

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
REGULAR MEETING AGENDA  
WEDNESDAY, MAY 15, 2019  
7:30 PM**

**ROLL CALL**

**PRAYER AND PLEDGE**

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

**APPROVAL OF THE MINUTES**

Meeting Minutes

[April 17, 2019 Minutes .pdf](#)

[Special Meeting Minutes April 10, 2019.pdf](#)

[May 1, 2019 Minutes.pdf](#)

**ITEMS NOT ADDRESSED ON THE AGENDA**

**CHIEF EXECUTIVE'S REPORT**

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

1. BID OPENING

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 2 CONSENT AGENDA**

*A. COMMITTEE REPORTS*

- 1. COMMITTEE OF THE WHOLE MEETING REPORT*
- 2. FINANCE & BUDGET COMMITTEE MEETING REPORT*
- 3. JUDICIARY COMMITTEE MEETING REPORT*

*B. PETITIONS*

*C. COMMUNICATIONS*

1. 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.

*Refer to Land Sales.*

[19-204.pdf](#)

2. 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".

*Refer to Judiciary Committee*

[19-205.pdf](#)

3. 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.

*Hold in abeyance*

[19-206.pdf](#)

4. COMMUNICATION NO. 19-207

Kristen Rosa, TIFID Administrator requesting Council of Commissioners authorize the Chief Executive to sign the Pipeline Use Agreement through Underground Water Line with Rocker Water and Sewer District.

*Concur and place on file.*

[19-207.pdf](#)

[19-207 Agreement.pdf](#)

5. 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.

*Concur and place on file.*

[19-208.pdf](#)

[19-208 Contract.pdf](#)

6. COMMUNICATION NO. 19-209

Jason Parish, Online Business Systems Analysis requesting Council of Commissioners accept and approve the decision to award the bid and enter into contract negotiations with Accela for the Government Software Solutions.

*Concur and place on file.*

[19-209.pdf](#)

7. COMMUNICATION NO. 19-210

County Attorney Joyce requesting Council of Commissioners authorize the Chief Executive to sign the contract modification between the City-County of Butte-Silver Bow, Montana and Department of Public Health and Human Services Child and Family Services Division for the purpose of legal services provided for Youth in Need of Care cases. The



modification extends the current contract to June 30, 2020.

*Concur and place on file.*

[19-210.pdf](#)

[19-210 Contract Modification.pdf](#)

[19-210 Contract.pdf](#)

8. COMMUNICATION NO. 19-211

County Attorney Joyce requesting Council of Commissioners authorize the Chief Executive to sign the contracts between the Butte-Silver Bow DUI Court and Community Counseling and Correctional Services, Inc. and Butte Silver-Bow DUI Court and Matt Enrooth for services provided to the Butte-Silver Bow DUI Court.

*Concur and place on file.*

[19-211.pdf](#)

[19-211 Contract -Monitoring & Supervision Services.pdf](#)

[19-211 Contract -Chemical Dependency Treatment Services.pdf](#)

9. COMMUNICATION NO. 19-212

Colt Anderson, Colt Anderson Dream Big Foundation requesting Council of Commissioners approve the Dream Big Montana Event to close vehicle traffic one-block of West Park Street between the intersection of Park and Main and Dakota street to hold a concert on Friday, June 28 from 8:00 AM to 1:00 AM, Saturday, June 29. All approvals have been received.

*Concur and place on file.*

[19-212.pdf](#)

[19-212 Application.pdf](#)

[19-212 Map.pdf](#)

[19-212 Approvals.pdf](#)

[19-212 Checklist.pdf](#)

10. 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.

*Hold in the Committee of the Whole pending presentation.*

[19-213.pdf](#)

11. 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.

*Refer to land sales*

[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](#)

12. COMMUNICATION NO. 19-215

Sally Hollis, Election Administrator requesting Council of Commissioners authorize the Clerk & Recorder's Office to apply for Help America Vote Act (HAVA) Election Security Funds from the Montana Secretary of State.

*Concur and place on file.*

[19-215.pdf](#)

13. 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.

*Hold in the Committee of the Whole pending Bid Opening.*

[19-216.pdf](#)

14. COMMUNICATION NO. 19-217

Mark Neary, Public Works Director requesting Council of Commissioners authorize the Chief Executive to execute and sign the Purchase Agreement with Northwest Pipe Fittings for the water main materials for the 2019 Dewey Boulevard Phase 2 project.

*Concur and place on file.*

[19-217.pdf](#)

[19-217 Agreement.pdf](#)

15. 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.

*Hold in the Committee of the Whole pending presentation.*

[19-218.pdf](#)

16. COMMUNICATION NO. 19-219

Pat Riordan, Land Records System Administrator requesting Council of Commissioners agree with recommendation to approve Council Communication 19-150, Request from Bart and Dana Wackerbarth to purchase vacant City-County property, adjacent to 3 Agate street.

*Concur and place on file.*

[19-219.pdf](#)

[19-219 Map.pdf](#)

17. 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.



*Concur and place on file.*

[19-220.pdf](#)

[19-220 Map.pdf](#)

18. COMMUNICATION NO. 19-221

Selina Pankovich, Coordinator requesting Council of Commissioners authorize street closures for "Music on Main" events for the 2019 summer season. All approvals have been received.

*Concur and place on file.*

[19-221.pdf](#)

[19-221 Application.pdf](#)

[19-221 Map.pdf](#)

[19-221 Checklist.pdf](#)

[19-221 Approvals.pdf](#)

19. COMMUNICATION NO. 19-222

Julia Crain, Superfund Program Data Administrator requesting Council of Commissioners authorize the Chief Executive to sign a Professional Services Agreement between Butte-Silver Bow and Montana Technological University for the purpose of enlisting the input of Dr Robert Pal, Montana Tech Restoration Ecology Program Director.

*Concur and place on file.*

[19-222.pdf](#)

[19-222 Agreement.pdf](#)

[19-222 Attachment A.pdf](#)

20. COMMUNICATION NO. 19-223

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.

*Concur and place on file.*

[19-223.pdf](#)

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

21. 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.

*Hold in the Committee of the Whole pending all approvals.*

[19-224.pdf](#)

[19-224 Application.pdf](#)

[19-224 Approvals.pdf](#)

22. COMMUNICATION NO. 19-225

Ed Randall, Community Enrichment Director requesting Council of Commissioners



authorize the Chief Executive to sign the Professional Services Agreement between Butte-Silver and CCCS, INC. for management of the Alley Rally Program.

*Concur and place on file.*

[19-225.pdf](#)

[19-225 Agreement.pdf](#)

23. 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.

*Hold in abeyance.*

[19-226.pdf](#)

[19-226 Agreement.pdf](#)

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

24. COMMUNICATION NO. 19-227

Karen Sullivan, Health Officer requesting Council of Commissioners authorize the Chief Executive to sign the contract between the Butte-Silver Bow Health Department and the University of Montana School of Public and Community Health Sciences for the purpose of conducting a study to identify the sources of ambient 2.5 PM in Butte from samples collected during the winter of 2019-2020.

*Concur and place on file.*

[19-227.pdf](#)

[19-227 Contract.pdf](#)

25. COMMUNICATION NO. 19-228

Karen Sullivan, Health Officer requesting Council of Commissioners authorize the Chief Executive to sign the agreement between the Butte Mosquito Abatement District, administered by the Butte-Silver Bow Health Department and JHS, Inc., of Helena for the purpose of providing mosquito control services in the district beginning May 15, 2019.

*Concur and place on file.*

[19-228.pdf](#)

[19-228 Agreement.pdf](#)

26. COMMUNICATION NO. 19-229

Karen Sullivan, Health Officer requesting Council of Commissioners authorize the Chief Executive to sign the Professional Services Agreement between Butte-Silver Bow Health Department and John Pullman, M.D. for the purpose of providing medical direction and general supervision of the department's public health nurses, including oversight of standing orders, provision of advice and facilitation of discussion between public health officials and the larger medical community.

*Concur and place on file.*

[19-229.pdf](#)

[19-229 Agreement.pdf](#)



[19-229 Vitae.pdf](#)  
[19-229 Insurance.pdf](#)

27. COMMUNICATION NO. 19-230

Karen Sullivan, Health Officer requesting Council of Commissioners authorize the Chief Executive to sign the contract between the Butte-Silver Bow Health Department and the National Association of Chronic Disease Directors (NACDD) for the purpose of continuing the Reaching People with Disabilities through Health Communities project.

*Concur and place on file.*

[19-230.pdf](#)  
[19-230 Contract.pdf](#)

28. COMMUNICATION NO. 19-231

Holli Jo Soll, Citizen requesting Council of Commissioners approve the purchase of parcel #43610 located at 611 S. Idaho.

*Refer to Land Sales.*

[19-231.pdf](#)

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

### **SECTION 5 ORDINANCES SECOND READING**

1. 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](#)

2. 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 6 ORDINANCES AND RESOLUTIONS FINAL READING**



1. COUNCIL RESOLUTION NO. 19-16

A RESOLUTION REQUESTING APPOINTMENT OF A SPECIAL DEPUTY PROSECUTOR FROM THE MONTANA STATE AUDITOR'S OFFICE, DEPARTMENT OF INSURANCE, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[RESOLUTION 19-16.pdf](#)

2. COUNCIL RESOLUTION NO. 19-17

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 FROM THE MONTANA DEPARTMENT OF NATURAL RESOURCE AND CONSERVATION (DNRC) AND STATE OF CALIFORNIA DEPARTMENT OF FORESTRY (CALFIRE) FOR WILDFIRE DEPLOYMENT CONTRACT FOR THE SUMMER OF 2018 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution no 19-17.pdf](#)

3. COUNCIL RESOLUTION NO. 19-18

A RESOLUTION DIRECTING THE BUTTE-SILVER BOW LAND RECORDS DEPARTMENT TO MAIL NOTICE OF PENDING TAX DEED ISSUANCE TO ALL PERSONS CONSIDERED INTERESTED PARTIES FOR EACH PROPERTY FOR WHICH THERE HAS BEEN ISSUED A TAX CERTIFICATE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 15-18-212, MCA; FURTHER DIRECTING THE TREASURER TO ISSUE A TAX DEED FOR THOSE PARCELS OF PROPERTY WHERE THERE HAS BEEN ISSUED A TAX CERTIFICATE AND THE EXPIRATION DATE OF THE REDEMPTION PERIOD HAS EXPIRED AND THE REQUIRED PAYMENTS HAVE NOT BEEN MADE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[Resolution 19-18.pdf](#)

## **SECTION 7 SUSPENSION OF THE RULES FOR FINAL PASSAGE**

1. COUNCIL RESOLUTION NO. 19-20

A RESOLUTION AUTHORIZING AND APPROVING THE TRANSFER OF THE REAL PROPERTY DESCRIBED ON EXHIBIT "A" TO THIS RESOLUTION TO 5M LLC ENTERPRISES, IN ACCORDANCE WITH THE PROVISIONS OF THE BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

[RESOLUTION 19-20.pdf](#)

[RESOLUTION 19-20 EXHIBIT A.pdf](#)

[RESOLUTION 19-20 EXHIBIT B.pdf](#)

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

## **CALENDAR OF OTHER MEETINGS AND EVENTS**





*May 16, 2019, Animal Services, 5:30 pm, 1st Floor Conference Room*  
*May 20, 2019, Parks & Recreation, 11:30 am, Butte Justice Center*  
*May 21, 2019, Public Housing Authority, 5:00 pm, New Deal Community Center*  
*May 21, 2019, Technical Review Committee, 1:30 pm, 3rd Floor, Water Building*  
*May 21, 2019, Urban Forestry Board, 1:00 pm, Business Development Center*  
*May 22, 2019, Local Emergency Planning, 12:00 pm, Butte Justice Center*  
*May 22, 2019, South Butte TEDD, 3:30 pm, 1st Floor Conference Room*  
*May 22, 2019, Substance Abuse Task Force, 3:30 pm, Emergency Operations Center, 3615 Wynne*  
*May 27, 2019, Mental Health LAC, 1:00 pm, 3rd Floor, Library Bldg.*  
*May 28, 2019, Port of Montana, 12:00 pm, Hub Center, Silver Bow*  
*May 28, 2019, Superfund Advisory (SARTA), 6:00 pm, Butte Justice Center*  
*May 28, 2019, Urban Revitalization, 8:30 am, 1st Floor Conference Room*  
*May 28, 2019, Urban Revitalization, 8:30 am, 1st Floor Conference Room*  
*May 30, 2019, Planning Board, 5:30 pm, Council Chambers*  
*June 4, 2019, Historic Preservation Commission, 5:30 pm, Council Chambers*  
*June 5, 2019, Airport Authority, 12:00 pm, Bert Mooney Airport Authority Admin. Office*  
*June 5, 2019, Butte AIDS Support Services, 7:00 pm, Community Center*  
*June 5, 2019, Board of Health, 7:00 am, Health Dept. Conference Room*

**ADJOURN**

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*MEETINGS*

**FINANCE & BUDGET COMMITTEE MEETING**

*May 15, 2019*

*7:00 PM COURTHOUSE COUNCIL CHAMBERS*

Expenditure report for the week of May 15, 2019 was reviewed and approved for the amount of \$\_\_\_\_\_.

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*REPORTS*

**COMMITTEE OF THE WHOLE MEETING REPORT**

*May 8, 2019*

*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. PRESENTATION

### 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.

*Held*

[19-203.pdf](#)

## SECTION 1. COMMUNICATION NO. 19-121

Patsy Coates, Property Specialist, Butte-Silver Bow Land Records Office, requesting Council of Commissioners and the Chief Executive to concur in the request of the County Attorney's Office to issue a Resolution for Mailing "Notice that a Tax Deed may be issued to the County" to all property owners and interested parties listed on the delinquent real property taxes for year 2015.

*Cross reference with Resolution 19-18 and place on file.*

[19-121.pdf](#)

## SECTION 2. 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.

*Held in abeyance.*

[19-140.pdf](#)

## SECTION 4. COMMUNICATION NO. 19-152

Ed Randall, Community Enrichment Director requesting Council of Commissioners allow time on the May 1, 2019 Regular Meeting Agenda for a presentation to provide an update on the Butte Silver Bow Community Enrichment Department.

*Place on file.*

[19-152.pdf](#)

## SECTION 5. COMMUNICATION NO. 19-156

Nicole Evankovich, Archives Assistant Director requesting time on the April 24, 2019 Agenda to allow for a presentation of the annual report for the Butte-Silver Bow Public Archives/Charles Clark Chateau.

*Place on file.*

[19-156.pdf](#)

## SECTION 6 COMMUNICATION NO. 19-161

Karen Byrnes, Community Development Director requesting Council of Commissioners allow time on the April 24, 2019 Agenda for a Public Hearing for the purpose of amending the fiscal year 2018-2019 budget.

*Place on file.*



[19-161.pdf](#)  
[19-161 P.H. Notice.pdf](#)  
[19-161 Contract.pdf](#)

SECTION 7. COMMUNICATION NO. 19-162

Mark Neary, Public Works Director requesting Council of Commissioners allow time on the May 1, 2019 Regular Meeting Agenda for a Bid Opening for materials for the 2019 Dewey Boulevard Water Main Replacement.

*Place on file.*

[19-162.pdf](#)

SECTION 8. COMMUNICATION NO. 19-173

Dori Skrukud, Project Manager requesting Council of Commissioners allow time on the April 24, 2019 Agenda for a Presentation regarding a proposed exchange of land to secure public access for the Silver Bow Creek Greenway near Fairmont.

*Place on file.*

[19-173.pdf](#)

SECTION 9. COMMUNICATION NO. 19-177

Karen Byrnes, Community Development Director requesting Council of Commissioners authorize the sale of the city-county property located at 510 and 520 S. Dakota Street to 5M LLC Enterprises as proposed and ask the County Attorney's office to prepare the Resolution and deed of sale for the property.

*Cross reference with Communication 19-198 and place on file.*

[19-177.pdf](#)

[19-177 Letter.pdf](#)

SECTION 10. COMMUNICATION NO. 19-178

Tom Loggins, Road Dept Foreman requesting Council of Commissioners allow time on the April 24, 2019 agenda for a Bid Opening for the purpose of opening bids for Asphalt Oil for the 2019 season.

*Place on file.*

[19-178.pdf](#)

SECTION 11. 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.

*Held in abeyance.*

[19-180.pdf](#)

SECTION 12. 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.

*Held in abeyance.*

[19-187.pdf](#)

[19-187 Bid.pdf](#)

#### SECTION 13. COMMUNICATION NO. 19-199

Leslie Clark, Director, Human Resources, requesting Council of Commissioners authorize the Chief Executive to sign the attached Client Agreement between City-County of Butte-Silver Bow and HealthJoy, a provider of health concierge and Teledoc Services.

*Held in abeyance.*

[19-199.pdf](#)

[19-199 Agreement.pdf](#)

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

*May 8, 2019*

*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 May 8, 2019 was reviewed and approved for the amount of \$561,494.02

*Approved*

### **JUDICIARY COMMITTEE MEETING REPORT**

*May 8, 2019*

*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.

#### CLAIMS APPROVAL

NAME	AMOUNT	DESCRIPTION
Todd Brown % Todd Brown Refund	\$ 400.00	Demo Bond #453



David Huffaker % David Huffaker bond #400 Refund	\$ 1640.00	Street right-of-way
Heath Eisentrager %Heath Eisentrager tax assg. #0000180000/Interest	\$ 939.30	Refund owner redeemed
Kevin Clark % Kevin Clark redeemed tax assg. #0000566400/Interest & Tax assg.	\$10,102.35	Refund owner #0000205900/Interest
Shellie Rostad %Shellie Rostad #424 Refund <i>Approved</i>	\$ 165.00	Landscaping Bond

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.

*Hold in abeyance.*

[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.

*Move to 2nd Reading.*

[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.

*Move to 2nd Reading.*

[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.

*Hold in abeyance.*

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

SECTION 6. COUNCIL RESOLUTION NO. 19-16

A RESOLUTION REQUESTING APPOINTMENT OF A SPECIAL DEPUTY PROSECUTOR FROM THE MONTANA STATE AUDITOR'S OFFICE, DEPARTMENT OF INSURANCE, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading.*

[RESOLUTION 19-16.pdf](#)

SECTION 7. COUNCIL RESOLUTION NO. 19-17

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 FROM THE MONTANA DEPARTMENT OF NATURAL RESOURCE AND CONSERVATION (DNRC) AND STATE OF CALIFORNIA DEPARTMENT OF FORESTRY (CALFIRE) FOR WILDFIRE DEPLOYMENT CONTRACT FOR THE SUMMER OF 2018 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to final reading.*

[Resolution no 19-17.pdf](#)

SECTION 8. COUNCIL RESOLUTION NO. 19-18

A RESOLUTION DIRECTING THE BUTTE-SILVER BOW LAND RECORDS DEPARTMENT TO MAIL NOTICE OF PENDING TAX DEED ISSUANCE TO ALL PERSONS CONSIDERED INTERESTED PARTIES FOR EACH PROPERTY FOR WHICH THERE HAS BEEN ISSUED A TAX CERTIFICATE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 15-18-212, MCA; FURTHER DIRECTING THE TREASURER TO ISSUE A TAX DEED FOR THOSE PARCELS OF PROPERTY WHERE THERE HAS BEEN ISSUED A TAX CERTIFICATE AND THE EXPIRATION DATE OF THE REDEMPTION PERIOD HAS EXPIRED AND THE REQUIRED PAYMENTS HAVE NOT BEEN MADE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to final reading.*

