



VISION STATEMENT:
"The Magic City: A diverse,
welcoming community
where people prosper and
business succeeds."

**CITY COUNCIL
REGULAR BUSINESS MEETING**

Billings Public Library and remotely via Zoom. Please see coversheet for details and instructions for viewing and participation.

**AGENDA
June 28, 2021**

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 (EXCUSED)

MINUTES:

- May 24, 2021 - **APPROVED**
- June 14, 2021 – **APPROVED, as amended on Page 4**

COURTESIES: CM Ronning reminded everyone to come to Dehler Park on Aug. 7th, for the Fire Department vs. Police Department softball game.

PROCLAMATIONS: Relay for Life - July 9, 2021 (St. John's Avenue renamed to Survivor's Avenue)

COUNCIL REPORTS: CM Yakawich stated USS Billings crew members would be in Billings July 1 to meet with youth groups and attend a Mustangs Game and present the MIA-POW flag.

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- Two-way traffic has returned to 29th Street and 30th Street with back-in parking.
- Centennial Park restrooms are not functioning properly, the contractors have not been and will not be paid until those are functioning properly.
- This is the last Council meeting to be held at the Library Community Center. The next meeting, a Work Session, will be held in Council Chambers at City Hall on Tuesday, July 6th at 5:30 pm.
- No exparte communications were received for this meeting.

PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1, 6a and 6b ONLY. Speaker identification required. (Comments are limited to three (3) minutes or as set by the Mayor. 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. Public comments during the meeting may be made in-person or remotely by registering as an attendee through Zoom as outlined in the Agenda coversheet.)

1. **CONSENT AGENDA** -- Separations: 1A2, 1E, 1F, 1G

A. **Bid Awards:**

1. **W.O. 20-28: Songbird Drive Construction.** (Opened 6/15/21) Recommend Knife River - Billings; \$1,144,137. **APPROVED**
2. **W.O. 21-08: Bike Boulevard Avenue D.** (Opened 6/15/21) Recommend Montana Lines, Inc.; \$216,120. **APPROVED 9-1, EWALT OPPOSED**
3. **W.O. 21-11: Highwood Drive Reconstruction.** (Opened 6/15/21) Recommend rejecting all bids. **APPROVED**

4. **W.O. 21-12: Harrow Drive Reconstruction.** (Opened 6/15/21) Recommend COP Construction; \$915,209. **APPROVED**
 5. **W.O. 21-22: Signal Conduit Upgrade.** (Opened 6/15/21) Recommend Elcon Corporation; \$127,878. **APPROVED**
 6. **W.O. 21-35: WRF Administration Building Second Floor Remodel.** (Opened 6/15/21) Recommend Cucancic Construction, Inc; \$143,345. **APPROVED**
 7. **SID 1411 Park Lane Paving.** (Opened 6/15/21). Recommend rejecting all bids.
 8. **SID 1418 Holiday Avenue Improvements.** (Opened 6/15/21) Recommend Knife River - Billings; \$251,815. **APPROVED**
 9. **Solid Waste Hooklift Truck and Containers.** (Opened 6/15/21) Recommend NorMont Equipment Co.; \$129,375. **APPROVED**
- B. **Consultant Agreement** for W.O. 21-32: Bitterroot Drive and Wicks Lane Corridor Drainage Improvements with Performance Engineering, LLC; \$255,690. **APPROVED**
 - C. **Consultant Agreement** for W.O. 21-33: Babcock Boulevard Drainage Area Improvements with AE2S, LLC; \$354,100. **APPROVED**
 - D. **Professional Services Contract** for W.O. 21-37: Solid Waste Maintenance and Parking Building with Morrison-Maierle, Inc; \$100,100. **APPROVED**
 - E. **Change Order No. 1, W.O. 20-30: Hallowell Lane Improvements,** to add Bruce Lane for an amount not to exceed \$350,000 per the Council direction on April 26, 2021. **APPROVED 8-2, CHORIKI AND EWALT OPPOSED**
 - F. **Amendment No. 1, W.O. 20-37: Stormwater Utility Development, Phase II,** Professional Services Agreement, FCS Group; \$397,095. **APPROVED 8-2, NEESE AND EWALT OPPOSED**
 - G. **Amendment No. 1, Asset Management Program, Phase II,** Consulting Agreement; Jacobs Engineering Group; \$798,597. **APPROVED 9-0, PURINTON ABSTAINED**
 - H. **Donation** to Billings Public Library from Billings Library Foundation for contactless book locker outside the Library entrance; \$21,750. **APPROVED**
 - I. **Cancellation** of checks and warrants. **APPROVED**
 - J. **Resolution 21- 101961** authorizing the issuance and calling for the negotiated sale of SID bonds for SID 1418, SID 1417, and SID 1416. **APPROVED**
 - K. **Bills for the Weeks of:**
 1. May 24, 2021 **APPROVED**
 2. June 1, 2021 **APPROVED**

REGULAR AGENDA:

2. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE 992:** A zone change from N3 -- Suburban Neighborhood to N2 -- Mid-Century Neighborhood on Lot 2, Block 29 of Lake Hills Subdivision, 5th Filing, an 18,466 square foot parcel of land, generally located at 117 and 119 Glenhaven Drive. Eric Schnellbach, owner/applicant. Zoning Commission recommends approval and adoption of the findings of the 10 criteria. (Action: approval or disapproval of Zoning Commission recommendation.) **APPROVED**
3. **PUBLIC HEARING** and amendment to the Consolidated Plan and FY20-21 Annual Action Plan to the CDBG-CV budget. Community Development (CD) Board recommends approval. (Action: approval or disapproval of the Community Development (CD) Board recommendation.) **APPROVED**
4. **PUBLIC HEARING AND RESOLUTION 21-10962** adopting and approving the FY22 Budget. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 8-3, NEESE, EWALT AND PURINTON OPPOSED**
5. **PUBLIC HEARING AND RESOLUTIONS** setting FY22 annual assessments on the following:
 - a. **Business Improvement District, Tourism Business Improvement District, Mill Levy Rates for General Fund, Transit, Library and Public Safety – RESOLUTIONS 21-10963, 21-10964 and 21-10965, respectively** **APPROVED**
 - b. **Road Maintenance District 6 – RESOLUTION 21-10966** **APPROVED**
 - c. **Street Maintenance District – RESOLUTION 21-10967** **APPROVED**
6. **PUBLIC SAFETY MILL LEVY:**
 - a. **SECOND/FINAL READING ORDINANCE 21-5760** amending City Charter by repealing and replacing Section 1.05.2. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 10-1, EWALT OPPOSED**
 - b. **RESOLUTION 21-10968** approving ballot language. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

PUBLIC COMMENT on "NON-AGENDA ITEMS". Speaker Identification required. (Restricted to ONLY items not on this printed agenda. Comments are limited to 3 minutes or as set by the Mayor. Public comments during the meeting may be made in-person or remotely by registering as an attendee through Zoom as outlined in the Agenda coversheet.)

COUNCIL INITIATIVES: None

ADJOURN: 10:36 P.M.