

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA
WEDNESDAY, MAY 18, 2022
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

ROLL CALL

PRAYER AND PLEDGE

APPROVAL OF THE MINUTES

May 4, 2022 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. [2022-234](#)

Danette Gleason, Finance & Budget Director, requesting to schedule a public hearing before the Council of Commissioners on May 18, 2022 for the purpose of amending the Fiscal Year 2022 budget to appropriate District Court reserve funds to cover the unanticipated costs related to Juvenile Detention budget.

BID OPENINGS

1.COMMUNICATION NO. [2022-210](#)

Zach Osborne, Fire Chief, requesting Council of Commissioners authorization to schedule a bid opening for May 18, 2022, for the new fire apparatus for the Fire Department.

PRESENTATIONS

1.COMMUNICATION NO. [2022-212](#)

Aubrey Jaap, Archives Director, requesting Council of Commissioners authorization for time on the May 18, 2022, Regular Council of Commissioners meeting agenda to conduct a presentation on the Archives 2021 Annual Report.

2.COMMUNICATION NO. [2022-153](#)

Shawn Fredrickson, Commissioner District #1 and Eric Mankins, Commissioner District #9, requesting Chief Executive Gallagher to coordinate a presentation on the street maintenance fee for April 27, 2022 to discuss assessing the fee per tax parcel or per unit.



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. [2022-236](#)

Lori Baker-Patrick, BSB County treasurer requesting Council of Commissioners authorization for Chief Executive Gallagher to sign the Amendment to the Application Services Master Agreement No. D-534, between ACI Payments, Inc formerly known as Official Payments Corp., and Butte-Silver Bow. This amendment is to lower user fees for credit/debit card and add eCheck to our iTax payment Processor for property taxes.

[2022-236 Amendment](#)

Concur and Place on File

2. COMMUNICATION NO. [2022-237](#)

Danielle McGee, Finance & Budget Accountant requesting Council of Commissioners authorization for Chief Executive Gallagher to sign a maintenance agreement with 360 Office Solution for Finance & Budget Multi-Function Printer.

[2022-237 Agreement](#)

Concur and Place on File

3. COMMUNICATION NO. [2022-238](#)

Danielle McGee, Finance & Budget Accountant requesting Council of Commissioners authorization for Chief Executive Gallagher to sign a maintenance agreement for Department of Reclamation & Environmental Services Multi-Function Printer.

[2022-238 Agreement](#)

Concur and Place on File

4. COMMUNICATION NO. [2022-239](#)

J.P. Gallagher, Chief Executive requesting Council of Commissioners concurrence in the reappointments of Elton Ringsak, 3310 Hannibal, Butte Mt and Rody Holman, 1106 W. Mercury, Butte Mt to the Tax Increment Financing Industrial District.

Concur and Place on File

5. COMMUNICATION NO. [2022-240](#)

Todd Hoar, BSB Disabilities Council requesting Council of Commissioners authorization to host the 2022 season of Music on Main in Uptown Butte. We are asking permission to use the block of Main Street from Park Street to Broadway from 3pm to 10pm each Thursday as well as the parking lot owned by BSB on the corner of Broadway and Main Street, since the event has grown and space is limited.

Concur and Place on File



6.COMMUNICATION NO. [2022-241](#)

Matt Boyle, Montana Booking Agency CEO requesting Council of Commissioners authorization to have a live music event referred to as the The Block Party at 34 E. Galena Street on July 1st and September 10, 2022. We are asking permission to close one block of Galena Street from Main over to Wyoming Street from 10 am to 1 am to all traffic to accommodate setup, tear down and the presentation for the event. We would also like permission to use the Copper Block Parking lot and Type III barricades for both ends of Main and Wyoming Streets.

Concur and Place on File

7.COMMUNICATION NO. [2022-242](#)

Karen Byrnes, Community Development Director requesting Council of Commissioners authorization for Chief Executive Gallagher to sign a contract with Montana Craft Malt related to the award from the BSTF Program and all other related documents. The contract is awarded for the creation of jobs and was recently approved by the Montana Department of Commerce.

[2022-242 Contract](#)

Concur and Place on File

8.COMMUNICATION NO. [2022-243](#)

Ed Lester, BSB Sheriff requesting Council of Commissioners authorization for Chief Executive Gallagher to sign a DUI Task Force Plan agreement. This Task Force Plan is funded from one-half of the reinstatement fees from suspended licenses.

[2022-243 Task Force Agreement](#)

Concur and Place on File

9.COMMUNICATION NO. [2022-244](#)

Zach Osborne, BSB Fire Chief requesting Council of Commissioners approve my request for Chad Silk start his new role as Battalion Chief on May 21st. 2022.Chad was the top scorer in our recent Battalion Chief Promotional process where he outscored 5 other members in our department.

Concur and Place on File

10.COMMUNICATION NO. [2022-245](#)

John Sullivan, Government Building Manager requesting Council of Commissioners authorization for Chief Executive Gallagher to sign an amendment to extend contract #2021-432 with Lockmer Plumbing from June1, 2023 for the replacement of the boiler that heats the Courthouse and law Enforcement Administration Building. The extension is required due to unforeseeable supply chain issues caused by the Covid-19 pandemic.

[2022-245 Contract](#)

Concur and Place on File

11.COMMUNICATION NO. [2022-246](#)

Aubrey Jaap, BSB Public Archives Director requesting Council of Commissioners authorization for Chief Executive Gallagher to sign a permission to duplicate form FamilySearch to digitize the Archives' collection of City Directories and Butte High School and Butte Central yearbooks.

[2022-246 Permission to Duplicate](#)

Concur and Place on File



12.COMMUNICATION NO. [2022-247](#)

Aubrey Jaap, BSB Public Archives Director requesting Council of Commissioners authorization for Chief Executive Gallagher to sign a Digital Imaging Agreement with FamilySearch to digitize the Archives' collection of Great Registers.

[2022-247 Agreement](#)

Concur and Place on File

13.COMMUNICATION NO. [2022-248](#)

Chad Harrington, Dream Big Montana requesting Council of Commissioners authorization to have the Colt Anderson Dream Big Foundation on June 23 & 24, 2022. This event will take place on Park Street between Montana and Main Street. We are requesting a 24-hour closure for this section of the street. The Montana/Park as well as Main/Park intersection's will be reduced to three-way intersection's but will remain open.

Concur and Place on File

14.COMMUNICATION NO. [2022-249](#)

Elizabeth Osborn, Planning Department Senior Planner requesting Council of Commissioners authorization to schedule a public hearing on June 8, 2022 to hear public comment on Zone Change Application No. 22-000003.

Concur and Place on File

15.COMMUNICATION NO. [2022-250](#)

Elizabeth Osborn, Planning Department Senior Planner requesting Council of Commissioners authorization to schedule a public hearing on June 8, 2022 to hear public comment on Zone Change Application No. 22-000004.

Concur and Place on File

16.COMMUNICATION NO. [2022-251](#)

Elizabeth Osborn, Planning Department Senior Planner requesting Council of Commissioners authorization to schedule a public hearing on June 8, 2022 to hear public comment on Zone Change Application No. 22-000005.

Concur and Place on File

17.COMMUNICATION NO. [2022-252](#)

Dave Aguirre, Land Records Coordinator requesting Council of Commissioners authorization to approve Communication #2022-182 a request from Michael W. Harris to purchase City-County owned property located in the buffalo Spur Lode Addition.

Concur and Place on File

18.COMMUNICATION NO. [2022-253](#)

Dave Aguirre, Land Records Coordinator requesting Council of Commissioners authorization to approve Communication #2022-144 a request from Mary Jo and Steve Stosich to purchase City-County owned property located north of their existing property at 60 Oro Fino Gulch road, Butte, MT 59701.

Concur and Place on File



19.COMMUNICATION NO. [2022-254](#)

Dave Aguirre, Land Records Coordinator requesting Council of Commissioners authorization to approve Communication #2022-119 and communication # 2022-216 a request from Carpenters Union Hall to relocate a boundary of the Carpenter Hall. located at 156 W. Granite, Butte MT 59701 and donate the approximately 2100 square feet of BSB owned property allowing completion of their elevator project.

Concur and Place on File

20.COMMUNICATION NO. [2022-255](#)

Dave Aguirre, Land Records Coordinator requesting Council of Commissioners authorization to approve Communication #2022-209 a request from Elizabeth J Warner, MD, to purchase City-County owned property located off lot 16B, on certificate of survey (COS) 1024A-RB, from the northwest corner of her house to the road and the area of Lot 13-B-2on COS 1024A-RB south of her house.

Concur and Place on File

21.COMMUNICATION NO. [2022-256](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization for Chief Executive Gallagher to sign an agreement between JHS, Inc., based in Helena MT, and the Butte Mosquito Abatement District and the Butte-Silver Bow Health Department.

[2022-256 Agreement](#)

Concur and Place on File

22.COMMUNICATION NO. [2022-257](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization for Chief Executive Gallagher to sign an agreement between Bridgercare, and the Butte-Silver Bow Health Department to provide family planning services.

[2022-257 Agreement](#)

Concur and Place on File

23.COMMUNICATION NO. [2022-258](#)

Karen Maloughney, BSB Health Officer requesting Council of Commissioners authorization for Chief Executive Gallagher to sign an agreement between the Montana Department of Environmental quality and the Butte-Silver Bow Health Department to provide air quality services, including ambient air monitoring. Contract term is July 1, 2021 through June 30, 2023.

[2022-258 Contract](#)

[2022-285 Attachment](#)

Concur and Place on File

24.COMMUNICATION NO. [2022-260](#)

Tim Cassidy, BSB Budget/Rate Analyst requesting Council of Commissioners authorization for Chief Executive Gallagher to sign an agreement between the City-County of Butte-Silver bow and Northwestern Energy for the installation of thirty-eight lights. Poles and transformers within the newly created Lighting District 1029 at the Copper Fox subdivision.

[2022-260 Agreement](#)

Concur and Place on File



25.COMMUNICATION NO. [2022-262](#)

Eileen Joyce, BSB County Attorney requesting Council of Commissioners authorization to schedule a public Hearing for June1, 2022, regarding the Franchise Agreement between the City-County of Butte-Silver Bow and TDS Metrocrom LLC. A public hearing is required prior to executing this Franchise Agreement.

[2022-262 Agreement](#)

Concur and Place on File

26.COMMUNICATION NO. [2022-263](#)

Ed Lester, BSB Sheriff requesting Council of Commissioners authorization to have Chief Executive Gallagher to sign a Montana Department of Public Health and Human Services-Healing and Ending addiction Through Recovery and Treatment (HEART) grant application.

Concur and Place on File

27.COMMUNICATION NO. [2022-265](#)

Kristen Rosa, TIFID Administrator requesting Council of Commissioners authorization to have Chief Executive Gallagher to sign a Development Agreement with the Stace McGee Group for infrastructure assistance.

[2022-265 Agreement](#)

Concur and Place on File

28.COMMUNICATION NO. [2022-266](#)

Kristen Rosa, TIFID Administrator requesting Council of Commissioners authorization to have Chief Executive Gallagher to sign a Development Agreement with German Gulch Development for infrastructure assistance.

[2022-266 Agreement](#)

Concur and Place on File

29.COMMUNICATION NO. [2022-267](#)

Cathy Maloney, BSB Superintendent of Schools requesting Council of Commissioners Chairman to sign the application to have the Divide School's continued placement in isolation status.

[2022-267 Application](#)

Concur and Place on File

SECTION 3: COMMUNICATIONS TO BE READ AND ACTED UPON

1.COMMUNICATION NO. [2022-259](#)

J.P. Gallagher, Chief Executive requesting Council of Commissioners concurrence in the appointment of Chad Silk, 3564 Hartford Ave, Butte MT as Battalion Chief.

2.COMMUNICATION NO. [2022-261](#)

Jim Fisher, Commissioner District #6 requesting Council of Commissioners authorization to provide notice of my intention to make a motion to reconsider Council Communication 2022-201. This communication, which requested amendments to how the \$80 million of opioids funds received by the State of Montana from the settling defendants would be distributed in the state, was concurred with and placed on file at the May 4, 2022 Regular Meeting. Upon further review and after receiving several County Attorneys across the State urging us to reject the proposed changes to



an existing MOU, I will be requesting the Council reconsider its action approving Council Communication 2022-201.

3.COMMUNICATION NO. [2022-264](#)

Dylan Pipinich, BSB Planning Director requesting Council of Commissioners approve budget authority for Public Works in the amount of \$220,000 for the engineering and construction for the western wall of 135 E. Park Street.

SECTION 4: ORDINANCES AND RESOLUTIONS INTRODUCED TO JUDICIARY

1.RESOLUTION NO. [2022-35](#)

A RESOLUTION AUTHORIZING AND APPROVING THE TRANSFER OF THE REAL PROPERTY DESCRIBED AS LOT 3 PLAT 305-A, LOCATED IN SECTION 25, TOWNSHIP 03 N, RANGE 09 W, WITHIN THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA TO MT 4PSB LLC, A LIMITED LIABILITY CORPORATION IN ACCORDANCE WITH THE PROVISIONS OF THE BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION 5: ORDINANCES AND RESOLUTIONS FOR FINAL READING

1.RESOLUTION NO. [2022-30](#)

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 UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE (BJA) FOR THE PURPOSE OF AMENDING THE BUDGET TO ACCEPT THE GRANT AWARD TO IMPROVE THE OPERATION OF THE BUTTE SILVER BOW VETERANS TREATMENT COURT AND THE BUTTE SILVER BOW DUI COURT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2.RESOLUTION NO. [2022-31](#)

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 22-000001 TO APPROVE CHANGES TO THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN; INCORPORATING, BY REFERENCE, THE UPTOWN BUTTE MASTER PLAN INTO THE APPENDICES OF THE BUTTE-SILVER BOW COMPREHENSIVE PLAN AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3.RESOLUTION NO. [2022-32](#)

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 22-000002 TO APPROVE CHANGES TO THE BUTTE-SILVER BOW COUNTY COMPREHENSIVE PLAN LAND USE MAP OF THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN; INCORPORATING, BY REFERENCE, THE CHANGES TO THE MAP AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

4.RESOLUTION NO. [2022-33](#)

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 22-000002 TO APPROVE CHANGES TO THE BUTTE-SILVER BOW COUNTY COMPREHENSIVE PLAN



LAND USE MAP OF THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN; INCORPORATING, BY REFERENCE, THE CHANGES TO THE MAP AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

5. RESOLUTION NO. [2022-34](#)

A RESOLUTION SUPPORTING A BUTTE NATIONAL HISTORICAL PARK DESIGNATION.

6. COUNCIL BILL NO. [2022-02](#)

ORDINANCE [2022-02](#)

AN ORDINANCE AMENDING SECTION 1 OF BUTTE-SILVER BOW ORDINANCE NO. 266 AND SECTION 15.20.010 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); REGARDING THE VIOLATION AND PENALTY SECTION OF TITLE 15 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

7. COUNCIL BILL NO. [2022-03](#)

ORDINANCE [2022-03](#)

AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 0.687 ACRES FROM R-3 (MULTIFAMILY RESIDENTIAL) TO C-3 (CENTRAL COMMERCIAL), COMMONLY LOCATED AT THE WESTERN HALF OF BLOCK FIFTY (5), BETWEEN W MERCURY STREET AND W SILVER STREET JUST EAST OF S IDAHO STREET, IN SECTION 13, TOWNSHIP 03 NORTH, RANGE 08 WEST, OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

8. COUNCIL BILL NO. [2022-04](#)

ORDINANCE [2022-04](#)

AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 350 ACRES FROM NOT ZONED TO RM-1 (RURAL INDUSTRIAL), COMMONLY LOCATED IMMEDIATELY SOUTHEAST OF THE MONTANA CONNECTIONS BUSINESS DEVELOPMENT PARK, IN SECTION 36, TOWNSHIP 03 NORTH, RANGE 09 WEST OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

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

1. RESOLUTION NO. [2022-36](#)

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR BIOSQUEEZE INC. WITH THE DEPARTMENT OF COMMERCE OF THE STATE OF MONTANA, FOR BIG SKY ECONOMIC DEVELOPMENT TRUST FUND PROGRAM



UNDER THE TERMS OF THE COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301) AS AMENDED.

CALENDAR OF OTHER MEETINGS AND EVENTS

- May 18, 2022, Parking Commission, 3:00 pm, Chief Executive Conference Room
- May 19, 2022, Zoning Board, 5:30 pm, Council Chambers
- May 19, 2022, Fair Board, 6:00 pm, Perkins or HOPS Meeting Room
- May 23, 2022, Mental Health LAC, 1:00 pm, 3rd Floor, Library Bldg.
- May 24, 2022, Port of Montana, 12:00 pm, Hub Center, Silver Bow
- May 24, 2022, Urban Revitalization, 8:30 am, 1st Floor Conference Room
- May 25, 2022, South Butte TEDD, 3:30 pm, 1st Floor Conference Room
- May 25, 2022, Substance Abuse Task Force, 3:30 pm, Emergency Operations Center, 3615 Wynne
- May 25, 2022, Local Emergency Planning, 12:00 pm, Butte Justice Center
- May 26, 2022, Planning Board, 5:30 pm, Council Chambers

PUBLIC COMMENT ON ANY MATTER NOT ON THE AGENDA

ADJOURN

MEETINGS

FINANCE & BUDGET COMMITTEE MEETING

MAY 18, 2022

7:00 PM BUTTE-SILVER BOW COURTHOUSE CHAMBERS

Expenditure report for the week of May 18, 2022 was reviewed and approved in the amount of \$_____ for FY 2022.

MEETING REPORTS

COMMITTEE OF THE WHOLE REPORT

MAY 11, 2022

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: BID OPENINGS, PUBLIC HEARINGS AND/OR PRESENTATIONS PRESENTATIONS

1.COMMUNICATION NO. [2022-178](#)

Bob Lazzari, Parks and Recreation Director, requesting Council of Commissioners authorization for time on the May 11, 2022, Committee of the Whole Council of Commissioners meeting agenda to provide an informational presentation regarding the progress of the Parks and Recreation Master Plan.

Held

2.COMMUNICATION NO. [2022-206](#)

John Rolich, R.S. Environmental Health Director, requesting Council of Commissioners authorization for time on the May 11, 2022, Committee of the Whole Council of Commissioners meeting agenda to conduct a presentation on the Butte-Silver Bow Wildfire Smoke Readiness Plan.

Held

3.COMMUNICATION NO. [2022-211](#)

Leslie Clark, Human Resources Director, requesting Council of Commissioners authorization for time on the May 11, 2022, Committee of the Whole Council of Commissioners meeting agenda to conduct a presentation on the July 1, 2022 Butte-Silver Bow health insurance renewal.

Held

SECTION 2. COMMUNICATIONS

1.COMMUNICATION NO. [2022-119](#)

Mike Boyza, Carpenters' Union Hall requesting Council of Commissioners authorization to relocate a boundary for the Carpenters Hall, located at 156 W. Granite. With this boundary relocation, you would give permission for us to build our elevator.

Hold in Abeyance

2.COMMUNICATION NO. [2022-144](#)

Mary Jo and Steve Stosich, Citizen's of Butte-Silver Bow, requesting Council of Commissioners reconsider allowing Mary Jo and Steve Stosich to purchase vacant Butte-Silver Bow owned property, identified as Tax Parcel No. 472700, north of and adjacent to 60 Oro Fino Gulch Rd.

Hold in Abeyance

3.COMMUNICATION NO. [2022-145](#)

Shawn Fredrickson, Commissioner District #1 requesting Council of Commissioners provide its concurrence to have the City-County of Butte-Silver Bow, Montana develop a resolution of intent to establish a C- PACE (Commercial Property Assessed Capital Enhancement) program within Butte-Silver Bow authorized by Title 90, Chapter 4, Part 13 (the "PACE Act") of the Montana Code Annotated. I would also request that a public hearing be scheduled for April 27, 2022.

Hold in Abeyance

4.COMMUNICATION NO. [2022-153](#)

Shawn Fredrickson, Commissioner District #1 and Eric Mankins, Commissioner District #9, requesting Chief Executive Gallagher to coordinate a presentation on the street maintenance fee for April 27, 2022 to discuss assessing the fee per tax parcel or per unit.



Hold in Abeyance Presentation moved to 5/18/22

5.COMMUNICATION NO. [2022-178](#)

Bob Lazzari, Parks and Recreation Director, requesting Council of Commissioners authorization for time on the May 11, 2022, Committee of the Whole Council of Commissioners meeting agenda to provide an informational presentation regarding the progress of the Parks and Recreation Master Plan.

Concur and Place on File

6.COMMUNICATION NO. [2022-181](#)

Carolina Balliew, Federal Superfund Section Supervisor, requesting Council of Commissioners authorization for time on the May 4, 2022, Regular Council of Commissioners meeting agenda for DEQ Project Officer, Dave Bowers to discuss the ongoing construction activities and answer questions that the Council of Commissioners may have.

Concur and Place on File

7.COMMUNICATION NO. [2022-182](#)

Michael W. Harris, Citizen, requesting Council of Commissioners and Chief Executive Gallagher's authorization to purchase the property located in the Buffalo Spur Lode Subdivision, Section 12, Township 3 North, Range 8 West, the east 30 feet of west 64 feet of Lots 8 & 9 in Block 1, Parcel No. 1905610. Harris owns the house located at 33 East Summit, on the east end of lots 8 & 9. He is requesting to purchase these remaining lots to have a yard and prevent someone else from building on the property above him.

Hold in Abeyance

8.COMMUNICATION NO. [2022-206](#)

John Rolich, R.S. Environmental Health Director, requesting Council of Commissioners authorization for time on the May 11, 2022, Committee of the Whole Council of Commissioners meeting agenda to conduct a presentation on the Butte-Silver Bow Wildfire Smoke Readiness Plan.

Concur and Place on File

9.COMMUNICATION NO. [2022-209](#)

Elizabeth J. Warner, MD, Citizen, requesting Council of Commissioners and Chief Executive Gallagher to allow Elizabeth J Warner to purchase Silver Bow County land located off Lot 16B, on Certificate of Survey (COS) 1024A-RB, from the northwest corner of her house, 130 West Boardman Avenue, Butte, MT to the road (less any portion used by the neighbors to access the back of their houses).

Hold in Abeyance

10.COMMUNICATION NO. [2022-210](#)

Zach Osborne, Fire Chief, requesting Council of Commissioners authorization to schedule a bid opening for May 18, 2022, for the new fire apparatus for the Fire Department.

Hold in Abeyance



11.COMMUNICATION NO. [2022-211](#)

Leslie Clark, Human Resources Director, requesting Council of Commissioners authorization for time on the May 11, 2022, Committee of the Whole Council of Commissioners meeting agenda to conduct a presentation on the July 1, 2022 Butte-Silver Bow health insurance renewal.

Concur and Place on File

12.COMMUNICATION NO. [2022-212](#)

Aubrey Jaap, Archives Director, requesting Council of Commissioners authorization for time on the May 18, 2022, Regular Council of Commissioners meeting agenda to conduct a presentation on the Archives 2021 Annual Report.

Hold in Abeyance

13.COMMUNICATION NO. [2022-216](#)

Michael Boysza, Citizen, requesting Council of Commissioners authorization for Chief Executive Gallagher (on behalf of Butte-Silver Bow) to donate the West 21' of Lot 9.A, Block 23, for the purpose of boundary adjustment of existing tracks of record to allow adequate space for a proposed exterior elevator on the east side of the Carpenters Union Hall, 156 W. Granite St., Butte, MT.

Hold in Abeyance

14.COMMUNICATION NO. [2022-218](#)

Angie Mullikin, Public Works, requesting Council of Commissioners authorization to schedule a bid opening for May 25, 2022, for refurbishing the Basin Creek Caretakers House.

Hold in Abeyance

15.COMMUNICATION NO. [2022-219](#)

Mark Neary, Public Works Director, requesting Council of Commissioners authorization to schedule a bid opening for May 25, 2022, for the curb projects on Ophir, Wells and Fairmont streets.

Hold in Abeyance

16.COMMUNICATION NO. [2022-225](#)

Lila Osborn, Senior Planner, requesting Council of Commissioners authorization to schedule a public hearing on May 25, 2022, on the change to the Butte-Silver Bow Zoning District Map.

Hold in Abeyance

17.COMMUNICATION NO. [2022-234](#)

Danette Gleason, Finance & Budget Director, requesting to schedule a public hearing before the Council of Commissioners on May 18, 2022 for the purpose of amending the Fiscal Year 2022 budget to appropriate District Court reserve funds to cover the unanticipated costs related to Juvenile Detention budget.

Hold in Abeyance

FINANCE AND BUDGET COMMITTEE MEETING

MAY 11, 2022

6:00 PM BUTTE SILVER-BOW COURTHOUSE CHAMBERS

Expenditure report for the week of May 11, 2022 was reviewed and approved in the amount of \$369,006.59 For FY 2022.



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

JUDICIARY COMMITTEE MEETING

MAY 11, 2022

7:00 PM BUTTE SILVER-BOW COURTHOUSE CHAMBERS

1.RESOLUTION [2022-27](#)

A RESOLUTION OF INTENT TO ESTABLISH A COMMERCIAL PROPERTY ASSESSED CAPITAL ENHANCEMENT PROGRAM (C-PACE) IN THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Hold in Abeyance

2.RESOLUTION NO. [2022-30](#)

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 UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE (BJA) FOR THE PURPOSE OF AMENDING THE BUDGET TO ACCEPT THE GRANT AWARD TO IMPROVE THE OPERATION OF THE BUTTE SILVER BOW VETERANS TREATMENT COURT AND THE BUTTE SILVER BOW DUI COURT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading

3.RESOLUTION NO. [2022-31](#)

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 22-000001 TO APPROVE CHANGES TO THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN; INCORPORATING, BY REFERENCE, THE UPTOWN BUTTE MASTER PLAN INTO THE APPENDICES OF THE BUTTE-SILVER BOW COMPREHENSIVE PLAN, AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading

4.RESOLUTION NO. [2022-32](#)

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 22-000002 TO APPROVE CHANGES TO THE BUTTE-SILVER BOW COUNTY COMPREHENSIVE PLAN LAND USE MAP OF THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN; INCORPORATING, BY REFERENCE, THE CHANGES TO THE MAP AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading



5.RESOLUTION NO. [2022-33](#)

A RESOLUTION APPROVING COMPREHENSIVE PLAN AMENDMENT NO. 22-000002 TO APPROVE CHANGES TO THE BUTTE-SILVER BOW COUNTY COMPREHENSIVE PLAN LAND USE MAP OF THE 2020 BUTTE-SILVER BOW COMPREHENSIVE PLAN; INCORPORATING, BY REFERENCE, THE CHANGES TO THE MAP AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading

6.RESOLUTION NO. [2022-34](#)

A RESOLUTION SUPPORTING A BUTTE NATIONAL HISTORICAL PARK DESIGNATION.

Move to Final Reading

7.COUNCIL BILL NO. 2022-02

ORDINANCE [2022-02](#)

AN ORDINANCE AMENDING SECTION 1 OF BUTTE-SILVER BOW ORDINANCE NO. 266 AND SECTION 15.20.010 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); REGARDING THE VIOLATION AND PENALTY SECTION OF TITLE 15 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading

8.COUNCIL BILL NO. 2022-03ORDINANCE [2022-03](#)

AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 0.687 ACRES FROM R-3 (MULTIFAMILY RESIDENTIAL) TO C-3 (CENTRAL COMMERCIAL), COMMONLY LOCATED AT THE WESTERN HALF OF BLOCK FIFTY (5), BETWEEN W MERCURY STREET AND W SILVER STREET JUST EAST OF S IDAHO STREET, IN SECTION 13, TOWNSHIP 03 NORTH, RANGE 08 WEST, OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading

9.COUNCIL BILL NO. 2022-04

ORDINANCE [2022-04](#)

AN ORDINANCE AMENDING SECTION 17.060.030 OF BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) WHICH SECTION ADOPTED THE ZONING MAP OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR A CHANGE TO THE OFFICIAL ZONING DISTRICT MAP BY REZONING APPROXIMATELY 350 ACRES FROM NOT ZONED TO RM-1 (RURAL INDUSTRIAL), COMMONLY LOCATED IMMEDIATELY SOUTHEAST OF THE MONTANA CONNECTIONS BUSINESS DEVELOPMENT PARK, IN SECTION 36, TOWNSHIP 03 NORTH, RANGE 09 WEST OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

Move to Final Reading



Name	Amount	Reason	Approved	
GUARDIAN TAX MT LLC	\$1316.93	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0001049600	YES	
GUARDIAN TAX MT LLC	\$1101.94	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #000946900	YES	
GUARDIAN TAX MT LLC	\$8145.07	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0000140400	YES	
GUARDIAN TAX MT LLC	\$3960.43	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0000154100	YES	
GUARDIAN TAX MT LLC	\$4270.81	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0000401500	YES	
GUARDIAN TAX MT LLC	\$1366.18	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0000768900	YES	
GUARDIAN TAX MT LLC	\$20,691.98	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0000235500	YES	
CAMERON JAMES MOYLAN DELUXE ENT.	\$346.36	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #0001400500	YES	
DYLAN DALLASERRA	\$5512.73	REFUND/REDEMPTION OF TAX ASSIGNMENT TAKEN #000157950	YES	
RON DERKSEN MAINTENANCE & REPAIR	\$400.00	REFUND DEMO BOND	YES	



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

