

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
JANUARY 11, 2010, 7:00 P.M.

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

B. **APPROVAL OF THE MINUTES**

- [January 4, 2010](#)—**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.)

Approved unanimously.

1. Approve [claims](#) totaling \$ 313,318.44. ([Detailed Claims](#)) ([Chart of Accounts](#)) ([A&F](#)) (01/05/10)
2. Approve [claims](#) totaling \$ 143,948.73. ([Detailed Claims](#)) ([Chart of Accounts](#)) ([A&F](#)) (01/12/10)
3. Set a public hearing on February 8, 2010, to consider an [ordinance](#) amending Missoula Municipal Code Title 8, entitled "Health and Safety," Chapter 8.28, entitled "Garbage and Rubbish" to provide for special management of garbage in specific areas within the City of Missoula where there is conflict with bears and to consider an [ordinance](#) amending sections 8.28.010, 8.28.030, 8.28.050, 8.28.060 and 8.28.070 Missoula Municipal Code for the purpose of incorporating Missoula County requirements for residential rental units and updating terminology, enforcement authority, and waste container management. ([Cons](#))
4. Set a public hearing on January 25, 2010, on an [ordinance](#) amending Missoula Municipal Code Chapter 15.32 entitled " Building Permits," pertaining to fees charged for building, mechanical, plumbing and electrical permits and inspection services adding fees for solar and wind systems, gray water systems, removing the issuance fee exemption for residential water heater installations, adding a provision and fee for specific time inspection requests, and reducing the requested inspection fees and the re-inspection fees. ([PW](#))

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

G. **SPECIAL PRESENTATIONS**

- [Graduation Matters Missoula 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 an [ordinance](#) to rezone property located at 1311 E. Broadway known as the former Missoula Athletic Club site. The property is currently zoned OP-3 (Public Lands and Institutional) and is proposed to be zoned C1-3 (Neighborhood Commercial, Intensity Designator-3). The property is legally described as Lot 2B of Gateway Gardens No. 1 Lots 1B and 2B and is located in Section 23, T13N, R19W P.M.M. ([memo](#)) ([PAZ](#))
This item was returned to the Plat, Annexation and Zoning Committee.
- Public hearing on an [ordinance](#) amending Missoula Municipal Code Title 12, entitled "Streets, Sidewalks, and Paving," Chapter 12.12 entitled "Curbs, Sidewalks, and Paving,"

amending sections 12.12.130 and 12.12.340 MMC for the purpose of changing eligibility criteria and finance terms. ([memo](#)) ([updated memo](#)) ([Alternate ordinance 12/31/2009](#)) ([PW 12/09/09](#)) ([PW 01/06/10](#)) **Approved unanimously with a 20 year default financing period.**

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

[01/06/2010](#)

- Approve and authorize the Mayor to sign the Community Development Block Grant (CDBG) loan agreement with Partnership Health Center in the amount of \$275,000 (Loan Agreement Number 09-10) for the purchase of the Creamery Building at 401 West Railroad Street; as authorized in City Council Resolution Number 7400. **Approved unanimously.**
- Approve and authorize the Mayor to sign a contract with the Montana Department of Commerce for the award of \$5 million in funds from the Neighborhood Stabilization Program to purchase property, demolish existing structures, and construct 115 units of affordable rental housing located at 1311 E. Broadway (formerly the Missoula Athletic Club site). **Approved 7 ayes, 3 nays with Haines, Hellegaard and Mitchell voting nay.**

Committee of the Whole

[12/21/2009](#)

[01/06/2010](#)

Conservation Committee

[01/06/2010](#)

Plat, Annexation and Zoning Committee

[01/06/2010](#)

Public Safety and Health Committee

[01/06/2010](#)

Public Works Committee

[01/06/2010](#)

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:

- Discussion of Partnership Health Center facility planning for its new building and current facility ([memo](#)).—Regular Agenda (Mike Barton)
- Update on cable franchise fees ([memo](#)).—Regular Agenda (Brentt Ramharter)
- Review of City prepared Comprehensive Annual Financial Report and hear presentation of 2009 independent audit of the financial condition of the City, the Missoula

- Redevelopment Agency (MRA) and the Missoula Parking Commission (MPC) from Paul Sepp of Anderson Zurmuehlen & Co., P.C. ([memo](#)).—Regular Agenda (Brent Ramharter)
- Consider staff recommendations for awards under the Home Investment Partnership (HOME) and Community Development Block Grant (CDBG) programs ([memo](#)).—Regular Agenda (Mike Barton and Nancy Harte)
- Review Administration and Finance and Economic Development subcommittee referrals. ([memo](#)) –Regular Agenda (Marty Rehbein)

To Committee of the Whole:

- Appoint council members to boards and commissions ([memo](#)).—Regular Agenda (Marty Rehbein)
- Discuss City Council budget holdbacks for FY10 ([memo](#)).—Regular Agenda (Marty Rehbein)
- Review Committee of the Whole and Budget Committee of the Whole referrals. ([memo](#)) – Regular Agenda (Marty Rehbein)

To Conservation Committee:

- Review Conservation and Urban Wildlife Subcommittee referrals. ([memo](#)) – Regular Agenda (Marty Rehbein)

To Plat, Annexation and Zoning Committee:

- Review all changes from Title 19 to Title 20 regarding housing design standards ([memo](#)).—Regular Agenda (Lyn Hellegaard)
- Review Plat, Annexation and Zoning referrals. ([memo](#)) – Regular Agenda (Marty Rehbein)

To Public Safety and Health Committee:

- Discussion of DUI in Missoula and our community's response to impaired driving ([memo](#)).—Regular Agenda (Dave Strohmaier)
- Review Public Safety and Health referrals. ([memo](#)) – Regular Agenda (Marty Rehbein)

To Public Works Committee

- Discussion on the Missoula Redevelopment Agency Sidewalk Projects – URD II & URD III ([memo](#)).—Regular Agenda (Tod Gass)
- Resolution to order curb and sidewalk improvements adjacent to miscellaneous parcels in Project 09-001 ([memo](#)).—Regular Agenda (Monte Sipe)
- Authorize the purchase of a vacuum truck for the Wastewater Treatment Division to be moved into fiscal year 2011 ([memo](#)).—Regular Agenda (Jack Stucky)
- Award the bid for Project 09-003 Playfair Park CTEP Sidewalks and return all bid bonds ([memo](#)).—Regular Agenda (Doug Harby)
- Purchase of two pickup trucks for Wastewater Treatment Division ([memo](#)).—Regular Agenda (Jack Stucky)
- Interlocal Agreement between the City of Missoula and the County of Missoula related to the Reserve Street / Mullan Road Intersection Improvements Project ([memo](#)).—Regular Agenda (Gregg Wood)
- Review Public Works and EIS Peer Review subcommittee referrals. ([memo](#)) – Regular Agenda (Marty Rehbein)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 8:43 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.