



- Necessary to do a better job with constituents and to move to the next level in technology.
- Not all Commissioners have Personal computers capable of accessing the necessary information and documents.
- More efficiency with technology.
- Money spent on the laptops will have great impact on the services that can be provided to constituents.

**It was moved by Commissioner Schultz and seconded by Commissioner Shaw to reconsider the addendum for account 100.999.510301.260 in the amount of \$17,820. The motion carried with a roll call vote of 6 yeas, 5 nays.**

**It was moved by Commissioner Palmer, seconded by Commissioner Lee and carried by a unanimous verbal vote to place Communication No. 09-639 on file.**

**It was moved by Commissioner Palmer and seconded by Commissioner Shaw to approve the Council laptop project as outlined on addendum No. 7 (second line) and change the prior approved of \$24,200 to the current proposed \$42, 020.**

Commissioner O’Leary asked Mr. Amerman if the \$17,820 included maintenance agreements.

Mr. Amerman replied the Director of MIS was present and would reply.

Linda Sajor Joyce replied the amount included three years of maintenance.

Commissioner Foley asked Linda Sajor Joyce what the intention of having laptops for the Commissioner’s was.

Linda Sajor Joyce, MIS Director for Butte-Silver Bow explained the intent of the project:

- Provide a common ground for all the Commissioners.
- More cost effective way to communicate with constituents.
- Common format with Butte-Silver Bow.
- Common format to open and work on documents.
- Access to agendas and minutes from previous meetings as well as Butte-silver Bow files.
- Large screen monitors will be provided for the public and Commissioners will be able to view presentations from the laptops.

Commissioner Shaw asked Linda Sajor Joyce if this project would open the Commissioners up to have Intranet capabilities.

Linda Sajor Joyce replied yes it will while the Commissioners are in the Court House, and there is another project in the works to make the Intranet available at remote sites.

Commissioner Schultz stated this project is necessary to increase professionalism as well as personal ability to access information.

Commissioner Hall stated there were some Commissioners who didn't have computers with the capabilities necessary and she feels this project is necessary.

Commissioner Palmer stated he had spoken with Chief Executive Babb regarding this matter and agreed to move forward with the proposal.

Commissioner Moodry asked Linda Sajor Joyce how long the transition would take.

Linda Sajor Joyce replied it would take approximately two to three months.

Chief Executive Babb explained his reasons for putting this project forward:

- Networking Council and having Council's own server would allow Council to access things that otherwise would need to be put off for another meeting.
- Ability for Commissioners to keep things separate.
- Greg Edelin's time can be better spent than on delivering notebooks and any changes to the Commissioners.

**The third motion was passed with a roll call vote of 6 yeas, and 5 nays.**

### **SECTION III**

### **COMMUNICATION NO. 09-640**

Joe Lee, Commissioner District 2, Council of Commissioners, requesting Council's concurrence in approving an additional \$20,000 in the Butte-Silver Bow Parks and Recreation 2009-2010 Fiscal Budget for improvements and upgrades to the pavilion at Father Sheehan Park.

Commissioner Joe Lee explained the following reasons for this late communication:

- September 10, 2009, met with Dan Dennehy, Public Works Director to discuss problems with the pavilion at Father Sheehan Park.
- September 11, 2009, talked with several people in wheelchairs about not having access to the pavilion.
- September 12, 2009 attended the MS Walk and spoke with Bonnie Hancock about making the pavilion handicap accessible.
- September 16, 2009 submitted follow up letter to Dan Dennehy outlining problems at the pavilion.
- September 23, 2009 Dave Cunningham submitted letter to Dan Dennehy discussing four options.
- September 24, 2009 received an e-mail from Dan Dennehy concerning these options.
- September 25, 2009 decided to bring Communication to Commissioners.

Commissioner Lee further explained the following:

- Father Sheehan Park is a major park in Community used by thousands every year.
- In 2000 a new concession stand was built with non-taxpayer money.
- In 2001 new playground equipment was installed with private funds.
- In 2003 trees were planted with county funds.
- In 2005 two new dugouts were built by the Anaconda Job Corps.
- In 2006 two more dugouts were built by the Anaconda Job Corps.
- In 2007 new picnic tables were purchased for the pavilion with non-taxpayer funds.
- In 2008 flowering crab apple trees were planted south of the playground.
- In 2009 trees were planted around Father Sheehan Memorial.
- A new flagpole was donated by Mile High.
- Total improvements to Father Sheehan Park of \$140,000 in non-taxpayer money.

Commissioner Lee stated he is asking for \$20,000 from Butte-Silver Bow to improve this City Park and feels it is time for Butte-Silver Bow to step-up and make the necessary improvements.

**It was moved by Commissioner Lee, seconded by Commissioner Hall and passed with a unanimous verbal vote to concur with the request in approving an additional \$20,000 in the Butte-Silver Bow Parks and Recreation 2009-2010 fiscal budget for improvements and upgraded to the pavilion at Father Sheehan Park as outlined addendum 7 to the budget.**

**It was moved by Commissioner Palmer, seconded by Commissioner Lee and passed with a unanimous verbal vote to place Communication No. 09-640 on file.**

#### **SECTION IV CONTINUATION OF PUBLIC HEARING**

**FOR THE PURPOSE OF HEARING PUBLIC COMMENT ON FIXING THE BUTTE-SILVER BOW FINAL BUDGET FOR 2009 – 2010 FISCAL YEAR. Proof of publication was noted and placed on file 9/23/09.**

Chief Executive Babb called for proponents of the Public Hearing on the third and final call, there being none, he called for any opponents. Again, there was no response, the public hearing was closed at 6:41 PM.

Commissioner Moodry made a Friendly Amendment to exhibit A, the Golf Course renovation, current approved amount should be \$25,000.

Mr. Amerman agreed the current approved should be \$25,000 and the reduction is \$55,000

**It was moved by Commissioner Palmer, seconded by Commissioner Lee and passed with a unanimous verbal vote to approve addendum No. 6.**

## SECTION V

## SUSPENSION OF THE RULES FOR FINAL PASSAGE

**It was moved by Commissioner Palmer, seconded by Commissioner Lee and carried by a roll call vote of 11 yeas and 0 nays to suspend the rules for the purpose of passing Council Resolutions No. 09-61, 09-62, 09-63, 09-64, 09-65, 09-66, 09-67, 09-68, 09-69, and 09-70 by waiving subsection 7 of Rule XXXVI of the Rules and Order of Business of the Council of Commissioners, thereby having them considered for advanced passage without reference to the Judiciary Committee.**

### **1. COUNCIL RESOLUTION NO. 09-61**

A RESOLUTION ADOPTING THE FINAL BUDGET OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA FOR THE FISCAL YEAR 2009-2010 AND SETTING LEVIES FOR FISCAL YEAR 2009 – 2010 BASED ON THE VALUE OF A MILL OF \$49,017.00 CITY-COUNTY WIDE AND DECLARING THAT ALL PROTESTS AGAINST SAID BUDGET HAVE BEEN HEARD AND DISPOSED OF; DECLARING THAT SAID BUDGET CONTAINS A CORRECT STATEMENT OF THE AMOUNT TO BE APPROPRIATED FOR EACH OF THE FUNDS OF THE CITY AND COUNTY OF BUTTE-SILVER BOW FOR THE FISCAL YEAR BEGINNING ON THE 1<sup>ST</sup> DAY OF JULY, 2009 AND ENDING ON THE 30<sup>TH</sup> DAY OF JUNE, 2010, AS FIXED IN SAID BUDGET PASSED ON THE 28<sup>TH</sup> DAY OF SEPTEMBER, 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-61, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 9 yeas, 2 nays.**

### **2. COUNCIL RESOLUTION NO. 09-62**

A RESOLUTION FIXING THE TAX LEVY OR SERVICE CHARGE FOR THE VARIOUS FUNDS OF 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 OR SERVICE CHARGE FOR EACH FUND FOR FISCAL YEAR 2009 – 2010 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-62, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 10 yeas, 1 nays.**

**3. COUNCIL RESOLUTION NO. 09-63**

A RESOLUTION FIXING THE MANDATORY TAX LEVIES FOR THE VARIOUS FUNDS OF THE STATE OF MONTANA AT THE RATE WHICH WILL RAISE THE AMOUNT NECESSARY TO BE RAISED BY TAX LEVY FOR EACH FUND FOR FISCAL YEAR 2009-2010 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-63, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 10 yeas, 1 nays.**

**4. COUNCIL RESOLUTION NO. 09-64**

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 2009 – 2010 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-64, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 9 yeas, 2 nays.**

**5. COUNCIL RESOLUTION NO. 09-65**

A RESOLUTION ESTIMATING AS NEAR AS POSSIBLE THE COST OF MAINTAINING SPECIAL IMPROVEMENT DISTRICTS NUMBER 401 AND NUMBER 402 FOR THE PURPOSE OF FIRE HYDRANT RENTAL WITHIN THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, FOR THE FISCAL YEAR 2009 – 2010 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-65, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 11 yeas, 0 nays.**

**6. COUNCIL RESOLUTION NO. 09-66**

A RESOLUTION LEVYING SPECIAL ASSESSMENTS TO PAY THE COSTS OF LIGHTING WITHIN THE SPECIAL IMPROVEMENT DISTRICTS ENUMERATED BY THIS RESOLUTION WITHIN THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, FOR FISCAL YEAR 2009 – 2010 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-66, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 9 yeas, 2 nays.**

**7. COUNCIL RESOLUTION NO. 09-67**

A RESOLUTION FIXING AND ESTABLISHING SEWER RATES AND SERVICE CHARGES FOR THE OPERATION AND MAINTENANCE OF THE METRO SEWER SANITARY AND STORM SEWER SYSTEM AND FOR THE OPERATION AND MAINTENANCE OF THE METRO SEWER TREATMENT PLANT BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, MONTANA FOR FISCAL YEAR 2009-2010; FIXING AND ESTABLISHING AN ADDITIONAL CHARGE FOR A CAPITAL IMPROVEMENT FUND TO DEFRAY THE COST OF ENVIRONMENTALLY MANDATED IMPROVEMENTS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-67, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 11 yeas, 0 nays.**

**8. COUNCIL RESOLUTION NO. 09-68**

A RESOLUTION LEVYING A SPECIAL ASSESSMENT FOR THE FISCAL YEAR 2009 – 2010 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 2009 – 2010 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 Palmer and seconded by Commissioner Lee that Council Resolution No. 09-68, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 11 yeas, 0 nays.**

**9. COUNCIL RESOLUTION NO. 09-69**

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 2009 – 2010 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. **It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-69, be placed on final**

**reading and passed having been deemed read at length. The motion carried with a roll call vote of 11 yeas, 0 nays.**

**10. COUNCIL RESOLUTION NO. 09-70**

**A RESOLUTION APPROVING THE INCREASE IN THE SOLID WASTE DISPOSAL FEES FOR THE DIVIDE REFUSE DISPOSAL DISTRICT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. It was moved by Commissioner Palmer and seconded by Commissioner Lee that Council Resolution No. 09-69, be placed on final reading and passed having been deemed read at length. The motion carried with a roll call vote of 11 yeas, 0 nays.**

Chief Executive thanked Jeff Amerman for a job well done with this year's budget.

Commissioner O'Leary asked if the Resolutions for the School Districts had already been done.

Jeff Amerman stated the Resolutions will be on the October 6, 2009 agenda as one District has not turned in their levy information.

Commissioner Palmer stated there will be no meeting this Wednesday, and next week's meeting will be moved to Tuesday October 6, 2009, which means the deadline for communications will be this Thursday at 2:00 p.m.

Commissioner Sheehy thanked Jeff Amerman and Commissioner Moodry for a job well done with the budget.

Commissioner Lee stated the six Commissioners on the Economic Mill Levy are; Commissioner Shaw, Commissioner Moodry, Commissioner Sheehy, Commissioner Frasz, Commissioner Palmer and Commissioner Lee.

**ADJOURN**

**It was moved by Commissioner Palmer, seconded by Commissioner Lee and carried by a unanimous verbal vote to Rise to the Call of the Chair.**

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CHIEF EXECUTIVE

ATTEST:

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CLERK AND RECORDER