

CITY OF BILLINGS

CITY OF BILLINGS' MISSION STATEMENT:
*TO DELIVER COST EFFECTIVE PUBLIC SERVICES
THAT ENHANCE OUR COMMUNITY'S QUALITY OF LIFE*

AGENDA

COUNCIL CHAMBERS

April 24, 2006

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Richard Clark

ROLL CALL

MINUTES – April 10, 2006

COURTESIES – Fire Dept.

PROCLAMATIONS

- April 23 – 29: Crime Victims' Rights Week
- April 23 – 29: Administrative Professionals Week
- April 28: Arbor Day
- April 30 – May 6: Municipal Clerks Week

ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1, #10 and #11 ONLY. Speaker sign-in required. (Comments offered here are limited to 1 minute per speaker. 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.)

(NOTE: For Items not on this agenda, public comment will be taken at the end of the agenda. Please sign up on the clipboard located at the back of the room.)

CONSENT AGENDA:

1. A. **Bid Awards:**

(1) **W.O. 06-01: 2006 Water and Sewer Line Replacement Project – Bid Schedules No. 1 and 2.** (Opened 4/11/06). Recommend Schedule 1 to Cop Construction using trenchless technology, \$2,542,856.00 plus a 10% contingency of \$254,285.60 for a total of \$2,797,141.60. Schedule 2 to Western Municipal for \$1,842,712.20, plus 10% contingency of \$184,271.22 for a total of \$2,026,983.42.

(2) One New Current Model 2006 Trailer with CCTV Inspection Equipment. (Opened 4/11/06). Recommend WP Rentals LLC, Schedule I, \$86,200.00.

B. Approval of Architectural Fees from CTA Architects and team for the Downtown Transit Operations Center, \$571,913.25.

C. Amendment of Lease for office space to the Transportation Security Administration (TSA), additional \$4,175.43/year for a total annual lease rental of \$36,892.11.

D. W.O. 05-04: Terrace Estates, acceptance of storm drainage easement, from Brian and Jeanne Koukol in Lot 36, Block 3, Terrace Estates Subdivision, 3rd filing, \$0.00.

E. W.O. 03-23: Turn Lane for Yellowstone River Road & Hawthorne Lane, acceptance of warranty deed from Tracy R. Arnold for a tract of land in Lot 1, Block 2, Fritz Subdivision, and located at 1147 Eldora Lane, \$0.00.

F. Acknowledging receipt of petition to vacate portions of S. 22nd St., 2nd Ave. S, 3rd Ave. S and the alley between S. 22nd St. and S. 23rd St., ConocoPhillips, petitioner, and setting a public hearing date for 5/22/06.

G. Resolution creating the Mayor's Committee on Homelessness as an ad hoc committee.

H. Preliminary Plat of Caleb Park Subdivision; conditional approval of the plat, approval of the variances and adoption of the findings of fact.

I. Final Plat of Amended Lots 1-7 and 8A, Block 1, Spring Valley Subdivision.

J. Bills and Payroll.

- (1) March 24, 2006
- (2) March 31, 2006
- (3) March 1-31, 2006 (Municipal Court)

(Action: approval or disapproval of Consent Agenda.)

REGULAR AGENDA:

- 2. PUBLIC HEARING FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIP (HOME) PROGRAMS** and the FY 2006 Annual Action Plan. Council action scheduled for 5/8/06. **(Action:** Public Hearing only.)

3. **PUBLIC HEARING AND RESOLUTION** creating Park Maintenance District (PMD) #4033 in Falcon Ridge Subdivision. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
4. **PUBLIC HEARING AND SPECIAL REVIEW #808:** A special review to allow a drive-through service for a Walgreens in a Highway Commercial zone adjacent to a residential zoning district on Lots 15 A-H, Block 3 of Vista Heights Subdivision, located at 1600 Main Street. Heights Home Center, LLP, applicant; Jessica Aguilar, Hawkins Company, agent. Zoning Commission recommends conditional approval. **(Action:** approval or disapproval of Zoning Commission recommendation.)
5. **PUBLIC HEARING AND SPECIAL REVIEW #809:** A special review to allow an outdoor patio where alcoholic beverages are served at Montana Chad's Bar in a Community Commercial zone on Lots 1A, 2A, 3-5, Block 16 of Suburban Subdivision, located at 3953 Montana Avenue. G & L, LLC, applicant; Charles B Goldy, Jr. of cbg architects, agent. Zoning Commission has no recommendation. **(Action:** approval or disapproval of special review.)
6. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward II to include the recently annexed property in Annex #06-02, a 19-acre parcel described as a portion of C/S 2776 located on the west side of Highway 87, north of its intersection with Main Street in the Heights, 4A's LLC, petitioner. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
7. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include the recently annexed property in Annex #06-03, Tracts 1 and 2, C/S 3139, Tract 1, C/S 2379 and two unplatted tracts containing 79 acres located near the southwest corner of the Grand Avenue and 56th Street West intersection, Douglas and Ronald Frank, petitioners. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
8. **PUBLIC HEARING AND RESOLUTION** annexing the contiguous City-owned land known as Annex #06-04: Tract 2B of Amended Tract 2, C/S 727, located on Alkali Creek Rd. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
9. **PUBLIC HEARING AND RESOLUTION** annexing the remaining tract of corrected C/S 3223, Amended Tract 1, known as Annex #06-05, McCall Development Inc., petitioners. Staff recommends conditional approval. **(Action:** approval or disapproval of Staff recommendation.)

10. **RESOLUTION** setting building permit fees at the same level established in 1993 and repealing Res. #03-17998. (PH held 4/10/06; action delayed from 4/10/06). Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

11. **CITY ADMINISTRATOR SELECTION.**
 - (A) **Approval** of recruitment brochure. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
 - (B) **Approval** of contract with The Mercer Group to assist with City Administrator recruitment. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
 - (C) **Resolution** authorizing up to \$7500 from Council Contingency for recruitment expenses incurred via the contract with The Mercer Group. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

12. **PUBLIC COMMENT on Non-Agenda Items -- Speaker sign-in required.** (Restricted to ONLY items not on the printed agenda; comments limited to 3 minutes per speaker. Please sign up on the clipboard located at the back of the Council Chambers.)

COUNCIL INITIATIVES

ADJOURN

(NOTE: Additional information on any of these items is available in the City Clerk's Office)

**Visit our Web site at:
<http://ci.billings.mt.us>**

CALENDAR

(Council AND Boards & Commissions)

APRIL:

4/24/2006	REGULAR Council Meeting	6:30 p.m.	Council Chambers
4/25/2006	Planning Board	6:00 p.m.	4 th Floor Library
4/26/2006	Traffic Control Board Housing Authority Development Process Advisory Review Board (DPARB)	NOON NOON 1:00 p.m.	4 th Floor Library 2415 1 st Avenue North CH Conference Room
4/27/2006	Yellowstone County Board of Health	7:00 a.m.	Community Health Center 123 So. 27 th Street

MAY:

5/01/2006	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
5/02/2006	Community Development Board Zoning Commission Aviation & Transit Commission Board of Adjustment	3:00 p.m. 4:30 p.m. 5:30 p.m. 6:00 p.m.	4 th Floor Library Council Chambers Airport Terminal Council Chambers
5/03/2006	Policy Coordinating Committee	8:00 a.m.	4 th Floor Library
5/04/2006	Human Relations Commission	12:15 p.m.	CH Conference Room
5/08/2006	Parking Advisory Board REGULAR Council Meeting	4:00 p.m. 6:30 p.m.	CH Conference Room Council Chambers
5/09/2006	Agenda Review Meeting/Special Work Session Planning Board	6:00 p.m. 6:00 p.m.	3 rd Floor Library 4 th Floor Library
5/10/2006	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 rd St.
5/11/2006	Library Board Public Utilities Board	11:30 a.m. 6:30 p.m.	Library Public Works-Belknap 2251 Belknap Ave
5/15/2006	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St

5/16/2006	Yellowstone Historic Preservation Board Council Strategic Planning Session	8:00 a.m. 6:00 p.m.	4 th Floor Library CH Conference Room
5/22/2006	REGULAR Council Meeting	6:30 p.m.	Council Chambers
5/23/2006	Traffic Control Board Planning Board Special Work Session	NOON 6:00 p.m. 6:00 p.m.	4 th Floor Library 4 th Floor Library 3 rd Floor Library
5/24/2006	Development Process Advisory Review Board (DPARB)	1:00 p.m.	CH Conference Room
5/25/2006	Yellowstone County Board of Health	7:00 a.m.	Community Health Center 123 So. 27 th Street
5/29/2006	MEMORIAL DAY – CITY OFFICES CLOSED		
5/30/2006	Agenda Review/Special Work Session	6:00 p.m.	3 rd Floor Library
5/31/2006	Housing Authority	NOON	2415 1 st Avenue North