

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

September 14, 2009

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Richard Clark

ROLL CALL

MINUTES: August 24, 2009

COURTESIES

PROCLAMATIONS - National Library Card Sign-up Month

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 2 & 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.)

1. CONSENT AGENDA

A. Bid Awards:

- 1. SID 1387, Sanitary Sewer to Zimmerman Trail Subdivision.** (Opened 8/25/09)
Recommend delay of award until September 28, 2009, following the sale of bonds.
- 2. W.O. 09-03, 2009 Street Maintenance City Crack Seal.** (Opened 8/25/09)
Recommend Z & Z Seal Coating \$86,084.38.

B. Contract for Professional Landscape Architectural and Planning Services with The Land Group for Pioneer Park Master Plan Update, \$86,660.

C. Approval of Contract with Montana Department of Commerce and Acceptance of Montana House Bill 645 (Montana Reinvestment Act) (ARRA) Grant Funds for W.O. 04-12, Reconstruction of Alkali Creek Road; \$1,650,688.

- D. Amendment #1**, Scheduled Airline Operating Agreement and Terminal Building Lease (Signatory Agreement). Great Lakes Aviation, Ltd.; extending the term of the lease for one year to expire on 6/30/2010. Annual lease revenue - approximately \$95,000; annual landing fees revenue - approximately \$34,000.
- E. Amendment #9**, Architectural and Engineering Services Contract for MET Operations Center Bus Wash and Pavement Upgrades (100% funded by ARRA Grant MT-96-x002.00); CTA Architects Engineers; \$62,368.
- F. Confirmation of Police Officers Moses Richardson, Cory Kambak, Joshua Schoening, Bethany Schwartz, Sean Weston, Anthony Nichols, Joshua Cavan, Richard Gilmore, and John Tate.**
- G. Approval** of the reconveyance of the original 1988 Trust Indenture to the Billings Area Chamber of Commerce (\$410,000) and **acceptance** of the new Trust Indenture.
- H. Approval** of License for Use of Real Property #09WSW0267 with National Oceanic and Atmospheric Administration for use of Airport real property; 15-year license (2/1/08-1/31/23); with no financial impact to the City.
- I. Approval** of Skyview Ridge Park Master Plan.
- J. Approval** of City's purchase of the south 180.70 feet of Lot 1, Sandra Subdivision, located at 2421 Belknap Avenue; \$122,000.
- K. Street Closures:**
- 1. St. Patrick's Catholic Church Annual Picnic**, Sunday, September 20, 2009, 10:00 a.m. until 3:00 p.m.; N. 31st Street from 2nd Avenue N. to 3rd Avenue N.
 - 2. Montana Brewing Company Benefit**, Saturday, September 26, 2009, noon (following the Farmer's Market) to 10:00 p.m.; North Broadway between 1st and 2nd Avenues North.
- L. Resolution of Intent** to sell the Park IV Parking Garage, set a public hearing date, and instruct staff to contract with Strategy 5 for marketing the sale.
- M. Resolution** naming the entire City of Billings as recovery zone and reserving recovery zone bonding authority; up to \$17.9 million of recovery zone economic development bonds and up to \$26.8 million in recovery zone facility bonds (ARRA).
- N. Resolution** establishing compliance for reimbursement of land and design expenses for the Inner Belt Loop Project under the Internal Revenue Code .
- O. Second/Final Reading Ordinance for Zone Change 856:** a zone change from Residential 6000 to Community Commercial on the east half of Lots 22-24, Block 272, Billings Original Town, located at 2215 6th Avenue North. George and Dorothy Wetstein, owners; Joyce Lunder, agent.

- P. Preliminary Major Plat** of Danube Court Manufactured Home Park, 62 spaces for manufactured homes (units) on approximately 9.7 acres of land, located east of Bitterroot Drive off of Cherry Creek Loop; legally described as a portion of Lot 4, Block 1, Cherry Creek Estates Subdivision; conditional approval of the preliminary major plat and adoption of the Findings of Fact.
- Q. Final Plat** of Barrett Subdivision.
- R. Bills and Payroll:**
 - 1. August 7, 2009
 - 2. August 14, 2009
 - 3. August 21, 2009

REGULAR AGENDA:

- 2. AUTHORIZATION OF LOAN APPLICATION FOR ISSUANCE OF DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION REVENUE BONDS TO PAY FOR THE COST OF THE ZONE 4 RESERVOIR PROJECT.** Staff recommends approval (**Action:** approval or disapproval of staff recommendation.)
- 3. RESOLUTION RELATING TO \$297,000 POOLED SIDEWALK, CURB, GUTTER, AND ALLEY APPROACH BONDS, SERIES 2009; DETERMINING THE FORM AND DETAILS AND AUTHORIZING THE EXECUTION AND DELIVERY .** Staff recommends approval. (**Action:** approval or disapproval of staff recommendation).
- 4. PUBLIC HEARINGS AND APPROVAL OF RESOLUTIONS** making original spread assessments on various SIDS and Sidewalk Programs. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
 - A. Sidewalk, Curb & Gutter #2701,** Various Miscellaneous and Developer-Related Curb, Gutter, and Sidewalk Programs.
 - B. Sidewalk, Curb & Gutter #2702,** Milton Lane Project Improvements.
 - C. SID 1372:** Water, Sanitary Sewer, Storm Drain, and Street Improvements for Summerhill Subdivision.
 - D. SID 1384:** Sanitary Sewer Connections for Yellowstone Club Estates.
 - E. SID 1385:** Street Improvements Along King Ave East, Miller Crossing Subdivision.
 - F. SID 1386:** Street and Storm Improvements to East & West MacDonald Drive.
- 5. PUBLIC HEARING AND RESOLUTION** respreading assessments on SID 1378, Street and Storm Drain Improvements along Clevenger Avenue. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
- 6. PUBLIC HEARING AND RESOLUTION** changing the name of Cynthia Park Drive to Sky Run Drive. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)

7. **PUBLIC HEARING AND RESOLUTION** reducing arterial construction fee assessments for certain commercially-zoned parcels and certain RMH-zoned parcels that meet the criteria of Ordinance 08-5478, capping parcel square footage at 9,600 square feet and calculating assessments based on the R-9600 zoning rate instead of commercial or RMH zoning rates. Staff recommend approval. (**Action:** approval or disapproval of staff recommendation.)
8. **PUBLIC HEARING AND RESOLUTION** adopting the East Billings Urban Renewal District Master Plan. Yellowstone County Board of Planning recommends approval. (**Action:** approval or disapproval of Yellowstone County Board of Planning recommendation.)
9. **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 notify Cari Martin, City Clerk, at 657-8210.