

****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. The Public may also watch meetings by accessing the City's website at <https://ci.billings.mt.us> and click on "Watch Meetings Online".
- Public comment will be taken only during the Public Comment periods as indicated on the agenda. Comments may be sent to Council via email before 3:00 PM, on Monday, October 12, 2020, at: <https://ci.billings.mt.us/1538/City-Council-E-mail-Messages>.
- Emails received after 3:00 PM will be posted on the Council's webpage the following day for public viewing.
- 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.

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.

October 12, 2020

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Councilmember Ronning

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

MINUTES: September 28, 2020

COURTESIES:

PROCLAMATIONS:

COUNCIL REPORTS:

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 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:** None
- B. **Professional Services Agreement** with 360 Office Solutions for paper and office supplies; approximately \$300,000 per year.
- C. **Professional Services Agreement** with Quest Services Corporation for the 2019 Hail Claim Project Management Services; \$90-\$125 hourly rate.
- D. **Professional Services Agreement** with Advanced Engineering and Environmental Services, Inc. for water and wastewater rate studies; \$226,673.
- E. **Donation** to Parks, Recreation and Public Lands (PRPL) Department from Landon's Legacy Foundation for design development, phasing plan and cost estimate for Poly Vista Park Miracle League Field; \$49,241.
- F. **2020 State Homeland Security Grant** to establish a drone program and to provide pilot training for the five (5) regional HazMat teams; \$300,000.
- G. **Preliminary Subsequent Minor Plat** of Lake Hills Subdivision, 21st Filing, Amended Lots 8-9, Block 51, generally located at west end of Winged Foot Drive and Greenbriar Road; Ron Hill/Schneiter Enterprises, owner; WWC Engineering, agent. ** Quasi-Judicial*

** Quasi-Judicial* – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.
- H. **Preliminary Subsequent Minor Plat** of Terra West Subdivision, 3rd Filing, Amended Lots 1 and 2, Block 3, generally located at 3112, 3116 and 3120 Solar Boulevard; Burrowes Family 1995 Living Trust, Marlene Grimm, Daniel and Karen Kohm, owners; Essex Surveying, agent. ** Quasi-Judicial*

** Quasi-Judicial* – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.
- I. **Final Minor Plat** of Willowbrook Subdivision, Amended Lot 4A, Block 1. ** Quasi-Judicial*

** Quasi-Judicial* – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.

J. Final Major Plat of High Sierra Subdivision, 14th Filing. * Quasi-Judicial

*** Quasi-Judicial** – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.

K. Final Major Plat of High Sierra Subdivision, 16th Filing. * Quasi-Judicial

*** Quasi-Judicial** – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.

L. Second/Final Reading Ordinance for Zone Change 982: a zone change from Residential Professional (RP) to Residential Multi-Family (RMF) on Block 4, Lot 4-8, Sunset Subdivision, a 39,793 square foot parcel of land, generally located at 1127 Alderson Avenue. 1127 Alderson Avenue, LLC, owner; Michael Burke, agent. Zoning Commission recommends approval and adoption of the 10 criteria. *

Quasi-Judicial

*** Quasi-Judicial** – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.

M. Bills for the weeks of:

1. September 7, 2020
2. September 14, 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 RESOLUTION** creating SILMD 328, North and South 27th Street street lights. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
 - *Presented by: Debi Meling, City Engineer*

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve the Resolution creating SILMD 328, as recommended by staff.

3. PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE

983: a zone change from Public to Residential 8,000 (R-80) for the southern 1.98 acres of Lot 2, Block 1, Cherry Creek Estates Subdivision. Cherry Island, LLC, owner; Blueline Engineering, agent. Zoning Commission recommends approval and adoption of the 10 criteria. (Action: approval or disapproval of the Zoning Commission recommendation.) *Quasi-Judicial

- *Presented by: Nicole Cromwell, Zoning Coordinator*

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve Zone Change 983 and adopt the findings of the 10 criteria, as recommended by the Zoning Commission.

*Quasi-Judicial – Caution must be exercised concerning any potential ex parte communications with interested parties. This policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.

4. PUBLIC HEARING AND RESOLUTION to amend the Limits of Annexation Map.

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

- *Presented by: Wyeth Friday, Planning Director*

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve the Resolution to amend the Limits of Annexation Map, as recommended by staff.

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:

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