

**COUNCIL ACTION SUMMARY  
CITY OF BILLINGS**

**CITY OF BILLINGS VISION STATEMENT:**

**“THE MAGIC CITY: A DIVERSE, WELCOMING COMMUNITY WHERE  
PEOPLE PROSPER AND BUSINESS SUCCEEDS.”**

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<b>COUNCIL CHAMBERS</b>	<b>AGENDA</b>	<b>6:30 P.M.</b>
	<b>September 8, 2014</b>	

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Mayor Hanel

**ROLL CALL:** Councilmembers present on roll call were: Cromley, Yakawich, Pitman, Cimmino, McFadden, Bird, McCall, Swanson, Crouch, and Brown.

**MINUTES:**

- August 11, 2014 - **APPROVED**
- August 25, 2014 (pending)

**COURTESIES:**

- Mayor Hanel commended Airport Director, Tom Binford, and city staff for the dedication recently held at the Airport in memory of Bruce Putnam, former Aviation and Transit Director. Mr. Binford said the dedication was very well attended, and 30 of Bruce's family members came from as far away as Virginia and Vancouver. The reason for the buffalo monument and memorial was because Bruce had always wanted to do bison sculptures at the airport to welcome people to Billings, but he passed before he could get it done. A group of people raised the funds for the buffalo monument. The intent was to have one big buffalo and two smaller buffalo, but the fundraising did not kick in like they thought it would. They would continue their fundraising efforts, and hopefully include the two smaller buffalo in the future. Mr. Binford noted there were still individual buffalo sculptures for sale, and anyone interested could contact him.
- Mayor Hanel noted the recent opening of the new Scheels Store on Shiloh Road. He thanked city staff for its participating ensuring everything, including traffic control, went smoothly.
- Councilmember Yakawich commented Phillips 66 and the Citizens Advisory Committee recently sponsored a “Meet and Greet” picnic at South Park. Phillips 66 provided hamburgers and hot dogs, and there were 22 vendors present. He

said the attendance count was 463 people; and he thanked everyone for attending.

- Councilmember Yakawich said the 13<sup>th</sup> Annual 9-11 Program would be held this Thursday, at noon, on the courthouse lawn. A member of the ROTC from MSU-B would be the keynote speaker, and the Central High School Band would be performing.
- Councilmember McCall reminded the City Councilmembers to return their surveys for the City Administrator's evaluation to her that evening or to Wynnette by noon tomorrow. The meeting would be held Friday at 1:00 p.m., and it would be an executive session.

**PROCLAMATIONS:** Wilderness Act 50<sup>th</sup> Anniversary

**ADMINISTRATOR REPORTS - TINA VOLEK**

- Ms. Volek noted the Community Conversations for the week would be held Tuesday evening at the Oasis; Wednesday noon at Valley Federal Credit Union; Wednesday evening at Little Horn State Bank; and Thursday evening at the South Side Community Center.

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

**Speaker sign-in required.** (Comments offered here are limited to one (1) minute. Please sign in at the cart located at the back of the council chambers or 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: A2**

**A. Bid Awards:**

**1. W.O. 14-04, 2014 ADA Ramp Replacement Project.** (Opened 8/26/2014) Recommend CMG Construction, Inc.; \$260,700. **APPROVED**

**2. W.O. 15-09, IT Conduit to Library.** (Opened 8/26/2014) Recommend Ace Electric Company; \$27,080. **APPROVED**

**B. Change Order #3, Empire Parking Garage,** OAC Services, \$21,336.61. **APPROVED**

**C. Empire Garage Skybridge Easement Agreement** with Zootist Hospitality, LLC. **APPROVED**

D. **Agreement** with Yellowstone County Sheriff's Department to provide New World Public Safety data processing services. (7/1/14-6/30/15); annual revenue - \$116,843.

**APPROVED**

E. **Amendment #3, Airport Operations Building Emergency Generator Replacement Project**, CTA Architects and Engineers, \$19,586. **APPROVED**

F. **Second/Final Reading Ordinance #14-5625 for Zone Change #921:** A zone change from Public (P) to Planned Development (PD) Josephine Crossing – Residential Neighborhood on an un-platted 12.263 acre parcel of land directly west of the existing Josephine Crossing Planned Development. Roman Catholic Bishop of Great Falls, owner; McCall Development, agent. Approval of the zone change and adoption of the determinations of the 10 criteria. **APPROVED**

G. **Second/Final Reading Ordinance #14-5626 for Zone Change #922:** A zone change from Residential Multi-family-Restricted (RMF-R) to Community Commercial (CC) on Tract 1, Certificate of Survey 979, a 2.5 acre parcel of land generally located at 1125 Lake Elmo Drive; Harvey Capital, LLC, owner; Sanderson Stewart, agent. Approval of the zone change and adoption of the determinations of the 10 criteria.

**APPROVED**

H. **Final Plat Approval**

1. Geyser Park Subdivision, Amended Lot 1 **APPROVED**
2. Parkco Industrial Subdivision, Amended Lot 4A1, Block 1 **APPROVED**
3. Billings Wadsworth Subdivision **APPROVED**

I. **Bills and Payroll:**

1. August 11, 2014 **APPROVED**
2. August 18, 2014 **APPROVED**

**REGULAR AGENDA:**

2. **PUBLIC HEARING AND RESOLUTION #14-10390 FOR ANNEXATION #14-03:** A parcel totaling approximately 69 acres located on the west side of Shiloh Road at the northwest corner of the intersection of Shiloh Crossing Boulevard and South Shiloh Road. City of Billings, owner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

3. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward III to include recently-annexed property in Annexation #14-04: approximately 12 acres located south of Elysian Road and just west of the existing Josephine Crossing Subdivision. Roman Catholic Bishop of Great Falls, owner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

**APPROVED**

**4. PUBLIC HEARING AND RESOLUTION #14-10391** vacating Mountain View Boulevard. Mountain View Boulevard residents, petitioners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

**5. PUBLIC HEARING AND RESOLUTION #14-10392** adopting annual Special Improvement Light Maintenance District assessments for Fiscal Year 2015. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

**6. PUBLIC HEARING AND RESOLUTIONS** spreading assessments on the following Special Improvement Districts.

**A. SID 1395, RESOLUTION #14-10393** - curb and gutter, street improvements, sanitary sewer service, and water service on Boca Raton Road between Clubhouse Way and Annandale Road. **APPROVED**

**B. SID 2905, RESOLUTION #14-10394** sidewalks along Rimrock Road from Forsythia to Shiloh. **APPROVED**

**C. SID 2906, RESOLUTION #14-10395** miscellaneous sidewalk, curb, and gutter improvements in various areas throughout the City. **APPROVED**

Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

**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 in at the cart located at the back of the council chambers or at the podium.*)

The public comment period was opened.

- **Marty Elizabeth Ortiz, 707 1<sup>st</sup> Street West, Billings, MT**, thanked Councilmembers Bird, McCall, Cromley, Swanson, and Crouch for the dedication they put forward in support of the non-discrimination ordinance. She thanked Councilmember Cromley for attempting to keep the conversation going. Even though the conversation was over, it should not be. She thanked everyone who supported the efforts of equality, dignity, and fairness.

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

## **COUNCIL INITIATIVES**

- **Cromley**: MOVED to have someone from the State knowledgeable about computers come to Billings or have someone from the Billings IT Department go to Helena to find out the difficulty in making a couple switches in the computers

to allow traffic heading south on 27<sup>th</sup> Street towards the tracks to be able to turn left onto Montana Avenue in a regular sequence even when trains were passing; and to leave the north/south lights green to flush out the traffic for a certain amount of time depending on the stoppage caused by the train traffic. The motion was seconded by Councilmember Crouch. Councilmember Pitman moved to amend the motion to invite the Montana Department of Transportation to a work session to provide an update on where they were and their expectations of the 27<sup>th</sup> Street project they were moving forward with, seconded by Councilmember McCall.

On a voice vote, the amended motion was unanimously approved. On a voice vote, the original motion, as amended, was unanimously approved.

**ADJOURN: 8:27 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.*