

MINUTES OF THE REGULAR MEETING OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS FOR MAY 7, 2014

The Regular Meeting of the Council of Commissioners was called to order Wednesday, May 7, 2014, in the Council Chambers, Third Floor, Room 312, Courthouse Building, 155 West Granite Street, Butte, Montana by the Chief Executive, Matt Vincent.

ROLL CALL

Commissioner Morgan, *present*

Commissioner Palmer, *present*

Commissioner Andersen, *present*

Commissioner Walker, *present*

Commissioner Foley, *present*

Commissioner Ralph, *present*

Commissioner Shaw, *present*

Commissioner McDonough, *present*

Commissioner Henderson, *present*

Commissioner Fisher, *present*

Commissioner Moodry, *present*

Commissioner Sorich, *present*

STAFF PRESENT

Eileen Joyce, Butte-Silver Bow County Attorney

Kareniesa Kohn, Council Secretary

PRAYER

Commissioner Henderson said the prayer.

PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

R. Edward Banderob, 2601 Grand Ave., stated the following:

- ❖ In regards to Communication No. 14-198, the Greeley Community concurs and thanked Council for their support.

John Rober, 4105 Wynne Ave., read a letter out loud in regards to "Best Value Contracting".

Doug Ingraham, 606 Utah Ave., stated the following:

- ❖ Owner of the Greeley School.
- ❖ Looking to stabilize and save the building.
- ❖ Important to infrastructure in place to attract possible tenants.



Evan Barrett, 807 W. Silver St., stated the following:

- ❖ In support of Best Value Contracting.
- ❖ Hampered by past approach at this.
- ❖ Have been locked into a numbers only game.
- ❖ This will do well for Butte.

Pamela Haxby-Cote, 109 Winky Way, stated the following:

- ❖ In support of Best Value Contracting.
- ❖ Asking Council to vote in support of Best Value Contracting.

Jay Fortune, 116205 Starlight Road, stated the following:

- ❖ Asking Council to consider using local vendors and people on local jobs.

Kristy Vinecke, Acoma Lounge, stated the following:

- ❖ Asking Council to support Evel Knievel Days.
- ❖ Helps with business and revenue.
- ❖ Helps them donate back to the community with services.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF APRIL 16, 2014.

It was moved by Commissioner Shaw, seconded by Commissioner Morgan and passed by a unanimous verbal vote to approve the minutes of the Regular meeting of April 16, 2014.

ITEMS NOT ADDRESSED ON THE AGENDA

None.

CHIEF EXECUTIVE REPORT

Chief Executive Vincent reported the following:

- ❖ Coordinating with Council regarding budgets and budget meetings.
- ❖ Former Finance & Budget Director left a couple of months ago and we are close to having a new one soon.
- ❖ Butte-Silver Bow had a community cleanup day last Friday with participation from all Butte-Silver bow departments.
- ❖ 280 bags of garbage collected.
- ❖ They have reconvened discussions with all involved parties regarding priority soils.
- ❖ There has been a long hiatus.
- ❖ We have been invited back to the table in those discussions.



**SECTION 1 BID OPENING
COMMUNICATION NO. 14-176**

DAN DENNEHY, DIRECTOR, EMERGENCY MANAGEMENT AGENCY, REQUESTING COUNCIL'S AUTHORIZATION TO HAVE A BID OPENING ON MAY 7, 2014 REGARDING ITEMS FOR THE BUTTE JUSTICE CENTER AND EMERGENCY OPERATION CENTER.

Dan Dennehy opened the one bid received.

TWE Enterprise, Billings, MT. No Bid Bond Received.

Mr. Dennehy stated they would contact TWE Enterprises.

County Attorney Joyce stated there was a bid bond required and they would have to rebid the project.

**SECTION 2 PUBLIC HEARING
COMMUNICATION NO. 14-161**

CAPTAIN DOUG CONWAY, BUTTE-SILVER BOW LAW ENFORCEMENT DEPARTMENT, REQUESTING COUNCIL'S AUTHORIZATION TO SUBMIT A GRANT APPLICATION FOR THE JUSTICE ASSISTANCE GRANT (JAG) AND TO HOLD A PUBLIC HEARING ON MAY 7, 2014 TO RECEIVE COMMENTS ON THE APPLICATION AS WELL AS THE ALLOCATION OF THE FY 2014-15 JUSTICE ASSISTANCE GRANT IF AWARDED.

Undersheriff George Skuletich stated this is a yearly grant they put in for electronics, including computers used in the Law Enforcement Department.

Chief Executive Vincent opened the Public Hearing. He called for any proponents. There were none.

Chief Executive Vincent called for any opponents. There were none. The Public Hearing was closed.

SECTION 3 CONSENT AGENDA

- A. 1. COMMITTEE OF THE WHOLE MEETING REPORT
- 2. FINANCE AND BUDGET COMMITTEE MEETING REPORT
- 3. JUDICIARY COMMITTEE MEETING REPORT
- 4. PUBLIC WORKS COMMITTEE MEETING REPORT

B. COMMUNICATIONS

Before entertaining a motion for approval of the Consent Agenda, Chief Executive Vincent called for any friendly amendments or segregations.



Commissioner Shaw segregated #33, Communication No. 14-226.

Commissioner Palmer segregated #12, Communication No. 14-204.

Commissioner McDonough segregated #4, Communication No. 14-196.

Commissioner Henderson segregated #19, Communication No. 14-211.

It was then moved by Commissioner Shaw, seconded by Commissioner Morgan and passed with a unanimous verbal vote to approve the Consent Agenda, Section A, Items 1 through 4, and Section B, Items 1 through 33, with exception to nos. 4, 12, 19, and 33.

Segregation - Communication No. 14-226

Chief Executive Matt Vincent, requesting Council's authorization for the Chief Executive and the Council of Commissioners to sign a letter of support to be sent to the Montana Public Service Commission for NorthWestern Energy's proposal to purchase hydroelectric dams.

Chief Executive Vincent stated the following:

- ❖ This is an enormous proposal.
- ❖ He handed out a draft letter.
- ❖ Long-term prices will be stable after a small increase.
- ❖ NWE have investigated the dams.
- ❖ This purchase will diversify their portfolio.
- ❖ NWE is a largely Montana based corporation.
- ❖ This will give them more corporate stability.
- ❖ PPL employees will become NEW employees.

Pat Corcoran, NorthWestern Energy, stated the following:

- ❖ This is an important transaction for NWE.
- ❖ They have been working hard to fix what happened with Montana Power.
- ❖ 50% of their portfolio is at the mercy of the market.
- ❖ PPL decided to sell their hydroelectric assets.
- ❖ They have been successful at working with them to put together an acceptable package.
- ❖ It is a \$900 million purchase price.
- ❖ Costs will be stable after first year.

Commissioner Foley stated the following:

- ❖ He did attend the meeting.
- ❖ He appreciates the explanation given tonight.
- ❖ They need to look at other issues before making this decision.



- ❖ John Winston, an economist, stated his opinion on this purchase may benefit customers based on assumptions that may not come true.
- ❖ As commissioners, we represent the ratepayers.
- ❖ Not here to oppose but to bring this to everyone's attention.
- ❖ Need to be cautious and look at this more.

Mr. Corcoran stated the following:

- ❖ The Montana Consumer Council is an advocate for consumers with representatives from Washington D.C. and Florida.
- ❖ Dr. Wilson, an economist, has taken issue with many items and is suggesting things that are wrong.
- ❖ If we do not buy this, someone else will, including possible utilities in the Pacific Northwest.
- ❖ We will be buying 50% of our power.
- ❖ We have a one-time opportunity to buy these.
- ❖ A hedge fund could buy them and sell the power on the open market place.
- ❖ We have worked hard on why this is a good thing.

Chief Executive Vincent stated the following:

- ❖ We were told by Montana Power it was a good idea to regulate.
- ❖ Having been at the information session, he felt strongly they need to support this.

Commissioner McDonough stated the following:

- ❖ He was at the listening session.
- ❖ As a citizen and a commissioner, he is in full support of the letter.
- ❖ NorthWestern Energy is looking out for everyone's best interests.
- ❖ He feels there are many communities that will follow Butte-Silver Bow's lead.

It was moved by Commissioner McDonough, seconded by Commissioner Henderson and passed by a vote of 11 yea and 1 nay to concur with the Chief Executive's letter of support. Commissioner Foley voted nay.

Segregation - Communication No. 14-211

Karen Hassler, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign an amendment to an agreement with Pioneer Technical Services regarding the expansion and annual monitoring of the landfill.

Commissioner Henderson stated he has concerns with the amendment. He stated the difference is \$42,000. He asked with a change in work, does it need to be bid out.

Chief Executive Vincent stated they could hold it in abeyance until next week. He stated this was being done to save Butte-Silver Bow millions of dollars in not having to build a fourth cell



in the landfill. He stated he could have Dave Schultz at the next meeting to answer any questions.

It was moved by Commissioner Henderson, seconded by Commissioner Shaw and passed by a unanimous verbal vote to hold Communication No. 14-211 in abeyance until next week.

Segregation - Communication No. 14-204

Terri James, President, Evel Knievel Days, Inc., requesting Council's authorization for the 2014 annual Evel Knievel Days event.

Commissioner Palmer asked if Mr. Jay Ellington could give them an update.

Jay Ellington, Director, Parks and Recreation Department, stated the following:

- ❖ There is an error on page 3 of the Event Form that has now been fixed.
- ❖ He has been working with the Evel Knievel Days group.
- ❖ An Operating Agreement will be coming soon.

Terri James, President of Evel Knievel Days, 10 O'Neil Street, stated the following:

- ❖ She introduced the board of Evel Knievel Days, Inc.
- ❖ They have been meeting once a week.
- ❖ They have accrued 1/3 of needed budget.
- ❖ Their mission is to continue Evel Knievel Days the way it has been done in the past.
- ❖ They have a professional services agreement with Headwaters for accounting services.

Mr. Ellington stated all signatures for the event form had been received.

Commissioner Fisher asked if the operating agreement they were looking at for An Ri Ra is the same as what will be submitted for Evel Knievel Days and other festival groups. Mr. Ellington stated primarily with minor word changes.

Commissioner Fisher asked if the operating agreements usually proceed the special event permits or do they go hand-in-hand. He stated it seemed to him the operating agreement would go first then the special event form.

Mr. Ellington stated the following:

- ❖ They are approaching this from the standpoint of the ordinance being in place.
- ❖ This is something that has already been passed in the past.
- ❖ The operating agreement can be worked out with the knowledge of what equipment will be needed and what labor will be needed.
- ❖ There is a draft in place.



Commissioner Fisher asked if Mr. Ellington if he meant the special event permit. Mr. Ellington stated yes.

Commissioner Fisher stated he noticed there was something in the event form regarding the Original Mineyard and asked if they knew what was going to occur there. Mr. Ellington stated they have been working on changing the site and are trying to utilize the Original Mineyard in the event.

Commissioner Fisher commented the Original Mineyard has specific uses and is concerned about it being used for motocross events. He stated the operating agreement also states Butte-Silver bow would mutually produce the event in #1 of the agreement with An Ri Ra.

County Attorney Joyce stated the following:

- ❖ Please keep questions in regards to the event form for Evel Knievel Days.
- ❖ The operating agreement for Evel Knievel Days is not before Council.
- ❖ This communication is in regards to Special Events Permit for Evel Knievel Days.
- ❖ Her advice is the entity needs a permit before they can enter into an agreement.

Commissioner Fisher asked if it was past practice to do the event form first then the operating agreement. County Attorney Joyce stated this is the first time they are utilizing operating agreements other than the one with Mainstreet Uptown.

Commissioner Shaw stated the following:

- ❖ Thanked everyone from the Evel Knievel board for being at the meeting.
- ❖ This is a new way of doing things.
- ❖ The event form is the place-setter.
- ❖ There will be a communication coming soon regarding an operating agreement.

Commissioner Andersen stated there are others in the audience who would like to speak. He stated it is vital to many businesses that this stays in Uptown Butte. He also stated there has been a lot of animosity regarding this event the last month and this is a great event and opportunity for the community.

Commissioner Sorich asked if it is a requirement they have a 501c3 status for the form or the operating agreement.

Wayne Harper stated the following:

- ❖ It will take 9 to 13 months to receive the 501c3 status.
- ❖ The application has been applied for.
- ❖ They have an EIN number.
- ❖ They are incorporated with the State of Montana.
- ❖ They have entered into a licensing agreement with K&K Productions.
- ❖ No one will make money off the event including the board members.



County Attorney Joyce stated it is not a requirement for an event or event form or operating agreement to have 501c3 status.

Commissioner Henderson asked who applied for the operating agreement. Mr. Ellington stated it was Evel Knievel Days, Inc., the new group Ms. James is president of.

Commissioner Henderson asked if it is a Montana corporation. Mr. Ellington said yes.

Commissioner Henderson asked if they had to have that before they can apply for an operating agreement. Mr. Ellington stated he was not sure if that is a requirement of a special event permit.

Commissioner Henderson asked if it doesn't require it. County Attorney Joyce stated the event form states you need to list your name and address of the person or entity organizing the event. She stated Evel Knievel Days, Inc. is the entity who had applied for the permit. She also stated the issue of an operating agreement is not before Council tonight.

Commissioner Henderson stated to follow up with Commissioner Fisher's comments that he could not think why they would not be approving an agreement before they go through all the work without a 501c3 status.

County Attorney Joyce stated the following:

- ❖ They have passed an ordinance called the "Special Events Ordinance".
- ❖ If an entity meets the requirements, they have to comply with the ordinance.
- ❖ The permit lists all the requirements.
- ❖ It is the same permit that everyone who wants to have a Special Event must fill out.
- ❖ In order to have an event, the permit must be issued first.
- ❖ If there is not permit, then the next step of an operating agreement cannot occur.

Commissioner Morgan asked Mr. Ellington if he had seen the insurance required for the event. Mr. Ellington stated he had not seen it yet but the insurance was forthcoming.

Commissioner Palmer asked who the insurance was written to. Mr. Ellington stated it was written to Evel Knievel Days, Inc.

Mr. Palmer stated he was please it was clarified that Kelly Knievel will not make any money on the event because that possibility had put a cloud over this situation.

Commissioner Fisher stated his main concern has been traffic control and street closures and is in favor of moving forward.

It was moved by Commissioner Andersen, seconded by Commissioner Ralph and passed by a unanimous verbal vote to concur with the request of Communication No. 14-204 and place it on file.



Segregation - Communication No. 14-196

Brendan McDonough, Butte-Silver Bow Commissioner, District No. 8, requesting the Chief Executive to conduct a staff report regarding transparency issues and online reporting with a further analysis of disclosure issues and for the staff report to be reported back to Council with a recommendation.

Commissioner McDonough stated in regards to previous discussion on an online table for votes, he would like to see full transparency. He stated he submitted this to start the discussion or have a staff report from Justin Ringsak.

Commissioner Palmer stated there are many budget implications involved with this and the budget should be looked at.

Chief Executive Vincent stated they were looking at all that and the items in Commissioner McDonough's letter are being considered currently. He stated the discussion could be started at next week's meeting.

Commissioner Moodry stated the following:

- ❖ Agrees transparency is priority one.
- ❖ They all saw the multiple emails received today.
- ❖ How much of Mr. Ringsak's time is being taken up with this?
- ❖ This should not be cumbersome.
- ❖ Thought should be put into this.

Chief Executive Vincent stated they should rest assured and that thought is being put into this and he is currently communicating with Mr. Ringsak.

Commissioner Morgan stated they were getting away from the public calling the commissioners and they should remind the public they can call their commissioner.

It was moved by Commissioner McDonough, seconded by Commissioner Shaw and passed by a unanimous verbal vote to refer Communication No. 14-196 to the Committee of the Whole.

SECTION 4 COMMUNICATIONS TO BE READ AND ACTED UPON

14-220 E. Jay Ellington, Director, Butte-Silver Bow Parks & Recreation Department, requesting Council's authorization for the Chief Executive to sign the operating agreement for the An Ri Ra Festival.

Mr. Ellington stated he and the County Attorney have gone through the agreement and cleaned it up. He stated #2E has been re-written regarding possible funding sources and stated this is the same format used for the Folk Festival.



Commissioner Morgan thanked Mr. Ellington for making the changes to the agreement. He stated he had a concern with Pg.1, #1, the Scope of the Agreement. He stated it sounds like Butte-Silver Bow and An Ri Ra are producing the event together and he has concerns with that.

Mr. Ellington stated it is important to look at these agreements as Butte-Silver bow as a major contributor. He stated they could probably do it on their own but Butte-Silver Bow is providing manpower and facilitation.

Commissioner Morgan stated he understood Butte-Silver Bow provides help to all the festivals but to go to the tax-payer and say they are producing An Ri Ra could cause issues. He stated they should assist with the festivals but they should not be putting them on.

Commissioner McDonough stated he has an obvious conflict and recused himself but stated he could answer questions about the An Ri Ra Committee. He also stated this is really a language issue in the agreement but that Butte-Silver Bow does deserve credit for their part.

County Attorney Joyce stated they could remove the first sentence in the Scope of the Agreement.

Commissioner Morgan stated that would be perfect and thanked her.

Commissioner Fisher stated these were the questions he was asking earlier. He stated #6 has issues, the Assignment of Rights section.

County Attorney Joyce explained that it means the rights and obligations stay with those signing the agreement.

Commissioner Moodry stated the following:

- ❖ Over the last 10 years of festivals and developing festivals, Butte-Silver Bow does assist in the production of the festivals.
- ❖ He feels Mr. Ellington is trying to make the rules for the festivals well-defined.
- ❖ To think Butte-Silver Bow does not produce the festivals is ludicrous.
- ❖ The Original Mineyard would not be what it is today without all the work done on the festivals.

Commissioner Andersen asked if on Pg. 3, Section 2, Item D, if that was use of BET sources and if it is BET owned or Butte-Silver Bow owned. County Attorney Joyce asked if he could point it out again. Commissioner Andersen rephrased the question.

Mr. Ellington stated it is Butte-Silver Bow equipment that is assigned through the BET.

Commissioner Fisher stated in response to Commissioner Moodry's comments that Butte-Silver Bow was to help out the festivals so they could become self-efficient. He stated they need to focus on fixing roads and infrastructure around Butte and felt the taxpayers were letting them know their return on investment regarding the festivals was not good.



Commissioner Palmer stated he realized this is a new agreement. He stated it mentioned the budget will be presented before the event takes place. He asked how the budget looks if they need to pay off the event and hoped the taxpayers would not be left in the end with a bill.

Commissioner McDonough stated the following:

- ❖ Last year they lost \$35,00 and they paid for it.
- ❖ They used funds they raised for other projects to pay their debts.
- ❖ They have considered the ramifications of charging versus a free admission.
- ❖ They are willing to sign any contract they need to.
- ❖ He fully hears everyone's concerns.

Chief Executive Vincent stated the following:

- ❖ The operating agreements will give them a better assurance they will not be holding the bag.
- ❖ They will see them evolve.
- ❖ He directed all his employees to watch and account for the in-kind resources.
- ❖ They will have a better idea the next time they go into the festival season.
- ❖ They are being sensitive to the services they provide their taxpayers.
- ❖ They will see in the budget this year that they are adding an entire new seasonal crew to the roads this year.
- ❖ He will continue to educate himself and encourage everyone to educate themselves on these issues.

Commissioner Morgan stated that is helpful because that is what eh trying to prevent and stated it was good that An Ri Ra could pay their creditors. He asked if there was any way to make it so Butte-Silver Bow is not considered a creditor in the operating agreement.

County Attorney Joyce stated the agreement is with the Montana Gaelic Cultural Society and they enter into all contracts with vendors and entities that provide services. She stated it has an indemnification clause.

A motion was made by Commissioner Morgan and seconded by Commissioner Andersen to concur with Communication No. 14-220 with the changes as suggested under #1 and place it on file.

Commissioner McDonough again stated he was recusing himself.

Commissioner Sorich asked if they approved an operating agreement with someone without enough funding who is responsible. County Attorney Joyce stated it is the same answer that whoever entered into the contract with the vendor is responsible.

Commissioner Fisher asked if they have one of these agreements with the Folk Festival. Chief Executive Vincent stated they do and it is a 3-year contract.



A sub-motion was made by Commissioner Henderson, seconded by Commissioner Palmer and passed by a roll call vote of 9 yea and 2 nay to hold Communication No. 14-220 in abeyance for one week. Commissioners Foley and Morgan voted nay. Commissioner McDonough abstained from the vote.

14-227 Dave Palmer, Butte-Silver Bow Commissioner, District No. 12, requesting Council proceed with establishing “Best Value Contracting”.

Commissioner Palmer stated the following:

- ❖ There was presentation before us on this subject a couple of weeks ago.
- ❖ This is a great move for the taxpayers and citizens.
- ❖ There is leeway on how the ordinance can be written.
- ❖ It is my understanding the Contractor’s Association is willing to work with the County Attorney to draft an ordinance.

Commissioner Ralph stated the following:

- ❖ The state code was mentioned in the presentation given and she looked it up.
- ❖ Feels they are already doing everything that is allowable by law under best value contracting.
- ❖ There are criteria that constrain them to time sensitive materials, change in a type of equipment, and technological expertise.
- ❖ We do this already and do not see the point in writing a new ordinance.

County Attorney Joyce stated under the current ordinance, 3.12 of the Municipal Code, there are only certain portions that have been adopted and when she met previously with the contractors, it was her advice they adopt a specific provision.

Commissioner Foley stated there might be confusion about comments made tonight that this a pro-Butte bill giving preference to Butte contractors. He stated two of the three criteria must be met and this is not only for Butte contractors. He also stated they should not just look at the surface of this issue.

Commissioner Moodry stated he is in favor of accepting responsible contractors for our work with taxpayer’s dollars. He stated they already pay money to design consultants and engineering firms to assist with our projects.

Commissioner Fisher stated they might be over-stepping this. He stated the idea is to not always take the lowest bid.

Commissioner Henderson stated he like what Mr. Fortune spoke to them about earlier and his project with CCCS.



Commissioner Morgan stated what is before them would not make it mandatory to buy Butte products and labor and there is nothing in this that states that.

Commissioner Palmer stated it is not about union versus non-union. He stated this would give Butte taxpayers a level of protection and receive the best value for their money.

County Attorney Joyce stated she believed they needed to adopt the specific provision and have procedures put into place. She stated she would like to discuss this further with the attorney that made the presentation.

It was moved by Commissioner Palmer, seconded by Commissioner Henderson and passed by a unanimous verbal vote to hold Communication No. 14-227 in abeyance and request the County Attorney to work on an ordinance to amend Chapter 3.12 to add alternative project delivery contracts and work with all departments on a procedure.

SECTION 5 ORDINANCES AND RESOLUTIONS REFERRED TO JUDICIARY

1. RESOLUTION NO. 14-9

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF REAL PROPERTY OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, DESCRIBED AS THE EAST 51 FEET OF LOT 6 IN BLOCK 72 OF THE BUTTE TOWNSITE TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. RESOLUTION NO. 14-10

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF REAL PROPERTY OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, DESCRIBED AS THE WEST 2 FEET OF LOT 6 AND THE EAST 22 FEET OF LOT 7 IN BLOCK 2 OF THE BUTTE TOWNSITE AND THE WEST 38 FEET OF LOT 7 IN BLOCK 2 OF THE BUTTE TOWNSITE TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. RESOLUTION NO. 14-11

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 COMMUNITY DEVELOPMENT DEPARTMENT TO BE EXPENDED IN THE COMMUNITY DEVELOPMENT FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.



**SECTION 6 SUSPENSION OF THE RULES
FOR FINAL PASSAGE**

It was moved by Commissioner Shaw, seconded by Commissioner Morgan and passed by a roll call vote of 12 yea and 0 nay to suspend the rules for the purpose of passing Council Resolution Nos. 14-8 and 14-12 by waiving Subsection 7 of Rule XXXVI of the Rules and Order of Business of the Council of Commissioners, thereby having it considered for advanced passage without reference to the Judiciary Committee.

1. RESOLUTION NO. 14-8

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 REVENUE RECEIVED FROM THE MONTANA DEPARTMENT OF TRANSPORTATION TO THE DUI COURT BUDGET TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Resolution No. 14-8 be placed on final reading and be passed, having been deemed read at length. The motion passed by a roll call vote of 12 yea and 0 nay.

2. RESOLUTION NO. 14-12

A RESOLUTION DECLARING MAY AS DRUG COURT AWARENESS MONTH IN THE CITY AND COUNTY OF BUTTE-SILVER BOW AND AUTHORIZING THE CHIEF EXECUTIVE TO ISSUE AN APPROPRIATE PROCLAMATION AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Resolution No. 14-12 be placed on final reading and be passed, having been deemed read at length. The motion passed by a roll call vote of 12 yea and 0 nay.

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

None.

ADJOURN

It was moved by Commissioner Shaw, seconded by Commissioner Moodry and passed with a unanimous verbal vote to Rise to the Call of the Chair.

The meeting adjourned at 9:40 p.m.



MATT VINCENT
CHIEF EXECUTIVE

ATTEST:

CLERK & RECORDER