

January 10, 2020

Montana Department of Commerce  
Community Development Division  
PO Box 200523  
Helena MT 59620-0523

***RE: Request to Extend Contracts MT-CB-15-0742 and MT-TSEP-CG-15-741 Wastewater Improvements Project***

Dear Montana Coal Board members and Community Development Division,

On behalf of the Town of Lodge Grass, I respectfully request to extend the Contract termination dates to 12-01-20

The project has not progressed in a timely manner since the award date due to several delays; the following is a list of the noteworthy delays.

- Due to the receipt of high bids and need to comply with the Crow Workforce Protection Act, Town conducted the bidding process three times during the period January – April, 2017. Notice of Award was given to Black Canyon Construction on June 19, 2017. Contracts were executed and construction began on July 31, 2017.
- In early December 2017, fields were too wet for land application of the sludge and the equipment was sinking.
- Construction went into winter shutdown on December 20, 2017.
- Construction resumed on June 5, 2018. At that time, 89 calendar days of Contract Time remained. The (revised) contract completion date is September 1, 2018.
- An unanticipated revocable permit was needed from US Bureau of Indian Affairs in order to fully utilize the Nomee property for construction purposes. Time was needed to obtain the permit. The current permit expires on July 17, 2020.
- On August 12, 2018 Black Canyon Construction submitted a revised schedule which indicated Completion and Final Acceptance of the project would occur on December 10, 2018.
- The contractor has not resumed work on the 1B project this year. Citing a breach of contract by the Town of Lodge Grass, the contractor – through their attorney – has indicated that they will not resume work until they are paid for all sludge removal and disposal using the unit price bid on the project.
- Litigation over the sludge issue is on-going with the Town in default and a court hearing is scheduled for July 9, 2019 at 1:30 pm. At this court hearing, a judge will determine the damages due the contractor.
- Entered judgement against the Town in the principal amount of \$4,353,840.00 plus statutory interest (which is 10%).
- Ordered repayment of the \$109,639.23 in liquidated damages plus interest since 9/2/2018.
- Black Canyon does not have to do any further work until these amounts are paid in full.

The rationale for modifying the Contract terms is to allow time to complete the project.

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Thank you for your consideration of this request. Please contact me with any questions or need for additional information.

Sincerely,

A handwritten signature in cursive script that reads "Quincy Dabney". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Quincy Dabney  
MAYOR



**Northern Cheyenne Department of Transportation**  
**P.O. Box 1009**  
**1134 Black Kettle Road**  
**Lame Deer, Montana 59043**  
**(406) 477-8979**  
**(406) 477-3669**



February 20, 2020

Montana Coal Board  
Montana Department of Commerce  
Rachel Young  
301 S. Park Avenue  
Helena, MT 59601

RE: Contract #MT-CB-CG-19-0854  
Northern Cheyenne Coal Board Grant – Project Update and Request for Extension

Dear Ms. Young and Members of the Coal Board,

Please consider this letter a project update and a formal request by the Northern Cheyenne Tribe for extension of the grant awarded to the Northern Cheyenne Tribe in 2019 (contract fully executed on 6/19/19) in the amount of \$154,621.

As the Board might recall, the purpose of the grant is to assist Tribal Transportation with relocation and construction of a new sand/salt storage facility, removing the facility from its current location on BIA property, and making it more accessible, more environmentally sustainable, and able to be fully utilized by both the Tribe and MDT. The Board might also recall that this project is part of a larger project the Tribe is undertaking to construct a new Transportation and Transit facility, creating a singular transportation/transit "campus."

In early 2019, the Federal Transit Administration (FTA) awarded the Tribe a grant for construction of the proposed transit/transportation facility. This is a federal grant and has taken several months to finalize. As a result, construction for both the sand/salt storage area and the building was delayed.

Engineering staff is currently working with Tribal Transportation to revise the layout of the sand/salt area to ensure that it meets maximum functionality as it relates to the positioning of the new transit facility. Had the storage area been built on the original site ahead of construction of the transit building, the proposed location would have overlapped the building site. In addition to the revised location on the transportation campus, the storage area is being upgraded to a concrete bulk storage area that will have separated stalls for salt and sand mixtures, making it more accessible and useful in application.

We are currently anticipating design to be finalized by May of this year (2020), allowing for the project to go out for bid in June of 2020 and construction to be completed in the summer months, concluding in

As a part of a Team, the Northern Cheyenne Tribal Transportation Program assists the Tribal Council in protecting the health and welfare of the Northern Cheyenne People by addressing the transportation needs through the facilitation of planning, designing, construction and maintenance of safe and economic sound facilities. The safety of the Cheyenne People is vital and is our priority. Our endeavor is to ensure the longevity of all present transportation facilities. ~ Buckle up and arrive safe.



**Northern Cheyenne Department of Transportation**  
**P.O. Box 1009**  
**1134 Black Kettle Road**  
**Lame Deer, Montana 59043**  
**(406) 477-8979**  
**(406) 477-3669**



late fall of 2020. Given this timeline, we anticipate all Coal Board funds to be expended by November of 2020 and request the terms of the contract be extended to accommodate this timeline.

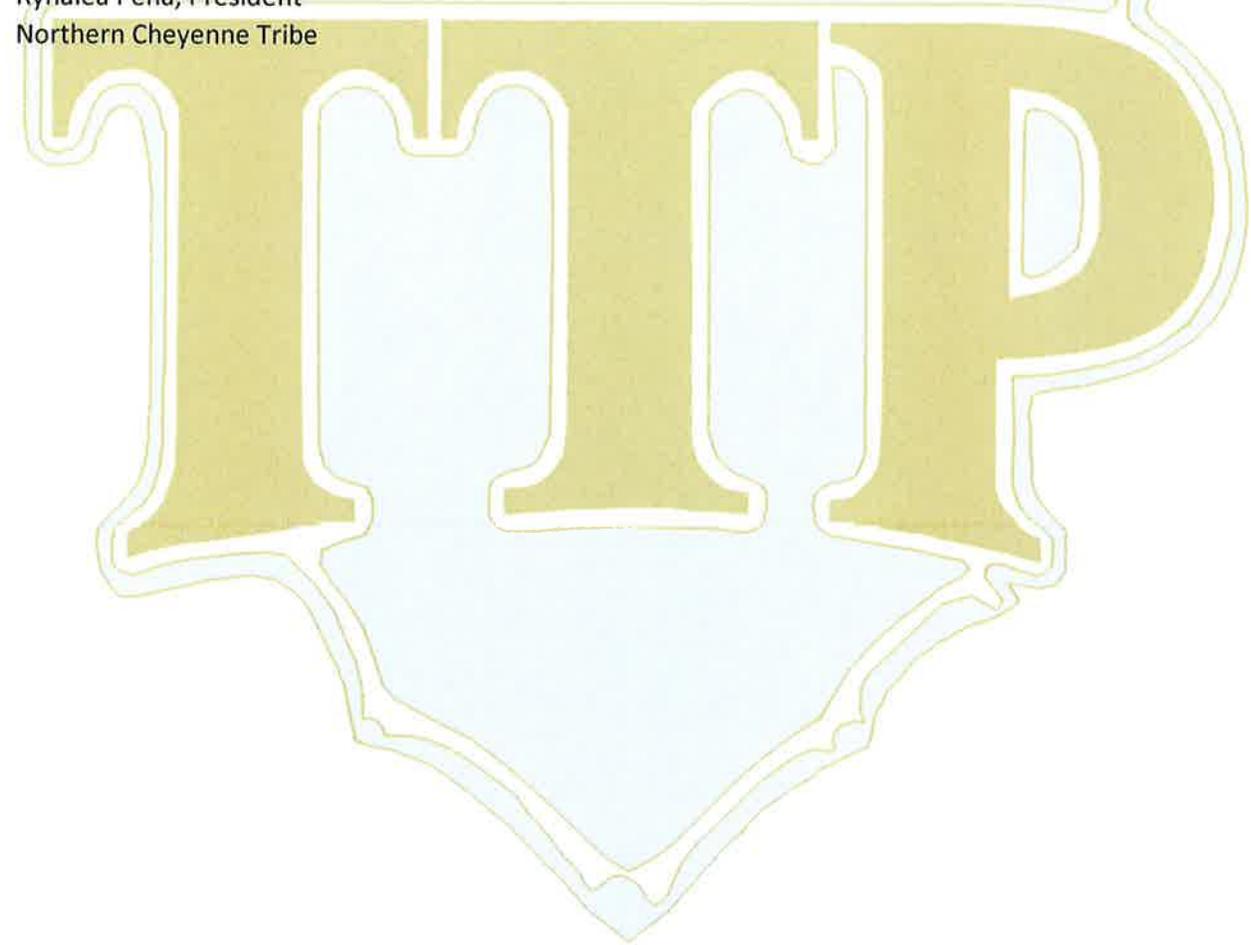
Thank you in advance for your consideration and your time. We look forward to discussing the project and answering any questions the Coal Board may have at the March 2020 meeting.

Sincerely,



*Rynalea Peña*

Rynalea Peña, President  
Northern Cheyenne Tribe



As a part of a Team, the Northern Cheyenne Tribal Transportation Program assists the Tribal Council in protecting the health and welfare of the Northern Cheyenne People by addressing the transportation needs through the facilitation of planning, designing, construction and maintenance of safe and economic sound facilities. The safety of the Cheyenne People is vital and is our priority. Our endeavor is to ensure the longevity of all present transportation facilities. ~ Buckle up and arrive safe.

# ROSEBUD COUNTY COMMISSIONERS

P.O. BOX 47  
FORSYTH, MT 59327  
406-346-2251  
FAX 406-346-7551

Robert E. Lee, Member  
Douglas D. Martens, Member  
Ed Joiner, Member

March 5<sup>th</sup>, 2020

Montana Department of Commerce  
Community Development Division  
Coal Board Administrative Officer  
PO Box 200523  
Helena, MT 59620-0523

RE: Coal Board Grant 0863

Dear Coal Board Administrative Officer:

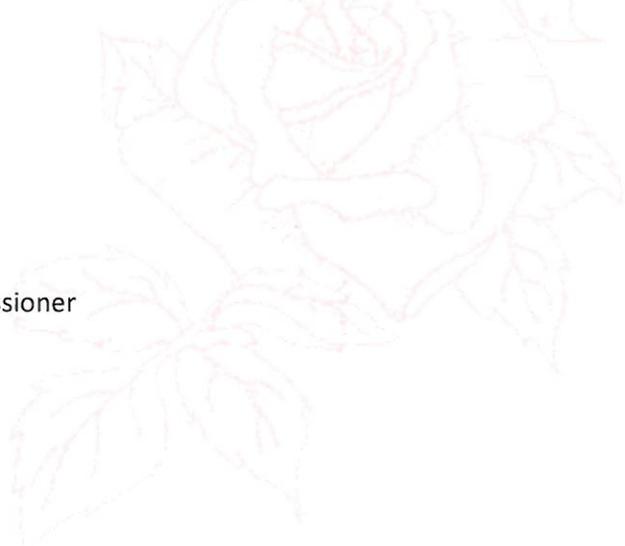
We would like to request an extension of the above referenced coal board grant. The new boiler is nearly completed but since the grant expires this month, we would like to request an extension through June of 2020. This will assure that all costs associated with the project are incurred, invoices are received, work is inspected, and final reporting is completed.

Thank you for considering this request and we hope to have the project finalized by your next meeting in June of 2020.

Sincerely,



Robert E. Lee  
Presiding Officer  
Rosebud County Commissioner



P.O. Box 1902  
Colstrip, MT 59323

Phone (406) 748-2300  
Fax (406) 748-2303



Mayor:  
John Williams

Council Members:  
Greg Koczur  
Wayne Dudley  
Mike Esser  
Pat Campbell

*Tomorrow's Town ... Today!*

January 10, 2020

Rachel Young, Board Administrative Officer  
Montana Coal Board  
Montana Department of Commerce  
PO Box 200523  
Helena, MT 59620

RE: Coal Board Contract MT-CB-EP-19-0864

The City of Colstrip would like to request an extension to the above referenced contract. The contract expiration date is March 31, 2020 but the equipment will not be completed and delivered by this date.

The equipment this grant is for has a nine month build time. The equipment is expected to be completed and delivered in June or July of this year.

Please consider this letter as a formal request for a nine-month extension (December 31, 2020). The extension will give plenty of time in case there are delays in completion or delivery of the equipment. Hopefully, the equipment will be delivered on time and this grant can be closed out this summer.

If you have any questions, please contact me at (406) 748-2300, extension 2304 or at [cityclerk@cityofcolstrip.com](mailto:cityclerk@cityofcolstrip.com).

Sincerely,

Michelle Richards  
City Clerk/Treasurer

RECEIVED

JAN 13 2020

Department of Commerce  
Community Development Division

# ROSEBUD COUNTY COMMISSIONERS

P.O. BOX 47  
FORSYTH, MT 59327  
406-346-2251  
FAX 406-346-7551

Robert E. Lee, Member  
Douglas D. Martens, Member  
Ed Joiner, Member

March 5, 2020

Montana Department of Commerce  
Community Development Division  
Coal Board Administrative Officer  
PO Box 200523  
Helena, MT 59620-0523

RE: Coal Board Grant – Chief Dull Knife College

Dear Coal Board Administrative Officer:

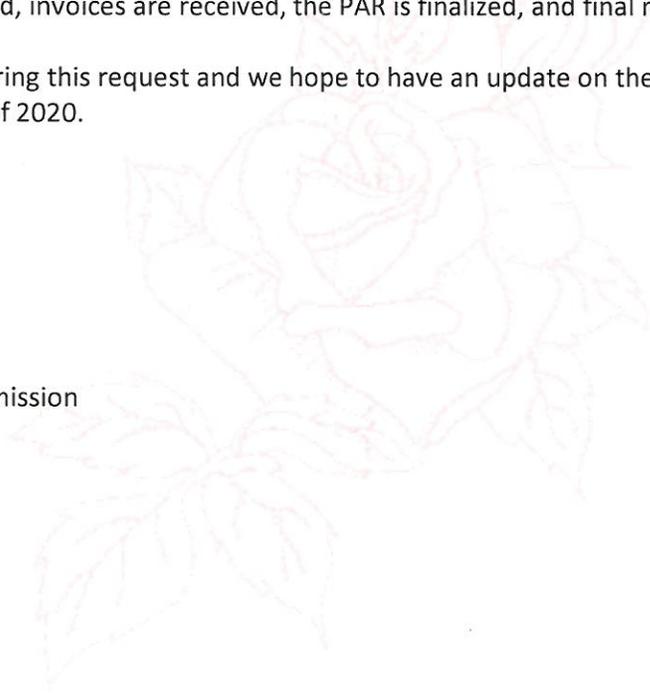
We would like to request an extension of the above referenced coal board grant. We are currently in the process of finalizing the procurement process to select a contractor for the project and we would like to request an extension through December of 2020. This will assure that all costs associated with the project are incurred, invoices are received, the PAR is finalized, and final reporting is completed.

Thank you for considering this request and we hope to have an update on the project for you by your next meeting in June of 2020.

Sincerely,



Robert E. Lee  
Presiding Officer  
Rosebud County Commission



**BOARD OF COMMISSIONERS  
BIG HORN COUNTY  
P.O. BOX 908  
HARDIN, MT 59034**

Fax (406) 665-9706

(406) 665-9700

E-mail to: [cwells@bighorncountymt.gov](mailto:cwells@bighorncountymt.gov)

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February 4, 2020

Montana Coal Board  
Attn: John Williams, Chairman  
P.O. Box 200523  
Helena, MT 59620-0523

RE: **Contract #MT-CB-EP-19-0867** – Battery Powered Rescue Tools

Dear Members of the Coal Board:

Big Horn County would like to request a contract extension for the grant funds in the amount of \$25,370.00 that were granted through the above-referenced Coal Board contract.

Pending approval of the contract extension, battery powered rescue tools for the Big Horn County Ambulance Service will take place prior to June, 2020.

We appreciate your time and consideration. Please do not hesitate to contact us with any questions.

BOARD OF COMMISSIONERS  
BIG HORN COUNTY, MONTANA

  
George Real Bird III  
Chairman

  
Sidney Fitzpatrick  
Member

  
Larry Vandersloot  
Member

**BOARD OF COMMISSIONERS  
BIG HORN COUNTY  
P.O. BOX 908  
HARDIN, MT 59034**

Fax (406) 665-9706

(406) 665-9700

E-mail to: [cwells@bighorncountymt.gov](mailto:cwells@bighorncountymt.gov)

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February 4, 2020

Montana Coal Board  
Attn: John Williams, Chairman  
P.O. Box 200523  
Helena, MT 59620-0523

RE: **Contract #MT-CB-PL-19-0868** – Front-Line Ambulance Remount

Dear Members of the Coal Board:

Big Horn County would like to request a contract extension for the grant funds in the amount of \$69,000.00 that were granted through the above-referenced Coal Board contract.

Pending approval of the contract extension, front-line ambulance remount for the Big Horn County Ambulance Service will take place prior to December, 2021.

We appreciate your time and consideration. Please do not hesitate to contact us with any questions.

BOARD OF COMMISSIONERS  
BIG HORN COUNTY, MONTANA

  
George Real Bird III  
Chairman

  
Sidney Fitzpatrick  
Member

  
Larry Vandersloot  
Member

**BOARD OF COMMISSIONERS  
BIG HORN COUNTY  
P.O. BOX 908  
HARDIN, MT 59034**

Fax (406) 665-9706

(406) 665-9700

E-mail to: [cwells@bighorncountymt.gov](mailto:cwells@bighorncountymt.gov)

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February 4, 2020

Montana Coal Board  
Attn: John Williams, Chairman  
P.O. Box 200523  
Helena, MT 59620-0523

RE: **Contract #MT-CB-PL-19-0869** – Lodge Grass Cemetery Improvement Project

Dear Members of the Coal Board:

Big Horn County would like to request a contract extension for the grant funds in the amount of \$18,500.00 that were granted through the above-referenced Coal Board contract.

Pending approval of the contract extension, management software development and a Capital Improvement Plan for the Lodge Grass Cemetery will take place prior to December, 2021.

We appreciate your time and consideration. Please do not hesitate to contact us with any questions.

BOARD OF COMMISSIONERS  
BIG HORN COUNTY, MONTANA



George Real Bird III  
Chairman



Sidney Fitzpatrick  
Member



Larry Vandersloot  
Member

**BOARD OF COMMISSIONERS  
BIG HORN COUNTY  
P.O. BOX 908  
HARDIN, MT 59034**

Fax (406) 665-9706

(406) 665-9700

E-mail to: [cwells@bighorncountymt.gov](mailto:cwells@bighorncountymt.gov)

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February 4, 2020

Montana Coal Board  
Attn: John Williams, Chairman  
P.O. Box 200523  
Helena, MT 59620-0523

RE: **Contract #MT-CB-EP-19-0870** – Power Lift Stretchers

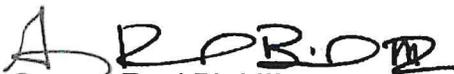
Dear Members of the Coal Board:

Big Horn County would like to request a contract extension for the grant funds in the amount of \$72,000.00 that were granted through the above-referenced Coal Board contract.

Pending approval of the contract extension, power lift stretchers for the Big Horn County Ambulance Service will take place prior to June, 2020.

We appreciate your time and consideration. Please do not hesitate to contact us with any questions.

BOARD OF COMMISSIONERS  
BIG HORN COUNTY, MONTANA



George Real Bird III  
Chairman



Sidney Fitzpatrick  
Member



Larry Vandersloot  
Member

**From:** [Young, Rachel](#)  
**To:** [Young, Rachel](#)  
**Subject:** FW: [EXTERNAL] Fwd: Rosebud County Fairground Arena Lights Proposal  
**Date:** Wednesday, February 12, 2020 4:46:12 PM

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----- Forwarded message -----

From: [geraldine.custer@mtleg.gov](mailto:geraldine.custer@mtleg.gov)  
Date: Dec 11, 2019 10:46 PM  
Subject: Rosebud County Fairground Arena Lights Proposal  
To: [john.williams@mt.gov](mailto:john.williams@mt.gov)  
Cc:

Dear Chairman Williams and Coal Board Members:

I am emailing a letter of support for new arena lights at the Rosebud County Fairgrounds.

As a former Rodeo Days Board member, I can assure you the current system is marginal at best. The lights have always taken a long time to warm up, and if they won't come on it is a liability issue for safety, as well as, financially for the event sponsor, livestock contractor, and the competitors and their animals.

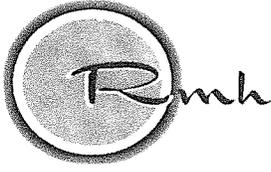
The arena is used by 4 H, Youth Rodeo, local roping and barrel racing groups and the poor lighting continues to plague events. Holding arena events brings revenue into the local area with sales of fuel, motels, meals and shopping. For every dollar spent locally, sixty seven cents stays in the local economy and we need everything we can generate.

I want to encourage the board to give the arena lighting project funding, as Rosebud County will be feeling the pinch of reduced county valuation with the early closure of Units One and Two.

Thank you for allowing me to comment.

Sincerely,  
Geraldine Custer  
Rep. HD 39

Legislators are publicly elected officials. Legislator emails sent or received involving legislative business may be subject to the Right to Know provisions of the Montana Constitution and may be considered a "public record" pursuant to Montana law. As such, email, sent or received, its sender and receiver, and the email contents, may be subject to public disclosure, except as otherwise provided by Montana law.



Roundup Memorial  
**Healthcare**

January 6, 2020

Montana Coal Board  
c/o Rachel Young  
PO Box 200523  
301 S Park Ave  
Helena, MT 59620-0523

Dear Rachel, Chairman Williams, and Members of the Board,

The staff and I are incredibly grateful for the Montana Coal Board's support for our Access to Emergency Services Project. The project's primary intention is to address critical deficiencies in infrastructure due to the age of the facility (built in 1953). The improvements included in this project will insure that our community's residents have access to healthcare and emergency services as well as an enhanced patient experience.

I have attached a press release that is going out to local newspapers and the Billings Gazette. A version of it will also be posted on the hospital's Facebook page.

Thank you again for enabling this opportunity to improve our facility for the benefit of those we serve. The project and its vitally-needed improvements would not be possible without this partnership.

Gratefully,

A handwritten signature in black ink, appearing to read 'Holly Wolff', with a long horizontal flourish extending to the right.

Holly Wolff, CEO  
hwolff@rmhmt.org  
406-323-4905

**RECEIVED**

**JAN 10 2020**

**Department of Commerce  
Community Development Division**



Press Release

[Siscor@rmhmt.org](mailto:Siscor@rmhmt.org)  
406-323-4938

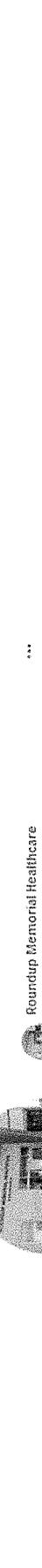


## MONTANA COAL BOARD CONTINUES TO AID IN COMMUNITY GROWTH

The Montana Coal Board recently awarded Roundup Memorial Healthcare \$85,500 for their Access to Emergency Services Project. The project's primary intention is to address deficiencies in infrastructure due to the age of the facility (built in 1953). Infrastructure needs in this project include the: 40-year-old emergency generator system, 34-year-old control system and domestic hot water system, 80-year-old tractor (used for snow removal), and HVAC system (most installed in the 80's).

"As a local Critical Access Hospital, it is essential to have efficient emergency services equipment," said Holly Wolff, RMH CEO. "This funding will ensure RMH is prepared to serve our community and surrounding areas during an emergency situation."

The improvements included in the project will insure that our community's residents have improved access to healthcare and emergency services as well as increase the quality of the patient experience. Roundup Memorial Healthcare is extremely grateful to the Montana Coal Board for their continued support, which enables improvement that would not otherwise be possible.



**Roundup Memorial Healthcare**  
 Published by Rachel Sizoo · 1 hr ·

**MOHITANA COAL BOARD CONTRIBUTES TO AD IN COMMUNITY GROWTH**  
 The Montana Coal Board recently awarded Roundup Memorial Healthcare \$85,500 for their Access to Emergency Services Project. The project's primary intention is to address deficiencies in infrastructure due to the age of the facility (built in 1953). Infrastructure needs in this project include the: 40-year-old emergency generator system, 34-year-old control system and domestic hot water system, 80-year-old tractor (used for snow removal), and HVAC system (most installed in the 80's).

"As a local Critical Access Hospital, it is essential to have efficient emergency services equipment," said Holly Wolff, RHH CEO. "This funding will ensure RHH is prepared to serve our community and surrounding areas during an emergency situation."  
 The improvements included in the project will insure that our community's residents have improved access to healthcare and emergency services as well as increase the quality of the patient experience. Roundup Memorial Healthcare is extremely grateful to the Montana Coal Board for their continued support, which enables improvement that would not otherwise be possible.

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**1202 3rd St W**  
 Roundup, Montana 59072  
 Get Directions  
 (+36) 323-2301  
 Typically replies within a day  
 Send Message  
<http://www.rmhmt.com>

**From:** [Sarah Peck](#)  
**To:** [Young, Rachel](#)  
**Cc:** [Rothenbuecher, A.C.](#)  
**Subject:** [EXTERNAL] Re: Coal Board Application 0897  
**Date:** Tuesday, December 10, 2019 1:20:51 PM

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Dear Ms Young and Ms Rothenbuecher,

The Board of Directors for the Black Eagle-Cascade County Water & Sewer district has voted to withdraw the planning grant application to the Montana Coal board.

On a note the it is my understanding the the Environmental Review would be done when the Preliminary Engineering Report was updated..

Thank you for your time,  
Sarah Peck  
Black Eagle-Cascade County  
Water & Sewer District  
P.O. Box 1  
Black Eagle, MT 59414  
406-761-4408

-----Original Message-----

From: "Young, Rachel"  
Sent: Dec 9, 2019 12:13 PM  
To: "sarahahp@earthlink.net"  
Cc: "Rothenbuecher, A.C."  
Subject: Coal Board Application 0897

Good morning.

Thank you for your application for the upcoming Coal Board meeting. Attached is a copy of the staff report for your project.

Meeting information is provided on the Coal Board website  
<http://comdev.mt.gov/Boards/Coal/Meetings>.

**RACHEL YOUNG**  
Board Administrative Officer

**MONTANA**

COMMUNITY DEVELOPMENT DIVISION  
DEPARTMENT OF COMMERCE

**T: 406.841.2867**

[COMDEV.MT.GOV](http://COMDEV.MT.GOV)