

NOTE: THERE WILL BE A COMMITTEE OF THE WHOLE MEETING IMMEDIATELY FOLLOWING THE CITY COUNCIL MEETING.

**FORMAL AGENDA
ABBREVIATED MEETING
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
SEPTEMBER 21, 2009, 7:00 P.M.**

A. CALL TO ORDER AND ROLL CALL—The Mayor and all Council members were present except Strohmaier.

B. APPROVAL OF THE MINUTES

- September 14, 2009—Approved as submitted.

C. SCHEDULE OF COMMITTEE MEETINGS

D. PUBLIC COMMENTS

E. CONSENT AGENDA

(Items on the consent agenda were approved in City Council committees by a unanimous vote. We save time at Council meetings by voting on these items as a package. The City Clerk will read the list aloud, so citizens watching on MCAT will know what is on the consent agenda. We'll invite community comment on these items before we vote.)
Approved unanimously.

1. Approve claims totaling \$660,717.23. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (09/22/09)
2. Resolution—Adopt a resolution to set the tax levies for the Fiscal Year 2010 budget. ([BCOW](#))
3. Confirm the Mayor's appointment of Chad Nicholson as Fire Captain with the Missoula Fire Department for the City of Missoula. ([PS&H 08/26/09](#))
4. Approve and authorize the Mayor to sign an agreement between the City of Missoula and T & T Development, LLP, to purchase sewer loading units per the 1989 Sunlight Development Company agreement. ([PW](#))
5. Authorize the Mayor to sign a memorandum of agreement with the Montana Department of Transportation (MDT) to purchase one (1) street flusher truck for \$50,067, the City of Missoula's portion of the total MDT cost of \$164,587. ([PW](#))
6. Resolution—Adopt the resolution to confirm final ordering of curb and sidewalk improvements adjacent to properties in the Stephens/McDonald Ave. area, Project 08-008. ([PW](#))
7. Award the bid for Project 08-008, Curb and Sidewalk Improvements adjacent to properties in the Stephens/McDonald Ave. area to AAA Construction of Missoula for the sum of \$29,640.82 and authorize return of bid bonds. ([PW](#))
8. Award the bid for SID-546, Pattee Creek Drive Traffic Calming Improvements to Knife River for the base bid of \$25,000 and authorize return of bid bonds. ([PW](#))
9. Order right-of-way improvements to 401 and 417 Rollins. ([PW](#))

F. PUBLIC HEARINGS (*State law and City Council rules set guidelines for inviting community comment in a formal way on certain issues. Following a staff report on each item, the City Council and the Mayor invite community comment. The City Council normally votes on the same night as the public hearing unless one Council member requests that it be returned to a City Council committee for further consideration.*)

- **Annexation, Zoning, Rezone, Subdivision—Clark Fork Terrace #1**—Public hearing on a resolution to annex and zone, an ordinance to rezone, and a request to subdivide a 27.16 acre parcel known as Clark Fork Terrace No. 1 into a 38 lot residential subdivision. The property is located east of Deer Creek Road and south of Interstate 90 legally described as Tract 2 of COS 5850 in the north 1/2 of Section 20, T13N, R18W, P.M.M. The property is currently zoned C-RR1 in the County and upon annexation is proposed to be zoned RLD-1 in the City. The City Council will consider an ordinance rezoning the property from RLD-1 to

RLD-2. The City Council will also consider a development agreement. ([Development Agreement](#)) ([Staff Annexation Report](#)) ([memo](#)) ([PAZ](#)) **This item was returned to the Plat Annexation and Zoning Committee for further discussion.**

G. COMMUNICATIONS FROM THE MAYOR

- [National Public Lands Day](#)

H. GENERAL COMMENTS OF CITY COUNCIL MEMBERS

I. COMMITTEE REPORTS

(Items listed under Committee Reports were not approved unanimously in City Council committees. The chairperson of the standing City Council committee will make a motion reflecting the committee's actions. We invite community comment on each item.)

Budget Committee of the Whole

[09/16/09](#)

Plat, Annexation and Zoning Committee

[09/16/09](#)

Public Safety and Health Committee

[09/16/09](#)

Public Works Committee

[09/16/09](#)

J. ITEMS TO BE REFERRED

(Items listed here have been proposed by Council members, staff, or the Mayor for consideration in City Council committees. Committee chairs are responsible for scheduling consideration of these items in their respective committee meetings. These items are listed on our agenda for information only. They will not be considered at this meeting. For further information about any item, contact the person listed in parenthesis.)

To Administration and Finance Committee:

- Award contract for Master Equipment Leasing Agreement ([memo](#)).—Regular Agenda (Brentt Ramharter)

To Public Safety and Health Committee

- Confirmation of Firefighters Ahren Cornelius, Aslan Summerday, Joseph Waggett, Bradley Davis, Jason Chesbro & Ryan Murer ([memo](#)).—Regular Agenda (Mike Painter)

To Public Works Committee

- Approve and authorize the Mayor to sign an agreement with the Montana Department of Transportation to receive \$49,742 for a Safe Routes to School project at Paxson School ([memo](#)).—Regular Agenda (Phil Smith)
- Approve right-of-way encroachment permit for Garlington, Lohn and Robinson (GLR) building located at 138 West Broadway ([memo](#)).—Regular Agenda (Doug Harby)
- Confirm the appointment of Ryan Sudbury to the Bicycle and Pedestrian Advisory Board for a term commencing September 16, 2009 and ending September 15, 2012 ([memo](#)).—Regular Agenda (Mayor Engen)

K. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

L. ADJOURNMENT

The meeting adjourned at 8:38 p.m.

The City makes reasonable accommodations for any known disability that may interfere with a person's ability to participate in this meeting. Persons needing accommodation must notify the City Clerk's Office to make needed arrangements. Please call 552-6080

or write to Martha Rehbein, 435 Ryman Street, Missoula, Montana 59802, to make your request known.