

**FORMAL AGENDA**  
**MISSOULA CITY COUNCIL MEETING**  
**CITY COUNCIL CHAMBERS**  
**140 WEST PINE STREET, MISSOULA, MT**  
**DECEMBER 13, 2010, 7:00 P.M.**

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

**B. APPROVAL OF THE MINUTES**

- December 6, 2010—**The minutes were 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 \$ 522,935.55. (Detailed Claims) (Chart of Accounts) (A&F) (12/14/10)
2. Authorize the Mayor to release the Trust Indenture placed on the Palace Apartments dated March 23, 1995, to facilitate the rehabilitation preservation of affordable housing in a Downtown Missoula historic building. (A&F)
3. Approve and authorize the Mayor to sign the Neighborhoods by Design, LLC Settlement Agreement pertaining to the litigation that Neighborhoods by Design, LLC filed against the City of Missoula. (COW)
4. Reappoint Scott Loken for the Alternate 1 position on the Historic Preservation Commission for the term beginning January 1, 2011 and ending on December 31, 2013. (PAZ)
5. Appoint Mike Monsos for the Northeast region position and Cheryl Cote for the At Large position on the Historic Preservation Commission for the term beginning January 1, 2011 and ending on December 31, 2013. (PAZ)

**F. COMMENTS FROM CITY STAFF, AGENCIES, BOARDS, COMMISSIONS, AUTHORITIES AND THE COMMUNITY FORUM**--**None**

**G. SPECIAL PRESENTATIONS**--**None**

**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 extending the corporate limits of the City of Missoula, Montana, to annex within the boundaries of the city certain parcels and tracts of land consisting of portions of city open space, city wastewater facility property and Tower Street Right of Way located in the western half of the city incorporate the area into the City of Missoula boundary and zone the property OP-1 Open Space and OP-3 Public Lands and Institutional District (Section 19, Township 13 North, Range 19 West, P.M.M. and Section 24, Township 13 North, Range 20 West, P.M.M.) (Memo) (Staff Report) (Presentation) (PAZ) **Approved unanimously as amended.**

**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**

12/08/2010

- Authorize the Mayor to waive prior and future Payment in Lieu of Taxes (PILT) on the Palace Apartments located in downtown Missoula and owned by the Missoula Housing Authority (MHA) and provide that the amount of forgiven PILT may be used as a credit in MHA's tax credit application for rehabilitation and repair funds. **Approved unanimously.**

**Committee of the Whole**

12/08/2010 will be available at a later date

- Approve and authorize the Mayor to sign the Pleasant View Estates No. 5 Settlement Agreement pertaining to the litigation that Pleasant View Homes, Inc. filed against the City of Missoula. **Approved unanimously.**

**Conservation Committee**

12/08/2010

**Plat, Annexation and Zoning Committee**

12/08/2010

**Public Safety and Health Committee**

12/08/2010

**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:**

- Authorize the Mayor to sign the documents pertaining to a grant award from the State of Montana Big Sky Trust Fund (BSTF) on behalf of InterMedia Outdoors, Inc. ([memo](#))—Regular Agenda (Cindy Wulfkuhle)
- Authorize the Mayor to sign the documents pertaining to a grant award from the State of Montana Big Sky Trust Fund (BSTF) on behalf of Goomzee. ([memo](#))—Regular Agenda (Cindy Wulfkuhle)
- Modify the development agreement between the City of Missoula (City), the Missoula Redevelopment Agency (MRA), the Missoula Parking Commission (MPC) and First Interstate Bank (FIB) relative to the East Front Street Parking Structure. ([memo](#))—Regular Agenda (Ellen Buchanan)
- Resolution relating to Front Street Urban Renewal Tax Increment District Tax Increment Revenues; establishing Tax Increment Funds and Accounts; Pledging District Tax Increment to the Missoula Parking Commission for Payment of Parking Facilities Revenue bonds to construct Front Street Parking structure; and authorizing and directing the issuance of Front Street Urban Renewal Tax Increment District Subordinate Lien Note. ([memo](#))—Regular Agenda (Ellen Buchanan)

**To Conservation Committee:**

- Review the Master Fee Schedule for facility use, reservations, contracts, permits, and programs for 2011. ([memo](#))—Regular Agenda (Shirley Kinsey)

- Appoint one member to the Conservation District for the term beginning January 1, 2011 and ending on December 31, 2013. ([memo](#))—Regular Agenda (Kelly Elam)

**To Public Works Committee**

- Approve the purchase of one (1) 2011 Chevrolet 4 Wheel Drive 1500 Commercial Tahoe from Karl Tyler Chevrolet of Missoula, Montana for \$33,795. This purchase is a cooperative purchasing agreement with the State of Montana. ([memo](#))—Regular Agenda (Jack Stucky)
- Authorize the Mayor to sign a contract provided vended fuel to the City of Missoula. ([memo](#))—Regular Agenda (Jack Stucky)
- Approve the right-of-way encroachment permit for 110 North Higgins (Old Macy's building). ([memo](#))—Regular Agenda (Doug Harby)

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

**O. ADJOURNMENT**

**The meeting adjourned at 8:20 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.*