

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
JUNE 18, 2012, 7:00 P.M.

- A. CALL TO ORDER AND ROLL CALL**—**The Mayor and 11 City Council members were present. Wiener was absent.**
- B. APPROVAL OF THE MINUTES**
 - June 11, 2012—**approved as submitted.**
- C. SCHEDULE OF COMMITTEE MEETINGS**
 - Committees for the week of June 18, 2012
- 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 \$5,936,013.65. (Detailed Claims) (Chart of Accounts) (A&F) (06/19/12)
 2. Resolution – Adopt a resolution relating to pooled special sidewalk, curb, gutter and alley approach bonds, series 2012; ratifying the sale thereof and confirming certain matters thereto; confirming the pledge of the revolving fund; creating special sidewalk, curb, gutter and alley approach sinking fund and prescribing covenants of the City for the security of the holders of the bonds. (A&F)
 3. Approve a request for an exemption to the zoning requirement in Resolution 7656 for Lots 9-12, Block 48, of East Missoula Addition. (PW)
- F. 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 an ordinance amending portions of Missoula Municipal Code increasing fees by four percent (4%) in Chapter 8.40 entitled “Hazardous Vegetation and Nuisance Weeds”, Chapter 12.04 entitled “Street Vacation”, Chapter 12.12 entitled “Curbs, Sidewalks, and Paving”, Chapter 12.14 entitled “Right-of-Way Occupancy Permit”, Chapter 12.16 entitled “Sidewalk Maintenance”, Chapter 12.24 entitled “Excavations”, Chapter 12.30 entitled “Fences”, Chapter 13.07 entitled “Wastewater Pretreatment Regulations”, Chapter 15.38 entitled “Accessibility Standards”, Chapter 15.65 entitled “Grading, Drainage, Erosion Control and Storm Water Pollution Prevention Plan (SWPPP.)” (memo) (BCOW) (Proposed revised ordinance draft dated 06/15/2012) **Approved 9 ayes, 2 nays with Haines and Hertz voting nay.**
 - Public hearing on an ordinance amending title 5, Missoula Municipal Code, entitled “Business Licenses and Regulations” Chapter 5.08 entitled “Licensing Provisions Generally”, Chapter 5.20 entitled “Junk Dealers”, Chapter 5.24 entitled “Pawnbrokers,” Chapter 5.28 entitled “Secondhand Dealers,” Chapter 5.40 entitled “Boiler-room Operations,” Chapter 5.52 entitled “Liquor,” amending each chapter’s section pertaining to fees to increase the fees by four percent (4%) in accordance with the results of an official 2010 fee study commissioned by the City of Missoula. (memo) (BCOW) (Proposed revised ordinance draft dated 06/15/2012) **Approved 9 ayes, 2 nays with Haines and Hertz voting nay.**

- Public hearing on an [ordinance](#) amending Chapter 8.50 Missoula Municipal Code, entitled “Fire Inspection Fees” section 8.50.010 entitled “Establishment of Fees” and Chapter 8.52 entitled “Fireworks”, Section 8.52.020 Entitled “Manufacture in City Prohibited—Permit For Sale or Discharge” increasing the fees by four percent (4%) in accordance with the results of an official 2010 fee study commissioned by the City of Missoula. ([memo](#)) ([BCOW](#)) ([Proposed revised ordinance draft dated 06/15/2012](#)) **Approved 9 ayes, 2 nays with Haines and Hertz voting nay.**
- Public hearing on a [resolution](#) increasing [fees](#) for the Missoula City Cemetery. ([memo](#)) ([BCOW](#)) **Approved 7 ayes, 2 nays with Haines and Wilkins voting nay. Wolken abstained.**
- Public hearing on a [resolution](#) increasing fees for services related to the review and processing land use applications pursuant to City adopted regulations pertaining to zoning, subdivision and floodplain services based on the 2010 cost of services study. ([memo](#)) ([BCOW](#)) ([Proposed revised resolution draft dated 06/15/2012](#)) **Approved 9 ayes, 2 nays with Haines and Hertz voting nay.**
- Public hearing on an [ordinance](#) amending Chapter 12.58 Missoula Municipal Code Section 12.58.035 entitled “Special Event Permit-Fee” to increase the fee for holding special events by four percent (4%) in accordance with the results of an official 2010 fee study commissioned by the City of Missoula. ([memo](#)) ([BCOW](#)) ([Proposed revised ordinance draft dated 06/15/2012](#)) **Approved 10 ayes, 1 nay with Haines voting nay.**
- Public hearing on a [resolution](#) fixing the annual appropriations and the capital improvement program for the City of Missoula as set forth in the fiscal year 2013 budget. ([memo](#)) ([BCOW](#)) ([Revised resolution draft dated 06/15/2012](#))
 - The Tourism Business Improvement District [work plan and budget](#) for fiscal year 2013.
 - The Business Improvement District [work plan and budget](#) for fiscal year 2013.
 - The Park District Number 1 [work plan and budget](#) for fiscal year 2013.
 - The Road District Number 1 [work plan and budget](#) for fiscal year 2013.

Approved as amended--8 ayes, 2 nays with Haines and Hertz voting nay

G. COMMUNICATIONS FROM THE MAYOR

H. GENERAL COMMENTS OF CITY COUNCIL MEMBERS

I. 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

[06/13/12](#)

Budget Committee of the Whole

Minutes from the 06/13/12 meeting will be available at a later date

Plat, Annexation and Zoning Committee

[06/13/12](#)

Public Safety and Health Committee

[06/13/12](#)

- (No quorum present) Approve and authorize the Mayor to sign a contract with Pro-Towing for three years starting July 1, 2012 continuing through June 30, 2015. **Approved unanimously.**

Public Works Committee

[06/13/12](#)

J. 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:

- Resolution amending the Brownfields Revolving Loan Fund Loan Agreement, the Fifth Amendment to the Loan Agreement, and the Restated Tax Increment Urban Renewal Note Series 2006, increasing the loan amount from \$1,525,000 to \$1,775,000 for the Mill Site Project in Urban Renewal District II. ([memo](#)) – Regular Agenda (Ellen Buchanan)

To Conservation Committee:

- Agreement with City Life for lease and management of gym space. ([memo](#)) – Regular Agenda (Shirley Kinsey)

To Committee of the Whole:

- Discuss with University of Montana officials in charge of housing development and planning their plans for accommodating students and how they might share the burden of Missoula's affordable housing and low vacancy rates. ([memo](#)) – Regular Agenda (Caitlin Copple)

To Public Safety and Health Committee:

- Discussion of sexual assault prevention campaign and consideration of unfunded crime victim advocate urban outreach position. ([memo](#)) – Regular Agenda (Caitlin Copple)

To Public Works Committee:

- Morrison-Maierle contract amendment No. 11-A to the owner-engineer agreement for Wastewater Treatment Plant upgrade services for \$24,268.00 ([memo](#)).—Regular Agenda (Starr Sullivan)
- Purchase one (1) 2012, F3680 Kubota mower from Big Sky Kubota of Missoula, Montana, for \$36,326.78, and return all bid bonds ([memo](#)).—Regular Agenda (Jack Stucky)
- Change order No. 1 to the contract between the City of Missoula and Gregston Construction for the East Broadway Ph. II curb and sidewalk improvement project, 11-012, in the amount of \$40,257.00 ([memo](#)).—Regular Agenda (Doug Harby)

K. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

L. ADJOURNMENT

The meeting adjourned at 8:02 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.