

COUNCIL ACTION SUMMARY

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

***“THE MAGIC CITY – A VIBRANT, WELCOMING PLACE WHERE
PEOPLE FLOURISH AND BUSINESS THRIVES.”***

AGENDA

COUNCIL CHAMBERS

December 8, 2008

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember McCall

ROLL CALL – Councilmembers present on roll call were: Ronquillo, Gaghen, Pitman, Veis, Ruegamer, McCall, Ulledalen, Astle, and Clark. Councilmember Brewster was excused.

MINUTES – November 13, 2008, Special Meeting – approved as distributed
November 24, 2008 – approved as distributed

COURTESIES – Presentation to Al Winegardner and family in appreciation of donation in memory of Jayne Winegardner

PROCLAMATIONS –

- Councilmember Ruegamer announced that the University of Montana Grizzlies would travel to Harrisonburg, VA, for a FCS semi-final playoff game Friday, December 12.
- Councilmember Gaghen announced that Carroll College would also play in a NAIA championship game.
- Councilmember Pitman introduced his daughter, Diandra, who was celebrating the five-year anniversary of her adoption.

ADMINISTRATOR REPORTS – Tina Volek

- Ms. Volek advised that Agenda Item 6 did not have a public hearing so public comment should be allowed on that item along with Item 1.
- Ms. Volek referenced a memo from Assistant City Administrator Bruce McCandless regarding Agenda Item 6 that was sent in the Friday packet and available in the Ex-Parte Notebook in the back of the room for public review.
- Ms. Volek referenced a memo from Transportation Planner Scott Walker and minutes from the Policy Coordinating Committee meeting regarding Alkali Creek and the Swords Park Trail Corridor that were sent in the Friday packet and

available in the Ex-Parte Notebook in the back of the room for public review.

- Ms. Volek advised that the December 15, 2008, meeting agenda packet was placed at the desks that evening.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: 1 and 6

ONLY. Speaker sign-in required. (Comments offered here are limited to 1 minute per speaker. Please sign up on the clipboard located 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.)

(NOTE: For Items not on this agenda, public comment will be taken at the end of the agenda. Please sign up on the clipboard located at the back of the room.)

- **Greg Krueger, 2815 2nd Avenue North**, spoke on behalf of the Downtown Billings Partnership in support of expansion of the North 27th Street Urban Renewal Area. He said that was important to continuation of what already was accomplished and what would be accomplished in the next 15 years. He also spoke in favor of the downtown parking study.
- **Lisa Harmon, 2815 2nd Avenue North**, stated the Downtown Billings Association and Business Improvement District supported the expansion of the North 27th Street Urban Renewal Area, especially as it related to parking. She also spoke in support of the downtown parking study and said it was an important issue to downtown merchants and property owners.

CONSENT AGENDA: Separations: 1D, 1H

1. A. Change Order #3, W.O. 08-09, Waste Water Treatment Plant Primary Effluent Pipe Replacement and Sludge Drying Bed Expansion, Western Municipal, \$20,468.65, and **increase** the City Administrator's change order authority by \$50,000.

B. Approval of compensation agreement for Private Contract No. 599, Emmanuel Baptist Church Sanitary Sewer Extension project, \$325,360.

C. Approval of amended Purchase and Sale Agreement with School District Two for ten acres within Cottonwood Park for \$200,000, and **authorization** for the Mayor to execute associated documents to consummate the sale and transfer of ownership of the property.

D. Approval of grant application submittal to Safe Route to School Program for the Elementary School Traffic Plan, \$50,000. **APPROVED 9-0. Mayor Tussing recused himself from the vote.**

E. Resolution #08-18772 relating to financing of proposed Zone 3 Storage, Zone 4 Reservoir project and Water Rehabilitation project; establishing compliance with reimbursement bond regulations under the Internal Revenue Code

for the purpose of reimbursing the City with bond sale proceeds for financing water projects prior to the availability of funds.

F. Resolution #08-18773 relating to financing of a proposed Wastewater treatment plant disinfection system project; establishing compliance with reimbursement bond regulations under the Internal Revenue Code for the purpose of reimbursing the City with bond sale proceeds for financing sewer projects prior to the availability of funds.

G. Second/Final reading ordinance **#08-5483** expanding the North 27th Street Urban Renewal Area – 2008.

H. Second/Final reading ordinance **#08-5484** modifying the South Billings Boulevard Urban Renewal District. **APPROVED 9-1. Councilmember Veis voted 'No.'**

I. Exempt Amended Plat of Tract 1 of Certificate of Survey 1815.

J. Bills and Payroll

- (1) November 7, 2008
- (2) November 14, 2008

(Action: approval or disapproval of Consent Agenda.) **APPROVED.**

REGULAR AGENDA:

2. **PUBLIC HEARING AND RESOLUTION #08-18774 GRANTING NEW OR EXPANDING INDUSTRY TAX INCENTIVES FOR BIG SKY ECONOMIC DEVELOPMENT AUTHORITY/GENERAL ELECTRIC CAPITAL CORPORATION** for a new building at 3333 Hesper Road. Staff recommends approval. (Action: approval or disapproval of staff recommendation). **APPROVED.**
3. **PUBLIC HEARING AND RESOLUTION #08-18775 GRANTING NEW OR EXPANDING INDUSTRY TAX INCENTIVES FOR DALCO INDUSTRIES DBA TETON STEEL** for property improvements at Gabel Road and South 29th Street. Staff recommends approval. (Action: approval or disapproval of staff recommendation). **APPROVED.**
4. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR REVISIONS TO BOARDS AND COMMISSIONS:** Revisions that provide consistency in procedural areas for advisory boards, commissions and committees, and reorganizes ordinances into one Article of the Code. Staff recommends approval. (Action: approval or disapproval of staff recommendation). **APPROVED 8-2. Councilmembers Ronquillo and Veis voted 'No.'**

5. **PUBLIC HEARING FOR EXTENSION OF INTERIM ZONING ORDINANCE:** A proposed one-year extension of the Interim Zoning Ordinance that amends Section 27-611, Sexually Oriented Businesses, and allows the interim zoning ordinance to be effective until December 23, 2009. Staff recommends approval. **(Action:** approval or disapproval of staff recommendation). **APPROVED.**
6. **DOWNTOWN BILLINGS PARKING STUDY.** Delayed from 11/24/08. Staff recommends approval of contract with Rich and Associates, Inc. for \$68,500. **(Action:** approval or disapproval of staff recommendation). **APPROVED 9-1.** **Councilmember Pitman voted 'No.'**
7. **PUBLIC COMMENT on Non-Agenda Items -- Speaker sign-in required.** *(Restricted to ONLY items not on this printed agenda; comments limited to 3 minutes per speaker. Please sign up on the clipboard located at the back of the Council Chambers.)*

Council Initiatives -- None

ADJOURN: The meeting adjourned at 7:54 p.m.

Additional information on any of these items is available in the City Clerk's Office.

Reasonable accommodations will be made to enable individuals with disabilities to attend this meeting. Please notify Cari Martin, City Clerk, at 657-8210.

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<http://ci.billings.mt.us>