

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

“THE MAGIC CITY: A DIVERSE, WELCOMING COMMUNITY WHERE PEOPLE PROSPER AND BUSINESS SUCCEEDS.”

AGENDA

COUNCIL CHAMBERS

June 27, 2016

6:30 P.M.

CALL TO ORDER: Deputy Mayor Cromley sat in for Mayor Hanel who was excused from the meeting.

PLEDGE OF ALLEGIANCE: Deputy Mayor Cromley

INVOCATION: Councilmember Brewster

ROLL CALL: Councilmembers present on roll call were: Cromley, Yakawich, Brewster, Cimmino, McFadden, Friedel, Sullivan, Swanson, and Clark.

MINUTES: June 13, 2016 **APPROVED**

COURTESIES:

- Chief Rich St. John welcomed members from the San Diego Serial Inebriate Program and thanked them for being excellent mentors. Lisa Harmon, Executive Director of Downtown Billings Alliance, introduced the members that were present as: Officer John Liening, Deni McLagan, and Sergeant Richard Schnell.
- Councilmember Yakawich thanked Billings Symphony for their Billings Symphony in the Park event.

PROCLAMATIONS:

- Deputy Mayor Cromley read a proclamation signed by Mayor Hanel declaring June 26 to be National Field Day for amateur radio operators.

ADMINISTRATOR REPORTS - TINA VOLEK

- Ms. Volek did not have any administrative reports.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 ONLY.

Speaker sign-in required. (Comments offered here are limited to one (1) minute for one item, or three (3) minutes for multiple items. Please sign in at the cart located at the back of the council chambers or at the podium. Comment on items listed as public hearing items will be heard ONLY during the designated public hearing time for each respective item. For Items not on this agenda, public comment will be taken at the end of the agenda.)

- **David Ellis, Schnitzer Steel**, in regards to Item 1E, stated that that railway is an integral part of their business and urged Council not to support this motion.
- **Tim Goodridge, East Billings Urban Renewal District (EBURD)**, in regards to Item 1E, stated that the master plan for EBURD refers to the railroad as an asset and hoped Council would not support the 5th Avenue Corridor Feasibility Study.
- **Marty Connell, Billings Industrial Revitalization District (BIRD)**, stated that he would like to see Council support EBURD by voting in opposition of Item 1E.
- **Scott Chesarek, Billings Industrial Revitalization District (BIRD)**, in regards to Item 1E, stated that he is disappointed that EBURD represents the neighborhood, but was not asked for their opinion on the study.

1. CONSENT AGENDA

A. Bid Awards:

1. W.O. 11-12 HHW Facility Parking Lot. (Opened 06/14/16) Recommend CMG Construction, \$139,760. **APPROVED**

2. W.O. 16-17; 2016 Miscellaneous Locations Valley Gutter Construction. **APPROVED**
(Opened 5/24/16) Recommend J&J Concrete, Inc., \$98,695.

B. Landfill Agreement with Yellowstone County; \$171,667 annual revenue for the Solid Waste Fund, and \$8,583 in franchise fees for the General Fund in FY 2017. **APPROVED**

C. Evidence Facility CCTV Security System Agreement with TelNet Systems, \$101,425. **APPROVED**

D. Amendment #3, W.O. 09-15 Grand Avenue Zimmerman Trail to Shiloh Road, Professional Services Contract, HDR Engineering, Inc., \$58,590. **APPROVED 8-0, CIMMINO ABSTAINED**

E. Consultant Agreement with Kadrmas, Lee & Jackson, Inc. to complete the 5th Avenue North Corridor Feasibility Study, not to exceed \$80,000. **NOT APPROVED 8-1, CIMMINO VOTED IN OPPOSITION**

F. Approval of new Automobile Rental Concession and Lease Agreements with: Overland West, Inc., DBA Hertz, CorpAt, Inc. DBA Alamo/National, Enterprise, Avis/Budget, DTG Operations, DBA Thrifty/Dollar; 7/1/2016-6/30/2021; guaranteed revenue of \$5,757,510 over the five-year period. **APPROVED**

G. Acceptance of Donation to the Billings Fire Department from Yellowstone County Tavern Association for new patient lift devices; \$1,500. **APPROVED**

H. Resolution relating to \$4,935,00 pooled tax increment bonds, Series 2016 (Phase 2 Sanitary Sewer and Orchard Lane projects in the South Billings Urban Renewal District (SBURD)); fixing the form and details and providing for the execution, delivery, and security. **APPROVED RES. 16-10567**

I. Resolution amending Resolution #16-10544 correcting the legal description of the property annexed in Annexation #16-03. **APPROVED RES. 16-10568**

J. Resolution for Proposed Fee Increase for Mountview Cemetery. **APPROVED RES. 16-10569**

K. Second/Final Reading Ordinance amending City Code Article 26-200, Water and Wastewater Service Area. **APPROVED ORD. 16-5673**

L. Preliminary Major Plat of Emma Jean Heights Subdivision, generally located on the west side of Bitterroot Drive, south of Wicks Lane, in the northeast Billings Heights; Felton Associates, Inc., owner; Northern Engineering and Consulting Inc., agent; conditional approval and adoption of the findings of fact. **APPROVED**

M. W.O. 15-05, Poly Drive Bike & Pedestrian, Final Payment; \$383, 599.82. **APPROVED**

N. Recommendation of approval to the Policy Coordinating Committee for the West End Multi-Modal Traffic Modeling Study. **TABLE FOR DISCUSSION UNTIL JULY 5, APPROVED.**

O. Cancellation of Checks and Warrants. APPROVED

P. Bills and Payroll:

1. May 31, 2016 **APPROVED 7-0, CROMLEY AND CIMMINO ABSTAINED**
2. June 6, 2016 **APPROVED 8-0, CIMMINO ABSTAINED**

REGULAR AGENDA:

2. PUBLIC HEARING AND RESOLUTION approving and adopting Budget Amendments for FY16. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED RES. 16-10570**

3. CONTINUANCE OF PUBLIC HEARING AND RESOLUTION vacating a portion of Montgomery Street near Hansen Lane and accepting a utility easement, Popelka Enterprises, petitioner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED RES. 16-10571**

4. PUBLIC HEARING AND SPECIAL REVIEW #943: a special review to locate a Jiffy Lube service station, in an Neighborhood Commercial (NC) zoning district on a

13,068 square foot parcel of land described as: Lot 9A, Block 2, Justiss Subdivision, 1st Amended. Jason Smith and Matt Johnson, agents. Zoning Commission recommends conditional approval and adoption of the findings of the 3 criteria. (Action: approval or disapproval of Zoning Commission recommendation.) **APPROVED**

PUBLIC COMMENT on Non-Agenda Items -- Speaker Sign-in required. (*Restricted to ONLY items not on this printed agenda. Comments here are limited to 3 minutes. Please sign in at the cart located at the back of the council chambers or at the podium.*)

NONE

COUNCIL INITIATIVES

- Councilmember Cimmino moved to use \$50,000 from Council contingency funds to construct a shelter at the High Sierra Dog Park, seconded by Councilmember Yakawich. On a voice vote, the motion was approved 6-3, with Councilmembers Sullivan, McFadden, and Cromley voting in opposition.

ADJOURN: 7:56 pm