

**RESOLUTION NO. R21-42**

**A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN A MEMORANDUM OF UNDERSTANDING WITH YELLOWSTONE COUNTY TO SHARE PROJECT COSTS FOR CITY/COUNTY STREETS AND ROADS.**

BE IT RESOLVED by the City Council of the City of Laurel, Montana,

Section 1: Approval. The Memorandum of Understanding (“MOU”) recommended by the Mayor and Staff, is attached hereto and incorporated herein and by adoption of the resolution, hereby approved.

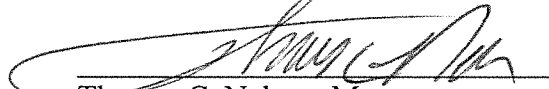
Section 2: Adoption and Execution. The Mayor and City Clerk are hereby authorized to execute the MOU on the City’s behalf.

Introduced at a regular meeting of the City Council on May 25, 2021, by Council Member Wilke.

PASSED and APPROVED by the City Council of the City of Laurel, Montana, this 25<sup>th</sup> day of May 2021.

APPROVED by the Mayor this 25<sup>th</sup> day of May 2021.

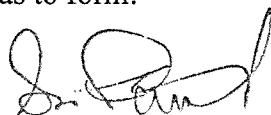
CITY OF LAUREL

  
Thomas C. Nelson, Mayor

ATTEST:

  
Bethany Langve, City Clerk/Treasurer

Approved as to form:

  
Sam S. Painter, Civil City Attorney

**MEMORANDUM OF UNDERSTANDING (MOU)**

**City of Laurel 2021 Pavement Maintenance Project and  
5<sup>th</sup> Avenue Waterline Re-Route Project  
Yellowstone County**

This **AGREEMENT**, made and entered into this 25<sup>th</sup> day of May, 2021, by and between **YELLOWSTONE COUNTY**, its agents, and Board of County Commissioners, hereinafter referred to as "**COUNTY**", and the **CITY OF LAUREL**, hereinafter referred to as "**CITY**", to make road and other improvements in and near the City which includes a portion of certain property which are **COUNTY** roads but included in the **CITY**'s 2021 Pavement Maintenance Project and 5th Avenue Waterline Re-Route Project both hereinafter called "Projects." based on the commonly known

**Scope of Work**

The **County** portion of the Projects are described within the letter dated May 13, 2021 from the City's Engineers (KLJ Engineering) which is attached hereto and incorporated herein.

**WHEREAS**, the **CITY** agrees to pay for **CITY**'s portion of the Project and **COUNTY** agrees to pay for **COUNTY**'s portion as described and contained in KLJ's May 13, 2021 letter, after the Project is procured and completed by the **CITY**.


**WHEREAS**, the Project will benefit **COUNTY**, **CITY**, local residents, and the traveling public in the area.

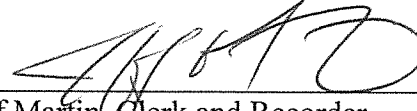
**THEREFORE BE IT AGREED** by **COUNTY** and **CITY** that each entity shall pay their respective portions for the Projects. The estimated cost for the **COUNTY** portions of both Projects is \$25,722.25 and \$32, 200.00 for a total **COUNTY** participation of \$57,972.25. If the cost of the Projects exceed the Engineer's estimated costs provided herein, the Project may not proceed and neither party will be responsible for funding the Projects or payment under this agreement. The Parties reserve the right to review the bid amount and not participate as determined by the appropriate governing body or elected official. The final quantities of both Projects will be summarized at the completion of each Project and provided to each party.


The parties further agree that all contractor bidding will be managed by the **CITY** and **CITY** shall contract with the successful bidder to complete the project in compliance with state law.


**TERMINATION OF AGREEMENT:** This agreement will remain in effect until it is mutually terminated by all parties or upon satisfactory completion of the project.

YELLOWSTONE COUNTY, MONTANA – BOARD OF COUNTY COMMISSIONERS

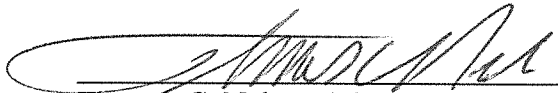
By   
Donald W. Jones  
Chair, Board of County Commissioners

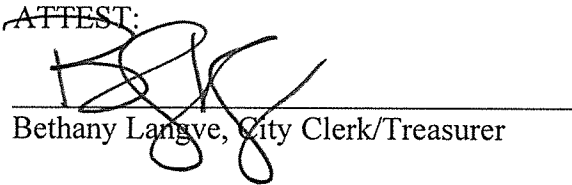
Witness:   
Jeff Martin, Clerk and Recorder

By   
John Ostlund  
Member, Board of County Commissioners

By   
Dennis Pitman DENIS PITMAN  
Member, Board of County Commissioners

CITY OF LAUREL

  
Thomas C. Nelson, Mayor

ATTEST:  
  
Bethany Langve, City Clerk/Treasurer



2611 Gabel Road  
 Billings, MT 59102-7329  
 406 245 5499  
 KLJENG.COM

May 13, 2021

Mr. Kurt Markegard  
 Public Works Director  
 City of Laurel  
 PO Box 10  
 115 West First Street  
 Laurel, MT 59044

Re: County Portions of the 2021 Pavement Maintenance Project and 5th Ave. Waterline Re-Route Project

Dear Mr. Markegard:

As you are aware, the two above projects for the City of Laurel contain certain areas that are Yellowstone County roads. In specific, the portion of W. 12<sup>th</sup> Street that is identified on the bid form for the 5<sup>th</sup> Ave. Waterline Re-Route project as "Alternate Bid". The Engineer's estimate of quantity for this item is 1,600 square yards. The low bidder of the base bid was Western Municipal and their unit price for this item was \$17.00/sy. This equates to an estimated cost for this item of \$27,200.00. Including additional design, coordination, and inspection; the County addition for Engineering to the project is \$5,000.00.

The area of the 2021 Pavement Maintenance project that are County roads are portions of E. 8<sup>th</sup> Street. In particular they are from Alder Ave. to Cottonwood Ave., the north half from Date Ave. to Elm Ave., and from Fir Ave. to Mulberry Ave. The Engineering portion added to the project is \$3,500.00. The low bidder on this project was Hard Drives Construction. The estimated quantity of repair items and Hardrives Unit costs for those items are presented below.

Item	Description	Qty	Unit	Unit Price	Total Price
104	Crack route & Seal	2,110	LF	\$ 1.00	\$2,110.00
105	CHFRS-wP Asphalt seal & Chip Coat - 3/8" Gradation	4,500	SY	\$ 2.00	\$9,000.00
106	SS-1 or SS-1h Asphalt Tack Coat Fog Seal	585	GAL	\$ 3.25	\$1,901.25
107	4" Asphalt Concrete Pavement Patching - Type B - Surface Course	151	SY	\$ 61.00	\$9,211.00
<b>Total of County Bid Items</b>					<b>\$22,222.25</b>



In summary, the County cost for the 2020 Pavement Maintenance project and 5<sup>th</sup> Ave. Waterline Re-Route projects are estimated to be \$25,722,25 and \$32,200, respectively. The final quantities for each project will be summarized at the completion of each project. Please let me know if you have any questions or comments.

Sincerely,

KLJ

A handwritten signature in black ink that reads 'Ryan E. Welsh'.

Ryan E. Welsh, P.E.

Project Engineer

Project #: 2004-00831 & 2104-00118

cc: Tim Miller, County Engineer

File