

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
MAY 9, 2011, 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**
 - [May 2, 2011](#)—**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.) Items 1-3 were approved unanimously. Item 4 was tabled until next week.
 - 1. Approve [claims](#) totaling \$ 515,021.20. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (05/10/11)
 - 2. Approve the appointment of Gregory Ragan to the Bicycle and Pedestrian Advisory Board of a term starting immediately and ending September 15, 2012. ([PW](#))
 - 3. Approve suspension of Missoula Municipal Code Chapter 9.30.040 Maximum Permissible Noise Levels for night time paving operations on Project 11-004 Mullan Road Paving. ([PW](#))
 - 4. Set a public hearing for June 6, 2011, to consider an ordinance amending Missoula Municipal Code (MMC) 10.22 Stopping, Standing and Parking; 10.33 Vehicle Removal; 10.50 Street Cleaning Regulations; and 10.54 Violations—Penalties. ([PW](#))
- F. COMMENTS FROM CITY STAFF, AGENCIES, BOARDS, COMMISSIONS, AUTHORITIES AND THE COMMUNITY FORUM**
- G. SPECIAL PRESENTATIONS**
 - [National Public Works Week](#)
 - [Virginia Lee Speck Day](#)
 - [Bernard Osher Lifelong Learning 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 a [resolution](#) to annex and incorporate within the boundaries a certain parcel of land described as Linda Vista 12th Supplement and zone the property Miller Creek View addition planned unit development with the underlying zoning of R-215 Residential in the City. ([Memo](#)) ([Development Agreement](#)) ([Development Agreement Alternate Language](#)) ([PAZ](#)) ([PAZ 05/04/11](#)) **Approved unanimously with development agreement that doesn't require street lights.**
 - Public hearing on an [ordinance](#) and [emergency](#) ordinance amending Missoula Municipal Code Chapter 3.18 entitled Sewer Connection Expense Relief Loan Program for the purpose of allowing the City to finance the costs of external grease interceptors installed

in retrofit/remodel situations. ([Memo](#)) ([PW](#)) **This public hearing will be held open and appear on the May 23rd agenda again for public comment.**

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

[05/04/2011](#)

- Approve and authorize the Mayor to sign the collective bargaining agreement with the Missoula Police Protective Association for the term of July 1, 2011 through June 30, 2015.—**Approved 10 ayes, 2 abstentions with Mitchell and Hellegaard abstaining**

Budget Committee of the Whole

[04/27/2011](#)

05/04/2011 will be available at a later date

Conservation Committee

[05/04/2011](#)

Plat, Annexation and Zoning Committee

[05/04/2011](#)

- Confirm the appointment of Andy Mefford to the City Board of Adjustment for a term commencing immediately and ending June 30, 2012.—**Approved on a voice vote**

Public Works Committee

[05/04/2011](#)

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:

- Review Missoula's insurance experience, particularly work comp; propose improvements if warranted. ([memo](#))—Regular Agenda (Ed Childers)

To Plat, Annexation and Zoning Committee:

- Review Montana Supreme Court Decision in Heffernan vs. Missoula City Council (Sonata Park Subdivision). ([memo](#))—Regular Agenda (Dave Strohmaier)
- Direct staff to change interpretation regarding lifting a building and replacing foundations as a trigger for loss of non-conforming status and make appropriate code adjustments in maintenance update to Title 20. ([memo](#))—Regular Agenda (Bob Jaffe)
- Update committee regarding Russell Street zoning project. ([memo](#))—Regular Agenda (John Newman)
- Consider a proposal to apply phasing to the Larson Addition Subdivision, with final plat submittal deadlines of June 16, 2014 for Phase 1, and June 16, 2016 for Phase 2. ([memo](#))—Regular Agenda (Tim Worley)
- A resolution to adopt the 2011 Missoula Active Transportation Plan as an amendment to the Missoula County Growth Policy and set a joint public hearing with the Missoula

County Board of County Commissioners to review the Plan. ([memo](#))—Regular Agenda (Ann Cundy)

To Public Works Committee:

- Review bids for annual street maintenance traffic marking paint, award bids to lowest responsible bidder and authorize return of bid bonds. ([memo](#))—Regular Agenda (Wayne Gravatt)
- Award the bid for Project 11-006, Trail Street – Curtis to Cul-de-sac Mill and Overlay to Knife River, for a total contract award of \$27,648.00 and authorize return of bid bonds. ([memo](#))—Regular Agenda (Doug Harby)
- Approve the proposed upgrade from our current Permits Plus and Asset Management Systems to the web based Automation application. ([memo](#))—Regular Agenda (Dan Jordan)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 8:27 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.