

COUNCIL ACTION SUMMARY

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

COUNCIL CHAMBERS	AGENDA January 10, 2011	6:30 P.M.
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CALL TO ORDER – Mayor Hanel

PLEDGE OF ALLEGIANCE – Mayor Hanel

INVOCATION – Councilmember Cimmino

ROLL CALL: Councilmembers present on roll call were: Ronquillo, Gaghen, Pitman, Cimmino, McFadden, Ruegamer, McCall, Ulledalen, Astle, and Clark.

MINUTES:

- December 20, 2010, **approved 10-0. CM Cimmino abstained.**
- January 3, 2011 (Special Business Session), **approved.**

COURTESIES:

- Pepsi Challenge for Swords Park presented by John Brewer, President of Billings Chamber of Commerce.

PROCLAMATIONS: Martin Luther King, Jr. Holiday - January 17, 2011

ADMINISTRATOR REPORTS - TINA VOLEK

- Ms. Volek referenced Item M2, and advised the final resolution had been sent in the January 7, 2011, Friday packet and was filed in the ex-parte notebook.
- Ms. Volek referenced Item N, and advised the final ordinance had been sent in the January 7, 2011, Friday packet and was filed in the ex-parte notebook.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: #1 ONLY. Speaker sign-in required. (Comments offered here are limited to one (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. For Items not on this agenda, public comment will be taken at the

end of the agenda.)

- The following individuals spoke in opposition of Item B – Approval of Agreement with Air Host for the Airport Gift Shop Concession.

- **Lonnye Weidler, 3120 Farnam Street, Billings, MT**
- **Margot Hagstrom, 2016 Avenue C, Billings, MT**
- **LaMonte Wagner, 221 21st, Billings, MT**

1. **CONSENT AGENDA** -- Separations: A1, B, M, O1, O2, O3

A. **Bid Awards:**

1. **W.O. 10-08 Water Treatment Facility Clearwell Baffle Project** (Opened 12/21/10); Recommend COP Construction, LLC; \$936,852. **Approved**
- B. **Agreement** with Air Host for Airport Gift Shop Concession; 2/1/2011 - 1/31/2016; estimated annual revenue - \$120,000 to \$132,000. **Approved 6 TO 4. On a roll call vote, Councilmembers Gaghen, Ruegamer, McCall, Astle, Clark and Mayor Hanel voted in favor. Councilmembers Ronquillo, Pitman, Cimmino, and McFadden voted in opposition. Councilmember Ulledalen recused himself from the vote.**
- C. **Agreement** with Billings Housing Authority to fund one Police Officer; 1/1/2011 - 6/30/2011. **Approved**
- D. **Amendment #1**, Concession Agreement with Opti-Fi Networks extending term until October 31, 2011, to operate Wireless Fidelity Local Area Network concession in the Airport Terminal Building; estimated annual revenue - \$4,000 to \$5,000. **Approved**
- E. **Approval** to rescind prior \$500 allocation of East Billings Tax Increment Finance District funds towards a feasibility study for the North Park Children's Center and **approve** the Billings Industrial Revitalization District's request to allocate \$2,500 of East Billings Tax Increment Finance District funds towards a feasibility study for the North Park Children's Center. **Approved**
- F. **Approval of Quarterly Report for Pledged Collateral** for First Interstate Bank Certificates of Deposit, US Bank Certificates of Deposit, and US Bank Repurchase Account. **Approved**
- G. **Declaring Surplus Property** and authorizing Fleet Services to release four Streethawk lightbars with controllers and red lenses to the ConocoPhillips Billings Refinery. **Approved**
- H. **Acknowledge receipt of petition to annex #11-01:** a 1.5 acre parcel located on the northwest corner of King Avenue East and Calhoun Lane, legally described as a

portion of the south 310 feet of Lot 24, Sugar Subdivision; Almon R. Blain Jr., owner and petitioner; and setting a public hearing for January 24, 2011. **Approved**

- I. **Confirmation of Police Officers:** Michael Yarina, David Raschkow and Marc Snider. **Approved**

- J. **Approval and acceptance** of the State Highway Traffic Safety Billings STEP Overtime Grant for traffic enforcement funding, October 1, 2010 - September 30, 2011; \$10,000. **Approved**

- K. **Approval and acceptance** of the 2011 High Intensity Drug Traffic Area (HIDTA) Award from the Executive Office of the President, Office of National Drug Control Policy, \$161,548. **Approved**

- L. **Approval and acceptance** of U. S. Department of Homeland Security Grant for the City of Billings Bomb Squad for training and equipment; \$38,860. **Approved**

- M. **Lots 9-12, Block 142, Original Town of Billings, located at the intersection of 1st Avenue South and S. 25th Street**
 - 1. **Acceptance of Grant Deed** for Lots 9-12, Block 142, Original Town of Billings, from the Montana Rescue Mission, \$0.00. **Approved**

 - 2. **Resolution of Intent #11-19017** disposing of Lots 9-12, Block 142, Original Town of Billings, located at the intersection of 1st Avenue South and S. 25th Street to RiverStone Health and setting a public hearing for February 14, 2011. **Motion was to remove 'to RiverStone Health' from the recommendation. Approved**

- N. **Second/Final Reading Ordinance #11-5527 Amending BMCC 26-500** related to reimbursement and compensation to developers for construction of certain water and wastewater facilities, to add reimbursement for stormwater facilities, and reimbursement for construction of certain water and wastewater facilities on property located within the Limits of Annexation, but outside the approved "Red Area" identified in the City Limits of Annexation Map. **Approved**

- O. **Bills and Payroll:**
 - 1. December 3, 2010, **Approved 10-0. Councilmember Cimmino recused herself from the vote.**
 - 2. December 10, 2010, **Approved 10-0. Councilmember Cimmino recused herself from the vote.**
 - 3. December 17, 2010, **Approved 10-0. Councilmember Cimmino recused herself from the vote.**

REGULAR AGENDA: None

PUBLIC COMMENT on Non-Agenda Items -- Speaker Sign-in required. (Restricted to ONLY items not on this printed agenda; comments limited to three (3) minutes per speaker. Please sign up on the clipboard located at the podium.)

- **Leslie Modrow, 320 Clark Avenue, Billings, MT**, the private donor for the new library building had selected Will Bruder + Partners of Phoenix, AZ, to design the building. She said Bruder has selected O2 Architects of Billings for local support. She said Will Bruder and his associate, Richard Jensen, would be in Billings January 12-14 to meet members of the Library's boards and staff. She said the first community-wide meeting was scheduled for February 1 at 7 pm at the library.
- **Joe White, Billings, MT**, complained about the starlings and said they needed to be driven out of town. He said he needed paid damages for his little girl. He also said a motion was needed to reconsider the approval of the City Administrator's contract and said he heard on C-Span the senator from Kansas also opposed it.
- **Kevin Nelson, 4235 Bruce**, asked Councilmember Ulledalen to explain the loan for the infrastructure costs to Cabela's through the Montana Board of Investment when a TIFD was created to provide for the infrastructure costs for Cabela's. He asked what the loan was for and who was paying it back.

COUNCIL INITIATIVES

- **Astle**: MOVED for reconsideration of Councilmember McCall's motion for approval of the resolution declaring an emergency to stabilize or remove sandstone boulders from public and private property and award a contract for removing and stabilizing the sandstone boulders at 1313 Granite at the February 14, 2011, meeting, seconded by Councilmember McFadden. On a roll call vote, the motion was approved 6 to 5. Councilmembers Gaghen, McFadden, McCall, Ulledalen, Astle and Mayor Hanel voted in favor. Councilmembers Ronquillo, Pitman, Cimmino, Ruegamer, and Clark voted in opposition.
- **Ronquillo**: MOVED to direct staff to look into removing the sidewalk barriers on 1st Avenue North by the Northern Hotel since there was no work currently being done on the building, seconded by Councilmember Gaghen. On a voice vote, the motion was approved 10-1. Councilmember Astle voted 'no'.
- **Gaghen**: MOVED to direct staff to create a Proclamation for a future meeting honoring Billings Senior High School theater students for being chosen to perform at the Edinburgh, Scotland, Festival in August 2011, seconded by Councilmember McFadden. On a voice vote, the motion was unanimously approved.

There was no further business, and the meeting adjourned at 7:50 P.M.