

**FORMAL AGENDA  
ABBREVIATED MEETING  
MISSOULA CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
140 WEST PINE STREET, MISSOULA, MT  
AUGUST 15, 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**
  - August 8, 2011 minutes will be available 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.) Items 1-3, 5 and 6 were approved unanimously. Item #4 was discussed under Item H Committee Reports.*

  1. Approve [claims](#) totaling \$ 486,685.79. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (08/16/11)
  2. [Resolution](#)—Adopt a resolution levying a special assessment and tax upon property for annual weed assessments to reimburse the City for hazardous vegetation and nuisance weed cut orders performed in 2010 in the total amount of \$2,505.00 pursuant to Section 7-22-4101 Montana Code Annotated and Section 8.40.040 Missoula Municipal Code. ([A&F](#))
  3. [Resolution](#)—Adopt a resolution levying a special assessment and tax upon property for annual sidewalk snow removal to reimburse the City for snow removal performed in fiscal year 2010-2011 in the total amount of \$1,476.00 pursuant to Sections 12.16.030 and 12.16.040 Missoula Municipal Code. ([A&F](#))
  4. [Resolution](#)—Adopt a resolution notifying the Missoula County Election Administrator of the city's desire to conduct the 2011 City General Election by mail ballot in accordance with 13-19-202 Montana Code Annotated (MCA). ([COW](#))
  5. [Resolution](#)—Adopt a resolution vacating that portion of the Public Utility Easement retained by Resolution No. 2252 and Resolution No. 4268 vacating the alley in Block 17 of McWhirk Addition over and across Lot A of McWhirk Addition, Portions of Block 17 and 18. ([PW](#))
  6. [Resolution](#)—Adopt the resolution vacating that portion of the 20 foot utility easement over and across the northeasterly portion of Lot 15B as shown on Reserve Street Industrial Center - Phase I Lots 14B & 15B. ([PW](#))
- F. COMMUNICATIONS FROM THE MAYOR**
- G. GENERAL COMMENTS OF CITY COUNCIL MEMBERS**
- H. 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**

08/10/2011

- [Resolution](#)—Adopt a resolution relating to \$1,555,000 civic stadium revenue bonds (taxable); ratifying the issuance and sale thereof and prescribing the form and terms thereof and the security therefore
- [Resolution](#)—Adopt a resolution relating to use of \$2,000,000 tax increment revenue for the civic stadium project: authorizing an initial payment of \$500,000 and

authorizing the issuance of \$1,500,000 in Civic Stadium Subordinate Lien Notes, Series 2011 to purchase the interest or certain secured lenders in the City stadium; authorizing and directing the issuance; prescribing the form and terms thereof and the security therefor.

- Ordinance—Adopt an ordinance approving the acquisition and ownership of the civic stadium as an urban renewal project for Urban Renewal District II; making findings related to the project; approving the use of \$2,000,000 in tax increment revenue and the issuance of civic stadium lease revenue bonds in the amount of \$1,555,000; approving agreements related to the project; and related matters.

**A motion to approve the ordinance and both resolutions passed 9 ayes, 3 nays with Haines, Hellegaard, and Mitchell voting nay.**

#### **Committee of the Whole**

08/10/2011

**Consent Agenda Item #4—Approved 9 ayes, 3 nays with Haines, Hellegaard, and Mitchell voting nay.**

#### **Plat, Annexation and Zoning Committee**

The following item was postponed by the City Council during their July 25, 2011 meeting until this evening:

07/20/2011

- Deny the request to adopt an ordinance to rezone property at 1500 39<sup>th</sup> Street from RM1-35 (Residential, 43 multi-dwellings per acre) & RT2.7 (Residential, 16 dwellings per acre) to B1-1 (Neighborhood Business) and RM1.5 (Residential, 20 multi-dwellings per acre). **This item was returned to the Plat, Annexation and Zoning committee.**

#### **Public Safety and Health Committee**

08/10/2011

#### **Public Works Committee**

08/10/2011

### **I. 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:**

- A resolution levying taxes for municipal and administrative purposes for the fiscal year 2012 for the City of Missoula. ([memo](#))—Regular Agenda (Brentt Ramhalter)
- Resolution levying taxes on the lots, pieces and parcels of land located in the downtown business improvement district of the city of Missoula for FY 12 in accordance with 7-12-1132 MCA. ([memo](#)) – Regular Agenda (Marty Rehbein)

#### **To Committee of the Whole:**

- Resolution to place a referendum on the November 8, 2011, City of Missoula ballot urging our state and federal elected officials to amend the United States Constitution to abolish corporate personhood. ([memo](#))—Regular Agenda (Cynthia Wolken)

#### **To Conservation Committee:**

- Resolution authorizing the Mayor to sign agreements with Northwestern Energy and contractors who will install the variable frequency drive (VFD) at Currents. ([memo](#))—Regular Agenda (Shirley Kinsey)

#### **To Plat, Annexation and Zoning Committee**

- Conditional use request for property located at the 1100 block of East Broadway for mini-storage facility owned by Montana Rail Link. ([memo](#))—Regular Agenda (Aaron Wilson and Janet Rhoades)
- Consider a request to create a phasing plan for Rattlesnake 1A Subdivision. ([memo](#))—Regular Agenda (Aaron Wilson)

**To Public Works Committee**

- Approve the purchase of two (2) 2012 Freightliner M2112 dump trucks, from I-State Truck Center, Missoula for a total of \$229,296.00 for both trucks. These trucks are being purchased for the City of Missoula Street Division. ([memo](#))—Regular Agenda (Jack Stucky)
- Approve the purchase of two (2) 2012 Dodge Charger patrol cars from Ronan Dodge, Ronan for \$27,930.00 each; a total of \$55,860.00 for both cars. This purchase is a cooperative purchasing agreement with the State of Montana. ([memo](#))—Regular Agenda (Jack Stucky)
- Approve the purchase of one (1) asphalt recycling machine (PT 3000) provided by Pavement Technologies, Inc., of Albany, New York for a total of \$188,829. ([memo](#))—Regular Agenda (Brian Hensel)
- Resolution to order curb and sidewalk improvement project 10-035, S. 6<sup>th</sup> St. /Schilling between Kemp & S. 7<sup>th</sup> St. ([memo](#))—Regular Agenda (Doug Harby)
- Resolution stating the City of Missoula's policy regarding the proposed sale of Mountain Water's parent company to the Carlyle Group. ([memo](#))—Regular Agenda (Jason Wiener)

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

**K. ADJOURNMENT**

**The meeting adjourned at 9:12 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.*