



City of Helena
City Commission Meeting
May 6, 2024 – 6:00 PM
Zoom Online Meeting; <https://us06web.zoom.us/j/83318329691>
City County Building Commission Chambers, Room 330

Time & Place

A regular City Commission meeting was held on Monday, May 6, 2024 at 6:00 p.m. via Zoom Online Meeting ID: <https://us06web.zoom.us/j/83318329691> and physically in the City County Building Commission Chambers, Room 330.

Call to Order and Roll Call

(00:00:30) 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

(00:01:25) Mayor Collins asked attendees to please stand and join in the Pledge of Allegiance.

Minutes

- A. 4-17-24 Admin Meeting
- B. 4-22-24 Commission Meeting

(00:01:47) **There being no comments or questions from the Commission, Mayor Collins accepted Minutes A and B.**

Consent Agenda

A. Claims

(00:02:20) Finance Director Danielson presented Item A.



(00:03:06) Commissioner Logan made a motion to approve Consent Agenda Item A. Commissioner Dean seconded the motion.

(00:03:17) Mayor Collins called for a vote.

Commissioner Shirliff voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Dean voted: **Aye**

Mayor Collins voted: **Aye**

The motion carried 5:0.

Communications/Proposals from Commissioners

(00:03:35) Commissioner Reed made a motion to reconsider a sidewalk variance request for 512 S Raleigh. Commissioner Logan seconded the motion.

(00:04:14) Mayor Collins called for a vote.

Commissioner Shirliff voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Dean voted: **Aye**

Mayor Collins voted: **Aye**

The motion carried 5:0.

Report of the City Attorney

(00:04:32) City Attorney Dockter had nothing to report.

Report of the City Manager

(00:04:45) City Manager Burton discussed an upcoming meeting with the Business Improvement District and introduced Brian Obert.

(00:05:22) Brian Obert, Charmane Cominski, and Cole Mannix of HUD and the Old Salt Co-op addressed the Commission.

Communications from the Helena Citizens Council

A. HCC – 3 Recommendations – Public Restroom, Waste Mgmt., HCC Priorities



- (00:10:06) HCC Chairperson Kuiper, Member Barber, and Member Hammer presented Item A.
- (00:16:35) Commissioner Dean asked Member Hammer for clarification of the HCC recommendation regarding the restroom and if their budget recommendations reflect recent Commission decisions.
- (00:20:34) Commissioner Dean asked Public Works Deputy Director Coleman about an update regarding the Solid Waste Master Plan and if the Public Works Department could do a presentation for the HCC when results are collected.
- (00:23:12) Commissioner Reed asked Deputy Director Coleman about a cost structure for the HCC Solid Waste Master Plan recommendation.

Regular Items

A. Consider a Sidewalk Variance Request for 995 Silverette Street

- (00:24:41) Transportation Systems Director Knoepke presented Item A.
 - (00:27:53) Commissioner Shirliff asked Director Knoepke about future development timelines for the area and if the width of the street will be affected by the sidewalk variance.
 - (00:29:45) Commissioner Dean asked Director Knoepke about the absence of a future right to protest waving condition.
 - (00:31:48) **Commissioner Dean made a motion to approve a sidewalk placement variance to allow curbside sidewalk along the property line on the Silverette frontage of 995 Silverette Street property and to include waiving the right to protest a future special improvement district. Commissioner Shirliff seconded the motion.**
 - (00:32:20) Commissioner Dean discussed the context for variances.
 - (00:32:50) Mayor Collins called for a vote.
 - Commissioner Shirliff voted: **Aye**
 - Commissioner Logan voted: **Aye**
 - Commissioner Reed voted: **Aye**
 - Commissioner Dean voted: **Aye**
 - Mayor Collins voted: **Aye**
- The motion carried 5:0.**

B. Consider authorization for staff to void stale dated checks



(00:33:14) Director Danielson presented Item B.

(00:34:39) **Commissioner Shirliff made a motion to authorize staff to void the fourteen stale dated checks listed on Exhibit A for a total amount of two hundred thirty-two dollars and fifty-seven cents (\$232.57). Commissioner Logan seconded the motion.**

(00:34:58) Mayor Collins called for a vote.

Commissioner Shirliff voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Dean voted: **Aye**

Mayor Collins voted: **Aye**

The motion carried 5:0.

Public Hearings

A. Consider a Resolution to sell a portion of park property

(00:35:17) Parks and Recreation Director Smith presented Item A.

(00:36:20) Commissioner Reed asked Director Smith about where the funds would go should the resolution pass.

(00:36:51) **Commissioner Dean made a motion to approve a resolution authorizing the City to sell the portion of park property, containing 2,808 square feet, that is generally located between 780 Lola Street and 745 Elaine Street in Helena, Montana, and more particularly described on the attached deed and shown on the attached amended plat. Commissioner Logan seconded the motion.**

(00:37:19) Mayor Collins called for a vote.

Commissioner Shirliff voted: **Aye**

Commissioner Logan voted: **Aye**

Commissioner Reed voted: **Aye**

Commissioner Dean voted: **Aye**

Mayor Collins voted: **Aye**

The motion carried 5:0.



B. Consider an amendment to the City Code Section 7-4-2(A) for Sidewalk Placement

- (00:37:40) Director Knoepke presented Item B.
- (00:41:37) Commissioner Reed asked Director Knoepke and Attorney Dockter for clarification of ordinance language.
- (00:44:42) Commissioner Dean asked Attorney Dockter for clarification of motion language.
- (00:46:12) **Commissioner Dean made a motion to approve second passage of an amendment to the City Code Section 7-4-2(A) as included in the amended language to require sidewalk to be constructed in the right of way along the property line not one foot (1') away and allow the city manager to adjudicate future sidewalk location variance requests as consistent with the amended language. Commissioner Logan seconded the motion.**
- (00:46:59) Mayor Collins called for a vote.
- Commissioner Shirliff voted: **Aye**
- Commissioner Logan voted: **Aye**
- Commissioner Reed voted: **Aye**
- Commissioner Dean voted: **Aye**
- Mayor Collins voted: **Aye**
- The motion carried 5:0.**

C. Consider a resolution granting a Conditional Use Permit to allow an Industrial, Light use in a B-2 Zoning District for property located at 1309 Cole Avenue

- (00:48:25) Planner Holland presented Item C.
- (00:56:14) Brian Obert of Business Assistance Connection provided public comment, advocating for approval.



(00:57:47) **Commissioner Shirliff made a motion to approve a resolution granting a Conditional Use Permit to allow an Industrial, Light use in a B-2 Zoning District for property legally described as: Lots 1A, 2A, 3A and 4A in Block 32 of the Retracement of Lots 1-16 in Block 32 of the Flower Garden addition to the City of Helena, Lewis and Clark County, Montana, as shown on the Certificate of Survey filed under Doc. No. 539135-T. Commissioner Reed seconded the motion.**

(00:58:21) Mayor Collins called for a vote.
Commissioner Shirliff voted: **Aye**
Commissioner Logan voted: **Aye**
Commissioner Reed voted: **Aye**
Commissioner Dean voted: **Aye**
Mayor Collins voted: **Aye**
The motion carried 5:0.


Public Communications

(00:58:47) Commissioner Shirliff, Manager Burton, and Commissioner Dean discussed the upcoming BID meeting regarding parking.

Adjournment

(00:59:19) There being no further business before the Commission, the meeting adjourned at 7:00pm.





MAYOR



CLERK OF THE CITY COMMISSION