

**MINUTES OF THE REGULAR MEETING OF
THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
FOR APRIL 3, 2019**

ROLL CALL

In attendance: Brendan McDonough, Shawn Fredrickson, Josh O'Neill, Eric Mankins, John Morgan, Michele Shea, Dan Olsen, Bill Andersen and Dan Callahan

Absent: Cindi Shaw and John Sorich

Also, in attendance: Dave Palmer, Eileen Joyce, Danette Gleason, Jason Parish, Colleen Safratowich and Jennifer Bradford.

PRAYER AND PLEDGE

Led by Commissioner McDonough

PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

R Edward Banderob-Communication 19-140

- Compliment the current Landfill Composting and the Alley Rally programs.
- Alley Rally is not open in Spring or Fall when large amounts of green waste are needing to be disposed of.
- Customers are being instructed by garbage collection services to keep their lawn clippings and put small amounts in the wasted containers throughout the summer months.
- Green waste in containers in plastic bags does not decompose very well.
- Some customers would pay extra to have the green waste containers during the green waste season.

CHIEF EXECUTIVES REPORT

Communication on the Agenda proclaiming April “strengthening families” month. Want to recognize the program. Blue pinwheels represent a happy healthy childhood.

Had a demonstration on the new voting system that will be used in the Council. Is simple and good quality. Hopefully they will be here next week.

Will have a question and answer for the Commissioner’s on the Superfund at the beginning of Regular meetings.



APPROVAL OF THE MINUTES

It was moved by Commissioner Morgan, seconded by Commissioner McDonough and passed by a unanimous verbal vote to approve the minutes of the Regular meeting of March 20, 2019.

ITEMS NOT ADDRESSED ON THE AGENDA

None

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

Commissioner Morgan segregated Communication # 12,19-145
Commissioner Fredrickson segregated Communication #7,19-140 & #9, 19-142.

It was then moved by Commissioner Morgan, seconded by Commissioner McDonough and passed with a unanimous verbal vote to approve the Consent Agenda, Section A, Items 1 through 4, and Section B, Items 1 through 14, with the exception of, # 7, 19-140, #9, 19-142 and # 12, 19-145.

7. COMMUNICATION NO. 19-140

R. Edward Banderob, Citizen requesting Council of Commissioners request the Chief Executive to designate an appropriate entity to conduct a survey, prepare a feasibility proposal and recommendation relative to a Green Container Biodegradable Waste Management Program to complement the present Landfill Composting and Alley Rally programs.

It was moved by Commissioner Fredrickson , seconded by Commissioner Shea to hold Communication 19-140 in the Committee of the Whole, pending report back from the Chief Executive and the Community Enrichment department . The motion passed with a verbal vote of 10 yea and 0 nay.

9. COMMUNICATION NO. 19-142

Chief Executive Palmer requesting authorization to sign two Consent for Access Property forms for the Environmental Protection Agency to conduct field work in support of a remedial Investigation/Feasibility Study (RI/FS) at the West Side Soils Operable Unit (WSSOU).

Commissioner Fredrickson: Communication 19-142



- Are the 5 properties listed Butte Silver Bow properties?

Chief Executive Palmer:

- Yes, they are.
- We are just granting access so that they can test the soil.

Commissioner Fredrickson:

- Implied last week that its more important to go to a Community meeting at a brewery to ask questions rather than have them answered here at Council
- Asking that EPA present their findings to us (Council) so that we can ask questions before they hold a community meeting.

Chief Executive Palmer:

- Will relay the message to them.

It was moved by Commissioner Fredrickson, seconded by Commissioner Andersen to concur with Communication 19-142 and place on file. The motion passed with a verbal vote of 10 yea and 0 nay.

12. COMMUNICATION NO. 19-145

Leslie Clark, Director Human Resources requesting Council of Commissioners concur and authorize the Chief Executive to sign the plan amendment to the Allegiance Health Insurance Plan Document and Summary Plan Description.

Commissioner Morgan: Communication 19-145

- Contacted by Leslie Clark Butte Silver Bow Human Resources.
- Asked that this communication be withdrawn
- Working on some contract amendments

It was moved by Commissioner Morgan, seconded by Commissioner McDonough to note and place on file, Communication 19-145. The motion passed with a verbal vote of 10 yea and 0 nay.

ORDINANCES SECOND READING

1. COUNCIL BILL NO. 19-05

ORDINANCE NO. 19-05

AN ORDINANCE AMENDING CHAPTER 12.10 OF THE BUTTE -SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "EASEMENT REQUESTS', AND SPECIFICALLY AMENDING THE TITLE OF THIS CHAPTER TO 'EASEMENT



REQUESTS - PORTABLE STORAGE EXCEPTION', AND ADDING NEW SECTIONS TO BE NUMBERED 12.10.020, 12.10.030, AND 12.10.040 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Morgan, seconded by Commissioner McDonough that Council Bill No. 19-05, Council Ordinance No. 19-05 be placed on second reading and be passed, having been deemed fully read at length. The motion passed with a verbal vote of 10 yea and 0 nay. Commissioner Fisher was Shaw and Commissioner Sorich were absent.

ORDINANCES AND RESOLUTIONS FINAL READING

RESOLUTION NO. 19-11

A RESOLUTION GRANTING THE APPROVAL OF THE AMENDED PLAT OF BLOCKS 16, 25 AND 26 OF THE GILMAN ADDITION, LEGION OASIS MINOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Morgan, seconded by Commissioner McDonough that Council Resolution No. 19-11 be passed, having been deemed fully read at length. The motion passed with a verbal vote of 10 yea and 0 nay. Commissioner Shaw and Commissioner Sorich were absent.

SUSPENSION OF THE RULES FOR FINAL PASSAGE

It was moved by Commissioner Morgan and seconded by Commissioner Shaw and passed by a verbal vote of 10 year and 0 nay, to suspend the rules for the purpose of passing Council Resolution 19-14 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. Commissioner Shaw and Commissioner Sorich were absent.

COUNCIL RESOLUTION NO. 19-14

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR MONTANA PRECISION PRODUCTS, LLC WITH THE DEPARTMENT OF COMMERCE OF THE STATE OF MONTANA, FOR BIG SKY ECONOMIC DEVELOPMENT TRUST FUND PROGRAM UNDER THE TERMS OF THE COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301) AS AMENDED.



It was moved by Commissioner Morgan, seconded by Commissioner McDonough that Council Resolution No. 19-1 4 be passed, having been deemed fully read at length. The motion passed with a verbal vote of 10 yea and 0 nay. Commissioner Fisher was Shaw and Commissioner Sorich were absent. Commissioner Shaw and Commissioner Sorich were absent.

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

R Edward Banderob:

- Mentioned that these comments would be more appropriate if they came right after the Consent Agenda.
- Informed Council that a conference took place with the EPA’s MT Community Involvement Coordinator and that GNCDC Inc has been in Communication with the EPA’s Region 8 Community Involvement Coordinator.
- The Region 8 Community Involvement Coordinator was the one who replied to the question relative to the definition of “historic mine waste”.
- Reviewed the current mining impact in the Greeley Neighborhood from the resident’s perspective and toured the neighborhood.
- They are doing their job.
- GNCDC Inc disagrees with Commissioner Fredrickson and believes that B-SB needs a Community Involvement Coordinator
- A “Go to Person” in the local government to work with on projects that will address the needs of various issues of the greater Butte Silver Bow Community.
- To bridge the gap between the people and Government.

ADJOURN

It was moved by Commissioner Morgan, seconded by Commissioner McDonough to adjourn the meeting.

Meeting was adjourned at 7:49 a.m.

Dave Palmer, Chief Executive



ATTEST:

Clerk & Recorder

