

**COUNCIL BILL NO. 2023-07**  
**ORDINANCE NO 2023-07**

AN ORDINANCE AMENDING CHAPTER 2.88 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED "ANIMAL SERVICES BOARD"; AND SPECIFICALLY AMENDING SECTIONS 2.88.010, 2.88.020, 2.88.030, AND 2.88.040 OF THE B-SB MC AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

REFERRED TO COUNCIL 10/04/2023.

RECOMMENDATIONS: PASSED ON 11/15/2023

DISPOSITION-

12 YEAS & 0 NAYS

Motion passes

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CLERK: LINDA SAJOR-JOYCE

COMMITTEE CHAIRMAN: WILLIAM O. ANDERSEN

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AN ORDINANCE AMENDING CHAPTER 2.88 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED "ANIMAL SERVICES BOARD"; AND SPECIFICALLY AMENDING SECTIONS 2.88.010, 2.88.020, 2.88.030, AND 2.88.040 OF THE B-SB MC AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF COMMISSIONERS OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA:

SECTION 1: Amendment: Section 2.88.010 of Ordinance No. 09-14 of the Butte-Silver Bow Municipal Code (B-SB MC) shall read as follows:

"2.88.010 Purpose. The purpose of this chapter is to provide for an appointed board of citizens of the City and County of Butte-Silver Bow (City-County) in order to advise the Animal Services Department, the Council of Commissioners and Chief Executive regarding animal control ordinances and the confinement of nuisance and abandoned animals."

SECTION 2: Amendment: Section 2.88.020 of Ordinance No. 09-14 of the Butte-Silver Bow Municipal Code (B-SB MC) shall read as follows:

1           "2.88.020 Scope. The Animal Services Board shall  
2           have the authority to advise and make  
3           recommendations to the Animal Services Department  
4           regarding animal shelter and animal control  
5           enforcement within the City-County of Butte-Silver  
6           Bow, Montana."

7   SECTION 3:   Amendment: Section 2.88.030 of Ordinance No. 09-14  
8           of the Butte-Silver Bow Municipal Code (B-SB MC)  
9           shall read as follows:

10           "2.88.030 Board created- Composition- Members'  
11           terms and removal- Vacancy filling-Officers'  
12           election- Compensation. There is hereby created a  
13           Butte-Silver Bow Animal Services Board which board  
14           shall consist of seven members to be appointed as  
15           follows:

16           A. SAME.

17           B. SAME.

18           C. Five citizen members to be appointed by the Chief  
19           Executive. The citizen members appointed by the  
20           Chief Executive shall consist of the public  
21           health officer, or his/her designee and one

1 licensed veterinarian along with three other  
2 members to be appointed from among interested  
3 residents of the City-County. The animal  
4 services manager shall be an ex officio member  
5 of the board.

6 D-H. SAME."

7 SECTION 4: Amendment: Section 2.88.040 of Ordinance No. 09-14  
8 of the Butte-Silver Bow Municipal Code (B-SB MC)  
9 shall read as follows:

10 "2.88.040 Functions, Powers and Duties. In  
11 addition to the other provisions of this chapter,  
12 the board shall:


13 A. Advise the Animal Services, the Council of  
14 Commissioners and Chief Executive regarding the  
15 carrying out of the provisions of the animal control  
16 regulations set forth in Chapter 6.04 of the B-SB  
17 MC;

18 B. Advise and make recommendations to the Animal  
19 Service Department to ensure the animal shelter is  
20 operated in a clean and safe manner and provides  
21 humane treatment to animals confined at the

shelter, and is open to the public at convenient  
times;  
C. SAME."

SECTION 5: Effective Date. This Ordinance shall be in full  
force and effect from and after thirty (30) days  
after its passage and approval.


PASSED this 15th day of November, 2023.

  
SHAWN FREDRICKSON  
CHAIRMAN OF THE COUNCIL OF COMMISSIONERS

APPROVED this 16th day of November, 2023.

  
J. P. GALLAGHER  
CHIEF EXECUTIVE

ATTEST:

  
LINDA SAJOR-JOYCE  
CLERK AND RECORDER

APPROVED AS TO FORM:



1 EILEEN JOYCE  
2 COUNTY ATTORNEY

3

4

5

6 Hattie Thatcher, Vice Chair

7 WILLIAM O. ANDERSEN

8 CHAIRMAN, JUDICIARY COMMITTEE

**Certificate Of Completion**

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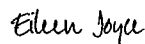
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**Signer Events**

Eileen Joyce

ejoyce@bsb.mt.gov

Butte-Silver Bow County Attorney

Security Level: Email, Account Authentication  
(None)**Signature**

Signature Adoption: Pre-selected Style

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Sent: November 16, 2023 | 12:45

Viewed: November 20, 2023 | 10:52

Signed: November 20, 2023 | 10:52

**Electronic Record and Signature Disclosure:**

Accepted: November 20, 2023 | 10:52

ID: 4cac02ed-6cf4-4cd1-96f5-8ed52daba785

Hattie Thatcher, Vice Chair

hthatcher@bsb.mt.gov

Security Level: Email, Account Authentication  
(None)

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ID: b854fe2b-30e4-428d-9df0-b108b5dfcfeb

JP Gallagher

jgallagher@bsb.mt.gov

Chief Executive

Butte Silver Bow Government

Security Level: Email, Account Authentication  
(None)

Signature Adoption: Pre-selected Style

Using IP Address: 172.58.1.203

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Sent: November 16, 2023 | 12:45

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**Electronic Record and Signature Disclosure:**

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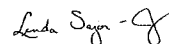
Linda Sajor

lsajor@bsb.mt.gov

Clerk &amp; Recorder

City and County of Butte-Silver Bow

Signing Group: C&amp;R Attest

Security Level: Email, Account Authentication  
(None)

Signature Adoption: Uploaded Signature Image

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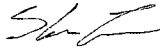
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**Signer Events**

Shawn Fredrickson  
sfredrickson@bsb.mt.gov  
Security Level: Email, Account Authentication  
(None)

**Signature**

Signature Adoption: Drawn on Device  
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Signed using mobile

**Timestamp**

Sent: November 16, 2023 | 12:45  
Viewed: November 19, 2023 | 12:59  
Signed: November 19, 2023 | 12:59

**Electronic Record and Signature Disclosure:**

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### **Withdrawing your consent**

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

### **Consequences of changing your mind**

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

### **All notices and disclosures will be sent to you electronically**

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

#### **How to contact City and County of Butte-Silver Bow:**

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by phone call: 406-497-6335

To contact us by email send messages to: [clerkrec@bsb.mt.gov](mailto:clerkrec@bsb.mt.gov)

To contact us by paper mail, please send correspondence to:

City and County of Butte-Silver Bow

155 W. Granite St.

Room 208

Butte, MT 59701-9234

#### **To advise City and County of Butte-Silver Bow of your new email address**

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at [clerkrec@bsb.mt.gov](mailto:clerkrec@bsb.mt.gov) and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

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To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to [clerkrec@bsb.mt.gov](mailto:clerkrec@bsb.mt.gov) and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

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To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

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- ii. send us an email to [clerkrec@bsb.mt.gov](mailto:clerkrec@bsb.mt.gov) and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

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- Until or unless you notify City and County of Butte-Silver Bow as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by City and County of Butte-Silver Bow during the course of your relationship with City and County of Butte-Silver Bow.