



# PUBLIC WORKS COMMITTEE AGENDA

**March 26, 2024 – 5PM | Council Chambers, City Hall.**

- 1. Call meeting to order**
- 2. Approval of Minutes**
  - a. Regular Meeting: February 27, 2024
- 3. Public Comment - Limit to three minutes per person**
- 4. Old Business**
  - a. None
- 5. New Business**
  - a. XYLEM Contract – Trent
  - b. Public Works Report - Trent
- 6. Staff Comments**
- 7. Announcement of the next meeting:**
  - a. Regular Meeting: April 23, 2024, at 5 PM
- 8. Adjournment**

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## **Public Works Committee**

Garbage | Sewer | Streets | Trees | Wastewater | Water | City Parks

## **Members**

Gordon Pierson (Chair) | John Molendyke | John Henderson

# PUBLIC WORKS COMMITTEE MINUTES

February 27, 2024, at 5PM | Council Chambers, City Hall.

<b>Members Present:</b>	Gordon Pierson, John Molendyke, John Henderson
<b>Members Absent:</b>	None
<b>Mayor:</b>	None
<b>CAO:</b>	None
<b>Council Member:</b>	None
<b>Staff:</b>	Trent Freeman, Cyndi Thompson
<b>Consultants:</b>	None
<b>Guests:</b>	See Sign in Sheet

**1. Call Meeting to Order**

Chairman Pierson called the meeting to order at 5:00PM

**2. Approval of Minutes**

- a. Regular Meeting: January 23, 2024

Member Molendyke motioned to approve as presented. Chairman Pierson seconded the motion. 2 Ayes, 0 Nos, 1 Abstained. Motion passed.

**3. Public Comment - Limit to Three Minutes Per Person**

- a. None

**4. Old Business**

- a. None

## 5. New Business

### a. Cemetery Items – Trent

Brad the City's Cemetery Taker brought a few items to the attention of the Committee.

- GAR Area (cemetery map) That section is civil war era battle field, there are 5 people buried in there and we are not selling the plots. Close to 500 plots could go in that area.
- Undeveloped Area (cemetery map) That is an open field and the Veterans Annex next to it has an underground pump for sprinklers. We have almost everything we need, as pipes, etc. Would like to flatten the Undeveloped area out and put water sprinkling system so we can have close to another 700 plots.
- Tool Shed (near Catholic #5, cemetery map) Would like you to consider putting a Kiosk there with maps, how people can get on the internet and find grave sites.
- Metal Roof on Garage, The tiles are blowing off the roof and need repair. The garage roof is not leaking at this time. Requesting a metal roof.

Desera Towle, Powell County Genealogical Society addressed the Committee, stated she's been working with Brad in the discussion of a Kiosk (flat maps on the existing tool shed). There are thousands of unmarked graves and having a mapping system could help visitors identify and find their loved ones easier. Discussed markers that could help in identifying those buried without any marker.

Desera and Brad will work up a plan and provide documentation for the items discussed above. No motion, the Committee will keep this item on their tickler to readdress once Desera and Brad are ready to represent.

### b. Myg Inc. Right-of-way Abandonment Request – Trent

Jeremy Mygland, on behalf of the company Myg Incorporated, has requested the City consider the abandonment of an approximately 90 foot by 22 foot section of Kohrs Street between Montana Avenue and Milwaukee Avenue adjacent to Lots 12-14 of Block 2 of the Bielenberg-Albee Addition. A single-family home has recently been constructed by the company on Lots 12-14. However, pre-construction survey work misidentified the width of the lots throughout the entirety of the block. As such, the home was built between 16.3-16.5 feet into the Kohrs Street right-of-way. This was later identified by post construction survey work performed by another surveyor. The applicants are requesting that the City consider abandoning a portion of the property where the home was situated, as well as an additional 5.5 feet to allow for zoning setback requirements, so that the home sits entirely on private land.

#### **Staff Recommendation:**

Staff recommends the abandonment of the City owned property described as the approximately 22' by 90' section of the Kohrs Street right-of-way between Milwaukee

Avenue and Montana Avenue adjacent to Lots 12-14 of Block 2 of the Bielenberg-Albee Addition of Deer Lodge to the applicant **for the sale price of \$5,860.80.**

Staff also recommends the Public Works Committee and City Council require the petitioners to provide a survey exhibit before final approval that shows the exact area of the requested abandonment, right-of-way delineations, lot lines, the informal road, the power line, and the structure. This exhibit will be used to ensure that the abandonment will not impede movement along the road, not impede access to the power line, and will provide for side setbacks of 5-feet as are required in the R-1 District.

As the only adjacent property owner to the alley is the City of Deer Lodge, the applicant will not be required to get any letters of no contest to the abandonment.

Requiring a different sale price is at the discretion of the Public Works Committee and City Council.

Upon recommendation by the Public Works Committee, the petition will be scheduled for a duly noticed public hearing before the City Council in accordance with §7-1-4127, MCA. All public notice fees will be paid by the applicant. Should the Council resolve to sell the property by a two-thirds vote as required by §7-8-4201(2)a, MCA, the applicant will be responsible for contracting a licensed surveyor to file a Certificate of Survey aggregating the properties and the abandoned right-of-way, as well as a Quitclaim deed with the Powell County Clerk and Recorder. These documents must be approved by the City and be in full adherence to City of Deer Lodge subdivision review exemption requirements. All surveyor, survey review, and filing fees will be the sole cost of the applicant.

Chairman Pierson motioned a recommendation to City Council to approve Myg Inc. Right-of-Way Abandonment Request as presented. Member Henderson seconded the motion 3 Ayes, 0 Nos. Motion passed.

c. **Beeson Right-of-way Abandonment Request – Trent**

Myron and Maria Beeson submitted a request for the abandonment of City-owned property on October 3, 2023. The Beeson's are requesting that the City abandon an approximately 30-foot by 120-foot portion of Clark Street between Texas Avenue and Conley Avenue that directly abuts their property at 524 Texas Avenue. Currently, the right-of-way requested for abandonment is being maintained as a yard by the Beeson's. The intent of said request would be to allow the applicants to own the land that they currently maintain.

**Staff Recommendation:**

Staff recommends that, should the City Council consider the abandonment of the City owned property described as the approximately 30' by 120' section of Clark Street

between Texas Avenue and Conley Avenue adjacent to the property at 524 Texas Avenue, that the Council should require a **sale price of \$11,097.00** to be paid by the applicant.

Requiring a different sale price is at the discretion of the Public Works Committee and City Council.

If the applicants receive a positive recommendation from the Public Works Committee, the petition will be scheduled for a duly noticed public hearing before the City Council in accordance with §7-1-4127, MCA. All public notice fees will be paid by the applicant. Should the Council resolve to sell the property by a two-thirds vote as required by §7-8-4201(2)a, MCA, the applicant will be responsible for contracting a licensed surveyor to file a Certificate of Survey aggregating the properties and the abandoned right-of-way, as well as a Quitclaim deed with the Powell County Clerk and Recorder. These documents must be approved by the City and be in full adherence to City of Deer Lodge subdivision review exemption requirements. All surveyor, survey review, and filing fees will be the sole cost of the applicant.

Member Henderson motioned a recommendation to City Council to approve Beeson Right-of-way Abandonment Request as presented. Member Molendyke seconded the motion 3 Ayes, 0 Nos. Motion passed.

d. Variable Frequency Drive Motor for Well – Trent

Quote attached in the amount of \$4,450.00 to purchase a spare Variable Frequency Drive (VFD) Motor for the Wells. This will be a spare motor in case another motor goes bad we will have a backup for the Well.

Recommendation to approve and forward to Finance and City Council.

Member Henderson motioned a recommendation to Finance and City Council to approve Variable Frequency Drive Motor for Well as presented. Chairman Pierson seconded the motion 3 Ayes, 0 Nos. Motion passed.

e. Dump Truck Purchase – Trent

Quote attached from Bozeman Asphalt Maintenance, Inc out of Belgrade in the amount of \$34,000 for a 2002 Ford F750 with 34k miles and minimal wear and tear. The Public Works crew is down a dump truck due to the transmission going bad in the 1979 C70 Automatic. To repair the transmission would cost roughly \$8,000.

A dump truck purchase is not a budgeted item, although the money is in the budget. I have a new work truck in the budget for the crew at approximately \$80k, that purchase will be pushed out as a Dump Truck is needed more.

Member Henderson motioned a recommendation to Finance and City Council to approve Dump Truck Purchase as presented. Member Molendyke seconded the motion 3 Ayes, 0 Nos. Motion passed.

f. Sewer Bond Refund – Trent

Request from resident Trevar Hahn for a refund from the City for paying the sewer bond on property 619 Mitchell Street as this property does not have a sewer system and only runs on septic. The property was purchased by Trevar in March of 2022 and have been paying the sewer bond since the purchase. Trevar is requesting a refund of \$270.27 and would like his account credited in lieu of a refund check.

Chairman Pierson motioned a recommendation to Finance and City Council to approve Sewer Bond Refund as presented. Member Molendyke seconded the motion 3 Ayes, 0 Nos. Motion passed.

g. Committee Goals – Trent

PREVIOUS GOALS

- Snowplow
- City Parks Improvements
- Sprinklers
- Public Art
- Beautifying Deer Lodge

NEW GOALS

- City Park Improvements: Sprinklers, Pickleball Courts
- Beautifying Deer Lodge: Public Art
- Columbarium at Hillcrest Cemetery
- Snow Berms in middle of Main Street during snow season: Work with MDT to assist berm removal.
- Signage updates for city streets and Speed Bump sign by Football Field.
- Sidewalk Repair Program: Revive the program for the citizens.

No motion required.

h. Department of Public Works Update – Trent

Received summary of ongoing and completed projects. Report accepted as presented.

**6. Committee Comments or Concerns:**

- a. None

**7. Announcement of the next meeting**

- a. Regular Meeting: March 26, 2024, at 5PM

**8. Adjournment**

- a. Meeting adjourned at 5:47PM.

Prepared by Cyndi Thompson, City Clerk

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Gordon Pierson, Chairman

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Date

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**Public Works Committee**

Garbage | Sewer | Streets | Trees | Wastewater | Water | City Parks

**Members**

Gordon Pierson (Chair) | John Molendyke | John Henderson

**Mayor**  
James Jess  
**Chief Administrative Officer**  
Jordan Green  
**City Attorney**  
Peter Elverum  
**City Clerk**  
Cyndi Thompson  
**Compliance Officer**  
Kody Ryan  
**Public Works Superintendent**  
Trent Freeman  
**Treasurer**  
Stanley Glovan  
**City Services Coordinator**  
Gena Micu



*Montana's Undiscovered Treasure*

300 MAIN STREET  
DEER LODGE MT 59722-1057  
406.846.2238

**City Council**  
Curt Fjelstad  
Kirk Hayes  
John Henderson  
Robert Kersch  
Rian King-Chavez  
Gregory Larkins  
John Molendyke  
Gordon Pierson

## CITY COUNCIL/COMMITTEE AGENDA ITEM INFORMATION

**THIS AGENDA ITEM REFERRED BY:**

**TO:**

**Agenda Item Name:** Xylem Water Solutions Contract

**For Meeting on:** 03/26/2024      **Staff Member/Committee Referring:** Trent Freeman

**Description of the item:**

5 year contract for Xylem Water Solutions to inspect and service the pumps at the lift station near AOK Campground. Contract price would be \$1,468.00 per year for a total cost of \$7,340.00 over the course of 5 years. This contract will save the City of Deer Lodge approx. \$300.00 per year or a total cost savings of \$1,500.00 over the course of 5 years.

The lift station is currently serviced and inspected by Xylem once a year with me scheduling yearly.

**Attachments:**

Xylem Water Solutions USA contract

**Previous Committee Engagement:**

*(discussion, outcomes, recommendations, public comment)*

N/A

**Recommended Motion/Action:**

Motion to Accept contract and forward to Finance and Council for Approval





**Xylem Water Solutions USA, Inc.  
Flygt Products**

March 18, 2024

3860 Helberg Drive  
Helena, MT 59602  
Tel 406/495-1335  
Fax 406/495-1336

City of Deer Lodge  
300 MAIN ST  
DEER LODGE MT 59722-1057

Quote # 2024-HEL-0031  
Project Name: Deer Lodge PMA  
Job Name: Deer Lodge PMA

Xylem Water Solutions USA, Inc. is pleased to provide a quote for the following Flygt equipment.

**PMA**

Qty	Part Number	Description	Unit Price	Extended Price
1	14-69 00 15A	PMA,FLYGT BRONZE,NO TAX TP+ MODELS: 3000,7000,8000	\$ 1,360.00	\$ 1,360.00

**Required Parts**

Qty	Part Number	Description	Unit Price	Extended Price
2	82 76 85	O-RING 17.0 X 3.0 NBR	\$ 0.00	\$ 0.00
4	82 76 85	O-RING 17.0 X 3.0 NBR	\$ 0.00	\$ 0.00

**Total Price** \$ 1,360.00

**Freight Charge** \$ 108.00

**Total Price** \$ 1,468.00 / year for 5 years

**Terms & Conditions**

This order is subject to the Standard Terms and Conditions of Sale – Xylem Americas effective on the date the order is accepted which terms are available at <http://www.xylem.com/en-us/Pages/terms-conditions-of-sale.aspx> and incorporated herein by reference and made a part of the agreement between the parties.

**Purchase Orders:** Please make purchase orders out to: Xylem Water Solutions USA, Inc.

**Freight Terms:** 3 DAP - Delivered At Place 08 - Jobsite (per IncoTerms 2020)  
See Freight Payment (Delivery Terms) below.

**Taxes:** State, local and other applicable taxes are not included in this quotation.

**Back Charges:** Buyer shall not make purchases nor shall Buyer incur any labor that would result in a back charge to Seller without prior written consent of an authorized employee of Seller.

**Shortages:** Xylem will not be responsible for apparent shipment shortages or damages incurred in shipment that are not reported within two weeks from delivery to the jobsite. Damages should be noted on the receiving slip and the truck driver advised of the damages. Please contact our office as soon as possible to report



damages or shortages so that replacement items can be shipped and the appropriate claims made.

**Terms of Delivery:** PP/Add Order Position

**Terms of Payment:** 100% N45 after invoice date.

Xylem's payment shall not be dependent upon Purchaser being paid by any third party unless Owner denies payment due to reasons solely attributable to items related to the equipment being provided by FLYGT.

**Validity:** This Quote is valid for thirty (30) days.

Please note that this pricing is valid for 30 days and contingent upon final approval of submittals and release to fabrication by (within 90 days of bid date).

This quotation is subject to change if any changes to the specifications or plans are made that alter the scope of supply.

**Schedule:** Please consult your local Flygt Branch Office to get fabrication and delivery lead times.

**COVID 19:** Our current delivery lead-times are forecasted estimates only due to the outbreak of the COVID-19 virus pandemic and its global effects on commerce, supply chain, and logistics. Xylem will, however, use all commercially reasonable efforts to minimize any delivery delay impacts.

**Warranty:** Xylem Water Solutions USA, Inc. offers a commercial warranty to the original end purchaser against defects in workmanship and material.

Thank you for the opportunity to provide this quotation. Please contact us if there are any questions.

Sincerely,



Dalton Oyler  
Sales Representative

Cell: 406-417-1984  
dalton.oyler@xylem.com





**Xylem Water Solutions USA, Inc.  
Flygt Products**

**Customer Acceptance**

This order is subject to the Standard Terms and Conditions of Sale – Xylem Americas effective on the date the order is accepted which terms are available at <http://www.xylem.com/en-us/Pages/terms-conditions-of-sale.aspx> and incorporated herein by reference and made a part of the agreement between the parties.

A signed copy of this Quote is acceptable as a binding contract.

**Purchase Orders:** Please make purchase orders out to: Xylem Water Solutions USA, Inc.

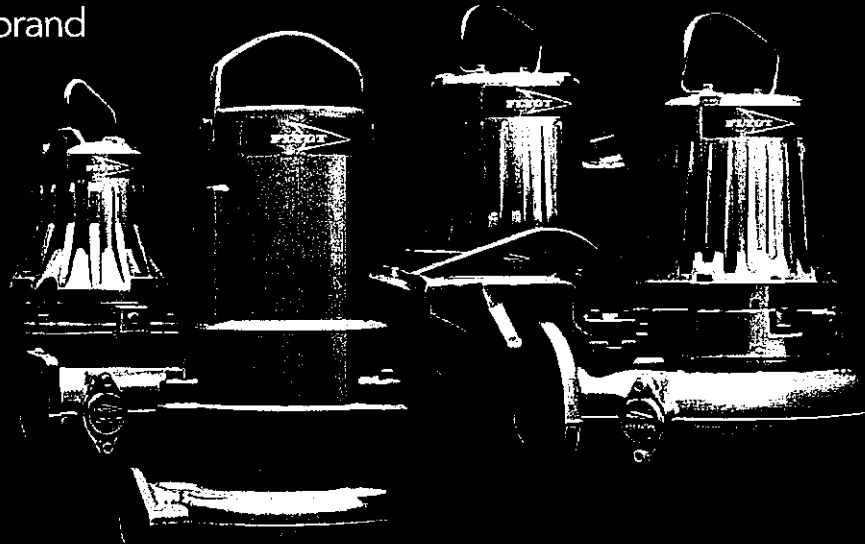
Quote #: 2024-HEL-0031  
Customer Name: City of Deer Lodge  
Job Name: Deer Lodge PMA  
Total Amount: \$ 1,360.00  
(excluding freight)

Signature: _____	Name: _____ (PLEASE PRINT)
Company/Utility: _____	PO: _____
Address: _____	Date: _____
_____	Phone: _____
_____	Email: _____
_____	Fax: _____



**FLYGT**

a xylem brand



## Introducing the Xylem Preventative Maintenance Agreement

Don't forget to protect your new assets

Thank you for considering Xylem for your pumping equipment needs. We appreciate the significance of your purchase decision and want to ensure you get the most out of your investment. The most cost-effective way to do this is to sign-up for a preventative maintenance agreement (PMA) that we tailor to your specific requirements and budget. A Xylem PMA offers a proven method to extend your equipment life, prevent expensive repairs and minimize unplanned failures. It's also ensures you remain in compliance with environmental, health and other government regulations – critical to maximizing operation uptime.

### Our Flygt Gold PMA Includes:

- One scheduled preventative maintenance service visit with multi-point inspection, 12 months after purchase and discounted access to Xylem's rental fleet
- An additional 12-month warranty when purchased with your new or replacement Flygt pump(s)
- The option to renew annually or on a multi-year basis following the first service visit
- Priority service on repairs and field service calls

*\* Flat-Rate Pricing is available for new and replacement Flygt models 3069, 3085, 3102, 3127, 3153, 3171, 3202, 3301 & 3315 starting at \$500 per pump.*

Multi-year PMA packages are available as well.  
Contact your Xylem Sales Representative today for more information.

Visit our [PMA site](#) for more info

**xylem**  
Let's Solve Water

# CITY OF DEER LODGE

## Public Works Report

### February 2024

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#### PROJECT SUMMARIES

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##### Street Maintenance

- Sanding as needed
- 2024 Street Maintenance Project to consist of milling and overlaying Park St., Pavilion Ln., Pennsylvania Ave., and Rainbow Ave. Pre-Bid meeting to be held in March with a bid opening at the beginning of April
- Maintaining our patch on Main Street until we can properly repair this spring\
- Cold patching potholes

##### Sewer Utility

- Annual Sewer Maintenance began
- Jetting problem sewers
- Inflow and Infiltration project is approximately 42 percent complete and is on winter shut down. Here is a project summary of what has been completed and what is remaining. Three new sewer manholes have been installed. Two on Montana Avenue and one on Second Street. The sewer main line has been replaced from Rainbow Ave. to the south in the alley and a new sewer main has been installed from the new manhole in Rainbow, west to the Metro and a manhole abandoned at West St. The existing sewer was collapsed near the manhole at West St. and the manhole had no bottom and was infiltrating with a lot of groundwater into the sewer system. On the slip lining portion of the project, the 8" sewer main on Montana Ave. is complete. The 12" sewer main along Taylor Creek is complete. The 6" sewer main along Taylor Creek, Rainbow Ave., and Montana will be completed this spring. Also remaining for the project which construction will occur next spring is the storm water tank and piping to separate the Rialto Theatre's ground water pumping into the sewer main and the lining of the Lift Station
- Working with Morrison-Maierle for the Individual Permit Variance at the Wastewater Treatment Plant and the extension of the Administrative Order of Consent for the permit. A grant for this has been submitted
- Attending monthly meetings with all stakeholders for the Inflow and Infiltration project
- Provided a tour of the Wastewater Treatment Facility to a member of the community

##### Parks and Rec

- Nothing to report

##### Water

- The first phase of the new Public Water Supply Well is nearly complete. The stainless steel slotted screen has been installed and O'Keefe has completed the well development. The 72 hour pump test has been completed and the well can potentially produce above

1000 gallons per minute. Next steps will be the design for the well house and the tie-in into the distribution system. Anticipated completion 2025

- Working with the school district to help them with sampling and submitting results for the Lead in Schools program through the DEQ
- A rough draft of the survey that will be sent out to random residents by 120 water for the new lead/copper rule to identify the type of water service pipe material in their home is under review.

#### **Solid Waste**

- Seeking quotes for new garbage truck

#### **Mosquito Abatement**

- Nothing to report

#### **INTEREST ITEMS FOR CITY COUNCIL**

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- With nearly 42 percent of the Inflow and Infiltration completed, it is my estimation that influent flows to the Wastewater Treatment Plant have decreased approximately 40,000 to 50,000 gallons per day which equates to approximately 150 single family residential homes
- Soil Samples from the unidentified liquid found in an abandoned clay tile main during the Inflow and Infiltration project have come back non detectable for any hydrocarbons. Sample results were sent to the landfill engineer and board chair to properly dispose of the soil. We also sampled the liquid coming from the pipe and are awaiting results on those samples. Meanwhile, the pipe has been plugged and the hole backfilled. DEQ has closed the case.

#### **COVID-19 RESPONSE**

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*Currently the Public Works Crew is moving forward on anticipated projects while working safely, practicing enhanced hygiene, and using personal protective equipment as directed.*