

**VISION STATEMENT:**

"The Magic City: A diverse, welcoming community where people prosper and business succeeds."

COUNCIL ACTION SUMMARY**CITY COUNCIL
REGULAR BUSINESS MEETING****AGENDA****COUNCIL CHAMBERS****NOVEMBER 28, 2022****5:30 P.M.****CALL TO ORDER:** Mayor Cole**PLEDGE OF ALLEGIANCE:** Mayor Cole**INVOCATION:** Councilmember Rupsis**ROLL CALL:**

Present: Councilmember Kendra Shaw, Ward I
Councilmember Ed Gulick, Ward I
Councilmember Roy Neese, Ward II
Councilmember Jennifer Owen, Ward II – Joined Via Zoom at 5:45 P.M.
Councilmember Denise Joy, Ward III
Councilmember Danny Choriki, Ward III
Councilmember Daniel Tidswell, Ward IV
Councilmember Pam Purinton, Ward IV
Councilmember Mike Boyett, Ward V
Councilmember Tom Rupsis, Ward V
Mayor William Cole

Absent/

Excused: Councilmember Jennifer Owen, Ward II – Joined Via Zoom at 5:45 P.M.

Staff

Present: Chris Kukulski, City Administrator
Kevin Iffland, Assistant City Administrator
Gina Dahl, City Attorney
Denise Bohlman, City Clerk
Wyeth Friday, Planning Director
Nicole Cromwell, Zoning Coordinator
Matt Hoppel, Assistant Fire Chief
Jessica Fust, Building Official
John Caterino, Facilities Manager
Debi Meling, Public Works Director

MINUTES:

- October 24, 2022 – **APPROVED 10-0**
- November 14, 2022 - Pending

COURTESIES:

- Councilmember Choriki recognized that Public Works was doing snow removal correctly.

PROCLAMATIONS: None

COUNCIL REPORTS:

- Councilmember Shaw provided an update concerning the Council's Legislative Committee meetings. The committee will meet on December 14th and will bring their recommendations to the last Council meeting in December.

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- Concerning Regular Agenda Item No. 6, the redlined version in the agenda packet did not have the specific language concerning Section 4, Paragraph 7(b) in the final draft. Gina Dahl provided a final redline via email to Council today.
- Reminder there is only one Work Session meeting in December (December 5th), and 2 back-to-back Regular Business meetings (December 12th and 19th) due to the holiday schedule.
- Also, the first meeting in January, a Work Session, will be held on Tuesday, January 3rd, rather than Monday due to the holiday.
- There were no ex-parte communications received after 3:00 p.m. concerning tonight's agenda.
- Concerning Consent Agenda 1B, Gina Dahl, City Attorney, will clarify revisions to the agreement.

PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1, 4, 5 and 6 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.)

- None

1. CONSENT AGENDA -- Separations: 1J2

A.

Bid Awards:

1. **Airport Carpet Installation and Replacement Project.** (Opened 11/9/2022) Recommend Pierce Flooring, Inc. **APPROVED 10-0**
- B. **Consultant Services Agreement** with Matt Robertson Brokerage, Inc. in affiliation with NAI Business Properties. **APPROVED 10-0**
- C. **Consultant Services Agreement** with Brian Wishneff and Associates, LLC, for new City Hall Historic Tax Credit. **APPROVED 10-0**
- D. **Purchase** 760 Lake Elmo Drive for Fire Station No. 8. **APPROVED 10-0**
- E. **Purchase** one (1) 4x4 Backhoe/Loader Tractor for Public Works Department, Distribution and Collection Division; RDO Equipment Co. **APPROVED 10-0**

- F. **Purchase** two (2) Ford F250 Crew Cab Brush Trucks for Fire Department; Duval Ford. **APPROVED 10-0**
- G. **Preliminary Plat Extension** for Trails West Subdivision, 6th Filing. ***Quasi-Judicial**
APPROVED 10-0
- H. **Final Plat** of Bishop Fox Subdivision, Amended Plat of Lot 1, Block 1. ***Quasi-Judicial**
APPROVED 10-0
- I. **Resolution 22-11086** approving Bureau of Reclamation Small Storage Grant Application. **APPROVED 10-0**
- J. **Bills for the Weeks of:**
 - 1. October 17, 2022 **APPROVED 10-0**
 - 2. October 24, 2022 **APPROVED 9-0, RUPSID ABSTAINED**
 - 3. October 31, 2022 **APPROVED 10-0**

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 1019:** located at Lots 2 and 3, Block 1, Zimmerman Home Place Subdivision, 3rd Filing. Zoning Commission recommends approval and adoption of the 10 criteria. *** Quasi-Judicial FAILED 6-5, NEESE, TIDSWELL, PURINTON, BOYETT, AND RUPSID OPPOSED. 2/3rds VOTE (8 needed) IN FAVOR WAS REQUIRED DUE TO A VALID PROTEST.**
- 3. **PUBLIC HEARING AND FIRST READING ORDINANCE** amending Section 10-202, Billings, Montana City Code (BMCC), creating a second Municipal Court Judge office. Staff recommends approval. **APPROVED**

Recess at 7:30 P.M. Reconvened at 7:37 P.M.

- 4. **STILLWATER BUILDING** updates. No action required.
- 5. **APPROVAL OF BID PACKAGE NO. 1 CONTRACT AMENDMENT** with Dick Anderson Construction for New City Hall Project. Staff recommends approval. **APPROVED**
- 6. **CITY ADMINISTRATOR'S** Annual Performance Evaluation and **APPROVAL** of Employment Contract. **APPROVED 10-1, PURINTON 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.)

- None

COUNCIL INITIATIVES:

- None

ADJOURN: 9:25 P.M.