

## 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**

**November 26, 2012**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Cimmino

**ROLL CALL:** Councilmembers present on roll call were: Cromley, Ronquillo, Pitman, Cimmino, McFadden, McCall, Ulledalen, and Astle. Councilmembers Bird and Crouch were excused.

#### **MINUTES:**

- October 22, 2012 - **APPROVED**
- November 13, 2012 - **PENDING**

**COURTESIES:** Mayor Hanel thanked all participants of the Holiday Parade for making it a success.

**PROCLAMATIONS:** None

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

Ms. Volek commented on the following items:

- Consent Agenda Item 1A, Change Order #3 – South Park Gazebo: The change order amount was originally listed on the agenda as \$2,270. The correct amount to be approved is \$5,979. The current agenda reflects the correct amount.
- Consent Agenda Item 1E, Second & Final Reading Ordinance amending the Expanded N. 27<sup>th</sup> Street Urban Renewal Plan to include a Retail Recruitment and Retention program as a project eligible for tax increment financing: First reading of the ordinance was approved on November 13. Copy of the ordinance was inadvertently left off as an attachment to the November 26 Second & Final Reading staff memo. Copy of the ordinance approved on first reading is on Council's desk and filed in the ex-parte notebook.

- Regular Agenda Item 4, 2013 Legislative Priorities: E-mail from Tom & Jane Zurbuchen sent to Mayor and Council on 11/26/12 asking that the legislative priorities be amended to include a major increase in coal severance tax. Copy is on Council's desk and filed in the ex-parte notebook.

**PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1 and 4 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: F, G1**

**A. Change Order #3 - South Park Gazebo, Fisher Construction, \$5,979.**

**APPROVED**

**B. One-Year Extension of Health Insurance Consulting Services Contract with Gallagher Benefit Services, Inc. (extended until 12/31/2013); \$50,750. APPROVED**

**C. Downtown Revolving Fund Inter-Creditor Agreement Amendment adding Rocky Mountain Bank and distributing an even participation percentage between all banks. APPROVED**

**D. Memorandum of Agreement with Montana State University-Billings (MSU-B) to include its campus in the City's water system sampling plan. APPROVED**

**E. Second/Final Reading Ordinance #12-5590 amending the Expanded N. 27th Street Urban Renewal Plan to include a Retail Recruitment and Retention Program as a project eligible for tax increment financing. APPROVED**

**F. Second/Final Reading Ordinance #12-5591 repealing Sections 2-533 through 2-535 of the Billings, Montana, Municipal Code disbanding the Emergency Services Board. APPROVED 8 TO 1. CM CIMMINO VOTED IN OPPOSITION.**

**G. Bills and Payroll:**

**1. October 29, 2012 APPROVED 8 TO 0. CM CIMMINO ABSTAINED.**

**REGULAR AGENDA:**

**2. PUBLIC HEARING AND SITE DEVELOPMENT ORDINANCE VARIANCE #OP-12-04: A variance from Section 6-1203(j) allowing reduction from the required 33**

parking spaces to 17 parking spaces with 8 spaces located in the Broadwater Avenue arterial setback, at 908 Broadwater Avenue. Patricia Kuchera, owner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

**APPROVED**

**3. PUBLIC HEARING AND 1ST READING ORDINANCE FOR ZONE**

**CHANGE #905:** A zone change from Residential Manufactured Home (RMH) to Highway Commercial (HC) on a 1.48-acre parcel described as Lots 12, 13, 14 and 15A, Block 5, Wanigan Subdivision, generally located at 1001 Main Street. BEL, LLC, owner; William Lane, agent. Zoning Commission recommends approval of the zone change and adoption of the determinations of the ten criteria. (Action: approval or disapproval of Zoning Commission recommendation.) **APPROVED**

**4. 2013 MONTANA LEGISLATIVE PRIORITIES.** Staff recommends approval. (Action: approval or disapproval of Staff recommendation.) **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** None

**ADJOURN:** 6:58 pm

*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.*