

**CITY OF HELENA**  
**City Commission Meeting**  
**September 12, 2022 - 6:00 PM**  
**Commission Chambers, Room 330 &**  
**Zoom Online Meeting; <https://zoom.us/j/96813012876>**

**Time & Place**

A regular City Commission meeting was held on Monday, September 12, 2022 at 6:00 p.m. via Zoom Online Meeting ID: <https://zoom.us/j/96813012876> the City Commission Chambers, Room 330.

**Call to Order and Roll Call**

**(00:00:18)** Mayor Collins requested City Clerk Clayborn call roll call: City Attorney Dockter, Interim City Manager Burton, Commissioner Logan, Commissioner Reed, Commissioner Shirliff and Mayor Collins all responded present and participated in person, with exception of Commissioner Dean who participated virtually.

**Pledge of Allegiance**

**(00:00:45)** Mayor Collins asked those persons present to please stand and join him in the pledge of allegiance.

**Presentations**

**A.** ESGR Patriot Award: Police Chief Brett Petty

**(00:01:15)** Former Montana Attorney General Tim Fox and Volunteer Mike Talia presented Item A to the City Commission and Chief Petty.

**(00:07:10)** Mayor Collins and all Commissioners thanked and congratulated Chief Petty.

**Board Appointments**

**A.** Board Appointments: ADA Compliance Committee; City-County Consolidated Planning Board.

**(00:08:00) Commissioner Shirliff Appointments**

Board and Committee assignments for Commissioner Shirliff, fulfilling terms of assignments previously held by Commissioner Feaver: Board of Adjustment, Montana Business Assistance Connection, Non-Motorized Travel Advisory Committee

**(00:08:50)** There were/were no public comments.

**(00:09:00) Commissioner Logan made a motion to approve the recommended appointments to the following boards: Board of Adjustment, Montana Business Assistance Connection, Non-Motorized Travel Advisory Committee. Commissioner Reed seconded the motion.**

**(00:09:07)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

**(00:09:35)** City Clerk Clayborn asked City Attorney Dockter for confirmation that Commissioner Shirliff should not vote on this item.

**(00:10:55) ADA Compliance Committee**

Re-Appointment of Jim Whaley to a third term on the ADA Compliance Committee as an Architect/Construction field representative. Term will begin upon appointment and expire on September 1, 2025.

**(00:11:18) City-County Consolidated Planning Committee**

Re-Appointment of Quinlan O'Connor to a second term Planning Board on the City-County Consolidated Planning Board as a city representative. Term will begin upon appointment and expire on September 1, 2025

**(00:11:42)** There were no comments or questions by the Commission or public.

**(00:12:00) Commissioner Reed made a motion to approve the recommended appointments to the following boards: ADA Compliance Committee; City-County Consolidated Planning Committee. Commissioner Logan seconded the motion.**

**(00:12:04)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

## **Consent Agenda**

- A.** Claims
- B.** Approval of a lease with the Rocky Mountain Development Council for the Neighborhood Center
- C.** Approve a lease with Montana Business Assistance Connections, Inc. for the Chamber Building
- D.** Approve a lease with Helena Area Chamber of Commerce for the Chamber Building
- E.** Approve an agreement with Lewis and Clark County for the management of the jointly owned facilities

**(00:13:00)** Interim City Manager Burton recommended approval.

**(00:13:05)** There were no comments or questions by the Commission or public.

**(00:13:18) Commissioner Logan made a motion to approve Consent Agenda Items A through E. Commissioner Shirliff seconded the motion.**

**(00:13:24)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

## **Communication/Proposals from Commissioners**

**(00:14:00)** Mayor Collins and all Commissioners welcome new Deputy Clerk Montiel.

**(00:15:37)** Commissioner Reed thanks staff and Interim City Manager Burton for recent assistance.

**(00:16:05)** Commissioner Logan provides and update regarding recruitment of new City Manager

## **Report of the City Attorney**

**(00:17:22)** City Attorney Dockter had/had nothing to report.

## **Report of the City Manager**

**(00:17:30)** Interim City Manager Burton invited Chief of Police Brett Petty introduced newly appointed Assistant Chief of Police Corey Bailey

**(00:19:00)** Mayor Collins and all Commissioners thank and welcome Assistant Chief Bailey.

#### A. MT Helena Fire Briefing

**(00:21:00)** Fire Chief Campbell discussed timeline, resources, and personnel response to the recent fire on Mount Helena.

**(00:24:50)** Commissioner Logan and Fire Chief Campbell discuss the impacts of social media outreach, public interference, and further public education opportunities.

#### **Communications from the Helena Citizens Council**

**(00:27:38)** HCC representative, Diana Hammer gave a report to the Commission regarding reinstating the passenger rail, redefining “daycare facility” in the city code, adding a display in the City-County Building, and the HCC’s involvement in recruiting and interviewing a new City Manager.

#### **Regular Items**

##### A. Consider an Exclusive Right-of-Way Use agreement with Tony Prothero on behalf of Pattern House Holding LLC

**(00:29:52)** City Engineer Jaime Clark and Public Works Director Ryan Leland addressed the Commission and gave a presentation on Regular Item A.

**(00:31:20)** There were/were no public comments.

**(00:31:32) Commissioner Logan made a motion to approve an Exclusive Right-of-Way Use agreement with Tony Prothero on behalf of Pattern House Holding LLC. Commissioner Reed seconded the motion.**

**(00:31:44)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

#### **Public Hearings**

- A. Consider the acceptance of the Edward Byrnes Memorial Justice Assistance Grant (JAG).

**(00:32:20)** Chief of Police Brett Petty addressed the Commission advocating for the acceptance of the JAG and explained the allocation/distribution of funds.

**(00:34:15)** Commissioner Reed and Chief Petty discussed how the amount compared to amounts from previous years.

**(00:35:05)** There were/were no public comments.

**(00:35:08) Commissioner Shirliff made a motion to approve the acceptance of the Edward Byrnes Memorial Justice Assistance Grant (JAG). Commissioner Logan seconded the motion.**

**(00:35:14)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

- B. Consider a Resolution Adopting Final Budgets, Budget Authorities, and Appropriations for the Fiscal Year Beginning July 1, 2022 and ending June 30, 2023, and Setting the Salary for Municipal Court Judge.

**(00:35:43)** Finance Director Sheila Danielson addressed the Commission, discussing minor updates and utility inflation costs related to the budget.

**(00:41:00)** Mayor Collins and all Commissioners thank Director Danielson and Finance team.

**(00:44:15)** There were/were no public comments.

**(00:44:30) Commissioner Logan made a motion to approve a Resolution Adopting Final Budgets, Budget Authorities, and Appropriations for the Fiscal Year Beginning July 1, 2022 and ending June 30, 2023, and Setting the Salary for Municipal Court Judge. Commissioner Dean seconded the motion.**

**(00:44:34)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

**(00:45:08)** Commissioner Dean discusses the differences between a preliminary and final budget.

**(00:47:00)** Commissioner Reed motions to make an amendment regarding Municipal Golf Course restaurant funds being reallocated to Affordable Housing.

**(00:48:50)** Commissioner Dean, Commissioner Reed, Commissioner Shirliff, Interim City Manager Burton, and Director Danielson discussed the Golf Course restaurant's revenue structure and the city's responsibility to pay bond.

**(00:54:00)** Commissioner Dean provides context of land use covenants, recommends finding other ways to fulfill bond requirements.

**(00:59:00) There were no seconds from the Commission; motion dies.**

- C.** Consider a Resolution providing for the Annual Tax Levy in Mills for the Fiscal Year Beginning July 1, 2022 and ending June 30, 2023.

**(01:00:00)** Finance Director Sheila Danielson addressed the Commission regarding approval of resolution related to Mills.

**(01:01:43) Commissioner Logan made a motion to approve the Resolution providing for the Annual Tax Levy in Mills for the Fiscal Year Beginning July 1, 2022 and ending June 30, 2023. Commissioner Reed seconded the motion.**

**(01:01:54)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

- D.** Consider a Resolution for the City of Helena to set residential and commercial wastewater base and usage rates.

**(01:02:20)** Public Works Director Ryan Leland addressed the Commission proposing no rate increases.

**(01:03:20)** There were/were no public comments.

**(01:03:35) Commissioner Shirliff made a motion to approve a Resolution for the City of Helena to set residential and commercial wastewater base and usage rates. Commissioner Reed seconded the motion.**

**(01:03:44)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

- E.** Consider a Resolution to set rates for all customers of the City of Helena water system

**(01:04:40)** Public Works Director Ryan Leland addressed the Commission proposing no rate increases.

**(01:05:10)** There were/were no public comments.

**(01:05:14) Commissioner Reed made a motion to approve a Resolution to set rates for all customers of the City of Helena water system. Commissioner Logan seconded the motion.**

**(01:05:24)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

## **Public Communications**

**(01:05:50)** Community Member Phillip Tidicka (spelling) addressed the Commission citing the worsening issue of homelessness in Helena.

**(01:09:03)** Commissioner Dean recommended that the Commission investigate existing resources for community members regarding housing and support.

**(01:11:00)** Interim City Manager Burton recommended revisiting this issue at a follow-up meeting.

**(01:11:11)** There were/were no further public comments.

**Adjournment**

**(01:11:41)** There being no further business to come before the City Commission, the meeting adjourned at 7:12 p.m.



CLERK OF THE CITY COMMISSION

MAYOR