



**AGENDA
CITY OF LAUREL
CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 10, 2024
6:30 PM
COUNCIL CHAMBERS**

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.

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 August 27, 2024.

Correspondence

2. Police Monthly Report - August 2024.
3. Fire Monthly Report - August 2024

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 September 6, 2024.
5. Approval of Payroll Register for PPE 9/1/2024 totaling \$264,937.52.
6. Clerk/Treasurer Financial Statements for the month of July 2024.

Ceremonial Calendar

Reports of Boards and Commissions

7. Budget/Finance Committee Minutes of August 27, 2024.
8. Laurel Urban Renewal Agency Minutes of August 26, 2024.
9. Tree Board Minutes of August 1, 2024.

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

10. Resolution No. R24-80: A Resolution Of The City Council Authorizing A Xeriscape Landscape Area For Development Located At The Corner Of South 4th Street And 8th Avenue South.
11. Resolution No. R24-81: A Resolution Of The City Council Authorizing The Mayor To Approve A Change Order For In Control, Inc. For The Project Known As The City Of Laurel WWTP Upgrades
12. Resolution No. R24-82: A Resolution Of The City Council Approving Demolition Of City Property Known As "The White Shower House" In 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.

File Attachments for Item:

1. Approval of Minutes of August 27, 2024.

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MINUTES OF THE CITY COUNCIL OF LAUREL

August 27, 2024

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 Dave Waggoner at 6:29 p.m. on August 27, 2024.

COUNCIL MEMBERS PRESENT: Thomas Canape Heidi Sparks
 Michelle Mize Jessica Banks
 Casey Wheeler Irv Wilke
 Jodi Mackay

COUNCIL MEMBERS ABSENT: Richard Klose

OTHER STAFF PRESENT: Kelly Strecker, Clerk/Treasurer
 Brittney Harakal, Administrative Assistant
 Kurt Markegard, Planning Director
 Nancy Schmidt, Library Director

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

MINUTES:

Motion by Council Member Wilke to approve the minutes of the regular meeting of August 13, 2024, as presented, seconded by Council Member Sparks. 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: None.

COUNCIL DISCLOSURE OF EX PARTE COMMUNICATIONS: None.

PUBLIC HEARING:

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

Kelly Strecker, Clerk/Treasurer, briefly reviewed the attached budget message.

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

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

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

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

CONSENT ITEMS:

- **Claims entered through August 23, 2024.**
A complete listing of the claims and their amounts is on file in the Clerk/Treasurer's Office.
- **Approval of Payroll Register for PPE 8/18/2024 totaling \$245,579.12.**
- **Council Workshop Minutes of August 20, 2024.**

The Mayor asked if there was any separation of consent items.

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Motion by Council Member Mize to remove the payroll register for PPE 8/18/2024, seconded by Council Member Sparks. 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.

Motion by Council Member Mize to approve the consent items as amended, seconded by Council Member Sparks. 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:

- Budget/Finance Committee Minutes of August 13, 2024.
- Public Works Committee Minutes of July 15, 2024.
- Emergency Services Committee Minutes of July 22, 2024.

AUDIENCE PARTICIPATION (THREE-MINUTE LIMIT): None.

SCHEDULED MATTERS:

- **Resolution No. R24-62: A resolution approving and adopting the Final Budget for the City of Laurel for the fiscal year 2024-2025.**

Motion by Council Member Sparks to approve Resolution No. R24-62, 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. R24-63: A resolution levying taxes for general and specific purposes for the City of Laurel, Montana, for the fiscal year beginning July 1, 2024.**

Motion by Council Member Banks to approve Resolution No. R24-63, 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. R24-64: A resolution levying and assessing all of the property embraced within Special Improvement Lighting District No. 2 of the City of Laurel, Montana, for the entire cost of maintenance and electrical current for the fiscal year 2024-2025.**

Motion by Council Member Mackay to approve Resolution No. R24-64, 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. R24-65: A resolution levying and assessing all of the property embraced within Special Improvement Lighting District No. 3 of the City of Laurel, Montana, for the entire cost of maintenance and electrical current for the fiscal year 2024-2025.**

Motion by Council Member Wheeler to approve Resolution No. R24-65, 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. R24-66: A resolution levying and assessing all of the property embraced within Street Sweeping District No. 1 of the City of Laurel, Montana, for the purpose of the sweeping of streets in the downtown or Business District for the fiscal year 2024-2025.**

Motion by Council Member Mize to approve Resolution No. R24-66, 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. R24-67: A resolution levying and assessing the cost of street maintenance and/or improvements for Street Maintenance District No. 1 that constitutes all streets and alleys embraced within the City of Laurel, Montana, for fiscal year 2024-2025.**

Motion by Council Member Canape to approve Resolution No. R24-67, 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.

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- **Resolution No. R24-68:** A resolution levying and assessing the cost of street improvements for Special Improvement District No. 113 within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Sparks to approve Resolution No. R24-68, 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. R24-69:** A resolution levying and assessing the cost of sidewalk improvements for Special Improvement District No. 115 within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Banks to approve Resolution No. R24-69, 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. R24-70:** A resolution levying and assessing the cost of sidewalk improvements for Special Improvement District No. 116 within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Wilke to approve Resolution No. R24-70, seconded by Council Member Mize. 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. R24-71:** A resolution levying and assessing the cost of sidewalk improvements for Special Improvement District No. 117 within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Mackay to approve Resolution No. R24-71, 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. R24-72:** A resolution levying and assessing the cost of sidewalk improvements for Special Improvement District No. 118 within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Sparks to approve Resolution No. R24-72, 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. R24-73:** A resolution levying and assessing the cost of sidewalk improvements for Special Improvement District No. 119 within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Wheeler to approve Resolution No. R24-73, seconded by Council Member Mize. 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. R24-74:** A resolution levying and assessing the annual cost of sidewalk improvements for residential properties pursuant to the City's Residential Sidewalk Replacement Program within the City of Laurel, Montana, for fiscal year 2024-2025.

Motion by Council Member Mize to approve Resolution No. R24-74, 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. R24-75:** A resolution levying and assessing a special tax against certain property in the City of Laurel for delinquent water charges.

Motion by Council Member Canape to approve Resolution No. R24-75, 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.

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- **Resolution No. R24-76: A resolution levying and assessing a special tax against certain property in the City of Laurel for delinquent sewer charges.**

Motion by Council Member Sparks to approve Resolution No. R24-76, 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. R24-77: A resolution levying and assessing a special tax against certain property designated as garbage districts in the City of Laurel, Montana, for the removal of garbage and refuse.**

Motion by Council Member Banks to approve Resolution No. R24-77, 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. R24-78: A Resolution Of The City Council Approving And Accepting Quote From Morrison-Maierle Systems Technology Consultants For Managed Network Services.**

Motion by Council Member Mackay to approve Resolution No. R24-78, 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. R24-79: A Resolution Of The City Council Approving And Accepting Possible Nomination Of Riverside Park To The National Register Of Historic Places.**

Motion by Council Member Canape to approve Resolution No. R24-79, seconded by Council Member Mize.

Motion by Council Member Mackay to table Resolution No. R24-79, seconded by Council Member Sparks.

The Planning Director stated that he looked into this issue before tonight's meeting. Over the last four years, detailed research has been conducted. A 105 page report has been submitted to the Board making the recommendations.

Council asked if there are any restrictions for receiving the designation.

A vote was taken on the motion to table. All seven Council Members present voted aye. Motion carried 7-0.

ITEMS REMOVED FROM THE CONSENT AGENDA:

- **Approval of Payroll Register for PPE 8/18/2024 totaling \$245,579.12.**

There was a typo on the payroll register total. The correct total is \$248,739.12.

Motion by Council Member Mize to approve the Payroll Register as amended, seconded by Council Member Sparks. 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.

COMMUNITY ANNOUNCEMENTS (ONE-MINUTE LIMIT): None.

COUNCIL DISCUSSION: None.

MAYOR UPDATES:

The auction wrapped up. The City will get a check for \$26,400.

UNSCHEDULED MATTERS:

- **Appointment of Matt Vanderpool, Orion Remington, and Zach Crone to the Laurel Volunteer Fire Department.**

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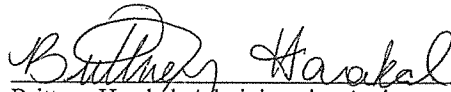
Council Minutes of August 27, 2024

Motion by Council Member Mackay to approve the Mayor's appointment of Matt Vanderpool, Orion Remington, and Zach Crone to the Laurel Volunteer Fire Department, 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.

ADJOURNMENT:

Motion by Council Member Wilke to adjourn the council meeting, seconded by Council Member Mize. 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 Harakai, Administrative Assistant

Approved by the Mayor and passed by the City Council of the City of Laurel, Montana, this 10th day of September 2024.

Dave Waggoner, Mayor

Attest:

Kelly Strecker, Clerk/Treasurer



Budget Transmittal Letter

August 27, 2024

Dear City of Laurel Governing Body:

Transmitted herewith is the annual operating and capital budget recommendations for the City of Laurel for the fiscal year ending June 30, 2025. This year's budget was a difficult one, as you know. Hard decisions have already been made, and I anticipate additional ones will have to be made. However, wonderful things have come to fruition this past fiscal year, and I am incredibly proud of the City of Laurel staff, Council, and community for coming together to get these projects completed.

The mill value came in at \$9,956.451/mill this year, which is a decrease of \$195.937/mill over last year. The mill value in 2023-2024 was \$10,152.388/mill. Last year, the City's total mill levy was 138.13, and this year it is 151.66. The city had unused mills from last year of 6.22 which helped cover the costs for this fiscal year. Overall, the City will receive an increase of \$45,716.74 in taxable revenue.

The following are the changes in apportionment of the levies from 2023-2024 to 2024-2025:

Fund:	24-25 Levy	23-24 Levy	Difference
General Fund	70.53	64	+6.53
Library	35.00	31.00	+4.00
Comprehensive Liability	11.00	9.00	+2.00
PERS	9.00	8.00	+1.00
Group Health	22.13	22.13	-0.00
Fire Disability	4.00	4.00	-0.00
Total	151.66	138.13	+13.53

The Comprehensive Liability Fund premiums have increased by \$11,693.00. This is due to the increase in liability and workers' compensation claims against the City. The last fiscal period (in which our Montana Municipal Interlocal ("MMIA") claims are adjusted saw a slight increase in both liability and workers' compensation claims. Claims against the City are on a three-year rolling calendar. The City of Laurel received an \$11,859.00 retro adjustment, due to excess reserves MMIA had at the end of the 2023 Fiscal Year. This was an increase on last year's adjustment of \$1635.00. With the passage of the Safety Plan, the city reduced the amount of Worker's Compensation claims, and safety is improving. We are actively working on increased safety and informative measures for all City employees. This year, the Comprehensive Liability Fund should have 27% reserves in preparation for next year. At this time last year, there were 13.43% reserves in this fund. So, we have seen a significant improvement in reserves for the City's liability fund.

PERS rates did not increase this year due to the contract statewide expiring. Per PERS, this amount would only increase on the City's side 0.1% per year through 2024. Please note that this fund only covers the General Fund employees. All other funds must budget for their employees' PERS. As wages increase in the General Fund, so does PERS. With the lack of

additional tax revenues to support the General Fund, and other non-voted levied funds, the reserves in the PERS fund are at up to 29% this year. At this time last year, they were at 39%. This is not an amount controllable by the City, as it is set based solely upon wages. While we are cognizant of increased wages, various factors have impacted those wages the last fiscal time period, and PERS automatically accounts for these changes. Of course, we will make it a focus to be very cognizant of General Fund employee wages for the City, while also ensuring we have a safe and functional employee pool.

Group Health, along with the Permissive Health Levy Fund, will provide insurance payments to the General Fund.

The Fire Disability Fund remains at 4.00 mills this year. The City has an obligation to fund the Fire Pension for volunteers. These 4.00 mills amount to \$38,825.80 and will be given to the Firemen's Relief Association for pension payments. The total pension that is expected to approximately be distributed in the year 2024-2025 is \$38,825.80. The cash balance at the end of June 2024 was \$0. The 4.00 mills are to supplement the balance of the Pension Fund.

Fund:	24-25 Levy	23-24 Levy	Difference
Airport Authority	2.61	2.78	-0.17

The Airport Authority Board has its own taxing authority. This year, the fund will receive 0.17 mills less than last fiscal year.

Fund:	24-25 Levy	23-24 Levy	Difference
Ambulance Mill Levy	46.14	0	+46.14

The Ambulance Department received their own mill levy this year to help cover some of the costs for their department. They are still in the General Fund but will receive 46.14 mills this year to help fund their budget.

Fund:	24-25 Levy	23-24 Levy	Difference
Permissive Levy for Health Ins. (HB409)	20.50	23.17	-2.67

The permissive mill value was \$256,655.78 in 2022-2023, \$235,231.85 in 2023-2024 and valued at \$166,497.80 this fiscal year.

Employee Wages and Benefits

Unemployment insurance has remained the same from last year with a contribution rate of .0025%, on gross wages. This is set by the Montana Department of Labor, and the City does not control these contributions, except to the extent that we address UID claims. We have taken an active role, this past year, in working to reduce UID claims, by way of responding with reasons for discharge and other factors that may affect whether an employee receives UID benefits.

Workers' compensation rates overall went up this year. The City's mod factor, however, decreased from .9561 in 2023-2024 to .9300 in 2024-2025. Workers' compensation rates have increased for all municipalities in Montana, the past year, so this overall increase was not unexpected.

The Public Works Union was budgeted a 4% wage increase, as per their Collective Bargaining Agreement. The Police Union was budgeted a \$3.00 increase for police officers and \$1.50 for dispatch and animal control, according to the terms of their Collective Bargaining



Agreement.

I am recommending a 4% increase in wages for non-union employees. This is consistent with market wages, and it will allow the City to remain somewhat-competitive in hiring and retaining non-bargaining employees. It is, in fact, less than the COLA recommended increase, but I feel like it is a fair increase, considering the budget constraints the City is facing, while still acknowledging inflationary COLA for non-bargaining employees.

Fund 1000 - General Fund:

The General Fund appropriations are budgeted at \$6,172,686.00, with revenues coming in at \$6,172,969.00 We should not be using cash reserves this year. The General Fund should have 37% reserves at the end of the Fiscal Year.

Notable changes to the General Fund this year include:

Revenues:

- General Fund tax revenue increased slightly this year.

Expenditures:

- Department Heads were asked to keep Expenditures fair and reasonable while we address budget concerns.

Fund 2220 – Library

Revenues:

- The projected tax revenues are \$308,649.98 for this fiscal year.

Expenditures:

- The Library Board has submitted their budget to the governing body for approval.

Fund 2250 – Planning

Revenues:

- The projected revenues from the County are \$126,000 for this fiscal year, and in slightly higher than last year.

Expenditures:

- The City is using current staff, Kurt Markegard, as the planning director. The City is also contracting with KLJ Engineering when needed. The City is currently cross training with the building department as well

Fund 2260 – Emergency Disaster

Revenues:

- The City will not levy 2 mills this fiscal year.

Fund 2310 - Tax Increment Financing

Revenues:

- Revenues are calculated at \$1,487,900.00 for this fiscal year

Expenditures:

- Zoning, Subdivision and growth expenditures should be expected.

Fund 2400 & 2401 – Light Districts #2 & 3

Revenues:

- Light District #2 will be assessed at a rate of \$39,791.60, and Light District #3 will be assessed at a rate of \$23,191.35.

Expenditures:



- Expenditures have increased slightly due to an increase in utility costs.

Fund 2500 – Street Maintenance

Revenues:

- The State is still responsible for street cleaning on Main Street and South 1st Avenue.
- The Street Maintenance assessment to the citizens of Laurel will be \$930,250.33 for street maintenance and \$18,006.90 for the sweeping district.
- The Street Maintenance Fund will continue to receive the R-O-W fees.

Expenditures:

- Currently there are no projects scheduled.

Fund 2600 – Elena Park Maintenance District

Revenues:

- Elena Park Maintenance District will not be assessed this fiscal year due to excess cash reserves.

Expenditures:

- \$9,500 has been budgeted for Elena Maintenance District.

Fund 2702 – Expendable Grant

- Amount available for reconstruction on the North Shore of the Yellowstone River is \$134,000.

Fund 2820 – Gas Tax

Revenues:

- The total revenue for the gas tax allotment this year is \$304,983.80, which is down from last year.

Expenditures:

- The 5th Avenue through 7th Avenue Sewer and Street project will be partially funded from gas tax.

Fund 2821 – HB 473-Gas Tax

Revenues:

- The revenues budgeted from the State this fiscal year are \$233,000.

Expenditures:

- \$250,000 was budgeted for Street Maintenance project this fiscal year.

Fund 2917 – Crime Victims Assistance

- This fund has \$105,194.00 budgeted for a Crime Victims' Program. The City Prosecutor and the Civil City Attorney are working on defining the necessity of this program for Laurel, how funds can be used, and what would best serve the community, moving forward. If these funds cannot be used towards a Victim/Witness Advocate program, they will be returned to the State, by State law.

Fund 2928 – Transit Bus Grant

Revenues:

- The City's \$43,936.00 grant to manage the bus transit system has been renewed for this fiscal year.
- General Fund will be transferring the City's match to the Transit Fund.

Expenditures:



- \$39,523.00 has been budgeted for the bus drivers that are employed by the Adult Resource Alliance of Yellowstone County.

Fund 2952 – Federal Equitable Sharing

Revenues:

- These revenues come from property confiscated by the Department of Justice during drug seizures. The property is sold, and the revenues are distributed to those agencies that are part of the DEA program. The use of the revenues received by the City is left to the discretion of the Police Chief.
- The revenues can no longer be budgeted per the Department of Justice Standard Operating Procedure for this fund.

Expenditures:

- The expenditures for this fund can no longer be budgeted per the Department of Justice Standard Operating Procedure for this fund.

Fund 3400 – SID Revolving

Expenditures:

- The cash in this fund is held for purposes of possible defaults on SID property payments. If, for some reason, there is not enough cash in the SID Funds when debt service payments are due, the cash in this fund may be transferred to the Debt Service Fund (3500 funds) to make the payment.

Fund 3401 – SID 118 Reserve

Expenditures:

- The cash in this fund is held for purposes of possible defaults on SID No. 118 property payments. If, for some reason, a property owner defaults on their payment, the cash in this fund may be transferred to the Debt Service Fund 3508 to make the payment. SID No. 118 Reserve Fund may only be used for this purpose, and monies may not be transferred to any other SID Fund.

Funds 3503 – 3508 – SID Debt Service Funds

- These funds will handle the debt service for SID's. Money is collected through the tax rolls as assessments to pay the SID bond payments.

Fund 4000 – Capital Improvement Fund /CIP

Revenues:

- The General Fund will not be transferring any funds to the CIP Fund this year.

Fund 4001 – Capital Improvement, Streets, Sidewalks and Parks

Revenues:

- The Sidewalk Assessments will be received in this revenue. The amount this year is \$456.75.

Expenditures:

- The sidewalk program will be expended out of this fund up to the available amount of \$88,090.49.

Fund 5210 – Water Fund

Revenues:

- The total anticipated revenue to be received is \$4,037,940.

Expenses:



- A new water tank project is in the works. This project will extend to 2026 and will cost about \$20,000,000.00. The City will be applying for several grants to help fund this project.

Fund 5310 – Sewer Fund

Revenues:

- The total anticipated revenue to be received is \$2,301,700.00.

Expenses:

- Anticipated for this year is the replacement of a new sewer main, which is located between 5th and 7th Ave, on 1st and Main Street.

Fund 5410 – Solid Waste

Revenues:

- The total anticipated revenue to be received is \$1,346,500.00.

Expenses:

- Dumping Fees increased by about \$20,000 this year.

7000 Funds – Trust and Agency Funds

These funds are considered pass-through accounts. The City collects the revenues and disperses the revenue to other entities (agencies).

The FY 2025 budget, as presented, will continue to support the City's endeavor to provide exceptional service to our community, adjust to growth and demand, and improve our facilities all while considering the impacts on the City's property taxpayers.

Should you have any further questions about this year's budget, feel free to contact Myself or Clerk/Treasurer Kelly Strecker. We have provided a responsible and balanced budget that meets all the needs of the Department Heads through this fiscal year, 2024-2025. We strive every year to utilize the public funds in the best interest of the citizens, and I hope that you feel we have succeeded.

With Appreciation,

Dave Waggoner
Mayor

File Attachments for Item:

2. Police Monthly Report - August 2024.



Laurel Police Department

215 W. 1st Street Laurel, Mt. 59044 ▪ Phone 406-628-8737 ▪ Fax 406-628-4641

Total Calls

Printed on September 1, 2024

[CFS Date/Time] is between '2024-07-22 00:00' and '2024-08-26 13:50' and

[Primary Incident Code->Code : Description] All

Code : Description	Totals	
10-15 : With Prisoner	1	1
: Abandoned Vehicle	48	48
: Agency Assist	70	70
: Alarm - Burglary	11	11
: Alarm - Fire	4	4
AMB : Ambulance	106	106
: Animal Complaint	4	4
: Area Check	3	3
: Assault	8	8
: Bad Checks	0	0
: Barking Dog	4	4
: Bomb Threat	0	0
: Burglary	1	1
: Child Abuse/Neglect	1	1
: Civil Complaint	14	14
: Code Enforcment Violation	13	13
: Community Integrated Health	11	11

Code : Description	Totals	
: Counterfeiting	1	1
: Criminal Mischief	9	9
: Criminal Trespass	5	5
: Cruelty to Animals	8	8
: Curfew Violation	20	20
: Discharge Firearm	4	4
: Disorderly Conduct	6	6
: Dog at Large	18	18
: Dog Bite	3	3
DUI : DUI Driver	10	10
: Duplicate Call	5	5
: Escape	0	0
: Family Disturbance	24	24
: Fight	5	5
FIRE : Fire or Smoke	31	31
: Fireworks	0	0
: Forgery	0	0
: Found Property	8	8
: Fraud	3	3
: Harassment	7	7
: Hit & Run	3	3

Code : Description	Totals	
: Identity Theft	2	2
: Indecent Exposure	1	1
: Insecure Premises	2	2
: Intoxicated Pedestrian	2	2
: Kidnapping	0	0
: Littering	0	0
: Loitering	0	0
: Lost or Stray Animal	9	9
: Lost Property	4	4
: Mental Health	9	9
: Missing Person	6	6
: Noise Complaint	5	5
: Open Container	0	0
: Order of Protection Violation	2	2
: Parking Complaint	13	13
: Possession of Alcohol	0	0
: Possession of Drugs	2	2
: Possession of Tobacco	0	0
: Privacy in Communications	1	1
: Prowler	0	0
: Public Assist	69	69

Code : Description	Totals	
: Public Safety Complaint	15	15
: Public Works Call	9	9
: Report Not Needed	7	7
: Robbery	0	0
: Runaway Juvenile	4	4
: Sexual Assault	2	2
: Suicide	0	0
: Suicide - Attempt	2	2
: Suicide - Threat	6	6
: Suspicious Activity	83	83
: Suspicious Person	21	21
: Theft	31	31
: Threats	11	11
: Tow Call	0	0
: Traffic Accident	20	20
: Traffic Hazard	8	8
: Traffic Incident	29	29
: TRO Violation	1	1
: Truancy	0	0
T/S : Traffic Stop	204	204
: Unattended Death	1	1

Code : Description	Totals	
: Unknown - Converted	0	0
: Unlawful Transactions w/Minors	0	0
: Unlawful Use of Motor Vehicle	5	5
: Vicious Dog	3	3
: Warrant	14	14
: Welfare Check	21	21
Totals	1093	1093

File Attachments for Item:

3. Fire Monthly Report - August 2024



Laurel Fire Department

For the Month of:

August

Call Type	Number of Calls	Number of Hours
Structure Fire	3	
Wildland Fire	9	
Extrication	13	
Other Rescue	2	
Alarm	7	
Public Assist	6	
Medical Assist.	11	
Other Calls	10	
Severity Staffing	8	
Total	69	
Other Activities	Training -YTD	2271
Total Hours for the Month		2837

Announcements:

DEFINITIONS

Structure Firefighting

A structure fire is a fire involving the structural components of various types of residential, commercial or industrial buildings. We carry out all levels of Structure Firefighting, including entry and attack, ventilation, salvage, overhaul, and investigations.

Wildland Firefighting

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

Extrications

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

Other Rescues

Rope Rescue, Water Rescue, Ice Rescue.

Alarms

Respond to any false alarms or malfunctions.

Other Calls

EMS assist, industrial or aircraft firefighting, vehicle fires, hazmat, spills, public safety, investigations, gas leaks, carbon monoxide problems, etc..

Severity Staffing- Montana DNRC pays up to 8 firefighters to staff the station each day and respond as a Task Force to wildland fires within Yellowstone, Stillwater and Carbon Counties, as and when needed. They can also be called up to respond to fires anywhere in the Southern Zone areas. The 2 State-owned type 5 wildland engines assigned to Laurel are the ones primarily used for these calls. This has proven to be beneficial to Laurel as a means for a quick response to all incidents.

File Attachments for Item:

7. Budget/Finance Committee Minutes of August 27, 2024.

**Minutes of City of Laurel
Budget/Finance Committee
Tuesday, August 27, 2024**

Members Present: Michelle Mize, Casey Wheeler, Heidi Sparks

Others Present: Kelly Strecker, Mayor David Waggoner

The meeting was called to order by the Committee Chair at 5:53 pm.

Public Input: There was no public comment.

General Items –

1. Review and approve August 13, 2024, Budget and Finance Committee meeting minutes. Heidi Sparks moved to approve the minutes of August 13, 2024. Casey Wheeler seconded the motion, all in favor, motion passed 3-0.
2. Review and approve purchase requisitions. There were none.
3. Review and recommend approval to Council; claims entered through August 23, 2024. Michelle Mize moved to approve the claims and check the register for claims entered through August 23, 2024. Heidi Sparks seconded the motion, all in favor, motion passed 3-0.
4. Review and approve Payroll Register for the pay period ending August 18, 2024, totaling \$245,579.12. The committee noticed a discrepancy between the payroll register and the agenda. Heidi Sparks motioned to approve the payroll register as amended for the pay period ending August 18, 2024, totaling \$245,739.12. Casey Wheeler seconded the motion, all in favor, motion passed 3-0.
5. Review and approve July 2024 monthly financial statement. Heidi Sparks moved to approve the July 2024 monthly financial statement. Casey Wheeler seconded the motion, all in favor, motion passed 3-0.

New Business –None

Old Business – None

Other Items –

1. Review Comp/OT reports for the pay period ending August 18, 2024.
2. Mayor Update – The Mayor stated that the online surplus auction has ended, and the total sales were \$26,379.00, less the commission.
3. Clerk/Treasurer Financial Update-Kelly said the budget has been completed and the link for the digital budget book was sent to each Council member and Department Heads last Friday.

Announcements –

4. The next Budget and Finance Committee meeting will be held on September 10, 2024, at 5:30 pm.
5. Richard Klose is scheduled to review claims for the next meeting.

Meeting Adjourned at 6:15 p.m.

Respectfully submitted,


Kelly Strecker
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:

8. Laurel Urban Renewal Agency Minutes of August 26, 2024.



MINUTES
CITY OF LAUREL
LAUREL RENEWAL AGENCY
MONDAY, AUG 26TH, 2024
11:00 AM
CITY BOARDROOM

A LAUREL RENEWAL AGENCY meeting was held in City Boardroom and called to order by Cami Nelson at 11:00 p.m. on Aug 26th, 2024

COMMITTEE MEMBERS PRESENT:

x	Judy Goldsby		Vacancy
x	Cami Nelson	x	Daniel Klein
x	Cheryl Hill	x	Kurt Markegard
	Janice Lehman		

OTHERS PRESENT:

x	Mardie Spalinger
x	Forrest Sanderson
x	Doug Whitney
x	Dianne Lehm

General Items:

Roll Call

Approval of Minutes – Judy made a motion to approve to approve the minutes, Cheryl 2nd

New Business:

Doug Whitney introduced himself to the committee and is looking forward to working with us.

Project Discussion: We agree that the #1 project will be lighting, curbs/sidewalks and the trees. #2 East Railroad walking path and ditch coverup. #3 Railroad parking and beautification and #4 Angled parking in downtown area

It was stated that Forrest will contact DMT and Railroad to begin conversations and build relationships for the projects while they are also working on details with MDU for the #1 project.

Next meeting Doug and Forrest will have a details workplan that will be present and we can present to city council.

TIF consultant hours review – we didn't get to this and will table that for next meeting

Old Business:

Update on Budget – this week the city council will vote on what we offered and after that point we will have a specific budget for the upcoming year and projects.

Announcements:

Next Meeting is Sept 9th

Dianne Lehm gave us an update on Big Sky EDA

Adjourn Meeting: Cheryl made a motion to adjourn the meeting Mardie 2nd at 12:00

Respectfully submitted,

Cheryl Hill

Cheryl Hill

LURA Secretary

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.

File Attachments for Item:

9. Tree Board Minutes of August 1, 2024.

Laurel Tree Board Meeting
Minutes
8-1-24
Council Conference room

Attendance: Matt Wheeler, Tom Canape, LuAnne Engh, Bridget Coleman, Michelle Mize

1. Public Input
2. General Items.
 - a. June minutes
 - b. Members – Paul and Walt are off the board and Phyllis is unable to attend anymore so we are left with 4 member, 2 Council Members (Michelle and Tom) and 2 community members (LuAnne and Bridget) . Dan Fevold and Bill Hansen are interested in considering membership. Aaron Christensen remains an advisor for Arbor Day events. Since we can't keep a full board of 7 filled, and therefore we rarely have a quorum (2/3rds) to vote, it was decided to ask the City Council if the Tree Board could drop to 5 members. We can have any number of interested parties attend our meetings and help with events. It was mentioned to ask Steve from RiverRidge to consider being a board member.
 - c. Matt shared the letters from the 4th graders (Kanta's class) from Arbor Day. They mentioned the Weather (NOAA) guys, Invasive Species (Anthony Summartano) and Yellowstone Weeds as their favorite speakers. They appreciated the lunch and being at Kids Kingdom. Mrs. Kanta's class does a remarkable job on their letters every year.
 - d. DNRC – report- Michelle organized the tree inventory with the DNRC June 25th. Sheri Stretler, Hannah Payne, one other Helena DNRC person and Lydia Hesel arrived and did a class for the few volunteers that showed up. The whole process was very involved and took 5 days and only 2 wards and the city parks were completed. The remaining 2 wards could be finished with a local group next Spring. According to the DNRC the Tree Board is supposed to supervise a Tree Inventory every 3 years. The last time ours was done was 10 years ago. We would need laptops and 8 people/day to do the work. Each tree that isn't in the data base already needs to be measured, identified and assessed for tree health and age. Michelle was overwhelmed with the whole process and the lack of connection to the DNRC prior to the survey. It appears Laurel was given the program years ago.
 - e. Trees on public/private boulevards – The DNRC says it is in our city ordinances that the city is responsible for the care of boulevard trees. Matt has maintained that the city ISN'T responsible and that trees that the state has planted in projects on Main street and 8th street belong to the homeowner and they should water and care for them. Matt is concerned and wants the city attorney to review that and possibly rewrite the ordinance.
 - f. Arbor Day – We are considering moving to October 8th with back up date the 15th. We'd go to Thomson and make the event simple, as we did during Covid. Our theme and shirts would be the same as in May. This would be a way to move to the Fall without missing a class. There are only 116 kids this Fall in 4th grade with 5 classes. Possibly the kids would bring their lunches and we would provide dessert. LuAnne will check on the availability of

the vendors before we confirm the date. As far as planting trees, we still have \$2,000 available in the foundation account.

- g. Replacement trees – The Library tree has been replaced by Sylvan Nursery
- h. Tree maintenance – Matt said the large cottonwoods that were removed this Spring took almost \$10,000 so our budget for other tree maintenance is limited. Five Elm trees on East Maryland have been removed. That tree line is embedded in asphalt.
- i. Arbor Day Accounts – City \$100 – Foundation - \$2014 –

Old Business

City ordinance – Michelle Braukmann (city Attorney) will continue to review the city ordinance regarding liability to the city on trees on boulevards.

- 1. Grants for the future
- 2. MUCFA – Still not a member, but Scott Meyers from Billings Arboretum is now president

Meeting Adjourned at 5:20

Next Meeting: September 5th 4:30 Council Conference Room (unless otherwise advised)

File Attachments for Item:

10. Resolution No. R24-80: A Resolution Of The City Council Authorizing A Xeriscape Landscape Area For Development Located At The Corner Of South 4th Street And 8th Avenue South.

RESOLUTION NO. R24-80

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING A XERISCAPE LANDSCAPE AREA FOR DEVELOPMENT LOCATED AT THE CORNER OF SOUTH 4TH STREET AND 8TH AVENUE SOUTH.

WHEREAS, Property Owner Homefront has developed a multi-building campus located at the corner of South 4th Street and 8th Avenue South;

WHEREAS, the Property Owner has requested approval for a xeriscape landscape area around the property limits to reduce water use and the maintenance costs of lawn care, and most specifically, rock mulch located along the boulevard area on the South length of the property along South 4th Street; and

WHEREAS, pursuant to the Laurel Municipal Code, approval is needed from City Council to allow the xeriscape landscape area;

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Laurel, Montana that the Property Owner is approved to install a xeriscape landscape area around the property limits to reduce water use and the maintenance costs of lawn care, and most specifically, rock mulch located along the boulevard area on the South length of the property along South 4th Street.

Introduced at a regular meeting of the City Council on the 10th day of September 2024 by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel, Montana on the 10th day of September 2024.

APPROVED by the Mayor on the 10th day of September 2024.

CITY OF LAUREL

Dave Waggoner, Mayor

ATTEST:

Kelly Strecker, Clerk-Treasurer

APPROVED AS TO FORM:

Michele L. Braukmann, Civil City Attorney

File Attachments for Item:

11. Resolution No. R24-81: A Resolution Of The City Council Authorizing The Mayor To Approve A Change Order For In Control, Inc. For The Project Known As The City Of Laurel WWTP Upgrades

RESOLUTION NO. R24-81

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR TO APPROVE A CHANGE ORDER FOR IN CONTROL, INC. FOR THE PROJECT KNOWN AS THE CITY OF LAUREL WWTP UPGRADES.

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

Section 1: Approval. The Change Order for the Project known as the City of Laurel WWTP Upgrades, In Control, Inc. Project 23055PA, Change Order Proposal #QP24071902-01, a copy attached hereto and incorporated herein (hereinafter “the In Control Change Order”), is hereby approved.

Section 2: Execution. The Mayor is hereby given authority to execute the In Control Change Order on behalf of the City.

Introduced at a regular meeting of the City Council on the 10th day of September 2024, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel the 10th day of September, 2024.

APPROVED by the Mayor on the 10th day of September 2024.

CITY OF LAUREL

Dave Waggoner, Mayor

ATTEST:

Kelly Strecker, Clerk-Treasurer

APPROVED AS TO FORM:

Michele L. Braukmann, Civil City Attorney



In Control, Inc.
5301 E River Rd, Suite 108
Fridley, MN 55421

CHANGE ORDER PROPOSAL # QP24071902-01

To: City of Laurel

Date: July 19, 2024

From: Cade Beeton

Valid: 30 days

Page: 1 of 4

Attn: Thomas Henry

Project: City of Laurel WWTP Upgrades

In Control Project: 23055PA

Subject: Change Order Proposal – PLC Modifications

In Control, Inc. is pleased to provide our proposal for materials and services as part of the project referenced above.

BACKGROUND:

During the programming phase of the WWTP upgrades, it was found that two existing control panels, the Solids SCP and Blower MCP contain Allen Bradley CompactLogix CPU processors that had old enough hardware revisions that they are not able to be upgraded to the latest firmware and are therefore incompatible with the newer Allen Bradley programming software. Three replacement Allen Bradley CompactLogix CPU processors are required in order to utilize the latest programming software from Allen Bradley, which will assure us of maximum compatibility with the newest hardware going forward. This proposal does not include reprogramming of the plc that controls the Aerzen blowers.

In the blower building at the WWTP, there is a control panel that contains an obsolete GE Rx3i PLC and I/O. This panel was not identified in the pre-engineering survey due to its location and limited functionality. This PLC and all of the I/O will need to be replaced, in order for the system to function properly.

The below items are furnished and installed by In Control. PLC and SCADA Programming is included and will be tested prior to start up. Drawings will be provided upon completion.

PROPOSAL:

Item 1 - Replacement of existing ControlLogix CPU Processors

The below items are furnished and installed by In Control.

- A. (2) Allen Bradley CompactLogix Processor
- B. (2) Allen Bradley CompactLogix Power terminal RTB Kit
- C. (2) Cat5 Ethernet Patch Cable

Item 2 - Replacement of existing GE RX3i PLC and Equipment

The below items are furnished and installed by In Control.

- A. (1) Allen Bradley CompactLogix AENTR Ethernet IO Adaptor
- B. (1) Allen Bradley CompactLogix Power Supply
- C. (1) Allen Bradley CompactLogix IO End Cap Right
- D. (3) Allen Bradley CompactLogix 16 Channel Discrete Output Module
- E. (5) Allen Bradley CompactLogix 16 Channel Discrete Input Module
- F. (1) Allen Bradley CompactLogix IO End Cap Left
- G. (1) Phoenix Contact 24VDC 100W Power Supply
- H. (1) Schneider Electric Surge Arrestor
- I. (1) CyberPower Intelligent LCD, Line Interactive, Uninterruptible Power Supply (UPS)
- J. (1) Aluminum Plate to cover old OIT Cutout

Item 3 - Headworks and Digester Buildings

The below items are furnished and installed by In Control.

- A. (2) CyberPower Smart App Online, Double Conversion Uninterruptible Power Supply (UPS)

Item 4 - On-Site Services

In Control will work with the WWTP operations to perform these changes. In addition to other services specified, a programmer/instrumentation engineer or technician will perform startup and commissioning of the PLCs and SCADA system. We have included 40 hours of on-site time and expenses to complete this work. If additional trips or time on-site are required, it will be billed at our Time & Material rates.

The change for these PLC modifications has a net project increase of \$52,752.

ACTIONS:

Please approve this Change Proposal. Once approved we will schedule the work associated for these PLC modifications.

Should there be any questions regarding this Change Proposal, please contact either of us at your convenience.

Best Regards,

Cade Beeton

Technical Sales Engineer

Mobile: 406.661.4795

Office: 763.783.9500

E-Mail: cade.beeton@incontrol.net

Steve Petry

Project Manager

Mobile: 406.702.3678

Office: 763.783.9500

E-Mail: steve.petry@incontrol.net

ACCEPTANCE: To accept this proposal please return a signed copy with purchase order. Thank you!

Signature: _____

Purchase Order: _____

Print Name: _____

Date: _____

Title: _____

Proposal Number: QP24071902-01

Standard Terms and Conditions of Sale

These terms and conditions are in effect between the party (“Purchaser”) issuing the purchase order (“Order”) and In Control, Inc. (“In Control”).

1. **ACCEPTANCE** – Acceptance of this Order will be in writing within 30 days of Order receipt, subject to approval of the Purchaser’s credit by In Control and compliance with the acceptance criteria set forth herein. Upon acceptance, this Order will constitute the entire agreement between In Control and Purchaser, supersede all prior negotiations and discussions, and may not be modified or terminated except in writing signed by both Purchaser and In Control.
2. **TERMINATION** – Notification of termination of this Order shall be made in writing with 14 days notice. If Purchaser terminates this Order at no fault of In Control, Purchaser shall pay for services rendered at In Control’s published rates, reimbursable expenses, and equipment ordered through the date of termination. This payment will also include a fee of 10% of the Order value to cover the expense of terminating the contract.
3. **ATTORNEY FEES** - If either party commences or is made a party to an action or proceeding to enforce or interpret this Order, the prevailing party in such action or proceeding will be entitled to recover from the other party all reasonable attorneys’ fees, costs and expenses incurred in connection with such action or proceeding or any appeal or enforcement of any judgment.
4. **INDEMNIFICATION** - Purchaser will indemnify and hold harmless In Control from and against any and all claims, actions, proceedings, costs, expenses, losses and liability, including all reasonable attorneys’ fees, costs and expenses, arising out of or in connection with or relating to any goods or services not furnished by In Control pursuant to this Order, including without limitation all product liability claims and any claims involving personal injury, death or property damage. The obligations set forth in this Section will survive the termination or fulfillment of this Order.
5. **LIMITATIONS OF LIABILITY** - In no event will In Control be liable in contract, tort, strict liability, warranty or otherwise, for any special, incidental or consequential damages, such as delay, disruption, loss of product, loss of anticipated profits or revenue, loss of use of the equipment or system, non-operation or increased expense of operation of other equipment or systems, cost of capital, or cost of purchase or replacement equipment systems or power. In particular, unless otherwise agreed to in writing between the Purchaser and In Control, In Control will not accept liquidated damages.
6. **FORCE MAJEURE** – In no event shall In Control be responsible or liable for any failure or delay in the performance of its obligations hereunder arising out of or caused by, directly or indirectly, forces beyond its control, including, without limitation, strikes, work stoppages, supply chain disruptions, accidents, acts of war or terrorism, civil or military disturbances, health crises, nuclear or natural catastrophes or acts of God, and interruptions of utilities, communications or computer services. It being understood that In Control shall use all commercially reasonable efforts to resume performance as soon as practicable under the circumstances.
7. **WARRANTY** - In Control warrants that the goods and services furnished will be of good quality, free from defects in material, design and workmanship will conform to the specifications and drawings and be suitable for their intended purpose. This warranty will be in force for eighteen (18) months after shipment or twelve (12) months from startup, whichever is shorter. Any remaining allotments for Purchaser or end owner/engineer-initiated changes and call-back expire with the warranty period and are not refundable. In Control reserves the right to terminate warranty should the Purchaser’s account be in arrears.
8. **TRANSPORTATION** - Unless otherwise specified, all deliveries from In Control will be F.O.B. factory, freight prepaid.
9. **ESCALATION** – This Order is conditioned upon the ability of In Control to complete the work at present prices for material and at the existing scale of wages for labor. If In Control is, at any time during the term of the Order, unable to complete the work at the present prices and wages, then the Order sum shall be equitably adjusted by change order to compensate In Control for significant price increases, where a significant price increase is defined as a change of 10% or more between the date of quote and the date of applicable work.
10. **PAYMENT TERMS** - The payment terms are due upon invoice receipt. Any balance remaining over 31 days beyond the invoice date will be subject to a 2.0% monthly service fee until paid. Debit or credit card payment is accepted and subject to a 3.0% surcharge of the payment amount. Should a payment default occur In Control reserves the right to stop all work, including but not limited to startup of equipment. All reasonable attempts will be made between both parties to resolve the disputed portions of any invoice within the payment terms.
Order value will be invoiced in full upon shipment unless specific terms are described in the proposal. No retainage is allowed.
11. **NONWAIVER** - The failure by In Control to enforce at any time, or for any period of time, any of the provisions hereof will not be a waiver of such provisions nor the right of In Control thereafter to enforce each and every such provision.
12. **REMEDIES** - Remedies herein reserved to In Control will be cumulative and in addition to any other or further remedies provided in law or equity.

File Attachments for Item:

12. Resolution No. R24-82: A Resolution Of The City Council Approving Demolition Of City Property Known As “The White Shower House” In Riverside Park.

RESOLUTION NO. R24-82

A RESOLUTION OF THE CITY COUNCIL APPROVING DEMOLITION OF CITY PROPERTY KNOWN AS “THE WHITE SHOWER HOUSE” IN RIVERSIDE PARK.

WHEREAS, the City of Laurel has determined that it is in the best interests of the City to demolish and dispose of “the White Shower House” in Riverside Park, as it is no longer of any value or use to the City; and

WHEREAS, in accordance with Mont. Code Ann. § 7-8-420(1), the City of Laurel City Council has the authority to dispose of the property known as “the White Shower House” in Riverside Park.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana that the Mayor and City Staff are authorized to take steps to demolish and dispose of “the White Shower House” in Riverside Park, as it is no longer of any value or use to the City.

Introduced at a regular meeting of the City Council on the 10th day of September 2024, by Council Member _____.

PASSED and APPROVED by the City Council of the City of Laurel the 10th day of September 2024.

APPROVED by the Mayor the 10th day of September 2024.

CITY OF LAUREL

Dave Waggoner, Mayor

ATTEST:

Kelly Strecker, Clerk-Treasurer

APPROVED AS TO FORM:

Michele L. Braukmann, Civil City Attorney