

# 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

January 10, 2005

6:30 P.M.

CALL TO ORDER – Mayor Tooley

PLEDGE OF ALLEGIANCE-- Mayor Tooley

INVOCATION – Councilmember Peggie Gaghan

ROLL CALL

MINUTES – December 13, 2004

COURTESIES

PROCLAMATIONS – Mayor Tooley.

- January: Volunteer Blood Donor Month

BOARD & COMMISSION REPORTS – Community Development Board

ADMINISTRATOR REPORTS – Kristoff Bauer.

LEGISLATIVE REPORT – Kristoff Bauer

### **PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: #1 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) **Cellular Telephone Service.** (Opened 1/04/05). Recommend delaying award to 1/24/05.

(2) **Rose Park Recreation Building.** (Opened 11/23/04). Recommend rejecting all bids and rebidding.

**B. Amendment #1, W.O. 04-12: Alkali Creek Road Reconstruction,** Kadrmias, Lee & Jackson, Inc., \$25,394.00.

**C. Acceptance** of the 2005 High Intensity Drug Trafficking Area (HIDTA) Award, \$159,248.00.

**D. Agreement with Laurel Ford** for a vehicle for Laurel Police Dept. participation in HIDTA Task Force, \$4,200.00 paid by the HIDTA award.

**E. Approval of DBP Grant** to Urban Frontier Development Venture 2, L.P.(SoPo), \$549.00.

**F. Approval of Downtown Revolving Loan** to James E. Turley, D.D.S., P.C., up to \$250,000.00 at 2.625% rate adjusted annually, to finance tenant improvements, technology investment and staff training and retooling for the Digital Dental Office located at 315 North 25<sup>th</sup> Street in the Rocky Mountain Professional Building.

**G. Authorize** submission of an application for a Certified Local Government Grant from the Montana State Historic Preservation Office, \$5,500.00.

**H. Approval** of the FY 2004-2005 Fair Housing Action Plan.

**I. Resolution** relating to financing of Certain Proposed Projects (Water and Wastewater Revenue Bonds); Establishing Compliance with Reimbursement Bond Regulations under the Internal Revenue Code.

**J. Street Closure requests:**

1) Martin Luther King Day Pedestrian March, Monday January 17, 2005, 6:30 p.m., 3<sup>rd</sup> Avenue North and 4<sup>th</sup> Avenue North between North 27<sup>th</sup> and North 29<sup>th</sup> Streets.

2) March of Dimes Walk America Event, Saturday, April 23, 2005, 8:30 am to 12:00 noon, 2<sup>nd</sup> and 3<sup>rd</sup> Avenues North from North 11<sup>th</sup> to North 34<sup>th</sup> Streets.

**K. Second/final reading ordinance expanding Ward I** to include property on South Frontage Road at the southeast corner of the South Billings Boulevard – Interstate 90 Interchange (Annexation #04-12).

**L. Rescission of Acceptance of QCD** from Rehberg Ranch Estates Marketing to the City of Billings.

**M. Approval** of the aggregation of Lots and Dedication of Right-of-Way for Lots 44-46, Block 7, Amended West Side Addition.

**N. Final plat** of Foxtail Village Subdivision.

**O. Bills and Payroll.**

- (1) November 26, 2004
- (2) December 3, 2004
- (3) December 10, 2004
- (4) December 17, 2004

**(Action:** approval or disapproval of Consent Agenda.)

## **REGULAR AGENDA:**

- 2. PUBLIC HEARING AND FIRST READING ORDINANCE** amending BMCC: establishing a *Zoning Overlay District* to extend 500 feet from the center line of Shiloh Road from King Avenue West south to Interstate 90, including Zoo Drive; regulating development standards, landscaping standards, building design standards and other site development standards; and sign standards for commercial, industrial and multifamily developments. Zoning Commission recommended on 5/10/04 approval of the Shiloh Corridor Overlay District as a whole, excluding the portion along Zoo Drive. Staff recommends approval of the South Shiloh Corridor Overlay District, as defined by the area 500 feet from the centerline of Shiloh Road, from King Avenue West south to Interstate 90, including Zoo Drive. **(Action:** approval or disapproval of Staff recommendation.)
- 3. CONTINUATION OF PUBLIC HEARING AND FIRST READING ORDINANCE** amending BMCC redistricting of the Ward boundaries. Staff recommends Scenario 1, including placing Rehberg Ranch in Ward IV. **(Action:** approval or disapproval of Staff recommendation.)
- 4. PUBLIC HEARING AND FIRST READING ORDINANCE** expanding Ward II to include recently annexed property. (Annexation #04-09): 1.6 acre parcel of land on the northeast corner of the intersection of Main Street and Airport Road, Lamar Outdoor Advertising Montana, petitioner. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
- 5. CONTINUATION OF PUBLIC HEARING AND RESOLUTION regarding the disposal of City-owned property** described as Lots 9-12, Block 142 O.T., located on the 100 Block of South 25<sup>th</sup> Street and authorizing the sale of the land to the Montana Rescue Mission for \$35,000 or \$2.50 a square foot. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

6. **PUBLIC HEARING AND RESOLUTION** approving Annexation #04-13: a portion of the NW4 of Section 4, T1S, R25E, C/S 1877, Tracts 1 & 2, containing approximately 50 acres, Jack and Robert Sukin, petitioners. Staff recommends approval of the public service report and the resolution of annexation with conditions. **(Action:** approval or disapproval of Staff recommendation.)
7. **PUBLIC HEARING AND SPECIAL REVIEW #774:** a special review to permit the sale of alcohol (full beverage license) without gaming on a property zoned Community Commercial located at 1640 Grand Avenue. Zoning Commission recommends conditional approval. **(Action:** approval or disapproval of Zoning Commission recommendation.)
8. **PUBLIC COMMENT on Non-Agenda Items -- Speaker sign-in required.** (Restricted to ONLY items not on the 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)***

<h1><b>CALENDAR</b></h1> <p><b>(Council AND Boards &amp; Commissions)</b></p>
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### **DECEMBER:**

12/27/2004	REGULAR Council Meeting	<b>CANCELLED</b>	Council Chambers Council
12/28/2004	Planning Board	6:00 p.m.	4 <sup>th</sup> Floor Library
12/29/2004	Housing Authority	NOON	2415 1 <sup>st</sup> Avenue North
12/31/2004	NEW YEAR'S DAY OBSERVED – CITY OFFICES CLOSED		

**JANUARY:**

1/03/2005	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 <sup>rd</sup> St.
1/04/2005	Community Development Board Zoning Commission Aviation & Transit Commission Board of Adjustment	3:00 p.m. 4:30 p.m. 5:30 p.m. 6:00 p.m.	4 <sup>th</sup> Floor Library Council Chambers Airport Terminal Council Chambers
1/06/2005	EMS Commission	7:30 a.m.	Main Fire Station
1/07/2005	Human Relations Commission	NOON .	CH Conference Room
1/10/2005	Parking Advisory Board REGULAR Council Meeting	4:00 p.m. 6:30 p.m.	CH Conference Room Council Chambers
1/11/2005	Planning Board	6:00 p.m.	4 <sup>th</sup> Floor Library
1/12/2005	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 <sup>rd</sup> St.
1/13/2005	Library Board	NOON	3 <sup>rd</sup> Floor Library
1/17/2005	MARTIN LUTHER KING DAY – CITY OFFICES CLOSED		
1/18/2005	Yellowstone Historic Preservation Board Council WORK SESSION	8:00 a.m. 5:30 p.m.	4 <sup>th</sup> Floor Library Community Center 360 N. 23 <sup>rd</sup> St
1/24/2005	REGULAR Council Meeting	6:30 p.m.	Council Chambers
1/25/2005	Traffic Control Board Planning Board	NOON 6:00 p.m.	4 <sup>th</sup> Floor Library 4 <sup>th</sup> Floor Library
1/26/2005	Housing Authority Development Process Advisory Review Board (DPARB)	NOON 1:00 p.m.	2415 1 <sup>st</sup> Avenue North CH Conference Room
1/27/2005	Yellowstone County Board of Health	7:00 a.m.	Community Health Center