

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

September 11, 2006

6:30 P.M.

CALL TO ORDER – Mayor Tussing

PLEDGE OF ALLEGIANCE – Mayor Tussing

INVOCATION – Councilmember Gaghen

ROLL CALL

MINUTES – August 28, 2006.

COURTESIES

PROCLAMATIONS

- September 16: Boys & Girls Clubs Day for Kids in Billings
- September: National Library Card Sign-Up Month – Get Carded at Parmly Billings Library

ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1, #9 and #10 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) **MET Transit Purchase** of one transit bus. Recommend Gillig Corporation, \$311,496.00.

(2) **W.O. 06-13: 2006 Accessibility Ramps.** (Opened 8/15/06; delayed from 8/28/06). Recommend J & J Concrete, \$332,227.50.

(3) **2007 4-Wheel Mechanical Broom High Dump Sweeper.** (Opened 9/5/06). Recommend delaying award to 9/25/06.

B. C.O. #8, W.O. 04-13: Filter Building Expansion and Improvements, COP Construction, \$48,312.49.

C. Amendments to Agreements with Wells-Fargo:

- (1) Buy-Sell Agreement
- (2) Drive-up Bank lease.

D. Renewal of Generator Room Lease with FAA in lower level of the Terminal Building, \$72.92/month.

E. Applications relating to W.O. 04-36: Briarwood Sanitary Sewer Main Extensions:

- (1) Structure Encroachment Permit from MDT
- (2) Encroachment and Utility Occupancy Permit from MDT
- (3) Right-of-Way Permit from DNRC for utilities across State Lands

F. Declaring property as surplus property and authorizing a public auction of surplus City equipment and police recovered property on September 30, 2006.

G. Sale of 1999 Elgin street sweeper to Yellowstone County, \$15,000.00.

H. Application for Paratransit Operating Assistance Grant from MDOT and subsequent acceptance of the agreement if received, up to \$710,496.00.

I. Acknowledging receipt of petition Annex #06-13 to annex a 65-acre parcel generally located south of Rimrock Rd. between 50th and 54th Streets West and described as Tracts 1 & 2, C/S 2054 and Cynthia Park (a county park), Blue Diamond Ranch Partnership LLC, owner/petitioner, and setting a public hearing date for 9/25/06.

J. Second/final reading ordinance providing that the BMCC be amended by revising Sections 24-1007 through 1009 and Section 24-1011; providing for vehicle immobilization when outstanding parking fines exceed \$50.00; updating the procedure; and increasing certain fines.

K. Second/final reading ordinance expanding the boundaries of Ward IV to include recently annexed property in Annex #06-11: a 36-acre parcel generally located on the west side of 46th St. W, south of Rimrock Rd. and described as: Tract 1, C/S 3273, Jim Boyer and Paul Bromenshenk, petitioners.

L. Second/final reading ordinance for Zone Change #787: An ordinance providing that the BMCC be amended by revising Section 27-1404 through 1406 and Section 27-1431 through 1433, adopting the revisions as an amendment to the Zoning Regulations (re: the Shiloh Corridor Overlay District) and setting a time period for the regulation to be effective.

M. Second/final reading ordinance for Zone Change #789: A zone change from Residential-9,600 to Neighborhood Commercial on Lots 8 & 9, Block 2 of Central Acres Subdivision, 2nd filing, located at 3525 Central Avenue, Betty Larsen, owner.

N. Preliminary Subsequent Minor Plat of Amended Lot 11-A of Amended Lots 11, 12, and 13, Block 1, Sand Cliff Subdivision, generally located south of State Highway 3 between Aireway Drive (south) and Masterson Circle (north), approximately ½ mile southwest of the airport, conditional approval of the preliminary subsequent minor plat and adoption of the findings of fact.

O. Bills and payroll.

- (1) August 4, 2006
- (2) August 11, 2006
- (3) August 18, 2006

(Action: approval or disapproval of Consent Agenda.)

REGULAR AGENDA:

2. **PUBLIC HEARING AND FIRST READING ORDINANCE** expanding the boundaries of Ward V to include recently annexed property in Annex #06-12: a 14.5-acre parcel described as Tract 1 of Corrected Amendment of Tracts 1 and 3 and Remainder Tract 2 to be the Amendment of Tracts 1, 2, and 3, C/S 1648, Bell Family Trust, owner. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

3. **PUBLIC HEARING AND RESOLUTIONS Creating Special Improvement Lighting Maintenance Districts:**

- A. SILMD 290 – S. 32nd St. West;
- B. SILMD 299 – Vintage Estates Subdivision;
- C. SILMD 300 – Bellville Subdivision.

Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

4. **PUBLIC HEARING AND RESOLUTIONS relevying and respreading assessments:**

- A. SID 1365: installation of water, sanitary sewer, storm drain, and street improvements, in Lake Hills Subdivision, 25th Filing.
- B. SID 1366: construction of a park, city water supply, concrete parking lot, and storm drain in Rimrock West Estates Subdivision, 2nd, 3rd, 4th, and 5th filings and C/S 1350.

Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

5. **PUBLIC HEARING AND RESOLUTIONS levying and assessing original assessments:**
 - A. SID 1368: construction of street, curb, gutter, sanitary sewer, water improvements and storm drainage improvements to Annandale Road from Greenbrier Road to Cherry Hills Road.
 - B. SID 1370: installation of missing sidewalks, drive approaches, accessibility ramps, curb and gutter and street widening improvements and miscellaneous storm drainage improvements on Interlachen Drive between River Oaks Drive and the southern extension Skyview Drive and on Lakewood Drive from Interlachen Drive to its eastern end.
 - C. SID 1373: construction of curb, gutter and street improvements (including bike path) for South Billings Boulevard between King Avenue and Underpass Avenue.
 - D. SID 2501: miscellaneous sidewalk, curbs, and gutter improvements located in areas throughout the City.Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
6. **PUBLIC HEARING AND RESOLUTION** levying and assessing original assessments for SID 3006: Tree Removal Costs. Staff recommends approval. **(Action:** approval or disapproval of the Staff recommendation.)
7. **PUBLIC HEARING AND RESOLUTION** setting mill levy rates for (a) the Public Safety Fund, (b) General Obligation Debt Service - Parks, and (c) General Obligation Debt Service - Streets for FY2007. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
8. **PUBLIC HEARING** regarding the City Council preferences on intersection and maintenance alternatives in the Shiloh Road Corridor area. Recommendation to be made at meeting. **(Action:** approval or disapproval of Staff recommendation.)
9. **2007 UNIFIED PLANNING WORK PROGRAM (UPWP)** for the Billings Metropolitan Planning Organization. Staff recommends approval of the Draft 2007 UPWP and authorizing the Mayor to take this recommendation to the Policy Coordinating Committee (PCC) meeting. **(Action:** approval or disapproval of Staff recommendation)
10. **CITY ADMINISTRATOR CONTRACT** with Tina Volek. **(Action:** approval or disapproval of contract.)
11. **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>**

CALENDAR **(Council AND Boards & Commissions)**

SEPTEMBER:

9/11/2006	Parking Advisory Board REGULAR Council Meeting	4:00 p.m. 6:30 p.m.	CH Conference Room Council Chambers
9/12/2006	Agenda Setting Meeting Planning Board	5:30 p.m. 6:00 p.m.	CH Conference Room 4 th Floor Library
9/13/2006	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 rd St.
9/14/2006	Library Board Council Tour	NOON 1:00 p.m.	Library Police Dept.
9/18/2006	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
9/19/2006	Yellowstone Historic Preservation Board	8:00 a.m.	4 th Floor Library
9/20/2006	Electronic Signs Ad Hoc Committee	1:00 p.m.	4 th Floor Library
9/25/2006	REGULAR Council Meeting	6:30 p.m.	Council Chambers
9/26/2006	Agenda Setting Meeting Planning Board Traffic Control Board	5:30 p.m. 6:00 p.m. NOON	CH Conference Room 4 th Floor Library 4 th Floor Library
9/27/2006	Housing Authority Development Process Advisory Review Board (DPARB)	NOON 1:00 p.m.	2415 1 st Avenue North CH Conference Room

9/28/2006	Yellowstone County Board of Health	7:00 a.m.	Community Health Center 123 So. 27 th Street
<u>OCTOBER:</u>			
10/02/2006	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
10/03/2006	Community Development Board Zoning Commission Aviation & Transit Commission	3:00 p.m. 4:30 p.m. 5:30 p.m.	4 th Floor Library Council Chambers Airport
10/04/2006	Policy Coordinating Committee Board of Adjustment	8:00 a.m. 6:00 p.m.	4 th Floor Library Council Chambers
10/05/2006	EMS Commission Human Relations Commission	7:30 a.m. 12:15 p.m.	Main Fire Station Conf. Rm 2300 9 th Ave. N. CH Conference Room
10/09/2006	COLUMBUS DAY – CITY OFFICES CLOSED		
10/10/2006	Parking Advisory Board Planning Board REGULAR Council Meeting	4:00 p.m. 6:00 p.m. 6:30 p.m.	CH Conference Room 4 th Floor Library Council Chambers
10/11/2006	Parks/Recreation/Cemetery Bd Agenda Setting Meeting	11:30 a.m. 5:30 p.m.	Community Center 360 N. 23 rd St. CH Conference Room
10/12/2006	Library Board	NOON	Library
10/16/2006	Energy & Conservation Commission Council WORK SESSION	3:00 p.m. 5:30 p.m.	BOC Conference Room Community Center 360 N. 23 rd St
10/17/2006	Yellowstone Historic Preservation Board	8:00 a.m.	4 th Floor Library
10/19/2006	Public Utilities Board	6:30 p.m.	Public Works-Belknap 2251 Belknap Ave
10/23/2006	REGULAR Council Meeting	6:30 p.m.	Council Chambers
10/24/2006	Planning Board Traffic Control Board	6:00 p.m. NOON	4 th Floor Library 4 th Floor Library
10/25/2006	Housing Authority Development Process Advisory Review Board (DPARB)	NOON 1:00 p.m.	2415 1 st Avenue North CH Conference Room
10/26/2006	Yellowstone County Board of Health (Note: November and December meetings to be combined at a date decided in October)	7:00 a.m.	Community Health Center
10/31/2006	Agenda Setting Meeting	5:30 p.m.	CH Conference Room