

**COUNCIL ACTION SUMMARY  
CITY OF BILLINGS  
CITY OF BILLINGS VISION STATEMENT:**

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

**AGENDA**

**COUNCIL CHAMBERS**

**August 10, 2015**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Bird

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

**MINUTES:** July 27, 2015 **APPROVED**

**COURTESIES:**

- Councilmember Swanson acknowledged that two of his grandsons were visiting from out of town, and were in attendance at this evening's meeting. Councilmember Swanson's wife was also in attendance.
- Councilmember McCall praised the Parks Department and staff for a successful opening of Pioneer Park.
- Councilmember Cromley stated that the Pioneer Park opening was a nice event, and his grandson had been in town visiting as well, and enjoyed the opening.
- Councilmember Cimmino thanked Mr. and Mrs. Tim Goodridge for their work and for the success of the Magic City Blues Festival.
- Councilmember Cimmino stated that she was glad to see the parking lot and outdoor space completed at the Library.
- Councilmember Bird noted that Montana Fair is in full swing, and that the ticket value pack is a great deal for attending fair events.

**PROCLAMATIONS:**

- Spirit of 45 Day: August 14, 2015

**ADMINISTRATOR REPORTS - TINA VOLEK**

- No updates or items in this evening's report.

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: #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: 103**

**A. Bid Awards:**

1. **Demolition of Airport Old Shop Building.** (Opened 7/28/15) Recommend M.P. Environmental, \$60,920. **APPROVED**
- B. **Contract** with Securitas Security Services USA, Inc., for City parking garages security services (two years with two one-year options to renew); \$39,181/year. **APPROVED**
- C. **Development Agreement**, public improvements, Elysian School District. **APPROVED**
- D. **Development Agreement**, public improvements, Lots 2-A-1 and 2-A-2, Block 2, Zimmerman Acreage Tracts, 2nd Filing. **APPROVED**
- E. **Approval** of Limited Commercial Aviation Building and Ground Lease with Alpine Aviation, Inc. DBA Big Sky Ground Support Industries (8/1/2015 - 07/31/2017); annual revenue first year - \$12,353.52; revenue for subsequent years to be adjusted annually by Consumer Price Index for all Urban Consumers (CPI-U). **APPROVED**
- F. **Approval** of floor sweeper/scrubber purchase for Billings Operations Center; \$69,859.52. **APPROVED**
- G. **Acceptance of Right of Way Agreement and Warranty Deed** for Colton Boulevard (SID 1382) from KZ Bar Limited Partnership. **APPROVED**

- H. **Acceptance of Donation** to Billings Fire Department, International Association of Fire Fighters, \$750. **APPROVED**
- I. **Acceptance of Donation** to Billings Police Department, Yellowstone County DUI Task Force, \$9,000. **APPROVED**
- J. **Second/Final Reading Ordinance #15-5655 expanding Ward III (Annexation # 15-08)** for approximately 20 acres, located at the southwest corner of Elysian Road and East Lane. Elysian School, owner. **APPROVED**
- K. **Second/Final Reading Ordinance #15-5656 expanding Ward IV (Annexation #15-09)** for 3.5 acres generally located on the west side of 46th Street West, just south of the intersection of Rimrock Road and 46th Street West; Eggart Enterprises, LLC and RK Development, LLC, owners. **APPROVED**
- L. **Second/Final Reading Ordinance #15-5657 for Zone Change #935:** a zone change from Residential Professional (RP) to Neighborhood Commercial (NC), on a 13,706 square foot parcel of land described as: Lot 9A, Block 2, Justiss Subdivision, and located at 741 S 24th Street West. 741 S 24th Street West, Inc., owner. Approval of the zone change and adoption of the determinations of the ten criteria. **APPROVED**
- M. **Second/Final Reading Ordinance #15-5658 for Zone Change #937:** A zone change from Residential 9,600 (R-96) to Residential Professional (RP) on a 35,719 square foot parcel of land described as: C/S 604 and Tract 2 of C/S 356, and located at 100 Emerald Drive. Lois Schroeder, owner. Approval of the zone change and adoption of the determinations of the ten criteria. **APPROVED**
- N. **Final Plat** of High Sierra Subdivision, 8th Filing. **APPROVED**
- O. **Bills and Payroll:**
  - 1. April 1, 2015 through June 20, 2015 (Municipal Court) **APPROVED**
  - 2. July 13, 2015 **APPROVED**
  - 3. July 20, 2015 **APPROVED 10-0. BROWN ABSTAINED.**

**REGULAR AGENDA:**

2. **PUBLIC HEARING AND RESOLUTION #15-10484** creating Road Maintenance District #6, Estates at Briarwood Subdivisions, 1st and 2nd Filings. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
3. **PUBLIC HEARING AND RESOLUTION #15-10485** granting a tax abatement to D&M Enterprises, Inc., DBA Auto Trim Design and Carnu, for a building construction at 3045 King Avenue West. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 10-1.**  
**CIMMINO VOTED IN OPPOSITION.**
4. **PUBLIC HEARING AND RESOLUTION #15-10486** granting a tax abatement to Shipton's Big R Inc., for a building construction at 524 and 525 Jerrie Lane. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 10-1. CIMMINO VOTED IN OPPOSITION**
5. **PUBLIC HEARING AND RESOLUTION** creating SILMD 318, Summerhill Subdivision. Staff recommends opening and then continuing the public hearing until the August 24 Council meeting. (Action: approval or disapproval of staff recommendation.) **APPROVED. PUBLIC HEARING CONTINUED UNTIL 8/24.**

**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.*)

- Kevin Nelson, 4235 Bruce Avenue, Billings, MT stated that Briarwood scrub brush areas should be assessed at the same value as developed land. Mr. Nelson also stated that the rocks off the sides of the roundabouts in the City are hazardous.

## **COUNCIL INITIATIVES**

- Councilmember Yakawich moved to discuss, at a future work session, the history and importance of Task Forces and ways that they can be supported, seconded by Councilmember McCall. The motion was approved unanimously. The topic will be scheduled for discussion within the next two months, unless staff requests additional time for preparation.
- Councilmember Brown moved to discuss, at a future work session, the possibility of certain landfill fee bypassing, seconded by Councilmember Yakawich. The motion was approved unanimously. Ms. Volek stated that staff should be able to prepare a presentation for a work session in September.

**ADJOURN: 7:50 PM**