

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
REGULAR MEETING AGENDA  
WEDNESDAY, JULY 1, 2020  
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

**ROLL CALL**

**PRAYER AND PLEDGE**

**APPROVAL OF THE MINUTES**

[June 17, 2020 Regular Meeting Minutes](#)

**ITEMS NOT ADDRESSED ON THE AGENDA**

**CHIEF EXECUTIVE’S REPORT**

**PUBLIC COMMENT ON ANY ITEMS ON THE AGENDA**

For comments regarding communication 2020-248, we will go to the phone lines when we reach the public comment portion of that communication.

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

**PUBLIC HEARING**

1.COMMUNICATION NO. [2020-248](#)

Dylan Pipinich, Assistant Planning Director requesting Council of Commissioners permission to conduct a public hearing on Wednesday, July 1, 2020 on the Montana Connections Subdivision. [2020-248 Analysis](#)

**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. [2020-260](#)

Sean Kuech, Citizen requesting Council of Commissioners permission to purchase the property at 103 Sutter Street, Butte MT for \$500.00. I plan to immediately begin renovating the house. Refer to Land Sales and hold in the Committee of the Whole



2.COMMUNICATION NO. [2020-261](#)

Ed Banderob, 2601 Grand Avenue requesting Council of Commissioners to send a communication to both branches of the State of Montana Legislature requesting that Foster Homes be excluded (like Day Cares) from the definition of Community Residential Facilities by State Law.

*Note and Place on File*

3.COMMUNICATION NO. [2020-262](#)

Shawn Fredrickson, Commissioner District #1 requesting Council of Commissioners for time on the July 8, 2020 Committee of the Whole agenda for a presentation from David Strohmier, Missoula County Commissioner, on the Big Sky Passenger Rail Authority.

[2020-262 Documentation](#)

*Hold in Abeyance*

4.COMMUNICATION NO. [2020-263](#)

David Bjornson, Bjornson, Jones & Mungus PLLC requesting Council of Commissioners for time on the July 15, 2020 Regular Meeting Agenda, for a Public Hearing regarding an opportunity for public comment on whether these proposed rehabilitations of existing affordable housing projects meet a community housing need. Revonda Stordahl will be attending to answer questions.

*Hold in Abeyance*

5.COMMUNICATION NO. [2020-266](#)

Dan Dennehy, BSB Emergency Management Director requesting Council of Commissioners to authorize the Chief Executive to sign the Change Order from Motorola Solutions for the BSB Radio System Upgrade. The Change Order extends the contract period from June 31, 2020 to December 30, 2020. There is no change in the contract price for the Change Order.

[2020-266 Change Order](#)

*Concur and Place on File*

6.COMMUNICATION NO. [2020-267](#)

Mollie Maffei, Deputy County Attorney requesting Council of Commissioners to authorize the Chief Executive to sign the easement granting Northwestern Energy access to install electrical service to the O'Rourke Building. The easement is 10 feet on the Eastern side of the BSB Parking Lot behind the courthouse. This has been approved by the Public Works Dept.

[2020-267 Easement](#)

*Concur and Place on File*

7.COMMUNICATION NO. [2020-268](#)

Eric Gonder, FOG Inspector requesting Council of Commissioners for time on the July 15, 2020 Regular Meeting Agenda, for a presentation on Fats, Oils and Grease (FOG) Program.

*Hold in Abeyance*

8.COMMUNICATION NO. [2020-269](#)

Danette Gleason, Finance and Budget Director requesting Council of Commissioners to review the weekly Expenditure Approval lists for the week of June 24, 2020 in the amount of \$1,697,896.11 and for the week of July 1, 2020 which will be available after 6:00 p.m. on Tuesday, June 30, 2020.

*Concur and Place on File*



9.COMMUNICATION NO. [2020-270](#)

Pat Riordan, Land System Administrator requesting Council of Commissioners rescind Resolution No. 19-24 authorizing the sale of property at 611 S, Idaho Street, Tax Parcel No. 43610, Butte Mt 59701. The Resolution authorizing this sale required performance of certain conditions which were not fulfilled and is now unattainable.

*Concur and Place on File*

10.COMMUNICATION NO. [2020-271](#)

Julia Crain, Superfund Data Administrator requesting Council of Commissioners to authorize the Chief Executive to sign the State of Montana Department of Justice Natural Resource Damage Program Contract No. 80007-10293, Modification No. 4. This contract provides funding for the Butte Hill Tree Planting Program, which installs plants on reclaimed areas to mitigate stormwater-related erosion impacting Silver Bow Creek

[2020-271 Agreement](#)

*Concur and Place on File*

11.COMMUNICATION NO. [2020-272](#)

Dylan Pipinich, Assistant Planning Director requesting Council of Commissioners to authorize the Chief Executive to sign Change Order # 3 for the County Shops Relocation Project. Change Order #3 adds \$9,070.00 to the contract price with no contract time increase.

[2020-272 Change Order](#)

*Concur and Place on File*

12.COMMUNICATION NO. [2020-273](#)

Eileen Joyce, County Attorney requesting Council of Commissioners to authorize the Chief Executive to sign the contract between the City County of Butte-Silver Bow, Montana and Community Correctional and Counseling Services, Inc (CCCS). The purpose of this contract is to have CCCS provide mental health services for individuals in crisis within the community and to individuals in the custody of the City-County.

[2020-273 Agreement](#)

[2020-273 Exhibit A](#)

*Concur and Place on File*

13.COMMUNICATION NO. [2020-274](#)

Danette Gleason, Finance and Budget Director requesting Council of Commissioners for time on the July 15, 2020 agenda to make a presentation on the fiscal year 2021 budget.

*Hold in Abeyance*

14.COMMUNICATION NO. [2020-275](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept my formal request for your concurrence in the following reappointments to the Historic Preservation Committee. Steve Hinick and Jennifer Peterson.

*Concur and Place on File*



15.COMMUNICATION NO. [2020-276](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept my formal request for your concurrence in the following appointment of Kami Johnson to the Tourism Business Improvement District Board.

*Concur and Place on File*

16.COMMUNICATION NO. [2020-277](#)

Dave Palmer, Chief Executive requesting Council of Commissioners to accept my formal request for your concurrence in the following appointment of Jay Doyle to the Airport Authority Board.

*Concur and Place on File*

17.COMMUNICATION NO. [2020-278](#)

Mark Neary, Public Works Director requesting Council of Commissioners to authorize the Chief Executive to sign the contract and Notice to Proceed to H&H Contracting, Inc. of Butte Montana, for the Big Hole Transmission Main Replacement I-15 Crossing Project.

[2020-278 Contract](#)

[2020-278 Notice to Proceed](#)

*Concur and Place on File*

18.COMMUNICATION NO. [2020-279](#)

Mark Neary, Public Works Director requesting Council of Commissioners to authorize the Chief Executive to sign the contract with Belmont Senior Center. The Butte-Silver Bow Transit Coordination Plans provides that Butte-Silver Bow will serve as the lead agency for transportation services for the Belmont Senior Center.

[2020-279 Agreement](#)

*Concur and Place on File*

19.COMMUNICATION NO. [2020-280](#)

Kristen Rosa, TIFID Administrator requesting Council of Commissioners to authorize the Chief Executive to sign an Amendment to the Professional Services Contract for rail design and construction oversight services with RailPros.

[2020-280 Amendment](#)

*Concur and Place on File*

20.COMMUNICATION NO. [2020-281](#)

Kristen Rosa, TIFID Administrator requesting Council of Commissioners to authorize the Chief Executive to sign a Professional Services Agreement renewal with the Pintler Group. The TIFID Board voted unanimously at their June 12th Board meeting for Council to approve.

[2020-280 Amendment](#)

*Concur and Place on File*

**SECTION 3: COMMUNICATIONS TO BE READ AND ACTED UPON**

1.COMMUNICATION NO. [2020-249](#)

John Morgan, Chairman, BSB Council of Commissioners informing the Council of the process to appoint an interim Public Administrator on July 1st and to set the Declaration of Nomination to be Monday June 22nd thru Friday July 3rd in the Clerk and Recorders office.



**SECTION 4: ORDINANCES AND RESOLUTIONS REFERED TO JUDICIARY**

1.RESOLUTION NO. [2020-31](#)

A RESOLUTION OF INTENT TO ALTER THE BOUNDARIES OF THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA’S SOLID WASTE SPECIAL DISTRICT TO INCLUDE THE BOUNDARIES OF THE TOWN OF WALKERVILLE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION 5: ORDINANCES AND RESOLUTIONS SECOND READING**

1.COUNCIL BILL NO. [2020-05](#)

ORDINANCE NO. [2020-05](#)

AN ORDINANCE AMENDING ORDINANCE 204, Section 4 and CHAPTER 10.40, ENTITLED “SPEED LIMITS”, OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) SPECIFICALLY AMENDING SECTION 10.40.040 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Council Bill 2020-05 Ordinance No. 2020-05 Redline](#)

**PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA**

PLEASE CALL IN AT 497-5009

**CALENDAR OF OTHER MEETINGS AND EVENTS**

**DUE TO COVID-19 PANDEMIC, COMMITTEE MEETINGS WILL RESUME AT A LATER DATE.**

**ADJOURN**

**MEETINGS**

**FINANCE & BUDGET COMMITTEE MEETING**

*JULY 1, 2020*

*6:00 PM BUTTE-SILVER BOW COURTHOUSE COUNCIL CHAMBERS*

Public comment on any items on the agenda

Expenditure report for the week of July 1, 2020 was reviewed and approved in the amount of \$\_\_\_\_\_.

We are still meeting remotely but we will be taking Public Comment by calling 497-5009

**ECONOMNIC DEVELOPMENT COMMITTEE MEETING**

JULY 1, 2020

5:45 PM BUTTE-SILVER BOW COURTHOUSE COUNCIL CHAMBERS

Public comment on any items on the agenda



1.COMMUNICATION NO. [2020-28](#)

Ed Banderob, Heritage Project Chairman requesting Council of Commissioners and the Economic Development Committee to encourage and facilitate the formation of a Local Heritage Area, and Local Heritage Area Coalition.

We are still meeting remotely but we will be taking Public Comment by calling 497-5009

## REPORTS

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### COMMITTEE OF THE WHOLE REPORT

*JUNE 24, 2020*

*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:

1.COMMUNICATION NO. [19-578](#)

Gary Rundle, Citizen requesting Council of Commissioners consideration to purchase property located at 1820 Banks Ave, Butte MT. I wish to redeem the property from Butte-Silver Bow before the tax sale in February.

*Hold in Abeyance*

2.COMMUNICATION NO. [19-582](#)

Ed Banderob, Greeley Neighborhood Community Development Corporation requesting Council of Commissioners to invite a Montana DPHHS' Toxicologist to give a Presentation relative to the Hazards/Risks to human health of heavy metals contaminates present in the Butte-Silver Bow Community.

*Hold in Abeyance*

3.COMMUNICATION NO. [2020-04](#)

Michael Townsend, Citizen requesting Council of Commissioners to consider the repurchase of my home located at 105 West Porphyry. I will comply with all Rules and Regulations of the County Enrichment Program.

*Hold in Abeyance*

4.COMMUNICATION NO. [2020-90](#)

Eldon Beall, Citizen requesting Council of Commissioners for more clarification on speed limits around Emma Park which is also a Bus Route by Butte High School. Also, we are asking that the snow be plowed around the park by Parks and Rec and or by the city.

*Cross Reference with Council Bill 2020-05 Ordinance 2020-05 and Place on File*



5.COMMUNICATION NO. [2020-224](#)

Todd Breitenfeldt, Breitenfeldt Investment, LLC (BILLC) requesting Council of Commissioners to approve the purchase of a vacant lot addressed at 611 S. Idaho - Lot numbered twenty-four in block #4 of the Travonia Addition, Butte, MT, Parcel No. 1054300- which BILLC owns as a rental, and then immediately will sell it as a nice single-family home. This project will greatly enhance the look of (and the property values of) the neighborhood.

*Hold in Abeyance*

6.COMMUNICATION NO. [2020-226](#)

Mark Neary, Public Works Director requesting Council of Commissioners for time on the June 17, 2020 Regular Meeting agenda for a presentation on County wide Maintenance District Workplan update for FY2020 and Workplan for FY2021.

*Place on File*

7.COMMUNICATION NO. [2020-238](#)

Tyler Currence, Housing Solutions, LLC requesting Council of Commissioners permission to hold a Presentation and Public Hearing on the July 8, 2020 in the Committee of the Whole Meeting. This presentation is relating to Montana housing for a new affordable senior development in Butte named Washoe Place.

*Hold in Abeyance*

8.COMMUNICATION NO. [2020-243](#)

Steve Maloney, 109 North Montana Street requesting Council of Commissioners approval for the survey of lot Assessment Code # 0001892400. This survey will facilitate a possible future purchase of this lot.

*Hold in Abeyance*

9.COMMUNICATION NO. [2020-248](#)

Dylan Pipinich, Assistant Planning Director requesting Council of Commissioners permission to conduct a public hearing on Wednesday, July 1, 2020 on the Montana Connections Subdivision.

[2020-248 Analysis](#)

*Hold in Abeyance*

10.COMMUNICATION NO. [2020-249](#)

John Morgan, Chairman, BSB Council of Commissioners informing the Council of the process to appoint an interim Public Administrator on July 1st and to set the Declaration of Nomination to be Monday June 22nd thru Friday July 3rd in the Clerk and Records office.

*Hold in Abeyance*

11.COMMUNICATION NO. [2020-258](#)

Lori Casey, Planning Director requesting Council of Commissioners to be advised that the Butte-Silver Bow Planning Board, who serves as the Zoning Commission, has rendered a recommendation regarding Zone Change Application No. 180, regarding licensed community residential facilities.

[2020-258 Zone Change](#)

*Hold in Abeyance*

## **FINANCE & BUDGET COMMITTEE MEETING REPORT**

JUNE 17, 2020

*BUTTE-SILVER BOW COURTHOUSE COUNCIL CHAMBERS*



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

Ladies and Gentlemen,

We, your Council of Commissioners, and Chairman John Morgan, respectfully recommends as follows: Expenditure report for the week of June 10, 2020 was reviewed and approved for the amount of \$711,316.42 for the week of June 17, 2020.

