

# DRAFT

## 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 11, 2017**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Swanson

**ROLL CALL:** Councilmembers present on roll call were:

**MINUTES:** August 28, 2017 - Not ready for approval.

**COURTESIES:**

**PROCLAMATIONS:** American Indian Heritage Day - September 22, 2017

**ADMINISTRATOR REPORTS - TINA VOLEK**

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 2 and 3 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 meeting.)

1. **CONSENT AGENDA** -- Separations:

**A. Bid Awards:**

- 1. Snow Plowing on Local Streets.** (Opened 8/29/17) Recommend CMG Construction, not to exceed \$400,000 in FY18.
  - 2. Airport Operations Building Roof Replacement.** (Opened 8/29/17) Recommend Commercial Roofing, \$269,000.
  - 3. Cummins/Detroit Diesel Engine Overhauls for MET Transit.** (Opened 8/29/17) Recommend Council approve the bids submitted by Cummins Rocky Mountain and American Fleet, Inc.
  - 4. MET Transit Building Roof Replacement, Phase 1.** (Opened 8/29/17) Recommend Commercial Roofing, \$133,787.
- B. Acceptance of Donation** to the Billings Police Foundation from Denny Rehberg for the purchase of the police firearms range targeting system, \$7,500.
- C. Resolution** declaring an emergency and authorizing the payment of repair costs of the pipeline at the Wastewater Treatment Plant.
- D. Resolution** adopting data-driven, standardized contract limits reflecting current local market conditions and to continue selling properties acquired through the foreclosure programs.
- E. Resolution** appointing Tourism Business Improvement District (TBID) Board of Trustees.
- F. Second/Final Reading Ordinance for Zone Change 957:** a zone change from Community Commercial (CC), Residential Multi-Family-Restricted (RMF-R), Residential 5,000 (R-50), Residential 7,000 (R-70), Residential 9,600 (R-96) and Public (P) to Planned Development (PD) on an approximate 66 acre parcel of land described as: Lots 3 and 4, Western Sky Subdivision. Mont Vista, LLC, owner; KLJ Engineering, agent. Approval of the zone change and adoption of the findings of the 10 criteria.
- G. Second/Final Reading Ordinance for Zone Change 960:** a zone change from un-zoned to Residential 7,000 (R-70) and Residential 5,000 (R-50) on Tract 2A of C/S 2465 (R-70) and Tract 1 of C/S 1871 (R-50), a 116.18 acre parcel of land, generally located north of Rimrock Road and west of Copper Ridge Subdivision. Gary Oakland, owner; Mac Folgelsong, agent. Approval of the zone change and adoption of the findings of the 10 criteria.

- H. **Second/Final Reading Ordinance** expanding Ward III (Annexation 17-03) for an approximate 18 acre parcel located at the southeast corner of the intersection of Santiago Boulevard and Blue Creek Road south of the Yellowstone River. Jamey Eisenbarth, owner.
- I. **Second/Final Reading Ordinance** approving the separation of the City and County Unified Zoning Regulations.
- J. **Second/Final Reading Ordinance** amending BMCC, Article 26-600, Industrial Waste Discharge.
- K. **ORDINANCES PROHIBITING MEDICAL MARIJUANA STOREFRONTS:**
  - 1. **Second/Final Reading Ordinance for Zone Change 959:** amending text in Section 27-304, Billings, Montana City Code (BMCC), prohibiting land uses contrary to local, state or federal law.
  - 2. **Second/Final Reading Ordinance** amending Section 7-1700, BMCC, relating to medical marijuana dispensaries and storefronts, updating the City Code to remove inconsistencies with state and federal laws.
- L. **Final Plat Approval** of Blue Creek Storage Subdivision.
- M. **Final Plat Approval** of Sunnyside Subdivision, 4th Filing.
- N. **Bills and Payroll:**
  - 1. August 14, 2017
  - 2. August 21, 2017

**REGULAR AGENDA:**

- 2. **TRANSFER AGREEMENT** with Downtown Billings Partnership (DBP) and Babcock Theater, LLC, and acquisition of green room and personal property, \$127,977.
- 3. **RESOLUTION** amending the boundaries of SILMDs 152 and 217. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

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

- A. Encroachments
- B. Park District 1
- C. Park Maintenance Districts
- D. Road Maintenance District 6
- E. Weed Abatement

Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

5. **PUBLIC HEARING AND RESOLUTION** adopting annual Special Improvement Light Maintenance District assessments for FY18. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

6. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation 17-05: a 119 acre parcel located at the northwest corner of the intersection of Rimrock Road and 70th Street West. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

7. **POT BELLIED/MICRO/MINI PIGS:**

- A. **PUBLIC HEARING AND FIRST READING ORDINANCE** allowing pot bellied/micro/mini pigs in the City limits. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- B. **RESOLUTION** amending Resolution No. 12-19226, establishing an annual pot bellied/micro/mini pig permit fee, assessed by Animal Control Division. 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.*)

**COUNCIL INITIATIVES:**

**ADJOURN:**

*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 R. Bohlman, 657-8210.*