

## 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**

**January 25, 2010**

**6:30 P.M.**

**CALL TO ORDER – Mayor Hanel**

**PLEDGE OF ALLEGIANCE – Mayor Hanel**

**INVOCATION – Councilmember Rich McFadden**

**ROLL CALL**

**MINUTES: January 11, 2010**

**COURTESIES: Billings Firefighters - Conoco Refinery Fire**

**PROCLAMATIONS**

**ADMINISTRATOR REPORTS - TINA VOLEK**

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 5 ONLY.**

**Speaker sign-in required.** (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 -- SEPARATIONS:**
  - A. BID AWARDS:**
    - 1. Two (2) MET Paratransit Vans.** Recommend delay of bid award until February 8, 2010.
  - B. Approval of one-year Limited Commercial Aviation Building and Ground Lease with Alpine Aviation, Inc. dba Big Sky Ground Support Industries (3/1/10 - 2/28/11), with option to extend the term for one additional year contingent on the development status of the facility and the adjoining rental car wash facility; annual revenue - \$12,226.08.**
  - C. Amendment #1, West End Hangar Ground Lease with Moore, Scott, and Tostenrud, L.L.C., changing the Lessee's name to Moore, Palmersheim, and Tostenrud, L.L.C.**

- D. Amendment** to Development Agreement with Babcock LLC extending completion of Phase I Developer's improvements from 2/1/10 to 2/1/11 and acknowledging the Developer's written intention to complete Phases II and III as required by the Development Agreement.
- E. Amendment #3, W.O. 03-07: Alkali Creek Multi-Use Path**, Professional Services Contract, Dowl HKM, \$36,865.
- F. Memorandum of Understanding** with Beartooth RC&D Economic Development District, \$9,136 annual expense.
- G. Acceptance** of Recreational Trails Project Agreement for continuation of the Swords Park Trail through the east end of the park and connection to the existing bike/pedestrian Airport Road underpass, \$28,000; required City match - \$5,600.
- H. Approval** of application for an AmeriCorps VISTA Project, approximately \$230,000 - \$320,000 annually; and **authorization** for staff to negotiate and finalize the project if awarded.
- I. Approval** of application submittal for Misdemeanor Probation Domestic Violence Grant; required City of Billings match approximately \$18,000 (hard match-\$1,600; soft match-\$16,400)
- J. Contract** with GeoComm for development of a Radio System Implementation Plan; \$37,840.
- K. Approval** of Federal Legislative Agenda.
- L. Confirmation of Probationary Police Officer Shane Weinreis.**
- M. Bills and Payroll:**
  - 1. December 24, 2009

## **REGULAR AGENDA:**

- 2. PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #860:** A zone change from Residential 6,000 to Controlled Industrial on the north two acres of Lot 5 in Section 9, T1 South, R26 East (unplatted), located at 439 South Billings Boulevard; Hanser Properties, LP, applicant; Ralph Hanser, representative. Zoning Commission recommends approval and adoption of the 12 Zoning Commission Determinations. ( **Action:** approval of disapproval of Zoning Commission recommendation.)
- 3. PUBLIC HEARING AND SPECIAL REVIEW #880:** A special review to allow a vehicle wrecking facility at 439 South Billings Boulevard in a proposed Controlled Industrial zone on an approximate 2-acre parcel described as the north two acres of Lot 5 in Section 9, T1 South, R26 East; Hanser Properties, LP, owner; Ralph Hanser, agent. Zoning Commission recommends conditional approval. ( **Action:** approval or disapproval of Zoning Commission recommendation.)

4. **PUBLIC HEARING AND FIRST READING ORDINANCE** proposing a construction time limit on new and remodel residential and commercial construction projects. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
  
5. **SETTLEMENT AGREEMENT WITH POLICE OFFICERS AND MONTANA PUBLIC EMPLOYEES ASSOCIATION (MPEA), BILLINGS POLICE UNIT, FOR BACK PAY, OVERTIME, LONGEVITY, HOLIDAY AND OTHER TYPES OF PAY AS CALCULATED UNDER THE FAIR LABOR STANDARDS ACT FROM JANUARY 1, 2007, THROUGH JUNE 30, 2009. DELAYED FROM 1/11/2010.** Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)

**PUBLIC COMMENT** on Non-Agenda Items -- Speaker Sign-in required. (*Restricted to ONLY items not on this printed agenda. 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.*