

CITY OF BILLINGS

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

AGENDA

COUNCIL CHAMBERS

MARCH 12, 2007

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE

INVOCATION – Mayor Tussing

ROLL CALL

MINUTES – February 26, 2007

COURTESIES – Community Services re: Walla Walla College

PROCLAMATIONS

ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 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. Bid Awards:

(1) **W.O. 07-03, Contract #1: 2007 Street Maintenance.** (Opened 2/13/07). (Delayed from 2/26/07). Recommend JTL Group, Inc., \$556,550.90.

(2) **Concessionaires for four (4) Car Rental Concessions in the Airport Terminal Building.** (Opened 3/06/07). Recommend delaying to 3/26/07.

(3) **One New Current Year 16-Foot wide Area Riding Mower.** (Opened 2/27/07). Recommend Midland Implement Co., \$59,542.00.

(4) **Cab & Chassis – Brush Truck.** (Opened 2/27/07). Recommend Archie Cochrane Motors, \$43,367.00.

B. W.O. 04-12: Alkali Creek Road Reconstruction, Contract Amendment #4 for Professional Services Contract, Kadrmass, Lee & Jackson, \$113,720.00.

C. W.O. 04-33: Lake Elmo Drive (Hilltop Rd to Wicks Ln) Right-of-Way Acquisition:

(1) Parcel 37: Portion of Lot 8 Block 1, Rice Sub., Frank W. Baxter, \$3,200.00.

(2) Parcel 48: Portion of Lot 20, Block 1, Broadmoor Sub., Gladys M. Haapala, \$7,000.00.

D. Grant Application submittal to the Paul G. Allen Foundation, \$500,000.00.

E. W.O. 05-14: Walter Pump Station Expansion and Improvements, Right of Way Easement from Montana Dept. of Transportation (MDT).

F. Approval of Quit Claim Deed of Lot 2, Block 2, Arlene Sub., to Kevin & Carolee Ploehn, \$30,000.00.

G. Donation Acceptances on behalf of Mayor's Committee on Homelessness:

(1) Walla Walla College, re: work study student, \$1,440.00.

(2) Rimrock Foundation, re: Pioneer Human Services spring conference, \$1,500.00.

H. Donation Acceptance from St. John's Lutheran Ministries to Crime Prevention Center for Child I.D. kits, \$5,000.00.

I Affordable Housing Fund Project Revision, Community Development, Inc., (CDI) request for change of units from 49 to 45.

J. Disposal of "Trough" Sculpture to Wells Fargo Bank, \$1.00.

K. Street Closures:

(1) Yellowstone Rimrunners: Shamrock Run, March 18, 2007, 3rd St. West and Ave. B, north on 3rd St. West, west onto Parkhill to Nordbye, east onto Parkhill, right on 3rd St. West and ending at Pioneer Park.

(2) Yellowstone Rimrunners: Montana Women's Run, May 12, 2007, 2nd Ave from 20th St. to Division St.; Division between 2nd and 3rd Aves., 3rd Ave. between Division and N. 20th St.; and N. 20th St. between 3rd and 2nd Aves.

(3) Billings Caledonian Pipes and Drums, St. Patrick's Day Parade, March 17, 2007, regular Downtown Parade Route.

L. Application and Agreement with Billings Kiwanis Club for Billings License Plate.

M. Acknowledge receipt of petition to annex #07-04: a 10,454-square foot property described as C/S 598 in Lot 30, Clark Subdivision, located at 307 Garden Ave., Lana Jean Bittner, petitioner, and setting a public hearing for 3/26/07.

N W.O. 04-13, Schedule I: Filter Building Expansion and Improvements, Resolution to extend limits of administrative change order authority, \$775,000.00.

O. Second/final reading ordinance for Zone Change #797: A zone change from Residential-6,000 (R-60) to Community Commercial (CC) on a 14,383 square foot parcel of land, described as: Lots 26 and 27, Block 5, Central Heights Subdivision, 4th Filing, located at 2156 Central Avenue. Michael D. Stock, owner. Zoning Commission recommends approval and adoption of the determinations of the 12 criteria.

P. Second/Final reading ordinance for Zone Change #798: A zone change from Agricultural Open (AO) to Neighborhood Commercial (NC) and Community Commercial (CC) on an 11.6-acre parcel of land, described as Amended Lot 65A-4, Sunny Cove Fruit Farms Subdivision. Mary Kramer, owner; Charlie Gamble, agent. Zoning Commission recommends approval. **(Action:** approval or disapproval of Zoning Commission recommendation.)

Q. Preliminary Plat of MK Subdivision, generally located on the north side of Grand Avenue and west of 54th St. West, recommend conditional approval of the plat, approval of the variances, and adoption of the findings of fact.

R. Final Plat of Western Sugar Cooperative Subdivision.

S. Bills and Payroll.

- (1) February 9, 2007
- (2) February 16, 2007

(Action: approval or disapproval of Consent Agenda.)

REGULAR AGENDA:

2. **PUBLIC HEARING AND RESOLUTION** creating Park Maintenance District (PMD) #4036: Josephine Crossing Sub. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
3. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property of Annex #07-02: approximately 13.01 acres, described as Lot 65 A-4, Amended Plat of Lot 65A of the Amended Plat of Amended Lots 65-68, 93-100 and 125-128, Sunny Cove Fruit Farms, located on the northwest corner of the intersection of Grand Avenue and 54th St. W south of Cottonwood Grove Sub., Mary Kramer, owner and petitioner. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
4. **PUBLIC HEARING AND RESOLUTION** disposing of City-owned property described as a tract of land being situated in the NW4 of Section 32, Township 1 North, Range 26 East and more commonly known as *Normal Avenue*, and (1) deeding the property to Montana State University – Billings at no cost and (2) approving the easement agreement for public utilities running through previously vacated streets and Normal Avenue. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
5. **PUBLIC HEARING AND VARIANCE #CC07-01:** a variance from Site Development Ordinance, Section 6-1203(h)(3) concerning driveway width on property for new Fire Station #7, described as Lot 2, Block 1, Bishop Fox Subdivision, and located at 1501 54th St. West. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
6. **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>**

CALENDAR (Council AND Boards & Commissions)

MARCH:

3/12/2007	Energy & Conservation Commission	3:00 p.m.	Billings Operations Ctr. 4848 Midland Rd.
	Parking Advisory Board	4:00 p.m.	CH Conference Room
	REGULAR Council Meeting	6:30 p.m.	Council Chambers
3/13/2007	Council Agenda Setting Meeting	5:30 p.m.	CH Conference Room
	Planning Board	6:00 p.m.	4 th Floor Library
3/14/2007	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 rd St.
3/19/2007	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
3/20/2007	Yellowstone Historic Preservation Board	8:00 a.m.	4 th Floor Library
3/22/2007	Yellowstone County Board of Health	7:00 a.m.	Community Health Center 123 So. 27 th Street
	Community Development Board	9:00 a.m.	4 th Floor Library
3/23/2007	Community Development Board	9:00 a.m.	4 th Floor Library
3/26/2007	REGULAR Council Meeting	6:30 p.m.	Council Chambers
3/27/2007	Council Agenda Setting Meeting	5:30 p.m.	CH Conference Room
	Planning Board	6:00 p.m.	4 th Floor Library
3/28/2007	Development Process Advisory Review Board (DPARB)	1:00 p.m.	CH Conference Room
	Traffic Control Board	NOON	4 th Floor Library
	Housing Authority	NOON	2415 1 st Avenue North

APRIL:

4/02/2007	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
4/03/2007	Community Development Board	9:00 a.m.	4 th Floor Library

	Zoning Commission	4:30 p.m.	Council Chambers
	Aviation & Transit Commission	5:30 p.m.	Airport Terminal
4/04/2007	Board of Adjustment	6:00 p.m.	Council Chambers
4/05/2007	EMS Commission	7:30 a.m.	Main Fire Station
	Policy Coordinating Committee	8:00 a.m.	4 th Floor Library
	Human Relations Commission	12:15 p.m.	CH Conference Room
4/09/2007	Energy & Conservation Commission	3:00 p.m.	Billings Operations Ctr. 4848 Midland Rd.
	Parking Advisory Board	4:00 p.m.	CH Conference Room
	REGULAR Council Meeting	6:30 p.m.	Council Chambers
4/10/2007	Council Agenda Setting Meeting	5:30 p.m.	CH Conference Room
	Planning Board	6:00 p.m.	4 th Floor Library
4/11/2007	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 rd St.
4/12/2007	Library Board	11:30 a.m.	Library
	Committee on Homelessness	1:30 p.m.	3 rd Floor Library
4/16/2007	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
4/17/2007	Yellowstone Historic Preservation Board	8:00 a.m.	4 th Floor Library
4/19/2007	Public Utilities Board	6:30 p.m.	Public Works-Belknap 2251 Belknap Ave
4/23/2007	REGULAR Council Meeting	6:30 p.m.	Council Chambers
4/24/2007	Planning Board	6:00 p.m.	4 th Floor Library
4/25/2007	Development Process Advisory Review Board (DPARB)	1:00 p.m.	CH Conference Room
	Traffic Control Board	NOON	4 th Floor Library
	Housing Authority	NOON	2415 1 st Avenue North
4/26/2007	Yellowstone County Board of Health	7:00 a.m.	Community Health Center 123 So. 27 th Street