

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

**May 26, 2020  
(Tuesday)**

**5:30 P.M.**

**CALL TO ORDER:** Mayor Cole

**PLEDGE OF ALLEGIANCE:** Mayor Cole

**INVOCATION:** Councilmember Boyett

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

**MINUTES:** May 11, 2020 - Pending

#### **COURTESIES:**

- Police - Certificate of Award for Mike Nelson, Northern Hotel

#### **PROCLAMATIONS:**

- June - Men's Health Month

#### **COUNCIL REPORTS:**

- None

#### **ADMINISTRATOR REPORTS - CHRIS KUKULSKI**

- Informed Council of three Ex parte communications received after 3:00 pm.

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items:** *ALL items.*

**Speaker sign-in required.** (Comments are limited to three (3) minutes or as set by the Mayor. During COVID-19, the method to take and hear public comment has changed. Individuals wishing to give public comment will call a dedicated phone line (237.6196) and held in queue until it is their turn to comment. 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: 1C, 1E and 1H1

**A. Bid Awards:**

1. **W.O. 18-32: Landfill Slope Stability.** (Opened 5/12/20) Recommend Dan Hart Patrol Service, LLC, base bid only; \$527,904. **APPROVED**
2. **Three Compact Track Loaders.** (Opened 5/12/20) Recommend Tractor and Equipment; \$247,830. **APPROVED**

**B. Agreement with Yellowstone County Sheriff's Department to provide FY2021 data processing services; annual revenue \$131,181. **APPROVED****

**C. Consultant Services Agreement with Sanderson Stewart for the 5th Avenue North Corridor Feasibility Study; not to exceed \$97,000. **APPROVED 9-2, EWALT AND PURINTON OPPOSED****

**D. Donation to the City of Billings from Exxon for fuel for Public Safety vehicles. **APPROVED****

**E. Acknowledge receipt of petition to vacate the alley right of way adjacent to Lots 1-6, Block 1 of La Ray Subdivision, Propiedad, LLC, petitioner, and set a public hearing for June 22, 2020. **APPROVED****

**F. Utility Easement with Vision Net to install fiber optic line in the Galaxy Subdivision. **APPROVED****

**G. Approval of City Administrator's moving expenses with King Transfer and Storage Company; \$7,087.80. **APPROVED****

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

1. April 20, 2020 **APPROVED 10-0, BROWN ABSTAINED**
2. April 27, 2020 **APPROVED**

**REGULAR AGENDA:**

2. **WITHDRAWAL** of the unexecuted Development Agreement with WC Commercial. Staff and Downtown Business Partnership (DBP) recommend approval. (Action: approval or disapproval of staff and DBP recommendation.) **APPROVED 8-3, NEESE, EWALT, AND PURINTON OPPOSED**
3. **RESOLUTION 20-10873** authorizing the issuance and negotiated sale of Tax Increment Bonds. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 8-3, NEESE, EWALT AND PURINTON OPPOSED**
4. **RESOLUTION 20-10874** ordering improvements for the 2020 Missing Sidewalk Program. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **SUBSTITUTE MOTION TO ALLOW STAFF DISCRETION TO INSTALL 6-7 FOOT CURB WALK OR BOULEVARD ON ARONSON AVENUE - APPROVED 6-5, NEESE, EWALT, JOY, PURINTON AND BOYETT OPPOSED**
5. **PROPOSED ORDINANCE** amending City Charter by repealing and replacing Section 1.05.1, Public Safety 2 (PS2) and **PROPOSED RESOLUTION** with ballot language, providing for a permanent mill levy to fund fire, police, and related public safety expenses to be referred to the voters. **MOTION TO MOVE REGULAR AGENDA ITEMS 5 AND 6 TO 5/27/20 WORK SESSION AGENDA - APPROVED 10-1, EWALT OPPOSED**
6. **PROPOSED ORDINANCE** amending City Charter by providing a new dedicated, permanent and non-cumulative mill levy to fund Parks, Cemeteries, Recreation, Trails, Public Lands and its operations and maintenance and **PROPOSED RESOLUTION** with ballot language, to be referred to the voters. **MOTION TO MOVE REGULAR AGENDA ITEMS 5 AND 6 TO 5/27/20 WORK SESSION AGENDA - APPROVED 10-1, EWALT 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 call 237-6196 to make public comment.)

**COUNCIL INITIATIVES:**

- None

**ADJOURN:** 10:32 pm