



**AGENDA
CITY OF LAUREL
CITY COUNCIL MEETING
TUESDAY, MARCH 23, 2021
6:30 PM
COUNCIL CHAMBERS**

NEXT RES. NO.
R21-18

NEXT ORD. NO.
O21-02

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 March 9, 2021.

Correspondence

2. Laurel Chamber of Commerce Agenda for March 11, 2021; Laurel Chamber of Commerce Minutes of February 11, 2021.
3. Beartooth RC&D Correspondence

Council Disclosure of Ex Parte Communications

Public Hearing

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.*

4. Claims entered through March 19, 2021.
5. Approval of Payroll Register for PPE 3/7/2021 totaling \$196,720.40.

Ceremonial Calendar

Reports of Boards and Commissions

6. Budget/Finance Committee Minutes 2.23.2021.
7. Tree Board Minutes of February 18, 2021.
8. Public Works Committee Minutes of February 8, 2021.
9. Emergency Services Committee Minutes June 22, 2020.
10. Emergency Services Committee July 27, 2020.

- [11.](#) Emergency Services Committee Minutes of August 24, 2020.
- [12.](#) Emergency Services Committee Minutes September 28, 2020.
- [13.](#) Emergency Services Committee Minutes October 26, 2020.
- [14.](#) Emergency Services Committee Minutes of February 22, 2021.
- [15.](#) Laurel Urban Renewal Agency Minutes of February 22, 2021.

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

- [16.](#) Resolution No. R21-18: A Resolution Of The City Council To Amend The Large Grant Request Program Budget Pursuant To The Recommendation Of The Laurel Urban Renewal Agency.
- [17.](#) Resolution No. R21-19: A Resolution Of The City Council Authorizing The Mayor To Sign A Memorandum Of Understanding With The Laurel Lions Club And Laurel Community Foundation Accepting Donations For Improvements At The Laurel Lion's Family Park.
- [18.](#) Resolution No. R21-20: A Resolution Of The City Council Authorizing The Mayor To Sign A Contract With Rocky Mountain Doors For The Purchase And Installation Of A Door For The City's Water Plant.
- [19.](#) Resolution No. R21-21: A Resolution Of The City Council Authorizing The Mayor To Sign A Contract With CIP Construction Technologies, Inc. For The Rehabilitation And Repair Of Certain Sewer Manholes For The City Of Laurel.
- [20.](#) Resolution No. R21-22: A Resolution Of The City Council Authorizing The Mayor To Sign A Contract With Laurel Power Systems For Purchase And Installation Of A New Aftercooler For The City's Water Treatment Plant.
- [21.](#) Ordinance No. O21-02: An Ordinance Amending Certain Chapters Of Title 14 Of The Laurel Municipal Code Relating To The Adoption And Enforcement Of Building Codes For The City Of Laurel As Required By The State Of Montana.

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

File Attachments for Item:

1. Approval of Minutes of March 9, 2021.

DRAFT

MINUTES OF THE CITY COUNCIL OF LAUREL

MARCH 9, 2021

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 March 9, 2021.

COUNCIL MEMBERS PRESENT: Emelie Eaton Heidi Sparks
 Bruce McGee Richard Herr
 Scot Stokes Irv Wilke
 Richard Klose

COUNCIL MEMBERS ABSENT: Don Nelson

OTHER STAFF PRESENT: Stan Langve, Chief of Police
 Nick Altonaga, Planning Director

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 February 23, 2021, as presented, seconded by Council Member Wilke. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

CORRESPONDENCE:

- Laurel Airport Authority Minutes of January 26, 2021.

COUNCIL DISCLOSURE OF EX PARTE COMMUNICATIONS: None.

PUBLIC HEARING:

- Public Hearing On A Resolution Granting A Variance To The Minimum Lot Size Requirement For Property Located Within The City Of Laurel's Community Commercial Zoning District For Property Located At 503 Fir Avenue/1313 E. Main Street, Within The City Of Laurel.

Mayor Nelson stated this is the time and place set for the public hearing on the City of Laurel's Resolution Granting A Variance To The Minimum Lot Size Requirement For Property Located Within The City Of Laurel's Community Commercial Zoning District For Property Located At 503 Fir Avenue/1313 E. Main Street, Within The City Of Laurel.

Mayor Nelson opened the public hearing and asked Staff to present the item.

Nick Altonaga, Planning Director, reviewed the attached Staff report.

Mayor Nelson opened the floor for public comment and stated that copies of the rules governing the public hearing were posted in the council chambers.

Mayor Nelson asked three (3) times if there were any proponents.

Zene Johnson, 1909 9th Street W Billings, MT 59102, stated that Patty Johnson was her sister. So I am sure some of you who knew Patty. She died in May of last year. Her son is here and lives at 1313 E. Main. He does not want to be a landlord. She stated she had been a realtor for half her life. She stated that she and Patty had talked about splitting this many times over the years because she didn't like being a landlord either. She stated that she would get together with whoever was the Planner at that time and give her the information, and she just never got around to getting the surveyor there and getting it done. Now it is really something that needs to be done. Brian, they have three little kids. Two of them are, I am not sure exactly what you call it if you are going to be adopting, but you

Council Minutes of March 9, 2021

can't because two of those children have native blood and so, therefore, they can't be adopted, but whatever the step just below that is. In other words, they will be their parents forever. They both have some issues because of fetal alcohol syndrome, and what have you. Brian and Joanna have to work very hard to take care of the children. It takes a lot more concentration than it does just to take care of our own kids. Anyone who has kids knows it takes a lot to take care of any child. Then when you have one with special needs.

Brian does not want to be a landlord. She stated she is a contractor and built houses in Laurel many years ago. What we would like to do is fix the place up, make it look nice and function nice and sell it. They would like to sell it because sellers and buyers take better care of the property than renters do. She stated she has rentals; she knows this. Once we have a family or whatever you call a group of people that live together these days. They would probably take better care than could ever be maintained as far as having as a rental. Anyone in here that has rentals knows that it takes a special personality to be able to deal with rentals. It comes back to the point that having owners live in the property over having a rental. That is basically what I am asking to have done is have it split off. She stated she has talked to the surveyor; as soon as we have the blessing of the City Council, she can get the surveyor there and get what needs to be done, done.

Mayor Nelson asked three (3) times if there were any opponents. There were none.

Council Member Klose stated that at Workshop, he had asked if each property had separate utilities or if some of those were joint. The applicant clarified the utilities are separate.

Mayor Nelson stated that he would not have Staff respond to questions as there were none.

Mayor Nelson closed the public hearing.

- **Public Hearing On A Resolution Approving Zone Changes For Block 7, Lots 3-11 Iron Horse Station Subdivision, Phase II, An Addition To The City Of Laurel.**

Mayor Nelson stated this is the time and place set for the public hearing on the City of Laurel's Resolution Approving Zone Changes For Block 7, Lots 3-11 Iron Horse Station Subdivision, Phase II, An Addition To The City Of Laurel.

Mayor Nelson opened the public hearing and asked Staff to present the item.

Nick Altonaga, Planning Director, reviewed the attached Staff report.

Mayor Nelson opened the floor for public comment and stated that copies of the rules governing the public hearing were posted in the council chambers.

Mayor Nelson asked three (3) times if there were any proponents. There were none.

Mayor Nelson asked three (3) times if there were any opponents.

Zena Payton, 1131 Colorado Avenue, stated that she is opposed to this zone changes, specifically the apartment complex. We, as owners close to that zone change, are worried about more crime and theft. We have about a five-acre lot out there. We have not had a problem with theft in the past. It is her understanding that they are wanting to build two to three apartment complexes. With that brings increased crime, increased theft. She stated that she is not sure about the rental proponents that go with that. Not that she is opposed to low-level rentals; however, with the City of Billings and the City of Laurel and their growth, we do have increased crime levels. She stated she is concerned with that. She stated that would be her opposition to this zone change.

Nick Altonaga, Planning Director, stated these lots are not big enough for large multi-unit apartment complexes. It will be more like a four-plex.

Mayor Nelson stated that he would not have Staff respond to questions as there were none.

Mayor Nelson closed the public hearing.

CONSENT ITEMS:

- **Claims entered through March 5, 2021.**
A complete listing of the claims and their amounts is on file in the Clerk/Treasurer's Office.

- Approval of Payroll Register for PPE 2/21/2021 totaling \$192,321.38.
- Workshop Minutes of November 19, 2019.
- Workshop Minutes of July 7, 2020.
- Workshop Minutes of July 21, 2020.

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

Motion by Council Member Eaton to approve the consent items as presented, seconded by Council Member McGee. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

CEREMONIAL CALENDAR: None.

REPORTS OF BOARDS AND COMMISSIONS:

- Planning Board Minutes of February 17, 2021.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT): None.

SCHEDULED MATTERS:

- Appointment of Josh Anderson to the Laurel Police Reserves.

Chief Langve gave a brief overview of Mr. Anderson's qualifications. He is expected to graduate from the Reserves class on May 15th. Council is invited to attend.

Motion by Council Member McGee to approve the Mayor's appointment of Josh Anderson to the Laurel Police Reserves, seconded by Council Member Eaton. There was no council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- Resolution No. R21-14: A Resolution Declaring Certain City Property "Surplus" Available For Sale Or Trade To The Public Or Other Governmental Entities Or Vendors.

Motion by Council Member Sparks to approve Resolution No. R21-14, seconded by Council Member Eaton. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- Resolution No. R21-15: A Resolution Granting A Variance To The Minimum Lot Size Requirement For Property Located Within The City Of Laurel's Community Commercial Zoning District For Property Located At 503 Fir Avenue/1313 E. Main Street, Within The City Of Laurel.

Motion by Council Member Herr to approve Resolution No. R21-15, seconded by Council Member Wilke. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- Resolution No. R21-16: A Resolution Approving Zone Changes For Block 7, Lots 3-11 Iron Horse Station Subdivision, Phase II, An Addition To The City Of Laurel.

Motion by Council Member Wilke to approve Resolution No. R21-16, seconded by Council Member McGee. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

- Resolution No. R21-17: A Resolution Of The City Council Approving A Task Order For KLJ Engineering Inc. To Authorize Work On The Water Storage Tank Roof Recoat Project For The City Of Laurel.

DRAFT

Council Minutes of March 9, 2021

Motion by Council Member Klose to approve Resolution No. R21-17, seconded by Council Member Wilke. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

ITEMS REMOVED FROM THE CONSENT AGENDA: None.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION:

A Council Member noted that there seems to be a lot of helicopter activity today. They questioned if the Mayor knew what was going on at the Laurel Airport. Mayor Nelson stated he did not know, but most likely fire season preparations.

MAYOR UPDATE:

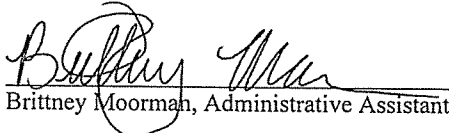
Mayor Nelson reminded Council that March is a 5 Tuesday month. There is no meeting on March 30, 2021.

UNSCHEDULED MATTERS: None.

ADJOURNMENT:

Motion by Council Member Eaton to adjourn the council meeting, seconded by Council Member McGee. There was no public comment or council discussion. A vote was taken on the motion. All seven council members present voted aye. Motion carried 7-0.

There being no further business to come before the council at this time, the meeting was adjourned at 7:09 p.m.

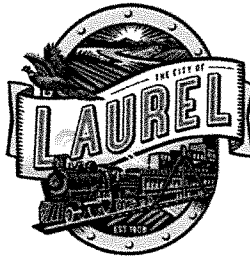

Brittney Moorman, Administrative Assistant

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 23rd day of March 2021.

Thomas C. Nelson, Mayor

Attest:

Bethany Langve, Clerk/Treasurer



LAUREL CITY-COUNTY PLANNING DEPARTMENT

STAFF REPORT

TO: Laurel City-County Planning Board
FROM: Nicholas Altonaga, Planning Director
RE: Johnson Variance Request for 503 Fir Ave
DATE: February 12, 2021

DESCRIPTION OF REQUEST

A variance to the Laurel Municipal Code was requested by Zene Johnson on behalf of Brian Johnson for 503 Fir Avenue/ 1313 E. Main Street. The variance application form and justification letter were submitted on January 22, 2021. The variance requested pertains to the minimum lot size requirement for a single dwelling unit on an individual lot. 503 Fir Avenue/ 1313 E. Main Street contains two detached single-family dwellings. The Applicant would like to split the lot and sell one of the parcels, due to a lack of time and ability to maintain the second unit as a rental.

The property is located within the Community Commercial (CC) zoning district. Single and two-family residences in the Community Commercial district follow the requirements of the Residential Limited Multi-Family district. A variance is required because the lots would not conform to the requirements of RLMF zoning. The district requires a minimum of 6,000sqft for a single dwelling unit. The lot is currently 10,593sqft, which is not enough area to accommodate two legal lots.

Owner: Brian R. Johnson
Legal Description: NUTTING SUBD, S10, T02 S, R24 E, BLOCK 14, Lot 10 - 12, LESS 198' FOR TURN LANE (07)
Address: 503 Fir Ave/1313 E. Main Street
Parcel Size: 10,593 sqft
Existing Land Use: Two Single Family Dwellings
Proposed Land Use: Two Single Family Dwellings (separation of parcels)
Existing Zoning: Community Commercial

BACKGROUND AND PROCEDURAL HISTORY

- The Planning Director met with the Applicant in the Summer and Autumn of 2020 to discuss the situation and available options.
- Variance Application submitted on January 22, 2021.
- A Public Hearing is scheduled at the February 17, 2021 Planning Board meeting to receive public comment and vote on recommendations to be provided to City Council.
- A Public Hearing is scheduled at the City Council meeting on March 9, 2021 to receive public comment and approve, approve with conditions, or deny the variance requests.

STAFF FINDINGS

The Applicant is requesting a variance to Table LMC 17.16.020 which presents the zoning requirements for Residential districts. The RLMF zoning jurisdiction (which the CC district uses as the requirements for one and two-family dwellings) requires a minimum of 6,000sqft for a single dwelling unit. The Applicant seeks to split the property, creating two lots each with a single-family home.

- ❖ The Applicant has provided a justification letter regarding the Variance request.
- ❖ Parcel contains two single-family dwellings on a 10,593sqft lot.
- ❖ The current owner would like to split the lots and sell 503 Fir Avenue to someone who can provide proper attention and care to the property.
- ❖ The current owner of the parcel does not have the time and ability to maintain both dwelling units due to family obligations.
- ❖ Dividing the lot would create two lots that are approximately 5,296sqft in size.
- ❖ This lot size is roughly equivalent to many lots in the neighboring area.
- ❖ The property deeded approximately 200sqft of the lot to the Montana Department of Transportation in 2006 for additional right-of-way.
- ❖ The public noticing requirements have been met.

PLANNING BOARD AND GOVERNING BODY REVIEW CRITERIA

The City-County Planning Board shall act as a zoning commission in order to recommend the boundaries of the various districts and appropriate regulations to be enforced.

- A. It shall be the duty of the zoning commission to authorize, upon appeal in specific cases, such land use variances from the terms of the zoning ordinances as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement of the provisions of the ordinances or regulations will result in unnecessary hardship, and so that the spirit of the ordinances shall be observed and substantial justice done. The zoning commission shall, after a public hearing, make a recommendation to the mayor and council concerning the land use variance application.
- B. The zoning commission shall not recommend that land use variances be granted:

1. Unless the denial would constitute an unnecessary and unjust invasion of the right of property;
2. Unless the grant relates to a condition or situation special and peculiar to the applicant;
3. Unless the basis is something more than a mere financial loss to the owner;
4. Unless the hardship was created by someone other than the owner;
5. Unless the variance would be within the spirit, intent, purpose and general plan of this title;
6. Unless the variance would not affect adversely or injure or result in injustice to others; and
7. Ordinarily unless the applicant owned the property prior to the enactment of this title or amendment.

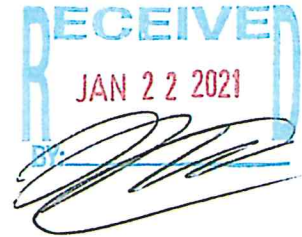
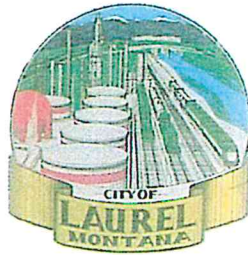
RECOMMENDATIONS

The Planning Director recommends that the Planning Board approve the variance request. The Planning Director has prepared drafted conditions of approval which are presented below.

1. Division of the lots of 503 Fir Ave and 1313 E. Main Street will be filed within six (6) months of variance approval.
2. Lots shall be maintained in good condition.
3. All applicable permits and approvals for construction, driveway accesses, and other ingress and egress points shall be applied for.
4. No residential or commercial uses shall take place on the subject properties that are in violation of Chapter 17 of the Laurel Municipal Code.
5. No commercial kennel or other pet-related enterprise shall be established on the parcel.

ATTACHMENTS

1. Variance Application
2. Justification Letter
3. Concept Plan for lot division
4. Overhead map with 300ft buffer
5. List of adjacent property owners
6. Public hearing notice
7. Bargain and Sale Deed (MDT)
8. LMC 17.16 – Residential Districts
9. LMC 17.20 – Commercial – Industrial Use Regulations



Laurel Variance Request Application

This application covers appeals from decisions of the Planning Department (and sometimes other officials) and for requests for variances concerning setbacks, structures, heights, lot coverage, etc.

The undersigned owner or agent of the owner of the following described property requests a variance to the Zoning Ordinances of the City of Laurel as outlined by the laws of the State of Montana.

1. Name of property owner: BRIAN JOHNSON
2. Name of Applicant if different from above: ZENE JOHNSON
3. Phone number of Applicant: 406-591-4774
4. Street address and general location: 503 FIR & 1317 E MAIN
5. Legal description of the property: NUTTING SUBD BLOCK 14 LOT 10
6. Current Zoning: COMMUNITY COMMERCIAL
7. Provide a copy of covenants or deed restrictions on property.

I understand that the filing fee accompanying this application is not refundable, that it pays part of the cost of process, and that the fee does not constitute a payment for a variance. I also understand I or my agent must appear at the hearing of this request before the Planning Board and all of the information presented by me is true and correct to the best of my knowledge.

Signature of Applicant: Zene Johnson

Date of Submittal: 1-15-21

January 15, 2021

TO: City-County Planning

RE: Laurel Municipal Code Chapter 17.60.020

503 Fir – 1313 E. Main- Block 14, Lot 10, Nutting Subd.

I am asking that a variance be granted for this property. My mother Patty Johnson, who was well known in Laurel having lived there for more than 30 years, died May 12, 2020. I subsequently inherited the property, which consists of two houses and a couple of storage sheds. My family now lives in the house at 1313 E. Main. It had been extensively remodeled after a fire 6 or 7 years ago and a car crashing into it 3 or 4 years ago. Therefore, it is a better fit for me, my wife and 3 small children.

The house at 503 Fir has been used as a rental for many years and having a rental is something neither my wife nor I want or have time for. We have two special needs children and would like to split the property and sell the 503 Fir house to people who can devote time, attention and love to it.

Because the lot is 10,953 sq ft, it would make the lots slightly under the regular 6,000 sq, ft. lots consistent with the area. However, there are several lots in the area smaller so this should be hopefully an acceptable variance. It would certainly make our lives a lot easier.

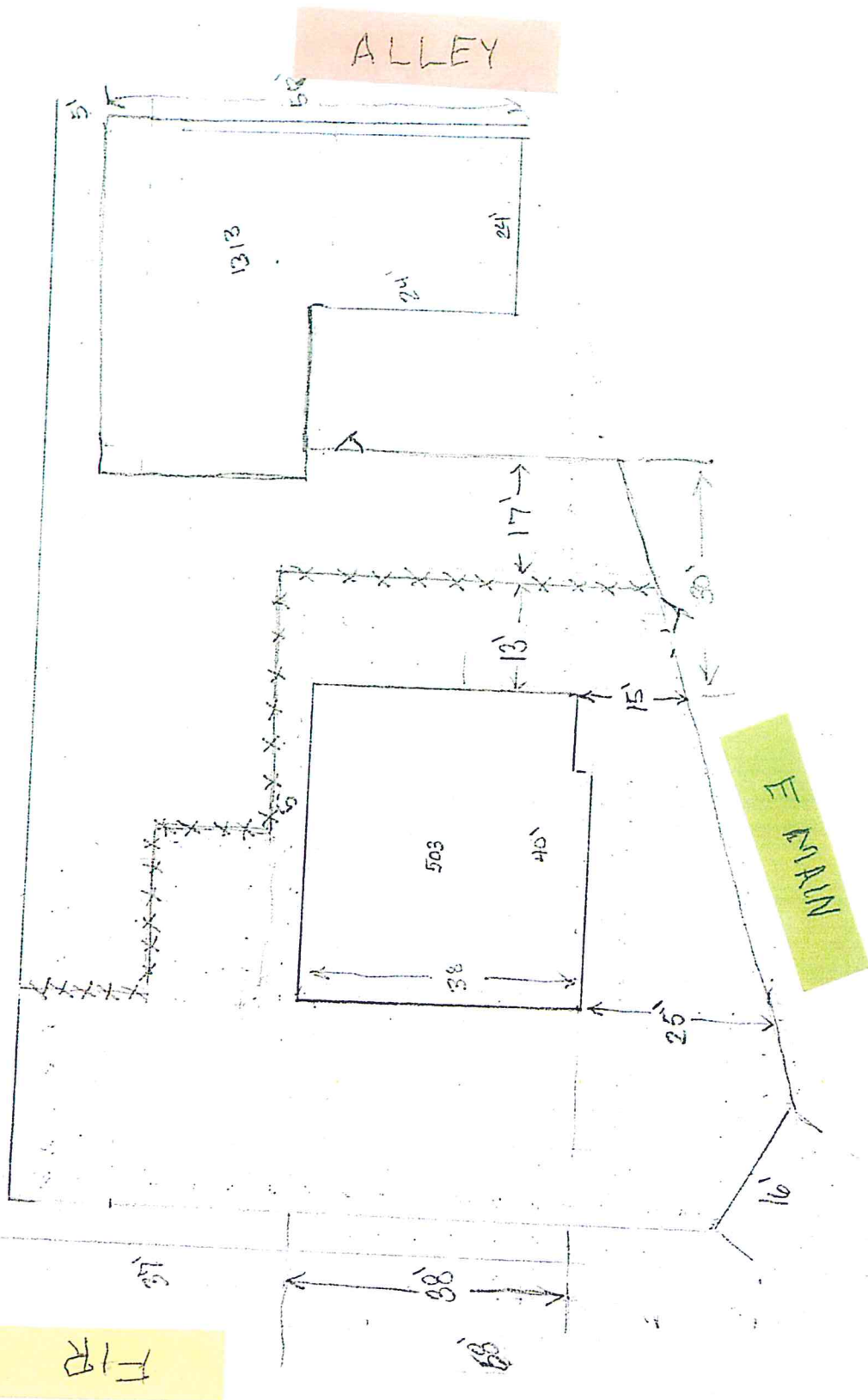
That being the case, we respectfully request that you recommend this variance to the Laurel City Council.

Thank you.

Brian Johnson

A handwritten signature in cursive script, appearing to read "Brian Johnson", written in dark ink.

Approximate



MONTANA RAIL LINK
D13144C
PO BOX 16624
MISSOULA, MT 59808-6624

MONTANA RAIL LINK
D13144C
PO BOX 16624
MISSOULA, MT 59808-6624

MONTANA RAIL LINK
D13144C
PO BOX 16624
MISSOULA, MT 59808-6624

THIEL, LARRY V TRUSTEE
B00855
1328 RIDGE DR
LAUREL, MT 59044-1816

THIEL, LARRY V TRUSTEE
B00855
1328 RIDGE DR
LAUREL, MT 59044-1816

THIEL, LARRY V TRUSTEE
B00855
1328 RIDGE DR
LAUREL, MT 59044-1816

HINES, MICHAEL J
B00854
504 FIR AVE
LAUREL, MT 59044

HINES, MICHAEL J
B00854
504 FIR AVE
LAUREL, MT 59044

HINES, MICHAEL J
B00854
504 FIR AVE
LAUREL, MT 59044

ROMEE, MICHAEL P & JUDY ANN
B00853
619 E 5TH ST
LAUREL, MT 59044-2710

ROMEE, MICHAEL P & JUDY ANN
B00853
619 E 5TH ST
LAUREL, MT 59044-2710

ROMEE, MICHAEL P & JUDY ANN
B00853
619 E 5TH ST
LAUREL, MT 59044-2710

ATKINSON, RITA R
B00852
510 FIR AVE
LAUREL, MT 59044

ATKINSON, RITA R
B00852
510 FIR AVE
LAUREL, MT 59044

ATKINSON, RITA R
B00852
510 FIR AVE
LAUREL, MT 59044

BUREAU, RONALD W & DARLA J
B00851
518 FIR AVE
LAUREL, MT 59044

BUREAU, RONALD W & DARLA J
B00851
518 FIR AVE
LAUREL, MT 59044

BUREAU, RONALD W & DARLA J
B00851
518 FIR AVE
LAUREL, MT 59044

FRANK, TANCY
B00850
8522 DANFORD RD
LAUREL, MT 59044-8317

FRANK, TANCY
B00850
8522 DANFORD RD
LAUREL, MT 59044-8317

FRANK, TANCY
B00850
8522 DANFORD RD
LAUREL, MT 59044-8317

SMITH, BRAD M
B00849
524 FIR AVE
LAUREL, MT 59044

SMITH, BRAD M
B00849
524 FIR AVE
LAUREL, MT 59044

SMITH, BRAD M
B00849
524 FIR AVE
LAUREL, MT 59044

MEISNER, GLEN ALAN
B00862
523 ELM AVE
LAUREL, MT 59044

MEISNER, GLEN ALAN
B00862
523 ELM AVE
LAUREL, MT 59044

MEISNER, GLEN ALAN
B00862
523 ELM AVE
LAUREL, MT 59044

GIERKE, GUY W
B00861
519 ELM AVE
LAUREL, MT 59044

YODER, JOHN ARLEN
B00860
513 ELM AVE
LAUREL, MT 59044

FOSTER, JEREMY
B00859
509 ELM AVE
LAUREL, MT 59044

STEINMASSEL, TERRY A & TRACY
B00858 B00857
519 W 11TH ST
LAUREL, MT 59044

FIECHTNER, BRIAN K
B00856
4215 HILLCREST RD
BILLINGS, MT 59101

SUMMERS, DIANE MARIE & DELORES
SCHIED
B00866 B00865
2202 WILLOWBROOK WAY
BILLINGS, MT 59102-2880

TINNES FAMILY TRUST
B00864
7974 ROBIN RD
PARKER, CO 80138

PAUL, JAMES J & RIKKI
B00863
7263 FOLSOM RD
BILLINGS, MT 59106-2536

GEORGE, MIKE R & STEPHANIE A
B00871
1304 E 6TH ST
LAUREL, MT 59044

HOLYCROSS, DAVID A & FLORENCE
B00870
801 E 4TH ST
LAUREL, MT 59044-2801

GIERKE, GUY W
B00861
519 ELM AVE
LAUREL, MT 59044

YODER, JOHN ARLEN
B00860
513 ELM AVE
LAUREL, MT 59044

FOSTER, JEREMY
B00859
509 ELM AVE
LAUREL, MT 59044

STEINMASSEL, TERRY A & TRACY
B00858 B00857
519 W 11TH ST
LAUREL, MT 59044

FIECHTNER, BRIAN K
B00856
4215 HILLCREST RD
BILLINGS, MT 59101

SUMMERS, DIANE MARIE & DELORES
SCHIED
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2202 WILLOWBROOK WAY
BILLINGS, MT 59102-2880

TINNES FAMILY TRUST
B00864
7974 ROBIN RD
PARKER, CO 80138

PAUL, JAMES J & RIKKI
B00863
7263 FOLSOM RD
BILLINGS, MT 59106-2536

GEORGE, MIKE R & STEPHANIE A
B00871
1304 E 6TH ST
LAUREL, MT 59044

HOLYCROSS, DAVID A & FLORENCE
B00870
801 E 4TH ST
LAUREL, MT 59044-2801

GIERKE, GUY W
B00861
519 ELM AVE
LAUREL, MT 59044

YODER, JOHN ARLEN
B00860
513 ELM AVE
LAUREL, MT 59044

FOSTER, JEREMY
B00859
509 ELM AVE
LAUREL, MT 59044

STEINMASSEL, TERRY A & TRACY
B00858 B00857
519 W 11TH ST
LAUREL, MT 59044

FIECHTNER, BRIAN K
B00856
4215 HILLCREST RD
BILLINGS, MT 59101

SUMMERS, DIANE MARIE & DELORES
SCHIED
B00866 B00865
2202 WILLOWBROOK WAY
BILLINGS, MT 59102-2880

TINNES FAMILY TRUST
B00864
7974 ROBIN RD
PARKER, CO 80138

PAUL, JAMES J & RIKKI
B00863
7263 FOLSOM RD
BILLINGS, MT 59106-2536

GEORGE, MIKE R & STEPHANIE A
B00871
1304 E 6TH ST
LAUREL, MT 59044

HOLYCROSS, DAVID A & FLORENCE
B00870
801 E 4TH ST
LAUREL, MT 59044-2801

THURMAN, MITCHELL R
B00869
515 FIR AVE
LAUREL, MT 59044

GORDON, VIRGINIA F
B00868
509 FIR AVE
LAUREL, MT 59044

JOHNSON, BRIAN RICHARD
B00867
503 FIR AVE
LAUREL, MT 59044

ARROYO SECO GROUP INC &
B00873
7308 EL NIDO
LA VERNE, CA 91750-1127

FRANCO, CAROL
B00874
1404 E 6TH ST
LAUREL, MT 59044

PROPRIEDAD LLC
B00774
PO BOX 20853
BILLINGS, MT 59104-0853

RATCLIFF, RANDALL C & RANA
B00773 1003415
2807 LYNDAL LN
BILLINGS, MT 59102-1439

STOEBE, ROBIN RODNEY
1003055
4206 WATERFORD DR
BILLINGS, MT 59106-1723

THURMAN, MITCHELL R
B00869
515 FIR AVE
LAUREL, MT 59044

GORDON, VIRGINIA F
B00868
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STOEBE, ROBIN RODNEY
1003055
4206 WATERFORD DR
BILLINGS, MT 59106-1723

PUBLIC HEARING NOTICE

The Laurel City-County Planning Board and Zoning Commission will conduct a public hearing on a variance application submitted by Zene Johnson regarding the property at 503 Fir Ave for lot coverage requirements. The Zoning Commission hearing is scheduled for **5:35 P.M., in the City Council Chambers at City Hall, 115 West 1st Street, Laurel, Montana, on Wednesday, February 17th, 2021.**

Additionally, the City Council has scheduled a public hearing for the consideration of the variance request. The City Council hearing is scheduled for **6:30 P.M., in the City Council Chambers at City Hall, 115 West 1st Street, Laurel, Montana, on Tuesday, March 9th, 2021.**

The applicant seeks to split the parcel at 503 Fir Avenue into two parcels. The lot is 10,953 square feet in size. This property is zoned Community Commercial (CC). The Community Commercial zoning district requires a minimum lot size of 6,000 square feet. The splitting of the lot into two parcels would create a nonconforming lot and is not allowable. The applicant requires a variance approval by the Laurel City Council to have a lot which conforms to Laurel City Code.

It is the duty of the zoning commission to authorize, upon appeal in specific cases, such land use variances from the terms of the zoning ordinances as will not be contrary to the public interest where a literal enforcement of the provisions of the ordinances or regulations will result in unnecessary hardship.

Public comment is encouraged and can be provided in person at the public hearings on February 17th and March 9th. Public comment can also be made via email to the Planning Director, or via letter to the Planning Department office at 115 West 1st Street Laurel, MT 59044. A copy of the variance application and supporting documentation is available for review upon request at the Planning Department office. Questions regarding this public hearing may be directed to the Planning Director at 628.4796 ext. 5302, or via email at cityplanner@laurel.mt.gov.



B-80865

ROWForms\Pin\521

Revised 9/29/06

State of Montana
Department of Transportation
Right-of-Way Bureau
2701 Prospect Avenue
PO Box 201001
Helena, MT 59620-1001

Project ID: HSIP 4-2(32)55 Parcel No.: 13 County: Yellowstone
Designation: 2002 - TURN LANE - LAUREL
Project No.: 5304-032

Bargain and Sale Deed

This Deed, made this 7th day of JUNE, 2007, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration now paid, the receipt of which is acknowledged, **witnesses that,**

Patricia A. Johnson
500 Fir Ave. 1313 EAST MAIN ST.
Laurel, MT 59044-2828

does hereby **grant, bargain, sell and convey** to the **City of Laurel, Montana**, the following-described real property:

Parcel No. 13 on Montana Department of Transportation Project HSIP 4-2(32)55, as shown on the Right-of-Way plan for said project recorded in the office of the County Clerk and Recorder of Yellowstone County, Montana. Said parcel is also described as a tract of land in Lot 10, in Block 14, of Nutting Subdivision, in the City of Laurel, Yellowstone County, Montana, according to the official plat thereof, on file and of record in the office of the Clerk and Recorder of Yellowstone County, Montana, as shown by the shaded area on the plat, consisting of 1 sheet, attached hereto and made a part hereof, containing an area of 198 sq. ft., more or less.

RW:D2:5304:p13:JC



Bargain And Sale Deed
Project ID: HSIP 4-2(32)55
Designation: 2002 - TURN LANE - LAUREL

Parcel No.: 13

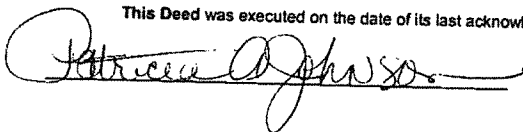
Excepting and reserving to Grantor(s), however, all gas, oil and minerals beneath the surface of the above-described and conveyed premises, together with the right to extract the same, provided that in the exercise of such right, the surface thereof shall not be disturbed, interfered with or damaged. This exception and reservation does not include sand, gravel and other road building materials, which are conveyed by this Deed.

Further excepting and reserving unto the Grantor(s), her heirs, successors and assigns, all water, water rights, ditches, canals, irrigation systems, existing or as relocated, if any, including but not limited to, water stock or shares, bonds, certificates, contracts and any and all other indicia of water, water right and ditch ownership, or any interest therein appurtenant to the land described therein, save and except groundwater for the use, benefit and purposes of the Grantee(s).

The Grantor(s) further expressly waives and relinquishes all rights, as owner or successor in interest provided under law, for any preference to repurchase all or a portion of this property should it be determined no longer to be necessary for highway purposes.

To have and to hold the above-described and conveyed premises, with all the reversions, remainders, tenements, hereditaments and appurtenances thereto, unto the City of Laurel, Montana, and to its successors and assigns forever.

This Deed was executed on the date of its last acknowledgment.



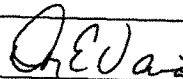
State of MONTANA)
County of YELLOWSTONE)

This instrument was acknowledged before me on JUNE 7, 2007 (date)

by PATRICIA A. JOHNSON (Grantor(s))



(Seal)



Notary Signature Line

DON E. VANICA

Notary Printed Name

Notary Public for State of MONTANA

Residing at: BILLINGS, MONTANA

My Commission Expires: 5 MAY 4, 2008

State of _____)
County of _____)

This instrument was acknowledged before me on _____ (date)

by _____ (Grantor(s))

Notary Signature Line

Notary Printed Name

Notary Public for State of _____

Residing at: _____

My Commission Expires: _____

Recording Information

THIS PLAN IS PREPARED FROM THE MONTANA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLANS AND IS RECORDED IN THE OFFICE OF THE COUNTY CLERK AND RECORDED.

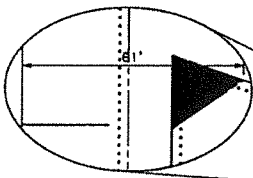
FOR EXISTING R/W RETAINMENT, SEE
CDS. NO. 3291

GRID STATE PLANE COORDINATES
THIS IS A STATE PLANE COORDINATE PROJECT. ALL DIMENSIONS, DISTANCES AND AREAS ON THIS PROJECT ARE BASED ON THE GRID STATE PLANE COORDINATE SYSTEM. THE COMBINATION SCALE FACTOR IS 0.99950767

LEGEND
DIRECTIONAL BOUNDARY
RIGHT OF WAY LINE
TACTICALLY CORRECTED
DATE PREPARED
DATE REVIEWED

MONTANA DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY EXHIBIT
YELLOWSTONE COUNTY
SCALE 1"=50'

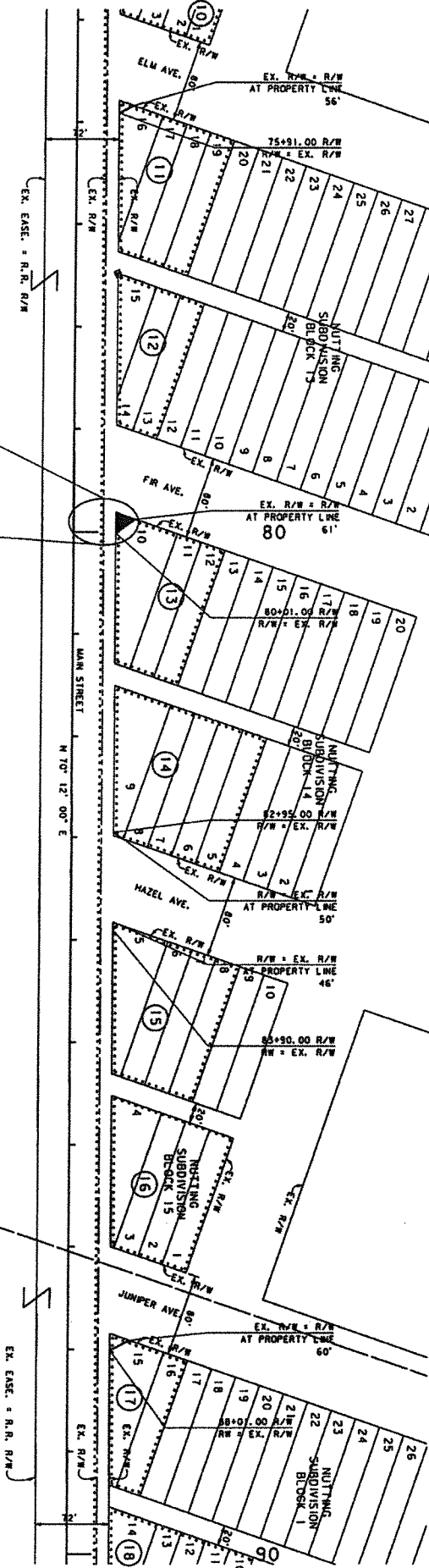
PARCEL 13 DETAIL
NOT TO SCALE



P.O. 1, 80+00.00 IS N 45° 41' 21" E
2724.15' FROM THE SW CORNER
OF SECTION 10. (FNO. 2" ALUM. CAP)

1

NE 1/4 SW 1/4
SEC. 10
NW 1/4 SE 1/4
SEC. 10



LAUREL

STATE
MONTANA
RIGHT OF WAY
PROJECT NO. 3304-032
2002 - TURN LANE - LAUREL

17.16.020 - Zoning classified in districts.

Zoning for residential districts is classified in and subject to the requirements of Table 17.16.020.

Table 17.16.020

Zoning Requirements	R 7,500	R 6,000	RLMF	RMF	RMH	PUD	SR	RT
Minimum lot area per dwelling unit in square feet								
One unit	7,500	6,000	6,000 ¹	6,000 ¹	6,000 ³	See	5 acres	1 acre
Two units		7,500	7,500	7,750		Chapter		
Three units		8,500	8,500	9,500		17.32		
Four units			10,000	11,250				
Five units				13,000				
Six units or more				Add 2,500 each additional unit				
Minimum yard – setback requirements (expressed in feet) and measured from public right-of-way								
Front	20	20	20	20	10		25 ⁵	25
Side	5	5 ⁴	5 ⁴	5 ⁴	5		5 ⁵	5
Side adjacent to street	20	20	20	20	20		10 ⁵	10
Rear	5	5	5	5	5		25 ⁵	25
Maximum height for all buildings	30	35	35	40	30		30	30
Maximum lot coverage (percentage)	30	30	40	45	40		15	30
Minimum district size (expressed in acres)	2.07	2.07	2.07	2.07	2.07		20	5

¹ Row housing may be permitted to be constructed on 3,000 square foot lots if approved through the special review process.

² NA means not applicable

³ The requirements for the mobile homes contained herein relate only to a mobile home subdivision; see Chapter 17.44 of this code for the requirements for a mobile home park.

⁴ Zero side setbacks may be permitted if approved through the special review process.

⁵ All pens, coops, barns, stables, or permanent corrals shall be set back not less than 50 feet from any residence, public road, or water course, and any property line.



17.20.020 - Zoning classified in districts.

Zoning for commercial — industrial use is classified in and subject to the requirements of Table 17.20.020.
(Prior code § 17.32.020)

Zoning Requirements	A	RP*	NC*	CBD*	CC*	HC	LI	HI	P
Lot area requirements in square feet, except as noted, 20 acres	20 acres	NA	NA	NA	NA	NA	NA	NA	NA
Minimum yard requirements:									
Front ^(a)	NA	20	20	NA	20	20	20	20	20
Side ^(b)		0	0		0	0	0	0	0
Side adjacent to street		10	10		10	10	10	10	10
Rear ^(b)		0	0		0	0	0	0	0
Maximum height for all buildings ^(c)	NA	25	25	NA	25	45	70	NA	NA
Maximum lot coverage in percent	NA	50	50	NA	50	75	75	75	50
Minimum district size (expressed in acres)	20 acres	2.07	2.07	2.07	2.07	2.07	2.07	2.07	NA
(NA means not applicable)									
*The lot area, yard and lot coverage requirements for 1 and 2 single family dwellings in commercial zoning districts shall be the same as those in the RLMF residential zoning district.									
(a) Arterial setbacks									
(b) Side and rear yards									
(c) Except as provided in the airport zone									

(Ord. No. O-14-03,8-5-2014)

Laurel City Planner

From: RITA ATKINSON <ritarose71@msn.com>
Sent: Sunday, February 14, 2021 7:30 PM
To: Laurel City Planner
Subject: Fw: Variance application for 503 Fir

From: RITA ATKINSON
Sent: Sunday, February 14, 2021 7:20 PM
To: cityplanner@laurel.my.gov <cityplanner@laurel.my.gov>
Subject: Variance application for 503 Fir

I live at 510 Fir, across the street from this address. Although it has been zoned commercial for decades, I can see no reason for this variance. There are 2 residences on this lot. Exactly what commercial enterprise would be situated here? At the moment, there are 3 cars on what once was a lawn and 1 on the street that haven't moved in months. The small back yard is being used by large dogs that I believe is a breeding operation for a mix of Great Danes and German Shepards. There is usually between 4 to 8 large dogs and this fall also 3 puppies. There is now more chain link kennels and a shed in the back. The police have been called on these dogs numerous times for incessant barking and once for what appeared to be a deceased dog in the yard. The only thing that has changed since these calls are that the dogs are more restricted for space. If the variance is permitted, the lot gets even smaller. Having had German Shepards all of my life, this whole situation is so unfair to those dogs that I have considered calling the Humane Society and having them check to see if this breeding operation was reported in Nevada before it moved here to our neighborhood where everyone has a dog or even two, but they are never treated like this.

Decades ago, when the back building was a glass shop, there was only one residence there and I do understand that when the shop was converted to a house, the commercial zoning was probably grandfathered in but at this point in time, it has created a hardship for everyone in this whole neighborhood. We have residents that work at night, but the dogs bark at all different times of the day and well into the evening. Sometimes they are quiet for hours and sometimes they bark for hours. I have always thought that in the city of Laurel, you could only have 3 dogs unless you have a kennel license. After all the calls to the police, and nothing being done about the number of dogs at that residence, is it being allowed for that reason? And if the parcel is split, can they double the amount of dogs and cars on the lawn?? If it were allowed, the parcel should go back to residential, there is no reason to have a commercial business on that lot.

For this reason not only am I opposed to this variance, but vehemently opposed to this variance.

Sincerely,

Rita Atkinson
510 Fir
Laurel, Mont.

Laurel City Planner

From: Ron Bureau <RDBU1003@msn.com>
Sent: Sunday, February 7, 2021 1:19 PM
To: Laurel City Planner
Subject: Public hearing 503 Fir Ave.

Hello,

My husband and I are concerned with the idea of 503 Fir Ave being split into a nonconforming lot.

We have lived at 518 Fir Ave for 26 years. Our concern is, if allowing the variance change to occur, will this permit the current residents to establish a commercial dog kennel. This property does not conform to the zoning district requirements. The splitting of the lot into two lots will create, as the City had pointed out, a non-conforming lot and is not allowable. We have no problem with the splitting of lot as long the variance states these lots are to be residential rather than commercial.

Some of our neighbors as well as us have called the Laurel Police due to the constant noise from all the barking dogs. The barking goes on for hours at a time, literally all day and night. This being a residential area, will affect all residences within a two-block area if not more. At one point, Laurel had a City Ordinance that permitted no more than 3 dogs permitted at any one residence.

503 Fir Ave currently has approximately 10-11 dogs (that we have counted on a few occasions. The dogs are Great Dane and German Shepards). The barking is an annoyance for the current and future residents on Fir Ave to have to deal with.

Please decline the request for the variance change as stated in the notice to 503 Fir Ave.

Thank you.

Sincerely,
Ronald and Darla Bureau
518 Fir Ave

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LAUREL CITY-COUNTY PLANNING DEPARTMENT

STAFF REPORT

TO: Laurel City-County Planning Board and Zoning Commission
FROM: Nicholas Altonaga, Planning Director
RE: Iron Horse Station Subdivision Zone Change
DATE: February 12, 2021

DESCRIPTION OF REQUEST

The owner/develop of Iron Horse Station Subdivision has requested a zone change for a portion of the subdivision known as "Phase Two." The area requested for a zone change includes Lots 3-11, Block 7, of Phase Two of the Iron Horse Station Subdivision.

This zone change was included in a settlement agreement made between the owner/developer of Iron Horse Station Subdivision and the City of Laurel. The owner/developer requests that Lots 3-11, Block 7 of the Iron Horse Station Subdivision be rezoned from Residential-6000 to Residential Multi-Family (RMF). This Zone Change is required as per the settlement agreement made between the Owner/Developer of Iron Horse Station Subdivision and the City of Laurel.

Owner: Iron Horse Station LLC
Legal Description: IRON HORSE STATION SUB, S09, T02 S, R24 E, BLOCK 7, Lot 3-10, (06)
Address: 1110 Great Northern Road
Parcel Size: 4 Acres
Existing Land Use: Vacant
Proposed Land Use: Multi-Family Residential use
Existing Zoning: Residential 6000
Proposed Zoning: Residential Multi-Family

BACKGROUND AND PROCEDURAL HISTORY

- The Planning Director met with the Public Works Director and City Attorney to discuss the capacity and specifics of the zone change request in December, 2020.
- The Zone Change is included in a settlement agreement between the owner/developer of the Iron Horse Station Subdivision and the City of Laurel.
- The settlement agreement was approved by the City of Laurel on February 9, 2021.

- The Zone Change application was prepared and submitted to the Laurel Planning Board for its February 17, 2021 meeting as part of the conditions of the settlement agreement.
- A public hearing for the Zone Change application will be held on March 9, 2021 at the Laurel City Council.

STAFF FINDINGS

The Applicant is requesting a variance to Table LMC 17.16.020 which presents the zoning requirements for Residential districts. The RLMF zoning jurisdiction (which the CC district uses as the requirements for one and two-family dwellings) requires a minimum of 6,000sqft for a single dwelling unit. The Applicant seeks to split the property, creating two lots each with a single-family home.

- ❖ The Applicant is requesting a zone change from Residential-6000 (R-6000) to Residential Multi-Family (RMF).
- ❖ The Zone Change shall be completed by March 15, 2021 as described in the settlement agreement between the owner/developer of Iron Horse Station Subdivision and the City of Laurel.
- ❖ The City of Laurel has the capacity to meet the flow/demand needs of the new zoning designation.
- ❖ The City of Laurel has a water line that runs through Lots 3-11, Block 7 of the subdivision.
- ❖ The public noticing requirements have been met.

PLANNING BOARD AND GOVERNING BODY REVIEW CRITERIA

The zoning commission shall review and take action upon each application in accordance with the provisions of this chapter, and after a public hearing at which the application shall be presented to the zoning commission by the planning director together with his findings and conclusions on the matter. A report of the commission's recommendation and the planning director's findings and conclusions shall be submitted to the city council.

- A. The zoning commission shall make a recommendation to the city council to:
 1. Deny the application for amendment to the official map;
 2. Grant action on the application for a period not to exceed thirty days;
 3. Delay action on the application for a period not to exceed thirty days;
 4. Give reasons for the recommendation.
- B. The zoning commission shall adopt such rules and regulations for the conduct of public hearings and meetings, which shall be published and available to the public, as well as conflict of interest rules, to ensure that no member is entitled to vote on a matter in which he has an interest directly or indirectly.

RECOMMENDATIONS

The Planning Director recommends that the Planning Board approve the zone change. The Planning Director has prepared drafted conditions of approval which are presented below.

1. The Owner/Developer shall comply with all the requirements of LMC Chapter 17.72
2. The Owner/Developer shall submit any and all applicable and necessary permits and fees for development of the parcels subject to this zone change approval.
3. The Owner/Developer shall not install and/or operate any uses on parcels subject to this zone change which are not allowable under LMC Chapter 17.16.

ATTACHMENTS

1. Exhibit A.
2. Overhead Map with 300ft buffer
3. Iron Horse Station Subdivision plat (2005)
4. List of Adjacent Property Owners
5. Public Hearing Notice
6. LMC 17.72 – Amendments
7. LMC 17.16 – Residential Districts

AN ADDITION TO THE CITY OF LAUREL,
SITUATED IN THE NE 1/4 OF SECTION 9, T. 2 S., R. 24 E., P.M.M. 1,
CITY OF LAUREL, YELLOWSTONE COUNTY, MONTANA

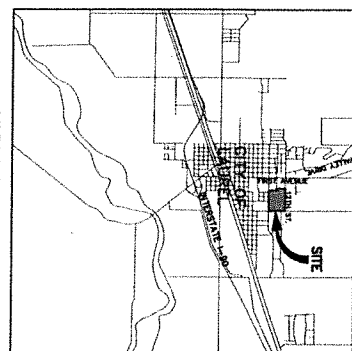
BASIS OF BEARING: CERTIFICATE OF SURVEY NO 1943.

FEBRUARY, 2005
BILLINGS, MONTANA

- o FOUND SIGNPOST; REBAR W/YELLOW CAP MARKED AS NOTED OR OTHER DOCUMENT AS NOTED.
- ✓ - SET 5/8" X 18" REBAR WITH CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND ENGINEERING BLUINGS M.T.
- o - SET INTERSECTION ANCHOR 5/8"x18" REBAR WITH CAP MARKED WITH THE LICENSE NUMBER OF THE UNDERSIGNED LAND SURVEYOR AND ENGINEERING BLUINGS M.T. WILL BE REPLACED WITH BARS CAP UNDOING BOX UPON COMPLETION OF STREET IMPROVEMENTS.

SAND DESIGN		MOISTURE	UNIT WEIGHT	GOOD STAGING	COARSE LAYOUT
NO.	TYPE	PERCENT	PCF	PERCENT	PERCENT
1	100	19.5	120.0	100	100
2	100	19.5	120.0	100	100
3	100	19.5	120.0	100	100
4	100	19.5	120.0	100	100
5	100	19.5	120.0	100	100
6	100	19.5	120.0	100	100
7	100	19.5	120.0	100	100
8	100	19.5	120.0	100	100
9	100	19.5	120.0	100	100
10	100	19.5	120.0	100	100
11	100	19.5	120.0	100	100
12	100	19.5	120.0	100	100
13	100	19.5	120.0	100	100
14	100	19.5	120.0	100	100
15	100	19.5	120.0	100	100
16	100	19.5	120.0	100	100
17	100	19.5	120.0	100	100
18	100	19.5	120.0	100	100
19	100	19.5	120.0	100	100
20	100	19.5	120.0	100	100
21	100	19.5	120.0	100	100
22	100	19.5	120.0	100	100
23	100	19.5	120.0	100	100
24	100	19.5	120.0	100	100
25	100	19.5	120.0	100	100
26	100	19.5	120.0	100	100
27	100	19.5	120.0	100	100
28	100	19.5	120.0	100	100
29	100	19.5	120.0	100	100
30	100	19.5	120.0	100	100
31	100	19.5	120.0	100	100
32	100	19.5	120.0	100	100
33	100	19.5	120.0	100	100
34	100	19.5	120.0	100	100
35	100	19.5	120.0	100	100
36	100	19.5	120.0	100	100
37	100	19.5	120.0	100	100
38	100	19.5	120.0	100	100
39	100	19.5	120.0	100	100
40	100	19.5	120.0	100	100
41	100	19.5	120.0	100	100
42	100	19.5	120.0	100	100
43	100	19.5	120.0	100	100
44	100	19.5	120.0	100	100
45	100	19.5	120.0	100	100
46	100	19.5	120.0	100	100
47	100	19.5	120.0	100	100
48	100	19.5	120.0	100	100
49	100	19.5	120.0	100	100
50	100	19.5	120.0	100	100
51	100	19.5	120.0	100	100
52	100	19.5	120.0	100	100
53	100	19.5	120.0	100	100
54	100	19.5	120.0	100	100
55	100	19.5	120.0	100	100
56	100	19.5	120.0	100	100
57	100	19.5	120.0	100	100
58	100	19.5	120.0	100	100
59	100	19.5	120.0	100	100
60	100	19.5	120.0	100	100
61	100	19.5	120.0	100	100
62	100	19.5	120.0	100	100
63	100	19.5	120.0	100	100
64	100	19.5	120.0	100	100

VICINITY MAP
NOT TO SCALE



LINE	LENGTH	BEARING
1.24	31.00	S 31° 24' 48" E
1.25	42.00	S 68° 32' 30" E
1.26	42.00	S 15° 42' 12" E
1.27	42.00	S 68° 32' 30" E
1.28	42.00	S 31° 24' 48" E
1.29	42.00	S 15° 42' 12" E
1.30	42.00	S 68° 32' 30" E
1.31	42.00	S 31° 24' 48" E
1.32	42.00	S 15° 42' 12" E
1.33	42.00	S 68° 32' 30" E
1.34	42.00	S 31° 24' 48" E
1.35	42.00	S 15° 42' 12" E
1.36	42.00	S 68° 32' 30" E
1.37	42.00	S 31° 24' 48" E
1.38	42.00	S 15° 42' 12" E
1.39	42.00	S 68° 32' 30" E
1.40	42.00	S 31° 24' 48" E
1.41	42.00	S 15° 42' 12" E
1.42	42.00	S 68° 32' 30" E
1.43	42.00	S 31° 24' 48" E
1.44	42.00	S 15° 42' 12" E
1.45	42.00	S 68° 32' 30" E
1.46	42.00	S 31° 24' 48" E
1.47	42.00	S 15° 42' 12" E
1.48	42.00	S 68° 32' 30" E
1.49	42.00	S 31° 24' 48" E
1.50	42.00	S 15° 42' 12" E
1.51	42.00	S 68° 32' 30" E
1.52	42.00	S 31° 24' 48" E
1.53	42.00	S 15° 42' 12" E
1.54	42.00	S 68° 32' 30" E
1.55	42.00	S 31° 24' 48" E
1.56	42.00	S 15° 42' 12" E
1.57	42.00	S 68° 32' 30" E
1.58	42.00	S 31° 24' 48" E
1.59	42.00	S 15° 42' 12" E
1.60	42.00	S 68° 32' 30" E
1.61	42.00	S 31° 24' 48" E
1.62	42.00	S 15° 42' 12" E
1.63	42.00	S 68° 32' 30" E
1.64	42.00	S 31° 24' 48" E
1.65	42.00	S 15° 42' 12" E
1.66	42.00	S 68° 32' 30" E
1.67	42.00	S 31° 24' 48" E
1.68	42.00	S 15° 42' 12" E
1.69	42.00	S 68° 32' 30" E
1.70	42.00	S 31° 24' 48" E
1.71	42.00	S 15° 42' 12" E
1.72	42.00	S 68° 32' 30" E
1.73	42.00	S 31° 24' 48" E
1.74	42.00	S 15° 42' 12" E
1.75	42.00	S 68° 32' 30" E
1.76	42.00	S 31° 24' 48" E
1.77	42.00	S 15° 42' 12" E
1.78	42.00	S 68° 32' 30" E
1.79	42.00	S 31° 24' 48" E
1.80	42.00	S 15° 42' 12" E
1.81	42.00	S 68° 32' 30" E
1.82	42.00	S 31° 24' 48" E
1.83	42.00	S 15° 42' 12" E
1.84	42.00	S 68° 32' 30" E
1.85	42.00	S 31° 24' 48" E
1.86	42.00	S 15° 42' 12" E
1.87	42.00	S 68° 32' 30" E
1.88	42.00	S 31° 24' 48" E
1.89	42.00	S 15° 42' 12" E
1.90	42.00	S 68° 32' 30" E
1.91	42.00	S 31° 24' 48" E
1.92	42.00	S 15° 42' 12" E
1.93	42.00	S 68° 32' 30" E
1.94	42.00	S 31° 24' 48" E
1.95	42.00	S 15° 42' 12" E
1.96	42.00	S 68° 32' 30" E
1.97	42.00	S 31° 24' 48" E
1.98	42.00	S 15° 42' 12" E
1.99	42.00	S 68° 32' 30" E
2.00	42.00	S 31° 24' 48" E

CURVE TABLE				
CURVE	LENGTH	RADIUS	DELTA ANGLE	CHORD

CURVE TABLE									
GRADE	LENGTH	WIDTH	FEET	INCHES	FOOT	INCHES	FOOT	INCHES	FOOT
1	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
2	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
3	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
4	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
5	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
6	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
7	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
9	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
10	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
11	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
12	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
13	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
14	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
15	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
16	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
17	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
18	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
19	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
20	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
21	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
22	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
23	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
24	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
25	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
26	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
27	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
28	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
29	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
30	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
31	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
32	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
33	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
34	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
35	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
36	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
37	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
38	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
39	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
40	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
41	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
42	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
43	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
44	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
45	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
46	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
47	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
48	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
49	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
50	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
51	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
52	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
53	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
54	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
55	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
56	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
57	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
58	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
59	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
60	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
61	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
62	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
63	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
64	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
65	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
66	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
67	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
68	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
69	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
70	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
71	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
72	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
73	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
74	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
75	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
76	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
77	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
78	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
79	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
80	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
81	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
82	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
83	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
84	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
85	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
86	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
87	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
88	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
89	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
90	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
91	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
92	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
93	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
94	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
95	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
96	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
97	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
98	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
99	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0
100	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0

LINE		TABLE	
LINE	BRANCH	LINE	BRANCH
127	252.24	127	252.24
128	252.24	128	252.24
129	252.24	129	252.24
130	252.24	130	252.24
131	252.24	131	252.24
132	252.24	132	252.24
133	252.24	133	252.24
134	252.24	134	252.24
135	252.24	135	252.24
136	252.24	136	252.24
137	252.24	137	252.24
138	252.24	138	252.24
139	252.24	139	252.24
140	252.24	140	252.24
141	252.24	141	252.24
142	252.24	142	252.24
143	252.24	143	252.24
144	252.24	144	252.24
145	252.24	145	252.24
146	252.24	146	252.24
147	252.24	147	252.24
148	252.24	148	252.24
149	252.24	149	252.24
150	252.24	150	252.24
151	252.24	151	252.24
152	252.24	152	252.24
153	252.24	153	252.24
154	252.24	154	252.24
155	252.24	155	252.24
156	252.24	156	252.24
157	252.24	157	252.24
158	252.24	158	252.24
159	252.24	159	252.24
160	252.24	160	252.24
161	252.24	161	252.24
162	252.24	162	252.24
163	252.24	163	252.24
164	252.24	164	252.24
165	252.24	165	252.24
166	252.24	166	252.24
167	252.24	167	252.24
168	252.24	168	252.24
169	252.24	169	252.24
170	252.24	170	252.24
171	252.24	171	252.24
172	252.24	172	252.24
173	252.24	173	252.24
174	252.24	174	252.24
175	252.24	175	252.24
176	252.24	176	252.24
177	252.24	177	252.24
178	252.24	178	252.24
179	252.24	179	252.24
180	252.24	180	252.24
181	252.24	181	252.24
182	252.24	182	252.24
183	252.24	183	252.24
184	252.24	184	252.24
185	252.24	185	252.24
186	252.24	186	252.24
187	252.24	187	252.24
188	252.24	188	252.24
189	252.24	189	252.24
190	252.24	190	252.24
191	252.24	191	252.24
192	252.24	192	252.24
193	252.24	193	252.24
194	252.24	194	252.24
195	252.24	195	252.24
196	252.24	196	252.24
197	252.24	197	252.24
198	252.24	198	252.24
199	252.24	199	252.24
200	252.24	200	252.24

SCOTT J CHESTER TRUST
D02522
405 E 13TH ST
LAUREL, MT 59044

WAYNE, JOHNNY
B01544
1115 MONTANA AVE
LAUREL, MT 59044

EVANS, WAYNE & NORMAN
& ESTHER P
B01526
938 ARONSON AVE
BILLINGS, MT 59105-2331

MAGNUS, DARRELL D &
MAYBELLE
B01557
1131 COLORADO AVE
LAUREL, MT 59044

WOLLMAN, JUNIA JOYCE
B01550
PO BOX 272
LAUREL, MT 59044-0272

WILMETH, MATTHEW K &
SHERRY L
B01547A B01555 B01554
B01557
2110 CHATTO DRIVE
BELGRADE, MT 59714

BOUCHER, RONALD C &
NATALIE L
B03033
130 E 13TH ST
LAUREL, MT 59044-1828

NUTTING DRAIN DISTRICT
D02623
1366 CLARHILL RD
LAUREL, MT 59044-8334

OLSON, WILTON B
B03034
PO BOX 1116
LAUREL, MT 59044-1116

RESIDENTIAL SUPPORT
SERVICES INC
C14953
2110 OVERLAND AVE # 128
BILLINGS, MT 59102-6480

FRANK, TODD K
B03035
350 E 13TH ST
LAUREL, MT 59044

IRON HORSE STATION LLC
C14955M
PO BOX 80661
BILLINGS, MT 59108-0661

METZGER, G M & LORETTA
B01558
215 E MARYLAND LN
LAUREL, MT 59044-2123

NESSAN, RICK
D12716
2432 HOWARD AVE
BILLINGS, MT 59102-4623

MEADOWOOD APARTMENTS
LP
D02625
136 BURLINGTON AVE
BILLINGS, MT 59101-6029

LOUCKS, DALE W
B01543
201 E 12TH ST
LAUREL, MT 59044

PUBLIC HEARING NOTICE

The Laurel City-County Planning Board and Zoning Commission will conduct a public hearing on a zone change requested for parcels within Iron Horse Station Subdivision submitted by Representatives of Iron Horse Station LLC. The Zoning Commission hearing is scheduled for **5:35 P.M., in the City Council Chambers at City Hall, 115 West 1st Street, Laurel, Montana, on Wednesday, February 17th, 2021.**

Additionally, the City Council has scheduled a public hearing for the consideration of the zone change request. The City Council hearing is scheduled for **6:30 P.M., in the City Council Chambers at City Hall, 115 West 1st Street, Laurel, Montana, on Tuesday, March 9th, 2021.**

The applicant is requesting a zone change from the R-6000 zoning district to Residential Multi-Family (RMF) for Lots 3 to 11, Block 7 of the Iron Horse Station Subdivision. The Residential-6000 district is intended to promote an area for a high, urban density, duplex residential environment on lots that are usually served by a public water and sewer system. The requested Residential Multi-Family (RMF) zoning is intended to provide a suitable residential environment for medium to high density residential dwellings, and to establish a buffer between residential and commercial areas.

Public comment is encouraged and can be provided in person at the public hearings on February 17th and March 9th. Public comment can also be made via email to the Planning Director, or via letter to the Planning Department office at 115 West 1st Street Laurel, MT 59044. A copy of the zone change documentation is available for review upon request at the Planning Department office. Questions regarding this public hearing may be directed to the Planning Director at 628.4796 ext. 5302, or via email at cityplanner@laurel.mt.gov.

Chapter 17.72 - AMENDMENTS

Sections:

17.72.010 - Purpose of provisions.

Whenever the public necessity, convenience, general welfare, or good zoning practice requires, the city council may amend, supplement, or change the regulations in this title, or the zoning boundaries or classification of property on the zoning map, as set forth in this chapter.

(Prior code § 17.84.010)

17.72.020 - Amendment procedure.

Amendments to the text of the title and/or changes in the zoning boundaries or classification of properties shown on the zoning map may be initiated by the city council on their own motion, or upon recommendation of the planning board but no amendment shall become effective unless it shall have been submitted to the zoning commission for review and recommendation. Before enacting an amendment to this title, the city council shall give public notice and hold a public hearing thereon.

(Ord. 96-5 (part), 1996; prior code § 17.84.020 (part))

17.72.025 - Amendment by private property owner.

Amendments to the zoning boundaries or classification of property shown on the zoning map may be initiated by property owners of the land proposed to be rezoned, by the filing with the zoning commission secretary of a zoning change application, which application shall be provided by the zoning commission secretary, and accompanied by all other materials and data required in the application.

(Ord. 01-4 (part), 2001; Ord 96-5 (part), 1996; prior code § 17.84.020 (part))

17.72.030 - Preapplication conference required.

Persons or parties interested in submitting an application for a zoning change shall consult with the planning director and the building inspector, at a joint meeting, if possible, concerning a proposed zoning change, its relation to and effect upon the comprehensive plan, any applicable specific plans or any plans being prepared by the planning department, and whether the proposed change is in conformance with public necessity, convenience, general welfare and good zoning practice.

(Prior code § 17.84.030)

17.72.040 - Application requirements.

- A. Unless initiated by the city council or planning board, all applications for official map amendments must be submitted by the owner of such property, the contract purchaser, or the authorized agent of the owner. An application for an amendment affecting the same property shall not be submitted more often than once every twelve months. The zoning change application shall contain the following information:
1. Name of applicant;
 2. Mailing address;
 3. Telephone number;

4. Accurate legal description of location;
 5. Nature of zoning change requested;
 6. Description of present land uses;
 7. Description of adjacent land uses;
 8. Statement of intended land use;
 9. Statement concerning any expected effect upon the adjacent neighborhood;
 10. Date of preapplication conference;
 11. Names and addresses of adjacent property owners, within three hundred feet;
 12. Signature of applicant;
 13. Payment of all applicable fees.
- B. An application for amendment to the official map shall be made on or before five p.m. of the first day of the month preceding the date of the public hearing before the zoning commission. When the date of submittal falls on a weekend or holiday, the submittal shall be on the following day before five p.m.
- C. An application for a zone change may not be withdrawn or amended after the legal advertising, as required by this section, has appeared for final public hearing before the city council. An applicant may be allowed to withdraw at the time of the zoning commission hearing by a majority vote of the members present without requiring council approval of the withdrawal and without prejudice with respect to the twelve month waiting period providing, however, that no application be allowed to be withdrawn more than once within the twelve month period after application shall have first been submitted.

(Prior code § 17.84.040)

17.72.050 - Planning department evaluation responsibility.

The planning director, upon receiving an application for rezoning of an area or a particular place of property shall do the following:

- A. Consult with other departments of the city or county to fully evaluate the impact of any zoning change upon public facilities and services including, but not limited to schools, drainage, traffic and related facilities;
- B. Study each application with reference to its appropriateness and effect on existing and proposed land use, and references to the comprehensive plan;
- C. In the case of a protest petition filed in the matter of any application for rezoning determine the validity of such petition;
- D. Advertise twice in a newspaper of general circulation in the jurisdictional area of the Laurel-Yellowstone city-county planning board at least fifteen days in advance of the time and place of the public hearing;
- E. Notify, by mail, the applicant or his authorized agent five days prior to the date of the public hearing of the time and place of such hearing;
- F. Notify, by mail, all property owners within three hundred feet of the exterior boundaries of the property subject to the rezoning; of the time, date, place of the public hearing and the existing and proposed classification. Further, he may notify property owners within a radius of more than three hundred feet if he determines that the proposed use of the property would have substantial environmental impact on surrounding land uses;
- G. The planning director shall report his findings and conclusions in writing to the zoning commission, which report shall be a matter of public record.

(Ord. 01-4 (part), 2001; prior code § 17.84.050)

17.72.060 - Zoning commission action.

- A. The zoning commission shall review and take action upon each application in accordance with the provisions of this chapter, and after a public hearing at which the application shall be presented to the zoning commission by the planning director together with his findings and conclusions on the matter. A report of the commission's recommendation and the planning director's findings and conclusions shall be submitted to the city council.
- B. The zoning commission shall make a recommendation to the city council to:
 - 1. Deny the application for amendment to the official map;
 - 2. Grant action on the application for a period not to exceed thirty days;
 - 3. Delay action on the application for a period not to exceed thirty days;
 - 4. Give reasons for the recommendation.
- C. The zoning commission shall adopt such rules and regulations for the conduct of public hearings and meetings, which shall be published and available to the public, as well as conflict of interest rules, to ensure that no member is entitled to vote on a matter in which he has an interest directly or indirectly.

(Prior code § 17.84.060)

17.72.070 - Public hearing—Notice required.

- A. Before taking action on an application for an amendment to the official map, and after presentation of the zoning commission's recommendation, the city council shall hold a public hearing on the application.
- B. The recommendations of the zoning commission shall be published twice in a newspaper of general circulation in the jurisdictional area of the Laurel-Yellowstone city-county planning board, and not less than fifteen days after the first publication of such notice, a final hearing shall be held at the next regular meeting of the city council.
- C. When such proposed amendment has been denied by the city council neither it nor one involving the same tract(s) shall be offered for adoption within one year after such denial.
- D. In case, however, of a valid protest petition against such change signed by the owners of twenty per centum or more either of the lot included in such proposed change, or of those immediately adjacent in the rear of extending one hundred fifty feet therefrom or of those adjacent on either side thereof within the same block, or of those directly opposite thereof extending one hundred fifty feet from the street frontage of such opposite lots, such amendment shall not become effective except by the favorable vote of three-fourths of all the members of the city council.

(Ord. 01-4 (part), 2001; prior code § 17.84.070)

17.16.010 - List of uses.

Table [17.16.010](#) designates the special review (SR) and allowed uses (A) in residential districts.

Table 17.16.010

	RE 22,000	R 7,500	R 6,000	RLMF	RMF	RMH	PUD	SR	RT
Accessory building or use incidental to any permitted residential use customarily in connection with the principal building and located on the same land parcel as the permitted use		A	A	A	A	A	A	A	A
Animals (see zoning district description for specifics)								A	
Automobile parking in connection with a permitted residential use		A	A	A	A	A	A	A	A
Bed and breakfast inn		SR	SR	SR	SR	SR	SR	SR	SR
Boarding and lodging houses		SR	SR	SR	SR	SR	SR	SR	SR
Cell towers (see Sections 17.21.020—17.21.040)									
Cemetery		SR	SR	SR	SR	SR	SR	SR	
Childcare facilities									
Family day care home		A	A	A	A	A	A	A	A
Group day care home		A	A	A	A	A	A	A	A
Day care center		SR	SR	SR	SR	SR	SR	SR	SR
Churches and other places of worship including parish house and Sunday school buildings		SR	SR	SR	SR	SR	SR	A	SR
Communication towers (see Sections 17.21.020—17.21.040)									
Community residential facilities serving eight or fewer persons		A	A	A	A	A	A	A	A
Community residential facilities serving nine or more persons		SR	SR	SR	SR	SR	SR	SR	SR
Orphanages and charitable institutions		SR	SR	SR	SR	SR	SR	A	SR
Convents and rectories		SR	SR	SR	SR	SR	SR	A	SR
Crop and tree farming, greenhouses, and truck gardening									
Day care facilities		SR	SR	SR	SR	SR	SR	SR	SR
Kennels (noncommercial)		A	A	A	A	A	A	A	A
Dwellings Single-family		A	A	A	A	A	A	A	A
Two-family			A	A	A		A		
Multifamily				A	A		A		
Manufactured homes									
Class A						A			
Class B						A			
Class C						A			
Row Housing				SR	SR		A		
Family day care homes		A	A	A	A	A	A	A	A
Greenhouses for domestic uses		A	A	A	A	A	A	A	A
Group day care homes		A	A	A	A	A	A	A	A
Home occupations		A	A	A	A	A	A	A	A
Parking, Public		SR	SR	SR	SR	SR	SR	SR	SR
Parks, playgrounds, playfields, and golf courses community center buildings—operated by public agency, neighborhood or homeowners' associations		A	A	A	A	A	A	A	A
Planned developments							A		
Post-secondary school		A	A	A	A	A	A	A	A
Preschool		SR	SR	SR	SR	SR	SR	SR	SR
Public service installations		SR	SR	SR	SR	SR	SR	SR	SR
Schools, commercial		SR	SR	SR	SR	SR	SR	SR	SR
Schools, public elementary, junior and senior high schools		A	A	A	A	A	A	A	A
Towers (see Sections 17.21.020—17.21.040)									

17.16.020 - Zoning classified in districts.

Zoning for residential districts is classified in and subject to the requirements of Table 17.16.020.

Table 17.16.020

Zoning Requirements	R 7,500	R 6,000	RLMF	RMF	RMH	PUD	SR	RT
Minimum lot area per dwelling unit in square feet								
One unit	7,500	6,000	6,000 ¹	6,000 ¹	6,000 ³	See	5 acres	1 acre
Two units		7,500	7,500	7,750		Chapter		
Three units		8,500	8,500	9,500		17.32		
Four units			10,000	11,250				
Five units				13,000				
Six units or more				Add 2,500 each additional unit				
Minimum yard – setback requirements (expressed in feet) and measured from public right-of-way								
Front	20	20	20	20	10		25 ⁵	25
Side	5	5 ⁴	5 ⁴	5 ⁴	5		5 ⁵	5
Side adjacent to street	20	20	20	20	20		10 ⁵	10
Rear	5	5	5	5	5		25 ⁵	25
Maximum height for all buildings	30	35	35	40	30		30	30
Maximum lot coverage (percentage)	30	30	40	45	40		15	30
Minimum district size (expressed in acres)	2.07	2.07	2.07	2.07	2.07		20	5

¹ Row housing may be permitted to be constructed on 3,000 square foot lots if approved through the special review process.

² NA means not applicable

³ The requirements for the mobile homes contained herein relate only to a mobile home subdivision; see Chapter 17.44 of this code for the requirements for a mobile home park.

⁴ Zero side setbacks may be permitted if approved through the special review process.

⁵ All pens, coops, barns, stables, or permanent corrals shall be set back not less than 50 feet from any residence, public road, or water course, and any property line.

File Attachments for Item:

2. Laurel Chamber of Commerce Agenda for March 11, 2021; Laurel Chamber of Commerce Minutes of February 11, 2021.

Agenda
Laurel Chamber of Commerce
March 11, 2021
Chamber/Zoom

Moment of Silence

Presentation of minutes:

Guest Speaker –

Financial Report -

Yellowstone Checking -	\$ 81,441.83
Altana CD	\$ 8,689.46
Altana Saving	\$ 749.03
Christmas Repair Fund	\$ 2,937.59
TOTAL	\$ 93,817.91

Bills to be presented for payment outside the approved budget: -

- **Firefly Outdoor Movie-** \$2,400

OLD BUSINESS

- **Beautification Meeting-** Update
- **Annual Meeting –** Schedule a date?

NEW BUSINESS –

- **New Members –**
- **Dropped Membership-**
- **4th of July**
 - **Parade Theme-** Use theme voted for last year or pick a new one? List attached
 - **Run Profit-** Need ideas of what organization to donate run profit to this year? We will vote on this -
-Beautification Committee, Lion's Club, Garden Club, School Pantry
- **Summer Assistant-** Claire Studiner will be the summer Assistant again, she will start on June 1st
- **Farmers Market-** see attached
- **Movies Under the Stars-** see attached -June 26th and July 31st. Need pick movies
 - **Wizard of OZ**
 - **Toy Story**
 - **Adams Family**
 - **Scoob**
 -
- **Senior Class-**

Upcoming Dates:

- **4th of July Committee Meeting- April 1st @ 12pm**

Open Forum

Business After Hours – If you would like to host an event, please contact the Chamber.

Next Meeting – March 11, 2021 Chamber/Zoom

Laurel Chamber of Commerce

Board Meeting Minutes

The Meeting was held on **February 11, 2021, KC's Palace & Zoom**. In attendance were: Executive Board Members: President- Beth Hoferer, VP- Becky Watson, Treasurer- Dallas Contreras, Executive secretary- Cami Nelson. Directors: Karen Black, Patsy Woody, and Evan Bruce. Member Jayson Nicholson
Beth called the meeting to order.

The minutes were approved. Moved to approve- Evan, Karen 2nd-approved

The financial report was approved and bills were presented for payment.

Bills to be presented for payment outside of budget:

- **4th of July Run timers-** \$400 deposit. Evan motioned to pay the deposit, Patsy 2nd- approved

OLD BUSINESS

- **Budget-** 2021 Budget was presented for approval. Karen motioned to approved the 2021 budget, Evan 2nd- approved
- **Beautification Meeting-** tabled for next meeting since waiting Insurance quote
- **Annual Meeting** – It was discussed to schedule the Annual Meeting the end of April or beginning of May. Cami will contact the Millers Horse Palace to see what dates work best, cost and other details.

NEW BUSINESS –

- **New Members –**
- **Dropped Membership- Cono-Mart**
- **Scholarship-** \$500 scholarship (Laurel Community Foundation managing)- email vote on 2/2, was approved
- **4th of July**
 - **Parade Theme-** Use theme voted for last year or pick a new one? List attached. Ideas suggested – Essential workers,
 - **Run Profit-** Need ideas of what organization to donate run profit to this year? We will vote on this next meeting Ideas- Beautification Committee, Lion's Club, Garden Club, School Pantry
 - **Grand Marshall-** We discussed having Bill Lackman (voted by community for parade 2020)
- **Summer Assistant-** We will start advertising for this position in March. Will be June 1st- Aug 31st. Will ask Claire about doing again
- **Office Closed-** Office will be closed Monday April 5

Upcoming Dates:

- **Farmer's Market Meeting- February 18th @ 12:30pm**
- **Movies in the Park Meeting- February 18th @ 12:00pm**

Open Forum

Business After Hours – If you would like to host an event, please contact the Chamber.

Next Meeting – March 11, 2021 Chamber/Zoom

Agenda
Laurel Downtown Farmers Market Committee
February 16, 2021
Chamber

- **When to hold it?**
 - Every Saturday
 - July 10th - September 11th
- **What time?**

8:00 am – 12:00 pm (set up at 7:00am)
- **Where?**
 - Close 1st St and 2nd Ave to make an L again, along with the parking lot, put food vendors on 2nd Ave
 - Request more barricades to better block the streets and possibly use caution tape to block cars from driving through
- **Cost for Vendors?**
 - \$25.00/Saturday,
 - \$100.00 for Food Trucks
- **Budget?**
 - Banner -\$100 (leave space to change date every year)
 - Facebook Ads-
 - Reusable No Parking Signs- (\$18-\$20 each)
 - Caution Tape-
 - Porta Potties and Hand washing station - \$130/time
 - PA system to play music and make announcements- -\$60
- **Other**
 - Have weekly drawings –draw live on Facebook
 - Make a-frame signs out of pallets
 - Set up a Google business page for the Farmers Market
- **Event Ideas**
 - Have a Car Show the first weekend to draw in people
 - Charge for Car Show to offer prize?
 - Safety day
 - Petting zoo

Agenda
Movies Committee
February 18, 2021
Chamber

- **When to hold it?**
 - June 26th and July 31st
- **Where?**
 - Practice field next to Graff
- **Cost for Vendors?**
 - \$100.00 for Food Trucks (limit of 4 food trucks)
- **Cost for Sponsorship**
 - \$200(would need 12 sponsors to cover the cost of the movies)
- **Budget?**
 - Cost of Movie (\$1,200 a movie last year)
 - Banners(1 for each movie with sponsors) \$100 each banner
 - Facebook Ads-
 - Porta Potties (\$265 a movie last year)
 - Other-
- **Other**
 - Activities going on before the Movie
 - Ask groups to provide carnival games
 - Send flyers home with 406Kids and Sunshine Academy
 - Flyers in stores
 - Coupons for 1 free cotton candy?
 - Facebook contest
 - Other Event Ideas
 -
 -
 -

PARADE THEMES

Old 4th Themes

2019- The Parade of Stars
2018-It's a Grand Old Flag
2017- Ignite the Spirit of America
2016- Hometown Hero's
2015- Celebrating Laurel's Youth- The future of America
2014- Volunteers- Getting It Done
2013- Let Freedom Ring
2012- Spirit of Laurel
2011-Party in the USA

Ideas for 2021

Happy Birthday America
Red White and Blue Bash
Proud to be an American- Voted for 2021(No Parade)
Stars & Stripes Forever
Patriotism- Alive and Well in Laurel
America the Beautiful

File Attachments for Item:

3. Beartooth RC&D Correspondence

Beartooth RC&D Area, Inc.

Board of Director's Meeting Agenda

March 18th 2021 1:00 P.M. – Zoom Meeting

Join Zoom Meeting:

<https://us02web.zoom.us/j/6579752514?pwd=cDFjOHVTb0NqQVF1aUJCbHlqdmtdmtCZz09>

Meeting ID: 657 975 2514 / Passcode: BRCD



1:00 pm	<p><u>Meeting Called to Order</u></p>	Chair	
	<p>Pledge of Allegiance, Introduction of Members and Guests</p>	Chair, All	
	<p>Review January Board Minutes</p>	Chair, All	Action
	<p><u>Congressional Updates</u></p> <p>Maddie Alpert (Sen. Tester)</p> <p>Tory Kolkhorst (Sen. Daines)</p> <p>Vacant (Rep. Rosendale)</p>		Information
	<p><u>Treasurer/Financial Reports</u></p> <ol style="list-style-type: none"> 1. Treasurer Update 2. RC&D Financials 3. RLF Financials 4. De Federalization of RLF Funds 	<p>Knutson</p> <p>Knutson</p> <p>Knutson</p> <p>Knutson</p>	<p>Information</p> <p>Action</p> <p>Action</p> <p>Action</p>
	<p><u>New Board Members</u></p>	Van Ballegooyen	Action
	<p><u>Executive Committee</u></p> <ol style="list-style-type: none"> 1. Executive Committee Activity Report 2. Board Training https://nextmoveondemand.com/ed-101-training-for-newly-elected-officials-board-members/?purchased=true <p>SSimonsonNMG2021</p>	<p>Van Ballegooyen</p> <p>Van Ballegooyen</p>	<p>Information</p> <p>Information</p>
	<p><u>CEDS</u></p>	Simonson	Information
	<p><u>Staff Reports – Program/Project updates</u></p> <ol style="list-style-type: none"> 1. Food/Ag Program – Joel Bertolino 2. Revolving Loan Fund – Jillann Knutson 3. Economic Development/ CRDC – Steve Simonson 4. Operations Support- Myrna Lastusky 	<p>Bertolino</p> <p>Knutson</p> <p>Simonson</p> <p>Lastusky</p>	<p>Information</p> <p>Information</p> <p>Information</p> <p>Information</p>
	<p><u>Regional Roundup</u> – News and updates from regional members on projects and activities in key CEDS categories.... (see topics on next page)</p>	Roe et al	Information
	<p><u>Next Beartooth RC&D Area, Inc. Board of Directors Meeting</u></p>		
2:30 PM	<p><i>May 20th, 2021 - Columbus or Potential Zoom</i></p>		Information
	<p>Adjourn</p>		

Regional Roundup

Our goals for the Roundup are to find out what's happening in the area, keep the conversations focused, inform the others attending the meeting, and to tie it all back to and reinforce the importance of the CEDS. Please help us identify the projects in their area that fit into our CEDS categories:

- Infrastructure
 - Housing
 - Transportation
 - Broadband
- Economy
 - Upturns or downturns in industry sectors
 - New business openings (or closures)
- Communication
 - Marketing and outreach
- Services
 - Health care
- Natural Resources
 - Agriculture
 - Energy
- Human Capital
 - Workforce
 - Education

NOTES:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Beartooth RC&D Area, Inc. Board of Director's Meeting MINUTES January 21, 2021

Agenda

1:00 pm	<p><u>Meeting Called to Order</u></p> <p>Pledge of Allegiance, Introduction of Members and Guests</p> <p>Review November Board Minutes</p> <p><u>Congressional Updates</u> Molly Bell (Sen. Tester) Dan Stusek (Sen. Daines) Casey Collins (Rep. Gianforte)</p> <p><u>Treasurer/Financial Reports</u> 5. Treasurer Update 6. RC&D Financials 7. RLF Financials 8. Audit</p> <p><u>New Board Members</u></p> <p><u>Executive Committee</u> 3. Executive Committee Activity Report 4. Staff Compensation 5. Executive Committee Nomination</p> <p><u>CEDS</u></p> <p><u>Staff Reports – Program/Project updates</u> 5. Food/Ag Program – Joel Bertolino 6. Revolving Loan Fund – Jillann Knutson 7. Economic Development/ CRDC – Steve Simonson 8. Operations Support- Myrna Lastusky</p> <p><u>Regional Roundup</u> – <i>News and updates from regional members on projects and activities in key CEDS categories.... (see topics on next page)</i></p> <p><u>Next Beartooth RC&D Area, Inc. Board of Directors Meeting</u> <i>March 18th, 2021 - Potential Zoom</i></p> <p>Adjourn</p>	<p>Chair</p> <p>Chair, All</p> <p>Chair, All</p> <p></p> <p></p> <p></p> <p>Knutson Knutson Knutson</p> <p>Van Ballegooyen</p> <p>Van Ballegooyen</p> <p></p> <p>Simonson</p> <p>Bertolino Knutson Simonson</p> <p>Carter et al</p>	<p></p> <p>Action</p> <p>Information</p> <p>Information Action Action</p> <p>Action</p> <p>Information Action Action</p> <p>Information</p> <p>Information Information Information</p> <p>Information</p> <p>Information</p>
	<p>2:30 PM</p>		

ATTENDANCE

Joel Bertolino, BRCD Director
Jillann Knutson, BRCD Finance Director
Steve Simonson, BRCD Economic Director
Myrna Lastusky, BRCD Administrative Assistant
Ryan Van Ballegooyen, Billings Job Service
Marvin Carter, City of Laurel
Jeff McDowell, Two Rivers Authority
Emily Ringer, Town of Joliet
Bill Foisy, City of Red Lodge
Steve Riveland, Stillwater County Commissioner
Scott Miller, Carbon County Commissioner
Melanie Roe, Sweet Grass County Commissioner
Lorene Hintz, Big Sky EDA / SBDC
Randy Weimer, Stillwater-Sibanye Mine
Barb Wagner, Yellowstone Conservation District
Tory Kolkhorst, Sen. Daines office
Maddie Alpert, Sen. Tester's office
Stephanie Ray, Stillwater County Economic Development Office
Holly Higgins, First Interstate Bank of Hardin
Patty Sundberg, City of Columbus
Heidi Sparks, Laurel City Area
Dan Lowe, Big Horn Conservation District
Charli Smith, Sweet Grass County Economic Development Director (Guest)

Not present:

Sidney Fitzpatrick, Big Horn County Commissioners
Don Jones, Yellowstone County Commissioners
Clinton Giesick, Carbon Conservation District
Bob VanOosten, Stillwater Conservation District
Chris Mehus, Sweet Grass Conservation District
Page Dringman, City of Big Timber
Frank Ewalt, City of Billings
Clayton Greer, City of Hardin
Marissa Hauge, Montana Family Pharmacies
Gov. Gianforte's Office (Casey Collins?)
Liz Ching, MT Dept of Labor & Industries

Meeting Called to Order

Pledge of Allegiance

Introduction of Members and Guests

Review of November Board Minutes

- Jeff McDowell moved to approve minutes. Melanie Roe seconded. Motion carried.

Congressional Updates

Maddie Alpert (Sen. Tester's Office)

- PPP Loans opened last week.
- Cheryl Ulmer is available to answer questions about federal assistance for businesses. (Contact info at end of Minutes).
- Contact me at Maddie_alpert@tester.senate.gov.
- New president puts us in a different position to ask for more things. He's talking about another relief package coming. Maddie is happy to chat if anyone has questions, too.

Tory Kolkhorst (Sen. Daines' Office)

- Based in Billings office – also helps Carbon and Stillwater.
- First time on call – will listen in and pass anything on to Sen. Daines.
- Ryan explained that we ask a lot of questions, discuss the latest projects happening in our region, etc.
- Feel free to contact Tory if anyone has questions: tory_kolkhorst@daines.senate.gov or 245-6822.

Treasurer/Financial Reports

1. Treasurer Update: Jillann briefly went over her report:
 - a. Were able to pay off vehicle at end of year. 77,000 miles on it now. Hoping it will last for several more years.
 - b. RLF Client: Commercial building going up. Bank will handle it until building is up, then we will take \$200K when bank gets ready to do financing.
 - c. Wildflower Gardens gave us a payment in full last week - \$178,000 payout on a \$120,000 loan – the difference includes about \$22,000 in legal fees and the rest is interest.
 - d. Bill Foisy: What is the non-budgeted cash flow (pg. 13)? – Jillann said it would be the EDA Cares Grant that Steve received – he will update on where that funding went.
 - i. Steve: Admin funds to support Myrna's position, plus the \$400,000 was split between Big Sky EDA's recovery efforts & Deb Brown/SaveYour.Town, the consultant working with our region.
 - e. Ryan: Getting that RLF money back from Wildflower Gardens is a big deal because we can now loan it back out & help other clients.
 - f. Jillann: Had Myrna help draft a letter to banks and will be sending it out soon. This time of year Jillann gets bombarded with requests, people wanting to start a business, change businesses, etc. This will be a mass mailing to commercial lenders to remind them that we have money available to help. Jillann is getting a lot of poor requests right now . . .

- g. Ryan: When we can't help people, we try to refer them and give them other suggestions. Maybe they will come back to us at some point.
 - h. Jillann: We can't give loans to people with very low credit.
 - i. Lorene: We help with business planning, also, so feel free to send businesses to us so you can concentrate on loan applications.
2. RC&D Financials
 - a. Joel emailed everyone our 2019 Audit. Lot of issues getting it done, mostly due to COVID problems (including the auditors getting COVID!).
 - b. Some people have had trouble opening the report, so if you have trouble, let Jillann know. She can mail the physical copy if necessary.
 - c. Jillann was pleased with how the audit ended. A few things needed to be changed – the auditors always have a few suggestions. The Wildflower Gardens issue fixed itself. It all turned out pretty well.
 - d. Auditors are already asking Jillann for info on 2020 Audit.
 - e. If you have questions on it, just call Jillann and she will walk you through it.
 3. RLF Financials
 - a. Motion to approve RC&D Financials and Audit (included in the motion). Jeff McDowell moved, Bill Foisy seconded. Motion carried.
 4. Budget:
 - a. No changes from Draft Budget to Final Budget except for one: Stillwater County is giving us some money to help administer the grant program they are doing right now (small biz in Stillwater County). Giving BRCD \$1500 to help administer & get checks out. Otherwise, the Budget is the same as in the November meeting. Just need approval on pg. 15.
 - i. Jeff McDowell motioned, Scott Miller seconded. Motion carried.

New Board Members

1. Scott Miller is new Carbon County Commissioner.
2. Steve Riveland from Stillwater is replacing Tyrel Hamilton
3. Heidi Sparks is taking over the open Laurel Area seat.
 - a. Joel and Ryan welcomed our new members.
4. Ryan asked for a motion to approve the three new members. Typically approve the appointed commissioner out of each county. The Laurel Area seat was a special appointment for Ken Gomer, and we need to approve for Heidi Sparks to maintain that position.
 - a. All in favor of approving the board members? Motion carried.
5. Ryan: We appreciate you all being Board members. Everyone has different perspectives and different experience and a different way of getting us connected to the different areas we all live in.

Executive Committee

1. Executive Committee Activity Report
 - a. Ryan said the last meeting centered on what would be on the January Board agenda, whether or not we can have an in-person meeting (hopefully soon), the budget, staff compensation, and election results – new county representatives, etc.
 - b. Also heard staff updates. Executive Committee members often have to approve expenditure of funds and other behind-the-scenes issues.
2. Staff Compensation

- a. Included in this year's budget.
- b. 3% staff raises.
- c. Cell phone stipend went from \$25 to \$70. Many years since we raised this.
- d. Keeping up with health insurance inflation. Went from \$450 to \$600/month. Again, many years since we raised this.
- e. As a package, we did pretty well on the budget.
- f. We take a good look at the full picture every 3 years to compare compensation vs. the market.
- g. Action for Full Board – motion to approve?
 - i. Jeff McDowell motioned, Randy Weimer & Scott Miller seconded. No other discussion. Motion carried.

3. Executive Committee Nomination

- a. Ryan Van Ballegooyen is willing to stay in Chair position.
- b. Melanie Roe has said she will be Vice-Chair
- c. Marissa Hauge remains as Treasurer.
- d. Jeff McDowell will stay on as Alternate.
- e. Marvin Carter is stepping out of formal Executive Committee member, but will continue as a special advisor to the Council with a great historical perspective. Thank you, Marvin, for all of your service!
- f. Anyone else want to volunteer? We meet every other month with the meeting time subject to change if necessary.
- g. Nominations approved? – Jeff McDowell motioned, Randy Weimer / Scott Miller seconded. Motion carried.
- h. Ryan thanked everyone for the extra time they give. Congrats to Melanie Roe, our new member.

CEDS – Steve Simonson

- 1. CEDS annual update is in your packet. Any additions or corrections? Please let me know by the end of the month.
- 2. Bill Foisy said he tried to find something to add, but it was extremely well done. He couldn't find anything to add!
- 3. Ryan: The CEDS document is our Comprehensive Economic Development Strategy. When we are going for grants or assisting another organization applying for a grant, we look to that document to support our grant applications (and others' grant apps). It will support many other organizations to get grants, too. It's not just BRCD's document; it's a good tool for many other organizations to use.
- 4. Steve Simonson: Yes, good point. Please help us to capture any projects that are on your radar and will help your own planning.
- 5. Bill Foisy: Red Lodge just updated their Growth Policy. I'll let you know if there is anything to add in that respect.
- 6. Jeff McDowell: Hardin City Planning Board is updating its Growth Policy at February meeting.
- 7. Ryan: Good to make sure we're all on the same – or similar – page.

Staff Reports – Program/Project updates

- 1. Food/Ag Program – Joel Bertolino

- a. Report starts on pg. 16. General rundown of Food & Ag activities. Monthly calls with Dept of Ag to stay up on their activities.
 - b. Last GTA grant application just closed. Ongoing until they do presentations on projects in Feb. Record number of applicants, very competitive cycle, many needs. Hopefully some will be ongoing projects we will help with while others may have just been interested in funding this round. About 14-15 we had contact with, about 5 got the application completed. There were a few who had great projects but just couldn't get them across the finish line this round. Joel has received another 6 or 7 after the New Year – since doing this report. I wish we had another round of funding to help those clients, but we are looking at other sources of funding for those people, including Rural Developments, Value-added producer grants, etc.
 - c. Ongoing projects on pg. 18 – we've been involved in some for quite a while.
 - i. Pryor Mountain Wind Farm has all towers up, but haven't completed final phase.
 - ii. 406 Bovine is going great. Hopefully we can share more at some point if he gets to commercialization.
 - iii. Stillwater Packing, Emmett's Meats, Pioneer Meats – got money from MT Meat Processors Grant
 - iv. Miller Custom Processing in Roberts – his GTA grant was screened out. He is almost finished with his expansion project.
 - v. Controlled Environments Construction – in good hands with Big Sky EDA. Looking for a site for their mid-sized meat processing project.
 - vi. Yellowstone Ag Sustainability Project / RCCP – Coming to a close. Report showed overall impacts of that projects. Money that went to Sugar Beet producers helped them to improve irrigation and accept better management processes. This project is on our website, so others can check it out there. Started in 2016, so it's been a good project.
 - vii. Becky's Berries – Ag Adaptability Grant. Back to work with some new equipment, but she's waiting on a new air system. We still hope to take a tour of that down the road.
 - viii. Any questions on anything, just give me a call.
 - d. Ryan: For new people, you will realize soon how many businesses who have a positive impact to the economy – BRCD had a hand in so very many. If you wonder what good it is to be on this Board or why your county/city are paying fees, let them know that they get a lot back from our work. Congressional representatives, if they ever want to cut our funding, please fight for us because a lot of good things are happening. Even some negative things on the national side – like meat packer issues – has been a positive in Montana in terms of putting some money back into our state economy and having locally sourced meat.
2. Revolving Loan Fund – Jillann Knutson
- a. See previous notes.
 - b. Jillann is very impressed with our current loans and willingness to keep making payments. We've only lost one business – not really a loss because they moved out of a building and moved it back home. They may go back to a storefront when things improve. Clients are often high-risk to start with, but they've all weathered the storm very well.
3. Economic Development/ CRDC – Steve Simonson
- a. One point on RLF. Steve is on statewide calls every Friday. All the regions are struggling with their RLFs, so kudos to Jillann and RLF committee for keeping our clients going. Keeping people in business this past year is a great success.

- b. Another round of PPP/ EIDL / SBA Funding – we’re happy to help. They should go through a lender of choice.
 - c. County projects – thanks to Jeff and Holly Higgins for help on Big Horn County Affordable Housing work. We’ve brought in the medical corridor and developers and others to help Big Horn County build housing and retain workers. This will help Big Horn County to recapture some of the dollars that are leaking out of their economy. There are 22 subcontractors.
 - i. Also one of our focus areas for CARES Act funding. Contracted with Cushing Terrell to do a 5-county housing study. We’ll have a “how can we help” plan for each county and what their needs might be.
 - d. Targeted Industry Study – taking restaurant, hotel, service piece and finding ways to help market and rebuild those businesses. Have to get through pandemic, get people masked and vaccinated.
 - e. Also working with Yellowstone and Carbon Counties on recovery efforts.
 - f. Pryor Mountain Wind Farm – let Scott Miller talk about that.
 - g. Detention Center – curveball from MDU Resources. Want \$4 million to run natural gas pipeline under highway. Involved Dept of Commerce in this discussion. The Detention Center impacts several counties, and it will be full if it gets built. Bond approval pending to go to voters – tentatively in August now. Steve said we’ve found some 1% Board of Investment money that might be a better option. Stay tuned on this project.
 - h. Enjoyed the Sibanye-Stillwater Mine presentation, the Good Neighbor Agreement, so much good work going on there. Very impressive, Randy!
 - i. Steve asked Charli to discuss work with Deb Brown and SaveYour.Town – but then we forgot to come back to her.
 - j. Working with Laurel on west interchange project.
 - k. Regional projects – electric vehicle refueling stations in Big Timber, Hardin and Billings. Apps due on Jan. 25, so in the beginning phases.
 - l. Bozeman Trail project with Deb Brown and Myrna. This project would touch all 5 counties in our region. Meeting on Feb. 19th with Mike Penfold.
 - m. Starlink system we installed at the office is 5x faster than regular internet service. There are great rural opportunities for remote places who don’t have good internet speeds. The pandemic has helped push some of these things forward. For example, telemedicine isn’t helpful if people don’t have broadband to gain access. Precision Agriculture is another area that needs good broadband.
 - n. Any questions??
 - i. Jeff McD: Monthly fee with Starlink? \$99/month with virtually no data cap.
 - ii. Ryan: For our legislative people, if you’re wondering what to take back to legislators . . . we’d love more GTA money since there are record numbers of applications. Starlink is a great option to get fast, reliable internet to our rural people – a very Montana solution. If there is a federal opportunity to support something like that, please support it.
 - o. Jillann: PPP loans are LOANS until you fill out the paperwork, and that paperwork is coming due soon (depending if you did the 12-week or 24-week). If they don’t get it in, they will owe that money.
4. Operations Support- Myrna Lastusky
- a. Mostly helping the directors with their various projects. Doing proofreading and editing, updating website, helping with Bozeman Trail project.

Regional Roundup – *News and updates from regional members on projects and activities in key CEDS categories....*

1. Dan Lowe: Not much to contribute today. I sit in awe with all the comments and activities BRCD is involved in throughout the region. It's a special experience to be part of it.
2. Heidi Sparks: Growth policies . . . Laurel passed our Growth Management policy recently, so Laurel has an updated policy. Lots of public works projects going on in 2021. Marvin mentioned that the Refinery is bringing in another 500 employees. Heidi said that turn-around starts in April.
3. Bill Foisy: Infrastructure/housing – Habitat is on house number 8 at the Spires. Put up pic of new owner, houses being built, etc.
 - a. Economy – resort tax for the quarter ending December (pro-rated since it increased from 3% to 4%) is higher than the same quarter in 2019. Amazing with the pandemic!
 - b. Many remodels, no major closures:
 - i. Marley's at the Pollard (restaurant & bar) was remodeled by Tom Kuntz and is open for business.
 - ii. Cattail Bakery is remodeled and open.
 - iii. CART (Carbon Area Rural Transit): Anyone in 310/212 corridor in Carbon County can call a day in advance and they will take you to doctor free of charge.
 - c. Melanie Roe: Mic wasn't working, but she wrote this in the Chat: Successful Winter Farmers Market. New enterprise starting in March called Farm to Family or something similar - delivering fresh product and produce to homes. Weekly rodeo is planning on continuing this summer. Pioneer Meats is progressing. Brewery is trying to do some events - music etc. West end Town Pump has been remodeled and is scheduled to open mid-March. Still discussing housing and what the city/county role might look like.
 - d. Randy Weimer: Mic not working.
 - e. Scott Miller:
 - i. Update on the windmill farm from Steve. Turbines at Pryor Wind Farm – some of the landowners are Scott's relations. About 40 people still working out there getting them up and running (commissioning – not sure what this means yet . . . will get clarity on the exact meaning of what that means – see below for Jillann's clarification). Getting pushed back with high winds and COVID-19, so not sure of actual completion date. Bob from PacifiCorp is Project Development Director, and he gave Scott the update. 20 years will come quickly, so I want to know what will happen to the turbines in 20 years when they get torn down, etc. This is one of Scott's goals.
 - ii. For Detention Center, we are going to Musselshell County to get MOUs for bed rental, as well as from the U.S. Marshalls. That would help us with the bond. Trying to build a facility here that will take our county into the future and help the businesses/economy here. Will bring 25-30 jobs. Hoping to open doors in 2023 if it passes in August (most likely month for vote). Meeting every Wednesday at 6 pm, so anyone is welcome to come to those meetings.
 - iii. Starlink – hear from a lot of people that we don't have the internet, so this is on our radar and a big deal for Carbon County and Montana.
 - iv. Health Board in Carbon County – opened up Carbon County and are at capacity and maxed out. No restrictions or closing times. Only thing we've kept is the mask mandate on indoors. If the Governor lifts the mask mandate, Carbon County will immediately do that, also – Board of Health voted on, Dr. George & Board of Health voted on and approved this. Did 200 shots at Civic Center. Hoping to have 150 shots

coming weekly. Get more COVID stuff taken care of and it will open a lot more businesses for Carbon County.

- v. Bridger Senior Center – long-standing infrastructure/foundation issues. Coal Board grant of \$57,000 with help from Steve Simonson. Talked to engineer and waiting on bids. Hope to have the project done by the spring/summer. The seniors were tickled to be back together for a meeting, so we're excited to get their Center fixed so they can be back together again. Comm. Blain is working on shots for Bridger District for people who can't get up to Red Lodge. Thanks to Steve for all his help.
- vi. Jillann: Clarification on commissioning of Pryor Wind Farm . . . Knutsons still have 4 Wind Farm workers living at house. They can't fire up the wind farm until ALL 114 turbines are ready to be fired up. 44 of the 114 are commissioned (ready to fire up). They shut down the site if it goes above 22.5 mph, which is most of the days in winter, so they are shooting for completion around May.
- vii. Scott: If the turbines are twisting, it doesn't mean they're up and running.
- viii. Jillann: They can turn them to test them, but the wind farm can't work until ALL turbines are ready to go/commissioned.
- f. Jeff McDowell: Hardin is getting a Shipton's Big R store in the old Shopko Hometown store, but they are losing one of their hardware stores (old Marshall Wells store). Empty buildings downtown. Most of the 300-block of Center Avenue on the east side is going to be vacant or semi-vacant. One business owner died and Jeff has no idea of prospects moving forward. It's kind of grim in downtown Hardin at the moment.
- g. Patty Sundberg: Keeping busy mostly. City Council is doing their thing, people are working. As far as COVID, people are doing whatever County Health tells us. Ace Hardware sold – new owners and managers are starting to figure it out. Rumor of lumber yard moving and becoming a Lumber yard / hardware / feed store this spring.

Ryan Van Ballegooyen wrapped it up and encouraged new Board members to call if they have any questions. He will reach out to Marissa Hauge and Melanie Roe to schedule the next Executive Committee meeting.

Meeting adjourned at 2:20 pm.

Other Notes from the Chat: Lorene Hintz: Any of you have anyone that needs help with a business plan and projections, please feel free to send them to the SBDC: <https://mtsbdc.ecenterdirect.com>

Lorene Hintz: PTAC Trainings www.montanaptac.org

Lorene Hintz: SBDC Trainings <https://mtsbdc.ecenterdirect.com/events?reset=1>

Maddie Alpert: Cheryl Ulmer is going to be your best bet to get answers on to questions about federal assistance for businesses and can be reached at Cheryl_Ulmer@tester.senate.gov but either of us are available to answer questions and hear your concerns.

Holly Higgins: First Interstate Bank has opened their new branch building in Hardin. We are committed to Hardin. The branch lobby is still closed, but drive-up is in full operation.

Next Beartooth RC&D Area, Inc. Board of Directors Meeting

March 18th, 2021 - Potential Zoom

Beartooth Books- Reporting Ending December 2020

	<u>Budgeted</u>	<u>Actual</u>	<u>% of budgeted</u>
Income			
AG-FOOD AND AG CENTER	85,007	83,070	98%
AG-MCDC	1,000	270	27%
BOARD - EDA SPONSOR DUES	51,072	49,812	98%
BOARD-INTEREST INCOME	400	204	51%
BOARD-FOUNDATION MONEY	3,700	3,390	92%
RLF-STAFF REIMBURSE	18,000	0	0%
RLF-ORIG FEES	5,000	0	0%
CRDC	71,907	69,751	97%
FUELS-TOTAL	-	1,875	#DIV/0!
EDA - GRANT	70,000	70,000	100%
NOT BUDGED INCOME	-	104,807	0%
TOTAL INCOME	306,086	383,179	125%

Expense			
TOTAL STAFF EXPENSE	233,104	214,386	92%
COMMUNICATIONS	6,000	6,711	112%
EQUIPMENT & VEHICLE	8,520	9,937	117%
CONTRACTUAL	20,000	106,640	533%
SUPPLIES	12,900	19,335	150%
TRAVEL	11,080	2,001	18%
OTHER	10,420	15,912	153%
RESERVE			#DIV/0!
EXPENSE TOTAL	302,024	374,921	124%

Account Balances

Bank of Joliet-Building Account	\$4,473.00
Bank of Joliet- Savings Account	\$75,365.55
Bank of Joliet- Checking Account	\$94,213.62

Revolving Loan Fund Books- December 2020

Loan Client Review

<u>County</u>	<u># of loans</u>	<u>\$ Loaned out</u>
Big Horn	2	\$172,709
Stillwater	3	\$429,198
Yellowstone	8	\$392,146
Carbon	4	\$144,281
Sweet Grass	2	\$178,645

- A \$200K loan was approved for Yellowstone County. This will not be funded until spring.
- I have 7 applications in various forms that will hopefully head to the RLF meeting.

Bank Balances as of December 31, 2020 Total available for lending

Bank of Joliet- EDA	\$36,912	36,912
Bank of Joliet-CDBG	\$197,463	197,463
Bank of Joliet- IRP	\$361,024	113,018
Bank of Joliet-Fromberg	\$29,811	<u>29,811</u>
		\$377,204

****DRAFT****2021 Beartooth Resource Conservation and Development Budget**

Income

ITEM	Income
AG-FOOD AND AG CENTER	85,007
AG-MCDC	1,000
BOARD - EDA SPONSOR DUES	55,907
BOARD-INTEREST INCOME	400
BOARD-FOUNDATION MONEY	3,700
RLF-STAFF REIMBURSE	18,000
RLF-ORIG FEES	5,000
CRDC	71,907
FUELS AND CGWG	-
MISC GRANT ADMIN \$	10,750
EDA - GRANT	70,000
TOTAL INCOME	321,671

Expense

TOTAL STAFF EXPENSE	256,044
COMMUNICATIONS	6,000
EQUIPMENT & VEHICLE	8,520
CONTRACTUAL	21,220
SUPPLIES	9,800
TRAVEL	10,140
OTHER	8,430
RESERVE	
EXPENSE TOTAL	320,154

1,517

PROJECTED NET INCOME 12/31/2021

Beartooth Books- Reporting Ending February 2021

	Budgeted	Actual	% of budgeted
Income			
AG-FOOD AND AG CENTER	85,007	17,961	21%
AG-MCDC	1,000	0	0%
BOARD - EDA SPONSOR DUES	55,907	42,389	76%
BOARD-INTEREST INCOME	400	10	3%
BOARD-FOUNDATION MONEY	3,700	0	0%
RLF-STAFF REIMBURSE	18,000	0	0%
RLF-ORIG FEES	5,000	0	0%
CRDC	71,907	0	0%
MISC GRANT ADMIN \$	10,750	0	0%
EDA - GRANT	70,000	0	0%
NOT BUDGED INCOME	-	0	0%
TOTAL INCOME	321,671	60,360	19%

Expense

TOTAL STAFF EXPENSE	256,044	41,793	16%
COMMUNICATIONS	6,000	1,419	24%
EQUIPMENT & VEHICLE	8,520	425	5%
CONTRACTUAL	21,220	10,600	50%
SUPPLIES	9,800	1,671	17%
TRAVEL	10,140		0%
OTHER	8,430		0%
RESERVE	-		
EXPENSE TOTAL	320,154	55,907	17%

Account Balances

Bank of Joliet-Building Account	\$4,473.00
Bank of Joliet- Savings Account	\$75,365.55
Bank of Joliet- Checking Account	\$104,140.12

Revolving Loan Fund Books- February 2021

Loan Client Review

<u>County</u>	<u># of loans</u>	<u>\$ Loaned out</u>
Big Horn	2	\$171,075
Stillwater	3	\$429,198
Yellowstone	8	\$388,712
Carbon	3	\$23,081
Sweet Grass	2	\$175,435

- A \$200K loan has been approved for Yellowstone County. This will not be funded until Spring 2021
- Our loan clients (so far) are weathering the COVID storm. We had one very large payoff, and I anticipate another payoff soon.
- I have 4 pending applications in various forms that will hopefully head to the RLF meeting.

Bank Balances as of February 2021 Total available for lending

Bank of Joliet- EDA	\$37,177	37,177
Bank of Joliet-CDBG	\$380,671	380,671
Bank of Joliet- IRP	\$368,480	117,480
Bank of Joliet-Fromberg	\$29,811	<u>29,811</u>
		\$565,139

**MONTANA FOOD AND AGRICULTURE
DEVELOPMENT CENTER REPORT
Beartooth Food and Ag Center
7/1/2020 to 2/28/2021
Joel Bertolino**

DESCRIPTION OF NEW PROJECTS INITIATED OR CLIENTS SERVED (PICK 3 OR LESS)

PROGRAM STATISTICS- supported with Neoserra reports

- Number of businesses assisted-22
- Number of new clients-9
- Jobs created /retained-71 retained 5 created
- Number of Client Counseling Sessions- 115 hrs
- Capital Funding-\$274,500.00
- Client milestones- includes new Businesses Expanded and adding staff, investing funds including Millers Custom Processing, Becky's Berries, Pioneer Meats, Stillwater Packing and Yellowstone Valley Farms. Pryor Mountain Wind project has completed construction of their 406 Million Dollar Wind Farm. 406 Bovine has continued to make progress in the development of their Ag Technology product.

Business/ Project Name: **Joe Murdock**

Contact- Joe Murdock

Location- Lodge Grass, MT

Joe Murdock farms acreage in southern Big Horn County and raises sunflower and safflower. Beartooth FADC has been in discussions with him on finance opportunities to purchase equipment to bag the seed for sale as bird feed to supplement his farming operation. He is looking at developing a Growth Through Ag grant for the next cycle in the fall of 2021.

Business/ Project Name: **JWK Enterprises LLC**

Contact- Justine Kough

Location-Busby, MT

The Kough family raises grass fed hormone free beef in Big Horn County and is developing a profitable business that adds value to their beef production business. This project takes the raw commodity of beef cattle livestock and changes the physical state to packaged, labeled for re-sale meat products. These products will be marketed as grass-fed grain-finished, locally grown, and made/produced by an American Indian. Beartooth FADC is assisting this business with a USDA Value Added Producer Grant application to help them expand their business to increase the number of animals processed and sold in an effort to meet increased demand.

Business/ Project Name: **F Bar 3 Vineyard**

Contact- Kasey Krum Felder

Location- Laurel, MT

F Bar 3 Vineyard is a small family owned vineyard in Yellowstone County growing hybrid grape varieties including Frontenac, Marquette, Itasca, Petite Pearls and Crimson Pearls. Beartooth FADC has assisted the business in applying for a Growth Through Ag Grant to expand their operation.

DESCRIPTION OF CENTER ACTIVITIES

Beartooth FADC activities have been follow up meetings with clients as well as meetings with new clients interested in Covid relief funds, GTA, Brownfield's financing, Big Sky Trust Fund, and USDA grants and loans including Pioneer Meats, Stillwater Packing, Miller Custom Processing, 406 Bovine LLC, Trembling Prairie Farms, Toews Family Farms, JWK Enterprises, Charter Ranch, J Bar F Vineyard, Palladium Brewery, Yellowstone Food Hub and others. Beartooth FADC staff has continued to work on an NRCS RCPP grant that has integrated more sustainable farming practices into area irrigated barley and sugar beet producers. Beartooth has worked with the other state wide Food and Ag Centers in exchanging information on businesses and commodities, planning trainings on food safety as well as discussing funding opportunities.

Beartooth FADC has worked this year with a wide variety of businesses from several people interested in greenhouse businesses, meat plants, grain corn sales, food processing, a vineyard, food hub, apiary, and on-farm renewable energy. Beartooth

FADC has had continued interest in the area of microbreweries and a distillery in the Columbus community, and one on a brownfield site. Beartooth has assisted several businesses in applying for the Agriculture Adaptability grants as well as Business Sustainability grant. We have also worked with three meat-processing plants in our area to submit Meat Processing Infrastructure Grants they received and will allow them to increase the amount of animals they process as they are seeing a tremendous increase in local meats. We have receive many more inquiries from meat processing businesses looking for startup assistance in our region. This work has continued to be interesting and rewarding to assist these businesses in various stages add value to Montana Agricultural products.

These activities are all steps toward our broader network goals to increase the number of value added and food businesses and jobs in our region while also building the broader network for delivery of our assistance throughout the state.

DESCRIPTION OF RENEWABLE ENERGY PROJECT ACTIVITIES (IF APPLICABLE)

Beartooth has assisted the Pryor Mountain Wind Project. The estimated 400 million dollar project is nearly complete with 120 turbines installed, four to five Ranches in the area have turbines on their Ag operations, and the turbines are set to be online by spring 2021.

DESCRIPTON OF NEW INVESTMENTS

Business Name: Millers Custom Processing

Business Contact: Tom Miller

Business Location: Roberts, MT

Description: Meat Processing

Type of Investment: Montana Meat Processing grant for \$104,000.00

Business Name: Stillwater Packing

Business Contact: Jason and Amber Emmett

Business Location: Columbus, MT

Description: USDA Meat Plant

Type of Investment: Montana Meat Processing Infrastructure Grant for business Expansion \$33,000.00

Business Name: Pioneer Meats

Business Contact: Brian Engle

Business Location: Big Timber, MT

Description: USDA Meat Plant

Type of Investment: Montana Meat Processing Infrastructure Grant for \$120,000.00 to expand in an effort to better meet the demand for locally processed meats.

CLIENT STORY/TESTIMONIAL (PICK AT LEAST 1!)

MillerCoors and Western Sugar Co, along with the NRCS and Conservation Districts in Yellowstone, Carbon and Big Horn Counties approached Beartooth FADC in 2015 to discuss a USDA NRCS Regional Conservation Partnership Project grant meant to foster public private relationships. Beartooth worked with the group to develop a grant application that would assist MillerCoors and Western Sugar company in providing funding for their producers to offset the costs of implementing conservation practices that would conserve water and soil while also making their operations more efficient from a time and labor standpoint. The first grant called the Yellowstone Region Ag Sustainability project was applied for and denied, the group decided to continue to meet and apply the next year, that application was a success, the NRCS offices in the three counties assisted the group in developing the application process and received applications from producers in all three counties

over a three year period. The overall partnership and the project was a success. MillerCoors was able to administer the grant NRCS handled the application processes and the project is now complete having assisted several regional producers in implementing technology into their operations that have helped them conserve resources as well as time and labor. There are several project overviews that have been produced to show the impact of the project including this video <https://www.nrcs.usda.gov/wps/portal/nrcs/mt/newsroom/photos/9327ad86-f904-4561-9be4-ea7d21d36932/#yellowstonercpp>.



ATTACH ANY PICTURES, MARKETING MATERIALS, OR RELEVANT SUPPORTING INFORMATION WITH YOUR REPORT.

Picture of the MillerCoors RCPP Yellowstone Regional Ag Sustainability producer, and Pryor Wind Farm and attached are two project impact overviews on the MillerCoors RCPP project



Economic Development Director Report March 2021

Regional projects on the CARES ACT economic recovery plan continue. Interviews with key businesses in the region are underway on the affordable housing study. The advisory group which represents all areas across the region was brought up to speed on the current status of the housing study.

Deb Brown with Save Your Town continues to host watch parties with interested Chamber Directors, staff and businesses in the region. Deb plans to attend the BRCD board meeting in May, and I would encourage you to ask questions on the targeted small business recovery efforts underway.

The third leg of the CARES Act funding with Big Sky EDA taking the lead continues to explore and develop economic recovery efforts primarily in Yellowstone County. Biweekly meetings continue, and strategic regional planning is being discussed with Community Builders from Colorado. If you are interested in representing Beartooth RCD in an upcoming meeting with Community Builders, please let me know. Up to five individuals from BRCD, BSEDA, Billings Chamber, and the Billings Downtown Business Alliance will be part of this process. I feel it's important to have a wide regional perspective represented from our organization.

County-specific projects underway include:

Big Horn County: Progress continues on the affordable housing calls. A grant to establish a full-time ED and Housing Director position is underway. Interactions with tribal economic developers continue with coordination of economic recovery efforts and remote worker training. Research into Decker coal mine reclamation and bankruptcy situation continues.

Carbon County: Projects include the regional detention center, wind farm, business assistance in Bridger. Also the Coal Board funding has been authorized to stabilize the Senior Center building in Bridger.

Stillwater County: Mini grants applications. Sandstone School - Big Sky Trust Fund.

Sweet Grass County: BSTF application, Sibanye/Stillwater Mine adding 50 new jobs, Chamber of Commerce outreach on board training and projects in the area.

Yellowstone County: Economic recovery efforts, Laurel west interchange - BSTF approved for feasibility study on industrial/commercial development and infrastructure. Discussion held with stakeholders on Hwy 3 business park development near the airport.

Steve Simonson

Frequently Used Acronyms

BEAR – Business Expansion and Retention
BIA – Bureau of Indian Affairs
BLM – Bureau of Land Management
BRCD – Beartooth RC&D
BSEDA – Big Sky Economic Development Association
BSTF – Big Sky Trust Fund
CDBG – Community Development Block Grant
CRDC – Certified Regional Development Corporation
CEDS – Comprehensive Economic Development Strategy
CTEP – Community Transportation Endowment Program
EDA – Economic Development Administration
EDD – Economic Development District
ESRI – Environmental Systems Research Institute, Inc.
GIS – Geographic Information Systems
GPS – Global Positioning System
HOME – Montana Home Investment Partnerships Program
HUD – US Department of Housing and Urban Development
IRP – Intermediary Relending Program
LESA – Land Evaluation Site Assessment
MBI – Montana Board of Investments
MDOC – Montana Department of Commerce
MDOL – Montana Dept. of Labor
MDOT – Montana Dept. of Transportation
MDFWP – Montana Dept. of Fish, Wildlife and Parks
MEDA – Montana Economic Developers Association
NADO – National Association of Development Organizations
NCOC – National Carbon Offset Coalition
NHS – Neighborhood Housing Services
NRCS – Natural Resource Conservation Service
RBEG – Rural Business Enterprise Grant
RBOG – Rural Business Opportunity Grant
RC&D – Resource Conservation & Development Area, Inc.
RCDI – Rural Community Development Initiative
RD – Rural Development (a division of USDA)
RCPP- Regional Conservation Partnership Program
RLF – Revolving Loan Fund
RTA – Resource Team Assessment
SBA – Small Business Administration
SBDC – Small business Development Center
TIFD – Tax Increment Finance District
TSEP - Treasure State Endowment Program
USDA – United States Department of Agriculture
USFS – United States Forest Service

Yellowstone Regional Ag Sustainability RCPP

Project Summary

Regional Conservation Partnership Program

The Regional Conservation Partnership Program (RCPP) promotes coordination of NRCS conservation activities with partners that offer value-added contributions to expand our collective ability to address on-farm, watershed, and regional natural resource concerns. Through RCPP, NRCS seeks to co-invest with partners to implement projects that demonstrate innovative solutions to conservation challenges and provide measurable improvements and outcomes tied to the resource concerns they seek to address.

Yellowstone Regional Ag Sustainability RCPP

The Yellowstone Region Agricultural Sustainability Project, led by Molson Coors, brought together multiple private and public agricultural partners in Big Horn, Carbon, and Yellowstone counties. The goal was to combine resources across organizations to help malt barley and sugar beet growers put irrigation systems in place to facilitate a combination of water and soil conservation practices including cover crops, reduced tillage, nutrient management, and irrigation water management. Through this project, assistance helped to mitigate the risk to producers of transitioning to practices that improve natural resources while also increasing economic viability and agricultural sustainability.

NRCS and Partner Contributions

- \$1,886,863 in NRCS cost share including funds from Bozeman Area irrigation fund pool
- \$30,000 in partner contributions in technical and financial assistance

Economic Impact

Per NRCS economic data, the investment in the Yellowstone Region Ag Sustainability Project created just over \$2 million in additional economic outputs in the 3-county area.



Shawn Kuzara, Montana Bureau of Mines and Geology, presents a poster made by graduate student Taylor Bienvenue displaying the work done on site in June 2019.

Conservation Benefits

NRCS planning models show a 15-20% increase in irrigation efficiency for pivot irrigation over flood irrigation. Planning models also calculate the average tons of soil loss per acre in Yellowstone County alone would improve from an average of 6.2 tons/acre to .43 tons/acre with the implementation of planned conservation practices.

Cover crop: 669 acres

A mix of cool and warm season grasses, legumes, brassicas and other grazable species.

- Reduce erosion from wind and water and transport of sediment
- Maintain or increase soil health and organic matter content in the soil
- Improve infiltration, soil structure, and soil water storage



Bill Michael, Farmer, Yellowstone County

"At first it was hard to believe that we were using the same amount of water in the pivot to water 100 acres at $\frac{3}{4}$ inch that we had been using to irrigate 27 acres with gated pipe. Doing water management with flow meters before the pivot and now, after the pivot is in, we're just amazed at the difference – the efficiency. The crop under the pivot planted with no-till is just as good as in other fields. The pivot really suits doing what we want management-wise, trying to keep the soil on the place and saving money."



NRCS gave us advice and helped with funding on the cover crops. The whole idea is not only to help producers acquire technology, but to educate and provide experience with guidance along the way. We keep learning. Ideas don't always work. But it's the only way to make progress."

- Increase soil biological activity, food and cover for wildlife
- Supplemental forage for livestock and increase space and connectivity for wildlife

Reduced Tillage: 1,023 acres

- Fewer field operations and less tillage reduce the potential for soil compaction
- Increase in soil carbon
- Decrease runoff and erosion reduces nutrients, pesticides, salts, pathogens and sediment to surface waters

Nutrient Management: 1,399 acres

- Minimize agricultural non-point source pollution of surface and groundwater resources
- Utilize manure or organic by-products as a plant nutrient source
- Optimize the storage of soil carbon
- Reduce energy costs of commercial fertilizer

Sprinkler System: 724 acres

- Properly applied sprinkler irrigation can reduce seeps, runoff, flooding, ponding and subsurface flows
- Uniform water application reduces the potential for deep percolation of agricultural chemicals into groundwater
- Water savings may be available for instream water use
- Facilitate more diverse crop production opportunities

Chad Kuntz, Farmer, Yellowstone County

"We're on the end of the ditch here and water can be short. With the flood irrigation, it took a lot of labor and there could be a lot of erosion. In the end, with the pivot, we save a lot of water. One head will service this field now, whereas we used 4 heads before the pivot.

It's in our best interest to conserve the land, water, and resources. Over fertilization costs money. Water is our livelihood. We've seen a positive difference in a lot of yield with these changes [using conservation practices].

Years ago, we plowed, disced, and harrowed every field. We haven't pulled the plow out in years. Reduced tillage helps with erosion, particularly where there's wind and lighter soil. This year, there's been a lot of wind and we never had the beets blow out, didn't have to replant."



Chad and Holly Kuntz, center, with their children and Chad's father, Cody Kuntz. The family are all involved in the operation.

Michael Killen, Agronomist, Molson Coors

"Molson Coors has a goal of reduced water usage in our supply chain. We've been working on this goal for 5 years. We're making progress with the help of our growers in converting pivots and being more efficient.



NRCS was a great help in getting the program off the ground. They brought EQIP funding to these counties and they're a great help in working with the growers. The growers have really stepped up and invested their own money when commodities aren't that good price-wise. Growers go above and beyond getting these projects in."

Montana

Natural
Resources
Conservation
Service

mt.nrcs.usda.gov



USDA is an equal opportunity provider, employer, and lender.

MT-2021 • January 2021



Michael Killen
Southern MT Agronomist

Yellowstone Regional Ag
Sustainability RCPP



- 2013 Working group formed to explore partnership opportunities to enhance sustainable agriculture in Southern MT
- USDA Farm Bill created the Regional Conservation Partnership Program (RCPP)
 - Tool to invest public resources to improve conservation, restoration and sustainable use of our natural resources
- The Yellowstone Region Agricultural Sustainability Project (YRAS) was created
 - Mix of Private industry and public partners
- Utilize EQIP funding model to assist producers in adopting conservation practices and identify BMP's for irrigated barley/beet rotations.
 - Data collection and production information
 - Educational field tours/workshops

Yellowstone Regional Ag Sustainability RCPP

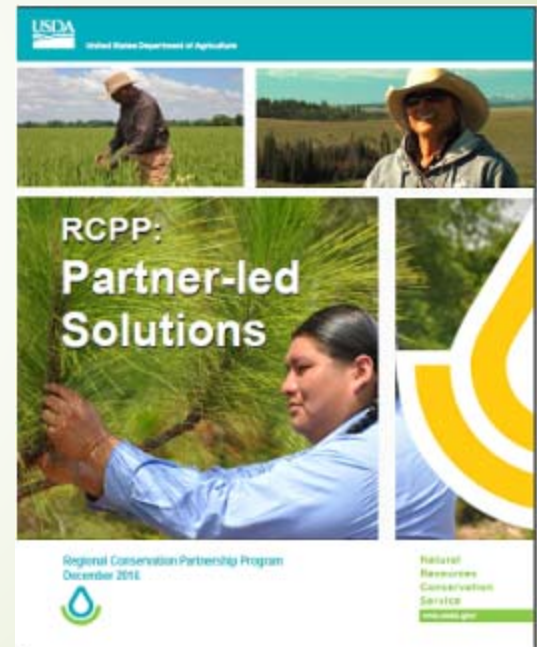
- Partners Include:
 - MillerCoors
 - Western Sugar Cooperative
 - Yellowstone Conservation District
 - Big Horn Conservation District
 - Carbon Conservation District
 - Montana Bureau of Mines & Geology (MBMG)
 - Syngenta
 - Beartooth Resource Conservation & Development (RC&D)





Regional Conservation Partnership Program (RCPP)

- Promotes coordination between NRCS and its partners to deliver conservation assistance to producers and landowners.
- NRCS provides assistance to producers through partnership agreements and through program contracts or easement agreements.
- NRCS Follows a two-phase application process:
 - Pre-applications are accepted, evaluated, and selected for submitting a full project proposal.
 - Once full project proposals are selected for funding, NRCS and the project partners then meet to finalize budgets, plans of work, and final agreements.



RCPP - Yellowstone Regional Agricultural Sustainability Project

NRCS Invests \$1.2 Million in Innovative Conservation Partnership in Montana



NRCS is funding the Yellowstone Region Agricultural Sustainability Project in Big Horn, Carbon, and Yellowstone counties in southern Montana.

- The goal of RCPP is to strategically invest public resources to improve conservation, restoration, and sustainable use of our nation's natural resources.
- 2013 – Working group was created to explore partnership opportunities to enhance sustainable agriculture in S. MT
- **Yellowstone Regional Agricultural Sustainability Project**

Yellowstone Regional Agricultural Sustainability Project

- Participating Partners

MillerCoors*

Western Sugar*

NRCS* (Hardin, Billings & Joliet offices)

Yellowstone County Conservation District*

Beartooth RC&D* Food & Ag Cntr (Joel Bertolino)

Big Horn County Conservation District

Carbon County Conservation District

Syngenta (Field to Market program)

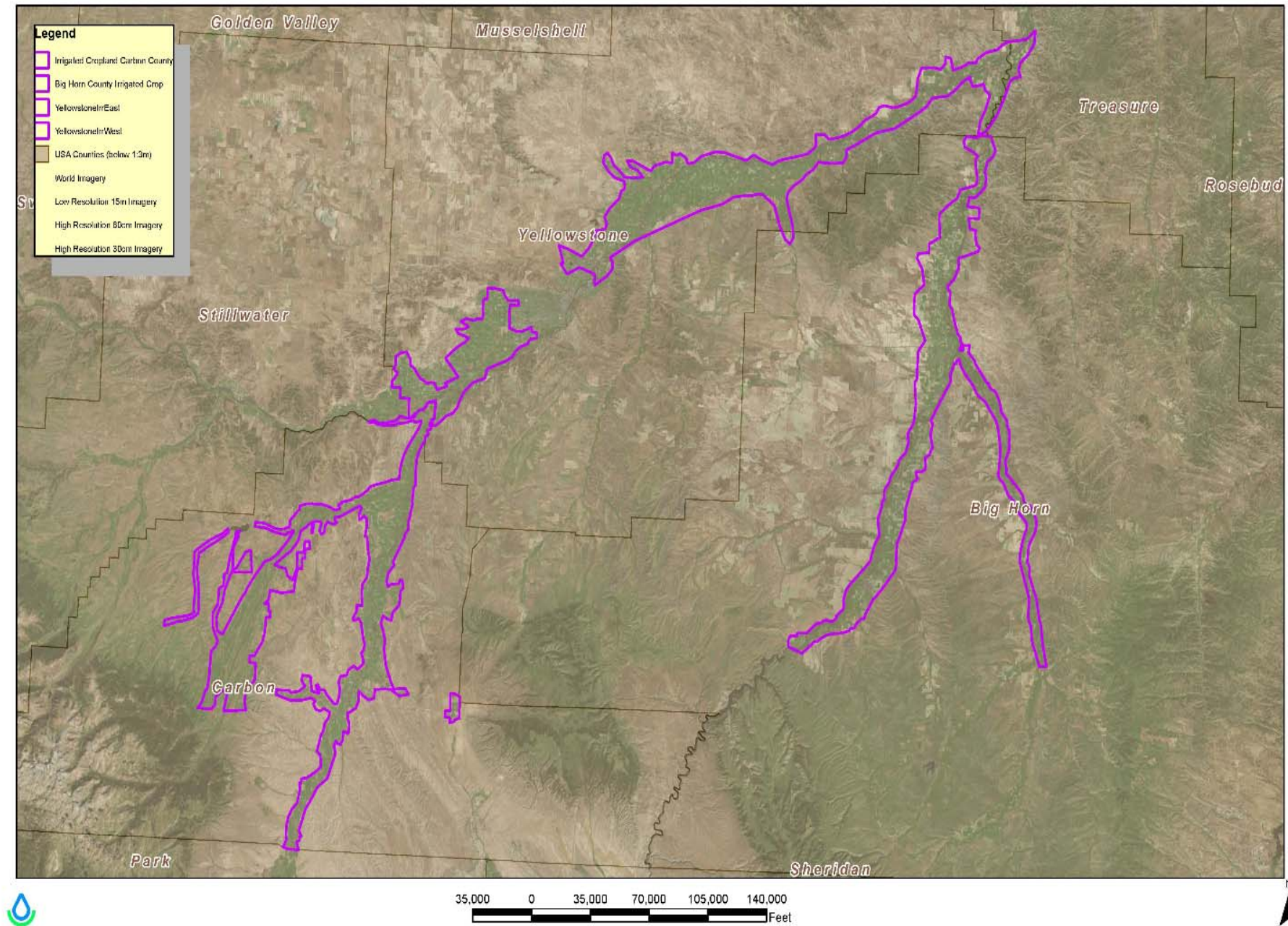
MT Bureau of Mines & Geology

MSU/SARC



Yellowstone Regional Agricultural Sustainability Project

- The project seeks to identify & define BMP practices through NRCS that would be implemented and monitored with the help of the producers, private industry and the public partners. It would be a pilot to identified these practices with incentives that would allow producers to mitigate risks while adopting them, creating a level of agricultural sustainability without the need for industry/government regulation.



Yellowstone Regional Agricultural Sustainability Project

- 5-YR project (starting 2017)
- Partnering Participants - Irrigated malt barley & sugar beet producers in Big Horn, Carbon, and Yellowstone counties in S. MT.
- 2-3 projects per county
- These projects will be thoroughly documented through reporting collaboration and the final report and analysis would be available for anyone interested.
- Eventually, this model could be applied to other irrigated cropland in Montana, Wyoming, and other states which have the same concerns and issues as are present in our project area.



Yellowstone Regional Agricultural Sustainability Project

Best Management Practices -

- Nutrient Management
- Irrigation Water Management
- Residue & Tillage management
- Cover Crop (Use, Implementation, Mixes)
- Integrated Pest Management
- Crop Rotation Management

Examples of Practices Available through Yellowstone Regional RCPP EQIP....

- (442) Sprinkler System (Pivot or Wheeline)
- (430) Irrigation Pipeline
- (443) Irrigation System, Surface and Subsurface (Gated Pipe)
- (441) Irrigation System, Microirrigation
- (449) Irrigation Water Management
- (590) Nutrient Management
- (340) Cover Crop
- (512) Forage and Biomass Planting
- (595) Integrated Pest Management
- ***Many More!*** Stop by your local NRCS Field Office! ☺



- Leveraged Partner “In-Kind” matches to obtain \$1.2 million in matching RCPP funding.
 - EQIP payments to growers
 - Contractor-Reporting/Data collection/Management plans
 - NRCS Administration
- Accepting EQIP Applications

RCPP Cont'd.....



- Through RCPP, NRCS co-invests with partners in innovative, workable and cost-effective approaches to benefit farming, ranching and forest operations; local economies; and the communities and resources in a watershed or other geographic area.
- Eligible partners include: American Indian tribes, nonprofit organizations, state and local governments, private industry, conservation districts, water districts, universities and many others.
- The most successful RCPP projects share four common characteristics:
 - They innovate; leverage additional contributions; offer impactful solutions; and engage more participants.
 - Partners develop the project applications, to address specific natural resource objectives in a proposed area or region. Partnering organizations design, promote, implement and evaluate the project outcomes.



YRAS RCPP Purpose

- This project originated from the Ag industry need to address consumer concerns about what the industry is doing to conserve energy, soil and water.
- Project Objectives:
 - Identify 2-3 producers per county in Yellowstone, Big Horn and Carbon Counties. Partner producers for the project will be selected based upon a set of ranking criteria for EQIP having irrigated crop rotations with sugar beets and/or malt barley.
 - Assess what water and soil conservation practices have historically been used and are currently being utilized by the irrigated producers in the project area.
 - Utilize EQIP to provide an incentive for producers to adopt best management practices that could be implemented over the next five years to improve their irrigation efficiencies, water quality, and soil quality.
 - Catalogue and analyze the data collected, provide a final report that would show the results of the implementation of the established Best Management Practices by the selected producers. Also utilize this information in educational workshops and field days.

Overview of the Regional Conservation Partnership Program (RCPP) & the Environmental Quality Incentives Program (EQIP)

Seanna Torske
District Conservationist
Hardin NRCS Field Office





What's New with Farm Bill 2014....

	Previous Farm Bill	vs.	New and Streamlined Farm Bill
Financial Assistance	Environmental Quality Incentives Program Wildlife Habitat Incentive Program	.....>	Environmental Quality Incentives Program
	Conservation Stewardship Program	.....>	Conservation Stewardship Program
	Agricultural Management Assistance	.....>	Agricultural Management Assistance
Easements	Wetlands Reserve Program Grassland Reserve Program Farm and Ranch Lands Protection Program	.....>	Agricultural Conservation Easement Program
	Healthy Forests Reserve Program	.....>	Healthy Forests Reserve Program
Partnerships	Cooperative Conservation Partnership Initiative Agricultural Water Enhancement Program Chesapeake Bay Watershed Initiative Great Lakes Basin Program	.....>	Regional Conservation Partnership Program
Other	Technical Service Providers	.....>	Technical Service Providers
	Conservation Innovation Grants	.....>	Conservation Innovation Grants
	Agriculture Conservation Experienced Services Program	.....>	Agriculture Conservation Experienced Services Program
	Voluntary Public Access and Habitat Incentive Program – administered by Farm Service Agency	.....>	Voluntary Public Access and Habitat Incentive Program
	<i>Emergency Watershed Protection Program*</i>>	<i>Emergency Watershed Protection Program*</i>
	<i>Small Watershed Rehabilitation Program*</i>>	<i>Small Watershed Rehabilitation Program*</i>



Environmental Quality Incentives Program (EQIP)

- Provides financial and technical assistance to ag producers to address natural resource concerns.
- Payments are made to program participants after conservation practices and activities are implemented.
 - Advanced Payments are Available to Veteran FR's, BFR's, and SDFR's.
 - 90 Days To Fully Complete the Practice
- Field Offices take EQIP applications on a continuous basis.
 - YRAS EQIP Timeline on the following slide
- Eligible participants include: Ag producers, owners of non-industrial private forestland, and Tribes.
- Eligible land includes: cropland, rangeland, pastureland, non-industrial private forestland, and other farm or ranch lands.





Yellowstone Regional Ag Sustainability EQIP Timeline

- January 19th, 2018 – YRAS EQIP Signup Deadline
 - Any applications received after this date will be considered for the next YRAS EQIP Signup (Subject to Funds Availability), as well as FY2019 EQIP General Funding.
- February 2nd, 2018 - Eligibility Deadline
 - Average Adjusted Gross Income; HELC/WC; Control of Land, Etc.
- February 16th, 2018 – Application Ranking Deadline
- February 23rd, 2018 – Preapproval for Applications
- April 20th, 2018 – Obligation Deadline
 - This may be subject to change.



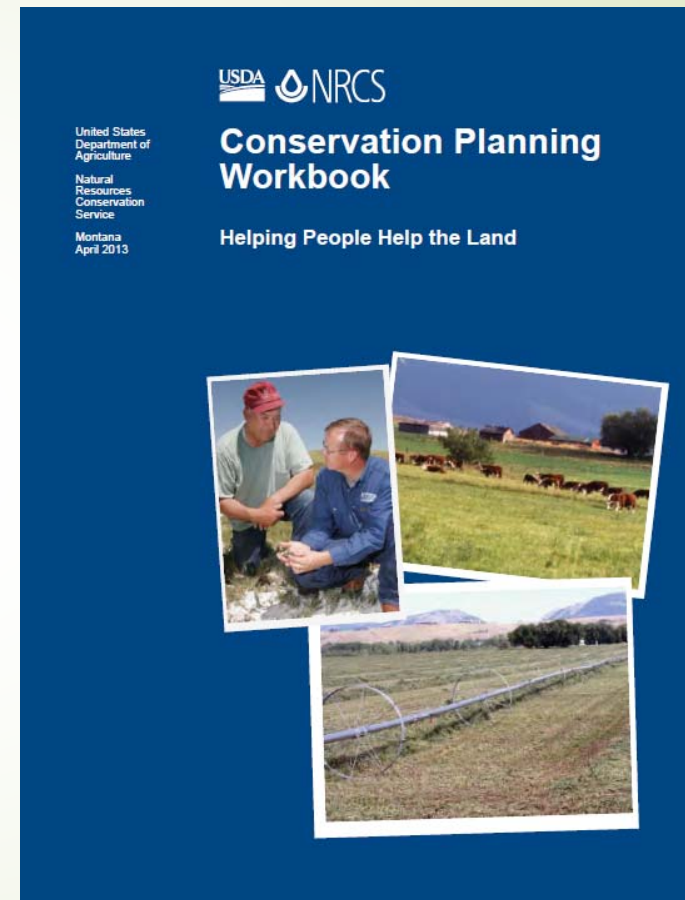
A Couple Notes regarding EQIP Irrigation Practices.....

- Irrigation practices planned to address water quality must show potential for water conservation by demonstrating a minimum increase in efficiency of 10% over the existing system (determined through our FIRI tool).
- All water conserved will remain in the source and will not be used to irrigate additional lands operated by the participant.
- Must show Irrigation History 2 out of the last 5 years.
 - Socially Disadvantaged, Limited Resource, and Indian Tribe applicants can request a waiver to the irrigation history requirements in accordance with 440 CPM 515.52A (5).
- Up to 5% of the total irrigated land under the new system may be land that was not previously irrigated as needed for efficient use of the new system.



5 Steps for Conservation Assistance from the NRCS

- **#1 – Stop by your local NRCS Office. Discuss your vision and goals for your land**
 - NRCS provides free technical assistance, or advice, for your land.
 - Common technical assistance includes:
 - Resource Assessment
 - Practice Design
 - Resource Monitoring



<http://www.nrcs.usda.gov/wps/portal/nrcs/main/national/contact/local/>



► Local NRCS Field Offices:

Hardin Field Office

724 Third St West

Hardin, MT 59034

Phone: (406) 665-3442, Ext. 3

Fax: (855) 510-7025

Email: seanna.torske@mt.usda.gov

Crow Agency Field Office

8645 South Weaver Drive

Student Union Bldg, Room 205

Crow Agency, MT 59022

Phone: (406) 638-9102

Fax: (855) 510-7025

Email: seanna.Torske@mt.usda.gov
(Until Tribal Conservationist Position is Filled)

Joliet Field Office

606 W Front Street

Joliet, MT 59041-0229

Phone: (406) 962-3641, ext. 101

Fax: (855) 510-7025

Email: Krist.Walstad@mt.usda.gov

Billings Field office

1629 Ave D, Bldg A, Ste 4

Billings, MT 59102-3091

Phone: (406) 657-6135

Fax: (855) 510-7025

Email:
Shalaine.Watson@mt.usda.gov



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NRCS Assistance Continued....

- #2 – NRCS will walk you through the application process.
- If you are interested in an NRCS Conservation Program, we'll work with you:
 - To fill out a form AD 1026, which ensures a conservation plan is in place before lands with highly erodible soils are farmed. It also ensures no wetland areas are farmed.
 - To fill the NRCS-CPA-1200 Program Application form. **(All program applications are taken on a continuous basis)**



NRCS Assistance Continued....

US DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

NRCS-CPA-1200
10/2015

CONSERVATION PROGRAM APPLICATION

Name:	Application Number:
Address:	Application Date:
	County and State:
Email:	
Telephone:	Watershed:
	Subaccount:
Location (Legal Description or Farm and Tract Number):	

1. ☐ Yes ☐ No Do you have farm records established with the appropriate USDA Service Center Agency?

If no, you must establish them with the appropriate USDA Service Center Agency prior to submitting this application.

2. This is an application to participate in the:

<input type="checkbox"/> Agricultural Management Assistance (AMA)	<input checked="" type="checkbox"/> Environmental Quality Incentives Program (EQIP)
<input type="checkbox"/> Conservation Stewardship Program (CSP)	<input type="checkbox"/> Agriculture Conservation Easement Program (ACEP) - Wetland Reserve Easements (WRE)
<input type="checkbox"/> CSP Renewal	
<input type="checkbox"/> Regional Conservation Partnership Program (RCPP)	<input type="checkbox"/> Regional Conservation Partnership Program (RCPP)
<input type="checkbox"/> EQIP	<input type="checkbox"/> ACEP - (WRE)
<input type="checkbox"/> CSP	<input type="checkbox"/> Healthy Forest Reserve Program (HFRP)

3. Are you applying to participate in a conservation program as an (check one of the following):

☐ Individual

- a) Please enter your legal name and tax identification number:

Name: Tax Number:

☐ Entity (Corporation, Limited Partnership, Trust, Estate, etc.)

- a) Please enter entity legal name and tax identification number:

Name: Tax Number:

- b) ☐ Yes ☐ No Do you have appropriate documents including proof to sign for the entity?

☐ Joint Operation (General Partnership, Joint Venture)

- a) Please enter joint operation legal name and tax identification number:

Name: Tax Number:

- b) ☐ Yes ☐ No Do you have appropriate documents including proof to sign for the joint operation?

Page 1 of 5

US DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

NRCS-CPA-1200
10/2015

4. A Dun & Bradstreet Data Universal Numbering System (DUNS) number and current registrations in the Central Contractor Registration (CCR) system for Award Management (SAM) database are required for receiving payment under an Employer Identification Number (EIN). An EIN is also known as a Federal Tax Identification Number, and is used to identify a business entity.

Please note that the entity-applicants must obtain a DUNS number, register it under the legal business name which matches the Internal Revenue Service (IRS) records for the applicable EIN, and such legal business name must match the name identified above as the applicant requesting participation in the named program. If your entity does not have a DUNS number, information is available at <http://irs.gov/efile> To register with SAM, go to <https://www.sam.gov/>

DUNS Number:

Registration Activation Date:

5. Is the land being offered for enrollment used for crop (including forest-related) or livestock production?

☐ Crop Production

Crop Type:

☐ Livestock Production

Livestock Type:

6. The land offered under this application is (check all that apply):

☐ Private Land

☐ Public Land (Federal, State, or Local Government)

☐ Tribal, Allotted, Ceded or Indian Land

7. You certify that Certification of control of the land offered under the application is evidenced by:

☐ Deed or other evidence of land ownership (required for all ACEP-WRE applications)

☐ Written lease agreement

Years of control are through

☐ Other agreement or legal conveyance (describe):

Years of control are through

8. ☐ Yes ☐ No Is the land offered under this application enrolled in any other conservation program?

9. Do you meet the criteria for any of the following categories? (mark all that apply)

☐ Limited Resource Farmer or Rancher

☐ Beginning Farmer or Rancher

☐ Socially Disadvantaged Farmer or Rancher

☐ Veteran Farmer or Rancher

☐ Not Applicable

If you wish to apply in any of these categories, you must meet the self certification requirements. Definitions are provided below. For more information please go to this website:

<http://nrcs.sc.egov.usda.gov/>

Limited Resource Farmer or Rancher – The term "Limited Resource Farmer or Rancher" means a participant:

- With direct or indirect gross farm sales not more than the current indexed value in each of the previous two years, and
- Who has a total household income at or below the national poverty level for a family of four, or less than 50 percent of county median household income in each of the previous two years.

Page 2 of 5

NRCS Assistance Continued....



US DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

NRCS-CPA-1200
10/2015

A legal entity or joint operation can be a Limited Resource Farmer or Rancher only if all individual members independently qualify. A Self-Determination Tool is available to the public and may be completed on-line or printed and completed hardcopy at: <http://www.nrttool.sc.egov.usda.gov/>

Beginning Farmer or Rancher—The term "Beginning Farmer or Rancher" means a participant who:

- Has not operated a farm or ranch, or who has operated a farm or ranch for not more than 10 consecutive years. This requirement applies to all members of a legal entity, and who
- Will materially and substantially participate in the operation of the farm or ranch.

In the case of a contract with an individual, individually or with the immediate family, material and substantial participation requires that the individual provide substantial day-to-day labor and management of the farm or ranch, consistent with the practices in the county or State where the farm is located.

In the case of a contract made with a legal entity, all members must materially and substantially participate in the operation of the farm or ranch. Material and substantial participation requires that the members provide some amount of the management, or labor and management necessary for day-to-day activities, such that if the members did not provide these inputs, operation of the farm or ranch would be seriously impaired.

Socially Disadvantaged Farmer or Rancher—The term "Socially Disadvantaged" means an individual or entity who is a member of a socially disadvantaged group. For an entity, at least 50 percent ownership in the farm business must be held by socially disadvantaged individuals. A socially disadvantaged group is a group whose members have been subject to racial or ethnic prejudice because of their identity as members of a group without regard to their individual qualities.

These groups consist of the following:

- American Indians or Alaskan Natives
- Asians
- Blacks or African Americans
- Native Hawaiians or other Pacific Islanders
- Hispanics.

Note: Gender alone is not a covered group for the purposes of NRCS conservation programs. The term entities reflect a broad interpretation to include partnerships, couples, legal entities, etc.

Veteran Farmer or Rancher—The term "Veteran Farmer or Rancher" means a farmer or rancher who:

- Served in the active military, naval, or air service, and
- Who was discharged or released from the service under conditions other than dishonorable, and
- Who has not operated a farm or ranch; or has operated a farm or ranch for not more than 10 consecutive years.

A legal entity or joint operation can be a Veteran Farmer or Rancher only if all individual members independently qualify.

10. Is any of the land offered for enrollment under this application:

- ☐ Certified Organic by the National Organic Program (NOP)
- ☐ Transitioning to become Certified Organic by the NOP
- ☐ Exempt from Organic Certification as defined by the NOP
- ☐ Not Applicable

Certification in any of these categories is to assist with planning and will not automatically result in the application being considered in any initiatives made available for organic-related production. Applicants must specifically request to participate in an organic initiative. Note that the EQIP Organic Initiative has a lower payment limitation (\$20,000/year and \$80,000 over any

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US DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

NRCS-CPA-1200
10/2015

6-year period per person or legal entity) than payments made to a person or legal entity under General EQIP.

On the farm(s) identified above, the Applicant agrees to participate in the identified program if the offer is accepted by the NRCS. The undersigned shall hereafter be referred to as the "Participant." The participant understands that starting a practice prior to contract approval causes the practice to be ineligible for program financial assistance. The participant will obtain the landowner's signature on the contract or provide written authorization to install structural or vegetative practices. The Participant agrees not to start any financially assisted practice or activity or engage the reimbursable services of a certified Technical Service Provider before a Contract is executed by CCC. The Participant may request, in writing, a waiver of this requirement for financially assisted practices by the NRCS State Conservationist.

All participants that certify land control or certify eligibility as Limited Resource Farmer or Rancher, Beginning Farmer or Rancher, or Veteran Farmer or Rancher will provide all records necessary to justify their claim as requested by a NRCS representative. It is the responsibility of the Participant to provide accurate information to support all items addressed in this application at the request of NRCS. False certifications are subject to criminal and civil fraud statutes.

The Participant acknowledges that highly erodible land conservation/wetland conservation, adjusted gross income certifications, and member information for entities and joint operations are on file with the FSA.

Each participant that is a non-individual receiving payment under an EIN is required to be registered in the CCR on SAM.gov before submitting this application and must provide a valid DUNS number on this application. Each applicable entity must continue to maintain an active registration with current information at all times during which it has a conservation program contract/agreement or an active application under consideration. NRCS may not enter into a conservation program contract/agreement with a non-individual until the all applicable DUNS and SAM requirements have been met. If a non-individual has not fully complied with these requirements by the time NRCS is ready to award the conservation program contract/agreement, NRCS may determine that the non-individual is not qualified to receive a conservation program contract/agreement and use that determination as a basis for making an award to another applicant.

11. ☐ Yes ☐ No I have received a copy of the applicable conservation program contract appendix.

Applicant Signature	Date
---------------------	------

NON-DISCRIMINATION STATEMENT

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity. In any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Page 4 of 5

NRCS Assistance Continued....

This form is available electronically. CCC-941 (03-28-14)		U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation		1. Return completed form to: Big Horn County Farm Service Agency 724 3rd Street West Hardin, MT 59034 <i>(Name and address of FSA county office or USDA Service Center)</i>	
AVERAGE ADJUSTED GROSS INCOME (AGI) CERTIFICATION AND CONSENT TO DISCLOSURE OF TAX INFORMATION <i>Agricultural Act of 2014</i>					
NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) as amended: The authority for collecting the information requested on this form is 17 U.S.C. 1717, the Commodity Credit Corporation Charter Act (15 U.S.C. 714 et seq.), the Food Security Act of 1985 (Pub. L. 99-198), and the Agricultural Act of 2014 (Pub. L. 113-79). The information will be used to determine eligibility for program benefits. The information collected on this form may be disclosed to other Federal, State, Local, government agencies, Tribal agencies, and non-governmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA FSA-2, Farm Record File (Automated). Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility for program benefits. This information collection is exempted from the Paperwork Reduction Act as specified in the Agricultural Act of 2014 (Pub. L. 113-79, Title I, Subtitle F - Administrative). PLEASE RETURN COMPLETED FORM TO FSA AT THE ABOVE ADDRESS					
2. Name and Address of Individual or Legal Entity (including Zip Code) <i>(Use the same name and address as used for the tax return specified in Part B.)</i>			3. Taxpayer Identification Number (TIN) (Social Security Number for Individual; or Employer Identification Number for Legal Entity) 		
PART A – CERTIFICATION OF AVERAGE ADJUSTED GROSS INCOME					
4. The program year for payment eligibility <div style="display: flex; align-items: center;"> <div style="margin-right: 20px;"> A. 20¹⁷ <u> </u> </div> <div> Enter the year for which program benefits are requested. The period for calculation of the average AGI will be of the three taxable years preceding the most immediately preceding complete taxable year for which benefits are requested. For example, the 3-year period for the calculation of the average AGI for 2014 would be the taxable years of 2012, 2011 and 2010. </div> </div>					
5. I certify that the average adjusted gross income of the individual or legal entity in Item 2 (for the year included in Item 4) was: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> A. <input type="checkbox"/> Less than (or equal to) \$900,000 B. <input type="checkbox"/> More than \$900,000 </div> <div style="width: 50%; font-size: small;"> Pursuant to 28 U.S.C. § 1403, I hereby authorize the Internal Revenue Service (IRS) to review the following items of "return information" (as defined in 28 U.S.C. § 1403(b)(2)) from the returns (as specified below) of the individual or legal entity identified in Item 2 for the taxable years indicated in Item 4: <div style="display: flex; justify-content: space-between; font-size: x-small;"> <div> Form 1040 and 1040NR filers: farm income or loss; adjusted gross income Form 1041 filers: farm income or loss, charitable contributions, income distribution deductions, exemptions, adjusted total income; total income Form 1065 filers: guaranteed payments to partners, ordinary business income </div> <div> Form 1120, 1120A, 1120C filers: charitable contributions, taxable income Form 1120S filers: ordinary business income Form 990 filers: unrelated business taxable income </div> </div> </div> </div>					
PART B – CONSENT TO DISCLOSURE OF TAX INFORMATION I understand the IRS will review these items of return information in order to perform calculations, the results of which I authorize to be disclosed to officers and employees of the United States Department of Agriculture (USDA) for use in determining the individual's or legal entity's eligibility for specified payments for various commodity and conservation programs. The calculations performed by the IRS use a methodology prescribed by the USDA. In addition, I am aware that the USDA may use the information received for compliance purposes related to this eligibility determination, including referrals to the Department of Justice.					
Specifically, the IRS will disclose to the USDA the individual's or legal entity's name and TIN, and inform the USDA if, pursuant to its calculations, the average Adjusted Gross Income (AGI) is above or below eligibility requirements as prescribed by the Agricultural Act of 2014. The IRS will also disclose to the USDA the type of return from which the information used for the calculations was obtained.					
If the IRS is unable to locate a return that matches the taxpayer identity information provided above, or if IRS records indicate that the specified return has not been filed for any of the taxable years indicated, the IRS may disclose that it was unable to locate a return, or that a return was not filed, for those years, whichever is applicable.					
An approved Power of Attorney (Form FSA-211) on file with USDA cannot be used as evidence of signature authority when completing this form. By signing this form:					
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <ul style="list-style-type: none"> - I acknowledge that I have read and reviewed all definitions and requirements on Page 2 of this form; - I certify that all information contained within this certification is true and correct; and is consistent with the tax returns filed with the IRS; - I agree to authorize CCC to obtain tax data from the IRS for AGI compliance verification purposes by filing this form; - I am aware that without this consent to disclosure, the returns and return information of the individual or legal entity identified in Item 2 are confidential and are protected by law under the Internal Revenue Code; - I certify that I am authorized under applicable state law to execute this consent on behalf of the legal entity identified in Item 2 (for legal entity only). </div> <div style="width: 50%; font-size: small;"> 7. Title/Relationship of the individual if Signing in a Representative Capacity for a legal entity </div> </div>					
6. Signature (By) 		7. Title/Relationship of the individual if Signing in a Representative Capacity for a legal entity 		8. Date (MM-DD-YYYY) 	

- **#3 – As part of the application process, we'll make sure you are eligible.**
- You'll need to bring:
 - An official tax ID (SSN or an Employer ID)
 - A property deed or lease agreement to show you have control of the property.
 - A farm and tract number(s) for your land (you can get one from the USDA-Farm Service Agency)
- You'll also need to meet Average Adjusted Gross Income (AGI) Requirements; which certifies that an individual or legal entity has an adjusted gross income less than or equal to \$900,000 during the year of program eligibility.

NRCS Assistance Continued.....

This form is available electronically.
AD-1026
(10-30-14)

(See Page 2 for Privacy Act and Paperwork Reduction Act Statements)
U.S. DEPARTMENT OF AGRICULTURE
Farm Service Agency

HIGHLY ERODIBLE LAND CONSERVATION (HEL) AND WETLAND CONSERVATION (WC) CERTIFICATION

Read attached AD-1026 Appendix before completing form.

PART A – BASIC INFORMATION

1. Name of Producer: _____ 2. Tax Identification Number (Last 4 digits): _____ 3. Crop Year: _____
4. Names of affiliated persons with farming interests. Enter "none," if applicable: _____

Affiliated persons with farming interests must also file an AD-1026. See Item 7 in the Appendix for a definition of an affiliated person.

5. Check one of these boxes as if the statement applies; otherwise continue to Part B.

A. ☐ The producer in Part A does not have interest in land devoted to agriculture. Examples include bee keepers who place their hives on another person's land, producers of crops grown in greenhouses, and producers of aquaculture AND these producers do not own/lease any agricultural land themselves. Note: Do not check this box if the producer shares in a crop.

B. ☐ The producer in Part A meets all three of the following:
• does not participate in any USDA program that is subject to HELC and WC compliance except Federal Crop Insurance.
• only has interest in land devoted to agriculture which is exclusively used for perennial crops, except sugarcane, and
• has not converted a wetland after February 7, 2014.

Perennial crops include, but are not limited to, tree fruit, tree nuts, grapes, olives, native pasture and perennial forage. A producer that produces affilia should contact the Natural Resources Conservation Service at the nearest USDA Service Center to determine whether such production qualifies as production of a perennial crop.

Note: If either box is checked, and the producer in Part A does not participate in Farm Service Agency (FSA) or Natural Resources Conservation Service (NRCS) programs, the full tax identification number of the producer must be provided, but establishment of detailed farm records with FSA is not required. Go to Part D and sign and date.

PART B – HELC/WC COMPLIANCE QUESTIONS

Indicate YES or NO to each question.

If you are unsure of whether a HEL determination, wetland determination, or NRCS evaluation has been completed, contact your local USDA Service Center.

6. During the crop year entered in Part A or the term of a requested USDA loan, did or will the producer in Part A plant or produce an agricultural commodity (including sugarcane) on land for which an HEL determination has not been made? YES NO

7. Has anyone performed (since December 23, 1985), or will anyone perform any activities to:
A. Create new drainage systems, conduct land leveling, filling, dredging, land clearing, or excavation that has NOT been evaluated by NRCS? If "YES", indicate the year(s): _____ YES NO

B. Improve or modify an existing drainage system that has NOT been evaluated by NRCS? If "YES", indicate the year(s): _____ YES NO

C. Maintain an existing drainage system that has NOT been evaluated by NRCS? If "YES", indicate the year(s): _____ YES NO

Note: Maintenance is the repair, rehabilitation, or replacement of the capacity of existing drainage systems to allow for the continued use of wetlands currently in agricultural production and the continued management of other areas as they were used before December 23, 1985. This allows a person to reconstruct or maintain the capacity of the original system or install a replacement system that is more durable or will realize lower maintenance or costs.

NOTE: If "YES" is checked for item 7A or 7B, then Part C must be completed to authorize NRCS to make an HELC/WC and/or certified wetland determination on the identified land. If "YES" is checked for item 7C, NRCS does not have to conduct a certified wetland determination.

8. Check one or both boxes, if applicable; otherwise, continue to Part C or D.

A. ☐ Check this box only if the producer in Part A has FCIC reinsured crop insurance and if filing this form represents the first time the producer in Part A, including any affiliated person, has been subject to HELC and WC provisions.

B. ☐ Check this box if either of the following applies to the producer and crop year entered in Part A:
• is a tenant on a farm that is/will not be in compliance with HELC and WC provisions because the landlord refuses to allow compliance, but all other farms not associated with that landlord are in compliance. (AD-1026B, Tenant Exemption Request, must be completed).
• is a landlord of a farm that is/will not be in compliance with HELC and WC provisions because of a violation by the tenant on that farm, but all other farms not associated with that tenant are in compliance. (AD-1026C, Landlord or Landowner Exemption Request, must be completed).

PART C – ADDITIONAL INFORMATION

9. If "YES" was checked in item 6 or 7, provide the following information for the land to which the answer applies:

A. Farm and/or tract/field number: _____
If unknown, contact the Farm Service Agency at the nearest USDA Service Center.

B. Activity: _____

C. Current land use (specify crops): _____

D. County: _____

AD-1026: Highly Erodible Land Conservation and Wetland Conservation Certification

To comply with the HELC and WC provisions, producers must fill out and sign form AD-1026 certifying they will not:

- Plant or produce an agricultural commodity on highly erodible land without following an NRCS approved conservation plan or system;
- Plant or produce an agricultural commodity on a converted wetland; or
- Convert a wetland which makes the production of an agricultural commodity possible.

In addition, producers planning to conduct activities that may affect their HEL or WC compliance, for example removing fence rows, conducting drainage activities, or combining fields, must notify FSA by filing form AD-1026. FSA will notify NRCS, and NRCS will then provide highly erodible land or wetland technical evaluations and issue determinations if needed.

AD-1026 (10-30-14)

Page 2 of 2

PART D – CERTIFICATION OF COMPLIANCE

I have received and read the AD-1026 Appendix, and understand and agree to the terms and conditions therein on all land in which I (or the producer in Part A if different) and any affiliated person have or will have an interest. I understand that eligibility for certain USDA program benefits is contingent upon this certification of compliance with HELC and WC provisions and I am responsible for any non-compliance. I understand and agree that this certification of compliance is considered continuous and will remain in effect unless revoked or a violation is determined. I further understand and agree that:

- all applicable payments must be refunded if a determination of ineligibility is made for a violation of HELC or WC provisions;
- NRCS may verify whether a HELC violation or WC has occurred;
- a revised Form AD-1026 must be filed if there are any operation changes or activities that may affect compliance with the HELC and WC provisions. I understand that failure to revise Form AD-1026 for such changes may result in ineligibility for certain USDA program benefits or other consequences;
- affiliated persons are also subject to compliance with HELC and WC provisions and their failure to comply or file Form AD-1026 will result in loss of eligibility for applicable benefits to any individuals or entities with whom they are considered affiliated.

Producer's Certification:

I hereby certify that the information on this form is true and correct to the best of my knowledge.

10A. Producer's Signature (by): _____	10B. Title/Relationship (if signing in Representative Capacity): _____	10C. Date (MM-DD-YYYY): _____
FOR FSA USE ONLY (for referral to NRCS) Sign and date if NRCS determination is needed.		11B. Date (MM-DD-YYYY): _____

IMPORTANT: If you are unsure about the applicability of HELC and WC provisions to your land, contact your local USDA Service Center for details concerning the location of any highly erodible land or wetland and any restrictions applying to your land according to NRCS determinations before planting an agricultural commodity or performing any drainage or reclamation. Failure to certify and properly revise your compliance certification when applicable may: (1) affect your eligibility for USDA program benefits, including whether you qualify for reimbursement of benefits through the Good Faith process, and (2) result in other consequences.

NRCS Assistance Continued..

- #4 – NRCS will take a look at the applications and rank them.
 - We accept program applications on a continuous basis.
 - Once a funding period is announced, NRCS will first Prioritize Applications, and then rank eligible applications according to local resource concerns, and the amount of conservation benefits the project will provide.



Montana NRCS 2018 EQIP Yellowstone Regional Ag Sustainability

RCPSP Screening Tool

Instructions: This screening worksheet must be completed for each applicant interested in Yellowstone Regional Ag Sustainability Project Fund Pool. Applications need to be received by January 19th, 2018.

This completed worksheet will be filed with the application and subsequent contract if selected for funding.

Section 1 – Applicant Information	
Applicant Name:	County:
Application Number:	Field Office:
Evaluator Name:	Date:

Section 2 – Screening Tool	
1. Did the application meet all land and applicant eligibility by February 2 nd , 2018? (NOTE: For AGI determinations this question can be answered yes if the Farm Service Agency (FSA) has released their AGI form for FY18 and if the applicant has submitted all completed AGI forms to FSA by October 20 or within two weeks of the release of the updated AGI form by FSA if that date is after October 20.)	Yes-Go to #2 No - Ineligible. Take appropriate action
2. Is the producer willing to share their records from the EQIP contract and serve as a demonstration site, including a field day? Records would include: Irrigation Water Management, Irrigation Water Usage, Nutrient Management, Pest Management, Cover crop, yields, and Timing.	Yes to all-Go to #3 No – Use Regular EQIP to process application
3. Is the Producer willing to document irrigation water usage or provide prior year records, for a full growing season prior to any implementation of a new system? A flow measuring device is required to document irrigation water usage.	Yes - Go To #4 No – Use Regular EQIP to process application
4. Is the producer in a Beet or Barley Rotation?	Yes - Go to #5 No – Use Regular EQIP to process application

5. Is the producer willing to measure on-farm environmental efficiency indicators using Land db [®] farm management software or equivalent? The measurements would include Soil Conservation, Energy Use, Greenhouse Gas Emission, Land Use, Water Quality, Soil Carbon, and Irrigation Water Use.	Yes - High Priority No - Medium Priority
---	---

NRCS Assistance Continued.....

- #5 – If your application is selected for funding, you can choose whether to sign the contract for the work to be done.
 - Once you sign the contract, you'll be provided the standards and specifications for completing the practice or practices, and then you will have a specified amount of time to implement.
 - Once the work is implemented and inspected, you'll be paid the rate of compensation for the work if it meets NRCS standards and specifications.



Conservation Client Gateway (CCG)

- No time to stop by the office? **NO PROBLEM!**
- CCG Allows producers to:
 - Request Conservation Assistance
 - Apply for Financial Assistance
 - Review and digitally sign documents
 - Request and track payments
 - Much More!
- How to get signed up for CCG:
 - 1.) Establish your records with your local USDA Service Center,
 - 2.) Create a USDA Level 2 eAuthentication Account (either in-person or online),
 - 3.) Verify your identity (either in-person or online),
 - 4.) Link your USDA Client Record to your eAuth Account.



<https://www.nrcs.usda.gov/wps/portal/nrcs/main/national/cgate/>

A solid red arrow pointing to the right, positioned to the left of the title.

Questions?

Non-Discrimination Policy

The U.S. Department of Agriculture (USDA) prohibits discrimination against its customers, employees, and applicants for employment on the bases of race, color, national origin, age, disability, sex, gender identity, religion, reprisal, and where applicable, political beliefs, marital status, familial or parental status, sexual orientation, or all or part of an individual's income is derived from any public assistance program, or protected genetic information in employment or in any program or activity conducted or funded by the Department. (Not all prohibited bases will apply to all programs and/or employment activities.)

Questions?



File Attachments for Item:

6. Budget/Finance Committee Minutes 2.23.2021.

**Minutes of City of Laurel
Budget/Finance Committee
Tuesday, February 23, 2021**

Members Present: Bruce McGee
Richard Klose
Scot Stokes
Others Present: Mayor Nelson
Bethany Langve

The meeting was called to order by the Committee vice-chair at 5:30pm.

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.*

There was no public input.

General Items –

1. Review and approve the February 9, 2021 Budget and Finance Committee meeting minutes. Richard Klose moved to approve the minutes of the February 9, 2021 Budget and Finance Committee meeting. Bruce McGee seconded the motion, all in favor, motion passed.
2. Review and Approve purchase requisition – The Committee was presented with a purchase requisition from the Sewer Department for repairs to the Elm lift pump. This purchase had previously been approved as an emergent repair by the Mayor, and it now needed to be approved by the Budget and Finance Committee. Richard Klose made a motion to approve the purchase requisition from the Sewer Department for the repairs to the Elm lift pump. Scot Stokes seconded the purchase requisition, all in favor, motion passed.
3. Review and Approve purchase requisition – The Committee was presented with a purchase requisition from the Ambulance Department for installation of air conditioning in the FAP (Fire, Ambulance and Police) Building. The Clerk/Treasurer explained the need for the air conditioning now that the Ambulance Department is staffed. The FAP building gets very hot in the Ambulance area. Richard Klose made a motion to approve the purchase requisition from the Ambulance Department for the installation of air conditioning in the FAP Building. Scot Stokes seconded the purchase requisition, all in favor, motion passed.
4. Review and approve the May 2020 financial statements. The Committee reviewed the financial statements and had no questions or comments. Scot Stokes made a motion to approve the May 2020 financial statements. Richard Klose seconded the motion, all in favor, motion passed.
5. Review and approve the June 2020 financial statements. The Committee reviewed the financial statements and had no questions or comments. Scot Stokes made a motion to approve the June 2020 financial statements. Richard Klose seconded the motion, all in favor, motion passed.
6. Review and recommend approval to Council, Claims entered through 02/19/2021. The claims and check register had previously been reviewed by the Committee. Bruce McGee made a motion to approve the claims entered through 02/19/2021. Richard Klose seconded the motion, all in favor, motion passed.
7. Review and approve Payroll Register for pay period ending 02/07/2021 totaling \$203,294.13. Richard Klose made a motion to recommend approval of the payroll register for pay period ending 02/07/2021 totaling \$203,294.13. Bruce McGee seconded the motion, all in favor, motion passed.

New Business – None

Old Business –

8. The Mayor stated the City Attorney had not reviewed the draft resolutions to date, so there is no update on the Meal Pay and Drill Pay resolutions. This item will be added to the next meeting agenda.
9. The Mayor stated the City Attorney had not reviewed the draft resolutions to date, so there is no update on the Cemetery Parking Lot. This item will be added to the next meeting agenda.

Other Items –

10. Review the Pay Period Ending 01/24/2021 Comp/Overtime Report. There were no questions or comments from the Committee.
11. Clerk/Treasurer Update – The Clerk/Treasurer stated the 2019 Audit was finally completed.
12. Mayor Update – The Mayor stated he recently attended the monthly department head meeting, and afterwards he met with the Ambulance Director. He stated the calls to the Ambulance Department were up, and collections on accounts are looking good to date. The Mayor stated growth is coming. He is expecting growth around the new school, and the new exchange. He is focusing on the exchange area and would like to create a TIF District out in that area. He stated the City is currently doing a Capital Improvement Plan (CIP) study. The last CIP study for City Hall was done in 2010. He stated that at that time, it was determined the Council area side of City Hall needed to be rebuilt. He stated the City needs increased water storage. The last City-wide CIP study was done in 2006-2007, and this should be revised every 5 years. He stated the CIP should be followed to ensure proper growth of the City. The Committee asked if anyone had shown interest in developing that area by the new exchange. The Mayor stated he had heard a rumor a Wal-Mart distribution center could possibly be built out there, but that has been a rumor around the Laurel/Billings area for a long time. The Mayor stated he is actively pursuing any leads he receives.

Announcements –

13. The next Budget and Finance Committee meeting will be held on March 09, 2021.
14. Richard Klose will be reviewing the claims for the next meeting.

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.

File Attachments for Item:

7. Tree Board Minutes of February 18, 2021.

Minutes
City of Laurel
Tree Board
2/18/21 9:30 AM

Council Conference Room

Attending by Zoom: LuAnne Engh, Aaron Christensen

Attending: Matt Wheeler, Richard Herr, Walter Widdis, Dale Ahrens, Phyllis Bromgard

1. Public Input
 - a. No public attending
2. General Items
 - a. Jan. minutes approved - \$700 with the school \$2300 city
 - b. Laurel Arbor Day May 4, 2021 Thomson Park – PM schedule
 - c. “Stay Wild” Design from Graff students New artist is Brislyn Maharrey – age 9 – Walt will work up the graphic for printing.
 - d. All designs will be put in a booklet as a living record of our young artists at the Graff Library to share with visitors. LuAnne will supply the book. Dale suggested we pay for Lifetouch to do a collage of the best designs, as well. Dale will bring the completed design to Dynamic Design – we’ll work on donors for the shirts and banner.
 - e. We will only provide t-shirts for volunteers as the teachers really don’t need them. About 15 total. Better ways to spend out money.
 - f. Dale will check with HS Principal, Shawdra Zahara about putting the donors on the marquee during Arbor Day
 - g. Grants
 - a. DNRC grant \$750 received –
 - b. Walmart – new format with “Front Door” – Dale plans to ask for \$1,000 but we need to clarify which school’s EIN is used.

- c. NEW - \$600 – We'll use the city EIN – Bethany will send Dale the IRS letter to submit with the application. Lisa Perry is always very supportive.
 - h. Aaron is getting 4 Ash trees for Thompson \$600 x 4 and we'll have the city plant the Spring Crab for Veteran Park – it has been replaced several times. With other funds we could replace trees at South Pond with the city planting them.
 - i. LuAnne has contacted the vendors to see which ones will be able to help us this year. Only a few have replied YES. We would need a few more.
 - j. Lunch – bag lunch is fine with Lynn
- 3. New Business
 - a. Nick wasn't available today to discuss grants for replacing downtown trees. Next month he will report.
 - b. The tree board should recommend tree varieties that fit the space and do well without much water – as we don't want those trees to remain vacant.
- 4. Old Business
 - a. Tree Trimming – Thomson Park – Steve Larned offered \$250/tree –
- 5. Other Items
 - a. 8th Ave trees – Cenex needs help/advice on tree selection.
 - b. Volunteer hours - Please keep your hours.
 - c. South Park is on track for Spring construction of the dock/walkways
 - d. Riverside Park – monitor new trees after winter to see what should be replaced.
- 6. Announcements
 - a. Next meeting – March 18th– 9:30 At the Council Conference Room

LuAnne Engh, Chairman

File Attachments for Item:

8. Public Works Committee Minutes of February 8, 2021.



**MINUTES
CITY OF LAUREL
PUBLIC WORKS COMMITTEE
MONDAY, FEBRUARY 08, 2021**

The Public Works Committee meeting was called to order at 6:00pm on Monday, February 8, 2021 by Committee Chair, Heidi Sparks

Members Present: Heidi Sparks,- Chair, Irv Wilke- Vice Chair, Richard Herr, Dan Koch, Kurt Markegard- Public Works Director

Others Present: Nathan Herman

Public Input: None

General Items

1. Approval of Public Works Committee Minutes of January 11, 2021. Motion by Irv Wilke. Seconded by Richard Herr. Motion carried

New Business

2. Emergency Call Outs Report
 - Report attached
3. KLJ Engineering Report
 - Engineering Report attached

Old Business: None

Other Items

Announcements

4. Next Meeting will be Monday, March 15, 2021 at 6:00pm in Council Chambers

Emergency Call Out for February 8th, 2021 Public Works Meeting

1-13-2021	Barricades for Bricks falling off a building on 1 st Ave.
1-13-2021	Barricades for a power line behind Owl Café building.
2-5-2021	Sanding Streets



5th Ave. Water Re-Route (KLJ #2104-00118)

Reason for Project: To abandon the existing waterline between W. 11th and W. 12th Streets that crosses existing properties without an easement.

Project Scope: Abandonment of a 12" waterline that connects 11th St. to 12th St north of 5th Ave. in Laurel. A new 12" waterline will connect at the intersection of 5th Ave. and 11th St, route east to 4th Ave. and then north to 12th St. where it will turn back west and connect at the original connection point along 12th St.

Current Status:

- Survey set to occur weather permitting.
- Preliminary Engineer routing is completed and awaiting survey verification

Southside Stormwater Study (KLJ #2004-01470)

Reason for Project: Analyze Laurels South side to determine needed improvements for stormwater.

Project Scope: : To complete a stormwater master plan for the areas south of the train tracks and west of Highway 212.

Current Status:

- Survey set to occur weather permitting

WWTP Screw Pump B Replacement (KLJ #2004-01359)

Reason for Project: To replace screw pump B at the Laurel Wastewater Treatment Plant.

Project Scope: Reconstruction and rehabilitation of the Archimedes Screw Pump "B" at the City of laurel Wastewater Treatment Plant.

Current Status:

- Task order approved on January 26th, 2021.

WTP Lift Well Replacement (KLJ #2004-01487)

Reason for Project: To replace a lift well at the Laurel Water Treatment Plant.

Project Scope: Reconstruction and rehabilitation of the lift well at the City of Laurel Water Treatment Plant.



City of Laurel Project Status Update February 8, 2021



Current Status:

- Task order approved on January 26th, 2021

2021 Pavement Maintenance Project (KLJ #2004-00831)

Reason for Project: To provide yearly maintenance and improvements to the City of Laurel Roads Network.

Project Scope: Miscellaneous annual pavement maintenance design, bidding and construction in locations throughout the City of laurel

Current Status:

- Street Review – Completed
- Kurt and Bethany to verify available funds

Sanitary Sewer H₂S Remediation (KLJ #1804-00122)

Reason for Project: Buildup of H₂S within the WW collection system has led to deterioration of manholes and other system components.

Project Scope: Complete design and construction administration to address H₂S build-up in the system.

Current Status:

- Pilot Study is complete.
- KLJ Memo has been completed and sent.

Water Tank Recoat (KLJ #1904-1843)

Reason for Project: The coating on the City water tank has deteriorated to the point where it is flaking and peeling.

Project Scope: Design, bid, and administer the recoating of the water tank.

Current Status:

- Existing Paint samples have been provided by the City

Yellowstone River Crossing (KLJ #2004-00542)

Reason for Project: The 4" waterline that serves Riverside park campground freezes during the winter months and leaks where it crosses the Yellowstone River.



City of Laurel Project Status Update February 8, 2021



Project Scope: Design, bid, and administer the replacement the waterline that is attached to the bridge crossing the Yellowstone River

Current Status:

- Survey has been completed of the river crossing.
- City is to provide a copy of their existing COE permit.
- Design is in process.

Data and Asset Management (KLJ # 1804-00461)

Reason for Project: Consolidate infrastructure information

Project Scope: Assemble city infrastructure data into a single source, which can be used to track and manage assets

Current Status:

- Public works comments are being implemented

Design Standards & Rules Update (KLJ # 1804-02569)

Reason for Project: Update old standards

Project Scope: Develop a set of cohesive and concise design standards for public improvements to help facilitate reviews of new developments and ensure the public improvements are designed in the City of Laurel's best interest.

Current Status:

- Drafts of the all sections of the manual are complete
- Final sections of streets, water and sewer are complete

Laurel Planning Services (KLJ #1804-00554)

Reason for Project: KLJ has been retained to provide City of Laurel planning services as needed.

Project Scope: Planning services may include; subdivision, zoning, development, floodplain hazard management, miscellaneous reviews and other related work. KLJ will prepare staff reports, recommendations, and attend meetings upon request.

Current Status:

- Floodplain Management – Joint Application for improvements at Riverside Park has been approved



City of Laurel Project Status Update February 8, 2021



- Subdivision Review – Goldberg Sporting Estates Oct 21, 2020
- Subdivision Review – Cherry Hills 3rd Filing Preapplication Meeting Jan 7, 2021
- Growth Policy Update – Completed December 15, 2020

On-Call Professional Services (KLJ #1804-00347)

Project Scope: Services may include engineering, surveying, planning or government relations.

Current Status:

- Alder Ave. Utility Extension – Cost estimate and Map outline completed and sent to Public Works.

Other Notes and Information

Other potential projects have been identified during recent conversations between City staff and KLJ. City Public Works staff and KLJ task leaders meet bi-weekly to discuss current and future projects. As these are tentative, the timing and extent of KLJ's services are TBD, unless noted otherwise.

Anticipated FY21 Projects

1. West Railroad Street Reconstruction- Proposal submitted
2. South Side Drainage Plan and Traffic Study
3. Water Storage Tank Recoat - 2021
4. Water System Planning
 - a. Master Plan Update (potentially update PER concurrently)
 - b. Booster station rehabilitation or replacement (task order forthcoming)
 - c. Water storage tank Preliminary Engineering Report
5. Capital Improvement Plan (CIP) assistance – CDBG Grant Applied.
6. Water Line/Yellowstone River Crossing- Task Order
7. Sewer Main Repair of Elm Lifts station
8. WWTP Archimedes Screw Rehabilitation
9. 7th Street reconstruction from 1st Street to
10. Replace Water main located under houses in 12 Street
11. Waterline extension out to Golf Course Road

Other Potential Future Projects

1. West Side TIFF

File Attachments for Item:

9. Emergency Services Committee Minutes June 22, 2020.

DRAFT MINUTES
EMERGENCY SERVICES COMMITTEE MEETING
June 22, 2020
LAUREL CITY COUNCIL CHAMBERS

COMMITTEE MEMBERS PRESENT:

X Bruce McGee Chair
X Irv Wilke Co Chair
_ Pat Kimmet

_ Richard Klose
X Heidi Sparks
X Taryn Massa

OTHERS PRESENT:

Bethany Langve, Police Chief Langve, and Fire Chief Peters.

- Motioned by Irv Wilke and 2nd by Hedi Sparks to approve the minutes provided from the February 24, 2020 meeting, 4 in favor, 0 opposed motion carried.
- **NEW BUSINESS:** Discussion lead by Irv Wilke on the apparent need for more traffic control at the W. 5th Ave. and Main St. It is a problem of several different levels according to Irv, with great challenge to enter traffic from W. 5th onto Main if routed that way, depending on the time of day. Discussion from the Police Chief that Main being a State Highway route that a traffic study might be in order and an appeal to the state for traffic control at the intersection in question may be in order. A next step of bringing this to the attention of the Laurel City Council by Chairman McGee was suggested and Co-chair Wilke agreed to do so in Chairman McGee planned absents.
- **OLD BUSINESS: Department updates**

(1) Fire Chief Peters report (see attached) started with May 2020 headed into a terrible fire season 2020. And concluded with Covid-19 PPE are in stock for the different emergency services departments.

(2) Police Chief Langve 2-3 weeks of Phase 1 Covid-19 restrictions saw 2800 plus calls to dispatch, 6 abandoned vehicles towing 30 vehicles, 467 traffic stops an armed standoff call, 8 suicide attempts, 16 thief's, a reduction in jail numbers, 176 dog complaints, with 8 dog bits, 182 officer assist, 18 hits and runs. The newest officer member of LPD will go to academy in September, and the formation of K-9 unit by officer Jackson Booth.

(3) No Ambulance Director update.

SAFETY MILL LEVY DISCUSSION:

Questions of the committee are the cost, the big picture (actual need) for the safety mill levy. The committee would like to know if any mills that will be retiring in the future.

CHIEF PETERS SURVEY

A survey created by Fire Chief Peters that was handed out to the city council was handed out to the members present at the meeting and it was requested by Chairman McGee for everyone to complete the survey and to discuss the results at a future meeting.

Meeting adjourned motioned by Chairman McGee, 2nd by Irv Wilke motion carried by 4 opposed by 0.



**AGENDA
CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
MONDAY, JUNE 22, 2020
6:00 PM
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.*

General Items

1. Approve Minutes of February 24, 2020.

New Business

2. Traffic Pattern at 5th Ave and W. Main.

Old Business

3. Fire Update
4. Police Update
5. Ambulance Update
6. Safety Levy Discussion

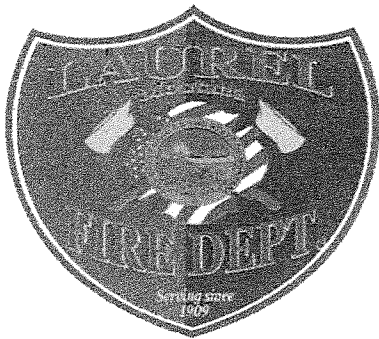
Other Items

Announcements

7. Next Emergency Services Meeting

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



Laurel Fire Department

Report for the Month of

Jun-20

Structure Fires
Wildland Fires
Extrications
Other Rescues
Alarms
Public Assist.
Other calls
Fire Prevention
Total Training
Total Maintenance
Community Service

Calls
0
5
5
1
6
1
7
25

Totals

Hours
0
95
49
18
41
16
77
296
203
54

250 SEVERITY STAFFING

Total	553
-------	-----

803

Response
Hours

Announcements:

Severity Staffing -

Structure Firefighting

Conduct all levels of Structure Firefighting to include entry and attack, ventilation, salvage, overhaul, and investigation.

A structure fire is a fire involving the structural components of various types of residential, commercial or industrial buildings.

Wildland Firefighting

Wildfire, brush fire, bush fire, desert fire, forest fire, grass fire, hill fire, peat fire, vegetation fire.

Extrications

Rescue victims entrapped in automobiles, machinery, farm equipment, buildings, and trenches.

Other Rescues

Rope Rescue, Water Rescue, Ice Rescue

Alarms

Any false alarms or malfunctions.

Other Calls

EMS assist, Industrial or Aircraft firefighting, Vehicle Fire, Hazmat, Spills, Public safety, Investigations, gas leaks, Carbon Monoxide problems, etc.

File Attachments for Item:

10. Emergency Services Committee July 27, 2020.



**AGENDA
CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
MONDAY, JULY 27, 2020
6:00 PM
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.*

General Items

1. Approval of Emergency Service Committee minutes of June 22, 2020.

New Business

2. Community Survey

Old Business

3. Fire Update
4. Police Update
5. Ambulance Update
6. Safety Mill Levy Discussion
7. Traffic Pattern Discussion

Other Items

Announcements

8. Next Emergency Services Committee Meeting August 24, 2020.

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

DRAFT MINUTES
EMERGENCY SERVICES COMMITTEE MEETING
July 27, 2020 6 p.m.
COUNCIL CHAMBERS COMMITTEE MEMBERS PRESENT:

☒_X_Bruce McGee Chair
☒_X_Irv Wilke Co Chair
☐_Pat Kimmet

☒_X_Richard Klose
☒_X_Heidi Sparks
☒_X_Taryn Massa

OTHERS PRESENT:

Fire Chief Peters
Police Chief Langve
Acting Ambulance Director Levi Vandersloot

Public Input: None

General Items:

1. Approval of the Minutes for June 22, 2020. There were no minutes produced no action taken

2. Survey provided by Chief Peters.

The survey was introduced to the committee with Chief Peters laying out the background and desired results from the survey, it was agreed upon by the committee that this would be a good tool to make changes to and submit not only for the city council input. But that it would be great to get it in front of the community as well. It was brought to the committee that Britney Moorman council admin assistant that it might be done by survey monkey.

Old Business:

3. Chief Peters reported that Fire Department Firefighter John Woody taking leave to battle throat cancer. Summer calls and severity staffing continued while the FD shifted into a different 4th of July celebration in 2020.

4. Police Chief Langve 843 calls to dispatch was a lower number then in previous years down in other activity because of the Covid-19 Pandemic making the necessary changes to the July 4 celebration.

5. The Ambulance service continues to rely on its volunteers and the gap being filled in my acting ambulance director Vandersloot.

6. Safety Mill Levy Discussion: Nothing new to add at this time.

7. Traffic Pattern Discussion: Three areas and concerns came up for discussion

A. 5th and Main challenged at times to cross or enter traffic going west with the benefit of a stop sign or light. Chief Langve addressed the fact that it is a state highway and the needed traffic study for the state to make changes, it was agreed that this topic should come up before the council in a workshop discussion, that Irv agreed to bring forward.

B. Eleanor Roosevelt with the planned subdivision future use of the road with the increase that new housing might cause in the future.

C. With the above the lack of sidewalk(s) for pedestrian traffic specifically the children from the mobile home park walking to and from school.

8. Next Emergency Services committee Meeting scheduled for August 24, 2020.

Meeting Adjourned

File Attachments for Item:

11. Emergency Services Committee Minutes of August 24, 2020.



**CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
MINUTES
MONDAY, August 24, 2020
6:00 PM
COUNCIL CHAMBERS**

**Present Council members McGee, Wilke, Member Massa, Police Chief, Fire Chief,
and Ambulance Director**

NO QUORUM, NO VALID MEETING



**AGENDA
CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
MONDAY, AUGUST 24, 2020
6:00 PM
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.*

General Items

New Business

Old Business

1. Community Survey
2. Community Survey
3. Fire Update
4. Police Update
5. Ambulance Update
6. Safety Mill Levy Discussion
7. Traffic Pattern Discussion

Other Items

Announcements

8. Next Emergency Services Committee Meeting September 28, 2020.

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

File Attachments for Item:

12. Emergency Services Committee Minutes September 28, 2020.



**AGENDA
CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
MONDAY, SEPTEMBER 28, 2020
6:00 PM
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.*

General Items

1. Approval of Minutes

New Business

Old Business

2. Fire Update
3. Ambulance Update
4. Police Update
5. Safety Mill Levy Discussion
6. Community Survey
7. Traffic Pattern Discussion

Other Items

Announcements

8. Next Emergency Services Committee Meeting is October 26, 2020.

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

**DRAFT MINUTES
EMERGENCY SERVICES COMMITTEE MEETING
September 28, 2020
COUNCIL CHAMBERS**

COMMITTEE MEMBERS PRESENT:

☐ Bruce McGee Chair
☒ Irv Wilke Co Chair
☒ Pat Kimmet
☐ Bill Mountsier

☒ Richard Klose
☒ Heidi Sparks
☒ Taryn Massa

OTHERS PRESENT:

Acting Ambulance Director?
Fire Chief Brent Peters

Council Aldeman Wilke called the meeting to order. No minutes provided from previous meetings.

Report from the Fire Department of 53 total calls answered, that the 3rd installment from the CHS refinery donation of \$10,000 for extraction equipment had been received. severity staffing was ending. A thank you from the Bull Mountain wild fire operations was received by the LVFD.

The new ambulance director is planned to be in place in her new job by November 8, 2020.

Mill Levy is on hold.

Community Survey – nothing new.

Traffic Pattern 5th and Main, no new information.

Committee desires to extend a welcome and invitation to the New Ambulance Director to attend future meetings.

Meeting adjoured.

File Attachments for Item:

13. Emergency Services Committee Minutes October 26, 2020.



**AGENDA
CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
MONDAY, OCTOBER 26, 2020
6:00 PM
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.*

General Items

1. Approval of Emergency Services Committee Minutes.

New Business

2. Safety Mill Levy Discussion and Ideas for Promotion.

Old Business

3. Survey of Chief Peters given to Council and Emergency Services Committee Members, report and future plan.
4. Ambulance Update
5. Fire Chief Update
6. Police Chief Update

Other Items

Announcements

7. Next Emergency Services Committee Meeting November 23, 2020.

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

**DRAFT MINUTES
EMERGENCY SERVICES COMMITTEE MEETING
October 26, 2020
COUNCIL CHAMBERS**

COMMITTEE MEMBERS PRESENT:

☒ Bruce McGee Chair
☒ Irv Wilke Co Chair
☐ Pat Kimmet
☐ Bill Mountsier

☐ Richard Klose
☒ Heidi Sparks
☒ Taryn Massa

OTHERS PRESENT:

Admin. Assistant Firefighter Shawn McCleary
Lyndy Gurcheik New Ambulance Director

Public Input: None

General Items:

1. Approval of the minutes no minutes to approve.

New Business:

1. Discussion of the possibility of an altered change and need at the intersection of 5th Ave. and W. Main St. and Police Chief Langive and Fire Chief Peters provided insight to working with the Montana Dept. of Transportation.

Old Business:

- Report of Admin Assistant Firefighter Shawn McCleary with hours of Severity Staffing 803 total hours of response from the LVFD. He reported 35 calls, which included 1 structure fire in city, 1 outside of the city 6 alarm calls a total of 1,087 hours of which 260 was training additional severity staffing (the program that helps keep grass and brush fires small, and 26 hours maintenance. September averaged higher calls for the month with 381 calls for the year to date.
- Introduction of the soon to be Ambulance Director Lyndy Gurcheik here first day of employment scheduled for November 9, 2020. Early concerns are staffing problems and building on the service what has been done. Future desire for ALS services.
- Discussion for advertising and development of a tag line for the future planned safety mill levy for the ambulance service. Proposed "They help us in our hour of need, can we help them in theirs." Ideas of mailing that explain the the need and to reach success of the safety mill levy.

Ideas of what might help information in the water billing and the city website. Outlook advertising bench and billboard ads. Development of goals, a budget, social media, and word of mouth campaigns and presentations to different clubs and groups to promote the safety mill levy.

- Short list Information needed by the committee to advance the safety mill levy are the time frame and all laws concerning the tax levies.
- Meeting adjourned.

File Attachments for Item:

14. Emergency Services Committee Minutes of February 22, 2021.



**CITY OF LAUREL
EMERGENCY SERVICE COMMITTEE MEETING
DRAFT MINUTES
MONDAY, February 22, 2021
6:00 PM
COUNCIL CHAMBERS**

COMMITTEE MEMBERS PRESENT:

☒ X_Bruce McGee Chair
☒ X_Irv Wilke Co Chair
☐ Pat Kimmet
☐ Bill Mountsier

☒ X_Richard Klose
☒ X_Heidi Sparks
☒ X_Taryn Massa

OTHERS PRESENT:

Ambulance Director Lyndy Gurcheik, Fire Chief Peters, Police Chief Langve.

Public Input: None

General Items:

1. Meeting called to order at 6:04 pm by Chairman McGee.
2. Past draft minutes for September 28 and October 26 distributed to committee members and others present for review and future approval at the March 29, 2021 meeting.

3. New Business: None.

4. Report from Ambulance Director Lyndy Gurcheik: (see attached). Director Gurcheik concluded her report with suggesting that the safety mill levy should remain with the committee to accomplish for the ambulance service. When asked for direction from the committee what to include in future reports, Council Member Sparks asked for updated information on outstanding collections due the Ambulance service. Councilman member Klose desired to know the equipment needs of the Ambulance service. Director Gurcheik report was appreciated and told so by both Council Members Sparks, Wilke and Klose.

5. Report from Police Langve: Calls 690 to Dispatch in FAP. 657 to PD for an increase of 13% over same period in 2020. A 32% increase in crime, more crime and more violent crime. 40 lost and missing animals this has improved in the community.

Parking violations always needs attention. And increase in Mutual aid calls over same period as

last year. 5 DUI's including the 1st and Main injury accident, 37 mental health calls in same period, 45 public assist, 78 suspicious 28, thefts, 24 accidents, 10 traffic hazards, 15 traffic incidents, 76 officer initiated officer traffic stops, 3 unattended deaths, sexual assaults 3, child neglect cased for the detective, fraud case working with state, public assist, time consuming, suspect generated. Vehicles seized average at least 1 a week. Uptick in crime in the numbers.

10 year plan may include double the number in staffing, and improvement in FAP building.

Communications improving, repeaters coming, portables in place, a lot of old equipment removed, new rack and equipment change in equipment room.

FAP building needing roof repair, Chief reports some leakage, desire not to have new expensive equipment damaged because a roof leaks, also space growth needed. Long term goals to address these issues, public support will be necessary for this. Growth is good and coming new subdivisions mental health issues last Saturday example of domestic dispute when subject challenged officers to commit aid them in committing suicide by cop.

Chief Langve gave a verbal report of the time involved in evidence gathering and chasing leads in crimes from DUI to thief, and how he is trying to schedule officers for coverage while performing needed activity o mentioned crime. Committee member Massa asked if ambulance personal can perform blood draws in DUI cases, and the Ambulance Director stated no that was not possible to save time.

Chief Langve concluded with the pride he has in his officers and the job they are doing. Council member Sparks offered Chief Langve congrads on the new K9 officer that will be coming on board. Chief Langve praised Officer Booth for his effort to raise the money and to launch the K9 program.

Chief Langve also reported on his vehicles may come in the future from used sources, and the parking challenges at FAP.

Council Member Sparks also asked about older school buildings maybe coming available that the PD could use. Chief Langve responded that South School might be the only building in the future not knowing the school district plans and South School is not located very well. Investment in the future needed for the future. Growth and what comes with it is not going away.

6. Report from Fire Chief Peters ending January 21, 2021 (see attached). The Chief noted that Billings recently fighting 3 structure fires at once requested LVFD to cover the Billings West end.

Command rig repair after recent accident to slow traffic down more for safety of emergency services responders with additional purchases of traffic cones etc. to make it safer. The command rig will be out of service for repairs when the weather is less winter.

Questions from members, Councilman member Klose commented on the unsafe driving that occurs around traffic accidents. Chief Peters cited the current law in Montana on accident traffic control law and possible future changes.

Council member Sparks asked about the House Bill under consideration, Chief Peters believed it was HB 158 and she appreciated sitting in the incident meeting after the accident involving the crash into the Command rig.

Chief Peters responded with his desire to make classroom training by zoom available to council members to see, and his personal views on the equipment in trucks to do the job and understanding of what will do the job the best.

7. Safety Mill Levy, report by Chairman McGee that nothing new has come about from the Mayor or city to Chairman McGee, he requested that he be allowed to bring it up for a workshop item to gain information, and the committee agreed to allow Chairman McGee to bring it forward at the next Council meeting for the workshop following a discussion.

8. Committee members thanked all the Department Heads for their report, and Ambulance director Gurcheik gave praise to the other Department members for their help in ambulance calls.

Meeting adjourned by Chairman McGee



Laurel Emergency Services:

The department's response area encompasses roughly 205 square miles of Yellowstone County, responding to Homeward Park area to the North, Fort Rockvale to the south, 72nd Street West to the east and the county line to the west.

Laurel EMS provides emergency care and transport of the sick and injured, care at special event standbys and public education programs. In February of 2020, the department moved to a part paid, part volunteer service. We currently have a staff of 1 Director, 5 full time providers and 15 volunteer providers. We also rely heavily on the Laurel Volunteer Fire Department for "fire drivers" to respond during emergent calls to assist with driving the ambulance.

Responses:

2018

929 requests for service
254 times LEMS was unavailable
103 times AMR was unavailable*

*When AMR is unavailable, mutual aid will be Park City, Columbus, Joliet possibly even Red Lodge. The wait for any mutual aid, after called, will typically be a minimum of 25 minutes and up to an hour or more

2019

953 requests for service
233 times LEMS was unavailable
115 times AMR was unavailable*

226 responses in Ward 5 = 24% of calls outside of the city of Laurel

2020

1090 requests for service
159 times LEMS was unavailable
72 times AMR was unavailable*

288 responses in Ward 5 = 27% of calls outside of the city of Laurel

Response Breakdown 2020:

Requests	1090
Missed Calls	159 = 15%
Shortest Delay	5 minutes
Longest Delay	4 hours
Average Delay	30 minutes
Fire Driver Available	149 times
QRU Response With 1 Provider	51 time
On A Previous Call	22 time
No Crew / Provider Available	87 times
AMR Transported	84 times
Columbus Transported	19 times
Park City Transported	16 times
Joliet Transported	1 time
HELP Flight Transported	1 time
POV Transport	25 times
LPD Transported	9 times
YCSO Transported	1 time



Laurel Fire Department

Report for the Month of Jan-21

Structure Fires
Wildland Fires
Extrications
Medical
Alarms
Public Assist
Vehicle Fires
Other calls
Fire Prevention
Total Training
Total Maintenance
Community Service

Calls
2
7
9
2
7
2
22
51

Totals

Hours
76
190
319
11
65
13
381
1055
267
36

Total	1358
-------	------

NOTES: 1 Mutual aid request to Stillwater County for possible grass fire. 1 mutual aid request with Molt Fire for possible structure/grass fire. 12 calls for downed power lines during wind event we had, along with 3 grass fires-same day. 1 mutual aid request for Billings Fire- Standby

Structure Firefighting

Conduct all levels of Structure Firefighting to include entry and attack, ventilation, salvage, overhaul, and investigation.

A structure fire is a fire involving the structural components of various types of residential, commercial or industrial buildings.

Wildland Firefighting

Wildfire, brush fire, bush fire, desert fire, forest fire, grass fire, hill fire, peat fire, vegetation fire.

Extrications

Rescue victims entrapped in automobiles, machinery, farm equipment, buildings, and trenches.

Other Rescues

Rope Rescue, Water Rescue, Ice Rescue

Alarms

Any false alarms or malfunctions.

Other Calls

EMS assist, Industrial or Aircraft firefighting, Vehicle Fire, Hazmat, Spills, Public safety, Investigations, gas leaks, Carbon Monoxide problems, etc.

File Attachments for Item:

15. Laurel Urban Renewal Agency Minutes of February 22, 2021.



**MINUTES
CITY OF LAUREL
LAUREL URBAN RENEWAL AGENCY
MONDAY, FEBRUARY 22, 2021
11:00 AM
CITY 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.*

1. Roll Call

The Chair called the meeting to order at 11:02am

Don Smarsh
Janice Lehman
Mardi Spalinger
Judy Goldsby
Nick Altonaga (City of Laurel)

General Items

2. Approve Meeting Minutes: November 16, 2020

Members

Mardie Motioned to approve
Don Seconded.
Motion Carried.

3. Big Sky EDA Update

A number of trainings coming up (all virtual). Can tune into those via the website. One specifically for Women, (Women on the Rise), 6 trainings, one every Wednesday.

There are a lot of options for trainings

Covid Program update: We are assisting with PPP and other loans to businesses. Big Sky Trust Fund grant is also available for workforce and other needs.

4. Beartooth RC&D Update

New Business

5. Small Grant Application: Atkins 3rd Avenue

Members discussed the need for further.

Members would like to get further details on the project, either concept, or current status. Would like more Details on the work being completed.

The Chair tabled the item until such time as the applicant provides additional information and details on the project.

6. Small Grant Application: Rutt - Kwiki Car Wash Sign

Members reviewed the Kwiki Car Wash application. Discussed the application and the design images.

Don motioned to approve the application for the sign grant for Kwiki Car Wash in the amount of
Mardie Seconded.

Motion Carried.

7. Small Grant Application: Sunlight Properties - S. 1st Ave

Members

Don motioned to approved the Small Grant Application for Sunlight Properties for \$2,111.14

Mardie Seconded.

Motion Carried.

Old Business

Other Items

8. Discussion: 2021 Large Grants

Nick discussed that he will be opening the Large Grants Program from March 1st to June 1st.

Discussion on projects downtown including:

Landscaping Plans

Parking Plan (angled parking)

Lighting Plan

Nick will also try to reach out to the RR for possible landscaping along the southern portion of Main Street.

Cotter has train car on his property that could make a great RR Museum.

Members discussed increasing the Large Grant to 275,000. People are hurting and they WANT to do projects but need help.

Don Motioned to recommend an increase the Large Grant Program Budget to \$275,000.

Mardie Seconded.

Motion Carried.

Richard Herr mentioned that providing MORE information to Council is better. Provide information on the previous grants and the impacts.

Michelle asked if any previous recipients could come forward to vouch for the program?

Don said that many of them would definitely come back because they were greatly helped.
Mardie suggested that a letter, or other correspondence.

Richard Herr said that the Council appreciates people coming in front of them to speak about issues.

Janice asked if we can mail something out to the major property owners within the district?

Members discussed how no one knew about the program for a very long time. Have had an issue with marketing and awareness of the program.

Michelle suggested doing a Facebook Live session to discuss LURA and its grant programs.

Form Letter

Facebook Post/Live session

Laurel Chamber of Commerce

Outlook.

Announcements

9. Adjourn

The Chair adjourned the meeting at 11:51am.

10. Next Meeting: March 15, 2021

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DATES TO REMEMBER

File Attachments for Item:

16. Resolution No. R21-18: A Resolution Of The City Council To Amend The Large Grant Request Program Budget Pursuant To The Recommendation Of The Laurel Urban Renewal Agency.

RESOLUTION NO. R21-18

A RESOLUTION OF THE CITY COUNCIL TO AMEND THE LARGE GRANT REQUEST PROGRAM BUDGET PURSUANT TO THE RECOMMENDATION OF THE LAUREL URBAN RENEWAL AGENCY.

WHEREAS, the City Council previously created the Laurel Urban Renewal Agency (LURA), pursuant to Ordinance No. 08-09 as codified at Title 18, Chapters 18.02 and 18.04 of the Laurel Municipal Code, to provide input and recommendations regarding the most effective uses of resources gained from the Tax Increment Finance (TIF) District; and

WHEREAS, the City Council appointed a LURA Board of Commissioners, pursuant to Resolution No. R08-123, who are responsible for providing guidance and recommendations to the City Council as to the best use of unencumbered available tax increment funds consistent with the Urban Renewal Plan that was additionally adopted by the City Council and codified at Chapter 18.04.020 of the Laurel Municipal Code; and

WHEREAS, the City Council previously created a grant program called the Large Grant Request Program and the Program initially included a maximum grant of \$75,000 per eligible grantee for qualified projects which was subsequently raised to \$100,000 by the City Council; and

WHEREAS, the LURA Board of Commissioners determined that based upon the program's success and the increasing numbers of requests for grants, that it is in the best interest of the City to further increase the budget from \$225,000 to \$275,000; and

WHEREAS, the City Council reviewed the recommendation provided by the LURA Board of Commissioners and Staff and has determined that increasing the budget available for the Large Grant Request Program is consistent with the goals and objectives contained in the City's Urban Renewal Plan and is in the best interest of the City of Laurel and its citizens.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Laurel, Montana, that the Large Grant Request Program Budget is modified and increased to \$275,000. The remaining terms and conditions of the Large Grant Request Program shall remain in effect.

Introduced at a regular meeting of the City Council on March 23, 2021, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel this 23rd day of March 2021.

APPROVED by the Mayor this 23rd day of March 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney



Laurel Urban Renewal Agency

February 24, 2021

Request for Laurel Urban Renewal Agency Large Grant Program Budget Increase

Mr. Mayor and City Council Members,

The Laurel Urban Renewal Agency respectfully requests the Laurel City Council consider an increase of the budget of the Large Project Grant program from \$225,000 to \$275,000. Discussions have taken place at multiple meetings on this subject and its importance for the Tax Incremental Financing District. Members of the Laurel Urban Renewal Agency voted on February 22, 2021 to seek an increase of the budget for the LURA Large Grant Program to \$275,000. The Large Grant Program has seen requests for funding totaling upwards of \$400,000 in recent years.

Property owners and businesses in the district have been able to utilize the Large Grant Program to accomplish projects that would normally be out of their reach without support. Over the past two years, downtown property owners and businesses have used the Large Grant Program to:

- Acquire new property to expand their businesses,
- Demolish aging and unused structures to rebuild,
- Stabilize structural foundations,
- Rehabilitate aging housing stock for new uses,
- Improve energy efficiency of historic downtown buildings, and
- Update utilities and ventilation systems for tenants

This budget increase would:

- Open up new funding supports for residents and businesses,
- Create more opportunities for district residents and businesses to improve the downtown district, and
- Give LURA members greater flexibility to allocate funding to prospective projects.

Thank you for your consideration on this matter.

Regards,

Nick Altonaga, CFM
Planning Director

File Attachments for Item:

17. Resolution No. R21-19: A Resolution Of The City Council Authorizing The Mayor To Sign A Memorandum Of Understanding With The Laurel Lions Club And Laurel Community Foundation Accepting Donations For Improvements At The Laurel Lion's Family Park.

RESOLUTION NO. R21-19

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF UNDERSTANDING WITH THE LAUREL LIONS CLUB AND LAUREL COMMUNITY FOUNDATION ACCEPTING DONATIONS FOR IMPROVEMENTS AT THE LAUREL LION'S FAMILY PARK.

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

Section 1: Approval. The Memorandum of Understanding ("MOU") between the City of Laurel, Laurel Lions Club, and Laurel Community Foundation, a copy attached hereto and incorporated herein, is hereby approved.

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

Introduced at a regular meeting of the City Council on March 23, 2021, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel this 23rd day of March 2021.

APPROVED by the Mayor this 23rd day of March 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

MEMORANDUM OF UNDERSTANDING

The City of Laurel (“City”), Laurel Lions Club (“Lions Club”), and the Laurel Community Foundation (“Foundation”) enter into this Memorandum of Understanding (“MOU”) for the purpose of formalizing their mutual agreement to transfer funds from the Lions Club and Foundation to the City of Laurel for the purpose of providing financial assistance to the City for the on-going project located at the Laurel Lion’s Family Park, located in Laurel, Montana. The project constitutes the design and construction of a fishing pier and trail improvements and hereinafter shall be referred to as “Project.”

WHEREAS, the City of Laurel applied for grant funds from the Montana Department of Justice, Natural Resource Damage Program (“MTDOJ”) to be utilized for the planning, design and construction of an eligible restoration project as part of MTDOJ’s settlement of a local oil spill;

WHEREAS, the City entered into an agreement per City Council Resolution No. R20-68 with MTDOJ to construct a fishing pier and trail improvements at the Laurel Lion’s Park as an eligible restoration project;

WHEREAS, the Lions Club and Foundation collected donated funds through the Lions International and other local donors to provide as matching funds to the City to support the Project; and

WHEREAS, in order to assist the City to pay for the engineering and construction of the Project it will be necessary to transfer both the Lions Club and Foundation’s respective funds to the City to help pay for a portion of the overall Project; and

WHEREAS, the City, Lions Club, and Foundation enter into this MOU to accomplish the transfer and payment of funds for the Project.

International Grant Funds and to the City for the purpose of paying for expenses related to the project; and

BASED on the recitals, the City, Lions Club, and foundation agree as follows:

1. The City will initially front the cost of engineering and construction for the Project so long as the Parties agree to utilize a competitive bid process and as a result of the bid process there are sufficient grant funds to pay for the Project.
2. If there are sufficient grant funds available to construct the Project, the City shall award the Project to the lowest responsible competitive bidder that is in the best interest of the Parties in order to proceed with the Project.
3. The City shall first utilize MTDOJ grant funds to pay for the construction. The City shall notify the Lion’s Club and Foundation when the City’s MTDOJ grant funds are spent. The Lions Club and Foundation agree to transfer their grant funds to the City

to pay for the remaining construction to complete the Project within ten (10) business days of receiving notice from the City.

4. The Parties acknowledge and agree that if it appears the total amount of available grant funds are not sufficient to pay for the Project, the City may rebid, postpone or terminate the Project until sufficient funds are available to proceed with construction of the Project. Any delay in the Project may jeopardize the availability of the MTDOJ grant funds.

Dated this _____ day of _____, 2021

City Mayor

Dated this _____ day of _____, 2021

Laurel Lions Club President

Dated this _____ day of _____, 2021

Laurel Community Foundation

File Attachments for Item:

18. Resolution No. R21-20: A Resolution Of The City Council Authorizing The Mayor To Sign A Contract With Rocky Mountain Doors For The Purchase And Installation Of A Door For The City's Water Plant.

RESOLUTION NO. R21-20

**A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR TO
SIGN A CONTRACT WITH ROCKY MOUNTAIN DOORS FOR THE PURCHASE
AND INSTALLATION OF A DOOR FOR THE CITY'S WATER PLANT.**

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

Section 1: Approval. The Independent Contractor Service Contract ("Contract") recommended by the Mayor, City Attorney and Staff, is attached hereto and incorporated herein and is hereby approved.

Section 2: Adoption. The Mayor and City Clerk are hereby authorized to execute the Contract on the City's behalf.

Introduced at a regular meeting of the City Council on March 23, 2021, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel, Montana, this 23rd day of March 2021.

APPROVED by the Mayor this 23rd day of March 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, City Clerk/Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

INDEPENDENT CONTRACTOR SERVICE CONTRACT

This Contract is made and entered into this 23rd day of March, 2021, between the City of Laurel, a municipal corporation organized and existing under the laws of the State of Montana whose address is P.O. Box 10, Laurel, Montana 59044, hereinafter referred to as "City" and Rocky Mountain Doors, a contractor licensed to conduct business in the State of Montana, whose address is 131 Moore Lane Billings, MT 59101, hereinafter referred to as "Contractor".

SECTION ONE DESCRIPTION OF SERVICES

A. Purpose. City shall hire Contractor as an independent contractor to perform for City the services described in the Bid dated January 29, 2021, attached hereto as Exhibit "A" and by this reference made part of this contract.

B. Effective Date. This contract is effective upon the date of its execution by both Parties. Contractor shall complete the services within 60 days of commencing work. The parties may extend the term of this contract in writing prior to its termination for good cause.

C. Scope of Work. Contractor shall perform his/her work and provide services in accordance with the specifications and requirements of this contract, any applicable Montana Public Work Standard(s) and Exhibit "A".

SECTION TWO CONTRACT PRICE

Payment. City shall pay Contractor eighteen thousand seven hundred ninety one dollars and sixty six cents (\$18,791.66) for the work described in Exhibit A. Any alteration or deviation from the described work that involves extra costs must be executed only upon written request by the City to Contractor and will become an extra charge over and above the contract amount. The parties must agree to extra payments or charges in writing. Prior to final payment, Contractor shall provide City with an invoice for all charges.

SECTION THREE CITY'S RESPONSIBILITIES

Upon completion of the contract and acceptance of the work, City shall pay Contractor the contract price, plus or minus any additions or deductions agreed upon between the parties in accordance with Sections one and two, if any.

SECTION FOUR CONTRACTOR'S WARRANTIES AND RESPONSIBILITIES

A. Independent Contractor Status. The parties agree that Contractor is an independent contractor for purposes of this contract and is not to be considered an employee of the City for any purpose hereunder. Contractor is not subject to the terms and provisions of the City's personnel policies or handbook and shall not be considered a City employee for workers' compensation or any other purpose. Contractor is not authorized to represent the City or otherwise bind the City in any dealings,

agreements or sub-contracts in any dealings between Contractor and any third parties. The City is interested solely in the results of this contract. Contractor is solely responsible for all work and work product under this contract, including techniques, sequences, procedures, and means. Contractor shall supervise and direct the work to the best of his/her ability.

B. Wages and Employment. Contractor shall abide by all applicable State of Montana Rules, Regulations and/or Statutes in regards to prevailing wages and employment requirements. Contractor shall comply with the applicable requirements of the Workers' Compensation Act. Contractor shall maintain workers' compensation coverage for all members and employees of his/her business, except for those members who are exempted as independent contractors under the provisions of §39-71-401, MCA. Contractor understands that all contractors or subcontractors working on publicly funded projects are required to have withheld from earnings a license fee of one percent (1%) of the gross contract price if the gross contract price is Five Thousand Dollars (\$5,000) or more. This license fee is paid to the Montana Department of Revenue pursuant to Montana law.

C. Unless otherwise specified by the terms of this Agreement, all materials and equipment used by Contractor on the Construction Project shall be new and where not otherwise specified, of the most suitable grade for their intended uses.

D. All workmanship and materials shall be of a kind and nature acceptable to the City.

E. All equipment, materials, and labor provided to, on, or for the Contract must be free of defects and nonconformities in design, materials, and workmanship for a minimum period beginning with the commencement of the work and ending one (1) year from completion and final acceptance by the City. Upon receipt of City's written notice of a defective or nonconforming condition during the warranty period, Contractor shall take all actions, including redesign and replacement, to correct the defective or nonconforming condition within a time frame acceptable to the City and at no additional cost to the City. Contractor shall also, at its sole cost, perform any tests required by City to verify that such defective or nonconforming condition has been corrected. Contractor warrants the corrective action taken against defective and nonconforming conditions for a period of an additional one (1) year from the date of City's acceptance of the corrective action.

F. Contractor and its sureties are liable for the satisfaction and full performance of all warranties.

G. Contractor has examined the facilities and/or has made field examinations. Contractor has knowledge of the services or project sought under this Contract and he/she further understands the site conditions to be encountered during the performance of this Contract. Contractor has knowledge of the types and character of equipment necessary for the work, the types of materials needed and the sources of such materials, and the condition of the local labor market.

H. Contractor is responsible for the safety of the work and shall maintain all lights, guards, signs, temporary passages, or other protections necessary for that purpose at all times.

I. All work is performed at Contractor's risk, and Contractor shall promptly repair or replace all damage and loss at its sole cost and expense regardless of the reason or cause of the damage or loss; provided, however, should the damage or loss be caused by an intentional or negligent act of the City, the risk of such loss shall be placed on the City.

J. Contractor is responsible for any loss or damage to materials, tools, work product or other articles used or held for use in the completion or performance of the Contract.

K. Title to all work, work product, materials and equipment covered by any payment of Contractor's compensation by City, whether directly incorporated into the Contract or not, passes to City at the time of payment, free and clear of all liens and encumbrances.

SECTION FIVE INDEMNITY AND INSURANCE

Contractor shall indemnify, defend and save City, its officers, agents and employees harmless from any and all losses, damage and liability occasioned by, growing out of, or in any way arising or resulting from any intentional or negligent act on the part of Contractor or its agents or employees.

SECTION SIX COMPLIANCE WITH LAWS

Contractor shall comply with all federal, state, local laws, ordinances, rules and regulations. Contractor shall either possess a City business license or shall purchase one, if a City Code requires a business license.

SECTION SEVEN NONDISCRIMINATION

Contractor agrees that any hiring of persons as a result of this contract must be on the basis of merit and qualification and further that Contractor shall not discriminate on the basis of race, color, religion, creed, political ideas, sex, age, marital status, physical or mental disability or national origin.

SECTION EIGHT DEFAULT

If either party fails to comply with any term or condition of this Contract at the time or in the manner provided for, the other party may, at its option, terminate this Contract and be released from all obligations if the default is not cured within ten (10) days after written notice is provided to the defaulting party. Said notice shall set forth the items to be cured. Additionally, the non-defaulting party may bring suit for damages, specific performance, and any other remedy provided by law except for punitive damages. The Parties hereby waive their respective claims for punitive damages. These remedies are cumulative and not exclusive. Use of one remedy does not preclude use of the others. Notices shall be provided in writing and hand-delivered or mailed to the parties at the addresses set forth in the first paragraph of this Contract.

SECTION NINE TERMINATION

Either party may terminate the contract for their convenience upon thirty days written notice sent postage prepaid, to the addresses provided herein.

SECTION TEN
GOVERNING LAW AND DISPUTE RESOLUTION

The Parties agree that the laws of the State of Montana govern this Contract. The Parties agree that venue is proper within the Courts of Yellowstone County, Montana. If a dispute arises, the Parties, through a representative(s) with full authority to settle a dispute, shall meet and attempt to negotiate a resolution of the dispute in good faith no later than ten business days after the dispute arises. If negotiations fail, the Parties may utilize a third party mediator and equally share the costs of the mediator or file suit.

SECTION ELEVEN
ATTORNEY FEES

If any action is filed in relation to this agreement, the unsuccessful party in the action shall pay to the successful party, in addition to all sums that either is ordered to pay, a reasonable sum for the successful party's attorney's fees and all costs charges and expenses related to the action.

SECTION TWELVE
ENTIRE AGREEMENT

This contract and its referenced attachment and Exhibit A contain the entire agreement and understanding of the parties and supersede any and all prior negotiations or understandings relating to this project. This contract shall not be modified, amended, or changed in any respect except through a written document signed by each party's authorized respective agents.

SECTION THIRTEENTH
ASSIGNMENT OF RIGHTS

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

SECTION FOURTEEN
SEVERABILITY

Each provision, section, or subsection of this Contract shall stand separate and independent of every other. In the event that a court of competent jurisdiction shall find any provision, section, or subsection of this contract to be invalid, the remaining provisions, sections, and subsections of this contract shall remain in full force and effect.

SECTION FIFTEEN
PARAGRAPH HEADINGS

The titles to the paragraphs of this contract are solely for the convenience of the parties and shall not be used to explain, simplify, or aid in the interpretation of the provisions of this agreement.

SIGNED AND AGREED BY BOTH PARTIES ON THE 23rd DAY OF MARCH, 2021.

CITY OF LAUREL

CONTRACTOR

Thomas C. Nelson, Mayor

Rocky Mountain Doors

ATTEST:

Employer Identification Number

Bethany Langve, Clerk/Treasurer

Rocky Mountain Doors

131 Moore Lane
Suite A
Billings, MT 59101
(406) 259-4898

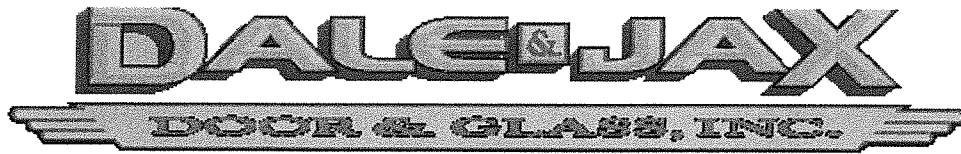
Estimate

Date	Estimate #
1/29/2021	45672

Name / Address
HP NUERNBERGER 406-6961008 hpnuernberger@gmail.com

			Project
Description	Qty	Cost	Total
PAIR OF DOORS-SPECIAL-LITE AF-100 SERIES FIBERGLASS 96 X 177 1- LOUVER IN INACTIVE DOOR 1- CHAIN BOLT 1- LEVER LOCK 1-BOTTOM SURFACE BOLT HINGES DOOR SWEEPS ASTRAGALS WEATHERSTRIP KITS OVERHEAD STOPS INSTALL	1	18,791.66	18,791.66
		Total	\$18,791.66

Customer Signature _____



536 Moore Lane – P.O. Box 80385 – Billings, MT 59108-0385

(406) 252-8990 Fax (406) 252-0051 Toll Free 888-837-5107

February 23, 2021

Laurel Water Treatment Plant
Laurel, MT

Re: Door & hardware replacement

Quote:

- 2 - Special-lite AF100 series fiberglass doors approx. 96" x 177"
- 1 - Louver in inactive door
- 1 - Chain bolt
- 1 - Bottom surface bolt
- 1 - Lever lock
- 1 - Set of hinges
- 1 - Set of door sweeps
- 1 - Set of astragals
- 1 - Set of weather-stripping
- 2 - Overhead stops

Supply and Install - \$24,950.00

Note: 50% down payment required prior to ordering materials

Should you have any questions concerning the above, please feel free to telephone me at 406-252-8990 or on my cell phone at 406-698-4940.

Jeremy M. Hein - Vice President
Dale & Jax Door & Glass, Inc.

File Attachments for Item:

19. Resolution No. R21-21: A Resolution Of The City Council Authorizing The Mayor To Sign A Contract With CIP Construction Technologies, Inc. For The Rehabilitation And Repair Of Certain Sewer Manholes For The City Of Laurel.

RESOLUTION NO. R21-21

**A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR TO
SIGN A CONTRACT WITH CIP CONSTRUCTION TECHNOLOGIES, INC. FOR
THE REHABILITATION AND REPAIR OF CERTAIN SEWER
MANHOLES FOR THE CITY OF LAUREL.**

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

Section 1: Approval. The Independent Contractor Service Contract (“Contract”) recommended by the Mayor and Staff, is attached hereto and incorporated herein and by adoption of the resolution, hereby approved.

Section 2: Adoption and Execution. The Mayor and City Clerk are hereby authorized to execute the Contract on the City’s behalf.

Introduced at a regular meeting of the City Council on March 23, 2021, by Council Member ____.

PASSED and APPROVED by the City Council of the City of Laurel, Montana, this 23rd day of March 2021.

APPROVED by the Mayor this 23rd day of March 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, City Clerk/Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

INDEPENDENT CONTRACTOR SERVICE CONTRACT

This Contract is made and entered into this 23rd day of March, 2021, between the City of Laurel, a municipal corporation organized and existing under the laws of the State of Montana whose address is P.O. Box 10, Laurel, Montana 59044, hereinafter referred to as “City” and CIP Construction Technologies, Inc., a contractor licensed to conduct business in the State of Montana, whose address is 134 1st Ave W Kalispell, MT 59901, hereinafter referred to as “Contractor”.

SECTION ONE DESCRIPTION OF SERVICES

A. Purpose. City shall hire Contractor as an independent contractor to perform for City the services described in the Bid dated March 15, 2021, attached hereto as Exhibit “A” and by this reference made part of this contract.

B. Effective Date. This contract is effective upon the date of its execution by both Parties. Contractor shall complete the services within 60 days of commencing work. The parties may extend the term of this contract in writing prior to its termination for good cause.

C. Scope of Work. Contractor shall perform his/her work and provide services in accordance with the specifications and requirements of this contract, any applicable Montana Public Work Standard(s) and Exhibit “A”.

SECTION TWO CONTRACT PRICE

Payment. City shall pay Contractor seventeen thousand four hundred eighty five dollars and no cents (\$17,485.00) for the work described in Exhibit A. Any alteration or deviation from the described work that involves extra costs must be executed only upon written request by the City to Contractor and will become an extra charge over and above the contract amount. The parties must agree to extra payments or charges in writing. Prior to final payment, Contractor shall provide City with an invoice for all charges.

SECTION THREE CITY’S RESPONSIBILITIES

Upon completion of the contract and acceptance of the work, City shall pay Contractor the contract price, plus or minus any additions or deductions agreed upon between the parties in accordance with Sections one and two, if any.

SECTION FOUR CONTRACTOR’S WARRANTIES AND RESPONSIBILITIES

A. Independent Contractor Status. The parties agree that Contractor is an independent contractor for purposes of this contract and is not to be considered an employee of the City for any purpose hereunder. Contractor is not subject to the terms and provisions of the City’s personnel policies or handbook and shall not be considered a City employee for workers’ compensation or any other purpose. Contractor is not authorized to represent the City or otherwise bind the City in any dealings,

agreements or sub-contracts in any dealings between Contractor and any third parties. The City is interested solely in the results of this contract. Contractor is solely responsible for all work and work product under this contract, including techniques, sequences, procedures, and means. Contractor shall supervise and direct the work to the best of his/her ability.

B. Wages and Employment. Contractor shall abide by all applicable State of Montana Rules, Regulations and/or Statutes in regards to prevailing wages and employment requirements. Contractor shall comply with the applicable requirements of the Workers' Compensation Act. Contractor shall maintain workers' compensation coverage for all members and employees of his/her business, except for those members who are exempted as independent contractors under the provisions of §39-71-401, MCA. Contractor understands that all contractors or subcontractors working on publicly funded projects are required to have withheld from earnings a license fee of one percent (1%) of the gross contract price if the gross contract price is Five Thousand Dollars (\$5,000) or more. This license fee is paid to the Montana Department of Revenue pursuant to Montana law.

C. Unless otherwise specified by the terms of this Agreement, all materials and equipment used by Contractor on the Construction Project shall be new and where not otherwise specified, of the most suitable grade for their intended uses.

D. All workmanship and materials shall be of a kind and nature acceptable to the City.

E. All equipment, materials, and labor provided to, on, or for the Contract must be free of defects and nonconformities in design, materials, and workmanship for a minimum period beginning with the commencement of the work and ending one (1) year from completion and final acceptance by the City. Upon receipt of City's written notice of a defective or nonconforming condition during the warranty period, Contractor shall take all actions, including redesign and replacement, to correct the defective or nonconforming condition within a time frame acceptable to the City and at no additional cost to the City. Contractor shall also, at its sole cost, perform any tests required by City to verify that such defective or nonconforming condition has been corrected. Contractor warrants the corrective action taken against defective and nonconforming conditions for a period of an additional one (1) year from the date of City's acceptance of the corrective action.

F. Contractor and its sureties are liable for the satisfaction and full performance of all warranties.

G. Contractor has examined the facilities and/or has made field examinations. Contractor has knowledge of the services or project sought under this Contract and he/she further understands the site conditions to be encountered during the performance of this Contract. Contractor has knowledge of the types and character of equipment necessary for the work, the types of materials needed and the sources of such materials, and the condition of the local labor market.

H. Contractor is responsible for the safety of the work and shall maintain all lights, guards, signs, temporary passages, or other protections necessary for that purpose at all times.

I. All work is performed at Contractor's risk, and Contractor shall promptly repair or replace all damage and loss at its sole cost and expense regardless of the reason or cause of the damage or loss; provided, however, should the damage or loss be caused by an intentional or negligent act of the City, the risk of such loss shall be placed on the City.

J. Contractor is responsible for any loss or damage to materials, tools, work product or other articles used or held for use in the completion or performance of the Contract.

K. Title to all work, work product, materials and equipment covered by any payment of Contractor's compensation by City, whether directly incorporated into the Contract or not, passes to City at the time of payment, free and clear of all liens and encumbrances.

SECTION FIVE INDEMNITY AND INSURANCE

Contractor shall indemnify, defend and save City, its officers, agents and employees harmless from any and all losses, damage and liability occasioned by, growing out of, or in any way arising or resulting from any intentional or negligent act on the part of Contractor or its agents or employees.

SECTION SIX COMPLIANCE WITH LAWS

Contractor shall comply with all federal, state, local laws, ordinances, rules and regulations. Contractor shall either possess a City business license or shall purchase one, if a City Code requires a business license.

SECTION SEVEN NONDISCRIMINATION

Contractor agrees that any hiring of persons as a result of this contract must be on the basis of merit and qualification and further that Contractor shall not discriminate on the basis of race, color, religion, creed, political ideas, sex, age, marital status, physical or mental disability or national origin.

SECTION EIGHT DEFAULT

If either party fails to comply with any term or condition of this Contract at the time or in the manner provided for, the other party may, at its option, terminate this Contract and be released from all obligations if the default is not cured within ten (10) days after written notice is provided to the defaulting party. Said notice shall set forth the items to be cured. Additionally, the non-defaulting party may bring suit for damages, specific performance, and any other remedy provided by law except for punitive damages. The Parties hereby waive their respective claims for punitive damages. These remedies are cumulative and not exclusive. Use of one remedy does not preclude use of the others. Notices shall be provided in writing and hand-delivered or mailed to the parties at the addresses set forth in the first paragraph of this Contract.

SECTION NINE TERMINATION

Either party may terminate the contract for their convenience upon thirty days written notice sent postage prepaid, to the addresses provided herein.

SECTION TEN
GOVERNING LAW AND DISPUTE RESOLUTION

The Parties agree that the laws of the State of Montana govern this Contract. The Parties agree that venue is proper within the Courts of Yellowstone County, Montana. If a dispute arises, the Parties, through a representative(s) with full authority to settle a dispute, shall meet and attempt to negotiate a resolution of the dispute in good faith no later than ten business days after the dispute arises. If negotiations fail, the Parties may utilize a third party mediator and equally share the costs of the mediator or file suit.

SECTION ELEVEN
ATTORNEY FEES

If any action is filed in relation to this agreement, the unsuccessful party in the action shall pay to the successful party, in addition to all sums that either is ordered to pay, a reasonable sum for the successful party's attorney's fees and all costs charges and expenses related to the action.

SECTION TWELVE
ENTIRE AGREEMENT

This contract and its referenced attachment and Exhibit A contain the entire agreement and understanding of the parties and supersede any and all prior negotiations or understandings relating to this project. This contract shall not be modified, amended, or changed in any respect except through a written document signed by each party's authorized respective agents.

SECTION THIRTEENTH
ASSIGNMENT OF RIGHTS

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

SECTION FOURTEEN
SEVERABILITY

Each provision, section, or subsection of this Contract shall stand separate and independent of every other. In the event that a court of competent jurisdiction shall find any provision, section, or subsection of this contract to be invalid, the remaining provisions, sections, and subsections of this contract shall remain in full force and effect.

SECTION FIFTEEN
PARAGRAPH HEADINGS

The titles to the paragraphs of this contract are solely for the convenience of the parties and shall not be used to explain, simplify, or aid in the interpretation of the provisions of this agreement.

SIGNED AND AGREED BY BOTH PARTIES ON THE 23rd DAY OF MARCH, 2021.

CITY OF LAUREL

CONTRACTOR

Thomas C. Nelson, Mayor

CIP Construction Technologies, Inc.

ATTEST:

Employer Identification Number

Bethany Langve, Clerk/Treasurer

CIP Construction Technologies, Inc.
134 1st Ave W Kalispell, MT 59901
Phone (406) 291-8017 Fax (406) 752-4630
Billing Phone: (406) 257-3938
E-mail: JimSwain@cipmanhole.com Website: www.cipmanhole.com

PROPOSAL
#LaurelPro21-3-15

March 15, 2021 Emailed
City of Laurel
Laurel, MT
Phone 406-860-8139
Email: mwheeler@laurel.mt.gov, jbaker@laurel.mt.gov
Pages: 1

Attn: Matt Wheeler and Justin Baker

PROJECT: City of Laurel Manhole Rehabilitation
SCOPE: Rehabilitate sewer manholes with cured-in-place fiberglass liner by authorized licensed installer
CIP Construction Technologies, Inc.

ITEM	DESCRIPTION	DIMENSIONS*	PRICE
1a.	Line mh in alley 505 W 6 th St	4.0 x 7.0	5250.00
1b.	Reshape benches		750.00
2a.	Line mh 315 E Maryland Ln	4.0 x 6.58	4935.00
2b.	Build new invert channel		950.00
3.	Water Plant mh – seal with grout – risers, barrel joint & barrel joint		1000.00
4.	Line mh at S 5 th St & S 1 st Ave	4.0 x 5.75	4600.00
5.	Mobilization*		NC
TOTAL			\$17,485.00

* The normal mobilization fee of \$2500 will be waived performed in conjunction with other upcoming CIP projects with MT Rail Link in Laurel.

It is agreed that the City of Laurel in all instances and at its expense, including but not limited to installation, repair, or warranty service, will provide CIP with the following: adequate access to structure(s), a source of water supply, traffic control if needed, assistance as needed to coordinate and control sewage flow (normally sewage flow does not need to be controlled as our process allows the flow to continue during installation), a location for garbage disposal (e.g., access to dumpster).

CIP will provide the normal preparatory work and equipment necessary to install the liner system. We expect that our process will eliminate further deterioration and greatly increase the life of the structure(s).

Best regards,

Jim Swain

Jim Swain
President

File Attachments for Item:

20. Resolution No. R21-22: A Resolution Of The City Council Authorizing The Mayor To Sign A Contract With Laurel Power Systems For Purchase And Installation Of A New Aftercooler For The City's Water Treatment Plant.

RESOLUTION NO. R21-__

**A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR TO
SIGN A CONTRACT WITH LAUREL POWER SYSTEMS FOR PURCHASE AND
INSTALLATION OF A NEW AFTERCOOLER FOR THE
CITY'S WATER TREATMENT PLANT.**

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

Section 1: Approval. The Independent Contractor Service Contract ("Contract") recommended by the Mayor and Staff, is attached hereto and incorporated herein and by adoption of the resolution, hereby approved.

Section 2: Adoption and Execution. The Mayor and City Clerk are hereby authorized to execute the Contract on the City's behalf.

Introduced at a regular meeting of the City Council on _____, 2021, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel, Montana, this ____ day of _____ 2021.

APPROVED by the Mayor this ____ day of _____ 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, City Clerk/Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

INDEPENDENT CONTRACTOR SERVICE CONTRACT

This Contract is made and entered into this 23rd day of March, 2021, between the City of Laurel, a municipal corporation organized and existing under the laws of the State of Montana whose address is P.O. Box 10, Laurel, Montana 59044, hereinafter referred to as "City" and Laurel Power Systems, a contractor licensed to conduct business in the State of Montana, whose address is P.O. Box 514 Laurel, MT 59044, hereinafter referred to as "Contractor".

SECTION ONE DESCRIPTION OF SERVICES

A. Purpose. City shall hire Contractor as an independent contractor to perform for City the services described in the Bid dated March 10, 2021, attached hereto as Exhibit "A" and by this reference made part of this contract.

B. Effective Date. This contract is effective upon the date of its execution by both Parties. Contractor shall complete the services within 60 days of commencing work. The parties may extend the term of this contract in writing prior to its termination for good cause.

C. Scope of Work. Contractor shall perform his/her work and provide services in accordance with the specifications and requirements of this contract, any applicable Montana Public Work Standard(s) and Exhibit "A".

SECTION TWO CONTRACT PRICE

Payment. City shall pay Contractor fifteen thousand five hundred eighteen dollars and seventy five cents (\$15,518.75) for the work described in Exhibit A. Any alteration or deviation from the described work that involves extra costs must be executed only upon written request by the City to Contractor and will become an extra charge over and above the contract amount. The parties must agree to extra payments or charges in writing. Prior to final payment, Contractor shall provide City with an invoice for all charges.

SECTION THREE CITY'S RESPONSIBILITIES

Upon completion of the contract and acceptance of the work, City shall pay Contractor the contract price, plus or minus any additions or deductions agreed upon between the parties in accordance with Sections one and two, if any.

SECTION FOUR CONTRACTOR'S WARRANTIES AND RESPONSIBILITIES

A. Independent Contractor Status. The parties agree that Contractor is an independent contractor for purposes of this contract and is not to be considered an employee of the City for any purpose hereunder. Contractor is not subject to the terms and provisions of the City's personnel policies or handbook and shall not be considered a City employee for workers' compensation or any other purpose. Contractor is not authorized to represent the City or otherwise bind the City in any dealings,

agreements or sub-contracts in any dealings between Contractor and any third parties. The City is interested solely in the results of this contract. Contractor is solely responsible for all work and work product under this contract, including techniques, sequences, procedures, and means. Contractor shall supervise and direct the work to the best of his/her ability.

B. Wages and Employment. Contractor shall abide by all applicable State of Montana Rules, Regulations and/or Statutes in regards to prevailing wages and employment requirements. Contractor shall comply with the applicable requirements of the Workers' Compensation Act. Contractor shall maintain workers' compensation coverage for all members and employees of his/her business, except for those members who are exempted as independent contractors under the provisions of §39-71-401, MCA. Contractor understands that all contractors or subcontractors working on publicly funded projects are required to have withheld from earnings a license fee of one percent (1%) of the gross contract price if the gross contract price is Five Thousand Dollars (\$5,000) or more. This license fee is paid to the Montana Department of Revenue pursuant to Montana law.

C. Unless otherwise specified by the terms of this Agreement, all materials and equipment used by Contractor on the Construction Project shall be new and where not otherwise specified, of the most suitable grade for their intended uses.

D. All workmanship and materials shall be of a kind and nature acceptable to the City.

E. All equipment, materials, and labor provided to, on, or for the Contract must be free of defects and nonconformities in design, materials, and workmanship for a minimum period beginning with the commencement of the work and ending one (1) year from completion and final acceptance by the City. Upon receipt of City's written notice of a defective or nonconforming condition during the warranty period, Contractor shall take all actions, including redesign and replacement, to correct the defective or nonconforming condition within a time frame acceptable to the City and at no additional cost to the City. Contractor shall also, at its sole cost, perform any tests required by City to verify that such defective or nonconforming condition has been corrected. Contractor warrants the corrective action taken against defective and nonconforming conditions for a period of an additional one (1) year from the date of City's acceptance of the corrective action.

F. Contractor and its sureties are liable for the satisfaction and full performance of all warranties.

G. Contractor has examined the facilities and/or has made field examinations. Contractor has knowledge of the services or project sought under this Contract and he/she further understands the site conditions to be encountered during the performance of this Contract. Contractor has knowledge of the types and character of equipment necessary for the work, the types of materials needed and the sources of such materials, and the condition of the local labor market.

H. Contractor is responsible for the safety of the work and shall maintain all lights, guards, signs, temporary passages, or other protections necessary for that purpose at all times.

I. All work is performed at Contractor's risk, and Contractor shall promptly repair or replace all damage and loss at its sole cost and expense regardless of the reason or cause of the damage or loss; provided, however, should the damage or loss be caused by an intentional or negligent act of the City, the risk of such loss shall be placed on the City.

J. Contractor is responsible for any loss or damage to materials, tools, work product or other articles used or held for use in the completion or performance of the Contract.

K. Title to all work, work product, materials and equipment covered by any payment of Contractor's compensation by City, whether directly incorporated into the Contract or not, passes to City at the time of payment, free and clear of all liens and encumbrances.

SECTION FIVE INDEMNITY AND INSURANCE

Contractor shall indemnify, defend and save City, its officers, agents and employees harmless from any and all losses, damage and liability occasioned by, growing out of, or in any way arising or resulting from any intentional or negligent act on the part of Contractor or its agents or employees.

SECTION SIX COMPLIANCE WITH LAWS

Contractor shall comply with all federal, state, local laws, ordinances, rules and regulations. Contractor shall either possess a City business license or shall purchase one, if a City Code requires a business license.

SECTION SEVEN NONDISCRIMINATION

Contractor agrees that any hiring of persons as a result of this contract must be on the basis of merit and qualification and further that Contractor shall not discriminate on the basis of race, color, religion, creed, political ideas, sex, age, marital status, physical or mental disability or national origin.

SECTION EIGHT DEFAULT

If either party fails to comply with any term or condition of this Contract at the time or in the manner provided for, the other party may, at its option, terminate this Contract and be released from all obligations if the default is not cured within ten (10) days after written notice is provided to the defaulting party. Said notice shall set forth the items to be cured. Additionally, the non-defaulting party may bring suit for damages, specific performance, and any other remedy provided by law except for punitive damages. The Parties hereby waive their respective claims for punitive damages. These remedies are cumulative and not exclusive. Use of one remedy does not preclude use of the others. Notices shall be provided in writing and hand-delivered or mailed to the parties at the addresses set forth in the first paragraph of this Contract.

SECTION NINE TERMINATION

Either party may terminate the contract for their convenience upon thirty days written notice sent postage prepaid, to the addresses provided herein.

SECTION TEN
GOVERNING LAW AND DISPUTE RESOLUTION

The Parties agree that the laws of the State of Montana govern this Contract. The Parties agree that venue is proper within the Courts of Yellowstone County, Montana. If a dispute arises, the Parties, through a representative(s) with full authority to settle a dispute, shall meet and attempt to negotiate a resolution of the dispute in good faith no later than ten business days after the dispute arises. If negotiations fail, the Parties may utilize a third party mediator and equally share the costs of the mediator or file suit.

SECTION ELEVEN
ATTORNEY FEES

If any action is filed in relation to this agreement, the unsuccessful party in the action shall pay to the successful party, in addition to all sums that either is ordered to pay, a reasonable sum for the successful party's attorney's fees and all costs charges and expenses related to the action.

SECTION TWELVE
ENTIRE AGREEMENT

This contract and its referenced attachment and Exhibit A contain the entire agreement and understanding of the parties and supersede any and all prior negotiations or understandings relating to this project. This contract shall not be modified, amended, or changed in any respect except through a written document signed by each party's authorized respective agents.

SECTION THIRTEENTH
ASSIGNMENT OF RIGHTS

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

SECTION FOURTEEN
SEVERABILITY

Each provision, section, or subsection of this Contract shall stand separate and independent of every other. In the event that a court of competent jurisdiction shall find any provision, section, or subsection of this contract to be invalid, the remaining provisions, sections, and subsections of this contract shall remain in full force and effect.

SECTION FIFTEEN
PARAGRAPH HEADINGS

The titles to the paragraphs of this contract are solely for the convenience of the parties and shall not be used to explain, simplify, or aid in the interpretation of the provisions of this agreement.

SIGNED AND AGREED BY BOTH PARTIES ON THE 23rd DAY OF MARCH, 2021.

CITY OF LAUREL

CONTRACTOR

Thomas C. Nelson, Mayor

Laurel Power Systems

ATTEST:

Employer Identification Number

Bethany Langve, Clerk/Treasurer



Laurel Power Systems
P.O. Box 514
Laurel, MT 59044
(406) 690-0601
jordan@laurelpowersystems.com
www.laurelpowersystems.com

Estimate

ADDRESS

City of Laurel
P.O. Box 10
Laurel, MT 59044

SHIP TO

Water Treatment Plant

ESTIMATE #	DATE	
1001	03/10/2021	

ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
03/10/2021				
Parts	New Aftercooler and all associated parts and gaskets	1	14,598.75	14,598.75T
Labor	R&R for aftercooler and associated parts	1	920.00	920.00T

SUBTOTAL 15,518.75
TAX (0%) 0.00
TOTAL \$15,518.75

Accepted By

Accepted Date

File Attachments for Item:

21. Ordinance No. 021-02: An Ordinance Amending Certain Chapters Of Title 14 Of The Laurel Municipal Code Relating To The Adoption And Enforcement Of Building Codes For The City Of Laurel As Required By The State Of Montana.

ORDNANCE NO O21-02

AN ORDINANCE AMENDING CERTAIN CHAPTERS OF TITLE 14 OF THE LAUREL MUNICIPAL CODE RELATING TO THE ADOPTION AND ENFORCEMENT OF BUILDING CODES FOR THE CITY OF LAUREL AS REQUIRED BY THE STATE OF MONTANA.

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, the City's Public Works Department Staff worked with Building Officials from the State of Montana to prepare the amendments to the Laurel Municipal Code to remain consistent and in accordance with the rules adopted by the State of Montana, Building Codes Bureau.

WHEREAS, City Staff prepared, reviewed, and approved the following amendments to the existing Title 14 as noted herein and hereby recommends the same to the City Council for their full approval.

Title 14 BUILDINGS AND CONSTRUCTION

Chapter 14.12 - INTERNATIONAL BUILDING CODE, 2018 EDITION

NEW SECTIONS:

14.12.030 – Modifications to the International Building Code

- A. Section 101.1 – Insert: City of Laurel – So that it reads: These regulations shall be known as the Building Code of City of Laurel, hereinafter referred to as “this code.”
- B. Section 1612.3 – Insert: Yellowstone County, Montana and Incorporated Area and November 6, 2013 – So that it reads: “The Flood Insurance Study for Yellowstone County, Montana and Incorporated Area dated November 6, 2013, as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto.

14.12.040 – Violation – Penalty

Any person violating a provision of this chapter may, upon conviction thereof, be punished as set forth in Section 1.36.010 of this code.

Chapter 14.16 - INTERNATIONAL RESIDENTIAL BUILDING CODE, 2018 EDITION

NEW SECTIONS:

14.16.030 – Modifications to the International Residential Building Code

- A. Section R101.1 – Insert: City of Laurel – So that it reads: These provisions shall be known as the Residential Code for One- and Two-family Dwellings of City of Laurel and shall be cited as such and will be referred to herein as “this code”.

14.16.040 – Violation – Penalty

Any person violating a provision of this chapter may, upon conviction thereof, be punished as set forth in Section 1.36.010 of this code.

Chapter 14.18 - INTERNATIONAL EXISTING BUILDING CODE, 2018 EDITION

NEW SECTIONS:

14.18.030 – Modifications to the International Existing Building Code.

- A. Section 101.1 – Insert: the City of Laurel – So that it reads: These regulations shall be known as the Existing Building Code of the City of Laurel, herein referred to as “this code”.

14.18.040 – Violation – Penalty

Any person violating a provision of this chapter may, upon conviction thereof, be punished as set forth in Section 1.36.010 of this code.

Chapter 14.22 - INTERNATIONAL ENERGY CONSERVATION CODE, 2018 EDITION

NEW SECTIONS:

14.22.030 – Modifications to the International Energy Conservation Code.

- A. Section C101.1 – Insert: the City of Laurel – so that the section reads; This code shall be known as the Energy Conservation Code of the City of Laurel, and shall be cited as such. It is referred to herein as “this code”.
- B. Section R101.1 – Insert: the City of Laurel – so that the section reads: This code shall be known as the Energy Conservation Code of the City of Laurel, and shall be cited as such. It is referred to herein as “this code”.

14.22.040 – Violation – Penalty

Any person violating a provision of this chapter may, upon conviction thereof, be punished as set forth in Section 1.36.010 of this code.

Chapter 14.23 - INTERNATIONAL SWIMMING POOL AND SPA CODE, 2018 EDITION

NEW SECTIONS:

14.16.030 – Modifications to the International Swimming Pool and Spa Code

A. Section 101.1 – Insert: The City of Laurel – So that it reads: These regulations shall be known as the Swimming Pool and Spa Code of the City of Laurel, hereinafter referred to as “this code”.

B. Section 105.6.2 shall be amended to read – The fees for work shall be as established in the fee schedule adopted by resolution of the City Council.

14.16.040 – Violation – Penalty

Any person violating a provision of this chapter may, upon conviction thereof, be punished as set forth in Section 1.36.010 of this code.

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 March 23, 2021, by Council Member _____.

PASSED and ADOPTED by the Laurel City Council on second reading this ____ day of _____, 2021, upon motion of Council Member _____.

APPROVED BY THE MAYOR this ____ day of _____, 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

APPROVED AS TO FORM:

Sam Painter, Civil City Attorney