



Livingston City Commission Agenda

July 21, 2020

5:30 PM

Zoom Video Conferenece

<https://us02web.zoom.us/j/86995881012?pwd=SDhKMGIWnpJWmMyTTZleE5HS1lkdz09>

Meeting ID: 869 9588 1012 | Password: 184492

1. Call to Order

2. Roll Call

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment

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

6. Consent Items

- A. APPROVE MINUTES FROM 6.23.2020 CITY COMMISSION MEETING PG. 5**
- B. RATIFY CLAIMS PAID 7/1/2020-7/15/2020 PG. 8**
- C. JUDGES MONTHLY REPORT MAY 2020 PG. 19**
- D. JUNE 2020 PLEDGED SECURITIES REPORT PG. 21**
- E. APPROVE LIVINGSTON-PARK COUNTY LIBRARY BOARDS RECOMMENDATION TO FILL VACANCY PG. 25**

7. Proclamations

8. Scheduled Public Comment

9. Public Hearings

- A. THE CITY OF LIVINGSTON INVITES THE PUBLIC TO COMMENT ON THE CONSTRUCTION COSTS OF A SANITARY SEWER CONNECTION TO THE CIVIC CENTER AND SURROUNDING AREAS. PG. 31**

10. Ordinances

11. Resolutions

- A. RESOLUTION NO. 4901 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, GIVING NOTICE THAT THE CITY COMMISSION HAS COMPLETED ITS PRELIMINARY BUDGET IN THE AMOUNT OF \$20,737,194 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2020, AND ENDING JUNE 30, 2021, (FY 21), THAT THE BUDGET IS ON FILE AND AVAILABLE FOR PUBLIC INSPECTION AND ON THE INTERNET AT www.livingstonmontana.org, AND CALLING FOR A PUBLIC HEARING FOR APPROVAL OF THE FINAL BUDGET AND MAKING APPROPRIATIONS. PG. 34**

B. RESOLUTION NO. 4902 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ESTIMATE THE COST OF MAINTAINING LIGHTS AND SUPPLYING ELECTRICAL CURRENT TO SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 IN THE AMOUNT OF \$76,500 FOR FISCAL YEAR 2020-2021 AND LEVYING AND ASSESSING 100% OF THE ESTIMATED COSTS AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT.

PG. 39

C. RESOLUTION NO. 4903 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO MODIFY SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$73,100 FOR FISCAL YEAR 2020-2021 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING.

PG. 43

D. RESOLUTION NO. 4904 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO SPECIFY THE ASSESSMENT OPTION FOR STREET MAINTENANCE AND IMPROVMENTS DISTRICT NO. 1 FOR FISCAL YEAR 2020-2021 IN AN ESTIMATED AMOUNT OF \$1,028,707, LEVY AND ASSESS ALL PROPERTY WITHIN THE DISTRICT.

PG. 47

E. RESOLUTION NO. 4905 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO ADJUST ALL RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTON WATER SYSTEM.

PG. 51

F. RESOLUTION NO. 4906 - A RESOLUTION REQUESTING DISTRIBUTION OF BRIDGE AND ROAD SAFETY AND ACCOUNTABILITY PROGRAM FUNDS.

PG. 56

G. RESOLUTION NO. 4907: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ACCEPTING THE BID SUBMITTED FROM HELENA INSULATION INC. AND AUTHORIZATION FOR THE CITY MANAGER TO SIGN CONTRACT AND EXECUTE FULLY.

PG. 59

12. Action Items

A. DISCUSS/APPROVE/DENY: GUIDANCE TO CITY MANAGER ON RAILROAD CROSSING RESOLUTION.

PG. 79

13. City Manager Comment

14. City Commission Comments

15. Adjournment

Calendar of Events

7/22/2020 Commissioner listening session at Farmers Market. 4 p.m.

URA Meeting 4:30 p.m.

Parks and Trails Committee Meeting 6:00 p.m.

7/29/2020 Commissioner listening session at Farmers Market. 4 p.m.

8/4/2020 City Commission Meeting

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.

File Attachments for Item:

APPROVE MINUTES FROM 6.23.2020 CITY COMMISSION MEETING.

LIVINGSTON MONTANA CITY COMMISSION MEETING MINUTES

Tuesday, June 23, 2020, 5:30 pm
Community Room, City-County Complex

1 Call to Order

2 Roll Call

* Hoglund, Schwarz, Friedman, Mabie and Nootz were present.

3 Moment of Silence

4 Pledge of Allegiance

5 Public Comment

6 Consent Items (00:00:53)

* Mabie motioned to approve A through C, second by Schwarz.

* All in favor, motion passed 5-0.

7 Proclamations

8 Scheduled Public Comments (00:05:38)

A. Marshall Swearingen of City Tree Board, presents information on the threat of Emerald Ash Borer to Livingston's Ash Trees.

* Mabie made comments (00:14:51)

* Hoglund made comments (00:15:21)

* Nootz made comments (00:18:22)

* Schwarz made comments (00:21:29)

9 Public Hearings

10 Ordinances

11 Resolutions (00:24:24)

A. Resolution No. 4899: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign a Collective Bargaining Agreement with Montana Public Employees Association for Livingston Police Department Unit for the Fiscal Year of 2021-2024.

* Kardoes gave opening statement

* Johnathan Hettinger made public comment (00:35)

* Margaret Hayden made public comment (00:38)

* Kate French made public comment (00:43)

* Melissa Reagan made public comment (00:46)

* Julie Eaton made public comment (00:48)

* Ariety Fried made public comment (00:49)

* Alexis Van Pernis made public comment (00:51)

* Lexie Folkerts made public comment (00:52)

* Joseph Burlington made public comment (00:53)

* Sarah Homans made public comment (00:57)

* Jenny Jo Allen made public comment (00:57)

* Becca Frucht made public comment (01:07)

* Mabie made comments (01:08)

* Nootz made comments (01:12)

* Friedman made comments (01:38)

* Schwarz made comments (01:47)

* Hoglund made comments (02:08:)

* Courtney Lawellin made comments (02:23)

Motion to extend the meeting made by Mabie, seconded by Schwarz (02:52)

Discussion continued until (03:49)

Motion made by Mabie, seconded by Friedman

Motion passed 3-2 (Mabie, Friedman, Schwarz in favor, Hoglund Nootz against)

12 Action Items (03:50:35)

A. Discuss/Approve/Deny: Approve Shane Center request for waiver of building impact fees.

Kardoes gave opening statement

* Schwarz made comment (03:51)

* Heglund made comments (03:52)

* Nootz made comment (03:53)

* Friedman motioned to approve, Nootz seconded.

All in favor, motion passed 5-0.

B. Discuss/Approve/Deny: LBID Annual Workplan, Annual Budget & Propsoed Assessment. (03:54)

* Kardoes gave opening statement

* Nootz made comments (03:57)

Friedman motioned, Schwarz seconded.

All in favor, motion passed 5-0.

C. Discuss: Consider City's Recommendations for amendments to Municipal Code pertaining to parking Campers, Boarts, or Trailers on City Streets. (03:59)

* Heglund made opening statement

* Nootz made comments (04:00)

* Kardoes made comments (04:01)

* Heglund made comment (04:04)

* Friedman made comments (04:07)

* Nootz made comments (04:08)

Decision was made for City to bring back before Commission during the 2nd meeting in August. Eliminated options 2 & 4, City will focus on option 1 & 4, or creation of a hybrid version with focus on adding days and explore viable seasonal options.

13 City Manager Comments (04:23)

* Will modify the Police Department Overview and make available on the City webpage then start the discussion on the public forum. Will direct people to the annual reports.

14 City Commissioner Comments (04:27)

* Nootz (04:27)

* Mabie (04:28)

* Friedman (04:48)

* Schwarz (04:29)

* Heglund (04:30)

15 Adjourned meeting (04:35:15) 10:08 pm

File Attachments for Item:

B. RATIFY CLAIMS PAID 7/1/2020-7/15/2020.

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
2M COMPANY, INC.							
781	2M COMPANY, INC.	20172909-00	PARTS	06/17/2020	256.72	256.72	07/07/2020
781	2M COMPANY, INC.	20178683-00	PARTS	06/30/2020	3,414.87	3,414.87	07/07/2020
781	2M COMPANY, INC.	20178688-00	PARTS	06/30/2020	982.39	982.39	07/07/2020
781	2M COMPANY, INC.	20178690-00	POP UP ROTOR	06/30/2020	470.25	470.25	07/07/2020
781	2M COMPANY, INC.	20178700-00	PARTS	06/30/2020	1,202.32	1,202.32	07/07/2020
Total 2M COMPANY, INC.:					6,326.55	6,326.55	
A-1 MUFFLER, INC.							
2	A-1 MUFFLER, INC.	68349	Replace Headlights on Harnesses	06/30/2020	222.00	222.00	07/07/2020
Total A-1 MUFFLER, INC.:					222.00	222.00	
ALADTEC, INC.							
3488	ALADTEC, INC.	2020-1612	Scheduling Softw	06/02/2020	2,628.17	2,628.17	07/07/2020
Total ALADTEC, INC.:					2,628.17	2,628.17	
ALL SERVICE TIRE & ALIGNMENT							
22	ALL SERVICE TIRE & ALIGNME	59419	TUBE	06/18/2020	15.00	15.00	07/07/2020
22	ALL SERVICE TIRE & ALIGNME	59421	TUBE	06/18/2020	15.00	15.00	07/07/2020
22	ALL SERVICE TIRE & ALIGNME	59503	Tire Repair	07/01/2020	15.00	15.00	07/14/2020
Total ALL SERVICE TIRE & ALIGNMENT:					45.00	45.00	
BEARTOOTH ENVIRONMENTAL, INC							
10001	BEARTOOTH ENVIRONMENTAL	2020_06_08	HAZMAT DISPOSAL	06/08/2020	725.00	725.00	07/07/2020
Total BEARTOOTH ENVIRONMENTAL, INC:					725.00	725.00	
BILLINGS CLINIC TRAINING CENTER							
3069	BILLINGS CLINIC TRAINING CE	17847	BLS eCard	06/29/2020	72.00	72.00	07/14/2020
Total BILLINGS CLINIC TRAINING CENTER:					72.00	72.00	
BIOBOT ANALYTICS, INC							
10001	BIOBOT ANALYTICS, INC	328B41F3-000	COVID 19 WASTEWATER EPIDE	06/25/2020	2,880.00	2,880.00	07/07/2020
Total BIOBOT ANALYTICS, INC:					2,880.00	2,880.00	
BRICENO, LUIS							
10001	BRICENO, LUIS	2020_06	MEDIC CLASS	06/30/2020	868.20	868.20	07/07/2020
Total BRICENO, LUIS:					868.20	868.20	
BURTON PLANNING SERVICES, LLC.							
10001	BURTON PLANNING SERVICES,	19-112-9	LIVINGSTON GROWTH POLICY	07/02/2020	6,218.75	6,218.75	07/07/2020
Total BURTON PLANNING SERVICES, LLC.:					6,218.75	6,218.75	
CAROLINA SOFTWARE, Inc.							
3326	CAROLINA SOFTWARE, Inc.	76094	Waste Works Support	07/01/2020	500.00	500.00	07/07/2020
Total CAROLINA SOFTWARE, Inc.:					500.00	500.00	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
CARQUEST AUTO PARTS							
23	CARQUEST AUTO PARTS	1912-479181	SPARK PLUGS	07/09/2020	10.77	10.77	07/14/2020
Total CARQUEST AUTO PARTS:					10.77	10.77	
CASELLE							
3763	CASELLE	103477	Support and Maint.	07/01/2020	3,566.00	3,566.00	07/07/2020
Total CASELLE:					3,566.00	3,566.00	
CASHMAN NURSERY & LANDSCAPING							
10001	CASHMAN NURSERY & LANDS	427235	TREES SHADE TRI	06/25/2020	577.15	577.15	07/07/2020
Total CASHMAN NURSERY & LANDSCAPING:					577.15	577.15	
CATHARINE, SUZANNE							
3722	CATHARINE, SUZANNE	2020_06_01	Windshield wiper fluid	06/01/2020	6.78	6.78	07/14/2020
Total CATHARINE, SUZANNE:					6.78	6.78	
CENTRAL SERVICES DIVISION							
2571	CENTRAL SERVICES DIVISION	2021-05-051	TRANSACTION FEES	07/01/2020	588.90	588.90	07/14/2020
Total CENTRAL SERVICES DIVISION:					588.90	588.90	
CHAPPELL'S BODY SHOP, INC.							
294	CHAPPELL'S BODY SHOP, INC.	463	Car wash cards	06/30/2020	30.00	30.00	07/14/2020
294	CHAPPELL'S BODY SHOP, INC.	464	Car wash cards	06/30/2020	20.00	20.00	07/14/2020
Total CHAPPELL'S BODY SHOP, INC.:					50.00	50.00	
CHARGEPOINT							
10001	CHARGEPOINT	73595	CT4000-ASSURE5	04/20/2020	2,495.00	2,495.00	07/07/2020
Total CHARGEPOINT:					2,495.00	2,495.00	
CITY OF LIVINGSTON							
2705	CITY OF LIVINGSTON	2020_06	COVID SUPPLIES	06/30/2020	180.51	180.51	07/07/2020
131	CITY OF LIVINGSTON	CR2020-001	Boond Conversion - G. Roberts	06/30/2020	690.00	690.00	07/02/2020
Total CITY OF LIVINGSTON:					870.51	870.51	
COFFMAN'S PEAK ELECTRIC, LLC							
3491	COFFMAN'S PEAK ELECTRIC, L	1764	NEW SHOP	06/28/2020	3,782.00	3,782.00	07/07/2020
3491	COFFMAN'S PEAK ELECTRIC, L	1765	CHICOOK STREET LIGHTS	06/28/2020	360.00	360.00	07/14/2020
Total COFFMAN'S PEAK ELECTRIC, LLC:					4,142.00	4,142.00	
COMDATA							
2671	COMDATA	20032439	BZR70	03/01/2020	147.60	147.60	07/14/2020
2671	COMDATA	20333690	BZR70	05/01/2020	28.65	28.65	07/14/2020
2671	COMDATA	20335498	CG74G-STREETS	07/01/2020	2,073.30	2,073.30	07/07/2020
2671	COMDATA	20335511	CG72S	07/01/2020	1,818.75	1,818.75	07/14/2020
2671	COMDATA	20335515	CG73P	07/01/2020	1,755.90	1,755.90	07/07/2020
Total COMDATA:					5,824.20	5,824.20	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
COURTNEY LAWELLIN, PC							
10001	COURTNEY LAWELLIN, PC	2020_06_18	MEALS	06/18/2020	32.48	32.48	07/14/2020
Total COURTNEY LAWELLIN, PC:					32.48	32.48	
D.W. BURNS PLUMBING & HEATING INC							
2501	D.W. BURNS PLUMBING & HEAT	18500	REPAIRED URINAL FLUSH VALV	06/24/2020	120.00	120.00	07/07/2020
Total D.W. BURNS PLUMBING & HEATING INC:					120.00	120.00	
EARLE, RIKKI							
3835	EARLE, RIKKI	2020_06_29	POOL PARTY SUPPLIES	06/29/2020	82.81	82.81	07/07/2020
3835	EARLE, RIKKI	2020_06_30	POOL PARTY SUPPLIES	06/30/2020	34.50	34.50	07/07/2020
Total EARLE, RIKKI:					117.31	117.31	
EMANUAL, ANDREW							
3010	EMANUAL, ANDREW	2020_06_19	TRAINING TRAVEL REIMBURSE	07/01/2020	132.78	132.78	07/14/2020
Total EMANUAL, ANDREW:					132.78	132.78	
ENERGY LABORATORIES, INC.							
424	ENERGY LABORATORIES, INC.	322569	Effluent composite	06/24/2020	231.00	231.00	07/07/2020
424	ENERGY LABORATORIES, INC.	L1019	Effluent composite	07/08/2020	122.00	122.00	07/14/2020
Total ENERGY LABORATORIES, INC.:					353.00	353.00	
EXEC U CARE SERVICES, INC.							
3298	EXEC U CARE SERVICES, INC.	2306	Civic Center	07/03/2020	2,823.91	2,823.91	07/14/2020
Total EXEC U CARE SERVICES, INC.:					2,823.91	2,823.91	
FASTENAL COMPANY							
1276	FASTENAL COMPANY	MTBOZ186173	Supplies	06/30/2020	282.59	282.59	07/14/2020
Total FASTENAL COMPANY:					282.59	282.59	
FISHER SAND AND GRAVEL							
2904	FISHER SAND AND GRAVEL	18185	Chips Crushed	06/13/2020	20,917.97	20,917.97	07/14/2020
Total FISHER SAND AND GRAVEL:					20,917.97	20,917.97	
FOUR CORNERS RECYCLING, LLC							
2919	FOUR CORNERS RECYCLING,	4307	Recycling Fees	06/28/2020	4,879.50	4,879.50	07/14/2020
2919	FOUR CORNERS RECYCLING,	4307CM	Credit Memo	06/28/2020	1,286.50-	1,286.50-	07/14/2020
Total FOUR CORNERS RECYCLING, LLC:					3,593.00	3,593.00	
FRONTLINE AG SOLUTIONS, LLC							
2516	FRONTLINE AG SOLUTIONS, LL	746776	MUFFLER AND PARTS	06/16/2020	239.52	239.52	07/07/2020
Total FRONTLINE AG SOLUTIONS, LLC:					239.52	239.52	
GENERAL DISTRIBUTING COMPANY							
1845	GENERAL DISTRIBUTING COM	891561	Oxygen	06/30/2020	29.40	29.40	07/07/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total GENERAL DISTRIBUTING COMPANY:					29.40	29.40	
HUBER TECHNOLOGY							
3044	HUBER TECHNOLOGY	CD10019956	Maintenance cont	06/22/2020	1,300.00	1,300.00	07/07/2020
Total HUBER TECHNOLOGY:					1,300.00	1,300.00	
IAFC MEMBERSHIP							
10000	IAFC MEMBERSHIP	63939	MEMBERSHIP PACKAGE	07/01/2020	285.00	285.00	07/07/2020
Total IAFC MEMBERSHIP:					285.00	285.00	
IMAGE TREND, INC							
3704	IMAGE TREND, INC	123018	ANNUAL FEE	07/01/2020	4,808.00	4,808.00	07/07/2020
Total IMAGE TREND, INC:					4,808.00	4,808.00	
INDUSTRIAL TOWEL							
102	INDUSTRIAL TOWEL	30995	City Complex	06/18/2020	36.00	36.00	07/07/2020
102	INDUSTRIAL TOWEL	32703	110 south b	07/03/2020	34.46	34.46	07/07/2020
Total INDUSTRIAL TOWEL:					70.46	70.46	
INGRAM LIBRARY SERVICE							
1539	INGRAM LIBRARY SERVICE	44330611	1 Book	03/13/2020	13.89	13.89	07/14/2020
1539	INGRAM LIBRARY SERVICE	44330612	3 Books	03/13/2020	47.27	47.27	07/14/2020
1539	INGRAM LIBRARY SERVICE	44408419	1 Book	03/19/2020	35.04	35.04	07/14/2020
1539	INGRAM LIBRARY SERVICE	46046241	2 Books	05/29/2020	45.10	45.10	07/14/2020
1539	INGRAM LIBRARY SERVICE	CM43487460	CREDIT	01/10/2020	11.99-	11.99-	07/14/2020
Total INGRAM LIBRARY SERVICE:					129.31	129.31	
J & H OFFICE EQUIPMENT							
1783	J & H OFFICE EQUIPMENT	587678	Copier Contract Fire & Rescue	07/06/2020	7.07	7.07	07/14/2020
1783	J & H OFFICE EQUIPMENT	587990	Civic Center Copier C250if	07/09/2020	66.59	66.59	07/14/2020
Total J & H OFFICE EQUIPMENT:					73.66	73.66	
KARNATZ TREE SERVICE							
2001	KARNATZ TREE SERVICE	2020_06	Tree Removal - Ash	06/15/2020	675.00	675.00	07/07/2020
Total KARNATZ TREE SERVICE:					675.00	675.00	
KEN'S EQUIPMENT REPAIR, INC							
1390	KEN'S EQUIPMENT REPAIR, IN	55366	410L	06/01/2020	4,174.40	4,174.40	07/14/2020
1390	KEN'S EQUIPMENT REPAIR, IN	55391	410L	06/02/2020	211.20	211.20	07/14/2020
1390	KEN'S EQUIPMENT REPAIR, IN	55396	8152C PETE	06/03/2020	722.50	722.50	07/14/2020
1390	KEN'S EQUIPMENT REPAIR, IN	55400	G2	06/10/2020	31.50	31.50	07/14/2020
1390	KEN'S EQUIPMENT REPAIR, IN	55412	G2	06/08/2020	185.90	185.90	07/14/2020
1390	KEN'S EQUIPMENT REPAIR, IN	55454	97 PETE	06/18/2020	84.20	84.20	07/14/2020
Total KEN'S EQUIPMENT REPAIR, INC:					5,409.70	5,409.70	
KENYON NOBLE							
776	KENYON NOBLE	7773151	4X8 PLYWOOD	06/19/2020	35.90	35.90	07/07/2020
776	KENYON NOBLE	7774471	WASHER & BOLTS	06/20/2020	19.86	19.86	07/07/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total KENYON NOBLE:					55.76	55.76	
KNIFE RIVER							
8	KNIFE RIVER	686409	Cold Mix	06/15/2020	937.55	937.55	07/14/2020
Total KNIFE RIVER:					937.55	937.55	
LEHRKIND'S COCA-COLA							
2830	LEHRKIND'S COCA-COLA	1758212	Water	07/01/2020	33.80	33.80	07/07/2020
2830	LEHRKIND'S COCA-COLA	1758213	Water	07/01/2020	24.75	24.75	07/07/2020
Total LEHRKIND'S COCA-COLA:					58.55	58.55	
LILJEDAHL, RON							
3367	LILJEDAHL, RON	2020_06_29	Weed Control	06/29/2020	2,000.00	2,000.00	07/07/2020
Total LILJEDAHL, RON:					2,000.00	2,000.00	
LIVINGSTON ACE HARDWARE - #122005							
26	LIVINGSTON ACE HARDWARE -	G61651	Supplies	05/26/2020	21.58	21.58	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G62938	LINE PRO CFE	05/27/2020	94.97	94.97	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G63282	STIHL HEX NUT	05/27/2020	1.49	1.49	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G63405	SQUARE PLUG	05/28/2020	12.95	12.95	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G63870	PRECISION TRX DRV SET	05/28/2020	24.99	24.99	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G67194	Supplies	06/01/2020	140.48	140.48	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G67227	Supplies	06/01/2020	56.25	56.25	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G67544	Supplies	06/01/2020	33.94	33.94	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G67577	BULB LED	06/01/2020	14.99	14.99	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G69050	Supplies	06/03/2020	37.57	37.57	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G69358	Supplies	06/03/2020	41.98	41.98	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G69862	Supplies	06/04/2020	31.53	31.53	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G71036	Supplies	06/05/2020	55.97	55.97	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G72999	SFASTNERS	06/08/2020	1.69	1.69	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G73162	FOLDING UTLTY CART	06/08/2020	69.99	69.99	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G73251	Supplies	06/08/2020	91.97	91.97	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G73313	BAG OF ICE	06/08/2020	5.96	5.96	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G73433	Supplies	06/08/2020	12.58	12.58	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G73796	Supplies	06/09/2020	47.52	47.52	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G74196	Supplies	06/09/2020	4.74	4.74	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G75003	LINE PRO CF3	06/11/2020	39.98	39.98	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G75370	PAINT SUPPLIES	06/11/2020	44.17	44.17	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G76153	Supplies	06/12/2020	105.07	105.07	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G76207	Supplies	06/12/2020	6.22	6.22	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G78934	Supplies	06/16/2020	76.10	76.10	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G79739	Paint Supplies	06/17/2020	11.48	11.48	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G80211	KEYRAFTER	06/18/2020	32.68	32.68	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G80228	Paint Supplies	06/18/2020	3.99	3.99	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G80571	Supplies	06/19/2020	48.35	48.35	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G80646	POTTING SOIL	06/19/2020	9.98	9.98	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G82591	PIPE CUTTER PVC	06/22/2020	21.99	21.99	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G82733	Supplies	06/22/2020	165.89	165.89	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G82957	BAG OF ICE	06/22/2020	5.96	5.96	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G82995	Supplies	06/22/2020	228.94	228.94	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G83000	CREDIT RETURN	06/22/2020	15.99-	15.99-	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G83304	Supplies	06/23/2020	22.56	22.56	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G84064	SGLV LTHR DRVR COWHIDE XL	06/24/2020	16.99	16.99	07/07/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
26	LIVINGSTON ACE HARDWARE -	G84310	Supplies	06/24/2020	27.94	27.94	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G84577	SDUCT TAPE	06/24/2020	25.17	25.17	07/07/2020
26	LIVINGSTON ACE HARDWARE -	G84788	Supplies	06/25/2020	59.97	59.97	07/07/2020
26	LIVINGSTON ACE HARDWARE -	X40370	ZONE MARK BLU 1 GAL	06/02/2020	49.98	49.98	07/07/2020
26	LIVINGSTON ACE HARDWARE -	X40831	STIHL AUTOCUT	06/08/2020	49.98	49.98	07/07/2020
26	LIVINGSTON ACE HARDWARE -	X40931	Supplies	06/09/2020	5.56	5.56	07/07/2020
Total LIVINGSTON ACE HARDWARE - #122005:					1,846.10	1,846.10	
LIVINGSTON ENTERPRISE							
146	LIVINGSTON ENTERPRISE	167266	GROWTH POLICY MEETING	06/08/2020	117.00	117.00	07/07/2020
146	LIVINGSTON ENTERPRISE	167288	CITY CONSERVATION BOARD V	06/11/2020	210.00	210.00	07/07/2020
146	LIVINGSTON ENTERPRISE	167338	GROWTH POLICY MEETING	06/12/2020	22.75	22.75	07/07/2020
146	LIVINGSTON ENTERPRISE	167390	GREEN CAN PICKUP	06/17/2020	31.40	31.40	07/07/2020
146	LIVINGSTON ENTERPRISE	167397	GREEN CAN PICKUP	06/18/2020	31.40	31.40	07/07/2020
146	LIVINGSTON ENTERPRISE	167472	FAMERS MARKET	06/19/2020	60.00	60.00	07/07/2020
146	LIVINGSTON ENTERPRISE	167475	BUDGET WORKSHOP	06/19/2020	35.75	35.75	07/07/2020
146	LIVINGSTON ENTERPRISE	167484	UPDATED PUBLIC NOTICE	06/22/2020	26.00	26.00	07/07/2020
146	LIVINGSTON ENTERPRISE	167535	NOTICE OF PUBLIC WORKS SE	06/23/2020	32.50	32.50	07/07/2020
Total LIVINGSTON ENTERPRISE:					566.80	566.80	
LIVINGSTON FIREFIGHTERS UNION							
234	LIVINGSTON FIREFIGHTERS U	163615	Union Dues - 11/2019	06/24/2020	700.00	700.00	07/02/2020
234	LIVINGSTON FIREFIGHTERS U	165911	Union Dues - 12/2018	06/24/2020	938.00	938.00	07/02/2020
234	LIVINGSTON FIREFIGHTERS U	87819	Station Equipment	06/24/2020	112.50	112.50	07/02/2020
Total LIVINGSTON FIREFIGHTERS UNION:					1,750.50	1,750.50	
LIVINGSTON HEALTH CARE							
55	LIVINGSTON HEALTH CARE	2020_06_15	770142743 LAB TEST	06/15/2020	29.10	29.10	07/14/2020
55	LIVINGSTON HEALTH CARE	2020_07_08	Patient Supplies	07/08/2020	15.35	15.35	07/14/2020
55	LIVINGSTON HEALTH CARE	4247660	Patient Supplies	07/01/2020	41.12	41.12	07/07/2020
Total LIVINGSTON HEALTH CARE:					85.57	85.57	
LOMCO, INC							
2563	LOMCO, INC	29371-01	MOB MILES	06/25/2020	2,072.50	2,072.50	07/07/2020
2563	LOMCO, INC	29669-01	HFMS-2	06/25/2020	1,336.64	1,336.64	07/07/2020
2563	LOMCO, INC	30046-01	HFMS-2	06/25/2020	827.64	827.64	07/07/2020
Total LOMCO, INC:					4,236.78	4,236.78	
MARCOM							
3740	MARCOM	1910124	Colicorm	10/28/2019	176.00	176.00	07/14/2020
3740	MARCOM	1911052	Colicorm	11/15/2019	176.00	176.00	07/14/2020
3740	MARCOM	1912053	Colicorm	12/12/2019	176.00	176.00	07/14/2020
3740	MARCOM	2004062	Colicorm	04/23/2020	176.00	176.00	07/14/2020
Total MARCOM:					704.00	704.00	
MEYER ELECTRIC AND GROUNDS REPAIR, LLC							
3812	MEYER ELECTRIC AND GROUN	328	REPLACE BREAKER	03/03/2020	280.11	280.11	07/14/2020
Total MEYER ELECTRIC AND GROUNDS REPAIR, LLC:					280.11	280.11	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
MISC.							
99999	MISC.	CR2020-001	Bond Release - G. Roberts	06/30/2020	810.00	810.00	07/02/2020
99999	MISC.	TK2019-0269	Bond Release - C. Hajostek	06/30/2020	310.00	310.00	07/02/2020
99999	MISC.	TK2019-0471	Bond Release - G. Smith	06/29/2020	1,170.00	1,170.00	07/02/2020
Total MISC.:					2,290.00	2,290.00	
MMIA - LIABILITY PROGRAM							
2727	MMIA - LIABILITY PROGRAM	F20/21 PROPE	FY20/21 PROPERTY PROGRAM	07/01/2020	80,551.50	80,551.50	07/14/2020
2727	MMIA - LIABILITY PROGRAM	FY20/21 LIABI	FY20/21 LIABILITY ASSESMEN	07/01/2020	315,257.00	315,257.00	07/14/2020
Total MMIA - LIABILITY PROGRAM:					395,808.50	395,808.50	
MONTANA RAIL LINK							
112	MONTANA RAIL LINK	456048	Agreement 88742 - SEWER	07/01/2020	100.00	100.00	07/14/2020
112	MONTANA RAIL LINK	456229	Agreement 600286 - SEWER PIP	07/01/2020	100.00	100.00	07/14/2020
Total MONTANA RAIL LINK:					200.00	200.00	
MONTANA STATE - FIRE SERVICES TRAINING							
2631	MONTANA STATE - FIRE SERVI	34-154	Firefighter 2 Certification	06/30/2020	95.00	95.00	07/14/2020
Total MONTANA STATE - FIRE SERVICES TRAINING:					95.00	95.00	
MT WATERWORKS							
3016	MT WATERWORKS	32268	WALK BEHIND CONCRETE SAW	06/24/2020	4,410.00	4,410.00	07/07/2020
Total MT WATERWORKS:					4,410.00	4,410.00	
MUNICIPAL CODE CORPORATION							
3058	MUNICIPAL CODE CORPORATI	345989	Subscription	07/13/2020	150.00	150.00	07/14/2020
Total MUNICIPAL CODE CORPORATION:					150.00	150.00	
NORTHWEST PIPE FITTINGS, INC							
423	NORTHWEST PIPE FITTINGS, I	5337942-1	ELBOW	06/23/2020	56.66	56.66	07/07/2020
423	NORTHWEST PIPE FITTINGS, I	5345690	STOCK	06/30/2020	3,249.46	3,249.46	07/14/2020
423	NORTHWEST PIPE FITTINGS, I	5346709	STOCK	06/30/2020	1,139.35	1,139.35	07/14/2020
Total NORTHWEST PIPE FITTINGS, INC:					4,445.47	4,445.47	
NORTHWESTERN ENERGY							
151	NORTHWESTERN ENERGY	0708370-2_20	8th & Park Sprinklers	06/12/2020	6.18	6.18	07/07/2020
151	NORTHWESTERN ENERGY	0709877-5_20	200 E Reservoir (north side hill)	06/05/2020	799.78	799.78	07/07/2020
151	NORTHWESTERN ENERGY	0709880-9_20	200 River Drive - Pool	06/09/2020	151.41	151.41	07/07/2020
151	NORTHWESTERN ENERGY	0709881-7_20	229 River Drive - Civic Center	06/09/2020	750.61	750.61	07/07/2020
151	NORTHWESTERN ENERGY	0709882-5_20	229 River Drive - Pump Civic Cent	06/12/2020	5.33	5.33	07/07/2020
151	NORTHWESTERN ENERGY	0719271-9_20	601 Robin Lane - Well	06/08/2020	1,439.35	1,439.35	07/07/2020
151	NORTHWESTERN ENERGY	0719272-7_20	4 Billman Lane - Well	06/08/2020	1,766.41	1,766.41	07/07/2020
151	NORTHWESTERN ENERGY	0719358-4_20	Street Lights - Livingston	06/15/2020	3,622.09	3,622.09	07/07/2020
151	NORTHWESTERN ENERGY	0719373-3_20	229 River Drive	06/12/2020	7.80	7.80	07/07/2020
151	NORTHWESTERN ENERGY	0720113-0_202	229 River Drive - CC Building	06/09/2020	92.50	92.50	07/07/2020
151	NORTHWESTERN ENERGY	0720122-1_20	400 North M	06/12/2020	1.77	1.77	07/07/2020
151	NORTHWESTERN ENERGY	0802599-1_20	608 W Chinook	06/12/2020	46.90	46.90	07/07/2020
151	NORTHWESTERN ENERGY	0933715-5_20	710 W Callender	06/12/2020	42.25	42.25	07/07/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total NORTHWESTERN ENERGY:					8,732.38	8,732.38	
OUTHOUSE HEATING & PLUMBING							
3551	OUTHOUSE HEATING & PLUMBI	2963	BID TOTAL FOR ROUGH IN PHA	06/19/2020	800.00	800.00	07/14/2020
Total OUTHOUSE HEATING & PLUMBING:					800.00	800.00	
PARK COUNTY							
272	PARK COUNTY	1159	COL G-TAC SERVICE - MAY	06/16/2020	8,057.39	8,057.39	07/07/2020
272	PARK COUNTY	2020_06_30	ANNUAL IT SERVICES CITY/CO	06/30/1930	6,500.00	6,500.00	07/07/2020
Total PARK COUNTY:					14,557.39	14,557.39	
PAYDEN MEMORIAL FOUNDATION							
10001	PAYDEN MEMORIAL FOUNDATI	2020_07_02	REFUND EVENT CANCELLED	07/02/2020	50.00	50.00	07/07/2020
Total PAYDEN MEMORIAL FOUNDATION:					50.00	50.00	
PCS MOBILE							
3667	PCS MOBILE	61115	Office Dock with US AC Adaptor	06/15/2020	402.42	402.42	07/14/2020
3667	PCS MOBILE	61160	Office Dock with US AC Adaptor	06/28/2020	402.42	402.42	07/14/2020
Total PCS MOBILE:					804.84	804.84	
PRAETORIAN DIGITAL							
3810	PRAETORIAN DIGITAL	2511	Police One Academy	05/26/2020	2,160.00	2,160.00	07/14/2020
Total PRAETORIAN DIGITAL:					2,160.00	2,160.00	
PROFESSIONAL SALES & SERVICE LC							
10001	PROFESSIONAL SALES & SERV	27866	SHIPPING & HANDLING	06/24/2020	39.85	39.85	07/07/2020
Total PROFESSIONAL SALES & SERVICE LC:					39.85	39.85	
REDSTONE LEASING							
3842	REDSTONE LEASING	2020_07_01	Lease 22 OF 60	07/01/2020	203.07	203.07	07/07/2020
Total REDSTONE LEASING:					203.07	203.07	
RIVERSIDE HARDWARE LLC							
3659	RIVERSIDE HARDWARE LLC	105283	SAFETY GLASS RETRACTOR	06/19/2020	10.47	10.47	07/07/2020
3659	RIVERSIDE HARDWARE LLC	105610	SEALANT	06/22/2020	5.39	5.39	07/07/2020
3659	RIVERSIDE HARDWARE LLC	105618	HEATER/FAN ELECTRIC	06/22/2020	19.79	19.79	07/07/2020
3659	RIVERSIDE HARDWARE LLC	106154	WIRE	06/26/2020	4.99	4.99	07/07/2020
3659	RIVERSIDE HARDWARE LLC	106373	KEY BLANK	06/29/2020	2.00	2.00	07/07/2020
Total RIVERSIDE HARDWARE LLC:					42.64	42.64	
ROCKY MOUNTAIN INFORMATION							
2419	ROCKY MOUNTAIN INFORMATI	25853	RMIN Membership	07/01/2020	50.00	50.00	07/14/2020
Total ROCKY MOUNTAIN INFORMATION:					50.00	50.00	
RUBBERCYCLE, LLC							
10001	RUBBERCYCLE, LLC	94500	ACCESSAMAT 36X36X3 NB	06/19/2020	4,490.00	4,490.00	07/07/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total RUBBERCYCLE, LLC:					4,490.00	4,490.00	
SAFETRAC							
3143	SAFETRAC	29830	CDL Services	07/01/2020	465.00	465.00	07/14/2020
Total SAFETRAC:					465.00	465.00	
SECURE WARRANT							
3797	SECURE WARRANT	90	Annual Subscription	06/05/2020	1,800.00	1,800.00	07/14/2020
Total SECURE WARRANT:					1,800.00	1,800.00	
SNYDER INDUSTRIES INC							
3827	SNYDER INDUSTRIES INC	345562	BLACK 300 GAL TUBS	06/19/2020	9,464.35	9,464.35	07/14/2020
Total SNYDER INDUSTRIES INC:					9,464.35	9,464.35	
STAFFORD ANIMAL SHELTER							
1439	STAFFORD ANIMAL SHELTER	JUNE2020	Boarding, Vaccines, Euthanasia	07/01/2020	1,315.00	1,315.00	07/14/2020
Total STAFFORD ANIMAL SHELTER:					1,315.00	1,315.00	
STORY DISTRIBUTING							
3353	STORY DISTRIBUTING	66950	Diesel 500G	06/18/2020	820.50	820.50	07/14/2020
3353	STORY DISTRIBUTING	67603	Diesel 750G	06/25/2020	1,200.75	1,200.75	07/14/2020
Total STORY DISTRIBUTING:					2,021.25	2,021.25	
SWANDALL LAW PLLC							
10000	SWANDALL LAW PLLC	2020_06_24	PRO TEM JUDGE	07/06/2020	37.50	37.50	07/14/2020
Total SWANDALL LAW PLLC:					37.50	37.50	
T & E THE CAT RENTAL STORE							
533	T & E THE CAT RENTAL STORE	B2858701	CATERPILLAR 930BT3.0GP	06/25/2020	6,895.00	6,895.00	07/07/2020
Total T & E THE CAT RENTAL STORE:					6,895.00	6,895.00	
TEAR IT UP L.L.C.							
2999	TEAR IT UP L.L.C.	44847	Shredding City Attorney	06/21/2020	49.04	49.04	07/14/2020
Total TEAR IT UP L.L.C.:					49.04	49.04	
THOMSON REUTERS - WEST							
2823	THOMSON REUTERS - WEST	842589166	Information Charges	07/01/2020	303.50	303.50	07/07/2020
Total THOMSON REUTERS - WEST:					303.50	303.50	
TOWN & COUNTRY FOODS - LIVINGSTON							
2595	TOWN & COUNTRY FOODS - LI	2020_06_20	Station Supply	06/20/2020	6.00	6.00	07/14/2020
Total TOWN & COUNTRY FOODS - LIVINGSTON:					6.00	6.00	
UPS STORE #2420, THE							
292	UPS STORE #2420, THE	2020_07_08	Postage	07/08/2020	15.24	15.24	07/14/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total UPS STORE #2420, THE:					15.24	15.24	
UTILITIES UNDERGROUND LOCATION							
3472	UTILITIES UNDERGROUND LO	65089	Excavation Notifications	06/30/2020	248.06	248.06	07/07/2020
Total UTILITIES UNDERGROUND LOCATION:					248.06	248.06	
WESTERN EMULSIONS, INC.							
2963	WESTERN EMULSIONS, INC.	10433384	HFMS-2	06/22/2020	14,504.00	14,504.00	07/07/2020
2963	WESTERN EMULSIONS, INC.	10-433385	HFMS-2	06/22/2020	14,068.00	14,068.00	07/07/2020
2963	WESTERN EMULSIONS, INC.	CM 10-433784	CREDIT	06/23/2020	4,404.00-	4,404.00-	07/07/2020
Total WESTERN EMULSIONS, INC.:					24,168.00	24,168.00	
WHISTLER TOWING, LLC							
3237	WHISTLER TOWING, LLC	27885	TOW OLDSMOLBILE	06/23/2020	225.00	225.00	07/07/2020
Total WHISTLER TOWING, LLC:					225.00	225.00	
WISPWEST.NET							
2087	WISPWEST.NET	571319	Civic Center	07/01/2020	50.12	50.12	07/07/2020
Total WISPWEST.NET:					50.12	50.12	
WITMER PUBLIC SAFETY GROUP, INC.							
2629	WITMER PUBLIC SAFETY GRO	65456	FINELINE BARRICADE TAPE	05/13/2020	57.94	57.94	07/07/2020
Total WITMER PUBLIC SAFETY GROUP, INC.:					57.94	57.94	
Grand Totals:					578,981.93	578,981.93	

Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

File Attachments for Item:

C. CONSENT - Judge's Monthly Report May 2020

LIVINGSTON CITY COURT
FINANCIAL REPORT

May
2020

Date PD Monthly Report Received from City of Livingston Finance Office 5/23/2020

Tickets/Criminal Complaints Cleared: 40

Dismissed-Plea Agreement:	6	
Dismissed-Pretrial Diversion/Deferred:	2	
Dismissed-Miscellaneous:	5	
Paid-Bond Forfeit/Fine:	8	\$855.00
Paid-Time Payments:	19	\$6,480.28
Warrant Fees:		

Total	\$7,335.28
Parking Tickets:	\$1,140.00
Total:	\$8,475.28

Surcharges/Costs/Fees:

MLEA Surcharge:		\$184.14
TECH Surcharge:		\$140.00
Victim/Witness Surcharge:		\$295.00
MISD Surcharge:		\$315.00
Court Costs:		\$100.00
Public Defender Fee:	0 x \$150.00	
Public Defender Fee:	0 x \$250.00	\$ -
102-410360-390 Jury Fees	0 x \$295.00	\$ -
102-410360-390 Interpreter	0 x \$50.00	\$ -
Total		(\$1,034.14)

Total amount credited to City of Livingston General Fund: \$7,441.14

I hereby certify that this is a true and correct statement of the amount of fines/fees/costs which were fully paid and credited with the Livingston City Court during the month of: **Mar.2020**

Prepared by: Holly Happe
Hon. Holly Happe
Livingston City Judge

Date: 6/25/2020

File Attachments for Item:

D. CONSENT - June 2020 Pledged Securities

DEPOSITORY BONDS AND SECURITIES
June 30, 2020

	<u>MATURITY</u>	<u>CUSIP NO.</u>		<u>TOTAL AMOUNT PLEGGED</u>
FIRST INTERSTATE BANK				
All Accounts				
Federal Deposit Insurance Corporation			\$	250,000.00
FNNT	7/22/2026	3130AGRS6		2,000,000.00
FNNT	3/25/2037	3136B43E6		5,000,000.00
TOTAL - First Interstate Bank			\$	<u><u>7,250,000.00</u></u>
 OPPORTUNITY BANK				
All Accounts				
Federal Deposit Insurance Corporation			\$	250,000.00
Montgomery County PA	10/1/2027	613579Z20		490,000.00
TOTAL - Opportunity Bank			\$	<u><u>740,000.00</u></u>

PLEGDED SECURITIES AND CASH IN BANK

**As of
June 30, 2020**

First Interstate Bank

	<u>Total</u>
Cash & CD's on Deposit	\$ 5,872,027.68
FDIC Coverage	250,000.00
Amount Remaing	<u>5,622,027.68</u>
Pledges required @ 50%	2,811,013.84
Actual Amount of Pledges	7,000,000.00
Over (Under) Pledged	<u><u>\$ 4,188,986.16</u></u>

PLEDGED SECURITIES AND CASH IN BANK
As of
June 30, 2020

Opportunity Bank of Montana

	<u>Total</u>
Cash & CD's on Deposit	\$ 470,063.94
FDIC Coverage	250,000.00
Amount Remaining	<u>220,063.94</u>
Pledges required @ 50%	110,031.97
Actual Amount of Pledges	490,000.00
Over (Under) Pledged	<u><u>\$ 379,968.03</u></u>

File Attachments for Item:

E. APPROVE LIVINGSTON-PARK COUNTY LIBRARY BOARDS RECOMMENDATION TO FILL VACANCY.



July 16, 2020

City of Livingston Commission
414 E. Callender St.
Livingston, MT 59047

Dear Commissioners:

At the beginning of June 2020, one of the City Trustee seats on of the Livingston-Park County Public Library Board expired. Trustee terms are for five years and trustees are not permitted, by state statute, to serve more than two successive terms.

Having considered the two applicants for the seat, at its July 15th, 2020 meeting the Library Board unanimously voted to recommend Jack Longbine to the open City Trustee seat. Mr. Longbine resides at 311 W. Callender in Livingston.

The Library Board appreciates having the opportunity to provide its input on your appointment decision.

Sincerely,

[signed]

Elaine Peterson
Livingston-Park County Library Board President
406.686.4065

July 6, 2020

26

Dear Sirs:

Enclosed is my (rather hastily put together) application to be considered to fill the open vacancy on the Library Board. We heard from a friend that applications are now being taken, although the friend was unsure as to exact deadline for filing and also unsure of where applications were to be submitted.

I went online, and while I could not find answers to those two questions, I was able to download a generic application for appointed office. I am a strong supporter of public libraries, and would appreciate being considered for this position.

Sincerely,

Jack C. Longene

City of Livingston
Application for Appointed Office
(Revised 3/17/03)

Appointed Position Seeking: LIBRARY BOARD

Date of Application: 7/6/2020

Name: Jack C. Longbine
Address: 311 W. Callender
Telephone: daytime (503) 201-9522
Fax Number: N/A

Signed: Jack C. Longbine
after 5:00 p.m.: (503) 201-9522
e-mail address: jackcolongbine@gmail.com

1. Are you a resident of the City of Livingston? Yes

2. Are you a registered voter? Yes

3. Will you be at least 18 years of age at the time of the appointment? Yes

4. Describe the reasons you are interested in this appointment: I believe that a good library system is vital for the health of a city.

5. Describe any background, experience and interests that you have which may assist you in performing the responsibilities of this appointment:

A. Occupation: Retired Pastor & also retired Corp. V.P. of Human Resources

B. Education: B.A., 89 credit hours towards Ph.D & M.Div degree for multi-national corporation

C. Experience: Negotiated union contracts; developed Employee Assistance Program later used as county wide ex. for other companies

(please attach a detailed resume if desired)

6. Have you served on any previous boards or in any governmental positions in the past? Chair (4 years) the board of a non profit drug/alcohol treatment organization. (Project Stop in Portland, OR)

7. Are you currently serving on any Community Boards? NO

A. If yes, please describe those boards.

8. Current Employer? Retired

9. Are you available for night meetings? YES

10. Are you available for daytime meetings? YES

11. Do you foresee any potential conflicts of interest that you might have in executing the duties of this appointed office? NO

12. If conflict of interest arose for you, how would you deal with it as an appointed member of this board? Would recuse myself from being involved with the specific issue relating to the potential conflict of interest.

REV. JACK C. LONGBINE
311 W. Callender Street
Livingston, Montana 59047

EDUCATION

Master of Divinity degree, **Multnomah Biblical Seminary**, Portland, Oregon, 1998-2002. (Also served as teaching fellow for Dr. John Terveen for second semester Greek classes and for Dr. Pamela Reeve for Biblical Counseling lab sessions).

Ph.D. Program, (Interpersonal Communication major), 89 graduate credits earned. **University of Washington**, Seattle, Washington, 1970 to 1973. (As teaching fellow, also taught college classes in Speech 203, Interpersonal Communication.)

Bachelor of Arts, (Speech and English majors). **Midland Lutheran College**, Fremont, Nebraska, 1964 to 1968.

CHURCH EXPERIENCE

Senior Pastor:

September 2003-26 April 2015: Served as pastor of Moreland Bible Church in Portland, Oregon. Church had experienced a fire and a church split, leaving about ten people. Service to this community included encouraging healing and building relationships, rebuilding the physical structure. Mentoring three pastoral interns, initiating Saturday Kids' Club and summertime Bible club for neighborhood service, and supporting about twenty kids per summer for week-long summer camp.

Interim Pastor:

October 2002-September 2003: Served as an intentional one-year interim pastor at Faith Community Church. Helped elders redefine their roles as under shepherds of the church family, and to explore the extent of that change at a retreat. The year's interim included a 14-week exploration of the "One Another" biblical passages, challenging the entire church family to redefine their relationships with one another in union with Christ Jesus.

Internship:

1999-2001: Ministerial Internship at Hinson Memorial Baptist Church. Wide exposure to variety of areas, but three were emphasized: oversaw Doorkeeper Ministry (over 60 volunteers) to greet and assist visitors and provide parking and information assistance; taught adult Sunday School classes; and, conducted worship services (including monthly communion service) at Hazelwood Assisted Living Center.

Other, as Lay Leader:

*Pulpit fill (various churches)

*Member of Elder Board (Presbyterian) and Church Council (Congregational)

- *Chaired various standing church committees: Pastoral Search; Worship; Fellowship; Missions; Christian Education; Evangelism; Building and Grounds; Personnel; and Finance.
- *Taught adult, senior high and junior high Sunday School classes.
- *Organized church family camps.
- *Coordinated Conflict Management training for local church.
- *Led weekly prayer service.
- *Led weekly Bible study group.
- *Participated in Men's Fellowship and accountability groups.

SECULAR EMPLOYMENT HISTORY

1979 to 1997. **OREGON STEEL MILLS INC.** Portland, Oregon.

Progressed through series of positions within Human Resources Department to become Corporate V.P. of Human Resources in 1989. Responsible for all areas of labor relations and human resources at plants in Oregon, California, Colorado and Alberta, Canada.

Relevant achievements included:

- *Developed Employee Assistance Program (EAP) at Portland facility that was used as a model in the tri-county area.
- *Negotiated labor agreements in the U.S. and Canada that enhanced flexibility and broke down traditional barriers. Replaced we-they mentality with a commitment to teamwork and mutual respect.
- *Implemented internal communications and training program to ensure all employees understood needs of co-workers as well as of external customers and how their efforts could specifically satisfy those needs.

1960 to 1979, **OTHER SECULAR EXPERIENCE**

From eighth grade on worked at least part time while in school, and full time during summers and after graduation. Employment was varied (e.g., agricultural, soup factory clean up crew, retail sales, aircraft inspection, manufacturing supervision, etc.) and exposed me to a variety of work environments and people. Also have served in volunteer capacity on Board of Directors (4 years as chair) of non-profit drug treatment facility.

File Attachments for Item:

THE CITY OF LIVINGSTON INVITES THE PUBLIC TO COMMENT ON THE CONSTRUCTION COSTS OF A SANITARY SEWER CONNECTION TO THE CIVIC CENTER AND SURROUNDING AREAS.

The City of Livingston City Commission recently voted to approve making an application for grant funding from the TSEP program to assist with the construction costs of a sanitary sewer connection to the Civic Center and surrounding areas. The area is currently served by a septic system which exists within the designated flood plain and near the Yellowstone River.

The City invites the public to comment on the construction of a sanitary sewer line to service the Livingston Civic Center and area parks during this public hearing conducted during the regularly scheduled City Commission meeting on July 21, 2020.

PUBLIC NOTICE

The City of Livingston invites the public to comment on the construction of a sanitary sewer line to service the Livingston Civic Center and surrounding areas. The area is currently served by a septic system which exists within the designated flood plain and near the Yellowstone River. Interested persons may submit their comments concerning the construction project during the public hearing at the regularly scheduled July 21, 2020, City Commission meeting, by email to llywy@livingstonmontana.org or in writing to City of Livingston 414 E. Callender St. Livingston, MT 59047.

To be guaranteed consideration, written comments must be postmarked on or before 07/21/2020.

More information can be obtained by contacting Lisa Lowy, Administrative Services Director at 823-9870.

Please publish Wednesday, July 15, 2020.

Faith Kinnick
City of Livingston
July 13, 2020

File Attachments for Item:

RESOLUTION NO. 4901 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, GIVING NOTICE THAT THE CITY COMMISSION HAS COMPLETED ITS PRELIMINARY BUDGET IN THE AMOUNT OF \$20,737,194 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2020, AND ENDING JUNE 30, 2021, (FY 21), THAT THE BUDGET IS ON FILE AND AVAILABLE FOR PUBLIC INSPECTION AND ON THE INTERNET AT www.livingstonmontana.org, AND CALLING FOR A PUBLIC HEARING FOR APPROVAL OF THE FINAL BUDGET AND MAKING APPROPRIATIONS.

RESOLUTION NO. 4901

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, GIVING NOTICE THAT THE CITY COMMISSION HAS COMPLETED ITS PRELIMINARY BUDGET IN THE AMOUNT OF \$20,737,194 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2020, AND ENDING JUNE 30, 2021, (FY 21), THAT THE BUDGET IS ON FILE AND AVAILABLE FOR PUBLIC INSPECTION AND ON THE INTERNET AT www.livingstonmontana.org, AND CALLING FOR A PUBLIC HEARING FOR APPROVAL OF THE FINAL BUDGET AND MAKING APPROPRIATIONS.

WHEREAS, the City Manager has presented the City Manager’s Preliminary Budget recommendation for Fiscal Year 2020-2021 in the amount of \$20,737,194 to the City Commission as required by 7-6-4020 Montana Code Annotated (MCA); and

WHEREAS, the City Commission has completed its Preliminary Budget for Fiscal Year 2020-2021, an overview of which is attached hereto as Exhibit A and incorporated into this Resolution by this reference as though fully set forth herein; and

WHEREAS, a copy of the completed Preliminary Budget for Fiscal Year 2020-2021 has been placed for public inspection in the office of the Finance Officer located at 110 South B Street, Livingston, Montana, and on the City of Livingston’s web page at www.livingstonmontana.org; and

WHEREAS, pursuant to 7-6-4001 *et seq.* MCA, the City Commission shall meet on August 4th, 2020, at which time a public hearing on the proposed preliminary budget will be held during which time any taxpayer or resident of the City will be heard for or against any part of the proposed preliminary budget; and

WHEREAS, the hearing may be continued from day to day and must be concluded and the budget finally approved and adopted and appropriations made by resolution by the later of the second Monday in August or within 45 calendar days of receiving certified taxable values from the Montana Department of Revenue; and

WHEREAS, the City Commission intends to consider the proposed preliminary budget for FY 2020-2021 and make revisions, reductions, additions and changes thereto as deemed appropriate and to establish spending limits at the level of appropriations detailed in Exhibit A which is attached hereto and incorporated by this reference as though fully set forth herein; and

WHEREAS, the City Commission intends to authorize and appropriate expenditures of governmental fund types (general fund, special revenues funds, debt service funds and capital project funds) and operating expenses for proprietary fund types (enterprise funds and internal service funds) and fiduciary fund types (permanent funds) for budget units and purposes set forth herein, in the amounts designated herein;

WHEREAS, the City Commission further intends to authorize and re-appropriate the **Resolution No. 4901 Giving notice of Preliminary Budget for FY 2020-2021, of its availability for public inspection and calling for a public hearing.**

unexpended balance of Capital Improvement Program & equipment items previously budgeted which have not been completed within Fiscal Year 2019-2020.

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

That the City Manager’s Preliminary Budget recommendations for FY 2020-2021 have been received by the City Commission and the City Commission has made revisions, reductions, additions and changes thereto as they have deemed appropriate and the Preliminary Budget is now deemed completed and ready for public review and comment and a copy of the Preliminary Budget has been placed on file and is open for public inspection in the City Finance Offices located at 110 South B Street, Livingston, Montana and at www.livingstonmontana.org.

BE IT FURTHER RESOLVED by the City Commission that a public hearing on the Preliminary Budget for FY 2020-2021 will be held on August 4th, 2020 at 5:30 p.m. in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana, at which time any taxpayer or resident may appear and be heard for or against any part of the preliminary budget which hearing may be continued from day to day and must be concluded and the budget finally approved and adopted by the later of the second Monday in August or within 45 days of receiving certified taxable value from the Montana Department of Revenue at which time the City Commission will adopt the Final Budget for Fiscal Year 2020-2021 and make appropriations accordingly.

BE IT FURTHER RESOVLED by the City Commission of the City of Livingston, Montana, that the notice attached hereto as Exhibit B be published and posted as required by 7-14127, MCA.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this 21st day of July, 2020.

DOREL HOGLUND - Chairperson

ATTEST:

APPROVED AS TO FORM:

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney

Resolution No. 4901 Giving notice of Preliminary Budget for FY 2020-2021, of its availability for public inspection and calling for a public hearing.

EXHIBIT A to Resolution No. 4901

CHANGES IN FUND BALANCE/WORKING CAPITAL					
Fund #	Fund Name	Projected Beginning Fund Balance June 30, 2020	Budgeted Revenues	Budgeted Expenditures	Projected Ending Fund Balance June 30, 2021
GENERAL FUND					
1000	General Fund	1,823,781	6,384,249	6,397,369	1,810,661
SPECIAL REVENUE FUNDS					
2190	Comprehensive Liability	18,380	-	-	18,380
2220	Library	287,931	714,817	667,031	335,717
2300	Communications/Dispatch Services	97,463	989,149	986,968	99,644
2310	Tax Increment District - Downtown	343,916	432,812	468,725	308,003
2372	Permissive Health Levy	1	535,158	534,358	801
2397	CDBG Economic Dev Revolving	616,580	31,010	647,590	-
2399	Impact Fees - Fire	7,676	9,660	11,000	6,336
	Impact Fees - Transportation	270,899	56,494	259,453	67,940
	Impact Fees - Police	19,134	21,599	33,000	7,733
	Impact Fees - Parks	19,638	11,890	27,000	4,528
	Unassigned	-	1,000	-	1,000
2400	Light Maintenance	84,602	150,150	198,800	35,952
2500	Street Maintenance	333,081	1,091,226	1,055,266	369,041
2600	Sidewalks	(127,845)	53,980	73,300	(147,165)
2650	Business Improvement District	1	42,700	42,700	1
2700	Park Improvement SRF	70,532	-	-	70,532
2750	Law Enforcement Joint Equipment	6,516	30	6,546	-
2820	Gas Tax	107,091	496,797	497,300	106,588
TOTAL SPECIAL REVENUE FUNDS		2,155,596	4,638,472	5,509,037	1,285,031
DEBT SERVICE FUNDS					
3002	2016 Fire Truck GOB	18,787	55,876	55,644	19,019
3003	2000 Fire Truck GOB	4,796	-	-	4,796
3200	West End Tax Increment District	330,346	139,689	299,169	170,866
3400	SID Revolving	24,247	120	-	24,367
3550	SID 179 - West End	23,467	34,633	32,381	25,719
3955	SID 180 - Carol Lane	(5,230)	3,513	-	(1,717)
TOTAL DEBT SERVICE FUNDS		396,413	233,831	387,194	243,050
CAPITAL PROJECT FUNDS					
4010	Capital Improvement	8,475	40	8,515	-
4020	Library Capital Improvement	25,097	-	-	25,097
4099	Railroad Crossing Levy	26,085	4,876	30,961	-
TOTAL CAPITAL PROJECT FUNDS		59,657	4,916	39,476	25,097
ENTERPRISE FUNDS					
5210	Water	938,960	1,606,854	1,436,731	1,109,083
5310	Sewer	1,196,180	2,584,491	2,686,103	1,094,568
5410	Solid Waste	71,663	2,338,884	2,249,671	160,876
5510	Ambulance Services	731,654	2,166,428	2,030,113	867,969
TOTAL ENTERPRISE FUNDS		2,938,457	8,696,657	8,402,618	3,232,496
PERMANENT FUNDS					
8010	Perpetual Cemetery	245,403	4,000	1,500	247,903
TOTAL ALL FUNDS		7,619,307	19,962,125	20,737,194	6,844,238

Resolution No. 4901 Giving notice of Preliminary Budget for FY 2020-2021, of its availability for public inspection and calling for a public hearing.

EXHIBIT B to Resolution No. 4901

NOTICE

NOTICE is hereby given that the City Commission of Livingston, Montana, has completed its Preliminary Budget for Fiscal Year 2020-2021, that the budget is on file and open for public inspection in the office of the Finance Officer, 110 S B Street, Livingston, Montana and for further information contact Finance Officer Paige Fetterhoff at 823-6003 and that a public hearing on **Resolution No. 4901** entitled **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, GIVING NOTICE THAT THE CITY COMMISSION HAS COMPLETED ITS PRELIMINARY BUDGET IN THE AMOUNT OF \$20,737,194 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2020, AND ENDING JUNE 30, 2021, (FY 21), THAT THE BUDGET IS ON FILE AND AVAILABLE FOR PUBLIC INSPECTION AND ON THE INTERNET AT www.livingstonmontana.org, AND CALLING FOR A PUBLIC HEARING FOR APPROVAL OF THE FINAL BUDGET AND MAKING APPROPRIATIONS**, which will be held by the City Commission on August 4th, 2020, at 5:30 p.m. in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana, at which time the public is invited to attend and comment thereon and which hearing may be continued from day to day and must be concluded and the budget finally approved and adopted and appropriations made by the later of the second Monday in August or within 45 days of receiving certified taxable value from the Montana Department of Revenue.

(Publish notice twice at least 6 days apart and the notice needs also to be posted and copies made available to the public.)

File Attachments for Item:

B. RESOLUTION NO. 4902 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ESTIMATE THE COST OF MAINTAINING LIGHTS AND SUPPLYING ELECTRICAL CURRENT TO SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 IN THE AMOUNT OF \$76,500 FOR FISCAL YEAR 2020-2021 AND LEVYING AND ASSESSING 100% OF THE ESTIMATED COSTS AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT.

RESOLUTION NO. 4902

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ESTIMATE THE COST OF MAINTAINING LIGHTS AND SUPPLYING ELECTRICAL CURRENT TO SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 IN THE AMOUNT OF \$76,500 FOR FISCAL YEAR 2020-2021 AND LEVYING AND ASSESSING 100% OF THE ESTIMATED COSTS AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT.



WHEREAS, the City of Livingston has created Special Improvement Lighting District No. 20 for the purpose of providing for general public health, safety and welfare by lighting streets for vehicular and pedestrian safety and as a deterrent to criminal activity; and

WHEREAS, the estimated costs of maintaining lights and supplying electrical current for Lighting District No. 20 for Fiscal Year 2020-2021 is \$76,500; and

WHEREAS, it is the City’s intent to levy and assess 100% of the costs for maintaining the lights and supplying electrical current against each parcel of land within said district for that part of the cost which its assessable area bears to the assessable area of the district which such parcel is located exclusive of streets, avenues, alleys and public places; and

WHEREAS, the City Commission finds that all parcels of property located within the district will be benefitted from maintaining lights and supplying electrical current for Lighting District No. 20; and

WHEREAS, a list of all parcels of property to be assessed within said district which contain the name of each parcel owner and the amount to be levied and assessed thereon is on file and open for public inspection in the office of the City of Livingston, 414 East Callender Street, Livingston, Montana; and

WHEREAS, pursuant to 7-12-4351, MCA, the City Commission will meet on August 4th, 2020, to hear all objections which may be made to such assessment or any part thereof and may adjourn from time to time for that purpose and may by resolution modify such assessment in whole or in part.

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

That Special Improvement Lighting District No. 20 is defined as including each and every parcel of property located in the City of Livingston, including all annexations thereto.

BE IT FURTHER RESOLVED that the City Commission hereby intends to levy and assess for Fiscal Year 2020-2021 100% of the cost of maintaining and supplying electrical current for Special Lighting District No. 20 is in the amount of \$76,500 against each and every parcel of land within said district for that part of the cost which its assessable area bears to the assessable area of the entire district exclusive of streets, avenues, alleys and public places, all as set forth in the list of all parcels of property in said district which contains the name of each parcel owner and the amount levied thereon. A copy of said list is on file and open for public inspection in the office of the City of Livingston, 414 East Callender Street, Livingston, Montana.

BE IT FURTHER RESOLVED, that the City Commission will conduct a public hearing on August 4th, 2020 and a copy of the Notice attached hereto as Exhibit A will be posted and published as required by law.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this 21st day of July, 2020.

DOREL HOGULUND - Chairperson

ATTEST:

APPROVED AS TO FORM:

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney

NOTICE

A public hearing will be held by the City Commission of Livingston, Montana, on August 4th, 2020, at 5:30 p.m. in the Community Room of the City/County Complex, 414 East Callender Street, Livingston, Montana, on **RESOLUTION NO. 4902** entitled **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO MODIFY SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY MAINTAINING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$76,500 FOR FISCAL YEAR 2020-2021 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING.** All interested persons are invited to attend the public hearing, to make comments or make objections thereto. For additional information contact the City of Livingston Finance Department at 110 South B Street, Livingston, MT, 59047, or by phone at 222-1142.

Please advertise twice, six (6) days apart.

File Attachments for Item:

C. RESOLUTION NO. 4903 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO MODIFY SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$73,100 FOR FISCAL YEAR 2020-2021 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING.

RESOLUTION NO. 4903

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO MODIFY SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$73,100 FOR FISCAL YEAR 2020-2021 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING.

WHEREAS, the City of Livingston has created Special Improvement Lighting District No. 20 for the purpose of providing for general public health, safety and welfare by lighting streets for vehicular and pedestrian safety and as a deterrent to criminal activity; and

WHEREAS, pursuant to 7-12-4351, MCA, it is the intent of the City Commission to make a modification to Street Lighting District No. 20 by replacing existing street lights; and

WHEREAS, it is the intent to replace street lights in conjunction with the street improvements plans where necessary and/or desirable; and

WHEREAS, it is the City’s intent to levy and assess 100 percent of the estimated costs of \$73,100 for replacing street lights against each parcel of land within said district for Fiscal Year 2020-2021 for that part of the cost which its assessable area bears to the assessable area of the district which such parcel is located exclusive of streets, avenues, alleys and public places; and

WHEREAS, the City Commission finds that all parcels of property located within the district will be benefitted from replaced street lights; and

WHEREAS, a list of all parcels of property to be assessed within said district which contain the name of each parcel owner and the amount to be levied and assessed thereon is on file and open for public inspection in the office of the City of Livingston, 414 East Callender Street, Livingston, Montana; and

WHEREAS, pursuant to 7-12-4351, MCA, the City Commission will meet on August 4th, 2020, to hear all objections which may be made to such assessment or any part thereof and may adjourn from time to time for that purpose and may by resolution modify such assessment in whole or in part.

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

That Special Improvement Lighting District No. 20 is defined as including each and every parcel of property located in the City of Livingston, including all annexations thereto.

BE IT FURTHER RESOLVED that the City Commission intends to modify Special Improvements Lighting District by replacing lights and appurtenances therein and hereby intends to levy and assess for Fiscal Year 2020-2021 100% of the cost of replacing street lights in the amount of \$73,100 against each and every parcel of land within said district for that part of the cost which its assessable area bears to the assessable area of the entire district exclusive of streets, avenues, alleys and public places, all as set forth in the list of all parcels of property in said district which contains the name of each parcel owner and the amount levied thereon. A copy of said list is on file and open for public inspection in the office of the City of Livingston, 414 East Callender Street, Livingston, Montana.

BE IT FURTHER RESOLVED, that the City Commission will conduct a public hearing on August 4th, 2020 and a copy of the Notice attached hereto as Exhibit A will be posted and published as required by law.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this 21st day of July, 2020.

DOREL HOGLUND - Chairperson

ATTEST:

APPROVED AS TO FORM:

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney

NOTICE

A public hearing will be held by the City Commission of Livingston, Montana, on August 4th, 2020, at 5:30 p.m. in the Community Room of the City/County Complex, 414 East Callender Street, Livingston, Montana, on **RESOLUTION NO. 4903** entitled **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO MODIFY SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$73,100 FOR FISCAL YEAR 2020-2021 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING.** All interested persons are invited to attend the public hearing, to make comments or make objections thereto. For additional information contact the City of Livingston Finance Department at 110 South B Street, Livingston, MT, 59047, or by phone at 222-1142.

Please advertise twice, six (6) days apart.

File Attachments for Item:

D. RESOLUTION NO. 4904 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO SPECIFY THE ASSESSMENT OPTION FOR STREET MAINTENANCE AND IMPROVMENTS DISTRICT NO. 1 FOR FISCAL YEAR 2020-2021 IN AN ESTIMATED AMOUNT OF \$1,028,707, LEVY AND ASSESS ALL PROPERTY WITHIN THE DISTRICT.

RESOLUTION NO. 4904

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO SPECIFY THE ASSESSMENT OPTION FOR STREET MAINTENANCE AND IMPROVEMENTS DISTRICT NO. 1 FOR FISCAL YEAR 2020-2021 IN AN ESTIMATED AMOUNT OF \$1,028,707, LEVY AND ASSESS ALL PROPERTY WITHIN THE DISTRICT.

WHEREAS, in 1994, pursuant to 7-12-4401 *et seq.* Montana Code Annotated (MCA), the City of Livingston enacted Ordinances Nos. 1778 and 1779 which authorized the creation of street maintenance districts and by providing the method of doing the maintenance and of paying for the maintenance; and

WHEREAS, the City created Street Maintenance District No. 1 which encompassed the entire jurisdictional limits of the City of Livingston; and

WHEREAS, pursuant to 7-12-4405 MCA, the City Commission enacted Ordinance Nos. 1877, 1890 and 1973 authorizing the City to improve streets, avenues and alleys within the maintenance district so that the maintenance would be of a durable and continuing benefit; and

WHEREAS, it is the City’s intent to levy and assess 100 percent of the costs for improvements and maintenance of streets and alleys against each parcel of land within said district for that part of the cost which its assessable area bears to the assessable area of the district which such parcel is located exclusive of streets, avenues, alleys and public places; and

WHEREAS, the City Commission finds that all parcels of property located within the district will be benefitted from said street and alley improvements and maintenance as all residents of the City use said public ways; and

WHEREAS, a list of all parcels of property to be assessed within said district which contain the name of each parcel owner and the amount to be levied and assessed thereon is on file and open for public inspection in the office of the City of Livingston, 414 East Callender Street, Livingston, Montana; and

WHEREAS, pursuant to 7-12-4427, MCA, the City Commission will meet on August 4th, 2020, at 5:30 p.m. to hear all objections which may be made to such assessment or any part thereof and may adjourn from time to time for that purpose and may by resolution modify such assessment in whole or in part.

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

That Street Maintenance District No. 1 is defined as including each and every parcel of property located in the City of Livingston, including all annexations thereto.

BE IT FURTHER RESOLVED that it is the intent of the City Commission to levy and assesses for Fiscal Year 2020-2021 100% of the cost of improving and maintaining streets and alleys in Street Maintenance District No. 1 in the amount of \$1,028,707 against each and every parcel of land within said district for that part of the cost which its assessable area bears to the assessable area of the entire district exclusive of streets, avenues, alleys and public places, all as set forth in the list of all parcels of property in said district which contains the name of each parcel owner and the amount levied thereon. A copy of said list is on file and open for public inspection in the office of the City of Livingston, 414 East Callender Street, Livingston, Montana.

BE IT FURTHER RESOLVED that the City Commission will conduct a public hearing on August 4th, 2020, at 5:30 p.m. in the Community Room of the City County Complex, and a copy of the Notice attached hereto as Exhibit A, and incorporated herein by reference, be posted and published as required by law.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this 21st day of July, 2020.

DOREL HOGLUND - Chairperson

ATTEST:

APPROVED AS TO FORM:

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney

Exhibit A – Public Notice

NOTICE

A public hearing will be held by the City Commission of Livingston, Montana, on August 4th, at 5:30 p.m. in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana on **RESOLUTION No. 4904** entitled **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO SPECIFY THE ASSESSMENT OPTION FOR STREET MAINTENANCE AND IMPROVMENTS DISTRICT NO. 1 FOR FISCAL YEAR 2020-2021 IN AN ESTIMATED AMOUNT OF \$1,028,707, LEVY AND ASSESS ALL PROPERTY WITHIN THE DISTRICT.** All interested persons are invited to attend the public hearing, to make comments or make objections to said assessments. For additional information, contact the City of Livingston at 414 East Callender Street, Livingston, MT 59047, or by phone at 823-6001.

Please publish twice at least six (6) days apart and the notice needs also to be posted and copies made available to the public. The hearing must be at least five days after the date of final publication.

File Attachments for Item:

E. RESOLUTION NO. 4905 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO ADJUST ALL RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTON WATER SYSTEM.

RESOLUTION NO. 4905

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO ADJUST ALL RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTON WATER SYSTEM

WHEREAS, the City of Livingston operates water facilities and services as enterprise funds, i.e. that the cost of providing the services to the general public on a continuing basis are financed or recovered through user charges and are not supported by the general tax levy; and

WHEREAS, 69-7-101 *et seq.* Montana Code Annotated (MCA), authorizes increases in utility rates when deemed necessary by the City Commission; and

WHEREAS, the costs of providing water services, improving infrastructure, and meeting bonded debt coverage continues to rise necessitating a rate increase; and

WHEREAS, a 1.88% increase in the connection fee and 5.63% increase in the usage rate, which will result in a monthly increase of approximately 24¢ to \$1.84, depending on the amount of water consumed by the customer all as set forth in Exhibit A, which is attached hereto and incorporated by this reference as though fully set forth herein; and

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

The City Commission of the City of Livingston, Montana intends to increase the water connection fee 1.88% and water usage rate 5.63% for its customers to become effective for water usage starting August 2020, to be billed in September 2020 and that a public hearing will be held by the City Commission at 5:30 p.m. on August 4th, 2020, at which time the public is invited to attend and comment on its intent.

BE IT FURTHER RESOLVED that Notice, attached hereto as Exhibit B and incorporated herein by reference, be published in accordance with law, and a copy of this Resolution be mailed to the Montana Consumer Counsel as required by 69-7-111(5) MCA.

BE IT FURTHER RESOLVED that Notice, attached hereto as Exhibit C, and incorporated herein by reference be mailed to each customer in accordance with law.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this 21st day of July, 2020.

DOREL HOGLUND - Chairperson

ATTEST:

APPROVED AS TO FORM:

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney

Exhibit A to Resolution No. 4905

Residential Rates

(based on a standard 5/8" meter)

*Water Minimum Charge \$ 13.00 per month, plus
\$3.00 per 1000 gallons*

Gallons	Current	Proposed	Difference
0	\$ 12.76	\$ 13.00	\$ 0.24
1000	\$ 15.60	\$ 16.00	\$ 0.40
2000	\$ 18.44	\$ 19.00	\$ 0.56
3000	\$ 21.28	\$ 22.00	\$ 0.72
4000	\$ 24.12	\$ 25.00	\$ 0.88
5000	\$ 26.96	\$ 28.00	\$ 1.04
6000	\$ 29.80	\$ 31.00	\$ 1.20
7000	\$ 32.64	\$ 34.00	\$ 1.36
8000	\$ 35.48	\$ 37.00	\$ 1.52
9000	\$ 38.32	\$ 40.00	\$ 1.68
10000	\$ 41.16	\$ 43.00	\$ 1.84

Commercial Rates

METER SIZE	GALLONS	BASE CHARGE	PER 1000 GALLONS
3/4"	Up to 7,000	\$34.00	\$3.00 for usage above 7,000 gallons
1"	Up to 15,000	\$58.00	\$3.00 for usage above 15,000 gallons
1 1/2"	Up to 25,000	\$88.00	\$3.00 for usage above 25,000 gallons
2"	Up to 42,000	\$139.00	\$3.00 for usage above 42,000 gallons
3"	Up to 60,000	\$193.00	\$3.00 for usage above 60,000 gallons
4"	Up to 100,000	\$313.00	\$3.00 for usage above 100,000 gallons
6"	Up to 275,000	\$838.00	\$3.00 for usage above 275,000 gallons

Exhibit B – Public Notice

Notice is hereby given that the Livingston City Commission will conduct a public hearing in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana, on August 4th, 2020, at 5:30 p.m. on **Resolution No. 4905**, entitled **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT’S INTENT TO ADJUST RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTON WATER SYSTEM**, resulting in an increase of approximately 24¢ to \$1.84 for residential customers, depending on the amount of water consumed by the customer. All interested persons are invited to attend the public hearing, to make comments or make objections thereto. For additional information contact the City of Livingston Finance Department at 110 South B Street, Livingston, MT, 59047, or by phone at 222-1142.

Please publish three (3) times at least 6 (six) days apart, with the first publication being no more than 28 days prior to the hearing and the last being no less than 3 days prior to the hearing. In addition, please mail a copy to the Consumer Counsel in Helena.

**COMBINED NOTICE OF PUBLIC HEARINGS ON
PROPOSED RATE INCREASES FOR WATER
EFFECTIVE AUGUST 2020**

Notice is hereby given that the City Commission of Livingston, Montana, will conduct a public hearing on Resolution 4905 in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana, on August 4th, 2020, at 5:30 p.m. of its intent to increase the water connection fee in the amount of 1.88% and the usage rate 5.63% (approximately 24¢ to \$1.84 for residential customers, depending on the amount of water consumed by the customer). The public is invited to attend and comment on the proposed rate increases. For further information, contact the City of Livingston Finance Department at 110 South B Street, Livingston, MT, 59047, or by phone at 222-1142.

Please mail at least 7 days and no more than 30 days prior to the hearing to each customer including an estimate of the amount the customer’s average bill will increase.

*Water Minimum Charge \$ 13.00 per month, plus
\$3.00 per 1000 gallons*

Gallons	Current	3%	Difference
0	\$ 12.76	\$ 13.00	\$ 0.24
1000	\$ 15.60	\$ 16.00	\$ 0.40
2000	\$ 18.44	\$ 19.00	\$ 0.56
3000	\$ 21.28	\$ 22.00	\$ 0.72
4000	\$ 24.12	\$ 25.00	\$ 0.88
5000	\$ 26.96	\$ 28.00	\$ 1.04
6000	\$ 29.80	\$ 31.00	\$ 1.20
7000	\$ 32.64	\$ 34.00	\$ 1.36
8000	\$ 35.48	\$ 37.00	\$ 1.52
9000	\$ 38.32	\$ 40.00	\$ 1.68
10000	\$ 41.16	\$ 43.00	\$ 1.84

File Attachments for Item:

F. RESOLUTION NO. 4906 - A RESOLUTION REQUESTING DISTRIBUTION OF BRIDGE AND ROAD SAFETY AND ACCOUNTABILITY PROGRAM FUNDS.

A RESOLUTION REQUESTING DISTRIBUTION OF BRIDGE AND ROAD SAFETY AND ACCOUNTABILITY PROGRAM FUNDS

WHEREAS, the Bridge and Road Safety and Accountability Account requires the Montana Department of Transportation to allocate accrued funds to cities, towns, counties, and consolidated city-county governments for construction, reconstruction, maintenance, and repair of rural roads, city or town streets and alleys, bridges, or roads and streets that the city, town, county, or consolidated city-county government has the responsibility to maintain; and,

WHEREAS, a city, town, county, or consolidated city-county government that requests funds under the Bridge and Road Safety and Accountability Account must match each \$20 requested with \$1 of local government matching funds; and,

WHEREAS, a city, town, county, or consolidated city-county government requesting distribution of allocated funds may make such a request to the Department of Transportation between March 1 and November 1 of the year the funds were allocated; and,

WHEREAS, the project(s) to be funded is phase II of its downtown area capital improvement plan. This plan will include new streets, water and sewer mains, sidewalks, storm drains, and lights. The area to be completed includes Main Street between Callender Street and Lewis Street and Callender Street between 2nd Street and B Street; and,

WHEREAS, the local match for the allocated funds has been budgeted from the Water, Wastewater, Street Maintenance, Light Maintenance, and Urban Renewal Agency Funds.

THEREFORE, NOW BE IT RESOLVED THAT:

1. The City of Livingston requests distribution of its share of the allocated Bridge and Road Safety and Accountability funds to be used for the projects identified herein.
2. That the Council hereby empowers and authorizes the Mayor or other staff to execute such further documents as may be necessary to facilitate the distribution of said funds.

PASSED AND ADOPTED by the City Commission of the City of Livingston, this 21st day of July, 2020.

DOREL HOGLUND
Chairperson

ATTEST:

APPROVED AS TO FORM:

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney



Livingston City Commission
LEGISLATIVE ACTION SUMMARY
Resolution No: 4906

Requested by: Paige Fetterhoff, Finance Director

Date of First Consideration/Status: July 21, 2020

Purpose of Legislation: Approve funding in the amount of \$170,628.86 under the Bridge and Road Safety and Accountability Program (BaRSSA).

Statutory Authority/Reference: Local Government Road Construction and Maintenance Match Program (MCA 15-70-130) and Allocation of State Funds for Public Transportation (MCA 7-14-102)

Background: House Bill 473 increased the gas tax paid by distributors effective July 1, 2017. The additional tax is required to be distributed in the same manner as existing gas tax funds. The State Legislature requires a 5% match of these funds from the receiving government. The City of Livingston will use this funding to help fund the Downtown Capital Improvement Plan with matching funds being generated from the Street Maintenance, Water, Sewer, and Light Maintenance Funds.

Staff Recommendation: The City staff recommends approving the acceptance of additional BaRSSA funds.

Fiscal Impact: This revenue was included in the FY 21 budget adopted by the commission. It can be found in the Gas Tax Fund under account 335041.

Regulatory Impact (local): N/A

Attachments: Resolution 4906

File Attachments for Item:

G. RESOLUTION NO. 4907: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ACCEPTING THE BID SUBMITTED FROM HELENA INSULATION INC. AND AUTHORIZATION FOR THE CITY MANAGER TO SIGN CONTRACT AND EXECUTE FULLY.

RESOLUTION NO. 4907

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN A GENERAL SERVICES AGREEMENT WITH HELENA INSULATION, INC. FOR INSTALLING ACOUSTIC INSULATION IN THE CEILING OF THE LIVINGSTON CIVIC CENTER, AND AUTHORIZING EXECUTION OF SAID AGREEMENT.

WHEREAS, it is the City’s intent to improve the sound quality and equipment in the Civic Center, by minimizing unwanted noises to make for a more useful and enjoyable environment. By doing so it allows the City to increase the functionality, utilize the space for larger socially-distanced type community meetings, offer more flexible rental options while preserving the multi-purpose recreational space; and

WHEREAS, the City contacted Poindexter’s of Bozeman to perform a RT60 acoustical testing to determine the reverberation time of frequencies within the building and calculate the materials needed to achieve the desired results. One recommendation is to spray the ceiling with approx. 2” of a specialized acoustic sound absorption insulation; to trap the noise bouncing around the gymnasium and prevent it from creating echoes and reverberations that make speech difficult to hear and understand. Follow-up testing will be performed after the ceiling is sprayed, to determine what additional attenuation measures need to be taken. The RT60 testing results are attached hereto and incorporated within as “Exhibit A”; and

WHEREAS, the City was referred to Helena Insulation, Inc. who specializes in the installation of insulation and requested a quote on solutions to remedy the acoustics, Helena Insulation provided an estimate that does not including the balcony area or roof purlins would be \$43,312.00, plus the cost of bond. The City requests spending up to \$55,000.00 on this portion of the project to cover additional unforeseen costs. The quote is attached hereto and incorporated within as “Exhibit B”; and

WHEREAS, now the parties desire to define their respective rights, establish roles, duties and obligations and define other terms and conditions as recited within the General Services Agreement, which document is attached hereto and incorporated herein as “Exhibit C”; and

WHEREAS, the Civic Center is scheduled to have the gymnasium floors resurfaced on August 24, 2020, and Helena Insulation has the equipment, skillset, knowledge, willingness and ability to complete the project prior to that deadline; and

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

The General Services agreement between the City of Livingston and Helena Insulation, Inc. is hereby approved. The City Manager is authorized to sign said agreements and fully execute on behalf of the City of Livingston, Montana.

PASSED AND ADOPTED by the City Commission of the City of Livingston, Montana, this _____ day of June, 2020.

DOREL HOGLUND- Chair

FAITH KINNICK
Recording Secretary

COURTNEY LAWELLIN
City Attorney

From: [Bill Costigan](#)
To: [Faith Kinnick](#); [Michael Kardoes](#)
Subject: Fwd: Livingston Civic Center Acoustic Test Results
Date: Thursday, July 9, 2020 8:50:19 AM
Attachments: [Logo \(2\).png](#)
[Screenshot \(166\).png](#)
[Livingston Civic Center Results PDF.pdf](#)
[UreK-Tech-Data-Sheet.pdf](#)

Good Morning Faith and Mike,

May this find you both doing well on this beautiful day.

Attached please find the results from the acoustical tests. The screen shot with the multiple pink lines indicates the number of tests factored in for the final result.

The PDF with the green area at the base of the graph is the window we're aiming for, the area where the sound within the room will be easily understandable. We're getting pretty close with the suggested spray material on the ceiling. The bass is still lingering within the room and can be addressed in other ways. This prediction is with a sprayed thickness of 1.25" of material on the ceiling, the contractor is suggesting 2" so we should have better results.

The low frequency energy within the room is indicated on the left side of the graph. This we may need to address by hanging wall panels. Bass tends to build up in the corners of the rooms. We may wish to place some wall panels across the back wall to help address the "flutter echo" effect we'll get by having two parallel concrete walls across from each other.

In summery this test and the prediction show us very good promise with the suggestion of spraying the ceiling with the UreK-Fire Resistant material.

Any questions please let me know? I'm happy to reach back to Bill Abney at Helena Insulation to request a quote and time line? It would be ideal to beat the Aug. floor re-do.

With Best Regards, Bill Costigan



--
 Poindexter's
 28 B Shawnee Way
 Bozeman, MT. 59715

e-mail: bill@poindexters.com
 phone: 406-586-4488

CONFIDENTIALITY NOTICE: The information transmitted (including attachments) is covered by the Electronic Communications Privacy Act, 18 U.S.C. 2510-2521, is intended only for the person(s) or entity/entities to which it is addressed and may contain confidential and/or privileged material. Any Review, retransmission, dissemination or other use of, or taking of any action in reliance upon, this information by persons or entities other than the intended recipient(s) is prohibited. If you received this in error, please contact the sender and delete the material from any computer.

**Reverberation Time RT60 in accordance with ISO 3382-2
Measurement of reverberation time in ordinary rooms**

Date of test: 6/25/2020

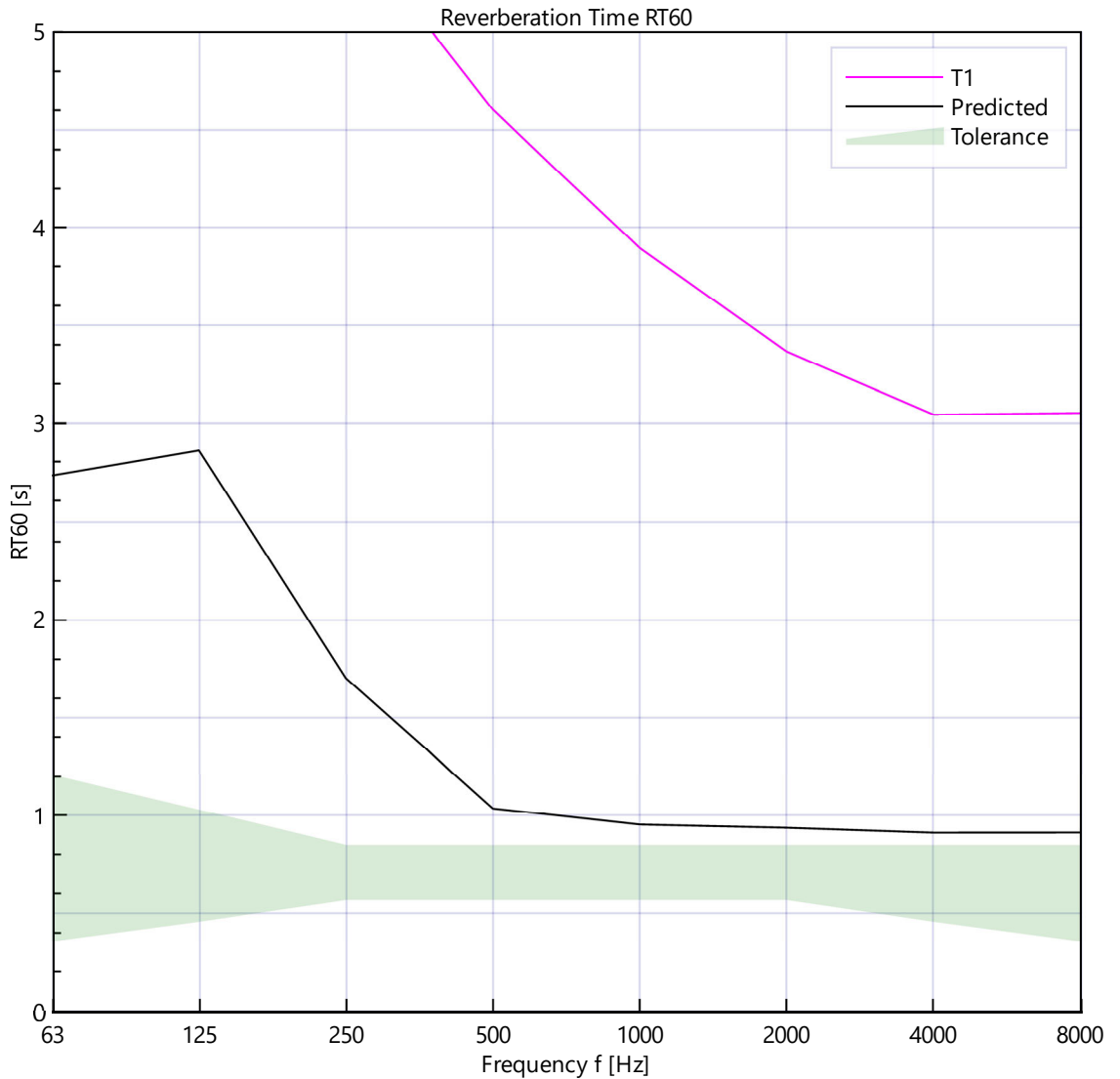


Client: Livingston Civic Center
 Object: To decrease the reverb time of the room, specifically in the 63hz to 500hz range
 Room is 105x83ft, and has a curved ceiling with a height of 26.5ft

XL2 Sound Level Meter: A2A-06145-E0 (M2210: 2019)
 Room Volume: 230,947.5 ft³ Room Surface: 27,395 ft²

Freq f Hz	T1 RT60 s	Pred RT60 s
63	12.30	2.73
125	17.67	2.86
250	5.55	1.70
500	4.60	1.04
1000	3.89	0.95
2000	3.37	0.94
4000	3.04	0.91
8000	3.05	0.91

Mid		
500 - 1000	4.25	0.99



No. of test report: 1
 Date: 7/8/2020

Name: Bill Costigan
 Signature:



Client: Livingston Civic Center

Object: To decrease the reverb time of the room, specifically in the 63hz to 500hz range

Description: Room is 105x83ft, and has a curved ceiling with a height of 26.5ft

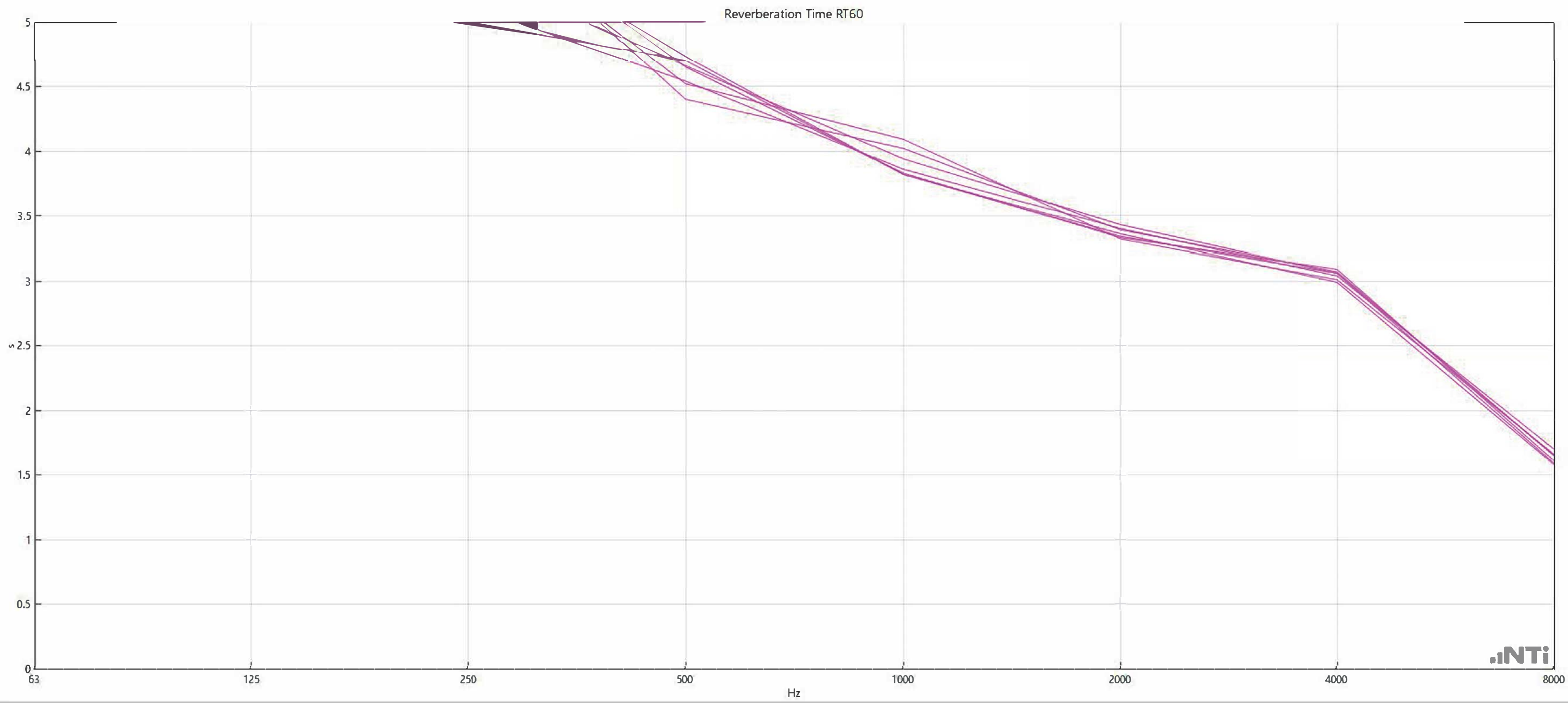
Room Volume: 230,947.50 ft³ Room Surface: 27,395.00 ft²

Date of test: 6/25/2020

Image:

No. of report: 1

Date: 7/8/2020



Measurements

LIU CIV 6-25_000Cycle 01	T1
LIU CIV 6-25_000Cycle 02	T1
LIU CIV 6-25_000Cycle 03	T1
LIU CIV 6-25_002Cycle 01	T1
2020-06-25_001Cycle 01	T1
2020-06-25_001Cycle 02	T1
2020-06-25_002Cycle 01	T1
2020-06-25_003Cycle 01	T1
2020-06-25_004Cycle 01	T1
2020-06-25_005Cycle 01	T1



CSI MasterFormat® Filing:
Division 7: Thermal & Moisture Protection

- 07 21 00 Thermal Insulation
- 07 21 29 Sprayed Insulation

Division 9: Finishes

- 09 81 00 Acoustic Insulation
- 09 81 29 Sprayed Acoustic Insulation
- 09 83 00 Acoustic Finishes
- 09 83 16 Acoustic Ceiling Coating



MANUFACTURER INFORMATION:

International Cellulose Corporation
12315 Robin Boulevard | Houston, Texas 77045
(713) 433-6701 or (800) 444-1252 | FAX: (713) 433-2029

1. PRODUCT DESCRIPTION:

Ure-K is a spray-applied **15-minute Thermal Barrier** approved to go over polyurethane foam. At the standard 1.25" thick application, Ure-K contributes an additional R-4.5 to the overall insulation system. Ure-K's monolithic exposed finish also provides acoustic benefits with an NRC of .95. Ure-K has a **Natural Texture** and is available in five standard colors along with specially-matched custom colors.

2. BASIC USE:

Ure-K is used as **15-Minute Thermal Barrier** over exposed applications of polyurethane foam in existing buildings and new construction projects as a combination system to meet mandatory code requirements. Additionally, Ure-K provides acoustical and thermal benefits.

3. MATERIAL COLORS:

Ure-K is available in five standard colors and can also be specified in specially-matched custom colors.

STANDARD COLORS:



Color selection will affect the final price.

4. SURFACE PREPARATION:

Ure-K adheres to polyurethane foam as 15-Minute Thermal Barrier. Surfaces to receive Ure-K are to be inspected prior to installation to determine if pretreatment is required.

5. APPLICATION:

Ure-K is installed by an international network of professional contractors licensed by ICC. These contractors are required to install Ure-K using approved equipment, materials, and procedures. Due to the inherent texture of the material and application techniques, the installed material will have thickness variances. Compliance with applicable building codes and project requirements is the responsibility of the user and/or installing contractor.

SUSTAINABLE CREDIT CATEGORIES:

MATERIALS + RESOURCES:

RECYCLED CONTENT: 80% Pre-Consumer

REGIONAL MATERIALS: Manufactured By International Cellulose Corporation in Houston, TX.

MATERIAL INGREDIENT REPORTING: Inventoried to 1,000 PPM in accordance with the HPD Collaborative.

INDOOR ENVIRONMENTAL QUALITY:

INDOOR AIR QUALITY:

UL GREENGUARD Gold Certified

May Contribute Towards:

LEED v4: Indoor Air Quality Assessment

LEED v4: Enhanced Indoor Air Quality Strategies

THERMAL COMFORT: Ure-K has exceptionally low heat-loss characteristics with an R-Value of 3.6

ACOUSTICAL PERFORMANCE

LOW-EMITTING MATERIALS:

Compliant With:

LEED v4: Low-Emitting Materials

CDHP/ California Section 01350

SCAQMD Rule 1168

CHPS - Acoustical Ceiling

TECHNICAL DATA:

ASTM STANDARDS COMPLIANCE

- ASTM C 423 Sound Absorption
- ASTM C 518 Thermal Conductivity
- ASTM D 2244 Light Reflectance
- ASTM E 84 Surface Burning Characteristics
- ASTM E 119 Fire Test
- ASTM E 736 Cohesion/Adhesion - Bond Strength

2009 IBC Section 803.10: Stability

Ure-K was applied at an average thickness of 1.25 inches over open and closed cell foam and met the requirements of the 30-minute stability test set forth in 2009 IBC Section 803.10 tested at 200°F.

2009 IBC Section 2603.4: Thermal Barrier

Ure-K was tested in accordance with and meets the acceptance criteria of both the Temperature Transmission Fire Test and the Integrity Fire Test of NFPA 275 Part 1 & Part 2. Ure-K is approved to be used as a 15-Minute Thermal Barrier over Polyurethane Foam.

NFPA 275: Part 1 / ASTM E 119 / UBC 26-2:

Test Method for the Evaluation of Thermal Barriers

Ure-K was applied at an average thickness of 1.25 inches.

NFPA 275: Part 2: Walls & Ceiling Finishes / NFPA 286

Ure-K was applied at an average thickness of 1.25 inches over 2 pcf and .5 pcf spray-applied polyurethane foam. Ure-K met the criteria set forth in the 2003 IBC Section 803.2.1.

ASTM C 423: Sound Absorption (NRC)

URE-K APPLIED OVER CLOSED-CELL POLYURETHANE FOAM

Inches	125 Hz	250 Hz	500 Hz	1000 Hz	2000 Hz	4000 Hz	NRC
1.25"	.38	.57	1.00	1.07	1.06	1.07	.95

ASTM C 518: Thermal Conductivity

R-Value: 3.6 PER INCH

STANDARD APPLICATION THICKNESS	R-VALUE
1.25"	4.5

ASTM D 2244: Light Reflectance

White: 84+	Black: 17+
Light Gray: 73+	Gray: 45+
Beige: 71+	

ASTM E 84: Surface Burning Characteristics

CLASS 1, CLASS A RATED per ASTM E 84, UL 723, NFPA 255, & UBC 42

Flame Spread 5

Smoke Development 5

Ure-K has been rated and approved by Factory Mutual Research Corporation for use in category III.

ASTM E 736: Cohesion/Adhesion - Bond Strength

Bond Strength >100psf

MISCELLANEOUS CODE APPROVALS & SPECIFICATIONS

- Underwriters Laboratories – Classified Code Compliance Report UL ER 5499
- Factory Mutual Research – Report Nos. 19678, 20399, and 24703
- Federal Defense Logistics Agency Cage Code: ONJU2
- Federal Specification – SS-S-111C
- Corps of Engineers Guide Specifications – CE-201.01
- Department of the Navy Guide Specifications – NFGS-07218
- EPA 40 CFR Part 248
- Los Angeles – RR-24311
- New York – MEA 65-96-M
- Meets California Bureau of Home Furnishings Standards
- Resource Conservation and Recovery Act

Ure-K does not contain silica dust, asbestos, mineral or glass fibers, or PCB's.



Proposal

Page No. _____ of _____ Pages

HELENA INSULATION INC.

2900 North Roberts
HELENA, MONTANA 59601
TEL (406) 443-4353
FAX (406) 443-4407

PROPOSAL SUBMITTED TO Maggie TARR		PHONE 222 8155	DATE 7-10-20
STREET 229 RIVER DRIVE		JOB NAME Livingston Civic Center	
CITY, STATE and ZIP CODE Livingston MONTANA		JOB LOCATION	
ARCHITECT	DATE OF PLANS	JOB PHONE	

We hereby submit specifications and estimates for:

Provide LABOR + MATERIAL TO SPRAY 1" OF INTERNATIONAL CELLULOSE WHITE K-13 CELLULOSE ON THE CEILING OF THE CIVIC CENTER CEILING. THE BALCONY AREA ISNT FIGURED IN THE PRICE. ROOF PURLINS NOT FIGURED IN BID.

All MASKING OF WALLS, FLOOR AND FIXED FIXTURES WILL BE DONE BY HELENA INSULATION. ALL CLEAN UP WILL BE DONE BY HELENA INSULATION.

THE WORK WILL TAKE ABOUT 1 WEEK.

\$ 43,312.⁰⁰

\$ 1732.⁰⁰

BID BOND IF REQUIRED

MODEL BUILDING CODES REQUIRE POLYURETHANE FOAM AND ALL CELLULAR PLASTIC FOAMS BE COVERED BY AN APPROVED

THERMAL BARRIER SUCH AS 1/2" SHEET ROCK. THIS CLIENT UNDERSTANDS CODE. _____

We Propose hereby to furnish material and labor — complete in accordance with above specifications, for the sum of: _____ dollars (\$ _____).

Payment to be made as follows:

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized Signature

Note: This proposal may be withdrawn by us if not accepted within 30 days.

Acceptance of Proposal — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized

Signature _____

GENERAL SERVICES AGREEMENT

THIS GENERAL SERVICES AGREEMENT (this “Agreement”) is made and entered into as of the 15 day of July, 2020, by and between **THE CITY OF LIVINGSTON, MONTANA**, a municipal corporation and political subdivision of the state of Montana with its principal office located at 414 East Callender Street, Livingston, MT 59047 (hereinafter referred to as the “City”), and Helena Insulation, Inc., a limited liability company with its principal place of business located at 2900 North Roberts, Helena, MT 59601 (hereinafter referred to as the “Contractor”; and together with the City, the “Parties”).

RECITALS:

- A. The Contractor is engaged in the business of providing construction and building services, independent of the City, and has the manpower, knowledge, expertise, skills, means, tools, licenses, if applicable, and equipment necessary to perform construction services for the City.
- B. The City has not contracted with the Contractor for services in the past.
- C. The Parties desire to define their respective rights, duties and obligations in connection with their relationship and, as a result, the Parties desire to proceed under the terms and conditions contained in this Agreement.

NOW, THEREFORE, in consideration of the foregoing recitals and the terms and conditions contained herein, the Parties agree as follows:

1. INCORPORATION OF RECITALS. The above Recitals are true and correct and are fully incorporated into this Agreement as if fully set forth in this Paragraph 1.
2. NON-DISCRIMINATION. Pursuant to Mont. Code Ann. § 49-3-207, in the performance of this Agreement, the Contractor agrees that all hiring will be on the basis of merit and qualifications and the Contractor will not be discriminate on the basis of race, color, religion, creed, political ideas, sex, age, marital status, physical or mental disability, or national origin.
3. SCOPE OF WORK/SERVICES. Contractor shall complete all work as specified or indicated in the construction plans and specifications herein. The Project for which the work shall be completed may be generally described as the “ ”

4. **CONTRACT DOCUMENTS.** In addition to this Agreement, the contract documents shall consist of the Project Manual and all attachments and exhibits thereto, the Instructions to Bidder, bid, all issued addenda, drawings the specifications manual, bonds, and insurance certifications as required by the Instructions to Bidder and documents identified therein (the foregoing documents are collectively referred to in this Agreement as the “Contract Documents.”) The Contract Documents are collectively attached hereto and incorporated herein as Exhibit A.
5. **NATURE OF RELATIONSHIP.**
- a. The Contractor states that it is engaged in an established business or profession which is in no way affiliated with or connected to the City, except by this Agreement and that it uses independent judgment in the performance of services provided hereby free from control or direction of others. The Contractor shall perform the Project as an independent contractor. The Parties agree that the City is only interested in the end result of said project, not in the method of performance, and as such, the Contractor has been and will continue to be free from the control or direction of the City in the performance of this Agreement. The Contractor shall not be deemed by virtue of this Agreement nor the performance thereof to have entered into any partnership, joint venture, employer/employee or any other legal relationship with the City besides that of an independent contractor.
- b. The Contractor agrees to comply with all applicable laws, rules and regulations adopted or promulgated by any governmental agency or regulatory body, both State and Federal, and furthermore agrees to assume full responsibility for the payment of all contributions of all federal and state income or other payroll tax or assessment, social security, worker's compensation insurance, unemployment insurance, self-employment tax or any other required deduction or contribution for himself or for any employees engaged by the Contractor in performance of this Agreement.
- c. **The contractor agrees to follow the Montana Preference law for materials and labor as set forth in 18-1-102 and 18-2-403 MCA. For projects valued in excess of \$25,000.00, the contractor agrees to post the job site with the standard prevailing wage information, to pay his employees the standard prevailing wage as established by the Montana commissioner of Labor and/or the federal government and to maintain records thereof for three years.**

- d. The Contractor hereby states that it is either covered by Worker's Compensation and Unemployment Insurance or has obtained an exemption from the Montana Department of Labor and Industry pursuant to Mont. Code Ann. §§ 39-71-401(3) and 39-51-204(2), as is evidenced by the certificates of insurance or exemption documents attached hereto and incorporated herein as Exhibit A. Any certificates of insurance shall require at least ten (10) days written notice to the City prior to any cancellation, termination, or non-renewal of coverage.
 - e. The Contractor, its officers, agents and/or employees shall not have the authority to make representations on behalf of the City, and neither shall the aforementioned persons have the authority to legally bind or otherwise obligate the City to any third person or entity.
6. CONTRACTOR'S REPRESENTATIONS AND WARRANTIES. The Contractor represents and warrants as follows:
- a. It and its employees possess all of the necessary qualifications, experience, knowledge, tools and equipment to undertake the performance of the Services as set forth in this Agreement.
 - b. It has inspected the job site and become familiar with and is satisfied as to the general, local and site conditions that may affect cost, progress, performance or furnishing of the work.
 - c. ~~It is familiar with and is satisfied as to all federal, state and local laws and regulations that may affect costs, progress, performance and furnishing the Services.~~
 - d. It has reviewed this Agreement and all exhibits hereto and has entered into this Agreement based solely upon its own knowledge, inspection and judgment, and not upon any representations or warranties made by the City or its officers, employees or agents.
 - e. It will complete the Services in a workmanlike manner according to industry standards and practices.
 - f. It will not cause or permit any liens to be filed against City-owned property.

7. ADDITIONAL CONTRACTOR RESPONSIBILITIES. The Contractor shall:
- a. Give employment preference to bona fide Montana residents in the performance of the work.
 - b. Pay the travel allowance in effect and applicable to the district in which the work is being performed.
 - c. Pay the standard prevailing rate of wages, including fringe benefits, in effect and applicable to the district in which the work is being performed as determined by the Montana Department of Labor and Industry. Information about such wages and fringe benefits must be posted at the job site. The prevailing wage and fringe benefits rates for the current year are attached hereto and incorporated herein as Exhibit C.
 - d. Retain records regarding its payment of the standard prevailing rate of wages, including fringe benefits, for a period of three (3) years after the Contractor's completion of work on the Project.
8. CITY'S RESPONSIBILITIES. The City shall:
- a. Provide all of the information regarding any requirements under this Agreement in a timely fashion.
 - b. Provide access to City property and easements with respect to the performance of this Agreement
-
9. PAYMENT.
- a. Subject to additions or deductions by change order, the Contractor shall perform his obligations under this agreement for the contract price **\$43,312.00**. Pay estimates submitted by Contractor must first be approved by the City or its designee prior to payment. All bills shall be submitted fourteen (14) days before the regularly scheduled meeting of the City Commission to Faith Kinnick, Administrative Assistant 414 E. Callender St. Livingston, MT 59047.
 - b. In connection with obtaining payment under this Agreement, Contractor agrees to familiarize itself with, and agrees to be bound by, the City's claim procedure, including but not limited to deadlines for submitting claims for approval and payment. The Contractor assumes responsibility for the late filing of a claim.

- c. In the event the Contractor seeks payment or compensation for work, materials or services not included in this Agreement and the exhibits hereto, the Contractor must seek prior written authorization from the City before such expenditure is incurred. If the Contractor fails to obtain prior written authorization, the Contractor shall not be entitled to payment for the unauthorized work, materials or services.
10. TERMINATION.
- a. If the City fails to substantially perform in accordance with the terms of this Agreement, the Contractor shall deliver to the City a written notice specifying the nature of the City's failure to substantially perform. The City shall have a period of ten (10) days after receiving the written notice from the Contractor to cure the failure to perform. If the City fails to cure its failure to perform within the 10-day cure period, the Contractor shall provide the City with a written notice to terminate this Agreement. The Contractor may only terminate this Agreement if it is not at fault for the City's failure to perform. Failure of the City to make payment as provided in this Agreement shall be considered nonperformance and cause for termination, unless the Contractor is at fault for the City's nonpayment.
 - b. The City may terminate this Agreement upon not less than ten (10) days prior written notice to Contractor. If the City terminates this Agreement for a reason other than fault of the Contractor, the Contractor shall receive compensation for the work/services performed prior to termination, together with reasonable expenses incurred up to the date of termination.
-
11. INDEMNIFICATION AND HOLD HARMLESS. To the fullest extent permitted by law, the Contractor shall indemnify the City, its officers, employees, agents and representatives against any and all claims, actions, costs, fees (including but not limited to attorney fees and all defense costs), losses, liabilities or damage of whatever kind or nature arising from or related to Contractor's performance of this Agreement and Contractor's work (or the work of any subcontractor or supplier to Contractor) under this Agreement. In the event a claim should be brought or an action filed against the City with respect of the subject of this Agreement, Contractor agrees that the City may, at its election, employ attorneys of its own selection to appear and defend the claim or action on behalf of the City, at the expense of the Contractor. City, at its option, shall have the sole authority for the direction of the

defense and shall be the sole judge of the acceptability of any compromise or settlement of any claims or actions against the City.

12. INSURANCE AND BONDING. During the term of this Agreement, Contractor shall be responsible for maintaining, at its sole expense, insurance coverage and bonding. The Contractor shall provide the City with certificates of insurance demonstrating such insurance coverage and bonding and the certificates of insurance shall require at least ten (10) days written notice to the City prior to any cancellation, termination, or non-renewal of coverage. The certificates of insurance shall also name the City as an additional insured. The Contractor shall:

- a. Maintain a comprehensive public liability insurance policy, including automobile coverage, insuring against loss and for damages for personal injury or death and/or property loss, damage or destruction arising out of or in connection with the performance of this Agreement by the Contractor, its officers, agents and employees with the minimum liability limit of \$3,000,000.00 per claim and \$1,000,000.00 for each occurrence, as set forth in sections 5 of the bidding documents.
- b. Maintain workmen's compensation and unemployment insurance, as well as other insurances as may be required by law for employers, or an exemption from the state of Montana.
- c. Make, execute, and deliver to the City a good a sufficient bond with a surety company licensed in Montana, as surety, conditioned that Contractor shall (i) faithfully perform all of the provisions of this Agreement, (ii) pay all laborers, mechanics, subcontractors, and material suppliers, and (iii) pay all persons who supply the Contractor or subcontractors with provisions, provender, material, or supplies for performing the work.

13. NOTICES. All notices or communications required to be given under this Agreement shall be in writing and shall be deemed to have been duly given by personal delivery or upon deposit into the United States Postal Service, postage prepaid, for mailing by certified mail, return receipt required and addressed, to the address set forth in this Agreement. Any change of address shall be made by giving written notice thereof to the other party, providing the new address.

14. MODIFICATION AND WAIVER. No amendment, modification or waiver of any condition, provision or term of this Agreement shall be valid or of any effect unless made in writing, signed by the party or parties to be bound and specifying with particularity the nature and extent of such amendment, modification or waiver. Any waiver by any party of any default of the other party shall not effect or impair any right arising from any subsequent default. Nothing herein shall limit the remedies or rights of the parties hereunder and pursuant to this Agreement.
15. SEVERABILITY. Each provision of this Agreement is intended to be severable. If any provision of this Agreement is illegal or invalid for any reason whatsoever, such illegality or invalidity of said provision shall not affect the validity of the remainder of this Agreement.
16. ENTIRE AGREEMENT. This Agreement contains the entire understanding of the Parties in respect to the Services and supersedes all prior agreements and understandings between the Parties with respect to the Services.
17. TIME IS OF THE ESSENCE. Time is of the essence in the performance of this Agreement.
18. CAPTIONS, HEADINGS, AND TITLES. All captions, headings, or titles in the paragraphs or sections of this Agreement are inserted for convenience or reference only and shall not constitute a part of this Agreement or act as a limitation of the scope of the particular paragraph or section to which they apply. As used herein, ~~where appropriate, the singular shall include the plural and vice versa and the~~ masculine, feminine or neuter expressions shall be interchangeable.
19. COUNTERPARTS. This Agreement may be executed in multiple counterparts, each of which shall be one and the same Agreement and shall become effective when one or more counterparts have been signed by each of the parties and delivered to the other party.
20. PARTIES IN INTEREST AND ASSIGNMENT. This Agreement shall be binding upon, and the benefits and obligations provided for herein shall inure to and bind, the Parties and their respective successors and assigns, provided that this section shall not be deemed to permit any transfer or assignment otherwise prohibited by this Agreement. This Agreement is for the exclusive benefit of the Parties and it does not create a contractual relationship with or exist for the benefit of an third party, including contractors,

subcontractors or their sureties. This Agreement shall not be assigned, or any right or obligation hereunder, in whole or in part, to another without first having prior written consent of the other party. No assignment or transfer of any interest under this Agreement shall be deemed to release the contractor from any liability or obligation under this Agreement, or to cause any such liability or obligation to be reduced to a secondary liability or obligation.

21. APPLICABLE LAW AND VENUE. This Agreement and the rights and obligations of the Parties shall be governed by and interpreted in accordance with the laws of the State of Montana. The parties stipulate and agree that the Montana Sixth Judicial District Court, Park County, has proper venue and jurisdiction to resolve all causes of action which may accrue in the performance of this Agreement.
 22. DISPUTES. It is mutually agreed that the performance or breach of this Agreement and its interpretation shall be governed by the laws of the State of Montana, without regard to its conflicts of law principles.
 23. LIAISON. The designated liaison with the City is Faith Kinnick both of whom can be reached at (406) 823-6002. The Contractor's liaison is Bill Abney, who can be reached at (406)439-2455.
 24. GOVERNING LAW. It is mutually agreed that the performance or breach of this Agreement and its interpretation shall be governed by the laws of the State of Montana, without regard to its conflicts of law principles.
-
25. COMPUTING TIME. For the purpose of calculating time under this Agreement, the following computation shall be used: If the period is stated in days or a longer unit of time, exclude the day of the event that triggers the period, count every day, including intermediate Saturdays, Sundays, and legal holidays, and include the last day of the period, but if the last day is a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday.
-

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed in Livingston, Montana, the day and year first aforementioned herein.

City of Livingston

Contractor HELENA INSULATION INC

City Manager

Name: William N. ABNEY

Its: PRESIDENT

Date

7-12-20

Date

[Exhibit A]

[Certificates of WC and UE Insurance or Exemptions]

Exhibit B
[Certificates of Insurance]

File Attachments for Item:

DISCUSS/APPROVE/DENY: GUIDANCE TO CITY MANAGER ON RAILROAD CROSSING RESOLUTION.

Introduction

The City of Livingston conducted a series of interactive community rail crossing meetings on June 18, June 25, and July 9, 2020, to gauge public interest and opinions to finalize a proposal for financing an additional railroad crossing.

Talks regarding the need for an additional rail crossing began in 1977, and a most recent decision by the City Commission came in 2018 when they voted to pause a proposed project to garner additional community input and to try to identify funding sources. In August of 2019, the City attempted to secure federal transportation grant funding to help with engineering costs but learned in December another community in Montana had been selected.

The City Commission will have the final say on whether or not a proposal would be included on a November ballot. If the Commission decides to move forward with a ballot initiative for November, ballot language must be specified on a resolution prior to the 10 Aug deadline.

The interactive meetings, attended by over 30 participants in total, used voting devices to capture participant preferences throughout the meeting. More residents watched the meetings on Facebook Live, but were not able to participate in voting. The questions were worded to try and gauge overall interest in an additional crossing and resulted in some interesting findings, including that gorgonzola is less offensive on pizza than alfredo, pineapple, or bacon, and that no Dallas Cowboy fans attended. Demographic breakdown of participants is below, but note that some individuals attended multiple meetings:

Demographics

Residency	Percent
County	10%
City	87% (50% South of Tracks; 37% North)
Other	3%

Residence	Percent
Owner Occupied	80%
Rental	20%

Age	Percent
18 – 30	3.5%
31 – 40	7%
41 – 50	18%
51 – 61	11%
62 or Over	60%

This information shows that most of our participants were from the City, owned their homes, and skewed towards higher age groups. Overall, 71% of participants were over the age of 50.

Preliminary Questions

A series of questions were asked to get the initial opinions of participants before any information was provided. The intent was to see if the presented material affected participant's responses.

First, participants were asked which way they preferred to move forward with the project.

Way Forward	Percent
Walk Away	17%
Save for the Future	7%
Fund the Engineering	10%
Fund the Project	67%

This indicates that most participants prefer to move forward with a solution, even if they do not agree on what that exact solution should be.

Next, participants were asked, hypothetically, how much they would be willing to spend monthly to ensure no more than a 5-minute wait for a train.

Amount Willing to Spend	Percent
\$0	36%
\$10	25%
\$20	18%
\$30	6%
\$40	3%
\$50	12%

These results are interesting as they show a significant divide in what people are willing to spend for a solution. The most common response was that they were willing to spend nothing, while at the same time a larger percentage of respondents are willing to spend \$20 or more per month.

Finally, the last preliminary question asked what location participants preferred for crossing.

Location	Percent
Star Road	29%
Northern Lights Road	26%
PFL Way	17%
Hwy 10/West End Rd	20%
No Preference	9%

The results show that the original location of Star Road is the most popular single location with Northern Lights Road slightly behind combining to account for 55% of the respondents. Western solutions are less popular, but together still account for 37% of the respondents.

Post Presentation Questions

After the preliminary questions were complete, additional questions were asked throughout the presentation after each applicable topic. The initial section focused on traffic problems with crossings at Star Road and Northern Lights and explained the advantages to the traffic network, water loop, and sewer connections with a crossing further West. Once the presentation was complete, participants were again asked for their preferred location for a crossing

Location	Percent
Star Road	23%
Northern Lights Road	17%
PFL Way	17%
Hwy 10/West End Rd	37%
No Preference	6%

After the presentation, respondents' opinions on the desired location shifted significantly to a Westerly solution. Star Road and Northern Lights Road decreased to a combined total of 40% while Hwy10/West End Rd was the most popular solution at 37% and when combined with PFL Way accounted for 54% of the respondents.

Next, information on estimated cost was presented to the audiences which outlined a funding package that included a city-wide mill levy of \$12M and a Special Improvement District (SID) placed on Northside properties for \$3M. This resulted in an average cost city-wide of \$168.75 per year or \$14.06 per month. If a resident also had property within the SID it would result in an additional \$101.81 per year for a total of \$270.56 per year or \$22.55 per month. All numbers are estimates and could change based on engineering results and actual bids from contractors.

After presenting all of the cost information, participants voted on whether or not they were willing to fund a crossing on the West End (PFL Way or West End Rd dependent upon engineering) for the costs presented in the previous paragraph. After the vote the participants were allowed a time for questions on any aspect of the project and then the same vote was taken again.

Yes/No & Residence	Percent
YES – Inside SID	19%
YES – Northside Outside SID	27%
YES – Southside	30%
Yes – Other	0%
TOTAL (YES)	77%
NO – Inside SID	8%
NO – Northside Outside SID	4%
NO – Southside	11%
NO – Other	0%
TOTAL (NO)	23%

This result shows strong support for funding a crossing on the Western end of a new Front Street extension. At the same time, there is a lot of trepidation about any solution as it comes at a high cost and is irreversible once built. While this small sampling doesn't mean there is a community consensus, it does indicate that we are starting to move towards at least a common understanding of an acceptable solution.

Finally, participants were asked if attending the meetings was helpful to them.

Yes/No	Percent
Yes	85%
No	15%

This indicates that if the Commission decides to move forward with a ballot initiative, there must be a strong educational piece after the ballot language is chosen.

Commission Next Steps

With a deadline for ballot language of 10 August, the Commission must vote during the 4 August meeting on how you would like to move forward. This Action Item is intended to provide the City Manager with the necessary information to prepare a resolution for a Commission vote on 4 August. Below are a series of options the Commission can choose from or modify to provide guidance to the City Manger

Funding Options -

Option 1:

A Resolution stating the City is no longer pursuing a crossing project.

Option 2:

A Resolution authorizing ballot language for a mill levy to save funds for a future project.

Option 3:

A Resolution authorizing ballot language for a \$1.5M mill levy to fund project engineering.

Option 4:

A Resolution authorizing ballot language for a \$12M mill levy to fund the project in conjunction with a \$3M SID.

Option 5:

A Resolution authorizing ballot language for \$15M mill levy to fund the project.

Location Options –

Option A: Star Road

Option B: Northern Lights

Option C: Star Road to Northern Lights based on engineering

Option D: PFL Way

Option E: West End Road/Hwy 10

Option F: PFL Way to West End Road based on engineering

City Manager Recommendation:

The City Manager recommends Options 4F. Taking into account the feedback from the public meetings and the increased practicality for traffic, utilities, and future growth; Option 4F is the most balanced approach that addresses the most challenges facing the community. Additionally, limiting the amount borrowed on the mill levy preserves more of the City's authorized debt capacity.