

COUNCIL ACTION SUMMARY
****UPDATED AS OF 8/16/2016****

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

COUNCIL CHAMBERS	AGENDA	
	August 22, 2016	6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Sullivan

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

MINUTES: August 8, 2016 **APPROVED**

COURTESIES:

- Tina Volek introduced Bill Cole, President of the Billings Chamber of Commerce, regarding fundraising update for the Yellowstone Kelly Grave and Interpretive Site project. Mr. Cole mentioned several events occurring during Yellowstone Kelly week. Mr. Cole gave special recognition to Chris Dimmick, Fundraising Chair, and several contributors.

PROCLAMATIONS: Attendance Awareness Month

ADMINISTRATOR REPORTS - TINA VOLEK

- Ms. Volek reminded Council and Staff who received hard copies of the agenda that Items 1A and 1J may have been incomplete copies. Complete replacement copies were provided at the meeting.
- Ms. Volek reminded Council that on Tuesday, August 23, 2016, at 10:00 am, at Centennial Park, there would be a dedication ceremony of Musburger Field.
- Ms. Volek reminded Council that on Wednesday, August 24, 2016, at 3:00 pm, there would be a meeting of the Community Innovations group at the Billings Public Library.

- Ms. Volek reminded Council that Monday, August 29, 2016, is the 5th Monday of the month and there would be no Council meetings. Labor Day falls on Monday, September 5th, so the Work Session meeting would be moved to Tuesday, September 6th, at 5:30 pm, in Council Chambers.

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.

- **Tom Zurbuchen, 1747 Wicks Lane, Billings, Montana**, in regard to Item 1G, stated the Hart-Albin parking garage was a privately owned infrastructure that was totally leased during regular business hours and had little use on off hours when parking was free. Supported a low-interest loan versus a grant.

1. CONSENT AGENDA -- Separations: 1G, 1I1, 1I2

A. Approval of Employment Status and Non-Bargaining Random Drug/Alcohol and Reasonable Suspicion Policy Revisions. **APPROVED**

B. Acceptance of Contract with the Montana Department of Transportation (MDOT) for TransADE Operating Assistance; \$60,664. **APPROVED**

C. Right-of-Way Easement with NorthWestern Energy for completion of power line installation to Low Level Wind Shear Alert System Tower. **APPROVED**

D. Utility Easement with Northwestern Energy to provide upgraded electrical service to a new commercial building being constructed at 5327 Southgate Drive. **APPROVED**

E. Transtech Center Subdivision, Third Amendment. **APPROVED**

F. Acceptance of Donation for the Yellowstone Kelly Grave & Interpretive Site from The Billings Tourism Business Improvement District, Kris and Larry Carpenter, Kampgrounds of America, Lee Enterprises, Singh Contracting, Inc., \$169,000 over four years. **APPROVED**

G. Acceptance of Downtown Tax Increment Financing (TIF) grant for rehabilitating the Hart-Albin Parking Garage, \$500,000. **APPROVED 7-3, FRIEDEL, CLARK AND BROWN OPPOSED**

H. Acceptance of Downtown Billings Partnership (DBP) grant for 1111 Entertainment, LLC for fire alarm and fire suppression improvements in the expanded Pub Station, \$35,000. **APPROVED**

I. Bills and Payroll:

1. July 25, 2016 **APPROVED 8-0, BROWN AND CROMLEY ABSTAINED**
2. August 1, 2016 **APPROVED 9-0, BROWN ABSTAINED**

J. Resolution # 16-10577 Repealing Resolution of Intent #16-10576 to create SID 1401, 62nd Street West turn lane, and set a public hearing date of September 12, 2016. **APPROVED**

REGULAR AGENDA:

2. PUBLIC HEARING AND RESOLUTION #16-10578 setting General Obligation (GO) Debt and Public Safety (PS) 2 mill levy rates for FY17. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

3. PUBLIC HEARING AND RESOLUTION #16-10579 approving and adopting budget amendments for FY16. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

4. PUBLIC HEARING AND FIRST READING ORDINANCE expanding the boundaries of Ward IV to include recently annexed property in Annexation #16-04: for an approximate 11 acre parcel of land described as Lot 8, Sunny Cove Fruit Farms, located at the southeast corner of Rimrock Road and 62nd Street West. Tule Ridge Development, owner/petitioner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

5. PUBLIC HEARING AND SPECIAL REVIEW #945: a special review to locate an all beverage license with gaming in a new 3,500 square foot building in a Controlled Industrial (CI) zone, on Lot 3B, Block 2 of Trillium Subdivision Amended, a 1.431-acre parcel of land generally located at 545 S. 18th St. West. Greg Post, owner; Jerry Jones, agent. Zoning Commission recommends conditional approval and adoption of the findings of the 3 criteria. (Action: approval or disapproval of Zoning Commission recommendation.) **APPROVED 9-1, SULLIVAN VOTED IN OPPOSITION**

6. PUBLIC HEARING AND SPECIAL REVIEW #946: a special review to construct a new 43-space parking lot with alley access and landscaping in a Residential 7,000 (R-70) zone, on the North 130 feet of Lot 8 and the North 140 feet of Lot 7, Block 3 of West View Subdivision, a 20,250 square foot parcel of land generally located on the east side of 16th St. West just north of the intersection of Lewis Avenue. Donald Lee, owner; Dave Pfohl, applicant. 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.*)

- **Tom Zurbuchen, 1747 Wicks Lane, Billings, Montana**, stated that the annual review of the City Administrator would occur in September. He encouraged Council to consider all department issues when reviewing the City Administrator's leadership performance.

COUNCIL INITIATIVES: NONE

ADJOURN: 8:39 pm

Additional information on any of these items is available in the City Clerk's Office. Reasonable accommodations will be made to enable individuals with disabilities to attend this meeting. Please notify Denise Bohlman, City Clerk, at 657-8210.