



Livingston City Commission Agenda

February 03, 2026

5:30 PM

City – County Complex, Community Room

<https://us02web.zoom.us/j/89322565172?pwd=eXr6iRzlvaiTtM43chOawd9mhocUjt.1>

Meeting ID: 893 2256 5172

Passcode: 718006

1. Call to Order

2. Roll Call

3. Pledge of Allegiance

"I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."

4. 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)

5. Consent Items

A. APPROVAL OF MINUTES FROM JANUARY 20, 2026, REGULAR MEETING [PG.4](#)

B. APPROVAL OF CLOSED SESSION MINUTES FROM JANUARY 20, 2026, REGULAR MEETING

C. APPROVAL OF CLAIMS PAID 1/15/26 - 1/28/26 [PG.27](#)

D. REAPPOINTMENT OF BAILY GOODWINE, FRANK O'CONNOR AND FORREST HUISMAN TO THE CONSOLIDATED LAND USE BOARD [PG.33](#)

6. Proclamations

A. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, RECOGNIZING FEBRUARY 16, 2026 AS PRESIDENTS DAY IN LIVINGSTON, MONTANA [PG.36](#)

7. Scheduled Public Comment

8. Action Items

A. DISCUSSION REGARDING GRADE SEPARATED RAIL CROSSING [PG.38](#)

B. DISCUSSION OF CONGRESSIONALLY DIRECTED SPENDING REQUESTS [PG.44](#)

C. RESOLUTION 5181: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA UPDATING THE FEE SCHEDULE AND CHARGES FOR ALL CITY DEPARTMENTS [PG.50](#)

9. City Manager Comment

10. City Commission Comments

11. Adjournment

Calendar of Events

Supplemental Material

Notice

- **Public Comment:** The public can speak about an item on the agenda during discussion of that item by coming up to the table or podium, signing-in, and then waiting to be recognized by the Chair. 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).

The Chair shall have the discretion to solicit comments from the public in the following order: (1) residents of the City, (2) business owners or operators in the City, (3) other organizations conducting operations in the City, and (4) residents, businesses or organizations from outside the City. The Chair may limit each person's comment period to not less than three (3) minutes.

- **Meeting Recording:** An audio and/or video recording of the meeting, or any portion thereof, may be purchased by contacting the City Clerk. 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 City meetings, please contact the City Clerk at least 24 hours in advance of the specific meeting you are planning on attending.

File Attachments for Item:

A. APPROVAL OF MINUTES FROM JANUARY 20, 2026, REGULAR MEETING



Livingston City Commission Minutes

January 20, 2026

5:30 PM

City – County Complex, Community Room

Join Zoom Meeting

<https://us02web.zoom.us/j/87852809291?pwd=AVSyWJGB7buKmHlm5baNFrl05b71jI.1>

Meeting ID: 878 5280 9291

Passcode: 379724

1. Call to Order

5:37 pm Chair Nootz called the meeting to order.

2. Roll Call

- Chair Nootz
- Vice Chair Willich
- Commissioner Daniels
- Commissioner Wilcox
- Commissioner O'Neill

City Staff Present

- City Manager Grant Gager
- Chief of Police Wayne Hard
- Policy Analyst Greg Anthony
- Planning Director Severson
- Finance Director Paige Fetterhoff

3. Pledge of Allegiance

"I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."

Chair Nootz asked the room to stand for the Pledge of Allegiance.

4. Public Comment

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Chair Nootz stated that, in their recent work session, the City Commission discussed keeping meeting lengths reasonable and reminded the audience of the guidelines in the agenda. She also stated public announcements should also go through City staff.

Public comment was offered by:

- Edleeta Shands who expressed excitement to see the Arbor Day proclamation on the agenda.
- Chuck Tanner who discussed some issues with social media comments.

Chair Nootz advised that this issue is an administrative one that should be discussed with the manager.

- Leslie Feigel presented a new logo. She submitted her special event application for the parade. She also spoke about America's 250th anniversary.
- Linda Mahr discussed survey results from the bulb-outs.

Chair Nootz stated that for the bulb-out survey the information was given to the Commission in Scheduled Public Comment and that is where the Commission just listens to the information given. Later when decisions are made from that there will be space and time for public input.

The City Manager reminded everyone that there was information included in the City Commission meeting packet about this topic as well.

5. Consent Items

- A. APPROVAL OF MINUTES FROM JANUARY 6, 2026, REGULAR MEETING [PG.4](#)**
- B. APPROVAL OF MINUTES FROM JANUARY 20, 2026, WORK SESSION [PG.36](#)**
- C. APPROVAL OF CLAIMS PAID 1/1/26 - 1/14/26 [PG.45](#)**
- D. PLEDGED SECURITIES FOR DECEMBER 2025 [PG.58](#)**
- E. APPOINTMENT OF TODD WESTER TO THE LIVINGSTON URBAN RENEWAL AGENCY BOARD [PG.62](#)**
- F. TRANSMITTAL OF CITY COMMISSION PRIORITIES FROM JANUARY 14, 2026, WORK SESSION [PG.65](#)**

Commissioner Wilcox motioned to approve Consent Items A-F, seconded by Commissioner Daniels. Unanimously approved.

6. Proclamations

- A. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, RECOGNIZING APRIL 24, 2026 AS NATIONAL ARBOR DAY IN LIVINGSTON, MONTANA [PG.69](#)**

Chair Nootz read the proclamation.

The City Manager stated this proclamation is done annually as a requirement for the Tree City USA Program, and a State Arbor Day grant that provides money to plant trees in Livingston.

7. Scheduled Public Comment

A. CITY-COUNTY HEALTH DEPARTMENT PRESENTATION OF COMMUNITY HEALTH ASSESSMENT 2025-2028 [PG.71](#)

The City Manager introduced Travis Horton from the Health Dept. to give a presentation.

Travis Horton gave a brief presentation on the Community Health Assessment 2025-2028.

Vice Chair Willich thanked Travis for the presentation and stated he was happy to see the resource page and everything listed in one place and is hoped the City can also post this somewhere.

Commissioner Wilcox thanked Travis for the presentation. She is happy to see the community as it keeps showing up.

Chair Nootz thanked Travis for the presentation.

8. Action Items

A. CONSIDERATION OF A VARIANCE REQUEST FOR 511 E. GEYSER STREET [PG.94](#)

Chair Nootz referenced MCA Board of Adjustment. She also referenced the City Commission handbook and talked about quasi-judicial matters, ex parte communications, and disclosure forms.

Commissioner Wilcox stated that she has a conflict of interest as she knows the applicant and has worked with them through her day job. She recused herself and left the room for this item.

The City Manager invited Director Severson to give a presentation

Planning Director Severson gave a brief presentation.

Commissioner Daniels asked if the parking will be limited to the garage for this dwelling.

Planning Director Severson stated yes, and accessory dwelling units do not require off-street parking. She clarified that it is a state law and she cannot change it. She stated this is not an accessory dwelling unit, it is a multifamily housing unit that requires one parking space, but because the dwelling unit existed before zoning requirements, they cannot impose parking requirements. She stated that the applicant said parking for this unit will be in the garage.

Vice Chair Willich asked if notification was given to neighbors.

Planning Director Severson stated a notice did go out in the paper. She stated it is not required for them to notify the neighbors, but noted that previous applicants just did this on their own, but she is not sure if this applicant did that or not.

Chair Nootz clarified timelines for ADU's in the City and recalled how they got to where they are now after updating City code and navigating state legislature. She asked about the applicant moving utilities and preparing for the work, and wondered if the City is involved at all with NorthWestern Energy and moving utilities.

The City Manager stated that the City is not usually contacted by utilities, and stated the property owners have the right to work with utilities to have various poles moved or electric or gas services

moved. He stated the City does work with utilities if they need a right-of-way permit or street cut permit.

Chair Nootz asked how long a building permit lasts.

The City Manager stated a building permit is good for 12 months so long as activity occurs within 12 months. If activity stops for longer than 12 months the permit is revoked.

Planning Director Severson stated the applicant can apply for an extension.

Vice Chair Willich clarified the timeline for this specific project, and also wondered if there are any similar to this one that kind of came in during code change.

The City Manager stated that he is aware of one other prospective applicant with the location in the CBD.

Commissioner O'Neill motioned for a 10-minute break, seconded by Commissioner Daniels. Unanimously approved.

Public comment was offered by:

- Kathleen Kaul read a letter to the Commission.
- Tammy Lewis expressed this should be approved because it would provide affordable housing.

Commissioner Daniels recognized that the applicant is adding to not building something new, and that this has been in progress.

Vice Chair Willich stated that it is a unique addition of a type of housing that there is not a lot of inventory of. He recognizes that it is compliant in a lot of areas including the Growth Policy and Housing Action Plan. He also stated that the application has been in progress in good faith through all of the rule changes. He expressed not being too happy about moving a utility pole for about \$8,800 before having a building permit. He does feel like it fits with the rest of the neighborhood.

Chair Nootz recalled the difference between what the guidelines use to be for this type of item and what it is now, and ultimately doesn't feel it is misaligned with the updated ordinance that was passed.

Commissioner O'Neill expressed concern about letting the 600 ft slide this time because what does that look like for the next application that wants more. He doesn't really have an issue with approving this particular application, but does it open a door.

Vice Chair Willich reviewed lot sized and feels this fits within that if you break it down, and overall feels good about it.

Chair Nootz expressed understanding of the concerns Commissioner O'Neill brought up.

Commissioner O'Neill motioned to approve this item, seconded by Commissioner Daniels. Unanimously approved.

Commissioner Wilcox returned to the meeting.

B. RESOLUTION 5181: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA UPDATING THE FEE SCHEDULE AND CHARGES FOR ALL CITY DEPARTMENTS [PG.120](#)

Chair Nootz asked the City Manager to describe what the Fee Schedule is.

The City Manager stated that when he arrived in 2022 many of the fees were inside LMC. To update those, it required 2 readings of an ordinance and 30 days to take effect. He stated that best practice for municipalities is to set fees by resolution. It allows for more timely updating of fees. This process was updated in 2023. He stated that fees allowed under MCA are a way for the City to recover costs for providing certain services. These fees are intended for cost recovery and not profit.

Commissioner O'Neill asked about the recreation section where some programs seem to be crossed out entirely.

The City Manager stated that if the fee for a certain program is not listed on the fee schedule, then they are not allowed to collect the fee for that program. Recreation Director Tarr worked with her team to consolidate their fees into more generic line items.

Commissioner O'Neill asked about the holiday craft event being crossed out.

The City Manager stated it will fall under the special events fee being created on page 129.

Commissioner O'Neill asked about the Bandshell rentals and Civic Center and removing the half day charges.

The City Manager stated there were very few rentals below the 7-hour mark and due to staff wages they did choose to remove the half-day rental.

Commissioner O'Neill expressed that he thinks our street closure fees are much higher than surrounding areas. He also asked about discounts.

The City Manager stated the fees we have on our fee schedule are derived from hourly rates and estimated time to set up a closure and take it down. He stated that the City used to have a fee waiver program, and that program was eliminated when they initiated the fee resolution. He gave few examples of events from the past where time and materials were accounted for and why.

Chair Nootz asked about street closures and insurance.

The City Manager stated street closures are a difficult process, but does involve a bit of risk for the City, so for that reason they don't allow civilian closures.

Commissioner O'Neill stated he spoke with the Chamber of Commerce about their special event fees and recounted what they have paid over the years.

Commissioner Wilcox inquired about the three new Planning Fees.

The City Manager stated the floodplain development permit came from the most recent floodplain regulation update, and because it is a new process for the City they did need to create a fee. He stated the next 2 are planning actions that are becoming increasingly common tasks requested from staff.

Commissioner Wilcox asked about the section Other Police Department Fees.

The City Manager stated this specific item is to cover other events at the discretion of the Police Chief and City Manager. He referenced a specific event last year that they were unable to charge fees for as this was not included in the fee schedule at that time.

Commissioner Wilcox asked about the medications added to the fee schedule and wondered if they seek reimbursement from insurance, and wondered why these 4 were added to the list.

The City Manager stated yes, it is the intent to seek reimbursement from insurance. He also stated the Fire Chief noticed these 4 were missing and it's something they do use, so they were added to the fee schedule.

Vice Chair Willich asked about overtime and double overtime rates on page 124.

Finance Director Fetterhoff stated there are certain costs in regular time, such as health insurance, and those sorts of costs don't increase when you pay overtime or double time.

Vice Chair Willich asked about ALS and BLS.

The City Manager clarified it's mileage from the same EMS vehicle.

Chair Nootz asked if these fees are reviewed by Finance Director Fetterhoff for accuracy.

Finance Director Fetterhoff stated yes, they go through review but they reflect actual cost. She gave an example of Public Works billing for employee's actual wages, but when they look at charging for Police and Fire they take into account the wages and vehicles uses, etc.

Chair Nootz asked if this comes from what is union contracts.

Finance Director Fetterhoff stated yes, it does.

Public comment was offered by:

- Leslie Feigel asked about the fee schedule when street closures overlap on time for fees. She expressed that for her special events she is concerned about paying for City staff that are already on duty as part of fees for the events she hosts.
- Linda Mahr asked about cremation cost and wondered if that is the cost for cremation.
- Angela Devani asked about the difference in fees for county vs. city for the Rec Dept.

The City Manager stated that officers seen at these events fall into 2 types of classes. Those who are on duty and happen to be in the area of the event as part of their normal patrol obligations, but can be pulled off to a call or an emergent situation. Separate from that class of public safety employees, there are certain employees that are assigned to an event, and that is their detail for the day. He stated there is a reason that police and fire go very early on in the parade, and it's so they can clear the duty crew so they are able to go respond to normal calls that occur throughout the day.

Chair Nootz asked for greater detail on the timing and charges and also what goes into decision making for these types of events for street closures.

The City Manager stated that the fees are dependent upon the cost to provide certain services. He stated the vast majority of the Public Works employees' days end at 3:30 or 4 pm and that is why the fee difference occurs with the 4pm time change over. He explained overtime in various departments and how they function and differ from each other.

Chair Nootz asked about the internal process for the size of events.

The City Manager stated that events that close down streets are very complex undertaking for the City, especially ones in the downtown area. He shared that some business owners have reached

out to the City and stated that having closures downtown are not helpful for their business. He shared that special event applications are reviewed by all department heads for the City, then an invoice is created and given to the applicant.

Chair Nootz asked about cremation fees.

Finance Director Fetterhoff stated she verified with the Parks Dept. their fees, and this fee is appropriate for time to takes to dig a grave for cremation.

Chair Nootz asked about City fee vs. County fees for rec.

The City Manager stated the difference in fees appears mostly in the recreation area, and stated they operate out of the general fund. He stated the department has not operated on a 100% cost recovery model, and stated that is fairly standard in the industry. He shared that those departments try to recuperate around 30-35 % of their actual costs in providing programming. The difference comes from non-residents who don't pay taxes into the general fund which helps operate the Recreation Dept. He reminded as an example that the County Commission chose not to tax County residents to help fund the Wellness Center, whereas the City voted, and chose to tax themselves to fund the Wellness Center, so because of this the County fee for the Wellness Center access is higher.

Chair Nootz asked the City Manager to explain the General Fund.

The City Manager stated the general fund is the discretionary pot of money that is primarily funded from property tax dollars, so it funds those general operations of the City. He listed example depts. as police, fire, administrative services, recreation and planning.

Commissioner Wilcox listed a few other large events that happen within the City that use the same fee schedule. She also asked about nonprofit rates.

The City Manager explained the nonprofit rates exist in recreation for programming put on by nonprofits or other government entities.

Vice Chair Willich asked for clarity on plot sales and cost with infant plots.

Finance Director Fetterhoff stated there is a designated section in the cemetery for infants and children, and those plots are much smaller, so they are a lot cheaper in price than a full-size plot.

Commissioner Wilcox wondered about having a nonprofit rate and for-profit rate on special events.

Commissioner Daniels also wondered about nonprofit rates.

Vice Chair Willich expressed understanding of the nonprofit rates, but acknowledged that it means it would cost more for the for-profit events applicants, then they would also have to entice more for-profit applicants to close streets for events. He stated that the City cannot eat the cost of the difference for non-profit rates and he does not want taxpayers to pay the cost for non-profit rates. He also expressed thoughts that there should not be a fee for a plot in the infant/child section of the cemetery.

Chair Nootz explained the differences in nonprofit types and why it could potentially be messy to support nonprofit rates when it may not be supported by the community or safe related to political conflict, etc. She pointed out how many departments are impacted by events and 3 of those being

union departments. She expressed that these fees are what staff time is worth for these events and doesn't necessarily agree with nonprofit discount rates.

Commissioner O'Neill expressed understanding wanting nonprofit discounts, but understands why it's not great to have the discount for non-profits.

Commissioner Wilcox expressed that Chair Nootz made a valid point about staff time.

Commissioner Daniels expressed appreciation for the insight from Chair Nootz.

Vice Chair Willich expressed agreement with Chair Nootz. He would like to have further conversation about infant plots.

Commissioner Wilcox stated she likes that Vice Chair Willich brought up waiving the fee for infant graves. She wondered if it was acceptable to absorb the fee, and wondered what it would change the adult grave fee to cover this. She is happy with the rest of the fee schedule, but would like to sort out this fee portion with infant graves.

Chair Nootz asked if they could pull a few items and bring it back at a later date.

The City Manager stated no, it comes as a whole.

Chair Nootz wondered about how the City could partner with community events as opposed to saying a nonprofit event. She threw out the idea that if they want something from the City what could they give back to taxpayers and gave examples of a park or open space. She wondered if they are going to be subsidizing events, what is the comeback to the City. She wondered if this is possible.

The City Manager stated it is difficult to determine what falls into a community-based event. He stated many events such as the Farmers Market or the Parade do not have many locals, and events for locals that are hosting with alcohol are at times of- putting for families. He did state since we don't have sales tax it is difficult to protect taxpayers in this situation of nonprofit discounts, as it would be difficult to cover costs.

Chair Nootz stated if the City is going to sanction things like the parade it stops any political inclusion in that parade. She stated she is fine not voting on this tonight and bringing it back to talk about the graves.

The City Manager stated he will bring the fee schedule back.

Vice Chair Willich motioned for a 5-minute break, seconded by Commissioner Wilcox. Unanimously approved.

C. APPROVAL OF AGREEMENT 20222 WITH RAUSER BUILDERS LLC FOR FIRE STATION IMPROVEMENTS [PG.139](#)

The City Manager stated this project is for improvements to the living quarters at the fire station, and these improvements are necessary due to staff increases in the Fire Dept. FY26 budget. 4

firefighters will be added, which is 1 for each shift. The project is for an additional restrooms and bedrooms. This item is before the Commission as it exceeds the City Manager’s \$50,000 approval limit. After approval of the contract, staff will administer the approval with the contractor and see the work to completion. In the event there is a change order that would require Commission approval for dollar threshold purposes, and would come back for review and approval. He stated that contracts like this that are pretty straightforward and standard will usually be on the consent agenda. He put it in the action agenda since it’s the first contract the new Commission will approve in case they have questions.

Vice Chair Willich asked about change order policy and wondered if it is \$50,000.

The City Manager stated that both would be once it hits \$50,000 it would come to the Commission.

Public comment was offered by:

- Linda wondered if anyone gets back to contractors that bid and their reasons for their quotes.

The City Manager stated at the conclusion of a bid opening the responsible department does a responsibility and responsiveness review and the first part of the responsibility is an evaluation of the bidder to confirm they are not barred from bidding on contracts. When bids are as far apart as the ones received for this project, they don’t necessarily do all of the extra outreach.

Commissioner Wilcox motioned to approve this item, seconded by Commissioner Daniels. Unanimously approved.

Vice Chair Willich expressed understanding of the bid process and what all goes into it.

Chair Nootz expressed excitement to have more staff for that department.

D. APPROVAL OF CITY PROCLAMATION POLICY [PG.153](#)

The City Manager stated this item is consideration of a policy to guide proclamations. The City does not currently have a policy for proclamations and they are placed on the agenda at the purview of the City Manager. This item is in response to a request by the City Commission, and is intended to solicit feedback on a proposed proclamation policy.

Public comment was offered by:

- Leslie Feigel expressed she is happy to see policy around proclamations.

Chair Nootz stated historically it’s been confusing how proclamations work, and there is not a clear process. She feels it’s a clear layout of how this form of government works through proclamations. She stated that having a clean process builds trust in government, and she doesn’t have an issue with this.

Vice Chair Willich stated he likes that the step has been cleaned up, and there is a policy when previously it was pure discretion. He expressed appreciation of the development of policy around proclamations.

Commissioner Daniels asked how it worked prior.

The City Manager stated that they do maintain an internal proclamation calendar, and a lot of those proclamations are to acknowledge the contribution of staff members and recognize days of significance. He stated there is a national calendar that lists days and weeks to recognize that is used for reference.

Commissioner Daniels expressed how much she appreciates policy and likes that they will have this.

Commissioner Wilcox expressed thoughts to save on meeting time and whether reading or not reading proclamations at the meeting. She reviewed other cities policy and talked about their policy vs. the proposed policy.

The City Manager stated the reason he omitted the guideline that only one proclamation will be accepted annually per topic or organization is because the City is an organization and they do recognize different departments throughout the year. He stated he also would like to allow anniversaries, and gave an example of 9/11.

Commissioner Wilcox asked if proclamations are renewed every year.

The City Manager stated that no, they are not renewed every year.

Commissioner O’Neill asked if proclamations are denied do they let the requester know.

The City Manager stated he does not recall a time when a proclamation was denied. He does expect the requester would be notified.

Chair Nootz expressed concern with doing proclamations out and about, and stated it would appear like they are a mayoral form of government. She expressed that the policy is good.

Commissioner Daniels motioned to approve this item, seconded by Commissioner Wilcox. Unanimously approved.

Chair Nootz motioned to enter closed session, seconded by Vice Chair Willich. Unanimously approved.

E. CLOSED SESSION TO DISCUSS LEGAL STRATEGY PURSUANT TO MCA 2-3-203(4)(b)

9. City Manager Comment

The City Manager said good evening to everyone.

10. City Commission Comments

Commissioner O’Neill stated it has been an interesting and good night.

Commissioner Wilcox also expressed it was an interesting and good evening.

Commissioner Daniels also expressed it was a good evening.

Vice Chair Willich stated Christina Cook from Artemis was from Livingston and was the grand marshal in the parade in 2023. In a few weeks she will be with a group of people will the furthest traveled from the earth.

Chair Nootz talked about ASPEN is doing education on human trafficking on Tuesday the 27th. She showed the new Commissioners where to find union information on the City website at <https://www.livingstonmontana.org/hr/page/employee-information>

11. Adjournment

10:30pm Vice Chair Willich motioned to adjourn, seconded by Commissioner Wilcox. Unanimously approved.

Calendar of Events

Supplemental Material

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Dear Commissioners,

We worked in good faith with the city staff (Jim Woodhull) every step of the way for this Geyser ADU project, culminating with us actually getting the building permit in hand in March this year.

However, the following Monday morning Jim called and said he was in error. He apologetically explained zoning had changed during this process and it didn't occur to him that it would apply for this project. These sorts of things happen. We understand.

To get to that point, we had to incur considerable expenses. Northwestern Energy (moving overhead wires) \$8,831, working drawings \$412, structural drawings \$900 and, we even refinanced the property to fund the project.

We have collaborated with city staff and in particular Jim Woodhull on many projects for over 3+ decades. In dozens of projects, large and small, it has always been a great experience. A collaboration to get good things done. We feel that these projects have made a positive contribution to our community.

The planning staff have good reasons for requesting that you deny this variance. Setting precedence and upholding existing zoning regulations that are in place. We understand.

From our perspective, this is a very unique situation.

Finally, projects such as this are of marginal viability in the best of times. That is why the city waives impact fees in order to incentivize folks to build ADU's. In our case, we already have already spent 8.8k with NWE and with this type of variance, not as a ADU, we will be on the hook for the impact fee as well. Those 2 things make this way less financially viable for us. Regardless of that, we would appreciate the opportunity to see if we can find a path to proceed.

We have supported our city government, various commissions for a very long time and will continue to do so regardless.

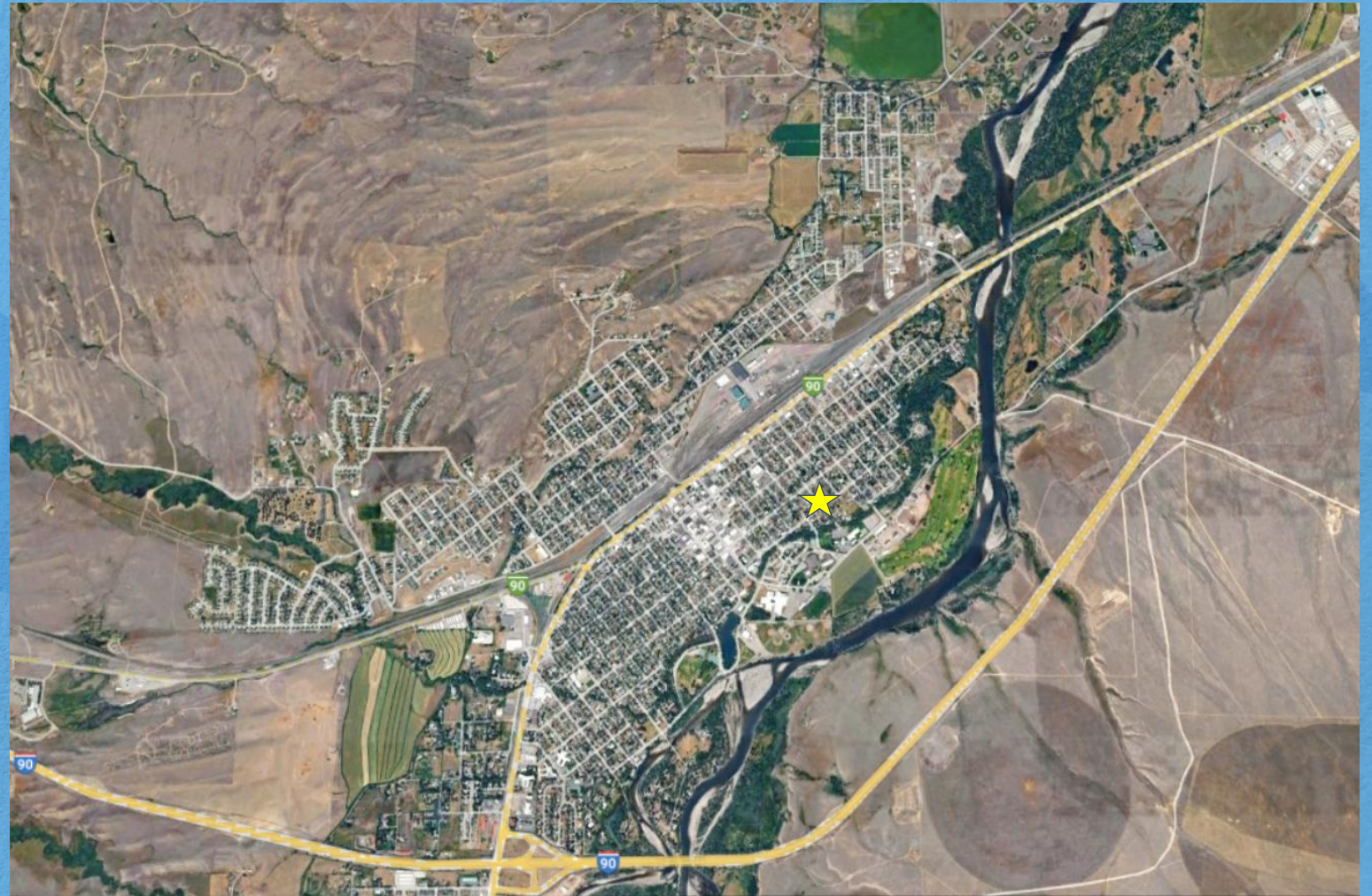
We ask your consideration for this no downside variance.

And hat's off to Jim Woodhull for his many years of good work for our town.

Dan and Kathleen

KAUL DENSITY VARIANCE

511 E Geyser Street



CITY COMMISSION MEETING
JANUARY 20, 2026

SUMMARY OF PROPOSAL

Zoning District: RII (Medium Density Residential)

Variance requested to allow an additional unit of residential density on the property at 511 E Geyser Street to construct a **720 square-foot** above garage apartment, where duplex exists

- Minimum RII lot size = 3,500 sq. ft., allows 2 dwelling units (either 1 primary + 1 ADU or 1 duplex)
- Lot Size = ~ 6,400 sq. ft.
- Existing = 1 duplex (2-unit) dwelling
- Lot size needed for another dwelling unit => 7,000 sq. ft.
- Requested Variance = allow a 3rd dwelling unit

SITE PLAN



PROPOSED APARTMENT



NEED FOR VARIANCE

- The owner proposes to construct an 720 sq. ft. apartment above an existing garage on a ~ 6,400 sq. ft. lot that already contains a residential duplex
- The minimum lot size in the R2 district = 3,500 sq. ft.
- A minimum 7,000 sq. ft. lot is required for a third dwelling unit
- The applicant has been working informally with City Staff for several years planning for a third dwelling unit (as an ADU)
- The City revised the zoning code to only allow ADUs for single family homes
- The applicant submitted a building permit for the third dwelling unit after the code was revised
- A third dwelling unit is only allowed if a variance from Ch. 30 density requirements is approved

CRITERIA FOR ZONING VARIANCE (SECTION 30.74)

- 1. Is the variance contrary to public interest? NO
- 2. Will enforcement of the required setback result in unnecessary hardship for applicant? NO
- 3. Will variance allow an unpermitted use in RII-MH district? NO
- 4. Will variance grant special privilege to applicant within RII-MH district? YES
- 5. Is variance in harmony with the general purpose/ intent of the code? NO

STRATEGIC ALIGNMENT


- Although the Variance request does not comply with the Zoning Code, the proposed additional dwelling unit does support the following:
- The City’s adopted Growth Policy
 - Goal 5.1- provide housing options to meet the needs of all residents
 - Objective 5.1.4- promote a mix of housing within neighborhoods that supports a variety of income levels, age groups and housing types
- The Park County Housing Action Plan (adopted by the City Commission)
 - Policy Tool #5 recommends a Density Bonus to incentivize infill development and affordable housing

RECOMMENDATION

Based on the Findings of Fact, Staff finds the need for the variance to build an additional dwelling unit is a self-imposed hardship and granting the variance would confer a special privilege that is denied by the Zoning Ordinance.


Therefore, Staff recommends the Commission DENY this variance request.

QUESTIONS ?




LIVINGSTON GROWTH POLICY
Final | June 2021


PREPARED BY:
Burton Planning Services
252 Electric Avenue
Westerville, OH 43081
(614) 392-2284
burtonplanning.com



PREPARED FOR:
City of Livingston
220 E. Park Street
Livingston, MT 59047



Applied Communications
151 Wedgwood Lane
Whitefish, MT 59937



File Attachments for Item:

C. APPROVAL OF CLAIMS PAID 1/15/26 - 1/28/26

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
ALL SERVICE TIRE & ALIGNMENT							
22	ALL SERVICE TIRE & ALIGNME	71487	Flat repair	01/12/2026	50.00	50.00	01/22/2026
Total ALL SERVICE TIRE & ALIGNMENT:					50.00	50.00	
ALPINE ELECTRONICS RADIO SHACK							
402	ALPINE ELECTRONICS RADIO	10325190	ENVELOPES	12/22/2025	16.00	16.00	01/22/2026
402	ALPINE ELECTRONICS RADIO	10326094	BATTERY	01/14/2026	10.98	10.98	01/22/2026
Total ALPINE ELECTRONICS RADIO SHACK:					26.98	26.98	
AMERICAN AUTOMOTIVE							
3378	AMERICAN AUTOMOTIVE	9212	2023 FORD REPAIRS	01/20/2026	4,414.12	4,414.12	01/22/2026
Total AMERICAN AUTOMOTIVE:					4,414.12	4,414.12	
BETTER DAYS CLEANING							
10004	BETTER DAYS CLEANING	1409	CLEANING	12/01/2025	1,750.00	1,750.00	01/22/2026
Total BETTER DAYS CLEANING:					1,750.00	1,750.00	
BIGHORN FIRE COMPANY, INC.							
3399	BIGHORN FIRE COMPANY, INC.	2025.1	CPR & EMD CLASS	01/10/2026	860.00	860.00	01/22/2026
Total BIGHORN FIRE COMPANY, INC.:					860.00	860.00	
BNSF RAILWAY COMPANY							
10006	BNSF RAILWAY COMPANY	26001763	MR600249 LEASE	01/06/2026	733.50	733.50	01/22/2026
Total BNSF RAILWAY COMPANY:					733.50	733.50	
CITY OF LIVINGSTON							
131	CITY OF LIVINGSTON	1012100 2026.	228 W CALLENDAR	01/05/2026	2,453.86	2,453.86	01/22/2026
131	CITY OF LIVINGSTON	2025_12	Disbursement to City	12/31/2025	4,989.02	4,989.02	12/31/2025
Total CITY OF LIVINGSTON:					7,442.88	7,442.88	
COLLECTIVE DATA							
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
10007	COLLECTIVE DATA	19313	USER LICENSES	01/13/2026	1,875.00	1,875.00	01/22/2026
Total COLLECTIVE DATA:					15,000.00	15,000.00	
DAIGLE LAW GROUP LLC							
10008	DAIGLE LAW GROUP LLC	IA0226-156	INTERNAL AFFAIRS CLASS	01/14/2026	795.00	795.00	01/22/2026
Total DAIGLE LAW GROUP LLC:					795.00	795.00	
HANSER'S WRECKER LIVINGSTON, INC							
1687	HANSER'S WRECKER LIVINGST	LIV7238	Towing	01/14/2026	100.00	100.00	01/22/2026
1687	HANSER'S WRECKER LIVINGST	LIV7242	Towing	01/20/2026	100.00	100.00	01/22/2026

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
1687	HANSER'S WRECKER LIVINGST	LIV7243	Towing	01/20/2026	100.00	100.00	01/22/2026
1687	HANSER'S WRECKER LIVINGST	LIV7244	Towing	01/20/2026	100.00	100.00	01/22/2026
Total HANSER'S WRECKER LIVINGSTON, INC:					400.00	400.00	
IRRIGATION INNOVATIONS							
10002	IRRIGATION INNOVATIONS	8935	FLOWERBEDS	11/30/2025	591.00	591.00	01/22/2026
10002	IRRIGATION INNOVATIONS	9061	WINTERIZE SPRINKLER	12/01/2025	95.00	95.00	01/22/2026
10002	IRRIGATION INNOVATIONS	9239	SNOW REMOVAL	12/30/2025	445.00	445.00	01/22/2026
Total IRRIGATION INNOVATIONS:					1,131.00	1,131.00	
KNIFE RIVER							
8	KNIFE RIVER	962934	Plant Mix	08/07/2025	473.63	473.63	01/22/2026
Total KNIFE RIVER:					473.63	473.63	
LOGAN LANDFILL							
10007	LOGAN LANDFILL	123388	DUMP FEES	01/09/2026	1,246.00	1,246.00	01/22/2026
10007	LOGAN LANDFILL	123426	DUMP FEES	01/12/2026	1,311.00	1,311.00	01/22/2026
10007	LOGAN LANDFILL	123461	DUMP FEES	01/13/2026	1,378.00	1,378.00	01/22/2026
10007	LOGAN LANDFILL	123491	DUMP FEES	01/14/2026	1,320.00	1,320.00	01/22/2026
10007	LOGAN LANDFILL	123528	DUMP FEES	01/15/2026	1,155.00	1,155.00	01/22/2026
10007	LOGAN LANDFILL	123560	DUMP FEES	01/16/2026	1,392.00	1,392.00	01/22/2026
Total LOGAN LANDFILL:					7,802.00	7,802.00	
MAIN LINE MECHANICS INC							
10007	MAIN LINE MECHANICS INC	463	PETE 388 REPAIRS	11/14/2025	3,655.65	3,655.65	01/22/2026
10007	MAIN LINE MECHANICS INC	481	PETE 388 REPAIRS	01/06/2026	7,690.70	7,690.70	01/22/2026
Total MAIN LINE MECHANICS INC:					11,346.35	11,346.35	
MISC							
99999	MISC	TK2022-0035	RESTITUTION	01/28/2026	2.99	2.99	01/28/2026
99999	MISC	TK2025-0246	Bond Refund	12/12/2025	420.00	420.00	12/12/2025
99999	MISC	TK2025-0249.5	RESTITUTION	12/31/2025	300.00	300.00	12/31/2025
99999	MISC	TK2025-0516	Bond Refund	01/28/2026	970.00	970.00	01/28/2026
Total MISC:					1,692.99	1,692.99	
MOBILE REPAIR & WELDING, INC							
10	MOBILE REPAIR & WELDING, IN	37227	iron	01/06/2026	72.95	72.95	01/22/2026
Total MOBILE REPAIR & WELDING, INC:					72.95	72.95	
NORDIC FIRE DEFENSE							
10006	NORDIC FIRE DEFENSE	1466	RECHARGE EXTINGUISHER	01/13/2026	100.00	100.00	01/22/2026
Total NORDIC FIRE DEFENSE:					100.00	100.00	
NORTHWESTERN ENERGY							
151	NORTHWESTERN ENERGY	3837245-4 202	220 E PARK ST	01/13/2026	620.60	620.60	01/22/2026
Total NORTHWESTERN ENERGY:					620.60	620.60	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
PARK COUNTY TREASURER - TECH							
1702	PARK COUNTY TREASURER - T	2025.12	DECEMBER COLLECTIONS	12/31/2025	150.00	150.00	01/22/2026
Total PARK COUNTY TREASURER - TECH:					150.00	150.00	
PARK COUNTY TREASURER/M.L.E.A.							
2156	PARK COUNTY TREASURER/M.	2025.12	DECEMBER COLLECTIONS	12/31/2025	160.00	160.00	01/22/2026
Total PARK COUNTY TREASURER/M.L.E.A.:					160.00	160.00	
ROCKY MOUNTAIN SUPPLY INC							
10006	ROCKY MOUNTAIN SUPPLY INC	12105	DIESEL 1080G	12/05/2025	2,907.95	2,907.95	01/22/2026
10006	ROCKY MOUNTAIN SUPPLY INC	12164	DIESEL 1200G	01/07/2026	3,000.54	3,000.54	01/22/2026
Total ROCKY MOUNTAIN SUPPLY INC:					5,908.49	5,908.49	
STAFFORD ANIMAL SHELTER							
1439	STAFFORD ANIMAL SHELTER	597	ANIMAL CARE SERVICES Q2 20	06/30/2025	11,499.99	11,499.99	01/22/2026
1439	STAFFORD ANIMAL SHELTER	598	ANIMAL CARE SERVICES Q3 20	09/30/2025	12,075.00	12,075.00	01/22/2026
1439	STAFFORD ANIMAL SHELTER	599	ANIMAL CARE SERVICES Q4 20	12/31/2025	12,075.00	12,075.00	01/22/2026
Total STAFFORD ANIMAL SHELTER:					35,649.99	35,649.99	
STRADA & CORSA AUTO SERVICE CO							
10008	STRADA & CORSA AUTO SERVI	20244-1	2001 KENWORTH DEPOSIT	01/20/2026	21,500.00	21,500.00	01/21/2026
10008	STRADA & CORSA AUTO SERVI	20244-2	2001 KENWORTH FINAL	01/20/2026	21,500.00	21,500.00	01/22/2026
Total STRADA & CORSA AUTO SERVICE CO:					43,000.00	43,000.00	
TOTAL FIRE PROTECTION WEST LLC							
10004	TOTAL FIRE PROTECTION WES	12555912	FIRE EXTINGUISHER INSPECTI	01/21/2026	143.00	143.00	01/22/2026
TOTAL FIRE PROTECTION WEST LLC:					143.00	143.00	
UPS STORE #2420, THE							
292	UPS STORE #2420, THE	2026.1.20	LPD Shipment	01/20/2026	8.92	8.92	01/22/2026
Total UPS STORE #2420, THE:					8.92	8.92	
US BANK EQUIPMENT FINANCE							
10001	US BANK EQUIPMENT FINANCE	572666469	PRINTER	01/30/2026	296.86	296.86	01/22/2026
Total US BANK EQUIPMENT FINANCE:					296.86	296.86	
VERIZON WIRELESS							
879	VERIZON WIRELESS	6133036376		01/08/2026	19.70	19.70	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	19.70	19.70	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	39.40	39.40	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	17.75	17.75	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	95.17	95.17	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	41.49	41.49	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	17.75	17.75	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	17.75	17.75	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	17.75	17.75	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	42.95	42.95	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	42.95	42.95	01/22/2026
879	VERIZON WIRELESS	6133036376		01/08/2026	42.95	42.95	01/22/2026

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
879	VERIZON WIRELESS	6133036378		01/08/2026	38.65	38.65	01/22/2026
Total VERIZON WIRELESS:					3,653.33	3,653.33	
WASTE TEK SOLUTIONS							
10003	WASTE TEK SOLUTIONS	2052	EQUIPMENT MAINTENANCE	12/10/2025	680.00	680.00	01/22/2026
Total WASTE TEK SOLUTIONS:					680.00	680.00	
Grand Totals:					144,362.59	144,362.59	

Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

File Attachments for Item:

D. REAPPOINTMENT OF BAILY GOODWINE, FRANK O'CONNOR AND FORREST HUISMAN TO THE CONSOLIDATED LAND USE BOARD



LivingstonMontana.org | PublicComment@LivingstonMontana.org | 406.823.6000

DATE: February 3, 2026
TO: Chair Nootz and City Commissioners
FROM: Jennifer Severson, Planning Director
RE: Staff Report **for Reappointment of Consolidated Land Use Board Members**

Recommendation and Summary

Staff recommends the Commission reappoint three members to the Consolidated Land Use Board by adopting the following motion:

"I move to reappoint Baily Goodwine, Frank O'Connor and Forrest Huisman to the Consolidated Land Use Board for two-year terms ending on December 31, 2027."

The reasons for the recommendation are as follows:

- Chapter 27 of the Livingston Municipal Code establishes the Consolidated Land Use Board.
- The board shall consist of seven (7) citizen members appointed to two (2) year overlapping terms.
- The terms of board members Baily Goodwine, Frank O'Connor and Forrest Huisman expired January 31, 2026; all three have expressed an interest in continuing to serve on the Consolidated Land Use Board.
- Staff recommends these term appointments end December 31, 2027 (instead of January 31, 2028) to be consistent with other City appointed boards.

Introduction and History

Ordinance 3048 established a Consolidated Land Use Board (LUB) as an advisory board to the City Commission to function as both the Planning Board and Zoning Commission for the City of Livingston. The LUB consists of 8 members, seven of whom are citizen voting members appointed by the City Commission, and one of whom represents the City Commission as a non-voting member and is appointed annually by the Commission.



Analysis

The one-year term appointments of Ms. Goodwine, Mr. O’Connor and Mr. Huisman expired on January 31, 2026. These three board members have actively engaged in board discussions, analysis and considerations that have come before the LUB since its’ inaugural meeting in March 2024. Staff finds that reappointing these members to the LUB will be an efficient means of continuing the important work performed by the board in reviewing new development throughout the City. Staff anticipates the reappointment of these three board members will streamline deliberation and allow for the most effective use of board, staff and applicant time during public hearings.

Fiscal Impact

There is no fiscal impact to the City resulting from the reappointments of Ms. Goodwine, Mr. O’Connor and Mr. Huisman to this volunteer advisory board.

Strategic Alignment

Filling vacancies on City advisory boards and committees will enable to the City to fulfill its strategic objectives.

Attachments

None

File Attachments for Item:

A. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, RECOGNIZING FEBRUARY 16, 2026 AS PRESIDENTS DAY IN LIVINGSTON, MONTANA



Proclamation Of the Livingston City Commission

Recognizing February 16, 2026, as Presidents Day
in Livingston, Montana

WHEREAS, Presidents’ Day is observed on the third Monday of February to honor the Presidents of the United States and their service in upholding the Constitution and democratic principles of our nation; and

WHEREAS, the system of representative government established by the Constitution is carried out not only at the national level, but also through state and local governments that serve communities every day; and

WHEREAS, local governments are the level of government closest to the people, providing essential services, implementing laws, and ensuring transparency, accountability, and public participation in decision-making; and

WHEREAS, the principles of leadership, public service, and civic responsibility demonstrated by our nation’s Presidents are reflected in the work of locally elected officials, boards, commissions, and public servants; and

WHEREAS, Presidents’ Day offers an opportunity to encourage civic engagement and appreciation for all levels of government that work together to serve the public good;

NOW, THEREFORE, BE IT RESOLVED, on behalf of the Livingston City Commission, I, Melissa Nootz, Chair, do hereby recognize February 16, 2026, as Presidents Day in Livingston, Montana.

Further, I encourage all residents to reflect on the shared responsibility of leadership and civic participation at the local, state, and national levels of government.

Signed this__ day of February, 2026

Melissa Nootz, Chair
Livingston City Commission

Emily Hutchinson
City Clerk

File Attachments for Item:

A. DISCUSSION REGARDING GRADE SEPARATED RAIL CROSSING



DATE: February 3, 2026
TO: Chair Nootz and City Commissioners
FROM: Grant Gager, City Manager
RE: Discussion Regarding Grade Separated Rail Crossing

Recommendation and Summary

The City Manager is providing information to support a discussion regarding the development of a grade separated rail crossing. As such, no motion is required but direction is appreciated.

The reasons for the discussion are as follows:

- The City Commission requested that the City Manager place a discussion of the development of a grade separated rail crossing on the City Commission agenda.
- The City has pursued federal funding to support the project but has not been successful in obtaining planning funds to advance the project.

Introduction and History

Currently, the City of Livingston has one public grade-separated rail crossing within City limits, in addition to three public at-grade crossings. As the community continues to grow, certain residents have experienced greater inconvenience associated with crossing the railroad tracks. Recently approved residential developments have also heightened awareness of the railroad crossings within the City.

In recent years, the City has attempted to address community concerns arising from having one grade-separated rail crossing. In 2008, voters were presented and approved a referendum to levy approximately \$652,000 as the local cost share for an \$8.7 million crossing near the intersection of Front Street and Star Road. While the local funding was approved, the project was never constructed. More recently, in 2021, voters in the City were presented and rejected a referendum to issue \$20 million in general obligation bonds to design and construct a crossing on the western edge of the City by the Mountain View subdivision. With voter rejection, this project was not funded or further pursued.



Since the most recent referendum in 2021, City staff has worked to obtain federal funding for the planning of a second grade separated rail crossing. Unsuccessful applications were submitted to the United States Department of Transportation in 2023, 2024 and 2025.

At its meeting on September 2, 2025, the City Commission directed the City Manager to obtain public input regarding the City's rail crossings. On November 28, 2025, the City released a survey to the community. By January 27, 2026, the City had received 302 responses including 218 from verified City utility customers. Partial results of that survey are included as Attachment A to this staff report.

Analysis

The City Commission has requested a plan from the City Manager for evaluating the development of a new grade separated rail crossing within the City. As discussed during prior projects, due to the long life and use patterns of public facilities, a rigorous planning effort is prudent before embarking upon design and construction. Typically, project sponsors seek to address four components in developing a project concept: facility use, location, capital funding and operating arrangements.

Accepting that a future grade-separated rail crossing will be a City-operated multi-modal crossing which accommodates bike, pedestrian and vehicular traffic, location and capital funding are the two project components that appear to require the most attention.

Regarding the project location, the two prior efforts focused on two different locations accessed from US Highway 10. While these locations appear feasible, there appears to be little community consensus on the desirability of any specific location. Given the apparent lack of a locally-preferred project location, a review of the previously contemplated locations along with an identification of other alternatives appears prudent if the City is going to continue to pursue the project. Increasing public understanding of all possible locations and their relative attributes, constraints and costs will help determine the feasibility of future referendum efforts.

If the Commission would like to proceed with the development of a grade-separated rail crossing, the work plan that was proposed in September 2025 is included as Attachment B to this staff report.

Fiscal Impact

The proposed work plan to analyze possible crossing locations is expected to be conducted by both City staff and contracted support. City staff estimates that a budget of approximately \$100,000 may be necessary to fund the work, if directed to proceed.

A grade separated rail crossing is estimated to cost approximately \$25 million, based on similar projects in Montana in recent years. The annual debt service associated with a general obligation bond of that level is approximately \$2.2 million per year. Based on FY 2025-26 taxable values in the City of Livingston, a property would be expected to incur an additional \$72.96 in property taxes for



each \$100,000 of assessed market value (totaling approximately \$218.88 annually for a \$300,000 home and \$437.76 annually for a \$600,000 home).

To the extent that outside funding sources can be identified, the impact to property owners would be reduced. However, recent experience indicates that federal funding to support the project is unlikely. There is no dedicated State funding for grade-separating railroad crossings. While BNSF does offer funding for grade-separation projects, the railroad does typically require the closure of an existing at-grade crossing.

Strategic Alignment

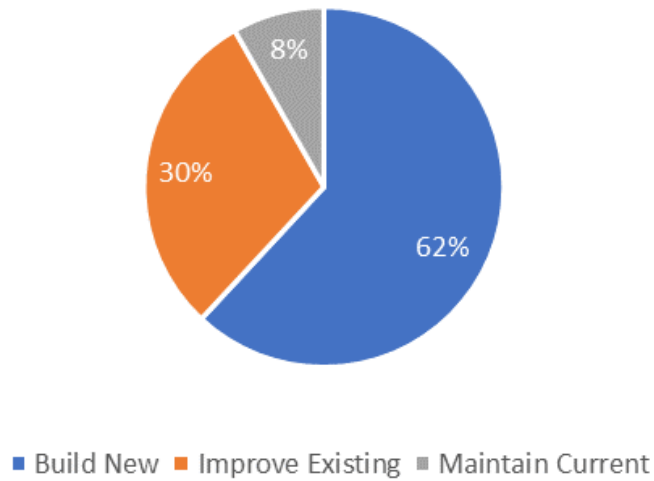
Objective 8.2.2 of the City's 2021 Growth Policy is to "Develop additional grade-separated crossings to serve areas of new growth."

Attachments

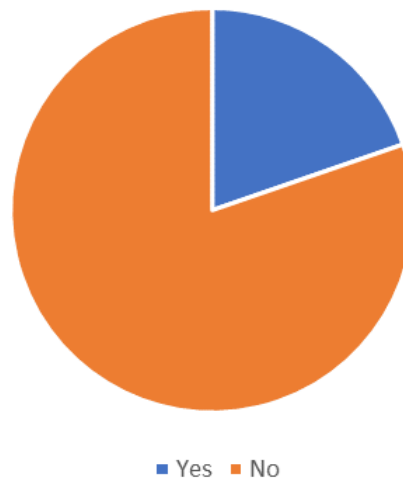
- Attachment A: Summary Survey Results
- Attachment B: Proposed Work Plan

1. Please Rank the Following Options:
 - Pursue a new grade separated crossing
 - Pursue improvements to existing crossings
 - Maintain current crossing status

**Percent of Responses Ranking Each as First Choice
(Verified Utility Customers)**



2. If a new grade separated rail crossing is pursued, do you favor closing the fifth street crossing if it results in a portion of the project being funded by the railroad?



File Attachments for Item:

B. DISCUSSION OF CONGRESSIONALLY DIRECTED SPENDING REQUESTS



DATE: February 3, 2026
TO: Chair Nootz and City Commissioners
FROM: Grant Gager, City Manager
RE: Staff Report for Congressionally Directed Spending Requests

Recommendation and Summary

The City Manager is providing the Commission the opportunity to offer direction regarding the pursuit of Congressionally Directed Spending Requests. As such, no motion is requested or required.

The reasons for the request for direction are as follows:

- United States Senator Sheehy's office has released an application for Congressionally Directed Spending Requests.

Introduction and History

United States Senator Sheehy's office recently notified the City that it is accepting applications for Federal Fiscal Year 2027 Congressionally Directed Spending (CDS) requests. Pursuant to the guidelines, CDS funding is intended to be a one-time funding source for projects. The Federal fiscal year begins on October 1, 2026, and funding awards will not receive funds until after the appropriations bills are signed into law.

Pursuant to the guidelines, CDS provides funding for a specific recipient, location and purpose. The guidelines discourage applications that: cover salaries and benefits for employees; are for beautification purposes; or provide construction for buildings to conduct local government services.

Analysis

Applications are due by March 15, 2026, and each entity is able to submit up to three (3) project applications. All projects require five (5) letters of support.

The goal of this discussion is to receive initial feedback on possible projects to support.

Fiscal Impact

There is no fiscal impact associated with the Commission providing direction to staff.



Strategic Alignment

The CDS funding may help the Commission advance certain priorities and Growth Policy initiatives.

Attachments

- Attachment A: CDS Frequently Asked Questions
- Attachment B: City Commission 2026 Priorities



— U.S. SENATOR *for* MONTANA —
TIM SHEEHY

Congressionally Directed Spending Requests (or “earmarks”)

- Congressionally Directed Spending (CDS) is the Senate term for earmarks, while Community Project Funding (CPF) is the House term
- Accounts accepting CDS/CPF projects are determined by the Appropriations subcommittee and can change year to year
- They are funding *opportunities* for a specific recipient, in a specific location, for a specific purpose
 - “\$825,000 for the City of Columbus to replace a sewer main”
 - “\$2,500,000 for the Milk River Irrigation Project Joint Board of Control to modernize canal infrastructure”
 - “\$100,000 for the Treasure County Sheriff’s office to purchase new search and rescue equipment”

Typical Timeline

- While each year’s timeline varies depending on Committee guidelines and past years’ funding (or Continuing Resolutions), we anticipate the Office of Senator Sheehy to release applications in early spring, with an early-March deadline.
 - Each project application will then undergo extensive review and consideration.
 - We will notify applicants in the late spring if your project was submitted by Senator Sheehy to the Senate Appropriations Committee.
 - *The Committee then determines which projects will be funded. Not all requests submitted by Senator Sheehy will receive funding.*
- Applicants are encouraged to contact the office (Appropriations@sheehy.senate.gov) as early as possible for their mandatory, 15-minute project consultation call.

All deadlines, guidance, and requirements are subject to change in accordance with the Senate Appropriations FY27 Guidance

Things to Remember

- Only **non-profit** organizations and local, state, and Tribal governments are eligible to submit projects.
 - For-profit companies and corporations are not eligible.
- CDS is intended to be a **one-time** funding source.
- Successful projects will not receive funds for **up to a year (or more)** after the appropriations bills are signed into law.
- Once a successful project is included in a final spending package, you will have to complete a grant application with the agency before the funds are disbursed.
- Projects must comply with permitting and regulatory hurdles in order to receive funds.
- CDS funds *cannot* be used to reimburse expenses completed before final agency approval.
- Every year the fiscal situation is different. We will help you adjust your funding request to an appropriate level.
- Some subcommittees require matching funds – please read the guidance.
- Applicants are discouraged from applying for projects that
 - Cover salaries and benefits for employees
 - Are for beautification purposes
 - Provide construction for jails, detention facilities, election facilities, or buildings to conduct local government services
- Projects should have broad community support
 - Applicants will be required to submit a minimum of 5 letters of community support with their application
- **CDS is a funding opportunity, not a guarantee.**

Resources

- To view projects submitted by Senator Sheehy in FY26, please visit our website: <https://www.sheehy.senate.gov/services/appropriations-cds-requests/>
- To view general guidance and projects approved by the Senate Appropriations Committee, please visit the Senate Appropriations website: <https://www.appropriations.senate.gov/fy-2026-appropriations-requests-and-congressionally-directed-spending>

Questions or Interest in Applying?

Please contact Meredith Moore at Appropriations@sheehy.senate.gov

All deadlines, guidance, and requirements are subject to change in accordance with the Senate Appropriations FY27 Guidance

Topic / Item	Priority Level
Infrastructure	
Crossing	High
Veteran's Memorial	High
Storm water	Medium
Waterways	Medium
Neighborhood Infrastructure (Sidewalks/Active Transportation)	Low
Public Amenity Upgrades (Parks, Down Town)	Low

Operations	
Disaster Preparation (Community Wildfire Protection Plan, Evacuation)	High
Emergency Services (staffing, consolidation)	High
Wellness Center	High

Commission Meetings/Policy	
Annexation Policy	High
Communications (Surveys, TV, Meetings, Proclamations, Listening Sessions, Department Updates)	High
Economic Oppurtunity/Development	High
Urban Renewal Plan update	High
Board Management (Policy, Operations, Residency, Existence)	Medium
Strategic Planning	Medium
1st Class City (10k population)	Low
Grants Reporting	Low
Vocational Education	Low
Agenda/Meetings (Length)	In Process
Department Updates	In Process
Event fees	In Process

File Attachments for Item:

C. RESOLUTION 5181: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA UPDATING THE FEE SCHEDULE AND CHARGES FOR ALL CITY DEPARTMENTS



DATE: February 3, 2026
TO: Chair Nootz and City Commissioners
FROM: Paige Fetterhoff, Finance Director
RE: Staff Report for Resolution 5181

Recommendation and Summary

Staff is recommending the Commission Approve Resolution 5181 to update the City-wide fee schedule by adopting the following motion:

“I move to approve Resolution Number 5181 and authorize the Chair to sign.”

The reasons for the recommendation are as follows:

- The fee schedule is reviewed and updated annually as many fees are directly tied to employee wages, contracts with vendors, or actual costs of services.

Introduction and History

The City Commission may set fees for the City to collect the cost of providing certain services to citizens of Park County. This resolution was first presented to the City Commission on January 20, 2026 at which time it was table. The Commission requested staff look into waiving the cost of cemetery plots in the infant section. The Commission also asked staff to review the possibility of reduced special event fees for certain organizations.

The updated fee schedule includes an updated fee of \$0 for City residents to obtain a cemetery plot in the infant sections. Staff determined that the sale of these plots are few and far between, and there are very few of these lots still available. No adjustment to the price of full-size plots was necessary to cover the cost of providing this reduction.

It also provides for fees to be waived for governments in which City tax payers are included (Park County and Livingston Public Schools) as well as reduced fees for other governments at the discretion of the City Commission.

Analysis

Fees have been updated to reflect the cost of providing certain services to the community.



Fiscal Impact

Overall, there will be an increase in revenue across multiple funds of the City as fees are updated to align with costs.

Strategic Alignment

Ensuring adequate recovery of costs will enable sustainable City operations

Attachments

- Resolution no. 5181

RESOLUTION NO. 5181

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA
UPDATING THE FEE SCHEDULE AND CHARGES FOR ALL CITY DEPARTMENTS.**

WHEREAS, the City incurs administrative costs in processing applications, enforcing codes, administering regulations, maintaining facilities, monitoring project development, engaging the public, reviewing proposals, providing support, and conducting required inspections; and

WHEREAS, the Livingston Municipal Code and 7-21-4101, MCA authorizes the establishment and adoption of fees to cover the administrative costs of reviewing applications for any service provided by the City of Livingston; and

WHEREAS, each department within the City of Livingston has quantified the costs of processing and administering each application specific to that department;

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

That the City Commission hereby rescinds all existing fee schedules established and adopted prior to the date of this resolution in their entirety and establishes a comprehensive fee schedule for all city fees in Exhibit A, which is attached hereto and incorporated herein by reference and are hereby established pursuant to 7-21-4101, MCA.

PASSED AND ADOPTED by the City Commission of the City of Livingston, Montana this 3rd day of February, 2026.

MELISSA NOOTZ
Chairperson

ATTEST:

APPROVED AS TO FORM:

EMILY HUTCHINSON
City Clerk

JON HESSE
City Attorney

CITY FEE SCHEDULE

Parks Department	
Memorial Bench	\$1,200 <u>\$1,400</u>
Tree cut permit	\$50
Tree planting permit	\$25

Street Department	
Street Cut Permit	
Permit	\$100
Degradation fee – based on age of street	
0-1 year	\$3.50/sq. foot
1-2 years	\$3.00/sq. foot
2-3 years	\$2.50/sq. foot
3-4 years	\$2.00/sq. foot
4-5 years	\$1.50/sq. foot
5+ years <u>and alleys</u>	\$1.00/sq. foot
Sidewalk and/or driveway curb cut permit	\$50 \$200 within 2 hour zones
Street/alley/sidewalk closure permit	\$100
Application for special parking spaces	\$150 application fee + \$75/year
Public right of way utility occupancy	\$100

Water Department	
Water Meter and Parts Fees	
5/8" Meter	Supplier cost + 15%
1" Meter	Supplier cost + 15%
1 1/2" Meter	Supplier cost + 15%
2" Meter	Supplier cost + 15%
Meter Transceiver Unit (MXU)	Supplier cost + 15%
Meter with MXU and fittings	Supplier cost + 15%
Gaskets and tail pieces (2 of each/meter)	Supplier cost + 15%
Shut-off or Turn-on	
Regular working hours	\$50
Monday – Saturday after hours	\$130
Sunday and holidays	\$170
Temporary off or on	\$40
Annual fire line connection	
1"	\$100
2"	\$150
3"	\$200
4"	\$300
6"	\$500
8"	\$750
10"	\$1,000
12"	\$1,500
<u>Bulk water station</u>	<u>\$10/hookup + \$10/1000 gallons</u>
Hydrant water	\$5 <u>\$10</u> /hookup + \$7 <u>\$10</u> /1000 gallons
Construction hydrant water	\$50 <u>\$100</u> /hookup + \$7 <u>\$10</u> /1000 gallons
Tap Fees	
*In addition to staff time, equipment costs, and materials	

Resolution ~~5148~~ 5181
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CITY FEE SCHEDULE

Single Unit	\$200
Townhouse	\$400
Public fire hydrant annual fee	\$250
Utility Late Payment	\$15 20
Sewer Department	
Septic dumping	\$0.15/gallon
Pumping of vault toilets	\$100.00
Cleaning of grease in sewer main	\$240.00 275/400 feet of sewer main
RV dumping	\$10
Commercial RV dump	\$250/year
Tap Fees	
*In addition to staff time, equipment costs, and materials	
Single Unit	\$200
Townhouse	\$400
Commercial sewer testing	
Oil and grease	\$75/hour, \$300 minimum
Biological Oxygen Demand (BOD)	\$75/hour, \$200 minimum

Solid Waste Department	
Extra trash can pick-up	\$25/occurrence
Roll-off rental	\$130/month + cost of disposal
Roll-off service	\$250/month + \$75/pickup + cost of disposal
Green Can Pickup	\$8 10/month
Replacement garbage can – 96 gallons	\$55
Replacement garbage can – black tub	\$400
Bear proof container	\$400

Transfer Station	
Minimum disposal fee	\$7.00
*Bagged household	\$104.94/ton
*Household and commercial - oversized or loose	\$115.29/ton
*Construction waste	\$115.29/ton
*Concrete, bricks, pavers, large rocks, and asphalt	\$92.00/ton
*Branches over 8" in diameter	\$35.00/ton
*Commercial green waste	\$35 45.00/ton
*Green waste – non-resident	\$45.00/ton
*Clean fill dirt	\$15.00/ton
*Manure/straw	\$65.00/ton
*Tires	
Passenger car/small truck tire	\$7.50/tire + \$115.29/ton
Truck tire	\$15.00/tire + \$115.29/ton
Heavy equipment tire	\$30.00/tire + \$115.29/ton
*Refrigerators, freezers, and air conditioners with freon	\$60.00 + 115.29/ton
*Refrigerators and freezers not free of food debris	\$115.29/ton
*Vehicle oil	\$2.50/gallon
*Antifreeze	\$3.00/gallon
*Florescent bulbs	\$2.50/bulb
Animal carcass	\$100.00/carcass + \$115.29/ton
Compost	\$10.00/loader bucket

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CITY FEE SCHEDULE

<u>Late weigh out</u>	<u>\$25</u>
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*adjusted annually based on disposal contract

Administrative Public Works Fees	
Project Manager	<u>\$73.5075.00</u> /hour
Inspector	<u>\$47.2550.00</u> /hour
Sewer & Water Service Inspection	\$100/each
Contract Plans and Specifications	<u>\$73.50125.00</u> /hour

Public Works Time and Equipment			
Staff time			
Billed based on the most current negotiated wage and benefits for the individual providing the service.			
24-25 25-26 Rates	Regular Time	Overtime	Double Time
Superintendent	<u>\$44.4848.22</u>	<u>\$55.2468.26</u>	<u>\$73.1988.30</u>
Lead	<u>\$40.3543.94</u>	<u>\$49.1361.84</u>	<u>\$65.0879.74</u>
Utility 2	<u>\$40.3142.49</u>	<u>\$49.0559.67</u>	<u>\$64.9976.84</u>
Maintenance I	<u>\$34.1037.47</u>	<u>\$39.8852.13</u>	<u>\$52.8366.78</u>
Maintenance II	<u>\$37.9741.48</u>	<u>\$45.6058.14</u>	<u>\$60.4174.80</u>
Maintenance II-HE	<u>\$38.3940.51</u>	<u>\$46.2256.68</u>	<u>\$61.2272.86</u>
Equipment			
The City of Livingston uses the most recent Schedule of Equipment Rates provided by FEMA found at the following link:			
https://www.fema.gov/assistance/public/tools-resources/schedule-equipment-rates			

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CITY FEE SCHEDULE

Mountain View Cemetery Rates

Plot Sales	
Full Size Grave	\$425 <u>446.25</u>
Infant/Child Grave (Infant/child section only)	\$150 <u>157.50 non-residents/\$0 for City residents</u>
Cemetery Services – Grave Opening and Closing*	
Full Size Grave (12 person hours)	\$800 <u>840</u>
Full Size Grave – Weekend	\$965 <u>1013.25</u>
Full Size Grave – Holiday	\$1,100 <u>1,155</u>
Infant/Child Grave (10 person hours)	\$660 <u>693</u>
Infant/Child Grave – Weekend	\$805 <u>845.25</u>
Infant/Child Grave – Holiday	\$920 <u>966</u>
Cremation (10 person hours)	\$195 <u>204.75</u>
Cremation – Weekend	\$290 <u>304.50</u>
Cremation – Holiday	\$315 <u>330.75</u>
Winter Surcharge when Ground is Frozen	\$75 <u>78.75</u>
Other Services	
Disinterment	Based on time and materials
Park County Indigent Burial (Adult)	\$150 <u>157.50</u>
Park County Indigent Burial (Infant/Child)	\$50 <u>52.50</u>

*Rates are based on average person hours for grave opening and closing and tied to employee wages, per the most recently approved CBA, plus backhoe hours equal to ½ of the person hours. Backhoe rates are determined using the most recent Schedule of Equipment Rates provided by FEMA.

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CITY FEE SCHEDULE

Planning Fees	
Subdivisions	
Minor Subdivision (5 or fewer lots)	
First Minor	
• Preliminary Plat	\$500 + ongoing billing*
• Final Plat	\$300
Subsequent Minor	
• Preliminary Plat	\$500+ \$40/lot + ongoing billing*
• Final Plat	\$300
Major Subdivision (More than 5 lots)	
Preliminary Plant	\$1,200 + \$40/lot + ongoing billing*
Final Plat	\$500 + ongoing billing*
By rent or Lease/RV Space or Mobile Home Lots	
5 or Fewer Units	
• Preliminary Review	\$500 + ongoing billing*
• Final Review	\$300
More than 5 Units	
• Preliminary Review	\$1,200 + ongoing billing*
• Final Review	\$500 + ongoing billing*

Miscellaneous Planning Fees	
Special Exception Permit	\$550 + ongoing billing*
Variance	\$500
Zoning Map Amendment	\$750 + \$7/each property with 300' + ongoing billing*
Zoning Text Amendment	\$750 + ongoing billing*
Site Plan Review	\$1,000 + ongoing billing*
Subdivision Exemption	\$200
Planned Unit Development (PUD)	\$2,000
Phased PUD	\$700/phase
<u>Floodplain Development Permit</u>	<u>\$400</u>
<u>Examination of Condominium</u>	<u>\$100</u>
<u>Letter of Zoning Verification/Compliance</u>	<u>\$50</u>

***Ongoing Billing – when subsequent review of applications is required**

- Additional charges billed at \$100/hour in half hour increments and will be incurred after the planning review of the application is completed. Fees must be paid within 30 days of billing. No building permit shall be issued until all outstanding planning fees are paid.
- The hourly billing rate of \$100/hour is for Planning and Public Works staff review time. Mailing and public notices are included in the base fee. Public Works Engineering review includes, but is not limited to, the following services:
 - Utilities
 - Infrastructure
 - Design Reports
 - Capacity Checks/Letters
 - Fire Service Lines
- Subsequent Public Works Engineering Review after initial plans will be incurred at \$200/hour in 1 hour increments.

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CITY FEE SCHEDULE

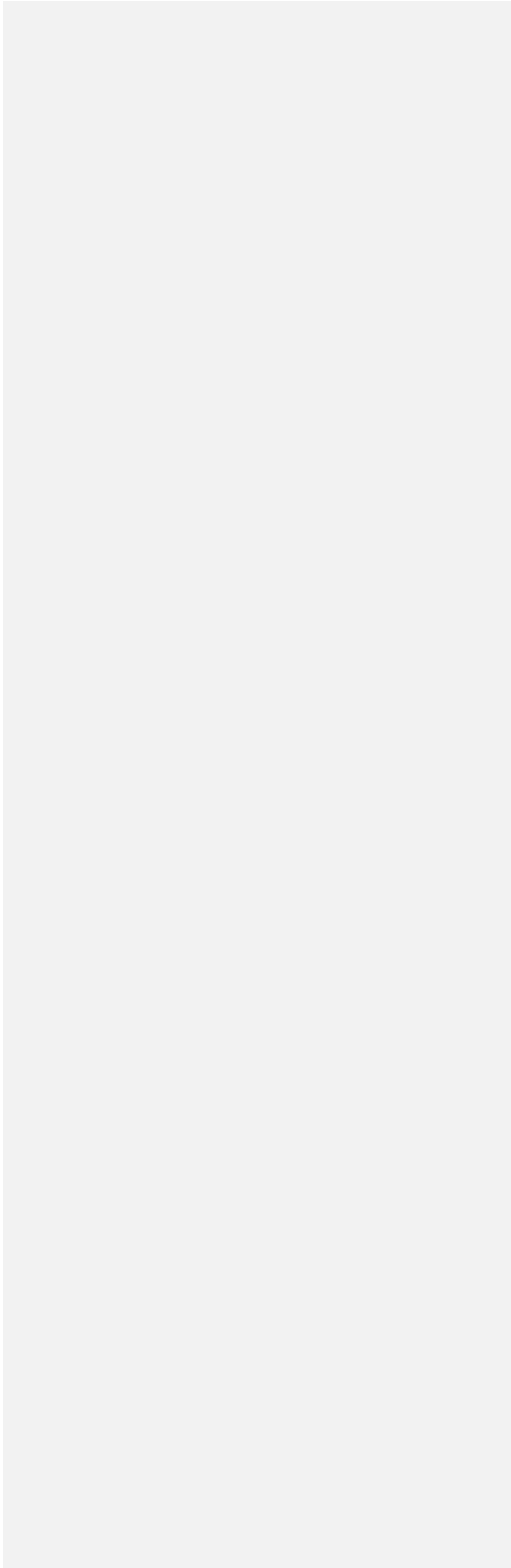
Building Fees	
Building Permit Fees	
Total Valuation	Fee
\$1.00 to \$500.00	\$23.50
\$500.01 to \$2,000.00	\$23.50 for the first \$500 plus \$3.05 for each additional \$100, or fraction thereof, to and including \$2,000
\$2,000.01 to \$25,000.00	\$69.25 for the first \$2,000 plus \$14.00 for each additional \$1,000, or fraction thereof, to and including \$25,000
\$25,000.01 to \$50,000.00	\$391.25 for the first \$25,000 plus \$10.10 for each additional \$1,000, or fraction thereof, to and including \$50,000
\$50,000.01 to \$100,000.00	\$643.75 for the first \$50,000 plus \$7.00 for each additional \$1,000, or fraction thereof, to and including \$100,000
\$100,000.01 to \$500,000.00	\$993.75 for the first \$100,000 plus \$5.60 for each additional \$1,000, or fraction thereof, to and including \$500,000
\$500,000.01 to \$1,000,000.00	\$3,233.75 for the first \$500,000 plus \$4.75 for each additional \$1,000, or fraction thereof, to and including \$1,000,000
Over \$1,000,000.00	\$5,608.75 for the first \$1,000,000 plus \$3.65 for each additional \$1,000, or fraction thereof
Plan review fees	A separate plan review fee will be charged for each building permit issued in excess of \$15,000. This fee will be equal to 65% of the building permit fee as determined by the building permit fee schedule

Other Building Inspection Fees	
Inspections outside of normal business hours (minimum charge – 2 hours)	Overtime rate + benefits of assistant building inspector (currently \$53.89)
Inspections with no fee specifically indicated (minimum charge – ½ hour)	Overtime rate + benefits of assistant building inspector (currently \$53.89)
Additional plan review required by changes, additions or revisions to plans (minimum charge – ½ hour)	Overtime rate + benefits of assistant building inspector (currently \$53.89)
For use of outside consultants for plan review or inspection or both	Actual costs
Irrigation well Permit	\$300
Annual Inspection	\$50
Permit for wells for environmental monitoring or remediation and cathodic wells	\$100
Public Use of Right-of-Way	\$100

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CITY FEE SCHEDULE

A separate plan review fee will be charged for each building permit issued in excess of \$15,000. This fee will be equal to 65% of the building permit fee as determined by the



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CITY FEE SCHEDULE

Program Fees		
Aquatics Programs		
Program Name	Resident Fee	Non-Resident Fee
Group Swim Lessons	\$55/session	\$65/session
Junior Aquatics	\$150/session	\$180/session
Each session is a 30 minute class Monday – Friday for 2 weeks		
Aquatics Admission		
Daily Youth (3-18 years)	\$4	\$5
Daily Adult (19-59 years)	\$5	\$6
Daily Senior (60+ years)	\$4	\$5
Daily Toddler/Infant (2 & under)	\$0	\$0
Daily Water Aerobics	\$10	\$12
Individual Season Pass	\$75 85	\$85 95
Season Pass – Family (up to 5 household)	\$150	\$195
Season Pass – Family additional member	\$40 15	\$25
Punch Card – transferable (12 uses)	\$40	\$50
Water Aerobics Punch Card – transferable (10 uses)	\$60	\$70
Youth Agency Punch Card (100 uses)	\$200	n/a
Concession Items	Based on vendor price	
Pool Rental	\$200/hour	\$260/hour
Sports & Recreations Programs		
Youth Sports		
Football League	\$30.00 with support from the Arthur M Blank Foundation Grant	
Youth Recreational Sports	\$40-\$75	Up to +30%
Youth Camps & Clinics	\$60-\$200	Up to +30%
Adult Recreation Leagues	\$50-\$90	Up to +30%
Drop-In Recreation	\$3-\$10/visit	Up to +30%
Instructional Classes	\$15-\$15/class	Up to +30%
Special Events	\$0-\$30	Up to +30%
Basketball League	\$75	\$85
Tee Ball/Coach Pitch League	\$75	\$85
Sports Clinics	\$35	\$45.50
Tot Sports Clinics	\$35	\$45.50
Adult Sports		
Volleyball	\$25	\$32.50
Softball	\$25	\$32.50
Sports Drop in	\$5	\$6.50
Sports Drop in Punch Card (12 uses)	\$50	\$65
Senior Sports Tournaments	\$25	\$32.50
Sponsorships		
Youth Sports	\$300/team	
Volleyball League Adult Sports Sponsor	\$400/team	
Softball League Sponsor	\$400/team	
Youth Camps/Activities/Events		

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CITY FEE SCHEDULE

Holiday Craft/Activity Events	\$5-\$20	\$5-\$20
Facilitated Open Gym	\$5	\$6.50
Kids Club \$10 sibling discount offered	\$30	\$39
Safe Sitter Class	\$35	\$45.50
Youth – Single Day Camp	\$55	\$71.50
Youth – Multi Day Camp	\$36/day	\$46.80/day

Facility Use Fees		
Outdoor Field/Court Fee	\$10/space/hour	\$15/space/hour
Land Use Fee	\$25/hour	\$32.50/hour
Sacajawea, Mike Webb Picnic Shelter, and Green Acres Picnic Shelter (includes 4 picnic tables)	\$40/shelter per 4 hour block	\$54/shelter per 4 hour block
Sacajawea Gazebo (includes 4 picnic tables and electricity)	\$50/gazebo per 4 hour block	\$65/gazebo per 4 hour block
Sacajawea Park – John’s Pavilion (includes 8 fixed tables and 2 grills)	\$75 per 4 hour block	\$100 per 4 hour block
Miles Park Band Shell		
½ Day (7 hours)	\$250	\$325
Full Day	\$350	\$455
Civic Center		
½ Day (7am – 2pm or 3pm – 10 pm)	\$250	\$325
Full Day	\$350	\$455
Hourly <u>with City staff</u> (weekday) 2 hour minimum	\$350	\$50
Hourly <u>without City staff</u> (event insurance required) (weekends) 2 hour minimum	\$65	\$85
Party Rental (3 hours)	\$225	\$325
Skate Party Rental	\$150	\$325
Use Agreement*	\$250	*Rate not available for non-residents
Non-profit/government	\$20-25/hour	\$20-25/hour
Facility Refundable Deposit	\$100 200	\$100 200
Cleaning Fee	\$150	\$150
-May be required for some events		
*Use agreement is for organizations providing classes/services available to the public and requires a signed contract and proof of insurance.		
Community Events		
Holiday Craft Market		
Admission	\$1	
Vendor Fee	\$50	\$60
Roller Skating Events	\$5	\$7
Roller Skate Rental	\$3	\$3
Special Event Permit Application		

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CITY FEE SCHEDULE

Application Fee	\$50 for Residents	\$80 for Non-Residents
Miscellaneous		
Business Sponsorships		
Gold - \$1,500 includes a banner, 2 teams, and 3 special events		
Silver - \$1,000 includes a banner, 1 team, and 2 special events		
Bronze - \$500 includes banner and 1 team		
Team only - \$300		

*Fee waivers available to government entities in which City residents are also tax payers. This generally includes events hosted by Park County and Livingston Public Schools. Fee waivers for other government entities may be granted by the City Commission.

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CITY FEE SCHEDULE

Special Event Fees		
	Monday – Friday 7:00 a.m. – 4:00 p.m.	After 4:00 p.m. and Weekends
Street Shutdown	\$500 <u>\$25</u> /street up to 2 blocks \$100 <u>\$110</u> /each additional street	\$750 <u>\$800</u> /street up to 2 blocks \$200 <u>\$215</u> /each additional street
Street Sweeper <i>Per event – required for parades and downtown events</i>	\$300 every 2 hours	\$400 every 2 hours
Police Presence <i>Per hour – required for events over 500 people or 300 people if alcohol is served</i>	\$150/hour <u>for up to 2 officers</u> \$75 <u>for each additional officer at the discretion of the Chief</u>	\$150/hour <u>for up to 2 officers</u> \$75 <u>for each additional officer at the discretion of the Chief</u>
Fire/EMS Station <i>Per hour – required for events over 500 people or 300 people if alcohol is served</i>	\$150/hour	\$150/hour
Trash Disposal Blue Cans Black Tubs	\$25 <u>-\$30</u> for 1 can + \$15 <u>-\$20</u> for each additional can \$70 <u>-\$100</u> for 1 + \$50 <u>-\$75</u> for additional	\$40 <u>-\$50</u> for 1 can + \$20 <u>-\$25</u> for each additional can \$125 <u>-\$150</u> for 1 + \$60 <u>-\$90</u> for additional
Irrigation Locate Services <i>Required for event tents or canopies</i>	\$30/park	\$50/park
Tent Inspection	\$25 per tent	
Traffic Control Device Rental		
Candlestick Cone	\$3/cone/day	
A-Frame	\$8/a-frame/day	
Barricade	\$15/barricade/day	
Orange Construction Fencing	\$20/100 ft./day	
Lighted candlesticks	\$10/stick/day	
Roll-up signs	\$8/sign/day	
Portable message board	\$250/board/day	
Other Rental Items		
Hand Washing Stations <i>Includes full soap & towel dispenser</i>	\$60/station/day	
Basketball Hoop Attachments	\$20/day/set	
Popcorn Machine	\$50/day	
Port-a-potty	\$150/day	

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CITY FEE SCHEDULE

Police Department Fees

False Alarm Fees	
1 st	\$0
2 nd	\$25
3 rd	\$50
4+	\$100/occurrence
Parking Violations	
Overtime in Time Zone	\$20
Double Parking	\$20
Loading Zone	\$20
Blocking Residence Alley	\$20
Truck Over 16,000 GVW in Residential Area	\$20
Parked Over 72 Hours Not in Running Condition	\$20
Parked on Street Without Current Registration	\$20
No Parking Zone	\$25
Wrong Side of Street	\$20
Blocking Driveway	\$20
Over 18 inches from Curb	\$20
Blocking Crosswalk	\$20
Alley Parking – Fire District	\$25
Parked Within 15 Feet of Fire Hydrant	\$20
Other	
Parked on Sidewalk	\$20
Street Sweeper	\$20
Parked After 11 P.M. in City Park	\$20
Handicap Parking	\$100
Sexual Violent Offender Registration	
Violent	\$30
Sexual*	
Level 1 – not involving a minor	\$30
Level 1 – involving a minor	\$100
Level 2	\$100
Level 3	\$100
Other Police Department Fees	
<u>Event Standby Coverage</u>	\$150/hour for up to 2 officers \$75 for each additional officer at the discretion of the Chief

*Tiers are set by the State of Montana with the following definitions:

Level 1 – the risk of repeat sexual offense is low

Level 2 – the risk of a repeat sexual offense is moderate

Level 3 – the risk of a repeat sexual offense is high, there is a threat to public safety, and an evaluator believes the offender is a sexually violent predator

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CITY FEE SCHEDULE

Fire and EMS Fees	
Fire Inspection Fees	
Up to 2,000 sq. ft.	\$100
2,001 - 10,000 sq. ft.	\$125
10,001 - 25,000 sq. ft.	\$150
25,001 - 50,000 sq. ft.	\$200
Over 50,000 sq. ft.	\$225
Violations and Re-inspections	
Satisfactory Re-inspection	No additional charge
Unsatisfactory Re-inspection	Double the amount of the initial inspection fee
Fourth Re-inspection	Double the prior re-inspection fee and referral to the Code Review Board if it remains uncorrected

Fire Suppression Inspections	
Review of Fire Suppression Systems	\$50/hour
Site Inspections (unscheduled)	
Emergency Vehicle Access Evaluation	\$70
Founded Violations	\$100/violation
Founded Serious Violations	\$200/violation
Repeat Complaints	Triple original fee

Additional Occupancy Inspection Fees	
Fire Sprinkler Systems	\$30 + \$10/floor
Standpipe Systems	\$30/standpipe
Fire Pumps	\$30/fire pump
Hood Extinguisher Systems	\$30
Life Safety Generator and Emergency Lighting	\$30
Other Extinguishing Systems	\$30
Fire Alarm/Smoke Detector Systems	\$30 + \$10/floor
Occupant Load Calculation	\$100/floor
LPG Gas Tank Storage Inspection	\$250

EMS Fees	
Event Standby Coverage	Time & Equipment
<u>SCBA Fit Test Mask Testing</u>	<u>\$25/mask test</u>

*Time is calculated using hourly wage + benefits of the staff in attendance. Equipment is billed using the amount on the most current FEMA equipment schedule found at the link below.
https://www.fema.gov/sites/default/files/documents/fema_schedule-of-equipment-rates_2023.pdf

Ambulance Service Fees		
Code	Procedure/Description	Amount
36415	BLOOD DRAW	\$66
93041	RHYTHM ECG 1-3 LEADS - EKG SERVICE	\$21
94760	PULSE OXIMETRY	\$21
94770	END TIDAL CO2 MONITORING	\$30
A0021	OUTSIDE STATE AMBULANCE SERVICE	\$16,200
A0380	BLS MILEAGE	\$30
A0382	BLS ROUTINE DISPOSABLE SUPPLIES	\$300
A0384	BLS DEFIBRILLATION AND SUPPLIES	\$240

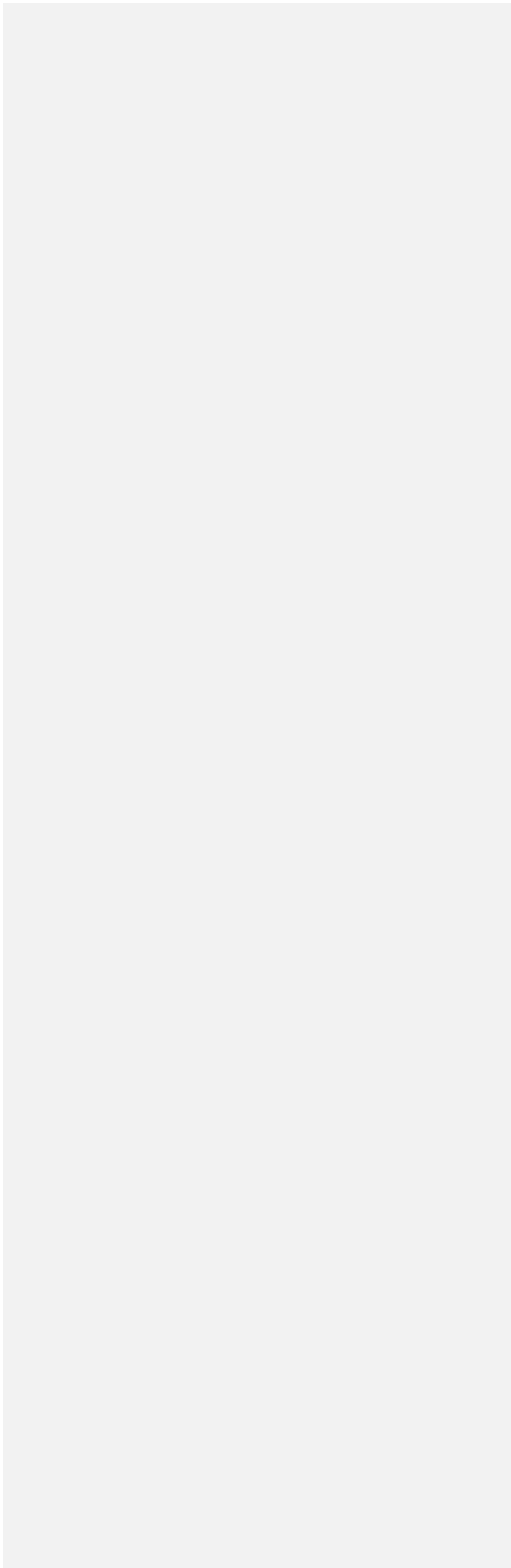
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CITY FEE SCHEDULE

A0390	ALS MILEAGE	\$30
A0392	ALS DEFIBRILLATION AND SUPPLIES	\$240
A0394	ALS IV DRUG THERAPY SUPPLIES	\$200
A0398	ALS ROUTINE DISPOSABLE SUPPLIES	\$300
A0422	ALS & BLS OXYGEN & OXYGEN SUPPLIES	\$55
A0425	GROUND MILEAGE. PER STATUTE MILE	\$30
A0426	ALS - NONEMERGENCY TRANSPORT	\$900
A0427	ALS - EMERGENCY TRANSPORT	\$1,300
A0428	BLS - NONEMERGENCY TRANSPORT	\$800
A0429	BLS - EMERGENCY TRANSPORT	\$1,150
A0432	PARAMEDIC INTERCEPT	\$340
A0433	ALS 2 - ADVANCED LIFE SUPPORT	\$1,900
A0434	SPECIALTY CARE TRANSPORT	\$2,250
A0999	RESPONSE NO TRANSPORT	\$340
J0171	EPINEPHRINE	\$40
J0282	AMIODARONE	\$15
J0461	ATROPINE	\$15
J1053	ADENOCARD-6MG	\$75
J1265	DOPAMINE	\$30
J1610	GLUCAGON	\$550
J1630	HALDOL	\$25
J1644	HEPARIN	\$15
J1885	TORDOL	\$20
J2270	MORPHINE INJECTION	\$15
J2310	NARCAN	\$75
J2405	ZOFRAN	\$15
J2550	PHENERGAN	\$27
J2930	SOLUMEDROL 125 MG	\$80
J3010	FENTANYL CITRATE PER 0.1 MILIGRAMS	\$55
J3360	VALIUM - 5 MG	\$15
J3475	MAGNESIUM SULFATE	\$6
J7040	INFUSION SALINE STERILE - 500MG/2 UNIT	\$60
J7613	ALBUTEROL	\$12
J7644	IPRATROPIUM	\$50
S0181	ZOFRAN 4 MG	\$42
S1030	BLOOD GLUCOSE TEST	\$30
	<u>BENADRYL</u>	<u>\$16.79</u>
	<u>DUO-NEB</u>	<u>\$1.83</u>
	<u>METOPROLOL</u>	<u>\$2.37</u>
	<u>THIAMINE</u>	<u>\$12.91</u>
OUT OF COUNTY FEE		\$375

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CITY FEE SCHEDULE



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CITY FEE SCHEDULE

Annual Business Licenses	
Local Business	\$100
Contractors	\$90
Home Business	\$75
Non-Profits	\$0
Non-Resident Vendor	\$90
Street Vendor	\$90
Controlled Substances	
All Beverage	\$500
All Beverage – Veteran Organization	\$400
Beer & Wine Only	\$500
Beer Only	\$250
Wine Only	\$250
Brewer	\$150
Winery	\$150
Distillery	\$250
Medical Marijuana Only	\$100
Retail Marijuana	\$500
Tobacco	\$90
Late Penalty	\$25

Note: State Licensed Professions are exempt from local business license requirements unless offering other services such as retail sales. Examples include: Attorneys, Public Accountants, Plumbers, Realtors, Medical Professionals, Cosmetologists, etc. **This does not apply to the fire safety inspection which is required for all business with public access.**

Parking Space Rent	
Two Hour Zone Permit – per Space	\$100/day
2 nd Street Lot	\$30/month
Lewis Street	\$30/month
Late Payment Penalty	\$5

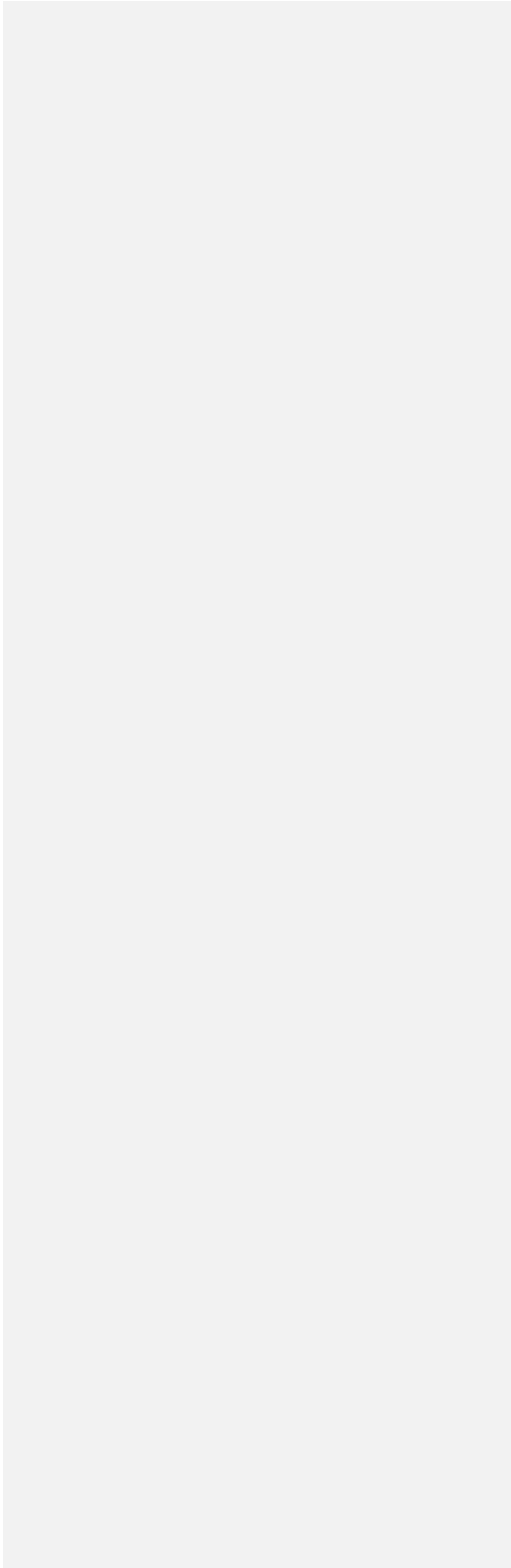
Animal Control	
Animal License	
Dogs	
Spayed/Neutered	\$20
Unaltered	\$80
Cats	
Spayed/Neutered	\$10
Unaltered	\$50
Vicious Animal	
Spayed/Neutered	\$100
Unaltered	\$175
Late Penalty	\$10

Other Fees	
Public Records Requests	Actual cost as allowed in §2-6-1006 MCA

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CITY FEE SCHEDULE

In addition to the fees noted above, any documents that are required to be filed with the County Clerk and Recorded will carry an additional cost equal to the actual cost of recording.



Resolution ~~5148~~5181
Approved ~~10/1/2024~~1/20/2026