

Finance Committee Meeting December 5, 2012

The **Finance Committee** met December 5, 2012, at 12:00 p.m. in the City Hall Conference Room. Present were Chairperson Mark Ahner and Committee Members Jerry Partridge, Bill Melnik and Roxanna Brush. Also present were Councilpersons Sue Galbraith, Dwayne Andrews, and John Uden, Mayor Chris Grenz, Grant Administrator Dawn Colton, Public Utilities Director Al Kelm, Park Superintendent Brady Stone and Recorder City Clerk Becky Stanton.

Review Safe Routes to School:

Chairperson Mark Ahner explained that about a year ago, the Council had agreed to utilize the City's CTEP money to pay up to 10% of the cost, but not to exceed \$25,000 for sidewalks for Safe Routes to School. City Attorney Huss was concerned about the City being responsible for the maintenance of the sidewalks. It was determined that the City would only be responsible for the maintenance of the sidewalks around the Milwaukee Park, and the homeowners would be responsible for their own sidewalks in front of their homes. The other concern was about the indemnification clause under item number 12. It was determined by Montana Municipal Insurance Agency (MMIA) and City Attorney Huss that the State and Department of Transportation would have little responsibility in regards to this entire project. They are now okay with the CTEP/SRST Project Specific Agreement.

Tara Andrews, 1211 N Custer, has been the lead on this project and the grant. The current CTEP grant will provide sidewalks from N. Montana, then down Lincoln over to Riverside. There is a second grant that will need to be completed by the end of December that will take the sidewalks to the Headstart Building. This grant will be awarded next September. The current grant funds are \$90,972 to provide sidewalks down Lincoln Street and \$23,414 for North Montana.

*** Chairperson Ahner moved to recommend that the Council approve the Safe Routes to School Agreement. The motion was seconded by Committee Member Brush, and motion carried unanimously, 4-0.*

Review Change Order Request for Dick Anderson project on Haynes Avenue Lift Station.

Public Utilities Director Kelm explained that the change order for \$69,867 is to relocate the lift station itself, provide for additional piping for the force main as well as the influent line for the wet well, and the additional digging of linear feet. The City had to move a water line. The engineering firm of Robert Peccia and Associates has reviewed and approved of the change order.

- * * *Committee member Brush moved to recommend that the Council approve the change order for Dick Anderson Construction Inc. in the amount of \$69,867 dated November 5, 2012. The motion was seconded by Committee Member Melnik; the motion carried unanimously, 4-0.*

Review Ahanu/CMG Surety Final Payment for the Cenex/Dickinson project

Lonni Fleck with Interstate Engineering explained worksheets that she handed out to the committee members. The original contract amount was \$434,988. There have been six change orders on this project for total increase in costs of \$167,833.81. Change Order Six is for \$34,075.33 and needs Council approval for payment. The final contract amount to the City is \$602,821.81. She would recommend approval of Change Order Six but contingent upon signed settlement agreement which has been drafted by Interstate Engineering Inc.'s attorney. It was then reviewed by City Attorney Huss and sent to the surety for Ahanu/CMG. Once the agreement, signed by all parties, is received, Change Order Six will be paid. Ahanu/CMG will have no further claims against the City.

- * * *Chairperson Ahner moved to recommend that the City Council approve Interstate Engineering Inc.'s settlement agreement proposal with Ahanu/CMG and the surety company and approve Change Order Six in the amount of \$34,075.33 to finalize the 20" project on Main Street and Dickinson. The motion was seconded by Committee Member Melnik; the motion carried unanimously, 4-0.*

Review Proposed Contract for City Sanitarian for sanitation inspections and water, sewer, and storm water systems in subdivisions

Chairperson Ahner explained that the new contract for the City Sanitarian is for \$33,000. The City currently has \$35,000 budgeted for Fiscal 2012-2013. Committee Member Brush had visited with Health Board Chair Sharon Wilcox and given her a copy of the contract. Ms. Wilcox mentioned it would be nice for the Council to get a recommendation from the Health Board. Councilperson Uden mentioned that the City brought in approximately \$10,000 in fees from the Sanitarian's inspections.

- * * *Committee member Brush moved to recommend that the Council approve the contract for the City Sanitarian. The motion was seconded by Committee Member Melnik; the motion carried 3-1, with Committee Partridge voting nay.*

Review Proposed Contract for Code Enforcement Officer for Miles City

Chairperson Ahner explained that the contract is for Mike Rinaldi to perform nuisance inspections for the City for \$20,000. It is currently not in the budget. He is opposed to this contract. He believes the Police Department, in working with the different mayors, was able to do the work for nuisances. The exceptions were a few complex nuisances.

Committee Member Partridge said he was going to have to vote for this. He believes it is a good idea to have a Code Violation Officer and there are a number of violations throughout town. Committee Member Brush agreed with him.

Chairperson Ahner mentioned that possibly Mr. Rinaldi would work on an hourly basis or a nuisance basis for the complex nuisances, and the Mayor and the Police Department could work on the other nuisances. He made note that the contract states that the proposal is open for further discussion.

Mayor Grenz mentioned that City Attorney Huss pointed out that the City Ordinance requires explicit mention of a Code Enforcement Officer.

*** Committee member Partridge moved to recommend that the Council approve the contract for the Code Enforcement Officer. The motion was seconded by Committee Member Brush; the motion failed 2-2, with Chairperson Ahner and Committee Member Melnik voting nay.*

Request of Citizens

There being no further business, Committee Member Partridge moved to adjourn the meeting, seconded by Committee Member Melnik. The meeting was adjourned at 1:02 p.m.

Respectfully Submitted:


Chairperson Mark Ahner

City Clerk Becky Stanton