

NOTE: THE COMMITTEE OF THE WHOLE WILL NOT BE MEETING AFTER THE COUNCIL MEETING THIS EVENING.

FORMAL AGENDA
ABBREVIATED MEETING
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
JUNE 15, 2009, 7:00 P.M.

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

B. APPROVAL OF THE MINUTES

- June 8, 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 \$ 260,542.85. (Detailed Claims) (Chart of Accounts) (A&F) (06/16/09)
2. Approve and authorize the Mayor to sign an application from the City of Missoula on behalf of the Rocky Mountain Development Group for Neighborhood Stabilization Program funds with the Montana Department of Commerce in the amount of \$5,000,000.00. (A&F)
3. Approve the request to create a phasing plan for the Gables Subdivision, including final plat submittal deadlines of May 26, 2014 for Phase 1, May 26, 2016 for Phase 2 and May 26, 2018 for Phase 3 as illustrated in Sheet 1 of 1 dated May 2009, subject to the amended conditions of approval in Attachment G. (PAZ)
4. Refer the draft Historic Preservation Ordinance to the Missoula Consolidated Planning Board for a public hearing, review and recommendation by the Planning Board to the City Council. (PAZ)
5. Approve and authorize the Mayor to sign a contract with Montana Department of Transportation (MDT) for maintenance of state routes for street maintenance, weed control, tree maintenance, and traffic control generally located within city limits and described specifically per contract document. (PW)
6. Approve and authorize the Mayor to sign appendix C of the state route maintenance contract. (PW)
7. Award the bid for the Lolo Street sewer improvement project 09-031 to LS Jensen in the amount of \$63,604.15 and return all bid bonds. (PW)
8. Resolution—Adopt a resolution relating to Special Improvement District No. 544 commonly Rattlesnake Valley Sewer project; declaring it to be the intention of the city council to create the district for the purpose of undertaking certain local improvements and financing the costs thereof and incidental thereto through the issuance of special improvement district bonds secured by the city's special improvement district revolving fund; providing for the repayment to the city of the costs of improvement for excluded properties. (PW) **The public hearing is scheduled for July 13, 2009 instead of July 6, 2009.**

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 to consider a six month interim zoning [ordinance](#) to zone parcels 1, 2, 3 and 4 of Dinsmore's Orchard Homes Addition #4, Tracts 7, 11, and 12 known as the Gables Subdivision. The property is described as SW 1/4 of Section 19, T13N, R19W, P.M.M. [\(Memo\)](#) [\(PAZ\)](#) [\(Interim Ordinance Summary\)](#) **Approved unanimously.**
- Public hearing on a [resolution](#) fixing the annual appropriations for the City of Missoula as set forth in the fiscal year 2010 budget, Capital Improvement Program, Downtown Business Improvement District work plan and budget. [\(memo\)](#) [\(A&F\)](#)
(Note: The Mayor and City Council welcome citizen comment on the budget as they deliberate throughout the summer. This public hearing will be listed on every council agenda until the budget is passed. To view the latest changes to the memo linked above, you may need to click "refresh" on your browser.)

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

[06/10/09](#)

Budget Committee of the Whole

[06/03/09](#)

[06/10/09](#)

Conservation Committee

[06/10/09](#)

Plat, Annexation and Zoning Committee

[06/10/09](#)

Public Works Committee

[06/10/09](#)

Urban Wildlife Subcommittee

[06/04/09](#)

J. NEW BUSINESS

- [Mayoral veto](#) of [Ordinance 3400](#) regarding prohibiting the use of mobile telephones and other electronic communication devices while simultaneously operating a motor vehicle or a bicycle on a public highway. [\(Proposed Changes to Ordinance 3400\)](#) **No action was taken.**

K. 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:

- Master equipment lease-purchase agreement resolution [\(memo\)](#).—Regular Agenda (Brentt Ramharter)

- Approve bond resolution authorizing the issuance and public, competitive sale of \$645,000 of Curb, Sidewalk, Gutter and Alley Approach, Series 2009A Bonds ([memo](#)).—Regular Agenda (Brentt Ramharter)
- Approve bond resolution authorizing the issuance and public, competitive sale of \$750,000 of Special Improvement District Bonds for SID 541 Pineview Park ([memo](#)).—Regular Agenda (Brentt Ramharter)

To Plat, Annexation and Zoning Committee

- [Petition 9422](#)—Mel D. Moeller and Priscella G. Moeller; 2723 Grassland Drive; Tract 2 of Certificate of Survey No. 6115; Petition for Annexation
- [Petition 9423](#)—Michael Dodge; 621 Utah Avenue; Lot 9 and the Northeasterly 1/2 of Lot 10 in Block 3 of the East Missoula Addition Geocode 220024203100000; Petition for Annexation
- [Petition 9425](#)—Mountain Home Montana Inc.; 2606 South Avenue West; US Survey #2 - Lot 60 Geocode 2200340401100000; Petition for Annexation
- [Petition 9426](#)—John A Larson and C. Renee Wilkonski-Larson; 2851 Grassland Drive; Lot 72 of Country Crest No. 3B Geocode 219911304050000; Petition for Annexation
- Approve or deny a request for an extension of the preliminary plat approval period for River Road Meadows Subdivision (formerly Great Spaces) from June 11, 2009 to June 11, 2010 ([memo](#)).—Regular Agenda (Michele Reinhart)
- Pre-public hearing information update and background on proposed Title 20, Missoula City Zoning Ordinance ([memo](#)).—Regular Agenda (Laval Means)
- Set a public hearing and adopt a resolution of intention to adopt the Missoula Greater Downtown Master Plan as an amendment to the 2005 Missoula County Growth Policy ([memo](#)).—Regular Agenda (Ellen Buchanan)

To Public Safety and Health Committee

- Set a public hearing to review a second Edward Byrne Memorial Justice Assistance Grant application ([memo](#)).—Regular Agenda (Mark Muir)

To Public Works Committee

- Review bids for curb and sidewalk improvement Project 08-004: Lolo Street from Missoula Ave. to Rattlesnake Dr., award bid to lowest responsible bidder and authorize return of bid bonds ([memo](#)).—Regular Agenda (Doug Harby)
- Resolution to order curb and sidewalk improvement project 08-008, Stephens and McDonald Avenue area ([memo](#)).—Regular Agenda (Doug Harby)
- Resolution to confirm final order of curb and sidewalk Improvements in the Lolo Street – Missoula Ave. to Rattlesnake Dr. area - Project 08-004 ([memo](#)).—Regular Agenda (Doug Harby)
- A resolution declaring certain city of Missoula property as surplus and authorizing its disposal ([memo](#)).—Regular Agenda (Jack Stucky)
- A resolution reducing speeds on Reserve Street near CS Porter Middle School ([memo](#)).—Regular Agenda (Steve King)
- Approve change order number 1 to Embe Contracting, Inc.'s existing construction contract for West Reserve Phase 3 – Grove and South 3rd Street sewer main extension project ([memo](#)).—Regular Agenda (Steve King)

L. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

M. ADJOURNMENT

The meeting adjourned at 7:50 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.

