

# City Council Work Session

5:30 PM  
Council Chambers  
September 19, 2016

**ATTENDANCE:**

**Mayor/Council** (please check) x Hanel, x Cromley, x Yakawich, x Cimmino, x Brewster, x McFadden, x Friedel, x Swanson, x Sullivan, x Clark, x Brown.

**ADJOURN TIME:** 8:45 pm

## Agenda

<b>TOPIC #1</b>	<b>Rose Park Pool Operations Center</b>
<b>PRESENTER</b>	Mike Whitaker, Parks Director
<b>NOTES/OUTCOME</b>	

- Mike Whitaker: background on construction and fire damage. Proposing 2 buildings to replace old one, combined sq ft is about same as current, with a little more storage. Bathhouse will have family rooms, all are accessible; operations bldg will reduce operating costs, lifeguard and first aid area, training room, propose to install outdoor grill. Insurance recovery covered remediation but have only \$5,400 left.
- Cromley: want breakdown of insurance settlement – what did it pay for? Asbestos was included in \$180,000 insurance settlement.
- Cimmino: after fire damage repair photos? No.
- Clark: budget for replacement? \$1million est. but only concept design was budgeted this year and planned to put the construction amount in the FY 18 CIP.
- Yakawich: explain deductible. Deductible is per event.
- Whitaker: recommend deferring FY 17 capital projects of \$1.3M and replace the Rose Pool buildings this year.
- Cimmino: concept cost already paid? Yes and included in the total cons test of \$1.2M.
- Sullivan: what are we giving up to do the pool work? – shows the projects.
- Hanel: \$1.2M too high? Not too high for what is included. Hanel: Want to see the more detailed plans.
- Clark: more than just a bathhouse? Yes, bathhouse, concessions and operations bldg. South Park splash pad not impacted? Right.
- Brown: 2 buildings? Yes.
- Cimmino: who is architect? CTA
- **Public Comment:**  
None  
Cromley: coverage is for repair, not replacement value? Brent Brooks, City Attorney: will confirm.  
Tina Volek, City Administrator: staff won't ask for budget increase in FY 17, but want to know if Council is OK with diverting the money to the Rose Pool project.

Friedel: can't support spending that much money on a seasonal use building.  
 Clark: when do you need a decision? ASAP if buildings are going to be ready for next swimming season.  
 Hanel: having trouble with cost without plans and estimates to justify it. Whitaker: concept drawings only.  
 Clark: how much does the pool make for the dept? just covers costs.  
 Cimmino: new slides will produce more revenue.  
 Sullivan: what did Oasis spend on their building? Concerned about costs.  
 Brown: is there a do not exceed amount? Only contract is with CTA, can do value engineering to bring total within our budget.  
 Consensus is to move forward.

TOPIC #2	<b>Handheld Devices While Driving</b>
PRESENTER	Rich St. John, Police Chief
NOTES/OUTCOME	

- Chief St. John: review in the Friday packet with recommendations. Over 4,500 warnings and citations since ordinance adopted. Still don't have compliance. Should not back off the requirement or enforcement.
- Brown: make sense for more signage? Yes, but signs may not be visible. Lots of transient population who are unaware.
- Cimmino: how many warnings? Will get those numbers, but issue more warnings than citations. Education is key.
- Cimmino: 16 locations have signs and paid for PSA.
- Swanson: any fine tuning needed? Distracted driving could be a catch-all; in effect in other cities. Doesn't limit ability to write citations, any distracted driving could be a violation.
- McFadden: keep education positive; use hands free device.
- Sullivan: some cities have enhanced enforcement areas. Should we do that? Judge has discretion up to \$500 but will have to confer with City Attorney and Judge, but Council could enhance minimum fines for some infractions. Brooks: could amend ordinance to set higher 1<sup>st</sup> offence for distracted driving.
- Chief St. John: similar to construction zones, schools could be enhanced fines.
- **Public Comment:** none
- Volek: does Council want any ordinance changes? Consensus - no

TOPIC #3	<b>Orchard Lane Striping</b>
PRESENTER	Erin Claunch, Engineer
NOTES/OUTCOME	

- Dave Mumford, PW Director: project going a little slower than expected, but on track.

- Erin Claunch: project overview. Collector street components and section determination. Have to balance local use and those who use it to connect to arterials. Considerations for either on-street parking or two-way left turn lane (TWLTL). Center lane has potential to reduce accidents by 100%.
- Brewster: did the center lane projects also eliminate parking? Some did, others didn't. Brewster: this street is different in that the street const. eliminates lots of driveway length. Think center turn lane would work in commercial area but Boys and Girls Club in residential section generates traffic only 2 times per day.
- Sullivan: concern is with Boys and Girls Club, risk is for ped vs vehicle accident. Does the turn lane increase traffic speed and increase ped accidents? Erin: may build center refuge at ped crossing.
- McFadden: couple advantages of parking lane is MET bus refuge and Boys and Girls Club events may need street parking.
- Clark: are there current Orchard accident stats? No, only estimates from other streets.
- Cimmino: Lake Elmo with gravel shoulders is a disaster – bad weed growth. Understand TWLTL is safer.
- Yakawich: will all houses have parking either on the side streets or in driveways? Yes. Could split the street and have TWLTL on north end where there are commercial properties and parking on the south, residential end? Yes.
- Cimmino: \$4M construction only? Funding source? Most was SBURD, a little gas tax.
- **Public Comment:**
- Steve Zeier, SBURD: Wonderful project. Compliments to PW staff. Agree with staff recommendation on TWLTL. Yakawich: agree that most of the property owners with concerns have been addressed? Yes.
- Dennis Ulvestad, 3040 Central Avenue, Billings, MT: Erin made a good presentation. Recommend TWLTL.
- Volek: staff recommends TWLTL. Consensus: agree.

TOPIC #4	<b>Annexation Map</b>
PRESENTER	Tina Volek, City Administrator
NOTES/OUTCOME	

- Recess from 7:15 until 7:32 pm.
- Ms. Volek: Report on Inner Belt Loop (IBL) at later Council meeting (Dec. 7<sup>th</sup>).
- Wyeth Friday, Planning Department: annexation policy and map review process. Amendment requests in November. Committee reviews through winter, joins up with CIP.
- Brewster: which drives the process?
- Friday: annexation policy says to coordinate with CIP, so guess that is the driver.
- Brewster: question about IBL and timing. Brown – similar question. Mumford: CIP has to include the project but development would be handled through the annexation policy and map process.
- Friday: annexation core criteria.

- Cimmino: most recent annexation petitions have succeeded. Any concerns about serving? Friday: Water and sewer, near fire station, police already patrols area, etc.
- Sullivan: do we have to build entire IBL at once or can we do it in pieces? Friday: would have to look at connections and access, but construction shouldn't be impeded.
- Yakawich: appreciate work that Planning does with police and fire and others about limitations. Flood plains – where are we with changing ones? Friday: floodway and flood fringe explanations. Yakawich: requirement for flood insurance? Friday: yes.
- **Public Comment:**
- None

TOPIC #5	Citizens' Survey
PRESENTER	Bruce McCandless, Assistant City Administrator
NOTES/OUTCOME	

- McCandless: survey results emailed to Council and will be posted online. 1400 randomly selected households. 395 returned. Overview of survey purpose and results.
- Clark: online survey only gets taken 1 time? Yes.
- Brown: public safety means? Example: do you feel safe, etc.
- Sullivan: free response portion? Only 1 open ended question.
- Clark: surprised by safety issue downtown. McCandless: would like to see a more open response.
- Yakawich: task force sees crime increases. Would volunteer for community conversation group. Volek: may be held during last week of October.
- Cimmino: different participants for each survey? It is a random selection.
- **Public comment:**
- None

TOPIC #6	Council Discussion
PRESENTER	
NOTES/OUTCOME	

- McFadden: city code requires pawn shops to get ID info from people pawning property. "State ID" was left off the list of acceptable form of ID. Will probably introduce it as a Council initiative. Appears to be unintentional, but can be corrected.
- Brewster: talked with Tina about executive session to further discuss Watters case. Probably with outside counsel. 5:30 before work session. Yakawich: case will be discussed next week, we don't usually do that. Why is this one different? Volek: Council said it wanted a public discussion. Friedel: agree with having the exec session.
- Sullivan: about month ago, staff member had a row over development project with print media. Want everyone on the same page. Need to remain united.
- Clark: there will be a revised agenda, adding Tina's employment agreement.

- Hanel: Indian relay races; requested off-duty officers. Status? Volek: declined to provide a free set of officers if they paid for one. Relay will be the only event at Metra this weekend and think that traffic won't be as big a problem as last year.
- Hanel: 107<sup>th</sup> MT Association of County Commissioners at Red Lion Hotel.

TOPIC #7	Public Comment
PRESENTER	
NOTES/OUTCOME	

- Perry Moler, 716 N 32<sup>nd</sup> St., Billings, MT: Pioneer Park task force neighborhood: concerned about lead water service lines and city should get rid of them. Tina and Dave will present at McKinley School on Sept 20. McFadden: any tests on water? No. City will test if requested. Hanel: the service line into the house is the homeowner's responsibility to replace. Volek: explains how Flint water crisis occurred. Yakawich: what do you expect from the discussion? Mr. Moler: information. City needs to get it done.

Adjourn at 8:45 pm