

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
REGULAR MEETING AGENDA
MARCH 24, 2010
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

ROLL CALL _____

PRAYER _____

APPROVAL OF THE MINUTES OF THE
THE REGULAR MEETING, MARCH 3, 2010

ITEMS NOT ADDRESSED ON THE AGENDA _____

PUBLIC COMMENT ON ANY PUBLIC MATTER
NOT ON THE AGENDA _____

CHIEF EXECUTIVE'S REPORT _____

SECTION I PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING THE RESOLUTION RELATING TO BUTTE-SILVER BOW TAX INCREMENT INDUSTRIAL DISTRICT #2. (Communication No. 10-126 being held in Committee of the Whole.) **Proof of Publication.**

SECTION II PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING TREATMENT/PREVENTION NEEDS IN BUTTE-SILVER BOW FOR CHEMICAL DEPENDENCY AND PREVENTION SERVICES. (Communication No. 10-132 being held in Committee of the Whole.) **Proof of Publication.**

SECTION III CONSENT AGENDA

- A. 1. COMMITTEE OF THE WHOLE MEETING REPORT
- 2. FINANCE AND BUDGET COMMITTEE MEETING REPORT
- 3. JUDICIARY COMMITTEE MEETING REPORT
- 4. PUBLIC WORKS COMMITTEE MEETING REPORT

B. COMMUNICATIONS

- 1. 10-140 Karen Byrnes, director Butte-Silver Bow Urban Revitalization Agency, requesting Council's authorization of budget transfer. **Recommendation: Refer to Finance and Budget Committee.**
- 2. 10-141 Patrick Callaghan, Butte-Silver Bow Treasurer, requesting Council's authorization for the Budget Office to combine the budget authority for the half-time clerk position and the budget authority for the extra help into one full-time clerk position. **Recommendation: Refer to the Finance and Budget Committee**

3. 10-143 Teri Fisher, Office Manager Metro Sewer, requesting Council's authorization of a budget request. **Recommendation: Refer to Finance and Budget Committee.**
4. 10-144 Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of budget transfer. **Recommendation: Refer to Finance and Budget Committee.**
5. 10-145 Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of budget transfer. **Recommendation: Refer to Finance and Budget Committee.**
6. 10-146 Theresa Hocking, Director of Public Health, Butte-Silver Bow Health Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 regarding unanticipated revenue from Montana Department of Public Health and Human Services to establish accreditation according to National standards. **Recommendation: Concur and set public hearing for March 31, 2010.**
7. 10-147 Theresa Hocking, Director of Public Health, Butte-Silver Bow Health Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 regarding unanticipated revenue from Montana Department of Public Health and Human Services for Public Health Emergency Response. **Recommendation: Concur and set public hearing for March 31, 2010.**
8. 10-148 Theresa Hocking, Director of Public Health, Butte-Silver Bow Health Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 regarding unanticipated revenue from Montana Department of Public Health and Human Services for Drug and Alcohol Prevention Services in Deer Lodge and Granite Counties. **Recommendation: Concur and set public hearing for March 31, 2010.**
9. 10-149 Theresa Hocking, Director of Public Health, Butte-Silver Bow Health Department, requesting Council's authorization for the Chief Executive to sign two contracts with the Montana Department of Public Health and Human Services. **Recommendation: Concur and place on file.**
10. 10-150 Dave Cunningham, Operation Manager, Butte-Silver Bow Public Works Service Division, informing Council of an asphalt supply bid opening to be held on March 30, 2010. **Recommendation: Note and place on file.**
11. 10-151 Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of a budget transfer. **Recommendation: Refer to Finance and Budget Committee.**
12. 10-152 Linda Sajor, Director, Management Information Services, requesting Council's authorization for the Chief Executive to sign a Professional Service Agreement with Photoscan Northwest Inc. **Recommendation: Concur and place on file.**

13. 10-153 Dave Cunningham, Operations Manager, Butte-Silver Bow Public Works Services Division, requesting Council's authorization for the Chief Executive to sign a contract with Western States Equipment Co. to purchase the new Wheeled Loader with Forks. **Recommendation: Concur and place on file.**
14. 10-154 Kristen Rosa, TIFID Administrator, requesting Council's authorization for the Chief Executive to sign the Pipeline Crossing Agreement for Union Pacific. **Recommendation: Concur and place on file.**
15. 10-155 Dave Fawcett, Chairman, Technical Review Committee, Butte-Silver Bow Archives, requesting Council's authorization of Change Order # 5. **Recommendation: Concur and place on file.**
16. 10-156 Rob Macioroski, Director Butte-Silver Bow Land Office, requesting Council's authorization of a budget transfer. **Recommendation: Refer to Finance and Budget Committee.**
17. 10-158 Theresa Hocking, Director of Public Health, Butte-silver Bow Health Department, requesting Council's authorization of a budget transfer. **Recommendation: Refer to Finance and Budget Committee.**
18. 10-159 Karen Byrnes, Community Development Director, requesting Council authority to submit a Planning Grant Application to the Montana Department of Commerce Community Development Block Grant Program for a Planning Grant related to the construction of an Emergency Operation Center. **Recommendation: Concur and place on file.**
19. 10-160 Michael Clague, Deputy County Attorney, requesting Council's authorization for the Chief Executive to sign a Grant Application with the Montana Department of Transportation for funding for the DUI Courts. **Recommendation: Concur and place on file.**
20. 10-161 Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
21. 10-162 Rick Larson, Operations Manager – Utilities Division, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign an agreement with Mungas Company, Inc. for the purpose of providing temporary water at the Big Hole River Diversion Dam. **Recommendation: Concur and place on file.**
22. 10-163 Rick Larson, Operations Manager – Utilities Division, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign an agreement with Mungas Company, Inc. for the purpose of providing replacement rock and aggregate development and stockpiling at the Big Hole River Diversion Dam. **Recommendation: Concur and place on file.**

23. 10-164 Jerry Jordan, President World Museum of Mining Board of Directors, requesting Council's authorization for time on the April 7, 2010 agenda for a presentation regarding a request to transfer ownership of the Orphan Girl Mine Yard to Butte-Silver Bow. **Concur and set presentation for April 7, 2010.**
24. 10-165 Pat Callaghan, Butte-Silver Bow Treasurer, requesting Council's authorization of budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
25. 10-166 Steve Kambich, City Court Judge, requesting Council's authorization of budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
26. 10-167 Dan Dennehy, Director Butte-Silver Bow Public Works Department, requesting Council's authorization of budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
27. 10-168 Dan Dennehy, Director Butte-Silver Bow Public Works Department, requesting Council's authorization of budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
28. 10-169 Bill Melvin, Manager Butte-Silver Bow Civic Center, requesting Council's authorization of budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
29. 10-170 Jon Sesso, Planning Director, requesting Council's authorization for the Chief Executive to enter into a Grant Agreement with the Montana Department of Natural Resources and Conservation for the Irrigation Demonstration Project for the Butte Acidic Mine Waters. **Recommendation: Concur and place on file.**
30. 10-172 Kurt Krueger, District Court Judge, requesting Council's authorization of budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
31. 10-173 Kurt Krueger, District Court Judge, requesting Council's approval of a match by Butte-Silver Bow for in-kind services for an award by the U.S. Department of Justice for an After School Program to help juvenile and troubled youths. **Recommendation: Refer to the Finance and Budget Committee.**

SECTION IV COMMUNICATIONS TO BE READ AND ACTED UPON

1. 10-157 Ellen Crain, Manager Butte-Silver Bow Archives, requesting Council's authorization for time on the March 24, 2010 agenda to make a presentation regarding the bid opening for the F.F.&E. for the Archives Project.
2. 10-171 Jon Sesso, Planning Director, requesting Council's concurrence for a Staff Presentation on March 24, 2010 and to authorize the submission of project proposals to the State of Montana's 2010 Natural Resource Damage Program.

SECTION V

**ORDINANCES AND RESOLUTIONS –
REFERRED TO JUDICIARY**

1. **COUNCIL RESOLUTION NO. 10-24**

A RESOLUTION DESIGNATING BUTTE-SILVER BOW, MONTANA AS A RECOVERY ZONE FOR PURPOSES OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. **COUNCIL RESOLUTION NO. 10-25**

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS A PORTION OF THE RETAKEN LODGE #2346, 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 COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. **COUNCIL RESOLUTION NO. 10-26**

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS LOT 1 IN BLOCK 6 OF THE CENTRAL ADDITION TO THE CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA, LOCATED IN SECTION 13, 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 COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

4. **COUNCIL RESOLUTION NO. 10-27**

A RESOLUTION VACATING, CLOSING, DISCONTINUING AND ABANDONING A PORTION OF NORTH IDAHO STREET ADJACENT TO LOT 2 IN BLOCK 7 OF THE RAVIN ADDITION TO THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PRESCRIBING THE EFFECTIVE DATE OF THIS RESOLUTION AND FINDING THE NECESSARY FACTS HEREIN.

SECTION VI

**ORDINANCES
SECOND READING**

1. **COUNCIL BILL NO. 10-01
ORDINANCE NO. 10-01**

AN ORDINANCE AMENDING CHAPTER 2.20 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “LAW ENFORCEMENT DEPARTMENT”; AMENDING SECTION 2.20.085, B-SB SUBSECTION F, ENTITLED “FEES OF SHERIFF” AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. **COUNCIL BILL NO. 10-2
ORDINANCE NO. 10-2**

AN ORDINANCE AMENDING CHAPTER 2.36 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "PARK AND RECREATION BOARD"; AMENDING SECTION 2.36.040, B-SB MC SUBSECTION A, ENTITLED "CREATED-MEMBERS' APPOINTMENT, TERMS AND REMOVAL-VACANCY-FILLING-OFFICERS' ELECTION" AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VII ORDINANCES AND RESOLUTIONS
FINAL READING**

1. **COUNCIL RESOLUTION NO. 10-12**

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 REVENUE TO THE BUTTE-SILVER BOW PLANNING DEPARTMENT FROM THE DNRC TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. **COUNCIL RESOLUTION NO. 10-13**

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 REVENUE TO THE BUTTE-SILVER BOW PLANNING DEPARTMENT FROM THE DNRC TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. **COUNCIL RESOLUTION NO. 10-16**

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 TO THE PUBLIC WORKS DEPARTMENT FROM THE STATE REVOLVING FUND THROUGH THE AMERICAN RECOVERY INVESTMENT ACT TO ASSIST IN FUNDING THE WASTEWATER TREATMENT PHASE I UPGRADES TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

4. **COUNCIL RESOLUTION NO. 10-17**

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 TO THE PUBLIC WORKS DEPARTMENT FROM THE STATE REVOLVING FUND THROUGH THE AMERICAN RECOVERY INVESTMENT ACT TO ASSIST IN FUNDING THE BIG HOLE FRESH WATER TRANSMISSION LINE REPLACEMENT PROJECT TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

5. **COUNCIL RESOLUTION NO. 10-18**

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 PUBLIC WORKS DEPARTMENT FROM THE MONTANA DEPARTMENT OF TRANSPORTATION FOR A TRAFFIC SIGNAL LIGHT REPLACEMENT TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

6. **COUNCIL RESOLUTION NO. 10-19**

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE EXPEDITED REVIEW OF THE CARQUEST 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.

7. **COUNCIL RESOLUTION NO. 10-23**

A RESOLUTION RELATING TO BUTTE-SILVER BOW TAX INCREMENT INDUSTRIAL INFRASTRUCTURE DISTRICT #2; CALLING FOR A PUBLIC HEARING ON THE ISSUANCE OF TAXABLE TAX INCREMENT REVENUE BONDS TO FINANCE THE COSTS OF ADDITIONAL IMPROVEMENTS TO THE ELECTRICAL POWER SUBSTATION; TO REFUND THE TAXABLE TAX INCREMENT BONDS, SERIES 1996 AND SERIES 1997; TO AUTHORIZE THE NEGOTIATED SALE THEREOF; AND PAYING COSTS ASSOCIATED WITH THE SALE OF THE BONDS.

SECTION VIII CALENDAR OF OTHER MEETINGS AND EVENTS

March 25	Business Development Center	10:00 AM	Business Development Center
March 25	Planning Board	7:00 PM	Council Chambers, 3 rd Floor of Courthouse
April 1	Civic Center	5:00 PM	Civic Center Hospitality Room
April 5	Airport Authority	Noon	Bert Mooney Airport
April 6	Historic Preservation Commission	5:30 PM	1 st Floor Conference Room
April 6	Weed Board	7:00 PM	Weed Department

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COMMITTEE OF THE WHOLE MEETING REPORT

MARCH 10, 2010

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 I COMMUNICATION NO. 10-99

TO HEAR PUBLIC COMMENT REGARDING THE FEE INCREASE FOR THE MELROSE REFUSE DISTRICT. (Communication No. 10-99 being held in Committee of the Whole.) **Proof of Publication was noted.**

SECTION II COMMUNICATION NO. 09-365

Mike Sheehy, Commissioner District 10, requesting support on an ordinance that would make all new transmission line within our county be buried from border to border. *Committee recommends that Communication 09-365 be held in abeyance.*

SECTION III COMMUNICATION NO. 09-626

Bob Rowling, Parks and Recreation Director, requesting Council's authorization for the issuance of a Developer's Packet for the disposition of surplus parkland located adjacent to Block 9 of the Hillcrest Addition, Section 28, T3N, R7W (Parcel No. 1092650). *Committee recommends that Communication No. 09-626 be held in abeyance.*

SECTION IV COMMUNICATION NO. 09-666

Bob Rowling, Parks and Recreation Director, requesting Council's authorization to have the Chamber of Commerce and the Montana Department of Transportation spearhead establishing and maintaining a Greater Butte-Silver Bow scenic drive route. *Committee recommends that Communication No. 09-666 be placed on file.*

SECTION V COMMUNICATION NO. 10-27

Janice Thomas, 1823 Wall Street, Butte, MT 59701, requesting Council revisit the issue of the Splash Park at Clark's Park and ask the Parks Department to hold another open discussion with the neighborhood. *Committee recommends that Communication No. 10-27 be held in abeyance.*

SECTION VI COMMUNICATION NO. 10-99

Dan Powers, Assistant Public Health Director, Environmental Services, requesting Council's authorization to conduct a public hearing on March 10, 2010 in reference to the fee increase for the Melrose Refuse District. *Committee recommends that Communication No. 10-99 be placed on file.*

SECTION VII**COMMUNICATION NO. 10-106**

Karen Byrnes, Community Development Director, requesting Council's authorization to schedule a public hearing regarding Developer's Packet Proposals for the lease of the Bell Diamond Mine Yard on March 31, 2010. *Committee recommends that Communication No. 10-106 be held in abeyance pending public hearing on March 31, 2010.*

SECTION VIII**COMMUNICATION NO. 10-110**

Jeff Amerman, Director Finance and Budget Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 for the purpose of amending the budget to allow for increased expenditures of unanticipated revenue in the Archives Bond Fund. *Committee recommends that Communication No. 10-110 be held in abeyance pending public hearing on March 31, 2010.*

SECTION IX**COMMUNICATION NO. 10-111**

Jeff Amerman, Director Finance and Budget Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 for the purpose of amending the budget to allow for increased expenditures of unanticipated revenue in the TIFID Bond Fund. *Committee recommends that Communication No. 10-111 be held in abeyance pending public hearing on March 31, 2010.*

SECTION X**COMMUNICATION NO. 10-113**

Jeff Amerman, Director Finance and Budget Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 to amend the budget to allow for increased expenditures of unanticipated revenue from the Army Corp of Engineers WRDA grant funds. *Committee recommends that Communication No. 10-113 be held in abeyance pending public hearing on March 31, 2010.*

SECTION XI**COMMUNICATION NO. 10-114**

Jeff Amerman, Director Finance and Budget Department, requesting Council's authorization to schedule a public hearing on March 31, 2010 to amend the budget to allow for increased expenditures of unanticipated revenue in the Maintenance District 1 & 4 Fund. *Committee recommends that Communication No. 10-114 be held in abeyance pending public hearing on March 31, 2010.*

SECTION XII**COMMUNICATION NO. 10-116**

Robert Macioroski, Director Butte-Silver Bow Land Office, requesting Council's authorization of a request to purchase County-Owned Property. *Committee recommends that Communication No. 10-116 be held in abeyance pending preparation and introduction of resolution.*

SECTION XIII**COMMUNICATION NO. 10-117**

Robert Macioroski, Director Butte-Silver Bow Land Office, requesting Council's authorization of a request to purchase County-Owned Property. *Committee recommends that Communication No. 10-117 be held in abeyance pending preparation and introduction of resolution.*

SECTION XIV **COMMUNICATION NO. 10-121**

Robert Macioroski, Director Butte-Silver Bow Land Office, requesting Council's approval to accept donated properties from Continental Public Land Trust. **Committee recommends that Communication No. 10-120 be held in abeyance. Ask staff to prepare a presentation for March 24, 2010.**

SECTION XV **COMMUNICATION NO. 10-122**

Lori Casey, Senior Planner, requesting Council's approval of the Preliminary Plat of the Irish Eyes Major Subdivision. **Recommendation: Hold in abeyance.**

SECTION XVI **COMMUNICATION NO. 10-126**

Kristen Rosa, TIFID Administrator, requesting Council's authorization for a public hearing regarding the Resolution relating to Butte-Silver Bow Tax Increment Industrial District #2: **Committee recommends that Communication No. 10-125 be held in abeyance pending public hearing on March 24, 2010.**

SECTION XVII **COMMUNICATION NO. 10-130**

Jeff Miller, Director, Fire Services, requesting Council's authorization to schedule a public hearing on March 31, 2010 to amend the BSB Fire Department's fiscal year 2009-2010 budget. **Committee recommends that Communication No. 10-130 be held in abeyance pending public hearing on March 31, 2010.**

SECTION XVIII **COMMUNICATION NO. 10-132**

Theresa Hocking, Health Officer, Health Department, requesting Council's authorization to schedule a public hearing on March 24, 2010 for input on treatment/prevention needs in BSB for Chemical Dependency and Prevention Services. **Committee recommends that Communication No. 10-132 be held in abeyance pending public hearing on March 24, 2010.**

SECTION XIX **COMMUNICATION NO. 10-142**

Nicholas Oswood, Project Manager, Oswood Construction Company, requesting Council's authorization of a change order for the Butte-Silver Bow Public Archives Renovation and Vault Addition Project. **Committee recommends that Communication No. 10-142 be held in abeyance for an unspecified period of time to grant Oswood Construction Company an extension for the Butte-Silver Bow Public Archives Renovation and Vault Addition Project.**

FINANCE AND BUDGET COMMITTEE MEETING REPORT

MARCH 10, 2010

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 follow

SECTION I COMMUNICATION NO. 10-67

Sally Perino, Supervisor, Parking Commission, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-67 be held in abeyance*

SECTION II COMMUNICATION NO. 10-96

Steve Descharme, Assistant Finance and Budget Director, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-96 be approved and place on file.*

SECTION III COMMUNICATION NO. 10-108

Nancy Barry, Council Secretary, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-108 be approved and place on file.*

SECTION IV COMMUNICATION 10-112

Roger Ebner, Coordinator, Emergency Management Services, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-112 be approved and place on file.*

SECTION V COMMUNICATION 10-115

Cathy Maloney, Superintendent of Schools, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-115 be approved and place on file.*

SECTION VI COMMUNICATION 10-118

Sheriff John P. Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-118 be approved and place on file.*

SECTION VII COMMUNICATION 10-131

Theresa Hocking, Health Officer, Health Department, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-131 be approved and place on file.*

SECTION V**COUNCIL RESOLUTION NO. 10-15**

A RESOLUTION ACCEPTING THE DONATION BY CONTINENTAL PUBLIC LAND TRUST (CPLT) TO THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA, THE REAL PROPERTY HEREIN DESCRIBED ON EXHIBIT "A" TO THIS RESOLUTION FOR THE PURPOSE OF PROMOTING AND FACILITATING REDEVELOPMENT OF THESE PROPERTIES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 10-15 be held in abeyance.*

SECTION VI**COUNCIL RESOLUTION NO. 10-16**

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 TO THE PUBLIC WORKS DEPARTMENT FROM THE STATE REVOLVING FUND THROUGH THE AMERICAN RECOVERY INVESTMENT ACT TO ASSIST IN FUNDING THE WASTEWATER TREATMENT PHASE I UPGRADES TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 10-16 be moved to final reading*

SECTION VII**COUNCIL RESOLUTION NO. 10-17**

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 TO THE PUBLIC WORKS DEPARTMENT FROM THE STATE REVOLVING FUND THROUGH THE AMERICAN RECOVERY INVESTMENT ACT TO ASSIST IN FUNDING THE BIG HOLE FRESH WATER TRANSMISSION LINE REPLACEMENT PROJECT TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 10-17 be moved to final reading*

SECTION VIII**COUNCIL RESOLUTION NO. 10-18**

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 PUBLIC WORKS DEPARTMENT FROM THE MONTANA DEPARTMENT OF TRANSPORTATION FOR A TRAFFIC SIGNAL LIGHT REPLACEMENT TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 10-18 be moved to final reading.*

SECTION IX**COUNCIL RESOLUTION NO. 10-19**

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE EXPEDITED REVIEW OF THE CARQUEST 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. *Committee recommends that Council Resolution No. 10-19 be moved to final reading.*

SECTION X

COUNCIL RESOLUTION NO. 10-21

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF THE IRISH EYES MAJOR 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. *Committee recommends that Council Resolution No. 10-21 be held in abeyance.*

SECTION XI

COUNCIL RESOLUTION NO. 10-23

A RESOLUTION RELATING TO BUTTE-SILVER BOW TAX INCREMENT INDUSTRIAL INFRASTRUCTURE DISTRICT #2; CALLING FOR A PUBLIC HEARING ON THE ISSUANCE OF TAXABLE TAX INCREMENT REVENUE BONDS TO FINANCE THE COSTS OF ADDITIONAL IMPROVEMENTS TO THE ELECTRICAL POWER SUBSTATION; TO REFUND THE TAXABLE TAX INCREMENT BONDS, SERIES 1996 AND SERIES 1997; TO AUTHORIZE THE NEGOTIATED SALE THEREOF; AND PAYING COSTS ASSOCIATED WITH THE SALE OF THE BONDS. *Committee recommends that Council Resolution No. 10-23 be moved to final reading*

SECTION VII

COMMUNICATION NO. 10-63

Ristene Hall, Commissioner District No. 8, requesting Council's authorization to evaluate the health of the trees that line the streets around Clark's Park. *Committee recommends that Communication 10-63 be held in abeyance.*

SECTION VIII

COMMUNICATION NO. 10-64

Ristene Hall, Commissioner District No. 8, requesting Council's authorization to monitor and install speed limit signage in the alley of the 1700 block between Harrison Ave. and Florence Ave. *Committee recommends that Communication 10-64 be held in abeyance.*

SECTION IX

COMMUNICATION NO. 10-102

Glen Granger, Commissioner District No. 1, requesting Council's authorization for a traffic/speed limit study on Continental Drive from Burlington Street to Mount Highland Drive. *Committee recommends that Communication 10-102 be held in abeyance.*