

# MINUTES OF THE REGULAR MEETING OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS FOR OCTOBER 15, 2014

The Regular Meeting of the Council of Commissioners was called to order Wednesday, October 15, 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, *absent*

Commissioner Shaw, *present*

Commissioner Palmer, *present*

Commissioner McDonough, *present*

Commissioner Andersen, *present*

Commissioner Henderson, *absent*

Commissioner Walker, *absent*

Commissioner Fisher, *present*

Commissioner Foley, *present*

Commissioner Moodry, *present*

Commissioner Ralph, *present*

Commissioner Sorich, *present*

## STAFF PRESENT

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

## PRAYER

Commissioner McDonough said the prayer.

## PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

Jean Rupert, 849 W. Galena, Butte, MT., stated the following:

- ❖ She initially asked Mr. Ringsak for the votes to be posted on the Butte-Silver Bow website.
- ❖ It would be easier to find the votes this way.
- ❖ Mr. Ringsak stated he was told no, he could not do that.
- ❖ She is trying to get the vote out for the people.
- ❖ Have been told other counties did not do this but they do.
- ❖ Why are the votes kept secret?
- ❖ There are some issues according to council members.
- ❖ She is asking all the votes are placed on the website.



## **APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF OCTOBER 1, 2014.**

*It was moved by Commissioner Shaw, seconded by Commissioner Andersen and passed by a unanimous verbal vote to approve the minutes of the Regular meeting of October 1, 2014.*

### **ITEMS NOT ADDRESSED ON THE AGENDA**

None.

### **CHIEF EXECUTIVE REPORT**

Chief Executive Vincent reported the following:

- ❖ Update on 750 S. Wyoming Street: we are nearing the end of the project.
- ❖ A meeting yesterday garnered additional information.
- ❖ There is a deadline tomorrow at 3:30 pm to go over a detailed plan.
- ❖ Commissioners Palmer and Morgan and Chief Executive Vincent attended the annual MLCT convention.
- ❖ Commissioner Morgan was elected as Vice President of the MLCT Board.
- ❖ Butte won the "Tree City of the Year" award.

### **SECTION 1 BID OPENING COMMUNICATION NO. 14-469**

DAVE SCHULTZ, DIRECTOR, BUTTE-SILVER BOW PUBLIC WORKS DEPARTMENT, REQUESTING COUNCIL'S AUTHORIZATION TO HAVE A BID OPENING ON OCTOBER 15, 2014 REGARDING EARTHWORK AT BASIN CREEK WATER TREATMENT PLANT.

Chief Executive Vincent stated the Bid Opening has been postponed.

### **SECTION 2 PUBLIC HEARING COMMUNICATION NO. 14-466**

DANETTE L. GLEASON, DIRECTOR, BUTTE-SILVER BOW FINANCE AND BUDGET DEPARTMENT, REQUESTING COUNCIL'S AUTHORIZATION TO HOLD A PUBLIC HEARING ON OCTOBER 15, 2014 FOR UNANTICIPATED REVENUE IN THE TRANSIT DEPARTMENT.

Ms. Gleason stated the following:

- ❖ The purpose of this public hearing is to amend the 2014-15 budget
- ❖ Notification of this change was given after the budget passed.
- ❖ Butte-Silver Bow acts as a pass-through agency for the funds.
- ❖ This is a great opportunity to help local agencies with their transportation needs.



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. Chief Executive Vincent closed the public hearing.

### **SECTION 3 PUBLIC HEARING COMMUNICATION NO. 14-470**

LORI CASEY, ASSISTANT PLANNING DIRECTOR, BUTTE-SILVER BOW PLANNING BOARD, REQUESTING COUNCIL'S AUTHORIZATION TO HOLD A PUBLIC HEARING ON OCTOBER 15, 2014 REGARDING THE PRELIMINARY PLAT OF THE AMENDED PLAT OF THE ZEMLJAK MINOR SUBDIVISION.

Ms. Casey stated the following:

- ❖ This public hearing is for the Zemljak subdivision.
- ❖ One half of the lot is to be subdivided into two lots.
- ❖ The proposal is within the R1 zoning district.
- ❖ The staff report and analysis was given to Council.
- ❖ All 9 conditions have been met.

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. Chief Executive Vincent closed the public hearing.

### **SECTION 4 PUBLIC HEARING COMMUNICATION NO. 14-471**

LORI CASEY, ASSISTANT PLANNING DIRECTOR, BUTTE-SILVER BOW PLANNING BOARD, REQUESTING COUNCIL'S AUTHORIZATION TO HOLD A PUBLIC HEARING ON OCTOBER 15, 2014 REGARDING THE LAZY DAYS TRAILER COURT.

Ms. Casey stated the following:

- ❖ This public hearing is for the Lazy Days Trailer Court.
- ❖ Trailer courts have to go through a public hearing.
- ❖ It is located within a R4 district which is permitted.
- ❖ The applicants are proposing 6 spaces.
- ❖ The Planning Board recommends it to be approved.
- ❖ All 13 conditions have been met.



Commissioner Fisher stated this borders his district and that he and Commissioner Henderson are opposed to it.

Chief Executive Vincent opened the public hearing. He called for any proponents.

Ken Williams, property owner, stated the following:

- ❖ He has owned the property for 6-7 years.
- ❖ The property has been zoned for trailers since the 1970's.
- ❖ Why have there not been complaints earlier?

Chief Executive Vincent called for any opponents.

Larry F., 1315 Waterline Road, Butte, MT., stated the following:

- ❖ Opposed to a trailer court.
- ❖ In 1977, the property was called Golden West Estates with covenants attached.
- ❖ There were trailer courts there when we moved there.
- ❖ They bought the property with the knowledge there were covenants.
- ❖ He is astounded that another trailer court is wanted.
- ❖ There are already problems including drainage in the area.
- ❖ This trailer court will face drainage problems.
- ❖ The runoff runs across the road.
- ❖ This is a low area apt to flood.
- ❖ Warren Avenue is a narrow street not made for 6 more residences.
- ❖ What will this do to the value of the properties already there?
- ❖ He urged Council to take a look at the area.

Vonnie Brown, 1309 Waterline Road, Butte, MT., stated the following:

- ❖ Opposed to a trailer court.
- ❖ A few years ago on Warren, development was put in place.
- ❖ Worried about the property values.
- ❖ It is a narrow street already.

M. Carey, 1307 Waterline Road, Butte, MT., stated the following:

- ❖ Opposed to a trailer court.
- ❖ 10-15 years ago, a trailer court was denied in the area.

John H., 1325 Waterline Road, Butte, MT., stated the following:

- ❖ When he purchased his home, the covenant was 1 dwelling per acre.
- ❖ This is the reason why we purchased it.



Ed H., 1319 Waterline Road, Butte, MT., stated the following:

- ❖ Own 2 lots currently.
- ❖ Aware of trailers across the street.
- ❖ Covenants were in place when I purchased the lots.
- ❖ Knows Butte-Silver Bow does not look at covenants.
- ❖ Told he couldn't have a business because it was not zoned for businesses.
- ❖ Isn't a trailer court a business?
- ❖ Area not zoned for business and a trailer court is a business.
- ❖ Butte-Silver Bow recognizes trailer courts as a business.
- ❖ How does this work?
- ❖ Treasurer Office confirmed a trailer court is a business.

Jackie (?), 1325 Waterline Road, Butte, MT., stated the following:

- ❖ Concerned about property values and vandalism.
- ❖ Worried about the type of trailers that would come in.
- ❖ Worried about the congestion on the street.

Becky W., 1275 Waterline Road, Butte, MT., stated the following:

- ❖ Opposed to the trailer court.
- ❖ This would be bad for the looks of the area.
- ❖ Cannot understand a trailer court can just move across the street.

Lori H., 1319 Waterline Road, Butte, MT., stated the following:

- ❖ Opposed to the trailer court.
- ❖ The congestion on the road is already bad.

Donna, Larry's wife, stated the following:

- ❖ They have built a good home and environment in the area.
- ❖ Acres out there are narrow and long.
- ❖ There is no room for this.
- ❖ They are already close out there.
- ❖ Adding 6 trailers is too much.
- ❖ Nothing against trailers.
- ❖ They are retired.

Margie H., 1307 Waterline Road, Butte, MT., stated the following:

- ❖ Opposed to trailers.
- ❖ They are not allowed more than one dwelling per acre.
- ❖ Why allow this?



Chief Executive Vincent closed the public hearing.

Ms. Casey stated the next step would be a communication submitted to Council asking for approval of this trailer court.

## **SECTION 5 PRESENTATION COMMUNICATION NO. 14-474**

DAN FOLEY, BUTTE-SILVER BOW COMMISSIONER, DISTRICT NO. 9, REQUESTING COUNCIL'S AUTHORIZATION FOR A PRESENTATION ON OCTOBER 15, 2014 REGARDING SUPERFUND REMEDIATION AND RESTORATION WORK WITH THE CHIEF EXECUTIVE CONTACTING THE APPROPRIATE AGENCIES TO ARRANGE THE PRESENTATION AND FOR A DATE TO BE DETERMINED WHERE COUNCIL CAN TOUR THE COLORADO TAILINGS, THE MONTANA POLE PLANT, SILVER BOW CREEK, AND THE BERKELEY PIT WATER TREATMENT PLANT.

Commissioner Foley stated this is an important issue in the community and Council needs to be more informed.

Chief Executive Vincent stated the following:

- ❖ These are some of the most important issues Council will be voting on in the future.
- ❖ There have been some ebb and flow in the superfund work.
- ❖ Tonight is the proper time for a status update.
- ❖ The Executive branch will give regular updates on this.
- ❖ Big, important decisions are coming before this body.
- ❖ Butte-Silver Bow is "PRP", potentially responsible party.
- ❖ This gives BSB a equally loud voice.
- ❖ We lead off with Butte Priority soils tonight.
- ❖ Jon Sesso will go over it.
- ❖ Restoration topics will be next.
- ❖ Montana Pole Plant will also give a presentation.
- ❖ Berkeley Pit will give a presentation.
- ❖ Additional agencies are also represented tonight.

Jon Sesso, Director, Butte-Silver Bow Planning Board, showed a power point presentation called the "Butte Priority Soils".

<http://co.silverbow.mt.us/DocumentCenter/Home/View/3524>

Commissioner Sorich asked how they were going to assure adequate funding.

Mr. Sesso stated the following:

- ❖ They have signed an allocation agreement.
- ❖ 4 out of the 6 programs – the funds are right on.



- ❖ In 2006, the terms of the agreement allow them to re-up.
- ❖ It is becoming clear they are running at about 30% higher.
- ❖ There is \$35 million in 4 trust accounts on BSB's behalf.

Pat Cunneen, NRDP Personnel, Montana Department of Justice, gave a power point presentation called the "Montana Natural Resource Damage Program Summary".

<http://co.silverbow.mt.us/DocumentCenter/Home/View/3525>

Commissioner Palmer asked if the Parrot Tailings were going to be removed. Mr. Cunneen stated the restoration plan will be attached to the consent decree.

Commissioner Palmer asked again if the tailings would be removed. Mr. Cunneen stated yes, that was the plan. He stated it take approximately 40,000 dump truck loads.

Commissioner Palmer asked with there being so much copper in the tailings is there a plan to re-work the dirt. Mr. Cunneen stated that is part of the goal of the superfund and that they are in negotiations with a company who could possibly do this.

Commissioner Andersen stated that Mr. Cunneen mentioned a lawsuit in 2006. He asked who won the suit. Mr. Cunneen stated the folks with the best attorneys and the most money won.

Commissioner McDonough asked where the final repository would be. Mr. Cunneen stated there are two options: one on county-owned property or one on private property.

Commissioner McDonough asked if they would be in the county. Mr. Cunneen stated yes and said they are looking at a third option at the Opportunity Ponds. He stated that would be larger than what is budgeted for the project.

Mr. Sesso gave a short presentation on the Montana Pole Plant. He stated the following:

- ❖ Montana Pole site borders along Greenwood and the rail tracks.
- ❖ The area of the site along the north side will likely stay in perpetuity in the state's hands for several decades.
- ❖ Lisa Dewitt, Project Manager for the Montana Pole site, Montana Department of Environmental Quality is here to answer any questions.
- ❖ This cleanup project started in the mid 1990's.
- ❖ The State has started plans on the final remediation steps in the area.
- ❖ The highest and best use for the area will be decided in the final remedial plan.

Commissioner Palmer asked what the expected finish date was. Ms. Dewitt asked if he meant the soils or the groundwater. Commissioner Palmer stated whatever it would take to move something on that particular site.



Ms. Dewitt stated the following:

- ❖ That would be for the soils portion.
- ❖ The sooner they have a plan on what needs to be done they can move forward.
- ❖ The end of 2016 is the plan now.
- ❖ This plan is aggressive on getting things done.

Commissioner Andersen asked if the soil does not meet the standards, are they looking at this as a possible site for the Butte-Silver Bow shops. Ms. Dewitt stated that would be worked into the final plan. She stated it can be managed and encouraged an asphalt parking lot over the treated soils area.

Mr. Sesso stated Butte-Silver Bow would not be taking over this site until it is safe and clean. He stated there will be no question of contaminated soils and when the State transfers the property, it will be ready for beneficial use.

Commissioner Foley stated he appreciated this opportunity of the presentation. He stated he hoped to see this in closure with compromise. He also stated there have been residents that have dealt with this for years.

Mr. Sesso stated the first scoping projects have been posted for October 29<sup>th</sup> and 30<sup>th</sup>. He stated there was the possibility of another evening meeting and asked the commissioners to pass along the dates.

Ms. Dewitt stated it is up to Butte-Silver Bow to decide what happens with the property. She encouraged the Council to have their constituents at the meetings.

Julie DalSoglio, EPA Director for the Montana Office gave a short presentation on the Berkeley Pit. She stated the following:

- ❖ She appreciated the time being given to her tonight.
- ❖ There is a ramping up of activities.
- ❖ She has asked PitWatch to host a meeting in the next few months.
- ❖ They are waiting for some things to happen before they are at the finite point of the treatment plant to begin treatment of water from the Berkeley Pit.
- ❖ They have a 10 year plan.
- ❖ A ten year schedule was handed out to Council. *(This is attached at the end of the minutes)*
- ❖ The EPA website has quarterly updates of the Berkeley Pit.

Commissioner Sorich asked in the 2015-17 alternatives evaluation if they are talking about something different than high density sludge plan.

Ms. DalSoglio stated she did not know that answer and her understanding is they will continue to use the same sort of process. She stated this was a question she had been fielding lately.



Chief Executive Vincent asked what about other companies making proposals on treatment of the water. Ms. DalSoglio stated it is up to MRI and what they choose. She stated they can engage other companies and let them pilot the treatment.

Commissioner Palmer stated they spending much time on studies and technical papers. He asked if they shouldn't be starting treatment of the water earlier than proposed. Ms. DalSoglio stated the plant has been built and is being used. She stated additional studies are to upgrade and optimize the existing plant regarding discharge standards.

John W. Ray, 915 W Galena, Butte, MT., stated the following:

- ❖ He thanked Commissioner Foley for spearheading this presentation.
- ❖ It is critical for Council to be involved.
- ❖ He has been emailing local government officials for 2 months with no response.
- ❖ As a citizen, he has filed complaints on the EPA regarding lack of communication.
- ❖ He did receive responses from Commissioners Palmer, Shaw and Andersen.
- ❖ Storm water runoff is a very pressing issue.
- ❖ The Pole Plant is still discharging dioxin in the water.
- ❖ There are problems with the caps on Butte Hill.
- ❖ There are issues with scaling.
- ❖ A new 5 year EPA review is approaching.
- ❖ The EPA has taken a pass on this and are not enforcing superfund issues.
- ❖ There needs to be more transparency and citizen involvement.
- ❖ Asked Council to continue their scrutiny on the issues.

Fritz Daly, 1901 Roosevelt Avenue, Butte, MT., stated the following:

- ❖ What you have heard tonight is important.
- ❖ Council members are the leaders and need to take lead and become involved.
- ❖ He is a member of the Silver Bow Creek Headwaters coalition.
- ❖ It is Silver Bow Creek and not what the Chief Executive calls it.
- ❖ He personally believes the restoration of Silver Bow Creek and the Berkeley Pit are the most important issues in the community.
- ❖ When you look around the room tonight, he and John Ray are the only non-paid persons there to speak.
- ❖ His historical knowledge is his greatest asset.
- ❖ In 1982, Silver Bow Creek was placed on the national cleanup list.
- ❖ In 1984, Butte Hill and Berkeley Pit were added to the cleanup list.
- ❖ In 2006, documentation was made available that required the removal of the Parrot Tailings and other tailings.
- ❖ It is now more evident today.
- ❖ The only way for a successful cleanup is if the Parrot Tailings and others are removed completely.
- ❖ Leftover dollars should be used.
- ❖ There is an estimated \$35 million remaining in the fund.
- ❖ What they should be asking is if the French drainage is working.



- ❖ The lead attorney for the State recently stated the State does not believe the drain is removing what it should.
- ❖ Fact of the matter is the agencies are not on top of this.
- ❖ At this time, a decision has not been made regarding the Parrot Tailings.
- ❖ Another important point, they know of the anti-Butte mentality in these agencies.
- ❖ The State does not believe the tailings need to be removed.
- ❖ He has been told the State would like to use the monies for other projects than Silver Bow Creek.
- ❖ Berkeley Pit is only 91 feet from the critical point of the water level.
- ❖ The water in the Berkeley Pit will reach a critical level in approximately 10 years.
- ❖ The current treatment plant does not clean the water in discharge standards.
- ❖ In conclusion, the cleanup of Silver Bow Creek is a one-time opportunity.
- ❖ This community will fail if we do not responsibly clean-up.
- ❖ He hopes Council chooses to be more proactive.
- ❖ The future of Butte is very important.
- ❖ If it were not for Butte, we would not be the nation we are today.
- ❖ Butte has paid it's dues.

Chief Executive Vincent stated the following:

- ❖ He would like to reiterate his thanks to the agencies that were here tonight and to Mr. Ray and Mr. Daly.
- ❖ They are all here working for a responsible clean-up.
- ❖ The last consent decree negotiations were held in Butte last Wednesday.
- ❖ Everyone involved is taking this seriously.
- ❖ These are important decisions.
- ❖ We are going to have to improve the way we do things in this community.
- ❖ The Charter states the Chief Executive should coordinate superfund activities.
- ❖ He is working with the County Attorney and Mr. Sesso on an ordinance that would create a superfund advisory authority.
- ❖ They have a lot to do.
- ❖ There will be more presentations on the future.
- ❖ He thinks they should do site tours one at a time.
- ❖ They should do storm water tour soon due to weather.
- ❖ He is requesting Mr. Ray's presence at the first tour.
- ❖ They can only do better.

Commissioner Andersen asked if the power point presentations could be emailed to Council.

Commissioner Sorich asked if they are talking about the tours being a public meeting with all 12 of the commissioners at a time.

Chief Executive Vincent stated he would discuss the requirements with the County Attorney and they can take a large bus with members of the public and media invited. He stated there will be technical limitations, though.



Commissioner Foley stated they would work with him on the scheduling.

Chief Executive Vincent stated individual members of these groups would be willing to take them along.

## **SECTION 6 CONSENT AGENDA**

- A.**
  - 1. COMMITTEE OF THE WHOLE MEETING REPORT
  - 2. JUDICIARY COMMITTEE MEETING REPORT
  - 3. PUBLIC WORKS COMMITTEE MEETING REPORT
  - 4. FINANCE AND BUDGET 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 Palmer segregated nos. 5, 6, and 9.

Commissioner McDonough segregated no. 15.

*It was then moved by Commissioner Shaw, seconded by Commissioner Foley and passed with a unanimous verbal vote to approve the Consent Agenda, Section A, Items 1 through 4, and Section B, Items 1 through 15, with exception to nos. 5, 6, 9, and 15.*

### **Segregation - #5, Communication No. 14-488**

**Todd Hoar, Farm in the Dell Advisory Board Member, requesting Council's authorization to have a Fun Run on October 18, 2014 on Springs Road in Buxton.**

Commissioner Palmer segregated this to allow anyone to speak, if they needed to.

*It was moved by Commissioner Palmer, seconded by Commissioner Andersen and passed by a unanimous verbal vote to Approve and Concur with Communication No. 14-488 and Place it on File.*

### **Segregation - #6, Communication No. 14-489**

**Karen Sullivan, Health Officer, Butte-Silver Bow Health Department, requesting Council's authorization for the Chief Executive to sign agreements with Montana Department of Transportation, RiverStone Health and A.W.A.R.E., Inc.**

Commissioner Palmer asked if the RiverStone agreement could be explained and how it would be carried out.



Ms. Sullivan stated the following:

- ❖ They have competed and been successful in securing state dollars for 2 home health visiting programs.
- ❖ These programs focus on children ages 0-5 and first-time moms.
- ❖ These programs have a real impact on children's lives.
- ❖ They are required to hire a 4 year RN for the program.
- ❖ It allows them to bill on case-management.
- ❖ They will assist on resources they need.
- ❖ Nursing supervision is needed for the program.
- ❖ RiverStone has agreed to do this with BSB.
- ❖ They have helped with the interviews.
- ❖ The programs will be discussed more in the future.
- ❖ During her 10 months at BSB, this is the most excited she has been about a program.

Commissioner Palmer stated it sounded like a great program.

Commissioner Moodry stated the contracts were back dated and asked if Ms. Sullivan could explain that.

Ms. Sullivan stated the following:

- ❖ Hiring and training had to take place first.
- ❖ There was redtape with the State in getting the agreement going.
- ❖ It took a month to get a sub-contract in place.
- ❖ The RiverStone training was extensive.
- ❖ The salary for the RN had to be in place for the contract with RiverStone.

Commissioner Moodry asked County Attorney Joyce if they were ok to backdate the contracts.

County Attorney Joyce stated they may need to check with the Finance & Budget Director. She stated that as long as Council agrees, it is a decision they can make.

Commissioner Moodry stated that one of the contracts goes back to May in the last budget cycle. He stated he would feel more comfortable with the Finance and Budget Director looking at it first.

Ms. Sullivan asked which agreement it was. Commissioner Moodry stated it was the agreement with A.W.A.R.E. He stated it is backdated to May 1, 2014.

Commissioner Andersen asked Ms. Sullivan if it would be a problem to wait a week and she said it would not be.

***It was moved by Commissioner Andersen, seconded by Commissioner Moodry and passed by a unanimous verbal vote to Hold Communication No. 14-489 in the Committee of the Whole until the next week.***



**Segregation - #9, Communication No. 14-492**

Cindi Shaw, Butte-Silver Bow Commissioner, District No. 11, informing Council of the new Economic Mill Levy Fund Committee and charging the committee with the duty to formulate the new guidelines and requirements for prospective recipients of the fund monies.

*It was moved by Commissioner Palmer, seconded by Commissioner Shaw and passed by a unanimous verbal vote to Concur with the request in Communication No. 14-492 and Hold in the Committee of the Whole.*

**Segregation - #15, Communication No. 14-498**

William O. Andersen, Butte-Silver Bow Commissioner, District No. 10, requesting Council authorize vote records for ordinances and resolutions be posted on the Butte-Silver Bow's Transparency Portal section of the website.

Commissioner McDonough stated the following:

- ❖ He wished Jean Rupert was still present.
- ❖ The fact that Ms. Rupert accused him of accosting Mr. Ringsak was incorrect.

*It was moved by Commissioner McDonough, seconded by Commissioner Foley and passed by a roll call vote of 9 yea and 0 nay to Concur with Communication No. 14-498 to put a small portion on the Butte-Silver Bow website.*

**SECTION 7 ORDINANCES AND RESOLUTIONS  
FINAL READING**

**1. COUNCIL BILL NO. 14-9  
ORDINANCE NO. 14-9**

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-SB 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 Ralph that Council Bill No. 14-9, Ordinance No. 14-9 be placed on final reading and be passed, having been deemed read at length. The motion passed by a roll call vote of 7 yea and 2 nay. Commissioners Moodry and Foley voted nay.*



**2. COUNCIL BILL NO. 14-10  
ORDINANCE NO. 14-10**

AN ORDINANCE AMENDING ORDINANCE NO. 204 AND SECTION 10.40.050 SUBSECTION (2) OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "SPEED LIMIT"; ESTABLISHING A 25 MPH SPEED LIMIT BEGINNING AT THE INTERSECTION WITH CONTINENTAL DRIVE AND ST. ANN STREET CONTINUING SOUTH ALONG CONTINENTAL DRIVE TO THE INTERSECTION WITH WHARTON STREET AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*It was moved by Commissioner Shaw and seconded by Commissioner Ralph that Council Bill No. 14-10, Ordinance No. 14-10 be placed on final reading and be passed, having been deemed read at length. The motion passed by a roll call vote of 9 yea and 0 nay.*

**SECTION 8 SUSPENSION OF THE RULES  
FOR FINAL PASSAGE**

*It was moved by Commissioner Shaw, seconded by Commissioner Andersen and passed by a roll call vote of 9 yea and 0 nay to suspend the rules for the purpose of passing Council Resolution No. 14-23 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. 14-23**

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF CERTAIN PARCELS OF TAX DEEDED REAL PROPERTY OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*It was moved by Commissioner Shaw and seconded by Commissioner Andersen that Resolution No. 14-23 be placed on final reading and be passed, having been deemed read at length. The motion passed by a roll call vote of 9 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 11:02 p.m.

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**MATT VINCENT**  
**CHIEF EXECUTIVE**

**ATTEST:**

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**CLERK & RECORDER**