

**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****JUNE 12, 2023****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
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

Staff

Present: Chris Kukulski, City Administrator
Kevin Iffland, Assistant City Administrator
Gina Dahl, City Attorney
Toni Keehner, Deputy City Clerk
Debi Meling, Public Works Director
Mike Pigg, Parks and Recreation Director
Brandon Schmidt, Cemetery Supervisor
Andy Zoeller, Finance Director
Wyeth Friday, Planning Director
Monica Plecker, Planning Manager
Nicole Cromwell, Zoning Coordinator

MINUTES:

- May 22, 2023 – Pending

COURTESIES:**PROCLAMATIONS:****COUNCIL REPORTS:**

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1, 3b and 5a 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.)

1. **CONSENT AGENDA** -- Separations: 1K and 1R3

A. **Bid Awards:**

1. **Billings Fire Department Access Control System.** (Opened 5/16/23) Recommend Communication Resources. **APPROVED 11-0**
2. **W.O. 20-44: WRF Nutrient Recovery Improvements.** (Opened 5/16/23) Recommend Dick Anderson Construction. **APPROVED 11-0**
3. **W.O. 23-04: City ADA Project.** (Opened 5/2/23) Recommend rejecting bids. **APPROVED 11-0**
4. **W.O. 23-31: Millice Park Irrigation System Replacement.** (Opened 5/2/2023) Recommend rejecting bid. **APPROVED 11-0**
5. **W.O. 23-32: Gorham Park Irrigation System Replacement.** (Opened 5/16/23) Recommend Good Earth Works Co., Inc. **APPROVED 11-0**

B. **Change Order No. 3, W.O. 22-01, Schedules 1 and 2: 2022 Water Main Replacement;** Askin Construction. **APPROVED 11-0**

C. **Agreement** with Baker Tilly US, LLP for Comprehensive Cost of Services Study. **APPROVED 11-0**

D. **Agreement** with Eide Bailly for Auditing Services. **CORRECTED TO APPROVED 11-0**

E. **Collective Bargaining Agreement** with IAFF - Local 521. **APPROVED 11-0**

F. **Donation** to the Parks and Recreation Department from Faith E Church for trees and clean up at Centennial Park. **APPROVED 11-0**

G. **Donation** to the Police Department from Breakfast Exchange Club, BET Casino and Tiny's Tavern. **APPROVED 11-0**

H. **Declaring** surplus property and authorizing the sale of Unit 4053 to Big Timber Fire Department. **APPROVED 11-0**

I. **Perpetual Right-of-Way Easement** with First Southern Baptist Church for sanitary sewer near northwest corner of Shiloh Road and Rocky Vista Way. **APPROVED 11-0**

J. **Final Plat** of Ridgeline Subdivision. ***Quasi-Judicial APPROVED 11-0**

K. **Resolution** increasing Mountview Cemetery fees. **DELAY APPROVED 9-2, JOY AND CHORIKI OPPOSED**

L. **Resolution 23-11123** declaring an emergency and authorizing payment for W.O. 23-50: Gabel Road Reconstruction. **APPROVED 11-0**

M. **Second/Final Reading Ordinance 23-5832** for Zone Change 1023: located at Wicks Lane and Bitterroot Drive. ***Quasi-Judicial APPROVED 11-0**

N. **Second/Final Reading Ordinance 23-5833** for Zone Change 1024: located at 3100 block of Central Avenue. ***Quasi-Judicial APPROVED 11-0**

- O. **Second/Final Reading Ordinance 23-5834** for Zone Change 1025: located on the north side of Rimrock Road and east of 54th Street. *Quasi-Judicial **APPROVED 11-0**
- P. **Second/Final Reading Ordinances 23-5835 through 23-5838** for Zone Change 1029: text amendments to the Neighborhood Districts, Fence Materials and Sign Code. **APPROVED 11-0**
- Q. **Second/Final Reading Ordinance 23-5839** expanding Ward IV (Annexation 23-03). **APPROVED 11-0**
- R. **Bills for the Weeks of:**
 - 1. May 1, 2023 **APPROVED 11-0**
 - 2. May 8, 2023 **APPROVED 11-0**
 - 3. May 15, 2023 **APPROVED 10-0, RUPSID ABSTAINED**

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND RESOLUTION 23-11124** adopting and approving the FY24 budget. Staff recommends approval. **APPROVED AS AMENDED 9-2, CHORIKI AND PURINTON OPPOSED**
- 3. **3648 AJ WAY:**
 - a. **JOINT PUBLIC HEARING FOR ANNEXATION 23-04 AND ZONE CHANGE 1026:**
 - i. **RESOLUTION 23-11125 FOR ANNEXATION 23-04:** located at 3648 AJ Way. Staff recommends conditional approval. *Quasi-Judicial **APPROVED 11-0**
 - ii. **FIRST READING ORDINANCE FOR ZONE CHANGE 1026:** located at 3648 AJ Way. Zoning Commission recommends approval and adoption of the 10 criteria. *Quasi-Judicial **APPROVED 11-0**
 - b. **ANNEXATION AGREEMENT** with Department of Military Affairs. Staff recommends approval. **APPROVED AS AMENDED 11-0**
 - c. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward I to include recently annexed property in Annexation 23-04: located at 3648 AJ Way. Staff recommends approval. **APPROVED 11-0**
- 4. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 1028:** located at 5417 Hawk Creek Avenue. Zoning Commission recommends approval and adoption of the 10 criteria. *Quasi-Judicial **APPROVED 11-0**
- 5. **PUBLIC HEARING AND RESOLUTION 23-11126** creating SID 1423, Annafeld Subdivision, 4th Filing, Streetlights. Staff recommends approval. **APPROVED 11-0**
 - a. **SID 1423, ANNAFELD SUBDIVISION, 4TH FILING, STREETLIGHTS.** (Opened 5/2/23) Recommend Ace Electric. **APPROVED 11-0**
- 6. **PUBLIC HEARING AND RESOLUTION 23-11127** creating SILMD 331. Staff recommends approval. **APPROVED 11-0**
- 7. **PUBLIC HEARING AND RESOLUTION** establishing collection, disposal, and landfill fees for FY2024. Staff recommends approval. **DELAY UNTIL JUNE 26, 2023 - APPROVED 11-0**

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.)

COUNCIL INITIATIVES:

ADJOURN: 10:51 PM