

Please note: There will be a Committee of the Whole meeting on Monday, May 11, 2009, at 6:30 p.m. in the City Council Chambers.

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
MAY 11, 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

May 4, 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 unanimously

1. Approve [claims](#) totaling \$357,204.44. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (05/12/09)
2. Confirm the Mayor's appointment of Richard Huffman to the Downtown Business Improvement District board as the Zone 2 Representative for a term commencing June 1, 2009, and ending May 31, 2013. ([A&F](#))
3. Approve and authorize the Mayor to sign a Park Development and Reimbursement Agreement (Agreement) between the City of Missoula and the Shelter West, Inc. and Grass Valley Project, LLC (collectively the Developer), for the construction of improvements for a city park in 44 Ranch Subdivision including reimbursement to Developer per the terms of the agreement. ([Conservation](#))
4. Conditionally approve the proposed phasing request for Southern Hills Subdivision subject to the amendment of the phasing plan to include the legend as recommended by staff and to the amendments to the subdivision conditions of approval to specify phasing as shown in [Attachment G. \(PAZ\)](#)
5. Approve the [right-of-way encroachment](#) for 825 W Spruce as illustrated on exhibit "A" and 838 W Spruce as illustrated on exhibit "B." ([PW](#))
6. [Resolution](#)—Adopt the resolution to confirm final ordering of curb and sidewalk improvements adjacent to properties in the Rattlesnake Drive – Pineview to Stanley area, Project 07-040. ([PW](#))
7. Award the bid for Project 07-040, curb and sidewalk Improvements adjacent to properties in the Rattlesnake Drive area to Patterson Enterprises, Inc. for the sum of \$104,224.60 and authorize return of bid bonds. ([PW](#))

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

G. SPECIAL PRESENTATIONS

- [National Public Works Week](#)
- [National Women's Health Week](#)

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 zone property located one lot west of Reserve Street frontage on 14th Street. The property is currently zoned Special District #2 (SD#2) in the County and upon annexation, is proposed to be zoned Special District #2 (SD#2) in the City. The property is legally described as Lot 35-A, certificate of survey No. 4567, NE of Section 30, T13N, R19W, P.M.M. ([Staff report including development agreement & resolution](#)) ([Memo](#)) ([PAZ](#)) **Approved unanimously.**
- Public hearing on an [ordinance](#) creating Chapter 5.45 Missoula Municipal Code entitled "Ambulance Services" Sections 5.45.010 through 5.45.100 to establish regulations for ambulance businesses operating in the city of Missoula and repealing Chapter 5.44 Missoula Municipal Code entitled "Ambulances" in its entirety. ([Memo](#)) ([PS&H](#)) ([Performance Contract 04/08/09](#)) **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

[05/06/09](#)

Committee of the Whole

[04/20/09](#)

[05/06/09](#)

[05/11/09](#)

- Approve and authorize the Mayor to sign a letter expressing the City Council's support of for the Montana Exposition Feasibility Study (for a proposed event center in Missoula). – **Approved unanimously.**

Conservation Committee

[05/06/09](#)

Plat, Annexation and Zoning Committee

[05/06/09](#)

Public Works Committee

[05/06/09](#)

- Confirm/deny the Mayor's appointment of Jinny Iverson to the Parking Commission term for a term commencing May 1, 2009 and ending April 30, 2013. (forwarded to the Council without a recommendation) **Approved unanimously.**
- Approve and authorize the Mayor to sign the ARRA (American Recovery and Reinvestment Act) Agreement for the North Higgins Streetscape Project (#09-028) with the Montana Department of Transportation. **Approved unanimously.**
- Approve and authorize the Mayor to sign the ARRA (American Recovery and Reinvestment Act) Agreement for the Sidewalk Ramps Project (#09-029) with the Montana Department of Transportation. **Approved unanimously.**

- Approve and authorize the Mayor to sign the ARRA (American Recovery and Reinvestment Act) Agreement for the Greenough Drive Sidewalks Project (#09-030) with the Montana Department of Transportation. **Approved unanimously.**

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:

- Implications of establishing maintenance districts. ([memo](#)) – Regular Agenda (Bob Jaffe)
- Contract with Qwest for T1 computer services. ([memo](#)) – Regular Agenda (Alisa Mathews)
- Approve contracts with various agencies for Community Development Block Grant (CDBG) and Home Investment Partnership Program (HOME) funds. ([memo](#)) – Regular Agenda (Melissa Gordon)

To Plat, Annexation and Zoning Committee

- River Road Lots Subdivision, a proposed minor subdivision of a 0.88-acre parcel into 3 residential lots, located on River Road between Curtis Street and Davis Street. ([memo](#)) – Regular Agenda (Janet Rhoades)

To Public Works Committee

- Review bids for curb and sidewalk improvement project and pass a Resolution to Confirm the Order for curb and sidewalk improvements for Project 08-043, Slant Streets Area Phase II. ([memo](#)) – Regular Agenda (Doug Harby)
- Review bids for curb and sidewalk improvement project 08-043, Slant Streets Phase II, award bid to lowest bidder and authorize return of bid bonds. ([memo](#)) – Regular Agenda (Doug Harby)
- Information item to present options for creating SID for Rattlesnake Valley Sewer Collection. ([memo](#)) – Regular Agenda (Steve King)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 8:22 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.