

Update concerning the Billings City Council meeting for 5:30 pm on Monday, March 23, 2020:

Due to the COVID-19 health concerns, the format of the City Council meeting will be held in a virtual videoconferencing environment. In order to honor the Right of Participation and the Right to Know in Article II, sections 8 and 9, of the Montana Constitution, the City of Billings and City Council are making every effort to meet the requirements of the open meeting laws:

- The Agenda Packet is available for viewing on the City's website at: [Agenda Packet](#)
- Councilmembers will attend the meeting via a remote location, using a virtual meeting method. City Hall and the Council Chambers will be closed during the meeting.
- The Public may view the meeting on the Community 7 TV - Channel 7 or Channel 507 – Spectrum Cable. The Public may also view online at www.comm7tv.com and click on the “Watch Live” icon. Community 7 also has links to their Facebook page and YouTube channel in which to view the meeting.
- Public comment will be taken only during the Public Comment periods as indicated on the agenda, and during the Public Hearings under the Regular agenda. Comments may be sent to Council via email before 3:00 PM on Monday, March 23rd, at: <https://ci.billings.mt.us/1538/City-Council-E-mail-Messages>
- Emails received after 3:00 PM and prior to 5:00 PM, may be read during the meeting.
- The Public may call in during specific Public Comment periods at **406.237.6196**. All callers will be in a queued system and are asked to remain on hold and be patient. Calls will be taken in the order in which they are received. Callers will be restricted to 3 minutes of testimony as is customary.

Future delivery methods may be explored as best practice is learned.

Please contact Gavin Woltjer, woltjerg@billingsmt.gov, with any questions.

REVISED 3/20/2020
Consent Agenda Item R has been changed
regarding Confirmation of COVID-19 Emergency Declaration
CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

Council Chambers are Closed.
The meeting will be held remotely via virtual meeting room. Please see coversheet for details and instructions for viewing and participation.

March 23, 2020

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Councilmember Joy

ROLL CALL: Councilmembers present on roll call were: Shaw, Yakawich, Neese, Ewalt, Joy, Choriki, Purinton, Ronning, Boyett, Brown

MINUTES:

- February 24, 2020
- March 9, 2020

COURTESIES:

PROCLAMATIONS:

- National Census Day - April 1, 2020
- National Service Recognition Day - April 7, 2020

COUNCIL REPORTS:

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 4b, 5 and 6 ONLY.

Speaker sign-in required. (Comments are limited to three (3) minutes or as set by the Mayor. Please sign the roster at the cart located at the back of the Council chambers or at the podium. Comments 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.)

1. CONSENT AGENDA -- Separations:

A. Bid Awards:

- 1. 90-100 Gallon Refuse Carts.** (Opened 3/10/20) Recommend Schafer; \$176,778.
- 2. W.O. 18-22: Leavens Reservoir Waterline and Improvements.** (Opened 3/17/20) Recommend delay of award until April 13, 2020.
- 3. W.O. 19-16: Belknap Office Remodel.** (Opened 3/17/20) Recommendation will be made during the meeting.
- 4. W.O. 20-03: Contract No. 2, City Overlay.** (Opened 3/10/20) Recommend Schedule 1: Knife River - Billings; \$1,213,427.70 and Schedule 2: Askin Construction; \$170,245.50.
- 5. W.O. 20-10: WRF Equipment Installation.** (Opened 2/25/20) Recommend Dick Anderson Construction; \$1,135,570.
- 6. W.O. 20-19: North Park Irrigation System Replacement.** (Opened 3/10/20) Recommend The Good Earth Works Co., Inc.; \$423,000.
- 7. W.O. 20-32: Water Treatment Plant Sediment Hauling.** (Opened 3/10/20) Recommend Winkler Excavating, Inc.; \$110,650.

B. Professional Services Contract for W.O. 20-24: West End Storm System Improvements; DOWL; \$136,526.75.

C. Security System Expansion Agreement for Evidence Facility Expansion; Kenco Security; \$94,188.39.

- D. **Lease Renewals** of the Non-Commercial Aviation Ground Leases with B & J Properties Limited, LLC, for a ten-year term (4/01/2020-3/31/2030), primary lease revenue first year; \$11,330.88, auxiliary lease revenue first year; \$1,315.44, revenue subsequent years adjusted by CPI-U.
- E. **Grant Application Request** to submit to FTA and/or MDT Transit Planning Division applications for 5310, 5339 or other available capital grants, and to accept and execute any subsequently awarded grant agreement(s) to purchase vehicles or provide other capital assistance.
- F. **2020 High Intensity Drug Traffic Area (HIDTA) Award** from the Executive Office of the President, Office of National Drug Control Policy; \$244,249.
- G. **Donation** to the Fire Department from ExxonMobil Pipeline Company for the purchase of fire/rescue equipment and supplies; \$2,500.
- H. **Acknowledge receipt of petition to vacate** a portion of South 26th Street fronting Lots 23 and 24, Block 142 and Lots 1 and 2, Block 141 of the Billings Original Townsite; Yellowstone Health Partnership, petitioner; and set a public hearing for April 13, 2020.
- I. **Acknowledge receipt of petition to vacate** portions of Grand Peaks Drive and Sundance Mountain Trail; J & S Development, petitioner; and set a public hearing for April 13, 2020.
- J. **Acknowledge receipt of petition to discontinue** the alley within Block 142 of Original Townsite, Riverstone Health, petitioner; and set a public hearing for April 13, 2020.
- K. **Preliminary Major Plat** of Emma Jean Heights Subdivision, 4th Filing, generally located on the west side of Bitterroot Drive and South of Wicks Lane; Felton Associates, Inc., owner; Northern Engineering and Consulting Inc., agent.
- L. **Preliminary Major Plat** of High Sierra Subdivision, 10th Filing, generally located north of Annandale Road and west of Greenbriar Road; High Sierra II, Inc., owner; Sanderson Stewart, agent.
- M. **Preliminary Major Plat** of High Sierra Subdivision, 14th Filing, generally located northwest of Gleneagles Boulevard and north of Matador Avenue; High Sierra II, Inc., owner; Sanderson Stewart, agent.
- N. **Preliminary Major Plat** of High Sierra Subdivision, 15th Filing, generally located northwest of Gleneagles Boulevard and north of Matador Avenue; High Sierra II, Inc., owner; Sanderson Stewart, agent.

- O. **Preliminary Major Plat** of High Sierra Subdivision, 16th Filing, generally located northwest of Gleneagles Boulevard and north of Matador Avenue; High Sierra II, Inc., owner; Sanderson Stewart, agent.

- P. **Resolution** adopting Coulson Park Master Plan.

- Q. **Resolution** ordering improvements - 2020 Missing Sidewalk/Miscellaneous Program.

- R. **Confirmation** of Joint Declaration of Emergency Resolution concerning COVID-19 Health Crisis with Yellowstone County.

- S. **Bills for the Weeks of:**
 - 1. February 10, 2020

 - 2. February 18, 2020

 - 3. March 2, 2020

Recommended Motion: I move to approve the items of the Consent Agenda as submitted, with the exception of items moved for separation.

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND RESOLUTION** creating SILMD 326, King Avenue East street lights. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Presented by: Debi Meling, City Engineer

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve the Resolution creating SILMD 326, as recommended by staff.

- 3. **PUBLIC HEARING AND RESOLUTION** creating SID 1408, Wanigan Subdivision Improvements. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Presented by: Debi Meling, City Engineer

Recommended Motion: Having conducted a public hearing, considered written

and spoken public testimony, I move to approve the Resolution creating SID 1408, as recommended by staff.

4. **SID 1413:**

- a. **PUBLIC HEARING AND RESOLUTION** creating SID 1413, Winged Foot Road and Greenbriar Road. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Presented by: Debi Meling, City Engineer

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve the Resolution creating SID 1413, as recommended by staff.

- b. **PROFESSIONAL SERVICES CONTRACT** for SID 1413, Winged Foot Road and Greenbriar Road; WWC Engineering; \$166,587. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Presented by: Debi Meling, City Engineer

Recommended Motion: I move to approve the Professional Services Contract for SID 1413, as recommended by staff.

5. **WITHDRAWAL** of the unexecuted Development Agreement with WC Commercial. Downtown Billings Partnership Board (DBP) recommends approval. (Action: approval or disapproval of DBP Board recommendation.)

Presented by: Mehmet Casey, DBP Board Member

Recommended Motion: I move to approve the withdrawal of the unexecuted Development Agreement with WC Commercial, as recommended by DBP Board.

6. **TAX INCREMENT FINANCE ASSISTANCE** from Downtown Urban Renewal District to Clocktower Inn for a redevelopment project at 2511 1st Ave North; \$116,000. Downtown Billings Partnership Board recommends approval. (Action: approval or disapproval of DBP Board recommendation.)

Presented by: Mehmet Casey, DBP Board Member

Recommended Motion: I move to approve Tax Increment Finance Assistance from Downtown Urban Renewal District to Clocktower Inn for a redevelopment project at 2511 1st Ave North; in the amount of \$116,000, as recommended by DBP Board.

PUBLIC COMMENT on “NON-AGENDA ITEMS”. **Speaker Sign-in required.** *(Restricted to ONLY items not on this printed agenda. Comments are limited to 3 minutes or as set by the Mayor. Please sign the roster at the cart located at the back of the Council chambers or at the podium.)*

COUNCIL INITIATIVES:

ADJOURN:

Council Chambers are readily accessible to individuals with physical disabilities.

For more information or to make requests for special arrangements, please contact the City Clerk’s Office at 657-8210 or e-mail bohlmand@billingsmt.gov, 72 hours prior to the meeting date.

Please exit the chambers as quickly as possible. (Chamber doors will be **CLOSED** 10 minutes after adjournment of the meeting.)

Council meetings may be viewed at any time by accessing Community 7 Television online at www.comm7tv.com and clicking on archived programs.