

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA
APRIL 20, 2016
7:30 P.M. COURTHOUSE COUNCIL CHAMBERS**

ROLL CALL

PRAYER AND PLEDGE

PUBLIC COMMENT ON ANY ITEMS ON THE CONSENT AGENDA

APPROVAL OF THE MINUTES OF THE REGULAR MEETING APRIL 6, 2016.

ITEMS NOT ADDRESSED ON THE AGENDA

CHIEF EXECUTIVE'S REPORT

SECTION 1 BID OPENINGS, PUBLIC HEARINGS, AND/OR PRESENTATIONS

**1. BID OPENING
COMMUNICATION NO. [16-144](#)**

NICK SANDFORD, ROAD OPERATIONS MANAGER, BUTTE-SILVER BOW PUBLIC WORKS DEPARTMENT, REQUESTING COUNCIL OF COMMISSIONERS AUTHORIZE TIME ON APRIL 20, 2016 AGENDA TO CONDUCT A BID OPENING REGARDING THE BUTTE-SILVER BOW INVITATION FOR BID FOR ASPHALT.

**2. PUBLIC HEARING
COMMUNICATION NO. [16-145](#)**

J.P. GALLAGHER, DIRECTOR OF BUTTE-SILVER BOW PARKS & RECREATION DEPARTMENT, REQUESTING COUNCIL OF COMMISSIONERS AUTHORIZE A PUBLIC HEARING ON APRIL 20, 2016 TO AMEND FY2016 BUDGET IN PARKS AND RECREATION, GOLF COURSE FUND.

**3. PUBLIC HEARING
COMMUNICATION NO. [16-148](#)**

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize a Public Hearing on April 20, 2016 to receive public comment regarding a Sanitary Sewer TSEP Environmental Review and Preliminary Engineering Report.



SECTION 2 CONSENT AGENDA

- A.
1. COMMITTEE OF THE WHOLE MEETING REPORT
 2. ECONOMIC DEVELOPMENT COMMITTEE MEETING REPORT
 3. FINANCE & BUDGET COMMITTEE MEETING REPORT
 4. PUBLIC WORKS COMMITTEE MEETING REPORT
 5. JUDICIARY COMMITTEE MEETING REPORT
- B. COMMUNICATIONS
1. [16-158](#) Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize Chief Executive to sign DUI Task Force FY16-17 Annual Plan. [Plan](#). ***Recommendation: Concur and Place on File.***
 2. [16-159](#) Brian Wilkins, Operations Manager, Water Division, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize the County Attorney to revise sections of the Butte-Silver Bow Municipal Code regarding Water System Charges and Fees. ***Recommendation: Refer to County Attorney's office to revise Municipal Code and Hold in the Judiciary Committee.***
 3. [16-160](#) Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners approve request for County Attorney to update *Traffic Control Signals* Ordinance to remove the traffic signal at Broadway and Wyoming Streets and update *Stop Intersections* Ordinance to include Wyoming as a stop street before entering Broadway Street. ***Recommendation: Refer to Public Works Committee.***
 4. [16-161](#) Captain Doug Conway, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize the Chief Executive to sign Agreement regarding law enforcement services for The Depot. [Agreement](#). ***Recommendation: Concur and Place on File.***
 5. [16-162](#) Mark R. O'Neill, 26 11th Avenue, Helena, Montana, requesting Council of Commissioners authorize purchase of county-owned property under the Adjacent Landowner Policy. Property of interest is the back end of the lot at 621 West Quartz, bordering on the north side and joining it to the alley. [Map](#). ***Recommendation: Refer to Land Sales Committee and Hold in the Committee of the Whole.***
 6. [16-163](#) Ron Crowley, 905 13th Street, Butte, Montana, requesting Council of Commissioners authorize purchase of county-owned property under the Adjacent Landowner Policy. Property of interest borders west of 905 13th Street over to where slope goes down to the reservoir. ***Recommendation: Refer to Land Sales Committee and Hold in the Committee of the Whole.***



7. [16-164](#) Dave Boyd, CCCS Director of Treatment Programs, requesting Council of Commissioners sign the “Service Provider Designation Form” and designate for CCCS, Inc. to continue to receive Earmarked Alcohol Tax dollars. [Designation Form](#). **Recommendation: Concur and Place on File.**
8. [16-165](#) Sally Hollis, Butte-Silver Bow Clerk and Recorder, requesting Council of Commissioners authorize the Chief Executive to sign a one-year Election Systems & Software Contract for 15 Firmware Usage Agreements and Hardware Maintenance Support for the AutoMARKS. [Contract](#). **Recommendation: Concur and Place on File.**
9. [16-166](#) Debra Williams, Justice of the Peace, and Ben Pezdark, Justice of the Peace, requesting Council of Commissioners authorize the Chief Executive to sign one-year Maintenance Agreement with Lee’s Office City for Lanier copy machine for estimated \$446.00. [Agreement](#). **Recommendation: Concur and Place on File.**
10. [16-167](#) Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize a Memorandum of Understanding with Montana Tech and the Butte-Silver Bow Law Enforcement Department. [Memorandum of Understanding](#). **Recommendation: Concur and Place on File.**
11. [16-168](#) Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize the Chief Executive to sign a Memorandum of Understanding between the Southwest Montana Drug Task Force and the Butte-Silver Bow Law Enforcement Department. [Memorandum of Understanding](#). **Recommendation: Concur and Place on File.**
12. [16-169](#) Pamela Haxby-Cote, Executive Director, Butte Local Development Corporation, requesting Council of Commissioners authorize a presentation on the West Park Street Corridor Plan April 27, 2016. **Recommendation: Concur and Hold in the Committee of the Whole until April 27, 2016 presentation.**
13. [16-170](#) Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners to concur with the determination that an Environmental Assessment is required for the Sanitary Sewer TSEP Preliminary Engineering Report and authorize the Chief Executive to sign the Environmental Review Form. [Environmental Assessment](#). **Recommendation: Concur and Place on File.**
14. [16-171](#) Chief Executive Matt Vincent, requesting Council of Commissioners to concur with reappointments to the Superfund Advisory and Redevelopment Trust Authority. **Recommendation: Concur and Place on File.**



15. [16-172](#) Lori Casey, Assistant Planning Director, Butte-Silver Bow Planning Department, requesting Council of Commissioners authorize a Public Hearing on May 11, 2016 to hear public comment on the Proposed Amendment to the official Butte-Silver Bow Zoning Map. [Staff Analysis](#). [Map](#). **Recommendation: Concur and Hold in the Committee of the Whole until May 11, 2016 Public Hearing.**
16. [16-173](#) Lori Casey, Assistant Planning Director, Butte-Silver Bow Planning Department, requesting Council of Commissioners deny Communication No. 16-126, Request from Dan Roggenkamp to Purchase City-County Property. **Recommendation: Concur and Place on File.**
17. [16-174](#) Kristen Rosa, Administrator, Tax Increment Financing Industrial District (TIFID), requesting Council of Commissioners authorize Chief Executive to sign agreement with Chmura Economics and Analytics for one-year subscription to the JobsEQ workforce and economic tool. [Agreement](#). **Recommendation: Concur and Place on File.**
18. [16-175](#) Karen Sullivan, Health Officer, Butte-Silver Bow Health Department, requesting Council of Commissioners authorize the Chief Executive to sign a Memorandum of Understanding between Butte-Silver Bow Health Department and Butte AIDS Support Services. [Memorandum of Understanding](#). **Recommendation: Concur and Place on File.**
19. [16-176](#) David Schultz, Director, Butte-Silver Bow Public Works Department, requesting Council of Commissioners and the Chief Executive award the bid and sign accompanying documents for a contract with Diamond Construction of Helena, Montana, in the amount of \$1,135,000.00 for the Basin Creek Water Treatment Plant Ancillary Facilities, Southside Pump Station and PRV Building. **Recommendation: Concur and Place on File.**

**SECTION 3 ORDINANCES AND RESOLUTIONS
REFERRED TO JUDICIARY**

**1. COUNCIL BILL NO. [16-4](#)
ORDINANCE NO. [16-4](#)**

AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 10 ACRES FROM NZ (NOT ZONED) TO OS-D (OPEN SPACE DEVELOPABLE ZONE), COMMONLY KNOWN AS THE WALKERVILLE BASEBALL FIELD AND THE LEXINGTON MINE YARD; AND TO REZONE APPROXIMATELY 107 ACRES FROM NZ (NOT ZONED) TO OS-C (OPEN SPACE CONSERVATION ZONE), COMMONLY KNOWN AS THE ALICE KNOB, ALICE PIT, GRANITE MOUNTAIN AND MISSOULA GULCH; AND TO REZONE



APPROXIMATELY 6 ACRES FROM NZ (NOT ZONED) TO C-2 (COMMUNITY COMMERCIAL ZONE), COMMONLY KNOWN AS BLAINE COMMUNITY CENTER, SHERMAN SCHOOL AND CERTAIN PROPERTIES ALONG WEST DALY KNOWN AS 1, 7, 11, 13, 303, 307, 309 WEST DALY; AND TO REZONE APPROXIMATELY 358 ACRES FROM NZ (NOT ZONED) TO R-2 (TWO FAMILY RESIDENCE ZONE), BOUNDED ON THE NORTH BY ALICE STREET, ON THE WEST BY THE WEST BOUNDARY OF THE CITY LIMITS OF WALKERVILLE, ON THE EAST BY SERAPH POINT AND ON THE SOUTH BY RYAN ROAD AND O'NEILL STREET; AND TO REZONE APPROXIMATELY 727 ACRES FROM NZ (NOT ZONED) TO R-1S (ONE FAMILY SUBURBAN ZONE), COMMONLY LOCATED IN SECTION 1, TOWNSHIP 3 NORTH, RANGE 8 WEST, OF THE P.M.M. OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. COUNCIL RESOLUTION NO. [16-18](#)

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A CERTAIN PARCEL OF REAL PROPERTY LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 11, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M., BUTTE-SILVER BOW COUNTY, MONTANA FOR THE PURPOSE OF COMMUNITY DEVELOPMENT IN ACCORDANCE WITH THE PROCEDURES OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. COUNCIL RESOLUTION NO. [16-20](#)

A RESOLUTION VACATING, CLOSING, DISCONTINUING AND ABANDONING THAT PORTION OF THE ALLEY LOCATED ADJACENT TO LOTS 1 THROUGH 14 AND ADJACENT TO LOTS 15 THROUGH 28 IN BLOCK 6 OF THE FAIRVIEW ADDITION TO THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PRESCRIBING THE EFFECTIVE DATE OF THIS RESOLUTION AND FINDING THE NECESSARY FACTS HEREIN.

**SECTION 4 ORDINANCES AND RESOLUTIONS
FINAL READING**

1. COUNCIL RESOLUTION NO. [16-15](#)

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE FROM THE MONTANA DEPARTMENT OF NATURAL RESOURCE AND CONSERVATION FOR WILDFIRE DEPLOYMENT (SEVERITY) CONTRACT FOR THE SUMMER OF 2015 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.



2. COUNCIL RESOLUTION NO. 16-16

A RESOLUTION APPROVING AND ACCEPTING THE DONATION OF A CERTAIN PARCEL OF REAL PROPERTY FROM THE GREENWAY SERVICE DISTRICT DESCRIBED AS FOLLOWS: A PORTION OF THE SPIER AND BAUER PLACER M.E. 1445, ALSO REFERRED TO AS TRACT K, REFERENCE REM. BOOK A, PAGE 193, AND A PORTION OF THE PUBLIC RIGHT-OF-WAY ALONG GRIZZLY TRAIL OF THE UNFILED PLAT OF THE ROCKER TOWNSITE ON THE CLEVELAND LODGE, LOCATED IN SECTION 20, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M. (PARCEL NO. 79555) LOCATED IN BUTTE-SILVER BOW, MONTANA FOR THE PURPOSE OF CONSOLIDATING PROPERTY OWNERSHIP, PLACING PUBLIC ROADS IN PUBLIC OWNERSHIP AND RESOLVING PERSONAL PROPERTY ENCROACHMENTS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION 5 SUSPENSION OF THE RULES
FOR FINAL PASSAGE**

1. COUNCIL RESOLUTION NO. 16-19

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF COMMISSIONERS OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, MONTANA TO AUTHORIZE SUBMISSION OF A TREASURE STATE ENDOWMENT PROGRAM (TSEP) APPLICATION AND PROVIDING FOR THE EFFECTIVE DATE HEREIN.

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

CALENDAR OF OTHER MEETINGS AND EVENTS

April 21, 2016	Zoning Board	5:30 pm	Council Chambers
April 26, 2016	Port of Montana	12:00 pm	Hub Center, Silver Bow
April 27, 2016	Local Emergency Planning	12:00 pm	1st Floor Conference Room
April 27, 2016	Urban Revitalization	8:30 am	1st Floor Conference Room
April 28, 2016	Planning Board	5:30 pm	Council Chambers
May 3, 2016	Historic Preservation	5:30 pm	Council Chambers
May 4, 2016	Airport Authority	12:00 pm	BM Airport Auth. Admin. Office
May 4, 2016	Butte AIDS Support Services	7:00 pm	Community Center
May 4, 2016	Board of Health	7:00 am	Health Department

ADJOURN _____



**ECONOMIC DEVELOPMENT COMMITTEE MEETING
 APRIL 20, 2016
 6:00 PM COURTHOUSE COUNCIL CHAMBERS**

SECTION 1 COMMUNICATION NO. [14-593](#)

Dave Palmer, Butte-Silver Bow Commissioner, District No. 12, requesting Council of Commissioner’s authorization for the Distressed Property Management Report to be referred to the Economic Development Committee for review and recommendations to Council.

SECTION 2 COMMUNICATION NO. [15-419](#)

Dave Palmer, Butte-Silver Bow Commissioner, District No. 12, requesting the Economic Development Committee be allowed to interview area contractors and business owners to determine if Butte-Silver Bow policies are working or if changes are needed.

SECTION 3 COMMUNICATION NO. [15-524](#)

Bill Andersen, Butte-Silver Bow Commissioner, District No. 10, inviting the Tourism Business Improvement District Board to the Economic Development Committee Meeting on December 16, 2015 for a review of Municipal Code 2.90.

SECTION 4 REPORT FROM BLDC

<u><i>Committee Members</i></u>	<u><i>Present/Absent</i></u>	
Dave Palmer, Chairman.....	P	A
John Sorich, Vice-Chairman.....	P	A
Bill Andersen.....	P	A
Dan Foley.....	P	A
Cindy Perdue-Dolan.....	P	A
Sheryl Ralph.....	P	A

COMMITTEE OF THE WHOLE MEETING REPORT APRIL 13, 2016

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen,

We, your Committee of the Whole Committee, respectfully recommend as follows:

SECTION 1 BID OPENING COMMUNICATION NO. [16-157](#)

J.P. GALLAGHER, DIRECTOR OF BUTTE-SILVER BOW PARKS & RECREATION DEPARTMENT, REQUESTING COUNCIL OF COMMISSIONERS AUTHORIZE TIME ON APRIL 13, 2016 AGENDA TO CONDUCT A BID OPENING REGARDING THE BUTTE-SILVER BOW INVITATION FOR BID FOR THE MINER'S FIELD MASONRY PROJECT AT COPPER MOUNTAIN SPORTS PARK. [INVITATION FOR BIDS](#). *Recommendation: No bids received.*

SECTION 2 PRESENTATION COMMUNICATION NO. [16-129](#)

KAREN BYRNES, DIRECTOR, BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT, REQUESTING COUNCIL OF COMMISSIONERS AUTHORIZE A PRESENTATION ON THE BUTTE ECONOMIC GARDENING PROJECT AT THE APRIL 13 MEETING. *Recommendation: Postponed until April 27, 2016.*

SECTION 3 PRESENTATION COMMUNICATION NO. [16-130](#)

KAREN BYRNES, DIRECTOR, BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT, REQUESTING COUNCIL OF COMMISSIONERS AUTHORIZE A PRESENTATION ON THE UPTOWN BUTTE PARKING GARAGE AT THE APRIL 13 MEETING. *Recommendation: Held.*

SECTION 4 COMMUNICATION NO. [16-27](#)

Craig T. Williams, 803 North Main, Butte, Montana, requesting Council's authorization to purchase county-owned property under the adjacent landowner policy. *Recommendation: Hold in Abeyance.*



SECTION 5 COMMUNICATION NO. [16-52](#)

Wei Wen Tan and Wei Guang Tan, 1627 Shore Dr., San Jose, CA 95131, requesting Council of Commissioners approve purchase of property at 417 N. Main St., Butte, Montana.

Recommendation: Hold in Abeyance.

SECTION 6 COMMUNICATION NO. [16-70](#)

Patsy Coates, Property Specialist, Butte-Silver Bow Land Records Office, requesting Council of Commissioners to concur with the request of the County Attorney's Office to issue a Resolution for mailing "Notice that a Tax Deed May be Issued to the County" to all property owners and interested parties on the delinquent real property taxes for year 2012. ***Recommendation: Hold in Abeyance.***

SECTION 7 COMMUNICATION NO. [16-81](#)

Brian Wilkins, Butte-Silver Bow Public Works Department, requesting Council of Commissioners concur with the request to hold a Bid Opening on April 6, 2016 regarding the Basin Creek Water Treatment Plant Ancillary Facilities, Southside Pump Station and PRV Building. ***Recommendation: Place on File.***

SECTION 8 COMMUNICATION NO. [16-83](#)

Martha R. Sorini, 705 Kenwood Ave., Butte, Montana, requesting Council of Commissioners authorize purchase of property under the Adjacent Landowner Policy next to her rental at 327 North Wyoming St., Butte, Montana. ***Recommendation: Deny and Place on File.***

SECTION 9 COMMUNICATION NO. [16-111](#)

Dawnita Romine, Western Montana Mental Health Center, requesting Council of Commissioners authorize street closures for Stomping Out the Stigma Walk on May 27, 2016. [Map](#). [Flyer](#). ***Recommendation: Hold in Abeyance.***

SECTION 10 COMMUNICATION NO. [16-113](#)

Jeffrey L. Miller, Director, Butte-Silver Bow Fire Services, requesting Council of Commissioners authorize the County Attorney to prepare a resolution to establish the Wise River Volunteer Fire Department, Fire District 5. ***Recommendation: Cross Reference with Resolution No. 16-17 and Place on File.***

SECTION 11 COMMUNICATION NO. [16-126](#)

Dan Roggenkamp, 630 South Washington Street, Butte, Montana, requesting Council of Commissioners authorize purchase of county-owned property under the adjacent landowner policy. Property of interest lies east of 630 South Washington Street and includes three lots



above storm detention tract and one lot below. [Map](#). [Photos](#). [Tax Records](#). **Recommendation: Hold in Abeyance.**

SECTION 12 PRESENTATION
COMMUNICATION NO. [16-129](#)

Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council of Commissioners authorize a presentation on the Butte Economic Gardening Project at the April 13 meeting. **Recommendation: Hold in Abeyance until April 27, 2016 presentation.**

SECTION 13 PRESENTATION
COMMUNICATION NO. [16-130](#)

Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council of Commissioners authorize a presentation on the Uptown Butte Parking Garage at the April 13 meeting. **Recommendation: Place on File.**

SECTION 14 COMMUNICATION NO. [16-141](#)

Captain Doug Conway, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize online submission for the Justice Assistance Grant (JAG) Program and schedule a public hearing for May 4, 2016. [Notice of Public Hearing](#). **Recommendation: Hold in Abeyance.**

SECTION 15 COMMUNICATION NO. [16-144](#)

Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize time on April 20, 2016 Agenda to conduct a bid opening regarding the Butte-Silver Bow Invitation for Bid for asphalt. **Recommendation: Hold in Abeyance.**

SECTION 16 COMMUNICATION NO. [16-145](#)

J.P. Gallagher, Director of Butte-Silver Bow Parks & Recreation Department, requesting Council of Commissioners authorize a Public Hearing on April 20, 2016 to amend FY2016 budget in Parks and Recreation, Golf Course Fund. **Recommendation: Hold in Abeyance.**

SECTION 17 COMMUNICATION NO. [16-146](#)

Lori Casey, Assistant Planning Director, Butte-Silver Bow Planning Department, requesting Council of Commissioners approve Zoning Application No. 174 and request the County Attorney prepare an Ordinance adopting the proposed change to the Butte-Silver Bow Zoning District Map. [Staff Analysis](#). [Map](#). **Recommendation: Hold in Abeyance.**



SECTION 18 COMMUNICATION NO. [16-148](#)

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize a Public Hearing on April 20, 2016 to receive public comment regarding a Sanitary Sewer TSEP Environmental Review and Preliminary Engineering Report. **Recommendation: Hold in Abeyance.**

SECTION 19 COMMUNICATION NO. [16-149](#)

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners approve request for County Attorney to prepare a Resolution regarding TSEP Sanitary Sewer Application. **Recommendation: Hold in Abeyance.**

SECTION 20 COMMUNICATION NO. [16-151](#)

Sheriff Ed Lester, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize Chief Executive to sign contract with Community, Counseling, and Correctional Services, Inc. (CCCS) to transport youths to detention center. [Contract](#). **Recommendation: Hold in Abeyance.**

SECTION 21 COMMUNICATION NO. [16-152](#)

Lori Casey, Assistant Planning Director, Butte-Silver Bow Planning Department, requesting Council of Commissioners deny Communication No. 16-83, Request from Martha Sorini to Purchase City-County Property. [Map](#). **Recommendation: Concur and Place on File.**

**SECTION 22 BID OPENING
COMMUNICATION NO. [16-157](#)**

J.P. Gallagher, Director of Butte-Silver Bow Parks & Recreation Department, requesting Council of Commissioners authorize time on April 13, 2016 Agenda to conduct a bid opening regarding the Butte-Silver Bow Invitation for Bid for the Miner’s Field Masonry Project at Copper Mountain Sports Park. [Invitation for Bids](#). **Recommendation: Place on File.**

<u>Committee Members</u>	<u>Present/Absent</u>
Cindi Shaw, Chairman.....	Present
John Morgan, Vice-Chairman	Present
Bill Andersen	Present
Jim Fisher	Present
Dan Foley	Present
Dennis Henderson.....	Present

<u>Committee Members</u>	<u>Present/Absent</u>
Brendan McDonough	Present
Dave Palmer	Present
Cindy Perdue-Dolan	Present
Sheryl Ralph	Absent
John Sorich	Present
Bud Walker.....	Present

**ECONOMIC DEVELOPMENT COMMITTEE MEETING REPORT
APRIL 6, 2016**

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen,

We, your Economic Development Committee, respectfully recommend as follows:

Meeting not held. All items Held in Abeyance.

SECTION 1 COMMUNICATION NO. [14-593](#)

Dave Palmer, Butte-Silver Bow Commissioner, District No. 12, requesting Council of Commissioner’s authorization for the Distressed Property Management Report to be referred to the Economic Development Committee for review and recommendations to Council.

Recommendation: Hold in Abeyance.

SECTION 2 COMMUNICATION NO. [15-419](#)

Dave Palmer, Butte-Silver Bow Commissioner, District No. 12, requesting the Economic Development Committee be allowed to interview area contractors and business owners to determine if Butte-Silver Bow policies are working or if changes are needed. ***Recommendation: Hold in Abeyance.***

SECTION 3 COMMUNICATION NO. [15-524](#)

Bill Andersen, Butte-Silver Bow Commissioner, District No. 10, inviting the Tourism Business Improvement District Board to the Economic Development Committee Meeting on December 16, 2015 for a review of Municipal Code 2.90. ***Recommendation: Hold in Abeyance.***

SECTION 4 REPORT FROM BLDC

Recommendation: Hold in Abeyance.

<u><i>Committee Members</i></u>	<u><i>Present/Absent</i></u>
Dave Palmer, Chairman.....	N/A
John Sorich, Vice- Chairman.....	N/A
Bill Andersen	N/A
Dan Foley	N/A
Cindy Perdue-Dolan	N/A
Sheryl Ralph	N/A

**FINANCE & BUDGET COMMITTEE MEETING REPORT
APRIL 13, 2016**

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen,

We, your Finance and Budget Committee, respectfully recommend as follows:

Expenditure report for the week of April 13, 2016 was approved for the amount of \$379,845.27.

The Finance & Budget Committee reviewed the April 12, 2016 Expenditure Report with no exceptions and in the amount of \$379,845.27.

All commissioners / Finance & Budget members were present.

<u>Committee Members</u>	<u>Present/Absent</u>
John Sorich, Chairman	Present
Jim Fisher, Vice-Chairman	Present
Bill Andersen	Present
Dennis Henderson	Present
Brendan McDonough	Present
Cindy Perdue-Dolan	Present



PUBLIC WORKS COMMITTEE MEETING REPORT

APRIL 13, 2016

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen,

We, your Public Works Committee, respectfully recommend as follows:

SECTION 1 PETITION NO. [15-3](#)

Michael A. Nasheim, Building Official, Butte-Silver Bow Building Code Department, requesting Council of Commissioners authorize a Street Closure Petition on Avon and Utah Streets for Copper Fox Development, Inc. (Petition was started in 2015). [Signatures](#). [Map](#). [Comments](#).
Recommendation: Hold in Abeyance and Schedule a Public Hearing.

SECTION 2 PETITION NO. [16-2](#)

Michael A. Nasheim, Building Official, Butte-Silver Bow Building Code Department, requesting Council of Commissioners authorize a petition to close and vacate the alley adjacent to Lots 1 through 14 and 15 through 28 in Block 6 of the Fairview Addition. [Signatures](#). [Map](#).
Recommendation: Hold and have County Attorney prepare a Resolution.

SECTION 3 COMMUNICATION NO. [16-81](#)

Brian Wilkins, Butte-Silver Bow Public Works Department, requesting Council of Commissioners concur with the request to hold a Bid Opening on April 6, 2016 regarding the Basin Creek Water Treatment Plant Ancillary Facilities, Southside Pump Station and PRV Building. **Recommendation: Commissioner Fisher made a Motion, seconded by Commissioner McDonough, to Note and Place on File – All yea.**

SECTION 4 COMMUNICATION NO. [16-101](#)

Rod Warnstrom, Master Electrician/Shop Owner, ARC Electric, 3523 Oregon Ave., requesting Council of Commissioners address the issue of Butte-Silver Bow employees competing against local electrical contractors. **Recommendation: Letter drafted by Mr. Schultz and Chairman Henderson to be sent to Mr. Warnstrom. All members approved – All yea.**



SECTION 5 COMMUNICATION NO. [16-147](#)

Dave Palmer, Butte-Silver Bow Commissioner, District No. 12, requesting Council of Commissioners reconsider configuration of lanes on Main Street. ***Recommendation: A vote of 3 yea, 2 nay to proceed with striping as requested by Mr. Schultz.***

<u><i>Committee Members</i></u>	<u><i>Present/Absent</i></u>
Dennis Henderson, Chairman	Present
Sheryl Ralph, Vice-Chairman.....	Absent
Jim Fisher	Present
Dan Foley	Present
Brendan McDonough	Present
Bud Walker.....	Absent

JUDICIARY COMMITTEE MEETING REPORT

APRIL 13, 2016

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen,

We, your Judiciary Committee, respectfully recommend as follows:

SECTION 1 COUNCIL BILL NO. [16-2](#) ORDINANCE [16-2](#)

AN ORDINANCE ESTABLISHING A NEW CHAPTER OF THE BUTTE-SILVER BOW MUNICIPAL CODE (BSB-MC) TO BE NUMBERED 8.02 AND TO BE ENTITLED “VACANT BUILDINGS”, ESTABLISHING REGISTRATION PROCEDURES, ESTABLISHING PROVISIONS FOR ENFORCEMENT; PROVIDING FOR A PENALTY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Recommendation: Refer to Committee of the Whole sitting as the Judiciary Committee.*

SECTION 2 COUNCIL RESOLUTION NO. [16-15](#)

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE FROM THE MONTANA DEPARTMENT OF NATURAL RESOURCE AND CONSERVATION FOR WILDFIRE DEPLOYMENT (SEVERITY) CONTRACT FOR THE SUMMER OF 2015 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Recommendation: Move to Final Reading.*

SECTION 3 COUNCIL RESOLUTION NO. [16-16](#)

A RESOLUTION APPROVING AND ACCEPTING THE DONATION OF A CERTAIN PARCEL OF REAL PROPERTY FROM THE GREENWAY SERVICE DISTRICT DESCRIBED AS FOLLOWS: A PORTION OF THE SPIER AND BAUER PLACER M.E. 1445, ALSO REFERRED TO AS TRACT K, REFERENCE REM. BOOK A, PAGE 193, AND A PORTION OF THE PUBLIC RIGHT-OF-WAY ALONG GRIZZLY TRAIL OF THE UNFILED PLAT OF THE ROCKER TOWNSITE ON THE CLEVELAND LODGE, LOCATED IN SECTION 20, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M. (PARCEL NO. 79555) LOCATED IN BUTTE-SILVER BOW, MONTANA FOR THE PURPOSE OF CONSOLIDATING PROPERTY OWNERSHIP, PLACING PUBLIC ROADS IN PUBLIC OWNERSHIP AND RESOLVING PERSONAL PROPERTY ENCROACHMENTS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Recommendation: Move to Final Reading.*



SECTION 4 COMMUNICATION NO. [16-110](#)

R. Edward Banderob, Interim Facilitator, Greeley Neighborhood Community Coalition, requesting Council of Commissioners to establish rules and procedures to call for, authorize and recognize Advisory Community Councils. [Petition](#). **Recommendation: Note and Place on File.**

SECTION 5 COMMUNICATION NO. [16-139](#)

Michael A. Nasheim, Building Official, Butte-Silver Bow Building Code Department, requesting Council of Commissioners approve request for Amendment to Title 15 Buildings and Construction Ordinance and instruct County Attorney to draft an Ordinance for official adoption. **Recommendation: Ask County Attorney to draft Ordinance and Hold in Judiciary Committee.**

SECTION 6 CLAIM APPROVAL

NAME	AMOUNT	DESCRIPTION	Recommendation:
Butte Local Dev. Corp.	\$3,833.33	Monthly Economic Dev. Contract Payment	Refer to Finance & Budget

<u><i>Committee Members</i></u>	<u><i>Present/Absent</i></u>
Bud Walker, Chairman	Present
Bill Andersen, Vice-Chairman	Present
Brendan McDonough	Present
Dave Palmer	Present
Cindy Perdue-Dolan	Present
John Sorich	Present