



**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  
APRIL 22, 2024**

**5:30 P.M.**

**CALL TO ORDER:** Mayor Cole

**PLEDGE OF ALLEGIANCE:** Mayor

Cole

**INVOCATION:** Councilmember Aspenlieder

**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 Bill Kennedy, Ward III  
Councilmember Scott Aspenlieder, Ward IV  
Councilmember Daniel Tidswell, Ward IV  
Councilmember Mike Boyett, Ward V  
Councilmember Tom Rupsis, Ward V  
Mayor William Cole

**Staff**

Present: Kevin Iffland, Assistant City Administrator  
Gina Dahl, City Attorney  
Denise Bohlman, City Clerk  
Debi Meling, Public Works Director  
Jennifer Duray, Deputy Public Works Director  
Andy Zoeller, Finance Director  
Jason Banfield, Fire Department – Via Zoom  
Nicole Cromwell, Zoning Coordinator  
Brenda Beckett, Community Development Manager  
Wyeth Friday, Planning Director – Via Zoom

**MINUTES:**

- March 25, 2024 – **APPROVED 11-0**
- April 8, 2024 - **APPROVED 11-0**

**COURTESIES:****PROCLAMATIONS:**

- Arbor Day - April 26, 2024
- St. Vincent DePaul's Friends and Volunteers Day- April 27, 2024
- National Therapy Animal Day - April 30, 2024
- Provider Appreciation Day – May 10, 2024

**COUNCIL REPORTS:** None**ADMINISTRATOR REPORTS - CHRIS KUKULSKI KEVIN IFFLAND, ASSISTANT CITY ADMINISTRATOR**

- Chris's absence this week.
- Both Chris and Kevin will be out of the office April 30<sup>th</sup> through May 3<sup>rd</sup> to attend the GOSCMA (Great Open Spaces City Manager Association)
- Consent Agenda Item D, staff is recommending it be removed from the Agenda by Motion of the Council. The contractor has not submitted a schedule by the time of this meeting.
- Reminder there are no Council meetings the week of April 29<sup>th</sup>, as it is a bye week.
- There were NO exparte communications after 3 pm to the Mayor and Council concerning items on the agenda.

**PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1, 4b and 7 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: 1F, 1Q2****A. Mayor Cole recommends that Council confirm the following appointments:****1.**

	Name	Board/Commission	Term	
			Begins	Ends
1	Hannah Reno Evans	Citizen Police Advisory Board - Continuum of Care	04/22/24	12/31/25
1	No Applications	Human Relations Commission*	04/22/24	12/31/24
2	No Applications	Human Relations Commission	04/22/24	12/31/28

\*1 Unexpired term of Angela Matta

**APPROVED 11-0****B. Bid Awards:**

1. **W.O. 23-23: Briarwood Hydrogen Sulfide (H2S) Mitigation.** (Opened 3/5/24) Recommend rejecting all bids. **APPROVED 11-0**
2. **W.O. 24-01, Contract 2: 2024 Sewer Main Replacement Project.** (Opened 4/2/24) Recommend COP Construction, LLC. **APPROVED 11-0**
3. **W.O. 24-10 and W.O. 22-22: 2024 Annual Street Reconstruction.** (Opened 4/2/24) Recommend Weave Construction. **APPROVED 11-0**

- 4. **Two 2024 37,000 GVW Single Axle Trucks.** (Opened 4/2/24) Recommended-State Truck Center. **APPROVED 11-0**
- C. **Consultant Agreement** with Dow for Heights Neighborhood Plan Update. **APPROVED 11-0**
- ~~D. **Amendment No. 1, W.O. 24-01, Contract 2: 2024 Sewer Main Replacement Project;** Morrison Maierle, Inc. **REMOVED FROM AGENDA TO BE BROUGHT BACK AT A LATER DATE – APPROVED 11-0**~~
- E. **Extensions of Memorandums of Understanding** between the City and each of the 3 Urban Renewal District Advisory Boards (BIRD, DBP and SBURA). **APPROVED 11-0**
- F. **Memorandum of Understanding** with Billings Bench Water Association for Department of Natural Resources and Conservation grants. **DELAYED TO MAY 13<sup>th</sup> TO ADDRESS GRANTS INDIVIDUALLY - APPROVED 11-0**
- G. **Crisis Response Unit Vehicle Acceptance.** **APPROVED 11-0**
- H. **Donations** to the Billings Public Library from Billings Public Library Foundation and Friends of the Library. **APPROVED 11-0**
- I. **Donation** to Parks and Recreation Department from NorthWestern Energy. **APPROVED 11-0**
- J. **Donation** to the Police Department from Patricia Schmitt. **APPROVED 11-0**
- K. **Release of Perpetual Right-of-Way Easement** through Tract 2A-1 of the Amended Plat of Tract 2A of Certificate of Survey 2063. **APPROVED 11-0**
- L. **Annexation Agreement** with C&T Equipment Holding, LLC. **APPROVED 11-0**
- M. **Resolution 24-11194** ordering improvements identified in W.O. 22-22: 10th Avenue South and South 30th Street. **APPROVED 11-0**
- N. **Second/Final Reading Ordinance 24-5879** amending Billings, Montana City Code (BMCC) Section 18-300, Nuisances. **APPROVED 11-0**
- O. **Second/Final Reading Ordinance 24-5880** amending Billings, Montana City Code (BMCC) Section 18-1100, Graffiti. **APPROVED 11-0**
- P. **Second/Final Reading Ordinance 24-5881** amending Billings, Montana City Code (BMCC) Section 18-1400, Boarded Up Structures. **APPROVED 11-0**
- Q. **Bills for the Weeks of:**
  - 1. March 18, 2024 **APPROVED 11-0**
  - 2. March 25, 2024 **APPROVED 10-0, ASPENLIEDER ABSTAINED**

**REGULAR AGENDA:**

- 2. **PUBLIC HEARING** and approval of FY2024-2025 Annual Action Plan and Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Budget Allocations. Staff and Community Development (CD) Board recommends approval. **APPROVED 6-5, NEESE, OWEN, KENNEDY, ASPENLIEDER AND TIDSWELL OPPOSED**
- 3. **PUBLIC HEARING AND RESOLUTION 24-11195** rescinding and repealing Resolution 90-16317, exempting property located within Hogan Homestead Subdivision. Staff recommends approval. **APPROVED 11-0**

4. **SID 1425 - BROSO PARK AND GABEL ROAD TRAFFIC SIGNAL:**
  - a. **PUBLIC HEARING AND RESOLUTION 24-11196** creating SID 1425, Broso Park and Gabel Traffic Signal. Staff recommends approval. **APPROVED 11-0**
  - b. **BID AWARD: SID 1425, Broso Park and Gabel Traffic Signal .** (Opened 2/20/24). Staff recommends Montana Lines, Inc. **APPROVED 11-0**
5. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 1049:** located at 1911 and 1915 8th Avenue N. Zoning Commission recommends approval and adoption of the 10 review criteria. **\*Quasi-Judicial APPROVED 10-1, KENNEDY OPPOSED**
6. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 1050:** located at 5403 Hawk Creek Avenue. Zoning Commission recommends approval and adoption of the 10 review criteria. **\*Quasi-Judicial APPROVED 11-0**
7. **TAX INCREMENT FINANCING ASSISTANCE** from the East Billings Urban Renewal District (EBURD) to 1889 Brewing Company, LLC for redevelopment costs, up to a maximum reimbursement of \$40,837.16, as recommended by the BIRD Board.  
**APPROVED 10-1, NEESE 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.)

**COUNCIL INITIATIVES:** None

**ADJOURN:** 8:30 P.M.