



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

**COUNCIL ACTION SUMMARY
CITY COUNCIL
REGULAR BUSINESS MEETING**

COUNCIL CHAMBERS

**AGENDA
AUGUST 28, 2023**

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Councilmember Owen

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 – 5:40 P.M.
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
Denise Bohlman, City Clerk
Debi Meling, Public Works Director
Andy Zoeller, Finance Director
Wyeth Friday, Planning Director
Nicole Cromwell, Zoning Coordinator
John Caterino, Facilities Superintendent
Jeff Roach, Aviation and Transit Director
Mike Pigg, Parks, Public Lands and Recreation Director

MINUTES:

- June 26, 2023 – **APPROVED 10-0, PURINTON ABSENT/LATE**
- July 24, 2023 – Pending

- August 14, 2023 - **APPROVED 10-0, PURINTON ABSENT/LATE**

COURTESIES:

PROCLAMATIONS: Drug Abuse and Violence Prevention Week - September 9-15

COUNCIL REPORTS: NONE

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- Remind Council that next Monday is Labor Day and therefore the meeting will be held on Tuesday, September 5th.
- There was 1 ex-parte communication from Mehmet Casey, Development Director for Downtown Billings Alliance, in which he is responding to Steve Arveschoug's email, sent to Mayor and Council after 3 pm concerning Regular Agenda Item 3, Land Use Contrary to Zoning, on the agenda.

PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1 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.)

- Kristi Drake, 2950 Walden Place, Billings, Montana, supported Consent Agenda 1D and asked for additional projects to be considered at the same time for the Skyline Trail.

1. CONSENT AGENDA -- Separations: 1E, 1I

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

1.

	Name	Board/Commission	Term	
			Begins	Ends
1	Brian Roush	Board of Adjustments*	08/28/23	12/31/25
2	No Applications	Community Development - Low Mod*	08/28/23	12/31/26
3	Kevin Holland	Citizen Police Advisory Board*	08/28/23	12/31/25
4	Jennifer Duray	County Water District of Billings Heights - Non Voting	09/04/23	09/04/27
5	Jeff Essmann	County Water District of Billings Heights - Voting	09/04/23	09/04/27
6	Erin Robbins	Energy & Conservation Commission	09/10/23	12/31/25
7	Glenn Foy	Energy & Conservation Commission	09/10/23	12/31/25
8	Jordan McNaught	Energy & Conservation Commission	09/10/23	12/31/25
9	Karen Stears	Energy & Conservation Commission	09/10/23	12/31/25
10	Neil Kiner	Energy & Conservation Commission	09/10/23	12/31/25
11	Randy Hafer	Energy & Conservation Commission	09/10/23	12/31/25
12	Tim Erickson	Energy & Conservation Commission	09/10/23	12/31/25

*1 Unexpired term of David Mitchell

*2 Unexpired term of April Veach

*3 Unexpired term of Sheri Herman **APPROVED 11-0**

B. Bid Award:

1. **11 City Vehicles.** (Opened 8/1/23) Recommend Schedule 1 - Fremont Motors; Schedules 2, 3, 4 and 5 - Laurel Chevrolet. **APPROVED 11-0**
- C. **Change Order No. 1,** Access Control System Installation with Communication Resources for Billings Fire Stations 1-8. **APPROVED 11-0**
- D. **Change Order Nos. 2 and 3,** to BUILD Grant for Schedule 2: W.O. 21-38: Skyline Trail with Weave Construction. **APPROVED 11-0**
- E. **Amendment No. 1,** with Sanderson Stewart for W.O. 23-09: 5th Avenue Corridor Contract. **APPROVED 8-3, OWEN, PURINTON and BOYETT OPPOSED**
- F. **Contract** with Dick Anderson Construction, Inc. for General Contractor / Construction Manager (GC/CM) preconstruction services for W.O. 19-42: West End Water Treatment Plant Project. **APPROVED 11-0**
- G. **Purchase** of 2 Automated Side-Load Collection Trucks for the Solid Waste Division from SWS Equipment, LLC. **APPROVED 11-0**
- H. **Commercial Aviation Ground Lease** with Edwards Jet Center Montana, Inc. **APPROVED 11-0**
- I. **Downtown Revolving Loan** to Sturm & Drake Development, LLC. **APPROVED 11-0**
- J. **Cancellation** of Checks and Warrants. **APPROVED 11-0**
- K. **Final Minor Plat** of Elysian Subdivision. *Quasi-Judicial **APPROVED 11-0**
- L. **Final Minor Plat** of Miller Crossing Subdivision, 4th Filing. *Quasi-Judicial **APPROVED 11-0**
- M. **Bond Resolution 23-11147** for Pooled Series 2023 Special Improvement Bonds. **APPROVED 11-0**
- N. **Bills for the Weeks of:**
 1. July 24, 2023 - **APPROVED 11-0**
 2. July 31, 2023 - **APPROVED 11-0**

REGULAR AGENDA:

2. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 1033:** to allow an update to the Planned Development document for the St. Vincent's Healthcare Subdivision at the intersection of King Ave. West and Shiloh Road. Zoning Commission recommends approval and adoption of the 10 review criteria. *Quasi-Judicial **APPROVED 11-0**
3. **PUBLIC HEARING** concerning land use contrary to zoning, concerning new County surface parking lot located at 2550 3rd Ave. N. **NO ACTION REQUIRED OR TAKEN**
4. **RESOLUTION 23-11148** approving and adopting parks, trails, and recreation project management. **APPROVED 7-4, NEESE, OWEN, TIDSWELL and 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:

Choriki – Requested staff placed on an upcoming Work Session the review of City Council Standing Committee Structure. **APPROVED 8-3, NEESE, PURINTON and MAYOR COLE OPPOSED**

ADJOURN: 7:57 P.M.