

CITY OF BILLINGS

CITY OF BILLINGS VISION STATEMENT:

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

AGENDA

COUNCIL CHAMBERS

November 8, 2010

6:30 P.M.

CALL TO ORDER – Mayor Hanel

PLEDGE OF ALLEGIANCE – Led by Boy Scout Troop 27

INVOCATION – Councilmember Cimmino

ROLL CALL – Councilmembers present on roll call were: Ronquillo, Gaghen, Pitman, Cimmino, McFadden, Ruegamer, McCall, Ulledalen, Astle, Clark

MINUTES: October 25, 2010, approved as presented

COURTESIES

- Boy Scout Troops 18 and 28 were introduced.
- Mayor Hanel announced that the turkey drive for the Billings Food Bank would begin at 6 a.m. the next morning.

PROCLAMATIONS -- None

ADMINISTRATOR REPORTS – Tina Volek

- Ms. Volek referenced Item 4, Staff and Library Board recommendations for the Downtown Library Facility, and said an email to Mayor and Council dated 11/7/10, from John and Victoria Cech, in support of the proposed plan to tear down the current library building and construct a new, efficient, cost-effective facility on the present site was in the ex-parte notebook for public review.
- Ms. Volek advised that due to Municipal Court Judge Mary Jane Knisely's recent election as District Court Judge, the process to select her replacement needed to begin soon. She reviewed the minimum requirements for the position and suggested advertising starting November 11, with an application deadline of December 10, interviews the week of December 13, and a Council vote at the December 20 meeting. City Attorney Brent Brooks offered to provide an information sheet which detailed the requirements of the position. Ms. Volek said a Council Initiative regarding the process could be made during that portion of the meeting.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1, #3, and #4 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.)

The public comment period was opened.

The following individuals spoke in support of the new library proposal:

- **Bruce Whittenberg, 4607 Arapahoe Lookout**
- **Cathy Grott, 1225 Juniper**
- **Tom Binon, 127 Antelope Trail**
- **Lyn McKinney, 1001 Babcock**
- **Shari Nault, 732 Burlington**
- **Gerald Kessler, 237 Avenue B**

- **Daniel Dostel, 3021 Stinson**, suggested building a new library while exploring other uses for the existing building.
- **Joe White, Billings**, stated he thought the proposed site for a new library was a terrible choice.

There were no other speakers, and the public comment period was closed.

1. **CONSENT AGENDA** -- Separations: 1F2

- A. Amendment #1** to the Airport Business Park Building and Ground Lease with the Yellowstone County Museum Foundation, for a net addition of 208.05 square feet to the Lease and a revised total of 1202.50 square feet of leased space in the lower level of IP-9. **APPROVED.**

- B. Amendment #3**, Limited Commercial Aviation Building and Ground Lease with Alpine Aviation, Inc., DBA Alpine Air, to add 1,023 square feet to the leasehold and increase its annual rental by \$1,802.42 for the first year, with annual rental amount adjusted each year according to the Consumer Price Index for All Urban Consumers (CPI-U) for the previous twelve months. **APPROVED.**

- C. Approval** of Billings Industrial Revitalization District requests for three (3) projects in the East Billings Urban Renewal District for (1) a Zoning Overlay for the EBURD, \$49,000; (2) funds toward preparation of the North Park Children's Center Feasibility Study, \$500; and (3) funds toward public improvements resulting from the Taylor Car Wash development on 6th Avenue North, \$3,972.50. **APPROVED.**

- D. Byron Nelson Park Master Plan**
 - 1. **Acceptance of Donation** from Yellowstone Country Club Homes Association to fund the Byron Nelson Park Master Plan; \$25,350. **APPROVED.**

 - 2. **Approval of Contract** with Land Design, Inc. of Billings for creation of a Master Plan for Byron Nelson Park funded by donation of \$25,350 from Yellowstone Country Club Homes Association. **APPROVED.**

E. Acceptance of Donation from CHS, Inc. Laurel Refinery for the Incident Command System Training Center, \$3,000. **APPROVED.**

F. Bills and Payroll:

1. October 8, 2010 -- **APPROVED.**
2. October 15, 2010 – **APPROVED 10-0.** Councilmember Cimmino recused herself from the vote.

REGULAR AGENDA:

2. **PUBLIC HEARING AND FIRST READING ORDINANCE** amending the boundaries of Ward I to exclude Tract 2A, C/S 2544, in the Briarwood PUD, (Annexation #10-03). Staff recommends approval. (Action: approval or disapproval of staff recommendation). **APPROVED.**
3. **AMENDMENT #1 OF THE 2010-2014 TRANSPORTATION IMPROVEMENT PROGRAM** for modification of federal funding for the Bench Boulevard North project. Staff recommends forwarding a recommendation of approval to the Policy Coordinating Committee. (Action: approval or disapproval of staff recommendation). **APPROVED.**
4. **APPROVAL OF RECOMMENDATIONS OF STAFF AND THE PARMLY BILLINGS LIBRARY BOARD FOR THE DOWNTOWN LIBRARY FACILITY:** (1) Preferred site being the entire block between 28th and 29th Streets and between the old 5th Avenue North and 6th Avenue North; with an alternative, but less desirable site, being the property the library currently utilizes, plus the two lots immediately north of the library building owned by Stockman Bank; (2) Acceptance of the \$2,000,000 donation to the Billings Library Foundation for its capital campaign, including donor's two stipulations that a new library building is built and the building be of architectural significance; and (3) Direction to staff to work with the owners of the properties adjacent to the library building to assemble the land necessary for the preferred site. (Action: approval or disapproval of Staff and Parmly Billings Library Board recommendations.) **1) APPROVED Library Board site selection; 2) APPROVED the acceptance of the \$2 million donation for a new library building with architectural significance; 3) APPROVED to direct staff to work with adjacent property owners to secure the land on the entire block between 28th and 29th Streets between the old 5th Avenue North and 6th Avenue North.**

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.*)

The public comment period was opened.

The following individuals spoke in support of not delaying construction of the Inner Belt Loop

- **Tom Zurbuchen, 1747 Wicks Lane**
- **Tom Binon, 127 Antelope Trail.**
- **James Knox, 661 Garnet**

- **Kevin Nelson, 4235 Bruce**, distributed pictures of incomplete sidewalks and suggested completion of them.

There were no other speakers, and the public comment period was closed.

COUNCIL INITIATIVES

- **McCall** moved to start the process to select a Municipal Court Judge to replace Mary Jane Knisely, with advertisement starting November 11, an application deadline of December 10, review of applications the week of December 13, and selection made at the December 20 Council meeting, seconded by Councilmember Ruegamer. Council did not take a vote, however the consensus was approval of the initiative.
- **Cimmino** moved to request an official status update report on the City of Billings Inner Belt Loop project, funding alternatives and a timeline schedule at the December 6 work session, seconded by Councilmember Pitman. **APPROVED.**

ADJOURN – The meeting adjourned at 9:11 p.m.

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.