

REGULAR MEETING OF THE BILLINGS CITY COUNCIL

October 9, 2018

The Billings City Council met in regular session in the Council Chambers located on the second floor of the Police Facility, 220 North 27th Street, Billings, Montana. Mayor Cole called the meeting to order at 5:30 p.m. and served as the meeting's presiding officer. Councilmember Ronning gave the invocation.

ROLL CALL: Councilmembers present on roll call were: Yakawich, Brewster, Ewalt, Joy, Friedel, Gibbs, Ronning, and Clark. Councilmembers Cromley and Brown were excused.

MINUTES: September 24, 2018 - Councilmember Brewster moved for approval, seconded by Councilmember Ewalt. On a voice vote, the motion was unanimously approved.

COURTESIES:

- Mayor Cole recognized Boy Scout Troop #8 and asked them and their leaders to approach the podium for introductions.

PROCLAMATIONS:

- Mayor Cole pronounced the month of October as National Chiropractic Health Month. He reminded citizens that chiropractic treatment may be a healthy option for pain management.
- Mayor Cole pronounced the month of October as National Code Compliance Month. He recognized local code enforcement officers, building officials, plan reviewers and building inspectors for their dedication to improving life safety and neighborhood aesthetics in Billings.
- Mayor Cole pronounced October 15, 2018 as White Cane Awareness Day, and stated the white cane demonstrated and symbolized the ability for blind citizens to achieve full and independent lives. He encouraged motorists and cyclists to be aware and exercise appropriate caution when approaching a blind person carrying a white cane.
- Mayor Cole pronounced October 16, 2018 as Pink Day to raise awareness of breast cancer and presented Susy Paddock and Tracy Kangas with the proclamation. They thanked the Mayor and Council and provided t-shirts to them. Ms. Paddock and Ms. Kangas stated that since the "Pack the Place in Pink" campaign started 12 years ago, the non-profit organization had raised over \$350,000 to provide financial assistance to over 347 breast cancer patients.

ADMINISTRATOR REPORTS - BRUCE MCCANDLESS

- Mr. McCandless reminded Council that a Special Meeting would be held on Wednesday, October 10, 2018, at 5:30 P.M., in the Council Chambers, to discuss the City Administrator finalist interviews.
- Concerning Item 1E, Mr. McCandless explained that the changes that had been proposed by Bresnan mostly favored them. He stated that a one-year extension gave City staff more time to negotiate an agreement that may be more beneficial to the City.
- Mr. McCandless stated there were no ex parte communications received concerning items on the agenda.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 ONLY. Speaker sign-in required. (Comments are limited to one (1) minute for one item, or three (3) minutes for multiple items. Please sign the roster located on the cart at the back of Council chambers or at the podium. Comments 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.)

The public comment period was opened.

There were no speakers, and the public comment period was closed.

1. CONSENT AGENDA

A. Bid Awards:

1. **Firefighter Protective Clothing.** (Opened 9/25/18) Recommend postponing bid award until 10/22/18.
- B. **Amendment No. 2, W.O. 17-16: Fox Pump Station Improvements,** Professional Services Contract, Morrison-Maierle, Inc.; \$65,910.
- C. **Donation to Fire Department from Billings Firefighters Local 521 for the purchase of children's plastic fire helmets to be distributed during Fire Prevention Week;** \$1,000.
- D. **Declaration of Surplus Property** and authorization for the Solid Waste Division to sell salvaged Unit 0169 to LKQ Heavy Truck; \$7,500.
- E. **Resolution 18-10773** approving an extension of the Cable Franchise Agreement with Bresnan Communications, LLC, to October 8, 2019.
- F. **Second/Final Reading Ordinance 18-5720 for Zone Change 970:** a zone change from Neighborhood Commercial (NC) to Community Commercial (CC) on a .91-acre parcel of land described as Tract 1C of Certificate of Survey 566. No

Cash Water, owner; Jeff Essmann, agent. Zoning Commission recommends approval and adoption of the findings of the 10 criteria.

G. Bills:

1. September 4, 2018
2. September 10, 2018
3. September 17, 2018

Councilmember Friedel separated Item 1F for roll call vote.

Councilmember Yakawich moved for approval of the Consent Agenda with the exception of Item 1F, seconded by Councilmember Friedel.

Councilmember Ronning, in reference to Item 1E, voiced her disappointment with Bresnan's quality of broadband service and experiencing tiling while viewing programming. She encouraged City staff to negotiate for better service.

On a voice vote, the Consent Agenda with the exception of 1F, were unanimously approved.

Councilmember Yakawich moved for approval of Item 1F, seconded by Councilmember Joy. On a voice vote, the motion was approved 7-2, Councilmembers Friedel and Ronning voted in opposition.

REGULAR AGENDA: No Items

PUBLIC COMMENT on “NON-AGENDA ITEMS”. Speaker Sign-in required.
(Restricted to ONLY items not on this printed agenda. Comments are limited to 3 minutes. Please sign the roster located on the cart at the back of Council chambers or at the podium.)

The public comment period was opened.

- **Ken Crouch, 1642 Wentley Place, Billings, Montana**, provided information concerning the Municipal Equality index and encouraged Council to support a Non-Discrimination Ordinance.
- **Amy Carter, 24 Shadow Place, Billings, Montana**, provided a copy of Missoula's Ordinance No. 3428 and encourage Council to support a Non-Discrimination Ordinance.
- **Dennis Ulvestad, 3040 Central Avenue, A102, Billings, Montana**, stated he had attended the City Administrator interviews and recommended Chris Kukulski as the new City Administrator.

There were no further speakers, and the public comment period was closed.

COUNCIL INITIATIVES:

There were no Council initiatives.

There was no further business, and the meeting adjourned at 5:53 p.m.



CITY OF BILLINGS

BY: William A. Cole
William A. Cole, Mayor

ATTEST:

BY: Denise R. Bohlman
Denise R. Bohlman, City Clerk