

INFORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
DECEMBER 7, 2009, 7:00 P.M.

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

B. APPROVAL OF THE MINUTES

- November 23, 2009—approved as corrected.

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 \$ 804,426.46. (Detailed Claims) (Chart of Accounts) (A&F) (12/01/09)
2. Approve claims totaling \$ 424,799.86. (Detailed Claims) (Chart of Accounts) (A&F) (12/08/09)
3. Confirm the Mayor's re-appointment of Beth Antonopoulos to the Library Board for a term commencing January 1, 2010 and ending December 31, 2013. (A&F)
4. Confirm the Mayor's re-appointment of John Rettenmayer to the Missoula Civic Television Advisory Committee for a term commencing January 1, 2010 and ending December 31, 2013. (A&F)
5. Resolution—Adopt a resolution supporting the Community Access Preservation (CAP) Act of 2009 (H.R. 3745) which protects the funding for the PEG channels and ensures their content is treated equitably when assigned cablecast spectra. (A&F)
6. Resolution—Adopt a resolution of the City Council awarding neighborhood project fund grants to certain organizations and directing staff to negotiate contract with said organizations for the Mayor's signature. (A&F)
7. Approve the Clark Fork Terrace No. 2 Subdivision extension of the final plat deadline to November 26, 2010. (PAZ)
8. Approve the floodplain variance for 2215 Missoula Avenue to construct a home on a stem wall foundation out of the floodway. (PAZ)
9. Amend the phasing plan for Teton Addition at Maloney Ranch Subdivision as shown on the phasing plan dated November 2009. (PAZ)
10. Award the purchase of one 2009 310 J John Deere backhoe, to Triple W Equipment of Missoula, Montana for a total of \$57,197 and authorize the return all bid bonds. (PW)

F. COMMENTS FROM CITY STAFF, AGENCIES, BOARDS, COMMISSIONS, AUTHORITIES AND THE COMMUNITY FORUM

G. SPECIAL PRESENTATIONS

H. 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.)

- Public hearing on an ordinance to extend the emergency interim zoning ordinance applying RT10 (Residential 10, a two unit/Townhouse) zoning to an unzoned 12.04 acre

property encompassing the preliminary plat-approved subdivision. The property is known as "The Gables Subdivision" and is located west of Hiberta Street and north of South 3rd St. W, and is legally described as Parcels 1, 2, 3 and 4 of Dinsmore's Orchard Homes Addition No. 4, Tracts 7, 11, and 12, T13N, R19W, P.M.M. ([Memo](#)) ([PAZ](#)) **The motion to zone the land failed (8 affirmative votes were required) 6 ayes, 5 nays with Haines, Hellegaard, Hendrickson and Wiener voting nay.**

I. COMMUNICATIONS FROM THE MAYOR

J. GENERAL COMMENTS OF CITY COUNCIL MEMBERS

K. 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.)

Administration and Finance Committee

[12/02/09](#)

Conservation Committee

[12/02/09](#)

Plat, Annexation and Zoning Committee

[12/02/09](#)

Public Safety and Health Committee

[12/02/09](#)

Public Works Committee

[12/02/09](#)

L. NEW BUSINESS

M. 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:

- Resolution approving the fourth amendment to the Brownfields Revolving Loan Fund Loan Agreement and Note between the Missoula Area Economic Development Corporation, the City of Missoula, the Missoula Redevelopment Agency and the Millsite Revitalization Project ([memo](#)).—Regular Agenda (Ellen Buchanan)
- Establish the City Council 2010 meeting schedule ([memo](#)).—Regular Agenda (Marty Rehbein)

To Conservation Committee:

- Review and set a public hearing on a resolution establishing the Parks and Recreation master fee schedule for facility use, reservations, contracts, permits & programs 2010 ([memo](#)).—Regular Agenda (Shirley Kinsey)
- Approve an approximately 15 foot wide encroachment easement in Whitaker Park for landscaping improvements ([memo](#)).—Regular Agenda (Jackie Corday)

To Plat, Annexation and Zoning Committee

- [Petition 9445](#)—Robert C. Massey; 8627 Snapdragon; Lot 16 of Running W Ranch, Phases I & II; Geocode #232522207160000; Petition for Annexation

- [Petition 9446](#)—Michael S. Williams and Amanda L. Jackson; 8628 Snapdragon; Lot 31 of Running W Ranch, Phases I & II; Geocode # 232522207310000; Petition for Annexation
- [Petition 9447](#)—Tex L. and Dawn Mercer; 8944 Snapdragon Drive; Lot 51 of Running W Ranch, Phases I & II; Geocode # 232522207510000; Petition for Annexation
- [Petition 9448](#)—PermaFloors Inc.; 7908 Alita Drive; Phillips Industrial Lots - Lots 2; Geocode # 232528202230000; Petition for Annexation
- [Petition 9449](#)—Valley Christian School; 2526 Mount Avenue; Lot 34 of U.S. Government Survey No. 2, 30-13-19; Geocode # 220030103100000; Petition for Annexation

To Public Safety and Health Committee

- Authorize the mayor to sign a contract with the successful bidder to purchase a Type 1 fire engine ([memo](#)).—Regular Agenda (Mike Painter)
- Confirm Mayor's appointment of Jeff Logan as Assistant Fire Chief with the Missoula Fire Department ([memo](#)).—Regular Agenda (Mike Painter)

To Public Works Committee

- Approve right-of-way encroachment permit for 138 West Broadway ([memo](#)).—Regular Agenda (Kevin Slovarp)
- Consider an ordinance revising Missoula Municipal Code Title 12, Chapter 12, entitled Curbs, Sidewalk, and Paving ([memo](#)).—Regular Agenda (Monte Sipe)
- Approve the purchase of one (1) 2010 Ford Fusion hybrid from Bison Ford of Great falls, Montana for \$25,621.81 ([memo](#)).—Regular Agenda (Jack Stucky)
- Presentation and discussion of the results of the Odor Characterization Study conducted by Morrison-Maierle ([memo](#)).—Regular Agenda (Starr Sullivan)
- Approve the purchase of five (5) 2009 Dodge Charger Patrol Cars from Ronan Auto Body of Ronan, Montana for \$24,961 each; a total of \$124,805 for all five cars ([memo](#)).—Regular Agenda (Jack Stucky)
- Adopt a resolution amending City Council Resolution #7463 to correct a typographical error and incorrect exhibit pages ([memo](#)).—Regular Agenda (Carla Krause)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 7:33 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.