

COUNCIL ACTION SUMMARY

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

February 13, 2017

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Brewster

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

MINUTES: January 23, 2017 **APPROVED**

COURTESIES:

- Mayor Hanel welcomed Boy Scout Troop #18.
- Police Chief Rich St. John presented Trent Goulet with the Billings Police Department Citizen Award.
- Police Chief Rich St. John presented the Billings Police Department 2016 Annual Awards to: Detective Steve Hallam; Officer of The Year, Sergeant Mitch Hart; Supervisor of the Year, Kallie Parsons; Employee of the Year, Officer Matt Edwards; Billings Optimist Club Respect for Law Community Award, Officer Tim Doll; American Legion National Law Enforcement Award. Chief St. John also thanked Officer Philip Tannis, Sergeant Shane Shelden and Officer Ryan Kramer for their lifesaving work.
- Tina Volek, City Administrator stated that the Finance Department had been recognized with the Government Finance Officers Association Distinguished Budget Presentation Award for FY17 Budget.

PROCLAMATIONS: NONE

ADMINISTRATOR REPORTS - TINA VOLEK

- Ms. Volek reminded Council that the next Work Session would be Tuesday, February 21 due to the President's Day Holiday.
- Ms. Volek stated that agenda Item 1N2 could not be approved without Item 1N1 also being approved, as each item would be affected by the other one.

- She added that Item 1G should have also stated that \$25,000 in Tax Increment Funds were being requested for the Downtown TIF District, for a total of \$50,000.
- Ms. Volek stated that staff was recommending Item #4 be removed from the agenda and moved to the February 27, 2017 Council meeting.

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.)

- **Connie Wardell, P.O. Box 21432, Billings, MT**, in reference to Item 1G, stated that staff should find a volunteer or local group to define the housing needs. She stated that an outside company should not be hired.

1. **CONSENT AGENDA** -- Separations: 1A1, 1B, 1C, 1D, 1G, 1R1, 1R2 and 1R3
 - A. **Bid Awards:**
 1. **Rose Park Pool Operations Building Replacement.** (Opened 01/10/17) Recommend rejecting all bids and directing staff to re-bid. **APPROVED RECOMMENDATION TO REJECT ALL BIDS AND DIRECT STAFF TO RE-BID**
 2. **Compactor.** (Opened 01/31/17) Recommend Tractor & Equipment Co., \$468,285. **APPROVED**
 3. **Dozer.** (Opened 01/31/17) Recommend Tractor & Equipment Co., \$645,800. **APPROVED**
 4. **Excavator.** (Opened 01/31/17) Recommend Tractor & Equipment Co., \$214,745. **APPROVED**
 5. **Front End Loader.** (Opened 01/31/17) Recommend Tractor & Equipment Co., \$387,118. **APPROVED**
 6. **Trucks, Cabs and Chassis with Refuge Compactor Bodies.** (Opened 01/31/17) Schedule 1, Two Rear Load Trucks, Recommend Jack's Truck and Equipment, \$439,196; Schedule 2, Three Side Load Trucks, Recommend Montana Peterbuilt, \$718,722; Schedule 3, One Front Load Truck, Recommend Montana Peterbuilt, \$214,122; Schedule 4, Two Roll Off Trucks, Recommend I-State Truck Center, \$301,440. **APPROVED**

- B. **Change Order #1 - Yellowstone Kelly Interpretive Site, Hardy Construction, Inc.**, decreasing amount of contract by \$159,193.44 for a new contract price of \$348,708.36. **APPROVED**
- C. **Amendment #28, Runway 10R/28L Shift Project, Engineering Services Contract, Morrison-Maierle, Inc., \$310,025. APPROVED 10-0, BROWN ABSTAINED**
- D. **Adult Resource Alliance of Yellowstone County Funding Agreement Renewal for FY17; \$34,361. APPROVED 9-0, CROMLEY AND YAKAWICH ABSTAINED**
- E. **Consultant Agreement** with Westat to complete the Household Travel Census; \$140,000. **APPROVED**
- F. **Approval** of the assignment and transfer of the West End Hangar Ground Lease from Brian Taylor to Scott and Dana Winchell. **APPROVED**
- G. **Approval** of Tax Increment Finance District Funds from East Billings Urban Renewal District (EBURD) to help fund a Workforce Housing Needs Assessment; \$25,000. **APPROVED**
- H. **Acknowledge receipt of petition to vacate** a portion of Patagonia Court within Riverfront Point Subdivision, Riverfront Point, LLC, petitioner, and setting a public hearing date of March 13, 2017. **APPROVED**
- I. **Right-of-Way Easements** with Janice I. Ward for W.O. 16-09, Grand Avenue (between 52nd Street West to 58th Street West). **APPROVED**
- J. **Acceptance of Donation** to the Fire Department from The Yellowstone County Lodging / Motel Association for personal protective equipment; \$5,000. **APPROVED**
- K. **Acceptance** of Federal Aviation Administration Airport Improvement Program Grant for 2017. **APPROVED**
- L. **Acceptance** of the 2017 High Intensity Drug Traffic Area (HIDTA) Award from Executive Office of the President, Office of National Drug Control Policy: \$221,450. **APPROVED**
- M. **Resolution** authorizing the City to purchase property for W.O. #16-12, 4th Avenue North & Division Street Capacity Improvements; \$4,200. **APPROVED**

N. Resolutions relating to Sewer System Revenue Bonds:

1. **Resolution** amending and restating Resolutions #05-18326, #08-18738, #09-18851, #10-18939, #12-19228 and #13-19250 to provide that the City may use a Surety Bond to fund the reserve requirement for bond issues.

APPROVED

2. **Resolution** relating to \$56,505,000 Sewer System revenue bonds, Series 2017; fixing the form and details and providing for the execution, delivery, and security. **APPROVED**

O. Second/Final Reading Ordinance for Zone Change #952: a zone change from Residential 7,000 (R-70) to Residential 6,000 (R-60) on 23,800 square foot parcel of land, generally located on the southeast corner of the intersection at Avenue D and 13th Street West. Shahan Enterprises, owner; Kolton Knatterud, Territorial Landwork, agent. Approval of the zone change and adoption of the findings of the 10 criteria. **APPROVED**

P. Second/Final Reading Ordinance for Zone Change #953: a zone change from Residential 7,000 (R-70) to Community Commercial (CC) on a 2.12 acre parcel of land, generally located adjacent to the Kiwanis Bike Path and off Yellowstone River Road. River Park Retirement Court, LLC, DBA River Park Storage (Gerald Klein), owner; Eric Nord, Crist, Krogh and Nord, PLLC, agent. Approval of the zone change and adoption of the findings of the 10 criteria.

APPROVED

Q. Preliminary Plat Two-Year Extension for High Sierra Subdivision, 6th Filing; generally located north of Annandale Road and east of Greenbriar Road in the Lake Hills area; setting a new expiration date of February 9, 2019. **APPROVED**

R. Bills and Payroll:

1. January 9, 2017 **APPROVED 9-0, BROWN AND CIMMINO ABSTAINED**
2. January 17, 2017 **APPROVED 10-0, BROWN ABSTAINED**
3. January 23, 2017 **APPROVED 10-0, CIMMINO ABSTAINED**

REGULAR AGENDA:

2. **PUBLIC HEARING AND APPROVAL** of Downtown Billings Partnership Board (DBP) recommendation of a tax increment grant of up to \$700,000 to 124 Group LLC for redeveloping the McDonald Building located at 124 N. 29th Street. DBP recommends approval. (Action: approval or disapproval of DBP recommendation.) **APPROVED 10-1, FRIEDEL OPPOSED**

3. PUBLIC HEARING AND RESOLUTION granting a tax abatement to 7th Avenue Hospitality, LLC, for Home2 Suites by Hilton at 611 7th Avenue North. Staff recommends approval. (Action: approval or disapproval of staff recommendation). **APPROVED 10-0, CROMLEY ABSTAINED**

4. PUBLIC HEARING AND FIRST READING ORDINANCE allowing hobbyist beekeeping in the City limits. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED TO REMOVE FROM AGENDA**

5. PUBLIC HEARING AND FIRST READING ORDINANCE amending Billings Montana City Code (BMCC) Section 7-504, Acceptable Forms of Identification to Pawnbrokers. Staff recommends approval. (Action: approval or disapproval of staff 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 Friedel moved to direct staff to spend a small amount of time within the next 60 days to investigate ways for the City to utilize the Sheriff's Work Force Detail, seconded by Councilmember Yakawich. On a voice vote, the motion was unanimously approved.
- Councilmember Sullivan moved to direct staff to prepare a Supplemental Budget Request (SBR) to allot for the Mayor and Council elections, seconded by Councilmember Friedel. On a voice vote, the motion was unanimously approved.

ADJOURN: 10:13 PM