

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS**  
**REGULAR MEETING AGENDA**  
**WEDNESDAY, AUGUST 5, 2020**  
**7:30 PM VIA WEB-EX**

**ROLL CALL** 12 Present 0 Absent

**PRAYER AND PLEDGE** Brenden McDonough

**ITEMS NOT ADDRESSED ON THE AGENDA**

Two communications that need to be added to the agenda

John Morgan makes a motion to add 2020-328 and 2020-329 to the consent agenda for Emergency Suspension of the Rules. Cindy Shaw seconds the motion.

12 yeas 0 nays

**CHIEF EXECUTIVE'S REPORT**

Covid-19 is increasing and please use masks and use safe practices.

The Parrot tailing article in the paper does not changes any of the report. If you have questions please talk with any of the Superfund advisors with any questions.

**PUBLIC COMMENT ON ANY ITEMS ON THE AGENDA**

**CALL INS ARE WELCOME @ 497-5009**

**SECTION 1: BID OPENINGS, PUBLIC HEARINGS, PETITIONS, AND /OR PRESENTATIONS**

**BID OPENINGS**

**1.COMMUNICATION NO. 2020-315**

Mark Neary, Public Works Director requesting Council of Commissioners for a Bid Opening that has been advertised for the Hansen and Mercury Streets Rehabilitation Project that will be held August 5, 2020 at the Regular Council Meeting. Engineers Estimate is \$822,000

1.Hoffman's R & M \$826,204    2. Gilman Excavating \$598,575

John Morgan makes a motion to refer 2020-315 to the Public Works Department and await their recommendation. Cindy Shaw seconds the motion. 12 yeas 0 nays

**PUBLIC HEARINGS**

**1.COMMUNICATION NO. 2020-290**

Danette Gleason, Finance and Budget Director requesting Council of Commissioners permission to schedule a public hearing to begin on August 5, 2020 to discuss a possible rate increase for the solid Waste Collection District fees to cover the cost of the contract services with McGree Corporation.

\* \$13.50 increase for the contract with McGree

\* Should have been charging about \$101 instead of the \$93. We are making this recommendation just to cover the costs of the contract and there will not be an increase in the next 5 years.

Jim Fisher- When we put the new garbage in 4 years ago, I was under the impression that there would not be an increase. What will our monthly payment be to McGree per month.

Danette Gleason- \$111,000 per year. I feel these rates are very inexpensive. We did a great service here by using reserves and charging the \$93, but the reserves must be used for other things. This is a 5% increase.

Eileen Joyce- There was a one-time renewal, 5 years ago, and they were allowed to have another one second 5 year contract renewal to be awarded tonight.



John Sorich- This has nothing to do with Walkerville.

Bill Anderson- I have many complaints about too many cans from the apt. complexes. There is not enough space to handle that amount. Can we do anything with this contract to help with this situation?

Dave Palmer – for the number of cans, maybe we can look into getting a dumpster system is better way to go. The rate increase is typical when a contract is renewed.

Proponents – None

Opponents - None

## 2. COMMUNICATION NO. [2020-291](#)

Danette Gleason, Finance and Budget Director requesting Council of Commissioners permission to schedule a public hearing for the adoption of the fiscal year 2021 Final Budget and establish the user rates for Metro Sewer System, Storm Water system, Solid Waste Disposal and Road Maintenance District. The public hearing will begin on August 5, 2020 and be continued until the Council sets a date to adopt the fiscal year 2021 budget and fix the rate and levies.

\* Certified values came in at \$68,200,386 which was close to our projected value

\* Total Appropriations about \$38,000,000 with some changes to come

\* Tax Budget is about \$49,000,000 with little to no tax increase.

No public comments.

Proponents – No Calls

Opponents – No Calls

## 3. RESOLUTION NO. [2020-06](#)

A RESOLUTION OF INTENT TO AMEND THE ZONING REGULATIONS TO REQUIRE A CONDITIONAL USE PERMIT IN ORDER TO MAINTAIN A COMMUNITY RESIDENTIAL FACILITY IN AN ALL RESIDENTIAL ZONES WITHIN THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Eileen Joyce- This is to determine weather a conditional use permit will be needed.

Letters- Please see attached.

Opponents No Calls

Proponents No Calls

Doug Pressler called in and was in favor of a permit.

## 4. RESOLUTION NO. [2020-36](#)

JOINT RESOLUTION CREATING THE BIG SKY PASSENGER RAIL AUTHORITY FOR THE PURPOSE OF PROVIDING FOR THE PRESERVATION AND IMPROVEMENT OF ABANDONED RAIL SERVICE IN SOUTHERN MONTANA

See attached letters

Opponents Gary Harwood is against the Rail Link.

Proponents No Calls

## **PETITIONS**

### 1. Petition No. [2020-01](#)

Patrick Riordan, Land Systems Administrator requesting Council of Commissioners authorize a Petition to close and vacate a platted, public alleyway, has been filed with the Land Systems Division of the Planning Department, as provided for the within Ordinance Number 362.

*Refer to Public Works*

Petition No. [2020-01 Map](#)

John Morgan make a motion to refer 2020-01 to the Public Works Committee, Cindy Shaw seconds



the motion. 12 yeas 0 nays

## **SECTION 2: CONSENT AGENDA**

John Morgan makes a motion to approve the Consent Agenda with the exception of 2020-310,317,320,321,322, Cindy Shaw seconds the motion. 12 yeas, 0 nays

### **A. COMMITTEE REPORTS**

1. *COMMITTEE OF THE WHOLE MEETING REPORT*
2. *FINANCE & BUDGET COMMITTEE MEETING REPORT*
3. *PUBLIC WORKS COMMITTEE MEETING REPORT*
4. *JUDICIARY COMMITTEE MEETING REPORT*

### **B. COMMUNICATIONS**

#### **1. COMMUNICATION NO. 2020-308**

Mollie Maffei, Deputy County Attorney requesting Council of Commissioners to authorize the Chief Executive to sign a Modification of Covenants and adjoining deed. This is for property located at 328 East Broadway Street. These parcels are now vacant land which used to have houses on them and are developable. Atlantic Richfield has agreed to release the covenants for potential development.

[2020-308 Agreement](#)

*Concur and Place on File*

#### **2. COMMUNICATION NO. 2020-309**

Ed Lester, BSB Sheriff requesting Council of Commissioners to authorize the Chief Executive to sign the submission and required signatures in reference to the Bureau of Justice Assistance - FU2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Application for FY 2020 (federal), FY 2021 (BSB).

[2020-309 Grant](#)

*Concur and Place on File*

#### **3. COMMUNICATION NO. 2020-310**

Dave Palmer, Chief Executive requesting Council of Commissioners to accept this letter as my formal request for your concurrence in the following appointment to the Butte Natural Resource Damage Council, Jon Sesso.

*Concur and Place on File*

Jim Fisher feels that we are in need of change and makes a motion to deny 2020-310. Motion dies for lack of a second.

Cindy Shaw makes a motion to Concur and Place on File, Dan Olsen seconds the motion  
11 yeas 1 nay

#### **4. COMMUNICATION NO. 2020-311**

Cari Coe, Historic Clark Chateau requesting Council of Commissioners requesting Council of Commissioners authorization to submit a Montana Cultural Trust grant with the Montana Arts Council for \$10,000. This grant application requires 1:1 matching funds, which may be cash or in-kind. The \$10,000 match will occur through in-kind services, and a \$2000 private donation that has already been secured.

[2020-311 Grant](#)

*Concur and Place on File*



5.COMMUNICATION NO. [2020-312](#)

Leslie Clark, Human Resources Director requesting Council of Commissioners to authorize the Chief Executive to sign the Collective Bargaining Agreement between the City-County of Butte-Silver Bow and the International Association of Fire Fighters, AFL-CIO, Local No. 96 for the period July 1, 2019 through June 30, 2021.

[2020-312 Agreement](#)

[2020-312 Redline Agreement](#)

*Concur and Place on File*

6.COMMUNICATION NO. [2020-313](#)

Linda Sager, Chief Deputy Clerk and Recorder requesting Council of Commissioners approval to destroy certain local government records. These records are from July 2010 through December 2018.

*Concur and Place on File*

7.COMMUNICATION NO. [2020-314](#)

Angie Mullikin, Budget Analyst, Public Works Department requesting Council of Commissioners to authorize the Chief Executive to sign the agreement for the FWP Recreational Trails Program. This agreement is the result of a successful grant application approved by Council on January 22, 2020 in Council communication 2020-29.

[2020-314 Agreement](#)

*Concur and Place on File*

8.COMMUNICATION NO. [2020-316](#)

Jim Keenan, Chief Water Operator requesting Council of Commissioners to authorize the Chief Executive to sign the Professional Services Agreement for the Moulton Creek Dam #1 Hydraulic Analysis, between Pioneer Technical Services and Butte-Silver Bow.

[2020-316 Agreement](#)

*Concur and Place on File*

9.COMMUNICATION NO. [2020-317](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept this letter as my formal request for you to review and authorize the Chief Executive to sign the Montana State University FY2021 Extension Services Agreement. BSB will contribute funds for the support of extension work in agriculture and natural resources, family and consumer sciences, 4-H, and related fields.

[2020-317 Agreement](#)

*Concur and Place on File*

Jim Fisher makes a motion to deny 2020-317, John Morgan seconds the motion.

Dave Palmer says that Kelly is new to the position and he can ask her if she would like to make a presentation.

Bill Anderson makes a substitute motion to hold in abeyance until she makes a presentation. Cindy Shaw seconds the motion.

Brenden McDonough makes a motion of all motions to Concur and place on file, Cindy Shaw second the motion. 10 yeas 2 nays



10.COMMUNICATION NO. [2020-318](#)

Pat Riordan, Land System Administrator requesting Council of Commissioners to approve Council Communication #2020-224 - request from Todd Breitenfeldt, Breitenfeldt Investments LLC, PO Box 883, Whitehall MT 59759 to purchase City-County Property at 611 S Idaho Street. The Land Sales Committee recommends this sale be approved pursuant to Chapter 3.12 of the Butte-Silver Bow Municipal Code and Montana Code Annotated 7-8-4201.

*Concur and Place on File*

11.COMMUNICATION NO. [2020-319](#)

John Weitzel, Weitzel Signs requesting Council of Commissioners approval to place one double faced, flag mount sign over the sidewalk located at 128 W. Granite Street. This is on behalf of Paige and Austin Goodall who own Highland Chiropractic.

[2020-319 Drawings](#)

*Concur and Place on File*

12.COMMUNICATION NO. [2020-320](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept this letter as my formal request for your concurrence in the following reappointment to the Historic Preservation Commission.

*Concur and Place on File*

Jim Fisher makes a motion to deny 2020-320, and John Morgan seconds the motion.

Dave Palmer state that he does advertise and askes around for people who would like to get on these boards. Mitzi was asked and was willing to accept this appointment.

Dan Callahan, Mitzi does a wonderful job and works very hard.

Jim Fisher, Everyone in town states that they want change.

Brenden McDonough, These are thankless positions, and people want changes but they need to put there name in to get on the board.

Brenden makes a motion to Concur and place on file Dan Callahan seconds the motion.

10 yea 2 nay

13.COMMUNICATION NO. [2020-321](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept this letter as my formal request for your concurrence in the following reappointments to the Butte-Silver Bow Fire Commission.

*Concur and Place on File*

Jim Fisher makes a motion to deny 2020-321, John Morgan seconds the motion.

Brenden McDonough makes a motion a motion to Concur and place on file, Dan Olsen seconds the motion.

John Morgan makes a motion to end all motion to hold 2020-321 in the COW and put out a request for citizens to apply for the board.

9 yeas 3 nays

14.COMMUNICATION NO. [2020-322](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept this letter as my formal request for your concurrence in the following reappointments to the Park and Recreation Board.

*Concur and Place on File*



Jim Fisher makes a motion to hold 2020-322 in the COW and ask for people to apply for the board.  
John Morgan seconds the motion.  
Cindy Shaw makes substitute motion to Concur and place on file, Michele Shea seconds the motion. 8 yeas, 4 nays

15.COMMUNICATION NO. [2020-323](#)

Leslie Clark, Human Resource Director requesting Council of Commissioners to authorize the Chief Executive to sign the Collective Bargaining Agreement between the City-County of Butte-Silver Bow and the Teamsters, Local No. 2 for the period June 1, 2020 through May 31, 2022.

[2020-323 Agreement](#)

[2020-323 Redline Agreement](#)

*Concur and Place on File*

16.COMMUNICATION NO. [2020-324](#)

Eileen Joyce, County Attorney requesting Council of Commissioners to authorize the Chief Executive to sign the Interagency Pretrial Services Agreement with the State of Montana court Administrator's office in order to allow the Pre-Trial Services program to continue operating in Butte-Silver Bow.

[2020-324 Agreement](#)

*Concur and Place on File*

17.COMMUNICATION NO. [2020-325](#)

Eileen Joyce, County Attorney requesting Council of Commissioners to authorize the Chief Executive to sign the Pre-Trial Services Agreement with Community Counseling and Correctional Services (CCCS) in order to allow CCCS to continue to provide pre-trial services to individual charge with criminal offenses in Butte-Silver Bow.

[2020-325 Agreement](#)

*Concur and Place on File*

18.COMMUNICATION NO. [2020-326](#)

Eileen Joyce, County Attorney requesting Council of Commissioners to authorize the Chief Executive to sign a Professional Services Agreement with Community Counseling and Correctional Services, Inc regarding the Residential Substance Abuse Treatment Program (RSAT) currently in place in our local detention facility.

[2020-326 Agreement](#)

*Concur and Place on File*

19.COMMUNICATION NO. [2020-327](#)

Mark Neary, Public Works Director requesting Council of Commissioners to authorize the Chief Executive to sign an Agreement between Butte-Silver Bow and Northwestern Energy for the construction of an electrical line to the new Bus Wash.

[2020-237 Agreement](#)

*Concur and Place on File*

Suspension of the rules

COMMUNICATION NO. 2020-328

John Morgan makes a motion to concur and place on file. Cindy Shaw second the motion

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12 yeas 0 nays

COMMUNICATION NO. 2020-329

John Morgan makes sure that we need to have public hearing, Eileen Joyce concurs, and says we can go ahead with the Public Hearing.

Danette Gleason: This will be a joint grant to get computers etc.... Very important to apply for the grants each year. It is well worth the time to apply for the grants. Grant total is \$18,500.

Proponents None

Opponents None

### **SECTION 3: ORDINANCES AND RESOLUTIONS FINAL READING**

#### **1. RESOLUTION NO. 2020-15**

A RESOLUTION ESTABLISHING PROCEDURES FOR THE SALE AND DISPOSITION OF REAL PROPERTY ACQUIRED BY THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA THROUGH TAX DEED, DURING THE PERIOD OF TIME BETWEEN A FIRST AND SECOND TAX SALE AUCTION AS PROVIDED BY CHAPTER 3.20 OF THE BUTTE-SILVER BOW MUNICIPAL CODE AND BY TITLE 7, CHAPTER 8, PART 23 AND TITLE 7 CHAPTER 25 OF THE MONTANA CODE ANNOTATED (MCA) AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan asks that we do not take action tonight. This is on the Judiciary Committee.

### **SECTION 4: SUSPENSION OF THE RULES FINAL PASSAGE**

**John Morgan makes a motion to pass 2020-35,36,37,38 for advanced passed without the Judiciary Committee. Cindy Shaw seconds the motion.**

12 yeas 0 nays

#### **1. RESOLUTION NO. 2020-35**

A RESOLUTION AUTHORIZING AND APPROVING THE EXCHANGE OF REAL PROPERTY LOCATED IN AND OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, AS DESCRIBED ON EXHIBIT "A" ATTACHED AND INCORPORATED HEREIN, TO THE ADJOINING OWNERS, EDWARD C. AND DEBBIE J. NEWGARD, PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan makes a motion to pass 2020-35 on final reading, Cindy Shaw seconds the motion 12 yeas 0 nays

#### **2. RESOLUTION NO. 2020-36**

JOINT RESOLUTION CREATING THE BIG SKY PASSENGER RAIL AUTHORITY FOR THE PURPOSE OF PROVIDING FOR THE PRESERVATION AND IMPROVEMENT OF ABANDONED RAIL SERVICE IN SOUTHERN MONTANA

John Morgan: The Public Comment that we received I would like to address, the railroad behind the Serbian church is still licensed by the railroad, and there can be new railroads should we go forward with the rail service.

Michele Shea, this is to only get a seat at the table.

John Morgan makes a motion to pass 2020-36 on final reading, Cindy Shaw seconds the motion 12 yeas 0 nays

#### **3. RESOLUTION NO. 2020-37**

A RESOLUTION APPROVING AND ACCEPTING THE DONATION OF CERTAIN PARCELS OF REAL PROPERTY LOCATED IN BUTTE-SILVER BOW, MONTANA, MORE PARTICULARLY DESCRIBED IN EXHIBIT "1" ATTACHED HERETO AND INCORPORATED HEREIN FROM EDWARD C. AND DEBBIE J. NEWGARD FOR THE BENEFIT OF THE PUBLIC AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan makes a motion to pass 2020-37 on final reading, Cindy Shaw seconds the motion 12 yeas 0 nays



4.RESOLUTION NO. 2020-38

A RESOLUTION REQUESTING APPOINTMENT OF SPECIAL DEPUTY PROSECUTORS FROM THE PROSECUTOR’S SERVICES BUREAU OF THE DEPARTMENT OF JUSTICE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan makes a motion to pass 2020-38 on final reading, Cindy Shaw seconds the motion 12 yea 0 nay

**PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA**

PLEASE CALL IN AT 497-5009

None

**CALENDAR OF OTHER MEETINGS AND EVENTS**

**DUE TO COVID-19 PANDEMIC, CALENDAR OF OTHER EVENTS WILL RESUME AT A LATER DATE.**

**ADJOURN**

**MEETINGS**

**ALL MEETINGS CAN BE VIEWED BY WEB-EX STARTING AT DESIGNATED TIMES, LISTED BY EACH MEETING. CALL INS ARE WELCOME @ 497-5009.**

**FINANCE & BUDGET COMMITTEE MEETING**

*AUGUST 5, 2020*

*7:00 PM VIA WEB-EX*

Public comment on any items on the agenda

Expenditure report for the week of August 5, 2020 was reviewed and approved in the amount of \$\_\_\_\_\_.

We are still meeting remotely but we will be taking Public Comment by calling 497-5009

**REPORTS**

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**COMMITTEE OF THE WHOLE REPORT**

*JULY 22, 2020*

*TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS*

Ladies and Gentlemen,

We, your Committee of the Whole Committee, respectfully recommend as follows:

**SECTION 1: BID OPENINGS, PUBLIC HEARINGS, AND /OR PRESENTATIONS**

**PUBLIC HEARINGS**



2.COMMUNICATION NO. [19-582](#)

Ed Banderob, Greeley Neighborhood Community Development Corporation requesting Council of Commissioners to invite a Montana DPHHS' Toxicologist to give a Presentation relative to the Hazards/Risks to human health of heavy metals contaminates present in the Butte-Silver Bow Community.  
*Move to Suspense File until 2/1/2021*

3.COMMUNICATION NO. [2020-04](#)

Michael Townsend, Citizen requesting Council of Commissioners to consider the repurchase of my home located at 105 West Porphyry. I will comply with all Rules and Regulations of the County Enrichment Program.  
*Hold in Abeyance*

4.COMMUNICATION NO. [2020-224](#)

Todd Breitenfeldt, Breitenfeldt Investment, LLC (BILLC) requesting Council of Commissioners to approve the purchase of a vacant lot addressed at 611 S. Idaho - Lot numbered twenty-four in block #4 of the Travonia Addition, Butte, MT, Parcel No. 1054300- which BILLC owns as a rental, and then immediately will sell it as a nice single-family home. This project will greatly enhance the look of (and the property values of) the neighborhood.  
*Hold in Abeyance*

5.COMMUNICATION NO. [2020-243](#)

Steve Maloney, 109 North Montana Street requesting Council of Commissioners approval for the survey of lot Assessment Code # 0001892400. This survey will facilitate a possible future purchase of this lot.  
*Cross reference with Communication No. 2020-296 and Place on File*

6.COMMUNICATION NO. [2020-258](#)

Lori Casey, Planning Director requesting Council of Commissioners to be advised that the Butte-Silver Bow Planning Board, who serves as the Zoning Commission, has rendered a recommendation regarding Zone Change Application No. 180, regarding licensed community residential facilities.  
**[2020-258 Zone Change](#)**  
*Hold in Abeyance*

7.COMMUNICATION NO. [2020-260](#)

Sean Kuech, Citizen requesting Council of Commissioners permission to purchase the property at 103 Sutter Street, Butte MT for \$500.00. I plan to immediately begin renovating the house.  
*Cross reference with Communication No. 2020-297 and Place on File*

8.COMMUNICATION NO. [2020-263](#)

David Bjornson, Bjornson, Jones & Mungus PLLC requesting Council of Commissioners for time on the July 15, 2020 Regular Meeting Agenda, for a Public Hearing regarding an opportunity for public comment on whether these proposed rehabilitations of existing affordable housing projects meet a community housing need. Revonda Stordahl will be attending to answer questions.  
*Place on File*

9.COMMUNICATION NO. [2020-268](#)

Eric Gonder, FOG Inspector requesting Council of Commissioners for time on the July 15, 2020 Regular Meeting Agenda, for a presentation on Fats, Oils and Grease (FOG) Program.  
*Place on File*

10.COMMUNICATION NO. [2020-274](#)

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Danette Gleason, Finance and Budget Director requesting Council of Commissioners for time on the July 15, 2020 agenda to make a presentation on the fiscal year 2021 budget.

*Place on File*

11.COMMUNICATION NO. [2020-282](#)

Lisa Warden, 7 West Pacific, Butte MT requesting Council of Commissioners to purchase two small pieces of land from Butte-Silver Bow in the amount of \$300. These two stripes are too small to put anything on and I have been maintaining them for the past three years.

*Hold in Abeyance*

12.COMMUNICATION NO. [2020-290](#)

Danette Gleason, Finance and Budget Director requesting Council of Commissioners permission to schedule a public hearing to begin on August 5, 2020 to discuss a possible rate increase for the solid Waste Collection District fees to cover the cost of the contract services with McGree Corporation.

*Hold in Abeyance*

13.COMMUNICATION NO. [2020-291](#)

Danette Gleason, Finance and Budget Director requesting Council of Commissioners permission to schedule a public hearing for the adoption of the fiscal year 2021 Final Budget and establish the user rates for Metro Sewer System, Storm Water system, Solid Waste Disposal and Road Maintenance District. The public hearing will begin on August 5, 2020 and be continued until the Council sets a date to adopt the fiscal year 2021 budget and fix the rate and levies.

*Hold in Abeyance*

14.COMMUNICATION NO. [2020-302](#)

Shawn Fredrickson, Commissioner District #1 requesting Council of Commissioners concurrence to have the City-County of Butte-Silver Bow, Montana participate in the effort to create a regional rail authority authorized by Section 7-14-1621 of the Montana Code Annotated. I would also request that a public hearing be scheduled for August 5, 2020.

*Hold in Abeyance*

**FINANCE & BUDGET COMMITTEE MEETING REPORT**

JULY 22, 2020

*COUNCIL OF TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COMMISSIONERS*

Ladies and Gentlemen,

We, your Council of Commissioners, and Chairman John Morgan, respectfully recommends as follows: Expenditure report for the week of July 22, 2020 was reviewed and approved for the amount of \$324,823.90 for 2020, and \$464,845.42 for 2021

<u>Committee Members</u>	<u>Present /Absent</u>
Brendan McDonough Chair	P
Bill Andersen, Vice Chair	A
Dan Callahan	P
Jim Fisher	P



Josh O'Neil P  
Michele Shea P

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**PUBLIC WORKS COMMITTEE MEETING REPORT**

JULY 22, 2020

6:30 PM

1.COMMUNICATION NO. [2020-139](#)

Brenden, McDonough, Commissioner District 8 requesting Council of Commissioners to consider that a speed study be conducted by the Montana Department of Transportation on Highway 2 from the nine-mile to Pipestone Pass. With the upcoming recreational season approaching, I ask that a study and decision be made in a timely manner to address the safety concerns for the spring and summer season.

*Hold in Abeyance until report from MDT and Mr. Neary*

**PUBLIC WORKS COMMITTEE MEMBERS:**

Dan Olsen, Chairman P  
Jim Fisher P  
Dan Callahan P  
Brendan McDonough P  
Eric Mankins P  
Shawn Fredrickson P

**JUDICIARY COMMITTEE MEETING REPORT**

JULY 22, 2020

7:00 PM

**SECTION 1. CLAIMS APPROVAL**

Name	Amount	Reason	Approved	
GREG SUND QUALITY PLUMBING	\$151.50	REFUND ON PLUMBING PERMIT/626 SLALOM- ALREADY PURCHASED @ #2069	Yes	

1.COMMUNICATION NO. [2020-52](#)

John Ries, Mayor of Walkerville requesting Council of Commissioners ask the County Attorney to draft a Resolution of Intent to be sent to each household within the Walkerville Town limits and determine if the said expansion agrees with said residents. The purpose of the expansion would be to have the residents of Walkerville have their garbage fee included on their taxes as do those currently within the garbage collection boundaries.

*Cross Reference with Resolution No. 2020-31 and Place on File*

1.RESOLUTION NO. [2020-15](#)

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A RESOLUTION ESTABLISHING PROCEDURES FOR THE SALE AND DISPOSITION OF REAL PROPERTY ACQUIRED BY THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA THROUGH TAX DEED, DURING THE PERIOD OF TIME BETWEEN A FIRST AND SECOND TAX SALE AUCTION AS PROVIDED BY CHAPTER 3.20 OF THE BUTTE-SILVER BOW MUNICIPAL CODE AND BY TITLE 7, CHAPTER 8, PART 23 AND TITLE 7 CHAPTER 25 OF THE MONTANA CODE ANNOTATED (MCA) AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Hold in Abeyance*

2.RESOLUTION NO. [2020-31](#)

A RESOLUTION OF INTENT TO ALTER THE BOUNDARIES OF THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA’S SOLID WASTE SPECIAL DISTRICT TO INCLUDE THE BOUNDARIES OF THE TOWN OF WALKERVILLE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Hold in Abeyance*

JUDICIARTY COMMITTEE MEMBERS:

- Chairman: Brendan McDonough P
- Vice Chairman: Shawn Fredrickson P
- Michele Shea P
- Dan Olsen P
- Eric Mankins P
- John Sorich P

**PERSONNEL COMMITTEE MEETING REPORT**

*JULY 22, 2020*

*5:00 PM*

1.COMMUNICATION NO. [2020-183](#)

Michael A Nasheim, Butte-Silver Bow Employee requesting Council of Commissioners to review the hiring process for Butte-Silver Bow, especially with the hiring procedures associated with internal candidates. I am requesting the Council refer this issue to the Personnel Committee for discussion.

*Hold review letter and will reschedule another meeting.*

- Jim Fisher, Chair P
- John Sorich, Vice Chair P
- Bill Anderson A
- Dan Olsen P
- Dan Callahan P
- Michele Shea P
- Josh O’Neil P
- Shawn Fredrickson P
- Eric Mankins P



Leslie Clark	P
Dave Palmer	P
Jeff Miller	P



Letters  
&  
Voting  
Aug 5th

MAIL

JUL 29 2020  
27 July 20

To whom it may concern

My Roommate Joyce Daniels and I  
want to let you know that Bringing  
Back Passenger service to Southern  
Montana is a Terrific Idea!!

Because it will create an additional  
form of Transportation not just for local  
Residents. But, will bring in people from  
other parts of the country to visit thereby  
increasing economic growth with new  
Business and jobs. a definite plus in  
our minds

Sincerely  
Deb LaFoe  
Joyce Daniels

**Davies, Barbara**

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**From:** Brenda Issacson <Brenda@bigskyphysicians.com>  
**Sent:** Thursday, July 23, 2020 11:04 AM  
**To:** BSB Public Input  
**Subject:** Railroad

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated.  
Please ensure you respond accordingly and proceed with caution.**

I would like to express my interest in the railroad coming our direction again. This would be a great addition to Butte and would help in the transportation area. The train is such an easy way to travel and Montana is a beautiful place to see from the train windows. I know I would support rail travel in our area. Please consider this request and place rail travel in the southwestern area of Montana.

Brenda Isaacson  
2529 S Dakota  
Butte, MT 59701  
(775) 848-6186

Big Sky Eye Physicians, LLC  
832 S Montana St  
Butte, MT 59701  
(406) 723-4004  
(406) 782-4567 fax

This message did not originate from a Butte-Silver Bow email and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

Butte Silver-Bow Commissioners;

Well here we go again will they toss us aside like an old shoe. A little about the back ground. When we built the old terminal Bozeman had also an old building but they built a terminal building that was an airport with loading ramps. The airlines then moved into Bozeman. We should have the passenger service with the trains.

We have a very nice terminal building for the trains. Helena as far as I know does not. As for the track the track from Three Forks to pipestone is used by the BNSF to haul rock from pipestone. The track from pipestone to the edge of Butte could be worked over and put back in use. Back in the 30ths the president formed the CCC camps and did a lot of work on many projects. We have people getting money they could then be put to work upgrading the railroad tracks. When the interstate was put in Denver was small but they had the cross roads and grew very fast to a large city. What happened to Butte we should be larger then we are.

I get tired of Butte being put down. We should have many business here. In the news on TV Bozeman houses cost twice that in Butte people should move here with business to help our town. I know some people that have homes near the tracks will say no but also people build near the airport and want the planes to stop flying because of the noise. I live near the highway and hear traffic but I dont complain. Please see what can be done to bring the trains back to Butte

Frank Snyder  
3490 Quincy  
Butte, MT 59701





## Davies, Barbara

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**From:** Nate Hunt <cheddarhead08@hotmail.com>  
**Sent:** Tuesday, August 4, 2020 2:56 PM  
**To:** BSB Public Input  
**Subject:** Fwd: Passenger Rail Service

This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

Re-submittlal, sorry, just a few spelling mistakes, thank you again for your time.

Nathan Hunt

Sent from my iPhone

Begin forwarded message:

**From:** Nate Hunt <cheddarhead08@hotmail.com>  
**Date:** August 4, 2020 at 12:49:33 PM MDT  
**To:** "public-input@bsb.mt.gov" <public-input@bsb.mt.gov>  
**Subject:** Passenger Rail Service

Thank you for your time. I don't believe a public rail service would be an appropriate use of funding for the Butte area especially in this socially distancing time we are living in.

In my opinion I don't think people would choose to use a passenger rail service as a source of public transportation enough to pursue any cost associated with implementing it. Montana's highway system works well, gas is reasonable and I don't see people choosing to place themselves in a confined area with large groups of unknown people unnecessarily.

There are multiple homes along the existing abandoned railway that would be in direct contact with a train service if the existing track was re-established. This would raise an extreme safety concern for all those who have children within a stones throw of the track.

I think a better use of the track would be to abandon it and turn it into a walking/biking path. In doing so you could connect the gorgeous Continental Divide Trail system through Maude-S Canyon to Skyline Park through to the Butte Chamber Trail system all the way to Rocker/Ramsay and the eventual plan to Anaconda. This connection would not only help to beautify Butte but also promote a healthy lifestyle and hobbies that can be done outside while maintaining appropriate social distancing.

Butte could have something that many other towns could only dream of, and it's right here in our backyard, we just have to connect it all together.

I think a walking/bike trail system using the existing track would better serve our community and its people.

Thank you,  
Nathan Hunt

## Davies, Barbara

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**From:** Vicky B. Bergman <[vicky.bergman@bxsi.com](mailto:vicky.bergman@bxsi.com)>  
**Sent:** Wednesday, July 29, 2020 9:45 AM  
**To:** BSB Public Input  
**Cc:** Sarah De Money; [abergman1966@gmail.com](mailto:abergman1966@gmail.com)  
**Subject:** AUGUST 5th Council of Commissioners Meeting

**Importance:** High

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

Good evening –

I am writing you regarding the importance of changing the ordinance so Community Residential Homes will be required to apply for and receive a Special Use Permit in order to move into any residential neighborhood in Butte. In order for you to understand why this is so important to us, I need to give you a little background.

My husband and I live in Houston Texas. Two of our children, Brent and Kaylee, attend Montana State University. When our son was a freshman at MSU, we purchased a second home in Ennis, MT. We love it out there but my husband travels for work so when we are in Montana (which is about every other month) I am alone out there a lot during the week – which I'm not comfortable with. When we talked about actually retiring to Montana and being there full time, I told my husband I wanted a home in a city where I could make friends, get my hair cut and join a church so we started looking.

After going and exploring all the larger cities, we realized Butte was where we wanted to be so we started looking over a year ago at homes there. We found our beautiful home at 1240 West Platinum and purchased it last December. Right after we closed I was there decorating and meeting my neighbors. Imagine my surprise and horror when my next door neighbor told me that she had been duped into almost selling her home to a halfway house. The whole reason we purchased in Butte was so that I could feel safe when my husband was out of town during the week and we almost bought a house next door to a place where people who had just gotten out of jail or rehab would be living and most wouldn't have cars so they would be walking back and forth in front of my house every day. I am all for giving people second chances, but I'm sorry, we paid a lot of money for our home so that we could live in a safe neighborhood in Butte and that would have undone everything we had so worked toward.

Can you imagine how horrible that would have been for us? Zoning is important in any city and all we are asking is for "multi person housing" to be in a commercial part of the city – not a neighborhood with single family homes.

I'm sorry I will not be able to attend the meeting on the 5<sup>th</sup> – my flight back to Montana is that evening but please reach out if you would like to discuss in more detail.

I thank you for your time and consideration.

Vicky B. Bergman, CIC | Senior Sales Executive  
BXS Insurance | 3355 West Alabama, Suite 850 | Houston, Texas 77098  
(O) 713-624-6143 | (M) 713-305-1126 | (F) 713-622-2053 | [Vicky.Bergman@bxsi.com](mailto:Vicky.Bergman@bxsi.com)

**Davies, Barbara**

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**From:** R Edward Banderob <REBanderob@outlook.com>  
**Sent:** Monday, August 3, 2020 10:31 AM  
**To:** BSB Public Input  
**Cc:** Fredrickson, Shawn; Shea, Michele; Morgan, John; Sorich, John; Olsen, Dan; Fisher, James; O'Neill, Josh; McDonough, Brendan; Mankins, Eric; Andersen, Bill; Shaw, Cindi; Callahan, Dan; Sarah De Money  
**Subject:** Comment for 8-05-2020 Public Hearing

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BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
REGULAR MEETING AGENDA,  
WEDNESDAY, AUGUST 5, 2020

Ref: SECTION 1: PUBLIC HEARINGS

1. RESOLUTION NO. 2020-06A RESOLUTION OF INTENT TO AMEND THE ZONING REGULATIONS TO REQUIRE A CONDITIONAL USE PERMIT IN ORDER TO MAINTAIN A COMMUNITY RESIDENTIAL FACILITY IN AN ALL RESIDENTIAL ZONES WITHIN THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Sub: Public Comment

R. Edward Banderob, 2601 Grand Ave.

I am a Proponent

When a Commercial Organization (For Profit or Non-Profit) that provides Goods and Services for Pay wants to establish an operation in a residential zone (Even when the State of Montana Law stipulates that that commercial enterprise shall not be treated as a business for zoning purposes.) the residences of the neighborhood in which said enterprise wants to establish its self have the right to know what is being located in THEIR neighborhood.

In reality; In that Montana State Law allows for more stringent requirements as long as they do not conflict with State Law "The Local People" should have the right to stipulate where in the residential zone such a non-business commercial operation should be located.

Foster Care has shown just cause why they should be exempted from any such local Special Use Permit requirement.

It is my understanding that members of our area's State of Montana Legislative Delegation are working on trying to rectify the "disservice" done by the State of Montana relative to Foster Homes.

But that does not mean we need to kick the can down the road to the State Legislature relative to our own local concerns, when a simple amendment exempting Foster Homes from the local resolution or ordinance will suffice.

There is a very great difference between Foster Homes where a Foster Parent is on "duty" 24-7 and the proposed group homes that propose to hire a 9-5 manager.

--

Sent From My Old Clunker

Phone: 406 723 3736 Email: [REBanderob@outlook.com](mailto:REBanderob@outlook.com)

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**Davies, Barbara**

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**From:** Sarah De Money <sarahdemoney@gmail.com>  
**Sent:** Monday, August 3, 2020 3:55 PM  
**To:** BSB Public Input; Fredrickson, Shawn; Shea, Michele; Morgan, John; Sorich, John; Olsen, Dan; Fisher, James; O'Neill, Josh; McDonough, Brendan; Mankins, Eric; Andersen, Bill; Shaw, Cindi; Callahan, Dan  
**Subject:** CORRECTED LETTER to be considered as Public Comment for 8-5-2020 Council meeting

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

Please see the following **corrected letter** to be considered as Public Comment for the August 5, 2020 Council of Commissioners meeting regarding:

1. RESOLUTION NO. 2020-06A RESOLUTION OF INTENT TO AMEND THE ZONING REGULATIONS TO REQUIRE A CONDITIONAL USE PERMIT IN ORDER TO MAINTAIN A COMMUNITY RESIDENTIAL FACILITY IN AN ALL RESIDENTIAL ZONES WITHIN THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

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August 3, 2020

Members of the Butte Silver Bow Council of Commissioners,

**Regarding:** RESOLUTION NO. 2020-06A RESOLUTION OF INTENT TO AMEND THE ZONING REGULATIONS

Please accept this letter in **SUPPORT** OF RESOLUTION NO. 2020-06A RESOLUTION OF INTENT TO AMEND THE ZONING REGULATIONS. And we **SUPPORT** the Council of Commissioners to RESOLUTION NO. 2020-06A RESOLUTION OF INTENT TO AMEND THE ZONING.

We, the (signed below) residents of Butte Silver-Bow, support changing the ordinance to implement a requirement for a Conditional Use Permit for businesses/organization (non-profit or for profit) that are planning to open a Community Residential home – also may be called Transitional Living Centers / Treatment Houses, Developmentally Disabled Group Homes, Youth Care Facilities, Residential Treatment Facilities who want to either buy or construct a center in a residential area.

The reason behind our support is simple. Montana State Statute reads that an organization opening a Community Residential Program, can be located in ANY zoned area **UNLESS the city or town has a provision for a Conditional Use Permit to be sought**. Thus giving the control to the local Planning Departments and governments.

Through Commissioner Mankins proposal, he is requesting that Butte Silver Bow implement a provision for a Conditional Use Permit to be sought when a Community Residential Program plans to locate in Butte Silver Bow. The intent is to ensure that the appropriate steps are taken for a home to be safely located in Butte

Silver Bow. The most appropriate way to have Community Residential homes reviewed for this is by a Conditional Use Permitting process.

This change will add a layer of oversight that is needed in our community. With it, the Planning Board and planning department has the knowledge of who and in what neighborhood a licensed Community Residential home will be requesting to locate. We are asking for transparency through the Conditional Use Permitting process as this will give the neighborhood an opportunity to speak up and communicate concerns for the neighborhood. Additionally, this will open the door for the Community Residential home and neighbors to talk openly about concerns and develop plans to live safely in harmony in the neighborhood.

***We would like to be clear that we support ALL types of Community Residential Programs.*** We support making sure the areas where they will reside are both appropriate and safe for both the Community Residential Program and the people in neighborhoods and the only way to ensure the peace of mind for potential neighborhoods is with a Conditional Use Permit.

Thank you for your time and attention.

**Signed by the following 75 residents of Butte Silver Bow:**

**Sarah De Money** 1217 W Platinum

**Paul Blumenthal** 1217 W Platinum

**Andrew De Money** 1217 W Platinum

**Miriam Haley** 1261 W Platinum

**Jocelyn Dodge** 114 Waldron Drive

**Lisa Howell** 1308 W Aluminum

**Noah Thatcher** 1121 W Porphyry

**Ross Richardson** 1331 W Steele

**Josh Stearns** 1040 W Porphyry

**Paula McGarvey** 1245 Steel St.

**Deb Penner** 1236 W Platinum

**Gene W Rawson** 1236 W Platinum

**Trisha Southergill** 1200 Steele St

**Glenn Southergill** 1200 Steele St

**James Downey** 1101 W Platinum

**Mary Colleen Hackett** 1107 West Platinum

**Kristi Gentry** 719 W Platinum

**Michael Boston** 1218 W Platinum

**Avis Boston** 1218 W Platinum

**Richard Rosa** 1401 W Platinum  
**Julie Rosa** 1401 W Platinum  
**Wayne Harper** 1250 W Woolman  
**Colleen Harper** 1250 W Woolman  
**Tawni Harper** 1328 W Porphyry  
**Lisa Sessions** W Gold St  
**Mark Stauffer** 1253 W Aluminum  
**Mary Berg** 2701 Evans  
**Mark Berg** 2701 Evans  
**Hal Hubber** 116153 S Buxton Road, Silver Bow, MT  
**Julie Hubber** 116153 S Buxton Road, Silver Bow, MT  
**Tara Timm** 958 N Main  
**Miranda Armstrong** 3349 Sanders  
**Brian Grinolds** 1241 W Diamond  
**Lynne Grinolds** 1241 W Diamond  
**Ben DeWeert** 2235 Grand Ave  
**Katie DeWeert** 2235 Grand Ave  
**John Grinolds** 3314 Hannibal  
**Derinda Grinolds** 2221 Harvard  
**Kim Duddy** 1355 Sunset Road  
**Jim Duddy** 1365 Sunset Road  
**Reggie Daly** 2802 State St.  
**Donna Lowney** 1401 W Diamond  
**Cindy West** 2109 Locust St  
**Roy West** 2109 Locust St  
**Vicky Bergman** 1240 W Platinum St  
**Andy Bergman** 1240 W Platinum St  
**Nancy Fritz** 1207 Farrell St  
**Deborahlynn Hall** 4846 Helene Dr  
**Jaison Carriger** 116 Winkie Way  
**Johanna M Lowney** 1147 Woolman St  
**Barbara Gregovich** 1301 W Porphyry St

**Margaret K Lowney** 1151 W Gold St  
**Daniel G Kelly** 1301 W Copper St  
**Raenelle Richardson** 1331 W Steele  
**Cody Hockaday** 1833 Grand Ave  
**Kara Wesen** 1221 W Porphyry St  
**Paula Merrick** 1907 Beacon Rd  
**Mark Merrick** 1907 Beacon Rd  
**Luke Anderson** 2225 South Drive  
**Tasha Antonioli** 805 West 6<sup>th</sup> St  
**Buddy Pressler** 605 W Galena St  
**Donna Pressler** 605 W Galena St  
**Doug Mahugh** 1250 W Platinum St  
**Kaylee Bergman** 1240 W Platinum St  
**Marion Taylor** 1837 Garrison Ave  
**Cecelia Helming** 256 Meadow View Drive  
**Gary Helming** 256 Meadow View Drive  
**First Presbyterian Church** 901 W Platinum  
**Peggy Dean** 910 W Gold  
**Regan Dean** 910 W Gold  
**Helen Patterson** 1150 W Steele  
**Mike Patterson** 1150 W Steele  
**Coreen Hash** 2822 Harvard Ave  
**Gary Wright** 1919 Florida Ave  
**Carol Wright** 1919 Florida Ave

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**Davies, Barbara**

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**From:** Doug Mahugh <dmahugh@gmail.com>  
**Sent:** Wednesday, August 5, 2020 6:13 PM  
**To:** BSB Public Input  
**Subject:** public input on Resolution # 2020-06

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

My name is Doug Mahugh, and I live at 1250 West Platinum Street in Butte. I support the proposed ordinance requiring a Conditional Use Permit for a community residential facility in an all residential zone within the city-county of Butte-Silver Bow. I believe this proposal is a reasonable accommodation that respects the rights of those recovering from drug or alcohol addiction as outlined in the Fair Housing Act, as well as the rights of those who have purchased a home in a neighborhood with R-1 Single Family Residence zoning.

Licensed foster homes, addiction recovery houses and other group homes play an important role in our community. Recovery facilities need to be located in low-crime neighborhoods to foster recovery, and I am open to such facilities in our quiet low-crime residential neighborhood. But considering the wide range of ownership and organizational structures that may be used for such facilities, I believe there needs to be oversight. A Conditional Use Permit process would provide an appropriate degree of oversight, and would assure that our neighborhood's concern and appreciation for the needs of those recovering from drug and alcohol addiction will not become a loophole through which multi-family homes can be established in a neighborhood zoned for single-family residences.

I think it's worth noting that a Conditional Use Permit is required to locate a home for recovering drug and alcohol abusers in many American communities, including Boulder, Colorado, Spokane County, Costa Mesa, California, North Las Vegas, and others. I believe that Butte-Silver Bow should have such a requirement for all the same reasons these other communities have them, and I believe the current proposal is the right approach to protect the rights of all parties involved.

Doug Mahugh  
125 West Platinum St.  
Butte, MT 59701

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**Davies, Barbara**

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**From:** Geller, Gretchen <GGeller@mtech.edu>  
**Sent:** Friday, July 24, 2020 11:58 AM  
**To:** BSB Public Input  
**Subject:** Zoning Ordinance Change 180 Communication 19-466  
  
**Importance:** High

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

To whom it may concern;

I am writing to share my concern about the proposed changes that would require all community residential facilities, including licensed foster care homes, to apply for a conditional use permit from Butte Silver Bow County. The planning board has already suggested that this proposed change be rejected and I fully agree with the Planning Board's decision.

As a former child and adolescent psychiatric nurse and former BSB victim witness advocate, I am **very concerned** about the potential consequences of allowing the location of foster homes in our county to be made public.

Thank you for considering my concern.

Gretchen Geller RN, BA, BSN  
412 West Broadway  
Butte, MT 59701

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**Davies, Barbara**

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**From:** Karla Pomrenke <lakarhm@hotmail.com>  
**Sent:** Monday, August 3, 2020 9:35 PM  
**To:** BSB Public Input  
**Subject:** Additional zoning

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

Hi,

I writing to urge you to support the Planning Board vote to REJECT the proposal to require additional zoning permit for group homes.

Please do not let unfound/unsubstantiated fears make you think this is necessary.

These group homes are licensed and vetted by the state.

The additional permit would be housing discrimination.

It reminds me of past history in the USA when zoning rules were used do discriminate against minorities moving into traditionally white neighborhoods.

I hope Butte will not ignore the lessons learned from our countries history.

Thank you.

Karla Pomrenke  
2521 Princeton St

Sent from my iPhone

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501 East Front Street, Suite 533 \* Butte, MT 59701  
Voice: (406) 782-2573 / 800-929-2611  
Montana Relay: 711 \* FAX: (406) 782-2781  
Website: [www.montanafairhousing.org](http://www.montanafairhousing.org)  
E-mail: [inquiry@montanafairhousing.org](mailto:inquiry@montanafairhousing.org)

August 4, 2020

Mayor Dave Palmer  
Council Commissioners  
65 East Broadway - 5<sup>th</sup> Floor  
Butte, MT 59701

Dear Mayor Palmer and Council Commissioners:

Montana Fair Housing is a private, non-profit organization addressing discrimination in housing across the state. Our work is completed via our education and outreach efforts, dispute resolution services, and when necessary through investigation and enforcement activities.

Our office has been watching the development of the proposed zoning changes. Our hope was that the Council could resolve its concerns in a manner that would avoid adverse effects on the community's efforts to provide safe housing for vulnerable populations, including children and persons with disabilities. The proposed zoning change appears to overlook the need for confidentiality in serving these populations, their need for safe and stable housing, and the need to provide housing opportunities in a manner that does not have a disparate impact against protected class households and household members.

Households providing care for children through foster care face potential risks that arise in public disclosure of the location. The commitment these households make in caring for children at risk is immeasurable, for themselves and other household members. Requiring these households to open themselves and their families to unnecessary safety risks is different treatment than the City would expect of other households. In addition, the safety and security of children placed in their care will be compromised through public disclosure requirements. The public nature of application for a conditional use permit will lead to a loss of security for these households, and likely a drop in future participants in the foster care program.

Youth care in a group home, shelter, or transitional living is defined at MCA 76-2-412 as

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The mission of Montana Fair Housing, Inc., is to promote fair housing throughout Montana, and elsewhere. Among MFH's specific purposes and goals is the promotion of equal opportunity in all housing related transactions, and to ensure all housing is available on a non-discriminatory basis. In addition, Montana Fair Housing supports the pursuit and expansion of all civil rights available in Montana and throughout the United States.

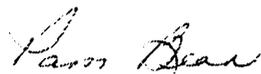
residential use for the purposes of zoning if eight or fewer persons reside at the site. Requiring a CUP for these households potentially imposes different terms and conditions on the households vs. other similarly situated households in the community.

For persons suffering from drug and alcohol addiction, the supportive environment is an interim step on the path to sobriety where addicts can live in a supervised and sober environment with structure and rules. By living in this type of setting, the residents receive a therapeutic benefit that ameliorates the effects of alcoholism and substance abuse. Sober living houses serve as an interim environment between rehab and a return to their former lives. SLHs exist because of the need to have safe and supportive places to live while in recovery, and are primarily meant to provide housing for people who have just come out of rehab or recovery centers.

As persons with disabilities, the Federal Fair Housing Act and the Montana Human Rights Act provide protections to ensure that this population does not experience discrimination solely because of having a disability. The Acts further prohibit the release of information about the person's disability. The public nature of a conditional use permit application process may violate the need to protect this information and imposes different terms and conditions on the household vs. other households in the community.

It is unclear how a conditional use permit is necessary to maintain a home providing services to populations in need as described in 76-2-412(1). Section (4) states 76-2-412 may not be construed to prohibit a city or county from requiring a conditional use permit **in order to maintain a home** pursuant to the provisions of subsection (1) if the home is licensed by the department of public health and human services. While this section obviously allows for the city to implement a CUP application process, it does not require it. Implementing a CUP application requirement would seem of importance only in an effort to discourage households caring for children at risk and / or persons with disabilities from residing in the community of Butte.

Regards,



Pam Bean  
Executive Director

**Davies, Barbara**

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**From:** Lucky4gjd@gmail.com  
**Sent:** Tuesday, August 4, 2020 9:13 PM  
**To:** BSB Public Input  
**Subject:** conditional use zoning permits

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

I am opposed to requiring conditional use zoning permits for group or foster homes to locate in areas zoned residential.

Besides personally opposing such a policy decision, I also question whether BSB has the legal authority to require community residential facilities to obtain conditional use permits to locate in residential zones. BSB should review 76-2-412, MCA, which on its face appears to statutorily establish that a community residential facility is residential use and cannot be zoned out of a residential neighborhood.

BSB should also review Title 49, MCA, which also appears to prohibit a county from using zoning to preclude people with disabilities from residing in any neighborhood.

Geralyn Driscoll

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**Davies, Barbara**

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**From:** Lacey Jo Raymond <laceyraymond@gmail.com>  
**Sent:** Tuesday, August 4, 2020 5:45 PM  
**To:** BSB Public Input  
**Subject:** Communication 19-466

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

My concerns regarding Zoning Ordinance Change 180 involve the fact that it encompasses licensed foster homes. Making foster families' addresses public information will potentially jeopardize the safety of the kids they have in their care as well as their own families. I see this as being a potential barrier to families becoming foster families. In addition, this zoning ordinance would add additional steps for foster families to become licensed and this also presents as a barrier.

Lacey Raymond, LCSW

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**Davies, Barbara**

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**From:** Cassandra Jangula <chipzip37@yahoo.com>  
**Sent:** Wednesday, August 5, 2020 9:34 AM  
**To:** BSB Public Input  
**Subject:** Zone Ordinance change 180

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

To Whom it May Concern,

I am writing in reference to communication 19-466. I am against requiring a conditional use permit for residential facilities.

Thank you for taking the time to consider what I have to say on this matter. I am highly against implementing this, especially since kinship and foster care homes will be included. I have several reasons why this would be an undue hardship on foster care providers.

The first is that foster care parents do not provide this care in a building outside of their home. Making them post a sign in their yard as well as in the newspaper gives people access to not only their names, but their home addresses. This would violate the privacy of not only the families but also the children. A lot of foster care providers are also professionals in the community and would not like to have their addresses posted for everyone to have access to. Some examples of this are doctors, therapists, and nurses. It is important for foster parents to have some sense of privacy as well. This opens up the kids to be harassed in the neighborhood. A lot of foster care children are embarrassed that they are in foster care and miss their families. If kids in the neighborhood tease them it could have detrimental affects to their healing process. These children are also entitled to privacy.

By allowing everyone to know where every foster home is, you open the door for disgruntled parents across the board to be able to take out their anger and frustration. Just because their child is not in that home, doesn't mean they won't cause problems for a foster care home in retaliation. This also would allow parents to find the location of their children, if they were unaware. Sometimes the parents know the name of the people taking care of their children but not their home address. This is a safety concern for the families and the children involved.

Putting this into place will detour future foster parents from being willing to help children. We are already in need of more foster families and this could have a detrimental impact on our community. These children need loving and caring homes to help them heal until they can either be safely returned or able to find permanence through adoption. Who will be responsible for the fee? The foster parent? These families already pay to make sure that every need and want is covered for the children. That they have clothes, beds, dressers, toys, access to medical, schooling, school supplies, extra curricular activities, food, child care, behavioral health, gas to get to appointments etc. Adding more fees so they can take care of children is unreasonable.

Conditional use permits can not be denied. It was stated in a meeting, that often the cost for the city is more than the money that is brought in for the conditional use permit. The cost of a newspaper ad, putting the board in the yard, and then to hold the meeting outweighs the \$100 fee that the person is required to pay. Why cost the county money and cause people such distress for something that can not be denied? This doesn't make any sense for the county financially either.

It should be a primary objective of our community to keep children safe. However, this proposition, opens the door for children to be discriminated against in neighborhoods and at school, violates their privacy, and causes more harm than good.

I encourage the Council of Commissioners to accept the planning boards recommendation and not vote this zone ordinance in. The safety of our at risk children should be a number one priority.

Sincerely,

Cassandra Meixner  
Butte Resident

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## Davies, Barbara

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**From:** Carmen Hunter <girl\_inallboyhouse@live.com>  
**Sent:** Wednesday, August 5, 2020 1:33 PM  
**To:** BSB Public Input  
**Subject:** Communication 19-446

This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

Council of Commissioners,

My name is Carmen Hunter, I reside at 2030 Adams Ave. My husband and I have been licensed foster parents for 15 yrs.

I am writing to voice my concerns about the proposed ordinance before you today.

I believe that requiring foster parents and kinship families to obtain a conditional use permit would harm our community.

Requiring this permit would expose foster families and their children needlessly. As part of the application process the family would need to publish and post their intent to become fosterparents, At this point every Neighbor and their children will know the kids in that house are foster kids. Imagine what this would be like for a pre-teen or teen; the moment that child steps into the foster home every peer in the neighborhood knows their world is falling apart. Now imagine how fast that information would travel from the neighborhood to the school.

Though many biological families do not go to great lengths to find their kids, some do. Making the addresses of foster parents a matter of public record makes it that much easier for dangerous situations to arise and more difficult for foster families to keep children safe. I also believe this will deter families from becoming licensed foster parents in the future.

This ordinance also would be an added burden to kinship families, most of the children in the foster care system in Butte live with a relative. Many live with a grandparent, on a fixed income. When a relative takes in a child but does not have a foster care license they are NOT reimbursed for the child's care like a foster parent. The added cost of a permit is huge when grandma is trying to provide for her grandkids in the days, weeks and months following placement ( getting your license takes 6-12mo right now).

I believe this ordinance is nothing more than people's need to know what their neighbors are doing, legitimized snooping. It does nothing to prevent anyone from going into a neighborhood but does expose, humiliate and shame the most vulnerable members of our community. Passing this ordinance as it is; grandfathering in or not enforcing it for foster families is a pathetic attempt to quiet the ones who advocate for kids while satisfying people's need to be 'in the know'. Please do what is right by our children and vote no.

Thank you

Carmen Hunter

This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

**Davies, Barbara**

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**From:** Amelinda Olson <amelinda7782@gmail.com>  
**Sent:** Wednesday, August 5, 2020 6:53 PM  
**To:** BSB Public Input  
**Subject:** Foster Families

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

Commissioners,

I am writing today to tell you I OPPOSE Zoning Ordinance Change 180. I first heard this from a friend that fosters 3 children. This change makes her and her family a target. Not only from potentially dangerous parents wanting their children back, but to just ordinary neighbors. People with disabilities, on welfare, sex offenders, high income families, to name some examples, do not have to advertise their personal business in their front yard. Being a Foster Parent is personal. They are providing normalcy to their foster children. Some become adopted and should not have ever been made to feel different, advertised or potentially made fun of. The idea that Foster Care is a business is ridiculous. Yes the parents receive a stipend, but in no way is this an income. Please vote NO for this ordinance.

Thank you,

Amelinda Olson  
406-498-9635

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## Davies, Barbara

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**From:** Chris Hunter <cj10hunter@hotmail.com>  
**Sent:** Wednesday, August 5, 2020 2:19 PM  
**To:** BSB Public Input  
**Subject:** Conditional use permit foster parents

This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

Greetings,

My name is Chris Hunter. My address is 2030 Adams Ave in Butte. This is to address the proposal to have foster and kinship care families request a conditional use permit. I am so strongly against this for numerous reasons. I am currently a foster parent and my wife and I have been for 15 years. It is none of any of our neighbors business to know this information. We house children who enter into care or are removed from their parents/caregivers homes because of dangerous circumstances. This removal constitutes a traumatic experience that is difficult to fully recover from for the rest of their lives. You are needlessly adding to their trauma by having it publicized whose residence they are now going into. Can you imagine this happening to you or your children? Would you like that to be public information? No, you would not. Please, don't do this to these kids. Requiring families who do take in children to pay a fee is also an insular burden on these people. It's an emotional time for them as well. Most of us are not well to do people who can just pay a nominal fee for everything. You are essentially imposing a tax on us for doing a good deed and helping a child in their time of crisis. There is so much more I could say but I'm also sure that you're hearing from many of my peers. I'm shocked and horrified that our city council representatives would go against the wishes of an earlier panel and continue to push this through. Just because other cities are doing doesn't make it the right thing to do. Also, just grandfathering those already doing this or saying that those already licensed don't have to pay the fee is ridiculous and merely a means of trying to shut up those who oppose this ordinance. Please represent all of your community members, especially those who are experiencing traumas in their lives.

Thank you for your time,  
Chris Hunter

Sent from my iPhone

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8/5/2020

To the Silverbow County Council of Commissioners,

I am writing to you as both a clinician and a foster parent in Silverbow County in regards to Zoning Ordinance Change 180. Speaking as a clinician I strongly believe that this change would be detrimental to our foster care system and foster children. In the matter of the conditional use permit this gives foster families more steps on top of an already lengthy process in order to become licensed and foster children that are in need of good homes. Foster families often take children in through the desire to help and the goodness of their hearts, though there are subsidy's for foster children they do not begin to cover the increase in financial strain that adding a child can bring to a home to add a fee on top of this would create more financial hardship for these families who are trying to do their best to give children what they need. With the additional steps and financial obligation I am certain that this would deter others from continuing or applying to be a foster care provider. This is a significant issues as there is already a shortage of available homes.

Zoning Ordinance Change 180 also poses a safety threat to our foster families and children in foster care as well as possibly those in treatment. Information becoming a matter of public record would open the possibility for lack of ability to keep individual and families safe. Most children enter the system because they have been removed due to trauma of some sort. This may be in the form of neglect or abuse of several different kinds. If information is public record this opens the doors for abusers to retaliate against foster families who are caring for their children. This also opens the possibility of abduction and further traumatization of children from their abusers. Many biological families and/or abusers do not know the addresses of where the children are places. Some do not even know the names of the foster parents. Making this information a matter of public record would give that information to anyone who would want to harm foster families or children in care. This could also make homes a target for sexual offenders or pedophile as they would know the addresses of where vulnerable children are residing. It is our responsibility to keep the families and children of our community safe and this change would prevent that.

As an adoptive mother to a previous foster child this change makes me fear for the safety of my child. My child was placed in the care of myself and my husband at the time of birth. Her biological parent are not stable. Her biological father had threatened to abduct her from the hospital and blow up the CPS office. Her mother is mentally unstable and has delusions of getting all of her children back. Making our information a matter of public record would make it easier for my child's biological parents to find her and try to take her or cause us harm. With this in mind I would not be able to continue to be licensed as a foster parent in order to protect the safety of my child.

In conclusion I am in strong belief that Zoning Ordinance Change 180 would be dangerous for our community. It would decrease safety for vulnerable children and families and lead to a decrease the number of foster families available to our children in most need. Please take all of these significant issues into consideration on making a decision regarding Zoning Ordinance Change 180.

Sincerely,

Elizabeth Lowney, LCPC

## Davies, Barbara

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**From:** Jacqueline Bergren <jackiebergren@gmail.com>  
**Sent:** Wednesday, August 5, 2020 4:40 PM  
**To:** BSB Public Input  
**Subject:** I'm regards to Communication 19-466

This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

To Whom it May Concern,

I am writing in reference to communication 19-466. **I am against requiring a conditional use permit for residential facilities** for several reasons. First, individual licensed foster homes are included in Zoning Ordinance Change #180. Licensed foster families and any licensed kinship families will be required to get a conditional use permit which will deter new families from coming forward to be licensed. There is already a HUGE need in our community for foster families. Children in foster care from our community of Butte are having to relocate to foster homes outside of Butte because there are not enough families available to care for them. Several foster families have spoken out that this will be a privacy and safety issue for their family and the children in their care. Having names and addresses listed in public record that is easily accessible is a huge infringement of individual families' privacy. In previous meetings it has been mentioned that a "sandwich board" will need to be placed on residential facility lawns. This board is to include names, addresses and the type of residential facility. Again this infringes on the privacy of foster families as well as easily identifies children in the home as "foster" children. This could lead to embarrassment, shame and greater mental health issues for our community's already vulnerable children.

It is my understanding that a conditional use permit **cannot** be denied. If this statement is true than it seems that it is only prolonging the process in hopes to deter residential facilities. Again if we care about the children in foster care in our community why would we want to deter families from getting licensed to foster because they fear the lack of privacy and safety the conditional use permit will bring? It is clear **that the definition of "residential facilities" needs to be amended** so that licensed foster homes are not included before Zoning Ordinance Change #180 is approved . I fear Zoning Ordinance #180 will negatively impact a greater population than it will actually serve. In participating in the public hearings it has been made obvious that Zoning Ordinance Change #180 was made in haste and has not taken into consideration how it will actually affect licensed foster families and the children they care for. I've even heard it said at the public meetings that residents are concerned how having a residential facility will impact the value of their home. While I understand this concern I find it sad that the thought of financial gain trumps the personal and emotional safety of others? To those who argue that it will actually keep these families and children more safe I contend that you have not considered the lack of privacy these families will receive and how children in foster care will be more easily identified and impacted emotionally.

**Out of consideration for Butte's vulnerable children and those caring for them I ask that you please vote against Zoning Ordinance Change #180.**

Sincerely,

Jacqueline Bergren, Butte Resident

This message did not originate from a Butte-Silver Bow email and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.

**Davies, Barbara**

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**From:** info@buttehaloween.com  
**Sent:** Wednesday, August 5, 2020 6:24 PM  
**To:** BSB Public Input  
**Subject:** Concerns regarding Zoning Ordinance Change 180

**This message did not originate from a Butte-Silver Bow email account and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.**

Hello. My name is Gabriel Offutt and I reside at my home at 927 S Colorado Street here in Butte. I hope I am not too late to have my voice heard, and apologize that I haven't written before.

My concern with this ordinance change is that as it has been explained to me, it would require foster parents, charged with the welfare and safety of foster children, to publicly advertise their whereabouts, and those of the children they are trying to protect, as a matter of public record.

This poses a serious safety concern as often the entire point of placing a child in foster care is to separate him or her from a dangerous situation. It is clear that if the point of the foster care system is to remove children from those who would do them harm, publicly advertising to those individuals where they can find those children seems foolhardy at best.

Please consider these children and the dangerous, perhaps life-threatening position you are placing them in if you decide they must be publicly advertised in the paper.

You are considering creating an advertising section in the newspaper for stalkers and predators.

Please ensure that you weigh the verbiage of this and any changes to law with a mind towards the most vulnerable of our community.

Thank you for your consideration.

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Aug<sup>5</sup> 2020

1. CONCUR COMMUNICATION NO. 2020-322  
AND PLACE ON FILE

A. Yes 8/15 ( 53%)  
B. No 4/15 ( 27%)  
C. Abstain 0/15 ( 0%)  
No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan		X	
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough		X	
Shawn Fredrickson	X		
ejoyce			
jfisher		X	
dgleason			
emankins	X		
joneill		X	

1.COMMUNICATION NO. 2020-315

A.Yes 12/15 ( 80%)  
B.No 0/15 ( 0%)  
C.Abstain 0/15 ( 0%)  
No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
emankins	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
joneill	X		
jfisher	X		
dgleason			

1.COMMUNICATION NO. 2020-328

A.Yes 12/15 ( 80%)  
B.No 0/15 ( 0%)  
C.Abstain 0/15 ( 0%)  
No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		

1.COMMUNICATION NO. 2020-310

A.Yes 11/15 ( 73%)  
B.No 1/15 ( 7%)  
C.Abstain 0/15 ( 0%)

No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher		X	
dgleason			
emankins	X		
joneill	X		

1. CONCUR COMMUNICATION NO. 2020-320  
AND PLACE ON FILE

A. Yes 10/15 ( 67%)

B. No 2/15 ( 13%)

C. Abstain 0/15 ( 0%)

No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan		X	
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher		X	
dgleason			
emankins	X		
joneill	X		

1.HOLD COMMUNICATION NO. 2020-321  
 IN COW AND PLACE CALL FOR VOLUNTEER NAMES  
 A.Yes 9/15 ( 60%)  
 B.No 3/15 ( 20%)  
 C.Abstain 0/15 ( 0%)  
 No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen		X	
dolsen	X		
cshaw		X	
jpmorgan	X		
dpalmer			
jsorich		X	
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		

1. CONCUR WITH COMMUNICATION NO. 2020-317 AND PLACE ON FILE

A. Yes 10/15 ( 67%)

B. No 2/15 ( 13%)

C. Abstain 0/15 ( 0%)

No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan		X	
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher		X	
dgleason			
emankins	X		
joneill	X		

1.Non-Segregated Communications

A.Yes 11/14 ( 79%)

B.No 0/14 ( 0%)

C.Abstain 0/14 ( 0%)

No Answer 3/14 ( 21%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		

1. Non-Segregated Communications

A. Yes 11/14 ( 79%)

B. No 0/14 ( 0%)

C. Abstain 0/14 ( 0%)

No Answer 3/14 ( 21%)

	A	B	C
-----			
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		

1.Suspension of the Rules for Communications 2020-328 and 2020-329

A.Yes 12/14 ( 86%)

B.No 0/14 ( 0%)

C.Abstain 0/14 ( 0%)

No Answer 2/14 ( 14%)

	A	B	C
-----			
Michele Shea	X		
bandersen	X		
dolsen	X		
emankins	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
joneill	X		
jfisher	X		

1. Petition No. 2020-01

A. Yes 11/15 ( 73%)  
B. No 0/15 ( 0%)  
C. Abstain 0/15 ( 0%)

No Answer 4/15 ( 27%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcDonough	X		
Shawn Fredrickson	X		
ejoyce			
joneill			
jfisher	X		
dgleason			
emankins	X		

1.RESOLUTION NO. 2020-35

A.Yes 12/15 ( 80%)  
B.No 0/15 ( 0%)  
C.Abstain 0/15 ( 0%)  
No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		

1.RESOLUTION NO. 2020-36

A.Yes 12/15 ( 80%)

B.No 0/15 ( 0%)

C.Abstain 0/15 ( 0%)

No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		

1.RESOLUTION NO. 2020-37

A.Yes 12/15 ( 80%)  
B.No 0/15 ( 0%)  
C.Abstain 0/15 ( 0%)  
No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		

1.RESOLUTION NO. 2020-38

A.Yes 12/15 ( 80%)  
B.No 0/15 ( 0%)  
C.Abstain 0/15 ( 0%)  
No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		

1.Roll Call

- A.Shawn Fredrickson 1/13 ( 8%)
- B.Michele Shea 1/13 ( 8%)
- C.John Morgan 1/13 ( 8%)
- D.John Sorich 1/13 ( 8%)
- E.Dan Olsen 1/13 ( 8%)
- F.Jim Fisher 0/13 ( 0%)
- G.Josh O'Neill 1/13 ( 8%)
- H.Brendan McDonough 1/13 ( 8%)
- I.Eric Mankins 1/13 ( 8%)
- J.Bill Andersen 1/13 ( 8%)
- K.Cindi Shaw 1/13 ( 8%)
- L.Dan Callahan 1/13 ( 8%)

No Answer 2/13 ( 15%)

	A	B	C	D	E	F	G	H	I	J	K	L
Michele Shea		X										
bandersen					X					X		
dolsen												
emankins									X			
cshaw											X	
jpmorgan			X									
dpalmer												
jsorich				X								
dcallahan												X
bmcDonough								X				
Shawn Fredrickson	X											
ejoyce												
joneill							X					

1.SUSPENSION OF RULES FOR RESOLUTIONS 35 36 37 38

A.yES 12/15 ( 80%)

B.n0 0/15 ( 0%)

C.aBSTAIN 0/15 ( 0%)

No Answer 3/15 ( 20%)

	A	B	C
Michele Shea	X		
bandersen	X		
dolsen	X		
cshaw	X		
jpmorgan	X		
dpalmer			
jsorich	X		
dcallahan	X		
bmcdonough	X		
Shawn Fredrickson	X		
ejoyce			
jfisher	X		
dgleason			
emankins	X		
joneill	X		