

## 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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<b>COUNCIL CHAMBERS</b>	<b>AGENDA</b> <b>October 15, 2013</b>	<b>6:30 P.M.</b>
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**EXECUTIVE SESSION: 5:15 p.m.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember McFadden

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

#### **MINUTES:**

- September 23, 2013 -- **APPROVED**
- October 7, 2013 – Special Session -- **APPROVED**

#### **COURTESIES:**

- Councilmember Ronquillo stated he attended the Montana League of Cities and Towns meeting and has found the meetings very informational and educational. He encouraged all councilmembers to attend these meetings in the future. It is a good opportunity to network with other cities' staff and councilmembers. He also thanked Northwestern Energy for planting numerous trees in South Park and in the neighborhood. Residents were able to get trees for their boulevards, too.
- Mayor Hanel mentioned that Billings received the Tree City, USA Award again for \$10,000 at the League meeting. He congratulated Councilmember McCall for her newly appointed position with the Montana League of Cities and Towns as First Vice President.

#### **PROCLAMATIONS:**

- "Pink Day", October 15, 2013
- Mayor Hanel mentioned a Proclamation honoring and supporting all Veterans.

## ADMINISTRATOR REPORTS - TINA VOLEK

Ms. Volek commented on the following items:

- The WiFi was down. They attempted to have it repaired earlier but were unable to do so.
- Proposed a revised Council meeting schedule for November and December and asked for Council's approval to proceed with drafting a resolution concerning the same to be introduced at November 12<sup>th</sup> Regular Business meeting.
- **Item A3: 2014 Landfill Compactor.** Copy of informational letter from Titan Machinery, dated October 15, 2013, was placed on each Councilmember's desk. Copy is filed in the ex-parte notebook.
- **Item D: Coffee Shop Agreement for Billings Public Library with Sweet Café.** Copy of Real Property Lease Agreement was sent in the October 11 Friday Packet. Copy is filed in the ex-parte notebook.
- **Item 2: Public Hearing and First Reading Ordinance amending Billings, Montana City Code, Sections 6-1601 through 6-1672; revising the City of Billings Floodplain Ordinance to comply with State and Federal Regulations.** Copy of the Floodplain Ordinance was sent in the October 11 Friday Packet. Copy is filed 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 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: B1, B2, C, D, F, G, H, I, L, M1, M2, M3 and M4

A. **Bid Awards:**

1. **W.O. 10-19, Shiloh Conservation Area.** (Opened 10/15/2013) Recommend delay of award until October 28, 2013. **APPROVED**

2. **W.O. 13-03, #3 City Crack Seal.** (Opened 10/15/2013) Recommend delay of award until October 28, 2013. **APPROVED**

3. **2014 Landfill Compactor.** (Opened 9/24/2013) Recommend T&E Co.;\$364,312, including 3-year warranty and trade-in. **APPROVED**

4. **Airport Cupping Snow Plow Blade.** (Opened 10/15/2013) Recommend delay of award until October 28, 2013. **APPROVED**

5. **Two 2014 Single Engine Combination Sewer and Catch Basin Cleaners.** (Opened 9/24/2013) Recommend Titan Machinery, in the amount of \$641,112, minus trade-in of \$32,000, plus 5-year warranty for \$5,700, for a total net bid price of \$614,812. **APPROVED**

**B. W.O. 14-01, 2014 Water and Sanitary Sewer Replacement Projects**

1. **Professional Services Contract, Schedule 1;** Sanderson-Stewart; \$672,740. **APPROVED 8 to 0. CM CIMMINO ABSTAINED.**

2. **Professional Services Contract, Schedule 2;** Morrison Maierle, Inc.; \$617,728. **APPROVED 8 to 0. CM CIMMINO ABSTAINED.**

C. **Professional Services Contract** for W.O. 14-05, Phase 1, South Billings Urban Renewal District Sewer project, for the design and construction administration; DOWL HKM; \$298,800. **APPROVED 8 to 0. CM CIMMINO ABSTAINED.**

D. **Coffee Shop Agreement** for Billings Public Library with Sweet Cafe, \$350 per month rent. **APPROVED**

E. **Development Agreement** with TNC Development, LLC outlining necessary public improvements for Lot 5, Block 2, Titan Subdivision, located at 5530 Interstate Avenue. **APPROVED**

F. **Amendment #2, W.O. 09-12: Inner Belt Loop, Phase I,** Professional Services Contract; Sanderson Stewart Engineering; \$62,000. **APPROVED 8 to 0. CM CIMMINO ABSTAINED.**

G. **Amendment #4, W.O. 10-08: Water Treatment Plant Clearwell Baffle Project,** Professional Services Contract; Morrison-Maierle; \$11,619. **APPROVED 8 to 0. CM CIMMINO ABSTAINED.**

H. **Amendment #2, W.O. 12-43, Water Treatment Plant Backup Power Phase III,** Professional Services Contract; HDR Engineering; \$18,300. **APPROVED 8 to 0. CM CIMMINO ABSTAINED.**

**Mayor Hanel asked to be excused and turned over the meeting to Deputy Mayor Ulledalen at 6:55 p.m.**

I. **Approval** of the purchase of seven (7) Replacement Police Vehicles from Bison Ford Motor Company of Great Falls for \$27,206.24 each, or a total cost of \$190,443.68, budgeted in the 2014 Equipment Replacement Plan. **APPROVED**

J. **Acceptance** of additional Montana Board of Crime Control funding for the STOP Violence Against Women Act (VAWA); \$5,501.20. **APPROVED**

K. **Resolution #13-19320** relating to up to \$4,750,000 Storm Sewer Revenue Bonds, Series 2013; and amending the parameters for the issuance and private negotiated sale. **APPROVED**

L. **Preliminary Major Plat** of Lake Hills Subdivision, 34th Filing, generally located on both sides of Boca Raton Road, between Clubhouse Way and Annandale Road; Ron Hill, owner; Blueline Engineering, agent; conditional approval of the preliminary major plat and adoption of the Findings of Fact. **APPROVED 7 to 0. CM CIMMINO ABSTAINED.**

M. **Bills and Payroll:**

1. September 9, 2013 **APPROVED 7 to 0. CM CIMMINO ABSTAINED.**
2. September 16, 2013 **APPROVED 7 to 0. CM CIMMINO ABSTAINED.**
3. September 23, 2013 **APPROVED 7 to 0. CM CIMMINO ABSTAINED.**
4. April 1, 2013 - June 30, 2013 - Municipal Court **APPROVED**

**REGULAR AGENDA:**

2. **PUBLIC HEARING AND FIRST READING ORDINANCE** amending Billings, Montana City Code, Sections 6-1601 through 6-1672; revising the City of Billings Floodplain Ordinance to comply with State and Federal Regulations. 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 in at the cart located at the back of the council chambers or at the podium.*)

The public comment period was opened.

- **Leo Barsanti, 3316 Pipestone, Billings, MT**, requested the Council's support in a case before the Public Service Commission (PSC) concerning ownership fees assessed by Northwestern Energy for the installation of lighting infrastructure in the City's street light districts. Written comments may be submitted to the PSC by October 25, 2013. Consensus was that the short notice did not allow for proper action to be taken by the Council.
- **James Cox, 2822 Poly Drive, Billings, MT**, inquired about lawsuit, Kakleel vs. City of Billings, and how much was spent on attorney fees for representation for the City. Deputy Mayor Ulledalen stated the information could be obtained through a formal "right to know" request.

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

### **COUNCIL INITIATIVES**

- **Pitman**: MOVED for Council to allow the Alternate Routes Committee of the Heights Task Force to seek input for naming the Inner Belt Loop and present three names to the Council from which they may choose, seconded by Councilmember Ronquillo. On a voice vote, the motion was unanimously approved.

**ADJOURN: 7:20 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.*