

**\*\*ATTENTION\*\***

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: <https://ci.billings.mt.us/117/Agendas-Minutes>
- 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](http://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, July 13, 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 Denise Bohlman, City Clerk, [bohlmand@billingsmt.gov](mailto:bohlmand@billingsmt.gov), with any questions.

# CITY OF BILLINGS

## CITY OF BILLINGS VISION STATEMENT:

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

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### AGENDA

July 13, 2020

5:30 P.M.

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.

**CALL TO ORDER:** Mayor Cole

**PLEDGE OF ALLEGIANCE:** Mayor Cole

**INVOCATION:** Councilmember Yakawich

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

### MINUTES:

- May 26, 2020
- June 8, 2020
- June 22, 2020

### COURTESIES:

### PROCLAMATIONS:

- July - Park and Recreation Month

### COUNCIL REPORTS:

### ADMINISTRATOR REPORTS - CHRIS KUKULSKI

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 5, 6, 7 and 8 ONLY. Speaker sign-in required.** (Comments are limited to three (3) minutes or as set by the Mayor. During COVID-19, the method to take and hear public comment has changed. Individuals wishing to give public comment will call a dedicated phone line (237.6196) and held in queue until it is their turn to comment. 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 and removal:**

1.

	Name	Board/Commission	Term	
1	David Mitchell	Billings BID*	07/13/20	12/31/23
2	Brad Kraft	Yellowstone Soil Conservation	07/13/20	06/30/23

\* 1 Unexpired term of Scott Turner

2. **Removal** of Parks, Recreation and Cemetery Board member.

**B. Bid Awards:**

1. **W.O. 20-02: Missing Sidewalk/Miscellaneous.** (Opened 6/23/20) Recommend rejecting all bids.

2. **817 N. 22nd Street Housing Rehabilitation Project.** (Opened 6/23/20) Recommend rejecting all bids.

**C. Contract** for three years with two additional three-year options for Uniform Rental/Purchase and Laundry Services with AlSCO, Inc.

**D. Software Agreement** for Fleet Management Software System with Asset Works; \$162,602 estimated for 3 years.

**E. Purchase Agreement** for Nine (9) MET Transit Buses from Eldorado National-California; \$3,374,838.

**F. Amendment** to City-County Special Investigations Unit (CCSIU) agreement with Yellowstone County.

**G. Department of Justice,** Coronavirus Emergency Supplemental Funding Program Grant for the Police Department to reimburse unexpected expenses related to the Coronavirus Pandemic; \$230,612.

**H. Donation** to Public Works from Mr. William Morse for utility bill assistance; \$1,000.

**I. Donation** to Billings Public Library from Billings Library Foundation for technology enhancements in the Royal Johnson Community Room; \$18,500.

**J. Declaration** of surplus property and authorizing the Airport to sell two 1997 snow plows; approximately \$10,000 each.

**K. Trail Easement** with Roth Enterprises, LLC, to add a key section of the Marathon Loop Trail corridor.

**L. Forward** a recommendation of approval of the Inner Belt Loop Corridor Study to the Policy Coordinating Committee (PCC).

**M. Resolution** for Airport revenue bonds to finance the terminal expansion and refund Series 2010B bonds.

- N. Second/Final Reading Ordinance for Zone Change 977:** a zone change to amend the zone district boundary lines within the Planned Development Agreement (PDA) to increase the acres in the underlying Community Commercial (CC) zoning; increase the acres in the Neighborhood Commercial (NC) zoning; decrease the acres in the Residential Multi-family (RMF) zoning; and decrease the acres in the Residential Manufactured Home (RMH) zoning, generally located at King Avenue West and 48th Street West, Western Sky Subdivision. Mont Vista, LLC, owner, Sanderson Stewart, agent. Approval of the Zone Change and adoption of the 10 criteria. *\* Quasi-Judicial*

*\* 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.

- O. Cancellation** of checks and warrants.

**P. Bills for the weeks of:**

1. June 1, 2020
2. June 8, 2020
3. June 15, 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** adjusting parking meter rates. Parking Board recommends approval. (Action: approval or disapproval of Parking Board's recommendation.)

• *Presented by: Tracy Scott, Parking Division Manager*

**Recommended Motion:** Having conducted a public hearing, considered written and spoken public testimony, I move to approve a resolution adjusting parking meter rates, as recommended by the Parking Board.

3. **PUBLIC HEARING AND RESOLUTION** adjusting Parks and Recreation fees. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

• *Presented by: Mike Whitaker, Parks and Recreation Director*

**Recommended Motion:** Having conducted a public hearing, considered written and spoken public testimony, I move to approve a resolution adjusting Parks and Recreation fees, as recommended by staff.

4. **PUBLIC HEARING AND RESOLUTION** adjusting Mountview Cemetery fees. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

• *Presented by: Mike Whitaker, Parks and Recreation Director*

**Recommended Motion:** Having conducted a public hearing, considered written and spoken public testimony, I move to approve a resolution adjusting Mountview Cemetery fees, as recommended by staff.

5. **LETTER OF SUPPORT** for MRM Unified Campus. No action necessary.

• *Presented by: Chris Kukulski, City Administrator*

6. **RESOLUTION** approving a variance to Resolution 93-16740, allowing staff to enter into a binding agreement with a seller contingent on the appraisal process. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

• *Presented by: Kevin Iffland, Assistant City Administrator*

**Recommended Motion:** I move to approve the variance to Resolution 93-16740, allowing staff to enter into a binding agreement with a seller contingent on the appraisal process, as recommended by staff.

7. **TAX INCREMENT FINANCE ASSISTANCE** from Downtown Urban Renewal District to Billings Symphony Orchestra and Chorale for renovation/rehabilitation of its property at 2820 2nd Avenue North; \$181,340. 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 Billings Symphony Orchestra and Chorale for renovation/rehabilitation of its property at 2820 2nd Avenue North; in the amount of \$181,340, as recommended by DBP Board.

8. **TAX INCREMENT FINANCE ASSISTANCE** from Downtown Urban Renewal District to Bethany Joy Pilates Studio for sign installation at 2202 1st Avenue North; \$1,570. 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 Bethany Joy Pilates Studio for new sign installation at 2202 1st Avenue North; in the amount of \$1,570, as recommended by DBP Board.

**PUBLIC COMMENT on “NON-AGENDA ITEMS”. Speaker Sign-in required.** (Comments are limited to three (3) minutes or as set by the Mayor. During COVID-19, the method to take and hear public comment has changed. Individuals wishing to give public comment will call a dedicated phone line (237.6196) and held in queue until it is their turn to comment.)

#### **COUNCIL INITIATIVES:**

#### **ADJOURN:**

Council meetings may be viewed at any time by accessing Community 7 Television online at [www.comm7tv.com](http://www.comm7tv.com) and clicking on archived programs.