

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

October 24, 2011

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Cub Scout Pack #36

INVOCATION: Councilmember Ruegamer

ROLL CALL

MINUTES: October 11, 2011

COURTESIES

PROCLAMATIONS:

- **Pink Day in support of Breast Cancer Research, October 27, 2011**
- **Food Day, October 24, 2011**
- **Extra Mile Day, November 1, 2011**

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 one (1) minute. 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. 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. **Private Contract #631, Infrastructure Construction for Kings Green Subdivision, Phase IV.** (Opened 10/11/2011 and delayed until 10/24/2011); Recommend Knife River; \$241,388.30.
- B. **Amendment #2, W.O. 09-28, Water Treatment Facility Back-up Power, Phase II ,** Professional Services Contract, HDR Engineering, Inc.; \$82,400.

- C. **Professional Engineering Services Contract** for design and construction administration of W.O. 12-01, 2012 Water and Sanitary Sewer Replacement Projects; Sanderson Stewart; not to exceed \$766,533.
- D. **Approval** of amendments to the Scheduled Airline Operating Agreement and Terminal Building Lease with Horizon Air (dba Alaska Airlines), United Airlines, Delta Air Lines, and Allegant Air, extending the Agreement expiration date to June 30, 2012.
- E. **Street Closures:**
 - 1. **Yellowstone Rimrunners Run Turkey Run 5K and 1-Mile Event.** Thursday, November 24, 2011; 8 a.m. to noon; (1) 5K begins on 2nd Ave. N. at N. 30th heading east on 2nd Ave. N. to Broadway, north on Broadway to 3rd Ave. N., west on 3rd Ave. N. to N. 34th, south on N. 34th to 2nd Ave. N., east on 2nd Ave. N., and back to the start. The runners then retrace the same route to Broadway and 3rd Ave. N. but follow 3rd Ave. N. to Division, across Division to Clark Ave., west on Clark Ave. to 4th St. W., south on 4th St. W. to Yellowstone Ave., east on Yellowstone Ave. to Division, across Division to 2nd Ave. N., finishing on 2nd Ave. N. midway between N. 30th and N. 31st. (2) 1-Mile begins at 2nd Ave. N. and N. 31st and follows the same route as the first loop of the 5K.
- F. **Approval** of donation of the 2011 Montana League of Cities and Towns Fun Run/Walk proceeds to BikeNet for the Swords Park Trail Improvement Project; estimated net proceeds and donation - \$400 to \$600.
- G. **Second/Final Reading Ordinance expanding Ward II (Annexation #11-03)** for 14.87 acres legally described as Tract 2D of C/S 2776, Amended; Wayne Laufer, petitioner.
- H. **Second/Final Reading Ordinance** adopting proposed amendments to the City of Billings Subdivision Regulations, Article 23, BMCC, in accordance with State law.
- I. **Preliminary Minor Subsequent Plat** of Amended Block 2, Lot 1, Midland Subdivision, 1st Filing, located on the north side of King Avenue West, just west of 24th Street West on the westend Wal-Mart site; Wal-mart Real Estate Business Trust, Owner; Premier Food Service, Inc., subdivider; Sanderson Stewart, agent.
- J. **Preliminary Minor Subsequent Plat** of Amended Lots 2A-4-A, 2A-5A, 3A, and 4E, Block 1, Shiloh Crossing Subdivision, located on the east side of South Shiloh Road, south of King Avenue West. Shiloh Crossing, LLC, owner; Sanderson Stewart, agent.
- K. **Bills and Payroll:**
 - 1. September 23, 2011
 - 2. September 29, 2011

REGULAR AGENDA:

2. **RESOLUTION** granting the City Administrator signature authority to sell Neighborhood Stabilization Program (NSP) properties through the end of the NSP program in March 2013. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
3. **PUBLIC HEARING FOR INTERIM ZONING ORDINANCE** extending the moratorium enacted by Ordinance #10-5512 and extended by Ordinance #10-5523, continuing the prohibition on the opening of any new establishments that grow, sell, or distribute medical marijuana for an additional 12-month period. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
4. **PUBLIC HEARING AND FIRST READING ORDINANCE** for a permanent ordinance defining medical marijuana "storefront" businesses and prohibiting the operation of medical marijuana storefronts in the City of Billings. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

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 up on the clipboard located at the podium.)

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