

FORMAL AGENDA
MISSOULA CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
140 WEST PINE STREET, MISSOULA, MT
APRIL 25, 2011, 7:00 P.M.

- A. CALL TO ORDER AND ROLL CALL—**The Mayor and all members were present.**
- B. APPROVAL OF THE MINUTES
- [April 18, 2011](#)—**approved as corrected**
- 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 \$ 219,929.30. ([Detailed Claims](#)) ([Chart of Accounts](#)) (A&F) (04/26/11)
 2. Confirm the Mayor's reappointment of Carma Jean Gilligan and Charles Beaton to the Downtown Business Improvement District Board of Trustees for a term commencing June 1, 2011, and ending May 31, 2015. ([A&F](#))
 3. [Resolution](#)—Adopt a resolution declaring the official intent of the city of Missoula, Montana to reimburse certain original expenditures related to the sidewalk, curb, gutter and alley approach improvements from the proceeds of tax-exempt bonds to be issued by the city of Missoula, Montana after the payment of such original expenditures. ([A&F](#))
 4. Set a joint City/County public hearing on May 23, 2011, to consider a [resolution](#) to authorize the City for open space purposes to 1) accept a conservation easement on a 20.57 acre parcel located on the west side of Mount Jumbo, 2) accept an adjacent 6.28 acre parcel in fee simple, and 3) authorize the expenditure of \$9,810 in open space bond funds to cover the costs of survey and other professional fees incurred to complete the transfers. ([Cons](#))
 5. Extend the Rattlesnake 1A Subdivision final plat deadline to May 5, 2011. ([PAZ](#))
 6. [Resolution](#)—Adopt a resolution declaring certain City of Missoula property as surplus and authorizing its disposal. ([PW](#))
 7. Approve and authorize the Mayor to sign amendment no. 1 to the existing City / WGM Group, Inc. engineering services agreement in the amount not to exceed \$16,385 for additional engineering services on the SID 548 5th/6th/Arthur/Maurice Intersection, Safety and Circulation Improvement project. ([PW](#))
 8. Set a public hearing for May ~~9th~~, 2011 (**or possibly May 16**) to consider an [ordinance](#) and [emergency](#) ordinance amending Missoula Municipal Code Chapter 3.18 entitled Sewer Connection Expense Relief Loan Program for the purpose of allowing the City to finance the costs of external grease interceptors installed in retrofit/remodel situations. ([PW](#))
- F. COMMENTS FROM CITY STAFF, AGENCIES, BOARDS, COMMISSIONS, AUTHORITIES AND THE COMMUNITY FORUM
- G. SPECIAL PRESENTATIONS
- [Eva Amundson](#)
 - [Sotara Barnaby](#)
 - [Municipal Clerks Week](#)
 - [Sustainability Month](#)
- 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 to comment on whether the Sentinel Village low-income housing apartment located at 1111 McDonald Avenue meets a community housing need. ([Memo](#)) ([A&F](#))
Public comment taken, no City Council action required.
- Public hearing on a [resolution](#) to close and vacate portions of Regent Street, North Avenue at the intersection of Brooks and Stephens, and the alley in Block 40 of the Union Addition, all generally located in the Brooks Street Corridor. ([Memo](#)) ([PW](#))
Approved unanimously as amended
- Public hearing on a conditional use located at 139 E. Main Street and is currently zoned CBD-4 (Central Business District). The applicant requests the Conditional Use in order to place a micro-distillery at the site. ([Memo](#)) ([PAZ](#)) **Approved unanimously.**
- Public hearing on to determine if adjustments to ward boundaries are necessary and on an [emergency](#) and a [regular](#) ordinance amending MMC 1.16 entitled "Election Wards" amending section 1.16.010 revising and updating ward boundaries based on new population statistics and repealing section 1.16.020 entitled "Precinct Boundaries" which contains outdated provisions relating to precinct boundaries enacted as an emergency in order to have new ward boundaries in place before the opening of filing for City offices. ([Current Map](#)) ([Proposal 1](#)) ([Proposal 2](#)) ([Proposal 3](#)) ([Proposal 4](#)) ([Memo](#)) ([COW](#)) – **Approved regular and emergency ordinance and map proposal #1, 10 ayes, 2 nays with Haines and Hellegaard voting nay.**

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:

[04/18/2011](#)

[04/20/2011](#)

Budget Committee of the Whole:

[04/20/2011](#)

Committee of the Whole:

[04/18/2011](#)

Conservation Committee:

[04/20/2011](#)

Plat, Annexation and Zoning Committee

[04/20/2011](#)

Public Works Committee

[04/20/2011](#)

- Approve granting an overhead power line easement to Northwestern Energy on city owned property on the north side of Dakota Street asphalt between Russell Street and California Street for relocating an existing high voltage power line that runs adjacent to

the Milwaukee Trail.—**Approved 10 ayes, 2 nays with Wilkins and Mitchell Wilkins voting nay**

- Approve and authorize the Mayor to sign the contract for professional services with HDR Engineering, Inc. in the amount, not to exceed, of \$177,363 for Professional Engineering Services on the Rattlesnake Creek/Broadway Crossing (RUX) Project. —**Approved unanimously.**

04/21/2011 will be available at a later date

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:

- Provide an opportunity for the public to comment on whether the Palace Apartment low-income housing rehabilitation project located at 149 W. Broadway meets a community housing need. ([memo](#))—Regular Agenda (Marty Rehbein)
- Authorize the Mayor to sign the collective bargaining agreement between the City of Missoula and: the Missoula Police Protective Association. The contract term is for July 1, 2011 through June 30, 2015. ([memo](#))—Regular Agenda (Gail Verlanic)
- Direct Missoula Redevelopment Agency to issue a Request for Proposals (RFP) for redevelopment of the Fox Site. ([memo](#))—Regular Agenda (Chris Behan)
- Resolution authorizing the issuance and calling for the public sale of the SID bonds for the 5th, 6th, Arthur SID Project SID 548. ([memo](#))—Regular Agenda (Brentt Ramharter)
- East Front Street parking structure design presentation. ([memo](#))—Regular Agenda (Ellen Buchanan)

To Budget Committee of the Whole:

- An ordinance on the proposed city fee increases in the engineering, business licensing, fire inspections and planning divisions of the city. ([memo](#))—Regular Agenda (Brentt Ramharter)
- Approve a resolution on the preliminary budget for FY 2012 inclusive of the FY 2012 capital improvement program. ([memo](#))—Regular Agenda (Brentt Ramharter)

To Conservation Committee:

- Update on the University's efforts to install or utilize biomass fuel to generate energy on campus. ([memo](#))—Regular Agenda (Dick Haines)
- A resolution that authorizes contributing towards the purchase of a 35 acre parcel adjacent to Deer Creek Road near Bonner with 2006 Open Space Bond funds. ([memo](#))—Regular Agenda (Jackie Corday)

To Plat, Annexation and Zoning Committee

- Confirm the appointment of Andy Mefford to the City Board of Adjustment for a term commencing immediately and ending June 30, 2012. ([memo](#))—Regular Agenda (Mayor Engen)
- Review permit review process. -

To Public Safety and Health Committee

- Confirm the Health Board's appointment of Dr. Tom Roberts to the City/County Health Board. ([memo](#))—Regular Agenda (Renee Mitchell)

To Public Works Committee

- A resolution to confirm final ordering of curb and sidewalk improvements adjacent to properties in the University Area Ph. III – McLeod to Beckwith, Project 06-047. ([memo](#))—Regular Agenda (Monte Sipe)
- Award the bid for Project 06-047, Curb and Sidewalk Improvements adjacent to properties in the University Area Ph. III – McLeod to Beckwith and authorize the return of bid bonds. ([memo](#))—Regular Agenda (Monte Sipe)
- Award the bid for Project 09-039, Lower Miller Creek Road Curb and Sidewalk Improvements and authorize the return of bid bonds. ([memo](#))—Regular Agenda (Monte Sipe)
- Approve Amendment No. 1 to the existing City / DJ&A Professional Services Agreement on the Lower Miller Creek Road Curb and Sidewalk Project. ([memo](#))—Regular Agenda (Monte Sipe)

N. MISCELLANEOUS COMMUNICATIONS, PETITIONS, REPORTS AND ANNOUNCEMENTS

O. ADJOURNMENT

The meeting adjourned at 8:47 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.