

REGULAR MEETING OF THE BILLINGS CITY COUNCIL

April 22, 2019

The Billings City Council met in regular session in the Council Chambers located on the second floor of the Police Facility, 220 North 27th Street, Billings, Montana. Mayor Cole called the meeting to order at 5:30 p.m. and served as the meeting's presiding officer. Councilmember Ronning gave the invocation.

ROLL CALL: Councilmembers present on roll call were: Cromley, Yakawich, Neese, Ewalt, Joy, Friedel, Gibbs, Ronning, Clark and Brown.

MINUTES: April 8, 2019 – Pending

COURTESIES:

- Mayor Cole stated he and Ron Spence travelled to Key West, FL Re: USS Billings to meet with Navy staff and to set a commissioning date for Saturday, August 3, 2019.
- Mayor Cole stated Burlington-Northern was lending its Santa Fe railcar for a USS Billings fundraiser. He stated 100 two-hour ride tickets were available for purchase.
- Chuck Barrett, SBBURA, presented a \$250 check to City Administration for the USS Billings and stated all of the funds were donated by 5 directors, personally, and no funds from SBBURA were used.
- Councilmember Cromley stated \$500 was donated to the Human Rights Commission by Diane Foley, a former commission member.
- Councilmember Ronning thanked those that had participated in the Red Sand Project. She invited citizens to attend and participate in the Red Sand Project on Thursday, April 25th, 12 PM - 2 PM at MSU-B and Plains Park.
- Councilmember Yakawich thanked the many civic groups and private businesses that sponsored the Easter activities at South Park.

PROCLAMATIONS:

- Mayor Cole proclaimed April 24th as Every Kid Healthy Day.
- Mayor Cole proclaimed April 27th as Bright n' Beautiful Great American Cleanup.
- Mayor Cole proclaimed May 2nd as a National Day of Prayer.

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- Mr. Kukulski stated there were no ex-parte communications in the notebook.
- Mr. Kukulski gave a reminder to Council to provide feedback by Friday, April 26th concerning a proposed template for staff memos to the Council.

- Mr. Kukulski gave a reminder that on Thursday, April 25th, 8:30 AM to 4 PM, the “Better Off in Billings” event would be held at the Pub Station and he encouraged Council to attend
- Mr. Kukulski stated there was an additional PowerPoint presentation, specifically addressing PD1. He asked whether Council would prefer the presentation be given during the CIP presentation; during the Administrator’s Report; or during a future Work Session. Mayor Cole stated he preferred to hear it during the CIP presentation.

PUBLIC COMMENT on “NON-PUBLIC HEARING” Agenda Items: 1, 4a and 4b ONLY. Speaker sign-in required. (Comments are limited to three (3) minutes. Please sign the roster at the cart located at the back of the Council chambers or at the podium. Comments 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

A. Bid Awards:

- 1. Dehler Ballpark Videoboard.** (Opened 4/9/19) Recommend Dakotronics; ~~\$228,950~~ \$238,085.
- B. Professional Services Contract** for W.O. 19-17: Water Treatment Plant Drought and Flood Control Plan; Advanced Engineering and Environmental Services, Inc.; not to exceed \$149,797.
- C. Professional Services Contract** for W.O. 19-21: WRF Influent Lift Station Project; HDR Engineering; \$115,700.
- D. Agreement** with Yellowstone County Sheriff’s Department to provide New World Public Safety FY2020 data processing services; annual revenue \$146,579.
- E. Cellular Tower Ground Lease** located at Terry Park Fire Station No. 4, Gold Creek Cellular of Montana Limited Partnership, d/b/a Verizon Wireless; \$80,000 first 5-year term, 2% annual increase.
- F. Tax Increment Financing** Assistance from South Billings Boulevard Urban Renewal District Tax Increment Funds to the Boys and Girls Club of Yellowstone County for demolition and minor site improvements to property at 503 Orchard Lane; \$58,375.

G. Bills:

1. March 25, 2019

Councilmember Friedel separated Consent Agenda Item 1A1 for discussion.

Councilmember Cromley separated Consent Agenda Item 1G1 in order to abstain.

Councilmember Neese separated Consent Agenda Items 1A1 and 1G1 in order to abstain.

Mayor Cole separated Consent Agenda Item 1E in order to abstain.

Councilmember Yakawich moved for approval of the entire Consent Agenda, with the exception of Items 1A1, 1E and 1G1, seconded by Councilmember Ewalt. On a voice vote, the motion was unanimously approved.

Councilmember Friedel, in reference to Consent Agenda Item 1F, asked for clarification on the \$58,375 reimbursement. Steve Zeier, SBBURD consultant, explained it was for demolition, remediation and site improvements. Councilmember Friedel asked if the property would be sold. Mr. Zeier stated the plans were to make it a community garden and remain the property of the Boys and Girls Club. Councilmember Friedel followed by asking if the Boys and Girls Club paid taxes. Mr. Zeier responded it was a non-profit organization and that served over 300 area children per day. He stated the use of the property as a community garden benefited the community and outweighed the benefits of the property being on the tax rolls. Mayor Cole asked if the applications in the various TIF districts were the same. Wyeth Friday, Planning Director, stated they were similar, but not the same, and it was a work-in-progress to make them more the same. Mayor Cole asked how the criteria applied to a non-profit who did not pay taxes. Mr. Friday stated a non-profit was exempt from certain criteria. Mayor Cole suggested the exemption status be made more clear in future revisions of the applications. Discussions followed concerning definitions of "blight", State statutes, and how TIF districts determined whether properties were "blighted". Mr. Friday explained that the Boys and Girls Club would apply for a grant from the Alberta Bair Foundation to aid with the project, as well.

Councilmember Friedel, in reference to Consent Agenda Item 1A1, asked if the funds were taken from set aside monies to purchase the video board. Mr. Kukulski responded affirmatively. Councilmember Friedel asked whether there had ever been discussions to contract the field for \$1 to the Mustangs, so they would have to care for the grounds, etc. Councilmember Clark noted that the agenda stated a different bid award amount than was written in the staff report. Mr. Kukulski confirmed the bid award amount was \$238,085.

Councilmember Friedel moved for approval of Consent Agenda Item 1A1, seconded by Councilmember Joy. On a voice vote, the motion was unanimously approved.

Mayor Cole turned the meeting over to Deputy Mayor Yakawich who moved for approval of Consent Agenda Item 1E, seconded by Councilmember Friedel. Councilmember Neese stated the 2% annual rental increase, seemed to be a very low increase. City Attorney, Brent Brooks, stated the City had originally asked for 3%, but was unsuccessful negotiating that amount. He continued that Council could consider amending the Lease Agreement at the end of the 5-year period. Councilmember Ewalt voiced his concerns about radiation exposure to the firefighters where the tower would be located. Mr. Kukulski stated that he would not speculate on that and that a previously denied placement for a cell tower on this basis was determined to be in error. On a voice vote, the motion was approved 9-1, Councilmember Ewalt voted in opposition and Mayor Cole abstained.

Mayor Cole returned to presiding over the meeting.

Councilmember Clark moved for approval of Consent Agenda Item 1G1, seconded by Councilmember Friedel. On a voice vote, the motion was approved 9-0, Councilmembers Neese and Cromley abstained.

REGULAR AGENDA:

2. PUBLIC HEARING and approval of allocation of FY2019-2020 CDBG and HOME Program funds and approval of FY2019-2020 Annual Action Plan. Staff recommends approval of the Community Development Board's recommendation and prioritization. (Action: approval or disapproval of staff recommendation.)

Wyeth Friday, Planning Director, gave a brief presentation and explained the CDBG and HOME programs; their funding and how the City utilized the funding throughout the City to benefit the community. He stated that over the years the Federal government had significantly reduced the amount of monies in these programs. He explained how Community Development Division had leveraged monies successfully. He explained how the City utilized AmeriCorps VISTA members to further community programs and listed the many projects they had implemented and/or affected. He covered the Community Development Board's recommendations and prioritizations, and asked the Council for approval.

Mayor Cole highlighted that the Billings' VISTAs had been featured in a recruitment video. Mayor Cole asked if some of the CDBG funds could be set aside for the City to purchase some of the "dirty dozen" code enforcement properties for rehabilitation and resale. Mr. Friday stated the funds were strictly regulated, but staff could review the regulations for such options.

Councilmember Joy stated she was the Council liaison to the Community Development Board. She expressed her appreciation for the hard work and care given to stabilize neighborhoods throughout the community. Councilmember Joy asked whether it was possible to focus on certain neighborhoods to increase diversity and mixed incomes. Mr. Friday responded he would follow up with his staff, but noted that the Neighborhood Stabilization Program acquired homes across the City that may have negatively impacted other nearby properties. He continued that those homes were then rehabilitated to improve the neighborhoods.

Councilmember Ronning complimented Brenda Beckett on her compilation of information and stated she had done an extraordinary job. She also highlighted the successes Billings has had with their AmeriCorps VISTAs program.

Councilmember Clark commented that in the early days of CDBG and HOME funding, grants were allocated in much smaller amounts to more participants and community agencies. He continued that because of that, it appeared the funding had a lesser impact. He stated that when the disbursement methods changed to only first-time homebuyers or home rehabilitation, and none to community agencies; the monies were more impactful to families.

The public hearing was opened. There were no speakers and the public hearing was closed.

Councilmember Yakawich moved for approval of Item 2, seconded by Councilmember Ronning. Councilmember Joy offered to provide Council with updates on the Community Development Board happenings, if Council wished. On a voice vote, the motion was unanimously approved.

3. PUBLIC HEARING AND RESOLUTIONS approving:

**a. FY20 Equipment Replacement Plan (ERP) – Resolution 19-10788
Staff recommends approval. (Action: approval or disapproval of staff recommendation.)**

There was no presentation by staff.

The public hearing was opened. There were no speakers and the public hearing was closed.

Councilmember Yakawich moved for approval of Item 3(a), seconded by Councilmember Neese. On a voice vote, the motion was unanimously approved.

**b. FY20 Technology Replacement Plan (TRP) – Resolution 19-10789
Staff recommends approval. (Action: approval or disapproval of staff recommendation.)**

There was no presentation by staff.

The public hearing was opened. There were no speakers and the public hearing was closed.

Councilmember Clark moved for approval of Item 3(b), seconded by Councilmember Gibbs. On a voice vote, the motion was unanimously approved.

c. FY20-FY24 Capital Improvement Plan (CIP) – Resolution 19-10790
Staff recommends approval. (Action: approval or disapproval of staff recommendation.)

Chris Kukulski, City Administrator, stated Jennifer Duray, Deputy Public Works Director, would provide a PowerPoint presentation with a high-level overview of the changes made to the CIP, as requested by Council. He continued that Department Heads were available for questions after Ms. Duray's presentation. He stated the Council and staff could have a discussion concerning PD1 at that time.

Jennifer Duray, Deputy Public Works Director, outlined the process of reviewing and providing input for the multi-year Capital Improvements Plan, all of which led to the culmination of the staff's recommendation for approval. She continued that the plan was designed to be flexible, but the first year of the multi-year plan was most important to get right. Ms. Duray continued to focus on only the changes to the departments identified by Council and explained how staff addressed those requested changes.

Mr. Kukulski stated that the new City Hall project was delayed because there were no monies set aside for it and it would need to go to the public for a vote of approval. He continued that the Facilities staff were reviewing the space needs of City Hall. He stated that the Fire Department's and Police Department's needs rose to the top. Staff needed to determine whether to address those needs, along with City Hall needs, together or separately. Councilmember Neese asked how much the City was spending, monthly, for leased properties, and how could that affect future savings. Mr. Kukulski responded that unfortunately the amount was not large enough to retire the debt or cover a mortgage or bond. He outlined the process staff would take toward releasing an RFP for new City Hall space. Councilmember Ewalt asked if that same process would be taken to locate leased space. Mr. Kukulski responded affirmatively, but added the budget would not have the financial capacity to cover a lease space large enough to house many of the City departments in one place. Councilmember Neese asked how much space was needed. Mr. Kukulski stated approximately 35,000 to 50,000 sq. ft. for a holistic solution to house police, municipal court, attorneys and the rest of the departments that occupy city hall. Councilmember Neese asked for a value of City-owned properties. He asked whether some of the space could be vacated and perhaps sold. Mr. Kukulski stated he did not have that information, but there was a lot of opportunity for some creativity with property exchanges, etc. He continued that a strategy needed to be developed to address the space needs. Councilmember Clark asked if the project could be pushed further into the future by a few years. Mr. Kukulski

responded the Council could take whatever action they deemed necessary, but he would prefer developing a plan in months, rather than years.

Fire Chief, Bill Rash, outlined the Fire Department's changes to the CIP and would allow time to further discuss its needs and the community's level of service wants. He encouraged Council to consider the larger issue of public safety, as they reviewed the changes to the CIP. Councilmember Brown asked if the figures in the FY20 Fire budget actually existed and were available. Mr. Kukulski stated the CIP did not appropriate any monies, but the \$750,000 shown was actually included in the FY19 budget and were not spent. He continued that those funds would be moved forward into FY20 to address deferred maintenance issues for Fire Stations 1 through 7. He stated the relocation of Fire Station 5 had been removed from the CIP. Councilmember Clark asked for clarification on the construction of Fire Stations 8, Heights, and 9 on the West End. Chief Rash stated those were slated to go forward in FY22. Councilmember Ewalt asked if both fire stations could not be built during the same year, which one would be the priority. Chief Rash stated it would be Fire Station 8 in the Heights. Councilmember Gibbs stated the Fire Department's budget would increase by 20% in one year (FY22). He continued that was a very large increase and questioned whether it would be better to delay construction and staffing of one of the new facilities. Chief Rash stated that when the Long Range Master Plan was brought to the Council, both new fire stations were determined to be a priority, as Billings was well below meeting the National average.

Mayor Cole called for a recess at 7:38 p.m. The meeting reconvened at 7:46 p.m.

Mr. Kukulski stated a Federal grant was identified as a potential funding source for the Skyline Trail and that was the only change made to the CIP for the Planning Department. Wyeth Friday, Planning Director, stated application for the Federal grant (BUILD) would begin in the summer of 2019 and stated it was a competitive grant. He stated that Billings TrailNet had been championing the effort. Councilmember Neese asked if the grant could only be used for trail construction. Mr. Friday responded it included transportation (motorized and non-motorized), infrastructure and was multi-faceted. He continued that the Inner Belt Loop, and the Skyline Trail to Highway 3 was being considered for connections to the Rimrocks, and the area known as the Marathon Loop. He stated the project would remain a City project, even though Federal funds were received and used for it, so the Inner Belt Loop would not be used for truck traffic.

Mr. Kukulski identified \$1 million from the South Billings Boulevard Urban Renewal District as a potential funding source toward building the new Police Evidence Facility. Councilmember Ewalt asked if the SBBURD could allocate more than \$1 million if they wished. Mr. Kukulski responded affirmatively. Councilmember Brown asked whether taxpayer monies from a TIF district could be used for a public building. Andy Zoeller, Finance Director, confirmed that TIF monies had been used in several instances for public infrastructure projects, i.e. parking garages. Mr. Zoeller continued to outline the financial possibilities for the remainder of funds needed to build the Police Evidence Facility. Councilmember Gibbs asked how the appropriation of those funds

would affect the aquatics and recreation center project. Mr. Kukulski stated the project would be impacted and the SBBURA Board would discuss whether that would push back the project.

Councilmember Ewalt inquired about the bike boulevard project located at Miles Avenue and Terry Avenue. He asked if there was a traffic count. David Mumford, Public Works Director, stated he was not aware of any traffic count. He continued that it was one of the projects noted in the Bike and Pedestrian Plan. Councilmember Ewalt stated the intersection would no longer be functional for vehicles should the project continue and it would create problems for snow removal. Mr. Mumford stated vehicle traffic would be able to move through the intersection. He continued that it was just an effort to reduce traffic speed in that area. He agreed snow removal would be more of a challenge, but was doable. Councilmember Neese asked whether an SID was needed by the surrounding property owners to fund the project if they wanted this improvement. Mr. Mumford responded that the project was funded with gas tax dollars and an SID would be appropriate for replacement of curbs, sidewalks and gutters, but not intersections because intersections are the responsibility of the City. Councilmember Neese asked if more bike boulevards would be installed around the City and would the City remove them if the neighbors did not like them. Mr. Mumford stated he was not aware of any others being proposed and it was unlikely the City would remove it once it was in place. Wyeth Friday stated it was a corridor project to remove bicycle traffic from the larger, more heavily used arterial streets to nearby, lesser used streets. He stated the bike boulevard would slow traffic for bicyclists and pedestrians that were travelling to nearby schools.

Councilmember Ewalt asked for clarification on the Utilities Services Reconstruction project identified for FY20. Ms. Duray stated the Public Works Department was leasing two separate office spaces on Montana Avenue. She continued that the brick building located at the Belknap property, was owned by the City and was renovated. She continued that the Public Works departments were currently in two-leased spaces, but the Belknap building could house those departments. Councilmember Ewalt encouraged Public Works to expedite the construction of the West End water reservoir, if at all possible.

Discussions began about the Parks Department CIP. Mr. Kukulski explained the changes that resulted in moving projects to different fiscal years. Mr. Kukulski stated the PowerPoint presentation regarding PD1 would further address questions about the funds.

Michael Whitaker, Parks, Recreation and Public Lands Director, provided history and background of the creation of the Park Maintenance District 1 (PMD1), established in December 2011. He noted many of the maintenance improvements made at various parks since 2011. He provided information about the changes proposed to the CIP. Councilmember Brown stated he understood that PMD1 was established to address deferred maintenance needs and he did not agree that a master plan or new construction fit into the PMD as maintenance. Mr. Kukulski explained how the City

utilized and justified using PMD monies for various other improvements and replacements. He provided clarifications of funding sources, i.e. general fund or PMD1, to be used for the various projects listed and explained that the statutes concerning funding uses for PMD1 were broad. He continued that the City would want to continue using PMD1 funds as they were originally intended. Mr. Whitaker explained that several projects listed in the CIP were funded through other sources such as the oil spill dollars or Verizon lease monies. Councilmember Neese asked where the maintenance facility in Castlerock Park would be placed and had any public meetings or invites been given to the public for input. Mr. Whitaker stated he had not spoken with the public or held public meetings, but if the project were approved, the public input process would begin. Councilmember Brown expressed frustration about the fluctuations between projects year to year and asked that the projects that affected the most people be prioritized. Mr. Whitaker stated there were more properties than monies to care for them. Discussions continued regarding installation of facilities at High Sierra Dog Park; State statutes regarding connections to City utilities; and high traffic concerns at the dog park. Mayor Cole suggested using funds from PD1 to install facilities at High Sierra. Councilmember Neese stated that the parking lots in three of the Heights parks were in bad need of repair and asked if those were slated for improvement soon. Mr. Whitaker stated millings were provided by Public Works for the parking lots, but it depended on the amount available each year. Councilmember Ewalt suggested using money proposed for a maintenance facility at Castlerock Park to be spent improving parking lots at the Heights parks. Councilmember Neese asked whether School District No. 2 was offering approximately 6 acres to be added to Castlerock Park and spoke about the master plan. Mr. Whitaker stated he was hesitant to make any major changes to parks without a Council-approved master plan. Councilmember Neese asked if any other non-park sites were considered for the maintenance facility, perhaps an existing building, rather than construction of a new building. Mr. Whitaker stated there had been limited investigation of other sites. Councilmember Neese suggested co-locating at the fire station on St. Andrews. Mr. Whitaker stated he would consider the suggestion.

The public hearing was opened.

- **Matthew Colebank, 3031 Grand Avenue, Billings, Montana**, stated he was on the steering committee for South Billings Aquatic and Recreation Center and was very excited about the opportunity. He stated that Billings needed more facilities and that when there were facilities, more development will occur, raising the tax revenue base.
- **Steve Zeier, South Billings Urban Renewal District, P. O. Box 21462, Billings, Montana**, asked for support of the CIP projects, specifically the South Billings Aquatic and Recreation Center.
- **Joe Holden, 316 N. 26th Street, Billings, Montana**, encouraged the Council to move forward with an RFP for a new City Hall and stated business owners could be very creative to meet needs.

There were no further speakers and the public hearing was closed.

Councilmember Yakawich moved to approve Item 3(c), seconded by Councilmember Cromley. Councilmember Neese made a substitute motion to approve Item 3(c), with the exclusion of PD1 projects, seconded by Councilmember Clark. Councilmember Joy stated she did not understand why Council would consider approving the CIP for all other departments, but not a portion for the Parks Department. She continued that it was a 5-year plan with many important projects on it that needed completion each year. She stated the North Park irrigation upgrade was very important in limiting water usage. She reminded Council that they should consider the Parks' Board recommendations. Mayor Cole stated he was concerned about delaying the Centennial Park projects if delaying the project would cost more later. Councilmember Yakawich stated he would not support the substitute motion and he respected the Parks' Board recommendation. Councilmember Neese stated there were many projects to be done, however, Council needed to determine which of those projects needed to be done. He continued that clear direction was not given to the Parks Board in determining those needs, etc. and the entire process needed to be reviewed. He provided examples of construction projects that had been poorly implemented and stated alternatives needed to be considered without extravagance.

Mayor Cole asked how delaying approval of the Centennial Park improvements would affect the current bidding process. Mr. Whitaker stated the City had 90 days in which to consider a bid award.

On a roll call vote, the substitute motion was approved 7-4, Councilmembers Cromley, Yakawich, Joy and Ronning voted in opposition.

4. PUBLIC HEARING AND RESOLUTION 19-10791 FOR ANNEXATION 19-01: property generally located west of Annafeld Subdivision, 1st filing, and south of Elysian Road and east of East Lane. McCall Development, Inc., owner and petitioner. Staff recommends conditional approval. (Action: approval or disapproval of staff recommendation.)

Monica Plecker, Planning Division Manager, gave a brief presentation concerning the petition for annexation. She explained the progression that would occur in Annafeld Subdivision when the annexation was approved.

Mayor Cole voiced his concern about having short-term SIA waivers of SIDs for only 20 years. He gave an example of Yellowstone Country Club whose development has occurred over 50 years. He stated 20 years was not long enough for SIA waivers of SIDs for some subdivisions. He asked if the waivers in the future could be for an unlimited time period. City Attorney, Brent Brooks, stated the legal department would review revising the waivers.

Councilmember Neese asked for clarification on criteria for approval or denial of an annexation. Ms. Plecker reviewed the Annexation Map and policy previously approved by Council and spoke to the conditions.

Councilmember Joy asked how many lots / homes could be built in the annexation. Ms. Plecker stated there were over 200 lots upon which homes could be built.

Discussions continued with Fire Chief, Bill Rash, concerning fire service to the area.

Discussions continued with Police Chief, Rich St. John, concerning police service to the area.

The public hearing was opened.

- **Brad McCall, 1536 Mallowney Lane, Billings, Montana**, stated he was the petitioner and had been involved in the urban planning studies for this area years ago. He stated it made sense for the City to allow more density to collect more tax revenue from more people per acre. He stated more people would pay for infrastructure and public services.
- **Gary Owen, Sanderson-Stewart, Billings, Montana**, stated he was the agent. He stated that Sanderson-Stewart had been involved in installation of infrastructure to the area in years past. He encouraged Council to approve the annexation.

There were no further speakers and the public hearing was closed.

Councilmember Friedel moved for approval of Item 4, seconded by Councilmember Clark. Mayor Cole stated a cost of services study was needed and wanted staff to start including taxation information, etc. in their staff memos. Councilmember Ewalt stated that annexation needed to stop until the City developed a way to recoup enough monies to help with public safety needs for the new annexations. He continued that property taxes were not enough. Mayor Cole asked about impact fee implementation for police and fire. Mr. Kukulski gave examples of how the City of Bozeman implemented impact fees.

Councilmember Brown called the question, seconded by Councilmember Neese. On a voice vote, the motion was unanimously approved.

Mayor called for a vote on the motion to approve Item 4. On a voice vote, the motion was approved 10-1, Councilmember Ewalt voted in opposition.

- Preliminary Major Plat of Annafeld Subdivision, 2nd filing, generally located south of Elysian Road, east of East Lane, and west of the Hogan Slough; McCall Development, Inc., owner; Sanderson Stewart, agent. Planning Board recommends conditional approval and adoption of the findings of fact. (Action: approval or disapproval of Planning Board's recommendation.)**

There was no staff presentation.

Councilmember Joy moved for approval of Item 4(a), seconded by Councilmember Friedel. On a voice vote, the motion was unanimously approved.

b. Preliminary Major Plat of Annafeld Subdivision, 3rd filing, generally located south of Elysian Road, east of East Lane, and west of the Hogan Slough; McCall Development, Inc., owner; Sanderson Stewart, agent. Planning Board recommends conditional approval and adoption of the findings of fact. (Action: approval or disapproval of Planning Board's recommendation.)

Councilmember Friedel moved for approval of Item 4(b), seconded by Councilmember Joy. On a voice vote, the motion was unanimously approved.

PUBLIC COMMENT on "NON-AGENDA ITEMS". Speaker Sign-in required.
(Restricted to ONLY items not on this printed agenda. Comments are limited to 3 minutes. Please sign the roster 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:

There were no Council Initiatives.

There was no further business, and the meeting adjourned at 10:20 p.m.

CITY OF BILLINGS



BY: William A. Cole
William A. Cole, Mayor

ATTEST:

BY: Denise R. Bohman
Denise R. Bohman, City Clerk