

LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES

Tuesday, January 5, 2021 5:30 p.m.

Zoom Online Meeting ID: 821 0891 1861

1 Call to Order

2 Roll Call

- * Hoglund, Mabie, Schwarz, and Nootz were present. Friedman having issues with wifi, called in later.

3 Annual Election of Chairperson and Vice-chairperson (00:03:00)

- * Schwarz nominated Hoglund to serve as Chair, seconded by Nootz.
All in favor, passes 4-0
- * Mabie nominate Schwarz to serve as Vice-Chair, seconded by Nootz.
All in favor, passes 4-0

4 Public Comment: (00:05:04)

- * Patricia Grabow made public comment

5 Consent Items: (00:10:51)

- A. Approve Minutes from 12/15/2020 Regular Meeting
- B. Ratify Claims Paid 12/01/20-12/22/2020
- C. Accept URA's recommendation to fill vacancy.
- D. Accept Planning Board's recommendation to fill vacancy.
- E. Accept City Tree Board's recommendation to fill vacancy.
Schwarz motioned to approve A& B, and pull items C D and E for further discussion, second by Mabie.
All in favor, passed 5-0.
Schwarz motioned to approve C D & E, second by Friedman.
All in favor, passed 5-0.

6 Proclamations:

7 Scheduled Public Comment:

8 Public Hearings: (00:18:06)

- A. Resolution No. 4935: A Resolution of the City Commission of the City of Livingston, Montana, amending amending the budget for fiscal year 2021-2021, by making appropriation adjustments in the amount of \$1,165,750 and revenue adjustments in the amount of \$1,163,574.00.
 - * Kardoes gave opening statement
 - * Paige Fetterhoff made comments
 - * No public comments
 - * Nootz asked clarifying question
 - * Schwarz made comments
 - * Friedman motioned to approve, second by Mabie
All in favor, passes 5-0
- B. Resolution No. 4936: A Resolution of the City Commission of the City of Livingston, Montana, amending the boundaries of the Livingston Business Improvement District at the request of it's members as required by law. (00:27:04)
 - * Kardoes gave opening statement, received one letter of protest.
 - * Kristen Gailbraith made comments
 - * Patricia Grabow made comments
 - * Hoglund made comments
 - * Mabie made comments
 - * Courtney Lawellin made comments
 - * Schwarz made comments

- * Friedman motioned to approve, with the amendment of removing Jovick's residential property as requested by protest. Second by Nootz
All in favor, passes 5-0.

C. Ordinance No. 2096: A Resolution of the City Commission of the City of Livingston, Montana, amending Article V. Section 2-73 Entitled Employee Holidays to the City of Livingston Holidays and amending section 2-73, A, 7 amending the second Monday in October from Columbus Day to Indigenous Peoples Day. (00:45:26)

- * Kardoes gave opening statement
- * Patricia Grabow made comments
- * Hogleund made comments
- * Schwarz made comments
- * Nootz made comments
- * Schwarz motioned to approve, second by Hogleund.
All in favor, passes 5-0.

D. Ordinance No. 2097: A Resolution of the City Commission of the City of Livingston, Montana, amending Article I, Article II, Article IV, Article V, Article VI, Chapter 30 of the Livingston Municipal Code, Entitled Zoning, as it pertains to Zoning setbacks and allowed encroachments. (00:57:43)

- * Kardoes gave opening statement
- * Mathieu Menard made comments
- * Hogleund asked clarifying question
- * Schwarz made comments
- * Nootz made comments
All in favor, passes 5-0.

9 Ordinances:

10 Resolutions:

11 Action Item: (01:08:26)

A. Discuss: Accepting 2021 City Commission Meeting Schedule

- * Hogleund made comment
- * Nootz made comment
- Schwarz made motion to approve, second by Mabie
- All in favor, passes 5-0

B. Discuss/Approve/Deny: City Commissioners Assignement to City Boards and Committees. (01:13:18)

- * Discussed current Commissioner representation on City Boards.
 - Mabie on Urban Renewal Agency
 - Friedman on Tree Board
 - Nootz on Planning Board
 - Hogleund on Parks and Trails Board
 - Schwarz on City/County Health Board, and Library board as non-voting member
- * Nootz motioned to approve, second by Schwarz.
- All in favor, passes 5-0.

C. Discuss City Attorney's Newsletter and State of Montana Municipal Records Retention Schedule. (01:17:42)

- * Courtney Lawellin gave opening statement
- * Hogleund made comments
- * Kardoes made recommendation to come back as a Resolution to adopt vs. Action item.
- * Nootz made comments
- Commission would like to see come back for consideration as a Resolution to adopt.

D. Discuss/Approve/Deny: Membership on City Conservation Board (01:26:41)

- * Kardoes gave opening statement
- * Hogleund made comments
- * Nootz made comment
- Friedman made motion to approve, second by Mabie.
- All in favor, passes 5-0.

5 minute recess (01:30:58)

E. Discuss/Approve/Deny: Planning Boards request for extension to the deadline of providing a Growth policy recommendation. (01:34:12)

- * Kardoes gave opening statement
- * Michelle Uberuaga made comment
- * Karrie Kahle made comment
- * Nootz made comment
- * Mabie made comment
- Mabie made motion to approve request for extention to timeline, second by Friedman
- All in favor, passes 5-0.

F. Discuss: Intervention Flowchart with Resources (01:40:48)

- * Kardoes gave opening statement
- * Courtney Lawelling made comments
- * Hogleund asked question
- * Karrie Kahle made comment
- * Nootz made comment
- * Hogleund made comment

12 City Manager Comments: (02:03:55)

- * None

13 City Commission Comments (02:04:04)

- * Nootz (02:04:05)
- * Mabie (02:05:09)
- * Friedman (02:05:32)
- * Schwarz (02:06:24)
- * Hoglund (02:06:48)

14 Adjournment 7:44 p.m. (02:09:34)

LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES

Tuesday, February 2, 2021 5:40 p.m.

Zoom Online Meeting ID: 837 2887 5302- Recording not started.

1 Call to Order

2 Roll Call

Commissioners present were Hoglund, Schwarz, Mabie were present. Nootz was absent.
Friedman joined the meeting after roll call.

Staff members present were Michael Kardoos, Courtney Lawellin, Paige Fetterhoff, and Mathieu Menard. Faith Kinnick was absent.

3 Public Comment:

* None

4 Consent Items:

- A. Judges monthly report from December 2020
- B. Pledged Securities Report
- C. Ratify claims paid 01/15/2021-01/27/2021
- D. Second Quarter Financial Summary
Mabie motioned, seconded by Schwarz
All in favor, motion passes 4-0.

5 Proclamations:

6 Scheduled Public Comment:

- A. URA Budget Presentation by Bob Ebinger, Chair.
Chair not present, will reschedule

7 Public Hearings:

8 Ordinances:

- A. Ordinance No. 3001: Amending section 30.13 of the Livingston Municipal Code entitled official Zoning map of the City of Livingston by Zoning a parcel generally known as 1607 Mountain View Lane.
 - * Kardoos gave opening statement
 - * No public comments
 - * Hoglund asked Questions
 - * Mathieu Menard, Deputy Planning Director made comments
Mabie motioned, seconded by Schwarz
All in favor, motion passes 4-0.

- B. Ordinance No. 3002: Amending section 30.13 of the Livingston Municipal Code entitled Official Zoning Map of the City of Livingston by Zoning a parcel generally known as Mayor's landing/ Moja Park.
 - * Kardoos gave opening statement
 - * No public comment
 - * Dorel had questions about Girlscout property and the trailer park on E. Geysler having city utilities and whether either or both properties could be annexed.
 - * Mathieu Menard answered questions.
 - * Schwarz motioned, seconded by Mabie.
All in favor, motion passes 4-0.

9 Resolutions:

- A. Resolution No. 4940: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign and execute the Professional Services Agreement with Vitruvian

Planning for the City's Trail's and Active Transportation Plan.

- * Kardoes gave opening statement
 - * Sarah Stands made public comment
 - * Patricia Grabow made public comment
 - * Daniella Love made public comment
 - * Erica Lightheiser made public comment
 - * Hoglund made comments
 - * Schwarz made comments
 - * Mabie made comments
- Mabie motioned, seconded by Schwarz
All in favor, motion passes 4-0.

10 Action Items:

- A. Discuss/Approve/Deny: TBID Annual Budget.
- * Kardoes gave opening statement
 - * Hoglund made comments
 - * Kris King made public comment

12 City Manager Comments:

URA

13 City Commission Comments:

- * Hoglund made comment
- * Schwarz made comment
- * Friedman made comment
- * Mabie made comment

14 Adjournment 7:14 p.m.

LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES

Tuesday, February 16, 2021 5:30 p.m.

Zoom Online Meeting ID: 890 8543 7403

1 Call to Order

2 Roll Call

Commissioners in attendance: Hogleund, Schwarz, Friedman, Mabie and Nootz.

Staff members present were Michael Kardoos, Faith Kinnick, Courtney Lawellin, Mathieu Menard, and Shannon Holmes.

3 Public Comment: (00:01:52)

* Sarah Stands asked clarifying question regarding public comment on resolutions.

4 Consent Items: (00:03:53)

A. Approve minutes from January 19, 2021, regular meeting.

B. Approve minutes from February 2, 2021, regular meeting.

C. Ratify claims paid 01/27/2021-02/01/2021

D. Accept City Tree Board's Recommendation of Maureen Lighthiser to fill vacancy.

Schwarz motioned, second by Friedman

All in favor, motion passes 5-0.

5 Proclamations:

6 Scheduled Public Comment: (00:04:45)

A. Bob Ebinger, Chair of the Livingston URA, with 2021 Budget Presentation.

* Chair Hogleund motioned to move Action Item A to immediately after the URA's scheduled public comment. Second by Friedman.

* Ebinger gave presentation.

* Hogleund made comments

Action Item : Discuss/Approve/Deny: URA's 2021 Budget (00:12:18)

* Patricia Grabow gave public comment on Action Item A.

* Nootz made comment

Motion by Friedman, second by Nootz

All in favor, motion passes 4-0. Schwarz dropped off call.

B. Tracy Munuez of HRDC, presents Miles Building and Sherwood Apartments affordable housing projects in Livingston, as it pertains to property tax exemptions for property rehab projects. (16:58)

* Friedman asked clarifying question

* Schwarz made comments

* Mabie asked questions

7 Public Hearings: (00:25:42)

A. Opportunity for the public to comment on two affordable HRDC housing projects in Livingston.

* Patricia Grabow made public comment

* Nootz made comment

* Hogleund made comment

B. Ordinance No. 2099: An Ordinance of the City Commission of the City of Livingston, Montana, amending Livingston Municipal Code Article II, by adding language regarding the legalization, possession, and recreational used of marijuana, in accordance with the newly passed Montana Initiative I-90, effective January 1, 2021. (00:32:12)

* Kardoos gave opening statements

- * Daniella Love gave public comment
- * Nootz made comment
- * Hogleund made comment
- * Motion by Friedman, second by Nootz
- All in favor, motion passes 5-0.

C. Ordinance No. 3000: An Ordinance of the City Commission of the City of Livingston, Montana, amending article IV Chapter 10 Section 10-19-2 of the Livingston Municipal Code as it pertains to carrying concealed weapons in publicly owned buildings. (00:44:39)

- * Kardoos gave opening statements
- * Hogleund asked clarifying questions
- * Patricia Grabow gave public comment
- * Bob Ebinger asked clarifying questions
- * Daniella Love asked clarifying questions
- * Kardoos responded to questions
- * Nootz made comments
- * Schwarz made comments
- * Hogleund made comments
- * Motion by Mabie, second by Friedman
- All in favor, motion passes 5-0.

8 Ordinances:

- * None

9 Resolutions:

A. Resolution No. 4941: A Resolution of the City Commission of the City of Livingston, Montana, of it's intent to annex certain land which are contiguous to the City of Livingston and are described as 1 Pronghorn Drive and 5 Pronghorn Drive. (01:01:22)

- * Kardoos gave opening statement
- * Nootz asked clarifying questions
- * No public comments
- * Hogleund asked clarifying question
- Motion by Schwarz, second by Mabie
- All in favor, motion passes 5-0.

B. Resolution No. 4942: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to accept the bid from Montana Correctional Enterprises for furniture for the new City Hall Building located at 220 E. Park St. (01:10:55)

- * Kardoos gave opening statement
- * Sarah Stands gave public comment
- * Nootz made comments
- * Hogleund made comments
- * Schwarz made comments
- * Motion by Friedman, second by Mabie
- Passes 4-1 Nootz against.

*5 minute recess taken

C. Resolution No. 4943: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to accept the bid from Out of the Box Painting for minor repairs and painting at the new City Hall Building located at 220 E. Park St. (01:37:47)

- * Kardoos gave opening statement
- * No public comment
- * Nootz made comments
- * Hogleund made comment
- * Motion by Mabie, second by Schwarz

All in favor, motion passes 5-0.

D. Resolution No. 4944: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to accept the bid from Pierce Carpet Mill outlet for replacement of flooring at the new City Hall building located at 220 E. Park St. (01:50:16)

- * Kardoos gave opening statement
 - * Sarah Stands gave public comment
 - * Nootz made comments
 - * Hogleund made comments
 - * Schwarz made comments
 - * Motion made by Mabie, second by Schwarz
- All in favor, motion passes 5-0.

E. Resolution No. 4945: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign a lease with Livingston Rodeo Association, Inc. for Rodeo parking at the old roping arena. (02:01:56)

- * Kardoos gave opening statement
 - * Sarah Stands gave public comment
 - * Nootz made comment
 - * Schwarz made comment
 - * Mabie made comment
 - * Hogleund asked clarifying question
 - * Motion made by Nootz, second by Mabie
- All in favor, motion passes 5-0.

F. Resolution No. 4946: A Resolution of the City Commission of the City of Livingston, Montana, of it's intent to annex certain land which are contiguous to the City of Livingston and are described 5 Rogers Lane. (02: 15:24)

- * Kardoos gave opening statement
 - * No public comment
 - * No Commission comments
 - * Motion by Nootz, second by Mabie
- All in favor, motion passes 5-0.

G. Resolution No. 4947: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign a General Services Agreement with Bozeman Green Build for Installation of a Solar Array on the new City Hall Building located at 220 E. Park St. (02:18:55)

- * Kardoos gave opening statement
 - * Shannon Holmes made comments
 - * Sarah Stands gave public comment
 - * Andrew Mitchell gave public comment
 - * Mabie made comments
 - * Nootz asked clarifying questions
 - * Hogleund asked clarifying questions
 - * John Palm of Bozeman Green Build answered questions
- Motion by Hogleund, second by Schwarz.
- All in favor, motion passes 5-0.

10 Action Items: Moved to beginning of meeting.

11 City Manager Comments: (02:44:36)

- * Gave update on floating island project in the Lagoon. City has reached out to other community partners, would like to look at the lagoon, holistically and see what else it could possibly incorporate, dredging the lagoon, using some loan funds to improve lagoon retaining walls, and ways to address access issues to the lagoon. Goal is to improve the water quality of the lagoon, and habitat issues for fish and trout.

Including possible educational aspects for the public, as well as preventing some of the storm water runoff coming out of Fleshman creek. Would increase access for the community. More to come later.

12 City Commission Comments: (02:48:42)

- * Nootz would like to see a procurement policy on an upcoming agenda to direct staff to prioritize purchasing locally in Livingston. Made motion to make proclamation thanking YBCC for their leadership in the community. Second by Hoglund.
- * Mabie made comment
- * Friedman still having audio issues no comments
- * Hoglund made comments

13 Adjournment 8:38 p.m. (03:02:52)

LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES

Tuesday, March 2, 2021 5:30 p.m.

Zoom Online Meeting ID: 893 3723 1841

1 Call to Order

2 Roll Call

Commissioners in attendance: Chair Hoglund, Vice-Chair Schwarz, Friedman and Nootz were present. Mabie technical issues. Staff members present were Michael Kardoes, Faith Kinnick, Courtney Lawellin Mathieu Menard, and Shannon Holmes.

3 Public Comment: (00:01:48)

*** Patricia Grabow gave public comment**

4 Consent Items: (00:06:04)

- A. Approve minutes from February 16, 2021, regular meeting.**
- B. Ratify claims paid 02/01/2021-02/15/2021**
- C. Judges Monthly Report January 2021**
Schwarz motioned, second by Friedman
All in favor, motion passes 4-0.

5 Proclamations:

6 Scheduled Public Comment: (00:06:48)

- A. Michael Dechellis, Chair of the City Conservation Board with draft recommendations to the City's Night Sky Ordinance.**
 - * Michael DeChellis and Daniella Miska gave presentation**
 - * Hoglund made comments**
 - * Nootz asked clarifying questions**
 - * Michael Dechellis made comments**
 - * Kardoes answered questions**
 - * Hoglund made comments**

7 Public Hearings: (00:26:33)

- A. Ordinance No. 3001: An Ordinance of the City Commission of the City of Livingston, Montana, amending section 30.13 of the Livingston Municipal Code entitled Zoning Map of the City of Livingston by Zoning a parcel generally known as 1607 Mountain View Lane and legally described as COS 2625, Parcel Tract 5, consisting of .28742 acres more or less in section 23, township two south (T02S), Range Nine East (R09E) as medium density residential (R-II).**
 - * Kardoes gave opening statement**
 - * Daniella Miska asked question**
 - * Mathieu Menard answered question**
 - * Schwarz temporarily lost connection**
 - * Nootz made comments**
 - * Hoglund made comments**
 - * Nootz motioned, second by Friedman**
Motion passes, 3-0
- B. Ordinance No. 3002: An Ordinance of the City Commission of the City of Livingston, Montana, amending section 30.13 of the Livingston Municipal Code entitled Zoning Map of the City of Livingston Municipal Code entitled Official Zoning Map of the City of Livingston by zoning a parcel generally known as Mayor's Landing/ Moja Park and legally described as section eighteen (S18), township two south (T02S), Range ten East (R10E), POR. NW4 Lesscos 1245 (All Between two (2) channels of the Yellowstone River N. of County Rd. from H St. Bridge to former Harvat Bridge less Pieces sold) as Public. (00:32:41)**

- * Kardoos gave opening statements
 - * Patricia Grabow made comment
 - * Hogleund made comment
 - * Nootz made comment
 - * Motion by Friedman, second by Nootz
 - * Schwarz temporarily lost connection again
- All in favor, motion passes 3-0.

8 Ordinances: (00:38:41)

A. Ordinance No. 3003: An Ordinance of the City Commission of the City of Livingston, Montana, amending article II, Article IV and Article V, Chapter 30 of the Livingston Municipal Code entitled Zoning as it pertains to text amendments regarding marijuana production facility, health and exercise establishment, retail and large-scale retail.

- * Kardoos gave opening statements
 - * Mathieu Menard made additional statements
 - * Hogleund asked clarifying questions
 - * Schwarz made clarifying comments
 - * Johnathan Hettinger gave public comment
 - * Nootz asked clarifying questions
 - * Friedman motioned, second by Schwarz
- All in favor, passes 4-0.

B. Ordinance No. 3004: An Ordinance of the City Commission of the City of Livingston, Montana, amending Ordinance No. 1870 as codified by Chapter 2 Section 110 of the Livingston Municipal Code entitled Site Plan Review. (00:52:00)

- * Kardoos gave opening statements
 - * Mathieu gave additional information
 - * Patricia Grabow made comments
 - * Mathieu made clarifying statements
 - * Nootz made comments
 - * Nootz motioned, second by Friedman
- All in favor, passes 4-0.

9 Resolutions: (01:04:17)

A. Resolution No. 4948: A Resolution of the City Commission of the City of Livingston, Montana, of its intent to annex certain land which are contiguous to the City of Livingston and are described and includes the property between North O and the River to include KPRK Radio Station.

- * Kardoos gave opening statement
 - * Mathieu gave additional information
 - * Patricia Grabow made comments
 - * Jack Luther made comments
 - * Shannon Holmes made comments
 - * Nootz asked clarifying questions
- Schwarz motioned, second by Friedman
- All in favor, motion passes 4-0.

***5 minute recess taken**

B. Resolution No. 4949: A Resolution of the City Commission of the City of Livingston, Montana, adopting the Public Works Design Guidelines and specifications policy. (01:19:44)

- * Kardoos gave opening statement
 - * Shannon Holmes presentation
 - * No public comment
 - * Nootz made comments
 - * Schwarz made comments
 - * Friedman motioned, second by Schwarz
- All in favor, motion passes 4-0.

10 Action Items: (01:26:12)

A. Discuss/Approve/Deny: Creating a Capital Improvement Fund dedicated to the Lagoon Rehabilitation and Sustainability project by placing \$110,000 dollars in that fund.

- * Kardoos gave great presentation
 - * Andrew Mitchell gave comment
 - * Max Hjortsberg gave comment
 - * Michael DeChellis gave comment
 - * Daniella Love gave comment
 - * Patricia Grabow gave comment
 - * Sarah Stands gave comment
 - * Johnathan Hettinger gave comment
 - * Hogle made comments
 - * Nootz made comments
 - * Friedman made comments
 - * Schwarz made comments
 - * Schwarz made motion to approve, second by Friedman
- All in favor, motion passes 4-0.

B. Discuss/Approve/Deny: Parks and Trails Committee's request for additional \$55,000 in CARES Act Funding (02:33:14)

- * Jeanne Marie gave presentation
 - * Allison Shannon-Lier made comments
 - * Daniella Love made comments
 - * Johnathan Hettinger made comments
 - * Karrie Kahl made comments
 - * Hogle made comments
 - * Nootz made comments
 - * Schwarz made comments
 - * Motion by Friedman, second by Schwarz
- All in favor, motion passes 4-0.

C. Discuss/Approve/Deny: Assign staff to draft an update to the Night Sky Ordinance. (02:59:04)

- * Kardoos gave opening statement
 - * Friedman made motion to extend the meeting, seconded by Schwarz.
 - * Patricia Grabow gave comment
 - * Daniella Love gave comment
 - * Schwarz made comments
 - * Hogle made comments
 - * Nootz made motion to approve, second by Schwarz
- All in favor, motion passes 4-0.

11 City Manager Comments: (03:10:55)

- * Provided information regarding installation of 3rd purple air monitor, now on-line.
- * Notified Commission the Police Chief's 2020 annual report is now available on line.
- * Provided Commission with potential sign design idea for new City Building
- * Hogle opened to public comment
- * Daniella Love gave public comment
- * Gave Commission and update regarding flag pole replacement project in the triangle shaped flower bed at Sacajawea Park, next to the tennis courts across from the Lagoon.

12 City Commission Comments: (03:24:50)

- * Nootz made comments
- * Friedman made comments
- * Schwarz made comments
- * Hogle made comments

13 Adjournment 9:29 p.m. (03:39:34)

LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES

Tuesday, March 16 2021 5:30 p.m.

Zoom Online Meeting ID: 895 5409 1690

1 Call to Order

2 Roll Call

Commissioners in attendance: Chair Hoglund, Vice-Chair Schwarz, Friedman, Mabie and Nootz were present. Staff members present were Michael Kardoos, Faith Kinnick, Courtney Lawellin Mathieu Menard, and Shannon Holmes.

3 Public Comment: (00:01:10)

- * Falisha Kaufman made public comment**
- * Leslie Feigle made public comment**
- * Bob Segil made public comment**
- * Sarah Stands made public comment**
- * Dave Pauler made public comment**

Discussion amongst Commission to move Action items up on the agenda, since there are so many individuals waiting on the meeting to comment. Decision to do Proclamations, Scheduled Public Comment, then action items. All in favor

4 Consent Items: (00:18:02)

- A. Approve minutes from March 2, 2021, regular meeting.**
- B. Ratify claims paid 02/16/2021-02/31/2021**
Mabie motioned, second by Schwarz
All in favor, motion passes 5-0.

5 Proclamations: (00:18:45)

- A. Public Safety Communication Officers week April 11-17, 2021**
- B. Proclamation of the City Commission, recognizing the service and Contributions of the Yellowstone Bend Citizens Council.**

6 Scheduled Public Comment: (00:24:22)

- A. John Juras and Nicole Rediske of TD&H Engineering, presents the 2021 Wastewater Collection System: Inflow and Infiltration Study Preliminary Engineering Report**
 - * Kardoos turned presentation over to TD&H**
 - * Nootz made comments**
 - * Nootz asked clarifying questions**
 - * Shannon Holmes made comments**
 - * Hoglund asked clarifying questions**
 - * Schwarz made comments**

7 Action Items: (00:58:36)

- A. Discuss/Approve/Deny: Sending 2021 CPACE Letter of Support to the Montana State Legislature.**
 - * Kardoos gave opening statement**
 - * Patricia Grabow made comment**
 - * Sarah Stands made comment**
 - * Rick VanAken made comment**
 - * Leslie Feigle made comment**
 - * Lauren Dalzell made comment**
 - * Schwarz made comment**
 - * Nootz made comment**
 - * Hoglund made comment**
 - Nootz made motion, second by Schwarz**

All in favor, motion passes 5-0.

B. Discuss/Approve/Deny: Approve purchasing 100' flag pole for Sacajewa Park Triangle Garden. (01:16:01)

- * Kardoes gave opening statement
- * Hogleund gave overview about feedback received
- * Nootz gave overview of feedback received
- * Schwarz gave overview of his feedback received

*** 5 minute recess (01:35:33)**

- * Friedman gave overview of feedback received
- * Mabie gave overview of feedback received
- * Larry Stephenson made comment (01:37:40)
- * Kim Burgess made comment (01:41:45)
- * Leslie Feigle made comment (01:44:59)
- * George Borneman made comment (01:48:40)
- * Andy Mitchell made comment (01:51:03)
- * Daniella Love made comment (01:53:51)
- * Patricia Grabow made comment (01:58:22)
- * Jack Luther made comment (02:02:49)
- * Mike Innman made comment (02:04:27)
- * Ed Gilbert made comment (02:07:42)
- * Mark Lighthiser made comment (02:08:08)
- * David Palmer made comment (02:14:05)
- * Scott Kautzman made comment (02:15:45)
- * Bill Juhnke made comment (02:18:16)
- * John Holmquist made comment (02:23:16)
- * Theresa Layman made comment (02:25:02)
- * Schwarz made comment (02:29:56)
- * Friedman made comment (02:31:48)
- * Nootz made comment (02:33:31)
- * Mabie made comment (02:36:49)
- * Hogleund made comment (02:39:24)

Mabie motioned to postpone topic for more discussion, sending topic to Parks and Trails Committee, and get community members to engage and provide more feedback, and additional recommendation from Conservation Board. No vote taken.

*** Motion to extend the meeting, all in favor, and 5 minute break (02:58:01)**

8 Public Hearings: (02:59:40)

A. Resolution No. 4941: A Resolution of the City of Livingston, Montana, annexing certain land which is contiguous to the City of Livingston and described as 1 Pronghorn Drive and 5 Pronghorn Drive.

- * Courtney Lawellin gave opening statements
 - * No public comments
 - * Mabie made comments
 - * Nootz made comments
 - * Hogleund made comments
 - * Friedman motioned, second by Mabie
- All in favor, motion passes, 5-0

B. Resolution No. 4946: A Resolution of the City Commission annexing certain land which is contiguous to the City of Livingston and is described as 5 Rogers Lane. (03:07:50)

- * Courtney Lawellin gave opening statements
- * Steve Woodruff made comments
- * Michelle Uberuaga made comments
- * Nootz made comment

- * Schwarz made comment
 - * Hogleund made comment
 - * Shannon Holmes made comment
 - * Motion by Friedman, second by Mabie
- All in favor, motion passes 5-0.

9 Ordinances: (03:29:36)

A. Ordinance No. 3005: An Ordinance of the City Commission of the City of Livingston, Montana, amending the Livingston Municipal Code, to modify any masculine and feminine language to general neutral pronouns.

- * Kardoes gave opening statements
 - * No public comments
 - * Schwarz made comments
 - * Nootz made comments
 - * Hogleund made comments
 - * Friedman motioned, second by Hogleund
- All in favor, passes 5-0.

10 Resolutions: (03:36:10)

A. Resolution No. 4950: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign an agreement with the Montana Historic Preservation Office for grant for local historic preservation for the period of April 1, 2021-March 31, 2022.

- * Kardoes gave opening statement
 - * No public comment
 - * Schwarz made comments
 - * Friedman motioned, second by Schwarz
- All in favor, motion passes 5-0.

B. Resolution No. 4951: A Resolution of the City Commission of the City of Livingston, Montana, accepting the infiltration and Inflow study from TD&H Engineering from and to commit the use of contingency funds as necessary. (03:38:22)

- * Kardoes gave opening statement
 - * No public comment
 - * Nootz made comments
 - * Schwarz made comments
 - * Friedman motioned, second by Mabie
- All in favor, motion passes 5-0.

C. Resolution No. 4952: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign a Professional Services Agreement with TD&H Engineering Inc., for engineering services for the Green Acres Subdivision wastewater collection study, and authorizing the City Manager to execute the agreement to include the use of contingency funds as deemed necessary. (03:40:52)

- * Kardoes gave opening statement
 - * No public comment
 - * Nootz made comments
 - * Hogleund asked clarifying questions
 - * Holmes made comments
- Friedman made motion, second by Mabie
- All in favor, motion passes 5-0.

D. Resolution No. 4953: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign an agreement with Montana Dept of Transportation defining the rights and responsibilities for the repair and maintenance of the City's Urban Routes. (03:47:17)

- * Kardoes gave opening statement

- * No public comment
 - * Holmes made comments
 - * Nootz made comments
 - * Schwarz made comments
- Friedman made motion, Second by Schwarz
All in favor, motion passes 5-0.

E. Resolution No. 4954: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign an addendum to the professional services agreement with TD&H Engineering, Inc. extending their contract for the fiscal year 2022. (03:53:19)

- * Kardoes gave opening statement
 - * No public comment
 - * Holmes made comments
 - * Nootz made comments
 - * Schwarz made comments
 - * Hogleund made comments
- Schwarz made motion, Second by Friedman
All in favor, motion passes 5-0.

11 City Manager Comments: (03:56:49)

- * Notified the Commission the Annual Climate Survey has been completed, time not to schedule a closed session.
- * Provided Commission with feedback received from a private citizen regarding conduct with Officer Ormiston and his engagement with the youth at the skate park. Discussion amongst Commission. Scheduled for May 12, 2021, at 5:00 pm.

12 City Commission Comments: (04:04:55)

- * Nootz made comments
- * Friedman made comments
- * Schwarz made comments
- * Hogleund made comments

13 Adjournment 9:57 p.m. (04:14:32)

LIVINGSTON CITY COMMISSION REGULAR MEETING MINUTES

Tuesday, April 6, 2021 5:30 p.m.

Zoom Online Meeting ID: 890 2093 1586

1 Call to Order

2 Roll Call

Commissioners in attendance: Chair Hogle, Vice-Chair Schwarz, Friedman, Mabie and Nootz were present. Staff members present were Michael Kardoes, Faith Kinnick, Courtney Lawellin Mathieu Menard, and Shannon Holmes.

3 Public Comment: None

4 Consent Items: (00:01:52)

* Chair Hogle advised items G and H were being pulled from consideration. Kardoes elaborated.

A. Approve minutes from March 16, 2021, regular meeting.

B. Accept Judge's Monthly Report from February 2021. C.

Ratify claims paid 03/02/2021-03/31/2021

D. Approve American Legion's application for handicap parking space

E. Accept Ron Nemetz application for re-appointment to the Historic Preservation Commission to serve a (3) three-year term.

F. Approve Clay Bolt's application to Parks and Trails Committee to serve a (3) year-term.

G. ~~Accept application to Livingston TBID Board of Trustees from Angela Zindler, representing the Super 8, to fill a vacancy occurring during an unexpired term, ending December 2024.~~

H. ~~Accept application to Livingston TBID Board of Trustees from Carla Middlesteader, representing the Travel Lodge, to fill a vacancy occurring during an unexpired term, ending December 2023.~~

* Schwarz motioned to approve A-D, pulling E & F for discussion. Second by Friedman, All in Favor, passes 5-0.

* Schwarz made comments on items E & F.

* Hogle made comments on items E & F.

* Schwarz motioned to approve items E & F, second by Friedman All in Favor, passes 5-0.

5 Proclamations:

6 Scheduled Public Comment:

7 Public Hearings: (00:04:47)

A. Ordinance No. 3003: An Ordinance of the City Commission of the City of Livingston, Montana, amending Article II, Article IV, and Article V, Chapter 30 of the Livingston Municipal Code entitled Zoning as it pertains to text amendments regarding Marijuana Production Facilities, Health and Excercise establishments, retail and Large-Scale Retail. * Kardoes gave opening statements

* Mathieu Menard made comments (00:05:56)

* No public comment

* Hogle made comment (00:07:33)

* Nootz made comment (00:08:09)

* Friedman made motion to approve, second by Mabie * All in favor, motion passes 5-0.

B. Ordinance No. 3004: An Ordinance of the City Commission of the City of Livingston, Montana, amending Ordiannce No. 1870 as codified by Chapter 2, Section 110 of the Livingston Municipal Code entitled Site Plan Review. (00:09:00)

* Kardoes gave opening statements

- * Mathieu Menard made comments (00:10:03)
 - * No public comment
 - * Nootz made comment (00:11:51)
 - * Hogleund made comment (00:16:49)
 - * Mabie made comment (00:17:12)
- Friedman made motion to approve, second by Mabie
All in favor, passes 5-0.

8 Ordinances

9 Resolutions (00:18:59)

- A. Resolution No. 4955: A Resolution of the City of Livingston, Montana, authorizing the City Manager to sign a General Services Agreement with Western Municipal Construction, Inc. for construction of the 2021 5th Street Sewer Main Capacity Improvement Project, and authorizing the City

Manager to execute the agreement to include the use of contingency funds as deemed necessary.

- * Kardoes gave opening statements
 - * Shannon Holmes made comments (00:20:56)
 - * Hogleund asked clarifying question (00:23:32)
 - * Nootz made comment (00:25:10)
 - * No public comments
- Schwarz made motion to approve, second by Friedman
All in favor, passes 5-0.

- B. Resolution No. 4956: A Resolution of the City Commission of the City of Livingston, Montana, imposing a rate for collection and disposal of Green Waste in the amount of \$6.00 per month per residential customer per Green Waste Container, a \$3.00 per month administrative fee, and the implementation of the Green Can Program. (00:31:24)

- * Kardoes gave opening statements
 - * Shannon Holmes made comments (00:33:22)
 - * Schwarz asked Shannon clarifying question (00:36:43)
 - * Jack Luther asked Shannon questions (00:37:33)
 - * Hogleund asked Shannon clarifying questions (00:41:52)
 - * Kardoes gave additional information (00:50:01)
 - * Schwarz made comments (00:51:13)
 - * Nootz made comments (00:54:13)
- Friedman made motion to approve, second by Schwarz All
in favor, passes 5-0.

- B. Resolution No. 4957: A Resolution of the City Commission of the City of Livingston, Montana, authorizing the City Manager to sign a general services agreement with TD&H Engineering, Inc. for construction management services or the 2021 5th Street Sewer Main Improvements Project, and authorize the city manager to execute the agreement to include the use of any contingency funds as deemed necessary. (00:57:57)

- * Kardoes gave opening statements
- * No public comments
- * No Commission Comments
- * Friedman made motion to approve, second by Mabie * All in favor, passes 5-0.

10 Action Items: None

11 City Manager Comments: (01:00:32)

- * Notified the Commission the new website will go live Tuesday, next week.

- * Reminded Commission about Elected Officials Forum available in April.
- * Notified the Commission Livingston was selected by the Arbor Day Foundation as a 2020 Tree City USA, release will be in the next packet.

12 City Commission Comments: (01:03:00)

- * Nootz made comments
- * Mabie made comments (01:10:41)
- * Friedman made comments (01:12:59)
- * Schwarz made comments (01:13:23)
- * Hogle made comments (01:14:25)

13 Adjournment 6:49 p.m. (01:18:28)



Livingston City Commission Minutes

April 20, 2021

5:30 PM

VIA Zoom

<http://us02web.zoom.us>

MEETING ID: 881 7142 6665 **Passcode: 067179** CALL IN: (669) 900-6833

1. Call to Order

2. Roll Call: (00:01:50)

Commissioners in attendance: Dorel Hogle, Quentin Schwarz, Friedman, Mabie and Nootz.

Staff in attendance: Michael Kardoes, Faith Kinnick, Courtney Lawellin, and Mathieu Menard.

3. Public Comment: (00:02:16) None

4. Consent Items: (00:03:28)

A. APPROVE MINUTES FROM APRIL 6, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 04/01/2021-04/15/2021.

C. APPROVE LINDIE GIBSON'S APPLICATION FOR VACANCY ON THE HISTORIC PRESERVATION COMMITTEE, TO SERVE A (3) THREE-YEAR TERM.

D. APPROVE TYLER ERICKSON'S APPLICATION TO SERVE ON THE LIVINGSTON BUSINESS IMPROVEMENT DISTRICT, TO SERVE ANOTHER FOUR (4) YEAR TERM.

- Schwarz motioned for approval of items A-D, second by Friedman.
 - All in favor, passes 5-0.

5. Proclamations:

6. Scheduled Public Comment:

7. Public Hearings: (00:04:40)

A. ORDINANCE NO. 3005: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE LIVINGSTON MUNICIPAL CODE, TO MODIFY ANY AND ALL MASCULINE AND/OR FEMININE LANGUAGE TO GENDER NEUTRAL PRONOUNS.

- Kardoes gave opening statement
- No Public Comment
- Nootz asked clarifying questions of Courtney (00:07:08)
- Courtney answered (00:07:21)
- Hogle made comments (00:08:13)
- Friedman motioned for approval, second by
 - All in favor, passes 5-0.

B. RESOLUTION NO. 4948: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS CONTIGUOUS TO THE CITY OF LIVINGSTON AND INCLUDE THE PROPERTY BETWEEN NORTH O STREET AND THE RIVER TO INCLUDE KPRK RADIO STATION. (00:09:47)

- Kardoes gave opening statement
- Nootz asked clarifying question (04:14:13)
- Kristen Galbraith made public comment (00:16:47)
- Chris Benden made public comment (00:19:49)
- Steve Woodruff made public comment (00:24:25)
- Dave Amsk made public comment (00:29:13)
- Lynn Coffman made public comment (00:30:24)
- Karl Knuchel made comment (00:31:53)
- Mark Hartwig made public comment (00:32:43)
- Mabie asked clarifying questions of Courtney Lawellin (00:35:38)
- Kardoes answered questions (00:36:40)
- Mabie asked additional questions of Kardoes (00:39:42)
- Kardoes answered (00:40:12)
- Nootz asked clarifying questions of Kardoes and Courtney Lawellin (00:42:30)
- Courtney Lawellin answered (00:44:00)
- Nootz asked additional questions of Kardoes (00:51:33)
- Kardoes answered (00:51:51)
- Hogle asked clarifying questions of Kardoes (01:00:40)
- Kardoes answered (01:01:17)
- Hogle asked clarifying questions of Courtney Lawellin (01:05:10)
- Courtney answered (01:06:15)
- Mathieu Menard made clarifying statements (01:15:45)
- Kardoes gave additional information on the plume (01:22:49)
- Hogle asked for a map of the flood plain from Kardoes (01:26:40)
- Mathieu Menard made comments on flood plain (01:27:00)
- Schwarz asked clarifying questions and made comments (01:29:26)
- Courtney Lawellin added additional comments regarding Fireworks (01:32:55)
- Nootz asked if there were Septic Tanks on the properties? (01:34:43)

5 Minute recess (01:36:09)

- Nootz made additional comments (01:42:09)
- Mabie made additional comments (01:47:06)
- Schwarz made additional comments (01:49:17)
- Friedman made comments (01:50:03)
- Hogle made additional comments (01:50:39)
- Friedman made additional comments (01:53:54)
- Schwarz made additional comments (01:55:04)
- Mabie motioned for approval, second by Friedman
 - All in favor, passes 5-0.

8. Ordinances: (01:59:03)

A. ORDINANCE NO. 3006: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, REQUIRING ALL BUILDINGS TO COMPLY WITH THE BUILDING CODES AND AMENDING ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ADOPTING BY REFERENCE THE 2018 INTERNATIONAL ENERGY CONSERVATION CODE (IECC) AND DELETING SECTION 6-55 OF THE LIVINGSTON MUNICIPAL CODE.

- Kardoes gave opening statement
- No Public Comment
- Schwarz made comment (02:02:20)
- Nootz made comment (02:02:08)
- Friedman motioned for approval, second by Mabie
 - All in favor, passes 5-0.

9. Resolutions: (02:03:58)

A. RESOLUTION NO. 4958: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN A SUB-RECIPIENT AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT REVOLVING LOAN FUND WITH THE PARK COUNTY MSU EXTENSION OFFICE.

- Kardoes gave opening statement
- Katie Weaver made comments (02:06:00)
- Nootz made comments (02:07:21)
- Hogleund made comments (02:08:19)
- Friedman motioned for approval, second by Schwarz
 - All in favor, passes 5-0.

10. Action Items: (02:09:55)

A. DISCUSS/APPROVE/DENY: PROPOSAL FROM MSU EXTENSION TO ADD AN ECONOMIC DEVELOPMENT AGENT TO RESPOND TO THE COMMUNITY BUSINESS NEEDS CREATED BY COVID-19.

- Kardoes gave opening statement
- MaryAnne Keyes made comments (02:14:11)
- Nootz asked clarifying questions (02:16:32)
- Vicki Petry made public comment (02:19:00)
- Kristen Galbraith made public comment (02:20:59)
- Nootz made comments (02:23:05)
- Schwarz made comments (02:24:12)
- Friedman made comments (02:25:18)
- Mabie asked questions of Katie (02:25:58)
- Hogleund made comments (02:26:29)
- Kardoes made additional clarifying comments (02:28:24)
- Schwarz motioned for approval, second by Friedman
 - All in favor, passes 5-0.

B. DISCUSS/APPROVE/DENY: PER FUNDING FOR THE YELLOWSTONE RIVER PEDESTRIAN BRIDGE. (02:30:01)

- Kardoes gave opening statement
- Jeanne Marie Souvigney made comment (02:33:48)
- Kristen Galbraith made comments (02:36:20)
- Andrew Mitchell made comments (02:37:46)
- Cara McNeely made comments (02:38:09)
- Erica Lighthiser made comments (02:40:57)
- Sarah Stands made comments (02:42:29)
- Mabie asked clarifying questions (02:44:31)
- Kristen Galbraith answered (02:45:11)
- Nootz made comments and asked Kardoes questions (02:46:01)
- Kardoes answered (02:46:38)
- Hogle made comments (02:48:04)
- Schwarz motioned for approval, second by Friedman
 - All in favor, passes 5-0.

C. DISCUSS/APPROVE/DENY: REQUEST FOR FUNDING FROM EDUCATIO, INDEPENDENT SCHOOL; FOR LANDSCAPING PROJECT LOCATED AT THE HRDC COTTAGES ON RESERVOIR ST. (02:49:58)

- Kardoes gave opening statement
- Emily Post made comments (02:51:15)
- No public comments
- Schwarz made comments (03:00:51)
- Nootz made comments (03:02:51)
- Hogle made comments (03:08:11)
- Friedman made comments (03:12:57)
- Mabie made comments (03:13:58)
- Schwarz motioned to have the City to explore other funding options for the project, Nootz amended the motion to include Friedman's recommendation to send it to the Tree Board, second by Friedman.

11. City Manager Comment: (03:18:10)

- Filled Animal Control Officer Position, and ready to schedule General Fund Work Session.
- Discussion amongst Commission about dates. Budget work session scheduled for May 3rd at 5:30 p.m. Discussed Closed session scheduled for May 10th at 5:30 p.m. and City Manager Evaluation May 25th 5:30 p.m.

12. City Commission Comments: (03:35:40)

- Discussion amongst Commission about returning to in person meetings potentially beginning on May 18th. Closed session scheduled for May 10th will also be in person.

15. Adjournment: 9:27 p.m. (03:54:29)



Livingston City Commission Minutes

May 04, 2021

(Tech troubles) started at 5:51PM

Via Zoom Meeting: ID:
885 2666 8435

1. Call to Order

2. Roll Call

Commissioners in attendance: Dorel Hoglund, Quentin Schwarz, Mel Friedman, Warren Mabie, and Melissa Nootz. Staff in attendance: Michael Kardoos, Faith Kinnick, Lisa Lowy, Courtney Lawellin, Mathieu Menard, and Shannon Holmes.

3. Public Comment (00:01:26)

- Clay Bolt of Livingston Parks and Trails Committee, made public comment
- Patricia Grabow made public comment (00:05:30)

4. Consent Items (00:10:23)

A. APPROVE MINUTES FROM APRIL 20, 2021 REGULAR COMMISSION MEETING.

B. RATIFY CLAIMS PAID 04/15/2021-04/29/2021.

C. ACCEPT JUDGE'S MONTHLY REPORT MARCH 2021.

D. ACCEPT 3RD QUARTER FUND SUMMARY FROM CITY FINANCE DIRECTOR.

- Schwarz motioned for approval of items A-D, seconded by Mabie.
- Nootz asked a question regarding the new minute
 - All in favor, passes 5-0.

5. Proclamations

6. Scheduled Public Comment (Had tech trouble, will reschedule)

A. BOB CHURCH, OF GREAT WEST ENGINEERING, PRESENTS THE 2021 GREEN WASTE STUDY FINDINGS AND RECOMMENDATIONS.

7. Public Hearings

8. Ordinances (00:14:52)

A. ORDINANCE NO. 3007: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND ARTICLE 1 SECTION 11-2 OF LIVINGSTON MUNICIPAL CODE TO ALLOW THE SALE OF FIREWORKS WITHIN THE INCORPORATED CITY LIMITS.

- Kardoos gave opening statements
- Chris Benden gave public comments (00:17:00)
- Jack Luther gave public comment (00:20:18)

- Nootz asked clarifying questions (00:22:04)
- Kardoos answered (00:23:08)
- Hogle asked questions (00:27:23)
- Nootz asked additional questions (00:28:24)
- Kardoos answered (00:28:57)
- Courtney Lawellin made clarifying statements (00:32:12)
- Schwarz made comments (00:38:33)
- Mabie motioned for approval, second by Schwarz
 - All in favor, passes 5-0.

9. Resolutions (00:40:46)

A. RESOLUTION NO. 4958: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO APPLY FOR TRANSPORTATION ALTERNATIVES GRANT FUNDING FOR THE NORTH 2ND AND PARK STREET INTERSECTION AND AUTHORIZATION TO COMMIT UP TO \$100,000.00 IN MATCHING CASH FUNDS.

- Kardoos turned presentation over to Lisa Lowy
- Nootz asked clarifying question (00:46:31)
- No public comments
- Schwarz made public comment (00:48:36)
- Friedman made public comments (00:49:56)
- Hogle asked clarifying questions (00:51:40)
- Lisa Lowy answered questions (00:52:36)
- Kardoos answered questions (00:54:48)
- Friedman motioned for approval, second by Schwarz
 - All in favor, passes 5-0.

B. RESOLUTION NO. 4959: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ADOPTING PLANNING FEES FOR SITE PLAN REVIEW AND SUBDIVISION EXEMPTIONS. (01:06:07)

- Kardoos gave opening statements, turned meeting over to Mathieu Menard
- No public comments
- Nootz asked questions (01:09:20)
- Mabie asked clarifying questions (01:11:16)
- Mathieu Menard made additional comments (01:12:28)
- Hogle made comments (01:13:40)
- Friedman motioned for approval, second by Mabie
 - All in favor, passes 5-0.

C. RESOLUTION NO. 4960: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND BELONGING TO THE CITY OF LIVINGSTON WHICH IS DESCRIBED AS THE ISLAND IN THE NE 1/4 OF SECTION 7 IN TOWNSHIP 2 SOUTH RANGE 10 EAST. (01:14:48)

- 5-minute break 7:00 p.m. (01:15:30)

- Kardoos gave opening statements (01:21:02)
- Beccy DeRosa asked clarifying questions (01:23:38)
- Kardoos answered questions (01:24:13)
- Nootz asked questions (01:25:41)
- Kardoos answered (01:26:07)
- Hogleund asked clarifying questions (01:28:39)
- Kardoos answered (01:28:44)

D. [PULLED FOR FUTURE CONSIDERATION] RESOLUTION NO. 4961: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CONTIGUOUS GOVERNMENTAL LAND DESCRIBED AS BEING GRANDVIEW BOULEVARD, ARBOR DRIVE, HEFFERLIN AVENUE, WHISKEY CREEK ROAD, AND A PORTION OF GARNIER AVENUE FROM ALLSPAUGH STREET TO ARBOR DRIVE, ALL LOCATED IN SECTION 7, TOWNSHIP 2 SOUTH, RANGE 10 EAST.

E. RESOLUTION NO. 4962: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LIVINGSTON SCHOOL DISTRICT, FOR A SCHOOL RESOURCE OFFICER PROGRAM FOR SCHOOL YEARS 2021-2022, 2022-2023, AND 2023-2024. (01:31:51)

- Kardoos gave opening statements
- Johnathan Hettinger gave public comment (01:33:25)
- Mabie made comment (01:36:09)
- Nootz asked clarifying questions (01:38:20)
- Kardoos answered questions
- Courtney Lawellin answered questions (01:41:15)
- Mabie made additional comments (01:56:03)
- Nootz made additional comments (01:59:03)
- Kardoos provided financial information (02:00:53)
- Hogleund made clarifying comments (02:01:56)
- Nootz asked follow-up questions (02:14:20)
- Kardoos answered (02:15:23)
- Hogleund made additional comments (02:18:40)
- Friedman made comments (02:21:45)
- Schwarz made comments (02:25:43)
- Hogleund requested the next time the contract comes before the Commission, would like to see additional information pertaining to the history of the SRO, the role of the SRO, duties, expectations, impact, with the contract for extension.
- Friedman motioned for approval, second by Mabie
 - Hogleund abstained
 - Motion passes 3-1, Nootz against.

10. Action Items (02:30:16)

A. SCHEDULE ENTERPRISE FUNDS BUDGET WORK SESSION

Discussion about dates amongst the Commission, scheduled for June 7, 2021 from 5:30-9:30.

11. City Manager Comments: (02:40:11)

12. City Commission Comments

- Nootz made comments (02:40:19)
 - Motion made by Schwarz, 2nd by Hogleund to discuss changing the freeholder residency requirement for City Planning Board Members
- Mabie had no comments
- Friedman made comments (02:50:37)
- Schwarz made comments (02:51:14)
- Hogleund made comments: (02:51:18)
- Hogleund motioned for action item for discussion and recommendation for implementing a hybrid model, 2nd by Nootz on the next agenda.

13. Adjournment 8:59 p.m. (03:08:00)

Calendar of Events

- **May 2021 Calendar**

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.



Livingston City Commission Minutes

May 18, 2021

5:30 PM

Via Zoom

1. Call to Order

2. Roll Call

Commissioners in attendance: Dorel Hogle, Quentin Schwarz, Warren Mabie, Melissa Nootz. Mel Friedman joined later. Staff in attendance: Michael Kardoes, Faith Kinnick, Courtney Lawellin, Lisa Lowy, Shannon Holmes, Mathieu Menard.

3. Public Comment (00:01:06)

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)

- Patricia Grabow gave public comment

4. Consent Items (00:05:27)

A. APPROVE MINUTES FROM 05/06/2021 REGULAR CITY COMMISSION MEETING.

B. MEGAN EUBANKS APPOINTMENT TO SERVE ON LIVINGSTON BUSINESS IMPROVEMENT DISTRICT (LBID) AS A DESIGNATED REPRESENTATIVE.

C. RATIFY CLAIMS PAID 05/01/2021-05/12/2021.

D. ACCEPT PLEDGED SECURITIES REPORT AS OF MARCH 31, 2021.

- Motion by Schwarz to approve consent items A-D, second by Mabie
- All in favor, passes 4-0.

5. Proclamations

6. Scheduled Public Comment (00:08:33)

A. BOB CHURCH OF GREAT WEST ENGINEERING, PRESENTS THE 2021 GREEN WASTE STUDY FINDINGS AND RECOMMENDATIONS.

- Shannon Holmes added additional comments
- Nootz asked clarifying questions (00:39:29)
- Schwarz made comments (00:41:05)
- Hogle made comments (00:42:17)
- Mabie asked questions (00:43:26)
- Bob Church answered (00:43:48)

7. Public Hearings (00:48:57)

A. ORDINANCE NO. 3006: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, REQUIRING ALL BUILDINGS TO COMPLY WITH THE BUILDING

CODES AND AMENDING ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ADOPTING BY REFERENCE THE 2018 INTERNATIONAL ENERGY CONSERVATION CODE (IECC) AND DELETING SECTION 6-55 OF THE LIVINGSTON MUNICIPAL CODE.

- Kardoes gave opening statement
- No public comments
- Nootz asked clarifying questions (00:51:06)
- Kardoes answered questions (00:52:00)
- Motion by Mabie, second by Schwarz.
- All in favor, passes 4-0.

8. Ordinances

9. Resolutions (00:55:12)

A. RESOLUTION NO. 4961: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CONTIGUOUS GOVERNMENTAL LAND DESCRIBED AS BEING BENNETT STREET, GRANDVIEW BOULEVARD, ARBOR DRIVE, HEFFERLIN AVENUE, WHISKEY CREEK ROAD, SCHEUBER AVENUE, LOCKE BLAIR AVENUE, AND A PORTION OF GARNIER AVENUE FROM ALLSPAUGH STREET TO ARBOR DRIVE, ALL LOCATED IN SECTION 7, TOWNSHIP 2 SOUTH, RANGE 10 EAST.

- Kardoes gave opening statement
- Hoglund asked clarifying question (01:01:04)
- Nootz asked clarifying questions (01:03:09)
- William Smith gave public comment (01:05:51)
- Michelle Uberuaga on behalf of PCEC gave comment (01:08:28)
- Patricia Grabow made public comment (01:09:50)
- Leslie Fiegle made public comment (01:12:13)
- Kathy Minor made public comment (01:15:24)
- Becky DeRosa made public comment (01:17:14)
- Matt & Heidi Feldtman made public comment (01:19:46)

5-minute break (01:22:58)

- Mabie asked clarifying questions (01:25:10)
- Courtney Lawellin answered (01:26:15)
- Nootz asked clarifying questions (01:31:48)
- Kardoes answered (01:37:58)
- Shannon Holmes gave additional comments (01:40:20)
- Hoglund made comments (01:43:10)
- Schwarz made comments (01:58:24)
- Motion to approve by Schwarz, second by Friedman
- All in favor, passes 5-0.

B. RESOLUTION NO. 4964: A RESOLUTION OF THE CITY COMMISSIONERS OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ADOPT THE PROPOSED GROWTH POLICY.
(02:00:26)

- Kardoes gave opening statement before turning over to Mathieu Menard
- Mathieu Menard gave staff recommendation and executive summary (02:03:23)

- Hogle asked clarifying questions (02:10:08)
- Nootz asked clarifying question (02:11:48)
- Jessie Wilcox, chair of City Planning Board made comments (02:13:03)
- Torrey Lyons, of City Planning Board made comments (02:14:32)
- Stacy Jovick, of City Planning Board made comments (02:17:57)
- Shannon Holmes, PW Director & Planning Board member made comments (02:19:17)
- Taya Cromley, County Rep of Planning Board made public comments (02:21:17)
- Jean Keffler of Friends of Park County made comments (02:22:09)
- Steve Potenberg made comments (02:24:56)
- Ken Cochrane of Friends of Park County made comments (02:28:03)
- Frank Schroeder, Chair of Friends of Park County made comments (02:31:20)
- Anne Donahoe made comments (02:34:28)
- Leslie Fiegle made comments (02:37:49)
- Wendy Riley made comments (02:41:49)
- Michelle Uberuaga made comments (02:43:46)
- Walt Wiseman made comments (02:47:45)
- Tom Blurock made comments (02:50:53)
- Barb Oldershaw of the Park Co. Community Foundation made comments (02:55:41)
- Karrie Kahle made comments (02:57:48)
- Patricia Grabow made comments (02:59:44)
- Dennis Glick made comments (03:03:15)
- Tim Stevens made comments (03:06:56)
- Myron Kovash made comments (03:10:17)
- Bev Kovash made comments (03:13:15)

Motion to extend the meeting, all in favor, passes 5-0. (03:14:14)

- Sarah Stands made comments (03:13:15)
- Hogle asked Mathieu clarifying questions (03:25:30)
- Courtney Lawellin answered questions (03:27:53)
- Nootz made comments (03:29:17)
- Mabie asked questions (03:30:26)
- Schwarz asked questions (03:46:05)
- Friedman made comments (03:48:24)
- Nootz asked additional questions (03:49:30)
- Hogle made comments (03:55:37)
- Motion to approve by Nootz, second by Hogle
- All in favor, passes 5-0.

C. RESOLUTION NO. 4965: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT APPROVING THE ASSIGNMENT OF DEVELOPMENT RIGHTS IN THE AGREEMENT BETWEEN YELLOWSTONE COMMUNITY PARTNERS LLC, HEADWATERS WALKING HORSE RANCH LLC, AND THE CITY OF LIVINGSTON, TO HEART K LAND AND CATTLE COMPANY LLC.
(03:59:30)

- Kardoes gave opening statement
- Courtney Lawellin provided legal background on item (04:02:02)
- Karl Knuchel, attorney for Heart K Ranch made comments (04:02:46)

- Nootz asked clarifying questions of Courtney, Karl and Mathieu (04:03:42)
- Hogle asked questions of Courtney (04:08:10)
- Michelle Uberuaga made comments (04:12:22)
- Jessie Wilcox made comment (04:16:31)
- Patricia Grabow made comments (04:19:17)
- Taya Cromley made comments (04:22:49)
- Commissioners asked clarifying questions of attorneys regarding legality of the original contract and assignment (04:24:02)
- Hogle asked Courtney to provide more information a brief synopsis added to the next agenda.
- Kardoes added clarifying comments, suggested closed session for legal information, and to specify what they are looking for. What is the City liable for or possible impacts to the City due to legality of issue, and acting in accordance with the law.
- Schwarz made comments (05:03:04)
- Kardoes offered suggestion with consent from Chair, conditioned the assignment if deemed the current contract is still valid. (05:04:56)
- Courtney Lawellin concurred with Kardoes suggestion (05:05:26)
- Hogle would like to have the item on the next agenda in a closed session.
- Mabie made comments (05:09:08)
- Michelle Uberuaga offered her legal opinion (05:09:31)
- Hogle made motion to put the legal update on the next agenda and the assignment on a future agenda in public with questions and clarity. No vote taken.

D. RESOLUTION NO. 4966: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON AUTHORIZING THE CITY MANAGER TO SIGN AGREEMENTS WITH EUBANK CREATIVE FOR GRAPHIC DESIGN SERVICES FOR THE LIVINGSTON PARKS AND TRAILS COMMITTEE ADOPT-A-TRAIL SIGNS PROJECT. (05:15:16)

- Hogle advised the contract in the packet had the wrong dollar amount,
- Kardoes advised the updated contract was emailed to the Commission.
- Jeanne Marie Souvigney, Chair of the Parks & Trails Committee made comments (05:16:22)
- No public comments
- Nootz made comments (05:19:00)
- Hogle made comments (05:19:36)
- Motion to approve by Mabie, second by Friedman
- All in favor, passes 5-0.

10. Action Items (05:20:52)

A. DISCUSS/APPROVE/DENY: KYRA AMES AND BOB EBINGER APPLICATIONS FOR REAPPOINTMENT TO THE LIVINGSTON URBAN RENEWAL AGENCY (URA), TO SERVE A FOUR (4) YEAR TERM PER THE BY-LAWS.

- Patricia Grabow made comment (05:21:07)
- Schwarz made comment (05:22:40)
- Mabie made comments (05:23:04)
- Motion to approve by Schwarz, second by Nootz
- All in favor, passes 5-0.

5-minute break (05:24:18)

B. DISCUSS/APPROVE/DENY: APPROVE THE ANNUAL REPORT AND FY21-22 BUDGET FOR THE LIVINGSTON BUSINESS IMPROVEMENT DISTRICT (LBID). (05:25:43)

- Kristen Gailbraith gave opening statement
- No public comment
- Schwarz made comments (05:27:32)
- Hoglund made comments (05:27:49)
- Nootz made comments (05:28:42)
- Motion to approve by Friedman, second by Mabie
- All in favor, passes 5-0

C. DISCUSS/APPROVE/DENY: APPROVE CVB MARKETING PLAN FOR FY21-22, AS REQUIRED BY THEIR BY-LAWS. (05:30:04)

- Kristen Gailbraith gave opening statement
- Mabie made comments (05:31:24)
- Hoglund asked clarifying questions (05:31:48)
- Nootz made comments (05:33:18)
- Patricia Grabow made comment (05:36:23)
- Schwarz made comments (05:39:48)
- Motion to approve by Schwarz, second by Mabie
- All in favor, passes 5-0

D. DISCUSS/APPROVE/DENY: SENDING LETTER REQUESTING TECHNICAL ADVICE AND ASSISTANCE FROM THE TRUST FOR PUBLIC LANDS. (05:40:51)

- Removed for future consideration

E. DISCUSS/APPROVE/DENY: PLANNINGS BOARD REQUEST TO CONTACT STATE LEGISLATURE, IN SUPPORT OF REMOVING THE TERM RESIDENT FREEHOLDER REQUIREMENTS ON CITY PLANNING BOARDS. (05:42:00)

- Hoglund suggested moving to a future meeting
- Kardoes suggested taking public comment and tabling for action and vote during a future meeting
- Wendy Riley, Board chair for PCEC, made public comment (05:44:13)
- Johnathan Hettinger made comment (05:45:48)
- Michelle Uberuaga made comment (05:47:48)
- Karrie Kahle made comment (05:51:54)

See YouTube video part 2 for complete meeting recording.

- Kardoes provided Staff Recommendation to Commission (00:08:59)
- Nootz made comments (00:11:54)
- Kardoes made clarifying statements
- Schwarz made motion to approve action item E. Second by Nootz
- All in favor, passes 5-0.
- Schwarz made motion to direct staff to draft amend ordinance changes to planning board membership within city code to ignore state code and eliminate resident free holder requirement on the next agenda.

F. DISCUSS: HYBRID MEETING REQUIREMENTS (00:20:31)

- Hogle stated she was in favor of returning to in person meetings. Schwarz stated he was in favor of returning to in person meetings.
- Kardoes advised, the City currently lacks the technology to do a hybrid meeting. Not enough audio ports for the recording in the Community Room. Kardoes has meeting Friday with the County to continue to explore technology options, possibly at the library to utilize the Library for hybrid meeting space.
- Mabie prefers to have in-person meetings. Friedman prefers in-person meetings.
- Discussion amongst Commission decided to return to in-person meetings by July 1, 2021.
- Johnathan Hettinger made public comment (00:37:13)

11. City Manager Comments: None

12. City Commission Comments:

- Nootz (00:39:21)
- Mabie (00:39:52)
- Friedman (00:40:20)
- Schwarz (00:41:02)
- Hogle (00:41:26) Dorel wants the Overpass/Underpass discussion on the next meeting as an action item to discuss, second by Schwarz.

13. Adjournment 12:20 a.m. on 5/19/2021 (06:36:39)

Calendar of Events

Supplemental Material

A. LIVINGSTON BUSINESS IMPROVEMENT DISTRICT STRATEGIC PLAN FOR FY21-25.

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.



Livingston City Commission Minutes

June 01, 2021

5:30 PM

Via Zoom

<https://us02web.zoom.us/j/84602081498?pwd=Tm5ZQk8vL0FLWIR6clNsSkc2N3ITQT09>

MEETING ID: 846 0208 1498 **PASSCODE: 287148** CALL IN: (669) 900-6833

1. Call to Order

2. Roll Call

Commissioners in attendance: Chair Dorel Hoglund, Vice-chair Quentin Schwarz, Warren Mabie, Melissa Nootz, Mel Friedman. Staff in attendance: Michael Kardoes, Courtney Lawellin, Faith Kinnick joined at 6:10 p.m.

3. Public Comment (Recording not started)

- Patricia Grabow made public comment
- Jay Keifer made public comment

4. Consent Items (00:00:

A. APPROVE MINUTES FROM REGULAR CITY COMMISSION MEETING 05/18/2021.

B. ACCEPT: JUDGE'S MONTHLY REPORT FROM APRIL 2021

C. RATIFY CLAIMS PAID MAY 13, 2021- MAY 25, 2021.

- Motion by Schwarz, second by Friedman
- All in favor, passes 5-0

5. Action Items, moved to the beginning of the meeting due to chair Hoglunds schedule. (00:01:38)

A. DISCUSS/APPROVE/DENY: MOVING FORWARD WITH BALLOT CROSSING LANGUAGE AS PROPOSED BY BOND COUNSEL.

- Kardoes gave opening statement
- Nootz asked clarifying question (00:05:08)
- Patricia Grabow made public comment (00:07:16)
- Michelle Uberuaga gave public comment (00:08:38)
- Johnathan Hettinger gave public comment (00:12:08)
- Karrie Kahle gave public comment (00:15:00)
- Mabie made comments (00:17:07)
- Schwarz made comments (00:19:10)
- Nootz made comments (00:21:02)
- Friedman made comments (00:27:45)
- Hoglund asked clarifying questions and made comments (00:28:10)

- Decision was made to hold an in-person work session, scheduled for June 22nd at 5:30 p.m.-8:30 p.m. Commission wants to see a community presentation, with flow-charts, meeting including a representative from the planning board incorporating the growth policy where we can and get needs/wants from the community and a plan moving forward. Kardoes advised Commission needs to decide if we want to try to meet this year's ballot. Process including ballot language would need to be adopted by July 20, 2021.

C. DISCUSS/APPROVE/DENY: LIVINGSTON AREA CHAMBER OF COMMERCE REQUESTING WAVIER OF CITY FEES FOR THE 95TH ANNUAL LIVINGSTON ROUNDUP PARADE. (00:49:41)

- Kardoes gave opening statement
- Leslie Feigle made comments (00:50:54)
- Patricia Grabow made comments (00:55:48)
- Jay Keifer made comments (00:56:47)
- Nootz made comments (00:58:47)
- Motion by Mabie, second by Nootz
- All in favor passes 5-0

B. CLOSED SESSION, LEGAL UPDATE (01:02:27)

- Kardoes advised legal update needed for Commission to receive information and legal strategy. Closed meeting to public, paused recording.

6. Proclamations

7. Scheduled Public Comment (Adam could no longer stay on all, will be rescheduled)

A. ADAM STERN, OF LIVINGSTON BRAVES BOARD OF DIRECTORS, PRESENTS THE 2021 LEGION BASEBALL DISTRICT TOURNAMENT.

Public Meeting resumed at (01:05:15)

5- minute recess (01:05:19)

8. Public Hearings (01:10:10)

A. RESOLUTION NO. 4960: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND BELONGING TO THE CITY OF LIVINGSTON WHICH IS DESCRIBED AS THE ISLAND IN THE NE 1/4 OF SECTION 7 IN TOWNSHIP 2 SOUTH RANGE 10 EAST.

- Kardoes gave opening statement
- No public comments
- Nootz made comment (01:16:53)
- Mabie made comment (01:17:00)
- Motion by Mabie, second by Schwarz

- All in favor, passes 5-0

B. ORDINANCE NO. 3007: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO AMEND ARTICLE 1 SECTION 11-2 OF THE LIVINGSTON MUNICIPAL CODE TO ALLOW THE SALE OF FIREWORKS WITHIN THE INCORPORATED CITY LIMITS. (01:17:46)

- Kardoes gave opening statement
- Hogleund asked clarifying question (01:19:30)
- Hogleund excused herself for other work obligation, Vice-chair took over meeting.
- No public comment
- Nootz made comments (01:21:53)
- Motion by Mabie, second by Friedman
- Motion passes, 4-0

8. Ordinances (01:24:27)

A. ORDINANCE NO. 3008: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING A PARCEL GENERALLY KNOWN AS 5 ROGERS LANE AND LEGALLY DESCRIBED AS LOT 15C OF COS 170A, IN SECTION 23, TOWNSHIP TWO SOUTH, RANGE NINE EAST, AS HIGHWAY COMMERCIAL (HC).

- Kardoes gave opening statement
- No public comment
- No Commissioner comments
- Motion by Mabie, second by Nootz
- All in favor, passes 4-0.

B. ORDINANCE NO. 3009: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING PARCELS GENERALLY KNOWN AS 1 AND 5 PRONGHORN DRIVE AND LEGALLY DESCRIBED AS TRACT A OF PLAT 138, LESS .005 ACRES AND THE RIGHT OF WAY ON R-134-481, IN THE ACREVILLE SUBDIVISION, IN SECTION 23 OF TOWNSHIP TWO SOUTH, RANGE NINE EAST AND PORTIONAL LOT 14 IN PLAT 138, IN THE ACREVILLE SUBDIVISION, IN SECTION 23 OF TOWNSHIP TWO SOUTH, RANGE NINE EAST, AS HIGHWAY COMMERCIAL (HC). (01:27:54)

- Kardoes gave opening statement
- No public comment
- Motion by Nootz, second by Mabie
- All in favor, passes 4-0.

C. ORDINANCE NO. 3010: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II AND ARTICLE V, CHAPTER 30 OF THE

LIVINGSTON MUNICIPAL CODE ENTITLED ZONING AS IT PERTAINS TO PARKING LOTS AND LANDSCAPING. (01:30:58)

- Kardoes gave opening statement
- Michelle Uberuaga made comments (01:34:27)
- Nootz made comments (01:35:49)
- Schwarz made comments (01:37:30)
- Motion by Mabie, second by Friedman
- All in favor, passes 4-0.

D. ORDINANCE NO. 3011: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND SECTION 27-2 OF CHAPTER 27 – CITY PLANNING BOARD, AS ENACTED BY ORDINANCE NO. 1922 AND AMENDED BY ORDINANCE 1965 REGULATING THE MEMBERSHIP OF PLANNING BOARD, TERMS OF OFFICE AND QUALIFICATIONS FOR MEMBERSHIP. (01:39:03)

- Kardoes gave opening statement
- Patricia Grabow gave comments (01:41:44)
- Johnathan Hettinger gave comments (01:42:39)
- Karrie Kahle made comments (01:43:38)
- Michelle Uberuaga made comments (01:44:52)
- Mabie made comments (01:46:10)
- Schwarz made comments (01:47:51)
- Nootz made comments (01:49:42)
- No motion made
- Motion fails

9. Resolutions (01:58:47)

A. RESOLUTION NO. 4967: A RESOLUTION OF THE CITY COMMISSION, OF THE CITY OF LIVINGSTON, MONTANA, REQUESTING DISTRIBUTION OF BRIDGE AND ROAD SAFETY AND ACCOUNTABILITY PROGRAM FUNDS.

- Kardoes turned over to Finance Director, Paige Fetterhoff
- No public comments
- No Commission comments
- Motion by Mabie, second by Friedman
- All in favor, passes 4-0.

11. City Manager Comment (02:03:17)

Beginning moving City Offices starting Friday, June 4th.

12. City Commission Comments (02:04:12)

- Nootz

- Mabie (02:05:33)
- Friedman had audio issues
- Schwarz (02:07:14)

13. Adjournment (02:08:18) 8:13 p.m.



Livingston City Commission Minutes

June 15, 2021

5:30 PM

City – County Complex, Community Room

1. Call to Order

2. Roll Call

City Commission Members Present: Chair Dorel Hoglund; Vice-Chair Quentin Schwarz; Mel Friedman; Warren Mabie; Melissa Nootz.

Staff Present: City Manager Michael Kardoes; City Attorney Courtney Lawellin; Public Works Director Shannon Holmes; Planning Director Mathieu Menard; and City Clerk Faith Kinnick.

3. Public Comment:

- Jean Keffler made public comment (00:04:16)
- Leslie Feigle made public comment (00:05:56)
- Michelle Uberuaga made public comment (00:10:09)
- Myron Kovash made public comment (00:13:44)
- Jay Keifer made public comment (00:17:06)

4. Consent Items (00:20:20)

A. APPROVE MINUTES FROM JUNE 1, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 05/26/2021-06/10/2021.

- Schwarz made motion to approve consent items A & B, second by Mabie
All in favor, passes 5-0

5. Proclamations (00:21:06)

A. 2021 RODEO DAYS PROCLAMATION

6. Scheduled Public Comment (00:23:32)

A. ADAM STERN PRESENTS LEGION BASEBALL 2021 TOURNAMENT

7. Public Hearings (00:31:24)

A. RESOLUTION NO. 4961: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CONTIGUOUS GOVERNMENTAL LAND DESCRIBED AS BEING BENNETT STREET, GRANDVIEW BOULEVARD, ARBOR DRIVE, HEFFERLIN AVENUE, WHISKEY CREEK ROAD, SCHEUBER AVENUE, LOCKE BLAIR AVENUE, AND A PORTION OF GARNIER AVENUE FROM ALLSPAUGH STREET TO ARBOR DRIVE, ALL LOCATED IN SECTION 7, TOWNSHIP 2 SOUTH, RANGE 10 EAST.

- Kardoes made opening statements

- Jami Rebsom made public comments (00:33:45)
- Kardoos answered question regarding encroachment (00:35:48)
- Leslie Feigle made public comments (00:36:36)
- Courtney Lawellin answered questions about language (00:37:47)
- Kathy Minor made comments (00:39:00)
- Myron Kovash made comments (00:42:27)
- Jay Keifer made comments (00:44:15)
- Becky DeRosa made comments (00:45:14)
- Courtney answered some questions (00:48:37)
- Nootz relayed some of the questions asked from the Community. (00:51:52)
- Kardoos answered questions (00:52:16)
- Mabie made comments (00:59:10)
- Nootz made comments (01:00:45)
- Nootz made motion to approve, second by Mabie
All in favor, passes 5-0

8. Ordinances (01:02:48)

A. ORDINANCE NO. 3011: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 17 - SAFETY INSPECTION CERTIFICATE, SPECIAL BUSINESS LICENSE, AND ALCOHOL BEVERAGE LICENSE ACT AS ENACTED BY ORDINANCE NO. 2026 REGULATING THE INSPECTION AND LICENSING OF BUSINESSES.

- Courtney Lawellin made opening statements
- Jack Luther gave public comments (01:06:19)
- Jay Keifer gave public comments (01:09:27)
- Kathy Minor gave public comments (01:11:23)
- Hogle asked clarifying questions (01:12:12)
- Courtney Lawellin answered questions (01:12:50)
- Kardoos provided additional clarifying information (01:13:37)
- Schwarz made comments (01:16:36)
- Mabie made comments (01:18:02)
- Schwarz made motion to approve, second by Mabie
All in favor, passes 5-0

5-Minute Break (01:20:17)

9. Resolutions (01:20:44)

A. RESOLUTION NO. 4968: A RESOLUTION OF THE CITY COMMISSIONERS OF THE CITY OF LIVINGSTON, MONTANA, ADOPTING THE PROPOSED GROWTH POLICY.

- Deputy Planning Director, Mathieu Menard made opening statements
- Kardoos made clarifying statements regarding public comments received for this item in protest of annexation received in response to ETJ of the Growth Policy (01:23:45)
- Bev Kovash made public comments (01:28:01)
- Myron Kovash made public comments (01:29:31)
- Tim Stephens made public comments (01:32:10)

- Michelle Uberuaga made public comments (01:33:44)
- Jean Keffler made public comments (01:36:01)
- Leslie Feigle made public comments (01:38:12)
- Karrie Kahle made public comments (01:40:16)
- Jessie Wilcox made public comments (01:41:59)
- Jack Luther made public comments (01:43:16)
- Nootz made comments (01:44:42)
- Mathieu Menard made clarifying comments regarding ETJ (01:45:20)
- Hoglund made comments (01:51:26)
- Mabie made comments (01:55:21)
- Schwarz made comments (01:56:11)
- Nootz made motion to approve, second by Hoglund
All in favor, passes 5-0

B. RESOLUTION NO. 4975: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, TO APPLY THE HISTORIC PROPERTY TAX ABATEMENT PROGRAM TO PROPERTY OWNED BY THOMAS BLUROCK ADDRESSED AS 122 SOUTH 2ND STREET. (01:56:15)

- Deputy Planning Director, Mathieu Menard made opening statements
- Thomas Blurock made additional comments (02:02:38)
- No public comments
- Schwarz made comments (02:04:17)
- Nootz made comments (02:05:02)
- Hoglund made comments (02:05:53)
- Mabie made comments (02:07:58)
- Motion by Mabie, second by Schwarz
All in favor, motion passes 5-0.

10. Action Items: **PULLED FROM DISCUSSION**

~~**A. CLOSED SESSION: HEART K RANCH ASSIGNMENT AGREEMENT**~~

11. City Manager Comment (02:09:21)

Provided update on Purple Air Monitor and station near soccer fields, update on solar electricity produced by system at WRF, provided notice the city received Pot A of the American Response Plan Act (ARPA) funds.

12. City Commission Comments (02:13:46)

- Nootz made comments
- Mabie made comments (02:16:34)
- Friedman made comments (02:17:50)
- Schwarz made comments (02:18:32)
- Hoglund made comments (02:20:15)

13. Adjournment 8:07 p.m. (02:25:54)



Livingston City Commission Minutes

July 06, 2021

5:30 PM

City – County Complex, Community Room

1. Call to Order

2. Roll Call

In attendance: Chair Hogle, Vice-Chair Schwarz, Commissioner Friedman, Commissioner Mabie and Commissioner Nootz in attendance. Staff in attendance: City Manager Michael Kardoes; City Attorney Courtney Lawellin; Public Works Director Shannon Holmes; Finance Director Paige Fetterhoff; and City Clerk Faith Kinnick.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment (00:02:20)

- Dave Maravetz gave public comment
- Hogle asked Kardoes for clarifying information
- Nootz made additional comments (00:08:48)
- Friedman made comments (00:09:39)
- Schwarz made comments (00:11:45)
- Hogle made comments (00:12:12)

6. Consent Items (00:12:29)

A. APPROVE MINUTES FROM JUNE 15, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 06/11/2021-06/22/2021.

C. APPROVE JIM BARRETT'S APPLICATION TO CITY PLANNING BOARD, FILLING A MEMBERS SEAT WITH TERM ENDING ON DECEMBER 31, 2021. (ATTACHED AS ADDENDUM #1)

- Motion by Mabie, second by Schwarz.
 - All in favor, passes 5-0.

7. Proclamations

8. Scheduled Public Comment

9. Public Hearings

10. Ordinances (00:13:36)

A. ORDINANCE NO. 3012: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING PARCELS GENERALLY KNOWN AS 1014 AND 1016 W. PARK STREET AND LEGALLY DESCRIBED AS SECTION 13, TOWNSHIP TWO SOUTH (T02S), RANGE NINE EAST (R09E), BENEFICIAL USE OF MRL R/WAY LEASE #502, 120 BRONSON COSMIC ENTERPRISES INC (IMPT ON #28000), AND SECTION 24, TOWNSHIP TWO SOUTH (T02S), RANGE NINE EAST (R09E), BENEFICIAL USE OF MRL R/WAY LEASE #500664 MELIN & ASSOCIATES INSURANCE AGENCY (IMPT ON #27950), AS HIGHWAY COMMERCIAL (HC).

- Kardoes gave opening statements
- No public comments
- Nootz made comments (00:17:36)
- Hogleund asked clarifying questions (00:18:29)
- Motion by Mabie, second by Schwarz.
- All in favor, passes 5-0.

B. ORDINANCE NO. 3013: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II, ARTICLE IV, and ARTICLE V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO TINY HOMES, MANUFACTURED AND MODULAR HOMES. (00:20:29)

- Hogleund stated item is pulled from discussion and consideration, asked Kardoes to clarify.
- The intent is to re-write and clean up current existing code. However, this current version created a couple of conflicts, sending back to the City Planning Board for clarification. Will bring back at a future date.
- Nootz commented she appreciated the pause (00:28:00)

C. ORDINANCE NO. 3014: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE V, ARTICLE VII, ARTICLE VIII, and ARTICLE IX, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING AS IT PERTAINS TO FEES AND PERMITTING. (00:28:49)

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying question (00:33:12)
- Hogleund made comments (00:36:42)
- Motion by Schwarz, second by Friedman
 - All in favor, passes 5-0.

D. ORDINANCE NO. 3015: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II OF THE LIVINGSTON MUNICIPAL CODE ENTITLED CITY COMMISSION AND CHAIR, AMENDING SECTION 2-12 AS IT PERTAINS TO LOCATION OF CITY COMMISSION POSTING

BOARD, AMENDING SECTION 2-16 AS IT PERTAINS TO THE PROCESS FOR SETTING AGENDA, AMENDING SECTION 2-19 BY PERTAINING TO THE PROCEDURE TO CONDUCT BUSINESS. (00:37:08)

- Kardoes gave opening statements
- No public comments
- Hogleund made comments (00:41:44)
- Schwarz made comments (00:43:56)
- Nootz made comments (00:44:56)
- Kardoes advised due to changes may see more addendums (00:44:50)
- Hogleund made additional comments about previous changes (00:45:41)
- Kardoes advised previous code changes received from vendor today (00:46:01)
- Mabie made comments (00:47:49)
- Motion by Mabie, second by Schwarz
 - All in favor, passes 5-0.

E. ORDINANCE NO. 3016: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND CHAPTER 27 OF THE LIVINGSTON MUNICIPAL CODE SECTION 27-3 ENTITLED MEMBERSHIP OF THE PLANNING BOARD, TERMS OF OFFICE AN QUALIFICATIONS, BY ADDING TWO (2) ADDITIONAL MEMBERS TO THE CITY PLANNING BOARD. (00:48:48)

- Kardoes gave opening statements
- Johnathan Hettinger gave public comments (00:50:32)
- Schwarz made comments (00:53:26)
- Nootz made comments (00:54:25)
- Hogleund asked clarifying question (00:59:44)
- Kardoes answered (01:03:21)
- Mabie made comments (01:07:45)
- Motion by Schwarz, second by Mabie.
 - Passes 4-1, Nootz against.

12. Action Items attached as addendum #2, combined and moved to next item of business (01:11:39)

- A. DISCUSS/APPROVE/DENY: THE OWL LOUNGE REQUEST FOR WAIVER OF ENFORCEMENT OF CITY CODE ARTICLE 1, SECTION 10-5, ALLOWING THE PLAYING OF LIVE MUSIC UNTIL MIDNIGHT, ON JULY 17 FOR PBR AFTER PARTY.**
- B. DISCUSS/APPROVE/DENY: THE OWL LOUNGE REQUEST TO GRANT A SPECIAL EXCEPTION TO LIVINGSTON CITY CODE ARTICLE II, SECTION 10-7, C, ENTITLED CARRYING OPEN CONTAINERS IN PUBLIC, BY WAIVING**

ENFORCEMENT OF CITY CODE DURING EVENT, LIMITED TO BOUNDARIES OF THE AMERICAN BANK PARKING LOT ON JULY 17 FOR PBR AFTER PARTY.

- Kardoes gave opening statements
- No public comments
- Mabie asked questions (01:12:40)
- Hogleund made comments (01:13:55)
- Motion by Schwarz, second by Mabie.
 - All in favor, passes 5-0

11. Resolutions (01:14:22)

A. RESOLUTION NO. 4969: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, GIVING NOTICE THAT THE CITY COMMISSION HAS COMPLETED ITS PRELIMINARY BUDGET IN THE AMOUNT OF \$22,935,549 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2021, AND ENDING JUNE 30, 2022, (FY 22), THAT THE BUDGET IS ON FILE AND AVAILABLE FOR PUBLIC INSPECTION AND ON THE INTERNET AT www.livingstonmontana.org, AND CALLING FOR A PUBLIC HEARING FOR APPROVAL OF THE FINAL BUDGET AND MAKING APPROPRIATIONS.

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying questions (01:15:31)
- Kardoes answered (01:17:10)
- Hogleund made comments (01:17:57)
- Nootz made comments (01:18:00)
- Motion by Mabie, second by Nootz.
 - All in favor, passes 5-0

B. RESOLUTION NO. 4970: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO ADJUST ALL RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTON WATER SYSTEM. (01:20:48)

- Kardoes gave opening statements
- No public comments
- Nootz made comments (01:23:53)
- Hogleund asked clarifying questions (01:24:47)
- Shannon Holmes, Public Works Director made comments (01:25:22)
- Motion by Schwarz, second by Friedman.
 - All in favor, passes 5-0

****5-minute recess**** (01:28:43)

C. RESOLUTION NO. 4971: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ADJUST ALL RATES FOR

**ALL CUSTOMERS OF THE CITY OF LIVINGSTON WASTEWATER SYSTEM.
(01:36:10)**

- Kardoes gave opening statements
- No public comments
- Mabie made comments (01:37:48)
- Motion by Mabie, second by Nootz.
 - All in favor, passes 5-0

**D. RESOLUTION NO. 4972: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO SPECIFY THE ASSESSMENT OPTION FOR STREET MAINTENANCE AND IMPROVEMENTS DISTRICT NO. 1 FOR THE FISCAL YEAR 2021- 2022 IN AN ESTIMATED AMOUNT OF \$1,278,988, LEVY AND ASSESS ALL PROPERTY WITHIN THE DISTRICT.
(01:38:56)**

- Kardoes gave opening statements
- No public comments
- No commissioner comments
- Motion by Schwarz, second by Friedman
 - All in favor, passes 5-0

E. RESOLUTION NO. 4973: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ESTIMATE THE COST OF MAINTAINING LIGHTS AND SUPPLYING ELECTRICAL CURRENT TO SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 IN THE AMOUNT OF \$84,600 FOR THE FISCAL YEAR 2021-2022 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. (01:43:08)

- Kardoes gave opening statements
- No public comments
- Nootz made comments (01:44:48)
- Shannon Holmes, Public Works Director made comments (01:45:16)
- Motion by Schwarz, second by Friedman
 - All in favor, passes 5-0

**F. RESOLUTION NO. 4974: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO MODIFY SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 20 BY REPLACING STREET LIGHTS AND OTHER APPURTENANCES THEREIN AND TO LEVY AND ASSESS 100% OF THE ESTIMATED COSTS OF \$65,000 FOR THE FISCAL YEAR 2021-2022 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING.
(01:49:23)**

- Kardoes gave opening statements
- No public comments
- Hogleund made comments (01:51:28)
- Motion by Mabie, second by Friedman
 - All in favor, passes 5-0

G. RESOLUTION NO. 4976: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO APPLY FOR MINIMUM ALLOCATION GRANTS AND THE COMPETITIVE GRANT PROGRAM OF THE AMERICAN RESCUE PLAN ACT AND AUTHORIZATION TO COMMIT UP TO \$500,000.00 IN MATCHING FUNDS FOR THE MINIMUM ALLOCATION GRANT AND \$2,000,000 FOR THE COMPETITIVE GRANT PROGRAM. (01:52:46)

- Kardoes presented an overview of the ARPA federal funds made available targeted to help with the direct costs associated with COVID-19 or for water and sewer infrastructure projects. Additional new federal program running concurrent with APRA funds presents opportunities for additional grant funds available. See page 207 & 208 of packet.
- Schwarz asked clarifying questions (02:01:47)
- Nootz asked clarifying question (02:07:17)
- Shannon Holmes made comments about his communications Green Acres residents on the preliminary engineering study and availability of federal funding to help offset costs for those residents. (02:09:11)
- Hogleund made comments (02:
- Mabie made comments (02:
- No public comments
- Motion to amend Resolution 4976 to increase the minimum allocation grant to \$3,500,000 by Schwarz, second by Friedman
 - All in favor, passes 5-0

13. City Manager Comment (02:14:10)

- Tiny Homes ordinance will come back before the commission for future consideration.
- Shout out to Public Works and other staff who helped with the 4th of July festivities.
- Rest of the staff preparing to move to new City Hall building, as soon as IT is available to move computers over, should be moved in by the end of next week.
- Will get draft agenda to Chair by Wednesday.

14. City Commission Comments (02:15:53)

- Nootz (02:15:52)
- Mabie (02:21:18)

- Friedman (02:22:10)
- Schwarz (02:23:23)
- Hoglund (02:25:00) Chair Hoglund will not be at the July 20, 2021 meeting.

15. Adjournment 8:00 p.m. (02:28:26)



Livingston City Commission Minutes

July 20, 2021

5:30 PM

City – County Complex, Community Room

1. Call to Order

2. Roll Call

In attendance: Vice-Chair Schwarz, Commissioner Friedman, Commissioner Mabie and Commissioner Nootz in attendance. Staff in attendance: City Manager Michael Kardoes; City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard, Finance Director Paige Fetterhoff; and City Clerk Faith Kinnick. Chair Hoglund absent.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comments: none

6. Consent Items (00:03:50)

A. APPROVE MINUTES FROM 07/06/2021 REGULAR COMMISSION MEETING.

B. RATIFY CLAIMS PAID 06/23/2021-07/09/2021.

C. APPROVE VANESSA HAINES APPLICATION FOR HANDICAP PARKING SPACE.

- Motion by Friedman, second by Mabie.
 - All in favor, passes 4-0.

7. Proclamations: none

8. Scheduled Public Comment: none

9. Public Hearings: (00:04:40)

A. ORDINANCE NO. 3008: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING A PARCEL GENERALLY KNOWN AS 5 ROGERS LANE AND LEGALLY DESCRIBED AS LOT 15C OF COS 170A, IN SECTION 23, TOWNSHIP TWO SOUTH, RANGE NINE EAST, AS HIGHWAY COMMERCIAL (HC).

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying question.
- Motion by Friedman, second by Mabie.
 - All in favor, passes 4-0.

B. ORDINANCE NO. 3009: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING PARCELS GENERALLY KNOWN AS 1 AND 5 PRONGHORN DRIVE AND LEGALLY DESCRIBED AS TRACT A OF PLAT 138, LESS .005 ACRES AND THE RIGHT OF WAY ON R-134-481, IN THE ACREVILLE SUBDIVISION, IN SECTION 23 OF TOWNSHIP TWO SOUTH, RANGE NINE EAST AND PROPORTIONAL LOT 14 IN PLAT 138, IN THE ACREVILLE SUBDIVISION, IN SECTION 23 OF TOWNSHIP TWO SOUTH, RANGE NINE EAST, AS HIGHWAY COMMERCIAL (HC). (00:07:53)

- Kardoes gave opening statements
- No public comments
- No commissioner comments
- Motion by Nootz, second by Mabie.
- All in favor, passes 4-0.

C. ORDINANCE NO. 3010: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II AND ARTICLE V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO PARKING LOTS AND LANDSCAPING. (00:10:07)

- Kardoes asked Mathieu Menard for opening statements
- No public comments
- Nootz made comments
- Schwarz made comments
- Motion by Friedman, second by Mabie.
- All in favor, passes 4-0.

D. RESOLUTION NO. 4977: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, APPROVING AND ADOPTING THE FINAL BUDGET IN THE AMOUNT OF \$22,935,549 FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2021, AND ENDING JUNE 30, 2022, (FY22), AND MAKING APPROPRIATIONS AND ESTABLISHING SPENDING LIMITS AND AUTHORIZING TRANSFER OF APPROPRIATIONS WITHIN THE SAME FUND. (00:14:20)

- Kardoes gave opening statements
- No public comments
- Nootz made comments
- Schwarz made comments
- Motion by Friedman, second by Mabie.
- All in favor, passes 4-0.

E. RESOLUTION NO. 4978: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, INCREASING ALL RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTON WATER SYSTEM. (00:18:25)

- Kardoes gave opening statements
- No public comments
- Nootz made comments
- Mabie made comments
- Schwarz made comments
- Motion by Friedman, second by Mabie.
- All in favor, passes 4-0.

F. RESOLUTION NO. 4979: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, INCREASING ALL RATES FOR ALL CUSTOMERS OF THE CITY OF LIVINGSTONS WASTE WATER SYSTEM IN THE AMOUNT OF 3.0%. (00:23:38)

- Kardoes gave opening statements
- No public comments
- Nootz made comments
- Schwarz made comments
- Motion by Nootz, second by Friedman.
- All in favor, passes 4-0.

G. RESOLUTION NO. 4980: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, LEVYING 100% OF THE COST FOR STREET MAINTENANCE AND IMPROVEMENTS DISTRICT NO. 1 FOR THE FISCAL YEAR 2021-2022 IN THE AMOUNT OF \$1,278,988, AND ASSESSING ALL PROPERTY WITHIN THE DISTRICT. (00:28:44)

- Kardoes gave opening statements
- No public comments
- No Commissioner comments
- Motion by Friedman, second by Mabie.
- All in favor, passes 4-0.

H. RESOLUTION NO. 4981: 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 \$84,600 FOR THE FISCAL YEAR 2021-2022 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. (00:31:10)

- Kardoes gave opening statements

- No public comments
- Nootz made comments
- Mabie made comments
- Motion by Mabie, second by Nootz.
- All in favor, passes 4-0.

I. RESOLUTION NO. 4982: 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 \$65,000 FOR THE FISCAL YEAR 2021-2022 AGAINST EVERY PARCEL OF PROPERTY WITHIN SAID DISTRICT FOR THAT PART OF THE COST WHICH ITS ASSESSABLE AREA BEARS TO THE ASSESSABLE AREA OF THE DISTRICT, AND CALLING FOR A PUBLIC HEARING. (00:36:15)

- Kardoes gave opening statements
- No public comments
- No Commissioner comments
- Motion by Friedman, second by Mabie.
- All in favor, passes 4-0.

10. Ordinances: none

11. Resolutions: none

12. Action Items: (00:38:20)

A. DISCUSS/APPROVE/DENY: COMMISSION TO APPOINT TWO APPLICANTS TO SERVE ON THE CITY/COUNTY AIRPORT BOARD.

- Kardoes gave opening statements and his recommendation.
- No public comments
- Nootz made comments
- Mabie made comments
- Friedman made comments
- Schwarz made comments
- Motion by Mabie to approve appointment of Steve Koontz and Katie Weaver to serve on board, second by Nootz.
- All in favor, passes 4-0.

B. DISCUSS/APPROVE/DENY: ACCEPTING LOCAL GOVERNMENT REVIEW COMMITTEE RECOMMENDATION AND DIRECTING CITY STAFF TO DRAFT A RESOLUTION CALLING FOR AN ELECTION ON THE BALLOT ISSUE ON THE QUESTION OF WHETHER THE ELECTORS OF THE CITY OF LIVINGSTON SHOULD ADOPT A SELF-GOVERNMENT CHARTER WITH A COMMISSION MANAGER FORM OF GOVERNMENT, TO THE AUGUST 3, 2021, MEETING. (00:46:28)

- Kardoes gave opening statements
- No public comments
- Schwarz made comments
- Friedman made comments
- Nootz made comments
- Mabie made comments
- Motion by Friedman, second by Mabie.
- All in favor, passes 4-0.

C. DISCUSS/APPROVE/DENY: SUBMITTING TO THE ELECTORS OF THE CITY OF LIVINGSTON A GENERAL OBLIGATION BOND IN THE AMOUNT OF \$18M FOR THE PURPOSE OF FUNDING THE CONSTRUCTION OF A SEPARATED GRADE RAIL CROSSING AND INFRASTRUCTURE. (01:05:56)

- Kardoes gave opening statements
- Drew Scott gave public comments (01:09:29)
- Mabie made comments
- Nootz made comments
- Mabie made comments
- Friedman made comments
- Schwarz made comments
- Motion by Mabie to approve with the amendment of increasing the amount to \$20 Million, second by Schwarz.
- Motion passes 3-1, Nootz against.

13. City Manager Comment (01:30:42)

14. City Commission Comments (01:37:10)

15. Adjournment (7:21 p.m.)

LIVINGSTON CITY COMMISSION WORK SESSION

Public Comment Sign-in

DATE: 07/20/2021

If you would like to speak to the Commission, please note your name and address will be recorded here. This document is an official public record. Thank you!

PRINTED NAME/ADDRESS

AGENDA ITEM

1. Don Scott 710 Quasar Lane Livingston MT 59017

2. _____

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20. _____



Livingston City Commission Minutes

August 03, 2021

5:30 PM

City – County Complex, Community Room
414 E. Callender St.
Livingston, MT 59047

1. Call to Order

2. Roll Call

In attendance: Chair Hogle, Vice-Chair Schwarz, Commissioner Friedman, Commissioner Mabie in attendance, Commissioner Nootz absent. Staff in attendance: City Manager Michael Kardoes; Deputy Planning Director Mathieu Menard, Finance Director Paige Fetterhoff; and City Clerk Faith Kinnick.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment (00:01:32)

- Cody Wood gave public comment

6. Consent Items (00:05:53)

- A. APPROVE MINUTES FROM JULY 20, 2021, REGULAR MEETING.**
- B. RATIFY CLAIMS PAID 07/09/2021-07/26/2021**
- C. ACCEPTING BOARD RECOMMENDATION TO FILL A VACANCY ON THE CITY ZONING COMMISSION FOR A MEMBER WITH AN UNEXPIRED TERM ENDING 12/31/2021.**
- D. APPROVE APPLICATION FOR ADDITIONAL HANDICAP PARKING TO SERVE RESIDENTS OF THE SHERWOOD APARTMENT BUILDING.**
- E. ACCEPT LIVINGSTON CITY COURT FINANCIAL REPORT FROM MAY 2021.**
- F. ACCEPT PLEDGED SECURITIES REPORT FROM JUNE 2021.**
 - Motion by Mabie, second by Schwarz.
All in favor, passes 4-0.

7. Proclamations

8. Scheduled Public Comment (00:06:54)

- A. SCHEDULED PUBLIC COMMENT: MATT FETTIG OF NORTHWESTERN ENERGY PRESENTS INFORMATION REGARDING NORTHWESTERN ENERGY'S LED RETROFIT PROJECT.**
 - Hogle asked questions
 - Mabie asked questions

9. Public Hearings (00:16:10)

A. ORDINANCE NO. 3011: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 17 - SAFETY INSPECTION CERTIFICATE, SPECIAL BUSINESS LICENSE, AND ALCOHOL BEVERAGE LICENSE ACT AS ENACTED BY ORDINANCE NO. 2026 REGULATING THE INSPECTION AND LICENSING OF BUSINESSES.

- Kardoos gave opening statement
- Chuck Tanner gave public comment (00:18:17)
- Hogleund asked clarifying questions
- Kardoos answered
- Mabie asked questions
- Paige Fetterhoff answered
- Motion by Schwarz, second by Friedman
All in favor, passes 4-0.

B. PUBLIC HEARING: ORDINANCE NO. 3012: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING PARCELS GENERALLY KNOWN AS 1014 AND 1016 W. PARK STREET AND LEGALLY DESCRIBED AS SECTION 13, TOWNSHIP TWO SOUTH (T02S), RANGE NINE EAST (R09E), BENEFICIAL USE OF MRL R/WAY LEASE #502, 120 BRONSON COSMIC ENTERPRISES INC (IMPT ON #28000), AND SECTION 24, TOWNSHIP TWO SOUTH (T02S), RANGE NINE EAST (R09E), BENEFICIAL USE OF MRL R/WAY LEASE #500664 MELIN & ASSOCIATES INSURANCE AGENCY (IMPT ON #27950), AS HIGHWAY COMMERCIAL (HC). (00:23:40)

- Kardoos turned meeting over to Mathieu Menard
- No public comment
- Hogleund asked clarifying questions
- Menard answered
- Motion by Schwarz, second by Friedman
All in favor, passes 4-0.

C. ORDINANCE NO. 3014: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE V, ARTICLE VII, ARTICLE VIII, and ARTICLE IX, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING. (00:29:02)

- Kardoos turned meeting over to Mathieu Menard
- No public comment
- Hogleund made comments
- Motion by Mabie, second by Friedman
All in favor, passes 4-0.

D. ORDINANCE NO. 3015: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II OF THE LIVINGSTON MUNICIPAL CODE ENTITLED CITY COMMISSION AND CHAIR BY AMENDING SECTION 2-12 AS IT PERTAINS

TO LOCATION OF CITY COMMISSION POSTING BOARD, AMENDING SECTION 2-16 AS IT PERTAINS TO THE PROCESS FOR SETTING AGENDA, AMENDING SECTION 2-19 BY PERTAINING TO THE PROCEDURE TO CONDUCT BUSINESS. (00:33:22)

- Kardoos gave opening statement
- No public comment
- No Commissioner comments
- Motion by Schwarz, second by Friedman
All in favor, passes 4-0.

E. ORDINANCE NO. 3016: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND CHAPTER 27 OF THE LIVINGSTON MUNICIPAL CODE SECTION 27-3 ENTITLED MEMBERSHIP OF THE PLANNING BOARD, TERMS OF OFFICE AN QUALIFICATIONS, BY ADDING TWO (2) ADDITIONAL MEMBERS TO THE CITY PLANNING BOARD. (00:36:33)

- Kardoos gave opening statement
- No public comment
- Schwarz made comments
- Hoglund made comments
- Motion by Friedman, second by Hoglund
All in favor, passes 4-0.

10. Ordinances

11. Resolutions (00:40:05)

A. RESOLUTION NO. 4983: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS 26 FLESHMAN CREEK ROAD.

- Kardoos gave opening statement
- No public comment
- Hoglund asked clarifying questions
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

B. RESOLUTION NO. 4984: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS 72 NORTH 8TH STREET AND 72 NORTH 9TH STREET. (00:47:46)

- Kardoos gave opening statement
- Carrie Baliz made public comment
- Schwarz asked clarifying questions about property being grandfathered in.
- Kardoos & Menard answered
- Motion by Schwarz, second by Friedman
All in favor, passes 4-0.

C. RESOLUTION NO. 4985: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS THE PROPERTY OF THE LIVINGSTON SCHOOL DISTRICT OFF OF SCENIC TRAIL AND IS DESCRIBED AS LOT 1 OF SUBDIVISION 183 IN SECTION 14, TOWNSHIP 2 SOUTH, RANGE 9 EAST. (00:51:48)

- Kardoes gave opening statement
- No public comment
- No Commissioner comments
- Motion by Mabie, second by Schwarz
All in favor, passes 4-0.

D. RESOLUTION NO. 4986: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS THE PROPERTY BETWEEN ARBOR DRIVE AND BENNETT STREET BOUNDED BY MILES LANE/CHESTNUT LANE, THE CITY TRANSFER STATION AND THE YELLOWSTONE RIVER IN SECTION 7 IN TOWNSHIP 2 SOUTH RANGE 10 EAST. (00:53:30)

- Kardoes gave opening statement
- No public comment
- Hogleund asked clarifying questions
- Motion by Schwarz, second by Friedman
All in favor, passes 4-0.

E. RESOLUTION NO. 4987: A RESOLUTION OF THE CITY COMMISSION SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF LIVINGSTON, MONTANA, THE QUESTION OF ESTABLISHING A CHARTER FORM OF GOVERNMENT FOR THE PURPOSE OF CHANGING THE GENERAL POWERS FORM OF GOVERNMENT TO A SELF-GOVERNMENT FORM THROUGH A CHARTER. (00:58:10)

- Kardoes gave opening statement
- Rick VanAken gave public comment (01:05:33)
- Hogleund asked clarifying questions
- Schwarz made comments
- Mabie made comments
- Friedman made comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

F. RESOLUTION NO. 4988: A RESOLUTION OF THE CITY COMMISSION SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF LIVINGSTON, MONTANA, THE QUESTION OF THE ISSUANCE OF A GENERAL OBLIGATION BOND IN A PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000 FOR THE PURPOSE OF FUNDING THE CONSTRUCTION OF ONE OR MORE SEPARATED GRADE RAIL CROSSING AND RELATED INFRASTRUCTURE; AND TAKING CERTAIN OTHER ACTIONS WITH RESPECT THERETO. (01:13:26)

- Kardoes gave opening statement
- Beth O'Neil gave public comment (01:18:17)
- Rick VanAken gave public comment (01:20:28)

- Hogle made comments
- Mabie made comments
- Friedman made comments
- Schwarz made comments
- Hogle asked clarifying questions
- Mathieu Menard answered
- Motion by Schwarz to amend to include the updated mill levy information received, second by Friedman
All in favor, passes 4-0.

G. RESOLUTION NO. 4989: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA AUTHORIZING THE CITY MANAGER TO SIGN AN ANNUAL LEASE AGREEMENT WITH THE MONTANA DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES, FOR A TERM BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022.

- Kardoes gave opening statement
- Mabie made comments
- Schwarz made comments
- Motion by Schwarz, second by Mabie
All in favor, passes 4-0.

Recording stopped & restarted

12. Action Items C moved to beginning to allow Thomas to leave meeting early.

C. DISCUSS/APPROVE/DENY: REQUEST FROM THOMAS STORY OF MENDING THE LINE, LLC. FILM PRODUCTION, FOR TEMPORARY WAIVER OF 2-HOUR PARKING ORDINANCE ENFORCEMENT FOR FILM CREW BEGINNING AUGUST 31-SEPTEMBER 4TH.

- Kardoes gave opening statement
- Thomas Story made additional comments
- Leslie Feigel made public comment
- Schwarz made comments
- Motion by Schwarz, second by Mabie
All in favor, passes 4-0

A. DISCUSS/APPROVE/DENY: ACCEPTING CITY MANAGER'S RECOMMENDATION TO APPOINT KARILEE VALERIANO TO FILL VACANCY ON THE CITY POLICE COMMISSION.

- Kardoes gave opening statement
- Schwarz made comments
- Motion by Schwarz, second by Mabie
All in favor, passes 4-0

B. SCHEDULE A SPECIAL MEETING TO DISCUSS THE CITY'S GROWTH POLICY, STRATEGIC PLAN, FOCUSING ON PRIORITIES AND FUNDING.

- Kardoes gave opening statements
- Commission discussed and scheduled meeting for October 14, 2021 at 5:30 p.m.

13. City Manager Comment

14. City Commission Comments

15. Adjournment 8:00 p.m.



Livingston City Commission Minutes

August 17, 2021

5:30 PM

City – County Complex, Community Room
414 E. Callender St.

1. Call to Order

2. Roll Call

In attendance: Chair Hogle, Vice-Chair Schwarz, Commissioner Friedman, Commissioner Mabie in attendance, Commissioner Nootz absent. Staff in attendance: City Manager Michael Kardoes; Deputy Planning Director Mathieu Menard, Finance Director Paige Fetterhoff; and City Clerk Faith Kinnick.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment

6. Consent Items

A. APPROVE MINUTES FROM AUGUST 3, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 07/27/2021-08/06/2021.

- Motion by Friedman, second by Schwarz.
All in favor, passes 4-0.

7. Proclamations

8. Scheduled Public Comment

A. SHANNON HOLMES PUBLIC WORKS DIRECTOR PRESENTS 2020-2021 ASH REMOVAL AND REPLACEMENT PROJECT.

9. Public Hearings

10. Ordinances

A. ORDINANCE NO. 3013: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II, ARTICLE IV, and ARTICLE V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO TINY HOMES, MODULAR HOMES AND MANUFACTURED HOMES.

- Kardoes turned meeting over to Menard
- Schwarz made comments
- Friedman made comments
- Mabie made comments
- Hogle made comments
- Motion by Schwarz, second by Mabie

All in favor, passes 4-0.

11. Resolutions

A. RESOLUTION NO. 4990: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, FIXING THE TAX LEVY FOR THE FISCAL YEAR 2021-2022 AND ~~GIVING NOTICE OF A PUBLIC HEARING THEREON.~~

- Kardoes explained no public hearing required for this item, recommended moving to Resolutions. Commission concurred. Kardoes turned meeting over to Fetterhoff.
- No public comments
- No Commission comments
- Motion by Mabie, second by Schwarz
- All in favor, passes 4-0.

B. RESOLUTION NO. 4991: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO DISCONTINUE AND VACATE A PORTION OF THE SUMMIT STREET RIGHT-OF-WAY ADJACENT TO BLOCK 32 OF THE MINNESOTA ADDITION.

- Kardoes made opening remarks
- Jeanne Marie Souvigney gave public comment
- Randy Cook made public comment
- Schwarz made comments
- Mabie made comments
- Hogleund made comments
- Motion by Schwarz, second by Friedman
- All in favor, passes 3-1, Hogleund against.

C. RESOLUTION NO 4992: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS THE AREA NORTH OF THE RAILROAD TRACKS BETWEEN THE RAILROAD TRACKS AND BENNETT AND GALLATIN STREETS.

- Kardoes made opening remarks
- No public comments
- Hogleund made comments
- Motion by Mabie, second by Friedman
- All in favor, passes 4-0.

D. RESOLUTION NO. 4993: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS S18, T02 S, R10 E, LOT 10, W2SE4NW4NE4 AND THE UNDESCRIBED PARCEL TO THE EAST.

- Kardoes made opening remarks
- No public comments
- Hogleund made comments
- Motion by Schwarz, second by Friedman

- All in favor, passes 4-0.

E. RESOLUTION NO. 4994: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO ANNEX CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS 16 LOVES LANE.

- Kardoes made opening remarks
- No public comments
- Hogleund made comments
- Schwarz made comments
- Motion by Schwarz, second by Friedman
- All in favor, passes 4-0.

12. Action Items

13. City Manager Comment:

- Provided update on the City's disbursement of Browning's lost ARPA funds back to the Browning, community to a chemical dependency/mental health service provider.
- Provided update on the Air/filter fan unit project.

14. City Commission Comments

15. Adjournment 7:00 p.m.



Amended Livingston City Commission Minutes

September 07, 2021

5:30 PM

City – County Complex, Community Room

** Amended to reflect Commissioner Nootz in attendance. Previously omitted in error.*

1. Call to Order

2. Roll Call

In attendance: Vice-Chair Schwarz; Commissioners Friedman; Mabie and Nootz in attendance; Chair Hoglund absent. Staff in attendance: City Manager Michael Kardoes; City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; Administrative Services Director Lisa Lowy; and City Clerk Faith Kinnick.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment

- None

6. Consent Items (00:04:10)

A. APPROVE MINUTES FROM 8.17.2021 REGULAR MEETING

B. RATIFY CLAIMS PAID 08/07/2021-08/20/2021.

C. APPROVE SAMANTHA ZYWICIEL TO SERVE AS FAIRFIELD IN AND SUITES APPOINTED REPRESENTATIVE TO SERVE ON TBID BOARD OF TRUSTEES, AS PER BOARD BYLAWS.

D. APPROVE URA'S RECOMMENDATION TO APPROVE KEVIN STEWART TO FILL VACANCY ON LIVINGSTON URBAN RENEWAL AGENCY TO FILL A VACANCY FOR A TERM ENDING 06/30/2025.

- Motion by Mabie, second by Friedman.
All in favor, passes 4-0.

7. Proclamations

8. Scheduled Public Comment- Pulled from Discussion

~~**A. TREE BOARD'S EMERALD ASH BORER PLAN WITH RECOMMENDED EDITS BY PUBLIC WORKS DIRECTOR, SHANNON HOLMES.**~~

9. Public Hearings (00:05:03)

A. RESOLUTION NO. 4983: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS 26 FLESHMAN CREEK ROAD.

- Kardoes gave opening statements
- No public comments

- No commissioner comments
- Motion by Friedman, second by Nootz
All in favor, passes 4-0.

B. RESOLUTION NO. 4984: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS 72 NORTH 8TH STREET AND 72 NORTH 9TH STREET. (00:06:55)

- Kardoes gave opening statement
- Kenneth Printz gave public comment
- No commissioner comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

C. RESOLUTION NO. 4985: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS THE PROPERTY OF THE LIVINGSTON SCHOOL DISTRICT OFF OF SCENIC TRAIL AND IS DESCRIBED AS LOT 1 OF SUBDIVISION 183 IN SECTION 14, TOWNSHIP 2 SOUTH, RANGE 9 EAST. (00:12:45)

- Kardoes gave opening statement
- No public comment
- No commissioner comments
- Motion by Mabie, second by Nootz
All in favor, passes 4-0.

D. RESOLUTION NO. 4986: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS THE PROPERTY BETWEEN ARBOR DRIVE AND BENNETT STREET BOUNDED BY MILES LANE/CHESTNUT LANE, THE CITY TRANSFER STATION AND THE YELLOWSTONE RIVER IN SECTION 7 IN TOWNSHIP 2 SOUTH RANGE 10 EAST. (00:14:40).

- Kardoes gave opening statement
- Leslie Feigle gave public comment
- Jolyn Jerde gave public comment
- Courtney Lawellin made comments
- Mathieu Menard made comments
- Amber Stringfellow gave public comment
- Nootz made comments
- Kardoes made additional clarifying comments
- Jay O'Dell gave public comment
- Christina Nelson gave public comment
- Jodi Hames gave public comment
- Poullette Fowlie gave public comment
- Malcom Fowlie gave public comment
- Jackie Feigle gave public comment
- Jack Swanson gave public comment
- Mabie made comments

- Patricia Grabow gave public comment
- Angie Kruismark gave public comment
- Heidi Feldtman gave public comment
- Anita Skillman gave public comment
- Myron Kovash gave public comment
- Schwarz made comments
- Jocelyn Powell gave public comment
- Patti Smith gave public comment
- Bob Short gave public comment
- Kardoes made comments
- Jon-Scott Whiting gave public comment
- Tammy Hoffland gave public comment

**10 Minute recess (7:00-7:10 p.m.) See part 2 of recording

- Christy Turnquist gave public comments
- Becky DeRossa gave public comments
- Dan Murraray gave public comments
- Roger Gardiner gave public comments
- Schwarz asked Kardoes for additional clarifying comments
- Mabie asked clarifying questions
- Nootz made comments
- Menard made additional comments
- Schwarz made comments
- Nootz made comments
- Friedman made comments
- Motion by Mabie, second by Friedman
All in favor, passes 4-0.

10. Ordinances (00:33:

A. ORDINANCE NO. 3017 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE IV AND ARTICLE V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO RADIO STATIONS. (00:33:40)

- Kardoes gave opening statements
- Menard made additional comments
- No public comments
- Nootz made comments
- Motion by Nootz, second by Mabie
All in favor, passes 4-0.

B. ORDINANCE NO. 3018: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE IV, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO BUILDING HEIGHT. (00:36:49)

- Kardoes gave opening statements
- Menard made additional comments noting one error, should be 34' not 32' feet, will be corrected in version presented at second reading.

- No public comments
- Nootz asked clarifying questions
- Menard answered
- Motion by Nootz to amend the text from 32' to 34' per staff recommendation, second by Mabie
All in favor, passes 4-0.

C. ORDINANCE NO. 3019: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ALTERING THE MEMBERSHIP OF THE BUILDING CODE BOARD OF APPEALS. (00:41:26)

- Kardoes gave opening statements
- No public comments
- No Commissioner comments
- Motion by Mabie, second by Friedman
All in favor, passes 4-0.

D. ORDINANCE NO. 3020: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ADOPTING BY REFERENCE APPENDIX Q OF THE 2018 INTERNATIONAL RESIDENTIAL CODE (IRC). (00:43:00)

- Kardoes gave opening statements
- No public comments
- Nootz made comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

11. Resolutions (00:44:37)

A. RESOLUTION NO. 4995: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN A PROFESSIONAL SERVICES AGREEMENT WITH TD&H, INC. FOR DESIGN OF THE LIVINGSTON COMMUNITY RECREATION CENTER SEWER EXTENSION PROJECT.

- Kardoes gave opening statements
- Lowy made additional comments
- No public comments
- Friedman made comments
- Nootz made comments
- Schwarz made comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

B. RESOLUTION NO. 4996: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, ADOPTING PLANNING FEES FOR ZONING PERMITS, SIGN PERMITS, SPECIAL EXCEPTION PERMITS, VARIANCES, ZONING TEXT AMENDMENTS, AND ZONING MAP AMENDMENTS. (00:48:17)

- Kardoes gave opening statements

- Menard made additional comments
- No public comments
- Mabie made comments
- Nootz made comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

C. RESOLUTION NO. 4997: A RESOLUTION BY THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE MONTANA DEPARTMENT OF COMMERCE, COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG-CV), COMMITMENT OF NEEDED FUNDS AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO ENTER INTO REQUIRED CONTRACTS FOR GRANT FUNDS TO COMPLETE SANITARY SEWER CONNECTIONS AND ABANDONMENT OF INDIVIDUAL SEPTIC SYSTEMS IN THE GREEN ACRES SUBDIVISION. (00:52:06)

- Kardoes gave opening statements
- Lowy made additional comments
- No public comments
- Nootz made comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

D. RESOLUTION NO. 4998: A RESOLUTION BY THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE MONTANA DEPARTMENT OF COMMERCE, MONTANA COAL ENDOWMENT PROGRAM, COMMITMENT OF REQUIRED MATCHING FUNDS AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO ENTER INTO REQUIRED CONTRACTS FOR GRANT FUNDS TO COMPLETE A STORM WATER UTILITY PRELIMINARY ENGINEERING REPORT. (00:57:53)

- Kardoes gave opening statements
- Lowy made additional comments
- No public comments
- Nootz made comments
- Motion by Friedman, second by Mabie
All in favor, passes 4-0.

E. RESOLUTION NO. 4999: A RESOLUTION BY THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE MONTANA DEPARTMENT OF COMMERCE, COMMUNITY DEVELOPMENT BLOCK GRANT CARES PROGRAM (CDBG-CV), COMMITMENT OF NEEDED FUNDS AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO ENTER INTO REQUIRED CONTRACTS FOR GRANT FUNDS TO COMPLETE AN AIR QUALITY PROJECT IN PUBLICLY ACCESSED BUILDINGS AND BUILDINGS WHERE FIRST RESPONDERS ARE LOCATED. (00:01:52)

- Kardoes gave opening statements
- Lowy made additional comments
- No public comments
- Nootz made comments
- Schwarz made comments
- Motion by Friedman, second by Mabie

All in favor, passes 4-0.

12. Action Items

A. DISCUSS/APPROVE/DENY: ADOPTING ZONING COMMISSIONS RECOMMENDATION FOR ZONING MAP AMENDMENT, ZONING AREA NORTH O STREET TO THE YELLOWSTONE RIVER SOUTH OF PARK STREET TO INCLUDE KPRK AS NEIGHBORHOOD COMMERCIAL (NC). (01:08:18)

- Kardoes gave opening statements
- Menard made comments
- Friedman made comments
- Nootz asked clarifying questions
- Menard answered questions
- Motion by Mabie to accept NC zoning per recommendation, second by Nootz
All in favor, passes 4-0.

~~B. DISCUSS/APPROVE/DENY: ADOPTING CITY TREE BOARD'S EMERALD ASH BORER PLAN WITH STAFF RECOMMENDED EDITS.~~— Pulled from Discussion

Motion to Extend the meeting beyond 3 hours. All in favor, passes.

13. City Manager Comment (01:21:13)

14. City Commission Comments (01:23:52)

15. Adjournment 8:39 p.m.

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.

LIVINGSTON CITY COMMISSION WORK SESSION

Public Comment Sign-in

DATE: 09/07/2021

If you would like to speak to the Commission, please note your name and address will be recorded here. This document is an official public record. Thank you!

	<u>PRINTED NAME/ADDRESS</u>	<u>AGENDA ITEM</u>
1.	Kenneth A. Prutz 72 N. 9th St.	City Annex
2.	Leslie Feigl Livingston Area Chamber	
3.	Johyn Steele	City Annex RES #4986
4.	Amber Stringfellow	" "
5.	Pat O'Dell	107 Umana Ln
6.	Christina Nelson	
7.	Pauline Fawcett	211 Grandview
8.	Jackie Feigl	166 Miller DR
9.	Angie Krusemark	216 Garnier #18
10.	Melodi Feldman	407 Arbor Dr.
11.	Needy Sklar	Gardner Liv
12.	Joselyn Powell	D-Annex Grandview
13.	Patti Smith	Annexation
14.	Bob Shurt	
15.	Jon Sklar	Annexation Garnier Ave ³⁰⁸
16.	Tammy Hylford	annexation 212 grandview
17.	Gail Harmer	410 N Miles Ln
18.	Marta Turnquist	205 Grandview
19.	D. J. Wang	219 Garnier
20.	Regent Parkin	105 Miller Det.



ADDENDUM

TO: LIVINGSTON CITY COMMISSION

FROM: FAITH KINNICK, CITY CLERK

SUBJECT: ADDENDUM TO RESOLUTION NO. 4986

DATE: 08.31.2021

Attached is a petition for non-annexation of streets and property along with written letters received in my office opposing Resolution No. 4986: City's intent to annex property on Garnier Ave, Chestnut Lane, Miller Street, McCaw Street, Frank Street, Allspaugh Street, Grandview Blvd, Hefferlin Ave, Whiskey Creek Road and Arbor Drive.

It should be noted, the petition includes signatures from 6 adjacent property owners, not included in this resolution, I have marked those as "not included" on a yellow flag. The last two pages contain my spreadsheet of property owner's notices were mailed to, and any response received.

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

We, the undersigned homeowners residing on or near Garnier Ave, Chestnut Lane, Miller Street, McCaw Street, Frank Street, Alspaugh Street, Grandview Blvd, Hefferlin Ave, Whiskey Creek Road and Arbor Drive, of Livingston, Montana, do hereby petition the City of Livingston and Park County as follows:

1. The below-described residences are in the extra-territorial jurisdiction area described in the City of Livingston Growth Policy.
2. Some of the above-described residences could be considered to be contiguous lands to the City of Livingston.
3. Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43: 7-2-4301 through 7-2-4331:
 - a. There are not 300 recorded parcels of land in said area;
 - b. We, the landowners, hereby disapprove and protest any possible resolution, including, but not limited to, Resolution No. 4986 and Resolution No. 4961, by the City of Livingston to annex said streets and/or properties within the city limits of the City of Livingston;
 - c. The following individuals are the majority of the residents owning property in Montague Sub, S07, T02 S, R10 E;

Name of Property Owner and mailing address	Legal Description in Montague Sub, S07, T02 S, R10 E and physical property address if different from mailing address
① Roger L & Jane M Gardner 105 Miller Street Livingston, MT 59047	Block 4, Lot 17-26
Justin Townsend 102 Miller Street Livingston, MT 59047	Block 3, Lot 1-4
② Marlene R & Gary L Glass 106 Miller Street Livingston MT 59047	Block 3, Lot 27-28 & Lot 29-32

RECEIVED
9-23-21

③ Aaron Townsend & Ashley Peterson 103 Miller Street Livingston, MT 59047	Block 4, Lot 6-8, Lot 9-10 & Lot 11-16
④ Skillman Enterprises 318 Castle Mountain Road Livingston, MT 59047	Block 4, Lot 1-5, Lot 27-28 & Lot 31-32 Block 5, Lot 1-13 219 Garnier Ave & 219 Miles Lane
Michael Snow 313 Garnier Ave Livingston, MT 59047	Block 5, Lot 14-15
B L F Nead Trust 915 E Montana Street Livingston, MT 59047	Block 5, Lot 16 315 Garnier Ave
⑤ Larry & Diana Stilley 407 N Miles Road Livingston, MT 59047	Block 6, Lot 7-8
Jodi L Eva 410 Miles Lane North Livingston, MT 59047	Block 6, Lot 4-6
⑥ Thomas & Sally Bandstra 10 Coulee Drive Livingston, MT 59047	Block 6, Lot 1-3 Miles Lane North
Duane & Nancy Clark 224 Chicken Creek Road Livingston, MT 59047	Block 6, Lot 9-12 403 Garnier Ave
⑦ Stephen G & Vickie F Shulins PO Box 1343 Livingston, MT 59047	Block 6, Lot 13-16 413 Garnier Ave
⑧ Raded L & Rachel C Jones PO Box 694 Livingston, MT 59047	Block 7, Lot 7-8 102 Chestnut Lane
⑨ David L & Patricia A Ottmann 317 S 2nd Street Livingston, MT 59047	Block 7, Lot 5-6 104 Chestnut Lane
⑩ James Nicholas & Rebecca Renee Sulages PO Box 564 Livingston, MT 59047	Block 7, Lot 3-4 106 Chestnut Lane

RECEIVED
9-23-21

(11)	Alex J Borsberry 108 Chestnut Lane Livingston, MT 59047	Block 7, Lot 1-2
(12)	Patti A Smith PO Box 798 Livingston, MT 59047	Block 7, Lot 9-10 115 Allspaugh St
	Robert E P Short 86 Crazyhead Road Livingston, MT 59047	Block 7, Lot 11-12 509 Garnier Ave
(13)	Sidney E & Pauline L Bigner 511 Garnier Ave Livingston, MT 59047	Block 7, Lot 13-14
	Charles D Kendall 103 Grandview Blvd Livingston, MT 59047	Block 7, Lot 15-16
	Jaeger Williams 6052 Old Moscow Road Pullman, WA 99163	Block 8, Lot 7-8 605 Garnier Ave
(14)	Tim Peterson 106 Arbor Drive Livingston, MT 59047	Block 8, Lot 1-4, Lot 5-6 & Lot 13-16
	Soundcolor Studios PO Box 2372 Livingston, MT 59047	Block 8, Lot 9-10 104 Grandview Blvd
	Patrick & Tina Widhalm 605 Garnier Ave Livingston, MT 59047	Block 8, Lot 11-12
(15)	Gregory L & Billie M Roberts 204 Garnier Ave Livingston, MT 59047	Block 20, Lot 8-25 & POR Vacated Alley
(16)	Robert D & Barbara A Agle PO Box 24 Gardiner, MT 59030	Block 20, Lot 1-7 & Lot 26-32 & POR Vacated Alley 212 Garnier Ave
(17)	Jon Scott Whiting 2 Island Park Drive Livingston, MT 59047	Block 19, Lot 4-13 & Abandoned Alley 308 Garnier Ave
(18)	Artyce J Lizotte 312 Garnier Ave Livingston, MT 59047	Block 19, Lot 1-3 & Lot 14-16

RECEIVED
9-23-21

	Ronald Percival 402 Garnier Ave Livingston, MT 59047	Block 18, Lot 7-10
(19)	Scott J McNeill 408 Garnier Ave Livingston, MT 59047	Block 18, Lot 6 & Lot 11-13
(20)	Timothy Poeschl 208 S 7th Street Livingston, MT 59047	Block 18, Lot 1-5 & Lot 14-16 414 Garnier Ave
(21)	James & Ann Worthington 508 Garnier Ave Livingston, MT 59047	Block 17, Lot B, SD 227
(22)	Logan J Rockafellow PO Box 64 Livingston, MT 59047	Block 17, Lot A, SD 227 510 Garnier Ave
(23)	Peter & Jackie Bull 206 Grandview Blvd Livingston, MT 59047	Block 17, Lot 1-3
(24)	Tammy M & Mark A Hofland 212 Grandview Blvd Livingston, MT 59047	Block 17, Lot 14-16
(25)	Jolyn Jerde 306 Grandview Blvd Livingston, MT 59047	Block 16, Lot 1-3
(26)	David A & Shirley R Nelson PO Box 2065 Livingston, MT 59047	Block 16, Lots 14-16 312 Grandview Blvd
(27)	Loren & Christa Turnquist 1106 W Park Street Ste. 20 Livingston, MT 59047	Block 9, Lot 7-8 205 Grandview Blvd
(28)	Tracy Grazley 608 Garnier Ave Livingston, MT 59047	Block 9, Lot 4-6
(29)	Kaycie M Kynett 614 Garnier Ave Livingston, MT 59047	Block 9, Lot 1-3
(30)	Malcolm & Paulette A Fowlie 230 Grandview Blvd Livingston, MT 59047	Block 9, Lot 9-10

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(31)	Linda H & Fred T Millener 449 Egret Ct Chestertown, MD 21620	Block 9, Lots 11-13 605 Hefferlin Ave
(32)	Patrick & Angela Desotell 206 Arbor Drive Livingston, MT 59047	Block 9, Lot 14-16
(33)	Barbara Shandy PO Box 2121 Livingston, MT 59047	Block 10, Lot 7-8 305 Grandview Blvd
(34)	Andrew K & Jennifer M Miers PO Box 2412 Livingston, MT 59047	Block 10, Lot 4-6 606 Hefferlin Ave
(35)	Brett A & Angela D Johnson 614 Hefferlin Ave Livingston, MT 59047	Block 10, Lot 1-3
(36)	Karma Lee Jordan 601 Whiskey Creek Livingston, MT 59047	Block 10, Lot 9-11
	Keesha M & Scott Stratton 607 Whiskey Creek Livingston, MT 59047	Block 10, Lot 12-13
	Lisa L Rhoades Barrett 56 Miller Drive Livingston, MT 59047	Block 10, Lot 14-16 208 Arbor Drive
(37)	Six Shooter Ranch 2214 Central Ave Vienna, VA 22182	Block 11, Lot 1-2, Lot 3-8 & Lot 9-16 Block 12, Lot 1-5, Lot 6-8 & Lot 9-12 Fctl Block 13 Block 14, Lot 1-7 & Lot 8-12 Block 15, Lot 1-3 & Lot 14-16 510, 512, 514 Whiskey Creek, Scheuber Ave & Arbor Drive 427 Blair Ave
(38)	Rebecca Ann & Todd Allen DeRosa 604 Arbor Drive Livingston, MT 59047	Block 14, Lot 8-12

The following signed petitions will be numerically labeled to correspond with the above mentioned property owner and legal address of the properties (ex. 1-51). If the signed petition does not have the legal address of the property written upon it, it shall correspond with the above legal address that numerically matches the petition. All petitions not numerically labeled are property owners surrounding said area that have an interest in this matter.

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9-3-21

AFFIDAVIT FOR PERSON CIRCULATION PETITION

I, Jolyn Jerde, affirm, or being first sworn, depose and say that I circulated or assisted in circulating the petition to which this affidavit is attached and I believe the signatures thereon are genuine, are the signatures of the persons whose names they purport to be, are the signatures of landowners, and the signers knew the contents of the petition before signing the same.

August 13, 2021
Date on which the first signature attached was gathered

Signature

Jolyn Jerde
Signature of petition signature gatherer

Address:

306 Grandview Blvd.
Livingston, MT
59047

Notary:

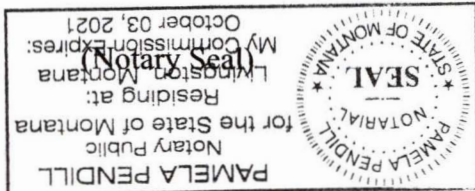
State of Montana

County of Park

This instrument was signed and sworn before me on August 23, 2021

by Jolyn Jerde
Print name of signer(s)

Pamela Pendill
Notary Signature



①

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 105 Miller Street
Lot 17²⁰ Block 4 hereby agree with
and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 18
day of August, 2021.

Jane Gardner
Signature of Property Owner

Jane Gardner
Printed Name of Property Owner

Roger H Gardner
Signature of Property Owner

Roger H Gardner
Printed Name of Property Owner

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9-23-21

②

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 3, Lot 27-28 & Lot 29-32 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 22

day of August 2021.

Marlene R Glass
Signature of Property Owner

Marlene R Glass
Printed Name of Property Owner

Gary L Glass
Signature of Property Owner

Gary L Glass
Printed Name of Property Owner

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9-23-21

3

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

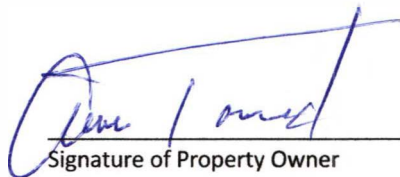
7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 4, Lot 6-8, Lot 9-10 & Lot 11-16 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 22

day of August, 2021.



Signature of Property Owner

Anson Townsend
Printed Name of Property Owner



Signature of Property Owner

Ashley Peterson
Printed Name of Property Owner

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4

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

SKILLMAN ENTERPRISES INC
308 CASTER MOUNTAIN RD
LIVINGSTON MT. 59047

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

~~Block 4, Lot 1-5, Lot 27-28, & Lot 31-32~~ hereby agree with
Block 5, Lot 1-13
and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19

day of Aug, 2021.

Nelda Skillman
Signature of Property Owner

Nelda Skillman
Printed Name of Property Owner

Signature for Skillman Enterprises Inc

Signature of Property Owner

Printed Name of Property Owner

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9.23.21

5

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 10, Lot 7-8 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19

day of Aug, 2021.

Deceased
Signature of Property Owner

Larry Stilley
Printed Name of Property Owner

Diana Stilley
Signature of Property Owner

Diana Stilley
Printed Name of Property Owner

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9.23.21

6

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 6, Lot 1-3 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20

day of AUG., 2021.

Thomas Bandstra

Signature of Property Owner

Thomas Bandstra

Printed Name of Property Owner

Signature of Property Owner

Sally Bandstra

Printed Name of Property Owner

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9.23.21

7

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 6, Lots 13-16 hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 20

day of August, 2021.

STEPHEN G SHULINS

Signature of Property Owner

Stephen G Shulins

Printed Name of Property Owner

Vickie F Shulins

Signature of Property Owner

Vickie F Shulins

Printed Name of Property Owner

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9.23.21

8

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 7, Lot 7-8 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 22

day of Aug, 2021.

Raded Jones
Signature of Property Owner

Raded L Jones
Printed Name of Property Owner

Rachel C Jones
Signature of Property Owner

Rachel C Jones
Printed Name of Property Owner

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9.23.21

9

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

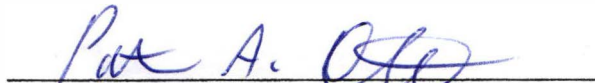
Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 104 Chestnut Ln
Livingston, MT Block 7, Lot 5-6 hereby agree with
and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19th
day of August, 2021.


Signature of Property Owner

David L. Ottmann
Printed Name of Property Owner


Signature of Property Owner

Patricia A. Ottmann
Printed Name of Property Owner

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9-23-21

10

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 7, Lot 34 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19

day of August, 2021.



Signature of Property Owner

James Nicholas Sulages

Printed Name of Property Owner



Signature of Property Owner

Rebecca Renee Sulages

Printed Name of Property Owner

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9.23.21

11

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 7, Lot 1-a hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20th

day of August, 2021.

Alex J Barsberry
Signature of Property Owner

Alex J Barsberry
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

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9-23-21

12

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 115 Allspaugh St
Block 7 Lot 9-10 hereby agree with
and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 18
day of August, 2021.

Patti A Smith
Signature of Property Owner

Patti A Smith
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

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9-23-21

13

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 7, Lot 13-14 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20

day of Aug., 2021.

Sidney E. Bigner
Signature of Property Owner

Sidney E. Bigner
Printed Name of Property Owner

Pauline L. Bigner
Signature of Property Owner

Pauline L. Bigner
Printed Name of Property Owner

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9-23-21

14

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 8, Lots 1-4, 5-6, 13-16 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19

day of August 2021.



Signature of Property Owner

Tim Peterson

Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

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9-23-21

15

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 20, Lot 8-25 & POB hereby agree with
Vacated Alley

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 18

day of August, 2021.

Gregory L Roberts
Signature of Property Owner

Gregory L Roberts
Printed Name of Property Owner

Billie M Roberts
Signature of Property Owner

Billie M Roberts
Printed Name of Property Owner

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PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 212 Garnier, lots 1-7
and lots 26-32 of block 20 of Montrose Place hereby agree with
and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 17th
day of August, 2021.

Robert D. Agle
Signature of Property Owner

Robert D. Agle
Printed Name of Property Owner

Barbara A. Agle
Signature of Property Owner

Barbara A. Agle
Printed Name of Property Owner

RECEIVED
9-23-21

17

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 19, Lot 4-13 & Abandoned Alley hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20th

day of August, 2021.

Jan Scott Whitney, TRUSTEE
Signature of Property Owner

Jan Scott Whitney, TRUSTEE
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9-23-21

18

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 19, Lot 1-3 & Lot 14-16 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20th

day of August, 2021.

Arturo J. Lizotte
Signature of Property Owner

Arturo J. Lizotte
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9-23-21

19

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 18, Lot 6 & Lot 11-13 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20

day of August, 2021.

Scott J. McNeill
Signature of Property Owner

Scott J McNeill
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9-23-21

20

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 18, Lot 1-5 & Lot 14-16 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19

day of 8, 2021.



Signature of Property Owner

Timothy Paeschl

Printed Name of Property Owner



Signature of Property Owner

Printed Name of Property Owner

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9-23-21

21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 17, Lot B, SD 227 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19

day of August, 2021.

James Worthington

Signature of Property Owner

James Worthington

Printed Name of Property Owner

Ann Worthington

Signature of Property Owner

Ann Worthington

Printed Name of Property Owner

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9-23-21

22

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 17, Lot A, SD 227 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19th

day of AUGUST, 2021.

Signature of Property Owner

Logan J. Rockafellow
Printed Name of Property Owner

Signature of Property Owner

Logan J. Rockafellow
Printed Name of Property Owner

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9.23.21

23

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, 507, T02 S, R10 E

Block 17, Lot 13 hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 22

day of August, 2021

Peter Bull

Signature of Property Owner

Peter Bull

Printed Name of Property Owner

Jackie Bull

Signature of Property Owner

Jackie Bull

Printed Name of Property Owner

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9-23-21

24

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 17, Lot 14-16 hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 20th

day of August, 2021.

Jimmy M. Hofland
Signature of Property Owner

Jimmy M Hofland
Printed Name of Property Owner

Mark A. Hofland
Signature of Property Owner

Mark A Hofland
Printed Name of Property Owner

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9.23.21

25

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 116, Lot 1-3 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19th

day of August, 2021.



Signature of Property Owner

Jolyn Jerde

Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

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9-23-21

26

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 16, Lot 14-16 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20th

day of August, 2021.

David A. Nelson

Signature of Property Owner

David A Nelson

Printed Name of Property Owner

Shirley R. Nelson

Signature of Property Owner

Shirley R Nelson

Printed Name of Property Owner

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9-23-21

27

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

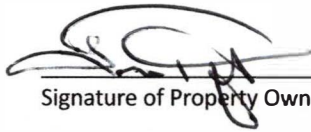
7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 9, Lot 7-8 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20

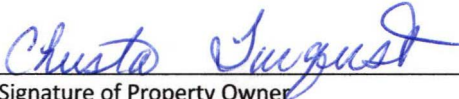
day of August, 2021.



Signature of Property Owner

Loren Turnquist

Printed Name of Property Owner



Signature of Property Owner

Christa Turnquist

Printed Name of Property Owner

RECEIVED
9-23-21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 608 Garnier Ave
Livingston, Park, MT hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 13th
day of August, 2021.

Tracy L. Grayley
Signature of Property Owner

Tracy L. Grayley
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9-23-21

29

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 9 Lot 1-3 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 20

day of August, 2021.



Signature of Property Owner

Kaycie M Kynett
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

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9-23-21

30

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 9, Lot 9-10 hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 20th

day of August, 2021.

Malcolm Fowlie

Signature of Property Owner

Malcolm Fowlie

Printed Name of Property Owner

Paulette A Fowlie

Signature of Property Owner

Paulette A Fowlie

Printed Name of Property Owner

RECEIVED
9-23-21

31

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 9, Lot 11-13 hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 21

day of August, 2021.

Linda H. Millener
Signature of Property Owner

Linda H Millener
Printed Name of Property Owner

Fred T. Millener
Signature of Property Owner

Fred T Millener
Printed Name of Property Owner

RECEIVED
9-25-21

32

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 9, Lot 14-16 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 22

day of August, 2021.



Signature of Property Owner

Patrick Desotell

Printed Name of Property Owner



Signature of Property Owner

Angela Desotell

Printed Name of Property Owner

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9.23.21

33

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 10, Lot 7-8 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this _____

day of 8/20, 2021.

Barbara Shandy
Signature of Property Owner

Barbara Shandy
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9-23-21

34

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 10, Lot 4-6 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 22nd

day of August, 2021.

Andrew Miers

Signature of Property Owner

Andrew K Miers

Printed Name of Property Owner

Jennifer M Miers

Signature of Property Owner

Jennifer M Miers

Printed Name of Property Owner

RECEIVED
9-23-21

35

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 10, Lot 1-3 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 2

day of Aug, 2021.

Brett A. Johnson

Signature of Property Owner

Brett A Johnson

Printed Name of Property Owner

Angela D Johnson

Signature of Property Owner

Angela D Johnson

Printed Name of Property Owner

RECEIVED
9-23-21

36

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 10, Lot 9-11 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this _____

day of 8/20, 2021.

Karma Lee Jordan
Signature of Property Owner

Karma Lee Jordan
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9.23.21

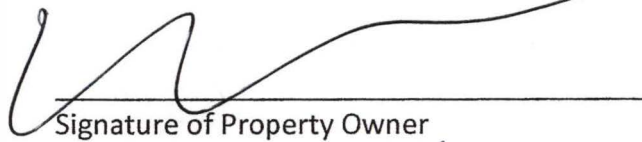
37

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of Arbor & Grandview
42 Lots 3 Houses hereby agree with
and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 17
day of aug, 2021.

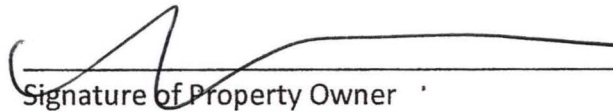


Signature of Property Owner

Carter Boehm

Printed Name of Property Owner

Montana Homes



Signature of Property Owner

Printed Name of Property Owner

RECEIVED
9.23.21

38

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with a legal address of Montague Sub, S07, T02 S, R10 E

Block 14, Lot 8-12 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 22nd

day of August 2021.

Rebecca A. DeRosa
Signature of Property Owner

Rebecca Ann DeRosa
Printed Name of Property Owner

[Signature]
Signature of Property Owner

Todd Allen DeRosa
Printed Name of Property Owner

RECEIVED
9-23-21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 303 ARBOR DR
_____ hereby agree with
and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 12
day of AUGUST, 2021.

Todd Wester

Signature of Property Owner

TODD A. WESTER

Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

Not included

RECEIVED
9-23-21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 209 ARBOR DR,

_____ hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 12

day of AUGUST, 2021.

R. G. BELAND

Signature of Property Owner

R.G. BELAND

Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

Not Included

RECEIVED
9.3.21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 307 ARDOR DR

_____ hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 12TH

day of AUGUST, 2021.

M. William Minor

Signature of Property Owner

M. WILLIAM MINOR

Printed Name of Property Owner

Kathleen P. Minor

Signature of Property Owner

KATHLEEN P. MINOR

Printed Name of Property Owner

Not Included

RECEIVED
9-23-21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 208 Arbor Drive
Christina Kilborn hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this _____

day of Aug. 17th, 2021.

Christina Kilborn

Signature of Property Owner

Christina Kilborn

Printed Name of Property Owner

Christina Kilborn

Signature of Property Owner

Printed Name of Property Owner

Not Included

RECEIVED
9.8.21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 611 ARBOR DRIVE

ST, T 25, R 10E, COS 122, FOR N2NE4 hereby agree with

and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 18TH

day of AUGUST, 2021.


Signature of Property Owner

MICHELLE BECKER
Printed Name of Property Owner

Signature of Property Owner

Printed Name of Property Owner

Not included

RECEIVED
9.3.21

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 407 Arbor Drive
Lot 57T2SR10E, COS 727 ^{Parcel} B2 hereby agree with
and sign the above **PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY** this 19th
day of August, 2021.

Heidi M. Feldtman
Signature of Property Owner

Heidi M. Feldtman
Printed Name of Property Owner

Matthew P. Feldtman
Signature of Property Owner

MATTHEW P. FELDTMAN
Printed Name of Property Owner

Not included

RECEIVED
9-23-21

Faith Kinnick

From: Jolyn Jerde <jerdescandl@gmail.com>
Sent: Monday, August 23, 2021 1:18 PM
To: Dorel Hoglund; Mel Friedman; Warren Mabie; Melissa Nootz; Courtney Lawellin; Michael Kardoes; Faith Kinnick
Cc: scaldwell@parkcounty.org; bberg@parkcounty.org; ctinsley@parkcounty.org
Subject: Petition for Non-Annexation of Streets and Property

Dear Dorel Hoglund, Mel Friedman, Warren Mabie, Quentin Schwarz, Melissa Nootz, Courtney Lawellin and Mike Kardoes,

This letter is to inform you that I, along with Heidi Feldtman, delivered a petition to the City Hall office. Faith Kinnick was out of the office for the day, therefore Samantha Lembke received the petition at approximately 10:10 am today. The petition consists of 50 pages: 1 page labeled the "Affidavit for Person Circulation Petition", 5 pages of "Petition for Non-Annexation of Streets and Property", 38 pages of signed petitions from property owners and 6 signed petitions of nearby property owners.

A copy was filed with the Clerk and Recorder's office prior to delivering it to City Hall.

I want to make everyone aware of the petition. Samantha Lemke stated that she would put the petition packet on Courtney Lawellin's desk.

Please let me know if you have had the opportunity to review this petition in its entirety.

Thank you,
Jolyn Jerde

Robert D. Agle
Barbara A. Agle
PO Box 24
Gardiner, MT 59030

August 20, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047

RECEIVED
8/25/21

To Whom It May Concern:

We own property at 212 Garnier Avenue that is within the proposed annexation per Resolution No. 4986.

We disapprove of being annexed into the city. It is not reasonable to force property owners to pay the high cost of city taxes, impact fees, potential improvement district costs and utility charges when city services are not needed by the residents.

Sincerely,

Robert D. Agle



Barbara A. Agle



August 10, 2021

RECEIVED
8/30/21

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

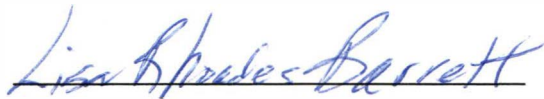
To whom it may concern,

I am a property owner in the Montague Subdivision, also known as *"Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River"* to which a *"Annexation of Contiguous Land"* is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Printed Name

Lisa Rhoades Barrett
56 Miller Drive
Livingston, MT 59047

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

RECEIVED
AUG 26 2021
Livingston Finance

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 11, Lot 9-16, REF COS2576, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,

Carter Boehm

RECEIVED
AUG 26 2021

Livingston Finance

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 12, Lot 1-5, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,



Carter Boehm

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

RECEIVED
AUG 26 2021
Livingston Finance

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 12, Lot 6-8, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,


Carter Boehm

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

August 22, 2021

RECEIVED
AUG 26 2021

Livingston Finance

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 15, Lot 14-16, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,



Carter Boehm

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

RECEIVED
AUG 26 2021

Livingston Finance

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 15, Lot 1-3, REF COS2576, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,



Carter Boehm

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 11, Lot 3-8, REF COS2576, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,



Carter Boehm

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

RECEIVED
AUG 25 2021

Livingston Finance

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, FCTL BLK 13, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,


Carter Boehm

SIX SHOOTER RANCH
2214 CENTRAL AVENUE
VIENNA, VIRGINIA 22182

RECEIVED
AUG 26 2021

Livingston Finance

August 22, 2021

City Clerk, Livingston City Hall
220 E. Park Street
Livingston, MT 59047
Attn: Courtney Lawellin

Dear Ms. Lawellin:

I, Carter Boehm, being the owner of Montague Sub, S07, T02 S, R10 E, BLK 12, Lot 9-12, am against the annexation and do hereby petition that such territory including Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station and the Yellowstone River be annexed to and made part of the City of Livingston.

I respectfully submit this petition against this annexation.

Sincerely,



Carter Boehm

August 18, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

We are the property owners of 206 Arbor Drive in the Montague subdivision that the city of Livingston is intending to annex per Resolution No. 4986. We would like to make it know to the city of Livingston that we strongly disapprove of this annexation (Resolution No 4986.)

Furthermore, we find it to be disheartening that the city would send a cover letter referencing MT code 7-2-4301 while passing a resolution referencing MT code 7-2-4501. This has certainly added to the distrust that many homeowners in the area have described.

We also find it to be highly questionable that the city will claim the Arbor Dr. constitutes a boundary that would allow for "wholly surrounded by the city" annexation. The little maintenance the road does receive comes from the county. It has also provided no use or need to the city. Most of its residents have no need or want for city services. It does not provide any access to city facilities or land. It seems the city is intending to use it for little more than a method of annexation, an annexation that will provide no new or meaningful services to its residents but will help bolster the revenue of the city.


In the end we here at 206 Arbor Dr, see this annexation attempt as a large and expensive step backward. We will receive nothing of value (that we don't already have) while the city will collect hundreds of thousands in additional taxes. The state of Montana instituted these laws specifically to allow for managed growth that was mutually beneficial to both property owners and the cities. Unfortunately, the city is failing to communicate what, if any, benefits will be brought through their side of this relationship.

Regards,

Patrick and Angela Desotell
206 Arbor Drive
Livingston, MT 59047




Patrick Desotell


August 18th, 2021



Angela Desotell


August 18th, 2021

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

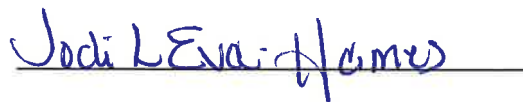
I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

A handwritten signature in blue ink that reads "Jodi Eva". The signature is written over a horizontal line.

Signature

Jodi Eva
410 Miles Lane North
Livingston, MT 59047

A printed name in blue ink that reads "Jodi L. Eva". The name is written over a horizontal line.

Printed Name

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.


I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Malcom and Paulette Fowlie
230 Grandview BLVD
Livingston, MT 59047



Printed Name




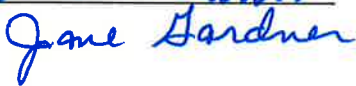
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as *"Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River"* to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.


Signature 


Printed Name 

Roger and Jane Gardner
105 Miller Street
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Printed Name

Peter and Jackie Bull
206 Grandview BLVD
Livingston, MT 59047

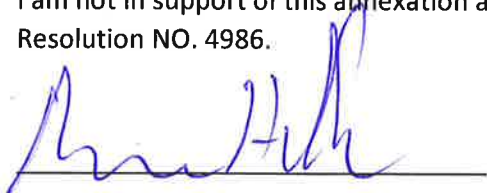
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature

Duane H. Clark

Printed Name

Duane Clark
224 Chicken Creek Road
Livingston, MT 59047

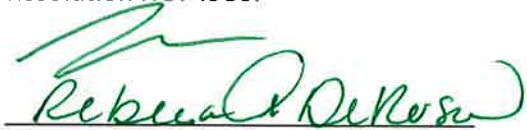
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Printed Name

Rebecca Ann and Todd Allen Derosa
604 Arbor Drive
Livingston, MT 59047

RECEIVED
8/30/21

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

Tammy M. Hofland
Mark A. Hofland

Signature

Tammy M. Hofland
Mark A. Hofland

Printed Name

Tammy and Mark Hofland
212 Grandview BLVD
Livingston, MT 59047

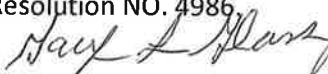

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047



To whom it may concern,

I am a property owner in the Montague Subdivision, also known as *"Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River"* to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986

Signature

Printed Name

Marlene and Gary Glass
106 Miller Street
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

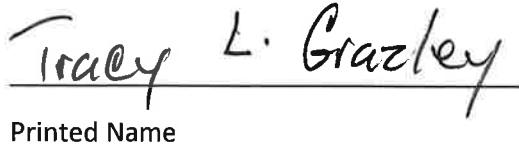
To whom it may concern,

I am a property owner in the Montague Subdivision, also known as *"Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River"* to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Printed Name

Tracy Grazley
608 Gardiner Ave
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.


Signature

Jolyn Jerde 8/22/2021
Printed Name

Jolyn Jerde
306 Grandview BLVD
Livingston, MT 59047

Montague Sub, 507, T02S, R10E, Block 16, Lot 1-3

RECEIVED
9-23-21

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

A handwritten signature in cursive script, appearing to read "Brett Johnson", written over a horizontal line.

Signature

The name "Brett Johnson" printed in a serif font, written over a horizontal line.

Printed Name

Brett and Angela Johnson
614 Hefferlin Ave
Livingston, MT 59047

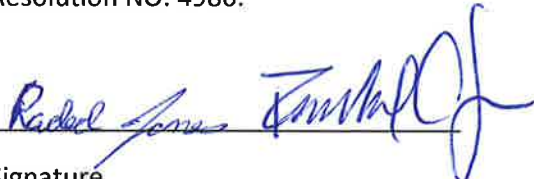
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.


Signature

Raded Jones & Rachel C. Jones

Printed Name

8/19/21

Raded and Rachel Jones
P.O. Box 694
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Printed Name

Charles Kendall
103 Grandview BLVD
Livingston, MT 59047

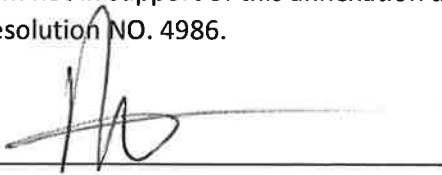
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature

KAYCIE M. KYNETT

Printed Name

Kaycie Kynett
614 Garnier Ave
Livingston, MT 59047

August 10, 2021


City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.


Signature


Printed Name

Artyce Lizotte
312 Garnier Ave
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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Signature



Printed Name

Scott McNeill
408 Garnier Ave
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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Fred Millener
Linda H. Millener

Signature

Fred Millener
Linda H. Millener

Printed Name

Fred and Linda Millener
449 Egret CT
Chestertown, MD 21620-1240

PROPERTY OWNER of.

605 Hefferlin Ave.
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

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Signature



Printed Name

Karma Lee Jordan
601 Whiskey Creek
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

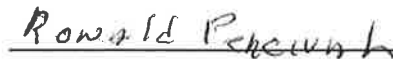
To whom it may concern,

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Signature



Printed Name

Ronald Percival
402 Garnier Ave
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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Jon Scott Whiting
Signature TRUSTEE

JON SCOTT WHITING
Printed Name TRUSTEE

Jon Scott Whiting Revocable Trust
2 Island Park Drive
Livingston, MT 59047

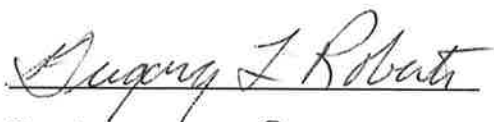
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

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I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Gregory and Billie Roberts
204 Garnier Ave
Livingston, MT 59047



Printed Name



August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature



Printed Name

Logan Rockafellow
P.O. Box 64
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

A handwritten signature in cursive script that reads "Barbara Shandy". The signature is written above a horizontal line.

Signature

A printed name in all capital letters, "BARBARA SHANDY", written in a stylized font above a horizontal line.

Printed Name

Barbara Shandy
P.O. Box 2121
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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Signature



Printed Name

Robert Short
86 Crazyhead Road
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

Neada Skillman

Signature

Neada Skillman

Printed Name

Skillman Enterprises INC
318 Castle Mountain Road
Livingston, MT 59047

owner

Patti Smith
115 Allspaugh St
PO Box 798
Livingston MT 59047

August 23, 2021

City of Livingston
Attn: City Commissioners
220 E Park St
Livingston MT 59047

Re: Annexation

Greetings;

I am against annexation of the properties located in Section 7, Township 2 South, Range 10 East which is now wholly surrounded by the City of Livingston since the Streets were annexed in on June 15, 2021. Mr Kardoes was quoted as saying "that the City has no further intent to annex personal properties." And less than 2 months later he gives Resolution #4986 to the City Commissioners to Approve, stating their intent to now annex our land.

I live in Block 7 of the Montague Subdivision, our block is known as Montague Homeowner's Association, Block 7. We have 8 homeowners in our block, we each have our own septic and a shared well. We each have 2 lots and our homes are placed so that we have an area for 2 drain fields if we would need to replace a drain field. And we have room to drill a new well in the future, if needed. There is no room in block 7 of Montague Subdivision for growth.

When I first moved to Livingston I rented a home within the confines of the City Limits. Finances were tight and it was the cost of City Services and property taxes that forced me to look outside the City for a place to call home. I am a single person homeowner who lives on a tight monthly budget. I cannot afford to have my property annexed into the city, this will create a financial hardship for me, and I will not be able to afford the increase in property taxes, and utilities.

The City Powers have shown that they do not care about the individuals and our financial situation. You will not care if I have to sell my home and move as you know someone else will move into the area. It is stated in Resolution #4986 that you choose to use the powers of MCA 7-2-4501 to annex wholly surrounded property and MCA 7-2-4502 which states that Wholly surrounded land cannot be protested by the property owners to be included in the territorial boundaries of the City.

The code in it's greater length reads: "MCA 7-2-4501: Annexation of wholly surrounded land. A city may include as part of the city any platted or unplatted tract or parcel of land that is wholly surrounded by the city upon passing a resolution of intent, giving notice and passing a resolution of annexation. **Except as provided in 7-2-4502, the provisions of 7-2-4312 through 7-2-4314 apply to these resolutions and the notice requirements**" **Subsection 7-2-4314(d) does give us the right to protest this annexation. And if the majority of the landowners disapprove of the annexation the city or town council may not on its own initiative propose further resolutions relating to the annexation of the area or any portion of the area, without petition, for a period of 1 year.**

The annexation of our lands being taken without right to protest reminds me of when I was in school learning about how our Government took land away from Native Americans and put them on reservations promising them a better life. That promise of a better life came with a hefty price tag!

I urge you to listen to, and answer each question as it is presented to you in letter form or in person as it may bring up further questions that may need to be asked and addressed by the City Commissioners. Do not take all of our questions and then close public comment to answer said questions.

I ask you to please vote **AGAINST** Resolution #4986.

Thank you,

A handwritten signature in cursive script that reads "Patti Smith".

Patti Smith

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

A handwritten signature in black ink, appearing to read 'Michael Boise', written over a horizontal line.

Signature

The name 'MICHAEL BOISE' printed in a stylized, handwritten font, written over a horizontal line.

Printed Name

Soundcolor Studios INC
P.O. Box 2372
Livingston, MT 59047

RECEIVED
8/25/21

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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Signature



Printed Name

Michael Snow
313 Garnier Ave
Livingston, MT 59047

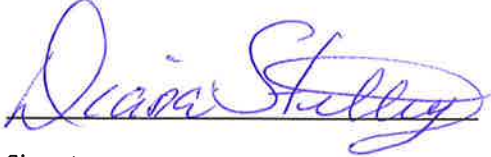
August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

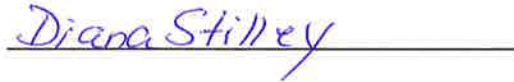
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Signature



Printed Name

Larry and Diana Stilley
407 N Miles Road
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

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Keesha Stratton
Scott Stratton

Keesha Stratton
Scott Stratton

Signature

8/15/2021

Printed Name

Keesha and Scott Stratton
607 Whiskey Creek
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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Signature

JAMES NICHOLAS SULAGES
Rebecca Sulages
Printed Name

Nicholas and Rebecca Sulages
P.O. Box 564
Livingston, MT 59047

106 CHESTNUT LANE
LIVINGSTON MT 59047

August 17, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.

Handwritten signature of Ashley Peterson in blue ink, written over a horizontal line.

Signature

ASHLEY PETERSON

Printed Name

AARON TOWNSEND

Ashley Peterson and Aaron Townsend
103 Miller Street
Livingston, MT 59047

PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY

Pursuant to Montana Code Annotated 2019, Title 7, Chapter 2, Part 43

7-2-4301 through 7-2-4331

I/We, the owner(s) of the property with an address of 103 miller Street

_____ hereby agree with

and sign the above PETITION FOR NON-ANNEXATION OF STREETS AND PROPERTY this 17

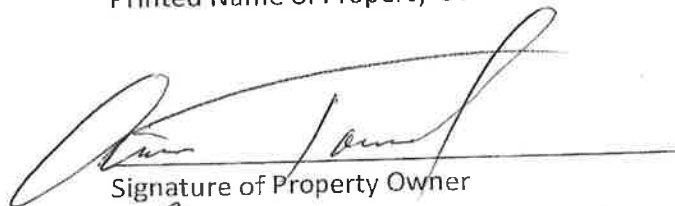
day of August, 2021.



Signature of Property Owner

ASHLEY PETEKSON

Printed Name of Property Owner



Signature of Property Owner

Aaron Townsend

Printed Name of Property Owner

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

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I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature

LOREN TURNQUIST/Christa Turnquist
Printed Name

Loren and Christa Turnquist
1106 W Park Street Ste 20
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "*Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River*" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

I am not in support of this annexation and this document serves as written disapproval of Livingston City Resolution NO. 4986.



Signature

Walter L. Neud

Printed Name

BLF Nead Trust
915 East Montana Street
Livingston, MT 59047

August 10, 2021

City Clerk, Livingston City Hall
220 E Park Street,
Livingston, MT 59047

To whom it may concern,

I am a property owner in the Montague Subdivision, also known as "Properties in all Section 7...bounded by Arbor Drive, Miles Lane/Chestnut Lane, Bennett Street, the City transfer station, and the Yellowstone River" to which a "Annexation of Contiguous Land" is being proposed by the City of Livingston.

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~~James~~ ~~Ann Worthington~~
Signature *Ann Worthington*

~~James E. Worthington~~
Printed Name *Worthington*

James and Ann Worthington
508 Garnier Ave
Livingston, MT 59047

Recipient	Petition	Letter	Last	First	Physical	Mailing
1	X	X	Agle	Robert & Barbara	212 Garnier Ave.	PO Box 2412
2	X		Bandstra	Thomas & Sally	425 Miles Lane N	10 Coulee Drive
3		X	Barrett- Rhoades	Lisa	208 Arbor Ln.	56 Miller Dr.
4			Bierd	Candi/ Sandra Bierd	219 Garnier Ave. TRLR #10	219 Garnier Ave. TRLR 10
5	X		Bigner	Sidney & Pauline	511 Garnier Ave.	
6	X	X	Boehm, Carter	Six Shooter Ranch		2214 Central Ave.
7	X	X	Boehm, Carter	Six Shooter Ranch		2214 Central Ave.
8	X	X	Boehm, Carter	Six Shooter Ranch	427 Blair Ave.	2214 Central Ave.
9	X	X	Boehm, Carter	Six Shooter Ranch		2214 Central Ave.
10	X	X	Boehm, Carter	Six Shooter Ranch	514 Whiskey Creek Rd.	2214 Central Ave.
11	X	X	Boehm, Carter	Six Shooter Ranch	512 Whiskey Creek Rd.	2214 Central Ave.
12	X	X	Boehm, Carter	Six Shooter Ranch		2214 Central Ave.
13	X	X	Boehm, Carter	Six Shooter Ranch		2214 Central Ave.
14	X	X	Boehm, Carter	Six Shooter Ranch		2214 Central Ave.
15	X	X	Boehm, Carter	Six Shooter Ranch	510 Whiskey Creek Rd.	2214 Central Ave.
16	X	X	Boise, Michael	Soundcolor Studios	Michael Boise	PO Box 2372
17	X	X	Borsberry	Alex	108 Chestnut Ln.	
18			Bretch	Jack	219 Garnier Ave. TRLR #8	219 Garnier Ave. TRLR 8
19	X	X	Bull	Peter & Jackie	206 Grandview Blvd.	
20	X	X	Clark	Duane & Nancy	403 Garnier Ave.	224 Chicken Creek Rd
21			County	Park	200 Garnier Ave.	414 East Callender St
22			Craford	Joseph	219 Garnier Ave. TRLR #25	430 N. C St. TRLR 17
23			Depuy	Scott	219 Garnier Ave. TRLR #12	PO Box 926
24	X	X	DeRosa	Rebecca & Todd	604 Arbor Drive	
25	X	X	Desotell	Angela & Patrick	206 Arbor Dr.	
26	X	X	Enterprises	Skillman	219 Miles Lane	318 Castle Mountain Road
27	X	X	Eva	Jodi	410 Miles Lane	
28			Ferguson	Mickey	219 Garnier Ave. TRLR #19	58 Kindsfather Dr.
29	X	X	Fowlie	Paulette & Malcolm	230 Grandview Blvd.	
30			Gardiner	Roger & Jane	105 Miller St.	
31			Geldmacher	Melissa	219 Garnier Ave. TRLR #17	219 Garnier Ave. TRLR 17
32		X	Grazley	Tracy	608 Garnier Ave.	
33			Hagerman	Beverly	219 Garnier Ave. TRLR #3	PO Box 1343
34			Hagman	Jamey	219 Garnier Ave. TRLR # 11	219 Garnier Ave. TRLR 11
35			Halstead	Levi A.	219 Garnier Ave. TRLR #15	PO Box 811
36	X	X	Hofland	Tammy & Mark	212 Grandview Blvd.	
37	X	X	Jerde	Jolyn	306 Grandview Blvd.	
38	X	X	Johnson	Brett & Angela	614 Hefferlin Ave.	614 Hefferlin Ave.
39	X	X	Jones	Reded & Rachel	102 Chestnut Ln.	PO Box 694
40	X	X	Kendall	Charles	103 Grandview Blvd.	
41			Kirk	Jennifer & Andrew	606 Hefferlin Ave.	PO Box 2412
42			Krusemark	Angela B.	219 Garnier Ave. TRLR #18	PO Box 132
43	X	X	Kynett	Kaycie	614 Garnier Ave.	
44			Little	Jackie	219 Garnier Ave. TRLR #23	219 Garnier Ave. TRLR 23
45	X	X	Lizotte	Artyce	312 Garnier Ave.	
46			Magann	Ralph D.	219 Garnier Ave. TRLR \$14	219 Garnier Ave. TRLR 14
47	X	X	McNeill	Scott	408 Garnier Ave.	
48			Meredith	Matthew	104 Chestnut Ln.	
49			Miciewicz	Dawn	219 Garnier Ave. TRLR #28	729 N. 2nd St.
50	X	X	Millener	Fred & Linda	605 Hefferlin Ave.	449 Egret Ct.
51			Miller	Edna M. & Harry D. Attn: Doug Bickford	219 Garnier Ave. TRLR #9	219 Garnier Ave. TRLR 9
52		X	Murray	Howard or Karma Jordan	601 Whiskey Creek Rd.	601 Whiskey Creek Rd.
53			Murray	Dan	219 Garnier Ave. TRLR #24	209 Garnier Ave. #24
54	X		Nelson	David & Shirley	312 Grandview Blvd	PO Box 2065
55			Newell	Lyle & Marilyn	605 Garnier Ave.	
56			Nissen, Patricia	c/o Bohannon, Stefanie	219 Garnier Ave. TRLR #20	219 Garnier Ave. TRLR 20
57	X		Ottmann	David & Patricia	104 Chestnut Ln.	317 South 2nd Street
58			Paull	Allan Reed	219 Garnier Ave. TRLR # 6	219 Garnier Ave. TRLR 6
59	X	X	Percival	Ronald	402 Garnier Ave.	
60	X		Peterson	Tim	106 Arbor Ln.	
61	X		Peterson	Tim	605 Garnier Ave.	106 Arbor Dr.
62	X		Poeschel	Timothy	414 Garnier Ave.	208 S 7th
63			Price	Leith	219 Garnier Ave. TRLR #27	219 Garnier Ave. TRLR 27
64			Pynn	Spencer	604 Arbor Ln.	

65			Relaford	Sherry A.	219 Garnier Ave. TRLR #21	219 Garnier Ave. TRLR 21
66	X	X	Revocable Trust	Jon Scott Whiting	308 Garnier Ave.	2 Island Park Drive
67	X	X	Roberts	Gregory & Billie	204 Garnier Ave.	
68	X	X	Rockafellow	Logan	510 Garnier Ave.	PO Box 64
69			Santa Fe RailRoad20	Burlington Northern		Property Tax Department
70	X	X	Shandy	Barbara	305 Grandview Blvd.	PO Box 2121
71	X	X	Short	Robert	509 Garnier Ave.	86 Crazy Head Rd.
72	X		Shulins	Stephen & Vickie	413 Garnier Ave.	PO Box 1343
73			Skillman Enterprises, Inc.		219 Miles Ln. N	318 Castle Mountain Rd.
74			Skillman Enterprises, Inc.		219 Miles Ln. N	318 Castle Mountain Rd.
75	X	X	Smith	Patti	115 Allspaugh St.	PO Box 798
76	X	X	Snow	Michael	313 Garnier Ave.	
77	X	X	Stilley	Larry & Diana	407 Miles Ln North	
78	X	X	Stratton	Keesh and Scott	607 Whiskey Creek Rd.	607 Whiskey Creek Rd.
79			Stringfellow	Amber B.	219 Garnier Ave. TRLR #16	PO Box 1811
80	X	X	Sulages	James & Rebecca	106 Chestnut Ln.	PO Box 564
81			Tilstra	Ryan & Kynsi	102 Chestnut Ln.	PO Box 1441
82	X		Townsend	Justin	102 Miller Street	
83	X	X	Townsend	Aaron & Ashley Peterson	103 Miller Street	
84	X	X	Trust	BLF Nead	315 Garnier Ave.	915 East Montana St.
85	X	X	Turnquist	Loren & Christa	205 Grandview Blvd.	1106 W. Park St. Ste. 20
86	X		Williams	Jaeger	605 Garnier Ave.	6052 Old Moscow Rd.
87	X	X	Worthington	James & Ann	508 Garnier Ave.	
88				City of Livingston	414 E. Callender St.	

Recipient	Petition	Letter	Last	First	Physical
1	X	X	Agle	Robert & Barbara	212 Garnier Ave.
2	X		Bandstra	Thomas & Sally	425 Miles Lane N
3		X	Barrett- Rhoades	Lisa	208 Arbor Ln.
4			Bierd	Candi/ Sandra Bierd	219 Garnier Ave. TRLR #10
5	X		Bigner	Sidney & Pauline	511 Garnier Ave.
6	X	X	Boehm, Carter	Six Shooter Ranch	
7	X	X	Boehm, Carter	Six Shooter Ranch	
8	X	X	Boehm, Carter	Six Shooter Ranch	427 Blair Ave.
9	X	X	Boehm, Carter	Six Shooter Ranch	
10	X	X	Boehm, Carter	Six Shooter Ranch	514 Whiskey Creek Rd.
11	X	X	Boehm, Carter	Six Shooter Ranch	512 Whiskey Creek Rd.
12	X	X	Boehm, Carter	Six Shooter Ranch	
13	X	X	Boehm, Carter	Six Shooter Ranch	
14	X	X	Boehm, Carter	Six Shooter Ranch	
15	X	X	Boehm, Carter	Six Shooter Ranch	510 Whiskey Creek Rd.
16	X	X	Boise, Michael	Soundcolor Studios	
17	X	X	Borsberry	Alex	108 Chestnut Ln.
18			Bretch	Jack	219 Garnier Ave. TRLR #8
19	X	X	Bull	Peter & Jackie	206 Grandview Blvd.
20	X	X	Clark	Duane & Nancy	403 Garnier Ave.
21			County	Park	200 Garnier Ave.
22			Craford	Joseph	219 Garnier Ave. TRLR #25
23			Depuy	Scott	219 Gariner Ave. TRLR #12
24	X	X	DeRosa	Rebecca & Todd	604 Arbor Drive
25	X	X	Desotell	Angela & Patrick	206 Arbor Dr.
26	X	X	Enterprises	Skillman	219 Miles Lane
27	X	X	Eva	Jodi	410 Miles Lane
28			Ferguson	Mickey	219 Garnier Ave. TRLR #19
29	X	X	Fowlie	Paulette & Malcolm	230 Grandview Blvd.
30			Gardiner	Roger & Jane	105 Miller St.
31			Geldmacher	Melissa	219 Garnier Ave. TRLR #17
32	X		Glass	Marlene & Gary	106 Miller Dr.
33	X		Glass	Marlene & Gary	106 Miller Dr.
34		X	Grazley	Tracy	608 Gariner Ave.
35			Hagerman	Beverly	219 Garnier Ave. TRLR #3
36			Hagman	Jamey	219 Garnier Ave. TRLR # 11
37			Halstead	Levi A.	219 Garnier Ave. TRLR #15
38	X	X	Hofland	Tammy & Mark	212 Grandview Blvd.
39	X	X	Jerde	Jolyn	306 Grandview Blvd.
40	X	X	Johnson	Brett & Angela	614 Hefferlin Ave.
41	X	X	Jones	Reded & Rachel	102 Chestnut Ln.
42	X	X	Kendall	Charles	103 Grandview Blvd.
43	X		Miers	Jennifer & Andrew	606 Hefferlin Ave.
44			Krusemark	Angela B.	219 Garnier Ave. TRLR #18
45	X	X	Kynett	Kaycie	614 Gariner Ave.
46			Little	Jackie	219 Garnier Ave. TRLR #23
47	X	X	Lizotte	Artyce	312 Garnier Ave.
48			Magann	Ralph D.	219 Garnier Ave. TRLR \$14
49	X	X	McNeill	Scott	408 Garnier Ave.
50			Meredith	Matthew	104 Chestnut Ln.
51			Miciewicz	Dawn	219 Garnier Ave. TRLR #28
52	X	X	Millener	Fred & Linda	605 Hefferlin Ave.
53			Miller	Edna M. & Harry D. Attn: Doug Bickford	219 Garnier Ave. TRLR #9

54		X	Murray	Howard or Karma Jordan	601 Whiskey Creek Rd.
55			Murray	Dan	219 Garnier Ave. TRLR #24
56	X		Nelson	David & Shirley	312 Grandview Blvd
57			Newell	Lyle & Marilyn	605 Garnier Ave.
58			Nissen, Patricia	c/o Bohannon, Stefanie	219 Garnier Ave. TRLR #20
59	X		Ottmann	David & Patricia	104 Chestnut Ln.
60			Paull	Allan Reed	219 Garnier Ave. TRLR # 6
61	X	X	Percival	Ronald	402 Garnier Ave.
62	X		Peterson	Tim	106 Arbor Ln.
63	X		Peterson	Tim	605 Garnier Ave.
64	X		Poeschel	Timothy	414 Garnier Ave.
65			Price	Leith	219 Garnier Ave. TRLR #27
66			Pynn	Spencer	604 Arbor Ln.
67			Relaford	Sherry A.	219 Garnier Ave. TRLR #21
68	X	X	Revocable Trust	Jon Scott Whiting	308 Garnier Ave.
69	X	X	Roberts	Gregory & Billie	204 Garnier Ave.
70	X	X	Rockafellow	Logan	510 Garnier Ave.
71			Santa Fe RailRoad20	Burlington Northern	
72	X	X	Shandy	Barbara	305 Grandview Blvd.
73	X	X	Short	Robert	509 Garnier Ave.
74	X		Shulins	Stephen & Vickie	413 Garnier Ave.
75	X		Skillman Enterprises, Inc.		219 Miles Ln. N
76			Skillman Enterprises, Inc.		219 Miles Ln. N
77	X	X	Smith	Patti	115 Allspaugh St.
78	X	X	Snow	Michael	313 Garnier Ave.
79	X	X	Stilley	Larry & Diana	407 Miles Ln North
80	X	X	Stratton	Keesh and Scott	607 Whiskey Creek Rd.
81			Stringfellow	Amber B.	219 Garnier Ave. TRLR #16
82	X	X	Sulages	James & Rebecca	106 Chestnut Ln.
83			Tilstra	Ryan & Kynsi	102 Chestnut Ln.
84	X		Townsend	Justin	102 Miller Street
85	X	X	Townsend	Aaron & Ashley Peterson	103 Miller Street
86	X	X	Trust	BLF Nead	315 Garnier Ave.
87	X	X	Turnquist	Loren & Christa	205 Grandview Blvd.
88	X		Williams	Jaeger	605 Garnier Ave.
89	X	X	Worthington	James & Ann	508 Garnier Ave.
90				City of Livingston	220 E. Park St.



Livingston City Commission Minutes

September 21, 2021

5:30 PM

City – County Complex, Community Room

1. Call to Order

2. Roll Call

In attendance: Chair Hoglund; Commissioners Friedman; Mabie and Nootz in attendance; Vice-chair Schwarz absent. Staff in attendance: City Manager Michael Kardoos; City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; and City Clerk Faith Kinnick.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment

6. Consent Items (05:37p.m.)

A. APPROVE MINUTES FROM SEPTEMBER 7, 2021, REGULAR MEETING.

B. RATIFY CLAIMS PAID 08/21/2021-09/14/2021.

- Motion by Nootz to amend the 9/7/2021 minutes, by adding Commissioner Nootz in attendance during roll call. Second by Mabie.
- All in favor passes 4-0.

7. Proclamations

8. Scheduled Public Comment

9. Public Hearings

~~**A. RESOLUTION NO. 4991: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DISCONTINUING AND VACATING A PORTION OF THE SUMMIT STREET RIGHT-OF-WAY ADJACENT TO BLOCK 32 OF THE MINNESOTA ADDITION.**~~

- Kardoos recommend pulling item from consideration to allow for information from the draft Active Transportation Plan to be incorporated. All in favor.

B. RESOLUTION NO. 4992: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS THE AREA NORTH OF THE RAILROAD TRACKS BETWEEN THE RAILROAD TRACKS AND BENNETT AND GALLATIN STREETS. (5:40 p.m.)

- Kardoos gave opening statements
- No public comments
- No Commissioner Comments

- Motion by Friedman, second by Mabie
All in favor, passes, 4-0.

C. RESOLUTION NO. 4993: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS S18, T02 S, R10 E, LOT 10, W2SE4NW4NE4 AND THE UNDESCRIBED PARCEL TO THE EAST. (05:44 p.m.)

- Kardoos gave opening statement
- Patricia Grabow gave public comment
- Josh Reynolds gave public comment
- Sarah Stands gave public comment
- Nootz made comments
- Hogleund made comments
- Motion by Mabie, second by Friedman
All in favor, passes, 4-0.

D. RESOLUTION NO. 4994: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, ANNEXING CERTAIN LAND WHICH IS WHOLLY SURROUNDED BY THE CITY OF LIVINGSTON AND IS DESCRIBED AS 16 LOVES LANE. (05:53 p.m.)

- Kardoos gave opening statement
- No public comment
- Nootz made comments
- Hogleund made comments
- Motion by Mabie, second by Friedman
All in favor, passes, 4-0.

E. ORDINANCE NO. 3013: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II, ARTICLE IV, AND ARTICLE V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO TINY HOMES, MODULAR HOMES AND MANUFACTURED HOMES. (5:57 p.m.)

- Kardoos gave opening statement
- Mathieu Menard made comments
- Michelle Uberuaga gave public comment
- Nootz made comments
- Hogleund made comments
- Motion by Nootz, second by Mabie
All in favor, passes, 4-0.

10. Ordinances

11. Resolutions

A. RESOLUTION NO. 4965: AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT APPROVING THE ASSIGNMENT OF DEVELOPMENT RIGHTS IN THE AGREEMENT BETWEEN YELLOWSTONE COMMUNITY PARTNERS LLC, AND HEADWATERS WALKING

HORSE RANCH, LLC. AND THE CITY OF LIVINGSTON, MONTANA. TO HEART K LAND AND CATTLE COMPANY. (06:03 p.m.)

- Kardoes gave opening statement
- Thomas Blurock made comments
- Walter Kirn made comments
- Steve Woodruff made comments
- Michelle Uberuaga made comments
- Ken Cochrane made comments
- Jerry Weimer made comments
- Josh Reynolds made comment
- Karrie Kahle made comment
(Ten-minute break 6:38-6:48 p.m.)
- Nootz made comments
- Courtney Lawellin made clarifying comments
- Mabie made comments
- Hogle made comments
- Motion by Mabie, second by Friedman
All opposed, motion failed.

B. RESOLUTION NO. 5000: RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AND APPLY FOR GRANT WITH MT DNRC WITH AND AUTHORIZATION FOR MATCHING FUNDS. (06:56 p.m.)

- Kardoes gave opening statement
- No public comment
- Nootz asked clarifying questions
- Hogle made comments
- Mabie made comments
- Motion by Nootz, second by Mabie
All in favor, passes, 4-0.

C. RESOLUTION NO. 5001: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, TO ANNEX CERTAIN LAND ON PETITION BY MONTANA 40 ACRE, LLC. (AKA LOVE'S TRUCK STOP) (07:05 p.m.)

- Kardoes gave opening statement
- Walter Kirn made public comment
- Patricia Grabow made public comment
- Thomas Blurock made public comment
- Karrie Kahle made public comment
- Jerry Weimer made public comment
- Christina Nelson made public comment
- Frank Elley- Love's Truck Stop Rep. made clarifying comments
- Michelle Uberuaga made public comment
- Sarah Stands made public comment

- Nootz asked clarifying questions
- Mathieu Menard made clarifying comments
- Hogleund made comments
- Mabie made comments
- Friedman made comments
- Courtney Lawellin made clarifying comments
- Motion by Nootz, second by Mabie
All in favor, passes, 4-0.

12. Action Items

A. DISCUSS: CREATION OF A JOINT CITY/COUNTY PLANNING BOARD. (8:07p.m.)

- Kardoes gave opening statement
- Mathieu Menard comments
- Jerry Weimer made comments
- Michelle Uberuaga made comments
- Hogleund made comments
- Nootz made comments
- Mabie made comments
- Friedman made comments
- Commission concurred with concept. Kardoes and/or staff will start discussions with the County.

*Motion to extend the meeting 8:29 p.m.

13. City Manager Comment (08:34 p.m.)

Shared Kardoes recently accepted to serve on the Board of Directors for District 10 of Montana League of Cities and Towns, replacing Ted Barkley the City Manager of Belgrade.

14. City Commission Comments (08:36)

Nootz
Mabie
Friedman
Hogleund

15. Adjournment (8:52 p.m.)

Calendar of Events

Supplemental Material



Livingston City Commission Minutes

October 05, 2021

5:30 PM

City – County Complex, Community Room

1. Call to Order

2. Roll Call: In attendance: Chair Hoglund; Vice-Chair Schwarz; Commissioner Friedman; Commissioner Mabie; Commissioner Nootz. Staff in attendance: City Manager Michael Kardoes excused; City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; Administrative Services Director Lisa Lowy; City Finance Director Paige Fetterhoff and City Clerk Faith Kinnick.

3. Moment of Silence

4. Pledge of Allegiance

5. Public Comment (00:01:45)

- Johnathan Hettinger gave public comment

6. Consent Items (00:02:53)

A. APPROVE MINUTES FROM SEPTEMBER 21, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 09/15/2021-09/24/2021.

C. ACCEPT RECOMMENDATION FROM CITY PLANNING BOARD TO FILL VACANCIES ON BOARD.

- Schwarz motioned to pull consent item A for discussion, and approve items B & C, second by Friedman, passed all in favor 5-0.
- Schwarz asked City Clerk to double check the vote on Resolution No. 5001, he recalled all commissioners voted against the proposal, Nootz concurred. City Clerk will correct the minutes from September 21, 2021.
- Nootz motioned to approve the amended minutes as noted. Second by Mabie.
All in favor, passes 5-0.

7. Proclamations

8. Scheduled Public Comment

A. RANDY/DARCY COOK, PRESENTED PROPOSED HOUSING DEVELOPMENT ON E. SUMMIT STREET. (00:05:02)

9. Public Hearings

A. RESOLUTION NO. 4991: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, VACATING A PORTION OF THE SUMMIT STREET RIGHT-OF-WAY ADJACENT TO BLOCK 32 OF THE MINNESOTA ADDITION. (05:41 p.m.)

- Lawellin gave opening statements
- Hogleund opened the public hearing
- Mark Sukut gave public comment
- Rachael Jones gave public comment
- Nate Bose gave public comment
- Mike Chappell gave public comment
- Wayne Fink gave public comment
- Joe Brenna gave public comment
- Rick Van Aken gave public comment
- Barb Oldershaw gave public comment
- Gayla Nicholson gave public comment
- Kim Fink gave public comment
- Sarah Stands gave public comment
- Dave Karon gave public comment
- Scott Laughlin gave public comment
- Lisa Sukut gave public comment
- John Beyer gave public comment
- Edlita Shands gave public comment
- Tonia Torrence gave public comment
- Hogleund closed public hearing

*5- Minute recess

- Nootz made comments
- Mabie made comments
- Schwarz made comments
- Hogleund made comments
- Mathieu Menard made comments
- Nootz made additional comments
- Hogleund made additional comments
- Written comments will be submitted into the record

- Schwarz motioned to motioned to approve, second by Mabie.
Motion fails 2-3, Hogle, Friedman and Nootz opposed.

B. ORDINANCE NO. 3017: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE IV AND ARTICLE V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO RADIO STATIONS. (00:48:33)

- Lawellin gave opening statements
- Hogle opened the public hearing.
- No public comments
- Hogle closed public hearing
- Nootz made comments
- Hogle made comments
- Nootz motioned to approve, second by Mabie
All in favor, passes 5-0

C. ORDINANCE NO. 3018: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE IV, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO BUILDING HEIGHTS. (00:54:10)

- Lawellin gave opening statements
- Hogle opened the public hearing
- No public comments
- Hogle closed public hearing
- Nootz made comments
- Nootz motioned to approve, second by Mabie
All in favor, passes 5-0

D. ORDINANCE NO. 3019: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ALTERING THE MEMBERSHIP OF THE BUILDING CODE BOARD OF APPEALS. (00:58:11)

- Lawellin gave opening statements
- Hogle opened the public hearing
- No public comments
- Hogle closed public hearing
- Hogle made comments
- Schwarz motioned to approve, second by Friedman

All in favor, passes 5-0

E. ORDINANCE NO. 3020: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO AMEND ORDINANCE NO. 2085 AS CODIFIED BY CHAPTER 6 OF THE LIVINGSTON MUNICIPAL CODE, BY ADOPTING BY REFERENCE APPENDIX Q OF THE 2018 INTERNATIONAL RESIDENTIAL CODE (IRC). (01:01:38)

- Lawellin gave opening statements
- Hogleund opened the public hearing
- No public comments
- Hogleund closed public hearing
- Nootz made comments
- Nootz motioned to approve, second by Mabie

All in favor, passes 5-0

F. PLATEK ZONING COMPLAINT (01:03:55)

- Lawellin gave opening statements
- Hogleund asked clarifying questions

10. Ordinances

A. ORDINANCE NO. 3021: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE IV, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO BUILDING DESIGN STANDARDS. (01:05:52)

- Lawellin gave opening statements
- Mathieu Mendard made additional comments
- No public comments
- Schwarz made comments
- Hogleund made comments
- Mabie made comments
- Nootz made comments
- Nootz motion to approve, second by Mabie

All in favor, passes 5-0

B. ORDINANCE NO. 3022: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING THE

PARCELS INCLUDING THE PROPERTY BETWEEN NORTH O STREET AND THE YELLOWSTONE RIVER TO INCLUDE THE KPRK RADIO STATION AS MEDIUM DENSITY RESIDENTIAL (R-II) AND NEIGHBORHOOD COMMERCIAL AND TO INCLUDE THE AREAS ZONED NEIGHBORHOOD COMMERCIAL IN THE DESIGN REVIEW OVERLAY ZONE. (01:13:24)

- Lawellin gave opening statements
- Mathieu Menard made additional comments
- No public comments
- Nootz asked clarifying question
- Mabie motioned to approve, second by Nootz
All in favor, passes 5-0

11. Resolutions

A. RESOLUTION NO. 5002: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND THE BUDGET FOR FISCAL YEAR 2020-2021, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$398,160 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$390,445. (01:19:47)

- Lawellin gave opening statements
- Paige Fetterhoff made additional comments
- No public comments
- No Commissioner comments
- Schwarz motioned to approve, second by Friedman
All in favor, passes 5-0

12. Action Items

A. DISCUSS: CITY COUNTY HEALTH BOARD'S DECISION ON LOCAL GOVERNING AUTHORITY. (01:22:41)

- Lawellin gave opening statements
- Nootz made comments
- Hogle made comments
- Mabie made comments
- Schwarz made comments
- Discussion item only, no vote taken.

B. DISCUSS: LEGAL UPDATE ON COUNTY COMMISSION/ HEALTH BOARD DECISION TO STOP PROVIDING INFORMATION ON COVID-19 POSITIVE INDIVIDUALS TO FIRST RESPONDERS. (01:29:07)

Motion to extend the meeting at 8:30 p.m.

- Lawellin gave opening statements
- Nootz made comments
- Hogleund made comments
- Mabie made comments
- Schwarz made comments
- Discussion item only, no vote taken.

C. DISCUSS: BOARD COMMUNICATIONS (01:32:23)

- Lawellin gave opening statements
- Hogleund made request to table item until Michael has returned.

D. CLOSED SESSION: PERSONNEL ISSUE (08:45-9:57 p.m.)

13. City Manager Comment (9:59 p.m.)

14. City Commission Comments (9:59 p.m.)

15. Adjournment (10:05 p.m.)



Livingston City Commission Minutes

October 19, 2021

5:30 PM

Meeting moved to Zoom due to uptick in COVID-19 Cases in the community

Meeting ID: 837-4260-0035

1. Call to Order

2. Roll Call: In attendance: Vice-Chair Schwarz; Commissioner Friedman; Commissioner Mabie; Commissioner Nootz; Chair Hoglund absent. Staff in attendance: City Manager Michael Kardoes; City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; City Finance Director Paige Fetterhoff and City Clerk Faith Kinnick.

3. Public Comment

- None

4. Consent Items (00:02:12)

A. APPROVE MINUTES FROM OCTOBER 5, 2021, REGULAR COMMISSION MEETING.

B. RATIFY CLAIMS PAID 09/25/2021-10/08/2021.

C. APPROVE STOWELL APPLICATION FOR SPECIAL PARKING SPACE.

- Motion to approve by Nootz, second by Mabie
All in favor, passes 4-0.

5. Proclamations

6. Scheduled Public Comment (00:03:01)

A. MATHIEU MENARD WITH PLANNING BOARD OPTIONS FOR ZONING THE ETJ.

7. Public Hearings (00:11:10)

A. RESOLUTION NO. 5003: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING THE BUDGET FOR FISCAL YEAR 2020-2021, BY MAKING APPROPRIATION ADJUSTMENTS IN THE AMOUNT OF \$398,160 AND REVENUE ADJUSTMENTS IN THE AMOUNT OF \$390,445.

- Kardoes gave opening statements
- Paige Fetterhoff made additional comments
- No public comments
- No Commissioner comments

- Motion to approve my Mabie, second by Friedman
All in favor, passes 4-0.

8. Ordinances (00:14:54)

A. ORDINANCE NO. 3024: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO AMEND CITY ORDINANCE NO. 2041, 2049, 2055, AND 2098 AS CODIFIED BY CHAPTER 9, SECTION 242 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED TRAFFIC AND VEHICLES, BY ESTABLISHING A LOADING/UNLOADING ZONE FOR DOROTHY'S DAYCARE AT 905 W. CLARK ST. AND ESTABLISHING A PENALTY FOR VIOLATIONS THEREOF.

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying question
- Schwarz asked clarifying question
- Friedman made motion to approve, second by Mabie
- Nootz made substitute motion to amend the ordinance by stating the community is allowed to park in that loading zone during the off hours of the daycare, and sign would reflect the operating hours, second by Friedman.
- Staff will follow-up by getting operating hours from daycare.
All in favor, passes 4-0.

9. Resolutions (00:25:27)

A. RESOLUTION NO. 5004: A RESOLUTION TO THE CITY OF LIVINGSTON, MONTANA, OF ITS INTENT TO EXCLUDE CERTAIN LAND ON PETITION BY KURTZ AND BROWN.

- Kardoes gave opening statements
- No public comments
- Nootz made comments
- Mabie asked clarifying questions
- Schwarz asked clarifying questions
- Motion to approve by Mabie, second by Friedman
- Mabie for, Nootz, Schwarz, Friedman opposed,
Motion fails, 1-3

B. RESOLUTION NO. 5005: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, MODIFYING THE ADOPTED IMPACT FEE SCHEDULE TO SET IMPACT FEES FOR ACCESSORY DWELLING UNITS. (00:36:45)

- Kardoes gave opening statements
 - Nootz asked clarifying question
 - Schwarz asked clarifying question
 - Kardoes answered
 - Leslie Feigle made public comments
 - Nootz asked clarifying question based off Leslie's comment
 - Kardoes answered
 - Mathieu Menard made additional comments
 - Friedman motioned to approve, second by Mabie
- All in favor, passes 4-0.

10. Action Items

11. City Manager Comment (00:58:58)

- Provided update on Solar Array Project and Northwestern Energy savings on new City Hall Building.
- Provided information to Commission regarding new assistance program now available through HRDC for low-income city residents to help with their water/sewer bills. Staff will send out through email blast, promote on Facebook, on the website, and flyers in lobby.

12. City Commission Comments (00:56:56)

13. Adjournment 06:28 p.m. (01:02:04)



Livingston City Commission Minutes

November 02, 2021

5:30 PM

Via Zoom

<https://us02web.zoom.us/j/82616127458?pwd=cHphdUphT2UrTHhZVUIKOXV4ZlFOQT09>

Meeting ID: 826 1612 7458 PASSCODE: 810770 Call In: (669) 900-6833

1. Call to Order

2. Roll Call: In attendance: Chair Hoglund; Vice-Chair Schwarz; Commissioner Friedman; Commissioner Mabie; Commissioner Nootz. Staff in attendance: City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; Administrative Services Director Lisa Lowy; City Manager Michael Kardoes and City Clerk Faith Kinnick excused.

3. Public Comment

- Patricia Grabow made public comment

4. Consent Items (00:06:36)

A. APPROVE MINUTES FROM OCTOBER 19, 2021, REGULAR CITY COMMISSION MEETING.

B. RATIFY CLAIMS PAID 10/09/2021-10/22/2021.

C. APPROVE APPLICATION FOR RESERVED PARKING SPACE FOR DISABLED RESIDENT JUDITH KENDALL.

- Mabie motioned to approve, second by Nootz
All in favor, passes 5-0.

5. Proclamations

6. Scheduled Public Comment

7. Public Hearings

8. Ordinances

9. Resolutions

10. Action Items (00:09:27)

A. DISCUSS: BOARD COMMUNICATIONS

- Lawellin gave opening statements
- Hoglund made comments
- Mabie made comments
- Schwarz made comments
- Nootz made comments
- Lawellin made additional comments
- Lowy made comments

- Decided to move discussion to next meeting to allow City Manager to participate.

B. SCHEDULE STRATEGIC PLAN & GROWTH POLICY PRIORITY FUNDING MEETING. (00:22:20)

- Lawellin gave opening statements
- Nootz asked question
- Decision made to schedule meeting 11/15/2021 and 11/30/2021 for 1-1/2 hours each meeting.

C. DISCUSS/APPROVE/DENY: PURSUE A CITY-COUNTY PLANNING BOARD, OR EXPANDED CITY PLANNING BOARD. (00:31:09)

- Lawellin gave opening statements
- Menard made additional comments
- Johnathan Hettinger made public comment
- Patricia Grabow made comments
- Rita Rozier made public comment
- Nootz made motion to table item until after the Strategic Plan & Growth Policy meetings are completed, seconded by Friedman. All in favor, passes 5-0

11. City Manager Comment (00:53:33)

12. City Commission Comments (00:55:10)

13. Adjournment 6:30 p.m.

Calendar of Events

Supplemental Material

A. CITY OF LIVINGSTON, RECEIVES GFOA'S CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING.

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.



Livingston City Commission Strategic Plan & Growth Policy Work Session Minutes

November 15, 2021 5:30.p.m.

<https://us02web.zoom.us/>

Meeting ID: 889 6632 5668 PASSCODE: 527163 Call In: (669) 900-6833

1. Call to Order

2. Roll Call: In attendance: Chair Hoglund; Vice-Chair Schwarz; Commissioner Nootz. Commissioner Mabie & Friedman excused due to power outage, Schwarz had unstable connection and attended by phone. Staff in attendance: City Manager: Michael Kardoes, City Attorney Courtney Lawellin, Deputy Planning Director Mathieu Menard. City Clerk, Faith Kinnick excused at 6:00 p.m.

3. Organizational Strategic Plan 2019-2024

*Kardoes provided commission a reminder of the initial process developing the overview of the structure of the original plan and how it was developed with the assistance of Dan Clark and the MSU Extension Local Government Center, since Nootz was not on Commission during the development of the Organizational Strategic Plan. Hoglund stated that additional items could be added to the plan, such as Housing Plan Draft, Parks & Trails Priorities. Nootz added she'd like to see dept. head reports/priorities incorporated in plan, and Commission policies incorporated in the goals.

Recording started

Kardoes recommended the Commission started by reviewing the Mission, Vision, and Values of the Strategic Plan.

*Hoglund asked Kardoes to read the Mission, Vision, and Values.

*Hoglund asked the Commissioner for any comments, questions on the Mission?

*Schwarz stated he remembers the amount of time invested to develop the entire current plan, he believes the current plan is still relevant and it still has value.

*Opened for public comments: (00:09:24)

*Michelle Uberuaga made comments

*Patricia Grabow made comments

*Hoglund asked Kardoes to respond to Grabow

*Nootz made additional comments

*Sarah Stands made comments

*Hoglund made comments, and asked if revisions need to be made regarding the Mission

*Kardoes added additional comments

*Schwarz added additional comments

*Hoglund stated she wants to keep the verbiage for the Mission and Vision, and add incorporate some finer points in our Values, and then throughout the body in the strategies and goals.

*Nootz made additional comments, couldn't remember when she joined the Commission, possibly on during the very end during the edits. Nootz will word-smith her edits to the Mission and send to Dorel.

*Hoglund made additional comments, and asked Nootz to bring her thoughts and additions to the next meeting.

*Moved on to the Organizational Vision of the plan:

*Nootz stated she had additional edits for this portion as well, she can bring to the next meeting.

*Moved on to Organizational Values of the plan:

*Hoglund feels like there is something missing, there should be a 6th value added. Asked Commission if they had any comments on the values?

*Sarah Stands made comments (00:34:51)

*Hoglund asked Michael to respond to Sarah, there is not a hierarchy in the values.

*Schwarz agreed with Michael's response.

*Patricia Grabow made suggestion of exploring other words that the word stewardship

*Johnathan Hettinger made comments suggested adding a value of equity.

*Hoglund tried to make comments, lost connectivity

*Schwarz mentioned at this time we have to adjourn as we no longer have a quorum.

Adjourned at 6:34 p.m.

Public in virtual attendance:

Barbara Oldershaw

Johnathan Hettinger

Sarah Stands

Patricia Grabow

Jeanne-Marie Souvigney

Michelle Uberuaga



Livingston City Commission Minutes

November 16, 2021

5:30 PM

Via Zoom

Meeting ID:819 3640 5497 Passcode: 140643 Call In: (669) 900-6833

1. Call to Order

2. Roll Call: Chair Hoglund; Vice-Chair Schwarz; Commissioner Friedman (late joining); Commissioner Mabie; Commissioner Nootz. Staff in attendance: City Manager Michael Kardoes; City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; City Clerk Faith Kinnick.

3. Public Comment: (00:01:04)

- Lauren Dalzell

4. Consent Items 5:41 p.m. (00:04:17)

A. APPROVE MINUTES FROM NOVEMBER 2, 2021, REGULAR MEETING.

B. RATIFY CLAIMS PAID 10/23/2021-11/05/2021.

C. ACCEPT PLEDGED SECURITIES REPORT AS OF SEPTEMBER 30, 2021.

D. APPROVE APPLICATION FOR SPECIAL PARKING SPACE FOR DISABLED RESIDENT.

E. ACCEPT CITY TREE BOARD'S RECOMMENDATION TO APPOINT SARAH BOYLE TO FILL VACANCY, TO SERVE A TERM ENDING DECEMBER 31, 2024.

F. APPROVE APPLICATION FROM MICHAEL DECHELLIS, FOR RE-APPOINTMENT TO CITY CONSERVATION BOARD, TO SERVE AN ADDITIONAL TWO (2) YEAR TERM ENDING ON 12/31/2023.

- Motion by Schwarz to approve items A-D, and pull E & F for discussion, second by Nootz.
All in favor, passes 4-0. (Friedman not yet connected)
- Schwarz stated he wanted to publically recognize and appreciate Sarah Boyle and Michael Dechellis for their willingness to volunteer time to serve the boards.
- Hoglund made comment
- Nootz made comments
- Motion by Schwarz to approve items E and F, second by Mabie.
- All in favor, passes 4-0. (Schwarz's computer froze)

5. Proclamations

6. Scheduled Public Comment

7. Public Hearings

A. ORDINANCE NO. 3021: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE IV, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO BUILDING DESIGN STANDARDS. 5:47 p.m. (00:09:30)

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying questions
- Kardoes answered
- Hogleund made statements
- Menard made clarifying statements
- Nootz motioned for approval, second by Friedman
All in favor, passes 5-0

B. ORDINANCE NO. 3022: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY ZONING THE PARCELS INCLUDING THE PROPERTY BETWEEN NORTH O STREET AND THE YELLOWSTONE RIVER TO INCLUDE THE KPRK RADIO STATION AS MEDIUM DENSITY RESIDENTIAL (R-II) AND NEIGHBORHOOD COMMERCIAL AND TO INCLUDE THE AREAS ZONED NEIGHBORHOOD COMMERCIAL IN THE DESIGN REVIEW OVERLAY ZONE. 5:54 p.m. (00:16:55)

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying questions
- Kardoes answered
- Mabie asked clarifying questions
- Menard answered
- Hogleund asked clarifying questions
- Menard answered
- Mabie motioned for approval, second by Friedman
All in favor, motion passes 5-0.

C. ORDINANCE NO. 3024: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, OF IT'S INTENT TO AMEND CITY ORDINANCE NO. 2041, 2049, 2055, AND 2098 AS CODIFIED BY CHAPTER 9, SECTION 242 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED TRAFFIC AND VEHICLES, BY ESTABLISHING A LOADING/UNLOADING ZONE FOR DOROTHY'S DAYCARE AT 905 W. CLARK ST. AND ESTABLISHING A PENALTY FOR VIOLATIONS THEREOF. 6:05 p.m. (00:28:22)

- Kardoes gave opening statements

- No public comments
- Nootz asked clarifying questions
- Hogleund asked clarifying questions
- Kardoes made clarifying comments
- Friedman motioned for approval, second by Schwarz
All in favor, motion passes 5-0.

8. Ordinances

A. ORDINANCE NO. 3025: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II, IV, AND V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO MANUFACTURING AND USE TABLE AMENDMENTS. 6:13 p.m. (00:36:25)

- Kardoes turned over to Menard
- Menard made additional comments
- No public comments
- Schwarz made comments
- Nootz made comments
- Hogleund made comments
- Schwarz motioned for approval, second by Friedman
All in favor, motion passes 5-0.

B. ORDINANCE NO. 3026: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 7 – POLICE DEPARTMENT, ARTICLE IV - DISPATCH SERVICES, AS ENACTED BY ORDINANCE NO. 1808 REGULATING THE FEES FOR FALSE ALARMS. 6:20 p.m. (00:43:52)

- Kardoes gave opening statements
- No public comments
- Mabie made comments
- Hogleund made comments
- Nootz asked clarifying questions
- Kardoes answered
- Friedman motioned for approval, second by Mabie
All in favor, passes 5-0

9. Resolutions

A. RESOLUTION NO. 5007: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN AN GENERAL SERVICES AGREEMENT WITH MORTON BUILDINGS INC. FOR CONSTRUCTION OF A STRUCTURE AT PUBLIC WORKS LOCATED AT 330 EAST BENNETT ST. 00:53:38 (6:30 p.m.)

- Kardoes gave opening statements
- No public comments
- Nootz asked clarifying questions
- Hogleund made comments
- Friedman motioned for approval, second by Mabie
All in favor, passes 5-0

B. RESOLUTION NO. 5008: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, SETTING THE FEES FOR FALSE ALARMS FOR POLICE AND FIRE PROTECTION. 01:00:47 (6:37 p.m.)

- Kardoes gave opening statements
- No public comments
- Hogleund asked clarifying questions
- Kardoes answered
- Nootz asked clarifying questions
- Kardoes answered
- Mabie asked clarifying question
- Lawellin answered
- Schwarz made comments
- Nootz made motion to postpone consideration of this item until after the passage and adoption of Ordinance No. 3026, and fix the type-o. Second by Mabie.
All in favor, passes 5-0.

**8-minute recess 6:50 p.m. (01:14:11)

10. Action Items 01:23:03 (6:58 p.m.)

A. DISCUSS: BOARD COMMUNICATIONS

- Kardoes gave opening statements
- Mabie asked clarifying questions
- Hogleund made comments
- Nootz made comments
- Friedman made comments
- Schwarz made comments
- Michael Dechellis made public comments
- Allison Shannon-Lier made comments

11. City Manager Comment (02:32:37)

- Dan Clark Training scheduled for new commissioners & board members scheduled for January 12th.

12. City Commission Comments (02:32:56)

- Nootz made motion to put YBCC's request for ARPA funds on the December 7th agenda. Second by Mabie, passes 5-0, item to include YBCC's request, staff's response, and any other supporting documentation.

13. Adjournment 8:17 p.m. (02:40:23)

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.



Livingston City Commission Minutes

December 07, 2021

5:30 PM

Via Zoom

<https://us02web.zoom.us/j/87441443463?pwd=Y1BTR2ZlQkdVmpyQ0MyQ09nV0xMUT09>

Meeting ID: 874 4144 3463 Passcode: 738863 Call in: (669) 900-6833

1. Call to Order

2. Roll Call: In attendance: Chair Hoglund; Vice-Chair Schwarz; Commissioner Friedman; Commissioner Mabie; Commissioner Nootz. Staff in attendance: City Manager Michael Kardoes, City Attorney Courtney Lawellin; Deputy Planning Director Mathieu Menard; City Clerk Faith Kinnick excused.

3. Public Comment (00:02:08)

- Shawn Hill made public comment

4. Consent Items (00:06:49)

A. APPROVE MINUTES FROM NOVEMBER 16, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 11/05/2021-11/19/2021.

C. ACCEPT JUDGES MONTHLY REPORT FROM SEPTEMBER 2021.

- Schwarz motioned to approve A-C, second by Mabie
- All in favor passes, 5-0.

5. Proclamations

6. Scheduled Public Comment (00:07:36)

A. MORGAN SCARR, OF AMATICS CPA, PRESENTS THE 2021 CITY OF LIVINGSTON AUDIT.

- Hoglund made comments

7. Public Hearings

8. Ordinances (00:13:50)

A. ORDINANCE NO. 3023: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II, III, IV, AND V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING.

- Kardoes turned meeting over to Menard
- Shawn Hill of Future West made public comment
- Mabie asked clarifying questions

- Schwarz asked clarifying questions
- Kardoes answered
- Menard provided additional information
- Nootz asked clarifying question
- Kardoes provided additional information
- Nootz made comments
- Hogle had clarifying questions
- Schwarz motioned to approve A-C, second by Mabie
- All in favor passes, 5-0.

9. Resolutions

10. Action Items (00:50:38)

A. DISCUSS/APPROVE/DENY: CITY MANAGER'S REQUEST FOR ARPA FUNDS FOR CITY EMPLOYEE PREMIUM PAY.

- Kardoes gave opening statements
 - Patricia Grabow made public comment
 - Nootz asked clarifying questions
 - Mabie made additional comments
 - Kardoes made clarifying comments
 - Hogle made comments
 - Schwarz made comments
 - Schwarz made motion to approve, second by Mabie.
- All in favor, passes 5-0.

B. ~~YBCC'S REQUEST FOR \$80,000 OF ARPA FUNDS FOR SOLAR INSTALLATIONS.~~

YBCC emailed request to remove from discussion tonight, pending further research, and will come before the Commission again for consideration possibly in February.

C. DISCUSS: PARKS AND TRAILS COMMITTEE RECOMMENDATION ON RESERVOIR PARK. (01:08:40)

- Kardoes gave opening statements
- Jeanne Marie Souvigney, Chair of Parks & Trails Committee made comments
- Allison Shannon-Lier made additional comments
- Nootz made comments
- Hogle made comments

- Kardoes stated the first step is to bring back before the Commission with a staff recommendation and consideration.

D. DISCUSS/APPROVE/DENY: CREATION A CITIZEN/COMMISSION LED WORKING GROUP TO RE-WRITE THE LIVINGSTON STRATEGIC PLAN, MISSION, VISION, VALUES AND GOALS. (01:25:56)

- Kardoes gave opening statements
- Nootz made comments
- Hogleund made comments
- Kardoes made clarifying statements, made a recommendation to create a resolution to create the temporary board outlining the process.
- No public comments
- Nootz made comments and supports Michael's recommendation for a resolution.
- Hogleund concurred
- Kardoes recommendation Resolution would go into effect immediately, would advertise recruitment for temporary committee for 15-30 days, give committee 2 months to work on edits would have to have recommendation to the Commission within 90 days.
- Hogleund asked who would help guide this advisory board?
- Nootz stated she would like to see staff and two commissioners
- Schwarz would like to see at least one commissioner
- Kardoes will bring a Resolution to the December 21 meeting.

E. DISCUSS/APPROVE/DENY: DISCUSS CANCELLING THE DECEMBER 21, 2021 COMMISSION MEETING. (01:44:57)

- Hogleund made comments
- Schwarz made comments
- Kardoes made comments
- Nootz made comments
- Mabie made comments
- Friedman made comments

11. City Manager Comment (01:56:47)

- Provided info regarding Livingston City Hall Open House, and departing gifts for Chair Hogleund, and Commissioner Mabie on 12/21/2021 from 10-1.
- Reminder Office Closed 12/23-12/24 due to Christmas Holiday

12. City Commission Comments (01:59:23)

- Nootz
- Mabie
- Friedman
- Schwarz
- Hoglund

13. Adjournment 7:41 p.m. (02:11:12)



Livingston City Commission Minutes

December 21, 2021

5:30 PM

Via Zoom

<https://us02web.zoom.us/j/83882457920?pwd=OHp4QVROVE5LbGsvRDlmWkZvQk9Gdz09>

Meeting ID: 838 8245 7920 Passcode: 889052 Call In: (669) 900-6933

1. Call to Order

2. Roll Call

3. Public Comments:

- Shawn Hill made comments
- Barbara Oldershaw made comments

4. Consent Items (5:41 p.m.)

A. APPROVE MINUTES FROM DECEMBER 7, 2021 REGULAR MEETING.

B. RATIFY CLAIMS PAID 11/20/2021-12/09/2021

C. ACCEPTING PARKS AND TRAILS RECOMMENDATION TO APPOINT TIM STEVENS TO BOARD TO SERVE A FOUR 4-YEAR TERM.

D. APPROVE PAMELA SCHAFERS APPLICATION TO SERVE THE CITY CONSERVATION BOARD TO SERVE A TWO YEAR TERM.

- Schwarz motioned to approve consent items A & B, and pulled C & D for discussion second by Mabie.
- All in favor, passes 5-0.
- Schwarz publically thanked Tim Stevens and Pamela Schafer for their interest in serving on the boards.
- Hoglund made comments
- Schwarz motioned to approve consent items C & D, second by Mabie. All in favor, passes 5-0.

5. Proclamations

6. Scheduled Public Comment

7. Public Hearings (5:43 p.m.)

A. PUBLIC HEARING: ORDINANCE NO. 3025: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING ARTICLE II, IV, AND V, CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING, AS IT PERTAINS TO MANUFACTURING AND USE TABLE AMENDMENTS.

- Kardoos gave opening statements
- Menard presented Staff Report and recommendation

- No public comments
- Schwarz made comments
- Hoglund made comments
- Nootz motioned for approval, second by Friedman
All in favor, passes 5-0.

B. PUBLIC HEARING: ORDINANCE NO. 3026: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 7 – POLICE DEPARTMENT, ARTICLE IV - DISPATCH SERVICES, AS ENACTED BY ORDINANCE NO. 1808 REGULATING THE FEES FOR FALSE ALARMS. (5:48 p.m.)

- Kardoos gave opening statements
- No public comments
- Nootz made comments
- Hoglund asked questions
- Schwarz motioned for approval, second by Friedman
All in favor, passes 5-0.

8. Ordinances

9. Resolutions

A. RESOLUTION NO. 5009: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO SIGN A COLLECTIVE BARGAINING AGREEMENT WITH AFSCME LOCAL 2711A FOR THE PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2027. (5:54 p.m.)

- Kardoos gave opening statements notified Commission of a few small edits to this CBA.
- No Public Comments
- Nootz made comments
- Shannon Holmes made additional comments
- Hoglund made comments
- Nootz motioned for approval to include the noted amendments, Removal of “Cemetery” from Article 1 and Removal of the “Animal Control Officer” in Exhibit B, second by Mabie
All in favor, passes 5-0.

B. RESOLUTION NO. 5010: A RESOLUTION OF INTENTION OF THE CITY OF LIVINGSTON, MONTANA, TO ANNEX CERTAIN LAND ON PETITION BY KRISTOPHER LAHREN. (6:10 p.m.)

- Kardoos gave opening statements

- Shawn Hill, Executive Director for Friends of Park County made comments.
- Hogle made comments
- Holmes made comments
- Nootz made comments
- Menard made clarifying comments
- Mabie made comments
- Schwarz made comments
- Motion by Mabie, second by Friedman
All in favor, passes 5-0.

C. RESOLUTION NO. 5011: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING THE CITY MANAGER TO APPLY FOR THE COMPETITIVE GRANT PROGRAM OF THE AMERICAN RESCUE PLAN ACT (ROUND 2) AND AUTHORIZATION TO COMMIT REQUIRED MATCHING FUNDS VIA CREATION OF A SPECIAL IMPROVEMENT DISTRICT FOR THE AMERICAN RESCUE PLAN ACT COMPETITIVE GRANT PROGRAM ROUND 2. (6:42 p.m.)

- Kardoes gave opening statements
- No public comments
- Nootz made comments
- Mabie motioned for approval, second by Friedman
All in favor, passes 5-0.

10. Action Items

11. City Manager Comment 6:51 p.m.

12. City Commission Comments 6:55 p.m.

13. Adjournment

Public in virtual attendance:

1. Barbara Oldershaw
2. Kris Lahren
3. Shawn Hill
4. Tim Stevens
5. Nate McClure
6. Sam Klomhaus
7. Daniel Baker
8. Megan Martinez
9. Craig
10. B. Harper