

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA
WEDNESDAY, MARCH 01, 2017
7:30 PM 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 FEBRUARY 15, 2017

ITEMS NOT ADDRESSED ON THE AGENDA

CHIEF EXECUTIVE'S REPORT

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

1. BID OPENING, COMMUNICATION NO. 17-22

Patsy Coates, Property Specialist, Butte-Silver Bow Land Records Office, requesting Council of Commissioners authorize a Bid Opening on March 1, 2017 for the Title and Lien Search Tax Deed Process and award to lowest bidder.

[17-22.pdf](#)

SECTION 2 CONSENT AGENDA

A. COMMITTEE REPORTS

1. *COMMITTEE OF THE WHOLE MEETING REPORT*
2. *FINANCE & BUDGET COMMITTEE MEETING REPORT*
3. *PUBLIC WORKS COMMITTEE MEETING REPORT*
4. *JUDICIARY COMMITTEE MEETING REPORT*

B. COMMUNICATIONS

1. COMMUNICATION NO. 17-101

Aubrey Jaap, Administrative Assistant, Butte-Silver Bow Public Archives, requesting Council of Commissioners authorize the Chief Executive to sign a Location Release for Dorsey Pictures LLC to film within the Archives reading room for an HGTV program titled Butteification.



Recommendation: Concur and Place on File.

[17-101.pdf](#)

[17-101 Location Release.pdf](#)

2. COMMUNICATION NO. 17-102

Patrick J. Riordan, Butte-Silver Bow Land Records System Administrator, requesting Council of Commissioners refer adjacent property purchase request from Jim Dochnahl, 102 N. Alabama Street, Butte, Montana, to the Land Sales Committee for review.

Recommendation: Refer to Land Sales Committee and hold in the Committee of the Whole pending decision.

[17-102.pdf](#)

[17-102 Dochnahl Letter.pdf](#)

[17-102 Map.pdf](#)

3. COMMUNICATION NO. 17-103

Kellee Anderson, MSU Extension Agent, Butte-Silver Bow Extension Office, requesting Council of Commissioners authorize the Chief Executive to sign a DNRC Urban Forestry Program Development Grant Award Agreement for \$3,200 to be used to plant trees at Cinders Field.

Recommendation: Concur and Place on File.

[17-103.pdf](#)

[17-103 Grant Award Agreement.pdf](#)

4. COMMUNICATION NO. 17-104

Sally Hollis, Butte-Silver Bow Clerk and Recorder, requesting Council of Commissioners authorize the Chief Executive to sign a License and Maintenance Contract with Election Systems & Software LLC.

Recommendation: Concur and Place on File.

[17-104.pdf](#)

[17-104 Contract.pdf](#)

5. COMMUNICATION NO. 17-105

Chief Executive Dave Palmer, requesting Council of Commissioners concur with appointment to the Local Emergency Preparedness Committee.

Recommendation: Concur and Place on File.

[17-105.pdf](#)

6. COMMUNICATION NO. 17-106

Chief Executive Dave Palmer, requesting Council of Commissioners concur with appointments to

the Mental Health Local Advisory Council.
Recommendation: Concur and Place on File.
[17-106.pdf](#)

7. COMMUNICATION NO. 17-107

Lori Baker-Patrick, Butte-Silver Bow County Treasurer, requesting Council of Commissioners authorize all interest in Parcel #1461000 be foreclosed and terminated, and all rights of redemption of purchaser be forfeited to the City and County of Butte-Silver Bow.

Recommendation: Concur and Place on File.

[17-107.pdf](#)

[17-107 Foreclosure Notices and Delinquent Property Taxes.pdf](#)

8. COMMUNICATION NO. 17-108

Chief Executive Dave Palmer, requesting Council of Commissioners concur with reappointments to the Civic Center Board.

Recommendation: Concur and Place on File.

[17-108.pdf](#)

9. COMMUNICATION NO. 17-109

Nikole Evankovich, Assistant Director, Butte-Silver Bow Public Archives, requesting Council of Commissioners authorize the Chief Executive to sign a Request for Records Disposal.

Recommendation: Concur and Place on File.

[17-109.pdf](#)

[17-109 Request for Records Disposal.pdf](#)

10. COMMUNICATION NO. 17-110

Angie Mullikin, Public Works Accountant, requesting Council of Commissioners authorize a Public Hearing on March 15, 2017 for the purpose of amending the Fiscal Year 2016-17 budget to allow for increased expenditures of unanticipated revenue.

Recommendation: Concur and Hold in the Committee of the Whole pending Public Hearing on March 15, 2017.

[17-110.pdf](#)

[17-110 Notice of Public Hearing.pdf](#)

11. COMMUNICATION NO. 17-112

Lee C. Waananen, 925 S. Ophir St., Butte, Montana, requesting Council of Commissioners authorize street closure on Thursday, March 16, 2017 for the Crowning of St. Urho event. All approvals have been received.

Recommendation: Concur and Place on File.

[17-112.pdf](#)

[17-112 Application.pdf](#)

[17-112 Map.pdf](#)

[17-112 Certificate of Liability Insurance.pdf](#)

12. COMMUNICATION NO. 17-113

Leslie Clark, Director, Butte-Silver Bow Human Resources Department, requesting Council of Commissioners authorize the Chief Executive to sign a Letter of Agreement with the IBEW Local Union #233, International Brotherhood of Electrical Workers, to correct the Health and Welfare contribution rate for the period July 1, 2015 through June 30, 2017.

Recommendation: Concur and Place on File.

[17-113.pdf](#)

[17-113 Letter of Agreement.pdf](#)

13. COMMUNICATION NO. 17-114

Lori Casey, Assistant Planning Director, Butte-Silver Bow Planning Department, requesting Council of Commissioners authorize a Public Hearing on March 22, 2017 to hear comments on a proposed amendment to the official Butte-Silver Bow Zoning Map.

Recommendation: Concur and Hold in the Committee of the Whole pending Public Hearing on March 22, 2017.

[17-114.pdf](#)

[17-114 Staff Analysis.pdf](#)

[17-114 Map.pdf](#)

14. COMMUNICATION NO. 17-115

Linda Redfern, Volunteer, 1805 Meadowlark Ln., Butte, Montana, requesting Council of Commissioners authorize annual Duggan Dolan / Pat Kearney Blarney Stone Fun Run on Sunday, March 12, 2017 at the Knights of Columbus. All approvals have been received.

Recommendation: Concur and Place on File.

[17-115.pdf](#)

[17-115 Application.pdf](#)

[17-115 MDT Special Use Permit.pdf](#)

[17-115 Maps.pdf](#)

[17-115 Approvals.pdf](#)

15. COMMUNICATION NO. 17-116

Kristen Rosa, Administrator, Tax Increment Financing Industrial District (TIFID), requesting Council of Commissioners authorize the Chief Executive to sign a Memorandum of Understanding

between Butte-Silver Bow and Archibald Trailer Distributors, LLC.

Recommendation: Concur and Place on File.

[17-116.pdf](#)

[17-116 Memorandum of Understanding.pdf](#)

16. COMMUNICATION NO. 17-117

Kristen Rosa, Administrator, Tax Increment Financing Industrial District (TIFID), requesting Council of Commissioners authorize the sale of a 23 acre parcel of land to Archibald Trailer Distributors, LLC, authorize the Chief Executive to sign a Purchase and Sale Agreement and request the County Attorney's office to prepare a Resolution and deed.

Recommendation: Concur and Place on File.

[17-117.pdf](#)

[17-117 Purchase and Sale Agreement.pdf](#)

17. COMMUNICATION NO. 17-118

Juli Connors, Finance & Budget Accountant, requesting Council of Commissioners authorize a Public Hearing on March 15, 2017 to amend the Fiscal Year 2017 budget in the Parks Grant Budget to appropriate funds received from the Dennis & Phyllis Washington Foundation in September 2016 to be used on the Central Improvement Plan at Stodden Park.

Recommendation: Concur and Hold in the Committee of the Whole pending Public Hearing on March 15, 2017.

[17-118.pdf](#)

18. COMMUNICATION NO. 17-119

Chief Executive Dave Palmer, requesting Council of Commissioners concur with appointment and reappointments to the Animal Services Board.

Recommendation: Concur and Place on File.

[17-119.pdf](#)

19. COMMUNICATION NO. 17-120

Chief Executive Dave Palmer, requesting Council of Commissioners review and consider four locations as possible site for the County Shops.

Recommendation: Hold in the Committee of the Whole.

[17-120.pdf](#)

20. COMMUNICATION NO. 17-121

Leo J. Belanger and John F. Burns, members, Chattel LLC, 2820 Gladstone, Butte, Montana, requesting Council of Commissioners authorize acquisition of the fractional share interests of

Butte-Silver Bow on six mining claims located west of Butte.

Recommendation: Refer to Lands Sales Committee and hold in the Committee of the Whole pending decision.

[17-121.pdf](#)

[17-121 Schedule of Mining Claims.pdf](#)

21. COMMUNICATION NO. 17-122

Mike McKillip, Manager, Butte-Silver Bow Information Technology Dept., requesting Council of Commissioners authorize permission to declare Fatbeam's of Coeur d'Alene, Idaho as the winning bid for the Butte-Silver Bow RFP Bid for Metropolitan Ethernet Services.

Recommendation: Concur and Place on File.

[17-122.pdf](#)

SECTION 3 COMMUNICATIONS TO BE READ AND ACTED UPON

1. COMMUNICATION NO. 17-111

Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council of Commissioners authorize allocation of an additional \$200,000 from the Hard Rock Development Assistance Program to 3D Properties, LLC to assist with development expenses related to the renovation of the Copper King Inn, bringing the total allocation of Hard Rock funds to \$400,000.

[17-111.pdf](#)

[17-111 Updated Hard Rock Application.pdf](#)

SECTION 4 ORDINANCES AND RESOLUTIONS REFERRED TO JUDICIARY

1. COUNCIL RESOLUTION NO. 17-9

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF REAL PROPERTY CONSISTING OF 5,269.22 SQUARE FEET LOCATED IN THE NE ¼ OF SECTION 21, Township 3 NORTH, RANGE WEST P.M.M., TO THE CITY AND COUNTY OF BUTTE-SILVER BOW MONTANA AND LOCATED IN THE SOUTHERN PORTION OF TRACTS K AND R ON CERTIFICATE OF SURVEY __, SUCH TRACTS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, AND FURTHER AUTHORIZING AND APPROVING CORRESPONDING BOUNDARY ADJUSTMENTS AND EASEMENTS IN ACCORDANCE WITH THE PROVISIONS OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution 17-9.pdf](#)

2. COUNCIL RESOLUTION NO. 17-10



A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF REAL PROPERTY CONSISTING OF 1,401.86 SQUARE FEET LOCATED IN THE NE ¼ OF SECTION 21, Township 3 NORTH, RANGE WEST P.M.M., TO THE CITY AND COUNTY OF BUTTE-SILVER BOW MONTANA AND LOCATED IN THE SOUTHERN PORTION OF TRACT S ON CERTIFICATE OF SURVEY __, SUCH TRACT MORE PARTICULARLY DESCRIBED IN EXHIBIT “A” ATTACHED HERETO, AND FURTHER AUTHORIZING AND APPROVING CORRESPONDING BOUNDARY ADJUSTMENTS AND EASEMENTS IN ACCORDANCE WITH THE PROVISIONS OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution 17-10.pdf](#)

3. COUNCIL RESOLUTION NO. 17-11

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF REAL PROPERTY CONSISTING OF 1,312.57 SQUARE FEET LOCATED IN THE NE ¼ OF SECTION 21, Township 3 NORTH, RANGE WEST P.M.M., TO THE CITY AND COUNTY OF BUTTE-SILVER BOW MONTANA AND LOCATED IN THE SOUTHERN PORTION OF TRACT Q ON CERTIFICATE OF SURVEY __, SUCH TRACT MORE PARTICULARLY DESCRIBED IN EXHIBIT “A” ATTACHED HERETO, AND FURTHER AUTHORIZING AND APPROVING CORRESPONDING BOUNDARY ADJUSTMENTS AND EASEMENTS IN ACCORWALTER DANIELCE WITH THE PROVISIONS OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution 17-11.pdf](#)

SECTION 5 ORDINANCES AND RESOLUTIONS FINAL READING

1. COUNCIL RESOLUTION NO. 17-5

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 TO THE BUTTE-SILVER BOW COMMUNITY FACILITIES KELLEY WAREHOUSE FUND FOR THE RELOCATION COSTS OF THE SUPERFUND PROGRAMS BASED UPON THE LEASE AGREEMENT ENTERED ON JULY 25, 2016 BETWEEN THE CITY-COUNTY OF BUTTE-SILVER BOW AND HEADFRAME DISTILLERY MANUFACTURING AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution 17-5.pdf](#)

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

CALENDAR OF OTHER MEETINGS AND EVENTS



March 2, 2017, Civic Center, 12:00 pm, Civic Center Hospitality Room
March 2, 2017, East Butte RRA, 9:00 am, 1st Floor Conference Room, ad hoc basis
March 7, 2017, Historic Preservation Commission, 5:30 pm, Council Chambers
March 7, 2017, Weed Board, 7:00 pm, Weed Office, 25 West Front
March 8, 2017, Land Sales Committee, 1:30 pm, First Floor Conference Room
March 8, 2017, Law Enforcement Commission, 4:00 pm, Chief Executive Conference Room
March 8, 2017, Public Library Board, 5:00 pm, 3rd Floor, Library Bldg.
March 9, 2017, Greenway Service District Board, 4:30 pm, Butte 1st Floor Conference Room
March 9, 2017, Zoning Board, 5:30 pm, Council Chambers
March 10, 2017, TIFID, 12:00 pm, Business Development Center
March 13, 2017, Archives, 12:00 pm, Archives Center
March 13, 2017, Fair Board, 6:00 pm, Perkins or HOPS Meeting Room
March 14, 2017, Superfund Advisory (SARTA), 6:00 pm, Butte Justice Center
March 15, 2017, Parking Commission, 3:00 pm, Chief Executive Conference Room

ADJOURN

ECONOMIC DEVELOPMENT COMMITTEE MEETING

MARCH 1, 2017

6:00 PM COURTHOUSE COUNCIL CHAMBERS

SECTION 1 REPORT FROM BLDC

SECTION 2 COMMUNICATION NO. 17-78

Brendan McDonough, Butte-Silver Bow Commissioner, District No. 8, requesting Council of Commissioners authorize time during the next Economic Development Committee meeting on March 1, 2017 for an update by Airport Director Pam Chamberlin on the Bert Mooney Airport Authority Board.

[17-78.pdf](#)

SECTION 3 COMMUNICATION NO. 17-99

Bill Andersen, Butte-Silver Bow Commissioner, District No. 10, requesting Council of Commissioners refer this Communication to the Economic Development Committee for the purpose of reviewing marketing materials.

[17-99.pdf](#)



FINANCE & BUDGET COMMITTEE MEETING

MARCH 1, 2017

7:00 PM COURTHOUSE COUNCIL CHAMBERS

Expenditure report for the week of February 22, 2017 was approved for the amount of \$894,673.91.

COMMITTEE OF THE WHOLE MEETING REPORT

FEBRUARY 22, 2017

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 COMMUNICATION NO. 17-1

Nicole Prather, 3317 Kennedy Ave., Butte, MT, requesting Council of Commissioners authorize a change to Ordinance 6.16, Livestock and Domesticated Hoofed Animals, to allow for mini pigs within City limits.

Recommendation: Hold in Abeyance.

[17-1.pdf](#)

SECTION 2 COMMUNICATION NO. 17-14

Annie Needs, 2042 Gold Rush Ave., Helena, Montana, requesting Council of Commissioners authorize purchase of County Owned Property (next to 941 West Quartz) under the Butte-Silver Bow Council Policy on Adjacent Property.

Recommendation: Hold in Abeyance.

[17-14.pdf](#)

SECTION 3 COMMUNICATION NO. 17-21

David Schultz, Director, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize a Bid Opening on February 15, 2017 in response to the Butte-Silver Bow Invitation to Bid for a Landfill Compactor.

Recommendation: Place on File.

[17-21.pdf](#)



SECTION 4 COMMUNICATION NO. 17-22

Patsy Coates, Property Specialist, Butte-Silver Bow Land Records Office, requesting Council of Commissioners authorize a Bid Opening on March 1, 2017 for the Title and Lien Search Tax Deed Process and award to lowest bidder.

Recommendation: Hold in Abeyance.

[17-22.pdf](#)

SECTION 5 COMMUNICATION NO. 17-33

Gary Keeler, Manager, Butte-Silver Bow Transit Director, requesting Council of Commissioners authorize a Public Hearing on February 1, 2017 regarding an annual update to the Butte-Silver Bow Para-Transit Plan for disabled transportation.

Recommendation: Place on File.

[17-33.pdf](#)

[17-33 Notice of Public Hearing Feb 15 2017.pdf](#)

SECTION 6 COMMUNICATION NO. 17-38

R. Edward Banderob, Chair, BHS – Heritage Projects, requesting Council of Commissioners establish a Butte-Silver Bow Partnership Steering Committee and call for Public Listening Session(s) to explore the desirability and feasibility of creating a National Park Service - National Heritage Area and National Historical Park Units with Heritage Interpretive Centers in Butte and Anaconda, Montana.

Recommendation: Motion to approve Chief Executive to form a steering committee. Hold in the Committee of the Whole.

[17-38.pdf](#)

[17-38 Proposed Agenda.pdf](#)

[17-38 Notes from R Ed Banderob.pdf](#)

[R Ed Banderob Comments on Agenda Items - C o C - 2017-02-22 - NPS NHA & NHP B-SB Steering Committee.pdf](#)

SECTION 7 COMMUNICATION NO. 17-48

Dan Richter, 1238 Grizzly Trail, Butte, Montana, requesting Council of Commissioners authorize the transfer of ownership of property from Butte-Silver Bow in order to relieve encroachment issues.

Recommendation: Cross Reference with Communication No. 17-94 and Place on File.

[17-48.pdf](#)

[17-94.pdf](#)

[17-94 Map.pdf](#)

SECTION 8 COMMUNICATION NO. 17-49

Peggy Flanick, 119080 Juniper Acres, Butte, Montana, requesting Council of Commissioners authorize the transfer of ownership of property from Butte-Silver Bow in order to relieve encroachment issues.

Recommendation: Cross Reference with Communication No. 17-95 and Place on File.

[17-49.pdf](#)

[17-95.pdf](#)

[17-95 Map.pdf](#)

SECTION 9 COMMUNICATION NO. 17-50

Nick Elakovich, 1301 Grizzly Trail, Butte, Montana, requesting Council of Commissioners authorize the transfer of ownership of property from Butte-Silver Bow in order to relieve encroachment issues.

Recommendation: Cross Reference with Communication No. 17-96 and Place on File.

[17-50.pdf](#)

[17-96.pdf](#)

[17-96 Map.pdf](#)

SECTION 10 COMMUNICATION NO. 17-56

John M. Sorich, Butte-Silver Bow Commissioner, District No. 4, requesting Council of Commissioners consider a written code of ethics policy for Butte-Silver Bow volunteers and referral of this communication to the Personnel Committee.

Recommendation: Hold in Abeyance.

[17-56.pdf](#)

SECTION 11 COMMUNICATION NO. 17-60

Daniel Lode, 279 Sunrise Lane, Gold Creek, Montana, requesting Council of Commissioners authorize purchase of distressed property at 821 Highland Avenue, Butte, Montana.

Recommendation: Cross Reference with Communication No. 17-90 and Place on File.

[17-60.pdf](#)

[17-90.pdf](#)

[17-90 Map.pdf](#)

SECTION 12 COMMUNICATION NO. 17-66

J.P. Gallagher, Director of Butte-Silver Bow Parks & Recreation Department, requesting Council of Commissioners authorize a Bid Opening on March 22, 2017 for the General Contractor Bids for Construction of the Stodden Park Pool.

Recommendation: Hold in Abeyance.
[17-66.pdf](#)

SECTION 13 COMMUNICATION NO. 17-71

Richard and Bonnie Nehl, 117 N. Hamilton, Apt. 3B, Butte, Montana, requesting Council of Commissioners authorize purchase of the vacant lot at 835 N. Montana and the adjacent lots at 839 and 833 N. Montana with the intention to improve this Tax Exempt Property into a Residential Urban Type Property.

Recommendation: Hold in Abeyance.
[17-71.pdf](#)

SECTION 14 COMMUNICATION NO. 17-77

Danette L. Gleason, Director, Butte-Silver Bow Finance and Budget Department, requesting Council of Commissioners authorize a Presentation by Newland & Co. on February 22, 2017 regarding the Fiscal Year 2016 Audit.

Recommendation: Held. Place on File.

[17-77.pdf](#)
[17-77 Audit E-mail from CE.pdf](#)
[17-77 HR Manual - Time Cards.pdf](#)
[17-77 Auditors Comments.pdf](#)
[17-77 Comprehensive Annual Financial Report 1.pdf](#)
[17-77 Comprehensive Annual Financial Report 2.pdf](#)
[17-77 Comprehensive Annual Financial Report 3.pdf](#)

SECTION 15 COMMUNICATION NO. 17-79

John P. Morgan, Chairman, Butte-Silver Bow Council of Commissioners, requesting Council of Commissioners concur with request to interview candidates for District #5 Commissioner on March 8, 2017.

Recommendation: Hold in Abeyance.
[17-79.pdf](#)

FINANCE & BUDGET COMMITTEE MEETING REPORT

FEBRUARY 22, 2017

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 February 22, 2017 was approved for the amount of \$894,673.91.

FINANCE & BUDGET COMMITTEE MEMBERS:

Dan Foley, Chair, Present
Bill Andersen, Vice Chair, Present
Dan Callahan, Present
Jim Fisher, Absent
Sheryl Ralph, Present
John Sorich, Present

PUBLIC WORKS COMMITTEE MEETING REPORT

FEBRUARY 22, 2017

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 COMMUNICATION NO. 17-27

Pete Conavad, 3001 Dexter, Butte, MT, requesting Council of Commissioners concur with request for compensation for damages caused by sewer backup.

Recommendation: Hold in Abeyance. Pete Conavad - Hold for response from Cinda Seys, Dave Schultz and Eileen Joyce.

[17-27.pdf](#)

[17-27 MMIA Letter.pdf](#)

[17-27 Photos.pdf](#)

PUBLIC WORKS COMMITTEE MEMBERS:

Jim Fisher, Chair, Present
Bud Walker, Vice Chair, Absent
Dan Callahan, Present
Dan Foley, Present
Brendan McDonough, Present



Also Present:

Nick Sandford, Road Operations Manager, Butte-Silver Bow Public Works Department

JUDICIARY COMMITTEE MEETING REPORT

FEBRUARY 22, 2017

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 COMMUNICATION NO. 16-559

Kim Boyle, 1926 Wall St., Butte, MT, requesting Council of Commissioners consider having Ordinance 6.04.135, Abandonment or Abuse of Animals, amended to more clearly define "proper shelter."

Recommendation: Note and Place on File.

[16-559.pdf](#)

SECTION 2 COUNCIL RESOLUTION NO. 16-71

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 GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE FOR THE PURPOSE OF ASSISTING LOCAL COURTS IN IMPLEMENTING COMPREHENSIVE STRATEGIES TO ENHANCE DRUG COURT CAPACITY BY BRIDGING ACCESS TO BOTH CRIMINAL JUSTICE AND SUBSTANCE ABUSE TREATMENT FUNDS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Recommendation: Hold in Abeyance.

[Resolution 16-71.pdf](#)

SECTION 3 COUNCIL RESOLUTION NO. 17-5

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 TO THE BUTTE-SILVER BOW



COMMUNITY FACILITIES KELLEY WAREHOUSE FUND FOR THE RELOCATION COSTS OF THE SUPERFUND PROGRAMS BASED UPON THE LEASE AGREEMENT ENTERED ON JULY 25, 2016 BETWEEN THE CITY-COUNTY OF BUTTE-SILVER BOW AND HEADFRAME DISTILLERY MANUFACTURING AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Recommendation: Move to Final Reading.

[Resolution 17-5.pdf](#)

SECTION 4 COUNCIL RESOLUTION NO. 17-7

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A CERTAIN PARCEL OF REAL PROPERTY KNOWN AS TRACT NG, BUTTE, MONTANA, AND MORE PARTICULARLY DESCRIBED AS THE NE ¼ AND THE SE ¼ OF SECTION 25, T3N, R9W, IN ACCORDANCE WITH THE PROCEDURES OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Recommendation: Replaced by Council Resolution No. 17-8. Place on File.

[Resolution 17-7.pdf](#)

[Resolution 17-8.pdf](#)

JUDICIARY COMMITTEE MEMBERS:

Sheryl Ralph, Chair, Present

Brendan McDonough, Vice Chair, Present

Dan Callahan, Present

Cindy Perdue-Dolan, Present

John Sorich, Present

Bud Walker, Absent

