

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

November 10, 2008

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Pitman

ROLL CALL

MINUTES – October 27, 2008

COURTESIES

- Presentation of the International Downtown Association Merit Award for the Downtown Framework Plan – Greg Krueger
- Presentation of the American Institute of Architects (AIA) Montana 2008 Livable Communities Award – Mike Dowling, MT AIA President

PROCLAMATIONS – Salvation Army Red Kettle Week, November 24-29, 2008

ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 7 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. 04-12, Alkali Creek Road Slope Improvements, Schedules I and II.** (Opened 10/28/08) Recommend delay of action to November 24, 2008.

(2) **Cascade Pump 20 MF and New 900RPM, 200HP Motor.** (Opened 10/28/08) Recommend Cascade Pump, \$ 98,300.

(3) **Landfill Scraper.** (Opened 10/28/08) Recommend Tractor & Equipment, \$399,438.

(4) **2009 Tandem Dump Truck with Plow/Sander Assembly.** (Opened 10/28/08). Recommend I-State, using Unit #1158 as a trade-in valued at \$13,000, for a net bid of \$ 142,335.

(5) **Purchase eight (8) Replacement Police Vehicles.** Recommend purchasing patrol cars from Bison Motor Company as determined per state bid. \$189,262.88.

(6) **Community-wide Citizen's Survey Request for Proposals.** Recommend National Research Center, \$14,250.

B. Approval of building lease with Transportation Security Administration (TSA), March 1, 2008 - February 28, 2009, \$65,370.68 total revenue.

C. Annual Agreement with Yellowstone County for City-County Special Investigations Unit (CCSIU), with no additional cost to the City.

D. Memorandum of Understanding between City and Billings Business Improvement District for Downtown Beat Officer, January 1, 2009-December 31, 2010, and **release** of tax increment funds in the amount of \$184,722.

E. Perpetual Right-of-Way Easement to install a public water and sanitary sewer main in Lot 1, Block 1 of Miller Crossing Subdivision, at no financial impact to the City.

F. Quarterly Report for Pledged Collateral for First Interstate Bank Certificate of Deposit, US Bank Municipal Investor Accounts, US Bank Repurchase Account, and US Bank Certificates of Deposit.

G. Street Closure: Capitol Christmas Tree Visit, November 11, 2008, 10:00 a.m. to 1:00 p.m., North 28th Street from 1st Avenue North to 2nd Avenue North and 2nd Avenue North from North 29th to North 28th.

H. Authorize Mayor to sign agreement with the State of Montana for acceptance of Preserve America Funds for the Old Town Neighbors, Inc., \$11,750.

I. Acceptance of Montana Department of Transportation Highway Safety Grant on behalf of the Billings Municipal Court to establish an adult DUI court, \$152,250.

J. Resolution on Expanded N. 27th Street Urban Renewal Area, declaring blight, intent to expand the district, and setting a public hearing date for November 24, 2008.

K. Resolution on South Billings Boulevard Urban Renewal District, declaring blight, intent to expand the district, and setting a public hearing date for November 24, 2008.

L. Second/Final reading ordinance for Zone Change #849: A text amendment to the Unified Zoning Regulations, regulating the review and approval of condominium and multi-unit developments within the Unified Zoning Jurisdiction; amending Section 27-201, Section 27-310(b), and Section 27-622 BMCC.

M. Exempt Plat of Southgate Subdivision, 1st Filing, approving the boundary line relocation for Amended Lots 1A and 15A, Block 2.

N. Final Plat Approval

- (1) Emma Jean Heights Subdivision, 1st Filing.
- (2) William D. Pierce Subdivision, Amended Lot 3, Block 2

O. Final Plat of Romero Subdivision (delayed from 10/27/08). Recommend delay of action indefinitely.

P. Bills and Payroll

- (1) October 10, 2008
- (2) October 17, 2008

REGULAR AGENDA:

2. **PUBLIC HEARING AND RESOLUTION ADOPTING FIRST QUARTER BUDGET AMENDMENTS FOR FISCAL YEAR 2009.** Staff recommends approval. (**Action:** approval or disapproval of staff recommendation).
3. **PUBLIC HEARING AND RESOLUTION GRANTING NEW OR EXPANDING INDUSTRY TAX INCENTIVES FOR BIG SKY ECONOMIC DEVELOPMENT AUTHORITY/GENERAL ELECTRIC CAPITAL CORPORATION** for a new building at 3333 Hesper Road. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation).
4. **PUBLIC HEARING AND RESOLUTION GRANTING NEW OR EXPANDING INDUSTRY TAX INCENTIVES FOR DALCO INDUSTRIES DBA TETON STEEL** for property improvements at Gabel Road and South 29th Street. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation).
5. **CONTINUED PUBLIC HEARING AND RESOLUTION LEVYING ANNUAL WEED ASSESSMENTS FOR FY 2009.** Continued from

10/14/08. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation).

6. **PUBLIC HEARING FOR SITE DEVELOPMENT ORDINANCE VARIANCE #CC-08-03:** A variance for First Interstate Bank Operations Center to allow a right-turn exit only curb cut on North 18th Street, approximately 30 feet south of 6th Avenue North with the final design and signage subject to approval by City Engineer. The Management Group, Inc., owner, Engineering, Inc., agent. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation).
7. **SECOND/FINAL READING ORDINANCE FOR ZONE CHANGE #850:** A text amendment to the Unified Zoning Regulations, regulating the location of Sexually-Oriented Businesses within the City of Billings; amending Section 27-201, Section 27-405(g), and Section 27-611 BMCC. Staff recommends indefinite postponement based on testimony received at the first reading public hearing. (**Action:** approval or disapproval of staff recommendation).
8. **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)

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 Cari Martin, City Clerk, at 657-8210.

**Visit our Web site at:
<http://ci.billings.mt.us>**