

FORMAL AGENDA--A
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
OCTOBER 25, 2010, 7:00 P.M.

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

B. APPROVAL OF THE MINUTES

- October 18, 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 \$ 615,448.50. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (10/26/10)
2. Authorize the Mayor to sign the collective bargaining agreement between the City of Missoula and the International Brotherhood of Electrical Workers. ([A&F](#))
3. [Resolution](#)—Adopt a resolution approving the proposed transfer of control of Bresnan Communications LLC to BBHI Holdings LLC, an entity wholly owned by Cablevision Systems Corporation. ([A&F](#))
4. [Resolution](#)—Adopt a resolution relating to limited tax general obligation bonds, series 2010C, delegating the negotiation of the pricing of the series 2010C bonds to a pricing committee; and authorizing the issuance of and providing for the negotiated sale thereof. ([A&F](#))
5. Authorize the Mayor to submit an application in the amount of \$202,500 to the Big Sky Economic Development Trust Fund on behalf of Rivertop Renewables for the purpose of supporting business location and expansion in the City of Missoula. ([A&F](#))
6. [Resolution](#)—Adopt a resolution closing and vacating all that portion of the 20' utility easement granted in Glenn Addition described as the east 10 feet of Lot 6, Glenn Addition, as amended per plat of M & A Addition, portion C, and the west 10 feet of Lot 5, Glenn Addition. ([PW](#))
7. Set a public hearing on November 8, 2010, to consider an [ordinance](#) amending MMC 13.04.020 titled "Connection to public sanitary sewer upon property transfer – Required" to grant staff greater discretion to delay mandatory sewer connection. ([PW](#))

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

- Bike Ped Board—Bob Wachtel

G. SPECIAL PRESENTATIONS

- Rivertop Renewables – Mike Kadas
- Montana Festival of the Book/The Big Read—Chet Gecko, Kim Anderson and Molly Ledermann

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 establish a Tourism Business Improvement District consisting of non-contiguous hotel/motel lands who have voluntarily petitioned the City of

Missoula to establish a TBID for the purpose of aiding tourism, promotion, and marketing within the district and allowing hotels/motels outside the city limits in the Missoula urban area to donate funds to the tourism business improvement district. ([Memo](#)) ([A&F](#))
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

[10/18/2010](#)

[10/20/2010](#)

Committee of the Whole

[10/18/2010](#)

Conservation Committee

[10/20/2010](#)

Plat, Annexation and Zoning Committee

[10/20/2010](#)

Public Works Committee

[10/20/2010](#)

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:

- Confirm the reappointments of Mark Muir, Jerry Ford and Jim Galipeau to the Impact Fee Advisory Committee completing a term starting December 1, 2010 and ending November 30, 2014. ([memo](#))—Regular Agenda (Mayor Engen)
- Discuss the disposition of surplus city property. ([memo](#))—Regular Agenda (John Newman)
- Approve the bond resolution relating to \$10,345,000 taxable sewer system revenue bonds, series 2010 (Recovery Zone Economic Development Bonds – direct pay); authorizing the issuance and fixing the terms and conditions thereof. ([memo](#))—Regular Agenda (Brentt Ramharter)
- Consider a resolution amending ordinance No. 1547 as amended and supplemented by city resolutions No. 4484, 5247, 5307, 6250, 6359, 6408, 6500, 6589, 6707, 6752, 6831, 7060 and 7495 to include federal payments as a gross revenue of the city's sanitary sewer system; restating the ordinance as previously amended and supplemented; approving this amended and restated resolution. ([memo](#))—Regular Agenda (Brentt Ramharter)

To Conservation Committee:

- Consider a new ordinance that will create a process and criteria for the naming of public parks, trails, open space, and recreation facilities. ([memo](#))—Regular Agenda (Jackie Corday)

- Approve an agreement between the City and Garden City Harvest (GCH) to allow for community gardens on City owned properties that will be identified in the future. ([memo](#))—Regular Agenda (Jackie Corday)
- Consider amending an ordinance to allow bow hunting on certain lands. ([memo](#))—Regular Agenda (Jackie Corday)

To Plat, Annexation and Zoning Committee

- [Petition 9501](#)—John E. and Joyce M. Perkins; 7525 Arroyo Lane; Lot 10 of Country Crest Addition No 2; Geocode 21991130304000; Petition for Annexation
- Consider a resolution of intention to annex City and UM properties located in the southeastern quadrant of the City and schedule a public hearing in accordance with Montana Code Annotated Part 44 government lands method of annexation. ([memo](#))—Regular Agenda (Carla Krause)
- Discuss Russell & 3rd land use and zoning visioning and update. ([memo](#))—Regular Agenda (Bob Jaffe)

To Public Safety and Health Committee

- Authorize the mayor to sign a contract with Municipal Emergency Services (MES) for the purchase of new self contained breathing apparatus (SCBA); and authorize the sale of the fire department's current inventory of SCBAs to MES. ([memo](#))—Regular Agenda (Jason Diehl)

To Public Works Committee

- Discuss needed improvements to Curtis St (between 3rd and River Rd), and timelines/budgets/funding sources related to those improvements. ([memo](#))—Regular Agenda (Marilyn Marler)
- Update from staff regarding the status and schedule for 3rd and Russell project. ([memo](#))—Regular Agenda (Bob Jaffe)
- Approve and authorize the right-of-way encroachment at 424 North Higgins for Carla Mancini. ([memo](#))—Regular Agenda (Doug Harby)
- Develop ordinance language to amend MCC Chapter 12.30, Fences and/or MCC 8.44 Barbed Wire and Electrical Fences. ([memo](#))—Regular Agenda (Pam Walzer)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 8:00 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.