

NOTE: THERE WILL BE AN ADMINISTRATION AND FINANCE COMMITTEE MEETING AT 6:45 PM PRIOR TO THE CITY COUNCIL MEETING

**FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
NOVEMBER 8, 2010, 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**
- [November 1, 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 \$ 179,501.90. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (11/9/10)
 2. Set a public hearing on December 6, 2010, to consider a [resolution](#) amending the annual appropriations for the City of Missoula, Montana, as set forth in the Fiscal Year 2010 Budget and Capital Improvement Program that increases the total city budget by \$3,692,574.00. ([A&F](#))
 3. Confirm the Mayor's appointment of Becky Mosbacher to the Library Board completing a vacated term commencing immediately and ending December 31, 2012. ([A&F](#))
 4. Approve the funding from the Missoula Parking Commission's revenue for a part-time FTE for a Parking Toll Collector. ([A&F](#))
 5. Set a public hearing on December 6, 2010, to consider an [ordinance](#) of the Missoula City Council amending Chapter 9.62 Missoula Municipal Code entitled "Discharging weapons" amending Sections 9.62.050 entitled "Bow and Arrow Restrictions" to allow bow hunting to be done on public or private land that has been approved by the landowner and Montana Fish, Wildlife & Parks (FWP) for a FWP managed bow hunting location. ([Cons](#))
 6. Approve the request to extend the Stonybrook Subdivision preliminary plat with a final plat submittal deadline of November 10, 2011. ([PAZ](#))
 7. Set a public hearing for November 22, 2010, to consider an [ordinance](#) and an [emergency ordinance](#) amending Chapter 15.44 and renaming the chapter from "House Moving" to "Oversize Loads and House Moving" and amending Chapter 5.70 "House Moving" to include oversize loads and update fees and regulations, enacted as an emergency ordinance in order to become effective before the previous emergency ordinance expires. ([PW](#))
- F. **COMMENTS FROM CITY STAFF, AGENCIES, BOARDS, COMMISSIONS, AUTHORITIES AND THE COMMUNITY FORUM**
- G. **SPECIAL PRESENTATIONS**
- [NET Cancer Awareness Day](#)
- 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](#) amending Chapter 15.32 Missoula Municipal Code entitled "Building Permits" instituting a fee for international energy conservation code special inspections and creating a flat fee for residential re-roofing; and establishing a fee for wind energy installation. ([memo](#)) ([PW](#))—**Approved unanimously.**
- Public hearing on [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. ([memo](#)) ([PW](#))—**A regular and an emergency ordinance were 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

[11/03/2010](#)

11/08/2010 will be available at a later date

- [Resolution](#)—Adopt a resolution relating to limited tax general obligation bonds, series 2010C; ratifying and confirming the sale thereof in order to pay a portion of the costs relating to acquisition of energy conservation capital equipment accessories and attachments for use in various city facilities and issuance of the Series 2010C bonds.—**Approved 9 ayes, 2 nays with Hellegaard and Mitchell voting nay.**

Conservation Committee

[11/03/2010](#)

Plat, Annexation and Zoning Committee

[11/03/2010](#)

Public Works Committee

[11/03/2010](#)

- Approve and authorize the Mayor to sign two contracts with Johnson Controls Inc. for the energy conservation performance contract project for a total not to exceed \$1,387,813 contingent upon the City Attorney's approval. **Approved 8 ayes, 3 nays with Hellegaard, Haines and Mitchell voting nay.**
- Approve and authorize the Mayor to sign amendment No. 9 to the City/HKM Engineering, Inc. agreement for the Russell Street / South 3rd Street environmental impact statement project in the amount not to exceed \$28,209 contingent upon City Attorney and Montana Department of Transportation's concurrence. **--Approved 8 ayes, 3 nays with Rye, Haines and Mitchell 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:

- Quarterly report by North Missoula Community Development Corporation. ([memo](#))—Regular Agenda (Lyn Hellegaard)
- Consider a resolution revising the Community Forum budget guidelines for Neighborhood Councils, reaffirming the usage of some Neighborhood Project Funds for small project grants to be awarded by the Community Forum, and providing that the balance of certain funds be carried forward into the subsequent fiscal year. ([memo](#))—Regular Agenda (Jon Wilkins)
- Discuss outstanding third-party contracts. ([memo](#))—Regular Agenda (Lyn Hellegaard)
- Authorize the Mayor to sign an agreement with Gallatin Public Affairs for lobbyist services during the 2011 Legislative Session in the amount of \$20,000. ([memo](#))—Regular Agenda (Mayor Engen)
- Approve the new three year contract with Missoula Community Access Television (MCAT) Contract for June 30, 2010 through June 30, 2013. ([memo](#))—Regular Agenda (Brentt Ramharter)
- Confirm the Mayor's appointments to the Tourism Business Improvement District. ([memo](#))—Regular Agenda (Mayor Engen)
- Appoint one member to the Impact Fee Advisory Committee for the term commencing December 1, 2010 through November 30, 2014. ([memo](#))—Regular Agenda (Marty Rehbein)

To Budget Committee of the Whole:

- Discuss the quarterly budget report. ([memo](#))—Regular Agenda (Lyn Hellegaard)

To Conservation Committee:

- Discussion on the Knife River Gravel pit property. ([memo](#))—Regular Agenda (Lyn Hellegaard)
- Budget update on aquatics. ([memo](#))—Regular Agenda (Lyn Hellegaard)
- Reorganization of conservation lands advisory committees. ([memo](#))—Regular Agenda (Marilyn Marler)

To Plat, Annexation and Zoning Committee

- [Petition 9502](#)—Kelly G. Brown; Missoula industrial Park - Lot 13 of Block 3; Geocode Number 232528405020000; Petition for Annexation
- [Petition 9503](#)—City of Missoula; Wastewater Treatment Plant; A tract of land recorded in Book 233 Micro Page 20000, Tracts 2, 3, & 4 of Certificate of Survey No. 5427, Lot 2 of Dinsmore's Orchard Homes No. 4 and Book 737 Micro Page 887 and a portion of Tower Street; Petition for Annexation ([memo](#))—Regular Agenda (Carla Krause)
- Appoint two members to the Missoula Consolidated Planning Board for the terms beginning January 1, 2011 and ending on December 31, 2013. ([memo](#))—Regular Agenda (Kelly Elam)
- Appoint two members to the Design Review Board for the term commencing January 1, 2011 and ending December 31, 2013. ([memo](#))—Regular Agenda (Marty Rehbein)

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

The meeting adjourned at 8:03 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.