

COUNCIL ACTION SUMMARY

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

Council Chambers are Closed.
The meeting will be held remotely via virtual meeting room. Please see coversheet for details and instructions for viewing and participation.

April 27, 2020

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Councilmember Purinton

ROLL CALL: Councilmembers present on roll call were: Shaw, Yakawich, Neese, Ewalt, Joy, Choriki, Purinton, Ronning, Boyett, Brown

Councilmember Ronning moved to rearrange the agenda, allowing the Administrator's Reports to be heard before the Minutes are approved so the COVID-19 guests could present first, seconded by Councilmember Purinton. – **APPROVED**

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- COVID-19 Update by Unified Incident Command (UIC), introduced:
 - John Felton, Yellowstone County Health Officer
 - Steve Arveschong, Big Sky Economic Development
- City-related COVID-19 Update – Phase 1 changes effective Monday:
 - There will be curb-side services at the Library.
 - Parking will return to parking enforcement.
 - MET transit will continue free fares for the month of May.

- Regular Agenda Item 2(b), the staff report did not contain the draft ordinance and the map of the area was not the correct map. Assistant City Administrator, Kevin Iffland, forwards via email the correct documents earlier.
- Regular Agenda Item (C), asked whether Council would wish to remove the 20-year language as set by the State.
- No ex parte communications received.

MINUTES:

- March 23, 2020 – **APPROVED**
- April 13, 2020 - **APPROVED**

COURTESIES:

- Mayor Cole stated that on behalf of all of the Council, he has forwarded a thank you letter to all City employees for their extra efforts during the COVID-19 response.

PROCLAMATIONS:

- Billings Child Abuse Prevention Awareness Month – April
- Billings Adopt a Pet Day - April 30th

COUNCIL REPORTS:

- Mayor Cole stated the Montana League of Cities and Towns met concerning foreclosures and how cities or
- Councilmember Joy stated the Community Development Board would meet via Zoom, on May 5th, at 3:00 PM, and if someone is interested in joining the meeting, they should contact Brenda Beckett, Division Manager to obtain the link to the meeting.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 2c, 3 and 4 ONLY. Speaker sign-in required. (Comments are limited to three (3) minutes or as set by the Mayor. 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.)

- **Kevin Nelson, 4235 Bruce Avenue, Billings, Montana**, in reference to Item 4, stated vacant property should not be considered for TIF funds. He continued that the property had all of its infrastructure in place. He also stated the SBURA meeting was not properly noticed for public participation.

1. **CONSENT AGENDA** -- Separations: 1D, 1E1, and 1E2

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

1.

	Name	Board/Commission	Term
1	No Applications	Billings BID*	04/27/20 12/31/23

* 1 - Unexpired term of Scott Turner

APPROVED

B. **Bid Awards:**

1. **W.O. 19-33: Grand Avenue and Virginia Lane Traffic Signal Reconstruction.** (Opened 4/14/20) Recommend Yellowstone Electric Company; \$316,088.72. **APPROVED**
2. **W.O. 20-05: Billings Landfill Road Rehabilitation.** (Opened 4/14/20) Recommend KLE Construction; \$249,755. **APPROVED**
3. **W.O. 20-31: Lead Service Replacement.** (Opened 4/14/20) Recommend Western Municipal Construction, Inc.; \$521,400. **APPROVED**

C. **Utility Easement** with Northwestern Energy (NWE) to install underground electrical cables at Amend Park. **APPROVED**

D. **Amendment No. 5, Security System for the Existing Terminal and Concourse Expansion Project**, Professional Engineering Services Contract, Morrison Maierle, Inc.; \$95,000. **APPROVED 10-0, BROWN ABSTAINED**

E. **Bills for the Weeks of:**

1. March 23, 2020 – **APPROVED 10-0, BROWN ABSTAINED**
2. March 30, 2020 - **APPROVED10-0, BROWN ABSTAINED**

REGULAR AGENDA:

2. YELLOWSTONE MEADOWS:

- a. PUBLIC HEARING AND RESOLUTION 20-10869 FOR ANNEXATION 18-06:** located east of 58th Street West and south of Rimrock Road. Doolen Property Trust, owners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
- b. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation 18-06: an approximate 1.769 gross acres and .958 net acres located east of 58th Street West and south of Rimrock Road; Doolen Property Trust, owners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
- c. DEVELOPMENT AGREEMENT** with Doolen Property Trust at 2510 Meadowcreek Drive. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED with the removal of language contained in the waiver of right to protest for a 20-year period.**

3. LAND PURCHASE for Airport Runway Protection with FAA Administrative Settlement and authorize the Mayor and/or the City Administrator authority to execute all sales documents for this real estate transfer at an upcoming closing. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

4. TAX INCREMENT FINANCE ASSISTANCE from South Billings Boulevard Tax Increment District to BTU Buster, LLC for residential development at 136 Viceroy Street and 239 Hallowell Lane; \$69,985 and \$67,976, respectively. South Billings Urban Renewal Association (SBURA) recommends approval. (Action: approval or disapproval of SBURA recommendation.) **APPROVED the application, but reduced the amount of the assistance to \$14,985 for 136 Viceroy Street and \$22,976 for 239 Hallowell Lane (the reduction on both properties was the amount of the purchase price for the land). 6 to 5, SHAW, CHORIKI, RONNING, BROWN and MAYOR COLE OPPOSED**

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 or as set by the Mayor. Please sign the roster at the cart located at the back of the Council chambers or at the podium.)

- **Tom Zurbuchen, 1747 Wicks Lane, Billings, Montana**, stated the City could save a lot of money by having their staff work from their homes and continuing to have the “courthouse” closed to the public most days of the week.

COUNCIL INITIATIVES:

- None

ADJOURN: 9:12 P.M.