



**City of Helena**  
**City Commission Meeting**  
**May 8, 2023 – 6:00 PM**  
**Zoom Online Meeting; <https://us06web.zoom.us/j/89940130048>**  
**City County Building Commission Chambers, Room 330**

**Time & Place**

A regular City Commission meeting was held on Monday, May 8, 2023 at 6:00 p.m. via Zoom Online Meeting ID: <https://us06web.zoom.us/j/89940130048> and physically in the City County Building Commission Chambers, Room 330.

**Call to Order and Roll Call**

**(00:00:46)** The following responded present, either via zoom or in person:

City Attorney Dockter  
City Manager Burton  
Commissioner Dean  
Commissioner Shirtliff  
Commissioner Logan  
Commissioner Reed  
Mayor Collins

**Pledge of Allegiance**

**(00:01:48)** Mayor Collins asked attendees to please stand and join in the Pledge of Allegiance.

**Minutes**

- A.** 4-19-23 Admin Meeting
- B.** 4-24-23 Commission Meeting

**(00:02:16)** **There being no comments or questions from the Commission, Mayor Collins accepted Minutes A and B.**



## Consent Agenda

- A. Final passage of an ordinance amending City of Helena ordinance no. 3097 and the official zoning map for the City of Helena that changes the zoning district from R-2 (residential) to R-4 (Residential) for properties legally described as the north half of lots 13-16 in Block 39 of the Broadwater Addition, AND; The south half of lots 13-16 in Block 39 of the Broadwater Addition, both to the City of Helena, Lewis and Clark County, Montana.**

**(00:03:12) Commissioner Dean made a motion to approve Consent Agenda Item A. Commissioner Logan seconded the motion.**

**(00:03:20)** Mayor Collins called for a vote.

Commissioner Dean voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Shirtliff voted: **Aye**

Mayor Collins voted: **Aye**

**The motion carried 5:0.**

## Communications/Proposals from Commissioners

- (00:03:46)** Commissioner Shirtliff informed the Commission of recent attendance of the Fire Ops 101 in Boise, Idaho.

## Report of the City Attorney

- (00:04:27)** City Attorney Dockter had nothing to report.

## Report of the City Manager

- (00:04:36)** City Manager Burton discussed the Last Chance Splash Water Park budget.
- (00:05:55)** Commissioner Reed asked Manager Burton and Finance Director Danielson for clarification about discrepancies in overages.
- (00:08:57)** Commissioner Dean proposed using ARPA funds to cover the overages.
- (00:10:30)** Mayor Collins suggested looking at creative solutions, including resident and non-resident rates.



- (00:11:17) Commissioner Logan expressed support for using ARPA funding and explained concerns.
- (00:13:13) Commissioner Reed expressed support for using ARPA funding and explained concerns.
- (00:14:03) Commissioner Shirtliff expressed support for using ARPA funding and explained concerns.

### Communications from the Helena Citizens Council

- (00:14:57) HCC Representative Joe Lehman discussed recent and upcoming meeting agenda items.

### Regular Items

- A. Consider a resolution distributing Railroad Urban Renewal District Tax Increment Financing funds to the City of Helena's Transportation Systems Department, Family Outreach, Inc., and Ray Kuntz Development, LLC, to install sidewalks, crosswalks, and parking improvements in the vicinity of Helena and Gallatin Avenues.**

- (00:16:38) Planner Ray presented Item A.
- (00:19:22) Commissioner Dean asked Planner Ray how the improvements relate to the Urban Renewal District Master Plan and about the timeline for completion.
- (00:20:36) Commissioner Logan asked Planner Ray for clarification about the Transportation Department's involvement.
- (00:21:43) **Commissioner Logan made a motion to approve a resolution distributing Railroad Urban Renewal District Tax Increment Financing funds to Family Outreach, Inc., and Ray Kuntz Development, LLC, to install sidewalks, crosswalks, and parking improvements in the vicinity of Helena and Gallatin Avenues. Commissioner Shirtliff seconded the motion.**
- (00:22:10) Mayor Collins called for a vote.
  - Commissioner Dean voted: **Aye**
  - Commissioner Logan voted: **Aye**
  - Commissioner Reed voted: **Aye**
  - Commissioner Shirtliff voted: **Aye**
  - Mayor Collins voted: **Aye****The motion carried 5:0.**



**B. Consider 1st Passage of an ordinance amending Helena City Code Title 11, Chapter 2, Sections 11-2-3 (Table 1), 11-2-4 (Land Use Definitions for Zoning Districts), and 11-2-5 (Supplemental Requirements) of the City of Helena Zoning Regulations as they relate to marijuana sales and operations.**

(00:22:54) Community Development Director Brink presented Item B.

(00:28:33) Commissioner Dean asked Director Brink about locations within the vicinity of City parks and facilities and specifics of the Grandfather Clause.

(00:30:31) Commissioner Shirliff asked Director Brink for clarification about security requirements for establishments engaged in cultivation and if there are existing locations near schools.

(00:32:14) Commissioner Dean asked Director Brink about the process for discovery with the Department of Revenue.

(00:33:12) **Commissioner Dean made a motion to approve first passage of an ordinance amending Helena City Code Title 11, Chapter 2, Sections 11-2-3 (Table 1), 11-2-4 (Land Use Definitions for Zoning Districts), and 11-2-5 (Supplemental Requirements) of the City of Helena Zoning Regulations as they relate to marijuana sales and operations. Commissioner Reed seconded the motion.**

(00:33:41) 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.**

**C. Consider Artist Award for Centennial Trail Tunnel Mural.**

(00:34:03) Facilities Superintendent Sampson presented Item C.



**(00:37:58)** Commissioner Reed made a motion to award a contract with artist Elise Perpignano to install a mural on the Centennial Trail Tunnel under Last Chance Gulch between Centennial Park and Memorial Park. Commissioner Logan seconded the motion.

**(00:38:18)** 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 an Ordinance establishing a parade, special events, tours, and vendor requirements and amending the possession of intoxicating beverages code in the City of Helena.**

**(00:38:50)** Transportation Systems Director Knoepke presented Item A.

**(00:40:40)** Commissioner Dean asked Director Knoepke about requirements for liability insurance regarding block parties, referencing citizen concerns and questions.

**(00:42:06)** Mayor Collins asked Director Knoepke about the price of insurance with and without alcohol.

**(00:42:52)** Commissioner Dean made a motion to approve second passage of an ordinance establishing a parade, special events, tours, and vendor requirements and amending the possession of intoxicating beverages code in the City of Helena. Commissioner Shirliff seconded the motion.

**(00:43:10)** 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 to set fees charged by Helena Police Department Support Services Division and Amending Resolution No. 20244.**

(00:43:39) Director Danielson presented Item B.

(00:44:29) **Commissioner Reed made a motion to approve a Resolution to set fees charged by Helena Police Department Support Services Division and Amending Resolution No. 20244. Commissioner Logan seconded the motion.**

(00:44:44) 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.**

**C. Consider a Resolution to Set Fees Charged for the use of the Helena Civic Center and Repeal Resolution No. 20626.**

(00:45:20) Parks, Recreation, and Open Lands Director Smith presented Item C.

(00:46:08) Commissioner Logan asked Director Smith about public feedback regarding the proposed fees.

(00:46:40) **Commissioner Logan made a motion to approve a Resolution to set fees charged for use of the Helena Civic Center and repealing Resolution No. 20626. Commissioner Dean seconded the motion.**

(00:46:57) 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 to Establish Fees to be Charged for the Last Chance Splash Waterpark and Pool and Repealing Resolution No. 20332.**

- (00:47:29) Director Smith presented Item D.
- (00:48:13) Commissioner Shirtliff asked Director Smith about the fee increase for youth residents and non-residents.
- (00:48:52) Mayor Collins asked Director Smith about how residents are distinguished from non-residents.
- (00:49:17) Commissioner Dean asked Director Smith about season pass feasibility and if using ARPA funding would be helpful in the interest of buying time to study and improve operations.
- (00:51:00) Commissioner Reed expressed desire to continue the conversation.
- (00:51:42) Jamie Bright provided public comment, advocating for continued use of the pool.
- (00:54:04) Anne Wakeman provided public comment, advocating for continued use of the pool.
- (00:56:16) Cindy Sparing provided public comment, advocating for continued use of the pool along with financial questions.
- (01:00:54) Anne Gilbert provided public comment, advocating for continued use of the pool.
- (01:03:54) Elizabeth Cross provided public comment via zoom, advocating for continued use of the pool.
- (01:05:02) **Commissioner Logan made a motion to approve a Resolution to Establish Fees to be Charged for the Last Chance Splash Waterpark and Pool and Repealing Resolution No. 20332. Commissioner Dean seconded the motion.**
- (01:05:25) Mayor Collins called for a vote.
- Commissioner Dean voted: **Aye**
- Commissioner Logan voted: **Aye**
- Commissioner Reed voted: **Aye**
- Commissioner Shirtliff voted: **Aye**
- Mayor Collins voted: **Aye**
- The motion carried 5:0.**



**E. Consider a Resolution to Establish Fees to be Charged for the City of Helena Park and Open Space Uses and Recreation Programs and Repealing Resolution No. 20602.**

(01:05:55) Director Smith presented Item E.

(01:06:50) Commissioner Dean asked Director Smith if tournament and camp fees have been charged previously.

(01:08:09) **Commissioner Logan made a motion to approve a Resolution to Establish fees to be charged for City of Helena Park and Open Space Uses and Recreation Programs and Repealing Resolution No. 20602. Commissioner Dean seconded the motion.**

(01:08:38) Commissioner Reed asked Director Smith about busking fees.

(01:12:35) 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**


(01:13:05) Mayor Collins asked Manager Burton about considering joint project funding with the County.

**Adjournment**

(01:13:36) There being no further business before the Commission, the meeting adjourned at 7:14pm.



CLERK OF THE CITY COMMISSION

  
MAYOR