

# CITY OF BILLINGS

## CITY OF BILLINGS VISION STATEMENT:

***“THE MAGIC CITY – A VIBRANT, WELCOMING PLACE WHERE  
PEOPLE FLOURISH AND BUSINESS THRIVES.”***

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## AGENDA

**COUNCIL CHAMBERS**

**December 15, 2008**

**6:30 P.M.**

**CALL TO ORDER – Mayor Tussing**  
**PLEDGE OF ALLEGIANCE – Mayor Tussing**  
**INVOCATION – Councilmember Gaghen**  
**ROLL CALL**  
**MINUTES – December 8, 2008**  
**COURTESIES**  
**PROCLAMATIONS**  
**ADMINISTRATOR REPORTS – Tina Volek**

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 2 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. Mayor’s appointments:**

Mayor Tussing recommends that Council confirm the following appointments:

	Name	Board/Commission	Term	
1.	Sandy Weiss	Animal Control Board	01/01/09	12/31/12
2.	Dennis Ulvestad	Animal Control Board	01/01/09	12/31/12
3.		Animal Control Board	01/01/09	12/31/12
4.		Animal Control Board	01/01/09	12/31/12
5.	Richard Larsen	Aviation & Transit Board	01/01/09	12/31/12
6.	Mark Kennedy	Aviation & Transit Board	01/01/09	12/31/12
7.	Stanley Hill	Aviation & Transit Board	01/01/09	12/31/12

8.	*Jeff Bollman	Board of Adjustment	01/01/09	12/31/2009
9.		Board of Appeals	01/01/09	12/31/12
10.	Rebekah Wales	Board of Ethics	01/01/09	12/31/12
11.	Andrew Parker	Board of Ethics	01/01/09	12/31/12
12.	Rod Ostermiller	Board of Health	01/01/09	12/31/11
13.	Sandy Weiss	Community Development Board	01/01/09	12/31/12
14.		Community Development Board	01/01/09	12/31/12
15.	Charles Hamwey	EMS	01/01/09	12/31/12
16.	Meridith Cox	EMS	01/01/09	12/31/12
17.		EMS	01/01/09	12/31/12
18.	*	EMS	01/01/09	12/31/09
19.	Lisa Harmon	Homelessness Committee	01/01/09	12/31/12
20.	Paul Chinberg	Homelessness Committee	01/01/09	12/31/12
21.	Joseph Chalupa	Homelessness Committee	01/01/09	12/31/12
22.	Sue Runkle	Homelessness Committee	01/01/09	12/31/12
23.	Judy Steward	Homelessness Committee	01/01/09	12/31/12
24.	John Hines	Homelessness Committee	01/01/09	12/31/12
25.	Mary Lou Affleck	Homelessness Committee	01/01/09	12/31/12
26.	Ken Chase	Homelessness Committee	01/01/09	12/31/12
27.		Homelessness Committee	01/01/09	12/31/12
28.		Homelessness Committee	01/01/09	12/31/12
29.	Mary Lou Affleck	Housing Authority	01/01/09	12/31/13
30.	Lynda Moss	Housing Authority	01/01/09	12/31/13
31.		Housing Authority	01/01/09	12/31/13
32.	*Maureen Jurovich	Housing Authority	01/01/09	12/31/10
33.	Patt Leikam	Human Relations Commission	01/01/09	12/31/12
34.	*Diane Foley	Human Relations Commission	01/01/09	12/31/10
35.	*	Human Relations Commission	01/01/09	12/31/10
36.		Parking Advisory Board	01/01/09	12/31/12
37.	*	Parking Advisory Board	01/01/09	12/31/10
38.	Tom Iverson	Parks/Recreation/Cemetery	01/01/09	12/31/12
39.	Rachel Cox	Parks/Recreation/Cemetery	01/01/09	12/31/12
40.	Catherine Grott	Parks/Recreation/Cemetery	01/01/09	12/31/12
41.		Parks/Recreation/Cemetery	01/01/09	12/31/12
42.		Parks/Recreation/Cemetery	01/01/09	12/31/12
43.	Ben Surwill	Police Commission	01/01/09	12/31/11
44.	Barry Nolan	Public Utilities Board	01/01/09	12/31/12

45.	*Brent Krueger	Traffic Control Board	01/01/09	12/31/10
46.	Bill Iverson	C/C Planning Board	01/01/09	12/31/10
47.	Donna Forbes	C/C Planning Board	01/01/09	12/31/10
48.	Susan Gilbertz	C/C Planning Board	01/01/09	12/31/10
49.	Fred Rogers	C/C Planning Board	01/01/09	12/31/10

- 8. Unexpired term of Leon Pattyn
- 18. Unexpired term of Dr. John Kominsky
- 32. Unexpired term of Mike Hennessey
- 34. Unexpired term of Jean Smith
- 35. Unexpired term of Shoshana Tom
- 37. Unexpired term of Gary Temple
- 45. Unexpired term of Angela Cimmino

**B. Agreement** with Billings Housing Authority to fund one Police Officer from January 1, 2009, through June 30, 2009.

**C. Modification #3** to Law Enforcement Officer 5-year Reimbursement Agreement with Transportation Security Administration. Annual estimated cost to City - \$169,900; Modification #3 for second year reimbursement – up to \$163,286.40.

**D. Acknowledging Receipt of Petition to Annex #08-09:** Lots 1-3, Block 1, Cereus Subdivision, generally located on the north side of Midland Road east of the Motor Power Equipment business. Brumar Corporation, owner and petitioner; Bruce E. Sunwall, representative; and setting a public hearing date for January 12, 2009.

**E. Approval** of Bicycle Pedestrian Advisory Committee’s letter of support for the Safe Routes to School Grant Application for Elementary School Traffic Plan.

**F. Approval** of Legislative Agenda.

**G. Resolution** adopting the Riverfront Park Master Plan Update.

**H. Resolution** adopting the Howard Heights/Dickie Park Master Plan.

**I. Preliminary Subsequent Minor Amended Plat** of Lots 4-19, Block 2, Riverfront Pointe Subdivision, generally located east of the southeast corner of the intersection of Mullowney Lane and Frontier Drive; Frontier Apartments, LLC, owner; Blueline Engineering, LLC, representing agent; conditional approval of the plat and adoption of the Findings of Fact.

**J. Final Plat** of Amended Lot 6B, Flanagan Subdivision.

**K. Payment of Claims**  
(1) November 21, 2008

(Action: approval or disapproval of Consent Agenda.)

**REGULAR AGENDA:**

2. **W.O. 04-12 – ALKALI CREEK ROAD SLOPE IMPROVEMENTS CONSTRUCTION CONTRACT AWARD** (delayed from 11/24/08). Staff recommends rejection of all bids. (Action: approval or disapproval of staff recommendation.)
3. **PUBLIC HEARING AND RESOLUTION** vacating Boundary Waters Circle located within Riverfront Pointe Subdivision; established value of right-of-way - \$15,885. Cal Kunkel, owner and petitioner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
4. **PUBLIC HEARING AND SITE DEVELOPMENT ORDINANCE VARIANCE #OP-08-04:** A variance from Section 6-1203(j) of the Site Development Ordinance reducing the required number of parking stalls by five on a 7,200 square foot building proposed for Lots 18-20, Block 4, Sunset Subdivision, 1<sup>st</sup> Filing. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
5. **PUBLIC HEARING AND RESOLUTION** establishing a Master Site Plan Review Fee in the amount of \$240. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
6. **PUBLIC HEARING AND RESOLUTION OF INTENT** to adopt the 2008 Growth Policy Update. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
7. **PUBLIC HEARING AND FIRST READING ORDINANCE** correcting the legal description in Ordinance #08-5480 for Zone Change #848 previously adopted by City Council on 10/14/08. Staff recommends approval. (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**

*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 contact Cari Martin, City Clerk, at 657-8210.*

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