

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA
WEDNESDAY, APRIL 1, 2020
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

ROLL CALL

12 Present OAbsent

PRAYER AND PLEDGE

John Morgan

PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

See attached Letters

Phone line Open: Evan Barrett, Comment on Communication No. 2020-152, I request that the Council postpone the Open Hearing until we can all meet in person. We have many older people who want to voice there opinion on the CD. There is no need to rush this thing. Lets take the time to get the public process figured out during this pandemic. Please segregate this communication and table it for now.

APPROVAL OF THE MINUTES

March 18, 2020 Regular Meeting \minutes

11 Yea) 0 Nay John Morgan makes motion and Cindy Shaw Seconds the motion.

ITEMS NOT ADDRESSED ON THE AGENDA

2020-155 Motion to the Emergency Suspension of the Rules to add this to the agenda. John Morgan make motion and Cindy Shaw seconds the motion. 12 Yeas ONays

CHIEF EXECUTIVE'S REPORT

It has been very busy with the COVID-19. The count is 11 in BSB County, Montana has 217 confirmed cases, 19 are hospitalized and 5 Deaths. The State Suicide Prevention Hotline, took in 6581 calls last year, and from March 31, 2020 until now there were 715 calls. There are some other issues all related to this Corona Virus.

CHIEF EXECUTIVE'S REPORT ON THE SUPERFUND

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

PUBLIC HEARINGS

1.COMMUNICATION NO. 2020-128

Mark Neary, Public Works Director requesting Council of Conuissioners for time on the Council of Commissioners April 1, 2020 Council of Commissioners Regular Meeting to open bids for Asphalt Oil Supply for the 2020 season.

2.COMMUNICATION NO. 2020-130

Mark Neary, Public Works Director requesting Council of Commissioners to hold a Public Hearing to be held on April 1, 2020 regular meeting, for Sole Source of Solar Bee's for the Basin Creek Reservoir. We hope to purchase the Solar Bee's in Fiscal Years 2020 and 2021.

SECTION 2: CONSENT AGENDA

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. 2020-140

Mike Clague, Deputy County Attorney requesting Council of Commissioners authorize the Chief Executive to sign the Memorandum of Understanding between the partners of the proposed Veterans Court. The Memorandum of Understanding is required for a U.S. Department of Justice Grant.

[2020-140 Memorandum](#)

Concur and Place on File

2. COMMUNICATION NO. 2020-142

George Everett, Executive Director Mainstreet Uptown Butte requesting Council of Commissioners authorize the Chief Executive to sign the Agreement to temporarily close vehicle traffic one block of West Park Street between the intersection of Park and Main and Dakota Street to hold the Butte Farmers' Market each Saturday from 8:00am to 1:00 pm from May 16 through October 3, 2020.

[2020-142 Agreement](#)

Concur and Place on File

3. COMMUNICATION NO. 2020-143

Danette Gleason, Finance & Budget Director requesting Council of Commissioners to review and note that the Finance & Budget Director has completed the obligations to report to the Council of Commissioners under the Procedures Regarding Municipal Securities Disclosure and place on file.

[2020-143 Disclosures](#)

Note and Place on File

4. COMMUNICATION NO. 2020-144

Doug Conway, BSB: Law Enforcement Captain requesting Council of Commissioners authorize the Chief Executive to sign the updated contract between the BSB City-County Government and the Silver Bow Towing Association for abandoned vehicle removal. The only update to the contract is to the fee payment to the tower for removal of and abandoned vehicles when requested.

[2020-144 Contract](#)

Concur and Place on File

5. COMMUNICATION NO. 2020-146

Dan Olsen, BSB Commissioner District 5 requesting Council of Commissioners authorize the Chief Executive's concurrence for the 2019-2020 Economic Mill Levy Grants that were reviewed and agreed upon after our March 11, 2020 Economic Development Meeting.



Concur and Place on File

6. COMMUNICATION NO. [2020-147](#)

Ed Banderob, 2601 Grand Ave requesting Council of Commissioners to authorize the Chief Executive to have the BSB Health Director ask Budget Authority for Emergency Funding for Equipment, Supplies, First responders and Health Personnel Planning, Preparing, Training and Practicing Emergency Procedures to deal with Coronavirus in Butte-Silver Bow.

Note and Place on File

7. COMMUNICATION NO. [2020-148](#)

Jim Kambich, Assistant Airport Manager requesting Council of Commissioners to authorize the Chief Executive to enter into a contract 2020 loan renewal package for the historical property on loan to Butte-Silver Bow from the National Museum of the United State Air Force (NMUSAF).

[2020-148 Contract](#)

Concur and Place on File

8. COMMUNICATIOON NO. [2020-149](#)

Mark Neary, Public Works Director requesting Council of Commissioners to authorize the Chief Executive to sign the 2020 Water Master Plan Update Agreement with HDR Engineering.

[2020-149 Agreement](#)

Concur and Place on File

9. COMMUNICATION NO. [2020-150](#)

Mark Neary, Public Works Director requesting Council of Commissioners to authorize the Chief Executive to sign the Dewey Phase III Engineering Agreement with HDR Engineering with HDR Engineering.

[2020-150 Agreement](#)

Concur and Place on File

John Morgan make motion to refer it to the April 15, 2020 Regular Meeting
12 Yeas 0 Nays

10. COMMUNICATION NO. [2020-151](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to be allowed to enter into necessary professional service agreements due to quarantine and isolation measures. These agreements will be used only if needed and presented to Council at a later date.

Concur and Place on File

11. COMMUNICATION NO. [2020-152](#)

John Morgan, Council of Commissioners Chair informing Council of Commissioners and the Chief Executive that we will schedule a meeting to receive comments on the Butte Priority Soils CD for April 15th, 2020. The public is invited and encouraged to submit written comments, starting immediately, all of which would be read into the public record on April 15th, 2020.

Concur and Place on File

John Morgan: I placed this communication so that we could get some communication going. There



was rumors that we were going to vote on the CD and that is not correct. Hopefully we will continue to keep the government going thru this pandemic. I in no way wanted to make decisions for the Council and want and need all the feedback from all commissioners and the public for the record. People can submit communications on the CD anytime and I encourage that.

Dave Palmer: I agree with Mr. Morgan that we definitely need to keep things going forward. Please call in and submit written letters to the council.

John Sorich: Support John Morgan's Communication.

Jim Fisher: I think that we need to wait and have a live Public Hearing, so that we can have any and all people come to us in person. I do not support this.

O'Neil: I would like to move forward on the CD and have the Public Hearing on April 15th.

Eric Mankins: People have had the opportunity to voice their opinions.

Brenden McDonough: I would like to extend the Public Hearing, We and have it postponed until this Pandemic is over.

Cindy Shaw: There is a mystery of how long this pandemic may go on. Let's keep it on the Agenda and let people know that we do want to hear all of the people.

Dan Olsen: We need to keep this going and get this settled and through to the EPA.

Bill Anderson: We have quite a few people who are elderly and they do not have access to watch this online.

Michele Shea: I think we need to encourage public comment now and again in a couple of weeks. We will do it as many times as we see fit.

Jim Fisher makes a motion to place on file and Anderson seconds the motion.

Brenden McDonough: I think we need a place holder on the agenda, and people are thinking that this will not have other public hearing in the future.

Brenden McDonough. Hold in Abeyance and accept public hearings as long as the public deems possible. Bill Anderson seconds.

John Sesso: I would like to experiment with the process on April 15th, its going to be awhile before we get back to normal business. I don't think we have rushed anything and will definitely hear all public comments.

John Morgan: I make motion that we concur with Communication 2020-152 and hold the public meeting on April 15, and May 6th, which is our next regular meeting after the 15th and then reassess at that point of what is necessary moving forward. Cindy Shaw seconds the motion.

12 Yeas ONays

12.COMMUNICATION NO. 2020-153

John Morgan, Council of Commissioners Chair informing Council of Commissioners and the Chief Executive that there will be changes of Butte-Silver Bow Council of Commissioner meetings starting April 1, 2020. These changes are based upon major events related to Covid-19 and the orders of the Governor.

Note and Place on File

2020-155 Emergency Suspension of the Rules

Expenditure list will be listed on the Website.

John Morgan makes a motion to Note and Place on File. Cindy Shaw Seconds the motion.

12 Yeas ONays

SECTION 3: ORDINANCES AND RESOLUTIONS SUSPENSION OF THE RULES FINAL PASSAGE

1.COUNCIL BILL NO. 2020-02

ORDINANCE NO. 2020-02

AN ORDINANCE AMENDING ORDINANCE 204, Section 4 and CHAPTER 10.40, ENTITLED "SPEED LIMITS", OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) SPECIFICALLY AMENDING SECTIONS 10.40.040 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan makes motion and Cindy Shaw Seconds. Place on 2nd reading, 12 Yeas 0 Nays

1.RESOLUTION NO. 2020-12

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW HEALTH DEPARTMENT FROM THE U.S. FOOD AND DRUG ADMINISTRATION GRANT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan makes motion to on final reading and pass Shaw seconds.

12 yeas 0 nays

2.RESOLUTION NO. 2020-13

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW HEALTH DEPARTMENT FROM THE NATIONAL ASSOCIATION OF CHRONIC DISEASE DIRECTORS TO PROVIDE SERVICES UNDER THE NACDD GRANT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

John Morgan makes motion to on final reading and pass Shaw seconds.

12 yeas 0 nays

John Morgan make motion to suspend the rules of 2020-12 and 2020-13 with out judiciary meeting.

12 Yeas 0 Nays

1.RESOLUTION NO. 2020-16

A RESOLUTION AUTHORIZING THE ELECTION ADMINISTRATOR FOR THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA TO CONDUCT THE JUNE 2, 2020 PRIMARY ELECTION AS A MAIL BALLOT ELECTION.

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

CALENDAR OF OTHER MEETINGS AND EVENTS

April 1, 2020, Airport Authority, 12:00 pm, Bert Mooney Airport Authority Admin. Office

April 1, 2020, Butte AIDS Support Services, 7:00 pm, Community Center

April 1, 2020, Board of Health, 7:00 am, Health Dept. Conference Room



April 2, 2020, Civic Center, 12:00 pm, Civic Center Hospitality Room
April 2, 2020, East Butte RRA, 9:00 am, 1st Floor Conference Room, *ad hoc basis*
April 7, 2020, Fire Advisory Committee, 5:30 pm, Butte 1st Floor Conference Room
April 7, 2020, Historic Preservation Commission, 5:30 pm, Council Chambers
April 7, 2020, Weed Board, 7:00 pm, Weed Office, 25 West Front
April 8, 2020, Land Sales Committee, 1:30 pm, First Floor Conference Room
April 8, 2020, Law Enforcement Commission, 4:00 pm, Chief Executive Conference Room
April 8, 2020, Public Library Board, 5:00 pm, 3rd Floor, Library Bldg.
April 9, 2020, Greenway Service District Board, 4:30 pm, Anaconda Comm. Service Bldg.
April 10, 2020, TIFID, 12:00 pm, Business Development Center
April 13, 2020, Archives, 12:00 pm, Archives Center
April 13, 2020, Fair Board, 6:00 pm, Perkins or HOPS Meeting Room
April 14, 2020, Superfund Advisory (SARTA), 6:00 pm, Butte Justice Center

ADJOURN

MEETINGS

DUE TO COVID-19 PANDEMIC, COMMITTEE MEETINGS WILL RESUME AT A LATER DATE.

REPORTS

COMMITTEE OF THE WHOLE MEETING REPORT

MARCH 25, 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. COMMUNICATIONS

1.COMMUNICATION NO.19-466

Eric Mankins, Commissioner District #9 requesting Council of Commissioners authorize the Chief Executive to discuss a change in the zoning ordinance requiring Community Residential Facilities (as defined by State Law) to obtain a conditional use permit within Butte-Silver Bow County in all residential zoning districts including R-1, R-2, R-3, R-4S and R-C.

Cross Reference with Resolution 2020-06 and Place on File

2.COMMUNICATION NO. 19-578

Gary Rundle, Citizen requesting Council of Commissioners consideration to purchase property located at 1820 Banks Ave, Butte MT. I wish to redeem the property from Butte-Silver Bow before the tax sale in February.

Hold in Abeyance

3.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.

Hold in Abeyance

4.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

5. COMMUNICATION NO. 2020-102

Karen Sullivan, Health Department Officer requesting Council of Commissioners to schedule a Public Hearing for March 18, 2020 for the purpose of amending the fiscal year 2019-2020 budget to allow for increased expenditures of unanticipated revenue resulting from a grant, the U.S. Food & Drug Administration, Health Department budget, 1000.000.3311.21.000.

Place on File

6. COMMUNICATION NO. 2020-103

Karen Sullivan, Health Department Officer requesting Council of Commissioners to schedule a Public Hearing for March 18, 2020 for the purpose of amending the fiscal year 2019-2020 budget to allow for increased expenditures resulting from an MOU for Community Participants to attend Disability Inclusive Health Communities Summit Training by the National Association of Chronic Disease Directors, Developmentally Disabled budget, 2984.000.3311.17.000.

Place on File

7.COMMUNICATION NO. 2020-125

Danette Gleason, Finance and Budget Director requesting Council of Commissioners for time on the April 8, 2020 Committee of the Whole Meeting for opening proposals for a private placement direct bank loan. This loan, in the amount of \$1,850,000, is needed to cover costs associated with Phase I of the Public Safety Communication System Modernization Project.

Hold in Abeyance

8.COMMUNICATION NO. 2020-128

Mark Neary, Public Works Director requesting Council of Commissioners for time on the Council of Commissioners April 1, 2020 Council of Commissioners Regular Meeting to open bids for Asphalt Oil Supply for the 2020 season.

Hold in Abeyance

9.COMMUNICATION NO. 2020-129

Mark Neary, Public Works Director requesting Council of Commissioners to hold a bid opening on April 15, 2020 related to the Cell IV Expansion project for the Landfill.

Hold in Abeyance

10.COMMUNICATION NO. 2020-130

Mark Neary, Public Works Director requesting Council of Commissioners to hold a Public Hearing to be held on April 1, 2020 regular meeting, for Sole Source of Solar Bee's for the Basin Creek



Reservoir. We hope to purchase the Solar Bee's in Fiscal Years 2020 and 2021.
Hold in Abeyance

11.COMMUNICATION NO. [2020-132](#)

Jim Fisher, Commissioner District 6 requesting Council of Commissioners to consider drafting a Resolution that would amend the Butte-Silver Bow Charter pursuant to the attached certificate #2, to eliminate the twelve (12) elected Council of Commissioners and the elected Chief Executive positions. Those positions would be replaced with a Legislative Commission consisting of five (5) City-County Representatives elected at large by the electors of Butte-Silver Bow County Montana.
Hold in Abeyance

ADJOURN

FINANCE & BUDGET COMMITTEE MEETING REPORT
MARCH 25, 2020

*7:00 PM BUTTE-SILVER BOW COURTHOUSE COUNCIL CHAMBERS
COUNCIL OF TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COMMISSIONERS*

Ladies and Gentlemen,

We, your Committee of the Finance and Budget Committee, respectfully recommend as follows: Expenditure report for the week of March 25, 2020 was reviewed and approved for the amount of \$ 763,571.26 for FY 2020.

<u>Committee Members</u>	<u>Present /Absent</u>
Brendan McDonough Chair	P
Bill Andersen, Vice Chair	A
Dan Callahan	P
Jim Fisher	A
Josh O'Neil	P
Michele Shea	P

PUBLIC WORKS COMMITTEE MEETING REPORT

MARCH 25, 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:

1. COMMUNICATION NO. [2020-90](#)

Eldon Beall 315 S. Dakota Street Butte, Mt requesting Council of Commissioners provide more clarification on speed limits around Emma Park which is also a Bus Route by Butte High School.



Also, we are asking that the snow be plowed around the park by Parks and Rec and or by the City.
Put in Suspense File for one year

2.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 Refer to Public Works Director to ask MDT to consider a speed study

PUBLIC WORKS COMMITTEE MEMBERS:

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

JUDICIARY COMMITTEE MEETING REPORT

MARCH 25, 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:

1.COMMUNICATION NO. [2020-46](#)

Michele Shea, District 2 Commissioner requesting Council of Commissioners consider establishing a process providing for the sale and disposition of real property during the period between a first tax sale auction and a second tax sale auction. This would require that the County Attorney prepare and introduce such a resolution as provided.

Cross Reference with Resolution 2020-15 and Place on File

2.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.

Hold in Abeyance.

3. COMMUNICATION NO. [2020-116](#)

Eldon Beall, 315 South Dakota Street requesting Council of Commissioners to amend Council Bill 19-5, Ordinance No. 562 Section 3-4 of the B-SB MC.

Note and Place on File



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.

Hold in Committee until Public Hearing is scheduled.

2.COUNCIL BILL NO. 2020-02

ORDINANCE NO. 2020-02

AN ORDINANCE AMENDING ORDINANCE 204, Section 4 and CHAPTER 10.40, ENTITLED "SPEED LIMITS", OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) SPECIFICALLY AMENDING SECTIONS 10.40.040 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Second Reading

JUDICIARTY COMMITTEE MEMBERS:

Chairman: Brendan McDonough P Vice

Chairman: Shawn Fredrickson P

Michele Shea P

Dan Olsen P

Eric Mankins P

John Sorich P



CITY-COUNTY

DAVE PALMER
CHIEF EXECUTIVE

Date

ATTEST:

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:14 PM
Actual Duration:
Time limit:

Q1.1.RESOLUTION NO. 2020-16

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
Danette Gleason

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:13 PM
Actual Duration:
Time limit:

Q1.2.RESOLUTION NO. 2020-13

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
Danette Gleason
✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:10 PM
Actual Duration:
Time limit:

Q1.1.RESOLUTION NO. 2020-12

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
Danette Gleason

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:09 PM
Actual Duration:
Time limit:

Q1.Suspension of Rules for Resolution2020-12, 13

Answers	Results	%
Yes	12/17	71
Noi	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
Danette Gleason

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:07 PM
Actual Duration:
Time limit:

Q1.1.COUNCIL BILL NO. 2020-02 ORDINANCE NO. 2020-02

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dpalmer ●
ejoyce ●
bandersen ●
joneill ●
Jon ●
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary ●
Danette Gleason ●
✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:05 PM
Actual Duration:
Time limit:

Q1.Communication 2020-155

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
Danette Gleason
✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 9:01 PM
Actual Duration:
Time limit:

**Q1.11.COMMUNICATION NO. 2020-152 - Motion to End All Motions - - -
Concur with 2020-
152, Hold public meeting on April 15 & May 6 and reassess at that time.**

Answers	Results	%
Yes	11/17	65
No	0/17	0
Abstain	0/17	0
No Answer	6/17	35

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dgleason
dpalmer
ejoyce
bandersen ●
joneill
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 8:11 PM
Actual Duration:
Time limit:

Q1.2020-150 To April 15

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dgleason
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 8:09 PM
Actual Duration:
Time limit:

Q1.5.COMMUNICATION NO. 2020-146

Answers	Results	%
Yes	11/17	65
No	0/17	0
Abstain	0/17	0
No Answer	6/17	35

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan
dgleason
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 8:07 PM
Actual Duration:
Time limit:

Q1.Consent Agenda

Answers	Results	%
Yes	10/17	59
No	0/17	0
Abstain	0/17	0
No Answer	7/17	41

Attendees

- jsorich ●
- jfisher
- bmcdonough ●
- cshaw ●
- jpmorgan ●
- mshea ●
- dcallahan
- dgleason
- dpalmer
- ejoyce
- bandersen ●
- joneill ●
- Jon
- dolsen ●
- emankins ●
- Shawn Fredrickson ●
- mneary

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 8:01 PM
Actual Duration:
Time limit:

Q1.Suspension of the rules 2020-155

Answers	Results	%
Yes	12/17	71
No	0/17	0
Abstain	0/17	0
No Answer	5/17	29

Attendees

jsorich ●
jfisher ●
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dgleason
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary

✓Correct Answer

Individual Poll Results

Meeting:

Topic: Council of Commissioners -
Regular Meeting
Host: Jason Parish
Number of attendees:17

Poll:

Type: Individual results
Date: Wednesday, April 1, 2020
Starting time: 7:58 PM
Actual Duration:
Time limit:

Q1.APPROVAL OF THE MINUTES

Answers	Results	%
Yes	11/17	65
No	0/17	0
Abstain	0/17	0
No Answer	6/17	35

Attendees

jsorich ●
jfisher
bmcdonough ●
cshaw ●
jpmorgan ●
mshea ●
dcallahan ●
dgleason
dpalmer
ejoyce
bandersen ●
joneill ●
Jon
dolsen ●
emankins ●
Shawn Fredrickson ●
mneary
✓Correct Answer

joneill

Jon

dolsen

emankins

Shawn Fredrickson

✓Correct Answer

Davies, Barbara

From: R Edward Banderob <REBanderob@outlook.com>
Sent: Wednesday, March 25, 2020 12:51 PM
To: BSB Public Input
Subject: PUBLIC COMMENT ON ANY ITEMS ON THE AGENDA

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.

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS COMMITTEE OF THE WHOLE MEETING AGENDA WEDNESDAY,
MARCH 25, 2020

PUBLIC COMMENT ON ANY ITEMS ON THE AGENDA

R. Edward Banderob, 2601 Grand Ave., Butte, MT Resident

Reference: 11.COMMUNICATION NO. 2020-132

- requesting Council of Commissioners to consider drafting a Resolution that would amend the Butte-Silver Bow Charter

Yes, we do need a change in the form of our local government.

First of all we need the B-SB Council of Commissioners to implement clauses 3.03(c), 3.03(e), and 3.03(l) of the current B-SB City-County Charter.

Then we need the B-SB Council of Commissioners to consider rectifying; That when in the current B-SB City-County Charter the CEO was designated to be; "The presiding officer for all regular and special meetings of the Council of Commissioners" inadvertently (or maybe not so inadvertently) not only was the City and County Governments consolidated, but the Executive and Legislative Branches of our local government were also effectively consolidated.

But there is a Third Option to what is being proposed.

Taking the good of both the current Charter Form of Government and the proposed Council-Manager form of government and making a better form of government by amending the current charter to include the best parts of both forms.

In his article in the Montana Standard Mike Smith wrote: "A formal effort is now under way to cut the number of Butte-Silver Bow commissioners from 12 to five . . . (to) be called city-county representatives elected at large instead of by districts. As I understand it the proponents are proposing five full time "commissioners" elected at large. (We are not going to get qualified people to spend the money to run for the office if they are not paid a full time salary.) That would be five more full time bureaucratic, and no one being responsible to any one. No one being responsible to, or representing any neighborhood.

Mike Smith wrote in his article that the proponents said: "A big advantage to having a city manager, he said, is that person often has college degrees in public administration and experience running cities."

Yes having a CEO with city management education and experience would be an advantage. But our CEO is in effect our current City-County Manager with Butte-Silver Bow experience, and including the City-County management education and experience in the requirements for the person to run for the office would be simple.

Or that the Manager be hired as an Assistant to the CEO.

Or (in that one of the concerns of the proponents is that the Commissioners do not seem to have time to delve into the technical aspects of issues sufficiently), that the Manager be hired to work part time for the CEO, and part time for the Council of Commissioners.

Mike Smith wrote that the proponents said; "Even if a professional manager in Butte made the top salary in the state, \$190,000, that and pay for five council members would be about \$101,000 less than what commissioners and the chief executive cost now."

When I calculate a Professional Manager at the same \$142K wages and benefits as the current CEO and Five full time "Representatives" at a Butte-Silver Bow Living Wage of about \$55K each for about \$275K I come up with an additional cost of about \$19K a year not a savings of \$101K, and The People losing control and neighborhood representation to paid bureaucrats.

--

Sent From My Old Clunker

Phone: 406 723 3736 Email: REBanderob@outlook.com

Davies, Barbara

From: Geoff Gallus <ggallo_butte@hotmail.com>
Sent: Wednesday, March 25, 2020 9:30 AM
To: BSB Public Input
Subject: Comm. # 2020-132

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.

Dear Chief Exec Palmer and Council Members, In the matter of a proposed Resolution to amend the BSB Charter while eliminating the position of Chief Executive and replacing our current governing body of 12 sitting representatives with 5 at large office holders I must express my absolute opposition. The citizens of Butte Silver Bow had an opportunity to weigh in on this matter at the ballot box during the last general election in 2016 and strongly rejected such a move. Many in our community see this as a move to consolidate power in the hands of a few and to remove a fundamental check and balance built into our current charter. It is to many viewed as an end run around the democratic process by those who wish to do by fiat what they could never accomplish at the ballot box. The proponents of this amendment in touting the benefits of hiring a City Manager who serves at the pleasure of themselves are comparing apples and oranges while they compare our consolidated city/county to other cities in a Montana. We all want to see efficiency in our local government but not at the expense of our democratic principals and core values. I will say furthermore that to address such a matter that goes to the very foundation of our representative government at a time of national crisis, when public comment is naturally stifled, make absolutely no sense. This amendment should be abandoned because the people of Butte Silver Bow have already spoken on this. They have rejected it. And if not totally abandoned should at a minimum be tabled until a cross section of our people can be heard on this matter under the current rules dictating public comment.

Sincerely,
Geoffrey J. Gallus
2701 Phillips St.

Sent from my iPhone

Davies, Barbara

From: R Edward Banderob <REBanderob@outlook.com>
Sent: Wednesday, March 25, 2020 12:07 PM
To: BSB Public Input
Subject: PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

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.

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS COMMITTEE OF THE WHOLE MEETING AGENDA WEDNESDAY,
MARCH 25, 2020

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

R. Edward Banderob, 2601 Grand Ave. Butte. MT.
Concerned Citizen

B-SB Commissioners

I commend the B-SB Administration on bring forth COMMUNICATION NO.
2020-141 requesting a loan program to assist Butte and Silver Bow small businesses.

But did I miss something?

Where are the Special Meetings - Emergency Communications requests from the Commissioners?

- requesting/approving the \$127K of Emergency Funding for; Equipment, Supplies, and Firstresponder and Health Personnel Planning, Preparing, Training and Practicing Emergency Procedures to deal with the Coronavirus in Butte-Silver Bow
- requesting the B-SB Government draft and approve an emergency mill levy so our Firstresponders and Health Providers will have the funds (on a contingency bases if need be) to subsidize the hospitals, care centers and Health Department to set up and operate Community Isolation Centers for those testing positive (if we ever get enough test kits to do the testing that we should be doing) and creating and operating isolated Treatment Wings and/or Buildings they most probably will need to deal with this crises.
- requesting that the Council of Commissioners and The Public get weekly detailed updates from the Unified Health Command on what is the local situation, and what this Local Government is doing to prepare and practice what is needed to prevent the spread of the virus, and treat those who are and may become infected.
- requesting our Commissioners discuss the status of the coronavirus situation in our community and what they should be doing to educate, encourage and lead their constituents to prepare and practice what is needed to prevent the spread of the virus.

Is the health of the Fish and the Economy more important than saving human lives?

--

Sent From My Old Clunker

Presently, we have a form of local government that may seem cumbersome and slow to some people. This 'slowness' protects the citizens of Butte from a temporary swing of the Council of Commissioners from right to left or left to right from quickly changing and/or removing the built in restraints of the charter. One of the original ideas of a change to non-partisan offices in the county was to increase the likelihood of Republicans to win local races. The proposed county charter changes seem eerily similar.

The latest proposal to reduce the number of commissioners to five, and to elect them at large, is a blatant attempt for a minority (a well funded one, at that) to control the county government. As now constituted, commissioners from 'the hill', lower west side, east side, middle, southwest, southeast, and the area outside Butte's original city limits, are representatives of those citizens in twelve areas, and all get to debate government direction. Under the proposed changes, all five commissioners could come from one area of the county. As we have seen in our national elections, well funded candidates have much more name recognition, literally buying their way into relevancy. Under the present system, five represents a minority view on the council, while under the proposed plan, this same minority, voting as a bloc, gets to select the city manager, who is answerable to the reduced council, taking away one of the 'checks and balances' of the voters, who now select the chief executive and the veto power he wields. I would personally prefer a CEO elected from among the residents of the county, and answerable to all the voters every four years, instead of a 'professional' selected by the council of five, selected from a nationwide search, who will leave for a better gig when one presents itself. The better job the professional does, the sooner new opportunities arise

Bottom line: the people of Silver Bow County deserve to be represented by their neighbor, who is familiar with the challenges of the district in which they live.

Terry L Schultz

2210 Elm St

Butte, MT 59701

Davies, Barbara

From: John Ray <bodinman2003@yahoo.com>
Sent: Tuesday, March 31, 2020 10:34 AM
To: Morgan, John; Commissioners; Palmer, Dave; Bill Andersen District Ten; Michelle Shea; Cindi Shaw; John Sorich; BSB Public Input
Cc: John Ray; Dana Barnicoat; Sesso, Jon; Maffei, Mollie; Joyce, Eileen; Sullivan, Karen; Hassler, Eric
Subject: Public Comment on Consent Decree. Yes to proposal for a virtual meeting on April 15. Yes to getting this thing done.

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 wholeheartedly and completely support the idea advanced by Mr. Morgan of having a virtual public meeting on the consent decree on April 15th.

I do so for the following reasons:

1. People will have ample opportunity to comment in writing on or before April 15th. Citizens will also be able to call in during the meeting.
2. There has been, since it was released, abundant and ample opportunities for citizens to make their views known. The positions and arguments on both sides have been fully expressed and I don't see what would be gained by waiting for months in order to afford members of the public the physical opportunity to speak before the Council. If the goal is efficacious public input, that can be done on or before the meeting.
3. It is time to move on this thing. Delay can lead to an unraveling of what people have worked long and hard to produce. Please remember, until this is filed with the court, parties to the decree can change their minds. Oil is down to twenty dollars a barrel which could lead oil companies to rethink company largess. The recent Pakootas decision stipulates that Superfund cannot require remediation of smelter dust which accounts for much of the problem in Butte homes. Do we really want to take the chance to have to go back to square one or to have to settle for an EPA unilateral order? The ban on public meetings could last for months; why wait? What will be gained? What could be lost?
4. Based on my research, it would comply, given these extraordinary times, with both the spirit as well as the letter of Montana's open meeting and public comment requirements.
5. The previously afforded opportunities for public input--community meetings, public meetings, etc.that have already been held on the Consent Decree, go far beyond anything that is required. For example, these opportunities for public input go far beyond what was done for the Mine Flooding OU Consent Decree. There are no legal requirements to have all of these opportunities for public input prior to the county's signature.

Therefore, I applaud the idea of holding a virtual public meeting on April 15. Thanks to Mr. Morgan. I ask the Council of Commissioners to fully endorse his proposal.

Dr. John W. Ray

Davies, Barbara

From: Travis McAdam <travismcadam406@gmail.com>
Sent: Tuesday, March 31, 2020 10:18 AM
To: BSB Public Input; Commissioners
Subject: Oppose Local Government Restructuring

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.

Dear Commissioners –

I am writing to express my opposition to the effort to restructure local government to reduce the number of commissioners and employ a city manager. We currently have a great democratic-based system with the district approach. As a community member, I have incredible access to my commissioner, because he essentially comes from my neighborhood. Because of that access, our current district-based model provides a type of direct representation that the proposed changes lack.

As for employing a city manager, it sounds good in theory. However, I have seen in multiple communities around the state that a city manager position often usurps the power of the commission and mayor (or chief executive in our case) over time. As a city manager takes over more of the day-to-day tasks, our elected officials become more figureheads than policy makers. Under our current system, if community members are unhappy with commissioners or the chief executive, there is a clear way to address it through voting people out of office. With a city manager, there is no direct democratic action to take. The position can easily become too powerful and insulated. I would much prefer to see our elected leaders continue making decisions.

Thank you for your consideration, and please vote against any efforts to change our current system.

Sincerely,
Travis McAdam
61 Wathena Dr.

Davies, Barbara

From: R Edward Banderob <REBanderob@outlook.com>
Sent: Wednesday, April 1, 2020 10:51 AM
To: BSB Public Input
Cc: Commissioners; Palmer, Dave; Kohn, Kareniesa; Gleason, Danette
Subject: 2020-04-01 - Comments - Calming Fear and Panic

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.

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA WEDNESDAY, APRIL 1, 2020

PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

R. Edward Banderob, 2601 Grand Ave.

SECTION 1: CONSENT AGENDA B. COMMUNICATIONS

6. COMMUNICATION NO.2020-147

- requesting preparation of requests and authorization of same for Emergency Funding to deal with Coronavirus in Butte-Silver Bow, that the Unified Health Command give regular update to this Council and The Public, and that this Council discusses the Coronavirus (COVID-19) Pandemic situation

I agree with Council Chair Morgan; that our Council should only be receiving "request that truly need Council action". This request truly needs B-SB Council action immediately.

Thank you for noting the concerns of the citizens of the Greater Butte Silver Bow Community.

The People look to our Council of Commissioners and The Members Thereof not only for governance, but also for neighborhood leadership during these trying times so I ask:

- Is our local Unified Health Command in the process of implementing the South Korea evidence based effective model to control the spread of the coronavirus?

- If testing kits and other critical equipment and supplies are not forthcoming from the CDC and FEMA has our local government requested that the Governor of the State of Montana contact the Government of South Korea and asked for AID?

- Has the Unified Health Command put out a call to local fabricators and cottage industry to make respirators, ventilators, hazmat suits (Every firstresponder and health care provider should have three sets of hazmat PPE; One on, One clean, and One being washed and dried. You do not see the South Koreans running around in surgical gowns.) and other vital equipment and supplies if they are not available from other sources?

- Why has no one talked about 1950's style radio active personal dust decontamination procedures when returning home, a practice that might be very effective keeping the virus out of one's own home?

- is our hospital putting up temporary walls to create isolated isolation wings?

- why is our Council not asking for regular open updates from the Unified Health Command and talking about what they as Commissioners and neighborhood leaders can do to assist?

As stated in the communication Fear and Panic are magnified by obscurity and uncertainty, and are calmed by knowledge, understanding and preparedness.

I commend this local and state government for making the hard decisions that hopefully will keep us all safer.

The knowledge that our hospital and the Montana Tech Nursing Department are collaborating and that groups are sewing masks to prepare is calming.

I commend CEO Palmer for COMMUNICATION 2020-151 requesting to be allowed to enter into necessary professional service agreements due to quarantine and isolation measures.

I commend CEO Palmer and Finance & Budget Director Gleason for building back the Butte-Silver Bow reserve so B-SB has the funds needed to initiation deal with of this crisis.

But the uncertainty of not being informed regularly by the B-SB Unified Health Command and/or our B-SB Council as to what the local situation is and what actions are being undertaken locally to prepare is unsettling.

Not seeing our Commissioners even discussing what they might be doing to inform and assist is also unsettling.

Not knowing if anyone is coordinating a call to local fabricators to cobble together makeshift ventilators when they will be needed , and if a call has been put out for cottage business to sew together personal protective hazmat type suits with hoods for our firstresponders and health care providers when they will be needed is unsettling.

Again thank you CEO Palmer for informing us last week of the State of Montana and the Local Health Directors mandates.

But I am sure the citizens of Butte Silver Bow and hopefully this Council would appreciate regular News Releases and Briefings as to what is the local situation and what is being done locally by our Unified Health Command and this Government to prepare.

-- Sent From My Old Clunker Phone: 406 723 3736 Email: REBanderob@outlook.com

Davies, Barbara

From: Lynn Heinze <clheinze45@gmail.com>
Sent: Wednesday, April 1, 2020 7:30 AM
To: Commissioners
Subject: Changes to Charter

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 you to voice my opposition to the current suggestion the Butte-Silver Bow Commissioners restructure. There are several reasons for my opposition:

1. This move reduces the democratic process, by taking the power out of the hands of the voters and putting it in the hands of a select few...in direct opposition to the US Constitution.
2. Having members-at-large leaves room for lack of accountability and transparency.
3. Having a City Planner instead of a Chief Executive completely eliminates the executive branch of the checks and balances system.
4. Given the current pandemic crisis, voters of Butte-Silver Bow do not have the opportunity to acquire accurate information or research in order to make an informed decision on the matter.
5. Additionally, this very issue was decided by the voters in 2014. Their clear and educated vote was NO.

Thank you for your time and consideration.

Carol Lynn Heinze
602 W. Broadway
Butte, Montana 59701

Davies, Barbara

From: Steve Wellman <swart@bresnan.net>
Sent: Wednesday, April 1, 2020 9:47 AM
To: BSB Public Input
Subject: Support of the Consent Decree.

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.

April 1, 2020

Council of Commissioners
Courthouse Building
155 West Granite Street
Butte, MT 59701

RE:
Consent Decree

Dear Ladies and Gentlemen:

I am writing in support of the Consent Decree.
Strong Support.
Now is the time.

I have followed the newspaper articles, editorials, guest opinions and letters to the editor—Closely.

I have also attended several public meetings.

In addition, I have hiked and biked in amazement through current and future remediation sites.

I support moving forward on the Consent Decree.
I am excited about the waste removal and amenities it will provide--not to mention the jobs it will maintain and create.

I would request that you approve the CD.

Thank you for your time.

Steve Wellman
Butte, Montana

Davies, Barbara

From: Mike Paffhausen <mike.paffhausen.d91m@statefarm.com>
Sent: Wednesday, April 1, 2020 1:01 PM
To: Commissioners
Cc: Shanna Adams; JJ Adams; cmarkovich@markovichinc.com; Joe Griffin
Subject: RE: Pending Council Vote

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.

Chief Executive Dave Palmer & Council of Commissioners-

I found the article in today's paper insulting to my peers in the Engineering Community, and to all of those who have poured themselves into this Consent Decree. I also took offense on your behalf, as your character seemed to have been called into question as well. Which has prompted me to follow up with you from my prior email.

I implore you to **TRUST** in the Engineers, Lawyers, Technical Professionals, and Consultants who have poured their souls into this document. Many of whom are County People, being hired directly or indirectly. If anyone deserves your trust it is them.

Attached below is the [*Oath of an Engineer*](#), which every Engineer says upon graduating. Since the integrity of the industry is being questioned, I politely fully ask you to read the following:

I am an Engineer. In my profession, I take deep pride. To it, I owe solemn obligations.

As an engineer, I pledge to practice integrity and fair dealing, tolerance and respect, and to uphold devotion to the standards and dignity of my profession. I will always be conscious that my skill carries with it the obligation to serve humanity by making the best use of the Earth's precious wealth.

As an engineer, I shall participate in none but honest enterprises. When needed, my skill and knowledge shall be given, without reservation, for the public good. In the performance of duty, and in fidelity to my profession, I shall give my utmost.

Lastly and most importantly, with the macro-economic outlook being so bad, and news being so bleak, the Council is holding the keys to some positive news to help ignite Butte's economy. I again respectfully ask that you call for the vote, and vote YES to allow Dave Palmer to sign the CD. It is what I, and the majority of business owners believe is in the best interest of Butte.

I repeat again, gritty people do gritty things, when gritty things need to be done. I believe this is one of the moments, and this is exactly why your constituents trusted in you with their votes.

Best Regards,

Mike Paffhausen

From: Mike Paffhausen
Sent: Wednesday, March 4, 2020 5:16 PM
To: 'commissioners@bsb.mt.gov' <commissioners@bsb.mt.gov>
Cc: 'Shanna Adams' <shannamadams@gmail.com>; 'JJ Adams' <josephjohnadams@gmail.com>;

'cmarkovich@markovichinc.com' <cmarkovich@markovichinc.com>

Subject: Pending Council Vote

Council of Commissioners-

I wanted to offer my support representing the large and silent majority of the business community who believes the CD will do great things for Butte's Economy. I invite you to vote **YES** when the opportunity presents itself, as I believe that vote will be the start of the greatest economic revitalization of a postindustrial superfund community since the inception of CERCLA.

Also, as a 33 year old business owner, a husband and a parent, I feel my wishes and wants, and possibly the vast majority of Butte's wishes and wants, have been mischaracterized by those speaking on our behalf. Please consider this email me speaking on my own behalf, and likely on behalf of the 90% of Butte's residence who's signatures are not on a petition list. Lastly, I also serve on the Uptown Butte Master Plan Steering Committee, and feel that voting **YES** on the CD plays a critical role in the health and revitalization of Uptown Butte Proper.

Voting **YES** does not mean:

1. You are voting for the 600,000 cubic yards of mine waste to be placed into a specific repository.
 - a. The location of the repository will be determined down the road, with all the appropriate analysis including public input.
2. You are voting down the spirit of the ROCC movement.
 - b. Their efforts have been heard, and our community will greatly benefit from numerous elements of the CD that only exist because of them. Butte is getting a great deal out of the this CD, in the tune of approximately \$100,000,000 of extra work that nobody could force AR to complete. This is a tremendous good will gesture by AR, I feel grateful for it, and feel ROCC is to credit for it.
3. You are voting to let AR off the hook.
 - c. I have six years of work history operating as a Civil Engineer on the **BPSOU** site (PEL-PE-LIC-32974). The CD is protective of human health and the environment, and provides financial assurance (i.e. lines of credit, bonds, trust accounts) to ensure this is well funded, forever. The CD also includes numerous clauses, stating that if the during the monitoring period the remedy doesn't appear to be working, that AR will have to start over. EPA/DEQ/NRD will not allow this remedy to be ineffective. I would argue rather, that this document defines just how buried the hook is, not how we are letting them off the hook. I have not heard much opposition from folks with substantive site and technical experience, largely because they are in alignment that contents of the CD are protective, sound, effective, and good for Butte and that should speak volumes for the council.

3,500 signatures were collected on a petition before the unveiling of the contents of the Consent Decree. Meaning before anyone knew what was in it, they signed a petition against it. I implore you to be on the right side of Butte's history, vote **YES** when the opportunity presents itself. My business, our children, and our community are counting on your to make the right call and vote **YES**. Gritty people do gritty things, when gritty things need to be done. This is a tough decision, and I do not envy you, but please show some grit and do what right for Butte.

Best Regards,

<< OLE Object: Picture (Device Independent Bitmap) >>

MIKE PAFFHAUSEN - AGENT