

## COUNCIL ACTION SUMMARY

### CITY OF BILLINGS

#### CITY OF BILLINGS VISION STATEMENT:

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

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#### AGENDA

COUNCIL CHAMBERS

September 9, 2019

5:30 P.M.

**CALL TO ORDER:** Mayor Cole

**PLEDGE OF ALLEGIANCE:** Mayor Cole

**INVOCATION:** Councilmember Ronning

**ROLL CALL:** Councilmembers present on roll call were:  Cromley,  Yakawich,  Neese,  Ewalt,  Joy,  Friedel,  Gibbs,  Ronning,  Clark,  Brown

**MINUTES:** August 26, 2019 **APPROVED**

#### COURTESIES:

- None

#### PROCLAMATIONS:

- National Recovery Month

#### COUNCIL REPORTS:

- None

#### ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- There were five items in the ex parte notebook, regarding Consent Agenda Item 1F, Synthetic Field Turf Installation at Amend Park.
- The attachment in Regular Agenda Item 6A, Assessing Fees for Encroachments, had duplicate records listed. A corrected attachment has been prepared for the Mayor's signature.
- The October 7, 2019 Work Session would be held off-site to discuss the Public Safety levy.

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 2 ONLY.**

**Speaker sign-in required.** (Comments are limited to three (3) minutes. Please sign the roster at the cart located at the back of the 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.)

**1. CONSENT AGENDA -- Separations: 1A1, 1B1, 1F, 1G, 1I and 1J1**

**A. Mayor Cole recommends that Council confirm the following appointments:**

**1. APPROVED**

	<b>Name</b>	<b>Board/Commission</b>	<b>Term</b>	
			<b>Begins</b>	<b>Ends</b>
1	Pam Rogina	Animal Control Board*	09/09/19	12/31/21
2	Scott Barber	Bicycle & Pedestrian Advisory Comm*	09/09/19	12/31/21
3	No Applications	Board of Appeals - Electrical Contr.	09/09/19	12/31/21
4	No Applications	Board of Appeals - At Large	09/09/19	12/31/22
5	No Applications	Board of Appeals - Engineer	09/09/19	12/31/22
6	No Applications	Community Development - Lod Mod*	09/09/19	12/31/19
7	No Applications	Community Development - Lod Mod	09/09/19	12/31/22
8	Tim Erickson	Energy & Conservation Commission	09/09/19	09/09/23
9	Glenn Foy	Energy & Conservation Commission	09/09/19	09/09/23
10	Randy Hafer	Energy & Conservation Commission	09/09/19	09/09/23
11	Neil Kiner	Energy & Conservation Commission	09/09/19	09/09/23
12	Jennifer Owen	Energy & Conservation Commission	09/09/19	09/09/23
13	Deborah Singer	Energy & Conservation Commission	09/09/19	09/09/23
14	Karen Stears	Energy & Conservation Commission	09/09/19	09/09/23
15	No Applications	Human Relations Commission*	09/09/19	12/31/20
16	No Applications	Traffic Control Board	09/09/19	12/31/22

\* 1 Unexpired term of Jeannette Vieg

\* 2 Unexpired term of Andrew MacLeod

\* 6 Unexpired term of Rebecca Bey

\*15 Unexpired term of Lita Pepion

**B. Bid Awards:**

1. **Medium Duty Conventional Cab Trash Truck.** (Opened 8/27/19) Recommend Motor Power in the amount of \$132,033.  
**APPROVED DELAY UNTIL 9/23/19, 8-3 CROMLEY, JOY AND RONNING OPPOSED**
- C. **2019 Justice Assistance Grant (JAG) Application**, Memorandum of Understanding (MOU) with Yellowstone County, and award for City of Billings Police Department; \$84,717. **APPROVED**
- D. **Billings Heights (PCCP) Water Transmission Main Pipeline Condition Assessment** with PURE Technologies US, Inc.; \$348,768.92. **APPROVED**
- E. **Right-of-Way Agreement and Bargain and Sale Deed**, with the Montana Department of Transportation (MDT) to shift the access control line at Swords Park; \$500. **APPROVED**
- F. **Professional Services Agreement** for Synthetic Turf Field Installation at Amend Park; FieldTurf; \$1,514,582.71. **APPROVED**
- G. **Update** By-Laws for the Bicycle and Pedestrian Advisory Committee (BPAC).  
**APPROVED WITH AMENDED TERMINOLOGY (ONE TRAILNET REPRESENTATIVE WHO MAY CHANGE FROM MEETING TO MEETING)**
- H. **Confirmation** of Probationary Police Officers - Elizabeth Chaffin, Jacob Grommes, Justin Prindle, and Lance Weber. **APPROVED**
- I. **Preliminary Subsequent Minor Plat** of MK Subdivision, 2nd Filing, generally located at the northwest corner of the intersection of Grand Avenue and 54th Street West; Arrowhead Investments Corporation, owner; Stahly Engineering & Associates, agent. **APPROVED WITH AMENDED TERMINOLOGY (SIA WILL INCLUDE CONSTRUCTION OF TRAIL)**

**J. Bills for the week of:**

1. August 5, 2019 **APPROVED 10-0, BROWN ABSTAINED**

**REGULAR AGENDA:**

2. **RESOLUTION 19-10816** amending the boundaries of SILMD's 8, 9 and 10. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
3. **PUBLIC HEARING AND VARIANCE TO SITE DEVELOPMENT ORDINANCE:** a variance from BMCC, Section 6-1203(j), Off-Street Parking Requirements,

allowing 26 fewer parking stalls for a fitness environment for service members and veterans with disabilities located at 1420 Broadwater Avenue. Blehm 2, LLC, owner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

4. **PUBLIC HEARING AND RESOLUTION 19-10817** adopting annual Special Improvement Light Maintenance District assessments for FY20. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
5. **PUBLIC HEARING AND RESOLUTION 19-10818** setting General Obligation (GO) Debt and Public Safety (PS II) mill levy rates for FY20. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
6. **PUBLIC HEARING AND RESOLUTIONS** spreading assessments on the following:
  - A. **Encroachments, RESOLUTION 19-10819 APPROVED**
  - B. **Park District 1, RESOLUTION 19-10820 APPROVED 10-1, NEESE OPPOSED**
  - C. **Park Maintenance District, RESOLUTION 19-10821 APPROVED 8-3, WITH AMENDMENT (LOWER LUTHERN PARK ASSESSMENT FROM \$12,000 TO \$8,000) JOY, RONNING AND BROWN OPPOSED**
  - D. **Road Maintenance District 6, RESOLUTION 19-10822 APPROVED**
  - E. **SID 1406, RESOLUTION 19-10823 APPROVED**
  - F. **SID 2915, RESOLUTION 19-10824 APPROVED**

Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

**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 at the cart located at the back of the Council chambers or at the podium.)*

- None

**COUNCIL INITIATIVES:**

- None

**ADJOURN:** 8:51 pm

**CLOSED EXECUTIVE SESSION\* (pending litigation)**

**Note:**

- In the event there is a Closed Executive Session at the end of a Council Meeting, the sole purpose is to discuss litigation strategy. The other parties to the case(s) discussed are not public bodies or associations as described in Section 2-3-203(1) and (2), MCA. The meeting is closed, as allowed by Section 2-3-203(4)(a), MCA, "to discuss a strategy to be followed with respect to litigation when an open meeting would have a detrimental effect on the litigating position" of the City of Billings.

*Council Chambers are readily accessible to individuals with physical disabilities.*

*For more information or to make requests for special arrangements, please contact the City Clerk's Office at 657-8210 or e-mail [bohlmand@billingsmt.gov](mailto:bohlmand@billingsmt.gov), 72 hours prior to the meeting date.*