

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
COMMITTEE OF THE WHOLE AGENDA
WEDNESDAY, MAY 22, 2019
7:30 PM**

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. BID OPENING

COMMUNICATION NO. 19-216

Mark Neary, Public Works Director requesting time on the May 22, 2019 Committee of the Whole Agenda for a Bid Opening for the Butte-Silver Bow Sidewalk Program.

[19-216.pdf](#)

SECTION 2. PRESENTATION

COMMUNICATION NO. 19-213

Joe Griffin, DEQ Superfund Project Manager, Ret. requesting Council of Commissioners allow time on the May 22, 2019 Committee of the Whole Agenda for a presentation on the BPSOU Proposed Plan.

[19-213.pdf](#)

COMMUNICATIONS

SECTION 1. COMMUNICATION NO. 19-140

R. Edward Banderob, Citizen requesting Council of Commissioners request the Chief Executive to designate an appropriate entity to conduct a survey, prepare a feasibility proposal and recommendation relative to a Green Container Biodegradable Waste Management Program to complement the present Landfill Composting and Alley Rally programs.

[19-140.pdf](#)

SECTION 2. COMMUNICATION NO. 19-150

Bart and Dana Wackerbarth, Citizens of Butte-Silver Bow requesting Council of Commissioners approve the purchase of property to the North of 3 W. Agate at assessment code 0001904235 for the purpose of grading, building a retaining wall and erecting two open air property structures to allow for maximum use of land.



[19-150.pdf](#)
[19-150 Images.pdf](#)

SECTION 3. COMMUNICATION NO. 19-180

Clark Grant, Citizen requesting Council of Commissioners consider putting property at 707 N. Wyoming Street through the normal process of tax deed auctioning or consider opening up developer's packets so that community members seeking to rehabilitate derelict properties are given the opportunity.

[19-180.pdf](#)

SECTION 4. COMMUNICATION NO. 19-187

Tom Loggins, Road Foreman requesting Council of Commissioners allow time on the May 15, 2019 Committee of the Whole Meeting to open Bids for Hot Mix Asphalt Supply for the 2019 season.

[19-187.pdf](#)
[19-187 Bid.pdf](#)

SECTION 5. COMMUNICATION NO. 19-203

Joe Willauer, Executive Director, Butte Local Development Corporation, requesting Council of Commissioners allow time on the Wednesday, May 8, 2019 Agenda for a Presentation related to the Economic Development Mill Levy and the role of the BLDC.

[19-203.pdf](#)

SECTION 6. COMMUNICATION NO. 19-204

Brian and Melissa McGregor requesting Council of Commissioners approve the purchase of property at 821 Highland Street in Butte, District 8.

[19-204.pdf](#)

SECTION 7. COMMUNICATION NO. 19-208

Nate Watson, Sr. System Administrator requesting Council of Commissioners authorize the Chief Executive to sign the 1-year renewal contract for the BSB Courthouse and Archives security system through PhotoScan Northwest. This contract covers both software support and service and maintenance from May 2019 through April 2020.

[19-208.pdf](#)
[19-208 Contract.pdf](#)

SECTION 8. COMMUNICATION NO. 19-214

Mary Jo and Steve Stosich requesting Council of Commissioners authorize the purchase of a small portion of land located between the northern boundary and the Oro Fino Gulch Road in the Alverado Lode that is adjacent to already purchased 46.27 acres. A 1973 survey had the Record Section 9 corner location improperly set, shifting the 46.27 acres north of its actual location.

[19-214.pdf](#)

[19-214 Original Survey.pdf](#)
[19-214 DNRC Map.pdf](#)
[19-214 BSB Map.pdf](#)
[19-214 Legal Description.pdf](#)
[19-214 Ownership.pdf](#)

SECTION 9. COMMUNICATION NO. 19-218

Kristen Rosa, TIFID Administrator requesting Council of Commissioners allow time on the June 12, 2019 Committee of the Whole Agenda for a presentation of the annual reports for the URA, RRA, TEDD and TIFID.

[19-218.pdf](#)

SECTION 10. COMMUNICATION NO. 19-220

Pat Riordan, Land Systems Administrator requesting Council of Commissioners agree with recommendation to deny Council Communication 19-180, request from Clark Grant to consider putting 707 N Wyoming St. through the normal Tax Deed process or consider the Developers Packet option.

[19-220.pdf](#)

[19-220 Map.pdf](#)

SECTION. 11. COMMUNICATION NO. 19-22

J.P. Gallagher, Parks and Recreation Director requesting Council of Commissioners authorize the Chief Executive to sign a Modification to the Agreement with the Beaverhead-Deer Lodge National Forest Supervisor for shared costs on management of Thompson Park.

[19-223.pdf](#)

[19-223 Modification to the Agreement.pdf](#)

SECTION 12. COMMUNICATION NO. 19-224

Bill Fisher, Butte Depot Event Coordinator requesting Council of Commissioners permit the Butte Depot to hold a Concert on July 3, 2019 at the Original Mine with the intention of having food vendors and serving alcoholic beverages. All approvals have not been submitted.

[19-224.pdf](#)

[19-224 Application.pdf](#)

[19-224 Approvals.pdf](#)

SECTION 13. COMMUNICATION NO. 19-226

Joe Willauer, BLDC Director requesting Council of Commissioners authorize the Chief Executive to sign the Professional Services Agreement between City-County Butte-Silver Bow and the Butte Local Development Corporation (BLDC) for the purpose of returning the Economic Development Mill Levy to the BLDC.

[19-226.pdf](#)

[19-226 Agreement.pdf](#)

[19-226 Scope of Practice.pdf](#)

PUBLIC COMMENT ON ANY PUBLIC MATTER NOT ON THE AGENDA

ADJOURN

MEETINGS

FINANCE & BUDGET COMMITTEE MEETING

May 22, 2019

6:00 PM COURTHOUSE COUNCIL CHAMBERS

Expenditure report for the week of May 22, 2019 was approved for the amount of
\$ _____

JUDICIARY COMMITTEE MEETING

May 22, 2019

7:00 PM COURTHOUSE COUNCIL CHAMBERS

SECTION 1.

CLAIMS APPROVAL

NAME	AMOUNT	DESCRIPTION
Angel Lampert redeemed tax assg. #0001111600	\$4,047.72	Refund/Owners
Angel Lampert redeemed tax assg. #0001332400	\$1,992.38	Refund/Owners
Mark Tripp Refund	\$ 400.00	Demo Bond #456

SECTION 2. COUNCIL BILL NO. 19-03

COUNCIL ORDINANCE NO. 19-03

AN ORDINANCE AMENDING CHAPTER 9.24 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC), ENTITLED "WEAPONS", AND SPECIFICALLY AMENDING SECTION 9.24.030 G 1 ENTITLED "DEFINITIONS"- "REGULATED AREA" AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Ordinance 19-3.pdf](#)

[Ordinance 19-3 Redline.pdf](#)

[Ordinance 19-3 Map.pdf](#)



SECTION 3. COUNCIL BILL NO. 19-06

COUNCIL ORDINANCE NO. 19-06

AN ORDINANCE AMENDING CHAPTER 2.08 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "LOCAL GOVERNMENT EMPLOYEES" AND SPECIFICALLY AMENDING SECTION 2.08.070 ENTITLED "TRAVEL" AND DELETING SECTIONS 2.08.080, 2.08.090, 2.08.100, 2.08.130, AND 2.08.140 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Ordinance 19-06.pdf](#)

[Ordinance 19-06 Redline.pdf](#)

SECTION 4. COUNCIL BILL NO. 19-07

COUNCIL ORDINANCE NO. 19-07

AN ORDINANCE AMENDING ORDINANCE NO. 325, ALSO KNOWN AS THE "ZONING ORDINANCE" AND TITLE 17 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING REGULATIONS OF BUTTE-SILVER BOW, STATE OF MONTANA; SPECIFICALLY AMENDING CHAPTER 17.31 RM-2 RURAL INDUSTRIAL ZONE; PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[ORDINANCE 19-07.pdf](#)

[Ordinance 19-07 Redline.pdf](#)

SECTION 5. COUNCIL BILL NO. 19-08

ORDINANCE NO. 19-08

AN ORDINANCE REPEALING CHAPTER 15.06 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (BSB-MC) AND REPLACING IT BY ESTABLISHING A NEW CHAPTER OF THE BUTTE-SILVER BOW MUNICIPAL CODE (BSB-MC) TO BE NUMBERED 8.14 AND TO BE ENTITLED "DANGEROUS BUILDINGS", ESTABLISHING PROCEDURES AND PROVISIONS FOR ENFORCEMENT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Ordinance No 19-08.pdf](#)

SECTION 6. COMMUNICATION NO. 19-205

Commissioner Brendan McDonough requesting Council of Commissioners repeal Butte-Silver Bow Ordinance 596 and Municipal Code 10.48.350 regarding the use of "Jake Brakes".

[19-205.pdf](#)

PUBLIC WORKS COMMITTEE MEETING

May 22, 2019

6:30 PM COURTHOUSE COUNCIL CHAMBERS

SECTION 1. COMMUNICATION NO. 19-206



Commissioner Brendan McDonough requesting Council of Commissioners and Public Works Committee discuss the street maintenance fees that went into effect in October 2018.

[19-206.pdf](#)

[19-206.pdf](#)

