

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA
JUNE 1, 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 MAY 18, 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. [16-224](#)

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize time on June 1, 2016 Agenda to conduct a bid opening for the Butte-Silver Bow N-6 Sanitary Sewer Replacement Project.

2. BID OPENING
COMMUNICATION NO. [16-225](#)

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize time on June 1, 2016 Agenda to conduct a bid opening for the 2016 N6 Basin Sanitary Sewer CIPP Project.

3. PUBLIC HEARING
COMMUNICATION NO. [16-219](#)

Kristen Rosa, Administrator, Tax Increment Financing Industrial District (TIFID), requesting Council of Commissioners authorize a Public Hearing on June 1, 2016 regarding the creation of the South Butte Industrial Targeted Economic Development District.



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. PETITIONS
1. [16-3](#) Dori Skrukud, Office of Community Development, requesting Council of Commissioners authorize the Chief Executive to sign Alley Closure Petition 16-3 in order for the review to commence. [Legal Description](#). [Map](#). **Recommendation: Refer to Public Works Committee.**
- C. COMMUNICATIONS
1. [16-230](#) Lori Casey, Assistant Planning Director, Butte-Silver Bow Planning Department, requesting Council of Commissioners authorize the Chief Executive to sign a renewal maintenance contract with Selby's Essco for 2016-2017 for the Land Records Plotter. [Contract](#). **Recommendation: Concur and Place on File.**
 2. [16-231](#) Leslie Clark, Director, Butte-Silver Bow Human Resources Department, requesting Council of Commissioners concur with and authorize correction of Collective Bargaining Agreement for International Association of Fire Fighters Local #96. [Redline](#). **Recommendation: Concur and Place on File.**
 3. [16-232](#) Mick Dennehy, 1901 Garrison Avenue, Butte, Montana, requesting Council of Commissioners authorize purchase of county-owned property under the Adjacent Landowner Policy. **Recommendation: Refer to Land Sales Committee and Hold in the Committee of the Whole.**
 4. [16-233](#) Karen Hassler, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize the Chief Executive to sign an agreement between Esri, Inc. and the Butte-Silver Bow Public Works Department for an ArcGIS renewal license. [Agreement](#). **Recommendation: Concur and Place on File.**
 5. [16-234](#) Ellen Crain, Director, Butte-Silver Bow Public Archives, requesting Council of Commissioners authorize the Chief Executive to sign an agreement with Pediment Publishing to use Archives images in publication. [Agreement](#). **Recommendation: Concur and Place on File.**



6. [16-235](#) Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize the Chief Executive to sign five contracts with Fox Alarm and Technology, LLC, for the purpose of Alarm Monitoring for the Butte-Silver Bow Road and Parks Department. [Contract 1.](#) [Contract 2.](#) [Contract 3.](#) [Contract 4.](#) [Contract 5.](#) **Recommendation: Concur and Place on File.**
7. [16-236](#) Bill Maloney, 358 East Mercury Street, Butte, Montana, requesting Council of Commissioners authorize purchase of county-owned property under the Adjacent Landowner Policy. [Map 1.](#) [Map 2.](#) **Recommendation: Refer to Land Sales Committee and Hold in the Committee of the Whole.**
8. [16-237](#) Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners to approve Bid Award Recommendations for 2015 CTEP Bike Lanes to Highmark Traffic Services Inc. and authorize the Chief Executive to sign contract documents, subject to MDT approval. [Bid and Review.](#) [Contract.](#) **Recommendation: Concur and Place on File.**
9. [16-238](#) Kellee Anderson, Extension Agent, Butte-Silver Bow Extension Office, requesting Council of Commissioners authorize the Chief Executive to sign Snap-Ed – MSU Extension Support Agreement. [Agreement.](#) **Recommendation: Concur and Place on File.**
10. [16-239](#) Captain Doug Conway, Butte-Silver Bow Law Enforcement Department, requesting Council of Commissioners authorize the Chief Executive to sign a three-year agreement regarding the Nixle 360 contract in reference to the Emergency Notification System. [Agreement.](#) **Recommendation: Concur and Place on File.**
11. [16-240](#) Nate Watson, Butte-Silver Bow MIS Systems Support Specialist, requesting Council of Commissioners to approve recycling of broken and/or obsolete equipment and removal from the Butte-Silver Bow asset list. [Equipment List.](#) **Recommendation: Concur and Place on File.**
12. [16-241](#) Mark D. Zora, Montana East West Shrine Game, requesting Council of Commissioners authorize street closures on July 16, 2016 for the 70th Annual Montana East West Shrine Game Parade. [Application.](#) [MDT Application.](#) [Certificate of Liability.](#) [Map.](#) All approvals have been received. **Recommendation: Concur and Place on File.**



13. [16-242](#) Jon Sesso, Director, Butte-Silver Bow Planning Board, requesting Council of Commissioners authorize the Chief Executive to sign an agreement with the US EPA to accept transfer of five structures from Montana Pole Site and then re-transfer two structures to Montana Tech and the Montana Bureau of Mines and Geology. [EPA Memo](#). [Transfer Order](#). **Recommendation: Concur and Place on File.**
14. [16-243](#) John Weitzel, Weitzel Signs, 800 7 / 8 East Front Street, Butte, Montana, requesting Council of Commissioners authorize placement of one flag mount D/F neon sign over the sidewalk at 217 West Park Street. [Specifications](#). [Artist Rendering](#). **Recommendation: Concur and Place on File.**
15. [16-244](#) Dan Dennehy, Director, Emergency Management Agency, requesting Council of Commissioners authorize the Chief Executive to sign a Professional Services Agreement between Butte-Silver Bow Office of Emergency Management and TW Enterprises, Inc. for a Maintenance Agreement of the Generac Industrial Service Generator. [Agreement](#). **Recommendation: Concur and Place on File.**
16. [16-245](#) Dan Dennehy, Director, Emergency Management Agency, requesting Council of Commissioners authorize the Chief Executive to sign a Professional Services Agreement between Butte-Silver Bow Office of Emergency Management and Double E Systems for a Maintenance Agreement of the Toshiba Uninterruptable Power Supply System. [Agreement](#). **Recommendation: Concur and Place on File.**

SECTION 3 COMMUNICATIONS TO BE READ AND ACTED UPON

1. [16-246](#) Karen Byrnes, Director, Butte-Silver Bow Urban Revitalization Agency, requesting Council of Commissioners authorize a presentation on the Uptown Butte Parking Garage at the June 1, 2016 meeting.

SECTION 4 ORDINANCES AND RESOLUTIONS REFERRED TO JUDICIARY

1. COUNCIL RESOLUTION NO. [16-27](#)

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 RELATED TO AUDIT FINDING 15-6 IN BUTTE SILVER BOW'S JUNE 30, 2015 COMPREHENSIVE ANNUAL FINANCIAL REPORT, EFFECTIVELY RECORDING THE CIVIC CENTER BOX OFFICE BANK ACCOUNT IN THE GENERAL LEDGER, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.



**SECTION 5 ORDINANCES
SECOND READING**

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. [Redline.](#)

2. COUNCIL BILL NO. [16-5](#)
ORDINANCE NO. [16-5](#)

AN ORDINANCE AMENDING ORDINANCE 204, Section 4 and CHAPTER 10.24 , ENTITLED “TRAFFIC CONTROL DEVICES” AND CHAPTER 10.32 ENTITLED “STOP SIGNS”, OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) SPECIFICALLY REPEALING SECTION 10.24.160(4) DELETING THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF BROADWAY STREET AND WYOMING STREET; AND BY AMENDING SECTION 10.32.010 ESTABLISHING STOP SIGNS ON BROADWAY STREET ENTERING THE EAST AND WEST CORNERS AT THE INTERSECTION OF BROADWAY STREET AND WYOMING STREET; AND ESTABLISHING STOP SIGNS ON WYOMING STREET ENTERING THE NORTH AND SOUTH CORNERS AT THE INTERSECTION OF BROADWAY STREET AND WYOMING STREET AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline.](#)

3. COUNCIL BILL NO. [16-9](#)
ORDINANCE NO. [16-9](#)

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 6 ACRES FROM R-1S (ONE FAMILY SUBURBAN) TO C-2 (COMMUNITY COMMERCIAL), COMMONLY LOCATED AT 20,26,30 BASIN CREEK ROAD; AND TO REZONE APPROXIMATELY 108 ACRES FROM R-1S (ONE FAMILY SUBURBAN) TO M-1 (LIGHT INDUSTRIAL ZONE), COMMONLY LOCATED AT SOUTH OF THE ABOVE NOTED ADDRESS, NORTH OF THE GUN CLUB ROAD AND WEST OF HIGHWAY 2; INCLUDING BUT NOT LIMITED TO THE PROPERTIES KNOWN AS ABC MINI STORAGE, BASIN CREEK MOBILE HOMES, FEDEX GROUND, BUTTE TRAP & SKEET CLUB, AND THE NORTHWESTERN ENERGY SUBSTATION; AND TO REZONE APPROXIMATELY 7 ACRES FROM C-2 (COMMUNITY COMMERCIAL) TO M-1 (LIGHT INDUSTRIAL ZONE), ON THOSE PROPERTIES NOTED ABOVE WHO ARE ADJACENT TO HIGHWAY 2; ALL LOCATED IN SECTION 8, TOWNSHIP 2 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.

4. COUNCIL BILL NO. [16-10](#)
ORDINANCE NO. [16-10](#)

AN ORDINANCE ESTABLISHING THE SOUTH BUTTE INDUSTRIAL TARGETED ECONOMIC DEVELOPMENT DISTRICT, CREATING THE SOUTH BUTTE INDUSTRIAL TARGETED ECONOMIC DEVELOPMENT DISTRICT AND ADOPTING THE SOUTH BUTTE INDUSTRIAL TARGETED ECONOMIC DEVELOPMENT DISTRICT PLAN WITH A TAX INCREMENT FINANCING PROGRAM PURSUANT TO TITLE 7, CHAPTER 15, PART 42 AND 43 OF THE MONTANA CODES ANNOTATED. [Redline.](#)

SECTION 6 ORDINANCES AND RESOLUTIONS FINAL READING

1. COUNCIL BILL NO. [16-6](#)
ORDINANCE NO. [16-6](#)

AN ORDINANCE AMENDING SECTION 13 OF ORDINANCE NO. 549 AND CHAPTER 15.04 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “BUILDING CODE;” SPECIFICALLY AMENDING SECTION 15.04.040 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline.](#)

2. COUNCIL BILL NO. [16-7](#)
ORDINANCE NO. [16-7](#)

AN ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 431 AND CHAPTER 13.28 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “CHARGES AND FEES;” SPECIFICALLY AMENDING SECTIONS 10.28.210 AND 10.28.220 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline.](#)

3. COUNCIL BILL NO. [16-8](#)
ORDINANCE NO. [16-8](#)

AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 67 AND CHAPTER 2.40 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “PLANNING BOARD;” SPECIFICALLY AMENDING SECTION 2.40.050 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline.](#)

4. COUNCIL RESOLUTION NO. [16-23](#)

RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL (STIP) AND



AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO. [Certificate as to Resolution 16-23 and Adopting Vote.](#)

5. COUNCIL RESOLUTION NO. [16-24](#)

A RESOLUTION DIRECTING THE BUTTE-SILVER BOW LAND RECORDS DEPARTMENT TO MAIL NOTICE OF PENDING TAX DEED ISSUANCE TO ALL PERSONS CONSIDERED INTERESTED PARTIES FOR EACH PROPERTY FOR WHICH THERE HAS BEEN ISSUED A TAX CERTIFICATE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 15-18-212, MCA; FURTHER DIRECTING THE TREASURER TO ISSUE A TAX DEED FOR THOSE PARCELS OF PROPERTY WHERE THERE HAS BEEN ISSUED A TAX CERTIFICATE AND THE EXPIRATION DATE OF THE REDEMPTION PERIOD HAS EXPIRED AND THE REQUIRED PAYMENTS HAVE NOT BEEN MADE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

6. COUNCIL RESOLUTION NO. [16-25](#)

A RESOLUTION ACCEPTING THE DONATION OF A CERTAIN PARCEL OF REAL PROPERTY FOR THE PURPOSE OF CONVEYING PRIVATE PROPERTY SURROUNDED BY PUBLICALLY OWNED PROPERTY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

CALENDAR OF OTHER MEETINGS AND EVENTS

June 2, 2016	Civic Center	12:00 pm	Civic Center Hospitality Room
June 2, 2016	East Butte RRA	9:00 am	1st Floor Conference Room
June 7, 2016	Historic Preservation	5:30 pm	Council Chambers
June 8, 2016	Fair Board	5:30 pm	Business Development Center
June 8, 2016	Law Enforcement Commission	4:00 pm	Chief Executive Conference Room
June 8, 2016	Library	5:00 pm	3rd Floor, Library Building
June 9, 2016	Greenway Service Dist. Board	4:30 pm	Anaconda Comm. Service Building
June 9, 2016	Zoning Board	5:30 pm	Council Chambers
June 10, 2016	TIFID	12:00 pm	Business Development Center
June 13, 2016	Archives	12:00 pm	Archives Center
June 14, 2016	Fire Advisory Council	5:00 pm	1st Floor Conference Room
June 14, 2016	Weed Board	7:00 pm	Weed Department
June 15, 2016	Parking Commission	3:00 pm	Chief Executive Conference Room

ADJOURN _____



**FINANCE & BUDGET COMMITTEE MEETING
JUNE 1, 2016
6:00 PM COURTHOUSE COUNCIL CHAMBERS**

Expenditure report for the week of May 25, 2016 was approved for the amount of \$2,168,204.60.

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



COMMITTEE OF THE WHOLE MEETING REPORT MAY 25, 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 PRESENTATION COMMUNICATION NO. [16-228](#)

NIKOLE EVANKOVICH, ASSISTANT DIRECTOR, BUTTE-SILVER BOW PUBLIC ARCHIVES, REQUESTING COUNCIL OF COMMISSIONERS AUTHORIZE A PRESENTATION ON MAY 25, 2016 FOR THE ARCHIVES BOARD OF DIRECTORS TO PRESENT EMPLOYMENT CONTRACTS FOR THE CLARK CHATEAU, AND AUTHORIZE THE CHIEF EXECUTIVE TO SIGN CLARK CHATEAU EMPLOYMENT CONTRACTS WITH CARSON BECKER AND CALLISON STRATTON. [Becker Contract](#). [Stratton Contract](#). *Presentation Held.*

SECTION 2 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: Cross Reference with Resolution 16-24 and Place on File.*

SECTION 3 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 4 COMMUNICATION NO. [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: Hold in Abeyance.*



SECTION 5 COMMUNICATION NO. [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: Cross Reference with Communication 16-212 and Place on File.

SECTION 6 COMMUNICATION NO. [16-177](#)

J.P. Gallagher, Director of Butte-Silver Bow Parks & Recreation Department, requesting Council of Commissioners authorize time on May 18, 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. ***Recommendation: Place on File.***

SECTION 7 COMMUNICATION NO. [16-181](#)

Dave Boyd, CCCS Director of Treatment Programs, requesting Council of Commissioners authorize a presentation from Community Counseling and Correction Services, Inc. (CCCS) and the management team of the Southwest Montana Addiction Recovery and Treatment Program (SMART) on May 18, 2016. ***Recommendation: Place on File.***

SECTION 8 COMMUNICATION NO. [16-182](#)

Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize time on May 18, 2016 Agenda to conduct a bid opening for the Community Transportation Enhancement Program (CTEP) Bike Routes Project on the Butte flats. ***Recommendation: Place on File.***

SECTION 9 COMMUNICATION NO. [16-185](#)

Carl Hafer, 6050 Porter, Butte, Montana, requesting Council of Commissioners and the Chief Executive address reasoning with regard to Grove Creek contamination and future plans.

Recommendation: Hold in Abeyance.

SECTION 10 COMMUNICATION NO. [16-189](#)

Juli Connors, Finance & Budget Accountant, Butte-Silver Bow Finance and Budget Department, requesting Council of Commissioners authorize a Public Hearing on May 18, 2016 for the purpose of amending the Fiscal Year 2015-2016 budget to allow for unanticipated revenue related to audit finding 15-6 in Butte-Silver Bow's June 30, 2015 Comprehensive Annual Financial Report. ***Recommendation: Place on File.***



SECTION 11 COMMUNICATION NO. [16-219](#)

Kristen Rosa, Administrator, Tax Increment Financing Industrial District (TIFID), requesting Council of Commissioners authorize a Public Hearing on June 1, 2016 regarding the creation of the South Butte Industrial Targeted Economic Development District. **Recommendation: Hold in Abeyance.**

SECTION 12 COMMUNICATION NO. [16-224](#)

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize time on June 1, 2016 Agenda to conduct a bid opening for the Butte-Silver Bow N-6 Sanitary Sewer Replacement Project. **Recommendation: Hold in Abeyance.**

SECTION 13 COMMUNICATION NO. [16-225](#)

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize time on June 1, 2016 Agenda to conduct a bid opening for the 2016 N6 Basin Sanitary Sewer CIPP Project. **Recommendation: Hold in Abeyance.**

SECTION 14 COMMUNICATION NO. [16-228](#)

Nikole Evankovich, Assistant Director, Butte-Silver Bow Public Archives, requesting Council of Commissioners authorize a presentation on May 25, 2016 for the Archives Board of Directors to present employment contracts for the Clark Chateau, and authorize the Chief Executive to sign Clark Chateau Employment Contracts with Carson Becker and Callison Stratton. [Becker Contract](#). [Stratton Contract](#). **Recommendation: Concur and 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
Brendan McDonough	Present
Dave Palmer	Present
Cindy Perdue-Dolan	Present
Sheryl Ralph	Present
John Sorich.....	Present
Bud Walker.....	Present

**ECONOMIC DEVELOPMENT COMMITTEE MEETING REPORT
MAY 18, 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:

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.

Next meeting will be held at 6:00 pm on June 15, 2016.

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

**FINANCE & BUDGET COMMITTEE MEETING REPORT
MAY 25, 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 May 25, 2016 was approved for the amount of \$2,168,204.60.

The Finance & Budget Committee reviewed the May 25, 2016 expenditure report with no exceptions. Please note that commissioners Fisher, Henderson, McDonough, and Perdue-Dolan were present and Commissioner Andersen was absent.

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



PUBLIC WORKS COMMITTEE MEETING REPORT MAY 25, 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. Waiting for County Attorney response.

SECTION 2 COMMUNICATION NO. [15-275](#)

Jim Fisher, Butte-Silver Bow Commissioner, District No. 6, requesting the Chief Executive and the Public Works Director, along with Council, write a letter to railroad companies who have railroad crossings in Butte-Silver Bow regarding repairing railroad crossing surfaces and the cleanup of weeds at all sites. **Recommendation: Motion made by Commissioner Fisher, Second by Commissioner Ralph, to place in Suspense file for 90 days. All yea. Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, advised Rarus will be re-doing Utah Street.**

SECTION 3 COMMUNICATION NO. [15-395](#)

John P. Morgan, Butte-Silver Bow Commissioner, District No.3, requesting a review of possibly placing a left turn arrow at the intersection of Montana Street and Front and Centennial while heading north. (Put back on Agenda per Commissioner Morgan. Had been suspended for 90 days.) **Recommendation: Lee Alt from Highway Department advised he is working with Helena DOT and this will be done very soon. Hold in Abeyance.**

SECTION 4 COMMUNICATION NO. [15-552](#)

Cindi Shaw, Butte-Silver Bow Commissioner, District No. 11, requesting a review of the possibility of placing a flashing red signal light at the intersection of Granite and Main Streets. [Letter](#). **Recommendation: Lee Alt (DOT) advises they are doing very soon – cross walks, pedestrian signs, and paint. Hold in Abeyance.**



SECTION 5 COMMUNICATION NO. [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: Motion by Commissioner Foley, Second by Commissioner Ralph, to Place on File and Cross Reference with Ordinance 16-5. All Yea.***

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



JUDICIARY COMMITTEE MEETING REPORT MAY 25, 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. [Redline](#). *Recommendation: Move to Second Reading, as Amended. Note Redline Version.*

SECTION 2 COUNCIL BILL NO. [16-5](#) ORDINANCE NO. [16-5](#)

AN ORDINANCE AMENDING ORDINANCE 204, Section 4 and CHAPTER 10.24 , ENTITLED “TRAFFIC CONTROL DEVICES” AND CHAPTER 10.32 ENTITLED “STOP SIGNS”, OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) SPECIFICALLY REPEALING SECTION 10.24.160(4) DELETING THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF BROADWAY STREET AND WYOMING STREET; AND BY AMENDING SECTION 10.32.010 ESTABLISHING STOP SIGNS ON BROADWAY STREET ENTERING THE EAST AND WEST CORNERS AT THE INTERSECTION OF BROADWAY STREET AND WYOMING STREET; AND ESTABLISHING STOP SIGNS ON WYOMING STREET ENTERING THE NORTH AND SOUTH CORNERS AT THE INTERSECTION OF BROADWAY STREET AND WYOMING STREET AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline](#). *Recommendation: Move to Second Reading.*

SECTION 3 COUNCIL BILL NO. [16-6](#) ORDINANCE NO. [16-6](#)

AN ORDINANCE AMENDING SECTION 13 OF ORDINANCE NO. 549 AND CHAPTER 15.04 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “BUILDING CODE;” SPECIFICALLY AMENDING SECTION 15.04.040 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline](#). *Recommendation: Move to Final Reading.*



**SECTION 4 COUNCIL BILL NO. [16-7](#)
ORDINANCE NO. [16-7](#)**

AN ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 431 AND CHAPTER 13.28 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “CHARGES AND FEES;” SPECIFICALLY AMENDING SECTIONS 10.28.210 AND 10.28.220 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline](#).

Recommendation: Move to Final Reading.

**SECTION 5 COUNCIL BILL NO. [16-8](#)
ORDINANCE NO. [16-8](#)**

AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 67 AND CHAPTER 2.40 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “PLANNING BOARD;” SPECIFICALLY AMENDING SECTION 2.40.050 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. [Redline](#). ***Recommendation: Move to Final Reading.***

**SECTION 6 COUNCIL BILL NO. [16-9](#)
ORDINANCE NO. [16-9](#)**

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 6 ACRES FROM R-1S (ONE FAMILY SUBURBAN) TO C-2 (COMMUNITY COMMERCIAL), COMMONLY LOCATED AT 20,26,30 BASIN CREEK ROAD; AND TO REZONE APPROXIMATELY 108 ACRES FROM R-1S (ONE FAMILY SUBURBAN) TO M-1 (LIGHT INDUSTRIAL ZONE), COMMONLY LOCATED AT SOUTH OF THE ABOVE NOTED ADDRESS, NORTH OF THE GUN CLUB ROAD AND WEST OF HIGHWAY 2; INCLUDING BUT NOT LIMITED TO THE PROPERTIES KNOWN AS ABC MINI STORAGE, BASIN CREEK MOBILE HOMES, FEDEX GROUND, BUTTE TRAP & SKEET CLUB, AND THE NORTHWESTERN ENERGY SUBSTATION; AND TO REZONE APPROXIMATELY 7 ACRES FROM C-2 (COMMUNITY COMMERCIAL) TO M-1 (LIGHT INDUSTRIAL ZONE), ON THOSE PROPERTIES NOTED ABOVE WHO ARE ADJACENT TO HIGHWAY 2; ALL LOCATED IN SECTION 8, TOWNSHIP 2 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. ***Recommendation: Move to Second Reading.***



**SECTION 7 COUNCIL BILL NO. [16-10](#)
ORDINANCE NO. [16-10](#)**

AN ORDINANCE ESTABLISHING THE BASIN CREEK TARGETED ECONOMIC DEVELOPMENT DISTRICT, CREATING THE BASIN CREEK TARGETED ECONOMIC DEVELOPMENT DISTRICT AND ADOPTING THE BASIN CREEK TARGETED ECONOMIC DEVELOPMENT DISTRICT PLAN WITH A TAX INCREMENT FINANCING PROGRAM PURSUANT TO TITLE 7, CHAPTER 15, PART 42 AND 43 OF THE MONTANA CODES ANNOTATED. *Recommendation: Move to Second Reading, as Amended.*

SECTION 8 COUNCIL RESOLUTION NO. [16-23](#)

RESOLUTION AUTHORIZING PARTICIPATION IN THE BOARD OF INVESTMENTS OF THE STATE OF MONTANA SHORT TERM INVESTMENT POOL (STIP) AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATED THERETO. [Certificate as to Resolution 16-23 and Adopting Vote.](#) *Recommendation: Move to Final Reading.*

SECTION 9 COUNCIL RESOLUTION NO. [16-24](#)

A RESOLUTION DIRECTING THE BUTTE-SILVER BOW LAND RECORDS DEPARTMENT TO MAIL NOTICE OF PENDING TAX DEED ISSUANCE TO ALL PERSONS CONSIDERED INTERESTED PARTIES FOR EACH PROPERTY FOR WHICH THERE HAS BEEN ISSUED A TAX CERTIFICATE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 15-18-212, MCA; FURTHER DIRECTING THE TREASURER TO ISSUE A TAX DEED FOR THOSE PARCELS OF PROPERTY WHERE THERE HAS BEEN ISSUED A TAX CERTIFICATE AND THE EXPIRATION DATE OF THE REDEMPTION PERIOD HAS EXPIRED AND THE REQUIRED PAYMENTS HAVE NOT BEEN MADE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Recommendation: Move to Final Reading.*

SECTION 10 COUNCIL RESOLUTION NO. [16-25](#)

A RESOLUTION ACCEPTING THE DONATION OF A CERTAIN PARCEL OF REAL PROPERTY FOR THE PURPOSE OF CONVEYING PRIVATE PROPERTY SURROUNDED BY PUBLICALLY OWNED PROPERTY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Recommendation: Move to Final Reading.*



SECTION 11 COMMUNICATION NO. [16-209](#)

Eldon Beall, 505 North Wyoming Street, Butte, Montana, requesting Council of Commissioners consider Butte-Silver Bow Ordinance 8.06.30, Community Decay Standards, in lieu of the proposed “Vacant Building” Council Bill No. 16-2, Ordinance No. 16-2.

Recommendation: Note and Place on File.

SECTION 12 COMMUNICATION NO. [16-220](#)

Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners approve request for County Attorney to update Ordinance 10.24.160 *Traffic Control Signals* to remove the traffic signal at Granite and Main Streets and Ordinance 10.32.010 *Stop Intersections – Designated* to include the intersection of Main and Granite Streets to remain a four-way stop. [Signal Warrant Analysis](#). ***Recommendation: Hold in Abeyance and ask County Attorney to update and amend current Ordinance.***

<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