

3. [10-14](#) Roger Ebner, Coordinator Butte-Silver Bow Emergency Management Services, requesting Council's authorization for the Chief Executive to sign an agreement for professional services with All Hands Consulting of Columbia, Maryland. **Recommendation: Concur and place on file.**
4. [10-16](#) Dave Cunningham, Operations Manager-Services Division, Butte-Silver Bow Public Works Department, requesting Council's authorization to purchase a loader mounted snow blower for the Department of Public Works from Kois Brothers from Great Falls, Montana who submitted the lowest qualified bid. **Recommendation: Concur and place on file.**
5. [10-17](#) Jeremy Weber, Extension Agent, Butte-Silver Bow, MSU Extension Office, requesting Council's authorization for the Chief Executive to sign an agreement and salary adjustment verification form with Montana State University's Extension Office. **Recommendation: Refer to the Finance and Budget Committee.**
6. [10-18](#) Rick Larson, Operations Manager/Utility Division, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign a contract with IntelliSys Inc. for the purpose of providing software support for the water treatment plants. **Recommendation: Concur and place on file.**
7. [10-19](#) Paul Babb, Chief Executive, requesting Council's concurrence in the reappointment of Mr. Marko Lucich to the Civic Center Board. **Recommendation: Concur and place on file.**
8. [10-20](#) Bill Melvin, Manager Civic Center, requesting Council's authorization of Budget Transfer. **Recommendation: Refer to the Finance and Budget Committee.**
9. [10-21](#) Rick Larson, Operations Manager/Utility Division, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign an agreement with Northwest Pipe for the purpose of providing annual maintenance on meter reading software. **Recommendation: Concur and place on file.**
10. 10-22 Robert Edwards, President Mai Wah Society, Inc., requesting Council's permission to display the Chinese Parade Dragon in the Courthouse Rotunda for the week of February 15–19, 2010. **Concur and place on file.**
11. 10-23 Robert Edwards, President Mai Wah Society, Inc., requesting Council's permission to conduct the annual Chinese New Year Parade through the Uptown area and to set off fireworks, in celebration of Chinese New Year on February 20, 2010, beginning at 3:00 p.m. **Recommendation: Concur and place on file.**

12. 10-24 Jon Sesso, Planning Director, requesting time on the February 10, 2010 agenda to conduct a public hearing to consider amending the 2009-10 budget for unanticipated revenue to complete the Excelsior Street Reclamation Project. **Recommendation Concur and set public hearing for February 10, 2010.**
13. 10-25 Jon Sesso, Planning Director, requesting time on the February 10, 2010 agenda to conduct a public hearing to consider amending the 2009-10 budget to accept a RIT Grant for a Neighborhood Planning Project. **Recommendation: Concur and set public hearing for February 10, 2010.**
14. 10-26 Todd Collins, 134 Blacktail Canyon Road, Butte, MT 59701, requesting Council's permission to address Council in regards to the decision that has been made concerning the Splash Park at Clark's Park. **Recommendation: Note and place on file.**
15. 10-27 Janice Thomas, 1823 Wall Street, Butte, MT 59701, requesting Council revisit the issue of the Splash Park at Clark's Park and ask the Parks Department to hold another open discussion with the neighborhood. **Recommendation: Note and place on file.**
16. 10-28 Lee Phillips, Library Director, requesting Council's authorization of Budget Transfer. **Recommendation: Refer to the Finance and Budget Committee.**
17. 10-29 Lee Phillips, Library Director, requesting Council's authorization of Budget Transfer. **Recommendation: Refer to the Finance and Budget Committee.**

SECTION III COMMUNICATIONS TO BE READ AND ACTED UPON

1. [10-12](#) Sheriff John P. Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's confirmation of Gregory Blue as a permanent member of the Butte-Silver Bow Law Enforcement Department.
2. 10-13 Theresa R. Hocking, RN/CIC/MSN/MPH Health Officer, requesting Council's authorization for the Chief Executive to sign a contract with the Montana Department of Public Health and Human Services.

SECTION IV SUSPENSION OF THE RULES FOR FINAL PASSAGE.

1. COUNCIL RESOLUTION NO. [10-03](#)

A RESOLUTION AUTHORIZING AND APPROVING THE DONATION BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE HUMAN RESOURCE COUNCIL DISTRICT XII OF REAL PROPERTY HEREIN DESCRIBED ON EXHIBIT "A" TO THIS RESOLUTION FOR THE PURPOSE OF SUPPORTING NEIGHBORHOOD STABILIZATION ACTIVITIES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2.

COUNCIL RESOLUTION NO. 10-04

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS LOTS 34 AND 35 IN BLOCK 2 OF THE HURLBURT ADDITION OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO CITI FINANCIAL MORTGAGE GROUP AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3.

COUNCIL RESOLUTION NO. 10-05

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF THREE PARCELS OF REAL PROPERTY DESCRIBED AS THE NORTH 74 FEET OF THE WEST 20.5 FEET OF LOT 13 AND THE NORTH 74 FEET OF LOTS 14 AND 15 IN BLOCK 4 OF THE PLYMOUTH ADDITION; LOT 1 IN BLOCK 5 OF THE DAVIS AND BARNARD ADDITION AND THE EAST 40 FEET OF LOTS 10, 11 AND 12 IN BLOCK 42 OF THE ORIGINAL BUTTE TOWNSITE OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO MYKL MEAGHER; TO PARK 205, LLC AND TO KAYNE, LLC, RESPECTIVELY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION V

**ORDINANCES AND RESOLUTIONS
FINAL READING**

1.

**COUNCIL BILL NO. 09-11
ORDINANCE NO. 09-11**

AN ORDINANCE GOVERNING PUBLIC HEALTH, SAFETY AND SECURITY FOR SPECIAL EVENTS, TO BE NUMBERED CHAPTER 8.24 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "SPECIAL EVENTS ORDINANCE"; PROVIDING FOR PERMITS; PROVIDING FOR APPLICATION PRECEDURES; PROVIDING FOR PROCEDURES FOLLOWING APPLICATION; PROVIDING FOR DENIAL OR REVOCATION OF PERMIT; PROVIDING FOR EXEMPTIONS; PROVIDING FOR FUNDING; PROVIDING FOR APPEALS; PROVIDING FOR ENFORCEMENT; AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

2.

**COUNCIL BILL NO. 09-14
ORDINANCE NO. [09-14](#)**

AN ORDINANCE CREATING A NEW CHAPTER IN THE BUTTE-SILVER BOW MUNICIPAL CODE TO BE NUMBERED CHAPTER 2.89 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED "ANIMAL SERVICES BOARD"; PROVIDING FOR AN ANIMAL SERVICES BOARD; REPEALING ORDINANCE NO. 376 AND SECTIONS 2.88.010 AND 2.88.020 OF THE B-SB MC AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3.

**COUNCIL BILL NO. 09-15
ORDINANCE NO. [09-15](#)**

AN ORDINANCE CREATING A NEW CHAPTER IN THE BUTTE-SILVER BOW MUNICIPAL CODE TO BE NUMBERED CHAPTER 2.87 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED "COMMUNITY ENRICHMENT DEPARTMENT"; PROVIDING FOR AN ANIMAL SERVICES DIVISION; AND A

COMMUNITY DECAY DIVISION AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

4. **COUNCIL BILL NO. 09-16**
ORDINANCE NO. 09-16

AN ORDINANCE AMENDING CHAPTER 2.10 OF THE BUTTE-SILVER BOW MUNICIPAL CODE ENTITLED "PERSONNEL SYSTEM"; AMENDING SECTIONS 2.10.010, 2.10.030, 2.10.040, 2.10.050, 2.10.060, 2.10.070 AND 2.10.080 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); DELETING ALL REFERENCE TO PERSONNEL AND RENAMING PERSONNEL TO HUMAN RESOURCE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

COUNCIL RESOLUTION NO. 10-01

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 URBAN REVITALIZATION AGENCY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VI CALENDAR OF OTHER MEETINGS AND EVENTS

January 21 Zoning Board of Adjustment	5:30 PM	Council Chambers, 3 rd Floor Courthouse
January 27 Fire Advisory Council	5:00 PM	1 st Floor Conference Room
January 27 Local Emergency Planning Com.	Noon	1 st Floor Conference Room
January 27 Parking Commission	9:00 AM	Chief Executive's Conference Room
January 27 Port of Montana	Noon	Hub Center, Silver Bow Montana
January 27 Urban Revitalization	9:00 AM	1 st Floor Conference Room
January 28 Business Development Center	10:00 AM	Business Development Center
January 28 Planning Board	7:00 PM	Council Chambers, 3 rd Floor of Courthouse
February 2 Weed Board	7:00 PM	Weed Department
February 2 Historic Preservation Commission	5:30 PM	1 st Floor Conference Room

ADJOURN

COMMITTEE OF THE WHOLE MEETING REPORT

JANUARY 13, 2010

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 I COMMUNICATION NO. 09-365

Mike Sheehy, Commissioner District 10, requesting support on an ordinance that would make all new transmission line within our county be buried from border to border. *Committee recommends that Communication 09-365 be held in abeyance.*

SECTION II COMMUNICATION NO. 09-513

Dave Palmer, Commissioner District 12 requesting Chief Executive appoint a committee to explore designating an area of the Historic District as a Repository for Historic Structures to be demolished. *Committee recommends that Communication No. 09-513 be held in abeyance pending a report from the Historic District.*

SECTION III COMMUNICATION NO. 09-626

Bob Rowling, Parks and Recreation Director, requesting Council's authorization for the issuance of a Developer's Packet for the disposition of surplus parkland located adjacent to Block 9 of the Hillcrest Addition, Section 28, T3N, R7W (Parcel No. 1092650). *Committee recommends that Communication No. 09-626 be referred to the Regular Council Meeting of January 6, 2010 – To Be Read and Acted Upon.*

SECTION IV COMMUNICATION NO. 09-666

Bob Rowling, Parks and Recreation Director, requesting Council's authorization to have the Chamber of Commerce and the Montana Department of Transportation spearhead establishing and maintaining a Greater Butte-Silver Bow scenic drive route. *Committee recommends that Communication No. 09-666 be held in abeyance.*

SECTION V PRESENTATION COMMUNICATION NO. 09-699

Paul Babb, Chief Executive, requesting time on the November 10, 2009 agenda to make a presentation on the taxable valuation for Silver Bow County and asking Council to take action as to the findings. *Committee recommends that Communication No. 09-699 be held in abeyance.*

**COMMITTEE OF THE WHOLE MEETING REPORT
SITTING AS JUDICIARY
JANUARY 13, 2010**

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 I COUNCIL BILL NO. 09-11
 ORDINANCE NO. 09-11**

AN ORDINANCE GOVERNING PUBLIC HEALTH, SAFETY AND SECURITY FOR SPECIAL EVENTS, TO BE NUMBERED CHAPTER 8.24 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "SPECIAL EVENTS ORDINANCE"; PROVIDING FOR PERMITS; PROVIDING FOR APPLICATION PROCEDURES; PROVIDING FOR PROCEDURES FOLLOWING APPLICATION; PROVIDING FOR DENIAL OR REVOCATION OF PERMIT; PROVIDING FOR EXEMPTIONS; PROVIDING FOR FUNDING; PROVIDING FOR APPEALS; PROVIDING FOR ENFORCEMENT; AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends to move Council Bill No. 09-11, Ordinance No 09-11 to final reading with amended changes Section XV, page 9, lines 2, 3, & 4 after "inside the designated special event", adding "excluding those animals that are participating in the special event" and page 9, lines 5, 6, & 7 after "excluding any and all service animals" adding "as defined by the American with Disabilities Act (ADA) Standards.*

FINANCE AND BUDGET COMMITTEE MEETING REPORT

JANUARY 13, 2010

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 follow

SECTION I COMMUNICATION NO. 09-781

Rick Larson, Operations Manager, Butte-Silver Bow Public Works Department, requesting Council's authorization for a Budget Transfer. *Committee recommends that Communication No. 09-781 be held in abeyance and ask Mr. Larson to appear before Finance and Budget Committee.*

SECTION II COMMUNICATION NO. 10-05

Sheriff John P. Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-05 be approved and placed on file.*

SECTION III COMMUNICATION NO. 10-06

Bill Melvin, Civic Center Manager, requesting Council's authorization of Budget Transfer. *Committee recommends that Communication No. 10-06 be approved and placed on file.*

SECTION IV COMMUNICATION 10-09

Lee Phillips, Chief Librarian, Butte-Silver Bow Public Library, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-09 be cross-referenced with Communication 09-727 and placed on file.*

SECTION V EXPENDITURE REPORT

1-13-10

\$ 1, 134, 801.92

Committee recommends to approve expenditure report and place on file.

JUDICIARY COMMITTEE MEETING REPORT

JANUARY 13, 2010

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 I COUNCIL RESOLUTION NO. [10-01](#)

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 URBAN REVITALIZATION AGENCY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends to move Council Resolution No. 10-01 to final reading with Friendly Amendment-“Urban Revitalization Agency” in Title.*

SECTION II COUNCIL BILL NO. 09-14 ORDINANCE NO. [09-14](#)

AN ORDINANCE CREATING A NEW CHAPTER IN THE BUTTE-SILVER BOW MUNICIPAL CODE TO BE NUMBERED CHAPTER 2.89 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED “ANIMAL SERVICES BOARD”; PROVIDING FOR AN ANIMAL SERVICES BOARD; REPEALING ORDINANCE NO. 376 AND SECTIONS 2.88.010 AND 2.88.020 OF THE B-SB MC AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 09-14, Ordinance No. 09-14 be moved to final reading with Friendly Amendments, Section 4, page 3, lines 3 & 4 “officer, or his/her designee”, and Section 6, page 5, lines 13 & 14-“These minutes shall be recorded with the Clerk and Recorder’s office”.*

SECTION III COUNCIL BILL NO. 09-15 ORDINANCE NO. [09-15](#)

AN ORDINANCE CREATING A NEW CHAPTER IN THE BUTTE-SILVER BOW MUNICIPAL CODE TO BE NUMBERED CHAPTER 2.87 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED “COMMUNITY ENRICHMENT DEPARTMENT”; PROVIDING FOR AN ANIMAL SERVICES DIVISION; AND A COMMUNITY DECAY DIVISION AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 09-15, Ordinance No. 09-15 be moved to final reading with Friendly Amendment-Section 4, page 3, lines 3 & 4-“all animals are given humane treatment and regular and proper nutritional care”.*

SECTION IV

**COUNCIL BILL NO. 09-16
ORDINANCE NO. [09-16](#)**

AN ORDINANCE AMENDING CHAPTER 2.10 OF THE BUTTE-SILVER BOW MUNICIPAL CODE ENTITLED “PERSONNEL SYSTEM”; AMENDING SECTIONS 2.10.010, 2.10.030, 2.10.040, 2.10.050, 2.10.060, 2.10.070 AND 2.10.080 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); DELETING ALL REFERENCE TO PERSONNEL AND RENAMING PERSONNEL TO HUMAN RESOURCE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 09-16, Ordinance No. 09-16 be moved to final reading.*

SECTION V

CLAIM APPROVAL

Committee recommends all claims be approved as presented.

**RULES COMMITTEE
JANUARY 13, 2010**

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

Ladies and Gentlemen:

We, your Rules Committee respectfully recommend as follows:

SECTION I COMMUNICATION NO. 09-783

Dave Palmer, Chairman, Butte-Silver Bow Council of Commissioners, requesting the Rules Committee to meet to incorporate the changes in the way Council does business into the Rules and Order of Business of the Council of Commissioners. *Committee recommends to hold Communication No. 09-783 in the Rules Committee until February 2010.*