

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

March 23, 2009

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Ruegamer

ROLL CALL

MINUTES – March 9, 2009

COURTESIES – Par 3 Golf Course Annual Distribution

PROCLAMATIONS

ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 2, and 3 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. **Bid Awards:**

(1) **W.O. 08-12 – Waste Water Treatment Plant Digester Condensate Drain Vault Entrance.** (Opened 3/10/09) Recommend delay of bid award until April 13, 2009.

(2) **MET Transit Engine Overhauls.** (Opened 3/10/09) Recommend Interstate PowerSystems; Schedule 1- \$35,855; Schedule 2 - \$33,460; Schedule 3 - \$22,545.

(3) **Airport Improvement Program (AIP) Project for Taxiway A Straightening.** (Opened 3/10/09) Recommend Knife River-Billings; \$1,757,323.68.

(4) **Fire/Technical Rescue Unit.** (Bid award delayed from 3/9/09). Recommend Base Bid #2 to Unruh Fire, Inc.; \$127,686.

B. Professional Services Contract to provide design, construction documents, and construction administration for the Park 1 Parking Garage Elevator Upgrade. Recommend Collaborative Design Architects, Inc.; \$22,500 (10% of total estimated construction costs).

C. Professional Services Contract (W.O. 08-25) to provide hydraulic modeling and site selection, design, and bidding and construction services for the expansion of the Zone 3 water distribution system. Recommend Brown & Caldwell; \$822,102.

D. Assignment and Transfer of two west end hangar ground leases from Pacific Tank and Pipeline to Backscratch Aviation, LLC, located on Lots 1 and 2 – Taxilane D.

E. Amendment #7, Engineering Services for Airport Improvement Program (AIP) 36 Project, Morrison-Maierle, Inc., \$833,008.

F. Downtown Revolving Loan Fund Recommendation for Randy and Janna Hafer approving loan subordination to Yellowstone Bank, \$240,000.

G. Declaring Surplus Property on miscellaneous parts for two 1992 Oshkosh TA-1500 model fire trucks no longer owned by Aviation and Transit and authorizing the disposal of the parts through salvage.

H. Declaring Surplus Property and authorizing the Police Department to release 30 ballistic vests and 40 Streamlight Maglite rechargeable flashlights with chargers to the Yellowstone County Sheriff's Office Reserve Unit.

I. Approval of Donation from BikeNet for a portion of the CTEP required matching funds for the Lampman Strip Park Trail, \$25,000.

J. Approval of Donation from ConocoPhillips to send School Resource Officers to the National Conference in Baltimore, MD (6/29/09 – 7/3/09), \$6,000.

K. Approval of Anonymous Donation to the Police Department for trauma kits for police vehicles and training for the officers, \$2,613.

L. Preliminary Subsequent Minor Plat of Amended Lot 5, Flanagan Subdivision, approximately 4.55 acres for commercial development located on the southeast corner of the intersection of Central Avenue and Moore Lane; conditional approval of the preliminary plat, approval of a sidewalk variance, and adoption of the Findings of Fact.

M. Corrected Final Plat of Amended Lot 5E, Block 1, Shiloh Crossing Subdivision, correcting the owner's name on the previously recorded final plat.

N. Final Plat of Amended Lots 1-8, Block 2; Lots 1-8, Block 3; Lots 1-9, Block 4, Reflections at Copper Ridge Subdivision.

O. Bills and Payroll

- (1) February 20, 2009
- (2) February 27, 2009

(Action: approval or disapproval of Consent Agenda)

REGULAR AGENDA:

2. **RESOLUTION TO ADOPT SAHARA PARK MASTER PLAN.** (Delayed from 3/9/09) Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
3. **RESOLUTION AWARDING THE SALE OF SPECIAL IMPROVEMENT DISTRICT 1384 BONDS TOTALING \$495,000.** Recommendation to be made at council meeting. (Action: approval or disapproval of staff recommendation.)
4. **PUBLIC HEARING AND RESOLUTION ADOPTING SECOND QUARTER BUDGET AMENDMENTS FOR FISCAL YEAR 2008/2009.** Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
5. **PUBLIC HEARING AND RESOLUTION APPROVING BUDGET AMENDMENT FOR CHARGE FOR SERVICES FROM GENERAL FUND CODE ENFORCEMENT TO PLANNING FUND.** Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
6. (a) **PUBLIC HEARING AND FIRST READING ORDINANCE FOR REVISIONS TO THE ANIMAL ORDINANCE.** (Delayed from 3/9/09) Changes to the existing ordinance by the Animal Control Board due to the contract entered into between the City of Billings and Yellowstone Valley Animal Shelter. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

(b) **RESOLUTION ADJUSTING FEES CHARGED AT ANIMAL SHELTER.** Staff recommends approval. (Delayed from 3/9/09) (Action: approval or disapproval of staff recommendation.)
7. **PUBLIC HEARING FOR SPECIAL REVIEW #875:** A special review to locate a beer & wine license with gaming within an existing building in a Planned Development zone with underlying zoning of Community

Commercial, legally described as Block 1, Lot 2, Wal-Mart Subdivision, located at 1667 Main Street, and within 600 feet of East Gate Wesleyan Church, 625 Mattson Lane. Rimrock II, LLC, owner; Shelby Waldron, agent. Zoning Commission recommends waiving the 600-foot separation requirement from a church and conditional approval. (**Action:** approval or disapproval of Zoning Commission 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>**