

**May 11, 2022**  
**Butte-Silver Bow Land Sales Committee**  
**Archives Auditorium**

MEMBERS PRESENT: Dave Aguirre, Chairman, Dan Fisher, Zane Gleason, Eileen Joyce, Kate McCourt, Elizabeth (Lila) Osborn, Zach Osborne, Lori Patrick, Cinda Seys, Dori Skrukud, Brandon Warner, Cindy Winston.

NON-MEMBERS PRESENT: Commissioner Cindy Shaw, Michael Harris, and Clark Grant, Carpenters Union Representative

MEMBERS ABSENT: Rusty Christiaens, and Mark Neary

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**MINUTES**

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**Call to Order :** The meeting was called to order at ~ 2:30 P.M.

**Roll Call of Members :** Having a majority of the Land Sales Committee (LSC) Members in attendance, a quorum was established.

**Approval of the Minutes :** Call for vote to approve Minutes for the April 12, 2022, LSC meeting. Lori Patrick motioned to approve the minutes and Cinda Seys seconded the motion. The vote passed to approve the minutes of the LSC meeting.

**Public Comment on any item on the Agenda :**  
Clark Grant, Carpenters Union Representative, gave a brief history on the Carpenter's Union Hall/Building.

**Committee Discussion / Committee Action:**

**Communication No. 2022 -182. 33 East Summit St, Butte, MT 59701**

Michael W. Harris, Citizen, requesting Council of Commissioners and Chief Executive Gallagher's authorization to purchase the property located in the Buffalo Spur Lode Subdivision, Section 12, Township 3 North, Range 8 West, the east 30 feet of west 64 feet of

Lots 8 & 9 in Block 1, Parcel No. 1905610. Harris owns the house located at 33 East Summit, on the east end of lots 8 & 9. He is requesting to purchase these remaining lots to

have a yard and prevent someone else from building on the property above him.

**05/11/2022 LSC Meeting** - Mr. Michael Harris was at the LSC Meeting to verify that he wanted to purchase the west 68 Feet, which would be the center portion of Lots 8 & 9 (E 30' of the W 64' of Lots 8 & 9) and remaining portions of Lots 8 & 9, (W portion of Lots 8 & 9), Block 1 of the Buffalo Spur Lode Addition. Dan Fisher had a price for the Center portions of Lots 8 & 9. Mr. Fisher will get back to Dave Aguirre with a purchase price for the Center and West portions of Lots 8 & 9, Block 1 of the Buffalo Spur Lode Addition. Dori Skrukrud made a motion to approve the sale of 3400 Square Feet as an adjacent landowner located at 33 E Summit St to Michael Harris. Dan Fisher seconded the motion.

**Communication No. 2022-209, 130 West Boardman, Butte, MT 59701**

Elizabeth J. Warner, MD, Citizen, requesting Council of Commissioners and Chief Executive Gallagher to allow Elizabeth J Warner to purchase Silver Bow County land located off Lot 16B, on Certificate of Survey (COS) 1024A-RB, from the northwest corner of her house, 130 West Boardman Avenue, Butte, MT to the road (less any portion used by the neighbors to access the back of their houses).

**05/11/2022 LSC Meeting** - Ms. Warner is addressing the encroachment issues of her property onto Butte-Silver Bow (B-SB) owned property. Mark Neary, Public Works Director, was unable to attend the LSC Meeting, but did talk to Dave Aguirre about the concern Public Works has about the sewer or waterline located on Boardman Ave - front part of house and there was not an issue with Public Works on the back parcel. Elizabeth (Lila) Osbourn, Senior Planner, will investigate the changing of lines to make conforming setbacks and a parking apron for the parcel in the back of the house. Dan Fisher made a motion to approve the sale of the needed property to correct the encroachment issues contingent on the Certificate of Survey (COS), Price will be determined by the COS and comply with Zoning regulations. The motion was second by Cinda Seys.

**Communication #2022-119, and Communication #2022-216 Mike Boysza, Carpenters'**

**Union Hall, 156 W. Granite, Butte, MT 59701**

Requesting Council of Commissioners authorization to relocate a boundary of the Carpenters Hall, located at 156 W. Granite. With this boundary relocation, COC would give permission for us to build our elevator. Carpenters Union Hall is now requesting Butte-Silver Bow to donate the land for the elevator.

**LSC Meeting 04-12-2022** - The Carpenters Union would like to purchase a small portion of the Butte-Silver Bow (B-SB) parking lot located next to 156 W Granite St, to build an elevator and stabilize the east wall of the Carpenters Union Hall. There is a Certificate of Survey already completed. They have put in for Grant monies and talked to two architects. Dylan Pipinich made a motion to recommend approval of Communication # 2022-119 request to purchase a small portion of B-SB parking lot,

pending on an agreeable selling price and transfer within 6 months. Kate McCourt seconded the motion.

**05/11/2022 LSC Meeting** - Communication # 2022-119- Mike Boysza, Carpenters' Union Hall, was discussed at the LSC Meeting of 04-12-2022 with a motion made by Dylan Pipinich and second by Kate McCourt to recommend approval of Communication # 2022-119 request to purchase a small portion of B-SB parking lot, pending on an agreeable selling price and transfer within 6 months. Dave Aguirre had contact Mr. Boysza and gave him a price. After much discussing the decision was made to have a new communication submitted by the Carpenters Union Hall requesting B-SB to donate the West 21' of Lot 9A. Block 23. (Communication # 2022-216). Dan Fisher made a motion to donate the small portion of B-SB parking lot to the Carpenters Union. Lori Patrick had second the motion.

#### **Previous Months Request(s):**

##### **Communication # 2022-144, Mary Jo and Steve Stosich, 60 Oro Fino Gulch Road, Butte, MT 59701**

Requesting Council of Commissioners reconsider allowing Mary Jo and Steve Stosich to purchase vacant Butte-Silver Bow owned property, identified as Tax Parcel No. 472700, north of and adjacent to 60 Oro Fino Gulch Road. **UPDATE**

**04/12/2022 LSC Meeting** - Dave Aguirre gave a background report on the request from Steve & Mary Jo Stosich. In May of 2019 the Stosich's requested to purchase a piece of land located to the north of their north boundary line and the south boundary line of Oro Fino Gulch Rd. The Stosich's had a Certificate of Land Surveyor Affidavit of Map and Title Search done when Mr. Stosich purchased the property. Butte-Silver Bow (B-SB) researched the Alverado # 8346 and the Desperado # 8347 Mining Claims and could not locate who owned 1/8 interest. Dylan Pipinich said a Boundary Relocation Survey would be requested between the Stosich's and B-SB. Both parcels would have to be surveyed because you can't have a remainder tract.

Eileen Joyce said the LSC Committee makes a recommendation to the Council. If the Council approves the recommendation, then B-SB would issue a Quit Claim Deed to the Stosich's. Then it would be up to the Stosich's to have a Quiet Title Action done.

The Stosich's would be responsible for the cost of the Certificate of Survey (COS).

Dylan Pipinich made a motion to recommend to the Council to approve the request from the Stosich's pending on the COS and the cost of the property area - price per square foot. Lori Patrick seconded the motion.

**05/11/2022 LSC Meeting** - Dave Aguirre reviewed what was recommended in the 04-12-2022 LSC meeting. LSC recommend was to approval the request waiting on a price to be determined by the Montana Department of Revenue. The recommendation was not submitted to the Council until an agreed price was provided. Dan Fisher, Assessor had given a price of \$3,500.00 for a non-buildable site.

**Other Business:** None

**Public Comment on any item not on the Agenda:** None

**Adjournment:** The motion to adjourn was made by Dan Fisher and Seconded by Lori Patrick. The meeting adjourned at ~ 3:28 p.m.