

Before entertaining a motion for approval of the consent agenda acting Chief Executive Palmer called for any friendly amendments or segregations.

Commissioner Shaw made friendly amendments to Section B, Item 10, Communication 09-419 and Item 11, 09-421; recommendation should read June 24-July 5.

Commissioner Lee made a friendly amendment to Section B, Item 26, Communication 09-435 to add to the recommendation “and hold in the Committee of the Whole.

Commissioner Moodry made a friendly amendment to the Finance and Budget Report, Section 1-15 to add to the recommendation “approved and”.

Commissioner Sheehy made a friendly amendment to the Public Works Committee Report, Section 5, Communication 09-331, should read 2-way stop.

It was moved by Commissioner Lee, seconded by Commissioner Moodry and carried a unanimous verbal vote to approve the Consent Agenda, Section A, Items 1-4 and Section B, Items 1-46.

SECTION II COMMUNICATIONS TO BE READ AND ACTED UPON

1. COMMUNICATION NO. 09-438

Paul Babb, Chief Executive, requesting Council approve the recommendation from the Tax Abatement Review Committee to approve the tax abatement request by the Butte Hotel Group LLC.

It was moved by Joe Lee, seconded by Wally Frasz to hold in the Committee of the Whole for 4 weeks, after which time they would have to go back through the process.

There was a substitute motion by Commissioner Sheehy to deny the tax abatement and place on file which was seconded by Commissioner Frasz. The motion was denied by a roll call vote of 4 yeas and 8 nays.

Commissioner Morgan motioned to add to the first motion that after four weeks the communication would be placed on file until the time a decision is made by the group to go ahead with the project and at that time a new communication would be submitted to Council and a public hearing would need to be advertised and held. The motion carried with a verbal vote of 9 yeas and 3 nays.

3. COUNCIL RESOLUTION NO. 09-35

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS THE LOT 2 IN BLOCK 1 OF THE MOUNT MORIAH LODGE (AN UNFILED PLAT), MINERAL SURVEY NO. 622, LOCATED IN SECTION 12, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M., OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONER AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Lee, seconded by Commissioner Moodry and carried by roll call vote of 12 yeas, 0 nays to place Council Resolution No. 09-35 on final reading and passed having been deemed read at length.

4. COUNCIL RESOLUTION NO. 09-39

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE FINAL PLAT OF THE PETERSEN MINOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Lee, seconded by Commissioner Moodry and carried by roll call vote of 12 yeas, 0 nays to place Council Resolution No. 09-39 on final reading and passed having been deemed read at length.

5. COUNCIL RESOLUTION NO. 09-40

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF THE ALBANY STREET MINOR SUBDIVISION II OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Lee, seconded by Commissioner Moodry and carried by roll call vote of 12 yeas, 0 nays to place Council Resolution No. 09-40 on final reading and passed having been deemed read at length.

6. COUNCIL RESOLUTION NO. 09-42

A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO REORGANIZE GENERAL PURPOSE FOREIGN TRADE ZONE NUMBER 274 TO THE FOREIGN TRADE ZONES BOARD UNDER THE ALTERNATIVE SITED FRAMEWORK AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

It was moved by Commissioner Lee, seconded by Commissioner Moodry and carried by roll call vote of 12 yeas, 0 nays to place Council Resolution No. 09-42 on final reading and passed having been deemed read at length.

ADJOURN

It was moved by Commissioner Lee, seconded by Commissioner Moodry and carried with a unanimous verbal vote to Rise to the Call of the Chair.

The meeting adjourned at 8:29 pm.

CHIEF EXECUTIVE

ATTEST:

CLERK AND RECORDER