

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
COMMITTEE OF THE WHOLE AGENDA
WEDNESDAY, SEPTEMBER 13, 2017
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

ROLL CALL

PRAYER AND PLEDGE

PUBLIC COMMENT ON ANY ITEMS ON THE AGENDA

REPORT OF THE CHAIR

BID OPENINGS, PUBLIC HEARINGS, AND/OR PRESENTATIONS

SECTION 1 PUBLIC HEARING, COMMUNICATION NO. 17-417

Danette L. Gleason, Director, Butte-Silver Bow Finance and Budget Department, requesting Council of Commissioners authorize a Public Hearing on August 23, 2017 to hear comments on the proposed rate increase for the Water Utility Division. Public Hearing moved to September 13, 2017.

[17-417.pdf](#)

[17-403.pdf](#)

[17-417 Proposed Mailing Insert.pdf](#)

SECTION 2 PRESENTATION, COMMUNICATION NO. 17-448

Margie Seccomb, Action Inc. CEO and Co-Chair, Southwest Montana Continuum of Care Coalition, requesting Council of Commissioners authorize a presentation on September 13, 2017 regarding the Coalition's official Continuum of Care Homeless Service Delivery System.

[17-448.pdf](#)

SECTION 3 PRESENTATION, COMMUNICATION NO. 17-454

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize a presentation on September 13, 2017 regarding the Butte-Silver Bow MS4 program and the new MPDES MS4 general permit issued by the Montana DEQ.

[17-454.pdf](#)

COMMUNICATIONS

SECTION 4 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.

[17-1.pdf](#)

[Ordinance 17-3.pdf](#)

[Ordinance 17-3 redline.pdf](#)

SECTION 5 COMMUNICATION NO. 17-342

Chief Executive Dave Palmer, requesting Council of Commissioners authorize the legal process to begin regarding a land exchange between Butte-Silver Bow and Montana Tech.

[17-342.pdf](#)

SECTION 6 COMMUNICATION NO. 17-373

Cindi Shaw, Butte-Silver Bow Commissioner, District No. 11, requesting Council of Commissioners authorize the Chief Executive to organize a publicly-held meeting regarding the Anselmo Mine Yard.

[17-373.pdf](#)

SECTION 7 COMMUNICATION NO. 17-390

Linda Raiha, 815 11th St., Mike Mazzolini, 805 11th St., and Kathy Hayes, 835 9th St., Butte, Montana, requesting Council of Commissioners authorize review and remediation of the problematic issues that have occurred since the plant installation in the triangular lot between Excelsior and Walkerville Drive.

[17-390.pdf](#)

[17-390 Photos.pdf](#)

[17-390 Sesso Response.pdf](#)

SECTION 8 COMMUNICATION NO. 17-408

Patrick J. Riordan, Butte-Silver Bow Land Records System Administrator, requesting Council of Commissioners concur with recommendations regarding the process necessary to sell existing City-County Property known as the Basin Creek House and referenced in Communication Nos. 17-262, 17-343 and 17-371.

[17-408.pdf](#)

[17-408 Map.pdf](#)

[17-262.pdf](#)

[17-343.pdf](#)

[17-371.pdf](#)

SECTION 9 COMMUNICATION NO. 17-417

Danette L. Gleason, Director, Butte-Silver Bow Finance and Budget Department, requesting Council of Commissioners authorize a Public Hearing on August 23, 2017 to hear comments on the proposed rate increase for the Water Utility Division. Public Hearing moved to September 13, 2017.

[17-417.pdf](#)

[17-403.pdf](#)

[17-417 Proposed Mailing Insert.pdf](#)

SECTION 10 COMMUNICATION NO. 17-434

Phillip Borup, CEO & Executive Director, Butte Family YMCA, requesting Council of Commissioners to concur with YMCA Swimming Pool Agreement Report and Invoice.

[17-434.pdf](#)

[17-434 Invoice.pdf](#)

[17-452.pdf](#)

[17-452 Agreement.pdf](#)

SECTION 11 COMMUNICATION NO. 17-440

Patsy Coates, Property Specialist, Butte-Silver Bow Land Records Office, requesting Council of Commissioners authorize Tax Deed Sale Public Auction on October 4, 2017 and authorize County Attorney to prepare two Resolutions to be read and acted upon at the Regular Meeting of Council that same evening.

[17-440.pdf](#)

SECTION 12 COMMUNICATION NO. 17-448

Margie Seccomb, Action Inc. CEO and Co-Chair, Southwest Montana Continuum of Care Coalition, requesting Council of Commissioners authorize a presentation on September 13, 2017 regarding the Coalition's official Continuum of Care Homeless Service Delivery System.

[17-448.pdf](#)

SECTION 13 COMMUNICATION NO. 17-450

Carson Becker, The Root & The Bloom Collective, requesting Council of Commissioners authorize a presentation on September 27, 2017 regarding a proposal to develop and use the Jacobs House (City-County owned property at 201 W. Granite St.) as a multi-purpose community center.

[17-450.pdf](#)

[17-450 Proposal.pdf](#)

SECTION 14 COMMUNICATION NO. 17-454

Matt Moore, Metro Operations Manager, Butte-Silver Bow Public Works Department, requesting Council of Commissioners authorize a presentation on September 13, 2017 regarding the Butte-Silver Bow MS4 program and the new MPDES MS4 general permit issued by the Montana DEQ.

[17-454.pdf](#)

SECTION 15 COMMUNICATION NO. 17-459

Eric Hassler, Superfund Operations Manager, requesting Council of Commissioners authorize advertisement for bids to dismantle and relocate the Montana Pole storage structures and schedule a Bid Opening on September 27, 2017.

[17-459.pdf](#)

SECTION 16 COMMUNICATION NO. 17-460

Maria Pochervina, Executive Secretary, Butte-Silver Bow TBID, requesting Council of Commissioners authorize a Public Hearing on September 20, 2017 regarding the TBID fiscal year 2018 Work Plan and Budget.

[17-460.pdf](#)

[17-460 Work Plan.pdf](#)

[17-460 Budget.pdf](#)

[17-460 Notice of Public Hearing.pdf](#)

SECTION 17 COMMUNICATION NO. 17-461

Bart and Dana Wackerbarth, 301 W. Granite St., Butte, Montana, requesting Council of Commissioners authorize purchase of County Owned Properties (next to 3 West Agate St.) under the Butte-Silver Bow Council Policy on Adjacent Property.

[17-461.pdf](#)

[17-461 Map and Pictures.pdf](#)

SECTION 18 COMMUNICATION NO. 17-464

Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council of Commissioners authorize a Bid Opening on September 6, 2017 for the Butte-Silver Bow TIFID Water Main Project.

[17-464.pdf](#)

SECTION 19 COMMUNICATION NO. 17-467

Dan Olsen, Butte-Silver Bow Commissioner, District No. 5, requesting Council of Commissioners authorize appropriate government bodies to investigate what options can be pursued relative to operation of a wood-fired boiler in the Low Street area and others that may arise in the future.

[17-467.pdf](#)

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

ADJOURN

PERSONNEL COMMITTEE MEETING

SEPTEMBER 13, 2017

5:30 PM COURTHOUSE COUNCIL CHAMBERS

SECTION 1 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.



[17-56.pdf](#)

SECTION 2 COMMUNICATION NO. 17-320

Dan Foley, Butte-Silver Bow Commissioner, District No. 9, requesting Council of Commissioners authorize a review of Ordinance 2.08 for possible changes regarding employee travel, meal allowances and reimbursement procedures.

Placed back on Agenda from Suspense File.

[17-320.pdf](#)

FINANCE & BUDGET COMMITTEE MEETING

SEPTEMBER 13, 2017

6:00 PM COURTHOUSE COUNCIL CHAMBERS

Expenditure report for the week of September 6, 2017 was approved for the amounts of \$33,790.23 for FY 2017 and \$949,938.21 for FY 2018.

PUBLIC WORKS COMMITTEE MEETING

SEPTEMBER 13, 2017

6:30 PM COURTHOUSE COUNCIL CHAMBERS

SECTION 1 PETITION NO. 17-2

Michael A. Nasheim, Building Official, Butte-Silver Bow Building Code Department, requesting Council of Commissioners authorize a petition to close and vacate Busch Street adjacent to Lots 1-6 in Block 9 of the Hurlburt Addition and Lot 5A of Certificate of Survey 953B-RB.

[Petition 17-2 Communication.pdf](#)

[Petition 17-2 Legal Description.pdf](#)

[Petition 17-2 Map.pdf](#)

[Petition 17-2.pdf](#)

[Petition 17-2 Comments.pdf](#)

[Petition 17-2 Notice of Public Hearing.pdf](#)

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.

[15-275.pdf](#)

SECTION 3 COMMUNICATION NO. 17-348

Sheryl Ralph, Butte-Silver Bow Commissioner, District No. 2, requesting Council of Commissioners authorize a crosswalk to be placed across Continental Drive at its intersection with Bayard Street.



[17-348.pdf](#)
[17-350.pdf](#)

SECTION 4 COMMUNICATION NO. 17-350

Sheryl Ralph, Butte-Silver Bow Commissioner, District No. 2, requesting Council of Commissioners authorize crosswalks and a four-way stop be installed at the intersection of Sheridan and Yale Avenues.

[17-350.pdf](#)

SECTION 5 COMMUNICATION NO. 17-383

Dan Callahan, Butte-Silver Bow Commissioner, District No. 12, requesting Council of Commissioners authorize request to Montana Dept. of Transportation for speed limit signs on U.S. 91 near Melrose at each end of town.

[17-383.pdf](#)

SECTION 6 COMMUNICATION NO. 17-392

Brendan McDonough, Butte-Silver Bow Commissioner, District No. 8 and Bud Walker, Butte-Silver Bow Commissioner, District No. 7, requesting Council of Commissioners authorize a Traffic Study on George Street from Harrison Ave. to Oregon Ave. due to recent property damage and safety concerns.

[17-392.pdf](#)

SECTION 7 COMMUNICATION NO. 17-453

Dan Olsen, Butte-Silver Bow Commissioner, District No. 5, requesting Council of Commissioners have Butte-Silver Bow Public Works and/or the Montana Dept. of Transportation review the speed limit through the residential area on Basin Creek Road / Montana Secondary Highway 393.

[17-453.pdf](#)

SECTION 8 COMMUNICATION NO. 17-462

Cindy Perdue-Dolan, Butte-Silver Bow Commissioner, District No. 1, requesting Council of Commissioners authorize two permanent radar speed signs along Continental Drive at the Hillcrest Elementary School.

[17-462.pdf](#)

SECTION 9 COMMUNICATION NO. 17-466

David Schultz, Director, Butte-Silver Bow Public Works Department, requesting Council of Commissioners reconsider the current striping configuration on Main Street.

[17-466.pdf](#)

[17-466 Alternate Configuration.pdf](#)

JUDICIARY COMMITTEE MEETING

SEPTEMBER 13, 2017

7:00 PM COURTHOUSE COUNCIL CHAMBERS



SECTION 1 COUNCIL RESOLUTION NO. 17-43
RESOLUTION RELATING TO \$[] GENERAL OBLIGATION REFUNDING
BONDS, SERIES 2017; DETERMINING THE FORM AND DETAILS, AUTHORIZING
THE EXECUTION AND DELIVERY AND LEVYING TAXES FOR THE PAYMENT
THEREOF.

[Resolution 17-43.pdf](#)

SECTION 2 COUNCIL RESOLUTION NO. 17-53
A RESOLUTION ESTABLISHING CRITERIA FOR THE CLASSIFICATION OF
UNSOLD TAX-DEED LANDS; DETERMINING THAT CERTAIN PROPERTY SHOULD
BE HELD IN CITY-COUNTY OWNERSHIP BECAUSE OF COMPELLING PUBLIC
INTEREST; ORDERING CERTAIN PARCELS OF REAL PROPERTY BE HELD IN
CITY-COUNTY OWNERSHIP AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution 17-53.pdf](#)

SECTION 3 CLAIM APPROVAL

Cooney Painting & Remodeling, \$1,000.00, Construction Right-of-Way for Sidewalk Bond #490
Refund.

Daylen Yager, \$3,117.47, Refund/Owners Redeemed Tax Assg #623200/Assignment
(\$3,108.66) and Interest (\$8.81).

Tom Sharkey, \$1,000.00, Street Construction Bond #411 Refund.

Alltrade Home Improvements LLC, \$600.00, Demo Bond #414 Refund.

