

**Council Committee**  
**Committee on Council Operations**

**DATE: Sept 4<sup>th</sup>, 2025**  
**TIME: 4PM**  
**PLACE: City Hall Rimrock Room**

**Mayor/Council: Mayor Cole, and Mike Boyett, Roy Neese and Kendra Shaw**  
**Staff: Chris Kukulski, Kevin Iffland, and Gina Dahl**

**There were no public present during the meeting**

**ADJOURN TIME: 5:35 PM**

**Agenda Minutes**

**PUBLIC COMMENT ON ANY AGENDA OR NON-AGENDA ITEM (3 Min.)**

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| <b>TOPIC #1</b>      | New City Hall – status of work session table setup, grand opening, sound issues and elevator repairs.   |
| <b>NOTES/OUTCOME</b> | We discussed the different styles of tables we have used for council work sessions, and all agreed that the diamond shape has been the best so far. The only real complaint has been the sound and speakers. It was recommended that the mayor or presiding officer keep reminding council members to speak into the speaking units and not turn their heads while talking. Discussion then moved to a grand opening which we think could be the second half of October providing the elevators are working and that we had at least two in operation, It was decided that we need an event coordinator to facilitate this Grand Opening possibly with food and people on each floor to show the public around. |
| <b>TOPIC #2</b>      | Process for selecting Billings representative for TIF boards  |

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| <b>NOTES/OUTCOME</b> | This was a short discussion, and the final conclusion was that the city administrator will be responsible for selecting the representative. |
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| <b>TOPIC #3</b> | Continued discussion of recommendations for possible revisions to BMCC Article 2-200, Division (Mayor and Council members) |
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| <b>NOTES/OUTCOME</b> | <p>We spent the rest of our time on Conflict of interest.</p> <ol style="list-style-type: none"> <li>1. BMCC should address conflict when CMs vote and in other dealings with the city</li> <li>2. History related to conflicts and CMs voting, we can review Brent Brooks memos</li> <li>3. Information gathered from other cities</li> <li>4. Options for regulating and allowing conflicts when CMs vote.       <ol style="list-style-type: none"> <li>a. No rules, CMs are required to vote on everything</li> <li>b. CMs may vote, but are required to disclose any conflict</li> <li>c. CMs may not vote if they have financial or non-financial personal interest.</li> <li>d. CMs may not vote if have a financial interest, but no attempt to regular hard-to- define non-financial personal interests.</li> <li>e. CMs are not allowed to vote if even there is a minor potential conflict or appearance of impropriety</li> </ol> </li> <li>5. Goals generally       <ol style="list-style-type: none"> <li>a. Create separate sections with separate titles so can find in code</li> <li>b. Specify that a financial or personal impact common to a large group of citizens is not a conflict of interest</li> <li>c. Include some requirements of materiality</li> <li>d. Clarify to what extent COB HR manual code of ethics Sec 2-2 applies to CMs</li> </ol> </li> </ol> |
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|   | <ul style="list-style-type: none"> <li>e. Include Bozeman type language specifically allowing appearance by partner/associates but prohibiting appearance by CMs</li> <li>f. Address the city attorney’s role or not-role in resolving conflicts of interest.</li> <li>g. Need to specifically allow participation with the council as a private citizen if the CM does not participate in decision making but has an interest in protect.</li> <li>h. Need to determine applicability of MCA title 2, Chap, 2, part 1 (Code of Ethics) to the CMs and if relevant, specifically reference to BMCC and provide that state law prevails in the case of a conflict.</li> <li>i. Arguably should only prohibit financial interest that are the CMs or attributable to the CM because are an entity, family member, or other close associate.</li> </ul> |
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