

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
REGULAR MEETING AGENDA  
WEDNESDAY, APRIL 19, 2023  
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

**ROLL CALL**

**PRAYER AND PLEDGE**

**APPROVAL OF THE MINUTES**

[April 5, 2023 Regular Meeting Minutes](#)

**ITEMS NOT ADDRESSED ON THE AGENDA**

**CHIEF EXECUTIVE'S REPORT**

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

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

**PUBLIC HEARINGS**

**1.COMMUNICATION NO. [2023-135](#)**

Ed Lester, BSB Sheriff requesting Council of Commissioners approval to hold a Public Hearing on April 19, 2023, regarding the acceptance of monetary donations from Charitable Foundations of Dickey's, Northwestern Energy and Town Pump.

**2.COMMUNICATION NO. [2023-172](#)**

Karen Maloughney, BSB Health Officer requesting Council of Commissioners approval to hold a Public Hearing on April 19, 2023, for the purpose of amending the fiscal year 2022-2023 budget to allow for increased expenditures of unanticipated revenue resulting from collection of fees in the Immunization Program.

**PRESENTATIONS**

**1.COMMUNICATION NO. [2023-179](#)**

Kristen Rosa, Economic Development Coordinator requesting Council of Commissioners for time on the April 19, 2023, agenda to give a presentation of the annual reports for the URA, HAS, and TEDD.

**2.COMMUNICATION NO. [2023-180](#)**

Mike McAnulty, Atlantic Richfield Liability Manager requesting Council of Commissioners for time on the April 19, 2023, agenda to give a presentation on the work Atlantic Richfield (AR) plans to conduct in 2023 on Butte area parks and playgrounds.



## **SECTION 2: CONSENT AGENDA**

### **A. COMMITTEE REPORTS**

1. *COMMITTEE OF THE WHOLE MEETING REPORT*
2. *FINANCE & BUDGET COMMITTEE MEETING REPORT*
3. *PUBLIC WORKS COMMITTEE MEETING REPORT*
4. *JUDICIARY COMMITTEE MEETING REPORT*

### **B. COMMUNICATIONS**

#### 1. COMMUNICATION NO. [2023-197](#)

Beth Wurm, Human Resources Director requesting Council of Commissioners authorization to have Chief Executive Gallagher sign a Memorandum of Understanding (MOU) between the City-County of Butte-Silver Bow and the Laborers' International Union of North America, Local No.1686 (Event and Service Workers).

[2023-197 MOU](#)

*Concur and Place on File*

#### 2. COMMUNICATION NO. [2023-198](#)

Kyle McGree, Treasurer of the Friends of Stodden Park requesting Council of Commissioners concurrence to accept asphalt and basketball hoops as a donation in order for the City-County of Butte-Silver Bow to obtain ownership of these assets. The total donation of \$12,000 consists of \$10,000 in asphalt and \$2,000 for the basketball hoops.

*Concur and Place on File*

#### 3. COMMUNICATION NO. [2023-199](#)

J.P. Gallagher, Chief Executive requesting Council of Commissioners concurrence to accept the re-appointments of Josh O'Neill, 2107 Gaylord Street, Mike Thatcher, 2021 Quincy, and Dave Erickson, 119451 German Gulch, Butte MT to the Port of Montana Board.

*Concur and Place on File*

#### 4. COMMUNICATION NO. [2023-200](#)

Brayton Erickson, Butte Rescue Mission requesting Council of Commissioners for time on the April 26, 2023, agenda to give a presentation to request funding assistance from the City-County of Butte-Silver Bow in the 2023-2024 budget for the Butte Rescue Shelter to stay open year around.

*Hold in Abeyance*

#### 5. COMMUNICATION NO. [2023-201](#)

Beth Wurm, Human Resources Director requesting Council of Commissioners for time on the April 26, 2023, agenda to give a presentation regarding the July 1, 2023, Butte-Silver Bow health insurance renewal program.

*Hold in Abeyance*



6.COMMUNICATION NO. [2023-202](#)

Elizabeth Osborn, BSB Senior Planner requesting Council of Commissioners approve the Comprehensive Plan Amendment No. 23-000001. If the Council of Commissioners approves this communication, a resolution has been prepared and is also on the April 19th, 2023 agenda.

[2023-202 Plan](#)

[2023-202 Staff Analysis](#)

*Concur and Place on File*

7.COMMUNICATION NO. [2023-203](#)

Lori Baker-Patrick, BSB County Treasurer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement between Butte-Silver Bow Treasurer and Grizzly Security Armored Express, Inc.

[2023-203 Agreement](#)

*Concur and Place on File*

8.COMMUNICATION NO. [2023-204](#)

Lori Baker-Patrick, BSB County Treasurer requesting Council of Commissioners direct the County Attorney to prepare a Council Resolution authorizing the mailing of Tax Deed Notifications.

*Concur and Place on File*

9.COMMUNICATION NO. [2023-205](#)

Sean Peterson, Deputy County Attorney requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an Easement allowing for new overhead electric service for Northwestern Energy on behalf of Julie Morris.

[2023-205 Easement](#)

*Concur and Place on File*

10.COMMUNICATION NO. [2023-206](#)

Karen Byrnes, Community Development Director requesting Council of Commissioners authorization to have Chief Executive Gallagher enter into a 2-year agreement with Petunia Factory for the services of Flower Maintenance Coordinator.

[2023-206 Agreement](#)

*Concur and Place on File*

11.COMMUNICATION NO. [2023-207](#)

Karen Byrnes, Community Development Director requesting Council of Commissioners for time on the April 26, 2023, agenda to conduct a presentation on the Uptown Master Plan.

*Hold in Abeyance*

12.COMMUNICATION NO. [2023-208](#)

Susie Anderson, Montana Tech Conference Coordinator requesting Council of Commissioners approval for use of the Original Mine Yard on May 24, 2023, from 11:30 am to 1:00 pm for an event through Montana Tech called the "Critical Resource Summit".

*Concur and Place on File*



13.COMMUNICATION NO. [2023-209](#)

Karen Byrnes, Community Development Director requesting Council of Commissioners authorization to have Chief Executive Gallagher sign the CDBG Planning Grant for the completion of Pedestrian Lighting Plan for Uptown Butte. This project was prioritized in the Uptown Master Plan and is the first step in completing installation of pedestrian lighting in Uptown Butte.

[2023-209 Contract](#)

*Concur and Place on File*

14.COMMUNICATION NO. [2023-210](#)

Shawn Fredrickson, Commissioner District #1 requesting the Council of Commissioners change the method of assessment to finance the cost of the street maintenance district to include each family residential unit or one or more business units.

*Concur and Place on File*

15.COMMUNICATION NO. [2023-211](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement between Bridgercare and Butte-Silver Bow Health Department

[2023-211 Agreement](#)

*Concur and Place on File*

16.COMMUNICATION NO. [2023-212](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an amendment between the Montana Department of Public Health and Human Services and the Butte-Silver Bow Health Department for Healthy Montana Families.

[2023-212 Amendment](#)

*Concur and Place on File*

17.COMMUNICATION NO. [2023-213](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement between the Montana Department of Public Health and Human Services and the Butte-Silver Bow Health Department to provide Hepatitis C prevention activities within harm reduction programs.

[2023-213 Agreement](#)

*Concur and Place on File*

18.COMMUNICATION NO. [2023-214](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement between JHS, Inc and the Butte Mosquito Abatement District, to perform mosquito abatement activities over spring and summer 2023.

[2023-214 Agreement](#)

*Concur and Place on File*



19.COMMUNICATION NO. [2023-215](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement between the Department of Public Health and Human Services and Butte-Silver Bow Health Department to deliver Early Intervention and Outreach Services for people at risk of acquiring or currently living with HIV.

[2023-215 Agreement](#)

*Concur and Place on File*

20.COMMUNICATION NO. [2023-216](#)

Dave Aguirre, Land Records Coordinator requesting Council of Commissioners approve Council Communication 2023-143, a request from Steve Maloney, to purchase a portion of City-County owned property (Portion of Tax Parcel No. 0001892400).

*Concur and Place on File*

21.COMMUNICATION NO. [2023-217](#)

Mark Neary, Public Works Director requesting Council of Commissioners concurrence to schedule a bid opening for May 3, 2023, for sanitary sewer main replacements near Alaska and Holland Streets.

*Hold in Abeyance*

22.COMMUNICATION NO. [2023-218](#)

Bob Lazzari, BSB Parks and Rec Director requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement between Shakespeare in the Parks and the County of Butte-Silver Bow. Shakespeare in the Parks will be performing in Stodden Park on Thursday, August 3rd, at 6:00 pm.

[2023-218 Agreement](#)

*Concur and Place on File*

23.COMMUNICATION NO. [2023-219](#)

Dylan Pipinich, BSB Planning Director requesting Council of Commissioners permission to schedule a presentation on the May 3rd, Regular Meeting agenda to give a presentation on the Building Code program.

*Hold in Abeyance*

24.COMMUNICATION NO. [2023-220](#)

Dylan Pipinich, BSB Planning Director requesting Council of Commissioners authorization to approve the proposed amendment to the 2016 Butte-Silver Bow Transportation Plan.

[2023-220 Staff Analysis](#)

*Concur and Place on File*

25.COMMUNICATION NO. [2023-221](#)

Shelly Cleverly, Community Development Grant Writer requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an EECBG Pre-Award Information Sheet prior to the April 28, 2023, deadline.

*Concur and Place on File*



### **SECTION 3: ORDINANCES AND RESOLUTIONS INTRODUCED TO JUDICIARY**

#### **1.RESOLUTION NO. [2023-18](#)**

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 23-000001 TO APPROVE CHANGES TO THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN: INCORPORATING, BY REFERENCE, THE BUTTE-SILVER BOW PARKS MASTER PLAN INTO THE APPENDICES OF THE BUTTE-SILVER BOW COMPREHENSIVE PLAN AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

### **SECTION 4: ORDINANCES AND RESOLUTIONS FOR FINAL READING**

#### **1.RESOLUTION NO. [2023-09](#)**

A RESOLUTION AMENDING THE FISCAL YEAR 2022-2023 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 RESERVE FUNDS WITHIN THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDS FOR THE PURPOSE OF PRELIMINARY MASTER PLAN FOR THE CITY-COUNTY OF BUTTE-SILVER BOW FIRE SERVICES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

#### **2.RESOLUTION NO. [2023-10](#)**

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 CITY-COUNTY OF BUTTE-SILVER BOW FROM THE MONTANA DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO BE USED WITHIN THE HEALTH DEPARTMENT FOR A PATHWAYS TO RECOGNITION PROGRAM TASK ORDER AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

#### **3.RESOLUTION NO. [2023-11](#)**

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 GRANT REVENUE FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF SENDING SIX FIREFIGHTERS / HAZMAT TECHNICIANS TO THE ANNUAL IAFC HAZMAT CONFERENCE IN BALTIMORE, MD AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.



4.RESOLUTION NO. [2023-12](#)

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 GRANT REVENUE FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF BRINGING A 40-HOUR REGIONAL HAZMAT TRAINING BY ERTI TO BUTTE, MT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

5.RESOLUTION NO. [2023-13](#)

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 GRANT REVENUE FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF BRINGING HAZMAT COMMAND-AND-CONTROL TRAINING SEMINAR TO BUTTE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

6.RESOLUTION NO. [2023-14](#)

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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR THE URPOSE OF UPDATING THE COMMUNITY WILDFIRE PROTECTION PLAN AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

7.RESOLUTION NO. [2023-16](#)

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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR THE PURPOSE OF A LANDSCAPE SCALE RESTORATION IN THE BASIN CREEK WATERSHED AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION 5: ORDINANCES AND RESOLUTIONS FOR SECOND READING**

1.COUNCIL BILL NO. [2023-02](#)

ORDINANCE NO. [2023-02](#)

AN ORDINANCE AMENDING CHAPTER 12.17 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “PARKLET/PEDLET PERMITS AND SPECIFICALLY ADDING A NEW SECTION, 12.17.110 ENTITLED “VIOLATION-PENALTY” AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.



**SECTION 6: ORDINANCES AND RESOLUTIONS EMERGENCY SUSPENSION OF THE RULES FOR FINAL PASSAGE**

**1. RESOLUTION NO. 2023-19**

A RESOLUTION CREATING SPECIAL IMPROVEMENT DISTRICT NO. 1030 FOR THE PURPOSE OF MAINTAINING AND INSTALLING AN ELECTRICAL LIGHTING SYSTEM; DESIGNATING AND DESCRIBING THE BOUNDARIES OF SAID PROPOSED SPECIAL IMPROVEMENT LIGHTING DISTRICT; STATING THE PURPOSE OF AND THE GENERAL CHARACTER OF THE IMPROVEMENTS TO BE MADE IN SAID SPECIAL IMPROVEMENT DISTRICT; ESTIMATING THE APPROXIMATE COST OF MAINTAINING AND SUPPLYING ENERGY THEREOF FOR THE FIRST YEAR; FINDING, DETERMINING, AND DECLARING THAT SUCH PROPERTY SHOULD BE ASSESSED FOR COST THEREOF OF MAINTENANCE AND ENERGY AND EXTENDING SUCH ASSESSMENT TO BE IN SEMI-ANNUAL INSTALLMENTS AND PROVIDING FOR THE FUND UPON WHICH SAID SPECIAL IMPROVEMENT FUNDS SHALL BE DRAWN; WITHDRAWING ALL PROPERTY DESCRIBED IN EXHIBIT “A” FROM OTHER SPECIAL IMPROVEMENT LIGHTING ASSESSMENTS AND PROVIDING FOR THE EFFECTIVE DATE HEREOF.

**CALENDAR OF OTHER MEETINGS AND EVENTS**

- April 19, 2022, Parking Commission, 3:00 pm, Chief Executive Conference Room
- April 21, 2022, Zoning Board, 5:30 pm, Council Chambers
- April 24, 2022, Mental Health LAC, 1:00 pm, 3rd Floor, Library Bldg.
- April 25, 2022, Port of Montana, 12:00 pm, Hub Center, Silver Bow
- April 25, 2022, Urban Revitalization, 8:30 am
- April 26, 2022, South Butte TEDD, 4:00 pm, Business Development Center
- April 26, 2022, Substance Abuse Task Force, 3:30 pm, Emergency Operations Center, 3615 Wynne
- April 26, 2022, Local Emergency Planning, 12:00 pm, Butte Justice Center
- April 27, 2022, Planning Board, 5:30 pm, Council Chambers
- May 2, 2022, Weed Board, 7:00 pm, Weed Office, 25 West Front
- May 2, 2022, Fire Advisory Committee, 5:30 pm
- May 2, 2022, Historic Preservation Commission, 5:30 pm, Council Chambers

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

**ADJOURN**

**MEETINGS**

**ECONOMIC DEVELOPMENT COMMITTEE MEETING**

*APRIL 19, 2023*

*6:30 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS*





1.COMMUNICATION NO. [2023-196](#)

Karen Byrnes, Community Development Director requesting Council of Commissioners concurrence for the responding applicants' proposals from the Request for Proposals for the 2023 Economic Development Mill Levy Funds, that were opened on April 5, 2023, at the Council of Commissioners Meeting, be given to the Economic Development Committee to schedule presentations on Wednesday, April 12, 2023.

*Mother Lode Theatre to give a presentation for Mill Levy Money*

**FINANCE & BUDGET COMMITTEE MEETING**

*APRIL 19, 2023*

*7:00 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS*

Expenditure report for the week of April 19, 2023, was reviewed and approved in the amount of \$ \_\_\_\_\_ for FY 2023.

**MEETING REPORTS**

**COMMITTEE OF THE WHOLE REPORT**

*APRIL 12, 2023*

*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: COMMUNICATIONS**

1.COMMUNICATION NO. [2023-135](#)

Ed Lester, BSB Sheriff requesting Council of Commissioners approval to hold a Public Hearing on April 19, 2023, regarding the acceptance of monetary donations from Charitable Foundations of Dickeys, Northwestern Energy and Town Pump.

*Hold in Abeyance*

2.COMMUNICATION NO. [2023-144](#)

Aubrey Jaap, BSB Public Archives Director requesting Council of Commissioners authorization to have Chief Executive Gallagher sign an agreement with Fox Alarm and Technology for a security system monitoring for the Clark Chateau.

[2023-144 Agreement](#)

*Hold in Abeyance*

3.COMMUNICATION NO. [2023-172](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners approval to hold a Public Hearing on April 19, 2023, for the purpose of amending the fiscal year 2022-2023 budget to allow for increased expenditures of unanticipated revenue resulting from collection of fees in the Immunization Program.

*Hold in Abeyance*



4.COMMUNICATION NO. [2023-179](#)

Kristen Rosa, Economic Development Coordinator requesting Council of Commissioners for time on the April 19, 2023, agenda to give a presentation of the annual reports for the URA, HAS, and TEDD.

*Hold in Abeyance*

5.COMMUNICATION NO. [2023-180](#)

Mike McAnulty, Atlantic Richfield Liability Manager requesting Council of Commissioners for time on the April 19, 2023, agenda to give a presentation on the work Atlantic Richfield (AR) plans to conduct in 2023 on Butte area parks and playgrounds.

*Hold in Abeyance*

**PERSONNEL COMMITTEE MEETING REPORT**

*APRIL 12, 2023*

*5:00 PM BUTTE SILVER-BOW COURTHOUSE CHAMBERS*

1.COMMUNICATION NO. [2023-174](#)

J.P. Gallagher, Chief Executive requesting Council of Commissioners to have Communication and Management Services, LLC (CMS) appear before the Personnel Committee on Wednesday, April 12, 2023, at 5PM. I am also requesting that the Personnel Committee consider referring to the full council on Wednesday, April 19<sup>th</sup>, during the Committee of the Whole meeting for a presentation by CMS.

*A Presentation was given but was not able to finish and was reconvened after the COW meeting. Place on File and a presentation to the full Council will be done at a later date.*

<u>Committee Members</u>	<u>Present /Absent</u>
Jim Fisher, Chair	P
John Sorich, Vice Chair	A
Michele Shea	P
Shawn Fredrickson	P

**ECONOMIC DEVELOPMENT COMMITTEE MEETING REPORT**

*APRIL 12, 2023*

*5:30 PM BUTTE SILVER-BOW COURTHOUSE CHAMBERS*

1.COMMUNICATION NO. [2023-196](#)

Karen Byrnes, Community Development Director requesting Council of Commissioners concurrence for the responding applicants’ proposals from the Request for Proposals for the 2023 Economic Development Mill Levy Funds, that were opened on April 5, 2023, at the Council of Commissioners Meeting, be given to the Economic Development Committee to schedule presentations on Wednesday, April 12, 2023.

*There were 3 presenters tonight, Mile High Little League. Greeley Neighborhood Community Development Corp. and Montana Gaelic Cultural Society*



<u>Committee Members</u>	<u>Present /Absent</u>
John Riordan, Chair	P
Josh O’Neill, Vice Chair	P
Hattie Thatcher	P
Eric Mankins	P
Tommy Walker	A
Justin Fortune	A

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**FINANCE AND BUDGET COMMITTEE MEETING REPORT**

*APRIL 12, 2023*

*6:00 PM BUTTE SILVER-BOW COURTHOUSE CHAMBERS*

Expenditure report for the week of April 12, 2023, was reviewed and approved in the amount of \$570,224.98 for FY 2023.

<u>Committee Members</u>	<u>Present /Absent</u>
Hattie Thatcher, Chair	P
Jim Fisher, Vice Chair	P
Josh O’Neill	P
Tommy Walker	A
John Riordan	P
Justin Fortune	A

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**PUBLIC WORKS COMMITTEE MEETING REPORT**

*APRIL 12, 2023*

*6:30 PM BUTTE SILVER-BOW COOURTHOUSE CHAMBERS*

1. COMMUNICATION NO. [2023-182](#)

John Sorich, Commissioner District 4 requesting the Council of Commissioners concurrence to refer a formal complaint regarding snow melt and storm water issues that has caused serious property damage over a period of time, to the Public Works Committee for further discussion.

*Hold this communication until May 10, 2023, until John Sorich can attend.*

<u>Committee Members</u>	<u>Present /Absent</u>
Eric Mankins, Chair	P
John Sorich, Vice Chair	A
Josh O’Neill	P
Tommy Walker	P
Justin Fortune	P
Dan Callahan	P

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# JUDICIARY COMMITTEE MEETING REPORT

APRIL 12, 2023

7:00 PM BUTTE SILVER-BOW COURTHOUSE CHAMBERS

Name	Amount	Reason	Approved	
BETTY DEFORD PO BOX 164 MELROSE MT	\$400.00	REFUND OF BOND FOR DEMOLITON OF OLD BARN	YES	
FISHER BUILT LLC	\$1000.00	REFUND FOR ROW BOND #COM-MISC-22- 000009	YES	
THADDEUS FAETH RML MONTANA LLC	\$817.91	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN/PARCEL	YES	
GARDIAN TAX MT LLC	\$5867.20	REFUND/REDEMPTION OF TAX ASSINGMENT TAKE/PARCEL	YES	

## 1.RESOLUTION NO. 2023-09

A RESOLUTION AMENDING THE FISCAL YEAR 2022-2023 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 RESERVE FUNDS WITHIN THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDS FOR THE PURPOSE OF PRELIMINARY MASTER PLAN FOR THE CITY-COUNTY OF BUTTE-SILVER BOW FIRE SERVICES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading*

## 2.RESOLUTION NO. 2023-10

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 CITY-COUNTY OF BUTTE-SILVER BOW FROM THE MONTANA DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO BE USED WITHIN THE HEALTH DEPARTMENT FOR A PATHWAYS TO RECOGNITION PROGRAM TASK ORDER AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading*



**3.RESOLUTION NO. 2023-11**

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 GRANT REVENUE FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF SENDING SIX FIREFIGHTERS / HAZMAT TECHNICIANS TO THE ANNUAL IAFC HAZMAT CONFERENCE IN BALTIMORE, MD AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading*

**4.RESOLUTION NO. 2023-12**

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 GRANT REVENUE FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF BRINGING A 40-HOUR REGIONAL HAZMAT TRAINING BY ERTI TO BUTTE, MT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading*

**5.RESOLUTION NO. 2023-13**

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 GRANT REVENUE FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF BRINGING HAZMAT COMMAND-AND-CONTROL TRAINING SEMINAR TO BUTTE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading*

**6.RESOLUTION NO. 2023-14**

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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR THE URPOSE OF UPDATING THE COMMUNITY WILDFIRE PROTECTION PLAN AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Final Reading*

**7.RESOLUTION NO. 2023-16**

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 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR THE PURPOSE OF A LANDSCAPE SCALE RESTORATION IN THE BASIN CREEK WATERSHED AND PROVIDING FOR AN



EFFECTIVE DATE HEREIN.

*Move to Final Reading*

8.COUNCIL BILL NO. **2023-02**

ORDINANCE NO. **2023-02**

AN ORDINANCE AMENDING CHAPTER 12.17 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “PARKLET/PEDLET PERMITS AND SPECIFICALLY ADDING A NEW SECTION, 12.17.110 ENTITLED “VIOLATION-PENALTY” AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

*Move to Second Reading*

<u>Committee Members</u>	<u>Present/Absent</u>
Bill Andersen, Chair	P
Hattie Thatcher, Vice-Chair	P
Dan Callahan	P
Eric Mankins	P
John Sorich	A
Tommy Walker	P

