

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

**“THE MAGIC CITY – A VIBRANT, WELCOMING PLACE WHERE
PEOPLE FLOURISH AND BUSINESS THRIVES.”**

AGENDA

COUNCIL CHAMBERS

August 24, 2009

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Pitman

ROLL CALL

MINUTES – August 10, 2009

COURTESIES

STATEMENTS PROCLAMATIONS

ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 2

ONLY. Speaker sign-in required. (Comments offered here are limited to 1 minute per speaker. Please sign up on the clipboard located 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.)

(NOTE: For Items not on this agenda, public comment will be taken at the end of the agenda. Please sign up on the clipboard located at the back of the room.)

CONSENT AGENDA:

1. A. Mayor Tussing recommends that Council confirm the following appointments:

	Name	Board/Commission	Term	
			Begins	Ends
1.	No applications	Tourism BID Board	08/24/09	06/30/10

1. Unexpired term of Linda Gallagher

B. Bid Awards:

(1) New Awning for Park 1 Parking Garage (Opened 8/11/09); Recommend Sign Products, Inc.; \$52,646.

(2) Purchase of Five (5) 2010 Truck Cabs and Chassis with Refuse Compactor Bodies for the Solid Waste Division (Opened 8/11/09); Recommend:

Schedule I	2 Units	Jack's Truck & Equipment	\$464,081.44
Schedule II	2 Units	Jack's Truck & Equipment	\$341,894.68
Schedule III	1 Unit	I-State Truck Center	\$153,470.00

C. Lease Agreement (3-year lease with 4th and 5th year renewal options) with Tami Kelling, dba Downtown Subs, for ground level space in the Park One Garage located at 224 North 29th St. Annual revenues: first year - \$12,000; second and third years - \$12,600; fourth and fifth optional years - \$12,960.

D. Contract Amendment between State of MT Department of Public Health and Human Services – Developmental Disabilities Division and MET Transit extending contract term an additional year from 7/1/09 through 6/30/10. Estimated revenue - \$100,000.

E. Amendment No. 2, W.O. 04-26, Zone 4 Reservoir and Facilities. Professional Services Contract, HDR Engineering, Inc., \$74,662.

F. Acknowledge Receipt of Petition for proposed street name change of Cynthia Park Drive to Sky Run Drive, and set a public hearing date for 9/14/09.

G. Declaring surplus property and authorizing a public auction of surplus City equipment and police recovered property on September 26, 2009.

H. Street Closures:

(1) ConocoPhillips Billings Refinery “Neighborhood Eat & Meet” on Tuesday, September 8, 2009; 5 p.m. to 7 p.m.; South 28th Street between 5th and 6th Avenues South.

(2) Broadwater School PTA Centennial Celebration on Friday, September 11, 2009; 4 p.m. to 9 p.m.; Fourth Street West from Broadwater Avenue to Wyoming Avenue and Wyoming Avenue from 4th Street West to 5th Street West.

(3) Holy Rosary Catholic Church Barnyard Bingo Fundraiser on Sunday, September 13, 2009; 8 a.m. to 5:30 p.m.; 500 block of Custer Avenue.

(4) Skyview High School Homecoming Parade on Friday, September 18, 2009; 12:30 p.m. to 2:30 p.m.; beginning at Skyview High School parking lot and proceeding down Wicks Lane to St. Bernard's Church.

(5) Montana Marathon Run on Sunday, September 20, 2009; 5:00 a.m. to 2:30 p.m.; start on Molt Road, east along Sam Snead Trail and Walter Hagen

Drive, south on 54th Street West, east on Rimrock Road, south on 46th Street West, east on Rangeview, north on 38th Street West, east on Poly Drive, south on Patricia Lane, east on Colton Boulevard, south on 17th Street West, east on Parkhill Drive, south on 3rd Street West, finish at Daylis Stadium.

I. Acceptance of Donation from the Yellowstone County DUI Task Force to the Billings Police Department for purchase of portable breath testers, \$5,000.

J. Acceptance of Donation from Exxon Mobil to fund airfare, hotel, per diem, and training costs for seven members of the Airport Aircraft Rescue Fire Fighting Staff to attend specialized petroleum-based fire training in Mandeville, LA, and College Station, TX, in September and November 2009; estimated total donation - \$14,000.

K. Approval of Grant Application through the State Coal Board for funding of the 25th Street Pedestrian Bridge over the Montana Rail Link tracks to connect Montana Avenue in the historic district of downtown Billings with the Minnesota Avenue Old Town Neighborhood District; \$200,000.

L. Approval of Staff Recommendation to Policy Coordinating Committee for the funding of the Alkali Creek Corridor Trail Connections and the Swords Park Trail, Phase II, CTEP projects.

M. Resolution of Intent to adopt the East Billings Urban Renewal District Master Plan, and set a public hearing date for 9/14/09.

N. Resolution temporarily suspending Section 24-411, BMCC, Parking for Camping Purposes, in the Shrine Auditorium parking lot, 1125 Broadwater Avenue, during the Big Sky Polka Club's Polkafest, September 4-6, 2009.

O. Final Plat Approval of Morledge Family Medical Village Subdivision.

P. Bills and Payroll

- (1) July 24, 2009
- (2) August 3, 2009

(Action: approval or disapproval of Consent Agenda.)

REGULAR AGENDA:

2. RESOLUTION RELATING TO \$297,000 POOLED SIDEWALK SERIES 2009 BONDS AWARDING THE SALE for the financing of construction of W.O. 05-02, Miscellaneous/Developer Improvements; and W.O. 02-08, Milton Lane School Route Improvements. Bids opened 8/24/09. Recommendation to be made at meeting. (Action: approval or disapproval of staff recommendation.)

3. **PUBLIC HEARING AND RESOLUTIONS RELEVYING AND RESPREADING ASSESSMENTS** for (a) SID 1346 - installation of storm drain, curb and gutter, landscaping, and miscellaneous sidewalk on Lot 17, Block 92, Billings Original Townsite - North Broadway Streetscape; and (b) various Work Order Sidewalk Improvement Projects on Lot 39, Block 9, Broadwater Subdivision; Lot 17, Block 4, State Realty Addition; and Lot 0, Block 0 of Section 36, Township 01N, Range 25E – Rocky Mountain College. Staff recommends approval. (**Action:** approval or disapproval of Staff recommendation.)
4. **PUBLIC HEARING AND RESOLUTION APPROVING AND ADOPTING A BUDGET AMENDMENT FOR THE HEALTH INSURANCE FUND FOR FISCAL YEAR 2008/2009.** Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
5. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #856:** A zone change from Residential 6000 to Community Commercial on the east half of Lots 22-24, Block 272, Billings Original Town, located at 2215 6th Avenue North. George and Dorothy Wetstein, owners; Joyce Lunder, agent. Zoning Commission recommends approval and adoption of the determination of the 12 criteria. (**Action:** approval or disapproval of Zoning Commission recommendation.)
6. **PUBLIC HEARING AND SPECIAL REVIEW #878:** A special review to allow an all-beverage liquor license with gaming within an existing multi-tenant building located on a one-acre parcel legally described as Lot 6D, Block 2, Circle Fifty Subdivision, and addressed as 3839 Grand Avenue. Stock-Naughton, LLP, owner; James Heallow, agent. Zoning Commission recommends conditional approval. (**Action:** approval or disapproval of Zoning Commission recommendation.)
7. **PUBLIC COMMENT on Non-Agenda Items -- Speaker sign-in required.** (*Restricted to ONLY items not on this printed agenda; comments limited to 3 minutes per speaker. Please sign up on the clipboard located at the back of the Council Chambers.*)

Council Initiatives

ADJOURN

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 contact Cari Martin, City Clerk, at 657-8210.