

# The Weekly Update – September 7, 2023

### Attachments:

- 1. Journal of City Commission Work Session, August 15, 2023
- 2. Secretary of State Approval of Municipal General 2023 Mail Ballot Written Plan, Timetable and Instructions.

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

#### CALL TO ORDER: 5:30 PM

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

**STAFF PRESENT:** City Manager Greg Doyon and Deputy City Manager Chuck Anderson; City Attorney David Dennis; Finance Director Melissa Kinzler and Grant Administrator Tom Hazen; Public Works Director Chris Gaub, City Engineer Jesse Patton and Senior Civil Engineer Mark Juras; Planning and Community Development Director Brock Cherry; Municipal Court Judge Steve Bolstad and Court Supervisor Morgan Medvec; Park and Recreation Director Steve Herrig; Library Director Susie McIntyre; Fire Chief Jeremy Jones; Police Captain Rob Moccasin; and, Deputy City Clerk Darcy Dea.

#### PUBLIC COMMENT

**Richard Irving**, City resident, opined that it would be good for the library, library patrons and taxpayers if the Commission appoints members to the Library Board who are from the outside and not whomever the Library Board recommends. Mr. Irving mentioned that bus passes would be provided to homeless individuals as long as they check in with social services periodically. He suggested that the City make it illegal for homeless individuals to utilize first responders as a taxi service.

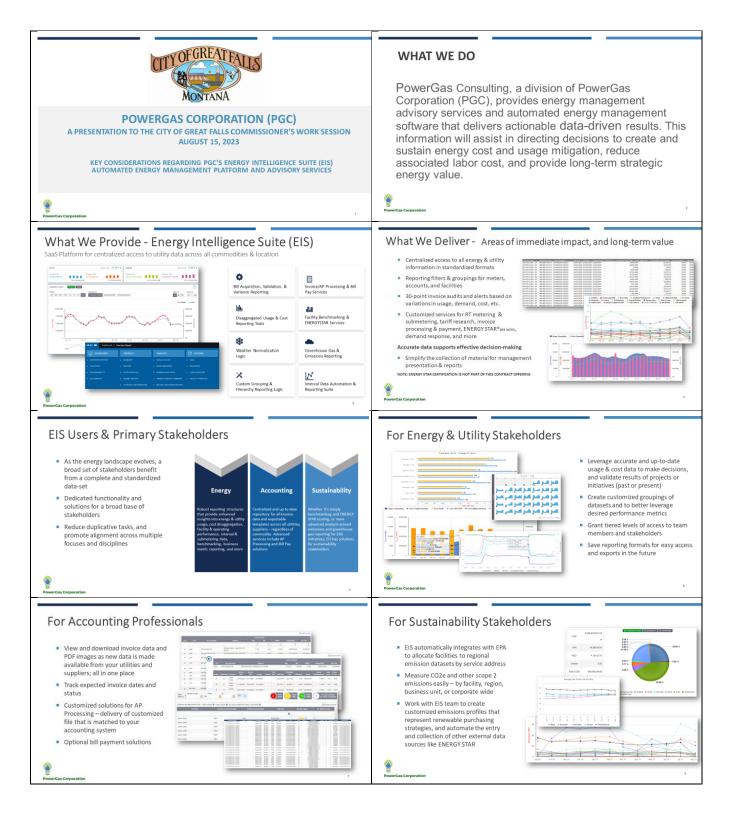
Jeni Dodd, City resident, submitted written inquiries, via August 15, 2023 email, pertaining to the consulting firm PGC.

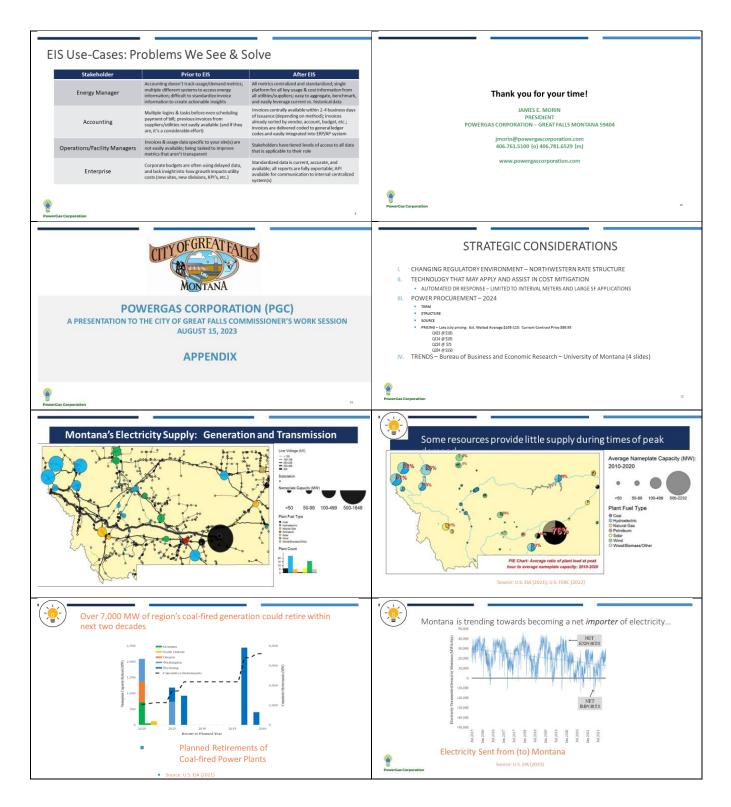
City Manager Greg Doyon introduced Brock Cherry, the new Planning and Community Development Director, and welcomed him and his family to the community.

#### 1. ENERGY CONSULTING CONTRACT.

PowerGas Corporation (PGC) President Jim Morin explained that he has been in the energy business for the last 28 years and started PGC in 2016. PGC is based in Great Falls, has grown significantly and has customers throughout the United States.

Mr. Morin reviewed and discussed the following PowerPoint:





Commissioner Wolff inquired about energy conservation.

Mr. Morin responded that PGC's sustainability report provides data about where the wasteful use of energy is and what is causing it.

Commissioner McKenney inquired about other states being importers of electricity, examples of changing usage and behavior, as well as energy enhancement.

Mr. Morin responded that there needs to be an understanding of where costs are being generated. A large portion of a power bill is not just the energy piece, but also the transport piece. PGC worked with Cushing Terrell to come up with a Master Energy Management Program for a client in Texas and the City could do one as well. Other states are becoming importers of electricity because of the number of coal plants that have shut down. Northwestern Energy has joined the Energy Imbalance Market, which takes areas with surplus energy and transfers it to areas where there are shortages; however, the California Independent System Operator (ISO) manages the flow of electricity. Mr. Morin concluded that he does not see energy costs going down because, working towards a cleaner environment, means more coal plants that have been producing low cost energy for a long time would be shut down.

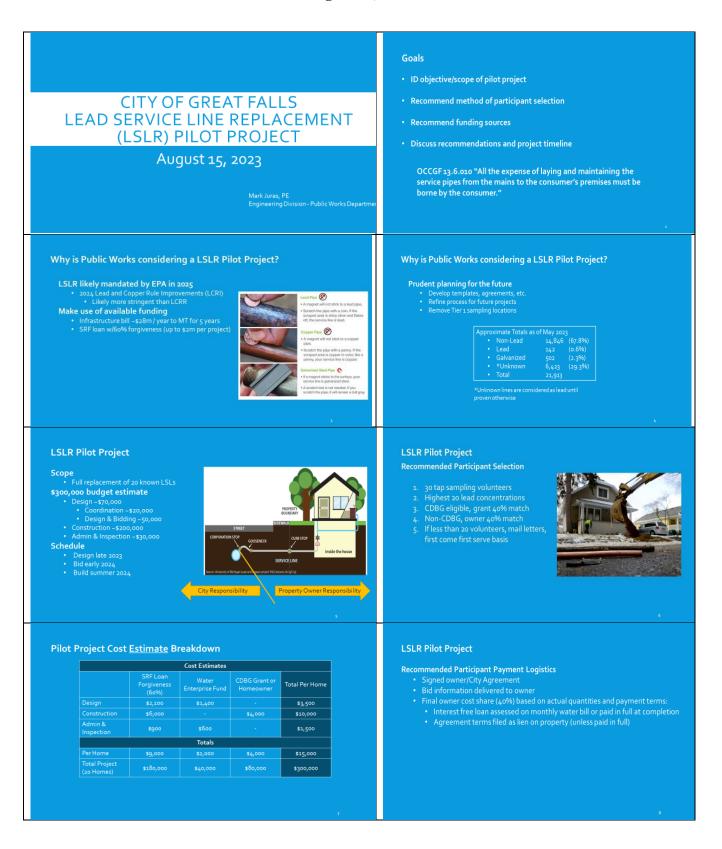
Commissioner Tryon inquired about importing invoice data into the EIS Automated Energy Management Platform. He added that the platform seems beneficial, but the actual cost would need to be determined.

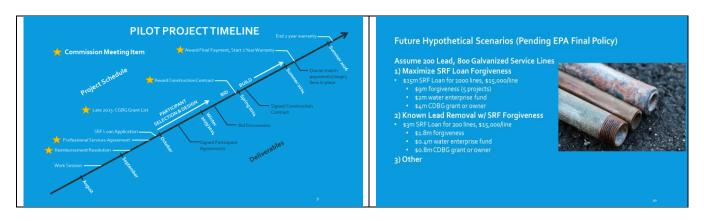
Mr. Morin responded that the City provides a letter of authorization to Northwestern Energy, which allows PGC to pull invoices from the software. PGC's experience has typically been 3% to 7% annual savings for both hard and soft costs. The amount of labor is significant to analyze and prepare invoices for payment. PGC is licensed with a backroom provider and the EIS platform serves over 350,000 meters every day. The database provides valuable information and becomes more valuable because it provides long-term trends. Mr. Morin added that he would not recommend a long-term power contract because he has lost clients because power prices got too high and the industries could not continue to operate. He concluded that the software would not interfere with the City's system because it is internet based and the data would be imported into the City's system through an application-programing interface (API).

Manager Doyon added that the City has currently retained Mr. Morin's services to assist with the Electric Supply Contract. If the Commission were interested in pursuing a PGC EIS Automated Energy Management Platform and Advisory Services Contract, a cost would be determined. The City does not have the staff, software or expertise to do what PGC does.

### 2. LEAD SERVICE LINE REPLACEMENT (LSLR) PILOT PROJECT.

Public Works Senior Civil Engineer Mark Juras reviewed and discussed the following PowerPoint:





With regard to the "LSLR Pilot Project Recommended Participant Selection" slide, Mayor Kelly inquired about the highest 20 lead concentrations.

Senior Civil Engineer Juras responded that a lab analyzes the actual concentration of lead in drinking water from tap sampling.

With regard to the "Future Hypothetical Scenarios (Pending EPA Final Policy)" slide, Mayor Kelly received clarification that the \$4 million CDBG grant or owner loan would be approximately over the span of four years. Mayor Kelly expressed concern that the amount of CDBG funds the City receives would not be enough and leaves many people in the dark who are looking for CDBG projects. He suggested utilizing any available State CDBG funding.

With regard to the "Pilot Project Cost Estimate Breakdown" slide, Commissioner Hinebauch received clarification that under the current scenario, the \$4,000 would be an interest free loan assessed on a homeowner's monthly water bill.

Commissioner Tryon received clarification that under the current scenario, the assumption of 200 lead and 800 galvanized service lines is an accurate estimate.

Commissioner McKenney inquired about a Federal Government Mandate if homeowners refuse to participate.

Senior Civil Engineer Juras responded that the real estate market would likely start incorporating this as a liability in a buy sell agreement. The current rule states that the City will be responsible for sending non-conforming homeowners a letter every year, notifying them that they have a non-conforming line and present options for replacement. Until the results from the tap sampling program are received, service lines may or may not need to be replaced. He added that the period to access state revolving loan funds is from 2023 through 2028.

With regard to the "Why is Public Works considering a LSLR Pilot Project" slide, Commissioner Wolff received clarification that until proven otherwise, lead and galvanized pipes would need to be replaced and unknown lines are considered as lead by the EPA.

Mayor Kelly received clarification that Missoula has a similar policy as Great Falls and Bozeman owns the whole service lines and has already made efforts to replace lead lines. He further received clarification that since 1970, the code requires new buildings to have copper service lines. Mayor Kelly commented that the policy could be changed so that the City shares the cost; however, all other options need to be explored first.

Manager Doyon summarized that there is an opportunity to access funding that could benefit the community and City staff is attempting to incorporate it into this program.

Commissioner Wolff received clarification that the LCRI also monitors and sets exceedance levels for copper in drinking water. She further received clarification that copper has less negative health effects and City staff is satisfied with the results for copper.

### **DISCUSSION OF POTENTIAL UPCOMING WORK SESSION TOPICS**

City Manager Greg Doyon reported that topics for the September 5, 2023 work session include a storm drain design manual, Central Montana Works – Worlds of Work, and Title 8 EMS ordinance review updates.

Commissioner Hinebauch reported that he submitted a letter of support on behalf of the Commission for a grant that the University of Providence is applying for in conjunction with the Little Shell Tribe.

#### ADJOURN

There being no further discussion, Mayor Kelly adjourned the informal work session of August 15, 2023 at 6:46 p.m.



September 5, 2023

Sandra Merchant Cascade Co. Elections Office 325 2<sup>nd</sup> Ave. N. Great Falls, MT 59401

Dear Sandra:

On September 5, 2023, this office received your plan, timetable, and instructions for the following mail ballot election(s) to be held on November 7, 2023:

- City of Great Falls, Governing Body, Cascade County, Montana
- Town of Belt, Governing Body, Cascade County, Montana
- Town of Niehart, Governing Body, Cascade County, Montana
- Town of Cascade, Governing Body, Cascade County, Montana

After review, this office hereby approves the above plan, timetable, and instructions for the election(s). Election(s) must be conducted in compliance with Title 13, Chapter 19 of the Montana Code Annotated and Rule 44, Chapter 3, Subchapter 27 of the Administrative Rules.

Title 13, Chapter 2, Section 301 of the Montana Code Annotated now requires county election administrators to publish notice of the close of voter registration for all elections being conducted within a county.

Please verify that all your original plans appear in the above list of <u>approved</u> plans. If any plan is missing, please contact the Secretary of State's Office.

Sincerely,

Ray Dagnall

Ray Dagnall Elections Specialist

Sent by electronic mail



MUST BE RECEIVED BY SECRETARY OF STATE NO LATER THAN 60 DAYS BEFORE ELECTION DAY. COMPLETE, SAVE AND EMAIL THIS FORM TO <u>SOSELECTION@MT.GOV</u>. THIS DOCUMENT MAY BE AMENDED UNTIL THE 35<sup>TH</sup> DAY BEFORE THE ELECTION. ELECTION CAN BE CANCELLED AT ANY TIME PERMITTED BY LAW. A SEPARATE PLAN MUST BE SUBMITTED FOR EACH TYPE OF ELECTION.

	be submitted for each time of election.	
	Written Plan	Response
1	Legal Name of Jurisdiction	City of Great Falls, Towns of Belt, Neihart,
		& Cascade
2	Name of County or Counties Involved	Cascade
3	Estimated # of Electors (including Active, Inactive, and Provisional in jurisdiction;	34,874
	Inactive voters are only provided ballots by request but should be included in estimate)	
4	Type of Election (e.g., trustee/director/governing body, levy, bond, creation, etc.)	Trustee/Director/Governing Body
5	Postage to return ballot paid by: elector or election office (& if insufficient, who pays)	Elector; jurisdiction covers insufficient
		postage.
6	Describe procedures you will use to ensure security and transport of ballots	Ballots will be deposited in locked ballot
		box and secured in locked area. Any
		transportation of ballots will be conducted
		by at least two officials.
7	Ballots will be printed based on: precinct, ward, or district	Ward
8	For <b>school</b> elections, specify signature verification procedures:	Not Applicable; not a school election
	Timetable	Date
1	Date applicable documents sent to the governing body	September 5, 2023
-	No date set by law, but should be no later than 60 days before election. Documents include: 1) written	September 5, 2025
	plan; 2) statement of decision to conduct election by mail; 3) list of reasons for decision; and 4)	
	statement regarding right of governing body to object under <u>13-19-204</u> .	
2	Actual date of submission of plan, timetable, and instructions to Secretary of State	September 5, 2023
_	(Must be <b>received</b> by Secretary of State at least 60 days before election.)	
3	Last day for governing body to opt out of mail ballot (no later than 55 days before	September 13, 2023
	election – if the election is on a Tuesday, the last day to opt out is a Wednesday)	
4	Secretary of State approves, disapproves or recommends changes to plan	Within 5 days of SOS receipt of plan
5	County election administrator publishes notices at least 3 times in the 4 weeks	September 16, 2023
	before the close of regular registration specifying close of voter registration and	September 23, 2023
	availability of late registration	September 30, 2023
	(For all non-school <i>and</i> school elections, to be published by the <b>county election administrator</b>	
	at least 3 times in the 4 weeks preceding the close of registration, once per week. School clerks running school elections will need to coordinate with the county election administrator to have	
	the county election administrator publish the notices of close of registration. <u>13-2-301</u> )	
6	Publish notice of election	October 14, 2023
	(All non-school elections: <u>13-1-108</u> , MCA; school elections: <u>20-20-204</u> , MCA.	October 21, 2023
	For <b>school</b> elections, notice must be published at least <b>once</b> between 40 and 10 days before the	Click here for calendar or enter 3rd date
	election in a newspaper (if there is one in the district) and in 3 public places in the district, and for 10 days prior to the election, on the district's website, if the district has an active website)	
7	Close of regular voter registration	October 10, 2023
	(30 days before election; move to 29 days before election when 30th day falls on a Sunday)	
8	Beginning of late voter registration (applicable to all elections)	October 11, 2023
	(Late registration opens for all elections <b>the day after</b> the close of regular registration)	- ,
9	Specific date on which ballots will be mailed	October 23, 2023
	(No sooner than 20 days or later than 15 days before election)	·
10	Election Day	November 7, 2023
	ional information /to access the sections of law below visit http://log.mt.gov/hills/msg/index.html);	

Additional Information (to access the sections of law below, visit <u>http://leg.mt.gov/bills/mca/index.html</u>):

List here any special requirements from applicable laws: Water/Sewer (7-13-2212; 7-13-2325), Fire (7-33-2106), Museum (7-11-1011(5)), Cemetery (7-11-1011(5)), Drainage (85-8-305), Irrigation (85-7-1710); certain Special Districts (7-11-1011(5); defined in 7-11-1002(3)(b)).

#### Affirmation:

By entering my name on the line below, I affirm that I will conduct the election according to the written plan and timetable for conducting the election. I understand that any undeliverable ballots must be filed securely, retained and available for electors to vote and that I must attempt to contact electors whose ballots are undeliverable. If such electors cannot be contacted otherwise, electors in **odd-year elections** will be mailed a notice and the guidelines in <u>13-19-313</u>, MCA and ARM <u>44.3.2710</u> will be followed. (For school trustee elections: If a school trustee election is cancelled for any reason, I understand I must follow the deadlines and process in 20-3-313 MCA.)

#### Sandra Merchant Name(s) of Election Administrator(s) Conducting Election

Complete the above plan and timetable and the instructions below, and save and email this form to soselections@mt.gov.

Updated September 7, 2023

## INSTRUCTIONS FOR VOTING A **MAIL** BALLOT – PLEASE READ CAREFULLY

Read carefully and follow all directions

Ballots must be received by election office by 8 p.m. on Election Day

