

# **AGENDA**

## **CITY COUNCIL MEETING**

### **CITY OF SHELBY**

January 16, 2018

7:30 P.M.

#### **ROLL CALL OF MEMBERS**

#### **SHOW CAUSE HEARING – Notice to Abate Dangerous Building (pgs. 5-12)**

- James Jones, 528 8<sup>th</sup> Ave S

#### **APPROVAL OF MINUTES**

- Regular Council Meeting, 01/02/18 (pgs. 13-16)

#### **OATH OF OFFICE**

- Justin Aikins, Trent Tustian – Council Members (pgs. 17-18)

#### **APPEARANCE REQUESTS**

- Agenda Items
- Non Agenda Items
- Andy Evenson, KLJ

#### **COMMITTEE REPORTS**

- Law Enforcement Report
- City-County Planning Board, 01/08/18 (pgs. 19-22)

#### **CITY ATTORNEY**

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#### **CITY FINANCE OFFICER**

- City Judge's Report, December 2017 (pgs. 23-38)
- Bank Account Report (pg. 39), Budget Year to Date (pg. 40), Vendor Summary (pgs. 41-42), Enterprise Funds (pg. 43), Statement of Expenditures (pgs. 44-68), Revenues (pgs. 69-78), Budget Variance (pg. 79), Cash Flow Report (pg. 80), Investments (pg. 81), Project Budgets (pg. 82), December 2017
- City of Shelby Delinquent Taxes, 12/31/17 (pg. 83)

#### **CITY SUPERINTENDENT**

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#### **OTHER MATTERS**

- Northern Montana Storage LLC Ground Lease Agreement (pgs. 84-100)

#### **ADJOURN**

## CITY OF SHELBY MEETING SCHEDULE

### January 16, 2018 (Due to Martin Luther King, Jr Holiday)

7:30 p.m.      Regular City Council Meeting

### January 29, 2018

6:30 p.m.      Park & Recreation Meeting  
(Mayor, Superintendent, Rec Director,  
Aikins, Clark, Kimmet)

### February 5, 2018

7:00 p.m.      Audit Committee  
(Mayor, Finance Officer, Clark, Tustian,  
Moritz)

7:30 p.m.      Regular City Council Meeting

### February 12, 2018

7:30 p.m.      City-County Planning Board  
(Mayor, Deputy City Clerk, City Planner,  
Casey, Clark)

## CITY COUNCIL PACKET LISTING

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A. Agenda

B. Agenda Items

1. Show Cause Hearing - Notice to Abate Dangerous Building
2. Minutes of Regular Council Meeting, 1/02/18
3. Oath of Office
4. Minutes of City-County Planning Board Meeting, 1/08/18
5. City Judge's Report, December 2017
6. Bank Account Report, December 2017
7. Budget Year to Date, December 2017
8. Vendor Summary, December 2017
9. Enterprise Funds Report, December 2017
10. Statement of Expenditures, December 2017
11. Statement of Revenues, December 2017
12. Budget Variance, December 2017
13. Cash Flow Report, December 2017
14. Investments Report, December 2017
15. Project Budgets, December 2017
16. City of Shelby Delinquent Taxes, 12/31/17
17. Northern Montana Storage LLC Ground Lease Agreement

C. Correspondence

1. 1/8/18 Email from Luke LaLiberty, KLJ re: Stormwater synopsis
2. MT Water Court, Upper Missouri Division - Marias River Basin Case No. 41P-191 Status Report

D. Reports

- 1.

E. Handouts

- 1.

## **Policy on Conduct and Manner of Addressing Council**

The public is invited to speak on any item after recognition by the presiding officer.

1. Public comments will be accepted only on items within the jurisdiction of the City of Shelby.
2. Comments shall be limited to 5 minutes per meeting, unless such time is extended by a majority vote of the Council members.
3. While the Council is in session, those in attendance must preserve order and decorum. No member of the public shall delay or interrupt the Council proceedings; disturb any member who may be speaking; or refuse to obey the orders of the Council or its presiding officer.
4. Prepared statements are welcome and should be given to the Finance Officer prior to a Council meeting. Prepared statements that are also read, however, shall be deemed unduly repetitious. All prepared statements for public hearings shall become part of the hearing record.
5. All remarks shall be addressed to the Council as a body and not to any member of the Council or Staff.
6. Public members recognized by the presiding officer, shall:
  - a. Stand, if able
  - b. For the record, give his/her name and address
  - c. If applicable, give the person, firm or organization he/she represents
  - d. Limit comments to the matter of fact
  - e. Address the Council as a body and not to any individual member of the Council or City Staff
  - f. Ask no questions of individuals who are Council members, staff or other public members, except through the presiding officer
  - g. Limit comments to a maximum of 5 minutes, unless such time is extended by a majority vote of Council members.

The Council thanks public members for respectfully and courteously providing constructive and valuable information.

# CITY OF SHELBY

112 First Street South  
Shelby, MT 59474  
Telephone: (406) 434-5564  
FAX: (406) 434-2143  
[www.shelbymt.com](http://www.shelbymt.com)



**Mayor:** Larry J. Bonderud  
**Council:** Debbie Clark, Brian Lee,  
Bill Moritz, Lyle Kimmet,  
Gary McDermot, John "Chip" Miller, Jr.  
**Animal Control:** Mark Warila  
**Attorney:** William E. Hunt, Jr.  
**Building Inspector:** Rob Tasker  
**City Planner:** Jim Yeagley  
**Community Development:** Lorette Carter  
**Finance Officer:** Jade Goroski  
**Judge:** Joe Rapkoch  
**Recreation Director:** Cindy Florez  
**Superintendent:** Loren Skartved

## "NOTICE OF SHOW CAUSE HEARING"

December 11, 2017

James Jones  
P.O. Box 92062  
Dutch Harbor, AK 99692

RE: Abatement of 528 8<sup>th</sup> Ave. South  
Lot 4; Block 55; Nob Hill Addition

You are hereby notified to appear at a hearing to be held on January 16, 2018, 7:30pm, City Hall, 112 1st Street South, City of Shelby, Toole County, Montana, to show cause why the above described building, which have been reported to be a dangerous building, should not be repaired or demolished in accordance with the building inspector's notice, dated December 11, 2017 a copy of which is attached hereto.

This hearing shall be held pursuant to Section 15.28.050 of the Shelby Municipal Code. A copy of the code is available for your review at the Shelby City Hall. If requested from Bill Hunt, City Attorney, 201 Main Street, Shelby, Montana, a copy of all relevant code sections will be provided to you for your review prior to said hearing. At this hearing, you are free to testify or bring other persons to testify on your behalf. At the conclusion of the hearing, the City of Shelby City Council will make its determination, based on the evidence, whether said building is in fact dangerous and should or should not be repaired or demolished in accordance with the statement of particulars hereinabove referenced to. You are, of course, entitled to an attorney, at your expense, to represent you at said hearing. You may appeal any unfavorable decision to District Court. Your failure to appear may cause a decision unfavorable to you. An unfavorable decision to you could lead to a lien being placed upon the property, if the City of Shelby has the above described property repaired or demolished as requested in the December 11, 2017 "Notice to Abate Dangerous Building" hereinabove referred to. Any such lien placed on your property would be in the nature of a tax lien and could lead to a forced sale of the property, in the event the amount of the lien is not paid in full.

DATED THIS 11th DAY OF DECEMBER 2017

BY ORDER OF THE SHELBY CITY COUNCIL

---

William Hunt  
City Attorney

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**Recreation Director:** Cindy Florez  
**Superintendent:** Loren Skartved

## "NOTICE OF SHOW CAUSE HEARING"

December 11, 2017

Assignee: LS Samantha Court  
P.O. Box 97  
Corbett, OR 97019

RE: Abatement of 528 8<sup>th</sup> Ave. South  
Lot 4; Block 55; Nob Hill Addition

You are hereby notified to appear at a hearing to be held on January 16, 2018, 7:30pm, City Hall, 112 1st Street South, City of Shelby, Toole County, Montana, to show cause why the above described building, which have been reported to be a dangerous building, should not be repaired or demolished in accordance with the building inspector's notice, dated December 11, 2017 a copy of which is attached hereto.

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DATED THIS 11th DAY OF DECEMBER 2017

BY ORDER OF THE SHELBY CITY COUNCIL

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William Hunt  
City Attorney

# CITY OF SHELBY

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**Finance Officer:** Teri Ruff  
**Judge:** Joe Rapkotch  
**Recreation Director:** Cindy Florez  
**Superintendent:** Loren Skartved

## "NOTICE TO ABATE DANGEROUS BUILDING"

December 11, 2017

James Jones  
P.O. Box 92062  
Dutch Harbor, AK 99692

RE: Abatement of 528 8<sup>th</sup> Ave. S. Shelby, MT 59474.  
Lot 4; Block 55; Nob Hill Addition

Owner listed as James Lyle Jones

Dear Mr. Jones:

At the request of the Mayor and the Shelby City Council, I inspected the above described premises. This was done in accordance with the provisions outlined in Section 15.28.040 (Duties of the Building Inspector) Shelby Municipal Code (S.M.C.).

A "show cause hearing" will be held before the Shelby City Council on January 16th, 2017 at 7:30pm in the city council chambers in order to determine whether nuisance / dangerous building and, if so, the course of action to resolve the problem.

Statement of Particulars:

1. The house is extensively burned from fire
2. There is no water or electric service to the structure.
3. The structures are probably beyond repair or rehabilitation.
4. There is an accumulation of debris on the the property.

The overall deterioration and damage of the home, and the lack of sanitary facilities constitute the unsafe, unsanitary and a dangerous condition which enables me to make the determination this building is a dangerous building as defined by Chapter 15.28 of the Shelby Municipal Code.

Section 15.28.040 S.M.C .states "Nuisances. All dangerous buildings within the terms of Section 15.28.010 are declared to be public nuisances and shall be repaired, vacated or demolished as hereinbefore and hereinafter provided." (Ordinance 504 §3, 1974).

**You are hereby ordered to repair or demolish this structure**

In accordance with Title 10-5 S.M.C., "The mortgagee, agent or other person having an interest in the building may at his own risk repair, vacate, or demolish the building or have such work or act done; provided, that any person notified under this section to repair, vacate or demolish any building shall be given such reasonable time not exceeding **thirty** days, as may be necessary to do, or have done, the work or act required by the notice provided for herein."

BY ORDER OF THE CITY OF SHELBY

DATED THIS 11<sup>th</sup> day of December, 2017

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Building Inspector

cc: Mayor (via e-mail)  
City Attorney (via e-mail)  
County Sanitarian (via e-mail)

# CITY OF SHELBY

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**Recreation Director:** Cindy Florez  
**Superintendent:** Loren Skartved

## "NOTICE TO ABATE DANGEROUS BUILDING"

December 11, 2017

Assignee: LS Samantha Court LLC  
P.O. Box 97  
Corbett, OR 97019

RE: Abatement of 528 8<sup>th</sup> Ave. S. Shelby, MT 59474.  
Lot 4; Block 55; Nob Hill Addition

Owner listed as James Lyle Jones

Dear Assignee:

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BY ORDER OF THE CITY OF SHELBY

DATED THIS 11<sup>th</sup> day of December, 2017

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Building Inspector

cc: Mayor (via e-mail)  
City Attorney (via e-mail)  
County Sanitarian (via e-mail)

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**Judge:** Joe Rapkoch  
**Recreation Director:** Cindy Florez  
**Superintendent:** Loren Skartved

October 18, 2017

Assignee: LS Samantha Court LLC  
P.O. Box 97  
Corbett, OR 97019

Assignee,

The City of Shelby has received several complaints on the fire damaged home located at 528 8<sup>th</sup> Ave. South Shelby, MT 59474. As Building Inspector / Code Official for the City of Shelby I was asked by the Mayor to do an inspection of the property. I found the home to be extensively burned and beyond repair and considered a Dangerous Building. The City of Shelby asks at this time the home be demolished as soon as possible. Please contact me to resolve this issue. I can be reached at 406-450-3694. I have enclosed a copy of the ordinances pertaining to this issue.

A handwritten signature in black ink, appearing to be "R. Tasker", written over a horizontal line.

Robert Tasker  
Building Inspector / Code Official  
City of Shelby

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**Judge:** Joe Rapkoch  
**Recreation Director:** Cindy Florez  
**Superintendent:** Loren Skartved

April 25, 2017

James Jones estate  
P.O. Box 92062  
Dutch Harbor, AK 99692

James Jones estate,

The City of Shelby has received several complaints on the fire damaged home located at 528 8<sup>th</sup> Ave. South Shelby, MT 59474. As Building Inspector / Code Official for the City of Shelby I was asked by the Mayor to do an inspection of the property. I found the home to be extensively burned and beyond repair and considered a Dangerous Building. The City of Shelby asks at this time the home be demolished as soon as possible. Please contact me to resolve this issue. I can be reached at 406-450-8656. I have enclosed a copy of the ordinances pertaining to this issue.

A handwritten signature in black ink, appearing to be "R. Tasker", written in a cursive style with a long horizontal stroke extending to the right.

Robert Tasker  
Building Inspector / Code Official  
City of Shelby

MINUTES OF REGULAR COUNCIL MEETING OF THE SHELBY CITY COUNCIL  
HELD IN COUNCIL CHAMBERS  
January 2, 2018

Council President Kimmet called the meeting to order at 7:30 p.m. Present were: Debra Clark, Lyle Kimmet, Chip Miller, Luke Casey, Gary McDermott and Bill Moritz, Council Members; Jade Goroski, Finance Officer; Lorette Carter, Community Development Director; Loren Skartved, City Superintendent; and Rob Tasker, Building Inspector. Absent and Excused: Justin Aikins. Absent Trent Tustian.

Other citizens present: Harry Benjamin, Leslie Woldtvedt, Brian Lee, Don Fisher, Jim Yeagley, and Jennifer Van Heel.

REGULAR MEETING MINUTES 12/18/2017

- MILLER MADE A MOTION TO APPROVE THE 12/18/2017 MINUTES. SECONDED BY MORITZ. VOTE AYES - CLARK, MORITZ, MILLER, MCDERMOTT. NOES - NONE. ABSENT - TUSTIAN. ABSTAIN - NONE.

OATH OF OFFICE

- COUNCIL PRESIDENT KIMMET SWORE IN MAYOR MCDERMOTT
- MAYOR MCDERMOTT SWORE IN COUNCIL MEMBER LUKE CASEY

APPEARANCE REQUESTS

- Brian Lee made an appearance in regards to a ground lease agreement in the industrial park.

CLAIMS REPORT 12/31/2017

- MORITZ MADE A MOTION TO APPROVE THE 12/31/2017 CLAIMS REPORT. SECONDED BY KIMMET. VOTE AYES - CLARK, MORITZ, CASEY, KIMMET. NOES - NONE. ABSENT - TUSTAIN, AIKINS. ABSTAIN - NONE.

BUILDING INSPECTOR

- Rob Tasker reported he issued one new permit and there are seven open permits. Rob is working on one abandoned vehicle and there will be a show cause hearing scheduled for the next regularly scheduled meeting.

CITY ATTORNEY

- Resolution 1971 re: Designating an Environmental Certifying Official  
CLARK MADE A MOTION TO APPROVE RESOLUTION 1971. SECONDED BY KIMMET. VOTE AYES - CLARK, MORITZ, CASEY, KIMMET. NOES - NONE. ABSENT - TUSTAIN, AIKINS. ABSTAIN - NONE.

CITY SUPERINTENDENT

Loren Skartved reported the crew has been busy helping the County with the airport water line. The heater in the old middle school broke down and has been repaired. The road grader blade is broken, the garbage truck is broken down, the backup garbage truck broke down, and the City will be borrowing Conrad's truck until replacement parts come in.

COMMUNITY DEVELOPMENT DIRECTOR

- CDBG-EDA Humic Growth Solutions water extension: We are waiting on EDA to approve the start-up documentation for the project. A resolution to identify the Environmental Certifying Official is on the council's agenda as part of the start-up documentation for CDBG.
- Storm Water: We will need to change the Signature Certification Form for TSEP funding.
- FRA: KLJ is coordinating a conference call to move forward on the project with BNSF/Amtrak, MDT, city and the funding agency.
- January is a quarterly reporting month. We have several programs and current grants that I will complete the required documentation.
- The Montana Accessible Playground Grant application is ready and will be sent this week.
- I am currently working on the Montana Fish Wildlife & Parks Recreational Trail grant for trail maintenance equipment and development of a picnic area.
- I am working with the Shelby Volunteer Fire Department on potential funding opportunities with Department of Homeland Security Assistance to Firefighters Grant.
- I have submitted to the Arbor Day Foundation for recognition of Shelby as a Tree City USA for 17 years.
- We are still waiting on the Department of Commerce Planning Division which we applied for matching funding for the research and submission of our Main Street business corridor to the National Historic Register. We did receive Montana Main Street Program planning funding.
- The 3rd session of Leadership Toole County will take place January 16th. The area of discussion will include financial, transportation, energy and agriculture.
- I continue work with Toole County on the Crime Victim Advocacy Program, completing progress and financial reporting.

- I continue work with the Social Media Committee as the TBID secretary to promote Shelby. The focus is on the Toole County Combined Fund Drive; the Prairie Oasis Animal Shelter; and Trip Advisor participants within the community.

- I have not heard back from the HiLine Arts Trail committee on changing the scope of work for our grant for Champions Park interactive kiosk yet. The Champions Park Committee voted to request a change to the scope of work to install static signs similar to the interpretive signs presently in the park.

- The Toole County Combined Fund Drive is in full swing and we hope the community will give generously to the 23 worthwhile organizations.

- The Shelby Area Chamber of Commerce is currently without an Executive Director. The board has decided to postpone the annual Chamber banquet until a new person is hired.

OTHER MATTERS

BANK SIGNATURE AUTHORIZATION

FIRST STATE BANK PETTY CASH

MORITZ MADE A MOTION TO APPROVE MAYOR MCDERMOTT, JADE GOROSKI, AND TAMMY PEDERSON AS AUTHORIZED SIGNERS ON THE ACCOUNT. SECONDED BY KIMMET. VOTE AYES - CLARK, MORITZ, CASEY, KIMMET. NOES - NONE. ABSENT - TUSTAIN, AIKINS. ABSTAIN - NONE.

FIRST STATE BANK OPERATING ACCOUNT

MORITZ MADE A MOTION TO APPROVE MAYOR MCDERMOTT, JADE GOROSKI, AND LYLE KIMMET AS AUTHORIZED SIGNERS ON THE ACCOUNT. SECONDED BY CASEY. VOTE AYES - CLARK, MORITZ, CASEY, KIMMET. NOES - NONE. ABSENT - TUSTAIN, AIKINS. ABSTAIN - NONE.

BEAR PAW CREDIT UNION

CLARK MADE A MOTION TO APPROVE MAYOR MCDERMOTT, JADE GOROSKI, AND LYLE KIMMET AS AUTHORIZED SIGNERS ON THE ACCOUNT. SECONDED BY MORITZ. VOTE AYES - CLARK, MORITZ, CASEY, KIMMET. NOES - NONE. ABSENT - TUSTAIN, AIKINS. ABSTAIN - NONE.

ADJOURN

AT 8:55 P.M. KIMMET MADE A MOTION TO ADJOURN THE MEETING. SECONDED BY CASEY. VOTE AYES - CLARK, MORITZ, CASEY, KIMMET. NOES - NONE. ABSENT - TUSTAIN, AIKINS. ABSTAIN - NONE.

Shelby City Council Minutes  
January 3, 2018  
Page 4 of 4

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GARY MCDERMOTT, MAYOR

ATTEST:

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JADE GOROSKI, FINANCE OFFICER

**CITY OF SHELBY**

**OATH OF OFFICE**

STATE OF MONTANA    )  
                                  SS.  
COUNTY OF TOOLE    )

I DO SOLEMNLY SWEAR that I will support, protect and defend the  
Constitution of the United States and the Constitution of the State  
of Montana, and that I will discharge the duties of my office of

**CITY COUNCIL MEMBER**

of the City of Shelby, Montana, with fidelity, SO HELP ME GOD.

\_\_\_\_\_  
Justin Aikins

SUBSCRIBED AND SWORN TO BEFORE ME THIS 2nd DAY OF JANUARY, 2018.

\_\_\_\_\_  
GARY MCDERMOTT, MAYOR

**CITY OF SHELBY**

**OATH OF OFFICE**

STATE OF MONTANA    )  
                                  SS.  
COUNTY OF TOOLE    )

I DO SOLEMNLY SWEAR that I will support, protect and defend the  
Constitution of the United States and the Constitution of the State  
of Montana, and that I will discharge the duties of my office of

**CITY COUNCIL MEMBER**

of the City of Shelby, Montana, with fidelity, SO HELP ME GOD.

\_\_\_\_\_  
Trent Tustian

SUBSCRIBED AND SWORN TO BEFORE ME THIS 2nd DAY OF JANUARY, 2018.

\_\_\_\_\_  
GARY MCDERMOTT, MAYOR

**MINUTES OF THE CITY-COUNTY PLANNING BOARD**

held at Shelby City Hall

January 8, 2018

7:30 p.m.

Present were: Gary McDermott, mayor; Debra Clark, council member; Gary Sulenes, planning board member; Tammy Pederson, secretary; Jim Yeagley, city planner and guest Larry Bonderud.

**12/11/2017 Minutes**

The board reviewed the minutes since there was not a quorum.

**Sketch Plat Review – NETA Energy Park Major Subdivision**

The board reviewed a sketch plat subdividing the Energy Park and selling Lot 3 to Hinrich Trading Company. The next step is to present a Staff Report and hold a public hearing at the 2/12/2018 planning board meeting and after that a public hearing at the 2/20/2018 city council meeting.

**MEETING ADJOURNED AT 8:10 P.M.**

Reported by:

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Tammy Pederson, Secretary

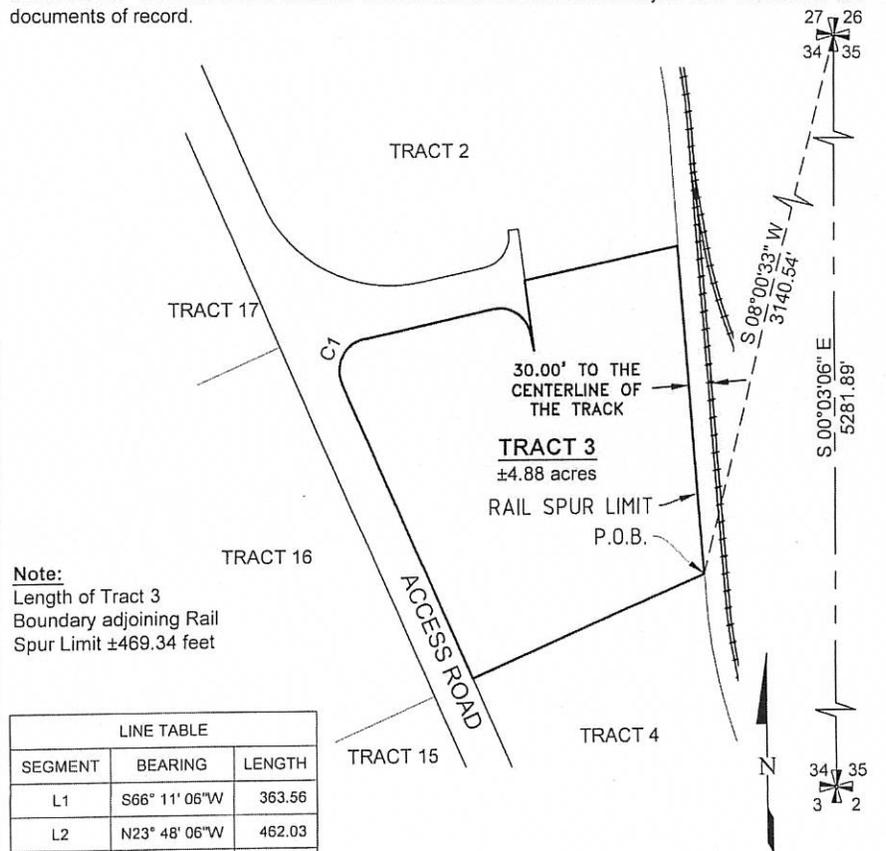
**Sketch Plat Review Shelby Rail Park Major Subdivision  
January 8, 2018**

- (1) Location;  
**See Preliminary Plat**
  - (2) Approximate tract and lot boundaries of existing tracts of record;  
**See Preliminary Plat**
  - (3) Description of general terrain;  
**See Preliminary Plat**
  - (4) Natural features on the land, including water bodies, floodplains, geologic hazards, and soil types;  
**A general description will be included in the staff report**
  - (5) Existing structures and improvements;  
**There are no existing structures**  
**Existing improvements include three rail spur lines, roads, and sewer and water mainlines.**
  - (6) Existing utility lines and facilities serving the area to be subdivided;  
**Utility mains are installed**
  - (7) Existing easements and rights of way;  
**See Preliminary Plat**
  - (8) Existing zoning or development regulation standards;  
**Zoned "Industrial" and annexed in to city of Shelby**
  - (9) Existing conservation easements;  
**No Conservation easements are present**
  - (10) Existing covenants or deed restrictions.  
**Will be included with the preliminary plat staff report**
- b. Documentation on the current status of the site, including:
- (1) Ownership information, such as a deed, option to buy or buy-sell agreement, including permission to subdivide;  
**Existing city owned**
  - (2) Location of agricultural water facilities;  
**No agricultural water facilities are present**
  - (3) Inclusion of any or all of the subdivision in any special improvement districts; and  
**The property is presently included in a special improvement district**
  - (4) Weed districts and weed control regulations applicable to the property.  
**Weed control will be the responsibility of the owners and will pass to subsequent owners**
2. Information on the proposed subdivision, including:
- a. Tract and proposed lot boundaries;  
**See Preliminary Plat**
  - b. Proposed public and private improvements;  
**Utilities are installed**
  - c. Existing and proposed location of utility lines and facilities;  
**See Preliminary Plat**
  - d. Existing and proposed easements and rights of way; and  
**See Preliminary Plat**
  - e. Parks and open space and any proposed conservation easements.  
**A park dedication may not be required for subdivision into parcels that are all nonresidential (76-3-621 (3) (b) Montana Codes Annotated)**

## TRACT 3 EXHIBIT A

LAND OWNER: NORTHERN EXPRESS TRANSPORTATION AUTHORITY

A tract of land located in the E1/2 of Section 34, Township 32 North, Range 2 West, P.M.M., Toole County, Montana. Said tract of land being more particularly described as follows: COMMENCING at the NE Section Corner of said Section 34, Thence S 08°00'33" W, 3140.54 feet to the westerly right-of-way of Railroad Spur Limit which is the POINT OF BEGINNING; Thence S 66°11'06" W, 363.56 feet to the easterly right-of-way boundary of an Access Road; Thence along said boundary the following six (6) courses: (1) N 23°48'06" W, 462.03 feet; (2) Thence along a curve to the right with a radius of 45.00 feet, an arc length of 79.65 feet and a delta angle of 101°24'49"; (3) Thence N 77°36'42" E, 190.04 feet; (4) Thence along a curve to the right with a radius of 45.00 feet, an arc length of 70.69 feet and a delta angle of 90°00'00"; (5) Thence S 12°26'10" E, 24.65 feet; (6) Thence N 07°26'37" W, 100.02 feet; Thence N 77°36'42" E, 225.37 feet to the westerly right-of-way of Railroad Spur Limit; Thence S 04°22'53" E, 469.34 feet along said right-of-way to the POINT OF BEGINNING. The tract of land contains 4.88 acres more or less and is subject to all easements and documents of record.



**Note:**  
Length of Tract 3  
Boundary adjoining Rail  
Spur Limit ±469.34 feet

LINE TABLE		
SEGMENT	BEARING	LENGTH
L1	S66° 11' 06"W	363.56
L2	N23° 48' 06"W	462.03
L3	N77° 36' 42"E	190.04
L4	S12° 26' 10"E	24.65
L5	N7° 26' 37"W	100.02
L6	N77° 36' 42"E	225.37
L7	S4° 22' 53"E	469.34

CURVE TABLE					
SEGMENT	ARC LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD LENGTH
C1	79.65	45.00	101°24'49"	N26°54'18"E	69.65
C2	70.69	45.00	90°00'00"	N57°23'18"W	63.64

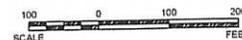
### LEGEND

SEC. COR. FND ORIGINAL STONE

P.O.B POINT OF BEGINNING

### Note:

All distances are ground, international feet  
Basis of bearings = East Section Line of Section 34



Drawn By B. Pruyt	Approved By M. Ries	Project No. 4412002	Date 2/23/2015
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Date: 12/29/2017

Time: 05:17 PM

Page 1 of 1

**Shelby City Court**  
Cases by Filing Date  
City  
All Case Types  
From 12/1/2017 to 12/29/2017  
All Judges

User: BALEXANDER

**Judge: Rapkoch, Peter**

Case	Filed	Entered	Party	Status
TK-865-2017-0000153	12/1/2017	12/1/2017	Moore, Weston Reece, Defendant	Disposed
TK-865-2017-0000154	12/6/2017	12/6/2017	Atchley, Spencer David, Defendant	Disposed
TK-865-2017-0000155	12/6/2017	12/6/2017	Chew, John Matthew, Defendant	Pending
TK-865-2017-0000156	12/6/2017	12/6/2017	Wallen, Garret Russell, Defendant	Closed
TK-865-2017-0000157	12/6/2017	12/6/2017	West, Michael James Jr, Defendant	Disposed
TK-865-2017-0000158	12/6/2017	12/6/2017	Baney, Michael Steven, Defendant	Pending
TK-865-2017-0000159	12/6/2017	12/6/2017	Abbott, Alexander Arthur Douglas, Defendant	Disposed
TK-865-2017-0000160	12/6/2017	12/6/2017	Hellinger, Patricia Ann, Defendant	Closed
TK-865-2017-0000161	12/6/2017	12/6/2017	Anderson, David Joseph, Defendant	Pending
TK-865-2017-0000162	12/8/2017	12/8/2017	Cullen, Michael Eugene, Defendant	Closed
TK-865-2017-0000163	12/8/2017	12/8/2017	Frydenlund, Patrick John, Defendant	Closed
TK-865-2017-0000164	12/8/2017	12/8/2017	Atchley, Spencer David, Defendant	Pending
TK-865-2017-0000165	12/8/2017	12/8/2017	Skillman, Robyn Ashley, Defendant	Closed
TK-865-2017-0000166	12/17/2017	12/17/2017	Raulston, Brady James, Defendant	Pending
TK-865-2017-0000167	12/17/2017	12/17/2017	Didier, Jennie Hollister, Defendant	Closed
TK-865-2017-0000168	12/17/2017	12/17/2017	Alejandro, Christopher, Defendant	Disposed
TK-865-2017-0000169	12/19/2017	12/19/2017	Anderson, Kerry Richard, Defendant	Pending
TK-865-2017-0000170	12/26/2017	12/26/2017	St Goddard, Candace Mary, Defendant	Pending
TK-865-2017-0000171	12/29/2017	12/29/2017	Winters, Devin Blake, Defendant	Pending
TK-865-2017-0000172	12/29/2017	12/29/2017	Rauscher, Kelly Joe, Defendant	Closed
TK-865-2017-0000173	12/29/2017	12/29/2017	Hoadley, Jennifer Leigh, Defendant	Pending
TK-865-2017-0000174	12/29/2017	12/29/2017	Mclaughlin, Georgette Sue, Defendant	Pending
TK-865-2017-0000175	12/29/2017	12/29/2017	Hanway, Margie Marie, Defendant	Pending

**Total cases for Rapkoch, Peter : 23**

**Total cases for report: 23**































City of Shelby

<b>Monthly Bank Report -12/31/2017</b>	
First State Bank checking	1,694,717.76
Deposits in Transit - WAPA UB Utility Payment	0.00
BPCU restricted/unrestricted	400,000.00
Payroll Taxes Unredeemed	<b>0.00</b>
BPCU Savings unrestricted	6,727.35
MT Board of Investments STIP - unrestricted & restricted	709,806.23
First State Bank CD Energy Share Fund - restricted	93,364.06
First State Bank CD Disaster Relief Fund - restricted	93,364.06
Security State Bank Trust - Landfill - restricted	386,576.14
US Bank Debt Service MultiModal-Water-restricted	0.00
US Bank Capital Interest MultiModal-Sewer-restricted	0.00
Petty Cash	1,350.00
<b>TOTAL</b>	<b>3,385,905.60</b>

City of Shelby  
12/31/2017

Fund #	Name	YTD Revenues	YTD Expenditures	YTD Over/(Under)
1000	General	822,471.14	630,441.20	192,029.94
2190	Comp Liability	7,564.25	13,130.75	-5,566.50
2260	Disaster-Flood Wlmsn Park	3,353.56	0.00	3,353.56
2310	Tax Increment Financing District	17,804.02	173,147.12	-155,343.10
2320	Economic Development	0.00	0.00	0.00
2370	PERS	7,563.89	0.00	7,563.89
2371	Health Insurance	14,581.01	0.00	14,581.01
2372	Permissive Levy	239.94	0.00	239.94
2395	Marias Valley Golf & Country Club	1,200.00	0.00	1,200.00
2396	Municipal Rec Pass Fund	0.00	0.00	0.00
2399	Revolving Loan Fund	19,381.10	0.00	19,381.10
2400	Street Lighting District	51,329.90	28,194.11	23,135.79
2500	Street Maintanance District	137,500.70	8,850.99	128,649.71
2550	2012 Sidewalk SID	27,851.40	5,463.75	22,387.65
2600	Park Maintanance District	20,694.23	1,993.73	18,700.50
2810	Police Pension & Training	0.00	0.00	0.00
2920	Trails Grant	15,000.00	0.00	15,000.00
2936	Williamson Bldg	22,500.00	6,777.86	15,722.14
3015	1991 Swimming Pool Bath House GOB	0.00	0.00	0.00
3035	Firehall Bond	52,147.90	7,442.50	44,705.40
3510	1992 Curb, Gutter, Side SID	0.00	0.00	0.00
4000	Capital Projects Fund	0.00	0.00	0.00
5210	Water	516,857.26	787,711.50	-270,854.24
5310	Sewer	1,062,566.98	776,310.45	286,256.53
5410	Solid Waste	417,860.35	359,203.72	58,656.63
5720	Storm Drainage	136,047.03	108,572.80	27,474.23
7060	Energy Share	492.15	0.00	492.15
7061	Disaster Relief	492.15	0.00	492.15
7110	Accommodations Tax	0.00	0.00	0.00
7120	Fire Relief Agency Fund	0.00	0.00	0.00
7199	Tourism Business Imp District (TBID)	30,948.00	0.00	30,948.00
7427	Specialty License Plate Fee	2,260.00	360.00	1,900.00
		\$ 3,388,706.96	\$ 2,907,600.48	481,106.48

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CITY OF SHELBY  
Vendor Summary Query by Date  
For claims processed from: 12/17 to 12/17

Page: 1 of 2  
Report ID: AP2005

Vendor #/Name	Amount	Last Paid Date
01388 3 RIVERS COMMUNICATIONS INC	1,158.50	01/03/18
01279 A TO Z LOCK & KEY	228.75	01/03/18
02409 ABIGAIL ST. LAWRENCE	173.25	01/03/18
01806 ALARM SERVICE INC	35.00	01/03/18
01946 ALL SEASON HEATING & AIR CONDITIONING	315.52	01/03/18
01137 AQUA TECH LABORATORY	80.00	01/03/18
01438 BARRY DAMSCHEN CONSULTING LLC	1,975.00	01/03/18
00047 BEN TAYLOR INC	5,480.08	01/03/18
00088 CARQUEST AUTO PARTS	475.55	01/03/18
01601 CHEMSEARCH	267.08	01/03/18
01439 CONRAD BUILDING CENTER INC	479.56	01/03/18
01851 CT CLEANING	1,200.00	01/03/18
02306 DC FROST ASSOCIATES INC	3,912.15	01/03/18
00001 DEPARTMENT OF REVENUE	12.81	01/03/18
02421 DOOR SYSTEMS OF MONTANA	1,046.00	01/03/18
00343 ENERGY LABORATORIES INC	77.00	01/03/18
01226 FAGENSTROM CO	120.00	01/03/18
02097 FASTENAL COMPANY	394.08	01/03/18
01988 FIELDSTONE OFFICE SUPPLY	310.03	01/03/18
00111 FIRST STATE BANK	108.75	01/03/18
01366 GALLATIN SCALES INC	362.50	01/03/18
01285 HUNT, WILLIAM E JR	5,000.00	01/03/18
01593 I-STATE TRUCK CENTER	70.42	12/28/17
01620 KADRMAS, LEE & JACKSON INC.	5,312.46	01/03/18
01870 KUSTOM SERVICES	400.00	01/03/18
00649 LARSON CLOTHING COMPANY	373.00	01/03/18
02420 LOWES	301.51	12/08/17
00451 MARIAS MEDICAL CENTER	991.56	01/03/18
00026 MARIAS RIVER ELECTRIC COOP INC	11,115.04	01/03/18
00027 MARKS TIRE & ALIGNMENT	60.00	01/03/18
01972 MELISSA LEWIS & ASSOCIATES LLC	3,000.00	01/03/18
02376 MOBILE TWI LLC	250.00	01/03/18
01780 MONTANA BROOM & BRUSH	87.15	01/03/18
00164 MONTANA RURAL WATER SYSTEMS INC	525.00	01/03/18
00702 MONTANA SIGN CO	15.00	01/03/18
00605 MT DEPT OF TRANSPORTATION	150.00	01/03/18
01125 MT DEQ/PERMITTING & COMPLIANCE DIV/MPDES	1,270.00	01/03/18
00238 MT LEGISLATIVE SERVICES DIVISION	350.00	01/03/18
02045 NAPA AUTO PARTS	523.12	01/03/18
02069 NATIONAL LAUNDRY CO	67.05	01/03/18
00037 NORTHWEST PIPE FITTINGS INC	111.44	01/03/18
02368 OPTUM	17.00	01/03/18
01700 ORKIN, INC	95.00	01/03/18
00039 PETTY CASHIER	357.00	01/03/18
00144 POSTMASTER	1,072.66	01/03/18
00309 PREFERRED OFFICE EQUIPMENT	654.32	01/03/18
00703 RECREATION SUPPLY CO	1,295.70	01/03/18
02323 ROCKY MOUNTAIN PRINT SOLUTIONS	70.13	12/06/17
02340 SCOTT COMPANY TRAVEL GUIDE	897.50	01/03/18
00043 SHELBY GAS ASSOCIATION	5,201.20	01/03/18
01866 SHELBY PAINT AND HARDWARE	430.97	01/03/18
00119 SHELBY VOLUNTEER FIRE DEPT	2,252.00	01/03/18

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CITY OF SHELBY  
Vendor Summary Query by Date  
For claims processed from: 12/17 to 12/17

Page: 2 of 2  
Report ID: AP200S

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Vendor #/Name	Amount	Last Paid Date
02012 SHOPKO	68.96	01/03/18
01345 STERLING CODIFIERS INC	500.00	01/03/18
00048 TOOLE COUNTY CLERK & RECORDER	52,602.50	01/03/18
01200 U S BANK TRUST-SPA LOCKBOX CM9695	8,447.87	12/19/17
01486 USDA RURAL DEVELOPMENT	1,603.00	12/05/17
01978 USPS POSTAL STORE	1,133.75	12/12/17
00400 UTILITIES UNDERGROUND LOCATION CENTER	16.38	01/03/18
02389 WELLS FARGO VENDOR FIN SERV	127.70	01/03/18
02074 WILLIAMSON FENCING INC	840.00	01/03/18
00539 YEAGLEY, JAMES H	800.00	01/03/18
<b>Grand Total:</b>	<b>126,668.00</b>	

**2017-18  
Enterprise Funds Income, Expense**

1/8/2018								
	Jul-17	notes	Water	Aug-17	notes	Water	Sep-17	notes
<b>Water</b>			<b>Water</b>			<b>Water</b>		
Income	97,174		Income	99,792		Income	89,656	
Expenses	-320,309	semi annual debt payments	Expenses	-60,798		Expenses	-71,459	
<i>rev over/under</i>	<i>-223,134</i>		<i>rev over/under</i>	<i>38,993</i>		<i>rev over/under</i>	<i>18,197</i>	
<b>Sewer</b>			<b>Sewer</b>			<b>Sewer</b>		
Income	110,216		Income	66,222		Income	63,001	
Expenses	-127,858	semi annual debt payments	Expenses	-32,011		Expenses	-39,950	
<i>rev over/under</i>	<i>-17,642</i>		<i>rev over/under</i>	<i>34,211</i>		<i>rev over/under</i>	<i>23,050</i>	
<b>Solid Waste</b>			<b>Solid Waste</b>			<b>Solid Waste</b>		
Income	69,884		Income	69,942		Income	61,909	
Expenses	-81,308	annual debt payments	Expenses	-40,650		Expenses	-52,959	
<i>rev over/under</i>	<i>-11,424</i>		<i>rev over/under</i>	<i>29,292</i>		<i>rev over/under</i>	<i>8,950</i>	
<b>Storm Water</b>			<b>Storm Water</b>			<b>Storm Water</b>		
Income	18,329		Income	18,346		Income	18,346	
Expenses	-3,608		Expenses	-8,749		Expenses	-2,637	
<i>rev over/under</i>	<i>14,720</i>		<i>rev over/under</i>	<i>9,597</i>		<i>rev over/under</i>	<i>15,709</i>	
	Oct-17			Nov-17			Dec-17	
<b>Water</b>		notes	<b>Water</b>		notes	<b>Water</b>		notes
Income	77,670		Income	77,189		Income	75,375	
Expenses	-46,689		Expenses	-242,222	semi annual debt payments	Expenses	-46,234	
<i>rev over/under</i>	<i>30,982</i>		<i>rev over/under</i>	<i>-165,033</i>		<i>rev over/under</i>	<i>29,140</i>	
<b>Sewer</b>			<b>Sewer</b>			<b>Sewer</b>		
Income	339,667		Income	427,283	bond proceeds	Income	56,178	
Expenses	-444,383	4th cell land acquisition/engineering/wetlands have received add'l bond proceeds in November	Expenses	-90,439	semi annual debt payments	Expenses	-41,669	
<i>rev over/under</i>	<i>-104,716</i>		<i>rev over/under</i>	<i>336,844</i>		<i>rev over/under</i>	<i>14,509</i>	
<b>Solid Waste</b>			<b>Solid Waste</b>			<b>Solid Waste</b>		
Income	85,512		Income	64,611		Income	66,002	
Expenses	-49,950		Expenses	-84,468	semi annual debt payments	Expenses	-49,869	
<i>rev over/under</i>	<i>35,562</i>		<i>rev over/under</i>	<i>-19,857</i>		<i>rev over/under</i>	<i>16,133</i>	
<b>Storm Water</b>			<b>Storm Water</b>			<b>Storm Water</b>		
Income	18,338		Income	20,814		Income	41,874	
Expenses	-85,841	wetlands and eng should be receiving proceeds in Dec	Expenses	-2,425		Expenses	-5,312	
<i>rev over/under</i>	<i>-67,503</i>		<i>rev over/under</i>	<i>18,388</i>		<i>rev over/under</i>	<i>36,562</i>	

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