CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBER **August 28, 2017** **6:30 P.M.**

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Sullivan

ROLL CALL: Councilmembers present on roll call were:

MINUTES: August 14, 2017

COURTESIES:

- USS Billings

PROCLAMATIONS:

- American Indian Heritage Day - September 22, 2017

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1 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 meeting.)

1. **CONSENT AGENDA** -- Separations:

A. **Bid Awards:**

1. **W.O. 18-03, Contract No. 1 City Crack Seal.** (Opened 8/15/17) Recommend Wharton Asphalt, LLC, $199,005.

2. **Winter Traction Material.** (Opened 8/15/17) Recommend Knife River, $21.00 per ton.

3. **De-Icer / Anti-icer.** (Opened 8/15/17) Recommend Brenntag Pacific, Inc., $0.94per gallon.

B. **Amendment No. 4, W.O. 14-11: Water Reclamation Facility Nutrient Upgrade, Expansion & Improvements,** Professional Engineering Services Contract, HDR Engineering, $89,800.

C. **Perpetual Right-of-Way Easement and License Agreement** with Yellowstone County for W.O. 14-11, Water Reclamation Facility Nutrient Upgrade, Expansion and Improvements.

D. **Acceptance of Quitclaim Deed** for Zimmerman Trail South Park from Yellowstone County.

E. **Recommendation** of approval to the Policy Coordinating Committee (PCC) of the 2018 Unified Planning Work Program (UPWP).

F. **Acceptance** of donation to the Billings Police and Fire Departments from Phillips 66 for SRO training and public education/fire safety programs; $8,000.

G. **Acceptance** of funds from the Billings Library Foundation for the Senior Outreach Program; $2,000.

H. **Resolution** authorizing the Change of the Authorized Representative for the Short Term Investment Pool (STIP).

I. **Resolution** relating to $140,000 special sidewalk, curb, gutter and alley approach bonds, Series 2017; fixing the form and details and providing for the execution, delivery and security.

J. **Resolution** relating to the financing of the landfill construction projects, establishing compliance with Reimbursement Bond Regulations under the Internal Revenue Code.

K. **Resolution of Intent to De-Annex #17-04:** approximately 49 acres of undeveloped land described as portions of Terrace Estates Subdivision, 3rd Filing; James and Jo Ann Boyer, petitioners; and set a public hearing for September 25, 2017.

L. **Second/Final Reading Ordinance expanding Ward II (Annexation 17-02)** for an approximate 5.4 acre parcel of land described as Tract 2B-2 of Amended Tract 2B, Corrected C/S 840, Second Amended, generally located west of Hawthorne Lane and north of Kyhl Lane; Richard and Mae Sartorie, owners.

M. **Second/Final Reading Ordinance** amending BMCC, Section 22-231, Sidewalk Repairs.

N. **Preliminary Subsequent Minor Plat** of Amended Lot 4C, Block 1, Shiloh Crossing Subdivision, generally located between Shiloh Road and Shiloh Crossing Boulevard and South of Montana Sapphire Drive; Western Sky Ventures, LLC, owner; Performance Engineering and Consulting, agent.

O. **Bills and Payroll:**

1. July 31, 2017

2. August 7, 2017

REGULAR AGENDA:

2. **PUBLIC HEARING AND RESOLUTION** approving and adopting budget amendments for FY2017. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

3. **PUBLIC HEARING AND RESOLUTION** setting General Obligation (GO) Debt and Public Safety II (PS II) mill levy rates for FY18. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

4. **PUBLIC HEARING AND RESOLUTION** approving the adoption of the Poly Vista Park Master Plan. Staff and PRC Board recommend approval. (Action: approval or disapproval of staff and PRC Board recommendation.)

5. **PUBLIC HEARING AND RESOLUTION** authorizing the sale of City-owned property described as a .248 acre lot located in Heritage Walk Townhomes Subdivision. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

6. **PUBLIC HEARING AND RESOLUTION FOR ANNEXATION 17-05:** property described as a portion of Tract A, Certificate of Survey 1651; Tract 1, Certificate of Survey 1871; a portion of Tract 1, Certificate of Survey 2465; Tract 2A, Certificate of Survey 2465; and a portion of the north 30 feet of the NW1/4, NW1/4 of Section 36, T1N, R24E adjacent to Tract 1, Certificate of Survey 2465, generally located at the northwest corner of the intersection of Rimrock Road and 70th Street West and bordering the south side of the Burlington Northern and Santa Fe Railroad corridor. Staff recommends conditional approval. (Action: approval or disapproval of staff recommendation.)

7. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 960:** a zone change from un-zoned to Residential 7,000 (R-70) and Residential 5,000 (R-50) on Tract 2A of C/S 2465 (R-70) and Tract 1 of C/S 1871 (R-50), a 116.18 acre parcel of land, generally located north of Rimrock Road and west of Copper Ridge Subdivision. Gary Oakland, owner; Mac Folgelsong, agent. Zoning Commission recommends approval and adoption of the findings of the 10 criteria. (Action: approval or disapproval of Zoning Commission recommendation.)

8. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward III to include recently annexed property in Annexation 17-03: approximately 18 acres of land, generally located at the southeast corner of the intersection of Santiago Boulevard and Blue Creek Road south of the Yellowstone River. Jamey Eisenbarth, owner. Staff recommends conditional approval. (Action: approval or disapproval of staff recommendation.)

9. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 957:** a zone change from Community Commercial (CC), Residential Multi-Family-Restricted (RMF-R), Residential 5,000 (R-50), Residential 7,000 (R-70), Residential 9,600 (R-96) and Public (P) to Planned Development (PD) on an approximate 66 acre parcel of land described as: Lots 3 and 4, Western Sky Subdivision. Mont Vista, LLC, owner; KLJ Engineering, agent. The Zoning Commission recommends approval and adoption of the findings of the 10 criteria. (Action: approval or disapproval of Zoning Commission recommendation.)

10. **ORDINANCES PROHIBITING MEDICAL MARIJUANA STOREFRONTS:**

    a. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 959:** a text amendment to Section 27-304, Billings, Montana City Code (BMCC), prohibiting land uses contrary to local, state or federal law. Zoning Commission recommends approval. (Action: approval or disapproval of Zoning Commission recommendation.)

b. **PUBLIC HEARING AND FIRST READING ORDINANCE** amending Section 7-1700, BMCC, relating to medical marijuana dispensaries and storefronts, updating the City Code to remove inconsistences with state and federal laws. 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.

Consent **1. A. 1.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Bid Award for W.O. 18-03, Contract No. 1 City Crack Seal

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

W.O. 18-03, Contract No. 1 City Crack Seal is part of the 2018 Street Maintenance Program. Annually, staff identifies streets proposed for preventative maintenance. Staff bids this work in three contracts: chip seal resurfacing, overlay resurfacing and crack sealing. This contract will provide crack sealing on approximately 28 miles of streets. The project was advertised on July 21st, July 28th, and August 4th in the *Yellowstone County News* and on the City's website. Bids were opened August 15th. There were two bids submitted and Wharton Asphalt, LLC submitted the lowest responsible bid.

ALTERNATIVES ANALYZED

The Council may:

- Award W.O. 18-03, Contract No.1 City Crack Seal to Wharton Asphalt, LLC in the amount of $199,005.00; or
- Do not award a contract and reject all bids. If the contract is not awarded, this street maintenance work will be deferred which will lead to pavement conditions worsening over time.

FINANCIAL IMPACT

The following bids were received and evaluated:

Contractor	Bid Amount
Wharton Asphalt, LLC	$199,005.00
Hardrives Construction, Inc.	$199,950.00

The Arterial and Gas Tax funding for the project was budgeted in the FY 18 budget.

Project Budget (Crack Seal, Overlay, Chip Seal)	$2,500,000.00
Previously Encumbered	$0.00
This Contract	$199,005.00
Budget Remaining	$2,300,995.00

RECOMMENDATION

Staff recommends that the City Council award a contract for W.O. 18-03 Contract No. 1 City Crack Seal to Wharton Asphalt, LLC in the amount of $199,005.00.

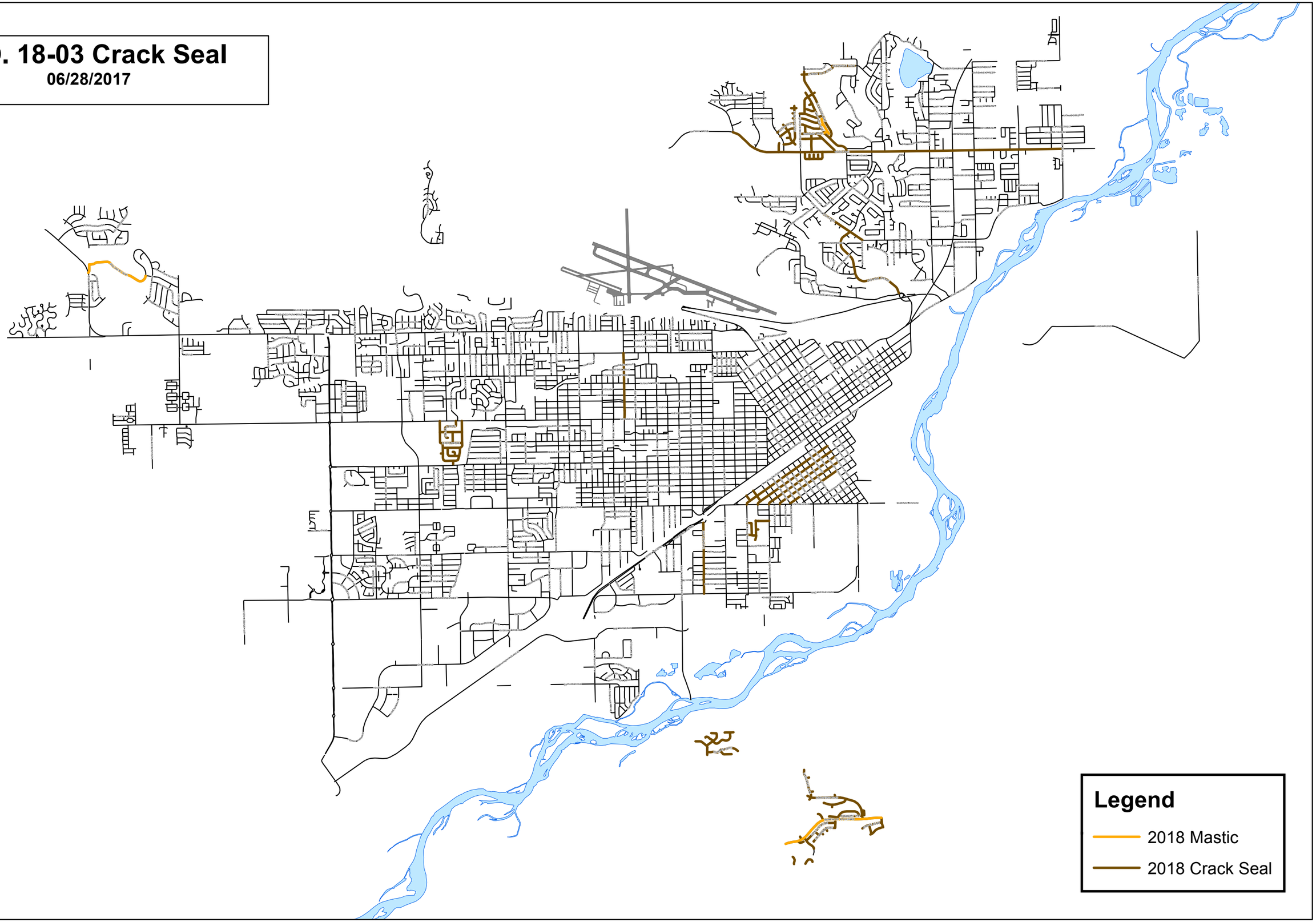
APPROVED BY CITY ADMINISTRATOR

Attachments

Location of Work Map

W.O. 18-03 Crack Seal

06/28/2017



Consent **1. A. 2.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Bid Award for Winter Traction Material

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

The Public Works Department uses winter traction material on City streets and roads during the winter months as an aid in ice and snow removal. On average, the Street/Traffic Division will use between 4,000 and 6,000 tons of this material for the season. The Public Works Department advertised for bids in the Yellowstone County News and on the City's website for two weeks. Bids were opened for the winter traction material on August 15, 2017. The City received one bid for this material.

ALTERNATIVES ANALYZED

City Council may:

- Approve the award for the purchase of the winter traction material, or;
- Disapprove the award for the purchase of the winter traction material. If not awarded, the Public Works Department will not be able to place sand for traction control this winter.

FINANCIAL IMPACT

The cost for the winter traction material will be funded through the Public Works Department, Street/Traffic Division operations and maintenance accounts. Bids were received on August 15, 2017. One supplier responded to the request for bids and the bid is:

Vendor	Price per year
Knife River	$21.00 per ton Year 1 $21.50 per ton Year 2 $22.00 per ton Year 3

RECOMMENDATION

Staff recommends that the City Council approve the award for the purchase of winter traction material for $21.00 per ton from Knife River for one year, with the option of purchasing the winter traction material for years two and three based on mutual consent of the City and the supplier.

APPROVED BY CITY ADMINISTRATOR

Consent **1. A. 3.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Bid Award for De-icer/Anti-icer for the Public Works Department

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

The Public Works Department uses liquid calcium chloride on city streets and roads during the winter months to aid in ice and snow removal. On average, the Street/Traffic Division will use between 160,000 and 180,000 gallons of this liquid for the season. The Public Works Department advertised for bids in the Yellowstone County News and on the City internet for two weeks. Bids were opened for the calcium chloride on August 15, 2017 and 1 bid was received.

ALTERNATIVES ANALYZED

City Council may:

- Approve the award for the purchase of the calcium chloride liquid, or;
- Disapprove the purchase of the calcium chloride liquid. If not awarded, it will make it more difficult for the Public Works Department to help clear the ice and snow this coming winter.

FINANCIAL IMPACT

The cost for the calcium chloride liquid will be funded through the Public Works Department, Street/Traffic Division operation and maintenance budget approved by Council. Bids were received on August 15, 2017. One supplier responded to the invitation for bid and the bidding result is as follows:

Vendor	Price per Year
Brenntag Pacific, Inc	$0.94/ gallon Year 1
Brenntag Pacific, Inc	$0.94/ gallon Year 2
Brenntag Pacific, Inc	$0.94/ gallon Year 3

RECOMMENDATION

Staff recommends that the City Council approve the award for the purchase of calcium chloride liquid for $0.94per gallon from Brenntag Pacific, Inc. for 1 year with the option of purchasing the calcium chloride liquid for years two and three based on mutual consent of the City and the supplier.

APPROVED BY CITY ADMINISTRATOR

Consent **1. B.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Amendment No. 4 to Professional Services Contract for W.O. 14-11; Water Reclamation Facility Nutrient Upgrade, Expansion & Improvements

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

Council is asked to approve Amendment No. 4 to the City's professional engineering services contract with HDR Engineering for W.O. 14-11 in the amount of $89,800.00. The Water Reclamation Facility will be upgraded to improve nutrient removal and expanded to increase capacity. This work includes water quality sampling and reporting work on the Yellowstone River that will inform the future phases of design at the Water Reclamation Facility as outlined in the WRF Design Report (Chapter 3 Design Objectives and Criteria). This work will aid in determining future effluent requirements and will provide meaningful data from both before and after the expanded WRF is put online. The work will review the impact of the WRF improvements on the Yellowstone River water quality and will aid the City is developing its application for discharge permit renewal in 2020.

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ALTERNATIVES ANALYZED

City Council may:

- Approve Contract Amendment No. 4 with HDR Engineering, or;
- Disapprove Contract Amendment No. 4 with HDR Engineering. If this project is not completed, the City will not have the information needed for MDEQ for future improvements and water quality for the Water Reclamation Facility.

FINANCIAL IMPACT

Contract amendment No. 4 in the amount of $89,800.00 is budgeted in FY18.

RECOMMENDATION

Staff recommends that the City Council approve Amendment No. 4 to the City's professional engineering services contract with HDR Engineering for W.O. 14-11 in the amount of $89,800.00.

APPROVED BY CITY ADMINISTRATOR

Attachments

Wo 14-11 Amendment

AMENDMENT NO. 4

TO

CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES

W.O. 14-11

WASTEWATER TREATMENT PLANT NUTRIENT UPGRADE, EXPANSION AND IMPROVEMENTS

THIS AGREEMENT, made and entered into on August ___, 2017, by and between the following:

CITY OF BILLINGS, a Municipal Corporation,
Billings, Montana 59103,
Hereinafter designated the City

and

HDR Engineering, Inc.
2913 Millennium Circle
Billings, Montana 59102
Hereinafter designated the Contractor

WITNESSETH:

WHEREAS, the City and Contractor have entered into a contract dated June 9, 2014, for Contractor to provide engineering services to the City for Work Order 14-11 Wastewater Treatment Plant Nutrient Upgrade, Expansion and Improvements, and;

WHEREAS, the City has need for additional engineering services, and;

WHEREAS, the City has authority to contract for consulting engineering services, and;

WHEREAS, the Contractor represents that he is qualified to perform such services, is in compliance with Montana Statutes relating to the registration of professional engineers and is willing to furnish such services to the City;

NOW, THEREFORE, in consideration of the terms, conditions, covenants and performance contained herein, or attached and incorporated herein, the Parties hereto agree as follows:

Part I, Section 4. is amended as follows:

Increase the amount of compensation by Eighty Nine Thousand Eight Hundred and no/100 DOLLLARS ($89,800) to Twelve Million Fifteen Thousand Eight Hundred and no/100 DOLLARS ($12,015,800.00).

Appendix A, Section 3. Add the following to the Scope of Work:

MDEQ is currently working on a water quality model that includes the Billing reach of the Yellowstone River. HDR has acquired a working copy of that water quality model from DEQ. The work will investigate different discharge scenarios and provide a third party review of the water quality model from MDEQ.

While the water quality modeling continues to evolve, the phases of the investigation will evolve. Initial investigations include: reviewing MDEQ's current water quality modeling efforts, p o t e n t i a l l y influencing the future development and refinements to the water quality model, identifying data gaps and recommending monitoring activity to attempt to fill those data gaps, and exploring alternative discharge scenarios and sensitivity of the water quality model response.

MDEQs water quality modeling is based on sampling MDEQ conducted in 2012. The City of Billings may pursue a site specific variance from MDEQs nutrient criteria. To pursue a variance MDEQ requires a minimum of three years of summer time, low flow, water quality monitoring. This work represents the first year of that monitoring.

OBJECTIVES

PHASE 1

1. Assess MDEQ's current Yellowstone River water quality model that includes the Billings reach.
2. Understand the potential regulatory implications of wastewater treatment and other management alternatives from the current water quality model.
3. Complete one season of Water Quality Sampling on the Yellowstone River.

PHASES 2, 3, AND AS NEEDED

- 1. To be determined.

SCOPE OF SERVICES

This scope of services is for the Consultant to assist the Owner through various technical assistance activities related to watershed water quality. The proposed scope of Consultant services are identified in the following tasks. Consultant will commence with services upon written notice to proceed with the selected tasks. Schedule will be determined at the time of notice to proceed.

PROJECT MANAGEMENT

Objective and Approach

CONSULTANT will provide project management activities for this task. Project management and administrative activities include the following:

- Conduct scheduling, invoicing, work planning, and administrative activities to manage, to the extent possible, scope, budget, and schedule relative to activities summarized within this scope of services.
- Conduct quality control reviews for deliverables anticipated under this contract, consistent with the standard of care for the engineering profession.
- Coordinate with the OWNER to address project expectations, scheduling, budget, progress, and coordination topics related to work being conducted as part of this contract.

Assumptions

- If the scope changes during the life of the project, modification to the original contract agreement will be required per the terms and conditions of the agreement.
- Quality control reviews of work activities and project deliverables are included in each task.

Deliverables

- Monthly invoices.

REVIEW WATER QUALITY MODEL

Objective and Approach

Review the transmittal information provided by DEQ. Review the water quality model of the Yellowstone River from DEQ. Create graphs of the data within the water quality model to readily see the input data. De-construct the water quality model and assess the inputs including:

- Selected simulation date.
- Water balance.
- Headwater boundary conditions.
- Reach definitions.
- Meteorological inputs.
- Point sources and diffuse sources.
- Model coefficients, rates, and parameters.
- Evaluate the status of the water quality model calibration. Examine qualitatively (graphically) and quantitatively (numerical RMSE or similar statistics) the water quality model performance between the observed data and predicted results.

Assumptions

- No simulations will be performed.
- Current version of the water quality model will be reviewed within the context of available data and appropriate range of model parameters.

Deliverables

- Report the findings in a brief technical memorandum, provided electronically, and one conference call.

SIMULATE MANAGEMENT SCENARIOS

Objective and Approach

Use the current water quality model and simulate alternative management scenarios. These scenarios may include alternative nitrogen and/or phosphorus concentrations. The concentrations may be change from the following sources, Billings POTW, other point sources (irrigation and/or tributaries), nonpoint sources, and/or groundwater.

Assumptions

- Up to 10 scenarios will be simulated.
- Limited "what if" scenarios are included in this task, but additional analysis and scenarios can be run on a time and materials basis based on the City's objectives as methods for compliance with water quality standards become more apparent.

Deliverables

- Report the findings in a brief technical memorandum, provided electronically, and one conference call.

IDENTIFY WATER QUALITY MODELING DATA GAPS

Objective and Approach

The results of previous tasks will be evaluated and areas of data gaps identified. Recommendations for filling these data gaps will be developed.

Assumptions

- Data gaps may occurred due a lack of monitoring data, water quality model input information, and/or other reasons.

Deliverables

- Report the findings in a brief technical memorandum, provided electronically, and one conference call.

WATER QUALITY SAMPLING

Objective and Approach

This task includes the labor and expenses for completing a single year sampling on the Yellowstone River for water quality data as outlined in the Sampling and Analysis Plan (SAP- June 2017). The SAP includes a subset of eight (8) of MDEQ's 2012 sampling sites for a variety of water quality parameters.

Assumptions

- MDEQ will review and accept the SAP as is and not require additional sampling.
- Sonde data will not be collected in the 2017 sampling season.
- City of Billings will contract all analytical work separately.

Deliverables

- Raw water quality data.

WATER QUALITY DATA ANALYSIS

Objective and Approach

The data gathered will be assimilated into an Excel Spreadsheet and Word document summary report with graphs of the data collected.

Assumptions

- Additional work to submit data to the State/National database is not included.

Deliverables

- A single year Water Quality Analysis Technical Memorandum and Excel Database.

BUDGET

Task	Title	Budget
100	Project Management	$4,500
200	Review Water Quality Model	$11,500
300	Simulate Management Scenarios	$9,700
400	Identify Water Quality Modeling Data Gaps	$3,600
500	Water Quality Sampling	$51,700
600	Water Quality Data Analysis	$8,800
Total		$89,800

All other terms and conditions of the contract to which this amendment applies shall remain in full effect.

CONSULTANT
NAME: _____

BY: _____

TITLE: _____

DATE: _____

CITY OF BILLINGS, MONTANA

BY: _____
Mayor

DATE: _____

Consent **1. C.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: W.O. 14-11, Water Reclamation Facility Nutrient Upgrade, Expansion & Improvements; Perpetual ROW Easement & License Agreement with Yellowstone County

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

On January 23, 2017, City Council awarded W.O. 14-11, Water Reclamation Facility (WRF) Nutrient Upgrade, Expansion and Improvements project to Sletten Construction. City Staff is requesting that City Council approve a License Agreement and Perpetual Right-of-Way Easement between the City of Billings and Yellowstone County for new project work on the MetraPark grounds. The License Agreement is necessary to allow the project contractor to gain legal access to the MetraPark grounds for the purpose of facility and pipeline construction and staging of materials and equipment. The Perpetual Right-of-Way Easement is necessary for the City to secure perpetual access to new sanitary sewer facilities and pipelines to be constructed on the MetraPark grounds adjacent to and across Alkali Creek into the WRF site.

In addition to securing easement area needed to construct the current project facilities, the Perpetual Right-of-Way Easement is intended to replace and supercede the 1947 Lease Agreement between the City and the County with respect to responsibilities for the existing sewer lines, wastewater treatment plant and access road which are located on Yellowstone County property.

ALTERNATIVES ANALYZED

City Council may:

- Approve the Perpetual Right-of-Way Easement and License Agreement between the City of Billings and Yellowstone County, or;
- Disapprove the easement and agreement.

If the easement and agreement are not approved, the City will not be able to legally construct and maintain the new sewer facilities for the Water Reclamation Facility Nutrient Upgrade, Expansion and Improvements project.

FINANCIAL IMPACT

There is no financial impact associated with the Perpetual Right-of-Way Easement and License Agreement between the City of Billings and Yellowstone County.

RECOMMENDATION

Staff recommends that the City Council approve a Perpetual Right-of-Way Easement and License Agreement between the City of Billings and Yellowstone County.

APPROVED BY CITY ADMINISTRATOR

Attachments

WO 14-11, License Agreement
WO 14-11 Perpetual ROW Easement - Draft

LICENSE AGREEMENT
ACCESS FOR WASTEWATER TREATMENT PLANT PROJECT

This Agreement made and entered into this ____ day of _____, 2017, by and between **YELLOWSTONE COUNTY**, of _____, Billings, Montana, 59101 (hereinafter referred to as 'Licensor'), and the **CITY OF BILLINGS**, a Montana Municipal Corporation, of P.O. Box 1178, Billings, Montana 59103 (hereinafter referred to as 'Licensee').

In consideration of the mutual promises contained in this Agreement, the parties agree as follows:

SECTION ONE
GRANT OF LICENSE AND DESCRIPTION OF PREMISES

Licensor grants to Licensee a license to occupy and use, subject to all of the terms and conditions of this Agreement, certain real property approximately two (2) acres in size as depicted in **Exhibit 1**, and located in Section 11, Township 1 North, Range 26 East, P.M.M., Yellowstone County, Montana, more particularly located within the following described property:

S27, T01N, R26E, FAIRGROUNDS & PORTIONS OF ABND RR ABOVE WASTEWATER TRTMNT PLANT IN SEC 27 & 34 METRA RIVERSIDE

It is understood that the Licensor shall allow Licensee to occupy and use the described property for vehicular and construction equipment access and equipment and materials staging in order to facilitate the Licensee constructing new sanitary sewer facilities within permanent easements located on Licensor's said property. The specific location of the access route(s) and staging area(s) may be changed at the discretion of the Licensor.

SECTION TWO
LIMITATION TO DESCRIBED PURPOSE

The above-described property may be occupied and used by Licensee solely for the purpose of allowing Licensee to construct new sanitary sewer facilities on the described property. Occupation and use of the property shall be limited to vehicular and construction equipment access, equipment and materials staging and incidental purposes related to constructing the sewer facilities.

It is further understood that this access license is not a license for general public travel.

SECTION THREE
DURATION

This license shall commence on the date this Agreement is signed and shall continue until both parties expressly agree to terminate it.

SECTION FOUR
CONSIDERATION

The parties agree that the consideration given by Licensee to Licensor shall be restoration and reseeding of all area disturbed by project construction, as Licensee deems appropriate, at the conclusion of the construction project. Restoration of disturbed areas shall be inspected approximately one (1) year after the date of substantial project completion. Unsatisfactory site restoration observed at this inspection shall be corrected by Licensee to the satisfaction of Licensor.

SECTION FIVE
TERMINATION

If Licensee fails to comply with any condition of this Agreement at the time or in the manner provided for, the Licensor may, at its option, terminate this Agreement and be released from all obligations if the default is not cured within sixty (60) calendar days after the date Licensor provides written notice to the Licensee. Said notice shall set forth the items to be cured. Notices shall be provided in writing and hand-delivered or mailed to the parties at the addresses set forth in the first paragraph of this Agreement.

SECTION SIX
LICENSE RUNS WITH THE LAND

This license shall run with the land and shall be binding on and shall inure to the benefit of the parties to this Agreement, their respective heirs, successors, or assigns.

SECTION SEVEN
GOVERNING LAW

This Agreement shall be construed and enforced in accordance with the laws of the State of Montana. Venue for any suit between the parties arising out of this Agreement shall be the State of Montana Thirteenth Judicial District Court, Yellowstone County.

SECTION EIGHT
NOTICES

Any notice provided for or concerning this agreement shall be in writing and shall be deemed sufficiently given when sent by United States Mail, First Class postage prepaid, if sent to the respective address of each party as set forth at the beginning of this agreement.

SECTION NINE
ASSIGNMENTS

The rights of each party under this agreement are personal to that party and may not be assigned or transferred to any other person, firm, corporation, or other entity without the prior written consent of the other party, which consent shall not be unreasonably denied.

SECTION TEN
ENTIRE AGREEMENT

This Agreement constitutes the entire understanding between the parties relating to the subject matter contained herein. No agent or representative of either party has authority to make any representations, statements, warranties or agreements not herein expressed and all modifications or amendments of this agreement, including the appendices, must be in writing and signed by an authorized representative of each of the parties hereto.

IN WITNESS WHEREOF, the parties have hereunto affixed their hands and seals the date first hereinabove written.

CITY OF BILLINGS, a Montana Municipal Corporation

_____

By:
THOMAS W. HANEL, Mayor

ATTEST:

By:_____
DENISE BOHLMAN, City Clerk

STATE OF MONTANA)
:ss
County of Yellowstone)

On this ____ day of _____, 2017, before me, a Notary Public for the State of Montana, personally appeared **THOMAS W. HANEL** and **DENISE BOHLMAN**, known to me to be the Mayor and City Clerk, respectively, of the City of Billings, Montana, and acknowledged to me that they executed the foregoing instrument.

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

_____
(Signature)

(Notarial Seal)

_____
(Printed Name)

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

YELLOWSTONE COUNTY, MONTANA

_____

By:
Its Authorized Agent

STATE OF MONTANA)
:ss
County of Yellowstone)

On this ____ day of _____, 2017, before me, personally appeared _____, known to me to be the person who signed the foregoing instrument and who acknowledged to me that they executed the same as the duly appointed and authorized agent of **YELLOWSTONE COUNTY, MONTANA.**

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:_____

Notarial Seal

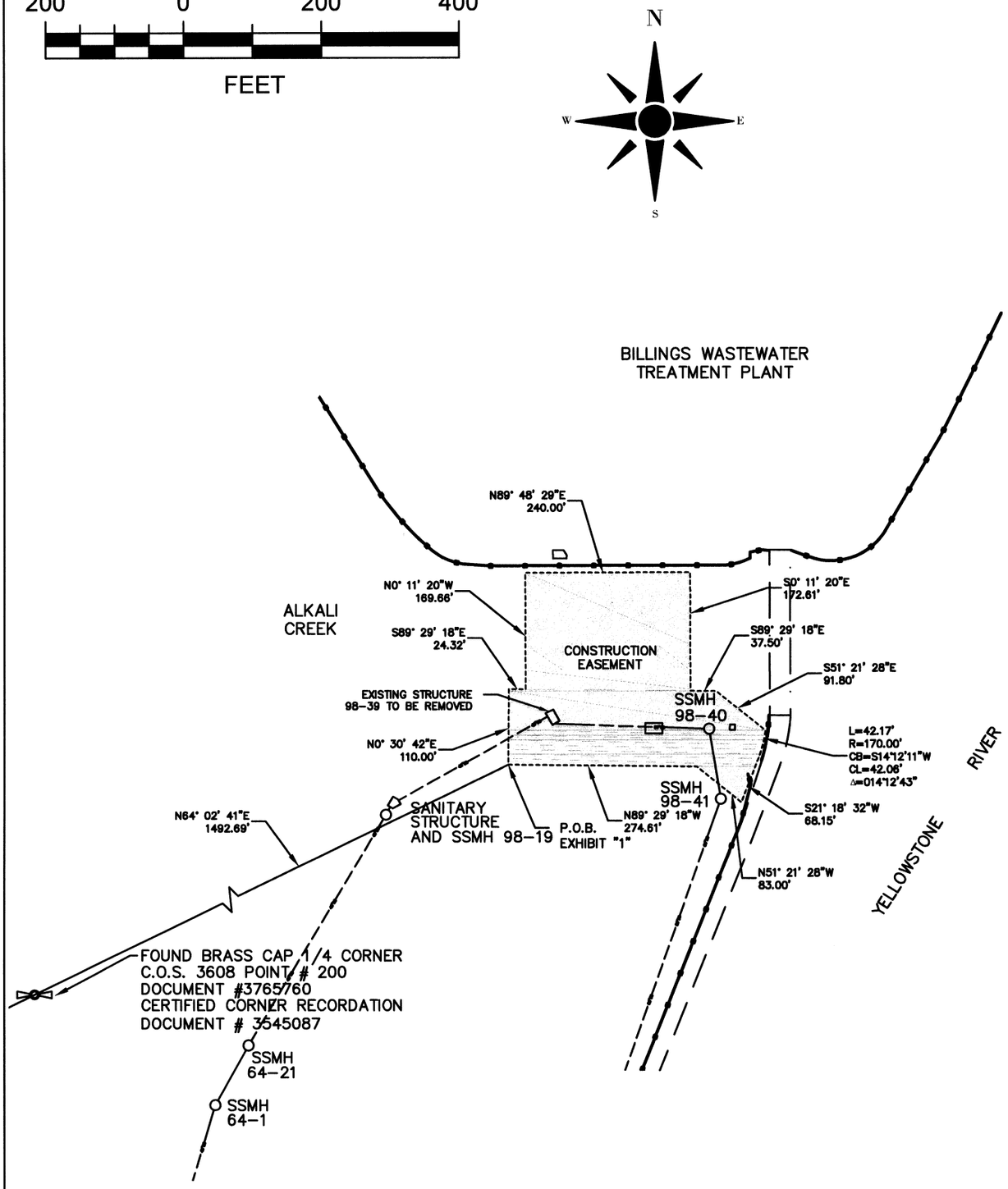
Residing at Billings, Montana
My Commission Expires:_____

EXHIBIT "1"

LICENSE AGREEMENT AREA
SITUATED IN THE SE1/4 SECTION 27,
T.1N., R.26E., P.M.M. YELLOWSTONE COUNTY, MONTANA

200 0 200 400

FEET



LICENSE AGREEMENT AREA

Being a Temporary Construction Easement described as follows.
Commencing at the 1/4 corner common to Sections 27 and 34, T.1N., R.26E., P.M.M., Yellowstone County, Montana, Thence N 64°02'41" E and a distance of 1492.69 feet to the True Point of Beginning; thence N 00°30'42" E for a distance of 110.00 feet; thence S 89°29'18" E for a distance of 24.32 feet; thence N 00°11'20" W for a distance of 169.66 feet; thence N 89°48'29" E for a distance of 240.00 feet; thence S 00°11'20" E for a distance of 172.61 feet; thence S 89°29'18" E for a distance of 37.50 feet; thence S 51°21'28" E for a distance of 91.80 feet to the beginning of a curve to the left; thence along said curve with a radius of 170.00 feet an arc length of 42.17 feet and an internal angle of 14°12'43" (chord bearing S 14°12'11" W and a cord length of 42.06 feet); thence S 21°18'32" W for a distance of 68.15 feet; thence N 51°21'28" W for a distance of 83.00 feet; thence N 89°29'18" W for a distance of 274.61 feet to the Point of Beginning

PERPETUAL RIGHT-OF-WAY EASEMENT

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged on this _____ day of _____, 2017, the undersigned, YELLOWSTONE COUNTY, P.O. Box 35003, Billings, MT 59107-5003, hereinafter called "Grantor", hereby grants and conveys unto THE CITY OF BILLINGS, a municipal corporation and political subdivision of the State of Montana, 210 North 27th Street, Billings, Montana 59103, hereinafter called "Grantee", a perpetual easement and right-of-way over, across, under and through the following described tracts of real property in Yellowstone County Montana:

Perpetual Right-of-Way Easement as described in attached Exhibit A, Exhibit B, Exhibit C, Exhibit D and Exhibit E.

This Perpetual easement to Grantee is limited to the purpose of constructing, reconstructing, upgrading, maintaining, operating, servicing, repairing and replacing the City's Waste Water Treatment Plant and facilities, and sanitary sewers and/or water lines and appurtenances over, across, under and through the said real property, together with the right of free ingress and egress at all times for the purpose of constructing, reconstructing, upgrading, maintaining, operating, servicing, repairing and replacing the City's Waste Water Treatment Plant and facilities and said sanitary sewers and/or water lines and appurtenances, and adding additional sanitary sewer and/or water lines.

Grantor shall continue to have the right to use and enjoy the above-described property, except as to the rights herein granted, subject to the following restrictions:

1. Grantor and their successors agree not to construct, nor cause to be constructed, within the easement right-of-way, any type of building or structure, such as, but not limited to, houses, garages, sheds, kennels, fences, nor any other fixed objects of any kind, shape or form, except as many be licensed by Grantee.

2. Grantor agrees not to plant, nor cause to be planted within the easement right-of-way any trees, bushes, shrubs, hedges nor any other plantings of a similar nature, except as may be licensed by Grantee.

3. Grantor agrees that authorized representatives of Grantee can freely travel within the easement right-of-way with their equipment in the performance of their duties at any time, day or night, regardless of outside weather conditions. Grantee agrees to limit property in the right-of-way on the MetraPark grounds to underground pipelines and associated necessary appurtenances thereto such as, e.g., concrete structures, manholes, valves, or similar appurtenances; such appurtenances may rise above the ground to enable

4. Subject to Paragraph 14 of this easement, Grantor agrees to obtain Grantee's permission prior to placing or removing any fill dirt within the easement right-of-way and, in addition, in the event such permission is granted, the Grantor agrees to perform any work necessary to modify the existing sanitary sewers and/or water lines and appurtenances, which work may be required prior to placing or removing any fill dirt within the easement right-of-way and all such work shall be done at Grantor's expense and without expense to Grantee.

5. Subject to Paragraph 8 of this Agreement, Grantor agrees that the sole responsibility of Grantee for any surface restoration due to any construction, replacement, repair or service work to the sanitary sewer and/or water lines by Grantee, shall be limited to trench backfill compaction and placement of backfill material to existing grade by Grantee.

6. HOLD HARMLESS AGREEMENT:

   - Grantor agrees to indemnify, defend, save and hold Grantee harmless from any claims, lawsuits, or liability, including reasonable attorney's fees and costs, to the extent caused by Grantor's negligent acts under this agreement or any negligent acts of Grantor's agents.

   - Grantee agrees to indemnify, defend, save and hold Grantor harmless from any claims, lawsuits, or liability, including reasonable attorney's fees and costs, to the extent caused by Grantee's negligent acts under this agreement or any negligent acts of Grantee's agents.

   - Neither Grantor nor Grantee shall be obligated to indemnify the other party in any manner whatsoever for the other party's own negligence or willful misconduct.

7. The restrictions, Covenants and Hold Harmless Agreements herein contained shall attach to and run with the land and shall bind the parties hereto and all persons claiming thereunder.

8. Should any of the lines that are the subject matter of this agreement become ruptured, burst or in any way become damaged, except by the negligent or intentional actions of the Grantor, its agents or employees, any resulting damages, including but not limited to environmental damage, shall be the sole responsibility of the Grantee.

9. Should the lines cease to by used by the Grantee for a period of one year, this easement will terminate and Grantee shall plug and abandon the lines at its sole expense unless otherwise agreed to by the parties.

10. Grantee agrees to perform at its sole expense all maintenance to the road and bridge that service the lines and the Grantee's Wastewater Treatment Plant. Should the service bridge fall into the state of disrepair, the Grantee agrees to repair the bridge at its sole expense to get it into a safe and reasonable state for the uses expressed in this easement. The parties agree that bridge connecting Grantor's property to the Wastewater Treatment Plant over Alkali Creek shall be the property of Grantee. The parties further agree that should Grantee not use the bridge for a period of one year, the Grantee shall remove the bridge at its sole expense unless otherwise agreed to by the parties.

11. The parties agree that the easement shown in Exhibit "D" and the remainder of the terms of this easement shall replace and supersede the "Lease Agreement" between Yellowstone County and the City of Billings dated March 20, 1947 and recorded in the Yellowstone County Clerk and Recorder's Records at Book 970, Page 887.

12. The Grantee agrees that should the Wastewater Treatment Plant, whose footprint is shown on Exhibit "D," is not used for one year, the Grantee agrees to remove all structures and improvements on the site and will relinquish all easement rights to the footprint unless otherwise agreed to by the Grantor unless otherwise mutually agreed to by the parties. Grantee will further agree to remediate any environmental factors that may reasonably occur upon removal.

13. The Grantee agrees to allow all current sewer hookups on the MetraPark (fairgrounds site) under the terms in force at the time of this easement.

Montana Fair, the Indian Relays and the NILE, all of which make use of the contemplated easement.

b. All future construction or maintenance will not occur during these blackout dates that coincide with these events for the duration of the easement, subject to (14)(c).
c. In the case of emergency occurring in the easement that necessitate repair to the lines, road or bridge, during the blackout dates, the City will apply to the County for permission to work in the easement. The County shall make reasonable accommodation for the repair work and the City shall make reasonable efforts to mitigate impact to events occurring on MetraPark grounds.

Grantors warrants and covenant that there are no liens or other encumbrances on the described tract or tracts.

YELLOWSTONE COUNTY

By:_____ Title:_____

STATE OF MONTANA)
) ss.
County of Yellowstone)

On this _____ day of _____, 2017, before me, the undersigned, a Notary Public for the State of Montana, personally appeared _____ to me known to be the _____ of the _____ that executed the within instrument and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

_____
Signature of Notary

(SEAL)

_____
Printed name of Notary

NOTARIAL SEAL * STATE OF MONTANA
RESIDING AT BILLINGS, MONTANA
MY COMMISSION EXPIRES _____

Thomas W. Hanel

Mayor, City of Billings

ATTEST:_____

Denise Bohlman, City Clerk

STATE OF MONTANA)

) ss.

County of Yellowstone)

This instrument was signed and acknowledged before me on this _____ day of _____, 2017, by Thomas W. Hanel, the Mayor, and Denise R. Bohlman, City Clerk, on behalf of the City of Billings.

.

_____

Signature of Notary

Consent **1. D.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Acceptance of Quitclaim Deed from Yellowstone County to the City for an undeveloped park in the Durland Heights Subdivision

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

Yellowstone County and the City's Public Works Department mutually agree that the County should quitclaim deed to the City, a parcel known as Zimmerman Trail South Park in the Durland Heights Subdivision. This parcel is currently undeveloped. The entire subdivision was annexed into the City in the 1950's with the exception of this parcel. This parcel will be used by the Public Works Department to increase the size of the existing turnaround area for City maintenance vehicles. The parcel will also be used for a stormwater detention area for runoff from Zimmerman Trail. The Yellowstone County Park Board approved the transfer of this property to the City and the County Commissioners approved this transfer at their August 1, 2017 meeting

ALTERNATIVES ANALYZED

City Council may accept or not accept the quitclaim deed from Yellowstone County for this parcel.

- Accepting the quitclaim deed will allow this parcel to be used by the City for stormwater and maintenance activities.
- Not accepting the quitclaim deed will not allow the Public Works Department to use this parcel. There are no other viable parcels adjacent to Zimmerman trail for these maintenance needs.

FINANCIAL IMPACT

The quitclaim deed states that Yellowstone County does hereby convey, demise, release and forever quitclaim unto the City of Billings, all right, title and interest in and to the property for and in consideration of the sum of one dollar and other valuable consideration.

RECOMMENDATION

Staff recommends that the City Council accept the quitclaim deed from Yellowstone County for the Zimmerman Trail South Park, located in the Durland Heights Subdivision.

APPROVED BY CITY ADMINISTRATOR

Attachments

Durland Heights Subdivision Plat
County Resolution for Transfer of Land
Quit Claim

b

PLAT OF
DURLAND HEIGHTS SUBDIVISION

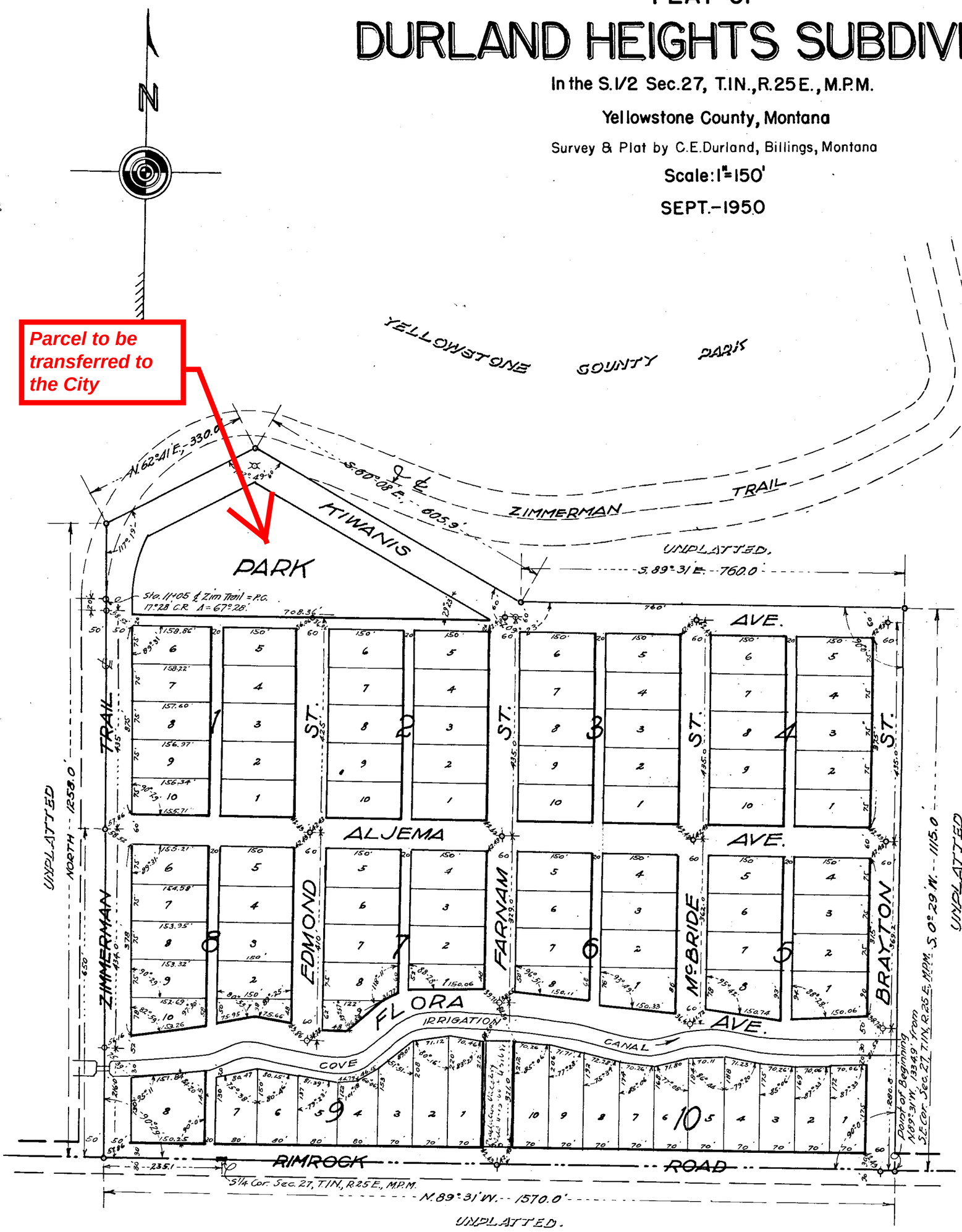
In the S.1/2 Sec.27, T.1N.,R.25E., M.P.M.

Yellowstone County, Montana

Survey & Plat by C.E.Durland, Billings, Montana

Scale: 1"=150'

SEPT.-1950



CERTIFICATE OF DEDICATION

STATE OF MONTANA)
County of Yellowstone) ss.

KNOW ALL MEN BY THESE PRESENTS: That C. E. Durland, a widower, does hereby certify that he has caused to be surveyed, subdivided and platted into lots, blocks, streets, avenues, alleys and park as shown on the plat and CERTIFICATE OF SURVEY hereunto annexed the following described tract of land situated in the South Half (S½) of Section Twenty-seven (27), Township One (1) North, Range Twenty-five (25) East, M.P.M. Which tract of land is more particularly bounded and described as follows: Beginning at a point on the south line of Section 27, T. 1N., R. 25E. M.P.M. which point is North 89° 31' West, 1334.9 feet from the southeast corner of said section; thence North 89° 31' West along said section line 1570.0 feet to an intersection with the center line of the county road known as the Zimmerman Trail; thence along said center line North 1258.0 feet; thence North 62° 41' East, 330.0 feet; thence South 60° 08' East, 605.9 feet; thence South 89° 31' East, 760.0 feet; thence South 0° 29' West, 1115.0 feet to the point of beginning.

The above described tract is to be known as DURLAND HEIGHTS SUBDIVISION and the land included in the streets, avenues, alleys and park is hereby granted and donated to the use of the public forever.

Dated this 30th day of December A.D. 1950.

C.E.Durland

STATE OF MONTANA)
County of Yellowstone) ss.

On this 30 day of December in the year 1950, before me Katie Davies, a Notary Public for the State of Montana, personally appeared C. E. Durland, known to me to be the person who signed the foregoing CERTIFICATE OF DEDICATION and who acknowledged to me that he signed the same.

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

Katie Davies
Notary Public for the State of Mont.
Residing at Billings, Montana
My commission expires Sept 3/1952

CERTIFICATE OF SURVEY

STATE OF MONTANA)
County of Yellowstone) ss.

C. E. Durland, a registered Civil Engineer and Surveyor, being first duly sworn, deposes and says that during the month of September 1950, he made a plat and survey of a certain tract of land to be known as DURLAND HEIGHTS SUBDIVISION in accordance with the request of the owner thereof and in conformity with the provisions of Section 11-601 to 609 inc. of the Revised Codes of Montana 1947; said subdivision, description of boundaries and of engineering being in accordance with the CERTIFICATE OF DEDICATION and as shown on the annexed plat; that a mark thus ☼ indicates proper location for street intersection and boundary markers; that the street lines conform with the adjacent platted areas; that the plat conforms with the work on the ground and that the net area of the said platted tract is 24.55 acres.

C E Durland
C. E. DURLAND, Civil Engineer #2025E

Subscribed and sworn to before me Katie Davies a Notary Public for the State of Montana, this 30 day of December 1950.

Katie Davies
Notary Public for the State of Montana
Residing at Billings, Montana
My commission expires Sept 3/1952

CERTIFICATE OF APPROVAL

STATE OF MONTANA)
County of Yellowstone) ss.

We hereby certify that we have examined the above plat of DURLAND HEIGHTS SUBDIVISION and find that the said plat conforms with the requirements of the laws of the State of Montana. It is therefore approved and accepted.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of Yellowstone County, Montana, this 30th day of December A.D. 1950.

BOARD OF COUNTY COMMISSIONERS

Ben B. Hagerman, Chairman — Steve De Witt, Commissioner — A.H.Barney, Commissioner

C E Durland, County Surveyor — Earle Knight, County Clerk & Recorder

482159

STATE OF MONTANA)
County of Yellowstone) ss.

I hereby certify that the annexed plat of DURLAND HEIGHTS SUBDIVISION was filed for record in my office on the 22nd day of September A.D. 1951 at 11:36 o'clock A. m.

Earle Knight
County Clerk & Recorder

YELLOWSTONE COUNTY BOARD OF COMMISSIONERS

Resolution No. 17-70

A Resolution Authorizing the Transfer of Ownership, if any, of a Park Located in Durland Heights Subdivision to the City of Billings, Legal Description the Park Shown on the Plat of Durland Heights Subdivision, recorded with the Yellowstone County Clerk and Recorder as Document No. 482159, dated September 22, 1951

WHEREAS, Durland Heights Subdivision was created in 1951 in Yellowstone County;

WHEREAS, the City of Billings annexed Durland Heights Subdivision into the City of Billings;

WHEREAS, the park located in Durland Heights Subdivision is now commonly known as "Zimmerman Trail South Park";

WHEREAS, since annexation, the Montana Department of Revenue has listed "Yellowstone County c/o the City of Billings" on its tax statements;

WHEREAS, Yellowstone County previously transferred all use rights relating to Zimmerman Trail to the City of Billings and the City provides the maintenance for Zimmerman Trail which abuts the park;

WHEREAS, the City needs the park to store snow during the winter and wishes to provide maintenance, if any, to the natural park;

WHEREAS, MCA §7-8-2211 gives counties the authority to sell and exchange property;

WHEREAS, MCA §7-8-101 allows counties to exchange property with a city without appraisal;

WHERAS, a bona fide dispute of ownership exists between the City and the County over the fee interest ownership of the park;

WHEREAS, the ownership of the park is not necessary for the conduct of county business;

WHEREAS, the Yellowstone County Park Board has approved the transfer of Zimmerman Trail South Park to the City of Billings;

WHEREAS, a public hearing was held on August 1, 2017, in the Commissioners' Board Room, Room 403A of the Yellowstone County Courthouse, 217 North 27th Street, Billings, Montana at 9:30 A.M. Public comment was taken.

NOW, THEREFORE BE IT RESOLVED, that Yellowstone County shall transfer Zimmerman Trail South Park to the City of Billings. The Yellowstone County Attorney is requested to draft a quitclaim deed transferring the property to the City for the Commissioners' signatures.

DATED this 1st day of August, 2017.

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA

John Ostlund, Chairman

Denis Pitman, Member

Robyn Driscoll, Member

Attest:

Jeff Martin
Yellowstone County Clerk and Recorder

Quitclaim Deed

THIS INDENTURE, made this _____ day of _____, 2017, between Yellowstone County, a political subdivision of the State of Montana and the City of Billings, a Montana municipality.

WITNESSETH: That Yellowstone County for and in consideration of the sum of ONE DOLLAR AND OTHER VALUABLE CONSIDERATION, to and in hand paid to it by Yellowstone County, receipt of which is hereby acknowledged; does hereby convey, demise, release and forever quitclaim unto the City of Billings, all right, title and interest in and to the following described real estate, situated in the County of Yellowstone and State of Montana, to-wit:

> The Park shown on the Plat of Durland Heights Subdivision, recorded with the Yellowstone County Clerk and Recorder as Document No. 482159, dated September 22, 1951.

Together with all tenements, hereditaments, and appurtenances thereto belonging, and the reversion and reversions, also all the estate, right, title, interest in and to the property, possession, claim and demand whatsoever as well in law as in equity, of the property interest of Yellowstone County, of, in or to the said premises and every part and parcel thereof.

TO HAVE AND TO HOLD, all and singular the said premises, with the appurtenances unto Yellowstone County forever.

IN WITNESS WHEREOF, the Yellowstone County Commissioners have hereunto set their hands and seal the day and year first above written.

John Ostlund, Chairperson

STATE OF MONTANA)
: ss.
County of Yellowstone)

On this 1st day of August, 2017, before me, a Notary Public for the State of Montana, personally appeared John Ostlund, known to me personally to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Teri Reitz
Notary Public for the State of Montana
Residing at Billings, Montana
My commission expires: February 27, 2018

TERI REITZ NOTARIAL SEAL STATE OF MONTANA
TERI REITZ
NOTARY PUBLIC for the
State of Montana
Residing at Billings, Montana
My Commission Expires
February 27, 2018

Robyn Driscoll, Commissioner

STATE OF MONTANA)
: ss.
County of Yellowstone)

On this 1st day of August, 2017, before me, a Notary Public for the State of Montana, personally appeared Robyn Driscoll, known to me personally to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

Teri Reitz
Notary Public for the State of Montana
Residing at Billings, Montana
My commission expires: February 27, 2018

TERI REITZ NOTARIAL SEAL STATE OF MONTANA
TERI REITZ
NOTARY PUBLIC for the
State of Montana
Residing at Billings, Montana
My Commission Expires
February 27, 2018

Denis Pitman, Commissioner

STATE OF MONTANA)
: ss.
County of Yellowstone)

On this 1st day of August, 2017, before me, a Notary Public for the State of Montana, personally appeared Denis Pitman, known to me personally to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Teri Reitz
Notary Public for the State of Montana
Residing at Billings, Montana
My commission expires: February 27, 2018

TERI REITZ NOTARIAL SEAL STATE OF MONTANA
TERI REITZ
NOTARY PUBLIC for the
State of Montana
Residing at Billings, Montana
My Commission Expires
February 27, 2018

ATTEST:

Jeff Martin
Yellowstone County Clerk & Recorder

By our action this _____ day of _____, 2017, the Billings City Council, acting in its official and regular capacity, does hereby accept the conveyance of the property interest stated in this instrument.

_____
Tom Hanel, Mayor

STATE OF MONTANA)
: ss.
County of Yellowstone)

On this _____ day of _____, 2017, before me, a Notary Public for the State of Montana, personally appeared Tom Hanel, known to me personally to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

_____

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

ATTEST:

_____
Denise Bohlman
City of Billings Clerk

Consent **1. E.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: 2018 Unifed Planning Work Program (UPWP)

PRESENTED BY: Scott Walker

Department: Planning & Community Services

Presentation: No

PROBLEM/ISSUE STATEMENT

The City-County Planning Division is presenting the 2018 Unified Planning Work Program (UPWP) for the Billings Metropolitan Planning Organization (MPO) for City Council review and recommendation to the Billings Policy Coordinating Committee (PCC). The UPWP is primarily for the purpose of programming the federal dollars that Billings receives from the Federal Highway Administration (FHWA) for transportation planning and the Federal Transit Administration (FTA) for transit (MET) planning. These funds are passed through the Montana Department of Transportation (MDT). All transportation planning activities are included in the UPWP so that it represents a comprehensive document for the urban transportation planning program. This UPWP proposes planning activities for Federal Fiscal Year 2018, which runs from October 1, 2017, through September 30, 2018.

This UPWP corresponds directly with the Planning Division's annual work plan. The significant changes in this year's program include completing the update of the 2014 Transportation Plan, completing the Billings Traffic Model, updating the Billings MPO's Public Participation Plan, and completing the Downtown Area Traffic Circulation and Safety Study. The Transit section is Chapter II of the UPWP. The document is consistent with past programs in its content and format.

ALTERNATIVES ANALYZED

The City Council may:

- Accept the program (recommended) and instruct PCC Designee Council Member Brewster to give a positive recommendation to PCC; or
- Make amendments to the program document and instruct Council Member Brewster to give a positive recommendation with amendments to PCC; or
- Reject the plan and instruct Council Member Brewster to give a negative recommendation to PCC. Rejection of the UPWP would mean a significant reduction in funding to complete planning activities in Billings and Yellowstone County, and would affect staff, resources, future transportation planning processes and programs.

The PCC meeting is scheduled for September 12th.

FINANCIAL IMPACT

Approval of the 2018 UPWP allows the City to access Federal funds for transportation planning in the community. Federal and local funds are combined to provide most of the planning work done by the Planning Division for the City and the County. If the UPWP is not approved there would be a significant loss of resources for community planning and the community's ability to manage transportation planning projects and programs would be severely limited. The breakdown of funding sources for the FY2018 UPWP is estimated below:

- $230,000 Planning Dept. Fee Revenue (City of Billings)
- $44,000 Planning Dept. Fee Revenue (Yellowstone County)
- $470,000 Yellowstone County Planning Levy
- $1,340,500 Federal Planning (PL) Allocation

$2,084,500 Total Program Funding (UPWP)

RECOMMENDATION

The Technical Advisory Committee recommends that the City Council approve the 2018 UPWP and instruct Council Member Brewster to carry the recommendation to the PCC meeting on September 12th.

APPROVED BY CITY ADMINISTRATOR

Attachments

Draft 2018 UPWP

Billings Urban Area

Unified Planning Work Program

(UPWP)

Federal Fiscal Year

2018

DRAFT

Prepared By:

Billings/Yellowstone County Planning Division
2825 3rd Avenue North, 4th Floor
Billings, Montana 59101

In Cooperation With:

Montana Department of Transportation
Federal Highway Administration
Federal Transit Administration

UNIFIED PLANNING WORK PROGRAM

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INTRODUCTION

The Billings Urban Area planning process is organized and conducted in a cooperative, coordinated, and comprehensive manner. The Yellowstone County Board of Planning, as the designated Metropolitan Planning Organization (MPO), is charged with the responsibility of administering the planning process. Under federal regulations, an MPO must be established for urban areas with populations greater than 50,000 in order to receive federal funds for construction projects and transportation planning. This document, the Billings Urban Area Unified Planning Work Program (UPWP), and a companion document, the Prospectus, is the foundation upon which the planning process is based.

The UPWP is developed each year, and once adopted and approved by FHWA and FTA, is in effect from October 1 to September 30. The UPWP contains a task by task discussion of projects, which are to be undertaken during the program year. It also contains appropriate funding information, staffing information, and a schedule for each project. The UPWP undergoes a comprehensive review at the local, state, and federal levels each year.

This year, Federal Fiscal Year 2018, the format for work program activities conforms to Federal Transit Administration (FTA) Circular 8100.1C, specifically Chapter IV. The Montana Department of Transportation and the Yellowstone County Board of Planning have mutually agreed upon use of this format.

The UPWP is a detailed description of projects, which occur on a routine basis. Once adopted, the document is only amended if there is a change in the planning process. The UPWP also contains information pertaining to the organization of the planning process, agencies involved, and agreements between agencies involved in the process.

Cost overrun guidelines have been established by the Montana Department of Transportation, and agreed to by the Yellowstone County Board of Planning. Those guidelines will determine the allowable overruns for any work program element. Overruns that surpass those outlined in the guidelines will require a UPWP amendment.

This document includes two chapters, Highway and Transit. Each chapter contains individual work elements. These work elements describe work the planning and transit staff will undertake in the program year as well as work accomplished in the past year. Also included is a breakdown of funding sources which include, Planning (PL) funds and Local (City & County) funds which are used to provide funding for non PL eligible activities. Priorities this year include initiating an update to the 2014 Long Range Transportation Plan, including an update to the 2008 Public Participation Plan, developing a MPO TransCad Model, and continuing work on the Downtown Area Traffic Circulation and Safety Study.

DATES OF LOCAL APPROVAL

TAC –7/27/17

PLANNING BOARD –8/22/17

COUNTY COMMISSION –8/29/17

CITY COUNCIL –8/28/17

PCC –9/12/17

CHAPTER I

YELLOWSTONE COUNTY BOARD OF PLANNING

SECTION I UNIFIED PLANNING WORK PROGRAM

41.11.100 PROGRAM SUPPORT & ADMINISTRATION

100 PROGRAM ADMINISTRATION (4301)

OBJECTIVE

- To administer the area-wide planning process.
- To support the Board of Planning and other Boards, Commissions, and the City Council and County Commissioners in their decision-making activities in the planning process.
- To engage in administrative and financial actions related to identified planning activities and to prioritize those activities.
- To enhance staff skills and maintain staff exposure to the "state-of-the-art" in planning practice and computer software.
- To maintain contact with, provide input to, and receive feedback from various local, state and federal agencies, committees and groups during the planning process.

ACCOMPLISHMENTS - FISCAL YEAR 2017

Conformance with federal, state, and local administrative and regulatory requirements, as well as maintenance of planning operations was achieved for FY17.

Members of the planning staff attended various professional meetings, workshops, and conferences at which planning, transportation, transit, bicycle/pedestrian and related topics were presented and discussed.

Specifically, the City-County Planning Division (Planning Division) and members of other local, state and federal departments and agencies actively participated in a diverse set of local meetings, including the Billings Technical Advisory Committee (TAC), Policy Coordinating Committee (PCC), Billings & Yellowstone County Zoning Commissions and Boards of Adjustment, Board of Planning, City Annexation Committee, City Development Process Review Committee, Community Development Board, Traffic Control Board, Bicycle and Pedestrian Advisory Committee, Historic Preservation Board and others. Grant writing for the Division was completed under this work element. The coordination and administration of the TA Program applications and local approvals are administered through this work element.

Planning staff received updates in computer software programs for the geographic information system and its application to mapping data layers such as streets, land use, address, ownerships and environmental data. Staff regularly utilizes an application tracking and project management software system that integrates the existing City building permit, finance and land management software, as well as coordinated subdivision and development project reviews across City and County departments. Tablets were purchased for Planning Board Members and has improved efficiency in the review of MPO information. Staff also updated the City Annexation Policy and Limits of Annexation Map, and assisted in updates to the City's Capital Improvement Plan. Implementation of the City's Complete Streets Policy is ongoing with the development of a Complete Streets Status Report to be published every three years. Implementation of the Billings Community Transportation Safety Plan will continue with reporting to MDT required.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

All administrative functions of the Planning Division will be performed under this work element. Program management activities will include, but not be limited to the following:

1. Correspondence
2. Public Relations
3. Employee Guidance, Supervision, and Training
4. Program Organization and Management
5. Consultant Liaison Activities
6. Staff Meetings
7. Negotiations
8. Preparation of Contracts
9. Staff Training
10. Performance Monitoring
11. Office Equipment Acquisition
12. Budget Management and Administration

New federal regulations require that performance measures and goals be established to monitor the performance of the region's transportation system.

The MPO will work with federal, state and local agencies to improve current performance tracking methods. Performance measures will be tracked on the MPO website and regular reporting will be provided to the Transportation Policy Coordinating Committee, MPO committees and the general public depending on the availability of related data.

PL Eligible Activities

- As per the MPO's public participation plan and ongoing public outreach efforts, the planning staff will make available the documents and guidelines for transportation planning activities to the community, as well as keep abreast of federal and state requirements as they relate to the overall planning processes. These activities may include distribution of the Billings Area Bikeway and Trail Master Plan to community organizations or individuals, distribution of the current Billings Area Tour Map for bicycle and pedestrian users and visitors, distribution and explanation of the latest Billings Urbanized Area Traffic Count Map, explanation and distribution of the MPO's public participation plan (to be updated this year) to groups involved or interested in transportation planning processes in the community, and explanation and information dissemination of the TA program to possible project applicants in the community.
- Staff will update the PL & Memorandum of Agreement as necessary to meet the requirements of the FAST Act.
- Quarterly progress and expenditure reports will be prepared and transmitted to the Montana Department of Transportation (MDT) in order to maintain federal funding support.
- The FY 2018 UPWP will be continually appraised and monitored in terms of content and budget allocations and will be revised when deemed necessary.
- The Fiscal Year 2019 UPWP will be developed under this work element.
- The Board of Planning, Board of County Commissioners and City Council will be kept informed of the activities of the staff and its progress in completing the approved UPWP.
- Staff will be involved in implementation of the Community Safety Plan for the Billings Urban Area.
- All planning staff will participate in recognized and approved training programs in order to improve staff skills and capabilities. Planning expertise will be maintained through enrollment in appropriate planning and transportation-related courses at area colleges, workshops, seminars, webinars and conferences.

- Staff will adapt software programs to effectively utilize traffic data and continue computer-training programs.
- The use of PL funds for out-of-state travel and/or registration fees for the above or other purposes will continue to be subject to prior approval of MDT.
- The TA Program administration will be funded through this work element.
- Fixing America's Surface Transportation (FAST) Act legislation will be reviewed so staff may become familiar with changes affecting the metropolitan planning process.
- The Active Transportation Planner (formerly the Bicycle-Pedestrian Coordinator) position is being proposed to move to full time status. This planning position will be funded out of several work elements (100, 200 and 300).
- The Transportation Planning Coordinator (Planner II) and Zoning Coordinator (Planner II) positions have been moved to Senior Planner status in the Employee Month Table. These changes took effect July 1, 2017.
- Grant writing services will continue to be incorporated within the department. Planning activities pertaining to Bicycle-Pedestrian in this work element will include:
    - Work field inspections, handle complaints and investigate problem areas of the Bike/Pedestrian system.
    - Presentations as needed.

Locally Funded Activities

- General administrative activities will include maintenance of files, library documents, daily correspondence and preparation of necessary periodic reports.
- Interagency committee participation is included in this work element.
- All staff members will continue to participate in and encourage increased cooperation between state and local agencies, departments and governing bodies.
- The Planning Division will serve both as a coordinator of and a participant in meetings and committees.
- Planning Division involvement will include participation with such agencies as the Housing Authority, Big Sky Economic Development Authority (BSEDA), Air Pollution Control Board, RiverStone Health (City-County Health Department), legislative study committees, and other agencies.
- Staff will also continue a summer intern program as interest and needs arise; oversight of these individual(s) will take place in this work element.
- 2 staff computers will be replaced in this funding cycle.
- Staff will continue to implement long term document storage through Cloud Storage platform.
- Purchase of a large format scanner/printer to assist staff in reviewing transportation and long range projects.
- The purchase and installation of Apple TV to allow for wireless use of the tablets purchased for the Yellowstone County Planning Board.

STAFFING

26 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

The Planning Division will be responsible for administering the area-wide planning process for the City and County.

PRODUCT

- An ongoing administrative program focused primarily at effective and expeditious implementation of this UPWP.
- The continual enhancement of the Planning Division staff skills and knowledge.
- Maintenance of a coordinated, comprehensive, and cooperative planning process that is endorsed and supported by the local community.
- The development of the FY19 UPWP.

FUNDING SCHEDULE - ADMINISTRATION

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$176,000	$144,000	$320,000
TOTAL	$176,000	$144,000	$320,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	55	45	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$178,750	$146,250	$325,000**
TOTAL	$178,750	$146,250	$325,000**

*The matching ratio is Federal PL--86.58% and State match-13.42%.

** Includes $6,000 for 2 Computer Upgrades - $7,500 for Record Keeping Cloud Storage, $7,000 for a large format Scanner/Plotter and $1,000 for a wireless configuration for the Conference Room.

101 SERVICE (4302)

OBJECTIVE

- To coordinate the dissemination of information and exchange of ideas between planning agencies and the interested public, decision-makers, and other departments, agencies, and organizations as related to the Billings MPO.

ACCOMPLISHMENTS - FISCAL YEAR 2017

Members of the planning staff were involved in a wide range of service tasks. Planning services included presentations related to roadways and alternative transportation, responding to citizen inquiry and complaints regarding streets, subdivision layout, site distance, zoning request, conformance with the 2014 Transportation Plan Update and the Billings Area Bikeway and Trail Master Plan, City of Billings 2016 Growth Policy, the Lockwood Growth Policy and various neighborhood and community plans.

Staff presented transportation planning information to its organization and agency partners as needed for educational and decision making purposes. Planning staff also shared information with the community and stakeholders throughout the development of several planning efforts. The Billings MPO hosted 13 webinars covering a variety of topics including transportation and mobility related topics.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- Staff will continue to organize a very successful series of webinars and "brown bag lunch" seminars on a wide range of planning topics, including multi-modal transportation planning and funding, collaborative community planning techniques and planning for sustainability as well as various Institute of Transportation Engineers, Pro Bike/Pro Walk, Sustainable Communities, and Federal Highway Administration webinars.
- Staff is also targeting webinars which educate the public on the transportation planning process and funding as related to the operation of the MPO.

Locally Funded Activities

- Staff will continue to develop and use website tools to enable citizens to access information on upcoming planning activities, board and commission meetings, and recent land use applications, as well as interact with various planning processes through email notification and online comment programs. Staff will look at implementing citizen access to the ImageSilo software for access to historical data related to transportation, zoning and other planning applications.
- Continue increasing community awareness of the interrelationships between land use development and transportation needs through dissemination of information and drafting of planning documents that incorporate both elements together.

STAFFING

3.5 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

As Assigned.

PRODUCT

- A responsive and flexible planning process utilizing staff capable of providing short-term findings and recommendations, as well as ongoing customer service to the public on all levels of planning projects and regulations.
- Provide approximately 12 transportation related webinars to staff, local officials and general public to educate on current transportation issues. These webinars are scheduled on a monthly basis and anticipate 5-10 person viewings per showing. This number can fluctuate depending on the topic. Staff participation is anticipated to be 4-5 persons at these viewings.
- In addition to the transportation specific webinars, staff also provides general planning webinars that are advertised to all city staff, local officials and the general public. These webinars are scheduled routinely and can include up to 3 webinars a month. Participation anticipated at these webinars is 5-10 person per viewing. This number can fluctuate depending on the topic. Staff participation is approximately 3-5 per viewing contingent on scheduling.

FUNDING SCHEDULE - SERVICE

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$19,000	$19,000	$38,000
TOTAL	$19,000	$19,000	$38,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	50	50	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$19,500	$19,500	$39,000
TOTAL	$19,500	$19,500	$39,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.

102 CITIZEN INVOLVEMENT (4303)

OBJECTIVE

- To solicit information concerning community values and goals and to receive community input into the development of plans and projects.

ACCOMPLISHMENTS - FISCAL YEAR 2017

Numerous meetings with service clubs, civic groups, and professional organizations were attended by staff members to discuss all facets of local planning. The Planning Board used extensive public input to review and receive comments on a wide range of planning issues throughout the City and County. Meetings of neighborhood task force organizations and neighborhood advisory committees were also attended as requested to answer questions and review long-range planning issues, particularly related to transportation planning and projects, as well as code enforcement complaints. Projects specifically related to citizens and citizen boards included the update to the Billings Bikeway and Trails Master Plan and the Household Travel Survey.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- Outreach to the public and all affected jurisdictions for ongoing transportation projects, including but not limited to the North Billings Bypass, Zimmerman Trail reconstruction, short-term rail traffic mitigation projects in downtown Billings, and 2014 Long Range Transportation Plan Update.
- The staff will continue to support the Bicycle and Pedestrian Advisory Committee. The Committee is responsible for forwarding recommendations to the Planning Board and governing bodies on bicycle safety, bike lanes, pedestrian safety and access, and other matters. The group will be involved in the nomination and review of TA Program eligible projects, bicycle and pedestrian signing and safety projects, grant applications for non-motorized transportation projects, and community education and outreach on bicycle and pedestrian safety within the MPO.
- TAC and PCC meetings will be held and meeting information disseminated as necessary.
- Staff will continue to update and maintain the MPO's website to provide the most current up to date information to the community.
- Staff will implement web-based GIS and web mapping software for assistance in transportation and land use planning.
- Some of the specific projects that will include community participation include the 2014 Long Range Transportation Plan update, including an update to the 2008 Public Participation Plan, the Travel Demand Census and the Downtown Traffic Flow Study.

Locally Funded Activities

- Meetings with various citizen groups will be coordinated and attended for the purpose of soliciting information and ideas on a broad range of planning issues within the Billings Urban Area and throughout Yellowstone County.
- Community participation using new tools and techniques will also be included in all planning studies proposed within this document.

STAFFING

4.0 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- A comprehensive and coordinated solicitation and collection of public opinions in order to accurately reflect the preferences and priorities of the citizens within the Billings Urban Area.
- An enhanced integrated web-based public participation software that includes MPO and generally planning projects and procedures and other pertinent information.

FUNDING SCHEDULE - CITIZEN INVOLVEMENT

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$31,000	$31,000	$62,000
TOTAL	$31,000	$31,000	$62,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	50	50	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$32,000	$32,000	$64,000
TOTAL	$32,000	$32,000	$64,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.

200 Community Planning (4304)

OBJECTIVE

- To maintain records and make projections of population and dwelling unit data, land use information, employment data, and to maintain adequate financial records, files and reports.
- To provide current, accurate information pertaining to the quantity of residential, commercial, industrial, and public land in the MPO and across the County.
- To summarize and analyze development trends and to provide visual information to the City Council, County Commission, Planning Board and the public during the public input process for transportation and land-use decision making.
- To recommend implementation of the goals, policies, and strategies of the adopted 2016 City of Billings and Lockwood Growth Policy.
- Implementation of the 2014 Billings Urban Area Transportation Plan.
- The current ten planning factors have been reviewed and incorporated in this UPWP. The factors are:

    1) Support the economic vitality of the metropolitan area;
    2) Increase the safety of the transportation system for motorized and non-motorized users;
    3) Increase the security of the transportation system for motorized and non-motorized users;
    4) Increase the accessibility and mobility of people and for freight;
    5) Protect and enhance the environment, promote energy conservation, improve the quality of life, and promote transportation-land use/economic development consistency;
    6) Enhance the multimodal/intermodal integration and connectivity of the transportation system;
    7) Promote efficient system management and operation; and
    8) Emphasize the preservation of the existing transportation system.
    9) Improve transportation system resiliency and reliability.
    10) Reduce or mitigate stromwater impacts of surface transportation; and enhance travel and tourism.

ACCOMPLISHMENTS - FISCAL YEAR 2017

The 2010 Census and most recent American Community Survey (ACS) data has been updated and placed in various databases as it has become available. Data gathered and updated included annual information related to population estimates for city and counties within the State of Montana. This annual information is used by the public and public agencies for planning purposes. The ACS is accessed for review and dissemination, and updated information released by the US Census Bureau in regards to commuting patterns. Other data gathered includes:

- Building Permits, Demolition Permits, Electrical Permits, Subdivision Applications, Zoning Applications, Special Reviews, Variances, temporary use permits, sign permits, zoning compliance permits and zoning clarification documents, annexation data, population trends, land use trends, school enrollment, employment data and general economic indicators.

The planning staff continues to review the 2010 Census data and the 2015 ACS figures and estimates for population and demographic data. Census information is made available to various local agencies and organizations and to the general public. The data is used for developing reports, grant applications and

planning documents such as the the 2016 Recreational Trails and FY17-18 Transportation Alternatives Grant Applications, and the Billings Area Bikeway and Trail Master and the Growth Policy.

Several datasets, including the general land use map of the County were updated so as to maintain an inventory of existing conditions. This information was utilized in various planning studies and provided to other departments and the general public. Zoning data developed in element 204 for the entire City and County zoning jurisdictions was provided to neighborhood task force groups and others as requested. Numerous other special purpose maps were prepared for meeting purposes including bicycle trail maps, annexation maps, estimated development density maps and tables for the Limits of Annexation Map area, and other project influence areas. Natural resource, 2010 Census, and jurisdictional boundary information was updated or developed. Traffic count station locations were geo-positioned and linked with the City-County traffic count matrix. The City also upgraded its internal mapping system with an ArcGIS product that makes access to the most current property data and aerial photography better and easier for staff when researching existing conditions of transportation corridors and adjacent property. The new system provides a robust City GIS base map for use in application reviews, transportation planning efforts, and general customer inquiries. Ongoing review and implementation of sub-area neighborhood and transportation plans, and other planning documents was carried out by staff.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- The new web-based GIS software is compatible with available datasets and utilize the existing data sets more effectively. The GIS will be utilized to develop a series of maps, including existing and proposed pedestrian trail routes and projects in the community, maps to implement the 2014 Long Range Transportation Plan, updates to a preferred growth area map in conjunction with the City's Limits of Annexation Map, mapping of focus areas for implementation of the City's Infill Development Policy, and others.
- The City also is rolling out a new web-based system that works with the City's electronic project tracking and management system to provide a visual map view for staff and the public of the location of building permits that have been approved or are under review by the City. This web-based system will assist staff in identifying areas of impacts to the transportation system, specifically managing access.
- The planning staff, under the direction of the Board of Planning, will continue to work on long-range planning projects according to the priorities established by both the City of Billings and Yellowstone County. In particular, the continuing implementation of the South Billings Master Plan, the 2014 Long Range Transportation Plan Update, the 2008 Public Participation Update, the Downtown Traffic Flow Study. The City-County Planning Division, on behalf of the Billings MPO, is responsible for preparing a Complete Streets Progress Report every three years. This direction was outlined in the City of Billings Complete Streets Policy, adopted in 2011, stating: "The City will periodically collect, review and report performance data and benchmark measurements to demonstrate the effectiveness of the policy." This effort was completed with the first-ever Billings Complete Streets Benchmark Report prepared in 2013. A workgroup selected performance measures, or benchmarks, to monitor going forward. The full report displays the baseline data for these performance measures. Future progress reports, as described in the 2016 UPWP, will display the shift in data from this baseline. It was understood from the original adoption of the Billings Complete Streets Policy that the City-County Planning Division staff as Billings MPO staff would oversee the Progress Reporting for the Complete Streets Policy as the information is vital to the Billings MPO to both continue to improve non-motorized safety as well as track the success of transportation planning and infrastructure projects in the Urban Planning Area.

The information to be checked against the benchmark data to prepare a 2018 Complete Streets Progress Report will include, but not be limited to: the number of projects completed, the number of projects incorporating complete streets infrastructure, the actual infrastructure added, data updates on the number of non-motorized users at six intersection locations in the community first measured by the Benchmark Report (See Figure 3.1 in the Benchmark Report), identification and improvements to data collection for current non-motorized infrastructure conditions (i.e. City sidewalk and ADA facility condition inventory), review of recent surveys of community attitudes and perceptions as well as additional surveying if needed, and safety and health indicators.
It is anticipated that to update some of the data and information for the 2018 Progress Report, the City-County Planning Division may have to contract for data analysis or collection. This may include pedestrian and bicycle counting, GIS mapping and updating to improve the community's sidewalk condition inventory, and count data analysis using video technology to county pedestrians and bicyclists.

Work related to Bicycle-Pedestrian activities in this work element will include:

- Work with staff to insure a bike/pedestrian friendly community.
- Review of proposed subdivision for non-motorized transportation connectivity.

Locally Funded Activities

- Staff also will continue to work with the Big Sky Economic Development Authority (BSEDA) to implement the Master Plan for the East Billings Urban Renewal District (EBURD), the Hospitality Corridor Planning Study, the Exposition Gateway Concept Plan and the South Billings Boulevard Urban Renewal District (SBBURD) Master Plan. The plans include detailed analysis of the transportation and land use connections in the area and promoting sustainable development projects.
- Staff plans to work with the City, County, BSEDA, and neighborhood groups to identify planning needs in various parts of the urbanized area.
- Continued maintenance and update of socio-economic and land use data for both transportation and comprehensive planning activities will continue in 2018, with 2010 Census information and the newly released 2015 American Community Survey data.
- Various GIS databases and layers will continue to be developed and centrally maintained, including information on neighborhoods, community assets, route planning, trail systems and transportation plans.

STAFFING

21 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- Various reports, files, and projections of socio-economic data necessary for current transportation and comprehensive planning activities, as well as support of City/County economic development activities.
- An ongoing GIS database/mapping system for the City of Billings and Yellowstone County.
- Ongoing updates to the preferred growth areas mapping and analysis for the City, implementation of the City Infill Development Policy, SBBURD Master Plan, the 2014 Long Range Transportation

Plan Update, 2008 Public Participation Plan, the Downtown Area Traffic Circulation and Safety Study.

FUNDING SCHEDULE - COMMUNITY PLANNING

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$63,900	$149,100	$213,000
TOTAL	$63,900	$149,100	$213,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	30	70	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$64,500	$150,500	$215,000**
TOTAL	$64,500	$150,500	$215,000**

*The matching ratio is Federal PL--86.58% and State match-13.42%.

204 ZONING ADMINISTRATION (4308)

OBJECTIVE

- To oversee, interpret and enforce current City and County zoning regulations.
- To effectively administer the regulations and provide efficient service to the elected officials and the public.
- To maintain current zoning and land use information for all zoned property within the jurisdiction of the Billings Metropolitan Planning Organization to use in long-range transportation planning studies, traffic analysis, and transportation projects.

ACCOMPLISHMENTS - FISCAL YEAR 2017

During the past year, all applications for zone changes, special reviews, variances, and planned developments were reviewed and processed by the planning staff. Reports and recommendations were prepared on each case to the various boards, commissions, and governing bodies. Digital photos are now incorporated into all zoning reports and Microsoft Power Point presentations are given to all boards and commissions. Staff is in the process of ongoing scanning of historic zoning files to the ImageSilo in preparation of future citizen access. All applications for building permits were also reviewed for compliance with City and County zoning regulations. Special zoning studies and ordinance updates were prepared as requested by the governing bodies. These included making a series of zoning code amendments to bring the regulations into compliance with changes in State Law and changes driven by community interests.

Staff coordinated with the County GIS Department to ensure that all zone changes within the Billings MPO area were reflected on GIS online and printed maps to ensure land use information was current.

A significant amount of time was also spent assisting the public with general zoning questions. The status of all active zoning applications is now posted on the City/County Planning websites.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- Zoning, Special Review, and Variance applications will be reviewed for land use compatibility, traffic, access, and overall site design. Traffic accessibility studies will be reviewed when required as part of certain zoning applications that include drive-thru services, high-traffic volume developments, projects that may be adjacent to arterial streets with limited access like Shiloh Road, Grand Avenue or King Avenue West, or may otherwise cause significant impacts to the local transportation system.
- Staff will continue to maintain its zoning maps and land use information so that it is applicable to long-range transportation planning efforts in the Billings MPO. This information is regularly applied to a variety of MPO functions, including corridor analysis efforts like those involved in the Billings Bypass project, specific road projects, TA program applications and non-motorized grant applications.
- Staff will begin the process of completely updating the Zoning Code. This includes an initial process of dismantling the code from a City/County Unified Code to an individual City and County Zoning Code. It is anticipated that this process could take up to two years.

Locally Funded Activities

- Carrying out the day to day activities required to effectively administer the zoning regulations as well as ensure that land use information is current and available for all long-range transportation planning efforts, including Transportation Plan updates, specific road projects, corridor studies and the North Bypass project.
- Activity in 2017 will include ordinance updates as required by State law including language addressing Home Occupation licensing, or requested by the public or governing bodies.
- All zone change applications will be reviewed for compliance with local plans.
- Staff is preparing for an update to the existing Unified Zoning Code based on fulfilling policy goals set by the local governing body including Growth Policy, Neighborhood Plans, Complete Streets and Infill Policies.

STAFFING

10 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- Effective zoning regulations and administration for the City of Billings and Yellowstone County. Effective enforcement of the zoning regulations for Yellowstone County.
- On-line submittal capability for certain zoning permits, i.e. sign and fence will increase efficiency and convenience for applicants.

FUNDING SCHEDULE - ZONING ADMINISTRATION

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$26,800	$107,200	$134,000
TOTAL	$26,800	$107,200	$134,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	20	80	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$27,400	$109,600	$137,000
TOTAL	$27,400	$109,600	$137,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.

205 SUBDIVISION ADMINISTRATION (4309)

OBJECTIVE

- To maintain the current City and County subdivision regulations and ensure that they are updated when changes in State law occur.
- To effectively administer the regulations and provide efficient service to developers, engineers and surveyors, elected officials, and the community.
- To ensure that development is occurring with minimal negative impacts to the community and that subdivisions are designed to be safe and long lasting in the community.
- To evaluate traffic accessibility studies, general circulation data, and ensure conformity with the Functional Classification Map and associated elements of the Long Range Transportation Plan when a subdivision application is submitted.
- To collect, manage, and apply subdivision development information for long-range transportation planning activities for the MPO – including but not limited to updates to the transportation plan and maintenance of inputs for traffic modeling.

ACCOMPLISHMENTS - FISCAL YEAR 2017

The Board of Planning and the planning staff reviewed all preliminary major and minor plat applications. Numerous conceptual and pre-application meetings were coordinated and attended by staff. All final plats were reviewed and processed. Also, a significant amount of time was spent assisting the public with general subdivision questions. Updates to the City and County Subdivision Regulations due to legislative changes were drafted and approved.

Staff collected and compiled information on the details of each new subdivision in terms of numbers of lots and land area slated for development. This information is integral to any transportation plan updates or long-range transportation planning efforts undertaken by the MPO in the community to determine population growth and location of residents and commercial services that affect the transportation system. This involved monthly subdivision activity reporting and periodic reviews of new development locations. This is also considered in relation to the TA program and when the MPO pursues grants for non-motorized transportation projects in the community.

After staff initiated a review of county subdivision regulations in relationship to the Billings Urbanized Area a group was formed comprised of city/county staff, a member of the Board of County Commissioners, and local land use developers. The intent of the group is to determine if the development of Suburban Subdivision Regulations should be developed for properties currently outside the city limits but within the County Zoning Jurisdiction that may be annexed in the future. The regulations would contain requirements for county subdivisions to develop at city standards for infrastructure such as curb, gutter, sidewalk, etc. These regulations were adopted by the County in March of 2016.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- Staff will review all subdivisions for compliance with the Billings Area Long Range Transportation Plan, and for conformity with the Billings Area Bikeway and Trail Master Plan, Lockwood Transportation Plan, Blue Creek Transportation Plan, and other neighborhood and community transportation plans as applicable.

- Staff also will continue to collect information on the details of each new subdivision as an integral data source for long-range transportation planning efforts undertaken by the MPO. The MPO expects to use this data in 2018 for a variety of projects, including the Long Range Transportation Plan Update, the continued alignment analysis for the Inner Belt Loop Phase II, and continued analysis for the North Bypass.

Locally Funded Activities

- All subdivision applications will be reviewed for compliance with local and state subdivision law.
- To carry out the day to day activities required to effectively administer the subdivision regulations, and to keep the regulations current.
- Implementation of the Suburban Subdivision Regulations within the County Zoning Jurisdiction area.

STAFFING

11.5 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- An effective subdivision review process with regard to local and state law, the Growth Policy, and the Billings Area Transportation Plan.
- Correctly identified street segments in alignment with the 2014 Transportation Plan Functional Classification Map.

FUNDING SCHEDULE - SUBDIVISION ADMINISTRATION

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$37,500	$87,500	$125,000
TOTAL	$37,500	$87,500	$125,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	30	70	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$38,100	$88,900	$127,000
TOTAL	$38,100	$88,900	$127,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.

300 TRANSPORTATION SYSTEM DATA (4310)

OBJECTIVE

- To develop and maintain current transportation system data files and records.
- To provide transportation planning and data information to City and County staff, elected officials, developers, engineering firms, and the general public.

ACCOMPLISHMENTS - FISCAL YEAR 2017

The traffic count program for FY 2017 was completed. Travel times/delay/speed studies were completed, calculations computed, and level-of-service values determined. Staff participated in the update of the City of Billings Capital Improvement Plan (CIP). Crash information was compiled and analyzed. Some of the crash data was used in the completing the West End Multi-Modal Traffic Modeling Study. Crash data is also used in many of the planning studies undertaken by the MPO. The staff also continued to utilize the trail scanners that were purchased and found new and better ways to both use the scanners in more trail locations in the community and display the data for various applications. Rails to Trails Conservancy chose Billings as a pilot city for two EcoCounters, these counters were placed on commuter trails within the City and are continuously transmitting real time data. Also, the City has modified two traffic signals so they have the capability of detecting bicycle traffic at intersections. The Seasonal Traffic Intern has been combined into the City Engineering (Contract Position). This was done as a cost saving measure and will allow more flexibility with MPO related duties as they are presented. A silo based data retention system was put into place. This system allows for digital data storage of all the traffic count information and will enable better staff, agency and public access to the information in 2017.

Staff initiated the development of a statistically valid Travel Demand Census (Household Travel Survey). This survey will collect approximately 1,100 travel surveys in Yellowstone County. This project was expanded from the MPO to county-wide at the request of MDT and they contributed one-half of the contract amount. This survey is anticipated to be complete summer of 2017. This survey will be directly tied to the development of the Billings MPO TransCad Model program.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- To complete the development of the Billings MPO TransCad Model program. The ability of the Billings MPO to conduct transportation modeling in-house will benefit the community and will include modeling data on vehicles, bike and transit.
- The traffic count program for the Billings Urban Area as well as the Yellowstone County influence area will be conducted and the appropriate data recorded during FY2018. All traffic count data will be submitted to the MDT by February 1, 2019.
- Crash data will be compiled and analyzed to determine high hazard locations.
- Staff will update, where appropriate, the City's Capital Improvement Program.
- The Contract Position with City Engineering will take on expanded duties of traffic modeling and traffic model upkeep and maintenance.
- Staff will collect and maintain bike/pedestrian information through the trail census and use of the trail-bike/pedestrian scanner. This activity is in conjunction with MPO region wide planning.

- Additional integration of the Transportation Planner II position into the Division's transportation project work and familiarity with transportation planning issues will continue under the direction of the Transportation Planning Coordinator. This individual continues to be responsible for managing traffic data for studies and reference, administering the TA Program, training for future modeling traffic conditions related to new developments and transportation system changes.
- The traffic count data silo will be maintained and access for other agencies and the public will be coordinated with the system.
- Complete Street Progress Report as documented in Work Element 200.
- The MPO is will integrate new traffic count equipment. Staff will work with MDT on coordinating this.
- The Bicycle-Pedestrian activities will continue. Duties will include but not limited to:
  - Maintain Bike/pedestrian data bases in conjunction with MPO region wide planning purposes.
  - Maintain data base for easement acquisition.

STAFFING

13.5 Staff Months – City/County Planning
11.0 Staff Months - City Engineering (Contract Position)

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning/MDT

PRODUCT

- Documentation as necessary, support of transportation grant programs, transportation system modeling, updated Traffic Count Program, and research and integration of traffic information into planning projects and development review activities.
- Current traffic count data.
- Current bike/pedestrian counts.

FUNDING SCHEDULE - TRANSPORTATION SYSTEM DATA

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$225,000	0	$225,000
TOTAL	$225,000	0	$225,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	100	0	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$215,000	0	$215,000
TOTAL	$215,000	0	$215,000**

*The matching ratio is Federal PL--86.58% and State match-13.42%.

**This Includes - $125,000 for the development of a Billings MPO TransCad Model

301 TRANSPORTATION PLAN (4311)

OBJECTIVE

- Implement the Goals and Objectives in the 2014 Billings Long Range Transportation Plan.
- Develop (where necessary) and maintain data for the urban area in order to effectively monitor and evaluate the validity of the Transportation Plan.

ACCOMPLISHMENTS - FISCAL YEAR 2017

Staff continues to implement elements of the 2014 Long Range Transportation Plan. Elements in the Plan include Goals and Objectives, an expanded Transit section, an analysis of the railroad interface with the community, and a review of current projects listed in the 2014 Study.

Staff completed the update to the 2011 Billings Area Bikeway and Trail Master Plan. This update was transportation focuses and didn't include recreational trails. This plan was adopted by the PCC in May of 2016.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- Staff will work to implement the 2016 Billings Area Bikeway and Trail Master Plan.
- Staff will initiate the update to the 2014 Transportation Plan including an update to the 2008 Public Participation Plan.
- Staff will also integrate the 2014 Transportation Plan with the City's Capital Improvement Program to ensure consistency.
- Projects will continue to be reviewed for future implementation in the City's CIP and the MPO's TIP.
- Continue to update and distribute the MPO Bike/Pedestrian Maps.

STAFFING

9.0 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- Implementation of transportation projects identified in the Billings Area Bikeway and Trail Master Plan, the Transportation Improvements Program, Transportation Plan and the Capital Improvements Program.

FUNDING SCHEDULE - TRANSPORTATION PLAN

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$250,000	0	$250,000
TOTAL	$250,000	0	$250,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	100	0	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$325,000	0	325,000
TOTAL	$325,000	0	325,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.
**Initiate the update the 2014 Long Range Transportation Plan - $200,000, Update the 2008 Public Participation Plan - $25,000

302 PLANNING STUDIES (4312)

OBJECTIVE

- To update and develop site-specific plans and transportation studies where appropriate.

ACCOMPLISHMENTS - FISCAL YEAR 2017

- Staff initiated the Downtown Area Traffic Circulation and Safety Study. The project will review current traffic flow with the existing one-way street configuration, review bike and pedestrian safety, and the feasibility of conversion of one-way streets to two-way and its' impact on traffic flow and bike/pedestrians. It is anticipated that a consultant will be under contract in the next few weeks.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- Complete the Downtown Area Traffic Circulation and Safety Study. This study will contain existing data and recommend potential transportation projects for future funding.

Locally Funded Activities

- Staff will be involved in the coordination through completion of all planning studies undertaken. This includes contract negotiations, coordination of citizen advisory groups, public meetings, overseeing contract deliverables and project wrap-up.

STAFFING

6.5 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- A study that will identify future transportation infrastructure projects to encourage better traffic flow in the downtown. This study will also provide guidance on infrastructure and programs that will encourage active transportation in a safe environment.

FUNDING SCHEDULE – PLANNING STUDIES

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$105,000	$70,000	$175,000
TOTAL	$105,000	$70,000	$175,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	60	40	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$120,000	$80,000	$200,000**
TOTAL	$120,000	$80,000	$200,000**

*The matching ratio is Federal PL--86.58% and State match-13.42%.

**Downtown Area Traffic Circulation and Safety Study $100,000.

500 TRANSPORTATION IMPROVEMENT PROGRAM (4313)

OBJECTIVE

- To maintain a viable five-year program of transportation improvements for the Billings Urban Area.

ACCOMPLISHMENTS - FISCAL YEAR 2017

A Transportation Improvement Program (TIP) update was produced to reflect current project status. Determinations were prepared for conformity to the Clean Air Act. Compliance with the new requirements of the FAST-Act authorization was completed.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- The Transportation Improvement Program (TIP) will be updated as needed to reflect current project status. A certification statement will be included, as appropriate, to conform to the planning regulations. Based on the Transportation Plan, projects will be evaluated and ranked in accordance with the Priority Ranking Procedures, and in accordance with consistency/conformity procedures. Necessary data will be gathered from primary and secondary sources by the planning staff based upon the Memorandum of Understanding with the City of Billings Public Works Department, establishing areas of data responsibility. Conformity determinations will be prepared as necessary to ensure conformity with the Clean Air Act.

STAFFING

2.5 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

- A current transportation improvement program which reflects conformity with FHWA, the Clean Air Act, and local priorities.

FUNDING SCHEDULE - TRANSPORTATION IMPROVEMENT PROGRAM

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$31,000	0	$31,000
TOTAL	$31,000	0	$31,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	100	0	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$32,000	0	$32,000
TOTAL	$32,000	0	$32,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.

600 ENVIRONMENTAL CONSIDERATIONS (4314)

OBJECTIVE

- Maintain current records of monitored air pollution levels and obtain other environmental data as necessary within the Metropolitan Planning Area.
- Review proposed development and transportation system improvements with respect to environmental considerations within the MPO influence area.

ACCOMPLISHMENTS - FISCAL YEAR 2017

Air quality monitoring information was obtained from the County Air Pollution Control Board. Air quality mapping for the State Air Quality Bureau was revised. The Congestion Mitigation Air Quality (CMAQ) program was implemented. Staff continues to monitor carbon monoxide (CO) information in the Urbanized Area.

The Socio-Economic and Environmental (SEE) effects guidelines were used to review proposed developments and transportation system improvements.

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- The planning staff will continue to utilize the SEE effects guidelines to evaluate all major development proposals in terms of transportation systems. This would include the CMAQ program.
- Work will continue to maintain the Billings air quality designation.
- Staff will continue to review the MOVES Program and others like it and their relationship to the MPO.

STAFFING

2.5 Staff Months – City/County Planning

FUNCTIONAL AGENCY RESPONSIBILITY

City/County Planning

PRODUCT

Current environmental data as well as a comprehensive planning and transportation planning process that will substantially addresses the socio-economic and environmental consequences associated with growth and development.

FUNDING SCHEDULE - ENVIRONMENTAL CONSIDERATIONS

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$30,000	0	$30,000
TOTAL	$30,000	0	$30,000

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	100	0	100

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$31,000	0	$31,000
TOTAL	$31,000	0	$31,000

*The matching ratio is Federal PL--86.58% and State match-13.42%.

41.17.700 OTHER ACTIVITIES

700 CONTINGENCY (4315)

OBJECTIVE

- To provide for the accounting of available un-programmed funds in the current UPWP.

ACCOMPLISHMENTS - FISCAL YEAR 2017
N/A

PROPOSED ACTIVITIES - FISCAL YEAR 2018

PL Eligible Activities

- This work element will be utilized for accounting purposes only. No specific work activity will be charged to this work element.

STAFFING
N/A

FUNCTIONAL AGENCY RESPONSIBILITY
N/A

PRODUCT
N/A

FUNDING SCHEDULE - CONTINGENCY

FUNDS PROGRAMMED - FISCAL YEAR 2017

FUNDING SOURCE

AGENCY	PL	LOCAL	TOTAL
MPO	$389,282	102,200	$491,482
TOTAL	$389,282	102,200	$491,482

DISBURSEMENT PERCENTAGE

AGENCY	PL	LOCAL	TOTAL
MPO	100	0	100

FUNDS PROGRAMMED - FISCAL YEAR 2018

FUNDING SOURCE

AGENCY	PL*	LOCAL	TOTAL
MPO	$347,250	127,250	$474,500
TOTAL	$347,250	127,250	$474,500

*The matching ratio is Federal PL--86.58% and State match-13.42%.

SECTION II -- FUNDING

TABLE I
FUNDING SUMMARY
FEDERAL FISCAL YEAR 2018

WORK ELEMENT	FUNDING SOURCES FY 2018		
	PL*	LOCAL	EST. COST
100 Administration	$178,750	$146,250	$325,000
101 Service	19,500	19,500	39,000
102 Citizen Involvement	32,000	32,000	64,000
200 Community Planning	64,500	150,500	215,000
204 Zoning	27,400	109,600	137,000
205 Subdivision	38,100	88,900	127,000
300 Transportation System	215,000	0	215,000
301 Transportation Plan	325,000	0	325,000
302 Planning Studies	120,000	80,000	200,000
500 T.I.P.	32,000	0	32,000
600 Environmental	31,000	0	31,000
700 Contingency	257,250	117,250	374,500
TOTAL	$1,340,500	$744,000	$2,084,500

*The matching ratio is Federal PL--86.58% and State match-13.42%.

TABLE II
FUNDING COMPARISONS

WORK ELEMENT	FY 2018 ESTIMATED COST	FY 2017 ESTIMATED COST
100 Administration	$325,000	$320,000
101 Service	39,000	38,000
102 Citizen Involvement	64,000	62,000
200 Community Planning	215,000	213,000
204 Zoning Administration	137,000	134,000
205 Subdivision Administration	127,000	125,000
300 Transportation System Data	215,000	225,000
301 Transportation Plan	325,000	250,000
302 Planning Studies	200,000	175,000
500 T.I.P.	32,000	31,000
600 Environmental Considerations	31,000	30,000
700 Contingency	374,500	491,482
TOTAL	$2,084,500	$2,094,482

TABLE III
FUNDING PERCENTAGES FEDERAL FISCAL YEAR 2018

WORK ELEMENT	RECIPIENT	PL	LOCAL	TOTAL
100 Administration	MPO	55	45	100
101 Service	MPO	50	50	100
102 Citizen Inv.	MPO	50	50	100
200 Community Planning	MPO	30	70	100
204 Zoning Administration	MPO	20	80	100
205 Subdivision Admin.	MPO	30	70	100
300 Trans. System Data	MPO	100		100
301 Transportation Plan	MPO	100		100
302 Planning Studies	MPO	60	40	100
500 T.I.P.	MPO	100		100
600 Environmental	MPO	100		100
700 Contingency	MPO	100		100

TABLE IV
STAFF MONTHS BY WORK ELEMENT FISCAL YEAR 2018

WORK ELEMENT	DIRECTOR (Friday)	SENIOR PLANNER (TRANS.) (Walker)	PLANNER I (Husman)	PLANNING MANAGER (Plecker)	PLANNER II (Mattox)	CLERK (Deines)	PLANNER II (Green)	PLANNER I (Vacant)	SENIOR PLANNER (ZONING) (Cromwell)	Active Trans. Planner I (Vacant)	TOTAL M.M.
100	7	1.5	2.5	5.5	.5	1.5	.5	.5	1	5.5	26
101	.5		1				.5	.5	1		3.5
102	.5		.5	.5	.5	.5	1	.5			4
200	1.5		5	2	1	2	1	5	1	2.5	21
204			.5	.5		.5	.5	2	6		10
205			.5	1		.5	7.5		2		11.5
300		2.5	.5	.5	5	2				3	13.5
301	.5	4		.5	2	2					9
302	.5	1		.5	1	1		2.5			6.5
500	.5	1			.5	.5					2.5
600		1	.5		.5	.5					2.5
TOTAL	11	11	11	11	11	11	11	11	11	11	110

*This table indicates approximately how many man months individual staff members work in each work element.

WORK ELEMENT	CITY TRAF. TECHNICIAN
300	11
TOTAL	11

SECTION III

INDIRECT COST PLAN

INTRODUCTION

The Office of Management and Budget Circular 2 CFR Part 200 is used as governing criteria for establishing the allowed costs.

IDENTIFICATION OF COSTS

The costs are delineated below by type:

DIRECT	INDIRECT	BENEFITS
Salaries & Wages	Maintenance	FICA
Legal Notices	Reproduction	PERS
Travel	Supplies	Workmen's Compensation
Printing	Postage	Accident Insurance
Training	Subscriptions	Health Insurance
Consultants	Telephone	Sick Leave
Equipment	Utilities	Vacation
Mileage	Rent	Holidays
Moving/Interview	Audit	Maternity
	Messenger	Military
		Life Insurance
		Dental Insurance

ALLOCATION OF COSTS

Direct costs will be charged to the work program line item to which they apply.

An indirect cost rate of **12%** of the City and County's direct salaries and wages is proposed. The **12%** rate will be applied to the direct wages and salaries of each line item within the work program to cover all indirect expenses.

Benefits will be calculated at a rate of **54%** of the City and County's direct salaries and wages charged to each line item.

FUNDING SOURCES

The degree of participation by each funding agency is based on the pro-rations which have been determined for each line item. Each agency will be billed their share of the total charges made against each line item according to the approved pro-rations.

Funding sources and amounts contained in the UPWP are as follows:

Planning Dept. Fees (City of Billings)	$230,000
Planning Dept. Fees (Yellowstone Co.)	$44,000
Yellowstone County (Mill)	$470,000
PL*	$1,340,500
TOTAL	$2,084,500

*The matching ratio is Federal PL--86.58% and State match-13.42%.

SUMMARY

The indirect cost rate is a predetermined fixed rate which is not subject to adjustment. The base period used in determining the rate is the period from July 1, 2016 through June 30, 2017. The calculated rate is applicable to the grant period, which is October 1, 2017 through September 30, 2018.

LIST OF ACRONYMS

ADA	American Disability Act
BSEDA	Big Sky Economic Development Authority
CAC	Citizen Advisory Committee
CMAQ	Congestion Mitigation Air Quality
CTEP	Community Transportation Enhancement Program
EBURD	East Billings Urban Renewal District
FHWA	Federal Highway Administration
FTA	Federal Transit Administration
GIS	Geographic Information System
HPMS	Highway Performance Monitoring System
ISTEA	Intermodal Surface Transportation Efficiency Act
MAP-21	Moving Ahead for Progress in the 21st Century
MDT	Montana Department of Transportation
MPO	Metropolitan Planning Organization
PCC	Policy Coordinating Committee
PEP	Private Enterprise Participation
PL	Planning Funds
SAFETEA-LU	Safe, Accountable, Flexible, Efficient Transportation Equity Act for the 21st Century
TA	Transportation Alternative Program
TAC	Technical Advisory Committee
TDP	Transit Development Plan
TIP	Transportation Improvement Program
UPWP	Unified Planning Work Program
VMT	Vehicle Miles Traveled
YCBP	Yellowstone County Board of Planning

CHAPTER II

CITY OF BILLINGS TRANSIT DIVISION

SECTION I UNIFIED PLANNING WORK PROGRAM

44.21.00 Program Support and Administration

44.21.01 PROGRAM ADMINISTRATION

OBJECTIVE

To provide program support, general administration, grant administration, and training in support of transit planning activities.

ACCOMPLISHMENTS FISCAL YEAR 2017

Conformance with federal, state, and local administrative requirements for maintenance of transit planning function, including continuing to maintain and update the Coordinated Transportation Plan. Stayed informed of Federal/State requirements concerning grants. Attended training opportunities to enhance knowledge and skills. Attended general transit-related meetings. Managed FTA Section 5303 grant activities, and prepared transit aspect of UPWP. Participated in TAC and other meetings.

PROPOSED ACTIVITIES FISCAL YEAR 2018

All administrative functions necessary in support of transit planning activities will be performed. Improve data-keeping practices. Quarterly progress and expenditure reports will be prepared and transmitted to the Montana Department of Transportation, Urban Planning Division to maintain federal funding support. Furthermore, this UPWP will be revised when deemed necessary. The FY 2018 UPWP for transit planning activities will also be developed under this line item. Continue to research and develop the use of FTA funding, as provided in the FAST Act. Maintain coordination with 5310 providers and as the lead agency, develop and apply for capital grants for new vehicles as decided by the Coordination Transportation Plan Committee. The Coordinated Transportation Plan will be updated, as required by the FAST Act

Staff participates in recognized and approved training programs in order to improve skills and capabilities. Planner will assimilate documents, regulations, and codes to keep abreast of federal, state, and local requirements as they relate to the transit planning process. To maintain interaction and feedback with appropriate citizen and professional groups, staff will participate with the TAC, Coordination Plan Committee, citizen advisory boards and others as needed. Grant administrative functions and developing the FTA mandated Transit Asset Management Plan will also be performed.

STAFFING

214.99 Transit Planner Staff Hours
43 Administrative Support Staff Hours
43 Aviation/Transit Director Staff Hours

300.99 Total Staff Hours

FUNCTIONAL AGENCY RESPONSIBILITY

City Transit Division

PRODUCT

An ongoing administrative program to carry out the transit planning function.

FEDERAL PROGRAM PARTICIPATION

Federal Transit Act Section 5303 Metropolitan Planning Grant

FUNDING SCHEDULE - 44.21.01

Expenditures	Local	FTA	Total
Programmed FY 17	$5,222	$20,890	$26,112
Estimated FY 2018	$4,993	$19,971	$24,964

44.24.01 NEW TRANSPORTATION SERVICE EVALUATION AND ANALYSIS

OBJECTIVE

To facilitate considerations of means to ensure that citizens will have acceptable public transportation alternatives in the future, including during times of constrained financial resources.

ACCOMPLISHMENTS FISCAL YEAR 2017

Updated projections of future revenues and expenses. Assisted with annual and out-year budget and financial resources analysis, including multi-year spreadsheets. Arranged for a variety of on-going data gathering and analysis efforts to monitor system. Identified the operating and capital needs required to ensure reliable fleet and effective system functioning and assisted with preparation of related grant applications, grant revisions, and budget documents. Performed operational analysis of the transit system. Analyzed and implemented fare box and other revenue changes. Performed general planning for system improvements, including route changes, schedule changes, and locations for amenities such as bus shelters. On-going ridership tracking by route. Provided information and comments related to transit on development and annexation projects. Performed general transit planning.

PROPOSED ACTIVITIES FISCAL YEAR 2018

Continuation of activities undertaken in FY 2017 including, research to determine if there is any possibility for additional service hours or additional routes for the system in the future. Assisting with financial analysis and planning; and assessing future capital and operating requirements. Continue needed service adjustments, including means to continue addressing needs with fewer resources. Continue planning efforts regarding public and stakeholder involvement and input opportunities, including facilitating public meetings to plan for improvements on transit routes and specialized services for seniors and disabled.

STAFFING

600.2	Transit Planner Staff Hours
120.04	Administrative Support Staff Hours
150.05	Aviation/Transit Director Staff Hours
870.29	**Total Staff Hours**

PRODUCT

Identification of and plans for efficient and effective transit service for the future, such as financial and capital analyses and possible system modifications.

FUNCTIONAL AGENCY RESPONSIBILITY

City Transit Division

FEDERAL PROGRAM PARTICIPATION

Federal Transit Act Section 5303 Metropolitan Planning Grant

FUNDING SCHEDULE - 44.24.01

Expenditures	Local	FTA	Total
Programmed FY 17	$13,907	$55,629	$69,536
Estimated FY 2018	$13,860	$55,440	$69,300

44.24.02 CURRENT SERVICE ENHANCEMENT

OBJECTIVE

To improve service and ridership in existing transit system.

ACCOMPLISHMENTS FISCAL YEAR 2017

Worked with operational staff in reviewing and implementing system improvements to existing routes and services and to assess system functioning. Assisted in assessing upcoming operational needs. Revised ridership data for better accuracy in analysis of system functioning. Provided monthly ridership (including wheelchair and bike rack use) analysis, assessed ridership trends, and prepared other information on system functioning as requested. Monitored data to analyze possible improvements to routes and schedules. Prepared National Transit Database reports and gathered information from the public for planning purposes.

PROPOSED ACTIVITIES FISCAL YEAR 2018

Continuation of activities undertaken in FY 2017. Assist in identification and implementation of means to improve current service, including analyzing the routes and schedules with gathered data. Researching the feasibility of real time GPS tracking on the buses, allowing riders to determine where the bus is in real time. Researching the use of electronic fare boxes to assist in tracking ridership numbers for determining the effectiveness of current routes. This element may also include activities such as assisting with marketing to attract and educate "choice riders" and senior riders on how to read the schedules and use transit; and to enhance public image of existing system and services as well as analyses of internal functions and operations. Develop and implement creative outreach programs to increase ridership and provide Bus Travel Training to citizens. Maintain monthly ridership figures and summary figures for effective decision-making. Complete National Transit Database reports. Other tasks may include monitoring public reaction to modified routes, schedules and marketing efforts, and assist in assessing budgetary needs.

STAFFING

616.75	Transit Planner Staff Hours
123.35	Administrative Support Staff Hours
123.35	Aviation/Transit Director Staff Hours
863.45	**Total Staff Hours**

FUNCTIONAL AGENCY RESPONSIBILITY

City Transit Division

PRODUCT

Information relating to existing service/system enhancement, such as analyses of system functions and budget alternatives.

FEDERAL PROGRAM PARTICIPATION

Federal Transit Act Section 5303 Metropolitan Planning Grant.

FUNDING SCHEDULE - 44.24.02

Expenditures	Local	FTA	Total
Programmed FY 17	$13,279	$53,116	$66,395
Estimated FY 2018	$13,463	$53,850	$67,313

44.25.00 Transportation Improvement Program

44.25.01 T.I.P.

OBJECTIVE

To maintain a viable five year program of transit improvements for the Billings Urban Area.

ACCOMPLISHMENTS FISCAL YEAR 2017

The TIP was updated to reflect current project status and include upcoming projects. Information was provided to MPO to assist in community-wide Section 5310 project prioritization for inclusion in TIP. STIP process was monitored especially with regard to the grants.

PROPOSED ACTIVITIES FISCAL YEAR 2018

City Transit Division will develop information on the operating and capital projects for which MET Transit and MET Plus plan to pursue federal grant assistance for inclusion in the TIP to be prepared by the MPO. Monitor inclusion of TIP in STIP to ensure ability to obtain federal Sections 5307, 5310 & 5339 grant assistance.

STAFFING

70.00	Transit Planner Staff Hours
14.00	Administrative Support Staff Hours
14.00	Aviation/Transit Director Staff Hours
98.00	**Total Staff Hours**

FUNCTIONAL AGENCY RESPONSIBILITY

City Transit Division will provide transit-related information to the County Planning Department for the MPO's inclusion in the TIP document.

PRODUCT

A current TIP as necessary for FTA grant approvals.

FEDERAL PROGRAM PARTICIPATION

Federal Transit Act Section 5303 Metropolitan Planning Grant.

FUNDING SCHEDULE - 44.25.01

Expenditures	Local	FTA	Total
Programmed FY 17	$1,563	$6,250	$7,813
Estimated FY 2018	$1,528	$6,112	$7,640

44.26.15 IMPLEMENTATION OF AMERICANS WITH DISABILITIES ACT (ADA)

OBJECTIVE

To ensure optimal use of City of Billings funds in meeting elderly and disabled transportation needs for both specialized and fixed route transportation in accordance with Federal Americans with Disabilities Act (ADA) regulations.

ACCOMPLISHMENTS FISCAL YEAR 2017

Continued implementation of the paratransit Eligibility Certification process and familiarizing elderly and disabled citizens with use of fixed route system as appropriate. Continued monitoring of transit system's compliance with the ADA regulations and assisted with related community relations. Assessed financial functioning of paratransit service. Monitored procedures and policies involving lift-equipped fixed-route service and other accessibility features and requirements. Assisted in assessment of future vehicle needs and relevant procurement of vehicles as related to best serving elderly and disabled citizens. Assisted with continued integration of the paratransit function within the City's MET Transit System. Assisted in efforts to develop and resolve operational policy issues and to improve MET Plus's efficiency & cost-effectiveness, including monitoring Paratransit Scheduling software. Continue to coordinate transportation services among 5310 transit providers, social service agencies and the general public to provide an overall strategy to enhance transportation access, minimize duplication of services and facilitate the most appropriate cost-effective transportation possible with available resources.

PROPOSED ACTIVITIES FISCAL YEAR 2018

Continuation of activities undertaken in FY 2017. Plan additional sensitivity training for MET operators and other employees. Maintain positive relationship with disabled and elderly community and continued identification of means to address transit and special transportation needs, including assisting in efforts to assess both short and long term paratransit needs of the community and organizational and fiscal means to address those needs. Monitor and assess means to improve efficiency and effectiveness of paratransit service, including the update of the current paratransit software system. Continue to facilitate effective service provision and usage of lift-equipped fixed-route service. Participate on resource advisory groups. Continue to facilitate monthly Transportation Coordination Planning meetings with human service providers, social service agencies, transit providers and the general public to coordinate efforts associated with transit capital and service planning, as required under the FAST Act. Continue to provide outreach and education for social service professionals in the community and with senior groups.

STAFFING

240.00	Transit Planner Staff Hours
48.00	Administrative Support Staff Hours in support of Planner
470.00	Paratransit Coordinator Staff Hours
164.50	Clerical Staff Hours in support of Paratransit Coordinator
48.00	Aviation/Transit Director Staff Hours
970.50	**Total Staff Hours**

FUNCTIONAL AGENCY RESPONSIBILITY

City Transit Division

PRODUCT

Continued community consensus on how ADA regulations related to transit is to be complied with by the City of Billings. Continued community consensus on how to address specialized and lift-equipped and other transit needs of the community's disabled citizens through City funding.

FEDERAL PROGRAM PARTICIPATION

Federal Transit Act Section 5303 Metropolitan Planning Grant.

FUNDING SCHEDULE - 44.26.15

Expenditures	Local	FTA	Total
Programmed FY 17	$13,137	$52,546	$65,683
Estimated FY 2018	$13,264	$53,058	$66,322

SECTION II FUNDING

Table 4
Funding Summary and Staff Months by Element - City Transit Division
Federal Fiscal Year 2018

Work Element	Funding Source			Disbursement Percentage		Staff Hours
	City	FTA	Total Amount	City	FTA	
44.21.01	$4,993	$19,971	$24,964	20	80	300.99
44.24.01	$13,860	$55,440	$69,300	20	80	870.29
44.24.02	$13,463	$53,850	$67,313	20	80	863.45
44.25.01	$1,528	$6,112	$7,640	20	80	98.00
44.26.15	$13,264	$53,058	$66,322	20	80	970.50
SUB TOTAL	**$47,108**	**$188,431**	**$235,539**	**20**	**80**	**3,103.23**
TOTAL	**$47,108**	**$188,431**	**$235,539**	**20**	**80**	**3,435.25**

ALLOCATION OF COSTS

Expenditures identified include direct costs, benefits at the rate of 53% of direct salary or wages, and indirect costs at the rate of 12% of direct salary or wages. These rates for benefits and indirect costs were approved in a January 24, 2017 letter from the MDT Urban Planning Section.

Consent **1. F.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Acceptance of Donation from Phillips 66 in the Amount of $8,000

PRESENTED BY: Rich St. John, Police Chief

Department: Police

Presentation: No

PROBLEM/ISSUE STATEMENT

Phillips 66 Company, Billings Refinery has sent a donation to the Police and Fire Departments in the amount of $8,000. Phillips 66 has designated $4,000 to fund Police Department School Resource Officer (SRO) training. The SRO's have attended several training opportunities with the assistance of funding such as this. The remaining funds of $4,000 have been designated for the Fire Department; which will use the funds for public education/fire safety programs.

ALTERNATIVES ANALYZED

The City Council may:

- Approve the donation from Phillips 66, or
- Do not approve the donation from Phillips 66, which would result in the cancelation of SRO training and public education/fire safety programs due to non-existent funds.

FINANCIAL IMPACT

There is no financial impact to the General or Public Safety Funds.

RECOMMENDATION

Staff recommends that the City Council accept the donation from Phillips 66 in the amount of $8,000 for the Billings Police and Fire Departments.

APPROVED BY CITY ADMINISTRATOR

Consent **1. G.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Acceptance of Senior Outreach Program funds from the Billings Library Foundation

PRESENTED BY: Gavin Woltjer

Department: Library

Presentation: No

PROBLEM/ISSUE STATEMENT

The Billings Public Library Foundation applied for and received a $2,000 grant from the Billings Community Foundation, Rose Family Fund, for the Library's Senior Outreach Program. The funds will be used to purchase large print and audio materials, as well as senior book club kits. By accepting the funds from the Billings Library Foundation and Billings Community Foundation, Rose Family Fund, the Library will be able to enhance the quality of outreach in our community for our more senior population. Administrative Order 117 requires that all donations with value exceeding $500 be accepted by the Council prior to expending the funds.

ALTERNATIVES ANALYZED

City Council may:

- Accept the Billings Library Foundation donation, or;
- Disapprove the donation.

FINANCIAL IMPACT

There is no budgetary impact. The purchases made will be paid through the grant.

RECOMMENDATION

Staff recommends that the City Council accept the $2,000 donation from the Billings Library Foundation.

APPROVED BY CITY ADMINISTRATOR

Consent **1. H.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Resolution Changing the Authorized Representative for Short Term Investment Pool (STIP)

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

The Montana Board of Investments adopted new requirements affecting local governments that participate in the State Short Term Investment Pool (STIP). Local governments are now required to adopt a resolution reflecting any changes in their STIP account. The authorized representative needs to be changed from Patrick Weber to Andy Zoeller.

ALTERNATIVES ANALYZED

City Council may:

- Approve the resolution authorizing Andy Zoeller to act on behalf of the City of Billings for STIP transactions or;
- Do not approve the resolution, which will bar the City of Billings from investing with STIP, or
- Approve the resolution, authorizing an alternative officer to transact STIP business.

FINANCIAL IMPACT

The City utilizes STIP because of the 24-hour liquidity. Any transactions submitted prior to 2 pm will be completed the next business day. The City's investment balance in STIP varies depending on the cash flow needs. Currently, the City has $87,401,850 invested in STIP with a July average interest rate of 1.15%.

RECOMMENDATION

Staff recommends that the City Council approve the resolution designating Andy Zoeller to act on behalf of the City of Billings regarding STIP investments.

APPROVED BY CITY ADMINISTRATOR

Attachments

STIP

RESOLUTION AUTHORIZING PARTICIPATION IN THE SHORT TERM INVESTMENT POOL (STIP)
MONTANA BOARD OF INVESTMENTS

CERTIFICATE AS TO
RESOLUTION NO._____ AND ADOPTING VOTE

Political Subdivision: _____
Governing Body: _____

Type, date, time and place of meeting: A _____ meeting held on _____ at _____ o'clock ___.m. in _____, Montana.

Members present:

Members absent:

I, the undersigned, being the duly qualified and acting recording officer of the political subdivision identified above ("Participant"), certify that the attached RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO ("Resolution") and Exhibits A and B thereto are true and correct copies of the Resolution and Exhibits A and B on file in the original records of the Participant and in my legal custody; that the Resolution and Exhibits A and B were duly approved and adopted by the Governing Body of the Participant at the above described meeting, which meeting was attended throughout by the members indicated above, constituting a quorum of the Governing Body, pursuant to public notice of such meeting as required by law; and that the Resolution and Exhibits A and B have not as of the date hereof been amended or repealed.

WITNESS my hand officially as such recording officer this ____ day of _____, 20___.

By _____
Its _____

RESOLUTION NO. _____

RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL (STIP) AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO

BE IT RESOLVED BY THE _____ (the Governing Body) of _____ (the Participant) AS FOLLOWS:

ARTICLE I

DEFINITIONS

Section 1.01 The following terms will have the meanings indicated below for all purposes of this Resolution unless the context clearly requires otherwise:

Section 1.02 Account shall mean a specific Participant Bank account assigned by the Bank to be used in conducting transactions through the STIP Program.

Section 1.03 Agreement shall mean the agreements of the Participant as contained within this Resolution.

Section 1.04 Authorized Representative shall mean the officer or official of the Participant designated and duly authorized by the Governing Body as set forth below to enable the Participant's participation in the STIP Program.

Section 1.05 Authorized Delegate shall mean any lawful officer, official or employee of the Participant who has been delegated authority by the Authorized Representative as provided in this Resolution to initiate transactions using the Board's STIP Program.

Section 1.06 Bank shall mean a financial institution designated and authorized as provided in this Resolution to send and receive money on behalf of the Participant for purposes of participation in the STIP Program.

Section 1.07 Board shall mean the Board of Investments of the State of Montana, a public body corporate organized and existing under the laws of the State and its successors and assigns.

Section 1.08 Exhibit A (STIP Participation Information Sheet) shall mean the document attached to and incorporated into this Resolution as provided in Article IV, Section 4.01. that provides information necessary for the Participant to participate in STIP.

Section 1.09 Exhibit B (Electronic Funds Transfer Authorization Form) shall mean the document attached to and incorporated into this Resolution as provided in Article IV, Section 4.01 that provides instructions for the Board and its agents to administer and manage the Participant's participation, transactions and shares in the STIP Program.

Section 1.10 Governing Body shall mean the governing body of the above-named political subdivision (Participant) authorized by Montana state law to participate in the STIP Program as further specified in this Resolution.

Section 1.11 Participant shall mean the political subdivision requesting participation in the Board's Short Term Investment Pool.

Section 1.12 Short Term Investment Pool, STIP, or Program shall mean the Board's Short Term Investment Pool Program as authorized by law and as more fully defined and described in the Board's policies and procedures, as may be amended from time to time.

ARTICLE II

SHORT TERM INVESTMENT POOL PARTICIPATION AGREEMENT

Section 2.01 Participation Agreement. By approving and adopting this Resolution and Exhibits A and B, the Governing Body requests and agrees to participation of Participant in the STIP Program, and agrees that Participant will comply with and be bound by all laws, policies, procedures and participation requirements applicable to the STIP Program, as may be amended from time to time.

Section 2.02 STIP Program Description. The STIP Program is an investment program administered under the direction of the Montana Board of Investments as authorized by the Unified Investment Program. As more fully set forth in Board policies and procedures, STIP is available to state and local governments to serve their short term cash flow and deposit needs and its objectives are to preserve capital and to maintain high liquidity. The Program has the following attributes, as more fully set forth in applicable Board policies, procedures and participation requirements, which are subject to change upon the sole determination of the Board:

1) STIP transactions are fixed at $1 per share;
2) STIP interest on pool assets accrues daily;
3) STIP earnings distribution method: Interest is distributed at the beginning of the month and can be distributed as cash to the designated Bank or the earnings can be reinvested into STIP;
4) Buying or selling shares in STIP requires one (1) business days' notice; transactions for which notice is received after 2:00 p.m. will be processed two (2) business days after receipt of the original notice;
5) Access to STIP is only through an electronic, web-based portal; no cash, checks or notifications by fax, phone or email will be accepted;
6) STIP's web portal provides real-time information on each account including: investment balances, buys, sells, pending transactions, and transaction notes, as determined by the authorized user; and
7) The Board accounts and reports on its financial statement STIP investment on a Net Asset Value (NAV) basis. A NAV per share of a STIP unit will be shown on the Board's website for each month-end period http://investmentmt.com/MonthlyNetAssetValue.

Section 2.03 Review of Policies, Procedures and Participation Requirements. Participant acknowledges and represents that it has reviewed to its satisfaction all Board policies, procedures and participation requirements applicable to the STIP Program. http://investmentmt.com/STIP

Section 2.04 Authorized Representative: The Governing Body designates _____ _____, who holds the position of _____ _____ as the Participant's Authorized Representative to make transactions between STIP and the Bank.

The Governing Body: (check one) DOES [ ] DOES NOT [ ] allow the Authorized Representative to appoint and delete additional Authorized Delegate(s) on behalf of the Participant. If "DOES" is checked, any addition or deletion of an Authorized Delegate requires notice via the submission of a completed Exhibit A (STIP Participation Information Sheet) to the Board by the Authorized Representative before transactions will be accepted and processed as directed by the Authorized Delegate.

The Governing Body designates and authorizes Participant's Bank, (the Bank), identified in Exhibit B attached, designating the Account Number and ABA Number to send or transfer funds to the State Treasurer for purchase of STIP shares and to deposit distributions of and withdraw proceeds resulting from sales of STIP shares in the Bank's Account identified in Exhibit B attached which is a (check one) checking account [ ] savings account [ ].

The Governing Body: (check one) DOES [ ] DOES NOT [ ] allow the Authorized Representative to change either the Bank or the Account; if 'DOES' is checked, the Board will notify both the office of the Authorized Representative AND the office of the Governing Body within three (3) business days that such a change has been made.

The Governing Body: (check one) DOES [ ] DOES NOT [ ] allow the Authorized Representative to change the earnings distribution method; if DOES NOT is checked, the Governing Body chooses the following earnings distribution method (check one) reinvest cash earnings into STIP [ ] distribute cash earnings to the Bank [ ].

Section 2.05 Change of Authorized Representative. Any change to the Authorized Representative requires a new Resolution adopted by the Governing Body; however the absence of an Authorized Representative does not nullify the authority of the Authorized Delegate(s) then in effect and so authorized to make STIP transactions.

Section 2.06 Annual Confirmation. The Board will provide on an annual basis to both the Governing Body and the Authorized Representative the following information as appears on the Board's records:

1. The name of the Authorized Representative;
2. The name(s) of any Authorized Delegate(s); and
3. The name of the Bank and the associated Account Number (truncated).

Section 2.07 Effective Date. Participant's Agreement as set forth in this Resolution will take effect when the Certificate as to Resolution and Adopting Vote, this Resolution and Exhibits A and B, each completed, dated and duly executed, are delivered to and received by the Board and will stay in effect until terminated in writing by the Governing Body.

ARTICLE III

MISCELLANEOUS

Section 3.01 No Guaranteed Return. The Governing Body understands and agrees that there is no minimum or maximum amount of interest rate or any guaranteed rate of return on STIP shares or funds invested in STIP shares.

Section 3.02 Voluntary Participation. By adopting this Resolution, the Governing Body acknowledges that it is not compelled to participate in STIP, and that its participation in STIP is voluntary, and accepts and agrees to the Program, its administration and governance, and its policies, procedures and participation requirements as set forth by law and the Board.

Section 3.03 Responsibility for Participant Mistakes. The Governing Body and Participant agree to hold the State of Montana, the Board, and their members, officials and employees harmless for the acts, omissions and mistakes of the Participant, Governing Body and their members, officials and employees, including but not limited to: Authorized Representative or Authorized Delegate who, for any reason, is not qualified or properly listed with the Board as a permissible representative to authorize transactions using the STIP Program; wrong instructions as to amounts or timing of sales or purchases; or missed deadlines.

Section 3.04 No Warranty. The Governing Body and Participant acknowledge and agree that the Board makes no warranty that funds will be immediately available in the event of any failure of a third party or that Governing Body will not suffer losses due to acts of God, or other calamities, or other market dislocations or interruptions.

Section 3.05 Participation Conditions; STIP Administration. The Governing Body and Participant acknowledge and agree that the Board will allow participation in STIP by and conduct STIP business

with only those parties it determines are qualified and authorized to participate in the Program and which abide by the Board's policies, procedures and participation requirements; that the Board administers the STIP Program subject to Montana law and prudent fiduciary practices as required by Montana law and Board policy; and that the Board is legally bound to manage the Unified Investment Program, which includes STIP, in accordance with the prudent expert rule as set forth in Montana law.

Section 3.06 STIP Not Insured Against Loss. The Governing Body and Participant understand and acknowledge that the Board's STIP Program is NOT FDIC insured or otherwise insured or guaranteed by the federal government, the State of Montana, the Board or any other entity against investment losses. The Governing Body and Participant further understand and acknowledge that the Board's STIP policy requires maintenance of a reserve fund to offset possible losses and that STIP interest earnings may be used to fund this reserve before the net earnings are distributed to the STIP Participants, but that such reserves may not be adequate to cover investment losses.

ARTICLE IV

EXHIBITS A AND B

Section 4.01 Approval and Adoption of Exhibits A and B. Attached to this Resolution as Exhibits A and B, are the STIP Participation Information Sheet, and the Electronic Funds Transfer Authorization Form, which together provide the instructions and the details required by the Board to enable Participant's participation in the STIP Program. The Governing Body and Participant represent and agree that the attached Exhibits A and B have been completed and executed by the Participant's Authorized Representative and that Exhibits A and B must be complete and acceptable to the Board before participation will be allowed in the STIP Program. Exhibits A and B are hereby incorporated into and made a part of this Resolution, and are approved and adopted by the Governing Body as if set forth fully herein.

APPROVED AND ADOPTED by the _____ this _____ day of _____, 20___.

By _____
Its _____

Attest:

By _____
Its _____

Exhibit A

STIP PARTICIPATION INFORMATION SHEET

STIP Program Manager Montana Board of Investments boi_stip@mt.gov PO Box 200126 Helena, MT 59620-0126 Phone 406.444.0003 Fax 406.444.4268	*For Official Use Only* STIP DATA INVEST TA ACCT ID
Requests must be submitted by Authorized Representative of the Participant.	

The STIP Participant listed below hereby agrees to participate in the STIP Program as established under Section 17-6-204, MCA., and the terms and conditions of STIP operations as determined and set by the Montana Board of Investments and warrants as follows:

Section 1. STIP Participant Information Summary

STIP Participant Name ➔				Tax Identification Number (TIN) ➔			
Mailing Address ➔		City ➔		State ➔	MT	Zip ➔	
STIP Account # ➔ *(For official use only)*							
Authorized Representative Name, First ➔		Name, Last ➔		Title ➔			
Telephone Number ➔		Fax Number ➔		E-mail ➔			

Section 2. Investment and Earnings Information

The STIP Participant has the option to either reinvest their earnings or distribute earnings.
Check one box only.

Reinvest Earnings ☐	Distribute Earnings ☐

Section 3. Authorized Delegates

The Authorized Delegate(s) whose name(s) appears below is (are) authorized to purchase and sell shares in STIP for the Participant.

Name, First ➔		Name, Last ➔		E-Mail ➔	
Name, First ➔		Name, Last ➔		E-Mail ➔	
Name, First ➔		Name, Last ➔		E-Mail ➔	

I hereby certify as the Authorized Representative of the STIP Participant that all of the information contained herein is true, accurate and complete as of the date hereof.

Signature ➔		Date ➔	
Printed Name ➔		Title ➔	

Revised 2/19/2016

Exhibit B

ELECTRONIC FUNDS TRANSFER AUTHORIZATION FORM

STIP Program Manager
Montana Board of Investments
boi_stip@mt.gov
PO Box 200126 Helena, MT 59620-0126
Phone 406.444.0003 Fax 406.444.4268

Local Government Name:	
STIP Account #: *(For official use only)*	

I, the undersigned, a duly Authorized Representative of the local governing board, hereby authorize the Montana Board of Investments to initiate electronic debit and/or credit to the following account. The Authorized Representative acknowledges the origination of ACH transactions to the listed account complies with the provisions of U.S. law.

Any sale, purchase, or distribution of funds will be made by Electronic Funds Transfer or wire debiting or crediting the appropriate treasury or shareholder bank account. Please specify the local government depository.

Check one transaction type only.

Checking Account ☐		Savings Account ☐				
Name of Bank➔		Routing/ABA No➔				
Address➔						
City➔		State➔	MT	Zip➔		
Account Number➔						

I hereby certify as the Authorized Representative of the STIP Participant that all of the information contained herein is true, accurate and complete as of the date hereof.

Signature ➔		Date➔	
Printed Name➔		Title➔	

Please notify the Montana Board of Investments if you have applied a filter or a block to your account.

Consent **1. I.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Bond Resolution for Series 2017 Sidewalks

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

The City has been working with Montana Municipal Cooperative on the Series 2017 sidewalk bonds. A bond purchase agreement between the City of Billings and Montana Municipal Cooperative will be signed. This resolution recaps the resolutions passed, notices, and locations associated with this project. The details of the bond are also set in the resolution.

ALTERNATIVES ANALYZED

This is the final step of the bond sale. Once Council approves this resolution, the closing will take place on September 14, 2017 and the money will be disbursed to the project.

FINANCIAL IMPACT

The term of the bonds is 12 years with an interest rate of 4.25%. The improvements consist of sidewalk and curb and gutter work in various locations around the City. The affected property owners will be assessed yearly on their property tax bill.

RECOMMENDATION

Staff recommends that the City Council approve the attached bond resolution, providing financing for the 2017 curb, gutter and sidewalk project.

APPROVED BY CITY ADMINISTRATOR

Attachments

bond resolution

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of Resolution No. _____ entitled: "RESOLUTION RELATING TO $140,000 SPECIAL SIDEWALK, CURB, GUTTER AND ALLEY APPROACH BONDS, SERIES 2017; FIXING THE FORM AND DETAILS AND PROVIDING FOR THE EXECUTION AND DELIVERY THEREOF AND SECURITY THEREFOR" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council of the City at a regular meeting on August 28, 2017, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

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

WITNESS my hand and seal officially this 28th day of August, 2017.

_____
City Clerk

RESOLUTION NO. _____

RESOLUTION RELATING TO $140,000 SPECIAL SIDEWALK, CURB, GUTTER AND ALLEY APPROACH BONDS, SERIES 2017; FIXING THE FORM AND DETAILS AND PROVIDING FOR THE EXECUTION AND DELIVERY THEREOF AND SECURITY THEREFOR

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

Section 1. Recitals. It is hereby found, determined and declared as follows:

1.01. Prior Acts. This Council, by Resolution No. 17-10643, adopted July 10, 2017 (the "Authorizing Resolution") and pursuant to Montana Code Annotated, Title 7, Chapter 14, Part 41 and Title 7, Chapter 12, Parts 41 and 42, as amended (the "Act"), authorized the issuance of special sidewalk, curb, gutter and alley approach bonds of the City in the maximum principal amount of $140,000 for the purpose of financing the construction of certain sidewalks, curbs, gutter and alley approach projects heretofore ordered by this Council pursuant to Resolution No. 16-10540, adopted April 25, 2016, as the W.O. 16-02, Miscellaneous Improvements (the "Improvements"). The Improvements are more specifically described on Exhibit A hereto. Pursuant to the Authorizing Resolution, this Council determined it is in the best interests of the City to sell its Special Sidewalk, Curb, Gutter and Alley Approach Bonds, Series 2017 (the "Bonds") at a private negotiated sale to Montana Municipal Cooperative, a Montana partnership (the "Purchaser"), subject to the limitations and conditions set forth therein. This Council authorized the City to enter into a bond purchase agreement (the "Bond Purchase Agreement") with the Purchaser, dated August [__], 2017, pursuant to which the Purchaser agreed to purchase from the City the Bonds at a purchase price of $140,000 (representing the stated principal amount of the Bonds), at the rates of interest set forth in Section 2.01 and upon the further terms set forth in this Resolution. The net interest cost for the Bonds is [____]%. The execution and delivery of the Bond Purchase Agreement is approved and ratified. In the event of any discrepancy between the Bond Purchase Agreement and this Resolution, this Resolution shall control.

In Resolution No. 16-10532, adopted March 28, 2016 (the "Resolution of Intention"), this Council found that it is in the public interest, and in the best interest of the City and the assessable real property adjacent to the Improvements, to secure payment of principal of and interest on the Bonds by the Special Improvement District Revolving Fund of the City (the "Revolving Fund"), on the basis of the factors required to be considered under Montana Code Annotated, Section 7-12-4225. Those findings are hereby ratified and confirmed.

1.02. Costs. It is currently estimated that the costs and expenses to be assessed against properties adjacent to the Improvements, including costs of preparation of plans, specifications, maps, profiles, engineering superintendence and inspection, preparation of assessment rolls, expenses of making the assessments, the cost of work and materials under the construction contract and all other costs and expenses, including costs of issuance of the Bonds and the deposit of proceeds in the Revolving Fund, is not less than $140,000. Such amount will be

levied and assessed upon the assessable real property adjacent to the Improvements on the bases described in Resolution of Intention. This Council has jurisdiction and is required by law to levy and assess such amounts, to collect such special assessments and credit the same to the 2017 Special Sidewalk, Curb, Gutter and Alley Approach Sinking Fund of the City (the "2017 Sidewalk Sinking Fund") created for the Improvements.

1.03. Recitals. All acts, conditions and things required by the Constitution and laws of the State of Montana, including the Act, and the home rule charter of the City, in order to make the Bonds valid and binding special obligations in accordance with their terms and in accordance with the terms of this Resolution have been done, do exist, have happened and have been performed in regular and due form, time and manner as so required.

Section 2. The Bonds.

2.01. Principal Amount, Maturities, Denominations, Date, Interest Rates. For the purpose of paying the costs and expenses incurred in the construction of the Improvements, funding a deposit to the Revolving Fund and paying costs of issuance of the Bonds, and in anticipation of the collection of special assessments to be levied therefor, the City shall forthwith issue and deliver to the Purchaser the Bonds, denominated "Special Sidewalk, Curb, Gutter and Alley Approach Bonds, Series 2017" in the aggregate principal amount of $140,000, payable solely from the 2017 Sidewalk Sinking Fund. The Bonds shall be dated, as originally issued, and be registered as of September 14, 2017, shall mature on July 1, in the years and principal amounts set forth below, and Bonds maturing in such years and principal amounts shall bear interest from the date of original registration until paid or duly called for redemption at the rates per annum set forth opposite such years and amounts, respectively:

Year	Principal Amount	Interest Rate
2018	$ 5,000	2.00%
2019	5,000	2.25
2020	5,000	2.50
2021	7,500	2.75
2022	7,500	3.00
2023	10,000	3.25
2024	10,000	3.50
2025	10,000	3.75
2026	20,000	4.00
2027	20,000	4.50
2028	20,000	4.75
2029	20,000	5.00

Interest shall be calculated on the basis of a 360-day year composed of twelve 30-day months.

2.02. Interest Payment Dates. Interest on the Bonds shall be payable on each January 1 and July 1, commencing January 1, 2018, to the owners of record thereof as such appear on the bond register at the close of business on the fifteenth day of the immediately preceding month,

whether or not such day is a business day. Upon the original delivery of the Bonds to the Purchaser and upon each subsequent transfer or exchange of a Bond pursuant to Section 2.04, the Registrar (as hereinafter defined) shall date each Bond as of the date of its authentication.

2.03. Method of Payment. The Bonds shall be issued only in fully registered form. The interest on and, upon presentation and surrender thereof at the principal office of the Registrar, the principal of the Bonds shall be payable by check or draft drawn on the Registrar. The principal of and interest on the Bonds are payable in lawful money of the United States of America.

2.04. Registration. The City hereby appoints the City Finance Director (or Interim City Finance Director), to act as bond registrar, transfer agent and paying agent for the Bonds (the "Registrar"). The City reserves the right to appoint a bank, trust company or fiscal company as successor bond registrar, transfer agent or paying agent, as authorized by the Model Public Obligations Registration Act of Montana (the "Registration Act"), but the City agrees to pay the reasonable and customary charges of the Registrar for the services performed. This Section 2.04 shall establish a system of registration for the Bonds as defined in the Registration Act. The effect of registration and the rights and duties of the City and the Registrar with respect thereto shall be as follows:

(a) Bond Register. The Registrar shall keep at its principal office a bond register in which the Registrar shall provide for the registration of ownership of the Bonds and the registration of transfers and exchanges of the Bonds entitled to be registered, transferred or exchanged.

(b) Transfer. Upon surrender to the Registrar for transfer of any Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing and guaranteed by an "eligible guarantor institution" meeting the requirements of the Registrar, the Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer of any Bond or portion thereof selected or called for redemption.

(c) Exchange. Whenever any Bond is surrendered by the registered owner for exchange, the Registrar shall authenticate and deliver one or more new Bonds of a like aggregate principal amount, interest rate and maturity, as requested by the registered owner or the owner's attorney duly authorized in writing.

(d) Cancellation. All Bonds surrendered upon any transfer or exchange shall be promptly canceled by the Registrar and thereafter disposed of as directed by the City.

(e) Improper or Unauthorized Transfer. When any Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and

that the requested transfer is legally authorized. The Registrar shall incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owner. The City and the Registrar may treat the person in whose name any Bond is at any time registered on the bond register as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on such Bond and for all other purposes, and all such payments so made to any such registered owner or upon the owner's order shall be valid and effectual to satisfy and discharge the liability of the City upon such Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For every transfer of a Bond or exchange of a Bond (except for an exchange upon the partial redemption of a Bond), the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. In case any Bond shall become mutilated or be destroyed, stolen or lost, the Registrar shall deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of any such mutilated Bond or in lieu of and in substitution for any such Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that such Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance and amount satisfactory to it, in which both the City and the Registrar shall be named as obligees. Any Bond so surrendered to the Registrar shall be canceled by it and evidence of such cancellation shall be given to the City. If the mutilated, destroyed, stolen or lost Bond has already matured or such Bond has been called for redemption in accordance with its terms, it shall not be necessary to issue a new Bond prior to payment.

2.05. Redemption.

(a) Mandatory Redemption. If on any interest payment date there will be a balance in the 2017 Sidewalk Sinking Fund after payment of the principal and interest due on all Bonds drawn against it, either from the prepayment of assessments or from the transfer of surplus money from the Construction Account to the Principal Account as provided in Section 3.02, the City Finance Director (or Interim City Finance Director) shall call for redemption on the interest payment date outstanding Bonds or portions thereof which, together with the interest thereon to the interest payment date, will equal the amount of such funds on deposit in the 2017 Sidewalk Sinking Fund on that date. The redemption price shall equal the principal amount of the Bonds to be redeemed plus interest accrued to the date of redemption.

(b) Optional Redemption. The Bonds are subject to redemption at any time, at the option of the City, in whole or in part, from sources of funds available therefor (other than those

described in Section 2.05(a)), at a redemption price equal to the principal amount hereof to be redeemed plus interest accrued to the redemption date, without premium.

(c) Selection of Bonds for Redemption. If less than all of the Bonds are to be redeemed, Bonds shall be redeemed in order of stated maturities thereof. If less than all Bonds of a stated maturity are to be redeemed, the Bonds of such maturity shall be selected for redemption in $5,000 principal amounts selected by the Registrar by lot or other manner it deems fair.

(d) Notice and Effect of Redemption. The date of redemption and the principal amount of the Bonds to be redeemed shall be fixed by the City Finance Director (or Interim City Finance Director), who shall give notice or cause notice to be given, by first class mail, postage prepaid, to the owner or owners of such Bonds at their addresses appearing on the bond register, of the numbers of the Bonds or portions thereof to be redeemed and the date on which payment will be made, which date shall be not less than 30 days after the date of mailing notice. On the date so fixed, interest on the Bonds or portions thereof so redeemed shall cease to accrue. Upon partial redemption of any Bond, a new Bond or Bonds will be delivered to the registered owner without charge, representing the remaining principal amount outstanding.

2.06. Form. The Bonds shall be prepared in substantially the form set forth in Exhibit B hereto, and by this reference made a part hereof, with such modifications as are permitted by the Act.

2.07. Execution, Registration and Delivery. The Bonds shall be prepared under the direction of the City Finance Director (or Interim City Finance Director) and shall be executed on behalf of the City by the signatures of the Mayor, the City Finance Director (or Interim City Finance Director) and the City Clerk and sealed with the official seal of the City; provided that the seal and all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the delivery of any Bond, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. Notwithstanding such execution, no Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication on such Bond has been duly executed by the manual signature of an authorized representative of the Registrar. The certificate of authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on each Bond shall be conclusive evidence that it has been authenticated and delivered under this Resolution. When the Bonds have been so executed, authenticated and registered, they shall be delivered by the Registrar to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed.

2.07. Application of Proceeds. From the proceeds of the Bonds, the City Finance Director (or Interim City Finance Director) shall credit forthwith $7,000 to the Revolving Fund, as required by Section 7-12-4169(2) of the Act, and the balance of such proceeds to the Construction Account, to be used solely for the purposes described in Section 3.02.

Section 3. 2017 Sidewalk Sinking Fund; Assessments.

3.01. 2017 Sidewalk Sinking Fund. There is hereby created and established the fund designated as the "2017 Sidewalk, Curb, Gutter and Alley Approach Sinking Fund" which shall be maintained by the City Finance Director (or Interim City Finance Director) on the books and records of the City separate and apart from all other funds of the City. Within the 2017 Sidewalk Sinking Fund there shall be maintained three separate accounts, designated as the "Construction Account," the "Principal Account" and the "Interest Account," respectively.

3.02. Construction Account. There shall be credited to the Construction Account the proceeds of the sale of the Bonds attributable to the Improvements remaining after the required deposit to the Revolving Fund. Any earnings on investment of money in the Construction Account shall be retained therein. All costs and expenses of constructing the Improvements, including costs of issuance of the Bonds, shall be paid from time to time as incurred and allowed from the Construction Account in accordance with the provisions of applicable law, and money in the Construction Account shall be used for no other purpose; provided that upon completion of the Improvements and after all claims and expenses with respect to the Improvements have been fully paid and satisfied, any money remaining in the Construction Account shall be transferred to the Principal Account and used to redeem Bonds or portions thereof as provided in Section 3.03.

3.03. Principal Account and Interest Account. Money in the Principal Account and the Interest Account shall be used only for payment of the principal of and interest on the Bonds as such payments become due or to redeem Bonds or portions thereof.

Upon collection of the installment of principal and interest due on November 30 and May 31 of each year on the special assessments to be levied with respect to the Improvements, the City Finance Director (or Interim City Finance Director) shall credit to the Interest Account so much of said special assessments as is collected as interest payment and the balance thereof to the Principal Account. Any installment of any special assessment paid prior to its due date with interest accrued thereon to the next succeeding interest payment date shall be credited with respect to principal and interest payments in the same manner as other assessments are credited to the Principal Account and Interest Account. All money in the Interest Account and the Principal Account shall be used first to pay interest due, and any remaining money shall be used to pay principal then due and, if money is available, to redeem all Bonds or portions thereof in accordance with Section 2.05; provided that any money transferred to the Principal Account from the Construction Account pursuant to Section 3.02 shall be applied to redeem Bonds to the extent possible on the next interest payment date for which notice of redemption has been properly given pursuant to Section 2.05(a). Redemption of Bonds or portions thereof from the Principal Account shall be in the order of their stated maturities as provided in Section 2.05, and interest shall be paid from the Interest Account as accrued on the Bonds to the date of redemption, in accordance with the provisions of Section 7-12-4206 of the Act.

3.04. Loans From Revolving Fund. The Council shall annually or more often if necessary issue an order authorizing a loan or advance from the Revolving Fund to the Interest Account in an amount sufficient to make good any deficiency then existing in the Interest Account and issue an order authorizing a loan or advance from the Revolving Fund to the

Principal Account in an amount sufficient to make good any deficiency then existing in the Principal Account, in each case to the extent that money is available in the Revolving Fund. A deficiency shall be deemed to exist in the Principal Account or Interest Account if the money on deposit therein on any December 15 or June 15 (excluding amounts in the Principal Account representing prepaid special assessments) is less than the amount necessary to pay Bonds then due (other than upon mandatory or optional redemption pursuant to Section 2.05(a) and (b) hereof), and interest payable on all Bonds, on the next succeeding interest payment date.

Pursuant to Ordinance No. 1096, the City has undertaken and agreed to provide funds for the Revolving Fund by annually levying such tax or making such loan from the general fund of the City, subject to the limitation that no such tax levy or loan may in any year cause the balance in the Revolving Fund to exceed five percent of the principal amount of the City's then outstanding special improvement and sidewalk, curb, gutter and alley approach bonds and warrants secured thereby and subject to the durational limitations specified in the Act. In the event that the balance on hand in the Revolving Fund fifteen days prior to any date when interest is due on special improvement and sidewalk, curb, gutter and alley approach bonds and warrants of the City is not sufficient to make good all deficiencies then existing in the funds for which the City covenants to make loans from the Revolving Fund, the balance on hand in the Revolving Fund shall be allocated to the funds in which such deficiencies then exist in proportion to the amounts of the deficiencies on the respective dates of receipt of such money, until all interest accrued on such special improvement and sidewalk, curb, gutter and alley approach bonds and warrants of the City has been paid and to the extent of amounts available in the Revolving Fund. On any date when all accrued interest on special improvement and sidewalk, curb, gutter and alley approach bonds and warrants of the City payable from funds for which the City has covenanted to make loans from the Revolving Fund has been paid, any balance remaining in the Revolving Fund shall be loaned or advanced to the funds for payment and redemption of bonds and warrants to the extent such funds are deficient for such purpose and, if money in the Revolving Fund is insufficient therefor, pro rata, in an amount proportionate to the amount of such deficiency.

The City hereby determines, covenants and agrees to levy the property tax described in the immediately preceding paragraph to provide funds for the Revolving Fund so long as any Bonds are outstanding to the extent required under the provisions of this Resolution and the Act, even though such property tax levy may, under applicable law or provisions of the home rule charter of the City, require that property tax levies of the City for other purposes be reduced correspondingly.

Section 4. Covenants. The City covenants and agrees with the owners from time to time of the Bonds that until the principal amount of the Bonds and interest thereon are fully paid:

4.01. Compliance with Resolution. The City will hold the 2017 Sidewalk Sinking Fund and the Revolving Fund as trust funds, separate and apart from all of its other funds, and the City, its officers and agents, will comply with all covenants and agreements contained in this Resolution. The provisions hereinabove made with respect to the 2017 Sidewalk Sinking Fund and the Revolving Fund are in accordance with the undertaking and agreement of the City made in connection with the sale of the Bonds as set forth in Section 1.01.

4.02. Construction of Improvements. The City will do all acts and things necessary to enforce the provisions of the construction contracts for the Improvements and to ensure the completion of the Improvements in accordance with the plans and specifications and within the time therein provided, and will pay all costs thereof promptly as incurred and allowed, out of the Construction Account and within the amount of the proceeds of the Bonds appropriated thereto, amounts contributed by the City therefor and prepayments by owners of property adjacent to the Improvements.

4.03. Levy of Assessments. The City will do all acts and things necessary for the final and valid levy of special assessments upon all assessable real property adjacent to the Improvements, in accordance with the Constitution and laws of the State of Montana and the Constitution of the United States, in an aggregate principal amount not less than $140,000. Such special assessments shall be levied on the basis or bases prescribed in the Resolution of Intention, and shall be payable in substantially equal semiannual installments of principal and interest over a period of 12 years, at an annual rate equal to the sum of: (i) the average annual interest rate borne by the then-outstanding Bonds, plus (ii) one-half of one percent (0.50%) per annum. The assessments to be levied will be payable on the 30th day of November in each of the years 2017 through 2028, and on the 31st day of May in the years 2018 through 2029, inclusive, if not theretofore paid, and shall become delinquent on such date unless paid in full. The first partial payment of each assessment shall include interest on the entire assessment from the date of original registration of the Bonds to January 1, 2018. The assessments shall constitute a lien upon and against the property against which they are made and levied, which lien may be extinguished only by payment of the assessment with all penalties, cost and interest as provided in Section 7-12-4191 of the Act. No tax deed issued with respect to any lot or parcel of land shall operate as payment of any installment of the assessment thereon which is payable after the execution of such deed, and any tax deed so issued shall convey title subject only to the lien of said future installments, as provided in Montana Code Annotated, Section 15-18-214.

4.04. Reassessment. If at any time and for whatever reason any special assessment or tax herein agreed to be levied is held invalid, the City and this Council, its officers and employees, will take all steps necessary to correct the same and to reassess and re-levy the same, including the ordering of work, with the same force and effect as if made at the time provided by law, ordinance or resolution relating thereto, and will reassess and re-levy the same with the same force and effect as an original levy thereof, as authorized in Section 7-12-4186 of the Act. Any special assessment, or reassessment or re-levy shall, so far as is practicable, be levied and collected as it would have been if the first levy had been enforced including the levy and collection of any interest accrued on the first levy.

If proceeds of the Bonds, including investment income thereon, are applied to the redemption of the Bonds, as provided in Sections 7-12-4205 and 7-12-4206 of the Act, or if refunding bonds are issued and the outstanding principal amount of the Bonds is decreased or increased, the City will reduce or increase, respectively, the assessments levied in the respective project area and then outstanding pro rata by the principal amount of such prepayment or the increment above or below the outstanding principal amount of the Bonds represented by the refunding bonds. The City and this Council, its officers and employees will reassess and re-levy such assessments, with the same effect as an original levy, in such reduced or increased amounts in accordance with the provisions of Sections 7-12-4176 through 7-12-4178 of the Act.

4.05. Absence of Litigation. There is now no litigation pending or, to the best knowledge of the City, threatened questioning the validity or regularity of the ordering of the Improvements, the contracts for construction of the Improvements or the undertaking and agreement of the City to levy special assessments therefor and to make good any deficiency in the collection thereof through the levy of taxes for and the making of advances from the Revolving Fund, or the right and power of the City to issue the Bonds or in any manner questioning the existence of any condition precedent to the exercise of the City's powers in these matters. If any such litigation should be initiated or threatened, the City will forthwith notify in writing the Purchaser, and will furnish the Purchaser a copy of all documents, including pleadings, in connection with such litigation.

4.06. Waiver of Penalty and Interest. The City covenants not to waive the payment of penalty or interest on delinquent assessments levied for costs of the Improvements, unless the City determines, by resolution of the Council, that such waiver is in the best interest of the owner or owners of the outstanding Bonds.

Section 5. Tax Matters.

5.01. Use of Improvements. The Improvements will be owned and operated by the City and available for use by members of the general public on a substantially equal basis. The City shall not enter into any lease, use or other agreement with any non-governmental person relating to the use of the Improvements or security for the payment of the Bonds which might cause the Bonds to be considered "private activity bonds" or "private loan bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code").

5.02. General Covenant. The City covenants and agrees with the owner of the Bonds that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bonds to become includable in gross income for federal income tax purposes under the Code and applicable Treasury Regulations (the "Regulations"), and covenants to take any and all actions within its powers to ensure that the interest on the Bonds will not become includable in gross income for federal income tax purposes under the Code and the Regulations.

5.03. Arbitrage Certification. The Mayor, the City Finance Director (or Interim City Finance Director) and the City Clerk, being the officers of the City charged with the responsibility for issuing the Bonds pursuant to this Resolution, are authorized and directed to execute and deliver to the Purchaser a certificate in accordance with the provisions of Section 148 of the Code, and Section 1.148-2(b) of the Regulations, stating that on the basis of facts, estimates and circumstances in existence on the date of issue and delivery of the Bonds, it is reasonably expected that the proceeds of the Bonds will be used in a manner that would not cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code and the Regulations.

5.04. Arbitrage Rebate. The City acknowledges that the Bonds are subject to the rebate requirements of Section 148(f) of the Code. The City covenants and agrees to retain such records, make such determinations, file such reports and documents and pay such amounts at such times as are required under said Section 148(f) and applicable Treasury Regulations to

preserve the exclusion of interest on the Bonds from gross income for federal income tax purposes, unless the Bonds qualify for the exception from the rebate requirement under Section 148(f)(4)(B) of the Code and no "gross proceeds" of the Bonds (other than amounts constituting a "bona fide debt service fund") arise during or after the expenditure of the original proceeds thereof. In furtherance of the foregoing, the Mayor, the City Finance Director (or Interim City Finance Director) and the City Clerk are hereby authorized and directed to execute a Rebate Certificate, substantially in the form to be prepared by Bond Counsel, and the City hereby covenants and agrees to observe and perform the covenants and agreements contained therein, unless amended or terminated in accordance with the provisions thereof.

5.05. Information Reporting. The City shall file with the Secretary of the Treasury, not later than November 15, 2017, a statement concerning the Bonds containing the information required by Section 149(e) of the Code.

Section 6. Authentication of Transcript. The officers of the City are hereby authorized and directed to furnish to the Purchaser and to Bond Counsel certified copies of all proceedings relating to the issuance of the Bonds and such other certificates and affidavits as may be required to show the right, power and authority of the City to issue the Bonds, and all statements contained in and shown by such instruments, including any heretofore furnished, shall constitute representations of the City as to the truth of the statements purported to be shown thereby.

Section 7. Defeasance.

7.01. General. When the liability of the City on all Bonds issued under and secured by this Resolution has been discharged as provided in this Section 7, all pledges, covenants and other rights granted by this Resolution to the owners of the Bonds shall cease.

7.02. Payment. The City may discharge its liability with reference to any Bond or installment of interest thereon which is due on any date by depositing with the Registrar on or before that date funds sufficient, or, if a City officer is the Registrar, mailing to the registered owner of such Bond a check or draft in a sum sufficient and providing proceeds available, for the payment thereof in full; or if any Bond or installment of interest thereon shall not be paid when due, the City may nevertheless discharge its liability with reference thereto by depositing with the Registrar funds sufficient, or, if a City officer is the Registrar, by mailing to the registered owner thereof a check or draft in a sum sufficient and providing proceeds available, for the payment thereof in full with interest accrued to the date of such deposit or mailing.

7.03. Prepayment. The City may also discharge its obligations with respect to any Bonds called for redemption on any date when they are prepayable in accordance with its terms, by on or before that date depositing with the Registrar funds sufficient, or, if a City officer is the Registrar, mailing to the registered owner of such Bond a check or a draft in a sum sufficient and providing proceeds available, for the payment of the principal, interest and redemption premium, if any, which are then due; provided that notice of such redemption has been duly given as provided herein or irrevocably provided for.

7.04. Escrow. The City may also at any time discharge its liability in its entirety with reference to the Bonds, subject to the provisions of law now or hereafter authorizing and

regulating such action, by depositing irrevocably in escrow, with a bank qualified by law as an escrow agent for this purpose, cash or securities which are authorized by law to be so deposited, bearing interest payable at such times and at such rates and maturing on such dates as shall be required, without reinvestment, to provide funds sufficient to pay all principal and interest to become due on all Bonds on or before maturity or, if any Bonds has been duly called for redemption or notice of such redemption has been irrevocably provided for, on or before the designated redemption date.

7.05. Irrevocable Deposits. If an officer of the City is the Registrar, any deposit made under this Section 7 with the Registrar shall be irrevocable and held for the benefit of the owners of Bonds in respect of which such deposits have been made.

Section 8. Repeals and Effective Date.

8.01. Repeal. All provisions of other resolutions and other actions and proceedings of the City and this Council that are in any way inconsistent with the terms and provisions of this Resolution are repealed, amended and rescinded to the full extent necessary to give full force and effect to the provisions of this Resolution.

8.02. Effective Date. This Resolution shall take effect immediately upon its passage and adoption by this Council.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana, this 28th day of August, 2017.

_____
Mayor

Attest: _____
City Clerk

(SEAL)

EXHIBIT A

THE IMPROVEMENTS

General Description

The Bonds are being issued to pay a portion of the costs of engineering, reconstructing and installing certain local improvements to benefit certain properties in the City described below consisting of various sidewalk, curb, gutter and alley approach improvements all as a part of the as the W.O. 16-02, Miscellaneous Improvements, as shown below.

Miscellaneous Improvements

The Improvements described below will be constructed adjacent to the properties shown under each category of Improvements.

A) Sidewalk: 402 N. 32nd Street * 110 N. 24th Street * 118 N. 24th Street * 409 S. 28th Street * 417 S. 28th Street * 821 S. 30th Street * 1023 S. 28th Street * 2105 Clark Avenue * 2116 Clark Avenue * 2104 Clark Avenue * 910 Burlington Avenue * 340 Beverly Hill Boulevard * 336 Beverly Hill Boulevard * 330 Beverly Hill Boulevard * 326 Beverly Hill Boulevard * 724 Avenue B * 714 Avenue B * 712 Avenue B * 1504 7th Street W. * 729 Avenue B * 733 Avenue B * 1603 Broadwater Avenue * 1740 Clark Avenue * 1728 Clark Avenue * 1708 Clark Avenue * 1704 Clark Avenue * 2134 Concord Drive * 844 Yellowstone Avenue * 842 Yellowstone Avenue * 838 Yellowstone Avenue * 825 Yellowstone Avenue * 935 Burlington * 2707 Miles Avenue * 1946 Avenue C * 401 S. 37th Street * 425 Grand Avenue * 603 Avenue C *645 Avenue C * 632 Avenue E * 630 Avenue E * 803 Yellowstone Avenue * 811 Yellowstone Avenue * 815 Yellowstone Avenue * 802 Yellowstone Avenue * 519 Van Bramer Drive * 515 Van Bramer Drive * 615 Glen Drive * 430 Glen Drive * 436 Glen Drive * 415 S. 36th Street * 4501 Stone Street * 8th Street West * 1102 N. 25th Street * 1112 N. 26th Street * 1044 Burlington Avenue * 1040 Burlington Avenue * 1036 Burlington Avenue * 1030 Burlington Avenue * 1020 Burlington Avenue * 1810 Poly Drive * 385 Prospectors Lane * 3003 Grand Avenue * 930 Burlington Avenue * 924 Burlington Avenue * 927 Burlington Avenue * 1801 Bench Boulevard

B) Curb, Gutter: 2046 Clark Avenue * 25 S. Crestwood Drive * 19 S. Crestwood Drive * 15 S. Crestwood Drive * 227 S. Santa Fe Drive * 636 Crawford Drive * 640 Crawford Drive * 4627 Mitchell Avenue * 1517 7th Street W. *

C) Sidewalk, Curb and Gutter: 113 N 29th Street * 121 S 26th Street * 420 S 30th Street * 821 S 28th Street * 812 S 29th Street * 2021 Yellowstone Avenue * 2110 Clark Avenue * Burlington Avenue (Park) * 1416 7th Street W * 1008 Broadwater Avenue * 1716 Clark Avenue * 218 Fair Park Drive * 941 Burlington Avenue * 417 Gay Place * 3714 4th Avenue South * 1926 Parkhill Drive * 1726 Avenue F * 4443 Stone Street * 435 Glen Drive * 310 Travois Trail * 1048 N 25th Street * 1048 N 23rd Street * 1038 N 23rd Street * 1045 Avenue E * 1004 Burlington Avenue * 1201 Romelda Lane * 925 Burlington Avenue *

D) Sidewalk, Drive Aprons: 514 18th Street West *

E) Curb, Gutter, Sidewalk, Drive Aprons: 902 Burlington Avenue * 29 Lexington Drive * 2512 Terry Avenue * 2508 Terry Avenue * 2711 Miles Avenue * 2717 Miles Avenue * 2223 Hewitt Drive * 1121 Cottage Lane * 1055 Burlington Avenue * 4447 Stone Street * 426 Alderson Avenue * 2901 Minnesota Avenue *

F) Curb& Gutter, Drive Aprons: 2723 Miles Avenue * 2725 Miles Avenue * 1115 Burlington Avenue * 2641 Lewis Avenue * 28 19th Street West * 2931 Lewis Avenue

G) ADA Ramps: 1204 10th Street West * 1043 Burlington Avenue * 1021 Burlington Avenue * 1201 Wunnicke Lane *

H) Sidewalk Grinding: 711 Avenue B * 739 Avenue B * 741 Avenue B * 1736 Clark Avenue * 1732 Clark Avenue * 834 Yellowstone Avenue * 828 Yellowstone Avenue * 824 Yellowstone Avenue * 816 Yellowstone Avenue * 812 Yellowstone Avenue * 1920 Clark Avenue * 1906 Clark Avenue * 1904 Clark Avenue * 411 S 36th Street *

EXHIBIT B

UNITED STATES OF AMERICA
STATE OF MONTANA
YELLOWSTONE COUNTY

CITY OF BILLINGS

SPECIAL SIDEWALK, CURB, GUTTER AND
ALLEY APPROACH BONDS, SERIES 2017

Interest at the rate per annum specified below,
payable on the 1st day of January and the 1st day of July
in each year, commencing January 1, 2018.

Interest Rate	Maturity Date	Date of Original Issue
[___]%	July 1, 20[__]	September 14, 2017

No. R-1 $[_____]

REGISTERED OWNER: MONTANA MUNICIPAL COOPERATIVE

PRINCIPAL AMOUNT: [_____] AND NO/100 DOLLARS

FOR VALUE RECEIVED, the City of Billings, Montana (the "City"), will pay to the registered owner identified above, or registered assigns, on the maturity date specified above the principal amount specified above, solely from the revenues hereinafter specified, as authorized by Resolution No. [_____], adopted August 28, 2017 (the "Resolution"), all subject to the provisions hereinafter described relating to the redemption of this Bond before maturity. This Bond bears interest at the rate per annum specified above from the date of original issue specified above, or from such later date to which interest hereon has been paid or duly provided for, until the maturity date specified above or an earlier date on which this Bond shall have been duly called for redemption by the City Finance Director (or Interim City Finance Director). Interest on this Bond is payable semiannually on the 1st day of January and the 1st day of July in each year, commencing January 1, 2018, to the owner of record of this Bond appearing as such in the bond register as of the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. Interest on and, upon presentation and surrender hereof at the principal office of the Registrar, the principal of this Bond, shall be payable by check or draft drawn on the Registrar. The principal of and interest on this Bond are payable in lawful money of the United States of America. Interest on this Bond shall be calculated on the basis of a 360-day year composed of twelve 30-day months. The City Finance Director (or Interim City Finance Director) shall initially serve as Registrar for this Bond.

This Bond is one of an issue in the aggregate principal amount of $140,000 (the "Bonds"), all of like date of original issue and tenor, except as to serial number, denomination,

date, interest rate and maturity date. The Bonds are issued pursuant to and in full conformity with the Constitution and laws of the State of Montana thereunto enabling, including Montana Code Annotated, Title 7, Chapter 14, Part 41 and Title 7, Chapter 12, Parts 41 and 42, as amended (the "Act"), and ordinances and resolutions duly adopted by the governing body of the City, including the Resolution, to finance a portion of the costs of the construction of sidewalk, curb, gutter and alley approach improvements in the City (the "Improvements"), to fund a deposit to the Special Improvement District Revolving Fund (the "Revolving Fund") and to pay costs of issuance of the Bonds. The Bonds are issuable only as fully registered bonds of single maturities.

This Bond is payable from the collection of a special tax or assessment levied upon all assessable real property adjacent to the Improvements, in an aggregate principal amount not less than $140,000, except as such amounts may be reduced or increased in accordance with provisions of Montana law. Such assessments constitute a lien against the property against which they are made and levied and are to be deposited into the 2017 Special Sidewalk, Curb, Gutter and Alley Approach Sinking Fund of the City (the "2017 Sidewalk Sinking Fund"). The Bonds are not general obligations of the City.

The City has validly established the Revolving Fund to secure the payment of certain of its special improvement and sidewalk, curb, gutter and alley approach bonds and warrants, including the Bonds. The City has also agreed, to the extent permitted by the Act, to issue orders annually, or more often as necessary, authorizing loans or advances from the Revolving Fund to the 2017 Sidewalk Sinking Fund, in amounts sufficient to make good any deficiency in the 2017 Sidewalk Sinking Fund to pay principal of or interest on the Bonds, to the extent money is available in the Revolving Fund, and to provide funds for the Revolving Fund by annually levying such tax or making such loan from its general fund, subject to the limitation that no such tax levy or loan may in any year cause the balance in the Revolving Fund to exceed five percent of the principal amount of the City's then outstanding special improvement and sidewalk, curb, gutter and alley approach bonds and warrants secured thereby and subject to the durational limitations specified in the Act. While any property tax levy to be made by the City to provide funds for the Revolving Fund is subject to levy limits under current law, the City has agreed in the Resolution to levy property taxes to provide funds for the Revolving Fund to the extent described in this paragraph and, if necessary, to reduce other property tax levies correspondingly to meet applicable levy limits.

If on any interest payment date there will be a balance in the 2017 Sidewalk Sinking Fund after payment of the principal and interest due on this Bond drawn against it, either from the prepayment of assessments or from the transfer of surplus money from the Construction Account to the Principal Account, the City Finance Director (or Interim City Finance Director) shall call for redemption on the interest payment date outstanding Bonds, or portions thereof, in an amount which, together with the interest thereon to the interest payment date, will equal the amount of such funds on deposit in the 2017 Sidewalk Sinking Fund on that date. The redemption price shall equal the principal amount of the Bonds to be redeemed plus interest accrued to the date of redemption.

This Bond is subject to redemption at any time, at the option of the City, in whole or in part, from sources of funds available therefor (other than those described in Section 2.05(a) of

the Resolution), at a redemption price equal to the principal amount hereof to be redeemed plus interest accrued to the redemption date, without premium. If less than all of the Bonds are to be redeemed, Bonds shall be redeemed in order of stated maturities thereof. If less than all Bonds of a stated maturity are to be redeemed, the Bonds of such maturity shall be selected for redemption in $5,000 principal amounts selected by the Registrar by lot or other manner it deems fair.

The date of redemption and the principal amount of the Bonds to be redeemed shall be fixed by the City Finance Director (or Interim City Finance Director), who shall give notice or cause notice to be given, by first class mail, postage prepaid, to the owner or owners of such Bonds at their addresses appearing on the bond register, of the numbers of the Bonds or portions thereof to be redeemed and the date on which payment will be made, which date shall not be less than 30 days after the date of mailing of notice. On the date so fixed interest on the Bonds or portions thereof so redeemed shall cease to accrue.

As provided in the Resolution and subject to certain limitations set forth therein, this Bond is transferable upon the books of the City at the principal office of the Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or his attorney; and may also be surrendered in exchange for Bonds of other authorized denominations. Upon such transfer or exchange, the City will cause a new Bond or Bonds to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, bearing interest at the same rate and maturing on the same date, subject to reimbursement for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The City and the Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof, whether this Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the City nor the Registrar shall be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all things required to be done precedent to the issuance of this Bond have been properly done, happened and been performed in the manner prescribed by the laws of the State of Montana and the resolutions and ordinances of the City of Billings, Montana, relating to the issuance hereof.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon shall have been executed by the Registrar by the manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the City of Billings, Montana, by its City Council, has caused this Bond to be executed by the facsimile signatures of the Mayor, the City Finance Director (or Interim City Finance Director) and the City Clerk, and by a printed facsimile of the official seal of the City.

CITY OF BILLINGS, MONTANA

(Facsimile Signature)
MAYOR

(Facsimile Seal)

(Facsimile Signature)
INTERIM CITY FINANCE DIRECTOR

(Facsimile Signature)
CITY CLERK

Dated:

CERTIFICATE OF AUTHENTICATION

This Bond is delivered pursuant to the Resolution mentioned herein.

CITY OF BILLINGS, MONTANA,
as Registrar, Transfer Agent, and
Paying Agent

By _____
Interim City Finance Director

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM --	as tenants in common	UTMA….....Custodian….....	(Cust) (Minor)
TEN ENT --	as tenants by the entireties		
		under Uniform Gifts to	
JT TEN --	as joint tenants with right of survivorship and not as tenants in common	Minor Act….....	(State)

Additional abbreviations may also be used.

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto _____ _____ the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE:

_____

_____

_____

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

SIGNATURE GUARANTEED

_____

Signature(s) must be guaranteed by an "eligible guarantor institution" meeting the requirements of the Registrar, which requirements include membership or participation in STAMP or such other "signature guaranty program" as may be determined by the Registrar in addition to or in substitution for STAMP, all in accordance with the Securities Exchange Act of 1934, as amended.

Consent **1. J.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Resolution Establishing Compliance with Reimbursement under Internal Revenue Code for Landfill Construction Projects

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

The City will be selling bonds to finance construction projects at the landfill. The City needs to expend monies related to the project before funds are available from the bond sale proceeds. Under IRS rules, the attached resolution must be adopted in order for the City to reimburse those pre-sale expenses from the bond sale proceeds.

The City will be constructing a drop-off facility at the landfill to provide a place for all landfill customers to discharge garbage and other waste materials. A new landfill maintenance building will also be built. The City plans to issue bonds in Spring of 2018 to pay for the work.

ALTERNATIVES ANALYZED

The City Council may:

- Approve the resolution and proceed with the projects with the ability to reimburse expenses when the bonds are sold; or
- Not approve the resolution, in which case Public Works will have to suspend work on the project until bonds sell or will have to find alternative ways to pay for the expenses incurred prior to the bond sale.

FINANCIAL IMPACT

This Resolution will not result in additional costs to the project.

RECOMMENDATION

Staff recommends that the City Council approve the attached resolution that will allow the City to reimburse expenses related to projects at the landfill that it will incur prior to issuing bonds for the project.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution No. _____ entitled: "RESOLUTION RELATING TO THE FINANCING OF PROPOSED SOLID WASTE SYSTEM IMPROVEMENTS; ESTABLISHING COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council of the City at a regular meeting on August 28, 2017, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

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

WITNESS my hand and seal officially this 28th day of August, 2017.

(SEAL)

_____
City Clerk

RESOLUTION NO. _____

RESOLUTION RELATING TO THE FINANCING OF PROPOSED SOLID WASTE SYSTEM IMPROVEMENTS; ESTABLISHING COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE

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

Section 1. Recitals.

1.01 The United States Department of Treasury has promulgated final regulations governing the use of proceeds of tax-exempt bonds, all or a portion of which are to be used to reimburse the City for project expenditures paid by the City prior to the date of issuance of such bonds. Those regulations (Treasury Regulations, Section 1.150-2) (the "Regulations") require that the City adopt a statement of official intent to reimburse an original expenditure not later than 60 days after payment of the original expenditure. The Regulations also generally require that bonds be issued and the reimbursement allocation be made from the proceeds of such bonds within 18 months (or three years, if the reimbursement bond issue qualifies for the "small issuer" exception from the arbitrage rebate requirement) after the later of (i) the date the expenditure is paid or (ii) the date the project is placed in service or abandoned, but (unless the issue qualifies for the "small issuer" exception from the arbitrage rebate requirement) in no event more than three years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the bonds.

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

Section 2. Official Intent Declaration.

2.01 The City proposes to undertake certain solid waste system improvements consisting of the design, construction and installation of a three-sided transfer station at the City-owned landfill that will grind and compact trash, and a new landfill maintenance building (collectively, the "Project").

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

2.03 The City reasonably expects to reimburse some or all of the expenditures made for costs of the Project out of proceeds of bonds to be issued in one or more series in an estimated maximum aggregate principal amount of $20,000,000 (the "Bonds") after the date of

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

Section 3. Budgetary Matters. As of the date hereof, there are no City funds reserved, allocated on a long-term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of the Bonds. The statement of intent contained in this resolution, therefore, is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof.

Section 4. Reimbursement Allocations. The City Finance Director shall be responsible for making the "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the Bonds to reimburse the source of temporary financing used by the City to make prior payment of the costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the Bonds or the Project and shall specifically identify the actual original expenditure being reimbursed.

PASSED AND APPROVED by the City Council of the City of Billings, Montana, this 28th day of August, 2017.

_____
Mayor

Attest: _____
City Clerk

(SEAL)

Consent 1. K.

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Resolution of Intent to De-Annex #17-04: Portions of Terrace Estates Subdivision, 3rd Filing and Set a Public Hearing

PRESENTED BY: Wyeth Friday

Department: Planning & Community Services

Presentation: No

PROBLEM/ISSUE STATEMENT

The Planning Division is requesting the City Council approve a Resolution of Intent to De-Annex #17-04 property from the City, described as portions of Terrace Estates Subdivision, 3rd Filing, being Lots 1-25, within Block 1, Lots 1-27, within Block 2 and Lots 1-6, 41A, 41B, 42A, 42B, 43-53, 60, 72-76, within Block 3. The de-annexation also includes all dedicated Right-Of-Way of Jack And Jill Avenue, Sage Drive, Woodland Trail, Valley Heights Road, Dewdrop Circle, Sun Valley Road and Alkali Creek Road within said Terrace Estates Subdivision, 3rd Filing, Blocks 1-3 (see exhibit attached). The resolution would set a public hearing for September 25, 2017. The de-annexation would result in about 49 acres of undeveloped land being taken out of the City. Petitioner and property owners, James and Jo Ann Boyer, have signed the attached petition to request that this property be de-annexed. The property is zoned Residential-9600. The property was platted in 1985 and never developed. Alkali Creek, the floodplain of the creek, and rimrocks on the property made development of the property as platted not cost effective or realistic. The owner intends to work with Yellowstone County to replat the property with a few single family lots along Alkali Creek Road given the challenges of the flood plain and topography and of trying to obtain City services. The property appears to have been in the City since it was platted in 1985.

The requested de-annexation is consistent with the City's de-annexation policy in that:

1. The property is not connected to City water, wastewater, or storm drainage facilities, and appears to not be able to connect to these facilities without a significant expenditure of personal or public funds; and
2. The property is not encumbered by any indebtedness of any improvement district of which the territory is a part; and
3. The property is located on the outer perimeter of the City limits and upon de-annexation of the property will not result in a parcel wholly surrounded by City limits.

The requested de-annexation is not consistent with the City's de-annexation policy in that:

1. The property is adjacent to public right-of-way along Alkali Creek Road. However, the road right-of-way for the unconstructed roads within the subdivision and the road right-of-way for Alkali Creek Road are proposed to be de-annexed as part of this process.
2. The property is bordered by other property within the City Limits on the north and east, and is adjacent to the acceptable limits of annexation as defined on the most recent update of the Limits of Annexation Map.
3. While exclusion of the property may mar the symmetry of the City to some extent, the boundary of the City in this area is somewhat jagged.

While this de-annexation petition is at odds with at least two of the criteria in the City's de-annexation policy, like annexation petitions, the City Council usually accepts the petition and sets a public hearing date to more thoroughly consider the petition and review comments on the request from all reviewing City Departments.

ALTERNATIVES ANALYZED

The City Council may:
• Approve the Resolution of Intent to De-Annex property to exclude portions of Terrace Estates Subdivision, 3rd Filing and set a public hearing for October 10, 2017; or
• Not approve the Resolution of Intent.

FINANCIAL IMPACT

There is no financial impact to the City in approving the Resolution of Intent and setting this public hearing.

RECOMMENDATION

Staff recommends that Council approve the Resolution of Intent to De-Annex portions of Terrace Estates Subdivision, 3rd Filing from the city limits, and set a public hearing for October 10, 2017.

APPROVED BY CITY ADMINISTRATOR

Attachments

Deannexation Petition
Deannexation Policy
Deannexation Resolution of Intent

P Z-17-UU101

PETITION
FOR DE-ANNEXATION
FROM THE CITY OF BILLINGS

NOTICE TO PETITIONER

This is a Petition to the City of Billings requesting the DE-annexation of property from the City, pursuant to MCA Title 7, Chapter 2, Part 48. Procedures for de-annexation are governed by the Statutes of the State of Montana. This Petition requires the signatures of not less than 75% of the Resident Freeholder Electors to be considered for de-annexation.

INSTRUCTIONS

1. All items must be completed or provided. Please type or print. You may attach additional pages if more space is needed.

2. Prepare a map drawn to a scale adequate and legible to show the property requesting de-annexation and all other property within one-quarter (1/4) mile.

   The map must show:

   a. The boundaries of the municipality;

   b. The present streets, major trunk water mains and sewer mains;

   c. The zoning of the property requesting de-annexation and the property immediately adjacent to it.

3. The Petition should be submitted to the Planning Department, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m., located on the 4th Floor of the Miller Building located at 2825 3rd Av. North, Billings, Montana. Upon presentation, the Petition will be checked for completeness. Once accepted, the Petition will be routed to the following City Departments: Public Works, City-County Planning, Public Utilities, Fire Department, City Attorney, Police Department, Parks and Recreation Department, and the Finance Department. If the departments find no problems with the Petition, City staff will coordinate bringing the Petition to the City Council for action.

4. If the Council finds that the petition is signed by the required number of owners of the territory to be excluded, and that the granting of said petition will be to the best interest of the City and the inhabitants thereof and will not materially mar the symmetry of the City, they shall pass a resolution of intent to De-Annex the territory. Then the City Clerk shall publish in the newspaper for two successive notice of the Council's Resolution of Intent to De-annex, of a 20-day comment period, and of an upcoming public hearing on the question of de-annexation.

5. A description of the territory to be de-annexed from the City is legally described on a document attached hereto.

RESIDENT FREEHOLDER ELECTORS

Date	Print Name	Name Signature	Address
6/12/17	James Boyer	James Boyer	2810 Central Ave Unit C, Billings, MT 59102
6/12/17	Jo Ann Boyer	Jo Ann Boyer	11

(continued on separate page)

P Z-17-UU101

(Should be completed prior to obtaining signatures of resident freeholder electors)
DESCRIPTION OF THE TERRITORY TO BE DE-ANNEXED FROM THE CITY OF BILLINGS

Legal Description	Tax Code	Address of General Location	Use of Property	Legal Property Owners	Address	Phone
		See Attached				

ALL ITEMS BELOW SHALL BE COMPLETED BY STAFF

Date Submitted: 2017-06-12

Fee Paid: $125.00

Received By: [signature]

Petition Number: AN-17-04 (DeAnnexation)
P2-17-00101

Revised 10/15

TERRACE ESTATES SUBDIVISION 3RD FILING

LOT	BLOCK	ASSES.CODE	Address	Use	Legal Property Owner	Address	Phone
1	1	A27393	1576 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
2	1	A27394	1564 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
3	1	A27395	1552 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
4	1	A27396	1468 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
5	1	A27397	1452 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
6	1	A27398	1436 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
7	1	A27399	1120 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
8	1	A27400	1128 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
9	1	A27401	1164 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
10	1	A27402	1141 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
11	1	A27403	1131 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
12	1	A27404	1121 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
13	1	A27405	1111 Sage	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
14	1	A27406	1469 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
15	1	A27407	1453 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
16	1	A27408	1437 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
17	1	A27409	1070 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
18	1	A27410	1086 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
19	1	A27411	1092 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
20	1	A27412	1099 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
21	1	A27413	1085 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
22	1	A27414	1077 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
23	1	A27415	1063 Woodland	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
24	1	A27416	1064 Valley Heights	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
25	1	A27417	1078 Valley Heights	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
1	2	A27419	1282 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
2	2	A27420	1270 Jack and Jull	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
3	2	A27421	1260 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
4	2	A27422	1250 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
5	2	A27423	1240 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
6	2	A27424	1070 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
7	2	A27425	1060 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
8	2	A27426	1050 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
9	2	A27427	1040 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
10	2	A27428	1051 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
11	2	A27429	1061 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
12	2	A27430	1069 Dewdrop	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
13	2	A27431	1064 Sun Valley	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
14	2	A27432	1050 Sun Valley	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454

15	2	A27433	1040 Sun Valley	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
16	2	A27434	1030 Sun Valley	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
17	2	A27435	1069 Sun Valley	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
18	2	A27436	1057 Valley Heights	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
19	2	A27437	1351 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
20	2	A27438	1341 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
21	2	A27439	1331 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
22	2	A27440	1321 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
23	2	A27441	1311 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
24	2	A27442	1301 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
25	2	A27443	1281 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
26	2	A27444	1217 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
27	2	A27445	1201 Alkali Creek	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
1	3	A27447	1475 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
2	3	A27448	1435 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
3	3	A27448A	1425 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
4	3	A27449	1415 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
5	3	A27450	1401 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
6	3	A27451	1395 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
41A	3	A27480	1325 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
41B	3	A27481	1313 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
42A	3	A27482	1301 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
42B	3	A27483	1289 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
43	3	A27484	1277 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
44	3	A27485	1263 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
45	3	A27486	1254 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
46	3	A27487	1239 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
47	3	A27488	1227 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
48	3	A27489	1213 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
49	3	A27490	1201 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
50	3	A27491	1187 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
51	3	A27492	1171 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
52	3	A27493	1157 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
53	3	A27493A	1143 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
60	3	A27494	1100 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
72	3	A27495	1156 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
73	3	A27496	1142 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
74	3	A27497	1128 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
75	3	A27498	1114 Jack and Jill	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454
76	3	A27499	963 Sun Vally	R9600 Vacant	James & JoAnn Boyer	2810 Central Ave Unit C	406-698-5454

P Z-17-00101

RESOLUTION 05-18271

A RESOLUTION ESTABLISHING A POLICY RELATED TO THE **EXCLUSION OF TERRITORY FROM THE CITY OF BILLINGS** OTHERWISE REFERRED TO AS "**DEANNEXATION**", PURSUANT TO MANDATORY PROVISIONS OF SELF-GOVERNING LOCAL GOVERNMENTS, 7-1-114, MCA AND EXCLUSION OF TERRITORY, 7-2-4801, ET. SEQ., MCA.

WHEREAS, The City of Billings is subject to all state laws providing for the exclusion of territory from the City pursuant to 7-1-114, MCA, and

WHEREAS, The City Council desires a policy to determine when exclusion of territory is in the best interest of the City pursuant to 7-2-4801, et. seq., MCA,

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

That the City of Billings is committed to providing cost effective services to all territories within the City. It is recognized that in some instances the City may be incapable of providing these services to certain territories without unreasonably burdening the existing taxpayers or the individual landowner. In those cases, it may be in the best interest of the City and City residents to exclude these territories from the municipality.

The Billings City Council has the authority to exclude territory from the City in accordance with 7-2-4801, et seq, MCA. In doing so, the City Council must find that:

1. A petition, signed by a majority of qualified electors who voted in the last City election or by owners of not less than three-fourths in value of territory to be excluded, has been filed with the City Clerk; and
2. The territory to be excluded is within the existing City limits and on the border of the City; and
3. Granting the petition is in the best interest of the City; and
4. The exclusion of the territory will not mar the symmetry of the City.

Exclusion of the territory may be considered in the best interest of the City if the territory:

1. Is not currently connected to City water, wastewater or storm drainage facilities, and cannot connect to these facilities without an unreasonable expenditure of personal or public funds, and
2. Is not adjacent to public rights-of-way, and
3. Is not encumbered by any indebtedness of any improvement district of which the territory is a part, and
4. Is located on the outer perimeter of the City limits and upon exclusion of the property will not result in a parcel wholly surrounded by City limits, and
5. Is not adjacent to acceptable limits of annexation as defined on the most recent update of the Limits of Annexation Map.

Passed by the City Council, this 23rd day of May, 2005

THE CITY OF BILLINGS:

BY: _____
Charles F. Tooley MAYOR

Mayor Pro Tem in the absence of the Mayor

ATTEST:

BY: Marita Herold
Marita Herold, CMC/AAE CITY CLERK

RESOLUTION NO. 17 -

A RESOLUTION OF INTENT TO EXCLUDE TERRITORY UNDER THE PROVISIONS OF TITLE 7, CHAPTER 2, PART 48 OF THE MONTANA CODE ANNOTATED, AND FIXING A DATE FOR A PUBLIC HEARING ON THE QUESTION OF EXCLUSION.

WHEREAS, the City Council of the City of Billings has determined that a petition to exclude the territory now within the City of Billings was signed by the requisite number of qualified electors of the City, and that granting of the petition is in the best interest of the City of Billings and will not materially mar the symmetry of the City; and

WHEREAS, the Billings City Council intends to consider excluding said territory from the City of Billings pursuant to Title 7, Chapter 2, Part 48 of the Montana Code Annotated; and

WHEREAS, the boundaries of the territory that the Billings City Council intends to consider excluding is particularly described as follows:

Tracts of land situated in the S1/2 of Section 20, T.1N., R.26E., P.M.M., City of Billings, Yellowstone County, Montana, more particularly described as:

Portions of Terrace Estates Subdivision, 3rd Filing, Recorded December 3 1986, under Document Number 1420547, of record and on file in the office the Yellowstone County, Clerk and Recorder's, being Lots 1-25, within Block 1, Lots 1-27, within Block 2 and Lots 1-6, 41A, 41B, 42A, 42B, 43-53, 60, 72-76, within Block 3;

Including all dedicated Right-Of-Way of Jack And Jill Avenue, Sage Drive, Woodland Trail, Valley Heights Road, Dewdrop Circle, Sun Valley Road and Alkali Creek Road within said Terrace Estates Subdivision, 3rd Filing, Blocks 1-3; All existing dedicated easement covering existing utilities in place will remain per 76-3-305 M.C.A.

Containing 31.827 gross acres and 22.630 net acres more or less.
(# 17-04) See Exhibit "A" Attached

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

1. The Billings City Council intends to consider excluding the above described contiguous territory.
2. All registered voters in the territory to be embraced are to be immediately notified, in writing.
3. Notice of the City Council's intent to exclude said territory shall be published as provided in Section 7-1-4127, MCA, with notice that for a period of twenty (20) days

after first publication of the notice, the Billings City Clerk shall accept written comments approving or disapproving the proposed exclusion of the above described territory from the City of Billings from registered voters residing in the area proposed to be excluded.

4. The City Clerk shall forward all written communication received by the Clerk to the City Council for consideration.

A public hearing on the question of exclusion of said territory shall be held on October 10, 2017.

APPROVED AND APPROVED by the City Council of the City of Billings, Montana, on the 28th day of August, 2017.

THE CITY OF BILLINGS

BY:_____

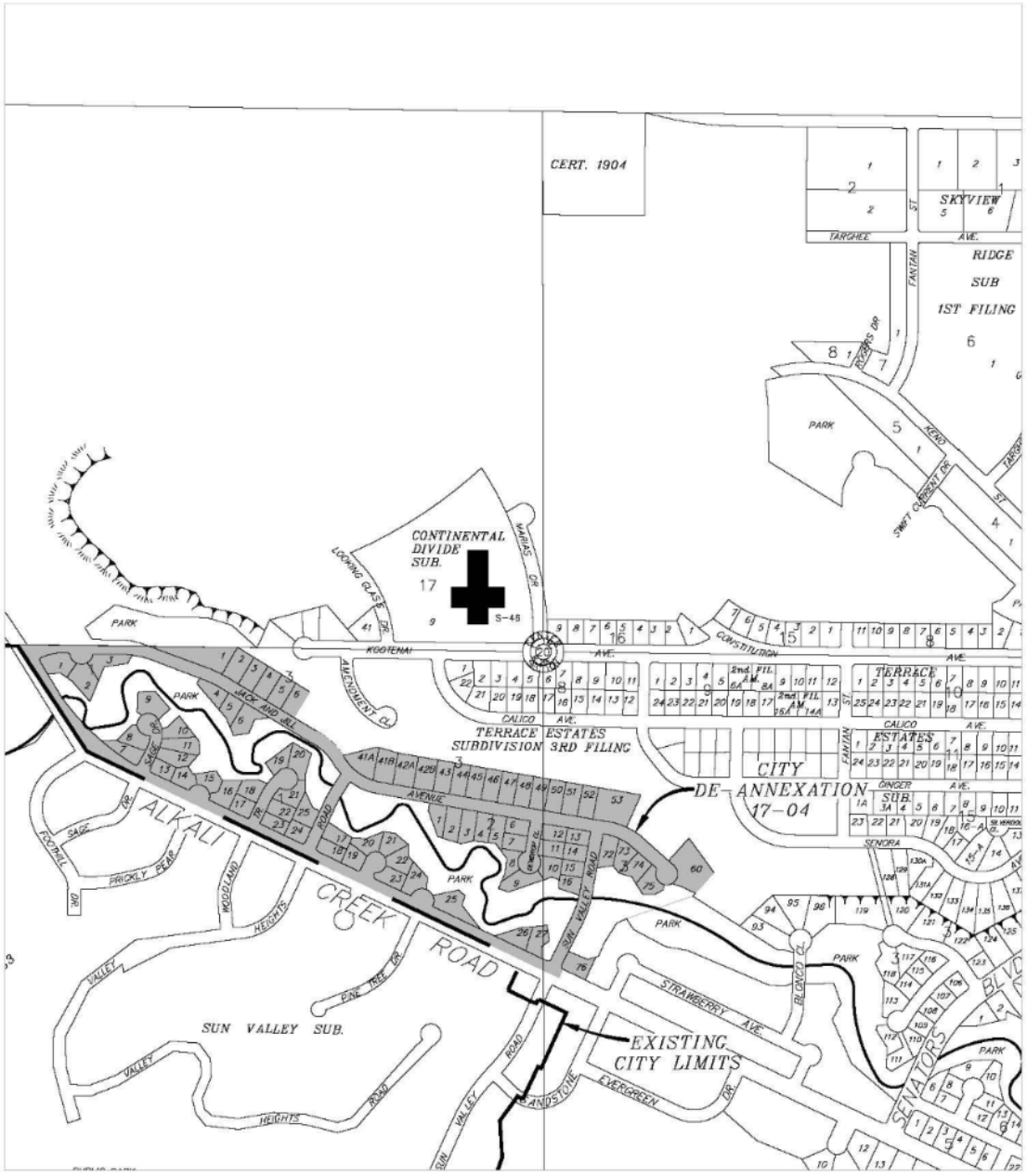
Thomas W. Hanel, Mayor

ATTEST:

BY:_____

Denise Bohlman, City Clerk

EXHIBIT "A"


CERT. 1904
SKYVIEW
RIDGE SUB 1ST FILING
CONTINENTAL DIVIDE SUB.
TERRACE ESTATES SUBDIVISION 3RD FILING
TERRACE ESTATES
CITY DE-ANNEXATION 17-04
ALKALI CREEK ROAD
SUN VALLEY SUB.
EXISTING CITY LIMITS
PARK
KOOTENAI AVE.
CONSTITUTION AVE.
CALICO AVE.
STRAWBERRY AVE.
SENORA
SENATORS
SAN VALLEY ROAD
SAGE DR.
FOOTHILL DR.
PRICKLY PEAR
WOODLAND HEIGHTS
VALLEY
PINE TREE DR.
SANDSTONE
EVERGREEN DR.
BLANCO CT.
SWIFT CURRENT DR.
LOOKING GLASS DR.
MARIAS DR.
FANTAN
TARGHEE AVE.
JACK AND JILL

Consent **1. L.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Ward Ordinance Second Reading - Annexation #17-02

PRESENTED BY: Wyeth Friday

Department: Planning & Community Services

Presentation: No

PROBLEM/ISSUE STATEMENT

City election ward boundaries must be adjusted to conform to city limit amendments resulting from annexation of property into the City. The City Council approved the annexation of property owned by Richard and Mae Sartorie (Annexation #17-02) on July 10, 2017. The subject property is about 5.4 acres in size and described as Tract 2B-2 of Amended Tract 2B, Corrected C/S 840, Second Amended. The property is located west of Hawthorne Lane and north of Kyhl Lane in the Billings Heights. This requires a change in the boundaries of Ward II. Two readings are required for this action. The first reading of the ordinance was conducted by the Council on August 14, 2017, along with a public hearing. The second reading is scheduled for this meeting.

ALTERNATIVES ANALYZED

City Council may approve or not approve second reading of the ordinance to amend the boundaries of Ward II.

- Approving the ordinance will modify the boundaries of Ward II to include the property owned by Richard and Mae Sartorie.
- Denying the ordinance will not modify the boundaries of Ward II and create a problem where property inside the City Limits is not within one of the City ward boundaries.

FINANCIAL IMPACT

There is no budget/financial impact from this action.

RECOMMENDATION

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

APPROVED BY CITY ADMINISTRATOR

Attachments

Ward Ordinance

ORDINANCE NO. 17-_____

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

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

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

   A tract of land situated in the SW1/4 of Section 14, T.1N., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as: Tract 2B-2, of Amended Tract 2B, Corrected Certificate of Survey No. 840, Second Amended, Recorded October 9, 2014, under Document Number 3720409, of record and on file in the office the Yellowstone County, Clerk and Recorder's.

   Containing 5.450 gross and net acres more or less.
   (# 17-02) See Exhibit "A" Attached

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

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

PASSED by the City Council on the first reading this 14th day of August, 2017.

PASSED by the City Council on the second reading this 28th day of August, 2017.

THE CITY OF BILLINGS:

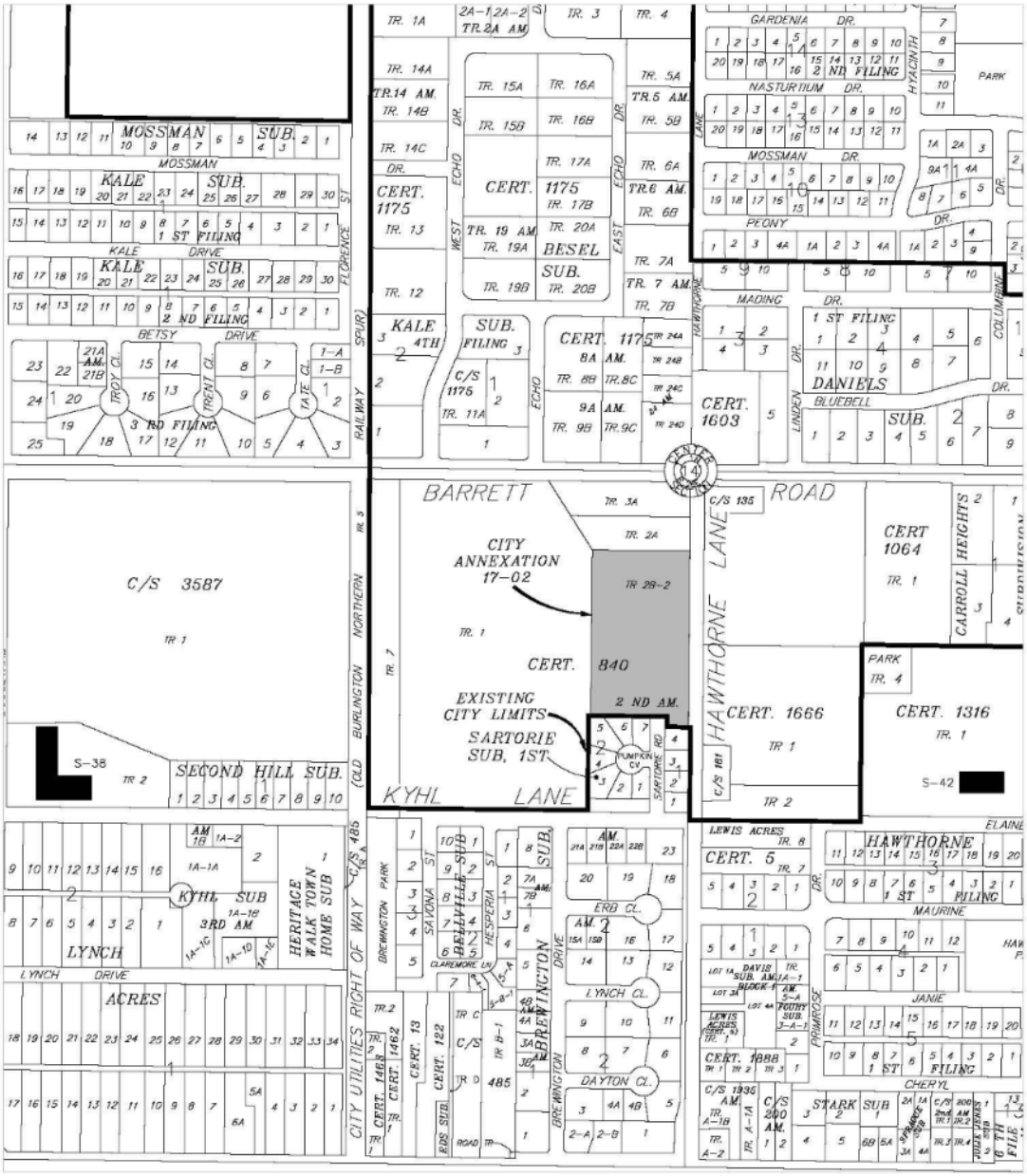
_____
Thomas W. Hanel, MAYOR

ATTEST:

BY:_____
Denise Bohlman, CITY CLERK

(AN 17-02)

EXHIBIT "A"


BARRETT ROAD
CITY ANNEXATION 17-02
EXISTING CITY LIMITS
SARTORIE SUB, 1ST.
KYHL LANE
HAWTHORNE LANE
CERT. 840
2 ND AM.
C/S 3587
SECOND HILL SUB.
MOSSMAN SUB.
KALE SUB.
KALE 2 ND FILING
KALE 4TH
SUB. FILING 3
CERT. 1175
BESEL SUB.
DANIELS SUB.
CERT. 1603
CERT 1064
CERT. 1666
CERT. 1316
HAWTHORNE
STARK SUB
ABERNINGTON DRIVE
BELLEVILLE SUB
KYHL SUB 3RD AM.
HERITAGE WALK TOWN HOME SUB
ACRES
LYNCH
CITY UTILITIES RIGHT OF WAY
BURLINGTON NORTHERN (OLD RAILWAY SPUR)
GARDENIA DR.
NASTURTIUM DR.
MOSSMAN DR.
PEONY DR.
MADING DR.
BLUEBELL DR.
BETSY DRIVE
LYNCH DRIVE
KALE DRIVE
MAURINE
JANIE
CHERYL
ELAINE
PARK
ERB CL.
LYNCH CL.
DAYTON CL.
PUMPKIN CV.
CARROLL HEIGHTS
LEWIS ACRES

Consent **1. M.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Second Reading of Ordinance Amending BMCC, Sec. 22-231 for Sidewalk Repairs

PRESENTED BY: David Mumford, Public Works Director

Department: Public Works

Presentation: No

PROBLEM/ISSUE STATEMENT

Billings, Montana City Code, Section 22-231, currently states, "Whenever the public convenience or safety requires any sidewalk, in case of injury or defect, to be repaired by the owner or his or her agent, the city shall, if the same is not immediately repaired by the owner or his or her agent after three (3) days' notice, served upon such owner or agent, or if he or she is a nonresident, on the occupant, or if the lot is unoccupied, posted upon the lot close to the walk to be repaired, proceed to repair the same." Three (3) days' notice is not consistent with Montana state law and is also an unreasonable period to make a repair in most cases. City staff is recommending that the notice be changed to thirty (30) days notice to be consistent with state law and more reasonable. First reading and public hearing was held on August 14, 2017. The second reading was scheduled for this meeting.

ALTERNATIVES ANALYZED

City Council may:

- Approve the amendment change, or;
- Disapprove the amendment change. If the modification to the timeframe is not approved, the City code will be inconsistent with state law and will be an unreasonable requirement.

FINANCIAL IMPACT

The City will have no financial impact by approving this amendment.

RECOMMENDATION

Staff recommends that the City Council approve this ordinance amending BMCC, Section 22-231.

APPROVED BY CITY ADMINISTRATOR

Attachments

Ordinance Amending Sidewalk Repair Section

ORDINANCE NO. 17-_____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE BE AMENDED BY REVISING SECTION 22-231 OF SAID CODE; PROVIDING THAT CITY PROVIDE OWNER OR HIS OR HER AGENT THIRTY (30) DAYS' NOTICE TO MAKE MINOR REPAIRS TO SIDEWALKS.

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

Section 1. AMENDMENT. That Section 22-231 of the Billings, Montana, City Code be amended so that such section shall read as follows:

Whenever the public convenience or safety requires any sidewalk, in case of injury or defect, to be repaired by the owner or his or her agent, the city shall, if the same is not immediately repaired by the owner or his or her agent after ~~three (3)~~ thirty (30) days' notice, served upon such owner or agent, or if he or she is a nonresident, on the occupant, or if the lot is unoccupied, posted upon the lot close to the walk to be repaired, proceed to repair the same.

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

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

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

PASSED by the City Council on first reading this 14th day of August, 2017.

PASSED, ADOPTED and APPROVED on second reading this 28th day of August, 2017.

CITY OF BILLINGS

By _____
Thomas W. Hanel, Mayor

ATTEST:

By _____
Denise R. Bohlman, City Clerk

Consent 1. N.

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Shiloh Crossing Subdivision - Preliminary Subsequent Minor Plat

PRESENTED BY: Monica Plecker

Department: Planning & Community Services

Presentation: No

PROBLEM/ISSUE STATEMENT

On July 14, 2017 Performance Engineering and Consulting, agent for Western Sky Ventures, LLC, applied for preliminary subsequent minor plat approval for Shiloh Crossing Subdivision, Amended Lot 4C, Block 1. The proposed subdivision creates 2 lots from one commercial lot. The subject property is generally located between Shiloh Road and Shiloh Crossing Boulevard and South of Montana Sapphire Drive. The property is zoned Controlled Industrial (CI). This property is within the Shiloh Crossing Commercial Development. The two lots will be for new commercial construction.

ALTERNATIVES ANALYZED

In accordance with state law, the City Council has 35 working days to act upon this preliminary subsequent minor plat. The 35 working day review period for this proposed plat ends on September 1, 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 review period, the City Council is required to:

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

FINANCIAL IMPACT

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

BACKGROUND

General location:	Generally located on the east side of Shiloh Road in the Shiloh Crossing Subdivision and Development
Legal Description:	Shiloh Crossing Subdivision Amended, Lot 4C, Block 1
Owner/Subdivider:	Western Sky Ventures, LLC
Engineer and Surveyor:	Performance Engineering and Consulting
Existing Zoning:	CI
Existing land use:	Vacant Land
Proposed land use:	Commercial
Gross and Net area:	1.95
Proposed number of lots:	2
Lot size:	Max: 23,881 square feet

Min.: 61,184 square feet

Parkland requirements: In accordance with 76-3-621(3)(c), MCA this subdivision is exempt from parkland dedication.

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

Consistency with the 2016 City of Billings Growth Policy, the 2014 Transportation Plan Update, the 2017 Billings Area Bikeway and Trail Master Plan Update are discussed within the Findings of Fact.

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

Staff recommends conditional approval of the preliminary plat of Shiloh Crossing Subdivision, Amended Lot 4C, Block 1, to the City Council, and adoption the Findings of Fact as presented in the staff report.

Pursuant to Section 76-3-608(4), MCA, the following conditions are recommended to reasonably minimize potential adverse impacts identified within the Findings of Fact:

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. To limit the impact to local services, a complete stormwater management plan shall be submitted to the City Engineering Division for review and approval at the time of lot development.
3. To ensure public safety and proper placement of USPS postal boxes, prior to final plat approval the applicant will coordinate placement of postal boxes with the USPS and provide a letter from them stating the proposed location is acceptable to the USPS.
4. 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.
5. 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

Proposed Plat
Findings of Fact
Mayor's Approval Letter

PEC STANDARD.CTB

6/29/2017 10:38:52 AM

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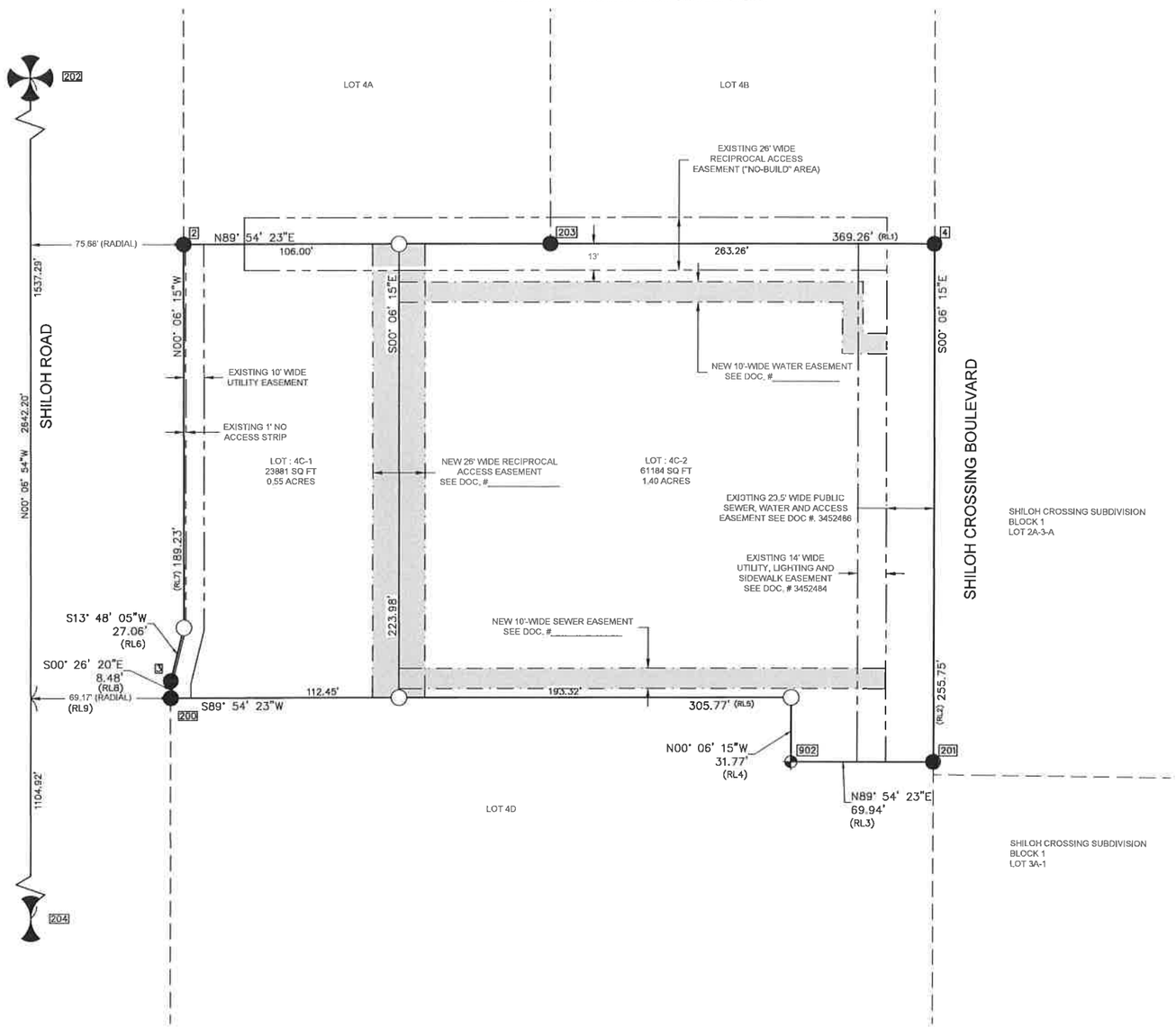
FINAL PLAT OF
AMENDED LOT 4C, BLOCK 1 OF

SHILOH CROSSING SUBDIVISION

SITUATED IN THE NW1/4 OF SECTION 14, TOWNSHIP 01 SOUTH, RANGE 25 EAST,
P.M.M., CITY OF BILLINGS, YELLOWSTONE COUNTY, MONTANA

PREPARED FOR: WESTERN SKY VENTURES, LLC
PREPARED BY: PERFORMANCE ENGINEERING & CONSULTING

DATE: JUNE 2017



LEGEND

123	POINT LABEL - SEE TABLE FOR MORE INFORMATION
(RL1)	RECORD LINE LENGTH LABEL - SEE TABLE FOR MORE INFORMATION
	FOUND MONUMENT AS NOTED
	SET 18" x 5/8" REBAR WITH YELLOW PLASTIC CAP MARKED PEC 29090LS BILLINGS MT
	SET MONUMENT AS DESCRIBED IN POINTS TABLE
	EXISTING EASEMENT
	NEW EASEMENT

Points Table

Point	Description and notes
2	FOUND REBAR WITH ENG, INC. PLASTIC CAP
3	FOUND 5/8IN BALD REBAR
4	FOUND 5/8IN BALD REBAR
200	FOUND SAND, STEW, PLASTIC CAP, 8377LS
201	FOUND SAND, STEW, PLASTIC CAP, 8377LS
202	FOUND AL. PIPE MONUMENT AS DESCRIBED BY INGRAHAM CORNER REC.
203	FOUND 5/8IN BALD REBAR
204	FOUND AL. PIPE MONUMENT AS DESCRIBED BY INGRAHAM CORNER REC.
901	SET 5/8IN REBAR AND CAP MARKED PEC 29090LS BILLINGS MT
902	SET MAG NAIL WITH WASHER IN PAVEMENT
903	SET 5/8IN REBAR AND CAP MARKED PEC 29090LS BILLINGS MT

Record Line Information Table
Amended Plat of Lot 4, Blk. 1, Shiloh Crossing Subd.

Line tag	Record distance
RL1	369.26'
RL2	255.84'
RL3	70.00'
RL4	31.88'
RL5	305.71'
RL6	27.01'
RL7	189.23'
RL8	8.46'
RL9	69.01'

CERTIFICATE OF DEDICATION AND LEGAL DESCRIPTION

I hereby certify that I have caused to be surveyed, subdivided and platted into lots a tract of land situated in the NW 1/4 of Section 14, Township 1 South, Range 25 East, P.M.M., Yellowstone County, Montana, said tract being more particularly described as follows:

Lot 4C, Block 1, of the Amended Plat of Lot 4, Block1, Shiloh Crossing Subdivision, according to the official plat on file with the Yellowstone County Clerk and Recorder's office, under Document No. 3473361. Said tract contains a gross area of 1.96 acres, more or less, and is subject to all right-of-ways and easements shown, existing, or of record.

Further, I hereby grant 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 easements to have and hold forever.

Further, I hereby certify that no parkland dedication is required for this non-residential subdivision, pursuant to 76-3-621(3)(b), M.C.A.

Said tract is to be known and designated as the Amended Plat of Lot 4C, Block 1 of SHILOH CROSSING SUBDIVISION.

_____
Printed Name / Title, Western Sky Ventures LLC.

_____
Signature

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 _____, _____ of Western Sky Ventures, LLC, known to me to be the persons who signed the forgoing 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 Amended Plat of Lot 4C, Block 1 of Shiloh Crossing Subdivision has been examined and found to conform to the law. Said plat is hereby approved.

By: _____ _____
Mayor Date

Attest: _____ _____
City Clerk Date

CERTIFICATE OF SURVEYOR

I, the undersigned Zachary Hassler, a registered land surveyor, do hereby certify that this survey was done by me or under my direct supervision.

Dated this_____day of_____, 20_____.

_____
Zachary Hassler, 29090 LS

ERRORS AND OMISSIONS REVIEW

I hereby certify that I have examined this plat for errors and omissions in computations and drafting.

_____ _____
Examining Land Surveyor Date

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 _____

CERTIFICATE OF CITY ENGINEER'S OFFICE

I hereby certify that I have examined this plat and found that it conforms with 76-4-125(2)(d), MCA. 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_____.

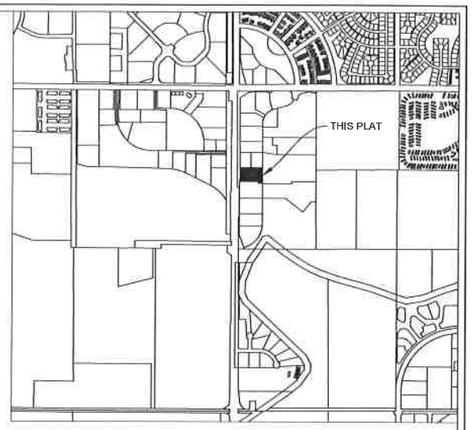
_____
City Engineer's Office

CERTIFICATE OF PLANNING BOARD APPROVAL

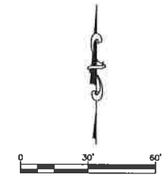
This plat has been approved for filing by the Yellowstone County Board of Planning and conforms to the recommendations of this board.

_____ _____
Date President

_____
Executive Secretary



VICINITY MAP
NOT TO SCALE



BASIS OF BEARINGS: NORTH LINE OF LOT 4C OF THE AMENDED PLAT OF LOT 4, BLOCK 1, SHILOH CROSSING SUBDIVISION.

CLERK AND RECORDER INFORMATION

CONSENT OF PLATTING
Document No. _____

RELEASE OF SANITARY RESTRICTIONS
Document No. _____

SUBDIVISION IMPROVEMENTS AGREEMENT
Document No. _____

UTILITY/STORMWATER EASEMENT AGREEMENT
Document No. _____

PROJECT TITLE:
SHILOH CROSSING SUBDIVISON LOT 4C AMD.

REVISIONS	
DATE	BY
17-031	

7100 COMMERCIAL AVE, SUITE 4 OFFICE - 406-384-0080
BILLINGS, MT 59101 www.performance-ec.com

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PERFORMANCE ENGINEERING & CONSULTING

DRAWN BY JAS | CHECKED BY ZH | DATE 06/15/17

SHEET
1 of 1

Shiloh Crossing Subdivision
Subsequent Minor Plat of
Amended Lot 4C, Block 1

FINDINGS OF FACT

The Planning staff has prepared the Findings of Fact for the preliminary plat of Shiloh Crossing Subdivision, Lot 4C, Block 1. 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. It is currently a vacant lot with no improvements on it, the owners are proposing to create two lots for infill development. The proposal may help alleviate development pressure on existing agricultural areas by creating additional lots in 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. The lots will be serviced by an existing water main located in Shiloh Crossing Blvd. When the lots develop any applicable fees will be paid at that time. 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 in sewer main located in Shiloh Crossing Blvd. When the new lots develop any applicable fees will be paid at that time. 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. **(Condition #2)**

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 proposed subdivision fronts Shiloh Crossing Blvd., a private road 44 feet wide. No additional right of way is required for the street.

e. **Emergency services** - The Billings Police and Fire Departments will respond to emergencies within the proposed subdivision. The nearest Fire Station is located at 1928 17th Street West (Station #5). The subdivision is located within the ambulance service area of American Medical Response. Minimum requirements detailed under section IV in the SIA.

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 either a Central Box Unit CBU or individual curb side delivery box on 12th Avenue North located where the carrier does not have to exit vehicle to access boxes. It is recommended the applicant contact the USPS to coordinate the location of boxes. **(Condition #3)**

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 City of Billings 2016 Growth Policy, , the 2014 Billings Urban Area Long Range Transportation Plan, and the 2017 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):** 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. 2017 Billings Area Bikeway and Trail Master Plan

The Billings Area Bikeway and Trail Master Plan covers this area. The trail system plan identifies the west side of Shiloh Road, Hogan Slough, and BBWA canal as routes for segment of the multiuse trail. No segment of the trail is located in Amended Lot 4C, therefore, no new improvements will be required with this subdivision to meet the BABTMP recommendations.

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 Controlled Industrial 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. **(Condition #1)**

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 Lot 4C-1 will be provided with the Reciprocal Access Easement Agreement previously recorded. Access to Lot 4C-2 will be provided directly from Shiloh Crossing Blvd. Reciprocal access easement documents will be submitted and recorded with the final plat documents.

CONCLUSIONS OF FINDING OF FACT

- The preliminary plat for the Amended Lot 4C, Block 1, of Shiloh Crossing Subdivision, 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 Transportation Plan or the Billings Area 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, August 28, 2017

_____

Thomas W. Hanel, Mayor

CITY OF BILLINGS

THOMAS W. HANEL, MAYOR

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

August 28, 2017

Western Sky Ventures, LLC
P.O. Box 81105
Billings, MT 59108

Dear Applicant:

On August 28, 2017, the Billings City Council conditionally approved the preliminary plat of the Amended Lot 4C, Block 1 of Shiloh Crossing Subdivision, 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. To limit the impact to local services, a complete stormwater management plan shall be submitted to the City Engineering Division for review and approval at the time of lot development.
3. To ensure public safety and proper placement of USPS postal boxes, prior to final plat approval the applicant will coordinate placement of postal boxes with the USPS and provide a letter from them stating the proposed location is acceptable to the USPS.
4. 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.
5. 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.

Should you have questions please contact the Karen Husman at (406) 247-8684 or by email at husmank@ci.billings.mt.us .

Sincerely,

_____
Thomas W. Hanel, Mayor

Pc; PEC

Consent **1. O. 1.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Payment of Claims July 31, 2017

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

Claims in the amount of $5,486,706.24 have been audited and are presented for City Council payment approval. A complete listing of the claims dated July 31, 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_7.31.2017

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806191	Airgas Ncn	Wastewater	$2,922.11	Docking station monitor
07/31/2017	806194	American Title & Escrow	CDBG	$15,000.00	FTHB Kellen Backbone purchasing 2156 Pueblo Drive
07/31/2017	806195	Applied Industrial Technologies	Water	$4,099.51	SYSTEMS PO NUM 303573
07/31/2017	806197	Associated Construction Eng	Wastewater	$11,029.20	WO 17-20 Lift Station Backup Power
07/31/2017	806199	Beartooth Environmental, Inc.	Solid Waste	$2,750.75	Hazardous Waste Removal
07/31/2017	806204	Billings Community Cable	General	$400.00	Work Session April - June 2017
07/31/2017	806204	Billings Community Cable	General	$25,000.00	Quarterly Disbursement July 1, 2017
07/31/2017	806209	Billings Tourism	Tourism BID #2	$61,282.00	TBID
07/31/2017	806214	Business Tax Section	Airport	$222.76	PFC Pond D Storm Water Detention & Conveyance
07/31/2017	806214	Business Tax Section	Airport	$50.00	Retainage Release
07/31/2017	806214	Business Tax Section	Airport	$300.00	Retainage Release
07/31/2017	806214	Business Tax Section	Water	$500.46	WO 15-10 WTP Chemical Bldg/Disinfection
07/31/2017	806214	Business Tax Section	Wastewater	$23,399.35	WO 14-11 Water Reclamation Facility Nutrient Upgrade
07/31/2017	806214	Business Tax Section	Water	$552.50	WO 16-07 Interstate 90 Water Main Crossing Project
07/31/2017	806214	Business Tax Section	Arterial Streets	$1,218.81	WO 16-09 Grand Ave (48th St W to 58th St W)
07/31/2017	806214	Business Tax Section	Gas Tax	$126.99	WO1603 Contract #2 City Overlay
07/31/2017	806214	Business Tax Section	Solid Waste	$16.91	WO 17-10 Landfill Main Access Road Digout
07/31/2017	806214	Business Tax Section	Water	$1,826.19	WO 17-01 2017 Water & Sewer Sch 3
07/31/2017	806214	Business Tax Section	Airport	$1.98	AIP 52 Pond D Storm Water Detention & Conveyance
07/31/2017	806214	Business Tax Section	Airport	$275.87	AIP-55 Runway 10R/28L Shift - Local Share
07/31/2017	806214	Business Tax Section	Water	$143.56	WO 15-10 WTP Chemical Bldg/Disinfection, Change
07/31/2017	806214	Business Tax Section	Wastewater	$5,762.00	WO 17-01 2017 Water & Sewer Sch 3
07/31/2017	806214	Business Tax Section	Wastewater	$87.35	WO 16-09 Grand Ave (48th St W to 58th St W)
07/31/2017	806214	Business Tax Section	Airport	$17.83	AIP 52 Pond D Storm Water Detention & Conveyance
07/31/2017	806214	Business Tax Section	Airport	$2,482.83	AIP-55 Runway 10R/28L Shift - Federal Share
07/31/2017	806214	Business Tax Section	Gas Tax	$4,205.77	WO 16-09 Grand Ave (48th St W to 58th St W)
07/31/2017	806214	Business Tax Section	Water	$133.60	WO 15-10 WTP Chemical Bldg/Disinfection; CO#2
07/31/2017	806214	Business Tax Section	Water	$942.20	WO 15-10 WTP Chemical Bldg/Disinfection; Change
07/31/2017	806217	Chicago Title of Montana LLC	CDBG	$15,000.00	FTHB John Crane 735 Howard Avenue
07/31/2017	806218	Chicago Title of Montana LLC	CDBG	$15,000.00	FTHB Dawn Wilson 331 Howard Avenue
07/31/2017	806219	Chicago Title of Montana LLC	CDBG	$15,000.00	FTHB Alan Patterson 715 6th Street West
07/31/2017	806225	Cop Construction Co	Airport	$22,053.24	PFC - Pond D Storm Water Detention & Conveyance
07/31/2017	806225	Cop Construction Co	Airport	$1,765.22	AIP 52 Pond D Storm Water Detention & Conveyance
07/31/2017	806225	Cop Construction Co	Wastewater	$570,437.90	WO 17-01 20174 Water & Sewer Sch 3
07/31/2017	806225	Cop Construction Co	Water	$14,212.07	WO 15-10 WTP Chemical Bldg/Disinfection, Change
07/31/2017	806225	Cop Construction Co	Airport	$196.14	AIP 52 Pond D Storm Water Detention & Conveyance
07/31/2017	806225	Cop Construction Co	Water	$180,792.81	WO 17-01 20174 Water & Sewer Sch 3
07/31/2017	806225	Cop Construction Co	Water	$49,545.99	WO 15-10 WTP Chemical Bldg/Disinfection
07/31/2017	806225	Cop Construction Co	Airport	$4,950.00	Retainage Release
07/31/2017	806225	Cop Construction Co	Airport	$29,700.00	Retainage Release
07/31/2017	806225	Cop Construction Co	Water	$93,278.52	WO 15-10 WTP Chemical Bldg/Disinfection; Change

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806225	Cop Construction Co	Water	$13,225.91	WO 15-10 WTP Chemical Bldg/Disinfection; CO#2
07/31/2017	806230	Crescent Electric Supply	Street/Traffic Oper	$486.78	signal clamp
07/31/2017	806230	Crescent Electric Supply	Street/Traffic Oper	$76.77	skotchkote/misc electrical supplies for lights
07/31/2017	806230	Crescent Electric Supply	Street/Traffic Oper	$56.00	40 and 60amp breakers for signal
07/31/2017	806230	Crescent Electric Supply	Street/Traffic Oper	$138.14	connectors/butt sleeves
07/31/2017	806230	Crescent Electric Supply	Wastewater	$67.74	Control Power Wemco Pump
07/31/2017	806230	Crescent Electric Supply	Water	$3,500.00	ac unit replacement side mount
07/31/2017	806231	CTA Inc	EOC 911	$66,134.18	911 Center Architect and Engineering Services W.O. 16-
07/31/2017	806237	Dixie Petro-Chem	Water	$3,192.00	WATER PARTS AND SUPPLIES PO NUM 303564
07/31/2017	806237	Dixie Petro-Chem	Water	$3,192.00	WATER PARTS AND SUPPLIES PO NUM 303566
07/31/2017	806238	DOWL	Gas Tax	$950.00	WO 17-03 2017 Street Maintenance Program
07/31/2017	806238	DOWL	Water	$61,914.60	WO 17-01 2017 Water & Sewer Project-Sch 1
07/31/2017	806239	Downtown Billings BID, Inc.	Downtown BID	$8,314.37	BID 1
07/31/2017	806241	Dustbusters	Street/Traffic Oper	$9,621.44	dust suppressant for gravel streets
07/31/2017	806249	First Montana Title Co	CDBG	$15,000.00	FTHB Melissa Haines purchasing 826 Steffanich Drive
07/31/2017	806250	First Montana Title Co	CDBG	$15,000.00	FTHB Tricia Hergett purchasing 931 North 24th
07/31/2017	806251	First Montana Title Co	CDBG	$15,000.00	FTHB Sarah and Vince Widener 2134 Largo Circle
07/31/2017	806252	Fischer Commercial Flooring	Tax Increment South	$51,196.00	926 - TIF reimbursement
07/31/2017	806253	G & J Enterprises	Transit	$614.40	AUTO &TRUCK MAINT.ITEMS
07/31/2017	806253	G & J Enterprises	Transit	$1,449.54	AUTO &TRUCK MAINT.ITEMS
07/31/2017	806253	G & J Enterprises	Transit	$803.76	BUS MET PO NUM 303635
07/31/2017	806259	Hansers Automotive	General	$2,666.93	RR003483
07/31/2017	806262	HDR, Inc.	Water	$3,115.76	WO 15-10 WTP Chemical Building/Disinfection
07/31/2017	806262	HDR, Inc.	Water	$5,625.15	WO 15-21 Logan Reservoir/Pump Station
07/31/2017	806263	High Point Networks LLC	Information Resources	$16,953.35	1-210-ADBC, R730XD Dual Intel Xeon. with 5year 5x10
07/31/2017	806267	I-State Truck, Inc.	Street/Traffic Oper	$565.27	C251224786.01
07/31/2017	806267	I-State Truck, Inc.	Solid Waste	$301,440.00	Schedule IV Two new tandem conventional cab, 2017 or
07/31/2017	806270	Inland Truck Parts Co	Water	$75.00	1-52956
07/31/2017	806270	Inland Truck Parts Co	Water	$2,550.00	1-52956
07/31/2017	806271	Integrated Information Solutions Inc.	Information Resources	$8,913.00	9406 Model 520 SN/7054D 1 year IBM 24X7 Hardware
07/31/2017	806276	Jay's Waterline Repair	Water	$3,500.00	2520 Grand repair
07/31/2017	806281	Kadrmas Lee & Jackson	Storm Sewer	$35,060.00	WO 17-07 Hilltop Rd & Aronson Ave Storm Drain
07/31/2017	806281	Kadrmas Lee & Jackson	Water	$16,311.24	WO 15-18 WTP Clearwell No. 2 Re-coat
07/31/2017	806285	Kinkaid Civil Construction LLC	Water	$54,697.83	WO 16-07 Interstate 90 Water Main Crossing Project
07/31/2017	806286	Knife River (JTL Group Inc.)	Arterial Streets	$120,662.64	WO 16-09 Grand Ave (48th St W to 58th St W)
07/31/2017	806286	Knife River (JTL Group Inc.)	Airport	$245,799.90	Runway 10R/28L Shift - Federal Share
07/31/2017	806286	Knife River (JTL Group Inc.)	Gas Tax	$12,571.41	WO1603 Contract #2 City Overlay
07/31/2017	806286	Knife River (JTL Group Inc.)	Wastewater	$8,647.65	WO 16-09 Grand Ave (48th St W to 58th St W)
07/31/2017	806286	Knife River (JTL Group Inc.)	Airport	$27,311.10	Runway 10R/28L Shift - Local Share
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$386.64	3" crushed base
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$508.45	3" crushed base

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$2,075.49	3" crushed base
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$478.85	asphalt
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$8,303.93	asphalt for sierra grande
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$23,397.16	asphalt for sierra grande
07/31/2017	806286	Knife River (JTL Group Inc.)	Street/Traffic Oper	$61.18	1 1/2" crushed base
07/31/2017	806286	Knife River (JTL Group Inc.)	Park District 1	$654.00	Concrete for High Sierra disk golf baskets
07/31/2017	806286	Knife River (JTL Group Inc.)	Gas Tax	$416,370.83	WO 16-09 Grand Ave (48th St W to 58th St W)
07/31/2017	806296	Mercer Group The	General	$5,000.00	Consultant Agreement for City Administrator Search
07/31/2017	806299	Montana Dakota Utilities Co	CDBG	$7.85	FORECLOSURE Program - 244 Terry Ave
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$13.66	AV UV building
07/31/2017	806299	Montana Dakota Utilities Co	Water	$17.75	010 490 1000 0
07/31/2017	806299	Montana Dakota Utilities Co	Public Safety	$14.60	062 907 9494 7
07/31/2017	806299	Montana Dakota Utilities Co	General	$393.08	061 943 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	Water	$14.24	110 490 1000 9
07/31/2017	806299	Montana Dakota Utilities Co	Facilities Mngmt	$24.74	130 733 1000 8
07/31/2017	806299	Montana Dakota Utilities Co	Public Safety	$350.63	169 233 1000 3
07/31/2017	806299	Montana Dakota Utilities Co	Water	$13.66	210 490 1000 8
07/31/2017	806299	Montana Dakota Utilities Co	Library	$177.95	219 924 4851 0
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$985.30	293 780 1000 2
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$1,970.61	293 780 1000 2
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$985.30	293 780 1000 2
07/31/2017	806299	Montana Dakota Utilities Co	Water	$373.13	310 490 1000 7
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$124.38	310 490 1000 7
07/31/2017	806299	Montana Dakota Utilities Co	General	$17.17	371 101 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	Water	$52.86	410 490 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$17.61	410 490 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	General	$29.77	437 780 1000 9
07/31/2017	806299	Montana Dakota Utilities Co	Public Safety	$59.98	442 190 1000 4
07/31/2017	806299	Montana Dakota Utilities Co	Water	$113.65	500 490 1000 7
07/31/2017	806299	Montana Dakota Utilities Co	Water	$14.24	510 490 1000 5
07/31/2017	806299	Montana Dakota Utilities Co	Public Safety	$14.60	514 117 0478 9
07/31/2017	806299	Montana Dakota Utilities Co	Water	$13.66	527 033 1000 4
07/31/2017	806299	Montana Dakota Utilities Co	Public Safety	$61.28	533 653 1000 1
07/31/2017	806299	Montana Dakota Utilities Co	Water	$13.66	566 923 1000 8
07/31/2017	806299	Montana Dakota Utilities Co	P.W. Admin	$21.48	595 373 1000 1
07/31/2017	806299	Montana Dakota Utilities Co	Engineering	$32.23	595 373 1000 1
07/31/2017	806299	Montana Dakota Utilities Co	Water	$6.83	600 490 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	Water	$6.83	600 490 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	Water	$13.66	610 490 1000 4
07/31/2017	806299	Montana Dakota Utilities Co	Water	$13.66	666 923 1000 7
07/31/2017	806299	Montana Dakota Utilities Co	Water	$19.49	700 490 1000 5

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806299	Montana Dakota Utilities Co	Parking	$15.18	717 353 1000 6
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$35.61	735 453 1000 2
07/31/2017	806299	Montana Dakota Utilities Co	Facilities Mngmt	$144.57	757 633 1000 2
07/31/2017	806299	Montana Dakota Utilities Co	Solid Waste	$13.66	770 390 1000 2
07/31/2017	806299	Montana Dakota Utilities Co	Parking	$15.18	799 152 1209 0
07/31/2017	806299	Montana Dakota Utilities Co	Water	$27.31	800 490 1000 4
07/31/2017	806299	Montana Dakota Utilities Co	Water	$13.66	832 001 1000 1
07/31/2017	806299	Montana Dakota Utilities Co	Wastewater	$29.06	868 563 1000 7
07/31/2017	806299	Montana Dakota Utilities Co	Public Safety	$44.37	885 880 1000 4
07/31/2017	806299	Montana Dakota Utilities Co	General	$21.83	927 890 1000 3
07/31/2017	806299	Montana Dakota Utilities Co	Facilities Mngmt	$312.12	929 780 1000 4
07/31/2017	806299	Montana Dakota Utilities Co	Transit	$356.47	962 880 1000 0
07/31/2017	806299	Montana Dakota Utilities Co	Facilities Mngmt	$79.23	989 733 1000 0
07/31/2017	806299	Montana Dakota Utilities Co	Facilities Mngmt	$64.65	993 733 1000 4
07/31/2017	806302	Morrison Maierle Inc	Airport	$4,865.39	Runway 10R/28L Shift Project - Local Share - CA
07/31/2017	806302	Morrison Maierle Inc	Airport	$1,817.36	AIP 52 Pond D Storm Water System - Local Share - CA
07/31/2017	806302	Morrison Maierle Inc	Airport	$43,788.56	Runway 10R/28L Shift Project - Federal Share - CA
07/31/2017	806302	Morrison Maierle Inc	Airport	$16,356.61	AIP 52 Pond D Storm Water System - Federal Share -
07/31/2017	806307	Municipal Code Corp	General	$4,400.00	Code Review
07/31/2017	806307	Municipal Code Corp	General	$1,200.00	Teleconference Fees $150 up to $1,200
07/31/2017	806311	Network Information Systems	Solid Waste	$4,729.00	Wireless Network installed at Landfill
07/31/2017	806312	NorMont Equipment Company	Water	$310.56	SYSTEMS PO NUM 303574
07/31/2017	806312	NorMont Equipment Company	Street/Traffic Oper	$3,425.27	telspar post for signs
07/31/2017	806312	NorMont Equipment Company	Street/Traffic Oper	$1,487.06	brooms for sweepers
07/31/2017	806315	NorthWestern Energy	General	$111.74	Electrical charges for Pioneer tennis courts
07/31/2017	806315	NorthWestern Energy	Wastewater	$155.73	Electricity EA
07/31/2017	806315	NorthWestern Energy	Water	$1,606.87	Airport Rd
07/31/2017	806315	NorthWestern Energy	Water	$6,080.15	2251 Belknap
07/31/2017	806315	NorthWestern Energy	Water	$154,030.50	2251 Belknap
07/31/2017	806315	NorthWestern Energy	Wastewater	$2,026.72	2251 Belknap
07/31/2017	806315	NorthWestern Energy	Wastewater	$70,196.13	725 US HWY 87
07/31/2017	806315	NorthWestern Energy	Water	$7,714.71	3116 17 ST West
07/31/2017	806315	NorthWestern Energy	Public Safety	$3,422.20	0100476-1: STATION #1 - MONTHLY ELECTRICAL
07/31/2017	806315	NorthWestern Energy	Facilities Mngmt	$7,830.90	0100507-3
07/31/2017	806315	NorthWestern Energy	Airport	$63.86	0719616-5. ARFF Facility Lights. July 2017
07/31/2017	806315	NorthWestern Energy	Airport	$13.53	0712799-6. IP-8. July 2017
07/31/2017	806315	NorthWestern Energy	Parking	$2,018.48	0720834-1
07/31/2017	806315	NorthWestern Energy	Airport	$285.18	0712792-1. IP-7. July 2017
07/31/2017	806315	NorthWestern Energy	Parking	$377.87	0720829-1
07/31/2017	806315	NorthWestern Energy	Parking	$944.63	1594282-4
07/31/2017	806315	NorthWestern Energy	P.W. Admin	$447.59	1741314-7

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806315	NorthWestern Energy	Engineering	$671.37	1741314-7
07/31/2017	806315	NorthWestern Energy	Transit	$115.51	1784756-7
07/31/2017	806315	NorthWestern Energy	Public Safety	$314.60	1984150-1
07/31/2017	806315	NorthWestern Energy	Public Safety	$384.90	1984155-0
07/31/2017	806315	NorthWestern Energy	Parking	$1,302.80	3067416-2
07/31/2017	806315	NorthWestern Energy	Parking	$113.16	3279035-4
07/31/2017	806315	NorthWestern Energy	General	$0.00	0723027-9
07/31/2017	806315	NorthWestern Energy	Parking	$1,135.12	1569636-2
07/31/2017	806315	NorthWestern Energy	Parks Maintenance	$202.24	1059093-3
07/31/2017	806315	NorthWestern Energy	General	$29.16	0789437-1
07/31/2017	806315	NorthWestern Energy	Street/Traffic Oper	$5.85	0723645-8
07/31/2017	806315	NorthWestern Energy	Street/Traffic Oper	$5.97	0723644-1
07/31/2017	806315	NorthWestern Energy	General	$823.07	0723170-7
07/31/2017	806315	NorthWestern Energy	General	$5.85	0723162-4
07/31/2017	806315	NorthWestern Energy	General	$7.35	0723090-7
07/31/2017	806315	NorthWestern Energy	General	$28.93	0723058-4
07/31/2017	806315	NorthWestern Energy	General	$24.41	0723057-6
07/31/2017	806315	NorthWestern Energy	General	$71.81	0723056-8
07/31/2017	806315	NorthWestern Energy	General	$10.99	0723055-0
07/31/2017	806315	NorthWestern Energy	General	$506.60	0723054-3
07/31/2017	806315	NorthWestern Energy	General	$70.63	0723052-7
07/31/2017	806315	NorthWestern Energy	General	$24.19	0723051-9
07/31/2017	806315	NorthWestern Energy	General	$183.29	0723050-1
07/31/2017	806315	NorthWestern Energy	General	$114.60	0723048-5
07/31/2017	806315	NorthWestern Energy	General	$795.60	0723044-4
07/31/2017	806315	NorthWestern Energy	General	$51.90	0723042-8
07/31/2017	806315	NorthWestern Energy	General	$32.58	0723038-6
07/31/2017	806315	NorthWestern Energy	General	$204.75	0723037-8
07/31/2017	806315	NorthWestern Energy	General	$7.31	0723036-0
07/31/2017	806315	NorthWestern Energy	General	$273.33	0723035-2
07/31/2017	806315	NorthWestern Energy	General	$263.32	0722933-9
07/31/2017	806315	NorthWestern Energy	General	$15.86	0722905-7
07/31/2017	806315	NorthWestern Energy	General	$40.44	0722293-8
07/31/2017	806315	NorthWestern Energy	General	$12.75	0722292-0
07/31/2017	806315	NorthWestern Energy	General	$13.77	0722269-8
07/31/2017	806315	NorthWestern Energy	General	$16.56	0722268-0
07/31/2017	806315	NorthWestern Energy	General	$72.28	0722266-4
07/31/2017	806315	NorthWestern Energy	General	$116.41	0722265-6
07/31/2017	806315	NorthWestern Energy	General	$77.25	0722263-1
07/31/2017	806315	NorthWestern Energy	General	$35.94	0722262-3
07/31/2017	806315	NorthWestern Energy	General	$63.82	0722261-5

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806315	NorthWestern Energy	General	$344.15	0722260-7
07/31/2017	806315	NorthWestern Energy	General	$483.43	0722257-3
07/31/2017	806315	NorthWestern Energy	General	$99.43	0722255-7
07/31/2017	806315	NorthWestern Energy	General	$0.10	0722254-0
07/31/2017	806315	NorthWestern Energy	General	$327.00	0722251-6
07/31/2017	806315	NorthWestern Energy	Airport	$49.76	0712817-6. IP-House. July 2017
07/31/2017	806315	NorthWestern Energy	General	$5.85	0722247-4
07/31/2017	806315	NorthWestern Energy	Airport	$73.95	0712809-3. IP-11 Alpine Maintenance. July 2017
07/31/2017	806315	NorthWestern Energy	General	$6.09	0722237-5
07/31/2017	806315	NorthWestern Energy	Airport	$1,260.05	0712800-2. IP-9. July 2017
07/31/2017	806315	NorthWestern Energy	Radio	$163.77	0721580-9
07/31/2017	806318	Permanent Exteriors	Sidewalk Debt Svc	$40,000.00	Permanent Exteriors Bid Deposit Refund - Terminal
07/31/2017	806321	Polydyne Inc	Wastewater	$4,004.00	Flosperes 30
07/31/2017	806323	Pro Pump & Equipment	Park District 1	$2,800.00	Songbird community garden well
07/31/2017	806329	S & S Machine Inc	Water	$2,744.00	Thomas #4 Repair
07/31/2017	806330	Sanderson Stewart	Wastewater	$20,018.63	2017 Water & Sewer Project - Sch 3
07/31/2017	806330	Sanderson Stewart	Water	$19,064.98	2017 Water & Sewer Project - Sch 3
07/31/2017	806335	SHI International Corp	Information Resources	$4,837.60	2-MS SQL Server 2016 Standard Core License-2Cores
07/31/2017	806335	SHI International Corp	Water	$144.18	Annual Veritas Backup License renewal
07/31/2017	806335	SHI International Corp	Wastewater	$685.54	1-MS Office Pro, Karen Weber 1-MS Office Pro, Rich
07/31/2017	806335	SHI International Corp	Public Safety	$342.77	1-MS Office Professional-Fire Station #6 Radio Laptop
07/31/2017	806335	SHI International Corp	Wastewater	$96.12	Annual Veritas Backup License renewal
07/31/2017	806335	SHI International Corp	Information Resources	$3,283.59	Annual Veritas Backup License renewal
07/31/2017	806335	SHI International Corp	Water	$144.18	Annual Veritas Backup License renewal
07/31/2017	806335	SHI International Corp	Wastewater	$96.12	Annual Veritas Backup License renewal
07/31/2017	806340	Skycon Inc	Airport	$3,645.00	Invoice #1260. Hoist for Jet Bridge A-3 Bag Buddy
07/31/2017	806341	Sletten Construction Company	Wastewater	$2,316,535.65	WO 14-11 Water Reclamation Facility Nutrient Upgrade
07/31/2017	806345	Stewart Title Company	CDBG	$15,000.00	FTHB Nickalas Miles purchasing 1026 Evergreen Drive
07/31/2017	806346	Stewart Title Company	CDBG	$15,000.00	FTHB Sherree Cruse 4228 Bruce Avenue
07/31/2017	806348	Sunset Excavation	Water	$4,750.00	leaking emergency repair 202 Burlington
07/31/2017	806356	Town & Country Supply Association	Airport	$16,990.68	Invoice #301142. QTA Car Rental Fuel
07/31/2017	806356	Town & Country Supply Association	Transit	$10,169.40	300357 PO NUM 303590
07/31/2017	806356	Town & Country Supply Association	Public Safety	$698.24	300913: FIRE 5 DIESEL DELIVERED 07-22-2017
07/31/2017	806356	Town & Country Supply Association	Fleet	$21,841.13	301132 PO NUM 303660
07/31/2017	806356	Town & Country Supply Association	Water	$90.00	WATER PARTS AND SUPPLIES PO NUM 303594
07/31/2017	806356	Town & Country Supply Association	Public Safety	$471.31	300915: FIRE 1 DIESEL DELIVERED 7/22/2017
07/31/2017	806356	Town & Country Supply Association	Public Safety	$305.48	300914: FIRE 3 DIESEL DELIVERED 7/22/2017
07/31/2017	806356	Town & Country Supply Association	Public Safety	$183.29	300916: FIRE 6 DIESEL DELIVERED 07/22/2017
07/31/2017	806357	Tractor & Equipment Co.	Water	$238.32	WATER PARTS AND SUPPLIES PO NUM 303611
07/31/2017	806357	Tractor & Equipment Co.	Solid Waste	$1,149.60	Truck parts
07/31/2017	806357	Tractor & Equipment Co.	Solid Waste	$4,202.43	Vehicle parts

Check Date	Check #	Name	Fund Name	Amount	Item Desc
07/31/2017	806357	Tractor & Equipment Co.	Solid Waste	$38.56	Parts for Landfill equipment
07/31/2017	806357	Tractor & Equipment Co.	Solid Waste	$41.21	Parts for Landfill equipment
07/31/2017	806357	Tractor & Equipment Co.	Solid Waste	$132.26	Parts for Landfill equipment
07/31/2017	806357	Tractor & Equipment Co.	Solid Waste	$231.15	Parts for Landfill equipment
07/31/2017	806361	Ultramax	Public Safety	$4,065.00	308 Tact Tip Ammo, Item #LE308TTZ
07/31/2017	806372	Yellowstone County Sheriffs Office	Police Programs	$4,440.58	10-FBI-005583.
07/31/2017	806372	Yellowstone County Sheriffs Office	Police Programs	$1,057.68	16-DEA-622416
07/31/2017	806372	Yellowstone County Sheriffs Office	Police Programs	$324.52	2016-06-26-2310.

Consent **1. O. 2.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Payment of Claims August 7, 2017

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

Claims in the amount of $1,109,229.63 have been audited and are presented for City Council payment approval. A complete listing of the claims dated August 7, 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_8.7.2017

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806378	Ace Electric Inc	Water	$3,150.00	Repair conduit/wire
08/07/2017	806378	Ace Electric Inc	Wastewater	$1,050.00	Repair conduit/wire
08/07/2017	806378	Ace Electric Inc	Solid Waste	$164.00	Repaired the CNG Station
08/07/2017	806378	Ace Electric Inc	P.W. Admin	$32.80	Electrical work
08/07/2017	806378	Ace Electric Inc	Engineering	$49.20	Electrical work
08/07/2017	806382	Air Controls-Billings Inc	Wastewater	$592.09	admin building service call
08/07/2017	806382	Air Controls-Billings Inc	Water	$1,992.92	SERVICE CALL 06.22.2017
08/07/2017	806382	Air Controls-Billings Inc	Water	$481.42	service call electrical room
08/07/2017	806389	Arrow Striping & Manufacturing Inc	Street/Traffic Oper	$3,600.00	glass beads for painting
08/07/2017	806395	Beartooth Environmental, Inc.	Solid Waste	$4,495.00	Hazardous waste removal
08/07/2017	806398	Big Sky Floral Supply LLC	Tax Increment N 27th	$33,271.00	Big Sky Floral TIF reimbursement
08/07/2017	806399	Big Sky Linen & Uniform	Water	$239.04	uniforms
08/07/2017	806399	Big Sky Linen & Uniform	Water	$37.44	uniforms
08/07/2017	806399	Big Sky Linen & Uniform	Water	$905.18	uniforms
08/07/2017	806399	Big Sky Linen & Uniform	Water	$390.60	uniforms
08/07/2017	806399	Big Sky Linen & Uniform	Wastewater	$11.52	uniforms
08/07/2017	806399	Big Sky Linen & Uniform	Wastewater	$723.78	uniforms
08/07/2017	806399	Big Sky Linen & Uniform	Wastewater	$260.40	uniforms
08/07/2017	806402	Billings Depot Inc	P.W. Admin	$2,824.33	August 2017 CAMs, Property Tax,
08/07/2017	806402	Billings Depot Inc	Engineering	$11,297.34	August 2017 CAMs, Property Tax,
08/07/2017	806412	Broadway Property Management	Police Programs	$2,674.56	Target Investments rent
08/07/2017	806415	Business Tax Section	Water	$1,920.53	WO 15-18 WTP Clearwell No.2
08/07/2017	806415	Business Tax Section	Airport	$80.20	AIP 53 Concourse B Upgrades
08/07/2017	806415	Business Tax Section	Airport	$721.80	AIP 53 Concourse B
08/07/2017	806419	Century Link	Airport	$36.52	406-245-1044 Airport Terminal
08/07/2017	806419	Century Link	Parking	$49.06	406-252-2041 Park 2 Elevator
08/07/2017	806419	Century Link	Transit	$50.45	406-245-1789 Transit STS
08/07/2017	806419	Century Link	Fleet	$52.69	406-256-5047 Motor Pool
08/07/2017	806419	Century Link	Transit	$50.45	406-254-7038 MET Transit
08/07/2017	806419	Century Link	General	$51.42	406-652-5507 Parks
08/07/2017	806419	Century Link	Airport	$98.12	406-252-9412 Airport
08/07/2017	806419	Century Link	General	$49.06	406-652-0269 Cemetery FAX Line
08/07/2017	806419	Century Link	Solid Waste	$114.78	406-245-9820 Solid Waste Landfil
08/07/2017	806419	Century Link	Airport	$51.29	406-256-7070 Airport
08/07/2017	806419	Century Link	Street/Traffic Oper	$36.52	406-245-9906 PW Traffic
08/07/2017	806419	Century Link	EOC 911	$49.06	406-651-0282 Fire 5 911 Line
08/07/2017	806419	Century Link	Solid Waste	$61.25	406-245-7193 Solid Waste Landfill
08/07/2017	806419	Century Link	Public Safety	$37.55	406-245-1743 Fire Elevator
08/07/2017	806419	Century Link	Information Resources	$37.16	406-245-4437 Kenco Security
08/07/2017	806419	Century Link	Telephone System	$56.31	406-245-1579 Library 6 lines (4)
08/07/2017	806419	Century Link	Library	$168.93	406-245-1579 Library 6 lines (4)

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806419	Century Link	EOC 911	$1.49	406-255-9702 E911 Backup Line 4
08/07/2017	806419	Century Link	Telephone System	$78.23	406-252-3774 BOC Measured
08/07/2017	806419	Century Link	Parking	$36.52	406-657-3054 Park 1 Elevator
08/07/2017	806419	Century Link	Public Safety	$36.54	406-245-6600 Crime Prevention
08/07/2017	806419	Century Link	Solid Waste	$50.45	406-256-7001 Solid Waste Scale
08/07/2017	806419	Century Link	Telephone System	$114.75	406-657-3009 PUD Measured Lines
08/07/2017	806419	Century Link	Telephone System	$75.10	406-248-3329 Airport Measured
08/07/2017	806419	Century Link	Airport	$62.79	406-252-0721 Airport 1FB Line
08/07/2017	806419	Century Link	City County Planning	$36.52	406-656-9604 Planning Traffic
08/07/2017	806419	Century Link	Telephone System	$2,718.62	406-657-8377 Main System
08/07/2017	806419	Century Link	Telephone System	$80.59	406-248-9124 Met Measured Lines
08/07/2017	806419	Century Link	Airport	$55.79	406-256-6014 Airport P9 Building
08/07/2017	806419	Century Link	City County Planning	$36.52	406-656-9578 Planning Traffic
08/07/2017	806419	Century Link	General	$36.52	406-657-3014 Parks 3890 Stillwater
08/07/2017	806419	Century Link	EOC 911	$7,311.86	406-255-9700 E911
08/07/2017	806419	Century Link	Street/Traffic Oper	$37.55	406-652-8104 PW Traffic Signal 24
08/07/2017	806419	Century Link	General	$40.28	406-652-8403 Stewart Park Batting
08/07/2017	806419	Century Link	Public Safety	$49.06	406-655-0728 Fire Maintenance
08/07/2017	806425	Coblaco Services Inc	Water	$190,131.77	WO 15-18 WTP Clearwell No.2
08/07/2017	806444	DC Frost Associates Inc	Wastewater	$3,222.80	Ballis kit
08/07/2017	806444	DC Frost Associates Inc	Wastewater	$3,727.69	lamps
08/07/2017	806446	Dell Computer L P	Public Safety	-$39.55	Credit Memo for Inv# I17-027306
08/07/2017	806446	Dell Computer L P	Wastewater	$1,433.76	1-Dell GO 5000 i5 processor 2-24"
08/07/2017	806446	Dell Computer L P	General	$1,267.34	1-Dell GO 5050 i7 Processor 1-24"
08/07/2017	806446	Dell Computer L P	Wastewater	$1,255.97	1-Dell GO 5000 i5 processor 1-24"
08/07/2017	806454	Emergency Medical Products, Inc.	Public Safety	$3,764.30	192187: EMS SUPPLIES
08/07/2017	806465	Gallagher Benefit Services Inc	City Health Ins Fund	$28,650.00	Inv. #120936 July-December 2017
08/07/2017	806467	General Contractors Construction Company Inc	Airport	$71,458.20	AIP 53 Concourse B Upgrades
08/07/2017	806467	General Contractors Construction Company Inc	Airport	$7,939.80	AIP 53 Concourse B Upgrades
08/07/2017	806478	HDR, Inc.	Water	$71,833.39	WO 16-98 2016 Integrated Water
08/07/2017	806481	High Point Networks LLC	Information Resources	$4,979.94	R-V-VASENT-VS-P01AR-00
08/07/2017	806481	High Point Networks LLC	Information Resources	$49,686.84	3-New Dell R620 Servers,
08/07/2017	806484	Iaff	Sidewalk Debt Svc	$4,640.90	Payroll Summary
08/07/2017	806485	Impact Plastics	Solid Waste	$2,701.58	Casters and rods for commercial
08/07/2017	806486	Industrial Communication & Electronics Bozeman INC	Public Safety	$760.00	GRILL LIGHTS
08/07/2017	806486	Industrial Communication & Electronics Bozeman INC	Public Safety	$588.00	INTERSECTION LIGHTS
08/07/2017	806486	Industrial Communication & Electronics Bozeman INC	Public Safety	$160.00	BRACKETS
08/07/2017	806486	Industrial Communication & Electronics Bozeman INC	Public Safety	$1,150.00	INSTALLATION
08/07/2017	806487	Ingram Library Services Inc.	Library	$8.97	99196169
08/07/2017	806487	Ingram Library Services Inc.	Library	$21.22	99196169
08/07/2017	806487	Ingram Library Services Inc.	Library	$10.19	99196168

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806487	Ingram Library Services Inc.	Library	$74.17	99196170
08/07/2017	806487	Ingram Library Services Inc.	Library	$31.46	99196170
08/07/2017	806487	Ingram Library Services Inc.	Library	$16.52	99196171
08/07/2017	806487	Ingram Library Services Inc.	Library	$22.00	99196171
08/07/2017	806487	Ingram Library Services Inc.	Library	$73.98	99196171
08/07/2017	806487	Ingram Library Services Inc.	Library	$11.95	99194637
08/07/2017	806487	Ingram Library Services Inc.	Library	$116.74	99194636
08/07/2017	806487	Ingram Library Services Inc.	Library	$3,044.27	99196173
08/07/2017	806487	Ingram Library Services Inc.	Library	$14.85	99196173
08/07/2017	806487	Ingram Library Services Inc.	Library	$389.71	99196172
08/07/2017	806487	Ingram Library Services Inc.	Library	$75.85	99208090
08/07/2017	806487	Ingram Library Services Inc.	Library	$4.79	99208090
08/07/2017	806487	Ingram Library Services Inc.	Library	$109.98	99208092
08/07/2017	806487	Ingram Library Services Inc.	Library	$673.90	99208092
08/07/2017	806487	Ingram Library Services Inc.	Library	$68.98	99208091
08/07/2017	806487	Ingram Library Services Inc.	Library	$75.40	99213708
08/07/2017	806487	Ingram Library Services Inc.	Library	$103.80	99298438
08/07/2017	806487	Ingram Library Services Inc.	Library	$11.37	99298438
08/07/2017	806487	Ingram Library Services Inc.	Library	$57.69	99298439
08/07/2017	806487	Ingram Library Services Inc.	Library	$29.40	99298439
08/07/2017	806487	Ingram Library Services Inc.	Library	$136.66	99298440
08/07/2017	806487	Ingram Library Services Inc.	Library	$487.99	99298441
08/07/2017	806487	Ingram Library Services Inc.	Library	$18.39	99298441
08/07/2017	806487	Ingram Library Services Inc.	Library	$105.37	99298442
08/07/2017	806487	Ingram Library Services Inc.	Library	$10.19	99298443
08/07/2017	806487	Ingram Library Services Inc.	Library	$15.59	99306519
08/07/2017	806487	Ingram Library Services Inc.	Library	$16.52	99306520
08/07/2017	806487	Ingram Library Services Inc.	Library	$11.20	99306520
08/07/2017	806487	Ingram Library Services Inc.	Library	$71.44	99306521
08/07/2017	806487	Ingram Library Services Inc.	Library	$5.39	99306521
08/07/2017	806487	Ingram Library Services Inc.	Library	$16.52	99306521
08/07/2017	806487	Ingram Library Services Inc.	Library	$21.99	99306522
08/07/2017	806487	Ingram Library Services Inc.	Library	$34.99	99306522
08/07/2017	806487	Ingram Library Services Inc.	Library	$41.23	99306525
08/07/2017	806487	Ingram Library Services Inc.	Library	$300.99	99306525
08/07/2017	806487	Ingram Library Services Inc.	Library	$18.89	99306524
08/07/2017	806487	Ingram Library Services Inc.	Library	$26.13	99306523
08/07/2017	806487	Ingram Library Services Inc.	Library	$13.74	99388131
08/07/2017	806487	Ingram Library Services Inc.	Library	$35.99	99388131
08/07/2017	806487	Ingram Library Services Inc.	Library	$9.59	99307515
08/07/2017	806487	Ingram Library Services Inc.	Library	$107.45	99307515

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806487	Ingram Library Services Inc.	Library	$6.00	99307515
08/07/2017	806487	Ingram Library Services Inc.	Library	$732.88	99306526
08/07/2017	806487	Ingram Library Services Inc.	Library	$480.49	99306526
08/07/2017	806487	Ingram Library Services Inc.	Library	$233.16	99306526
08/07/2017	806487	Ingram Library Services Inc.	Library	$8.24	99306526
08/07/2017	806487	Ingram Library Services Inc.	Library	$204.58	99306526
08/07/2017	806487	Ingram Library Services Inc.	Library	$37.99	99306526
08/07/2017	806487	Ingram Library Services Inc.	Library	$32.19	99390163
08/07/2017	806487	Ingram Library Services Inc.	Library	$26.99	99390163
08/07/2017	806487	Ingram Library Services Inc.	Library	$35.25	99390163
08/07/2017	806487	Ingram Library Services Inc.	Library	$813.60	99388140
08/07/2017	806487	Ingram Library Services Inc.	Library	$33.11	99388139
08/07/2017	806487	Ingram Library Services Inc.	Library	$363.64	99388138
08/07/2017	806487	Ingram Library Services Inc.	Library	$274.74	99388138
08/07/2017	806487	Ingram Library Services Inc.	Library	$140.45	99388138
08/07/2017	806487	Ingram Library Services Inc.	Library	$32.43	99388137
08/07/2017	806487	Ingram Library Services Inc.	Library	$33.99	99388136
08/07/2017	806487	Ingram Library Services Inc.	Library	$15.93	99388135
08/07/2017	806487	Ingram Library Services Inc.	Library	$10.02	99388133
08/07/2017	806487	Ingram Library Services Inc.	Library	$21.99	99388134
08/07/2017	806487	Ingram Library Services Inc.	Library	$71.49	99388134
08/07/2017	806487	Ingram Library Services Inc.	Library	$31.77	99388132
08/07/2017	806487	Ingram Library Services Inc.	Library	$48.57	99306527
08/07/2017	806488	Intermountain Sign & Safety Inc	Airport	$3,500.00	Invoice #7572. Friction Test On
08/07/2017	806505	Knife River (JTL Group Inc.)	Public Safety	$100.00	FIRE2: 1.5" WASHED ROCK
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$95.76	asphalt
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$227.43	asphalt
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$571.71	asphalt
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$807.12	asphalt
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$910.86	asphalt
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$1,743.06	asphalt
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$527.10	3" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$869.69	3" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$58.71	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$58.86	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$60.79	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$61.38	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$63.36	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$184.68	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$296.40	1 1/2" crushed base
08/07/2017	806505	Knife River (JTL Group Inc.)	Street/Traffic Oper	$305.87	1 1/2" crushed base

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806507	L N Curtis	Capital Replacement	$11,800.00	272100000 HURST
08/07/2017	806508	Laferriere	Tax Increment N 27th	$5,000.00	Laferriere TIF reimbursement
08/07/2017	806509	LandMark Spatial Solutions LLC	General	$4,647.90	Forestry supplies
08/07/2017	806522	Montana CSED	Sidewalk Debt Svc	$3,918.72	Payroll Summary
08/07/2017	806523	Montana Dakota Utilities CNG	Fleet	$8,104.50	081117 PO NUM 303668
08/07/2017	806527	Montana State Fireman's Assoc	Sidewalk Debt Svc	$3,875.85	Payroll Summary
08/07/2017	806531	MPPA Montana Police Protective Association	Sidewalk Debt Svc	$3,091.34	Payroll Summary
08/07/2017	806532	MT Waterworks	Water	$18.60	NONSTOCKING ITEMS-P.U.D.
08/07/2017	806532	MT Waterworks	Water	$342.98	SYSTEMS
08/07/2017	806532	MT Waterworks	Water	$6,200.00	WATER PARTS AND SUPPLIES
08/07/2017	806532	MT Waterworks	Water	$700.03	SYSTEMS PO NUM 303599
08/07/2017	806532	MT Waterworks	Water	$1,288.72	SYSTEMS PO NUM 303677
08/07/2017	806532	MT Waterworks	Water	$1,560.00	SYSTEMS PO NUM 303601
08/07/2017	806536	Norco Inc	Solid Waste	$4,986.75	Air Compressor fr the Landfill
08/07/2017	806538	NorthWestern Energy	Public Safety	$462.37	0100477-9: FIRE 6 MONTHLY
08/07/2017	806538	NorthWestern Energy	Airport	$26,011.19	0100482-9. Vault Main Acct.
08/07/2017	806538	NorthWestern Energy	Public Safety	$555.54	0712537-0
08/07/2017	806538	NorthWestern Energy	General	$1,696.70	Monthly electrical charges
08/07/2017	806538	NorthWestern Energy	Library	$9,867.16	Electric usage
08/07/2017	806538	NorthWestern Energy	Transit	$23.98	0712764-0
08/07/2017	806538	NorthWestern Energy	General	$102.32	0712683-2
08/07/2017	806538	NorthWestern Energy	Water	$9.45	0722249-0
08/07/2017	806538	NorthWestern Energy	Water	$1,948.11	0722252-4
08/07/2017	806538	NorthWestern Energy	Public Safety	$354.17	0720840-8
08/07/2017	806538	NorthWestern Energy	General	$92.09	0712539-6
08/07/2017	806538	NorthWestern Energy	General	$22.56	3020837-5
08/07/2017	806538	NorthWestern Energy	Street/Traffic Oper	$7.68	2047011-8
08/07/2017	806538	NorthWestern Energy	Street/Traffic Oper	$7.54	2047000-1
08/07/2017	806538	NorthWestern Energy	General	$23.42	1635289-0
08/07/2017	806538	NorthWestern Energy	General	$5.85	1230066-1
08/07/2017	806538	NorthWestern Energy	General	$1,240.99	1160780-1
08/07/2017	806538	NorthWestern Energy	General	$18.58	1141284-8
08/07/2017	806538	NorthWestern Energy	Radio	$180.07	1006915-1
08/07/2017	806538	NorthWestern Energy	General	$75.52	0920801-8
08/07/2017	806538	NorthWestern Energy	General	$5.85	0831702-6
08/07/2017	806538	NorthWestern Energy	Wastewater	$481.81	0723878-5
08/07/2017	806538	NorthWestern Energy	Wastewater	$90.28	0723383-6
08/07/2017	806538	NorthWestern Energy	Water	$3,933.26	0723043-6
08/07/2017	806548	Prorover	Cemetery Improvements	$4,900.00	Prorover MtV tree removal
08/07/2017	806559	SHI International Corp	Information Resources	$21,369.46	Microsoft renewal with Software
08/07/2017	806576	Town & Country Supply Association	Public Safety	$938.03	300974:FIRE1 UNLEADED

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806576	Town & Country Supply Association	Fleet	$22,526.55	30262 PO Number 303703
08/07/2017	806576	Town & Country Supply Association	Transit	$10,958.95	BUS MET PO NUM 303702
08/07/2017	806576	Town & Country Supply Association	Water	$305.48	WATER PARTS AND SUPPLIES
08/07/2017	806576	Town & Country Supply Association	Water	$192.02	WATER PARTS AND SUPPLIES
08/07/2017	806577	Tractor & Equipment Co.	Street/Traffic Oper	$4,949.00	rental of compactor for building
08/07/2017	806577	Tractor & Equipment Co.	Street/Traffic Oper	$125.00	rental pickup charge
08/07/2017	806577	Tractor & Equipment Co.	Solid Waste	$47.30	Parts for Landfill equipment
08/07/2017	806577	Tractor & Equipment Co.	Solid Waste	$198.39	Parts for Landfill equipment
08/07/2017	806577	Tractor & Equipment Co.	Solid Waste	$1,958.37	Parts for Landfill equipment
08/07/2017	806577	Tractor & Equipment Co.	Solid Waste	$2,647.64	Parts for Landfill equipment
08/07/2017	806577	Tractor & Equipment Co.	Street/Traffic Oper	$217.75	fuel on returned rental
08/07/2017	ACH	U.S. Bank PCards	Information Resources	$42.98	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$1,131.53	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$8.99	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$344.38	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$88.88	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$116.39	Brodart Supplies - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.97	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$347.30	Bruco - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.80	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$100.00	City Towing - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$7.98	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$898.00	Creative Monograms Smb - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$9.94	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$16.00	Creative Monograms Smb - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$17.75	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,138.46	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$8.95	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$109.06	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$17.99	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$109.06	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$10.29	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$103.42	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$5.88	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$18.06	Ebsco Info Service Bhm - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$61.72	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$136.68	Econo Print - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$82.44	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$145.38	Econo Print - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$32.99	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$90.00	Flowmark High Tech Co - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Library	$19.95	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$69.95	Tlf Gainans Floral And G - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$13.98	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$301.47	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$19.80	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$131.96	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$11.97	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$177.95	Graybar Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$19.98	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.12	Graybar Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$13.97	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.09	Graybar Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$24.95	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$364.00	Magic City Wrecker And Re
08/07/2017	ACH	U.S. Bank PCards	Library	$19.91	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$28.20	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$14.99	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$94.08	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$12.22	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$99.83	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$19.90	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$148.60	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$23.49	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$378.47	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$14.92	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$19.38	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$48.19	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Engineering	$29.06	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$98.97	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$166.05	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$688.00	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$15.51	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$157.71	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$37.94	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$57.29	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$62.69	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.89	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$41.80	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$143.85	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$49.98	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$55.76	Amazon.Com - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Water	$50.99	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$155.95	Amazon.Com Amzn.Com/Bill
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$147.07	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$87.62	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$34.06	Selby'S - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$224.20	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$9.00	Selby'S - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$67.47	Best Buy 00005926 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$186.68	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$19.50	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$6.65	Usps Po 2907740107 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$15.08	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$45.24	Usps Po 2907740107 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$10.05	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$232.00	Usps.Com Clicknship - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$11.15	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$63.84	Nat'L Neighborhood Watch - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$5.72	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$75.90	Tlo Transunion - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$105.72	Adecco - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$168.00	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$211.44	Adecco - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$149.00	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$15.00	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$12.50	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$139.98	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$75.00	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$114.00	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$184.00	Macon Supply Billi - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$44.00	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$20.62	The Mail Drop - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$66.00	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$48.59	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$71.25	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$398.07	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$44.97	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$45.88	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$5.40	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$37.10	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$414.88	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.98	Midland Implement Co - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Transit	$14.84	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$140.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$74.44	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,041.24	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$8.98	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$28.96	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$28.96	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$119.63	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$1,025.00	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$34.86	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$49.74	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$76.11	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.96	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$140.20	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$9.98	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$597.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$133.20	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$60.67	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$159.33	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$653.02	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$91.29	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$11.42	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$282.87	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$140.20	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$134.62	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$10.20	Napa Store 3547001 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$133.20	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$12.80	Napa Store 3547001 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$22.94	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$518.36	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$7.81	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$18.88	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$12.48	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$216.64	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$10.00	Industrial Coating Soluti - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$104.28	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$45.00	Industrial Coating Soluti - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$75.00	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$202.94	Country Inn & Suites Of M - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$336.44	Northwest Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$202.94	Country Inn & Suites Of M - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Water	$208.32	Northwest Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$202.94	Country Inn & Suites Of M - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$76.09	Northwest Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$328.92	Northwest Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$56.96	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$18.11	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$58.54	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$183.64	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$65.99	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$261.60	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$18.81	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$185.20	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.97	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$295.20	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$17.87	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$16.00	Ratco Trailer And Hitch - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$79.90	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$109.49	Sherwin Williams 703203 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$3.45	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$27.95	Shiptons Big R Heights - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.44	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.54	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$78.00	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.99	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$30.65	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$72.45	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$128.92	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$14.97	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.65	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$4.18	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.51	Wm Supercenter #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$15.98	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$86.52	Wm Supercenter #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$154.95	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$125.00	Wm Supercenter #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$28.99	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$79.68	Wm Supercenter #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$69.98	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.82	Wm Supercenter #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,565.50	Sundown Security - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$27.88	Wm Supercenter #2923 - PCard

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08/07/2017	ACH	U.S. Bank PCards	Airport	$1,511.25	Sundown Security - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.41	Wm Supercenter #4412 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$885.81	Terminal Supply - Tr - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$19.60	Usps Po 2907800103 - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$121.39	Kimball Midwest - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$162.82	Terminal Supply - Tr - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$133.96	Total Rental Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$321.80	Vet-To-Go - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$125.35	Hamptons Inn Suites - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,510.00	Tractor & Equipment - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$125.35	Hamptons Inn Suites - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$33.98	Tractor-Supply-Co #0303 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$131.85	Hamptons Inn Suites - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$6.60	Tvetene Turf Inc-Clvr - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$638.90	Dmi* Dell Bus Online - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$125.00	Tvetene Turf Inc-Clvr - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$843.64	Dmi* Dell Bus Online - PCard
08/07/2017	ACH	U.S. Bank PCards	General	-$15.00	Tvetene Turf Inc-Clvr - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$14.99	Adobe *Acropro Subs - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$100.00	Universal Awards - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$119.96	Shoes For Crews Llc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$6.00	Universal Awards - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$89.96	Shoes For Crews Llc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$2,485.00	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$89.96	Shoes For Crews Llc - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$32.00	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$60.00	West End Lock And Secur - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$449.88	Yellowstone Electric Comp - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$10.50	West End Lock And Secur - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$541.00	Yellowstone Electric Comp - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$378.00	Gunarama Wholesale I - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,510.00	Yellowstone Electric Comp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.99	Target 00001719 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$693.15	Yellowstone Electric Comp - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$70.00	Target 00013334 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$396.10	Yellowstone Electric Comp - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$68.96	Target 00013334 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1.98	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Library	$35.98	Target 00013334 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1.65	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Library	$7.94	Target 00013334 - PCard

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08/07/2017	ACH	U.S. Bank PCards	General	$36.49	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Water	$118.52	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$66.98	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Water	$71.12	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$778.20	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$47.41	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$4.40	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Water	$88.90	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$616.38	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$29.63	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$19.11	Yellowstone Valley Elec - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$761.59	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$710.99	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$164.72	City Of Billings Pud - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$19.00	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$9.50	Holiday Stnstore 0284 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$261.25	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$59.91	Herbergers #0325 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$148.45	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$39.99	Herbergers #0325 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$1,448.71	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$60.21	Animal Care Equip Online - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$59.76	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$130.04	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$66.00	Msft * E0600430T8 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$792.00	Redds Prints And Signs - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$37.20	Tapco - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$139.95	Tapco - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$41.20	Yellowstone County Treas - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$37.98	Harbor Freight Tools 207 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$949.20	Nc The Cat Rental St - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$70.70	Nc The Cat Rental St - PCard
08/07/2017	ACH	U.S. Bank PCards	City Health Ins Fund	$180.00	Tickets*Metrapark - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,004.10	Delta Air 0062387365893 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$141.40	Nc The Cat Rental St - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$79.99	Sears Roebuck 2242 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$222.00	Skate World - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$297.61	Costco Whse #0069 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$56.07	Sears Roebuck 2242 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$309.18	Allegra - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$301.17	Costco Whse #0069 - PCard

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08/07/2017	ACH	U.S. Bank PCards	Public Safety	$320.00	Allegra - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.99	Billings Hardware & Se - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.45	Billings Hardware & Se - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$18.99	Graphic Imprints Awards - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$2.99	Billings Hardware & Se - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.99	Rdo Equipment Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Dee Jay Bee Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$626.20	Rdo Equipment Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$75.00	Fortna Equipment Co Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$1,482.50	Interstate Pwr Sys 7 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$14.99	City Brew Coffee #7 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$10.56	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$14.99	City Brew Coffee #7 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$13.98	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$44.99	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$52.51	Rsd - Billings#57 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.72	Good Earth Market - Nc - PCard
08/07/2017	ACH	U.S. Bank PCards	City County Planning	$60.50	Pizza Hut #1714 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$185.00	Boxwood Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$20.16	Superior Water Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$244.00	Boxwood Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$13.44	Superior Water Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$244.00	Boxwood Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,184.83	Montana Broom & Brush Co
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$228.50	Lexisnexis Risk Dat - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$999.71	Montana Broom & Brush Co
08/07/2017	ACH	U.S. Bank PCards	Airport	$47.50	Spic And Span - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$21.14	The Ups Store 2594 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$177.10	Industrial Sales And S - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$48.16	The Ups Store 2594 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$59.90	Albertsons Sto00000380 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$33.40	Ups (800) 811-1648 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.90	Albertsons Sto00000471 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$29.77	Oreilly Auto #1551 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$6.98	Albertsons Sto00040253 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	-$75.59	Wpsg, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$100.41	Albertsons Sto00040253 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$26.58	Sherwin Williams 703429 - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$528.00	Jp Kitchen Asian Bistr - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$119.35	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$324.52	The Home Depot #3101 - PCard

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08/07/2017	ACH	U.S. Bank PCards	Airport	$62.60	Usa Communications - PCard
08/07/2017	ACH	U.S. Bank PCards	Amend Park	$126.98	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$108.16	Usa Communications - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$71.94	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$15.20	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$162.75	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$25.26	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$165.63	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$93.63	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$93.73	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$52.80	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Fleet	$2.98	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$84.96	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$99.99	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$92.45	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$199.92	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$123.44	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$59.56	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$58.56	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$189.46	Mcmaster-Carr - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$90.18	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Engineering	$915.90	Win-Dor Industries - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$139.68	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$5.14	Sundberg America - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$28.59	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$61.00	Dxp Enterprises - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$47.47	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$50.70	Master Electronics - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$129.36	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$309.70	Aces - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$71.52	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	-$3.99	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$47.47	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	-$12.51	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,021.15	Holiday Inn Exp Kali - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$6.79	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,021.15	Holiday Inn Exp Kali - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$11.94	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$217.65	Bridger Steel Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$100.91	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$44.98	Verizon Wrls W3091-01 - PCard

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08/07/2017	ACH	U.S. Bank PCards	Library	$9.09	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$7.00	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$11.94	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.00	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.96	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$3.00	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.96	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$27.76	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$197.94	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$3.00	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.88	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$21.50	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$55.74	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,057.09	Thomson West*Tcd - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$688.00	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$577.52	Thomson West*Tcd - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$100.00	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$14.95	Audible - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$21.40	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$87.50	Chipotle 2490 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$18.98	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$348.02	Indeed - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$279.98	Amazon.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$19.63	Indeed - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$328.99	Amazon.Com Amzn.Com/Bill
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$102.00	Wef Main - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$729.98	Best Buy 00005926 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$78.94	La Police Gear - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$345.00	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$168.00	La Police Gear - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$161.98	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$953.03	La Police Gear - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$25.98	Batteries Plus #25 - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$68.45	Presidents Vol Srv Award - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$758.56	Axmen - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$37.32	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$223.20	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$118.00	Torgersons Billings 01010 - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$91.23	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$43.00	Www.Uccoatings.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$96.82	Lowes #00319* - PCard

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08/07/2017	ACH	U.S. Bank PCards	Public Safety	$42.71	Samsclub #4805 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$42.93	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$119.94	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$57.60	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$171.86	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$23.40	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$83.25	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$15.60	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$23.96	Lowes #00319* - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$172.24	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$50.00	Industrial Coating Soluti - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$114.82	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$94.02	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$29.00	Smk*Surveymonkey.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$11.22	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$26.00	Smk*Surveymonkey.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	General	-$10.56	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$551.46	Hanson S Motorsports - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$27.71	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$209.00	International Bronze Plaq - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$58.76	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$725.46	Bertolini Valves Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$265.62	Wal-Mart #1956 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$448.05	Sherwin Industries - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$38.32	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$448.05	Sherwin Industries - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$125.00	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	-$448.05	Sherwin Industries - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$16.71	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$150.00	Conoco - Conomart 10 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$769.94	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$19.10	Conoco - Town Pump Great
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,055.06	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$900.00	Grn Magc Arbr Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$774.00	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$72.00	Cps 6543 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$20.29	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Engineering	$106.60	Fedex 158469474 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$104.82	Wal-Mart #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$1,688.19	Fedex Freight Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$75.09	Walmart.Com 8009666546 - PCard

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08/07/2017	ACH	U.S. Bank PCards	Airport	$75.51	Probuild N #409 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$41.69	Wm Supercenter #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$24.99	Big Larry'S Electronics - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$44.60	Wm Supercenter #2923 - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$520.00	Carstickers.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.75	Usps Po 2907800103 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$38.29	Partstree Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$7.20	Usps Po 2907800103 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$505.68	Hilton Garden Inn Idah - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$101.98	Pitney Bowes Pi - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$505.67	Hilton Garden Inn Idah - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$67.99	Pitney Bowes Pi - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$505.68	Hilton Garden Inn Idah - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$38.77	Plug N Pay Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.47	Grains Of Montana - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$505.67	Hilton Garden Inn Idah - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$60.00	Grn Magc Arbr Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$2,387.80	Tactical Medical - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$57.45	Nfpa Natl Fire Protect - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$2,112.85	Tactical Medical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$250.00	Franks Towing - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$1,352.67	Tactical Medical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$14.99	Adobe *Acropro Subs - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$107.27	Garda Cl - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$378.00	Gunarama Wholesale I - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$20.34	Yellowstone Polaris - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$50.46	Cenex Mounain 07081748 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$743.59	Gunarama Wholesale I - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$77.57	Cenex Zip Trip07082696 - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$375.00	Uline *Ship Supplies - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$150.00	Battery Systems Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,542.39	Uline *Ship Supplies - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$125.00	Battery Systems Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$59.97	Target 00013334 - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$5.96	Reese & Ray'S Iga P - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$35.97	Target 00013334 - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$35.55	American Weldi - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$89.91	Target 00013334 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$54.35	American Weldi - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$30.00	Target 00001719 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$32.15	American Weldi - PCard

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08/07/2017	ACH	U.S. Bank PCards	General	$56.76	Target 00001719 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$32.50	American Weldi - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$66.50	Online Labels - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$30.00	Aqua Systems Of Montana - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$20.89	Fedex 786937900402 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$20.65	Facebk *22Qzycwjf2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$20.89	Fedex 786937900402 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$20.66	Facebk *22Qzycwjf2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$41.26	Ferguson Ent #3027 - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$1.69	Facebk *8Wfu2Bngn2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$11.14	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$114.28	Facebk *Ldy7Wcskf2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$14.37	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$114.28	Facebk *Ldy7Wcskf2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$116.94	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$2.82	Facebk *Pmt5Fdarf2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$20.00	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$2.42	Facebk *Rmt5Fdarf2 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$188.24	Fastenal Company01 - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$240.00	Int'L Code Council Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$43.99	Schnitzer Steel Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$95.00	Int'L Code Council Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	-$434.83	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$268.33	Allegra - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	-$289.89	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$362.36	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$358.25	Vermeer Rocky Mountain - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.90	Graphic Imprints Awards - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$724.72	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	Fleet	$299.80	Bendpak, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$14.99	City Brew Coffee #7 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$31.37	Firesafetysupply.Net - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$6.17	Oreilly Auto #1551 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$96.46	Sherwin Williams 703429 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$2,151.62	Tidal Wave Car Wash - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$30.00	Barnes & Noble #2765 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$30.85	Theburgerdive - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$29.00	Paypal *Bigskybusin - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$56.06	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$125.00	Paypal *Montanalibr - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$18.69	Ww Grainger - PCard

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08/07/2017	ACH	U.S. Bank PCards	Public Safety	$35.00	Unplugged - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$212.92	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$289.49	Aerosol Store - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$862.65	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$75.00	Get Air Billings, Llc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$55.86	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$135.00	Get Air Billings, Llc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$290.68	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$135.00	Aaim Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$627.32	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$44.75	Aaim Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$106.56	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$47.19	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$184.04	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$91.83	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$32.46	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$132.15	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$32.46	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.21	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$44.43	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$318.50	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$44.43	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$65.32	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Property Ins	$22.45	Ww Grainger - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$900.00	Mt Gov Online Trns - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$42.52	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.55	Mt Gov Online Trns - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$195.79	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$117.25	Jimmy Johns - 1646 - M - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$259.99	Www.Newegg.Com - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$26.27	Exxonmobil 45376688 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$109.73	Quality Inn Downtown 4 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$35.00	Arc*Services/Training - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$861.74	Expedia 7276463841679 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$35.00	Arc*Services/Training - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$861.73	Expedia 7276463841679 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$166.25	Entre Technology Service - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$461.35	General Safety Equipment - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$395.00	The University Of Montana - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$1,220.95	Wyndham Grand Chicago Riv
08/07/2017	ACH	U.S. Bank PCards	City County Planning	$8.88	Albertsons Sto00012278 - PCard

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08/07/2017	ACH	U.S. Bank PCards	General	$22.00	Dollar Tree - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$35.30	Alsco Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$125.00	Lisacs Billingstire Sp - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$52.78	Alsco Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$66.21	Gts Interior Supply - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$78.12	Alsco Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,085.44	La Police Gear - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$467.94	Alsco Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$40.00	Wpy*Montana Cle Alliance - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$283.76	Alsco Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$407.19	Cougar Electronics Corpor - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$61.50	Alsco Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$50.70	Magid Glove Safety - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$174.07	Ecolab Pest - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$50.69	Magid Glove Safety - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$146.09	Ecolab Pest - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$149.00	Northface Vf Outdoor - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$156.16	Ecolab Pest - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$34.24	Samsclub #4805 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$357.92	Heartland Services - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$17.98	Samsclub #4805 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.00	00809 - Apcoa Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$4.98	Samsclub #4805 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$13.20	Samsclub #4805 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$62.48	Waytek - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$537.51	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$49.24	Waytek - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$229.00	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$2,218.36	Exor - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$297.89	Edge Construction Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$2,218.36	Exor - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$2,218.36	Exor - PCard
08/07/2017	ACH	U.S. Bank PCards	Parks Programs	$209.00	International Bronze Plaq - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$409.91	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Information Resources	$295.74	Mouser Electronics Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$45.47	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$51.00	Conoco - Conomart 10 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$407.90	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$9.00	Conoco - Dons Auto Car Wa
08/07/2017	ACH	U.S. Bank PCards	Water	$322.21	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$711.00	Tx America Safety - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$214.80	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$49.05	Fedex 24857361 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$149.23	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$15.98	Probuild N #409 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$99.49	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	City County Planning	$15.00	Soup And Such - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$35.32	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$309.00	Elkriveroutfit - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$23.55	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$271.25	Elkriveroutfit - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$163.42	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$271.25	Elkriveroutfit - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$108.95	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$309.00	Elkriveroutfit - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$88.03	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$309.00	Elkriveroutfit - PCard
08/07/2017	ACH	U.S. Bank PCards	Fleet	$67.76	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$233.50	Elkriveroutfit - PCard
08/07/2017	ACH	U.S. Bank PCards	Fleet	$33.65	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	-$30.99	Alibris Books - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$82.88	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.97	Grains Of Montana - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$69.32	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$180.00	Custom Laser - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$123.96	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$120.89	Cenex Zip Trip07082696 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$123.96	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$222.00	Snappy Duds - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$214.66	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$39.00	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$40.85	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$196.92	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$40.84	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$27.00	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$42.08	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$48.00	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.22	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$15.00	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.72	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$115.00	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.72	360 Office Solutions Inc - PCard

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08/07/2017	ACH	U.S. Bank PCards	General	$60.00	Snappyduds - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$549.43	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$51.80	Bin 119 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$10.52	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$137.90	Fire Line - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$10.53	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$362.05	American Weldi - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$10.85	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$434.83	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$59.10	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$289.89	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$85.62	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$291.00	Montana Waterworks - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$15.99	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,674.32	Tidal Wave Car Wash - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$77.80	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$199.00	Paypal *Educators - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$7.49	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$215.00	Paypal *Fbinaamonta - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$22.12	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$56.25	Commons 1882 - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$45.88	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$69.99	Unplugged - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$17.33	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$389.48	Yellowstone Pioneer Lo - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$132.97	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$389.48	Yellowstone Pioneer Lo - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$121.96	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$389.48	Yellowstone Pioneer Lo - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$618.74	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	-$194.74	Yellowstone Pioneer Lo - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$182.76	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$326.63	Norco Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$39.47	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$223.32	General Shale-Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$266.37	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,000.00	Transportation Security - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$20.39	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$36.63	Albertsons Sto00012278 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$14.88	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$153.72	Ecolab Pest Elimination - PCard

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08/07/2017	ACH	U.S. Bank PCards	General	$34.99	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$86.77	Ecolab Pest Elimination - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$100.44	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$101.77	Ecolab Pest Elimination - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$157.55	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$96.41	Ecolab Pest Elimination - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$13.76	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$71.04	Arrowhead Scientific In - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$63.54	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Mountainside Auto & Recov
08/07/2017	ACH	U.S. Bank PCards	Water	$31.19	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$284.39	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$20.79	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$139.60	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$53.21	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$83.19	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$42.96	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Central Services	$69.80	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$752.00	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$1,002.92	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$520.00	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,509.88	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	-$82.99	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$100.00	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	-$31.18	360 Office Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$290.67	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,271.04	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$24.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$292.10	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$45.87	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$194.74	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$6.82	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$71.97	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$32.96	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.89	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$25.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$7.22	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$29.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$48.75	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$8.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$16.25	360 Office Solutions Inc - PCard

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08/07/2017	ACH	U.S. Bank PCards	General	$11.69	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$4.37	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$13.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$2.92	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$13.49	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Information Resources	$47.99	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$7.18	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Information Resources	$116.70	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$30.56	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Engineering	$249.44	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$44.27	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$32.40	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$18.87	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$2,224.08	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$32.13	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$727.00	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$144.95	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$537.00	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$8.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.71	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$3.72	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$122.56	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$124.95	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$55.84	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.55	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$7.89	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$8.09	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$159.66	360 Office Solutions Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$31.36	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$21.93	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$31.36	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$49.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$55.86	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$18.86	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$9.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$12.58	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$1.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$2.36	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$1.57	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$13.98	Kings Ace Hdwe - PCard

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08/07/2017	ACH	U.S. Bank PCards	Parking	$12.58	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$17.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$7.19	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$22.64	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$23.00	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$25.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$26.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$41.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$0.43	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$18.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$2.75	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$104.23	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$23.57	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.07	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$29.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$55.86	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$15.28	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$97.83	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$29.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$61.67	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$796.00	Heartland Paper Company - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$26.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$418.46	Heartland Paper Company - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1.18	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$57.14	Heartland Paper Company - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$14.58	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$134.52	Heartland Paper Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$375.00	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Jims Auto Repair - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$34.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$13.99	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$244.49	Knife River 5601 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$60.00	In *Architectural Doors & - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$103.97	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,902.40	4Imprint - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$128.52	In *Batts Racing - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Excel Services - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$22.20	In *Caliber Equipment Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Excel Services - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$126.00	In *Canyon Creek Nursery - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$148.50	In *Elifeguard, Inc. - PCard

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08/07/2017	ACH	U.S. Bank PCards	Public Safety	$250.00	Jims Auto Repair - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$114.00	Fuller Family Medicine - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$300.00	In *Gibson Advertising, M - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$9.38	In *Heights Pet Center In - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$60.00	Knife River 5601 - PCard
08/07/2017	ACH	U.S. Bank PCards	Engineering	$200.00	In *Montana Association O - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$30.00	Knife River 5601 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$426.15	In *Thompson Pools - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$94.94	Truenorth Steel-Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,759.00	Premier Vehicle Instal - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$688.22	Truenorth Steel-Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,886.50	Better Body Fitness - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.60	Zeecreative - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$2,072.00	Better Body Fitness - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$650.00	Helm Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,210.00	Absaroka River Adventures - PCard
08/07/2017	ACH	U.S. Bank PCards	Fleet	$650.00	Helm Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,010.00	Absaroka River Adventures - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,215.00	Absaroka River Adventures - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,290.00	Absaroka River Adventures - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$17.95	Rimrock Tire - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$811.84	Gaylord National F/D - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,550.00	Rx2 Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$608.88	Gaylord National F/D - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$369.00	Spartan Armor Systems - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$811.84	Gaylord National F/D - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$104.50	Sunset Bowl - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$100.00	National Braille Press - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$55.00	Sq *Skyline Services, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$168.63	Discounthydraulichose.Com
08/07/2017	ACH	U.S. Bank PCards	Library	$92.00	Sq *Yellowstone Cou - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$250.80	Neopostinc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$775.00	The Montana Quarterly - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,545.00	Sq *Elk River Outfitters - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$81.00	Volgistics Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$445.60	Sq *Fire Investigat - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$75.59	Wpsg, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$140.00	Sq *Geyser Park - PCard
08/07/2017	ACH	U.S. Bank PCards	City County Planning	$134.85	Topz Llc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$468.00	National Creative Ent. - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$147.00	Sq *Geyser Park - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$469.96	Air Science Usa - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$42.00	Sq *Jeffery Emineth - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$195.00	Billings Ink And Toner - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.00	Sq *Jeffrey Gray - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$100.00	Billings Ink And Toner - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$109.20	Sq *Rocky Mountain Compos
08/07/2017	ACH	U.S. Bank PCards	Airport	$222.00	Sq *Roger Connor - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$22.00	Bozeman Camera Repair - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$69.99	Charter Comm - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$420.72	Ideal Manufacturing Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$24.99	Cabela'S Retail 032 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$413.62	Cabela'S Retail 032 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	-$78.00	Wpsg, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$95.00	Silver Threads - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$50.00	Silver Threads - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$28.00	Silver Threads - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$94.25	The Pin Center - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$250.00	Kc Towing & Repair Svc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$209.43	L-Com,Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,657.72	Pcm Tigerdirect - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$182.30	Pcm Tigerdirect - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$129.70	Pcm Tigerdirect - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$129.64	Pcm Tigerdirect - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$22.04	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$25.09	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$19.26	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	General	$33.97	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	Water	$82.23	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$218.62	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	General	$15.11	Tacoma Screw Products
08/07/2017	ACH	U.S. Bank PCards	Water	$5.24	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$90.95	Tacoma Screw ProductsB- PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$214.90	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$133.68	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$53.88	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$63.08	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$42.06	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$7.15	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$4.77	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$9.04	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	-$21.97	The Home Depot #3101 - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	General	$14.97	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$96.85	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.70	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$44.04	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$145.87	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$431.82	Dell Sales & Service - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$431.82	Dell Sales & Service - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$416.82	Dell Sales & Service - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$431.82	Dell Sales & Service - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$108.46	Albertsons Sto00040253 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$10.99	Albertsons Sto00040253 - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$8.97	Albertsons Sto00040253 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$24.98	Albertsons Sto00000471 - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$27.52	Albertsons Sto00000471 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$572.49	Doubletree Hotel - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$20.00	A-1 Rentals - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$125.00	A-1 Rentals - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$28.53	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$677.68	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$32.00	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$544.74	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,026.88	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$80.00	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$1,134.72	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$28.00	Accent Print Shop, Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$385.24	Ace Electric, Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$135.00	Air Controls-Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$130.00	Als Bootery And Repair Sh - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$38.00	Amer Lib Assoc-Imis - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$70.00	Lp Anderson Point - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$310.00	Artcraft Printer Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$87.44	At&T Smd7 15579 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$65.42	At&T*Bill Payment - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$74.16	Applied Ind Tech 2422 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$49.44	Applied Ind Tech 2422 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$87.93	Applied Technical Systems
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$59.98	Big Bear Sports Center - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$123.19	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$1,357.75	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$648.20	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$189.80	Big Sky Linen & Uniform - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Airport	$177.90	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$129.71	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$84.84	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$1,319.50	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$7.15	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$2.00	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$2.00	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$2.00	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$112.00	Billings Construction Sup - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$151.00	Billings Construction Sup - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$70.00	Billings Construction Sup - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$15.19	Billings Construction Sup - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$90.00	Billings Construction Sup - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$2,367.80	Billingsgazettethriftynck - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$265.72	Billingsgazettethriftynck - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$47.65	Billing Kubata Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$1,398.34	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$103.47	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$255.02	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$257.38	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$257.38	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$257.37	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$42.32	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$13.82	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$429.83	Brodart Supplies - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$347.30	Bruco - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$347.30	Bruco - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$347.30	Bruco - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$359.46	Bruco - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$120.00	Car Nu - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$120.00	Car Nu - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$55.04	Chalet Market-Web - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$120.00	Acorn Technologies Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$19.97	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$29.09	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$51.46	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$13.53	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$13.53	Crescent Electric 054 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$63.00	Dale & Jax Door & Glas - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$42.00	Dale & Jax Door & Glas - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$117.82	Conoco - Dons Xpress Cent

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$17.94	Conoco - High Country Tra - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$43.04	Conoco - Oles Country Str - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$6.00	Econo Print - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$519.34	Econo Print - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$860.06	Econo Print - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$425.00	Executive Cleaning Co I - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$100.03	Fishers Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$9.07	Fishers Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$6.74	Fishers Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	Engineering	$83.00	Fishers Technology - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$79.90	Flowmark High Tech Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$79.90	Flowmark High Tech Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$39.95	Tlf Gainans Floral And G - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$174.93	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$14.12	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$99.97	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$27.40	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$89.98	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$95.30	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$129.90	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$373.88	Galls - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$62.42	Graybar Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$842.60	Graybar Electric Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$616.60	Hach Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Hansers Wrecker & Salvage
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.00	Hansers Wrecker Company
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$188.92	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$197.50	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$224.37	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$125.58	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$95.57	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$80.05	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$205.29	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$663.63	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$67.80	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$139.86	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$13.90	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$104.64	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$24.60	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$31.01	Hanson Chemical - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$501.90	Hose & Rubber Supply Blg - PCard

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08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$1,384.58	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$186.62	Hose & Rubber Supply Blg - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.00	Tire Rama 101 Bc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$8.95	Tire Rama 101 Bc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,437.00	Jares Fence Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$35.00	Jims Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$19.92	Johnstone Supply Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$13.44	Johnstone Supply Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$431.52	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$140.04	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$39.45	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$180.47	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$212.09	Kb Commercial Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$34.50	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Information Resources	$34.50	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	P.W. Admin	$47.00	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Police Programs	$27.00	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$69.00	Kenco Security And Tec - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.65	Lamination Depot Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.64	Lamination Depot Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.93	Lamination Depot Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$36.00	Macon Supply Billi - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$408.00	Macon Supply Billi - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$54.00	Macon Supply Billi - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$16.56	The Mail Drop - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$237.30	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$200.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$150.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$84.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$4.77	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$45.13	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$164.79	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$501.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$111.96	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$501.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$501.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$83.35	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$2,004.00	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$580.20	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$111.88	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$363.52	Midland Implement Co - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	General	$34.36	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$412.20	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$1,128.60	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$572.04	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$424.50	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$36.29	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$339.96	Midland Implement Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,199.69	Moore Lane Veterinary Hos
08/07/2017	ACH	U.S. Bank PCards	Transit	$8.19	Napa Store 3547001 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$8.10	Napa Store 3547001 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$44.18	Napa Store 3547001 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$3.54	Napa Store 3547001 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$70.46	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$938.50	Northwest Pipe Fitting - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$425.62	Northwest Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$182.17	Northwest Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$75.84	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$13.12	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$102.08	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$38.77	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$271.40	Pacific Steel #02 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$394.80	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$116.80	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$222.80	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$504.00	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$515.60	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$319.20	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$89.00	Pepsi-Cola Bottling Co - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$56.00	Permaletter Sign Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$10.00	Permaletter Sign Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$10.00	Permaletter Sign Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$532.00	Permaletter Sign Company - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$160.00	Permaletter Sign Company - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$169.00	Agp*Propane Services - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$32.00	Photographic Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$130.00	Red Wing Shoe Store 2 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$133.88	Sherwin Williams 703203 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$197.58	Sherwin Williams 703203 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$217.24	Sherwin Williams 703203 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$15.48	Shiptons Big R Heights - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$19.99	Shiptons Big R Heights - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	General	$20.28	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$79.88	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$49.99	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$42.97	Shipton'S Big R-East - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$67.98	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$199.96	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$109.66	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$117.97	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$43.98	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.99	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$2.67	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$6.99	Shipton'S Big R-West - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$34.19	Six Robblees No 6 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,588.75	Sundown Security - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,573.25	Sundown Security - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$28.00	Total Rental Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,666.42	Tractor & Equipment - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$13.98	Tractor-Supply-Co #0303 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$4.49	Tractor-Supply-Co #0303 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$359.98	Tractor-Supply-Co #0303 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$179.99	Tractor-Supply-Co #0303 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$27.99	Tractor-Supply-Co #0303 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$70.50	Tvetene Turf Inc-Clvr - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$26.46	Carquest 3104 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$110.54	Carquest 3104 - PCard
08/07/2017	ACH	U.S. Bank PCards	City County Planning	$30.50	Western Awards & Engravin
08/07/2017	ACH	U.S. Bank PCards	Water	$39.00	Western Office Equipment - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$26.00	Western Office Equipment - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$60.00	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$277.50	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$840.00	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$397.50	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$120.00	Wilbur Ellis Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$175.00	Yellowstone Art Museum - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$20.60	Yellowstone County Treas - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$960.00	Yellowstone Electric Comp - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$13.98	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$996.41	Yellowstone County Implem
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$79.59	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Parks Maintenance	$212.86	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Parks Maintenance	$225.38	Yellowstone Valley Elect - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	General	$19.00	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Parks Maintenance	$62.91	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Parks Maintenance	$20.12	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Parks Maintenance	$20.35	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$38.65	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$155.65	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$222.40	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$1,433.47	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$19.00	Yellowstone Valley Elect - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$254.00	Ghb - Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$31.00	Ywhc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$910.00	Perkinelmer Haupt2017062
08/07/2017	ACH	U.S. Bank PCards	Airport	$447.49	House Of Clean, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$439.04	House Of Clean, Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$6.97	Harbor Freight Tools 207 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$15.99	Harbor Freight Tools 207 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$33.80	Harbor Freight Tools 207 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$64.89	Domino'S 7003 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$2,149.00	Peavey Corp. - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$8.50	Automotive Performance - PCard
08/07/2017	ACH	U.S. Bank PCards	Building Inspection	$250.00	Iapmo - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$16.26	Van'S Evergreen Iga - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$140.00	Scheels Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$637.00	Kone, Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$124.00	Bistecca At The Granary - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$25.00	Delta Air Baggage Fee - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$25.00	Delta Air Baggage Fee - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$25.00	Delta Air Baggage Fee - PCard
08/07/2017	ACH	U.S. Bank PCards	Municipal Court Grants	$25.00	Delta Air Baggage Fee - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$267.00	Cpi International - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$180.00	Vannoy Metal Works Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	CDBG	$35.00	Wilcoxsons Ice Cream - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$132.58	Cdw Govt #Jmb4001 - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$350.00	Iaai - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$44.40	Meadow Green Sales - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$147.89	Costco Whse #0069 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$41.87	Costco Whse #0069 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$257.61	Costco Whse #0069 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$36.00	Precision Plumbing & Heat - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$24.00	Precision Plumbing & Heat - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$1,190.00	Isa - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$1,190.00	Isa - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$65.31	Isa - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$65.31	Isa - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$5.99	Billings Hardware & Se - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$7.69	Billings Hardware & Se - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$34.99	Billings Hardware & Se - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$6.28	Billings Hardware & Ga - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$8.99	Billings Hardware & Ga - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$796.40	United 0168639123233 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$147.45	Big Sky Irrigation Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$277.66	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$109.87	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	Information Resources	$292.13	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$694.13	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$675.00	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$1,000.60	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$22.50	Idu*Insight Public Sec - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$84.35	Cardinal Tracking Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$59.62	Alphagraphics #387 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$35.35	Jakes Restaurant - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$299.00	Fredpryor Careertrack - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$6.99	Albertsons Sto00040410 - PCard
08/07/2017	ACH	U.S. Bank PCards	Transit	$562.50	Northern Industrial Hygi - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$510.00	Northern Industrial Hygi - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$1,374.89	Gih*Globalindustrialeq - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$414.60	Gih*Globalindustrialeq - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$925.00	Sprocket'S Mach. & Weld - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$5.98	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$8.26	Kings Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$22.98	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$27.76	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$44.48	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.99	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$19.99	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$71.94	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$20.97	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$14.97	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$63.97	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$48.97	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$13.58	Heights Ace Hdwe - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$9.40	Fei Inc Nd - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Water	$33.60	Superior Water Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$22.40	Superior Water Solutions - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$1,344.00	Montana Broom & Brush Co
08/07/2017	ACH	U.S. Bank PCards	Airport	$114.20	Montana Broom & Brush Co
08/07/2017	ACH	U.S. Bank PCards	Library	$218.40	Big Sky Fire Equipment - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$700.76	Midland Scientific Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$120.00	Se Background Services - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$40.00	Dc Coffee Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$592.00	White Cloud Comm Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$60.00	Dc Coffee Products - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$155.68	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$405.04	Jj Amusements - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$229.92	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$10.23	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$24.19	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$15.34	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$36.29	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$22.24	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$159.27	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$33.36	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$34.06	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$10.43	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$2.80	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$15.64	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$193.97	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$34.80	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$23.77	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$42.06	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$4.01	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$63.08	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$15.18	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$19.41	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$265.99	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$29.12	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$3.17	Tacoma Screw ProductsB - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$1,012.15	Ge Analytical Instruments - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$6.03	Northwest Industrial Supp - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$113.34	A-1 Rentals - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$28.44	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$113.33	A-1 Rentals - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$36.98	The Home Depot #3101 - PCard

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$113.33	A-1 Rentals - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$25.93	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$90.00	A-1 Rentals - PCard
08/07/2017	ACH	U.S. Bank PCards	Solid Waste	$37.90	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$160.00	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$322.95	The Home Depot #3101 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$90.36	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$41.06	Office Depot #2135 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$12.00	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$73.97	Office Depot #2135 - PCard
08/07/2017	ACH	U.S. Bank PCards	Park District 1	$163.45	Ah Turf Specialties Inc - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$32.25	Office Depot #2135 - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$180.92	Ace Electric, Inc. - PCard
08/07/2017	ACH	U.S. Bank PCards	Fleet	$49.99	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$733.00	Lp Anderson Point - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$43.44	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$17.50	Lp Anderson Point - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$156.30	Mcmaster-Carr - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$270.00	Air Controls-Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	Parking	$36.72	Office Depot #450 - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$338.24	Asco Pacific Supply - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$76.47	Mcmaster-Carr - PCard
08/07/2017	ACH	U.S. Bank PCards	Airport	$43.70	Automated Office Systems - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$408.59	Dxp Enterprises - PCard
08/07/2017	ACH	U.S. Bank PCards	Facilities Mngmt	$30.00	At&T Smd7 15579 - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$63.00	Dxp Enterprises - PCard
08/07/2017	ACH	U.S. Bank PCards	Public Safety	$215.68	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Street/Traffic Oper	$96.72	Automated Office Systems - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$150.62	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$135.00	Big Sky Linen & Uniform - PCard
08/07/2017	ACH	U.S. Bank PCards	Library	$7.97	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Water	$9.44	Bloedorn Lumber Billings - PCard
08/07/2017	ACH	U.S. Bank PCards	City County Planning	$189.99	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$243.60	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$287.03	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$9.50	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$32.46	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$54.46	Border States Electric - PCard
08/07/2017	ACH	U.S. Bank PCards	General	$13.61	Amazon Mktplace Pmts - PCard
08/07/2017	ACH	U.S. Bank PCards	Wastewater	$737.12	Border States Electric - PCard
08/07/2017	806585	Valmont Industries Inc	Street/Traffic Oper	$2,831.00	STREET LIGHTS PO NUM 303645

Check Date	Check #	Name	Fund Name	Amount	Item Desc
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$2,968.80	BATTERIES HI CAPACITY LI-ION
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$428.80	CLAMSHELLS FOR KNG P150
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$659.80	DESK TOP CHARGERS
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$230.90	VHF ANTENNAS
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$798.30	SPEAKER MICS
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$6,703.37	KNG P150 CMD RADIO
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$6,703.38	KNG P150 CMD RADIO
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$5,745.75	KNG P150 CMD RADIO
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$82.47	KNG P150 PROGRAMMING CABLE
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$643.50	DPH METAL BELT CLIPS
08/07/2017	806588	Viking Communications & Electronics Inc	Public Safety	$98.96	KNG P150 CMD PROGRAMMING
08/07/2017	806589	Vortex Aquatic Structures Internati	Park District 1	$2,824.17	Playground equipment parts
08/07/2017	806598	Yellowstone County Finance Dpt	Public Safety	$11,900.00	July 2017 Jail Boarders
08/07/2017	806600	Yellowstone County Sheriffs Office	Police Programs	$8,611.25	PE/PI Money. Receipts on file at the
08/07/2017	806600	Yellowstone County Sheriffs Office	Police Programs	$4,802.15	Korb overtime

Regular **2.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing and Resolution for FY17 Budget Amendments

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

Montana Code allows local governments to amend their fiscal year budgets by using the same method as used for the original budget adoption: public notice, public hearing and Council adopting a resolution. The following amendments are proposed for FY 2017:

General Fund (Administration) - The General fund needs a budget amendment to allow for the increased expenditure related to the City Administrator contract addendum that was approved at the 11/14/2016 regular business meeting. General fund reserves are sufficient to cover the expenditures.

Fund 2010 East TIFD - The East TIF is requesting to amend the budget authority to cover the additional development incentives that were paid in Fiscal Year 2017. The two incentive payments (First Interstate and Boyer) are calculated based upon terms within the original contracts. The calculations are a function of tax revenues received by the district, and as a result, are difficult to budget precisely. The final portion of the requested amendment is related to the development incentive provided to White Heating and Air Conditioning approved at the 12/19/2016 regular business meeting. There are sufficient funds to cover the expenditures.

Fund 6270 City Health Insurance Fund - The City Health Insurance fund is requesting a budget amendment to increase the budget to allow for the additional health and prescription claims cost paid in Fiscal Year 2017. There are sufficient reserves to cover the expenditures.

Fund 1990 South TIFD - The South Tax Increment Fund is requesting a budget amendment to cover the costs related to Midland road construction, bond issuance costs, and a transfer to close out a CTEP grant. There is sufficient fund balance available to cover the additional expenditures.

Fund 5210 Parking - The Parking division is requesting the budget authority to cover to costs related to purchasing credit card capable parking meters. The contract was awarded by City Council at the April 24, 2017 regular business meeting. There is sufficient working capital available to cover the costs.

ALTERNATIVES ANALYZED

The Council may:

- Approve the requested budget amendments; or
- Do not approve the requested budget amendments, which may place the City in violation of Montana law.

FINANCIAL IMPACT

The requested budget amendments will be vary by fund and be funded by operating revenues or reserves as described in the budget resolution exhibit and above.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and approve the resolution approving and adopting the budget amendments for Fiscal Year 2017.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution
Exhibit

RESOLUTION 17-

A RESOLUTION TO MAKE **FISCAL YEAR 2016/2017** ADJUSTMENTS TO APPROPRIATIONS PURSUANT TO M.C.A. 7-6-4006 AS AMENDED, AND PROVIDING TRANSFERS AND REVISIONS WITHIN THE GENERAL CLASS OF SALARIES AND WAGES, MAINTENANCE AND SUPPORT AND CAPITAL OUTLAY.

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

WHEREAS, based upon a Budget Review **(FY 2016/2017**), it is necessary to alter and change said appropriations.

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

That the attached transfers or revisions are hereby adopted.

(SEE EXHIBIT A)

PASSED AND APPROVED by the City Council, this 28th day of August, 2017.

THE CITY OF BILLINGS:

BY:_____
Thomas W. Hanel, MAYOR

ATTEST:

BY:_____
Denise R. Bohlman, CITY CLERK

EXHIBIT A

	Revenue	Expenditure	

Fund 0100 - General Fund - Administration

The General fund is requesting to amend the budget to allow for the increased expenditure related to the City Administrator contract addendum that was approved on the 11/14/2016 regular business meeting. General fund reserves are sufficent to cover the expenditures.

0100-13130-401110		20,000	Personal Services

Fund 2010 - East Tax Increment Finance

The East TIF is requesting to amend the budget authority to cover the additional development incentives that were paid in Fiscal Year 2017. The two incentive payments (First Interstate and Boyer) are calculated based upon terms within the original contracts. The calculations are a function of Tax revenues received by the district, and as a result, are difficult to budget precisely. The final portion of the requested amendment is related to the development incentive provided to White Heating and Air Conditioning approved at the 12/19/2016 regular business meeting. There are sufficient reserves available to cover the expenditures.

2010-15070-407968		35,000	Development Project Incentives

Fund 6270 - City Health Insurance Fund

The City Health Insurance fund is requesting a budget amendment to increase the budget to allow for the additional health and prescription claims cost paid in Fiscal Year 2017. There are sufficient reserves to cover the expenditures.

6270-17520-401441		350,000	Claims Cost

Fund 1990 - South Tax Increment Fund

The South Tax Increment Fund is requesting a budget amendment to cover the costs related to Midland road construction, bond issuance costs, and a transfer to close out a CTEP grant. There is sufficient fund balance available to cover the additional expenditures.

1990-15050-409310		44,887	Capital Outlay

Fund 5210 - Parking

The Parking division is requesting the budget authority to cover to costs related to purchasing credit card capable parking meters. The contract was awarded by City Council at the April 24th, 2017 regular business meeting. There is sufficient working capital available to cover the costs.

5210-15230-402460		59,145	Operations and Maintenance

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing and Resolution for Setting GO Debt and PS II Mill Levy Rates

PRESENTED BY: Andy Zoeller

Department: City Hall Administration

Presentation: No

PROBLEM/ISSUE STATEMENT

This resolution sets the FY18 City property tax mills for the Public Safety Levy (PS II) at 43.32 mills, General Obligation Debt Service Parks at .61 mills, General Obligation Debt Service Streets at 1.81 mills, General Obligation Debt Service Library at 4.80 mills and General Obligation Debt Service Series A Baseball Stadium at 3.77 mills. These levies are based on the certified taxable valuation from the Montana Department of Revenue. The table below shows a comparison to last year's mills. The mills set for the General Obligation Bond Debt Service and Public Safety II are less than the previous year because of new taxable property as well as value growth of existing properties. The total mills levied by the City of Billings for FY18 are 159.00 mills compared to 160.40 mills for FY17.

The GO debt mills generate enough revenue to pay the principal and interest expense on the debt. Lowering the number of mills would result in not paying the debt service payment or borrowing money to make the debt service payment.

	FY17	FY18
PS II	45.22	43.32
GO Parks	0.71	0.61
GO Streets	1.66	1.81
GO Library	4.93	4.80
GO Ballpark	3.88	3.77
Total	**56.40**	**54.31**

ALTERNATIVES ANALYZED

The Council must hold a public hearing and then may:

- Approve the resolution; or
- Not approve the resolution, which would result in not making the debt service payments or using General Fund reserves to make debt service payments for FY18.

FINANCIAL IMPACT

These mills are set in order to generate the necessary revenues to make the debt service payments and fund Public Safety II. The total FY18 mills are 54.31 compared to the FY17 mills of 56.40.

RECOMMENDATION

Staff recommends that the City Council hold the public hearing and approve the resolution setting the mill levy rates for GO Bonds and Public Safety II levy for FY18.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution for GO Debt and PSII

RESOLUTION 17-_____

A RESOLUTION ESTABLISHING THE MILL LEVIES FOR PUBLIC SAFETY, GENERAL OBLIGATION DEBT FOR PARKS, STREET, LIBRARY, AND BASEBALL STADIUM DEBT SERVICE FOR TAX YEAR 2017.

WHEREAS, pursuant to law, the City of Billings is required to make annual mill levies.

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

1. That a Public Safety Mill Levy, which voters approved in November of 2004 in the amount of $8.2 million, (43.32 mills), is hereby imposed on all taxable property within the City of Billings, Montana, for the Fiscal Year **July 1, 2017 through June 30, 2018**.

2. That additional Mill Levies in the amounts stated are hereby imposed on all taxable property within the City of Billings, Montana, to provide payment for the following:

   A. .61 mills-General Obligation Debt Service Parks
   B. 1.81 mills-General Obligation Debt Service Streets
   C. 4.80 mills-General Obligation Debt Service Library
   D. 3.77 mills-General Obligation Debt Service Baseball Stadium Series A

3. That when said taxes are collected, the same shall be placed in respective funds for the City and expended pursuant to the annual budget.

4. This Resolution shall be effective upon adoption.

ADOPTED and APPROVED by the City Council on the 28th day of August, 2017.

CITY OF BILLINGS:

BY: _____
Thomas W. Hanel, MAYOR

ATTEST:

BY: _____
Denise R. Bohlman, CITY CLERK

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing and Resolution Adopting Poly Vista Park Master Plan

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

Department: Parks/Rec/Public Lands

Presentation: Yes

PROBLEM/ISSUE STATEMENT

The Billings Parks, Recreation and Public Lands (PRPL) Department is partnering with the Landon's Legacy Foundation to develop a Miracle League baseball field and an inclusive and accessible playground for children of all abilities. The Miracle League is a national organization dedicated to providing an accessible baseball facility for children with physical limitations to participate and enjoy the game of baseball. The Landon's Legacy Foundation was created by Scott and Marcie Smith to honor their son, Landon. Its mission is to "bridge the gap between our communities' special needs population and their peers through sports and healthy physical play". Partnering with the foundation is the Billings Kiwanis Organization who are assisting in fundraising efforts.

Two years ago the Foundation met with PRPL to discuss a suitable location for a Miracle Field and inclusive playground. After reviewing several locations, Poly Vista Park surfaced as a top location to explore. Since there was not a Council-approved master plan for Poly Vista Park to determine the suitability of the park for these features, it was decided to do a master plan study. Landon's Legacy Foundation donated $66,570 to help fund this study. Billings Kiwanis contributed $27,000 of the donation amount.

Poly Vista Park is located South of Arrowhead Elementary School on 38th Street West. During the past 4 months our consultant, Land Design Inc., has been working with PRPL, the Foundation and Billings Kiwanis to develop the master plan for Poly Vista Park. They have reached out to various organizations and groups working with children with special needs, the neighborhood residents, the School District, senior organizations and the general public seeking comments and perspective. Two public meetings were held to present concepts and seek comments. The final plan was presented to the Billings Parks, Recreation and Cemetery Board on August 9th. The Board voted to recommend to Council a public hearing to consider the plan and to adopt the Poly Vista Park Master Plan.

If Council adopts this plan it will become the guiding document for future development at Poly Vista Park; will provide a location for a Miracle League baseball field in Billings; and will provide information to the Landon's Legacy Foundation and Billings Kiwanis to assist them in their fundraising efforts.

ALTERNATIVES ANALYZED

City Council may:

- Approve the park master plan as the guiding document for future development at Poly Vista Park,
- Modify the master plan, or;
- Disapprove the park master plan and provide staff with additional direction.

FINANCIAL IMPACT

The Landon's Legacy Foundation donated $66,570 to substantially fund the master plan study. The Billings Kiwanis contributed $27,000 of the donation amount. There will be no additional financial impact for the master plan study. The Landon's Legacy Foundation, along with the Billings Kiwanis, has set a goal to raise $1.5 million to construct the Miracle League Field and the inclusive playground.

RECOMMENDATION

Staff and the PRC Board recommends that the City Council conduct a public hearing and adopt the Poly Vista Park Master Plan as the governing document for future development of the park.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution

Poly Vista Park Master Plan Final Draft

Attachment A

RESOLUTION NUMBER 17-_____

A RESOLUTION ADOPTING A MASTER PLAN FOR THE DEVELOPMENT OF POLY VISTA PARK

WHEREAS, the public interest requires the creation and adoption of a Master Plan for Poly Vista Park, a Community Park, to control and limit development in accordance with the needs of the community, the limitations and constraints of the park site, and with improvements suited to and appropriate for this Community Park.

WHEREAS, it is in the public interest and necessary that the current and future development of the park shall conform to the adopted master plan; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF

BILLINGS:

1. *Master Plan.* The master plan for Poly Vista Park presented for adoption and attached as *Exhibit "A"* is the official Master Plan for the park.

2. *General Character of Improvements Provided for by the Plan.* The general character of the improvements are intended to balance the recreational opportunities, open space, neighborhood needs and special events hosted at the park which is located South of the Arrowhead Elementary School on 38th Street West. The purpose of the plan is to guide development and maintenance of the park and its facilities.

3. *Changes.* Proposed improvements not part of the adopted plan shall not be installed unless a new master plan is adopted through the normal park planning process that finds that the proposed improvement is appropriate as described above and can be incorporated as part of an "amended" park master plan to be presented for adoption at that time.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Billings, Montana, this 28th day of August, 2017.

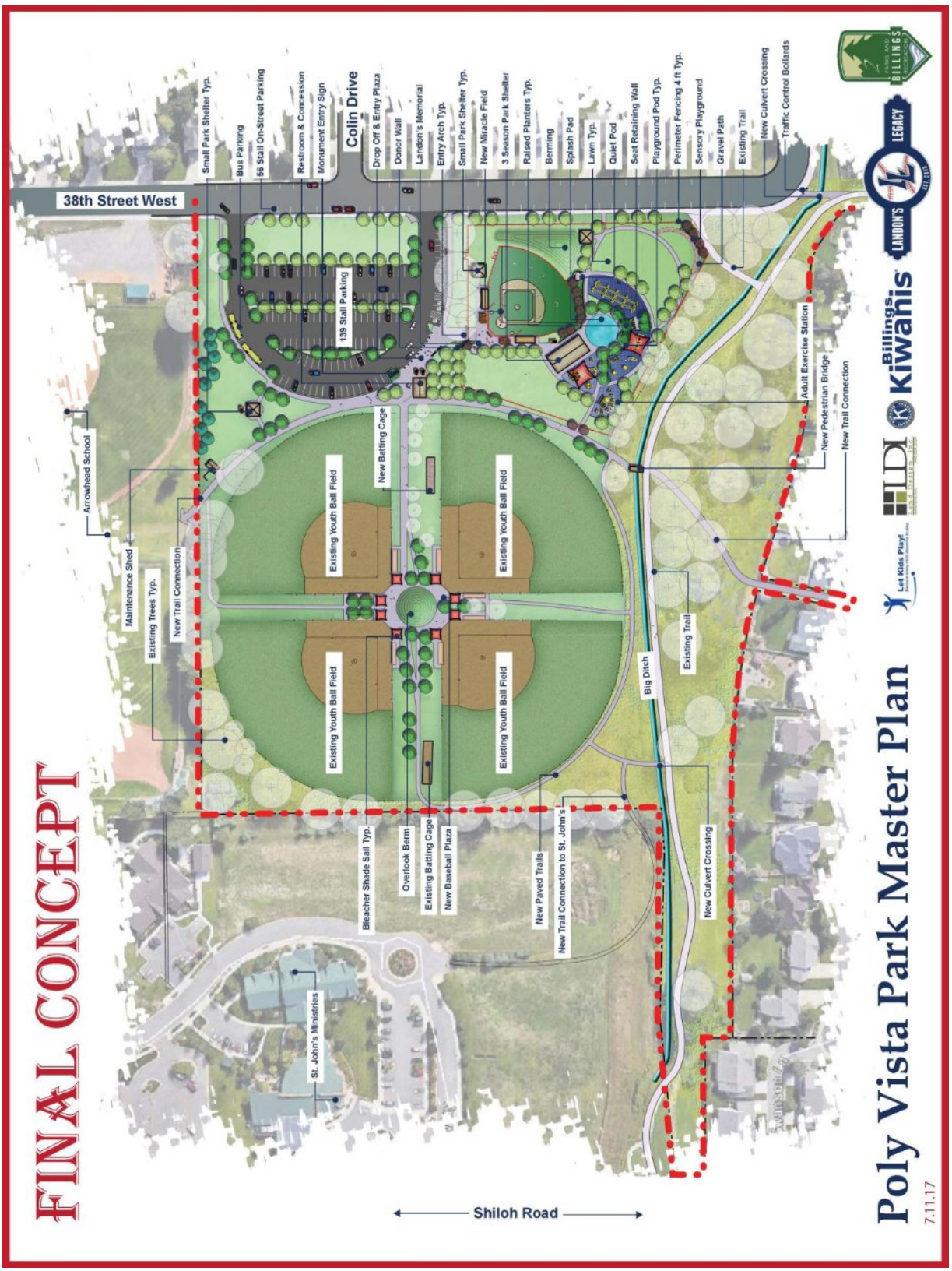
CITY OF BILLINGS

By:_____
Thomas W. Hanel Mayor

ATTEST:

By:_____
Denise Bohlman City Clerk

Exhibit A


FINAL CONCEPT
Poly Vista Park Master Plan
7.11.17
38th Street West
Colin Drive
Shiloh Road
Small Park Shelter Typ.
Bus Parking
56 Stall On-Street Parking
Restroom & Concession
Monument Entry Sign
Drop Off & Entry Plaza
Donor Wall
Landon's Memorial
Entry Arch Typ.
Small Park Shelter Typ.
New Miracle Field
3 Season Park Shelter
Raised Planters Typ.
Berming
Splash Pad
Lawn Typ.
Quiet Pod
Seat Retaining Wall
Playground Pod Typ.
Perimeter Fencing 4 ft Typ.
Sensory Playground
Gravel Path
Existing Trail
New Culvert Crossing
Traffic Control Bollards
139 Stall Parking
Arrowhead School
Maintenance Shed
Existing Trees Typ.
New Trail Connection
Existing Youth Ball Field
New Batting Cage
Existing Youth Ball Field
Existing Youth Ball Field
Existing Youth Ball Field
Bleacher Shade Sail Typ.
Overlook Berm
Existing Batting Cage
New Baseball Plaza
New Paved Trails
New Trail Connection to St. John's
St. John's Ministries
New Culvert Crossing
Big Ditch
Existing Trail
Adult Exercise Station
New Pedestrian Bridge
New Trail Connection
Let Kids Play!
LDI
Billings Kiwanis
LANDON'S LEGACY
BILLINGS

DRAFT

POLY VISTA PARK

APPROVED MASTER PLAN

PREPARED FOR
City of Billings
Parks, Recreation
& Public Lands Department

406-657-8371
www.billingsparks.org

POLY VISTA PARK

APPROVED MASTER PLAN

DRAFT

PREPARED FOR
City of Billings, Parks, Recreation
& Public Lands Department
390 North 23rd Street
Billings, MT 59101

PREPARED BY
Land Design, Inc.

Land Design, Inc
1670 South 48th St. West
PO Box 81316
Billings, MT 59108
406.655.3550

in association with

Let Kids Play!
Because every child deserves to play

&

DOWL HKM

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ACKNOWLEDGEMENTS

Mayor
Thomas Hanel

City Council

Ward 1	Brent Cromley	Mike Yakawich
Ward 2	Angela Cimmino	Larry Brewster
Ward 3	Richard McFadden	Chris Friedel
Ward 4	Al Swanson	Ryan Sullivan
Ward 5	Shaun Brown	Richard Clark

City Administrator
Tina Volek

Landon's Legacy Foundation
Marcie & Scott Smith - Chair

Billings Kiwanis
Julie Thomason - President

St. John's Lutheran Ministries
Karna Rhodes - Administrator

Parks,Recreation and Public Lands (BPRPL) Department Staff
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Jon Thompson - Superintendent of Parks
Mark Jarvis - Park Planner & Project Manager
Kory Thompson - Superintendent of Recreation

Consultants
Michael Verseman - Land Design, Inc., Billings,MT (406)655-3550
Mara Kaplan - Let Kids Play, Pittsburgh, PA (412)334-2652
Clint Litle - Dowl, Bozeman, MT (406)551-1450

Thank you to the families & neighbors of Poly Vista Park for your invaluable time and input on this Master Plan! Special thanks to the Landon's Legacy Foundation and Billings Kiwanis for your great vision and generosity toward our Billings Community!

EXECUTIVE SUMMARY

Billings Parks Recreation and Public Lands (BPRPL) was recently approached by Landon's Legacy Foundation & Billings Kiwanis to build a Miracle League Baseball Field and Program within the public parks system. The Miracle League is a national network of Baseball & Recreation Leagues which provide children with disabilities recreational opportunities. BPRPL reviewed a number of park locations in which to construct the Miracle League Field. Poly Vista Park was selected as the best city park to hold the future Miracle League Field. Based upon these findings, a master planning study was initiated by Billings BPRPL to provide direction to the development of a Miracle League Field which was generously funded by the Landon's Legacy Foundation.

Poly Vista Park is a community park located in Northwest Billings. From its creation in the mid 1950's, the park was developed and maintained primarily through the work of volunteer organizations without the direction of a guiding master plan. The existing aging infrastructure and amenities have begun to decline as they reach the end of their service life. Additionally, long standing public/private park maintenance obligations have recently been dropped as participation within the volunteer groups has diminished. All of which add to the importance of creating a guiding document for the future of the park.

Public input was solicited through a series of in-depth interviews with organized park user groups, and BPRPL staff. Additionally, two public meetings were conducted to gather input from community members. Multiple Master Plan options were presented over the course of this process, with the resulting Adopted Poly Vista Park Master Plan as its culmination.

The intent of the Adopted Poly Vista Park Master Plan is to provide a plan of action for the park which will:

- Create a Miracle League Baseball field for special needs children.
- Create an inclusive playground for children of all abilities.
- Provide recreational and leisure opportunities for surrounding neighborhoods.
- Preserve functioning ball fields.
- Preserve existing trees where possible.
- Provide guidance for replacement of aging park amenities (restrooms and irrigation systems).
- Set a vision to guide development of Poly Vista Park into the future.

Operationally, The plan recommends pursuit of formalized user agreements between BPRPL and organized park user groups to coordinate items such as schedules and maintenance of shared facilities to streamline park operations and avoid potential conflicts. Formalization of operations within BPRPL related to maintenance, inspections, and recreational programs are also recommended.

ORIGIN

Poly Vista Park is a community park located on the west side of 38th Street West south of Poly Drive. The park ground was originally obtained by the city in the mid 1950's. Recently the Landon's Legacy Foundation & Billings Kiwanis approached the Billings Parks Recreation and Public Lands (BPRPL) to create a Miracle League Field within a Billings city park. After a review of available park land, Poly Vista Park was selected as the best location to consider for the Miracle Field. Since there was no City Council approved Park Master Plan on file and to allow for ample public input into park improvements, BPRPL initiated a planning study, which was substantially funded by generous donations from the Landon's Legacy Foundation and Billings Kiwanis, with additional funding provided by BPRPL.

The Landon's Legacy Foundation in association with Billings Kiwanis has as their goal to create a Miracle Field and League, and inclusive playground for the Billings community in memory of Landon Smith. The Miracle League is a national association which provides special needs children with opportunities to play recreational sports (primarily baseball) in an organized league. Inclusive playgrounds, which provide play opportunities for children of all abilities, are typically developed as support facilities alongside Miracle Fields. The guiding principle behind both the Miracle League and inclusive playground is to break down barriers to those with disabilities and to foster interaction between people of all abilities through play. According to national census data approximately 20% of all U.S. citizens have a disability. At the time of this study Billings has no public parks which are designed specifically for people with disabilities. Landon's Legacy Foundation and Billings Kiwanis recognize this great need in our community and have graciously chosen to help support special needs families, through the creation of an inclusive park.

Goals for the resulting master plan of Poly Vista Park are to:

- Create a Miracle League Baseball field for special needs children.
- Create an inclusive playground for children of all abilities.
- Provide recreational and leisure opportunities for surrounding neighborhoods.
- Preserve functioning ball fields.
- Preserve existing trees where possible.
- Provide guidance for replacement of aging restrooms and irrigation systems.

PROCESS

A linear process for delivery of the Poly Vista Park Master Plan was defined with BPRPL at the beginning of the project. See *Figure 1. Process Diagram*. Further explanation of the process steps are outlined in the following sections.

ANALYSIS

Park Classification

Due to its size and location relative to other parks in Billings, Poly Vista Park is classified as a Community Park. Parks with this classification are intended to be accessible to multiple neighborhoods and beyond, meeting a broader base of community recreational needs, as well as preserving unique landscapes and open spaces. Community parks are designed typically for residents who live within a one to three mile radius. Community Parks can range from 10 to 100 acres depending on the community. The following are general criteria for community parks taken from national park and recreation guidelines and industry standards. These guidelines represent an ideal criteria which may not be specifically applicable given actual site limitations and BPRPL operational standards.

- Size of park: 10 to 60 acres normally. Can be up to 100 acres (usable area measured).
- Service radius: One to three mile radius
- Site Selection: On two collector streets minimum and preferably one arterial street. If near an arterial street, provide natural or artificial barrier. Minimal number of residences abutting site. Preference is streets on four sides, or three sides with school or municipal use on fourth side. Encourage trail linkage to other parks
- Length of stay: Two to three hours experience
- Amenities: Four signature amenities at a minimum: (e.g., trails, sports fields, large shelters/ pavilions, community playground for ages 2-5 and 5-12 with some shaded elements, recreation center, pool or family aquatic center, sports courts, water feature); public restrooms with drinking fountains, ample parking, and security lighting. Amenities are ADA compliant. Sport Fields and Sport Complexes are typical at this park.
- Revenue facilities: One or more (e.g. pool, sports complex, pavilion)
- Land usage: 65 percent active and 35 percent passive
- Programming: Minimum of four essential program services (e.g. sports, day camps, aquatics.
- Maintenance Standards: Provide the highest level maintenance with available funding. Seek a goal of Level 2 maintenance standards. Some amenities may require Level 1 maintenance
- Parking: Sufficient to support the amenities; occupies no more than 10 percent of the park. Design should include widened on-street parking area adjacent to park. Goal is to maximize usable park space. Traffic calming devices encouraged within and next to the park
- Lighting: Amenity lighting includes sport field light standards. Security lighting on dual system with 50 percent of lights off at a set time and 50 percent on all night for security
- Signing: Directional signs and facility/amenity

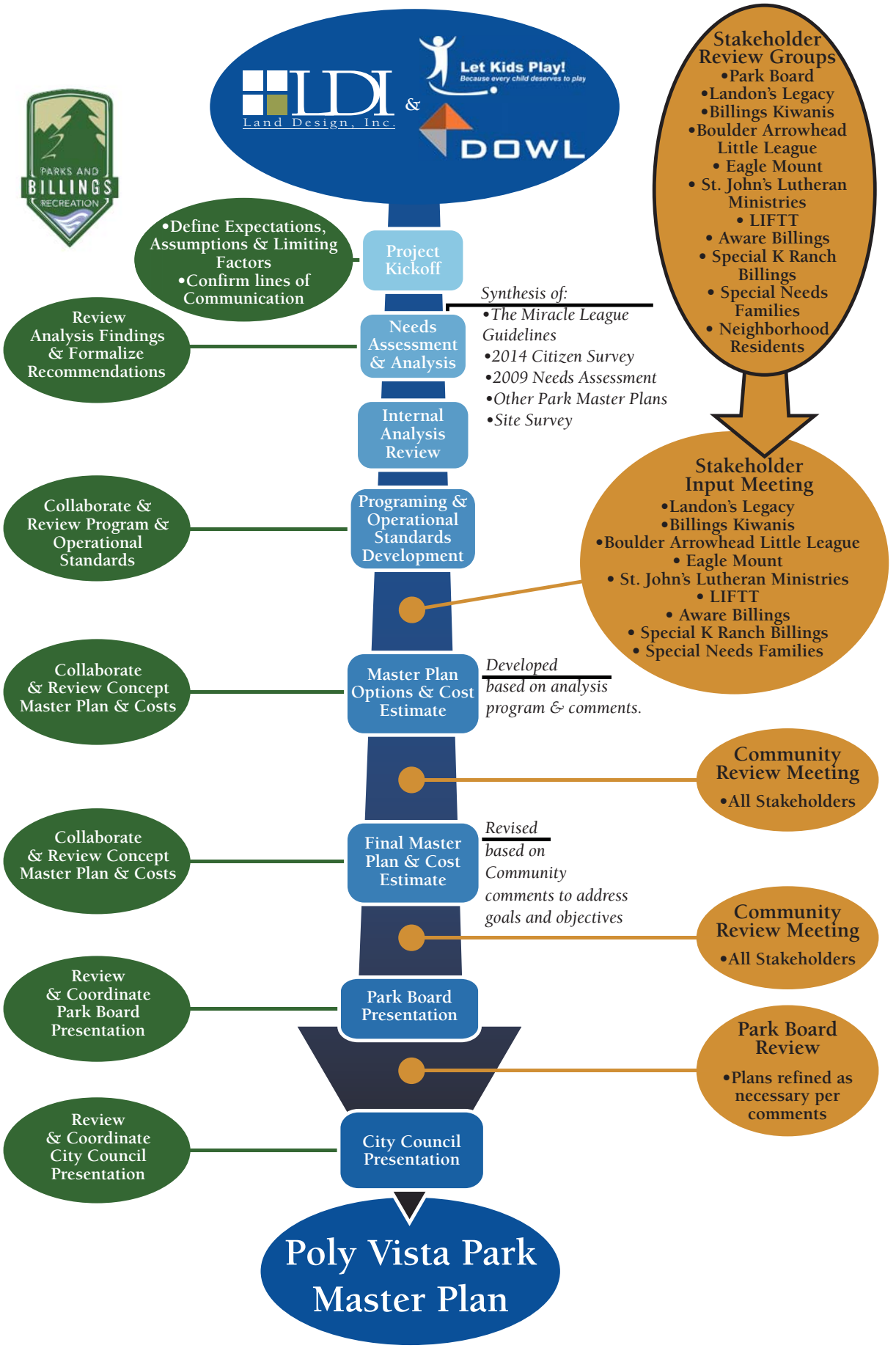


Figure 1. Process Diagram

regulations to enhance user experience. May include kiosks in easily identified areas of the facility
- Landscape Design: Appropriate design to enhance the park theme/use/experience. Enhanced landscaping at park entrances and throughout park
- Naming: Consistent with the City's naming right ordinance, may be named after a prominent or historic person, event, or natural landmark
- Other: Strong appeal to surrounding neighborhoods; integrated color scheme throughout the park; partnerships developed with support groups, schools and other organizations; loop trail connectivity; linked to Regional Park, trail or recreation facility; safety design meets established CPTED (Crime Prevention Through Environmental Design) standards.

Community Park Athletic Field Amenities

Basic athletic field amenities for community parks are listed below. Guidelines present optimal conditions which may not be applicable to all cases.

BASEBALL FIELD AMENITIES - YOUTH SIZE

- Field size: Preferred: 225-foot outfield fence with minimum 4-foot high outfield fence. Alternate: 215-foot outfield fence with 8-foot high outfield fence.
- Baselines and infield: 60-foot and 70-foot skinned baseline w/ base sleeves w/ grass infield. Ball field mix extends from backstop down sidelines to fence opening at end of dugout. Home plate included. Bases specified by City and provided by user groups.
- Permanent backstop. Preferred: 2-foot high concrete block w/ safety padding and 18-foot vertical fence (Preferred: black vinyl coated chain link).
- Fencing: 8-foot high fence (Preferred: black vinyl coated chain link) from backstop to end of skinned infield. On 225-foot field, 4-foot high sideline and outfield fence (Preferred: black vinyl coated chain link). On 215-foot field, outfield fence increases to 8-foot high. Yellow safety top on outfield fence. Foul poles at outfield fence. 12-foot wide dual-gate opening on one sideline fence for field maintenance equipment access.
- Concrete block bin: 6-foot by 6-foot for ball field mix located adjacent to 12-foot fence opening.
- Dugout: 21-foot by 7-foot including 15-foot long players bench with backrest. 8-foot high fencing around dugout. Dugout opens onto field at home base side of dugout. 2-foot safety wing fencing inside dugout to prevent foul ball entry. Slatted roof over dugout.
- Raised pitching mound with two pitching rubbers (46-foot and 50-foot to home plate). Equipment installed by City maintenance staff.
- Interior warm up/practice pitching mound along sideline fences backing up to outfield fence (46-foot distance from pitching rubber to plate). Slats or padding in fence to maintain fence longevity.
- Three row bleachers (21-foot long) on concrete pad both baselines.
- 12-foot by 8-foot concrete pad for storage box. Equipment storage unit funded by user group – approved and installed by City maintenance staff on same side as field mix bin.
- Conduit and pull boxes from power source to backstop, and from backstop to outfield field for future scoreboard. Scoreboard/controller provided by user group.
- Field lighting at community and regional parks (preferred).
- Concrete behind dugouts and in dugouts connected to park walkways on all fields.
- Quick disconnect for water behind pitcher's mound.

SOFTBALL FIELD AMENITIES – YOUTH SIZE

- Field size: Preferred: 225-foot outfield fence with 10-foot warning track with 4-foot high outfield fence. Alternate: 215-foot outfield fence with 8-foot high outfield fence.
- Baselines and infield: 50-foot and 60-foot baseline w/ base sleeves on completely skinned infield. Home plate included. Bases specified by City and provided by user groups.
- Permanent backstop. 2-foot high concrete block w/ safety padding and 18-foot vertical fence (Preferred: black vinyl coated chain link).
- Fencing: 8-foot high fence (Preferred: black vinyl coated chain link) from backstop to end of skinned infield. On 225-foot field, 4-foot high sideline and outfield fence (Preferred: black vinyl coated chain link). On 215-foot field, outfield fence increases to 8-foot high. Yellow safety top on outfield fence. Foul poles at outfield fence. 12-foot wide dual-gate opening on one sideline fence for field maintenance equipment access.
- Concrete block bin: 6-foot by 6-foot for ball field mix located adjacent to 12-foot fence opening.
- Dugout: 21-foot by 7-foot including 15-foot long players bench with backrest. 8-foot high fencing around dugout. Dugout opens onto field at home base side of dugout. 2-foot safety wing fencing inside dugout to prevent foul ball entry. Slatted roof over dugout.
- No pitching mound. Three pitching rubbers (30-foot/35-foot/40-foot to home plate). Equipment installed by City maintenance staff.
- Interior warm up/practice pitching area along sideline fences backing up to outfield fence (30-foot/35-foot/40-foot to home plate distance from pitching rubber to plate). Slats or padding in fence to maintain fence longevity.
- Three row bleachers (21-foot long) on concrete pad both baselines.
- 12-foot by 8-foot concrete pad for storage box. Equipment storage unit funded by user group – approved and installed by City maintenance staff on same side as field mix bin.
- Conduit and pull boxes from power source to backstop, and from backstop to outfield field for future

Figure 2. Miracle Field Photo

2017 The Miracle Field of Massachusetts. "miracle_field_01.jpg.", http://www.miracle-leagueofma.com/miracle_field.php.

scoreboard. Scoreboard/controller provided by user group.
- Field lighting at community and regional parks.
- Concrete behind dugouts and in dugouts connected to park walkways on all fields.
- Quick disconnect for water behind pitcher's mound.

MIRACLE FIELD AMENITIES
- Field size: 115-foot outfield fence with minimum 4-foot high outfield fence.
- Baselines and infield: 49-foot
- Permanent backstop. Preferred: 15-foot vertical fence
- Fencing: 4-6 foot high fence. Yellow safety top on outfield fence. Foul poles at outfield fence. 12-foot wide dual-gate opening on one sideline fence for field maintenance equipment access.
- Dugout: 30-foot by 10-foot including 15-foot long players bench with backrest. 8-foot high fencing dugout protective wing. Dugout opens onto field along entire frontage at grade.
- ADA Bleachers on concrete pad both baselines.
- 12-foot by 8-foot concrete pad for storage box. Equipment storage unit funded by user group – approved and installed by City maintenance staff.
- Conduit and pull boxes from power source to backstop, and from backstop to outfield field for future scoreboard.
- Concrete behind dugouts and in dugouts connected to park walkways on all fields.

Park Structures

RESTROOMS/CONCESSIONS/PICNIC SHELTERS
- Restroom: typically installed at 1 per 20 acres of Community Park, Regional Park, or Sports Complex. Minimum of one restroom with drinking fountains at parks with programmed fields.
- Concession Building: Provided when three or more fields exist at a Community Park or Regional Park. Owned by City. Rental agreement required for user group use of facility, which includes cost of building depreciation, building upkeep, and utilities. Building includes shelving, electrical, three-partition sink with hot water, and separate sink for hand washing. Facility built to health code requirements. Equipment supplied by user group.
- Picnic Shelters: Picnic tables – 1 for every six people, ADA Accessible picnic tables – 1 out of every 3 picnic tables should have ADA accessible seating, Grills – 1 above ground grill for every 25 people, Trash cans – 2 trash cans for every 25 people, Apron – Concrete apron that extends beyond the roof of the shelter on all sides, Parking – parking space equal to 1/3 of the capacity of the shelter (i.e. 8 parking spaces for 25 person shelter)

Citizen Survey

Results from the city wide *2014 Citizen Survey* reveal general recommendations for activities desired by Billings residents city wide. As a big picture survey, the recommendations made by the study should be considered as applicable for all parks generally, with an allowance for the recommendations to be modified by participants in the public process. Activities identified by the survey which should be considered for inclusion in Poly Vista Park include the following:

(Excerpt from the 2014 Citizen Survey)

ACTIVITIES AND EXPERIENCES
- *Residents are most interested in walking or biking when visiting a park. Three quarters of residents are very interested in walking on sidewalks or trails and another 20 percent are at least somewhat interested in this activity. Similarly, 62 percent of residents are very interested in biking on sidewalks or trails with another 20 percent somewhat interested.*
- *Most other strongly preferred activities are more passive in nature. Other than the general category of "getting exercise," in which 85 percent of Billings residents indicated they are at least somewhat interested, most other activities of strong interest are generally passive ones. These include (with proportions at least somewhat interested): attending special events (91 percent); family friendly activities (91 percent); picnicking (90 percent); and sitting on a park bench (84 percent).*
- *Restrooms and picnic-related features are those most needed. When asked about a list of features and which ones (i.e. top three) are most lacking at city parks, Billings residents were most likely to choose restrooms (64 percent), picnic shelters (49 percent), and picnic tables (38 percent). Infrastructure for team sports such as sport courts or athletic fields were significantly less likely to be chosen (18 and 15 percent, respectively).*
- *Safety is highly desirable when recreating in a city park. Among a list of possible experiences desired when recreating in a city park, residents were most likely (84 percent) to strongly desire a place where they "feel safe." Next most frequently desired*

experiences included enjoying the outdoors (76 percent) and spending time with family (68 percent). (p. 5)

- *Billings residents highly value trees, shrubs and natural areas in public places. Nearly two-thirds of residents strongly agree that the health and condition of public trees is important and half strongly agree that the health and condition of natural area parks is important. In addition, about half of residents strongly agree that these features improve public health and increase property values. More natural area parks, more features in natural areas, and more trees and shrubs in public places are strongly desired by half of residents with most of the rest slightly desiring these. (p. 6)*

Findings from the guiding documents indicate a prioritization of passive activities like walking and biking, picnicking, and support amenities like restrooms. Stated preferences for trees and shrubs in parks also illustrate a need to preserve the existing tree canopy in Poly Vista Park when considering Master Plan development alternatives.

Demographics

The Demographic Analysis provides an understanding of the population within a three mile service radius of Poly Vista Park in the City of Billings. This analysis demonstrates the overall size of total population by specific age segment, and the overall economic status and spending power of the residents through household income statistics. It is important to note that while the demographics analysis evaluates the population characteristics based on the geographic area, the actual park area of influence will serve an audience outside that as well.

All future demographic projections are based on historical trends. All projections should be utilized with the understanding that unforeseen circumstances during or after the time of the projections could have a significant bearing on the validity of the final projections.

Methodology

Population data was obtained via Population Explorer, which is an online software tool that estimates human population down to an area of 1 square km. The primary data source for the tool is LandscanTM, a high-resolution population data set produced by Oak Ridge National Laboratory, under a US Department of Defense contract. LandScan™ is a Geographic Information System and Remote Sensing (GIS) based data set for global population distribution. The LandScan algorithm, uses spatial data and imagery analysis technologies and a multi-variable dasymetric modeling approach to disaggregate census counts within an administrative boundary. LandScan population distribution models are tailored to match the data conditions and geographical nature of each individual country and region.

Income data is provided from the US Census Bureau public census data. All data was acquired in June 2017. Straight line linear regression was utilized for projected demographics. A 3 mile radius service area of Poly Vista Park in the City of Billings was utilized as the demographic analysis boundary. See *Figure 3. Poly Vista Park - 3 Mile Service Radius.*

Population

The population of the 3 mile service radius of Poly Vista Park is estimated at 42,375 people. It is projected to grow by about 200 people per year for the next 10 years. See *Figure 4. Population - 3 Mile Service Radius*. The overall growth rate is expected to be approximately 3.8% from 2015-2025. The service area is expected to have approximately 44,000 residents in 10 years.

Age Segment

The service area for Poly Vista Park, has a high proportion of its population in the 55+ age group comprising 32% of all residents within the study area. Similarly, The highest single population segment within the survey is the 55-59 age range. The lowest portion of the population is the 20-34 age range making up approximately 20% of the population. Over time, it is

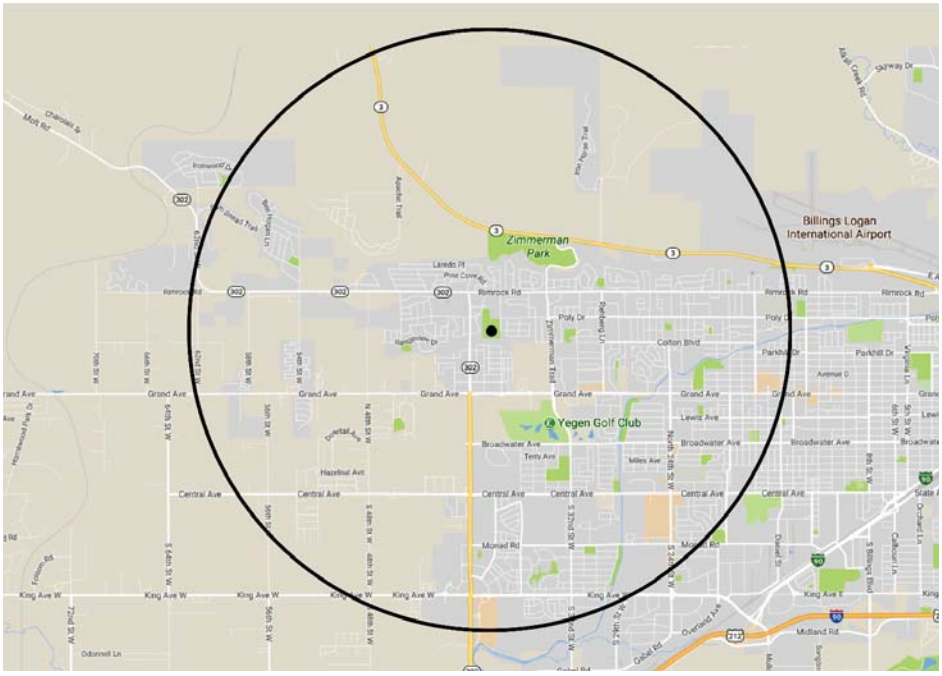


Figure 3. Poly Vista Park - 3 Mile Service Radius

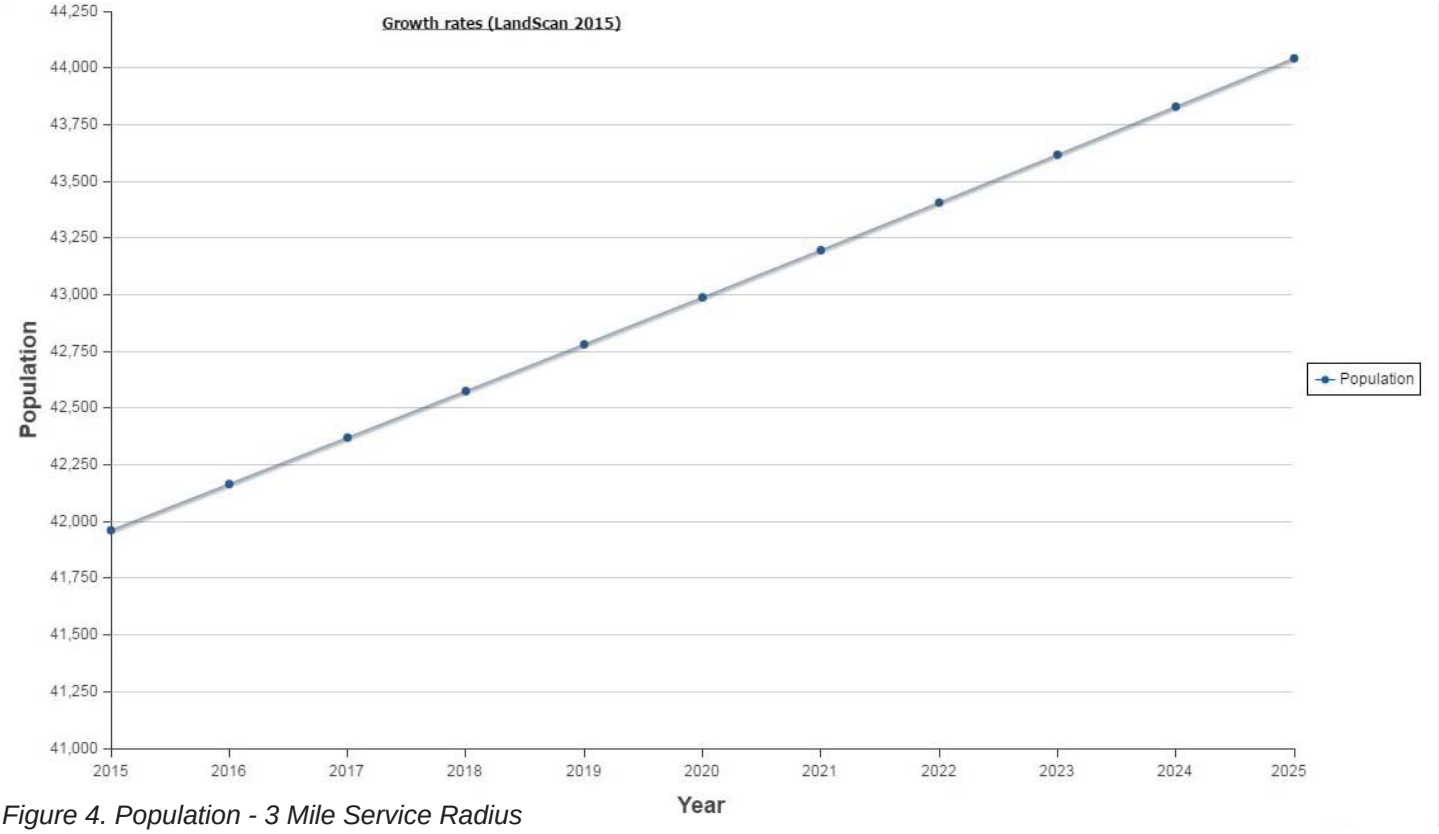


Figure 4. Population - 3 Mile Service Radius

expected that the 55+ segment of the population will continue to grow similar to nationwide trends, which point to a growth pattern in the 55+ age group as a result of increased life expectancies and the baby boomer population entering that age group. See *Figure 5. Age Segmentation - 3 Mile Service Radius.*

Implications

The large portion of older adults within the neighborhood indicate a need for more adult and family friendly amenities in the park. Income levels for the area are average to high for the city of Billings. This would indicate a potential need for higher level park amenities befitting with the surrounding neighborhood character. See *Figure 6. Income - 2 Mile Service Radius*.

Recreation Trends Analysis

The *Sports & Fitness Industry Association (SFIA) Sports, Fitness & Recreational Activities Topline Participation Report 2017* was utilized to evaluate national sport and fitness participatory trends. The study is based on survey findings by the Physical Activity Council from a total of 24,134 online interviews carried out in 2016 - and early 2017. The purpose of the report is to establish levels of activity and identify key participatory trends in recreation across the U.S. While the report surveys diverse recreational activities, the activities selected for analysis were those which could be performed outdoors within city jurisdiction and the park site. While not exhaustive, the sports shown on the table represent most of the popular activities meeting the limiting criteria.

NATIONAL TRENDS IN GENERAL SPORTS

The activities most heavily participated in for 2016 also coincide with the most general and accessible activities surveyed. See *Figure 7. National Participatory Trends in Outdoor Activities and Sports.* Walking and Jogging activities are the most popular of the activities represented. These activities have a minimal equipment requirement for participation, and are accessible to all ages. Road cycling is another high participation activity that is noteworthy for the fact that an established multi-use trail is already located within Poly Vista Park. Similarly the growing interest in Body weight and Accessory Equipment Exercise is worthy of consideration as an additional activity which appeals to a broad age range, and is an activity of quickly rising interest.

Generally speaking, Niche sports like Field Hockey, Squash, Rugby Roller Hockey, Pickleball, BMX Cycling, and Lacrosse exhibit the fastest growth rates, with the fastest growing of these being Adventure Racing. While these sports have lower participation numbers than other mainstream sports, they are worthy of consideration for limited implementation at a community level. Accommodations for these activities should be considered where community interest is expressed and conducive site conditions exist.

During the last five years, the sports that are most rapidly declining include Touch Football, Inline Skating, and Ultimate Frisbee. See *Figure 7. National Participatory Trends in Outdoor Activities and Sports.*

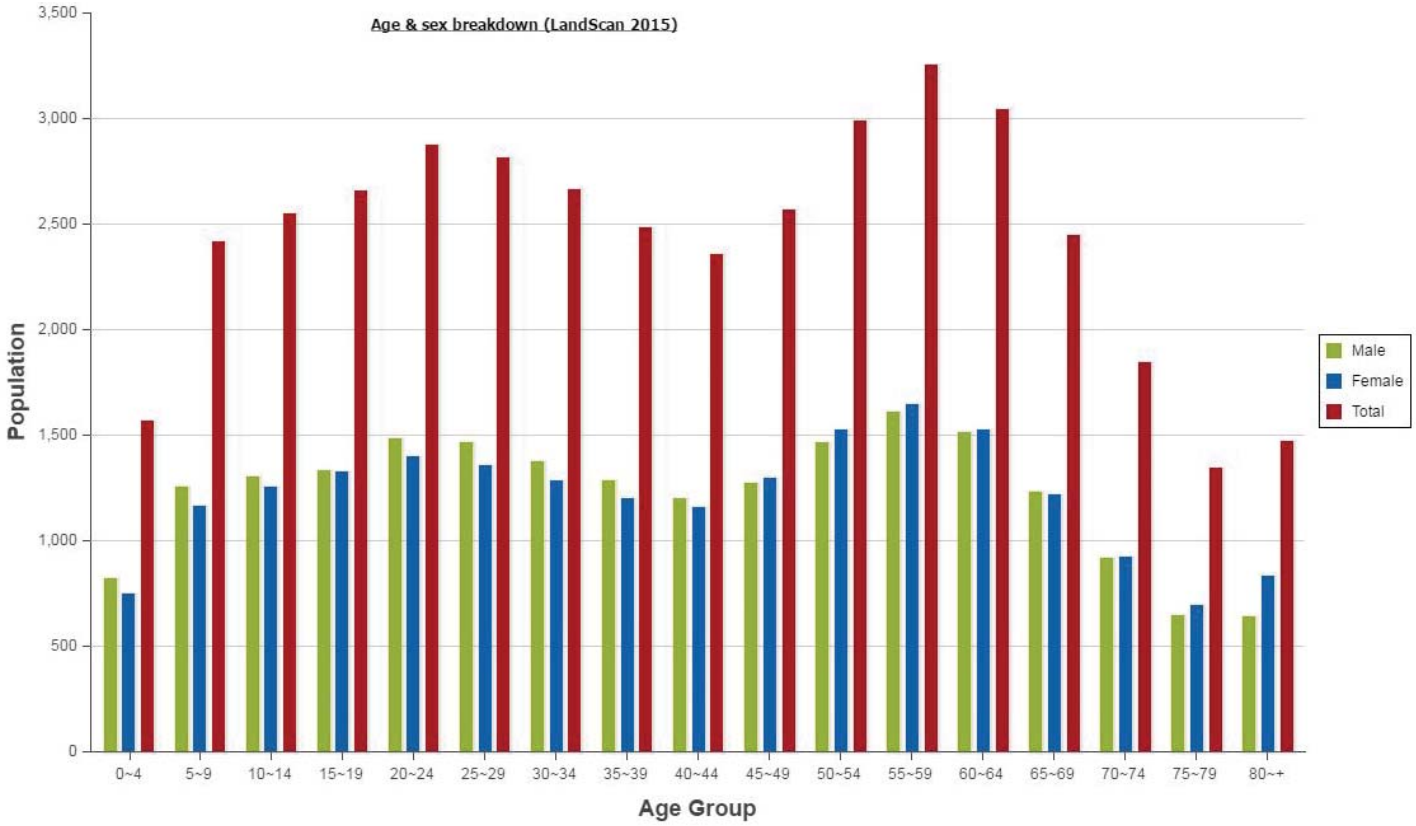


Figure 5. Age Segmentation - 3 Mile Service Radius

RECREATION TRENDS CONCLUSION

It is important for the City of Billings to understand the national participation trends in outdoor recreation activities, in order to anticipate coming trends in our community. Understanding recreational life cycle trends allows parks and recreation to better plan programs and facilities at Poly Vista Park for future needs.

Inclusive Play Guidelines

Most common playgrounds have generic ramp and platform designs, which did not consider the needs of those with living with autism, sensory and cognitive issues, visual limitations, the medically fragile, or even the needs of our older adults.

Inclusive playgrounds are designed as a place where everyone can play together, regardless of ability, disability, size or age, taking into consideration everyone's unique physical and cognitive needs. See *Figure 8. Inclusive Playground.*

Inclusive Playground Design is characterized by the following amenities and guidelines.

- Synthetic surfacing: Pour-in-place rubber, turf or tiles for ease for movement on the playground for those with mobility aides.

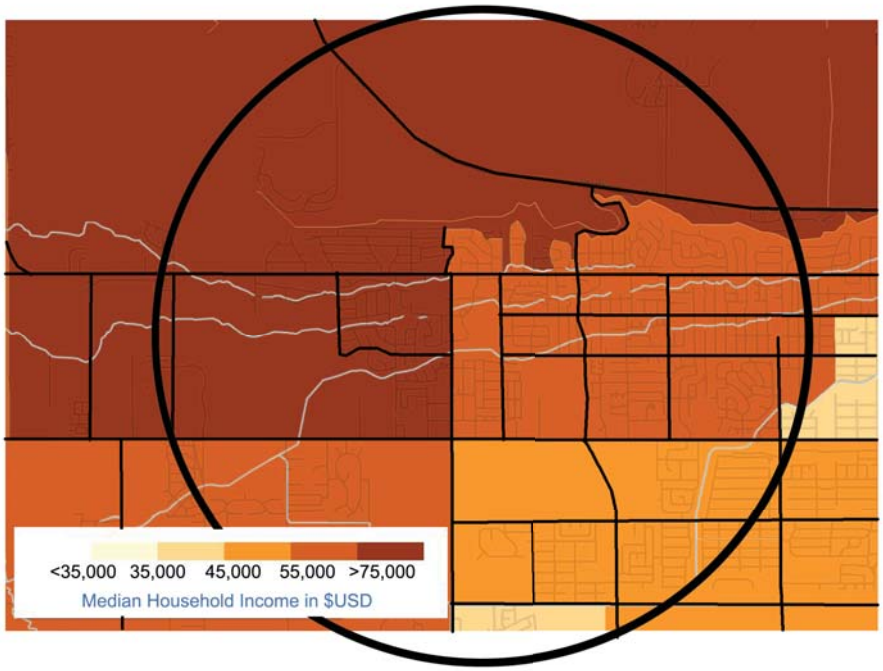


Figure 6. Income - 2 Mile Service Radius

National Participation Trends in General Sports

Rank	Activity	Participation Levels			% CHANGE	
		2011	2014	2016	3 YEAR	5 YEAR
1	Walking	112,715	112,583	107,895	-4.2%	-4.3%
2	Running/Jogging	50,061	51,127	47,384	-7.3%	-5.3%
3	Bicycling (Road/Paved Surface)	39,834	39,725	38,635	-2.7%	-3.0%
4	Swimming	21,517	25,304	26,601	5.1%	23.6%
5	Bodyweight & Accessory Equipment Exercise		22,390	25,110	12.1%	N/A
6	Golf *	26,122	24,700	24,120	-2.3%	-7.7%
7	Basketball	24,790	23,067	22,343	-3.1%	-9.9%
8	Tennis	17,772	17,678	18,079	2.3%	1.7%
9	Baseball	13,561	13,152	14,760	12.2%	8.8%
10	Soccer (Outdoor)	13,667	12,592	11,932	-5.2%	-12.7%
11	Bird Watching	13,067	13,179	11,589	-12.1%	-11.3%
12	Ice Skating	11,626	10,649	10,315	-3.1%	-11.3%
13	Bicycling (Mountain/Non-Paved)	6,989	8,044	8,615	7.1%	23.3%
14	Trail Running	5,373	7,531	8,582	14.0%	59.7%
15	Softball (Slow Pitch)	7,809	7,077	7,690	8.7%	-1.5%
16	Badminton	7,135	7,176	7,354	2.5%	3.1%
17	Skateboarding	6,318	6,582	6,442	-2.1%	2.0%
18	Football, Flag	6,325	5,508	6,173	12.1%	-2.4%
19	Football, Touch	7,684	6,586	5,686	-13.7%	-26.0%
20	Volleyball (Sand/Beach)	4,451	4,651	5,489	18.0%	23.3%
21	Football, Tackle	6,448	5,978	5,481	-8.3%	-15.0%
22	Inline Skating	7,451	6,061	5,381	-11.2%	-27.8%
23	Climbing (Sport/Indoor/Boulder)	4,445	4,536	4,905	8.1%	10.3%
24	Volleyball (Grass)	4,211	3,911	4,295	9.8%	2.0%
25	Ultimate Frisbee	4,868	4,530	3,673	-18.9%	-24.5%
26	Racquetball	4,357	3,594	3,579	-0.4%	-17.9%
27	Bicycling (BMX)	1,958	2,350	3,104	32.1%	58.5%
28	Adventure Racing	1,202	2,368	2,999	26.6%	149.5%
29	Pickleball		2,462	2,815	14.3%	N/A
30	Softball (Fast Pitch)	2,400	2,424	2,467	1.8%	2.8%
31	Lacrosse	1,501	2,011	2,090	3.9%	39.2%
32	Roller Hockey	1,237	1,736	1,929	11.1%	55.9%
33	Rugby	850	1,276	1,550	21.5%	82.4%
34	Squash	1,112	1,596	1,549	-2.9%	39.3%
35	Field Hockey	1,147	1,557	1,512	-2.9%	31.8%

Participation figures in the 000's for U.S. Population age 6 and older

* Golf data from 2010-2015

Figure 7. National Participatory Trends in Outdoor Activities and Sports

- Fencing: A fence that completely surrounds the playground with only 1-2 openings preferred. Fencing serves to contain children who may go into flight mode to prevent them from easily leaving the safety of the park.
- Sensory-rich: Activities the engage children in tactile, auditory, visual, vestibular, and proprioceptive activities. Children with disabilities often require extra stimulation in order to experience a sensation to one or more of their senses. Play activities should seek to provide this stimulation for children who are hypo-sensitive. For children with hyper-sensitivity quiet areas for decompression are required for children who become overstimulated.
- Wayfinding system with orientation path. A wayfinding path aides children with spatial recognition issues.
- Equipment that provides a range of challenge from very easy to very difficult. Ranges of challenge serve a broad population of children through various ages and abilities.
- For a person using a wheelchair, there is equipment that is easy to transfer to and equipment that enables the person to engage in play along with their peers without leaving their wheelchair.
- Combination of active and quiet areas. Segregation of active and quiet areas allow children and parents to manage the degree of stimulation experienced

Figure 8. Inclusive Playground

Visit Indiana. "s-Dream_Boundless-Playground.jpg.", https://visitindiana.com/blog/wp-content/uploads/2014/07/s-Dream_Boundless-Playground.jpg.

by playing children. This is especially important for children prone to overstimulation.

- Social play opportunities. Social opportunities foster shared understanding between children of all abilities.
- "The Coolest Thing" on the playground is accessible to all.
- Opportunities to engage in nature, including water.
- Easy access to family restrooms. Priority should be placed on providing restrooms which will accommodate people with limited mobility, or mobility devices.
- Easy access to water for drinking. Certain disabilities leave children more susceptible to over-heating, drinking water is critical to user comfort.
- Shade. Shading play areas is important for comfort generally, certain disabilities leave children more susceptible to over-heating making shade critical for playground usability.
- Benches with and without backs strategically positioned throughout the playground.

POLY VISTA PARK EVALUATION

Current Conditions

An on site inventory and analysis of current conditions for Poly Vista Park was conducted at the outset of the master planning process. See *Figure 9. Existing Conditions*. Historically, Poly Vista Park has been defined as a 15 acre parcel bounded on the east by 38th Street West, on the north by Arrowhead School, to the west by St. John's Lutheran Ministries, and to the south by the Big Ditch. More recently, additional park property was added to the south of the Big Ditch which notably features a section of paved multi-use trail. For the purposes of this study the Big Ditch trail property is also considered as a part of Poly Vista Park.

Generally, the west half of the park is dedicated to youth ball fields. The fields are in fair condition, and are regularly scheduled for organized games and practices during summer months. Home plate locations are oriented toward each other in a quad configuration. The center of the quad formerly held a concession and restroom facility which was recently demolished. Pedestrian circulation paths within the quad and the greater park area are gravel.

The northeast side of the park contains a gravel parking lot. The lot is accessed off of 38th Street in 2 locations, and is the only vehicular access point for the park. A study of the square footage of existing parking area indicates that it is over built for projected park uses by approximately 40%. However, the absence of stall striping creates a less efficient parking situation in practice.

The southeast section of the park is an open field of un-irrigated grass, which was formerly the site of an additional ball field, that was recently removed due to its declining condition.

The south of the park is marked by the Big Ditch which creates a physical barrier to pedestrians to access the north park area. The ditch separates the multi-use trail from the remaining park property on all but the eastern edge of the park. It is bridged on the south east side of the park via a culvert crossing. The multi-use trail is in good condition and forms a crucial link between the surrounding neighborhoods and Poly Vista Park. The trail continues west beyond the park property for another 2 miles connecting to Rimrock West Park.

Poly Vista Park features areas of native and naturalized trees and vegetation. See *Figure 9. Existing Conditions.* Large cottonwood trees are present along the north and east portions of the park. The south of the park has a mixture of large cottonwoods, and an understory of russian olives and other woody vegetation in a natural area along the ditch and trail. Trees along the baseball quad interior are arranged in a more traditional park layout with selections of traditional shade trees. As noted

in the guiding document analysis, priority should be placed on maintaining existing trees wherever possible, particularly those of mature size.

Irrigation water is currently provided by the City of Billings municipal water. As a City agency, Poly Vista Park is un-billed for the water consumed, however, with the rising costs of water sanitation, it is prudent to explore other options for irrigation water. The irrigation system is a manual system, requiring staff to physically turn the system on/off and move heads. The system is nearing the end of its life cycle and is inefficient from a personnel and water use perspective. Billings PRPL holds water rights on the Big Ditch as a potential source for irrigation water and options related to it's use should be explored.

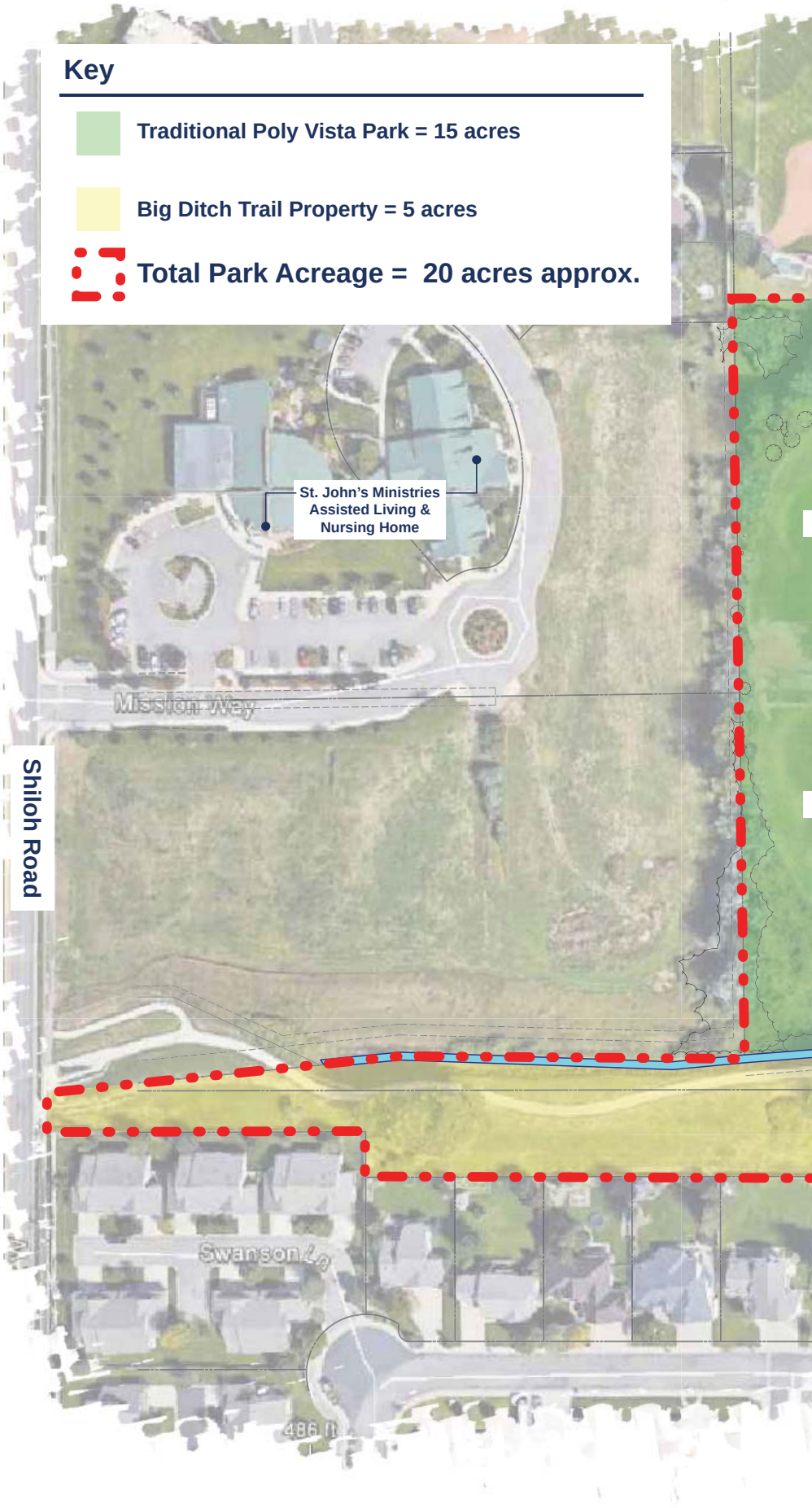
Current Uses

Current users of Poly Vista Park are focused around the existing ball fields. The fields are the primary location for BPRPL's youth baseball & softball leagues. They are also home to a number of club softball and baseball teams as both game and practice facilities. Weekend tournaments are also scheduled sporadically at the ball fields.

Poly Vista Park also functions reciprocally with the Boulder Arrowhead Little League fields located immediately to the north on School District #2 Property, with each facility providing overflow parking for the other during special events.

The multi-use trail along the south of the park receives heavy usage. According to the *2011 Billings Area Bikeway and Trail Master Plan*, the Big Ditch Trail is one of the most heavily used sections of municipal trail within the city. The census of users for this trail section showed a weekday summer usage of 305 people in 2011.

Site improvements which continue to support and expand these uses should be included within the Master Plan.



EXISTING CONDITIONS

Figure 9. Existing Conditions

PROGRAMMING AND OPERATIONAL STANDARDS

Program Elements & Goals

The following are a list of programming elements and goals for Poly Vista Park based on the analysis and public input.

- Create a Miracle League Baseball field for special needs children.
- Create an inclusive playground for children of all abilities.
- Provide recreational and leisure opportunities for surrounding neighborhoods.
- Preserve functioning ball fields.
- Preserve existing trees where possible.
- Provide guidance for replacement of aging restrooms and irrigation systems.
- Provide adequate parking for park uses
- Add picnic shelters & supporting activities
- Improve pedestrian circulation for wheelchair access
- Explore irrigation alternatives

User Agreements

BPRPL should seek consistency in operations and maintenance of their park facilities. The recently completed *Centennial Park Master Plan* outlines an extensive process for forging park user agreements, which should be drawn upon as the beginning of a standard for future user agreements.

Generally BPRPL should seek to establish a formal user agreement with all other user groups, defining maintenance and level of service between BPRPL and all user groups. A formal service agreement recognizes the ultimate liability and ownership by BPRPL to operate the parks for the greatest public good. Potential for participation under the direction of BPRPL is a welcome benefit for all agencies provided there is an agreed upon proposal for services and timing. In the lack of an established user agreement, Park use permits should be issued as the formal mechanism for park reservations. Evaluation meetings should be held with partnering organizations in off season times to evaluate performance from the past year, and discuss expectations and plans for the upcoming seasons. *See Centennial Park Master Plan p.52.*

Scheduling

Ball field scheduling for games and practices should be done in coordination with BPRPL staff, with user groups being required to obtain a use permit from BPRPL. Reservable space should also be implemented for other park structures and amenities, in keeping with already established operational practices. Particular interest has been expressed within the Billings Special Needs community to have reservable space for birthday parties and other special events within the Playground and

Concession & Restroom Building Maintenance Schedule
Level 1 Maintenance

Task	Frequency	Time frame
Clean,sweep, vacuum	3x perweek	April - October
Take out garbage	3x per week	April - October
Clean and stock restrooms	7x per week	April - October
Clean windows	1x per month	April - October
Check lighting	1x per week	April - October
Check heating/cooling	1x per month	April - October
Clean and wipe tables	Before every scheduled service	April - October
Check and clean storage areas	1x per week	April - October
Clean patio around building	1x per week	April - October
Update signs - repaint	1x per year	April - October
Mechanical system inspection	2x per year	Spring - Fall
Mechanical startup & shutdown	2x per year	Spring - Fall
Furniture Inspection	1x per week	Year Round

Figure 10. Maintenance & Inspection Schedule - Concession & Restrooms

General Lawn Maintenance Schedule
Level 2 Maintenance

Task	Frequency	Time frame
Mow/Trim (2.5")	1x per week	April - October
Overseed	As needed	Fall
Fertilize	2x per year	Spring/Fall
Apply weed control	1x per year	Spring
Prune trees	As needed	Spring
Trim shrubs	As needed	Year Round
Pick up trash prior to mowing	Every mowing	Spring-Fall
Manage leaves	2x per year as needed	Fall
Lawn trim / weed eater	1x per week	April - October
Edge	1x per year	Spring

Figure 11. Maintenance & Inspection Schedule - General Lawns

Miracle Field Complex. BPRPL should explore options for both playground and Miracle Field reservations.

Recreational Programs

Several recreational program opportunities exist in conjunction with the proposed park improvements. The exercise area will work in support of exercise programs for various age groups with formal instruction. Particular opportunity exists within Poly Vista Park for exercise and fitness programs serving the elderly community due to the adjacent St. John's retirement community.

The Miracle Field would support multiple program opportunities including the Miracle League for special needs children as the primary user, with secondary uses such as whiffle ball and wounded warriors baseball scheduled in the off season.

Inclusion programs for children should also be considered in the playground area, with a focus on building understanding and camaraderie between special needs children and their families and typically developing children and their families. These could include activities such as:

- Family days where parents with special needs can meet each other.
- Inclusive summer day camps or summer day camps for children with special needs.
- Recreational classes for seniors with disabilities such as stretching in the park or yoga in the park.
- Buddy program where typically developing children can be paired with a child with a disability for a day of play.
- Concerts or movies in the park designed to support families that are raising children with disabilities

Partnerships with community special needs groups and social service organizations should be pursued in the implementation of any outreach programs.

The natural area to the south of the park can be utilized as a camping location for outdoor recreation programs, and as a location for outdoor exploration programs.

Opportunities for cooperative programing with the adjacent St. John's assisted living should also be explored to provide additional services to the elderly community.

Playground Maintenance Schedule
Level 1 Maintenance

Task	Frequency	Time frame
Inspect & Document	1x per month	Year Round
Major annual inspection	1x per year	Fall
Repair	Immediately	Year Round
Clean and pickup trash	3x per week	Year Round
Remove vandalism	Immediately	Year Round
Inspect water fountains	Daily	Spring-Fall
Inspect playground site furniture	1x per week	Year Round
Rake sand, wood chips, fiber mulch	1x per week	Year Round
Seal rubberized, poured in place	1x per year	
Remove/replace fiber mulch	3-5 years	Spring
Replace fiber mulch	1x every 15 years	
Inspect for pests/ hornets/ etc	1x per week	Spring-Fall

Figure 12. Maintenance & Inspection Schedule - Playgrounds

Splash Pad Maintenance Schedule
Level 1 Maintenance

Task	Frequency	Time frame
Inspect water sprays	1x per week	Spring - Fall
Major annual inspection	1x per year	Spring
Repair	Immediately	Year Round
Startup/shutdown	2x per year	Spring-Fall
Remove vandalisim	Immediately	Year Round
Inspect pad surface	2x per year	Spring-Fall
Inspect mechanical equipment	7x per week	Spring-Fall
Water testing	per code	Spring-Fall

Figure 13. Maintenance & Inspection Schedule - Splash Pad

Maintenance

Minimum park standards, as directed by BPRPL, should be implemented for all formal athletic fields in the park. Facility maintenance standards should address regular safety inspections, Garbage cleaning, restroom and concessions cleaning and repair.

A turf maintenance program should be implemented to address mowing methods and schedule, and mow height, watering schedule and costs, fertilization schedule, and State of Montana compliant weed and pest management.

In keeping with current Parks and Recreation Department practices, it is expected that the general maintenance and landscaping associated with Poly Vista Park will be provided to ensure a safe and enjoyable experience.

Recommended maintenance standards are as follows: See *Figure 10. Maintenance & Inspection Schedule - Concession & Restrooms, Figure 11. Maintenance & Inspection Schedule - General Lawns, Figure 12. Maintenance & Inspection Schedule - Playgrounds, Figure 13. Maintenance & Inspection Schedule - Splash Pad, Figure 14. Maintenance & Inspection Schedule - Miracle Field, Figure 15. Maintenance & Inspection Schedule - Playing Fields, and Figure 16. Maintenance & Inspection Schedule - Shelters.*

Operations

Staffing

Staffing recommendations for Poly Vista Park in alignment with the maintenance standards as recommended, are to achieve the following goals:

- Implement a standards-based maintenance program to ensure a high quality and consistent experience for visitors to Poly Vista Park.
- Deliver a high level of customer service that is necessary to facilitate the reservations of athletic fields, shelters, and playgrounds.
- Develop recreation opportunities for visitors to Poly Vista Park.

To meet these goals, the following maintenance staffing levels are recommended:

- 1 Full-time Grounds Maintenance Worker
- 2 Part-time Seasonal Grounds Maintenance Workers

Financial Model

See *Figure 17. Pro Forma Revenue Model* for an outline of all revenue generating activities in Poly Vista Park. A financial model for Poly Vista park was created based on the following assumptions:

Revenue projections assume 150 days (5 months) of continuous ball field usage. Fee pricing based on published park use permit rates as of 10.15.16.

Miracle Field Maintenance Schedule
Level 2 Maintenance

Task	Frequency	Time frame
Inspect benches & backstop	1x per week	April-October
Paint backstop	1x per 2-3 years	Spring
Set up & Take down recreational equipment	2x per year	Spring-Fall
Seal rubberized, poured in place	1x per year	
Inspect field surfacing	1x per year	Spring
Inspect site furniture	1x per week	Year Round
Remove vandalism	Immediately	Year Round
Clean and pickup trash	3x per week	Year Round
Inspect scoreboard	1x per week	April-October

Figure 14. Maintenance & Inspection Schedule - Miracle Field

Playing Field (Baseball,Soccer, Multi-Use) Maintenance Schedule
Level 2 Maintenance

Task	Frequency	Time frame
Mowed	1x per week	April-October
Fertilize	2x per year	Spring/Fall
Drag field / Line fields	prior to games	April-October
Pick up trash prior to mowing	Every mowing	Spring-Fall
Inspect benches & backstop	1x per week	April-October
Paint backstop	1x per 2-3 years	Spring
Set up & Take down recreational equipment	2x per year	Spring-Fall

Figure 15. Maintenance & Inspection Schedule - Playing Fields

Shelter Maintenance Schedule
Level 2 Maintenance

Task	Frequency	Time frame
Clean and Sweep	1x/week	April - October
Empty garbage cans	3x/week	April - October
Painting	biannually	Spring - Fall
Power wash	1x/year, as needed	Spring
Clean grills	as needed, inspect weekly	April - October
Check & Spray for Hornets	1x/month	April - October
Inspect electrical system	1x/year	Spring
Inspect picnic tables	1x/month	April - October
Inspect/Remove debris from roof	1x/year	Spring
Remove vandalism	1x/week	April - October

Figure 16. Maintenance & Inspection Schedule - Shelters

Poly Vista Park Pro Forma Revenues

Amenity	Activity	Price	Hours/ # Offerings	Participation	Revenue	Description
Park Shelter Small	Shelter Reservation	$50.00	1	20	$1,000.00	1 shelter, 50% occupancy on weekends, from May - September.
Park Shelter Small	Shelter Reservation	$50.00	1	20	$1,000.00	1 shelter, 50% occupancy on weekends, from May - September.
Park Shelter Small	Shelter Reservation	$50.00	1	20	$1,000.00	1 shelter, 50% occupancy on weekends, from May - September.
Youth Baseball	Youth League Baseball	$50.00	150	1	$7,500.00	1 Field , reserved daily May - September, 3 hours reserved on weekdays, 8 hours reserved weekends.
Youth Baseball	Youth League Baseball	$50.00	150	1	$7,500.00	1 Field , reserved daily May - September, 3 hours reserved on weekdays, 8 hours reserved weekends.
Youth Baseball	Youth League Baseball	$50.00	150	1	$7,500.00	1 Field , reserved daily May - September, 3 hours reserved on weekdays, 8 hours reserved weekends.
Youth Baseball	Youth League Baseball	$50.00	150	1	$7,500.00	1 Field , reserved daily May - September, 3 hours reserved on weekdays, 8 hours reserved weekends.
Miracle Field	Whiffle Ball	$275.00	2	15	$8,250.00	2 seasons annually, 15 teams per season
Miracle Field	Miracle League	$35.00	2	15	$1,050.00	2 seasons annually, 15 teams per season
3 season Shelter Rent	Shelter Reservation	$100.00	1	20	$2,000.00	50% occupancy on weekends, May - September
Total Revenue					$44,300.00	

Figure 17. Pro Forma Revenue Model

League fees for the Miracle Field assume 2 seasons per year (one youth league, one teen/adult league) with a total of 15 teams per league. Fee pricing for Miracle Field Activities assume private funding for the construction of the field and are designated to be minimized for all participants. Whiffle ball league fees are equivalent to BPRPL team rates for outdoor soccer. Whiffle ball participation assumes league play in shoulder seasons or during Miracle League down times.

Shelter reservations based on BPRPL shelter reservation fees from the 2017 season.

Total projected park income equals $44,300.

Operating expenses for Poly Vista Park are based on the following assumptions. See *Figure 18. Pro Forma Expenditures.* One full-time and 2 seasonal employees are needed for the operation of the park. Personnel expenses account for 70% of the operating expenses while the remaining 30% of expenses are for bills and material costs. Total operating expenses on Poly Vista Park equal $78,521.02.

Poly Vista Park Pro Forma Expenses

Personnel	Wages & Taxes	Description
Groundskeeper	$35,000.00	
Part-time Groundskeeper	$5,760.00	2 staff; 40 hours per week; 12 weeks per year; 1000 hours total; $12 per year
Overtime	$500.00	
Employer's Share of FICA	$2,527.12	6.2% of Salaries and Wages
Employer's Share of Medicare	$611.40	1.5% of Salaries and Wages
Full-Time Benefits	$11,252.50	32.15% of Full time wages
Total Personnel Expenses	$55,651.02	

Non-Personnel Charges	Cost	Description
Electricity	$6,000.00	
Water & Sewer	$3,600.00	
Equipment Repairs & Maintenance	$2,500.00	
Field Maintenance	$2,500.00	
Trash Collection	$120.00	
Staff Uniforms	$400.00	$200 each
Participant Uniforms	$500.00	
Irrigation Materials	$1,000.00	
Repair Parts	$1,000.00	plumbing, hardware, electrical, Lighting
Small Tools & Minor Equipment	$1,000.00	Misc. & specialty tools
Other Maint. Supplies	$4,000.00	Light bulbs, striping material, bulk material
Safety Supplies	$250.00	Safety glasses, gloves, harnesses
Total Park Expenses	$22,870.00	

Total Park Expenses	$78,521.02

Figure 18. Pro Forma Expenditures

Poly Vista Park Pro Forma Summary Revenues vs. Expenses						
Revenues	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6
Programs & Rentals	$44,300.00	$45,186.00	$46,089.72	$47,011.51	$47,951.74	$48,910.78
Total	$44,300.00	$45,186.00	$46,089.72	$47,011.51	$47,951.74	$48,910.78
Expenses	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6
Operations & Maintenance	$78,521.02	$80,091.44	$81,693.27	$83,327.13	$84,993.68	$86,693.55
Total Expenses	$78,521.02	$80,091.44	$81,693.27	$83,327.13	$84,993.68	$86,693.55
Annual Net Gain/Loss	-$34,221.02	-$34,905.44	-$35,603.55	-$36,315.62	-$37,041.93	-$37,782.77
Operating Cost Recovery	56%	56%	56%	56%	56%	56%

Figure 19. Pro Forma Revenue and Expenditures

A revenue vs. expense study shows the park operating at a 56% recovery rate based on the stated assumptions.

Six Year Pro Forma

See *Figure 19. Pro Forma Revenue and Expenditures.* The pro forma outlines the projected costs and expenses to operate Poly Vista Park given the assumptions of the study. Overall the park will be able to recover 56% of it's operating expenses per these criteria over a 6 year term.

Conclusion and Implementation

The Poly Vista Park Business Plan is a guide for the operations of the park upon completion of its redevelopment.

The goal of this Business Plan is to not overextend the Department financially or operationally. This will require a continued business plan approach and support from the staff, the Park and Recreation Advisory Board and City Council.

MASTER PLANNING PROCESS

Stakeholder Input Meeting

Due to Poly Vista Park Master Plans' inception and funding through the Landon's Legacy Foundation and Billings Kiwanis, the master planning process was determined to be most effective to begin by performing outreach and interviews to the organizations providing services to special needs community in Billings. Additional stakeholders identified by BPRPL staff and the consultant team due to their adjacency to Poly Vista Park included: St. John's Ministries, Boulder Arrowhead Little League, and Arrowhead School.

Public outreach began by gathering input from Landon's Legacy Foundation to get their goals and vision for the park. Of particular interest from the foundation was the need to provide naming and memorial opportunities for Miracle Field Supporters and providing a high quality experience for all visitors with special needs. A number of special needs groups expressed their desires for the following amenities. Accessible parking/routes, bus drop off and parking, perimeter fencing, sensory play amenities, water activities/pool/splash pad, bathrooms, general shade and cooling locations for park users, and general park amenities (benches, tables etc). The adjacent Arrowhead School and St. John's Ministries also expressed an interest in having pedestrian path connections to their properties. See *Figure A. Stakeholder Meeting 1 - Written Responses* in the appendix.

Public Meeting 1

The first public meeting was held on May 30th, 2017. Three Master Plan options were developed for consideration based upon feedback garnered from the stakeholder interviews and information drawn from the internal analysis and document reviews. Drawing from the stated master plan goals, the proposed master plan options preserved the existing functioning ball fields and mature shade trees, while focusing the bulk of improvements on the eastern end of the park. The major variation between plans was related to the quantity of amenities, intensity of development, and cost between plans. The plans presented a minor, moderate, and extensive level of development within Poly Vista Park. See figures: *Figure B. Concept A - Public Meeting 1*,*Figure C. Concept B - Public Meeting 1*, and *Figure D. Concept C - Public Meeting 1* in the appendix.

Five responses were received from the meeting. See *Figure A. Stakeholder Meeting 1 - Written Responses* in appendix. Resulting feedback showed a slight preference for Concept A, with Concept B second and Concept C as the third ranked option.

During general discussion some concern was expressed by those in attendance over funding options for the park, particularly over the creation of an additional tax for neighborhood residents. Debate also took place over the amount of parking provided in the park plan with opinions split evenly over the adequacy of the parking shown.

Other amenities which were not presented but receiving specific favorable comments included: additional signing & traffic control along 38th Street, and options for winter usage. See *Figure E. Public Meeting 1 - Written Responses.*

Public Meeting 2

Feedback from the first public meeting was incorporated into the Master Plan for presentation at the second public meeting held on July 11th, 2017. See *Figure F. Final Concept Master Plan - Public Meeting 2* in the appendix. The plan generally adopted most of the items from Plan Concept A while adjusting the plan arrangement for a centrally located splash pad.

Public Meeting 2 was attended by a largely different group from those in attendance at Public Meeting 1. Feedback for the Master Plan from this meeting was generally positive toward the plan presented.

Six responses were received from the meeting. The majority of those were positive toward the plan presented. Concerns over funding via tax levy were once again raised. See *Figure G. Public Meeting 2 - Written Responses* in the appendix.

Park Board Presentation

A brief review of the Poly Vista Park Master Plan and process was presented on August 9th, 2017. The Billings Park Board unanimously recommended approval of the Master Plan to City Council.

City Council Presentation

The park board recommended plan was presented to Billings City Council on August 28th, 2017.

ADOPTED MASTER PLAN

The various components of the Council Approved Poly Vista Park Master Plan are described below. See *Figure 20. Adopted Master Plan*.

Miracle Field

The Miracle Field is located in the south east portion of the site directly adjacent to the site parking. The field is sited to capitalize on the park street frontage and to provide easy access to and from the parking lot. The hypo-allergenic field surface allows easy access for mobility devices. Similarly, site furnishings around the field are also configured for users with mobility devices. A lighted scoreboard is included for an enhanced playing experience.

Games will be organized in conjunction with the Miracle League. The Miracle League will provide the opportunity for children and adults with special needs a chance to experience playing baseball in a league-based format. One of the goals of the League is to promote teamwork, sportsmanship, and respect for all, while at the same time fostering peer relationships through player and “buddy” interactions, so that barriers to friendship are removed.

Memorials and Recognitions

Memorial and donor recognition areas provide opportunities to recognize the financial support that the park has received from private donors, as well as provide avenues for additional revenue through ongoing capital campaigns. They also provide a personal connection to the park for memorial campaign participants.

Numerous recognition opportunities exist within the plan improvements for Poly Vista Park. One of the major memorial spaces in the park is dedicated to the legacy of Landon Smith. Landon’s memorial is an intimate space located near the main entry to the Miracle Field and Inclusive playground. The space is sited to overlook the Miracle Field and to be visible for all park visitors.

Similarly, the entry gateway to the Miracle Field & Playground complex offers a highly visible naming opportunity which also creates a celebratory entrance to the Miracle Field and Inclusive Playground. See *Figure 21. Entry Gateway Naming Example.* A donor wall is included within the entry plaza to provide another opportunity for donor recognition for both initial donors and ongoing capital campaigns. The donor wall is envisioned to be a series of wall mounted tiles or medallions which are personalized for each donation. See *Figure 22. Donor Wall Example.*

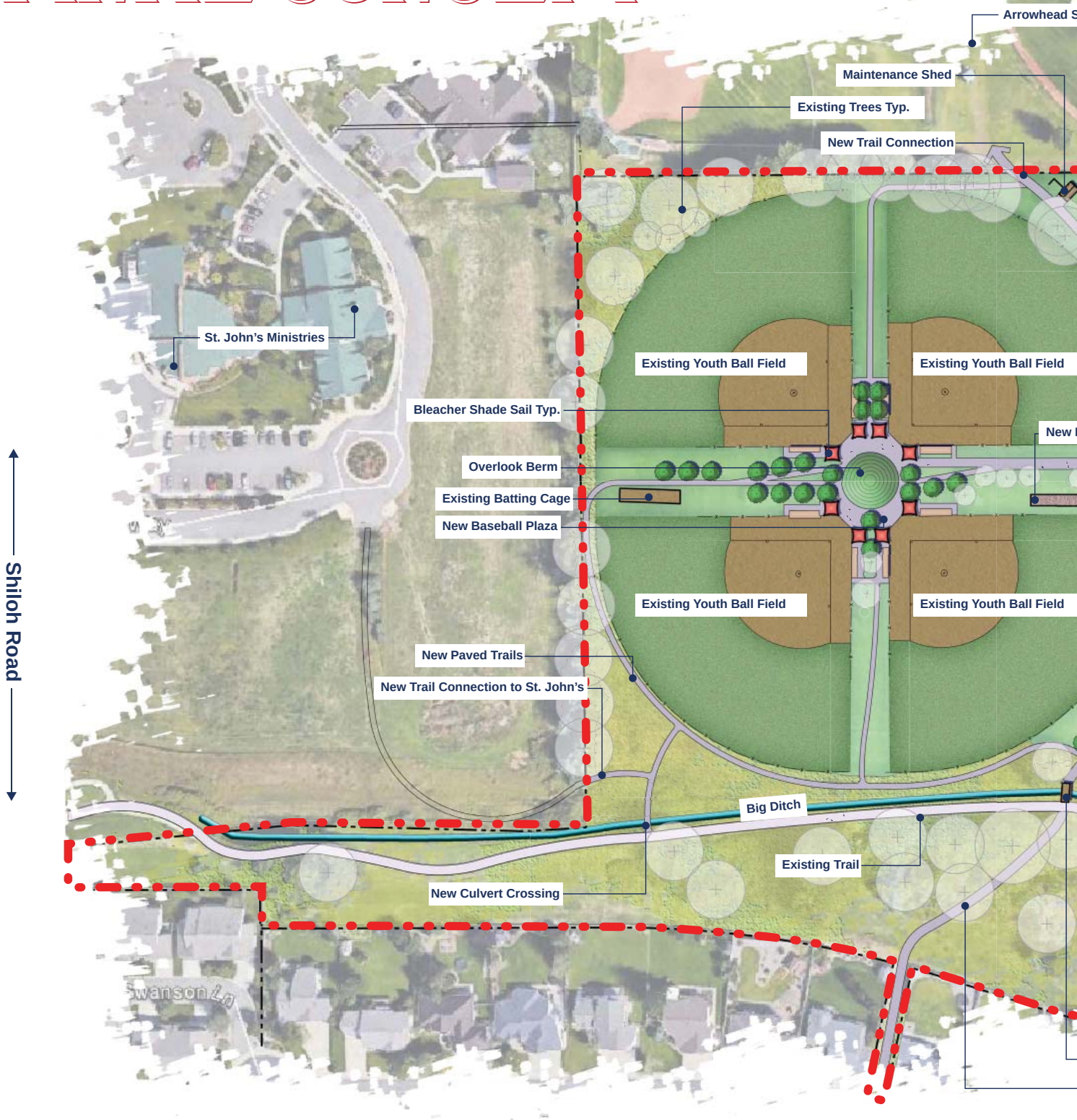
BPRPL also has standing memorial tree and bench programs that can be implemented in Poly Vista Park.

Inclusive Playground

The playground is located adjacent to the Miracle Field to allow easy cross flow between field users and the play equipment. The playground will be a place where everyone can play together, regardless of ability, disability, size or age. The playground is designed with everyone’s unique physical and cognitive needs in mind.

The selected play equipment provides a variety of experiences which are accessible to all, either through an easy transfer or without leaving their wheelchair, ensuring that the “Coolest Thing” on the playground is

FINAL CONCEPT



Poly Vista Park Master Plan

7.11.17

Figure 20. Adopted Master Plan

Figure 21. Entry Gateway Naming Example

2017 University of Wisconsin Oshkosh., Youtube, https://i.ytimg.com/vi/bVFiJQUvYtQ/maxresdefault.jpg

Figure 22. Donor Wall Example

Carolyn Payne Murals- The Donna Vanier Children's Center Donor Wall. "4c01f0d39b914064d79102c430a839bf--donor-wall-tile-murals.jpg.", *Pinterest,* https://i.pinimg.com/736x/4c/01/f0/4c01f0d39b914064d79102c430a839bf--donor-wall-tile-murals.jpg.

something which everyone can take part in. The play equipment offers challenges for a wide-variety of children, making it an exciting play environment for ALL children regardless of their ability level.

The playground provides three levels of climbing, spinning, and swinging challenge. It also provides rich sensory experiences including:

- Tactile experiences: boulder, splash pad, sensory garden
- Auditory: musical instruments, sensory panels, sound cues on the electronic interactive play equipment. See *Figure 23. Sensory Play Equipment.*
- Olfactory: sensory garden
- Visual: electronic interactive play equipment
- Vestibular: carousel, basket swings, zip line, group spinner
- Proprioceptive: climbing dome, balancing board

Figure 23. Sensory Play Equipment

2017 Landscape Structures. "rhapsody-h-104.jpg."*, Landscape Structures,* https://www.playlsi.com/en/commercial-playground-equipment/playgrounds/rhapsody-outdoor-musical-instruments/.

The playground offers a variety of social and independent play opportunities. The electronic interactive play equipment (See *Figure 24. Interactive Electronic Play Equipment)*, see-saw, basket swings, carousel, and group spinner, all offer children the opportunity to cooperate with one another. Equipment such as the climbing dome, spinning cup, and balancing board (*Figure 25. Balance Board)*, allow children to play by themselves. The playground also has many places where a child can go if they get too overwhelmed including two quiet zones, a sensory garden and lawn.

For people using wheelchairs, the play surfacing is a Poured-in-Place rubber which, makes it easy for them to maneuver throughout the playground. For children on the autism spectrum, the playground is fenced with only 3 entrances, to help protect children who are prone to going into flight from leaving the safety of the park. There is also a wayfinding scheme built into the design for easier spatial orientation.

Figure 24. Interactive Electronic Play Equipment

2017 Playworld Systems, Inc. "dc576b0ab5ea570511d370a4ad8e42f7.jpg."*, Playworld,* https://playworld.com/electronic/all-products.

Support facilities for parents within the playground include shade sails, benches, nearby restrooms, picnic tables, and lawn space, all of which are accessible for children of various ages, and those with limited mobility and wheelchairs. See *Figure 26. Family Style Picnic Table.*

Exercise Station

An adult exercise area is located near the park playground to allow parents to monitor their children while using the exercise equipment. It will also enable area senior citizens to exercise and enjoy the presence of young people. Some of the exercise equipment is designed to support people who use wheelchairs, while other pieces are designed specifically for senior citizens. The exercise area features a variety of equipment and activities which can be used collectively as a training circuit for users. Grouping of the exercise equipment in one central location allows the equipment to be easily implemented in a guided recreational program through BPRPL or other community groups. See *Figure 27. Exercise Station.*

Streets & Parking

Parking for Poly Vista Park is provided by a paved lot on the north east of the park. The lot is sized to accommodate the expected need while retaining as much green space as possible. 200-250 parking stalls are estimated to meet the demand for the ball fields, which are the driving use for park parking. The parking lot features a grass overflow parking area which can serve as additional parking during special events. The parking lot is configured with a drop off plaza, for parents to easily unload children for practices and games. The parking also provides approximately twice the amount of accessible stalls typically required.

Figure 25. Balance Board

2017 Landscape Structures. "rhapsody-h-104.jpg."*, Landscape Structures,* https://www.playlsi.com/en/commercial-playground-equipment/playground-components/boogie-board/.

Figure 26. Family Style Picnic Table

2017 Playworld Systems, Inc. "family-furnishings-picnic-table.jpg."*, Playworld,* https://playworld.com/products/family-furnishings-picnic-table.

Figure 27. Exercise Station

Playworld Midstates. "lifetrail-1.jpg.", https://http://ww2.playworldmidstates.com/wp-content/uploads/2016/06/lifetrail-1.jpg.

Ball Fields

The master plan retains the existing ball fields in their current locations. The fields themselves are in good repair. While usage of the ball fields by organized 3rd party groups has declined in recent years, league play under the management of BPRPL has continued to increase. With the majority of ball fields in the City having long standing use agreements, the fields at Poly Vista Park are relatively under-programmed and are a good location for expansion of BPRPL league play.

Site Circulation

Site circulation is improved by creating paved walking loops that encircle the site amenities and connect the park to the surrounding neighborhoods, school and retirement campus. Additional connections to the Big Ditch Trail are also created to further facilitate pedestrian usage between the trail and the park.

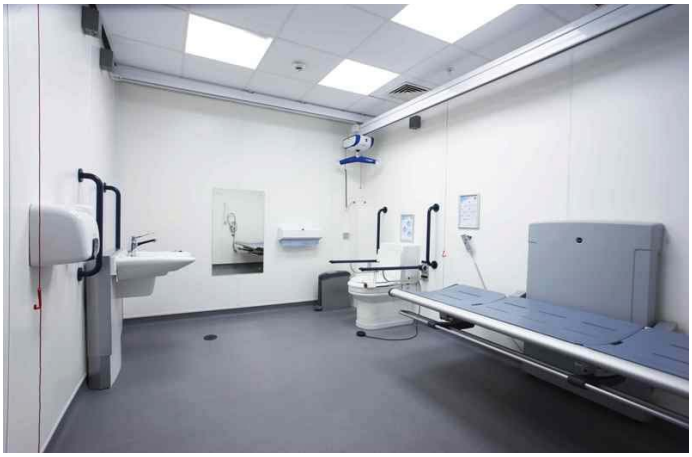


Figure 28. Accessible Restroom

First Class Wet Rooms. "Changing-Places-bathroom-NEC.jpg."*,* https://www.firstclasswetrooms.co.uk/media/catalog/category/Changing-Places-bathroom-NEC.jpg.

Shelters, Concessions & Restrooms

A large 3 season park shelter is located centrally to park the improvements. The shelter is a walled enclosure which can be opened to the park turning fair weather, but closed during unseasonal times. The shelter will have electric and a small kitchenette for food preparation. It will also house mechanical equipment from the adjacent splash pad. Incorporation of passive solar techniques should also be considered to extend the shelter usage as an HVAC system is not recommended for the shelter due to the seasonal nature of most of the park activities. The shelter will available for reservation from the public for special events like birthdays.

3 Smaller park shelters are distributed throughout the park to provide additional picnicking opportunities for park visitors. The north park shelter provides a picnicking opportunity that is in a quieter section of the park. The 2 southernmost shelters are located within the playground fencing in service of groups coming to use the playground or Miracle Field. Charcoal grills are conveniently located next to all of the park shelters, and each shelter is furnished with a variety of picnic tables which will accommodate people of varying abilities and mobilities.

A approximately 400 s.f. concession and restroom facility is centrally located at the park entry. The restrooms and concession will be designed to allow mobility device access. The restroom facilities will feature family style restrooms to allow greater use flexibility. At least one of the restrooms will be developed specifically for those with special needs. See *Figure 28. Accessible Restroom.* Particular restroom improvements include:

- A height adjustable adult sized changing bench
- A electrical ceiling track hoist system
- A centrally located accessible toilet
- Circulation spaces sized for mobility devices.
- Automatic door with a clear opening of 36" at a minimum

Family restrooms are important for visitors with visible and non-visible disabilities. These restrooms will allow people with special needs to visit Poly Vista Park in comfort.

Irrigation

Irrigation water for Poly Vista Park is currently supplied by the City municipal water system. Alternative sources of irrigation water should be investigated as possible supply sources including using existing water rights on the Big Ditch, irrigation wells, and underground tanks that capture and store storm water. A feasible alternative irrigation water supply should reduce cost and dependency on municipal water. Additionally, the existing irrigation system needs to be updated to a modern automatic system with pop up heads in keeping with the proposed park amenities.

COST ESTIMATE

The cost estimate for the Poly Vista Park Master Plan is intended for budgetary purposes only. Pricing reflected in the estimate is accurate for the time of its composition, but it's accuracy is expected to decline the farther implementation extends from the time of the estimate. Pricing is presented as a range of potential costs, with the average price being generally the most accurate to actual costs. Soft costs reflect a percentage of the total project and include items like professional fees, and financing costs. See *Figure 29. Adopted Master Plan - Costs.*

BPRPL should explore various public and private funding sources to finance construction of Poly Vista Park. Public funding sources include assessments through the Park District 1 tax district, or issuing municipal bonds from Park District 1 or General Obligation Bonds.

Private fund raising partners include the Landon's Legacy Foundation and Billings Kiwanis, who have made it their goal to raise $1.5 million for construction the Miracle Field and supporting amenities. Further opportunities for private donors exist within the community among service organizations, businesses, and individuals who share interests with the Poly Vista Park Master Plan. BPRPL should work to seek out additional private partners who are so aligned.

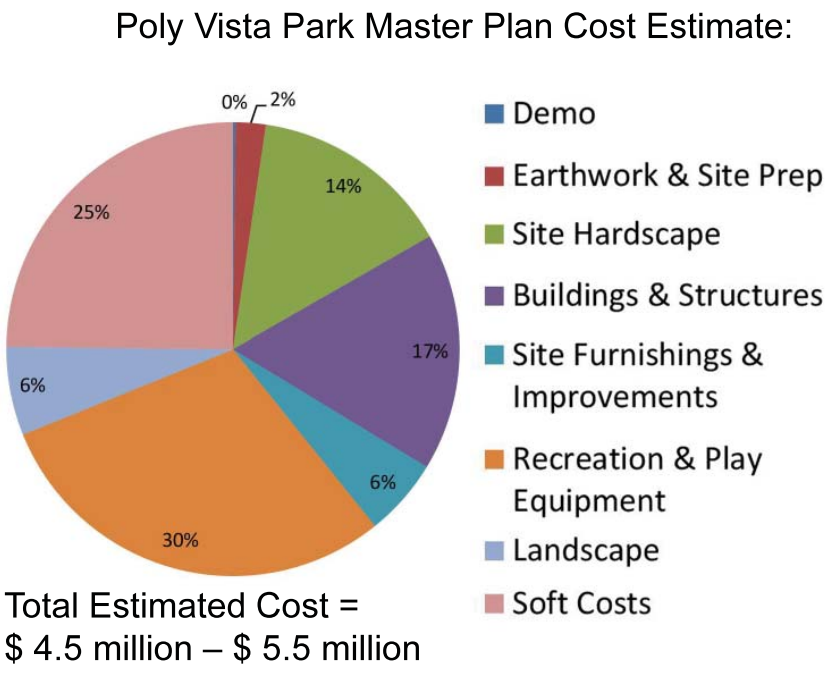


Figure 29. Adopted Master Plan - Costs

APPENDIX

5

Poly Vista Master Plan | Public Meeting Comment Card 4-19-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Summer camps & rec center
Fenced area
Changing areas
Splash pad

Poly Vista Master Plan | Public Meeting Comment Card 4-20-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

- Would like to see some sort of water feature with the accessible playground. Small Pool would be awesome.
- Basketball area for teens/adults.
- Play features for ages; toddlers to adults.

Thanks for putting this together!

Figure A. Stakeholder Meeting 1 - Written Responses

Poly Vista Master Plan | Public Meeting Comment Card 4-20-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

* Dementia - friendly Sensory Stations
* Adult Swings / Slides
* Water - Drinking
* Shade
* Loading / unloading area for handicapped vehicles
* Good parking
* Walkways and multiple access points

Karna Rhodes
St. John's

Poly Vista Master Plan | Public Meeting Comment Card 4-20-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Hoops circles - colored circles referenced what about color blindness
Benches - roof for shelter from sun - Canopies in other places, too
Walkway from St. Johns have rests with canopy, have flowers etc along walkway to make it aesthetically pleasing
Plans to help people feel safe/secure

Figure A. Stakeholder Meeting 1 - Written Responses

Poly Vista Master Plan | Public Meeting Comment Card 4-20-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Like

Electronic game
Bank shot basketball
Zipline
Misters

Poly Vista Master Plan | Public Meeting Comment Card 4-20-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Please include:
shade
drinking fountains

This will be a great addition to our community and neighborhood!

Thank you!

Figure A. Stakeholder Meeting 1 - Written Responses

Poly Vista Master Plan | Public Meeting Comment Card 4-20-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Would love to start Specail needs Baseball teams
Love Sensory & tactile optins. Slides are huge!
Misting, waterplay, Zip lines! Shade!
Benches lots of seating
thank you for incorporating Austrian

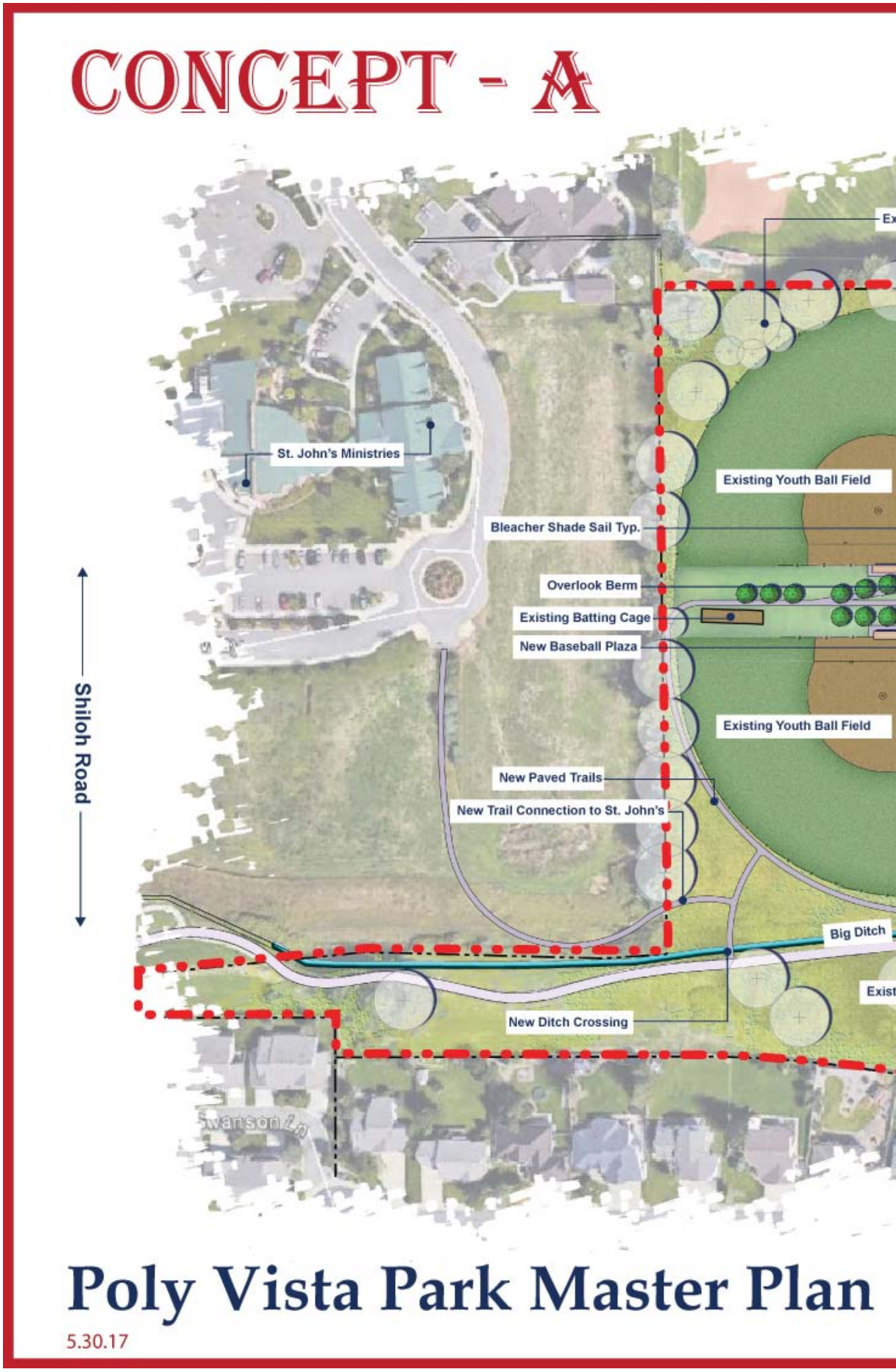


Figure B. Concept A - Public Meeting 1

Let Kids Play!

LDI Land Design, Inc

Billings Kiwanis

LANDON'S LEGACY EST. 2013

PARKS AND RECREATION BILLINGS

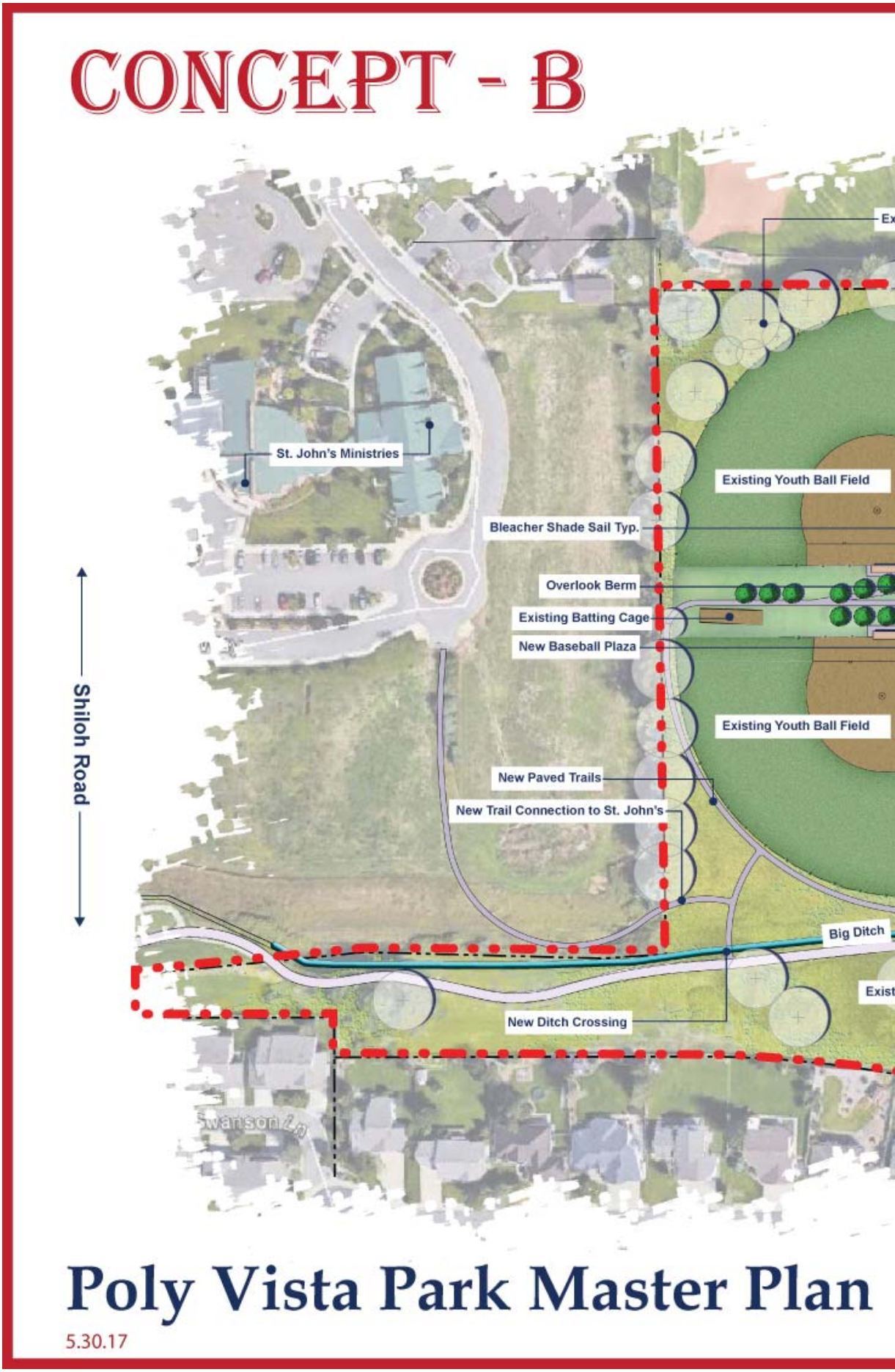


Figure C. Concept B - Public Meeting 1

Let Kids Play!

LDI Land Design, Inc

Billings Kiwanis

LANDON'S LEGACY EST. 2013

Parks and Billings Recreation

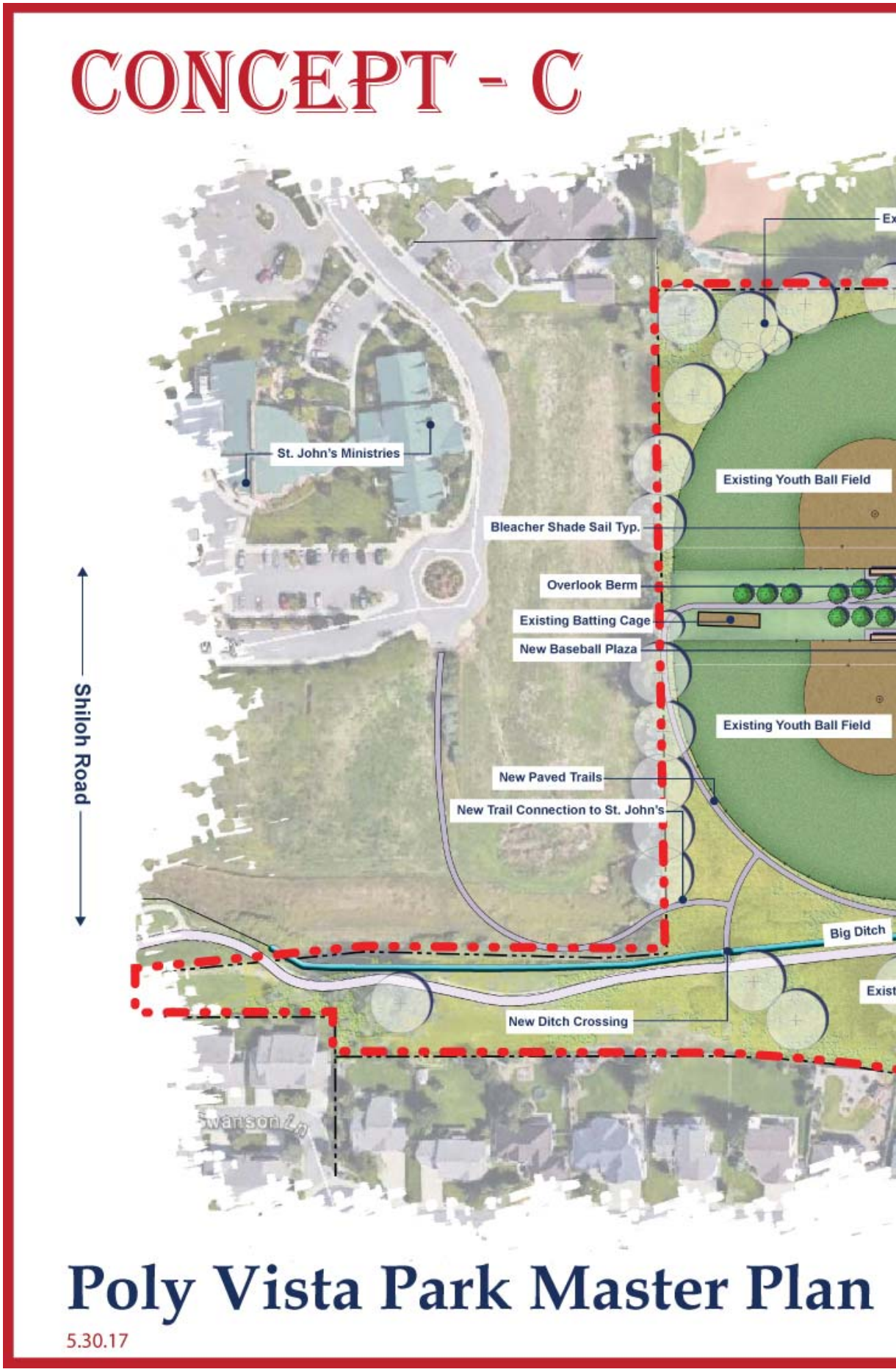


Figure D. Concept C - Public Meeting 1

Let Kids Play!

LDI Land Design, Inc.

Billings Kiwanis

LANDON'S LEGACY EST. 2013

PARKS AND RECREATION BILLINGS

Poly Vista Master Plan | Public Meeting 1 Comment Card 5-30-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

I LIKE CONCEPT A - I THINK WITH THE ADDITION OF MULTIPLE USES, THE LARGEST AMOUNT OF PARKING THE BETTER.

CONSIDER SAFETY CONCERNS & MAINTENANCE OF ALL THE FACILITIES

I ASSUME SPECIAL OLYMPICS COULD USE MIRACLE LEAGUE BASEBALL FIELD - QUESTION, WOULD THAT BE ANOTHER FUNDING SOURCE?

WITH CONCEPT C - THE PARKING & MIRACLE LEAGUE FIELD ARE FLIP FLOPPED - I WONDER IF PEOPLE WITH DISABILITIES MIGHT HAVE TROUBLE GOING ~~UP~~ UPHILL FROM THE PARKING LOT ???
(IT'S QUITE A GRADE UP HILL FROM SOUTH TO NORTH)

Poly Vista Master Plan | Public Meeting 1 Comment Card 5-30-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Potential idea for winter time use, outdoor ice. A big need in our community!!

Concerned about parking during summer time

Signage and bollards

Love the concept, great job!!

Figure E. Public Meeting 1 - Written Responses

Poly Vista Master Plan | Public Meeting 1 Comment Card 5-30-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

- Try to maximize outside funding → need more than 20%
- Need to better define what the operation/maintenance costs are
- How to get a City contribution with all the education funding issues

Poly Vista Master Plan | Public Meeting 1 Comment Card 5-30-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Signage/Barrier at 38th & Colton to prevent accidents (especially with New Pedestrian Bridge)

Retain cut across/walking path from Ditch Trail to 38th (current trail)

Like Concept B but keep extended parking of Concept A
Walking Path all the way around the ball fields

Great opportunity! Huge Need! Thanks for doing this!!

Figure E. Public Meeting 1 - Written Responses

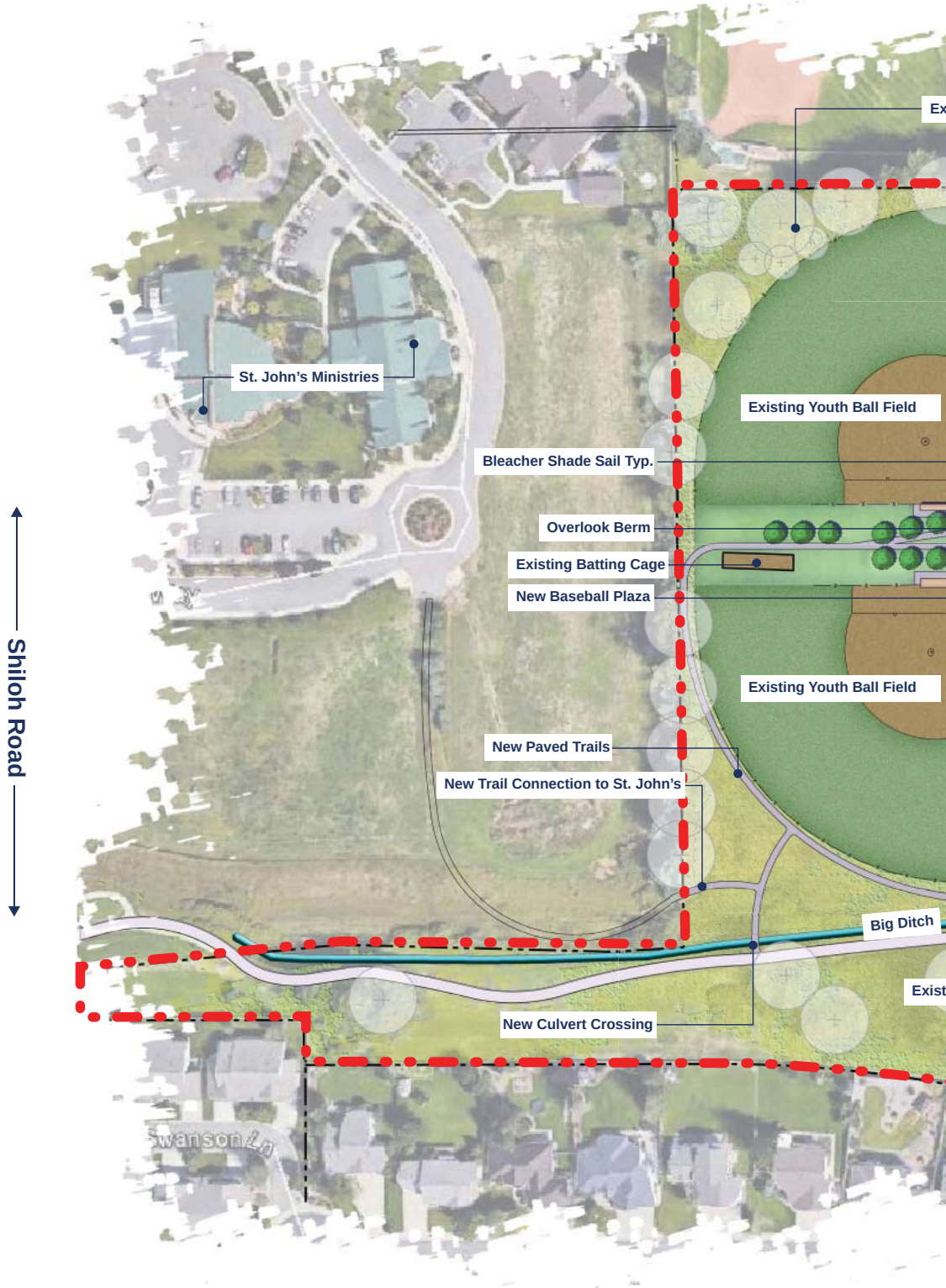
Poly Vista Master Plan | Public Meeting 1 Comment Card 5-30-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

MY CONCERN IS THE INCREASE IN TRAFFIC ON 38TH AND OVERFLOW INTO OUR SUBDIVISION. CERTAINLY WOULD BE OPPOSED TO ANY TAX INCREASE.

Figure E. Public Meeting 1 - Written Responses

FINAL CONCEPT



Poly Vista Park Master Plan

7.11.17

Figure F. Final Concept Master Plan - Public Meeting 2

Let Kids Play! Because every child deserves to play

LDI Land Design, Inc.

Billings Kiwanis

LANDON'S LEGACY EST. 2013

Parks and Recreation Billings

Poly Vista Master Plan | Public Meeting 2 Comment Card 7-11-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

There was comment made that the green space for parking should have a fence along 38th. I do not agree with that. I think the trees & shrubs planted around that space will keep people from driving over the curb & into that area. My opinion is that too much fencing will detract from the look of this project.

I like the final drawing presented tonight... It will be something our city can be proud of!

Poly Vista Master Plan | Public Meeting 2 Comment Card 7-11-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

- GREAT DESIGN ON FINAL CONCEPT
- LIKE THE ENTRANCES FROM TRAILS
- PARKING LOT IS GOOD - CAN'T MAKE EVERYONE HAPPY
- MORE USAGE WILL DETOUR CRIME/DESTRUCTION OF PROPERTY
- * IT WILL BRING THE COMMUNITY TOGETHER, THIS THE ENTIRE CITY WILL USE IT SO CITY COUNCIL SHOULD PAY TAXES TO BUILD IT →

Figure G. Public Meeting 2 - Written Responses

7-11-17

Poly Vista Master Plan | Public Meeting 2 Comment Card 7-11-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

Likes: Inclusive playground with varying levels of challenges
- splash pad, sensory garden, quiet pods (yes!!!)
- perimeter fence - awesome
- family restrooms

Walking networks/loops - are these bike friendly?
Especially for children with special needs.

Thank you for including these things.

Poly Vista Master Plan | Public Meeting 2 Comment Card 7-11-17

COMMENTS, LIKES & DISLIKES - PLEASE SEND ADDITIONAL COMMENTS TO *jarvism@ci.billings.mt.us*

I have a 3 year old Boy in a wheelchair and there are no wheelchair accesible parks that he can play at Because he is in a wheelchair It is alot of work lugging him around The Playground because he is a growing Boy! and is wheelchair Bound. I could just See how happy they would be if he was able to act like a normal child

Thank you

Figure G. Public Meeting 2 - Written Responses

PREPARED BY

LDI
Land Design, Inc.
www.ldinc.net 406.655.3550

in association with

Let Kids Play!
Because every child deserves to play

&

DOWL HKM

Regular **5.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing and Resolution Authorizing Staff to Sell Parkland in Heritage Walk Subdivision

PRESENTED BY: Mike Whitaker

Department: Parks/Rec/Public Lands

Presentation: No

PROBLEM/ISSUE STATEMENT

In January 2010, Council requested PRPL staff to study a procedure to evaluate parkland for potential disposal. In January 2011, Council gave direction to staff to proceed with evaluation of parklands. In January 2012, the Parks, Recreation and Cemetery Board (PRC Board) formed a subcommittee to work with staff to evaluate and recommend properties to be sold. Of the more than 500 properties evaluated, 38 properties were identified as having the potential to be sold. Recently staff was made aware of interest in purchasing a parcel of parkland in the Heritage Walk Townhomes Subdivision which had been previously identified by the Sale of Parkland Committee and staff as being suitable for sale. The property is a .248 acre lot located in the southeast corner of the subdivision at the end of Heritage Walk Road. The tax Identification Number is A30777. This parcel was dedicated as parkland when the plat for Heritage Walk Townhomes Subdivision was originally filed. The Holling Drain runs under the parcel and is noted on the plat. Also there is a boulder pit on the parcel that is used to control stormwater runoff from the subdivision and is documented in the Declaration of Unit Ownership pertaining to Heritage Walk Townhomes on file at the Yellowstone County Courthouse. Both of these structures effectively preclude this parcel from being utilized as a building site. Staff ordered a certified market analysis which valued the property at $5,000, and that is recommended as the minimum acceptable price.

Notice of the public hearing was published in the Yellowstone County News and mailed out to surrounding property owners within 300 feet of the subject tract at least 15 days before the hearing as required by city code section 22-902

The proceeds from the sale of this parkland will be utilized in the same way as past sales in the following order:

- Pay for costs incurred in the sale process.
- Proceeds to pay for park improvements in the area where the land was sold.
- Proceeds to pay for development of Community and Regional parks in Billings.

Staff recommends that Council conduct a public hearing and then consider the resolution (Attachment A) authorizing the property sale.

ALTERNATIVES ANALYZED

City Council may:

- Accept the recommendation to sell the parkland parcel in the Heritage Walk Townhomes Subdivision and approve the resolution authorizing the sale; or,
- Not approve the sale of this parkland and provide direction to staff.

FINANCIAL IMPACT

The sale of this parkland parcel will generate revenue and reduce liability exposure to the City.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and approve the resolution to sell the parkland in the Heritage Walk Townhomes Subdivision to the highest bidder with the minimum bid being $5,000.

APPROVED BY CITY ADMINISTRATOR

Attachments

Resolution

RESOLUTION 17-_____

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

WHEREAS, the City of Billings finds it necessary or desirable to dispose of a single property it currently owns, located within the Heritage Walk Townhomes, Billings, Yellowstone County, Montana, and herein described.

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

WHEREAS, the public hearing required by Section 22-902 of the Billings Montana City Code was duly held on the 28th day of August 2017;

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

That the City staff is authorized to proceed with disposal of this property described as follows under the requirements of Section 22-902 of the Billings Montana City Code:

HERITAGE WALK TOWNHOMES, S14, T01 N, R26 E, Lot PARK, .248AC (03)

The property is a .248 acre lot located in the southeast corner of the subdivision at the end of Heritage Walk Road. The tax Identification Number is A30777. This parcel was dedicated as parkland when the plat for Heritage Walk Townhomes was originally filed. See map attached as Exhibit A.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana, on the 28th day of August, 2017.

CITY OF BILLINGS

By: _____
Thomas W. Hanel, Mayor

ATTEST:

By: _____
Denise R. Bohlman, City Clerk

EXHIBIT A

ArcGIS Web Map

July 14, 2017

1:2,476

0 0.03 0.06 0.12 mi

0 0.05 0.1 0.2 km

Web AppBuilder for ArcGIS

Regular **6.**

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing and Resolution for Annexation #17-05

PRESENTED BY: Wyeth Friday

Department: Planning & Community Services

Presentation: Yes

PROBLEM/ISSUE STATEMENT

Sanderson Stewart submitted a petition to annex land on behalf of owners Gary Oakland and Marvin Hessler using the provisions of Section 7-2-4600, MCA. The subject property is a 119 acre parcel described as a portion of Tract A, Certificate of Survey 1651; Tract 1, Certificate of Survey 1871; a portion of Tract 1, Certificate of Survey 2465; Tract 2A, Certificate of Survey 2465; and a portion of the north 30 feet of the NW1/4, NW1/4 of Section 36, T1N, R24E adjacent to Tract 1, Certificate of Survey 2465. The property is located at the northwest corner of the intersection of Rimrock Road and 70th Street West and bordering the south side of the Burlington Northern and Santa Fe Railroad corridor. The property is vacant and has been used for dry land agriculture operations. The owners are requesting annexation in order to develop the property in the City for residential purposes similar to the adjacent Copper Ridge Subdivision. The owner has submitted a zone change application which is going through the process and will be heard by the City Council at the same meeting when it considers this annexation request. The property owner also has submitted a preliminary major plat application for review that is expected to come to the City Council in October.

The property is located within the City Annexation Petition Area on the City's Limits of Annexation Map and appears to meet some of the City's criteria in its Annexation Policy. The City is able to serve the property and further analysis and discussion is provided in the Consistency with Adopted Plans and Policies section of this memo. The City Council considers this annexation at two separate Council meetings. At the first meeting on August 14, the Council accepted the annexation petition for this property and set a public hearing date for August 28. At this meeting, the Council will conduct the hearing and decide if it will annex the property.

ALTERNATIVES ANALYZED

The City Council may approve or deny a petition submitted by owners of 50% or more of the real property in the area to be annexed (7-2-4601 (3)(b), MCA). The only alternative that is consistent with City Council policy and state law is to conduct a public hearing and review the request before taking action.

FINANCIAL IMPACT

The City is able to provide municipal water and sewer to the subject property via existing mains along Rimrock Road just east of the subject property and in the current terminus of Copper Bluffs Circle at the mid point of the adjacent Copper Ridge Subdivision, 7th Filing, just east of the subject property. Staff is recommending the two standard conditions of approval for this annexation: That a Development Agreement be executed with the City to identify infrastructure improvements and timing of those improvements to serve the property, and dedication of road right-of-way will be required before development; and/or that a Subdivision Improvement Agreement (SIA) through a subdivision platting process be signed and recorded between the property owner and the City to identify infrastructure improvements and timing of those improvements to serve the property, and dedication of road right-of-way be defined. Since this property is under preliminary plat review for a residential subdivision, it is expected to be developed for residential development and an SIA is expected to be executed with the City. The City will receive property tax revenue and payment for fees and assessments for City services after the property is developed. The single and two-family housing proposed and the density is expected to help cover the costs of delivering City services to the area.

BACKGROUND

The subject property totals about 119 acres. It is located at the northwest corner of the intersection of Rimrock Road and 70th Street West. There is property inside the City Limits along the eastern boundary of the property. The property is vacant at this time and has been used for dryland agriculture. The property appears to meet some of the City's criteria in its Annexation Policy.

PROCEDURAL HISTORY

- On July 3, 2017, the annexation petition was submitted to the Planning Division by the owner's agent.
- On August 14, the City Council accepted the petition to annex the property and set a public hearing date for August 28.
- On August 28, the City Council will conduct the public hearing for the annexation and may take action on the request.
- On September 11, if the City Council approves the annexation resolution, a public hearing and first reading of an ordinance to include the property in City Council Ward IV will be conducted.
- On September 25, the City Council will conduct the second and final reading for the ordinance expanding the Ward IV boundary.

STAKEHOLDERS

Annexation by petition does not require notification of adjoining landowners; however, it does require that the City Council conduct a public hearing and post the property with information on the annexation petition and public hearing. Notice of the public hearing was posted on the property on August 11 and published in the Yellowstone County News on August 11. The Planning Division has not received any inquiries about this petition at the time this memo was prepared.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

Although Montana Code does not require the City to prepare a provision of public services plan for Annexation by Petition (Section 7-2-4600, MCA), it is the City's custom to have staff prepare an analysis of predicted impacts to services and facilities, and information on how services will be provided to the property after annexation. The proposed annexation complies with the adopted Annexation Policy criteria as follows:

1. The area is located within the City's Annexation Petition Area on its Limits of Annexation Map.
2. The City is able to provide municipal water and sewer services to the property.
3. Any proposed public improvements within the area to be annexed will meet City standards.
4. All property owners within the area to be annexed must sign a Waiver of Right to Protest future Special Improvement Districts. The proposed conditions of annexation that the property owner enter into a Development Agreement or Subdivision Improvement Agreement with the City will ensure that the waiver is signed.
5. If annexed, any proposed land use will comply with the zoning. The property is currently unzoned and an application to zone the property Residential 7000 and Residential-5000 is going to be considered by the City Council after it considers the annexation petition. Any development of the property would comply with the zoning regulations.

Departmental Response: City and County Departments were given the opportunity to comment on this annexation. City departments responded favorably and detailed responses are provided below. The County Public Works Department did not have comments on this annexation request.

City Facilities:
Specific comments from City Departments are provided below:

• Water: This property is intended to be served by an existing water main located in Rimrock Road at the east boundary line of the subject property as well as through water lines in Copper Bluffs Circle that abuts the property in the middle of the east property line. The subject property will be responsible for extending a service main in coordination with City Public Works and connecting to the main at the time of development.

• Sewer: The property will be served by an existing sanitary sewer main located in Rimrock Road at the east boundary line of the subject property as well as through water lines in Copper Bluffs Circle that abuts the property in the middle of the east property line. The subject property will be responsible for extending the sewer main in coordination with City Public Works and connecting to the main at the time of development.

• Storm water: All of the storm water runoff from this property will need to meet the City of Billings requirements for storm water management. Any future development will follow the City of Billings storm water regulations. The developer has agreed to work with the City to provide a flood detention easement on Little Cove Creek west of the railroad tracks (See condition of annexation in the attached Annexation Resolution). The City also will require development on the property to discharge and financially contribute to a future storm water pond at 62 nd/Rimrock. These items would be addressed in either the Subdivision Improvement Agreement for the development or in a development agreement for any development on the property.

• Transportation: The subject property will be served by Rimrock Road that runs along the

southern boundary of the property and 70th Street West that runs south to Grand Avenue at the southeast corner of the subject property and will be extended into the property as part of the development plans. There also will be Petitioned County Road easement for Rimrock Road annexed into the City as part of this annexation as per State Law and to facilitate the future development of Rimrock Road in this area. The specific development plans for the property also will be a factor in the future transportation infrastructure for the property and will be reviewed by the City of Billings.

• Fire Stations: The subject property will be served by the City of Billings Fire Department. The Billings Fire Chief stated that as this and other annexations are built out, additional fire department resources will be needed. The nearest fire station is Station #7, located at 1501 54th Street West, about 2.8 road miles southeast of the subject property.

• Parks: The subject property is planned for residential uses, so park land dedication or a cash-in-lieu contribution is expected to be required with the development. The developers of the property are already discussing park land provisions with the City as the preliminary plat review for a subdivision on a portion of the property is beginning the review process.

• Bicycle and pedestrian facilities: The property lies within the jurisdiction of the 2017 Billings Area Bikeway and Trail Master Plan Update. The Plan identifies a Shared Use Path along the north side of the Rimrock Road alignment and future Bike Lanes on Rimrock Road as it is built out. The developer of the subject property may be required to construct and/or contribute to improvements to Rimrock Road in the future through the subdivision process or an SID.

• School facilities: The subject property would be served by Billings School District #2. Since it is expected to be developed for residential purposes, it will have a significant impact on the schools that serve it. District #2 is finishing the new Ben Steele Middle School at Grand Avenue and 56th Street West to open this fall, and 6th grades will be moved from the elementary schools to the middle schools to address overcrowding at elementary schools. It is expected with these changes that school capacity will be improved in this area.

General City Services: These are the City services that are provided to all residents and businesses in the City, such as police and fire protection, street and storm drain maintenance, and garbage collection and disposal. The service providers that responded did not object to the annexation of this property.

• Transit: MET transit system operators have no objections to the annexation request. However, MET Transit does not currently have plans to extend service west of the intersection of Shiloh and Rimrock Road (3.6 miles east of the subject property) to this area to serve this and other properties.

• Police: The Police Department staff stated that while the Department can serve the area as it near an established patrol area that includes the existing Copper Ridge Subdivision, continued annexation and development will eventually adversely impact the Department's ability to deliver services.

• Public Utilities: The Public Works-- Distribution and Collection Division had no concerns with the annexation request.

• Public Works -Street and Traffic Division: The Street and Traffic Division stated that it has no concerns with serving the property.

• Public Works-Solid Waste: The Solid Waste Division has no concerns with annexing the property, but pointed out that State Law allows the property owner to choose which garbage hauler may service the property after it is in the City.

• Ambulance Service: The City does not provide ambulance service, however it does dictate the level of service provided by American Medical Response (AMR). By City ordinance, 90% of ambulance calls must be answered within 8 minutes. This property may be within the area of acceptable response time.

• Legal: General Fund services, such as the Legal Department should not be negatively impacted by this annexation and did not provide any comments with the request.

• Other Departments: City/County services including Library, Planning, and Environmental Health are only slightly affected by the annexation since they will continue to serve the property whether it is in the City or the County.

The Planning Division staff supports the annexation because the property is in the City Annexation Petition Area and has access to City services. The Division did concur with the Public Works Department that development of this property should be in conjunction with securing a flood detention easement on the adjacent property west of the railroad corridor at the southwest corner of the subject property to address findings of the 2011 West Billings Flood Mitigation and Groundwater Recharge Study. This study specifically identified that designing a flood water detention facility along the Little Cove Creek drainage west of where it crosses the southwestern edge of the property to be annexed would limit flooding of property in this area of the County and City and reduce peak flows downstream on Little Cove Creek during and after a flood event. The City has been in discussions with the developers and property owners to work on securing the flood detention easement to ensure flood mitigation along Little Cove Creek in the area of the subject property and neighboring properties is addressed in this area. A condition of annexation reflects the need to enter a memorandum of understanding with the developer to work toward securing this flood detention easement upon annexation of the property and as development plans are determined through the subdivision process.

While this property is at the edge of the City, Annexation of this property would generally follow some guidelines of the **2016 City of Billings Growth Policy** and development of the property for residential uses would also meet some elements of the Growth Policy Guidelines. The plans for a mix of single family and two-family dwellings at densities between 4 and 7 units per acre will help to address the cost effectiveness of providing City services in the area as per the Essential Investments Growth Guideline. Providing open space and pedestrian connections within the property when it is developed and to the adjacent developed neighborhood to the east meets elements of the Community Fabric and Strong Neighborhood Growth Guidelines.

RECOMMENDATION

Staff recommends that the City Council conduct the public hearing and approve the Resolution annexing the subject property.

APPROVED BY CITY ADMINISTRATOR

Attachments

Annexation Petition
Annexation Exhibit
Applicant Exhibit
Annexation Resolution

P2-17-00121

RECEIVED
JUL 03 2017
PLANNING & COMMUNITY SERVICES DEPARTMENT

PETITION FOR ANNEXATION TO THE CITY OF BILLINGS

NOTICE TO PETITIONER

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

INSTRUCTIONS

1. All items must be completed or provided. Please type or print. You may attach additional pages if more space is needed.

2. Prepare a map drawn to a scale adequate and legible to show the property requesting annexation and all other property within one-quarter (1/4) mile.

   The map must show:

   a. The present and proposed boundaries of the municipality;

   b. The present streets, major trunk water mains and sewer mains;

   c. The zoning of the property requesting annexation and the property immediately adjacent to it.

3. The Petition should be submitted to the Planning Department, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m., located on the 4th Floor at 2825 3rd Avenue North, Billings, Montana. Upon presentation, the Petition will be checked for completeness. Once accepted, the Petition will be routed to the following City Departments: Public Works, City-County Planning, Public Utilities, Fire Department, City Attorney, Police Department, Parks and Recreation Department, and the Finance Department. If the departments find no problems with the Petition, the City Clerk will schedule the Petition for City Council action.

4. By filing the petition for annexation, the Petitioner(s) agree that only those City services which are available to the general area shall be provided to Petitioner, and that additional services as may become available to the general area shall be made available to Petitioner(s) in the same manner as said services are made available to other residents of the City. Petitioner(s) specifically waive the right to the report and plans for extension of services as provided in MCA Title 7, Chapter 2, Part 47.

5. A description of the territory to be annexed to the City is legally described on a document attached hereto.

RESIDENT FREEHOLDER ELECTORS

Date	Print Name	Name Signature	Address
6-30-17	Marvin Hessler		P.O. Box 3178 Bozeman, MT 59772
6/30/17	Gary Oakland		175 North 27th Street, Suite 900 Billings, MT 59101

(continued on separate page)

(Should be completed prior to obtaining signatures of resident freeholder electors)

DESCRIPTION OF THE TERRITORY TO BE ANNEXED TO THE CITY OF BILLINGS

Legal Description	Tax Code	Address of General Location	Use of Property	Legal Property Owners	Address	Phone
Tract 2A, Amended Tract 2 and 3, Certificate of Survey Number 2465	D11494 2101 - Tract Land BILLINGS OUTSIDE	NE corner of Rimrock Road and 70th Street W	Dryland agriculture, currently; Intending to rezone for residential use	HESSLER, MARVIN	PO BOX 3178 BOZEMAN, MT 59772-3178	
Tract 1, Certificate of Survey Number 1871	D04341 2101 - Tract Land BILLINGS OUTSIDE	NW corner of Rimrock Road and 70th Street W	Dryland agriculture, currently; Intending to rezone for residential use	OAKLAND, GARY	175 NORTH 27TH STREET SUITE 900 BILLINGS, MONTANA 59101	406-248-3641

ALL ITEMS BELOW SHALL BE COMPLETED BY STAFF

Date Submitted: 7/3/17

Received By: Jeanette U.

Petition Number: AN17-05

Fee Paid: $1,125.00

Revised 10/03

EXHIBIT "A"

UNPLATTED
CERT 987
TRACT 2
TRACT A
TRACT 2
CERT 1380
TRACT 3
TRACT 4
TRACT 5
TRACT 6
CERT 201
CERT 201
B N S F RAILROAD
R.O.W.
LUCKY PENNY LN
WEST COPPER RIDGE LOOP
COPPER RIDGE LOOP
COPPER RIDGE LOOP
COPPER RIDGE LOOP
COPPER RIDGE DRIVE
COPPER RIDGE SUB
C/S 2465
TRACT 2A
CERT 1871
TRACT 1
CITY ANNEXATION 17-05
C/S 2465, TRACT 1
EXISTING CITY LIMITS
RIMROCK ROAD
WEST 70TH STREET
CERT. 1651
TR 1
TR 2
TR 3
TR 4
TR 5
TR 6
TR 8
TR 9
TR 10
TR 11
TR 12
TR 13
UNPLATTED
14
19
48-A
48-B
47
46
49
50
51
5-A
1
1A
WEST

EXHIBIT A

STALEY AND FORBES PROPERTIES PROPOSED ANNEXATION & ZONING

WITHIN

AMENDED TRACT 2A, 2 & 3, CERT. OF SURVEY No.2465 &
TRACT 1, CERT. OF SURVEY No.1871

PREPARED BY : SANDERSON STEWART

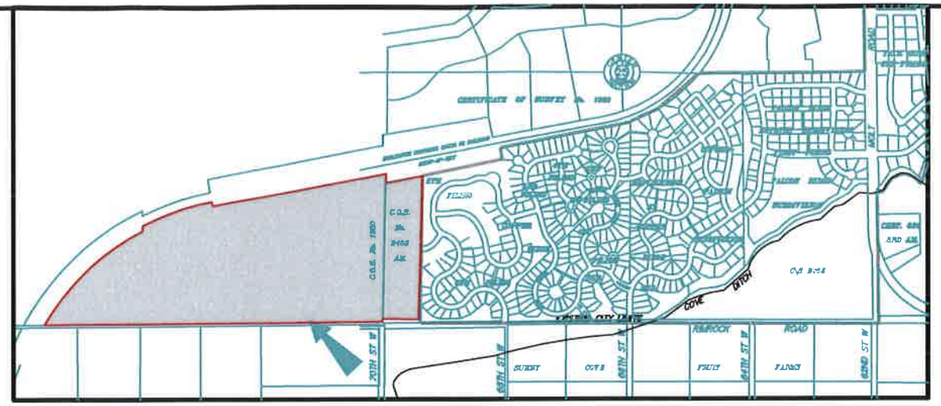
JUNE, 2017

BILLINGS, MONTANA

NORTH

200 0 200 400

SCALE: 1" = 400'



VICINITY MAP

NOT TO SCALE

UNZONED

EX. CITY LIMITS

UNZONED

BNSF RAILROAD

WEST COPPER RIDGE LOOP

COPPER RIDGE LOOP

EXISTING COPPER RIDGE DEVELOPMENT R-7000R

EX. 12" WATER

EX. 8" SANITARY SEWER

COPPER BLUFFS CIRCLE

WEST COPPER RIDGE LOOP

FORBES PARCEL R-7000 (CURRENTLY UN ZONED) 14.500 ACRES

YELLOWSTONE COUNTY

STALEY PARCEL R-5000
(CURRENTLY UN ZONED)
101.6758 ACRES

PARK LOCATION

RIMROCK ROAD

EX. 12" WATER

EX. 18" SANITARY SEWER

UNZONED

UNZONED

UNZONED

UNZONED

UNZONED

R-15000

YELLOWSTONE COUNTY

70TH STREET WEST

16064_01_GARY_EXHIBIT.DWG 16064.01 06/30/17 BMB

RESOLUTION NO. 17 -

A RESOLUTION APPROVING PETITION FOR ANNEXATION AND ANNEXING TERRITORY TO THE CITY.

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

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

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

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

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

   Tracts of land situated in the SW1/4 of Section 25, T.1N., R.24E., the S1/2 of Section 26, T.1N., R.24E., the N1/2 of Section 35 T.1N., R.24E., and the NW1/4 of Section 36, T.1N., R.24E., P.M.M., Yellowstone County, Montana,

   A portion of Tract A, Certificate of Survey No. 1651, Recorded March 25 1977, under Document Number 1046094, of record and on file in the office the Yellowstone County, Clerk and Recorder's: said portion being known as Rimrock Road and being adjacent to Tracts 1, and Tracts 3-6 of said Certificate Of Survey No. 1651;

   Tract 1, Certificate of Survey No. 1871, Recorded March 14 1979, under Document Number 1121922, of record and on file in the office the Yellowstone County, Clerk and Recorder's;

   A portion of Tract 1, Certificate of Survey No. 2465, Recorded October 1 1987, under Document Number 1458714, of record and on file in the office the Yellowstone County, Clerk and Recorder's: said portion being south and adjacent to Tract 2A, of Amended Tracts 2 and 3, Certificate of Survey No.

2465, Recorded September 16 1996, under Document Number 1845641, of record and on file in the office the Yellowstone County, Clerk and Recorder's,

Tract 2A, of Amended Tracts 2 and 3, Certificate of Survey No. 2465, Recorded September 16 1996, under Document Number 1845641, of record and on file in the office the Yellowstone County, Clerk and Recorder's;

A portion of the north 30.0 feet of the NW1/4, NW1/4 of Section 36, T.1N., R.24E., P.M.M., said portion being south and adjacent to said Tract 1, Certificate of Survey No. 2465;

Including all adjacent Right-Of-Way of Rimrock Road, being a part of Yellowstone County road easement for Rimrock Road also described as a portion of County Road Petition Number 167, filed November 10, 1908, Declared a County Road December 29, 1908;

Containing 119.370 gross acres and 113.595 net acres, more or less.
(# 17-05) See Exhibit "A" Attached

2. CONDITIONS. The annexation is approved, subject to the following conditions:

- Prior to site development, a Development Agreement shall be executed between the owner(s) and the City that shall stipulate specific infrastructure improvements and right-of-way dedication, provide guarantees for said improvements, and include a Waiver of Right to Protest the Creation of Special Improvement Districts will be recorded; and/or

- A Subdivision Improvements Agreement (SIA) and Waiver of Right to Protest the Creation of Special Improvement Districts shall be approved and recorded that will stipulate specific infrastructure improvements and right-of-way dedication, and provide guarantees for such infrastructure improvements.

- To ensure that flood mitigation along Little Cove Creek in the area of this annexation is addressed to protect property owners and future development, the City and property owner Gary Oakland will enter into a Memorandum of Understanding in which Gary Oakland will pursue an easement for the City along Little Cove Creek per the recommendations in the 2011 West Billings Flood Mitigation and Groundwater Recharge Study.

3. PROCEDURE. All procedures as required under M.C.A., Title 7, Chapter 2, Part 46, have been duly and properly followed and taken.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana, on the 28th day of August, 2017.

CITY OF BILLINGS:

BY: _____

Thomas W. Hanel, Mayor

ATTEST:

BY: _____

Denise R. Bohlman, City Clerk

(AN# 17-05)

EXHIBIT "A"

UNPLATTED
CERT 997
TRACT 2
TRACT A
TRACT 2
CERT 1380
TRACT 3
TRACT 4
TRACT 5
TRACT 6
CERT 201
CERT 201
R.O.W.
B N S F RAILROAD
LUCKY PENNY LN
WEST COPPER SLOUGH WAY
C/S 2465
CERT 1871
TRACT 2A
TRACT 1
CITY ANNEXATION 17-05
COPPER RIDGE SUB
RIMROCK ROAD
WEST
STREET
70TH
CERT. 1651
TR 1
TR 2
TR 3
TR 4
TR 5
TR 6
TR 8
TR 9
TR 10
TR 11
TR 12
TR 13
EXISTING CITY LIMITS
UNPLATTED
14
19
48-A
48-B
47
46
49
50
51
5-A
1
1A

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Zone Change 960 - 70th St. West & Rimrock Road - Public Hearing and 1st reading

PRESENTED BY: Nicole Cromwell

Department: Planning & Community Services

Presentation: Yes

PROBLEM/ISSUE STATEMENT

This is a zone change request from un-zoned to Residential 7,000 (R-70) and Residential 5,000 (R-50) on Tract 2A of C/S 2465 (R-70) and Tract 1 of C/S 1871 (R-50) a 116.18 acre parcel of land generally located north of Rimrock Road and west of Copper Ridge Subdivision. A pre-application neighborhood meeting was held on June 26, 2017 at the Yellowstone Country Club, 3200 Paul Allen Way. A concurrent annexation petition has been submitted. The Zoning Commission conducted a hearing on August 1, 2017, and is forwarding a recommendation of approval and adoption of the findings of the 10 criteria on a 5 to 0 vote.

Zone Change applications are reviewed using statutory criteria referenced in the Alternatives Analyzed section of this memo. Zone Changes require approval through an ordinance. Zone Changes allow the change from one type of zoning district to another types of zoning – e.g. residential single family to residential multi-family or residential to commercial. A Zone Change cannot have conditions of approval and if approved, permits the owner to use the land for any purpose allowed within the zoning district.

ALTERNATIVES ANALYZED

City Council may:

- Approve the zone change and adopt the findings of the 10 criteria as recommended by the Zoning Commission;
- Deny the zone change and adopt different findings of the 10 criteria;
- Allow the applicant to withdraw the zone change; or
- Delay action on the zone change request for up to 30 days.

APPLICANT DATA

OWNER: Gary Oakland and Marvin Hessler
AGENT: Sanderson Stewart, Mac Folgelsong, P.E.

The Planning staff reviewed the requested zoning and recommended approval based on the proposed findings of the 10 criteria. The Zoning Commission concurred with the recommendation and the findings. The proposed zoning meets many of the 2016 Billings Growth Policy guidelines and is supported by the City's Annexation Policy. It is likely full development of the new neighborhood will be completed over an 8 to 15 year period similar to the adjacent Copper Ridge neighborhood.

Prior to making a decision on the requested zone change, the City Council shall consider the following findings and criteria:

1. *Is the new zoning designed in accordance with the Growth Policy?*
The proposed zone change is consistent with the following guidelines of the 2016 Growth Policy:

- Home Base: A mix of housing types that meet the needs of a diverse population is important.

The proposed zoning would allow this developer to offer single family and two family dwellings in either a unit ownership development or in a traditional subdivision.

- Strong Neighborhoods: Walkable neighborhoods that permit convenient destinations such as neighborhood services, open space, parks, schools and public gathering spaces foster health, good will and social interaction

The proposed zoning will allow a progression of development in this area and will connect to neighborhood services, public gathering spaces and open space.

- Strong Neighborhoods: Implementation of the Infill Policy is important to encourage development of underutilized properties

The property is currently outside the city limits but is within the limits of annexation. The proposed zoning of the property is a more efficient use of property for the extension of city services, and supports a variety of housing choices.

- Strong Neighborhoods: Public safety and emergency service response are critical to the well-being of Billings' residents and businesses

The proposed zoning and annexation is directly adjacent to the existing city limits where city public safety services are already provided. This incremental expansion will allow these services to be extended with limited impact to its current capacity.

- Home Base: Common to all types of housing choices is the desire to live in surroundings that are affordable, healthy and safe

The proposed zoning and development will allow the opportunity to provide attainable housing choices in a high-demand area of West Billings.

- Prosperity: Predictable, reasonable City taxes and assessments are important to Billings' taxpayers

The proposed zoning and development will provide an incremental expansion of the city, at a more efficient density. This will encourage and stabilize the cost of services in this area and will allow the city to set predictable and reasonable rates for taxes and assessments city-wide.

2. Is *the new zoning designed to secure from fire and other dangers?*
The new zoning requires minimum setbacks, open and landscaped areas and building separations. The new zoning, as do all zoning districts, provides adequate building separations and density limits to provide security from fire and other dangers.

3. *Whether the new zoning will promote public health, public safety and general welfare?*
Public health and public safety will be promoted by the proposed zoning. The existing parcel is outside the city limits and used for irrigated and non-irrigated farmland. New infrastructure for roads, utilities and sidewalks will need to be installed prior to building the proposed dwellings. The proposed zoning would allow the developer to market these housing units to a broad range of buyers.

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

Transportation: The proposed zoning and subsequent development will require a traffic study prior to development. The study will identify the required improvements to the surrounding transportation systems.

Water and Sewer: The City will provide water and sewer to the property. The developer will be responsible for the installation of these improvements. There will be no additional impacts to the system from the proposed zoning.

Schools and Parks: Schools and parks may be significantly affected by the proposed zone change. Additional dwelling units will add students to schools depending on the market for these new homes. Recent new school facilities should be able to absorb these new students. Boulder Elementary may be at or over capacity based on the Urban Planning Study completed for the property. There are no public parks within the general area of the subject property with the exception of the linear neighborhood parks and trail system in the Copper Ridge Subdivision. The developer anticipates dedication of a park with area large enough for a programmed space such as playing fields and a playground.

Fire and Police: The subject property will be served by city public safety services. The Police and Fire Departments had no concerns with the zone change.

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

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

6. *Will the new zoning effect motorized and non-motorized transportation?*

The new zoning will have an impact on vehicle and pedestrian traffic. The City Engineering Division will determine the required street, utility and sidewalk improvements required for the development of these lots based on a traffic study prepared when a development plan has been finalized. At the minimum development density of 464 dwelling units for the entire parcel, this could add up to over 4,600+ new vehicle trips to the surrounding streets. Safe pedestrian access to and from the development will need to be developed. It is likely most pedestrian access out of the development will occur to the east within the Copper Ridge neighborhood trail system. The recently updated Billings Bikeway and Trail Master Plan shows a shared use path and future bike lane for Rimrock Road as well as a platted shared use path northwest along the south boundary of Falcon Ridge Subdivision. The shared use path and the future bike lane on Rimrock Road would be part of the street improvements at the time of development or in a future SID.

7. *Will the new zoning promote compatible urban growth?*

The new zoning does promote compatibility with urban growth. The proposed zoning will allow a greater variety of housing choices in this growing area of West Billings.

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

The proposed zoning does consider the character of the district and the suitability of the property for the proposed use. The proposed zoning is similar to the zoning in the adjacent city subdivisions and the homes will likely be similar in style.

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

The property is currently un-developed and used for agricultural purposes. The value of existing buildings should not be affected by the proposed zoning and development.

10. *Will the new zoning encourage the most appropriate use of land throughout the City of Billings?*
The proposed zoning will allow a more efficient density of development so extension of city services will be effective. The collector street frontage will allow ready vehicle access to and from the new development without impacting adjacent land uses.

FINANCIAL IMPACT

Approval of the zone change will allow the applicant to proceed with subdivision development. After annexation, the City's tax base will expand to include this new territory. Until lots are development, City fees for storm water, arterial construction and street maintenance will be based on the vacant rate of assessment. After development, taxes and fees will be based on the developed valuation.

BACKGROUND

This is a zone change request submitted concurrently with a petition to annex this 116+/- acre parcel into the City Limits. The City has considered previous annexation concepts for this property over the past 10 years. The City Council, on advice of its Annexation Committee, agreed to amend the City's Limits of Annexation Map this year to include this parcel for potential annexation within the next 5 years. An Urban Planning Study was completed in 2016, and accepted by the Committee and the City Council.

The requested zoning of R-70 (14.5 acres) and R-50 (101.68 acres) will allow the developer, Oakland Companies, to respond to market demands as needed. Both requested zoning districts allow single family and two-family dwellings as of right, but exclude multi-family dwellings (3 or more attached dwelling units). The 14.5-acre R-70 zoning district could support development of up to 55 two-family dwellings or 76 single family dwellings. A change to the zoning district requirements in 2012, now allows a two-family size parcel in the R-70 or R-50 zoning district to develop with either 2 detached or attached dwelling units. The 101.68-acre, R-50 zoning district could support 470 two- family dwellings or 752 single family dwellings. The proposed zoning and subsequent construction of new subdivisions will add a significant number of new residents to the City.

The Urban Planning Study prepared in the fall of 2016 predicted only 380 single family dwelling units for the subject property to estimate the impact from the proposed development on City services as well as tax revenue generation. The developer will determine through the subdivision process the total number of dwelling units within the new area. The City's adopted Annexation Policy requires new annexations to meet a minimum of 4 to 7 dwelling units per acre. The policy does not specify how this density is calculated, but a gross acre calculation of a minimum of 4 units per acre for the subject property yields 464 single family dwelling units. This number of dwelling units is estimated to generate about 4,600 new vehicle trips per day at full build out.

The primary connection of this parcel to the City street network will be Rimrock Road, a collector street in this area. The current construction of this road east of 70th Street West until its intersection with Copper Ridge Loop is a typical 2-lane county gravel road with barrow ditches on each side to collect storm water drainage. The City will require, through the subdivision process, a complete upgrade of Rimrock Road to City standards for a collector street, or provide a waiver of right to protest the future construction of the complete street improvements. Rimrock Road has only a 30 foot easement west of 70th Street West. A future subdivision of the subject

property will require dedication of right of way for Rimrock Road on the north side. The latest traffic counts for the area indicate Rimrock Road just east of the intersection with Golden Acres Drive carries about 3,700 vehicles per day, Molt Road north of Ironwood Drive (Echo Canyon) carries about 1,770 vehicles per day, and 62nd Street West just south of Rimrock Road carries about 2,200 vehicles per day.

The 2016 Billings Growth Policy set guidelines for new development and land uses within the Billings City Limits. The subject property is directly adjacent to the current City Limits and extension of public utilities will not "leap frog" past property outside the City. This meets the guideline for Essential Investments within the Growth Policy: " *Prioritize public and private investment in areas, policies, programs and projects that achieve the community vision by encouraging development within and adjacent to the existing city limits, but preference will be given to areas where city infrastructure exists or can be extended within a fiscally constrained budget and with consideration given to increased tax revenue from development.* " The proposed zoning also supports the Strong Neighborhoods and Home Base Guidelines: "*Create and enhance strong neighborhoods that are clean and safe with streets and public places that provide convenient access for our most vulnerable citizens – our children and grandparents. Enable a home environment for all residents that is healthy, safe and affordable, and offers a choice of housing options.* " The proposed zoning allows the developer to provide a wider variety of housing options compared to a single-family-only zoning district and could facilitate provision of neighborhood amenities not normally available in a suburban subdivision.

STAKEHOLDERS

The Zoning Commission conducted a public hearing on August 1, 2017, and received the staff report and recommendation and testimony from the applicant's agent, Mac Folgelsong, and Gary Oakland, one of the owners. Additional testimony in favor of the zone change was received from Blaine Poppler, agent for the owner of property at 62nd Street West and Rimrock Road. There was no other testimony.

Dan Wagner, Chairman, closed the public hearing. Commission member Dennis Ulvestad made a motion to recommend approval and adoption of the findings of the 10 review criteria. The motion was seconded by Mike Boyett. The Commission voted 5 to 0 in favor of the motion.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

The Consistency with Adopted Policies or Plans is stated above in the Alternatives Analyzed section.

RECOMMENDATION

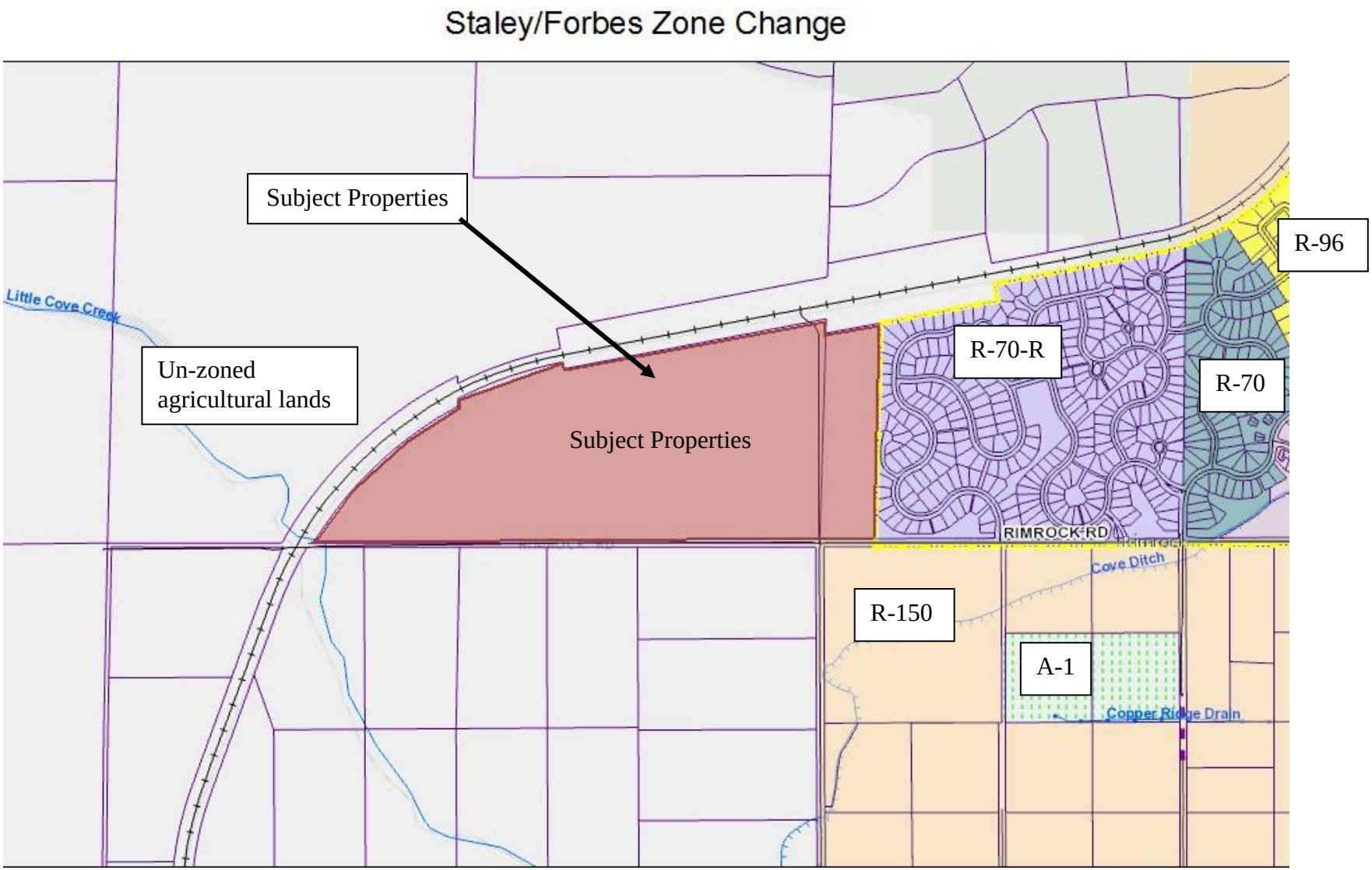
The Zoning Commission recommends approval and adoption of the findings of the 10 criteria for Zone Change 960 on a 5 to 0 vote.

APPROVED BY CITY ADMINISTRATOR

Attachments

Zoning Map and Site Photos
Proposed Zoning Districts
Applicant Letter and Pre-application meeting notes
Ordinance

Surrounding Zoning
Zone Change #960 – 70th St West and Rimrock Road



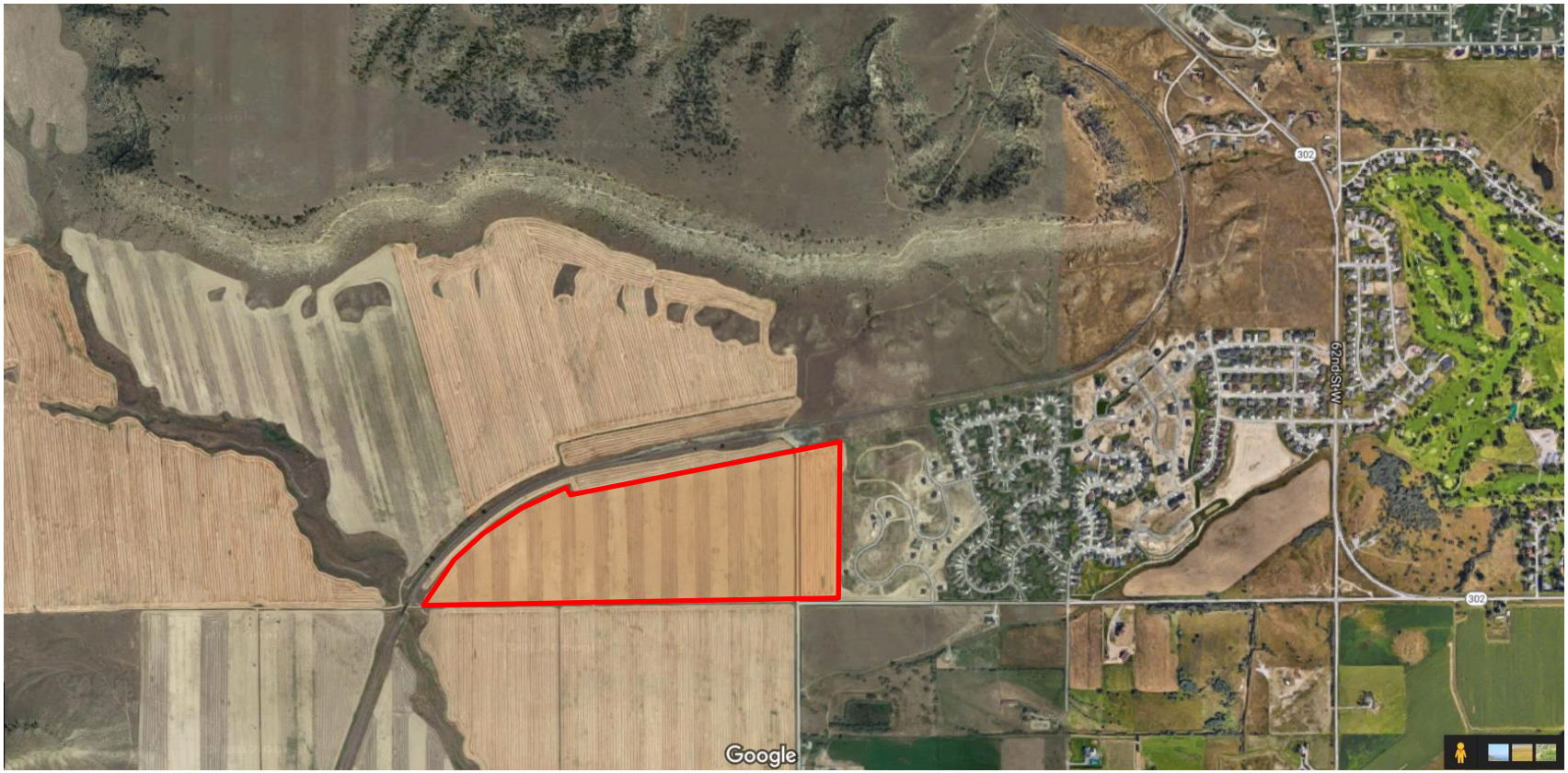
Staley/Forbes Zone Change

Subject Property – from western boundary of Copper Ridge Subdivision

View north and west across subject property from Rimrock Road

View west from current “dead end” of Rimrock Road (70th Street West)

Rimrock Road just east of 70th Street West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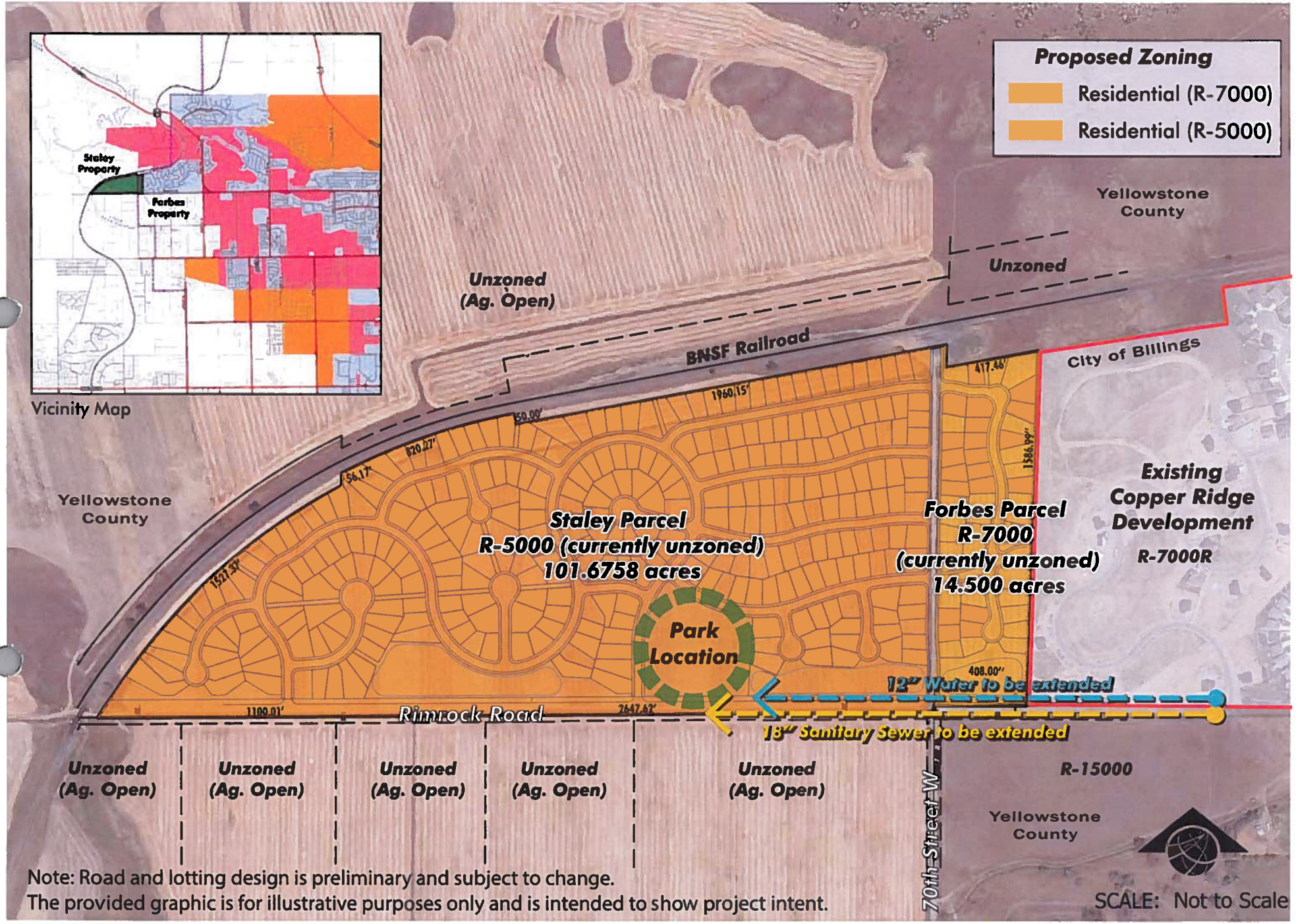


Staley and Forbes Properties **Exhibit A - Proposed Annexation & Zoning** SANDERSON STEWART

Application and pre-application meeting notes
Zone Change 960 – 70th St West and Rimrock Road

SANDERSON STEWART

June 30, 2017

Ms. Nicole Cromwell
City of Billings Planning Department
2825 3rd Avenue North, 4th Floor
Billings, MT 59101

Reference: City Zone change application - Tract 2A, Amended Tract 2 and 3, COS 2465 (a 14.50-acre property, known as the Forbes Parcel); Tract 1, COS 1871 (a 101.68-acre property, also known as the Staley Parcel).
Sanderson Stewart Project No. 16064.01

Dear Ms. Cromwell:

Attached is the zone change application for the Forbes and Staley properties.

Statement of Proposal

The owners, Mr. Gary Oakland and Mr. Marvin Hessler are seeking a zone change for the Staley and Forbes properties. The two properties are located at the northwest and northeast corners of Rimrock Road and 70th Street West. The total area of the parcels is approximately 116.18 acres.

The properties are outside the existing zoning boundary. The applicants are requesting a zone change from un-zoned to a residential zoning, including R-5000 and R-7000. The applicant's intent is to plan a continuation of the Copper Ridge Subdivision and annex the property to develop single-family and duplex homes.

The site is currently non-irrigated agricultural land, and has been used to grow dryland grain. The owners are planning for the future use of this property and the recent request that the City's Limits of Annexation Map be amended to locate the site into the "red area" was granted on May 22, 2017, which would allow for future annexation this year.

Accompanying Responses to Questions in Zoning Application Form

1A. In what ways is your proposal consistent with the goals and policies of the adopted Growth Policy?

Goal 1. ESSENTIAL INVESTMENTS - prioritize public and private investment in areas, policies, programs and projects that achieve the community vision as described in the Growth Policy Statement: "In the next 20 years, Billings will manage its growth by encouraging development within and adjacent to the existing city limits, but preference will be given to areas where city infrastructure exists or can be extended within a fiscally constrained budget and with consideration given to increased tax revenue from development. The city will prosper with strong neighborhoods with their own unique character that are clean, safe, and provide a choice of housing and transportation options."

The adjacent properties include a mix of zoning and uses. This proposed development will be an extension of the existing Copper Ridge Subdivision, located immediately east of the subject property. Copper Ridge Subdivision continues to grow and is close to being built out with few lots left for development. The location of the Copper Ridge Subdivision, and the product type offered in this project, has been very well received by the market. It is anticipated the demand for housing in the west end of Billings will continue to be strong. Since the subject property is anticipated to be an extension of the Copper Ridge Subdivision, the developer expects to continue his current development program on this subject property.

Currently, City of Billings infrastructure serves Copper Ridge Subdivision and services have been extended to the Forbes parcel. The services will be extended into the Forbes and Staley parcels with this development. The costs associated with providing on-site infrastructure and utility services to the project will be the responsibility of the developer.

Main water and sewer distribution lines will be sized to handle current and future needs to eliminate costly future replacement and/or upgrade costs. All subsequent plans will be required to design and construct improvements in accordance with City of Billings standards.

Goal 2: PLACE MAKERS - Enhance existing public places, create new ones, preserve natural and historic places, and maintain our agricultural landscape to define the community for its residents and improve the quality of life for everyone who lives or visits here.

The proposed development plan includes a neighborhood park area that would be the public gathering spot within the neighborhood. The proposed neighborhood park is approximately 4.5 acres in size. This neighborhood park was requested by the Parks Department in a recent meeting (October 2016) due to the demand that will be created by the development of the subject property.

Within a 2.5-mile radius of the property, there are several existing park lands identified on Map 1 of the Parks 2020 plan. These include the following city parks:

Phipps Park
Byron Nelson Park
Yellowstone Meadows Park
Cynthia Park

In addition to the parks described in the 2020 Plan, a new neighborhood park was constructed in 2016 for the adjacent Copper Ridge project east of the project site. This new addition to the City's park

program is a neighborhood park with several amenities intended to serve the newly developed projects in west Billings.

Another facility not identified on the 2020 Plan is an undeveloped regional park referred to as Cottonwood Park. As previously stated, the developer would dedicate the neighborhood park within the subject property and the remaining park dedication requirement would be met through a cash-in-lieu contribution. This cash-in-lieu contribution could be used for the development of Cottonwood Park, if acceptable to the Parks Department. The developer recognizes the need for park and open space amenities in the community.

Goal 3: COMMUNITY FABRIC - is what makes the City of Billings unique, attractive, a desirable place to live and aesthetically pleasing to residents and visitors. Community fabric can make Billings a draw to others looking for a place to call home.

The proposed zoning will provide multiple housing types, and provide a very walkable community. The development would provide rental and ownership housing options for the city's diverse workforce.

The Staley and Forbes properties are in an area already influenced by growth and development within the City of Billings. As the City expands toward the west, this area will become increasingly urbanized. As previously stated, the property immediately east of the of subject property is Copper Ridge Subdivision. Planning of this Staley and Forbes properties has already begun at a conceptual level and presumably would continue based on the findings of the Urban Planning Study and the subsequent annexation of the properties by the City of Billings.

Goal 4: STRONG NEIGHBORHOODS - create and enhance strong neighborhoods that are clean and safe with streets and public places that provide convenient access for our most vulnerable citizens - our children and grandparents. A strong neighborhood is a place where we will be comfortable no matter our age, income or heritage and provides gathering spaces to encourage everyday interaction between residents.

The zone change will provide for development of the property in a logical manner, fitting with the existing surrounding zoning. The intent is to provide a diversity of housing types within walking distance of future commercial amenities at the intersection of Rimrock Road and 62nd Street West. A neighborhood park area, connected by a network of sidewalks, will provide a public gathering spot for the new neighborhood.

Land planning practices used throughout the neighborhood result in a community character with a high level of connectivity. Each lot is positioned with careful consideration given to the stunning views and large open spaces abutting the streetscape. By meandering the placement of lots with deep setbacks at some locations and curving roadways offers residents increased green space while maximizing privacy. Winding pathways will lead to neighborhood parks and provide an easy and safe environment for walking throughout the neighborhood.

Goal 5: HOME BASE - Enable a home environment for all residents that is healthy, safe and affordable, and offers a choice of housing options.

The proposed development is intended to provide the City of Billings with affordable dwelling units. As stated above, the development will have sidewalks and trails to provide connectivity to the neighborhood park. The development will also be evaluated for traffic impacts to promote safety.

Upon annexation, the project site will receive police protection from the City of Billings Police Department and fire protection from the Billings Fire Department. Services provided include: fire suppression, emergency medical response, dispatch and communication services for local fire, police and ambulance services, hazardous materials response and vehicle accident extrication. The Billings Fire Department Fire Station No. 7, located at 1501 54th Street West, is the closest station to the subject property being approximately 2.5 miles from the study area. A satellite police station is also located in Fire Station No. 7. Fire Station No. 7 covers the newly developing western portion of Billings and the larger BUFSA. The emergency vehicles at this station include Engine 7, Brush 7 along with two additional reserve units.

Both Billings Clinic at 2813 Ninth Avenue North and St. Vincent's Hospital at 1233 North 30th Street would provide routine and emergency medical services for this area. Although a specific timeline has not been made public, both hospitals are planning new facilities to serve future west end development.

Goal 6: MOBILITY AND ACCESS - The transportation system is designed to be safer and more efficient for all users.

The proposed development is located north of a projected westward extension of Rimrock Road and west of 70th Street West. Rimrock Road is classified as a "Collector" from 70th Street West to 62nd Street West in the City of Billings Functional Classification System and as a "Major Arterial" to the east of 62nd Street West. From 70th Street West to West Copper Ridge Loop, Rimrock Road has an unpaved surface with a width of approximately 25 feet. To the east of West Cooper Ridge Loop, Rimrock Road has a paved two-lane section with 1-foot shoulders (26-feet total width) and borrow pits for drainage conveyance. Rimrock Road west of West Copper Ridge Loop and all internal streets of the subject property will be paved and constructed to City of Billings standards

70th Street West is a county road that is classified as a local street by the City of Billings. It extends north from Grand Avenue as an unpaved road with a surface width of approximately 28 feet to its terminus at Rimrock Road.

The current conceptual layout for this project proposes construction of 380 residential lots. Using the *Institute of Transportation Engineers (ITE) Trip Generation, 9th Edition*, which is the industry standard reference for projection of site-generated traffic, Sanderson Stewart projects that the Staley and Forbes properties project would generate approximately 3,618 one-way trips (1,809 entering/1,809 exiting) on a typical weekday.

During a typical morning peak hour for area traffic, the site is projected to generate 285 one-way trips (71 entering/184 exiting). During a typical evening peak hour for area traffic, the site is projected to generate 380 one-way trips (239 entering/141 exiting). Internal capture and pass-by trips are expected to be minimal given the purely residential nature of the development. As a result, most of the generated traffic will impact external streets and intersections.

The majority of traffic will most likely come to and from the east along Rimrock Road, at least until 70th Street West is paved at some point in the future. Traffic with origins and destinations in the Laurel area may be more likely to utilize 70th Street West even in its current, unpaved state to get to Grand Avenue and beyond to the south.

Goal 7: PROSPERITY - enable "a diverse, welcoming community where people prosper and business succeeds."

School-aged children in this area will be served by School District No. 2 for elementary, middle, and high school.

The creation of new housing within these two parcels will not take away from other residential communities in Billings' west end. Development is anticipated to complement existing choices and for residents to have access to reasonable housing choices, thus helping to stabilize the employment base and provide better jobs to households. The intention is for this neighborhood to provide highly sought-after housing opportunities.

1B. Explain your need for the intended zone change and why the property cannot be used under the existing zoning. Explain how the new zoning will fit in with the existing zoning and land uses in the immediate area.

The property has been farmed for decades. Over time, the City of Billings has abutted the property and operation of the property as a farming unit is no longer feasible, nor is it the best use of the property.

As a project adjacent to a successful residential community, the proposed zoning has been designed to complement the neighboring properties, meet a demonstrated market demand for residential development, provide a variety of housing options, and provide an attractive overall development plan of which the applicant and the community can be proud.

If you have any questions, or need anything else from the applicant or me, please let me know at 406/656-5255.

Sincerely,

Mac Fogelsong, PE
Vice President | COO

GTO/hav
Enc.
P:16064.01_Cromwell_Zone_Change_PreApplication_Statement_Questions_Ltr_062717

Pre-Application Statement of Owner(s) or Agent(s)

The owner(s), contract purchasers (if any) and agents (if any) are required to submit this completed form and any attachments along with a completed zone change application packet, including any required fees, for a zone change to be processed by the Planning Division.

1. **Present Zoning:** Unzoned
2. **Written description of the Zone Change Plan:** Request to zone approximately 116.18-acre property from Unzoned to Residential zoning, including R-7000 and R-5000
3. **Subject Property Map:** Attached
4. **Legal Description of Property:**
   1) Tract 2A, Amended Tract 2 and 3, Certificate of Survey Number 2465 (a 14.50-acre property, known as the Forbes Parcel)
   2) Tract 1, Certificate of Survey Number 1871 (a 101.68-acre property, also known as the Staley Parcel).
5. **Neighborhood Task Force Area:** No
6. **Roster of persons who attended the pre-application neighborhood meeting:** Attached
7. **A copy of the meeting notice:** Attached
8. **A brief synopsis of the meeting results:** Attached
9. **The undersigned affirm the following:**
   1) The pre-application neighborhood meeting was held on the 26th, day of June, 2017.
   2) The zone change application is based on materials presented at the meeting.

Owner(s):

Mr. Gary Oakland
(Recorded Owner – COS 1871)
175 North 27th Street, Suite 900
Billings, Montana 59101
406-248-3641

X _____

Mr. Marvin Hessler
(Recorded Owner – COS 2465)
P.O. Box 3178
Bozeman, Montana 59772

X _____

Agent(s): Sanderson Stewart Attn: Mac Fogelsong

1300 North Transtech Way, Billings, MT 59102

(406) 656-5255

X _____

SANDERSON STEWART

MEETING MINUTES

Project: Am Tract 2A, Am Tracts 2 & 3 of C/S 2465 & Tract 1 of C/S 1871 (Staley/Forbes Property)	
Project No: 16064.01	
Meeting Location: Yellowstone Country Club, 3200 Paul Allen Way	Meeting Date: 6/26/17 6:00 P.M.
Meeting Subject: Proposed Zone Change Neighborhood Meeting	Prepared by: Gary Owen
Attending: (see attached sign-in sheet)	
Date of Issue: 6/27/17	

Minutes:
The following topics were discussed:

- Overview and history of Copper Ridge Subdivision.
- For the last year, we have been studying the Staley/Forbes property. An Urban Planning Study was performed and submitted to the City of Billings.
- Discussed next steps for annexation and zoning process for the property
- The neighborhood meeting is a requirement of the zone change process.
- Current parcel is in the County and is unzoned with "no restrictions"
- Would like to annex into the City and zone the Forbes property as R-7000 and the Staley property as R-5000; each zoning would allow single family or duplex units. The City's growth policy promotes increased density.
- Opened the floor to questions.
    - Charles Henderson asked about R-5000 zoning. Response: No multi-family, but it will allow for increased density.
    - Barbara Wilson asked if there would be access across the railroad. Response: Yes, at 70th Street West
    - Barbara Wilson asked if Copper Ridge has a park. Response: Yes
    - Barbara Wilson expressed that dust from people driving on 70th Street West is a concern
    - Barbara Wilson asked if there were any issues selling the lot next ot the railroad. Response: Not at all.
    - Barbara Wilson asked is there has been any talk about services to the south in 70th Street West. Response: Maybe someday, but not in the near future.

NEIGHBORHOOD MEETING
ATTENDANCE SIGN-IN SHEET

Date: June 26, 2017 Time: 6:00pm

Project No.: 16064.01

Project: Staley and Forbes Properties Proposed Zone Change

Meeting Location: Yellowstone Country Club, 3200 Paul Allen Way, Billings, MT 59106

Name (Please Print)	Phone Number	Email Address
Barbara Wilson	656-1194	—
Wade Wilson	671-1468	
Charles Henderson	270-7867	

ORDINANCE NO. 17-_____

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR Tract 2A of C/S 2465 and Tract 1 of C/S 1871 a 116.18 acre parcel of land generally located north of Rimrock Road and west of Copper Ridge Subdivision

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

1. RECITALS. *Title 76, Chapter 2, Part 3, MCA,* and *Sections 27-302 and 27-1502, BMCC,* provide for amendment to the City Zoning Map from time to time. The City Zoning Commission and staff have reviewed the proposed zoning for the real property hereinafter described. The Zoning Commission and staff have considered the ten (10) criteria required by Title 76, Chapter 2, Part 3, MCA. The recommendations of the Zoning Commission and staff have been submitted to the City Council, and the City Council, in due deliberation, has considered the ten (10) criteria required by state law.

2. DESCRIPTION That Tract 2A of C/S 2465 and Tract 1 of C/S 1871 a 116.18 acre parcel of land generally located north of Rimrock Road and west of Copper Ridge Subdivision is presently NOT zoned and is shown on the official zoning maps outside of any zoning district boundary.

3. ZONE AMENDMENT. The official zoning map is hereby amended and the zoning for **the above described parcel** is hereby changed from **NOT zoned to Residential 7,000 (R-70) for Tract 2A of C/S 246 and to Residential 5,000 (R-50) for Tract 1 of C/S 1871** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to **Residential 7,000 (R-70) and Residential 5,000 (R-50)**as set out in the Billings, Montana City Code.

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

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

PASSED by the City Council on first reading August 28, 2017

PASSED, ADOPTED AND APPROVED on second reading September 11, 2017.

CITY OF BILLINGS:

BY:_____
Thomas W. Hanel, Mayor

ATTEST:

BY: Denise Bohlman, City Clerk

Zone Change 960 – 70th St West and Rimrock Road

Regular 8.

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing for Ward Ordinance First Reading - Annexation #17-03

PRESENTED BY: Wyeth Friday

Department: Planning & Community Services

Presentation: No

PROBLEM/ISSUE STATEMENT

City election ward boundaries must be adjusted to conform to city limit amendments resulting from annexation of property into the City. The City Council approved the annexation of property owned by Jamey Eisenbarth (Annexation #17-03) on August 14, 2017. The subject property is about 18 acres in size and described as Tract 2, Certificate of Survey 3426. The property is located at the southeast corner of the intersection of Santiago Boulevard and Blue Creek Road south of the Yellowstone River. This requires a change in the boundaries of Ward III. Two readings are required for this action. The first reading of the ordinance is scheduled for August 28, 2017 along with a public hearing, and the second reading is scheduled for September 11.

ALTERNATIVES ANALYZED

City Council may approve or not approve the ordinance to amend the boundaries of Ward III on first reading.

- Approving the ordinance will modify the boundaries of Ward III to include the property owned by Jamey Eisenbarth.
- Not approving the ordinance will not modify the boundaries of Ward III and create a problem where property inside the City Limits is not within one of the City Ward Boundaries.

FINANCIAL IMPACT

There is no budget/financial impact from this action.

RECOMMENDATION

Staff recommends that the City Council hold a public hearing and approve this ordinance on first reading, adding recently annexed property to Ward III.

APPROVED BY CITY ADMINISTRATOR

Attachments

Ward Ordinance

ORDINANCE NO. 17-_____

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

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

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

   A tract of land situated in the SE1/4 of Section 20, T.1S., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as:
   Tract 2, Certificate of Survey No. 3426, Recorded March 11, 2010, under Document Number 3543127, of record and on file in the office the Yellowstone County, Clerk and Recorder's; Including all adjacent Right-Of-Way of Blue Creek Road.

   Containing 18.052 gross acres and 10.871 net acres more or less.
   (# 17-03) See Exhibit "A" Attached

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

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

PASSED by the City Council on the first reading this 28th day of August, 2017.

PASSED by the City Council on the second reading this 11th day of September, 2017.

THE CITY OF BILLINGS:

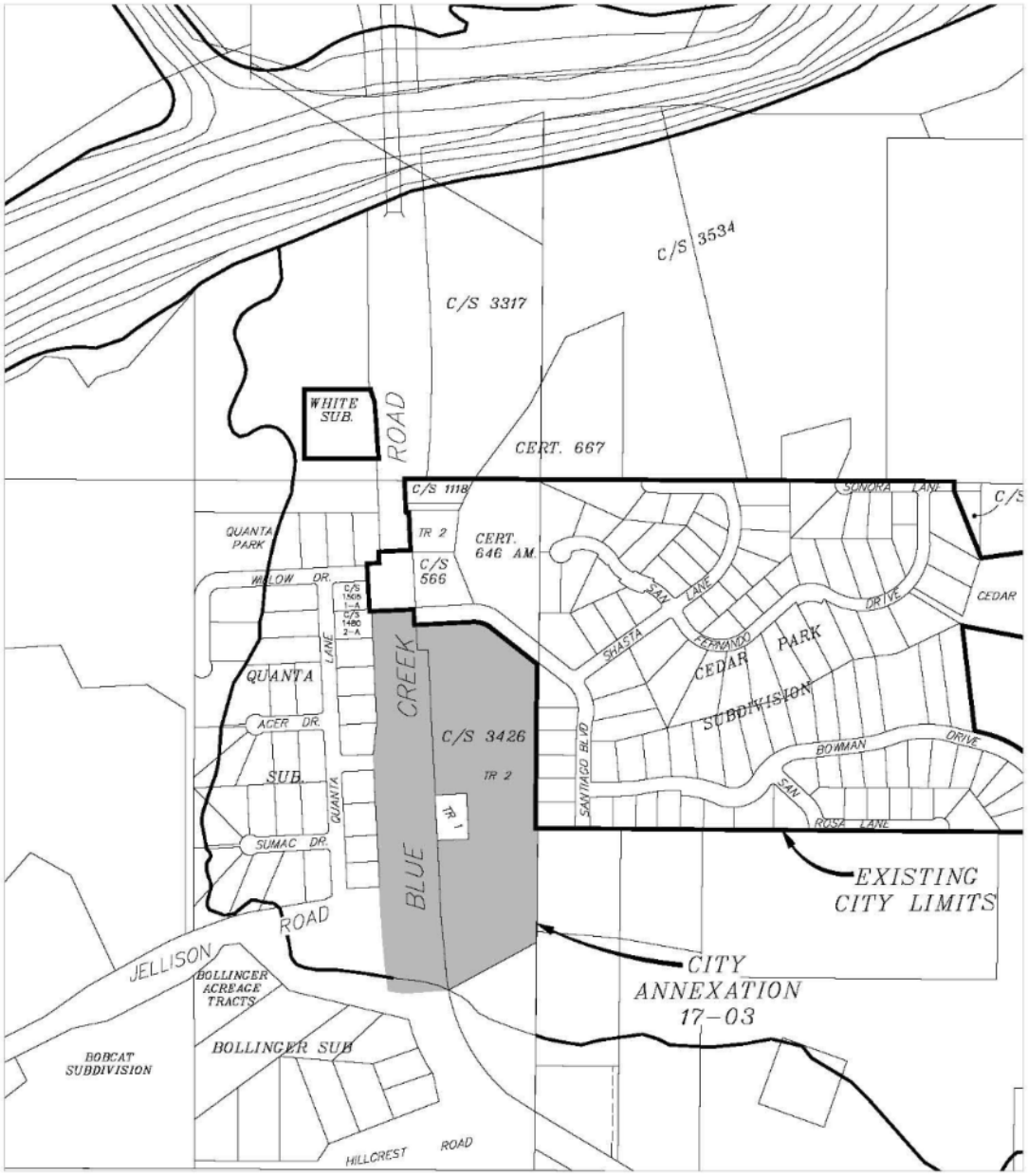
_____
Thomas W. Hanel, MAYOR

ATTEST:

BY:_____
Denise Bohlman, CITY CLERK

(AN 17-03)

EXHIBIT "A"


C/S 3534
C/S 3317
WHITE SUB.
ROAD
CERT. 667
C/S 1118
TR 2
CERT. 646 A.M.
C/S 566
SONORA LANE
QUANTA PARK
WILLOW DR.
C/S 1509 1-A
C/S 1480 2-A
LANE
QUANTA
ACER DR.
SUB.
QUANTA
SUMAC DR.
CREEK
C/S 3426
TR 2
TR 1
BLUE
SAN FERNANDO
SHASTA
CEDAR PARK
SUBDIVISION
DRIVE
CEDAR
SANTIAGO BLVD
BOWMAN
DRIVE
SAN ROSA LANE
EXISTING CITY LIMITS
CITY ANNEXATION 17-03
ROAD
JELLISON
BOLLINGER ACREAGE TRACTS
BOLLINGER SUB
BOBCAT SUBDIVISION
HILLCREST ROAD

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Zone Change 957 - Western Sky Planned Development - Public Hearing and 1st reading

PRESENTED BY: Nicole Cromwell

Department: Planning & Community Services

Presentation: Yes

PROBLEM/ISSUE STATEMENT

This is a zone change request from Community Commercial (CC), Residential Multi-family-Restricted (RMF-R), Residential 5,000 (R-50), Residential 7,000 (R-70), Residential 9,600 (R-96) and Public (P) to Planned Development (PD) for a new mixed use neighborhood with underlying zoning of PD-CC, PD-NC, PD-RMF and PD-RMH with additional area for public and private open space amenities. A pre-application neighborhood meeting was held at the subject property on April 24, 2017. A preliminary Review meeting was held with the surrounding owners, the applicant, Mont Vista, LLC and City staff on June 27, 2017. The Zoning Commission conducted a public hearing on August 1, 2017, and is forwarding a recommendation of approval and adoption of the findings of the 10 criteria on a 5-0 vote.

Zone Change applications are reviewed using statutory criteria referenced in the Alternatives Analyzed section of this memo. Zone Changes require approval through an ordinance. Zone Changes allow the change from one type of zoning district to another types of zoning – e.g. residential single family to residential multi-family or residential to commercial. A Zone Change cannot have conditions of approval and if approved, permits the owner to use the land for any purpose allowed within the zoning district.

ALTERNATIVES ANALYZED

City Council may:

- Approve the zone change and adopt the findings of the 10 criteria as recommended by the Zoning Commission;
- Deny the zone change and adopt different findings of the 10 criteria;
- Allow the applicant to withdraw the zone change; or
- Delay action on the zone change request for up to 30 days.

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

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

The proposed zone change is consistent with the following guidelines of the 2016 Growth Policy and the West Billings Neighborhood Plan (2001):

The West Billings Neighborhood Plan goals and objectives stated the need to locate retail and commercial areas based on arterial street intersections *"…Commercial nodes should be comprised of, as much as possible, a diverse range of commercial, business office, and entertainment facilities. It is intended that neighborhood centers should be roughly the size of the center currently located at the northwest corner of Grand Avenue and Rehberg Lane and community centers roughly the size of West Park Plaza on Grand Avenue. Regional centers are*

intended to serve the entire Billings community and the region beyond. Non-retail, office and multi-family uses will be supported along arterial streets. .."

- The proposed zoning of PD-CC and PD-NC is conforming and compatible with goals of the West Billings Neighborhood Plan. The intersection of 48th St West and King Ave West was designated as a neighborhood center. Office use is planned for the PD-NC frontage along King Ave West with personal storage warehousing south of the office building(s). Another goal of the plan was to encourage better accessibility of everyday services to new neighborhoods. The proposed PD will allow the developer to inter-connect the residential and commercial areas so everyday services are walk-to conveniences for the residents.

Essential Investments, Strong Neighborhoods and Home Base (2016 Billings Growth Policy):
1) Neighborhoods that are safe and attractive and provide essential services are much desired.
2) Planning and construction of safe and affordable interconnected sidewalks and trails are important to the economy and livability of Billings.
3) Developed parks that provide recreation, special amenities (community gardens, dog parks, viewing areas), and active living opportunities are desirable for an attractive and healthy community.
4) Zoning regulations that allow a mixture of housing types provide housing options for all age groups and income levels are desired.
5) Walkable neighborhoods that permit convenient destinations such as neighborhood services, open space, parks, schools and public gathering spaces foster health, good will and social interaction.
6) A mix of housing types that meet the needs of a diverse population is important.
7) Common to all types of housing choices is the desire to live in surroundings that are affordable, healthy and safe.
8) Planning and construction of interconnected sidewalks and trails are important to the economy and livability of Billings.

- The proposed zoning would help create a new neighborhood with a mixture of uses within an area that is safe and attractive. The developer intends to build an inter-connected system of trails and paths so the residents have access throughout the area without having to drive. The PD agreement intends to allow a variety of housing choices in the area including apartments, condominiums, townhomes, manufactured homes and site-built single family dwellings. The proposed landscaping, fencing and buffer yards will ensure the safety of the residential areas, mitigate some of the traffic noise from 48th St West and King Ave West (arterial streets), and buffer the commercial uses from the residential uses when necessary.

2. Is *the new zoning designed to secure from fire and other dangers?*
The new zoning requires minimum setbacks, open and landscaped areas and building separations. The new zoning, as do all zoning districts, provides adequate building separations and density limits to provide security from fire and other dangers.

3. *Whether the new zoning will promote public health, public safety and general welfare?*
Public health and public safety will be promoted by the proposed zoning. The current zoning of the parcel was developed based on a subdivision that will not be constructed. The King Meadows Subdivision anticipated the construction of about 340 dwellings including single family, two-family and multi-family units. The new zoning will allow a greater variety of housing choices and will increase the density about 2 units per gross acre of land. In addition, the new zoning will allow a wider variety of neighborhood services in the proposed commercial zones.

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

Transportation: The proposed zoning will have a measurable effect on the transportation system. The applicant and agent have prepared a traffic study to be reviewed by the City Traffic Engineer as part of the subdivision application. The traffic study will make recommendations on the location of street access, any contributions needed for off-site impacts to other street intersections and any capacity increase needed due to new traffic from the development.

Water and Sewer: The City will provide water and sewer to the property. There will be no additional impacts to the system from the proposed zoning.

Schools and Parks: Schools will be affected by the proposed zoning, although it is not known the number of children that may become residents of the new development.

Fire and Police: The subject property is served by city public safety services. The Police and Fire Departments had no concerns with the zone change.

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

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

6. *Will the new zoning effect motorized and non-motorized transportation?*

The new zoning will have an effect on vehicle and pedestrian traffic. The traffic study.prepared by the applicant for the City Traffic Engineer's approval will determine the level of traffic impact and any mitigation required. Non-motorized travel – walking and biking – is an essential part of the circulation plan both within the proposed development and connecting to adjacent areas including Hogan's Slough and the Hoop Dreams development to the east. Traffic counts in the area on King Ave West and 48th St West are well below the expected volume on a principal arterial street. King Avenue West has an average daily traffic volume of 8,010 vehicles per day at this location, less than Poly Drive at 13th Street West. 48th Street West is less than most local streets with about 860 vehicles per day. As development increases in the area, these 2 arterial streets will need to build in additional controls, management facilities and safety features. MDT retains jurisdiction over the management of King Avenue West and the City will manage 48th St West where it has been annexed to the City.

7. *Will the new zoning will promote compatible urban growth?*

The new zoning does promote compatible urban growth in this area. The Hoop Dreams development to the east has a much higher density than the proposed density of this PD. The PD proposes to offer a variety of housing choices, with services available to the residents and the public. North of the subject property is the Lenhardt Square PD with a proposed urban village center along the King Avenue frontage. Further east is the St. Vincent's Healthcare PD that will provide commercial and retail services at the intersection of King Ave West and Shiloh Road along with an 80+/- acre medical campus to the north and west. The proposed PD uses and development is compatible with this urban growth pattern.

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

The proposed zoning does consider the character of the district and the suitability of the property for the proposed use. This area between Shiloh Road and 48th St West is an area undergoing rapid growth that is in need of more housing choices and neighborhood services. The proposed PD will provide these services and housing options and the development standards will help ensure its compatibility with adjacent property. The property is suitable for the proposed use given its location in the area.

9. *Will the new zoning conserve the value of buildings?*
The property is currently undeveloped. Approval of the zone change will provide more certainty to surrounding land owners and may help to stabilize property values of adjacent buildings.

10. *Will the new zoning encourage the most appropriate use of land throughout the City of Billings?*
The proposed zoning may encourage the most appropriate use of this land in Billings. This specific location and use is appropriate.

FINANCIAL IMPACT

Approval of the zone change will have a future financial impact to the City's property tax base. The property is currently vacant so City fees are assessed based on the vacant rate for storm water and arterial construction fees. Once the property is developed, the City fees will be adjusted based on the new zoning and the developed status of the property. The tax base will increase based on the value of the improvements to the property. Demands for City services will begin at the time the first building or development permit is issued.

BACKGROUND

The property was annexed and zoned in May 2007 from A-1 to CC, R-50, R-70, RMF-R and Public zoning. The original subdivision plan was the basis for the current zoning boundaries. The subdivision, King Meadows, was never filed as a final plat. Subsequently, Lots 1 and 2 to the east were sold and developed by another party. Two zone changes for Lots 1 and 2 have been approved to expand the area for multi-family development and to consolidate the Public zoning for a larger active recreation area.

This is an application to change the existing zoning of 2 lots in the Western Sky Subdivision from the original zoning scheme based on an expired subdivision plan (King Meadows). The owners are proposing a mixture of land uses including neighborhood services, retail development, office space, multi-family apartments as well as an area for a manufactured home development. Each area has proposed an underlying zoning district (Master Plan) that corresponds to the proposed Planned Development zoning agreement. In addition to the creation of these specialized zoning districts, the applicant intends to building a network of walking and biking trails and unique outdoor recreation opportunities that exceed the requirements for park dedication in the subdivision regulations. The owners are working with the adjacent owner to the east to ensure the parkland dedication for the subdivisions connects and adds value for both areas.

The proposed Master Plan indicates 8.5 acres of PD-CC zoning, 10.3 acres of PD-NC, 15.3 acres of PD-RMF and 31.1 acres of PD-RMH. The proposed PD-CC zone is located at the intersection of 48th Street West and King Avenue West. All uses allowed by right or by special review in the standard CC zoning district will be allowed in the PD zoning district. The proposed PD-NC zone (east of the CC district) will also allow all NC uses but adds a use for personal storage warehousing if setback from the King Avenue West frontage. This provision was inadvertently not included in the draft PD agreement. Staff recommended adding the following language to Section 9. (Page 8) under Minimum Community Commercial and Neighborhood Commercial Setbacks and Landscaping Requirements. The Zoning Commission concurred with this recommendation.

- Building Setbacks - no changes from BMCC - except no personal storage warehouse, general warehouse or storage yard shall be constructed or established within 150 feet of the King Avenue West property line.

The Parks, Recreation and Public Lands staff submitted requests to the Zoning Commission to amend the agreement to include specific definitions of parks - public and private - as well as language related to the development of the parks and open space planned for the development. The applicant agreed to include the language and the Zoning Commission also concurred with the recommended changes. All of the above changes have been incorporated into the Planned Development document attached as an ordinance to this zone change report.

A final subdivision plat has not been approved or submitted by the applicant. The Master Plan states an intent to exceed the required parkland dedication requirements. These requirements will be based on the number of dwelling units proposed in the PD-RMF and PD-RMH areas shown on the Master Plan. The subdivision requirement is: "Sec. 23-1002. B. Park dedication requirements for subdivisions that provide for multi-family and condominium developments, and that provide permanent, multiple spaces for recreational camping vehicles or manufactured homes shall be in lieu of those provided in Section 23-1002(A) and are as follows: 1. 11% of the area of the net land proposed to be developed at a density of one dwelling unit per half acre or less;...". In addition to meeting this required minimum area dedication, the applicant will be the builder and developer of the facilities in these parkland areas including walking trails, landscaping, the multi-use trail along 48th St West as well as ensuring the trails and walkways allow connection to planned and existing open space to the east and south.

A Planned Development zone change may be considered if the proposal meets the intent of a PD zone by using flexible land use and design regulations to create a unique development that could not otherwise be created through the use of standard zoning districts. The proposed development will create a unique and flexible set of underlying zoning districts and will encourage pedestrian access between and through the development to adjacent open space areas. There are specific landscaping requirements proposed between the commercial zones and the adjacent residential zones that will provide the necessary screening between these uses. The proposed setbacks and landscaping are greater than required in the standard zoning regulations. The PD also specifies screening fences and walls for the proposed PD-RMH zone that will ensure the security of the development as well as providing a traffic noise barrier along 48th Street West.

The Planning Division held a preliminary review meeting on Tuesday, June 27, 2017 at the Planning offices. The applicant, agent and several surrounding property owners attended the meeting to review the specifics of the PD agreement and the Master Plan. There was some concern voiced by the property owners to the north and east about the proposed access from the subject property to King Avenue West. The original subdivision plan anticipated installation of a single shared street connection at the boundary of Lot 2 (adjacent to the east) and Lot 3 of the subject property. The proposed street connection submitted by the applicant for Montana Department of Transportation (MDT) approval is shown 300+/- feet west of the common boundary between Lot 2 and Lot 3. The owner to the east, Cal Kunkel, expressed concern that MDT would not allow a second permanent street approach on Lot 2 and the proposal by the applicant would unnecessarily restrict future development on his property. The property owners to the north, Jan Rehberg and the Dyk family represented by Blaine Poppler, had similar concerns. The applicant and surrounding owners were going to discuss alternatives with MDT and bring those forward through the subdivision process.

The Planning Division reviewed the application and recommended approval based on the attached ten (10) criteria for zone changes. The Zoning Commission concurred with this recommendation. The subject property is located in an area of growth in the West End of Billings. This area west of Shiloh Road includes a large number of multi-family dwelling units (1,000+) with some area devoted to retail businesses and services. There are plans for future development of dwellings for ownership in this proposed PD as well as adjacent subdivisions. The proposed zoning supports the 2016 Growth Policy goal of locating compatible uses in proximity to similar uses, providing for interconnected sidewalks and trails, abundant landscaping along streets and corridors, provision of amenities and facilities in the parks and open space areas, and a mixture of housing types and choices. The proposal also has the ability to provide everyday services to the future residents by ensuring connections between the commercial areas to the north and the residential areas on the south. Any effects of the proposed development on traffic, non-motorized travel, public safety, irrigation ditches, and agricultural uses will be mitigated through the subdivision process. There are compatible uses adjacent to this parcel including Hoop Dreams Apartments to the east. The overall proposed residential dwelling density is about 7 dwelling units per gross acre of land (Lots 2 and 3).

STAKEHOLDERS

The Zoning Commission conducted a public hearing on August 1, 2017, and received the staff recommendation, testimony from the applicant's agent, and testimony from Roy Close of 4905 Blue Spruce Circle, a surrounding property owner. The primary concern expressed by Mr. Close's testimony was the provision for a manufactured homes for the south half of the proposed development. He stated the area has good supply of affordable housing in the form of manufactured homes citing the 4 large manufactured home parks in the area - Shiloh Village, Casa Village, Golden Meadows and Willow Bend. He stated his research showed there are not enough patio or townhomes for purchase in the area and this is what the owner should plan for on the south half of the development. He urged the Commission to exclude manufactured homes as an allowable housing type in the planned development.

Forrest Sanderson, the applicant's agent from KLJ Engineering, stated the development is just at the beginning stages so there are many factors and impacts yet to be identified and finalized including traffic, storm water management, roads and driveways as well as how the proposed PD-RMH will build out. He stated as new ideas and information is obtained, the owners will incorporate this information. He stated the proposed PD is enforceable by the City and the owners and the proposed changes by staff are acceptable to the applicant. He stated the owner will move forward with further development investments once the zoning has been approved by the City.

The Zoning Commission chair closed the hearing. Commission Member Michael Larson made a motion to recommend approval, including the recommended additional language from planning and parks, and adoption of the findings of the 10 criteria. Commission member Mike Boyett seconded the motion. The Commission voted 5 to 0 in favor of the motion.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

The Consistency with Adopted Policies and Plans is discussed in the Alternatives Analyzed section above.

RECOMMENDATION

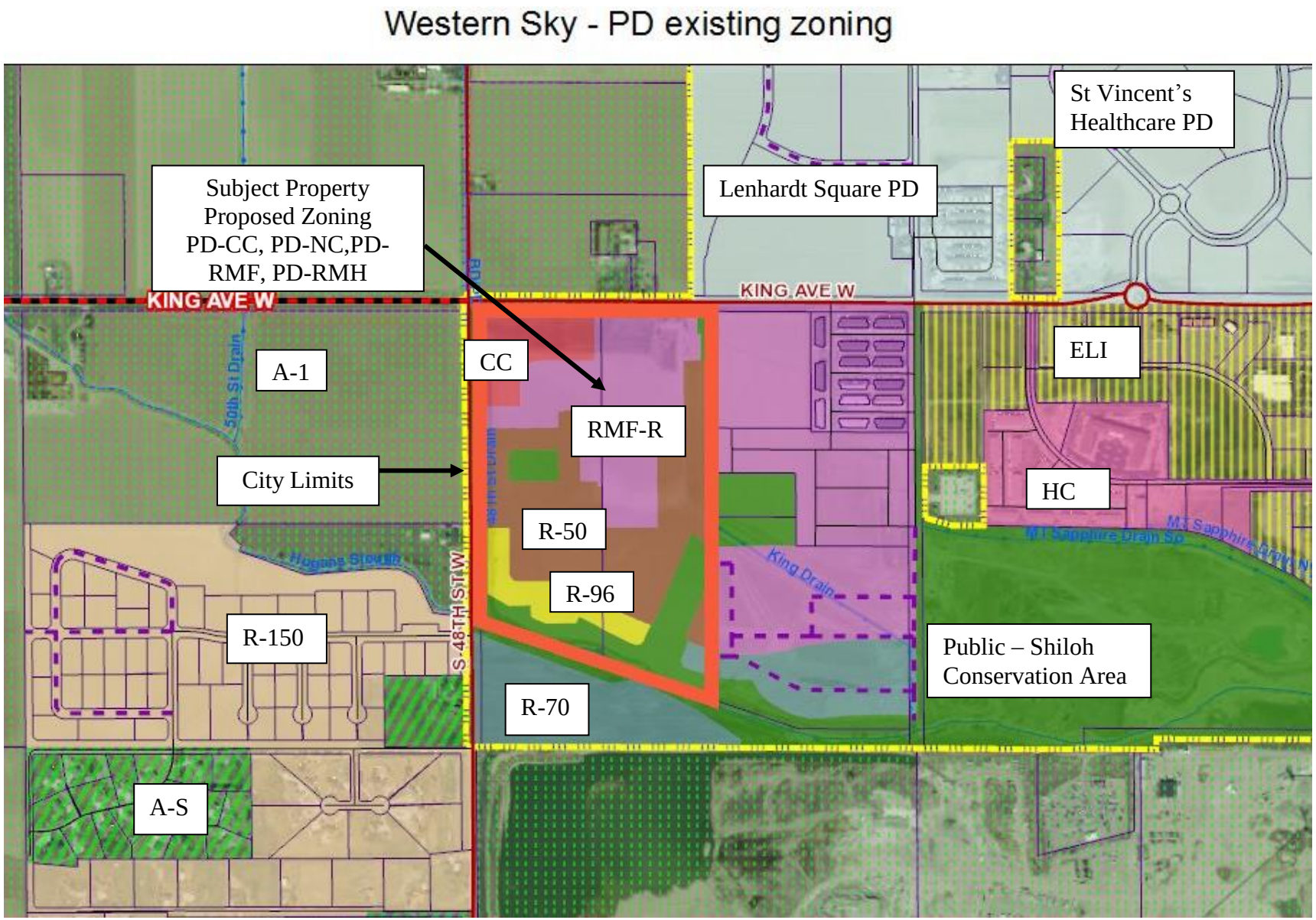
The Zoning Commission recommends approval and adoption of the findings of the 10 criteria for Zone Change 957, on a 5 to 0 vote.

APPROVED BY CITY ADMINISTRATOR

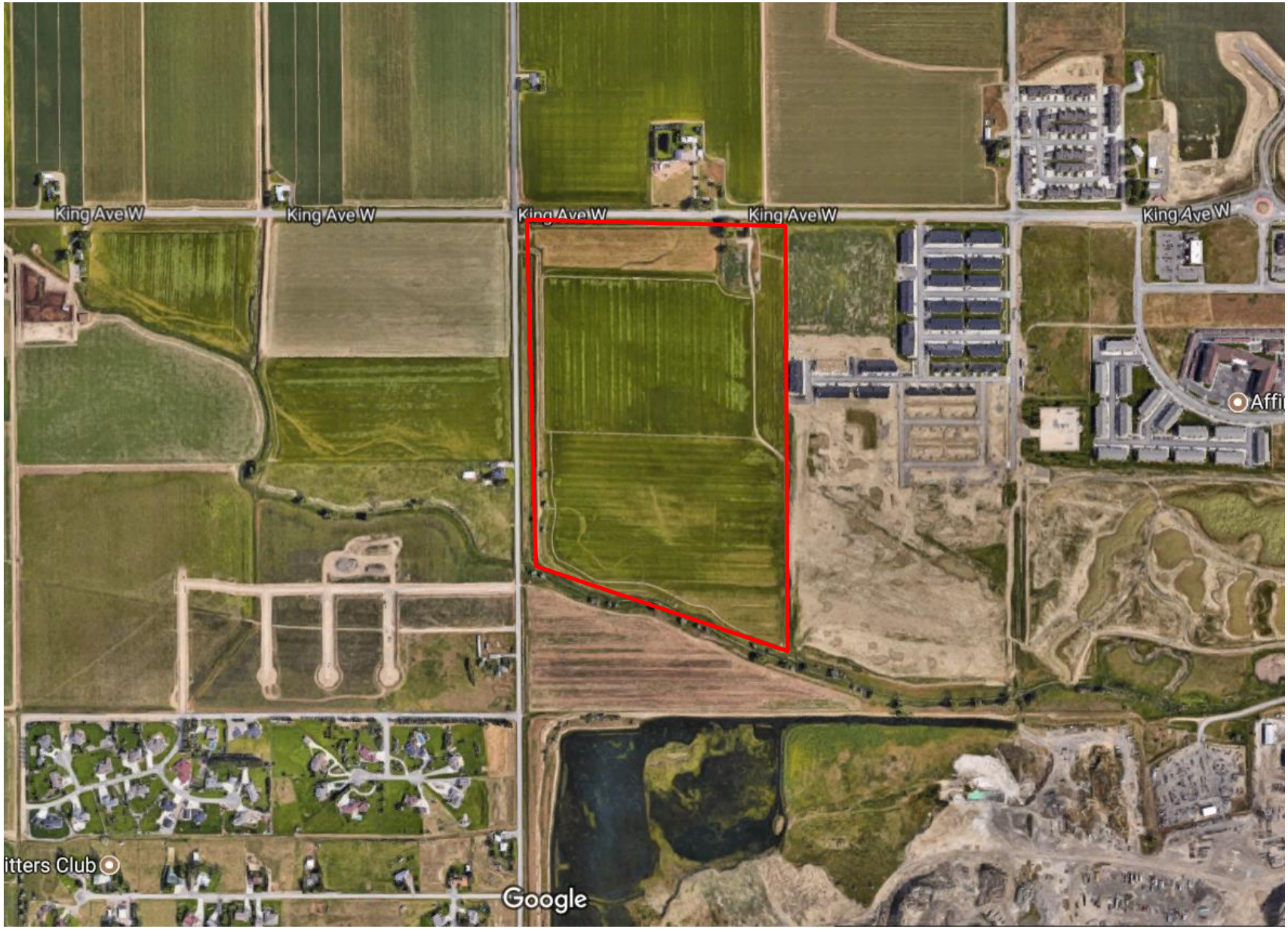
Attachments

Zoning Map and Site Photos
Ordinance and PD Agreement
Zoning Plan
Applicant Letter and Pre application notes

Surrounding Zoning
Zone Change #957 – Western Sky PD



Western Sky PD ZC 957


King Ave W
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Subject Property – view from intersection of 48th St West & King Ave West

View east along King Ave West

View north across Kine Ave West

View north west across intersection of 48th St West and King Ave West

View from north west corner across subject property to the south east corner

ORDINANCE NO. 17-_____

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR Lots 3 and 4, Western Sky Subdivision, a 66 +/- acre parcel of land, generally located on the southeast corner of the intersection of King Avenue West and 48th Street West

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

1. RECITALS. *Title 76, Chapter 2, Part 3, MCA,* and *Sections 27-302 and 27-1502, BMCC,* provide for amendment to the City Zoning Map from time to time. The City Zoning Commission and staff have reviewed the proposed zoning for the real property hereinafter described. The Zoning Commission and staff have considered the ten (10) criteria required by Title 76, Chapter 2, Part 3, MCA. The recommendations of the Zoning Commission and staff have been submitted to the City Council, and the City Council, in due deliberation, has considered the ten (10) criteria required by state law.

2. DESCRIPTION That Lots 3 and 4, Western Sky Subdivision, a 66 +/- acre parcel of land, generally located on the southeast corner of the intersection of King Avenue West and 48th Street West is presently zoned **Community Commercial (CC), Residential Multi-family-Restricted (RMF-R), Residential 5,000 (R-50), Residential 7,000 (R-70), Residential 9,600 (R-96) and Public (P)** and is shown on the official zoning maps within these zones.

3. ZONE AMENDMENT. The official zoning map is hereby amended and the zoning for **the above described parcel** is hereby changed from **Community Commercial (CC), Residential Multi-family-Restricted (RMF-R), Residential 5,000 (R-50), Residential 7,000 (R-70), Residential 9,600 (R-96) and Public (P) to Planned Development (PD)** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to the **attached Planned Development Agreement (Exhibit A)** as set out in the Billings, Montana City Code.

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

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

PASSED by the City Council on first reading August 28, 2017.

PASSED, ADOPTED AND APPROVED on second reading September 11, 2017.

CITY OF BILLINGS:

BY:_____
Thomas W. Hanel, Mayor

ATTEST:

BY: Denise Bohlman, City Clerk

Zone Change #957 – Wetsern Sky PD

Exhibit A

Return to: Kadrmas, Lee & Jackson, Inc.
P.O. Box 80303
Billings, MT 59108-0303

PLANNED DEVELOPMENT AGREEMENT

FOR

Western Sky

By and Between:

Mont Vista, LLC
PO Box 333
Reedpoint, Montana 59069

And

The City of Billings, Montana

PLANNED DEVELOPMENT AGREEMENT
FOR WESTERN SKY SUBDIVISION

In accordance with the Unified Zoning Code Section 27-1310, the parties to the Planned Development Agreement for Western Sky ("Agreement")

Lot 3 and 4 of Block 1 of Plat of Western Sky Subdivision, recorded in the office of the clerk and recorder, Yellowstone County, under Document No. 3374355.

The parties to the Agreement consent to this re-zoning, said parties being the CITY OF BILLINGS, a Montana municipality ("the City"), of 210 N 27th Street, Billings, Montana, 59101 and MONT VISTA, LLC, a Montana limited liability corporation, of PO Box 333, Reedpoint, Montana 59069, and Gareld F. Krieg and Barbara B Krieg, 3115 Sycamore Lane, Billings, MT 59102.

IN AGREEMENT WITH THE FOREGOING, the authorized representatives of the foregoing parties have executed this document on the date or dates appearing below. The parties agree that this document may be signed in counterparts using separate signature pages.

This **PLANNED DEVELOPMENT AGREEMENT FOR WESTERN SKY** is made this _____day of _____, 20__, by Mont Vista, LLC, a Montana limited liability company ("Developer") of PO Box 333, Billings, MT 59069, and Gareld F. Krieg and Barbara B Krieg, 3115 Sycamore Lane, Billings, MT 59102 and the City of Billings, a Montana municipality, ("City") of 210 North 27th Street, Billings, MT 59101.

RECITALS

WHEREAS, MONT VISTA, LLC is the owner of a portion of the following described property situated in the NW ¼ of Section 15, Township 1 South, Range 25 East, P.M.M., Yellowstone County, Montana:

Lot 3 and 4 of Block 1 of Plat of Western Sky Subdivision, recorded in the office of the clerk and recorder, Yellowstone County, under Document No. 3374355

WHEREAS, a portion of the above described property is referred to herein as "Western Sky Planned Development"; and

WHEREAS, the Western Sky Planned Development may consist of a mixture of community commercial, neighborhood commercial and residential housing and Mont Vista, LLC desires to place certain Planned Development zoning and land use restrictions on the property; and

WHEREAS, Mont Vista, LLC enters into this Agreement with the City of Billings to ensure that the Western Sky Planned Development will be developed and maintained consistent with the standards described in this Agreement.

NOW, THEREFORE, the undersigned hereby establish and declare the following development plan shall apply to all of the real estate described hereinabove, shall bind the present and future property owners to such real property and shall run with the land.

AGREEMENT

ARTICLE I - PURPOSES

Section 1. Greater or Lesser Standards. Many of the requirements described in this Agreement are the same, similar to, or stricter than requirements in the Unified Zoning Regulations. However, to the extent that this Agreement creates greater or lesser standards for density, use, height, lot coverage, parking, signage, traffic circulation, landscaping or other land use conditions, the City has determined in accordance with Section 27-1303 of the Unified Zoning Regulations, these unique standards are appropriately balanced by the inclusion of mitigating features or special amenities not otherwise provided by law or regulation. Some of these amenities that shall be incorporated into the Western Sky Planned Development include:

A. Open Space and Park Land above the minimum of eleven percent (11%) dedicated to the residential portion which is required by the Subdivision Regulations.

B. Construction and landscaping of a functional and attractive pedestrian and bicycle facility that will promote the safe and convenient transportation of children and adults while

interfacing with the Private Park Areas located throughout the Western Sky Planned Development.

Section 2. Natural Environment. A natural and healthy environment will be emphasized with ample Park Land and Open Space. Sidewalks, bicycle and walking trails will interconnect with Park Land and Open Space to encourage physical activity.

Section 3. Mixed Residential Use Purpose. The Western Sky Planned Development will effectively define a variety of commercial and residential uses allowing for a planned mix of community and neighborhood commercial and housing types creating a diverse and aesthetically pleasing community.

Section 4. Flexibility for Future Development. The Western Sky Planned Development shall permit maximum flexibility of design and materials to meet commercial and residential demands as they change over time. The planned development zoning described in this Agreement is intended to provide an opportunity for future development that will create an attractive and functional neighborhood community with a variety of living and commercial opportunities.

ARTICLE II – DEFINITIONS

Section 1. The Billings Unified Regulations means, "The Billings Unified Regulation" in effect, June 5, 2017.

Section 2. Unified Zoning Regulation Definitions. All terms used herein shall have the same definition and meaning as specified in the City of Billings Unified Zoning Regulations and the City of Billings Municipal Code unless a contrary definition or meaning is provided herein. If a definition is not provided, the term shall be deemed to have a common and ordinary meaning.

Section 3. Western Sky Planned Development. "Western Sky Planned Development" or "Planned Development" or "development" consists of a portion of the land situated in the NW 1/4 of Section 15, Township 1 South, Range 25 East, P.M.M., Yellowstone County, Montana described as Lot 3 and 4 of Block 1 of Plat of Western Sky Subdivision, recorded in the office of the clerk and recorder, Yellowstone County, under Document No. 3374355 is planned to be in the Western Sky Subdivision plat including commercial and residential lots and space, streets, Open Space and Park Land within in the Western Sky Planned Development. Attached hereto and by reference incorporated herein is the attached **Planned Development Exhibit** illustrating the land and streets included in the Planned Development. The development will feature community, neighborhood commercial and mixed residential uses.

Section 4. Western Sky Homeowners Association. The term "Association" or "Western Sky Homeowners Association" shall mean the association of owners of property within the Western Sky Planned Development that may be organized by Mont Vista, LLC.

Section 5. Design Review Committee. "Design Review Committee" means the person, entity or committee appointed by Mont Vista, LLC to exercise the rights, duties and responsibilities assigned to it by Mont Vista, LLC under this Planned Development Agreement or under any Declaration of Covenants and Restrictions recorded by Mont Vista, LLC.

Section 6. Developer. "Developer" means Mont Vista, LLC or any person or entity to whom Mont Vista, LLC transfers or assigns its development rights hereunder.

Section 7. Neighborhood Commercial. "Neighborhood Commercial" means commercial centers and limited retail activities conducted in a unified development designed to serve the surrounding neighborhood with facilities consisting of convenience retail, personal service establishments and mini-storage units as permitted uses.

Section 8. Community Commercial. "Community Commercial" means to provide locations for planned and integrated retail, service and office facilities in close proximity to high and medium density residential neighborhoods.

Section 9. Residential Multi-Family. "Residential Multi-Family" means to provide adequate sites for multi-family developments including high-rise apartment complexes. Dwelling unit density is increased in this classification to encourage development in areas where it will complement existing developments. Land within the classification be located with access to major arterial transportation routes plus financial, cultural and retail stores and be served by public water and sewer services.

Section 10. Dwelling Unit. "Dwelling Unit" means one (1) or more rooms designed for or occupied by one (1) family for living or sleeping purposes and may contain kitchen and/or bathroom facilities for use solely by one (1) family. All rooms comprising a dwelling unit shall have access through an interior door to other parts of the dwelling unit. A residence building may contain one (1) or more dwelling units.

Section 11. Grade. "Grade" is the lowest point of elevation of the finished surface of the ground, or the lowest point of elevation of the finished surface of the ground between the exterior wall of the building and the property line, if it is less than five (5) feet distance from the wall. In cases where walls are parallel to and within five (5) feet of a public sidewalk, alley or other public way, the grade shall be the elevation of the sidewalk, alley, or public way.

Section 12. Height. "Height" or "Building Height" means the vertical distance from the highest point of a structure to the "grade".

Section 13. Lot. "Lot" or "lot" means a portion of the Mont Vista Planned Development depicted as a separately identified parcel on a recorded subdivision plat that may be independently owned and conveyed. The term refers to the land, as opposed to any structures or other improvements on the Lot. Multiple Dwelling Units may be located on one Lot. The term does not include Park Land and Open Space or property dedicated to the public.

Section 14. Park Land and Open Space. "Park Land" and "Open Space" means any property or facility that Mont Vista, LLC has identified on the Mont Vista Subdivision plat as Open Space and/or Park Land, except "Public Park Land" as defined below. In addition, Park Land may include but is not limited to park areas, open spaces, common areas, water amenities, bike trails, sidewalks, walking paths, exercise or play areas, sitting areas, picnic areas, landscaped entryways, community sign areas. "Public Park Land" means suitable land dedicated to the City of Billings in a location, size and configuration with amenities acceptable to the Billings Parks and Recreation Department. The park land shall have a minimum of 50% of the park's perimeter adjacent to public streets. Amenities in the park may include playgrounds, exercise areas, picnic shelters, trails, sidewalks, sport courts, open programmable space, trees, shrubs, grass, irrigation and appropriate park signage etc. Park land shall not include utility easements, Rights of Way, entryways, community or commercial signage areas, stormwater management facilities or ditch, drainage, canal or piping conveyance systems. "Public Park Land" shall be clearly identified on a

plat. Land not identified as "Public Park Land" on a plat, and not included as a development parcel, shall be considered "Private Park Land".

Section 15. Owner. "Owner" or "owner" shall mean any person or entity owning a fee simple interest in a lot or a purchaser by a contract, whether one or more persons or entities, owning or purchasing a lot, but excluding Developer and/or those having a mortgage or an interest merely as security for the performance of an obligation.

Section 16. Single Family. "Single Family" or "single family residential" means a building constructed and designed for occupancy by one (1) family and containing one (1) dwelling unit.

Section 17. Story. "Story" means that portion of a building included between the upper surface of any floor and the upper surface of the floor next above, except that the topmost story shall be that portion of a building included between the upper surface of the topmost floor and the ceiling or roof above. If the finished floor level directly above a basement, cellar or unused under-floor space is more than six (6) feet above grade as defined herein for more than fifty percent (50%) of the total perimeter or is more than twelve (12) feet above grade as defined herein at any point, such basement, cellar or underused under-floor space shall be considered a story.

Section 18. Town Home. "Town Home" or "town home residential" or "townhouse" means a building or structure that has two (2) or more one (1) family dwelling units erected as a single building, each being separated from the adjoining unit or units by an approved fire wall or walls and providing for fee simple ownership of land and dwelling unit. In contrast to a "condominium" a town home includes deeded ownership of the land underneath the dwelling unit in the town home, whereas a condominium may not.

Section 19. Twin Home. "Twin Home" or "twin home" or "twin home residential" means a building constructed and designed for occupancy by two (2) families living independently of each other, and containing two (2) dwelling units, where the dwelling units share a common separation such as a hallway, covered lane, ceiling, wall, including without limitation, the wall of an attached garage or porch.

Section 20. Residential Manufactured Home Park or Court. "Residential Manufactured Home" means a space designed or used that contains temporary or permanent parking for two (2) or more manufactured homes spaces which are available to the general public for use as residences. The land or parcel is not composed of individually platted lots which contain only one manufactured home per lot.

Section 21. Unit Ownership Act. "Unit Ownership Act" means the Unit Ownership Act of the State of Montana, Section 70-23-101, et seq., Montana Code Annotated. At the discretion of Developer(s), the Unit Ownership Act may be used to develop Patio Homes, Town Homes, and Twin Homes in the Areas identified herein for such use. However, the terms and limitations in this Planned Development Agreement shall remain applicable.

Section 22. Trail Easement. "Trail Easement" means a minimum 20 foot wide corridor for the purpose of establishing a 10 foot wide concrete or asphalt trail in accordance with the most recent Billings Bikeway and Trails Master Plan. The location of Trail Easements shall be agreeable to the City and clearly identified on a plat. Conditions of the Trail Easement shall be agreeable to the City of Billings.

ARTICLE III – PERSONS BOUND BY THIS AGREEMENT

Section 1. Persons and Entities Bound. The City of Billings and all individuals, corporations or other entities who presently have or shall hereafter acquire any interest in and to any of the real property within the Western Sky Planned Development shall be held to agree to all of the terms of this Agreement, and all such individuals, corporations, and other entities, as well as their heirs, devisees, successors, assigns, tenants, trustees, mortgagees and other persons claiming under them shall be bound by this Agreement, the terms of which shall run with the land unless modified by subsequent zoning amendments approved by the City of Billings.

ARTICLE IV – LAND USES

Section 1. Underlying Land Use Classifications. Lots and underlying land use classifications are illustrated on the attached **Planned Development Exhibit**. The lots are divided into the following Areas with described underlying land use classification.

Underlying Land Use Classification(s)

AREA NO. 1 PD-CC	Community Commercial- no minimum lot size
AREA NO. 2 PD-NC	Neighborhood Commercial- no minimum lot size
AREA NO. 3 PD-RMF	Residential Multi-Family- no minimum lot size
AREA NO. 4 PD-RMH	Residential Manufactured Home - 3300 SF Minimum space area Single Family Home- 4800 SF Minimum lot area Twin Homes- 5300 SF Minimum lot area

Section 2. Permitted Area Uses.

Area No. 1 PD-CC lots may be used for community commercial purposes found in the Unified Zoning Regulations.
Area No. 2 PD-NC lots may be used neighborhood commercial purposes found in the Unified Zoning Regulations including mini-storage units as a permitted use.
Area No. 3 PD-RMF lots may be used for residential multi-family purposes.
Area No. 4 PD-RMH lots or spaces may be used for residential manufactured home, single family home, townhome and/or twin home purposes.

Land not described in lots and not identified as Public Park Land or Trail Easement shall be used for Private Park Land/Open Space which may include streets, boulevards, sidewalks, drainage ponds, Hogan's Slough, Irrigation ditches and structures, ingress and egress and utility easements and such other uses as may be reserved or required by Developer. Developer, at its discretion, may transfer Private Park Land/Open Space to a Western Sky Homeowners Association company.

Section 3. Special Review Uses. Special Review Procedures for the underlying land use classifications set forth in Article IV hereinabove are allowed and shall comply with the Unified Zoning Regulations as established by the City of Billings.

Section 4. Special Review Criteria to be Considered. In considering a special review or variance request, in addition to the review criteria in the Unified Zoning Regulations, the City shall consider the following criteria:

A. Mont Vista, LLC must have given its written consent to the special review or variance request.

B. The proposed use meets architectural guidelines as may be established by Mont Vista, LLC.

Section 5. Commercial Uses Prohibited. All lots or spaces located within Area 3 and Area 4 of the Western Sky Planned Development shall only be used for residential purposes which include lots or spaces used for storm drain ponds and parks with the exception of sales offices or club houses. No lot or space may be used at any time for any business, trade, manufacture or other commercial purpose; however, spaces may be rented or leased and in-home business using telephone, internet and other telecommunications is allowed but such in home business shall be regulated as may be required by City zoning regulations or municipal code.

Section 6. Accessory Dwelling Units. Guesthouses, Apartments over garage are not allowed.

Section 7. Overhead Lines. Overhead utility lines including electrical, telephone, cable lines are prohibited.

Section 8. Lot Size. The spaces or lot sizes are varied and will be set forth in the final plat or equivalent of each phase of the Western Sky Subdivision. In no case will the lot or space size be less than the minimums found in Article 4, Section 1.

Section 9. Minimum Setbacks and Landscaping Requirements

Minimum Community Commercial Setbacks and Landscaping Requirements.

Minimum Building Setback and Landscaping Requirements for lots in all PD-CC area is as follows:

- Building Setbacks - no changes from BMCC - except no personal storage warehouse, general warehouse or storage yard shall be constructed or established within 150 feet of the King Avenue West property line.
- Street frontage landscaping - no changes from BMCC
- Perimeter Landscaping - no changes from BMCC

Minimum Neighborhood Commercial Setbacks and Landscaping Requirements.

Minimum Building Setback and Landscaping Requirements for lots in PD-NC area is as follows:

- Building setbacks – no changes from BMCC - except no personal storage warehouse, general warehouse or storage yard shall be constructed or established within 150 feet of the King Avenue West property line.
- Street frontage landscaping – no change to BMCC
- Perimeter Landscaping:

- For buffer yards, along common boundary lines between RMF developments and NC developments, replace perimeter landscaping requirements in BMCC 27-1105, Section b.2 with the following:
  - Provide 30' wide buffer yard with trees spaced diagonal at 20' on center
- For buffer yards, along common boundary lines between RMH developments and NC developments, replace perimeter landscaping requirements in BMCC 27-1105, Section b.2 with the following:
  - No buffer yard is required where adjacent RMH area is to be developed as park land.

<u>Minimum Residential Multi-Family Setbacks and Landscaping Requirements.</u>

Minimum Building Setback Requirements for lots in PD-RMF area is as follows:

- Building setbacks other than garages and accessory buildings – no change from BMCC
- Setbacks for garages:
  - Replace setback requirements in BMCC 27-310, Table 1 with the following:
    - 15 Feet from internal private street
    - 3 Feet Rear Yard
    - 3' Side yards including side adjacent to 48th Street West
- Street frontage landscaping:
  - Replace street frontage landscaping requirements in BMCC 27-1105, Section b.1 with the following:
    - No buffer yard is required along 48th Street West.
    - In lieu of a buffer yard, 116' of right of way shall be provided measured from the centerline of 48th Street West. Right of way is to accommodate construction of a 10' foot wide shared use path, 40' wide drainage ditch, and landscape buffers.
- Perimeter Landscaping:
  - For buffer yards, along common boundary lines between PD-RMF developments and PD-NC developments, replace perimeter landscaping requirements in BMCC 27-1105, Section b.2 with the following:
    - No buffer yard is required. Where detached garages are not provided on the property line between the PD-RMF and the PD-NC, the developer will install a solid wall at a minimum height of 8 feet.

<u>Minimum RMH Setbacks and Landscaping Requirements.</u>

Minimum Building Setback Requirements for lots in all Areas is as follows:

The premise of setbacks for RHM is there are no implied lots, only spaces for rent or lease. Setbacks are applied to the external boundaries and not the implied internal lines. Separation between a manufactured home and another manufactured home is 15 feet.

- Building Setbacks –
  - Front yard- no changes from BMCC
  - Side Yard Setback- no changes from BMCC

- Rear Yard Setback- 8 Feet

- Street frontage landscaping - no changes from BMCC
- Perimeter Landscaping - On the eastern property line, the developer will install a minimum 6-foot high screening fence where building structures are located closer than 100 feet from the property line. On the western property line, the developer will install a minimum 6-foot high decorative wall between the 10-foot wide multi-use path and the manufactured home park.

Section 12. Permitted Projections. With Design Review Committee approval, the following projections may be permitted in the PD-RMH area:

A. Front porches, steps, balconies, stoops, open porches, and covered walkways may encroach 5 feet into the 20 feet front yard setback; Side and Rear porches, steps, balconies, stoops, open porches, and covered walkways may not encroach more than 5 feet on the required 15' separation between manufactured homes and their respective attachments.

B. Roof overhangs, eaves, gutters, cornices or other architectural features not to exceed two (2) feet.

Section 13. Maximum Density. The City calculates density by determining total dwelling units divided by total gross acres. The City has adopted an Annexation Policy to encourage a minimum density of 6 units per acre.

There are no changes to Area 1 and Area 2 to dwelling density requirements. Maximum average dwelling unit density to Area 3 and Area 4 for 487 dwelling units divided by 46.4 gross acres is an average density of 10.5.

The dwelling units are located in Areas shown on the attached **Planned Development Exhibit** as follows:

Area No. 3 Up to and including 312 Multi-family dwelling units

Area No. 4 Up to and including 175 Single family dwelling units

ARTICLE V – BUILDINGS, SIGNS, FENCES DESIGN STANDARDS

Section 1. General Building Design Standards. Unless expressly designated herein, the building design standards of the Unified Zoning Regulations, the Site Development Ordinance and the Building Code shall be followed for properties in this Planned Development.

Section 2. Design Considerations. Design Considerations shall include five (5) of the following considerations in any application to the Design Review Committee and to the City:

A. Relationships to open space, pedestrian circulation, landscape features on and adjacent to the site;

B. Views of the architecture from pedestrian and vehicular perspectives;

C. Satisfaction of physical, psychological, social and functional needs of users;

D. Orientation of buildings in relation to streets;

E. Vehicular versus pedestrian flows.

F. Character of surrounding developments;

G. Solar orientation, climate and solar reflection

H. Potential environmental hazards;

I. Enhancement of the overall landscape;

J. Scale of adjacent facilities and open space;

K. Mountain views.

Section 3. Design Features. Design features shall include three (3) of the following as features of the finished construction:

A. Landscaped entrance drives;

B. Decorative walkways;

C. Dynamic building and roof forms;

D. Window patterns;

E. Light and shadow patterns;

F. Color accent.

Section 4. New Construction Required. Any building or residence erected upon lots in any of Areas 1, 2 and 3 shall be of new construction with concrete footings and foundation walls, mat slabs or other appropriately designed permanent foundation systems.

Section 5. Construction Equipment Time Limit. No construction equipment or materials of any nature shall be moved on to a lot more than sixty (60) days prior to the start of construction to be initiated thereon.

Section 6. Additional and Supplemental Design Guidelines. In addition to the design rules set forth herein, Mont Vista, LLC may record a Declaration of Covenants and Restrictions that provides additions, amendments and supplemental design and restriction guidelines.

Section 7. Signs Comply with Zoning Regulations. All signs shall comply with the Unified Zoning Regulations unless limited herein or as provided in any restrictive covenants recorded by Mont Vista, LLC. Lighted signs are allowed only in Areas 1, 2 and 3.

Section 8. Fences Comply with Zoning Regulations. Fences, walls, berms, hedges and other improvements shall comply with the clear vision standards of the Unified Zoning Regulations. Rear and side yard fences, walls, berms or hedges on a lot and not on a street or Open Space or Parkland shall not exceed eight (8) feet. An earth berm or hill on Private Park Land/Open Space may exceed eight (8) feet.

VI – LANDSCAPING

Section 1. Parkland Landscaping. Developer, at its expense, shall develop all Public Park Land and Trail Easements to City Standards. The Parks and Recreation Department shall be involved with and approve the design and construction of each portion of Public Park Land and Trail Easement development. This landscaping obligation occurs after fifty percent (50%) of the lots or spaces in a filing have been sold or leased. Private Park Land/ Open Space shall be developed at Developer's expense.

VII – PARK LAND

Park land will be created in excess of that required by the City of Billings Subdivision Regulations, through a combination of private parks, public parks, open space and right-of-way dedications for multi-user paths along the Hogan Slough and Shiloh Drain, and Trail Easements.

VIII – BICYCLE AND PEDESTRIAN FACILITIES

Section 1. Bicycle and Pedestrian Paths and Trail Easements. The development shall provide for Trail Easements through lots, and Private Park Land/Open Space. Trails shall also connect to and be part of the Public Park Land. The Trail Easement "system" shall allow pedestrian and bicycle access through the subdivision and reasonably connect to adjacent property and trail corridors on them when identified.

Trail Easements shall be built to City standards which include a minimum of ten (10) feet wide and constructed of concrete or asphalt. Location of Trail Easements shall be as determined by Developer in consultation with and agreeable to the City.

Maintenance of Public Park Land and Trail Easements. To provide proper maintenance of Public Park Land and Trail Easements, a Park Maintenance District (PMD) shall be created by the Developer as part of the first filing including the entire Western Sky development and expanded in each subsequent filings.

IX – SITE DEVELOPMENT STANDARDS

Section 1. Street Types and Standards. In the absence of a contrary agreement, all streets shall be developed to the City of Billings Subdivision Regulations for width, curb, gutter, sidewalk, cross-section, and surface treatment with the exception of Area 4. All streets developed within Area 4 shall be private and conform to the City of Billings Subdivision Regulations for width only. Curb, gutter, sidewalk, cross-section and surface treatment shall be per the PD engineering design.

Section 2. Zone Boundaries. The transitional areas between different commercial and residential use classifications should be designed to complement the adjacent land uses. Use of buffering landscaping is encouraged to achieve a harmonious change between properties and promote the sense of a single, unified neighborhood.

Section 3. Outside Storage. No storage area shall be permitted in the front portion of any lot with the exception of Area 2. Storage areas, shall be screened from the ground-level view of adjacent properties and streets with the exception of Area 2. Screening elements shall be of landscape materials or materials similar to those used to construct the primary structures. Storage areas shall comply with applicable building setbacks as setforth in the PD and must be approved by the Design Review Committee.

Section 4. Parking Area Development Standards. All parking, access drives and loading areas shall be paved and properly graded to ensure adequate drainage. Minimum parking requirements shall meet the City of Billings Subdivision Regulations.

Section 5. Loading and Unloading Areas. Owners may load and unload on their Lot(s) for purposes of their respective uses in accordance City of Billings Subdivision Regulations.

X – INSTALLATION OF IMPROVEMENTS

Section 1. Site Lighting Standards.

A. All outdoor pole lighting shall be as set forth in the engineering design standards and fully shielded (no light emitted by a fixture is projected above the horizontal plane of the fixture) and mounted at heights no greater than twenty (20) feet above grade.

B. All outdoor lighting, except street lights, shall be located and aimed or shielded to minimize stray light going across property boundaries.

C. Security lighting-

- Commercial Corner- structures may be illuminated to address security concerns and measures. Exterior lighting adjacent to residential uses shall be directed away from the residential use and public streets.
- Mini-Storage- structures may be illuminated to address security concerns and measures. Exterior lighting adjacent to residential uses shall be directed away from the residential use and public streets.
- RMF- buildings may be illuminated to address security concerns and measures. Exterior lighting adjacent to residential uses shall be directed away from other residential uses and public streets.

XI – OTHER REQUIRED DOCUMENTS

Section 1. Other Documents.

A. Special Improvements Agreement. The City and Developer shall enter into a Special Improvements Agreement that includes provisions for creation of a Western Sky Park Maintenance District for land dedicated to the City for Park Land.

B. Covenants and Restrictions. Developer may, but is not required to do so, record a declaration of covenants and restrictions that shall supplement this Planned Development Agreement.

C. Other Documents. Any other documents as may be necessary to implement this agreement shall be executed by the parties hereto.

XII – OTHER REGULATIONS

Section 1. Maintenance. Maintenance by lot and spaces Owners between lot and space lines and the street shall include removal and replacement of dead and dying trees, grass and shrubs, removal of trash and weeds, repair and maintenance of drains, mail boxes whether on or off the Owner's lot or spaces, and repair of light standards, fences, walls, surfacing materials and in general maintain a neat and tidy appearance both on the lot and between the lot and the street.

XIII – ENFORCEMENT

Section 1. Right to Enforce by City. The terms of this Agreement may be enforced by the City as provided in the Unified Zoning Regulations.

Section 2. Right to Enforce by Owners. The terms of this Agreement shall run with the land and be binding upon and inure to the benefit of the parties hereto and the owners of property within the Western Sky Planned Development and any person or entity claiming under them. The terms of this Agreement may be enforced by the parties hereto, the Design Review Committee, as well as future property Owners. The parties agree the Design Review Committee shall have standing to enforce this Agreement relative to the City or any property owner regardless of whether the Design Review Committee owns a Lot. In addition to all rights under this Agreement, the parties enforcing this Agreement reserve all rights and remedies available at law or in equity, by statute or otherwise including the right to recover damages, reasonable attorney fees and costs. All such rights and remedies shall be cumulative.

Section 3. Right of Abatement and Suit. If Developer, the Design Review Committee or the City of Billings objects ("the objecting party") to any Owner's or other party's breach of this Agreement ("the defaulting party"), the objecting party shall have, in addition to any other rights and remedies arising at law or in equity, the right to abate the effects of the defaulting party's breach. To exercise the right of abatement the objecting party shall provide the defaulting party with written notice of its objection, specifying the particulars of the objection. If within thirty (30) days of receipt of such notice, the defaulting party fails or refuses to commence to remedy its breach under this Agreement, or if after commencing action the defaulting party fails to cure its default within a sixty (60) day period, the objecting party may perform whatever reasonable maintenance, repair, operation or other curative action as needed to remedy the default. The defaulting party shall pay upon demand to the objecting party the costs of such maintenance, repair, operation or other curative action, together with interest allowed by law from the date of disbursement of such costs until paid in full. The objecting party shall not be responsible for the continued maintenance or repair of any structure or Lot or the performance of the defaulting party's obligation under this Agreement. The objecting party may also prosecute a proceeding at law or in equity to enjoin a violation of the terms of this Agreement, to cause said violation to be remedied or to recover damages for said violation.

Section 4. Limitation on Enforcement. This Agreement is for the benefit of Developer, City, Owners and the Design Review Committee appointed by Developer and their heirs, devisees, assigns, trustees and may only be enforced by such parties. No other person or entity shall be entitled to claim a breach of this Agreement or to enforce the restrictions contained herein, judicially or otherwise.

XIV– AMENDMENTS AND VARIANCES

Section 1. Amendments or Changes. This Agreement may not be amended, modified or terminated in whole or in part, except with the written consent of Developer and the City. Any modifications requested by Developer, Successors and Assigns, shall be processed using the same procedures as for a new application in accordance with the Unified Zoning Regulations; however, minor modifications may be approved by the zoning coordinator if he/she finds that the change would not:

A. Change the overall character of the development;

B. Change additional allowed uses;

C. Change the approved minimum setbacks, maximum lots coverage or maximum allowed structure height.

D. No increase in the number of residential units greater than two (2) percent; and

E. No reduction in open space greater than two (2) percent.

Section 2. Variance Procedures. Variance procedures shall comply with the Unified Zoning Regulations. However, in no case shall a variance be granted for a use not consistent with this agreement until the requirements of Article 4, Section 4 been complied with.

Section 3. Zone Change Procedures. Zone change procedures shall comply with the Unified Zoning Regulations as established by the City of Billings.

XV– GENERAL PROVISIONS

Section 1. Assignment of Agent. Developer may, in its sole discretion appoint an individual or entity to act as its agent to fulfill the duties and obligations of Developer hereunder. Although not required to be effective, notice of such appointment may be made in writing containing a legal description of the Western Sky Planned Development land, recorded with the real estate records of Yellowstone County, Montana and mailed to the City at the address specified herein for notices.

Section 2. Assignment by Developer. Developer may, in its sole discretion, assign its rights and delegate its duties under this Agreement in whole or in part to any other person or entity. Notice of such assignment shall be made in writing and recorded in the real estate records of Yellowstone County, Montana, and shall contain the legal description for the Western Sky Planned Development, or any portion thereof, affected by the assignment. Notice of assignment and delegation shall also be provided to the City at the address specified herein. Once any notice of delegation has been recorded in the real estate records of Yellowstone County, Montana, Developer shall have no further responsibility or liability for the future performance or non-performance of this Agreement, and the City and all property Owners shall look exclusively to the appointed person or entity.

Section 3. Coordination with Other Regulations. The City Planned Development (PD) Zoning Regulations are considered to be part of this Agreement and by reference are incorporated herein.

If this Agreement or Covenants do not prescribe rules for a particular aspect of the development or use, either by express terms or by implication, then the terms of any other applicable City zoning regulations or development ordinances, including the Unified Zoning Regulations, shall govern. If other zoning regulations or ordinances applicable to the property are subsequently amended, the amended regulations or ordinances shall likewise continue to be applicable to the property to the extent that they are not inconsistent with this Agreement or Covenants. If there is any conflict between this Agreement or Covenants recorded by Developer and Planned Development Zoning Regulations, Unified Zoning Regulations, Subdivision Regulations, or other zoning regulations or ordinances, the terms and conditions of Covenants shall govern.

Section 4. Notices. All notices or demands required to be given hereunder shall be in writing and shall be served upon the other party either personally or by registered or certified mail. Service by registered or certified mail shall be conclusively deemed made three (3) days after

deposit thereon in the United States Mail, postage prepaid, addressed to the party to whom service is to be given, as hereinafter provided, and the issuance of the registry or certification receipts therefore. All notices or demands to Developer or the City shall be given at the following addresses or such other addresses as Developer or the City may from time to time designate by written notice given to the other party as hereinabove required.

If to Developer: Mont Vista, LLC
PO Box 333
Billings, MT 59069

With copies to: Kadrmas, Lee & Jackson
P.O. Box 80303
Billings, MT 59108-0303

If to the City: City of Billings
Attn: City Clerk
P.O. Box 1178
Billings, MT 59103

With copies to: Planning Division
2825 3rd Avenue North, 4th Floor
Billings, MT 59101

And copies to: City Attorney's Office
P.O. Box 1178
Billings, MT 59108-1178

Section 5. Waiver. Unless expressly so provided in this Agreement, failure of one party to notify the other party of a default in the manner provided in this Agreement shall not be deemed a waiver of any rights that the non-defaulting party may otherwise have at law or in equity as a result of the default.

Section 6. Force Majeure. Any prevention, delay or stoppage due to strikes, lock outs, labor disputes, Acts of God, inability to obtain labor or materials or reasonable substitutes therefore, governmental restrictions, terrorist acts, governmental regulations and controls, enemy or hostile governmental action, civil commotion, fire or other casualty and other causes beyond the reasonable control of the party obligated to perform, shall excuse the performance by such party for a period equal to any such prevention, delay or stoppage. All parties shall use reasonable efforts to overcome whatever may be impeding their performance of any obligation hereunder.

Section 7. Severability. Should any provision of this Agreement be or become invalid, void, illegal or unenforceable, by a court of competent jurisdiction, shall be considered separate and severable from this Agreement and the remaining provisions shall remain in force and be binding upon the parties hereto. Venue for matters concerning this PD shall be adjudicated in the 13th Judicial District Court in Yellowstone County, Montana.

Section 8. No Partnership. This Agreement is not intended to create, nor shall it in any way be interpreted to create a joint venture, partnership, or any other similar relationship between the parties.

Section 9. Entire Agreement. This Agreement contains the entire agreement between the parties and supersedes all prior agreements, oral or written, with respect to the subject matter hereof. The provisions of this Agreement shall be construed as a whole and not strictly for or against any party.

Section 10. Recordation. This Agreement and any amendments or modifications shall be recorded in the office of the clerk and recorder of Yellowstone County, Montana.

NOTICE

THIS AGREEMENT SHALL SERVE AS NOTICE TO ALL THIRD PARTIES, INCLUDING THOSE PURCHASING OR ACQUIRING AN INTEREST IN ANY OF THE PROPERTY OF THE WESTERN SKY PLANNED DEVELOPMENT LOCATED IN THE WESTERN SKY SUBDIVISION OF THE EXPRESS RESTRICTIONS PLACED UPON THE PROPERTY AND SHALL FURTHER SERVE AS NOTICE THAT, SHOULD THE TERMS OF THIS AGREEMENT BE VIOLATED, THE PARTIES TO THIS AGREEMENT MAY ENFORCE ANY AND ALL LEGAL RIGHTS AND REMEDIES SPECIFIED HEREIN AND PROVIDED BY LAW AND EQUITY.

Section 11. Duties Run with the Land. The duties created by this Agreement shall run with the land and shall be binding upon Mont Vista, LLC, the City of Billings, property Owners, and their heirs, successors and assigns.

Section 12. Contact Person. Developer hereby designates a contact person who may be contacted concerning any questions, comments, or concerns. Initially, at the time of recording, the contact person is Tracy Haag, 299 Stephens Hill Rd, PO Box 333, Reedpoint, MT 59069 (Telephone (406) 855-4168). Upon designation of the Design Review Committee, a member of the committee or an entity appointed by Developer shall be the contact person or entity to replace Tracy Haag.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year indicated by the notarial certifications indicated below.

MONT VISTA, LLC

By: _____
Tracy Haag, Member Agent

STATE OF MONTANA)
: ss.
County of Yellowstone)

This instrument was executed and acknowledged before me on the _____ day of _____, 20__, by Tracy Haag, known to me to be the member agent of Mont Vista, LLC.

_____
Notary Signature
Printed name_____
Notary Public for the State of Montana
Residing at _____, Montana
(Notary Seal) My commission expires: _____

CITY OF BILLINGS:

BY:_____
Thomas W. Hanel, Mayor

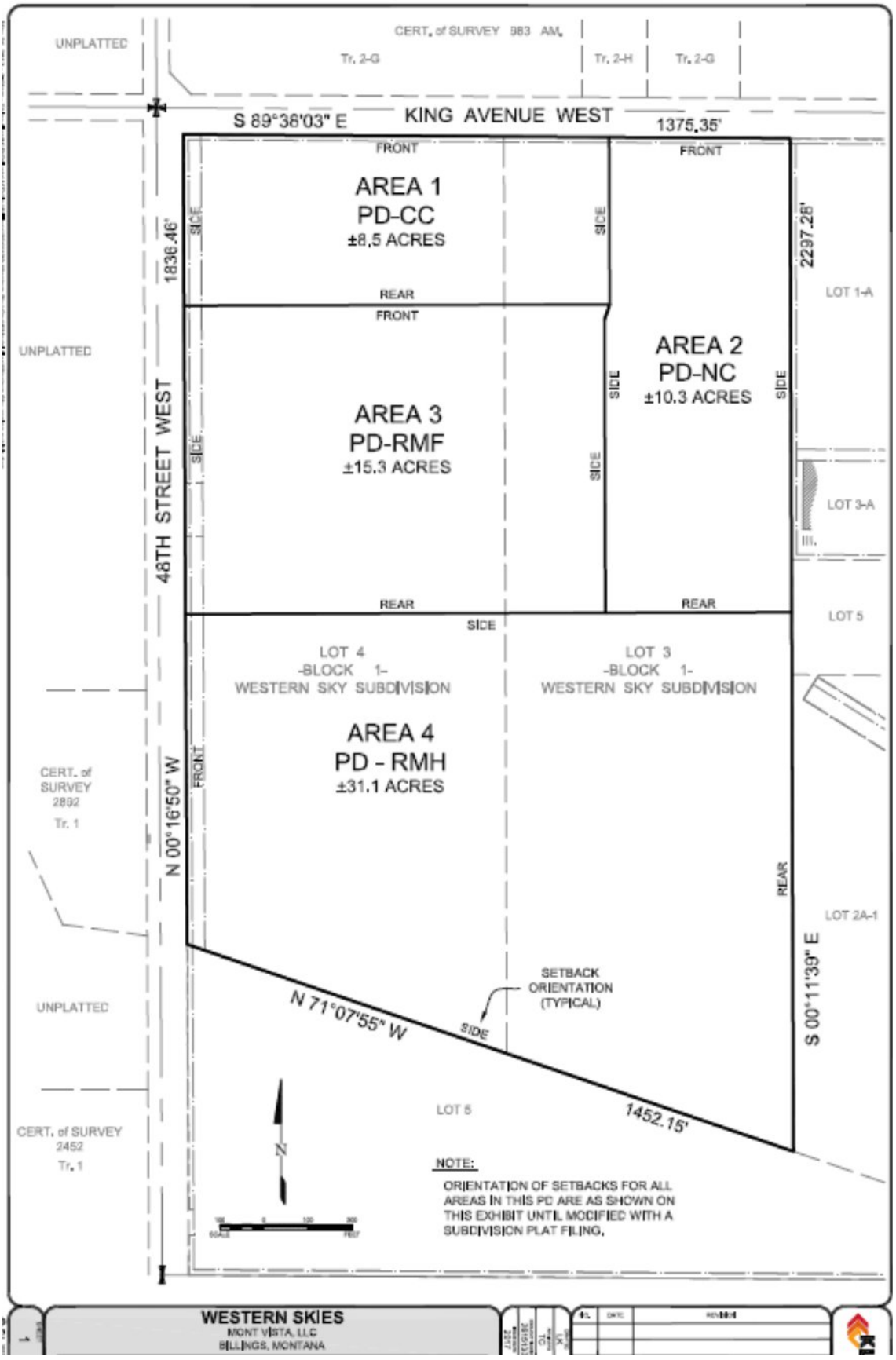
STATE OF MONTANA)
: ss.
County of Yellowstone)

On this _____day of _____, 20__, before me, a Notary Public for the State of Montana, personally appeared Thomas W. Hanel, known to me to be the Mayor of the City of Billings.

_____
Notary Signature

_____
Printed Name
Notary Public for the State of Montana.
Residing at Billings, Montana.
(Notary Seal) My Commission expires:_____

Planned Development Exhibit



May 31, 2017 - 4:48pm - \\bjgs-files01\P\Private\MT\City\Billings\2615130 Western Sky\Cadd\Model files\Western Sky zoning exhibit.dwg

UNPLATTED

CERT. of SURVEY 983 AM.

Tr. 2-G

Tr. 2-H

Tr. 2-G

S 89°38'03" E

KING AVENUE WEST

1375.35'

FRONT

FRONT

AREA 1
PD-CC
±8.5 ACRES

SIDE

SIDE

1836.46'

2297.28'

LOT 1-A

REAR

FRONT

UNPLATTED

48TH STREET WEST

N 00°16'50" W

AREA 2
PD-NC
±10.3 ACRES

SIDE

SIDE

AREA 3
PD-RMF
±15.3 ACRES

SIDE

SIDE

LOT 3-A

REAR

REAR

SIDE

LOT 5

LOT 4
-BLOCK 1-
WESTERN SKY SUBDIVISION

LOT 3
-BLOCK 1-
WESTERN SKY SUBDIVISION

AREA 4
PD - RMH
±31.1 ACRES

FRONT

REAR

CERT. of SURVEY 2892

Tr. 1

LOT 2A-1

SETBACK ORIENTATION (TYPICAL)

N 71°07'55" W

SIDE

S 00°11'39" E

UNPLATTED

LOT 5

1452.15'

CERT. of SURVEY 2452

Tr. 1

N

100 0 100 200

SCALE FEET

NOTE:

ORIENTATION OF SETBACKS FOR ALL AREAS IN THIS PD ARE AS SHOWN ON THIS EXHIBIT UNTIL MODIFIED WITH A SUBDIVISION PLAT FILING.

© KLJ 2017

SHEET 1

WESTERN SKIES

MONT VISTA, LLC
BILLINGS, MONTANA

PROPOSED ZONING EXHIBIT

ISSUE DATE 2017
PROJECT NUMBER 2615130
REVIEWED TC
DRAFTED LK

NO.	DATE	REVISION

WESTERN SKY

Zone Change Supplemental Information

04-25-2017

Growth Policy Statement and Guidelines:

Essential Investments

Guideline:

Planning and construction of safe and affordable interconnected sidewalks and trails are important to the economy and livability of Billings.

Guideline:

Developed parks that provide recreation, special amenities and active living opportunities are desirable for an attractive and health community

Response:

A significant component of the Western Sky development is to provide a significant portion of trail that will connect to the Shiloh Conservation Area. This interconnected trail system represents a significant contribution on the part of the developer to assist in the implementation of the Guidelines found in the Billings Growth Policy. Further, this dedication implements a significant component of the Billings Park and Trail Plan.

Guideline:

Landscaping of public rights-of-way and entryways makes Billings more visually appealing to residents and visitors.

Response:

Other than the minor modifications proposed by the Planned Development, the developer intends to implement the requirements imposed by the prevailing zoning regulations with respect to landscaping and vegetative buffers.

Placemaking:

Guideline:

A multi-use community recreation facility is desirable.

Response:

By default, the Shiloh Conservation Area has become a multi-use recreation facility. The developer is desirous of encouraging the utilization of this facility by ensuring that a major trail connector is incorporated into this project.

Community Fabric:

Guideline:

Developed parks that provide recreation, special amenities, and active living opportunities are desirable for an attractive and health community.

Response:

In addition to the trail connector dedication, the developer is planning on a significant investment in parks and open spaces as part of the master property development plan. The full implementation of the parks and open space planning cannot be completed until the zone change request has been decided but the developer is committed to providing amenities to the residents of the development as these investments translate to the desire to remain long-term owners and residents of the development.

Strong Neighborhoods:

Guideline:

Zoning regulations that allow a mixture of housing types provide housing options for all age groups and income levels.

Response:

The strongest neighborhoods provide not only a well-balanced mixture of housing types but a reasonable mix of commercial activity to accommodate the basic and intermediate needs of the residents. These services include but are not limited to; convenience items including motor fuels; a neighborhood grocery and a secure location to store seasonal and excess personal property.

Guideline:

Walkable neighborhoods that permit convenient destinations such as services, open space, parks, schools and public gathering spaces foster health, good will and social interaction.

Response:

The proposed zoning will further this guideline by incorporating a balanced mixture of uses connected by appropriate pedestrian walks and trails. The overall development plan, which cannot be finalized without zoning approvals will incorporate areas for parks, recreation, and social gatherings.

Home Base:

Guideline:

A mix of housing types that meet the needs of a diverse population is important.

Response:

A mix of housing types not only influences and provides for a diverse population but it provides a developer with the ability to target more than a small segment of the housing market. Our Planned Development includes a proposed mixture of multi-family apartments, single family residences, twin homes, and the possibility of manufactured home development. This flexibility clearly meets the intent of the guideline and the strongest desire of the developer.

Guideline:

Planning and construction of interconnected sidewalks and trails are important to the economy and livability of Billings.

Response:

The planned development recognizes the importance of interconnectivity between this development and surrounding properties. This is evidenced by the trail connector along the southern boundary and that a minimum of one (1) connection point inclusive of sidewalks will be incorporated to adjoining properties as part of our development plan.

WESTERN SKY
NEIGHBORHOOD MEETING
4/24/2017 1300 to 1345

Name (Please Print)	Business/Organization
PRESTON LEES	MONT VISTA
FORREST SANDERSON	KLJ
Kristin Barnie	homeowner
Alan Lees	Mont Vista
David Dorn	Mont. Vista

Pre-Application Statement of Owner(s) & Agent(s)

The owner(s), contract purchasers (if any) and agents (if any) are required to submit this completed form and any attachments along with a completed zone change application packet, including any required fees, for a zone change to be processed by the Planning Division.

1. **Present Zoning**: CC, R-5000, RMF-R, R-9600, and P. See Attached Zoning Map.
2. **Written description of the Zone Change Plan** including square footage or acres of proposed new zoning: Planned Development: CC (8.5 Ac.), NC (10.3 Ac.), RMF (15.3 Ac.), RMH (31.1 Ac.)
3. **Subject Property Map**: please attach to this form
4. **Legal Description of Property**: Lots 3 and 4 Western Sky Sub. S. 15, T. 01 S., R. 25 E.
5. **Neighborhood Task Force Area**: Yes /// No . If Yes, Name of Task Force and mailing address of Chairperson: NO.
6. **Roster of persons who attended the pre-application neighborhood meeting**: please attach to this form ATTACHED
7. **A copy of the meeting notice.** please attach to this form ATTACHED
8. **A brief synopsis of the meeting results.** please attach to this form ATTACHED
9. **The undersigned affirm the following:**
   1) The pre-application neighborhood meeting was held on the 24th, day of April, 2017.
   2) The zone change application is based on materials presented at the meeting.

Owner (s): Gareld and Barbara Krieg / Mont Vista L.L.C. Telephone:

Address: 3315 Sycamore Ln / P.O. Box 333 Email:

Billings MT 59102 / Reed Point MT 59069

Agent (s): KLJ c/o Travis Copper, PE Telephone: (406) 245-5499

Address: P.O. Box 80303 Email: travis.copper@kljeng.com

Billings, MT. 59108

Western Sky

Neighborhood Meeting
April 24, 2017
1300 to 1345

Meeting Attendees:

MontVista:

Preston Lees
Alan Lees
Rick Dorn
Forrest Sanderson, KLJ

Public:

Kristen Barrie

A white KLJ branded pickup was parked at the intersection of King Avenue West and 48th Street during the meeting so the public would know that they were at the advertised meeting. The vehicle remained on the site from 1245 until 1350.

The meeting kicked off at 1300 with a general description of the property and the requested zoning for the entirety of the property.

Ms. Barrie asked a question on the specifics of the CC designation and the types of uses that were under consideration.

Mr. Dorn and Mr. Lees (P) responded with the general type of development that could include a convenience type store with fuel and possibly a grocery store like a 'Lucky's or a Trader Joes.

General discussion between Ms. Barrie and the Mont Vista owners continued as to the benefits of a grocery type commercial use as well as convenience items with fuel continued for several minutes.

Ms. Barrie asked a question on the residential multi-family and the number of access points that were being considered along 48th.

Mr. Dorn responded, that their intent was to comply with the RMH zoning in terms of height limits and overall density with tie in for parks and the trail system along the southern property boundary.

Ms. Barrie thought that the trail tie in and common areas were very nice adds to the project and asked about sidewalks on both sides of 48th.

Mr. Dorn responded that sidewalks on his side were probable but not for both sides of 48th.
Ms. Barrie having her questions answered left the meeting at approximately 1325.

The development team waited for other public to arrive until 1345. No other persons arrived on the site and the meeting was adjourned.

It is the intent of the Owner's that this meeting summary along with the notice provided to surrounding property owners to comply with the requirement to conduct a neighborhood meeting per the UZR.

Tracy Haag, Mont Vista L.L.C.

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Zone Change 959 - Text Amendment - Clarification of Language related to Medical Marijuana Providers and Dispensaries

PRESENTED BY: Nicole Cromwell

Department: Planning & Community Services

Presentation: Yes

PROBLEM/ISSUE STATEMENT

This is an amendment to Section 27-304 to clarify that land uses contrary to local, state or federal law will not be allowed by right or by conditional approval. In March 2017, the City Council directed staff to develop appropriate amendments to the City Code to ensure medical marijuana providers and dispensaries are not allowed to locate within the city limits. This zoning code amendment is a companion amendment to BMCC, Section 7-1700 regarding Medical Marijuana Storefronts. The City Zoning Commission held a public hearing on August 1, 2017, and is forwarding a recommendation of approval on a 4 to 1 vote.

ALTERNATIVES ANALYZED

City Council may:

- Approve the zone change as recommended by the Zoning Commission;
- Deny the zone change; or
- Withdraw the zone change; or
- Delay action on the zone change for up to 30 days.

FINANCIAL IMPACT

Approval of the amendment may curtail the location of new medical marijuana providers or dispensaries within the city limits. This may diminish business activity and related or ancillary business ventures associated with the medical marijuana industry. It is not known how many medical marijuana providers or dispensaries currently exist within the city limits. The financial impact from adoption of the code amendment should be minimal across the entire economic activity in the City.

BACKGROUND

The City Council met this spring at a Work Session (March 6) to discuss the impact of the recent court decisions and Citizen's Initiative 182 approval as well as other emerging issues regarding Medical Marijuana in Montana. The City Council asked staff to move forward with amendments to not allow Medical Marijuana Providers/Dispensaries/or Storefronts of any kind within the City Limits.

In 2010, the City Council adopted an interim Zoning ordinance prohibiting the location of any further medical marijuana storefronts in the City Limits. The interim ordinance expired and was not replaced with a permanent ordinance due to court challenges and state legislative activity regarding provisions in the Medical Marijuana Act (MMA).

Court challenges to the restrictions in the MMA as amended by Senate Bill 423 (2011) were successful. The court decision, in addition to CI 182 passage in November, required the City to consider updates to its adopted codes. Several options were proposed to the City Council in March 2017. The City Council direction in this matter was to prohibit dispensaries and sales of medical marijuana by providers within the City Limits. The proposed zoning regulation amendment will help to clarify that medical marijuana dispensaries and providers are not an allowed use or conditional use within the City Limits. The amendment is modeled after similar language in other Montana city codes that also prohibit dispensaries and providers.

STAKEHOLDERS

The Zoning Commission held a public hearing on August 1, 2017, and received the staff recommendation and testimony from those in favor and those opposed to the amendment. Senator Cary Smith and his wife, Susan, testified in favor of the amendment. He state he was involved with the local steering committee when the "wild west" opened up here in Billings with over 100 new medical marijuana businesses opening up within a few months. He stated he has continued to follow the issue and help the legislature and the administrators at health and human service craft good laws and regulations. He stated the state law and citizen's initiative have always included language that allows each community to decide whether to allow medical marijuana businesses or not. He stated this should be a local decision.

Testimony in opposition to the amendment was received from Richard Abromeit, owner of Montana Advanced Caregivers, Inc. located at 1101 Maggie Lane, Jeffrey Hill of 3855 Avenue D, Tina Walker of 4100 Murphy Avenue, and Jeff and Vicki Eubank of 5522 Forest Hills Drive.

- Mr. Abromeit stated he runs the largest medical marijuana dispensary in the state and has over 450 patients as customers. He stated his business supports many local organizations and that most of his patients are very ill and have no other way to receive the prescribed medication. He state he has been continuously in business in Billings for 9 years and has been inspected regularly by the Fire Department as well as the Police Department. He stated his business is located right next to the Billings Operation Center just south of Midland Road. He stated his business provides reduced or free medication to low income customers. He stated the City has always renewed his business license since he opened in early 2010.
- Mr. Hill stated he is opposed to the amendment because marijuana has no chance of overdose, does not create additional police calls like bars and casinos and is now an accepted form of treatment for many patients with chronic diseases or conditions. He stated there are many people including veterans who could benefit from medical marijuana if it is available.
- Ms. Walker stated the people have decided again that medical marijuana is an acceptable business and practice in the state of Montana. She stated the City should not be trying to put people out of business or make it more difficult for patients to get their medication.
- Mr. Eubank stated he is interested in starting a medical marijuana dispensary in a building he owns in an industrial area of town. The proposed amendment would prevent this from happening. He stated he is not supportive of the City always going against the voters on this issue. He stated the City should allow these businesses. Mrs. Eubank stated she was also opposed to the amendment. She stated the state law allows medical marijuana to be prescribed by doctors and allows businesses to grow and dispense medical marijuana. She stated this code amendment will just make it harder for patients to get their medication.

Dan Wagner, Zoning Commission Chair, closed the public hearing. Commission Member Mike

Boyett made a motion to recommend approval of the text amendment. The motion was seconded by Commission Member James Mariska. Commission Member Michael Larson spoke against the motion. He stated that he was concerned the amendment is contradictory to the citizen's initiative to allow medical marijuana, is concerned about "enforcing" federal law through local zoning, and that the amendment would be a potential conflicting section of the City code when the City and County go to "re-unify" the code in a couple of years. The Commission voted 4 in favor and 1 opposed to the motion to recommend approval.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

The City adopted an amendment to the Business Tax Determination city code in October 2012 that prohibits the City Finance staff from accepting or approving a City business license for any activity considered illegal under any local, state or federal law.

BMCC 13-438:

Sec. 13-438. - All businesses, occupations, and professions to comply with local, state, and federal law.

(a) No business tax determination or business license shall be issued for any business, occupation, or profession that violates any provision of city, state, or federal ordinance, regulation, law, or statute. The issuance of a business tax determination or acceptance of payment by the city does not authorize any business, occupation, or profession to operate in violation of any provision or local, state, or federal ordinance, regulation, law, or statute. Any such business tax determination or business license mistakenly issued by the city shall be deemed void from the date of issuance.

(b) All existing businesses with current business tax determinations or licenses shall fully comply with this provision within two (2) years of the effective date of this section. Any such businesses, occupation or profession licensed on the effective date of this section but in violation of this section shall be deemed a legal non-conforming use, and shall be permitted to renew such business tax determination or license for a period of two (2) years from the effective date of this section. Two (2) years from the effective date of this section, any prior issued business tax determination or license which violates this section shall be cancelled and deemed void, no matter when issued or renewed.

(Ord. No. 12-5587, § 2, 10-9-12)

This has set the policy for the City for the past 5 years. The changes proposed by this amendment will further clarify and ensure this policy is consistent through the adopted City code.

RECOMMENDATION

The Zoning Commission recommends approval of the proposed text amendment on a 4 to 1 vote.

APPROVED BY CITY ADMINISTRATOR

Attachments

Ordinance

ORDINANCE NO. 17-_____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE BE AMENDED BY REVISING SECTION 27-304 – APPLICATION AND GENERAL RULES - TO ADD LANGUAGE TO CLARIFY THE REGULATION AND ADOPT THE REVISION AS AN AMENDMENT TO THE ZONING REGULATIONS AND SET A TIME PERIOD FOR THE REGULATION TO BE EFFECTIVE.

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

1. RECITALS. *Title 76, Chapter 2, Part 3, MCA,* and Section *27-1502, BMCC,* provide for amendment to the City Zoning Regulations from time to time. The City Council initiated the amendment to the City Zoning Regulations and the City Zoning Commission and staff have reviewed the proposed zoning regulations hereinafter described. The recommendations of the Zoning Commission and staff have been submitted to the City Council, and the City Council, in due deliberation, has considered the proposed amendments to the City Zoning Regulations.

2. DESCRIPTION. The zoning regulation shall apply to all land within the City of Billings.

3. ZONE AMENDMENT.

SEC. 27-304. APPLICATION AND GENERAL RULES.

Within the various zoning districts as hereinbefore defined and as indicated on the Official Zoning Map and subject to the requirements of BMCC Sections 27-301 through 27-1511, no building or structure shall be erected, reconstructed or structurally altered, nor shall any land, building or structure be used for any purpose except as they are allowed in the district in which such building, land or use is located. No use of land shall be permitted by right or conditionally permitted within the City of Billings that is in violation of federal, state or local law. The regulations set forth by this chapter within each zone shall be minimum regulations and shall apply uniformly to each class or type of structure or land except as hereinafter provided:

(a) No building, structure or land shall hereafter be used or occupied, and no building or structure or part thereof shall hereafter be erected, constructed, reconstructed, moved or structurally altered after the effective date of this chapter unless in conformity with all of the regulations herein specified for the zone in which it is located except nonconforming uses and structures as provided in BMCC Sections 27-401, et seq.;

(b) No building or other structure shall hereafter be erected or altered:

1. To exceed the height limitation;
2. To accommodate or house a greater number of families;
3. To occupy a greater percentage of lot area; or

4. To have a narrower or smaller rear yard, front yard, side yard or other open space than herein required, or in any manner contrary to the provisions of this chapter.

(c) *Temporary Suspension of Various Zoning and other regulations.* Upon approval by resolution, the City Council may temporarily suspend the requirements and restrictions imposed by Sections 7-603, 15-602, 27-304, 27-305, 27-601 and 27-606 of the City Code in order to accommodate the temporary increase in visitor population created by large special events held within the City of Billings when the City's public lodging capability is actually or predicted to be at or near maximum capacity. The City Council may suspend ordinances related to the following general areas of regulation in any combination deemed appropriate under the circumstances created by a special event. The resolution of suspension shall become effective forty-eight (48) hours prior to the official start of the scheduled event and shall terminate forty-eight (48) hours after official conclusion of the event.

1. Parking
2. Camping
3. Business licensing and/or health department inspections.

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

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

PASSED by the City Council on first reading August 28, 2017

PASSED, ADOPTED AND APPROVED on second reading September 11, 2017.

CITY OF BILLINGS:

BY:_____
Thomas W. Hanel, Mayor

ATTEST:

BY: Denise Bohlman, City Clerk

Regular City Council Meeting

Meeting Date: 08/28/2017

TITLE: Public Hearing and First Reading Ordinance

PRESENTED BY: Gina Dahl

Department: Legal

Presentation: No

PROBLEM/ISSUE STATEMENT

This is an amendment to Sections 7-1701, 7-1702, 7-1703, and 13-438 of the City Code to insert a definition of "dispensaries" and to delete unnecessary or outdated language which was revised upon the passage of I-182 in November 2016 and amendments to the Montana Marijuana Act during the 2017 legislative session. In March 2017, the City Council directed staff to develop appropriate amendments to the City Code to clarify that medical marijuana dispensaries and storefronts are not permitted within the city limits. This amendment is a companion to the zoning amendment to BMCC, Section 27-304 presented by Planning & Community Services.

ALTERNATIVES ANALYZED

City Council may:

- Approve the proposed amendments to Sections 7-1701, 7-1702, 7-1703, and 13-438, BMCC;
- Postpone action on the proposed amendments; or,
- Not Approve the proposed amendments and provide staff with additional direction to address the inconsistencies in the City Code.

FINANCIAL IMPACT

Currently, medical marijuana dispensaries and storefronts are not issued business licenses and therefore the financial impact should be limited. However, there may be some business activity which is constrained for any providers who may have obtained a business license in violation of the current City Code. It is unknown how many medical marijuana providers currently exist within the city limits.

BACKGROUND

In 2004, Montana voters passed Initiative I-148 which legalized the medical use of marijuana which was later codified as §50-46-101, MCA, *et. seq.* known as the Medical Marijuana Act. This was later amended in 2011 by the Montana Legislature. These amendments prohibited advertising, limited providers to three patients, and did not allow providers to charge for their product. After much litigation, the Montana Supreme Court, in February 2016, upheld the 3 provider limit and the ban on advertising. However, the MT Supreme Court found that the provision prohibiting remuneration for marijuana products to providers violated due process.

Citizen initiative I-182 was passed in November 2016. This initiative repealed the three patient limit for providers (effective immediately upon passage) and allows providers to hire employees to cultivate, dispense, and transport medical marijuana (effective June 30, 2017). During the

2017 legislative session, the legislature amended MCA Section 50-46-328, which allows local governments to regulate medical marijuana dispensaries in addition to storefronts, which became effective on May 19, 2017.
In May 2010, the City of Billings enacted a 6-month interim zoning ordinance which established a moratorium on medical marijuana establishments. In September 2010, the City enacted a 12-month extension to this ordinance to take effect November 2010. In November 2011, the City of Billings again extended the moratorium on medical marijuana establishments and also enacted Article 7-1700, “Medical Marijuana,” into its city code. The provisions of this Article prohibited any medical marijuana providers from operating “storefront businesses” within city limits. Section 7-1702(a), allowed a provider who was in full compliance with state law and the requirements of the Act to dispense marijuana within the city limits. However, this conflicted with other provisions of the BMCC, specifically §13-438, which does not allow a business license to be issued for any business, occupation, or profession that violates city, state, or federal law. Therefore, since the distribution of marijuana in any context is a violation of federal law, business licenses have not been issued for the operation of dispensaries or storefronts within City limits.

The amendments to the Montana Medical Marijuana Act have made certain provisions of the City Code outdated. Additionally, during a Work Session in March 2017, the City Council requested staff proceed with drafting amendments to clarify the City's position on operating dispensaries and storefronts. These amendments clarify that storefronts and dispensaries are not permitted within City limits as well as update any language that has been superseded by state law amendments.

CONSISTENCY WITH ADOPTED POLICIES OR PLANS

This amendment will bring Sections 7-1701, 7-1702, and 7-1703 up to date with current state law and consistent with other sections of BMCC, specifically §13-438 (which does not allow a business license to be issued for any business, occupation, or profession that violates city, state, or federal law) and the proposed zoning amendment to Section 27-304, BMCC.

SUMMARY

The amendments to Chapter 7-1700 and section 13-438 are recommended to bring consistency with the proposed zoning amendment (section 27-304) and to update the City Code to reflect the changes made in state law.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and approve the proposed amendments to BMCC Sections 7- 1701,1702 and 1703 and to Section 13-438.

APPROVED BY CITY ADMINISTRATOR

Attachments

Draft Ordinance

ORDINANCE NO. 17-_____

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE RELATING TO MEDICAL MARIJUANA BE AMENDED BY REVISING SECTIONS 7-1701, 7-1702, 7-1703, ADDING AND DEFINING "DISPENSARY" AND DELETING OUTDATED LANGUAGE IN SECTION 13-438.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY BILLINGS THAT:

Section 1. That section 7-1701 of the Billings, Montana City Code is amended so that such section shall read as follows:

Sec. 7-1701. – Definitions

The terms "dispensary," "marijuana," "provider," "marijuana-infused product," "marijuana-infused product provider," "registered cardholder" or "cardholder" shall have the meaning provided to such terms by the Montana Medical Marijuana Act, as amended~~, Section 2, (SB 423) passed by the 2011 Montana Legislature~~.

The term "storefront business" means any commercial establishment, structure or building that is openly accessible by members of the general public. ~~Storefront business does not include a commercial establishment, structure, or building that is inaccessible to the general public, which only provides access to cardholders registered with that provider by the Montana Department of Health and Human Services or other persons, by appointment, who are intending to establish a bona fide provider/cardholder relationship with that provider.~~

Section 2. That section 7-1702 of the Billings, Montana, City Code is amended so that such section shall include "Dispensaries" and shall delete outdated references to past state legislation, to read as follows:

DRAFT for 3/28/17 Agenda

Sec. 7-1702. – Dispensaries and Storefronts prohibited.

a) As authorized by ~~Senate Bill (SB) 423, Section 13(2) or~~ the Montana Medical Marijuana Act, as amended, ~~passed by the 2011 Montana Legislature~~, no "provider" of marijuana or marijuana-infused products shall be permitted to open or operate a dispensary or "storefront business" within the city limits. "Providers" who are in full compliance with the Montana Medical Marijuana Act shall be permitted to dispense medical marijuana and marijuana infused products to "cardholders" who are registered with that provider by the Montana Department of Health and Human Services~~, provided that access to the storefront business is limited to cardholders registered with that provider and other persons, by appointment, who are intending to establish a bona fide provider/cardholder relationship with that provider.~~

(b) ~~As authorized by Senate Bill (SB) 423, Section 13(1) of the Montana Marijuana Act, passed by the 2011 Montana Legislature, "providers" permitted to dispense medical marijuana and medical marijuana infused products under subsection (a) above are prohibited from displaying, in an open or visible manner to the general public, any medical marijuana plant, marijuana infused product, or any depictions, caricatures, or other artistic renditions of a marijuana plant, leaf, bud or parts in a manner visible from the exterior of the establishment, structure or building in which the "provider" does business.~~

Section 3. That section 7-1703 of the Billings, Montana City Code is amended so that such section shall read as follows:

Sec. 7-1703. - Penalties.

Any individual, entity or establishment that violates the terms of Section 7-1702 ~~this ordinance set forth above~~ shall be deemed to be creating a public nuisance and shall be subject to misdemeanor criminal penalties as provided in section 1-110 and shall further be subject to civil action to restrain or abate as authorized in sections 18-301 et seq. ~~A~~as the city deems appropriate. Such ability of the city to prosecute and/or enjoin or abate is in addition to any other remedies available to the city at law or in equity.

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~~It shall be a defense to a violation of this section that a provider did not allow members of the general public, who were not registered cardholders with that provider or persons seeking, by appointment, to establish a bona fide provider/cardholder relationship with that provider, to access the provider's place of business.~~

Section 4. That section 13-438 of the Billings, Montana City Code is amended so that such section shall read as follows:

Sec. 13-438. – All businesses, occupations, and professions to comply with local, state and federal law.

a) No business tax determination or business license shall be issued for any business, occupation, or profession that violates any provision of city, state, or federal ordinance, regulation, law, or statute. The issuance of a business tax determination or acceptance of payment by the city does not authorize any business, occupation, or profession to operate in violation of any provision or local, state, or federal ordinance, regulation, law, or statute. Any such ~~business tax or business determination~~ license mistakenly issued by the city shall be deemed void from the date of issuance.

(b) ~~All existing businesses with current business tax determinations or licenses shall fully comply with this provision within two (2) years of the effective date of this section. Any such businesses, occupation or profession licensed on the effective date of this section but in violation of this section shall be deemed a legal non-conforming use, and shall be permitted to renew such business tax determination or license for a period of two (2) years from the effective date of this section. Two (2) years from the effective date of this section, any prior issued business tax determination or license which violates this section shall be cancelled and deemed void, no matter when issued or renewed.~~

Section 5. **Severability.** If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of this ordinance are declared to be severable.

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Section 6. Repealer. All resolutions, ordinances, and sections of the City Code inconsistent herewith are hereby repealed.

Section 7. Effective Date. This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.

PASSED by the City Council on first reading this ____day of _____, 2017.

PASSED, ADOPTED and APPROVED on second reading this ____day of _____, 2017.

CITY OF BILLINGS

_____
Thomas W. Hanel, Mayor

ATTEST:

_____
Denise Bohlman, City Clerk

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