

****ATTENTION****

- 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, April 27th, 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.

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:

REVISED 4/20/2020
PowerPower Presentation attached to Regular Agenda Item 3
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.

April 27, 2020

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Councilmember Purinton

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

MINUTES:

- March 23, 2020
- April 13, 2020

COURTESIES:

PROCLAMATIONS: Billings Adopt a Pet Day - April 30th

COUNCIL REPORTS:

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 2c, 3 and 4 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. Mayor Cole recommends that Council confirm the following appointments:

1.

	Name	Board/Commission	Term	
1	No Applications	Billings BID*	04/27/20	12/31/23

* 1 Unexpired term of Scott Turner

B. Bid Awards:

1. **W.O. 19-33: Grand Avenue and Virginia Lane Traffic Signal Reconstruction.** (Opened 4/14/20) Recommend Yellowstone Electric Company; \$316,088.72.
2. **W.O. 20-05: Billings Landfill Road Rehabilitation.** (Opened 4/14/20) Recommend KLE Construction; \$249,755.
3. **W.O. 20-31: Lead Service Replacement.** (Opened 4/14/20) Recommend Western Municipal Construction, Inc.; \$521,400.

C. Utility Easement with Northwestern Energy (NWE) to install underground electrical cables at Amend Park.

D. Amendment No. 5, Security System for the Existing Terminal and Concourse Expansion Project, Professional Engineering Services Contract, Morrison Maierle, Inc.; \$95,000.

E. Bills for the Weeks of:

1. March 23, 2020
2. March 30, 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. YELLOWSTONE MEADOWS:

- a. **PUBLIC HEARING AND RESOLUTION FOR ANNEXATION 18-06:** located east of 58th Street West and south of Rimrock Road. Doolen Property Trust, owners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) * **Quasi-Judicial**

Presented by: Monica Plecker, Planning Division Manager

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve the Resolution approving Annexation 18-06, as recommended by staff.

* **Quasi-Judicial** – Caution must be exercised concerning any potential ex parte communications with interested parties. This

policy-making body may exercise approval or other adjudication authority which is "judicial" because it directly affects the legal rights of a person.

- b. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation 18-06: an approximate 1.769 gross acres and .958 net acres located east of 58th Street West and south of Rimrock Road; Doolen Property Trust, owners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Presented by: Monica Plecker, Planning Division Manager

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, I move to approve First Reading Ordinance expanding the boundaries of Ward IV, as recommended by staff.

- c. **DEVELOPMENT AGREEMENT** with Doolen Property Trust at 2510 Meadowcreek Drive. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Presented by: Debi Meling, City Engineer

Recommended Motion: I move to approve the Development Agreement with Doolen Property Trust at 2510 Meadowcreek Drive, as recommended by staff.

3. **LAND PURCHASE** for Airport Runway Protection with FAA Administrative Settlement and authorize the Mayor and/or the City Administrator authority to execute all sales documents for this real estate transfer at an upcoming closing.

Presented by: Kevin Ploehn, Aviation and Transit Director

Recommended Motion: I move to approve the Land Purchase and authorize the Mayor and/or the City Administrator authority to execute all sales documents, as recommended by staff.

4. **TAX INCREMENT FINANCE ASSISTANCE** from South Billings Boulevard Tax Increment District to BTU Buster, LLC for residential development at 136 Viceroy Street and 239 Hallowell Lane; \$69,985 and \$67,976. South Billings Urban Renewal Association (SBURA) recommends approval. (Action: approval or disapproval of SBURA recommendation.)

Presented by: Jim Tevlin, SBURA Coordinator

Recommended Motion: I move to approve Tax Increment Finance Assistance from South Billings Tax Increment District to BTU Buster, LLC for residential development at 136 Viceroy Street and 239 Hallowell Lane; in the amount of \$69,985 and \$67,976, as recommended by SBURA.

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.