

Livingston City Commission Meeting  
December 19, 2017  
6:30 PM  
City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:01:04)**

- A. **CONSENT - Approve minutes from regular 12.5.17 city commission meeting**
- B. **CONSENT - Approve Bills and Claims**
- C. **CONSENT - Ratify Claims**

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

**6. Proclamations**

**7. Scheduled Public Comment**

- A. **SCHEDULED PUBLIC COMMENT - Auditor's Report presented by Morgan Scarr, CPA, from Amatics CPA Group (00:05:30)**

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

- A. **RESOLUTION NO. 4769 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ESTABLISH A "SAFE AND ACCESSIBLE STREETS" POLICY. (00:02:05)**

- Schwarz made a motion to pass Resolution No. 4769. Hoglund seconded.
  - All in favor, motion passed 5-0.

**B. RESOLUTION NO. 4770 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR THE NORTHSIDE TRANSPORTATION STUDY.**

- Don Platek made comments (00:22:02)
- Patricia Grabow made comments (00:24:40); (01:0011)
- Warren Mabie made comments (01:04:49)
- Schwarz made a motion to pass Resolution No. 4770. Friedman seconded.
  - All in favor, motion passed 5-0.

**C. RESOLUTION NO. 4771 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS REQUIRED TO EXECUTE THE CITY MANAGER'S RECOMMENDATION FOR AMENDMENT #2 TO THE WATER RECLAMATION FACILITY PROFESSIONAL SERVICES AGREEMENT WITH AE2S.**

(01:11:51)

- Schwarz made a motion to pass Resolution No. 4771. Hoglund seconded.
  - Motion passed 4-1. (Sandberg opposed.)

**D. RESOLUTION NO. 4772 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR THE CALLENDER AND MAIN STREET CAPITAL IMPROVEMENT PROJECT.**

(01:28:08)

- Friedman made a motion to pass Resolution No. 4772. Hoglund seconded.
  - Motion passed 4-1. (Sandberg opposed.)

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - Approve Auditor's Report as presented by Morgan Scarr, CPA from Amatics CPA Group**

(00:15:50)

- Hoglund made a motion to approve Action Item A. Friedman seconded.
  - All in favor, motion passed 5-0.

**12. Public Comments (02:48:01)**

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

- Patricia Grabow made comments (01:34:43)
- Warren Mabie made comments (01:39:39)

**13. City Manager Comments (01:40:20)**

**14. City Commission Comments**

- Sandberg made comments (01:43:40)
- Schwarz made comments (01:44:14)
- Friedman made comments (01:45:45)
- Hoglund made comments (01:46:11)
- Bennett made comments (01:47:47)

**15. Adjournment (8:19 PM)**

Livingston City Commission Meeting  
December 5<sup>th</sup>, 2017  
6:30 PM  
City-County Complex

**1. Call to Order**

**2. Roll Call**

- Bennett, Hoglund, Friedman, and Schwarz were present. Sandberg arrived at 6:40 p.m.

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:03:47)**

- A. CONSENT - Approve minutes to regular 11.21.17 Commission meeting**
- B. CONSENT - Approve Bills and Claims**
- C. CONSENT - Pledged Securities Report 2nd Qtr FY 2018**

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

**6. Proclamations**

**7. Scheduled Public Comment**

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

- A. RESOLUTION NO. 4764 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN AN INFORMAL SETTLEMENT AGREEMENT WITH COMPLAINANT THROUGH THE FEDERAL HIGHWAY ADMINISTRATION (FHWA) MONTANA DIVISION TO FINALIZE ADA TRANSITION PLAN. (00:04:14)**

- Friedman made a motion to pass Resolution No. 4764. Hoglund seconded.
  - All in favor, motion passed 5-0.

- B. RESOLUTION NO. 4765 - A RESOLUTION ACCEPTING THE PIPELINE LICENSE NO. 602, 054 BETWEEN THE CITY OF LIVINGSTON MONTANA RAIL LINK, INC. FOR THE CONSTRUCTION AND MAINTENANCE OF A PIPELINE FOR CARRYING POTABLE WATER. (00:07:18)**

- Schwarz made a motion to pass Resolution No. 4765. Friedman seconded.
  - All in favor, motion passed 5-0.

**C. RESOLUTION NO. 4766 – A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH MONTANA DEPARTMENT OF TRANSPORTATION (MDT) FOR TRANSPORTATION ALTERNATIVES PROGRAM PROJECT FUNDING AND MAINTENANCE AGREEMENT. (00:10:10)**

- Mike Gomez made comments (00:18:18)
- Hoglund made a motion to pass Resolution No. 4766. Schwarz seconded.
  - All in favor, motion passed 5-0.

**D. RESOLUTION NO. 4767 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO SIGN AMENDED USE AGREEMENT WITH LIVINGSTON YOUTH SOCCER ASSOCIATION. (00:21:21)**

- Lori Case made comments (00:27:50)
- Friedman made a motion to pass Resolution No. 4767. Hoglund seconded.
  - All in favor, motion passed 5-0.

**E. RESOLUTION NO. 4768 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN A LEASE AGREEMENT WITH THE LIVINGSTON YOUTH SOCCER ASSOCIATION. (00:29:10)**

- Tim Stevens made comments (00:32:00)
- Friedman made a motion to pass Resolution No. 4768. Hoglund seconded.
  - All in favor, motion passed 5-0.

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - Discuss TD& H proposal for Northside transportation study for next commission meeting (00:36:36)**

- Patricia Grabow made comments (01:03:03)
- Steve Koontz made comments (01:12:00)
- Patricia Grabow made comments (01:13:00)

- B. DISCUSS/APPROVE/DENY - Discuss AE2S amendment proposal to be included for decision for next commission meeting (01:25:25)**
- C. DISCUSS/APPROVE/DENY - TD & H construction management contract for next commission meeting (01:36:50)**

## **12. Public Comments**

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

- Patricia Grabow made comments (02:10:40)

## **13. City Manager Comment (02:14:48)**

## **14. City Commission Comments**

- Sandberg made comments. (02:19:30)
  - Sandberg made a motion to direct the City Manager to investigate sidewalk requirement for downtown city sidewalks. Hogleund seconded.
    - All in favor, motion passed 5-0.
- Schwarz made comments. (02:30:09)
- Hogleund made comments. (02:31:21)
  - Hogleund made a request for the City Manager to create a plan for signage that reflects recommendations from the traffic study regarding signage. Sandberg seconded.
    - All in favor, motion passed 5-0.

## **15. Adjournment (9:06 PM)**

**Livingston City Commission Meeting**

**November 21, 2017**

**6:30 PM**

**City-County Complex**

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:02:06)**

**A. CONSENT - Approve minutes from regular 11.7.17 commission meeting**

**B. CONSENT - Ratify Claims**

**C. CONSENT - Approve Bills & Claims**

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

**6. Proclamations**

**7. Scheduled Public Comment**

**A. SCHEDULED PUBLIC COMMENT - Katie Weaver, MSU Extension with update on economic development (00:02:48)**

**B. SCHEDULED PUBLIC COMMENT - Derek Smith and Lincoln Zamrog from McNair Skate Park Committee with skate park update (00:16:42)**

- Melody Montgomery made comments (00:26:24)

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

**A. RESOLUTION NO. 4763 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON , MONTANA, ACCEPTING THE WATER EXTENSIONS FOR ACREVILLE DEVELOPMENT . (00:31:50)**

- Schwarz made a motion to pass Resolution No. 4763. Friedman seconded.
  - All in favor, motion passed 5-0.

## **11. Action Items**

**A. DISCUSS/APPROVE/DENY - Approve City Manager's Recommendation for Amendment #2 to Agreement Between Owner and Engineer for Professional Services dated February 16, 2016 for the Livingston Water Reclamation (WRF) Upgrade Project. (01:02:03)**

- Bennett made a motion to table Action Item A to the next City Commission meeting. Hoglund seconded.
  - All in favor, motion passed 5-0.

### **ADDENDUM:**

**B: DISCUSS/APPROVE/DENY: Livingston Youth Soccer Association (LYSA) Lease Agreement (00:39:00)**

- Jeff Dickerson made comments (00:45:10)

## **12. City Manager Comment (02:09:08)**

## **13. City Commission Comments**

- Sandberg made comments. (02:09:50)
- Schwarz made comments. (02:14:33)
- Hoglund made comments (02:15:04)
- Bennett made comments. (02:15:24)

## **14. Public Comments**

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

- Jeff Dickerson made comments. (02:22:22)
- Patricia Grabow made comments. (02:25:02)

## **15. Adjournment (9:02 PM)**



Livingston City Commission Meeting

November 7, 2017

6:30 PM

City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:03:10)**

**A. CONSENT - Approve minutes from regular 10.17.17 Commission meeting**

**B. CONSENT - Approve Bills and Claims**

**C. CONSENT - Approve application for Special Parking Space for Nancy Ann Davis**

- Sandberg moved to have Consent Item D removed from Consent Items.
- Friedman made a motion to approve Consent Items A – C. Hoglund seconded.
  - All in favor, motion passed 5-0.

**D. CONSENT - Approve WRF change orders for Blower upgrades and SBR basin rebar addition (00:04:08)**

- Schwarz made a motion to approve Consent Items D. Friedman seconded.
  - All in favor, motion passed 5-0.

**6. Proclamations**

**7. Scheduled Public Comment**

**8. Public Hearings**

**A. ORDINANCE NO. 2066 - AN ORDINANCE OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE NO. 2036 AND CHAPTER 9, ARTICLE IV OF THE LIVINGSTON MUNICIPAL CODE ENTITLED "PARKING, STOPPING, AND STANDING" AND SPECIFICALLY SECTION 9-243 BY ESTABLISHING TWO RESERVED PARKING SPACES FOR THE "WINDRIDER" BUS SERVICE AND PROVIDING FOR A PENALTY FOR VIOLATION. (00:14:32)**

- Patricia Grabow made comments (00:16:32)
- Charles Hubbell made comments (00:17:58)
- Michelle Uberuaga made comments (00:18:18)
- David Sweeney made comments (00:18:58)
- Rob Bankston made comments (00:22:12)
- Schwarz made a motion to pass Ordinance No. 2066. Hoglund seconded.
  - All in favor, motion passed 5-0.

## 9. Ordinances

## 10. Resolutions

**A. RESOLUTION NO. 4761 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DESIGNATING CITY DIRECTOR OF HUMAN RESOURCES AND ADMINISTRATIVE SERVICES AS THE ENVIRONMENTAL CERTIFYING OFFICER FOR MONTANA DEPARTMENT OF COMMERCE HOME GRANT FOR THE LIVINGSTON MEMORIAL HOSPITAL ADAPTIVE RE-USE PROJECT. (00:24:08)**

- Friedman made a motion to pass Resolution No. 4761. Hoglund seconded.
  - Motion passed 4-1. (Sandberg opposed.)

**B. RESOLUTION NO. 4762 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH PARK COUNTY TO FACILITATE ESTABLISHING AND AMENDING INTERLOCAL AGREEMENTS. (00:29:49)**

- Friedman made a motion to pass Resolution No. 4762. Hoglund seconded.
  - All in favor, motion passed 5-0.

## 11. Action Items

**A. DISCUSS/APPROVE/DENY - Approve recommendation from Planning Director Jim Woodhull for Planning Board subcommittee (00:36:16)**

- Schwarz made a motion to approve developing a joint City-County subcommittee of the Planning Board with the first assignment to be to write a chapter for the Compact Agreement. Hoglund seconded.
- Michelle Uberuaga made comments (00:58:08)
- Dave Sweeney made comments (00:58:48)
  - Motion passed 4-1. (Sandberg opposed.)

**B. DISCUSS/APPROVE/DENY - Approve City - County Solid Waste Compact Agreement**

(01:05:45)

- Patricia Grabow made comments (01:09:39)
- Schwarz made a motion to approve the City – County Solid Waste Compact Agreement. Friedman seconded.
  - All in favor, motion passed 5-0.
- Chairperson Bennett called for a 10 minute recess. (01:14:00)
- Meeting reconvened (01:26:15)

**C. DISCUSS/APPROVE/DENY - Design features to be included in bid process for Main Street 2018 project**

(01:26:16)

- Patricia Grabow made comments (01:40:00)
- Andrew Mitchell made comments (01:44:30)
- Mike Inman made comments (01:45:35)
- Michelle Uberuaga made comments (01:50:05)
- Rob Bankston made comments (01:53:35)
- Warren Mabie made comments (01:57:00)
- Charles Hubbell made comments (01:59:45)
- Erica Lighthiser made comments (02: 3:45)
- Hoglund made a motion to table the discussion for two weeks to acquire more information, including drawings, of options other than the information already provided. Friedman seconded.
  - Motion failed 0-5. (03:34:50)
- Jack Luther made comments (03:25:10)
- Charles Hubbell made comments (03:26:10)
- Rob Bankston made comments (03:26:15)
- Anna Clare Scruggs made comments (03:26:40)
- Dan Durgan made comments (03:27:20)
- Mike Inman made comments (03:28:10)
- Patricia Grabow made comments (03:29:20)

- Schwarz made a motion to accept the Main Street proposal recommended in the Traffic Study, including a one way street and curb bulb-outs. Bennett seconded.
  - Motion failed 2-3. (Bennett, Friedman and Sandberg opposed.) (03:35:45)
- Friedman made a motion to approve the Main Street project, including a one way street, without curb bulb-outs. Hoglund seconded.
  - Motion passed 3-2. (Schwarz and Sandberg opposed.)
- Mike Inman made comments (03:38:10)
- Rob Bankston made comments (03:39:10)
- Anna Clare Scruggs made comments (03:39:40)
- Patricia Grabow made comments (03:43:00)
- Rob Bankston made comments (03:44:50)
- Mike Inman made comments (03:45:40)
- Charles Hubbell made comments (03:47:40)

**11. City Manager Comment (04:01:20)**

**12. City Commission Comments**

- Sandberg made comments. (03:52:28)
- Bennett made comments. (04:00:20)

**13. Public Comments**

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

- Patricia Grabow made comments. (04:06:15)

**14. Adjournment (10:37 PM)**

Livingston City Commission Meeting  
October 17, 2017  
6:30 PM  
City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:01:38)**

**A. CONSENT - Approve minutes from regular 10.3.17 meeting**

**B. CONSENT - Approve Bills and Claims**

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

**6. Proclamations**

**7. Scheduled Public Comment**

**A. SCHEDULED PUBLIC COMMENT - Scott Buecker and Brian Viall from AE2S with update regarding Livingston Water Reclamation Facility (WRF) upgrade (00:02:05)**

- Patricia Grabow made comments (00:17:00)

**8. Public Hearings**

**9. Ordinances**

**A. ORDINANCE NO. 2066 - AN ORDINANCE OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE NO. 2036 AND CHAPTER 9, ARTICLE IV OF THE LIVINGSTON MUNICIPAL CODE ENTITLED "PARKING, STOPPING, AND STANDING" AND SPECIFICALLY SECTION 9-243 BY ESTABLISHING TWO RESERVED PARKING SPACES FOR THE "WINDRIDER" BUS SERVICE AND PROVIDING FOR A PENALTY FOR VIOLATION. (00:25:20)**

- Schwarz made a motion to pass Ordinance No. 2066. Hoglund seconded.
  - All in favor, motion passed 5-0.

**10. Resolutions**

## 11. Action Items

### A. DISCUSS/APPROVE/DENY - Ron Nemitz and Heather McMilin requesting a fee waiver on behalf of Livingston Memorial Hospital Adaptive Reuse project (00:31:18)

- Heather McMilin and Mary Beebe made comments
- Schwarz made a motion to waive permit fees per request of Livingston Memorial Hospital Adaptive Reuse project. Hogle seconded.
  - Motion passed 3-2. (Bennett and Sandberg opposed.)

### B. DISCUSS/APPROVE/DENY - Funding for Missouri River Task Force officer (00:54:38)

- Tim Barnes made comments (01:03:03)
- Commission directed the administration to review potential funding options for funding a task force officer for Missouri River Task Force.

### C. DISCUSS/APPROVE/DENY - Approve Charter Franchise Agreement

- Schwarz made a motion to amend the Charter Franchise Agreement to exclude Landon's Lookout from the list of 'Cable Service to Public Buildings', listed as Exhibit A in the Franchise Agreement. Hogle seconded.
  - All in favor, motion passed 5-0.
- Friedman made a motion to pass the Charter Franchise Agreement as amended. Hogle seconded.
  - All in favor, motion passed 5-0.

**12. City Manager Comment (01:21:00)** – Public work session scheduled for November 1, 2017 from 5:30 – 7:30 p.m. to discuss the Traffic Study Update proposals and invite public comment regarding incorporation of the proposals. Comments will be limited to four minutes maximum.

## 13. City Commission Comments

- Friedman made comments. (01:29:29)
- Hogle made comments. (01:29:36)

## 14. Public Comments

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

- Peter Connelly made comments. (01:30:25)
- Patricia Grabow made comments. (01:55:44)

## 15. Adjournment (8:42 PM)

Livingston City Commission Meeting  
October 3, 2017  
6:30 PM  
City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:03:08)**

**A. CONSENT - Approve minutes from regular 9.19.17 commission meeting**

**B. CONSENT - Approve Bills and Claims**

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

**6. Proclamations**

**A. Proclamation - Keeping the Lights on After School - LINKS for Learning (00:03:48)**

**7. Scheduled Public Comment**

**A. Scheduled Public Comment – Terri Hartly and Margy Dorr, from Links for Learning regarding Lights On for After School (00:06:18)**

**8. Public Hearings**

**A. RESOLUTION NO. 4760 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE BUDGET FOR FISCAL YEAR 2016-2017, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$1,016,950 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$608, 550. (00:11:51)**

- Friedman made a motion to pass Resolution No. 4760. Schwarz seconded.
  - All in favor, motion passed 5-0.

## 9. Ordinances

## 10. Resolutions

### A. RESOLUTION NO. 4759 - RESOLUTION RELATING TO UP TO \$5,000,000 SEWER IMPROVEMENT REVENUE BOND ANTICIPATION NOTE (DNRC WATER POLLUTION CONTROL STATE REVOLVING LOAN PROGRAM), SERIES 2017; AUTHORIZING THE ISSUANCE THEREOF AND FIXING THE TERMS AND CONDITIONS OF THE BOND ANTICIPATION NOTE. (00:14:14)

- Schwarz made a motion to pass Resolution No. 4759. Friedman seconded.
  - All in favor, motion passed 5-0.

## 11. Action Items

### A. DISCUSS/APPROVE/DENY - Windrider Transit Bus request for designated bus stops (00:17:45)

- Schwarz made a motion to approve two designated bus stops for the Windrider Transit Bus on Callender Street and Lewis Street, per Action Item A. Hoglund seconded.
  - All in favor, motion passed 5-0.

### B. DISCUSS/APPROVE/DENY - HuffPost Road Trip stop in Livingston, MT and possible discussion topics of interest (00:30:55)

- Margot Kidder made comments (00:33:53)
- Leslie Feigel made comments (00:35:35)
- Laura McCarthy-Cota made comments (00:41:44)

### C. DISCUSS/APPROVE/DENY - Transportation Study Update (00:45:25)

- Jack Luther made comments (00:51:00)
- Leslie Feigel made comments (00:53:23)
- Keith Waring and Robert Marvin made comments (00:58:23)
- Hoglund made a motion to accept the Transportation Study Update Report. Friedman seconded.
  - All in favor, motion passed 5-0, Transportation Study Update Report accepted.
- Schwarz made a motion to direct the Administration to investigate costs related to converting Main Street into a one way and allowing angled parking as laid out in the Transportation Study Update. Hoglund seconded.
  - All in favor, motion passed 5-0.



**12. City Manager Comment (01:44:20)**

**13. City Commission Comments**

- Sandberg made comments (01:46:10)
- Schwarz made comments (01:49:17)
- Friedman made comments. (01:51:15)
- Hogle made comments. (01:52:09)
- Bennett made comments. (01:54:44)

**14. Public Comments**

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

- Leslie Feigel made comments. (01:58:16)
- Margot Kidder made comments. (01:59:59)
- Liz Kearney made comments. (02:03:46)

**15. Adjournment (8:35 PM)**

Livingston City Commission Meeting

September 5, 2017

6:30 PM

City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:02:12)**

**A. CONSENT - Approve minutes from regular 8.15.17 commission meeting**

**B. CONSENT - Approved bills and claims for 2nd half of August**

**C. CONSENT - Ratify Claim**

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

**6. Proclamations**

**7. Scheduled Public Comment**

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

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

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

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

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

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

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

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

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

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

## **11. Action Items**

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

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

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

(01:52:21)

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

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

(01:55:00)

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

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

(02:03:03)

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

**12. City Manager Comment**

**13. City Commission Comments**

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

**14. Public Comments**

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

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

**15. Adjournment (8:49 PM)**

Livingston City Commission Meeting

August 1, 2017

6:30 PM

City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:02:00)**

A. **CONSENT - Approve minutes from City Commission regular meeting 7.18.17**

B. **CONSENT - Approve minutes from City Commission special meeting 7.25.17**

C. **CONSENT - Approve Bills & Claims for 2nd half of July**

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

**6. Proclamations**

**7. Scheduled Public Comment**

A. **Scheduled Public Comment - Skate Park status update with Derek Smith and Lincoln Jamrog (00:03:30)**

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

A. **RESOLUTION NO. 4748 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ADOPT THE CITY OF LIVINGSTON GROWTH POLICY. (00:20:40)**

- Adam Stern made comments (00:40:10)
- Jay Kiefer made comments (00:48:02)

- Patricia Grabow made comments (00:51:18)
- Hoglund made a motion to pass Resolution No. 4748. Friedman seconded.
  - All in favor, motion passed 5-0.

**B. RESOLUTION NO. 4749 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ACCEPTING THE SEWER AND WATER EXTENSIONS FOR BROOKSTONE SUBDIVISION. (01:05:06)**

- Freidman made a motion to pass Resolution No. 4749. Schwarz seconded.
  - All in favor, motion passed 5-0.

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - URA grant approval of Joel Reinholz, Managing Partner of Todd & Ed's LLC grant request for solar project for 205 1/2 South Main Street (01:05:40)**

- Patricia Grabow made comments (01:11:11)
- Hoglund made a motion to table Action Item A until the City Commission has more information regarding Urban Renewal Agency finances. Schwarz seconded.
  - Motion passed 4-1. (Sandberg opposed.)

**B. DISCUSS/APPROVE/DENY - Authorizing City Manager to sign a letter of acceptance with Northwestern Energy (01:17:02)**

- Schwarz made a motion to approve Action Item B. Friedman seconded.
  - Motion passed 4-1. (Sandberg opposed.)

**C. DISCUSS/APPROVE/DENY - Brookstone Major Subdivision Final Approval (01:18:48)**

- Jay Kiefer made comments (01:44:04)
- Patricia Grabow made comments (01:46:26)
- Friedman made a motion to approve Action Item C. Schwarz seconded.
  - Motion passed 4-0. (Sandberg abstained.)

## **12. City Manager Comment**

## **13. City Commission Comments**

- Sandberg made comments. (01:47:34)
- Schwarz made comments. (01:53:00)
- Hoglund made comments. Hoglund made a motion to discuss the 10<sup>th</sup> Street Pocket Park at a future commission meeting. Bennett seconded. (01:53:32)
- Bennett made comments. Bennett made a motion to discuss the public bathrooms for the Albemarle and the necessary steps to get a resolution for use and maintenance. Hoglund seconded. (02:13:13)

## **14. Public Comments**

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

- Bill Watkins made comments. (01:56:40)
- Jay Kiefer made comments. (02:00:40)
- Patricia Grabow made comments. (02:06:57)

## **15. Adjournment (8:44 PM)**

Livingston City Commission Special Meeting

July 25, 2017

5:30 PM

City-County Complex

**1. Call to Order**

**2. Roll Call**

- Bennett, Hoglund, Friedman and Sandberg were present.

**3. Resolutions**

**A. RESOLUTION NO. 4747 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN THE NOTICE OF AWARD AND AGREEMENT WITH DICK ANDERSON CONSTRUCTION, INC. FOR THE LIVINGSTON WATER RECLAMATION FACILITY UPGRADE. (00:00:30)**

- Hoglund made a motion to pass Resolution No. 4747. Friedman seconded.
  - Motion passed 3-1. (Sandberg opposed.)

**4. City Manager Comment**

**5. City Commission Comments**

**6. Public Comments**

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

**7. Adjournment (6:32 PM)**



Livingston City Commission Meeting  
July 18, 2017  
6:30 PM  
City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:02:20)**

**A. CONSENT - Approve minutes from regular 6.20.17 commission meeting**

**B. CONSENT - Ratify Claims**

**C. CONSENT - Approve Bills & Claims**

- Sandberg requested Consent Item D be removed from Consent Items.
- Friedman made a motion to approve Consent Items A – C. Hoglund seconded.
  - All in favor, motion passed 5-0.

**D. CONSENT - Approve request of Park County Historic and Park County Genealogy Societies request for fee waiver (00:02:56)**

- Friedman made a motion to approve Consent Item D. Schwarz seconded.
  - All in favor, motion passed 5-0.

**6. Proclamations**

**7. Scheduled Public Comment**

## 8. Public Hearings

- A. RESOLUTION NO. 4741 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, INCREASING THE WATER RATE IN THE AMOUNT OF 2% TO BECOME EFFECTIVE FOR JULY 2017 WATER USAGE, BILLED IN AUGUST. (00:04:10)**
- Dixie Lee Bullock made comments (00:05:25)
  - Goeffrey Chase made comments (00:15:20)
  
  - Friedman made a motion to pass Resolution No. 4741. Schwarz seconded.
    - Motion passed 4-1. (Sandberg opposed.)
- B. RESOLUTION NO. 4742 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, INCREASING THE SEWER RATE IN THE AMOUNT OF 2% TO BECOME EFFECTIVE FOR JULY 2017 SEWER USAGE, BILLED IN AUGUST. (00:21:21)**
- Goeffrey Chase made comments (00:24:26)
  
  - Friedman made a motion to pass Resolution No. 4742. Schwarz seconded.
    - Motion passed 4-1. (Sandberg opposed.)
- C. RESOLUTION NO. 4743 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA ESTIMATING THE COST OF MAINTAINNG AND IMPROVING STREETS AND ALLEYS IN FURTHERANCE OF THE FIVE-YEAR CAPITAL IMPROVEMENT PLAN FOR STREET MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2017-2018 IN THE ESTIMATED AMOUNT OF \$978,230, WHICH IS A 1% INCREASE FROM THE PRIOR FISCAL YEAR AND LEVYING AND ASSESSING 100% THE ESTIMATED COSTS AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT. (00:32:32)**
- Bill Watkins made comments (00:34:00)
  - Patricia Grabow made comments (00:34:56)
  
  - Friedman made a motion to pass Resolution No. 4743. Hoglund seconded.
    - All in favor, motion passed 5-0.
- D. RESOLUTION NO. 4744 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ESTIMATING THE COST OF MAINTAINING LIGHTS AND SUPPLYING ELECTRICAL CURRENT TO SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 IN THE AMOUNT OF \$44,800 FOR FISCAL YEAR 2017-2018 AND LEVYING AND**

**ASSESSING 100% OF THE ESTIMATED COSTS AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT. (00:46:46)**

- Schwarz made a motion to pass Resolution 4744. Friedman seconded.
  - All in favor, motion passed 5-0.

**E. RESOLUTION NO. 4745 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, MODIFYING SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$91,120 FOR FISCAL YEAR 2017-2018 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT. (00:49:04)**

- Patricia Grabow made comments (00:50:20)
- Schwarz made a motion to pass Resolution No. 4745. Hoglund seconded.
  - All in favor, motion passed 5-0.

**F. RESOLUTION NO. 4740 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, APPROVING AND ADOPTING THE FINAL BUDGET IN THE AMOUNT OF \$17,535,328 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2017, AND ENDING JUNE 30, 2018, (FY 2017-2018), AND MAKING APPROPRIATIONS AND ESTABLISHING SPENDING LIMITS AND ESTABLISHING SPENDING LIMITS AND AUTHORIZING TRANSFER OF APPROPRIATIONS WITHIN THE SAME FUND. (00:52:05)**

- Mary Beebe made comments (00:53:13)
- Bill Watkins made comments (01:01:51)
- Friedman made a motion to amend Resolution No. 4740 to include \$5,000.00 for the Livingston Spay/ Neuter Project. Hoglund seconded.
  - Motion passed 4-1. (Sandberg opposed.)
- Friedman made a motion to pass Resolution No. 4740 as amended. Schwarz seconded.
  - Motion passed 4-1. (Sandberg opposed.)

## 9. Ordinances

## 10. Resolutions

### A. RESOLUTION NO. 4746 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN A GENERAL SERVICES AGREEMENT WITH ABSAROKA ABATEMENT, LLC, FOR NECESSARY ASBESTOS ABATEMENT IN THE DOWNTOWN VAULT SPACES. (01:17:40)

- Schwarz made a motion to pass Resolution No. 4746. Hoglund seconded.
  - All in favor, motion passed 5-0.

## 11. Action Items

### A. DISCUSS/APPROVE/DENY - The Hoot organizers request for open container waiver for the Hoot on August 3, 2017 (01:20:28)

- Bill Watkins made comments (01:22:02)
- John Lowell made comments (01:23:10)
- Hoglund made a motion to approve the request for open container on Main Street from Park Street to Lewis Street from 4:00 pm to 10:00 pm on August 3, 2017. Friedman seconded.
  - All in favor, motion passed 5-0.

## 12. City Manager Comment (01:27:12)

## 13. City Commission Comments

- Sandberg made comments. (01:29:29)
- Hoglund made comments. (01:33:33)
- Bennett made comments. (01:35:10)

## 14. Public Comments

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

- Mary Beebe made comments. (01:36:13)
- Patricia Grabow made comments. (01:38:18)
- Dixie Lee Bullock made comments. (01:46:00)
- Bill Watkins made comments. (01:47:21)

## 15. Adjournment (8:21 PM) (01:48:48)

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

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:03:15)**

- A. **CONSENT - Approve Minutes from Regular 5.16.17 Commission Meeting**
- B. **CONSENT - Approve Bills & Claims**
- C. **CONSENT - Ratify Claim**
- D. **CONSENT - Approve Karla Pettit, Bob Ebinger and Kyra Ames to the Urban Renewal Agency**
- E. **CONSENT - Approve Warren Mabie and Theresa Coleman to the Board of Adjustments**
  - Friedman made a motion to approve Consent Items A-E. Hoglund seconded.
    - All in favor, motion passed 4-0.

**6. Proclamations**

- A. **Rodeo Days Proclamation (00:03:50)**

**7. Scheduled Public Comment**

**8. Public Hearings**

**9. Ordinances**

## 10. Resolutions

**A. RESOLUTION NO. 4728 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH THE STATE OF MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION. (00:04:55)**

- Friedman made a motion to pass Resolution No. 4728. Hoglund seconded.
  - All in favor, motion passed 4-0.

**B. RESOLUTION NO. 4729 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING OVERNIGHT CAMPING AT MAYORS LANDING IN CONNECTION WITH THE 54TH ANNUAL YELLOWSTONE BOAT FLOAT. (00:07:45)**

- Friedman made a motion to pass Resolution No. 4729. Hoglund seconded.
  - All in favor, motion passed 4-0.

**C. RESOLUTION NO. 4730 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN LIVE PERFORMANCE AGREEMENTS WITH PERFORMING ARTISTS FOR SUMMERFEST 2017. (00:08:55)**

- Friedman made a motion to pass Resolution No. 4730. Hoglund seconded.
  - All in favor, motion passed 4-0.

**D. RESOLUTION NO. 4731 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN A GENERAL SERVICES AGREEMENT WITH BRADY PRO SOUND FOR SUMMERFEST 2017. (00:11:39)**

- Hoglund made a motion to pass Resolution No. 4730. Friedman seconded.
  - All in favor, motion passed 4-0.

**E. RESOLUTION NO. 4732 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO SIGN A COLLECTIVE BARGAINING AGREEMENT WITH THE MONTANA PUBLIC EMPLOYEES ASSOCIATION LIVINGSTON POLICE UNITY FOR FISCAL YEAR 2017 THROUGH 2018. (00:13:09)**

- Friedman made a motion to pass Resolution No. 4731. Hoglund seconded.
  - Motion passed 3-1. (Sandberg opposed.)

## 11. Action Items

### A. DISCUSS/APPROVE/DENY - Sewer extension request for Lalich property (00:22:55)

- Hoglund made a motion to approve Action Item A. Friedman seconded.
  - Motion failed 0-4.

### B. DISCUSS/APPROVE/DENY - Approve Urban Renewal Agency grant approval in the amount of \$8,800.00 for Bob's Outdoor Inc. for exterior tuck pointing of brick building, sills, corbels and repainting. (00:28:50)

- Bob Ebinger and Karla Pettit made comments (00:35:39)
- Jill Mabie made comments (01:07:18)
- Patricia Grabow made comments (01:11:11)
- Dan Durgan made comments (01:17:17)
- Chris Rogers made comments (01:19:05)
- Susannah McLean made comments (01:21:18)
- Karla Pettit made comments (01:24:49)
- Bob Ebinger made comments (01:27:33)
- Warren Mabie made comments (01:28:05)
- Karla Pettit made comments (01:29:46)
- Jack Luther made comments (01:30:10)
- Karla Pettit made comments (01:31:31)
- Bob Ebinger made comments (01:32:49)
  
- Sandberg made a motion to approve Action Items B – E. Friedman seconded.
  - Motion passed 3-1. (Bennet opposed.)

### C. DISCUSS/APPROVE/DENY - Approve Urban Renewal Agency grant approval in the amount of \$18,500.00 for grant request for Grabow Building boiler

- See Action Item B.

**D. DISCUSS/APPROVE/DENY - Approve Urban Renewal grant approval in the amount of \$2,790.00, for Cerberus Properties grant request for insulation, window and door replacement**

- See Action Item B.

**E. DISCUSS/APPROVE/DENY - Approve Urban Renewal Agency grant approval in the amount of \$49,615.00 for grant request for 103 North Main building renovation**

- See Action Item B.

**F. DISCUSS/APPROVE/DENY - Approve Urban Renewal Agency grant approval in the amount of \$90,000.00 for City of Livingston Downtown CIP (01:42:09)**

- Hoglund made a motion to table Action Item F. Friedman seconded.
  - Motion passed 3-1. (Bennett opposed.)

**12. City Manager Comment (01:45:21)**

**13. City Commission Comments**

- Sandberg made comments. (01:45:34)
- Friedman made comments. (01:55:05)
- Hoglund made comments. (01:55:55)

**14. Public Comments**

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

- Dan Durgan made comments. (01:57:43)
- Jill Mabie made comments. (01:58:23)
- Patricia Grabow made comments. (01:59:36)

**15. Adjournment (8:30 PM)**



## MINUTES

**Livingston City Commission**  
**May 16, 2017**  
**6:30 p.m.**  
**City- County Complex, Community Room**

1. **Call to Order**
2. **Roll Call**
  - Bennett, Hoglund, Friedman, and Sandberg were present. Schwarz absent.
3. **Moment of Silence**
4. **Pledge of allegiance**
5. **Consent Items (00:02:04)**
  - A. **CONSENT - Approve Minutes from 5.2.17 Regular Commission Meeting**
  - B. **CONSENT - Approve Claims for first half of May 2017**
    - Hoglund made a motion to approve Consent Items A and B. Friedman seconded.
      - All in favor, motion passed 4-0.
6. **Proclamations**
  - A. **PROCLAMATION - Kids to Parks Day (00:01:45)**
  - B. **PROCLAMATION – National Police Week 2017 (00:03:23)**
7. **Scheduled Public Comment**
  - A. **SCHEDULED PUBLIC COMMENT - Dave Pettit regarding grant funding for Sleeping Giant Middle School (00:04:50)**
  - B. **SCHEDULED PUBLIC COMMENT - Ann Schilling, CASA Representative (00:07:25)**
  - C. **SCHEDULED PUBLIC COMMENT - Leah Elwell, Invasive Species Action Network (00:16:38)**
  - D. **SCHEDULED PUBLIC COMMENT - Mary Anne Keyes from MSU Extension (00:24:45)**
8. **Public Hearings**
9. **Ordinances**

## 10. Resolutions

**A. RESOLUTION NO. 4727 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DECLARING CERTAIN PROPERTY AS SURPLUS AND DIRECTING THAT SAID PROPERTY BE SOLD. (00:42:34)**

- Friedman made a motion to pass Resolution No. 4727. Hoglund seconded.
  - All in favor, motion passed 4-0.

## 11. Action Items

**A. DISCUSS/APPROVE/DENY - Acceptance of weed management plan prepared by Invasive Species Action Network (00:44:47)**

- Friedman made a motion to accept the weed management plan prepared by Invasive Species Action Network. Hoglund seconded.
  - All in favor, motion passed 4-0.

**B. DISCUSS/APPROVE/DENY - Schedule a meeting of City Commission to discuss goals for City Manager (00:46:32)**

- Meeting scheduled for June 1 at 5:30 p.m. in the Community Room, City/County Complex

**C. DISCUSS/APPROVE/DENY – Acceptance of Memorandum of Understanding amending the Captains promotion grading scale (00:51:12)**

- Friedman made a motion to accept the Memorandum of Understanding amending the Captains promotion grading scale. Hoglund seconded.
  - All in favor, motion passed 4-0.

## 12. City Manager Comment (00:52:52)

## 13. City Commission Comments

- Sandberg made comments (00:53:33)
- Friedman made comments (01:03:45)
- Hoglund made comments (01:04:12)
- Bennett made comments (01:06:48)

## 14. Public Comments

- Liz Kearney made comments (01:08:36)

## 15. Adjournment (01:09:36) 7:39 p.m.

## pMINUTES

Livingston City Commission  
May 2, 2017  
6:30 p.m.  
City- County Complex, Community Room

1. Call to Order
2. Roll Call
  - Bennett, Hoglund, Friedman, Schwarz and Sandberg (via conference call) were present.
3. Moment of Silence
4. Pledge of allegiance
5. Consent Items (00:02:10)
  - A. CONSENT - Approve minutes from regular 4.18.17 regular commission meeting
  - B. CONSENT - Approve Claims for second half of April 2017
  - C. CONSENT - Approve Steve Koonz and Darin MacKenzie to City/County Joint Airport Board
  - D. CONSENT - Approve Tyler Erickson, David DePuy and Dale Sexton to Livingston Building Improvement District Board
    - Friedman made a motion to pass Consent Items A – D. Hoglund seconded.
      - All in favor, motion passed 5-0.
6. Proclamations
  - A. PROCLAMATION - Youth Week Proclamation (00:02:56)
7. Scheduled Public Comment
  - A. SCHEDULED PUBLIC COMMENT - Chief MacInnes to speak in honor of Captain Walker's retirement (00:02:56)
  - B. SCHEDULED PUBLIC COMMENT - Marilyn Hartley from the Cannon Committee (00:07:25)

- C. **SCHEDULED PUBLIC COMMENT – Leslie Feigel from Chamber of Commerce with annual marketing campaign and grant application update** (00:24:55)

**8. Public Hearings**

**A. ORDINANCE NO. 2063 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 4-41, ENTITLED "CIVIL OFFENSES, EXCEPTIONS," BY ADDING AN EXCEPTION TO SUBPART C PERTAINING TO THE BOZEMAN TRAIL CONNECTOR LOCATED BETWEEN JACK WEIMER MEMORIAL PARK AND FLESHMAN CREEK ROAD IN LIVINGSTON, MONTANA.** (00:37:30)

- Friedman made a motion to pass Ordinance No. 2063. Hoglund seconded.
  - All in favor, motion passed 5-0.

**B. ORDINANCE NO. 2064 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE 2049 AND CHAPTER 9, ARTICLE IV OF THE LIVINGSTON MUNICIPAL COE ENTITLED "PARKING, STOPPING, AND STANDING" BY ESTABLISHING FIRE DEPARTMENT PARKING ON EITHER SIDE OF THE CALLENDER STREET ENTRANCE STREET ENTRANCE AND ESTABLISHING A CIVIL PENALTY FOR VIOLATION THEREOF.** (00:39:34)

- Hoglund made a motion to pass Ordinance No. 2064. Schwarz seconded.
  - All in favor, motion passed 5-0.

**9. Ordinances**

**A. ORDINANCE NO. 2065 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 8-5 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED "DAILY ACCOUNT OF FUNDS COLLECTED; MONTHLY REPORT, CONTENTS" AND SPECIFICALLY AMENDING THE PROCEDURE, CONTENT AND TIME OF THE CITY COURT MONTHLY REPORT.** (00:42:08)

- Schwarz made a motion to table Ordinance No. 2065 to a future meeting. Friedman seconded.
  - All in favor, motion passed 5-0.

**10. Resolutions**

**A. RESOLUTION NO. 4725 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO.** (00:43:19)

- Friedman made a motion to pass Resolution No. 4725. Hoglund seconded.
  - All in favor, motion passed 5-0.

**B. RESOLUTION NO. 4726 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ACCEPTING THE SEWER EXTENSION FROM HOMES ON 400 AND 500 BLOCK OF NORTH 10TH STREET AND HOMES NEAR THE 700 BLOCK OF NORTH 10TH STREET NEAR WEST RESERVOIR STREET. (00:50:10)**

- Friedman made a motion to pass Resolution No. 4726. Hoglund seconded.
  - All in favor, motion passed 5-0.

**11. Action Items**

**12. City Manager Comment (01:00:00)**

**13. City Commission Comments**

- Sandberg made comments (01:00:20)
- Schwarz made comments (01:04:37)
- Friedman made comments (01:05:20)
- Hoglund made comments (01:06:56)
- Bennett made comments (01:12:20)

**14. Public Comments**

- Liz Kearney made comments (01:15:35)

**15. Adjournment (01:18:25) 7:47 p.m.**

## MINUTES

Livingston City Commission  
April 18, 2017  
6:30 p.m.  
City- County Complex, Community Room

1. Call to Order

2. Roll Call

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

3. Moment of Silence

4. Pledge of allegiance

5. Consent Items (00:02:04)

**A. CONSENT - Approve Minutes from 4.4.17 regular commission meeting**

**B. CONSENT - Approve bills from first half of April 2017**

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

6. Proclamations

**ACTION ITEM A: DISCUSS/APPROVE/DENY - Motion to pull tabled items from March 7, 2017 regular Commission Meeting and proceed with Public Hearing (00:03:44)**

- Schwarz made a motion to pull the items tabled from the March 7, 2017 regular Commission Meeting and proceed with Public Hearing. Hoglund seconded.
  - Motion passed 4-1. (Sandberg opposed.)

7. Scheduled Public Comment

8. Public Hearings

**A. PUBLIC HEARING - Public Comment on Proposed Northtown Livingston LLC request for Zone Change (00:07:05)**

- Mark Narden made comments (01:07:48)
- Lee Strancek made comments (01:12:21)
- Rose Klumpers made comments (01:14:09)

- Mary Ples made comments (01:15:40)
- Mark Pesa made comments (01:20:34)
- Brooke Weimer made comments (01:23:47)
- Karla Pettit made comments (01:26:49)
- Tom Gierhan made comments (01:34:10)
- Cliff Schaefer made comments (01:36:00)
- JC Carmeichel made comments (01:41:41)
- Michael Pincon made comments (01:44:44)
- Jamie Chu made comments (01:46:39)
- Kerwin Klumpers made comments (01:49:20)
- Kelly O’Hara made comments (01:57:20)
  
- Chairman Bennett called for a ten minute recess (01:57:20)
- Meeting reconvened (02:13:10)

**9. Ordinances**

**10. Resolutions**

**11. Action Items**

**B DISCUSS/APPROVE/DENY - Northtown Livingston, LLC request for zone change (02:13:30)**

- Mark Nardin made comments (03:13:21)
- Donna Fairchild made comments (03:17:21)
- JC Carmiechel made comments (03:20:04)
  
- Friedman made a motion to extend the meeting. Schwarz seconded.
  - All in favor, motion passed 5-0.
  
- Brooke Weimer made comments (03:48:09)
  
- Friedman made a motion to approve Northtown Livingston, LLC request for zone change. Bennett seconded.
  - Motion failed 3-2. (Schwarz and Sandberg opposed. Super majority required.)

**C DISCUSS/APPROVE/DENY - Proposed Northtown Livingston LLC Subdivision**

- Action Item C not discussed as Action Item B failed.

**12. City Manager Comment (03:31:52)**

**13. City Commission Comments**

- Sandberg made comments (03:32:24)
- Friedman made comments (03:33:22)
- Hogle made comments (03:33:38)

**14. Public Comments**

- Patricia Grabow made comments (03:36:24)

**15. Adjournment (03:37:28) 10:06 p.m.**



**Livingston City Commission Meeting**

**April 4, 2017**

**6:30 p.m.**

**City-County Complex**

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:02:09)**

**A. CONSENT - Approve Minutes from 3.21.17 Regular Commission meeting**

**B. CONSENT – Approve claims second half of March 2017**

- Friedman made a motion to approve Consent Items A and B. Schwarz seconded.
  - All in favor, motion passed 4-0.

**6. Proclamations**

**A. PROCLAMATION - Public Safety Communication Officers Week (00:02:48)**

**7. Scheduled Public Comment**

**A. Scheduled Public Comment – Ryan Stratman and Tim Barnes, Representatives from Missouri River Drug Task Force (00:06:30)**

**B. Scheduled Public Comment – Miranda Bly, representative from Western Sustainability Exchange, and Mike Inman, Representative from Active Transportation Coalition, regarding request for road closure and fee waiver during Farmers Market (00:55:00)**

**C. Scheduled Public Comment - Katie Weaver MSU Park County Economic and Community Development Annual Report (01:02:03)**

**8. Public Hearings**

## 9. Ordinances

**A. ORDINANCE NO. 2063 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 4-41, ENTITLED "CIVIL OFFENSES, EXCEPTIONS," BY ADDING AN EXCEPTION TO SUBPART C PERTAINING TO THE BOZEMAN TRAIL CONNECTOR LOCATED BETWEEN JACK WEIMER MEMORIAL PARK AND FLESHMAN CREEK ROAD IN LIVINGSTON, MONTANA. (01:21:36)**

- Sandberg made a motion to pass Ordinance No. 2063 with a revision of the Purpose section of the Ordinance to read "...the Bozeman Trail Connector..." in place of "...Waterworks Park..." Friedman seconded.
  - All in favor, motion passed 4-0.

**B. ORDINANCE NO. 2064 - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE 2049 AND CHAPTER 9, ARTICLE IV OF THE LIVINGSTON MUNICIPAL COE ENTITLED "PARKING, STOPPING, AND STANDING" BY ESTABLISHING FIRE DEPARTMENT PARKING ON EITHER SIDE OF THE CALLENDER STREET ENTRANCE STREET ENTRANCE AND ESTABLISHING A CIVIL PENALTY FOR VIOLATION THEREOF. (01:33:30)**

- Friedman made a motion to pass Ordinance No. 2064. Schwarz seconded.
  - All in favor, motion passed 4-0.

## 10. Resolutions

**A. RESOLUTION NO. 4723 - A RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA ANNUAL ADJUSTABLE RATE TENDER OPTION MUNICIPAL FINANCE CONSOLIDATION ACT BONDS (INTERCAP REVOLVING PROGRAM), APPROVING THE FORM AND TERMS OF THE LOAN AGREEMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO. (01:38:54)**

- Friedman made a motion to pass Resolution No. 4723. Schwarz seconded.
  - All in favor, motion passed 4-0.

**B. RESOLUTION NO. 4724 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN THE NOTICE OF AWARD AND AGREEMENT WITH MORGAN CONSTRUCTION FOR CONSTRUCTION NECESSARY FOR THE DOWNTOWN LIVINGSTON VAULT PROJECT. (01:43:29)**

- Patricia Grabow made comments (01:49:13)
- Friedman made a motion to pass Resolution No. 4724. Sandberg seconded.
  - All in favor, motion passed 4-0.

## **11. Action Items**

### **A. DISCUSS/APPROVE/DENY - Western Sustainability Exchange request for road closure and fee waiver for Farmers Market (01:53:58)**

- Mike Gomez made comments (01:54:59)
- Miranda Bly made comments (01:57:44)
- Friedman made a motion to approve the road closure to vehicles and request for fee waiver for road closure during the Farmers Market. Sandberg seconded.
  - All in favor, motion passed 4-0.

## **12. City Manager- Michael Kardoes- Comment (02:01:24)**

### **13. City Commission Comments**

- Sandberg made comments. (02:02:25)
- Schwarz made comments. (02:06:05)
- Friedman made commends (02:09:36)
- Bennett made comments. (02:09:55)

## **14. Public Comments**

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

## **15. Adjournment (8:46 p.m.)**

Livingston City Commission Meeting

March 21, 2017

6:30 PM

City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:03:03)**

A. **CONSENT - Approve minutes from regular commission meeting 3.7.17**

B. **CONSENT – Approve Bills and Claims 1<sup>st</sup> half of March 2017.**

C. **CONSENT - Ratify Claim**

- Friedman made a motion to approve Consent Items A – C. Hoglund seconded.
  - All in favor, motion passed 4-0.

**6. Proclamations**

**7. Scheduled Public Comment**

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

A. **RESOLUTION NO. 4719 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO SIGN AGREEMENT WITH THE MONTANA HISTORIC PRESERVATION OFFICE FOR GRANT FOR LOCAL HISTORIC PRESERVATION FOR PERIOD APRIL 1, 2017 TO MARCH 31, 2018. (00:03:40)**

- Hoglund made a motion to pass Resolution No. 4719. Schwarz seconded.
  - All in favor, motion passed 4-0.

**B. RESOLUTION NO. 4722 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING DONATION OF A FIRETRUCK TO RW & JW ENTERPRISES FOR DISPLAY AND AS CONSIDERATION FOR IN KIND SERVICES. (00:05:20)**

- Friedman made a motion to pass Resolution No. 4722. Schwarz seconded.
  - All in favor, motion passed 4-0.

**C. RESOLUTION NO. 4721 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CHAIRMAN TO SIGN THE AMENDED PERPETUAL RIGHT-OF-WAY EASEMENT WITH VISTA, LLC FOR THE PURPOSES OF CONSTRUCTION, MAINTENANCE, OPERATION, SERVICE, REPAIR, AND REPLACEMENT OF CITY STREETS, SANITARY SEWERS, AND WATER LINES. (00:10:57)**

- Hoglund made a motion to pass Resolution No. 4721. Schwarz seconded.
  - All in favor, motion passed 4-0.

**D. RESOLUTION NO. 4720 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO AMEND THE CITY'S PROFESSIONAL SERVICES AGREEMENT WITH ADVANCED ENGINEERING AND ENVIRONMENTAL SERVICES, INC. (AE2S) FOR WATER TREATMENT PLANT UPGRADE (WWTP) DESIGN, AND TO ENTER INTO AN AGREEMENT FOR CONSTRUCTION ADMINISTRATION SERVICES ON THE WATER RECLAMATION FACILITY PROJECT. (00:15:57)**

- Scott Buecker, Keith Waring, Steve Nichols made comments (00:15:57)
- Patricia Grabow made comments (01:19:26)
- Friedman made a motion to pass Resolution No. 4720. Schwarz seconded.
  - All in favor, motion passed 4-0.

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - Joe Brooks Chapter of Trout Unlimited request for waiver of garbage disposal fees for Yellowstone River Clean Up on April 22, 2017 (01:36:04)**

- Schwarz made a motion to approve Joe Brooks Chapter of Trout Unlimited request for waiver of garbage disposal fees for Yellowstone River Clean Up. Hoglund seconded.
  - All in favor, motion passed 4-0.

**B. DISCUSS/APPROVE/DENY - Front Street Trail Connector Grant return (01:39:06)**

- Dan Durgan made comments (01:47:54)
- Charles Hubbell made comments ((01:49:16)

- Schwarz made a motion to return the Front Street Trail Connector Grant. Friedman seconded.
  - All in favor, motion passed 4-0.

**C. DISCUSS/APPROVE/DENY- Setting budget meeting in mid April for General Fund review (01:51:12)**

- City Commission scheduled April 11, 2017, 5:30 p.m. to discuss General Fund review.

**D. DISCUSS/APPROVE/DENY – Leasing of rehabilitated/ retained vault space. (01:54:04)**

- Schwarz made a motion to table Action Item D until the issue is needed and relevant. Friedman seconded.
  - All in favor, motion passed 4-0.
- Charles Hubbell made comments (02:01:01)
- Dan Durgan made comments (02:03:51)

**12. City Manager Comment (02:05:23)**

**13. City Commission Comments**

- Friedman made comments. (02:07:15)
- Hoglund made comments. (02:08:10)
- Bennett made comments. (02:11:59)

**14. Public Comments**

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

- Patricia Grabow made comments. (02:16:11)
- Warren Mabie made comments (02:25:55)

**15. Adjournment (8:55 p.m.)**

## MINUTES

Livingston City Commission

March 7, 2017

6:30 p.m.

City- County Complex, Community Room

1. **Call to Order**
2. **Roll Call**
  - Bennett, Hoglund, Friedman, Schwarz, and Sandberg were present.
3. **Moment of Silence**
4. **Pledge of allegiance**
5. **Consent Items (00:03:09)**
  - A. **CONSENT - Approve minutes from regular commission meeting 2.21.17**
  - B. **CONSENT - Approve Bills & Claims**
    - Sandberg requested Consent Items C – F be pulled from Consent Items.
    - Sandberg made a motion to approve Consent Items A and B. Friedman seconded.
      - All in favor, motion passed 5-0.
  - C. **CONSENT - Approve URA grant approval for Triple M Cooking LLC d/b/a Pinky's Cafe in the amount of \$23,000.00**
  - D. **CONSENT - Approve URA grant approval to Out of the Blue in the amount of \$15,270.00**
  - E. **CONSENT - Approve URA grant approval for Cerberus Properties structural wall in the amount of \$4,400.00**
    - Schwarz made a motion to approve Consent Items C – E. Friedman seconded.
      - All in favor, motion passed 5-0.
  - F. **CONSENT - Approve URA grant approval to Sleeping Giant Middle School in the amount of \$6,000.00**
    - Friedman made a motion to approve Consent Item F. Schwarz seconded.
      - Motion passed 4-1. Bennett opposed.
6. **Proclamations**
7. **Scheduled Public Comment**

## **8. Public Hearings**

### **A. PUBLIC HEARING - Public Comment on Proposed Northtown Livingston LLC request for Zone Change (00:11:00)**

- Bill Muhlenfel and Matt Fours made comments (00:12:00)
- Chairperson Bennett called for a recess (00:31:29)
- Commission meeting reconvened (00:39:49)
- Friedman made a motion to reschedule the Public Hearing to April 18, 2017 after the City Attorney provides legal clarification regarding the legality of moving forward with the public hearing, including presentation from the developer and to make decisions based on the same. Schwarz seconded.
  - Motion passed 4-0. Sandberg abstained.

## **9. Ordinances**

## **10. Resolutions**

## **11. Action Items**

### **A. DISCUSS/APPROVE/DENY - Northtown Livingston, LLC request for zone change**

### **B. DISCUSS/APPROVE/DENY - Proposed Northtown Livingston LLC Subdivision**

- Hoglund made a motion to table Action Items A and B until the April 18 regular commission meeting. Friedman seconded.
  - Motion passed 4-0. Sandberg abstained.

## **12. City Manager Comment (00:55:19)**

## **13. City Commission Comments**

- Sandberg made comments (00:56:10)
- Schwarz made comments (00:58:26)
- Hoglund made comments (00:58:52)
- Bennett made comments (00:59:45)

## **14. Public Comments**

- Leslie Feigel made comments (01:00:48)

## **15. Adjournment (01:03:39) p.m.**



## MINUTES

Livingston City Commission

March 7, 2017

6:30 p.m.

City- County Complex, Community Room

1. Call to Order
2. Roll Call
  - Bennett, Hoglund, Friedman, Schwarz, and Sandberg were present.
3. Moment of Silence
4. Pledge of allegiance
5. Consent Items (00:03:09)
  - A. CONSENT - Approve minutes from regular commission meeting 2.21.17
  - B. CONSENT - Approve Bills & Claims
    - Sandberg requested Consent Items C – F be pulled from Consent Items.
    - Sandberg made a motion to approve Consent Items A and B. Friedman seconded.
      - All in favor, motion passed 5-0.
  - C. CONSENT - Approve URA grant approval for Triple M Cooking LLC d/b/a Pinky's Cafe in the amount of \$23,000.00
  - D. CONSENT - Approve URA grant approval to Out of the Blue in the amount of \$15,270.00
  - E. CONSENT - Approve URA grant approval for Cerberus Properties structural wall in the amount of \$4,400.00
    - Schwarz made a motion to approve Consent Items C – E. Friedman seconded.
      - All in favor, motion passed 5-0.
  - F. CONSENT - Approve URA grant approval to Sleeping Giant Middle School in the amount of \$6,000.00
    - Friedman made a motion to approve Consent Item F. Schwarz seconded.
      - Motion passed 4-1. Bennett opposed.
6. Proclamations
7. Scheduled Public Comment

## **8. Public Hearings**

### **A. PUBLIC HEARING - Public Comment on Proposed Northtown Livingston LLC request for Zone Change (00:11:00)**

- Bill Muhlenfel and Matt Fours made comments (00:12:00)
- Chairperson Bennett called for a recess (00:31:29)
- Commission meeting reconvened (00:39:49)
- Friedman made a motion to reschedule the Public Hearing to April 18, 2017 after the City Attorney provides legal clarification regarding the legality of moving forward with the public hearing, including presentation from the developer and to make decisions based on the same. Schwarz seconded.
  - Motion passed 4-0. Sandberg abstained.

## **9. Ordinances**

## **10. Resolutions**

## **11. Action Items**

### **A. DISCUSS/APPROVE/DENY - Northtown Livingston, LLC request for zone change**

### **B. DISCUSS/APPROVE/DENY - Proposed Northtown Livingston LLC Subdivision**

- Hoglund made a motion to table Action Items A and B until the April 18 regular commission meeting. Friedman seconded.
  - Motion passed 4-0. Sandberg abstained.

## **12. City Manager Comment (00:55:19)**

## **13. City Commission Comments**

- Sandberg made comments (00:56:10)
- Schwarz made comments (00:58:26)
- Hoglund made comments (00:58:52)
- Bennett made comments (00:59:45)

## **14. Public Comments**

- Leslie Feigel made comments (01:00:48)

## **15. Adjournment (01:03:39) p.m.**

## MINUTES

Livingston City Commission

February 21, 2017

6:30 p.m.

City- County Complex, Community Room

1. Call to Order
2. Roll Call
  - Bennett, Hoglund, Friedman, Schwarz and Sandberg were present.
3. Moment of Silence
4. Pledge of allegiance
5. Consent Items (00:02:50)
  - A. CONSENT - Approve minutes from 2.7.17 regular commission meeting
  - B. CONSENT - Ratify Claim
  - C. CONSENT - Approve Bills & Claims
  - D. CONSENT - Approve Charlie Eubanks and Vicki Blakeman for Planning Board per vote on February 15, 2017
    - Bennett requested Consent Item E be pulled from Consent Items.
    - Hoglund made a motion to approve Consent Items A-D. Friedman seconded.
      - All in favor, motion passed 5-0.
  - E. CONSENT - Approve Equipment Use Agreement between City of Livingston and Park County
    - Hoglund made a motion to approve Consent Item E. Friedman seconded.
      - All in favor, motion passed 5-0.
6. Proclamations
7. Scheduled Public Comment
  - A. SPC – Steve Koonz regarding overpass/underpass (00:15:08)

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

**A. RESOLUTION NO. 4718 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ACCEPTING THE WATER MAIN EXTENSION FROM TOWN PUMP ALONG US HWY 89 SOUTH TO THE NEW MURDOCHS, AND THE FORCE MAIN FROM TRAVERTINE LANE TO TOWN PUMP. (00:36:36)**

- Friedman made a motion to pass Resolution No. 4718. Schwarz seconded.
  - All in favor, motion passed 5-0.

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - Letter of Support for O Street Trail Connector project (00:42:06)**

- Friedman made a motion to sign a letter of Support for the O Street Trail Connector project. Hoglund seconded.
  - All in favor, motion passed 5-0.

**B. DISCUSS/APPROVE/DENY - Rescheduling workshop for solid waste report information session (00:50:58)**

- Workshop for solid waste report information session scheduled for March 8, 2017 at 5:30 p.m. in the City/County Complex - Community Room.

**C. DISCUSS/APPROVE/DENY - Scheduling a special meeting to discuss Planning Board recommendation regarding north side subdivision and zone change**

- The discussion of the Planning Board recommendation regarding north side subdivision and zone change will take place at the regular City Commission meeting on March 7, 2017 at 6:30 p.m.

**12. City Manager Comment (00:55:50)**

**13. City Commission Comments**

- Sandberg made comments (00:56:33)
- Schwarz made comments (01:02:44)
- Friedman made comments (01:04:19)
- Hoglund made comments (01:04:42)
- Bennett made comments (01:08:38)

#### **14. Public Comments**

- Patricia Grabow made comments (01:13:38)

#### **15. Adjournment**

- Friedman made a motion to adjourn. Hoglund seconded.
  - All in favor, meeting adjourned at 7:47 p.m. (01:17:50)

## MINUTES

Livingston City Commission

February 7, 2017

6:30 p.m.

City- County Complex, Community Room

1. **Call to Order**
2. **Roll Call**
  - Bennett, Hoglund, Friedman, Schwarz and Sandberg were present.
3. **Moment of Silence**
4. **Pledge of allegiance**
5. **Consent Items (00:01:55)**
  - A. **CONSENT - Approve minutes from 1.17.17 regular commission meeting**
  - B. **CONSENT - Ratify Claim**
  - C. **CONSENT - Approve Bills and Claims**
    - Bennett requested Consent Item D be pulled from Consent Items.
    - Hoglund made a motion to approve Consent Items A –C. Friedman seconded.
      - All in favor, motion passed 5-0
  - D. **CONSENT – Approve URA recommendation to grant Whiskey Creek \$60,000 for Façade and Energy Efficiency projects (00:02:40)**
    - Karla Pettit made comments (00:04:10)
    - Hoglund made a motion to approve Consent Item D. Friedman seconded.
      - All in favor, motion passed 5-0.
6. **Proclamations**
  - A. **National Teen Dating Violence Awareness and Prevention Month (00:11:40)**
7. **Scheduled Public Comment**
  - A. **SPC - Kristen Galbraith to discuss Public Transit Program Grant Process and Request for City Funding (00:15:01)**
    - Heather Jurvakainen made comments (00:26:50)
  - B. **SPC - Ken Decker and Bob Butts and Jim Baerg from Yellowstone Bend Citizens Council regarding PACE legislation request for support (00:29:50)**

**C. SPC - Scott Buecker from AE2S with Wastewater Reclamation Facility**

**Update**(00:42:50) (Scott Buecker also made comments about Silly Sidewalks)  
(01:34:35)

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

**A. RESOLUTION NO. 4717 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN A PROFESSIONAL SERVICES AGREEMENT WITH MICHAEL KARDOES FOR HIS EMPLOYMENT IN THE ROLE OF CITY MANAGER. (02:38:20)**

- Hoglund made a motion to extend the meeting beyond 9:30 p.m. Schwarz seconded. All in favor.
- Friedman made a motion to pass Resolution No. 4717. Schwarz seconded.
  - All in favor, motion passed 5-0.

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - Allocation of City Funding of \$5,000 in the next two fiscal years for Public Transit Program (01:40:00)**

- Clint Tinsley made comments (01:1:17)
- Friedman made a motion to approve allocation of City Funding of \$5,000 in the next two fiscal years for Public Transit Program. Hoglund seconded.
  - All in favor, motion passed 5-0.

**B. DISCUSS/APPROVE/DENY - Approve letter of support for PACE (01:44:38)**

- Ken Decker made comments (01:45:20)
- Friedman made a motion to approve signing a letter of support to League of Cities and Towns in support of PACE legislation. Schwarz seconded.
  - Motion passed 3-2. (Bennett and Sandberg opposed.)

**C. DISCUSS/APPROVE/DENY - Installation of Signage for Silly Sidewalks in Downtown**  
(01:49:35)

- Alex Scaff, Rob Bankston, Bonnie Goodman, and Jon Berens made comments (01:49:50)
- Jan Lukenbeil made comments ((01:59:40)
- Kris King made comments (02:00:23)
- Mike Gomez made comments (02:01:06)
- Leslie Feigel made comments (02:02::39)
- Jay Kiefer made comments (02:04:41)
- Alex Scaff made comments (02:04:55)
- Bob Bankston made comments (02:08:35)
- Bonnie Goodman made comments (02:17:02)
- Alex Scaff made comments (02:17:30)
- Jan Lukenbeil made comments (02:24:06)
  
- Hoglund made a motion to approve installation of signage for Silly Sidewalks at the intersection of Main Street and Lewis Street. Schwarz seconded.
  - Motion failed. (Hoglund and Schwarz in favor. Bennett and Friedman opposed. Sandberg abstained.)

**D. DISCUSS/APPROVE/DENY - Discuss budget process for upcoming city budget**  
(02:28:53)

**12. City Manager Comment (02:56:15)**

**13. City Commission Comments**

- Sandberg made comments (02:59:27)
- Schwarz made comments (03:01:32)
- Friedman made comments (03:06:02)
- Hoglund made comments (03:06:53)

**14. Public Comments**

- Dan Durgan made comments (03:09:25)

**15. Adjournment (03:16:00) 9:43 p.m.**



## MINUTES

Livingston City  
Commission  
January 17, 2017  
6:30 p.m.  
City- County Complex, Community  
Room

1. Call to Order
2. Roll Call
  - Bennett, Hoglund, Friedman, Schwarz and Sandberg were present.
3. Moment of Silence
4. Pledge of allegiance
5. Consent Items (00:00:50)
  - A. CONSENT - Approve minutes from 1.3.17 Regular Commission Meeting
  - B. CONSENT - APPROVE CLAIMS FOR 1ST HALF OF JANUARY 2017
  - C. CONSENT - 2nd Quarter Pledged Securities Report
    - Friedman made a motion to approve Consent Items A-C. Hoglund seconded.
      - All in favor, motion passed 5-0.
6. Proclamations (00:01:30)
  - A. PROCLAMATION - 2017 Arbor Day Proclamation
7. Scheduled Public Comment
  - A. SPC - Erica Hoffman IT/GIS Manager with update regarding plans to prepare the Civic Center as emergency disaster recovery center (00:03:33)

**8. Public Hearings**

**9. Ordinances**

**10. Resolutions**

**11. Action Items**

**A. DISCUSS/APPROVE/DENY - Bruce Becker, President Livingston Rodeo Association, to discuss a request to authorize a lease of the vacant land adjacent to the golf course driving range during Livingston Rodeo (00:12:34)**

- Friedman made a motion to approve Action Item A. Schwarz seconded.
- Sandberg made a motion to amend Action Item A to include that the Rodeo Association will pay for any improvements made to the property. Schwarz seconded.
  - All in favor, motion passed 5-0.

**B. DISCUSS/APPROVE/DENY - Urban Renewal Agency Recommendation for funding the downtown vaults. (00:29:08)**

- Karla Pettit and Bob Ebinger made comments (00:30:30)
- Tom Coleman made comments (00:40:53)
- Theresa Coleman made comments (00:49:40)
- Karla Pettit made comments (00:50:20)
- Tracy Raich made comments (00:58:16)
- Tom Coleman made comments (01:17:04)
- Jeff Lowy made comments (01:18:00)
- Tom Coleman made comments (01:32:38)
- Kevin Brown made comments (01:50:10)
- Mike Gomez made comments (01:54:36)
- Commission moved to take a ten minute recess (02:00:00)
- Commission resumed session (02:16:19)
- Bob Ebinger made comments (02:18:48)
- Patricia Grabow made comments (02:36:03)
- Sandberg made a motion to approve the Urban Renewal Agency recommendation to contribute 75% of the downtown vault project cost. Schwarz seconded. (02:38:00).
  - All in favor, motion passed 5-0.
- Theresa Coleman made comments (02:41:59)

- Høglund made a motion to extend the meeting beyond 9:30 p.m. Sandberg seconded. All in favor.

**C. DISCUSS/APPROVE/DENY - Discussion of budget goals and planning for fiscal year 2017-2018 (03:03:10)**

- Høglund made a motion to table Action Item C to the next Commission meeting. Friedman seconded
  - All in favor, motion passed 5-0.

**12. City Manager Comment (03:05:02)**

**13. City Commission Comments**

- Sandberg made comments (03:09:16)
- Schwarz made comments (03:13:55) Schwarz made a motion to put Meals on Wheels funding on the agenda. Høglund seconded.
- Høglund made comments (03:20:16)
- Bennett made comments (03:25:16)

**14. Public Comments**

**15. Adjournment (03:27:37) 9:55 p.m.**

Livingston City Commission Meeting

January 3, 2017

6:30 PM

City-County Complex

**1. Call to Order**

**2. Roll Call**

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

**3. Moment of Silence**

**4. Pledge of Allegiance**

**5. Consent Items (00:04:30)**

**A. CONSENT - Approve Minutes from Regular Commission Meeting 12.6.16**

**B. CONSENT - Approve minutes from 12.20.16 Regular Commission Meeting**

**C. CONSENT - Approve Bills and Claims 1st Half of November 2016**

**D. CONSENT - Approve appointment of Andy Mitchell for the Livingston Tree Board**

**E. CONSENT - Approve Appointment of Greg Oyler to Parks and Trails Committee**

**F. CONSENT - Approve Appointment of Mike Gomez for Parks and Trails Committee**

- Hoglund made a motion to approve Consent Items A – F with the amendment to Consent Item B, minutes from 12.20.16, to amend the vote on Action Item B to 3-2 vote. (Bennett and Hoglund opposed). Friedman seconded.

- All in favor, motion approved 5-0.

**6. Proclamations**

**7. Scheduled Public Comment**

**8. Public Hearings**

**9. Ordinances**

## 10. Resolutions

### A. RESOLUTION NO. 4715 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIING THE CITY MANAGER TO SIGN THE NOTICE OF AWARD AND AGREEMENT WITH BIG BEAR CONTRACTING, FOR CONSTRUCTION AND EQUIPMENT NECESSARY FOR THE LIVINGSTON DISPATCH CENTER REMODEL. (00:07:20)

- Hoglund made a motion to pass Resolution No. 4715. Friedman seconded.
  - All in favor, motion passed 5-0.

### B. RESOLUTION NO. 4716 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON MONTANA APPROVING THE FUNDING OFFER FROM USDA FOR FUNDS TO BE USED IN THE CITY OF LIVINGSTON WATER RECLAMATION FACILITY UPGRADE. (00:11:40)

- Friedman made a motion to pass Resolution No. 4716. Hoglund seconded.
  - All in favor, motion passed 5-0.

## 11. Action Items

### A. DISCUSS/APPROVE/DENY - Election of Livingston City Commission Chairperson and Vice Chairperson (00:47:02)

- Sandberg made a motion to nominate Commissioner Bennett as Chairperson. Hoglund seconded.
  - All in favor, motion passed 5-0.
- Schwarz made a motion to nominate Commissioner Hoglund as Vice Chairperson. Bennett seconded.
  - All in favor, motion passed 5-0.

### B. DISCUSS/APPROVE/DENY- Chairperson's Assignment of Seats at Commission Tables (00:49:49)

- Commissioners all mutually agreed to maintain seats as previously set.

### C. DISCUSS/APPROVE/DENY - Chairperson's Appointment of City Commissioners to Advisory Boards and Commissions (00:50:15)

- The Chairperson of the Commission made the following appointments:

Tree Board – Friedman

Parks and Trails – Hoglund

Library Board – Bennett, Sandberg

Skate Park – Bennett

Urban Renewal Agency – Schwarz  
City/County Airport Board – Schwarz  
City/County Health Board – Bennett  
City/County Maintenance Board – Friedman  
City Planning Board – Hogleund  
City/County Active Transportation Board – Sandberg  
Sister City Committee – Friedman  
Grants Committee – Friedman  
Communication Advisory Committee – Schwarz  
EMS Committee - Schwarz

**D. DISCUSS/APPROVE/DENY - Request for support and signature on school choice proclamation**

- Action Item D tabled.

**E. DISCUSS/APPROVE/DENY - CIP Process Plan for Fiscal Year 2018-2019 (01:09:45)**

**12. City Manager Comment**

**13. City Commission Comments**

- Sandberg made comments. (01:23:25)
- Friedman made comments. (01:26:02)

**14. Public Comments**

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

**15. Adjournment ( 7:52 PM)**