OFFICIAL AGENDA TUESDAY April 16, 2024 Meeting Start Time: 9:30 a.m. Board of County Commissioners Yellowstone County, Montana Stillwater Building 316 N. 26th Street, Room 3108 Billings, MT 9:15 a.m. Agenda Setting

Pledge to the Flag: Moment of Silence: Minutes REGULAR AGENDA

9:30 a.m. BID OPENING

Bid Opening for Metra West Concessions

9:30 a.m. PUBLIC HEARING

Resolution 24-70 to Grant Tax Abatement to Fortify on Class 8 Equipment

PUBLIC COMMENTS ON REGULAR, CONSENT AND FILED AGENDA ITEMS

1. <u>BIG SKY ECONOMIC DEVELOPMENT AUTHORITY</u> Annual Tax Abatement Report

2. <u>COMMISSIONERS</u>

Alcohol Earmark Funds

<u>CLAIMS</u>

CONSENT AGENDA

1. CLERK AND RECORDER

Plat of Budget Storage Subdivision and the S.I.A..

2. <u>COMMISSIONERS</u>

- a. Board Openings Updated List
- b. Board Appointments Darcie Tempel & Deborah Anspach to Yellowstone Art Museum
- c. Yellowstone Art Museum County Appointments Reorganization
- d. Response Letter to the City of Billings
- e. MOU Between the City of Billings and Yellowstone County to Develop and Operate a Short Term Facility at YCDF

3. FINANCE

- a. Determination of Authority Alternative Delivery Method Short Term Holding Facility
- **b.** Recommendation of Award for Architectural Design of the YCDF Short-Term Holding Facility to Schutz-Foss Architects.
- c. Recommendation of Award for Courthouse Security Cameras to High Tech Solutions
- d. Metra Recommendation of Award for Skid-Steer Loader to RDO Equipment
- e. Road CIP Fund Budget Adjustment for Motor Graders
- f. MT-MCEP-CG-25-042 Reimbursement Request #1 for 56th St W Bridge Project
- **g.** Metra Request to Expend for Digital Displays

4. PUBLIC WORKS

- a. Change Orders for Bridge 03-03 56th St W
- **b.** Paving MOU Yellowstone County and the City of Laurel

5. <u>HUMAN RESOURCES</u>

PERSONNEL ACTION REPORTS - IT - 1 Appointment; **Detention Facility** - 2 Appointments; **County Attorney** - 1 Termination

FILE ITEMS

1. <u>AUDITOR</u>

Payroll Audit Mrach 16 to March 31, 2024

3. CLERK OF DISTRICT COURT

Checks and Disbursements for March 2024

4. FINANCE

Detailed Cash Investment Report March 2024

5. <u>HUMAN RESOURCES</u>

March 16 - March 31 Payroll Audit

PUBLIC COMMENTS ON COUNTY BUSINESS

B.O.C.C. RegularMeeting Date:04/16/2024Title:bid Opening for Metra West ConcessionsSubmitted By:Teri Reitz, Board Clerk

TOPIC:

Bid Opening for Metra West Concessions

BACKGROUND:

N/A

RECOMMENDED ACTION:

Refer the bids to staff.

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Fortify Abatement Resolution on Class 8 Equipment Submitted By: Steve Williams

TOPIC:

Resolution 24-70 to Grant Tax Abatement to Fortify on Class 8 Equipment

BACKGROUND:

Fortify has applied for a tax abatement on Class 8 equipment. On April 2, a resolution of intent was approved setting a public hearing on April 16 to determine the amount of the abatement.

RECOMMENDED ACTION:

Hold public hearing and determine abatement percentage.

Attachments

Statute Application Fortify Resolution West's Montana Code Annotated Title 15. Taxation (Refs & Annos) Chapter 6. Property Subject to Taxation Part 1. Classification

MCA 15-6-138

15-6-138. Class eight property--description--taxable percentage

Effective: October 1, 2023 Currentness

(1) Class eight property includes:

(a) all agricultural implements and equipment that are not exempt under 15-6-207 or 15-6-220;

(b) all mining machinery, fixtures, equipment, tools that are not exempt under 15-6-219, and supplies except those included in class five under 15-6-135;

(c) for oil and gas production, all:

(i) machinery;

(ii) fixtures;

(iii) equipment, including flow lines and gathering lines, pumping units, oil field storage tanks, water storage tanks, water disposal injection pumps, gas compressor and dehydrator units, communication towers, gas metering shacks, treaters, gas separators, water flood units, and gas boosters, together with equipment that is skidable, portable, or movable;

(iv) tools that are not exempt under 15-6-219; and

(v) supplies except those included in class five;

(d) all manufacturing machinery, fixtures, equipment, tools, except a certain value of hand-held tools and personal property related to space vehicles, ethanol manufacturing, and industrial dairies and milk processors as provided in 15-6-220, and supplies except those included in class five;

(e) all goods and equipment that are intended for rent or lease, except goods and equipment that are specifically included and taxed in another class or that are rented under a purchase incentive rental program as defined in 15-6-202(4);

(f) special mobile equipment as defined in 61-1-101;

(g) furniture, fixtures, and equipment, except that specifically included in another class, used in commercial establishments as defined in this section;

- (h) x-ray and medical and dental equipment;
- (i) citizens band radios and mobile telephones;

(j) radio and television broadcasting and transmitting equipment;

- (k) cable television systems;
- (l) coal and ore haulers;
- (m) theater projectors and sound equipment; and

(n) all other property that is not included in any other class in this part, except that property that is subject to a fee in lieu of a property tax.

(2) As used in this section, the following definitions apply:

(a) "Coal and ore haulers" means nonhighway vehicles that exceed 18,000 pounds an axle and that are primarily designed and used to transport coal, ore, or other earthen material in a mining or quarrying environment.

(b) "Commercial establishment" includes any hotel, motel, office, petroleum marketing station, or service, wholesale, retail, or food-handling business.

(c) "Flow lines and gathering lines" means pipelines used to transport all or part of the oil or gas production from an oil or gas well to an interconnection with a common carrier pipeline as defined in 69-13-101 or a rate-regulated natural gas transmission or oil transmission pipeline regulated by the public service commission or the federal energy regulatory commission.

(d) "Governing body" means the governing body of the county where the class eight property is located.

(e) "Manufacturing machinery, fixtures, and equipment" means all property used in the manufacturing process, whether permanently or temporarily in place, to transform raw or finished materials into something possessing a new nature or name and adopted to a new use. The term includes but is not limited to refinery property.

(3) Except as provided in 15-24-1402 and this section, class eight property is taxed at:

(a) for the first \$6 million of taxable market value in excess of the exemption amount in subsection (4), 1.5%; and

(b) for all taxable market value in excess of \$6 million, 3%.

(4)(a) Except as provided in subsection (4)(b), the first \$1 million of market value of class eight property of a person or business entity is exempt from taxation.

(b) Subject to subsection (6), manufacturing machinery, fixtures, and equipment installed and placed in service after December 31, 2022, are exempt or partially exempt from taxation for a period of 5 years starting from the later of the date they were placed in service or October 1, 2023, after which the exemption amount allowed under subsection (6)(d) is phased out at a rate of 20% of the amount allowed by the governing body a year, with the property being assessed at 100% of its taxable value after a 10-year period. An entity that claims a tax exemption under this subsection (4)(b) shall maintain adequate books and records demonstrating the investment the owner made when installing and placing the property into service in the state. The property owners shall make the records available to the department for inspection on request.

(5) The gas gathering facilities of a stand-alone gas gathering company providing gas gathering services to third parties on a contractual basis, owning more than 500 miles of gas gathering lines in Montana, and centrally assessed in tax years prior to 2009 must be treated as a natural gas transmission pipeline subject to central assessment under 15-23-101. For purposes of this subsection, the gas gathering line ownership of all affiliated companies, as defined in section 1504(a) of the Internal Revenue Code, 26 U.S.C. 1504(a), must be aggregated for purposes of determining the 500-mile threshold.

(6)(a) In order for a taxpayer to receive the tax abatement described in subsection (4)(b), the taxpayer shall submit an application for the abatement and a project plan to the governing body and receive approval pursuant to this subsection (6). For property in which a taxpayer does not seek approval prior to commencing construction, the taxpayer shall apply:

(i) by March 1 of the year during which the abatement is first applicable for property placed in service on or after October 1, 2023; or

(ii) by January 31, 2024, for property placed in service after December 31, 2022, and before October 1, 2023.

(b) In order to receive an abatement, the governing body must approve the abatement request in the application by resolution for each project, following due notice as provided in 7-1-2121 and a public hearing. The governing body may not grant approval for the project until the applicant's property taxes have been paid in full. Taxes paid under protest do not preclude approval. If a taxpayer receives approval of a tax abatement prior to commencement of construction, the abatement does not extend to property that is outside the scope of the project plan that was submitted to the governing body with the application.

(c) The purpose of the public hearing is to determine whether the manufacturing machinery, fixtures, and equipment eligible for an abatement has an impact on services. The governing body shall:

(i) publish due notice within 60 days of receiving a taxpayer's complete application for the tax abatement; and

(ii) conduct a public hearing regarding an application for the tax abatement and make a determination whether the eligible abatement activities will have a fiscal impact to the county.

(d) Within 120 days of receiving the application provided for in subsection (6)(a), the governing body shall issue a decision regarding whether to allow the abatement at 100%, 90%, or 80%. If the governing body fails to issue a decision within 120 days of receiving the application, the application is considered approved in an amount equal to 100%. If the property qualifies for the abatement, the local government may not deny the abatement and the minimum amount of the abatement may not be less than 80%.

Credits

Enacted by Laws 1979, ch. 693, § 8. Amended by Laws 1981, ch. 575, § 62; amended by Laws 1983, ch. 278, § 1; amended by Laws 1985, ch. 516, § 4; amended by Laws 1985, ch. 743, § 3; amended by Laws 1987, ch. 453, § 5; amended by Laws 1987, ch. 584, § 1; amended by Laws 1987, ch. 611, § 3; amended by Laws 1989, ch. 576, § 2; amended by Laws 1989, ch. 598, § 2; amended by Laws 1997, ch. 611, § 5; amended by Laws 1993, ch. 575, § 1; amended by Laws 1995, ch. 570, § 1; amended by Laws 1997, ch. 121, § 2; amended by Laws 1997, ch. 496, § 2; amended by Laws 1999, ch. 285, § 12; amended by Laws 1999, ch. 551, § 1; amended by Laws 1999, ch. 555, § 2; amended by Sp. Sess. Laws May 2000 (Laws 2000, 1st Sp. Sess.), ch. 11, § 2; amended by Laws 2001, ch. 438, § 1; amended by Laws 2003, ch. 514, § 1; amended by Laws 2005, ch. 531, § 1; amended by Laws 2005, ch. 532, § 2; amended by Laws 2009, ch. 487, § 1, eff. April 24, 2009; amended by Laws 2009, ch. 411, § 2, eff. July 1, 2011; amended by Laws 2013, ch. 11, § 1, eff. Feb. 13, 2013; amended by Laws 2013, ch. 268, § 4, eff. Oct. 1, 2013; amended by Laws 2013, ch. 396, § 2, eff. May 6, 2013; amended by Laws 2013, ch. 45, § 2, eff. Oct. 1, 2023; amended by Laws 2023, ch. 45, § 2, eff. Oct. 1, 2023; amended by Laws 2023, ch. 234, § 1, eff. April 24, 2023; amended by Laws 2023, ch. 695, § 1, eff. Oct. 1, 2023; amended by Laws 2023, ch. 234, § 1, eff. April 24, 2023; amended by Laws 2023, ch. 695, § 1, eff. Oct. 1, 2023; amended by Laws 2023, ch. 695, § 1, eff. Oct. 1, 2023; amended by Laws 2023, ch. 234, § 1, eff. April 24, 2023; amended by Laws 2023, ch. 695, § 1, eff. Oct. 1, 2023.

Notes of Decisions (16)

MCA 15-6-138, MT ST 15-6-138 Current through chapters effective January 1, 2024 of the 2023 Session. Some statute sections may be more current, see credits for details.

End of Document

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a multiple d Information

Property Tax Abatement Application for Manufacturing Machinery, Fixtures, and Equipment

ABATE V1 9/2023

The property owner or the property owner's representative must submit this application to the local governing body of the county where the property is located for approval by resolution. Refer to <u>15-6-138, MCA</u> for the definition of manufacturing machinery, fixtures, and equipment, and for detailed information on the application process.

For property used in a manufacturing process for which the property owner did not seek approval prior to commencing construction, the property owner must apply by:

- March 1 of the year during which the abatement is first applicable for manufacturing machinery, fixtures, and equipment installed and placed in service after October 1, 2023; or
- January 31, 2024, for manufacturing machinery, fixtures, and equipment installed and placed in service after December 31, 2022, and before October 1, 2023.

Required information	
Applicant Name	Property Address
NCI Group Inc. DBA Fortify Building Solutions	7570 Entryway Drive
Mailing Address	City Billings
5020 Weston Parkway	State <u>MT</u> ZIP <u>59101</u>
City Cary	County Yellowstone
State NC ZIP 27513	Geocode(s) Can be found on the classification and appraisal notice.
Email <u>scott.little@cornerstone-bb.com</u>	03-0926-23-4-30-01-0000
Contact Phone (919) 677-4061	Assessment code(s) Can be found on the classification and appraisal notice.
	000C128810

Complete the questions below for the project's qualifying manufacturing machinery, fixtures, and equipment.

- 1. Project's construction commencement date 09/19/2023
- 2. Project's estimated construction completion date <u>10/01/2023</u>
- 3. A project plan is included with the application providing specific descriptions of qualifying manufacturing

machinery, fixtures, and equipment. X Yes No

Project plan must include site plans, construction blueprints or CAD files, and detailed equipment list with complete installation costs for each qualifying component.

4. NAICS code for the property <u>332322</u>

Applicant Signature	S.	W.	Lättle

Date 02/29/2024

Printed Name Scott Little

Important! The applicant must provide a copy of their application to the Department of Revenue within 30 days of submitting their application to the local governing body.

Questions? Contact us at dorpadindustrial@mt.gov or (406) 444-7968.

Property Tax Abatement Application for Manufacturing Machinery, Fixtures, and Equipment Page 1 of 2

County Government Use Only

Within 120 days of receiving an application, the local governing body shall issue a decision whether to approve an abatement at 100%, 90%, or 80%. If the governing body fails to issue a decision within 120 days of receiving an application, the application is considered approved in an amount equal to 100%. If an applicant's property qualifies for the abatement, the local governing body may not deny the abatement and the minimum amount of the abatement may not be less than 80%. Please refer to <u>15-6-138</u>, MCA, for detailed information on the application process.

Complete the questions below.

- 1. Tax abatement application received on _____
- 2. Local governing body published public hearing notice within 60 days of receiving a completed application.
 - Yes No
- 3. Public hearing held on _
- 4. Project tax abatement 🗌 Approved 🗌 Denied
- If Approved, exemption amount is: 100% 90% 80%

5. Approved tax abatement to be implemented beginning Tax Year ____

In the first five years after the manufacturing machinery, fixtures, and equipment assets are placed in service, the assets will be designated as 80% exempt, 90% exempt or 100% exempt. The initial year that the assets are placed in service must be designated in the approving resolution.

The exemption must be phased out at a rate of 20% of the amount allowed by the local governing body with the property being assessed at 100% of its taxable value after a 10-year period. In subsequent years, the property must be taxed at 100% of its taxable value.

Important! Approved application and resolution must be sent to:

Department of Revenue PO Box 8018 Helena MT 59604-8018

County Official Signature	Date
Printed Name	Title

Questions? Contact us at dorpadindustrial@mt.gov or (406) 444-7968.

Asset/Asset Description	Value/Cost		Facility/Location	Equipn	nent Life	(Monti	.hs)
2006 Hyster 120 Forklift (\$120XL2) S/N D004D06434V	\$	24,521.50	Billings		120		
2007 Freightliner Semi Truck M2-112 Crew	\$	57,216.83	Billings		120		
2008 PJ Gooseneck Trailer 36'	S	9,808.60	Billings		120		
2011 Great Dane 38' Gooseneck	\$	9,808.60	Billings		120		
2012 Titan 26' Gooseneck trailer	S	15,000.00	Billings		120		
2013 Ford F-450 DRW(1)	s	36,782.25	Billings		120		
2013 Toyota Forklift (7FGKU40) S/N 72473	s	24,521.50	Billings		120		
2014 Titan 26' Gooseneck Utility Trailer	\$	5,721.68	Billings		120		
2014 Toyota Forklift (8FGU32) S/N 60656	\$	24,521.50	Billings		120		
2014 Toyota Forklift (8FGU32) S/N 60667	\$	24,521.50	Billings		120		
2015 Titan 26' Gooseneck Utility Trailer(58)	s	9,808.60	Billings		120		
2016 Freightliner Semi Truick CA125SLP	s	49,043.00	Billings		120		
2016 Lamar Gooseneck Trailer(47)	\$	9,808.60	Billings		120		
2016 Titan Gooseneck 26' Utility Trailer	\$	15,000.00	Billings		120		
2017 Titan 26' Utility Trailer	s	15,000.00	Billings		120		
2017 Titan 26' Utility Trailer(135)	s	46,304.00	Billings		120		
2017 Titan Gooseneck 26' Utility Trailer	\$	46,304.00	Billings		120		
2017 Toyota Forklift (8FGC55UBCS) S/N 10621	s	24,521.50	Billings		120		
2018 Ford F550 Crew Cab	\$	40,869.17	Billings		120		
2018 Ford F550 Crew Cab	\$	40,869.17	Billings		120		
2019 Ford F550 Crew Cab	\$	40,869.17	Billings		120		
2019 Green Combilift (CB6000) S/N 44434	\$	49,043.00	Billings		120		
2019 Yellow Combilift (CB6000) S/N 46327	\$	28,608.42	Billings		120		
ASC Hydraulic Profile Shear	\$	11,443.37	Billings		120		
Canntect Orbital Stretch Wrapper	\$	32,695.33	Billings		120		
Center Coil Racks	\$	9,808.60	Billings		120		
Conestoga - 2015 Clark Trailer(35)	\$	32,695.33	Billings		120		
Conestoga - 2019 Wilson Trailer	\$	32,695.33	Billings		120		
Conestoga - 2019 Wilson Trailer	\$	32,695.33	Billings		120		
Conestoga - 2020 Wilson CF1080 45' Trailer	\$	32,695.33	Billings		120		
Corner Tool Shop	S	8,173.83	Billings		120		
Drip Edge Dispenser & Material	\$	9,808.60	Billings		120		
FS Curtis Air Compressor	\$	6,130.37	Billings		120		
Hayes Radius Former	\$	16,347.67	Billings		120		
John Deere 260 Series II Skidsteer	\$	28,608.42	Billings		120		
Jorns 21' Folder	s	116,068.43	Billings		120		
Jorns Slitter	ŝ	122,607.50	Billings		120		
Lift Tables (8)	s	5,231.25	Billings		120		
MRS 21 Stand Rollformer	ŝ	219,736.49	Billings		120		
MRS 24-Stand Rollformer with 7/8 Corrugated & 7.2 Panel	s	409,560.00	Billings		120		
MRS 6TUE Updender	s	13,078.13	Billings		120		
MRS Broad Sheet Line "C" w/ Shear	ŝ	103,859.46	Billings		120		
MRS Decoller used with Rollformer TD-01-15-499	s	15,000.00	Billings		120		
MRS Decoller used with Rollformer TD-01-15-455	s	15,000.00	Billings		120		
MRS Decoller used with Rollformer TD-04-10-556	s	15,000.00	Billings		120		
MRS Decoiler used with Rollformer TD-233-08-06-C	s	15,000.00			120		
MRS Decoiler used with Rollformer 10-233-08-08-C MRS Decoiler with Dual Coil Car used with Rollformer 12-03-160-T	\$		Billings		120		
	\$	25,000.00	Billings		120		
MRS Double Corrugated Line (1/2" & 1/4")		161,172.00	Billings				
MRS Infeed table used with Rollformer 12-03-160-T	s	10,000.00	Billings		120		
MRS Infeed table used with Rollformer TD-01-15-499	s	10,000.00	Billings		120		
MRS Infeed table used with Rollformer TD-04-10-336	s	10,000.00	Billings		120		
MRS Infeed table used with Rollformer TD-09-18-681	s	10,000.00	Billings		120		
MRS Infeed table used with Rollformer TD-233-08-06-C	s	10,000.00	Billings		120		
MRS Ridge Cap Press	s	13,078.13	Billings		120		
MRS Shear used with Rollformer 12-03-160-T	\$	15,000.00	Billings		120		
MRS Shear used with Rollformer TD-01-15-499	\$	15,000.00	Billings		120		
MRS Shear used with Rollformer TD-04-10-336	\$	15,000.00	Billings		120		
MRS Shear used with Rollformer TD-09-18-681	\$	15,000.00	Billings		120		
MRS Shear used with Rollformer TD-233-08-06-C	\$	10,000.00	Billings		120		
MRS Titan II 16-Stand Rollformer	\$	87,511.80	Billings		120		
MRS Trim Roll Former	\$	122,607.50	Billings		120		
MRS Upender	\$	13,078.13	Billings		120		
NX Series M8 Moffett (55.4)	\$	24,521.50	Billings		120		
NX Series M8 Moffett (55.4)	\$	24,521.50	Billings		120		
NX Series M8 Moffett (55.4)	\$	24,521.50	Billings		120		
PJ 24 B.P.D.O. Flatbed Trailer	\$	9,808.60	Billings		120		
Racks	ŝ	40,869.17	Billings		120		
RFC 12" Soffitt Roll Former on Rolling Stand	s	49,043.00	Billings		120		
RFC 18" Soffitt Roll Former on Rolling Stand	ŝ	49,043.00	Billings		120		
RFC Mobile Former on Rollers	ŝ	61,303.75	Billings		120		
Schechtl 10' Folder (MAX 310/CNC)	s	61,303.75	Billings		120		
Schechtl 10' Folder (MAX 310/CNC)	s	61,303.75	Billings		120		
		01,000.75					
	ć	61 202 75	Billinge				
Schechtl 10' Folder (MAX 310/CNC)	s	61,303.75	Billings Billings		120		
	s s s	61,303.75 61,303.75 49,043.00	Billings Billings Billings		120		

Schechtl 10' Shear (SMT 310/BV)	s	49,043.00	Billings	120
Schelbach Quadro Roll Former	s	61,303.75	Billings	120
Schlebach Mobile Roll Former	\$	15,000.00	Billings	120
Schlebach Mobile Roll Former	\$	46,304.00	Billings	120
Schlebach Mobile Roll Former	s	46,304.00	Billings	120
Schlebach Mobile Roll Former	\$	46,304.00	Billings	120
Schlebach Quadro Roll Former	s	61,303.75	Billings	120
Schlebach Quadro Roll Former	\$	61,303.75	Billings	120
Schlebach Quadro Roll Former	s	61,303.75	Billings	120
Schlebach Quadro Roll Former	s	61,303.75	Billings	120
Schlebach Quadro XL	s	61,303.75	Billings	120
Schlebach RBM Curve Former	\$	14,712.90	Billings	120
Schlebach RBM Curve Former	s	14,712.90	Billings	120
Small Double Decoiler	\$	8,173.83	Billings	120
Spiror Robopac Ring Machine	s	32,695.33	Billings	120
Zimmerman Mobile Roll Former	\$	61,303.75	Billings	120
Zimmerman Trap. Roll Former	\$	15,000.00	Billings	120

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YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS

Resolution No. 24-70

Resolution to Grant Tax Abatement to NCI Group Inc. (DBA Fortify Building Solutions) on Class Eight Property

WHEREAS, pursuant to Section 15-6-138(4)(b) of the Montana Code Annotated, if an owner of class eight property applies for a tax abatement on the property to a board of county commissioners, the board must approve the abatement. Attached is a copy of the statute. For the first five years, the tax on the property is abated at 80, 90 or 100 percent. *Id.* For the next five years, the tax on the property is fully taxed. *Id.* Pursuant to Section 15-6-138(6)(d) of the Montana Code Annotated, the only discretion a board has with the tax abatement is the percentile of the abatement during the initial five-year period of the abatement. The board can approve an 80, 90 or 100 percent abatement for the period. *Id.* If a board does not act upon an application, the application is deemed approved at 100 percent of the abatement during the period. *Id.*

WHEREAS, pursuant to Section 15-6-138(6)(b) of the Montana Code Annotated, for a board of county commissioners to grant a tax abatement on class eight property, it should pass a resolution of intent to hold a public hearing, publish notice of the public hearing, receive public comment, hold a public hearing and pass a resolution.

WHEREAS, the Yellowstone County Board of County Commissioners received an application from Fortify Building Solutions, that owns class eight property, for a tax abatement on the property. Attached is a copy of the application. The Board reviewed the application. Fortify Building Solutions appeared to meet the requirements to receive an abatement. The application was timely submitted and appears to encompass class eight property. Pursuant to 15-6-138(4)(b), the Montana Department of Revenue has the ability to examine the books and records of the company to verify that the subject property meets the requirements of the abatement.

WHEREAS, on April 2, 2024, the Yellowstone County Board of County Commissioners passed a resolution of intent to approve a tax abatement for the class eight property of Fortify Building Solutions and set a public hearing on the adoption for April 16, 2024. On April 5, 2024 and April 12, 2024, the Yellowstone County Clerk and Recorder published notice of the public hearing in the *Yellowstone County News*. On April 16, 2024, the Board held a public hearing on the abatement. The Board heard comments on the abatement. The Board considered the comments. The Board determined Fortify Building Solutions met the requirements to receive the abatement and _____ percent tax abatement would be appropriate for the initial five-year period.

NOW THEREFORE, BE IT RESOLVED,

Pursuant to Section 15-6-138(4)(b) of the Montana Code Annotated, the Yellowstone County Board of County Commissioners approves a tax abatement on the class eight property owned by Fortify Building Solutions as indicated in the application Fortify Building Solutions meets the requirements to receive the abatement and the percentile of the abatement during the initial five-year period is ______ percent. The Department of Revenue retains the final determination of the amount of property that qualifies as class 8 property subject to the abatement and can reduce the amount of qualifying property if it determines that portions of the property contained in the application do not qualify for abatement under MCA 15-6-138.

Passed and Adopted on the 16th day of April 2024.

BOARD OF COUNTY COMMISSIONERS YELLOWSTONE COUNTY, MONTANA

John Ostlund, Chair

Mark Morse, Member

ATTEST:

Donald W. Jones, Member

Jeff Martin, Clerk and Recorder

Attachments Statute Application

> Resolution No. 24 – 70 Resolution to Grant Tax Abatement to Fortify Building Solutions on Class Eight Property 1 of 1

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Annual Tax Abatement Report Submitted By: Erika Guy

TOPIC:

Annual Tax Abatement Report

BACKGROUND:

See Attachment

RECOMMENDED ACTION:

NA

Attachments

Annual Tax Abatement Report

Remarkable BILLINGS BE

YELLOWSTONE COUNTY CITY OF BILLINGS TAX ABATEMENT PROGRAM ANNUAL REPORT

2022 & 2023



CREATING MONTANA BUSINESS OPPORTUNITIES

Building **REMARK**

TAX ABATEMENT PROGRAM OVERVIEW





TAX ABATEMENT PROGRAM OVERVIEW



MCA 15-24-1401 & 1402 NEW AND EXPANDING INDUSTRY PROGRAM

- Designed for businesses that invest in new machinery and equipment
- of jobs, and location
- 1-5 and then scales to 100% in years 6-10

MCA 15-24-1501 & 1502 REMODELING, RECONSTRUCTION, OR **EXPANDING OF BUILDING STRUCTURES**

- substantial improvements to existing properties, or creating jobs within the designated area
- years 1-5
- Previous tax valuation on existing property continues at full value



ABATEMENT

YEAR

CREATING MONTANA BUSINESS OPPORTUNITIES

• To qualify businesses must meet specific criteria including the amount of investment, creation, and retention

• Allows 50% OR 75% tax liability reduction on the assessed value of the qualified investments through years

• Designed for businesses investing in remodeling, reconstruction, or expansion of building structures

• Eligible businesses must engage in certain qualifying activities including constructing new facilities, making

• Allows for 100% tax liability reduction on the newly constructed, remodeled, or expanded property from



NEW AND EXPANDING INDUSTRY PROGRAM

TAX SAVINGS BREAKDOWN

Applied only to the assessed value of qualified investments

50% TAX A	BATEMENT	75% TAX ABATEMENT			
YEAR	TAX LIABILITY	SAVINGS	YEAR	TAX LIABILITY	
1 st Five years after permit issued	50%	50%	1 st Five years after permit is	ssued 25%	
6 th Year	60%	40%	6 th Year	40%	
7 th Year	70%	30%	7 th Year	55%	
8 th Year	80%	20%	8 th Year	70%	
9 th Year	90%	10%	9 th Year	85%	-
10 th Year	100%	0%	10 th Year	100%	(
Following Years	100%	0%	Following Years	100%	(

* Years following construction, commencing the first five years after a construction permit is issued



CREATING MONTANA BUSINESS OPPORTUNITIES

75%	ΤΑΧ	ABA	TEME	NT

REMODELING, RECONSTRUCTION, OR EXPANDING OF BUILDING STRUCTURES

TAX SAVINGS BREAKDOWN

Applied only to the assessed value of qualified remodeling, reconstruction or expansions

100% TAX ABATEMENT								
YEAR	TAX LIABILITY	SAVINGS						
Construction period	0%	100%						
1 st First year post construction	0%	100%						
2 nd Year	0%	100%						
3 rd Year	0%	100%						
4 th Year	0%	100%						
5 th Year	0%	100%						
Following Years	100%	0%						

* Years following construction, commencing the first five years after a construction permit is issued



CREATING MONTANA BUSINESS OPPORTUNITIES

5

YEAR

ABATEMENT

ANNUAL REPORT





ACTIVE ABATEMENTS

2023 TAX ABATEMENTS – CITY / COUNTY									
COMPANY	START DATE	TERM	TAX LIABILITY	CAPITAL INVESTMENT	2023 TAX SAVINGS				
Aspen Air U.S, LLC	2015	10	50%	\$7,156,703.00	\$4,117.03				
Billings Flying Service, Inc	2017	10	50%	\$2,200,000.00	\$7,226.70				
Rimrock Subaru	2019	5	100%	\$10,010,000.00	\$55,343.12				
MRB Properties	2023	10	50%	\$650,000.00	\$1,252.66				
				\$20,016,703.00	\$67,939.51				

2023 TAX ABATEMENTS – COUNTY ONLY									
COMPANY	START DATE	TERM	TAX LIABILITY	CAPITAL INVESTMENT	2023 TAX SAVINGS				
Summit Resource International	2015	10	50%	\$2,300,000.00	\$1,891.28				
CHS Inc. Laurel Refinery (RE)	2018	10	50%	\$13,000,000.00	\$2,087.17				
CHS Inc. Laurel Refinery (PP)	2018	10	50%	\$99,028,042.00	\$493,927.53				
Phillips 66 (RE & PP)	2018	10	25%	\$298,803,000.00	\$2,065,990.42				
				\$413,131,042.00	\$2,563,896.40				

A total of \$433,147,745.00 invested in the economic vitality of Yellowstone County through this program



CREATING MONTANA BUSINESS OPPORTUNITIES

C		N I	TV	
	U	IN	I Y	



2022 & 2023 ANNUAL REPORT

2022 & 2023 ANNUAL REPORT

							202	2		2023	
COMPANY	TERM	YEARS COMPLETED	TAX LIABILITY	CAPITAL INVESTMENT	TAX SAVINGS 2023	# OF PTE	# OF FTE	TOTAL ANNUAL PAYROLL	# OF PTE	# OF FTE	TOTAL ANNUAL PAYROLL
CHS Inc. Laurel Refinery (RE)	10	5 yrs	50%	\$13,000,000.00	\$2,087.17	92	340	\$62,000,000.00	90	341	\$69,000,000.00
CHS Inc. Laurel Refinery (PP)	10	-	50%	\$99 <i>,</i> 028,042.00	\$493,927.53	-	-	-	-	-	-
Summit Resource International	10	8 yrs	50%	\$2,300,000.00	\$1,891.28	7	68	\$5,362,098.90	6	60	\$5,715,058.44
Aspen Air U.S., LLC	10	8 yrs	50%	\$7,156,703.00	\$ 4,117.03	1	11	\$1,164,940.97	1	14	\$1,068,852.49
Rimrock Subaru	5	4 yrs	100%	\$10,010,000.00	\$55,343.12	3	34	\$3,077,263.00	2	35	\$2,978,802.00
MRB Properties LLC	10	1 yr	50%	\$650 <i>,</i> 000.00	\$1,252.66	4	12	\$700 <i>,</i> 971.00	4	12	\$785,147.00
Phillips 66 (RE)	10	5 yrs	25%	\$298,803,000.00	\$2,065,990.42	0	300	\$55,357,931.00	0	300*	\$46,288,619.00
Phillips 66 (PP)	10	-	25%	-	-	-	-	-	-	-	-
Billings Flying Service, Inc.	10	6 yrs	50%	\$2,200,000.00	\$ 7,226.70	33	141	\$13,700,941.00	36	150	\$15,037,406.00

* P66 has 15-18 Billings employees that report to TX, therefore the number reported is an estimation.

These programs stand as one of the few remaining economic development tools in the state



CREATING MONTANA BUSINESS OPPORTUNITIES







BIG SKY ECONOMIC DEVELOPMENT

BIGSKYECONOMICDEVELOPMENT.ORG

Remarkable BILLINGS

FOR QUESTIONS ABOUT TO YELLOWSTONE COUNTY TAX ABATEMENT PROGRAM, PLEASE CONTACT

DIANNE LEHM

DIRECTOR OF COMMUNITY DEVELOPMENT Dianne@bigskyeda.org **P** 406.869.8409



CREATING MONTANA BUSINESS OPPORTUNITIES



YECONOMICDEVELOPMENT

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Alcohol Earmark Funds Submitted By: Erika Guy

TOPIC:

Alcohol Earmark Funds

BACKGROUND:

NA

RECOMMENDED ACTION:

Approve or Deny

Attachments

Alcohol Earmark Funds

Instructions For Service Provider County Designation Forms

The purpose of the attached form is to allow County Commissioners to designate a State-Approved Substance Use Disorder (SUD) Treatment and Prevention Provider(s) to receive earmarked alcohol tax monies for the provision of substance misuse/abuse treatment and prevention services in accordance with 53-24-206, MCA.

When designating a provider, the designated provider will be responsible for working with county commissioners to develop and seek Department approval for the countywide plan and annual updates.

- 1. Select the provider from the list below.
- 2. Select the percentage of the alcohol tax dollars you would like to designate to each provider.
- 3. Select the services to be provided and indicate a percentage of the alcohol tax dollars you would like to designate for that service under the provider selected.
- 4. This attached form must be signed by a majority of the County Commissioners and electronically returned **no later** than **June 14**, **2024**, to:

Natacha Bird, Fiscal Bureau Chief Behavioral Health and Developmental Disabilities Division (BHDD) Department of Public Health and Human Services (DPHHS) <u>natacha.bird@mt.gov</u> (406) 444-3969

Yellowstone County

CURRENT STATE APPROVED SUD TREATMENT AND PREVENTION SERVICES AVAILABLE IN THE COUNTY

Program Name	Prevention	Outpatient	Residential Home	Inpatient	Detox
South Central Montana Regional Mental Health Center	x	x			
Alternatives Inc.		x			
Billings Addiction Counseling LLC		x			
Billings Urban Indian Health & Wellness Center		x			
New Day Ranch		х	х		
Rimrock Foundation		х	х	Х	x
Yellowstone Boys and Girls Ranch		х	х		
Youth Dynamics		х	х		
Change on the Horizon		x			
Moving Forward		х			
On Track Counseling		х			
Sheyrl Whiteman		х			

Fiscal Year: 2025 (07/01/24 - 06/30/25)

Service Provider Designation Form

Yellowstone

When designating a provider, the designated provider will be responsible for working with county commissioners to develop and seek Department approval for the countywide plan and annual updates.

The following d	lesignation w	will be effective .	July 1, 2024	through June 30, 20)25.
				· ····· ······························	

Total % given	Prevention	Outpatient	Residential Home	Inpatient	Detox
South Central Montana Regional Mental Health Center Alternatives Inc.					
Billings Addiction Counseling LLC					
Billings Urban Indian Health & Wellness Center					
New Day Ranch					
	%	%	% /en /pa	ven %	ven

Fiscal Year: 2025 (07/01/24 - 06/30/25)

The Board of County Commissioners, hereby, designates the above State-Approved SUD Treatment and/or Prevention, and/or public health department and/or tribal council Provider(s) to receive earmarked alcohol tax monies and/or State-Approval for the provision of substance misuse/abuse treatment and prevention services in the county indicated above in accordance with 53-24-206, MCA.

The Board of County Commissioners also acknowledge that revenue generated by 16-1-404, 16-1-406, and 16-1-411 for the treatment, rehabilitation, and prevention of substance misuse/abuse that has not been encumbered for those purposes by the counties of Montana or the department must be returned to the state special revenue fund for the treatment, rehabilitation, and prevention of alcoholism within 30 days after the close of each fiscal year and must be distributed by the department the following year as provided in 53-24-206(3)(b).

The Board of County Commissioners acknowledges that revenue generated by 16-1-404, 16-1-406, and 16-1-411 earmarked to the counties for the treatment, rehabilitation, and prevention of alcoholism in fiscal year 2024 was encumbered for those purposes. Any unencumbered funds were returned to the department within 30 days after the close of the fiscal year in accordance with 53-24-108(6).

The Board of County Commissioners confirms these designations represents the majority of county commissioners on the Board of County Commissioners.

Commissioner Signature:	Date:		
Commissioner Signature:	Date:		
Commissioner Signature:	Date:		

B.O.C.C. RegularMeeting Date:04/16/2024Title:Budget Storage SubdSubmitted For:Jeff Martin, Clerk And RecorderSubmitted By:Jeff Martin, Clerk And Recorder

TOPIC:

Plat of Budget Storage Subdivision and the S.I.A..

BACKGROUND:

Reviewed.

RECOMMENDED ACTION:

Approve.

Attachments

Budget Storage SIA

SUBDIVISION IMPROVEMENTS AGREEMENT (Budget Storage Subdivision) Table of Contents

(Yellowstone County)

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	A. Water	
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	C. Power, Telephone, Gas, and Cable Television	
VII.	Parks/Open Space	5
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IX.	Weed Management	5
Х.	Soils/Geotechnical Study	5
XII.	Financial Guarantees	5
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SUBDIVISION IMPROVEMENTS AGREEMENT

(Budget Storage Subdivision)

This agreement is made and entered into this _____ day of ______, 20__, by and between Al Koelzer, whose address for the purpose of this agreement is 3312 4th Ave, N., Billings, MT 59101-1205, hereinafter referred to as "Subdivider," and YELLOWSTONE COUNTY, Montana, hereinafter referred to as "County."

WITNESSETH:

WHEREAS, the plat of Budget Storage Subdivision, located in Yellowstone County, Montana was submitted to the Yellowstone County Board of Planning as an expedited plat which was deemed to not require preliminary review; and

WHEREAS, a Subdivision Improvements Agreement is required by the County prior to the approval of the final plat.

WHEREAS, the provisions of this agreement shall be effective and applicable to Budget Storage Subdivision upon the filing of the final plat thereof in the office of the Clerk and Recorder of Yellowstone County, Montana. The Subdivision shall comply with all requirements of the Yellowstone County Subdivision Regulations, the rules, regulations, policies, and resolutions of Yellowstone County, and the laws and administrative rules of the State of Montana.

THEREFORE, THE PARTIES TO THIS AGREEMENT, for and in consideration of the mutual promises herein contained and for other good and valuable consideration, do hereby agree as follows:

I. <u>VARIANCES</u>

No variances have been requested as part of this subdivision.

II. CONDITIONS THAT RUN WITH THE LAND

A. Lot owners should be aware that this subdivision is being built in close proximity to prime deer and antelope habitat and it is likely that homeowners will experience problems with damage to landscaped shrubs, flowers, and gardens. The Montana Fish, Wildlife, and Parks Department does not provide damage assistance unless there is damage to commercial crops and/or a threat to public health and safety.

- **B.** Lot owners should be aware that soil characteristics within the area of this subdivision, as described in the 1972 Yellowstone County Soil Survey, indicate that there could be potential limitations for proposed construction on the lots, which may require a geotechnical survey prior to construction.
- **C.** No water rights have been transferred to the lot owners. Irrigation ditches that exist on the perimeter of this development are for the benefit of other properties. Perimeter ditches and drains shall remain in place and shall not be altered by the Subdivider or subsequent owners.
- **D.** There is attached hereto a Waiver waiving the right to protest the creation of the special improvement district or districts which by this reference is expressly incorporated herein and made as much a part hereof as though fully and completely set forth herein at this point. The Waiver will be filed with the plat, shall run with the land, and shall constitute the guarantee by the Subdivider and property owner or owners of the developments described herein. Said Waiver is effective upon filing and is not conditioned on the completion of the conditions set forth in this Agreement. The Subdivider and owner specifically agree that they are waiving valuable rights and do so voluntarily.
- **E.** Culverts and associated drainage swales shall not be filled in or altered by the subdivider or subsequent lot owners.
- **F.** When required by road improvements, all fences and irrigation ditches in the public right-of-way adjacent to this subdivision shall be removed or relocated outside of the public right-of-way and any relocation outside of the public right-of-way and recording easements.
- **G.** Future maintenance of all public (or common) improvements shall be done through one (1) or more RSID(s) created as part of the SIA for this subdivision.
- **H.** Lot owners or their agent will obtain an Access Permit from County Public Works prior to any construction on any lot within the subdivision. The application will include a site plan showing the desired location of the access and show that it meets the requirements outlined by the DEQ storm water requirements for the subdivision. Failure to do so will result in the lot owner or their agent removing what has been installed and locating the access in an approved location at the lot owners expense.

III. TRANSPORTATION

A. Streets

The subdivider agrees to guarantee all improvements for a period of one (1) year from the date of final acceptance by Yellowstone County.

- **B.** Access
 - Access to each new lot will be from the existing right of way of Titan Avenue, or Elysian Road. Lot 2 will use an Access Easement which crosses Lot 1 connects to right of way of Elysian Road.
 - Other than the existing access points, any new access points will be approved by Yellowstone County Public Works Department.

C. Heritage Trail Plan

The subdivision is not within the area of the Heritage Trail Plan.

IV. <u>EMERGENCY SERVICE</u>

- Emergency Access to the subdivision shall be through existing Titan Avenue or Elysian Road.
- New water storage/dry hydrants are not required, as only one new lot is being created.

V. <u>STORM DRAINAGE</u>

All drainage improvements shall comply with the provisions of the Section 4.7, Yellowstone County Subdivision Regulations.

VI. <u>UTILITIES</u>

A. Water

Lot 1 is served by an existing well. If the water supply system is in need of extensive repairs or replacement, the property will be annexed into the City and connected to the public water and sewer system.

Lot 2 is used as a storage area. No water or sewer is required. A well is used for irrigation.

B. Septic System

Lot 1 is served by an existing 1500 gallon septic tank which then flows to three 75 foot long drain field legs via a distribution box. The existing system was permitted with the following number: EHS permit #15828.

When the existing individual sewage treatment system is in need of extensive repairs or replacement the property will be annexed into the City and connected to the public water and sewer system.

Lot 2 has no water or sewer services. Lot 2 is used as a storage area.

C. Power, Telephone, Gas, and Cable Television

- MDU is available for gas service. They have an existing gas main in Elysian Road.
- Electric service is existing and provided by Northwest Energy.
- Spectrum has existing facilities to provide TV and telephone.
- No new utility easements are proposed. Existing utilities are located in existing right of ways for Elysian Road and Titan Avenue.

VII. <u>PARKS/OPEN SPACE</u>

There is no parkland requirement for proposed Budget Storage Subdivision, as this is a minor subdivision [MCA 76-3-617(3) (a)].

VIII. <u>IRRIGATION</u>

• There are no irrigation ditches on the property and no Irrigation Districts will be affected by this subdivision.

IX. <u>WEED MANAGEMENT</u>

All noxious weeds on the latest Yellowstone County Noxious Weed List shall be controlled on all properties in the subdivision.

- A Weed Management Plan must be filed and updated as needed for approval by the Yellowstone County Weed Department. Said weed management plan shall contain the noxious weeds being addressed and the plan for the control of those weeds. All associated cost for noxious weed control is the responsibility of the owner of record.
- A revegetation plan shall be submitted as part of the management plan. A seeding recommendation can be obtained from the Yellowstone County Weed Department pursuant to Section 7-22-2152, MCA. The Yellowstone County Weed Department reserves the right to revise these recommendations based on the required site inspection.

X. <u>SOILS/GEOTECHNICAL STUDY</u>

• No geotechnical report is required with this subdivision.

XI. FINANCIAL GUARANTEES

No public improvements are required.

XII. <u>LEGAL PROVISIONS</u>

- **A.** Subdivider agrees to guarantee all public improvements for a period of one year from the date of final acceptance by Yellowstone County.
- **B.** The owners of the properties involved in this proposed Subdivision by signature subscribed herein below agree, consent, and shall be bound by the provisions of this Agreement.
- **C.** The covenants, agreements, and all statements in this Agreement apply to and shall be binding on the heirs, personal representatives, successors and assigns of the respective parties.
- **D.** In the event it becomes necessary for either party to this Agreement to retain an attorney to enforce any of the terms or conditions of this Agreement or to give any notice required herein, then the prevailing party or the party giving notice shall be entitled to reasonable attorney fees and costs.
- **E.** Any amendments or modifications of this Agreement or any provisions herein shall be made in writing and executed in the same manner as this original document and shall after execution become a part of this Agreement.
- **F.** Subdivider shall comply with all applicable federal, state, and local statutes, ordinances, and administrative regulations during the performance and discharge of its obligations. Subdivider acknowledges and agrees that nothing contained herein shall relieve or exempt it from such compliance.
- **G.** Subdivider agrees to create any required (or expansion of existing) RSID(s) for future maintenance of all public (or common) constructed improvements prior to final plat approval.

IN WITNESS WHEREOF, the parties hereto have set their hands and official seals on the date first above written.

"SUBDIVIDER"

Al Koelze	r 1 1 1
By:	Altreen
-	CV
Its: <u>ov</u>	iner

STATE OF MONTANA

) : ss

)

County of Yellowstone

On this <u>15</u> day of <u>March</u> 20<u>24</u>, before me, a Notary Public in and for the State of Montana, personally appeared <u>Al Koelzer</u>, known to me to be the person, who executed the foregoing instrument and acknowledged to me that she executed the same.

BETHANY KETCHELL NOTARY PUBLIC FOR THE STATE OF MONTANA RESIDING AT BILLINGS MY COMMISSION EXPIRES MARCH 24, 2027

Notary Public in and for the State of Montana Printed Name: <u>Bethany hetchell</u> Residing at: <u>Billings</u> My commission expires: <u>March 24, 2027</u> This agreement is hereby approved and accepted by Yellowstone County, this _____ day of ______, 20___.

"COUNTY" COUNTY OF YELLOWSTONE MONTANA

County of Yellowstone Board of County Commissioners

By: _____

Chairman

Commissioner

Commissioner

Attest: ____

County Clerk and Recorder

STATE OF MONTANA) : ss

)

County of Yellowstone

On this _____ day of ______, 20___, before me, a Notary Public in and for the State of Montana, personally appeared ______, ____,

_____, and _____, known to me to be the Board of County Commissioners and the County Clerk and Recorder, respectively, of Yellowstone County, Montana, whose names are subscribed to the foregoing instrument in such capacity and acknowledged to me that they executed the same on behalf of Yellowstone County, Montana.

Notary Public in and for t	he State of Montana
Printed Name:	·····
Residing at:	
My commission expires:	

Waiver of Right to Protest

FOR VALUABLE CONSIDERATION, the undersigned, being the Subdivider and all of the owners of the hereinafter described real property, do hereby waive the right to protest the formation of one or more Rural Special Improvement Districts (RSID's), which Yellowstone County may require, for a period of twenty years from the date of this document's recording.

This Waiver and Agreement is independent from all other agreements and is supported by sufficient independent consideration to which the undersigned are parties and shall run with the land and shall be binding upon the undersigned, their successors and assigns, and the same shall be recorded in the office of the County Clerk and Recorder of Yellowstone County, Montana.

The real property hereinabove mentioned is more particularly described as follows:

Budget Storage Subdivision

Signed and dated this <u>15</u>	day of	March, 2024.
	By:	Ankup

Its: owner

STATE OF MONTANA) : ss County of Yellowstone)

On this <u>15</u> day of <u>March</u>, $20\underline{24}$, before me, a Notary Public in and for the State of Montana, personally appeared Al Koelzer, the person who executed the forgoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEROF, I have hereunto set my hand and affixed my Notarial Seal the day and year hereinabove written. (1)

Notary Public in and for the State of Montana



Printed name: <u>Bethany Hetchell</u> Residing in Billings, Montana My commission expires: <u>March</u> 24, 2027

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Board Openings - Updated List Submitted By: Erika Guy

TOPIC:

-

Board Openings - Updated List

BACKGROUND:

See Attachment

RECOMMENDED ACTION:

Post

Attachments

Board Openings

YELLOWSTONE COUNTY BOARD OPENINGS

April 16, 2024

CITY/COUNTY PLANNING: DIST 3	2 year	1 partial to 12/31/24
CITY/COUNTY PLANNING: DIST 4	2 year	1 partial to 12/31/24
NOTE: To be eligible for the above special district board the boundaries of the district. To find which planning dis Planning Division at 247-8676.		
LAUREL URBAN FIRE SERVICE AREA	3 year	1 partial to 6/30/25 1 full to 6/30/26
BROADVIEW CEMETERY	3 year	1 full to 6/30/26
ELIECO EIDE SEDVICE ADE A	3 year	1 partial to 12/31/25
FUEGO FIRE SERVICE AREA	3 year	1 partial to 12/31/25
FUEGO FIRE SERVICE AREA	-	
BLUE CREEK FIRE SERVICE AREA	3 year	1 full to 5/8/27
	3 year s, applicants must live C	1 full to 5/8/27
 BLUE CREEK FIRE SERVICE AREA NOTE: To be eligible for the above special district board boundaries of the district. HISTORIC PRESERVATION BOARD NOTE: Eligible applicants for the above board must h archaeology, architecture, or historic preservation-relation-	3 year s, applicants must live C 2 year ave professional expert ated disciplines.	1 full to 5/8/27 PR own property within the 1 full to 12/31/25 ise in history, planning,
 BLUE CREEK FIRE SERVICE AREA NOTE: To be eligible for the above special district board boundaries of the district. HISTORIC PRESERVATION BOARD NOTE: Eligible applicants for the above board must h 	3 year s, applicants must live C 2 year ave professional expert	1 full to 5/8/27 PR own property within the 1 full to 12/31/25 ise in history, planning, 1 partial to 3/31/26
 BLUE CREEK FIRE SERVICE AREA NOTE: To be eligible for the above special district board boundaries of the district. HISTORIC PRESERVATION BOARD NOTE: Eligible applicants for the above board must h archaeology, architecture, or historic preservation-relation-	3 year s, applicants must live C 2 year ave professional expert ated disciplines.	1 full to 5/8/27 PR own property within the 1 full to 12/31/25 ise in history, planning, 1 partial to 3/31/26 2 full to 12/31/26 1 partial to 12/31/25
 BLUE CREEK FIRE SERVICE AREA NOTE: To be eligible for the above special district board boundaries of the district. HISTORIC PRESERVATION BOARD NOTE: Eligible applicants for the above board must h archaeology, architecture, or historic preservation-relabore board to boundaries LOCKWOOD TEDD ADVISORY BOARD 	3 year s, applicants must live C 2 year ave professional expert ated disciplines. 3 year	1 full to 5/8/27 PR own property within the 1 full to 12/31/25 ise in history, planning, 1 partial to 3/31/26 2 full to 12/31/26 1 partial to 12/31/26 1 partial to 12/31/26

APPLICATIONS FOR THE ABOVE POSITIONS WILL BE ACCEPTED UNTIL 5:00PM ON THURSDAY, May 16, 2024

		March 26, 2024
AREA II AGENCY ON AGING	1 year	1 partial to 6/30/24

LAUREL FIRE DISTRICT #7	3 year	2 full to 5/4/27
WORDEN FIRE DISTRICT #4	3 year	2 full to 5/4/27
LAUREL FIRE DISTRICT #5	3 year	2 full to 5/4/27
BROADVIEW FIRE DISTRICT #3	3 year	1 full to 5/4/27
LOCKWOOD URBAN TRANSPORTATION DISTRICT	4 year	2 full to 5/2/28

NOTE: To be eligible for the above special district boards, applicants must live OR own property within the boundaries of the district.

APPLICATIONS FOR THE ABOVE POSITIONS WILL BE ACCEPTED UNTIL 5:00PM ON THURSDAY, April 25, 2024

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Board Appointments Submitted By: Erika Guy

TOPIC:

Board Appointments - Darcie Tempel & Deborah Anspach to Yellowstone Art Museum

BACKGROUND:

See Attachments

RECOMMENDED ACTION:

Sign and Mail

Attachments

Darcie Tempel Deborah Anspach

Yellowstone County



COMMISSIONERS (406) 256-2701 (406) 256-2777 (FAX) P.O. Box 35000 Billings, MT 59107-5000 bocc@yellowstonecountymt.gov

April 16, 2024

Ms. Darcie Tempel 2649 Meadow Creek Loop Billings, MT 59105

RE: Yellowstone Art Museum Board

Dear Ms. Tempel,

The Board of County Commissioners of Yellowstone County has appointed you to represent Yellowstone County as a member on the above named board. Your term by this appointment will be to December 31, 2026.

We wish to take this opportunity to thank you in advance for accepting this community service.

Sincerely,

BOARD OF COUNTY COMMISSIONERS YELLOWSTONE COUNTY, MONTANA

John Ostlund, Chair

Mark Morse, Member

Donald W. Jones, Member

BOCC/eg

cc: Board File - Clerk & Recorder Ms. Jessica Kay Ruhle, 401 N. 27th St, Billings, MT 59101

Yellowstone County



COMMISSIONERS (406) 256-2701 (406) 256-2777 (FAX) P.O. Box 35000 Billings, MT 59107-5000 bocc@yellowstonecountymt.gov

April 16, 2024

Ms. Deborah Anspach 4608 Palisades Park Dr. Billings, MT 59106

RE: Yellowstone Art Museum Board

Dear Ms. Anspach,

The Board of County Commissioners of Yellowstone County has appointed you to represent Yellowstone County as a member on the above named board. Your term by this appointment will be to December 31, 2027.

We wish to take this opportunity to thank you in advance for accepting this community service.

Sincerely,

BOARD OF COUNTY COMMISSIONERS YELLOWSTONE COUNTY, MONTANA

John Ostlund, Chair

Mark Morse, Member

Donald W. Jones, Member

BOCC/eg

cc: Board File - Clerk & Recorder Ms. Jessica Kay Ruhle, 401 N. 27th St, Billings, MT 59101

B.O.C.C. Regular

Meeting Date: 04/16/2024

Title:Yellowstone Art Museum County Appointments ReorganizationSubmitted By:Erika Guy

TOPIC:

Yellowstone Art Museum County Appointments Reorganization

BACKGROUND:

See Attachment

RECOMMENDED ACTION:

Approve

Attachments

Yellowstone Art Museum County Appointments Reorganization



APR 0 5 2024

March 20, 2024

Erika Guy County Commissioners Po Box 35000 Billings, MT 59107

Dear Ms. Guy:

Thank you again for joining us at the January meeting of the YAM's Governance Committee. We appreciated your insights and information.

The Governance Committee has decided to change the term limits of Trustees appointed by the County Commissioners from 5 years to 3 years. This change will go into effect immediately, for all incoming and future Trustees. This update makes Darcie Tempel's term January 1, 2024 to December 31, 2026.

According to our records, we have four County Commissioner trustees currently serving 5-year terms:

Deborah Anspach, serving her first commissioner appointed term expiring in 2027, Juni Clark, serving her second commissioner appointed term expiring in 2027, Gary Oakland, serving his third commissioner appointed term expiring in 2025, and Kim Olsen, serving her first commissioner appointed term expiring in 2024.

These individuals will complete their entire 5-year terms.

If this does not match your records, please let us know so we can get our records aligned with yours.

If you have any questions or concerns, please contact Jessica Ruhle at <u>director@artmuseum.org</u> or 406.256.6804 x 226

Sincerely,

Matt Stroud President, Board of Trustees

Deborah Anspach Governance Committee Chair

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Response Letter to the City of Billings Submitted By: Erika Guy

TOPIC:

Response Letter to the City of Billings

BACKGROUND:

See Attachment

RECOMMENDED ACTION:

Sign and Mail

Attachments

Response Letter to the City of Billings

Yellowstone County



COMMISSIONERS (406) 256-2701 (406) 256-2777 (FAX) P.O. Box 35000 Billings, MT 59107-5000 bocc@yellowstonecountymt.gov

April 16, 2024

Billings City Council Attn: Bill Cole, Mayor/Chair 210 North 27th Street Billings, MT 59101

Re: Response to City Letter of February 26, 2024

Dear Mayor:

Thank you for your letter of February 26, 2024. We look forward to this partnership and we are excited by the commitments in your letter.

The County and City both believe the facility is necessary to provide an alternative option for the detainment of low-risk, non-violent offenders who are currently not being incarcerated and continue to offend in the community. The next step in solidifying a partnership between City and County is to enter a memorandum of understanding to memorialize our mutual interests for this project. We look forward to negotiating this interlocal agreement and have attached a proposed draft agreement to expedite execution of this agreement.

The Board has continued to move forward with this project since receipt of your letter in late February and provide the following updates and proposed terms:

DEVELOPMENT

The Board has delegated a negotiation team for development of the short-term detention facility memorandum of understanding with the City.

The County undertook this endeavor as an alternate delivery project. On March 5, 2024, the County issued a request for qualifications (RFQ) to architectural design firms. Site plans and foundation designs, a geotechnical topographical survey, and a geotechnical drilling and boring survey were completed prior to the Board issuing an RFQ, so that project development could proceed on an expedited timeline. The RFQ responses were due on April 1st. The designated team will review the responses. After the Board makes their approval, a notice of the rankings will be available to the public on April 16th.

During the time the architect is designing the site and foundation plans, the Board will issue an Invitation for Proposals for a General Contractor/Construction Manager. The Board anticipates this part of the project to be completed in May. This will allow the architect and GC/CM to work together, along with Hulteng, CCM, to complete the final design and construction drawings. The Board believes these steps will help reduce the amount of time it takes for the project to be completed.

PROPOSED PROCESS

The County wants to ensure there is some flexibility built into this process as there may be unforeseen circumstances that will require adjustments as we begin operations. We recognize this flexibility requires a level of trust and it is our hope that the level of dedication and movement the Board has demonstrated has served to build that trust:

- The STDF will be primarily used for pre-arraignment purposes to temporarily house nonviolent offenders charged with misdemeanor and non-violent offenses. YCDF will remain the facility for those whose charges are serious and/or violent.
- YCDF will decide where to place the individual based on their most serious charge. All STDF offenders will be arraigned and released within 72-hours either on bond, or some kind of monitoring device.
- Arraignment Court will be an important piece within this process to clear house every 24-hours.

DESIGN COMMITTEE

The County will promptly create a committee to head up the design phase of the project. The committee will consist of three people to be determined by Scott Twito and the Board. The committee will work in partnership with the architect and construction manager. The committee will communicate with stakeholders to ensure the design of the STDF aligns with community need.

CAPACITY

In your recent letter, you state the City is requesting the facility be built for at least 96 beds. The County is unable to specify the number of beds until a design has been finalized. Considerations such as level of security and number of levels will determine the number of beds available. There are many considerations such as access to medical, pre-trial services, video court capability, and defense attorney need that will all play a role in the number of beds available. The County will determine the number of beds that are built based on the operational/functional capacity of the facility, as well as the number of beds needed in a worst-case scenario. We do have an initial design but there is no guarantee that will be the design moving forward; therefore, we cannot guarantee the number of beds in the short-term detention facility at this time. We anticipate there will be at least thirty-five beds available on one floor. The County and YCSO will ensure that the

Billings Police Department has available to it, for short-term detention, for stand alone City charges, at least 10 beds every 24 hours averaged over time. There will be no limit to the number of non-violent or low-risk offenders that Billings Police Department can bring into the short-term detention facility. Offenders will be remanded in the normal course. With the development of arraignment court, most inmates will be seen within 24 hours. We anticipate high inmate turnover.

There will be many inmates with hybrid charges - individuals who are traditionally picked up by BPD that may have a State or other warrant that are not currently processed into the facility. The purpose in providing 10 beds dedicated to stand-alone City charges is that we recognize there will be many low-risk offenders BPD will wish to bring into short term detention, and they will have other charges. We do not wish to exclude those offenders and they should not be counted toward the City's beds even though BPD will be the agency primarily bringing in those offenders. The County wants law enforcement to have the tool of remand, without excessive restriction or caps on the number of inmates that can be brought into short term detention. At this time, the County will not be contracting out any other beds in the STDF, except those discussed herein.

TERMS

The County provides the following proposed terms:

- The County will accept your financial contribution, without countering, and will anticipate a transfer to the County of \$500,000 in fiscal year 2024 along with an additional transfer of \$1.5 million, provided to the County in equal amounts in fiscal years 2025 and 2026. The County acknowledges the elimination of past occupancy debt to the City as additional capital contribution. The Board also acknowledges and agrees that no party will have any liability to the other party for pre-arraignment costs or charges related to occupancy, operations or maintenance of the current detention facility that were incurred prior to the short-term detention facility memorandum of understanding execution. The Board acknowledges this will be a one-time, fixed financial contribution.
- 10 dedicated stand-alone City beds with no limitation to the number of offenders BPD can bring into the short-term detention facility.
- The County proposes an initial term of three years with renewal each year thereafter.
- The City will be responsible for room and board upon occupancy at a negotiated rate.
- The County will be solely responsible for the following:
 - o Construction, operation, maintenance, inspection, staffing and security.
 - o In-house medical, dental, mental health, and access to case management.
 - Liability and lawsuits.
- The County and YCSO will work diligently to have the short-term detention facility open no later than 15 months after the County signs a design contract. The County will be responsible for any costs associated with delay. As the County is working diligently, even

before City commitment, the County would request no penalty for any unforeseen construction delays as this will not be in the County's control and the County agrees it will have to pay the cost associated with any delay in construction.

Everyone is involved in the criminal justice system in one way, shape or form. As we develop the short-term detention facility, it is essential to have efficient and reasonable communication between the courts, elected officials, and community. Whether it is the addition of a short-term facility or the anticipated jail expansion of YCDF, all players of the criminal justice system need to be involved. It is our hope that this productive dialogue continues, both within our agencies and in the community.

We agree the short-term detention facility is critical for reducing crime in our community and holding offenders accountable. This is an impressive first step. The purpose of the short-term detention facility is to house a population that we do not incarcerate currently at YCDF. We still desperately need an expansion of the main facility to serve the population that is traditionally incarcerated. We will continue to diligently move forward on jail expansion as well as the short-term detention facility.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

YELLOWSTONE COUNTY, MONTANA

John Ostlund, Chair

Mark Morse, Member

Donald W. Jones, Member

B.O.C.C. Regular

Meeting Date: 04/16/2024

Title:MOU Between the City of Billings and Yellowstone County to Develop and Operate a
Short Term Facility at YCDF

Submitted By: Erika Guy

TOPIC:

MOU Between the City of Billings and Yellowstone County to Develop and Operate a Short Term Facility at YCDF

BACKGROUND:

See Attachment

RECOMMENDED ACTION:

Approve or Deny

MOU

Attachments

MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF BILLINGS AND YELLOWSTONE COUNTY TO DEVELOP AND OPERATE SHORT TERM FACILITY AT YCDF

This Memorandum of Understanding (MOU) is made this ______ day of ______, 20___ by and between CITY of Billings (CITY) and Yellowstone COUNTY, (COUNTY) and the Yellowstone COUNTY Sheriff's Office (YCSO).

WHEREAS, CITY and COUNTY identified a population of offenders that are committing multiple crimes in a short period of time, are blatantly defying the criminal justice system. These individuals disrespect law enforcement, fail to appear in court, avoid warrants and continue to be free in the community.

WHEREAS, CITY and COUNTY desire to develop a short-term detention facility ("STDF") that will be used to immediately detain low-risk offenders who pose a risk to the community but are not charged with a severe crime are not being held in the limited space at the Yellowstone County Detention Facility ("YCDF").

THEREFORE, this Agreement sets forth the following terms pursuant to which CITY and COUNTY shall agree:

Purpose:

STDF will be a pre-arraignment facility with most inmates being released on a bond and other pre-trial monitoring after arraignment.

Term:

This Agreement sets forth the following terms pursuant to which CITY and COUNTY shall agree:

This Agreement shall begin on May 15, 2024, for an initial three-year term and shall automatically be renewed annually on the same terms. The parties may mutually agree, in writing, to terminate this Agreement at any time. Further, either party may terminate this Agreement unilaterally with written notice not less than 90 days prior to the automatic renewal date after the initial three-year term has expired. If unilateral written notice is given, the Agreement shall terminate on the annual renewal date.

Compensation:

In exchange for the services stated in this Agreement to be performed by COUNTY, CITY agrees to pay COUNTY the pledged amount of \$2 million dollars (500,000 in FY 24, 750,000 in FY25 and 750,000 in FY26) and the elimination of prior occupancy debt. Upon occupancy of inmates in the Facility based on CITY charges, COUNTY will bill the CITY monthly for room & board at a rate of (to be negotiated)

Services of COUNTY and YCSO:

The COUNTY and YCSO shall be responsible for the construction, including unanticipated construction costs, operation, and maintenance of the STDF.

The COUNTY and YCSO shall be responsible for the cost associated with in house dental, medical, mental health and case management services.

The COUNTY shall reserve a minimum of ten (10) beds for use of the CITY for standalone City offenses averaged over a 24-hour period.

Authorized Representatives:

The parties appoint the following authorized representatives to receive notices and to provide direct communication between the parties:

For CITY:

For COUNTY:

Mike Linder, Sheriff 2323 2nd Ave. North Billings, MT 59107

Indemnification:

The COUNTY and YCSO will indemnify and hold harmless the CITY for any claims, errors, or omissions that may arise from the construction, operation, and maintenance of the facility. COUNTY agrees to hold harmless and indemnify the CITY from and against all claims, losses damages, or liability, resulting from the negligence of the COUNTY or its employees and agents in the performance of this MOU.

Authorized Representatives:

The parties represent and agree that the persons signing this Agreement have authorization to bind their respective governmental entities to the terms of this Agreement.

Modifications and Amendments:

Any amendment or modification of this MOU or any provisions herein shall be made in writing and executed in the same manner as this original document and shall after execution become a part of this MOU.

<u>Entire Agreement and Revocation of Prior Agreements</u>. This MOU embodies the entire understanding between CITY and COUNTY with respect to the specific subject matter hereof, and no prior oral or written representation shall serve to modify or amend this Agreement. This Agreement may not be modified except by action of both governing bodies.

<u>Governing Law, Informal Dispute Resolution, Venue</u>. This MOU shall be governed by and construed in accordance with the laws of the State of Montana. Should a dispute arise regarding the terms of this Agreement, the parties shall first enter into good faith discussions in an attempt to resolve the dispute. Should the dispute result in litigation, the parties agree that proper venue lies in the Montana 13th Judicial District Court.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

BOARD OF COUNTY COMMISSIONERS YELLOWSTONE COUNTY, MONTANA CITY OF BILLINGS, MONTANA

John Ostlund, Chair

CITY Administrator

Mark Morse, Member

Donald W. Jones, Member

Attest:

Attest:

Jeff Martin Yellowstone COUNTY Clerk and Recorder

CITY of Billings Clerk

B.O.C.C. Regular

Meeting Date: 04/16/2024

Title:Finance - Short Term Hold Facility - Alternative Delivery - Determination of AuthoritySubmitted For:James Matteson, Purchasing Agent

Submitted By: James Matteson, Purchasing Agent

TOPIC:

Determination of Authority - Alternative Delivery Method - Short Term Holding Facility

BACKGROUND:

A governing body may use an alternative delivery project that meets criteria to the provisions of MCA 18-2-502.

PER THE MCA 18-2-502

The following excerpt is from the Montana Code Annotated, and must be followed when utilizing the ALTERNATIVE PROJECT DELIVERY CONTRACT method for construction contracts:

18-2-502. Alternative project delivery contract -- authority -- criteria. (1) Subject to the provisions of this part, a state agency or a governing body may use an alternative project delivery contract. A state agency or governing body that uses an alternative project delivery contract shall:

(a) demonstrate that the state agency or the governing body has or will have knowledgeable staff or consultants who have the capacity to manage an alternative project delivery contract;

(b) clearly describe the manner in which:

(i) the alternative project delivery contract award process will be conducted; and

(ii) subcontractors and suppliers will be selected.

(2) Prior to awarding an alternative project delivery contract, the state agency or the governing body shall determine that the proposal meets at least two of the sets of criteria described in subsections (2)(a) through (2)(c) and the provisions of subsection (3). To make the determination, the state agency or the governing body shall make a detailed written finding that:

(a) the project has significant schedule ramifications and using the alternative project delivery contract is necessary to meet critical deadlines by shortening the duration of construction. Factors that the state agency or the governing body may consider in making its findings include, but are not limited to:

(i) operational and financial data that show significant savings or increased opportunities for generating revenue as a result of early project completion;

(ii) demonstrable public benefits that result from less time for construction; or

(iii) less or a shorter duration of disruption to the public facility.

(b) by using an alternative project delivery contract, the design process will contribute to significant cost savings. Significant cost savings that may justify an alternative project delivery contract may derive from but are not limited to value engineering, building systems analysis, life cycle analysis, and construction planning.

(c) the project presents significant technical complexities that necessitate the use of an alternative delivery project contract.

(3) The state agency or the governing body shall make a detailed written finding that using an alternative project delivery contract will not:

(a) encourage favoritism or bias in awarding the contract; or

(b) substantially diminish competition for the contract.

PER THE MCA 18-2-502

Code Provision (1) (a)—A state agency or governing body that uses an alternative project delivery contract shall: demonstrate...that (it) has or will have knowledgeable staff or consultants...to manage an alternative delivery contract;

Response: The County has engaged Design/Build firms with extensive alternative project delivery

experience to manage the project in collaboration with Yellowstone County-MetraPark.

Code Provision (1) (b)—A state agency or governing body that uses an alternative project delivery contract shall: clearly describe the manner in which: the alternative project delivery contract award process will be conducted; and subcontractors and suppliers will be selected.

Response: Procurement of all services shall be done following open public procurement processes available to all qualified contractors following Montana statute. Following the required two-stage approach, a Request for Qualifications will be used to short-list qualified competitors using a scoring system to rate: 1) Relevant Experience, 2) Proposed Staff, 3) Safety and 4) Bonding Capacity. The Owner-selected Selection Committee will score and rank Statements of Qualifications against scoring criteria stated in the RFQ.

Short-listed competitors will then prepare a response to a subsequent detailed Request for Proposal. The RFP's will then be judged and ranked by the Selection Committee against scoring criteria which will be stated in the RFP. Formal presentations by the competitors may be held to further clarify capabilities and address Selection Committee questions. The most highly ranked respondent will be awarded the contract.

Competitors will be strongly encouraged to seek the most competitive, qualified subcontractors and local providers in order to provide the best overall value to the Owner.

Code Provision (2) Prior to awarding an alternative delivery contract, the state agency or governing body shall determine that the proposal meets at least two of the sets of criteria described in subsections (2)(a) through (2)(c)and ...subsection (3)...the governing body shall make a detailed written finding that:

(a)the project has significant schedule ramifications and the alternative project contract is necessary.. (c) the project presents significant technical complexities that necessitate the use of an alternative project contract.

Response:

Schedule Ramifications:

The Alternative Project Delivery offers the <u>fastest delivery</u> schedule by allowing design, materials procurement and permitting to occur in a fast-track manner speeding overall delivery to meet obligations. This project has significant schedule ramifications for a public facility. The project is to have substantial completion and occupancy by September 2017. This delivery option will ensure that the project schedule is adhered to.

Less or a shorter duration of disruption of a public facility:

By engaging experienced Design/Build Firm(s) early, it is anticipated that the GC/CM will provide positive impact to maintaining a stringent project schedule. This delivery offers cost certainty and schedule adherence by focusing them on the best design and constructability solutions, and within available funds and time frame. Within weeks of being selected the Design/Build GC/CM will validate the Owner's schedule as adequate, or recommend budget/schedule adjustments if needed. Further, value engineering will be implemented during the design phases, wherein the GC/CM will work to propose alternate solutions with favorable cost and schedule results. This relationship will promote and foster a strong working relationship between the GC/CM and the Owner.

Code Provision (3) The state agency or governing body shall make a detailed written finding that use of an alternative delivery project contract will not: Encourage favoritism or bias...or diminish competition...

Response: The procurement methodology employed by the Owner is specifically designed to

encourage the broadest competition possible, and encourage aggressive pricing competition and scheduling throughout this process. The Selection Committee will be further instructed to carefully evaluate all submittals against stated selection criteria and award the contracts based on the best overall value to the Owner.

RECOMMENDED ACTION:

Approve and return a copy to Finance

Attachments

Letter of Authority -YCDF Short Term Holding

Expansion of Existing Detention Center for Short term Detainee Holding Yellowstone County, Montana

The following excerpt is from the Montana Code Annotated, and must be followed when utilizing the ALTERNATIVE PROJECT DELIVERY CONTRACT method for construction contracts:

18-2-502. Alternative project delivery contract -- authority -- criteria. (1) Subject to the provisions of this part, a state agency or a governing body may use an alternative project delivery contract. A state agency or governing body that uses an alternative project delivery contract shall:

(a) demonstrate that the state agency or the governing body has or will have knowledgeable staff or consultants who have the capacity to manage an alternative project delivery contract;

(b) clearly describe the manner in which:

(i) the alternative project delivery contract award process will be conducted; and

(ii) subcontractors and suppliers will be selected.

(2) Prior to awarding an alternative project delivery contract, the state agency or the governing body shall determine that the proposal meets at least two of the sets of criteria described in subsections (2)(a) through (2)(c) and the provisions of subsection (3). To make the determination, the state agency or the governing body shall make a detailed written finding that:

(a) the project has significant schedule ramifications and using the alternative project delivery contract is necessary to meet critical deadlines by shortening the duration of construction. Factors that the state agency or the governing body may consider in making its findings include, but are not limited to:

(i) operational and financial data that show significant savings or increased opportunities for generating revenue as a result of early project completion;

(ii) demonstrable public benefits that result from less time for construction; or

(iii) less or a shorter duration of disruption to the public facility.

(b) by using an alternative project delivery contract, the design process will contribute to significant cost savings. Significant cost savings that may justify an alternative project delivery contract may derive from but are not limited to value engineering, building systems analysis, life cycle analysis, and construction planning.

(c) the project presents significant technical complexities that necessitate the use of an alternative delivery project contract.

(3) The state agency or the governing body shall make a detailed written finding that using an alternative project delivery contract will not:

(a) encourage favoritism or bias in awarding the contract; or

(b) substantially diminish competition for the contract.

PER THE MCA 18-2-502

Code Provision (1) (a)—A state agency or governing body that uses an alternative project delivery contract shall: demonstrate...that (it) has or will have knowledgeable staff or consultants...to manage an alternative delivery contract;

Response: The County has current services agreements with a professional project management consulting firm with extensive alternative project delivery experience to manage the projects in collaboration with Yellowstone County.

Code Provision (1) (b)—*A state agency or governing body that uses an alternative project delivery contract shall: clearly describe the manner in which: the alternative project delivery contract award process will be conducted; and subcontractors and suppliers will be selected.*

Response: Procurement of all services shall be done following open public procurement processes available to all qualified contractors following Montana statute. Following the required two-stage approach, a Request for Qualifications will be used to short-list qualified competitors using a scoring system to rate: 1) Relevant Experience, 2) Proposed Staff, 3) Safety and 4) Bonding Capacity. The Owner-selected Selection Committee will score and rank Statements of Qualifications against scoring criteria stated in the RFQ.

Short-listed competitors will then prepare a response to a subsequent detailed Request for Proposal. The RFP's will then be judged and ranked by the Selection Committee against scoring criteria which will be stated in the RFP. Formal presentations by the competitors may be held to further clarify capabilities and address Selection Committee questions. The most highly ranked respondent will be awarded the contract.

Competitors will be strongly encouraged to seek the most competitive, qualified subcontractors and local providers in order to provide the best overall value to the Owner.

Code Provision (2) *Prior to awarding an alternative delivery contract, the state agency or governing body shall determine that the proposal meets at least two of the sets of criteria described in subsections (2)(a) through (2)(c) and ...subsection (3)...the governing body shall make a detailed written finding that:*

(a)the project has significant schedule ramifications and the alternative project contract is necessary..

(c) the project presents significant technical complexities that necessitate the use of an alternative project contract.

Response:

Schedule Ramifications/:

The Alternative Project Delivery offers the <u>fastest delivery</u> schedule by allowing design, materials procurement and permitting to occur in a fast-track manner speeding overall delivery to meet obligations. This project has significant schedule ramifications for a public facility. The project is to have substantial completion and occupancy by June of 2025. This delivery option will ensure that the project schedule is adhered to.

Less or a shorter duration of disruption of a public facility:

By engaging a GC/CM firm(s) early, with ability to work with the A/E firm, it is anticipated that the GC/CM will provide positive impact to maintaining a stringent project schedule. This delivery offers cost certainty and schedule adherence over Design-Bid-Build by combining the talents of the designers and GC/CM firms, and focusing them on the best design and constructability solutions, and within available funds and time frame. Within weeks of being selected the GC/CM will validate the Owner's schedule as adequate, or recommend budget/schedule adjustments if needed. Further, value engineering will be implemented during the design phases, wherein the GC/CM will work with the design team to propose alternate solutions with favorable cost and schedule results. This relationship will promote and foster a strong working relationship between the design firm, GC/CM and Owner team.

The project presents significant technical complexities that necessitate the use of an alternative delivery project contract. The project is significant to the community as a detention facility with all the specialized security to ensure the public safety.

Code Provision (3) The state agency or governing body shall make a detailed written finding that use of an alternative delivery project contract will not: Encourage favoritism or bias...or diminish competition...

Response: The procurement methodology employed by the Owner is specifically designed to encourage the broadest competition possible, and encourage aggressive pricing competition and scheduling throughout this process. The Selection Committee will be further instructed to carefully evaluate all submittals against stated selection criteria and award the contracts based on the best overall value to the Owner.

Yellowstone County Commissioners

 B.O.C.C. Regular
 3.

 Meeting Date:
 04/16/2024

 Title:
 Recommendation of Award - Design Services YCDF Short-Term Holding Facility

 Submitted For:
 James Matteson, Purchasing Agent

 Submitted By:
 James Matteson, Purchasing Agent

TOPIC:

Recommendation of Award for Architectural Design of the YCDF Short-Term Holding Facility to Schutz-Foss Architects.

BACKGROUND:

A Request for Qualifications for Design Services for the YCDF Short-Term Holding Facility was released on March 14th, 2024. Qualifications were due on April 1st, 2024 and were opened and acknowledged on the April 2nd, 2024 Board of County Commissioners regular board meeting. One submittal was received and was referred to committee for review. The committee met on Monday, April 8th and reviewed the proposal. It is the Committee's recommendation to award the project to Schutz-Foss Architects.

RECOMMENDED ACTION:

Approve the recommendation and proceed to contract negotiations.

Attachments

Recommendation of Award - Short Term Holding- Schutz-Foss

April 16th, 2024

Yellowstone County Request for Qualifications Architectural/Engineering Services Yellowstone County Detainee Short-Term Holding Facility.

Recommendation of Award

A Request for Qualifications for Architectural design services for the YCDF Short-Term Holding Facility was released on March 14th, 2024. Qualifications were due on April 1st, 2024 and were opened and acknowledged on the April 2nd Board of County Commissioners Regular Board meeting. One submittal was received and was referred to committee for review. The Committee met on Monday April 8th and reviewed the proposal. It is the Committee's recommendation to award the project to Schutz-Foss and to proceed to contract negotiations.

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Recommendation of Award - Courthouse Security Cameras to High Tech Solutions Submitted For: James Matteson, Purchasing Agent Submitted By: James Matteson, Purchasing Agent

TOPIC:

Recommendation of Award for Courthouse Security Cameras to High Tech Solutions

BACKGROUND:

An Invitation to Bid for the Courthouse Security Cameras was released on March 3rd, 2024. Bids were received until April 1st, 2024. Bids were opened and acknowledged on the April 2nd, 2024 Regular Board meeting. Three bids were received and were referred to committee for recommendation after review. The committee met on April 3rd, 2024, and reviewed the bids. It is the committee's recommendation to award the project to High Tech Solutions with the low bid of \$58,598.00.

RECOMMENDED ACTION:

Approve the Recommendation and return a copy to Finance.

Attachments

Recommendation of Award-Courthouse Security Cameras- High Tech Solutions

April 16th, 2024

Yellowstone County

Invitation for Bids

Yellowstone County Courthouse Security Cameras

Recommendation of Award

An Invitation for Bids for the Courthouse Security Cameras was released on March 3rd, 2024. Bids were due on April 1st, 2024 and were opened and acknowledged on the April 2nd Board of County Commissioners Regular Board meeting. Three bids were received and was referred to committee for review. The Committee met on Wednesday April 3rd and reviewed the bids. It is the Committee's recommendation to award the project to High Tech Solutions with the low bid of \$58,598.00

B.O.C.C. Regular
Meeting Date: 04/16/2024
Title: Metra Recommendation of Award for Skid Steer Loader to RDO Equipment
Submitted For: James Matteson, Purchasing Agent
Submitted By: James Matteson, Purchasing Agent

TOPIC:

Metra Recommendation of Award for Skid-Steer Loader to RDO Equipment

BACKGROUND:

An Invitation for Bid for a Skid-Steer Loader was released on January 30th, 2024. Bids were due by March 4th, 2024 and opened and read aloud at the March 5th, 2024 Board of County Commissioners' regular board meeting. Three bids were received and were referred to committee for recommendation. The committee reviewed the bids and with Tractor & Equipment submitting the low bid of \$50,527.00 for a machine that required additional wiring harnessess for adaptability to accept Bobcat attachments that are predominant at MetraPark. The second-lowest bid was \$53,000.00 from RDO Equipment with a John Deere skid steer that does not require after-market adapters for Bobcat brand attachments. It is the Committee's recommendation to award the bid to RDO Equipment.

RECOMMENDED ACTION:

Approve the recommendation and return a copy to Finance

Attachments

Metra Recommendation of Award-Skid Steer to RDO Equipm

April 16th, 2024

Recommendation of Award

MetraPark Skid-Steer Loader

An Invitation for Bid was released on January 16th, 2024 for a Skid Steer Loader. Bids were due by 5:00 p.m. March 4th, 2024. Bids were opened on the March 5th, 2024 Board of County Commissioners regular board meeting. Three bids were received with Tractor & Equipment submitting the lowest bid of \$50,527.00 with a machine that required additional wire harness' for adaptability to accept Bobcat attachments that are predominant at MetraPark. The second lowest bid was \$53,000.00 from RDO Equipment for a John Deere skid steer that did not require after-market adaptors. Bids were reviewed by committee and it is the Committee's recommendation to award the bid to RDO Equipment

B.O.C.C. Regular

Meeting Date:04/16/2024Title:Budget Adj Request- Road Fund Motor GradersSubmitted For:Jennifer Jones, Finance DirectorSubmitted By:Jennifer Jones, Finance Director

TOPIC:

Road CIP Fund Budget Adjustment for Motor Graders

BACKGROUND:

Finance is requesting to move \$1.19 million from the Road CIP fund for land improvement to the Road CIP fund for equipment to cover the cost of new motor graders.

RECOMMENDED ACTION:

Approve.

Attachments

Road CIP Fund Budget Transfer

Yellowstone County



P.O. Box 35003 Billings, MT 59107-5003

NONTA

April 8, 2024

Board of Yellowstone County Commissioners P.O. Box 35000 Billings, MT 59107

Dear Board Members:

Please accept this letter as a written request to make a budget transfer within the Road CIP fund.

Your Policy #23-18 in Section N gives my department the authority to move up to \$50,000 within a fund. This has been routinely performed over the years where unexpended needs are projected for that fund. These are then recapped at the mid-year budget process or the end of year budget process for Board approval. This request exceeds the authorized amount.

This letter is intended to seek formal approval to move \$1,190,000 of budgeted expenditure authority from the Road CIP Land Improvement account (4050.599.430210.930). This authority will be directed to the Road CIP Equipment account (4050.599.430210.940) to cover the purchase of motor graders.

As stated above, these changes will be listed with other transfers and adjustments within the FY24 yearend resolution given to the Board for approval.

Thank you for your time and consideration in this matter.

Sincerely,

Jen∕nifer Jones∨ Finance & Budget Director

B.O.C.C. Regular

Meeting Date:04/16/2024Title:MT-MCEP-CG-25-042 Reimbursement Request #1 56th St W BridgeSubmitted For:Jennifer Jones, Finance DirectorSubmitted By:Lisa Sticka, Comptroller

TOPIC:

MT-MCEP-CG-25-042 Reimbursement Request #1 for 56th St W Bridge Project

BACKGROUND:

See attached

RECOMMENDED ACTION:

Approve

Attachments

MCEP Grant Reimbursement Request #1

SECTION I - MCEP RECIPIENT INFORMA	ATION			
MCEP CONTRACT NUMBER	REQUEST NUMBER		TOTAL AMOUNT REQUESTED	
MT-MCEP-CG-25-042	1		\$672,304.61	
Name and Address of MCEP Recipient	Make Deposit Payable To:			
Yellowstone County		Yellowstone County		
316 North 26th - Rm 3101		Wells Fargo Bank		
Billings, MT 59101		-	905278	
SECTION II - FINANCIAL				
	A	В	C	D
	Amount Budgeted	Amount Expended	Amount Requested	Balance Remaining
		Prior to this Request		After This Request
	¢42 750 00	\$0.00	¢E 049 25	¢0 704 76
1. TOTAL ADMINISTRATION BUDGET	\$13,750.00 % of Total Grant	% of Column A	\$5,048.25	\$8,701.75
	0.018333333	-		
2. Percent 3. TOTAL ACTIVITY BUDGET			¢007.050.00	¢c0.002.04
3. TOTAL ACTIVITY BODGET	\$736,250.00 % of Total Grant	\$0.00 % of Column A	\$667,256.36	\$68,993.64
	0.981666667	0.00		
4. Percent 5. TOTAL GRANT BUDGET	\$750,000.00		¢670 204 64	\$77,695.39
5. TOTAL GRANT BODGET	\$750,000.00	<u>۵0.00</u>	\$672,304.61 TOTAL Amount	\$77,095.39
			Requested	\$672,304.61
REMARKS:			· · ·	, , , , , , , , , , , , , , , , , , , ,
SECTION III - LOCAL APPROVAL				
"By signing this report, I certify to the best of		pelief that the report	is true, complete, and	d accurate, and the
DATE:	SIGNATURE		TITLE	
DATE:	COUNTERSIGNAT	URE	TITLE	
SECTION IV - DOC APPROVAL				
EXPENDITURES REASONABLE, APPROPRIATE APPROVED BY:				
SIGNATURES CORRECT				
CONSISTENT WITH PRECEDING REQUESTS& SABHRSTITLE:				
ADMINISTRATION DOES NOT EXCEED 10%				
BUDGET AMENDMENT APPROVED				
		DATE:		
Montana Department of Commerce			ana Coal Endowmer	nt Program
Grant Administration Manual	2-A			-

B.O.C.C. Regular
Meeting Date: 04/16/2024
Title: Metra Request to Expend Concessions Digital Displays
Submitted For: James Matteson, Purchasing Agent
Submitted By: James Matteson, Purchasing Agent

TOPIC:

Metra Request to Expend for Digital Displays

BACKGROUND:

MetraPark is requesting Commissioners' approval for the purchase of 4 indoor digital displays & 3 outdoor digital displays. The total cost for the digital displays, including shipping and extended warranty, is \$22,931.91. The FY24 Metra Concessions CIP budget is \$15,000.00 for Digital Signage, and can be supplemented with \$5,000.00 budgeted for a soda machine for Skybox, but will not be expended as Pepsi supplied a machine at no cost to Metra. There is also \$3,500.00 savings from ice machines that came in under-budget for a total of \$23,500.00 available.

RECOMMENDED ACTION:

Approve the Request and return a copy to Finance

Metra RTE Digital Signs

Attachments



Yellowstone County

Request to Expend

07/01/2021

This form is to be completed for all Capital outlay requests (a single item costing \$2,500.00 or more or a useful life of at least one year). Please attach all pertinent paperwork with price quotes, if available, and forward to the Purchasing Department with a completed Requisition. The Account Code numbers and budget balance lines must be completed by the requesting Department. Please use the most recent budget report to obtain this information. This date will be verified by the Finance Department. If the item(s) to be purchased are over the budgeted amount or were not budgeted, Commissioner approval is required prior to placing the order.

Item(s) Requested:

Digital Signage for Concessions

4 Indoor signs & 3 Outdoor signs

Cost: \$25,000.00

Other Costs: includes freight & extended full warranty

Less Trade-in / Discount

Net Cost of Request <u>\$25,000.00</u>

Explanation of Purchase

Metra Concessions has \$15,000.00 on the approved budget for Digital Signage.\$5,000.00 for a Soda Machine for Skybox that Pepsi provide at No Cost, and \$3,500.00 savings from ice machines that came in less than budget.

Department	Elected Official or Department Manager
Budget Information	COMMISSIONER ACTION
Account Numbers: 5811.000.553.460442.940	Approved: YES NO
Budget Balance: <u>\$36,069.87</u>	Tabled:
Is this a budgeted item? Yes, partially specifically listed remainder from soda machine & ice ma	achine Date:
Finance Note:	Votes: YES NO
	Chairperson
	Member
James Matteson 04/10/2024	Member
Purchasing Agent Date	

B.O.C.C. RegularMeeting Date:04/16/2024Title:04/16/2024Change Orders for Bridge 03-03 56th St WSubmitted For:Tim Miller, Public Works DirectorSubmitted By:Tim Miller, Public Works Director

TOPIC:

Change Orders for Bridge 03-03 56th St W

BACKGROUND:

Change Orders #1 and #2, change order #1 for additional labor and time required for retaining walls and head walls. Change order #2 for additional rip-rap and guardrail.

RECOMMENDED ACTION:

Approve the change orders

Attachments

Grants Change Order No 1

CHANGE ORDER NO.: 2

Owner: Yellowstone County Commission Engineer: Great West Engineering Contractor: COP Construction Project: 2-21127-TO1 Contract Name: Danford & 56th Bridge Replacement Date Issued: March 5, 2024 Owner's Project No.: Bridge 03-03 Engineer's Project No.: 2-21127 Contractor's Project No.: 23126

Effective Date of Change Order: March 5, 2024

The Contract is modified as follows upon execution of this Change Order:

Description: additional concrete barrier rail section and additional riprap on east most wingwall

Concrete Barrier: 10 lf * \$267/lf + \$550 remob fee = \$3,220

Riprap: 20 C.Y. @ \$386/CY = \$7,720

Attachments: email on cost & schedule of values from COP.

Change in Contract Price	Change in Contract Times
Original Contract Price:	Original Contract Times:
	Substantial Completion: 90-days
\$ \$1,259,100.00	Ready for final payment: <u>15-days</u>
Increase [Decrease] from previously approved Change	[Increase] [Decrease] from previously approved
Orders No. 1 to No. 1:	Change Orders No.1 to No. [Number of previous
	Change Order]:
	Substantial Completion: 7 days
\$ 22,663.00	Ready for final payment: 0 days
Contract Price prior to this Change Order:	Contract Times prior to this Change Order:
	Substantial Completion: 97-days
\$ \$1,281,763.00	Ready for final payment: 15-days
Increase [Decrease] this Change Order:	Increase [Decrease] this Change Order:
	Substantial Completion: 0-days
\$ 10,940.00	Ready for final payment: 0-dyas
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders:
	Substantial Completion: 97-days
\$ _\$1,292,703.00	Ready for final payment: <u>15-days</u>

By:	Recommended by Engineer (if required)	Accepted by Contractor
Title:	Project Manager	Project Manager
Date:	4/5/24	4/5/24
	Authorized by Owner	Approved by Funding Agency (if applicable)
By:		
Title:		
Date:		

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-	
From:	<u>Sean Langan</u>
То:	Brandon Duffey; Ty Hickey
Cc:	Daniel Wiggs; Kathy Thorson
Subject:	RE: Danford and 56th Pay Estimate #02
Date:	Tuesday, April 2, 2024 11:38:59 AM
Attachments:	image001.png
	image002.png
	image003.png
	image004.png
	image005.png
	image006.png
	image007.png
	image008.png
	image009.png
	copconstruction logo rgbweb 7a225b95-003d-450f-a810-e0aa9c788cd1.png
	facebookemailicon 1ea7b0f6-3013-4bac-a607-bffb08848c9a.png
	linkedinemailicon 92840436-f123-40ed-bdf5-014786a0e471.png
	instagramemailicon 9b9b5074-c137-4200-b10b-edc662a66cd3.png
	Danford 56th - Concrete Barrier.msg
	Danford 56th Pay App#02R1.pdf

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Brandon,

Please see the attached with the adjustments requested. The additional concrete barrier will be at the unit price (\$267/ LF) we provided in the SOV but MWHC is also asking for a re-mob charge of \$550. I shot this over to you on Friday which also had a question from MWHC.

Have you been able to find/ put together the survey notes?

I do not agree with interpretation of SP-09 to include adjusting of mailboxes. However, we have worked well together on this project and you have provided extra leeway on the closures so we will take care of this at no charge.



Sean Langan Project Manager mobile: 760-994-6830 office: 406-656-4632 email: slangan@copconstruction.com www.copconstruction.com



From: Brandon Duffey <bduffey@greatwesteng.com>
Sent: Tuesday, April 2, 2024 11:04 AM
To: Ty Hickey <thickey@copconstruction.com>
Cc: Daniel Wiggs <dwiggs@greatwesteng.com>; Sean Langan <slangan@copconstruction.com>; Kathy Thorson <kthorson@copconstruction.com>
Subject: RE: Danford and 56th Pay Estimate #02

01/09/2024 15:29

DL2314-POST DANFORD & 56 TH BRIDGE REPLACEMENT-POST

*** Dave Loyning BID TO		TALS				
<u>Biditem</u>	Description	<u> Status - Rnd</u>	<u>Quantity</u>	<u>Units</u>	<u>Unit Price</u>	Bid Total
1	MOBILIZATION(15 % MAXIMUM)	U	1.000	LS	188,000.00	188,000.00
	REMOVAL AND DISPOSAL OF EX. BRIDGE, STRS, CULVERTS	U	1.000	LS	68,296.00	68,296.00
	TEMPORARY DETOUR ROAD(S)	U	1.000	LS	0.00	0.00
	TRAFFIC CONTROL	U	1.000	LS	93,000.00	93,000.00
	STRUCTURE EXCAVATION	U	4,100.000	CY	7.35	30,135.00
	SELECT STRUCTURAL BACKFILL	U	1,722.000	CY	54.50	93,849.00
	RANDOM RIPRAP, MDT CLASS II	U	63.000	CY	386.00	24,318.00
	INSTALL ALBC STRUCTURE, SUPPLIED BY COUNTY	U	1.000	LS	272,000.00	272,000.00
	12" DIAMETER CMP CULVERT, ONE END W/ F.E.T.S.	U	49.000	LF	66.00	3,234.00
	ROADWAY EMBANKMENT(CUT 3033 CY, FILL 1818 CY)	U	3,035.000	CY	42.00	127,470.00
	1 1/2" MINUS CRUSHED BASE COURSE	U	3,580.000	CY	37.00	132,460.00
	ASPHALT, TYPE B MODIFIED, PG 70-28	U	1,015.000	TONS	175.00	177,625.00
	CONCRETE BARRIER RAIL(1-10' SECT, 16-4' SECTIONS)	U	74.000	\mathbf{LF}	267.00	19,758.00
	FLARED GUARDRAIL APPROACH SECTIONS	U	1.000	EA	6,220.00	6,220.00
	W-BEAM GUARDRAIL	U	18.000	\mathbf{LF}	490.00	8,820.00
	PAVEMENT STRIPING		1.000	LS	6,000.00	6,000.00
	SIGNAGE, INCLUDES SALVAGE EXISTING AND INSTALL NEW	U	1.000	LS	3,100.00	3,100.00
	SEED AND FERTILIZER	U	1.070	ACRE	4,500.00	4,815.00
			Bid Total	>		\$1,259,100.00

CHANGE ORDER NO.: 1

Owner: Yellowstone County Commission Engineer: Great West Engineering Contractor: COP Construction Project: 2-21127-TO1 Contract Name: Danford & 56th Bridge Replacement Date Issued: February 20, 2024

Owner's Project No.: Bridge 03-03 Engineer's Project No.: 2-21127 Contractor's Project No.: 23126

Effective Date of Change Order: February 20, 2024

The Contract is modified as follows upon execution of this Change Order:

Description: Adjustment in cost and time for discrepancy in number of bolts on structure from what was provided by manufacturer during bidding. Change Order also allows for an additional week of road closure.

Attachments: email from COP with supporting cost and time breakdown.

Change in Contract Price	Change in Contract Times Original Contract Times: 90-days Substantial Completion: 90-days Ready for final payment: 15-days [Increase] [Decrease] from previously approved 15-days Change Orders No.1 to No. [Number of previous 15-days Change Orders No.1 to No. [Number of previous 15-days Change Orders No.1 to No. [Number of previous 15-days Change Orders No.1 to No. [Number of previous 15-days Change Orders No.1 to No. [Number of previous 15-days Change Orders No.1 to No. [Number of previous 15-days Change Orders No.1 to No. [Number of previous 15-days Substantial Completion: N/A Ready for final payment: N/A			
Original Contract Price:	Original Contract Times:			
\$ \$1,259,100.00	Ready for final payment: <u>15-days</u>			
Increase [Decrease] from previously approved Change	[Increase] [Decrease] from previously approved			
Orders No. 1 to No. [Number of previous Change	Change Orders No.1 to No. [Number of previous			
Order]:	Change Order]:			
	Substantial Completion: N/A			
\$ <u>N/A</u>	Ready for final payment: N/A			
Contract Price prior to this Change Order:	Contract Times prior to this Change Order:			
	Substantial Completion: 90-days			
\$ \$1,259,100.00	Ready for final payment: 15-days			
Increase [Decrease] this Change Order:	Increase [Decrease] this Change Order:			
×	Substantial Completion: 97-days			
\$ _22,663.00	Ready for final payment: 15-dyas			
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders:			
	Substantial Completion: 97-days			
\$_\$1,281,763.00	Ready for final payment: 15-days			

Recommended by Engineer (if required)
By: Distanding
Title: Project Manager
Date: 2/20/24
Authorized by Owner
By: Tim Millis
Title: Public Works Director
Date: 2-20-24

Accepted by Contractor

Project Manager (COP Construction)

02/20/24

Approved by Funding Agency (if applicable)

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Brandon Duffey

From:	Sean Langan <slangan@copconstruction.com></slangan@copconstruction.com>
Sent:	Friday, February 16, 2024 11:13 AM
То:	Brandon Duffey; Daniel Wiggs
Cc:	Ty Hickey
Subject:	RE: ALBC installation guide

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Brandon,

Thank you for taking the time to speak to me this morning and listen to my point of contention/ misunderstanding of the offer below, furthermore, clarifying the offer. I appreciate the fairness of "meeting in the middle" on the submitted price and granting the additional week of closure time. Please proceed with issuing the change order.



Sean Langan Project Manager mobile: 760-994-6830 office: 406-656-4632 email: <u>slangan@copconstruction.com</u> www.copconstruction.com



From: Brandon Duffey <bduffey@greatwesteng.com>
Sent: Wednesday, February 14, 2024 9:26 AM
To: Sean Langan <slangan@copconstruction.com>; Daniel Wiggs <dwiggs@greatwesteng.com>
Cc: Ty Hickey <thickey@copconstruction.com>
Subject: RE: ALBC installation guide

Sean,

I was able to talk with Tim this morning on this. The County's stance is that it is not their responsibility that the bolts for the wingwalls were not accounted for. The plans show the headwall wingwall and the number of bolts you based you bid on was information you obtained outside of GWE/County. If the culvert wasn't bid out separate this would be something that would have been addressed between you and your sub. Being that the County did procure this separate and Contech is not directly your sub they feel it is more than fair to meet you in the middle on the price and grant the one additional week. If this sounds ok to COP, I will work on the change order.

Thanks,



Brandon Duffey, PE Business Unit Manager

d: (406) 281-8595 **c:** (406) 450-1195

6780 Trade Center Avenue Billings, MT 59101

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From: Sean Langan <<u>slangan@copconstruction.com</u>> Sent: Tuesday, February 13, 2024 10:22 AM To: Brandon Duffey <<u>bduffey@greatwesteng.com</u>>; Daniel Wiggs <<u>dwiggs@greatwesteng.com</u>> Cc: Ty Hickey <<u>thickey@copconstruction.com</u>> Subject: RE: ALBC installation guide

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Brandon,

As requested here is the breakdown how I arrived at my totals for dollars and time: Total for structure bolting = 93302.97/11,600 Bolts = 8.04336/bolt16,500-11,600 = 4,900 bolts 4900 bolts x $8.04 = 39,412.46 \times 15\%$ MU = 45,324.33

151 crew hrs for 11,600 bolts = 0.013 hrs/ bolt 16,500 bolts x 0.013=214.50 hrs 151 hrs = 3.02 wks 215 hrs = 4.30 wks 4.3-3.02=1.28 wks 1.28 wks x 5 = 6.4 days



Sean Langan Project Manager

mobile: 760-994-6830 office: 406-656-4632 email: <u>slangan@copconstruction.com</u> <u>www.copconstruction.com</u>



From: Sean Langan Sent: Friday, February 9, 2024 9:06 AM To: 'Brandon Duffey' <<u>bduffey@greatwesteng.com</u>>; 'Daniel Wiggs' <<u>dwiggs@greatwesteng.com</u>> Cc: Ty Hickey <<u>thickey@copconstruction.com</u>> Subject: RE: ALBC installation guide

Brandon,

With the additional bolts I would also like to request an additional week of closure time of the roadway and contract time (I calculated an additional 6.4 or 7 days). If this is not feasible then I will need to add additional crew members which will increase the cost, I provided previously.

Also, we did not discuss a weekly meeting being performed in the precon, so if one will not be held would you like to see a 3-week schedule weekly? I have attached the first one.

From: Sean Langan
Sent: Monday, February 5, 2024 10:45 AM
To: 'Brandon Duffey' <<u>bduffey@greatwesteng.com</u>>; Daniel Wiggs <<u>dwiggs@greatwesteng.com</u>>
Cc: Ty Hickey <<u>thickey@copconstruction.com</u>>
Subject: RE: ALBC installation guide

Brandon,

I am seeing the 4,900 ea increase in bolts will cause an increase of \$45,324.33 (includes MU). If this is agreeable please issue a change order at your earliest convenience.

From: Brandon Duffey <<u>bduffey@greatwesteng.com</u>>
Sent: Friday, February 2, 2024 5:41 PM
To: Sean Langan <<u>slangan@copconstruction.com</u>>; Daniel Wiggs <<u>dwiggs@greatwesteng.com</u>>
Cc: Ty Hickey <<u>thickey@copconstruction.com</u>>
Subject: RE: ALBC installation guide

Sean,

Let me know what you are thinking time/price wise for this. I am going to be working out of town/state next week, but will try to give you a call first thing Monday to discuss.

Thanks,



Brandon Duffey, PE Business Unit Manager

d: (406) 281-8595 **c:** (406) 450-1195

6780 Trade Center Avenue Billings, MT 59101

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From: Sean Langan <<u>slangan@copconstruction.com</u>> Sent: Friday, February 2, 2024 5:29 PM To: Brandon Duffey <<u>bduffey@greatwesteng.com</u>>; Daniel Wiggs <<u>dwiggs@greatwesteng.com</u>> Cc: Ty Hickey <<u>thickey@copconstruction.com</u>> Subject: FW: ALBC installation guide CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Brandon,

Looking over what we were provided at bid time and the Bill of Materials (BOM) provided by Contech today there is a significant increase in the number of bolts (4,900).

Bid time: 11,600 ea BOM: 16,500 ea

I am assuming there was a change where additional ribs were added (requiring additional bolts) after bid time to the design and may need to be discussed further in the pricing of the work. Attached are the shop drawings that were received at pre-bid (as well as quantities down below), the shops provided at the precon today, and the BOM. Please give me a call Monday at your earliest convenience to discuss.



Sean Langan Project Manager mobile: 760-994-6830 office: 406-656-4632 email: slangan@copconstruction.com www.copconstruction.com

f in 🛿 🙆

From: Dave Loyning <<u>dloyning@copconstruction.com</u>> Sent: Friday, February 2, 2024 1:59 PM To: Sean Langan <<u>slangan@copconstruction.com</u>> Subject: FW: ALBC installation guide

Sean,

This is what I received prior to the bid from Contech. See list of materials below.



Dave Loyning Estimator

mobile: 406-855-9738 office: 406-656-4632 email: <u>dloyning@copconstruction.com</u> www.copconstruction.com



From: Tim Miller <<u>Tim.Miller@ContechES.com</u>> Sent: Tuesday, October 24, 2023 10:32 AM To: Dave Loyning <<u>dloyning@copconstruction.com</u>> Subject: RE: ALBC installation guide

WARNING: PLEASE USE CAUTION. THIS EMAIL ORIGINATED FROM OUTSIDE THE COP CONSTRUCTION ORGANIZATION.

Please forward any suspicious mail to helpdesk@copconstruction.com

Here is a preliminary drawing and some details on the structure.

ALBC 101, 30'1" span x 10'7" rise x 148.5' long R3 shell Invert plates 4.5' long – Total 66 Shell plates 4.5' long – Total 99 Total bolts – 11,600

Let me know if you have questions.

Tim Miller

Area Manager – Structures (MT, WY, ND, SD, CO) CONTECH Engineered Solutions Mobile **2** (307)631-5761 Email IX <u>tmiller@conteches.com</u> www.conteches.com

Whatever you do, work at it with all your heart, as working for the Lord, not for men. Colossians 3:23

From: Tim Miller Sent: Monday, October 16, 2023 2:43 PM To: Dave Loyning (<u>dloyning@copwy.com</u>) <<u>dloyning@copwy.com</u>> Subject: ALBC installation guide

Dave,

Attached is some information on the assembly and installation of this aluminum box culvert structure.

I will see if I can get you a preliminary shop drawing for this structure.

Let me know if you have questions.

Tim Miller

Area Manager – Structures (MT, WY, ND, SD, CO) CONTECH Engineered Solutions Mobile **2(307)631-5761** Email <u>miller@conteches.com</u> www.conteches.com

Whatever you do, work at it with all your heart, as working for the Lord, not for men. Colossians 3:23

B.O.C.C. RegularMeeting Date:04/16/2024Title:04/16/2024Title:Paving MOU Yellowstone County & the City of Laurel Westt 12th StSubmitted For:Tim Miller, Public Works DirectorSubmitted By:Tim Miller, Public Works Director

TOPIC:

Paving MOU Yellowstone County and the City of Laurel

BACKGROUND:

The City of Laurel is overlaying a portion of West 12 St that is both county and city. The city is asking the county to pay for their proportionate share of the project. The MOU is the agreement for this cost share.

RECOMMENDED ACTION:

Approve the MOU

MOU

Attachments

2024

W. 12TH STREET OVERLAY PROJECT

MEMORANDUM OF UNDERSTANDING (MOU)

Between the City of Laurel and Yellowstone County

SECTION I: PARTIES

This Memorandum of Understanding (MOU), has been made and entered into by Yellowstone County, (County), and the City of Laurel, (City).

SECTION II: PURPOSE

The City is asphalt overlaying a portion of W. 12th Street, a portion of W. 12th Street is outside the City limits. The County would like to have their portion of W. 12th Street overlayed as well. The City has received a quote for the paving project. The project will include the County's portion and the City's portion of W. 12th Street. The County has agreed to pay the City for the portion of W. 12th Street that is outside the City.

A general map of the project is shown as Exhibit A. The City and the County agree via this MOU to pay their proportionate share of this Project.

SECTION III: RESPONSIBILITIES

City Responsibilities:

The City shall solicit quotes, award the project to the lowest responsible contractor, enter into a contract with the contractor for the project. Once the project is completed the City will pay the contractor for the entire project.

Developer Responsibilities:

Upon successful completion of the Project, the County shall reimburse the City for the cost of their portion of the project.

SECTION IV: INDEMNIFICATION

The City agrees to hold harmless and indemnify the County from and against all claims, losses damages, or liability, resulting from the negligence of the City or its employees and agents in the performance of this MOU.

The County agrees to hold harmless and indemnify the City from and against all claims, losses

damages, or liability, resulting from the negligence of the Developer or its employees and agents in the performance of this MOU.

SECTION V: MISCELLANEOUS

Any claims or disputes arising out of this MOU, its performance that is not disposed of by agreement of the parties, shall be submitted to mediation for resolution of the disagreement. If mediation fails the dispute shall be submitted to arbitration before a single arbitrator according to the rules and practices of the American Arbitration Association and the findings of the arbitrator shall be binding on all parties to this MOU. Any costs associated with medication and arbitration shall be born equally by both parties.

SECTION VI: TERMINATION AND DURATION

Both parties are bound by the terms of this MOU until the Project is completed and the Project has been closed out. The Project will end when the Project has been closed out.

Dave Waggoner Mayor City of Laurel John Ostland Chairmen Yellowstone Board of County Commissioner

Date

Date

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: PARS Submitted By: Teri Reitz, Board Clerk

TOPIC:

PERSONNEL ACTION REPORTS - IT - 1 Appointment; **Detention Facility** - 2 Appointments; **County Attorney** - 1 Termination

BACKGROUND:

See attached.

RECOMMENDED ACTION:

Approve.

PARS

Attachments

Employer logo

VeRowatone County Commissioners RECEIVED

APR 10 2024

Hire/Personnel Action Form

Employee Information

Justin Blackman Employee

Hire Information

IT Computer Support Specialist (E) (1080) **Position Details**

202300171

Hire Req#

57471676 Person ID

Information Technology Department

Division N/A

Comments

1000.000.115.410580.111 Replaces Nathan Shea

Approvals

4/10/24 2:07 PM 4/10/24 1:52 PM DWIGHT VIGNESS JENNIFER JONES HUMAN RESOURCES FINANCE

Full-Time Regular Job Type

Pay Rate \$21.10

IT Computer Support

Job Class

Specialist (E)

Job Class#

1080

4/29/24

HireDate

Disapprove **Commissioners Action** Approve Member <u>MP</u> Member 🥂 5 Chair

Disapprove **Commissioners** Action **Hire/Personnel Action Form** Approve MN Member Member⁻ Chair Full-Time Regular Pay Rate HireDate Job Type \$20.36 4/15/24 4/8/24 9:32 AM 4/8/24 9:56 AM Yellowstone-County Commissioners RECEIVED Control Operator (B) APR 08 2024 202300158 JENNIFER JONES Job Class# VIGNESS Job Class Hire Req# DWIGHT FUNDING: 2300.136.420200.111 @100% 5085 Control Operator (B) (5085) REPLACES: UNDERWOOD Employee Information HUMAN RESOURCES **Detention Facility** Hire Information Sheriff's Office Position Details Jessica Zyph Employer logo 55900995 Department Employee FINANCE Person ID Division Comments Approvals

Employer logo

Yellowstone County Commissioners RECEIVED

APR 08 2024

Hire/Personnel Action Form

Employee Information

Employee isabelle potter

Hire Information

Hire Reg#	Job Class	Job Class#
202300158	Control Operator (B)	5085
Position Details	Person ID	Department
Control Operator (B) (5085)	57159186	Sheriff's Office

Job Type **Full-Time Regular**

Pay Rate **\$20.36** HireDate 4/15/24

4/15/24

Division Detention Facility

Comments

FUNDING: 2300.136.420200.111 @ 100% REPLACE: REED

Approvals

4/8/24 9:32 AM		4/8/24 9:55 AM	
DWIGHT	VIGNESS	JENNIFER	JONES
HUMAN RESOURCES		FINANCE	

Chair Member Member Member Chair Cha

Commissioners Action

|--|

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B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Payroll Audit Submitted By: Teri Reitz, Board Clerk

TOPIC:

Payroll Audit Mrach 16 to March 31, 2024

BACKGROUND:

See attached.

RECOMMENDED ACTION:

Plae to file.

Payroll Audit

Attachments

APR 0 5 2024 Vellowstone county Clerk and alcorder		elow:	Finding	5 OIC in reg column	3.73 for pay period 18 (hourly rate		
PAYROLL AUDIT March 16 to March 31, 2024	Jarya Winteleionz	referenced payroll, the findings are noted below:	E	Payroll journal should of imported 8.75 OIC in reg column	Correct hourly rate s/b \$31.51, adj3.73 for pay period 18 (hourly rate incorrect)	Vac s/b 16.50 hrs, update accruals	Sick s/b .50 hrs, update accruals
PAYRO March 16 to I	es Janya,		Department	Detention	Sheriff	Sheriff	Treasurer
	Date: 4/4/2024 To: Board of County Commissioners From: Tanya McWilliams, Deputy Auditor	From my office's review of the above	Employee Name	Bartholomew, William	Bidlake, Colin	Hickson-Avants, Jennifer	Bryant, Patricia
	Date: To: Board From: Tar	From my c	Date	4/4/24	4/4/24	4/4/24	4/4/24

Y:\Audits - reviews\Payroll\FY24\Payroll Audits\033124 Payroll Audit.xlsx

B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Checks and Disbursements for March 2024 Submitted By: Teri Reitz, Board Clerk

TOPIC:

Checks and Disbursements for March 2024

BACKGROUND:

See attached.

RECOMMENDED ACTION:

Place to file.

Attachments

Checks and Disbursements for March 2024

					Yellov	wstone County Con RECEIVED	nmissioners
<u>13th Judicial</u> Report of Ju	District Court, Ye Jry Service Costs	llows and	stone Cou	nty		08 20	
Monthly Rei	nbursement Sum	many	,		\emptyset	M:M	
for	March-24	nar y	-		\mathcal{H}	J MIKI De	
	March-24				(~		X –
						(
Total Transactions (See Attached Transactio	n Report):					£0 740 46	
Less Voided Items						\$9,749.16 (\$167.86)	
						\$0.00	
						\$0.00	
						<u>\$9,581.30</u>	
						101001100	
Adjustments to Total Transactions:							
Jury Meals:							
	tate v. Sean Alias Say	-					
Total paid to Tiny's Tavern		\$	219.37				
Reduced for Juror Tip/Bailiff		\$	(86.12)				
Amount over allowable total t	to be reimbursed	\$	133.25		\$	(86.12)	
3/22/2024 DC 22-801 S	tate v. Billy Gene McE	Bee					
Total paid to Jimmy John's	•	\$	135.41				
Reduced for Juror Tip/Bailiff	Meals	\$	(36.66)				
Amount over allowable total t	o be reimbursed	\$	98.75		\$	(36.66)	
					•	(22100)	
3/22/2024 DC 22-801 St	tate v. Billy Gene McE						
Total paid to Tiny's Tavern		\$	173.08				
Reduced for Juror Tip/Bailiff		\$	(45.08)				
Amount over allowable total to	be reimbursed	\$	128.00		\$	(45.08)	
		Sub	ototal		\$	(167.86)	
Postage Reimbursements (Witness	& Juror Summons/P	avmei	nts):				
3/1/2024 DC 22-1390	State of Montana ve			Sean Elias Sayegh		\$178.64	
3/1/2024 DC 22-801	State of Montana ve			Biily Gene McBee		\$178.64 \$135.52	
		•		Diny Gene Michee		\$155.52	
		Sub	total			\$314.16	
Supplies Deimburgeneute (M. 11	A						
Supplies Reimbursements (Mailing 3/1/2024 DC 22-1390							
3/1/2024 DC 22-3390 3/1/2024 DC 22-801	State of Montana vs			Sean Elias Sayegh		\$50.56	
0/1/2024 DC 22-001	State of Montana vs			Biily Gene McBee		\$46.32	
		Subt	otal			\$96.88	
						<i>v</i> 00.00	
<u>Total Adjustments:</u>					<u>\$</u>	411.04	
Total Reimbursement Requested	l for:	Ma	arch-24		\$	<u>9,992.34</u>	
	> 1	-			¥.		
	1/10						
Review by:	AF						
Clerk of District	Court/						

YELLOWSTONE COUNTY DISTRICT COURT Transaction Listing From 03/01/2024 to 03/31/2024 General Ledger Accounts 200-1300 through 200-1365 Totals Only

Date		Account		De	ebit Amount	Cre	dit Amount
Posted on	3/4/2024	200-1300- Jury Fees/Mileage		\$	2,991.68		
		200-1325- Jury Meals		\$	219.37	\$	(86.12)
		200-1350- Jury Accomodations		\$	-	r	()
		200-1355- Jury Parking		\$	2,248.75		
		200-1360-Jury Transportation		\$	-		
		200-13650 Jury Supplies		\$	-		
		Total For	3/4/2024	_	5,459.80	\$	(86.12)
Posted on	3/18/2024	200-1300- Jury Fees/Mileage		\$	3,540.88		
		200-1325- Jury Meals		\$	308.49	\$	(81.74)
		200-1350- Jury Accomodations		\$	-	Ŧ	(020) 1)
		200-1355- Jury Parking		\$	-		
		200-1360-Jury Transportation		\$	-		
		200-13650 Jury Supplies		\$	-		
		Total For	3/18/2024	\$	3,849.37	\$	(81.74)
Posted on	3/18/2024	200-1300- Jury Fees/Mileage		\$	-		
		200-1325- Jury Meals		\$	-		
		200-1350- Jury Accomodations		\$	-		
		200-1355- Jury Parking		\$	-		
		200-1360-Jury Transportation		\$	-		
		200-13650 Jury Supplies *water*		\$	439.99		
		Total For	3/18/2024		439.99	\$	
		Total Trans	actions	\$	9,749.16	\$	(167.86)

Check Register Date Range For Bank Account: Jury Funds - 9705883054925 FROM: 03/25/2024 TO: 03/25/2024

Check Number	Check Date	Рауее	Amount	Status	Cleared Date
929170	03/25/2024	ACHTEN DAWN MARIE	\$14.93	Outstanding	
929171	03/25/2024	ANDERSON LESLIE K	\$19.61	Outstanding	
929172	03/25/2024	BAKER CINDIE MURLEEN	\$16.68	Outstanding	
929173	03/25/2024	BRADSHAW ELIZABETH A	\$23.70	Outstanding	
929174	03/25/2024	BRITZIUS RALPH S	\$14.93	Outstanding	
929175	03/25/2024	BRUINS JANICE	\$23.70	Outstanding	
929176	03/25/2024	BRUMLEY NAOMI JUNE	\$174.88	Outstanding	
929177	03/25/2024	BUTTERFIELD LORI	\$17.85	Outstanding	
929178	03/25/2024	CALDWELL MELINDA D	\$179.56	Outstanding	
929179	03/25/2024	CHRISTENSEN REBECCA L	\$23.70	Outstanding	
929180	03/25/2024	CITY OF BILLINGS	\$2,248.75	Outstanding	
929181	03/25/2024	CLEARY KIMBERLLY ALEEN	\$146.80	Outstanding	
929182	03/25/2024	CONNER REBECCA JANE	\$17.27	Outstanding	
929183	03/25/2024	CRABTREE MARLET F	\$116.38	Outstanding	
929184	03/25/2024	CURTIS SHARELL	\$17.85	Outstanding	
929185	03/25/2024	DEWEY MICHAEL CHRISTOPHER	\$38.91	Outstanding	
929186	03/25/2024	DODD CRAIG CARL	\$123.40	Outstanding	
929187	03/25/2024	DUFFIELD WALTER W	\$128.08	Outstanding	
929188	03/25/2024	DUNCAN BENJAMIN ROBERT	\$16.68	Outstanding	
929189	03/25/2024	DUNCAN JEREMY JAMES	\$20.78	Outstanding	
929190	03/25/2024	EASTWOOD KYRA MAKAYLA	\$19.02	Outstanding	
929191	03/25/2024	EBY NELLIE L	\$19.02	Outstanding	
929192	03/25/2024	ENNIS JESSIE MARIE	\$17.85	Outstanding	
929193	03/25/2024	FRANCIS MICHAEL	\$107.02	Outstanding	
929194	03/25/2024	GERKE JENNIFER ANN	\$16.68	Outstanding	
929195	03/25/2024	GOODHEART WENDY JO	\$118.72	Outstanding	
929196	03/25/2024	HAFF RICHARD	\$29.55	Outstanding	
929197	03/25/2024	HALL JENNIFER	\$14.93	Outstanding	
929198	03/25/2024	HANSEN LAWRENCE MARTIN	\$142.12	Outstanding	
929199	03/25/2024	HARMON MARY ANNE	\$17.85	Outstanding	
929200	03/25/2024	HARRINGTON LINDA MAIO	\$12.59	Outstanding	
929201	03/25/2024	HECKLER BOYD THELMER	\$21.95	Outstanding	
929202	03/25/2024	HODGES MICHAEL DAVID	\$21.36	Outstanding	
929203	03/25/2024	HOLLAND CARRIE LYNN	\$17.85	Outstanding	
929204	03/25/2024	Jimmy Johns	\$118.74	Outstanding	
929205	03/25/2024	JONES ZACHARY COLLINS	\$13.17	Outstanding	
929206	03/25/2024	KEELE JENNIFER NEL	\$31.89	Outstanding	
929207	03/25/2024	KERR SARA PELTON	\$17.85	Outstanding	
929208	03/25/2024	KIELING JENNIFER JOY	\$37.74	Outstanding	
929209	03/25/2024	KLINE RACHEL MARIE	\$21.36	Outstanding	
2:30 PM		1 of 2			3/25/2024

Check Register Date Range For Bank Account: Jury Funds - 9705883054925 FROM: 03/25/2024 TO: 03/25/2024

Check Number	Check Date	Payee		Amount	Status	Cleared Date
929210	03/25/2024	HOFFNER HALEY		\$16.68	Outstanding	
929211	03/25/2024	LANCASTER KATHLEEN ANN		\$17.27	Outstanding	
929212	03/25/2024	MAURER PEYTON SAMUEL		\$23.70	Outstanding	
929213	03/25/2024	MERCER DAVID MATTHEW		\$14.34	Outstanding	
929214	03/25/2024	MILLIGAN CINDY L		\$14.34	Outstanding	
929215	03/25/2024	MYERS ROY E		\$13.76	Outstanding	
929216	03/25/2024	NAVA CHRISTIAN J		\$12.59	Outstanding	
929217	03/25/2024	NIXON JOHN M		\$165.52	Outstanding	
929218	03/25/2024	OLSON THOMAS LEE		\$26.63	Outstanding	
929219	03/25/2024	PALS DAVID L		\$16.68	Outstanding	
929220	03/25/2024	PELATT-HEROLD JENNIFER C		\$17.85	Outstanding	
929221	03/25/2024	POLING VIDA N		\$17.85	Outstanding	
929222	03/25/2024	POVSHA CHRISTINE MARIE		\$16.10	Outstanding	
929223	03/25/2024	PROULX MARLINE ANN		\$41.25	Outstanding	
929224	03/25/2024	REINERS KENZIE MARIE		\$21.36	Outstanding	
929225	03/25/2024	ROBERTUS DAVID HENRY		\$32.48	Outstanding	
929226	03/25/2024	SCHOOLEY DAWN ELIZABETH		\$35.40	Outstanding	
929227	03/25/2024	SCHORR MADISON		\$123.40	Outstanding	
929228	03/25/2024	SMITH STEVE M		\$44.76	Outstanding	
929229	03/25/2024	SMITH ZANE R		\$17.85	Outstanding	
929230	03/25/2024	SPEARS DILLON LEVI		\$104.68	Outstanding	
929231	03/25/2024	STENE NORMA A		\$17.85	Outstanding	
929232	03/25/2024	STICKA BILL		\$109.36	Outstanding	
929233	03/25/2024	STMARK WILLIAM CLARK		\$17.85	Outstanding	
929234	03/25/2024	TAPIA MARYANN D		\$16.68	Outstanding	
929235	03/25/2024	TAYLOR DIANA		\$123.40	Outstanding	
929236	03/25/2024	Tiny's Tavern		\$219.37	Outstanding	
929237	03/25/2024	TURNER DAVID ALAN		\$14.34	Outstanding	
929238	03/25/2024	TYLER SHANE THOMAS		\$15.51	Outstanding	
929239	03/25/2024	WILKINSON KAYLA		\$15.51	Outstanding	
929240	03/25/2024	WILLIS JOD ANN		\$32.48	Outstanding	
Totals	Number of C	hecks: 71	Total:	\$5,578.54		

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Check Register Date Range For Bank Account: Jury Funds - 9705883054925 FROM: 04/01/2024 TO: 04/01/2024

Check Number	Check Date	Payee	Amount	Status	Cleared Date
929241	04/01/2024	AABY JANINE LYNN	\$13.17	Outstanding	
29242	04/01/2024	ABEL BRIAN JAMES	\$21.95	Outstanding	
929243	04/01/2024	AISENBREY GARETH ALAN	\$41.25	Outstanding	
929244	04/01/2024	ALLISON THOMAS GERALD	\$26.04	Outstanding	
929245	04/01/2024	ALVARADO LORI A	\$23.70	Outstanding	
929246	04/01/2024	ARBIZZANI CHRISTOPHER DANIEL	\$19.61	Outstanding	
929247	04/01/2024	BING TUCKER LARAIN	\$26.04	Outstanding	
929248	04/01/2024	BOCHY MITCHELL GUY	\$17.85	Outstanding	
929249	04/01/2024	BROWN APRIL Y	\$12.59	Outstanding	
929250	04/01/2024	CARDWELL SEAN THOMAS	\$18.44	Outstanding	
929251	04/01/2024	CARLSON SUSAN R L	\$17.85	Outstanding	
929252	04/01/2024	COOK MIANNE	\$16.10	Outstanding	
929253	04/01/2024	CROMWELL CHAD JUSTIN	\$24.87	Outstanding	
929254	04/01/2024	CULVER JUSTINE	\$42.42	Outstanding	
929255	04/01/2024	DAUBERT PEYTON ANTHONY	\$21.36	Outstanding	
929256	04/01/2024	DIRKS ETHAN THOMAS	\$16.68	Outstanding	
929257	04/01/2024	DOLEZAL SHELBY RYANN	\$14.93	Outstanding	
929258	04/01/2024	ELLIS RANDI	\$17.85	Outstanding	
929259	04/01/2024	FLACK THOMAS LEE	\$29.55	Outstanding	
929260	04/01/2024	FREDRICKSON NADINE A	\$21.36	Outstanding	
929261	04/01/2024	FUHRMAN JADE M	\$15.51	Outstanding	
929262	04/01/2024	GONZALES STEVEN L	\$17.27	Outstanding	
929263	04/01/2024	GORDON KRISTINA M	\$212.75	Outstanding	
929264	04/01/2024	GRADY TREVOR RAY	\$14.93	Outstanding	
929265	04/01/2024	GUARDIPEE TIMOTHY	\$157.18	Outstanding	
929266	04/01/2024	HANSON CYNTHIA FRANCES	\$20.19	Outstanding	
929267	04/01/2024	HENRY STEVEN R	\$40.08	Outstanding	
929268	04/01/2024	HERNANDEZ ARMANDO H	\$144.89	Outstanding	
929269	04/01/2024	HERNANDEZ HEIDI LYNN	\$19.02	Outstanding	
929270	04/01/2024	HOFFERBER AMBER SHAWN	\$111.70	Outstanding	
929271	04/01/2024	HOLM MELVIN PAUL	\$16.68	Outstanding	
929272	04/01/2024	HORGDAL ROBYN DANIELLE	\$15.51	Outstanding	
929273	04/01/2024	HULTENG AMIE MARIE	\$15.51	Outstanding	
929274	04/01/2024	HUTZENBILER JEFFREY DEAN	\$16.68	Outstanding	
929275	04/01/2024	JARNAGIN JAYLA CHARLENE	\$26.04	Outstanding	
929276	04/01/2024	Jimmy Johns	\$135.41	Outstanding	
929277	04/01/2024	JOHNSON CODY MATTHEW	\$17.85	Outstanding	
929278	04/01/2024	JOHNSON FINNESA FRANCHESKA	\$14.34	Outstanding	
929279	04/01/2024	JONES MICHELE LESLIE	\$165.95	Outstanding	
929280	04/01/2024	KELSO CHRISTINE STURM	\$21.95	Outstanding	
4:30 PM		1 of 3			4/1/2024

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Check Register Date Range For Bank Account: Jury Funds - 9705883054925 FROM: 04/01/2024 TO: 04/01/2024

Check Number	Check Date	Рауее	Amount	Status	Cleared Date
929281	04/01/2024	KOSMANN ASHLEY RENAE	\$142.55	Outstanding	
929282	04/01/2024	KRUGER MICHAEL WILLIAM	\$17.85	Outstanding	
929283	04/01/2024	LAMB ALAN DANIEL	\$130.85	Outstanding	
929284	04/01/2024	LARSON RICHARD S	\$16.68	Outstanding	
929285	04/01/2024	LARSON TEKA BROCK	\$23.70	Outstanding	
929286	04/01/2024	LITTLE MARK G	\$31.89	Outstanding	
929287	04/01/2024	LOVELESS JONATHAN D	\$12.59	Outstanding	
929288	04/01/2024	LOVELL MYLINDA ANNIETT	\$23.70	Outstanding	
929289	04/01/2024	LUKENBACH AMBER NICOLE	\$160.10	Outstanding	
929290	04/01/2024	MALMSTROM SUSAN	\$23.70	Outstanding	
929291	04/01/2024	MARSHALL BRANDON ALAN	\$29.55	Outstanding	
929292	04/01/2024	MCCLELLAN MINDY JO	\$15.51	Outstanding	
929293	04/01/2024	MCFERRAN NIKKI RAE	\$19.61	Outstanding	
929294	04/01/2024	METZGER STEVEN W	\$14.93	Outstanding	
929295	04/01/2024	MORGAN VICK A	\$154.25	Outstanding	
929296	04/01/2024	MORTH DANIEL MARK	\$17.85	Outstanding	
929297	04/01/2024	MURRAY SCOTT	\$33.65	Outstanding	
929298	04/01/2024	NELSON DANIEL RAY	\$21.36	Outstanding	
929299	04/01/2024	OLIND BRITTANY SHAY	\$17.85	Outstanding	
929300	04/01/2024	OLSON LYNN K	\$15.51	Outstanding	
929301	04/01/2024	PASTERNAK CHERI LYNN	\$15.51	Outstanding	
929302	04/01/2024	PEARSON KELLY MARIE	\$139.63	Outstanding	
929303	04/01/2024	PULSTER LISA MICHELLE	\$13.17	Outstanding	
929304	04/01/2024	REMBOLD CARLIE ANN	\$160.10	Outstanding	
929305	04/01/2024	SCHAFF JASON RICHARD	\$33.65	Outstanding	
929306	04/01/2024	SCHANZ MARTI RAE	\$165.95	Outstanding	
929307	04/01/2024	SCHULTZ ARLYNDA	\$18.44	Outstanding	
929308	04/01/2024	SHAW JULIE CHRISTINE	\$19.61	Outstanding	
929309	04/01/2024	SLAWTER CRYSTAL YVONNE	\$145.48	Outstanding	
929310	04/01/2024	SPLITSTONE RAYMOND J	\$16.10	Outstanding	
929311	04/01/2024	STEINBACK LINDSAY DIANE	\$145.48	Outstanding	
929312	04/01/2024	STEWART CYANNA FAIRALEE	\$21.36	Outstanding	
929313	04/01/2024	SUNDSTROM ALOA L	\$37.16	Outstanding	
929314	04/01/2024	Tiny's Tavern	\$173.08	Outstanding	
929315	04/01/2024	TOLBERT KATHERINE E	\$24.29	Outstanding	
929316	04/01/2024	VAN BALLEGOOYEN RYAN LEE	\$29.55	Outstanding	
929317	04/01/2024	WARDELL BENJAMIN	\$33.06	Outstanding	
929318	04/01/2024	WHITE JENALEE J	\$20.78	Outstanding	
929319	04/01/2024	WHITE KARA MARIE	\$17.27	Outstanding	
929320	04/01/2024	WOOTEN CHRISTOPHER RICHARD	\$17.85	Outstanding	
4:30 PM		2 of 3			4/1/2024

Check Register Date Range For Bank Account: Jury Funds - 9705883054925 FROM: 04/01/2024 TO: 04/01/2024

Check Number	Check Date	Payee		Amount	Status	Cleared Date
929321	04/01/2024	ZICKUHR EDITH ANN		\$19.61	Outstanding	
929322	04/01/2024	ZIMMERMAN KELBY JOANN		\$15.51	Outstanding	
Totals	Number of C	hecks: 82	Total:	\$3,849.37		

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B.O.C.C. RegularMeeting Date:04/16/2024Title:Detailed Cash Investment ReportSubmitted By:Teri Reitz, Board Clerk

TOPIC:

Detailed Cash Investment Report March 2024

BACKGROUND:

See attached.

RECOMMENDED ACTION:

Place to file.

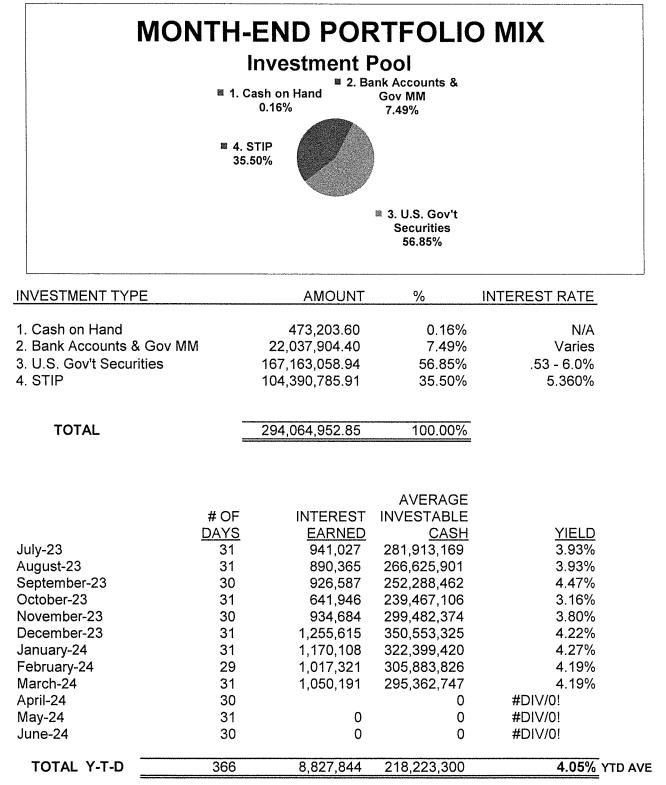
Attachments

Detailed Cash Investment Report 2024

YELLOWSTONE COUNTY INVESTMENT POOL

DETAILED CASH INVESTMENT REPORT

March, 2024



YELLOWSTONE COUNTY INVESTMENT POOL INVESTMENT NARRATIVE March, 2024

MARKET TREND

A comparison of Treasury yields the from prior month and prior year:

			YIELD	Last year
	<u>03/01/24</u>	<u>02/29/24</u>	<u>CHANGE</u>	<u>3/31/2023</u>
90 day	5.46	5.45	0.01	4.85
1 year	5.03	5.01	0.02	4.64
2 year	4.59	4.64	(0.05)	4.06
3 year	4.40	4.43	(0.03)	3.81
5 year	4.21	4.26	(0.05)	3.60
			· · ·	

MARKET CONDITIONS

Rates were remarkably static throughout the month.

INVESTMENT ACTIVITY

3 agencies matured, and one was called early. Each were \$3 mill with an average yield of 3.26%. The pool acquired a \$3 mill 5 yr agency with a 2 yr no call at a slight discount, yielding just over 5%.

OTHER ITEMS

Respectfully submitted,

Jen Jones Yellowstone County Finance Director

Ref. #	<u>x</u>	60	Q4	166	.A6	162	8 X	3L9	173	22	3	ß	212	F8	37	'49	F4	60	TB	2 9		21	ž	ŝ	115	4	N2	77	5	<u>Е</u>	52	7	62
Re	3133ENQX1	3130AT3U9	3130ARAQ4	3130ASA66	3130ASKA6	3130ASN62	3133EPVK8	3135GAGL9	3130APQ73	3130AMNU2	313UA5/E3	3130APYR0	3130AQ6J7	3130APNF8	3134GXK37	3130AQY49	3130AREF4	3130ANN09	3134GXVT8			2122CL 1 VU3		3134GXJX3	3130AN3T5	3130ALCV4	3130AMAW2	3130AMG22	3130AMZS4	3134H1AE3	3133EPUW3	3133EPKZ/	3133EPK79
Notes	(e)	(c)	(c)	(q)2	(e)	(c)	ε	(a)	(q)	3(b)	(a)	5(b)	(c)	(q)	(c)	(q	: e	ÌE	24/9		<u>6</u> 8	E é		(q)	(q	q	(<u>p</u>)	Z(b)	4(p)	(a)	(j)	(6)	£
INTEREST COLLECTIONS	25,050.00	60,000.00	30,000.00	30,000.00						5,625.00							34 500 00			15 000 00	00.005,61										166,253.73		
COUPON DATES	MAR/SEPT	MAR/SEPT	MAR/SEPT	ατκιγ	JAN/JULY	FEB/AUG	APR/OCT	APR/OCT	MAY/NOV	OTRLY	JUNE/DEC	JUNE/DEC	JUNE/DEC	FEB/AUG	FEB/AUG	FEB/AUG	MAR/SEPT	MAYNOV						JUL/NAL	JUN/JULY	FEB/AUG	MAY/NOV	MAYNOV	QTRLY	FEB/AUG	MAR/SEPT	JUNE/DEC	JUNE/DEC
COUPON RATE	1.670%	4.000%	2.000%	5.000%	3.375%	4.000%	5.250%	5.000%	1.000%	1.000%	3.250%	1.500%	1.170%	1.000%	4.100%	2.000%	2 300%	%002.0	2,001.0	0.00%	u.030%	0.123%	%.nco.n	0.550%	1.000%	0.750%	1.000%	1.000%	1.000%	5.500%	4.750%	5.540%	4.375%
PURCHASE PRICE	100,000000	100.000000	100.000000	100.000000	100.00000	100.000000	0.999265	100.000000	100.000000	100.000000	100.000000	100.000000	100.000000	100.000000	100.000000	100.000000	100 00000	100 00000			0.9989900	0.33/650	100.000	100.00000	100.000000	100.000000	100,000000	100.000000	100.000000	100.000000	0.999239	100.000000	0.999720
YIELD/ FFECTIVE RATE	1.670%	4.000%	2.000%	5.000%	3.375%	4.000%	5.250%	5.000%	1.000%	1.000%	3.250%	1.500%	1.170%	1.000%	4.100%	2 000%	2 300%	20002 0	2001.0	5.700%	0.550%	5.140%	0.000%	0.550%	1.000%	0.750%	1.000%	1.000%	1.000%	5.500%	4.750%	5.540%	4.385%
YIELD/ INVESTMENT EFFECTIVE BALANCE RATE	00.0	0:00	0.00	3,000,000.00	3,000,000,00	3,000,000.00	2,997,795.03	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	4,000,000.00	3,000,000,00	3.000.000.00	3 000 000 00				3,000,000.00	5,993,400.00	3,990,600,00	4,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	5,000,000.00	6,994,673.91	4,000,000.00	4,998,600.00
ACCRUED INTEREST	0.0	0.00	00.00	0.00	00.0	0.00	0.00	00.0	0.00	0.00	0.00	00.00	00'0	0.00	0.00	000		800		0.00	0.00	0.00	00.0	0.00	00'0	0.00	00'0	0.00	0.00	0.00	00'0	0.00	0.00
UNAMORTIZED PREMIUM/ (DISCOUNT)	0.00	00'0	0.00	0.00	0.00	0.00	(2,204.97)	00.00	0.00	00.0	0.00	00.00	0.00	0.00	0.00	000		0.0		0.00	(6,600.00)	(9,400.00)	0,00	0.00	00.00	0.00	00'0	0.00	0.00	0.00	(5,326.09)	0.00	(1,400.00)
FACE/ U PRINCIPAL AMOUNT				3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	4,000,000.00	3,000,000,00	3 000 000 00			2,000,000,000 2,000,000,000	3,000,000,00	3,000,000,00	6,000,000.00	4,000,000.00	4,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	5,000,000.00	7,000,000,00	4,000,000.00	5,000,000.00
MATURITY DATE	03/08/24	03/19/24	03/28/24	06/21/24	07/19/24	08/08/24	10/02/24	10/17/24	11/22/24	12/16/24	12/16/24	12/17/24	12/27/24	02/18/25	20191100	20120100		02/02/00	9216216D	06/30/25	09/29/25	10/20/25	12/10/25	01/05/26	01/22/26	02/24/26	05/18/26	05/27/26	07/15/26	08/28/26	09/01/26	12/01/26	12/07/26
TERM	2 Yrs	1.5 Yrs	2 Yrs	2 Yrs	2 Yrs	2 Yrs	1 Yr	1.5 Yrs	3 Yrs	3.5 Yrs	2.5 Yrs	3 Yrs	3 Yrs	3.25 Yrs	2 5 Yrs	3 V 6	2		4 Y IS	3 Yrs	5 Yrs	2 Yrs	5 Yrs	5 Yrs	4.5 Yrs	5 Yrs	5 Yrs	5 Yrs	5 Yrs	3 Yrs	3 Yrs	3.5 Yrs	3 Yrs
INVESTMENT DATE	03/08/22	09/19/22	03/28/22	06/21/22	07/19/22	08/08/22	09/07/23	04/17/23	11/22/21	06/16/21	06/16/22	12/17/21	12/27/21	11/18/21	08/19/27	00000	77107170	77107150	08/23/21	06/30/22	09/29/20	10/20/23	12/10/20	01/05/21	07/22/21	02/24/21	05/18/21	05/27/21	07/15/21	08/28/23	09/01/23	06/01/23	12/07/23
DEPOSITORY FINANCIAL INSTITUTION	D.A. DAVIDSON	BUCHANAN CAP	D.A. DAVIDSON	D.A. DAVIDSON	BUCHANAN CAP	D.A. DAVIDSON	BUCHANAN CAP	D.A. DAVIDSON	D A DAVIDSON				RBC	D.A. DAVIDSON	BUCHANAN CAP	D.A. DAVIDSON	BUCHANAN CAP	BUCHANAN CAP	BUCHANAN CAP	RBC	D.A. DAVIDSON												
INVESTMENT TYPE	FFC	FHLB	FHLB	FHLB	FHLB	FHLB	FFC	FNMA	FHLB	FHLB	FHLB	FHLB	FHLB	FHIR				-HLB	FHLB	FHLMC	FFC	FFC	FNMA	FHLMC	FHLB	FHLB	FHLB	FHLB	FHLB	FHLMC	FFC	FFC	FFC

YELLOWSTONE COUNTY INVESTMENT POOL INVESTMENT DETAIL March, 2024

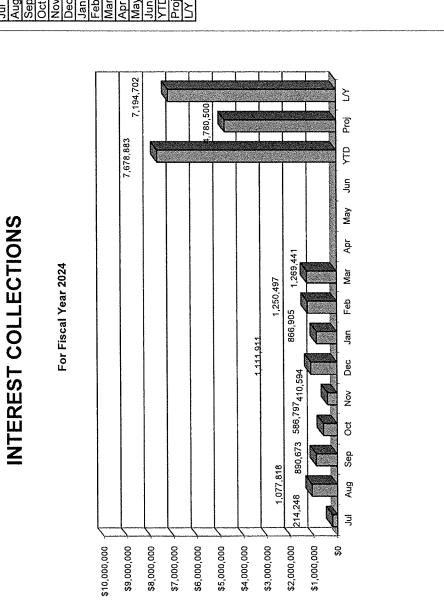
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	Ref. #	3130AR3M1 31346YLS9 3130AWHTO 3130AX6V5 31336PYC3 3133EPYC3 3133EPYC3 31356A7G0	3134H1TS2 3130AWGA2 3130AWJ507 3134H1DS9 3134H1HK2 31334F1K2 31334F271 31335P721 31335P721	3130AYY67 3130BOJA8	3-Curr Mo	Ties to Treas Report Col O 1,269,440.56	0.00 167,163,058,94 104,390,785,91 22,511,108,00	co.zcc,too, for
	Notes	(q) (g) (g) (g) (g) (g) (g) (g) (g) (g) (g	(e) (c) (c) (c) (c) (c) (c) (c) (c) (c) (c	(d) (d) (d) (d) (d) (d) (d) (d) (d) (d)	Fees-WFB-Curr Mo	Ties to Tre	0.57 0.35 0.08	1,000 0 7/15/26 Y
	INTEREST COLLECTIONS	40,000.00 80,625,00 107,500.00	150,000.00		480,128,49 43,858,34 0,00	1,269,440.56	n quarterly	% to 4/15/26 and 3.00 t
	COUPON DATES	MAR/SEPT MAR/SEPT JUNE/DEC MAR/SEPT APR/OCT MAY/NOV JUNE/DEC	FEB/AUG JUNE/DEC JAN/JULY MAR/SEPT APR/OCT MAY/NOV MAY/NOV JUNE/DEC	FEB/AUG MAR/SEPT			1.5 yr no call the	YTM 1.093% ntii 1/15/26, 2.50
	COUPON	2.500% 5.375% 5.375% 5.360% 4.625% 0.950%	5.250% 5.530% 6.000% 6.000% 5.570% 4.255%	5.580% 5.000%			n quarterly j)	nd. % to 5/27/26 , to 2.00% u .266%
	PURCHASE	100.000000 100.000000 100.000000 100.000000 0.097800 0.668110	100.000000 100.000000 100.000000 100.000000 100.000000 100.000000 100.000000 0.099660 0.99660	100.000000			nonth no call the	rity after month er 5 11/27/25, 2.00° 5% until 10/15/25 61 6/21/24 YTM 3
	YIELD/ FFECTIVE RATE	2.500% 5.375% 5.300% 5.360% 4.686% 4.686%	5.250% 5.530% 5.730% 6.000% 6.000% 5.570% 4.625% 4.625%	5.580% 5.010%	5.360% Varies N/A		Col K ontinuous i) 9 n	e a month sho 19% 216/24 asing by .12 ⁵ 4, 5.00% uni
1	YIELD/ INVESTMENT EFFECTIVE BALANCE RATE	4,000,000,00 0.00 4,000,000.00 4,000,000.00 3,500,000.00 5,208,660.00	3,000,000,00 4,000,000,00 3,000,000,00 4,5000,000,00 4,5000,000,00 5,000,000,00 2,995,980,00	4,996,300.00 2,998,050.00	104,390,785.91 22,037,904.40 473,203.60	294,064,952.85	cross foot 294,064,952.85 0.00 From daily activit: 294,064,952.85 0.00 and then continuous h) one annual call and then continuous i) 9 month no call then quarterly j) 1.5 yr no call then quarterly	Jy 2017 new core acct with daily variable interest posting once a month shortly after month end. 5/18/25, 2.00% to 11/18/25, 3.00% to 5/18/26 YTM 1.189% to 1.00% until 6/16/24, 1.25% to 11/27/24, 1.50% until 12/16/24 to 1.00% until 6/16/24, 1.25% to 11/5/24-increasing by .125% until 10/15/26, to 2.00% until 1/15/26, 2. o7/15/24, 1.25% to 11/7/24 YTM 1.162% v110/27 YTM 2.859% v110/27 YTM 2.859% v110/27 YTM 2.859%
March, 2024	ACCRUED INTEREST		0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0	0.00		0.00	cross foot From daily activit [,] ntinuous h) one ann	ct with daily variab 11/18/25, 3.00% t 724, 1.25% to 11/ 724, 1.25% to 113 22/17/24 YTM 1.16 % 50% until 12/21/2
N N	JNAMORTIZED PREMIUM (DISCOUNT)	0.00 0.00 0.00 0.00 0.00 0.00 (11,000.00)	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0	(3,700.00) (1,950.00)		(836,941.06)		Jy 2017 new core at 5/18/25, 2,00% to 7/23, 1,00% to 5/21 00% until 6/16 0.7/15/54 (1,2)0% to 1/17/24, 2,00% to 1/17/27, YTM 2,859 1/3% until 9/21/23, 3
ar.	FACE/ L PRINCIPAL AMOUNT	4,000,000,00 4,000,000,00 4,000,000,00 3,500,000,00 5,000,000,00 5,000,000,00	3,000,000,00 4,000,000,00 3,000,000,00 5,000,000,00 4,000,000,00 4,500,000,00 3,000,000,00 3,000,000,00	5,000,000.00 3,000,000.00	104,390,785.91 22,037,904.40 473.203.60	294,901,893.91	ble g) one quarterly	um. Beginning in J. 11/18/24, 1.50% to 7/23, 90% to 11/27 an going from .75% an going to 1.125 11/7/26, 6.00% to 3 % until 6/21/23, 3.2 % until 6/21/23, 3.2
	MATURITY DATE	03/10/27 03/15/27 03/15/27 06/28/27 09/14/27 10/20/27 11/15/27 12/28/27	02/28/28 06/28/28 07/17/28 09/28/28 10/30/28 11/03/28 11/13/28	02/20/29 03/13/29			ual f) non-calla	against pool rei (24, 1.25% to 1 22, .80% to 5/2 1111 3/16/24, the milil 4/15/24, the milil 4/15/24, to 11.25% to 11, 26, 3.50% to 15 6/30/25 YTM 3
	TERM	5 Yrs 4 Yrs 4 Yrs 4 Yrs 4 Yrs 4 Yrs	5 Yrs 5 Yrs 5 Yrs 5 Yrs 5 Yrs 5 Yrs 5 Yrs	5 Yrs 5 Yrs	VAR DAILY		nnual e) ann	ik fees netted 00% to 5/18 0% to 11/27/ 11/27/ 11/27/ 00% to 6/17/ 00% to 6/17/ 00% to 3/10 2, 2,75% until 4,70% until
	INVESTMENT DATE	03/10/22 03/10/22 06/28/23 06/28/23 09/14/23 10/20/23 11/15/23	02/28/24 06/28/23 07/17/23 07/17/23 09/28/23 10/30/23 11/1/03/23 11/1/3/23 12/15/23	02/20/24 03/15/24	न	TOTAL INVESTABLE CASH:	;) monthly d) semi-ar	mill peg balance. Bar .75% to 11/18/23, 1 .60% to 5/27/22, .70 ccreasing by 5 bp ea increasing by 5 bp ea increasing by 12, 12 .55% to 3/10/25, 1. 2.50% until 12/21/22 3.70% until 6/30/24,
	DEPOSITORY FINANCIAL INSTITUTION	D.A. DAVIDSON RBC D.A. DAVIDSON D.A. DAVIDSON D.A. DAVIDSON B.UCHDAVNO CAP D.A. DAVIDSON	D.A. DAVIDSON D.A. DAVIDSON D.A. DAVIDSON R.BC BUCHANAN CAP D.A. DAVIDSON D.A. DAVIDSON D.A. DAVIDSON	BUCHANAN CAP BUCHANAN CAP	STIP STATE OF MONTANA GOV MM/ BANK ACCOUNTS CASH ON HAND		Call feature: a) one-time b) quarterly_c) monthly d) semi-annual_e) annual f) non-callable g) one quarterly	Note - Beginning 3/1/16, WFB has a \$5 mill peg balance. Bark fees netted against pool return. Beginning in July 2017 new core acct with daily variable interest posting once a month shortly after month end. (J) 2 year no cardinuous (A) 2 year no cardinuous (B) 2 year no cardinuo no cardina no cardinuo cardinuo cardinuo no cardinuo no cardinu
	INVESTMENT TYPE	FHLB FHLB FHLB FFC FFC FNMA	FHLMC FHLB FHLMC FFC FFC FFC FFC	FHLB FHLB	STIP S GOV MM/ BANK CASH ON HAND		Call feature: a)	Note - Beginni k) 2 year no t Note 1 - STEF Note 2 - STEF Note 3 - STEP Note 4 - STEP Note 6 - STEP Note 7 - STEP Note 8 - STEP

YELLOWSTONE COUNTY INVESTMENT POOL INVESTMENT DETAIL

Note on Agencies purchased at a discount. Yellowstone County maintains the practice of utilizing an effective rate on these types of purchases that excludes the discount amount paid at maturity. This is due to materiality and a more accurate recognition of accured interest in periods before maturity date. The only exception to this practice will be for the FNMA due 12/28/27, which includes a material discount of \$791,340 at the time of purchase. This balance will be captured in proportionate share every 6 months to match interest payments, until maturity. This purchase allows the pool to gain an effective yield of 4,56% vs. the stated rate on the agency of .95%.

YELLOWSTONE COUNTY INVESTMENT POOL March, 2024



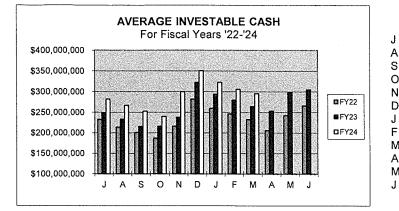
214,247.60	1,077,817.73	890,672.68	586,797.46	410,593.94	1,111,910.90	866,905.35	1,250,496.94	1,269,440.56				7,678,883.16	4,780,500	
Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	YTD	Proj	1 27

YELLOWSTONE COUNTY INVESTMENT POOL INTEREST EARNINGS COMPUTATION (3 YR REVIEW) March, 2024

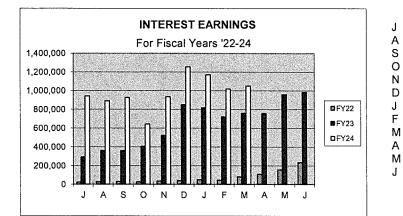
MO	<u>YR</u>	Days in Month Br	ACCR INT	ACCR INT End of Month	CHANGE	INTEREST COLLECTED	INTEREST EARNED	DAILY CASH BALANCE	AVE RATE
7	21	31	38.430	50,993	12,563	10,297	22,860	232,664,912	0.12%
8	21	31	50,993	54,487	3,494	21,970	25,464	213,421,406	0.12%
9	21	30	54,487	55,439	952	27,075	28,027	200,698,327	0.17%
10	21	31	55,439	67,165	11,726	13,709	25,435	186,773,615	0.16%
11	21	30	67,165	70,944	3,779	29,966	33,745	215,704,141	0.19%
12	21	31	70,944	85,244	14,300	24,940	39,240	282,069,610	0.16%
1	22	31	85,244	91,391	6,147	44,288	50,435	259,522,970	0.23%
2	22	28	91,391	96,333	4,942	38,972	43,914	246,214,571	0.23%
3	22	31	96,333	136,833	40,500	39,922	80,422	232,494,482	0.41%
4	22	30	136,833	208,257	71,424	37,990	109,414	205,918,510	0.65%
5	22	31	208,257	270,576	62,319	92,673	154,992	242,273,231	0.75%
6	22	30	270,576	216,378	(54,198)	287,247	233,049	266,180,068	1.07%
FY2	2	365				669,049	846,997	231,994,654	0.37%
7	22	31	216,378	454,190	237,812	54,514	292,326	248,908,991	1.38%
8	22	31	454,190	557,544	103,354	256,768	360,122	232,921,906	1.82%
9	22	30	557,544	480,126	(77,418)	438,149	360,731	215,367,222	2.04%
10	22	31	480,126	639,611	159,485	246,419	405,904	215,709,508	2.22%
11	22	30	639,611	800,723	161,112	360,533	521,645	237,584,305	2.67%
12	22	31	800,723	1,107,381	306,658	542,769	849,427	322,085,064	3.11%
1	23	31	1,107,381	1,172,547	65,166	751,653	816,819	294,135,040	3.27%
2	23	28	1,172,547	1,040,793	(131,754)	851,294	719,540	279,490,547	3.36%
3	23	31	1,040,793	1,039,476	(1,317)	760,472	759,155	264,617,583	3.38%
4	23	30	1,039,476	1,175,850	136,374	620,337	756,711	253,246,478	3.64%
5	23	31	1,175,850	1,377,145	201,295	756,361	957,656	298,250,904	3.78%
6	23	30	1,377,145	805,282	(571,863)	1,555,433	983,570	304,690,947	3.93%
FY2	3	365				7,194,702	7,783,606	263,917,375	
7	23	31	805,282	1,532,061	726,779	214,248	941,027	281,913,169	3.93%
8	23	31	1,532,061	1,344,608	(187,453)	1,077,818	890,365	266,625,901	3.93%
9	23	30	1,344,608	1,380,522	35,914	890,673	926,587	252,288,462	4.47%
10	23	31	1,380,522	1,435,671	55,149	586,797	641,946	239,467,106	3.16%
11	23	30	1,435,671	1,959,761	524,090	410,594	934,684	299,482,374	3.80%
12	23	31	1,959,761	2,103,465	143,704	1,111,911	1,255,615	350,553,325	4.22%
1	24	31	2,103,465	2,406,668	303,203	866,905	1,170,108	322,399,420	4.27%
2	24	29	2,406,668	2,173,492	(233,176)	1,250,497	1,017,321	305,883,826	4.19%
3	24	31	2,173,492	1,954,243	(219,249)	1,269,440	1,050,191	295,362,747	4.19%
4	24	30	1,954,243		(1,954,243)		(1,954,243)		#DIV/0!
5	24	31	0		0		0		#DIV/0!
6	24	30	0		0	7 670 000	0	200 444 944	#DIV/0!
FY2	4	366				7,678,883	6,873,601	290,441,814	

YELLOWSTONE COUNTY INVESTMENT POOL COMPARISON GRAPHS (3 YR REVIEW)

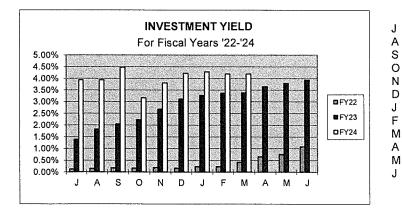
March, 2024



	FY22	FY23	FY24
J	232,664,912	248,908,991	281,913,169
А	213,421,406	232,921,906	266,625,901
S	200,698,327	215,367,222	252,288,462
0	186,773,615	215,709,508	239,467,106
Ν	215,704,141	237,584,305	299,482,374
D	282,069,610	322,085,064	350,553,325
J	259,522,970	294,135,040	322,399,420
F	246,214,571	279,490,547	305,883,826
Μ	232,494,482	264,617,583	295,362,747
А	205,918,510	253,246,478	0
М	242,273,231	298,250,904	0
J	266,180,068	304,690,947	0



FY22	FY23	FY24
22,860	292,326	941,027
25,464	360,122	890,365
28,027	360,731	926,587
25,435	405,904	641,946
33,745	521,645	934,684
39,240	849,427	1,255,615
50,435	816,819	1,170,108
43,914	719,540	1,017,321
80,422	759,155	1,050,191
109,414	756,711	
154,992	957,656	0
233,049	983,570	0
846,997	7,783,606	8,827,844



FY22	FY23	FY24
0.12%	1.38%	3.93%
0.14%	1.82%	3.93%
0.17%	2.04%	4.47%
0.16%	2.22%	3.16%
0.19%	2.67%	3.80%
0.16%	3.11%	4.22%
0.23%	3.27%	4.27%
0.23%	3.36%	4.19%
0.41%	3.38%	4.19%
0.65%	3.64%	#DIV/0!
0.75%	3.78%	#DIV/0!
1.07%	3.93%	#DIV/0!

YELLOWSTONE COUNTY INVESTMENT POOL STIP INVESTMENTS

March, 2024

107.07	INTEREST	EARNED		22,773,14	22,772.71	22,772.71	22,940.94	23,593.98	22,859.14	22,962.71	22,687.36	22,687.36	22,687.36	23,441.45	23,887.97	22,747.46	22,958.51	22,614.05	22,614.05	22,614.05	23,434.73	24,529.24	23,026.41	22,967.09	22,753.15	22,753.15	22,753.15	22,996.71	24,024.16	24,009.08	24,068.58	23,651.80	23,651.80	23,651.80
	-			0,00					0.00			0.00					0.00											Ċ	0.0	0.00	0.00	0.00	0.00	0.00
				0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
				-																					-							-		0.00
		st 17		-																									-			-		0.00
		t Interest SD7		8,887.23	8,887.06	8,887.06	8,952.71	9,207.56	8,920.79	8,961.21	8,853.75	8,853.75	8,853.75	9,148.04	9,322.29	8,877.21	8,959.57	8,825.14	8,825.14	8,825.14			8,986.07	8,962.92	8,879,43	8,879.43	8,879.43	8,974.48	9,289.36	8,775.70	8,797.45	8,645.11	8,645.11	8,645.11
		Interest		13,885.91	13,885,65	13,885.65	13,988.22	14,386.42	13,938,35	14,001.50	13,833.61	13,833.61	13, 833, 61	14,293.41	14,565,68	13,870.25	13,998,94	13,788.91	13,788.91	13,788.91	14,289.32	14,956.69	14,040.34	14,004.17	13,873.72	13.873.72	13,873.72	14,022.23	14,734.80	15,233.37	15,271.13	15,006.69	15,006.69	15,006.69
	Daily Net	Yield		5.3132572	5.3131576	5.3131576	5.3524060	5.5047687	5.3333221	5.3574860	5.2932434	5.2932434	5.2932434	5.4691814	5.5733599	5.3072648	5.3565050	5.2761392	5.2761392	5.2761392	5.4676145	5.7229760	5.3723483	5.3585068	5.3085935	5.3085935	5.3085935	5.3654194	5.6380735	5.3263142	5,3395141	5.2470540	5.2470540	5.2470540
:	Combined Investment	Value	0 156,442,581.42		•	0 156,442,581.42			0 156,442,581.42		0 156,442,581.42	0 156,442,581.42	0 156,442,581.42	0 156,442,581.42	0 156,442,581.42		0 156,442,581.42					•	0 156,442,581.42	•-			0 156,442,581.42	0 156,442,581.42	0 155,528,645.42	0 164,528,645.42	0 164,528,645.42			0 164,528,645.42
			0.00 0.00	0.00 0.00	00.0 00.0	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 00.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00		0.00 0.00		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00
•			0.00 0.00 0			0.00 0.00 0		0.00 0.00 0	0.00 0.00 0		0.00 0.00 0	0.00 0.00 0	0.00	0.00	0.00		0.00	0.00	0.00	0.00	0,00	0.00		0.00	0.00 0.00 0	0,00	0.00 0.00 0	0.00 0.00 0	0.00 0.00 0	00.0	00.0	0.00	0.00	0.00 0.00 0
	Fund 7775	alance Balance POOL SD7-Laurel ELEM	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795,51	61,051,795.51	61,051,795.51	61,051,795.51	61.051.795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795.51	61,051,795,51	61,051,795.51	60,137,859.51	60,137,859.51	60,137,859.51	60,137,859.51	50,137,859.51	60,137,859.51
		Balance POOL SC	95,390,785.91	95,390,785.91	95,390,785.91	95,390,785.91	_	_		95,390,785.91	95,390,785.91			_									_	-	95,390,785.91	95,390,785.91	-					-	104,390,785.91	104,390,785.91
		Activity																																
		Activity																																
		Activity																																
		Activity																																
		Activity SD7-Laurel ELEM																											(913 936.00)	(pappa) (pap)				
		Activity POOL																												9 000 000 0				
		Date	Beg Bal	-	5	м	4	· vo	9	7	80	6	10	: =	12	1	14	, t	9	: [, e	5	20	12	22	23	74	25	26	22	: «	29	30	31

42 440,760.81 277,124.99 0.00 0.00 0.00 717,885.60 Accrued total for month	61.40% 38.60% 0.00% 0.00% 0.00% 0.00% 100.00%	440,423.71 276,913.04 0.00 0.00 0.00 7.17,336.75 Actual-rounding 480,128,49 261,388.83 0.00 0.00 0.00 7.41,487.32 Phar mos. received	
164,528,645.			
0.00 104,390,785.91 60,137,859.51 0.00 0.00 0.00 164,528,645.42			
60,137,859.51			
104,390,785.91	96,797,035.91		
0.00	8,086,064.00 156,442,581.42 164,528,645.42		
0.00	-1-8		ECTED
0.00		Ŧ_	-NOT COLL
0.00		ED @ EOM FED CURR MONT ED @ PRIOR EON	D THROUGH EOM
9,000.000.00 (913,936.00) 0.00 0.00 0.00	ity	440,423.71 INTEREST ACCRUED @ EOM (480,128.49) INTEREST RECEIPTED CURR MONTH <u>480,128.49</u> INTEREST ACCRUED @ PRIOR EOM	440.423.71 INTEREST EARNED THROUGH EOM-NOT COLLECTED
00.000.000,6	Pooled Interest Activity	440,423.71 (480,128.49) 480,128.49	440,423.71

5.425% 5.396% 5.360% 0.216% 0.321%

NOTE: Yield for STIP for January 2024 -NOTE: Yield for STIP for February 2024 -NOTE: Yield for STIP for March 2024 -

NOTE: Yield for STIP for FY21 -NOTE: Yield for STIP for FY22 -NOTE: Yield for STIP for FY23 - ω

	OUPO	oled (sef	ARAT	(E) INVES	YELLOWSTONE COUNTY NONPOOLED (SEPARATE) INVESTMENTS - SD#2 (DEBT SERVICE SINKING FUND & RESERVED) March, 2024	WSTONE CC - SD#2 (DEE March, 2024	OUNTY BT SERVIG	CE SINKING	5 FUND &	RESERVI	D)			
INVESTMENT	DEPOSITORY FINANCIAL INSTITUTION	INVESTMENT DATE	TERM	MATURITY DATE	FACE/ AMORTIZED PRINCIPAL PREMIUM AMOUNT (DISCOUNT)	IORTIZED PREMIUM SCOUNT)	ACCRUED INTEREST	INVESTMENT BALANCE	YIELD/ EFFECTIVE RATE	PURCHASE PRICE	COUPON RATE	COUPON DATES	INTEREST COLLECTIONS	Notes
RESERVED FOR CDARS CDARS CDARS CDARS CDARS CDARS CDARS	FOR DEBT SERVICE SINKING FUND WSB-HS OSCB Series 2010 WSB-EI QSCB Series 2010 WSB-EIQ2AB Series 2010 WSB-EIQ2AB Series 2012 WSB-QZAB Series 2012 WSB-QECB Series 2012C	EUND 0.06/8/23 0.06/8/23 0.06/8/23 0.06/8/23 0.06/8/23 0.06/8/23	*****	06/6/24 06/6/24 06/6/24 06/6/24 06/6/24 06/6/24	5,681,185,50 1,813,782,18 1,498,993,54 2,077,605,04 2,495,324,57 2,502,745,69	00000000000000000000000000000000000000	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	5,681,185,50 1,813,782,18 1,498,993,54 2,077,605,04 2,495,324,57 2,502,745,69	3.500% 3.500% 3.500% 3.500% 3.500% 3.500% 3.500%	100.00000 100.00000 100.00000 100.00000 100.00000 100.00000 100.00000	3.500% 3.500% 3.500% 3.500% 3.500% 3.500%	ANNUAL ANNUAL ANNUAL ANNUAL ANNUAL ANNUAL		High High Elem Mon Mon Mon Mon Mon Mon Mon Mon Mon Mon
SUBTOTAL - SI	SUBTOTAL - SEPARATE INVESTMENTS -DEBT SERVICE	DEBT SERVICE		11	16,069,636.52	0.00	0.00	16,069,636.52						
BOND SALE PROCEEDS	OCEEDS			11	0.00	0.00	0.00	0.00				Daily		
		TOTAL INVESTABLE CASH	TABLE C/	ASH:	16,069,636.52	0.00	00'0	16,069,636.52 16,069,636.52 16,069,636.52 0.00 16,069,636.52 0.00	cross foot Daily Activity					
Debt Service Sir	Debt Service Sinking Fund rates and maturities confirmed by B. Solberg at Western Security Bank	ties confirmed ¹	by B. Solt	berg at Wester	n Security Bank			8,310,845.98 Elem 7,758,790.54 HS 16,069,636.52 Total	Elem HS Total					
	NONPOC	NONPOOLED (SEPAI	ARAT	E) INVES	YELLOWSTONE COUNTY RATE) INVESTMENTS - SD#24 (DEBT SERVICE SINKING FUND & RESERVED) March, 2024	WSTONE CC · SD#24(DEI March, 2024	OUNTY BT SERVI	CE SINKING	G FUND &	RESERV	ED)			
INVESTMENT	DEPOSITORY FINANCIAL INSTITUTION	INVESTMENT	TERM	MATURITY DATE	FACE/ AMORTIZED PRINCIPAL PREMIUM AMOUNT DISCOUNT)	IORTIZED PREMIUM SCOUNT)	ACCRUED	INVESTMENT BALANCE	YIELD/ EFFECTIVE RATE	PURCHASE	COUPON RATE	COUPON DATES		Notes
INVESTMENTS	INVESTMENTS - SD#24 (RESERVED)													
<u>INVESTMENTS</u> CDARS	INVESTMENTS - SD#24 (DEBT SERVICE SINKING FUND) CDARS WESTERN SEC. BANK 06/8/23	NKING FUND) 06/8/23	1 year	06/6/24	0.00 8.024.018.47	0.00	0.00 0.00	0.00 8,024,018.47	3.500%	100.000000	3.500%	ANNUAL		(1)
	SUBTOTAL - SEPARATE INVESTMENTS	VVESTMENTS			8,024,018.47	0.00	0.00	8,024,018.47						
		TOTAL INVESTABLE CASH:	TABLE C	ASH:	8,024,018.47	0.00		8,024,018.47						
				II				8,024,018.47 0.00 8,024,018.47 0.00	cross foot Daily Activity					
Note1: Sinking	Note1: Sinking fund for debt service. Bank combined two investments now that both termed in 2020, and were re-invested for 1 yr going forward.	<pre>combined two trias confirmed 1</pre>	o investment d hv B Solhe	ants now that b	ow that both termed in 2020, at Western Security Bank	, and were re	-invested for 1	yr going forward						

Note1: Sinking tung tor deat service: Dain compined are investigation of the service Sinking Fund rates and maturities confirmed by B. Solberg at Western Security Bank

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B.O.C.C. Regular Meeting Date: 04/16/2024 Title: Response to Audit Findings - April 8, 2024 Submitted By: Amy Mills

TOPIC:

March 16 - March 31 Payroll Audit

BACKGROUND:

na

RECOMMENDED ACTION:

na

Audit Findings

Attachments

PAYROLL AUDIT March 16 to March 31, 2024

Date: 4/5/2024

To: Board of County Commissioners

From: Tanya McWilliams, Deputy Auditor

Checked items indicate changes made by payroll.

From my office's review of the above referenced payroll, the findings are noted below:

Date	Employee Name	Department	Finding	
4/4/24	Bartholomew, William	Detention	Payroll journal should of imported 8.75 OIC in reg column	V
4/4/24	Bidlake, Colin	Sheriff	Correct hourly rate s/b \$31.51, adj3.73 for pay period 18 (hourly rate incorrect)	V
4/4/24	Hickson-Avants, Jennifer	Sheriff	Vac s/b 16.50 hrs, update accruals	V
4/4/24	Bryant, Patricia	Treasurer	Sick s/b .50 hrs, update accruals	V

