



# Livingston City Commission Agenda

November 15, 2022

5:30-8:30 PM

Via Zoom & City Hall Conference Room  
220 E. Park St. Livingston

<https://us02web.zoom.us/j/89731077359?pwd=enVZenNjdUcyOWtTa0JRVFlqaWJCZz09>

Meeting ID: 897 3107 7359 **Passcode: 389934** Call In: (669) 900-6833

1. Call to Order

2. Roll Call

3. Public Comment

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

4. Consent Items

- A. APPROVE MINUTES FROM NOV. 1, 2022, REGULAR MEETING. Pg. 4**
- B. RATIFY CLAIMS PAID 10/26/2022-11/8/2022. Pg. 12**
- C. ACCEPTING THE CITY COURT REPORT FROM AUGUST AND SEPTEMBER 2022. Pg. 21**

5. Proclamations

- A. A PROCLAMATION OF THE CITY COMMISSION, OF THE CITY OF LIVINGSTON MONTANA, RECOGNIZING SATURDAY NOVEMBER, 26, 2022, AS SMALL BUSINESS SATURDAY IN LIVINGSTON. Pg. 24**
- B. A PROCLAMATION OF THE LIVINGSTON CITY COMMISSION RECOGNIZING THAT THE 2004 EDITION OF THE LIVINGSTON ROUNDUP RODEO WILL BE THE 100TH ANNIVERSARY OF THE 1924 INAUGURAL RODEO AND ENCOURAGES IN PARTICIPATION IN THE ENJOYMENT OF THE "100 BUCKING YEARS" EVENT. Pg. 26**

6. Scheduled Public Comment

7. Public Hearings

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

8. Ordinances

9. Resolutions

- A. RESOLUTION NO. 5068 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO ABANDON AN OLD RIGHT OF WAY IN NORTHTOWN SUBDIVISION LOT 3A AND TO CLEAR THE TITLE FOR THE PROPERTY WHICH WILL BE DESCRIBED AS NORTHTOWN SUBDIVISION PHASES 4A, 4B, AND 5. Pg. 28**

**B. RESOLUTION NO. 5072: A RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 181; DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL SEWER IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED IN PART BY THE CITY’S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND. Pg. 66**

10. Action Items

**A. DISCUSS/APPROVE/DENY: LIVINGSTON AREA CHAMBER OF COMMERCE REQUEST FOR OPEN CONTAINER ENFORCEMENT WAIVER, AND FEE WAIVER FOR THE 2022 DOWNTOWN HISTORIC CHRISTMAS STROLL. Pg. 80**

**B. DISCUSS/APPROVE/DENY: RETURNING TO IN-PERSON MEETINGS**

11. City Manager Comment

12. City Commission Comments

13. 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 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:**

**A. APPROVE MINUTES FROM NOV. 1, 2022, REGULAR MEETING.**



# Livingston City Commission Minutes

November 01, 2022

5:30 PM

City Hall Conference Room, 220 E. Park Street Livingston  
and Zoom

<https://us02web.zoom.us/j/82686985981?pwd=Rk45SVArDjhzK2ZDK3ZGUeIM2VKZz09>

Meeting ID: 826 8698 5981 **Passcode: 171983** Call In: 669 900 6833

## 1. Call to Order

## 2. Roll Call

In attendance: Chair Nootz, Vice-Chair Kahle, Commissioner Friedman, Commissioner Lyons, Commissioner Schwarz. Staff in attendance: Interim City Manager Lisa Lowy, City Attorney Courtney Lawellin, Finance Director Paige Fetterhoff, and Recording Secretary Faith Kinnick.

## 3. Public Comment

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

## 4. Consent Items 5:38 p.m.

### **A. APPROVE MINUTES FROM THE 10/04/2022, REGULAR CITY COMMISSION MEETING.**

### **B. APPROVE MINUTES FROM THE OPEN SESSION OF THE OCTOBER 18, 2022, COMMISSION MEETING.**

### **C. RATIFY CLAIMS PAID 09/28/2022-10/25/2022.**

### **D. ACCEPT THE SEPTEMBER PLEDGED SECURITIES REPORT.**

- Kahle mentioned addendum, the amended minutes from the 10/04/2022 meeting.
- Nootz pulled consent item A, motion to approve consent items B-C, second by Kahle. Nootz noted one correction on page 17 of the minutes, Wendy Weaver's submission was opposed to the subdivision.
- Kahle motioned to approve Wendy Weaver's comment was in Friedman seconded.

5. Proclamations

6. Scheduled Public Comment

7. Public Hearings 5:41 p.m.

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

**A. RESOLUTION NO. 5071: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE BUDGET FOR THE FISCAL YEAR 2021-2022, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$399,075 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$205,848.**

- Lowy introduced item
- No clarifying questions
- Schwarz motioned to approve, second by Lyons
- No public comment
- No clarifying questions
- Passes 5-0

8. Ordinances 5:44 p.m.

**A. ORDINANCE NO. 3039: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 4 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ANIMALS REMOVING REDUNDANT AND INCONSISTENT LANGUAGE AND ADDING LANGUAGE FOR HOARDING, BEES, & PUBLIC NUISANCE.**

- Lowy introduced item
- Lyons asked clarifying question
- Kahle asked clarifying question
- Nootz asked clarifying question of Lowy
- Kahle made comments
- Schwarz made clarifying comments
- Schwarz motioned to approve Ord. No. 3039, second Friedman
- Patricia Grabow made public comment
- Leslie Feigle gave public comment
- Jessie Wilcox gave public comment
- No additional public comment

- Schwarz made comment
- Kahle made comments
- Lyons asked clarifying question
- Lowy answered
- Nootz made additional comments
- Lyons asked additional question
- Lowy answered
- Schwarz made additional comments
- Kahle made additional comments
- Kahle made motion to amend the motion on the floor to postpone the consideration of this Ordinance to the first meeting in February 2023, with the addition of the staff and the Commission working to do public outreach on the Ordinance, seconded by Friedman.
- Schwarz made additional comments
- Nootz asked clarifying questions
- Lowy deferred to Lawellin
- Schwarz made additional comments
- Motion passes, 5-0.

9. Resolutions 6:16 p.m.

**A. RESOLUTION NO. 5072: A RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 181; DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL SEWER IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED IN PART BY THE CITY’S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND.**

- Lowy introduced item, explaining due to the sale of the Livingston Enterprise, they could not publish any legal notices until next Monday, November 7<sup>th</sup>. Due to that the timeline of this item will need be moved to November 15<sup>th</sup>.
- Nootz made comments
- MaryJo Meredith gave comment  
Item will be considered during a future meeting.

**B. RESOLUTION NO. 5073: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO NAME THE ROAD ENTERING THE**

**GLASSYBABY FACILITY OFF OF HWY 89, EAST OF LIVINGSTON, GLASSYBABY LANE. 6:21 p.m.**

- Lowy introduced item
- Nootz made comments, asked for a map to be brought up
- Lyons asked clarifying question
- Motion by Kahle to approve Resolution No. 5072, second by Friedman
- No public comment
- Friedman made comments
- Nootz made comments
- All in favor, passes 5-0

Nootz made opening statements regarding process for next agenda item, and advised Commission of recommendation from GMP Consultant as to best practice and vote on the Commission’s first choice of Grant Gager as their City Manager.

Schwarz made motion to nominate and approve Grant Gager as City Manager, second by Kahle.

- Patricia Grabow made public comment
- Jessie Wilcox made public comment
- Tammy Lewis made comment
- Passes 5-0.

**C. RESOLUTION NO. 5074: AUTHORIZING THE INTERIM CITY MANAGER TO SIGN A PROFESSIONAL SERVICES AGREEMENT WITH GRANT GAGER FOR THE HIS EMPLOYMENT IN THE ROLE OF CITY MANAGER. 6:30 p.m.**

- Nootz made opening statements regarding process for next agenda item.
- Lyons made clarifying comments regarding process
- Kahle made clarifying comments
- Nootz made comments
- Kahle motioned to approve Resolution No. 5074, second by Friedman
- No public comment
- Nootz made comments
- Kahle made comments

All in favor, passes 5-0

10. Action Items

**A. DISCUSS/APPROVE/DENY: ACCEPTING ARPA VISIONING COMMITTEE RECOMMENDATIONS FOR DISPENSATION OF REMAINING ARPA FUNDS, AND AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ANY REQUIRED DOCUMENTS. 6:38 p.m.**

- Lowy turned presentation over to Tim Stevens, chair of the ARPA Visioning Committee
- Nootz asked clarifying question
- Kahle asked clarifying question
- Nootz asked additional question
- Tim Stevens answered
- Lowy elaborated
- Tim Stevens offered clarifying comments
- Schwarz made additional comments
- No clarifying questions from commission
- Nootz made motion to add the contingency that funding for the wellness center is also contingent on the commission’s decision for that project, also remove the only healthy trees will be reimbursed to clean up the PCEC grantee funding, second by Lyons.
- Susan Regele gave public comment
- Patricia Grabow gave public comment
- Joseph Armbrust gave public comment
- Dean Williamson gave public comment
- Laura Cota gave public comment
- Bob Gersack gave public comment
- Kahle disclosed she will abstain from the vote due to employment with PCEC.
- Schwarz made comments
- Nootz made comments
- Motion passes 4-1, Kahle abstained.

10-minute recess,at 7:22 p.m. reconvened 7:34 p.m

**B. DISCUSS/APPROVE/DENY: ACCEPTING THE GUIDING PRINCIPLES STRATEGIC PLANNING COMMITTEES RECOMMENDED CHANGES TO THE**



**2019-2024 CITY OF LIVINGSTON ORGANIZATIONAL STRATEGIC PLAN  
MISSION, VISION, VALUES, AND GOALS STATEMENTS.**

- Nootz introduced item before turning over to Chair, Wyeth Windam
  - Schwarz made comments
  - Lyons made comments
  - Kahle made comments
  - Kahle motioned to approve action item B, seconded by Lyons.
  - Tom Blurock gave public comment
  - James Willich gave public comment
  - Patricia Grabow gave public comment
  - Windam made additional comments
  - Nootz gave additional comments
  - Schwarz made comments
  - Kahle made comments
  - Nootz made closing comments
- All in favor, passes 5-0

**C. DISCUSS/APPROVE/DENY: CANCELING THE DECEMBER 20TH REGULAR  
CITY COMMISSION MEETING. 7:59 p.m.**

- Lowy introduced item
- Nootz would like to bring item back at the next meeting for decision.

11. Interim City Manager Comments 8:01 p.m.

12. New City Manager Grant Gager made comments

13. City Commission Comments 8:02 p.m.

- Lyons made comments
- Schwarz made comments
- Friedman made comments
- Kahle made comments
- Nootz made comments

14. Adjournment 8:10 p.m.

**Public in Attendance:**

MaryJo Merideth	Colleen Rehmer	Dean Williamson
Laura Cota	Bob Gersack	Cristin Fowle
Heidi Barrett	James Willich	Jessie Wilcox
John Carroll	Joseph Armbrust	Leslie Feigle
Matt Whitman	Patricia Grabow	Sarah Stands
Susan Regele	Tammy Lewis	Tom Blurock
Wyeth Windam	Ericka Strickland	Madeline Doak
Stacy Jovick	Farm to School	Call in user 223-9728

**Calendar of Events**

**Supplemental Material**

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**File Attachments for Item:**

**B. RATIFY CLAIMS PAID 10/26/2022-11/8/2022.**

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
<b>AAA CLEANING, LLC</b>							
3727	AAA CLEANING, LLC	2022.10.31	cleaning - park street	10/31/2022	2,000.00	2,000.00	11/04/2022
3727	AAA CLEANING, LLC	2022.10.31	cleaning bennett street	10/31/2022	100.00	100.00	11/04/2022
3727	AAA CLEANING, LLC	2022.10.31	cleaning bennett street	10/31/2022	100.00	100.00	11/04/2022
3727	AAA CLEANING, LLC	2022.10.31	cleaning bennett street	10/31/2022	100.00	100.00	11/04/2022
3727	AAA CLEANING, LLC	2022.10.31	cleaning bennett street	10/31/2022	100.00	100.00	11/04/2022
3727	AAA CLEANING, LLC	2022.10.31	cleaning bennett street	10/31/2022	100.00	100.00	11/04/2022
Total AAA CLEANING, LLC:					2,500.00	2,500.00	
<b>ADVANCED ENGINEERING &amp;</b>							
3605	ADVANCED ENGINEERING &	83488	PROFESSIONAL SERVICES	10/11/2022	1,493.75	1,493.75	11/04/2022
Total ADVANCED ENGINEERING &:					1,493.75	1,493.75	
<b>ALPINE ELECTRONICS RADIO SHACK</b>							
402	ALPINE ELECTRONICS RADIO	10284689	Batteries	10/20/2022	57.98	57.98	11/04/2022
402	ALPINE ELECTRONICS RADIO	10284944	TONER	10/27/2022	119.99	119.99	11/04/2022
Total ALPINE ELECTRONICS RADIO SHACK:					177.97	177.97	
<b>BOUND TREE MEDICAL, LLC</b>							
2662	BOUND TREE MEDICAL, LLC	84728636	Patient Supplies	10/18/2022	296.97	296.97	11/04/2022
2662	BOUND TREE MEDICAL, LLC	84730509	Patient Supplies	10/19/2022	606.91	606.91	11/04/2022
2662	BOUND TREE MEDICAL, LLC	84737233	Patient Supplies	10/25/2022	231.96	231.96	11/04/2022
Total BOUND TREE MEDICAL, LLC:					1,135.84	1,135.84	
<b>BRIDGER ANALYTICAL LAB</b>							
3820	BRIDGER ANALYTICAL LAB	2209387	WATER QUALITY	09/30/2022	315.00	315.00	11/04/2022
Total BRIDGER ANALYTICAL LAB:					315.00	315.00	
<b>CANON FINANCIAL SERVICES, INC</b>							
1747	CANON FINANCIAL SERVICES, I	29352246	Printer Copier Lea	10/12/2022	29.31	29.31	11/04/2022
1747	CANON FINANCIAL SERVICES, I	29352247	Printer Copier Lea	10/12/2022	29.75	29.75	11/04/2022
Total CANON FINANCIAL SERVICES, INC:					59.06	59.06	
<b>CENTURYLINK</b>							
162	CENTURYLINK	2022.10.16	406-222-0137- 441b	10/16/2022	83.60	83.60	11/04/2022
Total CENTURYLINK:					83.60	83.60	
<b>CITY OF LIVINGSTON</b>							
131	CITY OF LIVINGSTON	75612	Bond	10/18/2022	257.00	257.00	11/01/2022
Total CITY OF LIVINGSTON:					257.00	257.00	
<b>CORE &amp; MAIN LP</b>							
3733	CORE & MAIN LP	R793210	MJ SLEEVES	10/20/2022	1,910.68	1,910.68	11/04/2022
Total CORE & MAIN LP:					1,910.68	1,910.68	
<b>CURTIS</b>							
3720	CURTIS	INV636074	MATER STREAM TIPS	09/28/2022	1,074.66	1,074.66	11/04/2022
3720	CURTIS	INV636987	HURST TOOL REPAIR	09/30/2022	1,568.94	1,568.94	11/04/2022

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total CURTIS:					2,643.60	2,643.60	
<b>D&amp;R COFFEE SERVICE INC</b>							
10002	D&R COFFEE SERVICE INC	159249	RENTAL FEE	10/25/2022	50.00	50.00	11/04/2022
Total D&R COFFEE SERVICE INC:					50.00	50.00	
<b>DAN BUSCH</b>							
10004	DAN BUSCH	2022.10.28	CDL REIMB	10/28/2022	141.00	141.00	11/04/2022
Total DAN BUSCH:					141.00	141.00	
<b>DELL MARKETING L.P.</b>							
745	DELL MARKETING L.P.	10623540578	COMPUTER-DISPATCH	10/13/2022	1,078.70	1,078.70	11/04/2022
Total DELL MARKETING L.P.:					1,078.70	1,078.70	
<b>EDMISTON, KATHRYN</b>							
2751	EDMISTON, KATHRYN	2022.9.15	REIMB-TRAVEL	09/15/2022	61.00	61.00	11/04/2022
Total EDMISTON, KATHRYN:					61.00	61.00	
<b>ENERGY LABORATORIES, INC.</b>							
424	ENERGY LABORATORIES, INC.	510859	Analysis parameter	10/20/2022	256.00	256.00	11/04/2022
Total ENERGY LABORATORIES, INC.:					256.00	256.00	
<b>ENGINEERED COMPOST SYSTEM</b>							
2972	ENGINEERED COMPOST SYST	88-946	REPLACEMENT SETRA PRESS	08/26/2022	758.38	758.38	11/04/2022
Total ENGINEERED COMPOST SYSTEM:					758.38	758.38	
<b>EXEC U CARE SERVICES, INC.</b>							
3298	EXEC U CARE SERVICES, INC.	3252	Janitorial Services	10/31/2022	2,093.15	2,093.15	11/04/2022
Total EXEC U CARE SERVICES, INC.:					2,093.15	2,093.15	
<b>FARSTAD OIL</b>							
3353	FARSTAD OIL	92959	Diesel 300G	10/18/2022	1,468.20	1,468.20	11/04/2022
3353	FARSTAD OIL	92980	Diesel 90G	10/20/2022	447.30	447.30	11/04/2022
3353	FARSTAD OIL	93074	Diesel 350G	10/27/2022	1,693.34	1,693.34	11/04/2022
Total FARSTAD OIL:					3,608.84	3,608.84	
<b>FERGUSON WATERWORKS #1701</b>							
2386	FERGUSON WATERWORKS #17	0819615	Meters	10/14/2022	11,181.55	11,181.55	11/04/2022
Total FERGUSON WATERWORKS #1701:					11,181.55	11,181.55	
<b>GENERAL DISTRIBUTING COMPANY</b>							
1845	GENERAL DISTRIBUTING COM	0001174080	Oxygen	10/18/2022	392.63	392.63	11/04/2022
Total GENERAL DISTRIBUTING COMPANY:					392.63	392.63	
<b>GLASS, PEGGY</b>							
306	GLASS, PEGGY	2022.10.13	REIMB TRAVEL	10/13/2022	35.10	35.10	11/04/2022

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
306	GLASS, PEGGY	2022.9.15	REIMB TRAVEL	09/15/2022	318.99	318.99	11/04/2022
306	GLASS, PEGGY	2022.9.8	REIMB TRAVEL	09/08/2022	115.83	115.83	11/04/2022
Total GLASS, PEGGY:					469.92	469.92	
<b>GRAINGER</b>							
528	GRAINGER	9484670428	EYE WASH	10/19/2022	13.12	13.12	11/04/2022
528	GRAINGER	9484670428	EYE WASH	10/19/2022	13.12	13.12	11/04/2022
528	GRAINGER	9484670428	EYE WASH	10/19/2022	13.12	13.12	11/04/2022
528	GRAINGER	9484670428	EYE WASH	10/19/2022	13.12	13.12	11/04/2022
528	GRAINGER	9484670428	EYE WASH	10/19/2022	13.12	13.12	11/04/2022
528	GRAINGER	9488661761	FIRE EXTINGUISHER	10/24/2022	56.92	56.92	11/04/2022
528	GRAINGER	9488661761	FIRE EXTINGUISHER	10/24/2022	56.92	56.92	11/04/2022
Total GRAINGER:					179.44	179.44	
<b>HAEFS, BRAD</b>							
541	HAEFS, BRAD	2022.10.30	CERTIFICATE RENEWAL	10/30/2022	121.00	121.00	11/04/2022
Total HAEFS, BRAD:					121.00	121.00	
<b>HAWKINS, INC</b>							
470	HAWKINS, INC	6313072	Chlorine cylinder	10/15/2022	60.00	60.00	11/04/2022
Total HAWKINS, INC:					60.00	60.00	
<b>HIGH COUNTRY WILDLIFE CONTROL</b>							
10002	HIGH COUNTRY WILDLIFE CON	50981	PEST CONTROL	06/27/2022	195.00	195.00	11/04/2022
Total HIGH COUNTRY WILDLIFE CONTROL:					195.00	195.00	
<b>HIGHMARK TRAFFIC SERVICES INC</b>							
10004	HIGHMARK TRAFFIC SERVICES	11646	EPOXY	10/18/2022	27,975.60	27,975.60	11/04/2022
Total HIGHMARK TRAFFIC SERVICES INC:					27,975.60	27,975.60	
<b>HORIZON AUTO PARTS</b>							
1920	HORIZON AUTO PARTS	952710	WIRE	10/20/2022	33.36	33.36	11/04/2022
1920	HORIZON AUTO PARTS	952713	PAINT	10/20/2022	128.66	128.66	11/04/2022
1920	HORIZON AUTO PARTS	953084	DOOR HANDLE	10/25/2022	23.24	23.24	11/04/2022
Total HORIZON AUTO PARTS:					185.26	185.26	
<b>HUBER TECHNOLOGY</b>							
3044	HUBER TECHNOLOGY	CD10023810	Maintenance contRACT	10/21/2022	1,300.00	1,300.00	11/04/2022
Total HUBER TECHNOLOGY:					1,300.00	1,300.00	
<b>ICMA MEMBERSHIP RENEWALS</b>							
10003	ICMA MEMBERSHIP RENEWAL	2022.11.3	MEMBER 1077885	11/01/2022	200.00	200.00	11/04/2022
Total ICMA MEMBERSHIP RENEWALS:					200.00	200.00	
<b>INDUSTRIAL COMM &amp; ELEC OF BOZEMAN</b>							
3455	INDUSTRIAL COMM & ELEC OF	33654	TESTING AND REPAIR	10/10/2022	1,074.00	1,074.00	11/04/2022

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total INDUSTRIAL COMM & ELEC OF BOZEMAN:					1,074.00	1,074.00	
<b>INDUSTRIAL TOWEL</b>							
102	INDUSTRIAL TOWEL	09249	RUGS 220 E PARK	10/20/2022	100.86	100.86	11/04/2022
102	INDUSTRIAL TOWEL	842800	Mats CIVIC CENTER	10/06/2022	129.35	129.35	11/04/2022
Total INDUSTRIAL TOWEL:					230.21	230.21	
<b>INSTY-PRINTS</b>							
250	INSTY-PRINTS	13940	Business cards-SEVERSON	09/26/2022	64.45	64.45	11/04/2022
Total INSTY-PRINTS:					64.45	64.45	
<b>J &amp; H OFFICE EQUIPMENT</b>							
1783	J & H OFFICE EQUIPMENT	32717169	AGREEMENT 015-1486424-000	10/27/2022	270.73	270.73	11/04/2022
Total J & H OFFICE EQUIPMENT:					270.73	270.73	
<b>JONATHAN CANNON</b>							
10004	JONATHAN CANNON	2022.10.17	TRAVEL EXPENSE	10/17/2022	983.62	983.62	11/04/2022
Total JONATHAN CANNON:					983.62	983.62	
<b>KNIFE RIVER</b>							
8	KNIFE RIVER	846350	Plant Mix	10/13/2022	2,212.70	2,212.70	11/04/2022
Total KNIFE RIVER:					2,212.70	2,212.70	
<b>LEHRKIND'S COCA-COLA</b>							
2830	LEHRKIND'S COCA-COLA	258128	Water	10/20/2022	63.70	63.70	11/04/2022
Total LEHRKIND'S COCA-COLA:					63.70	63.70	
<b>MEYER ELECTRIC AND GROUNDS REPAIR, LLC</b>							
3812	MEYER ELECTRIC AND GROUN	964	reactors on blowers	10/14/2022	1,024.03	1,024.03	11/04/2022
Total MEYER ELECTRIC AND GROUNDS REPAIR, LLC:					1,024.03	1,024.03	
<b>MISC</b>							
99999	MISC	2022.10.19	ReSTITUTION TK2020-0086	10/19/2022	50.00	50.00	11/04/2022
99999	MISC	CR2022-005	Bond Release	10/13/2022	590.00	590.00	10/28/2022
99999	MISC	TK2019-0406	Bond Release	11/01/2022	257.00	257.00	11/07/2022
99999	MISC	TK2022-0099	Bond Release	11/01/2022	1,370.00	1,370.00	11/07/2022
99999	MISC	TK2022-0299	Bond Release	10/27/2022	1,085.00	1,085.00	11/01/2022
Total MISC:					3,352.00	3,352.00	
<b>MOBILE REPAIR &amp; WELDING, INC</b>							
10	MOBILE REPAIR & WELDING, IN	33439	FABRICATED DUMPSTER LID	10/12/2022	681.97	681.97	11/04/2022
Total MOBILE REPAIR & WELDING, INC:					681.97	681.97	
<b>MUNICIPAL EMERGENCY SERVICES</b>							
2604	MUNICIPAL EMERGENCY SERV	IN1780586	UNIFORM	10/24/2022	555.00	555.00	11/04/2022
2604	MUNICIPAL EMERGENCY SERV	IN1782112	UNIFORM	10/26/2022	180.00	180.00	11/04/2022
2604	MUNICIPAL EMERGENCY SERV	INI1770541	GLOVES HELMET SHIELD	09/28/2022	465.96	465.96	11/04/2022

Report dates: 10/26/2022-11/7/2022

Nov 07, 2022 02:53PM

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total MUNICIPAL EMERGENCY SERVICES:					1,200.96	1,200.96	
<b>NEVIN'S GLASS &amp; WINDOWS</b>							
490	NEVIN'S GLASS & WINDOWS	2022.10.19	POLY CARB TO FIT FRAMES	10/19/2022	448.00	448.00	11/04/2022
Total NEVIN'S GLASS & WINDOWS:					448.00	448.00	
<b>NORTHWESTERN ENERGY</b>							
151	NORTHWESTERN ENERGY	0709794-2 10.	WRF 316 Bennett	10/18/2022	895.47	895.47	11/04/2022
151	NORTHWESTERN ENERGY	0709796-7 10.	97 View Vista Drive	10/14/2022	12.00	12.00	11/04/2022
151	NORTHWESTERN ENERGY	0709869-2 10.	Carol Lane	10/14/2022	122.77	122.77	11/04/2022
151	NORTHWESTERN ENERGY	0709870-0 10.	G Street Park - 422 S G	10/14/2022	263.92	263.92	11/04/2022
151	NORTHWESTERN ENERGY	0709871-8 10.	Star Addition - Lights	10/14/2022	547.94	547.94	11/04/2022
151	NORTHWESTERN ENERGY	0709873-4 10.	800 W Cambridge - Pump Station	10/14/2022	66.31	66.31	11/04/2022
151	NORTHWESTERN ENERGY	0709874-2 10.	Werner Addition Pump	10/10/2022	427.76	427.76	11/04/2022
151	NORTHWESTERN ENERGY	0709875-9 10.	900 River Drive Pump	10/10/2022	4,785.26	4,785.26	11/04/2022
151	NORTHWESTERN ENERGY	0709876-7 10.	132 South B Street - B St Well	10/11/2022	2,332.49	2,332.49	11/04/2022
151	NORTHWESTERN ENERGY	0709878-3 10.	227 River Drive - Concessions sta	10/11/2022	172.84	172.84	11/04/2022
151	NORTHWESTERN ENERGY	0709879-1 10.	227 River Drive - Softball Field	10/13/2022	423.48	423.48	11/04/2022
151	NORTHWESTERN ENERGY	0709886-6 10.	200 E Reservoir	10/14/2022	65.13	65.13	11/04/2022
151	NORTHWESTERN ENERGY	0709891-6 10.	Cemetery Road Shop - 15 Fleshm	10/14/2022	34.98	34.98	11/04/2022
151	NORTHWESTERN ENERGY	0709892-4 10.	40 Water Tower Avenue	10/14/2022	100.95	100.95	11/04/2022
151	NORTHWESTERN ENERGY	0709894-0 10.	56 Water Tower	10/07/2022	362.54	362.54	11/04/2022
151	NORTHWESTERN ENERGY	0709914-6 10.	1011 River Dr - Edge Water Sewe	10/10/2022	11.00	11.00	11/04/2022
151	NORTHWESTERN ENERGY	0719058-0 10.	3 Rogers Lane Lift Station	10/10/2022	92.77	92.77	11/04/2022
151	NORTHWESTERN ENERGY	0720048-8 10.	330 Bennett 1/4	10/20/2022	142.94	142.94	11/04/2022
151	NORTHWESTERN ENERGY	0720048-8 10.	330 Bennett 1/4	10/20/2022	142.94	142.94	11/04/2022
151	NORTHWESTERN ENERGY	0720048-8 10.	330 Bennett 1/4	10/20/2022	142.94	142.94	11/04/2022
151	NORTHWESTERN ENERGY	0720048-8 10.	330 Bennett 1/4	10/20/2022	142.94	142.94	11/04/2022
151	NORTHWESTERN ENERGY	0720176-7 10.	Weimer Park	10/14/2022	71.95	71.95	11/04/2022
151	NORTHWESTERN ENERGY	1134866-1 10.2	N 2nd & Montana & Chinook	10/14/2022	54.06	54.06	11/04/2022
151	NORTHWESTERN ENERGY	1134879-4 10.2	N 7th & Montana & Chinook	10/14/2022	25.84	25.84	11/04/2022
151	NORTHWESTERN ENERGY	1155965-5 10.2	229 River Drive	10/14/2022	6.52	6.52	11/04/2022
151	NORTHWESTERN ENERGY	1290352-2 10.	School Flasher Park & 13th	10/14/2022	9.32	9.32	11/04/2022
151	NORTHWESTERN ENERGY	1441030-2 10.	D & Geyser Well House	10/11/2022	2,364.37	2,364.37	11/04/2022
151	NORTHWESTERN ENERGY	1452951-5 10.	Starlow on Monroe	10/10/2022	268.11	268.11	11/04/2022
151	NORTHWESTERN ENERGY	1493850-0 10.	412 W Callender	10/14/2022	59.08	59.08	11/04/2022
151	NORTHWESTERN ENERGY	1498936-2 10.	I90 & 89S-ing	10/14/2022	6.00	6.00	11/04/2022
151	NORTHWESTERN ENERGY	1594141-2 10.	9th & 10th Lift Station	10/10/2022	32.36	32.36	11/04/2022
151	NORTHWESTERN ENERGY	1613803-4 10.	M & N on Callender	10/14/2022	52.63	52.63	11/04/2022
151	NORTHWESTERN ENERGY	1728687-3 10.	Transfer Station 408 Bennett Stre	10/16/2022	316.93	316.93	11/04/2022
151	NORTHWESTERN ENERGY	1747570-8 10.	D & E on Callender	10/14/2022	38.01	38.01	11/04/2022
151	NORTHWESTERN ENERGY	1747572-4 10.	F & G on Callender	10/14/2022	27.55	27.55	11/04/2022
151	NORTHWESTERN ENERGY	1893530-4 10.	600 W Park	10/14/2022	67.61	67.61	11/04/2022
151	NORTHWESTERN ENERGY	1893536-1 10.	E Street & Alley	10/14/2022	25.01	25.01	11/04/2022
151	NORTHWESTERN ENERGY	1893541-1 10.	18 W Park	10/14/2022	93.12	93.12	11/04/2022
151	NORTHWESTERN ENERGY	1906055-7 10.	815 North 13th -Irrg. Soccer Field	10/14/2022	2.45	2.45	11/04/2022
151	NORTHWESTERN ENERGY	2023479-5 10.	900 W Geyser Street School Light	10/14/2022	6.52	6.52	11/04/2022
151	NORTHWESTERN ENERGY	2023484-5 10.	1100 W GEYSER ST SCHOOL LI	10/14/2022	6.28	6.28	11/04/2022
151	NORTHWESTERN ENERGY	2114861-4 10.2	132 South B Street Lights	10/14/2022	141.17	141.17	11/04/2022
151	NORTHWESTERN ENERGY	2138754-3 10.	G Street Park - Mike Webb Park	10/14/2022	17.74	17.74	11/04/2022
151	NORTHWESTERN ENERGY	2171060-3 10.	Scale House 408 Bennett Street	10/15/2022	27.65	27.65	11/04/2022
151	NORTHWESTERN ENERGY	3015965-1 10.	330 Bennett - Fire Training Center	10/24/2022	64.33	64.33	11/04/2022
151	NORTHWESTERN ENERGY	3093003-6 10.	114 West Summit	10/14/2022	25.45	25.45	11/04/2022
151	NORTHWESTERN ENERGY	3093023-4 10.	320 North Main	10/14/2022	3.88	3.88	11/04/2022
151	NORTHWESTERN ENERGY	3093027-5 10.	105 West Park	10/14/2022	68.95	68.95	11/04/2022



Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
151	NORTHWESTERN ENERGY	3141997-1 10.	C & D on Lewis	10/14/2022	26.77	26.77	11/04/2022
151	NORTHWESTERN ENERGY	3184602-5 10.	202 South 2nd	10/14/2022	28.88	28.88	11/04/2022
151	NORTHWESTERN ENERGY	3210240-2 10.	616 River Drive	10/14/2022	12.53	12.53	11/04/2022
151	NORTHWESTERN ENERGY	3258086-2 10.	2800 East Park Lift Station	10/14/2022	18.55	18.55	11/04/2022
151	NORTHWESTERN ENERGY	3258262-9 10.	320 Alpenglow Lift Station	10/07/2022	105.78	105.78	11/04/2022
151	NORTHWESTERN ENERGY	3267010-1 10.	330 Bennett - Compactor	10/17/2022	73.03	73.03	11/04/2022
151	NORTHWESTERN ENERGY	3287727-6 10.	320 Alpenglow LN-	10/14/2022	38.99	38.99	11/04/2022
151	NORTHWESTERN ENERGY	3386783-9 10.	Btwn G and H on Clark	10/14/2022	66.19	66.19	11/04/2022
151	NORTHWESTERN ENERGY	3386845-6 10.	Btwn I and K on Callender	10/14/2022	42.89	42.89	11/04/2022
151	NORTHWESTERN ENERGY	3386846-4 10.	Btwn 7th and 8th on Summit	10/14/2022	28.93	28.93	11/04/2022
151	NORTHWESTERN ENERGY	3506014-4 10.	Brookstone/Elm	10/14/2022	6.01	6.01	11/04/2022
151	NORTHWESTERN ENERGY	3566038-0 10.	114 East Callender	10/14/2022	24.74	24.74	11/04/2022
151	NORTHWESTERN ENERGY	3566039-8 10.	115 East Lewis	10/14/2022	15.65	15.65	11/04/2022
151	NORTHWESTERN ENERGY	3585235-9 10.	New WRF 316 Bennett	10/19/2022	16,205.62	16,205.62	11/04/2022
151	NORTHWESTERN ENERGY	3643752-3 10.	115 East Clark	10/14/2022	143.00	143.00	11/04/2022
151	NORTHWESTERN ENERGY	3643753-1 10.	112 East Clark	10/14/2022	64.03	64.03	11/04/2022
151	NORTHWESTERN ENERGY	3678204-3 10.	502 River Dr. Pmp	10/12/2022	110.64	110.64	11/04/2022
151	NORTHWESTERN ENERGY	3725873-8 10.	340 Bennett	10/14/2022	64.44	64.44	11/04/2022
151	NORTHWESTERN ENERGY	3753023-5 10.	410 Bennett Transfer St Shop	10/25/2022	251.13	251.13	11/04/2022
151	NORTHWESTERN ENERGY	3787060-7 10.	Green Acres Lights	10/14/2022	71.60	71.60	11/04/2022
151	NORTHWESTERN ENERGY	3787427-8 10.	Green Acres	10/14/2022	424.12	424.12	11/04/2022
151	NORTHWESTERN ENERGY	3828216-6 10.	203 W Callender	10/14/2022	31.48	31.48	11/04/2022
151	NORTHWESTERN ENERGY	3837245-4 10.	220 E PARK	10/17/2022	122.16	122.16	11/04/2022
151	NORTHWESTERN ENERGY	3867654-0 10.	2222 Willow Dr. Lt A	10/14/2022	14.57	14.57	11/04/2022
151	NORTHWESTERN ENERGY	3913678-3 10.	Green Acres Park -	10/10/2022	132.17	132.17	11/04/2022
151	NORTHWESTERN ENERGY	3950711-6 10.2	Scenic Drive & Sweetgrass Lane	10/14/2022	83.47	83.47	11/04/2022
Total NORTHWESTERN ENERGY:					33,379.63	33,379.63	
<b>PARK COUNTY TREASURER - TECH</b>							
1702	PARK COUNTY TREASURER - T	2022.10.27	AUGUST 2022 COLLECTIONS	10/27/2022	170.00	170.00	11/04/2022
1702	PARK COUNTY TREASURER - T	2022.10.27.1	SEPTEMBER 2022 COLLECTIO	10/27/2022	230.00	230.00	11/04/2022
Total PARK COUNTY TREASURER - TECH:					400.00	400.00	
<b>PARK COUNTY TREASURER/M.L.E.A.</b>							
2156	PARK COUNTY TREASURER/M.	2022.10.27	SEPTEMBER 2022 COLLECTIO	10/27/2022	260.00	260.00	11/04/2022
2156	PARK COUNTY TREASURER/M.	2022.10.27.1	AUGUST 2022 COLLECTIONS	10/27/2022	210.00	210.00	11/04/2022
Total PARK COUNTY TREASURER/M.L.E.A.:					470.00	470.00	
<b>PARK COUNTY VICTIM WITNESS</b>							
1544	PARK COUNTY VICTIM WITNES	2022.10.27	SEPTEMBER 2022 COLLECTIO	10/27/2022	604.00	604.00	11/04/2022
1544	PARK COUNTY VICTIM WITNES	2022.10.27.1	AUG 2022 COLLECTIONS	10/27/2022	385.00	385.00	11/04/2022
Total PARK COUNTY VICTIM WITNESS:					989.00	989.00	
<b>PURKETT, KALSEY</b>							
3784	PURKETT, KALSEY	2022.10.23	REIMB TRAVEL	10/23/2022	66.77	66.77	11/04/2022
3784	PURKETT, KALSEY	2022.10.23	REIMB TRAVEL	10/23/2022	22.25	22.25	11/04/2022
3784	PURKETT, KALSEY	2022.10.23	REIMB TRAVEL	10/23/2022	22.25	22.25	11/04/2022
3784	PURKETT, KALSEY	2022.10.23	REIMB TRAVEL	10/23/2022	22.26	22.26	11/04/2022
Total PURKETT, KALSEY:					133.53	133.53	
<b>REDSTONE LEASING</b>							
3842	REDSTONE LEASING	2022.12	Lease 50 OF 60	11/01/2022	203.07	203.07	11/04/2022

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total REDSTONE LEASING:					203.07	203.07	
<b>SAFETRAC</b>							
3143	SAFETRAC	37473	CDL Services	11/01/2022	224.00	224.00	11/04/2022
Total SAFETRAC:					224.00	224.00	
<b>SETCO</b>							
2889	SETCO	228013	BLADE	10/18/2022	1,625.87	1,625.87	11/04/2022
Total SETCO:					1,625.87	1,625.87	
<b>STATE BAR OF MONTANA</b>							
2998	STATE BAR OF MONTANA	2022.10.28	DIRECTORY	10/28/2022	85.00	85.00	11/04/2022
Total STATE BAR OF MONTANA:					85.00	85.00	
<b>STRYKER SALES CORPORATION</b>							
2470	STRYKER SALES CORPORATIO	3910883	Battery	10/04/2022	675.00	675.00	11/04/2022
Total STRYKER SALES CORPORATION:					675.00	675.00	
<b>TD&amp;H ENGINEERING, INC</b>							
3390	TD&H ENGINEERING, INC	31485	ON CALL CIVIL SERVICES-WAT	10/24/2022	611.58	611.58	11/04/2022
3390	TD&H ENGINEERING, INC	31485	ON CALL CIVIL SERVICES-SEW	10/24/2022	611.57	611.57	11/04/2022
3390	TD&H ENGINEERING, INC	31485	6TH & 7TH STREET WATER RE	10/24/2022	1,095.50	1,095.50	11/04/2022
3390	TD&H ENGINEERING, INC	31486	LIVINGSTON CIVIC CENTER SE	10/24/2022	849.00	849.00	11/04/2022
Total TD&H ENGINEERING, INC:					3,167.65	3,167.65	
<b>TONY GRAFF</b>							
10004	TONY GRAFF	2022.10.28	TRAVEL EXPENSE	10/08/2022	1,908.64	1,908.64	11/04/2022
Total TONY GRAFF:					1,908.64	1,908.64	
<b>TOTAL FIRE PROTECTION WEST LLC</b>							
10004	TOTAL FIRE PROTECTION WES	12468528	ANNUAL INSPECTION FIRE EXT	10/26/2022	376.00	376.00	11/04/2022
10004	TOTAL FIRE PROTECTION WES	12468528	ANNUAL INSPECTION FIRE EXT	10/26/2022	175.00	175.00	11/04/2022
10004	TOTAL FIRE PROTECTION WES	12468528	ANNUAL INSPECTION FIRE EXT	10/26/2022	130.00	130.00	11/04/2022
10004	TOTAL FIRE PROTECTION WES	12468528	ANNUAL INSPECTION FIRE EXT	10/26/2022	298.00	298.00	11/04/2022
10004	TOTAL FIRE PROTECTION WES	12468528	ANNUAL INSPECTION FIRE EXT	10/26/2022	256.00	256.00	11/04/2022
TOTAL FIRE PROTECTION WEST LLC:					1,235.00	1,235.00	
<b>TOWN &amp; COUNTRY FOODS - LIVINGSTON</b>							
2595	TOWN & COUNTRY FOODS - LI	282	Water	10/20/2022	7.96	7.96	11/04/2022
Total TOWN & COUNTRY FOODS - LIVINGSTON:					7.96	7.96	
<b>WGM GROUP</b>							
10004	WGM GROUP	66039	VIEW VISTA SEWER & WATER E	06/14/2022	1,335.00	1,335.00	11/04/2022
10004	WGM GROUP	66039	VIEW VISTA SEWER & WATER E	06/14/2022	1,335.00	1,335.00	11/04/2022
10004	WGM GROUP	66039.1	VIEW VISTA SEWER & WATER E	06/14/2022	1,995.00	1,995.00	11/04/2022
10004	WGM GROUP	66039.1	VIEW VISTA SEWER & WATER E	06/14/2022	1,995.00	1,995.00	11/04/2022

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total WGM GROUP:					6,660.00	6,660.00	
<b>WHISTLER TOWING, LLC</b>							
3237	WHISTLER TOWING, LLC	40351	PAINT PROJECT	10/18/2022	450.00	450.00	11/04/2022
3237	WHISTLER TOWING, LLC	7167	BRUSH REPAIR	10/20/2022	157.50	157.50	11/04/2022
Total WHISTLER TOWING, LLC:					607.50	607.50	
<b>WISPWEST.NET</b>							
2087	WISPWEST.NET	762962	Internet-CIVIC CENTER	11/01/2022	63.51	63.51	11/04/2022
2087	WISPWEST.NET	762962	Internet SOCCER	11/01/2022	85.19	85.19	11/04/2022
Total WISPWEST.NET:					148.70	148.70	
Grand Totals:					124,410.89	124,410.89	

Dated: \_\_\_\_\_

Mayor: \_\_\_\_\_

City Council: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

City Recorder: \_\_\_\_\_

**File Attachments for Item:**

**C. ACCEPTING THE CITY COURT REPORT FROM AUGUST AND SEPTEMBER 2022.**

LIVINGSTON CITY COURT  
FINANCIAL REPORT

Aug-22

Date PD Monthly Report Received from City of Livingston Finance Office 9/16/2022

Tickets/Criminal Complaints Cleared: 44

Dismissed-Plea Agreement:	12	
Dismissed-Pretrial Diversion/Deferred:	7	
Dismissed-Miscellaneous:		
Paid-Bond Forfeit/Fine:	15	\$2,185.00
Paid-Time Payments:	10	\$3,504.00
Warrant Fees:		

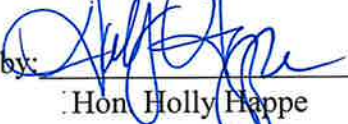
	Total	\$5,689.00
Parking Tickets:		\$2,315.00
	Total:	\$8,004.00

Surcharges/Costs/Fees:

MLEA Surcharge:	\$210.00	
TECH Surcharge:	\$170.00	
Victim/Witness Surcharge:	\$385.00	
MISD Surcharge:	\$335.00	
Court Costs:	\$112.00	
Public Defender Fee:		
Public Defender Fee:	\$ -	
Jury Fees	\$ -	
Interpreter	\$ -	
	Total	(\$1,212.00)

**Total amount credited to City of Livingston General Fund: \$6,792.00**

*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: Aug. 2022*

Prepared by:   
Hon. Holly Happe  
Livingston City Judge

Date: 10/29/2022

**LIVINGSTON CITY COURT  
FINANCIAL REPORT**

Sept. 2022

Date PD Monthly Report Received from City of Livingston Finance Office 10/11/2022

Tickets/Criminal Complaints Cleared: **51**

Dismissed-Plea Agreement:	4	
Dismissed-Pretrial Diversion/Deferred:	4	
Dismissed-Miscellaneous:	6	
Paid-Bond Forfeit/Fine:	15	\$2,095.00
Paid-Time Payments:	22	\$5,237.00
Warrant Fees:		

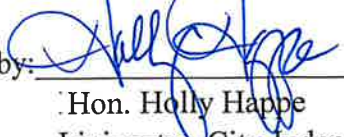
	Total	\$7,332.00
Parking Tickets:		\$1,190.00
	<b>Total:</b>	<b>\$8,522.00</b>

**Surcharges/Costs/Fees:**

MLEA Surcharge:		\$260.00	
TECH Surcharge:		\$230.00	
Victim/Witness Surcharge:		\$604.00	
MISD Surcharge:		\$476.00	
Court Costs:		\$130.00	
Public Defender Fee:			
Public Defender Fee:	\$	-	
Jury Fees	\$	-	
Interpreter	\$	-	
	<b>Total</b>		<b>(\$1,700.00)</b>

**Total amount credited to City of Livingston General Fund: \$6,820.00**

*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: **Sept. 2022***

Prepared by:   
Hon. Holly Happe  
Livingston City Judge

Date: 10/20/2022

**File Attachments for Item:**

**A. A PROCLAMATION OF THE CITY COMMISSION, OF THE CITY OF LIVINGSTON MONTANA, RECOGNIZING SATURDAY NOVEMBER, 26, 2022, AS SMALL BUSINESS SATURDAY IN LIVINGSTON.**



# Proclamation

## of the Livingston City Commission

### Recognizing Small Business Saturday in Livingston

\*\*\*\*\*

**WHEREAS**, the City of Livingston celebrates our local small businesses and the contributions they make to our local economy by creating jobs, and preserving our community; and

**WHEREAS**, according to the United States Small Business Administration, there are currently 31.7 million small businesses in the United States representing 99.7 percent of all businesses with employees in the United States, who are responsible for 65.9 percent of net new jobs created from 2000 to 2020; and

**WHEREAS** 88% of U.S. consumers feel a personal commitment to support small businesses in the wake of the pandemic, and 92% of small business owners have pivoted the way they do business to stay open during the pandemic; and

**WHEREAS**, 95% of consumers who shopped on Small Business Saturday reported the day makes them want to shop or eat at small, independently-owned businesses all year long, not just during the holiday season; and

**WHEREAS**, 96% of consumers who shopped on Small Business Saturday agree that shopping at small, independently-owned businesses supports their commitment to making purchases that have a positive social, economic, and environmental impact and 97% of consumers who shopped on Small Business Saturday agree that small businesses are essential to their community; and

**WHEREAS**, communities across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday, and our small businesses need our support now, more than ever.

**NOW, THEREFORE, BE IT RESOLVED** that on behalf of the City Commission, I, Melissa Nootz, chair, do hereby proclaim, November 26, 2022, as

## SMALL BUSINESS SATURDAY

and we urge the residents of Livingston, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

Signed this \_\_\_ day of \_\_\_\_\_, 2022

\_\_\_\_\_  
**Melissa Nootz, Chair**  
**Livingston City Commission**

\_\_\_\_\_  
**Faith Kinnick,**  
**Recording Secretary**



**File Attachments for Item:**

**B. A PROCLAMATION OF THE LIVINGSTON CITY COMMISSION RECOGNIZING THAT THE 2004 EDITION OF THE LIVINGSTON ROUNDUP RODEO WILL BE THE 100TH ANNIVERSARY OF THE 1924 INAUGURAL RODEO AND ENCOURAGES IN PARTICIPATION IN THE ENJOYMENT OF THE "100 BUCKING YEARS" EVENT.**

# Proclamation of the Livingston City Commission

Recognizing that the 2024 Edition of the Livingston Roundup Rodeo will be the 100<sup>th</sup> Anniversary of the 1924 Inaugural Rodeo and Encourages Participation in and Enjoyment of the “100 Bucking Years” Event.

\*\*\*\*\*

WHEREAS, Charley Murphy, owner of the then Ox Yoke Ranch (now Mountain Sky Ranch) and other local community members were instrumental in establishing the 1924 inaugural three-day event held on Labor Day Weekend in 1924 with prize money of \$2,500.00 (\$43,300 in 2024 dollars; and

WHEREAS, in 1924, a ticket to the Livingston Roundup Rodeo could be purchased for one dollar from the rodeo office located across the street from the Park Hotel; and

WHEREAS, the “Rodeo and Jamboree” included three days of rodeo, two days of parades, dances and other entertainment during which events “Livingston Streets were filled with exemplars of the early western days swaggering about in bow-legged chaps and eye-filling shirts.” (quotes from the 1924 Livingston Enterprise); and

WHEREAS, the Rodeo was held on the “island,” followed by a dance at the “island pavilion” which events competed with other activities designed not to “imitate the Bozeman roundup.” (quotes from the 1924 Livingston Enterprise, quoting the Bozeman Chronicle); and

WHEREAS, 100 years seems like forever, but on July 2, 3 and 4, 2024, the century mark for the Livingston Roundup Rodeo will occur which is a date rapidly approaching at which time the total payout will have morphed from in 1924 to an estimated payout of \$250,000, and attended by approximately 15,000 spectators;

NOW THEREFORE BE IT RESOLVED, that 2024 there will be a celebration of “100 Buckin Years” event of the Livingston Roundup Rodeo and that with this advanced notice all are encouraged to help plan, develop, participate in and attend the “100 Buckin Years” unforgettable event.

THEREFORE, I MELISSA NOOTZ, Chairperson of the City of Livingston Recognizing that the 2024 Edition of the Livingston Roundup Rodeo will be the 100<sup>th</sup> Anniversary of the 1924 Inaugural Rodeo and Encourages Participation in and Enjoyment of the “100 Bucking Years” Event.

Signed this \_\_\_ day of \_\_\_\_\_, 2022

Melissa Nootz, Chair  
Livingston City Commission

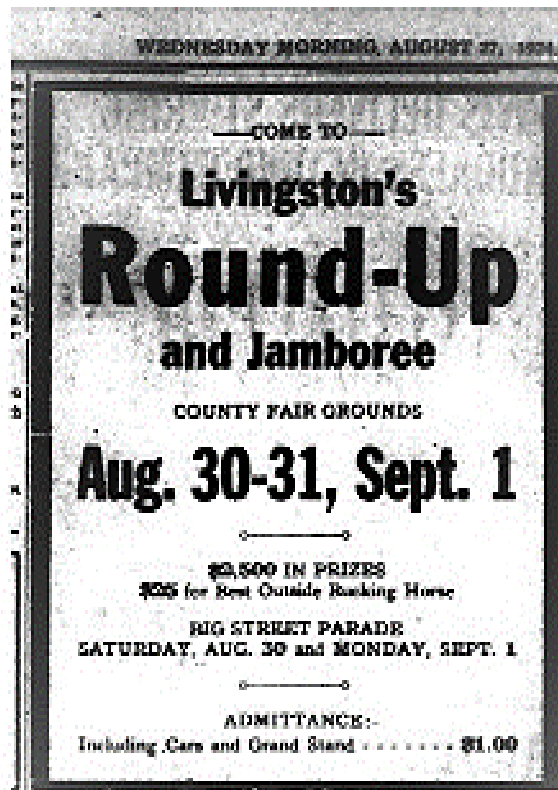
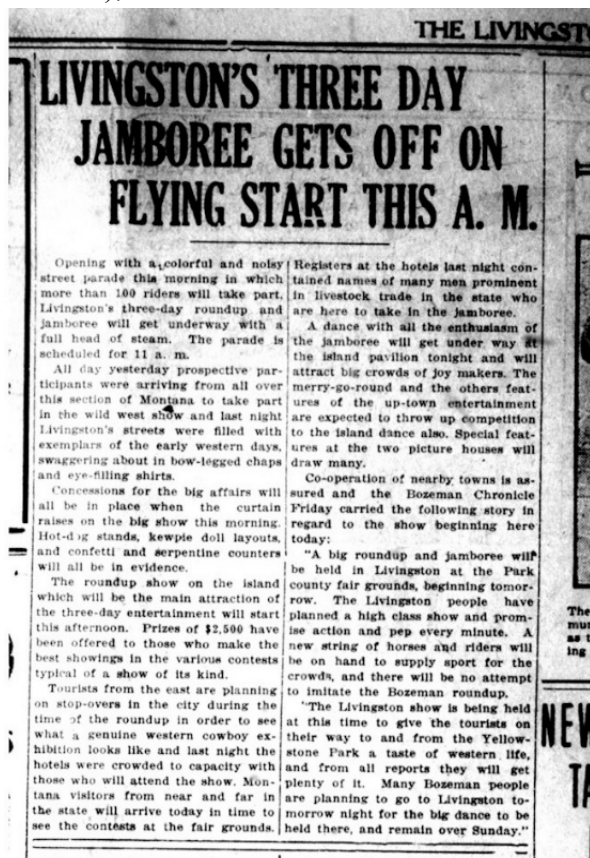


Photo Date 8/27/1927)



Faith Kinnick,  
Recording Secretary

**File Attachments for Item:**

**A. RESOLUTION NO. 5068 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO ABANDON AN OLD RIGHT OF WAY IN NORTHTOWN SUBDIVISION LOT 3A AND TO CLEAR THE TITLE FOR THE PROPERTY WHICH WILL BE DESCRIBED AS NORTHTOWN SUBDIVISION PHASES 4A, 4B, AND 5.**

**RESOLUTION NO. 5068**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO ABANDON AN OLD RIGHT OF WAY IN NORTHTOWN SUBDIVISION LOT 3A AND TO CLEAR THE TITLE FOR THE PROPERTY WHICH WILL BE DESCRIBED AS NORTHTOWN SUBDIVISION PHASES 4A, 4B, AND 5.**

**WHEREAS**, 7-14-4114 MCA provides the process for the abandonment and discontinuation of a city street and the City has received a petition from the sole owner of land over which a 60 foot right of way was established, but never used, and which satisfies the requirement therein; and

**WHEREAS**, the owner and developer has submitted a preliminary plat that provides an alternative 64 foot right of way and utility easements off of Northtown Road and Scenic Trail, that will be subject to the City’s approvals; and

**WHEREAS**, City staff have reviewed the request and recommend that the City Commission formally abandon and relinquish all right title and interest in the unused right of way and utility easement.

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

City Commission hereby abandons and relinquishes all right title and interest in the right of way and utility easement recorded in Roll 146 Page 930, Roll 199 Page 1118, and filed as Document 401916, all located in Section 11, Township 2 South, Range 9 East, on file and of record in the Park County Clerk and Recorder’s Office.

**PASSED, ADOPTED AND APPROVED**, by the City Commission of the City of Livingston, this \_\_\_\_\_ day of October, 2022.

\_\_\_\_\_  
**MELISSA NOOTZ, Chair**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO ABANDON AN OLD RIGHT OF WAY IN NORTHTOWN SUBDIVISION LOT 3A AND TO CLEAR THE TITLE FOR THE PROPERTY WHICH WILL BE DESCRIBED AS NORTHTOWN SUBDIVISION PHASES 4A, 4B, AND 5.**

**ATTEST:**

**APPROVED TO AS FORM:**

\_\_\_\_\_  
**FAITH KINNICK**  
**Recording Secretary**

\_\_\_\_\_  
**COURTNEY LAWELLIN**  
**City Attorney**

**PUBLIC NOTICE**

**NOTICE** is hereby given the Livingston City Commission will convene on Tuesday, October 4, 2022, via Zoom. During this meeting the Commission will receive public comments on a **RESOLUTION NO. 5068** entitled: **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO ABANDON AN OLD RIGHT OF WAY IN NORTHTOWN SUBDIVISION LOT 3A AND TO CLEAR THE TITLE FOR THE PROPERTY WHICH WILL BE DESCRIBED AS NORTHTOWN SUBDIVISION PHASES 4A, 4B, AND 5.** The public is invited to attend and give comments as appropriate.

Public comment is limited to 4-minutes each. An agenda can be found at [www.livingstonmontana.org/meetings](http://www.livingstonmontana.org/meetings).

Please publish Monday, September 26, 2022, and Monday October 3,2022.

Faith Kinnick  
City of Livingston

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO ABANDON AN OLD RIGHT OF WAY IN NORTHTOWN SUBDIVISION LOT 3A AND TO CLEAR THE TITLE FOR THE PROPERTY WHICH WILL BE DESCRIBED AS NORTHTOWN SUBDIVISION PHASES 4A, 4B, AND 5.**

RIGHT-OF-WAY EASEMENT FOR DEDICATED COUNTY ROAD

Grantors: WAYNE PETERSON  
ROSALENE O. PETERSON  
DIANN MARIE FLOTH  
JANET KAY PETERSON  
5 Prairie Dr.  
Livingston, MT 59047

Grantee: PARK COUNTY, a political subdivision  
of the STATE OF MONTANA  
414 E. Callender St.  
Livingston, MT 59047

Pursuant to Montana Code Annotated Section 7-14-2107, and for a valuable consideration, the receipt and adequacy of which is acknowledged, Grantors grant to Grantee a perpetual, non-exclusive, 60 foot wide right-of-way (for ingress and egress) and public utility (for electrical power lines, telephone lines, sewer lines, and water lines) easement, together with the right to construct and maintain the same, over and under the Park County, MT, real property of Grantors described as follows:

A 60 foot wide strip of land extending 30 feet on both sides of the centerline as depicted and described in Exhibit "A" attached hereto and which centerline is located in Lot 3 of Subdivision No. 25<sup>g</sup> (in the NE 1/4 of Section 14, Township 2 South, Range 9 East, PMM) and located in Section 11, less those lands described and contained in Certificates of Survey Nos. 1213, 1279, 1283, and 1310 (in Township 2 South, Range 9 East, PMM), all according to the plats thereof on file and of record in the office of the Clerk and Recorder of Park County, MT.

NO PUBLIC USE OF THE EASEMENT HEREIN GRANTED IS OR SHALL BE ALLOWED UNTIL THE GRANTEE ACCEPTS THE ROAD TO BE CONSTRUCTED WITHIN THE EASEMENT HEREIN GRANTED AS A DEDICATED COUNTY PUBLIC ROAD.

Dated Jan 11 00, 2000.

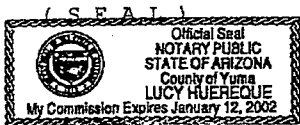
Grantors:

Wayne Peterson  
Rosalene O. Peterson

[Signature]  
[Signature]

STATE OF AZ )  
County of Yuma : ss.

This instrument was acknowledged to before me this 11<sup>th</sup> day of January, 2001, by WAYNE PETERSON and ROSALENE O. PETERSON.



[Signature]  
Notary Public for the State of AZ  
Residing at Yuma  
My commission expires 1/12/2002

STATE OF MT )  
County of Yellowstone : ss.

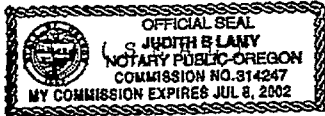
This instrument was acknowledged to before me this 13 day of Jan, 2001, by DIANN MARIE FLOTH.



[Signature]  
Notary Public for the State of MT  
Residing at Billings  
My commission expires 11-24-2001

STATE OF OREGON )  
: ss.  
County of MULTNOMAH

This instrument was acknowledged to before me this 12 day  
of JANUARY, 2002, by JANET KAY PETERSON.



Judith B. Lamy  
Notary Public for the State of OREGON  
Residing at 3410 SW VESTA DR., PORTLAND OR  
My commission expires 7-8-02



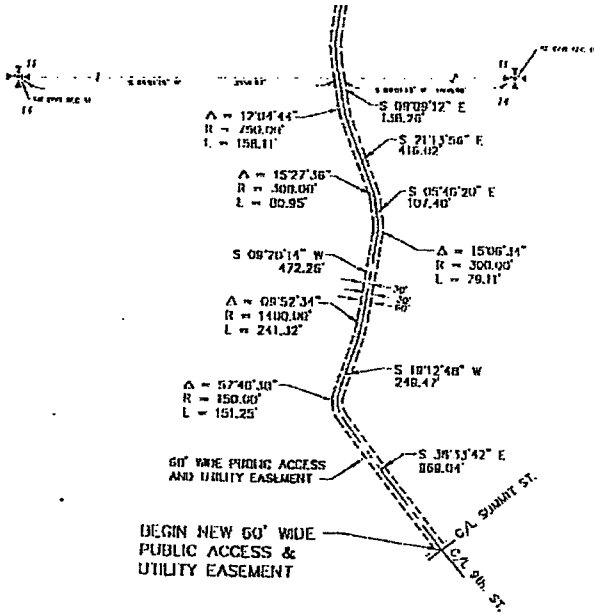
# EXHIBIT "A"

ROLL 146 PAGE 933  
 199 PAGE 1121

A 60' WIDE PUBLIC ACCESS AND UTILITY EASEMENT SITUATED IN SECTION 14, T.2S., R.9E., P.M.M., PARK COUNTY, MONTANA, AND THE CENTERLINE OF SAID EASEMENT BEING FURTHER DESCRIBED BY EXHIBIT D BELOW



Scale: 1" = 600'



State of Montana)

County of Park )  
 Filed for record this 16 day of March  
 2000, at 9:15 o'clock A.M. Recorded in  
 Roll 146, pages 930-933, Fee \$24.00

Denise Nelson by Mary Burkland  
 County Clerk and Recorder Deputy

Doc # 281288

Return to:  
 Nessel & Astenberg  
 P.O. Box 505  
 Livingston, MT 59047 S/D 253

GASTON ENGINEERING  
 SURVEYING & SOILS TESTING



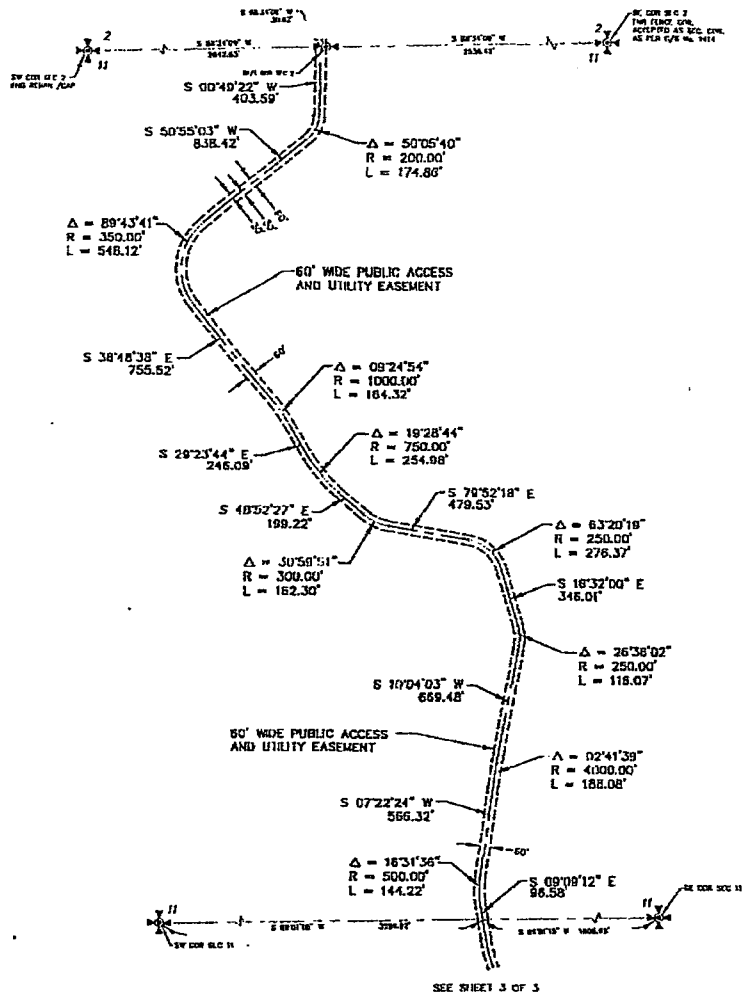
REALTY TRANSFER RECEIVED

A 60' WIDE PUBLIC ACCESS AND UTILITY EASEMENT SITUATED IN SECTION 11, T.2S., R.9E., P.M.M., PARK COUNTY, MONTANA, AND THE CENTERLINE OF SAID EASEMENT BEING FURTHER DESCRIBED BY EXHIBIT BELOW



SEE SHEET 1 OF 3

Scale: 1" = 600'



SEE SHEET 3 OF 3

BY: [Signature] SHEET 2 OF 3

313591 Fee: \$ 30.00 Roll 199 Pg 1118-1122

PARK COUNTY Recorded 01/20/2004 At 08:23 AM

Denise Nelson, Clk & Recd By [Signature]

Return to: STEPHEN POTENBERG PO BOX 505

LIVINGSTON MT 59047

S/D 253

401916 Fee: \$0.00

Park County, MT Filed 1/11/2018 At 10:42 AM

Maritza H Reddington, Clerk & Recorder By MR [Signature]

CAPITAL IMPROVEMENT FUND AGREEMENT  
FOR  
CONSTRUCTION OF DEDICATED COUNTY PUBLIC ROAD

THIS AGREEMENT is between WAYNE PETERSON, ROSALENE O. PETERSON, DIANN MARIE FLOTH, and JANET KAY PETERSON of 5 Prairie Drive, Livingston, Montana 59047 ("Petersons"), CHARLES R. DONOVAN of 602 Robin Lane, Livingston, Montana 59047 ("Donovan"), and PARK COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF MONTANA, 414 East Callender Street, Livingston, Montana 59047 ("Park County").

RECITALS

WHEREAS certain lands north and west of the City of Livingston, Park County, Montana, located in the W ½ and the NE 1/4 of Section 2, in Township 2 South, Range 9 East, PMM, Park County, MT, and in Section 11 and the NE 1/4 of Section 14 in Township 2 South, Range 9 East, PMM, Park County, MT, are under the jurisdiction of the City-County Planning Board;

WHEREAS these lands are currently undeveloped but have been and are zoned as follows:

Ag-Open (minimum lot size of ten acres for each dwelling unit): Section 11, located in T2S, R9E, PMM, Park County, MT, and the W ½ of Section 2, T2S, R9E, PMM, Park County, MT;

R-3 (minimum lot size of two acres for each dwelling unit): the NE 1/4 of Section 2, in T2S, R9E, PMM, Park County, MT; and

R-1 (minimum lot size of one acre for each dwelling unit): The NE 1/4 of Section 14, T2S, R9E, PMM, Park County, MT;

WHEREAS the zoning classification anticipates these currently undeveloped lands will be developed in the future, but there is currently no dedicated county public road crossing these lands but the construction of such a dedicated county public road has been deemed desirable by the parties to this Agreement;

WHEREAS Section 11 and the NE 1/4 of Section 14, Township 2 South, Range 9 East, PMM, Park County, MT, less certain tracts previously sold by Petersons to third parties, are owned by Petersons, and the W ½ and NE 1/4 of Section 2, Township 2 South,

Range 9 East, PMM, Park County, MT, is owned by Donovan; and

WHEREAS in light of the probable future development of these lands, Petersons, Donovan, and Park County have agreed to provide for the construction of a dedicated county public road to the standards for county roads adopted by Park County, through the lands owned by Petersons and Donovan, for access to these lands and possibly other lands and to provide for the eventual payment of such dedicated county public road construction through a Capital Improvement Fund ("CIF");

NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE MUTUAL PROMISES AND COVENANTS HEREIN CONTAINED, THE RECEIPT AND ADEQUACY OF WHICH IS ACKNOWLEDGED, THE PARTIES AGREE AS FOLLOWS:

1. PURPOSE OF THIS CIF: The purpose of this CIF is to accrue sufficient monies to pay for the surveying, engineering, and construction of approximately 2.5 miles of gravel (not paved) road, to be built to the requirements of the Park County regulations applicable to County roads at the time of construction, with such road to be located within the 60 feet wide easements established by Peterson and Donovan in favor of Park County over their respective properties. Upon its completion, Park County shall accept the road as a dedicated county public road. Copies of the Peterson and Donovan easements are attached to this Agreement as Exhibits 1 and 2 and incorporated by reference. A map showing the course of the road is attached to this Agreement as Exhibit 3 and incorporated by reference.

2. AREA INITIALLY SUBJECT TO THIS CIF: Any portion of the W 1/2 and NE 1/4 of Section 2, Township 2 South, Range 9 East, PMM, Park County, MT, and any portion of Section 11, Township 2 South, Range 9 East, PMM, Park County, MT, that undergo subdivision, pursuant to Park County Subdivision Regulations, from the date of this Agreement forward is subject to this CIF. (The R-1 zoned NE 1/4 of Section 14, Township 2 South, Range 9 East, PMM, Park County, MT, owned by Petersons is not subject to this CIF because its development will require City of Livingston annexation and a high level of infrastructure.)

3. PAYMENTS INTO CAPITAL IMPROVEMENT FUND AND WAIVER OF RIGHTS TO PROTEST: The seller of any lot created within the area subject to this CIF shall withhold \$2,100 from the sale of each such lot or each dwelling unit on such lot if there is more than one dwelling unit on a lot and deposit such amount into an interest bearing account held by Park County at Security Escrow

of Montana, Inc., in Livingston, MT, until an amount equal to the total estimated cost of this road has been deposited. Such funds will be withdrawn and paid out as set forth herein only when the road has been completed and accepted by Park County as a dedicated county public road. At the closing of the sale of any lot or any dwelling unit on such lot if there is more than one dwelling unit on a lot, the purchaser thereof shall execute a Waiver of Right to Protest, attached to this Agreement as Exhibit 4 and incorporated by reference, which shall waive the any and all rights to protest the formation of any Rural Special Improvement Districts.

4. TOTAL ESTIMATED COST OF ROAD AND MAGNITUDE OF DEVELOPMENT REQUIRED TO ACCRUE TOTAL ESTIMATED COST: According to a budget estimate prepared by Registered Professional Engineer William E. Smith and verified by two road contractors from Livingston, MT, a copy of which is attached to this Agreement as Exhibit 5 and incorporated by reference, the road to be constructed to Park County county road standards within the easement established by Petersons and Donovan is expected to cost \$221,550 to complete. Based on this estimated cost, a payment into the CIF equal to \$2,100 from the sale of each subdivided lot, and one dwelling unit per lot, a total of 106 lots must be sold to pay for the road. Under the zoning currently applicable to the lands subject to this CIF, there are a maximum of 176 possible lots.

4. TIMELINESS OF ROAD CONSTRUCTION: Within a reasonable time after the CIF has accrued a balance of \$221,550, the road construction project shall commence. Road construction shall be completed within the building season after the engineering, surveying, preparation of construction drawings, receipt of all applicable permits, and scheduling of contractors has been completed. The road must be constructed regardless of the number of dwelling units built on the lots subject to this CIF or the traffic level on Meigs Road.

5. SURVEYING, ENGINEERING, DESIGN, AND OVERSIGHT OF ROAD CONSTRUCTION: A Registered Land Surveyor shall survey the road. The road will be designed and inspected during construction by a Registered Professional Engineer in accordance with Park County regulations, and constructed to Park County standards applicable to county roads by reputable and qualified contractors under the oversight of the Registered Professional Engineer. The road must be approved by the Park County Road Superintendent.

6. AUTHORIZATION TO MAKE PAYMENTS FROM CIF: All funds paid

from the CIF upon its maturity shall be authorized jointly by Park County, the Registered Professional Engineer, and the Registered Land Surveyor for this project. No disbursements shall be made from the CIF for partial construction of the road, except as set forth herein.

7. ALL OR NOTHING CONSTRUCTION: In order for the CIF to pay for the costs of the road construction at the maturity of the CIF, the entire road must be surveyed, designed, constructed, inspected, approved, and accepted as a county road as one project, as specified in paragraph 5 above. Delays in construction due to weather, especially in the fall months, and suspension of construction into the next spring will be considered as one continuous project.

8. EARLY CONSTRUCTION OF ROAD: If any owner of land subject to this CIF chooses to construct the road within the established easement prior to maturity of this CIF, all requirements of this Agreement shall apply, including specifically that the road shall be built to Park County standards for dedicated public county roads. However, the road may not cross the boundary between Peterson's land and Donovan's land until this CIF matures and the road construction commences as contemplated herein or until the road is accepted by Park County as a dedicated county public road, whichever is earlier. Upon completion and approval of the road construction as required herein and Park County's acceptance of the road as a dedicated county public road or upon termination of this CIF, payments from the CIF can be made to reimburse the actual documented expenses of road construction of any early constructing owners on a basis pro-rated to the distance of road built by such early constructing owner. Park County shall be entitled to construct the road or to complete construction of the road within the established easement at any time and would then be entitled to all accrued and subsequently accruing monies in the CIF subject to any reimbursements to early constructing owners.

9. SUNSET CLAUSE: If \$221,550 has not accrued in this CIF by December 31, 2010, Park County must determine the potential benefit to the community by terminating or continuing this CIF. If Park County continues this CIF, Park County must set a date by which this CIF must reach maturity or be terminated. In the event this CIF is terminated, the funds on deposit in this CIF must be used first to reimburse early constructing lot owners as set forth above, and then for road improvements serving lots subject to this CIF in direct proportion to the amount paid into this CIF by those lots. Any funds remaining after these

improvements have been completed must be used to improve subdivision roads serving lots that have been sold and developed within the area subject to this CIF.

10. This Agreement is binding upon and inures to the benefit of Petersons' and Donovan's heirs, successors, and assigns.

IN WITNESS WHEREOF, the undersigned have hereby executed this agreement this 11<sup>th</sup> day of January, 2000.

Wayne Peterson  
WAYNE PETERSON

Rosalene O. Peterson  
ROSALENE O. PETERSON

Diann Marie Floth  
DIANN MARIE FLOTH

Janet Kay Peterson  
JANET KAY PETERSON

Charles R. Donovan  
CHARLES R. DONOVAN

Dan B. Gutebier  
DAN B. GUTEBIER, CHAIRMAN

Terry Sarrazin  
TERRY SARRAZIN

Jim Hunt  
JIM HUNT

Danise Nelson  
Attest: Clerk and Recorder

STATE OF MONTANA )  
: ss.  
County of Park )

This instrument was acknowledged to before me this 1 day of January, 2000, DAN B. GUTEBIER, CHAIRMAN, TERRY SARRAZIN, and JIM HUNT, as County Commissioners of Park County, Montana.

( S E A L )

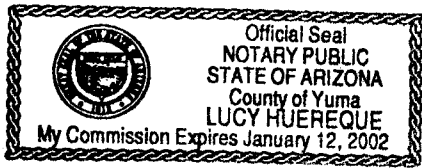
Danise Nelson  
Notary Public for the State of Montana  
Residing at Livingston, Montana  
My commission expires 12-10-2002

STATE OF AZ )  
: ss.  
County of YUMA )

This instrument was acknowledged to before me this 11<sup>th</sup> day of January, 2000, by WAYNE PETERSON and ROSALENE O. PETERSON.

( S E A L )

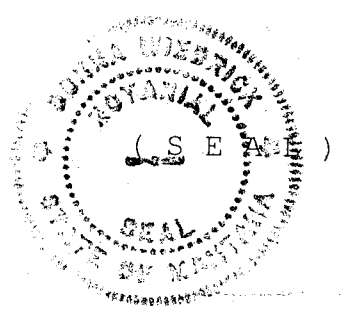
Lucy Huereque  
Notary Public for the State of AZ  
Residing at Yuma  
My commission expires 11/12/2002





STATE OF MT )  
 : ss.  
County of Yellowstone

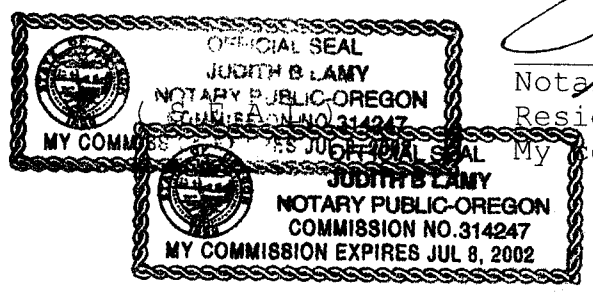
This instrument was acknowledged to before me this 13 day  
of Jan, 2000, by DIANN MARIE FLOTH.



Diana Wierick  
Notary Public for the State of MT  
Residing at Billings  
My commission expires 11-21-2001

STATE OF OREGON )  
 : ss.  
County of MULTNOMAH

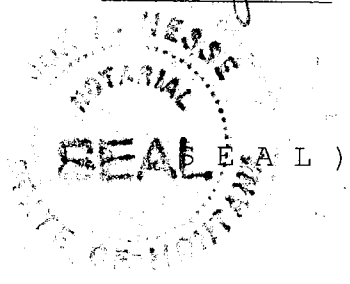
This instrument was acknowledged to before me this 12 day  
of JANUARY, 2000, by JANET KAY PETERSON.



Judith B. Lamy  
Notary Public for the State of OREGON  
Residing at 3410 SW VISTA DR.  
My commission expires 7-8-02

STATE OF MONTANA )  
 : ss.  
County of Park )

This instrument was acknowledged to before me this 18<sup>th</sup> day  
of January, 2000, by CHARLES R. DONOVAN.



Charles R. Donovan  
Notary Public for the State of Montana  
Residing at Livingston, Montana  
My commission expires 2/25/03

RIGHT-OF-WAY EASEMENT FOR DEDICATED COUNTY ROAD

Grantors: WAYNE PETERSON  
ROSALENE O. PETERSON  
DIANN MARIE FLOTH  
JANET KAY PETERSON  
5 Prairie Dr.  
Livingston, MT 59047

Grantee: PARK COUNTY, a political subdivision  
of the STATE OF MONTANA  
414 E. Callender St.  
Livingston, MT 59047

Pursuant to Montana Code Annotated Section 7-14-2107, and for a valuable consideration, the receipt and adequacy of which is acknowledged, Grantors grant to Grantee a perpetual, non-exclusive, 60 foot wide right-of-way (for ingress and egress) and public utility (for electrical power lines, telephone lines, sewer lines, and water lines) easement, together with the right to construct and maintain the same, over and under the Park County, MT, real property of Grantors described as follows:

A 60 foot wide strip of land extending 30 feet on both sides of the centerline as depicted and described in Exhibit "A" attached hereto and which centerline is located in Lot 3 of Subdivision No. 252 (in the NE 1/4 of Section 14, Township 2 South, Range 9 East, PMM) and located in Section 11, less those lands described and contained in Certificates of Survey Nos. 1213, 1279, 1283, and 1310 (in Township 2 South, Range 9 East, PMM), all according to the plats thereof on file and of record in the office of the Clerk and Recorder of Park County, MT.

**NO PUBLIC USE OF THE EASEMENT HEREIN GRANTED IS OR SHALL BE ALLOWED UNTIL THE GRANTEE ACCEPTS THE ROAD TO BE CONSTRUCTED WITHIN THE EASEMENT HEREIN GRANTED AS A DEDICATED COUNTY PUBLIC ROAD.**

Dated Jan 11 00, 2000.

Grantors:  
Wayne Peterson  
Rosalene O. Peterson

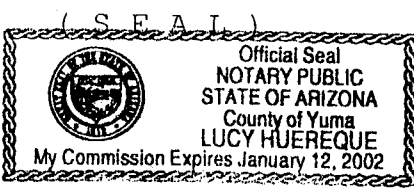
**EXHIBIT 1**

[Signature]  
Ganette Peterson

STATE OF AZ )  
 : ss.  
County of Yuma )

This instrument was acknowledged to before me this 11<sup>th</sup> day of January, 2000, by WAYNE PETERSON and ROSALENE O. PETERSON.

[Signature]  
Notary Public for the State of AZ  
Residing at YUMA  
My commission expires 1/12/2002



STATE OF MT )  
 : ss.  
County of Yellowstone )

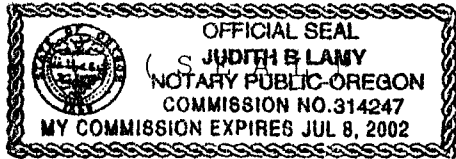
This instrument was acknowledged to before me this 13 day of Dec, 2000, by DIANN MARIE FLOTH.

[Signature]  
Notary Public for the State of MT  
Residing at D. H. Ave  
My commission expires 11-27-2001

( S E A L )

STATE OF OREGON )  
 : ss.  
County of MULTNOMAH

This instrument was acknowledged to before me this 12 day  
of JANUARY, 2000, by JANET KAY PETERSON.



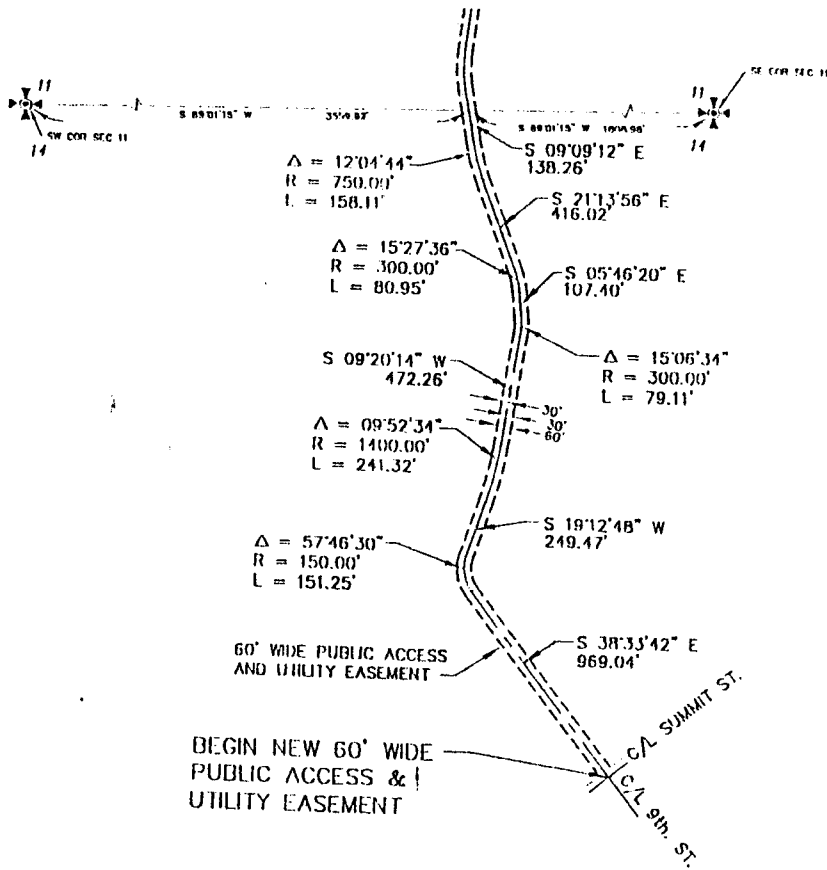
Judith B. Lamy  
Notary Public for the State of OREGON  
Residing at 3410 SW VISTA DR., PORTLAND, OR  
My commission expires 7-8-02

# EXHIBIT "A"

A 60' WIDE PUBLIC ACCESS AND UTILITY EASEMENT SITUATED IN SECTION 14, T.2S., R.9E., P.M.M., PARK COUNTY, MONTANA, AND THE CENTERLINE OF SAID EASEMENT BEING FURTHER DESCRIBED BY EXHIBIT BELOW



Scale: 1" = 600'



GASTON ENGINEERING  
SURVEYING & SOILS TESTING

SHEET 3 OF 3  
97-57X.DWG

**G<sup>2</sup>**

CONSULTING ENGINEERS  
LAND SURVEYORS  
SOILS TESTING

P.O. BOX 961  
BOZEMAN, MT 59713  
(406) 598-0588 FAX 598-0598

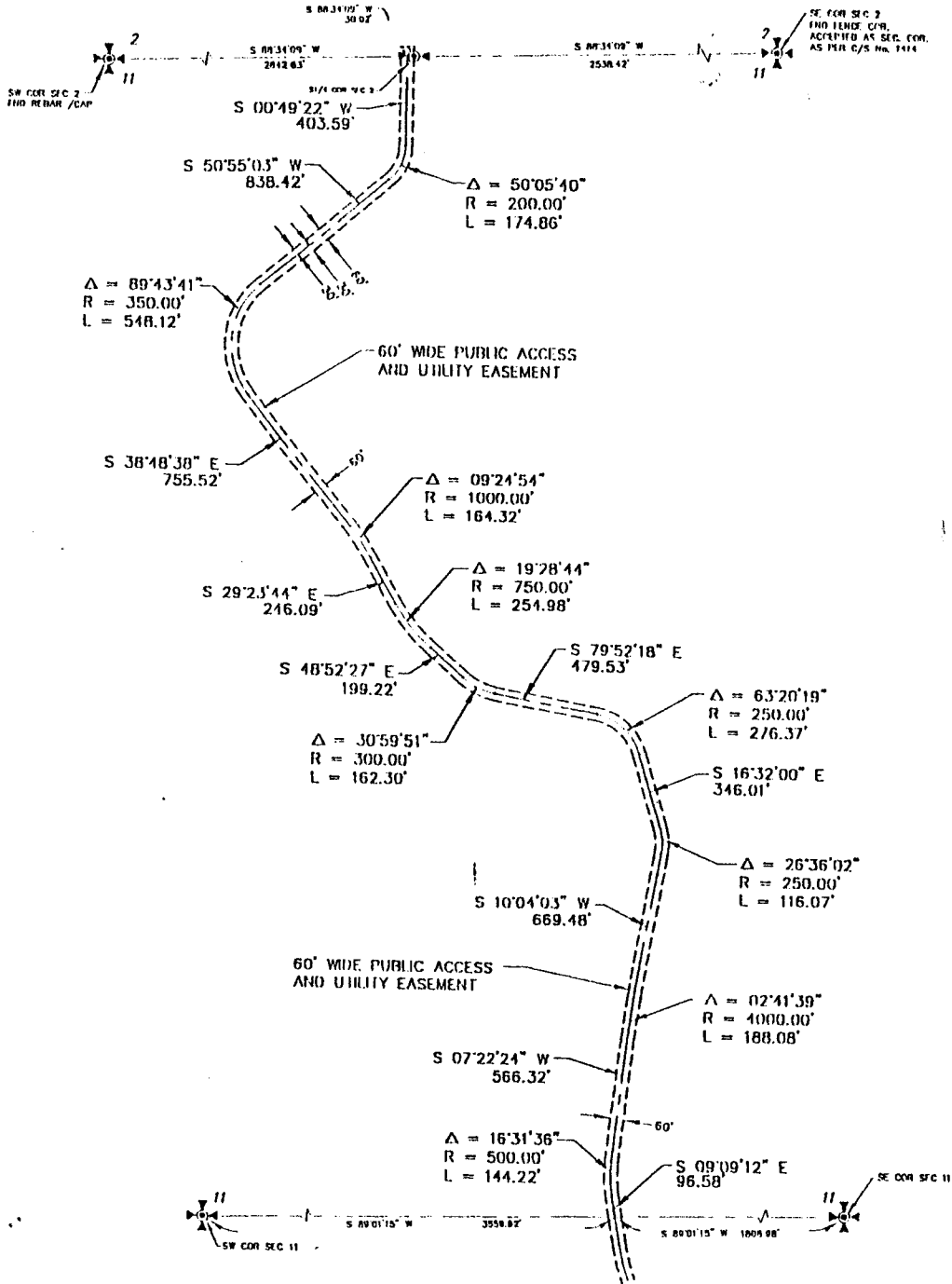
# EXHIBIT "A"

A 60' WIDE PUBLIC ACCESS AND UTILITY EASEMENT SITUATED IN SECTION 11, T.2S., R.9E., P.M.M., PARK COUNTY, MONTANA, AND THE CENTERLINE OF SAID EASEMENT BEING FURTHER DESCRIBED BY EXHIBIT BELOW



SLE SHEET 1 OF 3

Scale: 1" = 600'



SEE SHEET 3 OF 3

RIGHT-OF-WAY EASEMENT FOR DEDICATED COUNTY ROAD

Grantors: CHARLES R. DONOVAN  
602 Robin Lane  
Livingston, MT 59047

Grantee: PARK COUNTY, a political subdivision  
of the STATE OF MONTANA  
414 E. Callender St.  
Livingston, MT 59047

Pursuant to Montana Code Annotated Section 7-14-2107, and for a valuable consideration, the receipt and adequacy of which is acknowledged, Grantors grant to Grantee a perpetual, non-exclusive, 60 foot wide right-of-way (for ingress and egress) and public utility (for electrical power lines, telephone lines, sewer lines, and water lines) easement, together with the right to maintain the same, over and under the Park County, MT, real property of Grantors described as follows:

A 60 foot wide strip of land extending 30 feet on both sides of the centerline as depicted and described in Exhibit "A" attached hereto and which centerline is located in the W 1/2 and NE 1/4 of Section 2, Township 2 South, Range 9 East, PMM, Park County, Montana.

Dated JAN 18, 2000

Grantors:

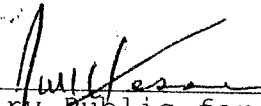
Charles R. Donovan

EXHIBIT 2

STATE OF MONTANA )  
: ss.  
County of Park )

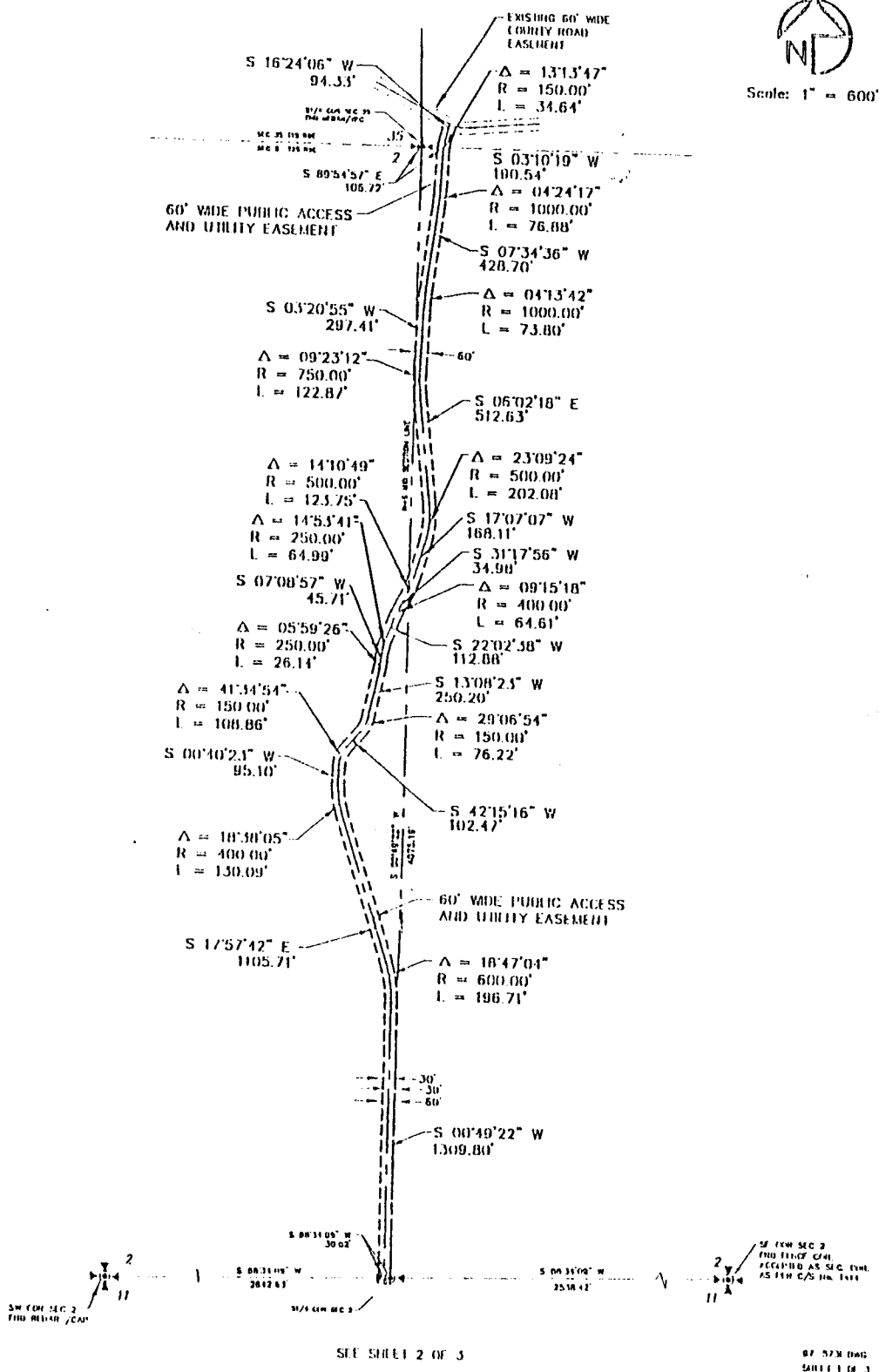
On January 18, 2000, the persons named as Grantors and whose names are subscribed to this grant of easement appeared before me and acknowledged to me that they executed this grant of easement.

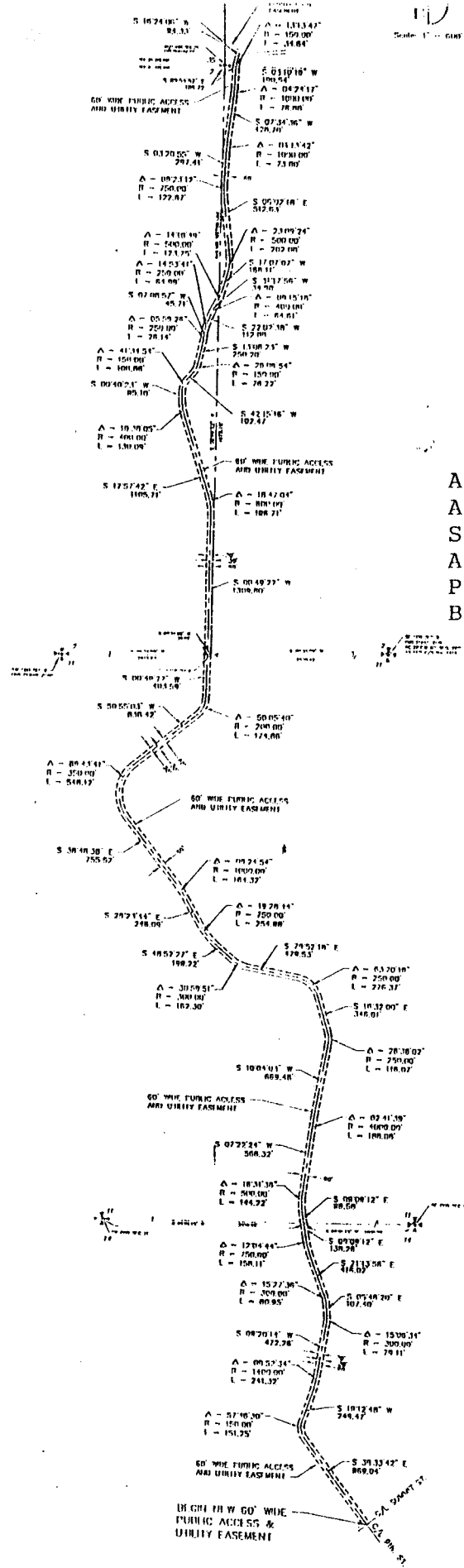
(NOTARIAL SEAL)

  
\_\_\_\_\_  
Notary Public for MT  
Residing at Livingston, MT  
My commission expires: 2/23/03



A 60' WIDE PUBLIC ACCESS AND UTILITY EASEMENT SITUATED IN SECTION 2, T.2S., R.9E., AND IN SECTION 35, T.1S., R.9E., P.M.M., PARK COUNTY, MONTANA, AND THE CENTERLINE OF SAID EASEMENT BEING FURTHER DESCRIBED BY EXHIBIT BELOW





A 60' wide PUBLIC ACCESS AND UTILITY EASEMENT SITUATED IN SECTIONS 2, 11, AND 14, T. 2 S., R. 9 E., P.M.M., PARK COUNTY, MONTANA, BEING FURTHER DESCRIBED BY THIS EXHIBIT.

**EXHIBIT 3**

WAIVER OF RIGHTS TO PROTEST

FOR VALUABLE CONSIDERATION, the undersigned, being the PURCHASERS of the hereinafter described Park County, MT, real property, hereby waive the right to protest the formation of one or more Rural Special Improvement Districts for the following purposes, or any of them:

Dedication to the public and maintenance of a future access road to be constructed within the established easement across all or a portion of Sections 2, 11, and 14 in Township 2 South, Range 9 East, PMM, Park County, MT, and the construction and maintenance of traffic control devices, curbs and gutters, drive approaches, streets, alleys, sidewalks, parks, street lights, street light energy, street light maintenance, survey monuments, water mains, sanitary sewer mains, and storm water control measures either within or without the area to provide drainage for runoff water from the real property hereinafter described, and other improvements which Park County may require.

This Waiver is: independent from all other agreements; supported by sufficient independent consideration to which the undersigned are parties; shall run with the land; shall be binding upon the undersigned and their successors and assigns; and shall be recorded in the office of the County Clerk and Recorder of Park County, MT.

The real property herein mentioned is more particularly described as:

Lot(s) \_\_\_\_\_ of Subdivision Plat No. \_\_\_\_\_, located in the \_\_\_\_\_ 1/\_\_\_\_ of Section \_\_\_\_\_, Township 2 South, Range 9 East, PMM, Park County, MT, according to the official plat thereof on file in th eoffice of the Clerk and Recorder of Park County, MT.

This Waiver is signed and dated the \_\_\_\_\_ day of \_\_\_\_\_,

Purchasers:

STATE OF MONTANA )  
 :SS  
County of Park )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned, a Notary Public for the State of Montana, personally appeared \_\_\_\_\_ known to me to be the person(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he or she (they) executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

( S E A L )

\_\_\_\_\_  
Notary Public for the State of Montana.  
Residing at \_\_\_\_\_, Montana.  
My Commission Expires: \_\_\_\_\_.

**ESTIMATED COST TO CONSTRUCT DEDICATED ROAD  
WITHIN PETERSON/DONOVAN EASEMENT  
TO PARK COUNTY SUBDIVISION STANDARDS**

Prepared by: William E. Smith, P.E.

*William E. Smith*  
*Clayton B. Baker*

Introduction:

The following estimate was prepared to establish a basis for creating a Capital Improvements Fund to pay for the engineering, surveying and construction of a road to Park County Subdivision and Road Standards. It is assumed that acceptable road base and additional fill material will be available from property owned by Charles Donovan within one mile of the road construction. The road will be constructed within the easement through Wayne Peterson's and Chuck Donovan's properties north and west of Livingston upon maturity of the Capital Improvements Fund.

1. Initial site preparation: strip and stock pile topsoil, cut and fill excavation	100 hours @ \$100/hr.	\$10,000
2. Erect and maintain erosion control barriers throughout construction:		
Labor:	100 hours @ \$20/hr.	\$2,000
Materials:		\$2,000
3. Place culverts:		
Labor:	8 culverts @ \$250/each =	\$2,000
Materials:	7 each @ 18"	\$2,300
1 each @36"	Lump sum	\$2,400
4. Pit run gravel base (12 inches deep):		
Material: 13,200 l.ft x 30 ft wide =	15,000 c.y. @ \$1.50 =	\$22,500
Loader to fill trucks	80 hours @ \$100/ hr =	\$8,000
Belly dump trailer hauling: 0.5 hr/load x 490 loads @ \$65/hr =		\$16,000
Spread and compact gravel base	60 hours @ \$100 =	\$6,000
5. Finish road surface gravel (3 inches deep):		
Material (delivered)		
13,200 l.ft x 24 ft wide =	3000 c.y. @ \$9.00/c.y. =	\$27,000
Grader to spread and finish	70 hrs @ \$70/hr =	\$5,000
6. Cattle fencing along full length of both sides of road:	5.5 miles @ \$4,000/mi. =	\$22,000
7. Reclamation of disturbed areas beyond road shoulders (7.5 acres):		
spread topsoil, finish grading and prepare	40 hours @ \$100/hr. =	\$4,000
Seeding and fertilizing (mat'l/labor)	7.5 ac @ \$100/ac =	\$750
Weed spraying	60 hours @ \$50/hr. =	\$3,000
Maintaining erosion control measures	40 hours @ \$20/hr =	\$800
Material: (mulch, erosion control barriers, herbicide, etc.)		\$4,000
8. Signage: (stop and info signs, delineator posts, etc.)		\$2,500
9. Project design, layout, management and administration:		
construction surveying layout, preparation of final map, etc.		\$8,000
design engineering and drawings, inspections, coordination, etc.		\$8,000
10. Sub-total		\$158,250
11. 40% Contingency		\$63,300
12. Total Estimated Cost		\$221,550

**EXHIBIT 5**

**ESTIMATED COST TO CONSTRUCT DEDICATED ROAD  
WITHIN PETERSON/DONOVAN EASEMENT  
TO PARK COUNTY SUBDIVISION STANDARDS**

Prepared by: William E. Smith, P.E.

**Introduction:**

The following estimate was prepared to establish a basis for creating a Capital Improvements Fund to pay for the engineering, surveying and construction of a road to Park County Subdivision and Road Standards. The road will be constructed within the easement through Wayne Peterson's and Chuck Donovan's properties north and west of Livingston upon maturity of the Capital Improvements Fund.

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Materials:		\$2,000
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Materials:	7 each @ 18"	\$2,300
1 each @ 36"	Lump sum	\$2,400
4. Fill run gravel base (12 inches deep):		
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Spread and compact gravel base	60 hours @ \$100 =	\$6,000
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13,200 l.ft. x 24 ft wide =	3000 c.y. @ \$9.00/c.y. =	\$27,000
Grader to spread and finish	70 hrs @ \$70/hr =	\$5,000
6. Fencing	5.5 miles @ 4000/mile =	22000
7. Reclamation of disturbed areas beyond road shoulders (7.5 acres):		
spread topsoil, finish grading and prepare	40 hours @ \$100/hr. =	\$4,000
Seeding and fertilizing (mat'l/labor)	7.5 ac @ \$100/ac =	\$750
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construction surveying layout, preparation of final map, etc.		\$8,000
design engineering and drawings, inspections, coordination, etc.		\$8,000
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11. 40% Contingency		63,300
12. Total Estimated Cost		\$221,550
		\$17,500

*Business Reasonable Close To me  
William E. Smith*

**ESTIMATED COST TO CONSTRUCT DEDICATED ROAD  
WITHIN PETERSON/DONOVAN EASEMENT  
TO PARK COUNTY SUBDIVISION STANDARDS**

Prepared by: William E. Smith, P.E.

*William E. Smith*  
*Clyde B. Baker*

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9. Project design, layout, management and administration:		
construction surveying layout, preparation of final map, etc.		\$8,000
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10. Sub-total		\$158,250
11. 40% Contingency		\$63,300
12. Total Estimated Cost		\$221,550

**EXHIBIT 5**

**ESTIMATED COST TO CONSTRUCT DEDICATED ROAD  
WITHIN PETERSON/DONOVAN EASEMENT  
TO PARK COUNTY SUBDIVISION STANDARDS**

Prepared by: William E. Smith, P.E.

**Introduction:**

The following estimate was prepared to establish a basis for creating a Capital Improvements Fund to pay for the engineering, surveying and construction of a road to Park County Subdivision and Road Standards. The road will be constructed within the easement through Wayne Peterson's and Chuck Donovan's properties north and west of Livingston upon maturity of the Capital Improvements Fund.

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construction surveying layout, preparation of final map, etc.		\$8,000
design engineering and drawings, inspections, coordination, etc.		\$8,000
10. Sub-total		\$150,250
11. 40% Contingency		63,300
12. Total Estimated Cost		\$221,550

*Seems Reasonable close to cost*

*William E. Smith*

\$17.50M



COUNTY ROAD MAINTENANCE DISTRICT

GENERAL: The Board of County Commissioners is authorized and empowered to order and create county road maintenance districts whenever the public interest or convenience may require according to the provisions of Section 7-12-4102 02, M.C.A. A district may be created for the sole purpose of maintaining an existing road or improvement according to the provisions of Section 7-12-4102(2)(j), M.C.A..

PURPOSE OF DISTRICT: The purpose of this County Road Maintenance District is to provide funds for ongoing maintenance of the road to be constructed within the easement described and depicted on the attached map and dedicated to and accepted by Park County. This County Road Maintenance District will not go into effect unless and until the road described below has been constructed to Park County subdivision road standards, approved by the Park County road superintendent, dedicated to Park County as a public road, and accepted by the Park County Commissioners as a public road.

DESCRIPTION OF THE ROAD TO BE MAINTAINED UNDER THIS DISTRICT: The road to be maintained under this district shall be constructed within the 60 foot wide public road easement located in Sections 2, 11 and 14 (north half) of Township 2 South, Range 9 East PMM, Park County, MT. The easement and road shall connect into Ninth Street on the south end and Meigs Road on the north end.

DISTRICT BOUNDARIES: The boundaries of the maintenance district shall be defined on the attached map.

LEGAL DESCRIPTION OF DISTRICT: The land north and west of Livingston located in the W ½ and NE 1/4 of Section 2 and all of Section 11 in Township 2 South, Range 9 East, PMM, Park County, MT.

DESCRIPTION OF LAND EXCLUDED FROM DISTRICT: The NE 1/4 of Section 14 in Township 2 South, Range 9 East PMM.

PROPERTIES WITHIN THESE BOUNDARIES SUBJECT TO MAINTENANCE COSTS: All land within the district boundaries which become legally subdivided in accordance with Park County Subdivision Regulations shall be responsible to pay into the County Road Maintenance District.

DESCRIPTION OF ANNUAL MAINTENANCE ACTIVITIES TO BE PERFORMED: Maintenance to be performed by the Park County Road Department shall include routine grading during the spring, summer, and fall to eliminate wash boarding and potholes, placing additional gravel when required (approximately every 3 to 4 years), and snow

plowing approximately 7 to 10 times per year due to winter snow storms. The cost for this maintenance activity is estimated not to exceed \$2,000.00 per mile of road, for a total annual cost of \$5,000.00.

State of Montana)

ss.

County of Park )

Filed for record this 17 day of February  
2000 at 3:02 o'clock P. M. Recorded in  
Roll 146, pages 319-342. Fee 144.00

Donna Nelson by \_\_\_\_\_  
County Clerk and Recorder Deputy

Doc # 280940

*Returned*  
*Chuck Donovan*  
*602 River Lane*  
*Summit Mt*  
*59047*

PARK COUNTY CLERK  
OF DISTRICT COURT  
JUNY LITTLE

2017 SEP 28 PM 1 35

FILED  
BY MARY EPLEY  
DEPUTY

MONTANA SIXTH JUDICIAL DISTRICT COURT, PARK COUNTY

WILLIAM MUHLENFELD, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 WELLS FARGO OF MONTANA, )  
 LIVINGSTON COMMUNITY HOSPITAL )  
 ASSOCIATION, d/b/a LIVINGSTON )  
 MEMORIAL HOSPITAL, PRAIRIE )  
 DRIVE SUBDIVISION HOMEOWNERS )  
 ASSOCIATION, PARK COUNTY, )  
 MONTANA )  
 )  
 Defendants. )

Cause No. DV 2017-21

**ORDER QUIETING TITLE**

The Court having reviewed the file in this matter and upon motion of the plaintiff, William Muhlenfeld, IT IS ORDERED, ADJUDGED AND DECREED:

That the defendant, Wells Fargo of Montana's default was entered on June 26, 2017 for its failure to plea or otherwise defend and now the Court ORDERS that any claim, right or easement which Wells Fargo of Montana had to the property described as Lot 3, Subdivision Plat 253, records of Park County, Montana, is hereby null and void and of no further effect and is hereby quieted in the name of William Muhlenfeld.

2. That the defendant, Prairie Drive Subdivision Homeowners Association's default was entered on July 12, 2017 for its failure to plea or otherwise defend and now the Court ORDERS that any claim, right or easement which Prairie Drive Subdivision Homeowners Association had to the property described as Lot 3, Subdivision Plat 253, records of Park County, Montana, is hereby null and void and of no further effect and is hereby quieted in the name of William Muhlenfeld.

3. That the defendant, Livingston Community Hospital Association, d/b/a Livingston Memorial Hospital's, default was entered on July 13, 2017 for its failure to plea or otherwise defend and now the Court ORDERS that any claim, right or easement which Livingston Community Hospital Association, d/b/a Livingston Memorial Hospital had to the property described as Lot 3, Subdivision Plat 253, records of Park County, Montana, is hereby null and void and of no further effect and is hereby quieted in the name of William Muhlenfeld.

4. That plaintiff, William Muhlefeld owns in fee simple and is entitled to the quiet, peaceful possession of Lot 3, Subdivision Plat 253, as described in the records of Park County, Montana;

5. That plaintiff's title to said real property is hereby forever quieted against any and all claims or demands of these defendants and any persons claiming under them to any estate, right, title, lien or interest to said property;

6. That these defendants and any persons claiming under them are permanently enjoined and restrained from asserting any claim or interest in or to said real property or any part thereof.

Let judgment enter accordingly.

DATED this 28<sup>th</sup> day of September, 2017.

ORIGINAL SIGNED BY  
HON. BRENDA R. GILBERT.

HON. BRENDA R. GILBERT, District Judge

CERTIFICATE

STATE OF MONTANA }  
DISTRICT JUDICIAL PRECINCT } ss.  
COUNTY OF PARK

I hereby certify that this sheet and enclosed exhibits identified by Impression Official Seal are each and all true and correct copies of documents filed in my Office.

DV Case No.

17-21

I witness my hand and official seal this 29 day of Nov, 2017

JUNE LITTLE  
Clerk of District Court for  
Park County, Montana

*Molly Basaldua*



cc: Karl Knuchel  
Shannan Piccolo

401328 Fee: \$21.00 Page(s): 3  
Park County, MT Recorded 11/29/2017 At 4:08 PM  
Maritza H Reddington, Clk & Rcdr By LS PS Return To:  
KARL KNUCHEL, PC PO BOX 953  
LIVINGSTON, MT 59047

**REQUEST TO ANNEX COUNTY ROAD INTO THE CITY OF LIVINGSTON**

COMES NOW, Park County, Montana, a political subdivision of the State of Montana, by and through its duly elected Board of County Commissioners, pursuant to Section 7-2-4403, MCA, and requests the City of Livingston, Montana, a municipal corporation and political subdivision of the State of Montana, to annex a county road located in Section 14, T.2S, R.9E, P.M.M. and as described by the easement attached hereto and incorporated herein by this reference as though fully set forth herein. This request is only for the portion of the county road described in the attached easement which lies within the boundaries of the City of Livingston.

Dated this 14 day of November, 2017.

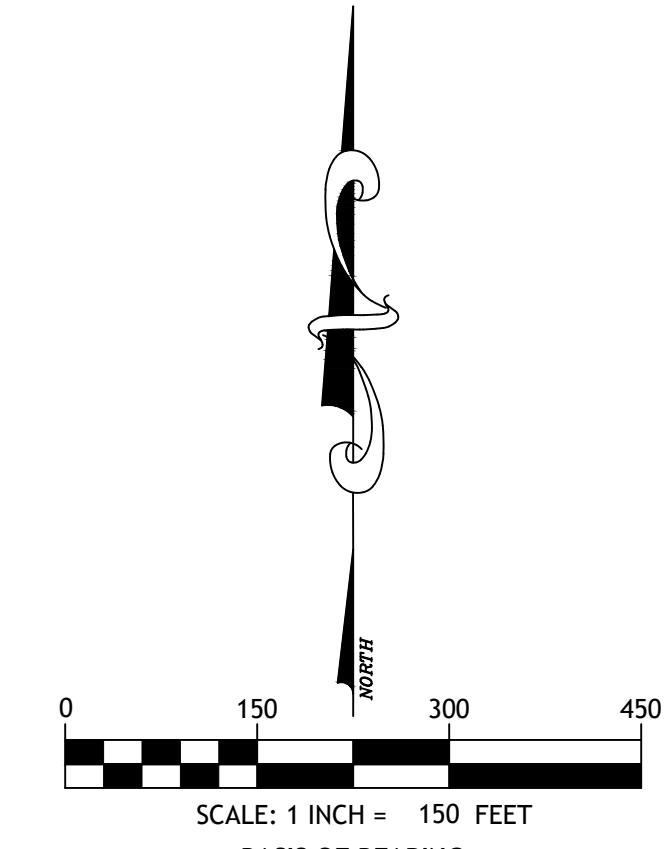
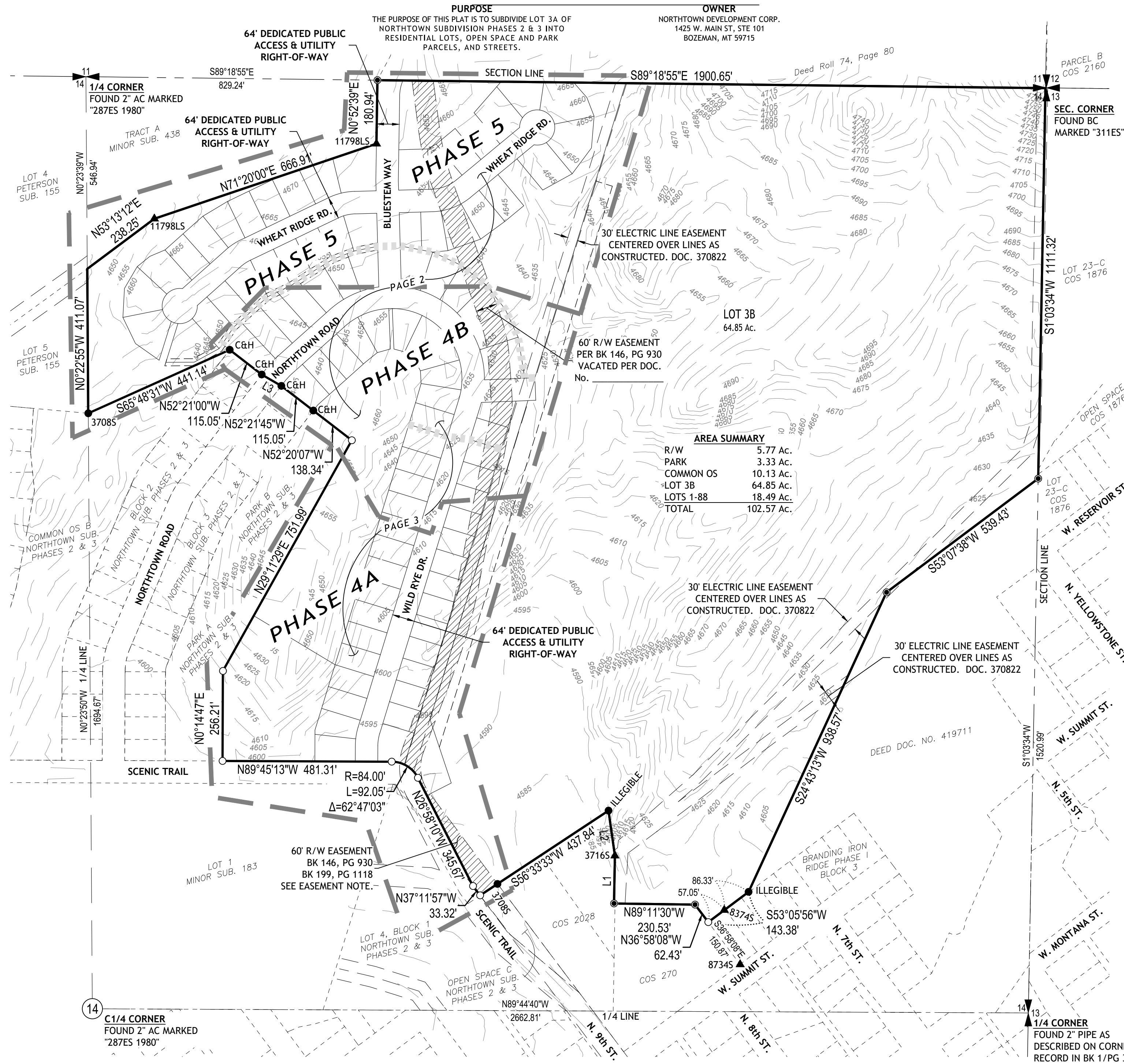
BOARD OF COUNTY COMMISSIONERS  
OF PARK COUNTY, MONTANA



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# PRELIMINARY PLAT OF NORTHTOWN SUBDIVISION PHASES 4A, 4B, & 5

## BEING LOT 3A OF NORTHTOWN SUBDIVISION PHASES 2 & 3 IN THE NE1/4 SECTION 14, TOWNSHIP 2 SOUTH, RANGE 9 EAST, PRINCIPAL MERIDIAN, CITY OF LIVINGSTON, PARK COUNTY, MONTANA



**BASIS OF BEARING**  
BEARINGS SHOWN ARE MONTANA STATE PLANE GRID, DERIVED FROM GPS OBSERVATIONS WITH SURVEY-GRADE RECEIVERS AND REFERENCED TO THE MONTANA COORDINATE SYSTEM, SINGLE ZONE, NAD83-2011.

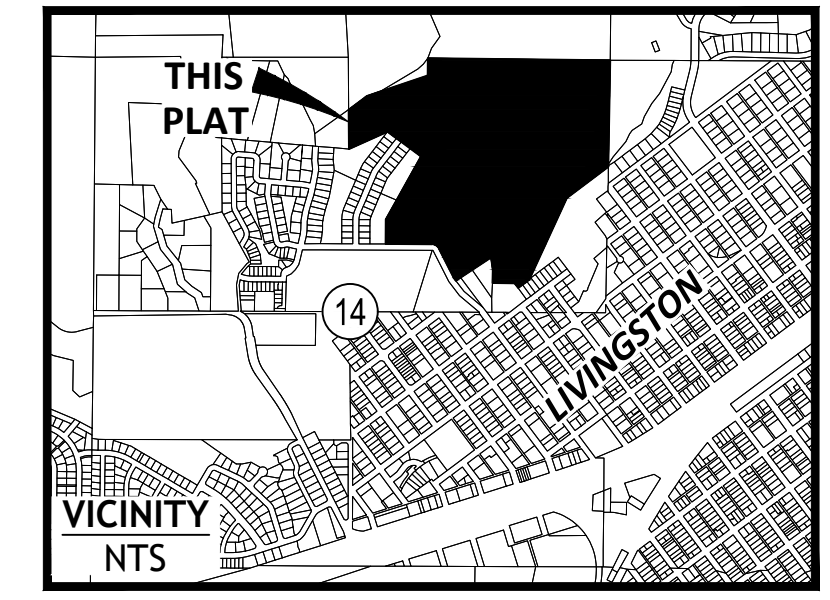
DISTANCES SHOWN ARE GROUND, INTERNATIONAL FEET.

- LEGEND**
- ▲ SET REBAR W/ AC MARKED "32875 L"
  - △ FOUND REBAR W/ AC MARKED AS NOTED
  - SET NAIL W/ WASHER/TAG MARKED "32875 L"
  - FOUND UNMARKED REBAR, NO CAP
  - SET REBAR W/ YELLOW CAP MARKED "32875 L"
  - FOUND REBAR W/ YELLOW CAP MARKED AS NOTED
  - ✚ FOUND PUBLIC LAND SURVEY SYSTEM CORNER AS NOTED
- AC ALUMINUM CAP  
BC BRASS CAP  
WC WITNESS CORNER  
RB RADIAL BEARING  
R/W RIGHT-OF-WAY  
PUE PUBLIC UTILITY EASEMENT  
PDE PUBLIC DRAINAGE EASEMENT  
PCR RECORDS OF THE PARK COUNTY RECORDER  
NS2&3 PLAT OF NORTHTOWN SUBDIVISION PHASES 2 & 3, Doc. No. 419538  
OS OPEN SPACE  
(R1) RECORD DIMENSION PER  
(C) CALCULATED DIMENSION
- SURVEYED BOUNDARY  
— SURVEYED LOT LINE  
— EXISTING LOT LINE  
- - - PROPOSED EASEMENT  
- - - EXISTING EASEMENT  
— SECTION LINE  
- - - 1/4 LINE  
- - - R/W CENTERLINE  
- - - TIE LINE

**PREVIOUS RECORD DIMENSION NOTE**  
PLEASE REFER TO THE FINAL PLAT OF NORTHTOWN SUBDIVISION, PHASES 2 AND 3 FOR PREVIOUS RECORD DIMENSIONS TO SATISFY ARM 24.183.1104(1)(D)(XII).

LINE	LENGTH	BEARING
L1	135.90'	N01°02'43"E
L2	129.63'	N08°05'19"W
L3	64.55'	N69°50'25"W

**CERTIFICATE OF SURVEYOR**  
I, Ryan J. Dee, Professional Land Surveyor, do hereby certify that Northtown Subdivision Phases 4A, 4B, & 5 was surveyed under my direct supervision, and that I have platted the same as shown on the accompanying plat and as described in accordance with the provisions of the Montana Subdivision and Platting Act, Sections 76-3-101 through 76-3-625, M.C.A., and the City of Livingston Subdivision Regulations.  
Dated this \_\_\_\_ day of \_\_\_\_\_, 2022.



**CERTIFICATE OF CONSENT**  
We, the undersigned property owner, hereby certify that we have caused to be surveyed, subdivided, and platted into lots, blocks, parks, open space parcels, streets and alleys, and other divisions of land as shown by the plat hereunto included, the following described parcel of land:  
Lot 3A of Northtown Subdivision Phases 2 & 3 in the NE1/4 Section 14, Township 2 South, Range 9 East, Principal Meridian, City of Livingston, Park County, Montana.  
Said parcel of land being 102.57 acres, along with and subject to any existing easements.

The above described parcel of land shall be known and designated Northtown Subdivision Phases 4A, 4B, & 5, Park County, Montana; and the lands included in all streets, avenues, alleys, and parks of other public lands shown on said plat are hereby granted and donated to the City of Livingston, for the public use and enjoyment.

**GRANT OF EASEMENTS**  
The undersigned hereby grants unto each and every person, firm, or corporation, whether public or private, providing or offering to provide telephone, electric power, gas, internet, cable television, or other similar utility or service the right to joint use of easements for construction, maintenance, repair, and removal of their lines and other facilities in, over, under, and across each area designated on this plat as "Utility Easement" to have and to hold forever.

**WAIVER OF RIGHT TO PROTEST**  
We, the undersigned property owner of this subdivision, hereby waive the right to protest creation of Special Improvement Districts for all lots within this subdivision, for Special Improvement Districts for public improvements to the Livingston west-end underpass and Front Street extension projects. In doing so, we do not waive the right to comment on, protest, and/or appeal any assessment formula which may be proposed if we believe it to be inequitable. This waiver shall be binding on the heirs, assigns, and purchasers of all lots within this subdivision.  
DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

Northtown Development Corp.  
William Muhlenfeld, President

STATE OF MONTANA )  
COUNTY OF PARK )

This instrument was signed or acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 2022, by William Muhlenfeld, President of Northtown Development Corp..

Notary Public for the State of Montana

**CONSENT OF MORTGAGEE**  
We, the undersigned mortgagees or encumbrances, hereby join in and consent to this plat, releasing our respective liens, claims, or encumbrances to any portion of said lands now being platted into streets, avenues, parks, or other public uses which are dedicate to the City of Livingston for the public use and enjoyment.  
DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

Printed Name \_\_\_\_\_  
Title \_\_\_\_\_

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )

This instrument was signed or acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 2022, by \_\_\_\_\_ of \_\_\_\_\_.

Notary Public for the State of Montana

**CERTIFICATE OF COMPLETION OF IMPROVEMENTS**  
We, Northtown Development Corp., and I, \_\_\_\_\_, a Professional Engineer licensed to practice in the State of Montana, hereby certify the following improvements, required as conditions of approval of NORTHTOWN SUBDIVISION PHASES 4A, 4B, & 5, have been installed in conformance with the approved plans and specifications, or financially guaranteed and covered by the improvements agreement accompanying this plat. Installed improvements:

Northtown Development Corp. Date \_\_\_\_\_ [Printed Name], PE Date \_\_\_\_\_  
William Muhlenfeld, President MT License No. \_\_\_\_\_

Director of Public Works Date \_\_\_\_\_  
City of Livingston, Montana

**CERTIFICATE OF EXCLUSION FROM MT DEQ REVIEW**  
Northtown Subdivision Phases 4A, 4B, & 5, located in Park County, Montana, is within the City of Livingston, as second class municipality, and within the planning area of the Livingston growth policy adopted pursuant to Sec. 76-1-601, et seq., MCA, and pursuant to Section 76-4-127, MCA, will be provided with adequate storm water drainage and municipal facilities. Therefore, under the provisions of 76-4-125(1)(d), MCA, this subdivision is excluded from the requirements of Montana Department of Environmental Quality review.  
Dated this \_\_\_\_ day of \_\_\_\_\_, 2022.

Director of Public Works, City of Livingston, Montana

**CERTIFICATE OF CITY COMMISSION**  
The City Commission of Livingston, Park County, Montana, hereby certifies that this plat of Northtown Subdivision Phases 4A, 4B, & 5 has been examined and, having found the same to conform to the requirements of the Subdivision and Platting Act, Sec. 76-3-101 through 76-3-625, MCA, and the City of Livingston Subdivision Regulations, approves it and hereby accepts the dedication to public use of any and all lands shown on this plat as being dedicated to such use.  
DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

Chairman of the City Commission  
City of Livingston, Montana

**CERTIFICATE OF COUNTY TREASURER**  
I, Kevin J. Larkin, Treasurer of Park County, Montana, hereby certify that the accompanying plat has been examined and that all real property taxes and special assessments assessed and levied on the land to be subdivided have been paid.  
DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

Treasurer, Park County, Montana

**CERTIFICATE OF CLERK AND RECORDER**  
STATE OF MONTANA )  
COUNTY OF PARK )

I, Maritza H. Reddington, Clerk and Recorder of Park County, Montana, hereby certify that this instrument was filed for record this \_\_\_\_ day of \_\_\_\_\_, 2022, at \_\_\_\_ o'clock, and was assigned Subdivision Plat No. \_\_\_\_\_, Records of Park County.

Clerk & Recorder, Park County, Montana

**HEADWATERS ENGINEERING**

7130 SADDLE MOUNTAIN ROAD  
BOZEMAN, MT 59715  
406.579.6255  
WWW.TRUENORTHSURVEYING.NET

**SUBDIVISION PLAT**

SURVEYOR: RJD  
DRAWN BY: SMR  
LOCATION: LIVINGSTON  
LEGAL: NE1/4 SECTION 14  
DATE: 8/23/2022

SCALE: RJD  
SHEET SIZE: 24"x36"  
PROJECT NUMBER: 22-181.09  
DRAWING NAME: PPlat-Northtown-Plot.dwg  
SHEET 1 OF 3



September 19, 2022

Jim Woodhull  
City of Livingston  
Department of Planning  
220 E. Park St.  
Livingston, MT 59047  
via email: [jwoodhull@livingstonmontana.org](mailto:jwoodhull@livingstonmontana.org)

**Re: Petition to Abandon Potential Road Easement depicted on Book 199, Page 1118**

Dear Mr. Woodhull,

We request the formal abandonment, per MCA 7-14-2107 and 7-14-4114, of the 60-foot-wide right-of-way easement, which is described on Book 146, Page 930, Book 199, Page 1118, and Capital Improvement Fund Agreement described in Roll 146, Page 319, at the Clerk and Recorder's Office in Park County, MT. Although it does not appear that the easement has been officially accepted, nor open, for public use, (in part due to unfulfilled terms in said Roll 146, Page 319), this petition seeks to act as a formal abandonment to clear the title of any encumbrance that may be associated with this easement.

The current property owner, Bill Muhlenfeld, representing Northtown Development Corp., intends to develop Lot 3A of Northtown Subdivision Phases 2 & 3, and has submitted a Preliminary Plat to the City of Livingston to that end. The proposed development is known as Northtown Subdivision Phases 4A, 4B, and 5. The proposed development provides a 64-foot-wide right-of-way, south to north across the property, providing access to the undeveloped lands to the north of the subject property via Wild Rye Dr. and Bluestem Way. The Preliminary Plat (attached) also depicts the subject easement to be abandoned.

If you have any questions or comments, please contact me at 406-570-3676.

Sincerely,

Garrett Schultz, P.E.  
Headwaters Engineering, Inc.

Enclosures:

Easement as depicted on Book 199, Page 1118, Park County Clerk and Recorder  
Roll 146, Page 319  
Order Quieting Title  
Request to Annex County Road into the City of Livingston  
Preliminary Plat Map for Northtown Subdivision Phases 4A, 4B, and 5

Cc: Courtney Lawellin, City Attorney

H:\2025\001\DOCS\Correspondence\COL\Existing Easement Abandonment.docx



**From:** [Steve Caldwell](#)  
**To:** [Courtney Lawellin](#)  
**Cc:** [klassiter@parkcounty.org](mailto:klassiter@parkcounty.org); [Chad Glenn](#); [Deb Pratt](#); [Kristin Bjellahow](#); [Steve Caldwell](#); [Lisa Lowy](#); [Commissioners](#)  
**Subject:** Re: FW: Not a road - Or a road to nowhere  
**Date:** Tuesday, October 25, 2022 1:34:55 PM

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Hi Courtney:

I discussed this with the other commissioners and with our attorney's office, and the consensus seems to be that, given that the county never exercised its option to build a road, the consequent sunset effectively extinguished what was in effect the conditional grant of an easement. The easement also continues to have no current or anticipated functional value to the county as a future road. With the county having no legal or operational interest in asserting a claim to the easement, the COL should be able to proceed with the request for abandonment without objection from the county.

Let me know if you have any additional questions or concerns.

Steve

On Wed, Oct 19, 2022 at 3:03 PM Courtney Lawellin <[clawellin@livingstonmontana.org](mailto:clawellin@livingstonmontana.org)> wrote:

Gentlepersons,

Not sure whose wheelhouse this falls into. So I am sending it to you all.

On page 45 of the Agenda packet linked below is a Resolution and supporting information to abandon any interest the City had/has in an old right of way. The commission tabled Resolution No. 5068, until the November 1<sup>st</sup> meeting “to ask the staff for information from the county regarding the sunset clause, and clarification from the county for the need for a county road north of the property line”.

Cliff notes version: Peterson and Donovan granted to the County, in 2000, a right of way easement for a dedicate county road across sections 11 (pg 69) and 14 (pg 68) in T2SR9E (pg 58-75). The road was to cost approximately \$221,550.00 to build and was to be funded with \$2,100.00 from the sale of each lot to be put in a capital improvement fund held by the county. No public use was allowed until the County accepted the road to be constructed with in the easement granted as a dedicated county public road. (pg 65). There was a 10 year sunset clause that could be extended (pg 61 @ (9)).

The property was annexed into the City in 2008 and the lots were never sold and the Road was never built. The property is owned by Bill Mullenfeld who quieted title against the County in 2017 but not against the City. Pg 52-54. The request from the developer for the City to formally abandon to clear any encumbrance related to the recorded easement is on pg 57.

[MEET-Packet-e43926dea33549568ed12d473fa7eac7.pdf \(usgovcloudapi.net\)](#)

I believe that the sunset and the quiet title probably take care of the easement. And the current owner of the property to the north was not party to the agreement. Additionally access to the North would still exist through Bluestem Way in the preliminary plat on page 56. Please let us know your position on the sunset clause and the County's need for a road north of the property.

Interim City Manager Lowy visited about this with Commissioner Caldwell yesterday.

Sincere Regards,

*Courtney Jo Lawellin*

Courtney Lawellin  
City Attorney  
220 East Park Street  
Livingston. MT 59047  
Phone: (406) 823-6007  
Fax: (406) 222-6823  
Email: [clawellin@livingstonmontana.org](mailto:clawellin@livingstonmontana.org)

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Legal and operational issues with the expired easement in Northtown.

Legal:

The agreement between the property owners and the County that created a conditional easement still technically exists but is unenforceable.

The 2000 agreement was in effect in 2008 when the City annexed the property and the City inherited the portion of the conditional easement that was then in the City. The owner then quieted title in 2017. The Title action did not include the City but all other interests, including any remaining in the County, were extinguished. This leaves the existence of the conditional easement of record and on file with the Clerk and Recorder, as to the City. Since the conditional easement 1) extinguished as a matter of time in 2010, 2) is not in conformity with our Public Works or Planning standards, and 3) would not allow the owner to make the best use of the property, it would be unenforceable. The owner could file another quiet title action against the City to fully and finally extinguish what is left of the conditional easement, and he would prevail, and we would owe him costs of the action.

Operationally:

The road in the plat meets the City's needs.

The proposed roads meet all the standards for planning and public works, and fire has appropriate access. The platted roads are better than the road proposed in the conditional easement as it will be built by the developer to City standards, inclusively, paved, wider, curb and gutter, streetlights etc. The roads in the plat would be city streets and the connectivity to the north, to the private property in the county, still exists, but would only be utilized if an owner developed. Since the conditional easement was quieted as to the county no "road easement" currently exists north of this development. And, any such prospective future development would have to meet county subdivision standards.

**File Attachments for Item:**

**B. RESOLUTION NO. 5072: A RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 181; DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL SEWER IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED IN PART BY THE CITY'S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND.**

**CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE**

I, the undersigned, being the duly qualified and acting recording officer of the City of Livingston, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 181; DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL SEWER IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED IN PART BY THE CITY'S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Commission of the City at a regular meeting on November 15, 2022, and that the meeting was duly held by the City Commission and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Commission Members voted in favor thereof: \_\_\_\_\_;  
voted against the same: \_\_\_\_\_;  
abstained from voting thereon: \_\_\_\_\_;  
or were absent: \_\_\_\_\_.

WITNESS my hand and seal officially this \_\_\_\_\_ day of November, 2022.

\_\_\_\_\_  
Recording Secretary

**RESOLUTION NO. 5072**

**RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT NO. 181; DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL SEWER IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF SPECIAL IMPROVEMENT DISTRICT BONDS SECURED IN PART BY THE CITY’S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND**

BE IT RESOLVED by the City Commission (the “City Commission”) of the City of Livingston, Montana (the “City”), as follows:

Section 1. Background: Proposed Improvements: Intention to Create District.

(a) Background. The City proposes to undertake certain sanitary sewer improvements (the “Improvements”) to benefit specific property located in the City. The District (defined below) is being established by the City for the purpose of funding the costs of the Improvements which will provide sanitary sewer connections for the residents of the Green Acres and Montague subdivisions of the City to the City’s sanitary sewer utility (the “Sewer Utility”). Both of the Green Acres and Montague subdivisions, which contain 159 parcels/properties, were annexed by the City in 2020 and 2021. The Improvements will replace existing individual septic systems, some of which are failing, and provide Sewer Utility connections for undeveloped property in the District and more easily enable future development.

(b) Proposed Improvements. The Improvements, as proposed, consist of the (i) design, construction and equipping of improvements to the City’s Sewer Utility that are more fully described as extending new sewer main from City property near the transfer station to provide City service to the District which includes all capital improvements necessary and related to an operating sewer system, and (ii) related repairs and improvements to the streets in the Green Acres and Montague subdivisions. All Improvements will be constructed to City of Livingston Design and Construction Standards.

(c) Competitive ARPA Grant. Through a competitive process, the City applied for and obtained an ARPA Grant (the “ARPA Grant”) from the State of Montana in the amount of \$2,000,000 which will be applied to the cost of the Improvements. The ARPA Grant will off-set a substantial portion of the costs of the Improvements.

(d) Intention to Create District. It is the intention of the City Commission to create and establish in the City pursuant to Montana Code Annotated, Title 7, Chapter 12, Parts 41 and 42, as amended (collectively the “Act”), special improvement district numbered 181 (the “District”) for the purpose of (i) financing a portion of the costs of the Improvements, and (ii) paying costs incidental thereto, including costs associated with the sale of the Special Improvement District Bonds (the “Bonds”), including (a) funding a deposit to a debt service reserve account, if necessary (the “Reserve Account”), (b) funding a deposit to the City’s Special Improvement District Revolving Fund (the “Revolving Fund”), and (c) the cost of the creation and administration of the District. The total estimated costs of the Improvements, including all incidental costs, but not the costs associated with securing the Bonds and the issuance of the Bonds, determined by TD&H Engineering, Bozeman, Montana, as engineers for the City with respect to the District (the “Engineers”), is currently estimated to be \$3,672,982. The total estimated costs of the Improvements, including Bond costs is \$3,995,000. The City is utilizing the funds from the ARPA Grant to reduce the amount of the cost of the Improvements that will be specially assessed against the benefitted property owners. Therefore, the amount of the special assessments to be levied by the City is \$2,000,000 less than otherwise would have been eligible to be assessed against the properties benefitted by the Improvements. The Bonds are to be payable from special assessments to be levied against property located

in the District (the “Assessments), which property will be specially benefited by the Improvements in an estimated amount of not less than \$1,995,000. In the event the Assessments are not sufficient to pay debt service on the Bonds, debt service will be payable from amounts on deposit in the Reserve Account or the Revolving Fund. The City will make a determination, in consultation with D.A. Davidson & Co., as underwriter, at a later date as to whether the funding of the Reserve Account will be necessary for the successful marketing of the Bonds.

Section 2. Number of District. The District, if the same shall be created and established, shall be known and designated by the City as “Special Improvement District No. 181 of the City of Livingston, Montana.”

Section 3. Boundaries of District. The limits and boundaries of the District are depicted on a map attached hereto and made a part hereof as EXHIBIT A and more particularly described on EXHIBIT B attached hereto and made a part hereof, which boundaries are designated as the boundaries of the District.

Section 4. General Character of the Improvements. The capital project containing the Improvements is generally described as new construction of sewer mains, for sewer service to each property off the sewer main, extensions from the main to each property line, bedding material, backfill, dewatering (if necessary), compaction, sewer testing, asphalt and gravel road trench removal and replacement, and all other necessary related work.

Section 5. Engineer and Estimated Cost. The Engineers have estimated that the costs of the Improvements, including all incidental costs, but not the costs associated with securing the Bonds and the issuance of the Bonds, is currently estimated to be \$3,672,982; provided, however that such amount may change up receipt of final bids from contractors for the construction of the Improvements.

Section 6. Assessment Method. All properties within the District are to be assessed for their proportionate share of the costs of the Improvements, as specified herein. The costs of the Improvements shall be assessed against the property in the District benefiting from the Improvements, based on the “area option” described in Section 7-12-4162(1) of the Act. The total area of the District to be assessed by way of the area option is estimated to be 2,347,753 which does not include right of way. The costs of the Improvements per square foot of area are currently estimated to be \$1.56 without Bond costs before application of the ARPA Grant funds and after the application of the ARPA Grants are currently estimated to be \$0.71 per square foot not including Bond costs. A list of each of the properties located in the District and their corresponding Assessments is attached as Exhibit C.

Section 7. Assessment Methodologies Equitable and Consistent with Benefit. This City Commission, by this Resolution, determines that the method of assessment and the assessment of costs of the specific Improvements against the properties benefited thereby as prescribed in this Section 7 are equitable and in proportion to and not exceeding the special benefits derived from the respective Improvements by the lots, tracts and parcels to be assessed therefor within the District.

Section 8. Payment of Special Assessments. The special assessments for the costs of the Improvements shall be payable over a term not exceeding twenty (20) years, each in equal semiannual installments of principal, plus interest, or equal semiannual payments of principal and interest, as this City Commission shall prescribe in the resolution authorizing the issuance of the Bonds. Property owners in the District have the right to prepay assessments as provided by law.

Section 9. Anticipated Method of Financing: Pledge of Revolving Fund; Findings and Determinations. The City has the present intention to issue the Bonds in order to finance the (i) cost of the Improvements, (ii) the cost of the creation and administration of the District, (iii) fund a deposit to the

Reserve Account, (iv) fund a deposit to the Revolving Fund, and (v) pay costs of issuance of the Bonds. Principal of and interest on the Bonds will be paid from special assessments levied against the property in the District and such payment will be secured, in part, by the Reserve Account. This City Commission finds it in the public interest, and in the best interest of the City and the District, to secure payment of principal of and interest on the Bonds by the Revolving Fund. The City Commission hereby authorizes the City to enter into the undertakings and agreements authorized in Section 7-12-4225 of the Act to use the Revolving Fund to secure the Bonds.

In determining to authorize the use of the Revolving Fund to secure the Bonds, this City Commission has taken into consideration the following factors:

(a) Estimated Market Value of Parcels. The City has considered the estimated market value of the lots, parcels or tracts in the District as of the date of adoption of this Resolution, as estimated by the Montana Department of Revenue, as well as the estimated market value of the lots, parcels or tracts after the Improvements have been completed. The City, in conjunction with the Engineers, has determined that the value of the properties (in particular, the undeveloped properties) in the District will be significantly enhanced by the Improvements. The special assessments to be levied under Section 6 against each lot, parcel or tract in the District are, as of the date of this Resolution not anticipated to exceed the increase in estimated market value of the lot, parcel or tract as a result of the construction of the Improvements.

(b) Comparison of Special Assessments and Property Taxes and Market Value. The City has analyzed the amount of assessments and property taxes against each lot, parcel or tract in the District. The City has determined that there are no industrial development bonds secured by a mortgage against the District. The City concludes that, overall, the estimated market value of the lots, tracts, or parcels of land in the District exceeds the sum of special assessments and current assessments with the estimated market value before the Improvements of such lots, tracts, or parcels totaling approximately \$40,411,248.

(c) Delinquencies. An analysis of the amount of delinquencies in the payment of outstanding special assessments or property taxes levied against the properties in the District shows that none of the properties in the District is delinquent.

(d) The Public Benefit of the Improvements. The construction of the Improvements to the District will meet Department of Environmental Quality discharge requirements to the Yellowstone River and reduces the potential fines that the City cannot control and the City can control and test the discharge from the City.

(e) Other Factors. The Improvements are anticipated to integrate the area and help to facilitate the more efficient delivery of services to the area, thereby assisting the public at large as well as the particular properties in the District. The aesthetics, safety, and uses of the property are expected be advanced by the Improvements.

Section 10. Reimbursement Expenditures.

(a) Regulations. The United States Department of Treasury has promulgated final regulations governing the use of proceeds of tax-exempt bonds, such as the Bonds, all or a portion of which are to be used to reimburse the City for project expenditures paid by the City prior to the date of issuance of the Bonds. The final regulations (Treasury Regulations, Section 1.150-2) (the “Regulations”) require that the City adopt a statement of official intent to reimburse an original expenditure not later than sixty (60) days after payment of the original expenditure. The



Regulations also generally require that tax-exempt bonds, such as the Bonds, be issued and the reimbursement allocation made from the proceeds of the tax-exempt bonds within eighteen (18) months (or three (3) years, if the reimbursement bond issue qualifies for the “small issuer” exception from the arbitrage rebate requirement) after the later of (i) the date the expenditure is paid or (ii) the date the project is placed in service or abandoned, but (unless the issue qualifies for the “small issuer” exception from the arbitrage rebate requirement) in no event more than three (3) years after the date the expenditure is paid.

(b) Prior Expenditures. *The City has not made or paid any expenditures with respect to the District and the Improvements more than sixty (60) days before the date of adoption of this Resolution other than (i) expenditures to be paid or reimbursed from sources other than the Bonds, (ii) expenditures constituting preliminary expenditures within the meaning of the Regulations, or (iii) expenditures in a “de minimus” amount, as defined in the Regulations.*

(c) Declaration of Intent. *The City reasonably expects to reimburse the expenditures made for costs of the Improvements out of the proceeds of the Bonds after the date of payment of an or a portion of the costs of the Improvements. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds or other expenditures eligible for reimbursement under the Regulations.*

(d) Budgetary Matters. *As of the date of this Resolution, there are no City funds reserved, allocated on a long-term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Improvements, other than pursuant to the issuance of the Bonds. The statement of intent contained in this Resolution, therefore, is consistent with the City’s budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof.*

(e) Reimbursement Allocations. *The finance officer of the City will be responsible for making the “reimbursement allocations” described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the Bonds to reimburse the source of temporary financing used by the City to make prior payment of the costs of the Improvements. Each allocation will be (i) evidenced by an entry on the official books and records of the City maintained for the Bonds or the Improvements and (ii) shall specifically identify the actual original expenditure being reimbursed.*

Section 11. Publication of Passage and Adoption of this Resolution of Intention. *By this Resolution, the City Clerk is authorized and directed to publish notice (the “Notice”) of passage and approval of this Resolution and the intention of the City to create the District. The Notice shall be published in *The Livingston Enterprise*, a newspaper of general circulation in the City of Livingston, on November 17, and November 28, 2022, all in accordance with the requirements of Section 7-12-4106 of the Act and Montana Code Annotated, Section 7-1-2121, as amended. The form of the Notice currently on file with the City Clerk is hereby approved. The City Clerk is also authorized and directed, as required by Section 7-12-4106(2) of the Act, to mail or cause to be mailed a copy of the Notice to every person, firm, corporation, or the agent of such person, firm, or corporation having real property within the District listed in their name upon the last completed assessment roll for state, county, and school district taxes, at the last-known address, on or before the same day the Notice is first published.*

Section 12. Protests of the Resolution of Intention. *Section 7-12-4110 of the Act sets forth the requirements for a protest against the proposed Improvements or against the extent or creation of the District, or both. Any owner of real property within the District subject to assessment and taxation for the*

cost and expense of making the Improvements may, until 5:00 p.m., M.T. within fifteen (15) days after the date of the first publication of the Notice (the "Protest Period") may make and file with the City Clerk a written protest against the proposed Improvements or against the creation of the District, or both. As mentioned above, the Protest Period ends fifteen (15) days after the first publication of the Notice. The City Commission will meet at 5:30 p.m. M.T. on December 6, 2022 at its regularly scheduled meeting to hear and pass upon protests, if any, properly made and filed with the City Clerk made during the Protest Period. The December 6, 2022 City Commission meeting is the next regular meeting after the expiration of the Protest Period. The December 6, 2022 City Commission meeting will be held via Zoom. All interested persons are invited to attend the December 6, 2022 City Commission meeting to hear upon any protests properly made and to make comments or make objections thereto. For additional information contact the City Offices at 220 E Park Street, Livingston, MT, 59047, or by phone at (406) 823-6000.

PASSED AND ADOPTED by the City Commission of the City of Livingston, Montana, as of the 15<sup>th</sup> day of November, 2022.

\_\_\_\_\_  
MELISSA NOOTZ – CHAIR

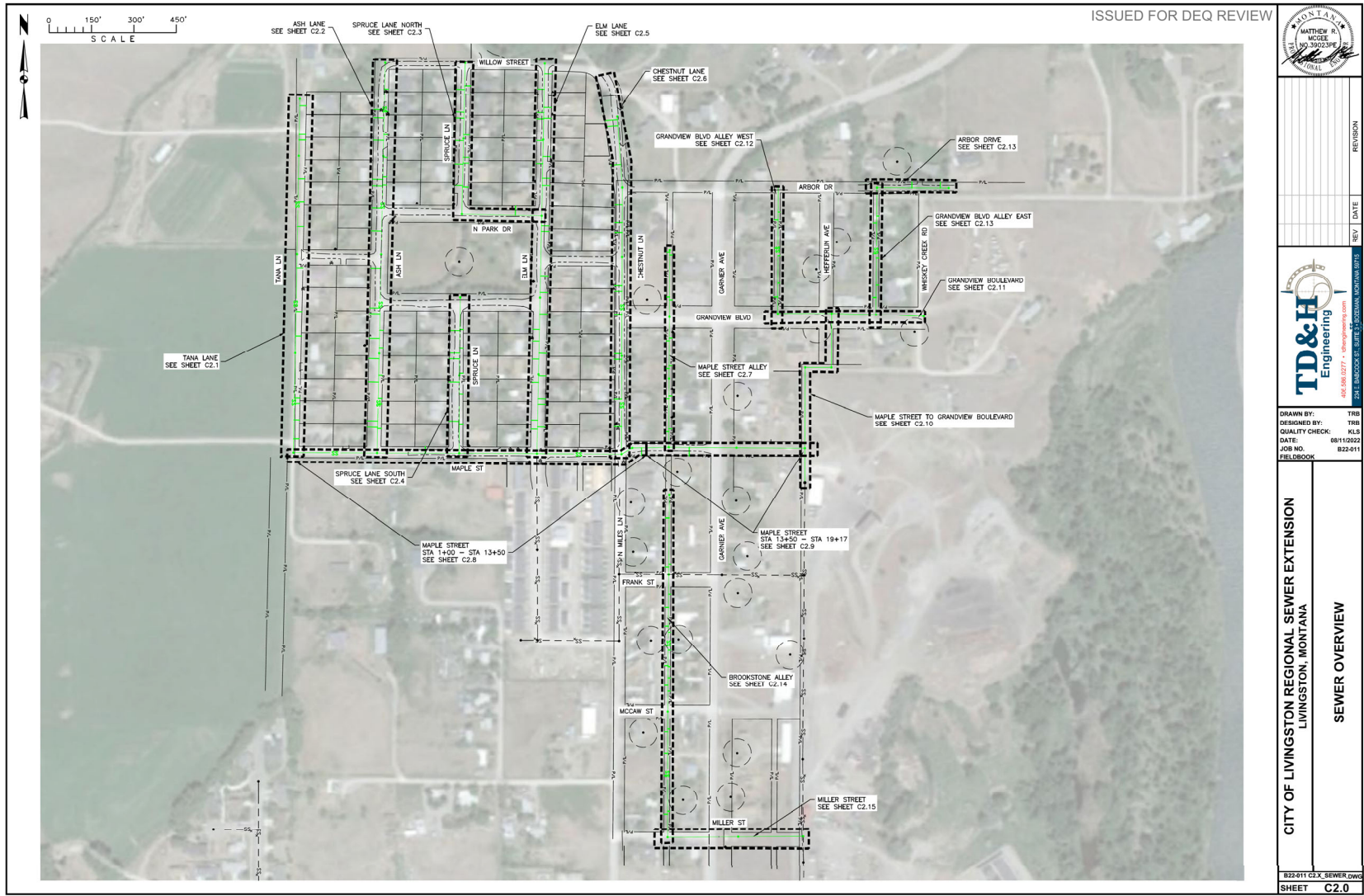
ATTEST:

APPROVED TO AS FORM:

\_\_\_\_\_  
FAITH KINNICK  
Recording Secretary

\_\_\_\_\_  
COURTNEY JO LAWELLIN  
City Attorney

# EXHIBIT A MAP OF SID 181



ISSUED FOR DEQ REVIEW



REV	DATE	REVISION

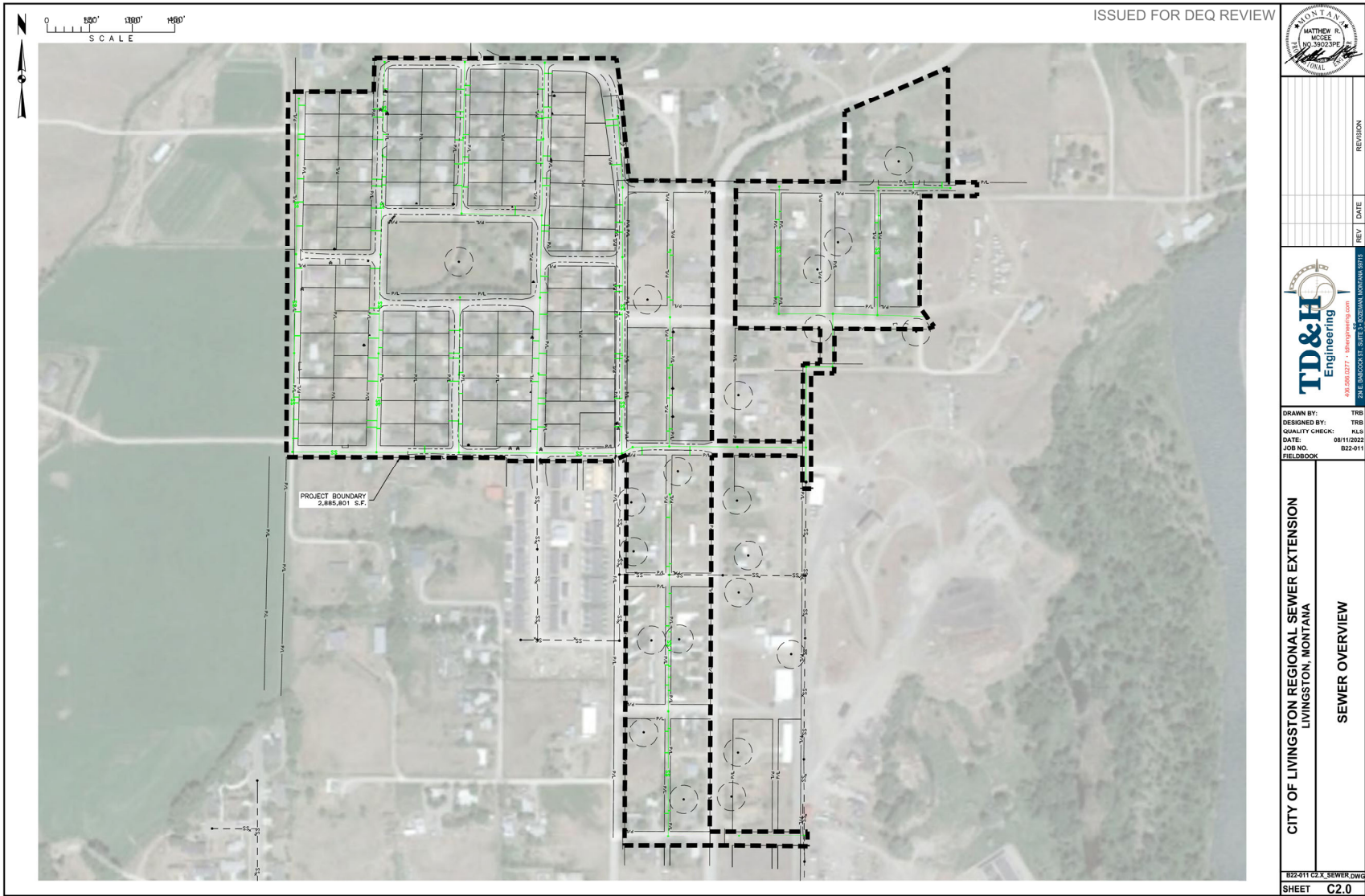


DRAWN BY: TRB  
 DESIGNED BY: TRB  
 QUALITY CHECK: KLS  
 DATE: 08/19/2024  
 JOB NO: B22-011  
 FIELDBOOK

**CITY OF LIVINGSTON REGIONAL SEWER EXTENSION  
 LIVINGSTON, MONTANA**

**SEWER OVERVIEW**

B22-011 C2X\_SEWER.DWG  
 SHEET **C2.0**



**EXHIBIT B**  
**DESCRIPTION OF SID 181 BOUNDARIES**

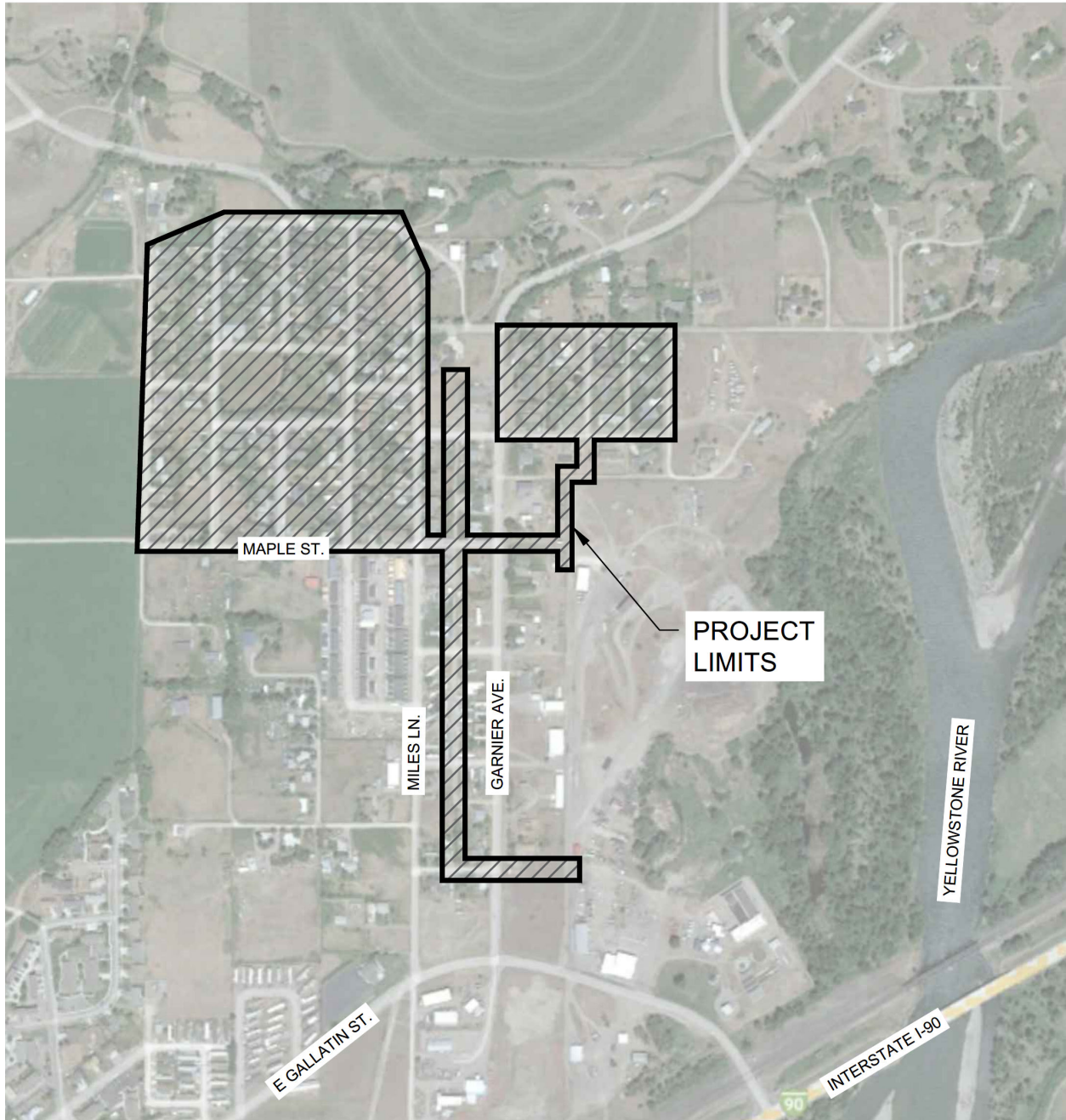


EXHIBIT C

LIST OF PROPERTIES, RESPECTIVE ASSESSMENT AMOUNTS, AND LEGAL DESCRIPTION OF PROPERTIES LOCATED WITHIN THE PROPOSED SPECIAL ASSESSMENT DISTRICT

PARCELID	PropertyID	Assessment	LegalDescr	Subdivision	AddressLin	Total Square Feet	Estimated Principal*	Estimated Interest*	Estimated Total Assessment*	Estimated Annual Assessment*
49080307114256500	658056	28098	MONTAGUE SUB, S07, T02 S, R10 E, PARK	MONTAGUE SUB		51,400.80	43,677.76	37,390.58	81,068.34	4,053.42
49080307325270000	658058	28099	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 18 - 21	MONTAGUE SUB		16,988.40	14,435.87	12,357.90	26,793.77	1,339.69
49080307225090000	1568025	35009	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 8, Lot 9 - 10, 15000 SQUARE FEET	MONTAGUE SUB	104 GRANDVIEW BLVD	14,984.64	12,733.18	10,900.30	23,633.48	1,181.67
49080307217100000	658338	35092	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 1 - 2	MONTAGUE SUB	108 CHESTNUT LN	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307217070000	658339	35093	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 3 - 4	MONTAGUE SUB	106 CHESTNUT LN	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307217010000	658340	35095	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 5 - 6	MONTAGUE SUB	104 CHESTNUT LN	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307217030000	658341	35096	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 7 - 8	MONTAGUE SUB	102 CHESTNUT LN	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307217050000	658342	35098	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 9 - 10	MONTAGUE SUB	115 ALLSPAUGH ST	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307225010000	658345	35100	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 8, LOTS 1-4 & 13-16	MONTAGUE SUB	106 ARBOR LN	59,982.12	50,969.72	43,632.90	94,602.62	4,730.13
49080307225050000	1557919	35101	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 8, Lot 5 - 6, 15000 SQUARE FEET	MONTAGUE SUB	605 GARNIER AVE	14,984.64	12,733.18	10,900.30	23,633.48	1,181.67
49080307217090000	658346	35103	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 11 - 12	MONTAGUE SUB	509 GARNIER AVE	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307217110000	658347	35105	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 13 - 14	MONTAGUE SUB	511 GARNIER AVE	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307225080000	1571042	35108	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 8, Lot 7 - 8, 15000 SQUARE FEET	MONTAGUE SUB	605 GARNIER AVE	14,984.64	12,733.18	10,900.30	23,633.48	1,181.67
49080307217130000	658348	35109	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 7, Lot 15 - 16	MONTAGUE SUB	103 GRANDVIEW BLVD	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307225100000	1560968	35111	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 8, Lot 11 - 12, 15000 SQUARE FEET	MONTAGUE SUB	605 GARNIER AVE	14,984.64	12,733.18	10,900.30	23,633.48	1,181.67
49080307330010000	658352	35130	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 4, Lot 11 - 16	MONTAGUE SUB	103 MILLER ST	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307330090000	658353	35130	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 4, Lot 6 - 8	MONTAGUE SUB		10,497.96	8,920.63	7,636.55	16,557.18	827.86
49080307330070000	658355	35140	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 4, Lot 9 - 10	MONTAGUE SUB		7,013.16	5,959.42	5,101.60	11,061.02	553.05
49080307224140000	658372	35280	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 9	GREEN ACRES SUBD	102 PINE ST E	9,147.60	7,773.16	6,654.25	14,427.41	721.37
49080307214506500	658386	35400	GREEN ACRES SUBD, S07, T02 S, R10 E, PARK, PLAT 12	GREEN ACRES SUBD		129,329.64	109,897.68	94,078.49	203,976.17	10,198.81
49080307214120000	658390	35440	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 6	GREEN ACRES SUBD	101 SPRUCE LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307215010000	658401	35510	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 5 - 6	GREEN ACRES SUBD	204 MAPLE ST	19,166.40	16,286.62	13,942.25	30,228.87	1,511.44
49080307223020000	658402	35520	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 5	GREEN ACRES SUBD	208 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307223050000	658411	35540	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 2	GREEN ACRES SUBD	214 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222120000	658412	35550	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 6	GREEN ACRES SUBD	205 SPRUCE LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307216110000	658429	35620	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 14, PLAT 12	GREEN ACRES SUBD	111 CHESTNUT LN	9,452.52	8,032.27	6,876.06	14,908.33	745.42
49080307222110000	658430	35630	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 5	GREEN ACRES SUBD	207 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307216060000	658500	36060	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 3	GREEN ACRES SUBD	112 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307223080000	658527	36140	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 7	GREEN ACRES SUBD	205 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307215040000	658547	36240	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 3, COS 1510	GREEN ACRES SUBD	SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307215090000	658548	36250	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 10, COS 1510	GREEN ACRES SUBD	107 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307214070000	658550	36280	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 1	GREEN ACRES SUBD	111 SPRUCE LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307325150000	658557	36340	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 1 - 4	MONTAGUE SUB	107 MILLER ST	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307214080000	658574	36480	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 2	GREEN ACRES SUBD	109 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307216150000	658596	36620	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 11	GREEN ACRES SUBD	105 CHESTNUT LN	9,757.44	8,291.37	7,097.87	15,389.24	769.46
49080307214090000	658614	36730	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 3	GREEN ACRES SUBD	207 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307224120000	658617	36760	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 11	GREEN ACRES SUBD	205 CHESTNUT LN	8,712.00	7,403.01	6,337.39	13,740.40	687.02
49080307325210000	658624	36810	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 27 - 28	MONTAGUE SUB		7,013.16	5,959.42	5,101.60	11,061.02	553.05
49080307224050000	658636	36900	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 4	GREEN ACRES SUBD	212 ELM LN	9,626.76	8,180.33	7,002.81	15,183.14	759.16
49080307216070000	658638	36920	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 2	GREEN ACRES SUBD	116 ELM LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307221130000	658640	36940	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 5, PLAT 12	GREEN ACRES SUBD	207 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307325070000	658654	37000	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 9 - 10	MONTAGUE SUB	MILES LN N	7,013.16	5,959.42	5,101.60	11,061.02	553.05
49080307224100000	658664	37080	S07, T02 S, R10 E, C.O.S. 2702, PARCEL 13, ACRES 0.212, GREEN ACRES SUBD			9,234.72	7,847.19	6,717.63	14,564.82	728.24
49080307224070000	658665	37090	S07, T02 S, R10 E, C.O.S. 2702, PARCEL 2, ACRES 0.221, GREEN ACRES SUBD			9,626.76	8,180.33	7,002.81	15,183.14	759.16
49080307224060000	658666	37100	S07, T02 S, R10 E, C.O.S. 2702, PARCEL 3, ACRES 0.221, GREEN ACRES SUBD	GREEN ACRES SUBD	214 ELM LN	9,626.76	8,180.33	7,002.81	15,183.14	759.16
49080307224090000	658668	37110	S07, T02 S, R10 E, C.O.S. 2702, PARCEL 14, ACRES 0.219, GREEN ACRES SUBD			9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307223030000	658671	37150	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 4, PLAT 12	GREEN ACRES SUBD	210 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307224110000	658674	37170	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 12	GREEN ACRES SUBD		9,365.40	7,958.24	6,812.69	14,770.93	738.55
49080307221060000	658675	37179	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 14	GREEN ACRES SUBD	212 TANA LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221070000	658676	37180	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 15	GREEN ACRES SUBD	214 TANA LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221170000	658677	37181	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 9 - 10	GREEN ACRES SUBD	102 PINE ST W	19,166.40	16,286.62	13,942.25	30,228.87	1,511.44
49080307213010000	658679	37182	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 9	GREEN ACRES SUBD	102 TANA LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307221190000	658680	37183	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 11	GREEN ACRES SUBD	206 TANA LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221200000	658681	37184	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 12	GREEN ACRES SUBD	208 TANA LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221210000	658682	37185	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 13	GREEN ACRES SUBD		9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307213070000	658683	37186	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 16, COS 1139, PLAT 12	GREEN ACRES SUBD	116 TANA LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307213030000	658684	37187	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 10, PLAT 12	GREEN ACRES SUBD	104 TANA LN	10,890.00	9,253.76	7,921.73	17,175.49	858.77
49080307213150000	658685	37188	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 11, PLAT 12	GREEN ACRES SUBD	106 TANA LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307213040000	658686	37189	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 12 - 13	GREEN ACRES SUBD	110 TANA LN	19,209.96	16,323.64	13,973.94	30,297.58	1,514.88
49080307222030000	658687	37190	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 9	GREEN ACRES SUBD	210 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222040000	658688	37200	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 10	GREEN ACRES SUBD	212 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222050000	658690	37210	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 11	GREEN ACRES SUBD	214 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307213100000	658691	37220	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 1	GREEN ACRES SUBD	105 PINE ST W	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307213110000	658692	37230	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 3, PLAT 12	GREEN ACRES SUBD	111 ASH LN	9,626.76	8,180.33	7,002.81	15,183.14	759.16
49080307213120000	658693	37240	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 4	GREEN ACRES SUBD	109 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307213060000	658694	37250	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 5	GREEN ACRES SUBD	107 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307213080000	658695	37260	GREEN ACRES SUBD, S07							

EXHIBIT C

LIST OF PROPERTIES, RESPECTIVE ASSESSMENT AMOUNTS, AND LEGAL DESCRIPTION OF PROPERTIES LOCATED WITHIN THE PROPOSED SPECIAL ASSESSMENT DISTRICT

PARCELID	PropertyID	Assessment	LegalDescr	Subdivision	AddressLin	Total Square Feet	Estimated Principal*	Estimated Interest*	Estimated Total Assessment*	Estimated Annual Assessment*
49080307213140000	658698	37283	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 14, COS 1139	GREEN ACRES SUBD	112 TANA LN	19,209.96	16,323.64	13,973.94	30,297.58	1,514.88
49080307214010000	658701	37290	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 7	GREEN ACRES SUBD	102 MAPLE ST	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307214020000	658702	37300	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 8	GREEN ACRES SUBD		9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307214030000	658703	37310	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 9	GREEN ACRES SUBD		9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307214040000	658704	37320	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 10	GREEN ACRES SUBD		9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307214050000	658705	37330	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 11	GREEN ACRES SUBD	110 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307214060000	658706	37340	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 12	GREEN ACRES SUBD	112 ASH LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307213050000	658707	37350	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 5, Lot 2	GREEN ACRES SUBD	111 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221120000	658709	37370	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 4, PLAT 12	GREEN ACRES SUBD	209 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307223130000	658710	37380	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 11	GREEN ACRES SUBD	213 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307216140000	658713	37400	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 6	GREEN ACRES SUBD	106 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307216090000	658721	37450	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 16, PLAT 12	GREEN ACRES SUBD	103 PINE ST E	9,191.16	7,810.17	6,685.94	14,496.11	724.81
49080307216100000	658723	37451	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 15	GREEN ACRES SUBD	113 CHESTNUT LN	9,365.40	7,958.24	6,812.69	14,770.93	738.55
49080307327050000	1456924	37604	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 21, Lot 15 - 16, POR LOTS 7-14, POR LOTS 17-19	MONTAGUE SUB		12,632.40	10,734.36	9,189.21	19,923.57	996.18
49080307325250000	658774	37780	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, POR LOTS 22 - 26	MONTAGUE SUB		12,763.08	10,845.41	9,284.27	20,129.68	1,006.48
49080307325110000	658776	37781	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 5 - 8	MONTAGUE SUB		13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307221110000	658800	37910	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 3	GREEN ACRES SUBD	211 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307206010000	658820	38070	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 5, Lot 1 - 13	MONTAGUE SUB		90,996.84	77,324.43	66,193.99	143,518.42	7,175.92
49080307330150000	658821	38070	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 4, Lot 1 - 5, Lot 27-28, 31-32	MONTAGUE SUB	219 MILES LN N	38,507.04	32,721.30	28,011.24	60,732.54	3,036.63
49080307216160000	658842	38150	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 9A, SD 115	GREEN ACRES SUBD	108 MAPLE ST	14,853.96	12,622.13	10,805.24	23,427.37	1,171.37
49080307223100000	658845	38180	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 9	GREEN ACRES SUBD	209 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307206110000	658893	38340	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 5, Lot 14 - 15	MONTAGUE SUB	313 GARNIER AVE	14,026.32	11,918.85	10,213.19	22,122.04	1,106.10
49080307215120000	659017	38550	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 7	GREEN ACRES SUBD	202 MAPLE ST	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307215080000	659046	38720	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 11	GREEN ACRES SUBD	109 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221150000	659047	38730	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 7	GREEN ACRES SUBD	203 ASH LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307221160000	658712	38730	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 1, Lot 8	GREEN ACRES SUBD	201 ASH LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307223070000	659097	39170	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 6, PLAT 12	GREEN ACRES SUBD	206 SPRUCE LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307210150000	659101	39190	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 6, Lot 9 - 12	MONTAGUE SUB	403 GARNIER AVE	28,052.64	23,837.69	20,406.38	44,244.07	2,212.20
49080307210010000	659102	39191	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 6, Lot 7 - 8	MONTAGUE SUB	407 MILES LN N	14,026.32	11,918.85	10,203.19	22,122.04	1,106.10
49080307206090000	659103	39195	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 5, Lot 16	MONTAGUE SUB	315 GARNIER AVE	7,013.16	5,959.42	5,101.60	11,061.02	553.05
49080307226100000	659553	39230	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 9, Lot 14 - 16	MONTAGUE SUB	206 ARBOR DR	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307226080000	659110	39231	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 9, Lot 1 - 3	MONTAGUE SUB	614 GARNIER AVE	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307226160000	659111	39234	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 9, Lot 9 - 10	MONTAGUE SUB	211 GRANDVIEW BLVD	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307226010000	659112	39235	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 9, Lot 7 - 8	MONTAGUE SUB	205 GRANDVIEW BLVD	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307226130000	659113	39236	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 9, Lot 11 - 13	MONTAGUE SUB	605 HEFFERLIN AVE	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307227160000	659114	39240	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 10, Lot 9 - 11	MONTAGUE SUB	601 WHISKEY CREEK	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307227080000	659115	39242	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 10, Lot 1 - 3	MONTAGUE SUB	614 HEFFERLIN AVE	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307227010000	659116	39243	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 10, Lot 7 - 8	MONTAGUE SUB	305 GRANDVIEW BLVD	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307227100000	659117	39245	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 10, Lot 14 - 16	MONTAGUE SUB	208 ARBOR LN	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307219100000	659119	39269	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 16, Lot 14 - 16	MONTAGUE SUB	312 GRANDVIEW BLVD	17,641.80	14,991.09	12,833.21	27,824.30	1,391.22
49080307218100000	659130	39271	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 17, Lot 14 - 16	MONTAGUE SUB	212 GRANDVIEW BLVD	19,558.44	16,619.76	14,227.43	30,847.19	1,542.36
49080307227040000	659133	39272	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 10, Lot 4 - 6	MONTAGUE SUB	606 HEFFERLIN AVE	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307218070000	659134	39273	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 17, Lot 1 - 3	MONTAGUE SUB	206 GRANDVIEW BLVD	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307226040000	659135	39274	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 9, Lot 4 - 6	MONTAGUE SUB	608 GARNIER AVE	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307219010000	659136	39275	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 16, Lot 1 - 3	MONTAGUE SUB	306 GRANDVIEW BLVD	17,641.80	14,991.09	12,833.21	27,824.30	1,391.22
49080307227130000	659137	39276	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 10, Lot 12 - 13	MONTAGUE SUB	607 WHISKEY CREEK	13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307223110000	659147	39350	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 8	GREEN ACRES SUBD	207 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307218050000	659160	39430	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 17, Lot A, SD 227	MONTAGUE SUB	510 GARNIER AVE	24,001.56	20,395.29	17,459.50	37,854.79	1,892.74
49080307215050000	659173	39520	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 2, PLAT 12	GREEN ACRES SUBD	110 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307216120000	659176	39550	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 12	GREEN ACRES SUBD	107 CHESTNUT LN	9,670.32	8,217.34	7,034.50	15,251.84	762.59
49080307224030000	659200	39720	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 6	GREEN ACRES SUBD	208 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307215100000	659201	39730	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 4	GREEN ACRES SUBD	106 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222070000	659203	39740	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 1	GREEN ACRES SUBD	215 SPRUCE LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307222060000	659204	39742	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 12	GREEN ACRES SUBD	216 ASH LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307223060000	659205	39745	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 1	GREEN ACRES SUBD	105 WILLOW ST	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307223120000	659206	39747	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 12	GREEN ACRES SUBD	101 WILLOW ST	9,452.52	8,032.27	6,876.06	14,908.33	745.42
49080307218010000	659246	40020	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 17, Lot B, SD 227	MONTAGUE SUB	508 GARNIER AVE	35,980.56	30,574.43	26,173.40	56,747.83	2,837.39
49080307215110000	659258	40070	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 8	GREEN ACRES SUBD	103 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307211090000	659282	40170	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 18, Lot 1 - 5, & LOTS 14 - 16	MONTAGUE SUB	414 GARNIER AVE	46,609.20	39,606.10	33,905.01	73,511.11	3,675.56
49080307215030000	659287	40250	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 9	GREEN ACRES SUBD	105 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307210070000	659298	40270	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 6, Lot 13 - 16	MONTAGUE SUB	413 GARNIER AVE	27,878.40	23,689.63	20,279.63	43,969.26	2,198.46
49080307210080000	1539934	40271	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 6, Lot 1 - 3	MONTAGUE SUB	MILES LN N	20,908.80	17,767.22	15,209.73	32,976.95	1,648.85
49080307210050000	659301	40275	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 6, Lot 4 - 6	MONTAGUE SUB	410 MILES LN N	20,995.92	17,841.25	15,273.10	33,114.35	1,655.72
49080307214100000	659321	40360	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 4	GREEN ACRES SUBD	105 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222090000	659324	40380	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 3	GREEN ACRES SUBD	211 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222080000	659325	40390	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 2	GREEN ACRES SUBD	213 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080										

EXHIBIT C

LIST OF PROPERTIES, RESPECTIVE ASSESSMENT AMOUNTS, AND LEGAL DESCRIPTION OF PROPERTIES LOCATED  
WITHIN THE PROPOSED SPECIAL ASSESSMENT DISTRICT

PARCELID	PropertyID	Assessment	LegalDescr	Subdivision	AddressLin	Total Square Feet	Estimated Principal*	Estimated Interest*	Estimated Total Assessment*	Estimated Annual Assessment*
49080307216040000	659360	40670	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 5	GREEN ACRES SUBD	108 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307325050000	659366	40760	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 11 - 14	MONTAGUE SUB		13,982.76	11,881.83	10,171.50	22,053.33	1,102.67
49080307216020000	659369	40780	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 7A, SD 115	GREEN ACRES SUBD	104 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307224080000	659370	40790	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 1	GREEN ACRES SUBD	218 ELM LN	8,799.12	7,477.04	6,400.76	13,877.80	693.89
49080307224130000	659371	40800	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 10	GREEN ACRES SUBD	203 CHESTNUT LN	9,147.60	7,773.16	6,654.25	14,427.41	721.37
49080307214110000	659372	40810	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 6, Lot 5	GREEN ACRES SUBD	103 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307330250000	659381	40920	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 4, Lot 17 - 26	MONTAGUE SUB	105 MILLER ST	34,848.00	29,612.04	25,349.54	54,961.58	2,748.08
49080307331010000	659385	40950	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 20, Lot 8 - 25, & POR VACATED ALLEY	MONTAGUE SUB	204 GARNIER AVE	52,881.84	44,936.27	38,467.93	83,404.20	4,170.21
49080307216010000	659387	40960	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 8	GREEN ACRES SUBD	116 MAPLE ST	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307222100000	659389	40990	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 4	GREEN ACRES SUBD	209 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307224010000	659411	41070	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 7 - 8	GREEN ACRES SUBD	204 ELM LN	19,166.40	16,286.62	13,942.25	30,228.87	1,511.44
49080307223040000	659415	41100	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 3, PLAT 12	GREEN ACRES SUBD	212 SPRUCE LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307216050000	659550	41410	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 4	GREEN ACRES SUBD	110 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307325170000	659563	41590	MONTAGUE SUB, S07, T02 S, R10 E, BLOCK 3, Lot 29 - 32	MONTAGUE SUB	106 MILLER ST	14,374.80	12,214.97	10,456.69	22,671.66	1,133.58
49080307224040000	659584	41650	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 4, Lot 5, PLAT 12	GREEN ACRES SUBD	210 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307222010000	659639	41810	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 7	GREEN ACRES SUBD	304 N PARK DR	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307222020000	659638	41810	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 2, Lot 8	GREEN ACRES SUBD		9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307215070000	659650	41890	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 12	GREEN ACRES SUBD	111 ELM LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307223090000	659659	41960	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 3, Lot 10	GREEN ACRES SUBD	211 ELM LN	9,583.20	8,143.31	6,971.12	15,114.43	755.72
49080307215060000	659662	41980	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 7, Lot 1	GREEN ACRES SUBD	112 SPRUCE LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29
49080307216080000	659686	42130	GREEN ACRES SUBD, S07, T02 S, R10 E, BLOCK 8, Lot 1, PLAT 12	GREEN ACRES SUBD	118 ELM LN	9,539.64	8,106.30	6,939.44	15,045.74	752.29

\*Principal figures are estimated, not to exceed figures, subject to final construction bids. Interest figures are estimated, subject to final principal amounts and interest rates determined after receipt of final constructions bids. Property owners will be given the opportunity to prepay the principal amounts to avoid interest and Revolving Fund and certain other charges



**File Attachments for Item:**

**A. DISCUSS/APPROVE/DENY: LIVINGSTON AREA CHAMBER OF COMMERCE REQUEST FOR OPEN CONTAINER ENFORCEMENT WAIVER, AND FEE WAIVER FOR THE 2022 DOWNTOWN HISTORIC CHRISTMAS STROLL.**



October 27<sup>th</sup>, 2022

City of Livingston Staff

City Recreation Dept.

1. I am requesting an alcohol waiver during the hours and enclosed area of the Christmas Stroll for 2022.

I was notified that I need to present this request for Ord. 2099 sec 10-8 to be waived. We have never had an incident and the few bars that use plastic cups and sell inside so they are compliant with the regulations of ID checking. We do not have any catered bar or vendor style sales at the event so all alcohol is sold from local businesses already established and licensed.

2. I am asking the city staff to waive up to 500.00 for the stroll on December 2<sup>nd</sup> and become a sponsor for the event. We plan an additional 100 children gift bags this year to total 500 as the need has become ever more so for struggling families to give items the kids need like some of the items in the bags so every dollar we can save so to buy more gifts is wonderful. We plan on hats, gloves and scarfs this year along with the toys and oral care items. So for the discount on the fees we would appreciate any assistance the City can afford.

Thank you

Leslie Feigel, CEO LACC & VIC

Livingston Area Chamber of Commerce Board

# City of Livingston Special Event Permit Application

The City of Livingston Special Event Permit Application applies to City of Livingston Streets, Facilities, Parks and Trails; this does NOT include private property. Completed applications must be submitted **at least 6 weeks** prior to the event date. (8 weeks if requesting fee waivers, see Section 7 for eligibility)

Applications **are not considered complete** until the following items have been submitted:

- Signed Application
- Non-refundable application fee: \$50 resident / \$80 non-resident
- Refundable Deposit if utilizing any COL equipment or Facility
- Proof of Liability Insurance
  - \$1,500,000 and \$750,000 per occurrence
  - Fire Casualty and Property loss insurance on the premises in the minimum amount of \$500,000.00 with a loss payable provisions to the City.
- Proposed maps/layout of event
  - If run/walk, include locations of water stations/volunteers/traffic control devices

**Application Information (should also serve as the event day contact)**

Renter/Contact Name: Leslie Feigel

Organization: Livingston Area Chamber of Commerce

Email Address: info@livingston-chamber.com Tax ID Number: 81-0160223

Address: 303 E. Park St. City, State, Zip: Livingston, MT, 59047

Mobile Phone: 406-223-6603 Work Phone: 406-222-0850

Group insuring event: The Hartford

Insurance Company: Lightfoot & Assoc. Policy Number: 34 SBAPP9189

Insurance Agent: Harper West Insurance Phone: 720-261-2249

Insurance Address: 8354 Northfield Blvd. Ste. 3700, San Antonio, TX 78257

**Event Information**

Name of Event: Livingston Downtown Historic Christmas Stroll - Dec 2nd Date of Event

Event Type: Community Support & Celebration Approx # of Attendees: unknown

Proposed Route(s) and/or Map(s) Attached:  Time(s) of event: 4 - 9 pm

Set up	Event	Event	Cleanup
Begins: <u>3pm</u>	Begins: <u>4:</u>	ends: <u>9pm</u>	Complete: <u>10pm</u>

Please provide a brief description of your event: *(use additional sheet if you need more space)*

Santa arrives at 5pm on Main St via a wagon. Fire pits w/ covers for warmth. Wagon Rides around town. Stores, Restaurants & most all Businesses open for shopping & parties as in past Decades. Family Fun Safe Event.

Please identify any safety / security issues:

None - Rural fire attacks with 2 trucks annually

**Do you plan for your event to:**

**Have food:** no If yes, have you contacted the Park County Sanitarian at 406-222-4145 and followed all requirements? Just Downtown Restaurants.

**Accumulate waste:** (12) If yes, please notate your disposal plan (We recommend 1 - 96 Gallon can per 200 people): to be 2 per Block.

The City of Livingston will supply additional trash cans for your event, if utilizing, please notate quantity:

       Mon - Fri, 7am - 4pm: \$20 for first can; \$10 per additional can

195 Mon - Fri, 4pm-10pm; Saturday & Sunday: \$30 for first can; \$15 per additional can 12 Cans.

**Need restrooms:**        If yes, how do you plan to accommodate? (We recommend one toilet per 250 people) none needed Restr. Shops - Bars all open for Restrooms.

**Need electricity:** yes - Light Poles. If yes, what for and what source do you plan to use?

**Utilize parking:** no If yes, how do you plan to accommodate?

**Utilize City park/facility/space:** no If yes, please name the space and provide record of reservation. Contact the Recreation Department at 406-223-2233 to reserve.

**Use a stage, bleachers, tents or other temporary structures:** no  
If yes, please attach a drawing of proposed location(s) and sizes. \$30 irrigation locate fee applies when in parks.

**\*Utilize Cones, A-frames or Barricades from the City of Livingston:**  
Candlestick Cones:        @ \$3 each    A-Frames:        @ \$7 each    Barricades: ✓ @ \$12 each  
Construction Fencing:        @ \$15 / 100 feet

*\*When rented individually these items do require a \$100 refundable deposit upon return of items*

**Street Closure:**        If yes, please notate number of streets\* in accurate space provided as well as on the route map  
6 Mon - Fri, 7am - 4pm: \$110 each (up to 2 streets) \$50 per street over 2  
6 Mon - Fri, 4pm-10pm; Saturday & Sunday: \$200 each (up to 2 streets) \$100 per street over 2 \$800.00

*\*A street is considered one city block. Permit Holder understands responsibility to notify ALL residents / businesses affected by closure*

**Alcohol to be served at event:** no If yes, describe the location of sales, liquor license to be used and measures to insure proper ID for purchases and persons supervising the operation:

Just downtown Businesses - please approve Alcohol Waiver in Closure Area.

Liquor Liability Attached as described in Section 7

Proof of Alcohol Server Training as described in Section 7

**Requests for special animal policy considerations as described in Section 7:**        If yes, please describe:

Animals on leash only.

Will the event require camping or temporary housing: no If yes, have you the Park County Sanitarian at 406-222-4145 to set up a temporary housing plan and answer the following questions:

\_\_\_\_\_ Date(s) Camping will occur \_\_\_\_\_ Location of camp site(s) \_\_\_\_\_ Number of campers  
\_\_\_\_\_ Number of tents \_\_\_\_\_ Location of tent(s) \_\_\_\_\_ Fire Ring(s) needed? (must be authorized by Fire Dept)

Please describe plan for water/sanitation facilities and parking:

Agreement to the City of Livingston Special Event conditions. Application hereby agrees to comply with the City of Livingston Special Event Conditions (Policy & Fee Schedule – Section 7). Upon signing this application, the applicant agrees not to violate any state or city codes in the presentation of the requested special event.

In consideration for permission to conduct its activity as requested, applicant agrees to indemnify, defend and hold harmless the City of Livingston, its officers, agents, employees and volunteers from damage to property and for injury to or death of any person from all liability claims, actions or judgements which may arise from the activity. Applicants also agree to obtain valid save or hold harmless agreements from all participants in its activity, protecting the City of Livingston from all losses arising out of its activity, including damages of any kind or nature.

I, Yestie Feigel hereby agree to the terms of insurance as set forth by the City of Livingston for my special event, and realize I must attach proof of insurance with this document in order for my application to be considered complete.

[Signature] \_\_\_\_\_ Date 10-7-22

City of Livingston Parks & Recreation \_\_\_\_\_ Date



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 05/04/20 86

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

**PRODUCER**  
720-261-2249 877-546-8204  
Lightfoot & Associates LLC  
8354 Northfield Blvd Suite 3700  
San Antonio, Tx 78257

**CONTACT NAME:** Lightfoot & Associates LLC  
**PHONE (A/C No. Ext):** 720-261-2249 **FAX (A/C No.):** 877-546-8204  
**E-MAIL ADDRESS:** harperlwest@yahoo.com  
**INSURER(S) AFFORDING COVERAGE**  
**INSURER A:** The Hartford  
**INSURER B:**  
**INSURER C:**  
**INSURER D:**  
**INSURER E:**  
**INSURER F:**

**INSURED**  
Livingston Area Chamber of Commerce  
303 E Park Street  
Livingston, MT 59047

**COVERAGES** **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	34SBAPP9189	04/30/2022	04/30/2023	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 10,000
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB EXCESS LIAB						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						WC STATUTORY LIMITS OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES** (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
Certificate holder is listed as additional insured

**CERTIFICATE HOLDER**  
City of Livingston Montana  
414 E. Callender Street  
Livingston, MT 59047

**CANCELLATION**  
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  
**AUTHORIZED REPRESENTATIVE**

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**Sec. 10-8. Drinking alcohol or using marijuana in public places.**

- A. It is unlawful for any person to drink beer or liquor or consume marijuana in any form upon any public street, sidewalk or alley in the City.
- B. The City Commission by motion may designate an area not greater than two (2) blocks in length and for no longer than a two (2)-day period as a special event exception at which time and place the restriction on drinking beer or liquor will not apply.
- C. Marijuana will not be consumed by smoking/vaping in public places/buildings except in a licensed marijuana retail facility.

(Ord. 1721, 9/21/92; Ord. 1722, 9/21/92; Ord. No. 2099 , 2/16/21)

Stops 2021 PARK ST. →

Murray	Pura Vida	Livingston Bar & Grille	Sky Federal Bank
	Raised by Wolves	Glenns	
	Calamity's	Edge Saloon	
	Alchemy Exchange	MT Watch	
	American Bank	Wheatgrass books & Gifts	
	The Owl	The Stockman	
	Obsidian	Firefly Studios	
	Theater	Bobs Outdoors	
	Coffee Crossing	Whiskey Creek	
	The Wok	Insty Prints	
Post Office		Danforth	
		Tru North	
		The Mint	
		Blue Slipper	
		St Johns Spl	
		Stay Golden	
		Cloud 9 massages	
		Campanios	

North End

1st Inter State	PCCF	The Frame Garden	Blue Rider Tattoo
	Decore to Adore	Medicine Bird Gallery	FireHall Fitness
	Future West	Kitchen Store	Happy Hands & Feet
	Sheila Hariska Gallery	Riverside Hardware	
	Osborn Gallery	Modam Art	
	Sport	High Trash Boutique	
	Coldwell Bank	Park Photo	
	L'Esprit	Curated Closet	
	SANTA	Parks Reese	
	Livingston Home Outfitters	Livingston Center for Art & Culture	
	The Office Lounge	Fly Squirrel Gallery	
		Opportunity Bank	
		Educatio	
		Pickle Barrel	

Main Street

FRC	Makai	M Design	
	Park County Senior Center	Security Title	
	O'Reily's	Serenity Massage	
		Action Pawn	
		Out of the Blue	
		ERA	
		Lyons Martin	
		Callie's Second Hand	
		10 Gallery	
		Avery's	
		H&R Block	
		Nevins Glass	
	Neptune's Taphouse		

Garbage Cans

Barriers & cones

2nd St

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