

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 28, 2013

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Ronquillo

ROLL CALL: Councilmembers present on roll call were:

MINUTES: October 15, 2013

COURTESIES: Tree City of the Year

PROCLAMATIONS: Extra Mile Day - November 1, 2013

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1, #2A, #2B, #4 and #5

ONLY. Speaker sign-in required. (Comments offered here are limited to one (1) minute.

Please sign in at the cart located at the back of the council chambers or 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. **Airport Cupping Snow Plow Blade.** (Opened 10/15/2013) (Delayed from 10/15/2013) Recommend M-B Companies, Inc.; \$68,817.

2. **W.O. 13-03, Street Maintenance Program, Contract #3, City Crack Seal.** (Opened 10/15/2013) (Delayed from 10/15/2013) Recommend Harddrives Construction; \$154,542.

B. **Change Order #1 - City Hall Lighting Retrofit,** Action Electric, \$10,547.

- C. **Contract** with Walker Restoration Consultants for City Parking Garage Condition Audit; \$33,500 plus reimbursable expenses estimated at \$8,000.
- D. **Empire Parking Garage**
 - 1. **Contract** with Michael Walker, NAI Business Properties, to market the retail units in the Empire Parking Garage; fee: 7% of the selling price.
 - 2. **Resolution** approving City Administrator's authority to negotiate and/or execute buy/sell agreements and other necessary documents for the sale of the Empire Parking Garage retail units.
- E. **Approval** of Limited Commercial Aviation Hangar and Ground Lease 5-Year Renewal on Lot 7, East Hangar, with Billings Clinic (9/1/2013-8/31/2018); first year revenue - \$28,728; subsequent years adjusted annually using the Consumer Price Index for all Urban Consumers (CPI-U).
- F. **Acknowledge receipt of petition to vacate** a 5-foot strip of right-of-way along the north side of Rimrock Road adjacent to Whisper Ridge Subdivision; LAIS Development, Inc. and Buscher Development, petitioner; setting a public hearing date of November 18, 2013.
- G. **Acceptance of Quitclaim Deed** for a portion of land in Certificate of Survey 3329, 2nd Amended, from Suncap Billings, LLC; with no financial impact to the City.
- H. **Acceptance of Donation** to the Fire Department for purchase of public safety and education supplies; Exxon Mobil Corporation; \$2,500.
- I. **Acceptance of Donation** to the Police Department to fund Crisis Intervention Training (CIT) in Hartford, Connecticut, for three law enforcement personnel; Department of Public Health and Human Services; \$5,000.
- J. **Grant Application Request** to submit FY13 U. S. Department of Homeland Security Grant Application for a Bomb Squad robot and associated training; and **authorize** the Mayor to sign the award letter; \$151,000.
- K. **Resolution** adjusting the City Council meeting schedule for November and December 2013 to allow for strategic planning meetings and the holidays.
- L. **Second/Final Reading Ordinance** repealing BMCC Article 6-1600, "The Billings, Montana Floodplain Regulations," in its entirety and enacting a new BMCC Article 6-1600 to be known as "The City of Billings Floodplain Hazard Management Regulations."
- M. **Bills and Payroll:**
 - 1. September 30, 2013

2. October 7, 2013
3. July 1, 2013 - September 30, 2013 - Municipal Court

REGULAR AGENDA:

2. **PUBLIC HEARING AND SPECIAL REVIEW #912:** a special review to allow the expansion of an existing casino, the Lucky Diamond, from 1,339 square feet to 2,224 square feet in a Community Commercial zone on Lot 1A, Block 1, Circle Fifty Subdivision, located at 3969 Grand Avenue. Townhouse Inns of Conrad, Inc., owner; Kestle Architects, agent. Zoning Commission recommends conditional approval. (Action: approval or disapproval of Zoning Commission recommendation.)
3. **Shiloh Conservation Area**
 - A. **RESOLUTION** relating to Storm Sewer Revenue Bonds, Series 2013, authorizing the sale and prescribing the forms and terms for storm sewer improvements for the Shiloh Conservation Area. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
 - B. **BID AWARD: W.O. 10-19, Shiloh Conservation Area.** (Opened 10/15/2013)(Delayed from 10/15/2013). Staff recommends CMG Construction in the amount of \$4,482,231. (Action: approval or disapproval of staff recommendation.)
4. **INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (IAFF) LOCAL 521 UNION CONTRACT (7/1/2013-6/30/2015).** Postponed from 8/12/13, 8/26/13, and 9/23/13. Staff recommends postponing until November 12, 2013. (Action: approval or disapproval of staff recommendation.)
5. **APPROVAL OF LETTER** to the Public Service Commission (PSC) in support of the petitioners regarding ownership fees assessed by Northwestern Energy in the City's street lighting districts. 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 in at the cart located at the back of the council chambers or 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.