

ANACONDA-DEER LODGE COUNTY  
ORDINANCE NO. 260

AN ORDINANCE ESTABLISHING THE ANACONDA-DEER LODGE COUNTY URBAN RENEWAL AGENCY BOARD AND TO ESTABLISH POWERS AND DUTIES

WHEREAS, Anaconda-Deer Lodge County wishes to create a Downtown Urban Renewal Agency per §7-15-4234, MCA (2019) to engage in activities authorized in §7-15-4233, MCA (2019) otherwise titled Part 42 Urban Renewal and its administrative functions.

NOW, THEREFORE, BE IT RESOLVED that the Commission of Anaconda-Deer Lodge County, Montana, hereby creates the Anaconda-Deer Lodge County Downtown Urban Renewal District Agency as follows:

**BE IT ORDAINED BY THE COMMISSION OF ANACONDA-DEER LODGE COUNTY AS FOLLOWS:**

- I. **The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-665 shall be included to read as follows:**

**Sec. 2-665 PURPOSE.**

The purpose and intent are to provide for an Anaconda-Downtown Urban Renewal Agency and appoint an Urban Renewal Agency Board of Directors for Anaconda-Deer Lodge County to administer the Anaconda-Deer Lodge County Downtown Urban Renewal District.

- II. **The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-666 shall be included to read as follows:**

**Sec. 2-666 SCOPE.**

Said Agency and Board shall oversee the operation of the Anaconda-Downtown Urban Renewal Agency, including public purpose activities, structures, infrastructure and community enhancements; promotional activities; façade and building conservation and loan programs; technical assistance for appropriate grants; and administrative functions.

- III. **The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-667 shall be included to read as follows:**

**Sec. 2-667 DEFINITIONS.**

The following terms are provided for the sole purpose of property interpretation and administration of this resolution:

- (a) "Agency" means the Anaconda-Deer Lodge County Downtown Urban Renewal Agency.
- (b) "Anaconda Deer Lodge County" means the local government of the City and County of Anaconda-Deer Lodge County, Montana, and includes all that area within its jurisdictional boundaries.
- (c) "Area" means the area within Anaconda-Deer Lodge County designated by the Board of the County Commission as blighted area.
- (d) "Board" means the Anaconda-Deer Lodge County Downtown Urban Renewal Agency Board.

- (e) "Board Members" means the appointed members of the Anaconda-Deer Lodge County Downtown Urban Renewal Agency Board.
- (f) "Chief Executive" means the Chief Executive of Anaconda-Deer Lodge County.
- (g) "Commissioners" means the Anaconda-Deer Lodge County Commissioners.
- (h) "Government" means the local government of Anaconda-Deer Lodge County.

IV. **The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-668 shall be included to read as follows:**

**Sec. 2-668 MEMBERSHIP AND TERM**

Therefore, a board is created supervise the planning and management of the Agency, which board shall consist of five members to be appointed by the Anaconda-Deer Lodge County Commissioners. All members of the board must be qualified electors of Anaconda-Deer Lodge County and shall be well qualified to perform the duties of organizing and successfully carry on Agency projects. The members of the Board shall hold office for four (4) years and shall serve until their successors are appointed. The terms of members shall be staggered so that not more that their members shall need to be appointed in any year except incase of resignation or removal. The initial board shall consist of one member appointed for one Board member for (1) year, one Board member for two (2) years, one Board member for three (3) years, and two Board members for four (4) years. When possible the members of the Board should consist of: the Anaconda-Deer Lodge County Planning Director, a local business owner, Banking Official, and two (2) citizens at large. A board member may be removed by the Commission, upon a request by the Board for misconduct or violation of the bylaws set forth and established by the Board and adopted by the Commission.

V. **The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-669 shall be included to read as follows:**

**Sec. 2-669 ORGANIZATION OF BOARD**

Said board shall organize by electing one of its members to the position of chairman, and one of its member's elected to the position of vice-chairman. A secretary shall be appointed by the board and may or may not be a member of the board. The board shall adopt bylaws to govern the conduct and duties of its members.

VI. **The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-670 shall be included to read as follows:**

**Sec. 2-670 POWERS AND DUTIES**

The Agency shall have the powers which may be exercised by the Agency as specifically stated in §7-15-4233, MCA (2019). Final budget authority shall remain with the Anaconda-Deer Lodge County Commission.

VII. The Code of Ordinances, Anaconda-Deer Lodge County, Montana Chapter 2, article II, subdivision XVIII, Section 2-671 shall be included to read as follows:

**Sec. 2-671 EFFECTIVE DATE**

The Effective date of this Ordinance shall be within thirty (30) days after its final adoption.

  
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Kevin A. Hart, Chairperson  
Anaconda-Deer Lodge County  
Commission

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
County Attorney

Attest:

  
\_\_\_\_\_  
Clerk of the Commission

First Reading/Introduction: March 17, 2020

Second Reading/Public Hearing: May 12, 2020

Adoption Date: May 19, 2020

Effective Date: June 19, 2020