

## 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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#### AGENDA

COUNCIL CHAMBERS

March 9, 2015

6:30 P.M.

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember McFadden

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

**MINUTES:** February 23, 2015 (pending)

**COURTESIES:**

- Mayor Hanel noted the Montana Business Professionals of America, which was a youth group of high school students, began their conference in Billings yesterday. He had the honor of greeting and welcoming the 1,400 students on behalf of the City of Billings and wished them the very best.
- Public Works Director, David Mumford, recognized Tyler Westrope, who had recently been awarded the Billings Engineering Club's Young Engineer of the Year. Mr. Mumford said Tyler had been with the City Engineer's Office since 2005. Tyler was the project manager for the recent Shiloh Conservation Area project that had won three awards so far and the project manager for the King Avenue West and Rimrock Road projects. Tyler also took on the challenge of re-writing the Stormwater Manual recognizing all the issues that had occurred in the community over the last few years and determining how to move forward with regulations and management technics that would provide better use of stormwater and meet quality standards.

Mr. Westrope introduced his wife, Amy, and co-workers, Terry Smith, Chris Hertz, and Debi Meling, who were in attendance. He noted Erin Clauch of the City Engineer's Office had received the honor the previous year and credited the City Engineer, Debi Meling, for fostering an environment to succeed.

- Councilmember Crouch recognized Firefighters Cameron Abell, Justin Tinnes, Sean Biggins, Mike Gates, Chelsea Thompson, Halley Parnell, and Jacob Wilkins, and staff support, Chris Voller and Dan Hauf, for their participation in

the Annual Firefighter Stair Climb event held in Seattle, Washington. They climbed 69 flights of stairs with full gear to raise funds for the Leukemia and Lymphoma Society. He understood the event raised close to \$2 million.

- Councilmember Crouch recognized Clark Marten Photography for investing thousands of dollars in the Spare Change for Real Change Program and for helping with expenses for individuals to travel to San Diego to learn about its program to end chronic homelessness.
- Councilmember McFadden noted the annual Saint Patrick's Day Parade would be held downtown on Saturday, March 14, at 11:00 a.m.

**PROCLAMATIONS:** None

**ADMINISTRATOR REPORTS - TINA VOLEK**

- **Item A3 – Work Order 12-31, East End Storm Drain Improvements, Phase II, Bid Award Recommendation.** The delayed bid award dates on the agenda and in the staff memo were incorrect. Staff was asking that the item be separated, and the bid award be delayed until April 13, 2015.
- **Request to Add RiverStone Health Clinic Resolution of Support to the agenda.** Said at the last work session Council heard a presentation from John Felton, CEO of RiverStone Health, asking for a resolution of support. A draft resolution was provided in the Friday Packet. Staff was asking the item be added to the agenda. Copy of staff report and resolution was filed in the ex parte notebook.
- The City had been invited to attend an event with School District #2 on March 16 that would help shape the school district's future. Because of the work session scheduled for March 16, she had asked Bruce McCandless to attend on the City's behalf. Mr. McCandless asked the City Council and the City's Senior Leadership to provide him with input, information, or perspectives that he would share with the School Board Trustees regarding work force needs, funding, citizenship, growth, and any other issues that would affect the future of the Billings Public Schools by the end of the week.

**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.

- **Kevin Nelson, 4235 Bruce Avenue, Billings, MT,** referenced Item E. He said Ms. Mattox indicated at the presentation the previous week that there was no money for the project. Mr. Nelson asked the Council why they were expending funds for something with no money available. It would essentially sit on the shelf,

and when the project did come forward, they would need another study to determine if everything was still where they had left it. He felt they could do a better job of allocating the resources that were available to fund the projects that were coming forward in the immediate future rather than the “wish and hope stuff” that really did not do them any good. It would serve the people better.

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

**1. CONSENT AGENDA -- Separations: A3, B, D, E, I, K2**

**A. Bid Awards:**

- 1. Airport Parking Lot Enhancements.** (Opened 2/24/2015) Recommend CMG Construction, Inc.; \$299,899. **APPROVED**
- 2. Airline Ticket Counter Public Area Carpeting.** (Opened 2/24/2015) Recommend Northwest Flooring; \$34,255. **APPROVED**
- 3. W.O. 12-31, East End Storm Drain Improvements, Phase II.** (Opened 2/24/2015) Recommend delay of award until March 23, 2015. **APPROVED DELAYING THE BID AWARD TO APRIL 13, 2015.**

- 4. W.O. 15-03, City Chip Seal.** (Opened 2/24/2015) Recommend Knife River; \$1,211,559.35. **APPROVED**

**B. Contract with CTA Architects Engineers for design, bid, and construction administration services for the South Park Splash Pad; \$64,996. **APPROVED****

**C. Contracts with Play Space Design for Pioneer Park Playground Replacement, \$180,580; and with Dakota Fence for Pioneer Park Signature Play Feature; \$98,000. **APPROVED****

**D. Amendment #18, 2015 Airport Ramp Construction Project, Engineering Services Contract, Morrison-Maierle, Inc., \$191,078. **APPROVED 9 TO 0. BROWN ABSTAINED.****

**E. Recommendation of approval to the Policy Coordinating Committee for the Highway 3 Corridor Study. **APPROVED 6 TO 4. CROMLEY, CIMMINO, MCCALL, SWANSON, CROUCH, AND MAYOR HANEL VOTED IN FAVOR. YAKAWICH, PITMAN, MCFADDEN, AND BROWN VOTED IN OPPOSITION.****

**F. Grant Application Request to submit Community Transportation Safety Grant application to Montana Department of Transportation. **APPROVED****

**G. Acceptance of Donation to Billings Public Library for two, Cube 2 3D Printers; 3D Systems Corporation; \$2,010.50. **APPROVED****

**H. Second/Final Reading Ordinance #15-5648 for Zone Change #931:** A zone change from Residential 7,000 to Residential 6,000 on Parcel A of Amended Tracts A-G of C/S 87 and an un-platted portion of Section 5, T1S, R26E generally located on Yellowstone Avenue between 10th and 11th Streets West; Riley and Yvonne Kelly, owners. Approval of zone change and adoption of the determinations of the 10 criteria.

**APPROVED**

**I. Second/Final Reading Ordinance #15-5649 for Zone Change #932:** A zone change from Residential 7,000 to Community Commercial on the north 36,000 square feet of Lots 2 and 3, Pierce Subdivision, located at 808 Grand Avenue; 808 Grand LLC, owner; David Mitchell, agent. Zoning Commission forwarded no recommendation as the result of a tie vote. **APPROVED 7 TO 3. PITMAN, CIMMINO, MCFADDEN, MCCALL, CROUCH, BROWN, AND MAYOR HANEL VOTED IN FAVOR. CROMLEY, YAKAWICH, AND SWANSON VOTED IN OPPOSITION.**

**J. Second/Final Reading Ordinance #15-5650** amending Billings, Montana City Code, Article 26-500, Reimbursement and Compensation of Water and Wastewater Extension and Replacement. **APPROVED**

**K. Bills and Payroll:**

1. February 9, 2015 **APPROVED**
2. February 17, 2015 **APPROVED 8 TO 0. BROWN AND CIMMINO ABSTAINED.**

**REGULAR AGENDA:**

Councilmember McCall moved to add the resolution of support for RiverStone Health to the agenda, seconded by Councilmember Swanson. On a voice vote, the motion was unanimously approved.

**2. RESOLUTION #15-10435 SUPPORTING U.S. CONGRESSIONAL ACTION TO MAINTAIN COMMUNITY HEALTH CENTER PROGRAM FUNDING AT ITS CURRENT LEVEL.** Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **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 in at the cart located at the back of the council chambers or at the podium.*)

The public comment period was opened.

- **Kevin Nelson, 4235 Bruce Avenue, Billings, MT**, distributed a handout on the Public Safety Mill Levy. He said under Scenario 1 they would be asking the voters to levy \$66,600,000. Under that scenario, they would have 20 new

employees. Ms. Volek had stated at a previous meeting that the City of Billings' mean income would be about \$85,000 a year, which meant the City would spend \$1.7 million on those 20 employees per year. \$1.7 million times seven years equaled \$11,900,000 to employ those 20 employees for seven years. The levied \$66,600,000 minus the \$11.9 million would leave them with \$54,700,000. From the 2014 budget information they had 319 police, fire, animal control officers, and the 20 new FTEs, for a total of 339 FTEs. Dividing the extra \$54,700,000 by seven years meant they had enough money to provide every employee every year a raise of \$23,050. He asked if they would really give all of the employees \$23,050 every year for seven years. He said he was not interested in what the City Administrator said; he was interested in what the City Council had to say. He asked if anyone of them would like to say what they were going to do with the \$54 million. Were they going to give it as raises to the 339 employees like the City Administrator said? There were 30 community meetings and two Saturday work sessions held, and he would think someone would know what they would do with the \$54 million.

Mayor Hanel said the Councilmembers were not required to answer his question. He told Mr. Nelson he appreciated the effort and work he had put into it; they were very good numbers, and they would definitely take a look at it. Mayor Hanel noted Mr. Nelson's handout was missing quite a bit of information and thanked him for his efforts. Mr. Nelson commented Mr. Weber had provided the information in the Friday Packet; and if there were other numbers, he would appreciate it if they were shared. Mr. Nelson said they were talking about \$66 million.

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

**COUNCIL INITIATIVES** None

**ADJOURN:** 7:12 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.*