



**AGENDA  
CITY OF LAUREL  
CITY COUNCIL MEETING  
TUESDAY, MAY 07, 2019  
6:30 PM  
COUNCIL CHAMBERS**

NEXT RES. NO.  
R19-13

NEXT ORD. NO.  
O19-02

**WELCOME . . .** By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, the City Council has specified times for citizen comments on its agenda -- once following the Consent Agenda, at which time citizens may address the Council concerning any brief community announcement not to exceed one minute in duration for any speaker; and again following Items Removed from the Consent Agenda, at which time citizens may address the Council on any matter of City business that is not on tonight's agenda. Each speaker will be limited to three minutes, unless the time limit is extended by the Mayor with the consent of the Council. Citizens may also comment on any item removed from the consent agenda prior to council action, with each speaker limited to three minutes, unless the time limit is extended by the Mayor with the consent of the Council. If a citizen would like to comment on an agenda item, we ask that you wait until the agenda item is presented to the Council by the Mayor and the public is asked to comment by the Mayor. Once again, each speaker is limited to three minutes.

Any person who has any question concerning any agenda item may call the City Clerk-Treasurer's office to make an inquiry concerning the nature of the item described on the agenda. Your City government welcomes your interest and hopes you will attend the Laurel City Council meetings often.

**Pledge of Allegiance**

**Roll Call of the Council**

**Approval of Minutes**

1. Approval of Minutes of April 16, 2019.

**Correspondence**

**Council Disclosure of Ex Parte Communications**

**Public Hearing**

2. Ordinance No. O19-01: An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60, 2.64, And 2.76 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law And For Other Purposes.

**Consent Items**

**NOTICE TO THE PUBLIC**

*The Consent Calendar adopting the printed Recommended Council Action will be enacted with one vote. **The Mayor will first ask the Council members if any Council member wishes to remove any item from the Consent Calendar for discussion and consideration.** The matters removed from the Consent Calendar will be considered individually at the end of this Agenda under "Items Removed from the Consent Calendar." (See Section 12.) The entire Consent Calendar, with the exception of items removed to be discussed under "Items Removed from the Consent Calendar," is then voted upon by roll call under one motion.*

3. Claims for the month of April 2019.
4. Clerk/Treasurer Financial Statements for the month of March 2019.
5. Approval of Payroll Register for PPE 4/21/2019 totaling \$175,957.650.
6. Receiving the Committee/Board Minutes into the Record.
  - Budget/Finance Minutes of April 16, 2019.
  - Council Workshop Minutes of April 30, 2019.
  - Laurel Urban Renewal Agency Minutes of March 25, 2019.
  - Laurel Urban Renewal Agency Minutes of April 15, 2019.
  - Library Board Minutes of March 12, 2019.

- Library Board Minutes of April 9, 2019.
- Emergency Services Committee Minutes of February 25, 2019.
- City/County Planning Board Minutes of April 4, 2019.

## **Ceremonial Calendar**

7. Poppy Day Proclamation

## **Reports of Boards and Commissions**

### **Audience Participation (Three-Minute Limit)**

*Citizens may address the Council regarding any item of City business that is not on tonight's agenda. Comments regarding tonight's agenda items will be accepted under Scheduled Matters. The duration for an individual speaking under Audience Participation is limited to three minutes. While all comments are welcome, the Council will not take action on any item not on the agenda.*

### **Scheduled Matters**

8. Mayor's Appointment of Sean Parkinson to the Laurel Volunteer Fire Department.
9. Resolution No. R19-13: A Resolution Accepting The Bid From FirstMark Construction And Authorizing The Mayor And City Clerk To Sign All Related Documents For The East 6th Street Project, City Of Laurel, Montana.
10. Resolution No. R19-14: Resolution Relating To Special Improvement District No. 119; Declaring It To Be The Intention Of The City Council To Create The District For The Purpose Of Undertaking Certain Local Improvements And Financing The Costs Thereof And Incidental Thereto Through The Issuance Of Special Improvement District Bonds Secured By The City's Special Improvement District Revolving Fund; And Establishing Compliance With Reimbursement Bond Regulations Under The Internal Revenue Code
11. Resolution No. R19-15: A Resolution To Approve A Non-Exclusive Franchise Agreement Between The City Of Laurel And Fatbeam LLC For Installation, Construction, Reconstruction, Operation, And Maintenance Of A Fiber Optic System Within The City Of Laurel, Montana.
12. Ordinance 19-01 - An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60, 2.64, And 2.76 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law And For Other Purposes.(2nd Reading)(Public Hearing)

## **Items Removed From the Consent Agenda**

### **Community Announcements (One-Minute Limit)**

*This portion of the meeting is to provide an opportunity for citizens to address the Council regarding community announcements. The duration for an individual speaking under Community Announcements is limited to one minute. While all comments are welcome, the Council will not take action on any item not on the agenda.*

### **Council Discussion**

*Council members may give the City Council a brief report regarding committees or groups in which they are involved.*

## **Mayor Updates**

## **Unscheduled Matters**

## **Adjournment**

The City makes reasonable accommodations for any known disability that may interfere with a person's ability to participate in this meeting. Persons needing accommodation must notify the City Clerk's Office to make needed arrangements. To make your request known, please call 406-628-7431, Ext. 2, or write to City Clerk, PO Box 10, Laurel, MT 59044, or present your request at City Hall, 115 West First Street, Laurel, Montana.



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## MINUTES OF THE CITY COUNCIL OF LAUREL

APRIL 16, 2019

A regular meeting of the City Council of the City of Laurel, Montana, was held in the Council Chambers and called to order by Mayor Tom Nelson at 6:30 p.m. on April 16, 2019.

**COUNCIL MEMBERS PRESENT:**

Bruce McGee	Heidi Sparks
Scot Stokes	Richard Herr
	Irv Wilke
	Bill Mountsier

**COUNCIL MEMBERS ABSENT:**

Emelie Eaton  
Richard Klose

**OTHER STAFF PRESENT:**

Bethany Langve, Clerk/Treasurer  
Stan Langve, Chief of Police  
Travis Pitts, Newly Appointed Police Captain  
Judge Kerr

Mayor Nelson led the Pledge of Allegiance to the American flag.

Mayor Nelson asked the council to observe a moment of silence.

**MINUTES:**

Motion by Council Member McGee to approve the minutes of the regular meeting of April 2, 2019, as presented, seconded by Council Member Sparks. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

**CORRESPONDENCE:**

- Chamber of Commerce minutes of February 14, 2019; Laurel Chamber of Commerce agenda of March 14, 2019.

**COUNCIL DISCLOSURE OF EX PARTE COMMUNICATIONS:** None.

**PUBLIC HEARING:** None.

**CONSENT ITEMS:**

- **Claims for the month of April 2019 in the amount of \$141,828.07.**  
A complete listing of the claims and their amounts is on file in the Clerk/Treasurer's Office.
- **Clerk/Treasurer Financial Statements for the month of March 2019.**
- **Approval of Payroll Register for PPE 4/7/2019 totaling \$186,599.40.**
- **Receiving the Committee/Board/Commission Reports into the Record.**
  - Budget/Finance Committee minutes of April 2, 2019, were presented.
  - Council Workshop minutes of April 9, 2019, were presented.
  - Park Board minutes of February 7, 2019, were presented.
  - Park Board minutes of March 7, 2019, were presented.
  - Park Board minutes of April 4, 2019, were presented.



--Tree Board minutes of March 21, 2019, were presented.

--Laurel Airport Authority minutes of February 19, 2019, were presented.

The mayor asked if there was any separation of consent items. There was none.

Motion by Council Member McGee to approve the consent items as presented, seconded by Council Member Stokes. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

**CEREMONIAL CALENDAR:** None.

**REPORTS OF BOARDS AND COMMISSIONS:** None.

**AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT):** None.

Motion by Council Member McGee to bring O19-01 to the table at the end of Scheduled Matters, seconded by Council Member Sparks. There was no council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

**SCHEDULED MATTERS:**

- **Confirmation of Appointments.**
  - **Mayor's appointment of Travis Pitts as Police Captain for the Laurel Police Department.**

Motion by Council Member Mountsier to approve the Mayor's appointment of Travis Pitts as Police Captain for the Laurel Police Department, seconded by Council Member McGee. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

Judge Kerr performed the swearing in Ceremony for Travis Pitts.

Chief Langve and Council Member McGee read the Criminal Justice Code of Ethics with Travis.

Chief Langve presented Travis with Badge and captains bars.

- **Resolution No. R19-12: A Resolution Of The City Council Requesting Distribution Of Bridge And Road Safety And Accountability Program Funds.**

Motion by Council Member Sparks to approve Resolution No. R19-12, seconded by Council Member Mountsier. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

- **Motion to approve Council Member Mountsier to be absent from the City of Laurel for more than ten days (LMC 2.12.060.)**

Motion by Council Member Wilke to approve Council Member Mountsier to be absent from the City of Laurel for more than ten days (LMC 2.12.060), seconded by Council Member Stokes. There was no public comment. A vote was taken on the motion. All six council members present voted aye. Motion Carried 6-0.

Council Member Mountsier stated he would be gone May 1<sup>st</sup> to the 15<sup>th</sup>, which is 14 days.

- **Ordinance No. O19-01: An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law. (First Reading)**

Motion by Council Member McGee to adopt Ordinance No. O19-01, seconded by Council Member Sparks.

DRAFT

Council Minutes of April 16, 2019

Motion by Council Member McGee to amend Ordinance No. O19-01, seconded by Council Member Sparks.

There was no public comment or council discussion. A roll call vote was taken on the amended motion. All six council members present voted aye via a roll call vote. Motion carried 6-0.

**ITEMS REMOVED FROM THE CONSENT AGENDA:** None.

**COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT):**

Judge Kerr is attending school next week. Court will remain open; the Judge will be available to the Police. The Head Clerk is approved temporary Judge in Judge Kerr's absence.

**COUNCIL DISCUSSION:**

A Council Member spoke to the traffic around track meets. He stated the alley is not in compliance.

It was requested that ordinances be reviewed.

Council was reminded that it is a five Tuesday month and there is not Council next Tuesday.

Emergency Services Committee's next meeting is April 29<sup>th</sup> at 6:00 p.m. in Council Chambers.

**MAYOR'S UPDATES:**

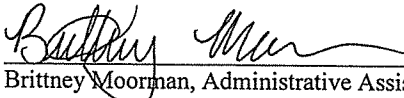
Mayor Nelson agreed some ordinances are hard to enforce. It is time to review and update them accordingly.

**UNSCHEDULED MATTERS:** None.

**ADJOURNMENT:**

Motion by Council Member Herr to adjourn the council meeting, seconded by Council Member Mountsier. There was no public comment or council discussion. A vote was taken on the motion. All six council members present voted aye. Motion carried 6-0.

There being no further business to come before the council at this time, the meeting was adjourned at 7:56 p.m.

  
Brittney Moorman, Administrative Assistant

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 7<sup>th</sup> day of May 2019.

\_\_\_\_\_  
Thomas C. Nelson, Mayor

Attest:

\_\_\_\_\_  
Bethany Langve, Clerk/Treasurer



**Item Attachment Documents:**

6. Receiving the Committee/Board Minutes into the Record.
  - Budget/Finance Minutes of April 16, 2019.
  - Council Workshop Minutes of April 30, 2019.
  - Laurel Urban Renewal Agency Minutes of March 25, 2019.
  - Laurel Urban Renewal Agency Minutes of April 15, 2019.
  - Library Board Minutes of March 12, 2019.
  - Library Board Minutes of April 9, 2019.
  - Emergency Services Committee Minutes of February 25, 2019.
  - City/County Planning Board Minutes of April 4, 2019.

**MINUTES  
CITY OF LAUREL  
BUDGET/FINANCE COMMITTEE  
TUESDAY, APRIL 02, 2019**

**Members Present:**    **Emelie Eaton**                      **Scot Stokes**  
                                 **Richard Klose**                      **Bruce McGee**

**Others Present:**        **Mayor Nelson**                      **Bethany Langve**

**Public Input:** *Citizens may address the committee regarding any item of business that is not on the agenda. The duration for an individual speaking under Public Input is limited to three minutes. While all comments are welcome, the committee will not take action on any item not on the agenda.*

**General Items**

- Review and approve the minutes from the March 19, 2019 Budget and Finance Committee meeting – Richard Klose made a motion to approve the minutes of the March 19, 2019 Budget and Finance Committee meeting, Scot Stokes seconded the motion, all in favor, motion passed.
- Review and approve the February 2019 Journal Vouchers – The Committee reviewed the journal vouchers and had no questions. Scot Stokes made a motion to approve the February 2019 Journal Vouchers, seconded by Richard Klose, all in favor, motion passed.
- Review and approve February 2019 Financial Statements – The Committee reviewed the February 2019 financial statements and had no questions. Emelie Eaton made a motion to approve the February 2019 Financial Statements, seconded by Scot Stokes, all in favor, motion passed.
- Review claims entered through 03/29/2019 and recommend approval to Council – Emelie Eaton had reviewed the claims detail report and the check register for accuracy. There were no questions regarding the claims. Emelie Eaton made a motion to recommend approval to Council all claims entered through 03/29/2019, seconded by Scot Stokes, all in favor, motion passed.
- Review the Comp/Overtime report for Pay Period Ending 03/24/2019 - The Committee reviewed the Comp/Overtime hours for pay period ending 03/24/2019 and had no questions or comments regarding the comp/overtime reports.
- Review and approve the payroll register for pay period ending 03/24/2019 totaling \$196,204.03 – The Committee reviewed the payroll register for pay period ending 03/24/2019. The Committee stated that they had come to a different total than presented on the agenda. The Clerk/Treasurer verified the number from the four (4) payroll registers and found that the Committee was correct. The correct payroll total was \$196,329.67. Richard Klose made a motion to approve the payroll register as amended for pay period ending 03/24/2019 totaling \$196,329.67, seconded by Scot Stokes, all in favor, motion passed. The Committee stated they would remove this item from the City Council consent agenda and amend it.

**New Business**

**Old Business**

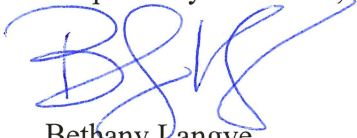
**Other Items**

Update from the Mayor – The Mayor stated that he did not have anything to update at that time.

**Announcements**

The next Budget and Finance Committee meeting will be held on April 16, 2019 at 5:30pm

Respectfully submitted,



Bethany Langve  
Clerk/Treasurer

**NOTE:** This meeting is open to the public. This meeting is for information and discussion of the Council for the listed workshop agenda items.

**MINUTES  
CITY OF LAUREL  
CITY COUNCIL WORKSHOP  
TUESDAY, APRIL 30, 2019**

A Council Workshop was held in the Council Chambers and called to order by Mayor Tom Nelson at 6:31 p.m. on April 30, 2019.

**COUNCIL MEMBERS PRESENT:**

<input checked="" type="checkbox"/> Emelie Eaton	<input checked="" type="checkbox"/> Heidi Sparks
<input checked="" type="checkbox"/> Bruce McGee	<input checked="" type="checkbox"/> Richard Herr
<input type="checkbox"/> Scot Stokes	<input checked="" type="checkbox"/> Irv Wilke
<input checked="" type="checkbox"/> Richard Klose	<input checked="" type="checkbox"/> Bill Mountsier

**OTHERS PRESENT:**

Bethany Langve, Clerk/Treasurer  
Kurt Markegard, Public Works Director  
Carl Jackson, KLJ

**Public Input**

There was none.

**General Items**

1. Mayor's Appointment of Sean Parkinson to the Laurel Volunteer Fire Department.  
Mayor Nelson stated that Mr. Parkinson would be here this evening if possible. He stated he was unsure if Mr. Parkinson would be able to attend next weeks Council.

**Executive Review**

2. Poppy Day Proclamation  
Mayor Nelson stated he would read this proclamation next week.

3. Resolution - A Resolution Accepting The Bid From Firstmark Construction And Authorizing The Mayor And City Clerk To Sign All Related Documents For The East 6th Street Project, City Of Laurel, Montana.

Carl Jackson, KLJ, went over the bid estimate by the engineer and how the bid process went. The bid came in under the bid estimate. The contractor will be Firstmark Construction, which is the new name of CMG Construction. There were three bid schedules. The first schedule was for rehabilitating the water main. The bid came in at approximately \$295,000, while the engineer's estimate was approximately \$190,000. The second schedule was for street improvements. The bid came in at approximately \$868,000, while the engineer's estimate was approximately \$1,085,000. The third schedule was for the improvements in the Special Improvement District. The bid came in at approximately \$56,000, while the engineer's estimate was \$66,000. The scope of the SID will be sidewalks and some driveways. KLJ feels comfortable recommending this project. KLJ recommends adding a contingency to this project in the event; there are any issues that come up during construction.

Mayor Nelson clarified that typically the contingency is ten percent of the project. When doing projects underground especially, there are some unknowns. These unknowns can cause delays in the project if waiting for Council approval. In this event, the contingency will be approximately \$134,000. The goal is not to need contingency during this project. In the past, the City has needed to tap into the contingency budget on projects but has not used all of those funds.

It was further clarified that the City would have to pay for days of delay in the project. This is not a lump sum project; the contractor is paid for the work they do. KLJ monitors their progress throughout the month to guarantee the contractor is being paid for the work completed. The goal is to begin construction June 3, 2019 and be completed before the start of the school year. Work will be shut down for a four-day period over the Fourth of July. There are plans to have gravel walkways installed across the street during the Fourth of July while the street remains under construction.

Council expressed gratitude for a good project and presentation.

Mayor Nelson stated that areas that suffered from frost heave would also be addressed.

4. Resolution - Resolution Relating To Special Improvement District No. 119; Declaring It To Be The Intention Of The City Council To Create The District For The Purpose Of Undertaking Certain Local Improvements And Financing The Costs Thereof And Incidental Thereto Through The Issuance Of Special Improvement District Bonds Secured By The City's Special Improvement District Revolving Fund; And Establishing Compliance With Reimbursement Bond Regulations Under The Internal Revenue Code

Carl Jackson, KLJ, stated that this SID is for sidewalks and driveway approaches. The SID will not be paying for ADA corners as the City will be paying for those as they are a public right of way. This SID is set up as a cost per lot. The amount of sidewalk needs to be replaced with their assessment. Exhibit A2 show all lots in the scope of this project. There are 14 lots included in this SID. It was suggested that there be a public open house that each of the property owners is invited to answer any questions they may have. The informational pamphlet will be handed out door to door. The informational meeting will discuss what a SID is and the work that will be done.

It was questioned what section one "The City proposes to undertake certain local sidewalk improvements, including construction and installation of sidewalks, ADA-compliant ramps, drive, and alley approaches and related improvements" is referring too. There was confusion on what the City would be paying for. It was clarified that this is a description of what improvements will have in the district itself.

It was stated at one point in time there were discussions about placing a parking lot in the park. That parking lot is not included in these plans. It was questioned if the drive approach would be included to allow for a future parking lot. It was clarified that this project does include that drive approach for future development.



Mayor Nelson stated that he hoped to be able to capitalize on the additional funds and complete this portion of the project soon.

5. Resolution - A Resolution Of The City Council Authorizing The Mayor To Sign An Agreement With (Medical, Dental And Vision Required) For The Provision Of The Employee Health Insurance Benefits Program.

This item has been removed from the agenda and will not be coming forward to Council. This will only be needed if the City changes insurers.

6. Resolution - A Resolution To Approve A Non-Exclusive Franchise Agreement Between The City Of Laurel And Fatbeam LLC For Installation, Construction, Reconstruction, Operation, And Maintenance Of A Fiber Optic System Within The City Of Laurel, Montana.

Kurt Markegard, Public Works Director, stated that the School District is trying to tie all the schools with fiber optic cable. This is a franchise agreement to run fiber optic line in the City's public right of way. The City Attorney, Clerk/Treasurer, and Public Works Director have all reviewed this. The Public Works Director's main concern when the cable is underground that those areas be restored to a similar or better condition than before. The cable cannot interfere with water and sewer lines. They can cross at a ninety-degree angle. Most of their plan will be aerial following existing cable. The plans document the areas where there are not existing poles to follow and require the lines to be placed underground. The contractor will be bonded. The contractor will need to coordinate prior to digging. They will need to inspect the right of way before, during and after the placement of the cable.

In the event, any damage is done the contractor will need to repair to the condition prior to digging.

It was questioned if there are any expenses to the City. It was clarified that the City has an ordinance for franchise fees, there is a certain percentage the City receives for running services through the City. It was further clarified that the contractor would need to obtain a permit; there is a small fee associated with the permit. Inspections will make sure no piles of dirt are left in areas of digging, that the vaults allow for vehicle traffic.

7. Ordinance 19-01 - An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60, 2.64, And 2.76 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law And For Other Purposes. (2nd Reading) (Public Hearing)

Mayor Nelson stated that next week would be the Public Hearing and the second reading of the Ordinance.

### **Council Issues**

There were none.

### **Other Items**

There were none.

**Review of Draft Council Agendas**

8. Draft Council Agenda 5.7.2019.

The resolution that was pulled from tonight's meeting has been removed from next weeks agenda.

**Attendance at Upcoming Council Meeting**

Council Members Klose and Mountsier will not be in attendance at the next Council meeting.

**Announcements**

A Council Member was approached by one of his constituents. They had a complaint regarding a neighboring property that had junk furniture on their property. What ordinance addresses this issue? Mayor Nelson asked that the Council Member email the address in question and that he would pass that information on.

Council Member Klose announced that last Thursday the Governor signed House Bill 285 authorizing Buffalo Trail from mile marker 1 to mile marker 2 is designated as Pearl Harbor Veterans Memorial Highway.

The council workshop adjourned at 7:04 p.m.

Respectfully submitted,



Brittney Moorman  
Administrative Assistant

**NOTE: This meeting is open to the public. This meeting is for information and discussion of the Council for the listed workshop agenda items.**

**MINUTES**  
**Laurel Urban Renewal Agency (LURA)**  
**MARCH 25TH 2019, 11:00 AM CITY COUNCIL CONFERENCE ROOM**

**General Items**

Judy Goldsby	Dean Rankin
Mardie Spalinger	Dianne Lehm
Don Smarsh	
Daniel Klein	
Janice Lehman	
Steve Solberg	
Nick Altonaga	

**General Items**

1. Roll Call
2. Discussion and editing of LURA Grant Program
3. Discussion and editing of LURA Grant Application Form

**New Business**

**Old Business**

**Other Items**

**Announcements**

4. The next meeting is April 15th, 2019.

**Adjournment**

Respectfully submitted,

Mardie Spalinger  
Board Secretary

**NOTE: This meeting is open to the public. This meeting is for information and discussion of listed agenda items.**

**MINUTES**  
**Laurel Urban Renewal Agency (LURA)**  
**APRIL 15TH 2019, 11:00 AM CITY HALL CHAMBERS**

**General Items**

1. Roll Call

Judy Goldsby  
Mardie Spalinger  
Don Smarsh  
Daniel Klein  
Dean Rankin  
Janice Lehman  
Steve Solberg  
Linda Frickel

Nick Altonaga  
Rick Herr  
Tom Nelson  
Michelle Deboer

**General Items**

2. Review and Approve minutes from March 18th, 2019.  
Dan made the motion to approve the minutes and Dean seconded. Motion was carried.

**New Business**

3. Discussion for a funding increase in the Large Grant Program from \$100K to \$225K. Mardie made the motion and Don seconded. Motion was carried.  
4. The LURA Grant Application for Darell Dyer was returned to him as it was incomplete and the Program states the Owner cannot do the improvements.  
5. The LURA Grant Application for Katie Fjelstad was split into (3) smaller grants and (1) large grant.

**Old Business**

6. Reviewed and discussed the Grant Document updates.

**Other Items**

7. Discussion for extending the TIF District.

**Announcements**

8. The next meeting is May 20th, 2019.

**Adjournment**

9. Judy adjourned the meeting at 12:00pm.

Respectfully submitted,

Mardie Spalinger  
Board Secretary

**NOTE: This meeting is open to the public. This meeting is for information and discussion of listed agenda items.**

MINUTES  
CITY OF LAUREL  
Library Board  
03/12/2019 05:00 PM  
Laurel Library

A Library Board was held in the Laurel Library and called to order by Arthur Vogeles at 05:15 PM on 03/12/2018.

**COMMITTEE MEMBERS PRESENT:**

<input checked="" type="checkbox"/> Arthur Vogeles, Chairman	<input checked="" type="checkbox"/> Dixie Feller
<input checked="" type="checkbox"/> Bill Hanson, Vice-Chairman	<input checked="" type="checkbox"/> Clair Killebrew
<input checked="" type="checkbox"/> Nancy Schmidt, Secretary	<input checked="" type="checkbox"/> Samantha Barnhart
<input type="checkbox"/>	<input type="checkbox"/>

**OTHERS PRESENT:**

_____	_____
_____	_____
_____	_____
_____	_____

**1. Public Input**

*Citizens may address the committee regarding any item of city business not on the agenda. The duration for an individual speaking under Public Comment is limited to three minutes. While all comments are welcome, the committee will not take action on any item not on the agenda.*

- a. Addressing the Board - none

**2. General Items**

- a. Bill motioned the Library Board minutes for February 2019 be accepted as corrected. Clair seconded the motion, motion passed.
- b. There was no special correspondence to report to the Board.

- c. Circulation Report -Traffic: down 22.2%; circulation: all items circulated totaled 3,921 (including 492 eBooks), book circulation was up 5.9%, media circulation was up 4.8%, eBook checkouts for this month was 14.8% of total book circulation, we circulated 848 items to partners and 141 items from other libraries; computers: internet use was down 53.2%, children's use was down 8%, wi-fi use was down 18.2%; patron cards: city registrations made up 58.7% of library users, county patrons 36.4% and non-resident registered patrons 4.9%. There were 41 tech assists in February.

### 3. New Business

- a. The spring book sale is set for April 23<sup>rd</sup> - 27<sup>th</sup>, 2019. Sale hours will run during regular open hours and volunteers are still needed to work the sale. If you know of anyone interested in working the sale please have them contact the library.
- b. The Spring South Central Federation meeting is being held Saturday, March 16<sup>th</sup> at the Billings Public Library. The meeting portion is scheduled to run 9:30 to 12:00 and CE training is scheduled 1:00 to 3:30. Everyone is welcome to attend. There are a couple voting items in which we will need at least one Trustee to vote.
- c. The CIP budget meeting was held yesterday, March 11<sup>th</sup> at 11:00 am. There wasn't anything definitive decided for any of the departments. A follow-up CIP meeting will be scheduled by Mayor Nelson for some time in April.

### 4. Old Business

- a. The closures on the library doors are working poorly enough that there is concern over fingers getting caught in the doors. After some discussion Dixie motioned that donation monies be used to pay for 4 new closures on the inside doors. Clair seconded the motion. Motion passed. New closures will be purchased and installed on the inside wooden doors.
- b. Montana Library Association is hosting its annual conference in Helena this year. Trustees Hanson, Feller, and Vogeles along with library employees Mike Furman and Nancy Schmidt will attend the conference. Travel arrangements will be discussed a couple weeks prior to the conference.
- c. Montana Shared Catalog will be holding its spring meeting on Thursday, May 9<sup>th</sup> at the Great Northern Hotel in Helena. Catalog training and Partners Group meeting will be scheduled for Friday, May 10<sup>th</sup>. Mike and Nancy will attend both the MSC and Partners Group meetings as well as the trainings. They will leave on the afternoon of the 8<sup>th</sup> and return in the evening on May 10<sup>th</sup>.

- d. The library budget for FY 19/20 was turned in to the Clerk/Treasurer on March 7<sup>th</sup>. A one-on-one meeting will be scheduled with the C/T and Mayor at a later date.
- e. The first staff meeting is scheduled to be held Friday, April 5<sup>th</sup> at 10:00.
- f. Nothing to report on the updated job descriptions for library staff.

5. Other Items

- a. Mike and Nancy are the only staff members that still have an abundance of vacation time that needs to be used before the end of March. Both are scheduled to take a couple days off at the end of the month.
- b. Clair Killebrew will be ending her first term at the end of June 2019. If she is intersted in serving a second term on the Library Board of Trustees she needs to get a letter of intention written and turned into the Mayor's office before the end of April.

6. Announcements

- a. Because of the conflict with the MLA Conference, the next regular meeting is Tuesday, May 14<sup>th</sup>, 2019 at 6:00 pm in the Community Room.

The Library Board adjourned at 05:59 PM.

Respectfully submitted,

Nancy L Schmidt  
Secretary

**NOTE: This meeting is open to the public. This meeting is for information and discussion of listed agenda items.**

MINUTES  
CITY OF LAUREL  
Library Board  
04/09/2019 06:00 PM  
Laurel Library

A Library Board was held in the Laurel Library and called to order by Arthur Vogeles at on .

**COMMITTEE MEMBERS PRESENT:**

- |   |  |
|---|--|
| <input type="checkbox"/> Arthur Vogeles, Chairman   | <input type="checkbox"/> Dixie Feller      |
| <input type="checkbox"/> Bill Hanson, Vice-Chairman | <input type="checkbox"/> Clair Killebrew   |
| <input type="checkbox"/> Nancy Schmidt, Secretary   | <input type="checkbox"/> Samantha Barnhart |
| <input type="checkbox"/>                            | <input type="checkbox"/>                   |

**OTHERS PRESENT:**

_____	_____
_____	_____
_____	_____
_____	_____

**1. Public Input**

*Citizens may address the committee regarding any item of city business not on the agenda. The duration for an individual speaking under Public Comment is limited to three minutes. While all comments are welcome, the committee will not take action on any item not on the agenda.*

- a. Addressing the Board - Board meeting of the Laurel Public Library Trustees was canceled due to scheduling conflict with Montana Library Association Conference in Helena April 10<sup>th</sup> - 13<sup>th</sup>, 2019

**2. General Items**

- a. Circulation Report -Traffic: down 17%; circulation: all items circulated totaled 4,336 (including 486 eBooks), book circulation was down 8%, media circulation



was up 26.2%, eBook checkouts for this month was 13.9% of total book circulation, we circulated 758 items to partners and 120 items from other libraries; computers: internet use was down 29.1%, children's use was down 31.2%, wi-fi use was up 22.1%; patron cards: city registrations made up 54.6% of library users, county patrons 36.1% and non-resident registered patrons 2.8%. There were 50 tech assists in March.

3. New Business

a.

4. Old Business

a.

5. Other Items

a.

6. Announcements

- a. Next regular meeting is Tuesday, May 14, 2019 at 6:00 pm in the Community Room.

The Library Board adjourned at .

Respectfully submitted,

Nancy L Schmidt  
Secretary

**NOTE: This meeting is open to the public. This meeting is for information and discussion of listed agenda items.**

**MINUTES  
CITY OF LAUREL  
EMERGENCY SERVICES COMMITTEE  
MONDAY, FEBRUARY 25, 2019**

**Members Present:**    **Bruce McGee**                      **Bill Mountsier**  
                                 **Irv Wilke**                                      **Pat Kimmet**  
                                 **Richard Klose**                                  **Taryn Massa**

**Others Present:**        **Chief Langve**  
                                 **Bethany Langve**

**General Items**

1. Review and approve the minutes of the January 28, 2019 meeting. – Richard Klose made a motion to approve the minutes of the January 28, 2019 meeting, Irv Wilke seconded the motion, all in favor, motion passed.

**New Business**

1. The Committee chair stated that he wanted the Committee to have a discussion regarding LMC as it pertains to parking. The Committee was handed copies of the current parking ordinances to review so the Committee could see what was enforceable, as it pertains to parking. The Committee had a discussion regarding parking during the 4<sup>th</sup> of July, and other busy events. Stop sign, crosswalk, and fire hydrant violations were among a few high priority violations the Committee wanted to see addressed. Parking that blocked alleys was also discussed by the Committee. Chief Langve feels that proper signage and educating the public will help some of the parking issues but not all of them. The Committee agreed that discussing the ordinances and updating the specific ordinances was a priority for the Committee.
2. Police Chief Langve was present to discuss his department and their staffing. In the past they used to have a parking/animal control person. That person was removed, and, in the future, he expects that position to be needed once again. Since Michelle Steffens retirement they have been trying to hire a relief dispatcher and have not been able to hire one. As the City expands the department is going to also need to grow and expand. The Chief asked if the Committee was interested in seeing any call numbers presented to them during the meeting. The Committee stated that yes, they would like to hear call numbers during the meeting. The Committee asked if the part time dispatcher position could be combined with an administrative position to make a full-time position. Chief Langve explained that the dispatchers provide administrative duties currently. The Committee asked why the Chief felt that dispatcher position was not being filled. The Chief explained that the position is not an easy job. It is stressful, it is only guaranteed 20 hours a week, and that person is on call. It takes a very specific person to fill that position.
3. Fire Chief Peters was not present.

**Old Business**

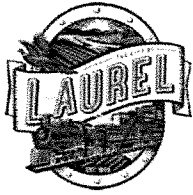
**Other Items**

1. The Committee asked the Chair about getting together with the school. The Chair did talk with the Mayor and CAO regarding meeting with the school. The Mayor will coordinate that and when the Chair hears back from the Mayor, he will let the Committee know.

2. The Committee asked about people plowing snow into the streets. The Committee stated that it is illegal and Code Enforcement takes care of that issue and/or complaints.

**Announcements**

1. The next meeting will be held April 22, 2019 at 6:00pm



**REVISED AGENDA  
CITY OF LAUREL  
CITY-COUNTY PLANNING BOARD MEETING  
THURSDAY, APRIL 04, 2019  
10:00 AM  
COUNCIL CHAMBERS**

**Public Input:** *Citizens may address the committee regarding any item of business that is not on the agenda. The duration for an individual speaking under Public Input is limited to three minutes. While all comments are welcome, the committee will not take action on any item not on the agenda.*

Chair called the meeting to order at 10:01AM

**General Items**

1. Roll Call

Ron Benner	John Klasna
Evan Bruce	Judy Goldsby
Roger Geise	(Arrived at 10:09AM)

Nick Altonaga            (City of Laurel)

2. Approve Meeting Minutes: 3/7/19

Members reviewed the previous meeting minutes.

Ron Benner motioned to approve the minutes from the meeting of 3/7/19

John Klasna seconded

Motion carried, meeting minutes from 3/7/19 approved.

**New Business**

Russell Minor Subdivision:

The three year review period expired in February. The County Commissioners have extended the review period for 6 months in order for owner and contractor to finalize the plat. Comments have been made and a final plat has been prepared.

**Old Business**

3. Flood Plain Regulations and Wildlife Impact Follow-Up

The City Planner was in touch with the contract planner about any updates to federal floodplain and wildlife impact legislation. There is currently nothing new to report, but the city planner will notify the Planning Board and Park Board with definitive information once it is known.

4. Recent Projects Review

The City Planner discussed recent subdivision projects and provided updates to the Board.

Iron Horse Station – Has been in front of the City Council for the past month regarding stormwater ponds in parkland within the subdivision. The matter is currently tabled per instructions from the developer due to costs. The developer has notified the city that he will be in contact with the city with his plans moving forward.

Yard Office - City Planner and Public Works Director had meeting with County officials and Developer two weeks ago. There are extensive issues with the subdivision originating from original surveying and platting. City Planner and Chair discussed the issues with the subdivision that include road dedication, parkland dedication, parcel ownership, and pre-existing structures. It is not in the interest of the city to clear these issues up. The developer has been notified about the issues and City and County officials are waiting on their action before acceptance of the subdivision takes place.

Brester Acres – Comments have come back from county officials. The developer will be notified of the changes that are needed.

### **Other Items**

On the radar for updating:

- Growth Management Plan
- Zoning Codes
- Subdivision Regulations

Ron Benner discussed that it would be helpful to have a map of all the zoning exceptions/variances for properties in the city. It would be important to have an accurate idea of these circumstances moving forward.

Members discussed the status of the Vue and Brew Liquor License, how these licenses are transferred, how the Vue and Brew will utilize the license. The Chair discussed how liquor licenses and permits have been transferred and operated under in the past. Licensing is under the State Department of Revenue and the planning board only reviews plans and checks the regulations about implementation and operations.

Liquor licensing is a state process, Planning Board only reviews plans and checks the stipulations and regulations about building and operating an establishment. The Police department, Mayor, and other city departments also review special liquor license permits that are then sent to the state.

### **Announcements**

Ron Benner will be unable to attend the meeting scheduled for 5/2/19

Benner motions

John Klasna Seconds

Meeting adjourned at 10:26AM.

5. Next Meeting: 5/2/19

**The City makes reasonable accommodations for any known disability that may interfere with a person's ability to participate in this meeting. Persons needing accommodation must notify the City Clerk's Office to make needed arrangements. To make your request known, please call 406-628-7431, Ext. 2, or write to City Clerk, PO Box 10, Laurel, MT 59044, or present your request at City Hall, 115 West First Street, Laurel, Montana.**

### **DATES TO REMEMBER**

**Item Attachment Documents:**

7. Poppy Day Proclamation

## Poppy Proclamation

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers;

WHEREAS, Millions who have answered the call to arms have died on the field of battle;

WHEREAS, A nation at peace must be reminded of the price of war and the debt owed to those who have died in war;

WHEREAS, The red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS, The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower;

THEREFORE, I, Thomas C. Nelson of the City of Laurel, County of Yellowstone, Montana, do hereby proclaim this 24<sup>th</sup> day of May, 2019, as POPPY DAY and ask that all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy on this day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the official seal of City of Laurel, Montana this 7<sup>th</sup> day of May 2019.

CITY OF LAUREL

---

Thomas C. Nelson, Mayor

Attest:

---

Bethany Langve, Clerk/Treasrer

**Item Attachment Documents:**

8. Mayor's Appointment of Sean Parkinson to the Laurel Volunteer Fire Department.





# LAUREL FIRE/EMS

215 WEST 1ST STREET • LAUREL, MT • 59044  
OFFICE 406.628.4911 • FAX 406.628.2185

City of Laurel  
PO Box 10  
Laurel, Mt. 59044

April 18, 2019

City of Laurel Mayor and City Council members,

On April 17, 2019 the Laurel Volunteer Fire Department accepted the reinstatement letter for Sean Parkinson by a unanimous vote.

Mr. Parkinson had resigned from the Laurel Fire/ EMS in 2016 due to moving just outside the Fire District. A recent change to his life has brought him back to Laurel and he wishes to continue serving the great city of Laurel. Sean is a 7 year veteran of the Department as well as he was a Deputy Fire Marshal at the time of resignation.

Please accept Mr. Parkinson's reinstatement back to the Department.

Brent S. Peters  
Fire Chief, Laurel Fire Department

**Item Attachment Documents:**

9. Resolution No. R19-13: A Resolution Accepting The Bid From FirstMark Construction And Authorizing The Mayor And City Clerk To Sign All Related Documents For The East 6th Street Project, City Of Laurel, Montana.

**RESOLUTION NO. R19-13**

**A RESOLUTION ACCEPTING THE BID FROM FIRSTMARK CONSTRUCTION AND  
AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN ALL RELATED DOCUMENTS  
FOR THE EAST 6<sup>TH</sup> STREET PROJECT, CITY OF LAUREL, MONTANA.**

WHEREAS, the City solicited bids from qualified firms to determine the cost to complete the City's project known as the East 6<sup>th</sup> Street Project pursuant to the City's Procurement Policy; and

WHEREAS, with the assistance of Kadrmas, Lee & Jackson, Inc. ("KLJ"), City Staff received two responsive bids for the project and recommends the selection of FirstMark Construction to complete the project as advertised for the total bid of \$1,218,900.00 as contained in the bid documents which are attached here and incorporated herein.

WHEREAS, the City of Laurel has complied with its Procurement Policy by utilizing a competitive bid process to ensure the project cost and firm selected are in the best interest of the City in both quality and price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana, the City Council accepts the bid submitted by FirstMark Construction in the amount of \$1,218,900.00. The Mayor and City Clerk are authorized to execute all documents required for the award of the contract and completion of the City's East 6<sup>th</sup> Street Project.

Introduced at a regular meeting of the City Council on May 7, 2019, by Council Member

PASSED and APPROVED by the City Council of the City of Laurel this 7<sup>th</sup> day of May 2019.

APPROVED by the Mayor this 7<sup>th</sup> day of May 2019.

CITY OF LAUREL

\_\_\_\_\_  
Thomas C. Nelson, Mayor

ATTEST:

\_\_\_\_\_  
Bethany Langve, Clerk-Treasurer

APPROVED AS TO FORM:

\_\_\_\_\_  
Sam Painter, Civil City Attorney



April 25, 2019

Kurt Markegard  
City of Laurel  
115 W. 1st Street  
Laurel, MT 59044

Re: East 6th Street Improvements Project – Recommendation of Award

Dear Kurt:

Bids for the East 6<sup>th</sup> Street Improvements project were received April 25, 2019. Two bids were opened and read aloud, totaling \$1,218,900.00 and \$1,487,017.19, respectively. The bids were checked for mathematical accuracy no discrepancies were found.

The low bidder is FirstMark Construction. The total bid amount is \$1,218,900.00 for Base Bid Schedules 1-3 combined. We recommend the contract be awarded to FirstMark Construction, accordingly, for all bid schedules. Enclosed is the Notice of Award (NOA) for the City's approval and a Certified Bid Tabulation. Please sign, date and return four (4) original NOA forms; upon receipt, we will work with FirstMark Construction to route final Contracts for the City's approval.

Please be aware of Special Provision 1.10.B.2 as modified by Addendum 1. To deal with the unstable subgrade without unnecessarily inflating construction cost, we designed the stabilized road section to a minimum base thickness and added this provision. This provision allows us to re-assess the base thickness during construction and make adjustments as needed. We are not anticipating an increase to the thickness. However, the City should budget for an additional \$134,000 to account for this possibility in case it is needed.

If you have any questions or concerns, please contact me at (406) 245-5499.

Sincerely,

**KLJ**

Carl Jackson, PE  
Project Manager

Enclosure(s): Notice of Award  
Tabulation of Bids

Project #: 1804-00121

cc: Travis Copper, file

**TABULATION OF BIDS**  
**EAST 6TH STREET IMPROVEMENTS - KLJ#1804-00121**  
**CITY OF LAUREL, MONTANA**  
**April 25, 2019**



				Engineers Opinion of Cost		FirstMark Construction		JR Civil, LLC	
Item	Description	Qty	Unit	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
101	<b>BASE BID SCHEDULE 1 - WATER IMPROVEMENTS</b> Mobilization	1	LS	\$ 6,000.00	\$ 6,000.00	\$ 34,500.00	\$ 34,500.00	\$ 30,920.92	\$ 30,920.92
102	Taxes, Insurance and Bonds	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 5,500.00	\$ 5,500.00	\$ 11,395.38	\$ 11,395.38
103	Traffic Control	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 5,600.00	\$ 5,600.00	\$ 36,282.51	\$ 36,282.51
104	Temporary Water Service	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 6,630.00	\$ 6,630.00	\$ 59,989.58	\$ 59,989.58
105	Remove Existing Gate Valve	2	EA	\$ 500.00	\$ 1,000.00	\$ 420.00	\$ 840.00	\$ 739.34	\$ 1,478.68
106	Remove Existing Fire Hydrant Assembly	1	EA	\$ 600.00	\$ 600.00	\$ 1,685.00	\$ 1,685.00	\$ 924.21	\$ 924.21
107	Remove Existing Water Main	117	LF	\$ 14.00	\$ 1,638.00	\$ 29.00	\$ 3,393.00	\$ 36.97	\$ 4,325.49
108	Exploratory Excavation	20	Hours	\$ 300.00	\$ 6,000.00	\$ 335.00	\$ 6,700.00	\$ 739.33	\$ 14,786.60
109	Connect to Existing Water Main	5	EA	\$ 1,900.00	\$ 9,500.00	\$ 9,642.00	\$ 48,210.00	\$ 4,662.00	\$ 23,310.00
110	8" Dia. Water Main	582	LF	\$ 65.00	\$ 37,830.00	\$ 180.00	\$ 104,760.00	\$ 52.66	\$ 30,648.12
111	6" Dia. Water Main	16	LF	\$ 60.00	\$ 960.00	\$ 100.00	\$ 1,600.00	\$ 100.81	\$ 1,612.96
112	4" Dia. Water Main	3	LF	\$ 55.00	\$ 165.00	\$ 125.00	\$ 375.00	\$ 101.61	\$ 304.83
113	8" Gate Valve	3	EA	\$ 1,800.00	\$ 5,400.00	\$ 2,230.00	\$ 6,690.00	\$ 1,830.75	\$ 5,492.25
114	Fire Hydrant Assembly	2	EA	\$ 5,200.00	\$ 10,400.00	\$ 6,710.00	\$ 13,420.00	\$ 5,910.43	\$ 11,820.86
115	8" Cross	1	EA	\$ 800.00	\$ 800.00	\$ 1,593.00	\$ 1,593.00	\$ 1,437.56	\$ 1,437.56
116	8"x6" Tee	2	EA	\$ 800.00	\$ 1,600.00	\$ 1,205.00	\$ 2,410.00	\$ 1,153.06	\$ 2,306.12
117	8" 90-degree Elbow	1	EA	\$ 800.00	\$ 800.00	\$ 1,036.00	\$ 1,036.00	\$ 706.64	\$ 706.64
118	6" 22.5-degree Elbow	2	EA	\$ 800.00	\$ 1,600.00	\$ 584.00	\$ 1,168.00	\$ 616.46	\$ 1,232.92
119	8"x6" Reducer	3	EA	\$ 800.00	\$ 2,400.00	\$ 965.00	\$ 2,895.00	\$ 642.23	\$ 1,926.69
120	8"x4" Reducer	1	EA	\$ 800.00	\$ 800.00	\$ 965.00	\$ 965.00	\$ 628.26	\$ 628.26
121	Remove and Replace Existing Water Service	1	EA	\$ 1,400.00	\$ 1,400.00	\$ 3,885.00	\$ 3,885.00	\$ 1,437.08	\$ 1,437.08
122	Flowable Fill	10	CY	\$ 135.00	\$ 1,350.00	\$ 200.00	\$ 2,000.00	\$ 268.53	\$ 2,685.30
123	Type 2 Pipe Bedding	181	CY	\$ 51.00	\$ 9,231.00	\$ 72.00	\$ 13,032.00	\$ 60.09	\$ 10,876.29
124	Imported Trench Backfill	273	CY	\$ 30.00	\$ 8,190.00	\$ 55.00	\$ 15,015.00	\$ 60.09	\$ 16,404.57
125	Water Main Trench Plug	6	EA	\$ 300.00	\$ 1,800.00	\$ 1,805.00	\$ 10,830.00	\$ 1,409.65	\$ 8,457.90
	<b>SCHEDULE 1 SUBTOTAL:</b>				<b>\$ 125,464.00</b>		<b>\$ 294,732.00</b>		<b>\$ 281,391.72</b>
201	<b>BASE BID SCHEDULE 2 - STREET IMPROVEMENTS</b> Mobilization	1	LS	\$ 49,000.00	\$ 49,000.00	\$ 34,600.40	\$ 34,600.40	\$ 35,949.15	\$ 35,949.15

**TABULATION OF BIDS**  
**EAST 6TH STREET IMPROVEMENTS - KLJ#1804-00121**  
**CITY OF LAUREL, MONTANA**  
**April 25, 2019**



				Engineers Opinion of Cost		FirstMark Construction		JR Civil, LLC	
Item	Description	Qty	Unit	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
202	Taxes, Insurance and Bonds	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 10,000.00	\$ 10,000.00	\$ 22,120.44	\$ 22,120.44
203	Traffic Control	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 6,000.00	\$ 6,000.00	\$ 36,282.51	\$ 36,282.51
204	Stormwater Management and Erosion Control	1	LS	\$ 26,000.00	\$ 26,000.00	\$ 5,000.00	\$ 5,000.00	\$ 16,938.17	\$ 16,938.17
205	Trench Drain	1,540	LF	\$ 38.00	\$ 58,520.00	\$ 16.00	\$ 24,640.00	\$ 48.22	\$ 74,258.80
206	Dewatering	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 14,000.00	\$ 14,000.00	\$ 87,570.34	\$ 87,570.34
207	Concrete Pavement Removal	631	SY	\$ 16.00	\$ 10,096.00	\$ 7.50	\$ 4,732.50	\$ 18.37	\$ 11,591.47
208	Concrete Flat Work Removal	543	SY	\$ 14.00	\$ 7,602.00	\$ 7.50	\$ 4,072.50	\$ 13.42	\$ 7,287.06
209	Remove Existing Tree	2	EA	\$ 1,000.00	\$ 2,000.00	\$ 1,500.00	\$ 3,000.00	\$ 804.37	\$ 1,608.74
210	Unclassified Excavation	6,747	CY	\$ 35.00	\$ 236,145.00	\$ 32.00	\$ 215,904.00	\$ 16.55	\$ 111,662.85
211	Nonwoven Geotextile Fabric	9,414	SY	\$ 2.70	\$ 25,417.80	\$ 2.00	\$ 18,828.00	\$ 2.68	\$ 25,229.52
212	Geogrid	9,414	SY	\$ 5.30	\$ 49,894.20	\$ 2.50	\$ 23,535.00	\$ 3.19	\$ 30,030.66
213	Crushed Road Base	4,929	CY	\$ 38.00	\$ 187,302.00	\$ 31.00	\$ 152,799.00	\$ 49.95	\$ 246,203.55
214	Asphalt Concrete Pavement	8,643	SY	\$ 21.00	\$ 181,503.00	\$ 22.00	\$ 190,146.00	\$ 23.00	\$ 198,789.00
215	Combined Curb and Gutter	2,540	LF	\$ 23.00	\$ 58,420.00	\$ 17.50	\$ 44,450.00	\$ 25.80	\$ 65,532.00
216	Concrete Valley Gutter	282	SF	\$ 9.50	\$ 2,679.00	\$ 11.50	\$ 3,243.00	\$ 11.98	\$ 3,378.36
217	Curb Turn Fillet	6	EA	\$ 2,100.00	\$ 12,600.00	\$ 400.00	\$ 2,400.00	\$ 3,109.94	\$ 18,659.64
218	Concrete Driveway Apron	1,137	SF	\$ 9.50	\$ 10,801.50	\$ 9.50	\$ 10,801.50	\$ 13.94	\$ 15,849.78
219	Concrete Sidewalk (4" thick)	1,657	SF	\$ 8.50	\$ 14,084.50	\$ 6.70	\$ 11,101.90	\$ 11.75	\$ 19,469.75
220	Concrete Sidewalk (6" thick)	254	SF	\$ 9.50	\$ 2,413.00	\$ 8.60	\$ 2,184.40	\$ 17.51	\$ 4,447.54
221	Concrete Pedestrian Ramp	1,469	SF	\$ 9.50	\$ 13,955.50	\$ 19.60	\$ 28,792.40	\$ 18.20	\$ 26,735.80
222	Detectable Warning Panels	150	SF	\$ 30.00	\$ 4,500.00	\$ 21.00	\$ 3,150.00	\$ 49.53	\$ 7,429.50
223	Remove Existing Sign and Signpost	15	EA	\$ 140.00	\$ 2,100.00	\$ 114.00	\$ 1,710.00	\$ 109.42	\$ 1,641.30
224	New Signpost	20	EA	\$ 270.00	\$ 5,400.00	\$ 280.00	\$ 5,600.00	\$ 270.68	\$ 5,413.60
225	New Sign	154	SF	\$ 20.00	\$ 3,080.00	\$ 19.00	\$ 2,926.00	\$ 19.01	\$ 2,927.54
226	4" Wide Pavement Stripe (Epoxy)	1,408	LF	\$ 0.75	\$ 1,056.00	\$ 2.70	\$ 3,801.60	\$ 2.59	\$ 3,646.72
227	8" Wide Pavement Stripe (Epoxy)	752	LF	\$ 5.50	\$ 4,136.00	\$ 5.40	\$ 4,060.80	\$ 5.18	\$ 3,895.36
228	24" Wide Pavement Stripe (Epoxy)	188	LF	\$ 12.00	\$ 2,256.00		\$ 4,512.00	\$ 23.04	\$ 4,331.52

**TABULATION OF BIDS**  
**EAST 6TH STREET IMPROVEMENTS - KLJ#1804-00121**  
**CITY OF LAUREL, MONTANA**  
**April 25, 2019**



				Engineers Opinion of Cost		FirstMark Construction		JR Civil, LLC	
Item	Description	Qty	Unit	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
229	Yield Bar (Epoxy)	123	LF	\$ 15.00	\$ 1,845.00	\$ 24.00	\$ 2,952.00	\$ 23.04	\$ 2,833.92
230	Curb Paint (Epoxy)	1,169	LF	\$ 1.50	\$ 1,753.50	\$ 5.00	\$ 5,845.00	\$ 4.61	\$ 5,389.09
231	Handicap Symbol (Epoxy)	3	ea	\$ 250.00	\$ 750.00	\$ 180.00	\$ 540.00	\$ 172.77	\$ 518.31
232	Landscape Restoration (Soding)	1,400	SY	\$ 26.00	\$ 36,400.00	\$ 12.80	\$ 17,920.00	\$ 4.61	\$ 6,454.00
233	Landscape Restoration (Seeding)	700	SY	\$ 4.50	\$ 3,150.00	\$ 7.50	\$ 5,250.00	\$ 3.46	\$ 2,422.00
	<b>SCHEDULE 2 SUBTOTAL:</b>				<b>\$ 1,084,860.00</b>		<b>\$ 868,498.00</b>		<b>\$ 1,106,497.99</b>
301	<b>BASE BID SCHEDULE 3 - SID IMPROVEMENTS</b> Mobilization	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 3,500.10	\$ 3,500.10	\$ 4,546.23	\$ 4,546.23
302	Taxes, Insurance and Bonds	1	LS	\$ 2,000.00	\$ 2,000.00	\$ 2,200.00	\$ 2,200.00	\$ 2,681.27	\$ 2,681.27
303	Traffic Control	1	LS	\$ 2,000.00	\$ 2,000.00	\$ 1,800.00	\$ 1,800.00	\$ 8,320.76	\$ 8,320.76
304	Concrete Flat Work Removal	611	SY	\$ 14.00	\$ 8,554.00	\$ 7.50	\$ 4,582.50	\$ 13.42	\$ 8,199.62
305	Concrete Driveway Apron	1,220	SF	\$ 9.50	\$ 11,590.00	\$ 9.50	\$ 11,590.00	\$ 13.94	\$ 17,006.80
306	Concrete Sidewalk (4" thick)	3,582	SF	\$ 8.50	\$ 30,447.00	\$ 6.70	\$ 23,999.40	\$ 11.75	\$ 42,088.50
307	Concrete Sidewalk (6" thick)	930	SF	\$ 9.50	\$ 8,835.00	\$ 8.60	\$ 7,998.00	\$ 17.51	\$ 16,284.30
	<b>SCHEDULE 3 SUBTOTAL:</b>				<b>\$ 66,426.00</b>		<b>\$ 55,670.00</b>		<b>\$ 99,127.48</b>
<b>Total of Base Bid</b>				<b>\$</b>	<b>1,276,750.00</b>	<b>\$</b>	<b>1,218,900.00</b>	<b>\$</b>	<b>1,487,017.19</b>

This represents a true tabulation of bids opened and read on April 25, 2019.

\* Indicates a mathematical correction made following the bid opening.

# Notice of Award

Date: May 7, 2019

Project: East 6<sup>th</sup> Street Improvements

Owner: City of Laurel

Owner's Contract No.:

Contract: Total Combined Bid of Schedules 1-3

Engineer's Project No.: 1804-00121

Bidder: FirstMark Construction

Bidder's Address: 6611 Trade Center Avenue

Billings, MT 59102

You are notified that your Bid dated April 25, 2019 for the above Contract has been considered. You are the Successful Bidder and are awarded a Contract for East 6<sup>th</sup> Street Improvements.

The Contract Price of your Contract is One Million, Two Hundred Eighteen Thousand, Nine Hundred Dollars and No Cents (\$1,218,900.00).

4 copies of the proposed Contract Documents (except Drawings) accompany this Notice of Award.

(tbd) sets of Drawings will be delivered separately for otherwise made available to you immediately.

You must comply with the following conditions precedent within fifteen [15] days of the date you receive this Notice of Award.

1. Deliver to the Owner four (4) fully executed counterparts of the Contract Documents.
2. Deliver with the executed Contract Documents the Contract Security [Bonds] as specified in the Instructions to Bidders (Article 20) and General Conditions (Paragraph 5.01).
3. Other conditions precedent: (none)

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within ten days after you comply with the above conditions, Owner will return to you one fully executed counterpart of the Contract Documents.

City of Laurel

Owner

By: \_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Title

Copy to Engineer



**Item Attachment Documents:**

10. Resolution No. R19-14: Resolution Relating To Special Improvement District No. 119; Declaring It To Be The Intention Of The City Council To Create The District For The Purpose Of Undertaking Certain Local Improvements And Financing The Costs Thereof And Incidental Thereto Through The Issuance Of Special Improvement District Bonds Secured By The City's Special Improvement District Revolving Fund; And Establishing Compliance With Reimbursement Bond Regulations Under The Internal Revenue Code

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Laurel, Montana (the "City"), hereby certify that the attached resolution is a true copy of Resolution No. R19-14, entitled: "RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 119; DECLARING IT TO BE THE INTENTION OF THE CITY COUNCIL TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED BY THE CITY'S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND; AND 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 meeting on May 7, 2019, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

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

WITNESS my hand officially this 7<sup>th</sup> day of May, 2019.

\_\_\_\_\_  
Bethany Langve, City Clerk-Treasurer

RESOLUTION NO. R19-14

RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 119; DECLARING IT TO BE THE INTENTION OF THE CITY COUNCIL TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED BY THE CITY'S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND; AND ESTABLISHING COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE

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

Section 1. Proposed Improvements; Intention To Create District. The City proposes to undertake certain local sidewalk improvements, including construction and installation of sidewalks, ADA-compliant ramps, drive and alley approaches and related improvements (collectively, the "Improvements") to benefit certain property located on East 6<sup>th</sup> Street in the City and included within the proposed District (as hereinafter defined). The City proposes to undertake the Improvements and create the District in conjunction with certain street improvements being constructed in the same area within the City, which street improvements are expected to cost approximately \$1,500,000. The total estimated costs of the Improvements and all associated costs are \$102,500 a portion of which is to be paid from funds contributed by the City and a portion of which is to be paid from the special improvement district bonds hereinafter described. It is the intention of this Council to create and establish in the City under Montana Code Annotated, Title 7, Chapter 12, Parts 41 and 42, as amended, a special improvement district (the "District") for the purpose of financing a portion of the costs of the Improvements and paying costs incidental thereto, including costs associated with the security of special improvement district bonds drawn on the District (the "Bonds"), the creation and administration of the District and the funding of a deposit to the City's Special Improvement District Revolving Fund (the "Revolving Fund"). The Bonds are to be issued in the maximum principal amount of \$69,000 and will be payable primarily from special assessments to be levied against property in the District, which property will be specially benefited by the Improvements in an amount not less than \$69,000.

Section 2. Number of District. The District, if the same shall be created and established, shall be known and designated as Special Improvement District No. 119 of the City of Laurel, Montana.

Section 3. Boundaries of District. The limits and boundaries of the District are depicted on the maps attached as Exhibit A-1 hereto (which is hereby incorporated herein and made a part hereof), which boundaries are designated and confirmed as the boundaries of the District. A listing of each of the properties in the District that are subject to assessment is shown on Exhibit B hereto (which is hereby incorporated herein and made a part hereof).

Section 4. Benefited Property. The District and territory included within the limits and boundaries described in Section 3 and as shown on Exhibit A-1 and described on Exhibit B are hereby declared to be the special improvement district and the territory which will benefit and be benefited by the Improvements. The Improvements to be constructed with respect to each property in the District are depicted on Exhibit A-2. The properties to be assessed for the costs of the Improvements are listed on Exhibit B. Such properties included within said limits and boundaries are hereby declared to be the property benefited by the Improvements.

Section 5. General Character of the Improvements. The general character of the Improvements consists of design, engineering and construction of sidewalk improvements, including construction and installation of sidewalks, ADA-compliant ramps, drive and alley approaches and related improvements.

Section 6. Engineer and Estimated Cost. KLJ Engineering, of Billings, Montana, shall be the engineer for the Improvements (the "Engineer"). The Engineer has estimated that the cost of the Improvements, including all incidental costs, is \$102,500. Such estimates are subject to revision or to amendment. The City will contribute funds in the approximate amount of \$33,500, which will be used to pay for the portions of the Improvements consisting of alley approaches and ADA-compliant ramps and to pay costs of issuance of the Bonds. The Engineer has estimated that the remaining costs of the Improvements and incidental costs are approximately \$69,000, as set forth in Exhibit C, all of which are to be paid from proceeds of the Bonds.

Section 7. Assessment Methods.

7.1. Method of Assessment; Property To Be Assessed. Each lot, tract, or parcel of land in the District to receive new sidewalks and/or drive approaches as part of the Improvements will be assessed for their proportionate share of the costs of the Improvements and associated incidental costs thereof based on the frontage method of assessment provided in Section 7-12-4163, M.C.A. Each property shall be assessed for the square footage costs of concrete sidewalks and concrete drive approaches being installed with respect to such property, and its proportionate share of associated incidental costs thereof. The estimated amount of square footage of concrete sidewalks and concrete drive approaches to be installed for each lot, tract, or parcel and the maximum principal amount of the assessment for each lot, tract or parcel of land for the Improvements is shown for each lot, tract or parcel on Exhibit B hereto. The principal amount of the special assessment shall be payable over time and bear interest at a prescribed rate of interest.

7.2. Assessment Methodology Equitable and Consistent with Benefit. This Council hereby determines that the method of assessment and the assessment of costs of the specific Improvements against the properties benefited thereby as prescribed in Section 7.1 are equitable and in proportion to and not exceeding the special benefits derived from the respective Improvements by the lots, tracts and parcels to be assessed therefor within the District.

Section 8. Payment of Assessments. The special assessments for the costs of the Improvements shall be payable over a term not exceeding 20 years, each in equal semiannual installments of principal, plus interest, or equal semiannual payments of principal and interest, as

this Council shall prescribe in the resolution authorizing the issuance of the Bonds. Property owners have the right to prepay assessments as provided by law.

Section 9. Method of Financing; Pledge of Revolving Fund; Findings and Determinations. The City will issue the Bonds in an aggregate principal amount not to exceed \$69,000 to finance the costs of the Improvements and incidental costs. Principal of and interest on the Bonds will be paid from special assessments levied against the benefited properties in the District. This Council further finds it is in the public interest, and in the best interest of the City and the District, to secure payment of principal of and interest on the Bonds by the Revolving Fund and hereby authorizes the City to enter into the undertakings and agreements authorized in Section 7-12-4225, M.C.A., in respect of the Bonds.

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

(a) Estimated Market Value of Parcels. Of the 14 lots, tracts or parcels in the District to be assessed for the Improvements, all are developed. The estimated market value of the lots, tracts or parcels in the District as of the date of adoption of this resolution, as estimated by the County Assessor for property tax purposes, is set forth in Exhibit B hereto. The special assessments to be levied under Section 7 against each lot, tract or parcel in the District is expected to be less than the increase in estimated market value of the lot, tract or parcel as a result of the construction of the Improvements.

(b) Diversity of Property Ownership. There are a total of 14 lots, tracts or parcels in the proposed District, owned by a total of 14 individual property owners.

(c) Comparison of Special Assessments and Property Taxes and Market Value. The assessed value of each applicable lot, tract or parcel in the District is greater than the amount of the assessment to be levied against it.

(d) Delinquencies. There are no outstanding special assessments levied against property in the District. The historical rate of tax delinquencies in the District is not greater than the City as a whole. None of the 14 lots, tracts or parcels in the District to be assessed for the Improvements have tax delinquencies as of April 2019.

(e) The Public Benefit of the Improvements. The Improvements will result in safer and more usable streets and sidewalks and are of special benefit to the public and to the properties in the District.

Section 10. Public Hearing; Protests. At any time within eighteen (18) days from and after the date of the first publication of the notice of the passage and approval of this resolution, any owner of real property within the District subject to assessment and only those subject to assessment for the cost and expense of making the Improvements may make and file with the City Clerk-Treasurer's office until 5:00 p.m., M.T., on the expiration date of the 18-day period (June 3, 2019), written protest against the proposed Improvements, or against the creation of the District or both. Such protest must be in writing, identify the property in the District owned by

the protestor and be signed by all owners of the property. The protest must be delivered to the City Clerk-Treasurer's office, who shall endorse thereon the date of its receipt by the City Clerk-Treasurer or the Deputy Clerk. This Council will at its next regular meeting after the expiration of the eighteen (18) days in which such protests in writing can be made and filed, proceed to hear all such protests so made and filed; which regular meeting will be held on June 4, 2019, at 6:30 p.m., in the Council Chambers, at 115 West First Street, in Laurel, Montana.

Section 11. Notice of Passage of Resolution of Intention. The City Clerk-Treasurer or the Deputy Clerk is hereby authorized and directed to publish or cause to be published a copy of a notice of the passage of this resolution in the *Laurel Outlook*, a newspaper of general circulation in the City on May 16 and May 23, 2019, in the form and manner prescribed by law, and to mail or cause to be mailed a copy of said notice to every person, firm, corporation, or the agent of such person, firm, or corporation having real property within the District listed in his or her name upon the last completed assessment roll for state, City, and school district taxes, at his last-known address, on or before the same day such notice is first published.

## Section 12. Reimbursement Expenditures.

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

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

12.3. Declaration of Intent. The City reasonably expects to reimburse the expenditures made for costs of the Improvements out of the proceeds of Bonds in an estimated maximum aggregate principal amount of \$69,000 after the date of payment of all or a portion of the costs of the Improvements. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations.

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

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

PASSED AND ADOPTED by the City Council of the City of Laurel, Montana, this 7th day of May, 2019.

---

Thomas C. Nelson, Mayor

Attest:

---

Bethany Langve, City Clerk-Treasurer



A-1-1



EXHIBIT A-2

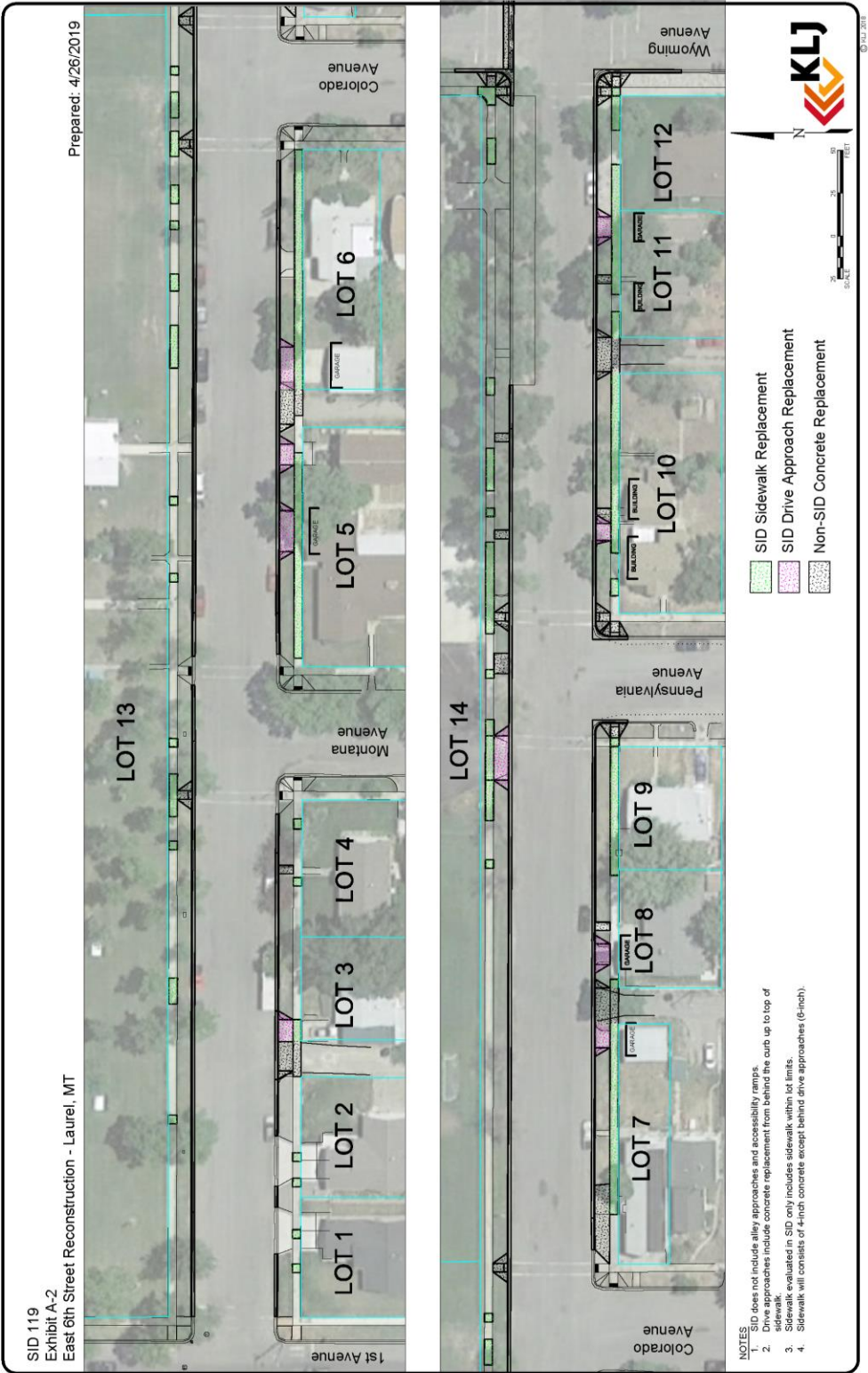


EXHIBIT B

Information Regarding Lots, Tracts and Parcels

Exhibit B  
East 6th Street Reconstruction - SID 119

Date Prepared: 4/26/2019

LOT NUMBER	TAX ID	OWNER	ADDRESS	LEGAL	LOT SIZE	SIDEWALK (SF)	DRIVEWAY APPROACH (SF)	Direct Construction Costs	Indirect and incidental costs	TOTAL PRINCIPAL ASSESSMENT	Market Value
1	B011010	Grutsch, Bryan M	102 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 21, Lot 14A, AMD (13)	6,300 SF	49	-	\$ 377.03	\$ 78.18	\$ 455.20	
2	B01101A	Lind, James L & Denise I	106 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 21, Lot 15A, AMD (13)	6,300 SF	48	-	\$ 375.23	\$ 77.80	\$ 453.03	
3	B011020	Rivera, Tabatha	112 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 21, Lot 16, W60' LT 16-17 N25' & W60' LT 18	5,100 SF	62	128	\$ 1,802.58	\$ 373.77	\$ 2,176.35	
4	B011030	Baney, Mike E & Jan L	116 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 21, Lot 16, E80' LT 16-17 S5' & W60' LT 18	7,500 SF	54	-	\$ 419.04	\$ 86.89	\$ 505.93	
5	B011120	Maack, Thomas & Kami L	519 Montana Ave	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 22, Lot 13, LT 14-15 N5' LT 13	9,100 SF	587	393	\$ 8,614.82	\$ 1,786.30	\$ 10,401.12	
6	B011130	Luce, Melinda	520 Colorado Ave	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 22, Lot 16, N2 LT 17	6,300 SF	695	229	\$ 7,758.77	\$ 1,608.80	\$ 9,367.57	
7	B011240	Banks, William L & Margo	302 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 23, Lot 15	4,200 SF	530	140	\$ 5,559.00	\$ 1,152.67	\$ 6,711.67	
8	B011260	Philhower, Corwin	312 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 23, Lot 16, W2 LT 16-17	4,200 SF	42	145	\$ 1,827.90	\$ 379.02	\$ 2,206.92	
9	B011250	Schreiner, David D & Karen Ann	520 Pennsylvania Ave	Laurel Realty Second Subd, S09, T02 S, R24E, Block 23, Lot 16, E2 LT 16-17	4,200 SF	378	-	\$ 2,933.28	\$ 608.22	\$ 3,541.50	
10	B01136A	Bailey, Richard W & Julie K	519 Pennsylvania Ave	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 24, Lot 14-15	8,400 SF	563	116	\$ 5,562.00	\$ 1,153.29	\$ 6,715.29	
11	B011370	Schmidt, Heidi L	412 E 6th Street	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 24, Lot 16A	6,594 SF	315	146	\$ 3,952.58	\$ 819.58	\$ 4,772.16	
12	B011380	Franks, Greg D & Wendy M	520 Wyoming Ave	Laurel Realty Second Subd, S09, T02 S, R24 E, Block 24, Lot 17A	6,006 SF	256		\$ 1,986.56	\$ 411.92	\$ 2,398.48	
13	B005420	City of Laurel	E 6th Street	Allard Subd (Laurel), S09, T02 S, R24 E, Block 36, Lot 1-22 & Lot 1-22 BLK 37	5.932 ACRES (City Park)	739	-	\$ 5,734.64	\$ 1,189.09	\$ 6,923.73	
14	B005410	School District #7	417 E 6th Street	Allard Subd (Laurel), S09, T02 S, R24 E, Block 34, Lot 1-23 & Lot 1-22 BLK 35	5.269 ACRES (Fred Graff Elementary School)	957	273	\$ 10,246.41	\$ 2,124.62	\$ 12,371.03	
Total						5,275	1,570	\$ 57,149.83	\$ 11,850.17	\$ 69,000.00	

# EXHIBIT C

## ENGINEER'S OPINION OF PROBABLE COST E. 6th STREET ROAD IMPROVEMENTS



SID Number - 119

Prepared - 4/26/2019

*Road Improvements on E. 6th Street, 1st Avenue to Wyoming Avenue*

ITEM	ITEM DESCRIPTION	QTY	UNIT	UNIT COST	COST
1	Removal and Replacement of Concrete Driveway Apron	1,570	SF	\$10.33	\$16,218.10
2	Removal and Replacement of Concrete Sidewalk	5,275	SF	\$7.76	\$40,934.00
<b>Subtotal: Direct Construction Cost</b>					<b>\$57,152.10</b>
3	Mobilization, Bonding, Etc.	1	LS	\$5,700.00	\$5,700.00
4	Traffic Control	1	LS	\$1,800.00	\$1,800.00
<b>Total Construction Cost</b>					<b>\$64,652.10</b>
5	Engineering & CM				\$0.00
6	SID Formation Assistance				\$0.00
<b>Total Capital Cost</b>					<b>\$64,652.10</b>
<b>Cost of Bond Issuance for SID</b>					
Revolving Fund Deposit			5.0%		\$3,450.00
Rounding					\$897.90
<b>Total cost to be assessed</b>					<b>\$69,000.00</b>

**Item Attachment Documents:**

11. Resolution No. R19-15: A Resolution To Approve A Non-Exclusive Franchise Agreement Between The City Of Laurel And Fatbeam LLC For Installation, Construction, Reconstruction, Operation, And Maintenance Of A Fiber Optic System Within The City Of Laurel, Montana.

**RESOLUTION NO. R19-15**

**A RESOLUTION TO APPROVE A NON-EXCLUSIVE FRANCHISE AGREEMENT BETWEEN THE CITY OF LAUREL AND FATBEAM LLC FOR INSTALLATION, CONSTRUCTION, RECONSTRUCTION, OPERATION, AND MAINTENANCE OF A FIBER OPTIC SYSTEM WITHIN THE CITY OF LAUREL, MONTANA.**

BE IT RESOLVED by the City Council of the City of Laurel, Montana:

Section 1: Approval. The Franchise Agreement negotiated between the City of Laurel and Fatbeam LLC for the provision of a fiber optic system in the City of Laurel is hereby approved. A copy is attached hereto for convenience.

Section 2: Execution. The Mayor and City Clerk of the City of Laurel are hereby given authority to accept and execute said agreement on behalf of the City.

Section 3: Effective date. This Agreement is hereby approved retroactively to April 16, 2019.

Introduced at a meeting of the City Council on May 7, 2019, by Council Member \_\_\_\_\_.

PASSED and ADOPTED by the City Council of the City of Laurel, Montana, this 7<sup>th</sup> day of May 2019.

CITY OF LAUREL

\_\_\_\_\_  
Thomas C. Nelson, Mayor

ATTEST:

\_\_\_\_\_  
Bethany Langve, Clerk-Treasurer

APPROVED AS TO FORM:

\_\_\_\_\_  
Sam Painter Civil City Attorney





2065 west riverstone drive  
suite 105  
coeur d'alene, id 83814

t 509 344 1008  
f 509 344 1009

February 28, 2019

Mr. Matthew Lurker, Chief Administrative Officer  
City of Laurel  
PO Box 10  
Laurel, Montana 59044-0010

RE: Memorandum Request for a Franchise Agreement

Dear Mr. Lurker,

Fatbeam, LLC, a limited liability company in Washington State and registered in the State of Montana as a foreign business, is a fiber optic network provider delivering dark and lit fiber optic capacity that give customers the connectivity they need to accelerate and grow their operations. Lead by Gregory Green, Co-founder and CEO, and Shawn Swanby, Co-founder and Principal, the entire Fatbeam family is passionate and driven to bringing high-quality fiber-based network solutions to organizations across the Western US.

We have been contracted by the Laurel School District to build a fiber optic network to connect all of the schools providing them with greater capacity than they previously had. It is the intention of Fatbeam that the build-out of the fiber optic network will become the cornerstone of a much larger, affordable network serving the entire community of Laurel including education, healthcare, local government, and business and enterprise constituencies offering each the opportunity, access, and capabilities to compete in the new, knowledge-based economy.

Fatbeam will build this network both aerially and underground utilizing the public right-of-way and utility easements. Please see our detailed route drawings for more information. Fatbeam requires our subcontractors to restore any areas that have been disturbed to the same or better condition than it was in before work commenced.

Fatbeam confirms Greg Green & Shawn Swanby have not voluntarily filed for relief under any provisions of the bankruptcy laws of the United States, had no involuntary petition filed against it pursuant to the Bankruptcy Code, has not been subject of any state law insolvency proceeding and has not had a franchise agreement revoked by any other city or town in the United States of America.



2065 west riverstone drive  
suite 105  
coeur d'alene, id 83814

t 509 344 1008  
f 509 344 1009

In addition, I have enclosed the following documentation:

- Demonstration of our financial ability to construct and operate our proposed system.
- Montana Secretary of State Certification Letter

If you have any questions or need additional documentation, please don't hesitate to contact me via email at [jessica@fatbeam.com](mailto:jessica@fatbeam.com) or by phone at (602) 390-6562.

Kind regards,

Jessica Woods

A handwritten signature in black ink that reads "Jessica Woods". The script is fluid and cursive, with the first letters of each word being capitalized and prominent.

Project Coordinator/Operations





2065 w. riverstone drive ste. 105  
coeur d'alene, id 83814

o 509 344 1008  
f 509 344 1009

City of Laurel  
PO Box 10  
Laurel, Montana 59044-0010

RE: Financial Abilities

To Whom It May Concern:

Fatbeam, LLC is a fiber optic network provider in the Western United States delivering Wide Area Network (WAN) and Gigabit Internet services to education, government, healthcare and business entities.

The Company has been in operations for 9 years and has a solid history of installing and delivering fiber networks and services in over 40 markets.

The Company recently signed a contract with the Laurel School District to deliver WAN services utilizing the FCC USAC E-rate program. Fatbeam will receive federal funds during the installation period (known as Special Construction) to help offset the costs associated with this network build. In addition to the federal funding, Fatbeam also has access to private capital, which will allow it to expand the network and deliver services to the surrounding community.

Fatbeam looks forward to working with the City of Laurel and bringing highspeed broadband services to the area.

Kind Regards,

Greg Green  
CEO  
Fatbeam



## MONTANA SECRETARY OF STATE

Return Method: Email

February 28, 2019

GUEST SCP MT

### CERTIFICATION LETTER

I, COREY STAPLETON, Secretary of State for the State of Montana, do hereby certify that

#### **FATBEAM, LLC**

filed its Annual Report for a Foreign LLC 2019 with this office and has fulfilled the applicable requirements set forth in law. By virtue of the authority vested in this office, I hereby issue this certificate evidencing the filing is effective on the date shown below.

**Certified File Number:** E068263 - 12373400

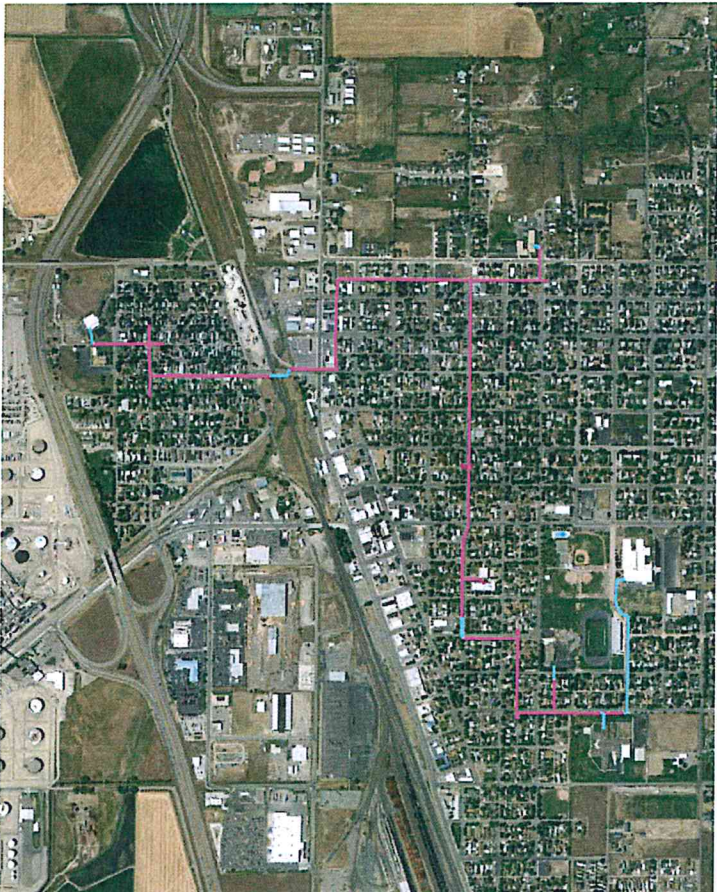
**Effective Date:** February 28, 2019

Next year's annual report will be due by April 15th.

Thank you for being a valued member of the Montana business community. I wish you continued success in your future endeavors.

A handwritten signature in black ink, appearing to read "Corey Stapleton".

Corey Stapleton  
Montana Secretary of State



SCOPE OF PROJECT:  
PLACE FIBER FROM SAMUELS RD TO NAPLES ELEMENTARY SCHOOL ON SCHOOLHOUSE RD.  
PLACE 1/4" STRAND FOR AERIAL, EXCEPT FOR WHERE 5/16" STRAND IS CALLED OUT.

**FATBEAM, LLC**  
2065 W RIVERSTONE DR  
SUITE 105  
COEUR D'ALENE ID 83814



NOTES:  
1. BOND TO ALL GROUNDS ENCOUNTERED  
2. AT EACH POLE PLACE ORANGE "FIBER TAG" TO IDENTIFY FATBEAM FIBER  
3. AT EACH SPICE CASE PLACE FATBEAM FIBER TAG TO CLEARLY MARK OUR FIBER  
4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER  
5. CALL 811 FOR LOCATES ON ALL PROJECTS 2 DAYS BEFORE YOU DIG!!

**Know what's below.  
Call before you dig.**






















DATE	REVISIONS	BY	STATE:	MONTANA
			COUNTY:	YELLOWSTONE
			CITY:	LUREL
DATE	ASBUILT	BY	SECTION:	18
			TOWNSHIP:	25
			RANGE:	24E

PROJECT: LAUREL FIBER JOB

FIELD BY: CRAIG RISKE  
DESIGNER: MTN LTD/JC  
DATE: 1/8/19  
SCALE: 1" = 100'  
SHEET: 1 OF 18

SCALE:  $\frac{1"}{100'}$

	- EXISTING POLE		- NEW ANCHOR
	- TRANSMISSION POLE		- ATTACH TO INC.
	- SWITCH POLE		- S/W ANCHOR
	- NEW TIE		- OVERHEAD GUY
	- EXISTING ANCHOR		- NOTE CALL OUT
	- EXISTING CONDUIT		- PICTURE CALL OUT
	- AERIAL CABLE		- NEW VAULT
	- UNDRG. CABLE		- EXISTING VAULT
	- CABLE CHANGE		- BUILDING
	- FIBER STORAGE		

ABBREVIATIONS:	
TIP	-TOP INSIDE POSITION
TOP	-TOP OUTSIDE POSITION
BIP	-BOTTOM INSIDE POSITION
BOP	-BOTTOM OUTSIDE POSITION
EA	-EXTENSION ARM
FGA	-PLACE FIBERGLASS ARM
RS	-ROAD SIDE
FS	-FIELD SIDE
DE	-DEAD END
HOA	-HEIGHT OF ATTACHMENT
(V)	-EXISTING VIOLATION



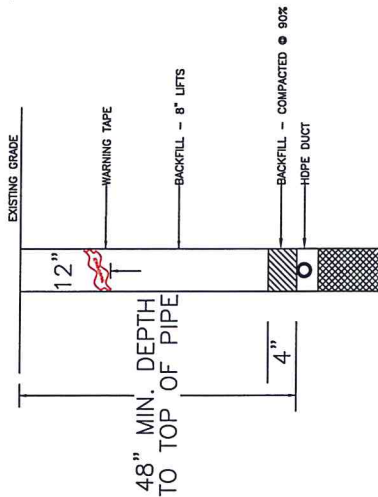
**Contacts:**  
**Fatbeam:**

Bruce Hattaway	Sr. OSP Engineer	(208) 771-9204
Chris Turtle	Construction Manager	(208) 889-9077
Shane Savaris	Project Manager	(208) 626-3394
<b>Frontier Communications:</b>		
Steve Long	Eng. Manager	(208) 265-6966

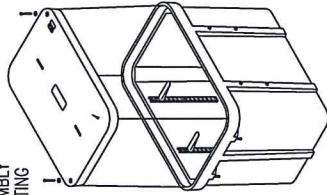
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B.F.	1
DIST. POLES	-
TXM POLES	-
CONDUITS	-
ANCHORS	-
MGN'S	-

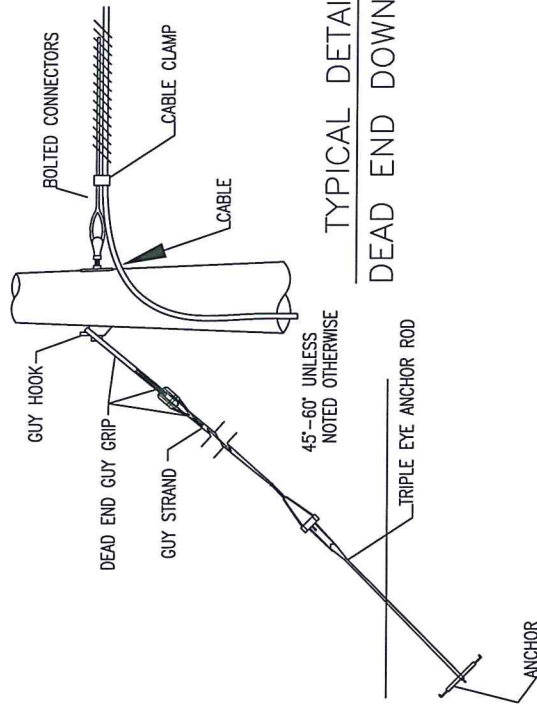
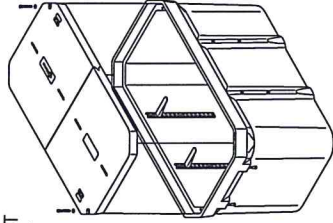




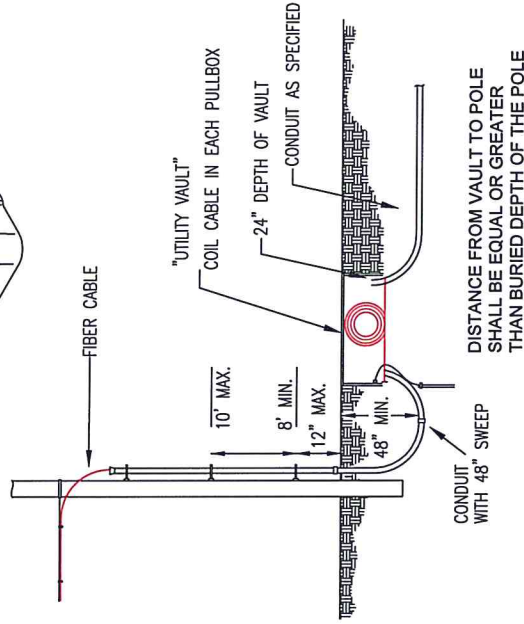
TYPICAL DETAIL SMALL VAULT  
SMALL VAULT 24X36X24 ASSEMBLY  
TIER 22 33,750 LB LOAD RATING



TYPICAL DETAIL LARGE VAULT  
LARGE VAULT 30X48X30 ASSEMBLY  
TIER 22 33,750 LB LOAD RATING

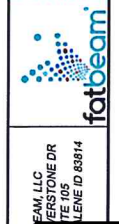


TYPICAL DETAIL  
DEAD END DOWNGUY



TYPICAL DETAIL  
AERIAL/UNDERGROUND TRANSITION

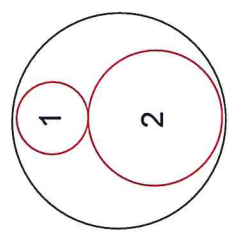
- NOTES:
1. BOND TO ALL GROUNDS ENCOUNTERED
  2. AT EACH POLE PLACE ORANGE "FIBER TAG" TO IDENTIFY FATBEAM FIBER
  3. AT EACH SPICE CASE PLACE FATBEAM FIBER TAG TO CLEARLY MARK OUR FIBER
  4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER
  5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES



STATE: MONTANA	PROJECT: LAUREL FIBER JOB
COUNTY: YELLOWSTONE	JOB#:
CITY: LAUREL	FILED BY:
SECTION: 18	DESIGNER:
TOWNSHIP: 25	DATE: 10/19
RANGE: 24E	SHEET: 2 OF 18

TYPICAL DETAIL  
72CT FIBER & 1/4" STRAND

BUNDLE SIZE & WEIGHT		
1-1/4" EHS	.250 DIA	.1210 LB/FT
2-7/2CT	.500 DIA	.1010 LB/FT
TOTAL-	.750 DIA	.2220 LB/FT



- NOTES:
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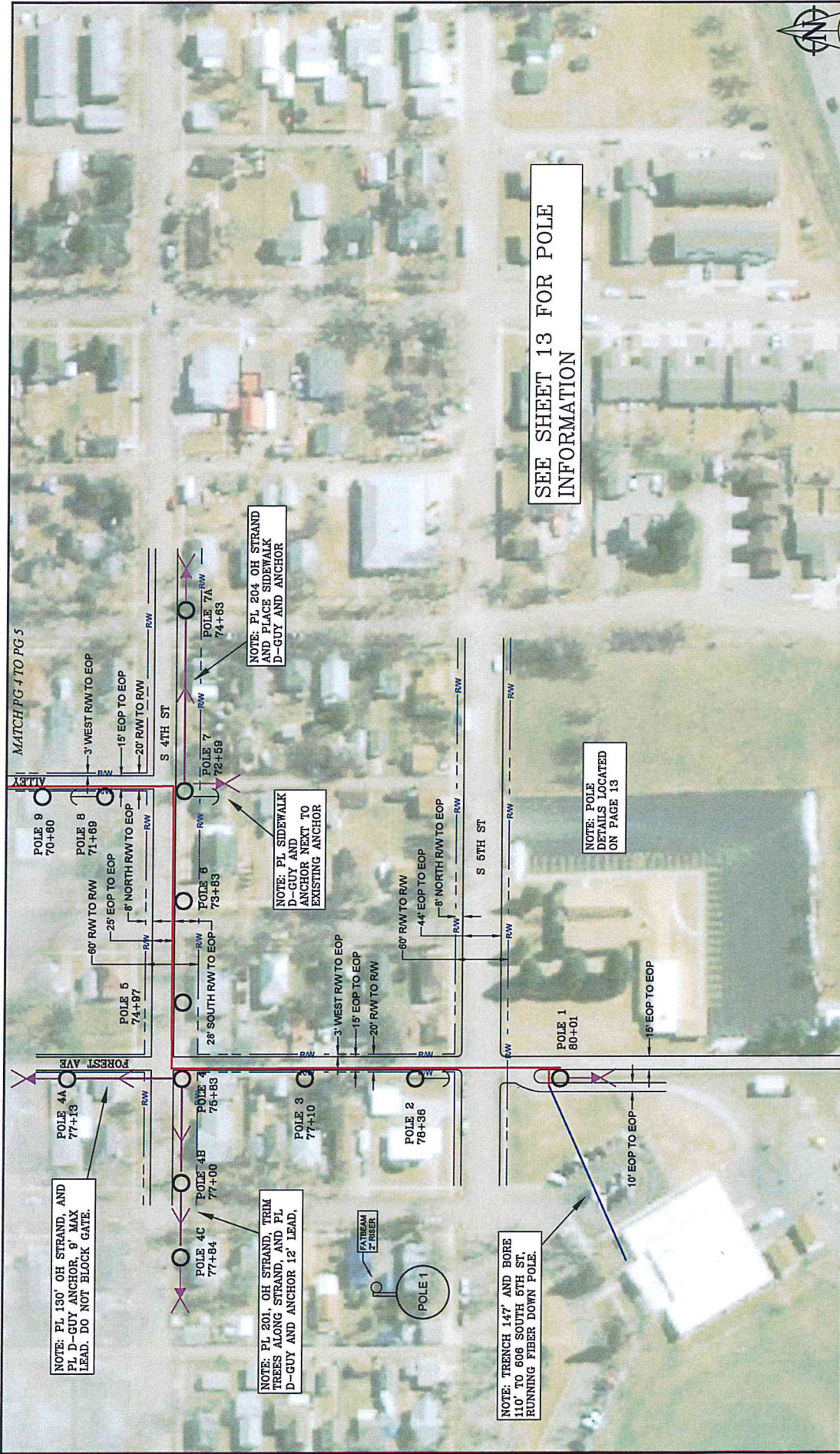


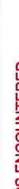
FATBEAM, LLC  
VERSTONE DR  
SUITE 105  
ALENE ID 83814

				STATE: MONTANA	
				COUNTY: YELLOWSTONE	
				CITY: LAUREL	
				SECTION: 18	
				TOWNSHIP: 23	
				RANGE: 24E	

PROJECT: LAUREL FIBER JOB  
JOB#:  
FIELD BY: DATE: 10/19  
DESIGNER: SHEET: 3 OF 18



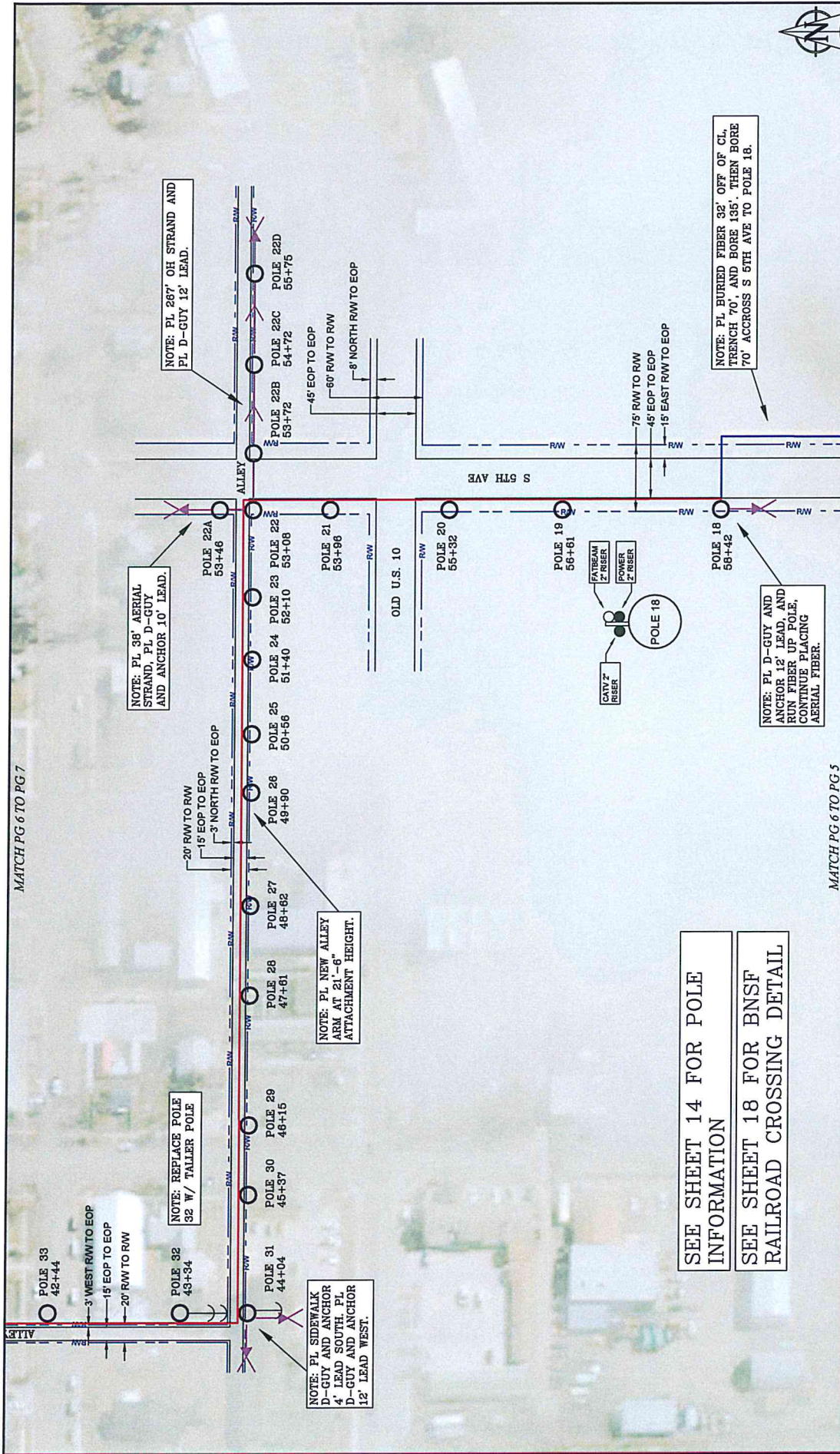


fatbeam fatbeam LLC 17210 S LEONE RD 83814	 NOTES: 1. BOND TO ALL GROUNDS ENCOUNTERED 2. AT EACH POLE PLACE ORANGE "FIBER TAG" TO IDENTIFY FATBEAM FIBER 3. AT EACH SPICE CASE PLACE FATBEAM FIBER TAG TO CLEARLY MARK OUR FIBER 4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER 5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES	DATE	REVISIONS	BY	STATE: MONTANA COUNTY: YELLOWSTONE CITY: LAUREL
		DATE	ASBUILT	BY	SECTION: 18 TOWNSHIP: 2S RANGE: 24E
PROJECT: LAUREL FIBER JOB					
JOB#:					
FIELD BY: <div>SCALE: 2" = 100'</div>					
DESIGNER: <div>SHEET: 4 OF 18</div>					
DATE: 10/19					









PROJECT: LAUREL FIBER JOB			
JOB#:			
STATE: MONTANA	REVISIONS	DATE	FIELD BY: 18
COUNTY: YELLOWSTONE	BY	DATE	DESIGNER: 24
CITY: LAUREL	ASBUILT	DATE	DATE: 11/19
SECTION: 18	BY	DATE	SCALE: 1\"/>

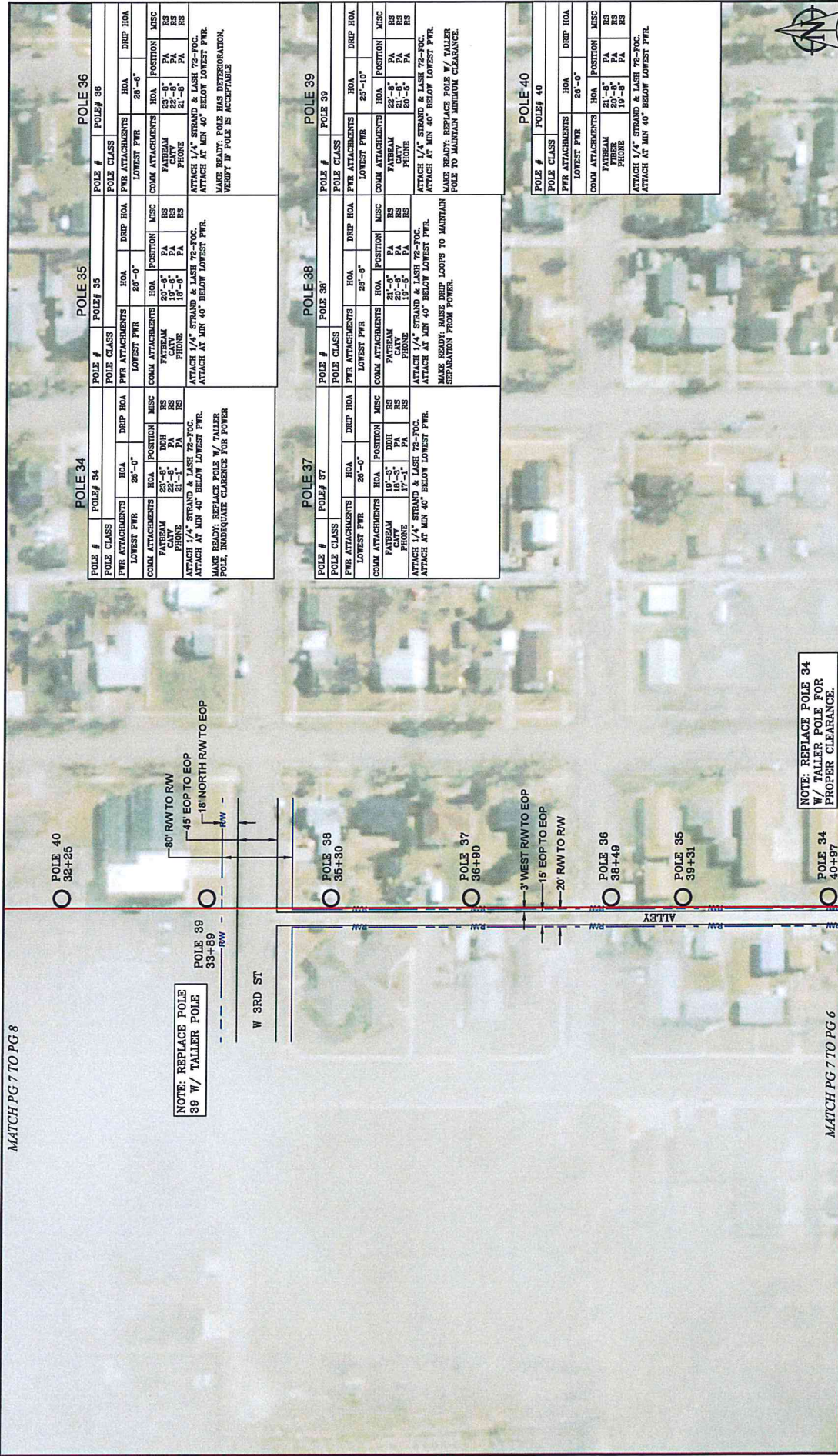
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  4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER
  5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES

**fatbeam**

FATBEAM, LLC  
 1015 E. 10TH AVE.  
 SPOKANE, ID 83814  
 PHONE: 208.325.1000  
 FAX: 208.325.1001  
 WWW.FATBEAM.COM



MATCH PG 7 TO PG 8



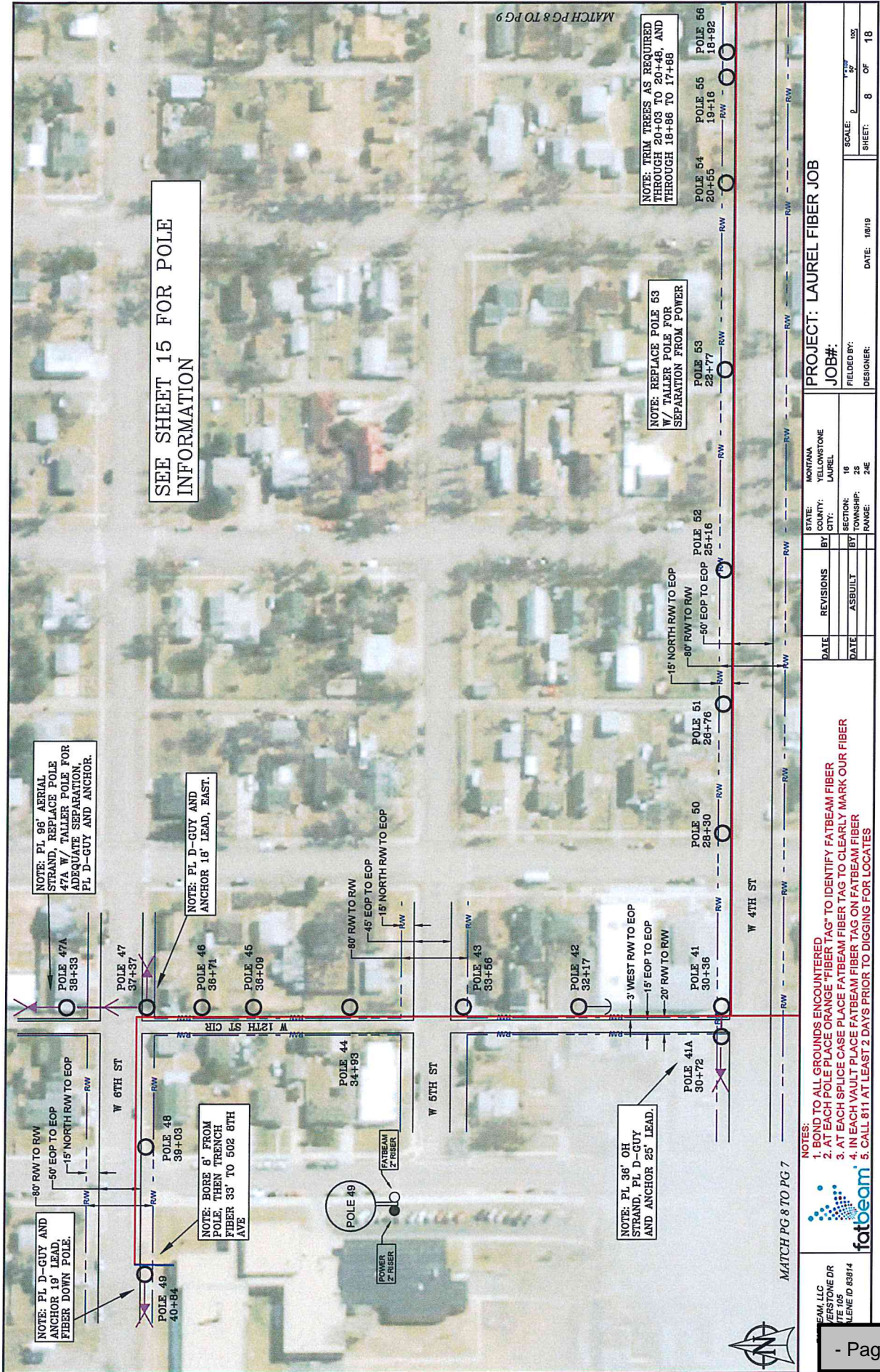
NOTE: REPLACE POLE 34  
W/ TALLER POLE FOR  
PROPER CLEARANCE.

MATCH PG 7 TO PG 6

<b>fatbeam</b> FATBEAM, LLC FERTSTONE DR STE 105 LENE ID 838144	<b>STATE:</b> MONTANA <b>COUNTY:</b> YELLOWSTONE <b>CITY:</b> LAUREL		<b>PROJECT:</b> LAUREL FIBER JOB	
	<b>SECTION:</b> 18 <b>TOWNSHIP:</b> 24E		<b>JOB#:</b>	
<b>DATE:</b>		<b>BY:</b>	<b>REVISIONS:</b>	<b>DATE:</b>
<b>DATE:</b>		<b>BY:</b>	<b>ASBUILT:</b>	<b>DATE:</b>
<b>DESIGNER:</b>		<b>DATE:</b> 10/10	<b>SCALE:</b> 1" = 20'	
<b>FIELD BY:</b>		<b>DESIGNER:</b>	<b>SHEET:</b> 7	<b>OF</b> 18

- NOTES:**
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  2. AT EACH POLE PLACE ORANGE "FIBER TAG" TO IDENTIFY FATBEAM FIBER
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SEE SHEET 16 FOR POLE INFORMATION

MATCH PG 9 TO PG 8

NOTE: ATTACH FIBER TO 136' AERIAL STRAND BETWEEN POLE 58A AND 58B TO SUPPORT. PL ANCHOR AND D-GUY 18' LEAD (MAX) ON POLE 58B ALONG FENCE. PL ANCHOR AND D-GUY 4' LEAD (MAX) ON POLE 58A. DO NOT BLOCK ACCESS TO SHED.

NOTE: ATTACH FIBER TO 125' AERIAL STRAND BETWEEN POLE 60A AND 60B TO SUPPORT. PL ANCHOR AND D-GUY 13' LEAD ON POLE 60B. PL ANCHOR AND D-GUY 20' LEAD ON POLE 60A

NOTE: REPLACE POLE 64 W/ TALLER POLE FOR 21' MIN CLEAR. PL D-GUY AND ANCHOR 8' LEAD (MAX).

NOTE: REPLACE POLE 65 W/ TALLER POLE FOR 18' MIN CLEAR. PL 28' OH STRAND. PL D-GUY AND ANCHOR 8' LEAD (MAX).

NOTE: POLE 66 REINFORCED W/ STUB POLE BOLTED TO BASE.

FATBEAM, LLC  
2065 W INVERSTONE DR  
SUITE 105  
COEUR D'ALENE ID 83814

**fatbeam**

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5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES

DATE		REVISIONS		BY		STATE	
DATE	ASBUILT	BY	SECTION	CITY	COUNTY	STATE	
			18		LAUREL	MONTANA	
			25				
			24E				

**PROJECT: LAUREL FIBER JOB**

JOB#:

DESIGNER: JH DATE: 10/19/19

SCALE: 1" = 50' SHEET 9 OF 18



MATCH PG 9 TO PG 10



SEE SHEET 17 FOR POLE  
INFORMATION

MATCH PG 10 TO PG 11

NOTE: SET STUB POLE  
76B 20' NORTH OF POLE  
76, ATTACH OH STRAND  
STRAND, PL D-GUY AND  
ANCHOR 10' LEAD TO 76B

**NOTE: REPLACE POLE 84 TO MAINTAIN SEPARATION FROM POWER.**

NOTE: PL 108' OH STRAND, AND PL D-GUY AND ANCHOR 18' LEAD (MAX).

NOTE: RUN FIBER DOWN POLE 68 AND BORE 70' ACROSS W 4TH ST. CONTINUE BORE 30' EAST AND 165' NORTH TO 410 COLORADO AVE. ASPHALT CUT AS NEEDED.

NOTE: PL D-GUY AND ANCHOR 20' LEAD (MAX) ON POLE 71. RUN FIBER DOWN POLE 71 AND TRENCH CABLE 1' OFF OF STREET SIDE FOR 205'. RUN FIBER UP POLE 72 AND CONTINUE AERIAL FIBER. PL D-GUY AND SIDEWALK ANCHOR 10' LEAD (MAX) ON POLE 72.

NOTE: PL D-GUY  
AND ANCHOR 19'  
LEAD.

NOTE: PL 54' OH  
STRAND, AND PL  
D-GUY AND  
ANCHOR 13' LEAD


[illegible]

POLE 7  
2+84

POLE  
4+02

1

72



**NOTES:**

1. BOUND TO ALL GROUNDS ENCOUNTERED
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4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER
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		STATE:	MONTANA
		COUNTY:	YELLOWSTONE
		CITY:	LAREL
DATE	REVISIONS	BY	
DATE	ASBUILT	BY	
		TOWNSHIP:	18
		RANGE:	2S
			24E

PROJECT: LAUREL FIBER JOB

**JOB#:**

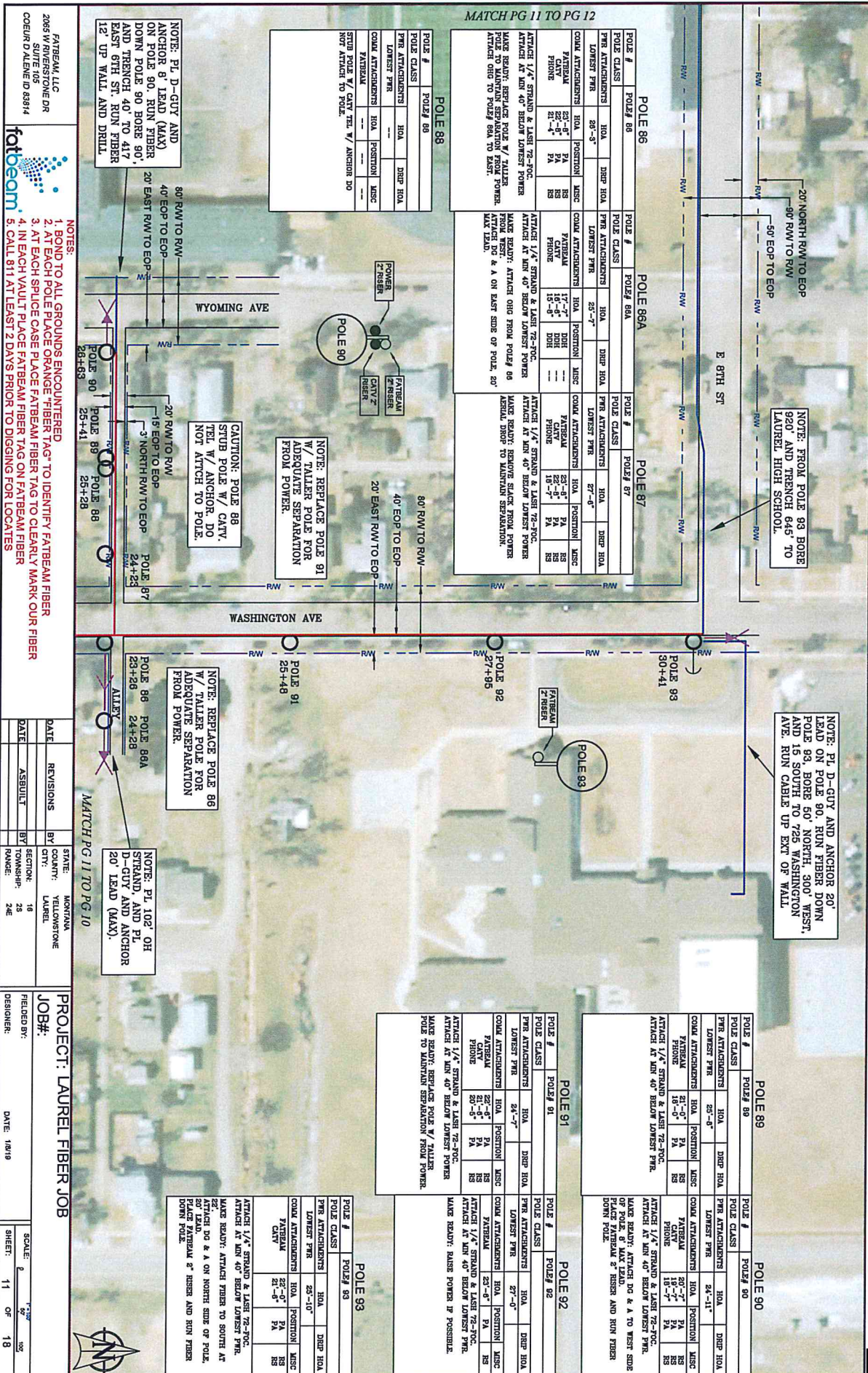
FIELDER BY: JM  
DESIGNER: JH

DATE: 1/8/

SCALE: 1" = 100'  
SHEET: 10 OF 18



MATCH PG 11 TO PG 12







NOTES:

1. BOUND TO ALL GROUNDS ENCOUNTERED
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4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER
5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES

		STATE:	MONTANA
		COUNTY:	YELLOWSTONE
		CITY:	LAUREL
DATE	REVISIONS	BY	
DATE	ASBUILT	BY	
		SECTION:	16
		TOWNSHIP:	2S
		RANGE:	24E

PROJECT: LAUREL FIBER JOB

JOB#:

FIELD BY:	
DESIGNER:	
DATE:	1/8/19

SCALE:  $1" = 100'$   
 2 50' 100'

SHEET: 12 OF 18

POLE 1		POLE 2		POLE 3		POLE 4		POLE 4A		POLE 4B	
POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #
POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS
PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS
LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR
HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA
DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA
COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS
PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR
CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY
18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"
PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA
RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS
ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.
ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.
MAKE READY: ATTACH DO & A TO SUPPORT	MAKE READY: BASE DIRP LOOPS FROM	MAKE READY: BASE DIRP LOOPS FROM	MAKE READY: BASE DIRP LOOPS FROM	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO & A TO NORTH, 8'	MAKE READY: ATTACH DO FROM POLE 4	MAKE READY: ATTACH DO FROM POLE 4	MAKE READY: ATTACH DO FROM POLE 4
CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)
FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.

POLE 4C		POLE 5		POLE 6		POLE 7		POLE 7A		POLE 8	
POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #	POLE #
POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS	POLE CLASS
PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS	PFR ATTACHMENTS
LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR	LOWEST PFR
HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA	HOA
DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA	DIRP HOA
COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS	COUL ATTACHMENTS
PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR	PFR
CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY	CLAY
18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"	18'-0"
PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA
RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS
ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.
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MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST	MAKE READY: ATTACH DO FROM THE EAST
CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)	CLAY TO NORTH (21 LEAD)
FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.	FROM POLE.

POLE 9	
POLE #	POLE #
POLE CLASS	POLE CLASS
PFR ATTACHMENTS	PFR ATTACHMENTS
LOWEST PFR	LOWEST PFR
HOA	HOA
DIRP HOA	DIRP HOA
COUL ATTACHMENTS	COUL ATTACHMENTS
PFR	PFR
CLAY	CLAY
18'-0"	18'-0"
PA	PA
RS	RS
ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.
ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.

FATBEAM, LLC  
2065 W RIVERSTONE DR  
SUITE 105  
COEUR D'ALENE ID 83814



NOTES:  
1. BOND TO ALL GROUNDS ENCOUNTERED  
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4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER  
5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES

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

STATE: MONTANA  
COUNTY: YELLOWSTONE  
TOWNSHIP: \_\_\_\_\_  
RANGE: 24E

JOB#:  
DESIGNER: \_\_\_\_\_

DATE: 10/19

SCALE: 1" = 50'  
SHEET: 13 OF 18








POLE 41		POLE 41A		POLE 42		POLE 43		POLE 44		POLE 45	
POLE #	POLE# 41	POLE #	POLE# 41A	POLE #	POLE# 42	POLE #	POLE# 43	POLE #	POLE# 44	POLE #	POLE# 45
POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA
PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA
LOWEST PFR	22'-0"	LOWEST PFR	27'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-0"
COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA
FATBEAM	23'-1"	FATBEAM	22'-0"	FATBEAM	19'-7"	FATBEAM	22'-0"	FATBEAM	22'-0"	FATBEAM	20'-5"
CLAY	22'-1"	CLAY	22'-0"	CLAY	21'-5"	CLAY	21'-5"	CLAY	21'-5"	CLAY	19'-5"
PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA
RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS
ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.
ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.
MAKE READY: ATTACH OHG TO POLE TO WEST.	MAKE READY: ATTACH OHG TO POLE TO WEST.	MAKE READY: ATTACH OHG TO THE EAST, DO & A ON WEST SIDE OF POLE. 25' LEAD	MAKE READY: ATTACH OHG TO THE EAST, DO & A ON WEST SIDE OF POLE. 25' LEAD	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.

POLE 46		POLE 47		POLE 47A		POLE 48		POLE 49		POLE 50	
POLE #	POLE# 46	POLE #	POLE# 47	POLE #	POLE# 47A	POLE #	POLE# 48	POLE #	POLE# 49	POLE #	POLE# 50
POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA
PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA
LOWEST PFR	27'-0"	LOWEST PFR	30'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-0"	LOWEST PFR	27'-0"
COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA
FATBEAM	22'-0"	FATBEAM	19'-10"	FATBEAM	22'-0"	FATBEAM	22'-0"	FATBEAM	24'-5"	FATBEAM	20'-5"
CLAY	21'-5"	CLAY	19'-10"	CLAY	21'-1"	CLAY	21'-5"	CLAY	21'-5"	CLAY	19'-5"
PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA
RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS
ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.
ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.
MAKE READY: ATTACH OHG TO NORTH OVER POLE TO MAINTAIN ADEQUATE SEPARATION.	MAKE READY: ATTACH OHG TO NORTH OVER POLE TO MAINTAIN ADEQUATE SEPARATION.	MAKE READY: ATTACH OHG TO THE EAST, DO & A ON EAST SIDE OF POLE. 10' LEAD.	MAKE READY: ATTACH OHG TO THE EAST, DO & A ON EAST SIDE OF POLE. 10' LEAD.	MAKE READY: REPLACE POLE W/ TALLER POLE TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: REPLACE POLE W/ TALLER POLE TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.

POLE 51		POLE 52		POLE 53		POLE 54		POLE 55		POLE 56	
POLE #	POLE# 51	POLE #	POLE# 52	POLE #	POLE# 53	POLE #	POLE# 54	POLE #	POLE# 55	POLE #	POLE# 56
POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA	POLE CLASS	HOA
PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA	PFR ATTACHMENTS	HOA
LOWEST PFR	22'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-0"	LOWEST PFR	21'-0"	LOWEST PFR	22'-0"	LOWEST PFR	22'-4"
COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA	COM ATTACHMENTS	HOA
FATBEAM	21'-11"	FATBEAM	22'-0"	FATBEAM	21'-11"	FATBEAM	22'-0"	FATBEAM	22'-4"	FATBEAM	21'-5"
CLAY	20'-5"	CLAY	22'-0"	CLAY	20'-11"	CLAY	21'-0"	CLAY	21'-5"	CLAY	20'-8"
PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA	PA
RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS	RS
ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.	ATTACH 1/4" STRAND & LASH 72-POC.
ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.	ATTACH AT MIN 40" BELOW LOWEST PFR.
MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: ATTACH OHG TO THE EAST, DO & A ON EAST SIDE OF POLE. 10' LEAD.	MAKE READY: ATTACH OHG TO THE EAST, DO & A ON EAST SIDE OF POLE. 10' LEAD.	MAKE READY: REPLACE POLE W/ TALLER POLE TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: REPLACE POLE W/ TALLER POLE TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.	MAKE READY: MAKE DRP LOOPS TO MAINTAIN SEPARATION FROM POWER.

FATBEAM, LLC  
2055 W RIVERSTONE DR  
SUITE 105  
COEUR D'ALENE ID 83814



NOTES:  
1. BOND TO ALL GROUNDS ENCOUNTERED  
2. AT EACH POLE PLACE ORANGE "FIBER TAG" TO IDENTIFY FATBEAM FIBER  
3. AT EACH SPLICE CASE PLACE FATBEAM FIBER TAG TO CLEARLY MARK OUR FIBER  
4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER  
5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES

PROJECT: LAUREL FIBER JOB  
JOB#:  
DESIGNER:  
DATE: 10/19

STATE: MONTANA  
COUNTY: YELLOWSTONE  
CITY: LAUREL  
SECTION: 25  
TOWNSHIP: 24E

SCALE: 1"=50'  
SHEET: 15 OF 18



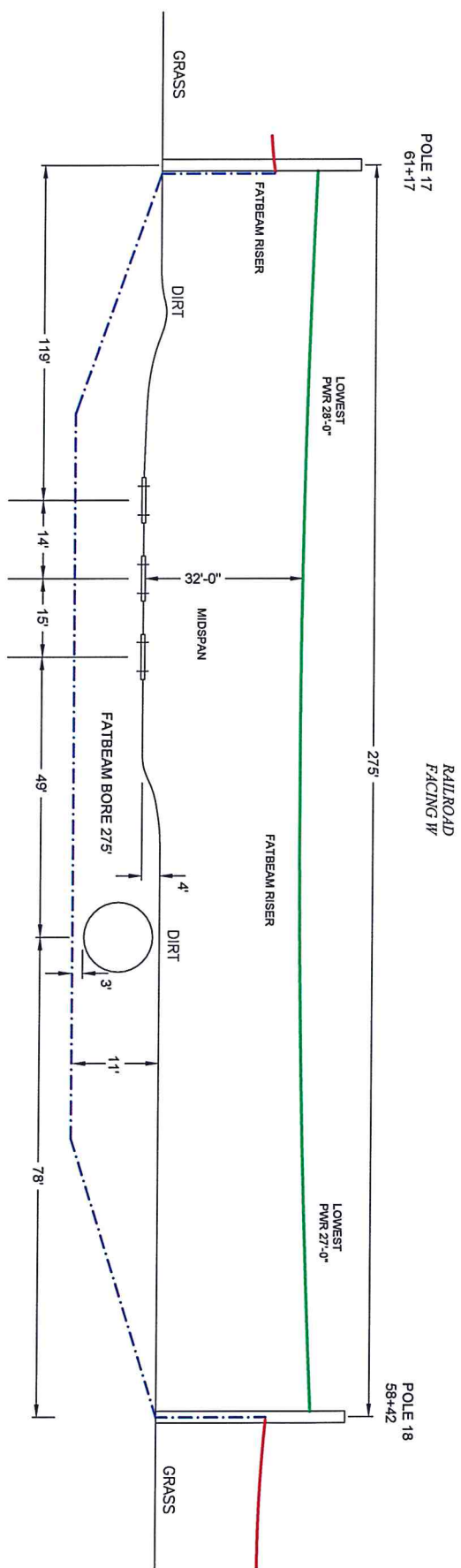




# RAILROAD CROSS-SECTION #1

## UG CROSSING - BNSF RAILROAD - SHT 6

MAINTAIN MINIMUM OF 3' DEPTH UNDER CULVERT. MAINTAIN MINIMUM OF 5' DEPTH UNDER RAILROAD.



FATBEAM, LLC 2065 W RIVERSTONE DR SUITE 105 COEUR D'ALENE ID 83814		<b>NOTES:</b> 1. BOND TO ALL GROUNDS ENCOUNTERED 2. AT EACH POLE PLACE ORANGE "FIBER TAG" TO IDENTIFY FATBEAM FIBER 3. AT EACH SPLICE CASE PLACE FATBEAM FIBER TAG TO CLEARLY MARK OUR FIBER 4. IN EACH VAULT PLACE FATBEAM FIBER TAG ON FATBEAM FIBER 5. CALL 811 AT LEAST 2 DAYS PRIOR TO DIGGING FOR LOCATES	
DATE	REVISIONS	STATE: MONTANA	PROJECT: LAUREL FIBER JOB
DATE	BY	COUNTY: YELLOWSTONE	JOB#:
DATE	ASBUILT	CITY: LAUREL	DESIGNER:
DATE	BY	SECTION: 18	DATE: 10/19
DATE	BY	TOWNSHIP: 2S	SCALE: 1"=10'
DATE	BY	RANGE: 24E	SHEET: 18 OF 18

## **FRANCHISE AGREEMENT**

**This Franchise Agreement** ("Franchise") is between the City of Laurel, Montana hereinafter referred to as the "Grantor or City" and Fatbeam LLC hereinafter referred to as the "Grantee." This Franchise is entered into pursuant to the authority provided by the City's Charter, City Ordinance O04-06, and Sections 7-14-4101 and 7-1-4123(8) MCA.

The Grantor hereby acknowledges that the Grantee has substantially complied with the material terms and conditions required by the City's Franchise Ordinance. Based on the documents prepared and submitted by Grantee, Grantor has concluded it appears the financial, legal, and technical ability of the Grantee is reasonably sufficient to provide the services, facilities, and equipment necessary to meet the requirements of the proposed facilities and services, proposed area of service while protecting the City's best interest when utilizing the City's public rights-of-way ("Streets").

**1. Definitions:**

- a. "City or Grantor" means the City of Laurel, a municipal corporation of the State of Montana and includes all areas incorporated within the City Limits as of the effective date of this Agreement and any other areas subsequently added by annexation or other means.
- b. "Facilities" means all infrastructure and equipment, including but not limited to, fiber optic cable, wire, and conduit installed within the Service Area and Streets of the City.
- c. "Franchise" means the non-exclusive authorization granted hereunder of a franchise, privilege, permit or license to install, construct, operate and maintain a Fiber Optic System within the Service Area and Streets of the City.
- d. "Service Area" shall mean the geographic boundaries of the Grantor and any other areas subsequently added by annexation or other means.
- e. "Streets" means the public streets, avenues, highways, boulevards, concourses, driveways, bridges, tunnels, parks, parkways, waterways, alleys, sidewalks, boulevards, and other rights-of-way and easements, and the public grounds, places or water within the existing geographic boundaries of Grantor and any other areas subsequently added by annexation or other means.
- f. "Subscriber" means any person lawfully receiving service from the Grantee.

- 2. Granting of Franchise.** The Grantor hereby grants to Grantee a non-exclusive Franchise for the use of certain portions of the Streets within the Service Area for the installation, construction, operation and maintenance of the Fiber Optic System, upon the terms and conditions set forth herein. Nothing in this Franchise shall be construed to prohibit the Grantee from offering any service over its Fiber Optic System that is not prohibited by federal or state law, or city ordinance.

3. **Term.** The Franchise shall be for a term *of ten (10) years*, commencing on the Effective Date of this Franchise as set forth in Section 14. This Franchise will be automatically extended for an additional term of *five (5) years* from the expiration date as set forth in Section 14, unless either party notifies the other in writing of its desire to not exercise this automatic extension (and enter renewal negotiations) at least one (1) years before the expiration of this Franchise. If such a notice is given, the parties will begin negotiating a new Franchise.

4. **Use of the Streets and Dedicated Easements.**

- a. Grantee shall have the right to use the Streets of the Grantor for the installation, construction, operation and maintenance of the Fiber Optic System, including the right to repair, replace and enlarge and extend the Fiber Optic System, provided that Grantee shall utilize the facilities of utilities whenever practicable.
- b. The facilities of the Grantee shall be installed underground in those Service Areas where existing telephone and electric services are both underground at the time of system construction. In areas where either telephone or electric utility facilities are installed aerially at the time of system construction, the Grantee may install its facilities aerially with the understanding that at such time as the existing aerial facilities are required to be placed underground by the Grantor, the Grantee shall likewise place its facilities underground.
- c. Grantee shall have the right to remove, trim, cut and keep clear of the Fiber Optic System, the trees in and along the Streets of the Grantor.
- d. Grantee in the exercise of any right granted to it by the Franchise shall, at no cost to the Grantor, promptly repair or replace any facility or service of the Grantor which Grantee damages, including but not limited to any Street or sewer, electric facility, water main, fire alarm, police communication or traffic control.

5. **Maintenance of the System.**

- a. Grantee shall, at all times, employ ordinary care in the maintenance and operation of the Fiber Optic System so as not to endanger the life, health or property of any citizen of the City or the property of the City.
- b. All construction practices and installation of equipment shall be done in accordance with all applicable sections of the National Electric Safety Code.
- c. The Fiber Optic System shall be designed, constructed and operated to meet the standard conditions imposed by the City by and through its Public Works Director. At a minimum, the fiber optic cable:
  - (1) Shall be placed within 5 feet of the right-of-way regardless of other underground facilities in place, unless otherwise authorized by the City;
  - (2) Shall be placed at least 42 inches deep, unless waived by the City;

(3) Must have a warning tape 18 inches above the cable; and

(4) Aboveground markings should be in at least 500 feet intervals and at all crossings.

6. **Service.** The Grantee shall continuously maintain and operate its Fiber Optic System within the Service Area so long as this Franchise is in effect. Grantee shall have the right, but not the obligation, to extend the Fiber Optic System into any other portion of the Service Area, including annexed areas. However, the provision of Cable Service as defined by federal law requires a Franchise issued pursuant to City Ordinance 004-06 and the Cable Television Consumer Competition Act of 1992.

7. **Insurance/Indemnity.**

- a. The Grantee shall maintain throughout the term of the Franchise insurance in amounts at least as follows:

Workers' Compensation	Statutory Limits
Commercial General Liability	\$1,000,000 per occurrence, Combined Single Liability (C.S.L.) \$2,000,000 General Aggregate
Auto Liability including coverage on all owned, non-owned hired autos	\$1,000,000 per occurrence (C.S.L.)
Umbrella Liability	\$1,000,000 per occurrence C.S.L.

- b. The Grantor shall be added as an additional insured, arising out of work performed by Grantee, to the above Commercial General Liability, Auto Liability and Umbrella Liability insurance coverage.
- c. The Grantee shall furnish the Grantor with current certificates of insurance evidencing such coverage upon request.
- d. Grantee hereby agrees to indemnify and hold the Grantor, including its agents and employees, harmless from any claims or damages resulting from the actions of Grantee in installation, constructing, operating or maintaining the Fiber Optic System. Grantor agrees to give the Grantee written notice of its obligation to indemnify Grantor within ten (10) business days of receipt of a claim or action pursuant to this section. Notwithstanding the foregoing, the Grantee shall not be obligated to indemnify Grantor for any damages, liability or claims resulting from the willful misconduct or negligence of Grantor, Grantor's employees or agents.

8. **Revocation.**

- a. Prior to revocation or termination of the Franchise, the Grantor shall give written notice to the Grantee of its intent to revoke the Franchise on the basis of a pattern

of noncompliance by the Grantee, including one or more instances of substantial noncompliance with a material provision of the Franchise. The notice shall set forth the exact nature of the noncompliance. The Grantee shall have sixty (30) days from such notice to either object in writing and to state its reasons for such objection and provide any explanation or to cure the alleged noncompliance. If Grantee has not cured the breach within such sixty (60) day time period or if the Grantor has not otherwise received a satisfactory response from Grantee, the Grantor may revoke the Franchise through an action of the City Council at either a regular or special council meeting.

- b. At the Council Meeting, the Grantor shall provide the Grantee the opportunity to provide the City Council with its position on the matter, present evidence and question witnesses. After the presentation is concluded, the City Council shall take action to either revoke or not revoke the Franchise. Grantor shall maintain minutes of the Council Meeting and a copy of all exhibits and evidence submitted by Grantor and Grantee constituting the record. A copy of the findings and decision shall be made available to the Grantee within ten (10) business days. The Grantee may appeal such determination to an appropriate court for its review.
  - c. Upon revocation of the Franchise, Grantee shall remove the Fiber Optic System from the Streets of the Grantor, or with the Grantor's express and written permission, abandon the Fiber Optic System in place.
9. **Equal Protection.** If any other provider of similar services (without regard to the technology used to deliver such services) is lawfully authorized by the Grantor or by any other state or federal governmental entity to provide such services using facilities located wholly or partly in the public rights-of-way of the Grantor, the Grantor shall, within thirty (30) days of a written request from Grantee, modify this Franchise to insure that the obligations applicable to Grantee are no more burdensome than those imposed on the new competing provider. If the Grantor fails to make modifications consistent with this requirement, Grantee's Franchise shall be deemed so modified thirty (30) days after the Grantee's initial written notice. As an alternative to the Franchise modification request, the Grantee shall have the right and may choose to have this Franchise with the Grantor be deemed expired thirty (30) days after written notice to the Grantor. Nothing in this Franchise shall impair the right of the Grantee to terminate this Franchise and, at Grantee's option, negotiate a renewal or replacement franchise, license, consent, certificate or other authorization with any appropriate government entity.
10. **Confidentiality.** If Grantee provides any books and records to the Grantor, the Grantor agrees to treat as confidential such books, records or maps that constitute proprietary or confidential information. Until otherwise ordered by a court or agency of competent jurisdiction, the Grantor agrees that, to the extent permitted by state and federal law, it shall deny access to any of Grantee's books and records marked confidential to any person.



**11. Notices, Miscellaneous.**

- a. Unless otherwise provided by federal, state or local law, all notices, reports or demands pursuant to this Franchise shall be in writing and shall be deemed to be sufficiently given upon delivery to a Person at the address set forth below, or by U.S. certified mail, return receipt requested, nationally or internationally recognized courier service such as Federal Express or electronic mail communication to the designated electronic mail address provided below.

Grantor: City of Laurel  
P.O. Box 10, Laurel, Montana 59044  
cityclerk@laurel.mt.gov  
\_\_\_\_\_

\_\_\_\_\_  
Grantee: Fatbeam LLC  
2065 West Riverstone Dr., Suite 105  
Coeur D'Alene, Idaho 83814  
\_\_\_\_\_

- b. All provisions of this Franchise shall apply to the respective parties, their lawful successors, transferees and assigns.
- c. If any particular section of this Franchise shall be held invalid, the remaining provisions and their application shall not be affected thereby.
- d. In the event of any conflict between this Franchise and any Grantor ordinance or regulation, this Franchise will prevail.

12. **Force Majeure.** The Grantee shall not be held in default under, or in noncompliance with the provisions of the Franchise, nor suffer any enforcement or penalty relating to noncompliance or default, where such noncompliance or alleged defaults occurred or were caused by circumstances reasonably beyond the ability of the Grantee to anticipate and control. This provision includes, but is not limited to, severe or unusual weather conditions, fire, flood, or other acts of God, strikes, work delays caused by failure of utility providers to service, maintain or monitor their utility poles to which Grantee's System may be attached, as well as unavailability of materials and/or qualified labor to perform the work necessary.
13. **Franchise Fee.** As a material term of this Franchise, and in consideration of the right provided Grantee to occupy City Streets for the purpose of installing and operating a Fiber Optic System within the City, Grantee agrees:
- a. To timely pay all future fees or taxes adopted by the City in accordance with Montana law pertaining to Grantee's operations within the City.
  - b. Proceeds of any future adopted fee or tax shall be paid to the City in accordance with the terms of any adopting document or, if not specified in such document, no later than 30 days after the end of each calendar quarter (quarters shall end at the end of March, June, September and December).
  - c. Should Grantee be prevented by law from collecting a fee or tax adopted by the City or any portions thereof, then Grantee shall be excused from the collection and distribution of the fee or tax.
14. **Effective Date.** The Franchise granted herein will take effect and be in full force from such date of acceptance by Grantee recorded on the signature page of this Franchise and approval by the City Council. This Franchise shall expire as provided herein or by the mutual agreement of Grantor and Grantee.
15. **Acceptance and Entire Agreement.** The Grantor and the Grantee, by virtue of the signatures set forth below, agree to be legally bound by all provisions and conditions set forth in this Franchise. The Franchise and submittals Grantee provides the City pursuant to the Franchise and City's Franchise Ordinance constitute the entire agreement between the Grantor and the Grantee. No modifications to this Franchise may be made without an appropriate written amendment signed by both parties.

Considered and approved this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

CITY OF LAUREL

\_\_\_\_\_  
Thomas C. Nelson, Mayor

ATTEST:

\_\_\_\_\_  
Bethany Langve, Clerk-Treasurer

Approved as to form:

\_\_\_\_\_  
Sam S. Painter, Civil City Attorney

Accepted this \_\_\_\_ day of \_\_\_\_, 20\_\_, subject to applicable federal, state and local law.

Fatbeam LLC

Signature: \_\_\_\_\_

Name/Title: \_\_\_\_\_

Date: \_\_\_\_\_

**Item Attachment Documents:**

12. Ordinance 19-01 - An Ordinance Amending Title 2, Chapters 2.08, 2.12, And 2.60, 2.64, And 2.76 Of The Laurel Municipal Code For The Purpose Of Clarifying That Current City Employees Are Not Eligible To Serve As Members Of City Committees And Commissions Or To Serve As Elected City Officers In Accordance With Montana Law And For Other Purposes.(2nd Reading)(Public Hearing)

## ORDNANCE NO O19-01

**AN ORDINANCE AMENDING TITLE 2, CHAPTERS 2.08, 2.12, ~~AND 2.60, 2.64, and 2.76~~ OF THE LAUREL MUNICIPAL CODE FOR THE PURPOSE OF CLARIFYING THAT CURRENT CITY EMPLOYEES ARE NOT ELIGIBLE TO SERVE AS MEMBERS OF CITY COMMITTEES AND COMMISSIONS OR TO SERVE AS ELECTED CITY OFFICERS IN ACCORDANCE WITH MONTANA LAW AND FOR OTHER PURPOSES.**

WHEREAS, the City Council desires to keep the Laurel Municipal Code current by modifying and updating chapters, sections and subsections to address situations and problems within the City and to remain in accordance with Montana law; and

WHEREAS, Montana law specifically prohibits employees of a city, town or county from serving in elected positions since the positions of employees and elected officials are incompatible as a matter of law; and

WHEREAS, the City of Laurel's LMC requires an amendment to clarify the Montana law as related to the doctrine of incompatible positions to avoid future issues; and

WHEREAS, upon request of the Mayor, the ordinance amendments were prepared to be adopted and incorporated into the existing Title 2 as noted herein and the Mayor hereby recommends the same to the City Council for their full approval as follows:

### 2.08.240 Standing committees.

At the first regular meeting of the council, after the first Monday in January following a city election, the mayor shall appoint standing committees as follows:

- A. Public Works;
- B. Budget and Finance;
- C. Emergency Services;
- D. Human Relations.

Each committee shall consist of not more than four councilpersons and such other private individuals as the mayor shall appoint. All appointments shall be approved by a majority of the council. City employees are not eligible to serve as members on City Standing committees. (Ord. 99-24, 1999: Ord. 1012, 1992: prior code § 2.12.170)

### 2.08.250 Special committees.

The mayor shall from time to time appoint such other standing or temporary committees of the council as shall be authorized, for any purpose by a majority vote of the council. City employees are not eligible to serve as members on City Special committees. (Prior code § 2.12.180)

### 2.12.020 Elective and appointive offices.

The elective officers-offices of the city consist of one mayor, two aldermen from each ward, and one city judge, who must be elected by the qualified electors of the city as provided in M.C.A. § 7-4-4102. There may also be appointed offices that are appointed by the mayor, with the advice and consent of the council, one city clerk-treasurer, who is ex officio city assessor, director of public works, assistant director of public works, engineer, maintenance director, public utilities director, and any other officer necessary to carry out the provisions of this title. The city council may prescribe the duties of all city officers and fix their compensation subject to the limitations contained in the city ordinances and state law. (Ord. 02-7, 2002: Ord. 97-2 § 1, 1997: Ord. 1000, 1991: prior code § 2.04.020)

### 2.12.030 Eligibility to elective office.

Except as specifically provided in 2.60.070, 2.64.120, and, 2.76.080. ~~No~~ no person is eligible to any elective office who is a current employee of the city, not a citizen of the United States ~~and-or~~ who has not resided in the city or an area which has been annexed thereto for at least two years immediately preceding his election and who is not a qualified elector thereof. (Prior code § 2.04.030)

2.60.070 Reserve and auxiliary police forces.

The chief of police shall recommend and the council shall approve membership in the reserve police force and the auxiliary police force. The number of persons enrolled in the reserve police force and auxiliary police force shall be set by the council. Notwithstanding 2.12.030, aldermen and non-police officer city employees may serve as individual members of the reserve or auxiliary police force.

(Prior code § 2.20.120)

2.60.100 Police commission—Appointment—Terms and conditions of office.

The mayor shall nominate, with the consent of the council, three residents of the city, who shall have the qualifications required by law to hold a city board to be known by the name of “police commission,” and who shall hold office for three years. City employees and individuals serving in city elected offices are not eligible to serve as Police commission members. One member of such board must be appointed annually at the first meeting of the council in May of each year. (Prior code § 2.20.150)

2.64.120 Volunteer fire department.

There shall be a volunteer fire department to aid the regular fire department in the protection of the city property from fire. The members of the volunteer fire department shall be appointed by the fire chief with the consent of the council. The total number of volunteer members shall be set by the council. Notwithstanding 2.12.030, aldermen and city employees may serve as individual members of the volunteer fire department. (Prior code § 2.24.130)

2.76.080 Volunteer ambulance service— Appointments.

Appointments to the volunteer ambulance service shall be made by the mayor upon recommendation of the ambulance committee and confirmed by the council. Notwithstanding 2.12.030, aldermen and city employees may serve as individual members of the volunteer ambulance service.

(Prior code § 20.06.020)

This Ordinance shall become effective thirty (30) days after final passage by the City Council and approved by the Mayor.

Introduced and passed on first reading at a regular meeting of the City Council on April 16, 2019, by Council Member McGee.

PASSED and ADOPTED by the Laurel City Council on second reading this 7<sup>th</sup> day of May, upon motion of Council Member \_\_\_\_\_.

APPROVED BY THE MAYOR this 7<sup>th</sup> day of May 2019.

CITY OF LAUREL

\_\_\_\_\_  
Thomas C. Nelson, Mayor

ATTEST:

\_\_\_\_\_  
Bethany Langve, Clerk-Treasurer

Approved as to form:

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Sam S. Painter, Civil City Attorney