



Livingston City Commission Minutes

December 19, 2023

5:30 PM

City – County Complex, Community Room

<https://us02web.zoom.us/j/86710576576?pwd=VWVhNnlXY2VoeWVVRMW80Z3VvekVmQT09>

Meeting ID: 867 1057 6576

Passcode: 062650

1. Call to Order

Chair Nootz called the meeting to order at 5:35p

2. Roll Call

City Commission in attendance at start of meeting: Chair Nootz, Vice-Chair Kahle, Commissioner Friedman, Commissioner Schwarz, and Commissioner Lyons.

Staff in attendance: City Manager Grant Gager, Interim City Attorney Jon Hesse, Acting Chief Wayne Hard, City Clerk Emily Hutchinson, Policy Analyst Greg Anthony, Finance Director Paige Fetterhoff, Public Works Director Shannon Holmes, Planning Director Jennifer Severson, Recreation Director Maggie Tarr

3. Public Comment

Individuals are reminded that public comments should be limited to item over which the City Commission has supervision, control jurisdiction, or advisory power (MCA 2-3-202)

Public Comment was offered by:

- Jay Keifer expressed concerns about the Park County Public Health Officer and that position's wages.

The City Manager clarified that position belongs to the County not the City

4. Consent Items

A. APPROVAL OF MINUTES FROM 12/05/2023 REGULAR CITY COMMISSION MEETING PG.4

B. APPROVAL OF MINUTES FROM CLOSED SESSIONS ON 11/7/2023 AND 11/21/2023.

C. APPROVAL OF CLAIMS PAID FOR 11/30/2023 TO 12/13/2023 PG.14

D. APPROVAL OF CITY COURT FINANCIAL REPORT FROM JULY 2023 - OCTOBER 2023 PG.30

E. AGREEMENT 20052 WITH BOUNDTREE MEDICAL FOR INVENTORY MANAGEMENT SOFTWARE PG. 35

F. AGREEMENT 20053 WITH BRIDGER BOWL INC. FOR USE OF THE CIVIC CENTER PARKING AREA PG.44

G. AGREEMENT 20056 WITH TD&H FOR CITY ENGINEERING SERVICES PG.51

H. TRANSMITTAL OF FINDINGS OF REVIEW OF ZONING CODE AND GROWTH POLICY PG.75

I. AMENDMENT NO. 1 TO AGREEMENT 20012 WITH GMP CONSULTANTS PG.84

Commissioner Lyons asked to pull Consent Item H for discussion.

Motion to approve consent items A-G and I was made by Commissioner Schwarz and seconded by Vice-Chair Kahle. The motion passed unanimously by the five members present.

Commissioner Lyons asked how Consent Item H fits into the broader zoning code overhaul.

The City Manager stated this review of the Growth Policy and Zoning Code assessment that was done by Great West Engineering is the precursor to the RFP that the City will put out for the Zoning Code overhaul. He stated many benefits will come from this document.

Motion to approve consent item H was made by Commissioner Lyons and seconded by Vice-Chair Kahle. The motion passed unanimously by the five members present.

5. Proclamations

6. Scheduled Public Comment

7. Public Hearings

Individuals are reminded that testimony at a public hearing should be relevant, material, and not repetitious. (MCA 7-1-4131 and Livingston City Code Section 2-21)

8. Ordinances

9. Resolutions

A. RESOLUTION 5123: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA UPDATING THE FEE SCHEDULE AND CHARGES FOR ALL CITY DEPARTMENTS PG.98

Chair Nootz stated she would like to rearrange the agenda by addressing Action Item F after Resolution 5123 to keep things in order per the City Manager's direction. All Commissioners agreed.

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this resolution is an update to the recently passed Fee Schedule and there were one or two items that were missed and some updates to cost increase.

Commissioner Schwarz asked if the charge to get rid of waste oil and antifreeze went up.

The City Manager stated those costs did not change.

Commissioner Schwarz moved to approve the resolution and Vice-Chair Kahle seconded the motion.

The item was approved unanimously by the five Commissioners present.

B. RESOLUTION 5124: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ORDERING A REFERENDUM ON THE CREATION OF A CITYWIDE SPECIAL DISTRICT RELATING TO A RECREATION FACILITY. PG.113

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this resolution is to order a special election on Tuesday 3/19/24, to consider creation of a special district. The City expects \$1.1 Million to be derived from the district in its initial year based on the rate of 30 mills. Pg. 116 shows the tax impact home and properties of various valuation.

Chair Nootz asked the City Manager to walk them through what the Commission is voting on tonight, share what it means to have it on the ballot, if it passes what does that mean, if it fails what does that mean, and when does taxing start.

The City Manager stated this is a vote not to approve the facility, but a vote to put a referendum question out to electors in the City to approve creation of a district. If electors approve creation of the district, the assessment of taxes would not begin immediately, and would not begin until there is substantial completion achieved on the construction of the building. He doesn't expect that would occur for about two years. If the resolution is successful the City will engage the Foundation in an agreement to manage the design and construction of the facility, and the Foundation will manage that process in conjunction with City staff. If the referendum is not approved the project will not move forward because many of the gifts are dependent upon this special district, so at the point the City Commission will have a decision to make on certain facilities, most immediately the swimming pool, but also the Civic Center.

Chair Nootz clarified regardless of what happens with a special district related to a recreation facility they are going to have hard conversations no matter what about the City Pool, and City Civic Center. She questioned that if this does not pass, the City cannot transfer funds for this project to other stand-alone projects in the City, such as the Pool or Civic Center.

The City Manager stated monies within the general fund in the City of Livingston are fungible in that they can be applied to many different purposes but the funds for the project are not fungible and not controlled by the City of Livingston. If this project does not move forward the City does not have the opportunity to take the money and apply it to a grade separated rail crossing or any other infrastructure project in the City. These funds have been committed to the Foundation for the use in a Recreation Center. If the district is not approved there may be path forward with the Foundation that does not involve a special district, but he is not aware that a path like that exists. But, ultimately, the monies are not the City's monies and cannot be applied to other projects or programs of the City.

Commission Schwarz clarified that the money is not available to fix the pool, or fix the Civic Center, the money just goes away. It is not in the City general fund and never will be.

Vice-Chair Kahle clarified that the MOU they just passed says the Foundation will be funding the special election. Taxpayer dollars are not funding the special election.

The City Manager stated that Vice-Chair Kahle description of the MOU is correct.

Vice-Chair Kahle asked if this will be the exact language on the ballot.

The City Manager stated yes.

Commissioner Schwarz moved to approve the resolution and Vice-Chair Kahle seconded the motion.

Public Comment was offered by:

- Patricia Grabow expressed concerns about voting for the new wellness center will make the civic center go away.
- Jay Keifer expressed feelings against the wellness center
- Chase Rose is the Campaign Manager for 4 Ranges Foundation. He expressed excitement for the project and thanked the Commission for the items that have moved forward, and is hoping for positive outcome on 3/19/24.
- Dan Vermillion thanked the Commission for getting to this point, and feels this is a project the future generations will be thankful for.
- Tammy Lewis asked if you live in the County but have property in the City who gets to vote on this the homeowner or renter? If this is passed who would be able to use the facility the homeowner or the renter?

Chair Nootz stated, in addressing some comments brought up in public comments, regardless of what happens with this vote they will probably be having a conversation about facilities sooner than later, specifically the pool. Even if this item passes it is unclear if they will be able to keep the pool going. She asked the City Manager for clarity around these being separate conversations.

The City Manager stated he agrees with comments made by Chair Nootz that this item is a separate topic than that of fixing the pool and or Civic Center. He reiterated that we have a pool that has issues and is likely not replaceable, and Civic Center in need of some investment. He has had conversations with the Rec Department and School District and the City is lacking indoor recreation spaces and indoor gymnasiums.

Chair Nootz asked fellow Commissioners and the City Manager if they wanted to clear up and issue or questions brought up in public comment.

Commissioner Schwarz expressed being in favor of this facility.

Vice-Chair Kahle stated that she has always said it is not her decision to make on this Wellness Center, but the decision of the voters. There is a gift being presented to the community and it will be up to the community to decide if they want to accept that gift.

Chair Nootz stated she is for good process, transparency and public engagement. She supports asking the public for what they want in the project.

The City Manager aligned himself with the comments of the Commission. He stated that he hasn't been in the community as long as others he doesn't want to make decisions for the community, but wants to ensure there is process so all community members feel welcome to participate.

Chair Nootz asked for clarity around who gets to vote if a home owner lives in the County, but owns property in the City, and who gets to utilize the facility the renter or property owner?

The City Manager referenced pg. 120 to answer both of those questions, and read "An individual is entitled to vote on the proposition to organize the district set forth above if the individual is a registered elector in Montana, and is a resident of or owner of taxable real property in the proposed district."

Chair Nootz asked for clarification on if someone is a County resident that doesn't own property in the City, how could they utilize the facility.

The City Manager stated the plan is to offer daily, monthly, and yearly passes for non-resident or non-property owners within the district. That is contingent upon capacity within the facility.

Vice-Chair Kahle brought up concern with a public comment referencing the pool, Civic Center, and Sacagawea Park.

The City Manager stated this question is distinct from all other question regarding City of Livingston facilities. Those decisions about what happens to City property and City land would be made with the City Commission.

Commissioner Schwarz expressed this is how disinformation starts with folks speaking without knowing the details. He wants to make clear this decision on this item will not affect the pool or Civic Center, and stated those are very separate things.

Commissioner Friedman stated this item is a feather in our camp for the community. He comes from a place that had several wellness centers and he looks forward to using this wellness center when he retires.

Commissioner Schwarz reiterated that the Commission is not making this decision this is going to the voters to decide.

Vice-Chair Kahle want this on the ballot and wants the community to decide.

Chair Nootz stated in less than 1 year the City Manager has managed to get twice as much engagement around this project than the previous 4 years combined. She feels this project has evolved under the direction of the community feedback. She thanked the City Manager for the transparency, dialing in the numbers, and giving the community a clear idea of what to expect.

The item was approved unanimously by the five Commissioners present.

10. Action Items

A. PRESENTATION OF FY 2022-2023 AUDIT

PG.122

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this is the receipt of annual comprehensive financial report for FY 2023 for the City of Livingston.

Vice-Chair Kahle moved to approve Action Item A and Commissioner Lyons seconded the motion.

Commissioner Schwarz expressed appreciation for a good job.

The item was approved unanimously by the five Commissioners present.

6:48PM Vice Chair Kahle motioned for a 5-minute break seconded by Commissioner Schwarz Unanimously approved.

(Starts at Video Mark 1:14:23)

B. GRANT AGREEMENT 20057 FOR ARPA FUNDING FOR SEWER I&I PROJECT PG.129

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this item is to accept grant funds from the State Department of Natural Resources and Conservation related to a sewer upgrade project. These funds will be funded largely through the American Rescue Plan Act. He invited Public Works Director Shannon Holmes and City Contract Engineer Matt McGee from TD&H to do a brief presentation.

Public Works Director Holmes presented a brief PowerPoint going over the Inflow and Infiltration Project. This project started in 2019 when the City received a Montana Coal Endowment Grant for an I&I study, and the City also received \$20,000 from USDA Rural Development. This project was completed in 2021. The recommended improvement areas are the sewer collection areas in the Lewis Street and Miles Street locations. The project will provide improvement to the community by saving energy at the Water Reclamation Facility by not treating ground water, and increase capacity for future development of the community. He stated the majority of the sewer collection system in Livingston is older than 60 years.

Chair Nootz asked for clarification wondering if a portion Northwest of town goes across the highway and over by Park St. to get to the Water Reclamation Facility.

Public Works Director Holmes presented a few photos at **video mark (1:24:04)**. Project budget is \$1.9 million, of that \$1.354 Million is from the ARPA minimum allocation grant. The City's contribution is \$571,000. The project will start design 7/2024, DEQ approval 11/2024, Project Bidding January – February 2025, Construction starts 4/2025, Project Complete 11/2025.

Commissioner Lyons asked about the local match and if it was possible to cover some of that with other grant funding.

The City Manager stated no, the ARPA grant requires a local match. He reassured there are funds in the sewer fund for this project.

Commissioner Schwarz asked how many gallons of water the City is treating that we don't have to.

Public Works Director Holmes stated it varies by the flow of the river, but on an average year they are up in the 1.75 million gallon per day.

Chair Nootz stated we should not be treating storm water this way, it is a different system. She wondered what it was like in the winter.

Public Works Director Holmes said they are around 800,000 gallons per day.

Chair Nootz addressed comments from the community that the City underbuilt the Water Reclamation Center, but she doesn't think that is correct, we don't have a capacity problem, we have an infiltration problem.

Commissioner Lyons asked that when the water table is not high there could be flow in the other direction from the pipes.

Public Works Director Holmes stated yes. This project hopes to eliminate this issue.

Commissioner Schwarz moved to approve Action Item B and Commissioner Lyons seconded the motion.

Commissioner Lyons stated it is imperative to take the opportunity to use available funds to improve the City infrastructure.

Chair Nootz expressed excitement about this project.

The item was approved unanimously by the five Commissioners present.

C. AGREEMENT 20054 WITH TD&H FOR PROJECT ENGINEERING

PG.161

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this is the contract with TD&H to do the design work. This contract amount is \$162,000 which does include \$8,000 on contingency.

Commissioner Lyons asked what the competitive process was for this.

The City Manager stated the City put together an RFP and received a proposal from TD&H that was most highly ranked.

Commissioner Lyons asked for a brief description of the ranking process.

The City Manager invited Public Works Director Holmes up to discuss the process.

Public Works Director Holmes stated they received two statements with qualifications. One from TD&H and one from IMEG. He and a team reviewed statements of qualifications and TD&H had the highest score.

Vice-Chair Kahle moved to approve Action Item C and Commissioner Lyons seconded the motion.

The item was approved unanimously by the five Commissioners present.

D. PUBLIC HEARING FOR HB 355 STATE-LOCAL INFRASTRUCTURE PARTNERSHIP PROGRAM

PG. 193

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this item is a result of a bill that was passed earlier this year in the Montana State Legislature House Bill 355 entitled State-Local Infrastructure Partnership Act. The act allotted \$20 Million to cities based on population. Based on the City of Livingston population we have been allotted \$583,626 from the State for local infrastructure. The amount does require a 25% match and as part of the process the Department of Commerce requires that cities hold a public hearing to solicit ideas from the public for different infrastructure projects. Additionally, the City has the opportunity to identify projects that would be good uses of the funds, the funds must be used for infrastructure projects and cannot be used to fund personnel or equipment.

Public Comment was offered by:

- Jay Keifer suggested an infrastructure project around the City Pool.
- Patricia Grabow would like to see these funds used for the Civic Center.
- Angela Devani would like these funds used for a parking garage in the City lot on B St.
- Arlene suggested funds used for infrastructure on City roads.

The City Manager stated referenced pg. 204 of the packet where it lists some potential uses of the funds including the unpaved streets. Crossings on Park St are on the list, and crossings that include rapid flashing beacons, and general pedestrian improvements. The application are due to the Department of Commerce by the end of March so he will bring back projects for Commission review before then.

Commissioner Schwarz expressed he like everything he was seeing on the list in the packet.

Commissioner Lyons appreciates the list the City Manager has put together, and public comment. He stated he would vote in favor of projects around walking and biking in the community.

Vice-Chair Kahle stated she has heard a lot recently about road and sidewalks up to the soccer fields, and the difficulty of kids getting up to the soccer fields. Overall, she likes the list in the packet.

Chair Nootz appreciates that the list came from the Growth Policy and likes that it's moving forward.

E. APPROVAL OF CITY COMMISSION HANDBOOK

PG.206

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this is the second time they have seen this item. He said he has done sort of a re-write of this document, removing some parts that are administrative and executive. He indicated that any changes related to process for meetings or Code of Conduct were highlighted and tracked in the document. He did reach out to ACLU and they did not submit any comments regarding the Code of Conduct. He did notify he missed a few gender specific pronouns and offered that upon passage those would be corrected.

Public Comment was offered by:

- Patricia Grabow appreciates the City Manager reaching out to ACLU.

Commissioner Lyons stated on pg. 211, the last sentence of the first paragraph describes Livingston and he feels this is confusing part of the document and would potentially like to see this changed.

Chair Nootz agreed and remembered the description they used in the Growth Policy and felt that if they choose to change the description in the Handbook they could find a more holistic way to do that.

The City Manager stated he is happy to make the changes requested, and explained the reason he describe Livingston in such a way by acre was because he has heard some confusion around the size of Livingston. Just to give a frame of reference for area that City Policy and Public Works Department serve.

Commissioner Schwarz expressed how much he really liked the document, and is really happy to have the Code of Conduct.

Vice-Chair Kahle found some gender issues that she would like to see fixed.

Chair Nootz found a few council terms and should be commission. She referenced pg. 216 under Order of Business about removing consent items, and would like to keep it the way they have been doing it by allowing a Commissioner to just pull a Consent item without having to vote to pull a Consent Item. Pg. 217 she would like to it changed where public comment is before Commission deliberation. Pg. 218 should have roll call be requested by the Chair, but directed by the City Manager. Pg. 237 where it talks about the Chair calling out another Commissioner as out of order, and it takes two Commissioners to call out the Chair, she feels this should be changed to include a two person vote to call a Commissioner out of order, with a majority vote. Chair Nootz expressed how great these updates are on this document and is very happy with what it looks like now, and feels it's very user friendly.

The City Manager listed the 11 changes as: description of Livingston using verbiage from the Growth Policy, remove gender specific pronouns, process from removing and item from the consent calendar, consistent capitalization throughout the document, pg. 217 moving item 6 up before 5A, pg. 218 Chair does not direct City Clerk to call the role, but request City Manager handle that process, address phrases such as stand at the podium, remove reference to X pan and replace with X parte, pg. 237 make it clear that any member of the commission can be found out of order through a motion and second and passed by majority, remove parenthetical 4/5 for the expulsion of the meeting, pg. 215 meeting notification and add the phrase "as practicable", to clarify that household employers refers to employers of other members of the household that are not a commissioner or their spouse, and using the would commission not council.

Vice-Chair Kahle moved to approve Action Item E with edits described from the City Manager and Commissioner Lyons seconded the motion.

The item was approved unanimously by the five Commissioners present.

F. AGREEMENT 20055 WITH FOUR RANGES COMMUNITY RECREATION FOUNDATION

PG.244

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this item is the second MOU with the 4 Ranges Foundation and this MOU is to guide the project for the next 90 days until and election is called, which is a subsequent item tonight. He feels that the work from City Staff and the Foundation are making great progress on this project.

Commissioners asked for a run through of the project just to recap for the public.

The City Manager stated the preferred location selected by the Commission is Katie Bonnell Park. Since August he and City Staff have been working with DEQ to understand the results of the test that have been performed in that neighborhood over the years. 4 Ranges is undertaking a phase two environmental to learn more about the site. He has had conversations with private land owners on either side of the City's 1.8 acre Park and has a lease agreement with one of the private property

owners that could be signed as needed to move the project forward, and the other property owner has indicated their willingness to provide the City an additional portion of land. Bringing the total to just under 5 acres if the project moves forward. A 2019 Community Needs Assessment identified an indoor pool, gymnasium space, and indoor walking track as the three most sought after amenities in the project and that was confirmed in a May 2023 survey the City conducted. The Foundation has been with him and City Staff to ensure those programming elements are included in the building. As far as capital funding is concerned the project for design and construction as of now is estimated to be \$25 Million, and the Foundation has received commitments for approximately \$19 Million, and a clear avenue toward the remaining \$6 Million required for the expected capital cost of the project. He did make clear that the City has not be contemplated as a capital partner, so the capital costs are fully the responsibility of the Foundation. As far as operations of the project it is intended that the operations of this project would be funded by the creation of a special district, and that is the subsequent item to this on the agenda. Over the last four to five months they have recognized that special district, which is City only, will likely be insufficient to fund the full operations of the life span of the facility, so the Foundation has agreed to a target of \$5 Million for an operating endowment to help support the operations of the facility in addition to the special district as well as the user fees. Within Resolution 5124 the tax impact of the district is included. He expressed feelings that this is a project that should move forward and is one that has a plan to ensure sustainable and continued operations if electors choose to support the project.

Commissioner Lyons ask if this agreement is different than the previous agreement we have with 4 Ranges.

The City Manager stated the agreement includes specificity in section 3 saying if the referendum is passed that the City will provide the Foundation control of Katie Bonnell Park to facility the new market tax credit program. Also in 3B, points 3 and 4, include the \$5 Million endowment as well as the temporary hold of control of the property by the Foundation through the design and construction process.

Commissioner Schwarz moved to approve Action Item F and Commissioner Lyons seconded the motion.

Commissioner Schwarz expressed that he is glad to see this moving forward and is excited.

Vice-Chair Kahle stated the MOU is pretty straight forward based on things they have discussed.

Chair Nootz asked how the public could see this information on the City website.

The City Manager went to www.livingstonmontana.org , clicked Community, City Projects, and then Community Wellness Center.

The item was approved unanimously by the five Commissioners present.

G. DISCUSSION ON CITY LOGO

PG.253

Chair Nootz called on the City Manager to introduce the item.

The City Manager stated this is a revisit to the City's process potentially updating its logo. At a previous meeting a selection was not made partially due to color provided by the design team. He

expressed upon further reflection after the last meeting it occurred to him that most cities and organizations have black and white logos and would like to offer the option to adopt a logo in black and white, then as City Staff continues to work with the design team they can come up with possible colors.

Commissioner Lyons asked if they were still trying to decide between Concept 1 and Concept 2.

Chair Nootz recapped that they were divided on the logo without direction for the City Manager, then at the last meeting she motioned with a second from Commissioner Friedman to bring it back for discussion. She questioned that the logos were different on 255, 256 and 257.

The City Manager reminded that the Commission narrowed this down to Concept 1 and Concept 2 with concerns about the fonts. Concept 1 and Concept 2 are shown on pg. 255 of the packet. Based on feedback from the Commission they would like to see different fonts, which are presented on 256 and 257. When those six options were received and presented to the public, Concept 2 option C was the most popular option in public voting, and Concept 1 A was the second most preferred option.

Public Comment was offered by:

- Lauren Anderson is the founder and CEO of Moonshot, which is a branding and design agency. She would like to see our City logo represent the people, place and values of Livingston. She expressed that she feels the community has been underwhelmed by the options presented. She is proposing that her agency would up 2-3 new options for logos.
- Jay Keifer stated he is very underwhelmed by the two logo options and heard AI was used to create this logo.

Chair Nootz asked the City Manager about the range of proposals that came before the committee, especially the price range.

The City Manager stated that City received eight proposals that ranged in price from \$12,000 to \$50,000. The City had established a budget of \$15,000 for the project. An internal team reviewed the proposals for the City and the Abbi Agency was the highest ranked based on technical skill and within budget.

Chair Nootz addressed the comment about AI came from social media.

The City Manager stated that three members of the design team came to the City and toured around Livingston, met with staff, and were pointed in the direction of different natural and man-made features in the area.

Chair Nootz asked what is possible and not possible with the Abbi Agency and the contract.

The City Manager stated the contact with Abbi Agency is for \$15,000 and it does include a termination clause, we do have the ability to terminate the contract. The full \$15,000 has not been spent because the contractor has not completed the full scope of work. After selection of a logo, there is a style guide that come with the selection to work on colors, fonts, and how it should be formatted.

Chair Nootz asked for clarification about the termination clause.

The City Manager stated it allows the City to cancel the contract with due notice to the contractor.

Chair Nootz asked for further clarification on contracts that governments make with private entities for public work and how it works.

The City Manager stated department heads in an informal process that requires getting cost quotes from three different vendors could manage procurements under \$10,000. For procurements between \$10,000 and \$50,000, the City runs a request for proposal in which the City Manager can decide, anything above \$50,000 will go through the same RFP process, but will require approval from the City Commission. With this project specifically since the request for an updated logo came from the Commission he felt it was important to keep them as part of the process and brought the Abbi Agency proposal to them to vote on.

Chair Nootz expressed that a new logo has been a topic for a long time now.

Commissioner Schwarz remembered bringing it up as a topic when the County approved their new logo a few years ago. He did expressed that he is underwhelmed by the selections.

Vice-Chair Kahle stated she is still underwhelmed by the choices. She wondered since we have not completed the contract with Abbi Agency if there is still an option to have a conversation with them about the logos. She went back and looked at other work they have done and really does not feel that this is their best work. She wonders what the reaction of the Abbi Agency would be knowing how the Commission feels about the final two concepts. She also could not recall in the survey if there was an option to say they did not like either of them.

The City Manager stated in the survey there was not an option for none of the above, which was a result of the direction he had received at the prior meeting.

Chair Nootz expressed that these logos are very similar and do have features known throughout Livingston. She doesn't feel these are far off from what the community wants, and they are very similar. She is not in favor of opening this back up for proposals, and ultimately would like to move toward a final decision.

Commissioner Schwarz likes Concept 2 option C and would like to remove the circle, and in favor of black and white.

Vice-Chair Kahle doesn't want to start from scratch, but she would like to hear from the Abbi Agency what they think about the Commissioner feedback.

Commissioner Friedman expressed that the two options don't capture what he sees and feels in Livingston.

Commissioner Lyons appreciates Chair Nootz wanting to make a decision. He expressed that with how many times they have had to have this conversation really shows how they feel about the logo selections and how the public feels. He agreed with Vice-Chair Kahle that to choose one now would be a concession for everybody, and that is not necessary.

Chair Nootz thanked the Commissioners for their feedback and identified they need a goal for this logo. She would like to come up with just a few quick goals to give to the City Manager to take back to the design team. Goals include natural environment to be reflected, emotive, easily usable, simple, and unique.

The City Manager expressed that the contractors have been great to work with and very receptive to comments and suggestions. He is happy to take the goals back to the Abbi Agency to see what they can come up with.

Commissioner Lyons would like to see cottonwood around the river in the logos, he likes the idea of remove the circles around the logos.

Commissioner Schwarz would like to see the wavy line removed.

Commissioner Friedman would like to see a more natural look and simple.

Vice-Chair Kahle would like to see the small dotted lines removed. Overall agrees with fellow Commissioner comments. In addition, did express that this type of logo is not her favorite.

Chair Nootz recalled they moved toward the circle quickly, and would like to maintain that element. The appropriate mountains and river is important. She understands that color could be discussed later to help simplify the process.

The City Manager expressed he does feel like he has enough to take back to the Abbi Agency.

11. City Manager Comment

The City Manager thanked the Commission for their time this evening. He wished everyone Happy Holidays.

12. City Commission Comments

Commissioner Lyons thanked Commissioner Friedman for his service to the community. He stated it's been a pleasure and honor, and he has learned a lot from him.

Commissioner Schwarz reminisced about applying for City Commission and talking with Commissioner Friedman and appreciates the guidance. He thanked Commissioner Friedman for his time on the Commission, and wished everyone Happy Holidays.

Commissioner Friedman recapped his thoughts on the logo. He stated he is most proud of having a great City Manager and a great City Commission. Looking back, he feels the City has come a long way.

Vice-Chair Kahle expressed it was a pleasure sitting next to Commissioner Friedman the past two years. She thanked him for his years of service.

Chair Nootz reminisced about all the things Commissioner Friedman has seen and done. She expressed how much she appreciates how patient and calm he always is.

13. Adjournment

9:26pm Commissioner Friedman motioned to adjourn the meeting seconded by Schwarz Unanimously approved.

Calendar of Events

Supplemental Material

Notice

- **Public Comment:** The public can speak about an item on the agenda during discussion of that item by coming up to the table or podium, signing-in, and then waiting to be recognized by the Chairman. Individuals are reminded that public comments should be limited to items over which the City Commission has supervision, control, jurisdiction, or advisory power (MCA 2-3-202).
- **Meeting Recording:** An audio and/or video recording of the meeting, or any portion thereof, may be purchased by contacting the City Administration. The City does not warrant the audio and/or video recording as to content, quality, or clarity.
- **Special Accommodation:** If you need special accommodations to attend or participate in our meeting, please contact the Fire Department at least 24 hours in advance of the specific meeting you are planning on attending.