

## COUNCIL ACTION SUMMARY

### 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**

**December 12, 2011**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Ronquillo

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

#### **MINUTES:**

- November 14, 2011, approved as submitted.
- November 28, 2011, pending

#### **COURTESIES:**

- Greg Krueger, Lisa Harmon, and Joe Stout of the Downtown Billings Alliance thanked outgoing Councilmembers Ruegamer, Clark, and Gaghen for their service and presented them with plaques and small Downtown Billings Alliance tokens in appreciation. Councilmembers Ruegamer, Clark, and Gaghen expressed their thanks for the opportunities.
- Mayor Hanel thanked the Downtown Billings Alliance for the holiday wine raffle event. He said it was a great success with 88 bottles of wine donated by downtown businesses. He noted his son, Adam, was the winner of the raffle.

#### **PROCLAMATIONS:**

- Councilmember Ruegamer announced the University of Montana Grizzlies would be playing the Sam Houston Bearkats in Huntsville, TX on Friday. He said Carroll College would also be playing in the national championship game on Saturday.

#### **ADMINISTRATOR REPORTS - TINA VOLEK**

Ms. Volek commented on the following items:

- **Item F, Approval of Councilmember Clark to the MLCT Board of Directors:** Memorandum from Alec Hansen regarding nominations for the position on the MLCT Board of Directors being vacated by Councilmember Clark. Copy of the memo was on Council's desks and in the ex-parte notebook.
- **Item 2, Public Hearing and Resolution Adopting Infill Development Policy:** Copy of e-mail from Paige Darden, dated 12/12/11, sent to Mayor and Council supporting the Infill Development Policy. Copy of the e-mail was on Council's desks and in the ex-parte notebook.
- **Item 3, Public Hearing and Resolution De-Annexing Certain Lots in Sunny Cove Fruit Farms:** Copy of e-mail from Thomas E. Romine, Petitioner, sent to Mayor and Council, dated 12/7/11, asking for approval of his de-annexation request. Copy was filed in the ex-parte notebook.
- **Copy of Cell Phone List for City Employees** requested by Councilmember Cimmino on 11/28/11 was on Council's desks and in the ex-parte notebook.

**PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1 ONLY. Speaker sign-in required.** (Comments offered here are limited to one (1) minute. 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.)

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

**1. CONSENT AGENDA -- Separations: 1A1(15)**

**A. Mayor Hanel recommends that Council confirm the following appointments:**

1.

	Name	Board/Commission	Term	
			Begins	Ends
1	Norm Kolpin	Aviation & Transit	01/01/12	12/31/15
2	Steven Tostenrud	Aviation & Transit	01/01/12	12/31/15
3	Marlene Walter	Board of Adjustments	01/01/12	12/31/13
4	No Applications	Board of Adjustments	01/01/12	12/31/13
5	No Applications	Board of Appeals - Architect	01/01/12	12/31/13
6	No Applications	Board of Appeals - Electrical	01/01/12	12/31/13
7	No Applications	Board of Appeals	01/01/12	12/31/14
8	No Applications	Board of Appeals	01/01/12	12/31/14
9	No Applications	Board of Appeals	01/01/12	12/31/15
10	No Applications	Board of Ethics	01/01/12	12/31/15
11	Rod Ostermiller	Board of Health	01/01/12	12/31/14

12	No Applications	Community Development	01/01/12	12/31/15
13	No Applications	Community Development - Low Mod	01/01/12	12/31/15
14	Trent Currie	Community Development - Low Mod	01/01/12	12/31/14
15	Jason Banfield	EMS Commission	01/01/12	12/31/12
16	No Applications	Exchange City Golf Board	01/01/12	12/31/14
17	John Walsh	Housing Authority	01/01/12	12/31/16
18	No Applications	Housing Authority - Resident Comm	01/01/12	12/31/13
19	Claudia Stephens	Human Relations	01/01/12	12/31/15
20	Ian Elliot	Human Relations	01/01/12	12/31/15
21	No Applications	Human Relations	01/01/12	12/31/15
22	William Lamdin	Library Board	01/01/12	12/31/15
23	Don Olsen	Parking Advisory Board	01/01/12	12/31/15
24	Steve Bruggeman	Parking Advisory Board	01/01/12	12/31/15
25	Ben Surwill	Police Board	01/01/12	12/31/14
26	David Hummel	Public Works Board	01/01/12	12/31/15
27	James Mariska	Public Works Board	01/01/12	12/31/15
28	No Applications	Traffic Control Board	01/01/12	12/31/13
29	No Applications	Traffic Control Board	01/01/12	12/31/15
30	Damian Forrester	City/County Planning Board - Ward II	01/01/12	12/31/13
31	Jennifer Olsen	City/County Planning Board - Ward V	01/01/12	12/31/12
32	Nancy Curriden	Yellowstone Historic Preservation	01/01/12	12/31/13
33	Barbara Hawkins	Zoning Commission	01/01/12	12/31/15
34	Dan Wagner	Zoning Commission	01/01/12	12/31/15
35	Leonard Dailey	Zoning Commission	01/01/12	12/31/15
36	Bill Ryan	Zoning Commission	01/01/12	12/31/15

- 3. Unexpired term of LaVern Bass
- 4. Unexpired term of Terry Madtson
- 15. Unexpired term of James Knox
- 28. Unexpired term of James Knox

**On a 7 to 2 vote, all appointments were approved with the exception of #15. Councilmember Cimmino and Mayor Hanel voted to approve the Mayor's appointment for #15. Councilmembers Ronquillo, Gaghen, McFadden, Ruegamer, Ulledalen, Astle, and Clark voted not to approve the Mayor's appointment for #15.**

**B. Bid Awards:**

1. Airport Automobile Parking Concession (Opened 12/6/2011) Recommend delay of award until December 19, 2011. **Approved**

**C. Approval** of the City-County Special Investigations Unit (CCSIU) Agreement with Yellowstone County for calendar year 2012. **Approved**

**D. Street Closures:**

1. **Martin Luther King, Jr. Day Pedestrian March.** January 16, 2012; 6:00 p.m. to 6:50 p.m.; starting at the Court House lawn, crossing at the intersection of N. 27th to 3rd Ave North, to N. 29th, north on N. 29th, across 4th Ave N. to Lincoln Center. **Approved**

**E. Acceptance of Donation** from Conoco - \$1,000; Northwestern Energy - \$500; MSU-B - \$500; and Downtown Billings Partnership - \$500 to offset costs associated with the 2011 Montana League of Cities and Towns Conference. **Approved**

**F. Approval** of Councilmember McCall to the Montana League of Cities and Towns Board of Directors as District 11 representative. **Approved**

**G. Final Plat Approval** of Amended Lot 2A and Tract 4A, Blue Meadow Acreage Tracts, Amended. **Approved**

**H. Bills and Payroll:**

1. November 14, 2011 **Approved**

2. November 21, 2011 **Approved**

**REGULAR AGENDA:**

2. **PUBLIC HEARING AND RESOLUTION #11-19128** adopting the Infill Development Policy. Infill Development Policy Ad Hoc Committee recommends approval. (Action: approval or disapproval of Infill Development Policy Ad Hoc Committee's recommendation.) **APPROVED**

3. **PUBLIC HEARING AND RESOLUTION #11-19129** de-annexing Lots 26, 27, the west half of Lot 28 and Lot 38, and Lot 40 of the Sunny Cove Fruit Farms; petitioner and property owner Thomas E. Romine. Staff recommends denial of the de-annexation request from the city limits based on the criteria laid out in the City's De-annexation Policy. (Action: approval or disapproval of staff recommendation.) **THE DE-ANNEXATION REQUEST WAS APPROVED**

**PUBLIC COMMENT** on Non-Agenda Items -- Speaker Sign-in required. (*Restricted to ONLY items not on this printed agenda. Comments here are limited to 3 minutes. Please sign up on the clipboard located at the podium.*)

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

### **COUNCIL INITIATIVES**

- **Clark:** Moved to direct staff to bring forth a fifth requirement that a city employee could not serve on a committee that directly advised the department he/she served with, seconded by Councilmember Astle. **Approved 7 to 2.**  
**Councilmembers Cimmino and McFadden voted in opposition.**
- **Cimmino:** Moved to direct staff to provide the policy information and process as it related to all city employees authorized to use city credit cards, seconded by Councilmember Gaghen. **Approved**

**ADJOURN:** 8:12 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.*