

NOTE: THERE WILL BE A PLAT, ANNEXATION AND ZONING (PAZ) COMMITTEE AT 6:00 PM BEFORE THE COUNCIL MEETING.

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
MARCH 2, 2009, 7:00 P.M.

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

B. APPROVAL OF THE MINUTES

- February 23, 2009—**Will be considered at a later date.**

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 \$277,526.02. (Detailed claims) (Chart of Accounts) (A&F) (03/03/09)
2. Set a public hearing on March 23, 2009 on an ordinance of the Missoula City Council amending Title 5, enacting chapter 84 entitled Government Channel Cable Advisory Commission to change the name of the Government Channel Advisory Committee to the Missoula Civic Television Advisory Committee. (A&F)
3. Amend the City Council rules to include a new rule clarifying the status of a tabled motion. (A&F)
4. Approve and authorize the Mayor to sign the contract to Morrison Maierle Inc. for the design and construction management for the Dickens Street lift station and the pre-design for the East Broadway lift Station for a total of \$63,700.00. (PW)

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

G. SPECIAL PRESENTATIONS

March for Meals month

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 Missoula Municipal Code (MMC) Title 3 entitled 'Revenue and Finance', Chapter 3.16 entitled 'Curb, Gutter, Sidewalk, Alley Approach, Storm Sewer, Public Parks and Other Improvement Loan Fund Program' amending Sections 3.16.010, 3.16.030, 3.16.040, and 3.16.080 MMC for the purpose of changing eligibility criteria and finance terms. (PW) **Approved unanimously**

I. COMMUNICATIONS FROM THE MAYOR

- Lobbyist Report

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

[02/25/09](#)

Committee of the Whole

[02/25/09](#)

Plat, Annexation and Zoning Committee

[02/23/09](#)

[02/25/09](#)

03/02/09—available at a later date

Proposed Chickasaw Addition--Annexation and Zoning, Rezoning, Subdivision and Development Agreement

- A resolution to annex and zone property known as Chickasaw Place located along South Seventh Street West, approximately 1/4 miles west of Tower Street. The property is currently zoned C-RR1 (Residential) in the County and upon annexation, is proposed to be zoned RLD-2 (Residential, 2 du/acre) in the City. The City Council will consider an ordinance rezoning the property from RLD-2 (Residential, 2 du/acre) to RLD-4 (Residential, 4 du/acre). The City Council will also consider a proposed 9.36 acre subdivision creating 30 single dwelling lots, for a residential density of 3.2 dwelling units per acre. The property is legally described as Lots 53 & 54 of Dinsmore's Orchard Homes Addition No. 5, located in the Southeast 1/4 of Section 24 of T13N, R19W, P.M.M. (PAZ) (memo) (Annexation Report and Development agreement) **Due to the lack of required supermajority, the motion to annex failed with 7 ayes and 5 nays with Haines, Hellegaard, Mitchell, Walzer, Wilkins voting nay.**

Public Safety and Health Committee

[02/25/09](#)

Public Works Committee

[02/25/09](#)

L. NEW BUSINESS

- Mayoral veto of Resolution 7401 regarding designated voice restraint areas for dogs. (Legal opinion concerning Mayoral vetoes) **This item will be held until next council meeting.**

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 appointment of Link Starburey to the Local Government Channel Cable Advisory Committee and for a term commencing immediately and ending December 31, 2011. (memo)—Regular Agenda (Mayor Engen)

To Committee of the Whole:

- Consider a regular and an emergency ordinance of the Missoula City Council amending Title 1, Chapter 1.16 Missoula Municipal Code entitled "Election Wards" Section 1.16.020 to update the precincts located in each ward. (memo). –Regular Agenda (Mike Barton)

To Conservation Committee:

- Clarification of current leash laws ([memo](#)).—Regular Agenda (Marilyn Marler)

To Plat, Annexation and Zoning Committee

- Appointment of Kelly Durbin to the Missoula Consolidated Planning Board for a three-year term ending December 31, 2012 ([memo](#)).—Regular Agenda (Mayor Engen)

To Public Safety and Health Committee

- Authorize Mayor to sign contact for renting storage facility for HIDTA Task Force ([memo](#)).—Regular Agenda (Mark Muir)

To Public Works Committee

- Approve the purchase of one (1) 2008 Polaris Ranger 6X6 from Kurt's Polaris of Missoula, MT. for \$15,952.67 ([memo](#)).—Regular Agenda (Jack Stucky)
- Review and approve contract to HDR Engineering for the design and construction management for the Reserve Street lift station ([memo](#)).—Regular Agenda (Starr Sullivan)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

President Childers stated Ms. Marler requested to be taken off of the Public Works Committee.

O. ADJOURNMENT

The meeting was adjourned at 9:10 PM.

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.