

COUNCIL ACTION SUMMARY

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 18, 2013

6:30 P.M.

EXECUTIVE SESSION: 5:15 P.M.

CALL TO ORDER: Mayor Hanel

PLEDGE OF ALLEGIANCE: Mayor Hanel

INVOCATION: Mayor Hanel

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

MINUTES: November 12, 2013 - **APPROVED**

COURTESIES: None

PROCLAMATIONS: None

ADMINISTRATOR REPORTS - TINA VOLEK

Ms. Volek commented on the following items:

- **Consent Agenda Item D - Resolution approving the extension of the City Administrator's signature authority to execute maximum contracts associated with the implementation of the Neighborhood Stabilization and Foreclosure Acquisition/Rehabilitation Program.** The agenda reflects a November 12, 2013, effective date. The effective date should read November 18, 2013. The item was drafted for November 12 but was finalized for November 18, and the date was not changed in the agenda description.
- **Item 5 – Cost of Living Adjustment for Non-Represented Employees (7/1/2013 – 6/30/2015).** Staff report reflects cost of the 2.9% COLA in FY15 is \$484,990. The amount was inadvertently calculated using 2.6% instead of 2.9%. The correct FY15 amount calculated at 2.9% is \$486,408.

- **Library Tour** – Council was invited to tour the new Library building at 5:15 p.m. on Monday, December 9th before the Council meeting. Council agreed and asked for arrangements to be made.

Ms. Volek noted there were no ex-parte items for the notebook.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1, #4 and #5 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.

- **Tom Zurbuchen, 1747 Wicks Lane, Billings, MT**, referenced Items 4 and 5 of the Regular Agenda and stated the figures on pages 26 and 27 in the Police Union Contract were not the actual costs. FY15 amounts for all of the contracts are not correct. He presented three different methods for calculating the costs. He stated the additional perks such as longevity pay and continued education. These perks, plus benefits, cost the City 1.5% of total employee costs each year. He also stated that FICA, retirement, unemployment and worker’s compensation costs must be added in costs. He stated the City would be paying July – December payroll from reserves because there is no revenue during that time.

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

1. **CONSENT AGENDA** -- Separations: **A, B, E, F, G**

A. Change Order #1, W.O. 13-08: 58th Street West and Grand Storm Drain Improvements, Springline Construction, Inc., \$51,357. **APPROVED 10 TO 0. CM CIMMINO ABSTAINED.**

B. Memorandum of Understanding (MOU) between City of Billings and State of Montana (MDT) for planning and construction of Zimmerman Trail from Rimrock Road to Highway 3; and **Authorizing** the Mayor to execute the MOU with MDT. **APPROVED 10 TO 0. CM CIMMINO ABSTAINED.**

C. Acceptance of Donations to the Billings Police Department for Police Canine: Kenco Enterprises - \$1,000; Downtown Exchange Club of Billings - \$1,500; George and Olivia Sheckleton - \$500. **APPROVED**

D. Resolution #13-19325 approving the extension of the City Administrator’s signature authority, effective November 18, 2013, to execute maximum contracts associated with the implementation of the Neighborhood Stabilization Program and the Foreclosure Acquisition / Rehabilitation Program. **APPROVED**

E. Preliminary Subsequent Minor Plat of Shadow Lawn Estates Subdivision, described as 5 lots on approximately 5.63 acres of land on the south side of Poly Drive, west of Virginia Lane; Aaron Sparboe, owner; Sanderson Stewart, agent; conditional approval of the plat and adoption of the findings of fact. **ON A 10 TO 0 VOTE POSTPONED TO DECEMBER 9, 2013 REGULAR BUSINESS MEETING. CM CIMMINO ABSTAINED.**

F. Final Plat of Josephine Crossing Subdivision, 4th Filing. **APPROVED 10 TO 0. CM CIMMINO ABSTAINED.**

G. Bills and Payroll:

1. October 28, 2013 – **APPROVED 9 TO 0. CM CIMMINO AND CROMLEY ABSTAINED.**

REGULAR AGENDA:

2. **PUBLIC HEARING** and approval of a substantial amendment to the FY2012-2013 & FY2013-2014 Consolidated Plan - Annual Action Plans for CDBG and HOME funding, reallocating CDBG funding from the Manufactured Home Repair Loan Program to the First Time Homebuyer Program. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

3. **PUBLIC HEARING AND RESOLUTION #13-19326** vacating the north 5 feet of right-of-way of Rimrock Road adjacent to Whisper Ridge Subdivision; LAIS Development, Inc. and Buscher Development, petitioners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

4. **TEAMSTERS LOCAL 190 7/1/2013 - 6/30/2015 UNION CONTRACT.** Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

5. **COST OF LIVING ADJUSTMENT FOR NON-REPRESENTED EMPLOYEES (7/1/2013 - 6/30/2015).** Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED 10 TO 1. 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

- **Bird:** November 4th marked the 20th anniversary of the “Not In Our Town” movement. She and CM Crouch attended the Summit on Hate conference at Rocky Mountain College. CM Bird stated the National Leadership Conference would be held in Billings, Montana in June 2014 and encouraged everyone to participate.

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.