

FORMAL AGENDA  
MISSOULA CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
140 WEST PINE STREET, MISSOULA, MT  
FEBRUARY 8, 2010, 7:00 P.M.

A. CALL TO ORDER AND ROLL CALL—**All council members were present.**

B. APPROVAL OF THE MINUTES

- [February 1, 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 \$ 211,083.28. ([Detailed Claims](#)) ([Chart of Accounts](#)) ([A&F](#)) (02/09/2010)
2. Authorize the Mayor to submit an application to the Montana Department of Commerce Big Sky Economic Development Trust Fund for the purpose of supporting business expansion and job creation at the Goomzee Corporation. ([A&F](#))
3. Approve the appointment of Katie George as the alternate on the Greenhouse Gas and Energy Conservation Team for a term starting immediately and ending on July 31, 2012. ([Cons](#))
4. Approve the purchase of 14 drain grates/shields for Splash Montana and 8 drain grates/shields for Currents Water Park from Knorr Systems, Inc of Santa Ana, California in the amount of \$22,288. ([Cons](#))
5. Approve the proposed phasing plan amendment for 44 Ranch Subdivision in accordance with Article 4-7(2) of the Missoula City Subdivision Regulation. ([PAZ](#))
6. Set a public hearing on February 22, 2010, to consider adopting this six month [interim urgency zoning](#) measure revising the Missoula City zoning ordinance, Title 20, Chapter 20.110 (Measurements and Exceptions), Section 20.110.050(a)(3) to provide for additional flexibility in application of the setback measurement. ([PAZ](#))
7. Approve and authorize the Mayor to sign amendment no. 6 to the City/HKM Engineering, Inc. professional engineering agreement for the Russell Street / S. 3rd Street environmental impact statement project in an amount not to exceed \$9,698, contingent upon Montana Department of Transportation's concurrence. ([PW](#))

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

G. SPECIAL PRESENTATIONS

- [Scout 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](#) of the city council awarding Community Development Block Grant (CDBG) and Home Investment Partnership Program (HOME) Funds to certain organizations and directing staff to negotiate contracts and agreements with said organizations. ([Memo](#)) ([A&F](#)) **Approved unanimously.**

- **Chapter 8.28 Garbage and Rubbish**
  - Public hearing on 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. **Approved 9 ayes and 3 nays with Haines, Hellegaard and Mitchell voting nay.**
  - [Resolution](#)—Adopt a resolution of the Missoula City Council establishing a bear buffer zone related to the special management of garbage in certain areas of the city. **Approved 9 ayes, 2 nays 1 abstention. Haines and Mitchell voting nay and Hellegaard abstained.**
  - Public hearing on 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. ([Combined Discussion Draft](#)) ([Memo](#)) ([Cons](#)) **Approved unanimously.**

I. **COMMUNICATIONS FROM THE MAYOR—None**

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**

[02/03/2010](#)

**Budget Committee of the Whole**

02/01/2010 will be available at a later date

**Conservation Committee**

[02/03/2010](#)

**Plat, Annexation and Zoning Committee**

[02/03/2010](#)

- [Resolution](#)—Adopt a resolution granting an extension of the deadline for completing the annexation development agreement for the Chickasaw Place subdivision approved for preliminary plat May 18, 2009. **Approved 8 ayes, 4 nays with Haines, Hellegaard, Mitchell and Wilkins voting nay.**

[02/04/2010](#)

**Public Works Committee**

[02/03/2010](#)

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:**

- Authorize the Mayor to sign the collective bargaining agreement between the Montana Public Employees' Association working at the Parking Commission and the City of Missoula ([memo](#)).—Regular Agenda (Gail Verlanic)

**To Conservation Committee:**

- Approve and authorize the Mayor to sign the agreement with Montana Department of Natural Resources and Conservation (DNRC) in an amount not to exceed \$37,799.60 ([memo](#)).—Regular Agenda (Ben Carson)
- Annual Master Parks & Recreation plan report ([memo](#)).—Regular Agenda (Jackie Corday)
- Consider a resolution adopting MCA 18.4 301, 302, 304 allowing the City to use the RFP process for procurement of supplies and services ([memo](#)).—Regular Agenda (Donna Gaukler)

**To Plat, Annexation and Zoning Committee**

- Consider a proposal to extend the Larson Addition final plat submittal deadline from June 16, 2010 to June 16, 2011 ([memo](#)).—Regular Agenda (Tim Worley)
- Amend the 2006 Missoula County Growth Policy to include Sand and Gravel Resources and Wildland Urban Interface ([memo](#)).—Regular Agenda (Laval Means)

**To Public Safety and Health Committee**

- Consider an ordinance of the Missoula City Council amending Missoula Municipal Code Title 10 entitled "Vehicles and Traffic" by adding Chapter 56 entitled "Refusal to submit to alcohol and/or drug tests" and enacting sections 10.56.010 through 10.56.030 ([memo](#)).—Regular Agenda (Dave Strohmaier)

**To Public Works Committee**

- Award the bid for Project 05-033, Miller Creek Road Improvements ([memo](#)).—Regular Agenda (Monte Sipe)

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

**O. ADJOURNMENT**

**The meeting was adjourned at 10:23 PM**

*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.*