

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
MAY 10, 2010, 7:00 P.M.

A. CALL TO ORDER AND ROLL CALL—All Council members were present except Rye. The Mayor was absent. Council President Childers presided over the meeting.

B. APPROVAL OF THE MINUTES

- [May 3, 2010](#)—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 \$552,330.15. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (05/11/10)
2. Approve and authorize the Mayor to sign the Home Investment Partnerships program (HOME) contract ([Contract Number H-10—02](#)) with HomeWORD in the amount of \$315,000 for acquisition and construction of the Solstice project as authorized in the City Council per resolution number 7502 and amended by resolution number 7524. ([A&F](#))
3. Approve the amendments to the Emma Dickenson/Orchard Homes Neighborhood Council bylaws officially changing the name of the neighborhood council to River Road Neighborhood Council. ([memo](#))
4. Approve the proposed plat adjustment and condition amendment for the Grove Street Addition plat subject to the amended conditions of approval as shown in [memo attachment 2](#) dated May 5, 2010 in PAZ report. ([PAZ](#))
5. [Resolution](#)—Adopt a resolution of intention to adopt the revised City Council draft of the City Subdivision Regulations articles 1 through 9, dated April 30, 2010 as amended by the Planning Board and set a public hearing for June 7, 2010. ([PAZ](#))
6. Forward the proposed amendments to Title 20 to the Planning Board for its consideration and recommendation. ([PAZ](#))
7. Authorize the Mayor to sign contract with Mountain Water for the installation of a fire hydrant in the Franklin-to-Fort area. ([PS&H](#))

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

G. SPECIAL PRESENTATIONS

- [Missoula Home Remodeling Month](#)
- [Travel & Tourism Week](#)
- [New Zealand Days](#)

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 a [resolution](#) to vacate the alley in Block 7 of the Manitoba Addition, with the additional condition that an easement for maintenance be granted. ([memo](#)) ([Staff Report](#)) ([Presentation](#)) ([PW](#)) **Approved unanimously.**

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

[05/05/2010](#)

Conservation Committee

[05/05/2010](#)

Economic Development Subcommittee

[05/05/2010](#)

Plat, Annexation and Zoning Committee

[05/05/2010](#)

Public Safety and Health Committee

[05/05/2010](#)

- [Emergency Ordinance](#) and [Ordinance](#)—Adopt an emergency ordinance and regular ordinance amending Missoula Municipal Code Title 10, entitled "Vehicles and Traffic," by adding Chapter 56 entitled "Refusal to submit to alcohol and/or drug tests" and enacting sections 10.56.010 through 10.56.030. **Approve 10 ayes, 1 nay with Wilkins voting nay.**

Public Works Committee

[05/05/2010](#)

- [Resolution](#)—Adopt a resolution of the Missoula City Council commenting on the Montana Department of Transportation's Kearn Module Transportation Environmental Assessment and requesting the heightened level of scrutiny afforded by an environmental impact statement conducted under the Montana Environmental Policy Act and the National Environmental Policy Act. **Approved 9 ayes, 2 nays with Hellegaard and Haines voting nay.**

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:

- Approve Community Development Block Grant (CDBG) contracts, as authorized in resolution number 7502 ([memo](#)).—Regular Agenda (Melissa Gordon-Wangler)
- Approve bond resolution authorizing the issuance and public, competitive sale of \$885,000 of Curb, Sidewalk, Gutter and Alley Approach, Series 2010A Bonds ([memo](#)).—Regular Agenda (Brentt Ramharter)

To Committee of the Whole:

- UM/City Luncheon ([memo](#)).—Regular Agenda (Mayor Engen)

To Conservation Committee:

- Approve an approximately 816 square foot encroachment easement in Northview Park for driveway and parking lot improvements on the commercial lot owned by Sam Caras (401 SW Higgins Avenue) ([memo](#)).—Regular Agenda (Jackie Corday)

To Plat, Annexation and Zoning Committee

- Consider a proposal to add sub-section C, "Subsidized Development", to Section 20.05.040 "Development Options" amend Title 20, the city's zoning ordinance and forward to the Planning Board for consideration ([memo](#)).—Regular Agenda (Bob Jaffe)
- Consider a request for a "Religious Assembly" conditional use for property located at 202 Brooks Street (St. Paul's Lutheran Church) and zoned RM1-35 Residential / NC-B Boulevard Neighborhood Character Overlay Zoning District ([memo](#)).—Regular Agenda (Janet Rhoades)
- Subdivision report format ([memo](#)).—Regular Agenda (Bob Jaffe)

To Public Works Committee

- Approve and authorize the Mayor to sign change order No. 1 for the Reserve Street Sewer Main Replacement Project (Site ID 184), in the amount of \$80,783.41 to Becco General Construction Services, LLC ([memo](#)).—Regular Agenda (Kevin Slovarp)
- Approve and authorize the Mayor to sign Amendment No. 1 with HDR, Inc. for additional engineering design and construction services for the Reserve Street Sewer Main Replacement Project in the amount of \$9,938.31 ([memo](#)).—Regular Agenda (Kevin Slovarp)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS**O. ADJOURNMENT**

The meeting adjourned at 10:12 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.