



**AGENDA
CITY OF LAUREL
CITY COUNCIL WORKSHOP
TUESDAY, APRIL 07, 2020
6:30 PM
CITY COUNCIL CHAMBERS**

Public Input: *Citizens may address the Council regarding any item of City business that is not on tonight's agenda. The duration for an individual speaking under Public Input is limited to three minutes. While all comments are welcome, the Council will not take action on any item not on the agenda. If a citizen would like to speak or comment regarding an item that is on tonight's agenda, we ask that you wait until the agenda item is presented to the Council by the Mayor and the public is asked to comment by the Mayor. Once again, each speaker is limited to three minutes.*

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

General Items

1. Resignation of Tony Krumheuer from the Police Commission.

Executive Review

2. Resolution - A Resolution Of The City Council Vacating The Alley Located Between Lots 14-18 Of Block 4 Of Hageman Subdivision And Lots 1-5 Of Block 5 Of Hageman Subdivision 1st Filing Within The City Of Laurel. (P.H. 4.14.2020)
3. Resolution - A Resolution Approving A Task Order Between The City Of Laurel And The Department Of Justice Natural Resource Damage Program ("NRDP") For Construction Of A Campground At Riverside Park.

Council Issues

4. Update on West Railroad
5. Update on Ambulance Safety Levy
6. Discussion on Public Nuisance Ordinance

Other Items

Review of Draft Council Agendas

7. Review Draft Council Agenda for April 14, 2020.

Attendance at Upcoming Council Meeting

Announcements

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

DATES TO REMEMBER

Item Attachment Documents:

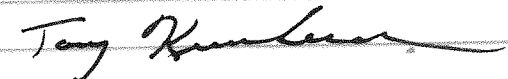
1. Resignation of Tony Krumheuer from the Police Commission.

2-25-20

I, Tony Krumhener,
hereby resign from the
Police Commission due to
personal health reasons.

Thank you for allowing
me this chance.

Sincerely,



Tony Krumhener

Item Attachment Documents:

2. Resolution - A Resolution Of The City Council Vacating The Alley Located Between Lots 14-18 Of Block 4 Of Hageman Subdivision And Lots 1-5 Of Block 5 Of Hageman Subdivision 1st Filing Within The City Of Laurel. (P.H. 4.14.2020)

RESOLUTION NO. R20-__

**A RESOLUTION OF THE CITY COUNCIL VACATING THE ALLEY LOCATED BETWEEN
LOTS 14-18 OF BLOCK 4 OF HAGEMAN SUBDIVISION AND LOTS 1-5 OF BLOCK 5 OF
HAGEMAN SUBDIVISION 1ST FILING WITHIN THE CITY OF LAUREL.**

WHEREAS, the owner of the above properties petitioned the city to vacate the alley that splits his/her property in order to create one contiguous piece of property; and

WHEREAS, vacating the alley provides a more effective and orderly development of the area and vacating the alley is supported and recommended by the City Planning Director; and

WHEREAS, the City of Laurel published notice of the City's intent to act on the application at its _____ council meeting as required by MCA § 7-14-4114; and

WHEREAS, pursuant to MCA § 7-14-4114, notice stating the applicant's request and date and time at which the Council will consider the application was published in the Laurel Outlook on _____, 2020; and

WHEREAS, it has been determined by the City Council of the City of Laurel that it is in the best interest of the City of Laurel and the inhabitants thereof that said alley be vacated and no detriment to the public will result from vacation of the alley.

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

1. That the alley located between Lots 14-18 of Block 4 of Hageman Subdivision and Lots 1-5 of Block 5 of Hageman Subdivision 1st Filing, within the City of Laurel, is hereby vacated, subject to the following condition of approval:
 - a) Applicant shall provide access to any existing public or private infrastructures and utilities currently installed and existing on the alley in perpetuity.
 - b) Applicant will provide the Yellowstone County Clerk and Recorder with a lot line aggregation by deed for the lot line separating parcels B00453, B00453A and B00451.
2. That ½ of each side of the vacated alley shall be returned and/or conveyed to the adjacent property owner pursuant to MCA § 76-3-305.
3. That this Resolution shall become immediately effective upon adoption by the City Council and the City Clerk shall file a copy of this Resolution with the County Clerk and Recorder's office.

Introduced at a regular meeting of the City Council on _____, 2020, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel, Montana,
this __ day of _____, 2020.

APPROVED by the Mayor this __ day of _____, 2020.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, City Clerk/Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

CITY HALL
115 W. 1ST ST.
PUB. WORKS: 628-4796
WATER OFC.: 628-7431
COURT: 628-1964
FAX 628-2241

City Of Laurel

P.O. Box 10
Laurel, Montana 59044



**Office of the Director of
Public Works**

March 13, 2020

Nick Altonaga, City Planner

RE: Vacation of Certain Lands between lots 14-18 of Block 4 of Hageman Subdivision and lots 1-5 of Block 4 of Hageman Subdivision 1st Filing.

The City of Laurel has no known infrastructure in the alley between lots 14-18 and lots 1-5 of Hageman Subdivision 1st Filing. All unknown public or private infrastructure currently in place shall be continued into perpetuity. The owner of said lots must allow for the removal of solid waste from their property and in a location mutually agree upon.

I have attached a map that can be used for the exhibit and a map of the City's Water, Sewer, and Storm Water facilities in the area.

Sincerely,

Kurt Markegard
Public Works Director

Attachments: Exhibit Map
 Utility Map

CITY HALL
115 W. 1ST ST.
PLANNING: 628-4796
WATER OFC.: 628-7431
COURT: 628-1964
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City Of Laurel

P.O. Box 10
Laurel, Montana 59044



Office of the City Planner

March, 13, 2020

Regarding the Vacation of Certain Lands between Lots 14-18 of Block 4 of Hageman Subdivision and Lots 1-5 of Block 5 of Hageman Subdivision 1st Filing.

Mayor Nelson and City Council,

The Planning Department supports the abandonment of the alleyway between Lots 14-18 of Block 4 of the Hageman Subdivision and Lots 1-5 of Block 5 of the Hageman Subdivision 1st Filing. The existing alleyway is surrounded by a single property owner and its abandonment will create a contiguous set of parcels that will allow more effective development. The Community Entryway Zoning District mandates continuous curbing around the perimeter of a parcel within the overlay district. If not abandoned, a continuous curb around the alleyway would block internal and external connectivity and restrict traffic flow for the currently planned development.

One requirement to place on the surrounding property owners is that access should be allowed to any existing public or private infrastructure and utilities currently in place in perpetuity. The Planning Department supports the abandonment of this alleyway because it will ease the burden of development and will allow for proper internal site circulation and connectivity for the existing parcels.

Thank you for your consideration.

Nicholas Altonaga

Planning Director

CITY HALL
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P.O. Box 10
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Office of the Director of
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Sincerely,

Kurt Markegard
Public Works Director

Attachments: Exhibit Map
 Utility Map



March 13, 2020

--- User drawn lines

□ Boundary

Federal/State/Arterial

— Interstate

— Federal/State Hwy

— County Rd, Collector

— Principal Arterial

Local/Private

— Local Street or Rd

— Ramp

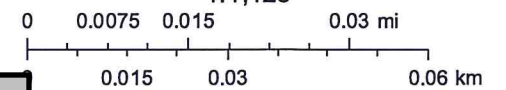
— Undeveloped Rd

— Private Rd

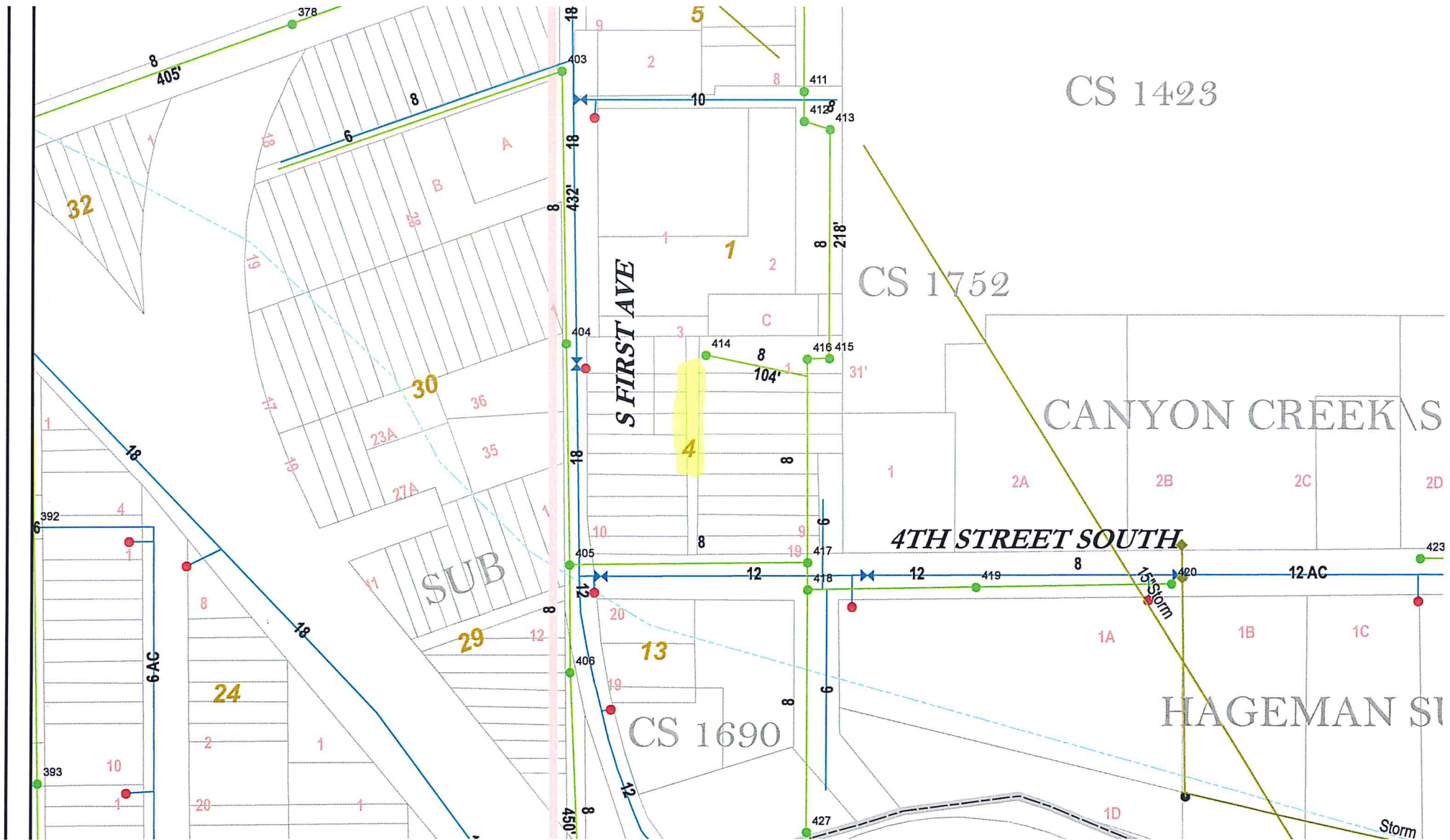
✱ BARRIERS

□ Parcels

1:1,128



Scale 10, Garmin, USGS, NPS



Item Attachment Documents:

3. Resolution - A Resolution Approving A Task Order Between The City Of Laurel And The Department Of Justice Natural Resource Damage Program ("NRDP") For Construction Of A Campground At Riverside Park.

RESOLUTION NO. R20-__

**A RESOLUTION APPROVING A TASK ORDER BETWEEN THE CITY OF LAUREL AND
THE DEPARTMENT OF JUSTICE NATURAL RESOURCE DAMAGE PROGRAM ("NRDP")
FOR CONSTRUCTION OF A CAMPGROUND AT RIVERSIDE PARK.**

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

Section 1: Approval. The Task Order and Attachments between the Parties is attached hereto and incorporated herein as part of this resolution, and are accepted and hereby approved by the City Council.

Section 2: Execution. The Mayor and City Clerk/Treasurer of the City of Laurel are hereby given authority to accept and execute the attached Task Order and Attachments on behalf of the City.

Section 3: Effective date. The effective date for the Task Order is upon adoption and approval of this resolution.

Introduced at a regular meeting of the City Council on _____2020, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel this __th day of _____2020.

APPROVED by the Mayor this __day of _____2020.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

APPROVED AS TO FORM:

Sam Painter, Civil City Attorney

TASK ORDER 3**City of Laurel Riverside Park Campground Construction**

This Task Order is entered into between the Department of Justice, Natural Resource Damage Program (NRDP) and the City of Laurel (Contractor), as authorized by NRDP Contract No. 700122 (Agreement).

1. PURPOSE

The purpose of this Task Order is to outline the tasks necessary for the Contractor to construct a campground at Riverside Park.

A Scope of Work is detailed further in **Attachment A**. Any changes to Scope of Work tasks require written approval of the NRDP Project Manager.

2. EFFECTIVE DATE AND PERIOD OF PERFORMANCE

This Task Order will take effect upon the signature of both parties and terminate on **March 31, 2021**, unless terminated earlier in accordance with the terms of this Task Order.

3. COMPENSATION

In consideration for the services to be provided, the NRDP will pay Contractor an amount **not to exceed \$288,850**, as estimated in **Attachment B, Budget** for this Task Order. Contractor will submit monthly invoices conforming to Agreement requirements, as well as Contractor's name, address, and Agreement and Task Order numbers, to NRDP for costs actually incurred, unless no work was performed during the billing period. Invoices of subcontractors will be submitted without mark-up by Contractor. Progress reports will be submitted with all invoices (including subcontractor invoices) that clearly identify the work performed, including hours, dates and personnel. Contractor must not exceed the costs specified in this section without prior written authorization in the form of a fully executed task order modification. NRDP has thirty (30) days to pay invoices, as allowed by 17-8-242, MCA. Contractor will submit invoices to the Natural Resource Damage Program, P.O. Box 201425, Helena, MT 59620-1425, or by email to DOJNRDPInvoice@mt.gov.

4. SUBCONTRACTING

Contractor will procure a licensed construction contractor for the work in accordance with the terms of Title 18, Chapter 2, MCA, and other applicable procurement laws and regulations for public works.

NRDP must pre-approve in writing of any services to be performed by a subcontractor or any supplies to be procured by Contractor. Contractor is responsible for the acts and omissions of all subcontractors or agents and of persons directly or indirectly employed by such subcontractors,

and for the acts and omissions of persons employed directly by Contractor. All Contractor procurement of subcontractors and supplies must comply with applicable Montana procurement laws and regulations. Prior to obtaining any subcontracted services or supplies in the amount of \$5,000 or more, Contractor must obtain NRDP's written approval of the procurement method, subcontractor, subcontract, the subcontract price, the subcontractor agreement, and, as applicable, labor rates, overhead rates and any subcontractor fee. Contractor will use an NRDP-provided template or form for the procurement if requested. Contractor must submit documentation of the NRDP-approved procurement with the invoice that includes subcontractor costs or supplies. NRDP may require documentation of publication of the procurement and submittal of forms, as applicable.

5. PROJECT MANAGERS AND SERVICE OF NOTICES

- A. The Project Manager identified below will manage the day-to-day project activities on behalf of the NRDP.

The Project Manager for this Task Order is:

Alicia Stickney
1720 9th Ave
Helena, MT 59601
Phone: (406) 444-1346
E-mail: aliciastickney@mt.gov

- B. The Contractor Project Managers identified below will manage the day-to-day project activities on behalf of the Contractor.

The Contractor Project Managers for this Task Order are:

Kurt Markegard
City of Laurel
P.O. Box 10
Laurel, MT 59044
Phone: (406) 860-5785
E-mail: kmarkegard@laurel.mt.gov

Matt Wheeler
City of Laurel
P.O. Box 10
Laurel, MT 59044
Phone: (406) 208-1885
E-mail: mwheeler@laurel.mt.gov

- C. Written notices, reports, and other information required to be exchanged between the parties must be directed to the respective Project Managers.

6. EXECUTION.

The parties through their authorized agents have executed this Task Order on the dates set out below.

STATE OF MONTANA
DEPARTMENT OF JUSTICE
NATURAL RESOURCE DAMAGE PROGRAM

Harley Harris Program Manager 1720 9th Avenue PO Box 201425 Helena, MT 59620	Date
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Approved for legal content by:

Thad Adkins NRDP Legal Counsel	Date
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CITY OF LAUREL

Thomas C. Nelson Mayor P.O. Box 10 Laurel, MT 59044	Date
--	------

**ATTACHMENT A
SCOPE OF WORK****City of Laurel Riverside Park Campground Construction****BACKGROUND**

The City of Laurel (Contractor) proposed to construct a campground at Riverside Park as part of the preparation of the recreation project priority plan. The Recreation Project Priority Plan was completed as part of the implementation of the *Final Programmatic Damage Assessment and Restoration Plan and Final Programmatic Environmental Assessment for the ExxonMobil Pipeline Company July 1, 2011 Yellowstone River Oil Spill* prepared by the U.S. Department of the Interior, through the Bureau of Land Management and U.S. Fish and Wildlife Service, and the State of Montana through the Department of Justice Natural Resource Damage Program (NRDP). The priority plan identifies preferred recreation projects and funding amounts to meet the restoration plan goal of providing additional recreational human use opportunities to offset those lost due to the July 1, 2011 ExxonMobil Pipeline Company Yellowstone River Oil Spill. These projects were approved by Governor Bullock on May 30, 2018 as part of the Yellowstone River Recreation Project Priority Plan. The purpose of this Task Order is to make the approved funds available to the City of Laurel in accordance with plan requirements.

TASKS

Contractor will perform the following tasks:

Task 1: Construct Campground

The Contractor will procure a construction contractor following state procure requirements and, where applicable and not contradictory to state requirements, City of Laurel procurement requirements and policies, to construct a campground according to the plans and specifications in the project manual for the Riverside Park Campground. The project manual was prepared in March 2020 by KLJ, Inc., and is incorporated herein by reference. Contractor will only invoice NRDP for eligible items that were approved in the Yellowstone River Recreation Project Priority Plan. Contractor will provide a copy of the construction completion report to NRDP upon project completion.

Task 2: Administration and Task Order Management

The Contractor will prepare and provide NRDP with progress reports based on the above tasks and submit detailed invoices according to these tasks.

SCHEDULE AND DELIVERABLES

Contractor will provide deliverables to NRDP according to the following schedule:

1. Task 1: One electronic copy of the construction completion report and construction record drawings on or before December 31, 2020.
2. Task 2: One (1) electronic copy of each Progress Report due with each invoice.

BUDGET

The project budget is in Attachment B.

**ATTACHMENT B
BUDGET**

Cost Estimate of Project Components

Budget Item	NRDP Funding	Other Funding	Total Funding
Construct Campground	\$288,850	\$34,691	\$323,541
Total	\$288,850	\$34,691	\$323,541

Preliminary cost estimates for eligible campground development components were: sanitation facilities (\$92,000), campground (\$198,720), picnic facilities (\$139,200), parking improvements (\$30,000), a 5,500 linear foot trail (\$31,000), tree and shrub plantings (\$9,000), and lighting (\$76,000) for a total of \$575,920. The City of Laurel may use match funds for the water line and electric hookups for the campground. The City of Laurel has approximately \$150,000 of match funding to put to campground future costs. Other funding described above is not paid by NRDP.

Item Attachment Documents:

7. Review Draft Council Agenda for April 14, 2020.



**AGENDA
CITY OF LAUREL
CITY COUNCIL MEETING
TUESDAY, APRIL 14, 2020
6:30 PM
CITY COUNCIL CHAMBERS**

NEXT RES. NO.
R18-XX

NEXT ORD. NO.
O18-XX

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

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

Pledge of Allegiance

Roll Call of the Council

Approval of Minutes

1. Approval of Minutes of March 24, 2020.

Correspondence

2. Resignation of Tony Krumheuer from the Police Commission.

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.*

3. Claims for the month of March 2020.
4. Approval of Payroll Register for PPE 3/22/2020 totaling \$190,913.95.
5. Approval of Workshop Minutes of March 3, 2020.
6. Approval of Workshop Minutes of March 17, 2020.

Ceremonial Calendar

Reports of Boards and Commissions

7. Budget/Finance Committee minutes of March 24, 2020.
Park Board minutes of February 6, 2020.

Audience Participation (Three-Minute Limit)

Citizens may address the Council regarding any item of City business that is not on tonight's agenda. Comments regarding tonight's agenda items will be accepted under Scheduled Matters. The duration for an individual speaking under Audience

Participation is limited to three minutes. While all comments are welcome, the Council will not take action on any item not on the agenda.

Scheduled Matters

8. Resolution - A Resolution Of The City Council Vacating The Alley Located Between Lots 14-18 Of Block 4 Of Hageman Subdivision And Lots 1-5 Of Block 5 Of Hageman Subdivision 1st Filing Within The City Of Laurel. (P.H. 4.14.2020)
9. Resolution - A Resolution Approving A Task Order Between The City Of Laurel And The Department Of Justice Natural Resource Damage Program ("NRDP") For Construction Of A Campground At Riverside Park.

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