

REVISED (5/2/2017)

(Regular Agenda Item Re: Public Hearing and Resolution Authorizing Sale of Parkland in Rolle Subdivision has been removed and postponed until May 22nd Meeting.)

COUNCIL ACTION SUMMARY

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

May 8, 2017

6:30 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Clark

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

MINUTES: April 24, 2017 - Not ready for approval

COURTESIES:

- Mayor Hanel complimented staff on their hard work and efforts during the Relay for Life event.

PROCLAMATIONS:

- Economic Development Week – May 8-13, 2017

ADMINISTRATOR REPORTS - TINA VOLEK

- Ms. Volek stated the agenda had been revised to remove an item, regarding the sale of Rolle Subdivision, and should have stated that “Public Comment is allowed on Non Public Hearing Agenda Items: #1 & 4 ONLY.
- Ms. Volek, in reference to Item J, stated staff had requested a slight change of language. It should read: Condition #2 with proposed modification: To minimize effects on local services, prior to final plat approval language must be added to the SIA clarifying the property owner at a future date is responsible for the construction of curb and gutter, sidewalk, and street paving/widening on Bitterroot Drive and Natalie Street. These improvements are included in

the waiver of right to protest. She added that the term “at a future date” had been added to the description.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 & 4 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.)

- **Terry Odegard, 2101 Lake Hills Drive, Billings, MT:** in reference to Item 1B, encouraged Council to support local business and continue using The Billings Times for legal advertising. In reference to Item 1D, he stated that he supported the Revolving Loan Fund and added that it was good for the City. In reference to Item 1F, Mr. Odegard stated that he hoped the “Battle of Plans” did not end up costing the City a lot of money.
- **Kevin Nelson, 4235 Bruce Avenue, Billings, MT:** in reference to Item 1D, encouraged Council to change their legal advertising to Yellowstone County News. In reference to Item 1G, he stated that bike lanes would take more parking spaces and added the City needed more on street parking.
- **Jane VanDyke, 3130 Gregory Drive, Billings, MT:** in reference to Item 1G, stated the plan would attract more people and encourages Council to support the item.
- **Ed Gulick, 3015 10th Avenue North, Billings, MT:** in reference to Item 1G, stated the City needed to plan for the future and the Bikeway and Trails Master Plan would attract more people.
- **Jonathan McNiven, Yellowstone County News, 3445 Rock Pillar Road, Billings, Montana,** in reference to Item 1G, gave a brief overview of the newspaper and the services that it offered. He encouraged Council to give Yellowstone County News a try and ensured that it would be a win-win.
- **Scott Turner, The Billings Times, 125 Avenue D, Billings, MT:** in reference to Item 1G, stated The Billings Times had been providing the City with legal advertising for over 25 years and continuing with the paper would ensure continuity.

1. **CONSENT AGENDA** -- Separations: 1B, 1D, 1E, 1G, 1H, 1J, 1L1 & 1L2

A. **Bid Awards:**

1. **W.O. 17-01, Schedule 1, 24th Street West Water Main Replacement.** (Opened 4/25/17) Recommend Western Municipal Construction, \$1,943,450. **APPROVED**
2. **W.O. 17-04, 2015 ADA Ramp Replacement Project.** (Opened 4/25/17) Recommend LGI Construction, \$249,190. **APPROVED**

B. **Agreement** with Yellowstone County News to provide City of Billings legal advertising, 5/1/2017-4/30/2018 with five, one-year renewal options, at a cost of approximately \$21,000 per year. **APPROVED 7-2, CROMLEY & YAKAWICH VOTED IN OPPOSITION**

- C. **Drainage Easement** with Grand Peaks Subdivision for construction of an outfall. **APPROVED**
- D. **Revolving Loan Fund** to Matt Robertson for remodeling of 117 North Broadway, \$65,469.80. **APPROVED**
- E. **Approval** of Tax Increment Finance Assistance from the Expanded N. 27th Street Urban Renewal District, Fund 203, to the Downtown Billings Partnership for an updated downtown development strategic plan, up to \$80,000. **APPROVED 7-3, FRIEDEL, CLARK & BROWN VOTED IN OPPOSITION**
- F. **Approval** of Tax Increment Financing Assistance from the Expanded N. 27th Street Urban Renewal District, Fund 203, to the Downtown Billings Partnership, for the "Battle of the Plans 2017-2018, up to \$50,000. **APPROVED**
- G. **Approval** of the Billings Area Bikeway + Trails Master Plan Update. **APPROVED**
- H. **Adoption** of the 2016 Facilities Master Plan. **APPROVED**
- I. **Second/Final Reading Ordinance for Zone Change #954:** a zone change from Residential 7,000 (R-70) to Community Commercial (CC) on a 15,000 square foot parcel of land generally located at the northwest corner of the intersection off Marshall Drive and Laurel Road. C-Store Properties, LLC, owner; Bryan Alexander, agent. **APPROVED**
- J. **Preliminary Subsequent Minor Plat** of Evans Subdivision, described as two lots on approximately 45,247 square feet of land generally located on the northwest corner of Natalie Street and Bitterroot Boulevard; Norm and Cathy Evans, owners; Neil Thompson, Territorial Landworks, Inc., agent. **APPROVED WITH LANGUAGE MODIFICATION**
- K. **Preliminary Subsequent Minor Plat** of Sunnyside Subdivision, 4th Filing, described as two lots on approximately 0.96 acres generally located on the northeast corner of the intersection of North 27th Street and 12th Avenue North. BCJM Inc., owner; Performance Engineering and Consulting, agent. **APPROVED**
- L. **Bills and Payroll:**
 - 1. April 10, 2017 **APPROVED 9-0 BROWN ABSTAINED**
 - 2. April 18 and 19, 2017 **APPROVED 8-0 CROMLEY & BROWN ABSTAINED**

REGULAR AGENDA:

2. **PUBLIC HEARING AND RESOLUTION** amending the City Annexation Policy. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 6-4 AS AMENDED, WITH MODIFIED LANGUAGE CHANGING 5-7 UNITS PER ACRE TO 4-7 UNITS PER ACRE: CROMLEY, YAKAWICH, BROWN AND MAYOR HANEL VOTED IN OPPOSITION**
3. **PUBLIC HEARING AND RESOLUTION** creating an extended or renewed Tourism Business Improvement District (TBID) No. 0002. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**
4. **APPROVAL** of Trail and Recreational Use Easement with Western Sugar Cooperative for Marathon Loop. **APPROVED**

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.)*

NONE

COUNCIL INITIATIVES:

- Councilmember Yakawich moved to direct staff to provide quarterly Code Enforcement reports to Council.

ADJOURN: 10:59 pm