



**AGENDA
CITY OF LAUREL
CITY COUNCIL WORKSHOP
TUESDAY, APRIL 30, 2019
6:30 PM
COUNCIL CHAMBERS**

Public Input: *Citizens may address the Council regarding any item of City business that is not on tonight's agenda. The duration for an individual speaking under Public Input is limited to three minutes. While all comments are welcome, the Council will not take action on any item not on the agenda. If a citizen would like to speak or comment regarding an item that is on tonight's agenda, 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.*

Be advised, if a discussion item has an upcoming public hearing, we would request members of the public to reserve your comments until the public hearing. At the public hearing, the City Council will establish an official record that will include all of your comments, testimony and written evidence. The City Council will base its decision on the record created during the public hearing. Any comments provided tonight will not be included in the record or considered by the City Council.

General Items

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

Executive Review

2. Poppy Day Proclamation
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.
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
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 Benefit Program.
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.
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)

Council Issues

Other Items

Review of Draft Council Agendas

8. Draft Council Agenda 5.7.2019.

Attendance at Upcoming Council Meeting

Announcements

DATES TO REMEMBER

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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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 24th 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 7th day of May 2019.

CITY OF LAUREL

Thomas C. Nelson, Mayor

Attest:

Bethany Langve, Clerk/Treasrer

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Item Attachment Documents:

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.

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.

RESOLUTION NO. R19-___

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.

WHEREAS, the City solicited bids from qualified firms to determine the cost to complete the City's project known as the East 6th 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 6th Street Project.

Introduced at a regular meeting of the City Council on _____, 2019, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel this ____ day of _____, 2019.

APPROVED by the Mayor this ____ day of _____, 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 6th 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	BASE BID SCHEDULE 1 - WATER IMPROVEMENTS 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
	SCHEDULE 1 SUBTOTAL:				\$ 125,464.00		\$ 294,732.00		\$ 281,391.72
201	BASE BID SCHEDULE 2 - STREET IMPROVEMENTS Mobilization	1	LS	\$ 49,000.00	\$ 49,000.00	\$ 34,460.40	\$ 34,460.40	\$ 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
SCHEDULE 2 SUBTOTAL:					\$ 1,084,860.00		\$ 868,498.00		\$ 1,106,497.99
BASE BID SCHEDULE 3 - SID IMPROVEMENTS									
301	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
SCHEDULE 3 SUBTOTAL:					\$ 66,426.00		\$ 55,670.00		\$ 99,127.48
Total of Base Bid				\$	1,276,750.00	\$	1,218,900.00	\$	1,487,017.19

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 th 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 6th 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:

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

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CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Laurel, Montana (the "City"), hereby certify that the attached resolution is a true copy of Resolution No. _____, 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 _____ day of May, 2019.

Bethany Langve, City Clerk-Treasurer

RESOLUTION NO. _____

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 6th 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

EXHIBIT A-1



EXHIBIT A-2

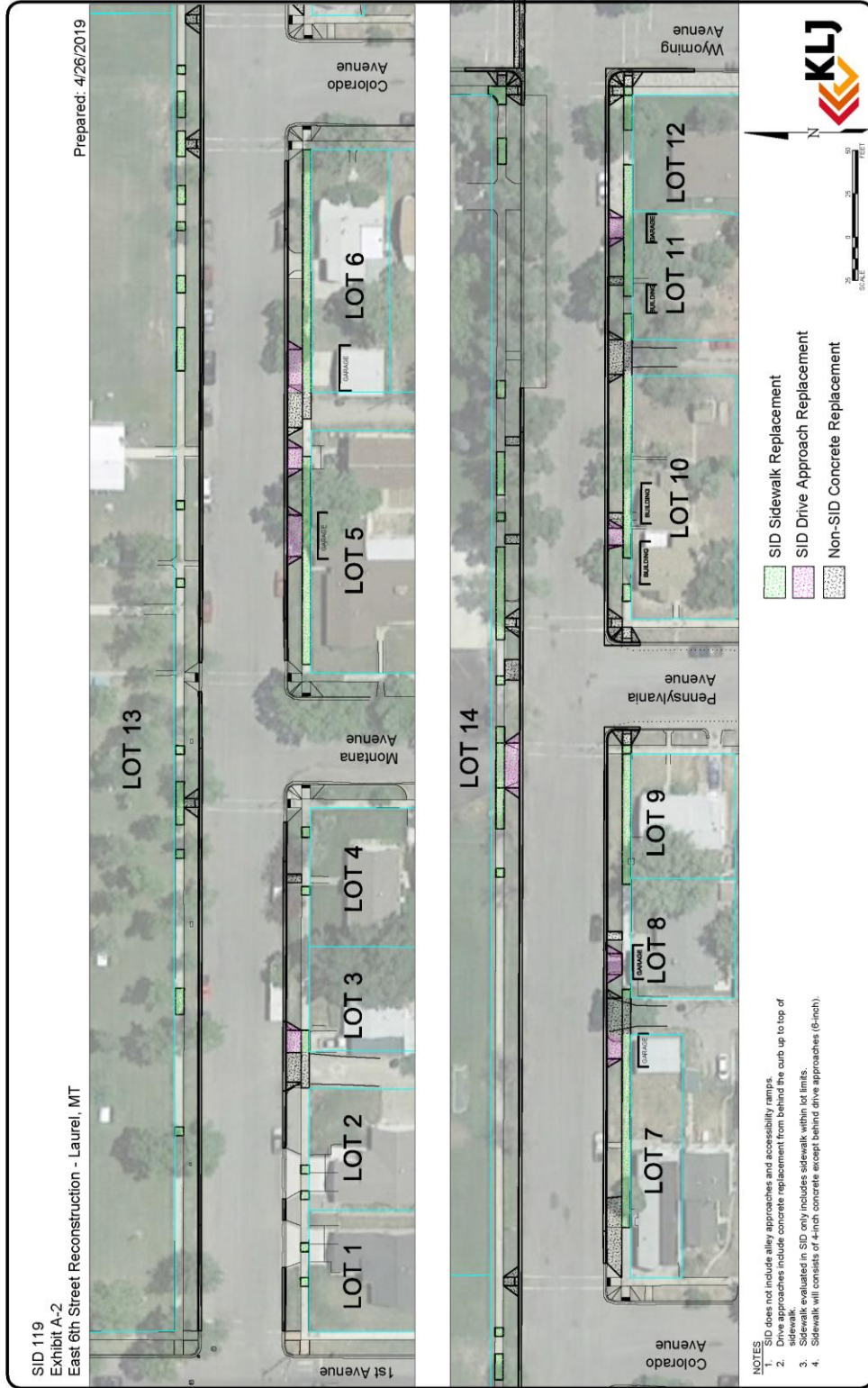


EXHIBIT B

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	B01102D	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	B01103D	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	B01112D	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	B01113D	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	B01124D	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	B01126D	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	B01125D	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	B01137D	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	B01138D	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	B00542D	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	B00541D	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
Subtotal: Direct Construction Cost					\$57,152.10
3	Mobilization, Bonding, Etc.	1	LS	\$5,700.00	\$5,700.00
4	Traffic Control	1	LS	\$1,800.00	\$1,800.00
Total Construction Cost					\$64,652.10
5	Engineering & CM				\$0.00
6	SID Formation Assistance				\$0.00
Total Capital Cost					\$64,652.10
Cost of Bond Issuance for SID					
	Revolving Fund Deposit		5.0%		\$3,450.00
	Rounding				\$897.90
Total cost to be assessed					\$69,000.00

Item Attachment Documents:

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 Benefit Program.

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.

RESOLUTION NO. R11-__

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 BENEFIT PROGRAM.

WHEREAS, the City Council previously authorized the City's Health Insurance Committee to seek bids to provide health insurance for the City's employees and dependents; and

WHEREAS, the City of Laurel complied with its procurement policy and Montana Law by utilizing a competitive bid process to ensure the selected bidder will provide satisfactory health care coverage and in the City's best interest; and

WHEREAS, City staff reviewed the proposals and determined the proposal submitted by _____ was the most responsive to the City's request, and hereby recommends selection of the same.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Laurel, Montana, that the Mayor is authorized to sign an agreement with _____ for the employee health insurance program, a copy of which is attached hereto; and

BE IT FURTHER RESOLVED, the Mayor is authorized to sign agreements with _____ for the employee dental and health insurance.

Introduced at a regular meeting of the City Council on _____, 2019 by Council Member _____.

PASSED and ADOPTED by the City Council of the City of Laurel, Montana, this ___th day of May, 2019.

APPROVED by the Mayor this ___th 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

Item Attachment Documents:

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.

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.

RESOLUTION NO. R19-__

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 _____, 2019, by Council Member _____.

PASSED and ADOPTED by the City Council of the City of Laurel, Montana, this __ day of _____ 2019.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

APPROVED AS TO FORM:

Sam Painter Civil City Attorney

Item Attachment Documents:

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)

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.

ORDNANCE NO 019-01

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 7th day of May, upon motion of Council Member _____.

APPROVED BY THE MAYOR this 7th day of May 2019.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

Item Attachment Documents:

Draft Council Agenda 5.7.2019.

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.



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

NEXT RES. NO.
R18-XX

NEXT ORD. NO.
O18-XX

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.

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 - 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 - 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 - 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 Benefit Program.
12. 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.
13. 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.

DATES TO REMEMBER