



Livingston City Commission Agenda

September 19, 2017

6:30 PM

City – County Complex, Community Room

1. Call to Order

2. Roll Call

3. Moment of Silence

4. Pledge of Allegiance

5. Consent Items

A. Consent - Approve minutes from regular 9.5.17 City Commission meeting Page 3

B. Approve claims Page 7

6. Proclamations

7. Scheduled Public Comment

A. Scheduled Public Comment - Jacqueline Isaly and Maggie Tarr, Representatives from Live Well 49 Initiative Page 22

8. Public Hearings

A. RESOLUTION NO. 4758 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, FIXING THE TAX LEVY FOR FISCAL YEAR 2017-2018. Page 25

9. Ordinances

10. Resolutions

A. RESOLUTION NO. 4757 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND THE BUDGET FOR FISCAL YEAR 2016-2017, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$1,016,950 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$608, 550. Page 29

B. RESOLUTION NO. 4752 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, EXTENDING THE EXISTING CONTRACT BETWEEN THE CITY OF LIVINGSTON AND MONTANA WASTE SYSTEMS, INC. FOR THE DISPOSITION OF SOLID WASTE. Page 55

11. Action Items

A. DISCUSS/APPROVE/DENY - Park High School request for fee waiver for parade on October 6, 2017 Page 73

B. DISCUSS/APPROVE/DENY - Schedule City Manager evaluation and prepare format

C. DISCUSS/APPROVE/DENY – Forgoing 2017 Cycle for TIGER Grant Application

12. City Manager Comment

13. City Commission Comments

14. Public Comments

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).

15. Adjournment

Calendar of Events

- September 19, 2017 - 6:30 p.m. - City Commission regular meeting, Community Room, City/County Complex
- September 20, 2017 - 4:00 p.m. - Library Board regular meeting, Livingston - Park County Library 228 West Callender St.
- September 20, 2017 - 5:30 p.m. - Planning Board regular meeting, Community Room, City/County Complex
- September 25, 2017 - 5:30 p.m. - City Commission and Urban Renewal Agency Special Meeting, Community Room, City/County Complex
- September 27, 2017 - 6:00 p.m. - Parks and Trails Committee regular meeting, Civic Center
- September 28, 2017 - National Good Neighbor Day
- October 3, 2017 - 6:30 p.m. - City Commission regular meeting, Community Room, City/County Complex

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.

Backup material for agenda item:

- A. Consent - Approve minutes from regular 9.5.17 City Commission meeting

Livingston City Commission Meeting
September 5, 2017
6:30 PM
City-County Complex

1. Call to Order

2. Roll Call

- Bennett, Hoglund, Friedman, Schwarz and Sandberg were present.

3. Moment of Silence

4. Pledge of Allegiance

5. Consent Items (00:02:12)

- A. CONSENT - Approve minutes from regular 8.15.17 commission meeting**
- B. CONSENT - Approved bills and claims for 2nd half of August**
- C. CONSENT - Ratify Claim**

- Friedman made a motion to approve Consent Items A – C. Hoglund seconded.
 - All in favor, motion passed 5-0.

6. Proclamations

7. Scheduled Public Comment

- A. Scheduled Public Comment - Kristen Galbraith, Park County Transit representative regarding public transit project (00:03:40)**

8. Public Hearings

9. Ordinances

10. Resolutions

- A. RESOLUTION NO. 4754 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO FIX THE TAX LEVY FOR FISCAL YEAR 2017-2018 AND GIVING NOTICE OF A PUBLIC HEARING THEREON. (00:15:45)**

- Friedman made a motion to pass Resolution No. 4754. Schwarz seconded.
 - Motion passed 4-1. (Sandberg opposed.)

B. RESOLUTION NO. 4753 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SUBMIT A TSEP PLANNING GRANT APPLICATION WITH THE MONTANA DEPARTMENT OF COMMERCE TO PROCURE ENGINEERING SERVICES FOR THE COMPLETION OF A PER ENCOMPASSING THE SEWER AND STORM WATER SYSTEM. (00:20:20)

- Schwarz made a motion to pass Resolution No. 4753. Hoglund seconded.
 - All in favor, motion passed 5-0.

C. RESOLUTION NO. 4756 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE MEMORANDUM OF UNDERSTANDING WITH THE GREEN ACRES HOME OWNERS ASSOCIATION TO LOOP THE CITY OF LIVINGSTON'S WATER MAIN SERVING THE BROOKSTONE SUBDIVISION. (00:30:26)

- Friedman made a motion to pass Resolution No. 4756. Schwarz seconded.
 - All in favor, motion passed 5-0.

D. RESOLUTION NO. 4755 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO ENTER INTO A PAYBACK AGREEMENT WITH BROOKSTONE DEVELOPING, LLC, FOR WATER IMPROVEMENTS IN THE AMOUNT OF \$204,879.00 AND SEWER IMPROVEMENTS IN THE AMOUNT OF ~~\$292,500.00~~ \$302,394.00 FOR PROPERTY BENEFITED BY THE IMPROVEMENTS. (00:32:52)

- Friedman made a motion to pass Resolution No. 4755. Hoglund seconded.
 - All in favor, motion passed 5-0.

11. Action Items

A. DISCUSS/APPROVE/DENY – Preliminary approval of North Town Subdivision (00:43:20)

- Julie Kennedy made comments (00:55:00)
- Patricia Grabow made comments (00:56:20)
- Bill Muhlenfeld and Matt Faure made comments (00:59:09)
- Dawn French made comments (01:37:40)
- Friedman made a motion to approve conditional approval of the North Town subdivision. Schwarz seconded.
 - Motion passed 4-1. (Sandberg opposed.)

B. DISCUSS/APPROVE/DENY - Preliminary approval of Discovery Vista Phase 1B

(01:52:21)

- Friedman made a motion to approve conditional approval of Discovery Vista Phase 1B. Hoglund seconded.
 - Motion passed 4-1. (Sandberg opposed.)

C. DISCUSS/APPROVE/DENY – Schedule a meeting with the Urban Renewal Agency

(01:55:00)

- Joint meeting between City Commission and Urban Renewal Agency scheduled for September 25, 2017 at 5:30 p.m. in the Community Room.

D. DISCUSS/APPROVE/DENY – Request from Spay/ Neuter Clinic for Waiver of rental fees on October 7 and 8, 2017

(02:03:03)

- Friedman made a motion to approve the request for waiver of rental fees on October 7 and 8, 2017 from the Spay/Neuter Clinic. Hoglund seconded.
 - All in favor, motion passed 5-0.

12. City Manager Comment

13. City Commission Comments

- Sandberg made comments. (02:04:53)
- Hoglund made comments. (02:10:55)
- Bennett made comments. (02:11:35) Bennett made a motion to bring an Action Item at the next meeting to schedule a six month review for the City Manager and establish a structure for the meeting. Hoglund seconded.

14. Public Comments

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).

- Patricia Grabow made comments. (02:13:33)

15. Adjournment (8:49 PM)

Backup material for agenda item:

- B. Approve claims

09/13/17
08:33:57

CITY OF LIVINGSTON
Claim Approval List
For the Accounting Period: 9/17

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Report ID: AP100

Operating Cash
* ... Over spent expenditure

Claim	Vendor #/Name/ Check Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33551	3016 MT WATERWORKS 24100 08/30/17 Meter Coupling	626.40 626.40			5210 502 430515	231	101000
33552	3298 EXEC U CARE SERVICES, INC. 1337 08/30/17 Janitorial Sevices August	1,119.42 1,119.42			1000 121 411230	364	101000
33553	3298 EXEC U CARE SERVICES, INC. 1338 08/30/17 PW Cleaning August 1338 08/30/17 PW Cleaning August 1338 08/30/17 PW Cleaning August 1338 08/30/17 PW Cleaning August 1338 08/30/17 PW Cleaning August 1338 08/30/17 PW Cleaning August	400.00 66.67 66.67 66.67 66.67 66.66			1000 155 430100 1000 106 411030 2500 151 430220 5410 504 430820 5310 503 430610 5210 502 430510	224 220 224 224 224 224	101000 101000 101000 101000 101000 101000
33554	2671 COMDATA 20275841 09/01/17 Fuel - building 20275841 09/01/17 Fuel - Water 20275841 09/01/17 Fuel - Sewer 20275841 09/01/17 Fuel - Parks 20275841 09/01/17 Fuel - Streets 20275841 09/01/17 Fuel - Solid Waste 20275841 09/01/17 Fuel - Code Enforcement	2,579.01 191.51 911.93 309.34 400.64 335.20 330.61 99.78			1000 143 420403 5210 502 430515 5310 503 430625 1000 155 430950 2500 151 430240 5410 504 430830 1000 154 440640	236 236 236 236 236 236 236	101000 101000 101000 101000 101000 101000 101000
33555	424 ENERGY LABORATORIES, INC. 100776 08/24/17 Analysis parameter - streets 102118 08/27/17 Analysis parameter - effluent 101146 08/25/17 Quart. Y. River & Outfall 101032 08/25/17 Y. River water sample	1,128.00 612.00 252.00 162.00 102.00			5210 502 430515 5310 503 430640 5310 503 430640 5310 503 430640	355 355 355 355	101000 101000 101000 101000
33556	2904 FISHER SAND AND GRAVEL 44781 08/19/17 Boulders and crushed rock 43918 08/12/17 Block and concrete rock 43918 08/12/17 Block and concrete rock	3,832.75 134.60 2,920.00 778.15			2820 210 430240 5310 503 430640 2820 210 430240	451 361 451	101000 101000 101000
33557	931 FRIDLEY CONSTRUCTION 20170822 08/22/17 Concrete alley approach repl	2,345.00 2,345.00*			2820 210 430240	452	101000
33558	999999 BRIDGER ANALYTICAL LAB 1707112 07/12/17 Testing - Sac. Fountain	28.00 28.00			1000 155 430950	350	101000

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CITY OF LIVINGSTON
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Operating Cash
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Claim	Check	Invoice #/Inv Date/Description	Vendor #/Name/	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33559		54 GATEWAY OFFICE SUPPLY		12.85					
	37542	08/22/17 UPS MSE Labs		12.85			5210 502 430515	355	101000
33560		470 HAWKINS, INC		3,212.15					
	4133817	08/15/17 Chemicals		3,212.15			5310 503 430640	222	101000
33561		2001 KARNATZ TREE SERVICE		790.00					
	8	08/28/17 313 S Yellowstone Stump		65.00			1000 155 460430	402	101000
	7	08/28/17 Pine tree by Depot		725.00			1000 155 460430	402	101000
33562		776 KENYON NOBLE		42.50					
	6163566	08/30/17 M Street		4.70			1000 155 460430	361	101000
	6155439	08/25/17 For B street storm drain		37.80			5310 503 430625	231	101000
33563		2863 KIMBALL MIDWEST		122.94					
	5779639	08/08/17 Cable and wash and wax		122.94			2500 151 430240	231	101000
33565		26 LIVINGSTON ACE HARDWARE -		385.33					
	A95488	08/30/17 Lagoon irrigation		6.86			1000 155 460430	401	101000
	A96551	09/01/17 irrigation		42.56			1000 155 460430	401	101000
	A95979	08/31/17 Lagoon irrigation		21.97			1000 155 460430	401	101000
	A96022	08/31/17 Padlock for M street vault toi		67.96			1000 155 460430	231	101000
	A94117	08/28/17 Shop/weedeaters		28.96			1000 155 460430	231	101000
	217036	08/25/17 Supplies		33.33			1000 155 460430	231	101000
	217046	08/25/17 Sac park		10.79			1000 155 460430	231	101000
	217064	08/25/17 Paint/stain/benches		172.90			1000 155 460430	231	101000
33566		2971 KM CONSTRUCTION CO, INC.		5,600.00					
Invoice total \$21,300.00 - Brookstone Subdivision to pay \$15,700.00 and the City the remainder.									
	17101	07/31/17 City portion labor		3,000.00			2500 151 430240	233	101000
	17101	07/31/17 City portion hot mix		2,600.00			2820 210 430240	471	101000
33567		3674 METROPOLITAN COMPOUNDS INC.		1,203.10					
	0067943	08/15/17 D-tar		1,203.10*			2820 210 430240	452	101000
33568		2437 O'REILLY AUTOMOTIVE, INC		99.93					
	1558104177	08/30/17 Drain cock and anitfreeze		99.93			2500 151 430240	232	101000
33569		3144 POLYDYNE INC.		2,760.00					
	1163999	08/14/17 Clarifloc		2,760.00			5310 503 430640	222	101000

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CITY OF LIVINGSTON
Claim Approval List
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Operating Cash
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Claim	Check	Invoice #/Inv Date/Description	Vendor #/Name/	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33570	106284	08/29/17 PRV	3141 SIME CONSTRUCTION, INC.	3,975.00 3,975.00			5210 502 430520	960	101000
33571	AEQ2049	08/24/17 Synshield	1730 SCHAEFFER MFG CO.	199.65 199.65*			1000 123 411700	236	101000
33572	77789	08/29/17 Diesel 309g	3353 STORY DISTRIBUTING	681.28 665.28*			1000 123 411700	236	101000
	77789	08/29/17 Additive 20oz		16.00*			1000 123 411700	236	101000
33573	B66063	08/25/17 Paint/benches	282 LIVINGSTON TRUE VALUE HARDWARE	216.84 194.35			1000 155 460430	231	101000
	A77627	08/29/17 Pump pot		22.49			2500 151 430240	231	101000
33574	6753	08/22/17 Kanaflex suction hose	626 UTILITIES SPECIALTIES, INC	1,281.69 1,281.69			5310 503 430625	231	101000
33575	3016315	09/01/17 Hyd 68 & pro drum deposit	84 A & I DISTRIBUTORS	726.25 726.25			5310 503 430640	236	101000
33576	74613223	08/31/17 Used oil	3380 EMERALD SERVICES INC.	639.60 123.60*			5310 504 430640	236	101000
	74613223	03/11/07 Used oil		516.00			5410 504 430840	388	101000
33577	86750	08/31/17 Installed system	98 GRAYBEAL'S ALL SERVICE	27,900.00 27,900.00			5310 503 430640	924	101000
33578	20170905	09/05/17 Mower repair	999999 ROY'S REPAIR	150.00 150.00			5310 503 430640	361	101000
33580	1440345	07/18/17 5 gal bif spring and 5gal dis	2830 LEHRKIND'S COCA-COLA	34.20 34.20			5310 503 430640	225	101000
33581	2017-23	08/28/17 Vault 103 W Callender	999999 STOUT CONSULTING	3,000.00 2,250.00			1000 160 520000	824	101000
	2017-24	08/28/17 Vault 116 W Callender		750.00			1000 160 520000	824	101000
33582	20170828	08/28/17 Asbestos removal in vault	3501 ABSAROKA ABATEMENT, LLC	18,066.00 2,105.00			1000 160 520000	824	101000
	201708281	08/28/17 Asbestos removal in vault		15,961.00			1000 160 520000	824	101000

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CITY OF LIVINGSTON
Claim Approval List
For the Accounting Period: 9/17

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Operating Cash
* ... Over spent expenditure

Claim	Vendor #/Name/ Check Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33583	3472 UTILITIES UNDERGROUND LOCATION	174.27					
	7085084 08/31/17 Utility locate notifications	87.13			5210 502 430515	317	101000
	7085084 08/31/17 Utility locate notifications	87.14			5310 503 430625	317	101000
33584	2087 WISPWEST.NET	92.60					
	353608 09/05/17 CC internet	46.30			1000 155 430950	346	101000
	356057 09/05/17 Pool internet	46.30			1000 155 430950	346	101000
33587	162 CENTURYLINK	371.88					
	6003 08/22/17 Finance office phone	371.88			1000 122 411300	343	101000
33589	272 PARK COUNTY	1,190.98					
	518 09/30/17 City phones	105.00			1000 122 411300	343	101000
	518 09/30/17 Fire 50% phones	47.47			1000 141 420400	343	101000
	518 09/30/17 Amb 50% phones	47.46*			5510 142 420730	343	101000
	518 09/30/17 Police phones	77.10			1000 131 420100	350	101000
	518 09/30/17 Dispatch phone	35.21			2300 132 420160	343	101000
	519 09/30/17 37% Misc Maint Supplies	878.74			1000 121 411230	365	101000
33591	54 GATEWAY OFFICE SUPPLY	124.59					
	37467 08/16/17 Office supplies	27.29			1000 123 411700	211	101000
	37131 07/19/17 Office supplies	97.30			1000 123 411700	211	101000
33592	1783 J & H OFFICE EQUIPMENT	213.00					
	2137935 08/31/17 Canon copier	213.00			1000 123 411700	368	101000
33593	63 HOUSE OF CLEAN	16.55					
	189058 07/03/17 Brown paper towels	16.55			1000 121 411230	231	101000
33596	147 LIVINGSTON UTILITY BILLING	3,882.34					
	09/09/17 City/County complex	738.07			1000 121 411230	342	101000
	09/09/17 Parks Garb	476.05			1000 155 430950	342	101000
	09/09/17 Cemetery	34.53			1000 121 411230	342	101000
	09/09/17 Soccer Fieldhouse	41.00			1000 155 430950	342	101000
	09/09/17 Sewer Plant	517.15			5310 503 430640	342	101000
	09/09/17 Street Shop	55.39			2500 151 430220	342	101000
	09/09/17 Street Shop	55.40*			5410 504 430830	342	101000
	09/09/17 Scale House	38.14			5410 504 430820	342	101000
	09/09/17 Utility shop	1,510.80			5210 502 430520	342	101000
	09/09/17 Utility shop	131.13			5310 503 430620	342	101000
	09/09/17 Utility shop	45.57			5410 504 430820	342	101000
	09/09/17 City of Livingston Star Rd	46.76			1000 121 411230	342	101000
	09/09/17 City of Livingston B Street	70.88			1000 121 411230	342	101000
	09/09/17 110 S. B Street-Irrigation	121.47			1000 121 411230	342	101000

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CITY OF LIVINGSTON
Claim Approval List
For the Accounting Period: 9/17

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Operating Cash
* ... Over spent expenditure

Claim	Vendor #/Name/ Check Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33597	54 GATEWAY OFFICE SUPPLY	192.40					
	37044 07/12/17 Color paper	15.00			1000 102 410360	200	101000
	37125 07/18/17 2 part paper	177.40			1000 102 410360	200	101000
33598	2999 TEAR IT UP L.L.C.	34.40					
	35557 08/30/17 82# shredded paper	34.40			1000 123 411700	360	101000
33599	879 VERIZON WIRELESS	585.90					
	224-0542 08/20/17 Training officer	52.68			1000 141 420400	347	101000
	224-8678 08/20/17 Medic 2	33.48*			5510 142 420730	347	101000
	223-0167 08/20/17 Medic1	48.46*			5510 142 420730	347	101000
	224-2053 08/20/17 Fire Chief	73.30			1000 141 420400	347	101000
	223-0340 08/20/17 EMS Director	118.05*			5510 142 420730	347	101000
	223-2114 08/20/17 Captain's Phone	177.00			1000 141 420400	347	101000
	223-0168 08/20/17 Medic 4	13.23*			5510 142 420730	347	101000
	223-0169 08/20/17 Medic 3	13.23*			5510 142 420730	347	101000
	223-6974 08/20/17 Roaming Crew	22.99			1000 155 430950	347	101000
	823-9535 08/20/17 City Pool	33.48			1000 109 460449	347	101000
33600	1196 MAILFINANCE	661.53					
	N6722238 08/30/17 Lease postage machine	165.39			5210 502 430570	310	101000
	N6722238 08/30/17 Lease postage machine	165.38			5310 503 430670	310	101000
	N6722238 08/30/17 Lease postage machine	165.38			5410 504 430870	310	101000
	N6722238 08/30/17 Lease postage machine	165.38			1000 123 411700	310	101000
33602	3237 WHISTLER TOWING, LLC	75.00					
	14990 08/24/17 Tow 96 Nissan Altima	75.00			1000 131 420100	350	101000
33604	402 ALPINE ELECTRONICS RADIO SHACK	3.88					
	10241017 07/28/17 PK5 1K1/2W	3.88			5210 502 430515	231	101000
33605	54 GATEWAY OFFICE SUPPLY	13.10					
	37141 07/19/17 MSE labs	13.10			5210 502 430515	355	101000
33606	102 INDUSTRIAL TOWEL	66.67					
	29647 09/08/17 Mat cleaning	8.56			5210 502 430510	224	101000
	29647 09/08/17 Mat cleaning	8.55			5310 503 430610	224	101000
	29647 09/08/17 Slate WRF	23.90			5310 503 430610	224	101000
	29647 09/08/17 Mat cleaning	8.55			5410 504 430820	220	101000
	29647 09/08/17 Mat cleaning	8.55			2500 151 430220	224	101000
	29647 09/08/17 Mat cleaning	8.56			1000 106 411030	200	101000

09/13/17
08:33:58

CITY OF LIVINGSTON
Claim Approval List
For the Accounting Period: 9/17

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Report ID: AP100

Operating Cash
* ... Over spent expenditure

Claim	Check	Invoice #/Inv Date/Description	Vendor #/Name/	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33607		1390 KEN'S EQUIPMENT REPAIR, INC		226.90					
	49369	08/10/17 Sewer truck		209.90			5310 503 430625	362	101000
	49353	08/09/17 Pull jet truck		17.00			5310 503 430625	231	101000
33608		2731 MONTANA WASTE SYSTEMS, INC		79,429.80					
	521240	08/31/17 Transfer Station fees		79,429.80			5410 504 430840	396	101000
33609		1439 STAFFORD ANIMAL SHELTER		6,428.75					
	January17	02/14/17 Boarding, Vaccinations & Eu		1,443.75*			1000 154 440640	350	101000
	March17	04/20/17 Boarding, Vaccinations & Euth		1,487.50*			1000 154 440640	350	101000
	July17	08/08/17 Boarding, Vaccinations & Euths		1,528.75*			1000 154 440640	350	101000
	Sept.17	09/07/17 Boarding, Vaccinations & Euth		1,968.75*			1000 154 440640	350	101000
33610		999999 SNYDER INDUSTRIES INC.		6,703.36					
	271075	09/01/17 black tubs		6,703.36			5410 504 430835	940	101000
33611		1839 MARATHON PRINTING		164.00					
	5117	09/05/17 Building permit applications		164.00			1000 143 420403	200	101000
33612		102 INDUSTRIAL TOWEL		37.70					
	28737	08/31/17 Towels, rugs		37.70			1000 121 411230	360	101000
33613		2969 CLAWSON - ROBERTS, MELANIE		315.73					
	17-18	09/19/17 Flex account		315.73			7910 212970		101000
33614		153 POWERS, DIANE		36.00					
	17-18	08/31/17 Bank runs		36.00			1000 104 410550	130	101000
33615		3370 LIVINGSTON BUSINESS IMPROVEMENT		36,639.26					
	16-17	03/31/17 Q3 Distribution		22,353.92			2650 470100	350	101000
	16-17	06/30/17 Q4 Distribution		14,285.34			2650 470100	350	101000
33616		3244 AXMEN		172.05					
	342483	08/28/17 Fire Swatter, freight		172.05			1000 141 420400	220	101000
33617		55 LIVINGSTON HEALTH CARE-MEMORIAL		42.05					
	18052	09/05/17 Patient supplies		42.05			5510 142 420730	235	101000
33618		2671 COMDATA		1,927.71					
	20275854	09/01/17 Fuel		490.79			1000 141 420400	236	101000
	20275854	09/01/17 Fuel		1,436.92			5510 142 420730	236	101000

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Claim	Check	Invoice #/Inv Date/Description	Vendor #/Name/ Line \$	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33619		55 LIVINGSTON HEALTH CARE-MEMORIAL		13.90					
	3580781	09/05/17 Patient supplies		13.90			5510 142 420730	235	101000
33620		2792 INTER MOUNTAIN MEDICAL		825.00					
	17-18	09/11/17 EMT Course - Kashian		825.00*			1000 141 420410	380	101000
33621		3720 CURTIS		348.00					
	122001	08/21/14 Adapters for E1 (bonds)		178.00*			4100 141 420460	940	101000
	124581	08/31/17 Parts for Remote Control fan		170.00*			4100 141 420460	940	101000
33622		2666 MUNICIPAL EMERGENCY SERVICES		696.87					
	1158400	08/29/17 Turnouts		696.87			1000 141 420400	220	101000
33623		1845 GENERAL DISTRIBUTING COMPANY		457.74					
	566897	08/29/17 Oxygen		457.74			5510 142 420730	235	101000
33624		1845 GENERAL DISTRIBUTING COMPANY		14.57					
	569926	08/31/17 Oxygen		14.57			5510 142 420730	235	101000
33625		3721 HUGHES FIRE EQUIPMENT, INC		102.54					
	516913	08/29/17 E1 Decal (bonds)		102.54*			4100 141 420460	940	101000
33626		1390 KEN'S EQUIPMENT REPAIR, INC		289.80					
	49355	08/09/17 E2 oil change & service		289.80			1000 141 420400	232	101000
33627		1390 KEN'S EQUIPMENT REPAIR, INC		225.50					
	49344	08/08/17 M2 oil change & service		225.50*			5510 142 420730	232	101000
33628		1390 KEN'S EQUIPMENT REPAIR, INC		395.00					
	49429	08/18/17 M4 Repairs		395.00*			5510 142 420730	232	101000
33629		1390 KEN'S EQUIPMENT REPAIR, INC		125.00					
	0260	08/17/17 M4 tow		125.00*			5510 142 420730	232	101000
33630		362 SCHWEIGERT, TOM		135.00					
	17-18	09/06/17 Flex account		135.00			7910 212970		101000
33631		958 HARRINGTON, KEVIN		46.80					
	17-18	09/06/17 Flex account		46.80			7910 212970		101000

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Claim	Vendor #/Name/ Check Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33632	958 HARRINGTON, KEVIN 17-18 09/06/17 Flex account	121.12 121.12			7910 212970		101000
33633	1932 PAYOVICH, PAM 17-18 09/06/17 Flex account	242.00 242.00			7910 212970		101000
33634	999999 MISKA, DIANE CR16-002 08/11/17 Restitution Joann Munro CR16-001 08/11/17 Restitution Darwin Munro	40.00 20.00 20.00			1000 351030 1000 351030		101000 101000
33635	272 PARK COUNTY 01423 07/31/17 RapidIdentity 15 01423 07/31/17 RapidIdentity 4 01423 07/31/17 RapidIdentity 2	2,664.06 1,902.90 507.44 253.72			1000 131 420100 2300 132 420160 1000 107 411100	940 940 368	101000 101000 101000
33636	2904 FISHER SAND AND GRAVEL 41566 07/15/17 Flow fill concrete	357.00 357.00			2820 210 430240	476	101000
33637	1390 KEN'S EQUIPMENT REPAIR, INC 49364 08/10/17 288 water truck 49300 08/02/17 Champion grader	249.40 159.40 90.00			2500 151 430240 2500 151 430240	362 362	101000 101000
33638	2863 KIMBALL MIDWEST 5821420 08/29/17 Supplies 5821420 08/29/17 Supplies	341.08 131.28 209.80			2820 210 430240 2500 151 430240	474 231	101000 101000
33639	8 KNIFE RIVER 497002 08/22/17 Plant mix 497904 08/24/17 Plant mix 496577 08/21/17 Plant mix and cold mix	3,730.52 1,359.95 706.23 1,664.34			2820 210 430240 2820 210 430240 2820 210 430240	471 471 471	101000 101000 101000
33640	3353 STORY DISTRIBUTING 77858 09/05/17 Diesel fuel 403g 77858 09/05/17 Additive 24oz	931.19 911.99* 19.20*			1000 123 411700 1000 123 411700	236 236	101000 101000
33641	3440 CHARTER COMMUNICATIONS 0179852 09/04/17 414 E. Callender - Internet,	3,118.80 3,118.80			1000 122 411300	346	101000
33643	47 WILCOXSON'S 800843 08/03/17 Ice Cream - Pool 800955 08/10/17 Paid short	44.60 44.30* 0.30*			1000 109 460445 1000 109 460445	220 220	101000 101000

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Claim	Vendor #/Name/ Check Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
33644	3130 TOWNSQUARE MEDIA-BOZEMAN	480.00					
	1381404A-2 07/30/17 Summerest ad	120.00			2212 153 460420	350	101000
	138404B-1 07/30/17 Summerest ad	360.00			2212 153 460420	350	101000
33645	14 SHOPKO STORES, LLC	29.97					
	031770010 08/22/17 supplies	19.98*			1000 109 460445	220	101000
	031770010 08/25/17 supplies	9.99*			1000 109 460445	220	101000
33646	999999 JZPHOTOART	90.00					
	17-18 08/21/17 Website Photos	90.00*			1000 109 460445	220	101000
33647	14 SHOPKO STORES, LLC	17.99					
	031770010 08/21/17 HP 902 black	17.99			1000 131 420100	220	101000
33648	3440 CHARTER COMMUNICATIONS	885.97					
	0179860 09/04/17 110 S. B St. Internet	885.97			1000 122 411300	346	101000
33649	3440 CHARTER COMMUNICATIONS	885.97					
	0179878090 09/04/17 Internet at PW	354.38			1000 122 411300	346	101000
	0179878090 09/04/17 Internet at PW	132.89			2500 151 430220	346	101000
	0179878090 09/04/17 Internet at PW	132.90*			5210 502 430510	346	101000
	0179878090 09/04/17 Internet at PW	132.90			5310 503 430610	346	101000
	0179878090 09/04/17 Internet at PW	132.90			5410 504 430820	346	101000
33650	2937 RIVARD, SETH	271.13					
	17-18 09/01/17 Tuition reimbursement 1/2	271.13			1000 141 420400	380	101000
33651	3501 ABSAROKA ABATEMENT, LLC	2,855.00					
	20170911 09/11/17 Vault asbestos removal	2,855.00			1000 160 520000	824	101000
33652	2904 FISHER SAND AND GRAVEL	743.41					
	41236 07/08/17 Pit run gravel	79.99			5210 502 430515	231	101000
	45291 08/26/17 Road gravel and crushed rock	331.71			5210 502 430515	231	101000
	45291 08/26/17 Road gravel and crushed rock	331.71			5310 503 430625	231	101000
33653	470 HAWKINS, INC	671.50					
	4138820 08/24/17 Chlorine	671.50			5210 502 430515	355	101000
33654	2432 XYLEM DEWATING SOLUTION, INC.	110.00					
	400730340 08/18/17 Flygt pump repair	110.00			5310 503 430625	361	101000

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33655		999999 STOUT CONSULTING		750.00					
	2017-25	09/08/17 Asbestos air and visual clear		750.00			1000 160 520000	824	101000
33656		2671 COMDATA		3,561.04					
	F71820043	07/01/17 Fuel Police Dept.		1,661.15			1000 131 420100	236	101000
	F72131964	08/01/17 Fuel Police Dept.		1,899.89			1000 131 420100	236	101000
33657		3184 MASTERCARD		17,351.82					
	Tarr	08/10/17 Walmart supplies		65.08			1000 109 460449	226	101000
	Tarr	08/13/17 Target supplies		38.21			1000 109 460449	226	101000
	Tarr	08/13/17 Returns		-31.01			1000 109 460449	226	101000
	Tarr	08/13/17 Michaels supplies		39.46			1000 109 460449	226	101000
	Tarr	08/15/17 Walmart supplies		29.15			1000 109 460449	226	101000
	Tarr	08/16/17 Museum of the Rockies		210.00			1000 109 460449	226	101000
	Tarr	08/17/17 Town & Country		45.98			1000 109 460449	226	101000
	Tarr	08/31/17 Soccer.com		100.00			1000 109 460449	316	101000
	Tarr	08/31/17 Trails 5K Run/Walk		23.00			1000 109 460449	336	101000
	Schneider	08/11/17 Critical Tool		103.35			1000 155 460430	231	101000
	Schneider	08/13/17 SS Toilet Paper Holders		390.00			1000 155 460430	361	101000
	Schneider	08/15/17 Spring Hinge		169.23			1000 155 460430	361	101000
	Schneider	08/14/17 Ebay - supplies		21.95			1000 155 460430	231	101000
	Schneider	08/23/17 Northern Rockies Tree schoo		190.00			1000 155 430950	380	101000
	Schneider	08/25/17 Stablcal ampule calibration		256.43			1000 155 460445	361	101000
	Johansson	08/29/17 MT Gov Online		70.00			5210 502 430515	380	101000
	Johansson	08/29/17 MT Gov Online		70.00			5210 502 430515	380	101000
	Johansson	08/09/17 Paper towels		54.97			1000 155 430100	220	101000
	Johansson	08/09/17 Paper towels		54.97			2500 151 430220	200	101000
	Johansson	08/09/17 Paper towels		54.97			5210 502 430510	220	101000
	Johansson	08/09/17 Paper towels		54.98			5310 503 430620	220	101000
	Johansson	08/09/17 Paper towels		54.98			5410 504 430820	220	101000
	Johansson	08/09/17 Paper towels		54.98			1000 106 411030	200	101000
	Johansson	08/29/17 Hanging file clamps		99.41*			5210 502 430510	210	101000
	Johansson	08/29/17 Hanging file clamps		99.41			5310 503 430610	210	101000
	Johansson	08/30/17 Wireless Photo printer		60.77			5310 503 430625	231	101000
	Johansson	08/29/17 Water Faucet lock		108.79			1000 155 460430	231	101000
	Johansson	08/29/17 A-1 3" Pump W/hose		259.99			1000 155 460430	231	101000
	Johansson	08/29/17 A-1 3" Pump W/hose		259.99			5210 502 430515	231	101000
	Whitman	08/29/17 Samsung Galaxy Tab A case		18.37			1000 154 440640	210	101000
	Whitman	08/11/17 UPS Store		46.13			1000 160 520000	824	101000
	Emter	08/18/17 Spill Pallet Plus		1,470.38			5310 503 430640	231	101000
	Schweigert	08/15/17 MSu Northern-Tuition		840.00			5210 502 430515	380	101000
	Schweigert	08/10/17 Backflow Prevention exam		191.50			5210 502 430515	380	101000
	Harrington	08/03/17 Rosa's Pizza		102.50			1000 141 420400	370	101000
	Harrington	08/28/17 EMS conference - 2 person		690.00			5510 142 420730	380	101000
	Harrington	08/29/17 Hotel - conference		381.57			1000 141 420400	370	101000

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	Harrington 08/29/17 Hotel - conference	381.58			5510 142 420730	370	101000
	Harrington 08/28/17 EMS course	125.00			5510 142 420730	370	101000
	Glass 08/24/17 Staples Direct Credit	-167.58			2300 132 420160	940	101000
	MacInnes 08/02/17 Ace Hdwr	28.12*			4100 141 420460	940	101000
	MacInnes 08/07/17 Ace Hdwr	28.93*			4100 141 420460	940	101000
	MacInnes 08/14/17 Ace Hdwr	5.20			1000 141 420400	220	101000
	MacInnes 08/16/17 Ace Hdwr	6.60			1000 141 420400	220	101000
	MacInnes 08/22/17 MedWrite - July 2017	4,067.02			5510 142 420730	350	101000
	MacInnes 08/28/17 MSFCA member registration	229.00			1000 141 420400	380	101000
	MacInnes 08/31/17 Assorted tools/equip	227.62*			4100 141 420460	940	101000
	Singer 08/02/17 Manila HD folder	58.00			1000 123 411700	211	101000
	Singer 08/07/17 Ink Cartridge	232.60			1000 123 411700	211	101000
	Singer 08/09/17 HP laser Cartridges	946.84			2300 132 420160	220	101000
	Singer 08/22/17 Copier paper 80 case pallet	1,310.06			1000 123 411700	211	101000
	Singer 08/22/17 Copier paper 80 case pallet	126.65*			5210 502 430510	210	101000
	Singer 08/22/17 Copier paper 80 case pallet	126.63			5310 503 430610	210	101000
	Singer 08/22/17 Copier paper 80 case pallet	126.65			5410 504 430810	210	101000
	Kardoes 08/26/17 Office Depot supplies	177.69			1000 123 411700	211	101000
	Kardoes 08/26/17 Office Depot supplies	13.69			1000 123 411700	211	101000
	Kardoes 08/30/17 Confirmation for MLCT	165.08			1000 103 410400	333	101000
	Fetterhoff 08/01/17 AICPA	-258.00			1000 104 410540	333	101000
	Fetterhoff 08/06/17 Stamps.com	24.99			1000 123 411700	310	101000
	Fetterhoff 08/07/17 Masterlock.com	15.00			1000 123 411700	211	101000
	Fetterhoff 08/17/17 HP Laser Jet	209.99			5410 504 430870	214	101000
	Fetterhoff 08/23/17 Office supplies	52.98			1000 123 411700	211	101000
	Johnson 08/22/17 Thermal printer paper	110.88			1000 131 420100	220	101000
	Johnson 08/28/17 Key box & tags	30.78			1000 131 420100	220	101000
	Johnson 08/18/17 Holiday Inn - Sullivan	700.00			1000 131 420100	370	101000
	Grady 08/31/17 Dues -King,Catharine, Grady	140.00			2220 201 460100	334	101000
	Grady 08/09/17 Maps Jumping Off Point	91.60			2220 201 460100	227	101000
	Grady 08/14/17 Stamps.com	15.99			2220 201 460100	310	101000
	Grady 08/26/17 Amazon - books	122.87			2220 201 460100	227	101000
	Lowy 08/18/17 Albertson's	109.18			1000 109 460449	220	101000
	Lowy 08/18/17 Albertson's	5.99			1000 109 460449	220	101000
	Lowy 08/25/17 Cellular Plus	44.99			1000 109 460449	347	101000
	Lowy 08/25/17 Amazon	69.18			1000 109 460449	347	101000
	Lowy 08/28/17 Amazon	35.94			1000 109 460449	347	101000
	Chambers 08/15/17 Rosa's Pizza	191.00			1000 141 420400	370	101000
	Chambers 08/02/17 write off	-1.99			1000 141 420400	370	101000
	Chambers 08/09/17 Fire Tools	362.72*			4100 141 420460	940	101000
	Chambers 08/31/17 Golden West Industries	312.86*			4100 141 420460	940	101000

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33658		3633 BILLING DOCUMENT SPECIALISTS		70.00					
	43282	08/31/17 Monthly online maintenance		23.33			5210 502 430570	213	101000
	43282	08/31/17 Monthly online maintenance		23.33			5310 503 430670	213	101000
	43282	08/31/17 Monthly online maintenance		23.34			5410 504 430870	213	101000
33659		63 HOUSE OF CLEAN		175.96					
	192208	08/08/17 37% Janitorial supplies		63.54			1000 121 411230	231	101000
	192729	08/15/17 37% Janitorial supplies		21.07			1000 121 411230	231	101000
	193715	08/29/17 37% Janitorial supplies		91.35			1000 121 411230	231	101000
33660		1994 TASK FORCE TIPS, INC.		68.00					
	12265363	07/14/17 Nozzle repair kit		68.00			1000 141 420400	230	101000
33661		2662 BOUND TREE MEDICAL, LLC		425.64					
	82617916	09/08/17 Patient supplies		425.64			5510 142 420730	235	101000
33662		55 LIVINGSTON HEALTH CARE-MEMORIAL		63.66					
	18053	09/11/17 Patient supplies		63.66			5510 142 420730	235	101000
33663		55 LIVINGSTON HEALTH CARE-MEMORIAL		41.85					
	3585671	09/11/17 Patient supplies		41.85			5510 142 420730	235	101000
33664		2595 TOWN & COUNTRY FOODS -		111.76					
	8236002	09/08/17 Station supplies		55.88			1000 141 420400	220	101000
	8236002	09/08/17 Station supplies		55.88*			5510 142 420730	220	101000
33665		16 PARISI WESTERN PLUMBING &		54.20					
	42506	07/14/17 Supplies		23.90			5210 502 430515	231	101000
	42457	08/25/17 Geyser St repair supplies		30.30			2500 151 430240	231	101000
33666		26 LIVINGSTON ACE HARDWARE -		19.99					
	98550	09/05/17 Padlock		19.99			1000 131 420100	220	101000
33667		2671 COMDATA		1,719.98					
	20275844	09/01/17 Fuel Police dept		1,719.98			1000 131 420100	236	101000
33668		3403 GRABAR VOICE AND DATA, INC		454.87					
	11361	08/24/17 Mic mounted		454.87			1000 131 420100	220	101000
33669		3371 BALCO UNIFORM COMPANY, INC.		13.30					
	52917	07/17/17 Molded ear insert - Williams		13.30*			1000 131 420100	153	101000

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33670	380349	09/01/17	3376 TRANSUNION RISK & ALTERNATIVE Investigative research	50.00 50.00			1000 131 420100	350	101000
33671	2017-09	09/30/17	117 PARK COUNTY SHERIFF MRDTF contribuiton 1st Qtr	3,125.00 3,125.00*			1000 131 420100	824	101000
33672	102017	10/01/17	3407 LIVINGSTON DAYCARE, LLC Parking lot lease - Oct	900.00 900.00			1000 121 411230	532	101000
33673	2017-10	09/12/17	3519 OPPORTUNITY BANK OF MONTANA Business Office Rent -Oct	1,775.00 1,775.00			1000 121 411230	530	101000
33674	53950	07/19/17	3275 MSU EXTENSION SERVICE Monthly Contribution Ecomomic	4,079.50 4,079.50			1000 103 410400	824	101000
33675	817012	09/08/17	2727 MMIA - LIABILITY PROGRAM Liability Bonko, Christi	1,500.00 1,500.00*			5210 502 510331	511	101000
33677	2017-10	09/01/17	1901 HARRIS, JOSEPH E. Travel Expense- Missoula	494.60 494.60			1000 131 420100	370	101000
33678	2017-10	09/07/17	3060 MCVIA Registration - J. Harris	195.00 195.00			1000 131 420100	380	101000
33679	15167	09/06/17	3237 WHISTLER TOWING, LLC Tow - 94 GMC Donoma	75.00 75.00			1000 131 420100	350	101000
33680	22430	09/06/17	250 INSTY-PRINTS Full Color - Gunderson/O'Neill	69.96 69.96			1000 131 420100	320	101000
33681	53037	08/31/17	22 ALL SERVICE TIRE & ALIGNMENT, Tires, mount & balance	509.06 449.06			1000 131 420100	231	101000
	53037	08/31/17	Tires, mount & balance	60.00			1000 131 420100	360	101000
33682	105369	09/10/17	2437 O'REILLY AUTOMOTIVE, INC Wipes	14.97 14.97			1000 131 420100	220	101000
33683	17-18	09/20/17	2569 HARD, WAYNE Flex Account	138.00 138.00			7910 212970		101000

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33684		3293 BLACKFOOT COMMUNICATIONS		151.48					
	166824	09/01/17 Internet		50.49			2500 151 430220	346	101000
	166824	09/01/17 Internet		50.49			5410 504 430820	346	101000
	166824	09/01/17 Internet		50.50			5310 503 430610	346	101000
33685		3248 AGENDA PAL		150.00					
	5293	09/01/17 Subscription service Oct.		150.00*			1000 101 410130	333	101000
33686		2958 NEOFUNDS BY NEOPOST USA, INC		1,080.01					
	11386275	08/21/17 Postage		360.00			5210 502 430570	213	101000
	11386275	08/21/17 Postage		360.00			5310 503 430670	213	101000
	11386275	08/21/17 Postage		360.01			5410 504 430870	213	101000
33687		603 MONTANA LEAGUE OF CITIES & TOWNS		310.00					
	17-18	09/13/17 MLCT Reg - Fetterhoff		150.00			1000 104 410550	333	101000
	17-18	09/13/17 MLCT Reg - Hogg		160.00			1000 107 411100	333	101000
		# of Claims	125	Total:	285,036.37				

Backup material for agenda item:

- A. Scheduled Public Comment - Jacqueline Isaly and Maggie Tarr, Representatives from Live Well 49 Initiative

LiveWell49

Mission:

LiveWell49 will enhance and improve the culture of health and wellness in Park County through creative community solutions and effective outreach.

Description:

The LW49 coalition of partners from Park County, Montana is focused initially on the target area of early childhood/youth well-being. The partners also believe, however, that the target area of senior-citizen health and wellness concerns will also be served by activities realized by LW49 coalition events and affiliate partner programs and projects.

The daily realities of vulnerable and underserved people demonstrate that, in addition to facing multiple deficits, this population demographic faces greater challenges in their personal and family health and wellness. Health status and related health behaviors are determined by influences at multiple levels: personal, organizational/institutional, environmental and policy. Realizing the vision of healthy people in healthy communities is possible only if the entire community - in its full cultural, social and economic diversity - is a dedicated partner in changing the conditions for health, wellness and nutrition.

With this in mind, the goal of LW49 is to create county-wide expectations to advance wellness, health and nutrition activities and opportunities available to community members through an effective and thoughtful collaboration of key stakeholders. Our anticipated outcomes include:

- Creation of the LW49 community coalition.
- The norming, structuring and execution of the LW49 mission.
- Information exchange with coalition and affiliate members to create awareness and transfer within the community.
- Determination of LW49 collaboration requirements and promotion of affiliate organization partnerships.
- Development and messaging the LW49 website, logo and brand.
- Development of a LW49 calendar of opportunities, specifically focused on health, wellness and nutrition (accessible through existing local portals including the Park County website, where key data will be monitored and measured).
- Hosting community meal events while simultaneously educating and modeling healthy lifestyle and nutrition choices.

Each of the strategic outcomes support the LW49 mission to enhance and improve the culture of health and wellness in Park County through creative community solutions and effective outreach. Additionally, the function of this coalition and the pro-action creates efficiencies among inter-agency partners while at the same time strengthening a local/county-wide movement on issues related to nutrition, activity and lifestyle of county/city community members. This collaborative effort positions Park County as highly informed on the topic of health and wellness and will assist all of Park County in retaining and attracting future talent to our community.

Partnerships:

Currently LW49 coalition is comprised of but not limited to;

Livingston School District, Livingston HealthCare, Park County Health Department, City of Livingston Recreation Department, CHP-Learning Partners, Livingston Food Resource Center, PFL, Xanterra.

Backup material for agenda item:

- A. RESOLUTION NO. 4758 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, FIXING THE TAX LEVY FOR FISCAL YEAR 2017-2018.

RESOLUTION NO. 4758

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, FIXING THE TAX LEVY FOR FISCAL YEAR 2017-2018.

WHEREAS, pursuant to 7-6-4001 et seq. Montana Code Annotated (MCA), and by Resolution No. 4740 the City Commission approved the Final Budget for the City of Livingston for Fiscal Year 2017-2018; and

WHEREAS, after determining the Final Budget, the City Commission is required to determine the property tax levy needed for each fund by:

- a) adding the total amount of the appropriations and authorized expenditures for the budget year;
- b) adding an additional amount as a reserve to meet expenditures made from the fund during the months of July to November of the next fiscal year;
- c) subtracting the working capital; and
- d) subtracting the total estimated revenue, other than the property tax levy, for the budget year; and

WHEREAS, pursuant to 7-6-4036, MCA, the City of Livingston is required to fix the tax levy by the later of the first Thursday after the first Tuesday in September or within 30 days after receipt of the certified taxable values, at levels that will balance the budget as provided for in 7-6-4034 MCA and in the manner provided by 15-10-201, MCA, i.e. shall make and fix every such levy in mills and tenths and hundredths of mills; and

WHEREAS, the value of the mill for Fiscal Year 2017-2018 is \$11,622.32; and

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Livingston, Montana, as follows:

Section One. That the City Commission of the City of Livingston, Montana hereby fixes, levies and assesses the general all-purpose mill levy and authorized additional mill levies against all taxable property, both real and personal in the City of Livingston, Montana, for the Fiscal Year beginning July 1, 2017, and ending on June 30, 2018, as follows:

Fund	Title	Mill
Mill levies subject to limit (15-10-420, MCA):		
1000	General	145.20
2190	Comprehensive Insurance	2.00

Resolution No. 4758

Resolution to Levy and Assess the Tax Levy for FY 2017-2018

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2370	PERS	5.55
2373	Police Pension	7.90
2374	Fire Pension	7.90
2220	Library	7.00
2371	Aggregate Health Insurance	9.95
Total mills subject to limit:		185.50

Mill levies not subject to mill levy limit (2-18-703(3), MCA):

2372	Permissive Health Insurance	31.76
Total mills not subject to limit:		31.76

Voter approved mill levies:

3003	2000 Fire Truck GOB	2.80
3005	2016 Fire Truck GOB	4.80
5510	Ambulance	2.00
Total voter approved mills:		9.60

Total mills:	226.86
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Section Two. That the effective date of this Resolution will be July 1, 2017.

Section Three. That the taxes fixed, levied and assessed will be collected by the County of Park, Montana, and the Finance Officer of the City of Livingston shall cause to be certified to the County Treasurer and the County Clerk and Recorder of Park County, Montana, a copy of this Resolution immediately after passage.

Section Four. That the Finance Officer will within a reasonable time forward a complete copy of the final budget together with tax levies to the Department of Commerce.

Section Five. That the City Manager is authorized, pursuant to 7-6-4031 Montana Code Annotated to transfer appropriations between items within the same fund.

Section Six. That, pursuant to 7-6-4006 MCA, appropriations may be adjusted pursuant to procedures authorized by the City Commission for:

- a) debt service funds for obligations related to debt approved by the governing body;
- b) trust funds for obligations authorized by trust covenants;
- c) any fund for federal, state, local or private grants and shared revenue accepted and approved by the City Commission;
- d) any fund for special assessments approved by the City Commission;
- e) the proceeds from the sale of land;
- f) any fund for gifts or donations; and
- g) money borrowed during the fiscal year.

Section Seven: That pursuant to 7-6-4012 MCA, the City Commission authorizes adjustment

to appropriations funded by fees throughout the budget period which are based upon the cost of providing a service and are fully funded by the related fees for services, fund reserves or non-fee revenue such as interest for:

- a) proprietary fund appropriations; or
- b) other appropriations specifically identified in the final budget resolution as fee-based appropriations.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this _____ day of September, 2017.

JAMES BENNETT – Chairman

ATTEST:

APPROVED AS TO FORM:

LISA HARRELD
Recording Secretary

JAY PORTEEN
City Attorney

Backup material for agenda item:

- A. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND THE BUDGET FOR FISCAL YEAR 2016-2017, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$1,016,950 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$608, 550.

RESOLUTION NO. 4757

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND THE BUDGET FOR FISCAL YEAR 2016-2017, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$1,016,950 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$608,550.

WHEREAS, by Resolution No. 4685 the City of Livingston adopted its budget for Fiscal Year 2016-2017 (FY 16-17); and

WHEREAS, Mont. Code Ann. §§ 7-6-4006(4), 7-6-4031(2) and 7-6-4006(3) provide that the budget may be amended by conducting a public hearing thereon; and

WHEREAS, any proposed budget amendment which provide for additional appropriations must identify the fund reserves, unanticipated revenue or previously unbudgeted revenue that will fund the appropriations; and

WHEREAS, the budget for FY 16-17 requires a budget amendment by making appropriation adjustments in the amount of \$1,016,950 and revenue adjustments in the amount of \$608,550 as specified herein.

NOW, THEREFORE, be it resolved by the City Commission of the City of Livingston, Montana, that the budget for Fiscal year 2016-2017 is amended as follows:

Revenue Estimate Adjustments

Fund Department	Description/Purpose	Account	Amount
General Fund			
Building & Permits		1000.323010	\$ 48,750
Swimming Pool Fees		1000.346030	8,300
Police Department Fines		1000.351037	21,298
Recreational Dept Revenue		1000.361020	21,153
Soccer Fields		2211.365050	135,503
Communications/Dispatch			
DES Grant		2300.334020	124,346
County Contributions		2300.342040	66,000
2016 Fire Truck GOB		3002.311010	48,400
Capital Improvement Fund			
Fema Grant		4010.334010	134,800
		TOTAL	\$ 608,550

Appropriation Adjustments

Fund Department	Description/Purpose	Account	Amount	Fund Reserves	Unanticipated Revenues	Unbudgeted Revenues
General Fund						
Legislative	School Nurse Contribtuion	1000.101.440000.394	\$ 11,000	X		
Legal Services	Professional Services	1000.107.411100.350	64,000	X		
Admin Services	Rec program expenses	1000.109.460445.110	12,000		X	
Admin Services	Interim city manager	1000.109.460449.110	16,750	X		
Facility Admin/Complex	Building Repairs	1000.121.411230.365	11,100	X		
Facility Admin/Complex	Property Taxes	1000.121.411230.530	8,500	X		
Central Communications	Internet Service	1000.122.411300.346	17,800	X		
Central Stores	Black Mountain/IT Contract	1000.123.411700.368	26,000	X		
Law Enforcement	Overtime	1000.131.420100.120	10,000		X	
Fire	Wages and Overtime	1000.141.420401.120	67,500	X		
Non-Departmental	Vault Infill	1000.160.520000.824	98,000	X		
Soccer Fields	Field House	2211.000.411810.940	27,000		X	
Communications/Dispatch	Dispatch remodel	2300.132.420160.940	195,000	X	X	
Permissive Medical Levy	Health Insurance	2372.160-510331.143	2,600	X		
Street Maintenance	Overtime	2500.151.430240.120	29,500	X		
	Pothole Patcher	2500.151.430240.960	38,500	X		
	Administrative Cost Allocation	2500.151.521000.392	32,300	X		
Business Improvement District	Professional Services	2650.470100.350	12,600	X		
2016 Fire Truck GOB	Debt service	3002.170.490100.610-630	48,000			X
West End TIF	Starlo booster station	3200.000.490200.940	56,500		X	
Capital Improvement Fund	Radios for fire	4010.000.411810.900-940	135,000		X	
Railroad Crossing Levy	Utility locates	4099.000.411850.940	2,300	X		
Solid Waste	Disposal Fees	5410.504.430840.396	95,000		X	
		TOTAL	\$ 1,016,950			

Dated this _____ day of September, 2017.

JAMES BENNETT - Chairman

ATTEST:

APPROVED AS TO FORM:

LISA HARRELD
Recording Secretary

JAY PORTEEN
City Attorney

Resolution No. 4757

Amending the budget for Fiscal Year 2016-2017 by making appropriation adjustments in the amount of \$1,016,950 and revenue adjustments in the amount of \$608,550.

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[Exhibit A to Resolution No. 4757]

NOTICE

A public hearing will be held by the City Commission of Livingston, Montana, on October 3RD, 2017, at 6:30 p.m. in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana, on **Resolution No. 4757** entitled **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND THE BUDGET FOR FISCAL YEAR 2016-2017, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$1,016,950 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$608,550 AND CALLING FOR A PUBLIC HEARING** by making amendments as follows:

Revenue Estimate Adjustments

Fund Department	Description/Purpose	Account	Amount
General Fund			
Building & Permits		1000.323010	\$ 48,750
Swimming Pool Fees		1000.346030	8,300
Police Department Fines		1000.351037	21,298
Recreational Dept Revenue		1000.361020	21,153
Soccer Fields		2211.365050	135,503
Communications/Dispatch			
DES Grant		2300.334020	124,346
County Contributions		2300.342040	66,000
2016 Fire Truck GOB		3002.311010	48,400
Capital Improvement Fund			
Fema Grant		4010.334010	134,800
		TOTAL	\$ 608,550

Appropriation Adjustments

Fund Department	Description/Purpose	Account	Amount	Fund Reserves	Unanticipated Revenues	Unbudgeted Revenues
General Fund						
Legislative	School Nurse Contribtuion	1000.101.440000.394	\$ 11,000	X		
Legal Services	Professional Services	1000.107.411100.350	64,000	X		
Admin Services	Rec program expenses	1000.109.460445.110	12,000		X	
Admin Services	Interim city manager	1000.109.460449.110	16,750	X		
Facility Admin/Complex	Building Repairs	1000.121.411230.365	11,100	X		
Facility Admin/Complex	Property Taxes	1000.121.411230.530	8,500	X		
Central Communications	Internet Service	1000.122.411300.346	17,800	X		
Central Stores	Black Mountain/IT Contract	1000.123.411700.368	26,000	X		
Law Enforcement	Overtime	1000.131.420100.120	10,000		X	
Fire	Wages and Overtime	1000.141.420401.120	67,500	X		
Non-Departmental	Vault Infill	1000.160.520000.824	98,000	X		
Soccer Fields	Field House	2211.000.411810.940	27,000		X	
Communications/Dispatch	Dispatch remodel	2300.132.420160.940	195,000	X	X	
Permissive Medical Levy	Health Insurance	2372.160-510331.143	2,600	X		
Street Maintenance	Overtime	2500.151.430240.120	29,500	X		
	Pothole Patcher	2500.151.430240.960	38,500	X		
	Administrative Cost Allocation	2500.151.521000.392	32,300	X		
Business Improvement District	Professional Services	2650.470100.350	12,600	X		
2016 Fire Truck GOB	Debt service	3002.170.490100.610-630	48,000			X
West End TIF	Starlo booster station	3200.000.490200.940	56,500		X	
Capital Improvement Fund	Radios for fire	4010.000.411810.900-940	135,000		X	
Railroad Crossing Levy	Utility locates	4099.000.411850.940	2,300	X		
Solid Waste	Disposal Fees	5410.504.430840.396	95,000			
		TOTAL	\$1,016,950			

Resolution No. 4757

Amending the budget for Fiscal Year 2016-2017 by making appropriation adjustments in the amount of \$1,016,950 and revenue adjustments in the amount of \$608,550.

All interested persons are invited to attend and give their comments. For additional information contact Paige Fetterhoff, Finance Officer, 110 South B Street, Livingston, MT 59047, or by phone at 823-6003. (Publish twice at least 6 days apart and the notice needs also to be posted and copies made available to the public.)

Resolution No. 4757

Amending the budget for Fiscal Year 2016-2017 by making appropriation adjustments in the amount of \$1,016,950 and revenue adjustments in the amount of \$608,550.

2017 Budget Review

The purpose of this report is to update the Commission on the status of the fiscal year 2017 budget and recommend any necessary amendments. A summary of the city's entire budget, as adopted, is shown below. A breakdown of the individual funds can be found in the last two pages of this report.

SUMMARY OF BUDGETED REVENUES, EXPENDITURES AND OTHER FINANCING SOURCES/USES for the Fiscal Year Ended June 30, 2017

	Governmental Funds				Proprietary Funds	Trust & Agency Funds	Total All Funds
	General	Special Revenue	Debt Service	Capital Project			
Beginning Balance							
Reserve/Working Capital	\$ 518,068	\$ 2,680,690	\$ 688,378	\$ 135,446	\$ 1,459,599	\$ 237,268	\$ 5,719,449
Total Revenues	4,204,681	3,938,595	208,698	750,600	6,516,900	6,500	15,625,974
Total Expenditures	4,126,195	5,269,310	146,675	746,900	6,248,178	3,500	16,540,758
Ending Balance							
Reserve/Working Capital	<u>\$ 596,554</u>	<u>\$ 1,349,975</u>	<u>\$ 750,401</u>	<u>\$ 139,146</u>	<u>\$ 1,728,321</u>	<u>\$ 240,268</u>	<u>\$ 4,804,665</u>

Overview

The city's budget includes 40 separate funds. Approximately 80% of the city's budget, however, is encompassed in the eight primary operating funds listed below. Most of the comments in this report will focus on these operating funds.

- General Fund
- Library Fund
- Communications & Dispatch Fund
- Street Maintenance District Fund
- Water Fund
- Wastewater Fund
- Solid Waste Fund
- Ambulance Fund

Shown on the following table is a summary of budgeted revenues and expenditures, year-to-date totals, year-end projections, and the variance for each of the city's eight primary operating funds. All funds combined resulted in revenues 43.56% greater than budgeted and expenditures were 40.24% over expenditure estimates for these funds. The net effect is a positive indicator.

SUMMARY OF REVENUES AND EXPENDITURES
MAJOR OPERATING FUNDS
for the Fiscal Year Ended June 30, 2017

	General Fund			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 518,068	\$ 528,097	\$ 10,029	1.94%
Revenues	4,204,681	4,285,862	81,181	1.93%
Expenditures	4,126,195	4,319,600	193,405	4.69%
Net revenues over expenditures	78,486	(33,738)	(112,224)	-142.99%
Ending Reserve	\$ 596,554	\$ 494,359	\$ (102,195)	-17.13%
	Library			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 145,618	\$ 172,442	\$ 26,824	18.42%
Revenues	382,531	379,576	(2,955)	-0.77%
Expenditures	467,089	438,010	(29,079)	-6.23%
Net revenues over expenditures	(84,558)	(58,434)	26,124	30.89%
Ending Reserve	\$ 61,060	\$ 114,008	\$ 52,948	86.71%
	Communications & Dispatch			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 239,224	\$ 290,037	\$ 50,813	21.24%
Revenues	512,460	777,714	265,254	51.76%
Expenditures	726,210	962,495	236,285	32.54%
Net revenues over expenditures	(213,750)	(184,781)	28,969	13.55%
Ending Reserve	\$ 25,474	\$ 105,256	\$ 79,782	313.19%
	Street Maintenance District			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 244,665	\$ 290,157	\$ 45,492	18.59%
Revenues	992,100	983,245	(8,855)	-0.89%
Expenditures	726,193	905,122	178,929	24.64%
Net revenues over expenditures	265,907	78,123	(187,784)	-70.62%
Ending Reserve	\$ 510,572	\$ 368,280	\$ (142,292)	-27.87%

SUMMARY OF REVENUES AND EXPENDITURES
MAJOR OPERATING FUNDS
for the Fiscal Year Ended June 30, 2017 (cont.)

	Water			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 182,323	\$ 513,956	\$ 331,633	181.89%
Revenues	1,522,250	1,577,828	55,578	3.65%
Expenditures	1,537,096	1,209,154	(327,942)	-21.34%
Net revenues over expenditures	(14,846)	368,674	383,520	2583.32%
Ending Reserve	\$ 167,477	\$ 882,630	\$ 715,153	427.02%
	Sewer			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 1,158,680	\$ 1,519,768	\$ 361,088	31.16%
Revenues	2,233,250	3,652,704	1,419,454	63.56%
Expenditures	1,774,192	1,947,449	173,257	9.77%
Net revenues over expenditures	459,058	1,705,255	1,246,197	271.47%
Ending Reserve	\$ 1,617,738	\$ 3,225,023	\$ 1,607,285	99.35%
	Solid Waste			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ (99,026)	\$ (203,424)	\$ (104,398)	105.42%
Revenues	1,851,925	1,925,473	73,548	3.97%
Expenditures	1,922,140	1,947,449	25,309	1.32%
Net revenues over expenditures	(70,215)	(21,976)	48,239	68.70%
Ending Reserve	\$ (169,241)	\$ (225,400)	\$ (56,159)	33.18%
	Ambulance			
	Budgeted	YTD Actual	Variance	Percent Variance
Beginning Reserve	\$ 217,622	\$ 257,002	\$ 39,380	18.10%
Revenues	909,475	978,361	68,886	7.57%
Expenditures	1,014,750	1,007,410	(7,340)	-0.72%
Net revenues over expenditures	(105,275)	(29,049)	76,226	72.41%
Ending Reserve	\$ 112,347	\$ 227,953	\$ 115,606	102.90%

SUMMARY OF REVENUES AND EXPENDITURES
MAJOR OPERATING FUNDS
for the Fiscal Year Ended June 30, 2017 (cont.)

	All Funds			Percent Variance
	Budgeted	YTD Actual	Variance	
Beginning Reserve	\$ 5,719,449	\$ 6,582,627	\$ 863,178	15.09%
Revenues	15,625,974	18,101,599	5,492,927	43.56%
Expenditures	16,540,758	17,240,593	4,946,728	40.24%
Net revenues over expenditures	(914,784)	861,006	546,199	173.50%
Ending Reserve	\$ 4,804,665	\$ 7,443,633	\$ 1,409,377	23.36%

An analysis of each of these funds' revenues, expenditures, and variances is discussed in the following sections. Also included in the analysis are recommended budget amendments necessary to prevent actual expenditures from exceeding appropriations in any individual fund.

Expenditure and Revenue Analysis

Personnel – All Funds

A large component of governmental budgets is personnel. In municipalities, the significant nature of construction and infrastructure projects cause personnel to be a smaller percentage of the city's budget than in many other governmental entities (such as schools). Nevertheless, personnel costs remain a significant element of the city's budget.

Personnel costs, unlike infrastructure and construction projects, are highly predictable. We do have cyclical personnel costs in many areas such as part-time parks workers, seasonal street crew workers, etc., yet we are able to project personnel costs with a high degree of accuracy.

Shown below is a table which shows total budgeted salaries, overtime and benefits for all funds of the city. Also shown are actual expenditures for the year and the percent of the budget expended. As shown by the table, we expended a total of 98.3% of the personnel budget. Personnel costs, which represent \$7.3 million of the city's total budget, were on target.

Personnel Costs	Budgeted	Expended June 30, 2017	Percent Expended
Salaries & Wages	\$ 4,593,957	\$ 4,505,741	98.1%
Overtime	318,500	462,187	145.1%
Benefits	2,418,310	2,237,159	92.5%
	<u>\$ 7,330,767</u>	<u>\$ 7,205,087</u>	<u>98.3%</u>

Note: The State of Montana contributes toward the city's three retirement systems. The city does not actually receive or expend these funds, however, accounting rules require the city to record the state's contribution as both a revenue and an expenditure. Actual expenditures shown above have been adjusted based on the state's budgeted contribution

General Fund Revenues

We estimated we would collect \$4,204,681 of general fund revenues for the year. For the past three years, we have collected an average of 103.1% of our general fund revenues for the year. This year we collected 101.7% of budgeted revenues. Our general fund revenues appear to be on-target for the year.

	Budgeted	Received	Percent Received
<u>Prior Three Years:</u>			
Fiscal Year 2014	\$ 3,803,587	\$ 4,110,305	108.1%
Fiscal Year 2015	4,234,475	4,246,915	100.3%
Fiscal Year 2016	4,187,454	4,246,243	101.4%
	<u>\$ 12,225,516</u>	<u>\$ 12,603,463</u>	<u>103.1%</u>
 <u>Budget Year:</u>			
Fiscal Year 2017	4,204,681	4,275,574	101.7%

Prudent budgeting dictates that we are somewhat conservative in our estimates, yet remain realistic. Our initial revenue estimates met these basic budgeting criteria. Listed below are some of the significant general fund revenue sources which warrant discussion.

Property Taxes

The city's budget was based on an estimated mill value of \$10,668, which represented an increase in the mill value of 1%. The actual mill value was \$10,878, or a 2.99% increase in value.

This difference did not significantly change our anticipated property tax collections.

We estimated we would collect \$1,718,295 of general fund property taxes for the year. We actually collected a \$1,686,961, 98.2% of our estimate. For the past three years, we have collected an average of 100.7% of budgeted revenues. We were slightly behind this average in 2017 with only having collected 98.2% of budgeted revenues.

General Fund Property Taxes	Budgeted	Received	Percent Received
<u>Prior Three Years:</u>			
Fiscal Year 2014	1,497,891	1,562,976	104.3%
Fiscal Year 2015	1,576,100	1,555,000	98.7%
Fiscal Year 2016	<u>1,600,983</u>	<u>1,588,066</u>	<u>99.2%</u>
	<u>\$ 4,674,974</u>	<u>\$ 4,706,042</u>	<u>100.7%</u>
<u>Budget Year:</u>			
Fiscal Year 2017	1,718,295	1,686,961	98.2%

Building Permits

We had budgeted of \$80,000 in building permit revenue for the year. We actually collected \$128,752 which was 161% great than anticipated. Building permit revenue is a good indicator of our local economy, in 2016 we issued 21 residential building permits compared to 41 in the current fiscal year.

State Entitlement/Reimbursement

State entitlement is in essence state revenue sharing. Several years ago, cities and counties received several individual revenue sources including: beer tax, wine tax, personal property reimbursement, and a portion of video poker machine tax revenue. The state began receiving these tax revenues and in return distributed state entitlement revenues to cities and counties. This revenue source is highly predictable. We budgeted \$1,097,298 and received \$1,097,251, very close to 100% of our estimate. Significant revenue sources like this, certainly contributes to our ability to make accurate general fund revenue estimates.

Recreation Department Revenue

In fiscal year 2016 a concerted effort was undertaken by our recreation manager to increase the number of programs offered by the department while ensuring the fees charged covered the cost of those programs being offered. The new programs were designed to support the community needs and were communicated widely through an increase in advertising. The result was an increase in revenues and that trend has continued. In 2017 we budgeted revenues of \$35,000 and \$52,000 for the city pool and recreations, respectively. Actual collections were \$43,307 and \$73,146. Combined we collected 134% of budgeted revenues.

Fines & Forfeitures

Fine revenue can be difficult to budget for. We utilize historical data to determine conservative estimates, while taking into consideration any operational changes that may affect the revenues. There are three main types of fines that are collected by the City General Fund: Parking Tickets, Police Department Fines, and Time Payments. Police Fines are tickets that are issued and paid in full. Time Payments are Police fines that have been set up on a payment plan through the Livingston City Court. For FY 2017, Police Revenue was budgeted at \$20,000, a historically consistent collection rate. Actual collections were \$41,298. Police officers issued 640 citations in 2016 compared to 787 in 2017. Time payment revenue has historically been

close to the \$100,000 however this dropped dramatically in fiscal year 2015 to under \$60,000. That decreased continued in 2016 but has slowly been on the rise since that time. Budgeted revenues for fy 2017 were \$55,000 compared to actual collections of \$51,788. The City Court has jurisdiction over collection of these fines, and we have undertaken an administrative process to address the underlying issues in the collection procedures.

General Fund Expenditures

General fund expenditures are typically highly predictable however there were some exceptions in fiscal year 2017. The city budgeted \$4,153,595 and spent \$4,319,330, or 104%. There were several items impacting this and are discussed in more detail below by department.

City Commission

The city commission agreed in October 2015 to provide \$11,000 to the Livingston School District to help fund a school nurse. This contribution was agreed to after the budget was adopted.

Legal Services

In August 2016 the city attorney resigned. During the process of filing this position, the City contracted with Courtney Lawellin, PC to provide legal services. This ended up being a significant additional expense to the city, approximately \$64,000 and was funded in part by vacancy savings. A budget amendment of \$29,000 will be necessary to cover this increased expense.

Administrative Services

Due to the absence of a City Manager for the majority of fiscal year 2017, Lisa Lowy filled in as the interim city manager. As an employee within the administrative services team her salary was paid out of this department. This increased expense was funded by vacancy savings in the City Managers budget.

Recreation

As the recreation department grows so does the staffing requirement and the supplies necessary to run successful programs. The increased expenses for the pool and the recreation department were just under \$16,000. The additional revenue of \$29,000, as discussed previously, more than offsets the costs.

Facility Admin

This department is used to track the cost of occupying the City/County Complex as well as the Finance Office. In fiscal year 2017 actual costs were \$137,101 compared to budgeted costs of \$117,800, a \$19,301 difference. Several factors contributed to this. The cost of repairs and maintenance for the City/County complex of historically been budgeted for at \$3000 when actual costs have been closer to \$10,000. Actual repairs and maintenance expense was \$16,750 in 2017. Going forward the administration will look more carefully at actual costs to determine an appropriate budget amount.

The other major cost overrun was the result of property taxes the city is responsible for paying for the Finance Office. This expense is \$8,000 annually and was not included in the fiscal year 2017 budget.

Central Stores

This department is used for the purchase of supplies for many departments and is part of the administrative cost allocation. The amount budgeted in this fund for computers and office machine repairs and maintenance only reflected the amount of our payments to Park County for IT support. Also included in this, however, is the city's annual fee to Black Mountain Software for accounting software and lease payments for office equipment. It appears these significant expenses were not included in the original budget process resulting in overruns of \$19,000.

Law Enforcement

One of the biggest challenges in 2017 was fully staffing the department. Because of this, there was unanticipated overtime within their budget.

Fire Department

Fire /EMS overtime has always been necessary to maintain minimum staffing levels due to additional calls, sick, vacation, and administrative leave coverage. Recently, however, the need for Overtime has increased, driving actual costs over budgeted amounts. Actual Fire overtime for FY 2017 was \$102,940 while budget was only \$62,000. A budget amendment for approximately \$40,9500 will be necessary to cover this overage. Because this has been a common scenario over the last several years, the fiscal year 2018 budget increases the overtime to a more appropriate amount.

Other

One of the largest costs in fiscal year 2017 was the vault infill project. As of June 30, the cost of this project to the city was \$98,000. While this was an unanticipated expense in the 2017 budget, it was included in 2018 and will be adjusted as needed to reflect this in the 2018 budget.

Special Revenue Funds

Library

In the current year we budgeted \$382,531 compared to collections of \$379,532. This is well within an acceptable range of budget variances.

Dispatch

Dispatch revenues are primarily monthly transfers in from the City General fund along with quarterly payments from Park County and, therefore, are very consistent and predicable, with only slight variations in fee revenues. In the current year we budgeted \$512,460 and collected \$777,013. This increase in revenue was due to a previously unbudgeted remodel of the dispatch center. Sources of revenue for this project came from additional contributions from the county and city, grant funds, as well as an intercap loan. The remodel of the dispatch center resulted in unbudgeted expenditures of \$194,000.

Street Maintenance

For the year we collected \$979,950 of our \$992,100 street maintenance revenue estimate or 99% of our budgeted revenue. This revenue is made up of mostly street maintenance assessments, collected along with the tax revenue. As with the tax collections, it appears street maintenance collections have been delayed by a month from historical collections.

The budget in street maintenance was exceeded by \$73,100 due to heavy snow in FY 2017 that increased the need for overtime as well as the purchase of a pothole patcher included in the 2018 budget. The City was able to obtain this piece of equipment in May 2017 saving roughly \$8000 that it would have cost to rent until it could have been purchased in July 2017. There is sufficient fund reserves available to cover the cost overruns in the street maintenance fund.

Soccer Fields. Phase 3 of the Soccer Fields project (construction of the fieldhouse) was started in mid FY 2016. The total cost of this phase is \$710,400. Contributions from the Livingston Youth Soccer Association will cover this amendment and therefore impact to city funds is neutral.

Capital Improvement Fund. The Park County/Livingston Youth Tennis Association completed the final upgrade for the tennis courts within Sacajawea Park. The revenue was raised by the Tennis Association and forwarded along to the City, who paid the contractor. A budget amendment will be necessary for both the revenue and the expenditures in the amount of \$163,138.

Debt Service Funds

2016 Fire Truck GOB

In November 2015 voters in the City approved a \$750,000 debt issuance for the purchase of a new fire engine. Revenue for this bond is received through taxes approved by the tax payers. In 2017 we began receiving tax revenues for this bond as well as repaying the debt. This was not included in the original budget and will require a budget amendment to both revenue and expenditures for \$50,000.

West End Tax Increment District

While this fund is primarily used to service debt, funds are also available for improvements to the area represented by the TIF. In FY 2017 the booster station in this district was replaced to prevent water supply failure, especially in the case of fire flows, to Printing For Less and the surrounding area. This is an appropriate use of these funds and there are sufficient reserves available to cover this budget overage of \$56,400.

Capital Improvement Funds

Capital Improvement Fund

In 2017 the fire department was awarded grant funds from FEMA to purchase radios. The received \$135,000 in grant funds, which is also what was spent to purchase the radios. The net effect to the city is zero however this will require a budget amendment for \$135,000.

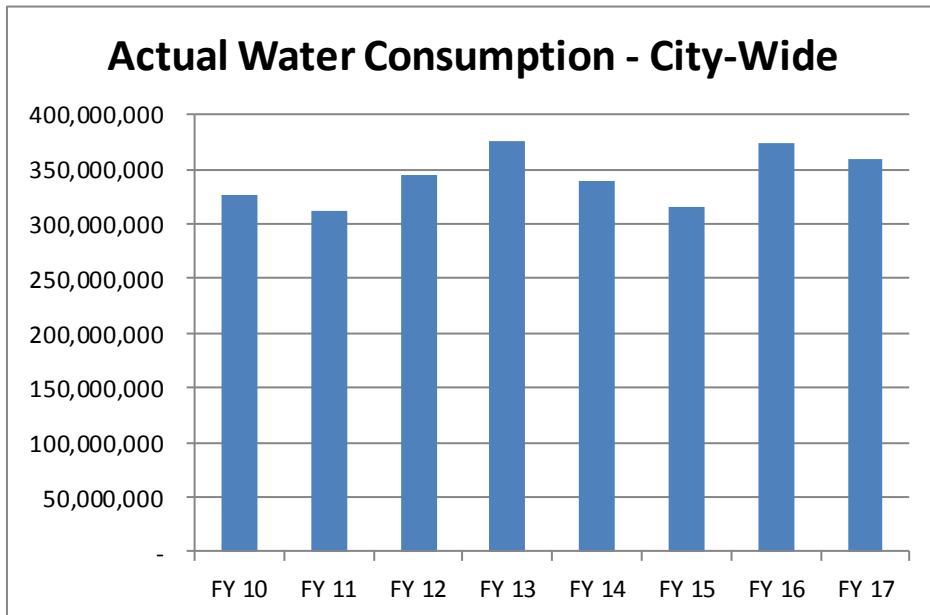
Railroad Crossing Levy

The city had to perform certain utility locates related the location of a future railroad crossing. This unanticipated cost was \$2,700 and will require a budget amendment.

Enterprise Fund Revenues

Water Fund. Water operating revenues (metered water sales) represent the vast majority of our water fund revenues. Total estimated metered water sales for the year were \$1,467,750. We collected a total of \$1,511,497 or 103% of our estimated revenue. On average for the past three years, we have collected 98.0% of our budgeted amount. Water revenues tend to be more variable, increasing or decreasing based on the weather and other factors. This variability can be seen with the water consumption graph shown below. The increase in consumption was most likely the factor that contributed the most to the increase in revenue.

Water Operating Revenues	Budgeted	Received	Percent Received
<u>Prior Three Years:</u>			
Fiscal Year 2014	1,438,200	1,369,447	95.2%
Fiscal Year 2015	1,407,600	1,329,743	94.5%
Fiscal Year 2016	1,346,000	1,407,922	104.6%
	<u>\$ 4,191,800</u>	<u>\$ 4,107,112</u>	<u>98.0%</u>
<u>Budget Year:</u>			
Fiscal Year 2017	1,467,750	1,511,497	103.0%



Wastewater Fund – Wastewater operating revenues (wastewater sales) represent the vast majority of our wastewater fund revenues. Total estimated wastewater revenues for the year are \$2,193,600. We collected \$2,279,457, or 104% of our estimate. On average, for the past three years, we have collected 100.7% of our budgeted wastewater revenues. This year we were slightly ahead of our 3 year trend at 103.9%.

Wastewater Revenues	Budgeted	Received	Percent Received
<u>Prior Three Years:</u>			
Fiscal Year 2014	1,864,375	1,884,799	101.1%
Fiscal Year 2015	2,105,600	2,099,888	99.7%
Fiscal Year 2016	<u>2,143,600</u>	<u>2,174,197</u>	<u>101.4%</u>
	<u>\$ 6,113,575</u>	<u>\$ 6,158,884</u>	<u>100.7%</u>
<u>Budget Year:</u>			
Fiscal Year 2017	2,193,000	2,279,457	103.9%

Solid Waste Fund – Garbage collection charges (including transfer station revenue) represent the vast majority of our Solid Waste Fund revenues. Total estimated garbage collection charges for the year are \$1,847,300. We collected a total of \$1,923,568 through year end, or 104.1% of our estimate. For the three prior years, we have collected 103.4% of our annual budget by year end. The unpredictability of the previous 3 years revenues is the result of a new and changing customer base: Park County Residents. As we have built a collection history with the addition of Park County residents we have been better able to predict revenues however increased customers over the scale, along with an increase in fees have helped to boost our revenue.

Solid Waste Revenues	Budgeted	Received	Percent Received
<u>Prior Three Years:</u>			
Fiscal Year 2014	1,555,195	1,681,832	108.1%
Fiscal Year 2015	1,675,000	1,768,978	105.6%
Fiscal Year 2016	<u>1,830,620</u>	<u>1,780,595</u>	<u>97.3%</u>
	<u>\$ 5,060,815</u>	<u>\$ 5,231,405</u>	<u>103.4%</u>
<u>Budget Year:</u>			
Fiscal Year 2017	1,847,300	1,923,568	104.1%

Ambulance Fund – Ambulance Service Revenues represent the vast majority of our Ambulance Fund revenues. Total estimated ambulance service revenues for the year are \$525,000. Actual collections for FY 2017 were \$621,944, or 118.5% of budgeted revenues.

Ambulance Revenues	Budgeted	Received	Percent Received
<u>Prior Three Years:</u>			
Fiscal Year 2014	407,700	469,973	115.3%
Fiscal Year 2015	453,600	550,936	121.5%
Fiscal Year 2016	<u>500,000</u>	<u>527,596</u>	<u>105.5%</u>
	<u>\$ 1,361,300</u>	<u>\$ 1,548,505</u>	<u>113.8%</u>
<u>Budget Year:</u>			
Fiscal Year 2017	525,000	621,944	118.5%

Enterprise Fund Expenditures

For proprietary funds such as the enterprise funds, the basis of accounting is full accrual. The budgets are set using cash basis. This means that at year end it is necessary to convert the funds to full accrual. This involves capitalizing assets and recording depreciation among other items. The difference between the two normally leaves sufficient budget authority, but not always. In these cases a budget amendment is necessary.

Water

Water expenditures for FY 17 were very close to budgeted amounts and will not need a budget amendment. Outstanding projects such as system upgrades, rate study, and infrastructure projects will be carried forward into FY 18.

Sewer

Cash expenditures for the sewer fund came in significantly higher than budgeted due to engineering costs for the water reclamation facility. Due to the nature of enterprise funds, these costs will be capitalized and a budget amendment will not be required.

Solid Waste Fund

Disposal fees, similar to the revenues are driven by a largely unknown customer base at the Transfer Station. In addition, as discussed throughout the year, a disparity exists between amounts charged to Park County and costs to dispose of Park County's garbage. An amendment in the amount of \$95,000 will be necessary to cover overages in budgeted disposal costs.

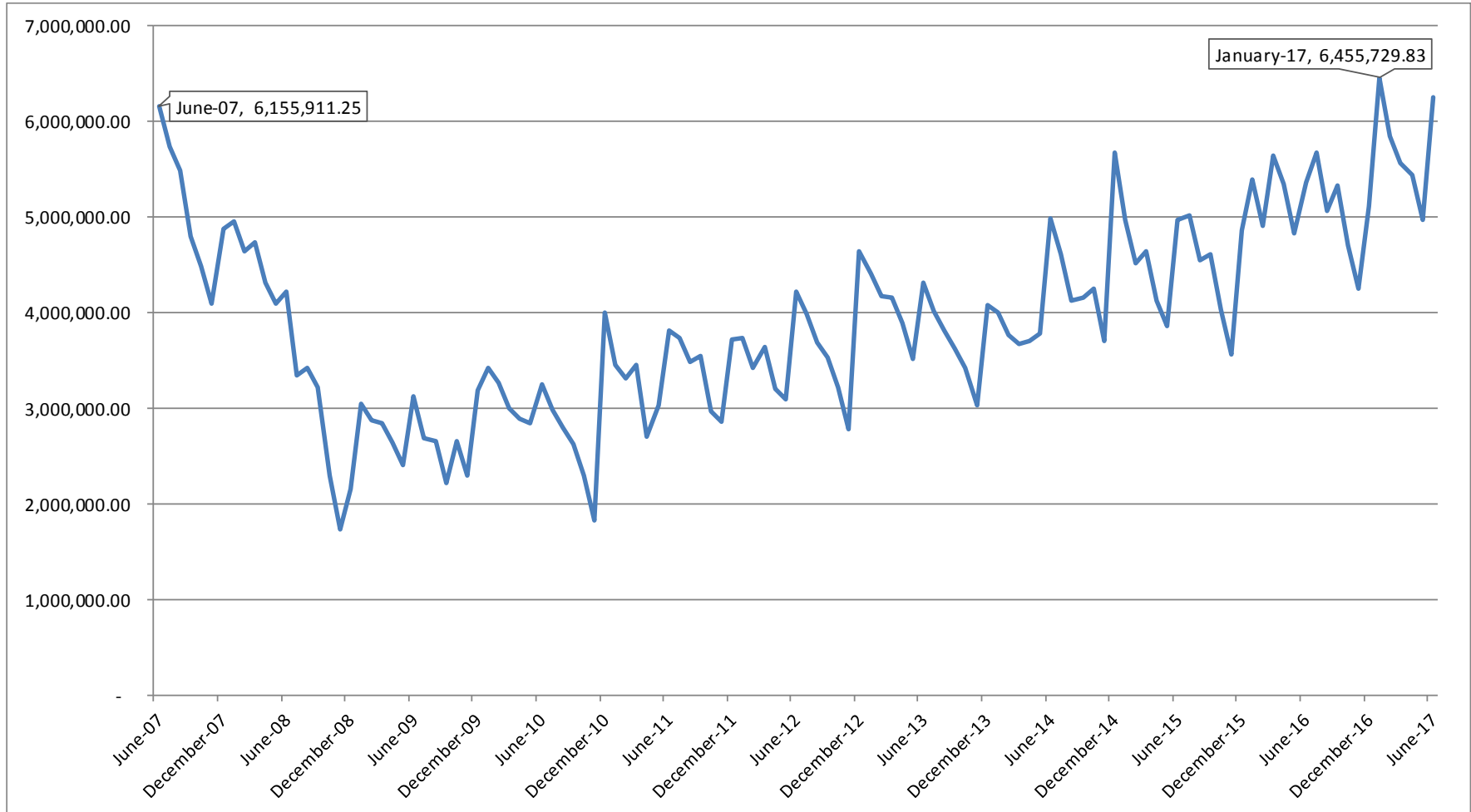
Ambulance Fund

Ambulance operating expenditures for FY 17 were very close to budgeted amounts and will not need a budget amendment. As discussed above for fire, EMS overtime has always been necessary to maintain minimum staffing levels due to additional calls, sick, vacation, and administrative leave coverage. Recently, however, the need for Overtime has increased, driving actual costs over budgeted amounts. The City has budgeted more accurately for the upcoming fiscal year. In the meantime, actual EMS overtime for FY 2017 was \$110,950 while budget was only \$70,000. In addition to the large amount of overtime costs, the union negotiated transfer incentive pays for the EMS staff. The purpose of this is to encourage EMS drivers to accept transfers when not on duty. In fiscal year 2017 \$73,000 was paid as additional wages for the transfer a patients. A budget amendment for these costs is not necessary do to line item savings elsewhere within the EMS fund.

**SUMMARY OF ADOPTED BUDGET AND
RECOMMENDED BUDGET AMENDMENTS**

	Adopted Budget	Capital Outlay Carryover	Recommended Amendments	Revised Budget
Projected Beginning				
Fund/Working Capital Balance	\$ 4,804,665	\$ 765,779		\$ 5,570,444
Estimated Revenues	15,625,974			15,625,974
Building and Related Permits			48,750	48,750
Recreation Programs			29,453	29,453
Police Department Fines			21,298	21,298
LYSA Fieldhouse			135,503	135,503
Dispatch - DES Grant			124,346	124,346
Dispatch - County Contributions			66,000	66,000
2016 Fire Truck GOB - Taxes			48,400	48,400
Capital Improvement Fund - Grants			134,800	134,800
Total Amended Revenue Estimates	15,625,974	-	608,550	16,234,524
Budgeted Expenditures	(16,540,758)			(16,540,758)
Capital Outlay Carryover		(765,779)		(765,779)
School Nurse Contribution			(11,000)	(11,000)
Professional Services - Legal			(64,000)	(64,000)
Recreation Program Expenses			(12,000)	(12,000)
Admin. Services Wages			(16,750)	(16,750)
Facilities - Repairs & Maint			(11,100)	(11,100)
Facilities - Rent			(8,500)	(8,500)
Internet Service			(17,800)	(17,800)
BMS Software & IT Support			(26,000)	(26,000)
Law Enforcement Overtime Costs			(10,000)	(10,000)
Fire Wage & Overtime Costs			(67,500)	(67,500)
Downtown Vaults			(98,000)	(98,000)
Soccer Field Fieldhouse			(27,000)	(27,000)
Dispatch Remodel			(195,000)	(195,000)
Health Insurance Costs			(2,600)	(2,600)
Street Main Overtime Costs			(29,500)	(29,500)
Capital Outlay - Pothole Patcher			(38,500)	(38,500)
Street Admin. Cost Allocation			(32,300)	(32,300)
BID Professional Services			(12,600)	(12,600)
2016 Fire Truck GOB			(48,000)	(48,000)
West End TIF - Booster Station			(56,500)	(56,500)
Capital Improvement Fund - Radios			(135,000)	(135,000)
Railroad Underpass - Utility Locates			(2,300)	(2,300)
Solid Waste Disposal Fees			(95,000)	(95,000)
Total Amended Expenditures	(16,540,758)	(765,779)	(1,016,950)	(18,323,487)
Projected Ending				
Fund/Working Capital Balance	\$ 3,889,881	\$ 0	\$ (408,400)	\$ 3,481,481

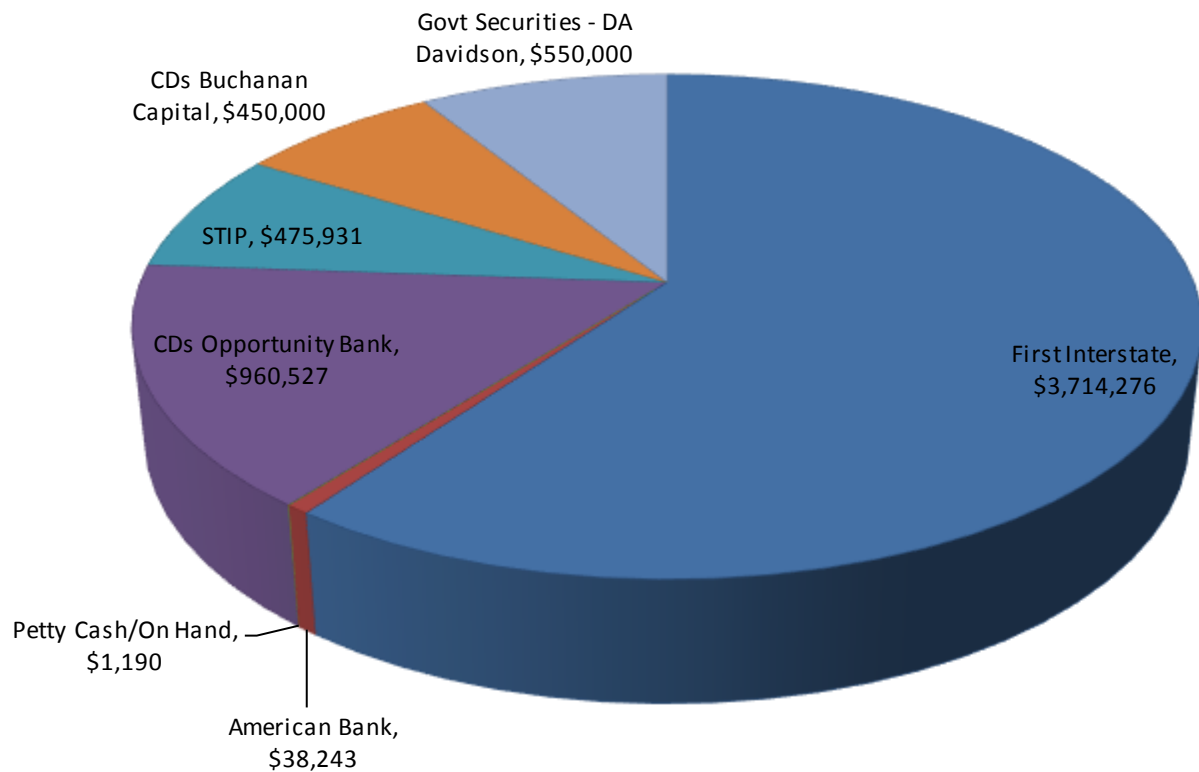
Total City Cash Balance



Cash collection for the City of Livingston is cyclical. Major revenues are received in December (November tax payment) and June (May tax payment). As reserves are built back up, so too are the cash levels, resulting in the increasing trend in the recent past.

**City Cash on Hand & Investments
as of June 30, 2017**

Financial Institution	Amount
First Interstate	\$ 3,714,276
American Bank	38,243
Petty Cash/On Hand	1,190
CDs Opportunity Bank	960,527
STIP	475,931
CDs Buchanan Capital	450,000
Govt Securities - DA Davidson	550,000
Total	<u><u>\$ 6,190,167</u></u>



Appendix

Projected Changes in Fund and Working Capital Balances

All Funds

WORKING CAPITAL BALANCES
DETAIL OF ALL FUNDS
fiscal year ended June 30, 2017

Fund	Fund Name	Beginning Balance	Revenues	Expenditures	Ending Balance
1000	General Fund	\$ 528,096	\$ 4,285,862	\$ 4,319,600	\$ 494,358
<u>SPECIAL REVENUE FUNDS</u>					
	2190 Comprehensive Liability	52,414	183,379	174,526	61,267
	2210 Recreation	0			0
	2211 Soccer Fields	39,394	135,501	176,288	(1,393)
	2212 SummerFest	(10,665)	15,990	15,065	(9,740)
	2220 Library	172,442	436,358	438,010	170,790
	2250 LFD/PCFRD Training Center	282	0	282	0
	2260 Emergency/Disaster Fund	(20,796)	130	0	(20,666)
	2270 Health-Sanitarian	24	5	0	29
	2300 Communications/Dispatch Services	290,037	777,714	962,495	105,256
	2310 Tax Increment District - Downtown	898,381	165,064	751,163	312,282
	2311 Tax Increment District - West End	(2,360)	2,360		0
	2320 Economic Development	(11,238)	49,873	48,954	(10,319)
	2370 PERD	2,674	88,760	81,194	10,240
	2371 Health Insurance	95,957	132,548	162,672	65,833
	2372 Permissive Health Levy	32	336,618	336,618	32
	2373 Police Pension	13,791	276,205	273,865	16,131
	2374 Fire Pension	40,831	270,072	268,889	42,014
	2397 CDBG Economic Dev Revolving	623,947	102,209	60,287	665,869
	2399 Impact Fees - Fire	2,008	7,618	0	9,626
	Impact Fees - Transportation	215,414	64,932	82,364	197,982
	Impact Fees - Police	2,007	17,343	5,745	13,605
	Impact Fees - Parks	14,338	5,454	10,755	9,037
	2400 S.I.D. Light Maintenance	56,458	136,584	101,100	91,942
	2500 Street Maintenance	290,157	983,245	905,122	368,280
	2600 Sidewalks	860	16,832	344	17,348
	2650 Business Improvement District	17,996	42,810	57,797	3,009
	2700 Park Improvement SRF	130,297	12,834	81,173	61,958
	2750 Law Enforcement Joint Equipment Fund	6,379	40	0	6,419
	2820 Gas Tax	55,817	159,741	117,661	97,897
	Total Special Revenue Funds	2,976,878	4,420,219	5,112,369	2,284,728

**WORKING CAPITAL BALANCES
DETAIL OF ALL FUNDS
fiscal year ended June 30, 2017 (cont.)**

Fund	Fund Name	Beginning Balance	Revenues	Expenditures	Ending Balance
<u>DEBT SERVICE FUNDS</u>					
3002	2016 Fire Truck GOB	11	48,458	47,970	499
3003	2000 Fire Truck GOB	12,677	35,392	32,600	15,469
3200	West End Tax Increment District	568,976	127,904	131,148	565,732
3400	SID Revolving	26,181	163	0	26,344
3550	SID 179 - West End	16,862	34,562	33,113	18,311
3950	SID 178 - North N Street	11,988	75	0	12,063
3955	SID 180 - Carol Lane	(20,891)	4,188	139	(16,842)
Total Debt Service Funds		615,804	250,742	244,970	621,576
<u>CAPITAL PROJECT FUNDS</u>					
4010	Capital Improvement Fund	8,213	134,786	134,645	8,354
4020	Library Capital Improvement Fund	32,709	204	0	32,913
4099	Railroad Crossing Levy	131,989	687	34,108	98,568
4100	Fire Truck/Bond Proceeds	(83,862)	771,653	664,643	23,148
Total Capital Project Funds		89,049	907,330	833,396	162,983
<u>ENTERPRISE FUNDS</u>					
5210	Water Department	367,634	1,538,536	1,111,654	794,516
5210	Water Fund System Development Fees	146,322	39,291	97,500	88,113
5310	Sewer Department	1,219,575	3,610,279	2,518,131	2,311,723
5310	Sewer Fund System Development Fees	297,193	42,425	45,000	294,618
5410	Solid Waste Department	(203,424)	1,925,473	1,947,449	(225,400)
5510	Ambulance Services	257,002	1,079,579	1,007,410	329,171
Total Enterprise Funds		2,084,302	8,235,583	6,727,144	3,592,741
<u>TRUST FUNDS</u>					
8010	Perpetual Cemetery	235,843	6,357	3,396	238,804
Total Trust Funds		235,843	6,357	3,396	238,804
Total All Funds		\$ 6,529,972	\$ 18,106,093	\$ 17,240,875	\$ 7,395,190

Backup material for agenda item:

- B. RESOLUTION NO. 4752 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, EXTENDING THE EXISTING CONTRACT BETWEEN THE CITY OF LIVINGSTON AND MONTANA WASTE SYSTEMS, INC. FOR THE DISPOSITION OF SOLID WASTE.

RESOLUTION NO. 4752

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, EXTENDING THE EXISTING CONTRACT BETWEEN THE CITY OF LIVINGSTON AND MONTANA WASTE SYSTEMS, INC. FOR THE DISPOSITION OF SOLID WASTE.

WHEREAS, the City of Livingston desires to continue disposal services for the economical and environmentally sound disposition of solid waste generated within its jurisdiction; and

WHEREAS, Montana Waste Systems, Inc. (MWS) operates a sanitary landfill and desires to provide disposal and other solid waste related services; and

WHEREAS, the City of Livingston and MWS agree to extend the existing contract for an additional five (5) years by exercising on of the optional renewal terms and to adjust the terms of compensation; and

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Livingston, Montana, as follows:

On the City of Livingston’s behalf, the City Manager is hereby authorized to enter into and extend the existing contract with MWS for an additional 5 years, which document is attached hereto and incorporated herein as Exhibit A.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this _____ day of _____, 2017.

JAMES BENNETT - Chairman

Resolution No. 4752
Authorizing City of Livingston and MWS to extend existing solid waste contract for five years.

ATTEST:

APPROVED AS TO FORM:

LISA HARRELD
Recording Secretary

JAY PORTEEN
City Attorney

Resolution No. 4752
Authorizing City of Livingston and MWS to extend existing solid waste contract for five years.

SOLID WASTE HAULING AND DISPOSAL AGREEMENT

This Solid Waste Disposal and Hauling Agreement ("Agreement") made this 23 day of January, 2008, by and between the City of Livingston, Montana, ("Municipality") and Montana Waste Systems, Inc., a Montana corporation authorized to do business in the State of Montana ("MWS").

WITNESSETH

WHEREAS, Municipality desires to obtain disposal services for the economical and environmentally sound disposition of solid waste generated within its jurisdiction; and

WHEREAS, Municipality has the power to enter into service contracts for the disposal of solid waste; and

WHEREAS, MWS operates a licensed sanitary landfill and desires to provide disposal and other solid waste related services.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the respective covenants herein contained, the parties have agreed as follows:

ARTICLE I

Definitions

1.1 "Acceptable Waste" means any and all waste that is solid waste, as defined by Montana State law, but Acceptable Waste does not include "Unacceptable Waste" as defined below.

1.2 "Delivery Date" means October 8th 2007, which is the date Waste Material is first accepted for disposal pursuant to this Agreement.

1.3 "Disposal Site" means the landfill permitted and operated by MWS near the city of Great Falls, Cascade County, Montana.

1.4 "Transfer Station" means the Municipality's station where the Municipality will transfer its acceptable waste, and the Acceptable Waste of the Municipality's customers and third party contractors, to MWS.

1.5 "Hazardous Waste" means any waste, (even though it may be part of a delivered load of waste) which:

(a) is required to be accompanied by a written manifest or shipping document describing the waste as "hazardous waste," pursuant to any state or federal law, including, but not limited to, to the Resource Conservation and Recovery Act, 42 U.S.C. § 7901, et seq. as amended and the regulations promulgated thereunder; or

(b) contains polychlorinated biphenyls or any other substance as storage, treatment or disposal of which is subject to regulation under the Toxic Substances Control Act, 15 U.S.C. § 2601, et seq. as amended and the regulations promulgated thereunder; or

(c) contains a "reportable quantity" of one or more "hazardous substances," as defined in the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9601, et seq. as amended and the regulations promulgated there under or as defined under Montana law and regulations promulgated thereunder; or

(d) contains a radioactive material the storage or disposal of which is subject to state or federal regulation.

1.6 "Municipality" means the municipal corporation for the geographical area comprising the City of Livingston, Montana (municipality).

1.7 "Special Waste" means any waste, (even though it may be part of a delivered load of waste), which is:

(a) contaminated waste (e.g., a drum, barrel, portable tank, box, pail, etc.) of a type listed in (c)-(h) of this definition, below;

(b) waste transported in a bulk tanker;

(c) liquid waste: For purpose of this paragraph, liquid waste means any waste material that is determined to be or contain "free liquid" by the paint filter test (EPA Method 9095). Sewage sludge from a publicly owned treatment works, shall be considered liquid if it contains less than 20 % solids by weight;

(d) sludge waste;

(e) waste from an industrial process;

(f) waste from a pollution control process;

(g) residue or debris from the cleanup of a spill or release of chemical substances, commercial products or wastes listed in (a)-(f) or (h) of this definition;

(h) soil, water, residue, debris or articles which are contaminated from the cleanup of a site or facility formerly used for the generation, storage, treatment, recycling, reclamation, or disposal of wastes listed in (a)-(g) of this definition;

(i) residential wastes only if a change in law, statute, regulation, rule, code, ordinance, permit, or permit condition occurs after the Effective Date of this Agreement, requires special or additional management that differs from the requirements applicable on the Effective Date of this Agreement; or

(j) any Miscellaneous Special Waste as defined in Exhibit A.

1.8 "Suspicious Waste" is waste which MWS reasonably suspects may be "Unacceptable Waste."

1.9 "Taxes" means all real estate taxes and assessments, special or otherwise, levied or assessed upon or with respect to the Disposal Site, and ad valorem taxes for MWS's personal property located thereon and used in connection therewith. Should the state in which the Disposal Site is located, or any political subdivision thereof, or any other governmental authority having jurisdiction over the Disposal Site, impose a tax, assessment, charge or fee, or increase a then existing tax, assessment, charge or fee with MWS will be required to pay, either by way of substitution for, or in addition to, a tax levied against the Transfer Station or MWS's personal property, such taxes, assessments, fees or charges will constitute "Taxes" hereunder.

1.10 "Unacceptable Waste" means any and all waste that is either:

(a) Waste which is prohibited from disposal at a sanitary landfill by state, federal or local law, regulation, rule, code, ordinance, permit or permit condition;

(b) Hazardous waste, as defined in 1.5 above; or

(c) Special Waste, without an approved Special Waste Agreement as described in Article 4.

(d) "Unacceptable Waste" shall not include residential waste unless residential waste is prohibited by a change in law which becomes effective after the Effective Date of this Agreement.

(e) "Suspicious Waste" as defined in 1.8 above.

1.11 "Waste Handler" means the Municipality, its agents, servants, or employees who handle and transport "Acceptable Waste" at the Transfer Station, and any third party customers, or contractors, or waste haulers of the Municipality that handle or transport waste using the Transfer Station.

1.12 "Calendar Year" means from July 1 2007 - June 30, 2008

1.13 "Consumer Price Index" ("CPI") means the percentage increase for the preceding twelve (12) month period in the Consumer Price Index. The CPI is determined by calculating the average of the sum of the U.S. city average and the west urban size B-C-50,000-150,000, pursuant to the "Consumer Price Index" for all urban consumers ("CPI-U").

ARTICLE 2

Terms of Agreement

2.1 Effective Date. This Agreement will be effective upon execution, as used herein, the "Effective Date."

2.2 Initial Term. The initial term of this Agreement is ten (10) years commencing on the Delivery Date.

2.3 Renewal Terms. This Agreement may be automatically renewed by either party for one (1) additional, five (5) year term. (Respectively referred to as the "First Extended Term".) The First Extended Term shall commence at the end of the initial term. The party seeking automatic renewal of this Agreement shall provide written notice of its intent to extend the term at least One Hundred Eighty (180) days prior to the expiration of the initial term. The party desiring to extend for an additional five (5) year term beyond the First Extended Term shall provide at least one hundred eighty (180) days prior written notice to the other.

ARTICLE 3

Scope of Service

3.1 Operation. MWS will provide all necessary services and equipment for receiving Acceptable Waste at the Transfer Station from Waste Handlers, and transferring such waste to the Disposal Site. Special Waste shall be received, accepted, and transferred in accordance with Article 4 of the Agreement.

3.2 Condition Precedent. MWS's obligations under this Agreement are expressly subject to the continuing effectiveness of all final, non-appealable licenses and permits that MWS deems necessary to operate the Disposal Site.

3.3 Exclusive Right. All Acceptable Waste collected by Municipality, and Acceptable Waste that the Municipality contracts to haul to, handle at or dispose of through the Transfer Station, shall be disposed of by use of the Transfer Station as described in this Agreement, and Municipality agrees, without limitation, that it will not enter into any franchise, license, contract, or other agreement for the collection, handling or hauling of Acceptable Waste with any party unless there is a provision in such franchise, license, contract, or other agreement requiring that all Acceptable Waste collected, handled, or hauled thereunder will be taken for disposal to the Transfer Station in accordance with the terms of this Agreement. Similarly, Municipality agrees, without limitation, that it will not enter into any franchise, license, contract, or other agreement for the operation of a transfer facility, recycling facility, resource recovery facility, or other alternative technology facility with any party unless there is a provision in such franchise, license, contract, or other agreement requiring that all Acceptable Waste from the transfer facility, recycling facility, resource recovery facility, or other alternate technology facility be disposed of through the Transfer Station, in accordance with the terms of this Agreement. MWS acknowledges that City currently operates a composting and recycling

program and, to the extent that waste materials are disposed of pursuant to said program at sites other than the Disposal Site, such wastes are hereby exempted from the requirements of this section.

3.4 Holidays. MWS will transport waste from the Transfer Station to the Disposal Site for disposal except when such disposal would otherwise occur when the Disposal Site is closed, Christmas Day, New Year's Day, and Easter. Special arrangements will be made on an as needed basis for days that the Disposal Site is closed.

3.5 Scale. MWS will have available at the Disposal Site, a scale or scales to weigh waste material that is transported to the Disposal Site. MWS will cause normal maintenance and calibration of the scales to be performed in accordance with manufacturer's recommendation. Municipality has the right once a month during normal working hours to enter the Disposal Site to inspect and to test the accuracy of scales. In the event the scales are not operable at any time, a vehicle or container will be charged based upon the average weight of Municipality vehicles over the prior thirty (30) days. All MWS transfer vehicles and any private hauler collection vehicles hauling waste material from the Transfer Station will be weighed in and out of the Disposal Site. Weigh-out will be optional if MWS has a tare weight on file for a vehicle.

3.6 Compliance with Applicable Laws. MWS will comply with all present and future federal, state, and local statutes and ordinances regulating the construction and operation of sanitary landfills for the disposal of waste material, and with all other rules and regulations and amendments thereto imposed by all federal and state regulatory agencies having jurisdiction over the operation of the Disposal Site.

3.7 Nondiscrimination. MWS will not, in the performance of this Agreement, discriminate or knowingly permit discrimination against any person on account of sex, race, age, creed, color, national origin, political, or religious opinion or affiliation.

3.8 Right to Refuse Unacceptable Waste. MWS reserves the right to reject any waste or load of waste brought to the Transfer Station or transported to the Disposal Site that MWS, in its sole discretion, believes to contain Unacceptable Waste. If the suspected Unacceptable Waste is not removed from MWS's possession by Municipality or Waste Handler within a reasonable time, not to exceed seven days of MWS's receipt of the waste material, MWS will arrange lawful disposal of the waste. Municipality will indemnify MWS for any costs or damages resulting from the delivery of Unacceptable Waste to the Transfer Station and will pay MWS its reasonable expenses and charges of handling, loading, preparing, transporting, storing, caring for, and lawfully disposing of the Unacceptable Waste.

3.9 Revocation of Acceptance. MWS may, at any time before the condition of the waste has been materially changed, revoke its acceptance of any of the waste discovered to be Unacceptable Waste. Revocation must occur within a reasonable time after MWS actually discovers or should have discovered the nonconformity. In revoking its acceptance of any waste, MWS shall notify Municipality of the manner in which the waste is nonconforming. If the suspected Unacceptable Waste is not removed from MWS's possession by Municipality or waste

handler within a reasonable time, not to exceed seven days of MWS's receipt of the waste material, MWS will arrange lawful disposal of the waste. Municipality will reimburse and indemnify MWS for any costs or damages resulting from the delivery of Unacceptable Waste to the Transfer Station and will pay MWS its reasonable expenses and charges of handling, loading, preparing, transporting, storing, caring for, and lawfully disposing of the Unacceptable Waste.

3.10 Title to Waste. MWS is vested with title to all Acceptable Waste accepted by MWS at the Transfer Station. Acceptance is deemed made upon loading Acceptable Wastes into MWS transportation vehicles. Special Wastes are hereby exempted from this section; Article 4 governs Special Wastes. Any revenue or other value received by MWS as a result of reclamation, recycling, or resource recovery shall be solely to the account of MWS.

ARTICLE 4

Special Waste Management

4.1 Requirement for Special Waste Management. Municipality recognizes that Municipality, through the waste generators and Waste Handlers, must manage responsibly any hazardous or Special Wastes in the solid waste stream. Municipality recognizes that the proper management of Special Wastes can be most effectively and efficiently achieved only by the accurate characterization and control of any Special Waste by the waste generator or Waste Handler. Therefore, Municipality will require all waste generators and Waste Handlers to participate in and implement a Special Waste program as described in this agreement.

4.2 (MWS's) Obligation Regarding Special Waste. MWS is not required to accept or manage any Special Waste unless it is specifically identified in a written Special Waste Agreement, approved in writing by MWS and any other person or company that handles the Special Waste.

4.3 Duty of Municipality. Municipality will require all waste generators and Waste Handlers under its jurisdiction to execute a Special Waste Agreement prior to delivery of any special waste to the Transfer Station. Municipality represents and warrants that neither it nor any waste generator or Waste Handler within its jurisdiction shall deliver, arrange for the delivery of, or contract for the delivery of any Special Waste to the Transfer Station without a fully executed Special Waste Agreement.

4.4 Special Waste Agreement. The specific requirements of the Special Waste Agreement shall be as specified from time to time by MWS and may be altered by MWS at any time as necessary to insure the proper management of Special Waste. At a minimum the initial Special Waste Agreement shall include:

(a) A representation of the character and regulatory status of the waste executed by the generator or Waste Handler;

(b) A decision document executed by MWS and any other party that will manage the Waste. A decision document shall at a minimum including the identification

of the generator and the source and characterization of the waste;

(c) A proposed management plan for the waste, including any special handling requirements;

(d) The approval of MWS and any other party that will manage the waste indicating acceptance for handling of the waste; and

(e) The unit price associated with the management of the Special Waste.

4.5 Representative Sample of Special Waste. MWS may, in its sole discretion, demand that a representative sample of any Special Waste proposed for delivery to the Transfer Station be provided by the generator or Waste Handler to MWS prior to the approval of a Special Waste Agreement. Unless otherwise agreed by MWS, the cost for acquisition, delivery and analysis of a representative sample shall be borne by the generator or Waste Handler. If the generator or Waste Handler refuses to provide a representative sample, MWS shall have no obligation to accept the Special Waste or to execute a Special Waste Agreement.

ARTICLE 5

Compensation to MWS

5.1 Base Rate. The base rate (Base Rate) to be charged for hauling and land filling Waste Material delivered to Transfer Station is \$36.93 per ton for the first year of this Agreement.

5.2 Base Rate Escalation. July 1 of each successive calendar year thereafter, during the initial term remaining or any renewal term of this Agreement, the Base Rate shall be subject to the increase, the amount of which shall be calculated by adding to the Base Rate for the immediately preceding year as follows:

$$\text{Annual Adder} = [1.00 (\text{CPI})] \times \text{the Base Rate for preceding year.}$$

As soon as practicable after the 1st of July of each year, MWS will determine the amount of the Base Rate increase. The rate adjustment increase will be effective; retroactive to July 1st. Notwithstanding the above, in no event shall the Annual Adder exceed five percent (5%) of the Base Rate for the preceding year.

5.3 Payment for Special Waste. Municipality shall reimburse MWS for actual expenses incurred in the disposal of Special Waste.

5.4 Billings. At the beginning of each calendar month, MWS will bill Municipality for all waste material transferred to MWS at the Transfer Station for disposal at the Disposal Site in the preceding calendar month, pursuant to this Agreement. MWS will supply

Municipality each month an invoice detailing the number of loads and tonnage for the preceding calendar month. Municipality will pay such invoice within thirty (30) days from receipt of the invoice, without further notice by MWS. A late charge of 1.5% per month will be imposed if the payment from Municipality is past due 15 days or more.

5.5 **Books and Records.** MWS will keep daily records of the weight or volume of Waste Material received and charges therefor, and Municipality has the right to inspect the same insofar as they pertain to the weight or volume of Waste Material received at the Transfer Station.

5.6 **Disposal Rate.** During the initial term of this Agreement, and any extension as provided herein, MWS agrees that the rates for disposal to be charged by MWS shall be no less than the rates to be charged to the Municipality or other non-commercial users pursuant to this Agreement. MWS shall provide an annual written certification to the Municipality that it has complied with the provision.

ARTICLE 6

Indemnity

6.1 **Indemnification.** MWS will indemnify and hold harmless Municipality from and against any and all liability or claims arising out of an occurrence involving MWS's use of or occupancy of the Transfer Station or an occurrence involving MWS's use of equipment or property required in the performance of this Agreement, except MWS will not indemnify and hold harmless Municipality from and against for such occurrences caused by or arising out of the negligence or willful conduct of Municipality, its officers, agents, servants, employees, third party contractors, or waste handlers.

6.2 **Insurance.** MWS shall maintain general liability insurance to protect against claims arising out of MWS's operations pursuant to this agreement, including operations at the Transfer Station, which may result in bodily injury, death, or property damage. The policy or policies in force shall contain a provision that the insurer will not cancel or decrease the insurance coverage without first giving Municipality thirty (30) days notice in writing. MWS, upon request, shall furnish Municipality evidence that the insurance required is in force. The limits of liability of all insurance required herein and the status of Municipality as an additional insured is set forth in Exhibit B, which is attached hereto and incorporated herein. MWS shall maintain Workers' Compensation insurance, for its employees, which shall meet the requirements of the State of Montana.

ARTICLE 7

Default

Except as otherwise provided herein, if either party breaches this Agreement or defaults in the performance of any of the covenants or conditions contained herein for thirty (30) days after the other party has given the party breaching or defaulting written notice of such

breach or default, unless a longer period of time is required to cure such breach or default and the party breaching or defaulting has given notice of its intent to cure or shall have commenced to cure such breach or default within said period and pursues diligently to the completion thereof, the other party may: (i) terminate this Agreement as of any date which the said other party may select provided said date is at least thirty (30) days after the elapse of the thirty (30) days in which to cure or commence curing; and (ii) have recourse to any other right or remedy to which it may be entitled by law, including, but not limited to, the right of all damage or loss suffered as a result of such breach or default. In the event either party waives default by the other party, such waiver shall not be construed or determined to be a continuing waiver of the same or any subsequent breach or default.

ARTICLE 8

Miscellaneous

8.1 Force Majeure. The performance of this Agreement by MWS may be suspended and the obligations hereunder excused or extended in the event, and during the period, that such performance is prevented, hindered, or delayed by a cause or causes beyond the reasonable control of MWS include, without limitation, default of another party; labor disputes, strike or lockout; acts of God; war; fire; explosion; national defense requirements; accidents; riot; flood; sabotage; lack of adequate fuel, power, materials, labor, or transportation facilities; power failures; breakage or failure of machinery or apparatus; damage or destruction of the Transfer Station and its facilities, or the Disposal Site; injunctions or restraining orders; and judicial or governmental laws, regulations, requirements, orders, actions, or inaction, including the revocation or suspension of or failure to obtain, for reasons beyond MWS's reasonable control, any licenses or permits required for operation of the Transfer Station or the Disposal Site. In the event of such disruption of services provided by MWS at the Disposal Site, MWS will make every reasonable effort to reopen the Disposal Site to accept Acceptable Waste as soon as practicable after the cessation of the cause of suspension of services, and it will take all reasonable steps to overcome the cause of cessation of service.

8.2 Enforcement. In the event that there is a dispute between the parties, and either party brings an action to interpret this Agreement, or to enforce any right which such party may have hereunder, or in the event an appeal is taken from any judgment or decree of a trial court, the party ultimately prevailing in such action will be entitled to receive from the other Party its costs and reasonable attorneys' fees to be determined by the court in which such action is brought.

8.3 Right to Require Performance. The failure of either party at any time to require performance by the other party of any provisions of this Agreement will in no way affect the right of that party thereafter to enforce the same. No waiver by either party of any breach of any of the provisions hereof will be taken or held to be a waiver of any succeeding breach of such provision or as a waiver of any other provision.

8.4 Law to Govern. This Agreement will be governed by the laws of the State of Montana, both as to interpretation and performance.

8.5 Severability. If any provision of this Agreement is declared illegal, void or unenforceable, the remaining provisions will not be affected but will remain in full force and effect.

8.6 Headings. The headings used herein are for convenience only and are not to be construed as part of this Agreement.

8.7 No Assignment. No assignment of this Agreement or any right accruing under this Agreement will be made wholly or in part by MWS except to an affiliate, without the express written consent of Municipality. In the event of any assignment, the assignee will assume the liability of MWS, and such assumption of liability will relieve MWS of all liability under this Agreement. For purposes of this part, affiliate means any company that is a wholly-owned subsidiary of Montana Waste Systems, Inc., or of which Montana Waste Systems, Inc. or a subsidiary thereof owns at least fifty-one percent (51%). Municipality shall not assign this Agreement in whole or in part without the expressed written consent of MWS.

8.8 Successors and Assigns. Subject to the foregoing restrictions on transfer and assignment contained in Paragraph 8.7, this Agreement will inure to the benefit of and will be binding on the parties hereto and their respective successors and assigns.

8.9 Specific Services. This is an Agreement for the performance of specific services described herein. Under no circumstances or conditions shall the operation of the Disposal Site by MWS in accordance with this Agreement be deemed a public function, nor has Municipality acquired an interest, ownership or otherwise in the real or personal property or improvements or fixtures at the Disposal Site by virtue of this Agreement.

8.10 Notices. All Notices or other communications to be given hereunder shall be in writing and shall be deemed given when mailed by registered or certified United States mail:

To Municipality:

City of Livingston, Montana
Attn: Director of Public Services
330 Bennett Street
Livingston, MT 59047

To MWS:

Montana Waste Systems, Inc.
Attn: Roger Bridgeford, General Manager
PO Box 2645
Great Falls, MT 59403

Any changes of address by either party shall be by notice given to the other in the same manner as specified above.

8.11 **Entire Agreement.** This Agreement constitutes the entire agreement and understanding between the parties hereto, and it will not be considered modified, altered, changed, or amended in any respect unless in writing and signed by the parties hereto.

8.12 **Signature.** If this Agreement should not be signed by Municipality within ten (10) days from the date of execution by MWS, this Agreement will automatically void and of no force or effect whatsoever.

IN WITNESS WHEREOF, the parties have executed this Agreement this 23 day of January, 2008.

CITY OF LIVINGSTON (MUNICIPALITY)

MONTANA WASTE SYSTEMS, INC.:

By: Edwin R. H.

By: [Signature]

Its: City Manager

Its: Mayor

STATE OF MONTANA)

ss.

COUNTY OF Park)

The foregoing instrument was acknowledged before me this 23 day of January, 2008, by Edwin R. H. of the CITY OF LIVINGSTON, MONTANA (MUNICIPALITY).

(Notarial Seal)

[Signature]
Printed Name: Bruce E. Barker
Notary Republic for the State of Montana
Residing in: Livingston
My commission expires: 10-16-08

STATE OF MONTANA)

ss.

COUNTY OF Cascade)

The foregoing instrument was acknowledged before me this 28th day of January, 2008, by Roger Bridgestone of MONTANA WASTE SYSTEMS, INC.

(Notarial Seal)

Vickie Forbes
Printed Name: Vickie Forbes
Notary Republic for the State of Montana
Residing in: Great Falls, MT
My commission expires: Jan 9, 2011

Addendum to Contract between the City of Livingston, Montana ("Municipality") and Montana Waste Systems, Inc. a Montana corporation authorized to do business in the State of Montana ("MWS") dated January 23, 2008

WITNESS ETH

WHEREAS, the Municipality desires to continue disposal services for the economical and environmentally sound disposition of solid waste generated within its jurisdiction; and

WHEREAS, the Municipality has the power to enter into service contracts for the disposal of solid waste; and

WHEREAS, MWS operates a sanitary landfill and desires to provide disposal and other solid waste related services; and

WHEREAS, the parties agree to extend the existing contract for an additional five (5) years by exercising one of the optional renewal terms and to adjust the terms of compensation.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the respective covenants herein contained, the Parties have agreed as follows:

ARTICLE 1

Definitions

Paragraph 1.2 is amended to read as follows:

“Delivery Date” means October 9th 2017.

Paragraph 1.12 is amended to read as follows:

“Calendar Year” means from July 1st to June 30th of the following year.

ARTICLE 2

Terms of Agreement

Paragraph 2.3 is amended to read as follows:

2.3 Renewal Terms: The renewal term of this agreement is 5 years commencing on the renewal date.

ARTICLE 4

Special Waste Management

Section 4 is amended to include the following:

4.6 Annual Spring Cleanup: MWS will provide a 30 ton trailer to the Municipality every spring for the Annual Spring Cleanup at no cost to the Municipality.

ARTICLE 5

Compensation to MWS

Paragraph 5.2 is amended to include the following sentence:

On October 9th, 2017 the Base Rate shall be adjusted 5.5% to \$46.63 for one time only.

The Base Rate of \$46.63 per ton shall be reduced by \$1.00 per ton if the City of Livingston Transfer Station transfers more than 16,000 tons of waste annually. This reduction will be applied at the start of the fiscal year and if the City of Livingston Transfer Station does not transfer more than 16,000 tons Montana Waste Systems will bill an under-utilization fee based on the following schedule:

$$[(16,000 \text{ Ton} - \text{Actual Tons}) / 9000 \text{ Ton}] * \$1.00$$

Tons	Base Cost	Additional Cost	Disposal Cost
7000	\$ 45.63	\$ 1.00	\$ 46.63
8000	\$ 45.63	\$ 0.89	\$ 46.52
9000	\$ 45.63	\$ 0.78	\$ 46.41
10000	\$ 45.63	\$ 0.67	\$ 46.30
11000	\$ 45.63	\$ 0.56	\$ 46.19
12000	\$ 45.63	\$ 0.44	\$ 46.07
13000	\$ 45.63	\$ 0.33	\$ 45.96
14000	\$ 45.63	\$ 0.22	\$ 45.85
15000	\$ 45.63	\$ 0.11	\$ 45.74
16000	\$ 45.63	\$ -	\$ 45.63

The remainder of Paragraph 5.2 remains the same as in the existing Contract.

Paragraph 5.3 is amended to read as follows:

5.3 Additional Compensation. In addition to the adjustments in the Base Rate specified in Paragraph 5.2, MWS will be entitled to additional compensation based upon the following events:

- a) Changes in Government Regulations Requiring Expenditures. The City will also reimburse MWS for any expenditure required solely by federal, state or local law, regulation rule, ordinance, permit or permit condition that becomes effective after the Effective Date of this Agreement and that was not imposed because of the action or inaction of MWS. MWS may amortize any required capital expenditures, with interest at then current rates for financing, over the remaining initial term of this Agreement. MWS may include any additional required operating expenditure as an adjustment to the Base Rate as adjusted.

- b) Tax Escalation. The City will also pay to MWS an amount ("Tax Escalation Amount") equal to the amount by which the Taxes assessed in each tax year exceed the amount of all Taxes paid or accrued by MWS in the calendar year of the Delivery Date. Within One Hundred Twenty (120) days of the Delivery Date MWS will provide the City a statement of the Taxes for the first calendar year. One-Twelfth (1/12th) of the Tax Escalation amount will be added each month to the invoice to the City. Increase in state and federal taxes are excluded from the about Tax Escalation amount.
- c) Cumulative Compensation. Every adjustment to MWS compensation conferred herein will be cumulative and in addition to every other adjustment conferred herein.
- d) Payment for Special Waste. Municipality shall reimburse MWS for actual expenses incurred in the disposal of Special Waste.

Paragraph 5.6 is amended to include the following sentence:

No entity located in Park County shall be charged less for Municipal Solid Waste Hauling and Disposal than the City of Livingston

All other terms and provisions of the existing Contract, other than as amended in this Addendum, shall remain in full force and effect throughout the term of the Contract and any extended term.

IN WITNESS WHEREOF, the parties have executed this Renewal of Solid Waste Hauling and Disposal Agreement this _____ day of _____, 2017.

CITY OF LIVINGSTON (MUNICIPALITY)

MONTANA WASTE SYSTEMS, INC.

By: _____

By: _____

Its: _____

Its: _____

STATE OF MONTANA)
 ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2017, by _____ of the CITY OF LIVINGSTON, MONTANA (MUNICIPALITY).

(Notorial Seal)

Printed Name: _____
Notary Republic for the State of Montana
Residing in: _____
My commission expires: _____

STATE OF MONTANA)
 ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2017, by _____ of MONTANA WASTE SYSTEMS, INC.

(Notorial Seal)

Printed Name: _____
Notary Republic for the State of Montana
Residing in: _____
My commission expires: _____

Backup material for agenda item:

- A. DISCUSS/APPROVE/DENY - Park High School request for fee waiver for parade on October 6, 2017

Park High School

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**102 View Vista Drive • Livingston, Montana 59047
(406) 222-0448 • Fax (406) 222-9404**

Lynne Scalia
Principal

Lori Dust
Vice Principal

August 30, 2017

Dear Board Members,

The Park High School (PHS) Student Council officers and representatives, as well as the student body would like to ask you for your continued support in helping us host the 2017 Homecoming Parade. Every year we have been gifted a waiver of fees for the parade and are hoping that this will be the case for this upcoming parade. Student Council along with many community members, parents, students, and businesses have worked to establish a good foundation of PHS pride and we would like to keep this momentum going.

The student council advisor is currently working on and submitting the appropriate special even application. We hope this is enough time to look over and approve the parade. Homecoming 2017 will take place this year starting Sunday October 1st and run till Saturday October 7th, 2017. This means that the parade will be scheduled for Friday, October 6th. Our route is planned out; remaining the same as prior years, and the organization and registration of floats is expected to begin shortly. Our biggest concern, as it has been in past years, is the cost of the whole event. It is our hope to continue to donate up to \$400 worth of supplies, such as tissue paper, etc., to get the floats going. Student Council recognizes that our small community is hit pretty hard for financial support and for this reason Student Council tries to keep our fundraisers to a minimum. We have a few during Homecoming, Powder Puff football and Iron Man, where we typically get most of our money for the year. As a result, the organization does not have a lot of money and the money that we do have we use to host activities for students and to fund various projects and hopefully charities within our community.

We would be grateful to have the continued security of knowing we are able to pay for these activities throughout the school year, and thus, are asking for a waiver of all fees on the parade route closure. This continued support would be greatly appreciated by all who continue to work towards building school and community spirit through our Homecoming Parade.

Thank you all so much for your time and consideration. We are very blessed to have such great community support and involvement. Park High Student Council is very thankful for all that the City of Livingston does to support us.

Sincerely,

Park High School Student Council
Nick Feldtman; Student Body President

Home of the Rangers