

## 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**

**April 27, 2015**

**6:30 P.M.**

**CALL TO ORDER:** Mayor Hanel

**PLEDGE OF ALLEGIANCE:** Mayor Hanel

**INVOCATION:** Councilmember Swanson

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

**MINUTES:** April 13, 2015 - **APPROVED**

Mayor Hanel noted at the April 13, 2015, council meeting staff provided an incorrect date as to when the Arterial Fee was created. He asked staff to confirm the correct date so that tonight's minutes would note the correction. City Administrator Volek advised the correct date for creation of the Arterial Fee was 2004; not 2007 or 2008 as reported on April 13.

#### **COURTESIES:**

- Councilmember Yakawich thanked Helen Johnson, city staff, the task forces, Alternatives, 4-H Clubs and the many other volunteers who helped with the Bright n' Beautiful event the past Saturday. Ms. Johnson said 122 bags of litter were gathered, and a dump truck and a roll-off dumpster were filled. The rain hindered some people, but there were more activities planned for this weekend.
- Councilmember McCall referenced the current legislative session, which had been very interesting the past three to four days. She said on Friday there was a notion that the legislature might fully sine die (adjourn). The Senate had forwarded Senate Bill 416, a compromise infrastructure bill worked on by both parties that failed in the House on Friday. There was an attempt to add amendments that failed, and the House agreed to come back on Saturday. It failed again on Saturday but the House agreed to give it one more try Monday, and the bill failed again. Councilmember McCall said a motion was made for the House to sine die, and it passed by 81 votes. In order for the House to conclude its business, the Senate had to agree. The Senate felt it needed to try one more

time for passage of the bill, so the Senate voted not to concur with the sine die of the House. Both houses would be in action early Tuesday morning. If the bill did not pass, the State would go without most of its infrastructure planning and funding for two years. House Bill 8, a bill based on bonding, was attached to Senate Bill 416, and was being held hostage until Senate Bill 416 came across. Councilmember McCall encouraged everyone to notify their local representatives to vote for the bill.

- Councilmember Bird acknowledged Olympic Gold Medalist, Bruce Jenner, in terms of humanity and compassion, for publicly bringing forth his life. It was a very personal, intimate, and very difficult situation; and she wished Mr. Jenner and others in similar situations well.
- Councilmember Cimmino said she echoed the sentiments in Councilmember Swanson's invocation for keeping Nepal in their prayers. She was very glad to live in a country who lent support for medical aid and recovery efforts. She encouraged everyone to keep the victims and survivors in their thoughts.
- Councilmember Crouch said the City of Baltimore was having its own cataclysmic time and asked everyone to pray for peace.

#### **PROCLAMATIONS:** Arbor Day - May 8, 2015

Mayor Hanel asked Superintendent of Parks, Jon Thompson, to comment on the Arbor Day activities that would take place May 8. Mr. Thompson noted the past year the City of Billings Parks Department won the International Society of Arboriculture Gold Leaf Award for best Arbor Day program in Pioneer Park. The award covered the states of New Mexico, Colorado, Wyoming and Montana. On May 8 at 7:30 a.m. the activities would start in Riverfront Park, and so far they had over 200 volunteers to plant trees and shrubs, prune existing trees around the ponds, mulch, paint, and spruce up the shelters. At 9:00 a.m. approximately 500 children from 14 community grade schools would be visiting 20 environmental booths learning about insects, trees, plants, forest animals, etc. All volunteers would receive a t-shirt and certificate and be fed lunch thanks to donations from many local businesses. The event would conclude with a ceremonial tree planting at 12:30 p.m. Mr. Thompson invited the Mayor and City Council to attend.

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

- Item G – Adoption of Downtown Billings Parking Strategic Plan with final plan implementation recommendations to be made by October 2015. The initial agenda description omitted the word "Parking." The description has been corrected in all documents to include "Parking."
- Item K – Resolution adopting a Policy on Utility Easements in City Parks. Memorandum from Parks Director, Mike Whitaker, with proposed changes to the park easement policy was sent in the April 24, 2015, Friday Packet. Staff asks that the item be separated for discussion. Copy was filed in the ex-parte notebook.

**PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: #1 and 2B 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: C, G, K, M1 and M2

A. **Bid Awards:**

1. **North Side Public Aircraft Parking Ramp Project.** (Opened 4/14/2015)  
Recommend CMG Construction; \$916,830. **APPROVED**

2. **Front Load, Side Load and Rear Load Garbage Trucks.** (Opened 4/14/2015)  
Recommend Montana Peterbilt - Two Rear Load Trucks - \$490,711.16; Montana Peterbilt - Two Side Load Trucks - \$552,505.00; Montana Peterbilt - Two Front Load Trucks - \$526,277.22. **APPROVED**

3. **W.O. 15-01, Schedule 1, Will James Area Water Main Replacement.** (Opened 4/14/2015) Recommend COP Construction; \$1,200,645. **APPROVED**

4. **W.O. 15-01, Schedule 2, Sanitary Sewer Main Replacement.** (Opened 4/14/2015) Recommend COP Construction; \$1,509,574.50. **APPROVED**

5. **W.O. 15-01, Schedule 3, 17th Street West Water Main Replacement.** (Opened 4/14/2015) Recommend COP Construction; \$1,753,263. **APPROVED**

6. **W.O. 15-17, WWTP Aeration Blower Improvements.** (Opened 4/14/2015)  
Recommend Aerzen; \$157,714. **APPROVED**

7. **Ponderosa School Path.** (Opened 3/31/2015)(Delayed from 4/13/2015);  
Recommend delay of award until May 11, 2015. **APPROVED**

8. **Waterborne Traffic Paint.** (Opened 4/21/2015) Recommend delay of award until May 11, 2015. **APPROVED**

B. **Subordination Agreements** with GSA Billings, L.C. and First Interstate Bank for purposes of debt coverage in the East Tax Increment Financing District. **APPROVED**

**C. Amendment #1, Automobile Parking Concession Agreement** with SP Plus Corporation. **APPROVED**

**D. Acceptance of Warranty Deed** for a street tract for Barrett Road from School District #2 (Delayed from 4/13/2015). **APPROVED**

**E. Acceptance** of donation to Billings Police Department from Phillips 66 for construction of Firearms Training Center; \$50,000. **APPROVED**

**F. Acceptance** of Montana State Reading Council Creative Assistance Grant; \$1,000. **APPROVED**

**G. Adoption** of Downtown Billings Parking Strategic Plan with final plan implementation recommendations to be made by October, 2015. **APPROVED**

**H. Resolution of Intent #15-10447** to create SILMD 315, Bench Boulevard, and set a public hearing date of May 26, 2015. **APPROVED**

**I. Resolution #15-10448** relating to \$9,615,000 Storm Sewer Revenue Bonds, Series 2015; authorizing the sale and prescribing the forms and terms. **APPROVED**

**J. Resolution #15-10449** authorizing the issuance and calling for a negotiated sale of up to \$310,000 pooled sidewalk bonds (W.O. 15-06, Poly Drive and W.O. 14-02, Miscellaneous Improvements) **APPROVED**

**K. Resolution #15-10450** adopting a Policy on Utility Easements in City Parks. **APPROVED AMENDING THE PURPOSE OF THE POLICY TO INCLUDE EXISTING EASEMENTS.**

**L. Final Plat** of Josephine Crossing Subdivision, 5th Filing. **APPROVED**

**M. Bills and Payroll:**

1. March 30, 2015 **APPROVED 8 TO 0. CIMMINO, CROMLEY AND BROWN ABSTAINED.**

2. April 6, 2015 **APPROVED 10 TO 0. CIMMINO ABSTAINED.**

3. January 1, 2015 - March 31, 2015 (Municipal Court) **APPROVED**

## **REGULAR AGENDA:**

### **2. EAST BILLINGS URBAN RENEWAL AREA**

**A. PUBLIC HEARING AND RESOLUTION #15-10451 FOR ANNEXATION #15-01:** portions of 6th Avenue North, 4th Avenue North, 3rd Avenue North, 2nd Avenue North, 1st Avenue North, Main Street (Exposition Drive) and some alleys in the area of East Billings; City of Billings, petitioner. Staff recommends approval of the

annexation and acceptance of the County Quitclaim Deed for road rights-of-way. (Action: approval or disapproval of staff recommendation.) **APPROVED**

**B. SECOND/FINAL READING ORDINANCE #15-5652** relating to the modifications of the East Billings Urban Renewal Area and adopting a modified Urban Renewal Plan, including a tax increment provision. Staff recommends approval. (Action: approval or disapproval of staff recommendation.) **APPROVED**

**3. PUBLIC HEARING** and approval of the FY2015-2019 five-year Consolidated Plan, the FY2015-2016 Annual Action Plan and the allocation of Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) program funding. Staff recommends approval. (Action: approval or disapproval of staff recommendation) **APPROVED**

**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

**ADJOURN:** 8:16 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.*