

# CITY OF BILLINGS

## CITY OF BILLINGS VISION STATEMENT:

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

---

### AGENDA

**COUNCIL CHAMBERS**

**July 26, 2010**

**6:30 P.M.**

**CALL TO ORDER – Mayor Hanel**

**PLEDGE OF ALLEGIANCE – Mayor Hanel**

**INVOCATION – Mayor Hanel**

**ROLL CALL**

**MINUTES: July 12, 2010**

**COURTESIES**

**PROCLAMATIONS**

**ADMINISTRATOR REPORTS - TINA VOLEK**

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 and #7 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. **W.O. 05-15 Howard Heights Storm Drainage.** (Opened 7/13/2010) Recommend Ahanu Construction, Inc.; \$1,321,594.
    2. **W.O. 10-07 Grand Avenue and 24th Street West eastbound, right turn lane adjacent to CVS Pharmacy** (Opened 7/13/2010) Recommend Knife River-Billings; \$187,687.

- B. W.O. 04-12, Alkali Creek Stabilization, Phase 3**, increasing City Administrator's signing authority for change orders totaling up to \$233,655.80.
- C. Annual Agreements** for Landfill Use with Bighorn County, Carbon County, Musselshell County, Stillwater County, Treasure County, Town of Columbus, Town of Fromberg, Town of Hysham, Town of Bridger, Town of Joliet, City of Laurel, City of Big Timber, and City of Red Lodge (7/1/10 – 6/30/11); and 3-year Landfill Use Agreement with Yellowstone County (7/1/10 – 6/30/13, with annual amendments).
- D. Approval** of annual lease with PASSUR Aerospace, Inc. for space in the Airport Terminal Building to provide real time flight information for airlines (8/1/10 - 7/31/11); first year revenue - \$3,277.51; subsequent annual revenue based on Consumer Price Index for all Urban Consumers.
- E. Amendment #13** with Morrison-Maierle, Inc. for design services for the Airport's Car Rental Quick Turn Around Facility, \$833,698.
- F. Amendment #6, WO 02-10: 6th Avenue North to Bench Boulevard, Phase 1**, Professional Architectural and Engineering Services, Morrison-Maierle, Inc.; \$2,917.
- G. Street Closures:**
- 1. Mexican Fiesta Celebration**, July 31, 2010, 6:00 a.m. - 7:00 p.m., Sixth Avenue South between South 28th and South 29th Streets.
  - 2. Roll and Run 5K Stroller Run for Charity**, August 7, 2010, 8:00 a.m to 9:45 a.m., commencing on 3rd Street West at Pioneer Park, proceeding along Parkhill Drive to 10th Street West, north to Poly Drive, east to Virginia Lane, south to Parkhill Drive ending at Pioneer Park.
- H. Approval** of grant application and acceptance of the 2010 Justice Assistance Grant (JAG) for continuation of LED lightbar replacement project on police vehicles and other Police Department equipment purchases; \$66,520.
- I. Resolution** authorizing the issuance and calling for a negotiated sale of \$725,000 Pooled Sidewalk Bonds 2010A (WO 05-17 Highland; WO 08-30 Poly Drive; WO 08-02 2008 Misc/Developer Related; WO 08-21 Lake Elmo; WO 04-12 Alkali Creek).
- J. Resolution** authorizing the issuance and calling for a negotiated sale of \$300,000 Special Improvement District 1388 bonds.
- K. Resolution** fixing the form and detail of the Series 2010A Airport Re-funding Bonds.
- L. Approval of Quarterly Report for Pledged Collateral** for First Interstate Bank Certificate of Deposit, US Bank Municipal Investor Accounts, US Bank Repurchase Account, and US Bank Certificates of Deposit.

**M. Bills and Payroll:**

1. June 30, 2010

**REGULAR AGENDA:**

2. **PUBLIC HEARING AND RESOLUTION** amending FY2011 Water and Wastewater Rate and Fee Schedule. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
3. **PUBLIC HEARING AND RESOLUTION CREATING SID 1391, LYNN AVENUE IMPROVEMENTS.** Staff recommends approval. (Action: approval or disapproval of staff recommendation)
4. **PUBLIC HEARING AND SPECIAL REVIEW #882:** a special review for an all-beverage liquor license with gaming within an existing multi-tenant building located at 1313 Grand Avenue, currently zoned Community Commercial, and legally described as Lots 2A, 3-23, 24A and 25-47, Block 1, Evergreen Subdivision. Evergreen Midtown Plaza, LLC, applicant; Bob Pulley and Rob Veltkamp, agents. Zoning Commission recommends denial. (Action: approval or disapproval of Zoning Commission recommendation.)
5. **PUBLIC HEARING AND SPECIAL REVIEW #883:** a special review for expansion of Bethlehem Lutheran Church located in a Residential 6000 zone, legally described as Lots 8-11, Block 1, Dahl Subdivision, and generally located at 40 10th Street West and 1008 St. John's Avenue. Bethlehem Lutheran Church, applicant. Zoning Commission and Planning Department recommend conditional approval. (Action: approval or disapproval of Zoning Commission and Planning Department recommendation.)
6. **PUBLIC HEARING AND FIRST READING ORDINANCE REGULATING USE OF ELECTRONIC COMMUNICATION DEVICES WHILE OPERATING A MOTOR VEHICLE.** Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
7. **RECONSIDERATION** of Pioneer Park Master Plan Update. 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.*