ROLL CALL 10 Present 2 Absent- Shaw and O’Neil

PRAYER AND PLEDGE John Sorich

APPROVAL OF THE MINUTES
June 2, 2021, Regular Meeting Minutes
Shawn Fredrickson makes a motion to approve the minutes, Bill Andersen seconds the motion.
10 yea 0 nay Motion passes.

ITEMS NOT ADDRESSED ON THE AGENDA
Shawn Fredrickson makes a motion for the Suspension of the Rules to allow 2021-297 to be added to the June 16, 2021 Regular meeting. Bill Andersen seconds the motion.
10 yea 0 nay Motion passes

CHIEF EXECUTIVE’S REPORT
Gallagher: Lots of things happening within the community. The parks opening, pool is open. We had our first ARCO meeting to start talking about the funding sources. The CD will be the repository will be the next thing to talk about.

PUBLIC COMMENT ON ANY ITEMS ON THE AGENDA
John Slickemeyer: 2715 Goodwin, Concerning 2021-296 related to drug houses. We have been dealing with the Drug house over 8 years. This is one of 2 that are on the block. It has not been easy dealing with this situation and should not take 5-8 years to have the people removed. There are other cities that actually have ordinances in place that deal with this program.
Andrew Hair, Evans Avenue. Has lived here since October and wants to know if these are nuisances’ properties or public nuisances’ properties because they are totally different from each other. If the properties are causing an inconvenience or annoyance, and if they are public nuisances, they are by legal definition an act or condition that is illegal because if interferes with the rights of the public generally. The wording in the ordinances need to be more specific and deadly accurate. One solution is abatement, which means the removal or control of an annoyance. Don’t bring the whole town together to discuss if someone should be able to call the cops and have private property removed because what was happening was annoying, that is ridiculous. If someone is annoyed, it does not give you a right to have such an invasive ambition into other peoples lives. This needs to be handled case by case. I think the last thing our government needs is another tool to be in their lives in an unconstitutional capacity, taking away property that was rightfully bought. We don’t need laws because one or two people are annoyed at their neighbor. One facebook message was written that said you are right, but if the owner is not willing to work to fix the problem, they should lose their right to own that property through the court system. That is insane to say. We need to keep the American we were given as children.

Andrea Shea: 1135 Caledonia, I just moved to Caledonia because I used to live on Goodwin, and
lived right next door to the drug house. No one ever disclosed to us what was going on with the house next door except one of the neighbors. The ordinance is very specific and states that if it conflicts with the enjoyment of life or property by either the entire community or individuals. We lived there a year and it was pure hell. Put up cameras and left with severe PTSD. Goodwin has 2 houses within a 5-house block. She thanks the police officers and dispatchers. The tax dollars that it costs having police there every day for 5-8 years. I gave the realtor $26,000.00 and had to walk away from it. Her therapist advised it. Has many hours of video watching these people making drug deals. Ordinances in Washington, they get 3 chances in a 60 day period if a nuisance has occurred. In 1925 Butte had a case where there was a place that had prostitution and liquor house and what a nuisance it caused. They ended up abating the entire building. Lammi verses Young during prohibition is the name of the case. Shots have been fired, people peeing in broad daylight. Cars being run into. Constant drug dealers are there day and night. Please take the law of Mt and think about our children. And it also brings property values down. Kevin Corbin, 2701 Goodwin Street, moved in 2018. We need help, and this goes on daily and nightly not just once a month. The cops changed some policies and the police actually sit in from of the drug house day and night. They are arresting people trying to get people out of the neighborhood. The house is now boarded up with no trespassing signs on it, but they have moved down the street do drug deals down there. This is the kind of help we are asking so that we can have the police make the town better. Keisha Geer: 2647 Goodwin. Was not disclosed by the realtor that my house was next door to a drug house. 15 arrests have been made in the last month on outstanding warrants, but while the one house is boarded up, it still continues to with the house down the street. We are asking for the police to be able to do their jobs. Casandra Smith: 2400 St. Ann Street, Every neighborhood has their own drug house. Drug addicts need somewhere to live too. Not really kicking them out, but changing the laws to be accountable for the things that are illegal. It should be a case by case basis.

WRITTEN COMMENTS WELCOME:
public-input@bsb.mt.gov
Letter- See Attached

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

BID OPENINGS

1.COMMUNICATION NO. 2021-260
Angie Mullikin, Public Works Budget Analyst requesting Council of Commissioners for time on the June 16, 2021 Council of Commissioners regular meeting to open bid for Dog Kennels for the Animal Shelter.
Eileen Joyce states that there is proof of publication for both bid openings.
John Moody, Assistant Director of Community Development. One issue with the bid, it was delivered to the wrong office and opened, but was returned to the Clerk and Recorders office and sealed. One bid opening from Shor-line out of Kansas City Kansas for $75,290.29
Shawn Fredrickson makes a motion to refer this back to Community Enrichment. Bill Andersen seconds the motion 10 yea 0 nay
COMMUNICATION NO. 2021-263
Mark Neary, Public Works Director requesting Council of Commissioners for time on the June 16, 2021 Council of Commissioners regular meeting to open bids for materials for the 2021 Water Main Replacement Projects.
Mark Neary: Three bid openings for the 2021 Water Main Projects:
Montana Waterworks and Irrigation $374,959.00
Core and Main: $358,504.90
Northwest Pipe Fittings $358,843.27
Bill Andersen asked for engineers estimate $210,000.00

Shawn Fredrickson makes a motion to refer the bid to the Public Works Department for recommendation to this council, Bill Andersen seconds the motion. 10 yea 0 nay

PRESENTATION

COMMUNICATION NO. 2021-262
Mark Neary, Public Works Director requesting Council of Commissioners for time on the June 16, 2021 Council of Commissioners regular meeting for a presentation on County-wide Maintenance District Workplan update for FY2021 and Workplan for FY2022.
Mark Neary: In 2018 they passed the maintenance fee district to supplement our maintenance district. Last winter we used 363 tons of salt and 1736 tons of liquid de-icer, 65 miles of road plowed, 6,405 man-hours worked, equipment costs $180,350.20. Snow removal has primary and secondary routes on map shown. Street cleaning and flushing they did 285 miles of swept roads, 90 miles of flushed, total labor $203,676.66. Pothole patching, since Jan. 2021 they have done 4,078 patches, from July 2, 2020, to May 31, 2021-11,332 were filled. The numbers are down from last year because of COVID, due to not finding people to work. Rural road maintenance 131 miles, Man hours 1227, total labor $48,395.03. Total cost around 1.2 Million. 2022 they plan for $286 million for salt and de-icer, $55,000 for snow removal. Proposed plan for summer $200,000 planned for asphalt and pot hole repairs. Total cost for 2022 is $1.6 million.
Thatcher: At the Fairmont Street area, is that back for another year?
Neary: we are in design phase on that. Not sure if it will get done this year.
Sorich: Are you fully staffed for this summer?
Neary: still having a tough time hiring, we are close to being fully staffed.
Andersen: With the inflation of materials, how will it impact the work that you need to get done?
Neary: Not sure what will happen with the pipe prices. There is an issue and too expensive to do, we will not do it. Like Fairmont street there is not a lot of pipe needed so I hope that we can get that done.
Andersen: Any shortfalls in asphalt?
Neary: No problems with asphalt that he has heard of.
Andersen: The work by Chester steel park, you did a great job.

PETITIONS

PETITION NO. 2021-01
Donald Swanson, Land Records Administrator requesting Council of Commissioners authorize a Petition to close and vacate an alleyway has been filed with the Land Records Office of the Planning Department, as provided for and within Ordinance Number 362.
Petition No. 2021-01 Map
Refer to Public Works
Shawn Fredrickson makes a motion to refer to Public Works, Bill Andersen seconds the motion. 10 yea 0 nay

Shawn Fredrickson makes a motion to approve the CD with exceptions of 278, 285, 296, Bill Andersen seconds the motion. 10 yea 0 nay

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

B. COMMUNICATIONS

1. COMMUNICATION NO. 2021-272
Karen Sullivan, BSB Health Officer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign an agreement between the Montana Department of Environmental Quality and the Butte-Silver Bow Health Department to provide air quality services, including ambient air monitoring.
2021-272 Agreement
Concur and Place on File

2. COMMUNICATION NO. 2021-273
Karen Sullivan, BSB Health Officer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign a subcontract between AWARE, Inc, and the Butte-Silver Bow Health Department related to the delivery of Parents as Teachers home visiting services at the department.
2021-273 Contract
Concur and Place on File

3. COMMUNICATION NO. 2021-274
Karen Sullivan, BSB Health Officer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign a contract amendment between the Montana Department of Public Health and Human Services and the Butte-Silver Bow Health Department for the delivery of HIV medical case management services.
2021-274 Amendment
Concur and Place on File

4. COMMUNICATION NO. 2021-275
Karen Sullivan, BSB Health Officer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign an agreement between Helena-based JHS, Inc., and the Butte _____

City and County of Butte-Silver Bow
Mosquito Abatement District to perform mosquito abatement activities over spring and summer 2021.

2021-275 Agreement
Concur and Place on File

5. COMMUNICATION NO. 2021-276
Karen Sullivan, BSB Health Officer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign a contract between the Montana Department of Public Health and Human Services and the Butte-Silver Bow Health Department to reduce the burden of vaccine-preventable disease within the department's service area.

2021-276 Contract
Concur and Place on File

6. COMMUNICATION NO. 2021-277
Robert Whelan, Butte American Legion Baseball requesting Council of Commissioners to waive license fees and charges as the Butte American Legion Baseball Committee wishes to sponsor a fireworks stand at the northside of the Civic Center parking lot from June 23 through July 6, 2021. They are non-profit organization and proceeds will be used to support the youth of our community.

Concur and Place on File

7. COMMUNICATION NO. 2021-278
John Sorich, BSB Commissioner District 4 requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to invite the different entities that receive funding from Butte-Silver Bow to provide their yearly update of their groups function and what the BSB tax dollars are used for.

Refer to the Chief Executive’s Office
Sorich: Wrote the communication to hear from the entities to hear what they are doing with the money and meet some of the people who are in the groups. Makes a motion to refer to the Chief Executives Office. Bill Andersen seconds the motion. 10 yea 0 nay

8. COMMUNICATION NO. 2021-279
Kathy Jangula, 149 W. Daly Walkerville Mt. requesting Council of Commissioners to purchase vacant property adjacent to my current property located at 149 W. Daly Street, Walkerville Mt 59701. Please consider our request as we would like to purchase the property as soon as possible.

2021-279 Letters / Maps
Refer Land Sales Committee

9. COMMUNICATION NO. 2021-280
J.P. Gallagher, Chief Executive requesting Council of Commissioners concurrence in the following appointment of Rachel Dean, 3069 Atherton Lane Butte, MT 59701 to the Superfund Advisory and Redevelopment Trust Authority Boards.

Concur and Place on File
10. COMMUNICATION NO. 2021-281
Leslie Clark, Human Resources Director requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the Memorandum of Understanding between the City-County of Butte-Silver Bow and the Montana Federation of Public Employees, Local No. 4372.
2021-281 MOU
Concur and Place on File

11. COMMUNICATION NO. 2021-282
Leslie Clark, Human Resources Director requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the Collective Bargaining agreement between the City-County of Butte-Silver Bow and the Amalgamated Transit Union (ATU) Local No. 381.
2021-282 Agreement
2021-282 Redline Agreement
Concur and Place on File

12. COMMUNICATION NO. 2021-283
Mike Clague, Deputy County Attorney requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the Memorandum of Understanding between the City-County of Butte-Silver Bow and the Butte Veterans Treatment Court.
2021-283 MOU
Concur and Place on File

13. COMMUNICATION NO. 2021-284
Dane Wagner, General Manager and Co-Owner Mining City Tommy Knockers Baseball Club requesting Council of Commissioners permission for fireworks display after the Mining City Tommy Knockers baseball games. The fireworks display dates would fall on all Friday night games.
Refer to the Committee of the Whole

14. COMMUNICATION NO. 2021-285
Danette Gleason, Finance & Budget Director requesting Council of Commissioners to refer the Fiscal Year 2022 Preliminary Budget to the Finance & Budget Committee for the July 7, 2021 Finance & Budget Committee meeting.
Concur and Place on File
Sorich: makes a motion to move the meeting from 7:00 pm to 6:30 pm. Andersen seconds the motion. 10 yea 0 nay

15. COMMUNICATION NO. 2021-286
Julia Crain, Department of Reclamation Assistant Director requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign a Professional Services Agreement between Butte-Silver Bow and Montana Technological University.
2021-286 Agreement
Concur and Place on File
16. COMMUNICATION NO. 2021-287
Brian Doherty, BSB Fire Chief requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign an updated and expired Service Agreement between City-County of Butte-Silver Bow and Butte-Silver Bow Training Center. This agreement had been expired since 2012 and has been updated, reformatted, and reviewed by all parties involved.
2021-287 Agreement
Concur and Place on File

17. COMMUNICATION NO. 2021-288
Bill Melvin, Butte Civic Center Manager requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the attached amendments to the Butte Civic Center's scoreboard advertising agreements.
2021-288 Mt Standard Agreement
2021-288 State Farm Agreement
2021-288 Harrington/Pepsi Agreement
2021-288 Harrington/7-up Agreement
2021-288 Comfort Inn Agreement
2021-288 Town Pump Agreement
2021-288 McDonald's Agreement
Concur and Place on File

18. COMMUNICATION NO. 2021-289
James Kilmer, BSB Justice Court II requesting Council of Commissioners to request the BSB Chief Executive sign the annual Service Agreement with For the Record to purchase the software and equipment to provide required recording services for the Justice Court.
2021-289 Agreement
Concur and Place on File

19. COMMUNICATION NO. 2021-290
Karen Byrnes, Community Development Director requesting Council of Commissioners authorization for the Butte-Silver Bow Community Development Department to apply for a grant from the Treacy Foundation for repairs to the Mother Lode Theatre.
Concur and Place on File

20. COMMUNICATION NO. 2021-291
Pat Holland, Government Building Manager requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the Professional Services Agreement between the City and County of Butte-Silver Bow and LeProwse Contracting Inc., to repair the concrete located at the BSB Health Department.
2021-291 Agreement
Concur and Place on File

21. COMMUNICATION NO. 2021-292
Kristen Rosa, TIFID Administrator requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign a Customer Agreement with NorthWestern Energy for services related to the construction of railroad track in Montanan Connections.
2021-292 Agreement
Concur and Place on File

22. COMMUNICATION NO. 2021-293
J.P. Gallagher, Chief Executive requesting Council of Commissioner’s authorization to sign the Professional Services Agreement between Butte-Silver Bow and the Amplified Media for the COVID Vaccination Media Campaign.

2021-293 Agreement
Concur and Place on File

23. COMMUNICATION NO. 2021-294
Padraig Cunneen, BSB Public Works Engineer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the Storm Water Management / BMP Maintenance Agreement for the Cat Rental Store at 93 Basin Creek Road in Butte.

2021-294 Agreement
Concur and Place on File

24. COMMUNICATION NO. 2021-295
Padraig Cunneen, BSB Public Works Engineer requesting Council of Commissioners to request the BSB Chief Executive J.P. Gallagher to sign the Storm Water Management / BMP Maintenance Agreement for Old Dominion Freight Line, Inc. facility at 119928 Rick Jones Way Butte MT.

2021-295 Agreement
Concur and Place on File

25. COMMUNICATION NO. 2021-296
Michele Shea, District 2 Commissioner requesting Council of Commissioners to create a new ordinance, or amend an existing ordinance, if appropriate, to allow for the identification and abatement of public nuisances on properties on which there have been, or continue to be, repeated disruptive activities including but not limited to, disturbances of the peace, public drunkenness, harassment of passerby, sale, storage, or possession of stolen goods, theft, assaults, batteries, acts of vandalism, excessive littering, illegal parking, loud noises, traffic and other code violations, or police detentions and arrests.
Shea: We heard tonight from people that she has heard from for the last 2 years. Need to figure out what should be done and decide what the ordinance will look like. We will work with the County Attorney and the council of what should be done. It is not intended to undermine our public servants, they have responded whenever I have called and do a great job. Makes a motion to refer to the Judiciary Committee, Bill Andersen seconds the motion.

10 yea 0 nay

Riordan: his district is suffering from the same situation. Wants to reassure the public that the council will put some work in on this in a timely manner.

Gallagher: 2021-297 Suspension of the Rules
Fredrickson makes a motion to concur and place on file communication no. 2021-297. Andersen seconds the motion. 10 yea 0 nay

SECTION 3: ORDINANCES AND RESOLUTIONS FOR SECOND READING

1. COUNCIL BILL NO. 2021-05
ORDINANCE NO. 2021-05
AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (BSB MC), WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER
BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 1.5 ACRES FROM R-2 TWO-FAMILY RESIDENCE) TO C-2 (COMMUNITY COMMERCIAL), COMMONLY LOCATED BETWEEN PARK STREET AND BROADWAY STREET, WEST OF OHIO STREET; LOCATED IN THE BALTIC LODE, SECTION 13, TOWNSHIP 3 NORTH, RANGE 8 WEST, OF THE P.M.M. OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HEREWITHT AND PROVIDING FOR AN EFFECTIVE DATE HEREN.

Shawn Fredrickson makes a motion to be passed on second reading, Andersen seconds the motion. 10 yea 0 nay

SECTION 4: ORDINANCES AND RESOLUTIONS FOR FINAL READING

1. RESOLUTION NO. 2021-22
A RESOLUTION EXTENDING THE SPECIAL TOURISM BUSINESS IMPROVEMENT DISTRICT NO. 1, FOR THE PURPOSE OF PROMOTING TOURISM, CONVENTIONS, TRADE SHOWS AND TRAVEL TO THE CITY-COUNTY OF BUTTE-SILVER BOW; DESIGNATING AND DESCRIBING THE BOUNDARIES OF SAID PROPOSED SPECIAL TOURISM BUSINESS IMPROVEMENT DISTRICT AND PROVIDING FOR THE EFFECTIVE DATE HEREN.

Shawn Fredrickson makes a motion to place on final reading and passed having been fully read at length, Bill Andersen seconds the motion. 10 yea 0 nay

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA
Letter- See attached

CALENDAR OF OTHER MEETINGS AND EVENTS

June 16, 2021, Parking Commission, 3:00 pm, Chief Executive Conference Room
June 17, 2021, Zoning Board, 5:30 pm, Council Chambers
June 21, 2021, Parks & Recreation, 11:30 am, Highland View Clubhouse
June 22, 2021, Port of Montana, 12:00 pm, Hub Center, Silver Bow
June 22, 2021, Urban Revitalization, 8:30 am, 1st Floor Conference Room
June 23, 2021, South Butte TEDD, 3:30 pm, 1st Floor Conference Room
June 23, 2021, Local Emergency Planning, 12:00 pm, Butte Justice Center
June 24, 2021, Planning Board, 5:30 pm, Council Chambers
June 24, 2020, Substance Abuse Task Force, 3:30 pm, Emergency Operations Center, 3615 Wynne
June 28, 2021, Mental Health LAC, 1:00 pm, 3rd Floor, Library Bldg.
July 1, 2021, Civic Center, 12:00 pm, Civic Center Hospitality Room
July 1, 2021, East Butte RRA, 9:00 am, 1st Floor Conference Room, ad hoc basis
July 6, 2021, Fire Advisory Committee, 5:30 pm, Butte 1st Floor Conference Room
July 6, 2021, Historic Preservation Commission, 5:30 pm, Council Chambers
July 6, 2021, Weed Board, 7:00 pm, Weed Office, 25 West Front
ADJOURN
Gallagher adjourns the meeting.

MEETINGS

FINANCE & BUDGET COMMITTEE MEETING
JUNE 16, 2021
7:00 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS

Expenditure report for the week of June 16, 2021 was reviewed and approved in the amount of $____________________ 2021.

REPORTS

COMMITTEE OF THE WHOLE REPORT
JUNE 9, 2021
TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen,
We, your Committee of the Whole Committee, respectfully recommend as follows:

PRESENTATIONS

1. COMMUNICATION NO. 2021-230
Dori Skrukrud, Greenway Project Manager requesting Council of Commissioners authorization to request time on your May 26, 2021 Committee of the Whole meeting to present an update on the Silver Bow Creek Greenway.
_Held_

2. COMMUNICATION NO. 2021-265
Padraig Cunneen, Public Works Engineer requesting Council of Commissioners for time on the June 9, 2021 Committee of the Whole meeting for a presentation with Bob Lazzari Parks and Rec Director concerning the Basin Creek Reservoir.
_Held_

SECTION 2. COMMUNICATIONS

1. COMMUNICATION NO. 2020-411
Brendan McDonough, Commissioner District 8 requesting Council of Commissioners consideration that Butte-Silver Bow take over the outside maintenance of the Community Ice Center located at Clark Park. The original operating agreement had the Butte Amateur Hockey Association maintaining the grounds; however, I think BSB should assume the maintenance.
_Hold in Abeyance_
2. COMMUNICATION NO. 2021-217
Jim Fisher, BSB Commissioner District 6 requesting Council of Commissioners authorization for the Chief Executive J.P. Gallagher to invite someone from the DEQ and EPA to our Council Meeting to update and explain the clean-up and future use of the Montana Pole site.
Note and Place on File

3. COMMUNICATION NO. 2021-230
Dori Skrukrud, Greenway Project Manager requesting Council of Commissioners authorization to request time on your May 26, 2021 Committee of the Whole meeting to present an update on the Silver Bow Creek Greenway.
Concur and Place on File

4. COMMUNICATION NO. 2021-131
Ed Lester, Butte-Silver Bow Sheriff requesting Council of Commissioners concurrence and authorization for the Chief Executive to sign the Memorandum of Understanding (MOU) between Butte-Silver Bow and the Southwest Montana Drug Task Force.
2021-131 MOU
Hold in Abeyance

5. COMMUNICATION NO. 2021-248
Karen Byrnes, Community Development Director requesting Council of Commissioners to approve the letter from Amy Cline requesting to purchase Butte-Silver Bow property at 7 West Agate.
2021-248 Letter/Map
Hold in Abeyance

6. COMMUNICATION NO. 2021-254
Ed Banderob, 2601 Grand Avenue requesting Council of Commissioners to request the BSB Chief Executive to request the BSB Health Department and BSB Board of Health to have the BSB Health Study Advisory Committee act as a Community Advisory Council to review what has been done in other countries and communities to mitigate the health and economic impact of this COVID-19 virus and prepare an action plan should we get another virus that may not be contained by the current vaccines.
Hold in Abeyance

7. COMMUNICATION NO. 2021-260
Angie Mullikin, Public Works Budget Analyst requesting Council of Commissioners for time on the June 16, 2021 Council of Commissioners regular meeting to open bid for Dog Kennels for the Animal Shelter.
Hold in Abeyance

8. COMMUNICATION NO. 2021-262
Mark Neary, Public Works Director requesting Council of Commissioners for time on the June 16, 2021 Council of Commissioners regular meeting for a presentation on County wide Maintenance District Workplan update for FY2021 and Workplan for FY2022.
Hold in Abeyance
9. COMMUNICATION NO. 2021-263
Mark Neary, Public Works Director requesting Council of Commissioners for time on the June 16, 2021 Council of Commissioners regular meeting to open bids for materials for the 2021 water Main Replacement Projects.
Hold in Abeyance

10. COMMUNICATION NO. 2021-265
Padraig Cunneen, Public Works Engineer requesting Council of Commissioners for time on the June 9, 2021 Committee of the Whole meeting for a presentation with Bob Lazzari Parks and Rec Director concerning the Basin Creek Reservoir.
Concur and Place on File

FINANCE & BUDGET COMMITTEE MEETING REPORT

JUNE 9, 2021
6:00 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS
TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COMMISSIONERS

Ladies and Gentlemen,
We, your Council of Commissioners, and Madame Chairman Cindi Shaw, respectfully recommends as follows: Expenditure report for the week of June 9, 2021, was reviewed and approved in the amount of $1,786,685.94 for 2021.

FINANCE AND BUDGET COMMITTEE MEMBERS PRESENT/ABSENT
John Sorich, Chair P
Josh O’Neill, Vice Chair P
Hattie Thatcher P
Jim Fisher P
John Riordan P
Justin Fortune P

PUBLIC WORKS COMMITTEE MEETING REPORT

JUNE 9, 2021
6:30 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS
TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COMMISSIONERS

1. COMMUNICATION NO. 2020-139
Brendan, McDonough, Commissioner District 8 requesting Council of Commissioners to consider

City and County of Butte-Silver Bow
that a speed study be conducted by the Montana Department of Transportation on Highway 2 from the nine-mile to Pipestone Pass. With the upcoming recreational season approaching, I ask that a study and decision be made in a timely manner to address the safety concerns for the spring and summer season.

Hold in Abeyance

2. COMMUNICATION NO. 2021-245
Eric Mankins, Commissioner District 9 requesting Council of Commissioners to have the Public Works Committee consider a speed study be conducted by the Montana Department of Transportation on Iron Street (Exit and Entrance) both east and west bound traffic.

Hold in Abeyance

PUBLIC WORKS COMMITTEE PRESENT/ABSENT

Jim Fisher, Chairman P
Eric Mankins, Vice Chairman P
Dan Callahan P
John Sorich P
Justin Fortune P
Mark Neary P

JUDICIARY COMMITTEE MEETING REPORT

JUNE 9, 2021
7:00 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS
TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE- SILVER BOW COMMISSIONERS

1. COMMUNICATION NO. 2020-503
Dan Olsen, Commissioner District 5 requesting Council of Commissioners to address the following problem with Butte-Silver Bow Ordinance Chapter 6.16 - Livestock and Domesticated hoofed Animals as currently written is unenforceable by B-SB and does not interface seamlessly with MCA 81-4-201--81-4-401 to allow the State to provide enforcement.

Hold in Abeyance

1. COUNCIL BILL NO. 2021-05
ORDINANCE NO. 2021-05
AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 1.5 ACRES FROM R-2 TWO-FAMILY RESIDENCE TO C-2 (COMMUNITY COMMERCIAL), COMMONLY LOCATED BETWEEN PARK STREET AND BROADWAY STREET, WEST OF OHIO STREET; LOCATED IN THE

City and County of Butte-Silver Bow
BALTIC LODGE, SECTION 13, TOWNSHIP 3 NORTH, RANGE 8 WEST, OF THE P.M.M. OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREFIN.

Move to Second Reading

1. RESOLUTION NO. 2021-22
A RESOLUTION EXTENDING THE SPECIAL TOURISM BUSINESS IMPROVEMENT DISTRICT NO. 1, FOR THE PURPOSE OF PROMOTING TOURISM, CONVENTIONS, TRADE SHOWS AND TRAVEL TO THE CITY-COUNTY OF BUTTE-SILVER BOW; DESIGNATING AND DESCRIBING THE BOUNDARIES OF SAID PROPOSED SPECIAL TOURISM BUSINESS IMPROVEMENT DISTRICT AND PROVIDING FOR THE EFFECTIVE DATE HEREFIN.

Move to Final Reading

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<th>Name</th>
<th>Amount</th>
<th>Reason</th>
<th>Approved</th>
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<tr>
<td>DENISE KELLY</td>
<td>$100.00</td>
<td>REFUND SPECIAL USE PERMIT FEE – WITHDRAWL APPLICATION EAST PARK ST.</td>
<td>YES</td>
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<tr>
<td>KITT WILLIAMS</td>
<td>$400.00</td>
<td>DEMO BOND – GARAGE AT 2600 AMHERST</td>
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JUDICIARY COMMITTEE MEMBERS PRESENT/ABSENT

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<tr>
<td>Bill Andersen, Chairman</td>
<td>P</td>
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<tr>
<td>Michele Shea, Vice Chairman</td>
<td>P</td>
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<td>Dan Callahan</td>
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<td>Hattie Thatcher</td>
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<td>Eric Mankins</td>
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<td>John Sorich</td>
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### BSB Council of Commissioners Regular Meeting

**Wednesday, June 16, 2021**

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<tr>
<td><strong>First Name</strong></td>
<td>Shea</td>
<td>Thatcher</td>
<td>Fortune</td>
<td>Fisher</td>
<td>O'Neill</td>
<td>Mankins</td>
<td>Andersen</td>
<td>Shaw</td>
<td>Callahan</td>
<td>Riordan</td>
<td>Fredrickson</td>
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<td><strong>Last Name</strong></td>
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<td>1) Roll Call</td>
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<td>2) Approval of the Minutes - June 2021</td>
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<td>3) Suspension of Rules Resolution No. 2021-297</td>
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<td>4) Communication No. 2021-260</td>
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<td>6) Petition No. 2021-01 - Refer to Public Works</td>
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<td>7) Consent Agenda - Non-Segregated Communications</td>
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<td>9) Communication No. 2021-285 - Concur and Place on File</td>
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<td>10) Communication No. 2021-296 - Refer to Judiciary</td>
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<td>12) Council Bill No. 2021-05 Ordinance No. 2021-05</td>
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<td>13) Resolution No. 2021-22</td>
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June 16, 2021

Dear Butte Silver Bow Council of Commissioners,

This letter is pertaining to the constant nuisances and disruptive behavior that occur on the 2600 block of Goodwin Street in Butte, Montana. I have not experienced as much as those that live on Goodwin, but I live ½ block away on Evans Avenue. I have seen the rapid deterioration of two homes on Goodwin for the past 3 years. I have resided at my location on Evans Avenue for over 25 years, but this activity ½ block from me for the past three years is terrorizing this neighborhood. There is constant nightly noise from vehicles in the middle of the night and cars racing down Porter street from Goodwin and continuing onto Evans Avenue.

I am afraid to walk down with my grandchildren to Father Sheehan Park because of the two homes on Goodwin. I have seen a robbery of my neighbors’ car right next door to me on my camera from an individual that walked from Goodwin Street to Evans Avenue. The perception of these two homes on Goodwin is that they are drug houses. There are constant cars (some from out of state) that arrive in the middle of the night with individuals that enter these homes, stay shortly and then leave. There surely is incontrovertible drug activity at these locations.

Please know I have seen the increased patrol from the police department on Goodwin and Evans Avenue. I have spoken to these officers and told them how much I appreciate their help in this regard. Please help to pass a more restrictive ordinance to resolve some of this disruption in our neighborhood. Thank you.

Sincerely,

Sally Dwyer
2710 Evans Avenue
Butte, Montana 59701
(406) 491-3603
sally_dwyer@hotmail.com
Good morning.

I live on Little Basin Creek Rd. My husband and I saved for years to buy property out here. We understood at that time that the land surrounding us was zoned for residential use. As you probably know there is a 1600 acre solar farm being proposed on Mr. McDermott's land. This is to primarily generate power for the Bit com company south of town. The solar company has said it will only have 8 to 10 permanent jobs from this endeavor. At 700,000 panals this would be the 3rd largest solar farm in the US. The top 10, all in desert landscapes. My husband and I have worked hard improving our property. Spraying for noxious weeds, building wildlife friendly fence, and planting trees. Our savings has gone into our home and property. It does not seem just that one property owner could change the zoning in this beautiful area to benefit just himself.

Living out here I have seen first hand the many animals that roam these 1600 acres. Daily I see elk, antelope, moose and mule deer. I also see grouse and many other nesting birds. There is beautiful native grasses and sage plants that cover these 1600 acres. It does not seem logical or just to change the zoning of this residential/agriculture area to benefit a small company that will create 8 to 10 jobs. I am in in complete favor of green energy, but it needs to be in a well planned area that is zoned for it's use. If the solar farm was built outside of Butte it would still generate those 8 to 10 jobs for Butte as well as the possible temporary subcontracting jobs, but be in a appropriate commercial/industrial zoned area. I've even thought that it would be great out between Anaconda and Deer Lodge on the reclaimed land. It would be a powerful statement putting renewable energy on top of mine waste, reclaimed land.

I have worked with Dr John Pullman for 19 yrs and have built many wonderful relationships with Butte people. Over the last few weeks I have not heard from one person that is in favor of the Solar farm project. However, in quite a few of them are nervous to stand up to the project because they work at the mine for the Washington family ( their son is an investor in the project) or they are afraid of being blacklisted because they work construction or are on the police force ECT. It was very eye opening to see this fear, so I feel it's up to me and people like yourself to speak against this for the Butte residents.

If this is approved, these 1600 acres will be bulldozed, creating huge amounts dust and noise pollution for an estimated 2 years. This area is larger then the Berkeley pit, the dust will threaten the health of many.

The huge 12 ft plus panals will ruin the beautiful scenery as you travel south of town, scaring forever the beauty of south Butte.

I am asking you to please support south Butte and those of Butte who do not feel they can speak up against the change in zoning.

Thank you for your time and consideration.
Respectfully,

Erin W Leber

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This message did not originate from a Butte-Silver Bow email and therefore cannot be validated. Please ensure you respond accordingly and proceed with caution.