

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
APRIL 6, 2009, 7:00 P.M.

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

B. APPROVAL OF THE MINUTES

- March 23, 2009—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 with an amendment to #5 as shown below.

1. Approve claims totaling \$ 175,880.79. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (03/31/09)
2. Approve claims totaling \$ 357,204.44. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (04/07/09)
3. Set a joint public hearing with the Missoula County Commissioners for April 13, 2009 on a resolution to expend 2006 Open Space bond money to fund the purchase of approximately 59 acres on the east side of Mount Jumbo adjacent and to the west of the water tower and the Hidden Trail subdivision for public open space purposes. ([Cons](#))
4. Appoint Matthew Loomis to the Design Review Board for the Knowledge and Interest position for the term commencing immediately through December 31, 2010. ([PAZ](#))
5. Authorize the Mayor to enter into a preliminary agreement with Mountain Water Company in the amount of \$28,750 up to \$30,000 for the installation of up to three fire hydrants in the Franklin-to-Fort area. ([PS&H](#))
6. Resolution—Adopt a resolution to confirm final ordering of curb and sidewalk improvements adjacent to properties in the Johnson St. – 3rd to 11th and Grant St. – 8th to 10th area, Project 07-042. ([PW](#))
7. Award the bid for Project 07-042, Curb and Sidewalk Improvements adjacent to properties in the Johnson St. – 3rd to 11th and Grant St. – 8th to 10th area to Gregston Construction Co. for the sum of \$164,903.06 and authorize return of bid bonds. ([PW](#))
8. Resolution—Adopt the resolution to confirm final ordering of curb and sidewalk improvements adjacent to properties in the Johnson St. – 14th to North Ave. area, Project 07-044. ([PW](#))
9. Award the bid for Project 07-044, Curb and Sidewalk Improvements adjacent to properties in the Johnson St. – 14th to North Ave. area to Gregston Construction Co. for the sum of \$77,784.35 and authorize return of bid bonds. ([PW](#))
10. Resolution—Adopt the resolution to confirm final ordering of curb and sidewalk improvements adjacent to properties in the 14th St. – Johnson to Eaton area, Project 07-045. ([PW](#))
11. Award the bid for Project 07-045, Curb and Sidewalk Improvements adjacent to properties in the 14th St. – Johnson to Eaton area to Gregston Construction Co. for the sum of \$160,160.91 and authorize return of bid bonds. ([PW](#))

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

G. SPECIAL PRESENTATIONS

- Start! Walking at Work Day
- Week/Month of the Young Child

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](#) establishing a policy for the use of development agreements for owners of property proposed for new development and requesting annexation into the corporate City limits to obtain benefits from City services. ([memo](#) ([staff report](#)) ([PAZ](#)) **Approved 8 ayes, 4 nays with Haines, Hellegaard, Hendrickson, and Mitchell voting nay.**
- Public hearing on a [resolution](#) revising resolutions 4578, 4526, 4100, 4128, 5422, 6570, and 6755 amending the sewer administrative fees charged, amending the administrative guidelines and city impact fees for future urban infrastructure in the City's policy for review and approval of request for sewer service to property outside the corporate limits. ([memo](#) ([staff report](#)) ([PAZ](#)) **Approved as amended 8 ayes, 4 nays with Haines, Hellegaard, Hendrickson, and Mitchell voting nay.**

I. COMMUNICATIONS FROM THE MAYOR

- [Legislative 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

[03/25/09](#)

Committee of the Whole

[03/25/09](#)

Conservation Committee

[03/25/09](#)

Plat, Annexation and Zoning Committee

[03/25/09](#)

Public Safety and Health Committee

[03/25/09](#)

Public Works Committee

[03/25/09](#)

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:

- Resolutions revising interlocal agreements with Montana Municipal Interlocal Authority (formerly Montana Municipal Insurance Authority.) ([memo](#))—Regular Agenda (Marty Rehbein)

To Committee of the Whole:

- Discuss options for conducting upcoming city elections and associated costs ([memo](#)).—Regular Agenda (Marty Rehbein)

To Plat, Annexation and Zoning Committee

- [Petition 9418](#)—Escargot, LLC; Sarah W. Bennett; Snailspace Lots – Lot B; Petition for Annexation
- [Petition 9419](#)—Southern Foods Group, LLC; Snailspace Lots – Lots C; Petition for Annexation
- Presentation and discussion on the Greater Downtown Master Plan ([memo](#)).—Regular Agenda (Downtown Business Improvement District—Rod Austin)
- Approve or deny a request to amend the phasing plan for Windsor Park Phase 7 Subdivision ([memo](#)).—Regular Agenda (John Newman)

To Public Safety and Health Committee

- Authorize Mayor to sign Grant Award for purchasing of equipment including Portable Breath Analyzers (PBT's) (10), motorcycle video cameras (2) and in-car video cameras (3) ([memo](#)).—Regular Agenda (Greg Amundsen)
- Authorize Mayor to sign Grant Award for Enforcing Underage Drinking Laws Grant (EUDL) ([memo](#)).—Regular Agenda (Shawn Paul)
- Approve the appointments of Firefighter Trainees Dave Smith, Justin Walsh, John LaRocque & Jamie Porter to the position of Confirmed Firefighter ([memo](#)).—Regular Agenda (Mike Painter)

To Public Works Committee

- Discussion on a request for sewer connection fee reduction ([memo](#)).—Regular Agenda (Marilyn Marler)
- Approve the purchase of one Energy Absorption Systems, Vorteq; Traffic Attenuator to Coral Sales Company of Portland, Oregon, in the amount of \$15,582 ([memo](#)).—Regular Agenda (Jack Stucky)
- Approve the purchase of one (1) 2009 Land Pride 72" Grass Seeder from Big Sky Kubota of Missoula, Montana in the amount of \$9,872 ([memo](#)).—Regular Agenda (Jack Stucky)
- Approve the purchase of three (3) used mini pickups from Montana Mini-Trucks of Shelby, Montana in the amount of \$23,900 ([memo](#)).—Regular Agenda (Jack Stucky)
- Approve a right-of-way encroachment for a loading dock on the Kent Street right-of-way adjacent to the Tremper's Shopping Center located at 2301 Brooks ([memo](#)).—Regular Agenda (Doug Harby)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 8:16 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.