

****ATTENTION****

Due to the COVID-19 health concerns, the format of the City Council meeting will be held in a virtual videoconferencing environment. 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. 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.

Citizens are invited to:

- Review the Agenda Packet on the City's website at: <https://ci.billings.mt.us/117/Agendas-Minutes>
- View the meeting:
 - On Community 7 TV - Channel 7 or Channel 507 – Spectrum Cable
 - On evenings when there is a conflict with School District No. 2 Board meetings, the City Council meeting will be broadcast on Channel 8 - Spectrum Cable.
 - 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.
 - On the City's website at <https://ci.billings.mt.us> and click on "Watch Meetings Online".

Citizens may submit public comment via the following methods:

- Mail: City Clerk, P. O. Box 1178, Billings, MT 59103
- Email: <https://ci.billings.mt.us/1538/City-Council-E-mail-Messages>.
 - Emails received after 3:00 PM on Monday, November 23, 2020, will be posted on the Council's webpage the following day for public viewing.
- Call in during the Public Comment periods as indicated on the agenda:
 - Citizens may call in during specific Public Comment periods at **406.237.6196**. All callers will be placed 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 limited 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, with any questions.

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.

November 23, 2020

5:30 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Councilmember Shaw

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

MINUTES:

- October 26, 2020
- November 9, 2020

COURTESIES:

PROCLAMATIONS:

COUNCIL REPORTS:

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 4 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. **Bid Awards:** None
 - B. **Software Agreement** for Online Permit Submittal and Electronic Plan Review Software with Carahsoft; \$87,872.55.
 - C. **Professional Services Agreement** for replacement of Airport's Access Control and CCTV systems with Montana-Wyoming Systems; \$876,941.
 - D. **Council Holiday Schedule.**
 - E. **Final Minor Plat** and SIA of Amended Plat of Lot 1, Block 1, Midland Subdivision.
 - F. **Final Minor Plat** - Lake Hills Subdivision, 37th Filings.
 - G. **Bills for the Weeks of:**
 1. October 19, 2020
 2. October 26, 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 for Annexation 20-03:** a parcel located south of the South Frontage Road and north of the Grey Eagle Ditch; legally described as Certificate of Survey 1121, Tract 2-A-1, totaling approximately 4.350 gross acres. Chuck Hogan and Rick Dorn, on behalf of Hogan Properties, LLC, petitioner. Staff recommends conditional 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 conditionally approve the Resolution approving Annexation 20-03, 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.

3. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward III to include recently annexed property in Annexation 20-03: a parcel located south of the South Frontage Road and north of the Grey Eagle Ditch; legally described as Certificate of Survey 1121, Tract 2-A-1, totaling approximately 4.350 gross acres. Chuck Hogan and Rick Dorn, on behalf of Hogan Properties, LLC, petitioner. Staff recommends conditional 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 the First Reading Ordinance expanding the boundaries of Ward III, as recommended by staff.

4. **CONDITIONAL APPROVAL** of preliminary minor plat for Big Iron Subdivision, generally located at 3716 South Frontage Road, Hogan Properties, LLC, owner; Sanderson Stewart, agent. Staff recommends conditional approval and adoption of the Findings of Fact. (Approval or disapproval of staff's recommendation.)

- *Presented by: Monica Plecker, Planning Division Manager*

Recommended Motion: I move for conditional approval and adoption of the Findings of Fact of the Preliminary Minor plat for Big Iron Subdivision, as recommended by staff.

5. **PUBLIC HEARING AND FIRST READING ORDINANCE APPROVING PROJECT RECODE** *(Continued from 11/09/2020 Regular Business Meeting)* - Zoning Code amendment and Zoning Map update. Zoning Commission recommends approval. (Action: approval or disapproval of Zoning Commission recommendation.)

• *Presented by: Nicole Cromwell, Zoning Coordinator*

Recommended Motion: Having conducted a public hearing, considered written and spoken public testimony, and review of the Zoning Commission's recommendation for approval and adoption of the findings of the 10 criteria, I move to approve Project ReCode - Zoning Code amendment and Zoning Map update, as recommended by the Zoning Commission.

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 and clicking on archived programs.