

## COUNCIL ACTION SUMMARY

### CITY OF BILLINGS

#### CITY OF BILLINGS VISION STATEMENT:

**“THE MAGIC CITY: A DIVERSE, WELCOMING COMMUNITY WHERE  
PEOPLE PROSPER AND BUSINESS SUCCEEDS.”**

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#### AGENDA

**COUNCIL CHAMBERS**

**November 10, 2014**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Crouch

**ROLL CALL:** Councilmembers present on roll call were: Cromley, Yakawich, Pitman, Cimmino, McFadden, McCall, Swanson, Crouch, Brown. Councilmember Bird was excused.

**MINUTES:** October 27, 2014 - **APPROVED**

**COURTESIES:** Police Department Awards

#### **PROCLAMATIONS:**

- Veteran's Day, November 11, 2014
- Active Military Family Support Month - November 2014
- Benjamin C. Steele Day – November 10, 2014

#### **ADMINISTRATOR REPORTS - TINA VOLEK**

- City Hall will be closed tomorrow for Veterans Day.
- Reminded Council of the follow-up on the Community Innovation Summit on Wednesday from 1:30 to 3:30 pm in the Library Community Room.

#### **PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items 1 & 4 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: A4, B, G, I1

A. **Bid Awards:**

1. **2015 Tractor Truck for Street/Traffic Division.** (Opened 10/28/2014) Recommend Tri-State; \$102,267. **APPROVED**

2. **2015 Loader for Street/Traffic Division.** (Opened 10/28/2014) Recommend Titan Machinery; \$131,080. **APPROVED**

3. **2015 Aerial Truck for Street/Traffic Division.** (Opened 10/28/2014) Recommend I-State; \$156,531. **APPROVED**

4. **Landfill Compactor for Solid Waste Division.** (Opened 10/28/2014) Recommend rejection of all bids for the purchase of the new compactor and use of the funding to replace severely-damaged dozer. **APPROVED**

B. **Contract for Professional Services** with Sanderson Stewart for design and construction administration of W.O. 15-08, Exposition Gateway Infrastructure Improvements - 3rd Avenue North between Exposition Drive and North 11th Street, 2nd Avenue North between North 9th Street and North 11th Street, North 9th Street between 1st Avenue North and 3rd Avenue North, and North 10th Street between 1st Avenue North and 4th Avenue North (water, sanitary sewer, storm drain and street improvements); \$297,178. **APPROVED**

C. **Acknowledge receipt of petition to vacate** a portion of 7th Avenue South adjacent to Lots 9, 10, 11 and 12, Block 221, Second Addition, near the intersection of South 35th Street and 7th Avenue South; City of Billings, petitioner; and set a public hearing date for December 8, 2014. **APPROVED**

D. **Acceptance of Donation** to Billings Fire Department for purchase of public education materials; Exxon Mobil Corporation; \$2,000. **APPROVED**

E. **Acceptance** of Montana Board of Crime Control 2014 Domestic Violence Grant; \$13,077. **APPROVED**

F. **Second/Final Reading Ordinance #14-5632 for Zone Change 926:** A zone change from Residential 9,600 to Residential 6,000 on property legally described as Lots 21-24, Block 12, College Subdivision, 3rd Filing, and addressed as 1247 Princeton Avenue; Vaughn and Marla Rohrdanz, owners. Approval of the zone change and adoption of the determinations of the 10 criteria. **APPROVED**

**G. Resolution of Intent #14-10406** to create SID 1397, paving of Treasure Drive from Donna Drive to the City High Ditch; and set a public hearing date for December 8, 2014. **APPROVED**

**H. Final Plat of Price Subdivision. APPROVED**

**I. Bills and Payroll:**

1. October 6, 2014 **APPROVED 8-0. BROWN AND CROMLEY ABSTAINED.**
2. October 14, 2014 **APPROVED**

**REGULAR AGENDA:**

**2. PUBLIC HEARING AND RESOLUTION #14-10407 FOR ANNEXATION #14-05:** approximately 2.5 acres located at 659 Lincoln Lane in the Billings Heights; Lary and Judy Garrison, owners and petitioners. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

**3. PUBLIC HEARING AND RESOLUTION #14-10408** vacating a slope easement along Lot 21-A-2, Block 39, Lake Hills Subdivision, 12th Filing; Clint Kegal, owner and petitioner. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

**4. RESOLUTION #14-10409 RELATING TO GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014.** A resolution authorizing the issuance and private negotiated sale of up to \$7,250,000 General Obligation Bonds, Series 2014, to Robert W. Baird & Co., Inc. for the construction of Dehler Park. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**  
**CLARIFYING BOND PAYMENTS OF 13 YEARS.**

**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.

- **Kevin Nelson, 4235 Bruce Avenue, Billings, MT,** referenced the Highlands Project in his neighborhood, and he talked about the email sent to Council with a link to a Facebook page showing and describing the dust and noise. City Administrator Volek advised it was a matter for the State and suggested the best recourse would be to contact DEQ.
- **Marty Elizabeth Ortiz, 707 1<sup>st</sup> St. W. #6, Billings, MT,** invited City Council to the Summit on Hate 2014, on Saturday at 10:00 – 4:00 pm at the Public Library.

There were no other speakers and the Public Comment period was closed.

## **COUNCIL INITIATIVES**

- **Cimmino:** MOVED to have the Legal Staff to research the Highlands Project concerns expressed by Mr. Nelson and contact the DEQ, seconded by Councilmember McFadden. On a voice vote the motion was unanimously approved.

**ADJOURN:** 7:31 pm

*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.*