

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

October 25, 2010

6:30 P.M.

CALL TO ORDER – Mayor Hanel

PLEDGE OF ALLEGIANCE – Mayor Hanel

INVOCATION – Councilmember Ruegamer

ROLL CALL

MINUTES: October 12, 2010

COURTESIES

PROCLAMATIONS

ADMINISTRATOR REPORTS - TINA VOLEK

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1, #7, #8 and #9 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. 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 podium.)

1. **CONSENT AGENDA** -- Separations:
 - A. **Professional Engineering Services Contract** for design and construction administration of W.O. 11-01, 2011 Water Replacement Projects; Sanderson Stewart; \$672,821.
 - B. **Agreement** with Sprint Nextel allowing exchange of one currently licensed 800 MHz frequency at no cost to the City.
 - C. **Change Order #7, W.O. 04-12, Phase 3 - Alkali Creek Road Maintenance and Slope Reconstruction** , CMG Construction, \$50,340.

- D. **Amendment #2, Automobile Parking Concession Agreement;** Standard Parking Corporation, extending term for one year through 10/31/2011; minimum annual revenue - \$1,300,000.
- E. **Amendment #7, W.O. 02-10 6th Avenue North to Bench Boulevard Connection** for design of a pedestrian tunnel; Morrison-Maierle, Inc.; \$89,803.
- F. **Approval** of waiver forms (2) reallocating \$35,604,866 bonding authority to the State of Montana and University of Montana.
- G. **Approval** of Communications With or Through the Media Policy.
- H. **Resolution** approving of Teamster and Non-Bargaining Employee Random Drug and Alcohol Test Policy.
- I. **Resolution** allocating up to \$11,000 of Council Contingency Funds for installation of a 2-inch water meter at Centennial Park.
- J. **Bills and Payroll:**
 - 1. September 24, 2010
 - 2. October 1, 2010

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND RESOLUTION** adopting rates and fees for wastewater service to the Lockwood Water and Sewer District. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- 3. **PUBLIC HEARING AND RESOLUTION** approving and adopting budget amendments for FY2009/2010 and FY2010/2011. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- 4. **PUBLIC HEARING AND RESOLUTION** de-annexing a portion of the Briarwood Planned Unit Development property described as Tract 2A of C/S 2544 Amended. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
- 5. **PUBLIC HEARING AND SPECIAL REVIEW #886:** a special review for the location of a 60-foot wireless communication support structure for Verizon Wireless in a Controlled Industrial zone legally described as Lots 14-26, Block 2, Industrial Subdivision and generally located in the 900 block of 2nd Ave North; Green Leaf Land and Livestock, owner; Kevin Howell, agent. Zoning Commission recommends conditional approval and approval of the waiver of the 1-mile separation requirement. (Action: approval or disapproval of Zoning Commission recommendation.)

6. **PUBLIC HEARING AND SPECIAL REVIEW #887:** a special review to allow three new multi-family buildings, including one 5-plex and two 4-plex buildings for a total of 13 dwelling units, in a Residential 6,000 (R-60) zone on a 28,902 square foot parcel legally described as Lots 14A, 14B and 14D of Mattson Acres Subdivision and generally located at 711 Mattson Lane just west of the intersection of Bench Boulevard and Mattson Lane; Ben Nistler, NHB, LLC, agent for the landowner. Zoning Commission makes no recommendation, as a result of a tie vote. (Action: approval or disapproval of Special Review request)
7. **RECONSIDERATION OF APPROVAL** of Settlement Agreement with Alternatives, Inc. dismissing the annual \$40,000 payment in lieu of tax assessment associated with Special Review #813, dated 5/22/06. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)
8. **RESOLUTION** approving the Transfer Agreement of the Billings cable television franchise from Bresnan to Cablevision. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
9. **APPROVAL** of County-proposed Accord addressing Urban Renewal Tax Increment Financing District (TIFD) formation and amendment. 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 podium.*)

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.