

COMMITTEE OF THE WHOLE

OCTOBER 21, 2024

6:00 PM

1. City Manager Review – the meeting will be closed because the demands of individual privacy clearly exceed the merits of public disclosure in regards to the City Manager review.

NOTICE FOR, AND AGENDA FOR, A MEETING OF THE CITY COMMISSION, CITY OF LEWISTOWN, OCTOBER 21, 2024 AT 7:00 P.M. AT THE CENTRAL MONTANA COMMUNITY CENTER LOCATED AT 307 W WATSON

To participate virtually the options are as follows:

To join by zoom: <https://zoom.us/j/8486275925?pwd=dTVGbndDK253ZUJLMjRuZXU5QVpMdz09>

Meeting ID: 848 627 5925 Passcode: 59457

To participate by phone: dial (253) 215-8782 Meeting ID: 848 627 5925 Passcode: 59457

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF MINUTES – October 7, 2024

COURTESIES

PROCLAMATIONS

BOARD AND COMMISSION REPORTS

CITY MANAGER REPORT

PUBLIC COMMENT – non agenda items

CONSENT AGENDA

Acknowledgement of the claims that have been paid from October 1, 2024 to October 17, 2024 for a total of \$897,428.02

***REGULAR AGENDA – Resolutions, Ordinances & Other Action Items:**

1. Discussion and action on approving the 2024-2025 School District No. 1 recreation agreement (**Action: approve, disapprove or amend the 2024-2025 School District No. 1 agreement**) City Manager Holly Phelps
2. Discussion on the possible changes at the Civic Center. City Manager Holly Phelps
3. Discussion and action on approving Resolution No. 4175, a resolution stating the intention of the City Commission to amend the 2024-2025 budget of the City of Lewistown (**Action: approve, disapprove or amend Resolution No. 4175**) City Manager Holly Phelps
4. Discussion on the 2023 Audit. City Manager Holly Phelps

CITIZENS' REQUESTS

COMMISSIONER'S MINUTE

ADJOURNMENT

* All citizens are invited to make comment on any agenda item prior to action being taken by the Commission

**AGREEMENT BETWEEN THE CITY OF LEWISTOWN AND SCHOOL
DISTRICT NUMBER ONE FOR USE OF RECREATION
FACILITIES/EQUIPMENT AND OPERATION OF VARIOUS
RECREATIONAL PROGRAMS**

WHEREAS THIS AGREEMENT is made and entered into the date of the last signature hereto, by and between the CITY OF LEWISTOWN, hereinafter referred to as the CITY, and SCHOOL DISTRICT NO. ONE of Lewistown, Fergus County, Montana, hereinafter referred to as the SCHOOL, and is meant to define and describe the rights and obligations of the parties with respect to the use of facilities and equipment for the operation of various recreational programs for the **2024 - 2025 school year**.

PROGRAM DESCRIPTION

Recreational programs covered under this agreement may include, but shall not be limited to: basketball, volleyball, softball, soccer, badminton, snowshoeing, pickleball, swimming, cross-country skiing, and table tennis.

FACILITIES USE

Activities may take place at the Lewistown Civic Center or at any of the various city parks. The CITY hereby agrees that such facilities will be made available for use by the program participants and for other school extracurricular activities, but the schedule must be approved in advance. In addition, activities may take place upon any property owned by the SCHOOL, provided the property or facility is available for use and any such use is approved by the school.

SUPERVISION/ OPERATION

Supervision and operation of the recreational programs shall include the following individuals and/ or groups. Contact information for these groups or individuals should be exchanged on an annual basis.

1. Activity Director. The Activity Director shall be an employee of the SCHOOL, and such person shall be responsible for various School sponsored recreational programs. This includes the organization, scheduling, and overall supervision of these programs.

2. Recreation Director. The Recreation Director shall be an employee of the CITY, and shall be responsible operation of City owned facilities, the organization, scheduling, overall supervision of City sponsored recreational programs, supervision of City staff and shall coordinate use of city owned equipment.

3. Buildings & Grounds Supervisor. The Buildings & Grounds Supervisor shall be an employee of the SCHOOL and shall be responsible for scheduling and supervision of SCHOOL maintenance equipment. Under this agreement this equipment may be used by either party.

The SCHOOL will be responsible for paying a flat fee of \$6,246.00 for the 2024-2025 school year for the uses of City owned facilities, equipment and an honorarium for professional assistance. Each year following, the total amount will be increased by the Consumer Price Index (CPI) rate.

TERM

The term of this Agreement shall be for one year, commencing on July 1, 2024 and ending on June 30, 2025.

RELEASE/INDEMNIFICATION

Each party expressly agrees to release, hold harmless and indemnify the other party from any liability, claims, losses, or demands arising out of the acts or omissions of their own employees or agents, provided, however, that such released party or their employees or agents have not contributed to such claims, loss, or demand.

Dated this 21st day of October 2024.

ATTEST:

CITY OF LEWISTOWN

NIKKI BRUMMOND, City Clerk

HOLLY PHELPS, City Manager

ATTEST:

SCHOOL DISTRICT NO. ONE

REBEKAH RHOADES, Board Clerk

Board Chair

RESOLUTION NO. 4175

**A RESOLUTION STATING THE INTENTION OF THE CITY COMMISSION
TO AMEND THE 2024-2025 BUDGET OF THE CITY OF LEWISTOWN**

WHEREAS, the City Commission of the City of Lewistown has previously passed and adopted the 2024-2025 budget for the City of Lewistown; and,

WHEREAS, the City has received various revenues and incurred various costs that were not anticipated or provided for in the 2024-2025 budget;

NOW, THEREFORE, BE IT RESOLVED that the City Commission intends to amend its 2024-2025 annual budget, a copy of which amendment has been placed on file and is open to inspection at the Lewistown City Office, 305 W Watson, Lewistown, Montana, 59457 between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, telephone 406-535-1760.

BE IT FURTHER RESOLVED that on the 4th day of November 2024 at 7:00 p.m. at the Central Montana Community Center, 307 W Watson, Lewistown, Montana, the City Commission will meet for the purpose of amending the 2024-2025 budget and that any taxpayer or resident may appear at the meeting and be heard for or against the proposed budget amendment. The City Clerk is directed to publish notice of this proposed action in accordance with law.

PASSED AND APPROVED THE 21st day of October 2024.

KellyAnne Terry, Commission Chairman

ATTEST:

Nikki Brummond, City Clerk