

# CITY OF BILLINGS

## CITY OF BILLINGS VISION STATEMENT:

**“THE MAGIC CITY: A DIVERSE, WELCOMING COMMUNITY WHERE  
PEOPLE PROSPER AND BUSINESS SUCCEEDS.”**

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### AGENDA

**COUNCIL CHAMBERS**

**July 28, 2014**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Yakawich

**ROLL CALL:** Councilmembers present on roll call were:

#### **MINUTES:**

- June 23, 2014
- July 14, 2014 (pending)

#### **COURTESIES:**

#### **PROCLAMATIONS:**

#### **ADMINISTRATOR REPORTS - TINA VOLEK**

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 & 3B 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. Mayor Hanel recommends that Council confirm the following appointments:**

**1.**

Name	Board/Commission	Term
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			Begins	Ends
1	Jessica Leuthold	Bicycle & Pedestrian Advisory Comm*	07/28/14	12/31/15
2	No Applications	Board of Appeals - Electrical	07/28/14	12/31/17
3	No Applications	Housing Authority Res Comm	07/28/14	12/31/15
4	Jeana Lervick	Library Board*	07/28/14	12/31/14
5	No Applications	Mayor's Homelessness Lending	07/28/14	12/31/16
6	David Fishbaugh	Parking Advisory Board	07/28/14	12/31/17
7	No Applications	Parking Advisory Board*	0728/14	12/31/14
8	Andy Piccioni	Parking Advisory Board*	0728/14	12/31/17
9	Pierre Jomini	Traffic Control Board*	07/28/14	12/31/14
10	Jerry Dunning	Traffic Control Board	0728/14	12/31/17

1 Unexpired term of Darryl Wilson  
4 Unexpired term of Shari Nault Pullar  
7 Unexpired term of William Gilbert  
8 Unexpired term of Edward Arnold  
9 Unexpired term of Brent Krueger

**B. Bid Awards:**

- 1. Airport Parking Lot and Road Construction.** (Opened 7/15/2014) Recommend delay of award until August 11, 2014.
- 2. Electronic Waste Disposal.** (Opened 7/15/2014) Recommend Yellowstone E-Waste; \$0.25/per pound for three years.

**C. Change Order #1 - Empire Parking Garage;** Tetra Tech; \$13,001.

**D. Empire Parking Garage Management Agreement** between Zootist Hospitality LLC, and the Empire Garage Owner's Association.

**E. Interlocal Agreement** for Montana Firefighters Testing Consortium.

**F. Acceptance of Donation** to the Parks, Recreation and Public Lands Department from Bright and Beautiful for tree planting event at Coulson Park; \$5,000.

**G. Acceptance of Donation** to the Billings Police Department for graffiti abatement equipment from Hanser's Wrecker Company, Inc.; \$3,000.

**H. Acceptance of Quitclaim Deed** for portions of road right-of-way located on Barrett Road and Kyhl Lane in Billings Heights (Annexation #14-01) from Yellowstone County.

I. **Resolution** providing assistance to the Billings Industrial Revitalization District (BIRD) with \$3.1 million estimated costs for storm water, water and sewer improvements to be developed as part of the Exposition Gateway Infrastructure Plan.

J. **Public Safety Mill Levy Charter Amendment**

(1) **Second/Final Reading Ordinance** providing that the Billings City Charter be amended to add Section 1.05.2; providing for a permanent mill levy to fund Fire, Police, 911 Dispatch Services, and related public safety expenses and submitting the proposed amendment to the electors of the City as provided by law.

(2) **Resolution** referring the ordinance amending the Billings City Charter to provide for a permanent mill levy to fund Fire, Police, 911 Dispatch Services, and related public safety expenses to a vote of the people at an election to be held on November 4, 2014.

K. **Final Plat Approval**

1. The Estates at Briarwood Subdivision, 2nd Filing
2. Popelka Commerce Center Subdivision, 2nd Filing

L. **Bills and Payroll:**

1. June 30, 2014
2. April 1, 2014 - June 30, 2014 Municipal Court

**REGULAR AGENDA:**

2. **PUBLIC HEARING AND SPECIAL REVIEW #917:** A special review to locate an approximate 100-unit assisted living facility in a Multi-Family Residential zone on Lot 1, Block 1, Lenhardt Square Subdivision, 1st Filing, generally located on the southeast corner of S. 44th Street West and Monad Road in the Lenhardt Square Planned Development; Stock-Naughton, LLP, owner; Sanderson Stewart, agent. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

**3. MONT VISTA SUBDIVISION, 1ST FILING**

- A. PUBLIC HEARING AND RESOLUTION** authorizing the exchange of Cynthia Park in Yerger Heights Subdivision for an equal size of parkland in Mont Vista Subdivision, First Filing. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
  
- B. FINAL PLAT OF MONT VISTA SUBDIVISION, 1ST FILING.** Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

**PUBLIC COMMENT** on Non-Agenda Items -- Speaker Sign-in required. (*Restricted to ONLY items not on this printed agenda. Comments here are limited to 3 minutes. Please sign 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:** 07/28/2014  
**TITLE:** Boards & Commissions Appointments  
**PRESENTED BY:** Tina Volek, City Administrator  
**Department:** City Hall Administration

**PROBLEM/ISSUE STATEMENT**

The Mayor is requesting that the City Council confirm appointments for Board and Commission positions that are vacant due to resignations.

**ALTERNATIVES ANALYZED**

Council may:

- Confirm the proposed appointments; or
- Not confirm the appointments.

**FINANCIAL IMPACT**

The proposed action has no financial impact.

**RECOMMENDATION**

Mayor Hanel recommends that Council confirm the following appointments:

	Name	Board/Commission	Term	
			Begins	Ends
1	Jessica Leuthold	Bicycle & Pedestrian Advisory Comm*	07/28/14	12/31/15
2	No Applications	Board of Appeals - Electrical	07/28/14	12/31/17
3	No Applications	Housing Authority Res Comm	07/28/14	12/31/15
4	Jeana Lervick	Library Board*	07/28/14	12/31/14
5	No Applications	Mayor's Homelessness Lending	07/28/14	12/31/16
6	David Fishbaugh	Parking Advisory Board	07/28/14	12/31/17
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9	Pierre Jomini	Traffic Control Board*	07/28/14	12/31/14
10	Jerry Dunning	Traffic Control Board	0728/14	12/31/17

- 1 Unexpired term of Darryl Wilson
- 4 Unexpired term of Shari Nault Pullar
- 7 Unexpired term of William Gilbert
- 8 Unexpired term of Edward Arnold
- 9 Unexpired term of Brent Krueger

**APPROVED BY CITY ADMINISTRATOR**



**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Delay Bid Award of the Car Rental Transfer Lot and Terminal Loop Road Repair Project

**PRESENTED BY:** Tom Binford, Director of Aviation & Transit

**Department:** Airport

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**PROBLEM/ISSUE STATEMENT**

Included in the Airport's Capital Improvement Program is the Car Rental Transfer Lot and Terminal Loop Road Repair Project.

Currently, the car rental companies located at the Airport load and unload rental cars at the entrance to the Quick Turn Around (QTA) Car Rental Facility on Overlook Drive and on a vacant lot not leased to them. The rental cars are delivered just before the peak Summer vacation season and removed from the Airport during the Autumn and Winter months. These operations can block traffic and create unsafe driving conditions. This project will construct a paved, 72,000 s.f. asphalt Car Rental Transfer Lot located adjacent to the QTA and away from traffic areas. Also included in this project is the replacement of the south portion of Terminal Loop Road that was damaged last winter. This section of the road experienced significant "frost heave," the result of severe cold alternating with warm weather, causing a lot of melt of the heavy snow and then freezing again. This freeze-thaw cycle, combined with poor soil drainage below the road subsequently resulted in the pavement heave. This project will remove the existing pavement and base material and replace it with more base material, a mesh material for more strength, and new asphalt paving.

This project was advertised in the *Billings Times* on June 26, July 3 and 10, and was posted on the City's Web Site. The City received bids on July 15, 2014. Staff recommends that contract award be delayed until the August 11 City Council meeting.

Staff requests the bid award be delayed to allow additional time to review the bid results.

**ALTERNATIVES ANALYZED**

The City Council may:

- Delay the award of the Car Rental Transfer Lot and Terminal Loop Road Repair Project until the August 11, 2014 City Council meeting; or
- Award the project to the apparent low bidder prior to the staff review of all bid documents.

**FINANCIAL IMPACT**

The estimated cost of this project is \$803,730. Funding for this project is available in the Airport's Capital Account.

**RECOMMENDATION**

Staff recommends the City Council delay the award of the Car Rental Transfer Lot and Terminal Loop Road Repair Project until the August 11, 2014 City Council meeting to give staff time to review the bids..

**APPROVED BY CITY ADMINISTRATOR**

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**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Bid Award for Electronic Waste Disposal

**PRESENTED BY:** David Mumford, Public Works Director

**Department:** Public Works

**PROBLEM/ISSUE STATEMENT**

The public is allowed to drop off electronic waste such as computers, televisions, and other e-waste at a designated location at the Billings Regional Landfill. The City had a recently expired contract with a private company to remove and recycle this waste. This bid award is for a three year contract for electronic e-waste removal at the landfill. The amount of electronic e-waste being disposed of at the landfill has been steadily increasing each year. Contracting with a private company to remove the electronic waste instead of disposing of these wastes into the landfill saves landfill space and allows the electronic waste to be recycled.

The bid was advertised on June 12th and the 19th. The bids were opened on June 24th. Yellowstone E-Waste Solutions submitted the only bid and will provide a container at the landfill for residents to dispose of all electronic e-waste. Yellowstone E-Waste will empty the container at least once per week and more if needed.

**ALTERNATIVES ANALYZED**

The Council may:

- Award the 3 year contract to Yellowstone E-Waste as shown below

Cost per pound Fiscal Year 2015 \$0.25/LB

Cost per pound Fiscal Year 2016 \$0.25/LB

Cost per pound Fiscal Year 2017 \$0.25/LB

- Or, do not award the bid, the City would need to re-bid or cancel the bid, in which case the electronic waste brought in by residents would be deposited in the landfill and some of this waste may contain hazardous materials.

**FINANCIAL IMPACT**

The following bids were received and evaluated:

Contractor	Total Bid
Yellowstone E-Waste	\$0.25/LB

The funding for this contract is included in the FY 2015 budget for the Solid Waste Division. It is expected that approximately 120,000 pounds of e-waste will be collected each year for an estimated annual cost of \$30,000.

**RECOMMENDATION**

Staff recommends that Council award a contract for electronic waste disposal to Yellowstone E-Waste in the amount of \$0.25/LB for the three year contract.

**APPROVED BY CITY ADMINISTRATOR**

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**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** TetraTech Change Order #1, Empire Parking Garage

**PRESENTED BY:** Bruce McCandless, Assistant City Administrator

**Department:** City Hall Administration

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**PROBLEM/ISSUE STATEMENT**

In March, 2013 the City Council approved a \$54,128 contract with Tetra Tech for materials inspections on the Empire Parking Garage. Concrete test results in early 2014 indicated some concrete samples that might not meet strength specifications. Additional in-situ concrete testing was recommended as well as some additional observations of the tendon post-tensioning operations. The proposed change order is \$13,001, and about 45% of that cost will be paid by the concrete supplier. Due to the urgency for testing as soon as feasible, staff directed the contractor to proceed but neglected to submit the change order to the City Council until this month.

**ALTERNATIVES ANALYZED**

There are no viable alternatives to this change order. The concrete strength and steel cable tensioning systems are critical elements of the structure and had to be tested to ensure public safety and that the City received the product that it purchased.

**FINANCIAL IMPACT**

The total contract will be \$67,129. This is within the City's budget and contingency for the project. The concrete supplier will pay approximately 45% of the \$13,001 change order cost.

**RECOMMENDATION**

Staff recommends that the City Council approve Change Order #1 with Tetra Tech for \$13,001.

**APPROVED BY CITY ADMINISTRATOR**

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**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Empire Parking Garage Management Agreement

**PRESENTED BY:** Bruce McCandless, Assistant City Administrator

**Department:** City Hall Administration

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**PROBLEM/ISSUE STATEMENT**

The Empire Parking Garage is a project that started in 2010 with completion of a parking demand study. The City purchased land on Montana Avenue in 2011, broke ground in 2012 and should finish the project this month. An unusual feature of this structure is that there will be at least 5 owners; the City, Alley Cat Investments (Honaker), Zootist Hospitality (Northern Hotel), Kelly Donovan and Asian Sea Grill. This requires that the owners form an association for management and maintenance (M&M) of all common areas and each unit owner can maintain his/her own area or the owners can contract for M&M.

The City will own most of the parking but Zootist will own 187 spaces. Since it is a four (4) star hotel, the Northern has a high level of interest in making the garage inviting, safe, easy to use and keeping it well maintained. The Northern owners manage and maintain multiple properties in Billings and Bozeman. City staff requested that the company submit a M&M proposal. Working with the preliminary budget that was developed for the initial filing of the Declaration of Unit Ownership (condo), the company submitted a proposal to the City and the other owners. The owners must decide whether to contract with Zootist, contract with another management company or appoint one of the members/owners to manage the association. Staff is recommending that the Council approve a three year agreement with Zootist so that the garage will have an experienced property manager in place when the garage is completed and begins operating in August, 2014.

**ALTERNATIVES ANALYZED**

Staff considered three alternatives: City management, contracting with a third-party property management company or contracting with Zootist. The City has no expertise in managing mixed use, mixed ownership property. The City could manage its own property but that would duplicate a lot of what the association will do for the common areas. As part of preparing the preliminary condo documents, the prospective owners requested a M&M proposal from a local property management company. The annual management fee would be approximately \$75,000 and maintenance costs would be the same as established by the Declarations. The company expressed some concerns about the assignment because no one locally has experience with mixed-use commercial condos and parking garages. Zootist owns and operates the Hart-Albin parking garage, has M&M personnel in the hotel, has a vested interest in the Empire's appearance and function as well as keeping M&M costs as low as possible since it is a property owner and member of the owners' association. The proposed management fee is \$6,300/month, which will be distributed among the owners according to the percent of the property that each party owns. Total annual M&M costs are \$250,000 plus the management fee. The City owns 53% of the area, so its maintenance share will be approximately \$132,500/year plus \$40,100/year for management.

**FINANCIAL IMPACT**

The estimated annual revenue is \$251,000. The first full year of operating income and expenses are based on estimates prepared in late 2012, as part of the negotiations that created the condominium units. It will take 1 - 2 years to determine if the expenses and income are accurately estimated and if the M&M contractor is performing as expected.

**RECOMMENDATION**

Staff recommends that the City Council approve the Empire Parking Garage Management Agreement with Zootist Hospitality LLC.

**APPROVED BY CITY ADMINISTRATOR**

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services agreement

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## SERVICES AGREEMENT

THIS SERVICES AGREEMENT (together with any SOWs, as defined below, executed in connection herewith, the "Agreement"), made as of this first day of August, 2014 (the "Effective Date"), is between Zootist Hospitality, LLC, a Montana limited liability company ("Zootist"), and the Empire Garage Owner's Association, a Montana mutual benefit corporation (the "Association").

### RECITALS

A. The Association consists of 100% of the owners of units of the Empire Garage (the "Empire Garage"), a condominium created pursuant to the provisions of the Montana Unit Ownership Act and pursuant to the Declaration of Unit Ownership for the Empire Garage dated as of February 4<sup>th</sup>, 2013 (the "Declaration").

B. Pursuant to the Declaration and the Articles of Incorporation and Bylaws of the Association, the Association is obligated to perform certain maintenance, operations and other services in connection with the Empire Garage.

C. The Association wishes to hire Zootist to perform some of its obligations in connection with the Empire Garage and Zootist is willing to do so, subject to the terms and conditions set forth in this Agreement.

### AGREEMENT

NOW, THEREFORE, in consideration of the premises, the mutual covenants and agreements contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and intending to be legally bound, the parties hereto agree as follows:

1. Provision of Services Pursuant to Statements of Work

Zootist shall provide, as an independent contractor and not as an agent of the Association, those services described in the attached statement of work signed by both Zootist and the Association. Zootist and the Association may bring other projects within the scope of this Agreement by executing additional statements of work (each such statement of work, including the initial statement of work, constituting a "SOW") from time to time. All subsequent SOWs must be signed by both Zootist and the Association and refer expressly to this Agreement to be effective.

2. Term; Termination

The initial term of this Agreement shall commence as of the Effective Date and continue until the three (3) year anniversary of the Effective Date. Thereafter, this Agreement shall automatically renew for additional renewal terms of one (1) year each unless either party delivers

written notice in accordance with Section 5 to the other party at least ninety (90) days before the end of the then-current initial term or any renewal term. The term and termination rights relating to each specific SOW shall be set forth in such SOW. If no term is set forth in such SOW its term shall begin on the effective date of such SOW and end on the day this Agreement terminates.

3. Compensation and Payment

As compensation for the services provided by Zootist hereunder, the Association shall pay to Zoot, without setoff, the fees set forth in each SOW. The Association shall also reimburse Zootist for all properly documented, pre-approved expenses incurred by Zootist in connection with the performance of services. Zootist will provide monthly invoices to the Association on or before the 15<sup>th</sup> day of each month, which will itemize the amounts owed for the prior month. The Association must pay each properly owed and payable invoice within thirty (30) days from the date of such invoice for all services provided during the previous month. All amounts due and not paid within thirty (30) days of the invoice date will be charged 0.83% percent monthly interest on the amount unpaid until such delinquent amounts are paid in full. In the event a SOW provides for pricing and payment terms specific to the services provided pursuant to such SOW, then the pricing and payment terms of the SOW shall govern.

4. Independent Contractor

Zootist's relationship to the Association in the performance of this Agreement is that of an independent contractor. The personnel performing services under this Agreement shall at all times be under Zootist's exclusive direction and control and shall be employees of Zootist and not employees of the Association. Zootist shall pay all wages, salaries, and other amounts due its employees in connection with this Agreement and shall be responsible for all reports and obligations relating to social security, income tax withholding, unemployment compensation, workers' compensation, and similar matters.

5. Notices

Any notices or consents required or permitted under this Agreement shall be in writing, signed by an individual authorized to bind the party providing the notice or consent, and shall be deemed given if (i) delivered in person, (ii) sent by registered or certified mail, return receipt requested, with proper postage affixed, or (iii) sent by overnight mail service with confirmation of delivery. In the case of (i), notice shall be deemed effective upon delivery; in the case of (ii) and (iii), notice shall be deemed effective upon confirmation of receipt or delivery. Each party's notice address is as follows:

Empire Garage Owner's Association  
210 N. 27<sup>th</sup> St.  
Billings, MT 59101  
Attn.: Brent Brooks

Zootist Hospitality, LLC  
19 North Broadway  
Billings, MT 59101  
Attn.: Michael Nelson

- With a copy to -

Zootist Hospitality, LLC  
555 Zoot Enterprises Lane  
Bozeman, MT 59718  
Attn.: Legal Department

6. Compliance with Laws

Each party shall, in their respective performance of this Agreement, fully comply with all applicable federal, state, and local laws, rules, regulations, or ordinances. This Agreement is governed by the laws of the State of Montana. The parties agree to submit to the personal jurisdiction of the state and federal courts located in Yellowstone County, Montana, with respect to any action arising under or relating to this Agreement.

7. Insurance

During the term of this Agreement, Zootist agrees to maintain commercial general liability insurance with a single limit of liability of not less than \$1,000,000.00 per occurrence and \$2,000,000.00 aggregate.

8. Disclaimer of Warranties

EXCEPT AS EXPRESSLY PROVIDED IN THIS AGREEMENT, NEITHER ZOOTIST NOR ITS AFFILIATES MAKE ANY REPRESENTATION, WARRANTY OR GUARANTEE, EXPRESSED OR IMPLIED, WRITTEN OR ORAL, RELATING TO THE SERVICES PROVIDED PURSUANT TO THIS AGREEMENT, AND ZOOTIST DISCLAIMS ALL IMPLIED WARRANTIES OR WARRANTIES IMPOSED BY LAW (INCLUDING, WITHOUT LIMITATION, WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE AND ALL WARRANTIES OF COURSE OF DEALING OR USAGE OF TRADE).

9. Force Majeure

Neither party shall be liable to the other party or any other person for any default, damages, delay or failure to perform any provision of this Agreement, or any consequence thereof, brought about by any cause beyond such party's reasonable control, including, without limitation, fire; earthquake; flood; weather; an act of God; war; terrorism; labor disputes; utility curtailments; power failures; cable cuts; structural problems; mechanical failures; electronics failures; explosions; civil disturbances; vandalism; governmental actions or shortages of equipment or supplies; or the failure of the other party or any owner of any unit within the Empire Garage to timely or fully perform its obligations hereunder or under the Declarations or the Articles of Incorporation or Bylaws of the Association, as applicable.

10. Limitation of Liability; Exclusion of Damages

IN NO EVENT SHALL ZOOTIST'S TOTAL LIABILITY UNDER ANY PROVISION OF THIS AGREEMENT, REGARDLESS OF THE NATURE OF THE CLAIM OR FORM OF ACTION (WHETHER ARISING IN CONTRACT, TORT, STRICT LIABILITY OR OTHERWISE), EXCEED IN THE AGGREGATE, THE AMOUNT COLLECTED BY ZOOTIST FOR SERVICES PROVIDED PURSUANT TO THIS AGREEMENT DURING THE TWELVE (12) MONTHS PRIOR TO THE ASSERTION OF THE CLAIM. NO ACTION, REGARDLESS OF FORM, ARISING OUT OF THIS AGREEMENT, MAY BE BROUGHT BY THE ASSOCIATION MORE THAN ONE (1) YEAR AFTER THE CAUSE OF ACTION HAS ACCRUED. IN NO EVENT SHALL ZOOTIST OR ITS AFFILIATES, OR THEIR RESPECTIVE OFFICERS, MEMBERS, DIRECTORS, EMPLOYEES, SUPPLIERS, AGENTS, SUBCONTRACTORS OR REPRESENTATIVES BE LIABLE HEREUNDER FOR ANY SPECIAL, CONSEQUENTIAL, PUNITIVE, OR INDIRECT DAMAGES, WHETHER OR NOT SUCH PARTY HAD NOTICE OF THE POSSIBILITY OF SUCH DAMAGES OCCURRING AND REGARDLESS OF THE NATURE OF THE CLAIM OR FORM OF ACTION (WHETHER IN CONTRACT, TORT, STRICT LIABILITY OR OTHERWISE).

13. Miscellaneous

This Agreement, together with all SOWs executed in connection herewith, sets forth the entire agreement between the parties with respect to the subject matter hereof and supersedes any and all prior proposals, agreements, and representations between them, whether written or verbal. This Agreement may be modified only if agreed to in writing by both parties. In the event that any of the terms of this Agreement is or becomes or is declared to be invalid or void by any court or tribunal of competent jurisdiction, such term or terms shall be null and void and shall be deemed severed from this Agreement and all the remaining terms of this Agreement shall remain in full force and effect. The waiver by either party of any breach or default of the Agreement, or the failure of any party to enforce any provision of the Agreement, shall not constitute a waiver of any other or subsequent breach or default of the same or any other provision of the Agreement.

IN WITNESS WHEREOF, the parties have duly executed and delivered this Agreement as of the Effective Date.

ZOOTIST HOSPITALITY, LLC

EMPIRE GARAGE OWNER'S ASSOCIATION

By: \_\_\_\_\_

Name: Michael Nelson

Title: President

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Interlocal Agreement Montana Firefighters Testing Consortium

**PRESENTED BY:** Paul Dextras, Fire Chief

**Department:** Fire

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**PROBLEM/ISSUE STATEMENT**

The purpose of this Agreement is the undertaking of a joint testing program for the identification of qualified candidates for consideration in hiring for the position of entry-level firefighter. The duration of this Agreement shall be perpetual unless terminated by the Members in accord with Section VII. Current members are: Big Sky Fire District, Central Valley Fire District, City of Billings, City of Bozeman, City-County of Butte-Silver Bow, City of Great Falls, City of Helena, Lockwood Rural Fire District, City of Miles City, City of Missoula and Missoula Rural Fire District.

**ALTERNATIVES ANALYZED**

The City could

- Conduct the testing process in house and assume all the costs and liabilities related to the process, or
- Join a consortium where testing is consolidated and all members assist with the testing and development of a qualified candidates list.

**FINANCIAL IMPACT**

The Members share equally in the costs related to this Agreement, including administering and coordinating the Test application and testing process. In addition, each member, as a condition of membership must pay annual dues.

**RECOMMENDATION**

Staff recommends that the City Council approve the Interlocal Agreement for the Montana Firefighters Testing Consortium.

**APPROVED BY CITY ADMINISTRATOR**

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INTERLOCAL AGREEMENT MT FIRE TESTING CONSORTIUM 2014

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**INTERLOCAL AGREEMENT  
FOR CREATING  
MONTANA FIREFIGHTERS TESTING CONSORTIUM  
Amended and Restated**

This Amended and Restated Interlocal Agreement ("Agreement") is made in the state of Montana by public agencies organized and existing under the laws of the state of Montana and which are signatories to this Agreement ("Members").

**RECITALS**

**WHEREAS**, Article XI, Section 7 of the Montana Constitution provides that a local government unit may (a) cooperate in the exercise of any function, power, or responsibility with, (b) share the services of any officer or facilities with, (c) transfer or delegate any function, power, responsibility, or duty of any officer to one or more other local government units, school districts, the state, or the United States.

**WHEREAS**, Montana's Interlocal Cooperation Act provides that its purpose is to permit local governmental units to make the most efficient use of their powers by enabling them to cooperate with other local governmental units on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities (Montana Code Annotated § 7-11-102).

**WHEREAS**, Montana's Interlocal Cooperation Act further provides that one or more public agencies may contract with any one or more other public agencies to perform any administrative service, activity, or undertaking or to participate in the provision or maintenance of any public infrastructure facility, project, or service (Montana Code Annotated § 7-11-104).

**WHEREAS**, a public agency is any political subdivision, including municipalities, counties, and fire districts (Montana Code Annotated § 7-11-103).

**WHEREAS**, the Members each provide fire protection services and each is responsible for hiring qualified firefighters.

**WHEREAS**, each Member has its own recruiting and hiring processes, and would otherwise at various times have to conduct expensive and time-consuming testing.

**WHEREAS**, the duties of firefighters for each Member, as determined by a task analysis, are similar.

**WHEREAS**, the Members would all benefit in terms of efficiency and economy by consolidating their recruiting and testing efforts for firefighter candidates by establishing a pool of qualified firefighter candidates for consideration in hiring.

**NOW THEREFORE**, in consideration of the covenants and mutual benefits described herein, the Members agree as follows:

**I. DEFINITIONS**

- A. **Board of Directors (the Board)**: The whole created by all of the sets of two Member Representatives of each Member; see also Section III (B).
- B. **Candidate**: Any person who has timely paid the application fee and submitted a complete application to take the Test.
- C. **Consortium**: The Montana Firefighters Testing Consortium.

- D. **Test:** The combined physical and written test offered annually by the Consortium.
- E. **Member:** Any public agency, as defined by Montana Code Annotated § 7-11-103, including a municipality, fire district, fire service area, local government, or other political subdivision which is both (1) a signatory of this Agreement, or any amended versions thereof, and (2) in compliance with the terms of this Agreement, or any amended versions thereof, and with the membership requirements set forth in the Consortium's bylaws or any subsequent amendments thereof.
- F. **Member Representative:** One of two individuals designated by a Member to represent the Member's interests at meetings of the Consortium.

## II. DURATION

The duration of this Agreement shall be perpetual unless terminated by the Members in accord with Section VII (E) below.

## III. CREATION OF THE AUTHORITY

- A. Pursuant to the Interlocal Cooperation Act, a public entity, separate and distinct from the parties hereto, is hereby created and shall henceforth be known as the *Montana Firefighters Testing Consortium* ("the Consortium").
- B. The Consortium shall be administered by a joint board of two representatives from each Member ("Member Representatives"). This joint board shall be called the Board of Directors ("the Board"), which shall be responsible for effectuating this Agreement.

## IV. PURPOSE

The purpose of this Agreement is to set forth the general and statutorily required terms of operation and financing the Consortium, which shall be responsible for the Members' undertaking of a joint testing program for the identification of qualified candidates for consideration in hiring for the position of entry-level firefighter.

## V. GOALS

The goals of the Consortium are as follows:

- A. To develop, establish, and modify, as the Board deems necessary, operational policies, protocols, and procedures to achieve the purpose of this Agreement;
- B. To implement and coordinate the financial, operational, and procedural aspects of the Test application and testing processes, procedures, and protocols;
- C. To share in the costs of administering this Agreement and achieving its purpose;
- D. To provide for the consistency of administration of the application and testing processes; and
- E. To create a list of qualified candidates after each testing cycle from which each Member may select candidates to interview and possibly hire for the position of entry-level firefighter.

## VI. FINANCING

- A. The Members shall be responsible to share equally in the costs related to this Agreement, including administering and coordinating the Test application and testing processes.
- B. The Board shall be responsible for establishing a budget each fiscal year, which shall run from July 1 through June 30 of the following year.
- C. Sources of funding may include the following:
  1. **Dues:** Each Member, as a condition of membership, must pay its initial membership dues and its annual dues.

- a. The amount each new Member shall be required to pay as its initial membership dues, as well as the amount of the annual dues any Member shall be required to pay, shall be as set from time to time by a simple majority vote of the Board.
  - b. The Board may set reduced initial membership dues and reduced annual dues for Members whose financial circumstances, in the Board's sole discretion, warrant such a reduction.
2. Fees: Additional funding of the Consortium is also derived from the Test application fees received from Candidates.
  3. The Consortium may also from time to time apply for and receive other sources of revenue, such as grant funds.

## VII. TERMINATION

- A. A Member may withdraw from the Consortium and this Agreement by giving the Board 60 days' written notice of the intent to withdraw.
- B. Any Member whose withdrawal would otherwise become effective 30 days or less before the scheduled Test shall not be permitted to withdraw until after the Test is completed, including tear down, and shall be required to participate, assist, and staff the testing in the same manner and effect as if the Member had not submitted notice of the intent to withdraw.
- C. When a Member withdraws, this Agreement shall remain in full force and effect with regard to the remaining Members.
- D. So long as at least two Members remain parties to this Agreement, the Consortium shall continue to operate.
- E. This Agreement may be completely terminated at any time upon the vote of 100% of the Members' governing bodies.
- F. The Consortium shall continue to exist and operate after complete termination, however, for the purpose of retiring any debt, including paying any remaining bills for operational expenses, disposing of all claims, selling all real and personal property in accord with Section VIII (B) herein, and distributing all assets equally, including cash accounts, and performing all other functions necessary to conclude the affairs of the Consortium.
- G. Following complete termination of this Agreement, Members who were Members on the date the vote in favor of terminating the Agreement was made may be required to pay an assessment to the Consortium, as determined by the Board, to enable final disposition of all remaining balances due for operational expenses and other minor costs of doing business.

## VIII. PROPERTY

- A. The real or personal property owned by the Consortium shall be owned proportionally by the Members, regardless of when they become Members. A Member which withdraws from the Consortium foregoes all interest it has in the Consortium's real or personal property so long as the Consortium continues to operate.
- B. In the case of the complete termination of this Agreement in accord with Section VII (E), any real or personal property owned by the Consortium shall be sold at fair market value and the proceeds, if any remain after disposition of all remaining balances due for operational expenses and the other minor costs of doing business, shall be divided equally, distributed, and deposited to the general funds of each of the Members who were Members on the date of the vote in favor of terminating this Agreement was made.

## IX. PARTIES TO THIS AGREEMENT

- A. Each Member, as a party to this Agreement, certifies that it intends to and does contract with, for the purposes and to the extent as herein provided, all other parties who are signatories of this Agreement, or may later become signatories of this Agreement.
- B. The addition of any new Member to this Agreement shall constitute an Amendment

- subject to the requirements of Section XIII.
- C. Each Member further certifies that a Member's voluntary termination of this Agreement as to its own participation as a Member, as well as a Member's involuntary removal as party to this Agreement for failure to meet the Member's Responsibilities, as set forth in Section XI herein, shall not affect this Agreement nor the remaining Members' intentions to work cooperatively to achieve the goals and objectives set forth herein.

## X. CONSORTIUM RESPONSIBILITIES AND OBLIGATIONS

- A. Prior to each Test, the Board shall select and hire an independent consultant to validate each Member's job descriptions and requirements for the position of entry-level firefighter.
1. Validation consists of comparing job descriptions, job analysis questionnaire results, and the CPAT, or such other similar test as the Board may adopt, for compatibility of activities.
  2. All Members must use the same validation procedures.
- B. The Board shall purchase and maintain liability insurance with liability limits of \$1,500,000 per occurrence and \$3,000,000 aggregate per policy year. The insurance shall name each Member as an additional insured and shall cover the Board of Directors, Members and their employees, and volunteers. The Board Chairperson shall provide a copy of the current insurance policy to each Member at the beginning of each policy year.
- C. The Board shall adopt bylaws, which shall be consistent with this Agreement and the law, and shall set forth the operational and procedural policies, protocols, and guidelines necessary to implement the Agreement's terms and achieve the Consortium's purpose and goals, including the creation of an Executive Committee, which shall handle the day-to-day business of the Consortium and which shall have powers as more particularly described in the bylaws. At a minimum, the bylaws shall provide as follows:
1. The Officers of the Consortium shall be a chairperson, a vice-chairperson, a secretary, and a treasurer. The latter two officer positions may be combined and the offices filled by one Member Representative.
  2. Officers shall be selected from the Member Representatives, except that the secretary position or the combined secretary-treasurer position may be filled by an independent contractor selected by the Board.
  3. A quorum exists when a simple majority of the Member Representatives are present, either in person, by telephonic or other electronic means, such that they can hear, be heard, and meaningfully participate.
  4. A vote of a simple majority at a meeting where a quorum is present shall constitute the action of the Board.
  5. Minutes shall be taken at all meetings.
  6. The treasurer shall provide all necessary administrative and accounting functions for the Board and shall have the custody of and disburse funds. The treasurer may delegate disbursing authority to such persons as may be authorized by the Board to perform the disbursement function.
  7. As a deliberative body, the Consortium will follow basic standards of parliamentary procedure in the conduct of all its meetings, and *Robert's Rules of Order* and *Mason's Manual of Legislative Procedure* may be used for general guidance at any meeting.
  8. All Board meetings shall be noticed, held, and conducted in compliance with the Open Meeting and Notice statutes of the state of Montana.
  9. The adoption of the bylaws and any amendments to the bylaws shall be consistent with this Agreement and the law and shall be accomplished by an affirmative written ballot of a simple majority or more of the Member Representatives.
  10. Each Member and Member Representative shall receive a copy of the bylaws or any amendments thereof.
  11. The Consortium shall abide by all applicable local, state, and federal laws and regulations.

## **XI. MEMBER RESPONSIBILITIES**

Members have the following responsibilities:

- A. To share equally in the cost of accomplishing the Consortium's purpose and goals, including the costs of coordinating and administering the Test.
- B. To provide, at their own expense, personnel to assist in coordinating and administering the Test, including providing personnel to staff both components of the Test.
- C. To pay their own costs in the validation of their own job descriptions and requirements for the position of entry-level firefighter.
- D. In the case of a new Member, to promptly pay the initial membership fee, as shall be established by the Board.
- E. To promptly pay their annual dues as the Board shall set from time to time.
- F. To regularly attend and meaningfully participate in all meetings and in every testing event.

## **XII. CONSORTIUM RIGHTS**

- A. The Board, in its sole discretion, shall determine the type of testing it will use to identify qualified candidates for consideration for hiring for the position of entry-level firefighter, including the testing processes, procedures, protocols, instruments, and equipment to be used.
- B. The Board, in its sole discretion, shall determine the intervals at which the testing will be offered, the location at which the testing will take place, and the number of candidates it will allow to take part in the testing.
- C. The Board, in its sole discretion, shall determine the number of meetings which are necessary, as well as the date, time, and location of all meetings.
- D. The Board, in its sole discretion, shall determine the amount of annual dues which shall be paid by each Member and the date when due.
- E. The Board shall have the power to contract as needed to carry out the purpose of the Consortium and this Agreement.

## **XIII. AMENDMENTS**

This Agreement may be amended at any time by a vote of a simple majority of the Members acting through their governing bodies. Amendments become effective when the Board receives written confirmation from a simple majority of the Members, through their Member Representatives, that their governing bodies have approved an amendment.

## **XIV. EFFECTIVE DATE**

This Agreement shall be effective and binding upon a Member when its governing body becomes a signatory hereto.

## **XV. FILING**

- A. In accord with Montana Code Annotated § 7-11-107, this Agreement shall be filed with the county clerk and recorder of the county or counties wherein each Member is situated and with the secretary of state. Upon the amendment of this Agreement, the amended version shall then be recorded as provided herein.
- B. The Board shall designate the person or persons who shall be responsible for the filing of this Agreement and any subsequent amended versions hereof.

## **XVI. ASSIGNMENT**

Members may not assign any right, claim, or interest it may have as a consequence of being a party to this Agreement, and no creditor, assignee, or third party beneficiary of any Member shall have a right, claim, or title to any fund or asset of the Consortium.

**XVII. EXECUTION**

This Agreement shall be executed on behalf of the Member by its chief executive officer or chairperson and attested by its clerk or secretary, as appropriate, upon approval of the Agreement by the Member's governing body. This Agreement may be executed in multiple counterparts, each of which shall constitute one and the same document.

IN WITNESS WHEREOF, the undersigned have executed this Agreement on the date subscribed hereto.

DATE: \_\_\_\_\_

**BIG SKY FIRE DISTRICT**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CENTRAL VALLEY FIRE DISTRICT**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF BILLINGS**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF BOZEMAN**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY-COUNTY OF BUTTE-SILVER BOW**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF GREAT FALLS**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF HELENA**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**LOCKWOOD RURAL FIRE DISTRICT**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF MILES CITY**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**CITY OF MISSOULA**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

DATE: \_\_\_\_\_

**MISSOULA RURAL FIRE DISTRICT**

By: \_\_\_\_\_  
Signature of Chief Executive Officer/Chair

\_\_\_\_\_  
Printed Name of Chief Executive Officer/Chair

Its: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Signature of Clerk/Secretary

\_\_\_\_\_  
Printed Name of Clerk/Secretary

Its: \_\_\_\_\_

# MFFTC CONFERENCE CALL

## July 9, 2014

Voting Members Present: Bill Farhat, Al Scholes, Bill Rash, Kelly Kline, Greg Megaard, Jeff Miller, Ron Stormer, Kevin Strickler, Steve Hester, Kelly Tuck, Sheri Hall, Robert Guenther, Delet Madler, Scott Moore, Cameron Duffin, Jason Diehl, Steve Paske, Bill Colwell, Brent Christopherson; Via Proxy: Jason Shrauger, Ron Lindroth, Randy McCamley

Others: Kim Christopherson,.

1. Meeting was called to order at 1:40 pm by Chief Christopherson.
2. Attendance was taken to determine voting members.
3. Chief Hester moved to adopt the Interlocal as written and attached to last e-mail from Brent Christopherson; Chief Rash 2<sup>nd</sup>.
4. There was some discussion; Al Scholes and a few others thanked Kim for her time and efforts involved in preparing the new interlocal. The 100% vote to terminate consortium was discussed and all were ok with that part.

5. Voting took place, with votes as follows:

Big Sky:	Chief Farhat	Yes
	Al Scholes	Yes
Billings:	A.Chief Rash	Yes
	Kelly Kline, Admin Support	Yes (appointment to vote sent via e-mail)
Bozeman:	Chief Shrauger	Yes (Via proxy)
	D.Chief Megaard	Yes
Butte/Silver Bow	Chief Miller	Yes
	Ron Stormer	Yes
Central Valley:	Chief Lindroth	Yes (Via proxy)
	D. Chief Strickler	Yes
Great Falls	A. Chief Hester	Yes
	Chief McCamley	Yes (Via proxy)
HelenaA. Chief Tuck	Yes	
	Sheri Hall	Yes
Lockwood:	Acting Chief Guenther	Yes
	Delet Madler	Yes
Miles City:	Acting Chief Moore	Yes
	Capt. Duffin	Yes
Missoula	Chief Diehl	No
	BC Pasae	No
Missoula Rural	Chief Colwell	Yes
	A. Chief Christopherson	Yes

Vote passed 20-2 to adopt the current revision of the interlocal agreement.

The Chief's or Attorneys should present it to their governing body for approval. Kim will send out the "official final" version just to make sure everyone has the last copy.

Kim instructed that once approved, then it needs to be recorded in the respective County Clerk and Recorder's office. Once recorded, a certified copy needs to be mailed to Kim. Once she has received them all, she will fill them with the Secretary of the State.

It is preferable that the agenda is taking to your next commission/board meeting if possible. All steps should be completed before our fall meeting.

Respectfully Submitted,

Sheri Hall, Temporary Secretary

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Bright and Beautiful \$5,000 Donation for Coulson Park Tree Planting

**PRESENTED BY:** Mike Whitaker, Parks, Recreation & Public Lands Director

**Department:** Parks/Rec/Public Lands

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**PROBLEM/ISSUE STATEMENT**

Bright and Beautiful approached the Parks, Recreation and Public Lands Department (PRPL) with a desire to do a service project. The project chosen was a tree planting event at Coulson Park. Bright and Beautiful and PRPL recruited volunteers to assist with the planting. The service project took place on May 24th, 2014. Seventy-eight volunteers joined PRPL's Staff and Bright and Beautiful to complete the planting of over 300 trees. Bright and Beautiful and Pepsi Bottling Co. provided lunch and refreshments for those who assisted with the project.

Of the \$5,000 donation, \$3,000 purchased various species of trees to be planted as well as protective tree coverings and supplies to install the coverings. The remaining \$2,000 will be used for ongoing care of the trees.

**ALTERNATIVES ANALYZED**

There are no viable alternatives to accepting \$3,000 of the donation because the trees were purchased and have been planted. The Council could reject the remaining \$2,000 and the tree maintenance will be added to the Park Department's general fund maintenance obligations.

**FINANCIAL IMPACT**

There are no immediate financial impacts but there could be long term costs if tree care costs exceed the donated funds.

**RECOMMENDATION**

Staff recommends Council accept the Bright and Beautiful donation of \$5,000

**APPROVED BY CITY ADMINISTRATOR**

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**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Acceptance of Donation from Hanser's Wrecker Company, Inc. in the Amount of \$3,000

**PRESENTED BY:** Rich St. John, Police Chief

**Department:** Police

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**PROBLEM/ISSUE STATEMENT**

Hanser's Wrecker Company donated \$3,000 to the Billings Police Department to be used for a graffiti abatement program. This program is supervised by the Crime Prevention Center (CPC) and the donation would go toward the purchase of a power washer, water tank, and a trailer. The primary function of this program is to remove graffiti from citizens' properties.

**ALTERNATIVES ANALYZED**

The City Council may:

- Approve the donation from Hanser's Wrecker Company, Inc., or
- Do not approve the donation from Hanser's Wrecker Company, Inc., which would result in the cancellation of the graffiti abatement program.

**FINANCIAL IMPACT**

There is no financial impact to the General Fund as there is no on-going costs.

**RECOMMENDATION**

Staff recommends that City Council approve the donation from Hanser's Wrecker Company, Inc. in the amount of \$3,000 for the graffiti abatement program.

**APPROVED BY CITY ADMINISTRATOR**

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**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Accept County Quit Claim Deed for Portions of Barrett Road and Kyhl Lane Right-of-Way

**PRESENTED BY:** Candi Millar, Planning & Community Services Department Director

**Department:** Planning & Community Services

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**PROBLEM/ISSUE STATEMENT**

During processing of Annexation #14-01 (Resolution #14-10364 approved by City Council on June 9, 2014), staff found three portions of road right-of-way in the area of this annexation in the Billings Heights identified as road tracts that had been annexed by the City previously but where the County had not quit claimed any interest in the tracts to the City. The rights-of-way are located on Barrett Road and on Kyhl Lane (See Exhibit A attached). This is a house-keeping item that should be acted upon to clear up any interest the County has in these now annexed road tracts under the City's jurisdiction. The County approved a quit claim deed for these portions of road tracts and the City Council must now act to accept the Quit Claim Deed to complete the process (See Attached Quit Claim Deed).

**ALTERNATIVES ANALYZED**

The City of Billings is required to annex road rights-of-way when annexing property adjacent to roads based on requirements of the State of Montana Code. Montana Code Annotated 7-2-4211 provides that in all cases of annexations of property, the city "shall include the full width of any public streets or roads, including the rights-of-way, that are adjacent to the property being annexed." The City acted to annex the right-of-ways when it annexed the adjacent properties in the past. However, Yellowstone County may still have an interest in the rights-of-way and accepting this deed from the County enables the City to have clear ownership to the rights-of-way in this area.

The Council May:

- Accept the Quit Claim Deed from Yellowstone County finalizing the City's oversight of these rights-of-way
- Not Accept the Quit Claim Deed from Yellowstone County finalizing the City's oversight of these rights-of-way. Not accepting this deed means the rights-of-way remain annexed but leaves some doubt as to whether the City is the sole owner of the rights-of-way.

**FINANCIAL IMPACT**

There is no direct financial impact to the City in accepting this quitclaim deed from Yellowstone County for these portions of road rights-of-way on Barrett Road and Kyhl Lane. However, this action establishes the City's clear obligation for maintenance and management of these portions of road right-of-way in the future.

**RECOMMENDATION**

Staff recommends that the City Council accept the quit claim deed from Yellowstone County for its interest in the portions of rights-of-way located on Barrett Road and on Kyhl Lane as described in the attached quit claim deed.

**APPROVED BY CITY ADMINISTRATOR**

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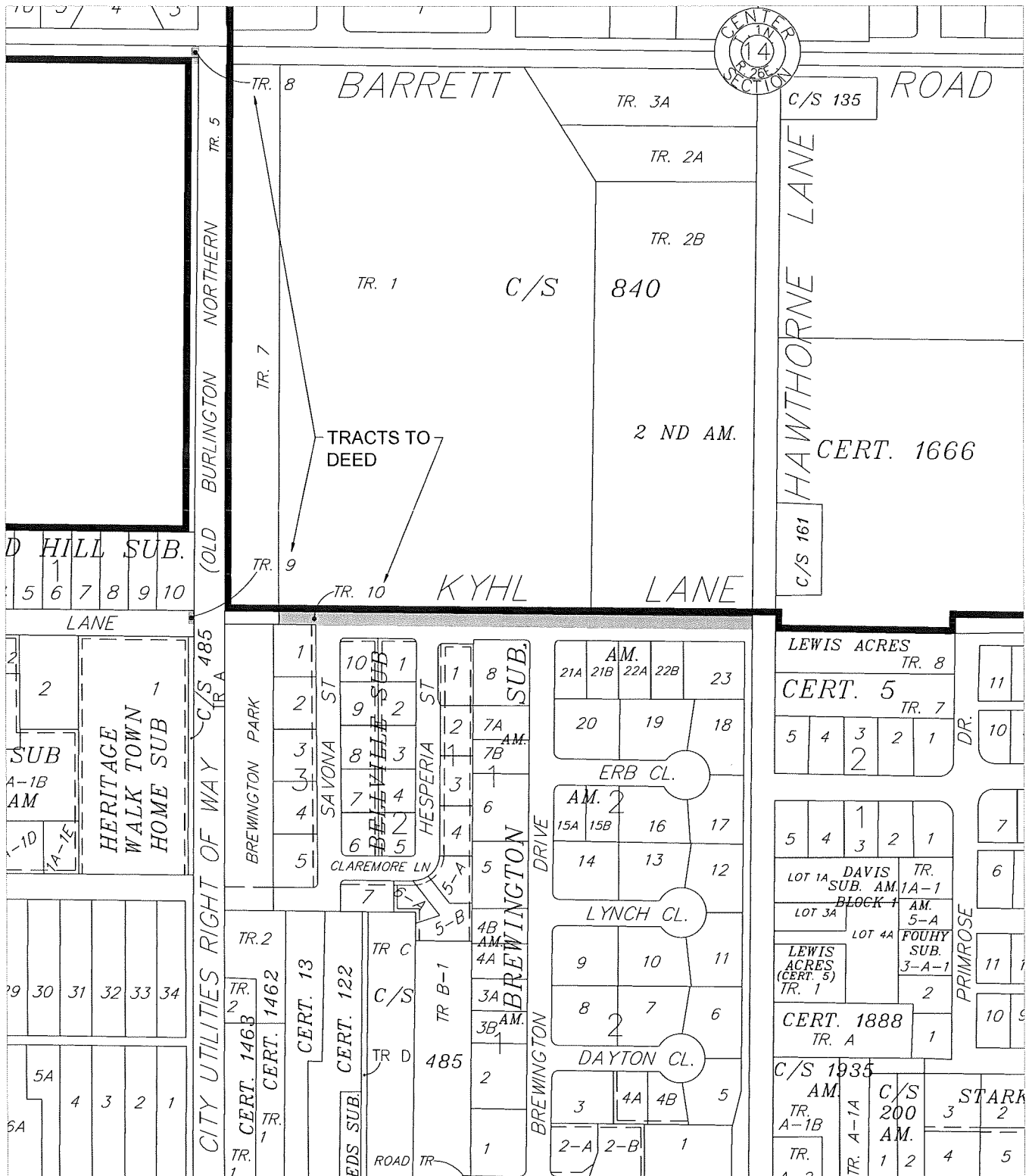
Road Tract ROW Exhibit

Quit Claim Deed

Annexation #14-01 Resolution

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# EXHIBIT "A"



RETURN TO:  
CITY CLERK  
CITY OF BILLINGS  
P O BOX 1178  
BILLINGS MT 59103

## QUITCLAIM DEED

For valuable consideration, **YELLOWSTONE COUNTY**, a political subdivision of the State of Montana, through its Board of County Commissioners, as **GRANTOR**, does hereby release and forever quitclaim its interest unto the **CITY OF BILLINGS, MONTANA**, Montana Municipal Corporation, of P.O. Box 1178, Billings, Montana 59103, as **GRANTEE**, the following described real property situated in Yellowstone County, Montana:

Tracts 8, 9, and 10 Corrected Certificate of Survey No. 840, Second Amended, Recorded July 14, 1972, under Document Number 911664 of record and on file in the office of the Clerk and Recorder of Yellowstone County, Montana.

Said Tracts containing 0.789 acres more or less.


**THE PURPOSE OF THIS QUITCLAIM DEED** is to create a right-of way parcel for construction and use for a public road, utilities, and related appurtenant structures, which is exempt from the provisions of the Montana Subdivision and Platting Act pursuant to §76-3-201(1)(h), M.C.A. as a division of land that creates rights-of-way or utility sites and 24.183.1104 A.R.M.

The Board of County Commissioners authorized the Conveyance of the property pursuant to §7-8-101(1) of the Montana Code Annotated at its meeting on this 24 day of June, 2014.

Dated this 24 day of June, 2014.

  
John Ostlund, ~~Chairman~~ Member  
Yellowstone County Commissioner

  
James E. Reno, ~~Member~~ Chairman  
Yellowstone County Commissioner

  
"Bill" Kennedy, Member  
Yellowstone County Commissioner

Attest:

  
Jeff Martin  
Yellowstone County Clerk and Recorder





RESOLUTION NO. 14-10364

A RESOLUTION OF THE CITY OF BILLINGS APPROVING  
PETITIONS FOR ANNEXATION AND ANNEXING TERRITORY TO  
THE CITY.

WHEREAS, one hundred percent (100%) of the freeholders who constitute more than fifty percent (50%) of the resident freeholder electors have petitioned the City for annexation of the territory hereinafter described; and

WHEREAS, the territory was described in the Petition as required by law, and

WHEREAS, annexation of said territory would be in the best interest of the City.

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

1. TERRITORY ANNEXED. Pursuant to Petition filed as provided M.C.A., Title 7, Chapter 2, Part 46, the following territory is hereby annexed to the City of Billings:

A tract of land situated in the SW1/4 of Section 14, T.1N., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as:

Tract being a portion of Tract 2B, of the Corrected Certificate of Survey No. 840, Second Amended, Recorded July 14, 1972, under Document Number 911664, of record and on file in the office the Yellowstone County, Clerk and Recorder's, said portion described as follows:

Beginning at the southwest corner of Tract 2B of said Corrected Certificate of Survey No. 840, Second Amended; thence N 00°25'00" E for a distance of 360.36 feet; thence S 89°14'00" E for a distance of 281.94 feet; thence S 00°25'00" W for a distance of 40.36 feet; thence S 89°14'00" E for a distance of 90.25 feet to the north-south mid section line of Section 14, T.1N., R.26E., P.M.M.; thence S 00°25'00" W along said mid section line for a distance of 320.01 feet to the southeast corner of said Tract 2B; thence N 89°13'59" W along the south line of said Tract 2B for a distance of 372.20 feet to the Point of Beginning.

Containing 2.995 gross and net acres more or less.

(# 14-01) See Exhibit "A" Attached

2. CONDITIONS. The annexation is approved, subject to the following conditions:
  - Prior to site development, a Development Agreement shall be executed between the owner(s) and the City that shall stipulate specific infrastructure improvements and provide guarantees for said improvements and a Waiver of Right to Protest the Creation of Special Improvement Districts will be recorded; and/or

- A Subdivision Improvements Agreement (SIA) and Waiver of Right to Protest the Creation of Special Improvement Districts shall be approved and recorded that will stipulate specific infrastructure improvements and provide guarantees for such infrastructure improvements.
3. PROCEDURE. All procedures as required under M.C.A., Title 7, Chapter 2, Part 46, have been duly and properly followed and taken.

PASSED by the City Council and APPROVED this 9<sup>th</sup> day of June, 2014.

THE CITY OF BILLINGS:



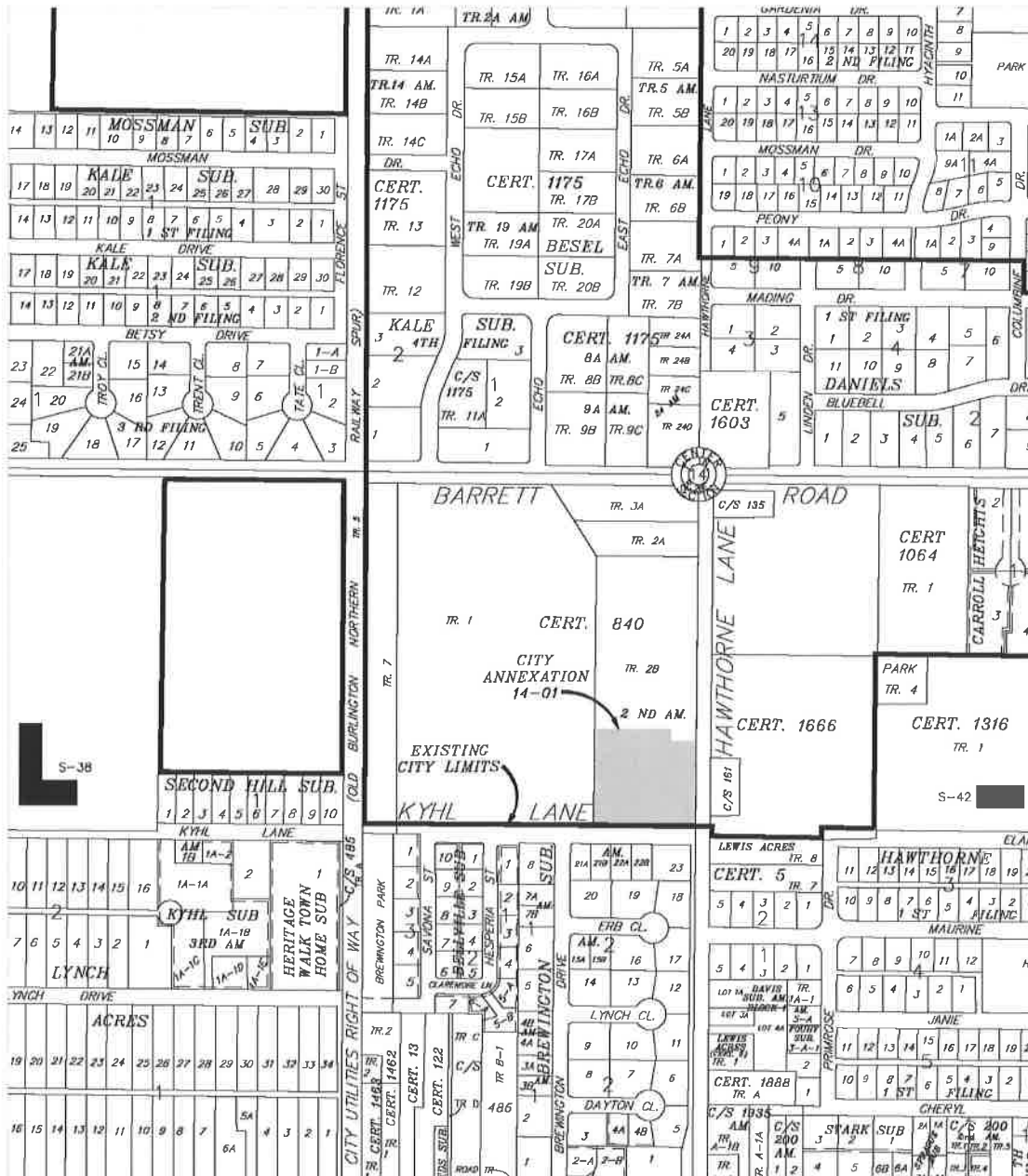
BY: Thomas W. Hanel  
Thomas W. Hanel, Mayor

ATTEST:

BY: Cari Martin  
Cari Martin, City Clerk

(ANNEX# 14-01)

# EXHIBIT 99 A



**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Resolution Establishing Compliance with Reimbursement under Internal Revenue Code for Exposition Gateway Infrastructure Plan

**PRESENTED BY:** Tina Volek, City Administrator

**Department:** City Hall Administration

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**PROBLEM/ISSUE STATEMENT**

At its July 7, 2014, Work Session, the City Council gave tentative approval to temporarily assist the Billings Industrial Revitalization District (BIRD) with the \$3.1 million estimated costs for storm water, water and sewer improvements to be developed as part of the Exposition Gateway Infrastructure Plan.

The Public Works Department would contribute \$596,000 to the water and storm water projects. Yellowstone County would contribute \$250,000 from a rural water SID that would be liquidated if the City annexes the property. The East Billings Tax Increment Financing District (TIFD) would contribute \$250,000. Revenue bonds paid for by future TIFD funds would cover the \$2 million of remaining costs for the infrastructure improvements, which tentatively are scheduled to be completed by December 2015.

The City will need to expend monies related to the project before funds are available from the bond sale proceeds. Under IRS rules, a resolution must be adopted in order for the City to reimburse those expenses from the bond sale proceeds.

**ALTERNATIVES ANALYZED**

The City Council may:

- Approve the resolution and allow the project to proceed with the ability to reimburse expenses when the bonds are sold; or
- Not approve the resolution.

**FINANCIAL IMPACT**

This will not result in additional costs to the project.

**RECOMMENDATION**

Staff recommends that the City Council approve the resolution that will allow the City to reimburse expenses related to the storm water, storm and sewer project that it will incur prior to issuing bonds for the project.

**APPROVED BY CITY ADMINISTRATOR**

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Resolution

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CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution No. \_\_\_\_\_ entitled: "RESOLUTION RELATING TO THE FINANCING OF PROPOSED IMPROVEMENTS WITHIN THE BILLINGS INDUSTRIAL REVITALIZATION DISTRICT; ESTABLISHING COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE" (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 regular meeting on July 28, 2014, 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 and seal officially this 28th day of July, 2014.

(SEAL)

\_\_\_\_\_  
City Clerk

RESOLUTION NO. \_\_\_\_\_

RESOLUTION RELATING TO THE FINANCING OF  
PROPOSED IMPROVEMENTS WITHIN THE BILLINGS  
INDUSTRIAL REVITALIZATION DISTRICT;  
ESTABLISHING COMPLIANCE WITH REIMBURSEMENT  
BOND REGULATIONS UNDER THE INTERNAL REVENUE  
CODE

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

Section 1. Recitals.

1.01 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 bonds be issued and the reimbursement allocation be made from the proceeds of such 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.

1.02 The City desires to comply with requirements of the Regulations with respect to certain projects hereinafter identified.

Section 2. Official Intent Declaration.

2.01 The City proposes to undertake certain improvements within the Billings Industrial Revitalization District, consisting of the design, construction and installation of water system improvements, sanitary sewer system improvements, curb, gutter and sidewalk improvements and related facilities (the “Project”).

2.02 Other than (i) expenditures to be paid or reimbursed from sources other than the Bonds (as hereinafter defined), (ii) expenditures permitted to be reimbursed under the transitional provision contained in Section 1.150-2(j)(2) of the Regulations, (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations, or (iv) expenditures in a “de minimus” amount (as defined in Section 1.150-2(f)(1) of the Regulations), no expenditures for the Project have heretofore been paid by the City and no expenditures will be paid by the City until after the date of this Resolution.

2.03 The City reasonably expects to reimburse some or all of the expenditures made for costs of the Project out of proceeds of bonds in an estimated maximum aggregate principal

amount of \$2,000,000 (the “Bonds”) after the date of payment of all or a portion of the costs of the Project. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations.

Section 3. 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 Project, 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.

Section 4. Reimbursement Allocations. The City Finance Director 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 Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the Bonds or the Project and shall specifically identify the actual original expenditure being reimbursed.

PASSED AND APPROVED by the City Council of the City of Billings, Montana, this 28th day of July, 2014.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

(SEAL)

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Ordinance Amending Charter with Public Safety Levy and Resolution Setting Ballot Language

**PRESENTED BY:** Tina Volek, City Administrator

**Department:** City Hall Administration

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**PROBLEM/ISSUE STATEMENT**

After a public hearing July 14, 2014, the City Council adopted on first reading an ordinance that amends the City Charter with a permanent Public Safety Levy to give Police, Fire and the 9-1-1 Dispatch Center sufficient funds to meet growing community needs over the next decade. Approval of the ordinance at a second reading is required. The ordinance then will become effective in 30 days.

If the ordinance is approved on second reading, the Council also must approve a resolution referring the ordinance to the November 4, 2014, ballot and setting the language for the ballot.

**ALTERNATIVES ANALYZED**

The City Council may:

- Approve the ordinance on second reading and approve the resolution setting the ballot language;
- Approve the ordinance on second reading and amend the resolution setting the ballot language; or
- Approve neither the ordinance nor the resolution, which would have the effect of removing the levy from the November 4, 2014 ballot.

**FINANCIAL IMPACT**

The levy would begin in Fiscal Year 2016 (tax year 2015) at 12.00 mills and produce approximately \$2 million. In Fiscal Year 2025, (tax year 2014), the levy would be up to 125 mills, which would produce approximately \$22.8 million. The Fiscal Year 2025 levy would continue indefinitely. General Fund reserves would be spent down to the recommended level by the end of Fiscal Year 2018.

The maximum mills which the Council could levy and the estimated results of those mills are as follows:

2015/2016 12.00 mills, approximately \$ 2,000,000  
2016/2017 15.00 mills, approximately \$ 2,500,000  
2017/2018 24.00 mills, approximately \$ 4,000,000  
2018/2019 46.00 mills, approximately \$ 7,900,000  
2019/2020 65.00 mills, approximately \$11,200,000  
2020/2021 77.00 mills, approximately \$13,400,000  
2021/2022 88.00 mills, approximately \$15,600,000  
2022/2023 101.00 mills, approximately \$18,000,000  
2023/2024 112.00 mills, approximately \$20,200,000

2024/2025 125.00 mills, approximately \$22,800,000

**RECOMMENDATION**

Staff recommends that the Council

1. Approve the attached ordinance on second reading and;
2. Approve the attached resolution that refers the ordinance to the November 4, 2014, election and sets the ballot language.

**APPROVED BY CITY ADMINISTRATOR**

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Ordinance

Resolution

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ORDINANCE NO. 14-5624

AN ORDINANCE OF THE CITY OF BILLINGS PROVIDING THAT THE BILLINGS CITY CHARTER BE AMENDED TO ADD SECTION 1.05.2; PROVIDING FOR A PERMANENT MILL LEVY TO FUND FIRE, POLICE, 911 DISPATCH SERVICES, AND RELATED PUBLIC SAFETY EXPENSES, AND SUBMITTING THE PROPOSED AMENDMENT TO THE ELECTORS OF THE CITY AS PROVIDED BY LAW.

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

*Section 1.* That Article I of the Billings, Montana City Charter be amended to add Section 1.05.2 so that such section shall read as follows:

“Section 1.05.2 Mill Levy to Fund Fire, Police, 911 Dispatch Services, and Related Public Safety Expenses.

For the purpose of funding the operation, maintenance and capital needs of the fire department, police department, 911 dispatch services, and related public safety expenses, the City Council shall levy up to the following number of mills, which will raise the estimated amounts of money:

2015/2016	12.00 mills	approximately	\$ 2,000,000
2016/2017	15.00 mills	approximately	\$ 2,500,000
2017/2018	24.00 mills	approximately	\$ 4,000,000
2018/2019	46.00 mills	approximately	\$ 7,900,000
2019/2020	65.00 mills	approximately	\$11,200,000
2020/2021	77.00 mills	approximately	\$13,400,000
2021/2022	88.00 mills	approximately	\$15,600,000
2022/2023	101.00 mills	approximately	\$18,000,000
2023/2024	112.00 mills	approximately	\$20,200,000
2024/2025	125.00 mills	approximately	\$22,800,000

The foregoing mill levies are non-cumulative, but permanent. The mill levy assessment for FY 25 shall continue indefinitely in future Fiscal Years. These levies are in addition to any other mill levies authorized by Charter or law; this language shall appear on the face of the ballot.”

*Section 2.* REFERRAL TO ELECTORS. This ordinance shall be referred to the electors of the City of Billings as soon as possible at a regular or primary election by resolution duly and regularly passed by the City Council.

*Section 3. EFFECTIVE DATE.* This ordinance shall be effective after second reading and final adoption and approval by the electors as provided by law.

PASSED by the City Council on first reading this \_\_\_\_ day of July, 2014.

PASSED, ADOPTED and APPROVED on second reading this \_\_\_\_ day of July, 2014.

CITY OF BILLINGS

By \_\_\_\_\_  
Thomas W. Hanel, Mayor

ATTEST:

By \_\_\_\_\_  
Cari Martin, City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REFERRING ORDINANCE NO. 14-5624, AN ORDINANCE AMENDING THE BILLINGS CITY CHARTER TO PROVIDE FOR A PERMANENT MILL LEVY TO FUND FIRE, POLICE, 911 DISPATCH SERVICES, AND RELATED PUBLIC SAFETY EXPENSES, TO A VOTE OF THE PEOPLE AT AN ELECTION TO BE HELD ON NOVEMBER 4, 2014.

WHEREAS, the Billings City Council adopted Ordinance 14-5624 amending the Billings City Charter to provide for a permanent mill levy to fund Fire, Police, City 911 Dispatch Services, and related public safety expenses; and,

WHEREAS, by law the ordinance must be submitted to a vote of the people; and,

WHEREAS, a majority of the electors voting on this question must approve the ordinance to amend the Billings City Charter; and,

WHEREAS, the ordinance should be referred to a vote of the people at the general election to be held on November 4, 2014.

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

1. REFERENCE: Ordinance Number 14-5624, being an Ordinance amending the Billings City Charter to provide for a permanent mill levy to fund Fire, Police, 911 Dispatch Services, and related public safety expenses, is hereby referred to a vote of the people at the regular election to be held November 4, 2014. A full copy of Ordinance Number 14-5624 is attached hereto, marked Exhibit "A", and by this reference is made a part hereof.

2. FORM OF BALLOT: The form of the ballot shall be as provided by law and similar to the following:

For the purpose of funding the operation of the Fire Department, Police Department, 911 Dispatch Services, and related public safety expenses, the Billings City Council amended the City Charter in Ordinance 14-5624. Shall the City be authorized to levy the following number of mills and approximate dollars

Fiscal Year	Levied Mills	Approximate Dollars	Estimated Annual Tax on \$100,000 Home	Estimated Annual Tax on \$200,000 Home
2015/2016	12.00	\$ 2,000,000	\$ 15.50	\$ 31.00
2016/2017	15.00	2,500,000	19.50	39.00
2017/2018	24.00	4,000,000	31.00	62.00
2018/2019	46.00	7,900,000	59.50	119.00
2019/2020	65.00	11,200,000	84.00	168.00
2020/2021	77.00	13,400,000	99.50	199.00
2021/2022	88.00	15,600,000	114.00	228.00
2022/2023	101.00	18,000,000	131.00	262.00
2023/2024	112.00	20,200,000	145.00	291.00
2024/2025	125.00	\$22,800,000	\$ 162.50	\$ 325.00

3. The foregoing mill levies are non-cumulative, but permanent, and the 2024/2025 levy shall continue indefinitely in future Fiscal Years. These levies are in addition to any other mill levies authorized by Charter or law.
  - O** **FOR** amending the City Charter to add a mill levy for Police, Fire, City 911 Dispatch Services, and related public safety expenses as provided in Ordinance 14-5624.
  - O** **AGAINST** amending the City Charter to add a mill levy for Police, Fire, 911 Dispatch Services, and related public safety expenses as provided in Ordinance 14-5624.
4. CERTIFICATION: The City Clerk shall certify this Resolution and Ordinance 14-5624 to the Yellowstone County Election Official as provided by law.
5. EFFECTIVE DATE: This Resolution shall be effective upon adoption.

APPROVED AND PASSED by the Billings City Council this \_\_\_\_\_ day of  
\_\_\_\_\_, 2014.

THE CITY OF BILLINGS

BY: \_\_\_\_\_  
Thomas Hanel, Mayor

ATTEST:

\_\_\_\_\_  
Cari Martin, City Clerk

**EXHIBIT "A" – ORDINANCE**

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Final Plat of The Estates at Briarwood Subdivision, 2nd Filing

**PRESENTED BY:** Candi Millar, Planning & Community Services Department Director

**Department:** Planning & Community Services

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**PROBLEM/ISSUE STATEMENT**

The final plat for The Estates at Briarwood Subdivision, 2nd Filing is being presented to City Council for approval. On February 24, 2014, the City Council conditionally approved the preliminary plat of this 26-lot subdivision. The 52-acre subject property is located north of McMasters Boulevard, on both sides of Glengarry Lane within the Briarwood Planned Unit Development. The proposal creates 25 lots for single-family development, one large (39 acre) remainder lot for future development, and a 20-foot wide emergency access road connecting to Colleen Drive from the terminus of Glengarry Lane. The subdivider is the Estates of Briarwood, LLC, Jim Kisling, President, and the representing agent is Sanderson Stewart. Upon City Council approval, these documents are appropriate as to form for filing with the Clerk and Recorder.

**ALTERNATIVES ANALYZED**

The City Council may approve or deny the final plat of The Estates at Briarwood Subdivision, 2nd Filing. If the City Council chooses to deny the final plat, it must base the denial on the criteria outlined in MCA 76-3-611 and BMCC, Section 23-307.

**FINANCIAL IMPACT**

Should the City Council approve the final plat, the newly created lots will be developed which will increase tax revenues for the City.

**RECOMMENDATION**

Staff recommends that the City Council approve the final plat of The Estates at Briarwood Subdivision, 2nd Filing.

**APPROVED BY CITY ADMINISTRATOR**

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Final Plat

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RESERVED FOR CLERK AND RECORDER

# PLAT OF THE ESTATES AT BRIARWOOD, SUBDIVISION, SECOND FILING

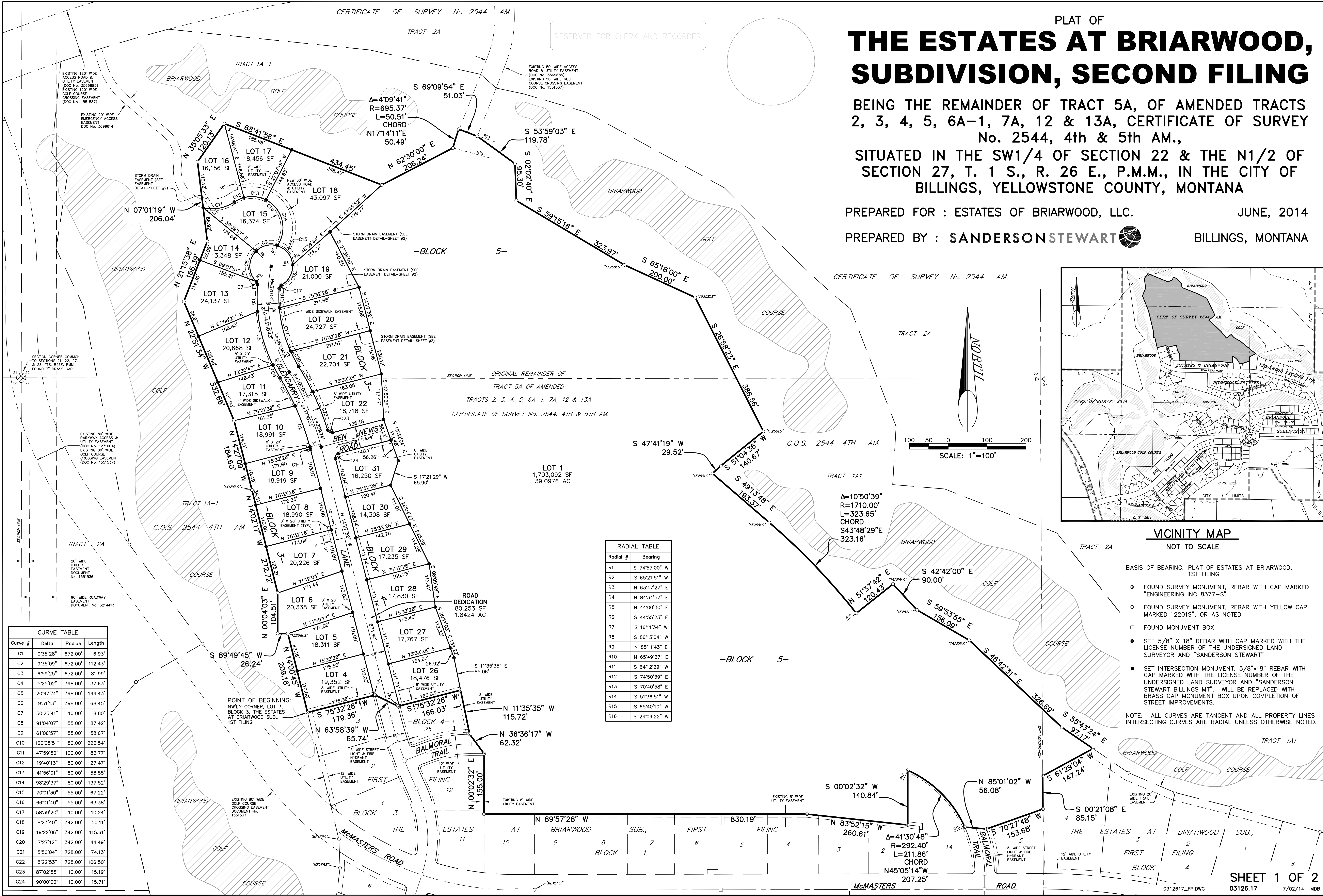
BEING THE REMAINDER OF TRACT 5A, OF AMENDED TRACTS 2, 3, 4, 5, 6A-1, 7A, 12 & 13A, CERTIFICATE OF SURVEY No. 2544, 4th & 5th AM., SITUATED IN THE SW1/4 OF SECTION 22 & THE N1/2 OF SECTION 27, T. 1 S., R. 26 E., P.M.M., IN THE CITY OF BILLINGS, YELLOWSTONE COUNTY, MONTANA

PREPARED FOR : ESTATES OF BRIARWOOD, LLC.

JUNE, 2014

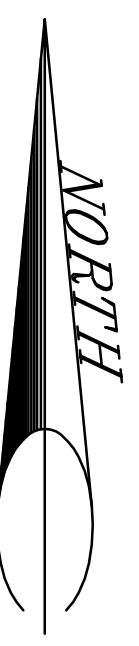
PREPARED BY : SANDERSON STEWART

BILLINGS, MONTANA

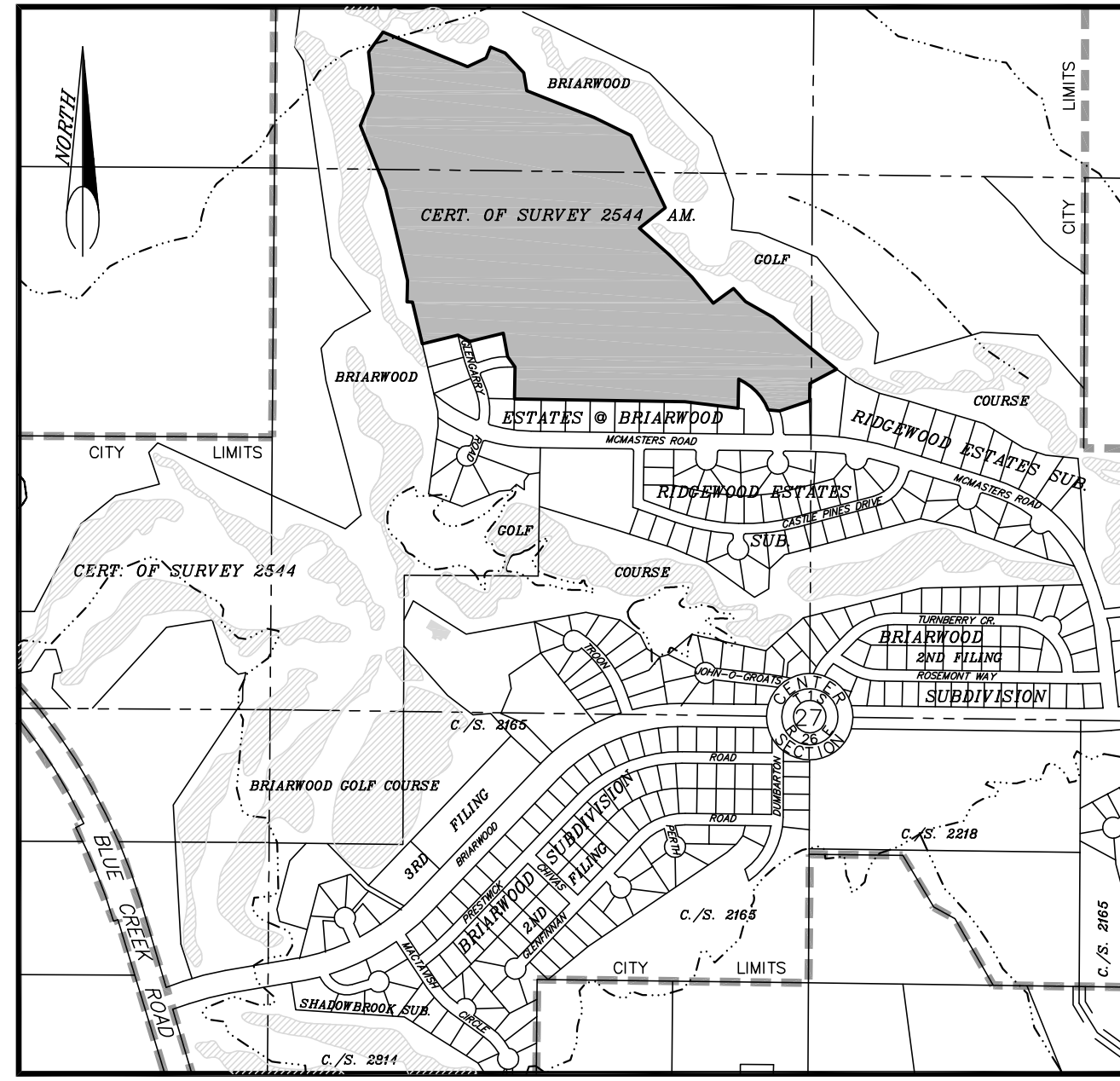


CERTIFICATE OF SURVEY No. 2544 AM.

TRACT 2A



SCALE: 1"=100'



VICINITY MAP NOT TO SCALE

- BASIS OF BEARING: PLAT OF ESTATES AT BRIARWOOD, 1ST FILING
- FOUND SURVEY MONUMENT, REBAR WITH CAP MARKED "ENGINEERING INC 8377-S"
  - FOUND SURVEY MONUMENT, REBAR WITH YELLOW CAP MARKED "2201S", OR AS NOTED
  - FOUND MONUMENT BOX
  - SET 5/8" X 18" REBAR WITH CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND "SANDERSON STEWART"
  - SET INTERSECTION MONUMENT, 5/8"x18" REBAR WITH CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND "SANDERSON STEWART BILLINGS MT". WILL BE REPLACED WITH BRASS CAP MONUMENT BOX UPON COMPLETION OF STREET IMPROVEMENTS.

NOTE: ALL CURVES ARE TANGENT AND ALL PROPERTY LINES INTERSECTING CURVES ARE RADIAL UNLESS OTHERWISE NOTED.

Radial #	Bearing
R1	S 74°57'00" W
R2	S 65°21'51" W
R3	N 63°47'27" E
R4	N 84°34'57" E
R5	N 44°00'30" E
R6	S 44°55'23" E
R7	S 16°11'34" W
R8	S 86°13'04" W
R9	N 85°11'43" E
R10	N 65°49'37" E
R11	S 64°12'29" W
R12	S 74°50'39" E
R13	S 70°40'58" E
R14	S 51°36'51" W
R15	S 65°40'10" W
R16	S 24°09'22" W

Curve #	Delta	Radius	Length
C1	0°35'28"	672.00'	6.93'
C2	9°35'09"	672.00'	112.43'
C3	6°59'25"	672.00'	81.99'
C4	5°25'02"	398.00'	37.63'
C5	20°47'31"	398.00'	144.43'
C6	9°51'13"	398.00'	68.45'
C7	50°25'41"	10.00'	8.80'
C8	91°04'07"	55.00'	87.42'
C9	61°06'57"	55.00'	58.67'
C10	160°05'51"	80.00'	223.54'
C11	47°59'50"	100.00'	83.77'
C12	19°40'13"	80.00'	27.47'
C13	41°56'01"	80.00'	58.55'
C14	98°29'37"	80.00'	137.52'
C15	70°01'30"	55.00'	67.22'
C16	66°01'40"	55.00'	63.38'
C17	58°39'20"	10.00'	10.24'
C18	8°23'40"	342.00'	50.11'
C19	19°22'06"	342.00'	115.61'
C20	72°7'12"	342.00'	44.49'
C21	5°50'04"	728.00'	74.13'
C22	8°22'53"	728.00'	106.50'
C23	87°02'55"	10.00'	15.19'
C24	90°00'00"	10.00'	15.71'

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Final Plat of Popelka Commerce Center Subdivision, 2nd Filing

**PRESENTED BY:** Candi Millar, Planning & Community Services Department Director

**Department:** Planning & Community Services

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**PROBLEM/ISSUE STATEMENT**

The final plat for Popelka Commerce Center Subdivision, 2nd Filing is being presented to Council for approval. On April 14, 2014, the City Council conditionally approved the preliminary plat of this 5-lot subdivision. The subject property is generally located on the northwest corner of South Billings Boulevard and King Avenue East. The property is zoned Entryway General Commercial and is proposed for commercial development. The owner is Bob Popelka, and the representing agent is Sanderson Stewart. Upon City Council approval, these documents are appropriate as to form for filing with the Clerk and Recorder.

**ALTERNATIVES ANALYZED**

The City Council may approve or deny the final plat of Popelka Commerce Center Subdivision, 2nd Filing. If the City Council chooses to deny the final plat, it must base the denial on the criteria outlined in MCA 76-3-611 and BMCC, Section 23-307.

**FINANCIAL IMPACT**

Should the City Council approve the final plat, the newly created lots will be developed which will increase tax revenues for the City.

**RECOMMENDATION**

Staff recommends that the City Council approve the final plat of Popelka Commerce Center Subdivision, 2nd Filing.

**APPROVED BY CITY ADMINISTRATOR**

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Plat

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**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Payment of Claims June 30, 2014

**PRESENTED BY:** Patrick M. Weber, Finance Director

**Department:** City Hall Administration

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**PROBLEM/ISSUE STATEMENT**

Claims in the amount of \$2,661,451.76 have been audited and are presented for City Council payment approval. A complete listing of the claims dated June 30, 2014 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**

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Council Report 06-30

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Check Date	Check	Name	Amount	Account	Item Desc
06/30/2014	776375	A & E Architects, PC	\$4,188.20	4980-55360-409390	New Library Building - Construction Management Services
06/30/2014	776381	Air Controls-Billings Inc	\$5,296.19	5020-74000-403660	A/C Repair
06/30/2014	776381	Air Controls-Billings Inc	\$316.84	5120-84000-403660	A/C repair/maintenance
06/30/2014	776386	Archie Cochrane	\$2,720.50	6300-17530-407310	BPD leased vehicle. Inv. #827748-1 #2014-197
06/30/2014	776386	Archie Cochrane	\$58.93	5020-75000-402320	5129685
06/30/2014	776386	Archie Cochrane	\$92.94	1500-21120-402320	5130788
06/30/2014	776386	Archie Cochrane	\$11.15	1500-21120-402320	5130788
06/30/2014	776386	Archie Cochrane	\$3,372.59	6300-17530-407310	Inv. #827755-1 Damages caused by hail storm to BPD vehicle #2014-198
06/30/2014	776387	Atlantic Coast Polymers Inc	\$19,507.95	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 295677
06/30/2014	776388	ATS Inland NW	\$4,930.00	6500-15670-403690	Billings City Hall Phase 4 Inv. #16972
06/30/2014	776392	Better Body Fitness	\$4,399.00	1500-21110-403240	Elliptical for fitness room.
06/30/2014	776392	Better Body Fitness	\$3,320.00	1500-21110-403240	Suspension trainer.
06/30/2014	776397	Billings Depot Inc	\$5,366.67	6600-00000-143000	Rent
06/30/2014	776397	Billings Depot Inc	\$8,050.00	6700-00000-143000	Rent
06/30/2014	776400	Bobcat Of Big Sky, Inc.	\$40.60	2110-31320-402320	36342
06/30/2014	776400	Bobcat Of Big Sky, Inc.	\$7,386.00	0100-51120-408210	4 wheel utility vehicle.
06/30/2014	776401	Brown And Caldwell	\$23,747.86	5030-75910-409340	WO 08-25 ZONE 3 RESERVOIR; Payment #42
06/30/2014	776405	Business Tax Section	\$6,983.36	8450-31860-409310	WO 09-12 Inner Belt Loop Phase I; Payment #7
06/30/2014	776405	Business Tax Section	\$92.59	8450-31860-409310	WO 09-12 Inner Belt Loop Phase I; Payment #7
06/30/2014	776405	Business Tax Section	\$2,070.00	8450-31860-409310	WO 09-12 Inner Belt Loop Phase I; Payment #7
06/30/2014	776405	Business Tax Section	\$2,132.45	5030-75910-409340	WO 08-25 Zone 3 Chapple Reservoir Expansion Payment #1
06/30/2014	776405	Business Tax Section	\$489.97	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$31.15	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$28.71	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$5.64	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$218.34	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$67.76	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$55.15	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$2.67	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776405	Business Tax Section	\$848.67	8730-51990-409370	Final payment for the business tax on Hellas for resurfacing of tennis courts as Rose and Pioneer Parks.
06/30/2014	776405	Business Tax Section	\$208.00	8730-00000-201100	Retainage release. Work is complete.
06/30/2014	776405	Business Tax Section	\$16.18	2050-31310-409310	WO 13-04 2013 ADA Ramp Replacement; Payment #5
06/30/2014	776405	Business Tax Section	\$104.37	2100-31100-409311	WO 13-04 2013 ADA Ramp Replacement; Payment #5
06/30/2014	776405	Business Tax Section	\$713.19	5620-71200-409290	Airport Terminal Painting Project
06/30/2014	776405	Business Tax Section	\$37.50	5620-00000-201100	Retainage Release
06/30/2014	776405	Business Tax Section	\$55.00	8730-00000-201100	Tax retainage release.
06/30/2014	776409	CDW Government Inc	\$2,042.88	5030-75910-409480	5 iPad Air tablets - Asset Management Software
06/30/2014	776409	CDW Government Inc	\$1,361.92	5130-85910-409480	5 iPad Air tablets - Asset Management Software
06/30/2014	776409	CDW Government Inc	\$6,955.00	6200-19110-409480	Symantec Backup Exec Software
06/30/2014	776415	Cummins Rocky Mountain Llc	\$1,859.16	5410-31220-402320	004-86019
06/30/2014	776415	Cummins Rocky Mountain Llc	\$225.59	5410-31220-402320	004-86019
06/30/2014	776415	Cummins Rocky Mountain Llc	\$168.80	5410-31220-402320	004-86096
06/30/2014	776415	Cummins Rocky Mountain Llc	\$57.65	5410-31220-402320	004-86096
06/30/2014	776415	Cummins Rocky Mountain Llc	\$780.76	5410-31220-402320	004-86097
06/30/2014	776415	Cummins Rocky Mountain Llc	\$57.65	5410-31220-402320	004-86097
06/30/2014	776415	Cummins Rocky Mountain Llc	\$381.08	5120-85000-402320	NONSTOCKING ITEMS-P.U.D.
06/30/2014	776415	Cummins Rocky Mountain Llc	\$672.00	5120-85000-403620	NONSTOCKING ITEMS-P.U.D.
06/30/2014	776419	Dana Safety Supply Inc	\$4,572.00	1500-21120-402440	Item 69250 - SLI TLR-2 G (Shotgun lights)
06/30/2014	776419	Dana Safety Supply Inc	\$38.33	1500-21120-402440	Freight
06/30/2014	776420	Data Imaging System, Inc.	\$3,345.37	2090-44510-403590	I14-026013 Partial digitization of 2007 Commercial plans.
06/30/2014	776424	Dick Anderson Construction Inc	\$48,507.35	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$3,083.85	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$2,842.29	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$558.36	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$21,615.66	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$6,708.24	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$5,459.85	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776424	Dick Anderson Construction Inc	\$264.33	5030-74910-409390	WO 12-42 WTP Laboratory Renovation; Payment #8
06/30/2014	776425	Dixie Petro-Chem	\$2,752.00	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 295606
06/30/2014	776426	Dowl Hkm	\$12,545.87	2050-31310-409310	WO 09-20 Rimrck Rd Forsythia Blvd to Shiloh Rd; CO#3 05/13/12
06/30/2014	776427	Downtown Billings Partnership, Inc.	\$10,735.83	2030-15130-409224	106 - Valet Parking reimbursements - kiosk rental and electricity charges, valet lot fence rental, Park 1 spaces, and Park 3 validations - Jan 1-Jun 23, 2014
06/30/2014	776446	Fisher Construction, Inc	\$0.10	8730-51990-409370	Change order #1. Original change order amount \$6650. Took out 1% for tax.
06/30/2014	776446	Fisher Construction, Inc	\$5,445.00	8730-00000-201100	Final retainage release.
06/30/2014	776453	Good Earth Works Co Inc The	\$1,920.00	7750-51540-407249	Trees
06/30/2014	776453	Good Earth Works Co Inc The	\$20,590.51	8730-00000-201100	Retainage release-final payment. Project completed.
06/30/2014	776465	HDR, Inc.	\$13,330.51	5030-74910-409390	WO 12-43 WTP Backup Power Phase III; Payment #14
06/30/2014	776465	HDR, Inc.	\$4,411.84	5030-74910-409390	WO 12-44 WTP High Srvc Pump H2-3; Payment #20
06/30/2014	776465	HDR, Inc.	\$9,029.27	5130-84910-409390	WO 14-07 WWTP Emergency Electrical Upgrades Payment #4

Check Date	Check	Name	Amount	Account	Item Desc
06/30/2014	776465	HDR, Inc.	\$1,066.51	5030-74910-409390	WO 13-17 WTP Transformer Replacement T2-1 & T2-2 Payment #6
06/30/2014	776465	HDR, Inc.	\$3,868.44	8450-31860-409310	WO 09-15 Grand Ave - Zimmerman to Shiloh Payment #16
06/30/2014	776465	HDR, Inc.	\$3,664.09	5020-72110-403540	Drinking Water Source Study
06/30/2014	776465	HDR, Inc.	\$5,623.93	5030-00000-201100	WO 12-45 3MG Staples Reservoir Liner Ret Release #1
06/30/2014	776465	HDR, Inc.	\$5,503.39	5030-00000-201100	WO 11-11 WTF Rapid Mixer Ret Release #1
06/30/2014	776465	HDR, Inc.	\$4,844.64	5020-00000-201100	WO 12-21 WTP Chemical Bldg/Disinfection Improvements Ret Release #1
06/30/2014	776465	HDR, Inc.	\$27,101.20	5120-00000-201100	WO 12-15 IWPI WWTF Plan Ret Release #1
06/30/2014	776466	Hellas Construction Inc	\$84,018.82	8730-51990-409370	Final payment for resurfacing 10 tennis courts at Rose and Pioneer Parks. (1% tax has been taken off original amount of \$87000)
06/30/2014	776467	High Roller Painting	\$70,605.81	5620-71200-409290	Airport Terminal Painting Project
06/30/2014	776467	High Roller Painting	\$3,712.50	5620-00000-201100	Retainage Release
06/30/2014	776470	Houser Consulting Services	\$4,000.00	6500-15660-409490	High Efficiency Lighting Retrofit for BOC Administration & Fleet Shop Facilities
06/30/2014	776473	laff	\$4,485.35	9000-00000-209920	Payroll Summary
06/30/2014	776475	Ingram Library Services Inc.	-\$21.97	2600-55190-403222	Credit 78921611
06/30/2014	776475	Ingram Library Services Inc.	-\$20.34	2600-55190-403227	Credit 78921612
06/30/2014	776475	Ingram Library Services Inc.	-\$91.91	2600-55190-403333	Credit 79009157
06/30/2014	776475	Ingram Library Services Inc.	\$121.25	2600-55190-403227	Inv 78924564
06/30/2014	776475	Ingram Library Services Inc.	-\$8.97	2600-55190-403227	Credit 78969031
06/30/2014	776475	Ingram Library Services Inc.	\$14.39	2600-55190-403227	Inv 79009157
06/30/2014	776475	Ingram Library Services Inc.	\$19.20	2600-55190-403226	Inv 79009158
06/30/2014	776475	Ingram Library Services Inc.	\$27.50	2600-55190-403242	Inv 79009159
06/30/2014	776475	Ingram Library Services Inc.	\$264.21	2600-55190-403226	Inv 79009160
06/30/2014	776475	Ingram Library Services Inc.	\$4.79	2600-55190-403226	Inv 79009161
06/30/2014	776475	Ingram Library Services Inc.	\$17.60	2600-55190-403242	Inv 79009162
06/30/2014	776475	Ingram Library Services Inc.	\$32.99	2600-55190-407930	Inv 79009162
06/30/2014	776475	Ingram Library Services Inc.	\$75.39	2600-55190-403333	Inv 79009163
06/30/2014	776475	Ingram Library Services Inc.	\$5.99	2600-55190-403255	Inv 79009164
06/30/2014	776475	Ingram Library Services Inc.	\$11.99	2600-55190-403227	Inv 79009165
06/30/2014	776475	Ingram Library Services Inc.	\$33.63	2600-55190-403226	Inv 79009166
06/30/2014	776475	Ingram Library Services Inc.	\$48.35	2600-55190-403226	Inv 79009167
06/30/2014	776475	Ingram Library Services Inc.	\$61.33	2600-55190-403226	Inv 79009168
06/30/2014	776475	Ingram Library Services Inc.	\$7.18	2600-55190-403333	Inv 79009169
06/30/2014	776475	Ingram Library Services Inc.	\$26.36	2600-55190-403227	Inv 79022877
06/30/2014	776475	Ingram Library Services Inc.	\$3.59	2600-55190-403241	Inv 79022878
06/30/2014	776475	Ingram Library Services Inc.	\$112.13	2600-55190-403222	Inv 79022879
06/30/2014	776475	Ingram Library Services Inc.	\$122.93	2600-55190-403226	Inv 79022879
06/30/2014	776475	Ingram Library Services Inc.	\$360.47	2600-55190-403227	Inv 79022879
06/30/2014	776475	Ingram Library Services Inc.	\$5.99	2600-55190-403255	Inv 79022879
06/30/2014	776475	Ingram Library Services Inc.	\$23.16	2600-55190-403241	Inv 79022880
06/30/2014	776475	Ingram Library Services Inc.	\$21.99	2600-55190-403222	Inv 79022881
06/30/2014	776475	Ingram Library Services Inc.	\$173.63	2600-55190-403226	Inv 79022881
06/30/2014	776475	Ingram Library Services Inc.	\$207.61	2600-55190-403227	Inv 79022881
06/30/2014	776475	Ingram Library Services Inc.	\$56.61	2600-55190-403242	Inv 79022882
06/30/2014	776475	Ingram Library Services Inc.	\$110.39	2600-55190-403380	Inv 79022883
06/30/2014	776475	Ingram Library Services Inc.	\$19.76	2600-55190-403227	Inv 79022884
06/30/2014	776475	Ingram Library Services Inc.	\$658.56	2600-55190-407930	Inv 79022885
06/30/2014	776475	Ingram Library Services Inc.	\$20.65	2600-55190-403227	Inv 79022886
06/30/2014	776475	Ingram Library Services Inc.	\$13.72	2600-55190-403222	Inv 79022887
06/30/2014	776475	Ingram Library Services Inc.	\$312.42	2600-55190-403333	Inv 79022888
06/30/2014	776475	Ingram Library Services Inc.	\$41.16	2600-55190-403333	Inv 79022889
06/30/2014	776475	Ingram Library Services Inc.	\$82.32	2600-55190-403333	Inv 79022890
06/30/2014	776475	Ingram Library Services Inc.	\$66.00	2600-55110-407930	Inv 79022891
06/30/2014	776475	Ingram Library Services Inc.	\$39.67	2600-55190-403226	Inv 79026812
06/30/2014	776475	Ingram Library Services Inc.	\$47.98	2600-55190-403242	Inv 79023813
06/30/2014	776475	Ingram Library Services Inc.	\$40.83	2600-55190-403226	Inv 79026814
06/30/2014	776475	Ingram Library Services Inc.	\$29.94	2600-55190-403226	Inv 79026815
06/30/2014	776475	Ingram Library Services Inc.	\$16.51	2600-55190-403227	Inv 79026815
06/30/2014	776475	Ingram Library Services Inc.	\$30.23	2600-55190-403222	Inv 79026816
06/30/2014	776475	Ingram Library Services Inc.	\$203.65	2600-55190-403226	Inv 79026816
06/30/2014	776475	Ingram Library Services Inc.	\$15.92	2600-55190-403241	Inv 79026816
06/30/2014	776475	Ingram Library Services Inc.	\$46.18	2600-55190-403382	Inv 79026816
06/30/2014	776475	Ingram Library Services Inc.	\$46.17	2600-55190-403227	Inv 79026817
06/30/2014	776475	Ingram Library Services Inc.	\$45.37	2600-55190-403226	Inv 79026818
06/30/2014	776475	Ingram Library Services Inc.	\$15.33	2600-55190-403226	Inv 79026819
06/30/2014	776475	Ingram Library Services Inc.	\$17.99	2600-55190-403222	Inv 79026820
06/30/2014	776475	Ingram Library Services Inc.	\$15.34	2600-55190-403226	Inv 79026820
06/30/2014	776478	Integrated Information Solutions Inc.	\$600.00	6200-19120-403550	Quarterly PTF Service

Check Date	Check	Name	Amount	Account	Item Desc
06/30/2014	776478	Integrated Information Solutions Inc.	\$3,620.00	6200-19120-403550	5/7/14 Powerware UPS Battery replacement 5/7/14 SAN Global Mirror HA and VMware New World
06/30/2014	776479	Integrated Powers Services LLC	\$3,402.24	5120-84000-403660	Rebuild gearbox
06/30/2014	776481	J & J Concrete Inc.	\$1,601.60	2050-31310-409310	WO 13-04 2013 ADA Ramp Replacement; Payment #5
06/30/2014	776481	J & J Concrete Inc.	\$10,332.85	2100-31100-409311	WO 13-04 2013 ADA Ramp Replacement; Payment #5
06/30/2014	776483	Johnson Controls Inc.	\$4,920.00	5610-71140-402290	Invoice #1406137030. Badging Cards
06/30/2014	776484	Jones Construction	\$24,646.05	0100-16110-409291	City Attorney Security Window Inv. 3458
06/30/2014	776488	Kemira Water Solutions, Inc	\$75,227.39	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 295665
06/30/2014	776491	Knife River (JTL Group Inc.)	\$1,110.20	2110-31320-404710	asphalt
06/30/2014	776491	Knife River (JTL Group Inc.)	\$2,282.01	2110-31320-404710	asphalt
06/30/2014	776491	Knife River (JTL Group Inc.)	\$978.44	2110-31320-404710	asphalt
06/30/2014	776491	Knife River (JTL Group Inc.)	\$4,057.11	2110-31320-404710	asphalt
06/30/2014	776491	Knife River (JTL Group Inc.)	\$1,457.29	2110-31320-404710	asphalt
06/30/2014	776506	Mechanical Technology Inc	\$4,999.00	5120-84300-403590	Inspection and evaluation of WWTP Transformers
06/30/2014	776512	Miller Trois LLC	\$1,766.00	0100-43210-405311	114-025992 Planning & Community Services July Rent.
06/30/2014	776512	Miller Trois LLC	\$5,793.00	2090-44510-405311	114-025992 Planning & Community Services July Rent.
06/30/2014	776512	Miller Trois LLC	\$3,842.00	2400-43010-405311	114-025992 Planning & Community Services July Rent.
06/30/2014	776512	Miller Trois LLC	\$3,367.00	2740-67800-405310	114-025992 Planning & Community Services July Rent.
06/30/2014	776512	Miller Trois LLC	\$1,192.00	2990-65010-405310	114-025992 Planning & Community Services July Rent.
06/30/2014	776514	Montana CSED	\$3,986.91	9000-00000-209926	Payroll Summary
06/30/2014	776515	Montana Dakota Utilities Co	\$2.80	5610-71130-403440	16882310002 / 31454801
06/30/2014	776515	Montana Dakota Utilities Co	\$480.11	0100-51260-403440	0619431000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	5020-74000-403440	1104901000 9
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	6500-15660-403440	1307331000 8
06/30/2014	776515	Montana Dakota Utilities Co	\$263.66	5020-73140-403440	3104901000 7
06/30/2014	776515	Montana Dakota Utilities Co	\$87.89	5120-83140-403440	3104901000 7
06/30/2014	776515	Montana Dakota Utilities Co	\$68.45	5020-73140-403440	4104901000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$22.82	5120-83140-403440	4104901000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$108.96	1500-22210-403440	4421901000 4
06/30/2014	776515	Montana Dakota Utilities Co	\$120.10	5020-74000-403440	5004901000 7
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	5020-74000-403440	5669231000 8
06/30/2014	776515	Montana Dakota Utilities Co	\$6.00	5020-74000-403440	6004901000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$6.00	5020-74000-403440	6004901000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$31.22	5020-74000-403440	7004901000 5
06/30/2014	776515	Montana Dakota Utilities Co	\$488.13	6500-15660-403440	7576331000 2
06/30/2014	776515	Montana Dakota Utilities Co	\$53.63	5020-74000-403440	8004901000 4
06/30/2014	776515	Montana Dakota Utilities Co	\$261.26	6500-15660-403440	9897331000 0
06/30/2014	776515	Montana Dakota Utilities Co	\$86.52	6500-15660-403440	9937331000 4
06/30/2014	776515	Montana Dakota Utilities Co	\$20.80	5020-74000-403440	0104901000 0
06/30/2014	776515	Montana Dakota Utilities Co	\$10.78	4280-65900-409180	6/20/14 Stmt for 502 S 33rd St (former Irma House II - HOME Program)
06/30/2014	776515	Montana Dakota Utilities Co	\$12.79	5020-74000-403440	2104901000 8
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	5020-74000-403440	5104901000 5
06/30/2014	776515	Montana Dakota Utilities Co	\$13.60	5020-74000-403440	6104901000 4
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	5020-74000-403440	6669231000 7
06/30/2014	776515	Montana Dakota Utilities Co	\$24.00	5020-74000-403440	9004901000 3
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	5610-71170-403440	295 580 1000 4. Aero Interiors. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$322.75	5610-71190-403440	889 373 1000 6. Car Wash. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$270.40	5610-71190-403440	129 573 1000 1. Mud Wash. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$16.82	5610-71190-403440	229 573 1000 0. Detail Bay 1 Hertz. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$30.53	5610-71190-403440	629 573 1000 6. Detail Bay 2 National/Alamo. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$16.82	5610-71190-403440	329 573 1000 9. Detail Bay 3 Enterprise. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$28.91	5610-71190-403440	429 573 1000 8. Detail Bay 4 Avis/Budget. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$16.82	5610-71190-403440	529 573 1000 7. Detail Bay 5 Thrifty/Dollar. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$24.88	5610-71170-403440	185 580 1000 7. TSA Building. June 2014
06/30/2014	776515	Montana Dakota Utilities Co	\$369.62	1500-21710-403440	1692331000 3
06/30/2014	776515	Montana Dakota Utilities Co	\$603.43	5120-84000-403440	2937801000 2
06/30/2014	776515	Montana Dakota Utilities Co	\$1,206.84	5120-84000-403440	2937801000 2
06/30/2014	776515	Montana Dakota Utilities Co	\$603.43	5120-84000-403440	2937801000 2
06/30/2014	776515	Montana Dakota Utilities Co	\$12.80	1500-21150-403410	51411704789
06/30/2014	776515	Montana Dakota Utilities Co	\$7.21	5020-74000-403440	3735801000 9
06/30/2014	776515	Montana Dakota Utilities Co	\$7.21	5020-74000-403440	3735801000 9
06/30/2014	776515	Montana Dakota Utilities Co	\$24.06	1500-21150-403410	06290794947
06/30/2014	776515	Montana Dakota Utilities Co	\$39.34	0100-51270-403440	4377801000 9
06/30/2014	776515	Montana Dakota Utilities Co	\$89.86	1500-22210-403440	5336531000 1
06/30/2014	776515	Montana Dakota Utilities Co	\$12.00	5020-74000-403440	5413801000 1
06/30/2014	776515	Montana Dakota Utilities Co	\$39.18	6600-31100-403440	5953731000 1
06/30/2014	776515	Montana Dakota Utilities Co	\$58.76	6700-31410-403440	5953731000 1
06/30/2014	776515	Montana Dakota Utilities Co	\$2,816.68	5610-71120-403440	5955801000 1
06/30/2014	776515	Montana Dakota Utilities Co	\$27.20	5120-85000-403440	5967331000 5
06/30/2014	776515	Montana Dakota Utilities Co	\$12.80	5210-15920-403440	7173531000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$26.39	5120-85000-403440	7354531000 2
06/30/2014	776515	Montana Dakota Utilities Co	\$56.15	1500-22210-403440	8858801000 4
06/30/2014	776515	Montana Dakota Utilities Co	\$24.00	5020-74000-403440	9215801000 6
06/30/2014	776515	Montana Dakota Utilities Co	\$663.02	6500-15670-403440	9297801000 4
06/30/2014	776515	Montana Dakota Utilities Co	\$32.85	5120-85000-403440	9550431000 4

Check Date	Check	Name	Amount	Account	Item Desc
06/30/2014	776515	Montana Dakota Utilities Co	\$439.57	5710-71430-403440	9628801000 0
06/30/2014	776515	Montana Dakota Utilities Co	\$292.46	2600-55120-403440	2199244851 0
06/30/2014	776519	Montana State Fireman's Assoc	\$3,309.03	9000-00000-209924	Payroll Summary
06/30/2014	776522	Morrison Maierle Inc	\$9,711.75	8400-31840-409310	WO 12-31 East End Industrial Storm Drain; Payment #12
06/30/2014	776522	Morrison Maierle Inc	\$4,381.27	4050-71250-409697	AIP-44 Runway 10L/28R Rehab Project - Federal Share
06/30/2014	776522	Morrison Maierle Inc	\$486.81	4050-71250-409698	AIP-44 Runway 10L/28R Rehab Project - Local Share
06/30/2014	776522	Morrison Maierle Inc	\$20,864.32	4070-71280-409397	Engineering Services for Airport Detention Pond D Expansion & Outfall Routing.
06/30/2014	776522	Morrison Maierle Inc	\$64,514.48	4050-71250-409685	Amendment 10 - AIP 46 Air Carrier Ramp - Design - Federal Share
06/30/2014	776522	Morrison Maierle Inc	\$7,168.27	4050-71250-409686	Amendment 10 - AIP 46 Air Carrier Ramp - Design - Local Share
06/30/2014	776523	Mountain West Holding Company	\$3,294.60	2110-31320-403660	emergency guardrail repair on Zimmerman trail
06/30/2014	776528	MT Waterworks	\$3,907.12	5020-00000-141000	SYSTEMS PO NUM 295673
06/30/2014	776528	MT Waterworks	\$1,614.60	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 295601
06/30/2014	776529	Musol Limited	\$5,273.52	5120-84000-402220	MPOX40
06/30/2014	776530	Napa Auto Parts	\$26.54	5710-71440-402320	526123
06/30/2014	776530	Napa Auto Parts	\$44.67	5410-31220-402320	504255
06/30/2014	776530	Napa Auto Parts	\$268.35	0100-43210-402320	525123
06/30/2014	776530	Napa Auto Parts	\$125.67	5020-73120-402320	525130
06/30/2014	776530	Napa Auto Parts	\$415.68	5020-73120-402320	525243
06/30/2014	776530	Napa Auto Parts	-\$247.60	5020-73120-402320	525387
06/30/2014	776530	Napa Auto Parts	\$44.67	1500-21120-402320	525408
06/30/2014	776530	Napa Auto Parts	\$19.30	1500-21120-402320	525429
06/30/2014	776530	Napa Auto Parts	\$125.67	5020-73120-402320	525883
06/30/2014	776530	Napa Auto Parts	\$21.44	1500-21120-402320	525951
06/30/2014	776530	Napa Auto Parts	\$10.21	6010-15530-402650	526042
06/30/2014	776530	Napa Auto Parts	\$46.34	1500-21120-402320	526391
06/30/2014	776530	Napa Auto Parts	\$16.73	1500-21120-402320	526454
06/30/2014	776530	Napa Auto Parts	\$19.71	6010-15530-402650	526577
06/30/2014	776530	Napa Auto Parts	-\$16.73	1500-21120-402320	526632
06/30/2014	776530	Napa Auto Parts	-\$10.21	6010-15530-402650	526632
06/30/2014	776530	Napa Auto Parts	\$15.30	1500-21120-402320	526936
06/30/2014	776530	Napa Auto Parts	\$76.87	5020-75000-402320	526999
06/30/2014	776530	Napa Auto Parts	\$21.31	5410-31220-402320	528436
06/30/2014	776530	Napa Auto Parts	-\$44.67	5410-31220-402320	528557
06/30/2014	776530	Napa Auto Parts	\$247.60	5020-73120-402320	640790
06/30/2014	776530	Napa Auto Parts	\$1,397.48	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
06/30/2014	776530	Napa Auto Parts	\$183.90	5710-71470-402320	AUTO &TRUCK MAINT.ITEMS
06/30/2014	776530	Napa Auto Parts	\$698.74	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
06/30/2014	776537	NorthWestern Energy	\$1,296.82	0100-51270-403410	Electrical charges.
06/30/2014	776537	NorthWestern Energy	\$3,338.12	5020-74000-403410	3116 17th St West
06/30/2014	776537	NorthWestern Energy	\$3,338.13	5020-74000-403410	3116 17th St West
06/30/2014	776537	NorthWestern Energy	\$42,807.57	5120-84000-403410	725 Hwy 87 East
06/30/2014	776537	NorthWestern Energy	\$3,452.51	5020-73140-403410	2251 Belknap Ave
06/30/2014	776537	NorthWestern Energy	\$18,413.39	5020-74000-403410	2251 Belknap Ave
06/30/2014	776537	NorthWestern Energy	\$69,050.23	5020-74000-403410	2251 Belknap Ave
06/30/2014	776537	NorthWestern Energy	\$1,150.84	5120-83140-403410	2251 Belknap Ave
06/30/2014	776537	NorthWestern Energy	\$102.22	5710-71480-403410	17847567
06/30/2014	776537	NorthWestern Energy	\$2,910.63	1500-22210-403410	FIRE1: 0100476-1 - MONTHLY ELECTRICAL SERVICE FY2014
06/30/2014	776537	NorthWestern Energy	\$1,815.30	5210-15920-403410	07208341
06/30/2014	776537	NorthWestern Energy	\$177.85	6070-22350-403410	07215809
06/30/2014	776537	NorthWestern Energy	\$14.10	0100-51120-403410	07222375
06/30/2014	776537	NorthWestern Energy	\$7.40	0100-51120-403410	07222474
06/30/2014	776537	NorthWestern Energy	\$0.29	0100-51120-403410	07222540
06/30/2014	776537	NorthWestern Energy	\$91.50	0100-51120-403410	07222557
06/30/2014	776537	NorthWestern Energy	\$387.30	0100-51120-403410	07222573
06/30/2014	776537	NorthWestern Energy	\$209.54	0100-51120-403410	07222607
06/30/2014	776537	NorthWestern Energy	\$3.54	0100-51120-403410	07222615
06/30/2014	776537	NorthWestern Energy	\$2.56	0100-51120-403410	07222623
06/30/2014	776537	NorthWestern Energy	\$0.20	0100-51120-403410	07222631
06/30/2014	776537	NorthWestern Energy	\$39.83	0100-51120-403410	07222656
06/30/2014	776537	NorthWestern Energy	\$57.61	0100-51120-403410	07222664
06/30/2014	776537	NorthWestern Energy	\$2.26	0100-51120-403410	07222680
06/30/2014	776537	NorthWestern Energy	\$12.36	0100-51120-403410	07222698
06/30/2014	776537	NorthWestern Energy	\$0.00	0100-51120-403410	07222854
06/30/2014	776537	NorthWestern Energy	\$11.72	0100-51120-403410	07222920
06/30/2014	776537	NorthWestern Energy	\$83.56	0100-51120-403410	07222938
06/30/2014	776537	NorthWestern Energy	\$7.51	0100-51120-403410	07229057
06/30/2014	776537	NorthWestern Energy	\$107.60	0100-51120-403410	07230352
06/30/2014	776537	NorthWestern Energy	\$8.80	0100-51120-403410	07230360
06/30/2014	776537	NorthWestern Energy	\$187.47	0100-51120-403410	07230378
06/30/2014	776537	NorthWestern Energy	\$15.69	0100-51120-403410	07230386
06/30/2014	776537	NorthWestern Energy	\$0.00	0100-51120-403410	07230410
06/30/2014	776537	NorthWestern Energy	\$41.31	0100-51120-403410	07230428

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06/30/2014	776537	NorthWestern Energy	\$6.16	0100-51120-403410	07230527
06/30/2014	776537	NorthWestern Energy	\$370.41	0100-51120-403410	07230543
06/30/2014	776537	NorthWestern Energy	\$14.64	0100-51120-403410	07230550
06/30/2014	776537	NorthWestern Energy	\$23.90	0100-51120-403410	07230568
06/30/2014	776537	NorthWestern Energy	\$17.55	0100-51120-403410	07230576
06/30/2014	776537	NorthWestern Energy	\$30.39	0100-51120-403410	07230584
06/30/2014	776537	NorthWestern Energy	\$131.04	0100-51120-403410	07229339
06/30/2014	776537	NorthWestern Energy	\$9.25	0100-51120-403410	07230907
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06/30/2014	776537	NorthWestern Energy	\$7.40	0100-51120-403410	07236441
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06/30/2014	776537	NorthWestern Energy	\$25.86	0100-51120-403410	07894371
06/30/2014	776537	NorthWestern Energy	\$121.28	0100-51120-403410	11412848
06/30/2014	776537	NorthWestern Energy	\$11.14	0100-51120-403410	11607801
06/30/2014	776537	NorthWestern Energy	\$7.40	0100-51120-403410	12300661
06/30/2014	776537	NorthWestern Energy	\$1,021.59	5210-15910-403410	15942824
06/30/2014	776537	NorthWestern Energy	\$336.42	2600-55120-403410	Electric
06/30/2014	776537	NorthWestern Energy	\$254.71	5210-15950-403410	07208291
06/30/2014	776537	NorthWestern Energy	\$4,447.79	5020-74000-403410	07230402
06/30/2014	776536	NorthWestern Energy	\$236.23	8100-31830-403410	SILMD 208 Account 0712645-1
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06/30/2014	776537	NorthWestern Energy	\$9.25	5210-15940-403410	30674162
06/30/2014	776537	NorthWestern Energy	\$191.84	1500-21150-403410	19841501
06/30/2014	776537	NorthWestern Energy	\$270.11	1500-21150-403410	19841550
06/30/2014	776537	NorthWestern Energy	\$192.76	5210-15950-403410	21283197
06/30/2014	776537	NorthWestern Energy	\$17.48	0100-51410-403410	16352890
06/30/2014	776537	NorthWestern Energy	\$383.71	5610-71170-403410	0712792-1. IP-7. June 2014
06/30/2014	776537	NorthWestern Energy	\$13.22	5610-71170-403410	0712799-6. IP-8. June 2014
06/30/2014	776537	NorthWestern Energy	\$1,181.53	5610-71170-403410	0712800-2. IP-9. June 2014
06/30/2014	776537	NorthWestern Energy	\$24.63	5610-71170-403410	0712817-6. IP-House. June 2014
06/30/2014	776537	NorthWestern Energy	\$58.37	5610-71130-403410	0719616-5. ARFF Facility Lights. June 2014
06/30/2014	776537	NorthWestern Energy	\$775.28	5020-74000-403410	Airport Rd/17th St W/Waldo
06/30/2014	776536	NorthWestern Energy	\$10,134.28	2110-31320-403410	Signal Bills
06/30/2014	776536	NorthWestern Energy	\$475.69	8100-31830-403410	SILMD 008 ACCT# 0712544-6
06/30/2014	776536	NorthWestern Energy	\$488.30	8100-31830-403410	SILMD 009 ACCT# 0712545-3
06/30/2014	776536	NorthWestern Energy	\$1,341.37	8100-31830-403410	SILMD 010 ACCT# 0712546-1
06/30/2014	776536	NorthWestern Energy	\$3,885.73	8100-31830-403410	SILMD 013 ACCT# 0721276-4
06/30/2014	776536	NorthWestern Energy	\$1,926.07	8100-31830-403410	SILMD 014 ACCT# 0721277-2
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06/30/2014	776536	NorthWestern Energy	\$90.46	8100-31830-403410	SILMD 018 ACCT# 0712554-5
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06/30/2014	776536	NorthWestern Energy	\$1,542.04	8100-31830-403410	SILMD 099 ACCT# 0712558-6
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06/30/2014	776536	NorthWestern Energy	\$1,680.84	8100-31830-403410	SILMD 107 ACCT# 0712560-2
06/30/2014	776536	NorthWestern Energy	\$4,215.43	8100-31830-403410	SILMD 109 ACCT# 0712561-0
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06/30/2014	776536	NorthWestern Energy	\$222.88	8100-31830-403410	SILMD 118 ACCT# 0712567-7
06/30/2014	776536	NorthWestern Energy	\$146.65	8100-31830-403410	SILMD 119 ACCT# 0712568-5
06/30/2014	776536	NorthWestern Energy	\$2,401.19	8100-31830-403410	SILMD 121 ACCT# 0712570-1
06/30/2014	776536	NorthWestern Energy	\$182.40	8100-31830-403410	SILMD 122 ACCT# 0712571-9
06/30/2014	776536	NorthWestern Energy	\$320.16	8100-31830-403410	SILMD 123 ACCT# 0712572-7
06/30/2014	776536	NorthWestern Energy	\$933.79	8100-31830-403410	SILMD 124 ACCT# 0712573-5
06/30/2014	776536	NorthWestern Energy	\$373.52	8100-31830-403410	SILMD 125 ACCT# 0712574-3
06/30/2014	776536	NorthWestern Energy	\$186.76	8100-31830-403410	SILMD 126 ACCT# 0712575-0
06/30/2014	776536	NorthWestern Energy	\$684.00	8100-31830-403410	SILMD 127 ACCT# 0712576-8
06/30/2014	776536	NorthWestern Energy	\$478.80	8100-31830-403410	SILMD 128 ACCT# 0712577-6
06/30/2014	776536	NorthWestern Energy	\$320.16	8100-31830-403410	SILMD 129 ACCT# 0712578-4
06/30/2014	776536	NorthWestern Energy	\$121.03	8100-31830-403410	SILMD 130 ACCT# 0712579-2
06/30/2014	776536	NorthWestern Energy	\$827.09	8100-31830-403410	SILMD 131 ACCT# 0712580-0
06/30/2014	776536	NorthWestern Energy	\$224.77	8100-31830-403410	SILMD 133 ACCT# 0712581-8
06/30/2014	776536	NorthWestern Energy	\$518.72	8100-31830-403410	SILMD 134 ACCT# 0712582-6
06/30/2014	776536	NorthWestern Energy	\$501.59	8100-31830-403410	SILMD 135 ACCT# 0712583-4
06/30/2014	776536	NorthWestern Energy	\$444.17	8100-31830-403410	SILMD 136 ACCT# 0712584-2
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06/30/2014	776536	NorthWestern Energy	\$720.36	8100-31830-403410	SILMD 138 ACCT# 0712586-7
06/30/2014	776536	NorthWestern Energy	\$240.13	8100-31830-403410	SILMD 139 ACCT# 0712587-5
06/30/2014	776536	NorthWestern Energy	\$554.42	8100-31830-403410	SILMD 143 ACCT# 0712588-3
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06/30/2014	776536	NorthWestern Energy	\$448.74	8100-31830-403410	SILMD 147 ACCT# 0712592-5
06/30/2014	776536	NorthWestern Energy	\$1,368.09	8100-31830-403410	SILMD 149 ACCT# 0712593-3
06/30/2014	776536	NorthWestern Energy	\$729.62	8100-31830-403410	SILMD 150 ACCT# 0712594-1
06/30/2014	776536	NorthWestern Energy	\$613.65	8100-31830-403410	SILMD 151 ACCT# 0712595-8
06/30/2014	776536	NorthWestern Energy	\$4,176.96	8100-31830-403410	SILMD 152 ACCT# 0712596-6
06/30/2014	776536	NorthWestern Energy	\$524.41	8100-31830-403410	SILMD 153 ACCT# 0712597-4
06/30/2014	776536	NorthWestern Energy	\$1,185.59	8100-31830-403410	SILMD 154 ACCT# 0712598-2
06/30/2014	776536	NorthWestern Energy	\$480.24	8100-31830-403410	SILMD 155 ACCT# 0712599-0
06/30/2014	776536	NorthWestern Energy	\$889.20	8100-31830-403410	SILMD 157 ACCT# 0712600-6
06/30/2014	776536	NorthWestern Energy	\$773.73	8100-31830-403410	SILMD 158 ACCT# 0712601-4
06/30/2014	776536	NorthWestern Energy	\$1,049.74	8100-31830-403410	SILMD 159 ACCT# 0712602-2
06/30/2014	776536	NorthWestern Energy	\$693.68	8100-31830-403410	SILMD 160 ACCT# 0712603-0
06/30/2014	776536	NorthWestern Energy	\$1,026.00	8100-31830-403410	SILMD 161 ACCT# 0712604-8
06/30/2014	776536	NorthWestern Energy	\$58.17	8100-31830-403410	SILMD 162 ACCT# 0712605-5
06/30/2014	776536	NorthWestern Energy	\$623.32	8100-31830-403410	SILMD 163 ACCT# 0712606-3
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06/30/2014	776536	NorthWestern Energy	\$853.78	8100-31830-403410	SILMD 165 ACCT# 0712608-9
06/30/2014	776536	NorthWestern Energy	\$227.99	8100-31830-403410	SILMD 167 ACCT# 0712609-7
06/30/2014	776536	NorthWestern Energy	\$547.20	8100-31830-403410	SILMD 171 ACCT# 0712610-5
06/30/2014	776536	NorthWestern Energy	\$518.70	8100-31830-403410	SILMD 172 ACCT# 0712611-3
06/30/2014	776536	NorthWestern Energy	\$1,139.99	8100-31830-403410	SILMD 173 ACCT# 0712612-1
06/30/2014	776536	NorthWestern Energy	\$957.60	8100-31830-403410	SILMD 174 ACCT# 0712613-9
06/30/2014	776536	NorthWestern Energy	\$319.20	8100-31830-403410	SILMD 175 ACCT# 0712614-7
06/30/2014	776536	NorthWestern Energy	\$41.56	8100-31830-403410	SILMD 176 ACCT# 0712615-4
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06/30/2014	776536	NorthWestern Energy	\$501.59	8100-31830-403410	SILMD 179 ACCT# 0712617-0
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06/30/2014	776536	NorthWestern Energy	\$569.99	8100-31830-403410	SILMD 182 ACCT# 0712620-4
06/30/2014	776536	NorthWestern Energy	\$1,140.01	8100-31830-403410	SILMD 183 ACCT# 0712621-2
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06/30/2014	776536	NorthWestern Energy	\$136.80	8100-31830-403410	SILMD 185 ACCT# 0712623-8
06/30/2014	776536	NorthWestern Energy	\$583.08	8100-31830-403410	SILMD 186 ACCT# 0712624-6
06/30/2014	776536	NorthWestern Energy	\$227.99	8100-31830-403410	SILMD 187 ACCT# 0712625-3
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06/30/2014	776536	NorthWestern Energy	\$407.35	8100-31830-403410	SILMD 191 ACCT# 0712629-5
06/30/2014	776536	NorthWestern Energy	\$296.40	8100-31830-403410	SILMD 192 ACCT# 0712630-3
06/30/2014	776536	NorthWestern Energy	\$729.62	8100-31830-403410	SILMD 193 ACCT# 0712631-1
06/30/2014	776536	NorthWestern Energy	\$241.28	8100-31830-403410	SILMD 194 ACCT# 0712632-9
06/30/2014	776536	NorthWestern Energy	\$201.07	8100-31830-403410	SILMD 195 ACCT# 0712633-7
06/30/2014	776536	NorthWestern Energy	\$64.65	8100-31830-403410	SILMD 196 ACCT# 0712634-5
06/30/2014	776536	NorthWestern Energy	\$64.65	8100-31830-403410	SILMD 197 ACCT# 0712635-2
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06/30/2014	776536	NorthWestern Energy	\$68.95	8100-31830-403410	SILMD 200 ACCT# 0712637-8
06/30/2014	776536	NorthWestern Energy	\$478.80	8100-31830-403410	SILMD 201 ACCT# 0712638-6
06/30/2014	776536	NorthWestern Energy	\$742.14	8100-31830-403410	SILMD 202 INV# 0712639-4
06/30/2014	776536	NorthWestern Energy	\$17.25	8100-31830-403410	SILMD 203 ACCT# 0712640-2
06/30/2014	776536	NorthWestern Energy	\$349.57	8100-31830-403410	SILMD 204 ACCT# 0712641-0
06/30/2014	776536	NorthWestern Energy	\$33.25	8100-31830-403410	SILMD 205 ACCT# 0712642-8
06/30/2014	776536	NorthWestern Energy	\$319.20	8100-31830-403410	SILMD 206 ACCT# 0712643-6
06/30/2014	776536	NorthWestern Energy	\$364.79	8100-31830-403410	SILMD 207 ACCT# 0712644-4
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06/30/2014	776536	NorthWestern Energy	\$77.58	8100-31830-403410	SILMD 210 ACCT# 0712647-7
06/30/2014	776536	NorthWestern Energy	\$43.09	8100-31830-403410	SILMD 211 ACCT# 0712648-5
06/30/2014	776536	NorthWestern Energy	\$43.09	8100-31830-403410	SILMD 212 ACCT# 0712649-3
06/30/2014	776536	NorthWestern Energy	\$25.86	8100-31830-403410	SILMD 213 ACCT# 0712650-1
06/30/2014	776536	NorthWestern Energy	\$456.21	8100-31830-403410	SILMD 214 ACCT# 0712651-9
06/30/2014	776536	NorthWestern Energy	\$136.80	8100-31830-403410	SILMD 216 ACCT# 0712652-7
06/30/2014	776536	NorthWestern Energy	\$358.41	8100-31830-403410	SILMD 217 ACCT# 0712653-5
06/30/2014	776536	NorthWestern Energy	\$179.91	8100-31830-403410	SILMD 220 ACCT# 0712654-3
06/30/2014	776536	NorthWestern Energy	\$8.32	8100-31830-403410	SILMD 221 ACCT# 0712655-0
06/30/2014	776536	NorthWestern Energy	\$68.11	8100-31830-403410	SILMD 222 ACCT# 0712656-8
06/30/2014	776536	NorthWestern Energy	\$103.44	8100-31830-403410	SILMD 223 ACCT# 0712657-6
06/30/2014	776536	NorthWestern Energy	\$1,744.69	8100-31830-403410	SILMD 224 ACCT# 0712658-4
06/30/2014	776536	NorthWestern Energy	\$329.45	8100-31830-403410	SILMD 225 ACCT# 0712659-2
06/30/2014	776536	NorthWestern Energy	\$276.95	8100-31830-403410	SILMD 226 ACCT# 0712660-0
06/30/2014	776536	NorthWestern Energy	\$560.30	8100-31830-403410	SILMD 227 ACCT# 0712661-8
06/30/2014	776536	NorthWestern Energy	\$773.73	8100-31830-403410	SILMD 228 ACCT# 0712662-6
06/30/2014	776536	NorthWestern Energy	\$400.20	8100-31830-403410	SILMD 229 ACCT# 0712663-4
06/30/2014	776536	NorthWestern Energy	\$933.81	8100-31830-403410	SILMD 230 ACCT# 0712664-2
06/30/2014	776536	NorthWestern Energy	\$560.28	8100-31830-403410	SILMD 231 ACCT# 0712665-9
06/30/2014	776536	NorthWestern Energy	\$2,427.88	8100-31830-403410	SILMD 232 ACCT# 0712666-7

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06/30/2014	776536	NorthWestern Energy	\$473.82	8100-31830-403410	SILMD 235 ACCT# 0712669-1
06/30/2014	776536	NorthWestern Energy	\$150.78	8100-31830-403410	SILMD 236 ACCT# 0712670-9
06/30/2014	776536	NorthWestern Energy	\$387.60	8100-31830-403410	SILMD 237 ACCT# 0712671-7
06/30/2014	776536	NorthWestern Energy	\$14.25	8100-31830-403410	SILMD 238 ACCT# 0712672-5
06/30/2014	776536	NorthWestern Energy	\$91.21	8100-31830-403410	SILMD 239 ACCT# 0712673-3
06/30/2014	776536	NorthWestern Energy	\$361.91	8100-31830-403410	SILMD 240 ACCT# 0712674-1
06/30/2014	776536	NorthWestern Energy	\$596.57	8100-31830-403410	SILMD 241 ACCT# 0712675-8
06/30/2014	776536	NorthWestern Energy	\$80.05	8100-31830-403410	SILMD 242 ACCT# 0712676-6
06/30/2014	776536	NorthWestern Energy	\$106.73	8100-31830-403410	SILMD 244 ACCT# 0712677-4
06/30/2014	776536	NorthWestern Energy	\$82.66	8100-31830-403410	SILMD 245 ACCT# 0712678-2
06/30/2014	776536	NorthWestern Energy	\$320.16	8100-31830-403410	SILMD 246 ACCT# 0712679-0
06/30/2014	776536	NorthWestern Energy	\$1,111.00	8100-31830-403410	SILMD 247 ACCT# 0712680-8
06/30/2014	776536	NorthWestern Energy	\$2,355.89	8100-31830-403410	SILMD 248 ACCT# 0712681-6
06/30/2014	776536	NorthWestern Energy	\$2,048.40	8100-31830-403410	SILMD 249 ACCT# 0718734-7
06/30/2014	776536	NorthWestern Energy	\$7.40	8100-31830-403410	SILMD 250 ACCT# 1301786-8
06/30/2014	776536	NorthWestern Energy	\$183.36	8100-31830-403410	SILMD 250 ACCT# 0719001-0
06/30/2014	776536	NorthWestern Energy	\$3,789.95	8100-31830-403410	SILMD 251 ACCT# 0718801-4
06/30/2014	776536	NorthWestern Energy	\$533.61	8100-31830-403410	SILMD 252 ACCT# 0719162-0
06/30/2014	776536	NorthWestern Energy	\$1,863.05	8100-31830-403410	SILMD 253 ACCT# 0719644-7
06/30/2014	776536	NorthWestern Energy	\$136.21	8100-31830-403410	SILMD 254 ACCT# 0719763-5
06/30/2014	776536	NorthWestern Energy	\$134.33	8100-31830-403410	SILMD 255 ACCT# 0720813-5
06/30/2014	776536	NorthWestern Energy	\$793.80	8100-31830-403410	SILMD 257 ACCT# 0720360-7
06/30/2014	776536	NorthWestern Energy	\$2,515.03	8100-31830-403410	SILMD 258 ACCT# 0720606-3
06/30/2014	776536	NorthWestern Energy	\$6.83	8100-31830-403410	SILMD 259 ACCT# 1301786-8
06/30/2014	776536	NorthWestern Energy	\$1,193.94	8100-31830-403410	SILMD 259 ACCT# 0720810-1
06/30/2014	776536	NorthWestern Energy	\$480.24	8100-31830-403410	SILMD 261 ACCT# 0720705-3
06/30/2014	776536	NorthWestern Energy	\$3,027.47	8100-31830-403410	SILMD 262 ACCT# 0720937-2
06/30/2014	776536	NorthWestern Energy	\$856.66	8100-31830-403410	SILMD 263 ACCT# 0720716-0
06/30/2014	776536	NorthWestern Energy	\$148.58	8100-31830-403410	SILMD 264 ACCT# 0721427-3
06/30/2014	776536	NorthWestern Energy	\$337.93	8100-31830-403410	SILMD 265 ACCT# 0721556-9
06/30/2014	776536	NorthWestern Energy	\$35.89	8100-31830-403410	SILMD 266 ACCT# 0721684-9
06/30/2014	776536	NorthWestern Energy	\$70.37	8100-31830-403410	SILMD 269 ACCT# 0833098-7
06/30/2014	776536	NorthWestern Energy	\$396.18	8100-31830-403410	SILMD 270 ACCT# 0906944-4
06/30/2014	776536	NorthWestern Energy	\$961.76	8100-31830-403410	SILMD 271 ACCT# 0995095-7
06/30/2014	776536	NorthWestern Energy	\$2,712.07	8100-31830-403410	SILMD 272 ACCT# 0905005-5
06/30/2014	776536	NorthWestern Energy	\$194.49	8100-31830-403410	SILMD 273 ACCT# 0926386-4
06/30/2014	776536	NorthWestern Energy	\$60.31	8100-31830-403410	SILMD 274 ACCT# 0907926-0
06/30/2014	776536	NorthWestern Energy	\$434.94	8100-31830-403410	SILMD 276 ACCT# 0961926-3
06/30/2014	776536	NorthWestern Energy	\$796.81	8100-31830-403410	SILMD 277 ACCT# 1058710-3
06/30/2014	776536	NorthWestern Energy	\$211.11	8100-31830-403410	SILMD 278 ACCT# 1087619-1
06/30/2014	776536	NorthWestern Energy	\$59.23	8100-31830-403410	SILMD 279 ACCT# 1124127-0
06/30/2014	776536	NorthWestern Energy	\$661.39	8100-31830-403410	SILMD 280 ACCT# 1045653-1
06/30/2014	776536	NorthWestern Energy	\$60.31	8100-31830-403410	SILMD 281 ACCT# 1079722-3
06/30/2014	776536	NorthWestern Energy	\$340.80	8100-31830-403410	SILMD 283 ACCT# 1172743-5
06/30/2014	776536	NorthWestern Energy	\$326.27	8100-31830-403410	SILMD 285 ACCT# 1206985-2
06/30/2014	776536	NorthWestern Energy	\$229.41	8100-31830-403410	SILMD 286 ACCT# 1296582-8
06/30/2014	776536	NorthWestern Energy	\$84.79	8100-31830-403410	SILMD 287 ACCT# 1246537-3
06/30/2014	776536	NorthWestern Energy	\$1,723.62	8100-31830-403410	SILMD 288 ACCT# 1303978-9
06/30/2014	776536	NorthWestern Energy	\$300.88	8100-31830-403410	SILMD 289 ACCT# 1685375-6
06/30/2014	776536	NorthWestern Energy	\$110.35	8100-31830-403410	SILMD 290 ACCT# 1433921-2
06/30/2014	776536	NorthWestern Energy	\$586.95	8100-31830-403410	SILMD 292 ACCT# 1481532-8
06/30/2014	776536	NorthWestern Energy	\$227.99	8100-31830-403410	SILMD 293 ACCT# 1481534-4
06/30/2014	776536	NorthWestern Energy	\$456.01	8100-31830-403410	SILMD 294 ACCT# 1481535-1
06/30/2014	776536	NorthWestern Energy	\$106.73	8100-31830-403410	SILMD 295 ACCT# 1481536-9
06/30/2014	776536	NorthWestern Energy	\$1,208.41	8100-31830-403410	SILMD 296 ACCT# 1481537-7
06/30/2014	776536	NorthWestern Energy	\$205.21	8100-31830-403410	SILMD 297 ACCT# 1481539-3
06/30/2014	776536	NorthWestern Energy	\$182.40	8100-31830-403410	SILMD 298 ACCT# 1481540-1
06/30/2014	776536	NorthWestern Energy	\$388.68	8100-31830-403410	SILMD 300 ACCT# 1662840-6
06/30/2014	776536	NorthWestern Energy	\$1,719.94	8100-31830-403410	SILMD 301 ACCT# 1687005-7
06/30/2014	776536	NorthWestern Energy	\$174.68	8100-31830-403410	SILMD 302 ACCT# 1607534-3
06/30/2014	776536	NorthWestern Energy	\$648.31	8100-31830-403410	SILMD 305 ACCT# 1695873-8
06/30/2014	776536	NorthWestern Energy	\$177.67	8100-31830-403410	SILMD 306 ACCT# 1740353-6
06/30/2014	776536	NorthWestern Energy	\$1,791.00	8100-31830-403410	SILMD 307 ACCT# 2049005-8
06/30/2014	776536	NorthWestern Energy	\$254.95	8100-31830-403410	SILMD 308 ACCT# 2072459-7
06/30/2014	776536	NorthWestern Energy	\$261.35	8100-31830-403410	SILMD 309 ACCT# 2001311-6
06/30/2014	776536	NorthWestern Energy	\$265.16	8100-31830-403410	SILMD 310 ACCT# 2060519-2
06/30/2014	776536	NorthWestern Energy	\$181.69	8100-31830-403410	SILMD 311 ACCT# 3014475-2
06/30/2014	776536	NorthWestern Energy	\$49.94	8100-31830-403410	SILMD 320 ACCT# 0712569-3
06/30/2014	776538	OAC Services Inc	\$14,740.47	2030-15130-409224	Empire Parking Garage Project Management Services
06/30/2014	776548	Polydyne Inc	\$2,714.00	5120-84000-402220	Clarifloc
06/30/2014	776553	Protech Mechanical Inc	\$1,675.44	6600-31100-403660	Chiller pipe repair
06/30/2014	776553	Protech Mechanical Inc	\$2,513.16	6700-31410-403660	Chiller pipe repair
06/30/2014	776553	Protech Mechanical Inc	\$939.78	6600-31100-403660	Bearing cartridge for chiller pump
06/30/2014	776553	Protech Mechanical Inc	\$1,409.67	6700-31410-403660	Bearing cartridge for chiller pump

Check Date	Check	Name	Amount	Account	Item Desc
06/30/2014	776557	Qwest Communications	\$45.73	5210-15920-403450	Qwest 406-252-2041 Park 2 Elevator Phone
06/30/2014	776557	Qwest Communications	\$91.46	5610-71100-403450	Qwest 406-252-9412 Airport
06/30/2014	776557	Qwest Communications	\$45.73	0100-51400-403450	Qwest 406-652-0269 Cemetery FAX Line
06/30/2014	776557	Qwest Communications	\$45.51	0100-51120-403450	Qwest 406-652-5507 Parks
06/30/2014	776557	Qwest Communications	\$31.99	2110-31320-403450	Qwest 406-652-8104 PW Traffic Signal 24 Central
06/30/2014	776557	Qwest Communications	\$34.64	0100-51210-403450	Qwest 406-652-8403 Stewart Park Batting Cages
06/30/2014	776557	Qwest Communications	\$31.11	0100-51120-403450	Qwest 406-657-3014 Parks 3890 Stillwater
06/30/2014	776557	Qwest Communications	\$3,212.28	6060-19310-403450	Qwest 406-657-8377 Main System Centrex
06/30/2014	776557	Qwest Communications	\$50.12	5610-71170-403450	Qwest 406-252-0721 Airport 1FB Line
06/30/2014	776557	Qwest Communications	\$96.33	6060-19310-403450	Qwest 406-657-3009 PUD Measured Lines 406-657-3009 406-247-8579
06/30/2014	776557	Qwest Communications	\$31.11	5210-15920-403450	Qwest 406-657-3054 Park 1 Elevator Phone
06/30/2014	776557	Qwest Communications	\$65.22	6060-19310-403450	Qwest BOC Measured Lines 406-252-3774 406-252-3789
06/30/2014	776561	Riverside Contracting	\$691,352.70	8450-31860-409310	WO 09-12 Inner Belt Loop Phase I; Payment #7
06/30/2014	776561	Riverside Contracting	\$9,166.41	8450-31860-409310	WO 09-12 Inner Belt Loop Phase I; Payment #7
06/30/2014	776561	Riverside Contracting	\$204,930.00	8450-31860-409310	WO 09-12 Inner Belt Loop Phase I; Payment #7
06/30/2014	776564	Sam's Club	\$120,211.00	1980-15060-407840	FY 2014 Property Tax Refund
06/30/2014	776565	Sanderson Stewart	\$2,728.71	8400-31840-409310	WO 09-12 INNER BELT LOOP; Payment #28
06/30/2014	776565	Sanderson Stewart	\$6,938.20	8450-31860-409310	WO 09-12 INNER BELT LOOP (845); Payment #28
06/30/2014	776565	Sanderson Stewart	\$1,278.23	8450-31860-409310	WO 09-12 INNER BELT LOOP (845); Payment #27
06/30/2014	776582	Springsted	\$2,750.00	3140-15300-403590	001061.999-1 arbitrage calculations - 6/7-6/12
06/30/2014	776583	Square One Cabinets	\$3,050.00	2090-44510-403590	114-026375 Front counter extension at Building Division.
06/30/2014	776587	Sunset Excavation	\$4,975.00	5050-75150-403671	200 Quietwater
06/30/2014	776587	Sunset Excavation	\$725.00	5050-75150-403671	2112 Pryor Ln
06/30/2014	776587	Sunset Excavation	\$725.00	5050-75150-403671	1120 N 26
06/30/2014	776587	Sunset Excavation	\$5,700.00	5050-75150-403671	Water service line replacements - 520 S 31, 511 S 31 3112 6th Ave South
06/30/2014	776588	Svh Primary Care Network	\$13,500.00	6270-17520-405160	EAP invoice for FY2014
06/30/2014	776592	Tetra Tech, Inc.	\$3,536.96	2030-15130-409224	Empire garage construction materials testing services
06/30/2014	776598	Timber Line Electric and Control Corp	\$4,607.15	5020-74000-403660	Radio repair/analysis/testing
06/30/2014	776604	Town & Country Supply Association	\$767.95	5120-84000-402310	Unleaded fuel
06/30/2014	776604	Town & Country Supply Association	\$478.87	5120-84000-402310	Dyed fuel
06/30/2014	776604	Town & Country Supply Association	\$27,272.21	5610-71180-402313	Invoice #112823. QTA Car Rental Fuel
06/30/2014	776604	Town & Country Supply Association	\$1,089.56	1500-22260-402310	201541: FIRE 1 - UNLEADED DELIVERED 6/19/2014
06/30/2014	776604	Town & Country Supply Association	\$638.82	1500-22260-402310	201541: FIRE 1 - DIESEL DELIVERED 6/19/2014
06/30/2014	776604	Town & Country Supply Association	\$798.53	1500-22260-402310	201541: FIRE 3 - DIESEL DELIVERED 6/19/2014
06/30/2014	776604	Town & Country Supply Association	\$298.03	1500-22260-402310	201541: FIRE 5 - UNLEADED DELIVERED 6/19/2014
06/30/2014	776604	Town & Country Supply Association	\$642.01	1500-22260-402310	201541: FIRE 5 DIESEL DELIVERED 6/19/2014
06/30/2014	776604	Town & Country Supply Association	\$373.71	1500-22260-402310	201541: FIRE 6 DIESEL DELIVERED 6/19/2014
06/30/2014	776604	Town & Country Supply Association	\$31,995.65	6010-00000-141000	112799 PO NUM 295696
06/30/2014	776604	Town & Country Supply Association	\$32,673.29	6010-00000-141000	112815 PO NUM 295736
06/30/2014	776605	Tractor & Equipment Co.	\$125.84	5410-31230-402320	BLW00148062
06/30/2014	776605	Tractor & Equipment Co.	\$125.84	5410-31230-402320	BLW00148079
06/30/2014	776605	Tractor & Equipment Co.	\$800.00	5410-31230-402320	B2059601
06/30/2014	776605	Tractor & Equipment Co.	\$800.00	5410-31230-402320	B2059701
06/30/2014	776605	Tractor & Equipment Co.	\$800.00	5410-31230-402320	B2059801
06/30/2014	776605	Tractor & Equipment Co.	\$800.00	5410-31220-402320	B2059901
06/30/2014	776605	Tractor & Equipment Co.	\$225.12	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 295599
06/30/2014	776612	Verizon Wireless	\$200.05	1500-21700-403450	Animal Shelter MDT
06/30/2014	776612	Verizon Wireless	\$516.38	7170-21660-403450	CCSIU Cell/PTT
06/30/2014	776612	Verizon Wireless	\$40.01	7170-21660-403450	CCSIU Air Card
06/30/2014	776612	Verizon Wireless	\$80.02	7170-21660-403450	CCSIU RAVEN
06/30/2014	776612	Verizon Wireless	\$40.01	0100-13130-403450	City Administration 406-839-4295 Bruce McCandless iPad
06/30/2014	776612	Verizon Wireless	\$80.02	0100-43210-403450	Code Enforcement Air Cards
06/30/2014	776612	Verizon Wireless	\$40.01	1500-22210-403450	Fire MiFi 406-839-3253
06/30/2014	776612	Verizon Wireless	\$40.01	2200-22330-402410	Fire HAZMAT MDT 406-670-1284
06/30/2014	776612	Verizon Wireless	\$600.23	1500-22210-403450	Fire MDT
06/30/2014	776612	Verizon Wireless	\$80.02	6200-19110-403450	ITD
06/30/2014	776612	Verizon Wireless	\$120.03	2600-55170-403450	Library Outreach Air Cards
06/30/2014	776612	Verizon Wireless	\$4,077.31	1500-21110-403450	Police MDT Toughbooks
06/30/2014	776612	Verizon Wireless	\$460.29	5710-71470-403160	MET Transit Tablets
06/30/2014	776612	Verizon Wireless	\$40.01	1500-21110-403450	Police ICAC 406-690-7347
06/30/2014	776612	Verizon Wireless	\$40.01	1500-21110-403450	Police MiFi 406-633-0820
06/30/2014	776612	Verizon Wireless	\$154.71	1500-21110-403450	Police US Marshall Toughbooks
06/30/2014	776612	Verizon Wireless	\$40.01	0100-51120-403450	PRPL-PARKS PMD Air Card 406-794-6977
06/30/2014	776612	Verizon Wireless	\$240.08	2090-44510-403450	PW-Building Air Cards
06/30/2014	776612	Verizon Wireless	\$192.04	5020-75000-403450	PW-Distribution Collection Tablets 60%/40% 60% 5020-75000-403450 40% 5120-85000-403450
06/30/2014	776612	Verizon Wireless	\$128.04	5120-85000-403450	PW-Distribution Collection Tablets 60%/40% 60% 5020-75000-403450 40% 5120-85000-403450
06/30/2014	776612	Verizon Wireless	\$100.05	6700-31410-403450	PW Engineering

Check Date	Check	Name	Amount	Account	Item Desc
06/30/2014	776612	Verizon Wireless	\$529.99	2110-31320-402925	PW-Streets 406-697-0361 iPad 406-633-1991 iPad
06/30/2014	776612	Verizon Wireless	\$87.16	2110-31320-403450	PW-Streets 406-697-0361 iPad 406-633-1991 iPad
06/30/2014	776612	Verizon Wireless	\$18.02	5020-75000-403450	PWBELKNAP-AIR 60% 40% 60% 5020-75000-403450 40% 5120-85000-403450
06/30/2014	776612	Verizon Wireless	\$12.00	5120-85000-403450	PWBELKNAP-AIR 60% 40% 60% 5020-75000-403450 40% 5120-85000-403450
06/30/2014	776612	Verizon Wireless	\$108.41	5020-73120-403450	Meter Reader Account 4420118965-00001 502-73120-403450
06/30/2014	776612	Verizon Wireless	\$101.01	7170-21660-403450	CCSIU MDT
06/30/2014	776612	Verizon Wireless	\$87.78	0100-51290-403450	PRPL-REC-AIR-CARD 406-698-3835 Rose Park 406-794-2586 Batting Cage
06/30/2014	776614	Wastequip Manufacturing	\$11,620.00	5410-31220-404270	8-8 yard and 8-2 yard frontload tanks
06/30/2014	776615	Water Control Corporation	\$3,370.33	5120-84000-402450	UV Lamps
06/30/2014	776615	Water Control Corporation	\$1,640.07	5120-84300-402360	UV bank intensity sensors/cables
06/30/2014	776618	Western Municipal Construction Inc	\$211,113.16	5030-75910-409340	WO 08-25 Zone 3 Chapple Reservoir Expansion Payment #1
06/30/2014	776619	Western Systems Inc	\$39,503.24	2050-31310-409310	Rapid Flashing Beacons
06/30/2014	776619	Western Systems Inc	\$192.16	2050-31310-409310	Rapid Flashing Beacons additional shipping charges
06/30/2014	776621	William H Reilly & Co Inc	\$8,395.58	5020-00000-141000	WASTEWATER PARTS & SUPPLY PO NUM 295678
06/30/2014	776624	WW Goetsch Associates, Inc.	\$7,397.00	5020-00000-141000	WASTEWATER PARTS & SUPPLY PO NUM 295676
06/30/2014	776626	Yellowstone County Treasurer	\$4,335.81	5210-15910-405410	'12 & '13 taxes for Big Sky Imaginarium
06/30/2014	776628	Yellowstone Valley Tree Surgeons, Inc.	\$4,900.00	6500-15660-403660	Trim all deciduous trees. Shape trees, building clearance. #10511

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Payment of Claims - April 1, 2014 through June 30, 2014

**PRESENTED BY:** Sheila Kolar, Municipal Court Judge

**Department:** Court

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**PROBLEM/ISSUE STATEMENT**

Claims in the amount of \$610,973.12 have been audited and presented for Council approval. Claims include payments to the general fund, County Treasurer, individual victims and businesses for restitution, disbursement of surcharges and revenues and return of bonds posted to ensure court appearance. A complete listing of claims dated April 1, 2014 through June 30, 2014 is attached to this memo and is on file in the Municipal Court.

**ALTERNATIVES ANALYZED**

There are no reasonable alternatives. These payments are required by state law or Judge's order.

**FINANCIAL IMPACT**

This results in \$461,004.11 payment to the General Fund and \$149,969.01 in payments to the County Treasurer, individuals and businesses for bond returns, restitution and victims.

**RECOMMENDATION**

Staff recommends the Council approve the Municipal Court payment of claims.

**APPROVED BY CITY ADMINISTRATOR**

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Payment of Claims

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## Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 04/01/2014 to 06/30/2014

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19137	04/02/2014	Justice Court	110.00	Cleared	04/30/2014
19138	04/04/2014	CASH KING PAWN	24.00	Cleared	04/30/2014
19139	04/04/2014	K-Mart	50.00	Cleared	04/30/2014
19140	04/04/2014	Office Max	50.00	Cleared	04/30/2014
19141	04/04/2014	Walmart	10.00	Cleared	04/30/2014
19142	04/04/2014	Walmart	50.00	Cleared	04/30/2014
19143	04/04/2014	Altimus Distributing	50.00	Cleared	04/30/2014
19144	04/04/2014	Becky Jo Johnson	295.00	Cleared	04/30/2014
19145	04/04/2014	Beth Jones	50.00	Cleared	04/30/2014
19146	04/04/2014	Billings Clinic	50.00	Cleared	04/30/2014
19147	04/04/2014	City of Billings	80.00	Cleared	04/30/2014
19148	04/04/2014	Crime Victim Compensation Program	50.00	Cleared	04/30/2014
19149	04/04/2014	Daniel Burwell	150.00	Cleared	04/30/2014
19150	04/04/2014	Donna Forbes	50.00	Cleared	04/30/2014
19151	04/04/2014	Donna Huffman	50.00	Cleared	04/30/2014
19152	04/04/2014	George Allen Cracraft	1000.00	Cleared	04/30/2014
19153	04/04/2014	Gerald Pena	50.00	Cleared	05/31/2014
19154	04/04/2014	Heather Rumph	250.00	Voided	
19155	04/04/2014	Jason Eugene Braley	50.00	Cleared	04/30/2014
19156	04/04/2014	Jason Romell Dix	50.00	Cleared	04/30/2014
19157	04/04/2014	Jeffrey Scott Kreidler	1340.00	Cleared	04/30/2014
19158	04/04/2014	Jennifer Baldner	25.00	Outstanding	
19159	04/04/2014	Jim & Joni Rains	25.00	Cleared	04/30/2014
19160	04/04/2014	Julie Sullivan	50.00	Cleared	04/30/2014
19161	04/04/2014	June Ortman	50.00	Cleared	04/30/2014
19162	04/04/2014	Karen Gossett	50.00	Cleared	04/30/2014
19163	04/04/2014	Kathy Eder	200.00	Cleared	04/30/2014
19164	04/04/2014	Kyler Dittmer	500.00	Cleared	04/30/2014
19165	04/04/2014	Laura Michelle Gabaldon	50.00	Cleared	04/30/2014
19166	04/04/2014	Leonard E Kenney	40.00	Cleared	04/30/2014
19167	04/04/2014	Les Benner	50.00	Cleared	04/30/2014
19168	04/04/2014	Mary Valley	50.00	Cleared	04/30/2014
19169	04/04/2014	Melanie Marie Cornell	50.00	Cleared	04/30/2014
19170	04/04/2014	Memri Spottedelk	50.00	Cleared	04/30/2014
19171	04/04/2014	NAPA Distribution Center Attn: Loren Zo	50.00	Cleared	04/30/2014
19172	04/04/2014	Reece Kalfell	50.00	Cleared	04/30/2014

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19173	04/04/2014	Richard Louis Nesson	15.00	Cleared	04/30/2014
19174	04/04/2014	Robert A Spadt Jr	50.00	Cleared	04/30/2014
19175	04/04/2014	Rosco Lagge	50.00	Cleared	04/30/2014
19176	04/04/2014	Sean Michael Fucci	611.56	Outstanding	
19177	04/04/2014	Sharon Kukowski	60.59	Cleared	04/30/2014
19178	04/04/2014	St. Vincent Healthcare	50.00	Cleared	05/31/2014
19179	04/04/2014	Steven Ross Johnson	50.00	Cleared	04/30/2014
19180	04/04/2014	Target AP Recovery	50.00	Cleared	04/30/2014
19181	04/04/2014	Tenille Dahlin	50.00	Cleared	04/30/2014
19182	04/04/2014	Wendy Mason	275.00	Cleared	04/30/2014
19183	04/04/2014	Westley Fuchs	200.00	Cleared	04/30/2014
19184	04/04/2014	Zachary R Burns	50.00	Cleared	04/30/2014
19185	04/11/2014	Northwestern Energy	100.00	Cleared	04/30/2014
19186	04/11/2014	Walmart	30.00	Cleared	04/30/2014
19187	04/11/2014	Ashley Mcfarland	15.00	Cleared	04/30/2014
19188	04/11/2014	Branson M. Morales	2000.00	Cleared	04/30/2014
19189	04/11/2014	City Of Billings-c/o JoLynn Yerger	50.00	Cleared	04/30/2014
19190	04/11/2014	Corinne Daley	50.00	Cleared	04/30/2014
19191	04/11/2014	Crime Victim Compensation Program	50.00	Cleared	04/30/2014
19192	04/11/2014	Cynthia Fleming	1045.00	Cleared	04/30/2014
19193	04/11/2014	Daniel Farmstead	500.00	Cleared	04/30/2014
19194	04/11/2014	David Allen Long	50.00	Cleared	04/30/2014
19195	04/11/2014	Donald Robert Finch J	15.00	Outstanding	
19196	04/11/2014	Edward Eugene Hauber S	50.00	Cleared	04/30/2014
19197	04/11/2014	Edward R Hawthorne	50.00	Cleared	04/30/2014
19198	04/11/2014	Ervallynn Nomee	50.00	Outstanding	
19199	04/11/2014	Gary Lawrence Shayne	50.00	Cleared	05/31/2014
19200	04/11/2014	Gilbert Romero	445.00	Cleared	04/30/2014
19201	04/11/2014	Hobby Lobby	50.00	Cleared	04/30/2014
19202	04/11/2014	Jennifer Kay Doyle	15.00	Cleared	04/30/2014
19203	04/11/2014	Kathleen Segmiller	195.00	Cleared	04/30/2014
19204	04/11/2014	Kyle Armstrong	360.00	Outstanding	
19205	04/11/2014	Lake Hills Golf Course	300.00	Cleared	04/30/2014
19206	04/11/2014	Lawrence James Bell	50.00	Cleared	04/30/2014
19207	04/11/2014	Lonnle R Peterson	25.00	Cleared	04/30/2014
19208	04/11/2014	Mandi Toews	100.00	Cleared	04/30/2014

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19209	04/11/2014	Mandy Maxwell	50.00	Cleared	04/30/2014
19210	04/11/2014	Michael John Barker	5.00	Cleared	04/30/2014
19211	04/11/2014	Richard James Brown	50.00	Cleared	04/30/2014
19212	04/11/2014	Soco Marketing attn: Michelle Stocktin	25.00	Cleared	04/30/2014
19213	04/11/2014	TJ Yzaguirre	50.00	Cleared	04/30/2014
19214	04/11/2014	Terry Keiner	155.00	Cleared	04/30/2014
19215	04/11/2014	Tyler Thomas Sandal	15.00	Cleared	04/30/2014
19216	04/11/2014	Vincent Two-Two Sr.	250.00	Cleared	04/30/2014
19217	04/11/2014	Virginia Nava	990.00	Cleared	04/30/2014
19218	04/11/2014	William Morin	295.00	Cleared	04/30/2014
19219	04/18/2014	Albertsons	25.00	Cleared	05/31/2014
19220	04/18/2014	Sears	50.00	Outstanding	
19221	04/18/2014	Andrew Cooper	50.00	Cleared	05/31/2014
19222	04/18/2014	Assurant Health	55.00	Cleared	05/31/2014
19223	04/18/2014	Big Horn Resort	50.00	Cleared	04/30/2014
19224	04/18/2014	Billings School District #2	50.00	Cleared	05/31/2014
19225	04/18/2014	Brad Blythe	50.00	Cleared	05/31/2014
19226	04/18/2014	City Of Billings - Street/Traffic Dept	50.00	Cleared	05/31/2014
19227	04/18/2014	Cody Harris	25.00	Cleared	05/31/2014
19228	04/18/2014	Community Solutions Inc	50.00	Cleared	04/30/2014
19229	04/18/2014	Crime Victim Compensation Program	25.00	Cleared	04/30/2014
19230	04/18/2014	Crime Victim Compensation Program	25.00	Cleared	04/30/2014
19231	04/18/2014	Daniel S Repka	45.00	Cleared	05/31/2014
19232	04/18/2014	Ervin Schwegert	100.00	Cleared	04/30/2014
19233	04/18/2014	First Interstate Bank Attn: Brian Brown	25.00	Cleared	04/30/2014
19234	04/18/2014	Gerald Pena	25.00	Cleared	05/31/2014
19235	04/18/2014	James Wilson Fletcher	720.00	Cleared	04/30/2014
19236	04/18/2014	Jennifer Baldner	30.00	Cleared	04/30/2014
19237	04/18/2014	Karen Geraldine Zaso	20.00	Outstanding	
19238	04/18/2014	Keri Wilson	40.00	Cleared	04/30/2014
19239	04/18/2014	Ladonna Sanderson	50.00	Cleared	05/31/2014
19240	04/18/2014	Mallory Elaine Keyes	50.00	Cleared	04/30/2014
19241	04/18/2014	Mervyn Kenneth Swecker	15.00	Cleared	04/30/2014
19242	04/18/2014	Pete Portra	50.00	Cleared	05/31/2014
19243	04/18/2014	Sean Michael Fucci	637.71	Outstanding	
19244	04/18/2014	Stacie M Warehime	25.00	Cleared	04/30/2014

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19245	04/18/2014	Sylvia Gusick	132.50	Cleared	04/30/2014
19246	04/18/2014	Tamera Nickole Hammond	15.00	Cleared	05/31/2014
19247	04/18/2014	Target AP Recovery - (TK-2013-7412)	25.00	Cleared	04/30/2014
19248	04/18/2014	Taylor Ita	25.00	Outstanding	
19249	04/18/2014	Thomas Paul Kosche	50.00	Cleared	05/31/2014
19250	04/18/2014	Tyler Holliday	50.00	Cleared	04/30/2014
19251	04/18/2014	Walmart	28.00	Cleared	04/30/2014
19252	04/18/2014	Walmart	30.00	Cleared	04/30/2014
19253	04/18/2014	Wendi Noelle Largent	100.00	Cleared	05/31/2014
19254	04/18/2014	Western Pawn	25.00	Cleared	05/31/2014
19255	04/25/2014	K-Mart	50.00	Cleared	05/31/2014
19256	04/25/2014	Scheels	35.00	Cleared	05/31/2014
19257	04/25/2014	South Forty	25.00	Cleared	05/31/2014
19258	04/25/2014	Beth Jones	50.00	Cleared	05/31/2014
19259	04/25/2014	Billings Parks, Recreation and Land	25.00	Cleared	05/31/2014
19260	04/25/2014	Bobby Lee Willaims	500.00	Cleared	04/30/2014
19261	04/25/2014	Bobby Lee Williams	1000.00	Cleared	04/30/2014
19262	04/25/2014	Brent Sterrett	100.00	Cleared	05/31/2014
19263	04/25/2014	Carol Ann Laforge	50.00	Cleared	05/31/2014
19264	04/25/2014	Carol Meitzel	720.00	Cleared	04/30/2014
19265	04/25/2014	Chad Morrison	50.00	Cleared	05/31/2014
19266	04/25/2014	Crime Victim Compensation Program	50.00	Cleared	05/31/2014
19267	04/25/2014	Crime Victim Compensation Program	225.00	Cleared	05/31/2014
19268	04/25/2014	Dana Arron Acton	19.98	Cleared	05/31/2014
19269	04/25/2014	David Allen Long	100.00	Cleared	05/31/2014
19270	04/25/2014	Edward Nathaniel Bownes	100.00	Cleared	05/31/2014
19271	04/25/2014	First National Pawn	50.00	Cleared	04/30/2014
19272	04/25/2014	Greg & Lani Monical	50.00	Cleared	05/31/2014
19273	04/25/2014	Greg Johnson	15.00	Cleared	04/30/2014
19274	04/25/2014	Hobby Lobby	50.00	Cleared	05/31/2014
19275	04/25/2014	Jacob Brotzler	50.00	Cleared	05/31/2014
19276	04/25/2014	Jennifer Bishop Thomas	100.00	Outstanding	
19277	04/25/2014	Joanne Rock Above	50.00	Cleared	04/30/2014
19278	04/25/2014	Julie Goins	275.00	Cleared	04/30/2014
19279	04/25/2014	Kevin Gillen	10.00	Cleared	05/31/2014
19280	04/25/2014	Leanne Yucha	50.00	Outstanding	

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19281	04/25/2014	Micheala Idhen	350.00	Cleared	05/31/2014
19282	04/25/2014	Natasha Freeman-batt	20.00	Cleared	05/31/2014
19283	04/25/2014	Northwest Pawn	50.00	Cleared	05/31/2014
19284	04/25/2014	Patrick Lee Alden Jr	11.00	Cleared	05/31/2014
19285	04/25/2014	Randy Noble	1340.00	Cleared	05/31/2014
19286	04/25/2014	Richard Roper	295.00	Cleared	05/31/2014
19287	04/25/2014	Roy D Kessler	50.00	Cleared	05/31/2014
19288	04/25/2014	Scott Collins	100.00	Cleared	05/31/2014
19289	04/25/2014	Water Eilene	500.00	Cleared	05/31/2014
19290	04/25/2014	gwynneth pederson	200.00	Cleared	05/31/2014
19291	05/02/2014	First Interstate Bank	50.00	Cleared	05/31/2014
19292	05/02/2014	State Farm Insurance	30.24	Cleared	05/31/2014
19293	05/02/2014	Walmart	.18	Cleared	05/31/2014
19294	05/02/2014	3 G's	21.00	Cleared	05/31/2014
19295	05/02/2014	Anna M Cureton	500.00	Cleared	05/31/2014
19296	05/02/2014	BMC Treatment Court	50.00	Outstanding	
19297	05/02/2014	Beau Newell	195.00	Cleared	05/31/2014
19298	05/02/2014	Charles Patrick Grinsteiner	15.00	Outstanding	
19299	05/02/2014	City of Billings	30.00	Cleared	05/31/2014
19300	05/02/2014	City of Billings Animal Shelter	50.00	Cleared	05/31/2014
19301	05/02/2014	Courtney Kay Eves	595.00	Cleared	05/31/2014
19302	05/02/2014	Crystal Jones	1120.00	Cleared	05/31/2014
19303	05/02/2014	David Rudolph	25.00	Cleared	05/31/2014
19304	05/02/2014	Donna Huffman	100.00	Cleared	05/31/2014
19305	05/02/2014	Elizabeth Barrett	45.00	Cleared	05/31/2014
19306	05/02/2014	Ginnie Burgess	50.00	Outstanding	
19307	05/02/2014	Jacob Brotzler	50.00	Outstanding	
19308	05/02/2014	James Novotny	19.76	Cleared	05/31/2014
19309	05/02/2014	Jason Romell Dix	50.00	Cleared	05/31/2014
19310	05/02/2014	Julie Sullivan	25.00	Cleared	05/31/2014
19311	05/02/2014	Karen Gossett	50.00	Cleared	05/31/2014
19312	05/02/2014	Kohl's Corporate Loss Prevention	25.00	Cleared	05/31/2014
19313	05/02/2014	Leonard E Kenney	30.00	Cleared	05/31/2014
19314	05/02/2014	Margaret Racheal Romero	50.00	Cleared	05/31/2014
19315	05/02/2014	Mary Valley	50.00	Cleared	05/31/2014
19316	05/02/2014	Melissa Munguia	500.00	Cleared	05/31/2014

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19317	05/02/2014	Memri Spottedelk	25.00	Cleared	05/31/2014
19318	05/02/2014	Miguel Elisco Valdez	52.38	Outstanding	
19319	05/02/2014	NAPA Distribution Center Attn: Loren Zoë	50.00	Cleared	05/31/2014
19320	05/02/2014	Nona Main	25.00	Outstanding	
19321	05/02/2014	Robert A Spadt Jr	50.00	Cleared	05/31/2014
19322	05/02/2014	Robert Raymond Hill	50.00	Outstanding	
19323	05/02/2014	Thomas Jay Olson	100.00	Cleared	05/31/2014
19324	05/02/2014	Tim R Howe	100.00	Cleared	05/31/2014
19325	05/02/2014	Tina Marie Kern	25.00	Cleared	05/31/2014
19326	05/02/2014	Tom Cummings	200.00	Cleared	05/31/2014
19327	05/02/2014	Tyler Wilsey	90.00	Outstanding	
19328	05/02/2014	Wesley Glen	50.00	Cleared	05/31/2014
19329	05/02/2014	Westley Fuchs	200.00	Cleared	05/31/2014
19330	05/02/2014	Zachary R Burns	50.00	Cleared	05/31/2014
19331	05/02/2014	Zaine Hayes Saur	95.00	Outstanding	
19332	05/09/2014	Casa Village	16.24	Cleared	05/31/2014
19333	05/09/2014	Northwestern Energy	25.00	Cleared	05/31/2014
19334	05/09/2014	Office Max	50.00	Cleared	05/31/2014
19335	05/09/2014	Walmart	20.00	Cleared	05/31/2014
19336	05/09/2014	Alvin Foley	2355.00	Cleared	05/31/2014
19337	05/09/2014	Benjamin Wakefield Johansen	720.00	Outstanding	
19338	05/09/2014	Caleb Laughlin	15.00	Cleared	05/31/2014
19339	05/09/2014	Chad Morrison	253.00	Cleared	05/31/2014
19340	05/09/2014	Chris Elaine Reinhard	15.00	Cleared	05/31/2014
19341	05/09/2014	City Of Billings-c/o JoLynn Yerger	10.00	Cleared	05/31/2014
19342	05/09/2014	City Of Billings-c/o JoLynn Yerger	25.00	Cleared	05/31/2014
19343	05/09/2014	City Treasurer	210202.98	Cleared	05/31/2014
19344	05/09/2014	Cody Harris	25.00	Cleared	05/31/2014
19345	05/09/2014	Corinne Daley	60.00	Cleared	05/31/2014
19346	05/09/2014	Crime Victim Compensation Program	25.00	Cleared	05/31/2014
19347	05/09/2014	Daniel Rand Cain	1045.00	Cleared	05/31/2014
19348	05/09/2014	David John Newman	15.00	Cleared	05/31/2014
19349	05/09/2014	Diana Moos	135.00	Cleared	05/31/2014
19350	05/09/2014	Donna Forbes	50.00	Cleared	05/31/2014
19351	05/09/2014	Edward Eugene Hauber S	25.00	Cleared	05/31/2014
19352	05/09/2014	Emori Sage Dodson	100.00	Cleared	05/31/2014

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19353	05/09/2014	Ervalynn Nomee	50.00	Outstanding	
19354	05/09/2014	Greg Gordon	25.00	Outstanding	
19355	05/09/2014	J.C. Penny	50.00	Cleared	05/31/2014
19356	05/09/2014	James Rock	620.00	Cleared	05/31/2014
19357	05/09/2014	Jason Eugene Braley	50.00	Cleared	05/31/2014
19358	05/09/2014	Joanne Rock Above	103.75	Cleared	05/31/2014
19359	05/09/2014	John Matthew Krebs	595.00	Cleared	05/31/2014
19360	05/09/2014	June Ortman	50.00	Outstanding	
19361	05/09/2014	Laura Michelle Gabaldon	50.00	Cleared	05/31/2014
19362	05/09/2014	Les Benner	50.00	Cleared	05/31/2014
19363	05/09/2014	Linda Oistad	8.76	Cleared	05/31/2014
19364	05/09/2014	Lonnie R Peterson	25.00	Cleared	05/31/2014
19365	05/09/2014	Luis Hernandez	890.00	Cleared	05/31/2014
19366	05/09/2014	Municipal Services Bureau	9492.00	Cleared	05/31/2014
19367	05/09/2014	Shari Mcgurk	50.00	Cleared	05/31/2014
19368	05/09/2014	Soco Marketing attn: Michelle Stocktin	25.00	Cleared	05/31/2014
19369	05/09/2014	Steven Ross Johnson	50.00	Cleared	05/31/2014
19370	05/09/2014	Target AP Recovery	50.00	Cleared	05/31/2014
19371	05/09/2014	Taylor Ita	25.00	Outstanding	
19372	05/09/2014	Torria Nicole Tillett	15.00	Cleared	05/31/2014
19373	05/09/2014	Tyler Wilsey	100.00	Outstanding	
19374	05/09/2014	Yellowstone County Treasurer	14567.60	Cleared	05/31/2014
19375	05/19/2014	St. Vincent's Healthcare	100.00	Cleared	05/31/2014
19376	05/19/2014	Amy Godwin	50.00	Cleared	05/31/2014
19377	05/19/2014	Andrew Cooper	25.00	Outstanding	
19378	05/19/2014	Assurant Health	55.00	Outstanding	
19379	05/19/2014	Barbara Powelson	50.00	Outstanding	
19380	05/19/2014	City Of Billings - Street/Traffic Dept	25.00	Cleared	05/31/2014
19381	05/19/2014	Community Solutions Inc	25.00	Cleared	05/31/2014
19382	05/19/2014	Crime Victim Compensation Program	25.00	Cleared	05/31/2014
19383	05/19/2014	Crime Victim Compensation Program	25.00	Cleared	05/31/2014
19384	05/19/2014	Crime Victim Compensation Program	50.00	Cleared	05/31/2014
19385	05/19/2014	Daniel S Repka	50.00	Cleared	05/31/2014
19386	05/19/2014	Douglas Golden	25.00	Outstanding	
19387	05/19/2014	Edward R Hawthorne	12.50	Cleared	05/31/2014
19388	05/19/2014	Express Pawn	100.00	Cleared	05/31/2014

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19389	05/19/2014	First Interstate Bank Attn: Brian Brown	12.50	Cleared	05/31/2014
19390	05/19/2014	Isaac Champ	240.00	Cleared	05/31/2014
19391	05/19/2014	Joshua Miller	50.00	Cleared	05/31/2014
19392	05/19/2014	Justin Marshlack	50.00	Cleared	05/31/2014
19393	05/19/2014	Karen Geraldine Zaso	20.00	Outstanding	
19394	05/19/2014	Kohl's Corporate Loss Prevention	50.00	Cleared	05/31/2014
19395	05/19/2014	Krista Bradley	110.00	Cleared	05/31/2014
19396	05/19/2014	Les Benner	50.00	Cleared	05/31/2014
19397	05/19/2014	Melanie Marie Cornell	50.00	Outstanding	
19398	05/19/2014	Northwest Pawn	70.00	Cleared	05/31/2014
19399	05/19/2014	Omar Herrera	154.80	Cleared	05/31/2014
19400	05/19/2014	Richard James Brown	50.00	Cleared	05/31/2014
19401	05/19/2014	Robin Dildine	100.00	Cleared	05/31/2014
19402	05/19/2014	Ryan Lee Nelson	18.00	Outstanding	
19403	05/19/2014	Shawna Coleman	40.00	Cleared	05/31/2014
19404	05/19/2014	Stacie M Warehime	25.00	Cleared	05/31/2014
19405	05/19/2014	Target AP Recovery - (TK-2013-7412)	50.00	Outstanding	
19406	05/19/2014	Thomas Paul Kosche	25.00	Cleared	05/31/2014
19407	05/19/2014	Tyler Holliday	50.00	Outstanding	
19408	05/19/2014	Vincent Two-Two Sr	250.00	Cleared	05/31/2014
19409	05/23/2014	K-Mart	61.80	Outstanding	
19410	05/23/2014	Scheels	431.00	Outstanding	
19411	05/23/2014	Sears	50.00	Outstanding	
19412	05/23/2014	South Forty	25.00	Outstanding	
19413	05/23/2014	State Farm	50.00	Outstanding	
19414	05/23/2014	Andrew Phan Nguyen	350.00	Outstanding	
19415	05/23/2014	BMC Treatment Court	6.00	Outstanding	
19416	05/23/2014	Big Horn Resort	50.00	Outstanding	
19417	05/23/2014	Billings Federal Credit Union	143.60	Outstanding	
19418	05/23/2014	Billings Parks, Recreation and Land	25.00	Outstanding	
19419	05/23/2014	Brad Blythe	50.00	Outstanding	
19420	05/23/2014	Bryce Andrew Allard	315.00	Outstanding	
19421	05/23/2014	City Of Billings-c/o JoLynn Yerger	20.00	Cleared	05/31/2014
19422	05/23/2014	Community Solutions Inc	50.00	Outstanding	
19423	05/23/2014	Crime Victim Compensation Program	213.73	Outstanding	
19424	05/23/2014	Deborah Elton	1045.00	Outstanding	

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19425	05/23/2014	Elizabeth Anne Shumaker	500.00	Outstanding	
19426	05/23/2014	Jaimee Erickson	45.00	Outstanding	
19427	05/23/2014	Jeremy Bargas	195.00	Outstanding	
19428	05/23/2014	Joshua Cole Dupea	595.00	Outstanding	
19429	05/23/2014	Keri Lynn Siewert	150.00	Outstanding	
19430	05/23/2014	Keri Wilson	50.00	Outstanding	
19431	05/23/2014	Kim Silcox	100.00	Outstanding	
19432	05/23/2014	Lake Hills Golf Course	50.00	Cleared	05/31/2014
19433	05/23/2014	Mandy Maxwell	50.00	Outstanding	
19434	05/23/2014	Nona Main	50.00	Outstanding	
19435	05/23/2014	Portia Viall Hoverson	50.00	Outstanding	
19436	05/23/2014	Rachelle Jeffery	15.00	Outstanding	
19437	05/23/2014	Rachelle Jeffery	15.00	Outstanding	
19438	05/23/2014	Sears	25.00	Outstanding	
19439	05/23/2014	Subrogation Unit	50.00	Outstanding	
19440	05/30/2014	First Interstate Bank	10.00	Outstanding	
19441	05/30/2014	Valley Federal Credit Union	1.12	Outstanding	
19442	05/30/2014	Arlene Wright	1240.70	Outstanding	
19443	05/30/2014	Brandon Higareda	25.00	Outstanding	
19444	05/30/2014	Bruce Raw	201.25	Outstanding	
19445	05/30/2014	Carol Ann Laforge	50.00	Outstanding	
19446	05/30/2014	City Treasurer	107594.54	Outstanding	
19447	05/30/2014	Crime Victim Compensation Program	50.00	Outstanding	
19448	05/30/2014	Crime Victim Compensation Program	50.00	Outstanding	
19449	05/30/2014	Crime Victim Compensation Program	200.00	Outstanding	
19450	05/30/2014	Darrel Mark Holdbrook	1045.00	Outstanding	
19451	05/30/2014	David Theilman	50.00	Outstanding	
19452	05/30/2014	Dominic Owen Brown	55.00	Outstanding	
19453	05/30/2014	Donald Fredrick Stokoe	1015.00	Outstanding	
19454	05/30/2014	Erinn M Dresch	300.00	Outstanding	
19455	05/30/2014	Golden Recycling	38.75	Outstanding	
19456	05/30/2014	Jack Ross	50.00	Outstanding	
19457	05/30/2014	Jason Romell Dix	50.00	Outstanding	
19458	05/30/2014	Jennifer Baldner	64.00	Outstanding	
19459	05/30/2014	Joshua Matthewbruce Flemming	275.00	Outstanding	
19460	05/30/2014	Julia Bollman	2500.00	Outstanding	

## Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 04/01/2014 to 06/30/2014

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19461	05/30/2014	Kylie M. Tuttle	1045.00	Outstanding	
19462	05/30/2014	Langlas & Associates	110.00	Outstanding	
19463	05/30/2014	Leanne Yucha	50.00	Outstanding	
19464	05/30/2014	Leonard E Kenney	30.00	Outstanding	
19465	05/30/2014	Matthew Edward Stevenson	1165.00	Outstanding	
19466	05/30/2014	Montana State Liquor Store	29.65	Outstanding	
19467	05/30/2014	Municipal Services Bureau	10978.23	Outstanding	
19468	05/30/2014	NAPA Distribution Center Attn: Loren Zo	50.00	Outstanding	
19469	05/30/2014	Qwest DbA Centurylink Qc	449.30	Outstanding	
19470	05/30/2014	Reece Kalfell	25.00	Outstanding	
19471	05/30/2014	Richard Lagge	309.00	Outstanding	
19472	05/30/2014	Robert A Spadt Jr	25.00	Outstanding	
19473	05/30/2014	Roger Allen Steffan	15.00	Outstanding	
19474	05/30/2014	Scott Collins	50.00	Outstanding	
19475	05/30/2014	Sears	35.00	Outstanding	
19476	05/30/2014	Steven Ross Johnson	25.00	Outstanding	
19477	05/30/2014	TJ Yzaguirre	25.00	Outstanding	
19478	05/30/2014	Tim Atsatt	110.00	Outstanding	
19479	05/30/2014	Yellowstone County Treasurer	7271.01	Outstanding	
19480	05/30/2014	Zachary R Burns	50.00	Outstanding	
19481	06/06/2014	Northwestern Energy	25.00	Outstanding	
19482	06/06/2014	Office Max	4.00	Outstanding	
19483	06/06/2014	Altimus Distributing	25.00	Outstanding	
19484	06/06/2014	Barbara Purcell	720.00	Outstanding	
19485	06/06/2014	Beth Jones	144.59	Outstanding	
19486	06/06/2014	Billings School District #2	50.00	Outstanding	
19487	06/06/2014	Brad Blythe	50.00	Outstanding	
19488	06/06/2014	Brent Daniel Kautz	375.00	Outstanding	
19489	06/06/2014	Brent Sterrett	100.00	Outstanding	
19490	06/06/2014	Brenton Michael Dorsey	15.00	Outstanding	
19491	06/06/2014	City Of Billings - Street/Traffic Dept	50.00	Outstanding	
19492	06/06/2014	City Of Billings-c/o JoLynn Yerger	25.00	Outstanding	
19493	06/06/2014	City of Billings	30.00	Outstanding	
19494	06/06/2014	Corbin Jacob Bell	15.00	Outstanding	
19495	06/06/2014	Daniel Robert Ramirez	15.00	Outstanding	
19496	06/06/2014	David Allen Long	50.00	Outstanding	

## Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 04/01/2014 to 06/30/2014

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19497	06/06/2014	Donna Forbes	50.00	Outstanding	
19498	06/06/2014	Edward Jack Cooney	25.00	Outstanding	
19499	06/06/2014	Edward Weis	720.00	Outstanding	
19500	06/06/2014	Efrain Martin	720.00	Outstanding	
19501	06/06/2014	Emily Jane Rapacz	15.00	Outstanding	
19502	06/06/2014	Ervin Schwiegert	50.00	Outstanding	
19503	06/06/2014	First National Pawn	10.00	Outstanding	
19504	06/06/2014	Gerald Scott Prindle	1095.00	Outstanding	
19505	06/06/2014	Gregory McDowell	720.00	Outstanding	
19506	06/06/2014	Gregory Johnson, P.C.	15.00	Outstanding	
19507	06/06/2014	Heather Rumph	250.00	Outstanding	
19508	06/06/2014	James Novotny	50.00	Outstanding	
19509	06/06/2014	Jarrett Wanner	50.00	Outstanding	
19510	06/06/2014	Jason Eugene Braley	42.78	Outstanding	
19511	06/06/2014	Jessica Esplin	15.00	Outstanding	
19512	06/06/2014	John Matthew Krebs	50.00	Outstanding	
19513	06/06/2014	Joshua Cody Bauer	16.25	Outstanding	
19514	06/06/2014	Julie Beltran	250.00	Outstanding	
19515	06/06/2014	Julie Sullivan	50.00	Outstanding	
19516	06/06/2014	June Ortman	50.00	Outstanding	
19517	06/06/2014	Kadin Lee Stone	15.00	Outstanding	
19518	06/06/2014	Kathy Eder	170.00	Outstanding	
19519	06/06/2014	Kimberly Jean Mccloskey	15.00	Outstanding	
19520	06/06/2014	Kirk Richard Thomas	15.00	Outstanding	
19521	06/06/2014	Mary Valley	50.00	Outstanding	
19522	06/06/2014	Memri Spottedelk	50.00	Outstanding	
19523	06/06/2014	Mitchell J Johnson	30.00	Outstanding	
19524	06/06/2014	Roy D Kessler	50.00	Outstanding	
19525	06/06/2014	Savannah Alexandria Gibson	15.00	Outstanding	
19526	06/06/2014	Scott Aaron Laber	50.00	Outstanding	
19527	06/06/2014	Shari Mcgurk	33.50	Outstanding	
19528	06/06/2014	Sharon Dee Carlos	15.00	Outstanding	
19529	06/06/2014	Speak Easy Casino	50.00	Outstanding	
19530	06/06/2014	Terri Lee Leite	85.00	Outstanding	
19531	06/06/2014	Tom Cummings	100.00	Outstanding	
19532	06/06/2014	Toni Armstrong	15.00	Outstanding	

## Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 04/01/2014 to 06/30/2014

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19533	06/06/2014	Tyler Holliday	25.00	Outstanding	
19534	06/06/2014	Walmart	25.00	Outstanding	
19535	06/06/2014	Westley Fuchs	200.00	Outstanding	
19536	06/13/2014	Walmart	20.00	Outstanding	
19537	06/13/2014	Albertsons	100.00	Outstanding	
19538	06/13/2014	Assurant Health	55.00	Outstanding	
19539	06/13/2014	Billings Clinic	25.00	Outstanding	
19540	06/13/2014	Carlton Drew Atkeison	15.00	Outstanding	
19541	06/13/2014	Christopher Andrew Lich	482.90	Outstanding	
19542	06/13/2014	City of Billings Animal Shelter	50.00	Outstanding	
19543	06/13/2014	Cody Harris	25.00	Outstanding	
19544	06/13/2014	Community Solutions Inc	25.00	Outstanding	
19545	06/13/2014	Community Solutions Inc	50.00	Outstanding	
19546	06/13/2014	Crime Victim Compensation	1052.00	Outstanding	
19547	06/13/2014	Crime Victim Compensation Program	100.00	Outstanding	
19548	06/13/2014	Deura Hutchinson JR	100.00	Outstanding	
19549	06/13/2014	Ervallynn Nomee	50.00	Outstanding	
19550	06/13/2014	First Interstate Bank Attn: Brian Brown	12.50	Outstanding	
19551	06/13/2014	James A Murphy	590.00	Outstanding	
19552	06/13/2014	Jason Schauer	918.00	Outstanding	
19553	06/13/2014	Jessica M Ramirez	250.00	Outstanding	
19554	06/13/2014	Mandi Toews	50.00	Outstanding	
19555	06/13/2014	Margaret Racheal Romero	40.00	Outstanding	
19556	06/13/2014	Motel 6	25.00	Outstanding	
19557	06/13/2014	Rainbow Property Management	25.00	Outstanding	
19558	06/13/2014	Rebecca Criswell	704.75	Outstanding	
19559	06/13/2014	Ronald Ray Ivory	448.00	Outstanding	
19560	06/13/2014	Susanne Biglake Hill	25.00	Outstanding	
19561	06/13/2014	TJ Yzaguirre	25.00	Outstanding	
19562	06/13/2014	Taylor Ita	25.00	Outstanding	
19563	06/13/2014	Tenille Dahlin	25.00	Outstanding	
19564	06/13/2014	Thomas Paul Kosche	25.00	Outstanding	
19565	06/13/2014	Walmart	50.00	Outstanding	
19566	06/13/2014	Wylon Alfred Plainfeather	445.00	Outstanding	
19567	06/20/2014	Casa Village	50.00	Outstanding	
19568	06/20/2014	Kmart	412.00	Outstanding	

## Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 04/01/2014 to 06/30/2014

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19569	06/20/2014	Sears	6.44	Outstanding	
19570	06/20/2014	Sears	34.99	Outstanding	
19571	06/20/2014	St. Vincent's Healthcare	50.00	Outstanding	
19572	06/20/2014	State Farm Insurance	30.94	Outstanding	
19573	06/20/2014	Walmart	50.00	Outstanding	
19574	06/20/2014	Alice Ray Garr	1500.00	Outstanding	
19575	06/20/2014	Andrew Cooper	50.00	Outstanding	
19576	06/20/2014	Barbara Powelson	50.00	Outstanding	
19577	06/20/2014	Big Horn Resort	50.00	Outstanding	
19578	06/20/2014	Billings Machinery Welding	50.00	Outstanding	
19579	06/20/2014	Bryan Wallace	135.00	Outstanding	
19580	06/20/2014	Bryan Wallace	135.00	Outstanding	
19581	06/20/2014	City Of Billings-c/o JoLynn Yerger	10.00	Outstanding	
19582	06/20/2014	Crime Victim Compensation Program	23.04	Outstanding	
19583	06/20/2014	Crime Victim Compensation Program	25.00	Outstanding	
19584	06/20/2014	Crime Victim Compensation Program	25.00	Outstanding	
19585	06/20/2014	Daniel S Repka	50.00	Outstanding	
19586	06/20/2014	David Allen Long	25.00	Outstanding	
19587	06/20/2014	Debra Zelka Hardy	2190.00	Outstanding	
19588	06/20/2014	Douglas Golden	25.00	Outstanding	
19589	06/20/2014	Elizabeth Barrett	45.00	Outstanding	
19590	06/20/2014	First National Pawn	20.00	Outstanding	
19591	06/20/2014	Ginnie Burgess	25.00	Outstanding	
19592	06/20/2014	Hobby Lobby	50.00	Outstanding	
19593	06/20/2014	J.C. Penny	15.00	Outstanding	
19594	06/20/2014	James Novotny	19.06	Outstanding	
19595	06/20/2014	Joy Stevens	517.39	Outstanding	
19596	06/20/2014	Karen Geraldine Zaso	20.00	Outstanding	
19597	06/20/2014	Keri Wilson	50.00	Outstanding	
19598	06/20/2014	Kevin Gillen	40.00	Outstanding	
19599	06/20/2014	Laura Michelle Gabaldon	25.00	Outstanding	
19600	06/20/2014	Lawrence James Bell	50.00	Outstanding	
19601	06/20/2014	Mallory Elaine Keyes	50.00	Outstanding	
19602	06/20/2014	Nona Main	50.00	Outstanding	
19603	06/20/2014	Northside Pawn	40.00	Outstanding	
19604	06/20/2014	Orlando Christopher Mota	25.00	Outstanding	

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All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19605	06/20/2014	Paul Rosales	50.00	Outstanding	
19606	06/20/2014	Pete Portra	50.00	Outstanding	
19607	06/20/2014	Portia Viall Hoverson	26.96	Outstanding	
19608	06/20/2014	Rena Meier	100.00	Outstanding	
19609	06/20/2014	Stacie M Warehime	25.00	Outstanding	
19610	06/20/2014	Stephanie Stokke	1045.00	Outstanding	
19611	06/20/2014	Subrogation Unit	50.00	Outstanding	
19612	06/20/2014	Target AP Recovery	50.00	Outstanding	
19613	06/20/2014	Target AP Recovery - (TK-2013-7412)	25.00	Outstanding	
19614	06/20/2014	Thomas William Mark	15.00	Outstanding	
19615	06/20/2014	Wendi Noelle Largent	100.00	Outstanding	
19616	06/27/2014	South Forty	25.00	Outstanding	
19617	06/27/2014	Adam Stevens	250.00	Outstanding	
19618	06/27/2014	Ashley Weber	345.00	Outstanding	
19619	06/27/2014	Billings School District #2	25.00	Outstanding	
19620	06/27/2014	Brad Blythe	100.00	Outstanding	
19621	06/27/2014	C.jay Deeney	50.00	Outstanding	
19622	06/27/2014	Carol Ann Laforge	50.00	Outstanding	
19623	06/27/2014	Connie Jean Anderson	1310.00	Outstanding	
19624	06/27/2014	Crime Victim Compensation Program	50.00	Outstanding	
19625	06/27/2014	Daniel Cox	50.00	Outstanding	
19626	06/27/2014	Daniel S Repka	720.00	Outstanding	
19627	06/27/2014	David Vigesaa	1015.00	Outstanding	
19628	06/27/2014	Douglas Owen Morgan J	50.00	Outstanding	
19629	06/27/2014	Dwight Truchot	1500.00	Outstanding	
19630	06/27/2014	Elaine Johnstone Johnson	40.00	Outstanding	
19631	06/27/2014	Jazlyn Schnabl	490.00	Outstanding	
19632	06/27/2014	Jennifer Jill Vasseur	50.00	Outstanding	
19633	06/27/2014	Julie Sullivan	50.00	Outstanding	
19634	06/27/2014	Ladonna Sanderson	25.00	Outstanding	
19635	06/27/2014	Lake Hills Golf Course	50.00	Outstanding	
19636	06/27/2014	Leanne Yucha	50.00	Outstanding	
19637	06/27/2014	Leonard E Kenney	30.00	Outstanding	
19638	06/27/2014	London Cavanaugh	720.00	Outstanding	
19639	06/27/2014	Lonnie R Peterson	25.00	Outstanding	
19640	06/27/2014	Mandy Maxwell	50.00	Outstanding	

## Check Register

Bank: US BANK - Account: 150095602101

Date Range: From 04/01/2014 to 06/30/2014

All Check Types

Sorted by Check Number

Check Number	Date	Payee	Amount	Status	Cleared
19641	06/27/2014	Maynard Cellmer	295.00	Outstanding	
19642	06/27/2014	Melissa Renee Scott	10.00	Outstanding	
19643	06/27/2014	Patrick N. Barr	1340.00	Outstanding	
19644	06/27/2014	Paul Descheemaker	206.00	Outstanding	
19645	06/27/2014	Reece Kalfell	25.00	Outstanding	
19646	06/27/2014	Robert A Spadt Jr	50.00	Outstanding	
19647	06/27/2014	Rosalind Brush	25.00	Outstanding	
19648	06/27/2014	Roy D Kessler	50.00	Outstanding	
19649	06/27/2014	Sally Gladden	100.00	Outstanding	
19650	06/27/2014	Scheels	50.00	Outstanding	
19651	06/27/2014	Scott R Wilbur	720.00	Outstanding	
19652	06/27/2014	Scott Collins	100.00	Outstanding	
19653	06/27/2014	St. Vincent Healthcare	150.00	Outstanding	
19654	06/27/2014	Tammy Zemliska	295.00	Outstanding	
19655	06/27/2014	Thomas Bateman	470.00	Outstanding	
19656	06/27/2014	Tim R Howe	200.00	Outstanding	
19657	06/27/2014	Tyler Neil Pasco	100.00	Outstanding	
19658	06/27/2014	Walmart	12.84	Outstanding	
19659	06/27/2014	Walmart	19.97	Outstanding	
19660	06/27/2014	Walmart	50.00	Outstanding	
19661	06/27/2014	Wesley Glen	50.00	Outstanding	
19662	06/30/2014	State Farm	50.00	Outstanding	
19663	06/30/2014	City Treasurer	143206.59	Outstanding	
19664	06/30/2014	Crime Victim Compensation Program	100.00	Outstanding	
19665	06/30/2014	Jason Romell Dix	50.00	Outstanding	
19666	06/30/2014	Mary Valley	50.00	Outstanding	
19667	06/30/2014	Municipal Services Bureau	10551.81	Outstanding	
19668	06/30/2014	Sears	50.00	Outstanding	
19669	06/30/2014	Soco Marketing attn: Michelle Stocktin	25.00	Outstanding	
19670	06/30/2014	Yellowstone County Treasurer	10751.11	Outstanding	

Number checks: 534

Total

610973.12

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Special Review #917 - Public Hearing

**PRESENTED BY:** Candi Millar, Planning & Community Services Department Director

**Department:** Planning & Community Services

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**PROBLEM/ISSUE STATEMENT**

This is a special review request to allow the location of a nearly 100-unit assisted living facility located at the southeast corner of S 44<sup>th</sup> Street West and Monad Road in the Lenhardt Square Planned Development. The property is zoned MF-R that allows multi-family developments but requires special review for any assisted living facility for more than 8 residents. The property is legally described as Lot 1, Block 1, Lenhardt Square Subdivision, 1<sup>st</sup> Filing. The lot is a total of 8.327 acres and the assisted living facility includes a Phase 1 building with 98 units and a Phase 2 addition with an undetermined number of units. The owner is Stock-Naughton, LLP and the agent is Sanderson Stewart. The Zoning Commission recommending conditional approval on a 5 to 0 vote.

**ALTERNATIVES ANALYZED**

Before a recommendation of approval or conditional approval can be made, each special review request must demonstrate conformance with three primary criteria: 1) The application complies with all parts of the Unified Zoning Regulations, 2) The application is consistent with the objectives and purposes of the Unified Zoning Regulations and the 2008 Growth Policy, and 3) the application is compatible with surrounding land uses and is otherwise screened and separated from adjacent land to minimize adverse impacts. This application conforms to the first criteria in so far that it is within a district where an assisted living facility may be allowed by special review. The proposal appears to meet all of the zoning requirements within the Lenhardt Square Planned Development zone.

The Zoning Commission has determined the application also conforms to the second and third criteria. The zoning regulations adopted by the City Council have designated all residential zoning districts as areas where assisted living facilities for more than 8 persons may be allowed. Lenhardt Square has adopted identical provisions as well as specific criteria for special review applications such as architectural and building scale compatibility, traffic generation and compatibility with adjacent uses. The proposal is consistent with goals of the 2008 Growth Policy, and the Lenhardt Square Planned Development – specifically the goal of encouraging uses that are compatible with the character of the adjacent land use patterns. This site is adjacent to multi-family uses within the city limits and will share a common boundary with the St. Vincent’s Healthcare medical campus to the east. There are no direct impacts from the proposed location of the assisted living facility that need to be mitigated by conditions of approval. The conditions recommended below are standard conditions applicable to all special review approvals.

The Zoning Commission recommends the following conditions of approval:

1. The special review approval is for the construction of an assisted living facility with 100 units in a first phase. The second phase, shown on the site plan, will require additional special review approval when the number of units in that phase is finalized.
2. The approval is limited to Lot 1, Block 1 of Lenhardt Square Subdivision, 1<sup>st</sup> Filing,

generally located on S 44<sup>th</sup> Street West.

3. Increases in the number of units or the number of off-street parking spaces greater than 10% of the numbers shown on the site plan will require additional special review approval.
4. The site will be developed in substantial conformance with the submitted site plan dated 6-06-14. Minor modifications to the site plan are acceptable. The proposed Phase 2 shown on the plan will be subject to additional special review approval.
5. These conditions of special review approval shall run with the land described in this authorization and shall apply to all current and subsequent owners, operators, managers, lease holders, heirs and assigns.
6. The proposed development shall comply with all other limitations of Section 27-613 of the Unified Zoning Regulations concerning special review uses, and all other City of Billings, regulations and ordinances that apply.
7. The developer shall obtain the Reviewer's written consent in accordance with Article IV.G. of the Planned Development Agreement for Lenhardt Square.

**\*\*NOTE\*\*** Approval of this Special Review does not constitute approval of a building permit, sign permit or fence permit. Compliance with all applicable local codes will be reviewed at the building permit or zoning compliance permit level. This application is for a Special Review as noted above and no other request is being considered with this application. The use and development of the property must be in accordance with the submitted site plan.

## **FINANCIAL IMPACT**

If the special review request is approved, the proposed facility may be built. After construction, the added building value will increase the city's tax base.

## **BACKGROUND**

This is a special review request to construct an assisted living facility in a multi-family district in the Lenhardt Square Planned Development zone. The underlying zoning allows up to 20 dwelling units per acre for residential use. An assisted living facility is not considered a multi-family residential use since additional services are provided to residents that can no longer live independently. The Planned Development zoning requires a special review for assisted living facilities that have more than 8 residents. The proposed use is for up to 100 units in the first phase of development with a second phase planned. The number of units for the second phase is not known at this time. The second phase would require additional special review approval when the number of units is determined. There are several assisted living facilities in this area of Billings including Highgate House, Morning Star, Tenderneast and St. John's Retirement Community. As the number of people age 65 and older increases, the demand for assisted living and similar supportive living facilities will increase. The population age 65 and older in Yellowstone County in 1990 was about 14,000, or 12% of the total population. In 2013, this population group increased to 23,000 or about 15% of the total population. Census projections estimate by 2030, persons over age 65 will approach 39,000 or 22% of the total population in Yellowstone County.

South 44<sup>th</sup> Street West is a new subdivision road that will connect with Monad Road and continue through the adjacent subdivision to connect with Shiloh Road. Currently, there is a single connection with King Avenue West to the south. As additional dwellings, businesses, and building activity increases, traffic control may be required at this intersection. The intersection of Monad Road and Shiloh is controlled by a traffic roundabout. Traffic counts on King Avenue West at the intersection of S 44<sup>th</sup> Street West are about 6,400 vehicles per day and on Shiloh Road at the King Avenue West roundabout averages more than 10,000 vehicles per day. Any additional traffic from the proposed use will be primarily from employees, visitors, and deliveries

since most of the residents will no longer be driving. The site plan shows at least 55 off-street parking spaces. The site plan shows the facility as a single, 2-story structure and complies with the Planned Development zoning regulations for height, setbacks and lot coverage. Additional site characteristics such as signage, lighting, landscaping, and building design will be reviewed at the time of building permit submittal. The Planned Development zoning has specific requirements for these types of facilities.

The Planning Division reviewed the application and recommended conditional approval to the Zoning Commission. The Zoning Commission concurred with this recommendation.

## **STAKEHOLDERS**

The Zoning Commission conducted a public hearing on July 1, 2014, and received the staff recommendation and testimony from the applicant's agent, Pat Davies, P.E. of Sanderson Stewart. William Cole, Cole Law Firm, provided testimony on behalf of the Lenhardt Square Planned Development owners. No other testimony was received. Mr. Cole suggested a 7th condition of approval to the Zoning Commission to ensure the developer receives the Reviewer's approval for the special review. Mr. Cole pointed out this is a special condition required by the Lenhardt Square Planned Development zoning. The Zoning Commission closed the hearing. Member Barbara Hawkins made a motion to adopt the findings of the 3 criteria and recommend conditional approval with the addition of the proposed condition #7. The motion was seconded by Mike Boyett. The motion was unanimously approved.

## **CONSISTENCY WITH ADOPTED POLICIES OR PLANS**

The Consistency with adopted Policies or Plans is discussed in the Alternatives Analyzed section above.

## **RECOMMENDATION**

The Zoning Commission recommends adoption of the findings of the 3 criteria for Special Reviews and conditional approval of the Special Review on a 5 to 0 vote.

## **APPROVED BY CITY ADMINISTRATOR**

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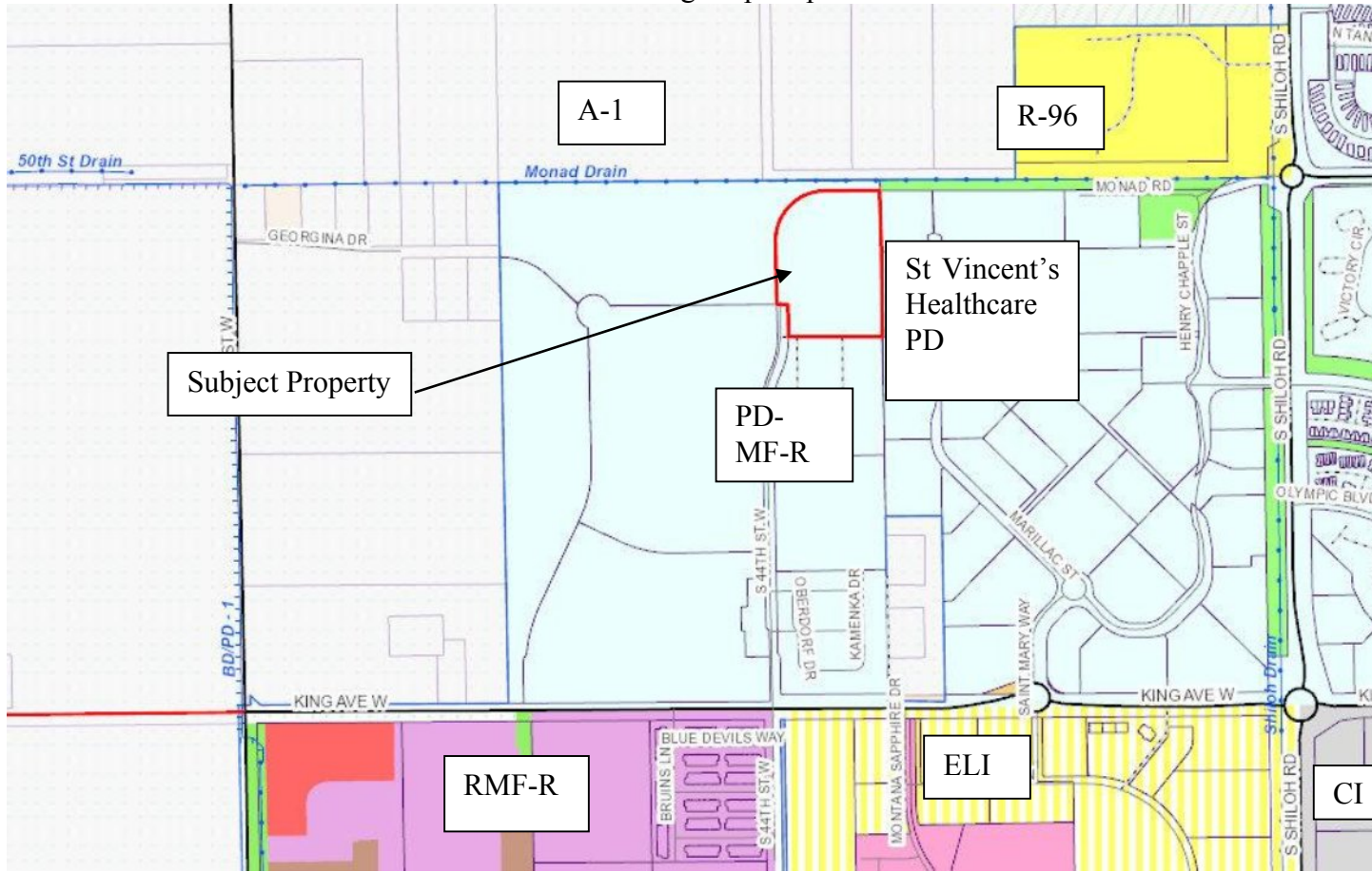
[Zoning Map](#)

[Site photos](#)

[Site Plan and Applicant Letter](#)

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**Attachment A**  
Zoning Map – Special Review #917



Subject Property

**Attachment B**  
Site Photos – Special Review #917



Subject Property



**Attachment B, continued**  
Site Photos – Special Review #917

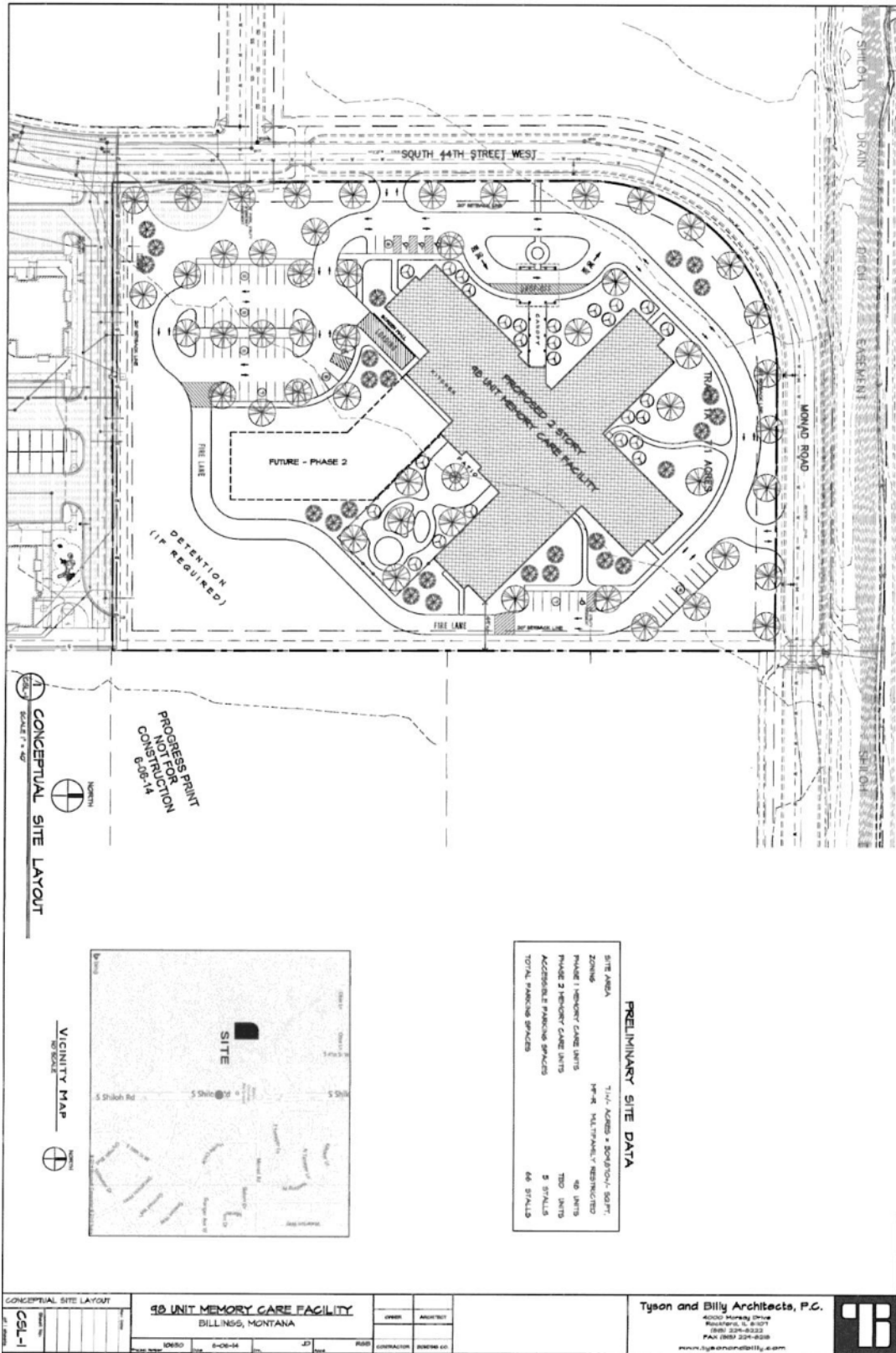


View south along S 44<sup>th</sup> Street West – multi-family apartments under construction



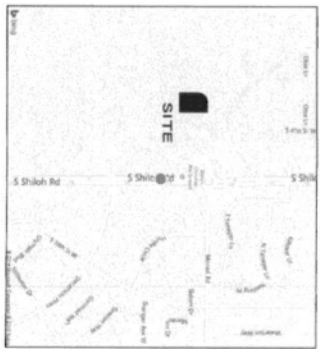
View north along S 44<sup>th</sup> Street West – connection to Monad Road

# Attachment C Site plan



**PRELIMINARY SITE DATA**

SITE AREA	11.1 ACRES ± DEVELOP. 50.0 FT.
ZONING	MP-4C MULTIFAMILY RESIDENTIAL
PHASE 1 MEMORY CARE UNITS	99 UNITS
PHASE 2 MEMORY CARE UNITS	700 UNITS
ACCESSIBLE PARKING SPACES	5 STALLS
TOTAL PARKING SPACES	46 STALLS



CONCEPTUAL SITE LAYOUT  
CSL-1

**99 UNIT MEMORY CARE FACILITY**  
BILLINGS, MONTANA

OWNER	ARCHITECT
CONTRACTOR	DATE

**Tyson and Billy Architects, P.C.**  
4000 Westinghouse Drive  
Billings, MT 59101  
PH: (406) 234-8333  
FAX: (406) 234-8338  
www.tysonandbilly.com

Attachment C, continued  
Applicant Letter



June 2, 2014  
Project No. 07054.12

**LOT 1, BLOCK 1  
LENHARDT SQUARE SUBDIVISION, FIRST FILING  
SPECIAL REVIEW APPLICATION**

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**INTRODUCTION**

The attached Special Review Application is being submitted on behalf of Stock Land Properties, Inc. to allow an assisted living facility serving up to 100 persons. An exhibit identifying the subject parcels is attached to this application for reference along with a proposed site plan.

The following information is provided to satisfy the supplemental information requirements for the Special Review Application.

**A. In what way is the proposal consistent with the goals and policies of the adopted growth policy?**

The proposed special review request is consistent with the land use element goals and objectives as it is consistent with the nature of the existing neighborhood and the type of uses allowed under the proposed zoning are compatible with adjacent uses. The proposed special review request may also encourage economic development by allowing more flexibility in land use.

**B. Why is there a need for the intended use of the property at this location?**

The need for assisted living facilities continues to increase and this location provides a suitable location for such a facility as it is compatible to the adjacent land uses and will compliment the neighborhood.

**C. How will the public interest be served if this application is approved?**

The approval of this application will serve the public interest by providing a locally owned quality assisted living facility that will serve a growing market demand.



1300 North Transtech Way  
Billings, Montana 59102  
Phone 406.656.5255  
Fax 406.656.0967  
[www.sandersonstewart.com](http://www.sandersonstewart.com)

**D. Prepare a written statement addressing what is intended to be done with the property, including new construction or change in the use of the property, and why this special review is being sought.**

The property is intended to be developed into a new single assisted living facility serving 100 persons. The special review is being sought because the current zoning allows for assisted living facilities serving eight persons, but does allow for assisted living facilities serving more than eight persons if approved by special review.

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Public Hearing and Resolution Authorizing Exchange of Parkland in Mont Vista Sub. 1st Filing

**PRESENTED BY:** Mike Whitaker, Parks, Recreation & Public Lands Director

**Department:** Parks/Rec/Public Lands

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**PROBLEM/ISSUE STATEMENT**

Cynthia Park was created as part of the Yerger Heights Subdivision in 1956. The City of Billings is currently the legal owner of Cynthia Park. The City staff have determined that it is in the best interests of the public for the City to convey this parkland to the Developer in exchange for an equal size of parkland from the Developer in the Mont Vista Subdivision, First Filing. The parkland dedicated by the Developer will be aggregated with other parkland to form a single large park and will be of a configuration more easily used for parkland and recreational purposes by current and future residents, as permitted by statute. See Resolution Attachment A.

Notice of the Public hearing was published in the Billings Times and property owners within 300' of the subject tracts were notified of the Public Hearing.

**ALTERNATIVES ANALYZED**

Council may:

- Approve and proceed with the exchange of parkland; or
- Do not approve the exchange of parkland.

**FINANCIAL IMPACT**

There will be no financial impact to the City.

**RECOMMENDATION**

Staff recommends that the City Council conduct the advertised public hearing and approve the resolution permitting the exchange of Cynthia Parkland for equal parkland to be dedicated to the City through the platting of the Mont Vista Subdivision First Filing.

**APPROVED BY CITY ADMINISTRATOR**

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Resolution

Exhibit A

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**RESOLUTION 14-\_\_\_\_\_**

**A RESOLUTION PURSUANT TO BILLINGS, MONTANA CITY CODE, ARTICLE 22-900; SALE, EXCHANGE OR DONATION OF CITY REAL PROPERTY, DESCRIBING THE PROPERTY TO BE DISPOSED, DECLARING THE INTENT OF THE CITY TO DISPOSE OF THE PROPERTY AND AUTHORIZING CITY OFFICIALS TO PROCEED.**

WHEREAS, the City of Billings finds it necessary or desirable to dispose of property it currently owns, titled Cynthia Park in the Yerger Subdivision, Billings, Yellowstone County, Montana, and herein described.

WHEREAS, the notice required by Section 22-902 of the Billings Montana City Code has been duly published and mailed; and

WHEREAS, the public hearing required by Section 22-902 of the Billings Montana City Code was duly held on the 28th day of July 2014;

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

That the City staff is authorized to proceed with disposal of the properties described as follows under the requirements of Section 2-902 of the Billings Montana City Code:

**Description:**

See maps attached as Exhibit A.

APPROVED AND PASSED by the City Council of the City of Billings this 28th day of July 2014.

THE CITY OF BILLINGS:

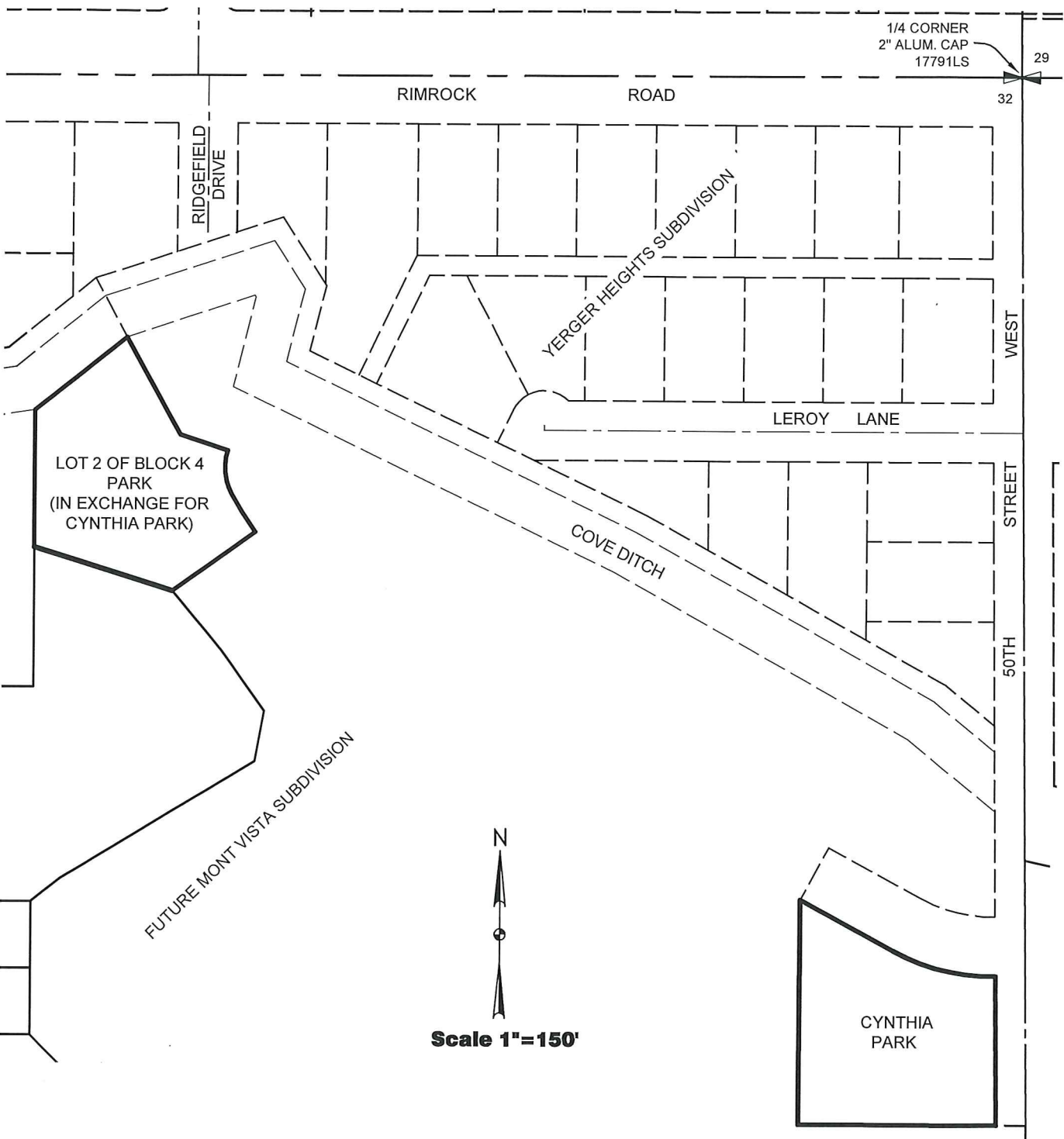
By: \_\_\_\_\_  
Thomas Hanel, Mayor

ATTEST:


BY: \_\_\_\_\_  
Cari Martin, City Clerk

# PARK EXCHANGE - TRACT 3/CYNTHIA PARK

LOCATED IN THE N1/2 OF THE NW1/4 OF SECTION 32,  
TOWNSHIP 1 NORTH, RANGE 25 EAST, P.M.M.  
YELLOWSTONE COUNTY, MONTANA

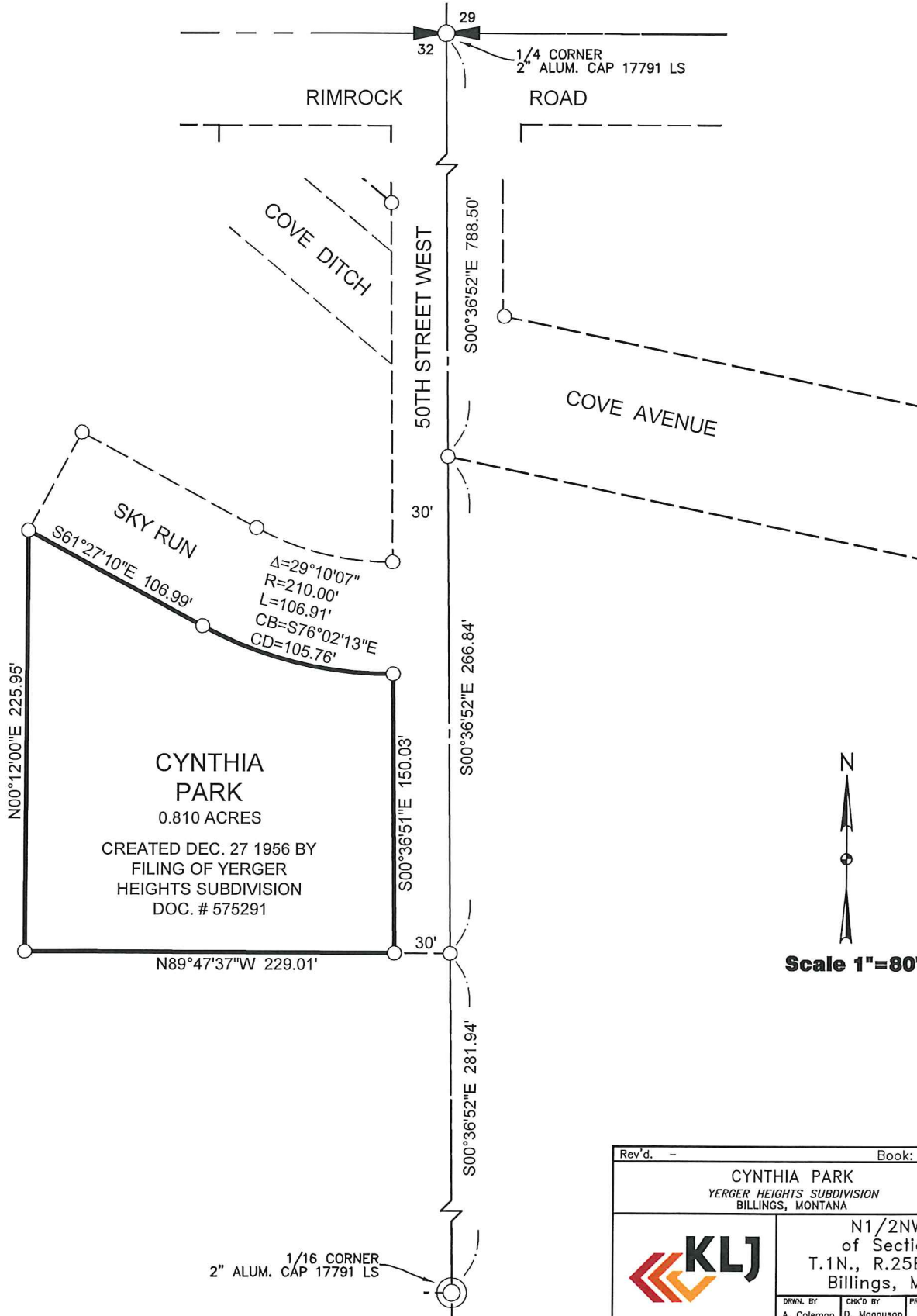



NOTE: Lot 2 of Block 4 To Be Created  
Upon Recording Of Mont Vista  
Subdivision First Filing

Rev'd. -	Book:	SHEET NO.
Tract 3/Cynthia Park PARK EXCHANGE BILLINGS, MONTANA		1
		
N1/2NW1/4 of Section 32 T.1N., R.25E., P.M.M. Billings, Montana		
DRWN. BY A. Coleman	CHK'D BY D. Magnuson	PROJECT NO. DATE 2613145 04/28/2014

# YERGER HEIGHTS SUBDIVISION - CYNTHIA PARK

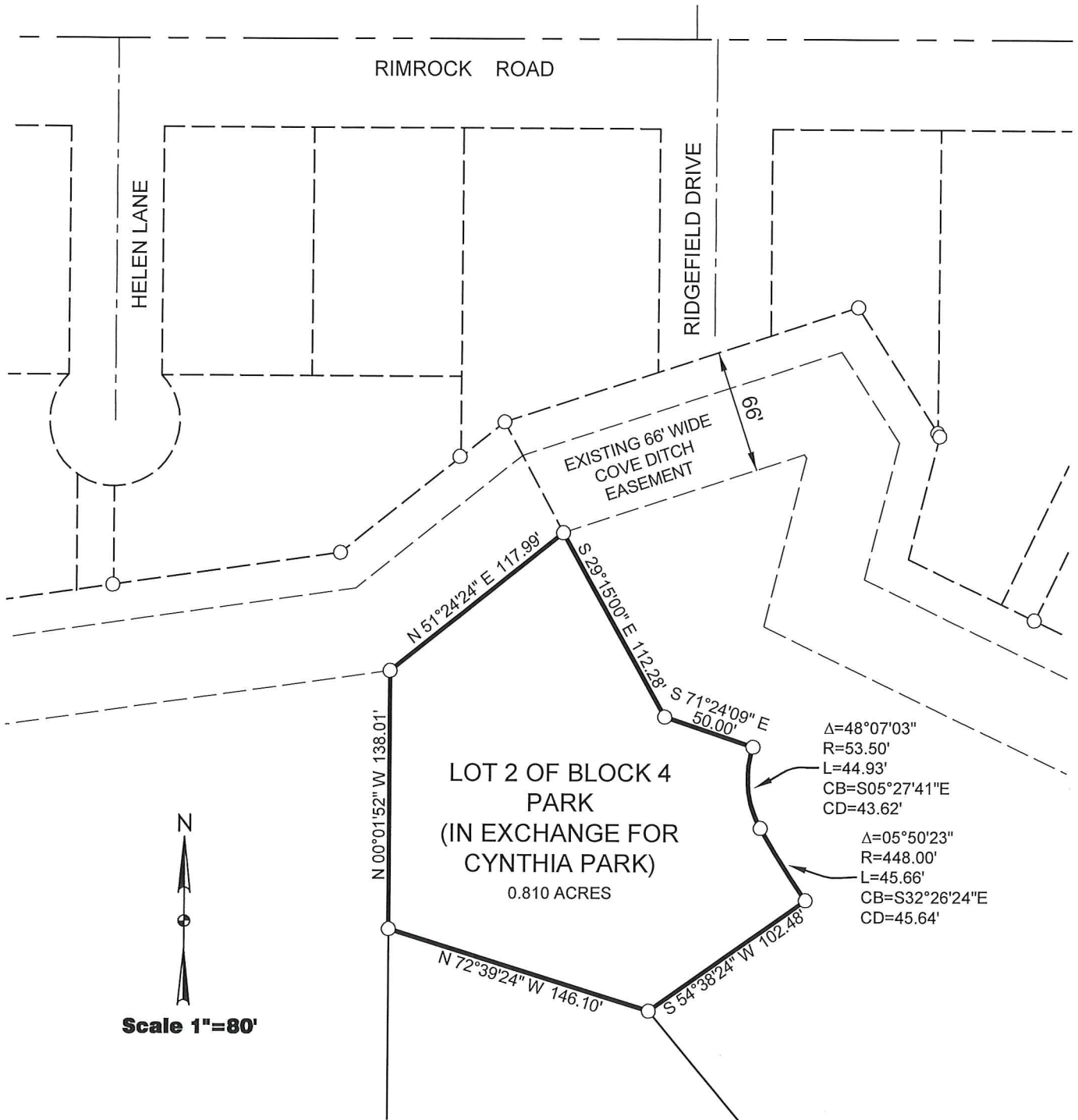
BEING A TRACT OF LAND  
 LOCATED IN THE N1/2 OF THE NW1/4 OF SECTION 32,  
 TOWNSHIP 1 NORTH, RANGE 25 EAST, P.M.M.  
 YELLOWSTONE COUNTY, MONTANA



Rev'd. -	Book:	SHEET NO.
CYNTHIA PARK YERGER HEIGHTS SUBDIVISION BILLINGS, MONTANA		1
		N1/2NW1/4 of Section 32 T.1N., R.25E., P.M.M. Billings, Montana
DRWN. BY A. Coleman	CHK'D BY D. Magnuson	PROJECT NO. 2613145
		DATE 04/22/2014


# MONT VISTA SUBDIVISION, FIRST FILING - TRACT 3

BEING A TRACT OF LAND  
 LOCATED IN THE N1/2 OF THE NW1/4 OF SECTION 32,  
 TOWNSHIP 1 NORTH, RANGE 25 EAST, P.M.M.  
 YELLOWSTONE COUNTY, MONTANA



Scale 1"=80'

NOTE: Lot 2 of Block 4 To Be Created  
 Upon Recording Of Mont Vista  
 Subdivision First Filing

Rev'd. -	Book:	
Tract 3 MONT VISTA SUBDIVISION, FIRST FILING BILLINGS, MONTANA		SHEET NO. 1
		N1/2NW1/4 of Section 32 T.1N., R.25E., P.M.M. Billings, Montana
DRAWN BY A. Coleman	CHK'D BY D. Magnuson	PROJECT NO. 2613145
		DATE 04/22/2014

**Regular City Council Meeting**

**Meeting Date:** 07/28/2014

**TITLE:** Final Plat of Mont Vista Subdivision, 1st Filing

**PRESENTED BY:** Candi Millar, Planning & Community Services Department Director

**Department:** Planning & Community Services

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**PROBLEM/ISSUE STATEMENT**

The final plat for Mont Vista Subdivision, 1st Filing is being presented to Council for approval. On January 27, 2014, the City Council conditionally approved the preliminary plat of this 93-lot subdivision. The 60-acre subject property is located generally on the east side of 54th Street West, south of Rimrock Road. The subdivision creates 87 lots for single-family development, 3 park parcels and 2 large parcels for further development in the future. It is zoned as a Planned Unit Development. A land swap for Cynthia Park is being considered concurrently, by which a lot of equal size will be dedicated as parkland in exchange for title to the previously dedicated Cynthia Park parcel along the west side of 52nd Street West. The owner is the Mont Vista, LLC and the representing agent is KLJ. Upon City Council approval, these documents are appropriate as to form for filing with the Clerk and Recorder.

**ALTERNATIVES ANALYZED**

The City Council may approve or deny the final plat of Mont Vista Subdivision, 1st Filing. If the City Council chooses to deny the final plat, it must base the denial on the criteria outlined in MCA 76-3-611 and BMCC, Section 23-307.

**FINANCIAL IMPACT**

Should the City Council approve the final plat, the newly created lots will be developed which will increase tax revenues for the City.

**RECOMMENDATION**

Staff recommends that the City Council approve the final plat of Mont Vista Subdivision, 1st Filing.

**APPROVED BY CITY ADMINISTRATOR**

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Final Plat

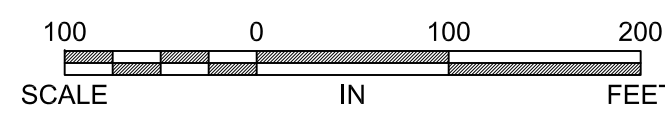
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PLAT OF

# MONT VISTA SUBDIVISION, FIRST FILING

BEING TRACT 1-A OF CERTIFICATE of SURVEY No. 2054, AMENDED  
 LOCATED IN THE N 1/2 OF THE NW 1/4 SECTION 32, TOWNSHIP 1 NORTH, RANGE 25 EAST, P.M.M.  
 CITY OF BILLINGS, YELLOWSTONE COUNTY, MONTANA  
 PREPARED FOR : MONT VISTA, LLC

APRIL, 2014  
 SCALE: 1" = 100'



LEGEND

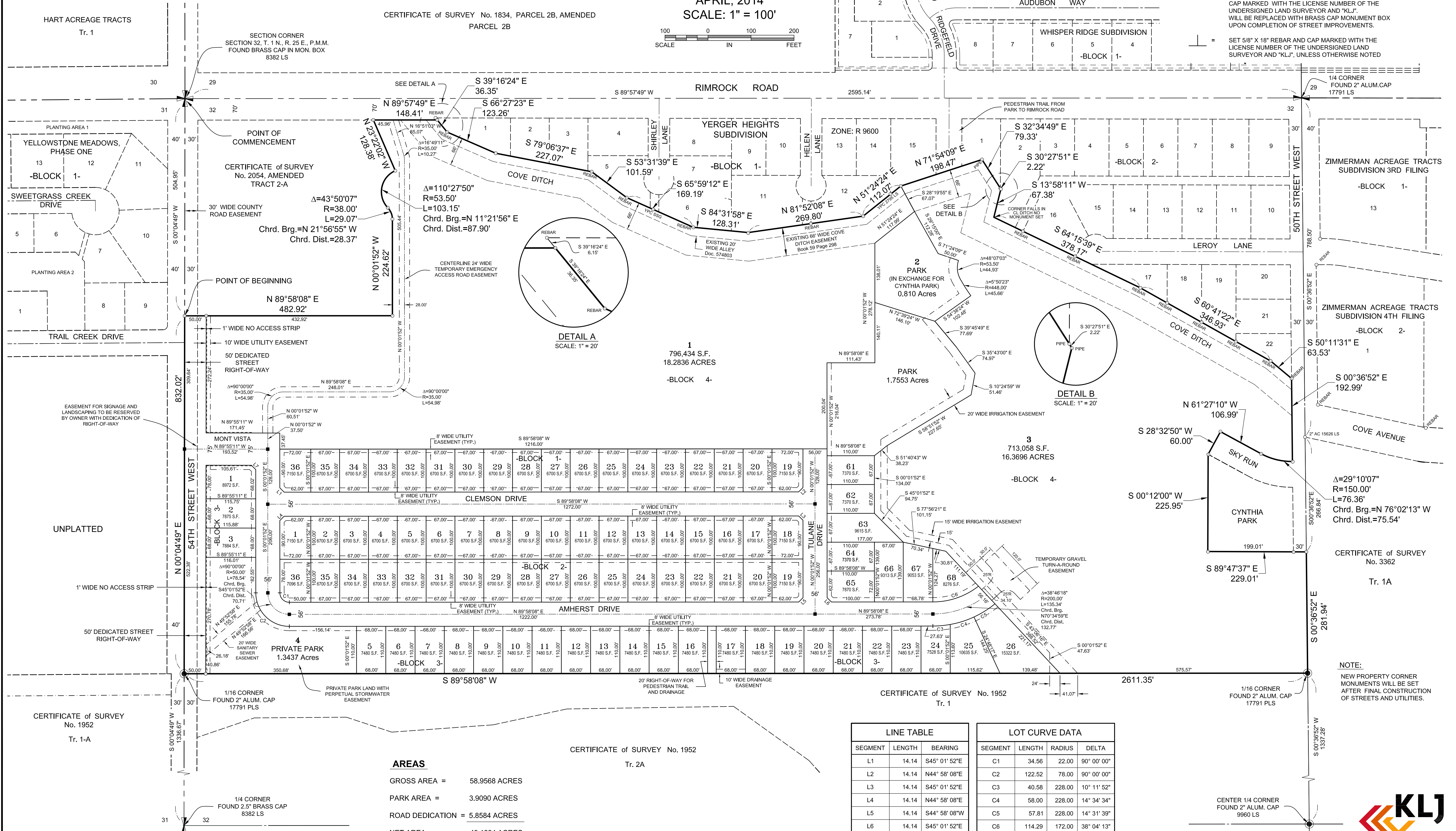
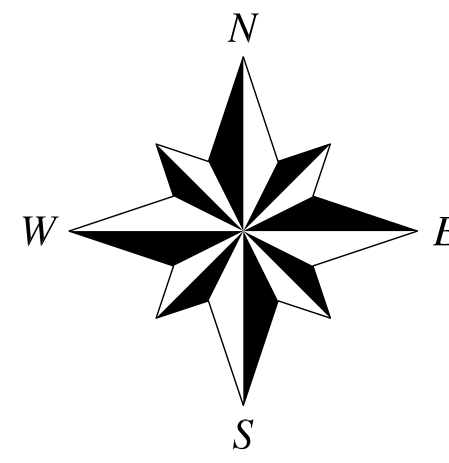
- = FOUND SECTION CORNER
- = FOUND 1/4 CORNER
- = FOUND 1/16 CORNER
- = FOUND SURVEY YELLOW CAPPED REBAR MONUMENT MARKED K.L.J. 17791 PLS. OR AS NOTED
- = SET INTERSECTION MONUMENT, 5/8"x18" REBAR WITH CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND "K.L.J." WILL BE REPLACED WITH BRASS CAP MONUMENT BOX UPON COMPLETION OF STREET IMPROVEMENTS.
- = SET 5/8" X 18" REBAR AND CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND "K.L.J.", UNLESS OTHERWISE NOTED

BASIS OF BEARINGS:

GEODETIC NORTH DETERMINED AT THE SOUTHWEST CORNER OF SECTION 32, T. 1 N., R. 25 E., P.M.M. WHICH IS A 2-1/2 INCH BRASS CAP IN A MONUMENT BOX AT THE INTERSECTION OF GRAND AVENUE AND 54TH STREET WEST AND IS LOCATED AT LATITUDE 45°47'02.67960"N, LONGITUDE 108°39'09.64736"W, NAD83(2011) (EPOCH 2010.0000).

BEARINGS SHOWN ARE GRID BEARINGS AND HAVE NOT BEEN ADJUSTED FOR CONVERGENCE.

DISTANCES SHOWN ARE GROUND DISTANCES.



**AREAS**

GROSS AREA = 58.9568 ACRES

PARK AREA = 3.9090 ACRES

ROAD DEDICATION = 5.8584 ACRES

NET AREA = 49.1894 ACRES

LINE TABLE			LOT CURVE DATA			
SEGMENT	LENGTH	BEARING	SEGMENT	LENGTH	RADIUS	DELTA
L1	14.14	S45° 01' 52"E	C1	34.56	22.00	90° 00' 00"
L2	14.14	N44° 58' 08"E	C2	122.52	78.00	90° 00' 00"
L3	14.14	S45° 01' 52"E	C3	40.58	228.00	10° 11' 52"
L4	14.14	N44° 58' 08"E	C4	58.00	228.00	14° 34' 34"
L5	14.14	S44° 58' 08"W	C5	57.81	228.00	14° 31' 39"
L6	14.14	S45° 01' 52"E	C6	114.29	172.00	38° 04' 13"
L7	14.13	N44° 58' 31"W				

NOTE:  
 NEW PROPERTY CORNER MONUMENTS WILL BE SET AFTER FINAL CONSTRUCTION OF STREETS AND UTILITIES.

