



# City Commission Agenda

for

## May 4, 2010

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*Please Note: The City Commission agenda format allows citizens to speak on each issue prior to Commission action. We encourage your participation. Please keep your remarks concise and to the topic under consideration.*

**CALL TO ORDER:** 7:00 P.M.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PROCLAMATIONS**

Peace Officers' Memorial Day  
Storm Water Awareness Week  
Travel and Tourism Week in Great Falls

**NEIGHBORHOOD COUNCILS**

1. Miscellaneous reports and announcements.

**BOARDS & COMMISSIONS**

2. Appointment, Business Improvement District. Appoint one member to fill the remainder of a three-year term through June 30, 2012.
3. Miscellaneous reports and announcements

**PUBLIC HEARINGS**

**OLD BUSINESS**

4. Community Transportation Enhancement Program (CTEP) Projects. Approves use of CTEP funds for the 20<sup>th</sup> Street South Sidewalk and Centene Stadium Landscaping projects. Action: Approve or deny use of funds. ***(Presented by: Mike Haynes)***
5. 2010-2015 Consolidated Plan Including Use of 2010/2011 Community Development Block Grant (CDBG) and Home Program (HOME) Funds. Action: Adopt or deny Plan including use of funds. ***(Presented by: Mike Haynes)***

**NEW BUSINESS**

6. Memorandum of Understanding and acceptance of Donation of C. Bechstein Model MP-192 Grand Piano. Approves MOU with the Great Falls Symphony Association and accepts donation of Piano. Action: Approve or deny Memorandum of Understanding and Donation. ***(Presented by: Marty Basta)***
7. Professional Services Contract, West Bank Park Master Plan. Approves Professional Services contract with CTA Architects Engineers in the amount of \$58,000 to update the West Bank Park Master Plan. Action: Approve or deny contract. ***(Presented by: Marty Basta)***

## **ORDINANCES/RESOLUTIONS**

8. Medical Marijuana Alternatives. Provides three alternatives for consideration regarding medical marijuana. Action: Accept one of the three alternatives on first reading and set public hearing for June 1, 2010. *(Presented by: James Santoro and Mike Haynes)*
9. Medical Marijuana Dispensaries and Cultivation. *(Presented by: Mike Haynes)*
  - A. Ord. 3053, Amending Title 5, Official Code of the City of Great Falls, Establishing a Special Business License for Cultivation of Marijuana and Medical Marijuana Dispensary. Action: Accept Ord. 3053 on first reading and set public hearing for June 1, 2010.
  - B. Res. 9878, Establishing a Special Business License Fee Schedule for Medical Marijuana Operations. Action: Set public hearing for June 1, 2010, to consider adoption of Res. 9878.
10. Res. 9879, Designating the Director of the Planning and Community Development Department as the Environmental Certifying Official for the Sand Hills Housing Development. Action: Adopt or deny Res. 9879. *(Presented by: Mike Haynes)*

**CONSENT AGENDA** *The Consent Agenda is made up of routine day-to-day items that require Commission action. Items may be pulled from the Consent Agenda for separate discussion/vote by any Commissioner.*

11. Minutes, April 20, 2010, Commission meeting.
12. Total Expenditures of \$1,972,066 for the period of April 9-28, 2010, to include claims over \$5000, in the amount of \$1,699,982.
13. Amended \$5,000 Expenditure Report approved at April 6, 2010, City Commission Meeting.
14. Contracts list.
15. Approve Terms and Conditions Contract for Natural Gas at a cost up to \$6.50 per MMBtu for up to three years.
16. Approve Change Order No. 1 in the amount of \$3,934.67 and Final Payment to Ed Boland Construction in the amount of \$8,531.06 and the State Miscellaneous Tax Division in the amount of \$86.17 for the Bay Drive Force Main Repairs.
17. Approve Change Order #1 and final payment in the amount of \$33,200.44 to Liggett Construction and \$335.36 to the State Miscellaneous Tax Division for the 5th Street South Streetscape contract.
18. Postpone bid award for the Convenience Center Recycling & Garbage Transfer Services.
19. Postpone bid award for one new 2010 Snow Blower.

Action: Approve Consent Agenda or remove items for further discussion and approve remaining items.

## **CITY MANAGER**

20. Miscellaneous reports and announcements.

**PETITIONS AND COMMUNICATIONS** *(Public comment on any matter that is not on the agenda of the meeting and that is within the jurisdiction of the City Commission. Please keep your remarks to a maximum of 5 minutes)*

21. Miscellaneous reports and announcements.

**CITY COMMISSION**

22. Miscellaneous reports and announcements.

**MOTION TO ADJOURN**



**Item:** Appointment to the Business Improvement District

**From:** City Manager's Office

**Initiated By:** City Commission

**Presented By:** City Commission

**Action Requested:** Appoint one member to the Business Improvement District to fill the remainder of a four-year term through June 30, 2012.

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission appoint \_\_\_\_\_ to fill the remainder of a four-year term through June 30, 2012, to the Business Improvement District.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

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**Staff Recommendation:** It is recommended that the City Commission appoint one member to the Business Improvement District to fill the remainder of a four-year term through June 30, 2012.

**Background:** Patrick Laabs was appointed to the Business Improvement District on October 6, 2008, to a four-year term. Mr. Laabs resigned from the Board.

Purpose

The Business Improvement District consists of seven members appointed by the City Commission. Members must be owners of property within the boundaries of the Business Improvement District or their personal representative, agent, or guardian (MCA§7-12-1121). The B.I.D. oversees the functions, operations, management and administration as necessary to carry out the purposes and objectives of the Business Improvement District.

Continuing members of this board are:

Steve Alley  
Julie Duffy  
Allison Fried  
Hayley Lenington-Leray  
Anthony Longin  
Stacey Schaefer

Citizens interested in serving on this board are:  
Doug Lorello

**Concurrences:** Not applicable.

**Fiscal Impact:** Not applicable.

**Alternatives:** Seek alternative citizen interest.

**Attachments/Exhibits:** Application (Not available online; on file in City Clerk's Office.)



**Item:** Community Transportation Enhancement Program (CTEP) Projects  
**From:** Planning & Community Development Department  
**Initiated By:** Great Falls Baseball Club/University of Great Falls  
**Presented By:** Mike Haynes, Planning & Community Development Department Director  
**Action Requested:** Approve new projects for use of CTEP funds

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission approve the use of Community Transportation Enhancement Program Funds for the 20<sup>th</sup> Street South Sidewalk and Centene Stadium Landscaping projects.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

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**Staff Recommendation:** Staff recommends the City Commission approve two projects for the use of Community Transportation Enhancement Program (CTEP) funds that were made available when American Recovery and Reinvestment Act of 2009 (ARRA) funds were secured for existing CTEP projects.

**Background:** In 2009, the City Planning Department staff secured American Recovery and Reinvestment Act (ARRA) transportation funds to use on two local trail projects along Bay Drive. This “freed up” City CTEP allocations to direct to other projects, and approximately \$534,000 is available for that purpose. Based upon previous Commission action, staff recommends two initial projects for use of the newly available CTEP funds, further described below:

**20<sup>th</sup> Street Sidewalk.** In 2009, the Great Falls City Planning Board recommended the City Commission allocate funds to construct a sidewalk on 20<sup>th</sup> Street South adjacent to the University of Great Falls, should additional CTEP funds become available. This was a highly ranked project, but insufficient funds were available in 2009 for the project.

At its September 1, 2009 meeting, the City Commission approved the recommended list of CTEP projects, including the funding of the 20<sup>th</sup> Street Sidewalk project when funds became available. The minutes and agenda report from the September 1, 2009 meeting are attached to this report as Attachment A.

**Centene Stadium Landscaping.** On February 2, 2010, the City Commission signed a Memorandum of Understanding (MOU) with the Great Falls Baseball Club, Inc. to outline development and financing commitments between the City of Great Falls and the Baseball Club. In that MOU, reference was made to utilization of \$133,749 in Community Transportation Enhancement Program (CTEP) funds for a landscaping project, matched with \$16,707 in funds the City would loan to the Club. The MOU and minutes and agenda report from the February 2, 2010 Commission Meeting can be found as Attachment B to this Agenda Report.

A summary of the proposed new projects is shown in the table below:

<b>Project Name</b>	<b>Sponsor and Match Source</b>	<b>Project Cost Estimate</b>	<b>Federal \$</b>	<b>Match \$</b>
1. 20 <sup>th</sup> St. S. Sidewalk near UGF (11 <sup>th</sup> Ave S – 15 <sup>th</sup> Ave S)	University of Great Falls	\$74,530	\$64,528	\$10,002
2. Centene Stadium Landscaping	Great Falls Baseball Club	\$124,493	\$107,786	\$16,707
<b>TOTALS</b>		<b>\$199,023</b>	<b>\$172,314</b>	<b>\$26,709</b>

Additional projects for use of the available CTEP funding are anticipated to be proposed to the City Commission at a future meeting.

**Concurrences:** The recommended projects have support from the Great Falls City Park & Recreation Department; Great Falls Baseball Club; University of Great Falls; and North Central Independent Living Services.

**Fiscal Impact:** The City of Great Falls would commit \$172,314 in Federal CTEP allocations to the projects. The Federal dollars would be matched by \$16,707 City of Great Falls funds that have been loaned to the Great Falls Baseball Club, which will be re-paid; and, \$10,002 provided by the University of Great Falls.

Finally, it is important to note that the Montana Department of Transportation applies an overhead charge to the Federal funds in the CTEP program. Therefore, approval of these projects will also commit an estimated \$23,004 (based upon the current rate of 13.35%) of the Federal CTEP funds to be paid to MDT for overhead. Therefore, the total allocation used, when the State’s overhead is added, would be \$195,318. The City has approximately \$534,000 to allocate, which would leave about \$338,000 to consider for future projects.

**Alternatives:**

The City Commission could alternatively vote to approve the use of CTEP funds on only one of the recommended projects; none of the recommended projects; or, eligible projects other than those listed.

**Attachments:**

- A. Minutes Excerpt and CTEP Projects Agenda Report, September 1, 2009
- B. Minutes Excerpt and Centene Stadium MOU & Agenda Report, February 2, 2010

**JOURNAL OF COMMISSION PROCEEDINGS September 1, 2009 (Excerpt)**

**29. 2009 COMMUNITY TRANSPORTATION ENHANCEMENT PROGRAM PRIORITIZED PROJECTS.**

Senior Transportation Planner Andrew Finch reported that it was his pleasure to present the recommendation of the Great Falls Planning Board for approval of three projects for use of the 2009 transportation enhancement program funds that the City Commission receives each year. As in the past, the Planning Board did solicit proposals from the public and received a total of eight proposals this year totaling \$660,000. That amount was almost twice the amount of available funds. The Planning Board members spent time listening to proposals from the applicants, reviewing and ranking the applications to come up with the best recommendations to bring forth. The three projects recommended for approval are the Gibson Park lighting, a City-wide bike route signage project and a First Avenue South streetscape project. The first project is approximately \$103,000; the bike route signage is approximately \$20,000, and the final project is approximately \$206,000. Mr. Finch pointed out that the Planning Board did wish to fund the fourth ranked project, the 20th Street South sidewalk, as a very necessary project. The University of Great Falls suggested that it provide the match for construction of sidewalk on the east side of the street. The Planning Board recommends, should additional funds become available, that project should be considered by the Commission for funding at that time. Mr. Finch pointed out that additional funds would be coming available before the Commission to consider to allocation. Later this year, the Planning Board and staff will bring forth before the City Commission additional funds most likely in the amount of \$750,000 to allocate to additional CTEP projects.

Mayor Pro Tempore Bronson asked if there were any questions from the Commissioners.

Commissioner Rosenbaum asked if there has been an allocation of MACI money this year. It has been used for sidewalks in the past. Mr. Finch responded that air quality improvement funds are available for the Great Falls local area for expenditure on eligible projects. That is a separate process that follows through the Transportation Advisory Committee and the Policy Coordinating Committee. Those funds are available for sidewalk projects. He did mention that to the Planning Board that they may want to pursue that as well.

**Commissioner Jolley moved, seconded by Commissioner Rosenbaum, that the City Commission approve the prioritized list of 2009 Community Transportation Enhancement Program projects, as recommended by the Planning Board.**

Mayor Pro Tempore Bronson asked if there was any discussion amongst the Commissioners. No one responded.



Mayor Pro Tempore Bronson asked if there were any inquires from the public.

**Brett Doney**, Great Falls Development Authority, residing at 3048 Delmar Drive, believes this is a great package. He commended the City for all the projects that are happening. With regard to the stimulus funds, he stated he is aware of more than one potential private sector investment that could be made possible if it was matched with a CTEP project.

Mayor Pro Tempore noted that all of the Commissioners received an email from Aaron Weissman of Neighborhood Council 7 especially endorsing any support for the Gibson Park lighting project.

Motion carried 4-0.

**JOURNAL OF COMMISSION PROCEEDINGS February 2, 2010 (Excerpt)**

**4. MEMORANDUM OF UNDERSTANDING, GREAT FALLS BASEBALL CLUB.**

Park and Recreation Director Marty Basta reported that the Great Falls Baseball Club Inc. ("GFBC") has made requests to the City Commission over the past couple of years to assist in financing the completion of the Centene stadium improvements. The stadium was built in the 1940's and is owned by the City. It has been leased to the GFBC in connection with a minor league baseball franchise since 1950. In October of 2002, major stadium renovations were awarded to bring the stadium up to current minor league baseball standards. The GFBC has provided significant economic contribution to the City and has provided great family entertainment value. The final phase of the stadium renovation has been estimated to cost \$1.46 million. Staff was directed to seek funding options for the stadium improvements in conjunction with the GFBC. GFBC is requesting funding from the City in the amount of \$345,772. The remainder of the \$1.4 million project to complete renovations to the City's baseball stadium would be paid directly by the GFBC or with grant funds.

At the January 11, 2010, Park and Recreation Advisory Board meeting, a request was made by the GFBC to fund 50% or \$172,886 of the City's share of the stadium renovation project from the Park Trust Fund. The Park Trust Fund provides for capital improvements to parks and derives its revenues from park land leases, the sale of park land and cash in lieu of park land as outlined in § 76-3-621, MCA. The stadium is located in Legion Park. The Park and Recreation Board unanimously approved the request.

The \$172,886 balance of the City's share of the \$1.46 million project will be borrowed from the Central Garage Equipment Replacement Fund over eight years at an interest rate of 3.25%. This interest rate is greater than interest earnings being realized by the Central Garage Fund at this time. The loan would be paid back to the Central Garage Fund utilizing the annual stadium lease payment paid by the GFBC of \$8,800 and the Pasta Montana annual lease payment of \$18,000. The stadium lease payments are currently going into the General Fund while the Pasta Montana lease payments are going into the Park Trust Fund. As a condition of the MOU, the City's funds will not be released until the GFBC has raised the balance of the funds for the project and provided proof of same to the City's satisfaction. The City will endeavor to partner with the GFBC to use the stadium for outdoor events and concerts which would generate additional revenues.

Commissioner Jones moved, seconded by Commissioner Bronson, that the City Commission approve the Memorandum of Understanding with the Great Falls Baseball Club.

Mayor Winters asked if there were any inquiries from the public.

**Ron Gessaman**, 1006 36th Avenue NE, commented that the agenda report states that a 50 year lease was entered into on April 6, 1999, at an initial cost to the GFBC of \$58,000. The lease amount is scheduled to increase 10% every 5 years for the life of the agreement. Mr. Gessaman

inquired why GFBC's current lease payment is only \$8,800. Additionally, he suggested a time limit be set forth in the MOU for GFBC to raise \$1,150,000.

City Manager Gregory T. Doyon explained that when the MOU was being drafted, the expectation was that it wouldn't take GFBC too long to raise the funds, but a timeframe was a good suggestion.

**Vinney Purpura**, President of the Great Falls Baseball Club, residing at 127 Hawk Drive, commented that it is the GFBC's intention to raise the additional funds needed by a private placement of securities and to do so immediately. Following all of the legal requirements, his belief is that the funds will be secured within 90 days. Mr. Purpura added that if he has, in fact, guarantees from those investors, those investors would be willing to commit to the GFBC immediately a loan of funds to allow construction to begin as quickly as possible. If the MOU is approved, the GFBC is prepared to meet with architects and potential builders and have something in place by the end of February.

Commissioner Burow requested clarification of the time limit when the funds would be available, and was informed by Mr. Purpura within the next 90 days.

Mr. Doyon suggested that 120 day language be added to the MOU. If the GFBC funding isn't completed within that timeframe, it will come back before the Commission.

Commissioner Jones moved, seconded by Commissioner Bronson, that the City Commission approve the Memorandum of Understanding with the Great Falls Baseball Club, with the amendment to the last sentence in paragraph 4 by inserting the words "within 120 days."

**Brett Doney**, Great Falls Development Authority, residing at 3048 Delmar Drive, applauded the City, GFBC, and Park Trustees.

Amended Motion carried 5-0.

Commissioner Burow inquired and Mr. Doyon responded that he would follow up Mr. Gessaman's question why the GFBC current lease payment is \$8,800 instead of \$9,600 and will report back to the Commission.



**Item:** 2010-2015 Consolidated Plan Including Use of 2010/2011 Community Development Block Grant (CDBG) & HOME Program (HOME) Funds

**From:** Planning and Community Development Department

**Initiated By:** Mike Haynes, Planning and Community Development Department Director

**Presented By:** Mike Haynes, Planning and Community Development Department Director

**Action Requested:** Adoption of the 2010-2015 Consolidated Plan including the use of 2010/2011 CDBG & HOME funds and authorization of its submittal to the U. S. Department of Housing and Urban Development (HUD).

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission adopt the 2010-2015 Consolidated Plan including the use of the 2010/2011 CDBG and HOME Program funds as recommended.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

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**Staff Recommendation:** The Community Development Council (CDC) and staff recommend the City Commission adopt the 2010-2015 HUD Consolidated Plan including the use of the 2010/2011 CDBG and HOME funds, and authorize submittal to the U. S. Department of Housing and Urban Development (HUD).

**Background:** The Consolidated Plan is a comprehensive planning strategy required by HUD. The Annual Action Plan portion of the Consolidated Plan includes the proposed use of CDBG and HOME funds for the approaching fiscal year.

CDBG and HOME Grant project applications were received in January, 2010. The CDC reviewed the applications and made funding recommendations to the City Commission on March 16, 2010. A 30-day comment period beginning April 1, 2010, through April 30, 2010, was established to receive citizen input on the proposed 2010-2015 Consolidated Plan, the proposed use of 2010/2011 CDBG and HOME funds, and program performance and policies. A copy of the proposed Consolidated Plan has been available for review in the City Planning and

Community Development Department Office, the Great Falls Public Library, and on the City of Great Falls web page.

At the end of the 30-day comment period, the City Commission must adopt as recommended, or amend and adopt, the final Consolidated Plan for submittal to HUD in order for the City to continue to receive CDBG and HOME program funds. HUD must receive the Consolidated Plan on or before May 15, 2010. The final Consolidated Plan will be on file in the City Clerk's office.

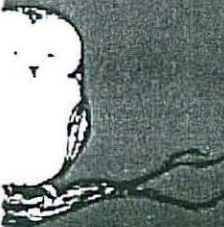
**Concurrences:** The CDC reviewed grant applications and made funding recommendations to the City Commission on March 16, 2010.

**Fiscal Impact:** The City of Great Falls is expecting to receive \$1,007,629 of CDBG funds and \$438,016 of HOME funds from HUD in the coming year.

**Alternatives:** The City Commission may choose to approve the 2010-2011 Consolidated Plan as presented or amend the plan.

Attachments/Exhibits: List of Proposed CDBG and HOME funding  
Public Hearing Comments  
Citizen comments on Consolidated Plan

Deborah Morrill [debsowl19@yahoo.com]  
Tuesday, April 06, 2010 10:25 AM  
Melanie Lattin  
CCBG Public Hearing Comments



I was going over the proposed distribution of the CDBG funds and noticed that the Great Falls Community Food Bank has a proposed grant amount of \$38,038 for public handicap accessible restrooms. I was under the impression that the Food Bank only serves other area food banks not the general public. I was also under the impression that the local food banks purchase a portion of their food from the food bank. Please send me additional information on this project if you are able. I'd be interested in learning more about their renovation project. Thank you for your time Deb Morrill

## Melanie Lattin

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**From:** Chris Imhoff  
**Sent:** Tuesday, April 06, 2010 10:45 AM  
**To:** Melanie Lattin  
**Subject:** RE: CCBG Public Hearing Comments

Dear Deb,

The application states, "The ADA compliance upgrade is a portion of an overall renovation project to be conducted by the Great Falls Food Bank. The project is designed to be completed in three phases. Phase one includes renovation of the public restroom facilities and addition of administrative offices. Phase two will renovate the front garage area to accommodate one tenant to be relocated for street front access. Phase three will complete the renovations by removing the old administration and tenant offices to expand the open warehouse and construct salvage and cold storage rooms."

The proposed CDBG project will fund renovation of a restroom to be used by Meals on Wheels Volunteers, FISH clients and staff, and Food Bank volunteers and staff. The current restroom area is a small closet-like area with no ADA access.

Thanks for asking about the project. Chris

All City of Great Falls e-mails are subject to Montana's Right To Know law (Article II Sec 9, Montana Constitution) and can be considered Public Record (2-6-202, Montana Code Annotated) available for public disclosure.

## Melanie Lattin

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**From:** Chris Imhoff  
**Sent:** Tuesday, April 06, 2010 8:29 AM  
**To:** Melanie Lattin  
**Subject:** FW: A Call for a Truce re: "City Plan Shuns Economic Development"

All City of Great Falls e-mails are subject to Montana's Right To Know law (Article II Sec 9, Montana Constitution) and can be considered Public Record (2-6-202, Montana Code Annotated) available for public disclosure.

-----Original Message-----

**From:** Brett Doney [mailto:BDoney@gfdevelopment.org]  
**Sent:** Tuesday, April 06, 2010 6:38 AM  
**To:** Commissioner Bill Bronson; Michael Haynes  
**Cc:** beltrone@co.cascade.mt.us; jblack@greatfallstribune.com; janet\_buckley@gfips.k12.mt.us; EButtrey@cteq.com; dennis.devries@mt.usda.gov; Greg Doyon; ruth.hagbom@malmstrom.af.mil; brian@mcfdc.coop; mahagen@mt.gov; rhuseby@mt.gov; tomj@cccsmt.org; Mary Jolley; Bob Jones; bonnie\_keller@baucus.senate.gov; lyle.j.konkol@hud.gov; Cheryl\_Ulmer@tester.senate; hpalermo@msugf.edu; rpan@bresnan.net; MPicken@dadco.com; srice@nhsgf.org; bsalina@co.cascade.mt.us; rsanne01@ugf.edu; tropila@mt.net; mike.waite@mail.house.gov; Michael Winters; Chris Imhoff  
**Subject:** RE: A Call for a Truce re: "City Plan Shuns Economic Development"

Bill-

Sounds good to me.

Brett

Brett Doney  
Great Falls Development Authority  
Mobile 406/750-2119  
Office 406/771-9030  
Sent from my Windows Mobile® phone.

-----Original Message-----

**From:** Bill Bronson <bill.bronson@bresnan.net>  
**Sent:** Monday, April 05, 2010 11:02 PM  
**To:** Brett Doney <BDoney@gfdevelopment.org>; mhaynes@greatfallsmt.net <mhaynes@greatfallsmt.net>  
**Cc:** beltrone@co.cascade.mt.us <beltrone@co.cascade.mt.us>; jblack@greatfallstribune.com <jblack@greatfallstribune.com>; janet\_buckley@gfips.k12.mt.us <janet\_buckley@gfips.k12.mt.us>; EButtrey@cteq.com <EButtrey@cteq.com>; dennis.devries@mt.usda.gov <dennis.devries@mt.usda.gov>; gdoyon@greatfallsmt.net <gdoyon@greatfallsmt.net>; ruth.hagbom@malmstrom.af.mil <ruth.hagbom@malmstrom.af.mil>; brian@mcfdc.coop <brian@mcfdc.coop>; mahagen@mt.gov <mahagen@mt.gov>; rhuseby@mt.gov <rhuseby@mt.gov>; tomj@cccsmt.org <tomj@cccsmt.org>; mjolley@greatfallsmt.net <mjolley@greatfallsmt.net>; bjones@greatfallsmt.net <bjones@greatfallsmt.net>; bonnie\_keller@baucus.senate.gov <bonnie\_keller@baucus.senate.gov>; lyle.j.konkol@hud.gov <lyle.j.konkol@hud.gov>; Cheryl\_Ulmer@tester.senate <Cheryl\_Ulmer@tester.senate>; hpalermo@msugf.edu <hpalermo@msugf.edu>; rpan@bresnan.net <rpan@bresnan.net>; MPicken@dadco.com <MPicken@dadco.com>; srice@nhsgf.org <srice@nhsgf.org>; bsalina@co.cascade.mt.us <bsalina@co.cascade.mt.us>; rsanne01@ugf.edu <rsanne01@ugf.edu>; tropila@mt.net <tropila@mt.net>; mike.waite@mail.house.gov <mike.waite@mail.house.gov>; mwinters@greatfallsmt.net <mwinters@greatfallsmt.net>; cimhoff@greatfallsmt <cimhoff@greatfallsmt>  
**Subject:** A Call for a Truce re: "City Plan Shuns Economic Development"

Gentlemen:

May I suggest a truce in this e-mail war? As a UM professor pointed out in a recent article on electronic communication, "certain transactions . . . are too important to be done electronically." [Albert Borgmann, "Digital Law vs analog lawyers", The Montana Lawyer, February 2008.] This is one of them. I suggest we begin discussion of these points tomorrow at the Commission work session, face to face.

Bill Bronson



## Melanie Lattin

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**From:** Brett Doney [BDoney@gfdevelopment.org]  
**Sent:** Monday, April 05, 2010 9:20 PM  
**To:** Michael Haynes; Beltrone, Peggy (Cascade County); Black, JoDee (Great Falls Tribune); janet\_buckley@gfps.k12.mt.us; Edward Buttrey; Devries, Dennis (United States Department of Agriculture); Greg Doyon; ruth.hagbom@malmstrom.af.mil; Gion, Brian (Montana Development Cooperative Center); Hagen, Marla (Job service Workforce Center); Huseby, Rhonda (Job Service Workforce Center); tomj@cccsm.org; Mary Jolley; Bob Jones; Keller, Bonnie (Senator Max Baucus Office); Konkol, Lyle (U.S. Dept of Housing & Urban Development); Ulmer, Cheryl (Tester); Palermo, Heather (MSU College of Technology); rpan@bresnan.net; MPicken@dadco.com; Rice, Sheila (NeighborWorks Great Falls); Salina, Bill (Cascade County); rsanne01@ugf.edu; bstiffarm@havremt.net; Joyce Thares; Tropila, Mitch (State of Montana); Waite, Michael (Congressman Denny Rehberg); Michael Winters  
**Cc:** Chris Imhoff; Melanie Lattin; Commissioner Bill Bronson  
**Subject:** RE: City Plan Shuns Economic Development

Mike-

I'll respond by number in order of your comments:

- 1) Program income may be redirected to CDBG eligible activities with the prior approval of HUD.
- 2) I did not represent that HOME or NSP funds could be used for economic development. The pie chart shows in total how the City plans to use scarce federal dollars. Since HOME and NSP funds are restricted, an argument can be made that a smaller proportion of CDBG funds go to housing.
- 3) Since the plan did not provide any detail about how funds would be used over the next five years, except the needs appendix, and since the needs dollar amounts added up to about the amount the City can expect to receive in CDBG and HOME funds, one can only conclude that the needs presented in the appendix are indeed the spending plans. I look forward to seeing the presentation tomorrow night and hope that it will spell out spending plans. If they are very different from my assumptions, I will be the first to apologize.
- 4) CDBG regulations allow up to \$50,000 per job created or retained. In aggregate, the City's program must meet a \$35,000/job requirement (see 24 CFR Ch. V (4-1-09) 570.209).
- 5) We are seeking City support for the Great Falls AgriTech Park, not GFDA.
- 6) If the City Commission takes final action on April 20 prior to the public comment period closing, you will not be following HUD regulations.
- 7) Yes, I agree – if the City wants to support the AgriTech Park with CDBG funds, it will require cutting something else.
- 8) There is nothing in HUD regulations that “significantly limit the % that can be allocated to economic development.”
- 9) While many companies do not like the headaches that come with federal funds, billions of CDBG dollars have been used to retain and create jobs at thousands of companies. Montana Specialty Mills has told us, and we have told you, that it has no objection to using CDBG funds.
- 10) We are not asking the City to do anything contrary to HUD regulations.
- 11) We did provide input to City staff for the Consolidated Plan and appreciate that much of that was incorporated in the first part of the plan in the short two pages allocated to jobs and the economy, yet are frustrated that apparently no changes were made in intended uses of funds over the next five years. If we are incorrect in our assumption, the plan needs to be made more clear in regard to future spending plans.
- 12) We have asked the City Commission for \$140,000 in CDBG funds this year for the AgriTech Park, \$50,000 from the economic development allocation and \$90,000 from the left over funds from the current year. The Commission has NOT allocated the \$90,000 because it never came before them. We submitted an application for \$400,000 for the AgriTech Park, but staff rejected it and never presented it to the CDC.
- 13) As a taxpayer, I consider 20% admin to be too high. Other communities manage to do it for less. What was the actual expenditure % last year and how much was returned to fund actual projects or services? I also find the

Rehab Specialist as questionable and suggest that at least part of this position should be included in program administration. From the description in the Consolidated Plan, it sounds like much of the work of this position is administration, not providing direct service.

- 14) Your comment that there are many resources available for economic development and few for housing and other CDBG funded things is subjective. There are also other funding means for housing, sewer, water, roads, social services, playgrounds, etc.
- 15) I agree that the City Commission is supposed to set priorities. I hope they do so. My read of the draft Consolidated Plan is that it doesn't set any priorities at all, but continues to spread scarce funds so widely as to dilute return on investment for the community.

Brett

Brett Doney  
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Great Falls Development Authority  
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Great Falls, MT 59401

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**From:** Michael Haynes [mailto:mhaynes@greatfallsmt.net]

**Sent:** Monday, April 05, 2010 5:16 PM

**To:** Brett Doney; Beltrone, Peggy (Cascade County); Black, JoDee (Great Falls Tribune); janet\_buckley@gfps.k12.mt.us; Edward Buttrey; Devries, Dennis (United States Department of Agriculture); Greg Doyon; ruth.hagbom@malmstrom.af.mil; Gion, Brian (Montana Development Cooperative Center); Hagen, Marla (Job service Workforce Center); Huseby, Rhonda (Job Service Workforce Center); tomj@cccsmt.org; Mary Jolley; Bob Jones; Keller, Bonnie (Senator Max Baucus Office); Konkol, Lyle (U.S. Dept of Housing & Urban Development); Ulmer, Cheryl (Tester); Palermo, Heather (MSU College of Technology); rpan@bresnan.net; MPicken@dadco.com; Rice, Sheila (NeighborWorks Great Falls); Salina, Bill (Cascade County); rsanne01@ugf.edu; bstiffarm@havremt.net; Joyce Thares; Tropila, Mitch (State of Montana); Waite, Michael (Congressman Denny Rehberg); Michael Winters

**Cc:** Chris Imhoff; Melanie Lattin

**Subject:** RE: City Plan Shuns Economic Development

Brett,

It's difficult to know how to respond to your email and attachment as the combined package is almost entirely inaccurate and totally misleading.

Taking the first page of your attachment, CDBG funds that are technically eligible for economic development in FY2010/2011 are \$1,068,000, not \$3,037,500. Your \$2 million error is explained below:

1. The "Program Income" of \$692,500 you include under CDBG funds is anticipated revolving loan fund income generated from existing housing funds and limited to reinvestment in housing.
2. The projected \$577,000 HOME funds are HUD funds limited by the federal government to use for housing only.
3. The projected \$700,000 NSP funds are funds earmarked for acquiring foreclosed homes and returning them to the housing market. These funds are only "passed through" the city to NeighborWorks.

Therefore, the pie chart at the end of page 1 that assumes there are funds totaling over \$3 million is so skewed it's not even meaningful.

Moving on to the second page of your attachment, the numbers you use in the chart appear to be taken from “Table B Priority Community Development Needs” in the Consolidated Plan which refers to needs and has no relationship whatsoever to funding.

Given that the City has 2,777 unemployed residents and CDBG funds are limited to \$10,000 per qualifying new job I could just as easily extrapolate economic development needs at \$27.8 million. That doesn't mean GFDA will be getting \$27.8 million in CDBG funding for job creation.

The simple fact is that GFDA has requested and been granted \$168,000 over the past few years for the GFDA revolving loan fund – that is every dollar of CDBG funding that GFDA requested.

GFDA requested \$50,000 in 2010/2011 ( $\pm 5\%$  of funds consistent with the current allocation) and CDC recommended those funds be allocated to GFDA. The problem with your request for funding for the AgriTech Park was simply that it came at the end of the 2010/2011 funding process. CDC had already made funding recommendations. The City Commission will take the final action on funding on April 20. If City Commission wants to allocate more \$\$ to economic development in 2010/2011 they must simply reduce same \$\$ from projects/applicants recommended for funding by the CDC.

The reality of CDBG and HOME funding is that it's designed to primarily benefit Low and Moderate Income (LMI) residents and HUD had very strict requirements on use of those federal funds that tend to direct spending towards high LMI housing, public services and infrastructure projects/applicants.

Some CDBG funds may certainly be allocated to economic development, but HUD regulations effectively significantly limit the % that can be allocated to economic development. Stringent eligibility rules and long-term reporting requirements also mean that most private employers don't want to use CDBG funds. And, of course, if the City of Great Falls does not adhere to HUD those very specific regulations it risks losing CDBG/HOME funding entirely.

Since you first discussed with me your intention to seek more CDBG funding for economic development I recommended you provide input into the Consolidated Plan and facilitated your input into the Consolidated Plan through our program administrator. I have also recommended changes to the annual allocation process to allow more flexibility and give City Commission earlier input into allocations & give CDC more direction (see page 6: Changes to Grant Allocation Process).

Staff does not have authority to change 2010/2011 allocations so I'm not sure what you were expecting to see in the Consolidated Plan beyond the required analysis and findings from several years of public outreach.

With regard to your comments about the costs of program administration, the maximum allocation of 20% and 10% for administration of CDBG and HOME funds respectively is assumed each year and the unused funds at the end of the year are rolled over to programs. Despite the fact there are stringent and ever-increasing rules governing administration and reporting of this funding to the federal government we are able to keep administration expenses comparatively low and certainly below that allowed by HUD.

I would once again counsel you to find some perspective with regard to CDBG funds. There are competing needs for limited funds. The community's needs are constantly changing but they will always exceed the funding available. While there are numerous funding options for economic development including EDA funds, earmarks etc. there are relatively few funding alternatives for many of the recipients of CDBG and HOME funding.

Again, the CDC only makes recommendations to the City Commission. The City Commission is responsible for establishing the framework for funding allocations each year and for making final decisions on funding recommendations. The City Commission are the policy-makers and few decisions are more clearly the purview of the City Commission than allocating scarce resources among diverse community needs. We will continue to support the CDC and the City Commission establish priorities and make these difficult funding choices.

**Mike Haynes** AICP  
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All City of Great Falls e-mails are subject to Montana's Right To Know law (Article II Sec 9, Montana Constitution) and can be considered Public Record (2-6-202, Montana Code Annotated) available for public disclosure.

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**From:** Brett Doney [mailto:BDoney@gfdevelopment.org]  
**Sent:** Friday, April 02, 2010 6:30 PM  
**To:** Beltrone, Peggy (Cascade County); Black, JoDee (Great Falls Tribune); (janet\_buckley@gfps.k12.mt.us); Edward Buttrey; Devries, Dennis (United States Department of Agriculture); Brett Doney; Greg Doyon; Col. Michael Fortney (ruth.hagbom@malmstrom.af.mil); Gion, Brian (Montana Development Cooperative Center); Hagen, Marla (Job service Workforce Center); Michael Haynes; Huseby, Rhonda (Job Service Workforce Center); Tom Jacobson (tomj@cccsmt.org); Mary Jolley; Bob Jones; Keller, Bonnie (Senator Max Baucus Office); Konkol, Lyle (U.S. Dept of Housing & Urban Development); Ulmer, Cheryl (Tester); Palermo, Heather (MSU College of Technology); Robert M. Pancich (rpan@bresnan.net); Melanie Picken (MPicken@dadco.com); Rice, Sheila (NeighborWorks Great Falls); Salina, Bill (Cascade County); Rebecca Sanne (rsanne01@ugf.edu); Barbara Stiffarm (bstiffarm@havremt.net); Joyce Thares; Tropila, Mitch (State of Montana); Waite, Michael (Congressman Denny Rehberg); Michael Winters  
**Subject:** City Plan Shuns Economic Development

City staff yesterday released the proposed Consolidated Plan for FY 2010-2014 for a 30 day public comment period. The City Commission will see the plan for the first time this Tuesday evening at its 5:30 PM work session. A public hearing is scheduled for the City Commission meeting on April 20<sup>th</sup>.

The Consolidated Plan is important because it outlines how the City plans to put federal Community Development Block Grant (CDBG) and HOME dollars to work in Great Falls for the next 5 years. The proposed plan once again shuns economic development. JOB CREATION IS ALLOCATED ONLY 3% OF FUNDS. Grant administration is a whopping 14%! For the CDBG program alone, administration is 20%!!

NO FUNDS ARE ALLOCATED FOR THE GREAT FALLS AGRITECH PARK. The small amount of economic development funds would be restricted to revolving loan funds. Similarly, no funds are allocated for downtown revitalization or riverfront redevelopment.

Attached please find a two page spreadsheet that summarizes how funds are proposed to be used this coming year and the next 5 years.

PLEASE contact City Commissioners to talk about the importance of job creation, economic diversification and a bigger industrial tax base to the future of Great Falls. I believe you will get a positive response. We all know resources are limited and will be even more limited in the next several years. NOW IS THE TIME TO FOCUS AND PRIORITIZE!

Einstein defined insanity as doing the same thing over and over and expecting different results. This draft plan perpetuates the past. It does not address the 2,777 unemployed residents who are looking for work. It does not address the City's infrastructure backlog and budget problems.

Think what fiscal and social pressures our community will face in 5-10 years if unemployment remains at today's level, if we experience more military cutbacks, if inflation grows faster than property tax revenues, if we don't increase our industrial tax base, if state and federal resources become more scarce and as existing infrastructure continues to age.

GFDA responded to the recession and credit crisis by strategically focusing our resources. We made the tough decisions. But, we can't be successful unless our partners do the same. Business as usual will not lead to success.

Please let me know if you have any questions or thoughts.

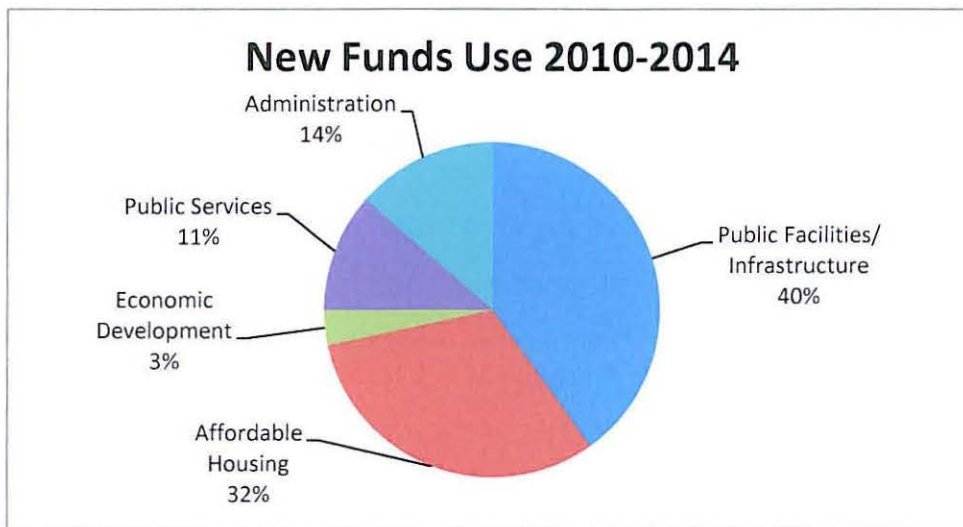
Brett

Brett Doney  
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## CONSOLIDATED PLAN PROPOSED NEW FUNDS USE 2010-2014

Public Facilities/Infrastructure	\$ 3,322,183	40%
Affordable Housing	\$ 2,620,268	32%
Economic Development	\$ 278,000	3%
Public Services	\$ 947,637	11%
Administration	\$ 1,128,310	14% <i>(based on 2010/11)</i>
	<u>\$ 8,296,398</u>	100%



# City's Proposed Priorities for FY 2010/11

4/2/2010

## SOURCES

### Community Development Block Grant Program (CDBG)

New Federal Funds	\$ 978,000
Unused Prior Year Funds	\$ 90,000
Program Income	\$ 692,500
	<u>\$ 1,760,500</u>

### HOME Investment Partnership Program (HOME)

New Federal Funds	\$ 457,000
Unused Prior Year Funds	\$ 50,000
Program Income	\$ 70,000
	<u>\$ 577,000</u>

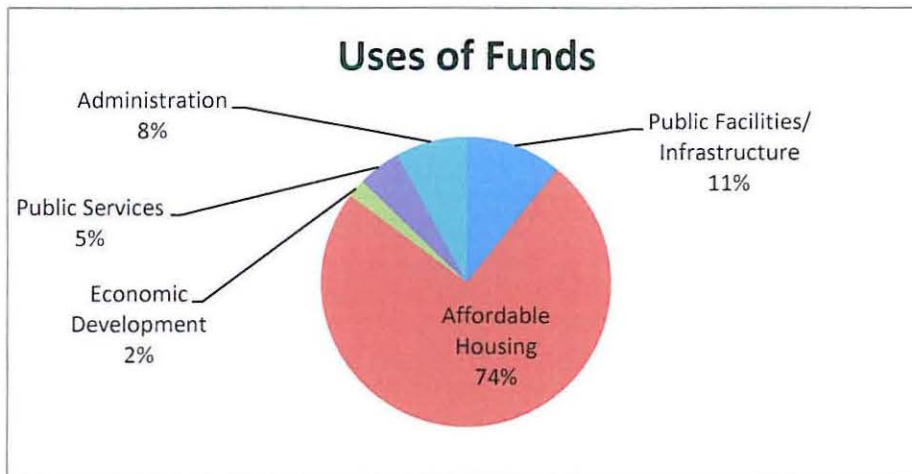
### Neighborhood Stabilization Program (NSP)

New Federal Funds	\$ -
Unused Prior Year Funds	\$ -
Program Income	\$ 700,000
	<u>\$ 700,000</u>

TOTAL \$ 3,037,500

## USES

	CDBG		HOME		NSP	Total	
Public Facilities/Infrastructure*	\$ 326,076	19%	\$ -	\$ -	\$ 326,076	11%	
Affordable Housing	\$ 1,030,124	59%	\$ 531,300	\$ 700,000	\$ 2,261,424	74%	
Economic Development	\$ 62,000	4%	\$ -	\$ -	\$ 62,000	2%	
Public Services	\$ 146,700	8%	\$ -	\$ -	\$ 146,700	5%	
Administration	\$ 195,600	11%	\$ 45,700	\$ -	\$ 241,300	8%	
	<u>\$ 1,760,500</u>	100%	<u>\$ 577,000</u>	<u>\$ 700,000</u>	<u>\$ 3,037,500</u>	100%	



\* CDBG infrastructure projects for affordable housing totalling \$85,676 were moved to affordable housing.

**2010/2011 PROPOSED USE OF FEDERAL GRANT FUNDS  
COMMUNITY DEVELOPMENT BLOCK GRANT**

***Affordable Housing***

	<u>Requested</u>	<u>Proposed</u>
<p><b>GREAT FALLS CITY COMMUNITY DEVELOPMENT – REHABILITATION SPECIALIST</b> Provision of rehab counseling, loan processing, inspections and construction monitoring for all CDBG-funded City revolving loan housing programs for low income people</p>	\$63,948	\$63,948
<p><b>CITY OF GREAT FALLS COMMUNITY DEVELOPMENT – DEFERRED PAYMENT LOAN PROGRAM</b> Funds to expand zero-interest loan program which provides assistance to low income homeowners to rehab their homes to provide substantial code upgrades, including electrical, plumbing, egress windows, energy efficiency, windows, roofs and foundations</p>	\$100,000	\$50,000
<p><b>NEIGHBORHOOD HOUSING SERVICES, INC.</b> Revolving loan fund to provide down payment assistance, new construction, purchase and rehabilitation of houses and other activities addressing neighborhood revitalization activities in their CBDO-designated neighborhoods</p>	\$150,000	\$150,000

***Economic Development***

<p><b>GREAT FALLS DEVELOPMENT AUTHORITY</b> Expand revolving loan fund to provide gap financing to existing and start-up businesses to create new jobs for persons from low/moderate income households, agency located at 300 Central Avenue</p>	\$50,000	\$50,000
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***Public Facility Improvements***

<p><b>BOYS &amp; GIRLS CLUB OF CASCADE COUNTY</b> Purchase and install energy efficient roof top heating system (with cooling available but not installed) in building located at 600 1<sup>st</sup> Avenue Southwest which has programs to serve at-risk youth</p>	\$82,673	\$82,673
<p><b>CENTER FOR MENTAL HEALTH</b> Renovations at Langel House, a group home for adults with severely disabling mental illness, located at 1109 2<sup>nd</sup> Avenue North; renovations to include replacing soffits, fascia, gutter, downspouts; attic insulation; exterior siding and windows Fund exterior soffit, fascia, metal gutter and downspout replacement</p>	\$49,212	\$6,176



	<u>Requested</u>	<u>Proposed</u>
<p><b>CHILDREN’S MUSEUM OF MONTANA</b>            Renovate interior exhibit room to create community meeting room and two handicap accessible restrooms in museum located at 22 Railroad Square; renovations to include installing new HVAC, plumbing, electrical, flooring, walls, signage and equipment            Fund renovations to include meeting room, ADA bathroom, storage area, kitchen area &amp; HVAC revamp (stage 1)</p>	\$100,900	\$39,250
<p><b>GREAT FALLS CITY PARK &amp; RECREATION—EAGLE FALLS GOLF COURSE</b>            Purchase adaptive golf cart and renovate to provide handicap accessible restrooms in club house and on public golf course at Eagle Falls Golf Course located at 25<sup>th</sup> Street North            Fund club house handicap accessible restrooms</p>	\$42,350	\$7,500
<p><b>GREAT FALLS CITY PARK &amp; RECREATION—GIBSON PARK PHASE II</b>            Second phase of installing handicap accessible sidewalks in community park located at Park Drive and 4<sup>th</sup> Street North, sidewalks to extend from Gibson Park Flower Garden to Vinegar Jones Historic Cabin and from Flower Garden to Park Drive</p>	\$20,000	\$0
<p><b>GREAT FALLS CITY PARK &amp; RECREATION—MORONY NATATORIUM</b>            Replace existing boiler with energy efficient boiler system in newly constructed outbuilding, replace tile flooring in locker rooms and abate asbestos hazards in basement at public pool facility located at 111 12<sup>th</sup> Street North            Fund tile flooring and asbestos abatement</p>	\$238,455	\$21,500
<p><b>GREAT FALLS CITY PARK &amp; RECREATION—PINSKI PARK</b>            Purchase and install handicap accessible play structure and borders for play area at park located at 46<sup>th</sup> Street and 6<sup>th</sup> Avenue South</p>	\$35,500	\$0
<p><b>GREAT FALLS CITY PUBLIC WORKS—HANDICAP RAMPS</b>            Install handicap ramps (curb cuts) to provide handicap accessibility on 7<sup>th</sup> Avenue North from 9<sup>th</sup> Street to 22<sup>nd</sup> Street and other areas at request of disabled citizens</p>	\$75,000	\$46,715
<p><b>GREAT FALLS CITY PUBLIC WORKS—SIDEWALK REPLACEMENT</b>            Grant program to provide assistance to low income homeowners to remove and replace hazardous sidewalks in Census Tract 7 and 8 (2<sup>nd</sup> Street South to 15<sup>th</sup> Street South between 1<sup>st</sup> Avenue South and 10<sup>th</sup> Avenue South) and other areas at request of low income homeowners</p>	\$50,000	\$47,000

	<u>Requested</u>	<u>Proposed</u>
<p><b>GREAT FALLS COMMUNITY FOOD BANK</b>  Upgrade to provide handicap accessible public restrooms at the facility located at 1620 12<sup>th</sup> Avenue North, project is part of an overall renovation project</p>	\$38,038	\$38,038
<p><b>GREAT FALLS SENIOR CITIZENS CENTER</b>  Replace roof of facility located at 1004 Central Avenue which houses programs to serve the elderly  See Montana Homeownership Network project</p>	\$60,000	\$0
<p><b>HABITAT FOR HUMANITY</b>  Install sewer and water lines, excavate for foundation and install sidewalks and parking pads at 616 5<sup>th</sup> Avenue South and 1235 8<sup>th</sup> Avenue Northwest; install sidewalk and parking pad at 707 7<sup>th</sup> Avenue South  Fund 616 5<sup>th</sup> Avenue South &amp; 1235 8<sup>th</sup> Avenue Northwest</p>	\$22,480	\$19,500
<p><b>MONTANA HOMEOWNERSHIP NETWORK</b>  Assist in purchase of mobile/manufactured home park property to create a Resident-Owned Community and upgrade water and sewer lines at 3012 Lower River Road  Funding contingent on obtaining other identified funding; if project does not occur full amount to go to Senior Citizens Center for roof replacement</p>	\$116,000	\$60,000
<p><b>ST. VINCENT DE PAUL</b>  Renovate Angel Store, a building located at 500 Central Avenue West, which houses free supplies and services for low to moderate income people; renovations to include replacing HVAC systems, store front windows and ballast and lighting system  Fund HVAC with any remaining funds used for windows or lighting</p>	\$46,435	\$32,400
<p><b>WHITTIER PTA</b>  Purchase and install final phase of handicap accessible playground equipment at east playground of Whittier Elementary School located at 305 8<sup>th</sup> Street North</p>	\$17,000	\$11,000

***Public Service Activities***

<p><b>AREA VIII AGENCY ON AGING</b>  Purchase food for Meals on Wheels, a citywide home delivery meal program for seniors who are handicapped or unable to prepare meals</p>	\$25,000	\$25,000
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	<u>Requested</u>	<u>Proposed</u>
<p><b>BOYS &amp; GIRLS CLUB OF CASCADE COUNTY</b>  Recreational/educational scholarships for summer program for children from low income families; programs at Great Falls Housing Authority (1722 Chownen Springs Loop), Whittier School (305 8<sup>th</sup> Street North) and Longfellow School (1100 6<sup>th</sup> Avenue South)</p>	\$34,620	\$34,620
<p><b>CASA-CAN CHILDREN’S ADVOCATE NETWORK</b>  Purchase computer and volunteer training materials and provide continuing education and training conference expenses to expand volunteer program located at 415 2<sup>nd</sup> Avenue North which provides advocates for abused and neglected children in the legal system  Fund training materials, continuing education &amp; conference training expenses</p>	\$6,100	\$4,600
<p><b>FAMILY CONNECTIONS</b>  Provide child care scholarships for low to moderate income families; program administered through agency located at 202 2<sup>nd</sup> Avenue South</p>	\$15,000	\$15,000
<p><b>GREAT FALLS CITY MANSFIELD CENTER</b>  Purchase and install transmitters and supply receivers to provide assisted listening system for handicap accessibility at Mansfield Center theater located at 2 Park Drive South</p>	\$8,760	\$0
<p><b>GREAT FALLS CITY PARK &amp; RECREATION—  COMMUNITY RECREATION CENTER</b>  Provide scholarships for low income children for after school child care program, summer camp programs and lifeguard certification; programs offered at community center located at 801 2<sup>nd</sup> Avenue North and Morony Natatorium located at 111 12<sup>th</sup> Street North</p>	\$7,900	\$7,900
<p><b>HANDS, INC.</b>  Provide child care scholarships for children from low income families; program offered at all Great Falls elementary schools</p>	\$30,000	\$29,680
<p><b>PARIS GIBSON SQUARE</b>  Purchase class supplies, curriculum materials and instructional training to provide art classes for people with physical disabilities at museum located at 1400 1<sup>st</sup> Avenue North  Fund supplies and materials</p>	\$5,796	\$3,500
<p><b>RURAL DYNAMICS, INC.</b>  Purchase 10 laptop computers for Tax Help Montana program to provide assistance with income tax returns of primarily low to moderate income people, agency located at 2022 Central Avenue</p>	\$13,035	\$6,400

	<u>Requested</u>	<u>Proposed</u>
<b>YOUNG PARENTS EDUCATION CENTER</b>	\$20,000	\$20,000
Provide day care scholarships and emergency housing scholarships for very low to low income teen or young adult parents completing high school or GED programs; programs located at alternative high school at 2400 Central Avenue		

***Administration***

<b>CDBG PROGRAM ADMINISTRATION</b>	\$195,600	\$195,600
General oversight, promotion, financial accountability, monitoring, reporting, and coordination of the CDBG program including activities to further fair housing and the Continuum of Care for Homelessness		

<b>TOTAL CDBG FUNDING REQUESTED</b>	<b>\$1,719,802</b>	
<b>TOTAL CDBG FUNDING RECOMMENDATION</b>		<b>\$1,068,000</b>
<b>TOTAL ANTICIPATED CDBG GRANT</b>		<b>\$978,000</b>
<b>TOTAL CDBG FUNDING AVAILABLE FROM PREVIOUS YEARS</b>		<b>\$90,000</b>
<b>TOTAL AVAILABLE CDBG GRANT FUNDS</b>		<b>\$1,068,000</b>

**2010/2011 PROPOSED USE OF FEDERAL GRANT FUNDS  
HOME INVESTMENT PARTNERSHIP PROGRAM**

	<u>Requested</u>	<u>Proposed</u>
<b>ACCESSIBLE SPACE, INC.</b> New construction of a 30 unit apartment complex (including one unit for on-site caretaker) to serve seniors and/or frail elderly to be located at 1700 Division Road	\$350,000	\$350,000
<b>NEIGHBORHOOD HOUSING SERVICES, INC.</b> Owners in Partnership XVIII—construct and rehabilitate single family houses and provide down payment and closing cost assistance for low income home buyers on citywide basis	\$400,000	\$111,300
<b>HOME PROGRAM ADMINISTRATION</b> General oversight, management, promotion, financial accountability, monitoring, and coordination of the HOME program	\$45,700	\$45,700
<b>TOTAL HOME FUNDING REQUESTED</b>	<b>\$795,700</b>	
<b>TOTAL HOME FUNDING RECOMMENDATION</b>		<b>\$507,000</b>
<b>TOTAL ANTICIPATED HOME GRANT</b>		<b>\$457,000</b>
<b>TOTAL HOME FUNDING AVAILABLE FROM PREVIOUS YEARS</b>		<b>\$50,000</b>
<b>TOTAL AVAILABLE HOME FUNDS</b>		<b>\$507,000</b>



**\*\*REVISED\*\***

**Item:** ~~Accept~~ Approve Memorandum of Understanding with the Great Falls Symphony Association regarding Donation of C. Bechstein Model MP-192 Grand Piano

**Initiated By:** Great Falls Symphony Association

**Presented By:** Marty Basta, Park and Recreation Director

**Action Requested:** ~~Accept Donation~~ Approve Memorandum of Understanding

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission ~~accept~~ (approve/deny) the Memorandum of Understanding with the Great Falls Symphony Association regarding the donation of a C. Bechstein model MP-192 Serial Number 192574 Grand Piano to the City of Great Falls.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

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**Staff Recommendation:** Staff recommends that the City Commission ~~accept~~ approve the Memorandum of Understanding with the Great Falls Symphony Association regarding the donation of the C. Bechstein model MP-192 Serial Number 192574 Grand Piano.

**Background:** Dr. Marilyn Grams recently donated a new C. Bechstein Grand Piano, model M/P-192 in polished ebony, Serial No. 192574 to the Great Falls Symphony Association. In turn, the Symphony is donating the piano to the people of Great Falls to be housed in the Mansfield Center Theater. The piano will be available to presenters and artists who rent the theater for concerts and recitals.

**Concurrences:** The gift assists the City of Great Falls in addressing the replacement of older items listed for replacement on the Mansfield Center for the Performing Arts Advisory Board’s long range goals.

**Fiscal Impact:** The Bechstein piano will be insured under the City of Great Falls’ insurance policy and the City will ensure that it receives necessary care including regular maintenance and tuning. The piano has a replacement value of \$108,600.

**Attachments/Exhibits:** Memorandum of Understanding, Letters from Great Falls Symphony, IRS form 8283, and Dr. Grams information.

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (hereinafter, "MOU") is hereby entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2010 by the **City of Great Falls** (hereinafter, the "City"), and the **Great Falls Symphony Association**, (hereinafter, the "Symphony").

WHEREAS, Dr. Marilyn Grams has donated a C. Bechstein model MP-192, Serial #192574, Grand Piano (hereinafter, the "Piano") to the Symphony; and

WHEREAS, the Piano is a 6'6" Grand Piano that is finished in a polished concert black and with a value at approximately one hundred ten thousand nine hundred ninety-eight dollars (\$110,998).

WHEREAS, the Symphony wishes to donate the Piano to the City; and

WHEREAS, the Piano will be located in the Mansfield Center for Performing Arts, Great Falls, Montana; and

WHEREAS, the City will provide the necessary care, including regular maintenance and tuning of the Piano.

NOW, THEREFORE, in the mutual obligations and understandings hereinafter set forth, the City and the Symphony agree as follows:

1. The City and the Symphony agree that the Piano will be available for use by the performing artists and presenters who rent the Mansfield Center for the Performing Arts Theater for concerts and recitals.
2. The City agrees to insure and secure the Piano pursuant to and accordance with the City's insurance policy.
3. The Piano will be placed on the City's fixed asset list acknowledging the intent of the Piano to be used in the Mansfield Center for the Performing Arts Theater, Great Falls, Montana.
4. The City and the Symphony agree that the Symphony will be given first right of possession should the City elect to remove the Piano from the City's fixed list of assets.
5. This MOU shall not be construed as giving any rights or benefits hereunder to anyone other than the City and the Symphony.
6. This MOU shall terminate only upon written notice from the City or from the Symphony. Any notice to the City or to the Symphony required in this MOU shall be accomplished in writing by first class mail or fax to the following individuals, as set forth below.

7. This MOU may not be altered, modified or amended, except in writing, properly executed by an authorized representative of the City and of the Symphony.

IN TESTIMONY WHEREOF, Witness the signatures of the City and of the Symphony, each by its proper officers thereunto duly authorized by their respective governing bodies.

**CITY OF GREAT FALLS**

**REVIEWED FOR LEGAL CONTENT**

\_\_\_\_\_  
Gregory T. Doyon, City Manager

\_\_\_\_\_  
James W. Santoro, City Attorney

**ATTEST**

\_\_\_\_\_  
Lisa Kunz, City Clerk

SEAL OF THE CITY

**GREAT FALLS SYMPHONY ASSOCIATION**

\_\_\_\_\_  
Carolyn Valacich, CEO/Executive Director

ATTEST:

STATE OF Montana )  
  :SS  
COUNTY OF Cascade )

This instrument was acknowledged before me on the \_\_\_\_ day of \_\_\_\_\_, 2010, by \_\_\_\_\_.

IN WITNESS WHEREOF, I set my hand and Notarial Seal on the day and year first above written.

\_\_\_\_\_  
Notary Public for the State of Montana  
Residing at \_\_\_\_\_  
My commission expires \_\_\_\_\_

NOTARIAL SEAL:





**Item:** Professional Services Contract, West Bank Park Master Plan, O.F. 1585  
**From:** Parks and Recreation Department  
**Prepared By:** Marty Basta, Parks and Recreation Director  
**Presented By:** Marty Basta, Parks and Recreation Director  
**Action Requested:** Approve Contract

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission (approve/deny) the Professional Services contract with CTA Architects Engineers, O.F. 1585, in the amount of \$58,000, to update the West Bank Park Master Plan.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls for the vote.

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**Staff Recommendation:** Staff recommends that the City Commission approve the professional services contract with CTA Architects Engineers, O.F. 1585, in the amount of \$58,000, to update the West Bank Park Master Plan.

**Background:** On December 2, 2002 the City Commission approved a contract with Landmark Landscape Architects to design improvements for West Bank Park. During the environmental assessment process of the design improvements, it was discovered that propane storage tanks in the vicinity of West Bank Park would require mitigation prior to any construction expenditures in the Park. Housing and Urban Development (HUD) was a source of funding for the project. HUD regulations prohibit expenditures of Federal funds on projects located within the blast area of hazardous substances. Mitigation measures ranging from burying to relocating the tanks were estimated to cost from \$200,000 to \$300,000 at that time. It was agreed to by the City’s project team to forgo the mitigation measures due to the available budgeted funds and the desire to use funds on public improvements rather than for mitigation. It was agreed the construction funds proposed for the West Bank Park improvements would be diverted to improvements at Elk’s Riverside Park. The initial master planning work for West Bank Park would be the only HUD grant funds expended for West Bank Park.

On March 20, 2007 the City Commission passed Ordinance 2967 establishing the Great Falls West Bank Urban Renewal Plan including a Tax Increment Financing provision. West Bank

Park is included in the Renewal Plan and Tax Increment District. The West Bank Urban Renewal Plan states “The Missouri River and the associated West Bank Park are the defining features of the West Bank Urban Renewal District. Not only do these resources make the area more attractive for investment and overall community renewal, but they are intrinsic to the quality of life in the City of Great Falls and the surrounding region. They offer scenic and recreational opportunities for both residents and visitors to Great Falls.”

The guiding principles to the Plan are:

- The plan for the West Bank Urban Renewal District should foster economic development and job creation.
- The improvement of the overall environmental quality of the West Bank Urban Renewal District is critical.
- Protection and enhancement of the West Bank Park and the Missouri River, which form the eastern boundary of the District, are key in the redevelopment of the West Bank Urban Renewal District.

The West Bank Urban Renewal Plan lists seven goals; goal number 4 is directly related to West Bank Park:

Goal #4

Maintain and improve West Bank Park within the West Bank Urban Renewal District

Strategies:

- Prepare and implement a park improvement plan that addresses:
  - Pedestrian and vehicular access
  - Vegetation and habitat
  - Trail & pedestrian use within the park
  - Connections to the River’s Edge Trail system
  - Maintenance
  - Implementation of tools and resources
- Work with adjacent property owners and developers to address Park access, visual integration with adjoining developers/uses, and maintenance.

The Parks and Recreation Department advertised regionally for proposals from qualified consultants to update the West Bank Park Master Plan. Much of the work conducted in the 2002 plan is still valid and will be applied to the Plan update.

Seven consulting firms from around the region submitted proposals. Proposals were opened on December 11, 2009 and reviewed by a selection committee made up of City staff and a Park Advisory Board member. Submittals were independently scored and, of the seven submittals, CTA Architects was the unanimous choice of the selection committee. Contract negotiations were conducted between CTA and City staff based on services requested by the City for the Master Plan update. Services provided by CTA will include:

1. Base Information/Data Collection
2. Key Informant Interviews
3. Conduct a Survey
4. Town Hall Meeting
5. Steering Committee Meeting
6. Design Charette

7. Draft Master Plan
8. Present Draft and Revise as Necessary
9. Present Master Plan at a Public Meeting
10. Fundraising

All work shall be completed for items 1-10 for the lump sum of Fifty Eight Thousand Dollars (\$58,000).

**Concurrences:**

Concurrence for accepting CTA's proposal to update the West Bank Park Master Plan was given by the Park & Recreation Advisory Board at their April 12, 2010 meeting.

**Fiscal Impact:**

Funding for the Master Plan Update will be provided through the West Bank Urban Renewal Tax Increment District.

**Alternatives:**

To not update the West Bank Park Master Plan.

**Attachments/Exhibits:**

CTA Architects Engineers' contract for the West Bank Park Master Plan update.  
(Not available online; on file in the City Clerk's Office.)



**Item:** Medical Marijuana Alternatives

**From:** James W. Santoro, City Attorney; Michael Haynes, AICP, Planning and Community Development Director; Corky Grove, Police Chief; and Randy McCamley, Fire Chief

**Initiated By:** City Commission

**Presented By:** James W. Santoro, City Attorney and Michael Haynes, AICP, Planning and Community Development Director

**Action Requested:** Accept one of the three alternatives on first reading and set public hearing for June 1, 2010.

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission accept Ordinance 3054, that prohibits businesses that grow or sell marijuana from operating within the City of Great Falls as it is a controlled substance under the Federal Controlled Substance Act of 1970, on first reading and set public hearing on June 1, 2010.”

OR

“I move that the City Commission accept Ordinance 3055, to extend the 90 day moratorium established in Interim Ordinance 3049 up to one year (February 2, 2011), as allowed pursuant to Section 76-2-306(3), MCA, to allow time for additional research, review and recommendations on this complex issue concerning the regulation of medical marijuana, on first reading and set public hearing on June 1, 2010.”

OR

“I move that the City Commission accept Ordinance 3051 on first reading and set public hearing for June 1, 2010.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

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## **Background/Recommendation:**

On February 2, 2010, the City Commission adopted Ordinance 3049 establishing a temporary moratorium (approximately 90 days) on any establishment attempting to grow, sell, or distribute medical marijuana or paraphernalia. Ordinance 3049 further directed the Planning and Community Development Department to “investigate and study the effect of the opening of establishments that grow, sell or distribute medical marijuana or paraphernalia and make recommendations concerning new zoning ordinances that could be adopted to better regulate and/or deal with such establishments to limit, prohibit, or abate any negative impact...” and “present the findings of its investigation and its recommendations to the Great Falls Planning Board... and City Commission.”

On April 13, 2010, the Planning Advisory Board, acting as the Zoning Commission, conducted a public hearing to consider the three (3) alternatives, as set forth below. After a lengthy public hearing and discussion, the Planning Board was unable to attain a sufficient number of votes on any motion to forward a recommendation to the City Commission. (Note: Prohibition alternative motion was not seconded; extending the moratorium alternative failed on a 4-4 vote and the zoning ordinance alternative failed on a 3-5 vote). (Attachment: Great Falls Zoning Commission Staff Report and Recommendation, April 13, 2010)

It is the recommendation of the Great Falls City Attorney’s Office, the Great Falls Police Department, the Great Falls Fire Department and the Great Falls Planning and Community Development Department that the City Commission accept one of the three alternatives and set a public hearing for June 1, 2010. The three alternatives are as follows: (1) that the City Commission accept Ord. 3054 on first reading, prohibiting businesses that grow, purchase or sell marijuana from operating within the City of Great Falls as it is a controlled substance under the Federal Controlled Substance Act of 1970<sup>1</sup>; (2) that the City Commission accept Ord. 3055 on first reading, extending the 90 day moratorium established in Interim Ordinance 3049 up to one year (February 2, 2011), as allowed pursuant to Section 76-2-306(3), MCA; or (3) that the City Commission accept Ordinance 3051 on first reading for the regulation of the cultivation of marijuana for medical purposes and medical marijuana dispensaries.

**Concurrences:** There are three (3) alternatives for consideration. The Great Falls City Attorney’s Office, the Great Falls Police Department and the Great Falls Fire Department have serious concerns for public safety and welfare, illegal criminal activity and civil liability issues. For these reasons, Great Falls City Attorney’s Office, the Great Falls Police Department and the Great Falls Fire Department strongly support and respectfully request that the City Commission accept alternative #1 (prohibition). In the alternative, the Great Falls City Attorney’s Office, the Great Falls Police Department and the Great Falls Fire Department support alternative #2 (extension of the current moratorium from 90 days to up to one year) to allow time to further study and investigate the issues and questions relating to law enforcement and prosecution. Extending the moratorium will allow time for the Montana Legislature to review and possibly

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<sup>1</sup> Helena – Prohibits any business that grows, purchases or sells marijuana because it is illegal under the Federal Controlled Substance Act.

Kalispell – On April 20, 2010, Kalispell City Council gave preliminary approval to a zoning ordinance that would prohibit medical marijuana businesses in the city limits. The new ordinance must pass a second reading before it can take effect.

amend the current state law which could affect our local laws. The City Attorney's Office has concerns that the current Montana statute has specific language for some items, but leaves gaps in others. The Montana legislature has held interim committees to discuss such issues. Extending the moratorium will allow time to continue working with federal, state and local agencies to address the concerns.

**Fiscal Impact:** In regard to alternative #1 and alternative #2, there appears to be no fiscal impact at this time beyond the commitment of staff resources to research for possible ordinance drafting.

In regard to alternative #3, there will be financial consequences. With the growing interest and use of medical marijuana, establishment of legal medical marijuana operations will place additional burdens on zoning, building, police and fire officials who will be responsible for permitting, licensing, inspecting, ongoing enforcement of applicable regulations and standards and responding to calls concerning criminal activity and fire/safety. Illegal operations will be more of a burden, particularly for police and fire officials. Adoption of Ordinance 3051 to allow medical marijuana operations, will necessitate amending Title 5 of the OCCGF (through consideration and adoption of a separate ordinance) to require a special business license for such operations including a separate enhanced fee schedule which will have to be periodically reviewed and adjusted to offset the costs being incurred by City departments.

**Attachments/Exhibits:**

Ordinance 3054

Ordinance 3055

Ordinance 3051 accompanied by Exhibit A

Great Falls Zoning Commission staff report and recommendation of April 13, 2010

Exclusion Areas Maps – Exhibits B.1 & B.2

Great Falls Tribune Articles – Exhibit C

Letters from GFFD & GFPD – Exhibits D.1 & D.2

FAQs about the Montana Medical Marijuana Act from DPHHS – Exhibit E

The American Public Health Association's Endorsement on Medical Marijuana – Exhibit F

Existing Home Occupation Provisions (Exhibit G):

Section 5.02.220, OCCGF, Requirements for Home Occupation Certificate

Section 17.20.7.070, OCCGF, Zoning Standards for Accessory Use

Draft Minutes of Planning Advisory Board (Zoning Commission) Public Hearing – Exhibit H

ORDINANCE 3054

AN ORDINANCE AMENDING TITLE 17 OF THE  
OF THE OFFICIAL CODE OF THE CITY OF GREAT FALLS TO  
PROSCRIBE ALL LAND USES THAT ARE IN VIOLATION OF  
FEDERAL, STATE, OR LOCAL LAW AND DECLARING AN  
EFFECTIVE DATE

\* \* \* \* \*

WHEREAS, pursuant to § 76-2-301, MCA, the City of Great Falls, as a duly formed municipality of the State of Montana, is authorized to regulate land uses within the city for the purpose of promoting health, safety, morals, or the general welfare of the community; and

WHEREAS, Title 17 of the Official Code of the City of Great Falls (OCCGF) contains the provisions applicable to regulating land use within the City of Great Falls; and

WHEREAS, the City Commission of the City of Great Falls, Montana, has determined that it is in the best interests of the city and its citizens and for the purpose of promoting health, safety, morals, or general welfare of its citizens that land uses that are in violation of federal, state or local law shall not be permitted by right or conditionally permitted within the City of Great Falls.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF GREAT FALLS, STATE OF MONTANA:

- Section 1. That Title 17, Chapter 20, Article 1, Section 020 of the Official Code of the City of Great Falls (OCCGF) be amended as depicted in Exhibit "A" attached hereto, which removes any language indicated by a strike-out and adds any language which is bolded; and
- Section 2. That Title 17, Chapter 20, Article 3, Section 070 of the Official Code of the City of Great Falls (OCCGF) be amended as depicted in Exhibit "B" attached hereto, which removes any language indicated by a strike-out and adds any language which is bolded; and
- Section 3. That Title 17, Chapter 4, Section 070 of the Official Code of the City of Great Falls (OCCGF) be amended as depicted in Exhibit "C" attached hereto, which removes any language indicated by a strike-out and adds any language which is bolded.

APPROVED by the City Commission on first reading May 4, 2010.

PASSED, APPROVED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on second reading June 1, 2010.

\_\_\_\_\_  
Michael J. Winters, Mayor

ATTEST:

\_\_\_\_\_  
Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

\_\_\_\_\_  
James W. Santoro, City Attorney

State of Montana )  
County of Cascade : ss.  
City of Great Falls )

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do certify that I did post as required by law and as prescribed and directed by the Commission, Ordinance 3054 in three conspicuous places within the limits of said City to-wit:

On the Bulletin Board, first floor, Civic Center Building;  
On the Bulletin Board, first floor, Cascade County Court House;  
On the Bulletin Board, Great Falls Public Library

\_\_\_\_\_  
Lisa Kunz, City Clerk

(CITY SEAL)



Chapter 20  
LAND USE

## Articles:

- |                                       |   |
|---------------------------------------|---|
| 1. General provisions                 | 5. General standards                    |
| 2. Zoning districts and zoning map    | 6. Special standards for principal uses |
| 3. Allowable uses                     | 7. Special standards for accessory uses |
| 4. Lot area and dimensional standards | 8. Special standards for temporary uses |

Article 1  
GENERAL PROVISIONS

## Sections:

- 17.20.1.010 Legislative findings  
17.20.1.020 Purpose

## 17.20.1.010 Legislative findings

The City Commission makes the following findings:

1. The use of land in the City has a direct bearing on the public health, safety, and welfare.
2. Standards are needed to ensure that new development is done in a coordinated manner.
3. The provisions contained in this chapter are adopted consistent with the provisions of State statutes.
4. Each parcel in the City is intended to have a zoning designation.
5. The provisions in this chapter are adopted in accordance with the City's adopted growth policy.

## 17.20.1.020 Purpose

This chapter is established to promote the public health, safety, and welfare and is intended to accomplish the following purposes:

1. promote a sound development pattern by separating the City into various districts where each has uniformly applicable development standards
2. separate incompatible land uses to the greatest extent possible
3. encourage the most appropriate use of land throughout the City
4. regulate and restrict the erection, construction, reconstruction, alteration, repair, and use of buildings, structures, and land
5. provide for a wide range of housing options
6. allow different, but compatible land uses (i.e., mixed uses) to occur in specified areas of the City
7. avoid, or as a less preferred alternate, minimize congestion
8. avoid, or as a less preferred alternate, minimize environmental degradation
9. implement the City's adopted growth policy
10. prohibit any use of land within the City of Great Falls that is in violation of federal, state or local law.

### Article 3 ALLOWABLE USES

#### Sections:

- 17.20.3.010 Allowable uses within zoning districts
- 17.20.3.020 Similarity of uses
- 17.20.3.030 Uses not listed
- 17.20.3.040 Project classified in more than one land use category
- 17.20.3.050 Relationship of a principal use to an accessory use
- 17.20.3.060 Certain land uses shown as permitted may be a conditional use
- 17.20.3.070 **Prohibited Land Uses**

#### 17.20.3.010 Allowable uses within zoning districts

For the purposes of this Title, land uses are categorized as principal, accessory, and temporary. The land uses that are allowable in one or more districts are defined in Chapter 8 of this Title. Exhibit 20-1 through 20-3 lists the uses as allowed in one or more base zoning districts. The coding system, as described below, is used to identify the appropriateness of the land uses in each of the various base districts and the type of review if allowed.

"P" indicates that the use is permitted in the district by right, provided that all other provisions of this Title are met. These uses do not undergo public review, but are reviewed at the administrative level to ensure compliance.

"-" indicates that the use is not permitted in the district.

"C" indicates that the use is permitted in the district as a conditional use.

#### 17.20.3.020 Similarity of uses

Because the list of uses cannot include every conceivable type of activity, those uses that are listed shall be interpreted to include other uses that are of a similar nature and have similar impacts to the listed use.

#### 17.20.3.030 Uses not listed

Those uses not listed, and which cannot be interpreted to be similar to any listed use, as provided for above, shall be prohibited.

#### 17.20.3.040 Project classified in more than one land use category

In the event that the proposed project includes more than one land use category, the following rules shall apply:

1. Prohibited and allowable uses in project. If a proposed project includes both an allowable use(s) and a prohibited use(s), the prohibited portion of the project may not occur in the district.
2. More than one review type or development standard in project. If a proposed project includes more than one use, with different levels of approval, the strictest of the approval procedures shall apply to the whole project.

#### 17.20.3.050 Relationship of a principal use to an accessory use

Before an accessory use may be established, the premises shall host a principal use.

#### 17.20.3.060 Certain land uses shown as permitted may be a conditional use

A permitted land use (as shown in Exhibit 20-1, 20-2, 20-3) that emits air contaminants or potentially offensive odors outside of the building, or that handles radioactive materials, hazardous substances, hazardous waste, or regulated substances shall be considered a conditional use in every circumstance.

**17.20.3.070 Prohibited Land Uses**

No use of land shall be permitted by right or conditionally permitted within the City of Great Falls that is in violation of federal, state or local law.

Chapter 4  
GENERAL PROVISIONS

Sections:

17.4.010	Name of title	17.4.080	Applicability of zoning regulations to public entities
17.4.020	Authority		
17.4.030	General intent	17.4.090	No defense to nuisance action
17.4.040	Legislative findings	17.4.100	Incorporation by reference
17.4.050	Purpose	17.4.110	Citations
17.4.060	Compliance	17.4.120	Severability
17.4.070	Relationship of this Title to other regulations		

17.4.010 Name of title

This Title shall be known as the "Land Development Code" and may be referred to herein as "this Title".

17.4.020 Authority

The regulations contained in this Title are specifically authorized by Montana State statute or are adopted consistent with the City's police powers as authorized in State law.

17.4.030 General intent

This Title has been adopted to implement the City's growth policy, river corridor plan, neighborhood plans as may be adopted, the City's transportation plan, and any other land use planning documents that may be duly adopted from time to time.

17.4.040 Legislative findings

A. General findings. The City Commission makes the following findings:

1. Pursuant to 76-1-601, MCA, the Great Falls City-County Planning Board recommended the adoption of a growth policy by the City Commission
2. Pursuant to 76-1-604, MCA, the City Commission adopted the growth policy
3. The City Commission has adopted a river corridor plan
4. This Title is consistent with and furthers the intent of the growth policy and river corridor plan
5. The legislative, administrative, and enforcement bodies may not permit or otherwise allow any development to occur that is not in compliance with this Title

B. Specific findings. Specific findings are included in the various chapters, articles, and sections as appropriate.

17.4.050 Purpose

A. General purpose. This Title is established to promote the public health, safety, and welfare and is intended to accomplish the following purposes:

1. implement the goals, objectives, and policies of the growth policy
2. ensure that all development is guided by and gives consideration to the growth policy
3. establish a comprehensive compendium of regulations that controls the use or development of land within the City
4. provide for clear, consistent standards, regulations, and procedures for the review and approval of all proposed development within the City
5. address the substantive findings as contained in this Title
6. safeguard the public health, safety, and general welfare by establishing minimum standards for design and development

B. Specific purposes. Specific purposes are included in the various chapters, articles, and sections as appropriate.

#### 17.4.060 Compliance

- A. Generally. Except as specifically provided, the provisions of this Title shall apply to all development within the City, and no development shall be undertaken without the prior authorizations required by this Title.
- B. Previously granted permits, an exception. When a permit has been issued in accordance with the law prior to the effective date of this Title, or amendment thereto, it shall be valid for one year from date of issuance, even if it authorizes an action that is not allowed under this Title, or amendment. If the action, as authorized by the permit, does not commence within that time period and continue in good faith to completion, said permit shall lapse and be null and void.
- C. Establishment of a use, structure or building not requiring authorization, an exception. If prior to the adoption of this Title, or amendment thereto, a use, structure, or building is actively being established that did not require a permit or authorization, said work may continue to completion even when the use, structure, or building requires a permit or other authorization under this Title, is being developed contrary to this Title, or is otherwise prohibited.

#### 17.4.070 Relationship of this Title to other regulations

In addition to meeting the regulations contained in this Title, development shall comply with all applicable regulations of federal and State agencies. In all cases, the strictest of the applicable provisions shall apply. **No use of land shall be permitted by right or conditionally permitted within the City of Great Falls that is in violation of federal, state or local law.**

#### 17.4.080 Applicability of zoning regulations to public entities

A State or local agency may develop public land contrary to the zoning regulations contained in this Title. However, the agency shall notify the Director of the Planning Department of its intent to do so and the Board of Adjustment shall hold a public hearing within 30 days of the date of such notice. The Board of Adjustment shall host the public hearing as a public forum for comment on the proposed use but shall have no power to deny the proposed use. (See 76-2-402, MCA) If a private developer develops land under contract for a State or local agency that is contrary to this Title, the property, including uses, buildings, and structures, shall conform to this Title when the State agency vacates the building.

#### 17.4.090 No defense to nuisance action

Compliance with the standards and requirements contained in this Title shall not constitute an absolute defense to an action to abate a nuisance.

#### 17.4.100 Incorporation by reference

The following, as may be amended from time to time, are incorporated into and made part of this Title by reference:

1. the official zoning map on file with the City Clerk
2. the flood insurance rate maps for Great Falls, as may be amended, having the revision date of February 15, 2002
3. "Storm Drainage Design Manual", dated June 1990
4. the City's street classification map, as maintained by the Planning Department
5. "Arboricultural and Standards and Specifications" as kept on file by the City Clerk

#### 17.4.110 Citations

This Title is organized into chapters, articles and sections. When a chapter is divided into articles, a citation would be in the form of title.chapter.article.section (e.g., 17.8.2.230). When a chapter is not divided into articles, a citation would be in the form of title.chapter.section (e.g., 17.12.280).

#### 17.4.120 Severability

If a court of competent jurisdiction finds that a part of this Title is invalid, the remaining sections shall continue in full force and effect.

## ORDINANCE 3055

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, AMENDING ORDINANCE 3049 (AS AMENDED), WHICH IMPOSED A MORATORIUM ON THE OPENING, OPERATION, AND LICENSING OF ANY ESTABLISHMENTS THAT GROW, SELL, OR DISTRIBUTE MEDICAL MARIJUANA

WHEREAS, on February 2, 2010, the City Commission of the City of Great Falls, adopted an interim zoning ordinance, pursuant to § 76-2-306, MCA, which imposed a moratorium on the opening, operation or licensing of any establishments that grow, sell or distribute medical marijuana; and

WHEREAS, Ordinance 3049 (as amended), directed that the Great Falls Planning and Community Development Department to investigate and study the effect of the opening of establishments that grow, sell, or distribute medical marijuana or paraphernalia and to make recommendations concerning new zoning ordinances that could be adopted to better regulate and/or deal with such establishments, to limit, prohibit, or abate any negative effect implicating the health, safety, and/or welfare of the citizenry of the City of Great Falls, Montana, or blight, upon the City of Great Falls, Montana (and its entire zoning jurisdiction and its inhabitants), or the schools, recreational facilities, or neighborhoods located therein.

The City Commission further directed the Great Falls Planning and Community Development Department to present the findings of its investigation and its recommendations to the Great Falls Planning Advisory Board, and that the Board shall then provide its recommendation to the City Commission, so that the City Commission may consider the issue within approximately three (3) months of the date of the enactment of Ordinance 3049 (as amended); and

WHEREAS, on April 13, 2010, the Planning Advisory Board, acting as the Zoning Commission, conducted a public hearing to consider three (3) alternatives: (1) prohibition, (2) extending the moratorium, and (3) a zoning ordinance. After a lengthy public hearing and discussion, the Planning Board was unable to attain a sufficient number of votes on any motion to forward a recommendation to the City Commission; and

WHEREAS, after first providing lawful public notice, as required by § 76-2-306(2), MCA, the City Commission will conduct a public hearing on June 1, 2010, with respect to this proposed Ordinance, and invite public comment; and,

WHEREAS, § 76-2-306(3) , MCA, permits the legislative body to extend such interim ordinance for one (1) year. **Any such extension shall require a two-thirds vote for passage and shall become effective upon passage.**

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Great Falls, Montana, as follows:

Section 1: All the recitals set forth above are hereby adopted as Findings of Fact.

Section 2: Ordinance 3049 (as amended), which is set forth below in its entirety, is amended as shown below. Language that is being deleted is shown with a strikethrough, and new language is shown in bold.

Section 1: All the recitals set forth above are hereby adopted as Findings of Fact.

Section 2: The terms “marijuana,” “paraphernalia,” “qualifying patient,” and, “caregiver,” have the meaning attributed to those terms by the Medical Marijuana Act.

Section 3: The City Commission hereby directs the **City Attorney, Great Falls Police Department, Great Falls Fire Department, and the** Great Falls Planning and Community Development Department **work cooperatively** to investigate and study the effect of the opening of establishments that grow, sell, or distribute medical marijuana or paraphernalia and to make recommendations concerning new zoning ordinances that could be adopted to better regulate and/or deal with such establishments, to limit, prohibit, or abate any negative effect implicating the health, safety, and/or welfare of the citizenry of the City of Great Falls, Montana, or blight, upon the City of Great Falls, Montana (and its entire zoning jurisdiction and its inhabitants), or the schools, recreational facilities, or neighborhoods located therein.

Section 4: The City Commission hereby directs the **City Attorney, Great Falls Police Department, Great Falls Fire Department, and the** Great Falls Planning and Community Development Department to present the findings of its investigation and its recommendations to the Great Falls Planning Advisory Board, and that the Board shall then provide its recommendation to the City Commission, so that the City Commission may consider the issue within approximately ~~three (3) months~~ **nine (9) months** of the date of the enactment of this Ordinance.

Section 5: Until such new ordinances, zoning or otherwise, are adopted and in order to deal with the issues described above, any establishments attempting to grow, sell, or distribute medical marijuana or paraphernalia are hereby prohibited from being opened, operated, or licensed within the City of Great Falls. The prohibition in the preceding sentence shall not apply to a qualifying patient who possesses not more than six (6) marijuana plants and one (1) ounce of usable marijuana solely for that patient’s own use, nor shall it apply to a caregiver who possesses not more than six (6) marijuana plants and one (1) ounce of usable marijuana solely for each of

his or her qualifying patient's use. During the period of this interim ordinance, the number of plants in a caregiver's possession may not exceed the number of plants allowed under the Medical Marijuana Act for the number of qualifying patients, which were registered to him or her on the effective date of this ordinance.

Section 6: Any individual, entity, or establishment that violates the terms of the restrictions set forth above shall be deemed to be creating a public nuisance, and shall be subject to prosecution in the same manner as one who violates City ordinances, and shall be subject to the general penalty section set forth in section 1.4.070 of the City Code of Great Falls, and shall further be subject to such civil action to enjoin or abate the public nuisance, as the City deems appropriate. Such ability of the City to prosecute and/or enjoin or abate is in addition to any other remedies available to the City, at law or equity.

Section 7: This Ordinance is made expressly retroactive and shall apply to all applications for building permits, zoning variances, conditional use permits, zoning changes, and all other applications for building and land use permits, business licenses, safety inspections certificates, development activity, land use activity, land use changes, and any other applications for approval or any type or nature, which have been received by the City of Great Falls and not yet granted as of the effective date of this Ordinance.

Section 8: In the event any word, phrase, clause, sentence, paragraph, section, or other part of this Ordinance set forth herein is held invalid by a court of competent jurisdiction, such judgment shall affect only that part held invalid, and the remaining provisions thereof shall continue in full force and effect.

Section 3: The term of Ordinance 3049 (as amended) and as amended herein, is extended for a period of nine (9) months, or approximately one (1) year from the date of adoption of Ordinance 3049 (as amended), up to and including February 2, 2011.

Section 9: This Ordinance shall take effect immediately upon its adoption by the City Commission of the City of Great Falls, Montana, and signing by the Mayor thereof.

APPROVED by the City Commission on first reading May 4, 2010.

PASSED, APPROVED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on second reading June 1, 2010.

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Michael J. Winters, Mayor

ATTEST:

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Lisa Kunz, City Clerk



(Seal of the City)

APPROVED FOR LEGAL CONTENT:

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James W. Santoro, City Attorney

State of Montana     )

County of Cascade   : ss

City of Great Falls   )

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do hereby certify that I did post, as required by law and as prescribed and directed by the City Commission, Ordinance 3055 in three places within the limits of said City to-wit:

On the Bulletin Board, first floor, Civic Center Building;

On the Bulletin Board, first floor, Cascade County Court House;

On the Bulletin Board, Great Falls Public Library

(Seal of the City)

---

Lisa Kunz, City Clerk

ORDINANCE 3051

AN ORDINANCE AMENDING  
THE LAND DEVELOPMENT CODE  
PROVIDING DEFINITIONS, REGULATIONS AND STANDARDS  
TO GOVERN MEDICAL MARIJUANA  
DISPENSARIES AND CULTIVATION

\* \* \* \* \*

WHEREAS, on November 2, 2004, Montana voters adopted the Medical Marijuana Act, which is codified at § 50-46-101, MCA, et seq., and at that time and in subsequent legislative sessions the legislature failed to include language or authorize State agencies to promulgate administrative rules concerning a multitude of logistical issues surrounding the Act and the concerns of local governments about its application in their communities and the parameters under which a local government has authority to regulate its effects; and,

WHEREAS, the Medical Marijuana Act permits the cultivation, manufacture, delivery, transfer, and transportation of marijuana or paraphernalia by a qualified patient or a caregiver, as those terms are defined in the Act; and,

WHEREAS, establishments that grow, sell or distribute medical marijuana or paraphernalia are currently permitted within certain zoning districts established by the City of Great Falls; and,

WHEREAS, establishments that grow, sell, or distribute medical marijuana or paraphernalia could have a blighting or detrimental effect on neighborhoods or on nearby schools or recreational facilities, and can through such blighting effect create a public nuisance; and,

WHEREAS, the City Commission of the City of Great Falls, following a public hearing held February 2, 2010, adopted Ordinance 3049, imposing a temporary moratorium on the opening, operation, and licensing of any establishments that grow, sell, or distribute medical marijuana, and directing the study of new proposed ordinances to regulate such establishments; and,

WHEREAS, the City of Great Falls Planning Board/Zoning Commission has held a public hearing on the proposed regulations and standards to govern medical marijuana dispensaries and cultivation so as to protect the public health, safety and welfare; and,

WHEREAS, notice of amending the Land Development Code to add provisions to govern medical marijuana dispensaries and cultivation was published in the Great Falls Tribune, advising that a public hearing on these proposed amendments would be held on the 1st day of June, 2010, before final passage of said Ordinance herein.

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF GREAT FALLS, STATE OF MONTANA:

Section 1. That new definitions for the terms “caregiver”, “cultivation of marijuana”, “marijuana”, “medical marijuana dispensary”, and “qualifying patient” as presented in attached Exhibit “A”, are hereby added to Section 17.8.120 General definitions of the Land Development Code.

Section 2. Exhibit 20-1 of Chapter 20 of the Land Development Code is hereby amended to add Cultivation of marijuana under Agricultural Uses to be allowed as a permitted use in the I-1 Light industrial and I-2 Heavy industrial districts as represented in attached Exhibit “A”.

Section 3. Exhibit 20-1 of Chapter 20 of the Land Development Code is hereby amended to add Medical marijuana dispensary under Health Care to be allowed as a permitted use in the C-2 General commercial, C-4

Central business core, M-1 Mixed-use, M-2 Mixed-use transitional, I-1 Light industrial and I-2 Heavy industrial districts as represented in attached Exhibit "A".

Section 4. That a new Section 17.20.6.007 is hereby added to the Land Development Code providing specific standards for Cultivation of marijuana as presented in attached Exhibit "A".

Section 5. That a new Section 17.20.6.190 is hereby added to the Land Development Code providing specific standards for a Medical marijuana dispensary as presented in attached Exhibit "A".

Section 6. That Section 17.20.7.070 of the Land Development Code is hereby amended to preclude medical marijuana dispensaries as qualifying as home occupations and limiting the cultivation of marijuana as represented in attached Exhibit "A".

Section 7. That the terms "Cultivation of marijuana" and "Medical marijuana dispensary", as presented in attached Exhibit "A", are hereby added to Appendix F Land Use Definitions of the Land Development Code.

Section 8. It is determined that the herein proposed zoning amendments will meet the criteria and guidelines cited in Section 76-2-304 Montana Code Annotated, and Section 17.16.40.030 of the Unified Land Development Code of the City of Great Falls.

Section 9. All Ordinances and parts of Ordinances in conflict herewith, are hereby repealed.

Section 10. This ordinance shall be in full force and effect thirty (30) days after its passage and adoption by the City Commission.

APPROVED by the City Commission on first reading May 4, 2010.

PASSED, APPROVED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on second reading June 1, 2010.

\_\_\_\_\_  
Michael J. Winters, Mayor

ATTEST:

\_\_\_\_\_  
Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

\_\_\_\_\_  
James W. Santoro, City Attorney

State of Montana )  
County of Cascade : ss.  
City of Great Falls )

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do certify that I did post as required by law and as prescribed and directed by the Commission, Ordinance 3051 in three conspicuous places within the limits of said City to-wit:

On the Bulletin Board, first floor, Civic Center Building;  
On the Bulletin Board, first floor, Cascade County Court House;  
On the Bulletin Board, Great Falls Public Library

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Lisa Kunz, City Clerk

(CITY SEAL)

## EXHIBIT A

### Chapter 8 INTERPRETATION, CONSTRUCTION, AND DEFINITIONS

#### *17.8.120 General definitions*

“Caregiver” means an individual, 18 years of age or older, who has agreed to undertake the responsibility for managing the well-being of a person with respect to the medical use of marijuana and has been issued a registry identification card by the Department of Public Health and Human Services of the State of Montana in accordance with § 50-46-103, MCA.

“Cultivation of marijuana” means the use of any structure or premises within the City wherein seven (7) or more marijuana plants are grown, cultivated or processed. The term does not apply to premises occupied by a dwelling unit wherein a qualifying patient being a permanent resident of the dwelling unit shall be allowed to possess and cultivate marijuana within the limitations stipulated by the Medical Marijuana Act § 50-46-101, MCA, et seq.

“Marijuana” means all plant material from the genus cannabis containing tetrahydrocannabinol (THC) or seeds of the genus capable of germination. (MCA 50-32-101(17)).

“Medical marijuana dispensary” means the use of any building or premises within the City by one or more registered caregivers to provide consultation services to qualifying patients and caregivers, and to distribute, transmit, give, dispense, or otherwise provide marijuana in any manner, with or without financial payment or consideration, to qualifying patients or caregivers, for use solely by the qualifying patient to whom it is sold or distributed to, in accordance with terms of § MCA, 50-46-101. In addition, devices, contrivances, instruments, and paraphernalia for inhaling or otherwise consuming marijuana including, but not limited to, rolling papers and related tools, water pipes, and vaporizers may lawfully be sold or provided only to qualifying patients or caregivers at a medical marijuana dispensary.

“Qualifying patient” means a person who has been diagnosed by a physician as having a debilitating medical condition and has been issued a registry identification card by the Department of Public Health and Human Services of the State of Montana in accordance with § 50-46-103, MCA.

**Chapter 20**  
**LAND USE**  
**Article 3**  
**ALLOWABLE USES**

**Sections:**

17.20.3.010	Allowable uses within zoning districts
17.20.3.020	Similarity of uses
17.20.3.030	Uses not listed
17.20.3.040	Project classified in more than one land use category
17.20.3.050	Relationship of a principal use to an accessory use
17.20.3.060	Certain land uses shown as permitted may be a conditional use

**17.20.3.010 Allowable uses within zoning districts**

For the purposes of this Title, land uses are categorized as principal, accessory, and temporary. The land uses that are allowable in one or more districts are defined in Chapter 8 of this Title. Exhibit 20-1 through 20-3 lists the uses as allowed in one or more base zoning districts. The coding system, as described below, is used to identify the appropriateness of the land uses in each of the various base districts and the type of review if allowed.

- "P" indicates that the use is permitted in the district by right, provided that all other provisions of this Title are met. These uses do not undergo public review, but are reviewed at the administrative level to ensure compliance.
- "-" indicates that the use is not permitted in the district.
- "C" indicates that the use is permitted in the district as a conditional use.

**17.20.3.020 Similarity of uses**

Because the list of uses cannot include every conceivable type of activity, those uses that are listed shall be interpreted to include other uses that are of a similar nature and have similar impacts to the listed use.

**17.20.3.030 Uses not listed**

Those uses not listed, and which cannot be interpreted to be similar to any listed use, as provided for above, shall be prohibited.

**17.20.3.040 Project classified in more than one land use category**

In the event that the proposed project includes more than one land use category, the following rules shall apply:

1. **Prohibited and allowable uses in project.** If a proposed project includes both an allowable use(s) and a prohibited use(s), the prohibited portion of the project may not occur in the district.
2. **More than one review type or development standard in project.** If a proposed project includes more than one use, with different levels of approval, the strictest of the approval procedures shall apply to the whole project.

**17.20.3.050 Relationship of a principal use to an accessory use**

Before an accessory use may be established, the premises shall host a principal use.

**17.20.3.060 Certain land uses shown as permitted may be a conditional use**

A permitted land use (as shown in Exhibit 20-1, 20-2, 20-3) that emits air contaminants or potentially offensive odors outside of the building, or that handles radioactive materials, hazardous substances, hazardous waste, or regulated substances shall be considered a conditional use in every circumstance.

Exhibit 20-1. Principal uses by district

Agricultural Uses	Special																		Standards	
	R-1	R-2	R-3	R-5	R-6	R-9	R-10	C-1	C-2	C-3	C-4	C-5	M-1	M-2	PLI	POS	AI	I-1		I-2
Agriculture, horticulture, nursery	P	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P	17.20.6.005
Cultivation of marijuana	P	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P	17.20.6.007
<b>Residential Uses</b>																				
Mobile home/park	-	-	-	-	-	-	P	-	-	-	-	-	-	-	-	-	-	-	-	17.20.6.010
Residence, single-family detached	P	P	P	P	P	P	-	P	-	-	-	P	P	P	-	-	-	-	-	17.20.6.020
Residence, zero lot line	-	-	P	P	P	P	-	P	-	-	-	P	P	P	-	-	-	-	-	17.20.6.040
Residence, two-family	-	C	C	P	P	C	-	P	-	-	-	P	P	P	-	-	-	-	-	17.20.6.040
Residence, multi-family	-	-	-	P	P	C	-	P	-	-	P	P	P	P	-	-	-	-	-	17.20.6.050
Residence, condominiums	-	-	-	P	P	C	-	P	-	-	P	P	P	P	-	-	-	-	-	17.20.6.060
Residence, townhouse	-	C	C	P	P	C	-	-	-	-	-	P	P	P	-	-	-	-	-	17.20.6.060
Residence, manufactured/factory-built	P	P	P	P	P	P	-	P	-	-	-	P	P	P	-	-	-	-	-	17.20.6.060
Retirement home	-	C	C	P	P	C	-	P	-	-	P	P	P	P	-	-	-	-	-	
<b>Special Care Facilities</b>																				
Community residential facility, type I	P	P	P	P	P	P	-	-	-	-	-	P	P	P	-	-	-	-	-	
Community residential facility, type II	C	C	C	C	C	C	-	-	-	-	-	-	C	C	-	-	-	-	-	
Day care center	C	C	C	C	C	C	-	P	P	-	P	P	P	P	P	-	-	-	-	
Emergency shelter	-	-	-	-	-	-	-	C	C	C	C	C	C	C	C	-	-	-	-	
Family day care home	P	P	P	P	P	P	-	P	-	-	C	P	P	P	-	-	-	-	-	
Group day care home	P	P	P	P	P	P	-	P	-	-	C	P	P	P	-	-	-	-	-	
Nursing home	-	-	C	C	C	C	-	P	C	-	P	P	P	P	P	-	-	-	-	
<b>Overnight Accommodations</b>																				
Campground	-	-	-	-	-	-	-	-	C	P	-	-	-	-	-	-	P	-	-	17.20.6.070
Hotel/motel	-	-	-	-	-	-	-	P	P	P	P	C	P	P	-	-	P	-	-	
<b>Food and Beverage Sales</b>																				
Micro-brewery	-	-	-	-	-	-	-	-	P	-	P	C	C	C	-	-	P	P	-	17.20.6.080
Restaurant	-	-	-	-	-	-	-	P	P	P	P	P	P	P	-	-	P	P	-	
Tavern	-	-	-	-	-	-	-	P	P	P	P	C	C	C	-	-	P	P	-	
<b>General Sales</b>																				
Agriculture sales	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P	
Auction sales	-	-	-	-	-	-	-	-	C	-	-	-	-	-	-	-	P	P	P	
Construction materials sales	-	-	-	-	-	-	-	-	P	P	-	-	-	-	-	-	P	P	P	
Convenience sales	C	-	-	-	-	-	-	P	P	P	P	C	-	-	-	-	P	P	P	
General sales	-	-	-	-	-	-	-	P	P	P	P	P	P	P	-	-	P	P	P	
Manufactured housing sales	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P	
Off-site liquor sales	-	-	-	-	-	-	-	P	P	P	P	C	C	C	-	-	P	P	P	
Secondhand sales	-	-	-	-	-	-	-	P	P	-	-	-	-	-	-	-	P	P	P	
Shopping center	-	-	-	-	-	-	-	C	P	-	-	-	-	-	-	-	P	P	P	
Specialty sales	-	-	-	-	-	-	-	P	P	P	P	P	P	P	-	-	P	-	-	
<b>General Services</b>																				
Administrative services	-	-	-	-	-	-	-	P	P	P	P	P	P	P	C	-	P	-	-	17.20.6.090
Commercial kennel	-	-	-	-	-	-	-	-	P	P	-	-	-	-	-	-	P	-	-	
Financial services	-	-	-	-	-	-	-	P	P	-	P	P	P	P	-	-	P	-	-	
Funeral home	-	-	-	-	-	-	-	P	P	-	P	C	P	P	-	-	-	-	-	
General services	-	-	-	-	-	-	-	P	P	P	P	P	P	P	-	-	P	P	P	
Professional services	-	-	-	-	C	C	-	P	P	-	P	P	P	P	-	-	P	-	-	17.20.6.100
Sexually-oriented business	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	
Veterinary clinic, large animal	-	-	-	-	-	-	-	-	C	-	-	-	-	-	-	-	P	P	P	17.20.6.110
Veterinary clinic, small animal	-	-	-	-	-	-	-	C	P	-	-	-	-	P	P	-	P	P	P	

continued

Exhibit 20-1. Principal uses by district - continued

	R-1	R-2	R-3	R-5	R-6	R-9	R-10	C-1	C-2	C-3	C-4	C-5	M-1	M-2	PLI	POS	AI	I-1	I-2	Special Standards
<b>Rental and General Repair</b>																				
Large equipment rental	-	-	-	-	-	-	-	-	C	C	-	-	-	-	-	-	P	P	P	
Small equipment rental	-	-	-	-	-	-	-	-	P	-	P	-	-	-	-	-	P	P	P	
General repair	-	-	-	-	-	-	-	P	P	-	P	P	-	-	-	-	P	P	P	
<b>Vehicle Trade and Service</b>																				
Vehicle fuel sales	-	-	-	-	-	-	-	C	P	P	P	P	-	-	-	-	P	P	-	17.20.6.120
Vehicle repair	-	-	-	-	-	-	-	-	P	P	C	P	-	-	-	-	P	P	-	
Vehicle sales and rental	-	-	-	-	-	-	-	-	P	P	P	P	-	-	-	-	P	P	-	
Vehicle services	-	-	-	-	-	-	-	C	P	P	P	P	C	P	-	-	P	P	-	
<b>General Storage</b>																				
Agricultural commodity storage facility	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P	17.20.6.130
Fuel tank farm	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	-	P	
Mini-storage facility	-	-	-	-	-	-	-	-	-	C	-	-	-	C	-	-	P	P	P	
Freight terminal	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-	-	P	P	P	
Warehouse	-	-	-	-	-	-	-	-	-	C	-	-	-	C	-	-	P	P	P	
<b>Indoor Recreation / Sports / Entertainment</b>																				
Casino, type I	-	-	-	-	-	-	-	-	P	-	P	-	-	-	-	-	P	P	P	17.20.6.140
Casino, type II	-	-	-	-	-	-	-	-	-	-	P	-	-	-	-	-	-	P	P	17.20.6.150
Indoor entertainment	-	-	-	-	-	-	-	-	P	-	P	C	C	C	C	-	P	-	-	
Indoor sports and recreation	-	-	-	-	-	-	-	-	P	-	P	C	C	C	C	C	P	P	-	
<b>Outdoor Recreation / Sports / Entertainment</b>																				
Golf course / driving range	C	C	C	C	C	-	-	-	-	-	-	-	-	-	-	P	P	-	-	
Miniature golf	-	-	-	-	-	-	-	-	P	C	-	-	-	C	-	-	P	C	-	
Outdoor entertainment	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	P	C	-	
Park	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Recreational trail	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
<b>Community Services / Uses</b>																				
Administrative governmental center	-	-	-	-	-	-	-	P	P	P	P	P	P	P	P	C	P	-	-	17.20.6.160
Animal shelter	-	-	-	-	-	-	-	-	C	C	-	-	C	C	C	-	P	P	-	
Cemetery	C	C	C	C	C	C	C	-	-	-	-	-	-	-	P	P	P	-	-	17.20.6.170
Civic use facility	C	C	C	C	C	C	C	-	P	-	P	P	P	P	P	C	-	-	-	
Community center	C	C	C	C	C	C	C	C	P	-	P	P	P	P	P	C	-	-	-	
Community cultural facility	C	C	C	C	C	C	C	P	P	-	P	P	P	P	P	C	-	-	-	
Community garden	P	C	C	C	C	C	C	-	-	-	-	-	P	P	P	P	P	C	C	
Public safety facility	C	C	C	C	C	C	C	C	P	C	P	P	P	P	P	-	P	P	-	17.20.6.180
Worship facility	C	C	C	C	C	C	C	P	-	-	C	P	P	P	-	-	P	-	-	
<b>Health Care</b>																				
Health care clinic	-	-	-	-	-	-	-	P	P	-	P	P	P	P	P	P	-	-	-	17.20.6.190
Health care facility	-	-	-	-	-	-	-	-	P	-	P	P	C	C	P	-	-	-	-	
Health care sales and services	-	-	-	-	-	-	-	P	P	-	P	P	P	P	P	-	-	-	-	
<b>Medical marijuana dispensary</b>	-	-	-	-	-	-	-	-	P	-	P	-	P	P	-	-	-	P	P	
<b>Education</b>																				
Commercial education facility	-	-	-	-	-	-	-	P	P	-	P	P	P	P	-	-	P	P	-	17.20.6.200
Educational facility (K-12)	C	C	C	C	C	C	C	C	-	-	-	C	C	C	P	-	-	-	-	
Educational facility (higher education)	-	-	-	-	-	-	-	C	C	-	-	C	C	C	P	-	P	-	-	
Instructional facility	-	-	-	-	-	-	-	P	P	-	P	P	P	P	-	-	P	P	-	

continued



**Exhibit 20-1. Principal uses by district - continued**

Solid Waste, Recycling And Composting																			Special		
	R-1	R-2	R-3	R-5	R-6	R-9	R-10	C-1	C-2	C-3	C-4	C-5	M-1	M-2	PLI	POS	AI	I-1	I-2	Standards	
Composting facility	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	C	P	17.20.6.210	
Recycling center	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	C	P	17.20.6.220	
Solid waste transfer station	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	C	P	17.20.6.230	
<b>Telecommunications</b>																					
Amateur radio station	P	P	P	P	P	P	P	-	-	-	-	-	-	-	-	-	-	-	-	17.20.6.240	
Telecommunication facility																				17.20.6.250	
Concealed facility	C	C	C	C	C	C	C	P	P	P	P	C	P	P	P	C	P	P	P		
Unconcealed facility	-	-	-	-	-	-	-	C	C	C	C	C	C	C	C	C	P	P	P		
Co-located facility	-	-	-	-	-	-	-	P	P	P	P	C	C	C	C	C	P	P	P		
<b>Utilities</b>																					
Utility installation	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	P	C	P		
<b>Transportation</b>																					
Airport	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	-	-	17.20.6.260	
Bus transit terminal	-	-	-	-	-	-	-	-	P	P	P	-	C	C	C	-	P	P	-		
Heli-pad	-	-	-	-	-	-	-	-	C	C	C	C	C	C	C	C	P	P	P		
Parking lot, principal use	-	-	-	-	-	-	-	P	P	P	P	P	P	P	P	P	P	P	P		
Parking structure	-	-	-	-	-	-	-	-	P	-	P	P	P	P	P	-	P	P	P		
Railroad yard	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P		
Taxi cab dispatch terminal	-	-	-	-	-	-	-	-	P	P	P	-	P	P	-	-	P	P	-		
<b>Contractor Yards</b>																					
Contractor yard, type I	C	-	-	-	-	-	-	-	C	-	-	-	P	P	-	-	P	P	-	17.20.6.270	
Contractor yard, type II	-	-	-	-	-	-	-	-	-	-	-	-	C	C	-	-	P	P	P	17.20.6.280	
<b>Industrial / Manufacturing</b>																					
Artisan shop	-	-	-	-	-	-	-	P	P	P	P	P	P	P	-	-	P	P	-	17.20.6.290	
Industrial, heavy	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	-	P		
Industrial, light	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P		
Industrial park	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P	P		
Junkyard	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	C	P		
Light manufacturing and assembly	-	-	-	-	-	-	-	-	P	P	P	P	P	P	-	-	P	P	P		17.20.6.300
Motor vehicle graveyard	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P		17.20.6.310
Motor vehicle wrecking facility	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P		17.20.6.320

- The use is not permitted in the district

C The use is allowed through the conditional use process

P The use is permitted in the district by right, consistent with the development standards contained in Article 6 of this chapter, as appropriate

# Chapter 20 LAND USE

## Article 6

### SPECIAL STANDARDS FOR PRINCIPAL USES

#### Sections:

17.20.6.005	Agricultural, horticulture, nursery	17.20.6.170	Cemetery
<b>17.20.6.007</b>	<b>Cultivation of marijuana</b>	17.20.6.180	Worship facility
17.20.6.010	Mobile home park	<b>17.20.6.190</b>	<b>Medical marijuana dispensary</b>
17.20.6.020	Residence, zero lot line	17.20.6.200	Educational facility (K-12)
17.20.6.040	Residence, multi-family	17.20.6.210	Composting facility
17.20.6.050	Townhouse	17.20.6.220	Recycling center
17.20.6.060	Residence, manufactured/factory-built	17.20.6.230	Solid waste transfer station
17.20.6.070	Campground or recreational vehicle park	17.20.6.240	Amateur radio station
17.20.6.080	Tavern	17.20.6.250	Telecommunications facility
17.20.6.090	Commercial kennel	17.20.6.260	Heli-pad
17.20.6.100	Sexually-oriented business	17.20.6.270	Contractor yard, type I
17.20.6.110	Veterinary clinic, small animal	17.20.6.280	Contractor yard, type II
17.20.6.120	Vehicle repair	17.20.6.290	Junk yard
17.20.6.130	Mini-storage facility	17.20.6.300	Light manufacturing and assembly
17.20.6.140	Casino, type I	17.20.6.310	Motor vehicle graveyard
17.20.6.150	Casino, type II	17.20.6.320	Motor vehicle wrecking facility
17.20.6.160	Animal shelter		

#### **17.20.6.007 Cultivation of marijuana**

- A. Purpose.** To promote public health, safety and welfare by mitigating potential negative impacts associated with cultivation of marijuana including being a target of criminal activity and creation of a hazardous operating environment.
- B. Enclosed structure and code compliance.** Cultivation of marijuana shall only occur within an enclosed structure and shall not be visible from the exterior of the structure. Any structure utilized for cultivation of marijuana shall conform to all applicable codes of the City of Great Falls including building, electrical, mechanical, plumbing, and fire codes.
- C. Proximity to other specified uses.**
1. A structure or premises wherein cultivation of medical marijuana takes place shall not locate within 300 feet of an education facility (K through post-secondary), day care center, park, worship facility, recreation center, or any publicly owned or maintained building open for use to the general public. The distance shall be measured by direct line, without regard to intervening structures or streets, between closest property boundaries.
  2. A structure or premises wherein cultivation of medical marijuana takes place shall not locate within 300 feet of any other structure or premises wherein cultivation of marijuana takes place. The distance shall be measured by direct line, without regard to intervening structures or streets, between closest property boundaries.
  3. A structure or premises wherein cultivation of medical marijuana takes place shall not locate in a structure containing a dwelling unit or a hotel/motel.
  4. A structure or premises wherein cultivation of medical marijuana takes place shall not locate on premises operating a sexually oriented business or on premises wherein the sale or consumption of alcoholic beverages is occurring or is permitted.
- D. Security requirements.** The proprietor of a structure wherein cultivation of marijuana takes place shall provide adequate security on the premises including, but not limited to, the following:

1. Security surveillance cameras installed to monitor the interior and exterior of the premises to discourage and to facilitate the reporting of criminal acts and nuisance activities occurring at the premises. Security video shall be preserved for at least seventy two (72) hours by the proprietor;
2. Robbery and burglary alarm systems which are professionally monitored and maintained in good working conditions; and
3. Exterior lighting that illuminates the exterior walls of the structure and is compliant with Title 17, Chapter 40 of this code.

*E. Ventilation.* The structure wherein cultivation of marijuana is located shall be equipped with a ventilation system that filters out the odors of the marijuana so it is not detectable from the exterior of the structure or from within any adjoining premises. Approval of the system from the City's Building Official is required prior to the cultivation process beginning.

*F. Employee Requirements.* All persons working in a structure or premises used to grow, cultivate, process, or distribute medical marijuana must be a qualified patient or caregiver registered with the State of Montana.

*G. Signage.* All signage for an operation involved with cultivation of marijuana shall comply with the requirements of Title 17, Chapter 60 of this code together with the following restrictions:

1. No freestanding signs shall be allowed; and
2. No sign for an operation involved with cultivation of marijuana shall be displayed containing the word "marijuana", "cannabis", or any other word or phrase commonly understood to refer to marijuana or a graphic/image of any portion of a marijuana plant. In the event a question arises concerning the application of this signage requirement, the Director of Planning and Community Development shall be responsible for rendering a final interpretation.

*H. Inspection of premises.* Prior to issuance of an occupancy permit by the City, the premises at which the cultivation of marijuana will occur shall be inspected by the City's Building Official or his authorized representative and/or the City Fire Marshall or his designee to determine compliance with all applicable City building, fire and development codes. No occupancy permit shall be issued if the premises at which the cultivation of marijuana will occur does not comply with all applicable City building, fire and development codes. Throughout the term of the occupancy permit the City's Building Official or his authorized representative and/or the City Fire Marshall or his designee may inspect the premises at which the cultivation of marijuana occurs to determine continuing compliance with all applicable City building, fire and development codes. Access to such premises may be obtained by the City Building Official and/or City Fire Marshall in accordance with the applicable provisions of such codes or other applicable law.

#### **17.20.6.190 Medical marijuana dispensary**

*A. Purpose.*

1. Require that a medical marijuana dispensary be operated in a safe manner that does not endanger the public welfare;
2. Mitigate potential negative impacts that a medical marijuana dispensary might cause on surrounding properties and persons; and
3. Regulate the conduct of persons owning, operating, and using a medical marijuana dispensary in order to protect the public health, safety and welfare.

*B. Limitation on dispensation of marijuana.* No marijuana may be sold, given away, or transferred at a medical marijuana dispensary except to qualifying patients and to caregivers.

*C. Proximity to other specified uses.*

1. A medical marijuana dispensary shall not locate within 300 feet of an education facility (K through post-secondary), day care center, park, worship facility, recreation center, or any publicly owned or maintained building open for use to the general public. The distance shall be measured by direct line, without regard to intervening structures or streets, between closest property boundaries.
2. A medical marijuana dispensary shall not locate within 300 feet of any other medical marijuana dispensary. The distance shall be measured by direct line, without regard to intervening structures or streets, between closest property boundaries.
3. A medical marijuana dispensary shall not locate in a building containing a dwelling unit or a hotel/motel.

4. A medical marijuana dispensary shall not locate on premises operating a sexually oriented business or on premises wherein the sale or consumption of alcoholic beverages is occurring or is permitted.
- D. Employee Requirements.* All persons working in a medical marijuana dispensary must be a qualifying patient or caregiver registered with the State of Montana.
- E. Hours of operation.* A medical marijuana dispensary shall be closed to the public, and no consultation, demonstration, sale or other distribution of marijuana shall occur upon the premises or via delivery from the premises between the hours of 9:00 p.m. and 7:00 a.m. A medical marijuana dispensary may be open seven (7) days a week.
- F. On site cultivation, growing and processing.* Not more than six (6) marijuana plants may be grown, cultivated, or processed on or within the premises of a medical marijuana dispensary. Marijuana plants may be grown, cultivated, or processed solely for demonstration purposes. This restriction does not apply to medical marijuana dispensaries located on property zoned I-1 Light industrial or I-2 Heavy industrial district.
- G. Display of medical marijuana.* No marijuana shall be displayed so as to be visible through glass, windows, or doors by a person of normal visual acuity standing at the outside perimeter of the medical marijuana dispensary.
- H. On site consumption.* The consumption or inhalation of marijuana on or within the premises of a medical marijuana dispensary is prohibited.
- I. Limitation on access by minors.* No individuals under the age of eighteen (18) shall be permitted in a medical marijuana dispensary with the exception of a qualifying patient who must be accompanied by his/her parent or guardian.
- J. Required warnings to be posted.* There should be posted in a conspicuous location in each medical marijuana dispensary a legible sign containing the following warnings:
1. A warning that the diversion of marijuana for nonmedical purposes is a violation of state law;
  2. A warning that the marijuana is intended for use solely by the qualifying patient to whom it is sold or distributed, and that any re-sale or re-distribution of the marijuana to any third person is a criminal violation;
  3. A warning that the use of medical marijuana may impair a person's ability to drive a motor vehicle or operate machinery, and that it is illegal under state law to drive a motor vehicle or to operate machinery when under the influence of or impaired by marijuana;
  4. A warning that loitering in or around the medical marijuana dispensary is prohibited by state law; and
  5. A warning that possession and distribution of marijuana is a violation of federal law.
- K. Signage.* All signage for a medical marijuana dispensary shall comply with the requirements of Title 17, Chapter 60 of this code together with the following restrictions:
1. No freestanding signs shall be allowed; and
  2. No sign for a medical marijuana dispensary shall be displayed containing the word "marijuana", "cannabis", or any other word or phrase commonly understood to refer to marijuana or a graphic/image of any portion of a marijuana plant. In the event a question arises concerning the application of this signage requirement, the Director of Planning and Community Development shall be responsible for rendering a final interpretation.
- L. Security requirements.* The proprietor of a medical marijuana dispensary shall provide adequate security on the premises including, but not limited to, the following:
1. Security surveillance camera installed to monitor the main entrance along with the interior and exterior of the premises to discourage and to facilitate the reporting of criminal acts and nuisance activities occurring at the premises. Security video shall be preserved for at least seventy two (72) hours by the proprietor;
  2. Robbery and burglary alarm systems which are professionally monitored and maintained in good working conditions;
  3. A locking safe permanently affixed to the premises that is suitable for storage of cash and any processed marijuana to be stored overnight on the premises. Safes must have a minimum Underwriters Laboratories (UL) burglary rating of TL-30x6 and must be certified by UL as fire resistant; and
  4. Exterior lighting that illuminates the exterior walls of the business and is compliant with Title 17, Chapter 40 of this code.

*M. Required record.*

1. Each proprietor of a medical marijuana dispensary shall maintain an accurate and complete record of all marijuana sold or dispensed at the dispensary. The record shall contain the quantity of marijuana sold or dispensed and the date and time the marijuana was sold or dispensed.
2. The records described in subsection 1 above shall be available for inspection by the City of Great Falls Police Department.
3. Nothing in this section shall abrogate or affect: a) any applicable confidentiality provision of state or federal law, or b) any applicable statutory or constitutional prohibition against unreasonable searches and seizure of property. In the event of any conflict between this section and any applicable state or federal law, the applicable provision of state or federal law shall control.

- N. Inspection of premises.* Prior to issuance of an occupancy permit by the City, the premises at which the medical marijuana dispensary will be operated shall be inspected by the City's Building Official or his authorized representative and/or the City Fire Marshall or his designee to determine compliance with all applicable City building, fire and development codes. No occupancy permit shall be issued if the premises at which the medical marijuana dispensary will be operated does not comply with all applicable City building, fire and development codes. Throughout the term of the occupancy permit the City's Building Official or his authorized representative and/or the City Fire Marshall or his designee may inspect the premises at which the medical marijuana dispensary is operated to determine continuing compliance with all applicable City building, fire and development codes. Access to such premises may be obtained by the City Building Official and/or Fire Marshall in accordance with the applicable provisions of such codes or other applicable law.

## Chapter 20 LAND USE

### Article 7

#### SPECIAL STANDARDS FOR PRINCIPAL USES

##### 17.20.7.070 Home occupation

- A. **Validity of use.** The individual primarily responsible for the home occupation must reside in a dwelling unit on the parcel.
- B. **Location and space limitation.** The home occupation shall occur entirely within the dwelling unit and space specifically designated for use of the home occupation shall occupy no more than 30 percent of the total floor area.
- C. **Employees.** No more than 1 nonresident employee may work on the property at a time. (Note: There is no restriction on the number of people that may be employed and that work off-site.)
- D. **Exterior character of the dwelling unit.** The exterior character of the dwelling unit shall not be substantially altered to accommodate the home occupation.
- E. **Storage of materials.** Exterior storage of materials or equipment is prohibited.
- F. **Signs.** Signage for home occupations must conform to the requirements in section 17.60.2.020(K) of chapter 60 of this Title.
- G. **Retail sales.** The indoor display or retail sales of those products manufactured or otherwise made on the premises are permitted. All other on-site sales are prohibited.
- H. **Limitations on business vehicles.** No vehicle used for the home occupation shall exceed a one-ton rate capacity. No more than one such vehicle shall be parked on the site.
- I. **Prohibited uses.** The following uses do not qualify as a home occupation: veterinary services, medical offices, animal boarding or grooming, barber, hair care, restaurant, vehicle repair, or any other similar high traffic generation activity. **A medical marijuana dispensary also does not qualify as a home occupation and the cultivation of marijuana within the premises occupied by a dwelling unit shall be limited to that allowed per qualifying patient as defined by the Medical Marijuana Act § 50-46-101, MCA, et seq. with the qualifying patient being a permanent resident of the dwelling unit.**

## Appendix F LAND USE DEFINITIONS

### AGRICULTURAL USES

“Agriculture, horticulture, nursery” means a place and/or building, or portion thereof, that is used or is intended for growing fruit, vegetables, flowers, and other plants typically grown on farming operations in the region.

**“Cultivation of marijuana” means the use of any structure or premises within the City wherein seven (7) or more marijuana plants are grown, cultivated or processed. The term does not apply to premises occupied by a dwelling unit wherein a qualifying patient being a permanent resident of the dwelling unit shall be allowed to possess and cultivate marijuana within the limitations stipulated by the Medical Marijuana Act § 50-46-101, MCA, et seq.**

### HEALTH CARE

“Health care clinic” means a place and/or building, or portion thereof, that is used or is intended for providing medical services including prevention, diagnosis, treatment, or rehabilitation. The term includes dental clinics, doctor’s offices, and sports medicine facilities. The term does not include those uses as classified as a health care facility.

“Health care facility” means a place and/or building, or portion thereof, whether public or private, excluding federal facilities, whether organized for profit or not, that is used or is intended to provide health services, medical treatment, or nursing, rehabilitative, or preventative care to any person or individuals. The term does not include offices of private physicians or dentists. The term includes ambulatory surgical facilities, hospitals, kidney treatment centers, long-term care facilities, medical assistance facilities, mental health centers, outpatient facilities, public health centers, rehabilitation facilities, residential treatment facilities, and adult day-care centers as defined in State law. (Source: 50-5-101, MCA)

“Health care sales and services” means a place and/or building or portion thereof, that is used or intended to provide for the sale of health care products and services. The term includes pharmacies, vision care facilities, hearing aid facilities, prosthetic facilities, etc.

**“Medical marijuana dispensary” means the use of any building or premises within the City by one or more registered caregivers to provide consultation services to qualifying patients and caregivers, and to distribute, transmit, give, dispense, or otherwise provide marijuana in any manner, with or without financial payment or consideration, to qualifying patients or caregivers, for use solely by the qualifying patient to whom it is sold or distributed to, in accordance with terms of the Medical Marijuana Act, MCA, 50-46-101. In addition, devices, contrivances, instruments, and paraphernalia for inhaling or otherwise consuming marijuana including, but not limited to, rolling papers and related tools, water pipes, and vaporizers may lawfully be sold or provided only to qualifying patients or caregivers at a medical marijuana dispensary.**

Exhibit B.1: General Reference of Exclusion Areas (300 ft. Buffer from Sensitive Uses\*) and Zoning Districts Permitting Medical Marijuana Related Land Uses

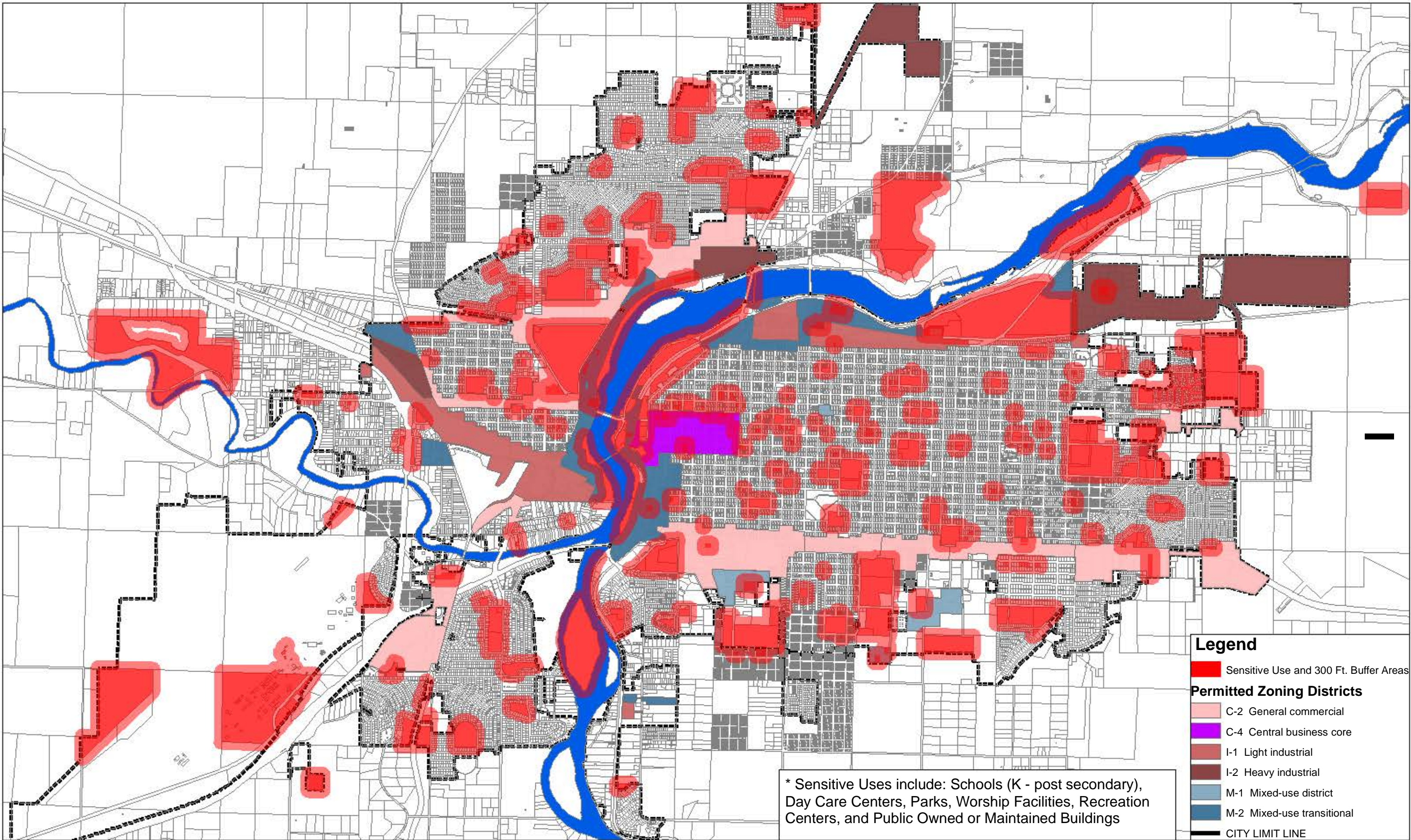
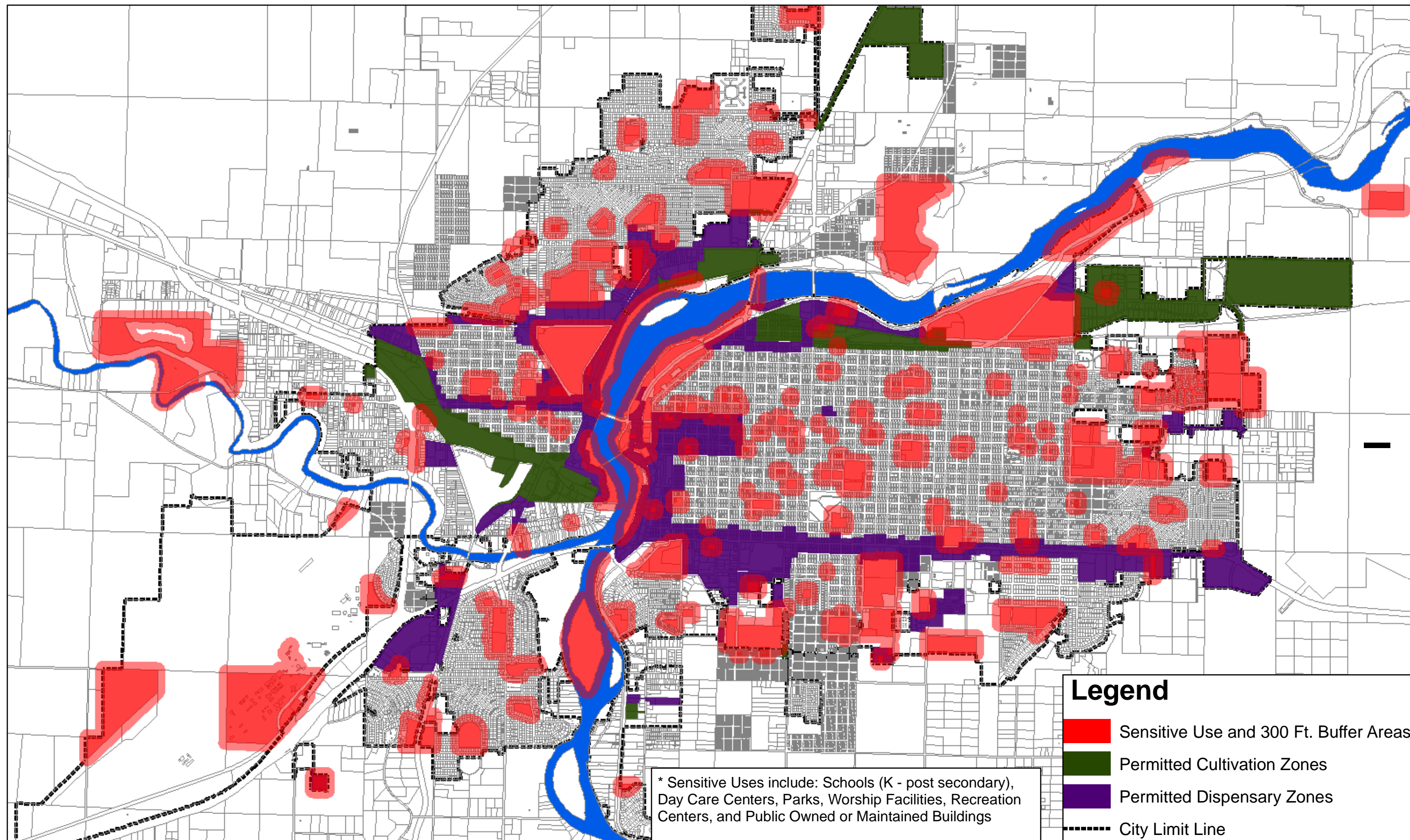


Exhibit B.2: General Reference of Exclusion Areas (300 ft. Buffer from Sensitive Uses\*) and Zoning Districts Permitting Medical Marijuana Cultivation and Dispensaries





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# Crime events following medical marijuana

► Solution, though,  
is matter of dispute

By LISA LEFF  
Associated Press Writer

SAN FRANCISCO — Patients, growers and clinics in some of the 14 states that allow medical marijuana are increasingly falling victim to robberies, home invasions, shootings and even murders at the hands of pot thieves.

There have been dozens of cases in recent months alone. The issue received more attention this week after a prominent medical marijuana activist in Seattle nearly killed a robber in a shootout — the eighth time thieves had targeted his pot-growing operation.

Critics say the heists and holdups prove that marijuana and crime are inseparable, though marijuana advocates contend that further legalization is the answer. News of crimes related to medical marijuana comes at an awkward time for California and Washington state advocates who are pushing to pass ballot measures to allow all adults, not just the seriously ill, to possess the drug.

“Whenever you are dealing with drugs and money, there is



AP PHOTO

Steve Sarich stands in a room used to grow medical marijuana in his house in Kirkland, Wash., this week. Sarich was involved in a recent shootout with intruders.

going to be crime,” said Scott Kirkland, the police chief in El Cerrito, Calif., and a vocal critic of his state’s voter-approved medical marijuana law. “If people think otherwise, they are very naive.

“People think if we decriminalize it, the Mexican cartels and

Asian gangs are going to walk away. That’s not the world I live in.”

Activists and law enforcement officials say it is difficult to paint an accurate picture of crimes linked to medical marijuana because many drug users don’t report the crimes to police for

fear of arousing unwanted attention from the authorities. But the California Police Chiefs Association used press clippings to compile 52 medical marijuana-related crimes — including seven homicides — from April 2008 to March 2009.

There also is plenty of anecdot-

al evidence:

- A man in Washington state was beaten to death last week with what is believed to be a crowbar after confronting an intruder on the rural property where he was growing cannabis to treat painful back problems.

- Medical marijuana activist Steve Sarich exchanged gunfire with intruders in his Seattle home Monday, shooting and critically injuring one of them.

- A respected magazine editor was killed in 2007 by robbers who targeted his Northern California home for marijuana and money after hearing that his teenage son was growing pot with a doctor’s approval.

- Robbers killed a security guard at a Los Angeles medical marijuana dispensary in 2008.

Police and marijuana opponents say the violence is further proof that the proliferation of medical marijuana is a problem that will worsen if the drug is legalized or decriminalized.

Pot activists say the opposite — that prohibition breeds crime and legalization would solve the problem. They also say the robberies have exposed the need for more regulation of medical marijuana laws in states like California, Washington and Colorado.

South Carolina governor fined \$71,000 in ethics investigation

# POINTS

Editorial board (our opinion)  
 ▶ Jim Strauss, President & Publisher  
 ▶ Gary Moseman, Managing Editor  
 ▶ Jo Dee Black, Business Editor  
 ▶ Eric Newhouse, Projects Editor

## Medical marijuana serious, offers real lives to patients

By TOM DAUBERT

Medical marijuana is a serious subject. It's frustrating to see it cast in a frivolous light or to hear the law misrepresented.

Unfortunately, a recent event in Great Falls, sponsored by the so-called "Montana Caregivers Network," made these mistakes, poorly serving the law and thus the welfare of thousands of sincere patients.

I helped write our medical marijuana law; I directed the campaign for it; and as founder of Patients & Families United, I have been involved in most every legal issue that has arisen, and have testified as an expert on the law in court and at the Legislature numerous times.

I have gotten to know hundreds of patients across Montana, many of whom have become close friends.

From what I see, medical marijuana is hugely improving the quality of life for countless patients who suffer widely varying and severe medical conditions.

In some cases cannabis literally makes the difference between life and death.

More people in our communities than we realize suffer from illnesses that lead to things like wasting disease, for example, who can rapidly lose 20 or more pounds per week until they die. But marijuana makes it possible for them to eat enough to survive, improve, and begin living again.

Or consider the experience of a young woman whose epilepsy caused a dozen or more severe seizures every day for years. Can you imagine trying to "live" a life like that?

Since starting with medical marijuana seven months ago, she hasn't suffered a single seizure. Now she can do things without fear of a sudden life-threatening loss of control over her body. Her ability to walk, write and talk is improving steadily.

Thanks to medical marijuana, a real life, complete with hope and meaning, is returning not only for her, but for her entire family. Marijuana is a natural medicine, for real people.

One of the most important and positive outcomes common to medical marijuana patients is an ability to greatly reduce and often eliminate the use of costly, riskier medications like opiates and other narcotics.

I've seen this countless times — radical reductions in a patient's need for expensive drugs that bring uncomfortable and compromising side-effects, which in turn can require yet other drugs to counteract. Patients for whom medical marijuana works can lead healthier, more productive successful lives.

The experiences of Montana patients mirror the voluminous findings of modern researchers who have documented marijuana's many values as medicine.

The Montana patient experience also mirrors the historical record of humans using marijuana as medicine for thousands of years, all over the world, with never a single over-



Illustration by Taylor Jones

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### COMMUNITY FOUNDTABLE

Today's guest: Tom Daubert, Patients & Families United director



This is part of a series of columns by community leaders on the topics of their choice. To comment, visit our online forums at [www.greatfallstribune.com/forums](http://www.greatfallstribune.com/forums)

dose, never a single recorded death caused by marijuana itself.

Montana's compassionate law, passed by a record-setting percentage of voters, is precious to the lives of patients, and it deserves to be respected and accurately represented.

It has its flaws and needs improving, for the sake of patients as well as law enforcement officials, but it can work very well for the patients who understand it and adhere to its terms.

But those of us who wrote the law, who have conducted education programs about the law and who have led the effort to improve it, never intended for patients to use medical marijuana in public or to flaunt their rights in any way.

We wouldn't want to see diabetics administer insulin in public either, and except in emergencies, it seems to us that health care treatments of any kind should be a private, personal matter.

(By the way, a great many patients don't actually "smoke" marijuana, even in private. They get the most helpful medicinal

effects by ingesting it in food or liquid forms.)

The Montana law also doesn't endorse the exchange or use of marijuana by people who merely possess a physician's recommendation.

A patient doesn't receive our law's full protections until he or she has completed the process of registering with the state health department, and when obtaining medicine only from the party registered to be the patient's caregiver.

Periodically, our all-volunteer education and patient-support group holds meetings designed to help patients understand the law and know how to use medical marijuana safely, legally, and appropriately.

For more information, contact [info@mjfu.org](mailto:info@mjfu.org) or see our Web site, [www.mjfu.org](http://www.mjfu.org).

As director of Patients & Families United, Tom Daubert conducts public education, advocacy and support programs for medical marijuana patients as well as pain patients, whether they use marijuana or not.



# GREAT FALLS FIRE RESCUE

105 9th Street South  
Great Falls, MT 59401

Phone: 406-727-8070  
Fax: 406-454-2454

March 23, 2010

To: Director Haynes  
From: Fire Chief Randy McCamley  
Re: Medical marijuana committee

Mike thanks for including the Fire/Rescue Department in the medical marijuana zoning discussion. In addition to the zoning issues, it has become apparent to us that several very serious operational issues exist. These include the issues of compliance, enforcement, training, education and first responder safety. Each of these aspects presents its own set of circumstances and additional financial impact; that will need careful analysis and consideration to ensure they are addressed appropriately.

For example:

What public safety departments need to be involved in the initial permitting and inspection process and who is responsible for ensuring ongoing compliance? Commercial grow operations have additional regulatory requirements beyond what is currently performed by the Fire Department's annual Safety Inspection Certificate program. If it is determined that the Fire Department is responsible for these inspections what additional training is required, what are those costs and how are these increased costs paid for?

If carbon dioxide is utilized during the growing process what safe guards are required to ensure oxygen levels are maintained at a safe level for employees, customers, first responders? Should placarding and air monitoring equipment be required?

Additionally, there has been some public testimony regarding the lack of fires associated with marijuana grow operations. I am attaching two short articles that would demonstrate a different finding.

In closing, I would recommend moving along cautiously on the appropriate zoning determination until all other operational considerations can be address. We look forward to continuing working on the project.

Sincerely,

  
Chief McCamley

cc. Greg Doyon.  
Attachments: fires associated with grow operations

## **NW Bend house fire traced to legal pot grow**

*Lights overloaded electrical outlet, inspectors say*

**By Nina Mehlhaf, KTVZ.COM**

A man and woman woke up to smoke inside their Northwest Revere Avenue home in Bend, and stayed inside to fight the blaze after it started around 2 a.m. Friday.

From the street, the damage is hard to spot. But take a closer look, and you can see smoke stains dripping down the inside of the front windows, the blinds melted and curling. And right in front, the yard hose uncoiled and pulled inside a window.

Firefighters say the man and woman inside were thinking fast, and used it to knock down the flames.

"It was mostly out when we got there," said responding Capt. David Russell. "It appears to be caused by an overloaded electrical outlet."

That outlet was in a back bedroom. It's where police say Tim Flemming had his legal marijuana grow set up, with many of the grow lights plugged into the same outlet.

Fire inspectors tell News Channel 21 it was using quite a lot of power - so much so, it caught fire.

"The actual fire damage was pretty well contained to the single room and contents," Russell said. "There was fairly significant smoke damage to the rest of the house."

Under Oregon's medical marijuana law, legal card holders and the person they may authorize to grow it for them, can have up to six mature plants and 18 starts and seedlings.

Bend Police say the amount of plants Flemming had growing complied with the law, so there were no citations.

But some smoke inhalation putting out the fire sent Flemming to the hospital. "They definitely took some risk in staying in the house and trying to put it out," Russell said

Damages are estimated at \$50,000, half to the building and half to contents. The Red Cross was called in to help the residents while they clean up.

Grow light fires\NW Bend house fire traced to legal pot grow - KTVZ.com



## REGIONAL REPORT

West Edition

### **Indoor Sacramento Pot Garden Sparks Fire**

**SACRAMENTO, CA - A Sacramento man faces felony charges after an indoor marijuana garden started a fire.**

Firefighters were called to an apartment complex off El Camino Avenue shortly before 6 Friday morning on December 5, 2008. A fire had started in Stefan Dorman's guest bedroom. "They knocked on my door. I didn't have a clue. I was still asleep," Dorman said. But Dorman soon realized there was a fire in his indoor pot growing operation. He said an electric cord to grow lights melted and caught the carpet on fire. The flames spread to a cardboard box surrounding 20 small plants. Dorman has a doctor's permission to use pot for pain. "I have a condition called Osteogenesis Imperfecta," he said. "I have very brittle bones. I have broken about 65 bones and I've had multiple compound fractures and lots of surgeries."

Sacramento Metro Fire spokesman Christian Pebbles said Dorman won't get in trouble for the marijuana. But he is in trouble for plugging six lights and a power strip into an extension cord. "We had hundreds of thousands of dollars worth of damage to a facility. The person responsible is looking at felony charges for recklessly starting a fire," Pebbles said.

Fortunately, the apartment's sprinklers doused the fire before it grew. However, the water went through the floor to a downstairs apartment. Five people living below Dorman's unit were forced to evacuate. "I feel horrible for the people downstairs. It was a lot of water," Dorman said. "Even after the firefighters got here they couldn't turn it off. It took them about 10 minutes to turn the water off." But Dorman is thankful the sprinklers kicked on. "I made fun of them when I first got here. I wondered why they had so many but it's kind of a good thing. They saved my life," he said.

News10/KXTV

# Exhibit D.2



P.O. Box 5021, 59403-5021

Telephone: (406) 771-1180

## Medical Marijuana

Management and enforcement of rules: Department of Public Health and Human Services <http://www.dphhs.mt.gov/medicalmarijuana/>

Why be concerned: Growth Rate

### Patient Counts

Count of Status	Column Labels							
Row Labels	2005	2006	2007	2008	2009	2010	Grand Total	
<b>Current</b>	<b>110</b>	<b>103</b>	<b>229</b>	<b>833</b>	<b>6032</b>	<b>3275</b>	<b>10582</b>	
1	18	1	6	14	110	1301	1450	
2	21	8	10	67	189	1686	1981	
3	15	14	16	44	251	288	628	
4	9	6	5	67	243		330	
5	17	13	12	62	323		427	
6	8	8	20	104	258		398	
7	3	8	18	69	155		253	
8	2	10	25	38	438		513	
9	7	10	28	121	735		901	
10	1	5	19	131	522		678	
11	5	8	39	41	944		1037	
12	4	12	31	75	1864		1986	
<b>Grand Total</b>	<b>110</b>	<b>103</b>	<b>229</b>	<b>833</b>	<b>6032</b>	<b>3275</b>	<b>10582</b>	

### Count of Patients by Condition

Count of Status	Column Labels
Row Labels	Current
Cachexia or Wasting Syndrome	345
Cancer, Glaucoma or HIV (AIDS)	313
Cardiopathy	1
Multiple Sclerosis	26
Seizures	98
Severe Nausea	200
Severe or Chronic Pain	5993
Severe or Chronic Pain & Muscle Spasms	2412
Severe or Chronic Pain & Nausea	548
Severe or Chronic Pain & Seizures	100
Severe or Chronic Pain, Nausea & Muscle Spasms	331
Severe or Persistent Muscle Spasms	181
Severe Seizures and/or Nausea and/or Muscle Spasms	34
<b>Grand Total</b>	<b>10582</b>



### Count of Caregivers By County

Count of CG Status	Column Labels
Row Labels	Active
Beaverhead	16
Big Horn	5
Blaine	2
Broadwater	19
Carbon	20
Carter	1
Cascade	208

### Caregivers Summary

787		Patients with No Caregiver Identified
97	3.68%	Caregivers with $\geq$ 20 Patients
39	1.48%	Caregivers with 15 to 19 Patients
74	2.81%	Caregivers with 10 to 14 Patients
228	8.65%	Caregivers with 5 to 9 Patients
640	24.29%	Caregivers with 2 to 4 Patients
1557	59.09%	Caregivers with 1 Patient
2635	100.00%	Total Current number of Caregivers



### Patient Age Distribution

Count	Percentage	
18	0.17%	Minors <18
350	3.31%	Age 18-20
2635	24.90%	Age 21-30
2180	20.60%	Age 31-40
2172	20.53%	Age 41-50
2407	22.75%	Age 51-60
711	6.72%	Age 61-70
93	0.88%	Age 71-80
14	0.13%	Age 81-90
2	0.02%	Over 90
10582	100%	

41 Average Age

### Physician Summary

13	4.64%	Physician with > 100 Patients
20	7.14%	Physician with > 20 to 100 Patients
4	1.43%	Physician with 15 to 19 Patients
9	3.21%	Physician with 10 to 14 Patients
47	16.79%	Physician with 5 to 9 Patients
82	29.29%	Physician with 2 to 4 Patients
105	37.50%	Physician with 1 Patient
280	100.00%	Total Current number of Physicians





#### Law Enforcement Concerns:

No current process or rules related to revoking a user or caregivers card.

No regulations on the number of patients a caregiver can have or the number of plants that a caregiver can maintain.

The only felons excluded from being a caregiver are persons with a previous felony drug conviction in Montana. Sex-violent offenders and other felony convictions are ignored as well as felons from other states.

No protection for landlords that have tenants that grow plants.

No controls for the importation of marijuana from other locations.

Corporations cannot be licensed to be caregivers. It has to be a person. So if an individual works for the business and sells marijuana are they subject to charges.

Selling to non-patients. Law enforcement cannot get the names of caregivers/patients since they are covered by federal HIPPA laws.

Caregivers exchanging marijuana with other caregivers.

Drug Felons from other states coming into our area and getting caregiver cards.

Using marijuana when children are present. Second hand smoke research indicates that it is more dangerous than cigarettes.

Using marijuana in multi unit housing.

The following questions were posed to the DPHHS by the GFPD.

Grow operations using Co2 can be dangerous to law enforcement and fire personnel. Any grow operation, commercial or home should be required to post visible signs advising of the presence of this pressurized gas.

#### Lack of tracking at the state level:

The police department asked for the following information, this was the reply.

Number of applications for MMJ: Could not get a figure as most people are accepted.

Number of Refusals: Rare for someone to be refused. No numbers.

Number of renewals: Unknown

Number of renewals refused: Unknown

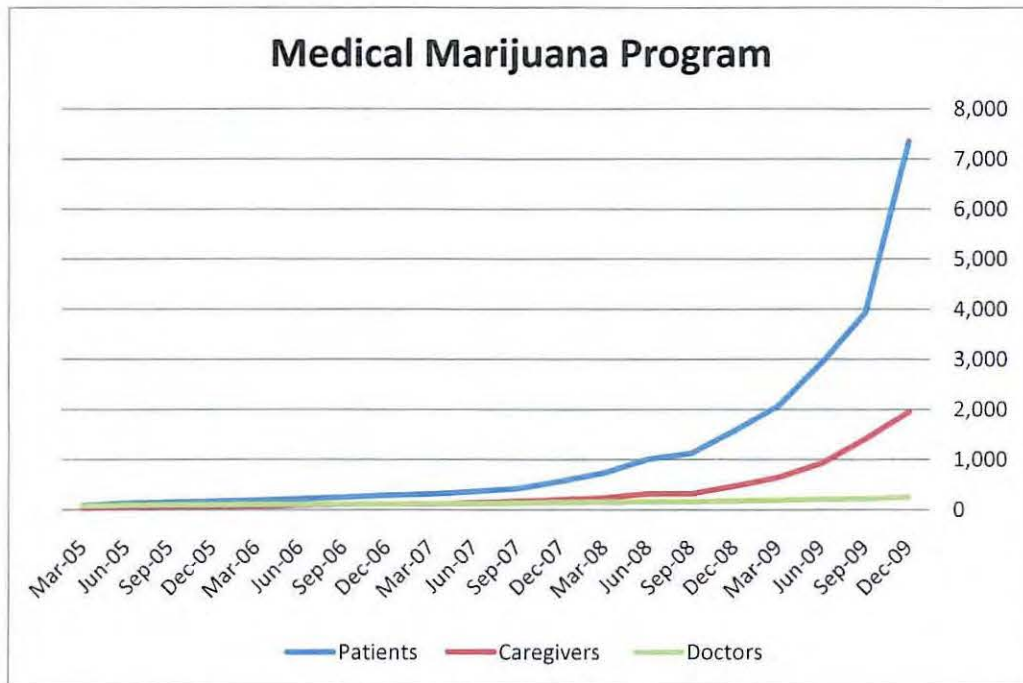
Number of permits suspended or revoked: Very few. Unknown what the actual number is.

I (Det Pat Brinkman) spoke with Jan Kiley and received the above information. Jan stated that in the future they may be able to track some of the above. Jan suggested that I call the Director, Roy Kemp. To date I have only gotten his voice mail.

MMP Stats  
 Updated: 2/4/10

History of Qualifying Patients, Caregivers, and Doctors  
 January 2005 - December 2009

	Patients	Caregivers	Doctors
Mar-05	86	35	69
Jun-05	135	49	90
Sep-05	156	58	95
Dec-05	176	66	98
Mar-06	189	67	100
Jun-06	222	87	100
Sep-06	252	101	111
Dec-06	287	116	114
Mar-07	319	116	118
Jun-07	368	139	121
Sep-07	428	161	130
Dec-07	572	194	145
Mar-08	736	233	150
Jun-08	1,006	311	158
Sep-08	1,119	319	157
Dec-08	1,577	465	171
Mar-09	2,074	640	186
Jun-09	2,923	919	202
Sep-09	3,921	1,403	209
Dec-09	7,339	1,942	247



## Frequently Asked Questions about the Montana Medical Marijuana Act

**MONTANA MEDICAL MARIJUANA ACT, I-148:** “Medical use” means the acquisition, possession, cultivation, manufacture, use, delivery, transfer, or transportation of marijuana or paraphernalia relating to the consumption of marijuana to alleviate the symptoms or effects of a qualifying patient's debilitating medical condition.

### 1. When did I-148 pass?

Initiative 148, the Montana Medical Marijuana Act, was approved on November 2, 2004, by an affirmative vote of 62 percent of Montana voters.

### 2. What does the initiative actually say?

[Click here](#) to read the full text of I-148.

### 3. How do I register as a medical marijuana patient with the state?

“Qualifying patients” must register with the Montana Department of Public Health and Human Services, Licensure Bureau, 2401 Colonial Drive, P.O. Box 202953, Helena, MT, 59620-2953. Phone: 406-444-2676.

To register, the patient must submit (on forms provided by the department) the following information:

- (a) Written certification that the person is a qualifying patient;
- (b) an application or renewal fee;
- (c) the name, address, and birth date of the qualifying patient;
- (d) the name, address, and telephone number of the qualifying patient's physician; and
- (e) the name, address, and birth date of the qualifying patient's caregiver, if any.

### 4. What medical conditions are eligible?

Patients must suffer from a debilitating medical condition, defined as:

- (a) cancer, glaucoma, or positive status for human immunodeficiency virus (HIV), acquired immune deficiency syndrome (AIDS), or the treatment of these conditions;
- (b) a chronic or debilitating disease or medical condition or its treatment that produces one or more of the following:
  - (i) cachexia or wasting syndrome;
  - (ii) severe or chronic pain;
  - (iii) severe nausea;
  - (iv) seizures, including but not limited to those caused by epilepsy; or
  - (v) severe or persistent muscle spasms, including but not limited to those caused by multiple sclerosis or Crohn's disease; or
- (c) any other medical condition or treatment for a medical condition adopted by the department by rule. (NOTE: To date, the department has not added to the list by administrative rule.)

## **5. What written certification must I provide to be eligible?**

A doctor must certify in writing that you have a debilitating medical condition and that the benefits of using marijuana for medical purposes would likely outweigh the risks. When a patient registers, the department provides a form for the attending physician to sign stating that it is his/her professional opinion, after having completed a full assessment of the qualifying patient's medical history and current medical condition made in the course of a bona fide physician-patient relationship, that the qualifying patient has a debilitating medical condition and the potential benefits of the medical use of marijuana will likely outweigh the health risks for the qualifying patient.

## **6. Can I grow my own medical marijuana?**

Yes. A "qualifying patient" who is approved and registered by the state may grow medical marijuana--up to a limit of six plants and one ounce of dried marijuana in possession.

## **7. How much medical marijuana can I possess?**

A qualifying patient and a qualifying patient's caregiver may each possess six marijuana plants and one ounce of usable marijuana. "Usable marijuana" means the dried leaves and flowers of marijuana and any mixture or preparation of marijuana.

## **8. Do any age limits apply?**

Registered caregivers must be 18 or older. Patients under age 18 must have the consent of their parent or guardian responsible for medical decisions. The parent or guardian must be the registered caregiver of the minor patient.

## **9. How much is the registration fee?**

The fee for applying or the annual renewal of a state medical marijuana registration is \$50.00 a year. Presently, there is no sliding-fee scale.

## **10. Who has access to the patient registry list?**

The state will maintain a confidential list of "qualified patients" and "approved caregivers" to whom the department has issued registry identification cards. Individual names and other identifying information on the list must be confidential and is not subject to disclosure, except to:

- (a) authorized employees of the department as necessary to perform official duties of the department; or
- (b) authorized employees of state or local law enforcement agencies, only as necessary to verify that a person is a lawful possessor of a registry identification card.

## **11. Can doctors get in trouble for discussing medical marijuana?**

Not under Montana state law. A physician may not be arrested, prosecuted, or penalized in any manner, or be denied any right or privilege, including but not limited to civil penalty or disciplinary action by the Board of Medical Examiners or

the Department of Labor and Industry, for providing written certification for the medical use of marijuana to qualifying patients.

### **12. Do I get a prescription from my doctor?**

The federal government classifies marijuana as a Schedule I drug, which means that licensed medical practitioners cannot prescribe it. Your physician must provide written certification of a "debilitating medical condition" and can only recommend the use of medical marijuana.

### **13. Why are only M.D.s (medical doctors) and D.O.s (doctors of osteopathy) qualified to sign the physician's "written certification" on the application? Why not naturopaths, chiropractors, or nurse practitioners?**

The Montana Medical Marijuana Act states that an "attending physician" means a physician licensed under MCA Title 37, Chapter 3. M.D.s and D.O.s are the physicians licensed under this chapter. The statute is specific to physicians licensed in Montana.

### **14. Does my physician have to be licensed in Montana?**

Yes. The physician licensing statutes referenced by the Medical Marijuana Act is specific to physicians licensed in Montana. The department verifies with the Board of Medical Examiners that each patient's attending physician has a valid license to practice medicine as an M.D. or D.O. in Montana and has no disqualifying restrictions.

### **15. Is there a list of doctors I can talk to?**

There is no published list of doctors available. It is the responsibility of the patient to work with a physician with whom he/she has a bona fide doctor-patient relationship.

### **16. Can you refer me to a doctor?**

No. It is the responsibility of the patient to work with a physician with whom he/she has a bona fide doctor-patient relationship.

### **17. Where can I consume medical marijuana?**

Presuming you are registered with the state patient registry and carrying your registry identification card, you may consume medical marijuana on your property or elsewhere. However, the law does not permit:

(a) any person to operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while under the influence of marijuana;  
or

(b) the smoking of marijuana:

(i) in a school bus or other form of public transportation;

(ii) on any school grounds;

(iii) in any correctional facility; or

(iv) at any public park, public beach, public recreation center, or youth center.

**18. If I live in a nursing home, assisted living facility, or a retirement home, can I consume medical marijuana?**

Presuming you are registered with the state patient registry and carrying your registry identification card, the law does not specifically prohibit the use of medical marijuana in those settings. However, the facility or home may have prohibitions. Therefore, you must verify with the facility if using medical marijuana is permitted and under what circumstance or conditions.

**19. Can I use medical marijuana at work?**

This is up to the employer. Even if you are a registered patient, your employer may still forbid medical marijuana use in the workplace.

**20. Will my medical insurance cover medical marijuana?**

Probably not. The law specifically excludes government and private insurance entities from being required to cover any costs associated with medical marijuana.

**21. Will paraphernalia associated with my medical use be protected?**

Yes. In Section 7 of the Medical Marijuana Act, asserting medical use of your "paraphernalia relating to the consumption of marijuana" is an affirmative defense, provided that you have a qualifying condition and possess an amount reasonably necessary to ensure the uninterrupted availability of marijuana for the purpose of alleviating the symptoms or effects of the medical condition of the person identified in subsection (l)(a). In Section 4, the act restricts the amount that may be possessed at any one time to no more than six marijuana plants and one ounce of usable marijuana.

**22. Can the police search me just for having a patient registry card?**

No, not under Montana law. Possession of, or application for, a registry identification card does not alone constitute probable cause to search the person or property of the person possessing or applying for the registry identification card or otherwise subject the person or property of the person possessing or applying for the card to inspection by any governmental agency, including a law enforcement agency.

**23. I am a valid medical marijuana patient under another state's law. Am I protected?**

Yes, under Section 4(8) of the Montana Medical Marijuana Act [Sec. 50-46-201(8), MCA], a registry identification card or its equivalent issued by another state government to permit the medical use of marijuana by a qualifying patient or to permit a person to assist with a qualifying patient's medical use of marijuana has the same force and effect as a registry identification card issued by the department.

**24. Where do I get seeds? Where do I get plants? Where do I get a bag of medical marijuana?**

The Medical Marijuana Act allows a patient or caregiver to grow no more than six plants or possess no more than one ounce of usable marijuana. The state does not give advice or referrals to obtain a supply of marijuana.

**25. I am too ill to grow my own medical marijuana and need a caregiver. What can I do?**

The Medical Marijuana Act provides for a system of designated caregivers. The caregiver's name, address, and birth date must be provided to the state at the time of a patient's registration. The department will issue a registry identification card to the caregiver who is named by a qualifying patient on his/her application.

The caregiver must sign a statement agreeing to provide marijuana only to the qualifying patients who have named the individual as their caregiver. The department may not issue a registry identification card to a proposed caregiver who has previously been convicted of a felony drug offense. The department will verify through a background check with the Department of Justice that the designated caregiver has no disqualifying felony drug conviction.

A caregiver may receive reasonable compensation for services provided to assist with a qualifying patient's medical use of marijuana.

**26. How can I be a caregiver and grow marijuana for patients?**

To be a caregiver, you will need to register your personal information (name, address, and birth date) with the state. A qualifying patient must name you at the time he/she registers as a patient. Individuals convicted of a felony drug offense are not eligible to be caregivers. You may be a caregiver for more than one patient.

**27. Can patients form growing cooperatives?**

The law does not address this. Consult with your local law enforcement officer or personal attorney.

**28. Is the Montana Medical Marijuana Act recognized by other states? Can I travel to another state with medical marijuana and not be arrested or charged with civil or criminal penalties because I have my Montana registration card?**

At this time, the department is not aware of any "reciprocity" agreements with any other states to honor the Montana law. This includes those states that have medical marijuana laws of their own, such as Washington, Colorado, and California. The Montana Medical Marijuana Act is only recognized within Montana. However, possession of marijuana in states with no medical marijuana program is definitely illegal, and you may be arrested and charged with civil or criminal offenses.

**29. I don't have the money for the registration fee. Is it a one-time payment? Can it be waived? Can I make installment payments?**

Full payment, by check or money order, must be made at the time of the initial application and at renewal each year. The fee cannot be waived, and the department cannot accept installment payments.

**30. Why can't I just go to a pharmacy to fill a prescription for medical marijuana?**

Pharmacies can only dispense medications that are prescribed. Marijuana is currently classified by the federal government as a Schedule I drug, which means it cannot be prescribed by any health care professional. CI-148 only allows doctors to recommend medical marijuana. The Medical Marijuana Act allows patients or their caregivers to grow medical marijuana for the patient's private use. The Montana Medical Marijuana Act makes no provisions for a supply or source.

**31. Why do I need to have a physician sign and date the form and send a written certification to the department? Why can't I just provide my medical records?**

According to the Medical Marijuana Act, a physician must state in writing that the patient has a qualifying debilitating medical condition and that medical marijuana may mitigate the symptoms or effects of that condition.

**32. Do I have to list a "grow site" address on my application (the place where I plan to grow my medical marijuana)?**

No. CI-148 does not require the address of the actual grow site.

**33. Do I have to tell my landlord that I'm using medical marijuana? Can my landlord evict me if I have my grow site in my rental housing? Can I live in subsidized housing?**

Nothing in the act specifically addresses whether you can be evicted because you are using medical marijuana, even if you have only the amount of medical marijuana allowed by law. Nor does the act directly address a patient living in subsidized housing.

Section 4(1) of the act [Sec. 50-46-201(1), MCA] does state that a "qualifying patient or caregiver who possesses a registry identification card issued pursuant to [section 3] may not be arrested, prosecuted, or penalized in any manner or be denied any right or privilege... for the medical use of marijuana or for assisting in the medical use of marijuana if the qualifying patient or caregiver possesses marijuana not in excess of the amounts allowed in subsection (2)." If you have questions about these important issues, the department recommends you talk to your personal attorney to learn about your rights and protections.

**34. Do I have to tell the department if I change my mailing address, change a primary caregiver or physician, or have a change in my debilitating medical condition?**

The answer to all of these questions is "yes." You are required to notify the department of any changes in the qualifying patient's name, address, physician, or caregiver or change in status of the qualifying patients debilitating medical condition within 10 days of the change. If a change occurs and is not reported to the department, as prescribed by the act, the registry identification card is void.

**35. I live within 1,000 feet of a school, which is a "drug-free zone." Can I still grow and/or possess my medical marijuana there?**



The Medical Marijuana Act does not address this issue. For questions about laws other than the act, please contact your local law enforcement agency for guidance or consult with your personal attorney.

**36. Do I need to keep a copy of my application and any other information I send to the department to register?**

This is up to each individual. However, it may be prudent to keep copies of everything you send to the department.

**37. What should I tell my employer if I am subjected to a drug test?**

The Medical Marijuana Act does not discuss whether employers are required to accommodate employees who use medical marijuana. It is up to you to decide whether to tell your employer. Questions about testing should be discussed with your personal attorney.

**38. How are the laws and rules of the Medical Marijuana Act enforced?**

The department enforces provisions of the act that are concerned with registration, such as making sure applications are complete before issuing a registry identification card, denying incomplete or fraudulent applications, and suspending cards if individuals violate the act. Local and state law enforcement agencies may check to see if patients or caregivers possess or are growing the amount of medical marijuana allowed by law.

Local and state law enforcement personnel may also take any action they believe necessary to enforce the criminal laws of the state, including violations of the Medical Marijuana Act. Local and state law enforcement actions may vary. The department has no authority to direct the activities of local and state law enforcement agencies.

## The American Public Health Association's Endorsement on Medical Marijuana

In November of 1995, the American Public Health Association, the oldest and largest organization of health care professionals in the world, overwhelmingly adopted a resolution urging lawmakers to make marijuana legally available as a medicine for seriously ill patients. The APHA represents more than 50,000 members and has been effectively influencing policies and setting priorities in public health since 1872. APHA is one of the first major American public health associations to formally recommend using marijuana as a medicine.

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### 9513: Access to Therapeutic Marijuana/Cannabis

The American Public Health Association,

Being aware that cannabis/marijuana has been used medicinally for centuries and that cannabis products were widely prescribed by physicians in the United States until 1937 <sup>1,2</sup> and

Being aware that "marijuana" prohibition began with the Marijuana Tax Act of 1937 under false claims despite disagreeing testimony from the AMA's representative; <sup>3,4</sup>

and Being further aware that the Controlled Substances Act of 1970 completely prohibited all medicinal use of marijuana by placing it in the most restrictive category of Schedule I, whereby drugs must meet three criteria for placement in this category: 1) have no therapeutic value, 2) are not safe for medical use, and 3) have a high abuse potential; <sup>5</sup> and

Being cognizant that the Drug Enforcement Administration's own administrative law judge ruled in 1988 that marijuana must be removed from Schedule I and made available for physicians to prescribe; <sup>6-8</sup> and

Knowing that 36 states have passed legislation recognizing marijuana's therapeutic value; <sup>9,10</sup> and

Also knowing that the only available access to legal marijuana which was through the Food and Drug Administration's Investigational New Drug Program has been closed by the Secretary of Health and Human Services since 1992; <sup>11</sup> and

Understanding that while synthetic Tetrahydrocannabinol (THC) is available in pill form, it is only one of approximately 60 cannabinoids which may have medicinal value individually or in some combination; and

Understanding that marijuana has an extremely wide acute margin of safety for use under medical supervision and cannot cause lethal reactions; <sup>6, 32, 34</sup> and

Understanding that marijuana has been reported to be effective in: a) reducing intraocular pressure in glaucoma; <sup>12,13</sup> b) reducing nausea and vomiting associated with chemotherapy; <sup>14-16</sup> c) stimulating the appetite for patients living with AIDS (acquired immunodeficiency syndrome) and suffering from the wasting syndrome; <sup>17-19</sup> d) controlling spasticity associated with spinal cord injury and multiple sclerosis;

20-25 e) decreasing the suffering from chronic pain; 26-28 and f) controlling seizures associated with seizure disorders; 29-31 and

Understanding that marijuana seems to work differently than many conventional medications for the above problems, making it a possible option for persons resistant to the conventional medications; 32,33 and

Being concerned that desperate patients and their families are choosing to break the law to obtain this medicine when conventional medicines or treatments have not been effective for them or are too toxic; 34,35 and

Realizing that this places ill persons at risk for criminal charges and at risk for obtaining contaminated medicine because of the lack of quality control, and

Realizing that thousands of patients not helped by conventional medications and treatments, may find relief from their suffering with the use of marijuana if their primary care providers were able to prescribe this medicine; and

Concluding that cannabis/marijuana was wrongfully placed in Schedule I of the Controlled Substances depriving patients of its therapeutic potential;

Recognizing that APHA adopted a resolution (7014) on Marijuana and the Law which urged federal and state drugs laws to exclude marijuana from classification as a narcotic drug; 36 and

Concluding that greater harm is caused by the legal consequences of its prohibition than possible risks of medicinal use; therefore

1. Encourages research of the therapeutic properties of various cannabinoids and combinations of cannabinoids; and
2. Encourages research on alternative methods of administration to decrease the harmful effects related to smoking; and
3. Urges the Administration and Congress to move expeditiously to make cannabis available as a legal medicine where shown to be safe and effective and to immediately allow access to therapeutic cannabis through the Investigational New Drug Program.

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## EXHIBIT G

**5.02.220 Home Occupation Requirements.** Home Occupations *may* be permitted wherein the use meets the following requirements and the applicant provides proof of such:

A. **Appearance.** The activity *must* be conducted in a manner so as not to give an outward appearance nor manifest any characteristics of a business in the ordinary meaning of the terms, nor shall it create undue amounts of traffic which would infringe upon the right of neighboring residents to enjoy the peaceful occupancy of their home.

B. **Employees.** That portion of the Home Occupation conducted at the dwelling unit *must* be carried on by at least one resident of the dwelling unit. In addition, non-resident employees where the aggregate hours worked do not exceed forty hours per week and when no more than two employees are present at one time are permitted.

C. **Location.** For Home Occupations whose services are rendered at the customer's location, the use of the dwelling unit shall be limited to the office portion of the business.

D. **Secondary use.** The Home Occupation *must* be incidental and secondary to the use of the dwelling unit as a residence.

E. **Area.** A maximum of thirty percent (30%) of the dwelling *may* be dedicated to the Home Occupation.

F. **Exterior Use.** No exterior storage of material or equipment or any variation from the residential character of the principle building shall be permitted.

G. **Noise, etc.** No offensive noise, vibration, smoke, dust, odor, heat or glare shall be produced.

H. **Delivery.** No material or commodities shall be delivered to or from the residence which are of such bulk or quantity as to create undesirable traffic or congestion.

I. **Weight.** No materials or commodities shall be placed within the building which exceeds the allowable floor loading of forty pounds per square foot.

J. **Parking.** No parking of customers vehicles shall be permitted in a manner of frequency so as to cause a disturbance or inconvenience to neighboring residents or so as to necessitate off-street parking. Business vehicles shall not exceed one ton rated capacity.

K. **Sign.** No exterior display shall be permitted except that one non-illuminated nameplate or Home Occupation sign shall be permitted; however, the sign shall not exceed one hundred forty-four square inches (one square foot) in area and further; shall not exceed twenty-four inches in length. Such sign or nameplate shall be placed flat against the dwelling unit.

L. **Garage.** The Home Occupation cannot be conducted upon the area, including garage space, provided to fulfill the off-street parking requirements for the dwelling unit on the lot. (Ord. 2674, 1995)

### 17.20.7.070 Home occupation

- A. **Validity of use.** The individual primarily responsible for the home occupation must reside in a dwelling unit on the parcel.
- B. **Location and space limitation.** The home occupation shall occur entirely within the dwelling unit and space specifically designated for use of the home occupation shall occupy no more than 30 percent of the total floor area.
- C. **Employees.** No more than 1 nonresident employee may work on the property at a time. (Note: There is no restriction on the number of people that may be employed and that work off-site.)
- D. **Exterior character of the dwelling unit.** The exterior character of the dwelling unit shall not be substantially altered to accommodate the home occupation.
- E. **Storage of materials.** Exterior storage of materials or equipment is prohibited.
- F. **Signs.** Signage for home occupations must conform to the requirements in section 17.60.2.020(K) of chapter 60 of this Title. (Ord. 2950, 2007)
- G. **Retail sales.** The indoor display or retail sales of those products manufactured or otherwise made on the premises are permitted. All other on-site sales are prohibited.
- H. **Limitations on business vehicles.** No vehicle used for the home occupation shall exceed a one-ton rate capacity. No more than one such vehicle shall be parked on the site.
- I. **Prohibited uses.** The following uses do not qualify as a home occupation: veterinary services, medical offices, animal boarding or grooming, barber, hair care, restaurant, vehicle repair, or any other similar high traffic generation activity. (Ord. 2950, 2007)

**GREAT FALLS ZONING COMMISSION**

**MINUTES OF THE PUBLIC HEARING  
AMEND THE LAND DEVELOPMENT CODE TO PROVIDE DEFINITIONS,  
REGULATIONS AND STANDARDS TO GOVERN CULTIVATION OF  
MARIJUANA AND MEDICAL MARIJUANA DISPENSARIES**

April 13, 2010

The public hearing was called to order at 3:00 p.m. in the Commission Chambers of the Civic Center by Chairman John Harding.

**ROLL CALL & ATTENDANCE**

Zoning Commission Members present:

Mr. Michael Bates  
Ms. Danna Duffy  
Mr. John Harding  
Mr. Ron Kinder (arrived late)  
Mr. Bill Roberts  
Mr. Joe Schaffer  
Mr. Thor Swensson  
Mr. Wyman Taylor

Zoning Commission Members absent:

Mr. Terry Hilgendorf

Planning Staff Members present:

Mr. Brant Birkeland, Comprehensive Planner II  
Mr. Mike Haynes, Planning and Community Development Director  
Ms. Deb McNeese, Administrative Assistant  
Mr. Charlie Sheets, Planner I  
Mr. Bill Walters, Senior Planner

Others present:

Ms. Patty Cadwell, Neighborhood Councils Coordinator  
Mr. Corky Grove, Police Chief (arrived late)  
Ms. Mary Jolley, City Commissioner  
Mr. Mike Winters, Mayor (arrived late)

A copy of the attendance list, as signed by those present, is attached and incorporated by reference.

### **EXPLANATION OF HEARING PROCEDURES**

Mr. Harding advised that agendas are available on the table at the back of the room and the agenda will be followed. He requested that everyone present sign the attendance list, which was also on the table. There will be an opportunity for proponents and opponents to speak. Mr. Harding asked those intending to speak to come to the rostrum, state their name, address and whom they represent. He requested remarks be on the subject before the Board at this hearing and be limited to a reasonable length of time to allow everyone equal opportunity to speak. The Chairman reserves the right to determine reasonable time. The hearing is recorded on tape as an aid in preparing minutes. He asked that cell phones and electronic devices be turned off.

### **READING OF PUBLIC NOTICE**

As there was no response to Mr. Harding's question on whether anyone present wished to have the public notice read, the public notice was not read.

### **PLANNING STAFF REPORT & RECOMMENDATION**

Mr. Haynes reviewed each alternate recommendation. Alternate 1 recommends that businesses that grow, purchase or sell marijuana be prohibited from operating within the City, as it is a controlled substance under the Federal Controlled Substance Act of 1970. This is a legitimate alternative, as the City of Helena has already taken this approach and other Montana cities may follow. Alternate 2 recommends the 90-day moratorium currently in place be extended up to one year. City Police and Fire Departments advocate taking more time to research this issue based upon the exponential increase of patients being registered by DPHHS, as well a range of public safety concerns. Alternative 3, the primary discussion today, recommends the adoption of Ordinance 3051, for the regulation of medical marijuana cultivation and dispensaries. The City Commission tasked the Planning Department to craft a zoning ordinance for regulating medical marijuana, and staff believes the proposed ordinance represents a good balance between protecting qualifying patient's rights, allowing medical marijuana providers to operate under reasonable conditions, and protecting residential neighborhoods and the general health, safety, and welfare of the citizens of Great Falls.

Mr. Walters handed out to Board members a copy of a letter dated April 13, 2010, from attorney Jonathan Motl advocating elimination of the proposed 300-foot separation between dispensaries and between cultivation operations. He then used overhead



displays while reviewing the staff report and recommendation, and then returned the podium to Mr. Haynes.

Mr. Haynes reiterated that this zoning ordinance reflects accepted planning principals as applied to the existing Land Development Code (LDC), and is a result of extensive work, research and coordination between all relevant departments within the City, along with considerable community input. Mr. Haynes said that staff would be glad to respond to any questions from the Board.

Mr. Harding asked about the first business application received in January, and what that entailed.

Mr. Walters explained that the initial application step for establishment of a business in a particular location is for a zoning permit. However, medical marijuana is not mentioned anywhere in the City Code. If the City Commission had not created the interim moratorium, staff would probably categorize a medical marijuana operation as a health care service for zoning purposes.

Mr. Haynes clarified that the zoning permit is one stage of applying for a safety inspection certificate (SIC), the equivalent of a business license. When the SIC application to operate a medical marijuana business was presented, there was neither a foundation in the zoning codes where those uses could occur, nor standards that applied to those uses, which became the catalyst for this entire process.

Mr. Harding questioned plant limits, and Mr. Haynes explained that the patient and caregiver have the right to grow a set number of plants and keep a limited amount of medical marijuana. When those thresholds are exceeded it becomes a business for which a SIC is required, wherein zoning must be appropriate and the business owner must provide proof of being a DPHHS caregiver.

Mr. Harding reminded the public that this meeting was not about the pros and cons of medical marijuana use, and to limit comments to the proposed amendment, definitions, standards and regulations.

### **PROPONENTS OPPORTUNITY TO SPEAK**

Ms. Alicia Thompson, Cascade County Health Officer, representing the City/County Health Department read sections of the American Public Health Association's Endorsement on Medical Marijuana.

Ms. Pamela Birchard, 95 Fisher Road, thanked staff for the hard work in drafting this ordinance which allows safe and reliable access of patients to their medicine along with the consideration of the rights and needs of all Great Falls citizens. Ms. Birchard

suggested that the final paragraph on page 8 of the staff report regarding home occupations requiring caregivers to keep plants and useable marijuana at their patient's primary residence be stricken. This directly conflicts with State law, in that patients cannot be their own caregiver. Ms. Birchard also suggested cultivation of marijuana be changed to read *any structure or premises wherein 13 or more marijuana plants are grown, cultivated or processed*. The majority of caregivers have one to two patients who are usually family or friends, wherein the cultivation is an act of love, not a home business.

Mr. Troy Blancher, 1209 4<sup>th</sup> Avenue NW, concurred with the previous speaker and commended staff in meeting the needs and rights of all of the citizens in Great Falls. Mr. Blancher noted that the paragraph in question would also prohibit a family member from caring for hospital or nursing home patients.

Ms. Alise Tyler, of Sand Coulee, expressed her appreciation for staff's hard work, but had several questions. She asked if the requirement of a safe to lock up monies and marijuana was also applied to pharmacies. She stated the concerns with chemicals used in growing would be the same as a farm or garden center. Ms. Tyler opined that medical marijuana growers will be more strictly regulated and asked if these conditions will be enforced throughout the county. Mr. Harding asked Ms. Tyler to submit her questions in writing so they could be answered properly.

Mr. Rob Regennitter, of Great Falls, noted that agricultural uses in R-1 suburban areas currently permit crop growing and asked if existing cultivators of medical marijuana will be grandfathered, or if they will be asked to cease and desist. Mr. Harding suggested Mr. Regennitter submit his questions in writing.

Mr. Marvin Redfern, of 3126 2<sup>nd</sup> Avenue North, noted there is no limit on the amount of patients a caregiver can have. He asked, in the instance of a husband and wife being each other's caregiver, if the six-plant limit per residence would apply. Mr. Haynes answered that the City would allow whatever is permitted under State law.

Ms. Becky Clark Darko, 5121 Sunrise Avenue, read a statement regarding the unconstitutionality of Alternate 1, and quoted other Montana Codes she considered pertinent.

Dr. John Stowers, 463 Flood Road, opined that the medical marijuana issue is not about zoning, but that zoning is being used by a minority of people to stop medical marijuana. A majority of Montanans voted for medical marijuana, and it is our job to allow people under the State's guidelines to have access to this program, not keep them from it. Dr. Stowers suggested some of the zoning regulations are very restrictive and unreasonable.

Ms. Heidi Handford, of *Montana Connect* magazine, congratulated staff for their work and apologized on behalf of the medical marijuana industry for the incident a couple months ago at the Civic Center. Ms. Handford spoke of Montanan's as pioneers, continuing with the medical marijuana issues. She pleaded with the Board to work with the caregivers, as they are not the ones breaking the law.

Mr. Michael M. Witsoe, 2612 1<sup>st</sup> Avenue South, said he is a proponent along with strict regulation and policing. He asked that regulations do not restrict or penalize people in actual need.

Mr. Don Marble, 900 6<sup>th</sup> Avenue North, said that staff's research is great, and suggested leaving the moratorium indefinite until State law defines what exactly is being zoned.

Mr. Andrew Hayes, 1208 1<sup>st</sup> Avenue North, questioned the number of marijuana plants and ounces permitted. Mr. Harding directed Mr. Hayes to submit his question in writing.

Mr. Daniel Yabui, 3801 Huckleberry Drive, pointed out that recreational drug users know where to get illegal drugs and that dispensaries will benefit the law-abiding citizens who do not.

### **OPPONENTS OPPORTUNITY TO SPEAK**

Mr. Nathan Bean, 226 21<sup>st</sup> Avenue NW, commended staff for taking on such a project. He opined it would have been better if the legislature would have run medical marijuana through State Liquor stores. He suggested that medical marijuana will go out the front door legally and out the back door illegally, due to the money factor and tough economic times. With law enforcement already overworked and understaffed, he asked if any additional taxes will be collected for increased fire and police protection. Mr. Bean is not against medical marijuana, but said it needs to be handled with common sense or the only people that will be hurt will be the people it was meant to help.

Mr. Ben Forsyth, 900 9<sup>th</sup> Street South, owner of a paint store located 50 feet from a medical marijuana storefront, said Initiative 148 is not being implemented by the law. He cited Montana Code Annotated regarding health, safety, convenience and welfare of citizens, and encouraged the Board to extend the moratorium until the legislature cleans up the law to protect the public. He also cited safety issues when CO<sub>2</sub> is used in growing operations. Mr. Forsyth is not opposed to those in desperate need getting their medical marijuana, but is opposed to the tremendous misuse because laws are so poorly written they cannot be enforced.

Dr. Paul Gorsuch, 401 15<sup>th</sup> Avenue South, a local neurosurgeon, would like to see medical marijuana legalized and regulated to minimize harm and maximize benefit. He agreed the law is poorly written and favors prohibition or extension of the moratorium.

He supplied handouts along with graphs illustrating the growth of registered users and age groups. He concluded that zoning, while not the proper forum to regulate medical marijuana, is what we are stuck with.

Mr. Richard Calsetta, 56 32<sup>nd</sup> Avenue NE, representing Neighborhood Council Three (NHC 3) said the council voted unanimously to keep all facets of medical marijuana out of NHC 3. He supports extending the moratorium and is concerned about the increase of medical marijuana cardholders. Statements have been made that zoning is hiding the issue for those that don't support medical marijuana. On the other hand, recreational users of marijuana are looking to legalize marijuana completely and are using the medical marijuana issue as a catalyst for total legalization of marijuana. Mr. Calsetta suggested access for this drug should be the same as for standard prescription drugs.

Mr. Greg Beers, 1134 Falcon Court, said he came from a city that permitted medical marijuana without regulations and it was a disaster. He would like to see it regulated under federal law. He supported the one-year moratorium, allowing additional time for research.

Mr. Don Johnson, 508 Central Avenue West, sees potential for increased crime and prefers adopting federal law similar to Helena. He questioned if medical marijuana shops will be allowed in commercially zoned areas where businesses have living quarters upstairs and/or involve children. Mr. Johnson is not against medical marijuana, but believes it needs to be regulated.

Mr. Ken Lindeman, voiced concerns that the data presented to the Board might be biased. He provided packets of information and volunteered to help as needed to obtain unbiased facts. He said there is federal information available that no one seems to have considered and opined that if federal programs were implemented, it would eliminate some of the problems Mr. Beers referred to.

### **OTHER PUBLIC COMMENT**

Ed Barr, 2709 Fern Drive, said regulations are taking medicine away from people who need it.

Becky Clark Darko, 5121 Sunrise Avenue, said her research shows Montana is third in the nation for misuse of prescription drugs and no moratorium has been enacted against prescription drugs.

Dr. John Stowers, 463 Flood Road, agrees the State system is severely flawed. His concern is the belief that one legislative session will address and fix all of the problems with the Medical Marijuana Act. He stated these are issues the State needs to address, not local government.

Joyce Spencer, 2720 Rainbow Dam Road, thanked the Mayor and City Council for trying to educate themselves before making a decision. She stated Alternate 3 is the only viable choice. She discussed problems with limiting number and distance between medical marijuana locations. Ms. Spencer suggested allowing free enterprise to work and let safety requirements be managed by business owners. She rationalized the increase of cardholders as the end of prohibition.

Ms. Heidi Handford noted that the federal law referenced in Helena is action to ban marijuana and was enacted before I-148, so this reference should be removed from research. She also opined that if there was no medical marijuana grower involved in drafting the regulations, the data is worthless.

Mr. Ben Forsyth conveyed some negative experiences he had with his business located near a medical marijuana storefront.

Ms. Alise Tyler had questions that Mr. Harding advised be addressed in writing to staff.

Mr. Harding advised the audience that this hearing is to take public comment. The Zoning Committee is advisory to the City Commission and all submitted documents and/or questions will be answered at the City Commission hearing.

Mr. Witsoe referenced the smoking ban and suggested taking time to make this a good ordinance the first time. Mr. Witsoe suggested that if some of the audience has comments, they should come forward instead of making comments while others are at the podium.

Mr. Andrew Hayes opined that the required lighting and camera requirements for a medical marijuana facility would attract crime, and should instead be discreet.

### **ZONING COMMISSION DISCUSSION & ACTION**

Mr. Schaffer asked if this industry was looked at differently than similar industries such as pharmacies and agriculture operations, and if so, was it the significant matter of public concern that brought that conclusion?

Mr. Haynes said staff did consider similar uses such as cultivation being similar to commercial agricultural uses and medical marijuana dispensaries similar to medical offices. However, there are exceptions due to the value of the product and because it is federally controlled. Some of the conditions being required are to preclude abuse of the regulation and to provide reasonable protection for the public and the business owners themselves.

Mr. Schaffer asked if any of the analysis considered fiscal impact and if State law provides adequate guidance to implement an effective ordinance. Mr. Haynes said fiscal impacts are unknown, and there is insufficient guidance from State law. Mr. Haynes said although the comments of waiting until the legislature meets to give additional guidance are appreciated, timing of that is unknown.

Mr. Roberts said he supports the moratorium based upon common sense. He opined that this Board should not be left to solve how medical marijuana will be monitored or permitted. It is far beyond the abilities of this group to come up with a full proof system, which is what is needed and should come from the legislature.

Mr. Harding stated he was astounded the legislature was in a position to pass a law that permits use of medical marijuana in the State without any guidelines to go along with it. He noted this is a very significant amendment being proposed to Chapter 20 of the LDC, and very complex concerns with public health and safety. Mr. Harding is not in favor of a moratorium, which would leave the community wondering. He is in favor of prohibition. He said the conflict between local, state and federal on this issue should be handled at the top, not at local levels first.

Mr. Kinder suggested that resolving this type of issue without prior experience will entail lots of trial and errors. He concluded it needs to be moved forward, and any errors can be corrected and changed.

MOTION: That the Zoning Commission recommend to the City Commission the adoption of Ordinance 3051 for regulation of the cultivation of marijuana for medical purposes and medical marijuana dispensaries along with the proposed amendments.

Made by: Mr. Kinder  
Second: Mr. Bates

Mr. Schaffer said he recognized that Montanans by voting had expressed their wishes, but as with any industry it will require zoning and necessary regulations to insure safety, public well being, etc. It is evident that this topic will be addressed at an upcoming legislative session. His concern is that passing this ordinance at this time with all its complexities may need to be readdressed. Mr. Schaffer said whatever we do will be premature. He will not vote for this motion and considers Alternate 2 to be more appropriate.

Mr. Swensson agreed that the legislature will have to further address this topic. He stated staff did a tremendous job with what was available, but there needs to be more State guidance.

Ms. Duffy concurred with the motion, and the need to make a start.

Mr. Shaffer asked to call the question.

Mr. Harding asked to vote on calling the question and ending the debate. The vote was unanimous.

Vote: The motion failed with three affirmative votes and five negative votes.

Roll call vote: Yes: Ms. Duffy, Mr. Bates & Mr. Kinder

No: Mr. Harding, Mr. Roberts, Mr. Schaffer, Mr. Swensson & Mr. Taylor

MOTION: That the Zoning Commission recommend to the City Commission that the 90 day moratorium established in Interim Ordinance 3049 be extended up to one year (February 2, 2011), as allowed pursuant to Section 76-2-306(3), MCA, to allow time for additional research and recommendations on the regulations of medical marijuana, and consider extending that deadline to accommodate the legislative procedure.

Made by: Mr. Schaffer

Second: Mr. Taylor

Mr. Harding said he is not a fan of tabling business, and a vote for prohibition could always be changed. He opined that this issue should be dealt with federally and on the state level, before coming through this board. He would not vote for this motion.

Mr. Roberts asked to call the question.

Mr. Harding asked to vote on calling the question and ending the debate. The vote was unanimous.

Vote: The motion failed with a tie vote.

Roll call vote: Yes: Mr. Roberts, Mr. Schaffer, Mr. Swensson and Mr. Taylor

No: Mr. Bates, Ms. Duffy, Mr. Harding & Mr. Kinder

Mr. Harding reminded the board that there was still one recommendation option in the staff report, or an alternate could be offered. Mr. Schaffer asked if endorsing Alternative 1 would change the current status of any operation. Mr. Haynes said if the City Commission votes for prohibition, a different ordinance would be provided stating that cultivation and dispensaries of medical marijuana are prohibited within the City of Great Falls, along with being added to the LDC. Mr. Harding added that the Board also has the option of sending no recommendation to the City Commission.

Minutes of the April 13, 2010

Public Hearing

Amend the Land Development Code to Provide Definitions, Regulations and Standards to Govern  
Cultivation of Marijuana and Medical Marijuana Dispensaries

Page 10

Mr. Taylor said he was opposed to Alternate 1.

There were no further motions. Mr. Harding announced the Board would not be forwarding a recommendation to the City Commission.

Mr. Haynes said the “no decision” will be taken to the City Commission on May 4, 2010.

### **ADJOURNMENT**

The hearing adjourned at 4:21 p.m.

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CHAIRMAN

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SECRETARY





**Item:** Ordinance 3053 Amending Title 5, Official Code of the City of Great Falls, Establishing a Special Business License for Cultivation of Marijuana and Medical Marijuana Dispensary and Resolution 9878 Establishing a Special Business License Fee Schedule for Medical Marijuana Operations

**From:** Michael Haynes, AICP, Planning and Community Development Director

**Initiated By:** City Staff

**Presented By:** Michael Haynes, AICP, Planning and Community Development Director

**Action Requested:** Accept Ordinance 3053 on first reading and set public hearing for June 1, 2010 and set public hearing to consider adoption of Resolution 9878 for June 1, 2010

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**Suggested Motions** (each motion to be separately considered):

1. Commissioner moves:

“I move that the City Commission (accept/deny) Ordinance 3053 on first reading and set public hearing for June 1, 2010.”

and

“I move that the City Commission (set/not set) a public hearing for June 1, 2010 to consider adoption of Resolution 9878.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote after each motion.

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**Recommendation:** Provided the City Commission accepts Ordinance 3051 (amending the Land Development Code providing definitions, regulations and standards to govern medical marijuana dispensaries and cultivation) on first reading, City staff recommends the City Commission simultaneously consider Ordinance 3053 amending Title 5, OCCGF, establishing a special business license for cultivation of marijuana and medical marijuana dispensaries and Resolution 9878 establishing a special business license fee schedule for medical marijuana operations.

**Background:** Title 5 of the OCCGF contains the provisions applicable to safety inspection certificates and business licenses within the City. Section 5.03 addresses Special Business Licenses which presently include Coin-operated Devices Depicting Sexual Activities, Pawnshops and Secondhand Stores, Alcoholic Beverages, Emergency Medical Services and other uses. A business operation is typically subjected to a special business license when characteristics associated with that business result in increased inspection and enforcement programs for the City. Ordinance 3053 requires all owners/operators of a medical marijuana facility to be subjected to a criminal background check and the business itself is subject to numerous improvement and operational standards. The Ordinance also covers various scenarios and procedures for suspending or revoking the special business license. To facilitate the issuing of a cultivation of marijuana and/or medical marijuana dispensary special business license, staff has prepared an application for such licenses to accompany Ordinance 3053. The application is included in this Agenda Report as Exhibit A: Cultivation of Marijuana and Medical Marijuana Dispensary Special Business License Application. Additionally staff has prepared a draft document to help guide applicants through the licensing process and is included in this Agenda Report as Exhibit B: Cultivation of Marijuana and Medical Marijuana Dispensary Applicant Procedures. Resolution 9878 attempts to recoup some of the costs imposed on the City with its responsibility to ensure medical marijuana businesses are lawfully established and operated.

**Concurrences:** Although the Great Falls Police and Fire Departments have expressed support for extending the current moratorium on medical marijuana operations from 90 days to up to one year (as permitted by law) to allow more time to gather information and weigh alternatives on this complex issue, representatives of those Departments as well as the City Attorney have had significant input in drafting the provisions for the proposed special business license for cultivation of marijuana and medical marijuana dispensaries and accompanying fee schedule should the City Commission adopt Ordinance 3051 amending the Land Development Code to permit medical marijuana dispensaries and cultivation under certain conditions.

**Fiscal Impact:** Regardless of what course of action the City Commission decides to take with the medical marijuana issue, there will be financial consequences. With the growing interest and use of medical marijuana, establishment of legal medical marijuana operations will place additional burdens on zoning, building, police and fire officials who will be responsible for permitting, licensing, inspecting, ongoing enforcement of applicable regulations and standards and responding to calls concerning criminal activity and fire/safety. Illegal operations will be more of a burden, particularly for police and fire officials. It is critical that adoption of Ordinance 3051 to allow medical marijuana operations be accompanied with adoption of Ordinance 3053 to require a special business license for such operations and Resolution 9878 establishing a fee schedule which will have to be periodically reviewed and adjusted to offset the costs being incurred by City departments.

**Alternatives:** The City Commission could deny Ordinance 3053 on first reading and not set a public hearing on Resolution 9878 and thus forego establishing a special business license and accompanying fee schedule for cultivation of marijuana and medical marijuana dispensaries.

**Attachments/Exhibits:** Ordinance 3053

Exhibit A: Cultivation of Marijuana and Medical Marijuana Dispensary  
Special Business License Application

Exhibit B: Cultivation of Marijuana and Medical Marijuana Dispensary  
Applicant Procedures

Resolution 9878

**Cc:** James Santoro, City Attorney  
Corky Grove, Police Chief  
Randy McCamley, Fire Chief

ORDINANCE 3053

AN ORDINANCE AMENDING  
TITLE 5, OFFICIAL CODE OF THE CITY OF GREAT FALLS,  
ESTABLISHING A SPECIAL BUSINESS LICENSE FOR  
CULTIVATION OF MARIJUANA AND MEDICAL MARIJUANA  
DISPENSARY

\* \* \* \* \*

WHEREAS, the City Commission of the City of Great Falls, Montana, has adopted Ordinance 3051 which amends the City’s Land Development Code providing definitions, regulations and standards to govern medical marijuana dispensaries and cultivation; and,

WHEREAS, Title 5 of the Official Code of the City of Great Falls (OCCGF) contains the provisions applicable to safety inspection certificates and business licenses within the City of Great Falls; and,

WHEREAS, Chapter 3 of Title 5 of OCCGF addresses special business licenses which is typically utilized when characteristics associated with a particular business results in increased review, inspection and enforcement programs for the City; and,

WHEREAS, businesses associated with the growing, sales or dispensing of medical marijuana requires the City to review multiple licensure and permit applications, maintain an accurate and current database of sensitive land uses and medical marijuana related land uses to ensure that appropriate distance separations between such uses are upheld, perform background checks and finger printing of applicants, and conduct initial and ongoing inspections of cultivation of marijuana and/or medical marijuana dispensary operations by building, police and fire official to ensure compliance with applicable regulations and standards of the OCCGF; and,

WHEREAS, notice of amending Title 5, OCCGF, establishing a special business license for cultivation of marijuana and medical marijuana dispensaries was published in the Great Falls Tribune, advising that a public hearing on these proposed amendments would be held on the 1st day of June, 2010, before final passage of said Ordinance herein.

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF GREAT FALLS, STATE OF MONTANA:

Section 1. The following Article 8 is hereby added to Title 5, Chapter 3, OCCGF:

**ARTICLE 8  
CULTIVATION OF MARIJUANA AND MEDICAL MARIJUANA DISPENSARY**

**Sections**

- 5.3.8.800 Purpose**
- 5.3.8.810 Definitions**
- 5.3.8.820 License Required**
- 5.3.8.830 Criteria for License**
- 5.3.8.840 Additional Requirements**
- 5.3.8.850 License Suspension, Revocation**
- 5.3.8.860 Appeal**

#### **5.3.8.800 Purpose**

The purpose of this article is to recognize the fact that cultivation of marijuana and medical marijuana dispensary establishments result in an increase in the resources required for the licensing and inspection of these uses to the City. This necessitates greater vigilance to assure that the lawful operation of cultivation of marijuana and/or medical marijuana dispensary establishments serving qualifying patients is not used inadvertently or by design as the means of unlawful cultivation or dispensing other than allowed by law. In order to ensure the health, safety, and welfare of the citizens of Great Falls, it is appropriate that a Special Business License (SBL) be required for cultivation of marijuana and/or medical marijuana dispensary establishments. An application for a Cultivation of Medical Marijuana and Medical Marijuana Dispensary SBL and fees proportionate to the resources required for the licensing and inspection of such establishments shall be paid to the City.

#### **5.3.8.810 Definitions**

For the purpose of this Article, certain terms and phrases are defined below and shall have the meaning ascribed to them, except where the context clearly indicates a different meaning.

“Caregiver” means an individual, 18 years of age or older, who has agreed to undertake the responsibility for managing the well-being of a person with respect to the medical use of marijuana and has been issued a registry identification card by the Department of Public Health and Human Services of the State of Montana in accordance with § 50-46-103, MCA

“Cultivation of marijuana” means the use of any structure or premises within the City of Great Falls wherein seven (7) or more marijuana plants are grown, cultivated or processed. The term does not apply to premises occupied by a dwelling unit wherein a qualifying patient being a permanent resident of the dwelling unit shall be allowed to possess and cultivate marijuana within the limitations stipulated by the Medical Marijuana Act §50-46-101, MCA, et seq.

“Licensee” means an individual registered as a caregiver with the State of Montana, or a group of individuals each licensed as a caregiver with the State of Montana, operating as a corporation, limited liability corporation (llc), or partnership who have applied for and have received a Cultivation of Marijuana and Medical Marijuana Dispensary Special Business License (SBL).

“Marijuana” means all plant material from the genus cannabis containing tetrahydrocannabinol (THC) or seeds of the genus capable of germination. (MCA 50-32-101(17)).

“Medical marijuana dispensary” means the use of any building or premises within the City of Great Falls by one or more registered caregivers to provide consultation services to qualifying patients and caregivers, and to distribute, transmit, give, dispense, or otherwise provide marijuana in any manner, with or without financial payment or consideration, to qualifying patients or caregivers, for use solely by the qualifying patient to whom it is sold or distributed to, in accordance with terms of § MCA, 50-46-101. In addition, devices, contrivances, instruments, and paraphernalia for inhaling or otherwise consuming marijuana including, but not limited to, rolling papers and related tools, water pipes and vaporizers may lawfully be sold or provided only to qualifying patients or caregivers at a medical marijuana dispensary.

“Qualifying patient” means a person who has been diagnosed by a physician as having a debilitating medical condition and has been issued a registry identification card by the Department of Public Health and Human Services of the State of Montana in accordance with § 50-46-103, MCA.

#### **5.3.8.820 License Required**

- A. It shall be unlawful for a caregiver or a group of one or more caregivers operating as a corporation, llc, or partnership, to operate a cultivation of marijuana and/or medical marijuana dispensary establishment without first being issued a City of Great Falls Cultivation of Marijuana and Medical Marijuana Dispensary SBL. This license must be obtained prior to the soliciting of

any customer or offering any goods or products for sale, and kept in effect at all such times as required by this article.

- B. This license shall be in addition to all licensure or permitting required by the City of Great Falls.
- C. All license fees shall be defined by resolution adopted by the City Commission. Such fees shall reasonably relate to the cost of issuing the SBL and the additional cost of inspections.
- D. This license is valid from the date of issuance to December 31 and may be renewed upon its expiration. (Ord. 2764, 2000)
  - 1. A new cultivation of marijuana and/or medical marijuana dispensary establishment licensed within the last ninety (90) days of the calendar year shall not pay the initial annual renewal fee. (Ord. 2764, 2000; Ord. 2745, 1998).
  - 2. No rebate or refund of any certificate and license fee, or part thereof, shall be made. (Ord. 2764, 2000; Ord. 2672, 1995)
- E. Failure to renew the license shall result in a delinquent charge as determined by resolution.
- F. Each day that any violation of this chapter occurs or continues may constitute a separate offense and may be punishable as a separate violation. (Ord. 2764, 2000; Ord. 2672, 1995)

#### **5.3.8.830 Criteria for License**

Any person desiring to obtain a Cultivation of Marijuana and Medical Marijuana Dispensary SBL required by this article shall meet the following requirements.

- A. All applicants must be a registered caregiver as defined in section 5.3.810 of this article. If the applicant represents a corporation, llc, or partnership, all officers, directors, general partners, agents, and managing members must be registered caregivers as defined in section 5.3.810 of this article.
- B. All persons who work or volunteer in a cultivation of marijuana and/or medical marijuana dispensary must be registered caregivers, as defined in section 5.3.810 of this article.
- C. All applicants, including officers, directors, general partners, agents, managing members, employees, and volunteers of a cultivation of marijuana and/or medical marijuana dispensary shall be subject to a criminal background check conducted by the City of Great Falls Police Department.
- D. The applicant must obtain an approved safety inspection certificate (SIC) and zoning permit for a cultivation of marijuana and/or medical marijuana dispensary prior to being issued a SBL.
- E. The application for this license can be obtained from the Planning and Community Development Department during normal business hours. The application and all supplemental materials shall be returned to the Planning and Community Development Department for review and approval. (Ord. 2764, 2000)
- F. Upon receipt of a Cultivation of Marijuana and Medical Marijuana Dispensary SBL application, the Planning and Community Development Department shall circulate the application to the City of Great Falls Police Department, the City of Great Falls Fire Department, and the City Attorney's Office to determine whether the proposed cultivation of marijuana and/or medical marijuana dispensary establishment is in compliance with all of the requirements administered by these respective departments.

#### **5.3.8.840 Additional Requirements**

- A. Marijuana is illegal under the Federal Controlled Substance Act.
- B. Applicants shall be in compliance with all regulations and provisions of the official Code of the City of Great Falls, current building and fire codes, and current state laws.
- C. Licensees under this article shall post the Cultivation of Marijuana and Medical Marijuana Dispensary SBL in a location on the premises that is conspicuous to the City's Fire Marshal and/or Building Official, or their designee(s). (Ord. 2672, 1995)
- D. In the event that a Cultivation of Marijuana and Medical marijuana Dispensary SBL is granted to a corporation, llc, or partnership, this group must maintain a current and active roster of all officers, directors, general partners, agents, and managing members. The Planning and Community Development Department must be notified prior to any changes made to this roster. An individual may not join a licensed cultivation of marijuana and/or medical marijuana

dispensary corporation, llc, or partnership as an officer, director, general partner, agent or managing member without first submitting to a criminal background check conducted by the City of Great Falls Police Department.

- E. All licensed cultivation of marijuana and/or medical marijuana dispensary establishments must maintain a current and accurate record(s) of the number of qualifying patients served by the establishment. Such current and accurate record(s) must be posted in close proximity to the SBL issued to the establishment. This record(s) must be made available to City of Great Falls Police Department and/or Fire Department for the purpose of verifying that a caregiver or group of one or more caregivers are not in possession of a larger quantity of medical marijuana than is allowed by state law.

#### **5.3.8.850 License Suspension and Revocation**

- A. A Cultivation of Marijuana and Medical Marijuana Dispensary SBL may be suspended or revoked if a licensee violates the Official Code of the City of Great Falls, current building and/or fire codes, or if a licensee is charged with and/or convicted of a misdemeanor or felony drug offense and/or any other criminal offense recognized under current state law. (MCA 50-46)
- B. The following procedure will be followed if the licensee is found to be in violation of the Official Code of the City of Great Falls:
  - 1. A written notice shall be provided to the licensee at least forty-eight (48) hours prior to the suspension or revocation of a SBL. The notice shall state the reason(s) for the action.
  - 2. The licensee may request a review of the proposed action within fifteen (15) days of the receipt of notice.
  - 3. When a review is requested, a meeting shall be set between the City of Great Falls Planning and Community Development Department and the requesting party to determine if the SBL shall be re-instated.
- C. The following procedure will be followed if a licensee is charged with and/or convicted of a misdemeanor or felony drug offense and/or any other criminal offense recognized under current state law. (MCA 50-46)
  - 1. If a licensee is charged with a misdemeanor or felony drug offense and/or any other criminal offense recognized under current state law (MCA 50-46) occurring on the premises of a licensed cultivation of marijuana and/or medical marijuana dispensary, the SBL may be suspended or revoked pending an investigation of the offense by federal, state, and/or local law enforcement agencies.
  - 2. If a licensee is convicted of a misdemeanor or felony drug offense and/or any other criminal offense recognized under current state law (MCA 50-46) that has occurred on or off of the premises of a licensed cultivation of marijuana and/or medical marijuana dispensary, the SBL shall be immediately revoked.
  - 3. In the event that a licensee is operating as a corporation, llc, or partnership and an officer, director, general partner, agent or managing member of the corporation, llc, or partnership is convicted of a misdemeanor or felony drug offense and/or any other criminal offense recognized under current state law (MCA 50-46), the SBL shall be revoked.
- D. If conditions are determined to cause an immediate health or safety threat, the City shall immediately suspend or revoke the SBL until such conditions are remedied. (Ord. 2764, 2000; Ord. 2762, 1995)
- E. In the event that a SBL has been suspended, a licensee may not operate a cultivation of marijuana and/or medical marijuana dispensary establishment until receiving written approval from the City of Great Falls Planning and Community Development Department.

#### **5.3.8.860 Appeal**

- A. In the event that a SBL is suspended or removed, any licensee or certificate holder shall have the right to file a written appeal to the City Commission.

Section 2. All Ordinances and parts of Ordinances in conflict herewith, are hereby repealed.

Section 3. This ordinance shall be in full force and effect thirty (30) days after its passage and adoption by the City Commission.

APPROVED by the City Commission on first reading May 4, 2010.

PASSED, APPROVED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on second reading June 1, 2010.

\_\_\_\_\_  
Michael J. Winters, Mayor

ATTEST:

\_\_\_\_\_  
Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

\_\_\_\_\_  
James W. Santoro, City Attorney

State of Montana )  
County of Cascade : ss.  
City of Great Falls )

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do certify that I did post as required by law and as prescribed and directed by the Commission, Ordinance 3053 in three conspicuous places within the limits of said City to-wit:

On the Bulletin Board, first floor, Civic Center Building;  
On the Bulletin Board, first floor, Cascade County Court House;  
On the Bulletin Board, Great Falls Public Library

\_\_\_\_\_  
Lisa Kunz, City Clerk

(CITY SEAL)



RESOLUTION 9878

A RESOLUTION ESTABLISHING  
A SPECIAL BUSINESS LICENSE FEE SCHEDULE FOR  
MEDICAL MARIJUANA OPERATIONS

\* \* \* \* \*

WHEREAS, the City Commission of the City of Great Falls has adopted Ordinance 3053, establishing requirements for a special business license for medical marijuana operations in the City of Great Falls; and,

WHEREAS, the review, processing, issuance, and renewals of a Cultivation of Marijuana and Medical Marijuana Dispensary Special Business License involves the review of multiple licensure and permit applications, the maintenance of an accurate and current database of sensitive land uses and medical marijuana related land uses to ensure that appropriate distance separations between such uses are upheld, background checks and finger printing of applicants, and initial and ongoing inspections of cultivation of marijuana and/or medical marijuana dispensary operations by building, police and fire official to ensure compliance with applicable regulations and standards of the Official Code of the City of Great Falls; and,

WHEREAS, to offset the costs incurred by City planning, building, police and fire officials for the above described services, it is appropriate to establish a separate fee schedule in conjunction with a special business license for medical marijuana operations.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA;

That the City Commission does hereby approve the following defined fee schedule:

1. Initial Special Business License fee for cultivation of marijuana: \$1500.00
2. Initial Special Business License fee for medical marijuana dispensary: \$1500.00
3. Initial Special Business License fee for a combined cultivation of marijuana and medical marijuana dispensary operating as a single business entity within the same building: \$1500.00
4. Annual renewal fee for a Special Business License for cultivation of marijuana: \$500.00
5. Annual renewal fee for a Special Business License for medical marijuana dispensary: \$500.00
6. Annual renewal fee for a Special Business License for a combined cultivation of marijuana and medical marijuana dispensary operating as a single business entity within the same building: \$500.00

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana on this 1st day of June, 2010.

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Michael J. Winters, Mayor

ATTEST:

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Lisa Kunz, City Clerk

(Seal of the City)

APPROVED FOR LEGAL CONTENT:

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James W. Santoro, City Attorney



**EXHIBIT A: CULTIVATION OF MARIJUANA AND MEDICAL MARIJUANA DISPENSARY  
SPECIAL BUSINESS LICENSE APPLICATION**

CITY OF GREAT FALLS- PLANNING & COMMUNITY DEVELOPMENT  
P. O. BOX 5021  
GREAT FALLS, MONTANA 59403-5021  
OFFICE (406) 455-8414 FAX (406) 454-3181

PLEASE CIRCLE IF THIS IS A NEW LICENSE OR LICENSE RENEWAL

PLEASE CIRCLE IF THIS IS A CORPORATION, LLC, PARTNERSHIP, or SOLE PROPRIETOR

IF APPLICANT IS AN INDIVIDUAL PLEASE COMPLETE THE FOLLOWING

NAME OF APPLICANT \_\_\_\_\_ DATE OF BIRTH \_\_\_\_\_  
First Initial Last Name

SOCIAL SECURITY NUMBER \_\_\_\_\_ PHONE NUMBER \_\_\_\_\_

APPLICANT'S HOME ADDRESS \_\_\_\_\_ CITY / STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_ HOME PHONE \_\_\_\_\_

DRIVERS LICENSE NUMBER \_\_\_\_\_ STATE ISSUED \_\_\_\_\_

BUSINESS NAME \_\_\_\_\_ STREET ADDRESS \_\_\_\_\_

MAILING ADDRESS \_\_\_\_\_ CITY / STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_ PHONE \_\_\_\_\_

HAVE YOU EVER BEEN CONVICTED OF A FELONY OR DRUG RELATED OFFENSE IN THE UNITED STATES? PLEASE CIRCLE YES/NO. IF YES EXPLAIN IN DETAIL:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

IF APPLICANT IS A PARTNERSHIP, CORPORATION, or LLC PLEASE COMPLETE THE FOLLOWING FOR ALL OFFICERS, DIRECTORS, GENERAL PARTNERS, AGENTS AND MANAGING MEMBERS

NAME	HOME ADDRESS, CITY, STATE & ZIP CODE	DOB	SOCIAL SECURITY NUMBER

HAVE ANY OF THE ABOVE LISTED OFFICERS, DIRECTORS, GENERAL PARTNERS, AGENTS AND/OR MANAGING MEMBERS EVER BEEN CONVICTED OF A FELONY OR DRUG RELATED OFFENSE IN THE UNITED STATES? PLEASE CIRCLE YES/NO. IF YES EXPLAIN IN DETAIL:

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ESTIMATED SQ FOOTAGE OF BUSINESS \_\_\_\_\_ FED TAX ID # \_\_\_\_\_ E-MAIL ADDRESS \_\_\_\_\_

IF PROPERTY IS RENTED, NAME OF PROPERTY OWNER \_\_\_\_\_

LEASE EXPIRATION DATE \_\_\_\_\_ PROPERTY OWNER'S PHONE NUMBER \_\_\_\_\_

BRIEF DESCRIPTION OF NATURE OF BUSINESS:

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ADDITIONAL REQUIREMENTS:

PLEASE INCLUDE AN OPERATING PLAN WITH THE FOLLOWING:

A DESCRIPTION OF PRODUCTS AND SERVICES TO BE PROVIDED BY THE CULTIVATION OR DISPENSARY OPERATION, INCLUDING AN INDICATION OF WHETHER THE CULTIVATION OR DISPENSARY OPERATION PROPOSES TO ENGAGE IN THE RETAIL SALE OF FOOD FOR HUMAN CONSUMPTION.

A FLOOR PLAN, DRAWN AT 1:50 SCALE, SHOWING THE LAYOUT OF THE CULTIVATION AND/OR DISPENSARY OPERATION AND THE PRINCIPAL USES OF THE FLOOR AREA INCLUDING A DEPICTION OF THE LOCATION OF ANY CHEMICALS OR HAZARDOUS MATERIALS USED FOR THE CULTIVATION OF MARIJUANA.

A SECURITY PLAN INDICATING HOW THE APPLICANT INTENDS TO COMPLY WITH THE REQUIREMENTS AND PROVISIONS OF THE OFFICIAL CODE OF THE CITY OF GREAT FALLS RELATED TO MONITORING AND SECURING THE LICENSED PREMISES OR STRUCTURE.

A COMPLETE SET OF FINGERPRINTS ARE REQUIRED FOR THE APPLICANT, EMPLOYEES, VOLUNTEERS, OFFICERS, DIRECTORS, GENERAL PARTNERS, AGENTS AND/OR MANAGING MEMBERS ASSOCIATED WITH A CULTIVATION OF MARIJUANA AND/OR MEDICAL MARIJUANA DISPENSARY ESTABLISHMENT. FINGERPRINTS ARE TAKEN BY APPOINTMENT ONLY AT THE CITY OF GREAT FALLS POLICE DEPARTMENT, 112 1<sup>ST</sup> STREET SOUTH, GREAT FALLS. PLEASE CALL (406) 455-8234 TO SCHEDULE AN APPOINTMENT.

NEW LICENSE: A NON-REFUNDABLE APPLICATION FEE OF \$1,500 PAYABLE TO THE CITY OF GREAT FALLS.

LICENSE RENEWAL: A NON-REFUNDABLE RENEWAL FEE OF \$500 PAYABLE TO THE CITY OF GREAT FALLS.

CERTIFICATION:

I HEARBY AUTHORIZE THE RELEASE OF ANY AND ALL INFORMATION OF A CONFIDENTIAL OR PRIVILEGED NATURE TO THE CITY OF GREAT FALLS POLICE DEPARTMENT AND ITS AGENTS.

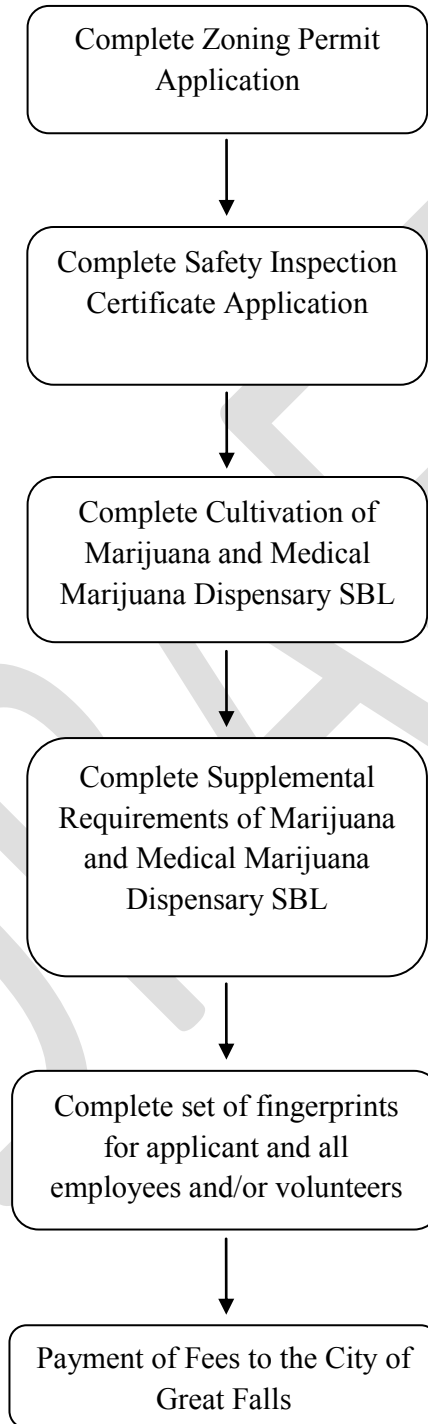
I HEARBY RELEASE THE CITY OF GREAT FALLS, ITS OFFICERS, ELECTED OFFICIALS, EMPLOYEES, ATTORNEYS, AND AGENTS FROM ANY LIABILITY OR DAMAGE WHICH MAY RESULT FROM FURNISHING THE INFORMATION REQUESTED.

I HEREBY CERTIFY THAT I HAVE FILLED OUT THIS APPLICATION TO THE BEST OF MY KNOWLEDGE.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE OF OWNER

## Exhibit B: Cultivation of Marijuana and Medical Marijuana Dispensary Special Business License New License Applicant Procedures



## Cultivation of Marijuana and/or Medical Marijuana Dispensary Special Business License Procedures

1. Cultivation of Marijuana and/or Medical Marijuana Dispensary establishments are only permitted in certain locations within the City of Great Falls. Please contact the Planning and Community Development Department with any questions regarding specific locations at 455-8438.
2. Prior to issuance of any permit, license, or certificate a Zoning Permit is required. The Zoning Permit Application is available from the Planning and Community Development Department in room 112 of the Civic Center.
3. Each business premises is inspected by the Fire Department to make sure the property is safe for both the employees and customers. To cover the cost of this safety service each business premises needs a Safety Inspection Certificate (SIC). The fee for this Certificate depends on the square footage of the business. The SIC application is available from the Planning and Community Development Department in room 112 of the Civic Center. Please contact the Planning and Community Development Department at 455-8414 with any questions regarding a SIC.
4. A Cultivation of Marijuana and Medical Marijuana Special Business License (SBL) application and all supplemental information required within the SBL application helps to ensure that cultivation and/or dispensary establishments meet all of the necessary provisions and regulations related to the establishments as set forth in the Official Code of the City of Great Falls. The Cultivation of Marijuana and Medical Marijuana SBL is available from the Planning and Community Development Department in room 112 of the Civic Center.
5. Supplemental information in the Cultivation of Marijuana and Medical Marijuana Dispensary SBL application that must be submitted include:
  - a. A description of products and services to be provided by the cultivation and/or dispensary operation, including an indication of whether the cultivation and/or dispensary operation proposes to engage in the retail sale of food for human consumption.
  - b. A floor plan, drawn at 1:50 scale, showing the layout of the cultivation and/or dispensary operation and the principal uses of the floor area including a depiction of the location of any chemicals or hazardous materials used for the cultivation of marijuana.
  - c. A security plan indicating how the applicant intends to comply with the requirements and provisions of the Official Code of the City of Great Falls related to monitoring and securing the licensed premises or structure.

6. A Complete set of fingerprints for the applicant and all employees and/or volunteers (including all officers, directors, general partners, agents, and managing members if applicant represents a partnership, corporation, or llc). Fingerprinting is available by appointment only at the Great Falls Police Department. Please call 455-8234 to schedule an appointment.
7. Payment of non-refundable \$1,500 fee to the City of Great Falls.
8. An application will not be considered complete until the applicant has completed and submitted each of the documents listed above, the applicant, employees, volunteers, officers, directors, general partners, agents, and/or managing members have submitted a complete set of fingerprints, and the applicant has paid all of the required fees to the City of Great Falls. After an application is determined to be complete, the City of Great Falls Planning and Community Development Department will work with the GFPD, GFFD, and the City Attorney's Office will determine if a Zoning Permit, SIC, and Cultivation of Marijuana and Marijuana Dispensary SBL can be issued.

RESOLUTION 9878

A RESOLUTION ESTABLISHING  
A SPECIAL BUSINESS LICENSE FEE SCHEDULE FOR  
MEDICAL MARIJUANA OPERATIONS

\* \* \* \* \*

WHEREAS, the City Commission of the City of Great Falls has adopted Ordinance 3053, establishing requirements for a special business license for medical marijuana operations in the City of Great Falls; and,

WHEREAS, the review, processing, issuance, and renewals of a Cultivation of Marijuana and Medical Marijuana Dispensary Special Business License involves the review of multiple licensure and permit applications, the maintenance of an accurate and current database of sensitive land uses and medical marijuana related land uses to ensure that appropriate distance separations between such uses are upheld, background checks and finger printing of applicants, and initial and ongoing inspections of cultivation of marijuana and/or medical marijuana dispensary operations by building, police and fire official to ensure compliance with applicable regulations and standards of the Official Code of the City of Great Falls; and,

WHEREAS, to offset the costs incurred by City planning, building, police and fire officials for the above described services, it is appropriate to establish a separate fee schedule in conjunction with a special business license for medical marijuana operations.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA;

That the City Commission does hereby approve the following defined fee schedule:

- |   |           |
|---|-----------|
| 1. Initial Special Business License fee for cultivation of marijuana:   | \$1500.00 |
| 2. Initial Special Business License fee for medical marijuana dispensary:   | \$1500.00 |
| 3. Initial Special Business License fee for a combined cultivation of marijuana and medical marijuana dispensary operating as a single business entity within the same building:              | \$1500.00 |
| 4. Annual renewal fee for a Special Business License for cultivation of marijuana:  | \$500.00  |
| 5. Annual renewal fee for a Special Business License for medical marijuana dispensary:  | \$500.00  |
| 6. Annual renewal fee for a Special Business License for a combined cultivation of marijuana and medical marijuana dispensary operating as a single business entity within the same building: | \$500.00  |



PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana on this 1st day of June, 2010.

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Michael J. Winters, Mayor

ATTEST:

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Lisa Kunz, City Clerk

(Seal of the City)

APPROVED FOR LEGAL CONTENT:

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James W. Santoro, City Attorney



- Item:** Resolution 9879 Designating the Director of the Planning and Community Development Department as the Environmental Certifying Official for the Sand Hills Housing Development
- Initiated By:** Planning and Community Development Department
- Presented By:** Mike Haynes, AICP, Planning and Community Development Director, and Kevin Hager, Housing Authority Executive Director
- Action Requested:** Adopt Resolution 9879 Designating the Director of the Planning and Community Development Department as the Environmental Certifying Official for the Sand Hills Housing Development

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission (approve/deny) Resolution 9879 designating the Director of the Planning and Community Development Department as the Environmental Certifying Official for the Sand Hills Housing Development.”

2. Mayor Calls for a second, discussion, inquiries from the public, and calls the vote.

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**Staff Recommendation:** Staff recommends that the City Commission approve Resolution 9879 designating the Director of the Planning and Community Development Department as the Environmental Certifying Official for the Sand Hills Housing Development.

**Background:** Staff from the Planning and Community Development Department completes environmental reviews for all HUD CDBG, HOME and Housing Authority projects/dollars that come into the Great Falls community. The Great Falls Housing Authority applied for a HUD HOME grant from the Montana Department of Commerce to build the second handicapped accessible four-unit building at the Sand Hills Housing Site. The Montana Department of Commerce requires that the local governing body designate an Environmental Certifying Official for the Sand Hills Housing Development. Checking with two other communities in Montana (Butte and Kalispell), one designated their Director of the Planning and Community Development Department, and the other their Director of the Community Development Department as the Environmental Certifying Official.

**Concurrences:** The Director of the City Planning and Community Development Department and the Housing Authority Executive Director concur in making this designation.

**Fiscal Impacts:** None anticipated.

**Alternatives:** The City Commission could vote to reject designating an Environmental Certifying Official.

**Attachment:** Resolution 9879

## RESOLUTION 9879

### **A RESOLUTION DESIGNATING THE DIRECTOR OF THE PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT OF THE CITY OF GREAT FALLS AS THE ENVIRONMENTAL CERTIFYING OFFICIAL FOR THE GREAT FALLS HOUSING AUTHORITY HOME GRANT FOR THE SAND HILLS HOUSING DEVELOPMENT**

WHEREAS, the Great Falls Housing Authority applied for federal funds through the Montana Department of Commerce's HOME Investment Partnerships Program to develop affordable, handicapped accessible housing at the Sand Hills Development; and

WHEREAS, all funding has been received to permit the project to go forward; and

WHEREAS, to comply with regulations, terms and conditions of said Program, a resolution shall designate the Environmental Certifying Official for the Sand Hills Housing Development.

#### **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:**

1. The Director of the Planning and Community Development Department of the City of Great Falls is designated as the Environmental Certifying Official, and is authorized to certify the Environmental Review Record for the Sand Hills Housing Development.
2. As the Environmental Certifying Official, the Director of the Planning and Community Development Department of the City of Great Falls may delegate the performance and completion of the Environmental Review.
3. The Great Falls Housing Authority shall ensure that it and all of its contractors or agents conduct all program matters in a non-discriminatory manner such that all persons regardless of race, gender, age, disability, or other protected class shall be treated equally. Further, each shall comply with the policies and procedures known as the 2009 GFHA HOME Grant M09-SG3001-62, approved by the Montana Department of Commerce HOME Investment Partnerships Program.

**BE IT FURTHER RESOLVED BY SAID CITY COMMISSION** that this Resolution shall become effective immediately upon its passage and approval.

**PASSED AND ADOPTED** by the City Commission of the City of Great Falls, Montana this 4th day of May, 2010.

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Michael J. Winters, Mayor

ATTEST:

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Lucy Hallett, Acting City Clerk

(Seal of the City)

APPROVED FOR LEGAL CONTENT:

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James W. Santoro, City Attorney

Regular City Commission Meeting

Mayor Winters presiding

**CALL TO ORDER:** 7:00 PM

**PLEDGE OF ALLEGIANCE** – MAFB Honor Guard

**ROLL CALL:** City Commissioners present: Michael J. Winters, Robert Jones, Bill Bronson, Mary Jolley and Fred Burow. Also present were the City Manager, City Attorney, Directors of Fiscal Services, Park and Recreation, Planning and Community Development, Public Works, the Executive Director of the Housing Authority, Interim Library Director, Fire Chief, Police Chief and the City Clerk.

**PROCLAMATIONS:** Mayor Winters read Proclamations for Sacajawea Week and Arbor Day.

### **NEIGHBORHOOD COUNCILS**

#### **1. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

**NC 6.**

**Robin Baker**, Chair NC 6, expressed the council's concerns regarding a NeighborWorks project on 21<sup>st</sup> Avenue South. Ms. Baker commented that the council was not opposed to the project, but that it would be beneficial to have a plan in place to accommodate the increased traffic with the additional eight housing duplexes.

### **BOARDS & COMMISSIONS**

#### **2. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

### **PETITIONS AND COMMUNICATIONS**

#### **3. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

Mayor Winters opened the meeting to Petitions and Communications.

**ECP.**

**3A. Larry Rezendes**, 2208 1<sup>st</sup> Avenue North, commented that he is a CPA with extensive experience in turn around management in bankruptcy and non-bankruptcy settings. Mr. Rezendes discussed the recent financial statements presented to the Electric City Power Board at its April meeting. He reminded the Commission again that the City is continuing to operate this venture in violation of Ordinance 2925. He believes the Commission needs to take action quickly as it has no authority to continue to waste taxpayer money.

**Legal opinion, ECP.**

**3B. Neil Taylor**, 3417 4<sup>th</sup> Avenue South, commended the City Manager for requesting, and the new City Attorney for preparing, a legal opinion regarding the public's right to know and participate with regard to the City's

relationship with SME. Mr. Taylor noted that Mr. Gregori was quoted in the newspaper as saying it was just one attorney's opinion. He suggested that Mr. Santoro's legal opinion be forwarded to the Attorney General for his opinion and interpretation. Mr. Taylor commented that he reviewed the Electric City Power financials submitted to the ECP Board at its April meeting. He asked the Commission to review a simple spreadsheet he prepared.

Mayor Winters commented that it would be more appropriate to address ECP issues at the next ECP Board meeting scheduled in May.

**ECP, SME, HGS.**

**3C. Richard Liebert**, 289 Boston Coulee Road, commended the City for participating in Arbor Day, Earth Day and Leadership Great Falls' recent Vision Expo. He reported that there will be a press conference tomorrow at the College of Technology regarding a permit issued for a wind turbine.

Because he will not be able to attend the next ECP Board meeting, he also wanted to discuss ECP issues. He commended Mr. Santoro's courage and wisdom with regard to his recent legal opinion preserving the public's right to know. He finds it regrettable that SME issued a flippant response to Mr. Santoro's legal opinion. Mr. Liebert read portions of an email message he sent to the City Manager. He finds it alarming that there isn't a development agreement when the City's finances, resources and integrity are at stake. After reviewing records in the box he discovered that JP Morgan was being considered for financing rather than the RUS. He discussed photos of the Highwood Generating Station site in October and November, 2008. He believes the Location Conformance Permit recently issued by the County is defective because it is not up to date with regard to City services. He referenced Fire Protection and Emergency Services Agreements and noted that in October and November, SME did not pay for services at the site even though it started construction on October 15.

**ECP.**

**3D. Larry Rezendes**, 2208 1<sup>st</sup> Avenue North, commented that the City Commission has the decision making authority to terminate Electric City Power, not the ECP Board of Directors.

**SME records request.**

**3E. Aart Dolman**, 3016 Central Avenue, requested that the City Commission and staff speak into the microphone so that the audience in the back of the room could hear. Mr. Dolman inquired if the Mayor received any response to his January request for a document listed on SME's Form 990. City Manager Greg Doyon responded that he wasn't aware that was in the City's possession.

After discussion and receiving clarification that Mr. Dolman requested a specific document referenced in SME's 2008 Form 990 - the document retention and destruction policy - City Clerk Lisa Kunz responded that she was not in possession of that document and would make that request to SME again in Mr. Dolman's behalf.

At the last City Commission meeting, Mr. Dolman commented that he could not hear the explanations of Commissioners Burow and Jolley regarding the consent agenda. Commissioner Jolley explained that she pulled the \$5,000 report because it contained a payment to SME. She objects to those payments because ECP is not operating in a capacity to pay its own bills and the funds come from various other sources. Commissioner Burow agreed.

Mr. Dolman reported that he attended Mr. Gregori's meeting at the LaQuinta Inn. He learned there was an \$85 million dollar loan for the generation plant to move forward. He inquired what the City's liability was with regard to that loan. Mr. Doyon responded that he heard Mr. Gregori on the radio indicate that the City did not have an obligation to that loan. Commissioner Jolley added that she understood Ms. Balzarini to say that, theoretically, the City was responsible for a certain percentage of the loan. Ms. Balzarini explained that the City has a 4.33% equity investment in the generating facility. To the extent the City would receive output of 4.33% of the generation, the City would be responsible to pay a rate that would include a portion to pay the debt.

**U.S. Flag.**

**3F. Mike Witsoe**, 2612 1<sup>st</sup> Avenue South, read a letter authored by his mother. She believes Mayor Winters' actions were appropriate with regard to the recent flag issue.

**Earth Day, wind turbine presentation and LED lights.**

**3G. Kathy Gessaman**, 1006 36<sup>th</sup> Avenue NE, announced that the 40<sup>th</sup> anniversary of Earth Day will be celebrated on Saturday at the Civic Center. She also reminded everyone to attend the 50 megawatt wind turbine presentation at the MSU-COT on Wednesday. Ms. Gessaman also provided information regarding a Seattle neighborhood that changed over to LED street lights.

**Proclamations, water right records, HGS Location Performance Permit.**

**3H. Ron Gessaman**, 1006 36<sup>th</sup> Avenue NE, expressed disappointment there wasn't a proclamation read for Earth Day and Earth Week, or for National Volunteers Week. Mr. Gessaman commented that he would like to see the return of the City's water right records that were sent to a consultant in Helena during the past Commission's term. He also discussed the Location Conformance Permit issued by the County on April 13, 2010, for the Highwood Generating Station gas plant and believes misrepresentations were made because certain 2007 and 2008 agreements contained language specific to a coal plant.

With regard to proclamations, Commissioner Burow noted that it was his understanding it was the responsibility of local groups/organizations to come forward with proclamations they wanted presented.

**School levy, recession.**

**3I. John Hubbard**, 615 7<sup>th</sup> Avenue South, discussed the Great Falls Public School mill levy request and the current state of the economy.

**Legal opinion, ECP.**

**3J. Mike Witsoe**, 2612 1<sup>st</sup> Avenue South, commended City Attorney Jim Santoro for his recent legal opinion and the City Commission for attempting to solve Electric City Power problems. Mr. Witsoe commented that he will expose things that happened over the past 20 years and that “today, the war starts.”

**PUBLIC HEARINGS****2010-2015 Consolidated Plan. Public hearing conducted and action of the plan scheduled for May 4, 2010.****4. 2010-2015 CONSOLIDATED PLAN.**

Planning and Community Development Director Mike Haynes reported that Agenda Item 4 is a request for the City Commission to set the public hearing for May 4, 2010, to approve the 2010-2015 Consolidated Plan, including the Annual Action Plan, which is the allocation of 2010/2011 CDBG and HOME funds, so both can be sent to the US Department of Housing & Urban Development (HUD) before the submittal deadline of May 15, 2010.

Mr. Haynes explained that the purpose of CDBG funds is to improve communities by providing decent housing, a suitable living environment, and expanding economic opportunities, all principally for persons of low and moderate income (LMI). HUD regulations require that each project proposed must have an LMI benefit between 51% and 100% with the aggregate LMI benefit being at least 70%. In practice, when the Community Development Council (CDC) meets to prioritize projects they use an excel spreadsheet to calculate the aggregate LMI as funding recommendations are considered. The aggregate LMI for 2010/2011 CDBG funds, for example, is 86% based on CDC’s recommendations.

The purpose of HOME funds is to build, buy, and/or rehabilitate affordable housing for rent or homeownership or provide direct rental assistance to low income people.

The 30-day public comment period runs from April 1 - 30, 2010. The draft Consolidated Plan is being updated and revised as necessary and will come back to the City Commission in final form for final action on May 4.

After review of the current procedure and taking into account comments received from some City Commissioners, CDC members and outside agencies, Mr. Haynes believes there is a more flexible, more responsive alternative. He is proposing that the CDC meet much earlier – August/September - to discuss and evaluate expected CDBG and HOME funding levels, the City’s prior funding commitments and the community’s needs at that point in time. In October, the CDC would present its findings to the City Commission with recommendations for percentage allocations to public services, public facilities, housing and economic development, and a summary of recommended priorities. The City Commission would then review those recommendations and give specific direction to the CDC to



guide its funding recommendations.

Mr. Haynes concluded that today is an opportunity for the City Commission to take public comment on the Consolidated Plan and Annual Action Plan, discuss the 5-year plan and CDC 2010/2011 funding recommendations, direct staff to make any required changes to those documents, and then set a public hearing for final action for May 4, 2010.

Mayor Winters declared the public hearing open.

**Steve L'Heureux**, Chairman of the Great Falls Development Authority Board, 1826 3<sup>rd</sup> Avenue North, spoke in favor of the Consolidated Plan. However, due to a unique opportunity proposed by Montana Specialty Mills to create an industrial park, Mr. L'Heureux explained the opportunity to leverage federal money from the EDA with local government participation. He requested that the Commission consider \$140,000 for economic development, which is a slightly different allocation of CDBG funds.

**Steve Malicott**, President/CEO of the Great Falls Area Chamber of Commerce, 100 1<sup>st</sup> Avenue North, read a letter in support of the Commission providing financial support to the AgriTech project as an investment in the City's economic future.

Great Falls Development Authority Board of Director members **Owen Robinson**, 1029 17<sup>th</sup> Avenue SW; **John Koppelman**, 34 Fox Island Lane; **Scott Patera**, 712 43<sup>rd</sup> Street North; **Cheryl Crawley**, no address provided; **Jeff Mangan**, 1223 7<sup>th</sup> Avenue North; **Trudi Schmidt**, also a State Legislator; and, **Robert Butcher**, 508 James Avenue, concurred with Mr. L'Heureux's request for funds in support of the development of the AgriTech Industrial Park for economic growth in the community, to generate industrial property taxes and to diversify the economy in Great Falls.

**Nancy Wilson**, Director of Meals on Wheels program, explained how CBDG money has made a difference in the lives of senior citizens. Meals on Wheels currently provides 300 meals per day in Great Falls. She expressed appreciation for past support and looks forward to the Commission's support this year.

**Sheila Rice**, Executive Director of NeighborWorks Great Falls, complimented City staff regarding the Consolidated Plan. With regard to Neighborhood Council 6 comments about the Sunnyside Development, Ms. Rice responded that NeighborWorks is interested in improving the streetscape. The next step is a comprehensive plan for that neighborhood. Ms. Rice spoke in favor of all the housing elements. She explained that for every \$1 of CDBG or HOME funds there is \$12 leveraged from other funding sources. Ms. Rice emphasized the need of quality housing for low to moderate income persons. Over the past 25 years, new and renovated

NeighborWorks housing has created \$25 million in tax base additions. She also explained Resident Owned Communities (ROC) is a cooperative ownership program of mobile home trailer parks. Ms. Rice concluded by thanking the City Commission and City staff.

**Kris Kleinschmidt**, Accessible Space, Inc., explained that Accessible Space is a national, non-profit organization with a mission to provide accessible, affordable independent living opportunities for persons with physical disabilities and seniors. A proposed 30-unit apartment building located at 1700 Division Road is designated for seniors. *The Portage*, which opened in 2003, maintains an active waiting list for future residents. Ms. Kleinschmidt thanked the City for its financial assistance which helped Accessible Space secure developments.

Mayor Winters declared the public hearing closed and asked for the direction of the City Commission.

**Commissioner Bronson moved, seconded by Commissioner Jones, that the City Commission close the public hearing and schedule action on the Final Consolidated Plan for May 4, 2010.**

Mayor Winters asked if there was any discussion amongst the Commissioners or inquiries from the public. Hearing none, Mayor Winters called for the vote.

Motion carried 5-0.

### **OLD BUSINESS**

### **NEW BUSINESS**

### **ORDINANCES/RESOLUTIONS**

**Res. 9877. Adopted.**

**5. RESOLUTION 9877, AMENDING THE BYLAWS OF ELECTRIC CITY POWER, INC.**

Fiscal Services Director Coleen Balzarini reported that this resolution will authorize a change to the Electric City Power bylaws by the City Commission. If approved, it will go before the Electric City Power Board as well. The need for the change in the bylaws is due to the change in the structure of the Electric City Power Board members. The primary change to the bylaws being proposed is changing the terms of office from six year terms to one year terms. Another proposed change is the ability to elect officers during the year. Ms. Balzarini also explained other minor amendments to the bylaws.

**Commissioner Bronson moved, seconded by Commissioner Jones, that the City Commission adopt Resolution 9877, amending the bylaws of**

**Electric City Power, Inc., as presented.**

Mayor Winters asked if there was any discussion amongst the Commissioners.

Commissioner Jolley inquired about Section 4.04 electing a Chair beginning in 2011. Ms. Balzarini responded that Section 4.03 addresses that question.

Mayor Winters asked if there were any inquiries from the public.

**Ron Gessaman**, 1006 36<sup>th</sup> Avenue NE, would prefer that the bylaws be amended pursuant to the alternative motion in the agenda report. He disagrees with the change to the roll call vote as he believes Section 2.05 conflicts with Section 2.01. He pointed out that the term “member” is used in Section 4 and the term isn’t defined in the bylaws. He further disagreed with the amendment to Section 3.10. He concluded that Section 4.01 still needs to be cleaned up.

**Richard Liebert**, 289 Boston Coulee Road, concurred with some of Mr. Gessaman’s comments. He inquired if any of the options facilitate an electronic or telephonic meeting. Ms. Balzarini referred him to Section 2.05. After discussion, Commissioner Bronson clarified that the Public Participation Act essentially codifies the entitlement of the public to be participating in some way, otherwise the meeting would be illegal. Mr. Liebert suggested that, to balance the books, the customers need to be contacted about raising the rates.

Commissioner Jolley requested and received clarification that Commissioner Bronson’s motion was to adopt Resolution 9877 as presented, and does not change the two-thirds vote requirement.

With regard to vote requirements, Commissioner Jolley suggested the language of the City Code be changed. She will not vote in favor unless the language in Section 6.02 is changed to a majority vote requirement.

Commissioner Burow concurred with Commissioner Jolley.

**Mike Witsoe**, 2612 1<sup>st</sup> Avenue South, recommended that this item be postponed 30 days.

Motion carried 3-2 (Commissioners Burow and Jolley dissenting).

**Consent Agenda.  
Approved.**

**CONSENT AGENDA**

6. Minutes, April 6, 2010, Commission meeting.
7. Total expenditures of \$2,055,998 for the period of April 1-14, 2010, to include claims over \$5,000, in the amount of \$1,893,433.
8. Contracts list.

9. Lien release list.
10. Approve Montana Board of Crime Control Enforcing Underage Drinking Laws Contract in the amount of \$64,517. (EUDL Grant Application 09-U01-90731 approved by the City Commission January 5, 2010, Agenda Item 12)
11. Award construction contract for the Great Falls Police Department Shooting Range Improvements to Central Plumbing and Heating, Inc. in the amount of \$186,636. **OF 1365.1**
12. Postpone bid award for one new 2010 snow blower.
13. Approve the cancellation of City of Great Falls checks that remain outstanding and unpaid for a period of one year.
14. Approve a two-year extension of the contract for audit services with Junkermier, Clark, Campanella, Stevens, PC, at a cost of \$44,000 per year.

**Commissioner Bronson moved, seconded by Commissioner Jolley with the exception of pulling Item 7 for separate discussion, that the City Commission approve the Consent Agenda as presented. Commissioner Bronson accepted Commissioner Jolley's request as a friendly amendment to his motion.**

With regard to Item 7, Commissioner Jolley noted that the Electric City Power fund is unable to pay its own bills. Additionally, she noted that the Electric City Power Board voted at its April meeting to pay \$22,000 per month cash on deposit with Southern and was not retroactive to January and February as listed on Item 7.

Mayor Winters asked if there were inquiries from the public.

**Richard Liebert**, 289 Boston Coulee Road, as a Mountain View Co-op member, Mr. Liebert applauded the Central Garage's purchase of fuel from Mountain View Co-op and the purchase of LED traffic lights for energy conservation. He finds the energy supply expense to Southern and the bond counsel services payments regrettable. With regard to the Southern deposits, Mr. Liebert inquired if the City was legally obligated to pay those deposits. Even though there is a Wholesale Power Agreement, he finds seven years without a development agreement absurd.

**Ron Gessaman**, 1006 36<sup>th</sup> Avenue NE, inquired and was informed that interest was not being paid on the Dorsey & Whitney payments. He asked if SME was current on its payment obligations for fire service. Ms. Balzarini responded that the City bills and Southern Montana pays on a monthly basis. Southern Montana was not delinquent. Mr. Gessaman inquired about the check run dates of April 1-7, and the Dorsey & Whitney payment dated April 14. Mayor Winters responded that Ms. Balzarini would look into that and report at the next meeting.

**John Hubbard**, 615 7<sup>th</sup> Avenue South, inquired what the construction contract listed as Item 11 was for. Police Chief Grove responded that this award is from a COPS technology grant to build a shooting range.

**Larry Rezendes**, 2208 1<sup>st</sup> Avenue North, with regard to a two month deposit, commented that the City has now tied up \$1.9 million dollars respective of issues relating to Electric City Power since its inception. He inquired how many more months of deposits in the amount of \$22,000 would be paid to Southern. Ms. Balzarini responded that January and February deposits have been paid; the remaining 10 months would total about \$220,000. Mr. Rezendes concluded that this is a continued waste of City funds in violation of the ordinance under which Electric City Power operates.

Mayor Winters explained the course this Commission has been on to try to eliminate itself from Southern. It is a slow process that has to be done without incurring the expense of additional litigation.

Commissioner Jolley added that people do not realize that because of the continued drain of City funds for Electric City Power.

Mr. Rezendes responded that the Commission should vote to exit and affirm that course of action.

**Aart Dolman**, 3016 Central Avenue, commented that he is under the impression the Commission is more afraid of litigation from SME than its citizens. Being ill-treated in the past in the litigation process has caused public distrust. He concluded that the Commission should consider that citizens might file litigation against the Commission for not doing its job.

With regard to Item 7, Mayor Winters called for the vote.

Motion carried 3-2 (Commissioners Burow and Jolley dissenting).

With regard to Item 6, and Items 8 thru 14, Mayor Winters called for the vote.

Motion carried 5-0.

**CITY MANAGER****15. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

City Manager Gregory T. Doyon thanked those that attended the Vision Expo and the 2009 Leadership Great Falls class for participating in this project.

With regard to comments made about Electric City Power in terms of timeliness, Mr. Doyon reminded the Commission that there is a balance to this conversation in that staff doesn't want the taxpayers to pay any more than they have to. There are reviews going on, such as the City Attorney's recent legal opinion. He asked that the Commission keep in mind that there are contracts both with Southern and customers in the community. The Burns & McDonnell report set forth the cost to terminate the contracts without deliberation. Staff will move as quickly as it can to give the Commission the level of information it needs to move forward.

**CITY COMMISSION****16. MISCELLANEOUS REPORTS AND ANNOUNCEMENTS.**

Commissioner Jolley asked City Manager Doyon to direct Mr. Haynes to look into amending the City Ordinance to allow urban chickens.

Commissioner Jolley also noted that she prefers having public comments towards the end of the Commission meetings.

Commissioner Bronson proposed that topic be discussed at the next agenda meeting.

Commissioner Burow reaffirmed comments made by Mr. Doyon. He expressed concern about the contractual issues and obligations and direction for Electric City Power. He wants enough information about this power venture to make a decision to continue or exit from it. It will take some time to get out of Electric City Power if that is the route the Commission chooses. He asked that some faith be put in City staff to sort through the issues in a timely manner.

**ADJOURNMENT**

**Adjourn.**

There being no further business to come before the regular Commission meeting, **Commissioner Bronson moved, seconded by Commissioner Burow, that the regular meeting of April 20, 2010, be adjourned at 9:25 p.m.**

Motion carried 5-0.

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Mayor Winters

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City Clerk

Minutes Approved: May 4, 2010



**ITEM:** \$5,000 Report  
 Invoices and Claims in Excess of \$5,000

**PRESENTED BY:** Fiscal Services Director

**ACTION REQUESTED:** Approval with Consent Agenda

**LISTING OF ALL ACCOUNTS PAYABLE CHECKS ISSUED AVAILABLE ONLINE AT**  
**[www.greatfallsmt.net/people\\_offices/fiscal/checkregister.php](http://www.greatfallsmt.net/people_offices/fiscal/checkregister.php)**

**TOTAL CHECKS ISSUED AND WIRE TRANSFERS MADE ARE NOTED BELOW WITH AN ITEMIZED LISTING OF ALL TRANSACTIONS GREATER THAN \$5000:**

ACCOUNTS PAYABLE CHECK RUNS FROM APRIL 15 - 28, 2010	1,494,956.97
MUNICIPAL COURT ACCOUNT CHECK RUN FOR APRIL 9 - 15, 2010	60,081.85
MUNICIPAL COURT ACCOUNT CHECK RUN FOR APRIL 16 - 23, 2010	5,540.00
WIRE TRANSFERS FROM APRIL 15 - 21, 2010	258,923.74
WIRE TRANSFERS FROM APRIL 22 - 28, 2010	<u>152,563.10</u>
<b>TOTAL: \$</b>	<u><u>1,972,065.66</u></u>

**GENERAL FUND**

<b>FIRE</b>		
4IMPRINT	FIRE PREVENTION HANDOUTS (SPLIT AMONG FUNDS)	3,699.83

**SPECIAL REVENUE FUND**

<b>CTEP PROJECT</b>		
UNITED MATERIALS	PMT #3 CONSTRUCTION OF BAY DR BIKE/PED PATH	52,405.04

<b>FIRE SPECIAL REVENUE</b>		
4IMPRINT	FIRE PREVENTION HANDOUTS (SPLIT AMONG FUNDS)	2,534.09

<b>STREET DISTRICT</b>		
DAVID KUGLIN CONSTRUCTION	PMT #1 FOR NORTHERN LIGHTS RECONSTRUCTION (SPLIT AMONG FUNDS)	63,705.23

<b>LIBRARY</b>		
EBSCO INDUSTRIES INC	SUBSCRIPTIONS (BOOKS & PERIODICALS)	5,063.13

<b>PARK &amp; RECREATION SPECIAL REVENUE</b>		
PONCELET LANDSCAPE & EXCAVATING	BUILD BOAT RAMP AT WADSWORTH PARK PP&L RIVER FUND RECREATION GRANT	26,776.00
MONTANA ELASTOMERS	PARTIAL PMT CENTENE STADIUM FLOOR COATING MATERIAL	24,000.00



**SPECIAL REVENUE FUND CONTINUED**

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**FEDERAL BLOCK GRANTS**

RYAN LANGAN CONSTRUCTION                      1/2 PROGRESS PAYMENT 2519 5TH AVE N                      11,082.50

**CAPITAL PROJECTS**

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**GENERAL CAPITAL**

QUALITY SERVICE OVERDOOR CO                      PMT #1 REPLACE 6 OVERHEAD DOORS                      21,780.00  
WITH ENERGY EFFICIENT DOORS  
PARK & REC BUILDINGS

**ENTERPRISE FUNDS**

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**WATER**

BISON MOTOR CO                      1- 2010 RANGER 1/4 TON PICKUP                      17,897.35  
UNITED MATERIALS                      PMT #3 7TH & 8TH AVE S WATER MAIN                      65,619.63  
REPLACEMENT  
DANA KEPNER CO                      25-1" & 50-3/4" METER REPAIR PARTS                      5,057.50  
INDUSTRIAL AUTOMATION CONSULTING                      PMT #1 UPGRADE DATA HISTORIAN FOR                      10,837.47  
SCADA SYSTEM  
LARSON DATA COMMUNICATIONS                      REPLACE OBSOLETE TELEMETRY                      6,523.60  
EQUIPMENT  
DAVID KUGLIN CONSTRUCTION                      PMT #1 FOR NORTHERN LIGHTS                      2,727.45  
RECONSTRUCTION (SPLIT AMONG FUNDS)

**SEWER**

VEOLIA WATER NORTH AMERICA                      MONTHLY WWTP OPERATION CONTRACT                      237,651.09  
VEOLIA WATER NORTH AMERICA                      MONTHLY CONTRACTED CAPITAL                      12,500.00  
IMPROVEMENTS  
BISON MOTOR CO                      1- 2010 RANGER 1/4 TON PICKUP                      17,897.35

**STORM DRAIN**

WILLIAMSON FENCING INC                      8TH STREET SOUTH STORM DRAIN                      48,089.06  
EXTENSION REIMBURSEMENT TO  
DEVELOPER FOR STORM DRAIN UPSIZING  
FOR WILLIAMSON FENCE COMPLEX

**ELECTRIC**

SOUTHERN                      PMT OF ENERGY SUPPLY EXPENSE MAR 10                      167,570.46  
SOUTHERN                      CASH ON DEPOSIT MAR 10                      22,571.17

**PARKING**

APCOA/STANDARD PARKING                      MAY 2010 PARKING ENFORCEMENT                      23,962.58

**CIVIC CENTER EVENTS**

GREAT FALLS SYMPHONY                      CASH OUT 10-48 RAVE ON/BUDDY HOLLY                      19,175.50  
GREAT FALLS SYMPHONY                      CASH OUT 10-57 HAIRSPRAY                      12,940.06

**INTERNAL SERVICES FUND**

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**HEALTH & BENEFITS**

BLUE CROSS/BLUE SHIELD	HEALTH INS CLAIMS APRIL 13-APRIL 19, 2010	35,880.16
BLUE CROSS/BLUE SHIELD	ADMIN & REINSURANCE APRIL 2010	48,181.95
BLUE CROSS/BLUE SHIELD	HEALTH INS CLAIMS APRIL 20-APRIL 28, 2010	150,252.85

**CENTRAL GARAGE**

NW FUEL SYSTEMS INC	REPAIR CONCRETE PAD & FUEL TANK PLUMBING	12,998.00
I STATE TRUCKING CENTER	TRANSMISSION REPAIR FOR SANITATION TRUCK UNIT 909	7,686.14
MOUNTAIN VIEW CO-OP	FUEL	22,374.96

**TRUST AND AGENCY**

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**COURT TRUST MUNICIPAL COURT**

CITY OF GREAT FALLS	FINES & FORFEITURES COLLECTIONS	58,299.85
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**PAYROLL CLEARING**

STATE TREASURER	MONTANA TAXES	34,487.00
ICMA RETIREMENT TRUST	EMPLOYEE CONTRIBUTIONS	11,586.92
FIREFIGHTER RETIREMENT	FIREFIGHTER RETIREMENT EMPLOYEE & EMPLOYER CONTRIBUTIONS	41,628.17
STATEWIDE POLICE RESERVE FUND	POLICE RETIREMENT EMPLOYEE & EMPLOYER CONTRIBUTIONS	50,407.68
PUBLIC EMPLOYEE RETIREMENT	PUBLIC EMPLOYEE RETIREMENT EMPLOYEE & EMPLOYER CONTRIBUTIONS	92,893.90
POLICE SAVINGS & LOAN	EMPLOYEE CONTRIBUTIONS	10,349.00
1ST INTERSTATE BANK	FEDERAL TAXES, FICA & MEDICARE	158,025.69
AFLAC	EMPLOYEE CONTRIBUTIONS	11,636.34

**UTILITY BILLS**

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MONTANA WASTE SYSTEMS	MARCH 2010 CHARGES	71,227.24
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**CLAIMS OVER \$5000 TOTAL:**

\$ 1,699,981.94

Selection Criteria:

From Date . . . . : 04/15/2010

To Date . . . . . : 04/28/2010

\*or\*

From Period . . . . :

To Period . . . . . :

Bank Code . . . . . : 01

Page Break by Fund: Y

Include Vendor No.: Y

Print Recap Only .: N

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/20/2010	204750	4856	HUGG TOM	INSPECT SNOW BLOWER	100-0000-129.10-00		4/2010 Total	60.00 60.00
04/20/2010	204751	6926	JORGENSEN KENNETH	INSPECT SNOW BLOWER	100-0000-129.10-00		4/2010 Total	260.00 260.00
04/21/2010	204752	9	JOHNSON MADISON LUMBER	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	1.50
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	4.19
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	31.32
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	26.02
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	3.69
				REPAIR & MAINT SERVICES	100-2141-522.36-12		4/2010	9.95
							Total	76.67
04/21/2010	204756	25	PROBUILD (FORMERLY POUL	REPAIR & MAINT SUPPLIES	100-6433-562.23-72		4/2010 Total	31.78 31.78
04/21/2010	204757	26	PUBLIC DRUG CO INC	4 CAMERAS @ \$229.95/MEMOR	100-2112-522.24-99		4/2010 Total	971.60 971.60
04/21/2010	204761	40	BIG R STORES (CSWW INC)	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	8.99
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	15.99
							Total	24.98
04/21/2010	204763	46	CASCADE ELECTRIC CO INC	REPAIR & MAINT SERVICES	100-2141-522.36-12		4/2010 Total	124.00 124.00
04/21/2010	204766	52	CONSOLIDATED ELECTRICAL	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	39.60
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	17.60
							Total	57.20
04/21/2010	204767	64	FLEET SUPPLY COMPANY	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	11.40
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	7.90
							Total	19.30
04/21/2010	204770	67	GLACIER STATE ELECTRIC	EQUIP, FURN, FIXTURES	100-2411-522.24-14		3/2010	13.12
				REPAIR & MAINT SERVICES	100-6433-562.36-12		4/2010	1,825.03
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	178.23
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	11.15
				REPAIR & MAINT SERVICES	100-2141-522.36-12		4/2010	42.40
							Total	2,069.93
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	100-2141-522.31-99		4/2010	269.11
				PHONE SERVICE FOR FAX LIN	100-1361-512.31-31		4/2010	44.42
				COMMUNICATION SERVICES	100-6411-561.31-99		4/2010	44.31
				PHONE SERVICE MARCH/APRIL	100-1493-511.31-31		4/2010	140.50
				COMMUNICATION SERVICES	100-6411-561.31-31		4/2010	206.84
							Total	705.18
04/21/2010	204778	82	NORTHWESTERN ENERGY	07247307	100-6433-562.34-12		4/2010	7.25
				07247315	100-6433-562.34-12		4/2010	7.46
				07247349	100-6433-562.34-12		4/2010	7.25
				07249006	100-6433-562.34-12		4/2010	7.25

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204778	82	NORTHWESTERN ENERGY	07249055	100-6433-562.34-12		4/2010	7.25
				07249170	100-6433-562.34-12		4/2010	7.33
				07249287	100-6433-562.34-12		4/2010	7.25
				07249295	100-6433-562.34-12		4/2010	21.08
				07249303	100-6433-562.34-12		4/2010	7.25
				07249378	100-6433-562.34-12		4/2010	38.47
				07249386	100-6433-562.34-12		4/2010	7.25
				07249519	100-6433-562.34-12		4/2010	7.25
				07249576	100-6433-562.34-12		4/2010	7.25
				07249584	100-6433-562.34-12		4/2010	7.25
				07249683	100-6433-562.34-12		4/2010	7.25
				07249758	100-6433-562.34-12		4/2010	7.25
				07249782	100-6433-562.34-12		4/2010	12.83
				07251838	100-6433-562.34-12		4/2010	7.25
							Total	181.42
04/21/2010	204781	118	MOSCH ELECTRIC MOTORS I REPAIR & MAINT SERVICES		100-2141-522.36-99		4/2010	31.91
							Total	31.91
04/21/2010	204785	142	NORTHWEST PIPE FITTINGS OPERATING SUPPLIES		100-6433-562.22-64		4/2010	29.12
			REPAIR & MAINT SUPPLIES		100-2114-522.23-99		4/2010	132.13
							Total	161.25
04/21/2010	204786	162	ASSOCIATED VETERINARY S RABIES CERT # 81489		100-0000-268.90-01		4/2010	15.00
							Total	15.00
04/21/2010	204787	173	ALLEGRA PRINT & IMAGING 1000 CREMATION ORDER FORM		100-2141-522.21-11		4/2010	184.98
							Total	184.98
04/21/2010	204788	177	ALARM SERVICE INC PROFESSIONAL SERVICES		100-6433-562.35-99		4/2010	50.00
							Total	50.00
04/21/2010	204790	191	RYANS CASH & CARRY OTHER SUPPLIES & MATERIAL		100-1493-511.29-19		4/2010	31.99
							Total	31.99
04/21/2010	204791	198	MASCO JANITORIAL SUPPLY OPERATING SUPPLIES		100-6433-562.22-94		4/2010	6.56
			OPERATING SUPPLIES		100-6433-562.22-94		4/2010	29.45
			OPERATING SUPPLIES		100-2114-522.22-94		4/2010	108.49
							Total	144.50
04/21/2010	204793	293	DAVIS BUSINESS MACHINES OVERAGE CHARGE FOR 3/9-4/		100-1361-511.36-91		4/2010	117.09
			EQUIP, FURN, FIXTURES		100-2141-522.24-99		4/2010	61.41
							Total	178.50
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS OFFICE SUPPLIES		100-1113-511.21-99		4/2010	10.83
			OFFICE SUPPLIES		100-6411-561.21-99		4/2010	17.88
			OFFICE SUPPLIES		100-6411-561.21-99		4/2010	11.54
			OFFICE SUPPLIES		100-6411-561.21-99		4/2010	3.38
			OFFICE SUPPLIES		100-1113-511.21-99		4/2010	122.05
			OFFICE SUPPLIES		100-1113-511.21-99		4/2010	13.99
			OFFICE SUPPLIES		100-1493-511.21-99		4/2010	12.36
			OFFICE SUPPLIES		100-1113-511.21-99		4/2010	10.83
							Total	181.20

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204796	388	NATIONAL LAUNDRY CO	OPERATING SUPPLIES	100-6433-562.22-95		4/2010	6.32
				OPERATING SUPPLIES	100-6433-562.22-95		4/2010	8.55
				OPERATING SUPPLIES	100-6433-562.22-95		4/2010	6.32
				OPERATING SUPPLIES	100-6433-562.22-95		4/2010	6.32
				OPERATING SUPPLIES	100-6433-562.22-95		4/2010	7.21
				OPERATING SUPPLIES	100-6433-562.22-95		4/2010	8.55
							Total	43.27
04/21/2010	204799	487	YOUNG JIM	APWA CONFERENCE	100-0000-129.10-00		4/2010	406.70
							Total	406.70
04/21/2010	204800	506	ANIMAL MEDICAL CLINIC	PROFESSIONAL SERVICES	100-2141-522.35-99		4/2010	33.00
				PROFESSIONAL SERVICES	100-2141-522.35-99		4/2010	169.00
				PROFESSIONAL SERVICES	100-2141-522.35-99		4/2010	95.00
				PROFESSIONAL SERVICES	100-2141-522.35-99		4/2010	112.50
				PROFESSIONAL SERVICES	100-2141-522.35-99		4/2010	206.50
							Total	616.00
04/21/2010	204801	506	ANIMAL MEDICAL CLINIC	RABIES CERT # 81692/81684	100-0000-268.90-01		4/2010	150.00
							Total	150.00
04/21/2010	204803	621	PROPERTY & SUPPLY BUREA	PAPER	100-1361-511.21-11		4/2010	514.50
							Total	514.50
04/21/2010	204808	1065	MOUNTAIN CHIME TELEPHON	COMMUNICATION SERVICES	100-1471-511.31-31		4/2010	133.44
							Total	133.44
04/21/2010	204809	1144	SHANKS TIMOTHY	MT NAT ACADEMY CONFERENCE	100-0000-129.10-00		4/2010	129.39
							Total	129.39
04/21/2010	204811	1225	REYNOLDS HAMBLOCK DEBI	MT SHRM STATE CONFERENCE	100-0000-129.10-00		4/2010	212.00
							Total	212.00
04/21/2010	204813	1334	AG WEST DISTRIBUTING CO	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	3.75
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	7.22
							Total	10.97
04/21/2010	204815	1671	SCHALIN ARTHUR	CHILD ABUSE CONFERENCE	100-0000-129.10-00		4/2010	287.34
							Total	287.34
04/21/2010	204820	1849	A TO Z LOCK & KEY	OFFICE SUPPLIES	100-6411-561.21-99		4/2010	14.25
							Total	14.25
04/21/2010	204824	2193	CULLIGAN WATER CONDITIO	SALT DELIVER/WATER SOFTEN	100-2141-522.35-99		4/2010	9.95
							Total	9.95
04/21/2010	204827	2499	OFFICE CENTER INC (THE)	RENTALS	100-6411-561.53-32		4/2010	119.96
							Total	119.96
04/21/2010	204837	4334	ECOLAB PEST ELIMINATION	MAR 10 PEST CONTROL	100-2114-522.36-91		4/2010	96.00
				MAR 10 PEST CONTROL	100-2141-522.35-99		4/2010	47.00
							Total	143.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204839	4876	ACE HARDWARE	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010 Total	11.97 11.97
04/21/2010	204842	5178	DOUBLE G ENGRAVING & AW	GFPD REGIONAL TRAINING CE	100-2114-522.22-99		4/2010 Total	35.00 35.00
04/21/2010	204851	6644	BROOKS LARRY	BRUNCH/CALL OUT INVESTIGA	100-2115-522.37-19		4/2010 Total	50.50 50.50
04/21/2010	204855	6731	DOORS & HARDWARE UNLIMI	EQUIP, FURN, FIXTURES	100-6433-562.24-99		4/2010 Total	43.00 43.00
04/21/2010	204857	7214	RESPOND SYSTEMS	OFFICE SUPPLIES OPERATING SUPPLIES	100-6411-561.21-99 100-6433-562.22-99		4/2010 4/2010 Total	42.75 28.47 71.22
04/21/2010	204859	7571	THOMSON WEST	MT RULES OF COURT STATE 2 REF,PUBLICITY,TAXES,DUES	100-1361-512.33-11 100-1471-511.33-19		4/2010 4/2010 Total	122.00 216.50 338.50
04/21/2010	204860	7659	MOCCASIN ROBERT	HIGH RISK PLANNING COURSE	100-0000-129.10-00		4/2010 Total	310.00 310.00
04/21/2010	204862	7711	HANDL JASON	APWA CONFERENCE	100-0000-129.10-00		4/2010 Total	606.70 606.70
04/21/2010	204864	7795	CASCADE COUNTY SHERIFF/	3 DYS HOUSING FOR MICHAEL	100-1361-512.35-11		4/2010 Total	202.29 202.29
04/21/2010	204867	8197	POWER PRO	REPAIR & MAINT SUPPLIES EQUIP, FURN, FIXTURES EQUIP, FURN, FIXTURES OPERATING SUPPLIES REPAIR & MAINT SUPPLIES	100-6433-562.23-17 100-6433-562.24-99 100-6433-562.24-99 100-6433-562.22-99 100-6433-562.23-17		4/2010 4/2010 4/2010 4/2010 4/2010 Total	76.90 469.00 1,200.00 22.50 17.15 1,785.55
04/21/2010	204868	8270	MASTERCARD PROCESSING C	MDS/AIR HOSE/HOSE FIXTURE SAMS/COPY PAPER SAMS/OFFICE SUPPLIES SAMS/CLEANING SUPPLIES PROBUILD/SAFETY EYE & EAR EKLUNDS/CHEST FREEZER ZIPTRIP/FUEL FOR EXTRADIT SAFE FOR VISITORS CENTER EQUIP, FURN, FIXTURES	100-2141-522.36-99 100-2141-522.21-11 100-2141-522.21-99 100-2141-522.22-94 100-2141-522.22-99 100-2141-522.24-99 100-2125-522.37-19 100-1493-511.24-99 100-6433-562.24-99		4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 Total	104.00 83.94 60.54 544.18 1,023.74 779.00 44.42 499.99 599.00 3,738.81
04/21/2010	204871	8467	MONTANA WASTE SYSTEMS I	20100401CITY	100-6433-562.34-17		4/2010 Total	393.76 393.76
04/21/2010	204882	9912	BENEFIS PHYSICIAN ASSOC	PRE-EMPLOYMENT PHYSICALS/	100-2126-522.35-18		4/2010 Total	502.69 502.69

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204886	10435	BUG DOCTOR	PROFESSIONAL SERVICES	100-6433-562.35-99		4/2010	36.00
				PROFESSIONAL SERVICES	100-6411-561.35-99		4/2010	42.00
							Total	78.00
04/21/2010	204890	10858	VERIZON WIRELESS	COMMUNICATION SERVICES	100-6411-561.31-32		4/2010	202.26
				COMMUNICATION SERVICES	100-6433-562.31-32		4/2010	124.40
				COMMUNICATION SERVICES	100-6433-562.31-32		4/2010	124.40
				COMMUNICATION SERVICES	100-6433-562.31-32		4/2010	124.40
							Total	575.46
04/21/2010	204900	11369	VISION NET INC	MT TELECOMMUNICATIONS EXC	100-1361-512.31-31		4/2010	249.00
							Total	249.00
04/21/2010	204903	11505	CADWELL PATTY	MILAGE REIMB JAN-MARCH 10	100-1113-511.37-15		4/2010	316.55
							Total	316.55
04/21/2010	204904	11732	HESTER STEVE	FF GRANT CLASS	100-0000-129.10-00		4/2010	122.00
							Total	122.00
04/21/2010	204905	11742	HUCKLEBERRY HAVEN INC	RESALE VISITOR CENTER MER	100-1493-511.25-99		4/2010	723.12
							Total	723.12
04/21/2010	204907	12002	EVERSON VICKI	BATTERIES FOR NEW SAFE	100-1493-511.21-99		4/2010	8.98
				SNACKS FOR VOLUNTEERS	100-1493-511.29-19		4/2010	7.00
							Total	15.98
04/21/2010	204910	12224	HARP SANDY	MT SHRM STATE CONFERENCE	100-0000-129.10-00		4/2010	42.00
							Total	42.00
04/21/2010	204912	12306	PATTE ROY	PROFESSIONAL SERVICES	100-6433-562.35-99		4/2010	400.00
							Total	400.00
04/21/2010	204917	12646	S-K DESIGNS	VISITOR CENTER RESALE MER	100-1493-511.25-99		4/2010	226.49
							Total	226.49
04/21/2010	204918	12646	PATTI SCRUGS-HIRST	RESALE MERCHANDISE VISITO	100-1493-511.25-99		4/2010	60.00
							Total	60.00
04/21/2010	204919	12646	D AND ME	RESALE VISITOR CENTER MER	100-1493-511.25-99		4/2010	79.50
							Total	79.50
04/21/2010	204932	12707	MEGAN HOLTERBACK	SPAY CERT # 08 920	100-0000-268.90-03		4/2010	200.00
							Total	200.00
04/21/2010	204933	12707	VERONICA REDEAU	SPAY CERT # 09 1023	100-0000-268.90-03		4/2010	200.00
							Total	200.00
04/21/2010	204934	12707	STEVEN SANDOVAL	SPAY CERT # 08 929	100-0000-268.90-03		4/2010	200.00
							Total	200.00
04/21/2010	204935	12707	STEPHENIE DODSON	SPAY CERT # 09 1084	100-0000-268.90-03		4/2010	200.00
							Total	200.00



CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204936	12707	JOANNE CORNWELL	RABIES CERT # 81483	100-0000-268.90-01		4/2010	15.00
							Total	15.00
04/21/2010	204937	12707	BOARD OF VETERINARY MED	EUTH AGENCY LICENSE 2010	100-2141-522.37-71		4/2010	265.00
							Total	265.00
04/21/2010	204938	12707	MEREDITH MICHLER	RABIES CERT # 81614 SPAY CERT # 09 1016	100-0000-268.90-01 100-0000-268.90-03		4/2010 4/2010	15.00 200.00
							Total	215.00
04/21/2010	204940	12728	MT SHERIFFS & PEACE OFF	2010 JOINT LE SUMMIT/0622	100-2111-522.37-99		4/2010	150.00
							Total	150.00
04/21/2010	204944	12915	BIG SKY ANIMAL MEDICAL	RABIES CERT # 81626/81610	100-0000-268.90-01		4/2010	90.00
							Total	90.00
04/21/2010	204948	13012	BENNETT JAMIE	SHREDDER/OFFICE SUPPLIES PAPER TOWELS/CLEANING SUP CAT LITTER/PLASTIC BAGS E	100-2141-522.21-11 100-2141-522.22-94 100-2141-522.22-99		4/2010 4/2010 4/2010	367.56 928.22 259.55
							Total	1,555.33
04/21/2010	204950	13039	NCE CRAWFORD EMCOTEK	BURNER CONTROL @ \$640/CHA	100-2141-522.23-72		4/2010	2,143.76
							Total	2,143.76
04/28/2010	204971	1	FACT FINDER INVESTIGATI	AUDIO CD OF MAY 21-22 CLE	100-1471-511.37-99		4/2010	549.00
							Total	549.00
04/28/2010	204972	9	JOHNSON MADISON LUMBER	REPAIR & MAINT SUPPLIES OPERATING SUPPLIES OPERATING SUPPLIES REPAIR & MAINT SUPPLIES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES OPERATING SUPPLIES REPAIR & MAINT SERVICES OPERATING SUPPLIES OPERATING SUPPLIES	100-6433-562.23-17 100-6433-562.22-99 100-6433-562.22-99 100-6433-562.23-17 100-2411-522.36-12 100-2411-522.36-12 100-6433-562.22-99 100-2411-522.36-12 100-6433-562.22-99 100-6433-562.22-99		4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010	25.50 183.69 6.04 12.80 44.87 14.75 52.25 352.49 9.56 15.05
							Total	717.00
04/28/2010	204973	10	K-MART 3094	OPERATING SUPPLIES EQUIP, FURN, FIXTURES EQUIP, FURN, FIXTURES	100-2411-522.22-72 100-2417-521.24-99 100-2417-521.24-99		4/2010 4/2010 4/2010	77.22 121.94 31.92
							Total	231.08
04/28/2010	204976	25	PROBUILD (FORMERLY POUL	OPERATING SUPPLIES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES EQUIP, FURN, FIXTURES EQUIP, FURN, FIXTURES	100-6433-562.22-99 100-2411-522.36-12 100-2411-522.36-12 100-2411-522.36-12 100-2411-522.36-12 100-2411-522.36-12 100-2411-522.36-12 100-2411-522.24-19 100-2411-522.24-17		4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010	5.88 2.99 137.48 92.61 33.41 19.34 17.98 28.73 32.45

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04/28/2010	204976	25	PROBUILD (FORMERLY POUL	REPAIR & MAINT SUPPLIES	100-2114-522.23-99		4/2010	8.98
							Total	341.17
04/28/2010	204977	34	TC GLASS DISTRIBUTOR IN	PROFESSIONAL SERVICES	100-6433-562.35-99		4/2010	1,837.36
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	144.08
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	29.88
							Total	2,011.32
04/28/2010	204979	40	BIG R STORES (CSWW INC)	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	19.99
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	9.98
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	63.73
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	7.98
				OPERATING SUPPLIES	100-6433-562.22-64		4/2010	16.02
							Total	117.70
04/28/2010	204983	64	FLEET SUPPLY COMPANY	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	5.53
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	2.04
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	3.78
							Total	11.35
04/28/2010	204984	65	GENERAL DISTRIBUTING CO	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	72.85
							Total	72.85
04/28/2010	204985	66	GERBERS OF MONTANA INC	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	3.00
				REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	30.00
				REPAIR & MAINT SERVICES	100-2411-522.36-59		4/2010	461.15
							Total	494.15
04/28/2010	204986	67	GLACIER STATE ELECTRIC	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	21.40
							Total	21.40
04/28/2010	204987	68	NAPA AUTO PARTS OF GREA	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	86.40
							Total	86.40
04/28/2010	204990	74	WESTERN OFFICE EQUIPMEN	OFFICE SUPPLIES	100-2111-522.21-99		4/2010	30.00
							Total	30.00
04/28/2010	204991	81	QWEST	COMMUNICATION SERVICES	100-6433-562.31-99		4/2010	35.58
				COMMUNICATION SERVICES	100-2411-522.31-31		4/2010	54.50
				COMMUNICATION SERVICES	100-2411-522.31-31		4/2010	274.45
				COMMUNICATION SERVICES	100-2411-522.31-31		4/2010	54.50
				COMMUNICATION SERVICES	100-2411-522.31-31		4/2010	54.50
				COMMUNICATION SERVICES	100-2411-522.31-31		4/2010	61.82
							Total	535.35
04/28/2010	204992	82	NORTHWESTERN ENERGY	07248990	100-6433-562.34-12		4/2010	8.46
				07249014	100-6433-562.34-12		4/2010	7.25
				07249071	100-6433-562.34-12		4/2010	7.25
				07249089	100-6433-562.34-12		4/2010	7.25
				07249105	100-6433-562.34-12		4/2010	19.55
				07249113	100-6433-562.34-12		4/2010	7.25
				07249139	100-6433-562.34-12		4/2010	7.25
				07249147	100-6433-562.34-12		4/2010	7.25

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04/28/2010	204992	82	NORTHWESTERN ENERGY	07249311	100-6433-562.34-12		4/2010	8.45
				07249329	100-6433-562.34-12		4/2010	7.25
				07249337	100-6433-562.34-12		4/2010	16.32
				07249345	100-6433-562.34-12		4/2010	7.25
				07249360	100-6433-562.34-12		4/2010	8.91
				07249501	100-6433-562.34-12		4/2010	47.74
				07249527	100-6433-562.34-12		4/2010	7.25
				07249634	100-6433-562.34-12		4/2010	7.25
				07249642	100-6433-562.34-12		4/2010	51.98
				07249709	100-6433-562.34-12		4/2010	7.25
				07249865	100-6433-562.34-12		4/2010	42.72
				07249881	100-6433-562.34-12		4/2010	8.99
				07251846	100-6433-562.34-12		4/2010	7.25
				07259774	100-6411-561.34-12		4/2010	2.63
				07259774	100-6433-562.34-12		4/2010	24.51
							Total	327.26
04/28/2010	204993	84	A T KLEMENS INC	REPAIR & MAINT SERVICES	100-2411-522.36-12		4/2010	303.87
				REPAIR & MAINT SERVICES	100-2411-522.36-12		4/2010	176.20
				REPAIR & MAINT SERVICES	100-2411-522.36-12		4/2010	130.00
				REPAIR & MAINT SERVICES	100-2411-522.36-12		4/2010	735.35
							Total	1,345.42
04/28/2010	204996	108	PETTY CASH/ARTIS KRISTA	CUPS FOR COMMISSION MEETI	100-1111-511.21-99		4/2010	7.48
				MAC LUNCHEON	100-1411-511.37-53		4/2010	11.00
				POSTAGE STAMPS FOR LEGAL	100-1471-511.31-11		4/2010	17.60
				HOME AND GARDEN TICKETS	100-1113-511.35-99	270603	4/2010	30.00
				CELL PHONE HOLSTER	100-1411-511.22-99		4/2010	8.95
				MAC LUNCHEON FOR GREG	100-1411-511.37-53		4/2010	11.00
				CELL PHONE HOLSTER FOR JI	100-1471-511.21-99		4/2010	43.94
							Total	129.97
04/28/2010	204997	118	MOSCH ELECTRIC MOTORS I	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	138.90
							Total	138.90
04/28/2010	204999	121	UNITED MATERIALS OF GRE	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	120.56
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	217.96
							Total	338.52
04/28/2010	205003	142	NORTHWEST PIPE FITTINGS	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	33.27
				OPERATING SUPPLIES	100-6433-562.22-64		4/2010	120.00
				REPAIR & MAINT SUPPLIES	100-2114-522.23-99		4/2010	20.98
							Total	174.25
04/28/2010	205005	198	MASCO JANITORIAL SUPPLY	OPERATING SUPPLIES	100-6433-562.22-94		4/2010	55.80
				OPERATING SUPPLIES	100-6433-562.22-94		4/2010	9.79
				OPERATING SUPPLIES	100-6433-562.22-94		4/2010	46.00
				OPERATING SUPPLIES	100-6433-562.22-94		4/2010	177.06
				OPERATING SUPPLIES	100-6433-562.22-94		4/2010	3.57
							Total	292.22
04/28/2010	205007	293	DAVIS BUSINESS MACHINES	EQUIP, FURN, FIXTURES	100-2111-522.24-99		4/2010	386.40
				PROFESSIONAL SERVICES	100-2115-522.35-99		4/2010	58.50

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
							Total	444.90
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	100-6411-561.21-99		4/2010	3.38-
				OFFICE SUPPLIES	100-1471-511.21-99		4/2010	53.21
				OFFICE SUPPLIES	100-6411-561.21-99		4/2010	9.54
				OFFICE SUPPLIES	100-6411-561.21-99		4/2010	3.38
				FILE CABINETS - TESTING R	100-2411-522.24-14		4/2010	2,479.90
				OFFICE SUPPLIES	100-6411-561.21-99		4/2010	10.00
				OFFICE SUPPLIES	100-1471-511.21-99		4/2010	35.94
				OFFICE SUPPLIES	100-1471-511.21-99		4/2010	38.64
				OFFICE SUPPLIES	100-2111-522.21-99		4/2010	83.52
				OFFICE SUPPLIES	100-2112-522.21-99		4/2010	82.99
				OPERATING SUPPLIES	100-2112-522.22-99		4/2010	55.38
				OPERATING SUPPLIES	100-2115-522.22-93		4/2010	151.38
				OPERATING SUPPLIES	100-2115-522.22-99		4/2010	258.36
				OFFICE SUPPLIES	100-2125-522.21-99		4/2010	49.84
				OFFICE SUPPLIES	100-1471-511.21-99		4/2010	124.73
							Total	3,433.43
04/28/2010	205010	388	NATIONAL LAUNDRY CO	OPERATING SUPPLIES	100-6433-562.22-95		4/2010	7.21
							Total	7.21
04/28/2010	205011	405	CRESCENT ELECTRIC SUPPL	REPAIR & MAINT SERVICES	100-6433-562.36-12		4/2010	20.42
				REPAIR & MAINT SERVICES	100-6433-562.36-12		4/2010	69.86
				REPAIR & MAINT SERVICES	100-2141-522.36-12		4/2010	341.14
							Total	431.42
04/28/2010	205013	429	JACOBSON MIKE	MSAWWA & MWEA 2010 CONF	100-0000-129.10-00		4/2010	574.11
							Total	574.11
04/28/2010	205016	547	EKLUNDS APPLIANCE & TV	DISHWASHER	100-2411-522.24-19		4/2010	450.00
							Total	450.00
04/28/2010	205017	549	GREAT FALLS PAPER & SUP	OPERATING SUPPLIES	100-2114-522.22-94		4/2010	161.21
							Total	161.21
04/28/2010	205019	731	FAGENSTROM CO (THE)	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	42.50
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	127.50
							Total	170.00
04/28/2010	205022	972	MOUNTAIN VIEW CO-OP	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	307.38
				OPERATING SUPPLIES	100-6433-562.22-99		4/2010	191.40
							Total	498.78
04/28/2010	205023	1144	SHANKS TIMOTHY	TOMS/FUEL FOR ATTORNEY GE	100-2111-522.37-99		4/2010	34.01
							Total	34.01
04/28/2010	205024	1334	AG WEST DISTRIBUTING CO	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010	15.19
							Total	15.19
04/28/2010	205025	1502	BENNYHOFF DOUGLAS	INTERVIEW & INTERROGATION	100-0000-129.10-00		4/2010	398.78
							Total	398.78

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04/28/2010	205026	1652	WILBUR-ELLIS COMPANY	OPERATING SUPPLIES	100-6433-562.22-99		4/2010 Total	2,360.00 2,360.00
04/28/2010	205029	2129	BIG SKY FIRE/AFFIRMED M	OPERATING SUPPLIES 5" HOSE, STORZ NOZZLE	100-2411-522.22-72 100-2411-522.24-19		4/2010 4/2010 Total	695.00 3,944.00 4,639.00
04/28/2010	205030	2317	SMITH EQUIPMENT CO	REPAIR & MAINT SERVICES	100-2411-522.36-12		4/2010 Total	25.50 25.50
04/28/2010	205032	2926	WILLIAMS LINDA	HEALTH PROMOTION CONF	100-0000-129.10-00		4/2010 Total	232.00 232.00
04/28/2010	205036	3486	GREAT FALLS LUMBER	REPAIR & MAINT SERVICES	100-2411-522.36-12		4/2010 Total	64.38 64.38
04/28/2010	205038	3949	EQUIFAX CREDIT INFORMAT	APR 10 MONTHLY CREDIT SER	100-2126-522.33-51		4/2010 Total	20.00 20.00
04/28/2010	205039	4062	PETTY CASH/MCCAMLEY RAN	OPERATING SUPPLIES REPAIR & MAINT SERVICES	100-2411-522.22-71 100-2411-522.36-12		4/2010 4/2010 Total	4.54 18.00 22.54
04/28/2010	205041	4552	INTOXIMETERS INC	OPERATING SUPPLIES	100-2112-522.22-96		4/2010 Total	189.00 189.00
04/28/2010	205042	4813	DAVIDSON TRAVEL INC	AIRFARE/NACA LEVEL 1/0607 AIRFARE X 4/EUDL CONF/081	100-2141-522.37-71 100-2191-522.37-99	211003	4/2010 4/2010 Total	431.40 2,135.20 2,566.60
04/28/2010	205043	4876	ACE HARDWARE	REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES EQUIP, FURN, FIXTURES OPERATING SUPPLIES REPAIR & MAINT SERVICES OPERATING SUPPLIES REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES EQUIP, FURN, FIXTURES	100-2411-522.36-12 100-2411-522.36-12 100-2411-522.24-14 100-2411-522.22-12 100-2411-522.36-12 100-2411-522.22-94 100-2411-522.36-12 100-2411-522.36-12 100-2411-522.24-17		4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 Total	7.98 204.20 5.99 7.99 5.58 133.95 7.98 4.81 49.93 428.41
04/28/2010	205047	5396	ADVANTAGE / THOMCO	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010 Total	1,478.10 1,478.10
04/28/2010	205050	6172	PETTY CASH/STEIN CINDY	OPERATING SUPPLIES TRAVEL, CONFERENCES&SCHOOL	100-6433-562.22-99 100-6433-562.37-71		4/2010 4/2010 Total	36.00 90.00 126.00
04/28/2010	205052	6589	LAWSON PRODUCTS INC	OPERATING SUPPLIES	100-6433-562.22-99		4/2010 Total	220.97 220.97
04/28/2010	205053	6731	DOORS & HARDWARE UNLIMI	OPERATING SUPPLIES	100-6433-562.22-99		4/2010 Total	275.00 275.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205056	7497	KENCO ENTERPRISES INC	PROFESSIONAL SERVICES	100-1493-511.35-99		4/2010 Total	24.00 24.00
04/28/2010	205057	7664	FASTENAL CO	REPAIR & MAINT SUPPLIES	100-6433-562.23-17		4/2010 Total	15.88 15.88
04/28/2010	205058	7753	ZOOK MARLON	TRAVEL, CONFERENCES&SCHOOL	100-6433-562.37-71		4/2010 Total	85.00 85.00
04/28/2010	205060	7828	MONTANA BROOM & BRUSH C	FLOOR WAX, STRIP PADS	100-2411-522.22-94		4/2010 Total	84.91 84.91
04/28/2010	205061	7938	PLAZA UNITED PHARMACY	ALS MEDS	100-2411-522.22-71		4/2010 Total	875.84 875.84
04/28/2010	205062	8270	MASTERCARD PROCESSING C	DIXON GROUP/EUDL CONF REG LOAFNJUG/FUEL/EXTRADITION REF, PUBLICITY, TAXES, DUES REF, PUBLICITY, TAXES, DUES TRAVEL, CONFERENCES&SCHOOL	100-2191-522.37-99 100-2125-522.37-19 100-2411-522.33-11 100-2411-522.33-51 100-2411-522.37-59	211003	4/2010 4/2010 4/2010 4/2010 4/2010 Total	900.00 99.72 1,179.01 1,395.00 95.52 3,669.25
04/28/2010	205066	8740	MONTANA ELASTOMERS	STA 4 SHOWER INSTALL	100-2411-522.36-12		4/2010 Total	1,300.00 1,300.00
04/28/2010	205067	8851	SCOTT RON	AIR SOURCE CART BATTERY	100-2411-522.24-19		4/2010 Total	44.94 44.94
04/28/2010	205070	9073	AMERICAN SWING PRODUCTS	OPERATING SUPPLIES	100-6433-562.22-99		4/2010 Total	203.95 203.95
04/28/2010	205071	9220	NORTHWEST TERRITORIAL M	SHIPPING	100-2114-522.22-99		4/2010 Total	1,018.80 1,018.80
04/28/2010	205072	9283	MUNICIPAL SERVICES BURE	COLLECTION AGENCY FEES FO	100-1361-511.35-93		4/2010 Total	1,181.98 1,181.98
04/28/2010	205073	9522	STEEL ETC LLP	EQUIP, FURN, FIXTURES	100-2411-522.24-14		4/2010 Total	225.00 225.00
04/28/2010	205075	10314	ZOLL MEDICAL CORP	OPERATING SUPPLIES OPERATING SUPPLIES OPERATING SUPPLIES	100-2411-522.22-72 100-2411-522.22-72 100-2411-522.22-72		4/2010 4/2010 4/2010 Total	360.00 176.00 127.20 663.20
04/28/2010	205077	10561	RUNNER JOHN	MOUNTAIN STATES TACTICAL	100-0000-129.10-00		4/2010 Total	898.08 898.08
04/28/2010	205079	10656	NORTHERN INDUSTRIAL HYG	STA 3 MOLD & ASBESTOS ANA	100-2411-522.35-99		4/2010 Total	1,112.57 1,112.57
04/28/2010	205081	10703	MSTOA	MOUNTAIN STATE MSTOA CONF REGISTER X 4/0	100-2124-522.37-19		4/2010 Total	600.00 600.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205082	10762	SLAUGHTER JESSE	KERNAGHANS/FUEL/POST MEET	100-2124-522.37-19		4/2010	58.73
							Total	58.73
04/28/2010	205085	11074	COLUMBIA GRAIN INTERNAT	OPERATING SUPPLIES	100-6433-562.22-99		4/2010	177.32
							Total	177.32
04/28/2010	205086	11134	CALVERTS OVERHEAD DOOR	STA 4 OVERHEAD DOOR REPAI	100-2411-522.36-12		4/2010	157.00
							Total	157.00
04/28/2010	205089	11222	WCS TELECOM	COMMUNICATION SERVICES	100-6411-561.31-31		4/2010	51.68
				LONG DISTANCE	100-2411-522.31-31		4/2010	49.98
							Total	101.66
04/28/2010	205093	11431	GE CAPITAL	RENTALS	100-6411-561.53-32		4/2010	993.54
							Total	993.54
04/28/2010	205094	11443	SUTTON MEGHAN	SUB JUDGE FEES FOR 4/15/1	100-1363-512.35-11		4/2010	100.00
							Total	100.00
04/28/2010	205095	11698	BEST INTERPRETING SERVI	STANDARD RATE 1 HR FOR WH	100-1361-512.35-11		4/2010	40.00
							Total	40.00
04/28/2010	205100	12644	FERGUS COUNTY SHERIFF'S	REID INTERVIEW SCHOOL - B	100-2411-522.37-39		4/2010	435.00
							Total	435.00
04/28/2010	205101	12644	AXMEN	HOSE PARTS	100-2411-522.24-19		4/2010	314.75
							Total	314.75
04/28/2010	205102	12646	TRIPLE CROWN PRODUCTS	SHIPPING	100-6433-562.22-99		4/2010	502.82
							Total	502.82
04/28/2010	205103	12646	TRIXIE ROBINS	REFUND OF POOL RENTAL	100-0000-268.64-00		4/2010	100.00
							Total	100.00
04/28/2010	205105	12707	CHERYL WHITE	SPAY CERT # 09 1026	100-0000-268.90-03		4/2010	200.00
							Total	200.00
04/28/2010	205106	12707	ANGELA SEABURY	RABIES CERT # 81733	100-0000-268.90-01		4/2010	15.00
				SPAY CERT # 09 1094	100-0000-268.90-03		4/2010	200.00
							Total	215.00
04/28/2010	205107	12707	SUSAN HALE	RABIES CERT # 81603	100-0000-268.90-01		4/2010	15.00
				SPAY CERT # 09 1073	100-0000-268.90-03		4/2010	200.00
							Total	215.00
04/28/2010	205108	12707	RHIANNON RICE	SPAY CERT # 09 1044	100-0000-268.90-03		4/2010	200.00
							Total	200.00
04/28/2010	205109	12707	JUDD BROOKS	SPAY CERT # 08 922	100-0000-268.90-03		4/2010	200.00
							Total	200.00
04/28/2010	205110	12707	TRAVIS JOHNSON	SPAY CERT # 09 1100	100-0000-268.90-03		4/2010	200.00
							Total	200.00

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205111	12707	SHANE BOGARD	RABIES CERT # 81721	100-0000-268.90-01		4/2010	15.00
				SPAY CERT # 09 1085	100-0000-268.90-03		4/2010	200.00
							Total	215.00
04/28/2010	205115	12741	KUNZ LISA	MUNICIPAL INSTITUTE	100-0000-129.10-00		4/2010	284.00
							Total	284.00
04/28/2010	205118	13004	SIMPSON DR DAVID	PROFESSIONAL SERVICES	100-2411-522.35-99		4/2010	2,400.00
							Total	2,400.00
04/28/2010	205119	13051	NATIONAL ANIMAL CONTROL	NACA LEVEL 1 TRAINING/060	100-2141-522.37-71		4/2010	525.00
							Total	525.00
04/28/2010	205121	13247	ADVANCED MULTIMEDIA SOL	APR 10 USA0013.COM EU DL W	100-2191-522.35-99	211003	4/2010	49.95
							Total	49.95
04/28/2010	205124	13323	DE LAGE LANDEN FINANCIA	APR 10 MONTHLY COPIER LEA	100-2111-522.24-99		4/2010	589.00
							Total	589.00
04/28/2010	205126	13394	MARRIOTT HOTEL SERVICES	HOTEL X 4/EU DL CONFERENCE	100-2191-522.37-99	211003	4/2010	2,511.68
							Total	2,511.68
04/28/2010	205127	13395	4IMPRINT INC	OTHER SUPPLIES & MATERIAL	100-2412-522.29-21		4/2010	3,699.83
							Total	3,699.83
158 Checks ** Fund Total								78,284.87



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04/21/2010	204868	8270	MASTERCARD PROCESSING C	TRAVEL, CONFERENCES & SCHOOL	213-1811-512.37-94		4/2010	150.00
							Total	150.00
				1 Checks	** Fund Total			150.00

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	204998	119	THOMAS DEAN & HOSKINS I	BAY DRIVE PHASE 1-CONST I	214-1812-515.35-99	180341	4/2010	522.32
							Total	522.32
04/28/2010	204999	121	UNITED MATERIALS OF GRE	IMPROVE OTHER THAN BLDGS	214-1812-515.93-99	180341	4/2010	52,405.04
							Total	52,405.04
04/28/2010	205002	136	MT DEPT OF REVENUE	IMPROVE OTHER THAN BLDGS	214-1812-515.93-99	180341	4/2010	529.34
							Total	529.34
				3 Checks	** Fund Total			53,456.70

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205014	502	GREAT FALLS BUSINESS	MARCH 2010 TAX DISTRIBUTI	219-1511-511.81-09		4/2010	345.53
							Total	345.53
				1 Checks	** Fund Total			345.53

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	204991	81	QWEST	COMMUNICATION SERVICES	221-2113-522.31-31	221001	4/2010	4,607.74
				COMMUNICATION SERVICES	221-2113-522.31-31	221003	4/2010	632.18
							Total	5,239.92
				1 Checks	** Fund Total			5,239.92

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204863	7756	CHERRY DAN	STATE HAZMAT TRINING	224-2411-522.37-99	241002	4/2010	112.00
							Total	112.00
04/21/2010	204878	9716	JONES JEREMY	STATE HAZMAT TRINING	224-2411-522.37-99	241002	4/2010	206.00
							Total	206.00
04/21/2010	204884	10251	LOY MIKE	STATE HAZMAT TRINING	224-2411-522.37-99	241002	4/2010	206.00
							Total	206.00
04/21/2010	204887	10526	JOHNSON DIRK	TRAVEL, CONFERENCES&SCHOOL	224-2411-522.37-99	241002	4/2010	778.40
				STATE HAZMAT TRINING	224-2411-522.37-99	241002	4/2010	206.00
							Total	984.40
04/21/2010	204894	11149	KUHN KRISTAL	DES PLANNING CONFERENCE	224-2411-522.37-99	241003	4/2010	108.00
							Total	108.00
04/28/2010	205039	4062	PETTY CASH/MCCAMLEY RAN	TRAVEL, CONFERENCES&SCHOOL	224-2411-522.37-79	241003	4/2010	52.08
							Total	52.08
04/28/2010	205043	4876	ACE HARDWARE	EQUIP, FURN, FIXTURES	224-2411-522.24-17	241002	4/2010	7.92
				EQUIP, FURN, FIXTURES	224-2411-522.24-17	241002	4/2010	21.97
							Total	29.89
04/28/2010	205127	13395	4IMPRINT INC	OTHER SUPPLIES & MATERIAL	224-2411-522.29-21	240105	4/2010	2,534.09
							Total	2,534.09
8 Checks ** Fund Total								4,232.46

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204752	9	JOHNSON MADISON LUMBER	OPERATING SUPPLIES	237-3131-532.22-99		4/2010 Total	22.34 22.34
04/21/2010	204755	22	PACIFIC STEEL	TRAFFIC & ELECTRIC SUPP	237-3136-532.26-11		4/2010 Total	21.00 21.00
04/21/2010	204765	50	COLUMBIA PAINT & COATIN	OPERATING SUPPLIES	237-3131-532.22-99		4/2010 Total	35.07 35.07
04/21/2010	204766	52	CONSOLIDATED ELECTRICAL	TRAFFIC & ELECTRIC SUPP TRAFFIC & ELECTRIC SUPP	237-3136-532.26-12 237-3136-532.26-12		4/2010 4/2010 Total	32.42 89.58 122.00
04/21/2010	204770	67	GLACIER STATE ELECTRIC	TRAFFIC & ELECTRIC SUPP	237-3136-532.26-12		4/2010 Total	12.84 12.84
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	237-3131-532.31-31		4/2010 Total	56.70 56.70
04/21/2010	204778	82	NORTHWESTERN ENERGY	07259153	237-3136-532.34-12		4/2010 Total	26.99 26.99
04/21/2010	204782	121	UNITED MATERIALS OF GRE	3/4" PLANT MIX - AIRPORT	237-3131-532.27-99		4/2010 Total	661.84 661.84
04/21/2010	204796	388	NATIONAL LAUNDRY CO	REPAIR & MAINT SERVICES	237-3131-532.36-91		4/2010 Total	18.42 18.42
04/21/2010	204797	405	CRESCENT ELECTRIC SUPPL	OPERATING SUPPLIES	237-3136-532.22-99		4/2010 Total	24.98 24.98
04/21/2010	204802	549	GREAT FALLS PAPER & SUP	REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES	237-3131-532.36-91 237-3136-532.36-91		4/2010 4/2010 Total	11.31 11.31 22.62
04/21/2010	204823	2129	BIG SKY FIRE/AFFIRMED M	REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES OPERATING SUPPLIES	237-3131-532.36-91 237-3136-532.36-91 237-3131-532.22-99		4/2010 4/2010 4/2010 Total	3.61 3.60 70.45 77.66
04/21/2010	204839	4876	ACE HARDWARE	OPERATING SUPPLIES	237-3136-532.22-99		4/2010 Total	2.79 2.79
04/21/2010	204861	7664	FASTENAL CO	TRAFFIC & ELECTRIC SUPP	237-3136-532.26-12		4/2010 Total	32.92 32.92
04/21/2010	204892	11134	CALVERTS OVERHEAD DOOR	INSTALL NEW BELT S/L DOOR	237-3131-532.36-12		4/2010 Total	120.00 120.00
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES COMMUNICATION SERVICES	237-3131-532.31-31 237-3136-532.31-31		4/2010 4/2010 Total	14.36 6.87 21.23

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04/21/2010	204902	11429	PACIFIC SIGNAL SUPPLY L	8" ALUMINUM SIGNAL HOUSIN	237-3136-532.26-12		4/2010	699.69
							Total	699.69
04/21/2010	204916	12526	WESTERN SYSTEMS INC	SOCKET LOAD SWITCH	237-3136-532.26-12		4/2010	39.00
							Total	39.00
04/28/2010	204979	40	BIG R STORES (CSWW INC)	EQUIP, FURN, FIXTURES	237-3136-532.24-11		4/2010	17.88
				OPERATING SUPPLIES	237-3131-532.22-99		4/2010	35.93
				OPERATING SUPPLIES	237-3136-532.22-99		4/2010	.88
							Total	54.69
04/28/2010	204980	43	BLENDS COPY SHOP INC	OPERATING SUPPLIES	237-3136-532.22-99		4/2010	24.30
							Total	24.30
04/28/2010	204982	52	CONSOLIDATED ELECTRICAL	TRAFFIC & ELECTRIC SUPP	237-3136-532.26-12		4/2010	98.31
							Total	98.31
04/28/2010	204983	64	FLEET SUPPLY COMPANY	OPERATING SUPPLIES	237-3131-532.22-99		4/2010	31.50
				OPERATING SUPPLIES	237-3131-532.22-99		4/2010	6.99
							Total	38.49
04/28/2010	204992	82	NORTHWESTERN ENERGY	07258635	237-3136-532.34-12		4/2010	11.61
				07258643	237-3136-532.34-12		4/2010	18.29
				07258650	237-3136-532.34-12		4/2010	14.62
				07258676	237-3136-532.34-12		4/2010	12.91
				07258684	237-3136-532.34-12		4/2010	11.42
				07258700	237-3136-532.34-12		4/2010	45.47
				07258718	237-3136-532.34-12		4/2010	12.47
				07258726	237-3136-532.34-12		4/2010	16.11
				07258734	237-3136-532.34-12		4/2010	19.79
				07258742	237-3136-532.34-12		4/2010	19.34
				07258759	237-3136-532.34-12		4/2010	12.67
				07259021	237-3136-532.34-12		4/2010	15.38
				07259062	237-3136-532.34-12		4/2010	12.67
				07259070	237-3136-532.34-12		4/2010	11.54
				07259088	237-3136-532.34-12		4/2010	10.73
				07259096	237-3136-532.34-12		4/2010	12.27
				07259104	237-3136-532.34-12		4/2010	10.97
				07259112	237-3136-532.34-12		4/2010	10.77
				07259120	237-3136-532.34-12		4/2010	11.02
							Total	290.05
04/28/2010	204999	121	UNITED MATERIALS OF GRE	FLOWABLE FILL-CONCRETE	237-3136-532.26-12		4/2010	442.19
				3/4" PLANT MIX-AIRPORT	237-3131-532.27-99		4/2010	516.20
				3/4" PLANT MIX - AIRPORT	237-3131-532.27-99		4/2010	553.90
							Total	1,512.29
04/28/2010	205002	136	MT DEPT OF REVENUE	IMPROVE OTHER THAN BLDGS	237-3131-535.93-19	350906	4/2010	643.49
							Total	643.49
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	237-3131-532.21-99		4/2010	1.47
				OFFICE SUPPLIES	237-3136-532.21-99		4/2010	1.46
							Total	2.93

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205031	2886	TOOL BOX INC	EQUIP, FURN, FIXTURES	237-3136-532.24-11		4/2010 Total	18.79 18.79
04/28/2010	205033	2968	NEWMAN SIGNS INC	ONE WAY ENC ARR R & L	237-3136-532.26-11		4/2010 Total	2,890.00 2,890.00
04/28/2010	205040	4092	SIGN PRO	NO PARKING SIGN BLANKS FO	237-3131-532.22-99		4/2010 Total	159.00 159.00
04/28/2010	205062	8270	MASTERCARD PROCESSING C	TRAVEL FOR TOM HUGG FUEL FOR NEW FLUSHER P/U STENSIL-STRAIGHT ARROW	237-3131-532.37-99 237-3131-532.22-11 237-3136-532.26-13		4/2010 4/2010 4/2010 Total	213.62 75.00 131.00 419.62
04/28/2010	205065	8547	KUGLIN DAVID W	IMPROVE OTHER THAN BLDGS	237-3131-535.93-19	350906	4/2010 Total	63,705.23 63,705.23
04/28/2010	205068	8915	FERGUSON ENTERPRISES IN	OPERATING SUPPLIES	237-3136-532.22-99		4/2010 Total	32.06 32.06
04/28/2010	205096	11998	CHEMNET CONSORTIUM INC	PROFESSIONAL SERVICES	237-3136-532.35-18		4/2010 Total	49.50 49.50
33 Checks							** Fund Total	71,956.84



CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204752	9	JOHNSON MADISON LUMBER	REPAIR & MAINT SUPPLIES	251-6111-561.23-99		4/2010	7.54
				REPAIR & MAINT SUPPLIES	251-6111-561.23-99		4/2010	11.98
							Total	19.52
04/21/2010	204755	22	PACIFIC STEEL	REPAIR & MAINT SUPPLIES	251-6111-561.23-99		4/2010	23.44
							Total	23.44
04/21/2010	204777	81	QWEST	CHARGES FOR TELEPHONE 2/1	251-6111-561.31-11		4/2010	191.18
							Total	191.18
04/21/2010	204779	92	BRODART COMPANY	REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	82.78
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	16.44
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	16.86
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	18.37
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	42.52
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	87.52
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	16.29
				BOOKJACKETS & SUPPLIES FO	251-6111-561.21-11		4/2010	536.52
							Total	817.30
04/21/2010	204791	198	MASCO JANITORIAL SUPPLY	REPAIR & MAINT SUPPLIES	251-6111-561.23-99		4/2010	183.48
							Total	183.48
04/21/2010	204793	293	DAVIS BUSINESS MACHINES	REPAIR & MAINT SERVICES	251-6111-561.36-91		4/2010	217.00
							Total	217.00
04/21/2010	204796	388	NATIONAL LAUNDRY CO	REPAIR & MAINT SUPPLIES	251-6111-561.23-99		4/2010	16.08
				REPAIR & MAINT SUPPLIES	251-6111-561.23-99		4/2010	15.75
							Total	31.83
04/21/2010	204803	621	PROPERTY & SUPPLY BUREA	OFFICE SUPPLIES	251-6111-561.21-59		4/2010	382.36
				OFFICE SUPPLIES	251-6111-561.21-99		4/2010	76.03
							Total	458.39
04/21/2010	204826	2370	ENTERPRISE ELECTRIC INC	REPAIR OUTSIDE LIGHT	251-6111-561.36-12		4/2010	117.40
							Total	117.40
04/21/2010	204841	5124	SOFTWORX INC	INTERNET, EMAIL, & SPAM F	251-6111-561.31-99		4/2010	188.00
							Total	188.00
04/21/2010	204845	5454	CONSULTEE TURF	5 APPLICATIONS FOR LAWN C	251-6111-561.35-99		4/2010	256.30
							Total	256.30
04/21/2010	204868	8270	MASTERCARD PROCESSING C	REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	28.84
							Total	28.84
04/21/2010	204873	8657	STAPLES CREDIT PLAN-241	COPY PAPER, STAMP PAD, WI	251-6111-561.21-99		4/2010	420.59
							Total	420.59
04/21/2010	204879	9812	FICO FACILITY IMPROV	CONTROL PANAL REPAIR ON H	251-6111-561.36-12		4/2010	85.00
							Total	85.00
04/28/2010	204992	82	NORTHWESTERN ENERGY	07244940	251-6111-561.34-12		4/2010	39.49

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
							Total	39.49
04/28/2010	204994	92	BRODART COMPANY	REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	41.48
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	16.84
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	21.42
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	10.74
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	17.67
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	25.80
							Total	133.95
04/28/2010	205006	280	PITNEY BOWES INC	JAN 30-APRIL 30, 2010 MAI	251-6111-561.53-32		4/2010	447.00
							Total	447.00
04/28/2010	205007	293	DAVIS BUSINESS MACHINES	REPAIR & MAINT SERVICES	251-6111-561.36-91		4/2010	36.64
							Total	36.64
04/28/2010	205021	931	EBSICO INDUSTRIES INC	REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	14.57-
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	20.00-
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	5,063.13
							Total	5,028.56
04/28/2010	205028	2021	LIBRARY STORE INC (THE)	JEWEL CASES,DOUBLE CD CAS	251-6111-561.21-11		4/2010	408.36
							Total	408.36
04/28/2010	205048	5643	BARNES & NOBLE BOOKSELL	REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	15.98
							Total	15.98
04/28/2010	205069	8996	UNIQUE MANAGEMENT SERVI	MARCH PLACEMENTS	251-6111-561.35-93		4/2010	268.50
							Total	268.50
04/28/2010	205080	10702	AMAZON.COM CREDIT	REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	19.98
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	1.00-
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	106.83
				REF,PUBLICITY,TAXES,DUES	251-6111-561.33-11		4/2010	89.99
							Total	215.80
23 Checks ** Fund Total								9,632.55

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204776	77	GREAT FALLS TRIBUNE	ADVERTISING FEES FOR BOOK	252-6113-561.39-15	261003	4/2010	300.00
							Total	300.00
04/21/2010	204779	92	BRODART COMPANY	REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260603	4/2010	155.76
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	116.04
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	2.55-
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	49.21
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	159.33
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	73.32
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	39.60
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	14.26
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	45.66
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	14.34
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	38.39
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	23.46
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260604	4/2010	17.10
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	98.55
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	17.10
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	25.31
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	19.92
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	19.95
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	28.72
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	18.95
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	17.09
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	16.53
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	31.45
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	56.16
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	40.43
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	29.81
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	86.98
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	33.13
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	82.83
							Total	1,366.83
04/21/2010	204814	1416	PROQUEST LLC	GREAT FALLS TRIBUNE MICRO	252-6113-561.33-11	260601	4/2010	1,691.29
							Total	1,691.29
04/21/2010	204836	4213	LIBRARY JOURNAL	SUBS RENEWAL	252-6113-561.33-11	260601	4/2010	157.99
							Total	157.99
04/21/2010	204838	4335	BAKER & TAYLOR	REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	47.43
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	97.33
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	70.75
							Total	215.51
04/21/2010	204846	5643	BARNES & NOBLE BOOKSELL	ASSORTED BOOKS	252-6113-561.33-11	260601	4/2010	133.89
							Total	133.89
04/21/2010	204868	8270	MASTERCARD PROCESSING C	OFFICE SUPPLIES	252-6113-561.21-96	260402	4/2010	206.47
							Total	206.47
04/21/2010	204883	10204	RECORDED BOOKS LLC	DVD FOR FILM FESTIVAL	252-6113-561.39-15	260200	4/2010	33.00
							Total	33.00

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04/21/2010	204945	12978	AARON PARRETT	LEAD WRITING WORKSHOP	252-6113-561.39-15	261003	4/2010	100.00
							Total	100.00
04/21/2010	204946	12978	HENRY REALBIRD	BOOKS FOR BOOK FESTIVAL	252-6113-561.39-15	261003	4/2010	30.00
							Total	30.00
04/21/2010	204947	12978	CITY OF BOZEMAN	LOST ILL MATERIAL	252-6113-561.33-11	260601	4/2010	25.00
							Total	25.00
04/28/2010	204994	92	BRODART COMPANY	REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	33.60
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260603	4/2010	87.56
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	39.01
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	17.01
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	38.80
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	49.73
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	19.15
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	352.61
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	33.17
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	31.02
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	300.52
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	39.62
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	14.64
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	26.98
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	25.40
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	39.44
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	27.11
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	48.39
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	47.18
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	22.80
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	50.52
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	218.23
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	66.81
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	1,317.12
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260603	4/2010	76.44
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	46.72
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11		4/2010	12.57
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260603	4/2010	36.09
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	12.51
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	13.67
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	44.90
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	15.45
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	88.55
							Total	3,293.32
04/28/2010	205021	931	EBS CO INDUSTRIES INC	REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260604	4/2010	1,089.00
							Total	1,089.00
04/28/2010	205048	5643	BARNES & NOBLE BOOKSELL	REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260604	4/2010	142.11
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	22.36
							Total	164.47
04/28/2010	205049	5795	BBC AUDIOBOOKS AMERICA	ASSORTED BOOKS	252-6113-561.33-11	260603	4/2010	112.26
							Total	112.26

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205076	10375	PENWORTHY COMPANY (THE)	ASSORTED BOOKS	252-6113-561.33-11	260601	4/2010	144.36
							Total	144.36
04/28/2010	205080	10702	AMAZON.COM CREDIT	REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	17.81
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	11.66
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	18.99
				REF,PUBLICITY,TAXES,DUES	252-6113-561.33-11	260601	4/2010	62.42
							Total	110.88
04/28/2010	205116	12978	CENTRAL WYOMING COLLEGE	REIMBURSEMENT FOR LOST IL	252-6113-561.33-11	260601	4/2010	18.00
							Total	18.00
04/28/2010	205117	12978	LITTLE MIAMI PUBLISHING	BOOK PER ORDER FORM	252-6113-561.33-11	260601	4/2010	42.95
							Total	42.95
19 Checks ** Fund Total								9,235.22

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204830	2763	TREASURE STATE SEED INC	MACH & EQUIP CAP OUTLAY	261-6418-561.94-99	611002	4/2010	130.00
							Total	130.00
04/21/2010	204834	3805	CENTRAL LOCK & KEY	VINEGAR JONES CABIN - REP	261-6411-561.22-99	670201	4/2010	40.00
							Total	40.00
04/21/2010	204835	4092	SIGN PRO	MACH & EQUIP CAP OUTLAY	261-6418-561.94-99	611002	4/2010	241.56
							Total	241.56
04/22/2010	204970	999	PONCELET LANDSCAPE & EX	MACH & EQUIP CAP OUTLAY	261-6418-561.94-99	611002	4/2010	26,776.00
				MACH & EQUIP CAP OUTLAY	261-6418-561.94-99	611002	4/2010	3,975.00
							Total	30,751.00
04/28/2010	205066	8740	MONTANA ELASTOMERS	IMPROVE OTHER THAN BLDGS	261-6411-561.93-99	411001	4/2010	24,000.00
							Total	24,000.00
5 Checks ** Fund Total								55,162.56

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204756	25	PROBUILD (FORMERLY POUL	OPERATING SUPPLIES	267-6436-562.22-99		4/2010	2.20
							Total	2.20
04/21/2010	204761	40	BIG R STORES (CSWW INC)	EQUIP, FURN, FIXTURES	267-6434-562.24-11		4/2010	49.50
				EQUIP, FURN, FIXTURES	267-6436-562.24-11		4/2010	49.50
							Total	99.00
04/21/2010	204767	64	FLEET SUPPLY COMPANY	EQUIP, FURN, FIXTURES	267-6434-562.24-99		4/2010	4.47
				EQUIP, FURN, FIXTURES	267-6436-562.24-99		4/2010	4.48
							Total	8.95
04/21/2010	204769	66	GERBERS OF MONTANA INC	OPERATING SUPPLIES	267-6434-562.22-99		4/2010	2.35
				OPERATING SUPPLIES	267-6436-562.22-99		4/2010	2.35
							Total	4.70
04/21/2010	204839	4876	ACE HARDWARE	OPERATING SUPPLIES	267-6436-562.22-99		4/2010	9.23
							Total	9.23
04/21/2010	204843	5380	WARNE CHEMICAL & EQUIPM	OPERATING SUPPLIES	267-6434-562.22-63		4/2010	3,462.75
							Total	3,462.75
04/21/2010	204850	6589	LAWSON PRODUCTS INC	SMALL TOOLS	267-6434-562.24-11		4/2010	19.12
				SMALL TOOLS	267-6436-562.24-11		4/2010	19.12
							Total	38.24
04/21/2010	204867	8197	POWER PRO	OPERATING SUPPLIES	267-6434-562.22-99		4/2010	21.90
				OPERATING SUPPLIES	267-6436-562.22-99		4/2010	21.90
				REPAIR & MAINT SERVICES	267-6434-562.36-99		4/2010	23.80
				REPAIR & MAINT SERVICES	267-6436-562.36-99		4/2010	23.80
							Total	91.40
04/21/2010	204868	8270	MASTERCARD PROCESSING C	PRINTER & TONER	267-6434-562.24-99		4/2010	197.97
							Total	197.97
04/21/2010	204890	10858	VERIZON WIRELESS	COMMUNICATION SERVICES	267-6434-562.31-32		4/2010	21.47
				COMMUNICATION SERVICES	267-6436-562.31-32		4/2010	21.47
							Total	42.94
04/28/2010	204976	25	PROBUILD (FORMERLY POUL	REPAIR & MAINT SUPPLIES	267-6436-562.23-99		4/2010	26.90
				REPAIR & MAINT SUPPLIES	267-6436-562.23-99		4/2010	20.00-
				REPAIR & MAINT SUPPLIES	267-6436-562.23-99		4/2010	22.00
							Total	28.90
04/28/2010	204992	82	NORTHWESTERN ENERGY	07259774	267-6434-562.34-12		4/2010	12.91
							Total	12.91
04/28/2010	205035	3154	FISHER SCIENTIFIC	PETRI DISHES	267-6434-562.22-99		4/2010	73.08
				PETRI DISHES	267-6436-562.22-99		4/2010	73.08
							Total	146.16
04/28/2010	205062	8270	MASTERCARD PROCESSING C	20 15" TRI EDGE BLADES	267-6434-562.23-17		4/2010	172.92
				SAME AS ABOVE	267-6436-562.23-17		4/2010	172.93
							Total	345.85

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14 Checks ** Fund Total								4,491.20



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04/21/2010	204783	127	FEDERAL EXPRESS CORPORA	PROFESSIONAL SERVICES	272-7142-571.35-99	731000	4/2010	44.18
							Total	44.18
04/21/2010	204833	3486	GREAT FALLS LUMBER	PROFESSIONAL SERVICES	272-7142-571.35-99	731003	4/2010	368.11
				PROFESSIONAL SERVICES	272-7142-571.35-99	731003	4/2010	375.32
							Total	743.43
04/21/2010	204891	11103	FAMILY CONNECTIONS	INSTITUTION GRANTS/SUBS	272-7142-571.57-59	721016	4/2010	1,050.00
							Total	1,050.00
04/21/2010	204901	11420	LA TESTING	PROFESSIONAL SERVICES	272-7142-571.35-99	731000	4/2010	72.00
							Total	72.00
04/21/2010	204931	12696	KROPF CONCRETE	INSTITUTION GRANTS/SUBS	272-7142-571.57-59	721010	4/2010	1,934.00
							Total	1,934.00
04/28/2010	205125	13387	RYAN LANGAN CONSTRUCTIO	PROFESSIONAL SERVICES	272-7142-571.35-99	731006	4/2010	11,082.50
							Total	11,082.50
				6 Checks	** Fund Total			14,926.11

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205015	530	NEIGHBORWORKS GREAT FAL	INSTITUTION GRANTS/SUBS	274-7152-571.57-59	771001	4/2010	1,244.94
							Total	1,244.94
				1 Checks	** Fund Total			1,244.94

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	204996	108	PETTY CASH/ARTIS KRISTA	COFFEE FOR MEETINGS	277-7121-571.22-99		4/2010	35.94
				COFFEE FILTERS	277-7121-571.22-99		4/2010	5.87
							Total	41.81
04/28/2010	205007	293	DAVIS BUSINESS MACHINES A	SCANNER CARD FOR COPY M	277-7121-571.36-99		4/2010	1,320.00
							Total	1,320.00
				2 Checks	** Fund Total			1,361.81

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04/21/2010	204868	8270	MASTERCARD PROCESSING	C REF,PUBLICITY,TAXES,DUES	281-7128-571.33-99		4/2010	60.00
							Total	60.00
04/21/2010	204888	10807	INTERNATIONAL CODE COUN	REF,PUBLICITY,TAXES,DUES	281-7128-571.33-99		4/2010	1,010.00
							Total	1,010.00
04/21/2010	204915	12485	MONTANA INTERACTIVE LLC	VEHICLE SEARCH ON 37 ITEM	281-7128-571.33-99		4/2010	83.25
							Total	83.25
04/28/2010	204980	43	BLENDS COPY SHOP INC	OPERATING SUPPLIES	281-7128-571.22-99		4/2010	35.00
							Total	35.00
04/28/2010	204996	108	PETTY CASH/ARTIS KRISTA	CABLE FOR CAMERA TO PC	281-7128-571.22-99		4/2010	19.99
							Total	19.99
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	EQUIP, FURN, FIXTURES	281-7128-571.24-99		4/2010	299.99
							Total	299.99
04/28/2010	205123	13274	CUSHMAN LAW OFFICE PC	PROFESSIONAL SERVICES	281-7128-571.35-99		4/2010	3,948.00
							Total	3,948.00
				7 Checks	** Fund Total			5,456.23

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204784	136	MT DEPT OF REVENUE	IMPROVE OTHER THAN BLDGS	411-6411-565.93-99	271005	4/2010	220.00
							Total	220.00
04/21/2010	204804	743	QUALITY SERVICE OVERDOO	IMPROVE OTHER THAN BLDGS	411-6411-565.93-99	271005	4/2010	21,780.00
							Total	21,780.00
04/28/2010	205002	136	MT DEPT OF REVENUE	IMPROVE OTHER THAN BLDGS	411-6411-565.93-99	271005	4/2010	37.26
				IMPROVE OTHER THAN BLDGS	411-6411-565.93-99	271005	4/2010	32.50
							Total	69.76
04/28/2010	205087	11148	BIRDTAIL ELECTRIC COMPA	IMPROVE OTHER THAN BLDGS	411-6411-565.93-99	271005	4/2010	3,217.50
				IMPROVE OTHER THAN BLDGS	411-6411-565.93-99	271005	4/2010	3,688.74
							Total	6,906.24
4 Checks ** Fund Total								28,976.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204752	9	JOHNSON MADISON LUMBER	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	9.69
							Total	9.69
04/21/2010	204756	25	PROBUILD (FORMERLY POUL	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	3.62
				REPAIR & MAINT SUPPLIES	511-3155-532.23-72		4/2010	3.99
							Total	7.61
04/21/2010	204758	30	SHOPKO LLC	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	5.99
							Total	5.99
04/21/2010	204759	37	BEARING SALES INC	REPAIR & MAINT SUPPLIES	511-3155-532.23-17		4/2010	157.73
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	16.58
							Total	174.31
04/21/2010	204760	39	SULLIVANS COMPUTERS & E	EQUIP, FURN, FIXTURES	511-3155-532.24-19	430810	4/2010	3.95
				EQUIP, FURN, FIXTURES	511-3155-532.24-19	430810	4/2010	7.00
				EQUIP, FURN, FIXTURES	511-3155-532.24-19	430810	4/2010	23.00
							Total	33.95
04/21/2010	204762	42	BISON MOTOR CO INC	MACH & EQUIP CAP OUTLAY	511-1613-532.94-12		4/2010	17,897.35
							Total	17,897.35
04/21/2010	204765	50	COLUMBIA PAINT & COATIN	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	58.18
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	22.28
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	5.58
							Total	86.04
04/21/2010	204768	65	GENERAL DISTRIBUTING CO	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	9.15
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	43.40
							Total	52.55
04/21/2010	204770	67	GLACIER STATE ELECTRIC	REPAIR & MAINT SUPPLIES	511-3155-532.23-17		4/2010	71.60
				REPAIR & MAINT SUPPLIES	511-3155-532.23-17		4/2010	143.13
							Total	214.73
04/21/2010	204777	81	QWEST	TELEPHONE BILL FOR WTP, A	511-3155-532.31-31		4/2010	182.11
							Total	182.11
04/21/2010	204778	82	NORTHWESTERN ENERGY	07259542	511-3155-532.34-12		4/2010	9.44
				07259591	511-3155-532.34-12		4/2010	8.45
				07259609	511-3155-532.34-12		4/2010	7.25
				07259617	511-3155-532.34-12		4/2010	7.25
				07259625	511-3155-532.34-12		4/2010	8.06
							Total	40.45
04/21/2010	204782	121	UNITED MATERIALS OF GRE	IMPROVE OTHER THAN BLDGS	511-3193-535.93-19	350903	4/2010	65,619.63
							Total	65,619.63
04/21/2010	204784	136	MT DEPT OF REVENUE	IMPROVE OTHER THAN BLDGS	511-3193-535.93-19	350903	4/2010	662.82
							Total	662.82
04/21/2010	204785	142	NORTHWEST PIPE FITTINGS	REPAIR & MAINT SUPPLIES	511-3155-532.23-17		4/2010	4.80
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	33.54

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
							Total	38.34
04/21/2010	204796	388	NATIONAL LAUNDRY CO	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	119.97
							Total	119.97
04/21/2010	204805	813	ENERGY LABORATORIES INC	PROFESSIONAL SERVICES	511-3153-532.35-99		4/2010	60.00
				PROFESSIONAL SERVICES	511-3153-532.35-99		4/2010	80.00
							Total	140.00
04/21/2010	204806	972	MOUNTAIN VIEW CO-OP	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	8.40
							Total	8.40
04/21/2010	204816	1679	WALRACK, GARY	FINAL BILLING CR REFUND	511-0000-268.70-00		4/2010	42.91
							Total	42.91
04/21/2010	204817	1679	MORRIS, MICHAEL	FINAL BILLING CR REFUND	511-0000-268.70-00		4/2010	17.34
							Total	17.34
04/21/2010	204818	1679	THOMPSON, MICHAEL R	FINAL BILLING CR REFUND	511-0000-268.70-00		4/2010	61.45
							Total	61.45
04/21/2010	204819	1679	LAVERDURE, DORA BOOTHBY	FINAL BILLING CR REFUND	511-0000-268.70-00		4/2010	38.32
							Total	38.32
04/21/2010	204823	2129	BIG SKY FIRE/AFFIRMED M	OFFICE SUPPLIES	511-3155-532.21-99		4/2010	24.40
							Total	24.40
04/21/2010	204825	2317	SMITH EQUIPMENT CO	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	45.00
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	1,120.00
				OPERATING SUPPLIES	511-3155-532.22-99		4/2010	26.00
							Total	1,191.00
04/21/2010	204828	2581	GA INDUSTRIES INC	REPAIR & MAINT SUPPLIES	511-3155-532.23-17		4/2010	585.75
							Total	585.75
04/21/2010	204831	2886	TOOL BOX INC	OPERATING SUPPLIES	511-3155-532.22-99		4/2010	6.00
				EQUIP, FURN, FIXTURES	511-3155-532.24-11		4/2010	27.70
							Total	33.70
04/21/2010	204840	4982	DANA KEPNER COMPANY INC	UTILITIES SUPPLIES & MAT	511-3156-532.28-36		4/2010	920.64
				UTILITIES SUPPLIES & MAT	511-3156-532.28-36		4/2010	5,057.50
							Total	5,978.14
04/21/2010	204854	6715	HAWKINS INC	UTILITIES SUPPLIES & MAT	511-3155-532.28-11		4/2010	852.40
							Total	852.40
04/21/2010	204856	6837	INDUSTRIAL AUTOMATION C	MACH & EQUIP CAP OUTLAY	511-3155-535.94-99	430810	4/2010	10,837.47
				PROFESSIONAL SERVICES	511-3155-532.35-99		4/2010	125.00
							Total	10,962.47
04/21/2010	204858	7340	USPS	PRINTING & PUBLISHING	511-3155-532.32-51		4/2010	4,190.33
							Total	4,190.33

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04/21/2010	204876	9522	STEEL ETC LLP	OPERATING SUPPLIES	511-3155-532.22-99		4/2010 Total	11.20 11.20
04/21/2010	204895	11168	BIG SKY HYDRAULICS & MA	OPERATING SUPPLIES	511-3155-532.22-99		4/2010 Total	24.43 24.43
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES	511-3156-532.31-31		4/2010 Total	12.34 12.34
04/21/2010	204914	12375	LARSON DATA COMMUNICATI	MACH & EQUIP CAP OUTLAY	511-3155-535.94-99	430810	4/2010 Total	6,523.60 6,523.60
04/21/2010	204943	12753	CASCADE MACHINE & SUPPL	BUILD-UP & TEAR DOWN PUMP	511-3155-532.23-17		4/2010 Total	243.75 243.75
04/28/2010	204975	22	PACIFIC STEEL	OPERATING SUPPLIES	511-3156-532.22-99		4/2010 Total	19.59 19.59
04/28/2010	204976	25	PROBUILD (FORMERLY POUL	OPERATING SUPPLIES	511-3156-532.22-99		4/2010 Total	8.99 8.99
04/28/2010	204981	50	COLUMBIA PAINT & COATIN	OPERATING SUPPLIES	511-3156-532.22-99		4/2010 Total	43.84 43.84
04/28/2010	204984	65	GENERAL DISTRIBUTING CO	OPERATING SUPPLIES	511-3156-532.22-99		4/2010 Total	43.40 43.40
04/28/2010	204986	67	GLACIER STATE ELECTRIC	MAINT SUPPLIES & MATERIAL	511-3156-532.27-14		4/2010 Total	43.20 43.20
04/28/2010	204992	82	NORTHWESTERN ENERGY	07259559 07259823	511-3155-532.34-12 511-3155-532.34-12		4/2010 4/2010 Total	15.75 10.81 26.56
04/28/2010	205002	136	MT DEPT OF REVENUE	IMPROVE OTHER THAN BLDGS	511-3156-535.93-21	350906	4/2010 Total	27.55 27.55
04/28/2010	205003	142	NORTHWEST PIPE FITTINGS	UTILITIES SUPPLIES & MAT UTILITIES SUPPLIES & MAT UTILITIES SUPPLIES & MAT OPERATING SUPPLIES UTILITIES SUPPLIES & MAT UTILITIES SUPPLIES & MAT OPERATING SUPPLIES EQUIP, FURN, FIXTURES	511-3156-532.28-99 511-3156-532.28-99 511-3156-532.28-99 511-3156-532.22-99 511-3156-532.28-36 511-3156-532.28-99 511-3156-532.22-99 511-3156-532.24-11	4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 Total	771.12 330.48 76.90 71.29 74.60 104.12 48.18 63.00 1,539.69	
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	PRINTING & PUBLISHING	511-3156-532.32-99		4/2010 Total	51.11 51.11
04/28/2010	205017	549	GREAT FALLS PAPER & SUP	OPERATING SUPPLIES	511-3156-532.22-99		4/2010 Total	528.42 528.42



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04/28/2010	205027	1679	TWO EIGHTEEN CORP	FINAL BILLING CR REFUND	511-0000-268.70-00		4/2010 Total	39.37 39.37
04/28/2010	205029	2129	BIG SKY FIRE/AFFIRMED M	OPERATING SUPPLIES	511-3156-532.22-99		4/2010 Total	45.05 45.05
04/28/2010	205031	2886	TOOL BOX INC	EQUIP, FURN, FIXTURES	511-3156-532.24-11		4/2010 Total	295.10 295.10
04/28/2010	205037	3566	UTILITIES UNDERGROUND L	COMMUNICATION SERVICES	511-3156-532.31-99		4/2010 Total	697.04 697.04
04/28/2010	205045	4982	DANA KEPNER COMPANY INC	UTILITIES SUPPLIES & MAT	511-3156-532.28-36		4/2010 Total	213.00 213.00
04/28/2010	205057	7664	FASTENAL CO	MAINT SUPPLIES & MATERIAL	511-3156-532.27-14		4/2010	4.44
				MAINT SUPPLIES & MATERIAL	511-3156-532.27-14		4/2010	19.81
							Total	24.25
04/28/2010	205065	8547	KUGLIN DAVID W	IMPROVE OTHER THAN BLDGS	511-3156-535.93-21	350906	4/2010 Total	2,727.45 2,727.45
51 Checks ** Fund Total								122,461.08

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204762	42	BISON MOTOR CO INC	MACH & EQUIP CAP OUTLAY	513-1613-532.94-12		4/2010 Total	17,897.35 17,897.35
04/21/2010	204792	200	AMERICAN WATER WORKS AS	REF,PUBLICITY,TAXES,DUES	513-3165-532.33-51		4/2010 Total	165.00 165.00
04/21/2010	204798	429	JACOBSON MIKE	MT DEQ WPCRF PROGRAM	513-3164-531.37-99		4/2010 Total	95.00 95.00
04/21/2010	204805	813	ENERGY LABORATORIES INC	PROFESSIONAL SERVICES PROFESSIONAL SERVICES	513-3165-532.35-35 513-3165-532.35-35		4/2010 4/2010 Total	755.00 755.00 1,510.00
04/21/2010	204893	11147	VEOLIA WATER NORTH AMER	PROFESSIONAL SERVICES MACH & EQUIP CAP OUTLAY	513-3164-531.35-99 513-3164-535.94-99	339609	4/2010 4/2010 Total	237,651.09 12,500.00 250,151.09
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES	513-3165-532.31-31		4/2010 Total	6.87 6.87
04/28/2010	204979	40	BIG R STORES (CSWW INC)	OPERATING SUPPLIES	513-3165-532.22-99		4/2010 Total	29.99 29.99
04/28/2010	204983	64	FLEET SUPPLY COMPANY	OPERATING SUPPLIES	513-3165-532.22-99		4/2010 Total	1.35 1.35
04/28/2010	205020	813	ENERGY LABORATORIES INC	PROFESSIONAL SERVICES	513-3165-532.35-35		4/2010 Total	1,510.00 1,510.00
9 Checks							** Fund Total	271,366.65

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205001	133	WILLIAMSON FENCING INC	IMPROVE OTHER THAN BLDGS	515-3175-535.93-19	330909	4/2010	48,089.06
							Total	48,089.06
				1 Checks	** Fund Total			48,089.06

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	517-3188-532.31-31		4/2010 Total	43.20 43.20
04/21/2010	204796	388	NATIONAL LAUNDRY CO	REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES	517-3184-532.36-91 517-3185-532.36-91		4/2010 4/2010 Total	9.21 9.21 18.42
04/21/2010	204802	549	GREAT FALLS PAPER & SUP	REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES	517-3184-532.36-91 517-3185-532.36-91		4/2010 4/2010 Total	11.30 11.31 22.61
04/21/2010	204823	2129	BIG SKY FIRE/AFFIRMED M	REPAIR & MAINT SERVICES REPAIR & MAINT SERVICES OPERATING SUPPLIES OPERATING SUPPLIES	517-3184-532.36-91 517-3185-532.36-91 517-3184-532.22-99 517-3185-532.22-99		4/2010 4/2010 4/2010 4/2010 Total	3.60 3.61 17.22 17.23 41.66
04/21/2010	204871	8467	MONTANA WASTE SYSTEMS I	20100401CITY 20100401CITY 20100401CITY	517-3184-532.34-18 517-3185-532.34-18 517-3188-532.34-18		4/2010 4/2010 4/2010 Total	32,221.63 32,268.58 6,343.27 70,833.48
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES COMMUNICATION SERVICES COMMUNICATION SERVICES	517-3184-532.31-31 517-3185-532.31-31 517-3188-532.31-31		4/2010 4/2010 4/2010 Total	3.09 3.10 .68 6.87
04/21/2010	204952	13091	CAPITAL COMMUNICATIONS	OFFICE SUPPLIES OFFICE SUPPLIES	517-3184-532.21-99 517-3185-532.21-99		4/2010 4/2010 Total	32.00 32.00 64.00
04/28/2010	204992	82	NORTHWESTERN ENERGY	07257983	517-3188-532.34-12		4/2010 Total	13.52 13.52
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES OFFICE SUPPLIES	517-3184-532.21-99 517-3185-532.21-99		4/2010 4/2010 Total	1.47 1.46 2.93
04/28/2010	205096	11998	CHEMNET CONSORTIUM INC	PROFESSIONAL SERVICES	517-3185-532.35-18		4/2010 Total	99.00 99.00
10 Checks    ** Fund Total								71,145.69

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	292.47
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	91.30
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	94.95
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	45.66
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	119.32
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	119.32
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	119.32
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	45.66
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	45.66
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	28.58
				COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	155.65
							Total	1,277.21
04/28/2010	204991	81	QWEST	COMMUNICATION SERVICES	522-2113-522.31-34		4/2010	1,324.73
							Total	1,324.73
				2 Checks	** Fund Total			2,601.94

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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204756	25	PROBUILD (FORMERLY POUL	OPERATING SUPPLIES	551-7125-571.22-99		4/2010	1.08
							Total	1.08
04/21/2010	204764	47	AMSAN	OPERATING SUPPLIES	551-7125-571.22-99		4/2010	7.92
							Total	7.92
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	551-7125-571.31-31		4/2010	47.51
							Total	47.51
04/21/2010	204865	7796	INNOVATIVE POSTAL SERVI	PRINTING & PUBLISHING	551-7125-571.32-99		4/2010	264.78
							Total	264.78
04/21/2010	204872	8610	CTA ARCHITECTS ENGINEER	IMPROVE OTHER THAN BLDGS	551-7125-571.35-99		4/2010	977.67
							Total	977.67
04/21/2010	204875	8920	KONE INC	APRIL 2010 MAINTENANCE	551-7125-571.35-99		4/2010	638.85
							Total	638.85
04/28/2010	204976	25	PROBUILD (FORMERLY POUL	OPERATING SUPPLIES	551-7125-571.22-99		4/2010	63.84
				OPERATING SUPPLIES	551-7125-571.22-99		4/2010	6.25
							Total	70.09
04/28/2010	204992	82	NORTHWESTERN ENERGY	07255938	551-7125-571.34-12		4/2010	7.25
				07255946	551-7125-571.34-12		4/2010	7.25
				07260326	551-7125-571.34-12		4/2010	31.56
				07260342	551-7125-571.34-12		4/2010	53.04
							Total	99.10
04/28/2010	205009	374	APCOA/STANDARD PARKING	PROFESSIONAL SERVICES	551-7125-571.35-99		4/2010	23,962.58
							Total	23,962.58
				9 Checks	** Fund Total			26,069.58

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204752	9	JOHNSON MADISON LUMBER	REPAIR & MAINT SUPPLIES	561-6452-562.23-72		4/2010	57.95
							Total	57.95
04/21/2010	204753	10	K-MART 3094	OPERATING SUPPLIES	561-6451-562.22-94		4/2010	55.76
				OPERATING SUPPLIES	561-6452-562.22-94		4/2010	55.76
							Total	111.52
04/21/2010	204756	25	PROBUILD (FORMERLY POUL	OTHER PURCHASED SERVICES	561-6452-562.39-99		4/2010	11.98
							Total	11.98
04/21/2010	204759	37	BEARING SALES INC	OPERATING SUPPLIES	561-6452-563.22-64		4/2010	14.07
							Total	14.07
04/21/2010	204761	40	BIG R STORES (CSWW INC)	EQUIP, FURN, FIXTURES	561-6451-563.24-11		4/2010	78.97
				OPERATING SUPPLIES	561-6452-563.22-64		4/2010	52.41
				EQUIP, FURN, FIXTURES	561-6451-563.24-11		4/2010	54.99
				OPERATING SUPPLIES	561-6452-563.22-64		4/2010	43.95
				OPERATING SUPPLIES	561-6451-562.22-99		4/2010	13.96
							Total	134.30
04/21/2010	204767	64	FLEET SUPPLY COMPANY	OPERATING SUPPLIES	561-6451-563.22-64		4/2010	3.95
				REPAIR & MAINT SERVICES	561-6451-563.36-59		4/2010	19.80
				EQUIP, FURN, FIXTURES	561-6451-563.24-11		4/2010	15.90
				REPAIR & MAINT SUPPLIES	561-6451-563.23-17		4/2010	8.95
							Total	48.60
04/21/2010	204771	68	NAPA AUTO PARTS OF GREA	REPAIR & MAINT SUPPLIES	561-6451-562.23-17		4/2010	32.28
							Total	32.28
04/21/2010	204773	71	VALLEY MOTOR SUPPLY CO	EQUIP, FURN, FIXTURES	561-6451-563.24-11		4/2010	93.70
							Total	93.70
04/21/2010	204780	106	MIDLAND IMPLEMENT COMPA	OPERATING SUPPLIES	561-6451-563.22-99		4/2010	550.33
				OPERATING SUPPLIES	561-6452-563.22-99		4/2010	526.90
							Total	1,077.23
04/21/2010	204785	142	NORTHWEST PIPE FITTINGS	REPAIR & MAINT SUPPLIES	561-6451-562.23-72		4/2010	44.56
				REPAIR & MAINT SUPPLIES	561-6451-562.23-72		4/2010	90.84
				OPERATING SUPPLIES	561-6451-563.22-64		4/2010	21.75
							Total	157.15
04/21/2010	204788	177	ALARM SERVICE INC	COMMUNICATION SERVICES	561-6452-562.31-33		4/2010	50.00
				COMMUNICATION SERVICES	561-6451-562.31-33		4/2010	50.00
							Total	100.00
04/21/2010	204791	198	MASCO JANITORIAL SUPPLY	OPERATING SUPPLIES	561-6451-562.22-94		4/2010	58.00
							Total	58.00
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	561-6451-562.21-99		4/2010	77.99
				OFFICE SUPPLIES	561-6452-562.21-99		4/2010	77.99
							Total	155.98
04/21/2010	204810	1173	MONTANA SENIOR NEWS	JUNE/JUL ADVERTISING ANAC	561-6451-562.32-99		4/2010	43.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204810	1173	MONTANA SENIOR NEWS	JUN/JUL 2010 ADVERTISING	561-6452-562.32-99		4/2010	43.00
							Total	86.00
04/21/2010	204852	6713	TITLEIST	RESALE MERCHANDISE PRO SH	561-0000-152.90-99		4/2010	1,346.19
				MERCHANDISE RESALE GOLF C	561-0000-152.90-99		4/2010	261.42
				MERCHANDISE RESALE PRO SH	561-0000-152.90-99		4/2010	300.00
				MERCHANDISE PRO SHOP RESA	561-0000-152.90-99		4/2010	478.46
							Total	2,386.07
04/21/2010	204868	8270	MASTERCARD PROCESSING C	HANDICAP PRINTER -ANACOND	561-6451-562.24-99		4/2010	99.98
				HANDICAP PRINTER EAGLE FA	561-6452-562.24-99		4/2010	109.98
							Total	209.96
04/21/2010	204886	10435	BUG DOCTOR	REPAIR & MAINT SERVICES	561-6451-563.36-12		4/2010	35.00
				REPAIR & MAINT SERVICES	561-6452-562.36-12		4/2010	50.00
							Total	85.00
04/21/2010	204890	10858	VERIZON WIRELESS	COMMUNICATION SERVICES	561-6451-562.31-32		4/2010	33.33
				COMMUNICATION SERVICES	561-6451-563.31-32		4/2010	46.38
				COMMUNICATION SERVICES	561-6452-562.31-32		4/2010	33.33
				COMMUNICATION SERVICES	561-6452-563.31-32		4/2010	46.64
							Total	159.68
04/21/2010	204906	11790	SUN MOUNTAIN	RESALE GOLF COURSE MERCHA	561-0000-152.90-99		4/2010	2,408.01
				PART FOR MERCHANDISE/SHIP	561-6452-562.23-17		4/2010	5.08
							Total	2,413.09
04/21/2010	204929	12664	FOOTJOY	RESALE GOLF COURSE MERCHA	561-0000-152.90-99		4/2010	638.29
							Total	638.29
04/21/2010	204949	13020	CLEVELAND GOLF	RESALE GOLF COURSE MERCHA	561-0000-152.90-99		4/2010	131.40
				RESALE GOLF MERCHANDISE	561-0000-152.90-99		4/2010	131.40
							Total	262.80
04/21/2010	204957	13377	ASHER LLC	RESALE GOLF COURSE MERCHA	561-0000-152.90-99		4/2010	2,836.49
							Total	2,836.49
04/21/2010	204958	13383	MARVS MOTOR SHOP	LABOR -TEAR DOWN,CLEAN PA	561-6451-563.36-59		4/2010	614.50
							Total	614.50
04/28/2010	204979	40	BIG R STORES (CSWW INC)	OPERATING SUPPLIES	561-6452-563.22-64		4/2010	35.37
							Total	35.37
04/28/2010	204983	64	FLEET SUPPLY COMPANY	REPAIR & MAINT SUPPLIES	561-6451-563.23-17		4/2010	46.95
				OPERATING SUPPLIES	561-6451-563.22-94		4/2010	8.75
							Total	55.70
04/28/2010	204991	81	QWEST	COMMUNICATION SERVICES	561-6452-562.31-31		4/2010	436.60
				COMMUNICATION SERVICES	561-6451-562.31-31		4/2010	365.42
							Total	802.02
04/28/2010	204992	82	NORTHWESTERN ENERGY	07252174	561-6452-563.34-12		4/2010	9.84
							Total	9.84



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04/28/2010	204995	106	MIDLAND IMPLEMENT	COMPACT REPAIR & MAINT SUPPLIES	561-6451-563.23-17		4/2010 Total	466.35 466.35
04/28/2010	204999	121	UNITED MATERIALS OF GRE	OPERATING SUPPLIES	561-6451-563.22-65		4/2010 Total	222.30 222.30
04/28/2010	205004	177	ALARM SERVICE INC	COMMUNICATION SERVICES	561-6451-562.31-31		4/2010	45.00
				COMMUNICATION SERVICES	561-6452-562.31-31		4/2010 Total	45.00 90.00
04/28/2010	205005	198	MASCO JANITORIAL SUPPLY	OPERATING SUPPLIES	561-6452-562.22-94		4/2010 Total	66.42 66.42
04/28/2010	205010	388	NATIONAL LAUNDRY CO	OPERATING SUPPLIES	561-6452-562.22-94		4/2010 Total	89.14 89.14
04/28/2010	205022	972	MOUNTAIN VIEW CO-OP	OPERATING SUPPLIES	561-6451-563.22-11		4/2010	1,642.55
				OPERATING SUPPLIES	561-6452-563.22-11		4/2010 Total	2,147.95 3,790.50
04/28/2010	205043	4876	ACE HARDWARE	REPAIR & MAINT SUPPLIES	561-6452-562.23-17		4/2010 Total	29.92 29.92
04/28/2010	205050	6172	PETTY CASH/STEIN CINDY	OFFICE SUPPLIES	561-6451-562.21-99		4/2010	14.63
				OFFICE SUPPLIES	561-6452-562.21-99		4/2010 Total	14.63 29.26
04/28/2010	205068	8915	FERGUSON ENTERPRISES IN	REPAIR & MAINT SUPPLIES	561-6451-562.23-72		4/2010	19.61
				REPAIR & MAINT SUPPLIES	561-6451-562.23-72		4/2010 Total	39.22 58.83
04/28/2010	205078	10653	ADVANCED CONTROL TECHNO	REPAIR & MAINT SERVICES	561-6452-563.36-59		4/2010 Total	349.24 349.24
04/28/2010	205090	11256	CERTIFIED FOLDER DISPLA	PRINTING & PUBLISHING	561-6451-562.32-99		4/2010	978.42
				PRINTING & PUBLISHING	561-6452-562.32-99		4/2010 Total	978.42 1,956.84
04/28/2010	205099	12640	JC GOLF ACCESSORIES	MERCHANDISE RESALE GOLF P	561-0000-152.90-99		4/2010 Total	2,829.72 2,829.72
04/28/2010	205112	12718	GROWTH PRODUCTS LTD	OPERATING SUPPLIES	561-6452-563.22-63		4/2010 Total	931.00 931.00
40 Checks    ** Fund Total								23,557.09

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04/21/2010	204753	10	K-MART 3094	OPERATING SUPPLIES	563-6473-562.22-99		4/2010 Total	29.93 29.93
04/21/2010	204761	40	BIG R STORES (CSWW INC)	REPAIR & MAINT SUPPLIES	563-6475-562.23-72		4/2010 Total	6.44 6.44
04/21/2010	204770	67	GLACIER STATE ELECTRIC	REPAIR & MAINT SUPPLIES	563-6473-562.23-72		4/2010 Total	20.00 20.00
04/21/2010	204777	81	QWEST	ECWP PHONE BILL APRIL 10	563-6471-562.31-31		4/2010 Total	24.73 24.73
04/21/2010	204778	82	NORTHWESTERN ENERGY	07254675	563-6475-562.34-12		4/2010 Total	7.29 7.29
04/21/2010	204791	198	MASCO JANITORIAL SUPPLY	REPAIR & MAINT SUPPLIES	563-6473-562.23-72		4/2010 Total	282.07 282.07
04/21/2010	204839	4876	ACE HARDWARE	REPAIR & MAINT SERVICES	563-6475-562.36-11		4/2010 Total	2.60 2.60
04/21/2010	204886	10435	BUG DOCTOR	REPAIR & MAINT SERVICES	563-6473-562.36-11		4/2010 Total	42.00 42.00
04/21/2010	204890	10858	VERIZON WIRELESS	COMMUNICATION SERVICES COMMUNICATION SERVICES	563-6473-562.31-32 563-6475-562.31-32		4/2010 4/2010 Total	21.62 42.89 64.51
04/28/2010	204972	9	JOHNSON MADISON LUMBER	REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES	563-6471-562.23-17 563-6471-562.23-17		4/2010 4/2010 Total	27.45 23.40 50.85
04/28/2010	204982	52	CONSOLIDATED ELECTRICAL	REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES	563-6473-562.23-72 563-6473-562.23-72		4/2010 4/2010 Total	20.00 5.78 25.78
04/28/2010	204991	81	QWEST	APRIL 2010 PHONE BILL	563-6473-562.31-31		4/2010 Total	49.42 49.42
04/28/2010	204992	82	NORTHWESTERN ENERGY	07254642 07254667	563-6471-562.34-12 563-6471-562.34-12		4/2010 4/2010 Total	9.84 29.35 39.19
04/28/2010	205005	198	MASCO JANITORIAL SUPPLY	REPAIR & MAINT SUPPLIES	563-6473-562.23-72		4/2010 Total	9.60 9.60
04/28/2010	205031	2886	TOOL BOX INC	REPAIR & MAINT SUPPLIES	563-6471-562.23-72		4/2010 Total	378.00 378.00
04/28/2010	205050	6172	PETTY CASH/STEIN CINDY	OFFICE SUPPLIES OPERATING SUPPLIES	563-6473-562.21-99 563-6473-562.22-99		4/2010 4/2010 Total	3.00 43.39 46.39

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04/28/2010	205056	7497	KENCO ENTERPRISES INC	PROFESSIONAL SERVICES	563-6471-562.35-99		4/2010	24.00
							Total	24.00
04/28/2010	205090	11256	CERTIFIED FOLDER DISPLA	PRINTING & PUBLISHING	563-6471-562.33-39		4/2010	1,683.12
							Total	1,683.12
04/28/2010	205104	12671	CHAFIN SHARON	COMMUNICATION SERVICES	563-6471-562.31-31		4/2010	22.00
							Total	22.00
				19 Checks	** Fund Total			2,807.92

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04/21/2010	204752	9	JOHNSON MADISON LUMBER	REPAIR & MAINT SUPPLIES	564-6462-562.23-79		4/2010	21.90
				REPAIR & MAINT SUPPLIES	564-6462-562.23-79		4/2010	24.95
				REPAIR & MAINT SUPPLIES	564-6462-562.23-79		4/2010	3.20
				REPAIR & MAINT SERVICES	564-6462-562.36-12		4/2010	3.75
							Total	53.80
04/21/2010	204761	40	BIG R STORES (CSWW INC)	OTHER SUPPLIES & MATERIAL	564-6442-562.29-19		4/2010	55.94
							Total	55.94
04/21/2010	204766	52	CONSOLIDATED ELECTRICAL	REPAIR & MAINT SUPPLIES	564-6462-562.23-79		4/2010	89.88
							Total	89.88
04/21/2010	204777	81	QWEST	APRIL 10 PHONE BILL	564-6462-562.31-31		4/2010	130.61
							Total	130.61
04/21/2010	204788	177	ALARM SERVICE INC	PROFESSIONAL SERVICES	564-6462-562.35-99		4/2010	50.00
							Total	50.00
04/21/2010	204791	198	MASCO JANITORIAL SUPPLY	OPERATING SUPPLIES	564-6462-562.22-94		4/2010	81.20
							Total	81.20
04/21/2010	204796	388	NATIONAL LAUNDRY CO	OPERATING SUPPLIES	564-6462-562.22-94		4/2010	28.22
							Total	28.22
04/21/2010	204797	405	CRESCENT ELECTRIC SUPPL	REPAIR & MAINT SUPPLIES	564-6462-562.23-79		4/2010	116.85
							Total	116.85
04/21/2010	204821	1922	WARDEN PAPER INC	OFFICE SUPPLIES	564-6462-562.21-99		4/2010	70.00
							Total	70.00
04/21/2010	204822	2120	QUALITY LIFE CONCEPTS I	DISTRIBUTION OF 125 ICE B	564-6442-562.39-12		4/2010	125.00
							Total	125.00
04/21/2010	204847	5801	S & S WORLDWIDE INC	OPERATING SUPPLIES	564-6461-562.22-99		4/2010	686.93
				OPERATING SUPPLIES	564-6462-562.22-99		4/2010	686.93
							Total	1,373.86
04/21/2010	204848	5914	US TENNIS ASSOC	RENEW MEMBERSHIP US TENNI	564-6462-562.37-99		4/2010	35.00
							Total	35.00
04/21/2010	204868	8270	MASTERCARD PROCESSING C 2-	PLASMA CARS RIDE ON FO	564-6462-562.22-99		4/2010	125.89
							Total	125.89
04/21/2010	204874	8915	FERGUSON ENTERPRISES IN	REPAIR & MAINT SUPPLIES	564-6462-562.23-79		4/2010	32.26
							Total	32.26
04/21/2010	204886	10435	BUG DOCTOR	PROFESSIONAL SERVICES	564-6462-562.35-99		4/2010	30.00
							Total	30.00
04/21/2010	204890	10858	VERIZON WIRELESS	COMMUNICATION SERVICES	564-6462-562.31-32		4/2010	44.22
							Total	44.22
04/21/2010	204897	11288	BIG SKY BUS LINES INC	BUS SERVICE SPRING BREAK	564-6462-562.35-99		4/2010	90.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
							Total	90.00
04/21/2010	204898	11294	LITTLES LANES	SPRING BREAK CAMP SKATING	564-6462-562.35-99		4/2010	80.00
							Total	80.00
04/21/2010	204911	12300	DISCOUNT SCHOOL SUPPLY	OPERATING SUPPLIES	564-6461-562.22-99		4/2010	199.01
				OPERATING SUPPLIES	564-6462-562.22-99		4/2010	199.01
							Total	398.02
04/21/2010	204920	12646	THE MONSTER MURAL LLC	CAMP SUPPLIES	564-6461-562.22-99		4/2010	88.50
				CAMP SUPPLIES	564-6462-562.22-99		4/2010	88.50
							Total	177.00
04/21/2010	204921	12646	5-MILE 2ND PLACE MALE M	5-MILE 2ND PLACE MALE	564-6442-562.58-12		4/2010	100.00
							Total	100.00
04/21/2010	204922	12646	3 MILE 1ST PLACE FEMALE	3 MILE 1ST PLACE FEMALE	564-6442-562.58-12		4/2010	100.00
							Total	100.00
04/21/2010	204923	12646	3-MILE 1ST PLACE MALE	3 MILE 1ST PLACE MALE	564-6442-562.58-12		4/2010	100.00
							Total	100.00
04/21/2010	204924	12646	5-MILE 2ND PLACE FEMALE	5-MILE 2ND PLACE FEMALE	564-6442-562.58-12		4/2010	100.00
							Total	100.00
04/21/2010	204925	12646	5-MILE 1ST PLACE MALE M	5-MILE 1ST PLACE MALE	564-6442-562.58-12		4/2010	200.00
							Total	200.00
04/21/2010	204926	12646	5-MILE 1ST PLACE FEMALE	5-MILE 1ST PLACE FEMALE	564-6442-562.58-12		4/2010	200.00
							Total	200.00
04/21/2010	204927	12646	5-MILE 3RD PLACE FEMALE	5-MILE 3RD PLACE FEMALE	564-6442-562.58-12		4/2010	500.00
							Total	500.00
04/21/2010	204928	12646	5-MILE 3RD PLACE MALE	5-MILE 3RD PLACE MALE	564-6442-562.58-12		4/2010	500.00
							Total	500.00
04/21/2010	204960	13390	5 MILE 2ND PLACE FEMALE	5-MILE 2ND PLACE FEMALE	564-6442-562.58-12		4/2010	525.00
							Total	525.00
04/21/2010	204961	13390	5 MILE 2ND PLACE FEMALE	5-MILE 2ND PLACE FEMALE	564-6442-562.58-12		4/2010	225.00
							Total	225.00
04/21/2010	204962	13391	5-MILE 2ND PLACE MALE	5-MILE 2ND PLACE MALE	564-6442-562.58-12		4/2010	525.00
							Total	525.00
04/21/2010	204963	13391	5-MILE 2ND PLACE MALE	5-MILE 2ND PLACE MALE	564-6442-562.58-12		4/2010	225.00
							Total	225.00
04/21/2010	204964	13392	5 MILE 1ST PLACE FEMALE	5-MILE 1ST PLACE FEMALE	564-6442-562.58-12		4/2010	1,050.00
							Total	1,050.00
04/21/2010	204965	13392	5 MILE 1ST PLACE FEMALE	5-MILE 1ST PLACE FEMALE	564-6442-562.58-12		4/2010	450.00

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
							Total	450.00
04/21/2010	204966	13393	5 MILE 1ST PLACE MALE	5-MILE 1ST PLACE MALE	564-6442-562.58-12		4/2010	1,050.00
							Total	1,050.00
04/21/2010	204967	13393	5 MILE 1ST PLACE MALE	5-MILE 1ST PLACE MALE	564-6442-562.58-12		4/2010	450.00
							Total	450.00
04/28/2010	204972	9	JOHNSON MADISON LUMBER	OTHER SUPPLIES & MATERIAL	564-6442-562.29-19		4/2010	17.90
							Total	17.90
04/28/2010	204974	15	NORMONT EQUIPMENT CO	OTHER SUPPLIES & MATERIAL	564-6442-562.29-19		4/2010	19.20
							Total	19.20
04/28/2010	204975	22	PACIFIC STEEL	OTHER SUPPLIES & MATERIAL	564-6442-562.29-19		4/2010	59.42
							Total	59.42
04/28/2010	204979	40	BIG R STORES (CSWW INC)	OTHER SUPPLIES & MATERIAL	564-6442-562.29-19		4/2010	23.47
							Total	23.47
04/28/2010	204988	70	UNIVERSAL ATHLETIC SERV	GIFT CERTIFICATIONS FOR I	564-6442-562.58-12		4/2010	1,610.00
				50% DISCOUNT ON ICE BREAK	564-6442-562.58-12		4/2010	805.00-
							Total	805.00
04/28/2010	204992	82	NORTHWESTERN ENERGY	07259774	564-6461-562.34-12		4/2010	3.72
							Total	3.72
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	564-6462-562.21-99		4/2010	164.99
							Total	164.99
04/28/2010	205010	388	NATIONAL LAUNDRY CO	OTHER SUPPLIES & MATERIAL	564-6442-562.29-19		4/2010	42.00
				OPERATING SUPPLIES	564-6462-562.22-94		4/2010	121.17
							Total	163.17
04/28/2010	205044	4909	SAMS CLUB	CLEANING SUPPLIES	564-6462-562.22-94		4/2010	101.35
				SNACK SUPPLIES	564-6462-562.22-99		4/2010	69.31
				PRIZE FOR EARLY REGISTRAT	564-6442-562.29-19		4/2010	54.27
							Total	224.93
04/28/2010	205052	6589	LAWSON PRODUCTS INC	TIES FOR FENCING AT FINIS	564-6442-562.29-19		4/2010	94.49
							Total	94.49
04/28/2010	205064	8380	LAMAR COMPANIES (THE)	REF,PUBLICITY,TAXES,DUES	564-6442-562.33-31		4/2010	1,212.00
							Total	1,212.00
47 Checks    ** Fund Total								12,276.04

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204770	67	GLACIER STATE ELECTRIC	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	34.65
							Total	34.65
04/21/2010	204789	178	PEPSI COLA OF GREAT FAL	SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	44.00
				SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	2,016.32
				SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	96.00-
				SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	363.00
				SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	59.92-
				SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	160.00
							Total	2,427.40
04/21/2010	204807	1010	BATTERY WAREHOUSE	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	544.50
							Total	544.50
04/21/2010	204844	5422	C & J OFFICE MACHINES	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	52.00
							Total	52.00
04/21/2010	204870	8447	MONTANA VENDING INC	SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	2,020.91
							Total	2,020.91
04/21/2010	204913	12310	SCHEERS INC	CONCESSIONS	566-6446-562.25-59		4/2010	121.50
							Total	121.50
04/21/2010	204930	12671	CHAFIN SHARON	MULTI SPORTS CONCESSIONS	566-6446-562.25-59		4/2010	38.25
							Total	38.25
04/21/2010	204951	13044	UDDER DISTRIBUTING INC	SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	1,337.25
							Total	1,337.25
04/28/2010	204979	40	BIG R STORES (CSWW INC)	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	51.96
							Total	51.96
04/28/2010	204988	70	UNIVERSAL ATHLETIC SERV	SUPPLIES FOR RESALE	566-6446-562.25-59		4/2010	1,460.00
							Total	1,460.00
04/28/2010	205005	198	MASCO JANITORIAL SUPPLY	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	52.88
							Total	52.88
04/28/2010	205011	405	CRESCENT ELECTRIC SUPPL	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	37.81
				OPERATING SUPPLIES	566-6446-562.22-99		4/2010	197.83
							Total	235.64
04/28/2010	205044	4909	SAMS CLUB	MULTI SPORTS CONCESSIONS	566-6446-562.25-59		4/2010	108.66
							Total	108.66
04/28/2010	205068	8915	FERGUSON ENTERPRISES IN	OPERATING SUPPLIES	566-6446-562.22-99		4/2010	38.56
							Total	38.56
04/28/2010	205084	10982	HI HO TAVERN	PROFESSIONAL SERVICES	566-6446-562.35-99		4/2010	2,202.93
							Total	2,202.93
04/28/2010	205104	12671	CHAFIN SHARON	COMMUNICATION SERVICES	566-6446-562.31-32		4/2010	22.00
							Total	22.00

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CITY OF GREAT FALLS  
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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
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				16 Checks	** Fund Total			10,749.09



CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204776	77	GREAT FALLS TRIBUNE	REF,PUBLICITY,TAXES,DUES	571-6272-562.33-31	621001	4/2010 Total	679.00 679.00
04/21/2010	204796	388	NATIONAL LAUNDRY CO	OTHER PURCHASED SERVICES OTHER PURCHASED SERVICES	571-6273-562.39-71 571-6273-562.39-71		4/2010 4/2010 Total	152.35 19.04 171.39
04/21/2010	204849	6037	GEMBERLING JOHN	ROCKY MTN ELK FOUND:SOUND	571-6273-562.53-59		4/2010 Total	50.00 50.00
04/21/2010	204941	12731	LIFELINE SCREENINGS	10-110 LIFELINE SCREENING	571-0000-261.40-00		4/2010 Total	125.00 125.00
04/21/2010	204942	12731	HIGHWOOD PUBLIC SCHOOLS	10-112 HIGHWOOD PROM REFU	571-0000-261.40-00		4/2010 Total	215.00 215.00
04/21/2010	204954	13227	STAPLES ADVANTAGE	OFFICE SUPPLIES OFFICE SUPPLIES OFFICE SUPPLIES	571-6271-562.21-99 571-6272-562.21-99 571-6271-562.21-99	621001	4/2010 4/2010 4/2010 Total	37.51 58.40 60.71 156.62
04/21/2010	204968	299	GREAT FALLS SYMPHONY AS	10-48 RAVE ON/BUDDY HOLLY	571-0000-268.90-00		4/2010 Total	19,175.50 19,175.50
04/21/2010	204969	299	GREAT FALLS SYMPHONY AS	10-57 HAIRSPRAY	571-0000-268.90-00		4/2010 Total	12,940.06 12,940.06
04/28/2010	204996	108	PETTY CASH/ARTIS KRISTA	OFFICE SUPPLIES SPECIAL EVENTS LICENSE MA BAKING SODA	571-6272-562.21-99 571-6272-562.22-99 571-6271-562.22-99		4/2010 4/2010 4/2010 Total	3.79 20.00 1.13 24.92
04/28/2010	205010	388	NATIONAL LAUNDRY CO	OTHER PURCHASED SERVICES	571-6273-562.39-71		4/2010 Total	34.28 34.28
04/28/2010	205012	423	GF CHAMBER OF COMMERCE	VISION XPO	571-0000-261.40-00		4/2010 Total	93.00 93.00
04/28/2010	205046	5189	TRIANGLE PIANO SERVICE	GF RESCUE MISSION/RAISE &	571-6273-562.35-99		4/2010 Total	90.00 90.00
04/28/2010	205092	11426	VISIONONE INC	TICKET FEES FOR MARCH 201 VERISIGN FOR APRIL 2010	571-6271-562.35-99 571-6271-562.55-17		4/2010 4/2010 Total	838.00 59.95 897.95
04/28/2010	205113	12731	JENNY LEACH	JENNY LEACH GRADUATION RE	571-0000-261.40-00		4/2010 Total	98.00 98.00
04/28/2010	205114	12731	Great Falls Rescue Miss	ANNUAL BANQUET	571-0000-261.40-00		4/2010 Total	373.75 373.75
15 Checks ** Fund Total								35,124.47

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CITY OF GREAT FALLS  
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CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204959	13388	ASSOCIATED EMPLOYERS OF MEDICAL MARIJUANA WEBINAR		611-1481-511.35-99		4/2010	80.00
							Total	80.00
				1 Checks	** Fund Total			80.00

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CITY OF GREAT FALLS  
CHECK REGISTER BY FUND

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	612-2151-512.31-31		4/2010	677.35
							Total	677.35
04/28/2010	204991	81	QWEST	APR 10 SWITCHBOARD BILL	612-2151-512.31-31		4/2010	250.10
							Total	250.10
				2 Checks	** Fund Total			927.45

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CITY OF GREAT FALLS  
CHECK REGISTER BY FUND

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204910	12224	HARP SANDY	WELLNESS BAGS	613-1567-511.35-99		4/2010	65.74
							Total	65.74
				1 Checks	** Fund Total			65.74

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CITY OF GREAT FALLS  
CHECK REGISTER BY FUND

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204803	621	PROPERTY & SUPPLY BUREA PAPER		614-1566-511.21-11		4/2010	24.70
							Total	24.70
				1 Checks	** Fund Total			24.70

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	615-1564-511.21-99		4/2010	11.38
							Total	11.38
04/21/2010	204803	621	PROPERTY & SUPPLY BUREA	PAPER	615-1511-511.21-11		4/2010	73.57
				PAPER	615-1561-511.21-11		4/2010	122.45
				PAPER	615-1562-511.21-11		4/2010	24.70
				PAPER	615-1563-511.21-11		4/2010	48.88
				PAPER	615-1564-511.21-11		4/2010	220.20
							Total	489.80
04/21/2010	204865	7796	INNOVATIVE POSTAL SERVI	COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	92.35
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	111.98
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	135.75
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	102.74
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	24.31
				UTILITY STATEMENT BILLING	615-1564-511.31-11		4/2010	2,836.76
				COMMUNICATION SERVICES	615-1564-511.31-11		4/2010	29.85
							Total	3,333.74
04/28/2010	204996	108	PETTY CASH/ARTIS KRISTA	PACKAGE MAILED TO CENTENE	615-1511-511.31-11		4/2010	5.52
							Total	5.52
04/28/2010	205054	6909	M LEE SMITH PUBLISHERS	SUBSCRIP EMPLOYMENT LAW L	615-1562-511.33-11		4/2010	377.00
							Total	377.00
04/28/2010	205059	7796	INNOVATIVE POSTAL SERVI	COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	145.61
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	45.94
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	171.08
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	72.92
				COMMUNICATION SERVICES	615-1568-511.31-11		4/2010	58.88
				UTILITY BILLING AND MAILI	615-1564-511.31-11		4/2010	2,203.65
				COMMUNICATION SERVICES	615-1564-511.31-11		4/2010	242.99
				COMMUNICATION SERVICES	615-1564-511.31-11		4/2010	3.25
				COMMUNICATION SERVICES	615-1564-511.31-11		4/2010	271.60
				COMMUNICATION SERVICES	615-1564-511.31-11		4/2010	14.94
							Total	3,230.86
04/28/2010	205062	8270	MASTERCARD PROCESSING C	2 CHAIRS FROM SAMS FOR BU	615-1563-511.24-99		4/2010	159.76
							Total	159.76
7 Checks    ** Fund Total								7,608.06

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204777	81	QWEST	T-1 CHARGES	617-1512-512.31-99		4/2010	1,542.00
				DS3	617-1512-512.31-99		4/2010	1,694.15
							Total	3,236.15
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	617-1513-512.21-99		4/2010	10.24
							Total	10.24
04/21/2010	204868	8270	MASTERCARD PROCESSING C	REPAIR & MAINT SERVICES	617-1512-512.36-91		4/2010	1,212.00
				TRAVEL, CONFERENCES & SCHOOL	617-1513-512.37-99		4/2010	363.00
				EQUIP, FURN, FIXTURES	617-1512-512.24-18		4/2010	384.97
				REPAIR & MAINT SERVICES	617-1512-512.36-91		4/2010	232.00
							Total	1,465.97
04/21/2010	204881	9903	QWEST	ISP CHARGES	617-1512-512.31-99		4/2010	1,176.10
							Total	1,176.10
04/21/2010	204909	12222	DELL MARKETING LP	EQUIP, FURN, FIXTURES	617-1582-514.24-18	151001	4/2010	495.51
				EQUIP, FURN, FIXTURES	617-1582-514.24-18		4/2010	39.83
				EQUIP, FURN, FIXTURES	617-1582-514.24-18		4/2010	1,229.23
							Total	1,764.57
04/21/2010	204939	12716	INFOPRINT SOLUTIONS COM	REPAIR & MAINT SERVICES	617-1512-512.36-91		4/2010	1,371.72
							Total	1,371.72
04/28/2010	205000	132	CENTRAL FLOOR COVERING	EQUIP, FURN, FIXTURES	617-1582-514.24-18		4/2010	2,471.36
							Total	2,471.36
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	617-1513-512.21-99		4/2010	8.28
				OFFICE SUPPLIES	617-1513-512.21-99		4/2010	11.44
				OFFICE SUPPLIES	617-1512-512.21-99		4/2010	13.07
				OFFICE SUPPLIES	617-1512-512.21-59		4/2010	42.73
				OFFICE SUPPLIES	617-1513-512.21-99		4/2010	155.46
							Total	214.42
04/28/2010	205063	8296	CDW GOVERNMENT INC	EQUIP, FURN, FIXTURES	617-1582-514.24-18		4/2010	371.77
							Total	371.77
				9 Checks	** Fund Total			12,082.30

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204754	11	MILLER AUTO INTERIOR IN	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	36.50
							Total	36.50
04/21/2010	204755	22	PACIFIC STEEL	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	115.93
							Total	115.93
04/21/2010	204759	37	BEARING SALES INC	REPAIR & MAINT SERVICES	631-3113-532.36-59		4/2010	3.97
							Total	3.97
04/21/2010	204769	66	GERBERS OF MONTANA INC	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	14.22
							Total	14.22
04/21/2010	204770	67	GLACIER STATE ELECTRIC	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	3.83
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	12.00
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	12.00
							Total	27.83
04/21/2010	204771	68	NAPA AUTO PARTS OF GREA	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	9.01
							Total	9.01
04/21/2010	204772	69	TRACTOR & EQUIPMENT CO	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	726.51
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	66.44
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	66.44
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	18.55
							Total	877.94
04/21/2010	204774	72	AMERICAN WELDING & GAS	OPERATING SUPPLIES	631-3113-532.22-99		4/2010	15.16
							Total	15.16
04/21/2010	204775	75	TITAN MACHINERY INC	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	45.11
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	44.20
				AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	950.00
							Total	1,039.31
04/21/2010	204777	81	QWEST	COMMUNICATION SERVICES	631-3113-532.31-31		4/2010	43.20
							Total	43.20
04/21/2010	204780	106	MIDLAND IMPLEMENT COMPA	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	59.43
							Total	59.43
04/21/2010	204785	142	NORTHWEST PIPE FITTINGS	OPERATING SUPPLIES	631-3113-532.22-99		4/2010	12.76
							Total	12.76
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	631-3113-532.21-99		4/2010	37.98
							Total	37.98
04/21/2010	204796	388	NATIONAL LAUNDRY CO	RENTALS	631-3113-532.53-99		4/2010	73.78
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	77.00
							Total	150.78
04/21/2010	204802	549	GREAT FALLS PAPER & SUP	REPAIR & MAINT SERVICES	631-3113-532.36-91		4/2010	22.61
							Total	22.61



CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204812	1239	CASCADE COUNTY TREASURE	TITLE REG. FEES FOR 2 TRU	631-3113-532.33-52		4/2010 Total	50.00 50.00
04/21/2010	204823	2129	BIG SKY FIRE/AFFIRMED M	REPAIR & MAINT SERVICES LIFTGATE PROP. GAS STRUT	631-3113-532.36-91 631-3113-532.23-11		4/2010 4/2010 Total	7.22 39.44 46.66
04/21/2010	204829	2612	VERMEER SALES & SERVICE	STOP ASSY. & FREIGHT UNIT	631-3113-532.23-11		4/2010 Total	113.77 113.77
04/21/2010	204853	6714	HUGHES FIRE EQUIPMENT	LATCHES & FREIGHT	631-3113-532.23-11		4/2010 Total	144.38 144.38
04/21/2010	204866	7841	UNITED FIRE SERVICE	AUTO &TRUCK MAINT.INVENT RELIEF VAVLE KIT	631-0000-151.90-00 631-3113-532.23-11		4/2010 4/2010 Total	578.00 87.86 665.86
04/21/2010	204867	8197	POWER PRO	REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES	631-3113-532.23-11 631-3113-532.23-11 631-3113-532.23-11		4/2010 4/2010 4/2010 Total	19.10 13.45 12.65 45.20
04/21/2010	204869	8371	SAFELITE FULFILLMENT IN	WINDSHIELD CHIP REPAIR #1	631-3113-532.36-51		4/2010 Total	39.95 39.95
04/21/2010	204877	9588	NORTHWEST FUEL SYSTEMS	IMPROVE OTHER THAN BLDGS	631-3113-535.93-19		4/2010 Total	12,998.00 12,998.00
04/21/2010	204880	9846	ROCKY MOUNTAIN TRUCK SE	GASKET SET & FREIGHT FOR	631-3113-532.23-11		4/2010 Total	316.08 316.08
04/21/2010	204885	10418	TURFCARE AND SPECIALTY	LH THREAD TIE ROD END AC1	631-3113-532.23-11		4/2010 Total	46.14 46.14
04/21/2010	204889	10829	SUPERIOR TIRE INC	REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES	631-3113-532.23-11 631-3113-532.23-11		4/2010 4/2010 Total	.25 174.70 174.95
04/21/2010	204895	11168	BIG SKY HYDRAULICS & MA	REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES REPAIR & MAINT SERVICES	631-3113-532.23-11 631-3113-532.23-11 631-3113-532.36-51		4/2010 4/2010 4/2010 Total	555.40 11.27 159.68 726.35
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES	631-3113-532.31-31		4/2010 Total	6.87 6.87
04/21/2010	204899	11353	I STATE TRUCK CENTER IN	REPAIR & MAINT SUPPLIES REPAIR & MAINT SUPPLIES LABOR COST/REPLACE TRANSM REPAIR & MAINT SUPPLIES MBS ON TRK #915 REPAIR ENGINE REPAIR & MAINT SERVICES	631-3113-532.23-11 631-3113-532.23-11 631-3113-532.36-51 631-3113-532.23-11 631-3113-532.23-11 631-3113-532.36-51 631-3113-532.36-51		4/2010 4/2010 4/2010 4/2010 4/2010 4/2010 4/2010	39.16 35.25 3,108.96 7,686.14 704.12 600.27 430.11

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204899	11353	I STATE TRUCK CENTER IN	REPLACE INJECTORS IN TRUC	631-3113-532.23-11		4/2010	3,921.78
							Total	16,525.79
04/21/2010	204908	12095	SNAP ON TOOLS	REPAIR IMPACT WRENCH	631-3113-532.24-11		4/2010	156.00
							Total	156.00
04/21/2010	204953	13156	DIRECT AUTOMOTIVE DISTR	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	73.03
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	227.99
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	15.29
							Total	316.31
04/21/2010	204955	13264	NATIONAL COATINGS & SUP	PAINT REDUCER & MIXING CU	631-3113-532.23-11		4/2010	16.25
							Total	16.25
04/21/2010	204956	13347	OEGARD'S BODY SHOP	REPAIR & MAINT SERVICES	631-3113-532.36-51		4/2010	2,183.56
							Total	2,183.56
04/28/2010	204975	22	PACIFIC STEEL	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	19.06
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	179.97
							Total	199.03
04/28/2010	204978	39	SULLIVANS COMPUTERS & E	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	12.60
							Total	12.60
04/28/2010	204979	40	BIG R STORES (CSWW INC)	AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	43.50
							Total	43.50
04/28/2010	204981	50	COLUMBIA PAINT & COATIN	REPAIR & MAINT SERVICES	631-3113-532.36-12		4/2010	42.49
							Total	42.49
04/28/2010	204983	64	FLEET SUPPLY COMPANY	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	11.04
							Total	11.04
04/28/2010	204985	66	GERBERS OF MONTANA INC	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	111.84
							Total	111.84
04/28/2010	204987	68	NAPA AUTO PARTS OF GREA	AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	552.76
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	45.41
				OPERATING SUPPLIES	631-3113-532.22-99		4/2010	15.00
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	58.70
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	9.10
							Total	680.97
04/28/2010	204989	71	VALLEY MOTOR SUPPLY CO	AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	15.78
				AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	197.13
							Total	212.91
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	631-3113-532.21-99		4/2010	2.93
							Total	2.93
04/28/2010	205018	643	KOIS BROTHERS EQUIPMENT	CONTAINER GRIPPER ARM PAR	631-3113-532.23-11		4/2010	1,088.93
							Total	1,088.93

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/28/2010	205022	972	MOUNTAIN VIEW CO-OP	AUTO &TRUCK MAINT.INVENT	631-0000-152.90-02		4/2010	22,374.96
							Total	22,374.96
04/28/2010	205034	3114	PETERSON RENTAL	CONCRETE BLANKET RENTAL F	631-3113-532.36-59		4/2010	110.00
							Total	110.00
04/28/2010	205043	4876	ACE HARDWARE	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	35.92
							Total	35.92
04/28/2010	205074	9588	NORTHWEST FUEL SYSTEMS	RE-AOR WIRING AT FUEL SIT	631-3113-532.36-59		4/2010	187.50
							Total	187.50
04/28/2010	205083	10829	SUPERIOR TIRE INC	REPAIR & MAINT SERVICES	631-3113-532.36-51		4/2010	165.00
							Total	165.00
04/28/2010	205088	11168	BIG SKY HYDRAULICS & MA	REBUILD HYDRAULIC CYLINDE	631-3113-532.23-11		4/2010	1,180.97
							Total	1,180.97
04/28/2010	205091	11353	I STATE TRUCK CENTER IN	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	6.78
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	121.14
				AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	58.06
							Total	185.98
04/28/2010	205097	12052	OREILLY AUTO PARTS	REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	125.27
				OPERATING SUPPLIES	631-3113-532.22-99		4/2010	31.92
				AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	57.49
				AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	114.98
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	9.49
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	4.74
							Total	343.89
04/28/2010	205098	12089	TNT SPRINGS INC / TNT T	AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	415.63
				REPAIR & MAINT SUPPLIES	631-3113-532.23-11		4/2010	214.03
							Total	629.66
04/28/2010	205120	13156	DIRECT AUTOMOTIVE DISTR	OPERATING SUPPLIES	631-3113-532.22-99		4/2010	49.27
				AUTO &TRUCK MAINT.INVENT	631-0000-151.90-00		4/2010	359.15
							Total	408.42
04/28/2010	205122	13264	NATIONAL COATINGS & SUP	ERASER WHEEL FOR UNIT 382	631-3113-532.23-11		4/2010	27.00
							Total	27.00
54 Checks ** Fund Total								65,094.29

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	638-3121-532.21-99		4/2010	88.99
							Total	88.99
04/21/2010	204802	549	GREAT FALLS PAPER & SUP	REPAIR & MAINT SERVICES	638-3121-532.36-91		4/2010	22.61
							Total	22.61
04/21/2010	204808	1065	MOUNTAIN CHIME TELEPHON	EQUIP, FURN, FIXTURES	638-3121-532.24-99		4/2010	204.00
							Total	204.00
04/21/2010	204823	2129	BIG SKY FIRE/AFFIRMED M	REPAIR & MAINT SERVICES	638-3121-532.36-91		4/2010	7.21
							Total	7.21
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES	638-3121-532.31-31		4/2010	16.01
							Total	16.01
04/28/2010	205007	293	DAVIS BUSINESS MACHINES	REPAIR & MAINT SERVICES	638-3121-532.36-91		4/2010	13.18
							Total	13.18
04/28/2010	205008	367	PICKWICK'S OFFICE WORKS	EQUIP, FURN, FIXTURES	638-3121-532.24-99		4/2010	799.99
				EQUIP, FURN, FIXTURES	638-3121-532.24-99		4/2010	559.00
				OFFICE SUPPLIES	638-3121-532.21-99		4/2010	21.95
				OFFICE SUPPLIES	638-3121-532.21-99		4/2010	79.36
							Total	1,460.30
04/28/2010	205051	6522	MONTANA CONTRACTORS ASS	EQUIP, FURN, FIXTURES	638-3121-532.24-99		4/2010	750.00
							Total	750.00
				8 Checks	** Fund Total			2,562.30

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204770	67	GLACIER STATE ELECTRIC	OTHER SUPPLIES & MATERIAL	639-3111-531.29-19		3/2010 Total	41.30- 41.30-
04/21/2010	204795	367	PICKWICK'S OFFICE WORKS	OFFICE SUPPLIES	639-3111-531.21-99		4/2010	23.89
				OFFICE SUPPLIES	639-3111-531.21-99		4/2010 Total	19.56 43.45
04/21/2010	204832	3182	TEMP TRACK LLC	PROFESSIONAL SERVICES	639-3111-531.35-99		4/2010 Total	276.32 276.32
04/21/2010	204896	11222	WCS TELECOM	COMMUNICATION SERVICES	639-3111-531.31-31		4/2010 Total	20.04 20.04
04/28/2010	204981	50	COLUMBIA PAINT & COATIN	OTHER SUPPLIES & MATERIAL	639-3111-531.29-19		4/2010 Total	43.83 43.83
04/28/2010	204986	67	GLACIER STATE ELECTRIC	OFFICE SUPPLIES	639-3111-531.21-99		4/2010 Total	42.56 42.56
04/28/2010	205029	2129	BIG SKY FIRE/AFFIRMED M	OFFICE SUPPLIES	639-3111-531.21-93		4/2010 Total	37.70 37.70
04/28/2010	205055	7489	CARROT TOP INDUSTRIES	OFFICE SUPPLIES	639-3111-531.21-99		4/2010 Total	611.48 611.48
8 Checks ** Fund Total								1,034.08

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/21/2010	204778	82	NORTHWESTERN ENERGY	07255623	671-7161-572.34-12		4/2010	45.55
				07255664	671-7161-572.34-12		4/2010	59.42
							Total	104.97
04/21/2010	204785	142	NORTHWEST PIPE FITTINGS	REPAIR & MAINT SUPPLIES	671-7161-572.23-72		4/2010	94.32-
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	555.00
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	740.00
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	249.37
				REPAIR & MAINT SUPPLIES	671-7161-572.23-72		4/2010	94.32
				REPAIR & MAINT SUPPLIES	671-7161-572.23-72		4/2010	91.20
				REPAIR & MAINT SUPPLIES	671-7161-572.23-72		4/2010	94.32
							Total	1,729.89
04/21/2010	204791	198	MASCO JANITORIAL SUPPLY	OPERATING SUPPLIES	671-7161-572.22-94		4/2010	153.39
							Total	153.39
04/21/2010	204872	8610	CTA ARCHITECTS ENGINEER	IMPROVE OTHER THAN BLDGS	671-7161-575.93-99	140903	4/2010	1,296.05
				IMPROVE OTHER THAN BLDGS	671-7161-575.93-99	140904	4/2010	1,284.78
							Total	2,580.83
04/28/2010	204981	50	COLUMBIA PAINT & COATIN	REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	177.83
							Total	177.83
04/28/2010	204992	82	NORTHWESTERN ENERGY		07255672		4/2010	9.76
							Total	9.76
04/28/2010	205003	142	NORTHWEST PIPE FITTINGS	REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	106.64-
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	447.68
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	700.00
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	112.47
				REPAIR & MAINT SERVICES	671-7161-572.36-12		4/2010	141.19
							Total	1,294.70
7 Checks ** Fund Total								6,051.37

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/16/2010	204729	4242	LIUNA LOCAL 1686	PAYROLL SUMMARY	771-0000-214.10-02		4/2010 Total	2,540.50 2,540.50
04/16/2010	204730	4245	ICMA RETIREMENT TRUST-4	PAYROLL SUMMARY	771-0000-213.20-00		4/2010 Total	11,586.92 11,586.92
04/16/2010	204731	4252	MONTANA STATE FIREMAN'S	PAYROLL SUMMARY	771-0000-212.40-00		4/2010	1,406.50
				PAYROLL SUMMARY	771-0000-212.40-00		4/2010 Total	1,406.65 2,813.15
04/16/2010	204732	4259	TEAMSTERS LOCAL #2	PAYROLL SUMMARY	771-0000-214.10-07		4/2010 Total	1,372.00 1,372.00
04/16/2010	204733	4261	MONTANA PUBLIC EMPLOYEE	PAYROLL SUMMARY	771-0000-214.10-08		4/2010 Total	1,595.00 1,595.00
04/16/2010	204734	4263	PACIFIC NORTHWEST REGIO	PAYROLL SUMMARY	771-0000-214.10-09		4/2010 Total	10.00 10.00
04/16/2010	204735	4264	UNITED FUND	PAYROLL SUMMARY	771-0000-212.90-00		4/2010 Total	465.20 465.20
04/16/2010	204736	4265	MONTANA SHARES	PAYROLL SUMMARY	771-0000-212.90-00		4/2010 Total	66.50 66.50
04/16/2010	204737	4271	FIREFIGHTER RETIREMENT	PAYROLL SUMMARY	771-0000-212.40-00		4/2010 Total	41,628.17 41,628.17
04/16/2010	204738	4272	STATEWIDE POLICE RESERV	PAYROLL SUMMARY	771-0000-212.80-00		4/2010 Total	50,407.68 50,407.68
04/16/2010	204739	4273	PUBLIC EMPLOYEE RETIREM	PAYROLL SUMMARY	771-0000-212.60-00		4/2010 Total	92,893.90 92,893.90
04/16/2010	204740	4273	PUBLIC EMPLOYEE RETIREM	PAYROLL SUMMARY	771-0000-212.60-00		4/2010 Total	2,109.86 2,109.86
04/16/2010	204741	4299	IAFF LOCAL #8	PAYROLL SUMMARY	771-0000-214.10-10		4/2010 Total	1,799.50 1,799.50
04/16/2010	204742	4300	POLICE SAVINGS & LOAN	PAYROLL SUMMARY	771-0000-214.10-11		4/2010 Total	10,349.00 10,349.00
04/16/2010	204743	4301	BENEVOLENT FUND	PAYROLL SUMMARY	771-0000-214.10-12		4/2010 Total	930.00 930.00
04/16/2010	204744	5320	1ST INTERSTATE BANK	PAYROLL SUMMARY	771-0000-212.20-00		4/2010	67,179.47
				PAYROLL SUMMARY	771-0000-212.30-00		4/2010 Total	90,846.22 158,025.69
04/16/2010	204745	6735	AFLAC	PAYROLL SUMMARY	771-0000-214.50-01		4/2010	4,623.83
				PAYROLL SUMMARY	771-0000-214.50-02		4/2010	5,750.12
				PAYROLL SUMMARY	771-0000-214.50-05		4/2010	314.49

Prepared: 04/28/2010, 8:34:57  
 Program: GM179L  
 Bank: 01 HTE SUB-SYS AND MASTER

CITY OF GREAT FALLS  
 CHECK REGISTER BY FUND

CHECK DATE	CHECK NUMBER	VENDOR#	NAME	INVOICE# / DESCRIPTION	G/L NUMBER	PROJECT	PERIOD/ YEAR	AMOUNT
04/16/2010	204745	6735	AFLAC	PAYROLL SUMMARY	771-0000-214.50-06		4/2010	947.90
							Total	11,636.34
04/16/2010	204746	9270	SYMETRA LIFE INSURANCE	PAYROLL SUMMARY	771-0000-212.90-00		4/2010	348.70
							Total	348.70
04/16/2010	204747	13276	NATIONWIDE RETIREMENT S	PAYROLL SUMMARY	771-0000-213.20-01		4/2010	2,890.96
							Total	2,890.96
04/19/2010	204748	4244	STATE TREASURER	PAYROLL SUMMARY	771-0000-212.50-00		4/2010	34,487.00
							Total	34,487.00
04/19/2010	204749	4250	OPERATING ENGINEERS LOC	PAYROLL SUMMARY	771-0000-214.10-05		4/2010	1,069.06
							Total	1,069.06
				21 Checks	** Fund Total			429,025.13
				624 Checks	** Bank Total			1,494,956.97
				624 Checks	*** Grand Total			1,494,956.97



BANK	NAME	FUND	AMOUNT
01	HTE SUB-SYS AND MASTER	100 GENERAL FUND	78,284.87
		213 PLANNING FUND	150.00
		214 CTEP PROJECTS FUND	53,456.70
		219 SUPPORT & INNOVATION FUND	345.53
		221 911 SPECIAL REVENUE FUND	5,239.92
		224 FIRE SPECIAL REVENUE	4,232.46
		237 STREET DISTRICT FUND	71,956.84
		251 LIBRARY FUND	9,632.55
		252 LIBRARY FOUNDATION FUND	9,235.22
		261 P&R SPECIAL REVENUE	55,162.56
		267 NATURAL RESOURCES FUND	4,491.20
		272 FEDERAL BLOCK GRANTS FUND	14,926.11
		274 "HOME" GRANT FUND	1,244.94
		277 COMMUNITY DEVELOP FUND	1,361.81
		281 PERMITS FUND	5,456.23
		411 GEN'RL CAPITAL PROJS FUND	28,976.00
		511 WATER FUND	122,461.08
		513 SEWER FUND	271,366.65
		515 STORM DRAIN FUND	48,089.06
		517 SANITATION FUND	71,145.69
		522 SAFETY SERVICES FUND	2,601.94
		551 PARKING FUND	26,069.58
		561 GOLF COURSES FUND	23,557.09
		563 SWIM POOLS FUND	2,807.92
		564 RECREATION	12,276.04
		566 MULTI-SPORTS	10,749.09
		571 CIVIC CENTER EVENTS FUND	35,124.47
		611 HUMAN RESOURCES	80.00

BANK	NAME	FUND	AMOUNT
01		612 CENTRAL COMMUNICATIONS	927.45
		613 HEALTH & BENEFITS FUND	65.74
		614 INSURANCE & SAFETY FUND	24.70
		615 FISCAL SERVICES FUND	7,608.06
		617 INFORMATION TECH FUND	12,082.30
		631 CENTRAL GARAGE FUND	65,094.29
		638 ENGINEERING FUND	2,562.30
		639 PUBLIC WORKS ADMIN FUND	1,034.08
		671 CC FACILITY SERVICES FUND	6,051.37
		771 PAYROLL FUND	429,025.13
		Total	1,494,956.97 *



Agenda # 13

Commission Meeting Date: May 4, 2010

\* Includes correction from the April 6, 2010 meeting

**CITY OF GREAT FALLS  
COMMISSION AGENDA REPORT**

**CORRECTED TO INCLUDE DETAIL FOR CHECK ISSUED. ORIGINAL ACCOUNTS PAYABLE CHECK RUN TOTAL IS CORRECT. DETAIL CHECK REGISTER AS ORIGINALLY POSTED IS CORRECT. CLAIMS OVER \$5000 TOTAL CHANGED\***

**ITEM:** \$5,000 Report  
Invoices and Claims in Excess of \$5,000

**PRESENTED BY:** Fiscal Services Director

**ACTION REQUESTED:** Approval with Consent Agenda

**LISTING OF ALL ACCOUNTS PAYABLE CHECKS ISSUED AVAILABLE ONLINE AT  
[www.greatfallsmt.net/people\\_offices/fiscal/checkregister.php](http://www.greatfallsmt.net/people_offices/fiscal/checkregister.php)**

**TOTAL CHECKS ISSUED AND WIRE TRANSFERS MADE ARE NOTED BELOW WITH AN ITEMIZED LISTING OF ALL TRANSACTIONS GREATER THAN \$5000:**

ACCOUNTS PAYABLE CHECK RUNS FROM MARCH 11 - MARCH 31, 2010	1,548,955.96
MUNICIPAL COURT ACCOUNT CHECK RUN FOR FEBRUARY 27 - MARCH 9, 2010	3,410.00
MUNICIPAL COURT ACCOUNT CHECK RUN FOR MARCH 10 - 15, 2010	71,744.34
MUNICIPAL COURT ACCOUNT CHECK RUN FOR MARCH 16 - 22, 2010	2,050.00
MUNICIPAL COURT ACCOUNT CHECK RUN FOR MARCH 23 - 31, 2010	81,150.35
WIRE TRANSFERS FROM MARCH 11 - 17, 2010	63,262.17
WIRE TRANSFERS FROM MARCH 18 - 24, 2010	278,770.74
WIRE TRANSFERS FROM MARCH 25 - 31, 2010	<u>151,781.03</u>
<b>TOTAL: \$</b>	<u><u>2,201,124.59</u></u>

**GENERAL FUND**

**FIRE**

BIG SKY FIRE EQUIPMENT	5" SELF LOCKING HOSE	5,380.00
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**SPECIAL REVENUE FUND**

**911 SPECIAL REVENUE**

INDUSTRIAL COMMUNICATIONS	MAFB PHONE SYSTEM	47,833.00
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**FIRE SPECIAL REVENUE**

BULLEX DIGITAL SAFETY	EXTINGUISHER TRAINING SYSTEM	8,051.43
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**STREET DISTRICT**

GREAT FALLS SAND & GRAVEL	ROAD MATERIAL	5,781.02
KNIFE RIVER	UPM WINTER COLD PATCH MATERIAL	5,965.96

**ENTERPRISE FUNDS**

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**SEWER**

VEOLIA WATER NORTH AMERICA	MONTHLY WWTP OPERATION CONTRACT	237,651.09
VEOLIA WATER NORTH AMERICA	MONTHLY CONTRACTED CAPITAL IMPROVEMENTS	12,500.00
MT DEPT OF ENVIRONMENTAL QUALITY	WWTP DISCHARGE PERMIT ANNUAL FEES	22,702.00

**STORM DRAIN**

MORRISON MAIERLE CORP-HELENA	PMT #13 NORTH GREAT FALLS SANITARY SEWER & STORM DRAINAGE MASTER PLAN	6,110.38
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**ELECTRIC**

SOUTHERN	PMT OF ENERGY SUPPLY EXPENSE JAN 10	10,456.16
SOUTHERN	PMT OF ENERGY SUPPLY EXPENSE FEB 10	174,599.57

**PARKING**

APCOA/STANDARD PARKING	APRIL 2010 PARKING ENFORCEMENT	23,962.58
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**RECREATION**

CORPORATE IMAGES INC	3600 ICE BREAKER T-SHIRTS W/ PRINTING	13,006.83
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**CIVIC CENTER EVENTS\***

C.M. RUSSELL MUSEUM	10-106 THE RUSSELL WALL, ACTION AUCTION TICKET PROCEEDS COLLECTED AND REMITTED TO PROMOTER	56,228.18
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**INTERNAL SERVICES FUND**

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**HEALTH & BENEFITS**

BLUE CROSS/BLUE SHIELD	HEALTH INS CLAIMS MARCH 9 - 15, 2010	63,377.83
BLUE CROSS/BLUE SHIELD	HEALTH INS CLAIMS MARCH 16 - 22, 2010	93,715.01
BLUE CROSS/BLUE SHIELD	HEALTH INS CLAIMS MARCH 23 - 29, 2010	150,842.53

**FISCAL SERVICES**

RJS SOFTWARE SYSTEMS	RAZORSAFE RS150-FS PORTION EMAIL ARCHIVER (SPLIT AMONG FUNDS)	5,575.00
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**INFORMATION TECHNOLOGY**

RJS SOFTWARE SYSTEMS	RAZORSAFE RS150-IT PORTION EMAIL ARCHIVER (SPLIT AMONG FUNDS)	5,575.00
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**CENTRAL GARAGE**

MOUNTAIN VIEW CO-OP	FUEL	17,608.35
MOUNTAIN VIEW CO-OP	FUEL	18,995.20

**CC FACILITY SERVICES**

A T KLEMENS	FLASH IN & INSULATE DUCTWORK FOR HVAC UNITS	5,490.00
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**TRUST AND AGENCY**

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**COURT TRUST MUNICIPAL COURT**

CITY OF GREAT FALLS	FINES & FORFEITURES COLLECTIONS	127,258.94
CASCADE COUNTY TREASURER	FINES & FORFEITURES COLLECTIONS	12,255.00
VICTIM WITNESS ASSISTANCE SERV	FINES & FORFEITURES SURCHARGES	6,395.00

**PAYROLL CLEARING**

MT MUNICIPAL INTERLOCAL AUTHORITY	WORKERS COMP	189,420.75
	EMPLOYER CONTRIBUTIONS	
STATE TREASURER	MONTANA TAXES	33,704.00
UNEMPLOYMENT INSURANCE DIVISION	UNEMPLOYMENT	21,993.35
	EMPLOYER CONTRIBUTIONS	
ICMA RETIREMENT TRUST	EMPLOYEE CONTRIBUTIONS	11,583.21
FIREFIGHTER RETIREMENT	FIREFIGHTER RETIREMENT EMPLOYEE &	41,624.27
	EMPLOYER CONTRIBUTIONS	
STATEWIDE POLICE RESERVE FUND	POLICE RETIREMENT EMPLOYEE &	49,332.38
	EMPLOYER CONTRIBUTIONS	
PUBLIC EMPLOYEE RETIREMENT	PUBLIC EMPLOYEE RETIREMENT	89,564.58
	EMPLOYEE & EMPLOYER CONTRIBUTIONS	
POLICE SAVINGS & LOAN	EMPLOYEE CONTRIBUTIONS	9,984.00
1ST INTERSTATE BANK	FEDERAL TAXES, FICA & MEDICARE	153,049.07
AFLAC	EMPLOYEE CONTRIBUTIONS	11,768.90

**UTILITY BILLS**

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MONTANA WASTE SYSTEMS	FEBRUARY 2010 CHARGES	43,882.79
QWEST	MARCH 2010 CHARGES DISPATCH	5,931.48
NORTHWESTERN ENERGY	MARCH 2010 CHARGES SLD'S	68,203.84

**CLAIMS OVER \$5000 TOTAL: \***\$ 1,867,358.68

**CITY OF GREAT FALLS, MONTANA**

**AGENDA: 14**

**COMMUNICATION TO THE CITY COMMISSION**

**DATE: May 4, 2010**

**ITEM:** CONTRACTS LIST  
Itemizing contracts not otherwise approved or ratified by City Commission Action  
(Listed contracts are available for inspection in the City Clerk’s Office.)

**PRESENTED BY:** Lucy Hallett, Acting City Clerk

**ACTION REQUESTED:** Ratification of Contracts through the Consent Agenda

**MAYOR’S SIGNATURE:** \_\_\_\_\_

**CONTRACT LIST**

	<b>DEPARTMENT</b>	<b>OTHER PARTY (PERSON OR ENTITY)</b>	<b>PERIOD</b>	<b>FUND</b>	<b>AMOUNT</b>	<b>PURPOSE</b>
<b>A</b>	Mansfield Events	Cultural Trust Montana Arts Council P.O. Box 202201 Helena, MT 59620	2010		\$5,000 (Grant No. 1495)	Agreement to provide funding as appropriated by the 61 <sup>st</sup> Legislature – Sound System Renovation Project

<b>B</b>	Planning and Community Development	Skyline Services, Inc. P.O. Box 309 Shepherd, MT 59079	Spring and Fall 2010/2011	511	\$5,400	Contractor Agreement to clean interior and exterior windows at North Ramp parking structure at 17 4 <sup>th</sup> Street North, and South Ramp parking structure at 315 1 <sup>st</sup> Avenue South.
<b>C</b>	Great Falls Police Department	CTA Architects Engineers	2010	411-2111-525-9399	\$16,039.45 (City Commission approved list of projects for use of HB 645 funds September 1, 2009, Agenda item 26.	Agreement for architect services for Great Falls Police Department Station re-roof Project No. 140902. <b>OF 1529.2</b>
<b>D</b>	Public Works Department	Big Sky Mobile Home Park	Indefinite	N/A	N/A	Consecutive System Agreement
<b>E</b>	Planning and Community Development	Greenup Lawn and Sprinklers P.O. Box 1866 Great Falls, MT 59403	Spring/Fall 2010-2011	511	\$1,320	Contractor Agreement for sprinkler system winterization, Spring turn-on and maintenance at Parking Garages and four City lots.



**Item:** Contract for Natural Gas – Terms and Conditions  
**From:** Martha Capps, Operations Supervisor  
**Initiated By:** End of contract term for existing contract  
**Presented By:** Coleen Balzarini, Fiscal Services Director  
**Action Requested:** Approval of Terms and Conditions of a Natural Gas Contract

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission approve the Terms and Conditions for a natural gas contract and authorize the City Manager to secure a contract for natural gas supply at a cost not to exceed \$6.50 per MMBtu for up to three (3) years.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

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**Staff Recommendation:** Staff recommends the City Commission approve the Terms and Conditions for a natural gas contract and authorize the City Manager to secure a contract for natural gas supply at a cost up to \$6.50 per MMBtu for up to three (3) years

**Background:** The City of Great Falls, Veolia Water, Great Falls Public Schools, Great Falls Airport Authority, and Great Falls Housing Authority have been purchasing natural gas supply as a group since 2000, with Benefis Health Systems joining the purchasing group in 2006, and MANG joining the group upon commencement of this contract. In 2009, City facilities, including the wastewater treatment plant, used 47,727 MMBtu. The group is currently paying the contracted price of \$8.77 MMBtu thru June 30, 2010, under the previous contract negotiated in 2006. The proposed market rate for May, 2010 is \$3.75 per MMBtu. The forward pricing models provided to the group, although subject to changes in the market, have the average price of natural gas at \$4.73 for July, 2010-June, 2011, and up to \$6.08 for December, 2014.

After group discussions with Energy West Resources and Shell Energy, and to take advantage of currently low market rates, a Request for Proposal will be sent out to seven (7) suppliers in MT and ND. The proposals are due back June 4, 2010. It will be necessary to select a supplier following review of any proposals and give the supplier approval to secure the gas at the price offered that day. The industry standard terms and conditions, along with the RFP, are attached



for your review. The accepted proposal will be determined based upon the lowest, firm price for the longest reasonable term.

**Concurrences:** Staff has been working closely with the purchasing group and local providers for several months to secure the most favorable terms and rates available.

**Fiscal Impact:** The City has been able to save money by contracting with the purchasing group since 2002. The instability of the market prices during that time has made having a secure pricing mechanism in place the most cost effective option for the City, and other members of the purchasing group. By securing a stable price now, for up to three (3) years, the City will not be subject to the unpredictable market fluctuations.

**Alternatives:** The City Commission could deny authorizing the City Manager to secure the contract, and the City would pay the applicable market rate for natural gas each month for City facilities.

**Attachments/Exhibits:** Request for Proposals – Natural Gas Supply  
NAESB General Terms and Conditions

## Legal Notice

### Request for Proposals - Natural Gas Supply

The City of Great Falls on behalf of itself, Veolia Water, Great Falls Public Schools, Great Falls Housing Authority, Great Falls Airport Authority, Benefis Health Systems, and Montana Air National Guard, is soliciting firm, fixed price proposals for Natural Gas Supply beginning July 1, 2010. Estimated annual consumption by the purchasing group is approximately 369,130 MMBtu's.

The detailed RFP is available on the City of Great Falls website [www.greatfallsmt.net](http://www.greatfallsmt.net), or from Martha Cappis, City of Great Falls, Civic Center, Room 104, #2 Park Drive South, Great Falls, MT 59401. Questions and inquiries should be directed to [mcappis@greatfallsmt.net](mailto:mcappis@greatfallsmt.net) or by phone @ (406)455-8484.

Responses must be received by **11:00 A.M. (MDT), Friday, June 4, 2010**, at City of Great Falls, Civic Center, City Clerk's Office, Room 202, or PO Box 5021, Great Falls, MT 59403.

Publication Dates:

May 21, 2010

May 28, 2010

## **Request for Proposals – Natural Gas Supply**

### ***Introduction***

The City of Great Falls, Montana is issuing this Request for Proposal (RFP) to secure natural gas supply to and on behalf of seven (7) large users of natural gas within the City of Great Falls to be effective July 1, 2010. This purchasing group intends to secure their individual natural gas supply jointly and is interested in securing a multi-year contract. The purchasing group includes: The City of Great Falls, Veolia Water, Great Falls Public Schools, Great Falls Housing Authority, Great Falls Airport Authority, Benefis Health Systems, and Montana Air National Guard. The current contract expires June 30, 2010.

The services requested include natural gas supply and any other service necessary to get the supply delivered to the various user locations. Individual agencies will execute contracts for natural gas supply with the chosen respondent. Consolidated billing for all meters will be expected to be sent to the appropriate individual user listed below.

#### **CITY OF GREAT FALLS**

ATTN: Fiscal Services  
PO Box 5021  
Great Falls, MT 59403-5021

#### **GREAT FALLS HOUSING AUTHORITY**

ATTN: Martha Kennedy  
1500 Chowen Springs Loop  
Great Falls, MT 59405-2564

#### **GREAT FALLS PUBLIC SCHOOLS**

ATTN: Bob Odermann  
PO Box 2429  
Great Falls, MT 59403-4301

#### **VEOLIA WATER NORTH AMERICA**

ATTN: Wayne Robbins  
1600 6<sup>th</sup> ST NE  
Great Falls, MT 59404-1903

#### **BENEFIS HEALTH SYSTEMS**

ATTN: Dawn Willey  
PO Box 5013  
Great Falls, MT 59403-5013

#### **GREAT FALLS AIRPORT AUTHORITY**

ATTN: Sharon Tuck  
2800 Terminal Drive  
Great Falls, MT 59404-5501

#### **MONTANA AIR NATIONAL GUARD**

ATTN: Devin Garritty  
120<sup>th</sup> Civil Eng Dept  
2800 Avenue B  
Great Falls, MT 59405-5570

### ***Acknowledgements***

The purchasing group maintains the following acknowledgements must be taken into consideration as suitable responses to this solicitation are developed:

The RFP shall not constitute a commitment to purchase supply from any entity submitting a response to this RFP. The successful responder will be notified prior to 3:00 P.M. on June 4, 2010.

As a consequence of the demonstrated volatility of the regions wholesale supply market, the purchasers have very little interest in proposals that place their cost of operation at the mercy of an unpredictable natural gas supply market. The purchasing group is in pursuit of the lowest cost option for the longest reasonable term.

### ***Capacity and Supply Requirements***

<b><u>Purchaser</u></b>	<b><u>2008 Consumption</u></b>	<b><u>2009 Consumption</u></b>
Benefis Health Systems	134,588.12	140,964.97
*Late 2011, Benefis Health Systems is expanding to include a 70,000 square foot professional office building.		
Great Falls Public Schools	92,977.40	103,549.92
City of Great Falls	36,843.94	39,743.19
Montana Air National Guard	28,346.60	31,826.20
Great Falls Housing Authority	29,589.16	30,824.50
Great Falls Airport Authority	13,101.17	14,237.87
Veolia Water	5,509.35	7,983.43

The attached Exhibit A contains a spreadsheet showing the detailed monthly usage for each participant in the purchaser's group.

### ***Proposal Terms***

The purchasing group is requesting proposals to contemplate the following terms:

- One (1) year – July 1, 2010 thru June 30, 2011
- Two (2) year – July 1, 2010 thru June 30, 2012
- Three (3) year – July 1, 2010 thru June 30, 2013

### ***Proposal Evaluation Criteria***

All proposals will be evaluated based on ability to meet the expressed and future natural gas supply needs of the individual members of the purchasing group considering reliability of source, stable price, and service.

The purchasing group reserves the right to consider any factor they deem relevant to their natural supply needs. The purchasing group also reserves the unilateral right to waive any technical or formal requirements contained in the RFP.

## ***Responses***

### **Section 1**

This section should contain the general response to the RFP, a brief outline of the attributes of the company and source of supply to meet the demand of the purchaser group, as well as suggestions of other alternatives that the purchasing group may wish to consider as plausible alternatives.

The section should also include the name of the contact person, complete with pertinent information including address, phone number, fax number and email address.

This section should be signed by a person with authority to offer the response to the purchaser group on behalf of the supplier.

### **Section 2**

This section should present a detailed response to this RFP including costs, conditions and relevant technical considerations.

The response should indicate a firm fixed price on volumes as measured at the individual customer's meter for one (1), two (2), and three (3) year contracts. The fixed price shall be represented as \$/dkt as delivered to the individual meter. The fixed price shall include all costs associated with the natural gas commodity (inclusive of fuel, use, & loss as tariffed by any upstream service provider) and any other costs as proposed by the supplier. All delivery charges of the utility (EWM) shall be considered a pass through, there will be no markup or service fees charged for offering consolidated bills.

## ***Contract***

The standard NAESB contract form including General Terms and Conditions will be acceptable to the purchasing group. Those expecting to submit a response that utilizes a different contract should submit a copy of their contract form for pre-approval before the final responses are due. Each participant in the purchaser group will sign contracts with the selected proposer.

## ***Acceptance or Negotiation of Proposals***

The purchasing group welcomes proposals that will provide a stable price for natural gas for the longest practical term up to three (3) years. In addition to a firm fixed price bid, the purchasing

group is also interested in creative ways to structure a contract that will be most advantageous to our operations and budget constraints.

We request that seven (7) copies of the proposal be submitted by **11:00 A.M. (MDT), Friday, June 4, 2010** to:

CITY OF GREAT FALLS  
ATTN: CITY CLERK  
2 Park Drive South  
PO Box 5021  
Great Falls, MT 59403

It is understood that the purchasing group must notify the selected proposer within a matter of hours of bid opening of its intention to contract for natural gas supply. If the group is unable to notify the selected proposer by 3:00 P.M., the proposer will be allowed to refresh its bid price if necessary.

***Additional Information or Clarification***

Additional information concerning the needs or requirements of the purchasing group or this RFP can be directed to Martha Capps, City of Great Falls, (406)455-8484 or mcapps@greatfallsmt.net.

## 2010 Request for Proposals – Natural Gas Supply

### Exhibit A

GAS CONSUMPTION FOR 2-YEAR PERIOD IN MMBTU

<u>2008</u>	<u>Jan-08</u>	<u>Feb-08</u>	<u>Mar-08</u>	<u>Apr-08</u>	<u>May-08</u>	<u>Jun-08</u>	<u>Jul-08</u>	<u>Aug-08</u>	<u>Sep-08</u>	<u>Oct-08</u>	<u>Nov-08</u>	<u>Dec-08</u>	<u>TOTAL</u>
Benefis Healthcare	16,608.31	15,740.63	11,870.14	13,828.70	8,951.31	8,004.35	7,570.72	6,644.87	8,014.01	10,604.57	9,253.35	17,497.16	134,588.12
Great Falls Public Schools	16,702.42	17,615.67	10,214.44	10,893.23	4,454.29	1,615.75	942.89	723.95	1,366.89	4,752.92	5,982.52	17,712.43	92,977.40
City of Great Falls	5,392.88	6,232.94	4,693.42	4,066.62	3,082.54	1,672.36	1,395.85	1,114.80	1,141.83	1,330.29	2,543.35	4,177.06	36,843.94
Great Falls Housing Authority	4,401.90	4,849.09	3,577.64	3,047.31	2,608.76	1,584.37	1,061.99	731.96	1,147.52	1,280.73	2,194.63	3,103.26	29,589.16
Airport Authority	2,067.31	1,919.95	1,271.57	1,313.48	641.73	493.54	264.04	208.97	710.35	989.52	817.03	2,403.68	13,101.17
Veolia/WWTP	952.49	1,037.37	664.57	770.56	124.42	14.57	3.27	3.72	6.02	320.47	366.92	1,244.97	5,509.35
MANG	5,344.10	5,523.70	3,080.80	3,452.50	1,270.30	320.70	106.30	88.80	292.80	1,676.60	1,726.80	5,463.20	28,346.60
	<b>51,469.41</b>	<b>52,919.35</b>	<b>35,372.58</b>	<b>37,372.40</b>	<b>21,133.35</b>	<b>13,705.64</b>	<b>11,345.06</b>	<b>9,517.07</b>	<b>12,679.42</b>	<b>20,955.10</b>	<b>22,884.60</b>	<b>51,601.76</b>	<b>340,955.74</b>

<u>2009</u>	<u>Jan-09</u>	<u>Feb-09</u>	<u>Mar-09</u>	<u>Apr-09</u>	<u>May-09</u>	<u>Jun-09</u>	<u>Jul-09</u>	<u>Aug-09</u>	<u>Sep-09</u>	<u>Oct-09</u>	<u>Nov-09</u>	<u>Dec-09</u>	<u>TOTAL</u>
Benefis Healthcare	18,288.80	12,262.31	14,667.72	11,632.01	10,660.95	8,814.46	7,467.07	8,023.98	7,542.03	11,921.00	11,470.60	18,214.04	140,964.97
Great Falls Public Schools	22,806.09	12,784.52	15,146.03	8,572.49	5,675.63	1,229.51	880.67	882.31	997.42	7,525.74	8,617.76	18,431.75	103,549.92
City of Great Falls	7,249.90	5,434.55	5,052.41	4,528.38	3,066.37	1,425.03	1,721.78	1,258.80	803.61	1,155.35	3,325.33	4,721.68	39,743.19
Great Falls Housing Authority	5,976.03	3,756.63	4,029.64	3,483.98	2,303.15	1,257.92	1,047.01	765.19	743.81	1,329.55	2,519.92	3,611.67	30,824.50
Airport Authority	2,306.87	1,186.73	1,765.78	1,146.69	935.59	551.28	292.42	417.26	335.58	1,329.48	1,270.99	2,699.20	14,237.87
Veolia/WWTP	1,798.67	1,198.71	1,089.62	844.56	452.72	7.46	16.46	6.08	8.18	544.57	632.22	1,384.18	7,983.43
MANG	5,740.10	3,510.30	4,686.00	3,287.20	1,728.00	268.20	21.60	71.10	100.40	2,597.30	3,045.60	6,770.40	31,826.20
	<b>64,166.46</b>	<b>40,133.75</b>	<b>46,437.20</b>	<b>33,495.31</b>	<b>24,822.41</b>	<b>13,553.86</b>	<b>11,447.01</b>	<b>11,424.72</b>	<b>10,531.03</b>	<b>26,402.99</b>	<b>30,882.42</b>	<b>55,832.92</b>	<b>369,130.08</b>

# General Terms and Conditions

## Base Contract for Sale and Purchase of Natural Gas

### SECTION 1. PURPOSE AND PROCEDURES

1.1. These General Terms and Conditions are intended to facilitate purchase and sale transactions of Gas on a Firm or Interruptible basis. "Buyer" refers to the party receiving Gas and "Seller" refers to the party delivering Gas. The entire agreement between the parties shall be the Contract as defined in Section 2.7.

The parties have selected either the "Oral Transaction Procedure" or the "Written Transaction Procedure" as indicated on the Base Contract.

#### Oral Transaction Procedure:

1.2. The parties will use the following Transaction Confirmation procedure. Any Gas purchase and sale transaction may be effectuated in an EDI transmission or telephone conversation with the offer and acceptance constituting the agreement of the parties. The parties shall be legally bound from the time they so agree to transaction terms and may each rely thereon. Any such transaction shall be considered a "writing" and to have been "signed". Notwithstanding the foregoing sentence, the parties agree that Confirming Party shall, and the other party may, confirm a telephonic transaction by sending the other party a Transaction Confirmation by facsimile, EDI or mutually agreeable electronic means within three Business Days of a transaction covered by this Section 1.2 (Oral Transaction Procedure) provided that the failure to send a Transaction Confirmation shall not invalidate the oral agreement of the parties. Confirming Party adopts its confirming letterhead, or the like, as its signature on any Transaction Confirmation as the identification and authentication of Confirming Party. If the Transaction Confirmation contains any provisions other than those relating to the commercial terms of the transaction (i.e., price, quantity, performance obligation, delivery point, period of delivery and/or transportation conditions), which modify or supplement the Base Contract or General Terms and Conditions of this Contract (e.g., arbitration or additional representations and warranties), such provisions shall not be deemed to be accepted pursuant to Section 1.3 but must be expressly agreed to by both parties; provided that the foregoing shall not invalidate any transaction agreed to by the parties.

#### Written Transaction Procedure:

1.2. The parties will use the following Transaction Confirmation procedure. Should the parties come to an agreement regarding a Gas purchase and sale transaction for a particular Delivery Period, the Confirming Party shall, and the other party may, record that agreement on a Transaction Confirmation and communicate such Transaction Confirmation by facsimile, EDI or mutually agreeable electronic means, to the other party by the close of the Business Day following the date of agreement. The parties acknowledge that their agreement will not be binding until the exchange of nonconflicting Transaction Confirmations or the passage of the Confirm Deadline without objection from the receiving party, as provided in Section 1.3.

1.3. If a sending party's Transaction Confirmation is materially different from the receiving party's understanding of the agreement referred to in Section 1.2, such receiving party shall notify the sending party via facsimile, EDI or mutually agreeable electronic means by the Confirm Deadline, unless such receiving party has previously sent a Transaction Confirmation to the sending party. The failure of the receiving party to so notify the sending party in writing by the Confirm Deadline constitutes the receiving party's agreement to the terms of the transaction described in the sending party's Transaction Confirmation. If there are any material differences between timely sent Transaction Confirmations governing the same transaction, then neither Transaction Confirmation shall be binding until or unless such differences are resolved including the use of any evidence that clearly resolves the differences in the Transaction Confirmations. In the event of a conflict among the terms of (i) a binding Transaction Confirmation pursuant to Section 1.2, (ii) the oral agreement of the parties which may be evidenced by a recorded conversation, where the parties have selected the Oral Transaction Procedure of the Base Contract, (iii) the Base Contract, and (iv) these General Terms and Conditions, the terms of the documents shall govern in the priority listed in this sentence.

1.4. The parties agree that each party may electronically record all telephone conversations with respect to this Contract between their respective employees, without any special or further notice to the other party. Each party shall obtain any necessary consent of its agents and employees to such recording. Where the parties have selected the Oral Transaction Procedure in Section 1.2 of the Base Contract, the parties agree not to contest the validity or enforceability of telephonic recordings entered into in accordance with the requirements of this Base Contract. However, nothing herein shall be construed as a waiver of any objection to the admissibility of such evidence.

### SECTION 2. DEFINITIONS

The terms set forth below shall have the meaning ascribed to them below. Other terms are also defined elsewhere in the Contract and shall have the meanings ascribed to them herein.

2.1. "Alternative Damages" shall mean such damages, expressed in dollars or dollars per MMBtu, as the parties shall agree upon in the Transaction Confirmation, in the event either Seller or Buyer fails to perform a Firm obligation to deliver Gas in the case of Seller or to receive Gas in the case of Buyer.

2.2. "Base Contract" shall mean a contract executed by the parties that incorporates these General Terms and Conditions by reference; that specifies the agreed selections of provisions contained herein; and that sets forth other information required herein and any Special Provisions and addendum(s) as identified on page one.

2.3. "British thermal unit" or "Btu" shall mean the International BTU, which is also called the Btu (IT).



- 2.4. "Business Day" shall mean any day except Saturday, Sunday or Federal Reserve Bank holidays.
- 2.5. "Confirm Deadline" shall mean 5:00 p.m. in the receiving party's time zone on the second Business Day following the Day a Transaction Confirmation is received or, if applicable, on the Business Day agreed to by the parties in the Base Contract; provided, if the Transaction Confirmation is time stamped after 5:00 p.m. in the receiving party's time zone, it shall be deemed received at the opening of the next Business Day.
- 2.6. "Confirming Party" shall mean the party designated in the Base Contract to prepare and forward Transaction Confirmations to the other party.
- 2.7. "Contract" shall mean the legally-binding relationship established by (i) the Base Contract, (ii) any and all binding Transaction Confirmations and (iii) where the parties have selected the Oral Transaction Procedure in Section 1.2 of the Base Contract, any and all transactions that the parties have entered into through an EDI transmission or by telephone, but that have not been confirmed in a binding Transaction Confirmation.
- 2.8. "Contract Price" shall mean the amount expressed in U.S. Dollars per MMBtu to be paid by Buyer to Seller for the purchase of Gas as agreed to by the parties in a transaction.
- 2.9. "Contract Quantity" shall mean the quantity of Gas to be delivered and taken as agreed to by the parties in a transaction.
- 2.10. "Cover Standard", as referred to in Section 3.2, shall mean that if there is an unexcused failure to take or deliver any quantity of Gas pursuant to this Contract, then the performing party shall use commercially reasonable efforts to (i) if Buyer is the performing party, obtain Gas, (or an alternate fuel if elected by Buyer and replacement Gas is not available), or (ii) if Seller is the performing party, sell Gas, in either case, at a price reasonable for the delivery or production area, as applicable, consistent with: the amount of notice provided by the nonperforming party; the immediacy of the Buyer's Gas consumption needs or Seller's Gas sales requirements, as applicable; the quantities involved; and the anticipated length of failure by the nonperforming party.
- 2.11. "Credit Support Obligation(s)" shall mean any obligation(s) to provide or establish credit support for, or on behalf of, a party to this Contract such as an irrevocable standby letter of credit, a margin agreement, a prepayment, a security interest in an asset, a performance bond, guaranty, or other good and sufficient security of a continuing nature.
- 2.12. "Day" shall mean a period of 24 consecutive hours, coextensive with a "day" as defined by the Receiving Transporter in a particular transaction.
- 2.13. "Delivery Period" shall be the period during which deliveries are to be made as agreed to by the parties in a transaction.
- 2.14. "Delivery Point(s)" shall mean such point(s) as are agreed to by the parties in a transaction.
- 2.15. "EDI" shall mean an electronic data interchange pursuant to an agreement entered into by the parties, specifically relating to the communication of Transaction Confirmations under this Contract.
- 2.16. "EFP" shall mean the purchase, sale or exchange of natural Gas as the "physical" side of an exchange for physical transaction involving gas futures contracts. EFP shall incorporate the meaning and remedies of "Firm", provided that a party's excuse for nonperformance of its obligations to deliver or receive Gas will be governed by the rules of the relevant futures exchange regulated under the Commodity Exchange Act.
- 2.17. "Firm" shall mean that either party may interrupt its performance without liability only to the extent that such performance is prevented for reasons of Force Majeure; provided, however, that during Force Majeure interruptions, the party invoking Force Majeure may be responsible for any Imbalance Charges as set forth in Section 4.3 related to its interruption after the nomination is made to the Transporter and until the change in deliveries and/or receipts is confirmed by the Transporter.
- 2.18. "Gas" shall mean any mixture of hydrocarbons and noncombustible gases in a gaseous state consisting primarily of methane.
- 2.19. "Imbalance Charges" shall mean any fees, penalties, costs or charges (in cash or in kind) assessed by a Transporter for failure to satisfy the Transporter's balance and/or nomination requirements.
- 2.20. "Interruptible" shall mean that either party may interrupt its performance at any time for any reason, whether or not caused by an event of Force Majeure, with no liability, except such interrupting party may be responsible for any Imbalance Charges as set forth in Section 4.3 related to its interruption after the nomination is made to the Transporter and until the change in deliveries and/or receipts is confirmed by Transporter.
- 2.21. "MMBtu" shall mean one million British thermal units, which is equivalent to one dekatherm.
- 2.22. "Month" shall mean the period beginning on the first Day of the calendar month and ending immediately prior to the commencement of the first Day of the next calendar month.
- 2.23. "Payment Date" shall mean a date, as indicated on the Base Contract, on or before which payment is due Seller for Gas received by Buyer in the previous Month.
- 2.24. "Receiving Transporter" shall mean the Transporter receiving Gas at a Delivery Point, or absent such receiving Transporter, the Transporter delivering Gas at a Delivery Point.
- 2.25. "Scheduled Gas" shall mean the quantity of Gas confirmed by Transporter(s) for movement, transportation or management.
- 2.26. "Spot Price" as referred to in Section 3.2 shall mean the price listed in the publication indicated on the Base Contract, under the listing applicable to the geographic location closest in proximity to the Delivery Point(s) for the relevant Day; provided, if there is no single price published for such location for such Day, but there is published a range of prices, then the Spot Price shall be the average

of such high and low prices. If no price or range of prices is published for such Day, then the Spot Price shall be the average of the following: (i) the price (determined as stated above) for the first Day for which a price or range of prices is published that next precedes the relevant Day; and (ii) the price (determined as stated above) for the first Day for which a price or range of prices is published that next follows the relevant Day.

2.27. "Transaction Confirmation" shall mean a document, similar to the form of Exhibit A, setting forth the terms of a transaction formed pursuant to Section 1 for a particular Delivery Period.

2.28. "Termination Option" shall mean the option of either party to terminate a transaction in the event that the other party fails to perform a Firm obligation to deliver Gas in the case of Seller or to receive Gas in the case of Buyer for a designated number of days during a period as specified on the applicable Transaction Confirmation.

2.29. "Transporter(s)" shall mean all Gas gathering or pipeline companies, or local distribution companies, acting in the capacity of a transporter, transporting Gas for Seller or Buyer upstream or downstream, respectively, of the Delivery Point pursuant to a particular transaction.

### SECTION 3. PERFORMANCE OBLIGATION

3.1. Seller agrees to sell and deliver, and Buyer agrees to receive and purchase, the Contract Quantity for a particular transaction in accordance with the terms of the Contract. Sales and purchases will be on a Firm or Interruptible basis, as agreed to by the parties in a transaction.

**The parties have selected either the "Cover Standard" or the "Spot Price Standard" as indicated on the Base Contract.**

#### **Cover Standard:**

3.2. The sole and exclusive remedy of the parties in the event of a breach of a Firm obligation to deliver or receive Gas shall be recovery of the following: (i) in the event of a breach by Seller on any Day(s), payment by Seller to Buyer in an amount equal to the positive difference, if any, between the purchase price paid by Buyer utilizing the Cover Standard and the Contract Price, adjusted for commercially reasonable differences in transportation costs to or from the Delivery Point(s), multiplied by the difference between the Contract Quantity and the quantity actually delivered by Seller for such Day(s); or (ii) in the event of a breach by Buyer on any Day(s), payment by Buyer to Seller in the amount equal to the positive difference, if any, between the Contract Price and the price received by Seller utilizing the Cover Standard for the resale of such Gas, adjusted for commercially reasonable differences in transportation costs to or from the Delivery Point(s), multiplied by the difference between the Contract Quantity and the quantity actually taken by Buyer for such Day(s); or (iii) in the event that Buyer has used commercially reasonable efforts to replace the Gas or Seller has used commercially reasonable efforts to sell the Gas to a third party, and no such replacement or sale is available, then the sole and exclusive remedy of the performing party shall be any unfavorable difference between the Contract Price and the Spot Price, adjusted for such transportation to the applicable Delivery Point, multiplied by the difference between the Contract Quantity and the quantity actually delivered by Seller and received by Buyer for such Day(s). Imbalance Charges shall not be recovered under this Section 3.2, but Seller and/or Buyer shall be responsible for Imbalance Charges, if any, as provided in Section 4.3. The amount of such unfavorable difference shall be payable five Business Days after presentation of the performing party's invoice, which shall set forth the basis upon which such amount was calculated.

#### **Spot Price Standard:**

3.2. The sole and exclusive remedy of the parties in the event of a breach of a Firm obligation to deliver or receive Gas shall be recovery of the following: (i) in the event of a breach by Seller on any Day(s), payment by Seller to Buyer in an amount equal to the difference between the Contract Quantity and the actual quantity delivered by Seller and received by Buyer for such Day(s), multiplied by the positive difference, if any, obtained by subtracting the Contract Price from the Spot Price; or (ii) in the event of a breach by Buyer on any Day(s), payment by Buyer to Seller in an amount equal to the difference between the Contract Quantity and the actual quantity delivered by Seller and received by Buyer for such Day(s), multiplied by the positive difference, if any, obtained by subtracting the applicable Spot Price from the Contract Price. Imbalance Charges shall not be recovered under this Section 3.2, but Seller and/or Buyer shall be responsible for Imbalance Charges, if any, as provided in Section 4.3. The amount of such unfavorable difference shall be payable five Business Days after presentation of the performing party's invoice, which shall set forth the basis upon which such amount was calculated.

3.3. Notwithstanding Section 3.2, the parties may agree to Alternative Damages in a Transaction Confirmation executed in writing by both parties.

3.4. In addition to Sections 3.2 and 3.3, the parties may provide for a Termination Option in a Transaction Confirmation executed in writing by both parties. The Transaction Confirmation containing the Termination Option will designate the length of nonperformance triggering the Termination Option and the procedures for exercise thereof, how damages for nonperformance will be compensated, and how liquidation costs will be calculated.

### SECTION 4. TRANSPORTATION, NOMINATIONS, AND IMBALANCES

4.1. Seller shall have the sole responsibility for transporting the Gas to the Delivery Point(s). Buyer shall have the sole responsibility for transporting the Gas from the Delivery Point(s).

4.2. The parties shall coordinate their nomination activities, giving sufficient time to meet the deadlines of the affected Transporter(s). Each party shall give the other party timely prior Notice, sufficient to meet the requirements of all Transporter(s) involved in the transaction, of the quantities of Gas to be delivered and purchased each Day. Should either party become aware that actual deliveries at the Delivery Point(s) are greater or lesser than the Scheduled Gas, such party shall promptly notify the other party.

4.3. The parties shall use commercially reasonable efforts to avoid imposition of any Imbalance Charges. If Buyer or Seller receives an invoice from a Transporter that includes Imbalance Charges, the parties shall determine the validity as well as the cause of such Imbalance Charges. If the Imbalance Charges were incurred as a result of Buyer's receipt of quantities of Gas greater than or less than the Scheduled Gas, then Buyer shall pay for such Imbalance Charges or reimburse Seller for such Imbalance Charges paid by Seller. If the Imbalance Charges were incurred as a result of Seller's delivery of quantities of Gas greater than or less than the Scheduled Gas, then Seller shall pay for such Imbalance Charges or reimburse Buyer for such Imbalance Charges paid by Buyer.

## SECTION 5. QUALITY AND MEASUREMENT

All Gas delivered by Seller shall meet the pressure, quality and heat content requirements of the Receiving Transporter. The unit of quantity measurement for purposes of this Contract shall be one MMBtu dry. Measurement of Gas quantities hereunder shall be in accordance with the established procedures of the Receiving Transporter.

## SECTION 6. TAXES

The parties have selected either "Buyer Pays At and After Delivery Point" or "Seller Pays Before and At Delivery Point" as indicated on the Base Contract.

### Buyer Pays At and After Delivery Point:

Seller shall pay or cause to be paid all taxes, fees, levies, penalties, licenses or charges imposed by any government authority ("Taxes") on or with respect to the Gas prior to the Delivery Point(s). Buyer shall pay or cause to be paid all Taxes on or with respect to the Gas at the Delivery Point(s) and all Taxes after the Delivery Point(s). If a party is required to remit or pay Taxes that are the other party's responsibility hereunder, the party responsible for such Taxes shall promptly reimburse the other party for such Taxes. Any party entitled to an exemption from any such Taxes or charges shall furnish the other party any necessary documentation thereof.

### Seller Pays Before and At Delivery Point:

Seller shall pay or cause to be paid all taxes, fees, levies, penalties, licenses or charges imposed by any government authority ("Taxes") on or with respect to the Gas prior to the Delivery Point(s) and all Taxes at the Delivery Point(s). Buyer shall pay or cause to be paid all Taxes on or with respect to the Gas after the Delivery Point(s). If a party is required to remit or pay Taxes that are the other party's responsibility hereunder, the party responsible for such Taxes shall promptly reimburse the other party for such Taxes. Any party entitled to an exemption from any such Taxes or charges shall furnish the other party any necessary documentation thereof.

## SECTION 7. BILLING, PAYMENT, AND AUDIT

7.1. Seller shall invoice Buyer for Gas delivered and received in the preceding Month and for any other applicable charges, providing supporting documentation acceptable in industry practice to support the amount charged. If the actual quantity delivered is not known by the billing date, billing will be prepared based on the quantity of Scheduled Gas. The invoiced quantity will then be adjusted to the actual quantity on the following Month's billing or as soon thereafter as actual delivery information is available.

7.2. Buyer shall remit the amount due under Section 7.1 in the manner specified in the Base Contract, in immediately available funds, on or before the later of the Payment Date or 10 Days after receipt of the invoice by Buyer; provided that if the Payment Date is not a Business Day, payment is due on the next Business Day following that date. In the event any payments are due Buyer hereunder, payment to Buyer shall be made in accordance with this Section 7.2.

7.3. In the event payments become due pursuant to Sections 3.2 or 3.3, the performing party may submit an invoice to the nonperforming party for an accelerated payment setting forth the basis upon which the invoiced amount was calculated. Payment from the nonperforming party will be due five Business Days after receipt of invoice.

7.4. If the invoiced party, in good faith, disputes the amount of any such invoice or any part thereof, such invoiced party will pay such amount as it concedes to be correct; provided, however, if the invoiced party disputes the amount due, it must provide supporting documentation acceptable in industry practice to support the amount paid or disputed. In the event the parties are unable to resolve such dispute, either party may pursue any remedy available at law or in equity to enforce its rights pursuant to this Section.

7.5. If the invoiced party fails to remit the full amount payable when due, interest on the unpaid portion shall accrue from the date due until the date of payment at a rate equal to the lower of (i) the then-effective prime rate of interest published under "Money Rates" by The Wall Street Journal, plus two percent per annum; or (ii) the maximum applicable lawful interest rate.

7.6. A party shall have the right, at its own expense, upon reasonable Notice and at reasonable times, to examine and audit and to obtain copies of the relevant portion of the books, records, and telephone recordings of the other party only to the extent reasonably necessary to verify the accuracy of any statement, charge, payment, or computation made under the Contract. This right to examine, audit, and to obtain copies shall not be available with respect to proprietary information not directly relevant to transactions under this Contract. All invoices and billings shall be conclusively presumed final and accurate and all associated claims for under- or overpayments shall be deemed waived unless such invoices or billings are objected to in writing, with adequate explanation and/or documentation, within two years after the Month of Gas delivery. All retroactive adjustments under Section 7 shall be paid in full by the party owing payment within 30 Days of Notice and substantiation of such inaccuracy.

7.7. Unless the parties have elected on the Base Contract not to make this Section 7.7 applicable to this Contract, the parties shall net all undisputed amounts due and owing, and/or past due, arising under the Contract such that the party owing the greater amount shall make a single payment of the net amount to the other party in accordance with Section 7; provided that no payment required to be made pursuant to the terms of any Credit Support Obligation or pursuant to Section 7.3 shall be subject to netting under this Section. If the parties have executed a separate netting agreement, the terms and conditions therein shall prevail to the extent inconsistent herewith.

## SECTION 8. TITLE, WARRANTY, AND INDEMNITY

8.1. Unless otherwise specifically agreed, title to the Gas shall pass from Seller to Buyer at the Delivery Point(s). Seller shall have responsibility for and assume any liability with respect to the Gas prior to its delivery to Buyer at the specified Delivery Point(s). Buyer shall have responsibility for and any liability with respect to said Gas after its delivery to Buyer at the Delivery Point(s).

8.2. Seller warrants that it will have the right to convey and will transfer good and merchantable title to all Gas sold hereunder and delivered by it to Buyer, free and clear of all liens, encumbrances, and claims. EXCEPT AS PROVIDED IN THIS SECTION 8.2 AND IN SECTION 14.8, ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR OF FITNESS FOR ANY PARTICULAR PURPOSE, ARE DISCLAIMED.

8.3. Seller agrees to indemnify Buyer and save it harmless from all losses, liabilities or claims including reasonable attorneys' fees and costs of court ("Claims"), from any and all persons, arising from or out of claims of title, personal injury or property damage from said Gas or other charges thereon which attach before title passes to Buyer. Buyer agrees to indemnify Seller and save it harmless from all Claims, from any and all persons, arising from or out of claims regarding payment, personal injury or property damage from said Gas or other charges thereon which attach after title passes to Buyer.

8.4. Notwithstanding the other provisions of this Section 8, as between Seller and Buyer, Seller will be liable for all Claims to the extent that such arise from the failure of Gas delivered by Seller to meet the quality requirements of Section 5.

## SECTION 9. NOTICES

9.1. All Transaction Confirmations, invoices, payments and other communications made pursuant to the Base Contract ("Notices") shall be made to the addresses specified in writing by the respective parties from time to time.

9.2. All Notices required hereunder may be sent by facsimile or mutually acceptable electronic means, a nationally recognized overnight courier service, first class mail or hand delivered.

9.3. Notice shall be given when received on a Business Day by the addressee. In the absence of proof of the actual receipt date, the following presumptions will apply. Notices sent by facsimile shall be deemed to have been received upon the sending party's receipt of its facsimile machine's confirmation of successful transmission. If the day on which such facsimile is received is not a Business Day or is after five p.m. on a Business Day, then such facsimile shall be deemed to have been received on the next following Business Day. Notice by overnight mail or courier shall be deemed to have been received on the next Business Day after it was sent or such earlier time as is confirmed by the receiving party. Notice via first class mail shall be considered delivered five Business Days after mailing.

## SECTION 10. FINANCIAL RESPONSIBILITY

10.1. If either party ("X") has reasonable grounds for insecurity regarding the performance of any obligation under this Contract (whether or not then due) by the other party ("Y") (including, without limitation, the occurrence of a material change in the creditworthiness of Y), X may demand Adequate Assurance of Performance. "Adequate Assurance of Performance" shall mean sufficient security in the form, amount and for the term reasonably acceptable to X, including, but not limited to, a standby irrevocable letter of credit, a prepayment, a security interest in an asset or a performance bond or guaranty (including the issuer of any such security).

10.2. In the event (each an "Event of Default") either party (the "Defaulting Party") or its guarantor shall: (i) make an assignment or any general arrangement for the benefit of creditors; (ii) file a petition or otherwise commence, authorize, or acquiesce in the commencement of a proceeding or case under any bankruptcy or similar law for the protection of creditors or have such petition filed or proceeding commenced against it; (iii) otherwise become bankrupt or insolvent (however evidenced); (iv) be unable to pay its debts as they fall due; (v) have a receiver, provisional liquidator, conservator, custodian, trustee or other similar official appointed with respect to it or substantially all of its assets; (vi) fail to perform any obligation to the other party with respect to any Credit Support Obligations relating to the Contract; (vii) fail to give Adequate Assurance of Performance under Section 10.1 within 48 hours but at least one Business Day of a written request by the other party; or (viii) not have paid any amount due the other party hereunder on or before the second Business Day following written Notice that such payment is due; then the other party (the "Non-Defaulting Party") shall have the right, at its sole election, to immediately withhold and/or suspend deliveries or payments upon Notice and/or to terminate and liquidate the transactions under the Contract, in the manner provided in Section 10.3, in addition to any and all other remedies available hereunder.

10.3. If an Event of Default has occurred and is continuing, the Non-Defaulting Party shall have the right, by Notice to the Defaulting Party, to designate a Day, no earlier than the Day such Notice is given and no later than 20 Days after such Notice is given, as an early termination date (the "Early Termination Date") for the liquidation and termination pursuant to Section 10.3.1 of all transactions under the Contract, each a "Terminated Transaction". On the Early Termination Date, all transactions will terminate, other than those transactions, if any, that may not be liquidated and terminated under applicable law or that are, in the reasonable opinion of the Non-Defaulting Party, commercially impracticable to liquidate and terminate ("Excluded Transactions"), which Excluded Transactions must be liquidated and terminated as soon thereafter as is reasonably practicable, and upon termination shall be a Terminated Transaction and be valued consistent with Section 10.3.1 below. With respect to each Excluded Transaction, its actual termination date shall be the Early Termination Date for purposes of Section 10.3.1.

The parties have selected either "Early Termination Damages Apply" or "Early Termination Damages Do Not Apply" as indicated on the Base Contract.

**Early Termination Damages Apply:**

10.3.1. As of the Early Termination Date, the Non-Defaulting Party shall determine, in good faith and in a commercially reasonable manner, (i) the amount owed (whether or not then due) by each party with respect to all Gas delivered and received between the parties under Terminated Transactions and Excluded Transactions on and before the Early Termination Date and all other applicable charges relating to such deliveries and receipts (including without limitation any amounts owed under Section 3.2), for which payment has not yet been made by the party that owes such payment under this Contract and (ii) the Market Value, as defined below, of each Terminated Transaction. The Non-Defaulting Party shall (x) liquidate and accelerate each Terminated Transaction at its Market Value, so that each amount equal to the difference between such Market Value and the Contract Value, as defined below, of such Terminated Transaction(s) shall be due to the Buyer under the Terminated Transaction(s) if such Market Value exceeds the Contract Value and to the Seller if the opposite is the case; and (y) where appropriate, discount each amount then due under clause (x) above to present value in a commercially reasonable manner as of the Early Termination Date (to take account of the period between the date of liquidation and the date on which such amount would have otherwise been due pursuant to the relevant Terminated Transactions).

For purposes of this Section 10.3.1, "Contract Value" means the amount of Gas remaining to be delivered or purchased under a transaction multiplied by the Contract Price, and "Market Value" means the amount of Gas remaining to be delivered or purchased under a transaction multiplied by the market price for a similar transaction at the Delivery Point determined by the Non-Defaulting Party in a commercially reasonable manner. To ascertain the Market Value, the Non-Defaulting Party may consider, among other valuations, any or all of the settlement prices of NYMEX Gas futures contracts, quotations from leading dealers in energy swap contracts or physical gas trading markets, similar sales or purchases and any other bona fide third-party offers, all adjusted for the length of the term and differences in transportation costs. A party shall not be required to enter into a replacement transaction(s) in order to determine the Market Value. Any extension(s) of the term of a transaction to which parties are not bound as of the Early Termination Date (including but not limited to "evergreen provisions") shall not be considered in determining Contract Values and Market Values. For the avoidance of doubt, any option pursuant to which one party has the right to extend the term of a transaction shall be considered in determining Contract Values and Market Values. The rate of interest used in calculating net present value shall be determined by the Non-Defaulting Party in a commercially reasonable manner.

**Early Termination Damages Do Not Apply:**

10.3.1. As of the Early Termination Date, the Non-Defaulting Party shall determine, in good faith and in a commercially reasonable manner, the amount owed (whether or not then due) by each party with respect to all Gas delivered and received between the parties under Terminated Transactions and Excluded Transactions on and before the Early Termination Date and all other applicable charges relating to such deliveries and receipts (including without limitation any amounts owed under Section 3.2), for which payment has not yet been made by the party that owes such payment under this Contract.

The parties have selected either "Other Agreement Setoffs Apply" or "Other Agreement Setoffs Do Not Apply" as indicated on the Base Contract.

**Other Agreement Setoffs Apply:**

10.3.2. The Non-Defaulting Party shall net or aggregate, as appropriate, any and all amounts owing between the parties under Section 10.3.1, so that all such amounts are netted or aggregated to a single liquidated amount payable by one party to the other (the "Net Settlement Amount"). At its sole option and without prior Notice to the Defaulting Party, the Non-Defaulting Party may setoff (i) any Net Settlement Amount owed to the Non-Defaulting Party against any margin or other collateral held by it in connection with any Credit Support Obligation relating to the Contract; or (ii) any Net Settlement Amount payable to the Defaulting Party against any amount(s) payable by the Defaulting Party to the Non-Defaulting Party under any other agreement or arrangement between the parties.

**Other Agreement Setoffs Do Not Apply:**

10.3.2. The Non-Defaulting Party shall net or aggregate, as appropriate, any and all amounts owing between the parties under Section 10.3.1, so that all such amounts are netted or aggregated to a single liquidated amount payable by one party to the other (the "Net Settlement Amount"). At its sole option and without prior Notice to the Defaulting Party, the Non-Defaulting Party may setoff any Net Settlement Amount owed to the Non-Defaulting Party against any margin or other collateral held by it in connection with any Credit Support Obligation relating to the Contract.

10.3.3. If any obligation that is to be included in any netting, aggregation or setoff pursuant to Section 10.3.2 is unascertained, the Non-Defaulting Party may in good faith estimate that obligation and net, aggregate or setoff, as applicable, in respect of the estimate, subject to the Non-Defaulting Party accounting to the Defaulting Party when the obligation is ascertained. Any amount not then due which is included in any netting, aggregation or setoff pursuant to Section 10.3.2 shall be discounted to net present value in a commercially reasonable manner determined by the Non-Defaulting Party.

10.4. As soon as practicable after a liquidation, Notice shall be given by the Non-Defaulting Party to the Defaulting Party of the Net Settlement Amount, and whether the Net Settlement Amount is due to or due from the Non-Defaulting Party. The Notice shall include a written statement explaining in reasonable detail the calculation of such amount, provided that failure to give such Notice shall not affect the validity or enforceability of the liquidation or give rise to any claim by the Defaulting Party against the Non-Defaulting Party. The Net Settlement Amount shall be paid by the close of business on the second Business Day following such Notice, which date shall not be earlier than the Early Termination Date. Interest on any unpaid portion of the Net Settlement Amount shall accrue from the date due until the

date of payment at a rate equal to the lower of (i) the then-effective prime rate of interest published under "Money Rates" by The Wall Street Journal, plus two percent per annum; or (ii) the maximum applicable lawful interest rate.

10.5. The parties agree that the transactions hereunder constitute a "forward contract" within the meaning of the United States Bankruptcy Code and that Buyer and Seller are each "forward contract merchants" within the meaning of the United States Bankruptcy Code.

10.6. The Non-Defaulting Party's remedies under this Section 10 are the sole and exclusive remedies of the Non-Defaulting Party with respect to the occurrence of any Early Termination Date. Each party reserves to itself all other rights, setoffs, counterclaims and other defenses that it is or may be entitled to arising from the Contract.

10.7. With respect to this Section 10, if the parties have executed a separate netting agreement with close-out netting provisions, the terms and conditions therein shall prevail to the extent inconsistent herewith.

## SECTION 11. FORCE MAJEURE

11.1. Except with regard to a party's obligation to make payment(s) due under Section 7, Section 10.4, and Imbalance Charges under Section 4, neither party shall be liable to the other for failure to perform a Firm obligation, to the extent such failure was caused by Force Majeure. The term "Force Majeure" as employed herein means any cause not reasonably within the control of the party claiming suspension, as further defined in Section 11.2.

11.2. Force Majeure shall include, but not be limited to, the following: (i) physical events such as acts of God, landslides, lightning, earthquakes, fires, storms or storm warnings, such as hurricanes, which result in evacuation of the affected area, floods, washouts, explosions, breakage or accident or necessity of repairs to machinery or equipment or lines of pipe; (ii) weather related events affecting an entire geographic region, such as low temperatures which cause freezing or failure of wells or lines of pipe; (iii) interruption and/or curtailment of Firm transportation and/or storage by Transporters; (iv) acts of others such as strikes, lockouts or other industrial disturbances, riots, sabotage, insurrections or wars; and (v) governmental actions such as necessity for compliance with any court order, law, statute, ordinance, regulation, or policy having the effect of law promulgated by a governmental authority having jurisdiction. Seller and Buyer shall make reasonable efforts to avoid the adverse impacts of a Force Majeure and to resolve the event or occurrence once it has occurred in order to resume performance.

11.3. Neither party shall be entitled to the benefit of the provisions of Force Majeure to the extent performance is affected by any or all of the following circumstances: (i) the curtailment of interruptible or secondary Firm transportation unless primary, in-path, Firm transportation is also curtailed; (ii) the party claiming excuse failed to remedy the condition and to resume the performance of such covenants or obligations with reasonable dispatch; or (iii) economic hardship, to include, without limitation, Seller's ability to sell Gas at a higher or more advantageous price than the Contract Price, Buyer's ability to purchase Gas at a lower or more advantageous price than the Contract Price, or a regulatory agency disallowing, in whole or in part, the pass through of costs resulting from this Agreement; (iv) the loss of Buyer's market(s) or Buyer's inability to use or resell Gas purchased hereunder, except, in either case, as provided in Section 11.2; or (v) the loss or failure of Seller's gas supply or depletion of reserves, except, in either case, as provided in Section 11.2. The party claiming Force Majeure shall not be excused from its responsibility for Imbalance Charges.

11.4. Notwithstanding anything to the contrary herein, the parties agree that the settlement of strikes, lockouts or other industrial disturbances shall be within the sole discretion of the party experiencing such disturbance.

11.5. The party whose performance is prevented by Force Majeure must provide Notice to the other party. Initial Notice may be given orally; however, written Notice with reasonably full particulars of the event or occurrence is required as soon as reasonably possible. Upon providing written Notice of Force Majeure to the other party, the affected party will be relieved of its obligation, from the onset of the Force Majeure event, to make or accept delivery of Gas, as applicable, to the extent and for the duration of Force Majeure, and neither party shall be deemed to have failed in such obligations to the other during such occurrence or event.

11.6. Notwithstanding Sections 11.2 and 11.3, the parties may agree to alternative Force Majeure provisions in a Transaction Confirmation executed in writing by both parties.

## SECTION 12. TERM

This Contract may be terminated on 30 Day's written Notice, but shall remain in effect until the expiration of the latest Delivery Period of any transaction(s). The rights of either party pursuant to Section 7.6 and Section 10, the obligations to make payment hereunder, and the obligation of either party to indemnify the other, pursuant hereto shall survive the termination of the Base Contract or any transaction.

## SECTION 13. LIMITATIONS

FOR BREACH OF ANY PROVISION FOR WHICH AN EXPRESS REMEDY OR MEASURE OF DAMAGES IS PROVIDED, SUCH EXPRESS REMEDY OR MEASURE OF DAMAGES SHALL BE THE SOLE AND EXCLUSIVE REMEDY. A PARTY'S LIABILITY HEREUNDER SHALL BE LIMITED AS SET FORTH IN SUCH PROVISION, AND ALL OTHER REMEDIES OR DAMAGES AT LAW OR IN EQUITY ARE WAIVED. IF NO REMEDY OR MEASURE OF DAMAGES IS EXPRESSLY PROVIDED HEREIN OR IN A TRANSACTION, A PARTY'S LIABILITY SHALL BE LIMITED TO DIRECT ACTUAL DAMAGES ONLY. SUCH DIRECT ACTUAL DAMAGES SHALL BE THE SOLE AND EXCLUSIVE REMEDY, AND ALL OTHER REMEDIES OR DAMAGES AT LAW OR IN EQUITY ARE WAIVED. UNLESS EXPRESSLY HEREIN PROVIDED, NEITHER PARTY SHALL BE LIABLE FOR CONSEQUENTIAL, INCIDENTAL, PUNITIVE, EXEMPLARY OR INDIRECT DAMAGES, LOST PROFITS OR OTHER BUSINESS INTERRUPTION DAMAGES, BY STATUTE, IN TORT OR CONTRACT, UNDER ANY INDEMNITY PROVISION OR OTHERWISE. IT IS THE INTENT OF THE PARTIES THAT THE LIMITATIONS HEREIN IMPOSED ON REMEDIES AND THE MEASURE OF DAMAGES BE WITHOUT REGARD TO THE CAUSE OR CAUSES RELATED THERETO, INCLUDING THE NEGLIGENCE OF ANY PARTY, WHETHER SUCH NEGLIGENCE BE SOLE, JOINT OR CONCURRENT, OR ACTIVE OR PASSIVE.

TO THE EXTENT ANY DAMAGES REQUIRED TO BE PAID HEREUNDER ARE LIQUIDATED, THE PARTIES ACKNOWLEDGE THAT THE DAMAGES ARE DIFFICULT OR IMPOSSIBLE TO DETERMINE, OR OTHERWISE OBTAINING AN ADEQUATE REMEDY IS INCONVENIENT AND THE DAMAGES CALCULATED HEREUNDER CONSTITUTE A REASONABLE APPROXIMATION OF THE HARM OR LOSS.

## SECTION 14. MISCELLANEOUS

14.1. This Contract shall be binding upon and inure to the benefit of the successors, assigns, personal representatives, and heirs of the respective parties hereto, and the covenants, conditions, rights and obligations of this Contract shall run for the full term of this Contract. No assignment of this Contract, in whole or in part, will be made without the prior written consent of the non-assigning party (and shall not relieve the assigning party from liability hereunder), which consent will not be unreasonably withheld or delayed; provided, either party may (i) transfer, sell, pledge, encumber, or assign this Contract or the accounts, revenues, or proceeds hereof in connection with any financing or other financial arrangements, or (ii) transfer its interest to any parent or affiliate by assignment, merger or otherwise without the prior approval of the other party. Upon any such assignment, transfer and assumption, the transferor shall remain principally liable for and shall not be relieved of or discharged from any obligations hereunder.

14.2. If any provision in this Contract is determined to be invalid, void or unenforceable by any court having jurisdiction, such determination shall not invalidate, void, or make unenforceable any other provision, agreement or covenant of this Contract.

14.3. No waiver of any breach of this Contract shall be held to be a waiver of any other or subsequent breach.

14.4. This Contract sets forth all understandings between the parties respecting each transaction subject hereto, and any prior contracts, understandings and representations, whether oral or written, relating to such transactions are merged into and superseded by this Contract and any effective transaction(s). This Contract may be amended only by a writing executed by both parties.

14.5. The interpretation and performance of this Contract shall be governed by the laws of the jurisdiction as indicated on the Base Contract, excluding, however, any conflict of laws rule which would apply the law of another jurisdiction.

14.6. This Contract and all provisions herein will be subject to all applicable and valid statutes, rules, orders and regulations of any governmental authority having jurisdiction over the parties, their facilities, or Gas supply, this Contract or transaction or any provisions thereof.

14.7. There is no third party beneficiary to this Contract.

14.8. Each party to this Contract represents and warrants that it has full and complete authority to enter into and perform this Contract. Each person who executes this Contract on behalf of either party represents and warrants that it has full and complete authority to do so and that such party will be bound thereby.

14.9. The headings and subheadings contained in this Contract are used solely for convenience and do not constitute a part of this Contract between the parties and shall not be used to construe or interpret the provisions of this Contract.

14.10. Unless the parties have elected on the Base Contract not to make this Section 14.10 applicable to this Contract, neither party shall disclose directly or indirectly without the prior written consent of the other party the terms of any transaction to a third party (other than the employees, lenders, royalty owners, counsel, accountants and other agents of the party, or prospective purchasers of all or substantially all of a party's assets or of any rights under this Contract, provided such persons shall have agreed to keep such terms confidential) except (i) in order to comply with any applicable law, order, regulation, or exchange rule, (ii) to the extent necessary for the enforcement of this Contract, (iii) to the extent necessary to implement any transaction, or (iv) to the extent such information is delivered to such third party for the sole purpose of calculating a published index. Each party shall notify the other party of any proceeding of which it is aware which may result in disclosure of the terms of any transaction (other than as permitted hereunder) and use reasonable efforts to prevent or limit the disclosure. The existence of this Contract is not subject to this confidentiality obligation. Subject to Section 13, the parties shall be entitled to all remedies available at law or in equity to enforce, or seek relief in connection with this confidentiality obligation. The terms of any transaction hereunder shall be kept confidential by the parties hereto for one year from the expiration of the transaction.

In the event that disclosure is required by a governmental body or applicable law, the party subject to such requirement may disclose the material terms of this Contract to the extent so required, but shall promptly notify the other party, prior to disclosure, and shall cooperate (consistent with the disclosing party's legal obligations) with the other party's efforts to obtain protective orders or similar restraints with respect to such disclosure at the expense of the other party.

14.11 The parties may agree to dispute resolution procedures in Special Provisions attached to the Base Contract or in a Transaction Confirmation executed in writing by both parties.

**DISCLAIMER:** The purposes of this Contract are to facilitate trade, avoid misunderstandings and make more definite the terms of contracts of purchase and sale of natural gas. Further, NAESB does not mandate the use of this Contract by any party. **NAESB DISCLAIMS AND EXCLUDES, AND ANY USER OF THIS CONTRACT ACKNOWLEDGES AND AGREES TO NAESB'S DISCLAIMER OF, ANY AND ALL WARRANTIES, CONDITIONS OR REPRESENTATIONS, EXPRESS OR IMPLIED, ORAL OR WRITTEN, WITH RESPECT TO THIS CONTRACT OR ANY PART THEREOF, INCLUDING ANY AND ALL IMPLIED WARRANTIES OR CONDITIONS OF TITLE, NON-INFRINGEMENT, MERCHANTABILITY, OR FITNESS OR SUITABILITY FOR ANY PARTICULAR PURPOSE (WHETHER OR NOT NAESB KNOWS, HAS REASON TO KNOW, HAS BEEN ADVISED, OR IS OTHERWISE IN FACT AWARE OF ANY SUCH PURPOSE), WHETHER ALLEGED TO ARISE BY LAW, BY REASON OF CUSTOM OR USAGE IN THE TRADE, OR BY COURSE OF DEALING. EACH USER OF THIS CONTRACT ALSO AGREES THAT UNDER NO CIRCUMSTANCES WILL NAESB BE LIABLE FOR ANY DIRECT, SPECIAL, INCIDENTAL, EXEMPLARY, PUNITIVE OR CONSEQUENTIAL DAMAGES ARISING OUT OF ANY USE OF THIS CONTRACT.**



**Item:** Change Order No. 1 and Final Payment – Bay Drive Force Main Repairs, O. F. 1566.5

**From:** Engineering Division

**Initiated By:** Public Works Department

**Presented By:** Jim Rearden, Public Works Director

**Action Requested:** Approve Change Order No. 1 and Final Pay Request

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**Suggested Motion:**

1. Commissioner moves:

"I move the City Commission approve Change Order No. 1 in the amount of \$3,934.67 and Final Payment for the Bay Drive Force Main Repairs, O. F. 1566.5, in the amount of \$8,531.06 to Ed Boland Construction and \$86.17 to the State Miscellaneous Tax Fund and authorize the City Manager to make the payments."

2. Mayor calls for a second, discussion, inquiries from the public, and calls for the vote.

---

**Staff Recommendation:** Approve Change Order No. 1 and Final Payment Request.

**Background:**

Significant Impacts

This project resulted from the collapse of a 30-inch sanitary sewer force main located on Bay Drive. This main carries approximately 1.9 million gallons per day of sewage from Lift Station #15 to the Wastewater Treatment Plant. An assessment of the force main condition at the time of the collapse revealed additional areas of pipe had a high probability of collapse as well. The entire section of damaged force main was replaced with this project. Change Order No. 1 involved installing additional base course and asphalt paving. The as-built drawings of the original force main construction showed its location to be close to the curb line. Once excavation began, the location of the main was found to be near the centerline of the road. Because of this, more removal and replacement of the road section was required.



### Workload Impacts

Public Works staff assessed the project and determined an emergency condition existed. A temporary repair was completed by the Utility Division. The Engineering Division then designed the replacement project and performed construction inspection and contract administration duties.

### Purpose

The 30-inch force main located along Bay Drive was installed in 1976 using Prestressed Concrete Cylinder Pipe (PCCP). Nation-wide this pipe material has been found to be highly susceptible to the corrosive gases involved with raw sewage. These gases had degraded the concrete and exposed the metal reinforcement located inside the pipe. This corrosion caused failure of the metal, and areas of the top of the pipe had started to crack and collapse. A ten foot long section of the 30-inch force main collapsed causing raw sewage to undermine the road and flood the area. This untreated sewage made its way into the City's storm drainage system which ultimately empties into the Missouri River. The Montana Department of Environment Quality (DEQ) was made aware of this discharge and all requested support documentation was provided to them. No fines were levied. To prevent further collapses and possible untreated discharges, it was determined an emergency repair was required on the force main.

### Project Work Scope

This project replaced 400 linear feet of the 30-inch force main with new PVC pipe. PVC is an inert material which is not damaged by the sewage gases. Two manholes were also installed in conjunction with the project. During construction, an evaluation of the existing pipe was conducted to determine the extent of damage. The upstream force main was found to be in satisfactory condition. However, the gravity main located downstream from the replacement area was found to have suffered extensive damage. A trenchless lining project is planned for the near future to repair this damage.

### Evaluation and Selection Process

To expedite the bidding process, the replacement project was not publically advertised. A list of qualified contractors was compiled and they were asked to provide a bid based on contract documents and plans provided to them. Four contractors were solicited and three submitted bids, which were opened on October 21, 2009. Ed Boland submitted the low bid of \$145,800.00, and the City Commission awarded the contract through an emergency declaration on October 23, 2009. Change Order No. 1 will increase the final contract value by \$3,934.67 to \$149,734.67.

### Conclusion

City staff recommends approving Change Order No. 1 to Ed Boland Construction in the amount of \$3,934.67 and making the Final Payments. City staff has verified that the contractor has completed all work and punch-list items in accordance with the plans and contract. The project was completed within the contract time. The two year warranty period started at the time of substantial completion which was December 2, 2009. The delay between substantial completion and final pay was due to punch list items not completed due to winter weather. These items have now been completed.

**Fiscal Impact:**

The additional funding of \$3,934.67 will come from Sewer Capital Funds.

**Alternatives:**

The City Commission could vote to deny Change Order No. 1 and Final Payment.

**Attachments/Exhibits:**

1. Change Order No. 1 and Application for Final Pay is attached.  
(Not available online; on file in the City Clerk's Office.)



**Item:** Change Order 1 & Final Payment – 5<sup>th</sup> St. S. Streetscape CTEP Project;  
O.F. 1508

**From:** Andrew Finch, Senior Planner, Planning & Community Development

**Initiated By:** Planning & Community Development Dept/Business Improvement Dist.

**Presented By:** Mike Haynes, Planning & Community Development Director

**Action Requested:** Approve Change Order 1 & Final Payment to Liggett Construction

---

**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission approve Change Order 1 and final payment in the amount of \$33,200.44 to Liggett Construction and \$335.36 to the State Miscellaneous Tax Division for the Library Landscaping contract, and authorize the City Manager to execute the necessary documents and make the payments.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

---

**Staff Recommendation:** Approve Change Order 1 and authorize final payment.

**Background:**

Approved by the City Commission in 2006, this Community Transportation Enhancement Program (CTEP) project improved pedestrian facilities along 5<sup>th</sup> Street South and 1<sup>st</sup> Avenue South adjacent to the Kathryn Building. Work included installing decorative sidewalk, curb, gutter, ADA compliant curb ramps, street trees, period lighting, and pedestrian benches. The architectural firm of L’Heureux Page Werner donated design and construction oversight services, and the Business Improvement District (BID) and the Kathryn Building, Inc. condo association provided the match dollars.

Liggett Construction was awarded the construction contract in May 2009, and substantially completed the project late in August 2009, with final clean-up (“punch-list”) items finalized in early 2010.

Included in the final payment is a recommended change order for paving preparation work to match the level of the new curb with the adjoining pavement, in order to provide for effective

drainage. The change order also includes a reduction in the “Miscellaneous Work” bid item to reflect actual quantities charged.

**Fiscal Impact:**

The final contract amounts, as adjusted by Change Order 1 and final quantities to Line Item 20 (Miscellaneous Work), are as follows:

Original Contract Amount: \$163,520

Change Order Amount: \$2,000 (increase)

Line Item 20 (Miscellaneous Work) final quantity adjustment: \$660 (decrease)

Final Contract Amount with Change Order 1: \$164,860

There is no fiscal impact to the City of Great Falls. The final construction amount is \$164,860, with 86.58% (\$142,735.79) paid by CTEP funds and the remaining 13.42% (\$22,124.21) paid by the Business Improvement District and Kathryn Building, Inc. as the required match payments.

**Alternatives:** The City Commission could vote to deny final payment. However, the contractor has met all contractual obligations, and staff does not recommend this alternative.

**Attachments/Exhibits:**

Change Order 1

Application for Final Payment

# AIA Document G702™ - 1992

## Application and Certificate for Payment

TO OWNER: City of Great Falls PROJECT: 5th Street So. Streetscape APPLICATION NO: 3 Distribution to: OWNER:   
 Control # 6340, STPE 5299 (79) PERIOD TO: 3-30-10 ARCHITECT:   
 OFFICE FILE 1508 CONTRACT FOR: General Construction CONTRACTOR:   
 FROM VIA CONTRACT DATE: 6-29-09 FIELD:   
 CONTRACTOR: Liggett Construction ARCHITECT: L'HEUREUX, Page, WERNER, PC PROJECT NOS: 6340/STPE/5299 (79) OTHER:

### CONTRACTOR'S APPLICATION FOR PAYMENT

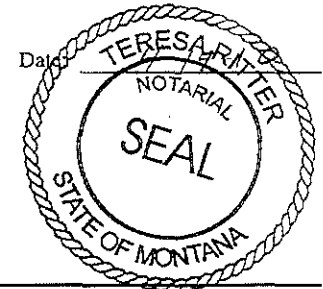
Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM ..... \$ 163,520.00  
 2. NET CHANGE BY CHANGE ORDERS ..... \$ 1340.00  
 3. CONTRACT SUM TO DATE (Line 1 ± 2) ..... \$ 164,860.00  
 4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) ..... \$ 164,860.00  
 5. RETAINAGE:  
 a. 0 % of Completed Work  
 (Column D + E on G703) \$ \_\_\_\_\_  
 b. 0 % of Stored Material  
 (Column F on G703) \$ 0  
 Total Retainage (Lines 5a + 5b or Total in Column I of G703) ..... \$ 0  
 6. TOTAL EARNED LESS RETAINAGE ..... \$ 164,860.00  
 (Line 4 Less Line 5 Total)  
 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT ..... \$ 131,324.00  
 (Line 6 from prior Certificate) less state 1% tax - 335.36  
 8. CURRENT PAYMENT DUE ..... \$ 33,200.44  
 9. BALANCE TO FINISH, INCLUDING RETAINAGE  
 (Line 3 less Line 6) \$ 0

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$	\$
Total approved this Month	\$	\$
TOTALS	\$	\$
NET CHANGES by Change Order	\$	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: [Signature]  
 By: [Signature]  
 State of: Montana  
 County of: Cascade  
 Subscribed and sworn to before me this 19th day of April  
 Notary Public: [Signature]  
 My Commission expires: 09/04/2011



### ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED ..... \$ 33,200.44  
 (Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: [Signature]  
 By: [Signature] Date: 4/19/10

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

**Continuation Sheet**

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 001

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		% (G ÷ C)			
1	Mobilization	2500 <sup>00</sup>	2500 <sup>00</sup>	Ø	Ø	2500 <sup>00</sup>	100%	Ø	Ø
2	Quality Control	2109 <sup>30</sup>	2109 <sup>30</sup>	Ø	Ø	2109 <sup>30</sup>	100%	Ø	Ø
3	CONC. PLASTER REMOVAL	1500 <sup>00</sup>	1500 <sup>00</sup>	Ø	Ø	1500 <sup>00</sup>	100%	Ø	Ø
4	OVERHEAD ST. LIGHTS	1600 <sup>00</sup>	1600 <sup>00</sup>	Ø	Ø	1600 <sup>00</sup>	100%	Ø	Ø
5	No Parking Signs	1000 <sup>00</sup>	1000 <sup>00</sup>	Ø	Ø	1000 <sup>00</sup>	100%	Ø	Ø
6	CONCRETE WALK REM.	11,500 <sup>00</sup>	11,500 <sup>00</sup>	Ø	Ø	11,500 <sup>00</sup>	100%	Ø	Ø
7	TRENCH DRAIN REMOVAL	500 <sup>00</sup>	500 <sup>00</sup>	Ø	Ø	500 <sup>00</sup>	100%	Ø	Ø
8	DEMO DOWNSPOUT DRAIN	1000 <sup>00</sup>	1000 <sup>00</sup>	Ø	Ø	1000 <sup>00</sup>	100%	Ø	Ø
GRAND TOTAL									

# AIA Document G703™ - 1992

## Continuation Sheet

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 001

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		% (G ÷ C)			
9	Integral Curb	608 <sup>00</sup>	608 <sup>00</sup>	Ø	Ø	608 <sup>00</sup>	100%	Ø	Ø
10	Granite Curb Removal	7140 <sup>00</sup>	7140 <sup>00</sup>	Ø	Ø	7140 <sup>00</sup>	100%	Ø	Ø
11	Soil Over-Excavation	7200 <sup>00</sup>	7200 <sup>00</sup>	Ø	Ø	7200 <sup>00</sup>	100%	Ø	Ø
12	Asphalt Removal + Patch	700 <sup>00</sup>	700 <sup>00</sup>	Ø	Ø	700 <sup>00</sup>	100%	Ø	Ø
13	All New Concrete	41,400 <sup>00</sup>	41,400 <sup>00</sup>	Ø	Ø	41,400 <sup>00</sup>	100%	Ø	Ø
14	All Soil Backfill	14,070 <sup>00</sup>	14,070 <sup>00</sup>	Ø	Ø	14,070 <sup>00</sup>	100%	Ø	Ø
15	New Curb + Gutter	3840 <sup>00</sup>	3840 <sup>00</sup>	Ø	Ø	3840 <sup>00</sup>	100%	Ø	Ø
16	Tree Planting + Grate	17,160 <sup>00</sup>	17,160 <sup>00</sup>	Ø	Ø	17,160 <sup>00</sup>	100%	Ø	Ø
GRAND TOTAL									

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User Notes:

(301134525)



# AIA Document G703™ – 1992

## Continuation Sheet

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 001

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		% (G ÷ C)			
17	Light Poles + Elect.	27,360 <sup>00</sup>	27,360 <sup>00</sup>	24,624 <sup>00</sup>	Ø	27,360 <sup>00</sup>	100%	Ø	Ø
18	Electrical Branch	3,982 <sup>00</sup>	Ø	Ø	Ø	3,982 <sup>00</sup>	100%	Ø	Ø
19	New Trench Drain	2,000 <sup>00</sup>	Ø	Ø	Ø	2,000 <sup>00</sup>	100%	Ø	Ø
20	Miscellaneous Work	2,000 <sup>00</sup>	Ø	Ø	Ø	1,340 <sup>00</sup>	100%	Ø	Ø
21	Irrigation	7,700 <sup>00</sup>	Ø	Ø	Ø	7,700 <sup>00</sup>	100%	Ø	Ø
22	Granite Benches	6,650 <sup>00</sup>	Ø	Ø	Ø	6,650 <sup>00</sup>	100%	Ø	Ø
	GRAND TOTAL	164,860 <sup>00</sup>	130,991 <sup>00</sup>		Ø	164,860 <sup>00</sup>	100%	Ø	Ø

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User Notes:

(301134525)



LIGGETT CONSTRUCTION  
3000 DIVISION ROAD  
GREAT FALLS, MT. 59404  
(406) 452-3622

PROPOSAL#: 731091  
SHEET #: 1 OF: 1  
DATE: July 31, 2009

**PROPOSAL SUBMITTED TO**

**WORK PERFORMED AT**

NAME: CITY OF GREAT FALLS  
STREET: 15 5TH STREET SOUTH  
CITY/TOWN: GREAT FALLS  
STATE: MT. ZIP: 59404

LOCATION: 5TH STREET STREETSCAPE  
CITY: GREAT FALLS

TELEPHONE1: 2:  
FAX: E-MAIL:

PLEASE BRING TO THE ATTENTION OF:  
MIKE

We hereby propose to furnish all the materials and perform all the labor necessary for the completion of the following described work:

**REMOVE ASPHALT AND PLACE GRAVEL FOR NEW ASPHALT** \$2,000.00

All material is guaranteed to be as specified and the above work performed in accordance with the drawings submitted for the above work and completed in a substantial and workmanlike manner for the sum of:

**TWO THOUSAND DOLLARS AND NO/100** Dollars: **\$2,000.00**

With payments to be made as follows:  
**50% DOWN AND 100 % UPON COMPLETION**

**Terms: AS ABOVE. A 24% PER YEAR SERVICE CHARGE WILL BE ADDED TO ALL PAST DUE ACCOUNTS**  
**NOTE: Any water, rock or other unforeseen objects will be extra--above proposal price. All work completed "weather permitting". Any engineering, surveying, staking or layout, vapor or moisture control, sawcuts, fencing, barricades, fine grade + or - 2/10ths, permits, insulation, and the repair of concrete or asphalt and its associated gravel, will be charged accordingly. No state tax, dust control, topsoil, seed, sod, or sprinkler repair. All salvage rights reserved. No hazardous material inspections or removal. All fill shall be w/ on site material only, unless otherwise stated above. No Shoring or Testing. All gravels to be placed prior to any plumbing or electrical. Any Utilities are upto 5' of the Bldg. No storm water plan or retention.** Respectfully Submitted: Liggett Construction

PER: TERRY

THIS PROPOSAL MAY BE WITHDRAWN IN 30 DAYS.

**ACCEPTANCE OF PROPOSAL**

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

SIGNATURE:

CURRENT DATE:



**Item:** Convenience Center Recycling & Garbage Transfer Services  
**From:** Ross Bartell, Sanitation Supervisor  
**Initiated By:** Public Works Department  
**Presented By:** Jim Rearden, Public Works Director  
**Action Requested:** Postpone Bid Award

---

**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission postpone the bid award for the Convenience Center Recycling & Garbage Transfer Services.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls for the vote.

---

**Staff Recommendation:** Staff recommends that the City Commission postpone the bid award for the Convenience Center Recycling & Garbage Transfer Services.

**Background:**

Evaluation and Selection Process

The specifications were advertised two times in the Great Falls Tribune, placed on the City of Great Falls website, and mailed to four prospective bidders. An addendum was created to clarify questions asked at the mandatory pre-submittal conference. Included in the addendum is an extension of the deadline for bids from April 21, 2010 to April 28, 2010.

Staff is requesting additional time to further review the bids to make sure they will meet all the needs of the Convenience Center.

**Fiscal Impact:** To seek proposals from qualified and capable firms to provide recycling services and operation of the City owned Convenience Center.

**Attachments/Exhibits:** Prospective Bidders List

CITY OF GREAT FALLS  
 PO BOX 5021  
 GREAT FALLS MT 59403

**Convenience Center Recycling & Garbage Transfer Services**

Project Number  
 Bids Taken at Civic Center  
 Date: 04/28/2010  
 Tabulated By: Debbie Kimball  
 Page 1 of 2

<b>NAME &amp; ADDRESS OF BIDDER</b>	<b>Cert Ins/ Affidavit of Non- Collusion</b>	<b>Users List</b>	<b>Acknowledge Addendum</b>	<b>Year</b>	<b>Area 'A' Conv. Center Transfer Operations</b>	<b>Area 'B' Public Works Complex Recycling</b>	<b>Area 'C' Civic Center Recycling</b>	<b>Area 'D' Commercial Cardboard Route</b>	<b>Area 'E' Recycling Containers at CCC, Albertson's &amp; Sam's Club</b>	<b>Total Bid</b>
<b>Montana Waste Systems</b>	√			1 <sup>st</sup>	\$314,769.84	\$192.00	\$300.00	\$21,920.00	\$40,284.00	\$377,465.84
	√	√	√	2 <sup>nd</sup>	\$323,048.29	\$192.00	\$300.00	\$22,496.50	\$41,343.47	\$387,380.26
				3 <sup>rd</sup>	\$331,544.46	\$192.00	\$300.00	\$23,088.15	\$42,430.80	\$397,555.41
<b>City of Great Falls</b>	√			1 <sup>st</sup>	\$235,122.84	\$1,287.84	\$1,287.84	\$46,362.24	\$17,002.24	\$301,063.00
	√	√	√	2 <sup>nd</sup>	\$242,176.53	\$1,326.48	\$1,326.48	\$47,753.11	\$17,512.31	\$310,094.91
				3 <sup>rd</sup>	\$249,441.82	\$1,366.27	\$1,366.27	\$49,185.70	\$18,037.68	\$319,397.74

CITY OF GREAT FALLS  
 PO BOX 5021  
 GREAT FALLS MT 59403

**Convenience Center Recycling & Garbage Transfer Services**  
 Exhibit A Convenience Center Equipment

Project Number  
 Bids Taken at Civic Center  
 Date: 04/28/2010  
 Tabulated By: Debbie Kimball  
 Page 2 of 2

<b>NAME &amp; ADDRESS OF BIDDER</b>	<b>Sanitation Truck – side load 1997 Volvo Box 64 Pac- Mor 13,283 hours</b>	<b>Roll-Off Truck 1993 Ford LNT 8000 22,967 hours</b>	<b>Forklift 1979 Allis Chal. Not sure on hours</b>	<b>Front-End Loader 1982 CAT 930 11,028 hours</b>	<b>Commercial Cardboard Containers (90)</b>	<b>Roll-Off Containers 40 yard (4)</b>	<b>Recycling Containers 20 yard (4)</b>	<b>Total Bid</b>
<b>Montana Waste Systems</b>	<b>\$12,000.00</b>	<b>\$12,000.00</b>	<b>\$900.00</b>	<b>\$16,000.00</b>	<b>\$18,000.00</b>	<b>\$10,000.00</b>	<b>\$12,000.00</b>	<b>\$80,900.00</b>
<b>City of Great Falls</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>

## CCC SERVICES BID LIST

1. City of Great Falls Public Works  
P.O. Box 5021  
Great Falls, MT 59403  
406-771-1401  
[www.greatfallsmt.net](http://www.greatfallsmt.net)
2. Montana Waste Systems  
3201 15<sup>th</sup> St. N.E.  
Black Eagle, MT 59414  
406-761-2545  
[www.office@montanawastesystems.com](mailto:www.office@montanawastesystems.com)
3. Pacific Steel & Recycling  
P.O. Box 1549  
Great Falls, MT 59403  
406-791-8550  
[www.pacific-recycling.com](http://www.pacific-recycling.com)
4. Steel Etc. LLP  
1408 52<sup>nd</sup> St. N.  
Great Falls, MT 59405  
1-800-334-5964 406-761-4848  
[www.steeletc.com](http://www.steeletc.com)



**Item:** One New 2010 Snow Blower  
**From:** Tom Hugg, Vehicle Maintenance Supervisor  
**Initiated By:** Public Works Department  
**Presented By:** Jim Rearden, Public Works Director  
**Action Requested:** Postpone Bid Award

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**Suggested Motion:**

1. Commissioner moves:

“I move that the City Commission postpone the bid award for one new 2010 Snow Blower.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls for the vote.

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**Staff Recommendation:** Staff recommends that the City Commission postpone the bid award for one new 2010 Snow Blower.

**Background:**

Evaluation and Selection Process

The specifications were advertised two times in the Great Falls Tribune, placed on the City of Great Falls website, and mailed to five prospective bidders. The bids were opened on April 7, 2010 with four bidders responding.

The initial process was an effort to tag onto the State’s snow blower bid. However, the State’s accepted low bid of \$80,345 did not include the truck loading chute option. This option, which the City requires was an additional \$11,845 bringing the total bid through the State bid process to \$92,190. According to the Cooperative Purchasing Agreement the City is required to purchase from the same vendor as the State, however the State bid with the truck loading chute option was not the low bid. The City then opted to advertise for bids. The City received a low bid of \$85,345 for the snow blower with the truck loading chute.

The bid award was postponed by the City Commission on April 20, 2010 to allow staff additional time to review the bids and to view the snow blower with the low bid to confirm it will meet all of our needs.

Staff has viewed the snow blower with the low bid. There are some reservations with this snow blower and staff is requesting additional time to further review the bids and to view the snow blower with the next lowest bid.

**Fiscal Impact:** Funds for its purchase are provided in the FY 2010 Central Garage Budget.

**Attachments/Exhibits:** Bid List, Bid Tab

**SNOW BLOWER  
BID LIST**

Kois Brothers Equipment Co.  
PO Box 1728  
Great Falls, MT 59403

Titan Machinery  
1215 38<sup>th</sup> Street N.  
Great Falls, MT 59405

HCL Equipment  
2417 Old Havre Hwy  
Black Eagle, MT 59414

Kent Pilling  
1350 Pomerelle Ave.  
Burley, ID 83318

Tractor & Equipment Co.  
4001 River Drive North  
Great Falls, MT 59405



