City Commission Work Session Civic Center, Gibson Room 212 Mayor Kelly presiding

CALL TO ORDER: 5:30 PM

CITY COMISSION MEMBERS PRESENT: Bob Kelly, Joe McKenney, Susan Wolff, Eric Hinebauch, and Rick Tryon.

STAFF PRESENT: City Manager Greg Doyon and Deputy City Manager Chuck Anderson; City Attorney Jeff Hindoien; Finance Director Melissa Kinzler and Grant Administrator Tom Hazen; Public Works Director Paul Skubinna; Park and Recreation Director Steve Herrig; Municipal Court Judge Steve Bolstad and Court Supervisor Morgan Medvec; Police Chief Jeff Newton; and, Deputy City Clerk Darcy Dea.

PUBLIC COMMENT

Terry Bjork, City resident, submitted written comments via email regarding the discussion of the Crime Task Force recommendations during the February 15, 2022 Work Session. In summary, Terry expressed concern about the public not having a timely say on the original full recommendations, as well as the recommendations not being carefully studied and vetted.

1. <u>COURSECO GOLF COURSE UPDATES.</u>

CourseCo President/CEO Michael Sharp introduced General Manager Jeff Stange and Superintendent Keith Hollenback. Mr. Sharp reviewed and discussed the following PowerPoint:







Mr. Sharp added that the golf courses are financially sustainable, have positive cash flow and there has been positive feedback from the community.

General Manager Stange explained that minor remodeling was done at Anaconda Hills and that the main focus for 2022 is the agronomic conditions. The Taphouse at Anaconda Hills and Eagle Falls are fully licensed for food and beverage; however, the Taphouse at Anaconda Hills would require extensive renovation to simulate the menu at the Eagle Falls Taphouse. General Manager Stange concluded that the total rounds played at Anaconda Hills and Eagle Falls are comparable.

Commissioner McKenney received clarification that CourseCo's goal is to continue a long-term partnership with the City. CourseCo entered into an agreement with the City in 2018 and a three-year extension was added in 2019. CourseCo's primary focus was to get the golf courses conditions to a certain level, address the food and beverage at Eagle Falls and have the golf courses financially sustainable.

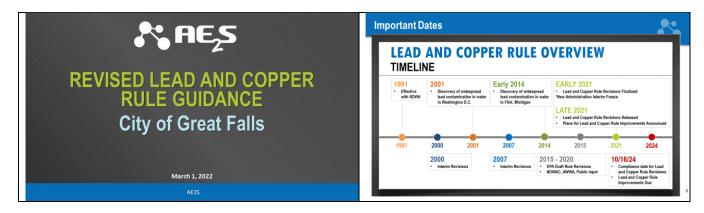
Commissioner Tryon received clarification that the golf fee increase is fair, modest and balances an increase in wages and operating costs. He further received clarification that several improvments have been made to the golf courses.

Mayor Kelly received clarification that utilizing Anaconda Hills golf course for cross-country skiing during the winter would not be possible because there is no water service to the building. However, exploring other recreational opportunities on the golf course properties have been discussed. Utilizing the properties for winter recreational opportunities would be more of an amenity for the community to use than for revenue.

2. <u>NATIONAL PRIMARY DRINKING WATER REGULATIONS: LEAD AND COPPER</u> <u>RULE REVISIONS.</u>

Public Works Director Paul Skubinna reported that implications of the revised lead and copper rule may require requesting resources in order to comply with the new Environmental Protection Agency (EPA) rules. He explained that maintenance of water service lines from the connection of the main to the property is the property owners' responsibility.

Nate Weisenberger, Advanced Engineering and Environmental Services, Inc. (AE2S) Project Engineer reviewed and discussed the following PowerPoint:



IMPLICATIONS OF RULE REVISIONS	Lead Service Line Inventory
 Lead Service Line Inventory Water Sampling Including schools/child care Lower Key 90th Percentile (P90) Concentrations Actions required at 10 µg/L instead of 15 µg/L Reporting, Public Notification Corrosion Control Treatment pH/Alkalinity, orthophosphate 	<complex-block></complex-block>
Lead Service Line Inventory	Lead Service Line Replacement
CTUTO OF CREAT FALSE THE THE THE THE THE THE THE THE THE THE	 Changes to Replacement Protocols Partials DON'T Count Public Notification Flushing Requirements Pitchers/Filtration Kits Potential Cost Impacts 7,500 estimated lead service lines \$5,000-10,000 each Total Cost = \$37.5 - \$75 million
Revised Sampling Method and Frequency	School and Child Care Sampling
Current Provided Current Provided Current Provided Current Provided Current Provided Current	 Include all primary schools and licensed child care connected to the system 5 samples per school, 250 mL each 2 drinking water fountains 1 kitchen faucet using for food or drink prep 1 classroom faucet 1 nurses office faucet If they don't have 5 places, sample everywhere that's used for consumption Cost Impact = \$41/sample
School and Child Care Sampling	School and Child Care Sampling
 2 samples per licensed childcare facility, 250 mL each 1 drinking water fountain 1 either kitchen faucet used for food or drink prep, or 1 classroom faucet or other outlet used for drinking If they don't have 2 places, sample everywhere that's used for consumption Cost Impact = \$41/sample 	 Sample other schools on request Only required to do 20% of list each year Provide results to location with guidance on action plan

Important Lin	nits						Financial Ramifications			
Medium (>10,000 & < Limit PQL = 5 μg/L TLE = 10 μg/L ALE = 15 μg/L PQL = Praction TLE = Triggen ALE = Action	Public Notice - X X X cal Quantit	CCS X X X tation Li eedance	CCT X X X mit	Find & Fix - X X CCS = Cor	LSLR Rate - X X rosion Contr	Sampling Schedule Change - X X vol Study rol Study rol Treatment	 2-3 lead service line inventory FTEs Lead service line replacement costs (\$75M) Increased sampling costs per year Current cost = \$600 every 3 years New costs = \$2,460 every 6 months* School/Daycare Sample Costs Corrosion Control Study = \$50,000 Corrosion Control Treatment = \$1,500,000 			
Financial Resources Infrastructure Act - Loans/Forgiveness ARPA CDBG MCEP/RRGL grants Rate Adjustments Tax/Property Assessments							What the City is Doing 1. Develop Approach to Service Line Inventory 2. Complete Preliminary List of Service Lines 3. Generate List of Schools and Child Care Facilities 4. Review Corrosion Control Treatment and Current Water Chemistry 5. Identifying FTE Needs/Cost Increases 6. Identifying Potential Funding Sources/Strategies			
	Q	UE	ST	ION	IS?		3 			

AE2S Project Engineer Weisenberger explained that, with regard to the lead and copper rule, the EPA will consider unknown service lines to be lead service lines. The idea is to minimize the number of unknown service lines with respect to a mandated requirement to replace lines that are known or unknown lead service lines.

Mayor Kelly referred to a PowerPoint slide and received clarification that property owners are responsible for maintenance of water service lines from the gooseneck section to the inside of the house.

Commissioner Wolff received clarification that the EPA considers the copper component of the preexisting rule to be satisfactory and there are not any specific requirements related for copper in the revisions. She further received clarification that there is not any specific guidance as to how the Drinking Water State Revolving Fund (DWSRF) program will allocate funds received from EPA.

Commissioner Hinebauch inquired about the cost to homeowners for an assessment of a service line.

AE2S Project Engineer Weisenberger responded that there would more than likely not be a service charge for the City to assess a service line from a main to a home. He added that the process is intrusive; however, the benefit would be having knowledge about the service line.

Commissioner Tryon stated that lead service line replacement is a horrible experience for a homeowner, financially and otherwise. He inquired about what the details of the 2024 deadline.

AE2S Engineer Weisnberger responded that the 2024 deadline is the date that the rule takes effect, a revised sampling plan and service line inventory needs to be submitted. He added that currently, the way the rule was finalized, there is not a mandated lead service line replacement rate; however, there is a possibility that a rate could be added as the rule is finalized later this fall. There are approximately 7,500 service lines in the City and the EPA is providing guidance to utilities with regard to determing an exact number of service lines.

Commissioner Wolff received clarification that City records and the date of installation are ways to determine the type of service line, and that service lines installed post 1991 are the blue areas on the map from the PowerPoint.

Mayor Kelly expressed concern about the expense of lead service line replacement to property owners. He received clarification that there are lead filter systems available for concerned citizens and that EPA rules and regulations are not subject to congressional approval. Mayor Kelly stated that this would be one of the ultimate unfunded mandates.

City Manager Doyon explained that this is a classic case of a governmental unfunded mandate. The City's current policy indicates that property owners are responsible for maintenance of water service lines from the main to the house. Once the rule is in effect, the City will be required to perform mandatory testing, which will require additional Public Works staff. The City will also be responsible for paying for the test, which will have a major impact on water utility rates. The EPA will more than likely mandate service line replacement, if lead is found. He suggested that the City conduct an assessment of service lines in order to provide a complete report to the EPA.

Director Skubinna reported that he has talked with Public Works Directors from other cities about how to educate the public with regard to self-assessment type methods. He further reported that City code prohibiting lead service pipes was adopted in 1977.

3. CRIME TASK FORCE FOLLOW UP.

City Manager Greg Doyon reported that there is no additional information to provide to the Commission. He suggested that the Commission continue prioritizing the list of recommendations that it is interested in pursuing. The City will strive to continue implementing the recommendations that can be performed administratively. He reitered that the budget needs to be considered with regard to recommendations that require alternative funding.

Commissioner Tryon commented that there is public perception that the Crime Task Force recommendations have stalled. He clarified that the recommendations have not stalled and public safety 03/01/2022

is the City's top priority. Recommendations for Commission consideration are subject to public scrutiny and open to public comment. He recommended conducting a Community Impact Study as soon as possible.

Mayor Kelly concurred with Commissioner Tryon's recommendation about executing a Community Impact Study. He added that the Commission has not yet seen the Community Impact Study conducted by Billings.

City Manager Doyon responded that the transition and seeing the effectiveness of some of the recommendations could be a slow process.

Commissioner Wolff commented that the community needs to recognize that hiring more police officers is not a way to bring the crime rate down and that it is a way to deal with crime that is here.

3. <u>ARPA FOLLOW UP.</u>

Manager Doyon recommended that the Commission review the revised list of the 10 City projects per department and prioritize its recommendations. He reported that additional ARPA guidelines will be provided to the Commission and that the application process is open.

DISCUSSION OF POTENTIAL UPCOMING WORK SESSION TOPICS

Mayor Kelly reported that the March 15, 2022 work session will consist of a Semi-Annual Litigation update, as well as ARPA and Crime Task Force follow up.

ADJOURN

There being no further discussion, Mayor Kelly adjourned the informal work session of March 1, 2022 at 6:45 p.m.