

**FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
MAY 24, 2010, 7:00 P.M.**

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

B. APPROVAL OF THE MINUTES
• [May 17, 2010](#)—**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 \$844,709.73. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (05/25/10)
2. Approve and authorize the Mayor to sign an amendment to Home Investment Partnerships program (HOME) contract number H-10-01 with the District XI Human Resource Council for a total amount of \$325,000 for assistance to low-and moderate-income first-time homebuyers in the form of down payment assistance, closing costs, and homebuyer education per Resolution Number 7524. (A&F)
3. [Resolution](#)—Adopt a resolution declaring the official intent of the City of Missoula, Montana to reimburse certain original expenditures related to sidewalk curb, gutter and alley approach improvements from the proceeds of tax-exempt bonds to be issued by the city after payment of such original expenditures. (A&F)
4. Set a joint public hearing with the County Commissioners for June 7, 2010, to consider adopting a [resolution](#) to expend \$25,000 of 2006 Open Space Bond proceeds to contribute towards the purchase of approximately 102 acres on the east side of Bonner School, known as the Bonner Hill, to be owned by the Bonner School District for open space purposes. ([Cons](#))
5. Consider a request to approve the final plat for Pleasant View Homes #5 Subdivision, Phase 2. ([memo](#))
6. [First reading on an ordinance] Set a public hearing for June 7, 2010, on an [ordinance](#) to rezone property located at 2010 North Avenue from RM2.7 (residential multi-dwelling) to C2-4 (Community Commercial – Intensity Designator = 4) legally described as Lots 25 and 26 Block 1 of Car Line Addition No. 2 and Lot 12 Block 12 of South Side Addition, located in Section 29 of Township 13 North, Range 29 West, P.M.M. ([memo](#))
7. Set a public hearing on June 14, 2010, to consider an [ordinance](#) amending Title 20 Section 20.110.050 entitled “Setbacks” amending residential garage setback requirements. ([PAZ](#))
8. Grand Vista, Lot 20A Subdivision ([PAZ](#)):
 - Approve the variance request Article 3-2(1)(J), which requires the private road serving Lots 1-3 to have a minimum of 24’ surface width within a minimum 28’-wide private access easement based on the findings of fact in the staff report.
 - Approve the variance request from Article 3-2(15)(A)(1), which requires 5’-wide sidewalks with 7’-wide boulevards to be constructed on the private road serving Lots 1-3 based on the findings of fact in the staff report.
 - Approve the variance request from Article 3-2(15)(A)(1), which requires 5’-wide sidewalks with 7’-wide boulevards to be constructed on Grandview Way based on the findings of fact in the staff report.
 - Approve the Grand Vista, Lot 20A Subdivision based on the findings of fact and subject to the recommended conditions of approval in the staff report.

9. Award the bid for Project 09-056, curb and sidewalk improvements adjacent to properties in the 600 block of South 5th & 6th Street East to Patterson Enterprises, Inc. for the sum of \$79,731.43 and authorize return of bid bonds. ([PW](#))
10. [Resolution](#)—Adopt a resolution of the city council declaring certain city of Missoula property as surplus and authorizing its disposal. ([PW](#))

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

G. SPECIAL PRESENTATIONS

- Representatives from Palmerston North, New Zealand—John Hornblow and Wiremu Te Awe Awe

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](#) relating to economic development revenue bonds (Sussex School Project) of the City in an approximate aggregate principal amount not to exceed \$900,000; approving the project and authorizing the issuance of bonds therefor. ([memo](#)) ([A&F](#)) **Approved unanimously.**

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

[05/17/2010](#)

[05/19/2010](#)

Committee of the Whole

05/17/2010 will be available at a later date

Conservation Committee

[05/19/2010](#)

Plat, Annexation and Zoning Committee

[05/19/2010](#)

Public Safety and Health Committee

[05/19/2010](#)

Public Works Committee

[05/19/2010](#)

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:

- Reappoint Sheila Lund as a regular board member for a term starting June 26, 2010, and ending June 25, 2015, and Joseph Pietro as a resident commissioner to the Missoula Housing Authority for a term starting June 26, 2010 and ending June 25, 2012 ([memo](#)).—Regular Agenda (Mayor Engen)
- Resolution approving the project and authorizing the bond issuance for Sussex School Economic Development Bonds in the approximate aggregate principal amount not to exceed \$900,000 ([memo](#)).—Regular Agenda (Brentt Ramharter)

To Budget Committee of the Whole:

- Mayor's Presentation of the FY11 preliminary budget ([memo](#)).—Regular Agenda (Brentt Ramharter)
- Consider adopting the FY 2011 preliminary budget ([memo](#)).—Regular Agenda (Brentt Ramharter)

To Plat, Annexation and Zoning Committee

- Consider a draft ordinance replacing the existing ban on wind energy conversion systems (MMC 20.45.80) with language allowing and regulating small-scale wind energy conversion systems an accessory use ([memo](#)).—Regular Agenda (Jason Wiener)
- Confirm the re-appointment of Gregory Schultz to the City Board of Adjustment for a term commencing July 1, 2010 and ending June 30, 2013 ([memo](#)).—Regular Agenda (Mayor Engen)
- Ordinance rezoning property located at 2010 North Avenue from RM2.7 (residential multi-dwelling) to C2-4 (Community Commercial – Intensity Designator = 4). The property is legally described as Lots 25 and 26 Block 1 of Car Line Addition No. 2 and Lot 12 Block 12 of South Side Addition, located in Section 29 of Township 13 North, Range 29 West, P.M.M. ([memo](#))—Regular Agenda (Tim Worley)

To Public Works Committee

- Confirm the appointment of Matt Jennings to the Bicycle and Pedestrian Advisory Board completing a term ending September 15, 2010 and for a term commencing September 16, 2010 and ending September 15, 2013 ([memo](#)).—Regular Agenda (Mayor Engen)
- Review proposed curb and sidewalk improvement project 06-047, University Area Phase III – Beckwith to McLeod, and pass a resolution to order the improvements which also directs that notice be given to all affected property owners ([memo](#)).—Regular Agenda (Doug Harby)
- Resolution on Brooks Street lane configurations between Mount and Higgins ([memo](#)).—Regular Agenda (Steve King)
- Approve and authorize the Mayor to sign an agreement with the Montana Department of Transportation for \$43,000 in federal Safe Routes to School funds to be used for non-infrastructure activities in FY2011 ([memo](#)).—Regular Agenda (Phil Smith)
- Approve an exception to MMC 9.30 Noise Control during construction of Project #05-033, Miller Creek Road Improvements ([memo](#)).—Regular Agenda (Kevin Slovarp)
- Discuss back-in angle parking on Spruce Street ([memo](#)).—Regular Agenda (Steve King)
- Confirm the re-appointments of Roger Petersen and Jonathan Gass to the Building Code Board of Appeals for a term commencing July 1, 2010 and ending June 30, 2013 ([memo](#)).—Regular Agenda (Mayor Engen)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 7:53 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.