

City Clerk Staff

From: tc / la <sombra@mail.centric.net>
Sent: Thursday, December 8, 2022 3:27 PM
To: Gwen Jones
Cc: Grp. City Council and City Web Site
Subject: Re: Headwaters Foundation

Ms. Jones- I think that Headwaters would find this very convincing. They enjoy a comfortable financial position as the result of past taxpayer support. t.cook

---- Original Message ----

From: "Gwen Jones" <JonesG@ci.missoula.mt.us>
Sent: 12/8/2022 10:05:15 AM
To: "tc / la" <sombra@mail.centric.net>
Subject: Re: Headwaters Foundation

Dear Mr. Cook, thanks for the email and the idea. The City and County are looking at many different ways to fund the programs the Levy would have funded. I will forward this on for consideration.

Just as a side note, last winter the Johnson Street Emergency Winter Shelter never reached capacity. This year it reached capacity within a week, and now the Pov is hiring extra staff because we are sheltering an extra 30-40 every night, and have had to create more space. So the need is increasing. Thank you again for reaching out. -Gwen

Gwen Jones
Ward 3 City Councilwoman
606 Woodford St., Missoula, MT 59801
406 549-3295

Note: All emails to and from this address are in the public domain.

From: tc / la <sombra@mail.centric.net>
Sent: Wednesday, December 7, 2022 4:18 PM
To: Grp. City Council and City Web Site <Council@ci.missoula.mt.us>
Subject: Headwaters Foundation

A front page article in the Tuesday, December 6 Missoulian describes the mission and resources of the Headwaters Foundation. I think that Headwaters could be asked for money help with the Crisis Services in question after the recent levy vote. thanks, tom cook, harrison st., missoula

City Clerk Staff

From: Jim Nugent
Sent: Thursday, December 8, 2022 9:59 AM
To: Grp. City Council and City Web Site; Dept. Mayors Office; Eran Pehan; Cassie Tripard; Mary McCrea; Dave DeGrandpre
Cc: Dept. City Clerk; Dept. Attorney
Subject: Montana's illegal discrimination in housing laws provide a statutory exception related to some housing related to older persons.

TO WHOM IT MAY CONCERN:

The Montana illegal discrimination housing law that I read part of to city council land use and planning committee yesterday afternoon was from subsection 49-2-305 MCA entitled "DISCRIMINATION IN HOUSING" Subsection 49-2-305 (10) MCA states:

"(10) The prohibitions of this section against discrimination because of age and familial status do not extend to housing for older persons. "Housing for older persons" means housing:

- (a) Provided under any state or federal program specifically designed and operated to assist elderly persons;
- (b) Intended for, and solely occupied by, persons 62 years of age or older; or
- (c) Intended and operated for occupancy by at least one person 55 years of age or older per unit in accordance with the provisions of 42 U. S. C. 3607(b)(2)(C) and (b)(3) through (b)(5), as those provisions read on March 31, 1996."

Pursuant to subsection 49-2-305 (12) MCA "familial status means:

"(12) For purposes of this section "familial status" means having a child or children who live or will live with a person. A distinction based on familial status includes one that is based on the age of a child or children who live or will live with a person."

JIM NUGENT

City Clerk Staff

From: Jim Nugent
Sent: Thursday, December 8, 2022 9:11 AM
To: Dept. Mayors Office; Grp. City Council and City Web Site
Cc: Jaeson White; Scott Hoffman; Laurie Clark; Dept. Attorney; Mike Colyer; Jake Rosling
Subject: Missoulian anti-sematic news story

TO WHOM IT MAY CONCERN:

With respect to the current anti-sematic flyers in the Missoula community, earlier this morning in response to a news reporter's inquiry, I referred a Missoulian reporter to Montana's hate crime law, section 45-5-221 MCA entitled MALICIOUS INTIMIDATION OR HARASSMENT RELATING TO CIVIL OR HUMAN RIGHTS-PENALTY that makes it unlawful conduct in specific factual circumstances when because of another person's race, creed, religion, color, national origin, or involvement in civil rights or human rights activities, a person purposely or knowingly, with the intent to terrify, intimidate, threaten, harass, annoy or offend and causes bodily injury to or reasonable apprehension of bodily injury in another or damages, destroys or defaces property of another or any public property.

It is important for city officials to be aware that Montana's hate crime law is a felony crime. City police likely would be involved in hate crime criminal investigations; but only the county attorney can prosecute felony crimes, such as Montana's hate crime.

I explained that section 45-5-221 MCA was solely a felony criminal offense that in Montana could only be prosecuted by a county attorney and referred her to the county attorney.

JIM NUGENT