

**COUNCIL ACTION SUMMARY  
UPDATED AS OF 9/12/2016  
ITEM 1A1 AND CLOSED EXECUTIVE SESSION ADDED**

**CITY OF BILLINGS**

**CITY OF BILLINGS VISION STATEMENT:**

**“THE MAGIC CITY: A DIVERSE, WELCOMING COMMUNITY WHERE PEOPLE  
PROSPER AND BUSINESS SUCCEEDS.”**

**AGENDA**

**COUNCIL CHAMBERS**

**September 12, 2016**

**5:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Swanson

**ROLL CALL:** Councilmembers present on roll call were: Cromley, Yakawich, Brewster, Cimmino, McFadden, Friedel, Sullivan, Swanson, Clark and Brown.

**RECESS TO CLOSED EXECUTIVE SESSION\*** (meeting will be called back to order at 6:30 pm) \*Note: The closed Executive Session is solely for the purpose of discussing litigation strategy in which the only parties are NOT public bodies or associations, as described in Section 2-3-203(1) and (2). The meeting is closed, as allowed by Section 2-3-303, MCA, "to discuss a strategy to be followed with respect to litigation when an open meeting would have a detrimental effect on the litigating position" of the City of Billings.

**MINUTES:** August 22, 2016 **APPROVED**

**COURTESIES:** NONE

**PROCLAMATIONS:**

Shining Mountain Chapter of the Daughters of the American Revolution  
Jersey Day

**ADMINISTRATOR REPORTS – TINA VOLEK**

- Ms. Volek stated that the agenda had been revised to reflect the bid award for Item 1A1 and to add the Executive Session.

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 ONLY. Speaker sign-in required.** (Comments offered here are limited to one (1) minute for one item, or three (3) minutes for multiple items. 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.)

- **Tom Zurbuchen, 1747 Wicks Lane, Billings, Montana**, in regard to Item 1D stated that the City needs to pay an outside engineering firm to do the inspection.
- **Michael Millsop, General Delivery, Billings, Montana**, stated that Council needs to do more to help the homeless population.

**1. CONSENT AGENDA** -- Separations: 1B, 1D, 1E, 1K1, 1K2 and 1K3

**A. Bid Awards:**

**1. Fire Station #5 Roof Replacement.** (Opened 9/6/2016) Recommend Perfect 10 Roofing, \$46,995.00. **APPROVED**

**2. MET Transit Bus Five-Year Tire Mileage Lease Program.** (Opened 7/26/2016) Recommend Bridgestone America Tire Operations, First Year Cost \$17,962. **APPROVED**

**B. Change Order #1** - AIP-52 Pond D Storm Drainage System Project, COP Construction Company, \$444,014.68. **APPROVED**

**C. Approval** of lease renewal of the Non-Commercial Aviation Ground Lease with St. Vincent Healthcare, revenue first year \$5,081.28, revenue subsequent years adjusted by CPI-U. **APPROVED**

**D. Amendment #3, W.O. 14-11: Water Reclamation Facility Nutrient Upgrade, Expansion & Improvements,** Professional Services Contract, HDR Engineering, \$6,907,400. **APPROVED 10-0, CIMMINO ABSTAINED**

**E. Confirmation of Probationary Police Officers** - Nathan Contreras, Aaron Edwards, Brad Mansur, and David Nienhuis. **APPROVED**

**F. Recommendation of approval** to the Policy Coordinating Committee (PCC) of the 2017 Unified Planning Work Program (UPWP). **APPROVED**

**G. Recommendation of approval** to the Policy Coordinating Committee (PCC) of the Metropolitan Planning Organization (MPO) Boundary Update. **APPROVED**

**H. Second/Final Reading Ordinance expanding Ward IV (Annexation #16-04)** for an approximate 11 acre parcel of land described as Lot 8, Sunny Cove Fruit Farms, located on the southeast corner of Rimrock Road and 62nd Street West. Tule Ridge Development, owner/petitioner. **APPROVED ORD #16-5677**

**I. Final Plat Approval** of Copper Ridge Subdivision, 6th Filing. **APPROVED**

**J. Final Plat Approval** of Superior Homes Subdivision. **APPROVED**

**K. Bills and Payroll:**

1. August 10, 2016 **APPROVED 10-0, BROWN ABSTAINED**

2. August 15, 2016 **APPROVED 9-0, BROWN AND CIMMINO ABSTAINED**

3. August 22, 2016 **APPROVED 10-0, BROWN ABSTAINED**

**REGULAR AGENDA:**

**2. PUBLIC HEARING** to receive input on the City's FY15-16 Draft Comprehensive Annual Performance Evaluation Report (CAPER) for Community Development Block Grant (CDBG) and HOME Programs. No action is necessary.

**3. PUBLIC HEARING AND RESOLUTION** creating SID 1401, 62nd Street West Turn Lane. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 8-3, BROWN, MCFADDEN & SULLIVAN OPPOSED RES #16-10580**

**4. PUBLIC HEARING AND RESOLUTION** amending Downtown Parking Rates. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED RES #16-10581**

**5. PUBLIC HEARING AND RESOLUTIONS SPREADING ASSESSMENTS** on the following:

**A. Park District 1 APPROVED AS AMENDED RES #16-10582**

**B. Park Maintenance Districts APPROVED RES #16-10583**

**C. Road Maintenance District 6 APPROVED RES #16-10584**

**D. Encroachments APPROVED RES #16-10585**

**E. SILMDs APPROVED RES #16-10586**

**F. SID 2909 APPROVED RES #16-10587**

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.*)

- **Michael Millsop, General Delivery, Billings, Montana**, stated that City Hall has security issues that should be addressed.

**COUNCIL INITIATIVES: NONE**

**ADJOURN: 10:14 pm**

*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 Denise Bohlman, City Clerk, at 657-8210.*