

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

March 13, 2017

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember McFadden

ROLL CALL: Councilmembers present on roll call were:

MINUTES: February 13, 2017 and February 27, 2017

COURTESIES:

PROCLAMATIONS:

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 & #2 ONLY. Speaker sign-in required. (Comments offered here are limited to one (1) minute for one item, or three (3) minutes for multiple items. 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. **Memorandum of Understanding (MOU)** with Beartooth RC&D Economic Development District; \$9,949.78 annual expense.
- B. **Development Agreement** with Marsich Investment, LLC, to construct public improvements on recently annexed property, generally located west of Shiloh Road between Central Avenue and Bell Avenue.
- C. **Utility Easement** with Cenex Pipeline, LLC to install an 8 inch pipeline across Coulson Park.
- D. **Utility Easement** with NorthWestern Energy to replace deteriorated underground electric distribution service lines in the Parkland West Park.
- E. **Approval of Donation** to Laurel Police Department from Billings Police Department; Cameras and Related Equipment, \$2,165.
- F. **Second/Final Reading Ordinance** allowing hobbyist beekeeping in the City limits.
- G. **Second/Final Reading Ordinance** amending Billings Montana City Code (BMCC) Section 7-504, Acceptable Forms of Identification to Pawnbrokers.
- H. **Second/Final Reading Ordinance** repealing Section 7-602 of the Billings, Montana City Code (BMCC) regarding allowing a City official access to hotel guest registries.
- I. **Preliminary Subsequent Minor Plat** of Amended Lot 2B-1A, Block 2, Southgate Subdivision, 2nd Filing, generally located at 5110 Southgate Drive; Billings Lodging Investors, LLC, owner; Sanderson Stewart, agent.
- J. **Final Plat Approval** of Harmony Meadows Subdivision, 2nd Filing.
- K. **Bills and Payroll:**
 - 1. February 13, 2017
 - 2. February 21, 2017

REGULAR AGENDA:

- 2. **RESOLUTION** declaring an emergency and authorizing the payment of repair costs to install a new water main to the Airport Terminal Building. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

3. **PUBLIC HEARING AND RESOLUTION** authorizing filing of the annual Federal Transit Administration Section 5307 Grant. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
4. **PUBLIC HEARING AND RESOLUTION** vacating a portion of Patagonia Court within Riverfront Point Subdivision, Riverfront Point, LLC, petitioner. 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 Denise R. Bohlman, City Clerk, at 657-8210.

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Beartooth RC&D Memorandum of Understanding

PRESENTED BY: Tina Volek, City Administrator

Department: City Hall Administration

PROBLEM/ISSUE STATEMENT

The Beartooth Resource Conservation and Development Area, Inc. (Beartooth RC&D) is asking the City Council to renew a Memorandum of Understanding (MOU) for Beartooth's economic development services through December 31, 2017. Beartooth RC&D is a Federal grant-funded, rural and economic development agency that has operated since 1969 in five south-central Montana counties, including Yellowstone County. Federal funds are matched in Yellowstone County by a \$3,500 membership fee and a \$24,138.28 assessment, both of which are split among the County, the Big Sky Economic Development and the cities of Billings and Laurel. The City of Billings's portion of that amount is \$9,949.78. Those paying membership fees are represented on the Beartooth Board of Directors; the current Billings representative is Council Member Yakawich.

ALTERNATIVES ANALYZED

City Council may:

- Approve the MOU and payment;
- Postpone action on the MOU and payment, or;
- Disapprove the MOU and/or payment.

FINANCIAL IMPACT

The annual dues for the City of Billings are \$9,949.78. These represent 36% of Yellowstone County's base fee of \$3,500, plus an assessment of .1537 cents per capita, based on the most current Federal Census estimate. A total of \$10,000 is budgeted for the Beartooth RC&D contributions in FY2017.

Other contributions from the area are: \$6,633.18 (24%) from Yellowstone County; \$1,658.30 (6%) from the City of Laurel; and \$9,397.02 (34%) from BSEDA.

RECOMMENDATION

Staff recommends that the City Council approve the MOU and to pay the 2017 dues of \$9,949.78.

APPROVED BY CITY ADMINISTRATOR

Attachments

2016 Projects
2016 Annual CEDS Update
Beartooth RC&D MOU

BEARTOOTH RC&D 2016 PROJECT LIST											
JOBS											
<i>Updated 12/29/16</i>											
		CREATED		RETAINED		FUNDS	FUNDS	FUNDS			
	CEDS REF	potential	actual	potential	actual	PUBLIC	PRIVATE	SOURCE	NOTES	County	City/Town
<u>BUSINESS</u>											
Colt James Signature Beef	G2-OBJ3			1	1				Business planning, grant writing assistance	CRB	Roberts
Becky's Berries	G2-OBJ2		0.5	2	2		\$40,000		Business expansion planning for new building	STW	Absarokee
Stillwater Gym	G2-OBJ1			1	1				Business Plan and Financial	STW	Columbus
Powder River Meat	G2-OBJ3						\$100,000		Technical assistance	Prairie	Terry
GTUIT, LLC	G2-OBJ3								Grant writing; manual and protocol devpmt.	YEL	Billings
Yellowstone River Farms	G2-OBJ1								Technical assistance	Prairie	
C&K Meats	G2-OBJ2	1			10	\$25,000	\$100,000	GTA/Pvt	No interest loan for expansion & equipment	Rosebud	Forsyth
North 40 Ag	G2-OBJ1								GTA grant - business expansion	YEL	
Red Lodge Ales	G2-OBJ1								Business Planning, sourcing of ag products	CRB	Red Lodge
Story Mill	G2-OBJ2								Business start-up	YEL	
Book Co-op	G2-OBJ1								Planning assistance	YEL	Billings
Null Church	G2-OBJ1								Planning assistance	YEL	Shepherd
One Montana	G2-OBJ2								BSTF grant application	Gallatin	Bozeman
Wild West Region	G2-OBJ8	0.5							Planning and project presentations	Multi	4 State
Red Lodge Mini Storage Start-up	G2-OBJ1	0.5							Business start-up	CRB	Red Lodge
Bighorn Valley Health Center	G2-OBJ1	15				\$31,200	\$10,000	BSTF/USDA	Business expansion planning for new building	BH	Hardin
Buses of Yellowstone	G2-OBJ1								Building purchase and renovation	CRB	Red Lodge
Construction Recycling Business Start	G1-OBJ3	1							Planning and potential grant research	YEL	Shepherd
Raddison Hotel / Sanderson Stewart	G2-OBJ1	4					\$25,000	Pvt	Convention Center planning	YEL	Billings
Bonga Foods	G2-OBJ1								Business relocation interest	N/A	
Compost / Historic Building Project	G2-OBJ3	1.5		1					Business planning	YEL	Billings
Columbus Road Show	G2-OBJ1					\$2,000	\$500	Gov Office	Innovate Montana initiative	STW	Columbus
Big Timber Road Show	G2-OBJ1					\$2,000	\$500	Gov Office	Innovate Montana initiative	SG	Big Timber
Crazy Mountain Museum	G2-OBJ1			1					Business planning	SG	Big Timber
Big Timber Thrift Store	G2-OBJ1			1					Building purchase and renovation	SG	Big Timber
Friendship House Feasibility	G2-OBJ1	3							Business expansion planning	YEL	Billings
Blain Ranch	G2-OBJ2			2	2	\$5,000	\$5,000	GTA	Business expansion and grant writing	CRB	Joliet
Nash Farms	G2-OBJ2				1				Business planning	CRB	Bridger
Stetson Farms	G2-OBJ2		1	2	2	\$40,000	\$50,000	GTA	Business planning and grant writing	CRB	Fromberg
Elevated Harvest	G2-OBJ2		1				\$80,000		Business planning and grant technical assist	CRB	Luther

BEARTOOTH RC&D 2016 PROJECT LIST										
JOBS										
Updated 12/29/16										
		CREATED		RETAINED		FUNDS	FUNDS	FUNDS		
	<u>CEDS REF</u>	<u>potential</u>	<u>actual</u>	<u>potential</u>	<u>actual</u>	<u>PUBLIC</u>	<u>PRIVATE</u>	<u>SOURCE</u>	<u>NOTES</u>	County City/Town
Mike Sheard / iConnect	G2-OBJ1	1		1					Business planning	YEL Billings
Stillwater Packing / Emmet's Meats	G2-OBJ3		1		9	\$25,000	\$25,000	GTA	Business expansion and grant writing	STL Columbus
M&H Equipment	G2-OBJ2				6				Business planning and grant writing	YEL Huntley
Northern Plains Resource Council	G2-OBJ2								Technical assistance	YEL Billings
Billings Bench Water Association	G5-OBJ7								Technical assistance	YEL Billings
New Invention - Sporing Goods	G2-OBJ1								Technical assistance	CBN
Revolving Loan Fund (RLF)										
Sweet Grass Tire	G2-OBJ1								RLF client; business & financial assistance	SG Big Timber
Wild Flower Gardens	G2-OBJ1								RLF client; business & financial assistance	CRB Red Lodge
ESP	G2-OBJ1								RLF client; business & financial assistance	SG Big Timber
Farmers Union	G2-OBJ1								RLF client; business & financial assistance	STW Columbus
Y-Stop	G2-OBJ1								RLF client; business & financial assistance	CRB Roberts
Iron Horse Products	G2-OBJ1								RLF client; business & financial assistance	STW Reed Point
Link Communications	G2-OBJ1								RLF client; business & financial assistance	YEL Billings
Timberweld	G2-OBJ1								RLF client; business & financial assistance	STW Columbus
Two Bear Tavern	G2-OBJ1								RLF client; business & financial assistance	CRB Fromberg
Amusement Park Drive-In	G2-OBJ1								RLF client; business & financial assistance	YEL Laurel
Troutbeads.com	G2-OBJ1								RLF client; business & financial assistance	BH Hardin
MT Chiropractic Health	G2-OBJ1								RLF client; business & financial assistance	BH Hardin
Petal Pushers	G2-OBJ1								RLF client; business & financial assistance	SG Big Timber
Keystone Mortgage	G2-OBJ1								RLF client; business & financial assistance	YEL Billings
Big Timber Pizza & Bakery	G2-OBJ1								RLF client; business & financial assistance	SG Big Timber
Touch of Class Catering	G2-OBJ1								RLF client; business & financial assistance	CRB Red Lodge
Y Stop Additional Funding	G2-OBJ1								RLF client; business & financial assistance	CRB Roberts
Dill Properties	G2-OBJ1	2			6	\$60,000	\$60,000	RFL/Pvt	RLF client; business & financial assistance	BH Hardin
COMMUNITY										
Bridging Cultures Committee	G3-OBJ6								Cooperative working partnership	BH Crow Agency

BEARTOOTH RC&D 2016 PROJECT LIST											
		JOBS									
Updated 12/29/16											
		CREATED		RETAINED		FUNDS	FUNDS	FUNDS			
	CEDS REF	potential	actual	potential	actual	PUBLIC	PRIVATE	SOURCE	NOTES	County	City/Town
Little Big Horn Rest Area	G1-OBJ4								Facilitation, planning	BH	Crow Agency
Custer-Gallatin Working Group	G2-OBJ1								Grant writing, meeting facilitation	CRB	Red Lodge
Lockwood TEDD	G2-OBJ7								Grant writing, planning, advisory	YEL	Lockwood
Laurel Aquatic Recreation Complex	G2-OBJ1								Preliminary planning, advisory	YEL	Laurel
Coal Country Coalition Study - BSTF	G2-OBJ1								Grant writing, planning, advisory	Multi	
Stillwater County Econ. Dev. Cmte	G3-OBJ1b								Technical assistance	STW	
Community Assessment Working Group	G3-OBJ1b								Technical assistance	Multi	State-wide
Workforce Housing - RLACF	G3-OBJ1b								Technical assistance	CRB	Red Lodge
LURA	G3-OBJ1b								Communication and Technical assistance	YEL	Laurel
Old Roosevelt Design Workshop	G3-OBJ1b								Technical assistance	CRB	Red Lodge
Cooperative Housing Workshop	G1-OBJ2					\$1,250		MCDC	Technical assistance	Multi	
Fromberg Improvement Committee	G3-OBJ1b								Technical assistance	CRB	Fromberg
Deer Lodge Assessment Team	G3-OBJ1b								Technical assistance	Powell	Deer Lodge
Sweet Gass Chamber Marketing	G2-OBJ8								Technical assistance	SG	Big Timber
Riverside Park Master Plan	G1-OBJ1								Planning and grant writing	YEL	Laurel
Red Lodge Pool	G2-OBJ1								Planning and grant writing	CRB	Red Lodge
Coal Country EDA Investment	G2-OBJ1					\$50,000		EDA	Grant and planning assistance	Multi	15 county
Many Arrows Planning Grant	G3-OBJ1b					\$21,600		BSTF	Grant and planning assistance	BH	Pryor
Old Roosevelt PAR	G2-OBJ1					\$16,200	\$15,000	BSTF	Grant, planning and technical assistance	CRB	Red Lodge
Gateway Connection Project	G2-OBJ1								Technical assistance	YEL	Billings
Hardin Housing Study	G3-OBJ1b								Technical assistance	BH	Hardin
Lodge Grass FFA	G2-OBJ2	3			1	\$50,000	\$10,000	GTA	Beef entrepreneurship project	BHC	Lodge Grass
NADC Tribal Food Deserts	G2-OBJ2									Multi	State-wide
<u>Training and Education</u>											
HAACP Training										YEL	
Cottage Food Law Training										YEL	
Simple Marketing Plan Workshop										YEL	
<u>CONSERVATION</u>											
Warren Wind Project	G5-OBJ1	12							Grant writing, planning, assistance	CRB	Bridger
Big Horn Wind Project	G5-OBJ1								Meeting facilitation, planning, grant writing	BH	Hardin

BEARTOOTH RC&D 2016 PROJECT LIST											
JOBS											
Updated 12/29/16											
		CREATED		RETAINED		FUNDS	FUNDS	FUNDS			
	CEDS REF	<i>potential</i>	<i>actual</i>	<i>potential</i>	<i>actual</i>	PUBLIC	PRIVATE	SOURCE	NOTES	County	City/Town
Custer-Gallatin Working Grp	G5-OBJ1					\$17,400	\$32,000		Facilitation, financial management, planning	Multi	
NRCS-RCPP Project	G5-OBJ7					\$700,000		RCPP-NRCS	Multi-county, multi-year project	Multi	
Hazardous Fuels											
Red Lodge Mountain VII and VIII	G5-OBJ9				5	\$129,000	\$40,000	DNRC	Forest in Focus funding from USDA	CRB	Red Lodge
Columbus Fire/Rescue Outreach	G5-OBJ9				3	\$33,500	\$10,000	DNRC	Forest in Focus funding from USDA	STW	Columbus
PROGRAMS											
Certified Regional Dev. Corp. CRDC	G2-OBJ1				1	\$51,000		State		All	All
City/County/Conservation Districts	G3-OBJ1						\$39,000	Local		All	All
Economic Development Dist. EDD	G2-OBJ1				2	\$66,000		Federal		All	All
Food & Ag Center	G5-OBJ2				1	\$65,000		State	Value added ag & renewable energy	All	All
Montana Coop Dev. Center MCDC	G2-OBJ1					\$3,300		State		All	All
Revolving Loan Fund RLF	G2-OBJ1							Local		All	All
CUMULATIVE ACTIVITY											
		44.5	3.5	12	53	\$1,394,450	\$642,000				
Please note that blue highlighted projects are new for 2015											
Abbreviations:											
BEAR-Business Expansion And Retention											
BSTF-Big Sky Trust Fund Grant											
CDBG-Community Development Block Grant											
BLM-Bureau of Land Management											
CIG-Conservation Innovation Grant											
GTA-Growth Through Agriculture											
IWT-Incumbent Worker Training											
RBEG-Rural Business Enterprise Grant											
*The numbers reflected represent the activity through date at top. Many of these projects are ongoing, with jobs and dollar amounts still changing. Dollar figures represent project activity; some funds have been granted but returned, some funds committed but not yet spent, etc.											
DEFINITIONS:											
Public Funds	Grant or other funding provided directly by government sources (State & Federal)										
Private Funds	Funding or in-kind provided by local government, private individuals, lending institutions, or indirectly by government sources or RLF inactive/closed/recurring projects.										

2016 Annual Comprehensive Economic Development Strategy (CEDS) And Progress Report

Grantee: Beartooth RC&D Area, Inc.

Project Number: 05-83-05307-01

Period covered by the report: Jan. 1, 2016 – Dec. 31, 2016

Adjustments: No significant adjustments were made to the strategy during this period and no changes were made to the service area; however, the Board structure is undergoing a slight change in the way we define voting versus non-voting members of the Board. During our internal strategic planning process we discovered that the bylaws were in need of updates as they had previously been designed to meet NRCS Federal requirements, which is no longer a component of the organization. An Ad Hoc committee was formed to review organizational structure and make recommendations to the Board. The bylaws are currently in a final draft and scheduled to be adopted with the changes at the January 2017 Board meeting. Other bylaw changes were made to further define the Executive Committee roles and responsibilities. A copy of the final draft is included as a separate attachment.

Other changes that are being implemented early in 2017 include the addition of Core Values and the development of a more proactive marketing plan for the organization, including a website update, if the budget allows. The Executive Committee will also be evaluating the possibility of a modest increase in the membership fees and dues structure since that has not occurred since the inception of the Economic Development District. As was reported last year, we will continue to seek opportunities to further increase and diversify revenue sources in order to ensure a sustainable future and the ability to expand staffing levels as new programs to benefit the service area are identified.

We feel that overall our Strategy is sound and aligned with the needs of the region, so no significant adjustments to the strategy are being implemented at this point. That being said, we also realize that there are opportunities for improvement to the strategies. The following paragraphs contain a summary of the CEDS Goals and Objectives, problems and opportunities along with comments regarding areas for improvement, where appropriate.

Infrastructure – This continues to be an area of high need, but also high cost. As Montana's infrastructure continues to age, our smaller communities struggle to fund basic infrastructure needs. As a result of many conversations at the state and local level, the Montana Infrastructure Coalition was established to provide an inclusive, non-partisan forum to research and develop funding solutions for Montana's most pressing infrastructure needs. Beartooth monitors the activity and received regular updates through our Montana Economic Developers Association membership.

- **Water/Waste Water** – All of our communities in the region are facing water and/or wastewater needs and a project in Absarokee has begun and work continues on the Crow Reservation to address their needs, especially in the area of waste water. Beartooth provided letters of support to three projects in order to assist with securing funding. We could be doing a better job with informing our region in the needs assessment process and in providing technical assistance for the Treasure State Endowment Program for grant applications. We have found that the local engineering firms are highly engaged with the counties and

communities in order to move projects forward and will work more closely with these firms in the future.

- Housing – Since our last CEDS update, Beartooth has moved the first time homebuyer program to a more appropriate agency and we are moving towards helping communities and private developers in understanding the housing needs for a specific area. We feel that the housing management-type programs are well represented in our area, but we are somewhat lacking the in housing development-type programs – especially those related to workforce housing. We will continue to make a concerted effort to address the housing needs of households in the 80-120% of median household income throughout the region so our communities are in a better position to attract and retain those workers.
- Solid Waste – We have had the opportunity to be involved in two ventures to create and use recycled materials, but have not made significant strides in the area of a solid waste reduction plan for the region.
- Transportation – The City of Red Lodge has been the most active in this area during 2016, with the completion of a traffic circle at the eastern entrance to town and they are in the early stages of a Wayfinding project to assist community members and tourists in moving through town. Red Lodge is also embarking on a plan to increase funding for the Beartooth All American Highway and Beartooth staff has been involved in the planning portions of this important project.
- Communication Infrastructure – The Town of Big Timber has been fairly active in working with Triangle Communications to improve overall access to broadband and Sweet Grass County was the recipient of a \$2,500 Connected Communities grant from Triangle to improve conditions for residents and visitors.

Economy – This CEDS goal remains at the core of our activities and we continue to improve the delivery and effectiveness of the technical assistance delivered by staff members. Opportunities in this area continue to grow each year and the biggest problem associated with this goal boils down to staff time for outreach and additional technical assistance.

Summary of highlights:

- The rural Business Expansion and Retention (BEAR) program has undertaken 31 member visits through November 2016, with 6 of those occurring during 2016.
- The Food and Ag Center has been busy, especially with smaller producers exploring options for value-added products. Meat processing facilities have been an area of interest, but these are difficult to prove feasible in our smaller market.
- Beartooth worked with Big Sky Economic Development to put together a funding package to commission a firm to provide the necessary documentation for the Yellowstone County Commissioners to create a Targeted Economic Development District to create planned industrial space in the Lockwood area, just east of Billings. This is the first such area in the region.
- Three food processing training events were held in 2016 to assist local businesses.
- A local development corporation, Aluutaahaahu Many Arrows, was formed in one of the Districts of the Crow Nation and Beartooth has been actively working with this group to assist in capacity building and a \$20,000 planning grant was secured through the Big Sky Economic Development Trust Fund to fund a site selection project for the potential location of a convenience store with attached commercial kitchen. This project was also the basis for a

presentation by Beartooth and Many Arrows at the Native American Development Conference in August.

- Beartooth staff was able to assist the Sweet Grass County Chamber with a branding workshop to help them in the early stages of a marketing plan for Big Timber and the County.
- A Coal Country Coalition was formed in 2014 to address the uncertainties in the Coal Industry and the potential impacts to the economy and workforce of the region. The Coalition includes several state-wide agencies and two other EDD's (Snowy Mountain and Southeast Montana). Beartooth made application on behalf of the Coalition to secure funding through EDA and the Big Sky Trust fund in order to hire a firm to analyze the impact of the potential changes in the coal industry; analyze the coal industry workforce; and introduce strategies for potential adoption by the three districts in order to lessen the negative impacts of these potential changes. A total funding package of \$100,000 was secured during 2016 and a firm has been hired to prepare the Impact Study for the fifteen county region. We anticipate this portion of the project to be completed during the first quarter of 2017 and presenting the findings to the Legislature before the end of the 2017 session.
- Beartooth has begun to "dust off" an EDA funded study conducted in 2011-12 for a multi-state tourism entrepreneurship initiative in order to take steps towards implementation. Four areas have been identified as challenges: multi-state jurisdictions; lack of project champion; sustainability; and complexity of the project. A series of presentations and the re-forming of a multi-state steering committee has been completed during 2016 and the work to implement this project will continue in 2017.

Communication – This area of the strategy contains a good deal of opportunity and not much in the way of development problems, other than staff time. As an organization, we can always improve communication development and delivery and we strive to make progress in this area at every opportunity. The internal strategic planning process identified marketing as one of our key areas to improve and we will continue to address that issue throughout 2017 and beyond by leveraging available technology and available financial and human resources.

- As a whole, communication throughout the region is continuing to improve and Beartooth continues to promote collaboration, communication and partnerships at every opportunity.
- We continue to facilitate the Bridging Cultures group between the Crow Nation and representatives from Billings and Hardin.
- Beartooth serves as the facilitator for a multi-county Custer-Gallatin Working Group that strives to improve collaboration and communication with the entities impacted by the two State Forests and to assist in the update of the Forest Plan.
- The Beartooth Board of Directors' Executive Committee will be undergoing a transition in 2017 as three of the four existing members leave the Committee. This was a specific step identified during strategic planning efforts in order to develop new leadership for the organization and to maintain an active and responsive Board and committee structure.
- The Coal Coalition project mentioned above has also presented the organization with an opportunity for further collaboration and communication on a topic that may have long-term consequences to the area.
- One area of improvement that we will address during 2017 is the reworking of the Beartooth website and further leveraging the Beartooth Facebook page in order to improve communication and education throughout the region.

Services – The Beartooth region includes many opportunities to improve the standard of living by upgrading community services and their facilities. We are fortunate to be working closely with many of the local organizations who help to provide these services. We will continue to partner with these local public and private-sector agencies to leverage available resources to improve standards of living throughout the region.

- Bighorn Valley Health Center was the recipient of planning grant funds from USDA-RD and Big Sky Trust Fund in order to engage the services of an architect to complete a Preliminary Architectural Report for the potential expansion of the Health Center in Hardin, which serves a large population of Crow Tribal members and Big Horn County residents, who often lack sufficient primary health care services.
- The Red Lodge Area Community Foundation has partnered with Beartooth on two projects during the past year: Phase 2 of the Old Roosevelt School project, to create a performing arts space for the community; and the Workforce Housing Committee, who is exploring various strategies to address the shortage of seasonal worker and workforce housing in Red Lodge.
- Big Sky Economic Development in Billings has enlisted our assistance in the early stages of a feasibility study for an organization considering an expansion of the day care services to Yellowstone County workers.
- The City of Laurel has a pending planning grant application for the creation of a Master Plan for Riverside Park and we have been able to assist both Red Lodge and a citizen's group in Laurel with a pool projects.

Natural Resources

- Beartooth remains active with the Columbus Fire Department and Red Lodge Mountain to improve fire services through the Fuels reduction and Forest in Focus programs.
- We continue to work with issues impacting the coal industry and communicate with Everpower regarding environmental issues that are impacting the full development of the wind farm in southern Carbon County.
- All five counties have representation by the Conservation Districts on the Board of Directors and we offer assistance to their plans of work as needed, but feel there could be more active involvement in the future.
- Beartooth has re-applied for a three-county five-year grant to explore water and soil conservation methods for sugar beet and barley producers. The application is pending.
- The Billings Bench Water Association is undergoing an assessment of their water delivery system and Beartooth is involved in the project from a technical assistance standpoint.

Human Capital

Within this goal, we most often partner with local economic development agencies as needed to improve the overall condition and opportunities for existing and potential employees, including access to training and education. One area of need throughout the region continues to be a lack of available and desirable workforce housing, which is hindering attraction of new employees somewhat. Beartooth was accepted into a cooperative housing pilot program and assembled a team from Columbus, Hardin and Red Lodge to consider a cooperative housing model as a potential solution for the shortage of workforce housing. Thus far, no specific projects have been implemented as a result of the program, but we feel the model may be applicable for the region in the future. Red Lodge is the most active in the potential development at this time.

Board/CEDS Committee List: EDD BOARD MEMBERSHIP ROSTER

Updated 12/20/2016

1. GOVERNMENT REPRESENTATIVES (51-65%)

Elected officials and/or employees of a general purpose unit of state, local or Indian tribal government who have been appointed to represent the government.

Name	Government	Position
Page Dringman	City of Big Timber	City Planner/Appointed by Big Timber City Council
Robert Faw	Sweet Grass County	County Commissioner
Chris Mehus	Sweet Grass Cons. Dist.	District Appointee
Mike Yakawich	City of Billings	City Councilmember
Dan Lowe	Big Horn Cons. Dist.	Board Member-elected County position
John Ostlund	Yellowstone County	County Commissioner
Gerald Dell	Stillwater County	County Commissioner
Newton Old Crow, Jr.	Crow (Apsaalooke) Nation	Director of Economic Development
Marissa Hauge	Stillwater County	Economic Dev. Coord.-employee of Stillwater County
John Pulasky	Yellowstone Conservation District	Board Member-elected County position
Clinton Giesick	Carbon Conservation District	Board Member-elected County position
Doug Tucker	Carbon County	County Commissioner
Bill Foisy	City of Red Lodge	City Councilmember
Clayton Greer	City of Hardin	City Councilmember

2. NON-GOVERNMENT REPRESENTATIVES (35-49%)

A. Private Sector Representatives: *Any senior management official or executive holding a key decision-making position, with respect to any for-profit enterprise. (At least one required)*

Name	Company / Enterprise	Position
Royce Njos	Bank of Red Lodge	Asst. Vice President
Sidney Fitzpatrick	Apsaalooke Construction	Owner
John Beaudry	Stillwater Mining Company	Public Affairs Manager/Appointed by CEO
Bob Van Oosten	Van Oosten Ranch	Owner/Operator
Bob Carr	Elation, Inc.	Assistant to the Founders
Holly Higgins	First Interstate Bank of Hardin	Branch Manager

B. Stakeholder Organization Representatives: *Executive directors of chambers of commerce, or representatives of institutions of post-secondary education, workforce development groups or labor groups. (At least one required)*

Name	Organization	Position
Lisa Skriner	MSU-Billings College of Tech.	Project Manager – College of Technology
Ryan Van Ballegooyen	Billings Job Service	Region 4 Director
Jeffery McDowell	Hardin Chamber of Commerce /Two Rivers Authority	Past President / Executive Director

3. AT LARGE REPRESENTATIVES: Interested individuals qualified to provide input on behalf of their respective communities.

Name	Company / Enterprise	Position
Charles Egan	City of Columbus	Appointed Representative for City of Columbus
Marvin Carter	City of Laurel	Appointed Representative for City of Laurel
Steve Arveschoug	Big Sky EDA	Executive Director

CALCULATIONS

	<u>Number</u>	<u>Percent</u>
1. Government Representatives (51-65%)	<u>14</u>	<u>54%</u>
2. Non- Government Representatives (35-49%)	<u>9</u>	<u>34%</u>
A. Private Sector Representatives (at least 1)	<u>6</u>	
B. Stakeholder Organization Representatives (at least 1)	<u>3</u>	
3. At Large Representatives	<u>3</u>	<u>12%</u>
Total Board Membership	26	100%

EDD STRATEGY COMMITTEE ROSTER

Updated 12/20/15

NOTE: This committee structure has been utilized by the organization since 1997 as a subset of the Board of Directors to discuss important issues and provide a representative perspective of the regional economy.

1. PRIVATE SECTOR REPRESENTATIVES *(At least 51%)*

Any senior management official or executive holding a key decision-making position, with respect to any for-profit enterprise.

Name	Company	Position
Bob Carr	Elation, Inc.	Assistant to the Founders
Monte Koch	Opportunity Bank	Branch President
Ken Gomer	LARC Citizen's Committee	Community Organizer
Holly Higgins	First Interstate Bank	Branch Manager
Royce Njos	Bank of Red Lodge	Assistant Vice President
Bob Van Oosten	Van Oosten Ranch	Owner/Operator

2. REPRESENTATIVES OF OTHER ECONOMIC INTERESTS *(No more than 49%)*

Persons who provide additional representation of the main economic interests of the region. These may include, but are not limited to: public officials, community leaders, and representatives of workforce development boards, institutions of higher education, minority and labor groups, and private individuals.

Name	Area of Interest	Position
Steve Arveschoug	BSEDA-Yellowstone County ED	Executive Director
Marissa Hauge	Stillwater County ED	Economic Development Director
Lisa Skriner	Higher Education/Job Training	Project Director-MSU Billings COT
Jeffery McDowell	Economic Development	Executive Director

CALCULATIONS

	<u>Number</u>	<u>Percent</u>
Private Sector Representatives (at least 51%)	<u>6</u>	<u>60%</u>
Representatives of Other Economic Interests (no more than 49%)	<u>4</u>	<u>40%</u>
Total Committee Membership	<u>10</u>	<u>100%</u>

Staff:

Beartooth RC&D / Economic Development District is a 40-plus year old organization professionally staffed through funding provided by our local communities, counties, Conservation Districts, Montana Department of Agriculture, Montana Department of Commerce, and the US Dept. of Commerce EDA. By virtue of our time in business we provide excellent stability, continuity and capacity to the communities we serve. Our current staff includes 3 full time positions and 1 part time position.

Joel Bertolino, hired in October, 2007, is the full time Ag Program Manager and assists with the Economic Development District. He spent 7 years with USDA Farm Services Agency administering a variety of price support, and emergency disaster programs as well as 6 years with Carbon County Historical Society as a Historic Preservation Officer. Joel holds a B.A. in Political Science/Public Administration from Montana State University – Bozeman and has spent his life assisting with the family cattle ranch north of Red Lodge, MT which he now operates.

Jillann Knutson serves the organization as the full time Revolving Loan Fund Manager and Bookkeeper providing financial assistance to small businesses and staff support to our Revolving Loan Committee. She began working for Beartooth RC&D in June of 2006 as the administrative assistant, and was promoted to her current position in September of 2009. Jillann has several years of administrative experience. She is a graduate from Rocky Mountain College with a B.Sc. in Business Administration.

Sue Taylor is the full time Economic Development Director and began employment with Beartooth in July of 2015. She has 10 years of experience in community and economic development through positions held in Wyoming, Wisconsin and previous work in Montana. She brings experience in providing small business support, CEDS planning and research, and nonprofit management. Sue is the lead staff person for both the EDA program and Montana's Certified Regional Development program.

Earl Atwood joined the staff as an Office Manager in October of 2011. Originally from Wyoming, Earl moved to Fishtail, Montana in 2009 after retiring from Wyoming State Government. Earl's background is in tax and technology administration, including telecommunications management. Earl provides assistance with Board correspondence and planning our regular meeting schedule as well as managing special projects and initiatives for the team as needed.

Dick Rath, Forester, retired in July after 10 years of service. There are no immediate plans to replace him due to declining activity and program funding in the area of fuels reduction.

Report:

In the section below, we outline our specific scope of work items for 2016 derived from our CEDS Goals and Objectives as well as the level to which each objective was achieved. The attached excel spreadsheet titled "2016 Project Spread-Year End" provides a summary of our project activity and is intended to be used as a reference to this report.

Scope of Work and Implementation Methodology FY 2016

- I. Maintain Eligibility with EDA.** Supply the EDA with timely information on plant and large business closures and the number of employees affected.
 - a. Submit semi-annual and year-end financial reports as required.

ACCOMPLISHMENTS ACHIEVED: We a submitted timely semi-annual SF-425 document, and anticipate submitting a timely year-end SF-425 document.

QUANTIFY DELIVERABLES: We anticipate a timely submission of the GPRA report on or before January 30, 2017.

DIFFICULTIES ENCOUNTERED: None

- b. Submit combined annual CEDS & progress report by December 31, 2016.

ACCOMPLISHMENTS ACHIEVED: Beartooth RC&D submitted annual CEDS and progress report on January 29, 2016.

QUANTIFY DELIVERABLES: Final annual CEDS and progress report was submitted on January 29, 2016.

DIFFICULTIES ENCOUNTERED: None.

- c. Strengthen and enhance our ability to provide programs and services on a regional basis which augment local community efforts through coordination, facilitation and education in the following areas:

- Revolving Loan Fund
- Montana Certified Regional Development Corporation
- Montana Food and Ag Center / Montana Cooperative Development Program
- Hazardous Fuels Reduction
- Montana Main Street Program
- Business Expansion and Retention (BEAR) Program
- Business Planning/Technical Assistance (with SBA and SBDC)

ACCOMPLISHMENTS ACHIEVED: Beartooth RC&D staff has experienced a fairly busy year in our region and we work with the above programs in some way on at least a weekly basis. The Hazardous Fuels Program is reaching a sunset due to available funding for implementation and only one of our communities is actively involved in the Montana Main Street Program. The BEAR Program served 6 new clients during 2016 and has been able to deliver the program to 31 businesses since inception. Beartooth staff have been actively engaged throughout the region and we have been able to leverage each of these programs for the benefit of our clients, communities and counties. We have been successful in all program areas as evidenced by the numbers and examples of projects listed in our individual scope of work items below as well as the attached spreadsheet. We are actively serving on committees and assisting with projects of our partner organizations including: Big Sky EDA, Stillwater County Economic Development Committee, Crow Economic Development, Red Lodge Area Community Foundation, Beartooth Rural BEAR Team, Montana Economic Developers Working Groups (Resource Assessment and Board Member), and the Custer-Gallatin Forest Working Group.

QUANTIFY DELIVERABLES: This scope of work item is listed to reflect the various state and federal programs, as well as committees and boards, we successfully participate in during the course of any given year, thus the results in this section are brief and refer to our continued eligibility, while the actual projects are referenced below in individual scope of work items.

DIFFICULTIES ENCOUNTERED: While Revolving Loan Fund applications remained fairly steady throughout the year, the applicants lacked the viability of being good candidates for loans.

- d. Continue to promote regional communication and awareness of economic development-related issues through bi-monthly Board of Directors meetings, press releases, regular updates of our website and Facebook page, Board/community reports, success stories, etc. **ACCOMPLISHMENTS ACHIEVED:** Beartooth RC&D continues to utilize a variety of ways to deliver information throughout the District. Board of Directors meeting are held bi-monthly and each staff member provides project updates and each board member provides an update from their respective organization and community. Many times these Board member updates result in a new project. Beartooth RC&D staff members also routinely provide updates at other community and board meetings. Our website and Facebook page are updated as needed, but not as often as they should be updated. One of the primary tasks that was an outcome of the internal strategic plan was to look for additional methods to communicate and market our programs as well as a possible website update, a refreshing of bylaws and the potential adoption of organizational core values. **QUANTIFY DELIVERABLES:** Printed handout for stakeholders that was used during our annual updates to Towns and Counties in December. We will finish these updates in January of 2017. **DIFFICULTIES ENCOUNTERED:** The internal strategic planning process proved to take much longer than anticipated, but we are hoping to wrap that up and implement suggested changes in the early months of 2017.

II. Provide and support business planning and recruitment efforts through our RLF & a high quality technical assistance program. (CEDS Goal II, Objective 1)

- a. Provide business technical assistance to a minimum of *fifteen* clients for business, strategic, and financial planning.

ACCOMPLISHMENTS ACHIEVED: 34 clients received business technical assistance for business, strategic, and financial planning. These numbers do not include food and ag clients who are listed elsewhere in the report.

2015 Clients who received additional service during 2016: Since economic development is looked upon as a process, rather than an event, it is logical that many of our clients overlap from year to year. The clients who were assisted from a previous report include: GTUIT, Stillwater Gym, Billings Book Co-op, Null Church, One Montana, Laurel Aquatic Recreation Complex, Red Lodge Area Community Foundation (multiple projects), Big Sky EDA (multiple projects), Crow Tribe Economic Development Department (1 project).

2016 New Clients: Red Lodge self-storage, Buses of Yellowstone, Construction recycling business, Sanderson Stewart, Bonga Foods for a potential business relocation to Montana from California, historic building restoration for an organic compost business, Crazy Mountain Museum, Big Timber Thrift Store, Friendship House, iConnect, new invention development, Laurel Urban Renewal Association, Fromberg Improvement Committee, Billings Bench Water Association, and the Sweet Grass Chamber. We also assisted 4 businesses with financial planning projects as an extension of our RLF program and 6 businesses through the Rural BEAR program.

QUANTIFY DELIVERABLES: GTUIT accessed their \$25,000 grant funding during 2016 upon completion of training materials and protocol development, Red Lodge Area Community Foundation was the recipient of technical assistance and a modest grant to conduct a three-day design workshop for Old Roosevelt School, Sanderson Stewart delivered a feasibility document to their client based upon work previously completed for

the Billings Chamber in regards to a convention center, and One Montana expended their grant funding for a business prospectus.

DIFFICULTIES ENCOUNTERED: None.

- b. Continue partnerships with the local Small Business Development Center (SBDC), the MT Dept. of Commerce, local ED specialists, the BEAR program, Job Service personnel, and local institutions of higher education to provide assistance to businesses and provide access to these important programs.

ACCOMPLISHMENTS ACHIEVED: Partnerships and agreements with our co-service providers are active and very successful. We continue to maintain a very high level of respect and professionalism among our partner agencies, organizations, institutions, etc. and rank this quality as one of our highest priorities.

QUANTIFY DELIVERABLES: This scope of work item is listed to reflect the various local partnerships we successfully participate in, thus the results are brief and refer to our continued relationships, while quantifiable projects are referenced elsewhere in individual scope of work items. We continue to be an effective intermediary for Montana Department of Commerce and Montana Department of Agriculture programs, whereby, connecting small businesses with grant and loan products.

DIFFICULTIES ENCOUNTERED: None

- c. Provide assistance that would lead to funding from the RLF to a minimum of **two** new or existing businesses. EDD staff will promote and market the RLF while making technical assistance visits and providing planning assistance to business clients. Expand the RLF by marketing its services to and cooperating with commercial bankers and chambers of commerce throughout the region.

ACCOMPLISHMENTS ACHIEVED: 2016 was a less than stellar year for the RLF with only one business receiving loan funding in the amount of \$60,000 for the purchase of an existing building and business in Hardin.

QUANTIFY DELIVERABLES: Dill Properties purchased Oh's Bakery in Hardin with a funding package of \$120,000, half of which was provided by the RLF.

DIFFICULTIES ENCOUNTERED: Of the 27 potential RLF candidates, 4 loans were approved by Committee, but only one was funded. The three that were not funded included: one potential building purchase that did not pass inspection; one that contained discrepancies between the RLF application and the bank loan application, so the bank withdrew the loan; and the third client faced health issues which prevented them from moving forward with their business plans. The loans that were approved, but not dispersed totaled \$275,000. The TimberWeld business and building remain on the market for sale and the outcome of this will likely impact the outstanding RLF loan in a negative manner.

- d. Continue assistance to the local economic development partners to recruit and develop businesses that want to locate in our region.

ACCOMPLISHMENTS ACHIEVED: Beartooth co-hosted Innovate Road Show events in Columbus and Big Timber utilizing the format established by the Governor's Office of Economic Development to encourage new business start-ups. A key recruitment tool project was completed with Big Sky EDA in the development of the necessary documentation and public support for the creation of a Targeted Economic Development District (TEDD) in Yellowstone County to address a gap in available planned industrial space. Stillwater County Economic Development requested assistance with a potential

buyer for a closed business in Columbus and we were able to provide information for the buyer. Unfortunately, that deal has not yet been completed and has remained dormant for more than 6 months.

QUANTIFY DELIVERABLES: Preparation of necessary documentation to establish a TEDD in Yellowstone County was completed and gained approval from the Commissioners to establish the district. One new business start as a result of the activity surrounding the Columbus Road Show event.

DIFFICULTIES ENCOUNTERED: None other than the stalled business acquisition listed above.

III. Support the development/creation of value-added industries. (CEDS Goal II, Objective 3)

- a. Support the development of ***one*** new renewable energy project.

ACCOMPLISHMENTS ACHIEVED: We are still assisting in supporting the development of ***one new*** renewable energy project in Carbon County, but our involvement during 2016 was also minimal. During 2016 the primary activities of the Everpower Company was to address potential environmental issues, including wildlife that has a potential to be negatively impacted by the project.

QUANTIFY DELIVERABLES: The Carbon County Commissioners approved a tax abatement for the Everpower project, contingent upon the abatement being necessary for financial viability of the project.

DIFFICULTIES ENCOUNTERED: None during 2016.

- b. Serve agriculture-related businesses, and value added processing opportunities for locally grown crops, as one of Montana's four Food and Ag Centers. Assist a minimum of ***five*** businesses/producers with value-added ag project planning and development. Work to ensure that this program is well-reported and understood so that it is refunded by the State of Montana.

ACCOMPLISHMENTS ACHIEVED: Our Food and Ag Center program is a vital part of Beartooth's service offerings and program manager, Joel Bertolino is also a working rancher allowing him valuable insight into the opportunities and challenges facing this segment of clients. We assisted ***15*** agriculture projects during the year.

Previous clients who received additional service during 2016: Colt James Signature Beef, Becky's Berries, Yellowstone River Farms, North 40 Ag, C&K Meats, Red Lodge Ales, Story Mill, and Powder River Meat.

2016 New Clients: Blain Ranch, Nash Farms, Stetson Farms, Elevated Harvest, Emmet's Meats / Stillwater Packing, M & H Equipment, and Lodge Grass FFA.

QUANTIFY DELIVERABLES: M&H Equipment was the recipient of a \$15,000 grant for a marketing plan and materials, but the funds were de-obligated due to unforeseen changes in the company. Becky's Berries has begun the design and permitting phase of her new building construction. Powder River Meats C&K Meats was the recipient of a second Growth through Ag (GTA) grant in the amount of \$25,000 to continue with their growth plans by purchasing additional equipment. Blain Ranch received a GTA grant for \$5,000 to assist with processing and storage equipment. Stetson Farms was also a GTA recipient in the amount of \$40,000 to purchase equipment to compost manure in his feedlot and package or deliver bulk to local greenhouses or nurseries. The Lodge Grass FFA program secured \$50,000 in grant funding to purchase equipment for a beef entrepreneurship curriculum. A returning project from last year that achieved success this

year involved Beartooth, Miller/Coors and the NRCS offices in three counties to re-submit a multi-year grant to assist irrigated malt barley farms and sugar beet producers in Yellowstone, Big Horn and Carbon Counties to assess which practices conserve energy, soil and/or water and therefore promote Regional Agricultural Sustainability. The application was successful this year and will secure funding in the amount of roughly \$700,000 over a 5-year period.

DIFFICULTIES ENCOUNTERED: None.

- c. Assist **two** businesses with cooperative business development, marketing, etc.

ACCOMPLISHMENTS ACHIEVED: Beartooth made a successful application to be a pilot community for housing cooperative development on a regional basis through a Montana Cooperative Development Center Grant. The team was comprised of a representative from Red Lodge (Carbon County), Hardin (Big Horn County) and Columbus (Stillwater County). As of the end of the year, no projects have been initiated, although Red Lodge has an interest in pursuing a Community Land Trust which may be paired with a cooperative model in order to address their seasonal and workforce housing challenges. We were also able to assist the Northern Plains Resource Council with a review of their organizational structure and strategy for completing an organizational framework. Additionally, a meeting to discuss cooperatives as a business model was facilitated by Beartooth staff in July, with 14 interested parties in attendance, bringing the total number of cooperative business development clients to **three**.

QUANTIFY DELIVERABLES: A Cooperative Housing Action Plan was produced as a result of the pilot program.

DIFFICULTIES ENCOUNTERED: A general observation, rather than a difficulty should be noted in connection with the Cooperative Housing project and that is the fact that all three participating communities still have a lot of planning and feasibility work to accomplish prior to undertaking the specific action/implementation steps.

IV. Provide community and economic development planning and facilitation. (CEDS Goal II, Objective 1; CEDS Goal III, Objective 6)

- a. Provide technical assistance that would lead to funding for a minimum of **three** clients engaging in planning activities such as feasibility studies, building expansion, and industrial growth.

ACCOMPLISHMENTS ACHIEVED: Beartooth staff experienced a considerable amount of activity and a fair amount of success in this area during 2016. The City of Laurel has a pending \$27,000 planning grant application to complete a Master Plan for Riverside Park and the Town of Bridger has a recently submitted grant application in the amount of \$12,690 for the completion of a feasibility study to consider the consolidation of multiple Town departments into a single building. Red Lodge Area Community Foundation received a Big Sky Trust Fund (BSTF) grant in the amount of \$16,200 which is being leveraged with a \$15,000 private foundation grant in order to commission a Preliminary Architecture Report (PAR) for Old Roosevelt School and the Bighorn Valley Health Center also received a \$16,200 grant from BSTF, a \$15,000 grant from USDA and is matching that with \$10,000 of Health Center funding to hire a firm to complete a PAR for possible business relocation and expansion. Many Arrows Community Development of the Pryor District on the Crow Reservation was the recipient of a \$21,600 planning grant to assist with site selection and feasibility of a convenience store with attached commercial kitchen. Also, the Coal Country Coalition, comprising several entities and

involving three Economic Development Districts was successful in securing \$50,000 from EDA to match with the \$50,000 secured from the Big Sky Trust Fund in 2015 to allow for a start to the project which will examine the impact of potential changes in Montana's coal industry, an analysis of the coal industry workforce, and the development of strategies to adapt to the potential industry changes. These projects bring our total of 2016 clients actively engaged in planning activities to **six**.

QUANTIFY DELIVERABLES: The deliverables expressed in terms of dollars are listed in detail above and we anticipate receiving deliverables for these projects in terms of plans or reports during the first half of 2017.

DIFFICULTIES ENCOUNTERED: The Town of Red Lodge withdrew its planning grant application for a pool feasibility study, and is likely to resubmit to a funding agency more appropriately suited to the project.

- b. Continue providing facilitation assistance to community projects through services offered such as project coordination, community organizing, and work as a liaison; Assist **two** community-based planning projects, including public facility enhancement.

ACCOMPLISHMENTS ACHIEVED: Beartooth is the lead organization and is serving as a liaison for the potential implementation of a four-state geotourism project that was the subject of a 2011-2012 EDA planning grant to develop opportunities for tourism entrepreneurship as well as increase visitation to tourism destinations throughout the study area located in portions of Montana, North Dakota, South Dakota, and Wyoming. The Sweet Grass Chamber has received assistance in the development of a marketing plan through a branding workshop held in early November. Beartooth staff also continues to be actively involved in the Custer-Gallatin Working Group in the area of project coordination and facilitation; Bridging Cultures Committee as an organizer; and the Little Big Horn Rest Area project as a liaison. These projects bring the total for 2016 to **five**.

QUANTIFY DELIVERABLES: The nature of these projects does not generally allow for quantifiable deliverables, but we anticipate that the geotourism project may result in deliverables during 2016.

DIFFICULTIES ENCOUNTERED: The multi-state tourism entrepreneurship project has faced challenges in the area of securing funding to build and launch an interactive website, but we are exploring alternatives, including private enterprise sponsorship and enlisting a VISTA member during the first year of development.

- c. Work with partnering entities to identify ways to enhance workforce development efforts throughout the region, and specifically in rural areas.

ACCOMPLISHMENTS ACHIEVED: We continue to work with local economic development organizations and Big Sky EDA to enhance workforce development efforts, especially in the assessment and planning for workforce housing, since this has been identified as a barrier for workforce recruitment in some areas.

QUANTIFY DELIVERABLES: This is an activity which is difficult to quantify since it is part of the larger picture in our region.

DIFFICULTIES ENCOUNTERED: None. The Carbon County Job Fair had originally been scheduled to take place in November, but they organizing group decided to postpone the event until spring, when employers are most likely to hire seasonal workers.

V. Assist communities in providing the necessary infrastructure to maintain their quality of life and support future development. (CEDS Goal I, Objectives 1,2 &3)

- a. Assist **one** county per year or **two** municipalities per year with the implementation of a workforce housing initiative to identify gaps in the types and numbers of housing units required in order to meet workforce housing needs, and to develop a plan of action that encourages private investment in the development of new housing or redevelopment of existing housing stock in order to meet workforce housing needs within their jurisdiction.

ACCOMPLISHMENTS ACHIEVED: As has been mentioned in various parts of this report, our primary activity in this area has been in the application and participation of a cooperative housing initiative and intensive technical assistance workshop, led by the Montana Cooperative Development Center (MCDC). We have also looked at options to develop a housing rehabilitation program by leveraging Tax Increment Finance dollars, but this has not yet come to fruition

QUANTIFY DELIVERABLES: A Housing Action Plan for Columbus, Hardin and Red Lodge was prepared for MCDC at the conclusion of the workshop.

DIFFICULTIES ENCOUNTERED: The only difficulty lies in the complexity and long-term commitment to undertaking this type of initiative as well as the participation by private developers. It will likely be a number of years before any significant strides are made in the area of workforce housing.

- b. Work with our cities and towns to develop affordable housing, including: redevelopment of existing properties, use of vacant local government-owned property, self-help housing projects, and local developers. Maintain partnerships with organizations like NeighborWorks, HRDC, HomeWORD, etc. for the development of these opportunities.

ACCOMPLISHMENTS ACHIEVED: We continue to educate and engage local leadership and local economic development agencies in this area and are striving to make a distinction between housing management as is currently provided through the Home Center and housing development, which is the activity we feel is less served with existing agencies.

QUANTIFY DELIVERABLES: None at this time.

DIFFICULTIES ENCOUNTERED: None.

- c. Assist communities in the region with **one** public infrastructure project through project planning, financing, administration, etc.

ACCOMPLISHMENTS ACHIEVED: The TEDD project outlined previously will provide the opportunity for the Lockwood region to bond for infrastructure improvements and the pending City of Laurel application will allow for infrastructure improvements to Riverside Park. Beartooth also has working knowledge of a water intake valve project in Laurel and provided letters of support to the funding agencies. The organization has also been involved in the planning process for sewer system upgrades on the Crow Reservation, in large part due to our involvement in the proposed rest area adjacent to the Bighorn Battlefield, bringing our 2016 total to **four**.

QUANTIFY DELIVERABLES: The TEDD project received Commissioner approval in October.

DIFFICULTIES ENCOUNTERED: None.

IV. Assist communities with upgrading community services, particularly emergency services. (CEDS Goal IV, Objective 1)

- a. Continue assisting our rural communities with fuels reduction efforts in the wildland/urban interface, while building the capacity of rural emergency response providers. Complete **two** new fuels reduction projects on at least **60 acres**.

ACCOMPLISHMENTS ACHIEVED: We were able to leverage Forest in Focus funding to assist with projects in Stillwater County and on Red Lodge Mountain. Each of these are projects are entering their final phases and may have fallen a little bit shy of the 60 acre goal.

QUANTIFY DELIVERABLES: \$162,500 in public funds, and \$50,000 in private funds were expended in 2016. Public funding was provided by USDA grants administered by the State DNRC. Private funding came through local match, primarily through in-kind labor contributions.

DIFFICULTIES ENCOUNTERED: Program funding for this area is rapidly reaching an end and we will consider reinstating this program if new funding sources become available. However, much of this program was dependent upon the experience of Forester, Dick Rath, who retired in July and there are no immediate plans to fill that position.

Evaluate:

Beartooth utilizes several methods to evaluate the success and effectiveness of our programs: the number of projects listed under each goal and objective in the REPORTS section above; review and discussion the Project Spread each year as compared to previous years; program planning, implementation, and success is discussed with our Board of Directors at our bi-monthly meetings; and twice a year we strive to review these same items with the Strategy Committee.

Another key to our continued success is measured not just by the reportable numbers in terms of projects we complete, jobs that are created or retained, private and public funding that is secured, but by our connections and relationships that we foster and nurture across the region and beyond. Beartooth staff works to ensure that each county in our region has multiple projects receiving assistance and we work to foster strong and mutually productive relationships with local Economic Development staffers, Chambers of Commerce, Downtown Business Associations, and tribal entities to confirm that our CEDS is meeting the needs across the area and is poised to take advantage of opportunities as they arise.

The attached project list format (2016 Project Spread) has served as an excellent way for us to track program activity, investment and success throughout the year and to be certain that we are providing for the needs of the entire region.

As required per EDA regulations, the following section describes each of the five performance measures considered critical information in the final report. The numbers reported in the following section can be reviewed according to their relationship to each project as reported on the attached document titled “2016 Project Spread”.

1) Number of jobs created after implementation of the CEDS

The number of jobs created after implementation of the CEDS Goals and Objectives in our 2016 work plan was 3.5 which are itemized per business entity served on the attached document titled “2016 Project Spread”. This number reflects only the 2016 activity and does not include any previous or anticipated numbers of jobs created.

2) Number and types of investments undertaken in the region

The number and types of investments undertaken in the region that Beartooth staff contributed to significantly to during 2016 are described as follows:

Use of Funds	Public	Private	Project
Conservation Projects	17,400 700,000	32,000	Custer Gallatin Working Group NRCS-RCPP
Total	\$717,400	\$32,000	
Business Recruitment Activity	\$4,000	\$1,000	Road Show Events
Architecture/engineering design and planning documents	31,200 1,250 50,000 21,600 16,200	10,000 25,000 15,000	Bighorn Valley Health Center Convention Center preliminary Cooperative Housing workshop Coal Country Impact (2016) Many Arrows Old Roosevelt PAR
Total	\$120,250	\$50,000	
Business expansion, inventory and equipment purchases	25,000 5,000 40,000 25,000 50,000	40,000 100,000 100,000 5,000 50,000 80,000 25,000 10,000	Becky's Berries Powder River Meats C&K Meats Blain Ranch Stetson Farms Elevated Harvest Stillwater Packing Lodge Grass FFA
Total	\$145,000	\$410,000	
Revolving Loan Fund	\$60,000	\$60,000	Dill Properties
Fuels reduction	\$162,500	\$50,000	
Program Generated Funds	\$185,300	\$39,000	

3) Number of jobs retained in the region

The number of jobs retained in the region in projects that involved Beartooth RC&D staff during the 2015 year was 53, which does not include any carry-over projects from previous years.

4) Amount of private sector investment in the region after implementation of the CEDS

The amount of private sector investment in the region after implementation of the CEDS Goals and Objectives in our 2016 work plan was \$642,000. These amounts once again do not include carry-over activity from previous years and these are itemized per business entity served on the attached document titled "2016 Project Spread-Year end".

5) Changes in the economic environment of the region

The changes in the economic environment of the region have shown a slight increase over last year in regards to the extraction industries of the Baaken oil play due to a small increase in gas prices and a shifting of some of the workforce to other industries. Yellowstone County continues to have historically low unemployment rates and the Crow Reservation has seen a steadily increasing median

household income due to a variety of factors, not the least of which is the very low starting point for comparison. The 100 year anniversary of the National Park system was a contributing factor to an increase in tourism traffic and dollars spent by travelers heading to Yellowstone and the Big Horn Battlefield site. The potential changes in the coal industry along with the announcement of the closure of coal-fired generation plants #1 and #2 continues to be of concern to not only the local workforce and support industries, but to the tax revenue generated by these activities that flows to the state's general fund and the local governments.

We sensed that many employers were cautious in hiring new employees during the past year, which might be at least partially attributable to the Presidential election outcome. As reported last year, Billings and Yellowstone County are still experiencing a good deal of growth and as a result construction jobs are plentiful, with Shiloh Crossing and the Zoo Drive areas on the western edge of Billings being home to the largest retail and motel sector growth, expanding westward into the Shiloh and Zoo Drive Interstate Exit areas.

The agricultural sector continues to be a major driver of the region's economy, but cattle prices took a nose dive in 2016 and producers are looking for ways to lessen this impact and potentially diversify their income streams.

Schedule:

Action/Implementation Plan:

CEDS Goals Outline: The attached spreadsheet titled "2017 Action and Implementation Plan" includes all of our goals and objectives from the current version of the CEDS document as well as action plan items to be implemented in 2017, responsible party, funding source, timeframe, priority, and jobs created goal.

Scope of Work for 2017: Please see attached document titled "Scope of Work and Implementation Methodology FY2017, with the changes from FY2017 highlighted in red.

A
MEMORANDUM OF UNDERSTANDING
between
**Yellowstone County Commissioners, Big Sky Economic Development Authority,
City of Billings, City of Laurel**
and
Beartooth Resource Conservation & Development Area, Inc.

THIS MEMORANDUM OF UNDERSTANDING is made and entered into this ____ day of _____, 2017, by and between **Beartooth Resource Conservation & Development Area, Inc.**, whose principal business address is P.O. Box 180, Joliet, Montana 59041, hereinafter referred to as “Beartooth RC&D” and **Yellowstone County Commissioners (in cooperation with the City of Billings, City of Laurel, and Big Sky EDA)**, and hereinafter referred to as “**the Entity**”.

WHEREAS, The Beartooth RC&D has been formally recognized by the U.S. Department of Commerce, Economic Development Administration (EDA) as a designated Economic Development District (EDD), and as a District, the Beartooth RC&D has been awarded funding to carry out its Comprehensive Economic Development Strategy (CEDS). This funding will provide a staff person, administrative support and operating costs. This is a continual grant, renewable based on successful program operation and availability of federal funds. Local match is required.

WHEREAS, each entity participating in the District will designate a representative and an alternate to the regional Economic Development Committee. This individual will convey the needs and development goals of the local entity to the committee. Regular meetings will be held every two months to assess project status, assign workload and evaluate progress.

NOW THEREFORE IT IS UNDERSTOOD AS FOLLOWS:

ARTICLE 1: SCOPE OF WORK:

Beartooth RC&D employs an Economic Development Coordinator to assist in Economic Development efforts in the region. The Coordinator’s time will be allocated consistent with the goals in the Comprehensive Economic Development Strategy by the regional Economic Development Committee. The Committee is composed of one representative and an alternate from Big Horn, Carbon, Stillwater, Sweet Grass and Yellowstone Counties, Crow Tribe and Big Sky Economic Development Authority. Input to this Committee by local entities is essential for obtaining the services of the Coordinator.

Higher priority will be assigned projects of regional scope or projects with strong local leadership. Grant funding for this position is from EDA, therefore, emphasis will be on regional economic development planning and projects which have a correlation to job creation. Matching funds are from participating entities and emphasis will be placed on their specified projects. Specific items of work for this project year are detailed in the attached “Annual Report and Update”. It is understood that this Annual Report will be presented each year.

Annual Evaluation:

The performance of the Economic Development Coordinator will be evaluated annually by local entities participating on the regional Economic Development Committee. Progress and/or

accomplishments on each program/project will be evaluated to ensure resources are being utilized in the most effective and efficient manner possible.

ARTICLE 2: PERIOD OF PERFORMANCE:

The term of this Memorandum of Understanding shall be from the date it is signed through **December 31, 2017**, unless extended by mutual agreement by both parties. Such extension must be in writing, signed by authorized representatives of both parties, and made a part of the original Memorandum of Understanding by modification reference. This Memorandum of Understanding supersedes the prior Memorandum for participation in the Economic Development District.

ARTICLE 3: PAYMENT:

The Entity's annual contribution will be **\$3,500.00** as a "Membership" fee plus a per capita assessment of **.1537** cents per person. These funds will provide the necessary match to obtain the \$70,000.00 in federal funds. Entities who do not participate financially in the match requirement will not receive services from the Economic Development Coordinator. The calculated fee for **Yellowstone County** is **\$27,638.28**. This figure is a total of the **\$3,500.00** county fee plus **\$24,138.28** per capita formula using a population of **157,048** as per the 2015 Census data. Yellowstone County's full payment will be separated into a four-way payment system. Each entity within the county will pay a percentage (%) similar to the previous year. Big Sky EDA- 34% or **\$9,397.02**, City of Billings- 36% or **\$9,949.78**, City of Laurel- 6% or **\$1,658.30** and Yellowstone County- 24% or **\$6,633.18**.

Annually, the Beartooth RC&D/EDD staff will provide a comprehensive report of the past year's activity. A new Memorandum of Understanding will be prepared and a request for the following year's match submitted. Entities will be billed for match funds after January 1, 2017, for the current year's assessment.

Payment as provided in this section shall be full compensation for work performed, services rendered and for all materials, supplies, equipment, and incidentals necessary to complete the work.

ARTICLE 4: EXAMINATION OF RC&D RECORDS:

The Entities or their representatives shall have the right to examine any books, records, or other documents of the Beartooth RC&D directly relating to costs when such costs are the basis of compensation hereunder.

ARTICLE 5: OWNERSHIP AND USE OF DOCUMENTS:

Reproducible copies of all documents and other materials produced by the Beartooth RC&D in connection with the services rendered under this memorandum of understanding shall be provided to the Entity for the Entity's use whether the project for which they are made is executed or not. The Beartooth RC&D shall be permitted to retain originals, including reproducible originals, of

drawings and specifications for information, reference and use in connection with Beartooth RC&D's endeavors.

ARTICLE 6: WARRANTY:

The Beartooth RC&D warrants that all services performed herein shall be performed using that degree of skill and care ordinarily exercised in and consistent with generally accepted practices for the nature of the services and shall conform to all requirements of this Memorandum of Understanding.

ARTICLE 7: SAFETY:

The Beartooth RC&D agrees to fully comply with the Occupational Safety and Health Act of 1970, all regulations issued there under and all state laws and regulations enacted and adopted pursuant thereto. The Beartooth RC&D shall take all necessary precautions in performing the services hereunder to prevent injury to persons or damage to property.

ARTICLE 8: CONFIDENTIALITY AND CONFLICTS OF INTEREST:

The Beartooth RC&D agrees to hold in strict confidence any proprietary or other data, findings, results, or recommendations deemed to be confidential by the Entity and obtained or developed by the Beartooth RC&D in connection with the work under this memorandum of understanding. The Beartooth RC&D warrants and agrees they do not and will not have any conflicts of interest regarding the performance of services hereunder.

ARTICLE 9: APPLICABLE LAW:

This Memorandum of Understanding shall be governed in all respects by the laws of the State of Montana. No changes, amendments or modifications of any of the terms and conditions hereof shall be valid unless agreed to in writing. Venue of any proceeding arising hereunder shall be the Thirteenth Judicial District.

ARTICLE 10: COMPLIANCE WITH LAWS:

The Beartooth RC&D shall in performing the services contemplated by this Memorandum of Understanding, faithfully observe and comply with all federal, state, and local laws, ordinances and regulations, applicable to the services to be rendered under this Memorandum of Understanding.

ARTICLE 11: CHANGES:

The parties, by mutual agreement, may, at any time during the term of this Memorandum of Understanding and without invalidating the Memorandum of Understanding, make changes within the general scope of the Memorandum of Understanding. The Beartooth RC&D agrees to perform

such changed services. The Entity's priority list for project work within their county can be changed at any time. In such case, Beartooth RC&D will be informed of this change at the Entity's earliest convenience.

ARTICLE 12: TERMINATION:

This Memorandum of Understanding may be terminated in whole or in part, in writing, by either party in the event of substantial failure by the other party to fulfill its obligations under this Memorandum of Understanding through no fault of the terminating party, provided that no termination may be effected unless the other party is given: (1) not less than ten (10) days written notice (delivered by certified mail, return receipt requested) of intent to terminate, and (2) an opportunity for consultation with the terminating party prior to termination.

Upon such termination the Entity shall pay the Beartooth RC&D amounts due and unpaid for services rendered as of the effective date of termination, and the Beartooth RC&D shall provide to the Entity all materials, surveys, reports, data, and other information performed or prepared as of such date.

ARTICLE 13: INDEMNIFICATION:

The Beartooth RC&D agrees to and does hereby indemnify and save the Entities, their officers, officials and employees, harmless against and from:

1. Any and all claims and liabilities, including but not limited to costs, expenses, and attorney fees arising from injury to, or death of, persons (including claims and liabilities for care or loss of services in connection with any bodily injury or death) and including injuries, sickness, disease, or death to Beartooth RC&D employees occasioned by a negligent act, omission, or failure of the Beartooth RC&D;
2. Any and all claims and liabilities, including costs and expenses, for loss or destruction of or damage to any property belonging to the Beartooth RC&D or the Entities caused by a negligent act, omission, or failure of the Beartooth RC&D and;
3. Any fines, penalties, or other amounts assessed against the Entities by reason of the Beartooth RC&D's failure to comply with all health, safety, and environmental laws and regulations applicable to the services; resulting directly or indirectly from, or occurring in the course of the Beartooth RC&D's performance of the services. However, this indemnity shall not extend to claims and liabilities for (i) injury or death to persons or (ii) loss of or damage to property to the extent that these claims and liabilities result directly from the Entity's negligence or willful misconduct.

ARTICLE 14: INSURANCE:

The Beartooth RC&D shall maintain and demonstrate the following types of insurance:

1. The Beartooth RC&D agrees that its employees and particularly the employees designated to work on this memorandum of understanding are covered by applicable Worker's Compensation

provisions. The Beartooth RC&D further agrees that if the Entities should legally incur any costs whatsoever under the Worker's Compensation laws by reason of the Beartooth RC&D employees' injury or death while engaged in the contract work, the RC&D will indemnify and hold harmless the Entities' for such costs which the Entities' may be legally be required to pay to employees of the Beartooth RC&D.

2. Comprehensive general liability insurance for bodily injury, death, or loss of or damage to property of third persons or other liability due to the negligent acts of the Beartooth RC&D in the minimum amounts of \$500,000 per occurrence and \$1,000,000 aggregate for personal injury; and \$500,000 per occurrence/aggregate for property damage. Proof of coverage as required by this section shall be delivered to the Entity within fifteen (15) days of execution of this Agreement.

3. Professional liability errors and omissions insurance in a minimum amount of \$100,000.00.

ARTICLE 15: NONDISCRIMINATION:

The Beartooth RC&D will not discriminate against any employee or applicant for employment relating to this project on the basis of race, color, religion, creed, political ideas, sex, age, marital status, physical or mental handicap or national origin. All hiring associated with any project shall be on the basis of merit and qualifications related to the requirements of the particular position being filled.

ARTICLE 16: INDEPENDENT CONTRATOR:

The Beartooth RC&D and the Entity agree that the Beartooth RC&D is an independent contractor with respect to the services provided pursuant to this Memorandum of Understanding. Nothing in this Memorandum of Understanding shall be considered to create the relationship of employer and employee between the parties hereto. Neither the Beartooth RC&D nor any employee of the Beartooth RC&D shall be entitled to any benefits accorded Entity employees by virtue of the services provided under this Memorandum of Understanding. The Entity shall not be responsible for withholding or otherwise deducting federal income tax or social security or for contributing to the state Worker's Compensation program, nor shall the Entity be deemed in any way to assume the duties of an employer with respect to the Beartooth RC&D, or any employee of the Beartooth RC&D.

ARTICLE 17: ASSIGNMENT:

The Beartooth RC&D shall not sublet or assign any of the services covered by this Memorandum of Understanding without the express written consent of the Entity.

ARTICLE 18: NON-WAIVER:

Waiver by the County of any provision of this memorandum of understanding or any time limitation provided for in this memorandum of understanding shall not constitute a waiver of any other provision.

ARTICLE 19: NOTICES:

Any Notice to be served hereunder may be served upon the parties personally or served by certified mail, return receipt. Notice served by mail shall be deemed complete upon deposit of said notice in any United States Post Office, postage prepaid, directed to the party to be served, at the following addresses:

ENTITY: City of Billings
 PO Box 1178
 Billings, MT 59101

RC&D: Beartooth RC&D
 P.O. Box 180
 Joliet, MT 59041

ARTICLE 20: INTEGRATED AGREEMENT:

This Memorandum of Understanding together with attachments or addenda represents the entire and integrated Agreement between the Entity and the Beartooth RC&D and supersedes all prior negotiations, representations, or agreements, written or oral. This Memorandum of Understanding may be amended only by written instrument signed by both the Entity and the Beartooth RC&D.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals to this Memorandum of Understanding the day and year in this instrument first above written.

CITY OF BILLINGS

BEARTOOTH RC&D/EDD

Thomas W. Hanel
Mayor

William Foisy
Chairman

ATTEST: _____

Date: _____

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Development Agreement with Marsich Investments, LLC

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

PROBLEM/ISSUE STATEMENT

At the November 28, 2016 meeting, City Council annexed Tract 3 of Amended Certificate of Survey 1648, where a new residential development is proposed to be constructed. As a condition of annexation, the property owner was to enter into a development agreement with the City of Billings outlining necessary future public improvements. The property owner has submitted the attached Development Agreement, and the Council will consider whether to approve the agreement. The improvements include the construction of utilities in Central Avenue, construction of Bell Avenue with utilities, and a cash contribution for future Central Avenue improvements.

ALTERNATIVES ANALYZED

City Council may:

- Approve the development agreement with the property owner; or
- Disapprove the development agreement. If the agreement is not approved, the responsibility for infrastructure improvements will not be clearly designated as the property owner's responsibility.

FINANCIAL IMPACT

There is no financial impact to the City with acceptance of this development agreement. If the agreement is not accepted, the City may become responsible for improvements instead of the developer.

RECOMMENDATION

Staff recommends that the City Council approve the development agreement with Marsich Investment, LLC.

APPROVED BY CITY ADMINISTRATOR

Attachments

Development Agreement

Return to:
Sanderson Stewart
1300 North Transtech Way
Billings, MT 59102

DEVELOPMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT is made this ____ day of _____, 2017, by and between MARSICH INVESTMENTS, LLC., 5213 Onyx Boulevard, Billings, Montana 59106 hereinafter referred to as "DEVELOPER," and THE CITY OF BILLINGS, MONTANA, a municipal corporation, c/o City Hall, 210 North 27th Street, Billings, Montana, 59101, hereinafter referred to as the "CITY."

WHEREAS, DEVELOPER is the owner of certain real property situated in Yellowstone County, Montana, more particularly described as follows:

Tract 3 of Amendment of Tracts 1, 2 and 3, Certificate of Survey No. 1648, Situated in the NE1/4 of Section 10, T 01S, R 25E, P.M.M., in the City of Billings, Yellowstone County, Montana hereinafter referred to as "Tract".

WHEREAS, DEVELOPER has submitted to the CITY a Petition for Annexation to the CITY for the Tract; and

WHEREAS, DEVELOPER desires to annex the Tract to the CITY; and

WHEREAS, CITY has approved the Petition for Annexation by Resolution No. 16-_____ for the Tract contingent that a Development Agreement be executed between CITY and DEVELOPER to identify required off-site infrastructure improvements and guarantees of those improvements.

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties do hereby agree as follows:

1. *Phasing of Improvements.* The DEVELOPER intends to construct a unit ownership development consisting of duplex and single-family dwelling units and submit a Master Site Plan for the entire development of the Tract for review and approval by the CITY. Individual building permits shall be obtained for each building within the approved Master Site Plan.

The DEVELOPER intends to develop the Tract in multiple phases as defined on Exhibit A: "Development Phasing" attached to this agreement. Required public improvements, as described herein, shall be phased to coincide with Exhibit A.

2. Sanitary Sewer. The Tract will be served by a service connection from an extension of an existing 24-inch diameter sanitary sewer main in Central Avenue. DEVELOPER will be responsible for extending the sanitary sewer main along the Tract frontage of Central Avenue to the same size and grade as the existing main at the time of development of Phase 1. The CITY shall pay the material cost difference from a 12-inch diameter to a 24-inch diameter sanitary sewer main in Central Avenue. A compensation agreement shall be entered into between the DEVELOPER and the CITY as a mechanism for administering the reimbursement for the oversizing of the sewer main.

The DEVELOPER shall be responsible for payment of the CITY wastewater system development fee at the time of building permit. A common water meter is to be utilized for multiple residential dwelling units; the system development fee shall be paid as a percentage of the dwelling unit(s) applying for building permit over the total number of planned dwelling units, as approved under the Master Site Plan.

DEVELOPER may rely on future reimbursement of a portion of utility extension costs through a Reimbursement Agreement with CITY pursuant to Article 26-500 Billings, Montana City Code, which will be entered into at the time of final approval of the Private Contract by CITY.

No other off-site utility extensions will be required by DEVELOPER.

3. Water. The Tract will be served by a service connection from an extension of an existing 16-inch diameter water main in Central Avenue. DEVELOPER will be responsible for extending the water main along the Tract frontage of Central Avenue at the time of development of Phase 1. The CITY shall pay the material cost difference from a 12-inch diameter to a 16-inch diameter water main in Central Avenue. A compensation agreement shall be entered into between the DEVELOPER and the CITY as a mechanism for administering the reimbursement for the oversizing of the water main.

DEVELOPER will be responsible for extending the 12-inch diameter water main along the Tract frontage of Bell Avenue at the time of development of Phases 2 and 3.

The DEVELOPER shall be responsible for payment of the CITY water system development fee at the time of building permit. A common water meter is to be utilized for multiple residential dwelling units; the system development fee shall be paid as a percentage of the dwelling unit(s) applying for building permit over the total number of planned dwelling units, as approved under the Master Site Plan.

DEVELOPER may rely on future reimbursement of a portion of utility extension costs through a Reimbursement Agreement with CITY pursuant to Article 26-500 Billings, Montana City Code, which will be entered into at the time of final approval of the Private Contract by CITY.

No other off-site utility extensions will be required by DEVELOPER.

4. Storm Drain. The nearest CITY storm drain available in the area is a 24-inch diameter main located at the intersection of Bell Avenue and Legends Way. The DEVELOPER shall extend the storm drain main as necessary to manage storm drainage within the Bell Avenue right-of-way and to provide a storm drain service connection to the Tract.

The DEVELOPER will manage storm drainage on the site and in the Bell Avenue right-of-way in accordance with the City of Billings Stormwater Management Manual (2015) and the General Permit for Storm Water Discharges Associated with Small Municipal Separate Storm Sewer Systems (MS4s), Permit Number MTR040000.

No other off-site utility extensions will be required by DEVELOPER.

5. Right of Way. Central Avenue is designated as a Principal Arterial and is located within a 70-foot right-of-way adjacent to the Tract. Adjacent to Tract, there is a 30-foot half right-of-way for Central Avenue. DEVELOPER shall dedicate an additional 30 feet of right of way along Central Avenue fronting the Tract. DEVELOPER will not be compensated for the right of way dedication.

Bell Avenue is designated as a Residential Local Access and is located within a 60-foot right-of-way/public access easement adjacent to Tract. Adjacent to Tract, there is a 30-foot half right-of-way for Bell Avenue. No additional right of way shall be necessary for Bell Avenue.

6. Street Widening. Central Avenue is designated as a Principal Arterial and is located within a 70-foot right-of-way adjacent to Tract. That portion of Central Avenue adjacent to the Tract has been partially constructed. The existing street includes approximately 24 feet of asphalt. DEVELOPER will provide a cash-in-lieu contribution cost to design and construct

approximately an additional 3 feet of asphalt surface with a satisfactory sub-base, base course, standard curb and gutter, and construction administration, due at the time of building permit.

Bell Avenue is designated as a Residential Local Access and is located within a 60-foot right-of-way/public access easement adjacent to Tract. It is required that Bell Avenue be constructed with a minimum future standard width of 34 feet, back of curb to back of curb, and that water and storm sewer mains are constructed within the street. DEVELOPER will enter into a private contract or private contracts for the construction of Bell Avenue adjacent to the Tract, which will generally consist of 30 feet of asphalt, roadside ditch on the south side of the road, and curb, gutter, and 5-foot boulevard sidewalk on the north side of Bell Avenue. Exhibit A: "Development Phasing" has been attached to this agreement to describe phasing of the Bell Avenue construction.

No other off-site street widening will be required by DEVELOPER.

7. Sidewalk. DEVELOPER will be required to construct a 5-foot wide boulevard sidewalk along the Central Avenue frontage of the Tract located 1 foot off of the property line (after right-of-way dedication). Sidewalk construction shall be occur at the time of development of Phase 1.

DEVELOPER will be required to construct a 5-foot wide boulevard sidewalk on the north side of Bell Avenue fronting the Tract located 1 foot off of the property line. Sidewalk construction on Bell Avenue within Phase 2 shall occur at the time of the associated private contract. Sidewalk construction on Bell Avenue associated with Phase 3 shall occur at the time of construction for each building prior to occupancy.

8. Emergency Service. Access is provided to this Tract from Central Avenue, Bell Avenue, and the internal private roads. In addition, fire hydrants will be installed at the required locations as reviewed and approved by the City of Billings, Fire Department in the Master Site Plan.

Construction of buildings made of combustible materials shall have adequate fire apparatus access roads and fire hydrants in place to allow for fire suppression requirements. Prior to issuance of a building permit for construction using combustible materials (i.e. lumber, plywood, wood trusses, etc.), fire apparatus access roads and water supply requirements shall be provided in accordance with the International Fire Code as Adopted by the City of Billings.

At a minimum, the following is required:

- An obstructed gravel road or gravel road base must be within 150 feet of the furthest portion of a building under construction as measured along an approved route.
 - The access roads are required to support fire apparatus vehicle loading (40 tons) during all weather conditions and shall be a minimum of 20 feet wide.
 - An operational fire hydrant shall be located within 600 feet of the furthest portion of a residence under construction or within 400 feet of the furthest portion of a commercial building under construction as measured along the access roads to the site.
 - The above requirements do not alter or effect the current minimum subdivision requirements for fire apparatus access and water supply.
9. Future Intersection Contributions. DEVELOPER shall submit a Traffic Impact Study (TIS) to Engineering for review and approval prior to the development approval. Intersection contributions shall be identified within the TIS and must be made prior to the development approval.
10. Other Public Improvements. For any other improvements not specifically listed in this Agreement, the CITY shall rely on the attached Waiver filed concurrently herewith, to insure the installation of any or all remaining public improvements. Said improvements shall include, but not be limited to, street construction and paving, curb, gutter, sidewalks, driveways, storm drainage, and street lighting. The attached Waiver, waiving the right to protest the creation of one or more Special Improvement Districts, by this reference is expressly incorporated herein and part hereof.
8. Compliance. Nothing herein shall be deemed to exempt the Tract from compliance with any current or future City laws, rules, regulations, or policies that are applicable to the development, redevelopment, or use of the subject property.
9. Runs with Land. The covenants, agreements, and all statements in this Agreement and in the incorporated and attached Waiver shall run with the land and shall be binding on the heirs, personal representatives, successors, and assigns of the respective parties.
10. Attorney's Fees. In the event it becomes necessary for either party to this Agreement to retain an attorney to enforce any of the terms or conditions of this Agreement or to give any notice required herein, then the

prevailing party or the party giving notice shall be entitled to reasonable attorney fees and costs, including those fees and costs of in-house counsel.

11. Amendments and Modifications. Any amendments or modifications of this Agreement shall be made in writing and executed in the same manner as this original document and shall after execution become a part of this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

“DEVELOPER”

MARSICH INVESTMENTS, LLC.

By: *Daniel W. Marsich Jr.*

Title: *owner.*

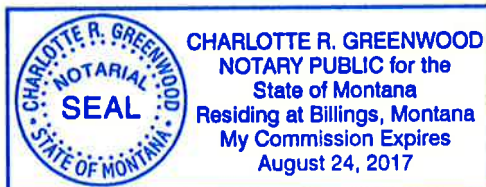
STATE OF MONTANA)

:SS

County of Yellowstone)

On this 22nd day of February, 2017, before me, a Notary Public in and for the State of Montana, personally appeared Daniel W. Marsich Jr. known to me to be the person who signed the foregoing instrument as Owner of DEVELOPER, and who acknowledged to me that said DEVELOPER executed the same.

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



Charlotte R Greenwood
Notary Public in and for the State of Montana
Printed name: _____
Residing at: _____
My commission expires: _____

This Agreement is hereby approved and accepted by City of Billings, this ____ day
of _____, 20____.

“CITY”

CITY OF BILLINGS, MONTANA

By: _____
Mayor

Attest: _____
City Clerk

STATE OF MONTANA)
 :SS
County of Yellowstone)

On this _____ day of _____, 20____, before me, a Notary Public
for the State of Montana, personally appeared _____,
and _____, known to me to be the Mayor and City
Clerk, respectively, of the City of Billings, Montana, whose names are subscribed to the
foregoing instrument in such capacity and acknowledged to me that they executed the
same on behalf of the City of Billings, Montana.

Notary Public in and for the State of Montana
Printed name: _____
Residing at: _____
My commission expires: _____

Approved as to Form:

City Attorney

WAIVER OF RIGHT TO PROTEST

FOR VALUABLE CONSIDERATION, the undersigned, Owner of the hereinafter described real property, does hereby waive the right to protest the formation of one or more Special Improvement Districts (SID) for the construction, reconstruction or maintenance of streets, curbs, gutter, concrete ribbons, sidewalks, driveways, survey monuments, street name signs, street lights, street light energy and maintenance, traffic control devices on-site and off-site inclusive as determined by an overall traffic accessibility study, specific realignments or relocation of sanitary sewer lines and water lines, valley gutters, culverts, storm sewer lines, if any, either within or without the area And other incidental improvements which the City of Billings may require.

The Waiver and Agreement shall run with the land and shall be binding upon the undersigned, its successors and assigns, and shall be recorded in the office of County Clerk and Recorder of Yellowstone County, Montana.

The real property hereinabove mentioned is more particularly described as follows:

Tract 3 of Amendment of Tracts 1, 2 and 3, Certificate of Survey No. 1648, Situated in the NE1/4 of Section 10, T 01S, R 25E, P.M.M., Yellowstone County, Montana

“DEVELOPER”

MARSICH INVESTMENTS, LLC.

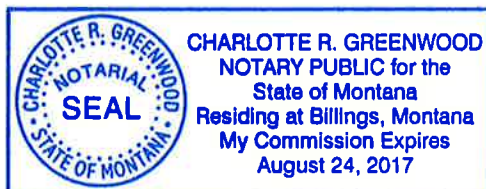
By: *Daniel A. Marsich Jr.*

Title: *owner.*

STATE OF MONTANA)
 :SS.
County of Yellowstone)

On this 22nd day of February, 20 17, before me, a Notary Public in and for the State of Montana, personally appeared *Daniel A. Marsich Jr.* known to me to be the person who signed the foregoing instrument as the *owner* of DEVELOPER, and who acknowledged to me that said DEVELOPER executed the same.

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



Charlotte R. Greenwood
Notary Public in and for the State of Montana
Printed name: _____
Residing at: _____
My commission expires: _____

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Cenex Pipeline, LLC Utility Easement at Coulson Park Park

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

Department: Parks/Rec/Public Lands

PROBLEM/ISSUE STATEMENT

Cenex Pipeline, LLC has requested a utility easement to install an 8 inch pipeline across Coulson Park and terminating in their property adjacent to the park. The pipeline will be directionally bored under the parkland, no open trenching is anticipated. The requested easement is for a portion of parkland located in Coulson Park along the Yellowstone River between the the I 90 freeway to the south and Highway 87 to the north. See Attachment #1.

ALTERNATIVES ANALYZED

City Council may approve or it may disapprove granting the easement.

FINANCIAL IMPACT

There is no financial impact to the park or to the City of Billings. Cenex Pipeline, LLC will be paying all costs associated with the installation. Any potential impacts to the Park will be corrected by them as per the guidelines established in the City of Billings Department of Parks, Recreation and Public Lands Park Easement Policy.

RECOMMENDATION

Staff recommends that the City Council approve the proposed easement.

APPROVED BY CITY ADMINISTRATOR

Attachments

Coulson Park Utility Easement

Return to:
City Clerk
City of Billings
PO Box 1178
Billings, MT 59103

CITY OF BILLINGS
DEPARTMENT OF PARKS, RECREATION AND PUBLIC LANDS

UTILITY RIGHT-OF-WAY EASEMENT

The **City of Billings**, for and in consideration of One Hundred Dollars \$ 100.00 in hand paid by the **Grantee**, the receipt whereof is hereby acknowledged, as agreed, hereby grants and conveys to Cenex Pipeline, LLC, **Grantee**, a **Utility Right-of Way Easement** on the following described City property:

A tract of land located in Coulson Park, of Section S34, Township T01 N, Range R26E, FRAC LOTS 3 & 4 & FRAC SESW4 BTWB RIVER & HWY P.M.M.
Yellowstone County, Montana. Said tract and easement strip located as shown on Exhibit "A" attached hereto and made a part hereof.

This easement to Cenex Pipeline, LLC, **Grantee**, is for the purpose of constructing, operating, maintaining, replacing and removing utility systems as described in attached Exhibit(s) concerning the above-described property, together with the right of free ingress and egress over and across said property for the above stated purpose subject to the conditions provided below. However, the **City of Billings** reserves the right to occupy and/or use the property in question for all purposes not inconsistent with the rights herein granted.

It is understood and agreed that the following conditions shall apply to this easement:

1. All utility installation located within this easement shall be located as required in the **Policy and Procedures on Utility Easements in City Parks** of the City of Billings.
2. **Grantee** shall install the underground utility and restore the lot to its original condition as approved by the **City of Billings**. Installation and restoration shall be completed within 45 days after construction.

3. **Grantee** shall notify the PRPL offices 48 hours in advance of any construction, maintenance or repairs. In the event of an emergency **Grantee** shall provide notice within 24 hours after access.
4. During operations in the easement **Grantee** shall keep site clear of any debris. The area shall be left in a condition equal to or better than the existing condition prior to access satisfactory to the Parks, Recreation and Public Lands (PRPL). **Grantee** shall coordinate all access routes with Grantor's Park Superintendent or designee.
5. **Grantee** shall take all necessary precautions to protect existing infrastructure including but not limited to structures, vegetation, utilities, irrigation, fencing, sidewalks and paths. Any and all damage shall be repaired at **Grantee's** expense to the satisfaction of PRPL. Damage not repaired in a reasonable time period shall be undertaken by PRPL and all expenses shall be billed to the **Grantee**.
6. To allow travel over and across the park by **Grantee**, linear portions of the utility installation shall be ten (10) feet in width (sufficient to allow access to necessary equipment for installation and repair purposes).
7. Protection of trees and facilities in the vicinity of the utility during installation and during any replacement, maintenance, or repairs shall comply with the **Policy and Procedures on Utility Easements in City Parks**.
8. **Grantee** shall maintain any surface equipment in such a manner as to preserve or enhance the safety and aesthetics of the surrounding park area and private housing lots as approved by the City of Billings.
9. All underground wire and cable installation shall be in conduit.
10. The easement shall not be assignable by the Grantee to any other utility for any use other than that specifically described in the easement.
11. Subject to the condition in # 10 above, this easement shall run with the land and be binding upon successors in interest should ownership of said described tract change in the future.
12. **Indemnity and Insurance:** As partial consideration for the permission to obtain this easement across City parkland, **Grantee** agrees to indemnify, defend and save the City, its officers, agents and employees harmless from any and all losses, damages, judgments, causes of action and liability, including reasonable attorney's fees occasioned by, growing out of, or in any way arising or resulting from any intentional or negligent act or omission on the part of **Grantee** or its contractors, subcontractors, agents or employees. For this purpose, Contractor shall provide City with proof of Commercial General Liability insurance issued by a reliable company or companies for personal injury and property damage, in an amount not less than \$750,000 per claim, and in an amount not less than \$1.5 million per occurrence, and naming the City as an additional insured. The insurance must be in a form suitable to and approved by City.
13. Noncompliance with any of the above terms and conditions, may result in the City exercising any or all available remedies up to and including termination of this easement if **Grantee** fails to initiate action to remedy the non-compliance after fifteen (15) calendar days written notice from the City.

Dated this _____ day of _____, 20_____.

By: _____
Mayor

Attest:

By: _____
City Clerk

State of Montana)
) ss.
County of Yellowstone)

On this ____ day of _____ 20_____, before me, a Notary Public in and for the State of Montana, personally appeared _____ and _____, known to me to be the Mayor and City Clerk of Billings, respectively, and acknowledged to me that they duly executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

Notary Public for the State of Montana

Printed Name

Residing at _____

My commission expires _____

Exhibit "A"
CITY OF BILLINGS
PO BOX 1178 BILLINGS, MT 59103

LEGEND

	BOUNDARY LINE		EASEMENT LINE
	PROPOSED LINE		PROPOSED PIPE LINE

N

300 0 300 600
SCALE FEET

Yellowstone River Pipeline Crossing
 Canex Pipeline LLC
 Section 34, Twp. 1 N. Rgs. 26 E. P.M.M. Yellowstone County, Montana
 1 of 1

KLJ
 4715100
 521717



CERTIFICATE OF LIABILITY INSURANCE

Page 1 of 1

DATE (MM/DD/YYYY)
02/17/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Willis of Minnesota, Inc. c/o 26 Century Blvd. P. O. Box 305191 Nashville, TN 37230-5191		CONTACT NAME: PHONE (A/C NO. EXT): 877-945-7378 FAX (A/C NO.): 888-467-2378 E-MAIL ADDRESS: certificates@willis.com	
INSURED CBS Inc. Attn: Brad Wiggins P.O. Box 64089, MS 210 St. Paul, MN 55164-0089		INSURER(S) AFFORDING COVERAGE INSURER A: Old Republic Insurance Company NAIC# 24147-001 INSURER B: Lexington Insurance Company 19437-000 INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 25221080

REVISION NUMBER: See Remarks

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

INSR LTR	TYPE OF INSURANCE	ADOL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR ☒ \$4,000,000 SIR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC ☐ OTHER:	Y		MWZY 305412	9/1/2015	9/1/2018	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ Excluded PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 1,000,000 PRODUCTS - COMPO P AGG \$ 1,000,000
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	☒ UMBRELLA LIAB ☒ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☒ RETENTION \$1,000,000			62785389	9/1/2016	9/1/2017	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/ MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A				☐ PER STATUTE ☐ OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

THIS VOIDS AND REPLACES PREVIOUSLY ISSUED CERTIFICATE DATED: 2/16/2017 WITH ID: 25220861

Cenex Pipeline, LLC

City of Billings is hereby granted Additional Insured status per written agreement on the General Liability policy.

CERTIFICATE HOLDER

CANCELLATION

City of Billings PO Box 1178 Billings, MT 59103	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	---

Coll:5034877 Tpl:2077907 Cert:25221080 ©1988-2015 ACORD CORPORATION. All rights reserved.

ACORD 25 (2016/03)

The ACORD name and logo are registered marks of ACORD

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Northwestern Corporation DBA NorthWestern Energy Utility Easement in
Parkland West Park

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

Department: Parks/Rec/Public Lands

PROBLEM/ISSUE STATEMENT

NorthWestern Energy has requested a utility easement in the Parkland West Park to replace deteriorated underground electric distribution service lines. The replacement lines will be directionally bored under the parkland and no open trenching is anticipated. The requested easement is for a portion of parkland located in Parkland West Park generally located at the intersections of South 32nd Street West and Monad Road. See Attachment #1.

ALTERNATIVES ANALYZED

City Council may approve or disapprove the easement.

FINANCIAL IMPACT

There is no financial impact to the park or to the City of Billings. NorthWestern Energy will be paying all costs associated with the installation. Any potential impacts to the Park will be corrected by them as per the guidelines established in the City of Billings Department of Parks, Recreation and Public Lands Park Easement Policy.

RECOMMENDATION

Staff recommends that the City Council approve the proposed easement.

APPROVED BY CITY ADMINISTRATOR

Attachments

Parkland West Utility Easement
Easement Application
Parkland West Plat

Return to:
City Clerk
City of Billings
PO Box 1178
Billings, MT 59103

CITY OF BILLINGS
DEPARTMENT OF PARKS, RECREATION AND PUBLIC LANDS

UTILITY RIGHT-OF-WAY EASEMENT

The **City of Billings**, for and in consideration of One Hundred Dollars \$ 100.00 in hand paid by the **Grantee**, the receipt whereof is hereby acknowledged, as agreed, hereby grants and conveys to NorthWestern Corporation DBA NorthWestern Energy, **Grantee**, a **Utility Right-of Way Easement** on the following described City property:

A tract of land consisting of 26,160 square feet located in Parkland West Park,
Situated in the N. 1/2 of Section 11, Township 1S., Range 25E P.M.M., Yellowstone County, Montana.
Said tract and easement strip located as shown on Exhibit "A" attached hereto and made a part hereof.

This easement to NorthWestern Corporation DBA NorthWestern Energy, **Grantee**, is for the purpose of constructing, operating, maintaining, replacing and removing utility systems as described in attached Exhibit(s) concerning the above-described property, together with the right of free ingress and egress over and across said property for the above stated purpose subject to the conditions provided below. However, the **City of Billings** reserves the right to occupy and/or use the property in question for all purposes not inconsistent with the rights herein granted.

It is understood and agreed that the following conditions shall apply to this easement:

1. All utility installation located within this easement shall be located as required in the **Policy and Procedures on Utility Easements in City Parks** of the City of Billings.
2. **Grantee** shall install the underground utility and restore the lot to its original condition as approved by the **City of Billings**. Installation and restoration shall be completed within 45 days after construction.
3. **Grantee** shall notify the PRPL offices 48 hours in advance of any construction, maintenance or repairs. In the event of an emergency **Grantee** shall provide notice within 24 hours after access.
4. During operations in the easement **Grantee** shall keep site clear of any debris. The area shall be left in a condition equal to or better than the existing condition prior to access satisfactory to the Parks, Recreation and Public Lands (PRPL). **Grantee** shall coordinate all access routes with Grantor's Park Superintendent or designee.

5. **Grantee** shall take all necessary precautions to protect existing infrastructure including but not limited to structures, vegetation, utilities, irrigation, fencing, sidewalks and paths. Any and all damage shall be repaired at **Grantee's** expense to the satisfaction of PRPL. Damage not repaired in a reasonable time period shall be undertaken by PRPL and all expenses shall be billed to the **Grantee**.
6. To allow travel over and across the park by **Grantee**, linear portions of the utility installation shall be ten (10) feet in width (sufficient to allow access to necessary equipment for installation and repair purposes).
7. Protection of trees and facilities in the vicinity of the utility during installation and during any replacement, maintenance, or repairs shall comply with the **Policy and Procedures on Utility Easements in City Parks**.
8. **Grantee** shall maintain any surface equipment in such a manner as to preserve or enhance the safety and aesthetics of the surrounding park area and private housing lots as approved by the City of Billings.
9. All underground wire and cable installation shall be in conduit.
10. The easement shall not be assignable by the Grantee to any other utility for any use other than that specifically described in the easement.
11. Subject to the condition in # 10 above, this easement shall run with the land and be binding upon successors in interest should ownership of said described tract change in the future.
12. **Indemnity and Insurance:** As partial consideration for the permission to obtain this easement across City parkland, **Grantee** agrees to indemnify, defend and save the City, its officers, agents and employees harmless from any and all losses, damages, judgments, causes of action and liability, including reasonable attorney's fees occasioned by, growing out of, or in any way arising or resulting from any intentional or negligent act or omission on the part of **Grantee** or its contractors, subcontractors, agents or employees. For this purpose, Contractor shall provide City with proof of Commercial General Liability insurance issued by a reliable company or companies for personal injury and property damage, in an amount not less than \$750,000 per claim, and in an amount not less than \$1.5 million per occurrence, and naming the City as an additional insured. The insurance must be in a form suitable to and approved by City.
13. Noncompliance with any of the above terms and conditions, may result in the City exercising any or all available remedies up to and including termination of this easement if **Grantee** fails to initiate action to remedy the non-compliance after fifteen (15) calendar days written notice from the City.

Dated this _____ day of _____, 20_____.

By: _____
Mayor

Attest:

By: _____
City Clerk

State of Montana)
) ss.
County of Yellowstone)

On this ____ day of _____ 20_____, before me, a Notary Public in and for the State of Montana, personally appeared _____ and _____, known to me to be the Mayor and City Clerk of Billings, respectively, and acknowledged to me that they duly executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

Notary Public for the State of Montana

Printed Name

Residing at _____

My commission expires _____



CITY OF BILLINGS DEPARTMENT OF PARKS, RECREATION AND PUBLIC LANDS

EASEMENT APPLICATION FORM

All Easements are Subject to City Council Approval.

Name of Utility Company Northwestern Corporation DBA NorthWestern Energy

Address 11 E. Park Street, Butte, MT

City Butte State MT Zip Code 59701

Contact Person Ben Rostocki Phone (Cell) 633-5166 (Office) 655-2547

Type of Utility: Underground electric distribution service lines

Purpose of Easement: Replacement of deteriorated electric service lines

Type of Easement Requested: Service X Non-Service NOTE: Reference Policy on
Utility Easements in Parks

Easement Square Footage: 26,160 sq ft

Name of Park: Parkland West

Park Location (nearest intersection and directions to proposed easement location):

Easement located along east edge of park boundary along S. 32nd St W. and along
northern edge of the park boundary along Monad Rd

Anticipated Construction Start Date: 2/27/2017

Anticipated Construction Completion (45 calendar days) 5/1/2017

Please attach a detailed to scale drawing of the subject site. Identify the location of all trees, shrubs and park features within 40 feet of the proposed easement. Show location and dimension of proposed easement. Show proposed easement in relation to the property line of the park.

Utility Company shall obtain an Excavation Surety Bond with Insurance in compliance with City of Billings Ordinance 03-5250. See Procedure to Obtain a Utility Easement in City Parks (attached).

Attach copy of current excavation bond and insurance certificates with this application.

PARKLAND WEST SUBDIVISION-1ST FILING

SITUATED IN THE N1/2 SECTION II, T1S, R25E, PMM.

YELLOWSTONE COUNTY, MONTANA

FOR: THE ELKIN COMPANY

PLAT & SURVEY BY: SANDERSON/STEWART/GASTON ENGINEERING INC

MAY, 1982
BILLINGS, MONTANA

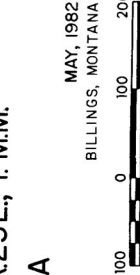
SCALE 1"=100'

PARKLAND WEST SUBDIVISION
CURVE DATA

Q	A	R	L
1	90°00'00"	10.00'	15.71'
2	00°17'11"	2050.00'	10.25'
3	10°25'35"	55.00'	10.01'
4	10°25'35"	2055.00'	10.01'
5	08°00'38"	2845.00'	397.76'
6	88°27'52"	10.00'	15.44'
7	11°25'34"	765.00'	152.56'
8	02°53'58"	1795.81'	90.88'
9	85°45'48"	10.00'	14.97'
10	01°07'21"	4630.00'	90.71'
11	96°42'16"	1795.81'	14.58'
12	02°51'48"	1795.81'	89.75'
13	00°59'41"	4790.00'	83.17'
14	17°59'32"	1855.81'	582.77'
15	11°16'58"	1795.81'	353.63'
16	02°54'52"	1795.81'	86.26'
17	02°54'52"	1795.81'	88.98'
18	03°00'23"	1795.81'	14.25'
19	02°14'52"	522.00'	20.48'
20	02°14'52"	522.00'	107.49'
21	11°53'20"	422.00'	87.56'
22	26°17'20"	522.00'	239.51'
23	91°49'11"	10.00'	16.03'
24	12°21'58"	695.00'	150.00'
25	02°22'08"	2055.81'	85.83'
26	01°36'59"	35.00'	77.34'
27	03°11'33"	1316.15'	97.74'
28	03°38'43"	765.00'	76.73'
29	10°52'14"	765.00'	145.14'
30	82°53'12"	10.00'	14.47'
31	17°04'38"	582.00'	173.47'
32	02°21'58"	130.71'	130.71'
33	07°57'02"	582.00'	67.42'
34	06°38'15"	582.00'	67.42'
35	07°35'41"	582.00'	67.42'
36	02°53'54"	1855.81'	93.97'
37	02°40'11"	1855.81'	86.47'
38	02°50'59"	2050.00'	100.10'
39	02°43'18"	1955.81'	91.13'
40	02°40'11"	1955.81'	96.93'
41	00°43'38"	1316.15'	16.71'

Centerline Road Curve Data

Q	A	R	L
1	08°00'38"	2845.00'	403.35'
2	05°58'22"	1825.81'	190.33'
3	01°34'29"	4660.00'	128.08'
4	27°18'44"	1825.81'	870.34'
5	09°57'43"	2085.81'	362.65'
6	11°01'24"	2345.81'	451.31'
7	19°27'15"	752.00'	435.95'
8	25°17'45"	1186.15'	527.88'
9	25°17'45"	926.15'	408.89'
10	25°17'45"	666.15'	294.10'
11	25°17'45"	450.00'	198.67'
12			



MAY, 1982
BILLINGS, MONTANA

SCALE 1"=100'

FOR: THE ELKIN COMPANY
PLAT & SURVEY BY: SANDERSON/STEWART/GASTON ENGINEERING INC

SITUATED IN THE N1/2 SECTION II, T1S, R25E, PMM.
YELLOWSTONE COUNTY, MONTANA

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2	05°58'22"	1825.81'	190.33'
3	01°34'29"	4660.00'	128.08'
4	27°18'44"	1825.81'	870.34'
5	09°57'43"	2085.81'	362.65'
6	11°01'24"	2345.81'	451.31'
7	19°27'15"	752.00'	435.95'
8	25°17'45"	1186.15'	527.88'
9	25°17'45"	926.15'	408.89'
10	25°17'45"	666.15'	294.10'
11	25°17'45"	450.00'	198.67'
12			

Centerline Road Curve Data

Q	A	R	L
1	08°00'38"	2845.00'	403.35'
2	05°58'22"	1825.81'	190.33'
3	01°34'29"	4660.00'	128.08'
4	27°18'44"	1825.81'	870.34'
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5	09°57'43"	2085.81'	362.65'
6	11°01'24"	2345.81'	451.31'
7	19°27'15"	752.00'	435

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Donation of cameras to the Laurel Police Department

PRESENTED BY: Rich St. John, Police Chief

Department: Police

PROBLEM/ISSUE STATEMENT

The Police Department has replaced older cameras with cameras containing newer technology. The old cameras are still-shot digital cameras that patrol officers and detectives used to document accidents, evidence and crime scenes. The Billings Police Department doesn't use the cameras but they are still functional and could be used by other, smaller police departments. The Laurel Police Department has expressed a need for this equipment and the Billings Police Department has thirteen (13) cameras that it could donate, along with battery packs and chargers, cables and lenses. The City's purchasing procedures allows this donation with City Council approval.

ALTERNATIVES ANALYZED

City Council may:

- Approve donating the cameras and related equipment to the Laurel Police Department; or
- Not approve donating the cameras and related equipment to the Laurel Police Department

FINANCIAL IMPACT

The total estimated value of the donation is \$2,165. If the cameras aren't donated, the department would place them in an auction or destroy them.

RECOMMENDATION

Staff recommends that the City Council approve donating 13 used Billings Police Department cameras and related equipment to the Laurel Police Department.

APPROVED BY CITY ADMINISTRATOR

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Second Reading of Animal Control Ordinance Allowing/Regulating
Hobbyist Beekeeping

PRESENTED BY: Rich St. John, Police Chief

Department: Police

PROBLEM/ISSUE STATEMENT

The Animal Control Board conducted several meetings to review the existing City Code prohibiting beekeeping within City limits. The Board was unanimous in the decision to recommend to the Mayor and City Council to allow hobbyist beekeeping. On February 27, 2017 the first reading was approved at the City Council meeting. The proposed code changes will allow hobbyist beekeeping in the City, subject to permits issued by the City. The ordinance will take effect 30 days following its second reading approval. At its last meeting, the Council approved an amendment to the Animal Control fees that sets an annual hobbyist beekeeping permit at \$10 and it will take effect at the same time as the ordinance.

ALTERNATIVES ANALYZED

The City Council may

- Approve the proposed ordinance allowing hobbyist beekeeping within the City, or;
- Disapprove the proposed ordinance. Disapproving it would bring no change to the existing ordinance, which prohibits hobbyist beekeeping.

FINANCIAL IMPACT

There is a small financial impact to the General Fund with a recommended \$10 permit fee. Enforcement costs should be negligible.

RECOMMENDATION

The Animal Control Board and City staff recommend that the City Council approve the ordinance on second reading that allows hobbyist beekeeping within the City.

APPROVED BY CITY ADMINISTRATOR

Attachments

Beekeeping Ordinance

ORDINANCE NO. 17 - _____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE BE AMENDED BY REVISING SECTION 4-305 AND PROVIDING THAT THE KEEPING OF A HOBBYIST APIARY SITE BY A HOBBYIST BEEKEEPER BE ALLOWED, IF PERMITTED; SETTING CERTAIN REQUIREMENTS AND A PENALTY.

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

Section 1. That Section 4-305 of the Billings, Montana City Code be amended so that such section shall read as follows:

Sec. 4-305. Keeping apiary prohibited, except city permitted hobbyist apiary sites.

(a) No person shall keep or maintain, on any premises, property or place in the city, hives or colonies of bees, except as allowed in this section. Nothing in this section or chapter shall be intended or interpreted to modify or supersede any applicable land use or rental restrictions including but not limited to covenants, conditions and restrictions and Montana Code Annotated landlord-tenant statutes, or individual landlord rules and policies. Further, nothing in this section or chapter shall be intended or interpreted to supersede any applicable state or federal regulation of bees or beekeeping.

(b) Definitions.

(1) *Apiary* means the location where one or more hives containing honeycombs or bee comb are kept.

(2) *Bees* means any stage of *Apis mellifera* and all European subspecies.

(3) *Hive* means a frame hive, box hive, observation hive, receptacle or container or part of a container, natural or artificial, used as a domicile for bees that is clearly recognized for that use.

(4) *Hobbyist apiary site* means an apiary site registered by a hobbyist beekeeper with the department of agriculture, provided in Sec. 2-15-3001, MCA.

(5) *Hobbyist beekeeper* means a person who owns a total of two (2) hives.

(c) Hobbyist apiary site permitted. A hobbyist apiary site is permitted within the city limits by a hobbyist beekeeper if the site is permitted by Animal Control. Only one hobbyist apiary site permit is allowed for an applicant and only one hobbyist apiary site permit is allowed for a single family parcel, business, or school. No apiary site is permitted on nor shall a permit be granted for two family or multi-family parcels. No apiary site shall be located in a front yard of a single family parcel, business or school.

(d) Exhibition purpose permitted. If the hobbyist apiary site is for the purpose of exhibition, the site shall be allowed one observation hive which does not have more than three (3) frames; each frame may be no larger than ten inches by twenty inches (10" x 20") in size with no more than a total of two (2) pounds of bees for the exhibit.

(e) Permitting requirements and conditions. A hobbyist beekeeper may own, use, or maintain a hobbyist apiary site within the city provided the hobbyist beekeeper first obtains an annual apiary permit from the Billings Animal Control. All hobbyist apiary sites shall be registered annually with Animal Control prior to April 1st of each year. The annual permit fee shall be established by City Council resolution.

A hobbyist beekeeper with a hobbyist apiary permit must:

(1) Certify that the hobbyist beekeeper has no more than two (2) hives on lots smaller than one acre and show proof that the

- hobbyist apiary site is registered with the State of Montana department of agriculture as a hobbyist apiary site, pursuant to section 80-6-114, Montana Code Annotated;
- (2)Certify that the hobbyist beekeeper is the owner of the bees and that the hobbyist beekeeper will personally manage, maintain and operate the apiary site;
 - (3)Certify that the hobbyist apiary site uses hives that are movable and framed with adequate space in the hive to prevent overcrowding and swarming;
 - (4)Certify that the hobbyist beekeeper will promptly ensure that the hobbyist apiary site is re-queened or united with another hive following any swarming or aggressive behavior by the bees of that site or any hive therein;
 - (5)Certify that the hobbyist beekeeper will not manipulate the hobbyist apiary site between the hours of sunset and sunrise unless the hives are being moved to or from that site or any hive therein;
 - (6)Provide the property owner's written consent allowing Billings Animal Control officers and its assigns to enter upon the property where the hobbyist apiary site is located for the purpose of compliance checks before licensing and relicensing and for the purpose of abatement and removal of the hobbyist apiary site if the permit is revoked;
 - (7)Present a site plan of the hobbyist apiary site showing:

 - i. That the hobbyist apiary site is located on property owned or leased by the hobbyist beekeeper;
 - ii. Availability of a water source that is within twenty feet (20') of the hobbyist apiary site for the active duration of the site; and
 - iii. That the hobbyist apiary site will either be kept at least fifteen feet (15') from the boundary lines of adjacent property owned by another person or public right-of-way and that there is a privacy fence barrier six feet (6') high that prohibits the direct flight of bees that is erected between the site and adjoining property.

- (f) Unpermitted apiary prohibited. It is unlawful for any person, firm or corporation to maintain any hives on its property, except for city permitted hobbyist apiary sites.
- (g) Revocation of permit. After providing ten(10) days written notice of the violation and an opportunity to correct the violation, the city administrator may revoke the permit of the hobbyist apiary site if the violation continues uncorrected after the ten (10) day period.
- (h) Changes to standards. Future changes to standards contained in this section shall require any permit holder to comply with any new standard, regulation, or condition and no notice to a permit holder is required prior to enforcement of any new standard beyond that required for adoption of a new or revised ordinance.
- (i) Penalty. Violations of this section are designated as municipal infractions and punishable by civil penalties as specified in sections 4-310 and 18-1304, BMMC. In addition, any violations will result in the hobbyist apiary permit being revoked by the city administrator.

Section 2. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of these ordinances are declared to be severable.

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

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

APPROVED on first reading this 27th day of February 2017.

ADOPTED and APPROVED on second reading this ____ day of
_____, 2017.

CITY OF BILLINGS

By _____
Thomas W. Hanel, Mayor

ATTEST:

By _____
Denise R. Bohlman, City Clerk

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Second and Final Reading Amendments to City Ordinance Requiring Certain Forms of Identification from Sellers

PRESENTED BY: Brent Brooks, City Attorney

Department: Legal

PROBLEM/ISSUE STATEMENT

Councilmember McFadden sponsored a Council Initiative on September 26, 2016, as follows:

"Moved to have the Legal Department review Ordinance 83-4552 regarding amending proof of identification of sellers to pawnbrokers, Second-hand dealers and valuable article dealer transactions."

The motion was seconded and Council approved it.

Staff met and determined the necessary amendments to City Code Section 7-504, which codifies Ordinance Number 83-4552. The proposed amendments are shown by strikethroughs and underlines on the attached draft. The attached amendments provide that all acceptable identification must be issued by a governmental entity and such identification must contain a photograph of the seller.

The Council unanimously approved the Ordinance amendments on First Reading during its February 13, 2017, Regular Business meeting.

ALTERNATIVES ANALYZED

City Council may:

- Approve the proposed amendments to City Code Section 7-504, or;
- Disapprove the proposed amendments to Section 7-504, or;
- Provide additional amendments to Section 7-504, during Second Reading

FINANCIAL IMPACT

There is no financial impact to the City if the proposed amendments are approved.

RECOMMENDATION

Staff recommends that the City Council approve amendments to Section 7-504, BMCC upon Second Reading.

APPROVED BY CITY ADMINISTRATOR

Attachments

Pawnbroker Ordinance Amendment

ORDINANCE NO. 17-_____

AN ORDINANCE OF THE CITY OF BILLINGS, MONTANA, PROVIDING THAT THE BILLINGS, MONTANA, CITY CODE SECTION 7-504 (a) BE AMENDED BY PROVIDING FOR ADDITIONAL FORMS OF ACCEPTABLE IDENTIFICATION FOR SECONDHAND BUSINESSES OR PAWNBROKERS TO ACCEPT WHEN PURCHASING GOODS FROM A SELLER.

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

Section 1: That Section 7-504(a) of the Billings, Montana, City Code is amended to read as follows:

(a) No purchaser shall purchase, receive, pledge, pawn or exchange any valuable article, secondhand goods or used merchandise without first securing adequate identification from the seller. Only the following Adequate government-issued identification containing a photograph shall be accepted limited to the following:

- (1) Any valid state's valid driver's license; or
- (2) Any state's valid identification card ; or
- (2) ~~A valid driver's license containing a picture, issued by another state;~~ or
- (3) A military identification card; or
- (4) A valid passport; or
- (5) An alien registration card., or
- (6) A tribal identification card

(b) In addition to the above, if the seller is not known personally to the purchaser, the purchaser shall obtain from each seller, a clear print of the right thumb. Such print shall be attached to the register required above and surrendered to the city at the time the daily register is required.

Section 2. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of these ordinances are declared to be severable.

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

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

APPROVED on first reading this ____ day of _____, 2017.

ADOPTED and APPROVED on second reading this ____ day of _____, 2017.

CITY OF BILLINGS

By _____
Thomas W. Hanel, Mayor

ATTEST:

By _____
Denise R. Bohlman, City Clerk

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Second Final Reading Ordinance Repealing Hotel Registry Ordinance
Section 7-602, Billings, Montana City Code

PRESENTED BY: Brent Brooks, City Attorney

Department: Legal

PROBLEM/ISSUE STATEMENT

In late 2015 and early 2016, an issue arose as to the application of current City Ordinance Section 7-602. This very brief ordinance requires a hotel to keep a registry of guests occupying a room and allows a city official to inspect this hotel guest registry upon request. This ordinance has been in the City Code for decades and there is no useful legislative history as to its original intended purposes. However, the ordinance has mostly remained unutilized over the past few years and particularly since the mid-2015 U.S Supreme Court case of City of Los Angeles v. Patel struck down a similar Los Angeles, California city ordinance. Some other Montana cities have a similar ordinance, however it is unknown as to whether such similar ordinances are enforced or have been repealed.

A meeting was held with the Yellowstone County Lodging Association, Police Chief St. John, Deputy Yellowstone County Attorney Dan Schwarz and City Attorney Brent Brooks in the fall of 2015 to discuss the continued existence of the ordinance with amendments conforming to the above case or to simply repeal it. The consensus of the meeting was that the ordinance was no longer needed nor useful, should be repealed and would continue to be unenforced based on the above case pending recommended repeal.

Based on the above case and with the repeal of this ordinance, law enforcement may continue to obtain hotel registry information in one of three ways:

1. The hotel may consent to the registry access; or,
2. The hotel may refuse access and law enforcement may then apply for a search warrant to obtain access to the registry. A search warrant requires certain procedural steps and a factual basis for the search which is then presented to and reviewed and approved by a judge; or,
3. If a true emergency exists (often referred to in case law as "exigent circumstances") where there is no time to obtain a search warrant, law enforcement may require immediate access to the registry without consent and without a search warrant. This may occur depending on the facts of the specific situation indicating an emergency.

The draft of the proposed ordinance repeal is attached to this memorandum.

ALTERNATIVES ANALYZED

City Council may:

- Approve the repeal of Ordinance Section 7-602, or
- Disapprove repeal of Ordinance Section 7-602, or
- Amend Ordinance Section 7-602 to comply with City of Los Angeles v. Patel.

FINANCIAL IMPACT

There is no financial impact with repeal of this ordinance.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and approve this ordinance repealing City Code Section 7-602 on First Reading.

APPROVED BY CITY ADMINISTRATOR

Attachments

Hotel Registry Repeal Ordinance

ORDINANCE NO. 17-_____

AN ORDINANCE OF THE CITY OF BILLINGS, MONTANA,
PROVIDING THAT THE BILLINGS, MONTANA, CITY CODE BE
AMENDED BY REPEALING SECTION 7-602 IN ITS ENTIRETY
WHICH CURRENTLY REQUIRES A HOTEL REGISTRY TO BE
AVAILABLE FOR CITY INSPECTION UPON REQUEST.

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

Section 1. That Section 7-602 of the Billings, Montana City Code is hereby repealed in its
entirety.

~~Sec. 7-602. Register of guests.~~

~~Every person keeping, conducting, running or managing a motel, hotel, tourist home or
rooming house and lodging house shall keep a register in which shall be entered the names of
each and every person occupying any room with the number, if any, or description of the room
occupied by such person. It shall be the duty of the person running such motel, hotel, tourist
home or rooming house and lodging house to make such entry, or see that such entry is made
in the register before such guest or lodger begins to occupy the room and to cancel such
registration immediately upon the vacation of the room. Such register shall be open to the
inspection of the city, at all times, day and night.~~

~~(Code 1967, § 5-38-040; Ord. No. 89-4784, § 2, 5-8-89)~~

Section 2. Severability. If any provision of this ordinance or the application thereof to any
person or circumstances is held invalid, such invalidity shall not affect the other provisions of
this ordinance which may be given effect without the invalid provisions or application, and, to
this end, the provisions of these ordinances are declared to be severable.

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

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

APPROVED on first reading this 27th day of February, 2017.

ADOPTED and APPROVED on second reading this 13th day of March, 2017.

CITY OF BILLINGS

BY: _____
Thomas W. Hanel, Mayor

ATTEST:

BY: _____
Denise R. Bohlman, City Clerk

Draft For First Reading

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Southgate Subdivision, 2nd Filing, Amended Lot 2B-1A, Block 2 -
Preliminary Subsequent Minor Plat

PRESENTED BY: Wyeth Friday

Department: Planning & Community Services

PROBLEM/ISSUE STATEMENT

On February 1, 2017 Sanderson Stewart, agent for Billings Lodging Investors LLC, applied for preliminary Subsequent Minor plat approval for Southgate Subdivision, 2nd Filing, Amended Lot 2B-1A, Block 2. The proposed subdivision creates 2 lots from one commercial lot. The subject property is generally located at 5110 Southgate Drive. The property is zoned Highway Commercial (HC). There is an existing hotel on the property on the western side of the parcel with the proposed new lot in the southeast corner. The new lot will be created for new commercial construction.

ALTERNATIVES ANALYZED

In accordance with state law, the City Council has 35 working days to act upon this minor preliminary plat. The 35 working day review period for the proposed plat ends on March 23, 2017. State and City subdivision regulations also require that preliminary plats be reviewed using specific criteria, as stated within this report. The City may not unreasonably restrict an owner's ability to develop land if the subdivider provides evidence that any identified adverse effects can be mitigated. Within the 35 working day review period, the City Council is required to:

1. Approve;
2. Conditionally Approve; or
3. Deny the Preliminary Plat

VARIANCES REQUESTED

No variances from the City Subdivision Regulations have been requested.

FINANCIAL IMPACT

If the City Council approves the preliminary plat, the subject property may further develop under private ownership, resulting in additional tax revenues.

BACKGROUND

PROCEDURAL HISTORY

- A pre-application meeting was held on January 5, 2017 to discuss the proposal.
- The preliminary plat application was submitted to the Planning Division on February 1, 2017
- Departmental review comments were returned on February 16, 2017.
- The City Council will consider the preliminary plat on March 13, 2017.
- The 35 working-day preliminary plat review period ends March 23, 2017.

PLAT INFORMATION

General location:	Generally located at 5110 Southgate Drive
Legal Description: Block 2	Southgate Subdivision, 2 nd Filing, Amended Lot 2B-1A,
Owner/Subdivider:	Billings Lodging Investors LLC
Engineer and Surveyor:	Sanderson Stewart
Existing Zoning:	HC
Existing land use:	Commercial / Parking Lot
Proposed land use:	Commercial
Gross and Net area:	4.35 acres
Proposed number of lots:	2
Lot size:	Max: 3.35 acres Min.: 1 acre
Parkland requirements: exempt from parkland dedication.	In accordance with 76-3-621(3)(c), MCA this subdivision is
Variance requested:	No variances have been requested.

STAKEHOLDERS

A public hearing is not scheduled for the City Council meeting; however nearby property owners may attend the City Council meeting. The Planning Division has received no public comments or questions regarding the proposed subdivision.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

The Findings of Fact attached to this memo provides information on consistency with adopted plans and policies.

SUMMARY

One of the purposes of the City's subdivision review process is to identify potential negative effects of property being subdivided. When negative effects are identified, it is the subdivider's responsibility to mitigate those effects. Various City departments have reviewed this application and provided input on effects and mitigation. The Findings of Fact, which are presented as an attachment, discuss potential negative impacts of the subdivision and conditions of approval are recommended as measures to further mitigate any impacts. In this case, there were found to be minimal impacts from this proposed subdivision.

RECOMMENDATION

Planning staff recommends the following conditions of approval:

1. To ensure the provision of easements for utilities, prior to final plat approval the subdivider shall provide utility easements on the final plat for proposed water and sewer line as well as those requested by the private utility companies.
2. Minor changes may be made in the SIA and final documents, as requested by the Planning, Legal or Public Works Departments to clarify the documents and bring them into the standard acceptable format.
3. The final plat shall comply with all requirements of the City of Billings Subdivision Regulations, rules, regulations, policies, and resolutions of the City of Billings, and the laws and Administrative Rules of the State of Montana.

APPROVED BY CITY ADMINISTRATOR

Attachments

Findings of Fact
Proposed Plat
Site Photos
Draft SIA
Mayors Letter

FINDINGS OF FACT

The Planning staff has prepared the Findings of Fact for the preliminary plat of Southgate Subdivision, 2nd Filing, Amended Lot 2B-1A, Block 2. These findings are based on the preliminary plat application and supplemental documents and address the review criteria required by the Montana Subdivision and Platting Act (76-3-608, MCA) and the Billings Subdivision Regulations (Section 23-303(H), BMCC).

A. What are the effects on agriculture, local services, the natural environment, wildlife, wildlife habitat, and public health, safety and welfare? [MCA 76-3-608 (3)(a) and BMCC 23-303(H)(1)]

1. Effect on agriculture and agricultural water user facilities

The subject property is not used for agriculture, and has no agriculture irrigation facilities serving it. There is currently one commercial use, a hotel, on the subject lot and the owners are proposing to create one additional lot for infill development. The proposal may help alleviate development pressure on existing agricultural areas by creating additional lots on under used areas already within the urban core. There is no anticipated negative effect on agricultural irrigation facilities or agriculture from this proposal.

2. Effect on local services

- a. **Utilities** – Water service for the proposed lots is provided by the City of Billings. There is existing water service from a water main in Southgate Drive for the existing commercial structure. The applicant is proposing to provide a second connection to the water line in Southgate Drive for the new lot. This will be in an easement running through the existing parking lot to the proposed new lot. When the new lot develops any applicable fees will be paid at that time. No changes are proposed to the existing water service to the existing commercial use. All water line installation shall meet City of Billings Public Works Department and Montana DEQ standards, rules, and regulations. This requirement is called out in the SIA under the heading **VI. Utilities**.

Sewer services are to be provided by the City of Billings. The existing sewer service is from the sewer main in Southgate Drive. The applicant is proposing to provide a second connection to the sewer line in Southgate Drive for the new lot. When the new lot develops any applicable fees will be paid at that time. No changes are proposed to the existing sewer service to the existing commercial use. All sewer line installation shall meet City of Billings Public Works Department and Montana DEQ standards, rules, and regulations. This requirement is called out in the SIA under the heading **VI. Utilities**.

Private utilities such as electric and gas are available to the lots upon development. To ensure the proper utility easements are provided, it is recommended that the developer consult with the utility companies and place the requested easements on the final plat.
(Condition #1)

- b. **Storm water** – Storm drainage shall be provided by a combination of surface drainage, curb and gutters, and storm drain piping. All drainage improvements shall comply with

the provisions set forth in Chapter 28, BMCC, and the *Stormwater Management Manual* in place at the time of development. A complete stormwater management plan shall be submitted to the City Engineering Division and Montana Department of Environmental Quality for review and approval at the time of development. This requirement is called out in the SIA under the heading **V. Storm Drainage**.

- c. **Solid waste** - The City of Billings will provide solid waste collection and disposal. The City's landfill has adequate capacity for this waste.
- d. **Streets** – The property currently has an existing access on Southgate Drive. This proposed subdivision will create a shared access for both lots from Southgate Drive. A reciprocal access easement will be created with this subdivision to provide physical and legal access to Southgate Drive for both properties.
- e. **Emergency services** - The Billings Police and Fire Departments will respond to emergencies within the proposed subdivision. The nearest Fire Station is located at 475 6th Street West (Station #4). The subdivision is located within the ambulance service area of American Medical Response.
- f. **Schools** – This subdivision should have a minimal effect on schools as it is a commercial development and will not add any housing to the area.
- g. **Parks and Recreation** - Parkland dedication is not required for this subdivision pursuant Section 23-1008, A. A minor Subdivision and C. Subdivision into parcels that are all nonresidential.
- h. **Mail Delivery** - The United States Postal Service has requested a curb side delivery box on Southgate Drive and not in the parking lot.

3. Effect on the natural environment

The proposed subdivision should have only minor effects on the natural environment. There will be short term air and noise pollution associated with construction on the property. Storm water shall be managed in compliance with an approved plan and the property is outside of the flood plain. New development on the property will need to prepare and submit a project-specific geotechnical analysis to minimize any potential impacts from soil and groundwater conditions.

4. Effect on wildlife and wildlife habitat

The proposed subdivision should not affect wildlife or habitat. There are no known endangered or threatened species on the property.

5. Effect on the public health, safety and welfare

The subdivision should not negatively affect public health or safety. The subject property is not within a mapped floodway or flood zone. A geotechnical survey will be required prior to construction to ensure appropriate foundation designs are installed based on the subsurface conditions. There are no obvious threats to public health, safety or welfare.

B. Was an Environmental Assessment required? [MCA 76-3-616 and BMCC 23-901]

The proposed subdivision is exempt from the requirement for an Environmental Assessment pursuant to Section 76-3-616, MCA and 23-901, BMCC.

C. Does the subdivision conform to the Yellowstone County-City of Billings 2008 Growth Policy Update, the 2006 Billings Heights Neighborhood Plan, the 2014 Billings Urban Area Long Range Transportation Plan, and the Billings Area Bikeway and Trails Master Plan? [BMCC 23-303(H)(3)]

1. City of Billings 2016 Growth Policy

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

- a. **Essential Investments (relating public and private expenditures to public values):** Infill development and development near existing City infrastructure may be the most cost effective. (p.6) Neighborhoods that are safe and attractive and provide essential services are much desired (p. 7).
- b. **Strong Neighborhoods (livable, safe, sociable and resilient neighborhoods):** Zoning regulations that allow a mixture of housing types provide housing options for all age groups and income levels. Neighborhoods that are safe and attractive and provide essential services are much desired (p.8). Implementation of the Infill Policy is important to encourage development of underutilized properties. (p.8)
- c. **Prosperity (promoting equal opportunity and economic advancement)** A diversity of available jobs can ensure a strong Billings' economy. Successful businesses that provide local jobs benefit the community. (p.9)

2. 2014 Billings Urban Area Long Range Transportation Plan

The proposed subdivision adheres to the goals and objectives of the 2014 Transportation Plan and preserves the street network and street hierarchy specified within the plan.

3. Billings Area Bikeway and Trail Master Plan

The Billings Area Bikeway and Trail Master Plan covers this area. No new improvements will be required with this subdivision to meet the Trail Plan recommendations. There is no bike trail identified in the area.

D. Does the subdivision conform to the Montana Subdivision and Platting Act and to local subdivision regulations? [MCA 76-3-608(3)(b), BMCC 23-303(H)(2)]

The proposed subdivision, with the proposed conditions, satisfies the requirements of the Montana Subdivision and Platting Act and conforms to the design standards specified in the local subdivision regulations. The subdivider and the local government have complied with the subdivision review and approval procedures set forth in the local and state subdivision regulations.

E. Does the proposed subdivision conform to all requirements of the zoning in effect? [BMCC 23-303(H)(2)(e)]

The subject property is located in Highway Commercial zoning. All development shall comply with the standards set forth in Section 27-309, BMCC. Final zoning compliance will be determined at the time of the building permit.

F. Does the proposed plat provide easements for the location and installation of any utilities? [MCA 76-3-608(3)(c) and BMCC 23-303(H)(2)(b)]

The plat provides easements for utilities within the proposed subdivision. It is recommended that the developer work with NWE and MDU and show the needed easements on the final plat.

G. Does the proposed plat provide legal and physical access to each parcel within the subdivision and notation of that access on the plat? [MCA 76-3-608(3)(d) and BMCC 23-303(H)(2)(c)]

Access to the subdivision will be from existing accesses off of Southgate Drive. The accesses will be shared with the existing hotel on the property. Reciprocal access easement documents will be submitted and recorded with the final plat documents.

CONCLUSIONS OF FINDING OF FACT

- The preliminary plat for Southgate Subdivision, 2nd Filing, Amended Lot 2B-1A, Block 2, does not create any adverse impacts that warrant denial of the subdivision.
- The proposed subdivision conforms to several goals and policies of the 2016 Growth Policy, and does not conflict with the 2014 Transportation Plan or the Bikeway and Trail Master Plan.
- The proposed subdivision complies with state and local subdivision regulations, local zoning, and sanitary requirements and provides legal and physical access to each lot.
- Any potential negative or adverse impacts will be mitigated with the proposed conditions of approval.

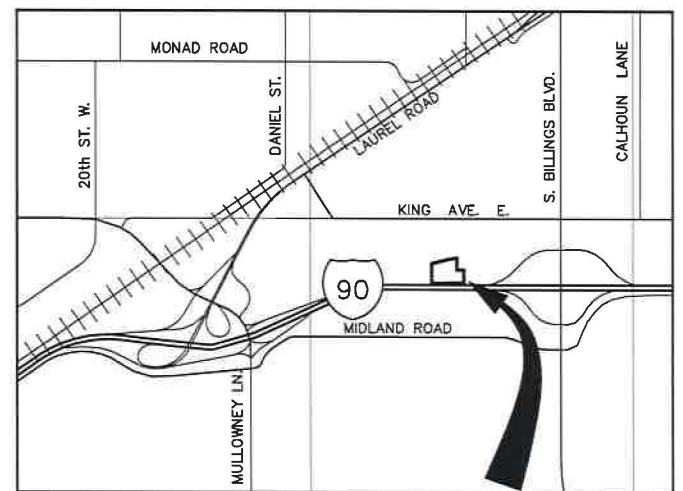
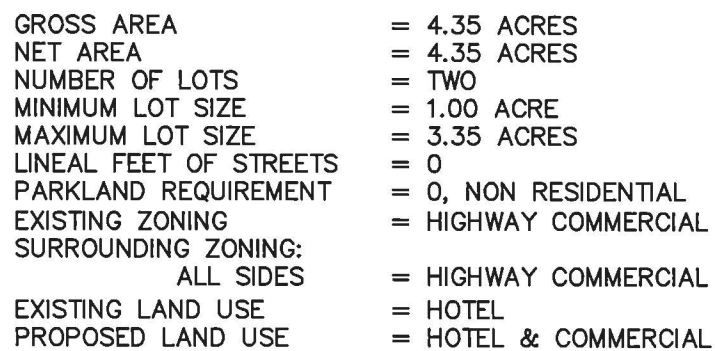
Approved by the Billings City Council, March 13, 2017

Thomas W. Hanel, Mayor

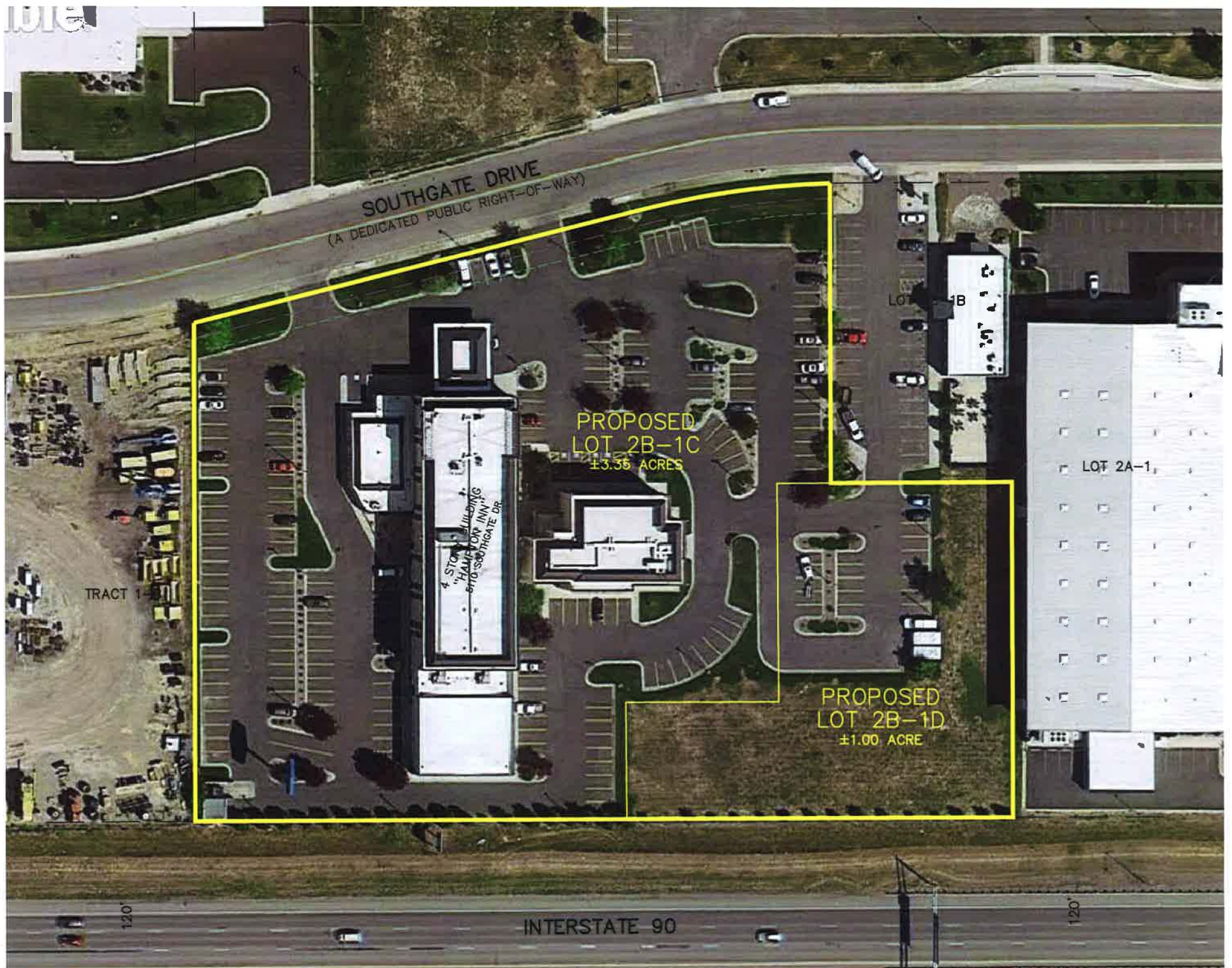
SITUATED IN THE NE1/4 OF SECTION 17, T. 1 S., R. 26 E., P.M.M.
IN THE CITY OF BILLINGS, YELLOWSTONE COUNTY, MONTANA

PREPARED BY : **SANDERSON STEWART** 

PLAT DATA



NOT TO SCALE





Aerial View of site



Site of proposed new lot in the background from Southgate Drive



New proposed lot from I-90

Draft

PRELIMINARY

SUBDIVISION IMPROVEMENTS AGREEMENT

**AMENDED LOT 2B-1A, BLOCK 2
SOUTHGATE SUBDIVISION, SECOND FILING**

CITY OF BILLINGS

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Draft

SUBDIVISION IMPROVEMENTS AGREEMENT

AMENDED LOT 2B-1A, BLOCK 2 SOUTHGATE SUBDIVISION, SECOND FILING

THIS AGREEMENT is made and entered into this ____ day of _____, 20 ____, by and between **BILLINGS LODGING INVESTORS, LLC**, whose address for the purpose of this agreement is 14 Carriage Way, Missoula, Montana, 59802, hereinafter referred to as "Subdivider," and the **CITY OF BILLINGS**, Billings, Montana, hereinafter referred to as "City."

WITNESSETH:

WHEREAS, at a regular meeting conducted on the ____ day of _____, 20 ____, the City Council conditionally approved a preliminary plat of Amended Lot 2B-1A, Block 2 of Southgate Subdivision, Second Filing; and

WHEREAS, a Subdivision Improvements Agreement is required by the City prior to the approval of the final plat.

WHEREAS, the provisions of this agreement shall be effective and applicable to Amended Lot 2B-1A, Block 2 of Southgate Subdivision, Second Filing upon the filing of the final plat thereof in the office of the Clerk and Recorder of Yellowstone County, Montana. The Subdivision shall comply with all requirements of the City of Billings Subdivision Regulations, the rules, regulations, policies, and resolutions of the City of Billings, and the laws and administrative rules of the State of Montana.

THEREFORE, THE PARTIES TO THIS AGREEMENT, for and in consideration of the mutual promises herein contained and for other good and valuable consideration, do hereby agree as follows:

I. VARIANCES

A. Subdivider has requested, and the City hereby grants, the following variances by the City Council from the strict interpretation of the City's Subdivision Regulations (Section 23.1401, BMCC):

1. None

II. CONDITIONS THAT RUN WITH THE LAND

A. Lot owners should be aware that this subdivision is being built in close proximity to prime deer and antelope habitat and it is likely that homeowners will experience problems with damage to landscaped shrubs, flowers, and gardens. The Montana Fish, Wildlife, and Parks Department does not provide damage assistance unless there is damage to commercial crops and/or a threat to public health and safety.

C. Lot owners should be aware that soil characteristics within the area of this subdivision, as described in the 1972 Yellowstone County Soil Survey, indicate that there could be potential limitations for proposed construction on the lots, which may require a geotechnical survey prior to construction.

D. No water rights have been transferred to the lot owners. Irrigation ditches that exist on the perimeter of this development are for the benefit of other properties. Perimeter ditches and drains shall remain in place and shall not be altered by the Subdivider or subsequent owners.

E. There is attached hereto a Waiver waiving the right to protest the creation of the special improvement district or districts which by this reference is expressly incorporated herein and made as much a part hereof as though fully and completely set forth herein at this point. The Waiver will be filed with the plat, shall run with the land, and shall constitute the guarantee by the Subdivider and property owner or owners of the developments described herein. Said Waiver is effective upon filing and is not conditioned on the completion of the conditions set forth in this Agreement. The Subdivider and owner specifically agree that they are waiving valuable rights and do so voluntarily.

III. TRANSPORTATION

A. Streets

The subdivision fronts the existing Southgate Drive. Southgate Drive has an existing 70-foot-wide right-of-way dedication and is constructed to a paved width of 49 feet from back of curb to back of curb.

No street improvements are required with this subdivision, but are included in the Waiver.

B. Sidewalks

The right-of-way of Southgate Drive has existing 5-foot-wide curbside along the subdivision frontage.

No sidewalk improvements are required with this subdivision, but are included in the Waiver.

C. Street Lighting

No street lighting in the Southgate Drive right-of-way exists or is proposed, but is included in the Waiver.

D. Traffic Control Devices

No traffic control devices are required with this subdivision but are included in the Waiver.

E. Access

Access to the Subdivision will be from Southgate Drive via the two existing drive approaches located on Lot 2B-1C. A Reciprocal Access Easement will be filed concurrent with the plat for access between the lots. At the time of this Subdivision there are no agreements of record for reciprocal access or parking between the Subdivision and adjacent properties.

F. Billings Area Bikeway and Trail Master Plan (BABTMP)

The City and Subdivider agree that no BABTMP improvements are required as part of this subdivision.

G. Public Transit

No improvements to public transit service are proposed for the subdivision but are included in the Waiver.

IV. EMERGENCY SERVICE

Emergency Access to the subdivision is provided by Southgate Drive.

No improvements to emergency access are proposed for this subdivision but are included in the Waiver.

Construction of buildings made of combustible materials shall have adequate fire apparatus access roads and water supply (fire hydrants) in place to allow for fire suppression requirements. Prior to the issuance of a building permit for construction using combustible materials (i.e. lumber, plywood, wood trusses, etc.), fire apparatus access roads and water supply requirements shall be provided in accordance with the International Fire Code as adopted by the City of Billings.

As a minimum, the following is required:

- An unobstructed gravel road or gravel road base must be within 150 feet of the furthest portion of a building under construction as measured along the approved route.
- The access roads are required to support fire apparatus vehicle loading (40 tons) during all weather conditions and shall be a minimum of twenty (20) feet wide.
- An operational fire hydrant shall be located within 600 feet of the furthest portion of a residence under construction or within 400 feet of the furthest portion of a commercial building under construction as measured along the access roads to the site.
- The above requirements do not alter or effect the current minimum subdivision requirements for fire apparatus and water supply.

V. STORM DRAINAGE

All drainage improvements shall comply with the provisions of the *Stormwater Management Manual* and Chapter 28, BMCC, and shall be in accordance with the recommendations of the approved storm drain study to be submitted to the Engineering Division at the time of site development.

No new storm drain service connections to the City system will be allowed for this Subdivision.

VI. UTILITIES

The Subdivision Improvements Agreement does not constitute an approval for extension of or connection to water mains and sanitary sewers. The property owner shall make application for extension/connection of water mains and sanitary sewers to the Public Works Department – Engineering Division. The extension/connection of/to water mains and sanitary sewers is subject to the approval of the applications and the conditions of approval. Applications shall be submitted for processing prior to the start of any construction and prior to review and approval of any project plans and specifications.

The Developer/Owner acknowledges that the Subdivision shall be subject to the applicable System Development Fees in effect at the time new water and/or sanitary sewer service connections are made.

It is acknowledged that all fees stated above are subject to the Franchise Fee in effect at the time of payment.

The design/installation of sanitary sewers and appurtenances, and water mains and appurtenances (fire hydrants, etc.) shall be in accordance with design standards, specifications, rules, regulations of and as approved by the City of Billings Public Works Department, Fire Department and the Montana Department of Environmental Quality.

A. Water

The subdivision is currently served by a public water main located in Southgate Drive.

Lot 2B-1C has an existing 4-inch domestic water service to the lot from the main located in Southgate Drive.

Lot 2B-1D will receive domestic water service and fire water service from connections to the City of Billings 12-inch water main in Southgate Drive.

No new improvements to the existing water mains are proposed at this time but are included in the Waiver.

B. Sanitary Sewer

The subdivision is currently served by a sanitary sewer main located in Southgate Drive.

Lot 2B-1C has an existing 6-inch sanitary sewer service to the lot from the existing main.

Lot 2B-1D will receive sanitary sewer service by a proposed connection to the existing 12-inch main in Southgate Drive.

No new improvements to the existing sanitary sewer mains are proposed at this time but are included in the Waiver.

C. Power, Telephone, Gas, and Cable Television

Power, telephone, gas and cable television service currently exists to the subdivision. Appropriate utility easements will be provided across the subdivision lots for service to the proposed development.

VII. PARKS/OPEN SPACE

Pursuant to Section 76-3-621(3)(b), M.C.A. and the City of Billings subdivision regulations, there is no parkland requirement for this non-residential subdivision.

VIII. SOILS/GEOTECHNICAL STUDY

A geotechnical study is not required at the time of this subdivision. Site specific geotechnical studies will be required prior to any new construction on the lots.

Lot owners should be aware that soil characteristics within the area of this subdivision, as described in the 1972 Yellowstone County Soil Survey, indicate that there could be potential limitations for proposed construction on the lots.

IX. FINANCIAL GUARANTEES

Except as otherwise provided, Subdivider shall install and construct said required improvements with cash or by utilizing the mechanics of a special improvement district or private contracts secured by letters of credit or a letter of commitment to lend funds from a commercial lender. All engineering and legal work in connection with such improvements shall be paid by the contracting parties pursuant to said special improvement district or private contract, and the improvements shall be installed as approved by the City Engineer and Utility Department Manager.

X. LEGAL PROVISIONS

- A.** Subdivider agrees to guarantee all public improvements for a period of one year from the date of final acceptance by the City of Billings.
- B.** The owners of the properties involved in this proposed Subdivision by signature subscribed herein below agree, consent, and shall be bound by the provisions of this Agreement.

- C.** The covenants, agreements, and all statements in this Agreement apply to and shall be binding on the heirs, personal representatives, successors and assigns of the respective parties.
- D.** In the event it becomes necessary for either party to this Agreement to retain an attorney to enforce any of the terms or conditions of this Agreement or to give any notice required herein, then the prevailing party or the party giving notice shall be entitled to reasonable attorney fees and costs.
- E.** Any amendments or modifications of this Agreement or any provisions herein shall be made in writing and executed in the same manner as this original document and shall after execution become a part of this Agreement.
- F.** Subdivider shall comply with all applicable federal, state, and local statutes, ordinances, and administrative regulations during the performance and discharge of its obligations. Subdivider acknowledges and agrees that nothing contained herein shall relieve or exempt it from such compliance.

IN WITNESS WHEREOF, the parties hereto have set their hands and official seals on the date first above written.

"SUBDIVIDER"

BILLINGS LODGING INVESTORS, LLC

By: _____

STATE OF MONTANA)
 : ss
County of _____)

Draft

On this _____ day of _____, 20____, before me, a Notary Public in and for the State of Montana, personally appeared _____, known to me to be the person who executed the foregoing instrument as _____ of Billings Lodging Investors, LLC, and acknowledged to me that he/she executed the same.

Notary Public in and for the State of Montana

This agreement is hereby approved and accepted by the City of Billings, this ____ day of _____, 20__.

“CITY”

CITY OF BILLINGS, MONTANA

By: _____
Mayor

Attest: _____
City Clerk

Draft

STATE OF MONTANA)
 : ss
County of Yellowstone)

On this ____ day of _____, 20__, before me, a Notary Public in and for the State of Montana, personally appeared _____ and _____, known to me to be the Mayor and City Clerk, respectively, of the City of Billings, Montana, whose names are subscribed to the foregoing instrument in such capacity and acknowledged to me that they executed the same on behalf of the City of Billings, Montana.

Notary Public in and for the State of Montana

WAIVER OF RIGHT TO PROTEST

FOR VALUABLE CONSIDERATION, the undersigned, being the Subdivider and all of the owners of the hereinafter described real property, do hereby waive the right to protest the formation of one or more special improvement district(s) for street light maintenance and energy, and for the construction of streets, street widening, sidewalks, survey monuments, street name signs, curb and gutter, street lights, driveways, traffic signals, and traffic control devices, parks and park maintenance, trails, sanitary sewer lines, water lines, storm drains (either within or outside the area), and other improvements incident to the above which the City of Billings may require.

This Waiver and Agreement is independent from all other agreements and is supported by sufficient independent consideration to which the undersigned are parties, and shall run with the land and shall be binding upon the undersigned, their successors and assigns, and the same shall be recorded in the office of the County Clerk and Recorder of Yellowstone County, Montana.

The real property hereinabove mentioned is more particularly described as follows:

Amended Lot 2B-1A, Block 2 of Southgate Subdivision, Second Filing

Signed and dated this _____ day of _____, 20__.

BILLINGS LODGING INVESTORS, LLC

By: _____

STATE OF MONTANA)
 : ss
County of _____)

Draft

On this _____ day of _____, 20__, before me, a Notary Public in and for the State of Montana, personally appeared _____, known to me to be the person who executed the foregoing instrument as _____ of Billings Lodging Investors, LLC, and acknowledged to me that he/she executed the same.

Notary Public in and for the State of Montana



CITY OF BILLINGS

THOMAS W. HANEL, MAYOR

*P.O. BOX 1178
BILLINGS, MONTANA 59103
(406) 687-8296
FAX (406) 657-8390*

March 13, 2017

Billings Lodging Investors LLC
14 Carriage Way
Missoula, MT 59802

Dear Property Owners:

On March 13, 2017 the Billings City Council conditionally approved the preliminary plat of Southgate Subdivision, 2nd Filing, Amended Lot 2B-1A, Block 2, subject to the following conditions of approval:

1. To ensure the provision of easements for utilities, prior to final plat approval the subdivider shall provide utility easements on the final plat for proposed water and sewer line as well as those requested by the private utility companies.
2. Minor changes may be made in the SIA and final documents, as requested by the Planning, Legal or Public Works Departments to clarify the documents and bring them into the standard acceptable format.
3. The final plat shall comply with all requirements of the City of Billings Subdivision Regulations, rules, regulations, policies, and resolutions of the City of Billings, and the laws and Administrative Rules of the State of Montana.

If you have questions please contact Dave Green at (406) 247-8666 or by email at greend@ci.billings.mt.us.

Sincerely,

Thomas W. Hanel, Mayor

Pc: Sanderson Stewart, Attn: Pete Knapp



Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Final Plat of Harmony Meadows Subdivision, 2nd Filing

PRESENTED BY: Wyeth Friday

Department: Planning & Community Services

PROBLEM/ISSUE STATEMENT

The final plat for the Harmony Meadows Subdivision, 2nd Filing, is being presented to City Council for approval. On March 28, 2016, the City Council approved this preliminary plat which will create 22 lots from an 89.19 acre parcel of land. The parcel is generally located on the southwest corner of Mullooney Lane and Elysian Road. The subject property is legally described as Lots 1 and 2, Block 1, of Harmony Meadows Subdivision and is zoned Highway Commercial, Community Commercial and Residential Multi-Family Restricted. This subdivision is proposed to be a mix of housing and commercial uses. The housing is proposed on the south part of the subdivision with the commercial areas along Elysian Road. The owner is Harmony Meadows, LLC and the representing agent is Performance Engineering and Consulting. 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 disapprove the final plat of Harmony Meadows 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 may be sold separately and developed, increasing the tax and assessment revenues for the City while also generating service demands.

RECOMMENDATION

Staff recommends that the City Council approve the final plat of the Harmony Meadows Subdivision, 2nd Filing.

APPROVED BY CITY ADMINISTRATOR

Attachments

Final Plat

PLAT OF HARMONY MEADOWS SUBDIVISION, 2ND FILING

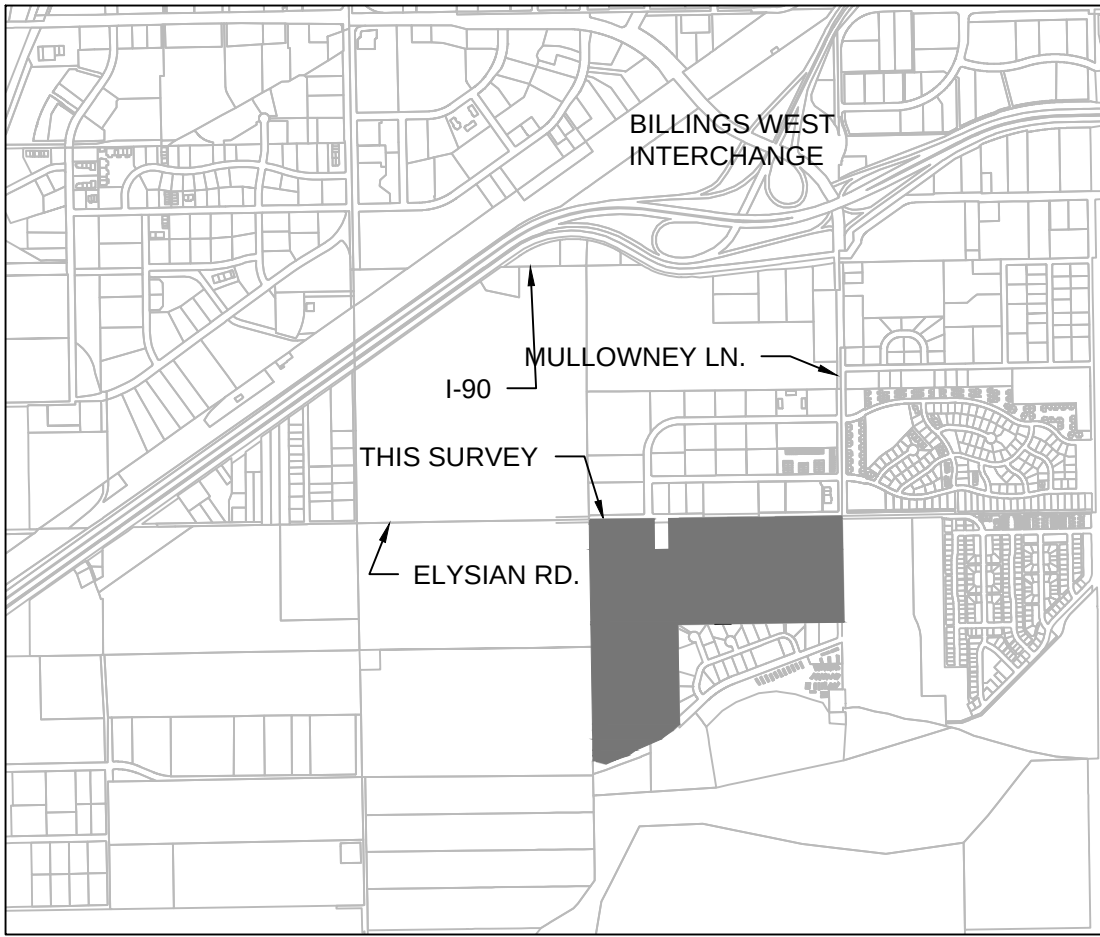
BEING LOTS 1 & 2 OF BLOCK 1 OF HARMONY MEADOWS SUBDIVISION, FIRST FILING
LOCATED IN THE NE 1/4 OF SECTION 19, T. 01 S., R. 26 E., P.M.M., CITY OF BILLINGS, YELLOWSTONE COUNTY, MONTANA

PREPARED FOR: HARMONY MEADOWS, LLC

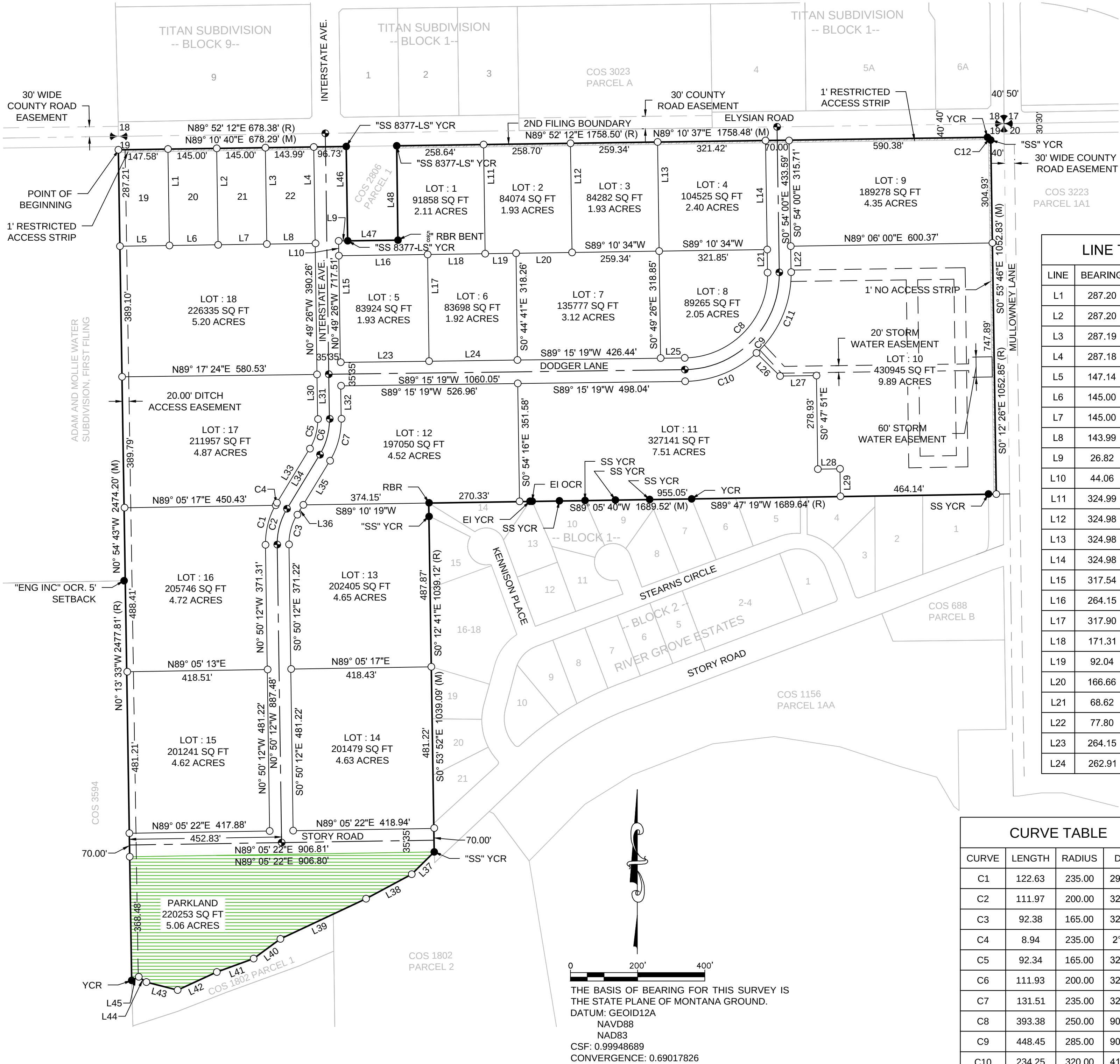
TOTAL AREA OF SUBDIVISION = ±89.19 ACRES

PREPARED BY: PERFORMANCE ENGINEERING AND CONSULTING, PLLC

DECEMBER 2016



VICINITY MAP
NOT TO SCALE



LOT AREA TABLE		
Parcel #	AREA (S.F)	AREA (ACRES)
19	42,322	0.97
20	41,644	0.96
21	41,643	0.96
22	41,351	0.95

LINE TABLE		
LINE	BEARING	DISTANCE
L1	287.20	S0° 49' 26"E
L2	287.20	S0° 49' 26"E
L3	287.19	N0° 49' 26"W
L4	287.18	N0° 49' 26"W
L5	147.14	N89° 10' 29"E
L6	145.00	N89° 10' 29"E
L7	145.00	N89° 10' 29"E
L8	143.99	N89° 10' 29"E
L9	26.82	N89° 10' 29"E
L10	44.06	N0° 49' 26"W
L11	324.99	S0° 49' 26"E
L12	324.98	S0° 49' 26"E
L13	324.98	S0° 49' 26"E
L14	324.98	S0° 54' 00"E
L15	317.54	N0° 49' 26"W
L16	264.15	S89° 10' 34"W
L17	317.90	S0° 49' 26"E
L18	171.31	S89° 10' 34"W
L19	92.04	S89° 10' 34"W
L20	166.66	S89° 10' 34"W
L21	68.62	S0° 54' 00"E
L22	77.80	S0° 54' 00"E
L23	264.15	S89° 15' 19"W
L24	262.91	S89° 15' 19"W

LINE TABLE		
LINE	BEARING	DISTANCE
L25	71.60	S89° 15' 19"W
L26	98.37	S45° 38' 47"E
L27	108.34	N89° 13' 10"E
L28	66.00	N89° 05' 44"E
L29	82.52	S0° 47' 51"E
L30	133.48	N0° 49' 26"W
L31	133.44	N0° 49' 26"W
L32	98.39	S0° 49' 26"E
L33	187.87	N31° 14' 26"E
L34	187.87	N31° 14' 26"E
L35	152.91	S31° 14' 26"W
L36	34.96	S31° 14' 26"W
L37 (M)	94.57	S45° 15' 54"W
L37 (R)	95.79	S45° 47' 07"W
L38 (M)	154.21	S61° 49' 53"W
L38 (R)	154.21	S62° 21' 07"W
L39 (M)	281.73	S64° 49' 53"W
L39 (R)	281.73	S65° 21' 07"W
L40 (M)	98.85	S53° 46' 53"W
L40 (R)	98.85	S54° 18' 07"W
L41 (M)	116.65	S69° 53' 53"W
L41 (R)	116.65	S70° 25' 07"W
L42 (M)	128.51	S65° 17' 53"W
L42 (R)	128.51	S65° 49' 07"W
L43 (M)	95.89	N75° 49' 07"W
L43 (R)	95.89	N75° 17' 53"W
L44 (M)	27.68	N55° 01' 07"W
L44 (R)	27.68	N54° 29' 53"W
L45 (M)	23.65	S62° 44' 56"W
L45 (R)	23.65	S63° 16' 07"W
L46 (M)	280.93	S0° 50' 34"E
L46 (R)	281.00	S0° 07' 48"E
L47 (M)	149.93	N89° 10' 25"E
L47 (R)	150.00	N89° 52' 12"E
L48 (M)	280.92	N0° 48' 34"W
L48 (R)	281.00	N0° 07' 48"W

CURVE TABLE			
CURVE	LENGTH	RADIUS	DELTA
C1	122.63	235.00	29°53'55"
C2	111.97	200.00	32°04'39"
C3	92.38	165.00	32°04'39"
C4	8.94	235.00	2°10'43"
C5	92.34	165.00	32°03'52"
C6	111.93	200.00	32°03'52"
C7	131.51	235.00	32°03'52"
C8	393.38	250.00	90°09'20"
C9	448.45	285.00	90°09'20"
C10	234.25	320.00	41°56'29"
C11	269.28	320.00	48°12'50"

CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD DISTANCE
C12 (M)	15.70	10.00	89°55'25"	S45° 59' 41"E	14.13
C12 (R)	15.69	10.00	89°55'22"	-	-

CERTIFICATE OF DEDICATION

STATE OF MONTANA)
County of Yellowstone)SS

KNOW ALL BY THESE PRESENTS: That the undersigned owners of the following described tract of land, do hereby certify that they have caused to be surveyed, subdivided and platted into lots, blocks, and streets as shown on the annexed plat, said tract being situated in the NE 1/4 of Section 19, Township 1 South, Range 26 East, P.M.M., Yellowstone County, Montana, said tract being more particularly described as follows, to-wit:

Commencing at a point, which is the north 1/4 corner of Section 19, T. 1 S., R. 26 E., P.M.M.; Thence South 0° 54' 43" West a distance of 40.00 Feet to the the northwest corner of Harmony Meadows Subdivision, point also being the True Point of Beginning; Thence North 89° 10' 40" East a distance of 678.29 Feet; Thence South 0° 50' 34" East a distance of 280.93 Feet; Thence North 89° 10' 25" East a distance of 149.93 Feet; Thence North 0° 48' 34" West a distance of 280.92 Feet; Thence North 89° 10' 37" East a distance of 1758.48 Feet; Thence along a curve to the right with a radius of 10.00 Feet and a central angle of 89° 55' 25" a distance of 15.69 Feet, (chord bearing South 45° 59' 41" East, and chord length 14.13 Feet); Thence South 0° 53' 46" East a distance of 1052.83 Feet; Thence South 89° 05' 40" West a distance of 1689.52 Feet; Thence South 0° 53' 52" East a distance of 1039.09 Feet; Thence South 45° 15' 54" West a distance of 94.57; Thence South 61° 49' 53" West a distance of 154.21 Feet; Thence South 64° 49' 53" West a distance of 281.73 Feet; Thence South 53° 46' 53" West a distance of 98.85 Feet; Thence South 69° 53' 53" West a distance of 116.65 Feet; Thence South 65° 17' 53" West a distance of 128.51 Feet; Thence North 75° 49' 07" West a distance of 95.89 Feet; Thence North 55° 01' 07" West a distance of 27.68 Feet; Thence South 62° 44' 56" West a distance of 23.65 Feet; Thence N 0° 54' 43" West a distance of 2474.20 Feet to the Point of Beginning. Containing a gross area of 89.19 Acres and a net area of 81.23 Acres more or less. Subject to all right-of-ways and/or easement of record apparent on the ground or reserved on the survey.

The undersigned hereby grants unto all utility companies, as such are defined and established by Montana Law, and cable television companies, an easement for the location, maintenance, repair and removal of lines over, under and across the areas designated on the plat as Utility Easement to have and hold forever. Said tract to be known and designated as HARMONY MEADOWS, 2ND FILING and the lands included in all streets, avenues, and parks as shown on the annexed plat are hereby granted and donated to the use of the public forever.

Harmony Meadows, LLC.

Cal Kunkel, Owner

STATE OF MONTANA)
County of Yellowstone)SS

On this ____ day of _____, 20____, before me, a Notary Public in and for the State of Montana, personally appeared Cal Kunkel, known to me to be the owner of Harmony Meadows, LLC, known to me to be the persons who signed the foregoing instrument and who acknowledged to me that they executed the same. Witness my hand and seal the day and year herein above written.

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

CERTIFICATE OF CITY COUNCIL APPROVAL

The City Council of the City of Billings, Yellowstone County, Montana, does hereby certify that the accompanying plat for HARMONY MEADOWS SUBDIVISION, 2ND FILING has been duly examined and have found the same to conform to the laws of the State of Montana. It is hereby approved and the dedication to public use of any and all lands shown on this plat as being dedicated to such use are accepted.

Dated this ____ day of _____, 20____.

CITY OF BILLINGS, MONTANA

BY:

Mayor

ATTEST:

City Clerk

CERTIFICATE OF CITY ATTORNEY

This document has been reviewed by the City Attorney and it is acceptable as to form:

Dated this ____ day of _____, 20____.

Reviewed by _____

NOTICE OF APPROVAL

STATE OF MONTANA)
County of Yellowstone)SS

Date _____ President _____

Executive Secretary _____

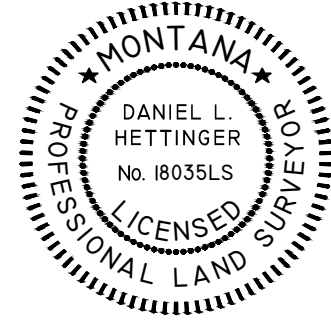
This plat has been approved for filing by the Yellowstone County Board of Planning and conforms to the recommendations of this board.

CERTIFICATE OF SURVEYOR

I, the undersigned Daniel L. Hettinger Registered Land Surveyor, do hereby certify that this survey was done under my direct supervision and the accompanying Certificate of Survey was prepared in accordance with the provisions of the Montana Subdivision and Platting Act, Sections 76-3-101 through 76-3-625 MCA.

Dated this ____ day of _____, 20____.

Daniel L. Hettinger, PLS 18035LS



CERTIFICATE OF CITY ENGINEER'S OFFICE

I hereby certify that I have examined the annexed plat and find that it conforms with Section 76-4-125(2)(d) MCA removing sanitary restrictions since said plat is inside a master planning area and is provided with municipal facilities for the supply of water and disposal of sewage and solid waste.

Dated this ____ day of _____, 20____.

City Engineer's Office _____

LEGEND

- = FOUND PROPERTY CORNER
- = SET YCR, MARKED HETTINGER 18035LS
- ⊙ = SET INTERSECTION MONUMENTS
- YCR = YELLOW CAPPED REBAR
- OCR = ORANGE CAPPED REBAR
- SS = SANDERSON STEWART
- EI = ENGINEERING INC.
- RBR = REBAR

ERRORS AND OMISSIONS REVIEW

I hereby certify that I have examined the annexed and forgoing plat for errors and omissions in computations and drafting.

Dated this ____ day of _____, 20____.

Examining Land Surveyor _____

CERTIFICATE OF COUNTY TREASURER

I hereby certify, pursuant to Section 76-3-611(b) MCA, that the accompanying plat has been duly examined and that all real property taxes and special assessments assessed and levied on the land have been paid.

Dated this ____ day of _____, 20____.

Yellowstone County Treasurer _____

CONSENT OF PLATTING

Document No. _____

RELEASE OF SANITARY RESTRICTIONS

Document No. _____

SUBDIVISION IMPROVEMENTS AGREEMENT

Document No. _____

UTILITY/STORMWATER EASEMENT AGREEMENT

Document No. _____

HARMONY MEADOWS SUBDIVISION, 2ND FILING

REVISIONS		7100 COMMERCIAL AVE. SUITE 4 BILLINGS, MT 59101		OFFICE - 406-384-0080 www.performance-ec.com	
DATE	BY	COPYRIGHT 2015 ©			
12/27/16	ANA				
15-034	DRAWN BY: ANA	CHECKED BY: CPD	DATE: 5/12/16		



1 OF 1

Consent 1. K. 1.

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Payment of Claims February 13, 2017

PRESENTED BY: Patrick M. Weber, Finance Director

Department: City Hall Administration

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$995,930.75 have been audited and are presented for City Council payment approval. A complete listing of the claims dated February 13, 2017, is available in the Finance Department.

ALTERNATIVES ANALYZED

No other alternatives were analyzed.

FINANCIAL IMPACT

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

RECOMMENDATION

Staff recommends that Council approve the Payment of Claims.

APPROVED BY CITY ADMINISTRATOR

Attachments

councilmemo_2.13.2017

Check Date	Check	Name	Amount	Account	Item Desc
02/13/2017	801757	A & I Distributors	\$ 423.95	5710-00000-141714	BUS MET PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 2,400.55	6010-00000-141000	2908072 PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 2,396.23	6010-00000-141000	2912450 PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 34.97	6010-00000-141000	2912455 PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 39.79	1500-21120-402320	2915650
02/13/2017	801757	A & I Distributors	\$ 39.79	2110-31320-402320	2915650
02/13/2017	801757	A & I Distributors	\$ 40.34	5410-31220-402320	2915650
02/13/2017	801757	A & I Distributors	\$ 647.70	5410-31220-402310	Blue DEF for the garbage trucks
02/13/2017	801757	A & I Distributors	\$ 92.95	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801757	A & I Distributors	\$ 526.81	6010-00000-141000	2915650 PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 2,068.58	6010-00000-141000	2915650 PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 17.75	6010-00000-141000	2915650 PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 2,840.20	5710-00000-141714	BUS MET PO NUM 302136
02/13/2017	801757	A & I Distributors	\$ 607.06	5610-71130-402310	Invoice #2915699. Stock Order of Oil for Operations
02/13/2017	801757	A & I Distributors	\$ 185.90	2110-31320-402310	blue def for trucks
02/13/2017	801757	A & I Distributors	\$ 70.00	2110-31320-402310	drum deposit
02/13/2017	801757	A & I Distributors	\$ (70.00)	2110-31320-402310	return of drums
02/13/2017	801757	A & I Distributors	\$ 63.51	1500-22260-402320	2912086
02/13/2017	801757	A & I Distributors	\$ 185.90	5410-31230-402310	Blue DEF for Landfill equipment
02/13/2017	801757	A & I Distributors	\$ 228.57	5410-31230-402310	Oil for the Landfill
02/13/2017	801765	Applause App Quality Inc	\$ 3,600.00	5610-71100-403590	Invoice #28149. Contract 2 - Website & App functional
02/13/2017	801766	Archie Cochrane	\$ 2,429.71	6300-17530-407310	Inv. 841437 Patrol Car #1424 #2016-178
02/13/2017	801766	Archie Cochrane	\$ 129.35	5710-71470-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801766	Archie Cochrane	\$ 72.01	5710-71470-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801766	Archie Cochrane	\$ 7,000.00	6300-17530-407310	Inv. 840735 BPD #1409
02/13/2017	801766	Archie Cochrane	\$ 2,018.29	6300-17530-407310	Inv. #841076 BPD #1586
02/13/2017	801768	Back Yard Sheds LLC	\$ 4,702.00	0100-51120-403650	Shed for North Park.
02/13/2017	801769	Bailey Garage Doors Inc	\$ 240.00	5020-73140-402450	Install bottom retainer & bottom on north door & west door
02/13/2017	801769	Bailey Garage Doors Inc	\$ 80.00	5120-83140-402450	Install bottom retainer & bottom on north door & west door
02/13/2017	801769	Bailey Garage Doors Inc	\$ 8,590.23	5120-84000-402450	Install steel rolling door wwtp
02/13/2017	801777	Billings Gazette	\$ 2,039.00	0100-14110-403310	102-600001620
02/13/2017	801777	Billings Gazette	\$ 785.00	0100-51400-403310	102-600001620
02/13/2017	801778	Billings Machine & Welding Shop Inc.	\$ 5,147.55	8730-51990-403670	Pump repairs for Stewart Park. This was the cost for doing
02/13/2017	801781	Bison Motor Company	\$ 58,077.40	5620-71200-409490	Two (2) New Current Model 2017 One-Ton 4 x 4 Regular
02/13/2017	801784	Brenntag Pacific Inc	\$ 5,976.00	2110-31320-404720	hicothaw liquid used to melt snow on streets
02/13/2017	801784	Brenntag Pacific Inc	\$ 7,320.88	2110-31320-404720	hicothaw liquid used to melt snow on streets
02/13/2017	801784	Brenntag Pacific Inc	\$ 6,147.59	2110-31320-402320	hicothaw liquid used to melt snow on streets
02/13/2017	801784	Brenntag Pacific Inc	\$ 6,127.18	2110-31320-404720	hicothaw liquid for melting snow on streets
02/13/2017	801784	Brenntag Pacific Inc	\$ 7,274.50	2110-31320-404720	hicothaw liquid used to melt snow on streets
02/13/2017	801787	Buildingeye Inc	\$ 9,850.00	2090-44510-403553	I17-016845 Buildingeye Inc

Check Date	Check	Name	Amount	Account	Item Desc
02/13/2017	801798	CTA Inc	\$ 580.80	6300-17530-407310	Amendment Invoice in reference to Purchase Order 16-
02/13/2017	801798	CTA Inc	\$ 2,380.33	1500-22260-409250	Fire Station #5 Roof Replacement
02/13/2017	801800	Dana Safety Supply Inc	\$ 4,224.00	1500-21120-402320	FT3501RB, L Black rear seat Ford Intercept Sedan w/rb
02/13/2017	801800	Dana Safety Supply Inc	\$ 463.00	1500-21120-402320	Freight
02/13/2017	801800	Dana Safety Supply Inc	\$ 156.60	1500-21120-402320	WEC-VTX609, Whelen Omni Vertex Directional Lighthead 9'
02/13/2017	801800	Dana Safety Supply Inc	\$ 156.60	1500-21120-402320	WEC-VTX609, Whelen Omni Vertex Directional Lighthead 9'
02/13/2017	801800	Dana Safety Supply Inc	\$ 10.94	1500-21120-402320	Freight
02/13/2017	801800	Dana Safety Supply Inc	\$ 325.20	1500-21120-402320	Invoice 203693 - side lights, 1433 slick top
02/13/2017	801800	Dana Safety Supply Inc	\$ 3,574.00	1500-21120-402320	Invoice 455220, Front & Rear Lights, 1433 Slick Top
02/13/2017	801800	Dana Safety Supply Inc	\$ 199.30	1500-21120-402320	Invoice 450083, BT04091TS12, SMC PB300/PB400 Transfer
02/13/2017	801800	Dana Safety Supply Inc	\$ 20.00	1500-21120-402320	Freight
02/13/2017	801800	Dana Safety Supply Inc	\$ 591.02	1500-21120-402320	ISTRAY6, WEC 6 Solo Lamp Tray, State Vehicle Shroud
02/13/2017	801800	Dana Safety Supply Inc	\$ 18.50	1500-21120-402320	Freight
02/13/2017	801800	Dana Safety Supply Inc	\$ 669.00	1500-21120-402320	BK2019FDT09F150, SMC PB450L4 Alum Push Bumper
02/13/2017	801800	Dana Safety Supply Inc	\$ 45.00	1500-21120-402320	Freight
02/13/2017	801805	Desert Mountain Corporation	\$ 3,552.24	2110-31320-404721	ice slicer used to melt snow on roads
02/13/2017	801805	Desert Mountain Corporation	\$ 3,608.82	2110-31320-404721	ice slicer used to melt snow on streets
02/13/2017	801805	Desert Mountain Corporation	\$ 3,763.80	2110-31320-404721	ice slicer used to melt snow on roads
02/13/2017	801805	Desert Mountain Corporation	\$ 4,103.28	2110-31320-404721	ice slicer used to melt snow on roads
02/13/2017	801808	DOWL	\$ 3,337.80	8450-31860-409310	WO 16-05 Central Ave - Shiloh to 32nd St W
02/13/2017	801812	Ed Bartlett, LLC	\$ 5,900.00	0100-14110-403950	January 2017 Lobbyist Agreement
02/13/2017	801813	Electric Lightwave	\$ 39.49	5610-71130-403450	Airport 2948370 Airport Alarm
02/13/2017	801813	Electric Lightwave	\$ 4,146.32	6060-19310-403450	Main Bill New Account # 330046
02/13/2017	801813	Electric Lightwave	\$ 235.45	6060-19310-403450	Main Bill T-1 New Account #330047
02/13/2017	801813	Electric Lightwave	\$ 39.00	1500-21110-403450	CPC line 247-8592 New Account # 330183
02/13/2017	801813	Electric Lightwave	\$ 46.00	0100-51120-403450	Dehler Park line 867-7275
02/13/2017	801813	Electric Lightwave	\$ 79.95	6200-19110-403452	IT Internet Connection New Account # 330046
02/13/2017	801813	Electric Lightwave	\$ 39.00	2920-65010-403450	Community Development Services
02/13/2017	801813	Electric Lightwave	\$ 39.00	2090-44510-403450	Building FAX 406-657-8252
02/13/2017	801813	Electric Lightwave	\$ 39.00	2400-43010-403450	Planning FAX 406-657-8327
02/13/2017	801822	First Montana Title Co	\$ 15,000.00	2850-65810-407277	FTHB Andrea Charette 615 St.Johns
02/13/2017	801823	Fitch Ratings, Inc	\$ 40,000.00	5170-82950-405510	7119038584 - Rating fee for Sewer Revenue Bonds, Series
02/13/2017	801826	Future Sync International	\$ 3,328.33	5020-74000-403590	Teambuilding
02/13/2017	801826	Future Sync International	\$ 3,328.33	5120-84000-403590	Teambuilding
02/13/2017	801828	Gallagher Benefit Services Inc	\$ 28,650.00	6270-17520-403560	January - June 2017 Health & Welfare Consulting Service
02/13/2017	801829	Galles Filter Service	\$ 437.04	6010-00000-141000	P-66357-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 54.60	6010-00000-141000	P-66396-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 201.64	6010-00000-141000	P-66442-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 139.64	6010-00000-141000	P-66494-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 86.60	6010-00000-141000	P-66611-01 PO NUM 302140

Check Date	Check	Name	Amount	Account	Item Desc
02/13/2017	801829	Galles Filter Service	\$ 16.20	6010-00000-141000	T-65537 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 40.55	6010-00000-141000	T-65651 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 8.90	2110-31320-402320	P-66127-01
02/13/2017	801829	Galles Filter Service	\$ 35.39	2110-31320-402320	P-66128-01
02/13/2017	801829	Galles Filter Service	\$ 149.68	1500-22260-402320	P-66132-01
02/13/2017	801829	Galles Filter Service	\$ 8.90	2110-31320-402320	T-65255
02/13/2017	801829	Galles Filter Service	\$ 15.10	2110-31320-402320	T-65423
02/13/2017	801829	Galles Filter Service	\$ 4.48	2110-31320-402320	T-65528
02/13/2017	801829	Galles Filter Service	\$ 59.06	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 302130
02/13/2017	801829	Galles Filter Service	\$ 45.50	5410-31230-402320	Parts for Landfill equipment
02/13/2017	801829	Galles Filter Service	\$ 52.84	5710-00000-141714	BUS MET PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 211.49	5710-00000-141714	BUS MET PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 38.43	5710-00000-141714	BUS MET PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 31.70	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801829	Galles Filter Service	\$ 45.10	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801829	Galles Filter Service	\$ 2.30	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801829	Galles Filter Service	\$ 211.26	6010-00000-141000	P-66028-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 494.89	6010-00000-141000	P-66129-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 13.71	6010-00000-141000	P-66130-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 130.67	6010-00000-141000	P-66186-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 170.65	6010-00000-141000	P-66290-01 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 96.93	6010-00000-141000	T-65273 PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 42.12	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801829	Galles Filter Service	\$ 469.25	5710-71440-402320	BUS MET
02/13/2017	801829	Galles Filter Service	\$ 163.78	5710-00000-141714	BUS MET PO NUM 302140
02/13/2017	801829	Galles Filter Service	\$ 151.75	5410-31230-402320	Parts for Landfill Equipment
02/13/2017	801829	Galles Filter Service	\$ 640.42	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 302216
02/13/2017	801829	Galles Filter Service	\$ 390.37	5410-31230-402320	Filters for Landfill Equipment
02/13/2017	801829	Galles Filter Service	\$ 474.82	5410-31230-402320	Filters for Landfill equipment
02/13/2017	801829	Galles Filter Service	\$ 50.57	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 302306
02/13/2017	801829	Galles Filter Service	\$ 88.95	5020-00000-141000	WATER PARTS AND SUPPLIES PO NUM 302307
02/13/2017	801829	Galles Filter Service	\$ 287.39	5410-31230-402320	Filters for Landfill equipment
02/13/2017	801829	Galles Filter Service	\$ 62.80	5410-31230-402320	Filters for Landfill equipment
02/13/2017	801832	Gillig Corporation	\$ 449.27	5710-00000-141714	BUS MET PO NUM 302415
02/13/2017	801832	Gillig Corporation	\$ 145.79	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801832	Gillig Corporation	\$ 2,754.29	5710-71440-402320	AUTO &TRUCK MAINT.ITEMS
02/13/2017	801838	Great West Engineering, Inc	\$ 3,723.00	5410-31230-403590	Consultant agreement for Professional Services for the
02/13/2017	801838	Great West Engineering, Inc	\$ 10,979.25	5410-31230-403590	Consultant agreement for Professional Services for the
02/13/2017	801846	Hawkins Inc.	\$ (15.00)	5030-75910-409340	credit for Chlorine
02/13/2017	801846	Hawkins Inc.	\$ 29.54	5020-75000-402410	Replacement tubes

Check Date	Check	Name	Amount	Account	Item Desc
02/13/2017	801846	Hawkins Inc.	\$ 4,630.26	5020-74000-402220	Filter cleaners
02/13/2017	801846	Hawkins Inc.	\$ (10.00)	5030-75910-409340	credit for 10 31 2016 Chlorine
02/13/2017	801847	HCL Truck Equipment Inc	\$ 94.10	2110-31320-402320	connector pigtailed and pin for plows
02/13/2017	801847	HCL Truck Equipment Inc	\$ (279.00)	2110-31320-402320	return of cutting edges
02/13/2017	801847	HCL Truck Equipment Inc	\$ 6,415.00	5020-74000-402450	Plow & monitoring hardware for WTP and Station
02/13/2017	801848	HDR, Inc.	\$ 12,211.56	5030-74910-409390	WO 15-10 WTP Chemical Building/Disinfection
02/13/2017	801854	InfoSend Inc	\$ 6,119.68	5020-73110-403110	Billing and postage
02/13/2017	801854	InfoSend Inc	\$ 1,615.33	5020-73110-403111	Billing and postage
02/13/2017	801854	InfoSend Inc	\$ 4,079.78	5120-83110-403110	Billing and postage
02/13/2017	801854	InfoSend Inc	\$ 1,076.88	5120-83110-403111	Billing and postage
02/13/2017	801854	InfoSend Inc	\$ 1,828.11	5020-73110-403110	BILLING AND POSTAGE
02/13/2017	801854	InfoSend Inc	\$ 467.95	5020-73110-403111	BILLING AND POSTAGE
02/13/2017	801854	InfoSend Inc	\$ 1,218.74	5120-83110-403110	BILLING AND POSTAGE
02/13/2017	801854	InfoSend Inc	\$ 311.97	5120-83110-403111	BILLING AND POSTAGE
02/13/2017	801855	Ingram Library Services Inc.	\$ 31.72	2600-55190-403226	96927861
02/13/2017	801855	Ingram Library Services Inc.	\$ 26.71	2600-55190-403227	96927861
02/13/2017	801855	Ingram Library Services Inc.	\$ 29.98	2600-55190-403333	96927861
02/13/2017	801855	Ingram Library Services Inc.	\$ 40.87	2600-55190-403333	96929089
02/13/2017	801855	Ingram Library Services Inc.	\$ 272.47	2600-55190-403226	96929090
02/13/2017	801855	Ingram Library Services Inc.	\$ 9.59	2600-55190-403255	96929090
02/13/2017	801855	Ingram Library Services Inc.	\$ 15.34	2600-55190-403227	96929091
02/13/2017	801855	Ingram Library Services Inc.	\$ 5.99	2600-55190-403226	96929092
02/13/2017	801855	Ingram Library Services Inc.	\$ 10.02	2600-55190-403241	96929092
02/13/2017	801855	Ingram Library Services Inc.	\$ 54.99	2600-55190-403222	96929093
02/13/2017	801855	Ingram Library Services Inc.	\$ 234.14	2600-55190-403226	96929093
02/13/2017	801855	Ingram Library Services Inc.	\$ 455.18	2600-55190-403227	96929093
02/13/2017	801855	Ingram Library Services Inc.	\$ 28.18	2600-55190-403241	96929093
02/13/2017	801855	Ingram Library Services Inc.	\$ 977.35	2600-55190-403333	96929093
02/13/2017	801855	Ingram Library Services Inc.	\$ 31.86	2600-55190-403226	96929094
02/13/2017	801855	Ingram Library Services Inc.	\$ 14.72	2600-55190-403226	96929095
02/13/2017	801855	Ingram Library Services Inc.	\$ 9.59	2600-55190-403333	96983141
02/13/2017	801855	Ingram Library Services Inc.	\$ 16.52	2600-55190-403226	96983142
02/13/2017	801855	Ingram Library Services Inc.	\$ 16.52	2600-55190-403227	97031049
02/13/2017	801855	Ingram Library Services Inc.	\$ 24.92	2600-55190-403226	9703150
02/13/2017	801855	Ingram Library Services Inc.	\$ 155.17	2600-55190-403226	97031051
02/13/2017	801855	Ingram Library Services Inc.	\$ 214.00	2600-55190-403227	97031051
02/13/2017	801855	Ingram Library Services Inc.	\$ 14.37	2600-55190-403241	97031051
02/13/2017	801855	Ingram Library Services Inc.	\$ 41.18	2600-55190-403255	97031051
02/13/2017	801855	Ingram Library Services Inc.	\$ 27.38	2600-55190-403226	97032923
02/13/2017	801855	Ingram Library Services Inc.	\$ 18.35	2600-55190-403241	97032923

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02/13/2017	801856	Inland Truck Parts Co	\$ 2,224.82	2110-31320-402320	46513
02/13/2017	801856	Inland Truck Parts Co	\$ 410.42	5410-31220-402320	46640
02/13/2017	801856	Inland Truck Parts Co	\$ 1,157.53	2110-31320-402320	46756
02/13/2017	801861	Knife River (JTL Group Inc.)	\$ 2,441.18	2110-31320-404520	winter sand/salt material
02/13/2017	801861	Knife River (JTL Group Inc.)	\$ 4,410.63	2110-31320-404520	winter sand/salt material
02/13/2017	801862	Kois Brothers Equipment Co	\$ 3,313.83	2110-31320-402320	cutting edges for henke snow plows
02/13/2017	801862	Kois Brothers Equipment Co	\$ 126.00	6010-00000-141000	108923 PO NUM 302141
02/13/2017	801862	Kois Brothers Equipment Co	\$ (1,290.25)	5410-31220-402320	8571
02/13/2017	801862	Kois Brothers Equipment Co	\$ 755.38	2110-31320-402320	108789
02/13/2017	801862	Kois Brothers Equipment Co	\$ 28.57	2110-31320-402320	108789
02/13/2017	801862	Kois Brothers Equipment Co	\$ 955.80	2110-31320-402320	henke snow plow cutting edges/bolts/nuts
02/13/2017	801868	Local 521	\$ 3,450.00	1500-22240-402260	CLOTHING ALLOWANCE: NEW HIRES - ANDERSON,
02/13/2017	801869	LONG Building Technologies Inc	\$ 315.00	5610-71170-402450	Invoice #SRVCE0081560. Trouble shoot A/C issue at TSA
02/13/2017	801869	LONG Building Technologies Inc	\$ 4,761.63	5610-71120-402450	Invoice #SRVCE0081672. Replace Phone Room A/C
02/13/2017	801869	LONG Building Technologies Inc	\$ 3,636.07	5610-71170-402450	Invoice #SRVCE0081559. Replace Server Room A/C at TSA
02/13/2017	801877	Montana Dakota Utilities Co	\$ 56.36	5120-85000-403440	billings lift station 2750 bitterroot dr unit 2
02/13/2017	801877	Montana Dakota Utilities Co	\$ 149.29	5020-74000-403440	162 660 1000 4
02/13/2017	801877	Montana Dakota Utilities Co	\$ 66.46	5120-85000-403440	470 750 1000 0
02/13/2017	801877	Montana Dakota Utilities Co	\$ 15.41	5120-85000-403440	559 250 1000 5
02/13/2017	801877	Montana Dakota Utilities Co	\$ 440.45	1500-22210-403440	672 860 1000 3
02/13/2017	801877	Montana Dakota Utilities Co	\$ 191.38	0100-51220-403440	703 760 1000 8
02/13/2017	801877	Montana Dakota Utilities Co	\$ 1,454.75	1500-22210-403440	819 360 1000 8
02/13/2017	801877	Montana Dakota Utilities Co	\$ 456.38	5020-74000-403440	825 150 1000 5
02/13/2017	801877	Montana Dakota Utilities Co	\$ 25.43	0100-51260-403440	879 660 1000 8
02/13/2017	801877	Montana Dakota Utilities Co	\$ 514.95	0100-51220-403440	902 360 1000 6
02/13/2017	801877	Montana Dakota Utilities Co	\$ 379.81	1500-22210-403440	958 650 1000 3
02/13/2017	801878	Montana Municipal Interlocal Authority	\$ 58,472.56	6300-17530-407311	Inv. # 117001Deductible Recovery Invoice for February 2017
02/13/2017	801879	Montana Peterbilt LLC	\$ 245,645.00	5410-31220-409420	2017 Peterbuilt 320 w/ Mammoth Western Frontloader by
02/13/2017	801885	MT Waterworks	\$ 1,988.64	5020-00000-141000	SYSTEMS PO NUM 302319
02/13/2017	801885	MT Waterworks	\$ 700.00	5120-84000-402450	Steel coupling
02/13/2017	801885	MT Waterworks	\$ 25.16	5020-73120-402410	BLACK NIPPLE GALV BUSH
02/13/2017	801887	Municipal Emergency Services Inc.	\$ 5,054.40	1500-21120-402120	MC1CA3SB0H and VS5N00NT0M Custom POINT BLANK-C
02/13/2017	801887	Municipal Emergency Services Inc.	\$ 1,936.44	1500-21120-402120	EN4N00BV0J Custom POINT BLANK - Asscessories:
02/13/2017	801888	Nachurs Alpine Solutions Corp	\$ 8,599.50	5610-71130-403650	5-Super Sacks (2205 lbs) FAA Approved Solid Runway
02/13/2017	801892	NorthWestern Energy	\$ 3,658.60	5710-71430-403410	Electricity at Metroplex for 12/27/16 to 01/26/17
02/13/2017	801892	NorthWestern Energy	\$ 75.24	1500-22210-403410	0712532-1
02/13/2017	801892	NorthWestern Energy	\$ 208.57	0100-51410-403410	0712538-8
02/13/2017	801892	NorthWestern Energy	\$ 336.62	1500-22210-403410	0720817-6
02/13/2017	801892	NorthWestern Energy	\$ 179.60	0100-51260-403410	0720841-6
02/13/2017	801892	NorthWestern Energy	\$ 9.65	5020-74000-403410	0722249-0

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02/13/2017	801892	NorthWestern Energy	\$ 6.08	0100-51120-403410	0722253-2
02/13/2017	801892	NorthWestern Energy	\$ 225.86	0100-51120-403410	0722256-5
02/13/2017	801892	NorthWestern Energy	\$ 8.26	0100-51120-403410	0722258-1
02/13/2017	801892	NorthWestern Energy	\$ 15.70	0100-51120-403410	0722259-9
02/13/2017	801892	NorthWestern Energy	\$ 3,070.61	5020-74000-403410	0722270-6
02/13/2017	801892	NorthWestern Energy	\$ 10.02	0100-51120-403410	0722272-2
02/13/2017	801892	NorthWestern Energy	\$ 6.68	8720-51980-403410	0722272-2
02/13/2017	801892	NorthWestern Energy	\$ 230.94	0100-51120-403410	0722273-0
02/13/2017	801892	NorthWestern Energy	\$ 13.57	0100-51120-403410	0722274-8
02/13/2017	801892	NorthWestern Energy	\$ 112.56	0100-51120-403410	0722275-5
02/13/2017	801892	NorthWestern Energy	\$ 40.35	0100-51120-403410	0722277-1
02/13/2017	801892	NorthWestern Energy	\$ 33.34	0100-51120-403410	0722278-9
02/13/2017	801892	NorthWestern Energy	\$ 17.26	0100-51120-403410	0722279-7
02/13/2017	801892	NorthWestern Energy	\$ 6.08	0100-51120-403410	0722280-5
02/13/2017	801892	NorthWestern Energy	\$ 6.08	0100-51120-403410	0722281-3
02/13/2017	801892	NorthWestern Energy	\$ 6.08	0100-51120-403410	0722283-9
02/13/2017	801892	NorthWestern Energy	\$ 6.08	0100-51120-403410	0722284-7
02/13/2017	801892	NorthWestern Energy	\$ 17.26	0100-51120-403410	0722808-3
02/13/2017	801892	NorthWestern Energy	\$ 9.52	0100-51120-403410	0722852-1
02/13/2017	801892	NorthWestern Energy	\$ 8.26	0100-51120-403410	0722862-0
02/13/2017	801892	NorthWestern Energy	\$ 115.90	0100-51120-403410	0722901-6
02/13/2017	801892	NorthWestern Energy	\$ 7.77	0100-51120-403410	0722976-8
02/13/2017	801892	NorthWestern Energy	\$ 249.36	0100-51120-403410	0722995-8
02/13/2017	801892	NorthWestern Energy	\$ 85.93	0100-51120-403410	0723005-5
02/13/2017	801892	NorthWestern Energy	\$ 6.08	0100-51120-403410	0723025-3
02/13/2017	801892	NorthWestern Energy	\$ 6.40	0100-51120-403410	0723046-9
02/13/2017	801892	NorthWestern Energy	\$ 6.40	0100-51120-403410	0723049-3
02/13/2017	801892	NorthWestern Energy	\$ 12.87	0100-51120-403410	0723053-5
02/13/2017	801892	NorthWestern Energy	\$ 18.19	0100-51120-403410	0723064-2
02/13/2017	801892	NorthWestern Energy	\$ 18.19	0100-51120-403410	0723065-9
02/13/2017	801892	NorthWestern Energy	\$ 114.34	5120-85000-403410	0723383-6
02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723384-4
02/13/2017	801892	NorthWestern Energy	\$ 7.86	8720-51980-403410	0723385-1
02/13/2017	801892	NorthWestern Energy	\$ 7.86	8720-51980-403410	0723386-9
02/13/2017	801892	NorthWestern Energy	\$ 7.86	8720-51980-403410	0723387-7
02/13/2017	801892	NorthWestern Energy	\$ 7.86	8720-51980-403410	0723388-5
02/13/2017	801892	NorthWestern Energy	\$ 4.16	0100-51120-403410	0723391-9
02/13/2017	801892	NorthWestern Energy	\$ 2.78	8720-51980-403410	0723391-9
02/13/2017	801892	NorthWestern Energy	\$ 7.86	8720-51980-403410	0723392-7
02/13/2017	801892	NorthWestern Energy	\$ 7.20	8720-51980-403410	0723393-5

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02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723394-3
02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723395-0
02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723396-8
02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723397-6
02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723398-4
02/13/2017	801892	NorthWestern Energy	\$ 6.08	8720-51980-403410	0723835-5
02/13/2017	801892	NorthWestern Energy	\$ 8.26	8720-51980-403410	0723836-3
02/13/2017	801892	NorthWestern Energy	\$ 6.31	8720-51980-403410	0723840-5
02/13/2017	801892	NorthWestern Energy	\$ 469.21	5120-85000-403410	0723878-5
02/13/2017	801892	NorthWestern Energy	\$ 6.94	8720-51980-403410	0723883-5
02/13/2017	801892	NorthWestern Energy	\$ 158.45	0100-51120-403410	0723884-3
02/13/2017	801892	NorthWestern Energy	\$ 7.07	8720-51980-403410	0723885-0
02/13/2017	801892	NorthWestern Energy	\$ 18.19	0100-51120-403410	0723887-6
02/13/2017	801892	NorthWestern Energy	\$ 45.71	0100-51120-403410	0813489-2
02/13/2017	801892	NorthWestern Energy	\$ 6.56	2110-31320-403410	0855404-0
02/13/2017	801892	NorthWestern Energy	\$ 7.28	8720-51980-403410	0881455-0
02/13/2017	801892	NorthWestern Energy	\$ 1.02	8720-51980-403410	0971824-8
02/13/2017	801892	NorthWestern Energy	\$ 16.66	0100-51120-403410	0978917-3
02/13/2017	801892	NorthWestern Energy	\$ 6.31	0100-51290-403410	0999807-1
02/13/2017	801892	NorthWestern Energy	\$ 164.08	6070-22350-403410	1006915-1
02/13/2017	801892	NorthWestern Energy	\$ 0.44	8720-51980-403410	1045813-1
02/13/2017	801892	NorthWestern Energy	\$ 57.77	2110-31320-403410	1045820-6
02/13/2017	801892	NorthWestern Energy	\$ 6.55	0100-51120-403410	1156527-2
02/13/2017	801892	NorthWestern Energy	\$ 6.07	5020-74000-403410	1160807-2
02/13/2017	801892	NorthWestern Energy	\$ 1,155.37	1500-21710-403410	1183483-5
02/13/2017	801892	NorthWestern Energy	\$ 6.35	0100-51120-403410	1230066-1
02/13/2017	801892	NorthWestern Energy	\$ 6.07	0100-51120-403410	1242222-6
02/13/2017	801892	NorthWestern Energy	\$ 0.81	8720-51980-403410	1312707-1
02/13/2017	801892	NorthWestern Energy	\$ 7.71	5020-74000-403410	1346673-5
02/13/2017	801892	NorthWestern Energy	\$ 1.71	0100-51120-403410	1409394-2
02/13/2017	801892	NorthWestern Energy	\$ 20.16	8720-51980-403410	1513800-1
02/13/2017	801892	NorthWestern Energy	\$ 38.73	8720-51980-403410	1513802-7
02/13/2017	801892	NorthWestern Energy	\$ 8.67	8720-51980-403410	1513804-3
02/13/2017	801892	NorthWestern Energy	\$ 7.20	8720-51980-403410	1514388-6
02/13/2017	801892	NorthWestern Energy	\$ 7.20	8720-51980-403410	1564209-3
02/13/2017	801892	NorthWestern Energy	\$ 67.02	2090-44510-403963	1569631-3
02/13/2017	801892	NorthWestern Energy	\$ 6.07	0100-51120-403410	1588262-4
02/13/2017	801892	NorthWestern Energy	\$ 1.02	0100-51120-403410	1692666-9
02/13/2017	801892	NorthWestern Energy	\$ 30.95	5120-85000-403410	1704025-4
02/13/2017	801892	NorthWestern Energy	\$ 34.50	5120-85000-403410	1704030-4

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02/13/2017	801892	NorthWestern Energy	\$ 48.61	2110-31320-403410	1738989-1
02/13/2017	801892	NorthWestern Energy	\$ 50.42	0100-51120-403410	1849408-8
02/13/2017	801892	NorthWestern Energy	\$ 6.07	5020-74000-403410	1867265-9
02/13/2017	801892	NorthWestern Energy	\$ 7.89	0100-51120-403410	1902257-3
02/13/2017	801892	NorthWestern Energy	\$ 56.06	0100-51120-403410	1904944-4
02/13/2017	801892	NorthWestern Energy	\$ 21.91	0100-51120-403410	1941243-6
02/13/2017	801892	NorthWestern Energy	\$ 1.00	8720-51980-403410	1948667-9
02/13/2017	801892	NorthWestern Energy	\$ 1.35	8720-51980-403410	2041362-1
02/13/2017	801892	NorthWestern Energy	\$ 7.38	2110-31320-403410	2047000-1
02/13/2017	801892	NorthWestern Energy	\$ 7.32	2110-31320-403410	2047007-6
02/13/2017	801892	NorthWestern Energy	\$ 7.77	2110-31320-403410	2047010-0
02/13/2017	801892	NorthWestern Energy	\$ 7.85	2110-31320-403410	2047011-8
02/13/2017	801892	NorthWestern Energy	\$ 7.67	2110-31320-403410	2047013-4
02/13/2017	801892	NorthWestern Energy	\$ 7.32	2110-31320-403410	2047017-5
02/13/2017	801892	NorthWestern Energy	\$ 7.77	2110-31320-403410	2047018-3
02/13/2017	801892	NorthWestern Energy	\$ 7.44	2110-31320-403410	2047019-1
02/13/2017	801892	NorthWestern Energy	\$ 5.21	8720-51980-403410	2055817-7
02/13/2017	801892	NorthWestern Energy	\$ 6.07	0100-51120-403958	3178260-0
02/13/2017	801892	NorthWestern Energy	\$ -	0100-51120-403410	0723039-4
02/13/2017	801892	NorthWestern Energy	\$ -	8720-51980-403410	0723879-3
02/13/2017	801892	NorthWestern Energy	\$ -	8720-51980-403410	1425364-5
02/13/2017	801892	NorthWestern Energy	\$ -	8720-51980-403410	1513796-1
02/13/2017	801892	NorthWestern Energy	\$ 368.80	5020-74000-403410	805 Constitution Jan 2017
02/13/2017	801892	NorthWestern Energy	\$ 2,207.78	5020-74000-403410	1699 High Sierra Blvd Jan2017
02/13/2017	801892	NorthWestern Energy	\$ 116.04	5610-71130-403410	0712533-9. Airport Entrance. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 247.23	5610-71130-403410	0712535-4. Employee Parking. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 45.52	5610-71130-403410	0712791-3. Gate 16. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 51.56	5610-71130-403410	0712795-4. Gate 17. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 35.24	5610-71130-403410	0712797-0. Gate 9. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 15.35	5610-71130-403410	0712813-5. Burn Pit. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 2,456.74	5610-71130-403410	0719543-1. Parking Lot Lights. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 46.74	5610-71130-403410	0719759-3. Gate 12. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 35.63	5610-71130-403410	0719760-1. Gate 14. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 42.32	5610-71130-403410	0719761-9. Gate 15. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 51.82	5610-71130-403410	0719762-7. Gate 13. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 35.11	5610-71130-403410	0720296-3. Gate 29. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 39.20	5610-71130-403410	2114868-9. Runway Weather System. January 2017
02/13/2017	801892	NorthWestern Energy	\$ 6.80	5610-71170-403410	0712805-1. IP-10. January 2017
02/13/2017	801901	Premier Vehicle Installation	\$ 14,027.32	1500-21120-402320	Interior patrol car equipment for cruisers.
02/13/2017	801901	Premier Vehicle Installation	\$ 2,499.00	1500-21120-402320	Console Contour Ford Interceptor Sedan 2013

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02/13/2017	801901	Premier Vehicle Installation	\$ 234.50	1500-21120-402320	4" Utility Box for the Console
02/13/2017	801901	Premier Vehicle Installation	\$ 295.47	1500-21120-402320	Upper Portion of Adjustable Arm Rest
02/13/2017	801901	Premier Vehicle Installation	\$ 243.81	1500-21120-402320	Dual Cup Holder - Ford Interceptor Console
02/13/2017	801901	Premier Vehicle Installation	\$ 288.75	1500-21120-402320	Mounting Plate - Kodiak/GJ Dock/Motorola Dock
02/13/2017	801901	Premier Vehicle Installation	\$ 914.55	1500-21120-402320	Console Side Mount - PI Sedan 13+
02/13/2017	801901	Premier Vehicle Installation	\$ 140.00	1500-21120-402320	CenCom Face Plate
02/13/2017	801901	Premier Vehicle Installation	\$ 154.98	1500-21120-402320	Bracket, Equipment bracket, 1 Piece, 3.5" Tait TM9155
02/13/2017	801903	Proforce Law Enforcement	\$ 114.08	1500-21120-402444	11504, TSR HLST X26P BLACKHAWK LH
02/13/2017	801903	Proforce Law Enforcement	\$ 302.88	1500-21120-402444	44205-TSR, TSR CART M26/X26 21 FT NON-COND
02/13/2017	801903	Proforce Law Enforcement	\$ 2,925.00	1500-21120-402444	44203, TSR CART M26/X26 25 FT XP
02/13/2017	801903	Proforce Law Enforcement	\$ 9.95	1500-21120-402444	HANDLING
02/13/2017	801903	Proforce Law Enforcement	\$ 190.92	1500-21120-402290	Invoice 296786, NSR-1514/BCF NSR-1514 Scene Lgt
02/13/2017	801903	Proforce Law Enforcement	\$ 1,684.80	1500-21120-402120	Invoice 299128, 82654-XFET/ Rem 870P 12/18P IC RSXS
02/13/2017	801903	Proforce Law Enforcement	\$ 152.83	1500-21120-402261	Invoice 295044, 9630/Mon Baton Autolck 22in Blk Chr
02/13/2017	801906	Public Works-Administration	\$ 1,437.60	5050-75150-403671	PWU January 2017 Engineering Permits - WSRP
02/13/2017	801906	Public Works-Administration	\$ 6,995.00	5020-75000-403680	PWU January 2017 Engineering Permits - Watermain Repair
02/13/2017	801909	RDO Equipment Co.	\$ 327.28	5020-75000-402320	NONSTOCKING ITEMS-P.U.D.
02/13/2017	801909	RDO Equipment Co.	\$ 17,880.43	5410-31230-402320	W16463
02/13/2017	801909	RDO Equipment Co.	\$ 11,700.00	2110-31320-405333	Rental of john deer loader for snow removal for a month
02/13/2017	801909	RDO Equipment Co.	\$ (425.00)	5410-31230-405333	Credit for Damage waiver on Rental Loader
02/13/2017	801909	RDO Equipment Co.	\$ 184.99	5020-75000-402320	NONSTOCKING ITEMS-P.U.D.
02/13/2017	801911	Rimrock Foundation	\$ 3,813.16	7380-12660-403590	Jan. 17 IOP
02/13/2017	801911	Rimrock Foundation	\$ 3,656.38	7380-12660-403590	Jan. 17 Aftercare
02/13/2017	801911	Rimrock Foundation	\$ 2,147.31	7380-12660-403590	Jan. 17 Day Treatment
02/13/2017	801911	Rimrock Foundation	\$ 3,146.44	7380-12660-403590	Jan. 17 IOP
02/13/2017	801911	Rimrock Foundation	\$ 1,120.66	7380-12660-403990	Jan. 17 Coordinator
02/13/2017	801911	Rimrock Foundation	\$ 551.45	7380-12660-403990	Jan. 17 LAC Counselor
02/13/2017	801913	Riverstone Health	\$ 11,250.00	0100-14110-403931	Quarterly Air Pollution Control January - March 2017
02/13/2017	801924	SHI International Corp	\$ 148.67	5020-73110-402925	Microsoft Office 2016 licenses for PW-Belknap staff - (Rush,
02/13/2017	801924	SHI International Corp	\$ 351.68	5020-75000-402925	Microsoft Office 2016 licenses for PW-Belknap staff - (Rush,
02/13/2017	801924	SHI International Corp	\$ 99.12	5120-83110-402925	Microsoft Office 2016 licenses for PW-Belknap staff - (Rush,
02/13/2017	801924	SHI International Corp	\$ 234.46	5120-85000-402925	Microsoft Office 2016 licenses for PW-Belknap staff - (Rush,
02/13/2017	801924	SHI International Corp	\$ 247.79	6600-31100-402925	Microsoft Office 2016 licenses for PW-Belknap staff - (Rush,
02/13/2017	801924	SHI International Corp	\$ 6,712.57	6200-19110-405370	VMware Software Licenses renewals - Quote 12870748
02/13/2017	801924	SHI International Corp	\$ 99.12	0100-43210-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 99.12	0100-43210-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 99.11	2090-44510-402120	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 99.11	2400-43010-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 99.12	2400-43010-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 146.83	0100-43210-402925	MS Office & Adobe Pro software

Check Date	Check	Name	Amount	Account	Item Desc
02/13/2017	801924	SHI International Corp	\$ 146.83	0100-43210-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 146.83	2090-44510-402120	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 146.82	2400-43010-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 146.83	2400-43010-402925	MS Office & Adobe Pro software
02/13/2017	801924	SHI International Corp	\$ 495.58	2400-43010-402925	Microsoft Office and Adobe Acrobat Pro for Scott Walker and
02/13/2017	801924	SHI International Corp	\$ 734.14	2400-43010-402925	Microsoft Office and Adobe Acrobat Pro for Scott Walker and
02/13/2017	801929	Solid Waste Systems Inc	\$ 336.96	5410-31220-402320	92557
02/13/2017	801929	Solid Waste Systems Inc	\$ 20.45	5410-31220-402320	92557
02/13/2017	801929	Solid Waste Systems Inc	\$ 364.94	5410-31220-402320	92565
02/13/2017	801929	Solid Waste Systems Inc	\$ 1,332.57	2110-31320-402320	92635
02/13/2017	801929	Solid Waste Systems Inc	\$ 26.17	2110-31320-402320	92638
02/13/2017	801929	Solid Waste Systems Inc	\$ 108.77	5410-31220-402320	92707
02/13/2017	801929	Solid Waste Systems Inc	\$ 84.64	5410-31220-402320	92707
02/13/2017	801929	Solid Waste Systems Inc	\$ 86.96	5410-31220-402320	92708
02/13/2017	801929	Solid Waste Systems Inc	\$ 130.14	5410-31220-402320	92364
02/13/2017	801929	Solid Waste Systems Inc	\$ 1,493.42	5410-31220-402320	92369
02/13/2017	801929	Solid Waste Systems Inc	\$ 15.87	5410-31220-402320	92369
02/13/2017	801929	Solid Waste Systems Inc	\$ 285.91	5410-31220-402320	92383
02/13/2017	801929	Solid Waste Systems Inc	\$ 16.38	5410-31220-402320	92383
02/13/2017	801929	Solid Waste Systems Inc	\$ 135.08	6010-00000-141000	92364 PO NUM 302359
02/13/2017	801931	St Vincent Occupational Health	\$ 1,600.00	0100-17500-403572	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 38.00	1500-21710-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 50.00	1500-21710-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 95.00	2110-31320-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 150.00	5020-74000-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 57.00	5020-75000-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 380.00	5410-31220-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 285.00	5710-71420-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 95.00	5710-71470-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 95.00	6010-15530-403510	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801931	St Vincent Occupational Health	\$ 675.00	6270-17520-405160	Drug Testing, On-Site Nursing, DOT Physicals Hepatitis B
02/13/2017	801933	Stewart Title Company	\$ 15,000.00	2850-65810-407277	FTHB Espri Lance 1304 El Dorado Drive
02/13/2017	801941	Third Signal LLC	\$ 3,500.00	2250-22320-403590	TEXT TO 911 IMPLEMENTATION PROJECT
02/13/2017	801943	Tire-Rama	\$ 822.50	5410-31230-402390	Tire repairs for the garbage trucks
02/13/2017	801943	Tire-Rama	\$ 85.00	5410-31230-402390	Landfill tire repair
02/13/2017	801943	Tire-Rama	\$ 1,164.00	5410-31220-402390	Recaps for the garbage trucks
02/13/2017	801943	Tire-Rama	\$ 40.00	2110-31320-402320	1050280719
02/13/2017	801943	Tire-Rama	\$ 642.50	5410-31220-402390	Tire repairs for the garbage trucks
02/13/2017	801943	Tire-Rama	\$ 2,068.00	5410-31230-402390	Tire sealant
02/13/2017	801943	Tire-Rama	\$ 3,457.30	5410-31220-402390	new steer tires

Check Date	Check	Name	Amount	Account	Item Desc
02/13/2017	801943	Tire-Rama	\$ 685.00	5410-31230-402390	Tires for Landfill equipment
02/13/2017	801943	Tire-Rama	\$ 1,457.08	5410-31230-402390	Tires for Landfill equipment
02/13/2017	801943	Tire-Rama	\$ 1,232.00	5410-31220-402390	Recaps for the garbage trucks
02/13/2017	801943	Tire-Rama	\$ 548.33	5410-31230-402390	Landfill tire repairs
02/13/2017	801943	Tire-Rama	\$ 1,912.50	5410-31220-402390	Recapped tires for the garbage trucks
02/13/2017	801948	Town & Country Supply Association	\$ 8,952.24	5610-71130-402310	Invoice #242835. Unleaded for Operations
02/13/2017	801948	Town & Country Supply Association	\$ 9,154.28	5610-71130-402310	Invoice #242259. Diesel for Operations
02/13/2017	801948	Town & Country Supply Association	\$ 10,760.61	5710-00000-141000	BUS MET PO NUM 302371
02/13/2017	801948	Town & Country Supply Association	\$ 17,276.92	6010-00000-141000	242951 PO NUM 302400
02/13/2017	801956	Valmont Industries Inc	\$ 1,194.00	2110-00000-141318	STREET LIGHTS PO NUM 302187
02/13/2017	801956	Valmont Industries Inc	\$ 2,960.00	2110-00000-141318	STREET LIGHTS PO NUM 302188
02/13/2017	801968	Yellowstone County Finance Dpt	\$ 16,100.00	1500-21110-403590	January 2017 Jail Boarders
02/13/2017	801969	Yellowstone County GIS	\$ 7,000.00	6200-19130-403590	MOU Yellowstone County 3rd Quarter 6200-19130-403590

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Payment of Claims February 21, 2017

PRESENTED BY: Patrick M. Weber, Finance Director

Department: City Hall Administration

PROBLEM/ISSUE STATEMENT

Claims in the amount of \$1,499,968.74 have been audited and are presented for City Council payment approval. A complete listing of the claims dated February 21, 2017, is available in the Finance Department.

ALTERNATIVES ANALYZED

No other alternatives were analyzed.

FINANCIAL IMPACT

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

RECOMMENDATION

Staff recommends that Council approve the Payment of Claims.

APPROVED BY CITY ADMINISTRATOR

Attachments

councilmemo_2.21.2017

Check Date	Check	Name	Amount	Account	Item Desc
02/21/2017	802129	Northwest Pipe Fittings	\$ 50.40	5120-84000-402450	parts for engine generator
02/21/2017	802129	Northwest Pipe Fittings	\$ 81.31	5020-74000-402450	FITTINGS FOR PUMP 4
02/21/2017	801996	Border States Electric	\$ 135.43	2110-31320-402320	912432158
02/21/2017	802203	Yochum Contracting Inc	\$ 5,445.00	5050-75150-403671	3683 SPALDING EMERGENCY REPAIR
02/21/2017	802024	Dell Computer L P	\$ 3,456.36	2400-43010-402925	Precision Dell PC for Scott Walker
02/21/2017	802129	Northwest Pipe Fittings	\$ 241.03	5020-74000-402450	CLA-VAL Pilot Kit
02/21/2017	802108	Miller Trois LLC	\$ 1,874.00	0100-43210-405311	I17-017163 Miller Trois LLC
02/21/2017	802108	Miller Trois LLC	\$ 6,149.00	2090-44510-405311	I17-017163 Miller Trois LLC
02/21/2017	802108	Miller Trois LLC	\$ 4,077.00	2400-43010-405311	I17-017163 Miller Trois LLC
02/21/2017	802108	Miller Trois LLC	\$ 4,829.00	2740-67800-405310	I17-017163 Miller Trois LLC
02/21/2017	802176	Town & Country Supply Association	\$ 12,297.23	6010-00000-141000	243220 PO NUM 302434
02/21/2017	802176	Town & Country Supply Association	\$ 6,289.47	6010-00000-141000	243350 PO NUM 302434
02/21/2017	802149	Rocky Mountain Air	\$ 2,365.24	5020-75000-402920	NEW DEWATERING PUMP
02/21/2017	802149	Rocky Mountain Air	\$ 1,576.83	5120-85000-402920	NEW DEWATERING PUMP
02/21/2017	802172	The Appraisal Group Ltd	\$ 2,750.00	8450-31860-409310	WO1609 Grand Ave
02/21/2017	802129	Northwest Pipe Fittings	\$ 3,400.00	5020-73120-402380	TRIMBLE NOMAD
02/21/2017	802025	Dept Of Natural Resources	\$ 1,540.00	5020-74000-403590	Right of Way along Yellowstone River
02/21/2017	801996	Border States Electric	\$ 711.16	5020-74000-402360	RELAY
02/21/2017	802026	Desert Mountain Corporation	\$ 3,496.89	2110-31320-404721	ice slicer used to melt snow
02/21/2017	802152	Sanderson Stewart	\$ 4,506.70	5030-75910-409340	WO 16-07 I-90 Water System Loop
02/21/2017	802030	DOWL	\$ 31,844.86	8400-31840-409310	WO 16-14 West Billings Stormwater
02/21/2017	802117	Morrison Maierle Inc	\$ 14,819.10	5030-75910-409340	2017 Water & Sewer Projects - Sch 2
02/21/2017	802117	Morrison Maierle Inc	\$ 60,814.67	5130-85910-409340	017 Water & Sewer Projects - Sch 2
02/21/2017	802033	DPS Company LLC	\$ 10,436.74	5030-73910-409390	WO 16-20 Belknap Finance Offices
02/21/2017	802033	DPS Company LLC	\$ 6,957.83	5130-83910-409390	O 16-20 Belknap Finance Offices
02/21/2017	801975	Alta Planning & Design Inc	\$ 11,595.02	2400-43010-407214	Billings MT Bikeway and Trail Master Plan
02/21/2017	802030	DOWL	\$ 3,500.00	4240-51110-409370	Hydrogeological analysis for Rose Park.
02/21/2017	802039	Ed Bartlett, LLC	\$ 5,900.00	0100-14110-403950	February 2017 Lobbyist Contract
02/21/2017	802068	Iaff	\$ 4,640.90	9000-00000-209920	Payroll Summary
02/21/2017	802116	Moody's Investors Service	\$ 35,000.00	5170-82950-405510	P0230697 - Sewer system revenue bonds
02/21/2017	802130	NorthWestern Energy	\$ 13,914.01	2110-31320-403410	Signal Bills
02/21/2017	802032	Downtown Billings BID, Inc.	\$ 3,144.25	7800-15750-407680	Paid January, distributed February 2017
02/21/2017	802098	Mailing Technical Services	\$ 109.00	5210-15210-403110	parking - special inserts only
02/21/2017	802098	Mailing Technical Services	\$ 697.14	0100-15120-403110	Finance
02/21/2017	802098	Mailing Technical Services	\$ 4,374.17	6050-15150-403110	Postage Fund (weekly bills)
02/21/2017	802131	NorthWestern Energy	\$ 111.35	5120-87000-403410	EA Electricity
02/21/2017	802067	I-State Truck, Inc.	\$ 151.32	6010-00000-141000	C251216241.01 PO NUM 302448
02/21/2017	802176	Town & Country Supply Association	\$ 674.31	1500-22260-402310	243299 FIRE 1 - UNLEADED DELIVERED
02/21/2017	802176	Town & Country Supply Association	\$ 541.50	1500-22260-402310	243299 FIRE 1 - CENEX RUBY FIELD
02/21/2017	802176	Town & Country Supply Association	\$ 371.83	1500-22260-402310	243300 FIRE 5 - CENEX RUBY

Check Date	Check	Name	Amount	Account	Item Desc
02/21/2017	802176	Town & Country Supply Association	\$ (0.01)	1500-22260-402310	LESS: DECIMAL POINT CORRECTION
02/21/2017	802043	Empire Garage Owner's Association	\$ 7,837.42	5210-15940-403660	City of Billings February Assessment.
02/21/2017	802131	NorthWestern Energy	\$ 46.41	0100-51270-403410	0712387-0
02/21/2017	802131	NorthWestern Energy	\$ 221.49	0100-51220-403410	0712536-2
02/21/2017	802131	NorthWestern Energy	\$ 522.19	5710-71430-403410	0719225-5
02/21/2017	802131	NorthWestern Energy	\$ 53.80	0100-51220-403410	0720818-4
02/21/2017	802131	NorthWestern Energy	\$ 77.13	0100-51260-403410	0720821-8
02/21/2017	802131	NorthWestern Energy	\$ 3,090.12	5020-74000-403410	0722264-9
02/21/2017	802131	NorthWestern Energy	\$ 4,399.13	5020-74000-403410	0723040-2
02/21/2017	802131	NorthWestern Energy	\$ 63.88	5020-74000-403410	0723059-2
02/21/2017	802131	NorthWestern Energy	\$ 820.49	1500-22210-403410	0871546-8
02/21/2017	802131	NorthWestern Energy	\$ 627.22	5020-74000-403410	1116452-2
02/21/2017	802131	NorthWestern Energy	\$ 194.33	5020-74000-403410	1142253-2
02/21/2017	802131	NorthWestern Energy	\$ 940.71	6500-15660-403410	1160802-3
02/21/2017	802131	NorthWestern Energy	\$ 2,920.00	6500-15660-403410	1160804-9
02/21/2017	802131	NorthWestern Energy	\$ 3,252.02	6500-15660-403410	1269391-7
02/21/2017	802131	NorthWestern Energy	\$ 0.23	2110-31320-403410	1740357-7
02/21/2017	802131	NorthWestern Energy	\$ 0.58	2110-31320-403410	1748896-6
02/21/2017	802131	NorthWestern Energy	\$ 31.37	0100-51120-403410	1836666-6
02/21/2017	802187	Walker Parking Consultants	\$ 2,178.09	5210-15910-409224	Concrete restoration for City Parking
02/21/2017	802187	Walker Parking Consultants	\$ 2,178.09	5210-15920-409224	Concrete restoration for City Parking
02/21/2017	802187	Walker Parking Consultants	\$ 2,178.10	5210-15930-409224	Concrete restoration for City Parking
02/21/2017	802080	John E Reid & Associates	\$ 1,090.00	7180-21600-403870	Registration fee for Investigative Interviewing
02/21/2017	802080	John E Reid & Associates	\$ 1,635.00	1500-21200-403822	Invoice 173658 - Registration for Shawn
02/21/2017	802080	John E Reid & Associates	\$ 5,450.00	1500-21400-403822	Invoice 173658- Registration
02/21/2017	802022	DC Frost Associates Inc	\$ 3,533.96	5120-84000-402450	UV LAMPS
02/21/2017	802072	Inland Truck Parts Co	\$ 333.52	5410-31220-402320	1-46844
02/21/2017	802072	Inland Truck Parts Co	\$ 1,535.89	2110-31320-402320	1-46973
02/21/2017	802072	Inland Truck Parts Co	\$ 366.55	2110-31320-402320	1-46973
02/21/2017	802072	Inland Truck Parts Co	\$ 696.35	2110-31320-402320	1-46988
02/21/2017	802072	Inland Truck Parts Co	\$ 124.36	2110-31320-402320	1-46988
02/21/2017	802072	Inland Truck Parts Co	\$ 341.98	5410-31220-402320	1-47079
02/21/2017	802072	Inland Truck Parts Co	\$ 152.83	5020-75000-402320	1-47114
02/21/2017	802072	Inland Truck Parts Co	\$ 54.53	2110-31320-402320	1-47145
02/21/2017	802152	Sanderson Stewart	\$ 36,084.47	8450-31860-409310	WO 16-09 Grand Ave
02/21/2017	802129	Northwest Pipe Fittings	\$ 16,340.40	5020-00000-141000	WATER PARTS AND SUPPLIES
02/21/2017	802176	Town & Country Supply Association	\$ 3,748.58	5710-00000-141000	PO 302435
02/21/2017	802131	NorthWestern Energy	\$ 74.41	0100-51120-403410	0723045-1
02/21/2017	802131	NorthWestern Energy	\$ 128.21	0100-51120-403410	0925496-2
02/21/2017	802131	NorthWestern Energy	\$ 645.47	6500-15660-403410	0975808-7

Check Date	Check	Name	Amount	Account	Item Desc
02/21/2017	802131	NorthWestern Energy	\$ 2,728.25	5410-31220-403410	3252194-0
02/21/2017	802130	NorthWestern Energy	\$ 523.66	8100-31830-403410	SILMD 008 ACCT# 0712544-6
02/21/2017	802130	NorthWestern Energy	\$ 536.20	8100-31830-403410	SILMD 009 ACCT# 0712545-3
02/21/2017	802130	NorthWestern Energy	\$ 1,476.10	8100-31830-403410	SILMD 010 ACCT# 0712546-1
02/21/2017	802130	NorthWestern Energy	\$ 4,440.66	8100-31830-403410	SILMD 013 ACCT# 0721276-4
02/21/2017	802130	NorthWestern Energy	\$ 2,172.87	8100-31830-403410	SILMD 014 ACCT# 0721277-2
02/21/2017	802130	NorthWestern Energy	\$ 1,287.15	8100-31830-403410	SILMD 017 ACCT# 0712553-7
02/21/2017	802130	NorthWestern Energy	\$ 64.21	8100-31830-403410	SILMD 162 ACCT# 0712605-5
02/21/2017	802130	NorthWestern Energy	\$ 705.17	8100-31830-403410	SILMD 163 ACCT# 0712606-3
02/21/2017	802130	NorthWestern Energy	\$ 396.38	8100-31830-403410	SILMD 164 ACCT# 0712607-1
02/21/2017	802130	NorthWestern Energy	\$ 926.03	8100-31830-403410	SILMD 165 ACCT# 0712608-9
02/21/2017	802130	NorthWestern Energy	\$ 247.77	8100-31830-403410	SILMD 167 ACCT# 0712609-7
02/21/2017	802130	NorthWestern Energy	\$ 594.55	8100-31830-403410	SILMD 171 ACCT# 0712610-5
02/21/2017	802130	NorthWestern Energy	\$ 520.93	8100-31830-403410	SILMD 155 ACCT# 0712599-0
02/21/2017	802130	NorthWestern Energy	\$ 966.16	8100-31830-403410	SILMD 157 ACCT# 0712600-6
02/21/2017	802130	NorthWestern Energy	\$ 839.18	8100-31830-403410	SILMD 158 ACCT# 0712601-4
02/21/2017	802130	NorthWestern Energy	\$ 1,151.83	8100-31830-403410	SILMD 159 ACCT# 0712602-2
02/21/2017	802130	NorthWestern Energy	\$ 752.40	8100-31830-403410	SILMD 160 ACCT# 0712603-0
02/21/2017	802130	NorthWestern Energy	\$ 1,114.78	8100-31830-403410	SILMD 161 ACCT# 0712604-8
02/21/2017	802130	NorthWestern Energy	\$ 489.59	8100-31830-403410	SILMD 147 ACCT# 0712592-5
02/21/2017	802130	NorthWestern Energy	\$ 1,575.37	8100-31830-403410	SILMD 149 ACCT# 0712593-3
02/21/2017	802130	NorthWestern Energy	\$ 792.75	8100-31830-403410	SILMD 150 ACCT# 0712594-1
02/21/2017	802130	NorthWestern Energy	\$ 665.56	8100-31830-403410	SILMD 151 ACCT# 0712595-8
02/21/2017	802130	NorthWestern Energy	\$ 569.78	8100-31830-403410	SILMD 153 ACCT# 0712597-4
02/21/2017	802130	NorthWestern Energy	\$ 1,288.25	8100-31830-403410	SILMD 154 ACCT# 0712598-2
02/21/2017	802130	NorthWestern Energy	\$ 781.36	8100-31830-403410	SILMD 138 ACCT# 0712586-7
02/21/2017	802130	NorthWestern Energy	\$ 260.47	8100-31830-403410	SILMD 139 ACCT# 0712587-5
02/21/2017	802130	NorthWestern Energy	\$ 605.27	8100-31830-403410	SILMD 143 ACCT# 0712588-3
02/21/2017	802130	NorthWestern Energy	\$ 28.83	8100-31830-403410	SILMD 144 ACCT# 0712589-1
02/21/2017	802130	NorthWestern Energy	\$ 495.50	8100-31830-403410	SILMD 145 ACCT# 0712590-9
02/21/2017	802130	NorthWestern Energy	\$ 376.18	8100-31830-403410	SILMD 146 ACCT# 0712591-7
02/21/2017	802130	NorthWestern Energy	\$ 897.08	8100-31830-403410	SILMD 131 ACCT# 0712580-0
02/21/2017	802130	NorthWestern Energy	\$ 244.85	8100-31830-403410	SILMD 133 ACCT# 0712581-8
02/21/2017	802130	NorthWestern Energy	\$ 565.05	8100-31830-403410	SILMD 134 ACCT# 0712582-6
02/21/2017	802130	NorthWestern Energy	\$ 545.01	8100-31830-403410	SILMD 135 ACCT# 0712583-4
02/21/2017	802130	NorthWestern Energy	\$ 491.97	8100-31830-403410	SILMD 136 ACCT# 0712584-2
02/21/2017	802130	NorthWestern Energy	\$ 393.58	8100-31830-403410	SILMD 137 ACCT# 0712585-9
02/21/2017	802130	NorthWestern Energy	\$ 405.14	8100-31830-403410	SILMD 125 ACCT# 0712574-3
02/21/2017	802130	NorthWestern Energy	\$ 202.56	8100-31830-403410	SILMD 126 ACCT# 0712575-0
02/21/2017	802130	NorthWestern Energy	\$ 743.17	8100-31830-403410	SILMD 127 ACCT# 0712576-8

Check Date	Check	Name	Amount	Account	Item Desc
02/21/2017	802130	NorthWestern Energy	\$ 520.23	8100-31830-403410	SILMD 128 ACCT# 0712577-6
02/21/2017	802130	NorthWestern Energy	\$ 347.31	8100-31830-403410	SILMD 129 ACCT# 0712578-4
02/21/2017	802130	NorthWestern Energy	\$ 131.85	8100-31830-403410	SILMD 130 ACCT# 0712579-2
02/21/2017	802130	NorthWestern Energy	\$ 244.36	8100-31830-403410	SILMD 118 ACCT# 0712567-7
02/21/2017	802130	NorthWestern Energy	\$ 161.53	8100-31830-403410	SILMD 119 ACCT# 0712568-5
02/21/2017	802130	NorthWestern Energy	\$ 2,604.47	8100-31830-403410	SILMD 121 ACCT# 0712570-1
02/21/2017	802130	NorthWestern Energy	\$ 198.20	8100-31830-403410	SILMD 122 ACCT# 0712571-9
02/21/2017	802130	NorthWestern Energy	\$ 347.31	8100-31830-403410	SILMD 123 ACCT# 0712572-7
02/21/2017	802130	NorthWestern Energy	\$ 1,012.86	8100-31830-403410	SILMD 124 ACCT# 0712573-5
02/21/2017	802130	NorthWestern Energy	\$ 4,572.25	8100-31830-403410	SILMD 109 ACCT# 0712561-0
02/21/2017	802130	NorthWestern Energy	\$ 193.12	8100-31830-403410	SILMD 113 ACCT# 0712562-8
02/21/2017	802130	NorthWestern Energy	\$ 983.92	8100-31830-403410	SILMD 114 ACCT# 0712563-6
02/21/2017	802130	NorthWestern Energy	\$ 231.52	8100-31830-403410	SILMD 115 ACCT# 0712564-4
02/21/2017	802130	NorthWestern Energy	\$ 607.69	8100-31830-403410	SILMD 116 ACCT# 0712565-1
02/21/2017	802130	NorthWestern Energy	\$ 3,358.05	8100-31830-403410	SILMD 117 ACCT# 0712566-9
02/21/2017	802130	NorthWestern Energy	\$ 93.87	8100-31830-403410	SILMD 018 ACCT# 0712554-5
02/21/2017	802130	NorthWestern Energy	\$ 487.55	8100-31830-403410	SILMD 095 ACCT# 0712556-0
02/21/2017	802130	NorthWestern Energy	\$ 14,003.94	8100-31830-403410	SILMD 097 ACCT# 0712557-8
02/21/2017	802130	NorthWestern Energy	\$ 1,708.60	8100-31830-403410	SILMD 099 ACCT# 0712558-6
02/21/2017	802130	NorthWestern Energy	\$ 2,791.56	8100-31830-403410	SILMD 100 ACCT# 0712559-4
02/21/2017	802130	NorthWestern Energy	\$ 1,823.11	8100-31830-403410	SILMD 107 ACCT# 0712560-2
02/21/2017	802120	MPPA Montana Police Protective Association	\$ 2,633.76	9000-00000-209923	Payroll Summary
02/21/2017	802129	Northwest Pipe Fittings	\$ 12,140.00	5020-00000-141000	WATER PARTS AND SUPPLIES
02/21/2017	802129	Northwest Pipe Fittings	\$ 2,526.88	5020-00000-141000	WATER PARTS AND SUPPLIES
02/21/2017	802129	Northwest Pipe Fittings	\$ 13.26	5020-00000-141000	SYSTEMS PO NUM 302303
02/21/2017	802131	NorthWestern Energy	\$ 60,140.48	5120-84000-403410	725 US HWY 87 E
02/21/2017	802129	Northwest Pipe Fittings	\$ 11.28	6010-00000-141000	1748338 PO NUM 302143
02/21/2017	801972	Advanced Engineering and Environmental Services	\$ 1,394.70	5020-72110-403590	Water & Waste Water Rate Study
02/21/2017	801972	Advanced Engineering and Environmental Services	\$ 2,092.05	5120-82110-403590	Water & Waste Water Rate Study
02/21/2017	802111	Montana Dakota Utilities Co	\$ 278.10	5610-71170-403440	283 116 0655 3. IP-12 Alpine. F
02/21/2017	802111	Montana Dakota Utilities Co	\$ 225.06	5610-71170-403440	295 580 1000 4. Aero Interiors.
02/21/2017	802111	Montana Dakota Utilities Co	\$ 413.97	5610-71170-403440	185 580 1000 7. TSA Building.
02/21/2017	802111	Montana Dakota Utilities Co	\$ 1,807.65	5610-71190-403440	889 373 1000 6. Car Wash. February 2017
02/21/2017	802111	Montana Dakota Utilities Co	\$ 632.80	5610-71190-403440	129 573 1000 1. Mud Wash. February 2017
02/21/2017	802111	Montana Dakota Utilities Co	\$ 207.01	5610-71190-403440	229 573 1000 0. Detail Bay 1 Hertz.
02/21/2017	802111	Montana Dakota Utilities Co	\$ 125.99	5610-71190-403440	329 573 1000 9. Detail Bay 3 Enterprise.
02/21/2017	802111	Montana Dakota Utilities Co	\$ 190.16	5610-71190-403440	429 573 1000 8. Detail Bay 4 Avis/Budget.
02/21/2017	802111	Montana Dakota Utilities Co	\$ 102.91	5610-71190-403440	529 573 1000 7. Detail Bay 5 Thrifty/Dollar.
02/21/2017	802131	NorthWestern Energy	\$ 6.90	0100-51120-403410	Monthly electrical charges
02/21/2017	802131	NorthWestern Energy	\$ 2,990.27	5020-73140-403410	2251 BELKNAP

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02/21/2017	802131	NorthWestern Energy	\$ 75,753.60	5020-74000-403410	2251 BELKNAP
02/21/2017	802131	NorthWestern Energy	\$ 996.76	5120-83140-403410	2251 BELKNAP
02/21/2017	802060	Great West Engineering, Inc	\$ 5,768.77	5440-31230-409390	WO 12-29 Solid Waste Management
02/21/2017	802131	NorthWestern Energy	\$ 1,247.72	5020-74000-403410	AIRPORT RD WALDO
02/21/2017	802111	Montana Dakota Utilities Co	\$ 2,182.80	5610-71130-403440	285 580 1000 6
02/21/2017	802111	Montana Dakota Utilities Co	\$ 99.76	5020-74000-403440	373 580 1000 9
02/21/2017	802111	Montana Dakota Utilities Co	\$ 99.76	5020-74000-403440	373 580 1000 9
02/21/2017	802111	Montana Dakota Utilities Co	\$ 147.18	0100-51120-403410	501 473 1000 2
02/21/2017	802111	Montana Dakota Utilities Co	\$ 97.98	5020-74000-403440	541 380 1000 1
02/21/2017	802111	Montana Dakota Utilities Co	\$ 7,192.50	5610-71120-403440	595 580 1000 1
02/21/2017	802111	Montana Dakota Utilities Co	\$ 27.64	5120-85000-403440	596 733 1000 5
02/21/2017	802111	Montana Dakota Utilities Co	\$ 665.39	1500-22210-403440	668 670 1000 2
02/21/2017	802111	Montana Dakota Utilities Co	\$ 1,464.25	5610-71170-403440	706 580 1000 7
02/21/2017	802111	Montana Dakota Utilities Co	\$ 13.19	5610-71170-403440	806 580 1000 6
02/21/2017	802111	Montana Dakota Utilities Co	\$ 71.83	5020-74000-403440	921 580 1000 6
02/21/2017	802111	Montana Dakota Utilities Co	\$ 30.73	5120-85000-403440	955 043 1000 4
02/21/2017	801996	Border States Electric	\$ 4,409.39	5020-74000-402360	STTAPLES SOFT START
02/21/2017	802129	Northwest Pipe Fittings	\$ 2,365.00	5020-73120-402380	O-ring,seal,ecoder pit, wire
02/21/2017	802026	Desert Mountain Corporation	\$ 3,576.84	2110-31320-404721	ice slicer used to melt snow on streets
02/21/2017	802122	Napa Auto Parts	\$ 4.53	0100-51120-402320	811959
02/21/2017	802122	Napa Auto Parts	\$ 27.46	0100-51120-402320	812130
02/21/2017	802122	Napa Auto Parts	\$ 5.31	0100-51120-402320	812130
02/21/2017	802122	Napa Auto Parts	\$ 171.26	1500-21120-402320	812219
02/21/2017	802122	Napa Auto Parts	\$ 107.00	1500-21120-402320	812400
02/21/2017	802122	Napa Auto Parts	\$ 6.42	6010-15530-402650	812449
02/21/2017	802122	Napa Auto Parts	\$ 39.00	1500-21120-402320	812806
02/21/2017	802122	Napa Auto Parts	\$ 33.62	5410-31220-402320	812869
02/21/2017	802122	Napa Auto Parts	\$ 15.00	1500-21120-402320	812968
02/21/2017	802122	Napa Auto Parts	\$ 299.86	1500-22260-402320	812992
02/21/2017	802122	Napa Auto Parts	\$ 52.80	2110-31320-402320	813145
02/21/2017	802122	Napa Auto Parts	\$ 29.24	1500-22260-402320	817323
02/21/2017	802122	Napa Auto Parts	\$ 19.13	6010-15530-402650	812497
02/21/2017	802122	Napa Auto Parts	\$ 79.20	2110-31320-402320	812583
02/21/2017	802122	Napa Auto Parts	\$ 39.88	2400-43010-402320	812649
02/21/2017	802122	Napa Auto Parts	\$ 24.75	6010-15530-402650	812658
02/21/2017	802122	Napa Auto Parts	\$ 4.49	1500-21120-402320	812745
02/21/2017	802122	Napa Auto Parts	\$ 15.98	6010-15530-402650	812756
02/21/2017	801993	Billings Public Schools	\$ 147,314.13	2120-43700-409390	CTEP Broadwater School
02/21/2017	802131	NorthWestern Energy	\$ 103.57	5120-85000-403410	389 62ND ST LIFT
02/21/2017	802129	Northwest Pipe Fittings	\$ 930.00	5020-73120-402380	PROGRAM MOUSE TRIMBLE NOMAD

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02/21/2017	802025	Dept Of Natural Resources	\$ 24,000.00	5610-71100-405320	Invoice #SULS1700489. State land lease
02/21/2017	802136	Perkin Elmer Las Inc	\$ 43,951.77	5030-74910-409480	printer.Instrument installation
02/21/2017	802131	NorthWestern Energy	\$ 276.09	5120-85000-403410	822 SHILOH CROSSING LIFT
02/21/2017	802030	DOWL	\$ 50,329.39	5030-75910-409340	WO 17-01 2017 Water & Sewer Project
02/21/2017	802129	Northwest Pipe Fittings	\$ 128.80	5120-84000-402450	WALL HYDRANT 2
02/21/2017	802121	MT Waterworks	\$ 3,640.38	5020-00000-141000	SYSTEMS PO NUM 302383
02/21/2017	802033	DPS Company LLC	\$ 867.24	5030-73910-409390	O 16-20 Belknap Finance Offices
02/21/2017	802033	DPS Company LLC	\$ 578.16	5130-83910-409390	WO 16-20 Belknap Finance Offices
02/21/2017	801985	Bcs Scrip	\$ 7,525.00	0100-17500-403365	Gift cards for 2016 milestones & 2017
02/21/2017	801996	Border States Electric	\$ 77.13	2110-31320-402430	male disconnects used for repair of signals
02/21/2017	801996	Border States Electric	\$ 1,663.14	5020-74000-402360	CHEMICAL BUILDING PLC CABINET
02/21/2017	802146	RDO Equipment Co.	\$ 11,700.00	2110-31320-405333	rental of loader during snow events
02/21/2017	802024	Dell Computer L P	\$ 954.58	0100-43210-402925	OptiPlex Desktop Computers for Wyeth
02/21/2017	802024	Dell Computer L P	\$ 381.84	2090-44510-402120	OptiPlex Desktop Computers for Wyeth
02/21/2017	802024	Dell Computer L P	\$ 954.60	2400-43010-402925	OptiPlex Desktop Computers for Wyeth
02/21/2017	802131	NorthWestern Energy	\$ 100.95	5610-71130-403410	3085107-5. New Employee Parking.
02/21/2017	802131	NorthWestern Energy	\$ 3,006.97	5610-71130-403410	0100483-7. Runway Lights. February 2017
02/21/2017	802131	NorthWestern Energy	\$ 2,036.71	5610-71130-403410	0100484-5. ARFF Facility. February 2017
02/21/2017	802131	NorthWestern Energy	\$ 81.67	5610-71130-403410	1647695-4. De Icer. February 2017
02/21/2017	802131	NorthWestern Energy	\$ 1,326.12	5610-71190-403410	1993430-6. Car Wash. February 2017
02/21/2017	802131	NorthWestern Energy	\$ 623.34	5610-71190-403410	2001846-1. Mud Wash. February 2017
02/21/2017	802131	NorthWestern Energy	\$ 327.30	5610-71190-403410	2001848-7. Detail Bay 1 Hertz.
02/21/2017	802131	NorthWestern Energy	\$ 321.80	5610-71190-403410	2001855-2. Detail Bay 2 National/Alamo.
02/21/2017	802131	NorthWestern Energy	\$ 245.83	5610-71190-403410	2001862-8. Detail Bay 3 Enterprise.
02/21/2017	802131	NorthWestern Energy	\$ 214.41	5610-71190-403410	2001865-1. Detail Bay 4 Avis/Budget.
02/21/2017	802131	NorthWestern Energy	\$ 680.89	5610-71170-403410	1669567-8. TSA Building. February 2017
02/21/2017	802134	Park Vintage Estates	\$ 5,090.49	5020-00000-115731	Refund ACCT #187900
02/21/2017	801996	Border States Electric	\$ 63.72	2110-31320-402320	912465421
02/21/2017	801996	Border States Electric	\$ 10.95	2110-31320-402320	912465421
02/21/2017	802177	Tractor & Equipment Co.	\$ 2,720.24	2110-31320-402320	BLCS0642428
02/21/2017	802177	Tractor & Equipment Co.	\$ 132.00	2110-31320-402320	BLCS0642428
02/21/2017	802177	Tractor & Equipment Co.	\$ 4,357.92	5410-31230-402320	BLW00173485
02/21/2017	802177	Tractor & Equipment Co.	\$ (1,478.00)	2110-31320-402320	SGCR0015841
02/21/2017	802177	Tractor & Equipment Co.	\$ 2,182.74	2110-31320-402320	SGCS0110274
02/21/2017	802177	Tractor & Equipment Co.	\$ 1.60	2110-31320-402320	SGCS0110275
02/21/2017	802114	Montana State Fireman's Assoc	\$ 3,769.17	9000-00000-209924	Payroll Summary
02/21/2017	802129	Northwest Pipe Fittings	\$ 622.72	5020-74000-402450	Clava pressure for Thomas pump station
02/21/2017	802129	Northwest Pipe Fittings	\$ 91.20	5020-74000-402450	Valves/adapter
02/21/2017	802130	NorthWestern Energy	\$ 15.64	8100-31830-403410	SILMD 238 ACCT# 0712672-5
02/21/2017	802130	NorthWestern Energy	\$ 99.13	8100-31830-403410	SILMD 239 ACCT# 0712673-3

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02/21/2017	802130	NorthWestern Energy	\$ 409.44	8100-31830-403410	SILMD 240 ACCT# 0712674-1
02/21/2017	802130	NorthWestern Energy	\$ 651.63	8100-31830-403410	SILMD 241 ACCT# 0712675-8
02/21/2017	802130	NorthWestern Energy	\$ 86.83	8100-31830-403410	SILMD 242 ACCT# 0712676-6
02/21/2017	802130	NorthWestern Energy	\$ 115.78	8100-31830-403410	SILMD 244 ACCT# 0712677-4
02/21/2017	802130	NorthWestern Energy	\$ 512.20	8100-31830-403410	SILMD 321 Acct# 3338917-2
02/21/2017	802130	NorthWestern Energy	\$ 339.67	8100-31830-403410	SILMD 312 ACCT# 3146127-0
02/21/2017	802130	NorthWestern Energy	\$ 494.92	8100-31830-403410	SILMD 315 Acct# 3305804-1
02/21/2017	802130	NorthWestern Energy	\$ 1,145.59	8100-31830-403410	SILMD 316 Acct# 3291842-7
02/21/2017	802130	NorthWestern Energy	\$ 101.80	8100-31830-403410	SILMD 317 Acct# 3253826-6
02/21/2017	802130	NorthWestern Energy	\$ 906.69	8100-31830-403410	SILMD 318 Acct# 3372018-6
02/21/2017	802130	NorthWestern Energy	\$ 56.34	8100-31830-403410	SILMD 320 Acct# 0712569-3
02/21/2017	802130	NorthWestern Energy	\$ 308.22	8100-31830-403410	SILMD 306 ACCT# 1740353-6
02/21/2017	802130	NorthWestern Energy	\$ 4,006.13	8100-31830-403410	SILMD 307 ACCT# 2049005-8
02/21/2017	802130	NorthWestern Energy	\$ 271.98	8100-31830-403410	SILMD 308 ACCT# 2072459-7
02/21/2017	802130	NorthWestern Energy	\$ 487.12	8100-31830-403410	SILMD 309 ACCT# 2001311-6
02/21/2017	802130	NorthWestern Energy	\$ 452.53	8100-31830-403410	SILMD 310 ACCT# 2060519-2
02/21/2017	802130	NorthWestern Energy	\$ 375.29	8100-31830-403410	SILMD 311 ACCT# 3014475-2
02/21/2017	802130	NorthWestern Energy	\$ 222.97	8100-31830-403410	SILMD 297 ACCT# 1481539-3
02/21/2017	802130	NorthWestern Energy	\$ 198.20	8100-31830-403410	SILMD 298 ACCT# 1481540-1
02/21/2017	802130	NorthWestern Energy	\$ 421.07	8100-31830-403410	SILMD 300 ACCT# 1662840-6
02/21/2017	802130	NorthWestern Energy	\$ 5,191.19	8100-31830-403410	SILMD 301 ACCT# 1687005-7
02/21/2017	802130	NorthWestern Energy	\$ 362.90	8100-31830-403410	SILMD 302 ACCT# 1607534-3
02/21/2017	802130	NorthWestern Energy	\$ 1,016.81	8100-31830-403410	SILMD 305 ACCT# 1695873-8
02/21/2017	802130	NorthWestern Energy	\$ 186.09	8100-31830-403410	SILMD 290 ACCT# 1433921-2
02/21/2017	802130	NorthWestern Energy	\$ 636.64	8100-31830-403410	SILMD 292 ACCT# 1481532-8
02/21/2017	802130	NorthWestern Energy	\$ 247.77	8100-31830-403410	SILMD 293 ACCT# 1481534-4
02/21/2017	802130	NorthWestern Energy	\$ 495.50	8100-31830-403410	SILMD 294 ACCT# 1481535-1
02/21/2017	802130	NorthWestern Energy	\$ 115.78	8100-31830-403410	SILMD 295 ACCT# 1481536-9
02/21/2017	802130	NorthWestern Energy	\$ 1,312.96	8100-31830-403410	SILMD 296 ACCT# 1481537-7
02/21/2017	802130	NorthWestern Energy	\$ 384.43	8100-31830-403410	SILMD 283 ACCT# 1172743-5
02/21/2017	802130	NorthWestern Energy	\$ 355.14	8100-31830-403410	SILMD 285 ACCT# 1206985-2
02/21/2017	802130	NorthWestern Energy	\$ 248.34	8100-31830-403410	SILMD 286 ACCT# 1296582-8
02/21/2017	802130	NorthWestern Energy	\$ 141.68	8100-31830-403410	SILMD 287 ACCT# 1246537-3
02/21/2017	802130	NorthWestern Energy	\$ 1,865.22	8100-31830-403410	SILMD 288 ACCT# 1303978-9
02/21/2017	802130	NorthWestern Energy	\$ 228.09	8100-31830-403410	SILMD 289 ACCT# 1685375-6
02/21/2017	802130	NorthWestern Energy	\$ 210.84	8100-31830-403410	SILMD 273 ACCT# 0926386-4
02/21/2017	802130	NorthWestern Energy	\$ 492.20	8100-31830-403410	SILMD 276 ACCT# 0961926-3
02/21/2017	802130	NorthWestern Energy	\$ 862.12	8100-31830-403410	SILMD 277 ACCT# 1058710-3
02/21/2017	802130	NorthWestern Energy	\$ 216.10	8100-31830-403410	SILMD 278 ACCT# 1087619-1
02/21/2017	802130	NorthWestern Energy	\$ 64.45	8100-31830-403410	SILMD 279 ACCT# 1124127-0

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02/21/2017	802130	NorthWestern Energy	\$ 763.57	8100-31830-403410	SILMD 280 ACCT# 1045653-1
02/21/2017	802130	NorthWestern Energy	\$ 167.99	8100-31830-403410	SILMD 264 ACCT# 0721427-3
02/21/2017	802130	NorthWestern Energy	\$ 365.79	8100-31830-403410	SILMD 265 ACCT# 0721556-9
02/21/2017	802130	NorthWestern Energy	\$ 54.96	8100-31830-403410	SILMD 266 ACCT# 0721684-9
02/21/2017	802130	NorthWestern Energy	\$ 447.90	8100-31830-403410	SILMD 270 ACCT# 0906944-4
02/21/2017	802130	NorthWestern Energy	\$ 1,048.41	8100-31830-403410	SILMD 271 ACCT# 0995095-7
02/21/2017	802130	NorthWestern Energy	\$ 2,937.02	8100-31830-403410	SILMD 272 ACCT# 0905005-5
02/21/2017	802130	NorthWestern Energy	\$ 2,735.68	8100-31830-403410	SILMD 258 ACCT# 0720606-3
02/21/2017	802130	NorthWestern Energy	\$ 31.40	8100-31830-403410	SILMD 259 ACCT# 1301786-8
02/21/2017	802130	NorthWestern Energy	\$ 1,384.27	8100-31830-403410	SILMD 259 ACCT# 0720810-1
02/21/2017	802130	NorthWestern Energy	\$ 520.93	8100-31830-403410	SILMD 261 ACCT# 0720705-3
02/21/2017	802130	NorthWestern Energy	\$ 3,288.20	8100-31830-403410	SILMD 262 ACCT# 0720937-2
02/21/2017	802130	NorthWestern Energy	\$ 1,012.60	8100-31830-403410	SILMD 263 ACCT# 0720716-0
02/21/2017	802130	NorthWestern Energy	\$ 4,115.99	8100-31830-403410	SILMD 251 ACCT# 0718801-4
02/21/2017	802130	NorthWestern Energy	\$ 578.79	8100-31830-403410	SILMD 252 ACCT# 0719162-0
02/21/2017	802130	NorthWestern Energy	\$ 2,032.09	8100-31830-403410	SILMD 253 ACCT# 0719644-7
02/21/2017	802130	NorthWestern Energy	\$ 153.96	8100-31830-403410	SILMD 254 ACCT# 0719763-5
02/21/2017	802130	NorthWestern Energy	\$ 169.55	8100-31830-403410	SILMD 255 ACCT# 0720813-5
02/21/2017	802130	NorthWestern Energy	\$ 912.56	8100-31830-403410	SILMD 257 ACCT# 0720360-7
02/21/2017	802130	NorthWestern Energy	\$ 90.83	8100-31830-403410	SILMD 245 ACCT# 0712678-2
02/21/2017	802130	NorthWestern Energy	\$ 347.31	8100-31830-403410	SILMD 246 ACCT# 0712679-0
02/21/2017	802130	NorthWestern Energy	\$ 1,221.58	8100-31830-403410	SILMD 247 ACCT# 0712680-8
02/21/2017	802130	NorthWestern Energy	\$ 2,587.79	8100-31830-403410	SILMD 248 ACCT# 0712681-6
02/21/2017	802130	NorthWestern Energy	\$ 2,864.92	8100-31830-403410	SILMD 249 ACCT# 0718734-7
02/21/2017	802130	NorthWestern Energy	\$ 204.76	8100-31830-403410	SILMD 250 ACCT# 0719001-0
02/21/2017	802129	Northwest Pipe Fittings	\$ 242.78	5020-74000-402450	LAB GAS PIPING SYSTEM
02/21/2017	802122	Napa Auto Parts	\$ 2.60	6010-00000-141000	811984 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 86.04	6010-00000-141000	812075 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 76.56	6010-00000-141000	812113 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 202.11	6010-00000-141000	812426 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 76.76	6010-00000-141000	812658 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 11.45	6010-00000-141000	812658 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 34.08	6010-00000-141000	812745 PO NUM 302453
02/21/2017	802122	Napa Auto Parts	\$ 55.90	6010-00000-141000	817310 PO NUM 302453
02/21/2017	802067	I-State Truck, Inc.	\$ 420.89	5410-31220-402320	C251215944.01
02/21/2017	802067	I-State Truck, Inc.	\$ 154.24	5410-31220-402320	C251215944.02
02/21/2017	802067	I-State Truck, Inc.	\$ 317.77	5410-31220-402320	C251216056.01
02/21/2017	802067	I-State Truck, Inc.	\$ 324.30	2110-31320-402320	C251216162.01
02/21/2017	802067	I-State Truck, Inc.	\$ (138.00)	2110-31320-402320	C251216173.01
02/21/2017	802067	I-State Truck, Inc.	\$ 630.07	2110-31320-402320	C251216288.01

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02/21/2017	802067	I-State Truck, Inc.	\$ 21.45	2110-31320-402320	C251216288.01
02/21/2017	802129	Northwest Pipe Fittings	\$ 2,122.40	5020-73120-402380	13525 100 5 + 5 SITE PLUS
02/21/2017	802130	NorthWestern Energy	\$ 565.05	8100-31830-403410	SILMD 172 ACCT# 0712611-3
02/21/2017	802130	NorthWestern Energy	\$ 1,238.67	8100-31830-403410	SILMD 173 ACCT# 0712612-1
02/21/2017	802130	NorthWestern Energy	\$ 1,040.50	8100-31830-403410	SILMD 174 ACCT# 0712613-9
02/21/2017	802130	NorthWestern Energy	\$ 346.82	8100-31830-403410	SILMD 175 ACCT# 0712614-7
02/21/2017	802130	NorthWestern Energy	\$ 45.83	8100-31830-403410	SILMD 176 ACCT# 0712615-4
02/21/2017	802130	NorthWestern Energy	\$ 272.52	8100-31830-403410	SILMD 178 ACCT# 0712616-2
02/21/2017	802130	NorthWestern Energy	\$ 421.15	8100-31830-403410	SILMD 237 ACCT# 0712671-7
02/21/2017	802130	NorthWestern Energy	\$ 607.69	8100-31830-403410	SILMD 231 ACCT# 0712665-9
02/21/2017	802130	NorthWestern Energy	\$ 2,633.41	8100-31830-403410	SILMD 232 ACCT# 0712666-7
02/21/2017	802130	NorthWestern Energy	\$ 851.43	8100-31830-403410	SILMD 233 ACCT# 0712667-5
02/21/2017	802130	NorthWestern Energy	\$ 479.45	8100-31830-403410	SILMD 234 ACCT# 0712668-3
02/21/2017	802130	NorthWestern Energy	\$ 536.27	8100-31830-403410	SILMD 235 ACCT# 0712669-1
02/21/2017	802130	NorthWestern Energy	\$ 170.61	8100-31830-403410	SILMD 236 ACCT# 0712670-9
02/21/2017	802130	NorthWestern Energy	\$ 408.57	8100-31830-403410	SILMD 225 ACCT# 0712659-2
02/21/2017	802130	NorthWestern Energy	\$ 313.51	8100-31830-403410	SILMD 226 ACCT# 0712660-0
02/21/2017	802130	NorthWestern Energy	\$ 634.18	8100-31830-403410	SILMD 227 ACCT# 0712661-8
02/21/2017	802130	NorthWestern Energy	\$ 839.18	8100-31830-403410	SILMD 228 ACCT# 0712662-6
02/21/2017	802130	NorthWestern Energy	\$ 434.06	8100-31830-403410	SILMD 229 ACCT# 0712663-4
02/21/2017	802130	NorthWestern Energy	\$ 1,012.86	8100-31830-403410	SILMD 230 ACCT# 0712664-2
02/21/2017	802130	NorthWestern Energy	\$ 368.80	8100-31830-403410	SILMD 217 ACCT# 0712653-5
02/21/2017	802130	NorthWestern Energy	\$ 265.27	8100-31830-403410	SILMD 220 ACCT# 0712654-3
02/21/2017	802130	NorthWestern Energy	\$ 9.18	8100-31830-403410	SILMD 221 ACCT# 0712655-0
02/21/2017	802130	NorthWestern Energy	\$ 76.97	8100-31830-403410	SILMD 222 ACCT# 0712656-8
02/21/2017	802130	NorthWestern Energy	\$ 116.82	8100-31830-403410	SILMD 223 ACCT# 0712657-6
02/21/2017	802130	NorthWestern Energy	\$ 1,927.66	8100-31830-403410	SILMD 224 ACCT# 0712658-4
02/21/2017	802130	NorthWestern Energy	\$ 87.65	8100-31830-403410	SILMD 210 ACCT# 0712647-7
02/21/2017	802130	NorthWestern Energy	\$ 48.72	8100-31830-403410	SILMD 211 ACCT# 0712648-5
02/21/2017	802130	NorthWestern Energy	\$ 48.72	8100-31830-403410	SILMD 212 ACCT# 0712649-3
02/21/2017	802130	NorthWestern Energy	\$ 29.20	8100-31830-403410	SILMD 213 ACCT# 0712650-1
02/21/2017	802130	NorthWestern Energy	\$ 498.33	8100-31830-403410	SILMD 214 ACCT# 0712651-9
02/21/2017	802130	NorthWestern Energy	\$ 148.63	8100-31830-403410	SILMD 216 ACCT# 0712652-7
02/21/2017	802130	NorthWestern Energy	\$ 419.11	8100-31830-403410	SILMD 204 ACCT# 0712641-0
02/21/2017	802130	NorthWestern Energy	\$ 36.72	8100-31830-403410	SILMD 205 ACCT# 0712642-8
02/21/2017	802130	NorthWestern Energy	\$ 346.82	8100-31830-403410	SILMD 206 ACCT# 0712643-6
02/21/2017	802130	NorthWestern Energy	\$ 396.38	8100-31830-403410	SILMD 207 ACCT# 0712644-4
02/21/2017	802130	NorthWestern Energy	\$ 283.85	8100-31830-403410	SILMD 208 ACCT# 0712645-1
02/21/2017	802130	NorthWestern Energy	\$ 569.78	8100-31830-403410	SILMD 209 ACCT# 0712646-9
02/21/2017	802130	NorthWestern Energy	\$ 73.00	8100-31830-403410	SILMD 197 ACCT# 0712635-2

Check Date	Check	Name	Amount	Account	Item Desc
02/21/2017	802130	NorthWestern Energy	\$ 123.84	8100-31830-403410	SILMD 198 ACCT# 0712636-0
02/21/2017	802130	NorthWestern Energy	\$ 105.22	8100-31830-403410	SILMD 200 ACCT# 0712637-8
02/21/2017	802130	NorthWestern Energy	\$ 520.23	8100-31830-403410	SILMD 201 ACCT# 0712638-6
02/21/2017	802130	NorthWestern Energy	\$ 603.34	8100-31830-403410	SILMD 202 INV# 0712639-4
02/21/2017	802130	NorthWestern Energy	\$ 19.47	8100-31830-403410	SILMD 203 ACCT# 0712640-2
02/21/2017	802130	NorthWestern Energy	\$ 442.63	8100-31830-403410	SILMD 191 ACCT# 0712629-5
02/21/2017	802130	NorthWestern Energy	\$ 322.03	8100-31830-403410	SILMD 192 ACCT# 0712630-3
02/21/2017	802130	NorthWestern Energy	\$ 792.75	8100-31830-403410	SILMD 193 ACCT# 0712631-1
02/21/2017	802130	NorthWestern Energy	\$ 272.98	8100-31830-403410	SILMD 194 ACCT# 0712632-9
02/21/2017	802130	NorthWestern Energy	\$ 227.48	8100-31830-403410	SILMD 195 ACCT# 0712633-7
02/21/2017	802130	NorthWestern Energy	\$ 73.00	8100-31830-403410	SILMD 196 ACCT# 0712634-5
02/21/2017	802130	NorthWestern Energy	\$ 148.63	8100-31830-403410	SILMD 185 ACCT# 0712623-8
02/21/2017	802130	NorthWestern Energy	\$ 648.29	8100-31830-403410	SILMD 186 ACCT# 0712624-6
02/21/2017	802130	NorthWestern Energy	\$ 247.77	8100-31830-403410	SILMD 187 ACCT# 0712625-3
02/21/2017	802130	NorthWestern Energy	\$ 297.33	8100-31830-403410	SILMD 188 ACCT# 0712626-1
02/21/2017	802130	NorthWestern Energy	\$ 247.77	8100-31830-403410	SILMD 189 ACCT# 0712627-9
02/21/2017	802130	NorthWestern Energy	\$ 1,288.25	8100-31830-403410	SILMD 190 ACCT# 0712628-7
02/21/2017	802130	NorthWestern Energy	\$ 545.01	8100-31830-403410	SILMD 179 ACCT# 0712617-0
02/21/2017	802130	NorthWestern Energy	\$ 371.59	8100-31830-403410	SILMD 180 ACCT# 0712618-8
02/21/2017	802130	NorthWestern Energy	\$ 1,765.23	8100-31830-403410	SILMD 181 ACCT# 0712619-6
02/21/2017	802130	NorthWestern Energy	\$ 619.34	8100-31830-403410	SILMD 182 ACCT# 0712620-4
02/21/2017	802130	NorthWestern Energy	\$ 1,238.67	8100-31830-403410	SILMD 183 ACCT# 0712621-2
02/21/2017	802130	NorthWestern Energy	\$ 396.38	8100-31830-403410	SILMD 184 ACCT# 0712622-0
02/21/2017	802122	Napa Auto Parts	\$ 17.40	6010-00000-141000	808750 PO NUM 302427
02/21/2017	802122	Napa Auto Parts	\$ 81.00	6010-00000-141000	808750 PO NUM 302427
02/21/2017	802122	Napa Auto Parts	\$ 38.20	6010-00000-141000	810281 PO NUM 302427
02/21/2017	802122	Napa Auto Parts	\$ 7.65	1500-22260-402320	808751
02/21/2017	802122	Napa Auto Parts	\$ 60.60	0100-51120-402320	808765
02/21/2017	802122	Napa Auto Parts	\$ 3.76	6010-15530-402650	808898
02/21/2017	802122	Napa Auto Parts	\$ 9.22	5410-31220-402320	808927
02/21/2017	802122	Napa Auto Parts	\$ 11.99	1500-21120-402320	809031
02/21/2017	802122	Napa Auto Parts	\$ 68.60	2110-31320-402320	809167
02/21/2017	802122	Napa Auto Parts	\$ 115.15	1500-21120-402320	811209
02/21/2017	802122	Napa Auto Parts	\$ 100.24	1500-21120-402320	811369
02/21/2017	802122	Napa Auto Parts	\$ 50.98	1500-21120-402320	811394
02/21/2017	802122	Napa Auto Parts	\$ 46.59	0100-51120-402320	810678
02/21/2017	802122	Napa Auto Parts	\$ 97.56	5020-74000-402320	810760
02/21/2017	802122	Napa Auto Parts	\$ 4.68	2110-31320-402320	810793
02/21/2017	802122	Napa Auto Parts	\$ (97.06)	5020-74000-402320	810824
02/21/2017	802122	Napa Auto Parts	\$ 39.39	2110-31320-402320	811047

Check Date	Check	Name	Amount	Account	Item Desc
02/21/2017	802122	Napa Auto Parts	\$ 64.77	2110-31320-402320	811140
02/21/2017	802122	Napa Auto Parts	\$ 96.62	1500-21120-402320	810130
02/21/2017	802122	Napa Auto Parts	\$ 34.80	1500-21120-402320	810193
02/21/2017	802122	Napa Auto Parts	\$ 14.00	5020-74000-402320	810266
02/21/2017	802122	Napa Auto Parts	\$ 65.37	2090-44520-402320	810489
02/21/2017	802122	Napa Auto Parts	\$ 120.90	5020-74000-402320	810587
02/21/2017	802122	Napa Auto Parts	\$ 19.02	2110-31320-402320	810656
02/21/2017	802122	Napa Auto Parts	\$ 13.28	1500-21120-402320	809342
02/21/2017	802122	Napa Auto Parts	\$ 8.62	2110-31320-402320	809425
02/21/2017	802122	Napa Auto Parts	\$ 242.72	1500-21120-402320	809514
02/21/2017	802122	Napa Auto Parts	\$ 102.20	2110-31320-402320	809933
02/21/2017	802122	Napa Auto Parts	\$ 101.84	2110-31320-402320	809949
02/21/2017	802122	Napa Auto Parts	\$ (8.62)	2110-31320-402320	810041
02/21/2017	801995	Billings Tourism	\$ 36,783.97	7790-15760-407679	Paid January, distributed February 2017
02/21/2017	802129	Northwest Pipe Fittings	\$ 1,027.80	5020-73120-402380	E-coder pit sets
02/21/2017	802131	NorthWestern Energy	\$ 2,260.04	5020-74000-403410	5809 CANYONWOODS DR
02/21/2017	801985	Bcs Scrip	\$ 500.00	0100-17500-403365	\$25 Gift cards for Star Awards
02/21/2017	802178	Transitional Marketing LLC	\$ 4,943.50	5710-71460-403210	Reprint schedule books (9000)
02/21/2017	802139	Power Service Inc	\$ 3,148.60	5120-84000-402450	REBERG RANCH BLOWER
02/21/2017	802154	Securitas Security Services USA, Inc	\$ 1,088.33	5210-15910-403970	Security Patrol in City owned Parking
02/21/2017	802154	Securitas Security Services USA, Inc	\$ 1,088.34	5210-15920-403970	Security Patrol in City owned Parking
02/21/2017	802154	Securitas Security Services USA, Inc	\$ 1,088.33	5210-15930-403970	Security Patrol in City owned Parking
02/21/2017	802129	Northwest Pipe Fittings	\$ 250.00	5020-73120-402380	v-4 WALL
02/21/2017	802073	Integrated Solutions Engineering	\$ 2,420.11	5020-74000-403590	WATER AND WASTEWATER CONTROL
02/21/2017	802073	Integrated Solutions Engineering	\$ 2,420.10	5120-84000-403590	WATER AND WASTEWATER CONTROL
02/21/2017	802067	I-State Truck, Inc.	\$ 6,719.31	5710-71440-403690	AUTO &TRUCK MAINT.ITEMS
02/21/2017	802110	Montana CSED	\$ 3,832.29	9000-00000-209926	Payroll Summary
02/21/2017	802176	Town & Country Supply Association	\$ 7,201.44	6010-00000-141000	242577 PO NUM 302432
02/21/2017	802089	Knife River (JTL Group Inc.)	\$ 40,850.00	2110-31320-403581	Snow Plowing and Hauling
02/21/2017	801992	Billings Industrial Revitalization District Inc	\$ 25,000.00	2010-15070-403590	Workforce Housing Study
02/21/2017	802117	Morrison Maierle Inc	\$ 16,559.31	5130-00000-201100	WO1601 2016 Water/Sewer Replc; Sch 2
02/21/2017	802011	Cop Construction Co	\$ 215,762.60	5030-74910-409390	WO 15-10 WTP Chemical Bldg/Disinfection

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Resolution Declaring an Emergency and Authorizing the Payment of Repair Costs to Install a New Water Line Main to the Airport Terminal Building

PRESENTED BY: Kevin Ploehn, Director of Aviation and Transit

Department: Airport

PROBLEM/ISSUE STATEMENT

In late January 2017, water began to seep into the basement and crawl space areas of the Airport Terminal Building. After an extensive investigation, the source was determined to be from the main 4 inch water line supplying the Airport Terminal Building, and more specifically, under a 30 foot section of the Terminal Building that could not be easily reached. Emergency measures were taken to put in place a temporary water line alternative so that the leaking water line could be shut off to reduce any potential for sinkhole formation under the Terminal Building. Staff subsequently proceeded with making repairs to ensure that the compromised water systems were repaired and back to normal before the busy Spring Break traffic and NAIA Women's Division 1 Basketball Tournament players and fans began to arrive. Following the City's Purchasing Policies and State law 7-5-4303 MCA, staff is asking that the City Council adopt a resolution declaring an emergency for the repairs to the Airport Terminal Building water line main. Passage of the resolution requires 3/4 of the Council members present to vote in favor of the resolution. The emergency declaration allows the City Council to authorize the payment of all repair costs required to put in place a new replacement water line for the Terminal Building. These repairs were completed on a time and materials basis.

ALTERNATIVES ANALYZED

City Council may:

- Approve the Resolution Declaring an Emergency, authorizing payments to the contractors for the repairs made; or
- Not Approve the Resolution Declaring an Emergency.

FINANCIAL IMPACT

The estimated cost to complete the repairs to bring in a new water line into the Airport Terminal Building has been determined to be in the range of \$80,000. The funding is available in the Airport's Capital account where other projects can be delayed if necessary.

BACKGROUND

In late January 2017, staff began to notice water seeping up along the foundation wall in the Airport Terminal's boiler room located in the basement of the Terminal Building. It was subsequently discovered that a nearby crawl space area was also becoming wet. With the help of the Public Works Water Utilities staff, the water leak was determined to not be in the street in front the Terminal Building, and subsequently had to be along the remaining 30 feet that ran from the street to the boiler room under the Terminal Building. Realizing that a plan to remedy this leak situation was going to take some time, staff began to worry that the prolonged leaking

of the water pipe under the Terminal Building could result in a sinkhole situation that could ultimately cost hundreds of thousands of dollars to fix. It was determined that an alternative water source was needed to temporarily feed the main water supply lines of the Terminal Building so the leaking water line could be shut off. This was accomplished by temporarily tapping into the water supply for the fire sprinkler suppression system.

Subsequently, a number of plans were evaluated including pipe bursting the old line and a plan to sleeve the existing 4 inch pipe with a 3 inch poly pipe. The pipe bursting plan was eliminated because the pipe that would be burst was ductile iron, which is difficult to split and usually causes the ground to heave. If the ground heaved, it would likely crack the glass curtain wall of the Terminal Building and the terrazzo floor. The plan to sleeve the old pipe with a smaller poly pipe was dismissed after our contracted architects, CTA, did a water supply analysis based on the existing needs of the Terminal Building. That calculation reflected that the Terminal Building would still need an additional 2 inch water line source. The only other available source was from the water lines for the fire sprinkler suppression system and staff already knew that any permanent fix could not include the water lines for the fire sprinkler suppression system.

The Airport's Building Maintenance Superintendent identified a plan that moved the water supply line to the west, into an abandoned service tunnel that could then be piped into the Terminal Building the approximate 30 feet needed to be parallel with the boiler room where the existing water main feed entered the building. The pipe would then turn 90 degrees back to the boiler room through two foundation walls that had to be core drilled. Additionally, the repairs required bringing a new water line from the south side of the road in front of the Terminal Building, across all four traffic lanes and then under the 20 foot wide sidewalk to the location of the abandoned service tunnel. Since a new water line was going to be installed, that line was upgraded to a 6 inch water line to ensure any additional future water needs for the Terminal Building could be easily met.

During March the Airport Terminal Building usually becomes significantly busier with Spring Break travelers. This March, staff is anticipating an even busier Terminal Building with the additional influx of basketball players and fans coming to Billings for the NAIA Women's Division 1 Championship Tournament. The anticipated high usage of the Terminal Building during March accentuated the need for the Terminal Building's water and fire protection systems to be at full service and capacity, and no longer in a compromised state.

STAKEHOLDERS

Since the Airport Terminal Building is one of the City's busiest public facilities, used 365 days per year, the whole community would be considered a stakeholder. Additionally, there are a number of local and national businesses located within the Airport Terminal Building that are totally dependent on the Terminal Building being open and operational in order for their businesses to be open and profitable.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

This Council action follows the requirements of the City's Purchasing Policy and Section 7-5-4303 of the Montana Code Annotated (MCA).

RECOMMENDATION

Staff recommends that the City Council approve the resolution declaring an emergency and authorize the payment of all costs for the repairs that were required to put in place the new water line main for the Airport's Terminal Building.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution

RESOLUTION NO. 17-_____

A RESOLUTION DECLARING AN EMERGENCY AND WAIVING THE REQUIREMENTS FOR COMPETITIVE BIDS AS CONTAINED IN 7-5-4302 AND 7-5-4303 MCA

WHEREAS, in late January 2017, water began to appear in the Airport Terminal Building basement; and

WHEREAS, after extensive investigation it was determined that the source of the water was a leak in the main water feed that runs under the road in front of the Terminal Building and under approximately 30 feet of the Terminal Building; and

WHEREAS, the water leak was further determined to be under the Terminal Building and not in the road, making the repair significantly more difficult; and

WHEREAS, prolonged water line leaks have been known to result in sink holes and other significant damage; and

WHEREAS, there was concern that the water leak under the front of the Terminal Building, if left unchecked, could create a sink hole resulting in significant damage to the Terminal Building; and

WHEREAS, a temporary fix was made to supply water to the Terminal Building by utilizing the fire suppression sprinklers' water source to enable the water main feeding the Terminal Building to be shut off to prevent any additional water damage under the Terminal Building; and

WHEREAS, the temporary fixes need to be reversed as soon as possible so as not to leave the fire suppression system in a compromised state; and

WHEREAS, staff has identified a way to do a water line replacement that would abandon the old water main and bring a new water main to the Terminal Building, and be plumbed to the existing Terminal Building water system infrastructure at an estimated time and materials price between \$70,000 and \$85,000; and

WHEREAS, Section 7-5-4302 MCA requires cities to advertise for competitive bids and to award the bid to the lowest responsive bidder for construction, maintenance, or repairs over \$80,000 in value; and

WHEREAS, the City's Purchasing Policy requires the City to advertise for competitive bids and to award to the lowest responsible bidder for construction, maintenance, or repairs over \$50,000 in value; and

WHEREAS, competitive bidding requires detailed plans and specifications, advertising for bids, and awarding a contract to the low bidder; a process that would delay making a permanent water pipe replacement into the Terminal Building; and

WHEREAS, the City's Purchasing Policy and Section 7-5-4303 MCA allows cities to waive the competitive bidding requirements if three-fourths (3/4) of the members present at the meeting of the City Council declare an emergency.

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

1. EMERGENCY DECLARED. The Airport Terminal Building's compromised main water line feed is declared to be an emergency, due to the need to ensure that the existing leak is fixed to prevent additional serious damage to the Airport Terminal Building, and to reverse all temporary fixes to bring the total water system of the Terminal Building back to normal and in compliance with safety and code requirements.
2. COMPETITIVE BIDDING WAIVED. Due to the declared emergency, the City Council waives the competitive bidding requirements for the Airport Terminal Building's main water line replacement, as permitted by 7-5-4303 MCA.

APPROVED by at least three-fourths (3/4) of the members present at the meeting of the City Council of the City of Billings, Montana, on the 13th day of March 2017.

CITY OF BILLINGS

BY: _____
Thomas W. Hanel, Mayor

ATTEST:

Denise R. Bohlman, City Clerk

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Public Hearing and Resolution Authorizing Filing of the Annual Federal Transit Administration Section 5307 Grant

PRESENTED BY: Kevin Ploehn, Director of Aviation and Transit

Department: Transit

PROBLEM/ISSUE STATEMENT

Each year the City of Billings MET Transit Division applies for a Federal Transit Administration (FTA) Section 5307 formula grant through the U.S. Department of Transportation (USDOT) Federal Transit Act. The grant funds can be used for operating costs and capital assistance. For FY 16/17, MET Transit is intending to utilize this grant for operating costs as it has in past years. This is a matching grant with 50% Federal and 50% local dollars. The FTA will reimburse the City up to the apportioned allocation for the year, which will be \$1,946,140. This grant application requires a public hearing and a Resolution authorizing the Mayor to execute the grant documents with the USDOT. Public hearing notices were published in the *Billings Times* on February 9, 16, and 23, 2017.

ALTERNATIVES ANALYZED

City Council may:

- Approve, the Resolution that authorizes filing the grant application in the amount of \$1,946,140 for operating assistance; or
- Disapprove the Resolution and do not file the grant application. This would reduce MET operating revenue by about 35% and possibly require service reductions.

FINANCIAL IMPACT

For FY 16/17, the Section 5307 Federal grant application for operating assistance is \$1,946,140, which represents approximately 35% of MET Transit's operating revenue.

RECOMMENDATION

Staff recommends that the CITY Council conduct a public hearing and approve the Resolution authorizing an application, and allowing the Mayor to execute all Section 5307 grant documents with the USDOT FTA upon the receipt of the grant offer.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution FY17 - FTA MET

AUTHORIZING RESOLUTION

RESOLUTION NO. 17-

A RESOLUTION AUTHORIZING THE FILING OF ALL APPLICATIONS WITH THE FEDERAL TRANSIT ADMINISTRATION, AN OPERATING AGENCY OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FOR FEDERAL TRANSPORTATION PLANNING, CAPITAL, TRAINING, DEMONSTRATION, AND/OR OPERATING ASSISTANCE GRANTS AUTHORIZED BY 49 U.S.C. CHAPTER 53, TITLE 23 UNITED STATES CODE, AND OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION

WHEREAS, the City of Billings has the power to enter into agreements with the Federal Transit Administration; and

WHEREAS, the Federal Transportation Administration has been delegated authority to award Federal financial assistance for mass transportation projects; and

WHEREAS, all contracts for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs; and

WHEREAS, the applicant has or will provide all annual certifications and assurances to the Federal Transit Administration required for the project.

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

1. That the City of Billings Mayor is authorized to execute and file all applications on behalf of the City of Billings with the U.S. Department of Transportation, Federal Transit Administration to aid in the financing of all planning, capital, training, demonstration and/or operating assistance projects authorized by 49 U.S.C. Chapter 53, Title 23, United States Code, or other Federal statutes authorizing a project administered by the Federal Transit Administration.
2. That the City of Billings Mayor is authorized to execute and file with such applications the annual certifications and assurances, and any other documents required by the U.S. Department of Transportation, Federal Transit Administration fulfilling the purpose of the proposed projects, including the local share.
3. That the City of Billings Mayor is authorized to execute grant and cooperative agreements with the U.S. Department of Transportation, Federal Transit Administration, on behalf of the City of Billings.

4. That the Director of Aviation & Transit is designated to furnish such additional information as the U.S. Department of Transportation, Federal Transit Administration may require in connection with all the applications.

APPROVED this 13th day of March 2017.

THE CITY OF BILLINGS:

BY: _____
Thomas W. Hanel, Mayor

ATTEST:

BY: _____
Denise Bohlman, City Clerk

CERTIFICATE

The undersigned duly qualified and acting City Clerk of the City of Billings certifies that the foregoing is a true and correct copy of a Resolution, adopted at a legally convened meeting of the Billings City Council held on March 13, 2017.

If applicant has an Official Seal, impress here.

(Seal)

Signature of Recording Officer

Title of Recording Clerk

Date

Regular City Council Meeting

Meeting Date: 03/13/2017

TITLE: Public Hearing for Vacation of a portion of Patagonia Court

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

PROBLEM/ISSUE STATEMENT

Riverfront Point, LLC has petitioned to vacate a portion of Patagonia Court within Riverfront Point Subdivision. Patagonia Drive has been constructed, however, none of the lots along the proposed vacated area have been developed. The developer is proposing to increase the density on these lots, which would require several more water and sanitary sewer services to be installed. Instead of constructing more services, the developer would like to vacate the street and take over the water and sewer main as private. This would allow the developer greater flexibility with the water and sewer services. The area of the right of way proposed to be vacated is 32,874 square feet. The water, sanitary sewer, and storm drain within Patagonia Court would become private.

ALTERNATIVES ANALYZED

The Council may:

- After holding a public hearing, approve the vacation of the above-mentioned right-of-way; or
- After holding a public hearing, do not approve the vacation of the above-mentioned right-of-way.

FINANCIAL IMPACT

Per Administrative Order 56 dated January 25, 1999, if the right of way proposed to be vacated will revert to the original developer and the public has no cost basis in the right of way, there is no cost for the vacation.

RECOMMENDATION

Staff recommends that the City Council hold a public hearing and approve a resolution to vacate a portion of Patagonia Court.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution to Vacate

RESOLUTION NO. 17-_____

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA,
DISCONTINUING AND VACATING **a portion of Patagonia Court.**

WHEREAS, a proper petition was filed with the City Council of the City of Billings, Montana, as per Section 22-601 BMCC, requesting discontinuance and vacation of **a portion of Patagonia Court** as described hereinafter; and

WHEREAS, a public hearing was properly noticed and held as required by law.

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

1. **DISCONTINUANCE AND VACATION.** Pursuant to Sections 7-14-4114 and 7-14-4115, M.C.A., **a portion of Patagonia Court** more particularly described as follows:

Beginning at the southwest corner of lot 41, block 4, Riverfront Pointe Subdivision, running thence:

Along the arc of a 205.00-foot radius curve an arc distance of 90.94 feet (curve has a central angle of 25°24'57" and a chord that bears n 82°09'10" e 90.19 feet); thence s 85°08'22" e 102.78 feet, thence along the arc of a 725.00-foot radius curve an arc distance of 294.31 feet (curve has a central angle of 23°15'32" and a chord that bears s 73°30'36" e 292.29 feet); thence along the arc of a 10.00-foot radius curve an arc distance of 9.64 feet (curve has a central angle of 55°15'35" and a chord that bears s 89°30'37" e 9.28 feet); thence along the arc of a 55.00-foot radius curve an arc distance of 282.97 feet (curve has a central angle of 294°47'09" and a chord that bears s 30°15'11" w 59.28 feet); thence along the arc of a 10.00-foot radius curve an arc distance of 10.43 feet (curve has a central angle of 59°45'03" and a chord that bears n 32°13'47" w 9.96 feet); thence along the arc of a 675.00-foot radius curve an arc distance of 271.37 feet (curve has a central angle of 23°02'03" and a chord that bears n 73°37'20" w 269.54 feet); thence n 85°08'22" w 102.78 feet; thence along the arc of a 155.00-foot radius curve an arc distance of 68.76 feet (curve has a central angle of 25°24'57" and a chord that bears s 82°09'10" w 68.19 feet); thence n 20°33'18" w 50.00 feet

to the point of beginning.

Containing: 32,874 square feet or 0.755 acre.
Is hereby discontinued, abandoned and vacated.

2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described **a portion of Patagonia Court** is in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this 13th day of March 2017.

THE CITY OF BILLINGS:

BY: _____
Thomas W. Hanel MAYOR

ATTEST:

BY: _____
Denise Bohlman CITY CLERK

EXHIBIT

PATAGONIA COURT RIGHT-OF-WAY TO BE VACATED BY THE CITY OF BILLINGS

PREPARED BY: IN SITE ENGINEERING, P.C.
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BILLINGS, MT 59106

PREPARED FOR: RIVERFRONT POINT, LLC
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BILLINGS, MT 59108

