

**COUNCIL ACTION SUMMARY
CITY OF BILLINGS**

CITY OF BILLINGS VISION STATEMENT:

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

COUNCIL CHAMBERS	AGENDA June 10, 2013	6:30 P.M.
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CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Councilmember Crouch

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

MINUTES:

- May 13, 2013 - **APPROVED**
- May 28, 2013 - **APPROVED**

COURTESIES: NONE

PROCLAMATIONS: June 19, 2013 – Juneteenth Day

ADMINISTRATOR REPORTS - TINA VOLEK

Ms. Volek commented on the following items.

- Consent Agenda Item G – W.O. 12-05, Five Mile Lift Station Approval of Payments to NWE and MDU for removal and installation of electrical equipment and gas facilities and approval of NWE and MDU utility easements. Memorandum from Public Works Director David Mumford, dated 6/6/13, was sent in the June 7 Friday Packet asking Council to approve the NWE Customer Service Agreement that was inadvertently left off of the staff report. Copy of memo filed in ex-parte notebook.
- Regular Agenda Item 6 – Approval and Adoption of the FY2014 City of Billings Budget. Memorandum from Finance Director Pat Weber, dated 6/7/13, sent in June 7 Friday Packet attaching an updated copy of Exhibit A to the resolution. Copy of memo filed in ex-parte notebook.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 & 4B ONLY.

Speaker sign-in required. (Comments offered here are limited to one (1) minute. Please sign in at the cart located at the back of the council chambers or 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: K1

A. Bid Awards:

1. W.O. 12-18, Canyon Creek Drain, Phase 1 - King Avenue West. (Opened 5/28/13)(Delayed until 6/10/13) Recommend CMG Construction, Inc.; \$274,960. **APPROVED**

2. City Hall Lighting Retrofit. (Opened 5/28/13)(Delayed until 6/10/13) Recommend Action Electric; \$47,170. **APPROVED**

B. Approval of Contract with High Point Networks for Billings Public Library Managed Desktop Project; \$154,992. **APPROVED**

C. Agreement with Yellowstone County Sheriff's Department to provide New World Public Safety data processing services(7/1/13 - 6/30/14); annual revenue - \$102,332. **APPROVED**

D. CTEP Project Specific Agreements for Ponderosa School Path, available funding - \$180,000; Arrowhead School Path, available funding - \$84,000; Swords Park Trail Outlet, available funding - \$120,000; Poly Drive School Improvements, available funding - \$97,147. **APPROVED**

E. Memorandum of Understanding (MOU) between the City of Billings and the County Water District of Billings Heights addressing classification of transmission lines for rate making purposes and clarifying methodology used to calculate rate of return used in determining resale rate for the District. **APPROVED**

F. Amendment #1, W.O. 12-31: East End Industrial Area Storm Drain. Professional Services Contract, Morrison-Maierle, Inc., not to exceed \$1,189,141. **APPROVED**

G. W.O. 12-05, Five-Mile Lift Station: Approval of Payments to NorthWestern Energy (NWE) for removal of old and installation of new electrical lines and transformer equipment - \$56,699.45, and to Montana Dakota Utilities (MDU) for installation of new

gas facilities - estimated \$6,579; and **Approval** of NWE and MDU Utility Easements. **APPROVED**

H. Resolution #13-19275 amending Resolution 92-16534 increasing Fireworks Display Permit Fee to \$100 and Required Liability Insurance to \$1.5 million per occurrence. **APPROVED**

I. Resolution #13-19276 relating to up to \$4,750,000 Storm Sewer Revenue Bonds, Series 2013; authorizing the issuance and private negotiated sale; and redemption of outstanding Storm Sewer Gross Revenue Refunding Bonds, Series 2003. **APPROVED**

J. Second/Final Reading for Zone Change #909: amending an existing Planned Development (PD) to allow an increase in the maximum density from 15 dwelling units per acre to 20 dwelling units per acre on a 25.186-acre parcel of land described as Tract 3A, C/S 2063, with underlying zoning of Planned Development-Multi-Family-Residential (PD-MF-R) in the Lenhardt Square Planned Development. Approval of the zone change and adoption of the determinations of the 10 criteria. **APPROVED**

K. Bills and Payroll:

1. May 13, 2013 **APPROVED 10 TO 0. CM CIMMINO ABSTAINED.**
2. May 21, 2013 **APPROVED**

REGULAR AGENDA:

2. PUBLIC HEARING AND FIRST READING ORDINANCE amending the boundaries of Ward I to exclude recently de-annexed property in De-Annexation #13-05: approximately 6.64 acres of undeveloped land described as Lot 20, Block 3, Rolle Subdivision, generally located between Alkali Creek Road and Highway 3 (Airport Road). Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

3. PUBLIC HEARING AND FIRST READING ORDINANCE expanding the boundaries of Ward III to include recently annexed property in Annexation #13-06: approximately seven acres of land described as Lot 5, Block 2, and Lot 1, Block 3, Titan Subdivision, generally located on the north and south sides of Interstate Avenue just east of the intersection of Interstate Avenue and Mullowney Lane. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

4. FY2014 Solid Waste Fees and Landfill Agreements

A. PUBLIC HEARING AND RESOLUTION #13-19277 establishing FY2014 Solid Waste residential and commercial collection, disposal, and landfill fees effective July 1, 2013. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

B. ANNUAL LANDFILL USE AGREEMENTS (7/1/2013 - 6/30/2014) with Bighorn County, Carbon County, Treasure County, Stillwater County, Musselshell County, Town of Fromberg, Town of Columbus, Town of Hysham, Town of Joliet, Town of Bridger, City of Big Timber, City of Laurel, City of Red Lodge, and Yellowstone County. Approximate annual revenue - \$1,920,000. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 10 TO 0. CM CROMLEY ABSTAINED.**

5. PUBLIC HEARING AND RESOLUTIONS setting annual FY2014 assessments for Light Maintenance Districts (**RES 13-19278**); Street Maintenance (**RES 13-19279**); Storm Sewer (**RES 13-19280**); Arterial Construction (**RES 13-19281**); Business Improvement District (**RES 13-19282**); and imposing annual all-purpose mill levy and mill levies for Library operation, Transit operation, and Public Safety Funds (**RES 13-19283**); and amending Resolution 07-18593 creating two classifications of hotels within the Tourism Business Improvement District (**RES 13-19284**). Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

6. PUBLIC HEARING AND RESOLUTION #13-19285 approving and adopting the Fiscal Year 2014 City of Billings Budget. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 9 TO 2. CM CIMMINO AND CM ULLEDALEN VOTED IN OPPOSITION.**

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 in at the cart located at the back of the council chambers or at the podium.*)

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

COUNCIL INITIATIVES - None

ADJOURN: 7:55 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.