

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

February 14, 2005

6:30 P.M.

CALL TO ORDER – Mayor Tooley
PLEDGE OF ALLEGIANCE-- Mayor Tooley
INVOCATION – Councilmember Vince Ruegamer
ROLL CALL
ELECTION OF DEPUTY MAYOR PRO TEMPORE
MINUTES – January 24, 2005
COURTESIES – Police Dept
PROCLAMATIONS – Mayor Tooley.
BOARD & COMMISSION REPORTS – Historic Preservation Board
ADMINISTRATOR REPORTS – Kristoff Bauer.
LEGISLATIVE REPORT – Kristoff Bauer

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Item: #1, and #4 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. 04-14: Billings Wastewater Treatment Plant Headworks Replacement.** (Opened 1/11/05). (Delayed from 1/24/05). Recommend Williams Brother Construction LLC, \$5,089,708.00.
 - (2) **SID 1358 – Lake Hills Subdivision.** (Opened 2/1/05). Recommend H. L. Ostermiller, \$1,433,122.15.

(3) W.O. 05-03: 2005 Street Maintenance, Contract #1. (Opened 2/1/05). Recommend JTL Group, Inc. \$478,156.50.

(4) Detroit Diesel Engine Overhauls for 6V92, Series 40 and Series 50 Diesel Engines. (Opened 2/8/05). Recommend delaying award to 2/28/05.

(5) Three (3) Year Mowing Contract for Billings Logan International Airport. (Opened 2/8/05). Recommend delaying award to 2/28/05.

(6) Wastewater Plant Chemicals – Dry Polymer for Public Works Department. (Opened 2/1/05). Recommend Polydyne Inc., \$1,905.00/1500-lb bag.

B. C.O. #8, W.O. 02-15: Billings Operations Center, Hardy Construction, \$24,021.00.

C. C.O. #10, W.O. 03-01: 2003 Schedule II Water and Sewer Line Replacement, Chief Construction, \$33,044.06.

D. Street Closures:

(1) HRDC St. Patrick's Day Celtic Celebration: N. 28th between 1st Ave N and 3rd Ave N on March 12, 2005.

(2) HRDC St. Patrick's Day Parade: established downtown parade route on March 12, 2005.

E. Semi-Annual Investment Report.

F. Pledged Collateral on Certificates of Deposits, US Bank Repurchase Account and US Bank Municipal Investor Account.

G. Proposed adjustment of water and wastewater rates, setting a public hearing date for 3/28/05.

H. Confirmation of Officers:

(1) Darcy Dahle

(2) Brad Ross

I. Contract with Yellowstone County for animal control services; term: 7/1/05 to 6/30/06, \$55,000.00.

J. 2005 Cobb Field Stadium Turn Key Agreement.

K. Acknowledging receipt of petition to vacate right-of-way in Country Club Heights Subdivision described as: a portion of alley between Lots 1 and 28, Block 1, Country Club Heights Subdivision, and setting a public hearing date for 2/28/05.

L. Second/final reading of ordinance expanding the boundaries of Ward V to include the recently annexed properties of Annex #04-13, described as a portion of the NW4 of Section 4, T1S, R25E, C/S 1877, Tracts 1 & 2. Jack and Robert Sukin, petitioners.

M. Second/final reading ordinance for Zone Change #749: a Planned Development zone change changing the underlying Residential Multi-Family zoning to Neighborhood Commercial in the Parkland West PUD, on a tract described as Lot 5, Block 10, Parkland West Subdivision, 6th Filing and located on the west side of 32nd St West. Central Capital LLC, owner, Engineering, Inc. agent. Zoning Commission recommends approval and adoption of the determinations of the 12 criteria.

N. Second/final reading ordinance for Zone Change #751: a zone change Residential-7000 to Residential-7000-Restricted on a 100-acre parcel described as Tract 3A, C/S 3217 Amended, generally located on the north side of Mary Street between Hawthorne Lane and Bitterroot Drive. BRV Development, LLC, owner. City of Billings, petitioner. Zoning Commission recommends approval and adoption of the determinations of the 12 criteria.

O. Second/final reading ordinance for Zone Change #752: a zone change amending the official Zoning Map to show the extent of the Shiloh Corridor Overlay District, generally located 500 feet east and west from the centerline of Shiloh Road north from King Ave West to Rimrock Road. City of Billings, petitioner. Zoning Commission recommends approval and adoption of the determinations of the 12 criteria.

P. Second/final reading ordinance for Zone Change #753: a zone change from Residential-7000 and Residential-6000 to Public zoning, described as Lot 1, Block 27, Lake Hills Subdivision, 6th filing. Rocky Mountain College & Billings Heights Water District, owners, Engineering, Inc. agent. Zoning Commission recommends approval and adoption of the determinations of the 12 criteria.

Q. Preliminary Plat of Amended Lot 1, Block 17 of Daniel's Subdivision, Second Filing, generally located at the southeast corner of the intersection of Hawthorne Lane and Mary Street.

R. Bills and Payroll.

- (1) January 7, 2005
- (2) January 14, 2005
- (3) January 21, 2005

(Action: approval or disapproval of Consent Agenda.)

REGULAR AGENDA:

2. **PUBLIC HEARING ON REALLOCATION OF CDBG FUNDS.** Staff recommends reallocation of CDBG funds and the transfer of \$100,000.00 from the CDBG Affordable Housing Development Fund to the First Time Homebuyers Program. **(Action:** approval or disapproval of Staff recommendation.)
3. **PUBLIC HEARING FOR MET TRANSIT DOWNTOWN TRANSFER CENTER.** Staff recommends approval of the use of City-owned property located at 4th Avenue North and North Broadway for the construction of a transit center. **(Action:** approval or disapproval of Staff recommendation.)
4. **FIRST READING ORDINANCE FOR ZONE CHANGE #750:** a zone change from Residential-7000 to Residential Multi-Family Restricted and Neighborhood Commercial on Tract B2-A of C/S 1056 Amended, generally located at the southeast corner of the intersection of Wicks Lane and Bench Boulevard in the proposed King Place Subdivision. King Place LLC, Richard Dorn, owner, Engineering, Inc., agent. Zoning Commission recommends approval and adoption of the determinations of the 12 criteria. (Action delayed from 1/24/05). **(Action:** approval or disapproval of Zoning Commission recommendation.)
5. **PUBLIC HEARING ON CAPITAL IMPROVEMENTS PLAN (CIP).** Public hearing only tonight. Council action scheduled for 2/28/05. **(Action:** Public hearing only.)
6. **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)

CALENDAR

(Council AND Boards & Commissions)

FEBRUARY:

2/14/2005	Parking Advisory Board REGULAR Council Meeting	4:00 p.m. 6:30 p.m.	CH Conference Room Council Chambers
2/15/2005	Yellowstone Historic Preservation Board	8:00 a.m.	4 th Floor Library
2/17/2005	Public Utilities Board	7:30 p.m.	Public Works-Belknap 2251 Belknap Ave
2/21/2005	PRESIDENT'S DAY – CITY OFFICES CLOSED		
2/22/2005	Council WORK SESSION Planning Board	5:30 p.m. 6:00 p.m.	Community Center 360 N. 23 rd St 4 th Floor Library
2/23/2005	Housing Authority Development Process Advisory Review Board (DPARB)	NOON 1:00 p.m.	2415 1 st Avenue North CH Conference Room
2/28/2005	Traffic Control Board REGULAR Council Meeting	NOON 6:30 p.m.	4 th Floor Library Council Chambers

MARCH:

3/01/2005	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 th Floor Library Council Chambers Airport Terminal Council Chambers
3/04/2005	Human Relations Commission	NOON	CH Conference Room
3/07/2005	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
3/08/2005	Planning Board	6:00 p.m.	4 th Floor Library
3/09/2005	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 rd St.
3/10/2005	Library Board	11:30 a.m.	Library
3/14/2005	Parking Advisory Board	4:00 p.m.	CH Conference Room

3/15/2005	REGULAR Council Meeting Yellowstone Historic Preservation Board	6:30 p.m. 8:00 a.m.	Council Chambers 4 th Floor Library
3/21/2005	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
3/22/2005	Planning Board	6:00 p.m.	4 th Floor Library
3/23/2005	Development Process Advisory Review Board (DPARB)	1:00 p.m.	CH Conference Room
3/28/2005	REGULAR Council Meeting	6:30 p.m.	Council Chambers
3/29/2005	Traffic Control Board	NOON	4 th Floor Library
3/30/2005	Housing Authority	NOON	2415 1 st Avenue North