

**MINUTES OF THE REGULAR MEETING OF THE
BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
FOR SEPTEMBER 4, 2013**

The Regular Meeting of the Council of Commissioners was called to order Wednesday, September 4, 2013, 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 Shaw, *present*

Commissioner Palmer, *present*

Commissioner McDonough, *present*

Commissioner Andersen, *present*

Commissioner Henderson, *present*

Commissioner Walker, *present*

Commissioner Fisher, *present*

Commissioner Foley, *present*

Commissioner Moodry, *present*

Commissioner Ralph, *present*

Commissioner Sorich, *present*

STAFF PRESENT

Eileen Joyce, Butte-Silver Bow County Attorney
Colleen Safratowich, Deputy Clerk & Recorder
Kareniesa Kohn, Council Secretary

PRAYER

Commissioner Henderson led the Commissioners in prayer.

PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

None.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF AUGUST 21, 2013.

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 August 21, 2013.

ITEMS NOT ADDRESSED ON THE AGENDA

None.

CHIEF EXECUTIVE REPORT

Chief Executive Vincent reported the following:

- ❖ Mr. Jay Ellington official start date is September 16, 2013.
- ❖ On last week's Committee of the Whole agenda, Mr. Banderob asked for a letter in support of a heritage and interpretive area. The Chief Executive and Ellen Crain and Jim Jarvis met with him.
- ❖ A selection committee for the DES position has been organized.

13-599 Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, requesting the confirmation of Officer Ryan Hardy as a permanent member of the Butte-Silver Bow Law Enforcement Department.

Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, stated the following:

- ❖ It is a great privilege to ask for this confirmation.
- ❖ No one in the Butte-Silver Bow Police Department is an officer by accident.
- ❖ They must pass all tests, interviews, and a background check.
- ❖ Twelve weeks of training is required.
- ❖ Twelve weeks on the job training is required.
- ❖ One year of testing and training in total.
- ❖ Officer Hardy was outstanding in all areas of testing and training.

It was moved by Commissioner Moodry, seconded by Commissioner McDonough and passed by a unanimous verbal vote to Concur with Communication No. 13-599 to confirm Officer Ryan Hardy as a permanent member of the Butte-Silver Bow Law Enforcement Department and Place the Communication on File.

SECTION 1 PUBLIC HEARING COUNCIL BILL NO. 13-9 ORDINANCE NO. 13-9

AN ORDINANCE GOVERNING PUBLIC HEALTH, SAFETY AND WELFARE, TO BE NUMBERED CHAPTER 8.26 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND TO BE ENTITLED "PUBLIC DRINKING"; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Chief Executive Vincent stated the following:

- ❖ The public survey has been running.
- ❖ The results will be available by the end of the week.
- ❖ 142 responses with age group 45-64 having the highest percentage response of 64% in favor of the ordinance.
- ❖ Butte is Butte and is unique.
- ❖ He will never support a full open container ordinance.

- ❖ He is not a proponent of adding additional ordinances.
- ❖ On this particular proposed ordinance, this makes sense.
- ❖ The business side of this is a non-issue.
- ❖ This will make the Law Enforcement Department's job easier.
- ❖ This will prevent congregations that create noise.
- ❖ This is a reasonable compromise for new residences and investments in Uptown Butte.

Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, stated the following:

- ❖ He has been approached by community members regarding this situation.
- ❖ Most issues occur after 2 am in Uptown.
- ❖ Alcohol is purchased and consumed after 2 am when the bars are closed and there are no facilities.
- ❖ This is strictly from 2 am – 8 am.
- ❖ This ordinance is enforceable.
- ❖ He envisions bar owners being cooperative.
- ❖ This will lend itself to a quicker dispersion of crowds.
- ❖ Arguments against contain a full open container ordinance; he is fully against this.
- ❖ None of the community events will be affected by this.
- ❖ The goal is to bring disorderly behavior under control from 2 am – 8am.

Commissioner Palmer stated he is the Chairman of Action 20/20 Committee. He stated this is to help with problems occurring during 2 am – 8 am and is not meant to be a 24/7 ordinance.

Commissioner Fisher stated he is an opponent to this ordinance. He stated this is making Uptown look bad after 2 am. He stated this was an ordinance that is not needed.

Chief Executive Vincent opened the Public Hearing. He called for any proponents.

Ron Ueland, Metals Bank, Butte, stated the following:

- ❖ He appreciates the consideration for this ordinance.
- ❖ Butte is a great place and can be even better.
- ❖ He knew a lady who moved to Helena from Butte after a bad experience.
- ❖ He drew attention to the picture of vandalism.
- ❖ There is a problem in Uptown Butte at night.
- ❖ There is enclosed a petition with signatures of residents from Uptown Butte.
- ❖ He asked where is the can-do pride of Butte?

Jim Smitham, Executive Director, BLDC, stated the following:

- ❖ He read a letter from BLDC Board of Directors supporting the proposed ordinance.

Tom Downey, Reservoir Road, Butte, stated the following:

- ❖ Supports the passage of ordinance.
- ❖ This is a quality of life issue.

- ❖ This will help more people walking and living in Uptown Butte.
- ❖ This will not cost an additional investment.

James Reavis, W. Galena St., Butte, stated the following:

- ❖ Agrees with possible amendment to prohibit jail time.

Michael Duffy, Metals Bank Building resident, Butte, stated the following:

- ❖ He submitted a written statement to Council.
- ❖ Butte is a major tourist attraction.
- ❖ The proposed ordinance has no issue with bars or festival organizers.

Ray Ueland, Owner, Metals Sports Bar and Grill, Butte, stated the following:

- ❖ This ordinance is from 2 am – 8 am.
- ❖ These are crucial hours for the Law Enforcement Department.
- ❖ As a bar owner, the law Enforcement Department starts clearing the streets on 1 am and by 2 am there is no problem during St Patrick’s Day and the festivals.
- ❖ If bars cannot sell during this time, there should not be open containers either.
- ❖ As a small business owner, he urges Council to pass the ordinance.

Jennifer Shea, Owner, Shea Realtors, Butte, stated the following:

- ❖ In favor of this ordinance.
- ❖ There is unruly partying in Uptown during these hours.
- ❖ There needs to be support for the investors and bar owners in Butte.

Chief Executive Vincent called for any opponents.

Gary Stallings, Center St, Butte, stated the following:

- ❖ There are already laws on the books that take care of the mentioned problems.
- ❖ 90% of the people with open containers do not cause problems.

Steve Kujawa, Princeton St, Butte, stated the following:

- ❖ You know exactly how I feel about this issue.
- ❖ Why aren’t the police out there now with the current laws in place.
- ❖ There needs to be a Hindsight 20/20 group.
- ❖ One cannot have a good time in Bozeman now because of similar laws.
- ❖ In the next election cycle, this could all change.
- ❖ He saw in the paper a proposed 12 am – 8 am ordinance.
- ❖ Need police on the streets where the problems are occurring.

Brian McGregor, S. Main St, Butte, stated the following:

- ❖ He is a tavern owner.
- ❖ He does concur with the concern over this issue becoming an around the clock ordinance.
- ❖ He does see the problems occurring.
- ❖ He feels for those nearer to the problem.
- ❖ He has seen how the things are misused.
- ❖ He has confidence in Sheriff Lester.
- ❖ Confused on how this will positively affect the problem.
- ❖ He thinks 2:30 am is a better time to start the ordinance.

To Malloy, Harvard Avenue, Butte, stated the following:

- ❖ In opposition of the proposed ordinance.
- ❖ This is not a right fix for the problem.
- ❖ This is a geographical issue to Uptown Butte.
- ❖ Bozeman has a law for the city only, not the whole county.
- ❖ Consider fishing and hunting seasons.
- ❖ All these problems have occurred in one small area.
- ❖ Do not use a blanket fix on everyone.
- ❖ Are there any exemptions possibly for family events?

Brian McGregor, S. Main St, Butte, stated the following:

- ❖ The noise problem is really motorcycles and trucks without mufflers. Isn't this illegal?
- ❖ That will help the problem to enforce that law.

Chief Executive Vincent closed the Public Hearing at 8:35 pm.

SECTION 2 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 #18, Communication No. 13-620.

Commissioner Moodry segregated # 11, Communication No. 13-613.

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 22, with exception to nos. 11 and 18

Segregation - #18, Communication No. 13-620

Chief Executive Matt Vincent, requesting Council's authorization for a street closure on September 15-17, 2013 for the Montana Economic Summit.

Commissioner Shaw segregated this communication to change the recommendation. She stated all the necessary signatures have come in.

It was moved by Commissioner Shaw, seconded by Commissioner Morgan and passed by a unanimous verbal vote to Concur with Communication No. 13-620 and Place the Communication on File.

Segregation - #11, Communication No. 13-613

Dori Skrukrud, Office of Community Development, requesting Council's authorization to hold a Public Hearing regarding the acquisition and redevelopment proposal received for the Brincks and Deluxe Buildings.

Commissioner Moodry stated the guidelines were set forth to receive a staff recommendation. He asked why there was a public hearing scheduled before the recommendation is given to Council.

Ms. Skrukrud stated this is a process we have pursued and public comment is a requirement before a staff recommendation.

Commissioner Moodry stated when this was talked about before, it was stated this was a public safety issue. Ms. Skrukrud stated a developer's packet was crafted with certain requirements and she did not feel authorized by Council to make a judgment call.

It was moved by Commissioner Moodry, seconded by Commissioner Ralph to concur with Communication No. 13-613 and schedule the Public Hearing for September 21, 2013.

Commissioner Palmer, seconded by Commissioner Morgan, made a substitute motion to move this for further action after Council has acted on 13-612.

Chief Executive Vincent asked the County Attorney about the legality of the motion.

County Attorney Joyce stated Communication No. 13-612 is only asking for a presentation.

Commissioner Palmer withdrew his motion.

Commissioner Fisher stated that after reading the developer's packet, it was lacking what Council asked for and is incomplete.

It was moved by Commissioner Moodry, seconded by Commissioner Ralph to concur with Communication No. 13-613 and schedule the Public Hearing for September 21, 2013.

Note: The original communication requested the Public Hearing be scheduled on September 11, 2013.

SECTION 3 COMMUNICATIONS TO BE READ AND ACTED UPON

13-612 Dori Skrukrud, Office of Community Development, requesting Council's authorization to give a Presentation on September 4, 2013 regarding the redevelopment proposals for the Brincks and Deluxe Buildings.

Dori Skrukrud, Office of Community Development, stated she has provided Council with the criteria for the Developer's Packet.

Commissioner Morgan stated on page 8 of the Developer's Packet states a professional engineer's proposal is needed. He asked if this was included.

Ms. Skrukrud stated no.

Commissioner Morgan stated if this was correct this plan does not meet the minimum qualifications.

County Attorney Joyce stated Ms. Skrukrud brought forward this proposal to let Council decide to consider and/or accept the developer's packet submitted.

Commissioner Sorich asked what the cost of an engineering study done a couple of years ago.

Karen Byrnes, Director, Butte-Silver Bow Community Development Department, stated Pioneer Technical performed the study and stabilization estimates came back at \$140,000 - \$145,000.

Commissioner Sorich asked how Mr. McGregor's costs are different.

Commissioner Andersen stated he believed that estimate was to stabilize a wall if one building was torn down. He stated he believed Mr. McGregor was not going to tear down the building and therefore the question does not have validity.

Brian McGregor, S. Main St, Butte, stated the following:

- ❖ He did decide to do this at the last minute.
- ❖ He has support for this idea and then decided to do it.
- ❖ He can appear next week with everything.
- ❖ He has allies on this project, including Peter Crain.
- ❖ Peter Crain and Jim Jarvis have concurred the buildings are good candidates for restoration.
- ❖ There is an art group interested in leasing part of one of the buildings.

- ❖ He has a lot of support for this project.
- ❖ There is talk of restoring railroad service to Helena and these buildings could be used in that.
- ❖ If awarded this opportunity, Butte-Silver Bow will save demolition costs.
- ❖ These buildings will pay taxes.
- ❖ Randy Hafer felt there would be use for the buildings.
- ❖ The time frame is too narrow but he will do what he can in the allotted time.
- ❖ Quarry Brewing, Taco del Sol and Headframe Spirits have been put into old buildings.

Chief Executive Vincent asked if Mr. McGregor would like to address the information in the developers packet.

Mr. McGregor stated he is hearing no one wants to listen and is asking for the latitude needed to save the buildings. He stated he is hoping to come back next week with more information.

Commissioner Fisher stated stabilization needed to be addressed before possible tenants and would like to see a financial plan that supports what is asked for in the developers packet.

Mr. McGregor stated the two buildings condition look severe but they are not in as bad shape as they look.

Commissioner Moodry stated the following:

- ❖ The point is being missed.
- ❖ In regards to the County's liability, when the developers packet was put out, this Council asked for assurance from a licensed engineer.
- ❖ If something were to happen, the County would be liable.
- ❖ He is all for next week's presentation but he will not support this without a professional engineer's report and approval.

Mr. McGregor stated he and his group are willing to take on the liability.

Chief Executive Vincent stated he agreed with Commissioner Moodry and needed to see all the assurances this can happen in a timely manner.

Mr. McGregor stated not many packets for this went out, the time frame is too tight, and the time frame needs to be adjusted.

Chief Executive Vincent stated this will be decided next week and they needed to see the transfer more definitively as it relates to the proposal.

Commissioner Shaw stated she gave kudos to Mr. McGregor but that Council needs to follow the guidelines of the developer's packet because of the safety issues and risks.

Commissioner Morgan stated the following:

- ❖ Appreciates efforts for trying to save the buildings.

- ❖ It has been defined what is required.
- ❖ If a bid is non-compliant, it should not be discussed.
- ❖ The project has had enough time.
- ❖ This packet should not be accepted.

A motion was made by Commissioner Morgan to deny the packet due to it being non-complaint to the bid.

County Attorney Joyce stated the communication stated this was for a presentation only and a new communication could be submitted to deny the developers packet. She stated Mr. McGregor's request can be moved to next week.

Commissioner Moodry stated if Council chose to place the communication on file, Mr. McGregor could not present next week.

County Attorney Joyce stated the only way to continue the presentation is to hold it in abeyance in the Committee of the Whole. She stated a new communication is needed to accept or deny the developers packet submitted.

Commissioner Ralph stated an engineering report was needed and was not given.

Commissioner Palmer stated Communication No. 13-432 is in the Committee of the Whole and would be in next week's agenda and at that point Council can choose one of the three options in that communication.

Commissioner Andersen stated he did not remember the developer's packet stating an engineering study was needed. He stated he would like to see Mr. McGregor continue this next week and would like to see Council take their time with this because the situation as a whole is out of the ordinary.

Commissioner Foley stated he agreed with Commissioner Ralph and accepting additional information is not following the proposal guideline.

County Attorney Joyce stated the information was supposed to be submitted at the deadline and the proposal as submitted has to be considered. She also stated the county does not deed the property immediately but will enter into an agreement to perform certain conditions of the development with a certain amount of time to do it. She stated during that time there is liability for the county.

Commissioner Fisher stated they had voted 6 to 6 with the Chief Executive breaking the tie. He stated the developer's packet is in and a decision needs to be made.

Jim Jarvis, Butte-Silver Bow Historic Preservation Officer, stated he did meet with Peter Crain and he did not identify the buildings as a "good candidate" but only as a candidate.

Mr. McGregor stated he wanted to address the comments about the developer's packet.

Chief Executive Vincent stated there is a motion on the floor and if there are comments as they relate to developers packet, he can meet with the Chief Executive at another time.

Mr. McGregor stated he wanted to convey he has heard the building as falling down but it is not.

Chief Executive Vincent stated it was time to stop the comments.

Commissioner Shaw stated a Point of Order regarding Mr. McGregor.

Chief Executive Vincent asked Mr. McGregor to be done.

It was moved by Commissioner Morgan, seconded by Commissioner Moodry and passed to place Communication No. 13-612 on file. Commissioner Andersen voted nay.

Chief Executive Vincent called a recess. Council reconvened at 9:34 pm. A roll call vote was taken with 12 present and 0 absent.

SECTION 4 ORDINANCES SECOND READING

1. COUNCIL BILL NO. 13-10 ORDINANCE NO. 13-10

AN ORDINANCE AMENDING SECTION 2 OF BUTTE-SILVER BOW ORDINANCE NO. 134 AND SECTION 2.04.010 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-CB MC); ADJUSTING THE ANNUAL SALARIES OF THE CHIEF EXECUTIVE, COUNTY ATTORNEY, SHERIFF, CLERK AND RECORDER, TREASURER, ASSESSOR, CITY JUDGE, JUSTICE OF THE PEACE, AUDITOR, SUPERINTENDENT OF SCHOOLS, CLERK OF THE DISTRICT COURT, CORONER AND MEMBERS OF THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Bill No. 13-10, Ordinance No. 13-10 be placed on second reading having been deemed read at length. The motion carried by a roll call vote of 10 yea and 2 nay. Commissioners Foley and Moodry voted nay.

2. COUNCIL BILL NO. 13-11 ORDINANCE NO. 13-11

AN ORDINANCE PROVIDING FOR THE REAPPORTIONMENT OF THE COUNCIL OF COMMISSIONER DISTRICTS BASED UPON THE 2010 DECENNIAL UNITED STATES CENSUS; REPLACING ORDINANCE 05-3 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Bill No. 13-11, Ordinance No. 13-11 be placed on second reading having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

**SECTION 5 ORDINANCES AND RESOLUTIONS
FINAL READING**

**1. COUNCIL BILL NO. 13-7
ORDINANCE NO. 13-7**

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCES NO. 479, 564, 601, 02-7, AND 03-6, AND TITLE 3, OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "REVENUE AND FINANCE", AMENDING CHAPTER 3.12 ENTITLED "CONTRACT PURCHASES"; AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Bill No. 13-7, Ordinance No. 13-7 be placed on final reading having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

**2. COUNCIL BILL NO. 13-8
ORDINANCE NO. 13-8**

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCES NO. 195, 266, 438, 519, 07-4, AND 17-11, AND TITLE 15.10 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "BUILDINGS AND CONSTRUCTION", AMENDING CHAPTER 15.10 ENTITLED "FIRE CODE"; AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Bill No. 13-8, Ordinance No. 13-8 be placed on final reading having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

**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. 13-48, 13-49, 13-50, 13-51, 13-52, 13-53, 13-54, 13-55, 13-56, 13-57 and 13-58 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. 13-48

A RESOLUTION FIXING THE TAX LEVY FOR THE TOWN OF WALKERVILLE, STATE OF MONTANA AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-48 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

2. RESOLUTION NO. 13-49

A RESOLUTION FIXING THE RATE OF ASSESSMENT TO FINANCE THE COST OF EACH STREET MAINTENANCE DISTRICT WITHIN THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, FOR THE FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-49 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

3. RESOLUTION NO. 13-50

A RESOLUTION FIXING AND ESTABLISHING INCREASED WATER RATES AND CHARGES FOR CUSTOMERS OF THE BUTTE-SILVER BOW WATER UTILITY DIVISION FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-50 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 10 yea and 2 nay. Commissioners Moodry and McDonough voted nay.

4. RESOLUTION NO. 13-51

A RESOLUTION LEVYING A SPECIAL ASSESSMENT FOR THE FISCAL YEAR 2013 - 2014 AGAINST THE PROPERTY FROM WHICH SOLID WASTE IS TO BE COLLECTED AND REMOVED FROM EACH INDIVIDUAL DWELLING COLLECTION UNIT FOR THE PURPOSE OF DEFRAYING THE COST AND EXPENSES OF COLLECTING AND REMOVING SAID SOLID WASTE; LEVYING A LANDFILL FACILITY ACCESS FEE FOR THE FISCAL YEAR 2013 - 2014 AGAINST THE PROPERTY FROM WHICH SOLID WASTE IS TO BE DISPOSED OF FOR EACH INDIVIDUAL DISPOSAL UNIT FOR THE PURPOSE OF DEFRAYING THE COST AND EXPENSES OF MAINTAINING AND OPERATING SAID SOLID WASTE DISPOSAL FACILITY AND ESTABLISHING A SCHEDULE OF FEES FOR SUCH ASSESSMENT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-51 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

5. RESOLUTION NO. 13-52

A RESOLUTION FIXING THE MANDATORY TAX LEVY FOR VARIOUS COUNTY WIDE FUNDS OF THE SCHOOL DISTRICTS WITHIN THE CITY AND COUNTY OF BUTTE-SILVER BOW AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-52 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

6. RESOLUTION NO. 13-53

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF BUTTE (COUNTY) HIGH SCHOOL DISTRICT NO. 1 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-53 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

7. RESOLUTION NO. 13-54

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF BUTTE ELEMENTARY SCHOOL DISTRICT NO. 1 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-54 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

8. RESOLUTION NO. 13-55

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF THE JOINT HIGH SCHOOL AND JOINT ELEMENTARY DISTRICTS NO. 1 - 4 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-55 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

9. RESOLUTION NO. 13-56

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF RAMSAY ELEMENTARY SCHOOL DISTRICT NO. 3 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-56 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

10. RESOLUTION NO. 13-57

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF DIVIDE ELEMENTARY SCHOOL DISTRICT NO. 4 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-57 be placed on final reading and be passed, having been deemed read at length. The motion carried by a roll call vote of 12 yea and 0 nay.

11. RESOLUTION NO. 13-58

A RESOLUTION FIXING THE TAX LEVY FOR THE VARIOUS FUNDS OF MELROSE ELEMENTARY SCHOOL DISTRICT NO. 5 AT A RATE WHICH WILL RAISE THE AMOUNT SET OUT IN THE FINAL BUDGET AS THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2013 - 2014 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Shaw and seconded by Commissioner Morgan that Council Resolution No. 13-58 be placed on final reading and be passed, having been deemed read at length. The motion carried 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 Morgan and passed with a unanimous verbal vote to Rise to the Call of the Chair.

The meeting adjourned at 9:48 p.m.

MATT VINCENT
CHIEF EXECUTIVE

ATTEST:

CLERK & RECORDER