

# CITY OF BILLINGS

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

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## AGENDA

**COUNCIL CHAMBERS**

**December 17, 2007**

**6:30 P.M.**

**CALL TO ORDER – Mayor Tussing**  
**PLEDGE OF ALLEGIANCE – Mayor Tussing**  
**INVOCATION – Councilmember Clark**  
**ROLL CALL**  
**MINUTES – December 10, 2007**  
**COURTESIES**  
**PROCLAMATIONS**  
**ADMINISTRATOR REPORTS – Tina Volek**

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: 1 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. Mayor’s Appointments:**

Mayor Tussing recommends that Council confirm the following appointments:

	Name	Board/Commission	Term	
1.	Norm Kolpin	Aviation & Transit	01/01/08	12/31/11
2.	Souther	Board of Ethics	01/01/08	12/31/11
3.	Kathleen Walters	Community Development Board (At Large)	01/01/08	12/31/11
4.	Jim Hartung	Community Development Board (Low Mod)	01/01/08	12/31/11

5.	*J. Kip Gjerde	Energy & Conservation Commission	01/01/08	12/31/10
6.	Phyllis Crawford	Housing Authority	01/01/08	12/31/09
7.	Michael Crummett	Human Relations Commission	01/01/08	12/31/11
8.	Claudia Stephens	Human Relations Commission	01/01/08	12/31/11
9.	Ian Elliot	Human Relations Commission	01/01/08	12/31/11
10.	*Cyndi McCormick	Human Relations Commission	01/01/08	12/31/09
11.	Jean Warner	Library Board	01/01/08	12/31/11
12.	James Mariska	Public Utilities Board	01/01/08	12/31/11
13.	Steven Zeier	Traffic Control Board	01/01/08	12/31/11
14.	Brian Roberts	Yellowstone Historic Preservation Board	01/01/08	12/31/09
15.	Alex Tommerup	Yellowstone County Planning Board	01/01/08	12/31/09
16.	Edward Workman	Zoning Commission	01/01/08	12/31/11
17.	Barbara Hawkins	Zoning Commission	01/01/08	12/31/11
18.	Leonard Dailey	Zoning Commission	01/01/08	12/31/11
19.	Michael Larson	Zoning Commission	01/01/08	12/31/11

5. Unexpired term of Richard McCormish

10. Unexpired term of Skip Godfrey

**B. Bid Awards:**

**(1) Lower Level Restrooms Remodel for Billings Logan International Airport.** (Opened 12/11/07), D.P.S. Company, \$55,457.00.

**C. Change Order No. 1,** 2007 Accessibility Ramps, CMG Construction, Inc., \$14,682.24.

**D. Approval** of Revolving Loan Fund loan to David L. Overturf for purchase and renovation of property located at 2517 Montana Avenue, \$85,000.00.

**E. Approval** of Federal Projects Requests for 2008.

**F. Approval** of two 20-year West End Hangar Ground Leases with John M. and/or Marcia A. Nash, Lots 12 and 13; revenue first year - \$975.72 each.

**G. Approval** of Airline Operating Permit with Lynx Aviation, Inc.

**H. Approval** of Utility Site Purchase Agreement and Quitclaim Deed, Zone 4 Reservoir Land Acquisition, GSK Partners, LLP, \$52,959.00.

**I. Approval** of extension of Downtown Billings Partnership Development Agreement.

**J. Agreement** with *The Billings Times* to provide City of Billings legal advertising, 1/1/08 – 12/31/11, at a cost of approximately \$27,000.00 per year.

**K. Agreement** with Billings Housing Authority to fund one officer at no expense to the City of Billings.

**L. Agreement** with Laurel Ford for 12-month automobile lease for HIDTA Task Force, 1/1/08 – 12/31/08, \$4,200.

**M. Acceptance** and approval of 2008 High Intensity Drug Trafficking Area Award (HIDTA), \$151,381.00

**N. Acceptance** and approval of Homeland Security Grant for purchase of Bomb Squad tow vehicle and accessories of up to \$70,000.00.

**O. Amendment #1**, Rimrock Road - Shiloh Road to 54<sup>th</sup> Street West Improvement Project, General Project Development and Construction Agreement with Montana Department of Transportation.

**P. Amendments #4 and #5**, Rimrock Road – Shiloh Road to 54<sup>th</sup> Street West Improvement Project, HKM Engineering, Inc., Amendment #4 – Water line relocations \$40,920.00; Amendment #5 – Project boundary re-design \$32,243.00.

**Q. Amendment #5**, Briarwood Sanitary Sewer Main Extension, Morrison-Maierle, Inc. for design and right-of-way acquisition, \$79,964.00.

**R. Confirmation** of Probationary Police Officer, Matt Lennick.

**S. Briarwood Sanitary Sewer Main Extension Right-of-Way Agreement and Perpetual Right-of-Way Easement** with Briarwood Country Club, \$50,000.00.

**T. W.O. 04-33: Lake Elmo Drive (Hilltop to Wicks Lane) Right-of-Way Acquisition:**

(1) Parcel 27: Portion of Unit 124, a Condominium on Lot 1, Block 1, Windsor Imperial Subdivision, Gregory R. Smith and Betty Mattson-Smith, \$9,150.00.

(2) Parcel 63: Portion of Lot 14, Block 3, Broadmoor Subdivision, Heirs and Devisees of Donna J. Peterson, Deceased (Dorothy Waddell and Robert Bryson, Personal Representatives), \$3,200.00.

**U. Street Closure:** *Magic City Blues Festival*, Montana Avenue between the 2300 and 2500 blocks from 9:00 a.m. on Friday, August 8, 2008, to noon on Sunday, August 10, 2008.

V. **Resolution of Intent** to adopt the South Side Neighborhood Plan as part of the Yellowstone County and City of Billings 2003 Growth Policy.

W. **Resolution** creating the Work Force Housing Ad Hoc Committee and approving composition of the committee.

X. **Resolution** creating the joint City-County Bicycle and Pedestrian Advisory Committee.

Y. **Preliminary Minor Plat** of Lake Hills Subdivision, 32<sup>nd</sup> Filing.

Z. **Final Plat** of Meadowlark Subdivision, Amended Lot 7, Block 4.

## **REGULAR AGENDA:**

2. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-05: described as 13.4 acres of a portion of park land along Zimmerman Trail right-of-way and a portion of Zimmerman Trail right-of-way between Highway 3 and Rimrock Road; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
3. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include recently annexed property in Annexation #07-18: described as a portion of 56<sup>th</sup> Street West and Broadwater Avenue rights-of-way; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
4. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-19: described as a 6.832-acre portion of Rimrock Road right-of-way from 62<sup>nd</sup> Street West to the city limits; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
5. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward III to include recently annexed property in Annexation #07-25: described as a 2.457-acre portion of 44<sup>th</sup> Street West right-of-way south of King Avenue West; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
6. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include recently annexed property in Annexation #07-11: described as a 3.74-acre portion of Broadwater Avenue right-of-way

west of 30<sup>th</sup> Street West; City of Billings, requester. 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 recently annexed property in Annexation #07-12: described as a 1.69-acre portion of Bell Avenue right-of-way west of Shiloh Road; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
8. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-13: described as a 0.92-acre portion of Zimmerman Trail right-of-way; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
9. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-14: described as a 4.86-acre portion of Cove Avenue right-of-way between 46<sup>th</sup> and 50<sup>th</sup> Streets West; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
10. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward IV to include recently annexed property in Annexation #07-16: described as a 0.359-acre portion of Grand Avenue right-of-way east of 56<sup>th</sup> Street West; City of Billings, requester. Staff recommends approval. (**Action:** approval or disapproval of staff recommendation.)
11. **CHANGE ORDER NO. 2**, New Baseball and Multi-Use Stadium at Athletic Park, \$79,970.00. (Delayed from 12/10/07 meeting).
12. **PUBLIC COMMENT on Non-Agenda Items -- Speaker sign-in required.** (*Restricted to ONLY items not on this 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>**

