From:	Jim Nugent
To:	Daniel Carlino; Jess Tuberty; Grp. City Council and City Web Site; Mayor Staff; Jeremy Keene; jasmith@mt.gov; Dept. City Clerk
Cc:	Aaron Wilson; Ben Weiss; Dept. Attorney; Jaeson White; Scott Hoffman; Jake Rosling; Laurie Clark; Dept. Mayors Office
Subject:	RE: Right Turn on Red Recommendation
Date:	Monday, July 25, 2022 9:20:23 AM
Attachments:	image001.png

DANIEL:

Your email does not provide a copy of the proposed resolution; nor does it identify or explain what the recommendation is. While not certain what you are advocating; I caution you that it is important that you be aware of some relevant provisions of Montana state traffic laws/regulations.

1. Please be aware be aware that Montana state traffic laws explicitly authorize or permit vehicles facing a steady circular red signal to cautiously enter the intersection to turn right; except when there is a traffic control device in place that prohibits a right turn on red.. See subsection 61-8-207(2)(x) MCA.

2. There also is a statutory provision that similarly pertains to left turns from a one-way street onto another one-way street.

3. Subsection 61-12-101(1)(n) MCA pertaining to powers of local authorities to regulate traffic provides that ordinances enacted by local authorities pertaining to traffic, pedestrians, vehicles, etc.; are not to be in conflict with state law or federal regulations.

Pursuant to your email I am not able to ascertain what right turn on red recommendation you are recommending. However, it is important that you are aware that any local ordinance adopted by the City of Missoula pertaining to right turn on red lights may not be in conflict with subsection 61-8-207(2)(c) MCA which authorizes vehicular traffic facing a steady circular red signal to cautiously enter the intersection to turn right; except where there is a traffic control device in place that prohibits the right turn on red.

JIM NUGENT

From: Daniel Carlino <CarlinoD@ci.missoula.mt.us>
Sent: Friday, July 22, 2022 10:41 AM
To: Jess Tuberty <jptube@gmail.com>; Grp. City Council and City Web Site <Council@ci.missoula.mt.us>; Mayor Staff <StaffM@ci.missoula.mt.us>; Jeremy Keene <KeeneJ@ci.missoula.mt.us>; jasmith@mt.gov
Cc: Jim Nugent <NugentJ@ci.missoula.mt.us>; Aaron Wilson <wilsona@ci.missoula.mt.us>; Ben Weiss <WeissB@ci.missoula.mt.us>
Subject: Re: Right Turn on Red Recommendation

Thank you for pushing this recommendation forward and sending it to the city council. This recommendation will certainly save Missoulians' lives if implemented.

Is the current version of this resolution okay for referral to council, or do more details need to be added to it?

Daniel Carlino
City Councilman | Ward 3
(406) 552-6659

From: Jessie Tuberty <jptube@gmail.com>
Sent: Thursday, July 21, 2022 2:58 PM
To: Grp. City Council and City Web Site <Council@ci.missoula.mt.us>; Mayor Staff <StaffM@ci.missoula.mt.us>; Jeremy Keene <KeeneJ@ci.missoula.mt.us>; jasmith@mt.gov <jasmith@mt.gov>
Subject: Right Turn on Red Recommendation

Hello! Please see the attached recommendation from the Missoula Bicycle and Pedestrian Board.
Best-Jessie Tuberty, Chair