

# CITY OF BILLINGS

**CITY OF BILLINGS MISSION STATEMENT:  
TO DELIVER COST EFFECTIVE PUBLIC SERVICES  
THAT ENHANCE OUR COMMUNITY'S QUALITY OF LIFE**

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## AGENDA

COUNCIL CHAMBERS

December 17, 2007

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Clark

ROLL CALL

MINUTES – December 10, 2007

COURTESIES

PROCLAMATIONS

ADMINISTRATOR REPORTS – Tina Volek

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: 1 and 11 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’s Appointments:**

Mayor Tussing recommends that Council confirm the following appointments:

|    | Name             | Board/Commission                       | Term     |          |
|----|------------------|--|----------|----------|
| 1. | Norm Kolpin      | Aviation & Transit                     | 01/01/08 | 12/31/11 |
| 2. | Souther          | Board of Ethics                        | 01/01/08 | 12/31/11 |
| 3. | Kathleen Walters | Community Development Board (At Large) | 01/01/08 | 12/31/11 |
| 4. | Jim Hartung      | Community Development Board (Low Mod)  | 01/01/08 | 12/31/11 |

|     |                  |   |          |          |
|-----|------------------|---|----------|----------|
| 5.  | *J. Kip Gjerde   | Energy & Conservation Commission        | 01/01/08 | 12/31/10 |
| 6.  | Phyllis Crawford | Housing Authority                       | 01/01/08 | 12/31/09 |
| 7.  | Michael Crummett | Human Relations Commission              | 01/01/08 | 12/31/11 |
| 8.  | Claudia Stephens | Human Relations Commission              | 01/01/08 | 12/31/11 |
| 9.  | Ian Elliot       | Human Relations Commission              | 01/01/08 | 12/31/11 |
| 10. | *Cyndi McCormick | Human Relations Commission              | 01/01/08 | 12/31/09 |
| 11. | Jean Warner      | Library Board                           | 01/01/08 | 12/31/11 |
| 12. | James Mariska    | Public Utilities Board                  | 01/01/08 | 12/31/11 |
| 13. | Steven Zeier     | Traffic Control Board                   | 01/01/08 | 12/31/11 |
| 14. | Brian Roberts    | Yellowstone Historic Preservation Board | 01/01/08 | 12/31/09 |
| 15. | Alex Tommerup    | Yellowstone County Planning Board       | 01/01/08 | 12/31/09 |
| 16. | Edward Workman   | Zoning Commission                       | 01/01/08 | 12/31/11 |
| 17. | Barbara Hawkins  | Zoning Commission                       | 01/01/08 | 12/31/11 |
| 18. | Leonard Dailey   | Zoning Commission                       | 01/01/08 | 12/31/11 |
| 19. | Michael Larson   | Zoning Commission                       | 01/01/08 | 12/31/11 |

5. Unexpired term of Richard McCormish  
 10. Unexpired term of Skip Godfrey

**B. Bid Awards:**

**(1) Lower Level Restrooms Remodel for Billings Logan International Airport.** (Opened 12/11/07), D.P.S. Company, \$55,457.00.

**C. Change Order No. 1,** 2007 Accessibility Ramps, CMG Construction, Inc., \$14,682.24.

**D. Approval** of Revolving Loan Fund loan to David L. Overturf for purchase and renovation of property located at 2517 Montana Avenue, \$85,000.00.

**E. Approval** of Federal Projects Requests for 2008.

**F. Approval** of two 20-year West End Hangar Ground Leases with John M. and/or Marcia A. Nash, Lots 12 and 13; revenue first year - \$975.72 each.

**G. Approval** of Airline Operating Permit with Lynx Aviation, Inc.

**H. Approval** of Utility Site Purchase Agreement and Quitclaim Deed, Zone 4 Reservoir Land Acquisition, GSK Partners, LLP, \$52,959.00.

**I. Approval** of extension of Downtown Billings Partnership Development Agreement.

**J. Agreement** with *The Billings Times* to provide City of Billings legal advertising, 1/1/08 – 12/31/11, at a cost of approximately \$27,000.00 per year.

**K. Agreement** with Billings Housing Authority to fund one officer at no expense to the City of Billings.

**L. Agreement** with Laurel Ford for 12-month automobile lease for HIDTA Task Force, 1/1/08 – 12/31/08, \$4,200.

**M. Acceptance** and approval of 2008 High Intensity Drug Trafficking Area Award (HIDTA), \$151,381.00

**N. Acceptance** and approval of Homeland Security Grant for purchase of Bomb Squad tow vehicle and accessories of up to \$70,000.00.

**O. Amendment #1**, Rimrock Road - Shiloh Road to 54<sup>th</sup> Street West Improvement Project, General Project Development and Construction Agreement with Montana Department of Transportation.

**P. Amendments #4 and #5**, Rimrock Road – Shiloh Road to 54<sup>th</sup> Street West Improvement Project, HKM Engineering, Inc., Amendment #4 – Water line relocations \$40,920.00; Amendment #5 – Project boundary re-design \$32,243.00.

**Q. Amendment #5**, Briarwood Sanitary Sewer Main Extension, Morrison-Maierle, Inc. for design and right-of-way acquisition, \$79,964.00.

**R. Confirmation** of Probationary Police Officer, Matt Lennick.

**S. Briarwood Sanitary Sewer Main Extension Right-of-Way Agreement and Perpetual Right-of-Way Easement** with Briarwood Country Club, \$50,000.00.

**T. W.O. 04-33: Lake Elmo Drive (Hilltop to Wicks Lane) Right-of-Way Acquisition:**

(1) **Parcel 27:** Portion of Unit 124, a Condominium on Lot 1, Block 1, Windsor Imperial Subdivision, Gregory R. Smith and Betty Mattson-Smith, \$9,150.00.

(2) **Parcel 63:** Portion of Lot 14, Block 3, Broadmoor Subdivision, Heirs and Devisees of Donna J. Peterson, Deceased (Dorothy Waddell and Robert Bryson, Personal Representatives), \$3,200.00.

**U. Street Closure:** *Magic City Blues Festival*, Montana Avenue between the 2300 and 2500 blocks from 9:00 a.m. on Friday, August 8, 2008, to noon on Sunday, August 10, 2008.

**V. Resolution of Intent** to adopt the South Side Neighborhood Plan as part of the Yellowstone County and City of Billings 2003 Growth Policy.

**W. Resolution** creating the Work Force Housing Ad Hoc Committee and approving composition of the committee.

**X. Resolution** creating the joint City-County Bicycle and Pedestrian Advisory Committee.

**Y. Preliminary Minor Plat** of Lake Hills Subdivision, 32<sup>nd</sup> Filing.

**Z. Final Plat** of Meadowlark Subdivision, Amended Lot 7, Block 4.

**REGULAR AGENDA:**

- 2. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-05: described as 13.4 acres of a portion of park land along Zimmerman Trail right-of-way and a portion of Zimmerman Trail right-of-way between Highway 3 and Rimrock Road; City of Billings, requester. Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)
- 3. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include recently annexed property in Annexation #07-18: described as a portion of 56<sup>th</sup> Street West and Broadwater Avenue rights-of-way; City of Billings, requester. Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)
- 4. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-19: described as a 6.832-acre portion of Rimrock Road right-of-way from 62<sup>nd</sup> Street West to the city limits; City of Billings, requester. Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)
- 5. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward III to include recently annexed property in Annexation #07-25: described as a 2.457-acre portion of 44<sup>th</sup> Street West right-of-way south of King Avenue West; City of Billings, requester. Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)
- 6. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include recently annexed property in Annexation #07-11: described as a 3.74-acre portion of Broadwater Avenue right-of-way

west of 30<sup>th</sup> Street West; City of Billings, requester. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

7. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include recently annexed property in Annexation #07-12: described as a 1.69-acre portion of Bell Avenue right-of-way west of Shiloh Road; City of Billings, requester. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
8. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-13: described as a 0.92-acre portion of Zimmerman Trail right-of-way; City of Billings, requester. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
9. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-14: described as a 4.86-acre portion of Cove Avenue right-of-way between 46<sup>th</sup> and 50<sup>th</sup> Streets West; City of Billings, requester. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
10. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-16: described as a 0.359-acre portion of Grand Avenue right-of-way east of 56<sup>th</sup> Street West; City of Billings, requester. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
11. **CHANGE ORDER NO. 2**, New Baseball and Multi-Use Stadium at Athletic Park, \$79,970.00. (Delayed from 12/10/07 meeting).
12. **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**

*(NOTE: Additional information on any of these items is available in the City Clerk's Office)*

**Visit our Web site at:**  
**<http://ci.billings.mt.us>**

