

****ATTENTION****

Due to the COVID-19 health concerns, the format of the City Council meeting will be held in a virtual videoconferencing environment. In order to honor the Right of Participation and the Right to Know in Article II, sections 8 and 9, of the Montana Constitution, the City of Billings and City Council are making every effort to meet the requirements of the open meeting laws:

- The Agenda Packet is available for viewing on the City's website at:
<https://ci.billings.mt.us/117/Agendas-Minutes>
- Councilmembers will attend the meeting via a remote location, using a virtual meeting method. City Hall and the Council Chambers will be closed during the meeting.
- The Public may view the meeting on the Community 7 TV - Channel 7 or Channel 507 – Spectrum Cable. The Public may also view online at www.comm7tv.com and click on the “Watch Live” icon. Community 7 also has links to their Facebook page and YouTube channel in which to view the meeting.
- Public comment will be taken only during the Public Comment periods as indicated on the agenda, and during the Public Hearings under the Regular agenda. Comments may be sent to Council via email before 3:00 PM, on Monday, June 8th, at:
<https://ci.billings.mt.us/1538/City-Council-E-mail-Messages>
- Emails received after 3:00 PM and prior to 5:00 PM, may be read during the meeting.
- The Public may call in during specific Public Comment periods at **406.237.6196**. All callers will be in a queued system and are asked to remain on hold and be patient. Calls will be taken in the order in which they are received. Callers will be restricted to 3 minutes of testimony as is customary.

Future delivery methods may be explored as best practice is learned.

Please contact Denise Bohlman, City Clerk, bohlmand@billingsmt.gov, with any questions.

REVISED 6/5/20
Regular Agenda Item 2 (Attachment Revised)
Closed Executive Session Added

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

Council Chambers are Closed.
The meeting will be held remotely via
virtual meeting room. Please see
coversheet for details and instructions
for viewing and participation.

June 8, 2020

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Mayor Cole

ROLL CALL: Councilmembers present on roll call were: Shaw, Yakawich, Neese, Ewalt, Joy, Choriki, Purinton, Ronning, Boyett, Brown

MINUTES:

- May 11, 2020
- May 26, 2020 (*Pending*)

COURTESIES:

PROCLAMATIONS:

COUNCIL REPORTS:

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 4 ONLY. Speaker sign-in required. (Comments are limited to three (3) minutes or as set by the Mayor. During COVID-19, the method to take and hear public comment has changed. Individuals wishing to give public comment will call a dedicated phone line (237.6196) and held in queue until it is their turn to comment. Comments 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.)

1. **CONSENT AGENDA** -- Separations:

A. **Bid Awards:**

1. **Three Waste Hauler Trucks for the Landfill.** (Opened 5/26/20) Recommend Montana Peterbilt; \$570,477.
 2. **W.O. 19-22: King Avenue East - Orchard Lane to Jackson Street Reconstruction.** (Opened 5/26/20) Recommend Knife River - Billings; \$2,227,200. Contingent on Montana Transportation Commission approval.
 3. **W.O. 20-08: Low Service Backup Pump Station No. 1 Backup Generator.** (Opened 5/26/20) Recommend rejecting all bids.
 4. **W.O. 20-09: 24th Street West and Overland Avenue Traffic Signal Improvements.** (Opened 5/26/20) Recommend Yellowstone Electric Co.; \$281,252.24.
 5. **W.O. 20-38: Broadwater Avenue and Central Avenue Signal Conduit, Schedules 1-4.** (Opened 5/26/20) Recommend Yellowstone Electric Co.; \$284,986.07.
- B. **MET Transit Electronic Fare Collection System Agreement** with Cubic/Delerrok; \$161,136.90 for three years.
- C. **Recommendation** of approval to the Policy Coordinating Committee for the 2020-2024 Transportation Improvement Program (TIP).
- D. **Technical Assistance Letter** to the Trust for Public Land for community research.
- E. **Right of Way Easement** with KPCS, LLC for improvements to V.F.W. Subdivision.

- F. **Traffic Signal Easement** with John V. Negu for constructing and maintaining a traffic signal foundation.
- G. **Traffic Signal Easements** with Kaufman Brothers Heritage Trust for W.O. 20-38: Central Avenue and Broadwater Avenue Signal Conduit project.
- H. **Utility Easement** with Montana Dakota Utilities for a gas line pipe protection system at Descro Park.
- I. **Utility Easement** with Montana Dakota Utilities for a gas line protection system at McIntire Park.
- J. **Resolution** to temporarily suspend Zoning Regulations for outdoor patio and seating areas.

K. **Bills for the Weeks of:**

- 1. May 4, 2020
- 2. May 11, 2020

Recommended Motion: I move to approve the items of the Consent Agenda as submitted, with the exception of items moved for separation.

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND FIRST READING ORDINANCE** amending City Charter by repealing and replacing Section 1.05.1. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
 - *Presented by: Brent Brooks, City Attorney*

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve the First Reading Ordinance repealing and replacing the current public safety mill levy in City Charter Section 1.05.1, as recommended by staff.
- 3. **PUBLIC HEARING AND RESOLUTION** establishing collection, disposal, and landfill fees for FY2021. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
 - *Presented by: Jennifer Duray, Public Works Deputy Director*

Recommended Motion: Having conducted a public hearing, considered written

and spoken public testimony, I move to approve the Resolution establishing collection, disposal, and landfill fees for FY2021, as recommended by staff.

4. **TAX INCREMENT FINANCING ASSISTANCE** from East Billings Urban Renewal District (EBURD) to Trent Currie for demolition of two residences for future redevelopment; \$21,400. Billings Industrial Revitalization District (BIRD) recommends approval. (Action: approval or disapproval of BIRD recommendation.)

• *Presented by: Wyeth Friday, Planning Director*

Recommended Motion: I move to approve the Tax Increment Financing Assistance from EBURD to Trent Currie for demolition of two residences for future redevelopment, as recommended by BIRD.

PUBLIC COMMENT on “NON-AGENDA ITEMS”. **Speaker Sign-in required.** (Comments are limited to three (3) minutes or as set by the Mayor. During COVID-19, the method to take and hear public comment has changed. Individuals wishing to give public comment will call a dedicated phone line (237.6196) and held in queue until it is their turn to comment.)

COUNCIL INITIATIVES:

ADJOURN:

CLOSED EXECUTIVE SESSION* (Pending Litigation)

*In the event there is a Closed Executive Session, the sole purpose is to discuss litigation strategy. The other parties to the case(s) discussed are not public bodies or associations as described in Section 2-3-203(1) and (2), MCA. The meeting is closed, as allowed by Section 2-3-203(4)(a), MCA, “to discuss a strategy to be followed with respect to litigation when an open meeting would have a detrimental effect on the litigating position” of the City of Billings.

Council meetings may be viewed at any time by accessing Community 7 Television online at www.comm7tv.com and clicking on archived programs.