item Desc
02/04/2013	762849	A & E Architects, PC	8,376.40	4980-55360-409390	New Library Building - Construction Management Services
02/04/2013	762860	American Title & Escrow	25,100.00	2980-65550-407275	REHAB-SIMS-115 ADAMS
02/04/2013	762864	Archie Cochrane	333.82	1500-21120-402320	503311
02/04/2013	762864	Archie Cochrane	114.00	6010-00000-141000	5092205 PO NUM 291750
02/04/2013	762864	Archie Cochrane	1,118.20	6300-17530-407310	BPD Truck #1569 #2012-131
02/04/2013	762864	Archie Cochrane	1,090.56	1500-21120-402320	5090651
02/04/2013	762864	Archie Cochrane	-18.00	6010-00000-141000	5094846 PO NUM 291750
02/04/2013	762864	Archie Cochrane	1,515.27	6300-17530-407310	Inv. #819139-1
02/04/2013	762864	Archie Cochrane	181.76	1500-21120-402320	5091021
02/04/2013	762864	Archie Cochrane	181.76	1500-21120-402320	5091022
02/04/2013	762864	Archie Cochrane	106.12	1500-21120-402320	5091024
02/04/2013	762864	Archie Cochrane	24.00	0100-51120-402320	5091026
02/04/2013	762864	Archie Cochrane	36.00	1500-21120-402320	5091210
02/04/2013	762864	Archie Cochrane	314.85	1500-21120-402320	5091218
02/04/2013	762864	Archie Cochrane	54.00	1500-21120-402320	5091277
02/04/2013	762864	Archie Cochrane	120.94	2110-31320-402320	5091348
02/04/2013	762864	Archie Cochrane	330.96	1500-21120-402320	5091584
02/04/2013	762864	Archie Cochrane	11.72	1500-21120-402320	5091620
02/04/2013	762864	Archie Cochrane	107.49	1500-21120-402320	5091728
02/04/2013	762864	Archie Cochrane	448.70	1500-21120-402320	5091755
02/04/2013	762864	Archie Cochrane	520.50	1500-21120-402320	5091873
02/04/2013	762864	Archie Cochrane	-100.00	1500-21120-402320	5091910
02/04/2013	762864	Archie Cochrane	222.57	5710-71470-402320	5092335
02/04/2013	762864	Archie Cochrane	-50.00	5710-71470-402320	5092373
02/04/2013	762864	Archie Cochrane	1,251.54	5710-71470-402320	5092847
02/04/2013	762864	Archie Cochrane	-150.00	5710-71470-402320	5092917
02/04/2013	762864	Archie Cochrane	644.97	1500-21120-402320	2093013
02/04/2013	762864	Archie Cochrane	-100.00	1500-21120-402320	5093397
02/04/2013	762868	Big Sky Senior Services, Inc	3,472.21	2960-65260-407275	Big Sky Senior Services., Senior Helping Hands
02/04/2013	762882	Cop Construction Co	82,079.17	5030-75910-409340	WO 10-08 WTF Clearwell Baffle Project;
02/04/2013	762884	Cummins Northwest LLC	214.00	1500-22260-402320	004-55248
02/04/2013	762884	Cummins Northwest LLC	-45.00	1500-22260-402320	004-55305
02/04/2013	762884	Cummins Northwest LLC	401.46	1500-22260-402320	004-55587
02/04/2013	762884	Cummins Northwest LLC	30.39	5410-31220-402320	004-55706
02/04/2013	762884	Cummins Northwest LLC	33.03	5410-31220-402320	004-55763
02/04/2013	762884	Cummins Northwest LLC	66.60	5710-71440-402320	004-56448
02/04/2013	762884	Cummins Northwest LLC	596.76	5410-31220-402320	004-56512
02/04/2013	762884	Cummins Northwest LLC	31.63	1500-22260-402320	004-56671
02/04/2013	762884	Cummins Northwest LLC	273.32	2110-31320-402320	004-56676
02/04/2013	762884	Cummins Northwest LLC	937.87	2110-31320-402320	004-56798
02/04/2013	762884	Cummins Northwest LLC	60.27	2110-31320-402320	004-56798
02/04/2013	762884	Cummins Northwest LLC	4.87	2110-31320-402320	004-56990
02/04/2013	762884	Cummins Northwest LLC	30.27	2110-31320-402320	004-56992
02/04/2013	762884	Cummins Northwest LLC	-4.87	2110-31320-402320	004-56993
02/04/2013	762884	Cummins Northwest LLC	33.94	2110-31320-402320	004-57079
02/04/2013	762884	Cummins Northwest LLC	30.00	2110-31320-402320	004-57079
02/04/2013	762885	Curb Box Specialists Inc.	600.00	5050-75150-403671	1907 Belvedere Dr
02/04/2013	762885	Curb Box Specialists Inc.	2,986.88	5020-75000-403680	237 Avenue E
02/04/2013	762888	Dixie Petro-Chem	1,376.00	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291684
02/04/2013	762888	Dixie Petro-Chem	1,376.00	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291690
02/04/2013	762891	Downtown Billings BID, Inc.	29,955.94	7800-15750-407680	Internal City owned properties, tax year 2012
02/04/2013	762891	Downtown Billings BID, Inc.	160.50	5210-15240-403690	Park 2 and Lincoln Lot, Oct-Dec 2012.
02/04/2013	762891	Downtown Billings BID, Inc.	321.00	5210-15920-403650	Park 2 and Lincoln Lot, Oct-Dec 2012.
02/04/2013	762894	Easter Seals-Goodwill Northern	4,451.73	2960-66910-407275	Easter Seals Goodwill - NRM Oct - Dec Reimburse.
02/04/2013	762896	Ebms	1,745.00	6270-17520-403511	EBMS Fee Breakdown
02/04/2013	762896	Ebms	18,083.68	6270-17520-403512	EBMS Fee Breakdown
02/04/2013	762896	Ebms	42,523.76	6270-17520-403515	EBMS Fee Breakdown
02/04/2013	762896	Ebms	3,370.50	6270-17520-403515	EBMS Fee Breakdown
02/04/2013	762896	Ebms	3,488.40	6270-17520-405161	EBMS Fee Breakdown
02/04/2013	762907	Fehr & Peers	4,250.23	2400-43010-407214	invoice 84872
02/04/2013	762908	Ferguson Enterprises Inc	1,695.00	0100-14120-409291	City Hall Steam Boiler Replacement
02/04/2013	762908	Ferguson Enterprises Inc	4,370.40	5020-00000-141000	SYSTEMS PO NUM 291687
02/04/2013	762908	Ferguson Enterprises Inc	22,491.84	5020-00000-141000	SYSTEMS PO NUM 291692
02/04/2013	762917	General Contractors Construction Company Inc	18,599.13	4070-71280-409290	Renovation of the Screening Lobby for Billings Logan International Airport.

02/04/2013	762917	General Contractors Construction Company Inc	8,614.53	4070-00000-201100	Retainage Release. Renovation of the Screening Lobby for Billings Logan International Airport.
02/04/2013	762925	HDR, Inc.	1,444.41	4160-74930-409340	WO 09-19 Zone 3 East Fox Reservoir
02/04/2013	762925	HDR, Inc.	5,930.26	4160-74930-409340	WO 09-28 Wtr Treatment Plant Backup Power Phs II
02/04/2013	762925	HDR, Inc.	842.21	5030-75910-409340	WO 10-12 WTP LOW SRVC PUM P STATION #1
02/04/2013	762925	HDR, Inc.	4,244.39	5130-84910-409390	WO 10-29 WWTP WEST MECHANICAL MCC;
02/04/2013	762925	HDR, Inc.	1,696.17	5030-74910-409390	WO 11-08 WTP High Service Pump Station 2011; CO#1 08/13/12
02/04/2013	762925	HDR, Inc.	16,151.64	5120-82110-403540	WO 12-15 IWPI WWTF Plan
02/04/2013	762925	HDR, Inc.	3,090.86	5020-74000-403540	WO 12-21 WTP Chemical Bldg/Disinfection Improvements
02/04/2013	762925	HDR, Inc.	1,471.28	5130-84910-409390	WO 12-23 WWTP Headworks Backup Power & West Mechanical Room MCC-B5
02/04/2013	762925	HDR, Inc.	1,096.16	5030-74910-409390	WO 12-28 WTP Transformer Replacement
02/04/2013	762925	HDR, Inc.	5,346.30	5030-74910-409390	WO 12-44 WTP High Srvc Pump H2-3
02/04/2013	762925	HDR, Inc.	5,296.29	4160-74930-409220	WO0426 ZONE 4 RESERVOIR A ND FACILITIES
02/04/2013	762926	Heiman Fire Equipment	97,697.50	2200-22330-409460	ROSENBAUER EXT RESCUE APPARATUS & RELATED EQUIPMENT MOUNTED ON A FOUR DOOR 2014 M-2106 FREIGHTLINER CHASSIS. DELIVERED. BID OPENING 12/26/2012. CITY COUNCIL APPROVAL REC'D: 1/14/2013.
02/04/2013	762931	Ingram Library Services Inc.	-33.04	2600-55190-403227	Credit 8251598
02/04/2013	762931	Ingram Library Services Inc.	-3.59	2600-55190-403333	Credit 8251598
02/04/2013	762931	Ingram Library Services Inc.	68.69	2600-55190-403242	Inv 8577736
02/04/2013	762931	Ingram Library Services Inc.	31.88	2600-55190-403242	Inv 8304777
02/04/2013	762931	Ingram Library Services Inc.	14.97	2600-55190-403222	Inv 8577737
02/04/2013	762931	Ingram Library Services Inc.	7.99	2600-55190-403333	Inv 8577737
02/04/2013	762931	Ingram Library Services Inc.	10.77	2600-55190-403226	Inv 8304778
02/04/2013	762931	Ingram Library Services Inc.	45.72	2600-55190-403227	Inv 8577738
02/04/2013	762931	Ingram Library Services Inc.	8.99	2600-55190-403226	Inv 8304779
02/04/2013	762931	Ingram Library Services Inc.	10.02	2600-55190-403333	Inv 8304779
02/04/2013	762931	Ingram Library Services Inc.	11.97	2600-55190-403226	Inv 8577739
02/04/2013	762931	Ingram Library Services Inc.	162.62	2600-55190-403333	Inv 8577739
02/04/2013	762931	Ingram Library Services Inc.	29.71	2600-55190-403226	Inv 8304780
02/04/2013	762931	Ingram Library Services Inc.	18.56	2600-55190-403227	Inv 8304780
02/04/2013	762931	Ingram Library Services Inc.	27.47	2600-55190-403222	Inv 8577740
02/04/2013	762931	Ingram Library Services Inc.	94.58	2600-55190-403226	Inv 8577740
02/04/2013	762931	Ingram Library Services Inc.	17.02	2600-55190-403255	Inv 8577740
02/04/2013	762931	Ingram Library Services Inc.	37.72	2600-55190-403333	Inv 8577740
02/04/2013	762931	Ingram Library Services Inc.	45.21	2600-55190-403226	Inv 8304781
02/04/2013	762931	Ingram Library Services Inc.	38.70	2600-55190-403227	Inv 8304781
02/04/2013	762931	Ingram Library Services Inc.	112.43	2600-55190-403333	Inv 8577741
02/04/2013	762931	Ingram Library Services Inc.	47.40	2600-55190-403334	Inv 8577741
02/04/2013	762931	Ingram Library Services Inc.	11.99	2600-55190-403226	Inv 8304782
02/04/2013	762931	Ingram Library Services Inc.	11.00	2600-55190-403222	Inv 8577742
02/04/2013	762931	Ingram Library Services Inc.	305.39	2600-55190-403227	Inv 8577742
02/04/2013	762931	Ingram Library Services Inc.	100.05	2600-55190-403222	Inv 8304783
02/04/2013	762931	Ingram Library Services Inc.	667.92	2600-55190-403226	Inv 8304783
02/04/2013	762931	Ingram Library Services Inc.	42.44	2600-55190-403255	Inv 8304783
02/04/2013	762931	Ingram Library Services Inc.	61.95	2600-55190-403333	Inv 8304783
02/04/2013	762931	Ingram Library Services Inc.	85.14	2600-55190-403241	Inv 8577743
02/04/2013	762931	Ingram Library Services Inc.	13.19	2600-55190-403242	Inv 8577743
02/04/2013	762931	Ingram Library Services Inc.	9.71	2600-55190-403333	Inv 8327725
02/04/2013	762931	Ingram Library Services Inc.	38.49	2600-55190-403242	Inv 8584843
02/04/2013	762931	Ingram Library Services Inc.	17.97	2600-55190-403222	Inv 8327726
02/04/2013	762931	Ingram Library Services Inc.	32.45	2600-55190-403226	Inv 8584844
02/04/2013	762931	Ingram Library Services Inc.	30.00	2600-55190-403333	Inv 8327727
02/04/2013	762931	Ingram Library Services Inc.	88.54	2600-55190-403226	Inv 8584845
02/04/2013	762931	Ingram Library Services Inc.	21.24	2600-55190-403227	Inv 8584845
02/04/2013	762931	Ingram Library Services Inc.	34.95	2600-55190-403227	Inv 8327728
02/04/2013	762931	Ingram Library Services Inc.	21.21	2600-55190-403333	Inv 8584846
02/04/2013	762931	Ingram Library Services Inc.	87.94	2600-55190-403222	Inv 8327729
02/04/2013	762931	Ingram Library Services Inc.	188.73	2600-55190-403226	Inv 8327729
02/04/2013	762931	Ingram Library Services Inc.	299.70	2600-55190-403227	Inv 8327729
02/04/2013	762931	Ingram Library Services Inc.	20.94	2600-55190-403333	Inv 8327729
02/04/2013	762931	Ingram Library Services Inc.	60.62	2600-55190-403333	Inv 8584847
02/04/2013	762931	Ingram Library Services Inc.	114.17	2600-55190-403226	Inv 8327730
02/04/2013	762931	Ingram Library Services Inc.	258.80	2600-55190-403227	Inv 8327730

02/04/2013	762931	Ingram Library Services Inc.	475.11	2600-55190-403333	Inv 8327730
02/04/2013	762931	Ingram Library Services Inc.	16.51	2600-55190-403227	Inv 8584848
02/04/2013	762931	Ingram Library Services Inc.	8.53	2600-55190-403333	Inv 8327731
02/04/2013	762931	Ingram Library Services Inc.	32.33	2600-55190-403226	Inv 8584849
02/04/2013	762931	Ingram Library Services Inc.	16.47	2600-55190-403242	Inv 8454248
02/04/2013	762931	Ingram Library Services Inc.	22.00	2600-55190-403222	Inv 8584850
02/04/2013	762931	Ingram Library Services Inc.	82.56	2600-55190-403226	Inv 8584850
02/04/2013	762931	Ingram Library Services Inc.	7.79	2600-55190-403241	Inv 8454249
02/04/2013	762931	Ingram Library Services Inc.	86.16	2600-55190-403226	Inv 8584851
02/04/2013	762931	Ingram Library Services Inc.	3.51	2600-55190-403333	Inv 8584851
02/04/2013	762931	Ingram Library Services Inc.	16.52	2600-55190-403226	Inv 8454250
02/04/2013	762931	Ingram Library Services Inc.	10.00	2600-55190-403333	Inv 8584852
02/04/2013	762931	Ingram Library Services Inc.	3.59	2600-55190-403333	Inv 8454251
02/04/2013	762931	Ingram Library Services Inc.	21.97	2600-55190-403222	Inv 8584853
02/04/2013	762931	Ingram Library Services Inc.	75.22	2600-55190-403227	Inv 8584853
02/04/2013	762931	Ingram Library Services Inc.	14.37	2600-55190-403226	Inv 8454252
02/04/2013	762931	Ingram Library Services Inc.	54.83	2600-55190-403227	Inv 8454252
02/04/2013	762931	Ingram Library Services Inc.	17.40	2600-55190-403241	Inv 8584854
02/04/2013	762931	Ingram Library Services Inc.	23.15	2600-55190-403226	Inv 8454253
02/04/2013	762931	Ingram Library Services Inc.	131.28	2600-55190-403227	Inv 8454253
02/04/2013	762931	Ingram Library Services Inc.	26.63	2600-55190-403333	Inv 8454253
02/04/2013	762931	Ingram Library Services Inc.	32.98	2600-55190-403226	Inv 8584855
02/04/2013	762931	Ingram Library Services Inc.	9.00	2600-55190-403226	Inv 8454254
02/04/2013	762931	Ingram Library Services Inc.	27.46	2600-55190-403242	Inv 8584856
02/04/2013	762931	Ingram Library Services Inc.	249.80	2600-55190-403333	Inv 8454255
02/04/2013	762931	Ingram Library Services Inc.	105.53	2600-55190-403334	Inv 8454255
02/04/2013	762931	Ingram Library Services Inc.	16.47	2600-55190-403222	Inv 8584857
02/04/2013	762931	Ingram Library Services Inc.	113.74	2600-55190-403226	Inv 8584857
02/04/2013	762931	Ingram Library Services Inc.	14.72	2600-55190-403227	Inv 8584857
02/04/2013	762931	Ingram Library Services Inc.	16.49	2600-55190-403222	Inv 8454256
02/04/2013	762931	Ingram Library Services Inc.	577.55	2600-55190-403227	Inv 8454256
02/04/2013	762931	Ingram Library Services Inc.	259.95	2600-55190-403241	Inv 8454256
02/04/2013	762931	Ingram Library Services Inc.	21.22	2600-55190-403255	Inv 8454256
02/04/2013	762931	Ingram Library Services Inc.	41.28	2600-55190-403226	Inv 8584858
02/04/2013	762931	Ingram Library Services Inc.	880.61	2600-55190-403241	Inv 8454257
02/04/2013	762931	Ingram Library Services Inc.	56.63	2600-55190-403242	Inv 8454257
02/04/2013	762931	Ingram Library Services Inc.	38.48	2600-55190-403222	Inv 8584859
02/04/2013	762931	Ingram Library Services Inc.	15.90	2600-55190-403226	Inv 8584859
02/04/2013	762931	Ingram Library Services Inc.	14.75	2600-55190-403226	Inv 8584860
02/04/2013	762931	Ingram Library Services Inc.	48.77	2600-55190-403333	Inv 8584861
02/04/2013	762931	Ingram Library Services Inc.	51.13	2600-55190-403242	Inv 8584862
02/04/2013	762931	Ingram Library Services Inc.	209.95	2600-55190-403222	Inv 8607260
02/04/2013	762931	Ingram Library Services Inc.	421.20	2600-55190-403226	Inv 8607260
02/04/2013	762931	Ingram Library Services Inc.	293.43	2600-55190-403227	Inv 8607260
02/04/2013	762931	Ingram Library Services Inc.	71.17	2600-55190-403255	Inv 8607260
02/04/2013	762931	Ingram Library Services Inc.	241.29	2600-55190-403333	Inv 8607260
02/04/2013	762931	Ingram Library Services Inc.	-71.76	2600-55190-403226	Credit 8660511
02/04/2013	762931	Ingram Library Services Inc.	-16.80	2600-55190-403227	Credit 8660511
02/04/2013	762931	Ingram Library Services Inc.	30.06	2600-55190-403226	Inv 8693344
02/04/2013	762931	Ingram Library Services Inc.	38.48	2600-55190-403226	Inv 8693345
02/04/2013	762931	Ingram Library Services Inc.	19.45	2600-55190-403333	Inv 8693346
02/04/2013	762931	Ingram Library Services Inc.	14.74	2600-55190-403226	Inv 8693347
02/04/2013	762931	Ingram Library Services Inc.	8.85	2600-55190-403226	Inv 8693348
02/04/2013	762931	Ingram Library Services Inc.	22.48	2600-55190-403333	Inv 8693349
02/04/2013	762931	Ingram Library Services Inc.	50.74	2600-55190-403241	Inv 8693350
02/04/2013	762931	Ingram Library Services Inc.	28.31	2600-55190-403241	Inv 8693351
02/04/2013	762931	Ingram Library Services Inc.	15.90	2600-55190-403226	Inv 8693352
02/04/2013	762931	Ingram Library Services Inc.	5.99	2600-55190-403255	Inv 8693352
02/04/2013	762931	Ingram Library Services Inc.	9.00	2600-55190-403226	Inv 8693353
02/04/2013	762941	Knife River (JTL Group Inc.)	3,209.41	2110-31320-404520	winter traction material
02/04/2013	762942	Lake Hills Golf, LLC	38,050.64	8400-31840-403660	2013 Stormwater Improvements/Maintenance Agrment Jan 1, 2013 to Dec 31, 2013
02/04/2013	762951	Mckinstry Co Llc	7,034.67	5620-71200-409290	Invoice #46562. Airport Terminal APT - ceiling tiles
02/04/2013	762955	Montana Dakota Utilities Co	217.34	5020-74000-403440	07365822
02/04/2013	762955	Montana Dakota Utilities Co	217.34	5020-74000-403440	07365822
02/04/2013	762955	Montana Dakota Utilities Co	546.80	1500-22210-403440	07935121
02/04/2013	762955	Montana Dakota Utilities Co	284.97	5610-71190-403440	379131 01. January 2013 Detail Bay 2 National/Alamo
02/04/2013	762955	Montana Dakota Utilities Co	2,495.53	5610-71130-403440	07385922
02/04/2013	762955	Montana Dakota Utilities Co	690.81	5410-31230-403440	08073321
02/04/2013	762955	Montana Dakota Utilities Co	208.63	5610-71190-403440	379129 01. January 2013 Detail Bay 4 Avis/Budget
02/04/2013	762955	Montana Dakota Utilities Co	6,940.58	5120-84000-403440	07555321

02/04/2013	762955	Montana Dakota Utilities Co	13,881.17	5120-84000-403440	07555321
02/04/2013	762955	Montana Dakota Utilities Co	6,940.58	5120-84000-403440	07555321
02/04/2013	762955	Montana Dakota Utilities Co	3,923.00	5020-74000-403440	08156221
02/04/2013	762955	Montana Dakota Utilities Co	55.57	5020-74000-403440	08156322
02/04/2013	762955	Montana Dakota Utilities Co	55.58	5020-74000-403440	08156322
02/04/2013	762955	Montana Dakota Utilities Co	23.83	5120-85000-403440	35059801
02/04/2013	762955	Montana Dakota Utilities Co	356.83	5020-74000-403440	08156421
02/04/2013	762955	Montana Dakota Utilities Co	761.84	1500-22210-403440	35322001
02/04/2013	762955	Montana Dakota Utilities Co	22.05	5020-74000-403440	08156521
02/04/2013	762955	Montana Dakota Utilities Co	1,314.70	5020-74000-403440	08156621
02/04/2013	762955	Montana Dakota Utilities Co	279.65	5020-74000-403440	08156721
02/04/2013	762955	Montana Dakota Utilities Co	42.80	5020-74000-403440	08156821
02/04/2013	762955	Montana Dakota Utilities Co	409.86	5020-74000-403440	08156922
02/04/2013	762955	Montana Dakota Utilities Co	1,245.84	5020-73140-403440	08157021
02/04/2013	762955	Montana Dakota Utilities Co	415.29	5120-83140-403440	08157021
02/04/2013	762955	Montana Dakota Utilities Co	1,041.27	5020-73140-403440	08157121
02/04/2013	762955	Montana Dakota Utilities Co	347.09	5120-83140-403440	08157121
02/04/2013	762955	Montana Dakota Utilities Co	86.40	5020-74000-403440	08157221
02/04/2013	762955	Montana Dakota Utilities Co	30.43	5020-74000-403440	08157322
02/04/2013	762955	Montana Dakota Utilities Co	133.45	0100-51410-403440	08543421
02/04/2013	762955	Montana Dakota Utilities Co	483.18	0100-51410-403440	08543521
02/04/2013	762955	Montana Dakota Utilities Co	148.54	5020-74000-403440	08683522
02/04/2013	762955	Montana Dakota Utilities Co	102.68	0100-51120-403440	08767921
02/04/2013	762955	Montana Dakota Utilities Co	107.03	5020-74000-403440	31563202
02/04/2013	762955	Montana Dakota Utilities Co	104.07	5020-74000-403440	31563302
02/04/2013	762955	Montana Dakota Utilities Co	87.64	5020-74000-403440	31753602
02/04/2013	762955	Montana Dakota Utilities Co	3,127.51	6500-15660-403440	32577402
02/04/2013	762955	Montana Dakota Utilities Co	387.74	6500-15660-403440	32629302
02/04/2013	762955	Montana Dakota Utilities Co	1,102.20	6500-15660-403440	32708002
02/04/2013	762955	Montana Dakota Utilities Co	7,836.08	6500-15660-403440	32781001
02/04/2013	762955	Montana Dakota Utilities Co	22.05	0100-51260-403440	34329601
02/04/2013	762955	Montana Dakota Utilities Co	26.76	5120-85000-403440	36738301
02/04/2013	762957	Morrison Maierle Inc	0.00	4050-71250-409695	STORM WATER MASTER PLAN - PFC
02/04/2013	762957	Morrison Maierle Inc	6,407.78	4070-71280-403590	STORM WATER MASTER PLAN - PFC
02/04/2013	762957	Morrison Maierle Inc	6,668.13	2100-51510-409390	WO 11-10 25th Street Pedestrian Bridge
02/04/2013	762957	Morrison Maierle Inc	1,768.18	5020-72110-403540	WO 12-16 IWPI Water Distribution System Study
02/04/2013	762957	Morrison Maierle Inc	60,011.61	4210-85930-409340	WO1205 5-Mile Creek Lift Station;
02/04/2013	762957	Morrison Maierle Inc	1,033.57	2360-43700-409370	WO 11-10 25th Street Pedestrian Bridge
02/04/2013	762961	Moulton Bellingham PC	9,496.56	0100-16110-403560	Invoice Nos. 101776; 102029; 102030; and 101738; Total: 9496.56
02/04/2013	762962	MPERA	5,160.74	0100-51120-401450	Duncan Certification of Compensation & Hours
02/04/2013	762964	National Flood Insurance Program	4,400.00	8450-31860-409310	WO 09-12 Inner Belt Loop
02/04/2013	762967	Northern Industrial Hygiene, Inc.	3,130.00	2030-15130-409224	Asbestos abatement design and consultation services for the Empire Garage.
02/04/2013	762970	NorthWestern Energy	30,673.32	5610-71120-403410	0100482-9. January 2013 Airport Main Vault
02/04/2013	762970	NorthWestern Energy	6,548.13	6500-15670-403410	01005073
02/04/2013	762970	NorthWestern Energy	719.65	1500-22210-403410	07125370
02/04/2013	762970	NorthWestern Energy	7.30	0100-51120-403410	08317026
02/04/2013	762970	NorthWestern Energy	1,791.93	5020-74000-403410	3116 17th St West
02/04/2013	762970	NorthWestern Energy	272.79	5020-74000-403410	401 Rimrock Rd
02/04/2013	762970	NorthWestern Energy	2,514.89	5020-74000-403410	903 Avenue C
02/04/2013	762970	NorthWestern Energy	7,666.95	2600-55120-403410	Electric Usage
02/04/2013	762970	NorthWestern Energy	305.07	6600-31100-403410	electricity
02/04/2013	762970	NorthWestern Energy	457.60	6700-31410-403410	electricity
02/04/2013	762970	NorthWestern Energy	2,884.20	1500-22210-403410	FIRE1: 0100476-1 - ELECTRICAL SERVICE CHARGES - FY2013 - 2305 8TH AVENUE NORTH
02/04/2013	762970	NorthWestern Energy	35.32	2660-67730-409200	NSP-CONWAY-ELECTRIC-DEC
02/04/2013	762970	NorthWestern Energy	93.70	0100-51220-403410	07126832
02/04/2013	762970	NorthWestern Energy	714.98	5210-15950-403410	07208291
02/04/2013	762970	NorthWestern Energy	1,791.92	5020-74000-403410	3116 17th St West
02/04/2013	762970	NorthWestern Energy	23.52	5710-71480-403410	07127640
02/04/2013	762970	NorthWestern Energy	3,922.23	5210-15920-403410	07208341
02/04/2013	762970	NorthWestern Energy	342.44	1500-22210-403410	07208408
02/04/2013	762972	Old Town Works	20,000.00	2030-15130-403547	facade & improvement project
02/04/2013	762978	Qwest Communications	29.86	5610-71100-403450	Qwest 406-245-1044 Airport Terminal Power M
02/04/2013	762978	Qwest Communications	45.73	5710-71470-403450	Qwest 406-245-1789 Transit STS
02/04/2013	762978	Qwest Communications	54.48	5410-31230-403450	Qwest 406-245-7193 Solid Waste Landfill
02/04/2013	762978	Qwest Communications	94.55	5410-31230-403450	Qwest 406-245-9820 Solid Waste Landfill
02/04/2013	762978	Qwest Communications	29.86	2110-31320-403450	Qwest 406-245-9906 PW Traffic Signal 4th 27
02/04/2013	762978	Qwest Communications	44.48	5610-71100-403450	Qwest 406-248-3068 Airport Ind Park Gate 9
02/04/2013	762978	Qwest Communications	88.96	5610-71100-403450	Qwest 406-252-9412 Airport
02/04/2013	762978	Qwest Communications	45.73	5710-71410-403450	Qwest 406-254-7038 MET Transit

02/04/2013	762978	Qwest Communications	7,291.91	2250-22320-403450	Qwest 406-255-9700 E911
02/04/2013	762978	Qwest Communications	44.48	0100-51400-403450	Qwest 406-652-0269 Cemetery FAX Line
02/04/2013	762978	Qwest Communications	44.86	0100-51120-403450	Qwest 406-652-5507 Parks
02/04/2013	762978	Qwest Communications	30.69	2110-31320-403450	Qwest 406-652-8104 PW Traffice Signal 24 Central
02/04/2013	762978	Qwest Communications	33.73	0100-51210-403450	Qwest 406-652-8403 Stewart Park Batting Cages
02/04/2013	762978	Qwest Communications	44.48	1500-22250-403450	Qwest 406-655-0728 Fire Maintenance Shop
02/04/2013	762978	Qwest Communications	29.86	0100-51120-403450	Qwest 406-657-3014 Parks 3890 Stillwater
02/04/2013	762978	Qwest Communications	3,309.63	6060-19310-403450	Qwest 406-657-8377 Main System Centrex
02/04/2013	762978	Qwest Communications	64.47	6060-19310-403450	Qwest 406-248-9124 Met Measured Lines 406-248-9124 406-248-9179
02/04/2013	762978	Qwest Communications	61.38	6060-19310-403450	Qwest 406-248-3329 Airport Measured Lines 406-248-3329 406-248-9989
02/04/2013	762978	Qwest Communications	92.58	6060-19310-403450	Qwest 406-657-3009 PUD Measured Lines 406-657-3009 406-247-8579
02/04/2013	762978	Qwest Communications	29.92	1500-21110-403450	Qwest 406-245-6600 Crime Prevention Alarm
02/04/2013	762978	Qwest Communications	30.23	6060-19310-403450	Qwest 406-657-3054 Park 1 Elevator Phone
02/04/2013	762978	Qwest Communications	62.72	6060-19310-403450	Qwest BOC Measured Lines 406-252-3774 406-252-3789
02/04/2013	762984	Riverstone Health	19,980.00	0100-15110-321611	March - December 2012 business license health inspection fees.
02/04/2013	762985	RKI Instruments Inc	3,094.55	5120-84000-402450	Sensor/transmitter
02/04/2013	762990	Sanderson Stewart	5,181.80	5030-75910-409340	WO 12-01 2012 Water & Sewer Replacement Sch 1
02/04/2013	762996	Solid Waste Systems Inc	288.72	5410-31220-402320	59490
02/04/2013	762996	Solid Waste Systems Inc	852.17	5410-31220-402320	59914
02/04/2013	762996	Solid Waste Systems Inc	573.39	6010-00000-141000	60730 PO NUM 291726
02/04/2013	762996	Solid Waste Systems Inc	13.23	5410-31220-402320	59490
02/04/2013	762996	Solid Waste Systems Inc	1,920.82	5410-31220-402320	59914
02/04/2013	762996	Solid Waste Systems Inc	358.15	5410-31220-402320	59965
02/04/2013	762996	Solid Waste Systems Inc	47.08	5410-31220-402320	60572
02/04/2013	762996	Solid Waste Systems Inc	360.85	5410-31220-402320	59964
02/04/2013	762996	Solid Waste Systems Inc	10.67	5410-31220-402320	60572
02/04/2013	762996	Solid Waste Systems Inc	226.72	5410-31220-402320	59462
02/04/2013	762996	Solid Waste Systems Inc	69.39	5410-31220-402320	60574
02/04/2013	762996	Solid Waste Systems Inc	30.74	5410-31220-402320	59462
02/04/2013	762996	Solid Waste Systems Inc	30.66	5410-31220-402320	60574
02/04/2013	762996	Solid Waste Systems Inc	-205.05	5410-31220-402320	59555
02/04/2013	762996	Solid Waste Systems Inc	134.28	5410-31220-402320	60593
02/04/2013	762996	Solid Waste Systems Inc	-1,294.08	5410-31220-402320	59553
02/04/2013	762996	Solid Waste Systems Inc	18.10	5410-31220-402320	60593
02/04/2013	762996	Solid Waste Systems Inc	-376.75	5410-31220-402320	59554
02/04/2013	762996	Solid Waste Systems Inc	13.89	6010-15530-402650	60730
02/04/2013	762996	Solid Waste Systems Inc	134.00	5410-31220-402320	60900
02/04/2013	762996	Solid Waste Systems Inc	23.11	5410-31220-402320	60900
02/04/2013	762998	Stockman Bank Of Montana	50,000.00	2030-15130-403547	Stockman Bank Development Agreement
02/04/2013	762999	Sundown Security	1,379.50	5610-71100-403581	Invoice 40035. Skycap services 1/11/13-1/17/13
02/04/2013	762999	Sundown Security	666.67	5210-15910-403970	Jan 1-31. Patrol of City Parking Garages I,II,III.
02/04/2013	762999	Sundown Security	666.67	5210-15920-403970	Jan 1-31. Patrol of City Parking Garages I,II,III.
02/04/2013	762999	Sundown Security	666.66	5210-15930-403970	Jan 1-31. Patrol of City Parking Garages I,II,III.
02/04/2013	762999	Sundown Security	184.00	0100-15120-403590	pick up from depot and pud, deliver to city hall
02/04/2013	762999	Sundown Security	136.80	5020-73110-403962	pick up from depot and pud, deliver to city hall
02/04/2013	762999	Sundown Security	91.20	5120-83110-403962	pick up from depot and pud, deliver to city hall
02/04/2013	762999	Sundown Security	213.50	6600-31100-403590	pick up from depot and pud, deliver to city hall
02/04/2013	762999	Sundown Security	363.00	0100-15120-403590	pick up and deliver mail boxes 1819 & 1178
02/04/2013	763000	Sunset Excavation	4,200.00	5050-75150-403671	1123 North 23
02/04/2013	763000	Sunset Excavation	14,305.50	5050-75150-403671	WATER REPAIR LIST
02/04/2013	763003	Tetra Tech, Inc.	3,007.25	5410-31230-403590	year 2 of contract for landfill monitoring
02/04/2013	763006	Town & Country Supply Association	5,551.80	6010-00000-141714	105082 PO NUM 291723
02/04/2013	763006	Town & Country Supply Association	11,047.76	6010-00000-141000	105091 PO NUM 291715
02/04/2013	763006	Town & Country Supply Association	577.89	5120-84000-402310	fuel
02/04/2013	763006	Town & Country Supply Association	9,699.80	5610-71130-402310	Invoice #106360. Diesel fuel - bulk purchase for snow removal
02/04/2013	763006	Town & Country Supply Association	19,348.01	6010-00000-141714	106365 PO NUM 291723
02/04/2013	763008	Valmont Industries Inc	5,806.00	2110-00000-141318	STREET LIGHTS PO NUM 291628
02/04/2013	763009	Verizon Wireless	532.89	5610-71100-403450	Airport
02/04/2013	763009	Verizon Wireless	200.05	1500-21700-403450	Animal Shelter MDT
02/04/2013	763009	Verizon Wireless	145.47	1500-21700-403450	Animal Shelter
02/04/2013	763009	Verizon Wireless	466.53	7170-21660-403450	CCSIU Cell/PTT
02/04/2013	763009	Verizon Wireless	86.02	7170-21660-403450	CCSIU
02/04/2013	763009	Verizon Wireless	40.01	7170-21660-403450	CCSIU Air Card
02/04/2013	763009	Verizon Wireless	80.02	7170-21660-403450	CCSIU RAVEN

02/04/2013	763009	Verizon Wireless	49.08	0100-16110-403450	Legal
02/04/2013	763009	Verizon Wireless	52.38	1500-22250-403450	Comm Center 911
02/04/2013	763009	Verizon Wireless	40.01	1500-22210-403450	Fire MIFI
02/04/2013	763009	Verizon Wireless	64.83	6500-15650-403450	Facilities BOC Plus 70% of 406-672-3027
02/04/2013	763009	Verizon Wireless	600.21	1500-22210-403450	Fire MDT
02/04/2013	763009	Verizon Wireless	84.09	6500-15670-403450	Facilities City Hall Plus 30% of 406-672-3027
02/04/2013	763009	Verizon Wireless	120.03	6200-19110-403450	ITD Air Card & MIFI
02/04/2013	763009	Verizon Wireless	89.68	0100-15120-403450	Finance Pat Weber
02/04/2013	763009	Verizon Wireless	120.05	2600-55170-403450	Library Outreach Air Cards
02/04/2013	763009	Verizon Wireless	848.74	1500-22210-403450	Fire Department
02/04/2013	763009	Verizon Wireless	3,563.03	1500-21110-403450	Police MDT Toughbook
02/04/2013	763009	Verizon Wireless	74.00	0100-17500-403450	Human Resources
02/04/2013	763009	Verizon Wireless	40.01	1500-21110-403450	Police ICAC
02/04/2013	763009	Verizon Wireless	13.09	6200-19130-403450	ITD GIS
02/04/2013	763009	Verizon Wireless	154.71	1500-21110-403450	Police US Marshall MDT
02/04/2013	763009	Verizon Wireless	26.22	6200-19110-403450	ITD
02/04/2013	763009	Verizon Wireless	40.01	0100-51120-403450	Parks PMD Air Card
02/04/2013	763009	Verizon Wireless	240.06	2090-44510-403450	Building Air Cards
02/04/2013	763009	Verizon Wireless	26.18	2600-55170-403450	Library Outreach
02/04/2013	763009	Verizon Wireless	40.01	6700-31410-403450	Engineering Air Card
02/04/2013	763009	Verizon Wireless	160.04	2600-55120-403450	Library
02/04/2013	763009	Verizon Wireless	42.76	0100-11000-403450	Mayor
02/04/2013	763009	Verizon Wireless	18.02	5020-75000-403450	PUD Air Card 60% 5020 75000 403450 PUD Air Card 40% 5120 85000 403450
02/04/2013	763009	Verizon Wireless	12.00	5120-85000-403450	PUD Air Card 60% 5020 75000 403450 PUD Air Card 40% 5120 85000 403450
02/04/2013	763009	Verizon Wireless	80.02	0100-43210-403450	Code Enforcement Air Cards
02/04/2013	763009	Verizon Wireless	65.46	6010-15500-403450	Motor Pool
02/04/2013	763009	Verizon Wireless	40.01	0100-13130-403450	City Administration 406-839-4295 Bruce McCandless
02/04/2013	763009	Verizon Wireless	255.94	0100-12200-403450	Drug Court
02/04/2013	763009	Verizon Wireless	450.30	5710-71470-403160	Met Transit Tablets (15 @ 329.99) Monthly Charges
02/04/2013	763009	Verizon Wireless	234.81	0100-12120-403450	Municipal Court Judge
02/04/2013	763009	Verizon Wireless	40.01	2200-22330-402410	Fire HAZMAT MDT
02/04/2013	763009	Verizon Wireless	13.09	2400-43010-403450	Planning
02/04/2013	763009	Verizon Wireless	2,890.36	1500-21110-403450	Police
02/04/2013	763009	Verizon Wireless	90.46	2510-21870-403450	Police Forensic 406-794-6880 406-698-7323
02/04/2013	763009	Verizon Wireless	359.14	1500-21110-403450	Police Resource Officers
02/04/2013	763009	Verizon Wireless	22.95	2490-21960-403450	Police DV 406-698-1391
02/04/2013	763009	Verizon Wireless	47.20	5210-15210-403450	Parking
02/04/2013	763009	Verizon Wireless	71.30	0100-51100-403450	PRPL Admin
02/04/2013	763009	Verizon Wireless	127.03	0100-51210-403450	PRPL Recreation
02/04/2013	763009	Verizon Wireless	73.95	0100-51400-403450	Cemetery
02/04/2013	763009	Verizon Wireless	43.82	0100-51120-403450	Parks PMD
02/04/2013	763009	Verizon Wireless	1,003.03	0100-51120-403450	Parks
02/04/2013	763009	Verizon Wireless	218.99	0100-51120-403450	Parks Irrigation
02/04/2013	763009	Verizon Wireless	68.19	6600-31100-403450	Public Works Admin
02/04/2013	763009	Verizon Wireless	114.19	2090-44510-403450	Building
02/04/2013	763009	Verizon Wireless	379.92	6700-31410-403450	Engineering
02/04/2013	763009	Verizon Wireless	57.01	5410-31210-403450	Solid Waste
02/04/2013	763009	Verizon Wireless	326.32	2110-31320-403450	Streets
02/04/2013	763009	Verizon Wireless	79.57	5410-31230-403450	Solid Waste On Call
02/04/2013	763009	Verizon Wireless	458.81	5020-75000-403450	Distribution & Collection 60% 5020-75000-403450 Distribution & Collection 40\$ 5120-85000-403450
02/04/2013	763009	Verizon Wireless	305.86	5120-85000-403450	Distribution & Collection 60% 5020-75000-403450 Distribution & Collection 40\$ 5120-85000-403450
02/04/2013	763009	Verizon Wireless	38.63	6600-31100-403450	PUD Environmental 406-850-2750
02/04/2013	763009	Verizon Wireless	792.99	5020-74000-403450	Water Treatment PWBelknap-WT
02/04/2013	763009	Verizon Wireless	442.74	5020-73120-403450	PWBLKNP MTRSHOP
02/04/2013	763009	Verizon Wireless	69.57	5020-73110-403450	Belknap Office 60% 5020-73110-403450 Belknap Office 40\$ 5120-83110-403450
02/04/2013	763009	Verizon Wireless	46.38	5120-83110-403450	Belknap Office 60% 5020-73110-403450 Belknap Office 40\$ 5120-83110-403450
02/04/2013	763009	Verizon Wireless	86.92	5020-73140-403450	PWBLKNP STORES 75% 5020-73140-403450 PWBLKNP STORES 25% 5120-83140-403450

02/04/2013	763009	Verizon Wireless	28.97	5120-83140-403450	PWBLKNP STORES 75% 5020-73140-403450 PWBLKNP STORES 25% 5120-83140-403450
02/04/2013	763009	Verizon Wireless	1,071.80	5120-84000-403450	Wastewater Treatment Plant
02/04/2013	763009	Verizon Wireless	23.59	6060-19310-403450	TeleComm Manager
02/04/2013	763009	Verizon Wireless	92.49	5710-71420-403160	On Call MET
02/04/2013	763009	Verizon Wireless	37.06	5710-71410-403450	MET Transit
02/04/2013	763009	Verizon Wireless	91.10	0100-43210-403450	Code Enforcement
02/04/2013	763009	Verizon Wireless	179.24	5710-71470-403160	MET Transit AVL Account 770599076-00001
02/04/2013	763009	Verizon Wireless	512.70	0100-51120-403450	Parks Seasonal
02/04/2013	763011	West Coast Sales & Marketing	2,683.25	5610-71130-403653	Invoice #20275D. Airfield lighting supplies. Replacement for Taxiway A problems.
02/04/2013	763011	West Coast Sales & Marketing	2,692.40	5610-71130-403653	Invoice #20271. Bulk purchase of airfield lighting cable - Replacement for Taxiway A-East
02/04/2013	763014	WW Goetsch Associates, Inc.	2,755.12	5020-00000-141000	WASTEWATER PARTS & SUPPLY PO NUM 291662
02/04/2013	763016	Yellowstone County Sheriffs	5,500.00	2550-21420-407910	1/2 Reimbursement of Purchase of Evidence Information for the HIDTA Grant. Confidential receipts kept on file at the Police Department for Review.
02/04/2013	763016	Yellowstone County Sheriffs	200.00	1500-21400-402270	4th Qtr 2012 Range Fees for Firearms Training
02/04/2013	763016	Yellowstone County Sheriffs	3,298.44	2550-21420-401220	Overtime Reimbursement for HIDTA for quarter ended 12/31/12. Korb & Charbonneau.
02/04/2013	763016	Yellowstone County Sheriffs	75.00	1500-21150-403822	4th Qtr 2012 Range Fees for SWAT Training

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Payment of Claims February 11, 2013.

PRESENTED BY: Pat M. Weber, Finance Director

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$784,036.88 have been audited and are presented for your approval for payment. A complete listing of the claims dated February 11, 2013 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 grater than \$2500.

AP Report >\$2500 for 2/11/2013

Check Date	Check	Name	Amount	Account	Item Desc
02/11/2013	763025	Action Electric	3,405.60	5130-84910-409390	WO 10-29 WWTP WEST MECHANICAL MCC
02/11/2013	763025	Action Electric	87,081.85	5130-84910-409390	WO 10-29 WWTP WEST MECHANICAL MCC
02/11/2013	763026	Active Transportation Alternatives	5,667.00	2400-43010-403560	alt modes coordinator jan 2013
02/11/2013	763028	Alberta Bair Theater	4,266.00	7860-15140-407278	Cultural & Aesthetic Trust Grant 1636
02/11/2013	763034	American Title & Escrow	10,000.00	2810-65810-407277	FTHB Virginia Bellew 3851 King's Green Drive
02/11/2013	763035	American Title & Escrow	10,000.00	2980-66800-407275	FTHB Julie Christensen 643 Burlington Avenue
02/11/2013	763046	Associated Employers Of Montana	3,974.00	0100-17500-403560	AAP Preparation Inv. 13-60817
02/11/2013	763048	Batteries Plus Of Billings	99.96	5120-84000-402360	AFT lights
02/11/2013	763048	Batteries Plus Of Billings	4,104.00	5020-74000-402360	UPS Batteries
02/11/2013	763048	Batteries Plus Of Billings	33.95	5020-75000-402410	250W mod sine wave invert
02/11/2013	763048	Batteries Plus Of Billings	122.95	5020-74000-402360	Batteries for ER light and boxcar panel
02/11/2013	763048	Batteries Plus Of Billings	68.97	5020-74000-402360	Batteries
02/11/2013	763048	Batteries Plus Of Billings	844.00	6010-00000-141714	253-267237 PO NUM 291821
02/11/2013	763064	Brenntag Pacific Inc	4,890.76	2110-31320-404721	ice slicer
02/11/2013	763064	Brenntag Pacific Inc	4,856.76	2110-31320-404721	ice slicer
02/11/2013	763065	Bright & Beautiful	5,000.00	5410-31210-407390	yearly funding
02/11/2013	763065	Bright & Beautiful	5,000.00	8020-31810-407390	yearly funding
02/11/2013	763079	County Water District Of Billings Heights	0.00	1500-22210-403420	FIRE 6: WATER SERVICE (SUMMER)
02/11/2013	763079	County Water District Of Billings Heights	67.57	1500-22210-403420	FIRE 6: WATER SERVICE (FALL,WINTER,SPRING MONTHS)
02/11/2013	763079	County Water District Of Billings Heights	19,719.36	8050-15700-405350	fire hydrant rentals
02/11/2013	763079	County Water District Of Billings Heights	173.99	5120-85000-403420	1840 St Andrews
02/11/2013	763079	County Water District Of Billings Heights	16.95	2660-67730-409200	NSP-CONWAY-CNTY WATER-JAN
02/11/2013	763081	Custom Computer Technologies Inc	9,782.94	2510-21270-403560	Rebuild forensic workstation to the equivalent of a new workstation. Upgrade motherboard, memory, processors, RAID adapter, hard drives, solid state drives, etc.
02/11/2013	763083	Denny Menholt Frontier Chevrolet	115.30	0100-51120-402320	789212
02/11/2013	763083	Denny Menholt Frontier Chevrolet	45.80	6700-31410-402320	789316
02/11/2013	763083	Denny Menholt Frontier Chevrolet	46.86	6200-19110-402320	789445
02/11/2013	763083	Denny Menholt Frontier Chevrolet	77.53	5210-15230-402320	789562
02/11/2013	763083	Denny Menholt Frontier Chevrolet	275.00	5020-74000-402320	789698
02/11/2013	763083	Denny Menholt Frontier Chevrolet	15.00	5020-74000-402320	789698
02/11/2013	763083	Denny Menholt Frontier Chevrolet	26,507.96	5410-31220-409420	one new current model 2013 full size 1/2 ton 4x4, 4 door crew cab pickup-replaced unit #0018
02/11/2013	763083	Denny Menholt Frontier Chevrolet	22,533.27	5410-31230-409410	one new current model 2013 3/4 ton 4 x 4 regular cab pick up replacing unit #0019;CO#1 11/27/12
02/11/2013	763083	Denny Menholt Frontier Chevrolet	417.50	1500-21120-402320	792946
02/11/2013	763083	Denny Menholt Frontier Chevrolet	-50.00	1500-21120-402320	792946CM
02/11/2013	763083	Denny Menholt Frontier Chevrolet	43,901.36	6400-21720-409440	(2) 2013 New 3/4 Ton Ext Cab 4x4 pickups. Exterior Color is Summit White & Interior is Vinyl.
02/11/2013	763083	Denny Menholt Frontier Chevrolet	38,357.56	6400-21650-409440	(3) New 2013 Current Model Four Door Mid-Size Sedans. Exterior Colors are #1 Taupe Gray Metallic, #2 Black, #3 Atlantis Blue Metallic. Interior color is Jet Black.
02/11/2013	763087	Dowl Hkm	8,054.32	5030-75910-409340	WO 13-01 2013 Sanitary Sewer & Water Replacement
02/11/2013	763087	Dowl Hkm	31,563.56	5130-85910-409340	WO 13-01 2013 Sanitary Sewer & Water Replacement
02/11/2013	763089	Downtown Billings BID, Inc.	3,496.00	8720-51980-403990	Business Improve Dist inv#206 012113 6626.00
02/11/2013	763089	Downtown Billings BID, Inc.	3,130.00	8720-51980-403990	Business Improve Dist inv#206 012113 6626.00
02/11/2013	763101	Energy Laboratories Inc	3,540.00	5120-82110-403590	composite testing
02/11/2013	763108	Ferguson Enterprises Inc	22,491.84	5020-00000-141000	SYSTEMS PO NUM 291736
02/11/2013	763123	HDR, Inc.	4,470.17	5120-82110-403540	Wastewater Discharge Permit
02/11/2013	763127	High Point Networks LLC	3,525.00	6200-19110-403452	(1) SonicWall SRA 4200 Service Bundle with WAF (3 yr) Support (3 year, 24x7) and 25 Usr
02/11/2013	763127	High Point Networks LLC	382.00	6200-19110-403452	(1) SonicWALL SRA 4200 Add 10 User
02/11/2013	763128	Homeword, Inc.	9,695.00	2890-65810-407223	Homeword CHDO Pheasant Home Pre-development loan reimbursement request #4
02/11/2013	763130	laff	4,361.90	9000-00000-209920	Payroll Summary less John Ruddock dues \$41.15
02/11/2013	763131	IBM Corporation	999.00	5020-73110-403630	IBM Maintenance 1 year PUD SN 13KOYOR
02/11/2013	763131	IBM Corporation	666.00	5120-83110-403630	IBM Maintenance 1 year PUD SN 13KOYOR
02/11/2013	763131	IBM Corporation	473.00	0100-51210-403665	IBM Maintenance 1 year PRPL S/N KQXZZW8

02/11/2013	763131	IBM Corporation	504.00	1500-21500-402925	IBM Maintenance 1 year Police S/N 13KOPMA
02/11/2013	763131	IBM Corporation	630.00	1500-21500-402925	IBM Maintenance 1 year Police S/N KQWМКW9
02/11/2013	763131	IBM Corporation	147.00	6060-19310-403450	IBM Maintenance 1 year Phone S/N KQBБXХG
02/11/2013	763131	IBM Corporation	504.00	6200-19110-405370	IBM Maintenance 1 year IT S/N 13K0PF5
02/11/2013	763131	IBM Corporation	709.00	6200-19110-405370	IBM Maintenance 1 year IT S/N KQWKTR0
02/11/2013	763131	IBM Corporation	147.00	6200-19110-405370	IBM Maintenance 1 year IT S/N KQCZNGW
02/11/2013	763131	IBM Corporation	284.00	6200-19110-405370	IBM Maintenance 1 year IT S/N 06BM240
02/11/2013	763131	IBM Corporation	284.00	6200-19110-405370	IBM Maintenance 1 year IT S/N 06BP834
02/11/2013	763131	IBM Corporation	322.00	6200-19110-405370	IBM Maintenance 1 year IT S/N KQBZWT
02/11/2013	763136	Ingram Library Services Inc.	8.99	2600-55190-403226	Inv 8719413
02/11/2013	763136	Ingram Library Services Inc.	10.02	2600-55190-403333	Inv 8719414
02/11/2013	763136	Ingram Library Services Inc.	20.97	2600-55190-403222	Inv 8719415
02/11/2013	763136	Ingram Library Services Inc.	48.35	2600-55190-403226	Inv 8719415
02/11/2013	763136	Ingram Library Services Inc.	590.49	2600-55190-403227	Inv 8719415
02/11/2013	763136	Ingram Library Services Inc.	46.58	2600-55190-403226	Inv 8801187
02/11/2013	763136	Ingram Library Services Inc.	30.06	2600-55190-403226	Inv 8801188
02/11/2013	763136	Ingram Library Services Inc.	11.78	2600-55190-403333	Inv 8801189
02/11/2013	763136	Ingram Library Services Inc.	16.51	2600-55190-403227	Inv 8801190
02/11/2013	763136	Ingram Library Services Inc.	126.18	2600-55190-403226	Inv 8801191
02/11/2013	763136	Ingram Library Services Inc.	118.31	2600-55190-403226	Inv 8801192
02/11/2013	763136	Ingram Library Services Inc.	50.35	2600-55190-403333	Inv 8801193
02/11/2013	763136	Ingram Library Services Inc.	33.77	2600-55190-403227	Inv 8801194
02/11/2013	763136	Ingram Library Services Inc.	10.00	2600-55190-403255	Inv 8801194
02/11/2013	763136	Ingram Library Services Inc.	14.72	2600-55190-403241	Inv 8801195
02/11/2013	763136	Ingram Library Services Inc.	41.24	2600-55190-403242	Inv 8801196
02/11/2013	763136	Ingram Library Services Inc.	52.50	2600-55190-403226	Inv 8801197
02/11/2013	763136	Ingram Library Services Inc.	21.80	2600-55190-403227	Inv 8801197
02/11/2013	763136	Ingram Library Services Inc.	5.97	2600-55190-403255	Inv 8801197
02/11/2013	763136	Ingram Library Services Inc.	4.79	2600-55190-403333	Inv 8801197
02/11/2013	763136	Ingram Library Services Inc.	16.49	2600-55190-403222	Inv 8801198
02/11/2013	763136	Ingram Library Services Inc.	15.57	2600-55190-403227	Inv 8801198
02/11/2013	763136	Ingram Library Services Inc.	494.95	2600-55190-403226	Inv 8801199
02/11/2013	763136	Ingram Library Services Inc.	622.76	2600-55190-403227	Inv 8801199
02/11/2013	763136	Ingram Library Services Inc.	771.82	2600-55190-403333	Inv 8801200
02/11/2013	763136	Ingram Library Services Inc.	29.95	2600-55110-407930	Inv 8801201
02/11/2013	763137	Integrated Information Solutions Inc.	1,984.00	6200-19110-405370	Annual 1 year Hardware Maintenance 8203-E4A SN/41EEE
02/11/2013	763137	Integrated Information Solutions Inc.	7,699.00	6200-19110-405370	Annual 1 year Software Maintenance 8203-E4A S/N 41EEE (a two processor box)
02/11/2013	763140	Interstate Power Systems, Inc.	269.94	6010-00000-141714	C007024709.01 PO NUM 291755
02/11/2013	763140	Interstate Power Systems, Inc.	624.44	6010-00000-141714	C007024709.02 PO NUM 291755
02/11/2013	763140	Interstate Power Systems, Inc.	102.80	6010-00000-141714	C007023016.01 PO NUM 291804
02/11/2013	763140	Interstate Power Systems, Inc.	11.70	6010-00000-141714	C007025252.01 PO NUM 291804
02/11/2013	763140	Interstate Power Systems, Inc.	11.70	6010-00000-141714	C007025252.02 PO NUM 291804
02/11/2013	763140	Interstate Power Systems, Inc.	81.60	5710-71440-402320	C007023016.01
02/11/2013	763140	Interstate Power Systems, Inc.	20.16	2110-31320-402320	C007025065.01
02/11/2013	763140	Interstate Power Systems, Inc.	123.40	5410-31220-402320	C007025085.01
02/11/2013	763140	Interstate Power Systems, Inc.	1,358.29	5410-31230-402320	C007025387.01
02/11/2013	763140	Interstate Power Systems, Inc.	67.83	5020-75000-402320	C007025431.01
02/11/2013	763140	Interstate Power Systems, Inc.	67.78	5410-31220-402320	C00725263.01
02/11/2013	763140	Interstate Power Systems, Inc.	8,279.87	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/11/2013	763145	John's Home & Yard Service	1,525.00	5210-15240-403990	Snow removal contract-city garages, city lots. #49902 1/11/13,#49999 1/12/13, #50073 1/17/13, #50130 1/31/13.
02/11/2013	763145	John's Home & Yard Service	255.00	5210-15910-403990	Snow removal contract-city garages, city lots. #49902 1/11/13,#49999 1/12/13, #50073 1/17/13, #50130 1/31/13.
02/11/2013	763145	John's Home & Yard Service	450.00	5210-15920-403990	Snow removal contract-city garages, city lots. #49902 1/11/13,#49999 1/12/13, #50073 1/17/13, #50130 1/31/13.
02/11/2013	763145	John's Home & Yard Service	330.00	5210-15930-403990	Snow removal contract-city garages, city lots. #49902 1/11/13,#49999 1/12/13, #50073 1/17/13, #50130 1/31/13.
02/11/2013	763170	Montana CSED	3,890.82	9000-00000-209926	Payroll Summary
02/11/2013	763178	Montana Rail Link Inc	3,870.60	2030-15130-403547	Safety Programs, Quiet Zone Maintenance 2013
02/11/2013	763179	Montana State Fireman's Assoc	2,768.48	9000-00000-209924	Payroll Summary
02/11/2013	763181	Morrison Maierle Inc	14,353.93	8400-31840-409310	WO 12-31 East End Industrial Area Storm Drain
02/11/2013	763185	MPPA Montana Police Protective Association	2,524.02	9000-00000-209923	Payroll Summary

02/11/2013	763186	MT Waterworks	772.02	5020-00000-141000	SYSTEMS PO NUM 291782
02/11/2013	763186	MT Waterworks	1,105.44	5120-85000-402380	Check valves/filler flanges
02/11/2013	763186	MT Waterworks	366.92	5020-00000-141000	SYSTEMS PO NUM 291738
02/11/2013	763186	MT Waterworks	1,303.63	5020-00000-141000	SYSTEMS PO NUM 291735
02/11/2013	763187	Napa Auto Parts	56.99	5710-71440-402450	Sprayer to clean grease/engines on the buses
02/11/2013	763187	Napa Auto Parts	-5.69	5710-71440-402450	Credit for incorrect price charged on Invoice# 380259
02/11/2013	763187	Napa Auto Parts	56.97	1500-22260-402320	TIRE GAUGES #90383 (JOHN RUDDOCK)
02/11/2013	763187	Napa Auto Parts	61.99	6010-00000-141000	374804 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	37.86	6010-00000-141000	375090 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	8.97	6010-00000-141000	375668 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	23.97	6010-00000-141000	375914 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	47.76	6010-00000-141000	377036 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	44.97	6010-00000-141000	377503 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	80.90	6010-00000-141000	377542 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	162.62	6010-00000-141000	378157 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	12.90	6010-00000-141000	378505 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	32.06	6010-00000-141000	378823 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	110.92	6010-00000-141000	379610 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	129.36	6010-00000-141000	379610 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	47.89	6010-00000-141000	379837 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	47.89	6010-00000-141000	379863 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	113.05	6010-00000-141000	381461 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	55.46	6010-00000-141000	381461 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	20.09	6010-00000-141000	381461 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	153.12	6010-00000-141000	381461 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	90.09	6010-00000-141000	553371 PO NUM 291811
02/11/2013	763187	Napa Auto Parts	113.10	6010-00000-141714	377996 PO NUM 291812
02/11/2013	763187	Napa Auto Parts	312.22	6010-00000-141714	379969 PO NUM 291812
02/11/2013	763187	Napa Auto Parts	24.47	1500-21120-402320	373998
02/11/2013	763187	Napa Auto Parts	18.53	1500-21120-402320	3741467
02/11/2013	763187	Napa Auto Parts	75.50	5020-75000-402320	374747
02/11/2013	763187	Napa Auto Parts	37.69	5410-31230-402320	374808
02/11/2013	763187	Napa Auto Parts	1.89	5410-31230-402320	374816
02/11/2013	763187	Napa Auto Parts	19.76	5410-31220-402320	375064
02/11/2013	763187	Napa Auto Parts	91.14	0100-51120-402320	375473
02/11/2013	763187	Napa Auto Parts	5.98	2110-31320-402320	375473
02/11/2013	763187	Napa Auto Parts	-24.47	1500-21120-402320	375568
02/11/2013	763187	Napa Auto Parts	82.68	6010-15500-402320	375705
02/11/2013	763187	Napa Auto Parts	59.76	5710-71440-402320	375719
02/11/2013	763187	Napa Auto Parts	59.90	5710-71440-402320	375769
02/11/2013	763187	Napa Auto Parts	113.28	5710-71470-402320	375769
02/11/2013	763187	Napa Auto Parts	880.48	5710-71440-402320	375800
02/11/2013	763187	Napa Auto Parts	27.82	6010-15500-402320	375932
02/11/2013	763187	Napa Auto Parts	22.77	2110-31320-402320	376040
02/11/2013	763187	Napa Auto Parts	32.94	5710-71440-402320	376146
02/11/2013	763187	Napa Auto Parts	29.99	6010-15530-402650	376181
02/11/2013	763187	Napa Auto Parts	49.97	1500-21120-402320	376109
02/11/2013	763187	Napa Auto Parts	89.93	5710-71440-402320	376314
02/11/2013	763187	Napa Auto Parts	-17.24	6010-15500-402320	376371
02/11/2013	763187	Napa Auto Parts	72.24	5410-31220-402320	376378
02/11/2013	763187	Napa Auto Parts	188.16	1500-21120-402320	376465
02/11/2013	763187	Napa Auto Parts	10.15	5120-85000-402320	376577
02/11/2013	763187	Napa Auto Parts	26.94	5710-71440-402320	376833
02/11/2013	763187	Napa Auto Parts	5.10	5210-15230-402320	377407
02/11/2013	763187	Napa Auto Parts	9.44	1500-21120-402320	377426
02/11/2013	763187	Napa Auto Parts	1.54	6010-15530-402650	377426
02/11/2013	763187	Napa Auto Parts	7.27	5120-85000-402320	377504
02/11/2013	763187	Napa Auto Parts	186.76	1500-21120-402320	377841
02/11/2013	763187	Napa Auto Parts	53.35	0100-51120-402320	379503
02/11/2013	763187	Napa Auto Parts	10.92	5410-31230-402320	379503
02/11/2013	763187	Napa Auto Parts	9.50	1500-21120-402320	379518
02/11/2013	763187	Napa Auto Parts	14.14	1500-22260-402320	379977
02/11/2013	763187	Napa Auto Parts	33.09	2110-31320-402320	380182
02/11/2013	763187	Napa Auto Parts	174.65	2110-31320-402320	380487
02/11/2013	763187	Napa Auto Parts	21.05	0100-51120-402320	381146
02/11/2013	763187	Napa Auto Parts	191.94	2110-31320-402320	381432
02/11/2013	763187	Napa Auto Parts	24.40	1500-22260-402320	381521
02/11/2013	763187	Napa Auto Parts	8.46	1500-21120-402320	381527
02/11/2013	763187	Napa Auto Parts	110.92	1500-21120-402320	381594
02/11/2013	763187	Napa Auto Parts	28.08	5020-75000-402320	381672
02/11/2013	763187	Napa Auto Parts	27.38	2110-31320-402320	381674
02/11/2013	763187	Napa Auto Parts	160.79	1500-21120-402320	381757
02/11/2013	763187	Napa Auto Parts	7.40	0100-51120-402320	381827

02/11/2013	763187	Napa Auto Parts	53.35	5020-75000-402320	381880
02/11/2013	763187	Napa Auto Parts	4.60	1500-21120-402320	382043
02/11/2013	763187	Napa Auto Parts	303.51	5710-71440-402320	379969
02/11/2013	763187	Napa Auto Parts	15.20	5710-71430-402630	Dust mask for cleaning buses
02/11/2013	763190	NorMont Equipment Company	54.59	2110-31320-402920	shovels/handles
02/11/2013	763190	NorMont Equipment Company	1,236.00	2110-31320-402630	42" t-post cones and bases
02/11/2013	763190	NorMont Equipment Company	10,933.00	2110-31320-409420	Road Vista 922 Hand Held reflectometer
02/11/2013	763190	NorMont Equipment Company	1,339.00	2110-31320-402420	telspar posts and anchors
02/11/2013	763193	NorthWestern Energy	2,848.88	5710-71430-403410	Electricity for Metroplex 12/31/2012 to 01/25/2013
02/11/2013	763193	NorthWestern Energy	105.37	5610-71130-403410	07125339
02/11/2013	763193	NorthWestern Energy	15.58	5610-71130-403410	07125347
02/11/2013	763193	NorthWestern Energy	224.68	5610-71130-403410	07125354
02/11/2013	763193	NorthWestern Energy	43.64	5610-71130-403410	07127913
02/11/2013	763193	NorthWestern Energy	48.77	5610-71130-403410	07127954
02/11/2013	763193	NorthWestern Energy	29.65	5610-71130-403410	07127970
02/11/2013	763193	NorthWestern Energy	9.87	5610-71170-403410	07128051
02/11/2013	763193	NorthWestern Energy	7.37	5610-71130-403410	07128135
02/11/2013	763193	NorthWestern Energy	1,192.03	5610-71130-403410	07195431
02/11/2013	763193	NorthWestern Energy	46.26	5610-71130-403410	07197593
02/11/2013	763193	NorthWestern Energy	37.52	5610-71130-403410	07197601
02/11/2013	763193	NorthWestern Energy	43.09	5610-71130-403410	07197619
02/11/2013	763193	NorthWestern Energy	50.52	5610-71130-403410	07197627
02/11/2013	763193	NorthWestern Energy	30.42	5610-71130-403410	07202963
02/11/2013	763193	NorthWestern Energy	17.64	5020-74000-403410	11608072
02/11/2013	763193	NorthWestern Energy	1,091.21	1500-21710-403410	11834835
02/11/2013	763193	NorthWestern Energy	7.79	0100-51120-403410	12422226
02/11/2013	763193	NorthWestern Energy	35.21	0100-51120-403410	12488631
02/11/2013	763193	NorthWestern Energy	5.23	5020-74000-403410	13466735
02/11/2013	763193	NorthWestern Energy	8.36	8720-51980-403410	15143886
02/11/2013	763193	NorthWestern Energy	7.37	0100-51120-403410	15882624
02/11/2013	763193	NorthWestern Energy	7.37	5020-74000-403410	18672659
02/11/2013	763193	NorthWestern Energy	13.16	0100-51120-403410	19412436
02/11/2013	763193	NorthWestern Energy	94.04	5120-85000-403410	07233836
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07233844
02/11/2013	763193	NorthWestern Energy	8.96	8720-51980-403410	07233851
02/11/2013	763193	NorthWestern Energy	8.96	8720-51980-403410	07233869
02/11/2013	763193	NorthWestern Energy	8.96	8720-51980-403410	07233877
02/11/2013	763193	NorthWestern Energy	8.96	8720-51980-403410	07233885
02/11/2013	763193	NorthWestern Energy	5.01	0100-51120-403410	07233919
02/11/2013	763193	NorthWestern Energy	3.35	8720-51980-403410	07233919
02/11/2013	763193	NorthWestern Energy	8.96	8720-51980-403410	07233927
02/11/2013	763193	NorthWestern Energy	8.13	8720-51980-403410	07233935
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07233943
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07233950
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07233968
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07233976
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07233984
02/11/2013	763193	NorthWestern Energy	757.03	5120-85000-403410	07234040
02/11/2013	763193	NorthWestern Energy	7.30	8720-51980-403410	07238355
02/11/2013	763193	NorthWestern Energy	9.30	8720-51980-403410	07238363
02/11/2013	763193	NorthWestern Energy	7.36	8720-51980-403410	07238405
02/11/2013	763193	NorthWestern Energy	248.81	5120-85000-403410	07238785
02/11/2013	763193	NorthWestern Energy	7.79	8720-51980-403410	07238835
02/11/2013	763193	NorthWestern Energy	80.02	0100-51120-403410	07238843
02/11/2013	763193	NorthWestern Energy	8.03	8720-51980-403410	07238850
02/11/2013	763193	NorthWestern Energy	18.05	0100-51120-403410	07238876
02/11/2013	763193	NorthWestern Energy	0.80	8720-51980-403410	09718248
02/11/2013	763193	NorthWestern Energy	613.95	5020-74000-403410	1/4 mile SW of Skyview High School
02/11/2013	763193	NorthWestern Energy	323.49	5020-74000-403410	805 Constitution
02/11/2013	763193	NorthWestern Energy	13.82	0100-51290-403410	09998071
02/11/2013	763193	NorthWestern Energy	143.70	6070-22350-403410	10069151
02/11/2013	763193	NorthWestern Energy	7.37	0100-51120-403410	11565272
02/11/2013	763193	NorthWestern Energy	22.54	0100-51120-403410	12300661
02/11/2013	763193	NorthWestern Energy	0.51	8720-51980-403410	13127071
02/11/2013	763193	NorthWestern Energy	0.99	0100-51120-403410	14093942
02/11/2013	763193	NorthWestern Energy	37.08	8720-51980-403410	15138001
02/11/2013	763193	NorthWestern Energy	31.17	8720-51980-403410	15138027
02/11/2013	763193	NorthWestern Energy	16.22	8720-51980-403410	15138043
02/11/2013	763193	NorthWestern Energy	8.04	8720-51980-403410	15642093
02/11/2013	763193	NorthWestern Energy	0.89	0100-51120-403410	16926669
02/11/2013	763193	NorthWestern Energy	16.53	5120-85000-403410	17040254
02/11/2013	763193	NorthWestern Energy	28.89	5120-85000-403410	17040304
02/11/2013	763193	NorthWestern Energy	82.53	2110-31320-403410	17389891

02/11/2013	763193	NorthWestern Energy	8.68	0100-51120-403410	19022573
02/11/2013	763193	NorthWestern Energy	0.98	8720-51980-403410	20413621
02/11/2013	763193	NorthWestern Energy	8.45	2110-31320-403410	20470001
02/11/2013	763193	NorthWestern Energy	8.57	2110-31320-403410	20470076
02/11/2013	763193	NorthWestern Energy	8.57	2110-31320-403410	20470100
02/11/2013	763193	NorthWestern Energy	8.55	2110-31320-403410	20470118
02/11/2013	763193	NorthWestern Energy	8.36	2110-31320-403410	20470134
02/11/2013	763193	NorthWestern Energy	8.68	2110-31320-403410	20470175
02/11/2013	763193	NorthWestern Energy	8.57	2110-31320-403410	20470183
02/11/2013	763193	NorthWestern Energy	7.30	0100-51120-403410	07222839
02/11/2013	763193	NorthWestern Energy	7.30	0100-51120-403410	07222847
02/11/2013	763193	NorthWestern Energy	15.58	0100-51120-403410	07222803
02/11/2013	763193	NorthWestern Energy	9.56	0100-51120-403410	07222852
02/11/2013	763193	NorthWestern Energy	9.30	0100-51120-403410	07222862
02/11/2013	763193	NorthWestern Energy	183.66	0100-51120-403410	07222901
02/11/2013	763193	NorthWestern Energy	8.56	0100-51120-403410	07222976
02/11/2013	763193	NorthWestern Energy	193.74	0100-51120-403410	07222958
02/11/2013	763193	NorthWestern Energy	78.39	0100-51120-403410	07230055
02/11/2013	763193	NorthWestern Energy	7.30	0100-51120-403410	07230253
02/11/2013	763193	NorthWestern Energy	7.33	0100-51120-403410	07230469
02/11/2013	763193	NorthWestern Energy	13.33	0100-51120-403410	07230493
02/11/2013	763193	NorthWestern Energy	19.04	0100-51120-403410	07230535
02/11/2013	763193	NorthWestern Energy	17.98	0100-51120-403410	07230642
02/11/2013	763193	NorthWestern Energy	17.98	0100-51120-403410	07230659
02/11/2013	763193	NorthWestern Energy	73.30	0100-51410-403410	07125396
02/11/2013	763193	NorthWestern Energy	7.33	0100-51120-403410	09208018
02/11/2013	763193	NorthWestern Energy	16.70	0100-51410-403410	16352890
02/11/2013	763193	NorthWestern Energy	43.37	0100-51260-403410	07208416
02/11/2013	763193	NorthWestern Energy	10.52	5020-74000-403410	07222490
02/11/2013	763193	NorthWestern Energy	7.30	0100-51120-403410	07222532
02/11/2013	763193	NorthWestern Energy	205.00	0100-51120-403410	07222565
02/11/2013	763193	NorthWestern Energy	9.30	0100-51120-403410	07222581
02/11/2013	763193	NorthWestern Energy	21.42	0100-51120-403410	07222599
02/11/2013	763193	NorthWestern Energy	2,076.22	5020-74000-403410	07222706
02/11/2013	763193	NorthWestern Energy	9.14	0100-51120-403410	07222722
02/11/2013	763193	NorthWestern Energy	6.10	8720-51980-403410	07222722
02/11/2013	763193	NorthWestern Energy	141.02	0100-51120-403410	07222730
02/11/2013	763193	NorthWestern Energy	12.19	0100-51120-403410	07222748
02/11/2013	763193	NorthWestern Energy	101.77	0100-51120-403410	07222755
02/11/2013	763193	NorthWestern Energy	36.64	0100-51120-403410	07222771
02/11/2013	763193	NorthWestern Energy	30.35	0100-51120-403410	07222789
02/11/2013	763193	NorthWestern Energy	15.58	0100-51120-403410	07222797
02/11/2013	763193	NorthWestern Energy	7.30	0100-51120-403410	07222805
02/11/2013	763193	NorthWestern Energy	7.30	0100-51120-403410	07222813
02/11/2013	763193	NorthWestern Energy	491.10	1500-22210-403410	FIRE 6: ELECTRICAL SERVICE - 1601 SAINT ANDREWS - ACCOUNT #0100477-9
02/11/2013	763193	NorthWestern Energy	10.74	2110-31320-403410	08554040
02/11/2013	763193	NorthWestern Energy	7.37	0100-51120-403410	09789173
02/11/2013	763193	NorthWestern Energy	137.93	0100-51410-403410	07125388
02/11/2013	763193	NorthWestern Energy	8.06	8720-51980-403410	08814550
02/11/2013	763193	NorthWestern Energy	32.13	5210-15240-403410	15696313
02/11/2013	763203	Public Utilities	4,122.01	5610-71100-403420	68407759
02/11/2013	763203	Public Utilities	10.67	8720-51980-403420	15273330304
02/11/2013	763203	Public Utilities	302.89	6500-15660-403420	106989-12385
02/11/2013	763203	Public Utilities	9.54	5120-85000-403420	13670319854
02/11/2013	763217	Rimrock Mall	4,190.00	0100-17500-403365	Service Award Ceremony 2013 Gift Cards
02/11/2013	763218	Rimrock Tire Inc	2,200.00	5410-31230-402390	11 recaps for landfill
02/11/2013	763218	Rimrock Tire Inc	1,170.00	2110-31320-402320	5-84434
02/11/2013	763218	Rimrock Tire Inc	37.41	1500-22260-402320	5-84440
02/11/2013	763219	Riverstone Health	11,250.00	0100-14110-403931	Air Pollution Control Program January through March 2013
02/11/2013	763222	Sanderson Stewart	7,170.45	8450-31860-409310	WO 09-12 INNER BELT LOOP
02/11/2013	763229	STALKER RADAR	2,400.00	1500-21120-402441	One radar unit.
02/11/2013	763229	STALKER RADAR	26,550.00	2500-21370-402481	11 radar units and shipping costs.
02/11/2013	763233	Sunset Excavation	10,246.50	5050-75150-403671	Water Service Repair List 10.19.12; Change order removing address from repair list \$1250, 01.29.13
02/11/2013	763238	ThyssenKrupp Elevator	1,699.00	5610-71120-403660	Invoice #3000308788 & 3000353897. 12/01-12/31/12 & 1/1/13-1/31/13. FY13 Elevator/Escalator Maintenance
02/11/2013	763238	ThyssenKrupp Elevator	1,699.00	5610-71120-403660	Invoice #3000308788 & 3000353897. 12/01-12/31/12 & 1/1/13-1/31/13. FY13 Elevator/Escalator Maintenance

02/11/2013	763238	ThyssenKrupp Elevator	99.87	5610-71170-403660	Invoice #3000372391 & 3000372392. 12/01/12-12/31/12 & 1/1/13-1/31/31. IP-9. FY13 Elevator Maintenance IP-9
02/11/2013	763238	ThyssenKrupp Elevator	99.87	5610-71170-403660	Invoice #3000372391 & 3000372392. 12/01/12-12/31/12 & 1/1/13-1/31/31. IP-9. FY13 Elevator Maintenance IP-9
02/11/2013	763239	Titan Machinery Inc	886.24	2110-31320-402320	C13059
02/11/2013	763239	Titan Machinery Inc	55.22	2110-31320-402320	C13059
02/11/2013	763239	Titan Machinery Inc	296.70	2110-31320-402320	C13131
02/11/2013	763239	Titan Machinery Inc	10.69	2110-31320-402320	C13131
02/11/2013	763239	Titan Machinery Inc	-863.63	2110-31320-402320	C13363
02/11/2013	763239	Titan Machinery Inc	632.66	5020-75000-402320	C13575
02/11/2013	763239	Titan Machinery Inc	85.40	5020-75000-402320	C13575
02/11/2013	763239	Titan Machinery Inc	1,141.56	5410-31230-402320	C14503
02/11/2013	763239	Titan Machinery Inc	174.54	5410-31230-402320	C14503
02/11/2013	763239	Titan Machinery Inc	101.62	2110-31320-402320	1C14500
02/11/2013	763239	Titan Machinery Inc	300.80	5410-31230-402320	1C14567
02/11/2013	763239	Titan Machinery Inc	24.59	5410-31230-402320	1C14567
02/11/2013	763239	Titan Machinery Inc	-24.59	5410-31230-402320	1C14624
02/11/2013	763239	Titan Machinery Inc	5,383.77	5120-85000-402320	1R02663
02/11/2013	763243	Town & Country Supply Association	23,253.23	5610-71180-402313	Invoice #106313. Car Rental Fuel purchase
02/11/2013	763243	Town & Country Supply Association	16,918.80	6010-00000-141000	102132 PO NUM 291799
02/11/2013	763243	Town & Country Supply Association	13,372.32	6010-00000-141000	102126 PO NUM 291766
02/11/2013	763243	Town & Country Supply Association	1,088.48	1500-22260-402310	FIRE 1: UNLEADED FUEL (400 GALLONS) DELIVERED ON 1/29/2013
02/11/2013	763245	Tractor & Equipment Co.	51.18	0100-51120-402330	T&E inv#blcs0532882 012213 51.18
02/11/2013	763245	Tractor & Equipment Co.	344.34	5410-31230-402320	BLW00136344
02/11/2013	763245	Tractor & Equipment Co.	2,315.51	5410-31230-402320	BLW00136548
02/11/2013	763245	Tractor & Equipment Co.	1,778.05	5410-31230-402320	BLW00136574
02/11/2013	763245	Tractor & Equipment Co.	893.75	5410-31230-402320	BLW00136726
02/11/2013	763245	Tractor & Equipment Co.	2,274.23	5410-31230-402320	BLW00136821
02/11/2013	763245	Tractor & Equipment Co.	2,201.10	5410-31230-402320	BLW00136822
02/11/2013	763245	Tractor & Equipment Co.	155.82	5410-31220-402320	BLW00136533
02/11/2013	763245	Tractor & Equipment Co.	717.82	2110-31320-402320	SGCS0087485
02/11/2013	763245	Tractor & Equipment Co.	-470.10	5410-31230-402320	credit for misc parts for landfill
02/11/2013	763245	Tractor & Equipment Co.	114.71	5410-31230-402320	hose for landfill
02/11/2013	763245	Tractor & Equipment Co.	1,420.95	5410-31230-402320	misc parts for landfill
02/11/2013	763249	Tumbleweed Runaway Program Inc	6,851.79	2970-66802-407275	Tumbleweed Year Two October - December Reimburse
02/11/2013	763253	US Conference Of Mayors	5,269.00	0100-11000-403350	USCM Membership January 1 - December 31, 2013
02/11/2013	763264	Whitten & Borges PC	3,320.00	4980-55110-409220	Structural Special Inspections Services for the new Library building
02/11/2013	763265	Win-Dor Industries Inc	1,700.00	1500-22260-402450	FIRE STATION #6 (HEIGHTS) REPLACE MASONITE SIDING THAT WAS DAMAGED DURING HAIL STORM
02/11/2013	763265	Win-Dor Industries Inc	1,791.00	1500-22260-402450	FIRE STATION #6: REPLACE DAMAGED TRANSOM, BEDROOM & OFFICE WINDOWS. DAMAGE APPEARS TO BE THE RESULT OF SOMEONE ATTEMPTING TO GAIN ACCESS TO THE FIRE STATION.
02/11/2013	763268	Writer's Voice Of Billings	6,399.00	7950-15140-407280	Cultural & Aesthetic Grant 1689
02/11/2013	763271	Yellowstone County GIS	7,000.00	6200-19130-403590	Yellowstone County MOU 3rd Installment
02/11/2013	763272	Yellowstone County Sheriffs	566.00	7180-21600-407865	Case #12-43617. Kim Trottier Hirt.
02/11/2013	763272	Yellowstone County Sheriffs	635.00	7180-21600-407865	Case #11-13991/11-13126 Halsten & Schwope.
02/11/2013	763272	Yellowstone County Sheriffs	349.57	7180-21600-407865	Case #12-09202. Kevin Charles Lane.
02/11/2013	763272	Yellowstone County Sheriffs	1,500.00	7180-21600-407865	Case #12-28135. Tristan Lee Gamble.

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: Payment of Claims February 19, 2013.

PRESENTED BY: Pat M. Weber, Financial Director

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$745000.58 have been audited and are presented for your approval for payment. A complete listing of the claims dated February 19, 2013 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

Payment of Claims 2-19-2013

AP Report > \$2500 for 2/19/13

Check Date	Check	Name	Amount	Account	Item Desc
02/19/2013	763278	Ace Electric Inc	56,784.78	4160-00000-201100	WQ0928 WTP Backup Power Phase II
02/19/2013	763291	Big Sky Fire Equipment	361.75	1500-22230-402260	SUPPRESSION PERSONNEL: BC,CAPT,ENG,FF BADGES, LAPEL PINS, HAT BADGES BUREAU PERSONNEL: BADGES, LAPEL PINS, HAT BADGES
02/19/2013	763291	Big Sky Fire Equipment	2,920.25	1500-22290-402260	SUPPRESSION PERSONNEL: BC,CAPT,ENG,FF BADGES, LAPEL PINS, HAT BADGES BUREAU PERSONNEL: BADGES, LAPEL PINS, HAT BADGES
02/19/2013	763292	Billings Clinic	600.00	1500-21200-407910	Sane Registration 2013003 -
02/19/2013	763292	Billings Clinic	600.00	1500-21200-407910	Sane Registration 2013002 -
02/19/2013	763292	Billings Clinic	600.00	1500-21200-407910	Sane Registration 2013011 -
02/19/2013	763292	Billings Clinic	600.00	1500-21200-407910	Sane Registration 2013005 -
02/19/2013	763292	Billings Clinic	600.00	1500-21200-407910	Sane Registration 2013010 -
02/19/2013	763292	Billings Clinic	600.00	1500-21200-407910	Sane Registration 2013007 -
02/19/2013	763294	Billings Gazette	565.71	0100-14110-403310	102-60001620 Bil Onine Banner/sale
02/19/2013	763294	Billings Gazette	455.00	5210-15210-403370	102-60001620 Special Section/Downtown Devel Update
02/19/2013	763294	Billings Gazette	593.00	5410-31210-403365	102-60001620 Christmas Tree recycling
02/19/2013	763294	Billings Gazette	867.00	5410-31220-403370	102-60001620 holiday garbage pickup days (New Year & martin Luther King)
02/19/2013	763294	Billings Gazette	264.00	0100-51400-403310	102-60001620 MountView Cemetery
02/19/2013	763294	Billings Gazette	820.00	2600-55110-403360	102-60003259 Billings Parnly Library
02/19/2013	763297	Billings Times, Inc	1,303.00	0100-15120-403210	Finance- Deposit slip/Receipts & Notice of Public Hearing/SIDs-5 properties
02/19/2013	763297	Billings Times, Inc	24.80	0100-15120-403310	Finance- Deposit slip/Receipts & Notice of Public Hearing/SIDs-5 properties
02/19/2013	763297	Billings Times, Inc	97.60	0100-11000-403920	Administration-DPARB, Blgs Council,Community Dev,Human Relations,Vacancies, &TBIDB
02/19/2013	763297	Billings Times, Inc	30.40	0100-13130-403360	Administration-DPARB, Blgs Council,Community Dev,Human Relations,Vacancies, &TBIDB
02/19/2013	763297	Billings Times, Inc	14.40	2980-65010-403310	Administration-DPARB, Blgs Council,Community Dev,Human Relations,Vacancies, &TBIDB
02/19/2013	763297	Billings Times, Inc	209.30	5610-71100-403210	Airport- Improvements & A&T Board
02/19/2013	763297	Billings Times, Inc	8.00	5710-71410-403310	Airport- Improvements & A&T Board
02/19/2013	763297	Billings Times, Inc	19.20	1500-21700-403210	Animal Shelter- Control Board
02/19/2013	763297	Billings Times, Inc	24.00	2090-44510-403210	Building- 100 year floodplain Construction
02/19/2013	763297	Billings Times, Inc	162.50	2400-43010-403310	Planning- Zoning & Board of Adjustment
02/19/2013	763297	Billings Times, Inc	139.30	2980-65010-403310	Community Development- Notice of Impact & metro Vista Project
02/19/2013	763297	Billings Times, Inc	36.00	5710-71410-403310	Met- Notice for Comment by Private Sector
02/19/2013	763297	Billings Times, Inc	557.72	6700-31410-403310	Engineering- Legal Advertisings
02/19/2013	763297	Billings Times, Inc	70.60	2600-55110-403290	Library- Notice of Meetings
02/19/2013	763297	Billings Times, Inc	61.10	0100-51120-403290	Parks- Notices of Public Meetings
02/19/2013	763297	Billings Times, Inc	66.50	2400-43010-403310	Planning & Community Services- Notice of Meetings
02/19/2013	763297	Billings Times, Inc	14.00	2400-43010-403310	Planning- YHPB
02/19/2013	763297	Billings Times, Inc	12.60	6600-31100-403230	Public Works- Public works board
02/19/2013	763297	Billings Times, Inc	47.20	5020-72110-403310	Public Works- Belknap Polyaluminum Hydroxchloride Blend/call for bids
02/19/2013	763297	Billings Times, Inc	44.00	2110-31320-403370	Streets- Call for Bids/2013 37,000 GVW Trucks
02/19/2013	763300	Bruco Inc	461.37	5120-84000-402240	Janitorial supplies
02/19/2013	763300	Bruco Inc	589.06	5120-84000-402240	SuperHighHeat
02/19/2013	763300	Bruco Inc	4,163.96	5020-00000-141000	SYSTEMS PO NUM 291896
02/19/2013	763300	Bruco Inc	4,163.96	5020-00000-141000	SYSTEMS PO NUM 291835
02/19/2013	763306	Carquest Auto Parts	116.38	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291784
02/19/2013	763306	Carquest Auto Parts	38.99	5020-75000-402410	kit
02/19/2013	763306	Carquest Auto Parts	17.39	5120-84000-402450	jack
02/19/2013	763306	Carquest Auto Parts	60.07	5120-84000-402320	NONSTOCKING ITEMS-P U D
02/19/2013	763306	Carquest Auto Parts	275.02	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291521
02/19/2013	763306	Carquest Auto Parts	192.36	5120-85000-402320	NONSTOCKING ITEMS-P U D.
02/19/2013	763306	Carquest Auto Parts	14.79	5020-74000-402450	tool
02/19/2013	763306	Carquest Auto Parts	13.28	5020-75000-402410	tool
02/19/2013	763306	Carquest Auto Parts	14.24	5020-75000-402410	tool
02/19/2013	763306	Carquest Auto Parts	30.66	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291639
02/19/2013	763306	Carquest Auto Parts	0.72	5020-75000-402410	u-nut

02/19/2013	763306	Carquest Auto Parts	116.97	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291600
02/19/2013	763306	Carquest Auto Parts	32.55	5120-83140-402450	tool
02/19/2013	763306	Carquest Auto Parts	1.04	5020-75000-402410	lamp
02/19/2013	763306	Carquest Auto Parts	169.45	5020-73140-402450	tool
02/19/2013	763306	Carquest Auto Parts	112.98	5120-83140-402450	same
02/19/2013	763306	Carquest Auto Parts	40.44	2110-31320-402320	1910-269331
02/19/2013	763306	Carquest Auto Parts	30.33	2110-31320-402320	1910-269481
02/19/2013	763306	Carquest Auto Parts	40.55	2110-31320-402320	1910-269504
02/19/2013	763306	Carquest Auto Parts	24.40	2110-31320-402320	1910-269504
02/19/2013	763306	Carquest Auto Parts	38.71	0100-51120-402320	1910-269529
02/19/2013	763306	Carquest Auto Parts	57.36	6010-15530-402650	1910-269660
02/19/2013	763306	Carquest Auto Parts	57.76	5120-84000-402320	1910-269799
02/19/2013	763306	Carquest Auto Parts	92.02	1500-21120-402320	1910-269826
02/19/2013	763306	Carquest Auto Parts	38.49	5410-31220-402320	1910-270445
02/19/2013	763306	Carquest Auto Parts	36.22	1500-21120-402320	1910-270490
02/19/2013	763306	Carquest Auto Parts	29.40	2110-31320-402320	1910-270831
02/19/2013	763306	Carquest Auto Parts	32.52	5120-84000-402320	1910-270654
02/19/2013	763306	Carquest Auto Parts	9.78	1500-21120-402320	1910-270659
02/19/2013	763306	Carquest Auto Parts	11.21	1500-21120-402320	1910-270659
02/19/2013	763306	Carquest Auto Parts	7.00	6010-15530-402650	1910-270679
02/19/2013	763306	Carquest Auto Parts	-30.94	1500-22260-402320	1910-270771
02/19/2013	763306	Carquest Auto Parts	11.89	2110-31320-402320	1910-270816
02/19/2013	763306	Carquest Auto Parts	7.22	2110-31320-402320	1910-270845
02/19/2013	763306	Carquest Auto Parts	6.87	2110-31320-402320	1910-270866
02/19/2013	763306	Carquest Auto Parts	40.84	6010-15530-402650	1910-271104
02/19/2013	763306	Carquest Auto Parts	13.40	1500-22260-402320	1910-271167
02/19/2013	763306	Carquest Auto Parts	41.34	5410-31230-402320	1910-271171
02/19/2013	763306	Carquest Auto Parts	56.95	1500-21120-402320	1910-271185
02/19/2013	763306	Carquest Auto Parts	65.31	5410-31230-402320	1910-271278
02/19/2013	763306	Carquest Auto Parts	-54.51	1500-22260-402320	1910-271280
02/19/2013	763306	Carquest Auto Parts	28.20	2110-31320-402320	1910-271292
02/19/2013	763306	Carquest Auto Parts	3.01	1500-21120-402320	1910-271351
02/19/2013	763306	Carquest Auto Parts	31.40	2110-31320-402320	1910-271424
02/19/2013	763306	Carquest Auto Parts	5.87	1500-21120-402320	1910-271517
02/19/2013	763306	Carquest Auto Parts	8.73	2110-31320-402320	1910-271517
02/19/2013	763306	Carquest Auto Parts	5.35	2110-31320-402320	1910-271761
02/19/2013	763306	Carquest Auto Parts	8.36	5410-31220-402320	1910-271761
02/19/2013	763306	Carquest Auto Parts	13.82	2110-31320-402320	1910-271801
02/19/2013	763306	Carquest Auto Parts	5.99	5020-75000-402410	supplies
02/19/2013	763306	Carquest Auto Parts	18.58	5020-73120-402320	NONSTOCKING ITEMS-P U D
02/19/2013	763306	Carquest Auto Parts	6.96	5020-75000-402320	NONSTOCKING ITEMS-P U D
02/19/2013	763306	Carquest Auto Parts	82.30	5020-75000-402320	NONSTOCKING ITEMS-P U D
02/19/2013	763306	Carquest Auto Parts	35.35	5020-75000-402320	NONSTOCKING ITEMS-P U D
02/19/2013	763306	Carquest Auto Parts	20.94	5120-84000-402450	silicone
02/19/2013	763306	Carquest Auto Parts	61.52	6010-00000-141000	1910-269313 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	22.38	6010-00000-141000	1910-269660 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	18.00	6010-00000-141000	1910-269660 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	56.76	6010-00000-141000	1910-269660 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	193.08	6010-00000-141000	1910-270213 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	30.76	6010-00000-141000	1910-270490 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	116.79	6010-00000-141000	1910-270778 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	102.77	6010-00000-141000	1910-270778 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	6.60	6010-00000-141000	1910-270866 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	5.94	6010-00000-141000	1910-271084 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	21.90	6010-00000-141000	1910-271135 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	44.74	6010-00000-141000	1910-271424 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	14.40	6010-00000-141000	1910-271579 PO NUM 291474
02/19/2013	763306	Carquest Auto Parts	4.39	0100-51120-402320	1910-271898
02/19/2013	763306	Carquest Auto Parts	2.58	1500-22260-402320	1910-271898
02/19/2013	763312	Csg Systems Inc	5,755.32	5020-73110-403110	Monthly statements
02/19/2013	763312	Csg Systems Inc	3,836.88	5120-83110-403110	Monthly statements
02/19/2013	763312	Csg Systems Inc	2,032.76	5020-73110-403111	Monthly statements
02/19/2013	763312	Csg Systems Inc	1,355.17	5120-83110-403111	Monthly statements
02/19/2013	763314	Cummins Rocky Mountain Llc	214.00	1500-22260-402320	004-55248
02/19/2013	763314	Cummins Rocky Mountain Llc	-45.00	1500-22260-402320	004-55305
02/19/2013	763314	Cummins Rocky Mountain Llc	401.46	1500-22260-402320	004-55587
02/19/2013	763314	Cummins Rocky Mountain Llc	30.39	5410-31220-402320	004-55706
02/19/2013	763314	Cummins Rocky Mountain Llc	33.03	5410-31220-402320	004-55763
02/19/2013	763314	Cummins Rocky Mountain Llc	66.80	5710-71440-402320	004-56448
02/19/2013	763314	Cummins Rocky Mountain Llc	596.76	5410-31220-402320	004-56512
02/19/2013	763314	Cummins Rocky Mountain Llc	31.63	1500-22260-402320	004-56671
02/19/2013	763314	Cummins Rocky Mountain Llc	273.32	2110-31320-402320	004-56676
02/19/2013	763314	Cummins Rocky Mountain Llc	937.87	2110-31320-402320	004-56798
02/19/2013	763314	Cummins Rocky Mountain Llc	60.27	2110-31320-402320	004-56798
02/19/2013	763314	Cummins Rocky Mountain Llc	4.87	2110-31320-402320	004-56990
02/19/2013	763314	Cummins Rocky Mountain Llc	30.27	2110-31320-402320	004-56992

02/19/2013	763314	Cummins Rocky Mountain Llc	-4.87	2110-31320-402320	004-56993	
02/19/2013	763314	Cummins Rocky Mountain Llc	33.94	2110-31320-402320	004-57079	
02/19/2013	763314	Cummins Rocky Mountain Llc	30.00	2110-31320-402320	004-57079	
02/19/2013	763314	Cummins Rocky Mountain Llc	0.60	2110-31320-402320	004-45047	
02/19/2013	763314	Cummins Rocky Mountain Llc	311.92	2110-31320-402320	004-58350	
02/19/2013	763314	Cummins Rocky Mountain Llc	1.60	2110-31320-402320	004-58354	
02/19/2013	763314	Cummins Rocky Mountain Llc	9.90	2110-31320-402320	004-58385	
02/19/2013	763314	Cummins Rocky Mountain Llc	1,346.42	2110-31320-402320	004-58428	
02/19/2013	763314	Cummins Rocky Mountain Llc	134.65	2110-31320-402320	004-58428	
02/19/2013	763314	Cummins Rocky Mountain Llc	187.07	2110-31320-402320	004-58452	
02/19/2013	763314	Cummins Rocky Mountain Llc	7.92	2110-31320-402320	004-58506	
02/19/2013	763314	Cummins Rocky Mountain Llc	69.54	5410-31220-402320	004-58560	
02/19/2013	763314	Cummins Rocky Mountain Llc	22.86	2110-31320-402320	004-58581	
02/19/2013	763314	Cummins Rocky Mountain Llc	10.63	2110-31320-402320	004-58637	
02/19/2013	763314	Cummins Rocky Mountain Llc	18.52	2110-31320-402320	004-58701	
02/19/2013	763314	Cummins Rocky Mountain Llc	-80.00	2110-31320-402320	004-58729	
02/19/2013	763314	Cummins Rocky Mountain Llc	-30.04	2110-31320-402320	004-58730	
02/19/2013	763316	Dana Safety Supply Inc	6,421.00	2500-21350-402120		This is an order per attached quote #101246 Please ship to City of Billings, Fleet Services, Attn: Larry Deschene, 4848 Midland Road, Billings, MT 59101.
02/19/2013	763316	Dana Safety Supply Inc	16,822.00	1500-21120-402320		This is an order per attached quote Interior Patrol car equipment for 12 new interceptors.
02/19/2013	763317	Dell Computer L P	2,849.22	7380-12660-402290	(2) Dell Latitude E6330 laptops	
02/19/2013	763317	Dell Computer L P	1,347.65	0100-51210-402925	(1) Dell Latitude E6530	
02/19/2013	763319	Dept Of Justice Dci	6,084.72	2510-21270-403560		Reimbursement of ICAC related expenses for qtr end 12/31/12
02/19/2013	763319	Dept Of Justice Dci	3,311.60	2510-21270-403822		Reimbursement of ICAC related expenses for qtr end 12/31/12
02/19/2013	763320	Dept Of Natural Resources	20,000.00	5610-71100-405320	Inv SULS1300871	Annual State Land Lease
02/19/2013	763321	Dixie Petro-Chem	1,376.00	5020-00000-141000		WATER PARTS AND SUPPLIES PO NUM 291824
02/19/2013	763321	Dixie Petro-Chem	1,376.00	5020-00000-141000		WATER PARTS AND SUPPLIES PO NUM 291891
02/19/2013	763322	Dowl Hkm	2,018.75	5120-82110-403540	WO1214 IWP WW Collections System	
02/19/2013	763322	Dowl Hkm	5,294.85	8400-00000-201100	WO 10-19 Shiloh Conservation Area Design	
02/19/2013	763323	Duncan Parking Technologies Inc	1,050.00	5210-15230-402460	300 Anti-Glare Dome	
02/19/2013	763323	Duncan Parking Technologies Inc	24.55	5210-15230-402460	INV012067	Freight & Handling
02/19/2013	763323	Duncan Parking Technologies Inc	50.00	5210-15230-403553	INV010555	AutoCITE Maintenance Contract AutoCITE USB-F Charger S/N:5380
02/19/2013	763323	Duncan Parking Technologies Inc	1,000.00	5210-15230-403553		INV010555. AutoCITE Maintenance Contract AutoCITE Unit Model X3LTI. S/N: 86727 86728
02/19/2013	763323	Duncan Parking Technologies Inc	600.00	5210-15230-403553	INV010555. AutoTrax Maintenance	AutoTRAX Software System. Maintenance Coverage Period: 10/1/12-9/30/13.
02/19/2013	763325	Ed Bartlett, LLC	5,900.00	0100-14110-403950		Lobbyist Agreement for February 2013
02/19/2013	763335	Galles Filter Service	117.01	5020-00000-141000		WATER PARTS AND SUPPLIES PO NUM 291500
02/19/2013	763335	Galles Filter Service	55.34	6010-00000-141714	272534	PO NUM 291475
02/19/2013	763335	Galles Filter Service	331.30	6010-00000-141000	270737	PO NUM 291475
02/19/2013	763335	Galles Filter Service	38.52	6010-00000-141714	271102	PO NUM 291475
02/19/2013	763335	Galles Filter Service	593.00	6010-00000-141000	271589	PO NUM 291475
02/19/2013	763335	Galles Filter Service	61.63	2110-31320-402320	271065	
02/19/2013	763335	Galles Filter Service	36.46	6010-15530-402320	271572	
02/19/2013	763335	Galles Filter Service	21.10	2110-31320-402320	271686	
02/19/2013	763335	Galles Filter Service	150.22	6010-00000-141000	272038	PO NUM 291475
02/19/2013	763335	Galles Filter Service	11.80	6010-00000-141000	272145	PO NUM 291475
02/19/2013	763335	Galles Filter Service	200.14	1500-22260-402320	270717	
02/19/2013	763335	Galles Filter Service	-63.30	5410-31230-402320	270865	
02/19/2013	763335	Galles Filter Service	58.02	5710-71440-402320	271102	
02/19/2013	763335	Galles Filter Service	15.42	2110-31320-402320	271399	
02/19/2013	763335	Galles Filter Service	640.42	5020-74000-402450		filter
02/19/2013	763335	Galles Filter Service	192.12	6010-00000-141000	271065	PO NUM 291475
02/19/2013	763335	Galles Filter Service	552.60	6010-00000-141000	271283	PO NUM 291475
02/19/2013	763335	Galles Filter Service	65.20	6010-00000-141000	271461	PO NUM 291475
02/19/2013	763335	Galles Filter Service	53.98	6010-00000-141000	271555	PO NUM 291475
02/19/2013	763335	Galles Filter Service	179.82	6010-00000-141714	271588	PO NUM 291475
02/19/2013	763335	Galles Filter Service	84.05	6010-00000-141000	271708	PO NUM 291475
02/19/2013	763335	Galles Filter Service	297.00	6010-00000-141000	271723	PO NUM 291475
02/19/2013	763335	Galles Filter Service	20.12	5020-00000-141000		WATER PARTS AND SUPPLIES PO NUM 291587
02/19/2013	763335	Galles Filter Service	16.60	5020-00000-141000		WATER PARTS AND SUPPLIES PO NUM 291590
02/19/2013	763335	Galles Filter Service	6.90	5710-71440-402320	272068	
02/19/2013	763335	Galles Filter Service	6.03	5410-31230-402320	272214	
02/19/2013	763335	Galles Filter Service	62.34	5710-71440-402320	272534	

02/19/2013	763335	Galles Filter Service	36.95	6010-00000-141714	272068	PO NUM 291475
02/19/2013	763335	Galles Filter Service	223.51	6010-00000-141000	272209	PO NUM 291475
02/19/2013	763335	Galles Filter Service	67.76	6010-00000-141000	272237	PO NUM 291475
02/19/2013	763335	Galles Filter Service	196.84	6010-00000-141000	272533	PO NUM 291475
02/19/2013	763335	Galles Filter Service	41.09	6010-00000-141000	272595	PO NUM 291475
02/19/2013	763335	Galles Filter Service	75.88	6010-00000-141000	272716	PO NUM 291475
02/19/2013	763338	Gillig Corporation	2,687.17	5710-71440-402320	4880048	
02/19/2013	763338	Gillig Corporation	1,541.49	5710-71440-402320	4880861	
02/19/2013	763338	Gillig Corporation	420.45	6010-00000-141714	4880048	PO NUM 291872
02/19/2013	763338	Gillig Corporation	139.56	6010-00000-141714	4880862	PO NUM 291872
02/19/2013	763338	Gillig Corporation	15.00	5710-71440-402320	4884181	
02/19/2013	763338	Gillig Corporation	2,001.24	6010-00000-141714	4883304	PO NUM 291931
02/19/2013	763338	Gillig Corporation	7.56	6010-00000-141714	4884179	PO NUM 291931
02/19/2013	763338	Gillig Corporation	176.48	6010-00000-141714	4884180	PO NUM 291931
02/19/2013	763338	Gillig Corporation	1,036.68	6010-00000-141714	4885283	PO NUM 291931
02/19/2013	763340	Grainger Parts	336.38	5020-74000-402450	Sump pump	
02/19/2013	763340	Grainger Parts	2,601.90	5120-84000-402450	Eye wash station	
02/19/2013	763340	Grainger Parts	8.30	5020-74000-402360	Drill press switch	
02/19/2013	763340	Grainger Parts	71.78	5710-71440-402320	9050970376	
02/19/2013	763340	Grainger Parts	31.32	6010-15530-402650	9049287320	
02/19/2013	763340	Grainger Parts	78.20	1500-22260-402320	9053810504	
02/19/2013	763342	Great Falls Police Department	3,066.59	2510-21270-403560	OT/iphone charges	
02/19/2013	763342	Great Falls Police Department	1,754.78	2510-21270-403822	Travel/training for Jesse Slaughter	
02/19/2013	763343	Great West Engineering, Inc	10,098.34	5440-31230-409390	WO 12-29 Solid Waste Management Plan	
02/19/2013	763343	Great West Engineering, Inc	2,771.15	5440-31230-409390	WO 11-19 Landfill Phase 5 Expansion	
02/19/2013	763347	HDR, Inc.	5,202.68	5120-82110-403540	WO 12-13 IWPI Reuse and Reclamation Study	
02/19/2013	763347	HDR, Inc.	2,837.84	5020-72110-403540	WO 12-13 IWPI Reuse and Reclamation Study	
02/19/2013	763347	HDR, Inc.	1,418.89	8400-31840-403590	WO 12-13 IWPI Reuse and Reclamation Study	
02/19/2013	763353	Ingram Library Services Inc	45.45	2600-55190-403242	Inv 8851510	
02/19/2013	763353	Ingram Library Services Inc	32.20	2600-55190-403380	Inv 8851511	
02/19/2013	763353	Ingram Library Services Inc	9.71	2600-55190-403333	Inv 8851512	
02/19/2013	763353	Ingram Library Services Inc	13.19	2600-55190-403227	Inv 8851513	
02/19/2013	763353	Ingram Library Services Inc	205.70	2600-55190-403242	Inv 8851514	
02/19/2013	763353	Ingram Library Services Inc	33.25	2600-55190-403222	Inv 8851515	
02/19/2013	763353	Ingram Library Services Inc	202.56	2600-55190-403228	Inv 8851515	
02/19/2013	763353	Ingram Library Services Inc	141.24	2600-55190-403227	Inv 8851515	
02/19/2013	763353	Ingram Library Services Inc	196.67	2600-55190-403333	Inv 8851515	
02/19/2013	763353	Ingram Library Services Inc	38.46	2600-55190-403222	Inv 8851516	
02/19/2013	763353	Ingram Library Services Inc	55.77	2600-55190-403226	Inv 8851516	
02/19/2013	763353	Ingram Library Services Inc	301.73	2600-55190-403227	Inv 8851516	
02/19/2013	763353	Ingram Library Services Inc	19.24	2600-55190-403222	Inv 8864447	
02/19/2013	763353	Ingram Library Services Inc	27.30	2600-55190-403226	Inv 8864447	
02/19/2013	763353	Ingram Library Services Inc	36.72	2600-55190-403226	Inv 8864448	
02/19/2013	763353	Ingram Library Services Inc	99.06	2600-55190-403226	Inv 8864449	
02/19/2013	763353	Ingram Library Services Inc	8.97	2600-55190-403226	Inv 8864450	
02/19/2013	763353	Ingram Library Services Inc	31.83	2600-55190-403333	Inv 8864451	
02/19/2013	763353	Ingram Library Services Inc	29.21	2600-55190-403227	Inv 8864452	
02/19/2013	763353	Ingram Library Services Inc	21.99	2600-55190-403242	Inv 8864453	
02/19/2013	763353	Ingram Library Services Inc	21.93	2600-55190-403226	Inv 8864454	
02/19/2013	763353	Ingram Library Services Inc	32.25	2600-55190-403333	Inv 8864455	
02/19/2013	763353	Ingram Library Services Inc	36.64	2600-55150-402280	Inv 8864456	
02/19/2013	763353	Ingram Library Services Inc	21.97	2600-55190-403222	Inv 9013158	
02/19/2013	763353	Ingram Library Services Inc	14.74	2600-55190-403226	Inv 9013159	
02/19/2013	763353	Ingram Library Services Inc	19.24	2600-55190-403242	Inv 9013159	
02/19/2013	763353	Ingram Library Services Inc	13.16	2600-55190-403333	Inv 9013160	
02/19/2013	763353	Ingram Library Services Inc	29.99	2600-55190-403222	Inv 9013161	
02/19/2013	763353	Ingram Library Services Inc	41.21	2600-55190-403242	Inv 9013162	
02/19/2013	763353	Ingram Library Services Inc	63.64	2600-55190-403226	Inv 9013163	
02/19/2013	763353	Ingram Library Services Inc	11.79	2600-55190-403227	Inv 9013163	
02/19/2013	763353	Ingram Library Services Inc	7.18	2600-55190-403333	Inv 9013163	
02/19/2013	763353	Ingram Library Services Inc	17.69	2600-55190-403227	Inv 9013164	
02/19/2013	763353	Ingram Library Services Inc	18.42	2600-55190-403333	Inv 9013165	
02/19/2013	763353	Ingram Library Services Inc	10.19	2600-55190-403226	Inv 9013166	
02/19/2013	763353	Ingram Library Services Inc	9.59	2600-55190-403227	Inv 9013166	
02/19/2013	763353	Ingram Library Services Inc	49.43	2600-55190-403222	Inv 9013167	
02/19/2013	763353	Ingram Library Services Inc	235.69	2600-55190-403226	Inv 9013167	
02/19/2013	763353	Ingram Library Services Inc	953.07	2600-55190-403227	Inv 9013167	
02/19/2013	763353	Ingram Library Services Inc	41.43	2600-55190-403255	Inv 9013167	
02/19/2013	763353	Ingram Library Services Inc	166.20	2600-55190-403333	Inv 9013167	
02/19/2013	763353	Ingram Library Services Inc	38.49	2600-55190-403334	Inv 9013167	
02/19/2013	763356	Irobot Corporation	613.00	2580-21280-402120	This is an order per attached quote #20121212-4669 Batteries Please ship to Billings Police Department, Attn: Sergeant Gartner, 220 North 27th Street, Billings, MT 59101.	
02/19/2013	763356	Irobot Corporation	2,422.85	2580-21280-402120	Repairs to existing Pre-IROBOT negotiator.	

02/19/2013	763358	Jacobs Consultancy Inc	13,400.26	5610-71100-403590	Invoice #37BIL300-0411-06 Feb 26, 2011 - April 15, 2011. PARKING DEVELOPMENT FINANCIAL FEASIBILITY ANALYSIS
02/19/2013	763362	Kenney Joyce And George	225,000.00	8450-31860-409120	WO 07-22 King Ave East - Condemnation Settlement
02/19/2013	763364	Kois Brothers Equipment Co	188.56	6010-00000-141000	96203 PO NUM 291476
02/19/2013	763364	Kois Brothers Equipment Co	25.69	2110-31320-402320	96296
02/19/2013	763364	Kois Brothers Equipment Co	4,832.88	5410-31220-402320	95966
02/19/2013	763364	Kois Brothers Equipment Co	274.18	5410-31220-402320	95966
02/19/2013	763367	Lift U	2,703.18	5710-71440-402320	144685
02/19/2013	763367	Lift U	800.10	6010-00000-141714	144854 PO NUM 291933
02/19/2013	763371	Mailing Technical Services	86.98	1500-21110-403110	Invoice 1703873, Evidence Mailings
02/19/2013	763371	Mailing Technical Services	167.79	5210-15210-403110	parking - special inserts only
02/19/2013	763371	Mailing Technical Services	646.17	0100-15120-403110	Finance
02/19/2013	763371	Mailing Technical Services	4,834.09	6050-15150-403110	Postage Fund (weekly bills)
02/19/2013	763378	Montana Department Of	58,312.00	5120-82110-403495	2013 Annual Fee - Community Connection
02/19/2013	763380	Montana Municipal Interlocal Authority	9,568.52	6300-17530-407310	Deductible Recovery Invoice 2112013
02/19/2013	763381	Montana Radiator Works	195.00	5120-84000-402450	Clean & repair heat exchangers
02/19/2013	763381	Montana Radiator Works	2,481.00	5710-71440-402320	AUTO & TRUCK MAINT ITEMS
02/19/2013	763394	NorthWestern Energy	153.70	5120-85000-403410	62nd St W at Ironwood
02/19/2013	763394	NorthWestern Energy	2,400.70	5020-74000-403410	5809 Canyon Woods
02/19/2013	763394	NorthWestern Energy	16.32	4280-85900-409180	Act #2117221-8 / 502 S 33rd St Irma House II
02/19/2013	763394	NorthWestern Energy	1,385.12	0100-51270-403410	Monthly electrical charges for office
02/19/2013	763394	NorthWestern Energy	116.41	0100-51120-403410	07222870
02/19/2013	763394	NorthWestern Energy	159.71	0100-51120-403410	07230451
02/19/2013	763394	NorthWestern Energy	698.01	1500-22210-403410	08715468
02/19/2013	763394	NorthWestern Energy	7.59	2110-31320-403410	17403577
02/19/2013	763394	NorthWestern Energy	7.96	2110-31320-403410	17488966
02/19/2013	763394	NorthWestern Energy	37.43	0100-51120-403410	18366666
02/19/2013	763394	NorthWestern Energy	42.51	0100-51270-403410	07123870
02/19/2013	763394	NorthWestern Energy	205.97	0100-51220-403410	07125362
02/19/2013	763394	NorthWestern Energy	537.89	5710-71430-403410	07192255
02/19/2013	763394	NorthWestern Energy	260.16	1500-22210-403410	07208176
02/19/2013	763394	NorthWestern Energy	43.52	0100-51220-403410	07208184
02/19/2013	763394	NorthWestern Energy	67.91	0100-51260-403410	07208218
02/19/2013	763394	NorthWestern Energy	2,252.01	5020-74000-403410	07222649
02/19/2013	763394	NorthWestern Energy	1,772.97	5020-74000-403410	07230402
02/19/2013	763394	NorthWestern Energy	7.37	5020-74000-403410	07230592
02/19/2013	763394	NorthWestern Energy	37.40	0100-51120-403410	08134892
02/19/2013	763394	NorthWestern Energy	177.32	5020-74000-403410	11422532
02/19/2013	763394	NorthWestern Energy	63.83	0100-51120-403410	18494088
02/19/2013	763394	NorthWestern Energy	64.77	0100-51120-403410	19049444
02/19/2013	763394	NorthWestern Energy	8.27	8720-51980-403410	19486679
02/19/2013	763394	NorthWestern Energy	6.19	8720-51980-403410	20558177
02/19/2013	763395	One Eighty Communications	40.60	5610-71100-403450	Airport 2948370 Airport Alarm
02/19/2013	763395	One Eighty Communications	5,570.73	6060-19310-403450	Main Bill Acct 00001906
02/19/2013	763395	One Eighty Communications	195.67	6060-19310-403450	Main Bill T-1 Account 00018768
02/19/2013	763395	One Eighty Communications	39.00	1500-21110-403450	CPC line 247-8592 Account 00018768
02/19/2013	763395	One Eighty Communications	45.00	0100-51120-403450	Dehler Park line 867-7275
02/19/2013	763395	One Eighty Communications	326.56	6600-31100-403450	Depot 60% 6700 31410 403450
02/19/2013	763395	One Eighty Communications	489.86	6700-31410-403450	Depot 40% 6600 31100 403450
02/19/2013	763395	One Eighty Communications	489.86	6700-31410-403450	Depot 60% 6700 31410 403450
02/19/2013	763395	One Eighty Communications	489.86	6700-31410-403450	Depot 40% 6600 31100 403450
02/19/2013	763395	One Eighty Communications	259.00	2600-55180-403590	Library Internet Connection
02/19/2013	763395	One Eighty Communications	79.95	6200-19110-403452	IT Internet Connection
02/19/2013	763400	Pierce RV Sales	1,070.00	1500-21500-402925	Storage Container for Evidence.
02/19/2013	763400	Pierce RV Sales	1,000.00	1500-21200-402120	Storage Container for Evidence.
02/19/2013	763400	Pierce RV Sales	2,000.00	7180-21600-402120	Storage Container for Evidence.
02/19/2013	763402	Polydyne Inc	5,428.00	5120-84000-402220	Clarifloc
02/19/2013	763414	Rimrock Foundation	3,575.33	0100-12530-403575	Drug Court Jan 2013
02/19/2013	763414	Rimrock Foundation	3,759.93	7380-12640-403560	SAMHSA Jan 2013
02/19/2013	763414	Rimrock Foundation	4,029.25	7380-12640-403590	SAMHSA Jan 2013
02/19/2013	763414	Rimrock Foundation	3,274.42	7380-12640-403990	SAMHSA Jan 2013
02/19/2013	763414	Rimrock Foundation	2,993.18	7380-12660-403590	SAMHSA Jan 2013
02/19/2013	763420	Sanderson Stewart	3,344.18	2120-43700-409390	retainage balance due through February 3
02/19/2013	763430	St Vincent Occupational Health	592.09	1500-22240-403510	37092: PRE-EMPLOYMENT FIRE PHYSICAL 1/18/2013 - NEW HIRE START DATE 1/28/2013
02/19/2013	763430	St Vincent Occupational Health	742.09	1500-22240-403510	37092: PRE-EMPLOYMENT FIRE PHYSICAL 1/17/2013 - NEW HIRE-START DATE 1/28/2013
02/19/2013	763430	St Vincent Occupational Health	742.09	1500-22240-403510	37092: PRE-EMPLOYMENT FIRE PHYSICAL 1/8/2013 - NEW HIRE START DATE 1/28/2013
02/19/2013	763430	St Vincent Occupational Health	589.46	1500-22290-403510	37095: ANNUAL FIRE PHYSICAL 1/10/2013

02/19/2013	763430	St Vincent Occupational Health	400.26	1500-22290-403510	37095: - ANNUAL FIRE PHYSICAL 1/19/2013
02/19/2013	763430	St Vincent Occupational Health	609.46	1500-22290-403510	37095: - ANNUAL FIRE PHYSICAL 1/07/2013
02/19/2013	763433	T E.S.T	6,797.00	2510-21270-403560	SmartBoard for the Helena Police Department
02/19/2013	763437	Town & Country Supply Association	581.83	1500-22260-402310	101910: FIRE 1 - UNLEADED DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	518.93	1500-22260-402310	101910: FIRE5 UNLEADED DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	1,678.99	1500-22260-402310	101910: FIRE1 - DIESEL (BLENDED) DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	1,464.05	1500-22260-402310	101910: FIRE2 - DIESEL (BLENDED) DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	903.35	1500-22260-402310	101910: FIRE3 - DIESEL (BLENDED) DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	1,012.38	1500-22260-402310	101910: FIRE5 - DIESEL (BLENDED) DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	623.00	1500-22260-402310	101910: FIRE 6 - DIESEL (BLENDED) DELIVERED 2/8/2013
02/19/2013	763437	Town & Country Supply Association	0.17	1500-22260-402310	DECIMAL POINT CORRECTION
02/19/2013	763437	Town & Country Supply Association	11,977.18	6010-00000-141000	101890 PO NUM 291865
02/19/2013	763437	Town & Country Supply Association	24,160.26	5610-71180-402313	Invoice #102154. Car Rental Facility Fuel
02/19/2013	763437	Town & Country Supply Association	16,667.37	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 291781
02/19/2013	763448	Yellowstone County Finance Dpt	9,030.00	1500-21110-403590	Prisoner Billing for Month Ending January 2013
02/19/2013	763450	Zee Creative Inc	2,840.00	0100-51210-403665	Zee Creative Inv#20898 012513 2640 000

Regular City Council Meeting

Meeting Date: 03/11/2013

TITLE: FY14 General Fund & Public Safety Budget Discussion

PRESENTED BY: Tina Volek

Department: City Hall Administration

Information

PROBLEM/ISSUE STATEMENT

The City Council was asked to provide guidance to staff about the Fiscal Year (FY) 2014 budget at a March 4, 2013, work session. That meeting lasted longer than anticipated, however, and the Council agreed to postpone the discussion to the business session of March 11, 2013. Documents from that meeting are shown as Attachment A.

The City has been one of the first 35 communities nationally to participate in Priority Based Budgeting (PBB), which now is recognized as a leading practice in local government by the International City/County Management Association's Center for Management Strategies. Through PBB, the City has identified more than 360 City programs and ranked them from a high of 1 to a low of 4 in their support of the City's strategic plan.

FY14 budget preparations have been underway in City departments since a Jan. 16, 2013, pre-budget workshop between the Council and department heads. Finance and Administration are scheduled to begin compiling a recommended budget starting the week of March 11 for presentation to the Council on May 6. Before the finalization begins, Council is asked how it wishes staff to handle the following items:

- Increase revenues or cut services, or both?
- Use reserves to fund 1-time capital projects, or postpone cuts?
- Undertake new strategic planning & program re-evaluation before cuts or revenue requests made?
- Are there any areas that should not be addressed?
- Are there additional, long-term areas that should be addressed?
- What other items does Council wish to discuss?

ALTERNATIVES ANALYZED

The City Council may:

- Answer the six questions listed in the problem/issue statement and allow staff to proceed to the annual budget presentation on May 6 while using PBB as the Council directs;
- Direct the City Administrator to prepare an FY14 budget that keeps departments in the General Fund and Public Safety Fund at the same dollar amount as in FY13, while presenting budgets that allow departments in other funds to adopt increases commensurate with their revenue from other sources, as has been discussed previously;
- Direct the City Administrator to freeze hiring in FY14, as also has been discussed previously. Since the Council has budget authority but the City Charter gives the City Administrator the sole authority to hire and fire employees, research would have to be done to determine how this was achieved in the past; or

- Direct the City Administrator to review other cost-saving measures which, depending on their scope, could delay the budget adoption past the July 1, 2013, start of the FY14 budget year. While State law permits some latitude in this area, it is considered poor budget practice.

FINANCIAL IMPACT

Due to conservative fiscal practices in past years, the City Council and staff at the end of FY12 had met the General Fund's required reserve of \$9,276,000 and had an unassigned General Fund balance of \$10,284,980. Much of the unassigned money has been saved to offset the effects on revenue of a Charter mill levy cap, slower growth because of the economy, and the impacts of Statewide reappraisal. Council and staff also are aware that, unless other revenue sources are found, there soon may need to be significant reductions in future years' expenditures to sustain current operations and to meet future needs. One of the major reasons for engaging in PBB has been to provide a balanced method for judging the relative merits of existing programs with others that currently are being offered and with those that might be suggested in the future while dealing with limited funds.

Since the March 3 work session, staff has devoted considerable time to identify more exact costs of a reduction and their impact on service, as outlined in Attachment B. A direction to present General Fund and Public Safety Fund budgets for FY 14 financed at the same level as in FY13 would result in a savings of \$87,946 in the General Fund after the loss of cost allocation fees are taken into account, and a savings of \$1,068,272 in the Public Safety Fund, for a total savings of \$1,156,218. However, it also would result in additional lost revenues, reductions in service and layoffs or furloughs. These occur in part because the City has kept increases in general operations and maintenance funds flat for more than a decade, leaving little to cut. A flat-line budget also will create significant challenges in contract negotiations that are scheduled to begin in April with all 3 existing bargaining units. It may significantly encourage trained employees to seek work elsewhere in Billings' growing economy. Finally, it clashes philosophically with the concepts of PBB.

A direction to freeze hiring will have an unknown savings, since it is unpredictable in any year how many employees will leave the City for various reasons. This also raises questions of what happens if critical services or mandates require an employee be hired. Attachment C outlines some of those impacts.

RECOMMENDATION

Answer the six questions listed in the problem/issue statement and allow staff to proceed to the annual budget presentation on May 6 while using PBB as the Council directs.

APPROVED BY CITY ADMINISTRATOR

Attachments

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

ATTACHMENT A

Priority Based Budgeting

March 11, 2013

General Fund Unassigned Fund

Balance

• Ending FY 12 Fund Balance	\$20,010,980
– Less	
• FY 12 Recommended Reserve	<u>\$9,726,000</u>
• Based on FY 13 budget	
• FY 12 Unassigned Fund Balance	\$10,284,980
– Plus	
• SID Revolving Loan Transfer	<u>\$1,238,096</u>
• Beginning FY 13 Unassigned Fund Balance	\$11,523,076

Increased Costs in FY 14

• Health Insurance	\$560,000
• Natural Gas	\$17,000
• Electricity	\$210,000
• Tires	\$50,000
• Liability Insurance	\$132,000
• Property Insurance	\$28,000
• Fuel	\$0
• Total	\$997,000

2014 Anticipated Issues

Required

- Charter Election
- Council Primary & General Election
- Union Negotiations

Possible

- Space & Site Master Plan
- Strategic Planning
- Public Safety Levy?
- Charter Cap Removal?

Long-Term

- Public Safety/Other Additional Staffing
- Water/Sewer Line Replacement
- Landfill Charges

General Fund Score of 4

Department	Program Name	Program FY 12 Budget	Program Revenue	Total FTE
Administration	Business Recruitment, Retention and Expansion	14,050	-	0.1
Administration	Ceremonial	28,110	-	0.2
Administration	Intergovernmental Relations	14,050	-	0.1
Administration	Special Projects	70,270	-	0.5
Administration	Boards and Commissions	28,110	-	0.2
Administration	City Council relations	28,110	-	0.2
Administration	Media relations	14,050	-	0.1
Administration	Real estate transactions	14,050	-	0.1
Administration	Risk sharing pool administration	28,110	-	0.2
Administration	Council meetings	84,330	-	0.6
Human Resources	City Event Planning & Human Resources Outreach	28,226	-	0.1
Human Resources	Customer Service and Other Administrative Functions	42,955	-	0.4
Human Resources	Property Insurance Administration	12,020	12,020	0.2
Legal	Municipal Court Treatment Court	58,697	13,407	0.5
Legal	Municipal Court/Municipal Infractions/Code Enforcement	29,294	6,691	0.3
Legal	Public Document Requests	43,942	10,036	0.4
Municipal Court	Delinquent Collections	101,200	-	1.0
Municipal Court	Jury Trials(just to hold a trial)	25,500	-	1.5
Municipal Court	Overdue & Failure to Pay Notices	130,350	-	1.0
Municipal Court	Temporary Restraining Orders	72,050	-	1.0
PRPL	Records Management	57,376	2,500	0.4
PRPL	Neighborhood Recreation Centers	42,312	7,100	0.2
Code Enforcement	Junk Vehicles	39,640	-	0.6
Code Enforcement	Nuisance Weed Enforcement	104,585	15,000	1.3
Code Enforcement	Public Nuisance and Open Storage	49,607	-	0.7
Code Enforcement	RV/Trailers Parking and Storage	53,995	-	0.8
Totals		1,214,989	66,754	13

Public Safety Fund Score of 4

Department	Program Name	Program Budget	Program Revenue	Total FTE
Fire	Montana Highway Patrol	31,307	-	0.4
Fire	Alarm Data Tracking and Records - Administrative Coordinator	60,500	-	1.0
Fire	Emergency Medical Services	4,189,129	-	55.9
Fire	Public education activities	142,823	-	2.0
Fire	Vehicle Fire Extinguishment	67,354	-	1.0
Fire	Training Officer	115,320	-	1.0
Fire	Address and Street Names	28,840	-	0.3
Fire	Fire Investigations	144,199	-	1.3
Fire	Public Education	57,680	-	0.5
Police	Evidence	42,479	6,500	0.0
Police	ATF Task Force	59,600	-	1.0
Police	Housing Authority Officer	61,000	61,000	1.0
Police	Quartermaster	39,000	-	1.0
Police	Support Services	952,000	18,000	14.0
Police	Municipal Court Security	55,000	8,000	1.0
Police	Policy/Research/Training Officer	56,700	-	1.0
Totals		6,102,931	93,500	82

Questions for Council Direction

- Increase revenues or cut services, or both?
- Use reserves to fund 1-time capital projects, or postpone cuts?
- Undertake new strategic planning & program re-evaluation before cuts or revenue requests made?
- Are there any areas that should not be addressed?
- Are there additional, long-term areas that should be addressed?
- What other items does Council wish to discuss?

ATTACHMENT B

**GENERAL FUND & PUBLIC SAFETY FUND
FY14 SAME AS FY13**

General Fund	FY 14 Over/(Under) FY 13 Expenditure Budget	FY 14 Cost Allocation Charge for Services Revenue Reduction	GF Bottom Line Revenue Over/(Under) Expenditure Change	
Department				
Mayor and City Council	(835)	-	(835)	
City Administrator	18,235	(8,718)	9,517	
Human Resources	30,346	(16,117)	14,229	
City Attorney	(6,578)	-	(6,578)	
Municipal Court	2,434	-	2,434	
Finance	1,918	(1,445)	473	
Code Enforcement	6,742	-	6,742	
Parks, Recreation and Public Lands	61,964	-	61,964	
Non-Departmental	N/A	N/A	N/A	
Council Contingency	N/A	N/A	N/A	
	<hr/> <hr/> 114,226	<hr/> <hr/> (26,280)	<hr/> <hr/> 87,946	
Public Safety Fund				
Department				
Police	948,123	-	948,123	
Fire	<hr/> 120,149	<hr/> -	<hr/> 120,149	
			1,068,272	1,156,218

General Fund Recommendations for Reductions

Mayor & City Council

Staff makes no recommendations for reductions, since the budget is \$835 less in FY14 than in FY13.

City Administrator

There are insufficient cuts available in the O&M lines to make up the deduction, so reductions would have to come from personnel.

- The City Administrator would give up a recent pay increase approved by the City Council and the Assistant City Administrator would give up a long-delayed step increase, keeping both at their FY12 pay levels.
- Support staff members would not be allowed overtime except for rare occasions when they could take compensatory time for the hours used, which could lead to slower production of minutes, reports and correspondence.
- The City Clerk had anticipated buying a Citywide software tracking program for public records requests in FY 2013 that would have become a maintenance item in FY 2014 and future years; the City has functioned in the past without it, but it does improve responsiveness, ensures that duplicate requests receive the same information, and also ensures that everyone who obtains a record is charged. That system would not be purchased.

Human Resources

Human Resources would postpone the hiring of the Human Resources Associate position until January 2014. This would result in vacancy savings of \$33,814.00. Delaying this position would also result in deferring the HR Policy Manual review and revisions, in-house investigations, Affirmative Action Plan revisions and increased in-house supervisor and employee training to a later date. Without the additional staffing, Human Resource functions will remain in a reactive mode instead of progressing to a proactive mode.

City Attorney

FY 14 is anticipated to be \$6,578 less than FY13 because only three (3) individuals in the office will be receiving a merit increase (the other 11 employees are at Step 7 and can receive no additional step increases for FY 14); the General Fund transfer to cover DV (Board of Crime Control) Grant personnel costs is being reduced in FY14 by \$11,373; and the funds received from the Municipal Court Surcharge are being increased by \$10,000. No reductions are planned.

Municipal Court

The \$2,434 reduction will be absorbed in controllable operations & maintenance lines, primarily office supplies.

Finance

Finance will reduce Office Supplies by \$1,000 and Training by \$1,000 for a total of \$2,000.

Code Enforcement

If the same total is held level for FY14, the Division will need to absorb any individual line item increases by adjusting other line items throughout the remaining budget line items. The Division also will need to move its office location in FY14, so those costs must also be absorbed or mitigated throughout the budget.

In order to maintain FY13 funding levels in FY14, Code Enforcement will need to make the following cuts:

- Layoff the Code Enforcement Clerk
- Eliminate the Nuisance Weed Program – This program relies on the services of the Code Enforcement Clerk to coordinate mailings, notices, and billing for property cut by the city. PRPL and the CE Division would experience a loss of revenue. The CE Division's revenue reduction is estimated to be \$5,000 - \$15,000 for FY14.
- Eliminate Public Nuisance Property Cleanups - Only voluntary nuisance abatement will be affordable. The division would continue the inspection and notification process for these properties but would not write citations or ask the Court to approve abatement orders that allow the City to perform the cleanup. This includes locations already in the enforcement process:
 1. 2617 13 Street West
 2. 23 Rhea Lane
 3. 3 Jefferson Street
 4. 2244 Dallas Drive
 5. 3310 1 Avenue South
 6. 423 Miles Avenue
 7. 1220 Colton Boulevard
 8. 218 North 22nd Street
 9. 916 South 27th Street
 10. 401 South 26th Street
 11. 40 Jackson Street
 12. 107 Custer Avenue

The City generally recovers the cost of these nuisance abatements, but it tends to have a lag time of 2 to 4 years. Most abatement costs are assigned to the property taxes and will remain unpaid until the property is sold for back taxes. Some of the locations listed above will be abated in FY13. To date, the Code Enforcement Division has conducted several abatement projects in FY13 including 1250 Princeton Avenue (demolition) and 23 Rhea Lane (junk removal). The property at 3310 1st Avenue South is scheduled for abatement at the end of March 2013. The total abatement costs so far in FY13 is \$22,780.00 (includes cost for 3310 1st Avenue South).

- No computer replacement, no training manuals, no professional memberships, reduced training budget, no budget for office machine repair or weed cutting refunds.

Parks & Recreation

If the FY14 budget is not increased by approximately \$61,964 to cover increases in non-controllable O&M (utilities, postage, rent, fuel, telephone, motor pool, human resources, information technology, special assessments, minimum wage, BOC rent and debt service, etc.) some public services would have to be reduced. The services that would be affected in FY14 would include the following:

Recreation

- Wading pools – Daily hours of operation at the wading pools would be reduced from 12-6 PM to 12-4 PM

Cemetery

- Cemetery appearance – Elimination of the fertilization and weed control program at the cemetery

General Fund Parks (North, South, Pioneer, etc.)

- Restrooms – Closure of up to 4 park restrooms for the season or a portion of the season
- Park signage - Reduction in park signage upgrades
- Multi-Use Trails - Reduction in mowing along trails

Urban Forestry

- Reduction in tree pruning in the general fund parks

Non-Departmental & Council Contingency

Staff makes no recommendation

Public Safety Recommendations for Reductions

Fire

Given that approximately 84% of the Fire Departments budget is directly related to wages and benefits, the ability to reduce the budget is limited without impacting essential emergency services. The following options impact programs such as training, equipment replacement, and projects cost savings associated with past projections.

The delay in filling vacated positions and reducing overtime should be considered temporary budget adjustments.

- Fire Department & 911 Center Overtime: Minimize the use of overtime to meet only essential and time sensitive responsibilities, which would reduce the projected overtime budget by \$17,656.

- HI-C Out-of-Position to higher classification costs: By contractual agreement, the Fire Department is obligated to fill vacated positions in the organization chart and compensate impacted employees accordingly. FY13 actual projections indicate a potential saving of \$31,819 associated with this financial responsibility.
- Holiday Pay Benefit: The line item for holiday compensation associated with projections for FY 13 could result in a cost reduction of \$11,000 as a result of FY13 budget projections.
- Electricity: Based on actual costs and anticipated future utility cost, the line item for electrical service would reduce by \$12,000.
- Computer Equipment Replacement: Postponing the expected replacement of a number of computer systems including mobile data terminals would support a budget reduction of \$33,170. The concern regarding this option is that the systems will still have to be replaced or maintained at a higher cost.
- Educational Equipment, Building Maintenance, Small Item Replacement, and Operating Supplies: An \$11,128 reduction would include optional items for the 911 Communications Center and the Fire Department Training Division.
- Management/Professional Development: A \$ 3,376 budget reduction would prioritize the essential training and management development associated with the maintenance of required certifications.

Police

Implementation of such a budget reduction plan would have a severe impact on police operations. This potential impact will need to be carefully evaluated for there is great potential to adversely impact the provision of basic police services. Several options were considered and the plan below needs much more evaluation. For this exercise however, it is designed to maintain the ability to provide core police service.

Finance projections:

Expense	FY 13	FY 14	Difference
Personnel	15,159,013.00	15,528,365.00	369,352.00 *
IT	306,286.00	328,222.00	21,936.00
IT for Animal Shelter	8,269.00	8,426.00	157.00
Courier	2,492.00	2,538.00	46.00
800 MHz	134,040.00	245,004.00	110,964.00 *
Motor Pool	584,425.00	592,026.00	7,601.00
Duplication	18,334.00	16,733.00	(1,601.00)
Postage	14,280.00	14,995.00	715.00
Electricity	10,100.00	10,807.00	707.00
Electricity/AS	11,600.00	18,430.00	6,830.00
Natural Gas AS	8,900.00	9,396.00	496.00
Telephone	200,020.00	203,061.00	3,041.00
Telephone/AS	10,884.00	11,110.00	226.00
Facilities	475,264.00	492,126.00	16,862.00
Facilities/AS	6,224.00	6,514.00	290.00
Property/Liability Ins Police	816,995.00	1,287,338.00	470,343.00 *
Property/Liability Ins AS	5,258.00	6,899.00	1,641.00
Debt payments	92,698.00	92,698.00	*
Other O&M	1,324,740.00	376,617.00	(948,123.00) (1)
Equipment Replacement Police	466,686.00	406,689.00	(59,997.00)
Equipment Replacement AS	18,270.00	16,784.00	(1,486.00)
Property/Liability Ins transfer	120,000.00	120,000.00	-
	<u>\$19,794,778.00</u>	<u>\$19,794,778.00</u>	<u>\$ -</u>

These are all costs that have to increase/decrease because they are uncontrollable charges. For instance, the only way to reduce payroll is to eliminate positions. The only way to reduce utilities is to close non-City owned offices.

These are transfers that are set costs

FY13 Total Expense Budget 19,794,778.00

(1) This is showing that O&M would need to decrease in order to stay within last year's budget levels. These costs include supplies, clothing and uniforms, contracted services, training, travel, etc.

* 958,260.00 Majority of cause for reduction

Proposed FY14 Budget Reductions

Description	Reduction Amount
Defer Car Purchase	383,761.00
Chaplains Program	1,500.00
Travel and Training	19,249.20
Overtime	91,920.20
Furlough	460,358.43

\$ 956,788.83

Reductions \$ 948,123.00 \$ (8,665.83)

Travel & Training at 20% Reduction		
1500-21110-403740	Food for Meetings	1,500.00
1500-21110-403824	Admin Training	8,000.00
1500-21150-403822	SWAT Training	3,000.00
1500-21150-403870	Bomb Training	2,000.00
1500-21200-403822	Investigations Training	1,500.00
1500-21400-402280	Training Aids	2,000.00
1500-21400-403822	Training	67,296.00
1500-21500-403822	Support Services Training	4,000.00
1500-21700-403824	Animal Shelter Management	1,250.00
1500-21720-403824	Animal Shelter Management/Developme	5,700.00
		<u>\$ 96,246.00</u>
	20% reduction	\$ 19,249.20

Furlough Projections		
Close City Hall 2 Days a Week	104 days/year = 1040 hours	10 hr shifts
	104 days/year = 832 hours	8 hr shifts
Police Support Specialist	13 x \$14.13/hour x 1040	191,037.60
Quartermaster	21.19/hour x 832	17,630.08
Administrative Support II	17.38/hour x 832	14,460.16
Volunteer Coordinator	100%	76,479.87
Records Supervisor	28.47/hour x 832	23,687.04
Administrative Coordinator	19.99/hour x 832	16,631.68
Animal Control Supervisor	30.53/hour x 832	25,400.96
Sr. Office Assistant	16.36/hour x 832	13,611.52
ACO Officers	16.31/hour x 832	81,419.52
		<u>\$ 460,358.43</u>

As stated previously, this suggested plan is designed to maintain core police services at current levels. However, the support function and O/M are seriously affected. The only revenue in jeopardy would be that generated by CPC assuming the program would collapse with the loss of the coordinator. Obviously staff is in place to continue the program if necessary. Additionally, reduced work days for Animal Control will negatively affect the amount of revenue generated by fines, traps, and licensing.

Potential CPC Revenue Loss: \$80,000 to city/\$2,400 back to PD for parking tickets. \$9,000 to CPC for fingerprint services and misc. publications.

Potential Animal Control Revenue Loss: Reduction in citations because of reduction in service. Fine money handled by Municipal Court and sent to general fund.

ATTACHMENT C

EFFECTS OF FREEZING HIRING IN FY14

City Administrator

The City Clerk is required by State statute and the City Administrator is required by City Charter; if either of those positions became vacant, they would have to be filled, although that could be done by promotion of subordinates in the office. The reduction of other administrative and support staff would lead to slower decision-making and slower production of documents and materials as the result of additional duties being assigned to the remaining members. For example, if the Assistant City Administrator left, the Administrator would need to take over the agenda item review, management of four divisions and the lobbying program, items relating to the sale and purchase of land, and other duties. If the Deputy City Clerk left, the Clerk would have to reassume those duties, with some assistance from the Executive Secretary. If the Executive Secretary left, the Clerk and Deputy Clerk would have to assume support for the City Council and City Administration office.

Human Resources

If the Human Resources Director or two Human Resources Associates left, the already small department would have to share work among the remaining employees. The Payroll Analyst position requires training and experience with the City's Innoprise system that would be difficult to duplicate, even in the private sector. If the Administrative Assistant left, the tasks of handling applicants would fall to the remaining staff, further increasing their burdens.

Municipal Court

As a service to the public which is a main function of the court and with increasing number in caseload, it would hinder the department considerably to cut any full-time positions. Currently Municipal Court sees between 25,000-30,000 cases per year which creates a large amount of paperwork for only seven clerks to maintain. In addition, with the number of calls that are received, eliminating any employees would create an even bigger concern that the calls are not able to be answered due to caseload and court sessions. There are two part-time positions that would have to be cut to absorb the increases in performance appraisals if this plan is adopted.

Court security (bailiffs) is one area that would cause the most disturbances to the court. Municipal Court operates out of two courtrooms and the need to have at least one bailiff in each courtroom as well as the third bailiff out to operate the scanning equipment. A log has been kept of all of the weapons that are collected (and not returned) during each court session. The amount of weapons that are collected should stand as evidence that court security should not be eliminated or decreased, but increased when and if possible.

All grants are funds that stand on their own and awarded from the Federal Government, so there should not be any need to cut or change where the grants are concerned. They are for a limited time in award periods and do not affect the general fund or the departmental funding in any way.

Finance

If an accountant left, it would be detrimental to production of the budget, the annual statement and audit. If support staff left, their specialties such as debt management, investments, taxes, business licenses, purchasing and similar function could be absorbed by others, but it would increase the load and reduce the effectiveness of an already small department.

Code Enforcement

A hiring freeze will have an unpredictable impact to division operations. The division has a senior employee that may retire soon but has not indicated this will happen in FY14. The division has experienced high turnover in the Code Enforcement Clerk (.5 FTE) position. If the clerk position becomes vacant in FY14, and a hiring freeze is in place, the division will not be able to handle walk-in customer service, and may need to significantly reduce or eliminate the nuisance weed program (May 1 to Oct 1). Eliminating the nuisance weed program will nullify any revenue to PRPL. PRPL acquires revenue through mowing property sent to them by the Code Enforcement Division. The mowing charges are paid by the property owner either through direct payments or tax assessments. Reductions in Code Enforcement Division revenue for inspection, penalty and administrative charges are expected.

Estimated revenue loss for FY14 resulting from a hiring freeze or Level Funded Budget:
Nuisance weed program \$5,000 - \$15,000

The Code Enforcement Division has 3 officers and a hiring freeze could have a significant impact on division programs and operations. For example, if the senior employee retires and a 2nd officer leaves for a new job, the division would have 1 officer to cover all complaints. The number of complaints varies but averages about 206 complaints per month. One officer could not effectively handle this number of complaints. Response times to complaints would increase significantly and it is likely some complaints would not be able to be addressed at all. Neighborhood quality of life would be reduced and compliance rates would drop.

Parks & Recreation

The Recreation Superintendent is planning to retire in FY14. Over the years the job responsibilities of the position have become quite diverse. There are numerous things which aren't even directly related to Recreation that will need to be covered, such as the Park Use permitting, technology functions such as computer backups, server maintenance, etc. This position also oversees the summer recreation program, senior/community center, South Park and Rose Park Pools and the wading pools at Pioneer and Hawthorne Parks.

A Recreation Supervisor would be named acting to cover many of the Recreation Superintendent's duties and paid HI-C pay. Seasonal personnel would also be hired to assist in the implementation and supervision of ongoing programs until a new Superintendent is hired. The Superintendent is expected to retire at the end of October. This transitional plan would take the department through FY14 and will cost approximately \$37,000.