

COUNCIL ACTION SUMMARY

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

June 25, 2012

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Cimmino

ROLL CALL: Councilmembers present on roll call were: Cromley, Pitman, Cimmino, McFadden, McCall, Ulledalen, Astle, and Crouch. Councilmembers Ronquillo and Bird were excused.

MINUTES: June 11, 2012, pending

COURTESIES:

- Mayor Hanel recognized the Billings Symphony for its annual “Symphony in the Park” performance in Pioneer Park on June 24th, and thanked the community for its continued support of the event.
- Public Works Director Dave Mumford spoke about Eric Gilsrud, the City Forester, who passed away on June 23rd following an 18-month battle with cancer.
- Reverend Nan Sollo spoke about Joe White, a regular attendee of the City Council meetings, who passed away on June 17th. Vennie White, Joe’s sister, spoke about Joe and read parts of an editorial he had written in the 1970’s when he was a journalist for the Davis Enterprise. Both Reverend Sollo and Ms. White thanked the Mayor, City Council, and the citizens of Billings for treating Joe with dignity and watching out for him.

PROCLAMATIONS: None

ADMINISTRATOR REPORTS - TINA VOLEK

Ms. Volek referenced the following items:

- **Item 2 – Bid Award for Construction of the New Parmly Billings Library:**
Copy of memo from Bill Cochran was sent in the June 22 Friday packet with the bid award recommendation. Copy of memo filed in ex parte notebook.

- **Request to add to agenda:** Acceptance of \$155,000 Grant from Montana Department of Military Affairs Disaster and Emergency Services offered to Billings Fire Department for purchase of a Regional HazMat Team Tow Vehicle. Copy of memo was sent in June 22 Friday packet. Copy of memo filed in ex parte notebook.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 and #2 ONLY.

Speaker sign-in required. (Comments offered here are limited to one (1) minute.

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 public comment period was opened. There were no speakers, and the public comment period was closed.

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

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

1. APPROVED

	Name	Board/Commission	Term Begins	Term Ends
1	Pending	Soil Conservation District	07/01/12	06/30/15
2	Shelli Mann	Tourism BID Board	07/01/12	06/30/16
3	Stephen Wahrlich	Tourism BID Board	07/01/12	06/30/16
4	No Applications	Board of Appeals - Electrical	01/01/12	12/31/13
5	No Applications	Board of Appeals - Builder	01/01/12	12/31/15
6	James Boyett	City Zoning Commission	01/01/12	12/31/14
7	No Applications	Community Development - Low Mod	01/01/12	12/31/14
8	No Applications	Housing Authority - Resident Comm	01/01/12	12/31/13
9	No Applications	Mayor's Homelessness - Philanthropy	01/01/12	12/31/14
10	Gary Knopp	Mayor's Homelessness - Consumer	01/01/12	12/31/12
11	Tami Kelling	Parking Advisory Board	01/01/12	12/31/13
12	No Applications	Parking Advisory Board	01/01/12	12/31/13
13	Richard Clark	Planning Board - Ward 5	01/01/12	12/31/12

6. Unexpired term of Matt Krivonen
7. Unexpired term of David Goodridge
9. Unexpired term of John Armstrong
10. Unexpired term of John Hines
11. Unexpired term of Scott Godfrey

12. Unexpired term of Nick Blake
13. Unexpired term of Jennifer Olsen

B. Bid Awards:

1. W.O. 12-12, Bench Boulevard Sanitary Sewer Extension Project. (Opened 6/12/12) Recommend Castlerock Excavating, Inc.; \$189,184.30. **APPROVED**

2. W.O. 12-35, Miscellaneous Storm Drain Repairs. (Opened 6/12/12) Recommend CMG Construction, Inc.; \$93,495. **APPROVED**

C. Professional Services Contract with Morrison-Maierle, Inc. for W.O. 12-16, City of Billings Water Distribution Study, as part of the Integrated Water Plan Implementation Projects; \$230,727. **APPROVED 8 TO 0. CM CIMMINO ABSTAINED.**

D. Professional Services Agreement with Great West Engineering for W.O. 12-29, Solid Waste Management Plan; not to exceed \$460,000. **APPROVED 8 TO 0. CM CIMMINO ABSTAINED.**

E. Professional Services Agreement with HDR Engineering, Inc. for W.O. 12-21, Water Treatment Facility Chemical Building and Disinfection Improvements; \$96,900. **APPROVED 8 TO 0. CM CIMMINO ABSTAINED.**

F. CTEP Project Specific Agreement with Montana Department of Transportation for the Aronson Bypass Trail Project; CTEP Grant - \$205,498; City of Billings Match provided by BikeNet - \$31,852; total funds available - \$237,350. **APPROVED**

G. Library Security Guard Services Agreement with Guardian Security for second year hourly rate increase to \$17.90 (4-year agreement with annual rate negotiations approved by Council on 6/13/11). **APPROVED**

H. Vehicle Lease Agreement with Underriner Motors to lease six vehicles for the City County Special Investigations Unit (CCSIU), July 1, 2012-June 30, 2013; total - \$30,600; budgeted through FY2013 Drug Forfeiture Fund. **APPROVED**

I. Annual Agreements (7/1/2012 - 6/30/2013) for Landfill Use with Bighorn County, Carbon County, Treasure County, Stillwater County, Musselshell County, Town of Fromberg, Town of Columbus, Town of Hysham, Town of Joliet, Town of Bridger, City of Big Timber, City of Laurel, City of Red Lodge, and Yellowstone County. Approximate annual revenue - \$1,850,000. **APPROVED 8 TO 0. CM CROMLEY ABSTAINED.**

J. Approval of 5-Year Lease Agreement #GS-08P-14691 for Terminal Building Lease with the U.S. Government for Transportation Security Administration; (6/1/2012 - 5/31/2017); annual revenue - \$98,157.48; 5-year total revenue - \$490,787.40. **APPROVED**

K. Approval of the Assignment, Transfer, and Amendment One of the West End Hangar Ground Lease from Drew C. and/or Jennifer R. White to Susan J. Weaver. **APPROVED**

L. Memoranda of Understanding between the City of Billings and Billings Public Schools for two (2) middle school resource officers and three (3) high school resource officers (7/1/12 - 6/30/13); Billings Public Schools payment to the City of Billings - \$117,832. **APPROVED**

M. Approval of purchase of Analog to P25 Common Air Interface and Multi-Net Analog to P25 Trunking Field Upgrade software for portable and mobile radios; E.F. Johnson Technologies; \$549,250 (845 radios x \$650/radio). **APPROVED**

N. Amendment #1, Airport Upgrades to the Storm Water Detention Ponds and Surface Drainage Improvements, Professional Engineering Services Contract, Morrison-Maierle, Inc.; \$164,664. **APPROVED**

O. Revolving Loan Fund to Sharli Kiner of Limber Tree Yoga Studio, LLC; not to exceed \$16,000. **APPROVED**

P. W.O. 12-36, Bench Boulevard Reconstruction, Acceptance of Bargain and Sale Deed from Michael McCafferty and Laura McCafferty, 710 Bench Boulevard, for 413 square feet of Parcel No. 44: a tract of land in Lot 9A, Block 3, Amended Plat of Lots 7, 8, and 9, Block 3, Conway Subdivision, 2nd Filing, at no cost to the City. **APPROVED**

Q. Approval and Acceptance of United Way of Yellowstone County Grant for Enforcing Underage Drinking Laws (EUDL); \$5,280. **APPROVED**

R. Second/Final Reading Ordinance #12-5573 amending the boundaries of Ward I to exclude recently de-annexed property in Annex #12-03: approximately 13.82 acres of undeveloped land known as Tract 81A, Certificate of Survey 2165, in the Briarwood Planned Unit Development; James and Stella Ziegler, petitioners.

S. Solid Waste Collection and Disposal Charges

1. Second/Final Reading Ordinance #12-5574 amending Billings, Montana City Code, Article 21, providing the option to include solid waste collection fees as part of the City's monthly utility billing. **APPROVED**

2. Resolution #12-19179 establishing FY2013 Solid Waste residential and commercial collection and disposal fees and landfill use fees to be effective July 1, 2012. **APPROVED**

T. Resolution #12-19180 authorizing closure of Debt Service Funds for SID 1329 - Bench Boulevard Curb, Gutter & Storm Drain; SID 1331 - Parkhill Drive Sidewalk; and sidewalk pooled issues in Funds 860, 861, 862, 897, and 898. **APPROVED**

U. Resolution of Intent #12-19181 to sell Lots 1 through 12, 20 and 21, Block 245, Sugar Factory Subdivision/Billings Second Addition, and set a public hearing date for August 13, 2012. **APPROVED**

V. Cancellation of Checks and Warrants. **APPROVED**

W. Bills and Payroll:

1. May 21, 2012 **APPROVED**
2. May 29, 2012 **APPROVED**
3. June 4, 2012 **APPROVED**

REGULAR AGENDA:

2. BID AWARD FOR CONSTRUCTION OF THE NEW PARMLY BILLINGS LIBRARY. (Opened 6/19/12) Recommendation to be made at the meeting of June 25, 2012. **APPROVAL OF JACKSON CONTRACTOR GROUP OF MISSOULA, MT TO INCLUDE 3 ALTERNATES.**

3. PUBLIC HEARING AND RESOLUTION #12-19182 approving and adopting Fourth Quarter Budget Amendments for Fiscal Year 2011/2012. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 8 TO 1. CM CIMMINO VOTED IN OPPOSITION.**

4. PUBLIC HEARING AND RESOLUTION # 12-19183 FOR ANNEXATION #12-06: two parcels totaling approximately 4.06 acres located on the south side of Highway 3 just west of Hickok Circle, adjacent to city-owned parkland, and legally described as Tracts 2-A and 2-B, Certificate of Survey 2577; Timothy and Sheryl Dernbach and Jeff and Dana Sorenson, owners. Staff recommends conditional approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

5. PUBLIC HEARING AND RESOLUTION #12-19184 vacating the alley within Block 49, Foster's Addition, generally located between North Broadway and North 29th Street south of 6th Avenue North for the purpose of constructing a new library building. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

6. ACCEPTANCE of a \$155,000 Grant from Montana Department of Military Affairs Disaster and Emergency Services for purchase of a HazMat Team Tow Vehicle. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **(Note: Council action to add this item to the agenda followed Consent Agenda separations.) APPROVED**

PUBLIC COMMENT on Non-Agenda Items -- Speaker Sign-in required. (*Restricted to ONLY items not on this printed agenda. Comments here are limited to 3 minutes. Please sign up on the clipboard located at the podium.*)

The public comment period was opened.

- **Dennis Ulvestad, 3040 Central Avenue, Billings, MT**, said he toured the Oasis Park and said it was great to see how the City of Billings and Better Billings Foundation worked together on the project. Mr. Ulvestad asked Councilmember Ulledalen why he had voted in opposition of the Local 521 Fire Fighters contract. Councilmember Ulledalen advised he did not care to respond to Mr. Ulvestad's question.

There were no other speakers, and the public comment period was closed.

COUNCIL INITIATIVES

- **Astle**: MOVED to have the SID Revolving Loan Fund money placed in the Council Contingency Fund to be considered after July 1, 2012, in the new budget, seconded by Councilmember McCall. On a voice vote, the motion was unanimously approved.

ADJOURN: The meeting adjourned at 7:16 p.m.

Additional information on any of these items is available in the City Clerk's Office.

Reasonable accommodations will be made to enable individuals with disabilities to attend this meeting. Please notify Cari Martin, City Clerk, at 657-8210.