

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

July 14, 2008

6:30 P.M.

CALL TO ORDER – Mayor Tussing
PLEDGE OF ALLEGIANCE – Mayor Tussing
INVOCATION – Councilmember Astle
ROLL CALL
MINUTES – June 23, 2008
COURTESIES
PROCLAMATIONS
ADMINISTRATOR REPORTS – Tina Volek

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1 and 2 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. 03-07, Alkali Creek Multi-Use Path – Segment 1B (Main Street Tunnel).** No recommendation for contract award due to no bids received by the bid deadline.

(2) **W.O. 04-36, Briarwood Sewer Main Extension.** (Opened June 24, 2008). Recommend COP Construction, \$5,089,781.00 plus 10% contingency (\$508,978.10) for a total of \$5,598,759.10.

(3) **W.O. 07-22, King Avenue East road construction.** (Opened July 1, 2008). Recommend delay of award to July 28, 2008.

(4) **Waukesha Engine Generator Control Upgrade for Wastewater Division.** (Opened June 24, 2008). Recommend Winn-Marion Barber, LLP, \$134,911.00.

B. Agreement with Billings Housing Authority to fund one Police Officer, July 1, 2008, through December 31, 2008.

C. Approval of Commercial Aviation Ground Lease with Edwards Jet Center for the Airport's Commercial Lot 2 parcel. Five-year term, annual revenue, \$12,220.44.

D. Amendment #1 to Non-Commercial Aviation Ground Lease with Williams Enterprises to correct and update the legal description. Annual revenue increase, \$221.52.

E. Assignment and Transfer of the Non-Commercial Aviation Ground Lease from Williams Enterprises to B&J Properties Limited, LLC.

F. Amendment #1 to Limited Commercial Aviation Ground Lease with Corporate Jet, LLC to correct and update the legal description. Annual revenue increase, \$208.80.

G. Amendment #2, W.O. 07-22, King Avenue East, Professional Services Contract, HDR Engineering, \$175,360.00.

H. Amendment to Certified Local Government Program Grant Contract with the State of Montana Historic Preservation Office to send a Yellowstone Historic Preservation Board member to the Montana History Conference in October, 2008, \$500.

I. W.O. 05-20 Aronson Avenue, amendments to the plat of Sahara Sands Park and certificate of survey for Swords Park to add road tracts and right-of-way.

J. Street Closures:

(1) Billings Clinic's Classic Street Party; N. Broadway between 3rd Avenue N. and 4th Avenue N. from midnight August 22, 2008, through 5:00 p.m. August 24, 2008; and the alley between 3rd and 4th Avenues North from 9:00 p.m. August 22, 2008, through 5:00 a.m. August 24, 2008.

(2) Viva La Fiesta; South 28th and South 29th on 6th Avenue South on July 25, 26, and 27, 2008, from 4:00 p.m. on July 25 until 6:00 p.m. July 27, 2008. Delayed from June 23, 2008.

K. Acceptance of donation from The Rotary Club of Billings to provide trees for Dehler Park, \$3,000.00.

L. Acceptance of Homeland Security Grant for the purchase of confined space/rescue equipment for the Fire Department, \$20,248.00.

M. Approval of grant application to the Montana Tourism Infrastructure Investment Program to provide a bridge connection over the Montana Rail Link tracks in the downtown historic district, \$50,000.00.

N. Approval of grant application and acceptance of the 2008 Justice Assistance Grant (JAG) for replacement of lightbars on police vehicles, \$11,390.00.

O. Resolution acknowledging approval of the Department of Natural Resources and Conservation (DNRC) for the sale and delivery of revenue bonds for the Briarwood sanitary sewer extension, \$7,400,000.00.

P. Preliminary Plat of Lake Hills Subdivision, 14th Filing, Amended Lots 4, 5, and 7 through 11, Block 46.

Q. Final Plat of Miller Crossing Subdivision, 2nd Filing.

R. Final Plat of Shiloh Crossing Subdivision, Amended Lot 4, Block 1.

S. Bills and Payroll

- (1) June 6, 2008
- (2) June 13, 2008
- (3) June 20, 2008

(Action: approval or disapproval of Consent Agenda.)

REGULAR AGENDA:

2. RESOLUTION APPROVING AND ADOPTING FOURTH QUARTER BUDGET AMENDMENTS FOR FISCAL YEAR 2007/2008 (item #3 delayed from June 23, 2008). Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)

3. PUBLIC HEARING AND RESOLUTION AUTHORIZING THE SALE OF PORTIONS OF OLYMPIC PARK AND THE SHILOH DRAIN ACCESS PROPERTY. A transfer of City-owned property, located in the right-of-way along Shiloh Road, to Montana Department of Transportation for the Shiloh Road Project. Subject property is generally described as Parcels 22, 25, 31 and 83 on Montana Department of Transportation Project MT 1031(4). Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)

4. PUBLIC HEARING AND RESOLUTION VACATING THE ALLEY WITHIN BLOCK 260 OF BILLINGS ORIGINAL TOWN, Aaron Sparboe, petitioner. Staff recommends approval. **(Action:** approval or disapproval of staff recommendation.)

5. **PUBLIC HEARING FOR SPECIAL REVIEW #862:** A special review to remove a condition of approval from Special Review #836 and Special Review #841 restricting vehicle access across the west property line to adjacent property on a 2.303 acre parcel of land in a Controlled Industrial (CI) zone, on Lot 11A-1, CBH Industrial Park Subdivision at 1911 King Avenue West. KRP, LLC, owner, Blueline Engineering, agent. Delayed from June 23, 2008, at applicant's request. Zoning Commission recommends conditional approval. (**Action:** approval or disapproval of Zoning Commission recommendation.)
6. **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

7. **EXECUTIVE SESSION - Litigation**

ADJOURN

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

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.

**Visit our Web site at:
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