

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

ROLL CALL_____

PRAYER_____

**APPROVAL OF THE MINUTES OF THE SPECIAL MEETING,
MARCH 10, 2010 AND THE REGULAR MEETING, MARCH 24, 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 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 II PUBLIC HEARING

TO HEAR PUBLIC COMMENT ON PETITION 10-1 FILED BY CAROL LESTER CRAIG AND ROBERT LESTER SR. TO CLOSE AND VACATE A PORTION OF NORTH IDAHO STREET. (Petition 10-1 being held in Public Works Committee) **Proof of Publication.**

**SECTION III PRESENTATION
COMMUNICATION NO. 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.

SECTION IV 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. 10-175 Gary Keeler, Transit Manager, informing Council of a bid opening on April 20, 2010 to accept sealed bids for the construction of a Bus Storage Building and Bus Shelter improvements. **Recommendation: Note and place on file.**
2. 10-177 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.**
3. 10-178 George Everett, Executive Director Mainstreet Uptown Butte, requesting Council's authorization to temporarily close to vehicle traffic one block of W. Park between Gamers' Alley and Dakota Street to hold Butte Farmers' Market each Saturday from 9:00 a.m. to 1:00 p.m. from May 29 through September 25, 2010. **Recommendation: Concur and place on file.**
4. 10-179 Kristen Rosa, TIFID Administrator, requesting Council's authorization for the Chief Executive to sign an amendment to the Robert Peccia and Associates contract for Construction Oversight and Contract Administration for the MADA/Aerotec construction project. **Recommendation: Concur and place on file.**
5. 10-180 Ellen Crain, Director Archives and Linda Sajor, Director Management Information Technology and Services, requesting Council's authorization for the Chief Executive to sign a contract with Lantek to lay outside fiber between the Archives and the Detention Center. **Recommendation: Concur and place on file.**
6. 10-181 Rick Larson, Operations Manager – Utilities Division, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign a contract with Mungas Company for the purpose of providing temporary water supply at the Big Hole Diversion Dam. **Recommendation: Concur and place on file.**
7. 10-182 Rick Larson, Operations Manager – Utilities Division, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign a contract with Mungas Company for the purpose of providing Replacement Rock and Aggregate Development and Stockpiling at the Big Hold River Diversion Dam. **Recommendation: Concur and place on file.**
8. 10-183 Rick Griffith, Airport Manager, requesting Council's authorization for the Chief Executive to sign a loan agreement and inventory sheet from the Department of U.S. Air Force for the F86 aircraft on static display in front of the airport. **Recommendation: Concur and place on file.**

9. 10-184 Jeffrey Miller, Director of Fire Services, requesting Council's authorization to donate the Home Atherton Volunteer Fire Department's 1976 Ford 8000 pumper to the Elk Park Volunteer Fire Department. **Recommendation: Concur with request to designate as surplus equipment and authorize preparation of Resolution of Intent to donate equipment to the Elk Park Volunteer Fire Department.**
10. 10-185 Jeffrey Miller, Director of Fire Services, requesting Council's authorization for the Chief Executive to enter into an agreement with Health Mothers, Healthy Babies, The Montana Coalition and Private Contractor Aimee Haffey. **Recommendation: Concur and place on file.**
11. 10-186 Lori Casey, Senior Planner, requesting Council's approval of the Preliminary Plat of the Rampart View Addition – Minor Subdivision: **Recommendation: Concur and place on file.**
12. 10-188 Ellen Crain, Archives Director, Leesla Jonart and William Ferko, Consultants, requesting Council's authorization for the Chief Executive to sign six contracts for the purchase of furniture, fixtures and equipment for the Archives renovation and construction project: **Recommendation: Concur and place on file.**
13. 10-189 Jim Jarvis, Butte-Silver Bow Historic Preservation Officer, requesting Council's authorization to apply for grant funding through the Montana Preservation Alliance (MPA) Industrial Architecture Program to help stabilize and restore the Big Hole River Pump Station and for the Chief Executive to sign the grant application. **Recommendation: Concur and place on file.**
14. 10-190 Theresa Hocking, RN CIC, Director Butte-Silver Bow Health Department, requesting Council's authorization to hold a public hearing on April 14, 2010 regarding unanticipated revenue due to unspent funds from the prior year from the Drug Free Community Grant. **Recommendation: Concur and set public hearing for April 14, 2010.**
15. 10-191 Dan Dennehy, Director, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign a contract with Montana Mitigation Partners for wetland Credits. **Recommendation: Concur and place on file.**
16. 10-192 Lee Phillips, Director Butte-Silver Bow Public Library, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
17. 10-193 Dori Skrukrud, Coordinator Community Development Department, requesting Council's authorization to schedule a public hearing on April 14, 2010 regarding an amendment to Butte-Silver Bow, Montana's 2009-2010 budget for the Butte Native Plant Propagation Nursery Program. **Concur and set public hearing for April 14, 2010.**

18. 10-194 Rick Larson, Operations Manager/Utility Division Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign an Amended Administrative Order on Consent requiring specific work to be done within specific time limits at the Butte-Silver Bow Wastewater Treatment Plant. **Recommendation: Concur and place on file.**
19. 10-195 Dave Cunningham, Operations Manager-Services Division Butte-Silver Bow Public Works, requesting Council's authorization for the Chief Executive to sign a contract with Montana Refining Company for the purchase of 1000 tons of asphalt (120/150 Penetration Grade Asphalt). **Recommendation: Concur and place on file.**
20. 10-196 Dave Palmer, Chairman Butte-Silver Bow Council of Commissioners, requesting that Butte-Silver Bow solicit proposals from qualified design build companies for an outdoor swimming pool and ask the Chief Executive to appoint an ad hoc committee to oversee the process from start to finish. **Recommendation: Concur and place on file.**

SECTION V COMMUNICATIONS TO BE READ AND ACTED UPON

1. 10-176 Dan Dennehy, Director Butte-Silver Bow Public Works Department, requesting Council's authorization for time on the April 7, 2010 agenda for a presentation from Think One regarding the Splash Feature at Clark Park.
2. 10-187 George Parrett, President, Spirit of Columbia Gardens Carousel, requesting authorization to address Council regarding the possibility of leasing property to house the Carousel.

SECTION VI ORDINANCES AND RESOLUTIONS – REFERRED TO JUDICIARY

1. COUNCIL RESOLUTION NO. 10-20

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF THE RAMPART VIEW ADDITION 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.

2. COUNCIL RESOLUTION NO. 10-28

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 HEALTH DEPARTMENT FROM THE MONTANA STATE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES, ADDICTIVE AND MENTAL DISORDERS

DIVISION, TO BE EXPENDED IN THE BUTTE-SILVER BOW HEALTH DEPARTMENT FUND FOR THE PURPOSE OF DRUG AND ALCOHOL PREVENTION SERVICES IN DEER LODGE, POWELL, AND GRANITE COUNTIES.

3. **COUNCIL RESOLUTION NO. 10-29**

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 HEALTH DEPARTMENT FROM THE MONTANA STATE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES, ARRA/MONTANA REINVESTMENT ACT, AND THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES – MONTANA LEARNING COLLABORATIVE, TO BE EXPENDED IN THE BUTTE-SILVER BOW HEALTH DEPARTMENT TO PROVIDE FUNDING FOR ADDITIONAL SERVICES TO FURTHER MEET THE NEEDS OF PERSONS WHO ARE RECIPIENTS OF THE HUMAN SERVICES PROGRAMS, AND TO IMPLEMENT QUALITY IMPROVEMENT PROCESSES THAT PREPARE LOCAL HEALTH JURISDICTIONS FOR VOLUNTARY PUBLIC HEALTH ACCREDITATION.

4. **COUNCIL RESOLUTION NO. 10-30**

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 TO THE BUTTE-SILVER BOW HEALTH DEPARTMENT FROM THE MONTANA STATE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES, TO BE EXPENDED IN THE BUTTE-SILVER BOW HEALTH DEPARTMENT TO PROVIDE FUNDING FOR ADMINISTERING VACCINATIONS AT PUBLIC HEALTH-ORGANIZED CLINICS OR OTHER VENUES, IDENTIFYING COMMUNITY VACCINATION NEEDS, REPORTING AND TRACKING OF VACCINE DOSES.

5. **COUNCIL RESOLUTION NO. 10-32**

RESOLUTION RELATING TO BUTTE-SILVER BOW TAX INCREMENT INDUSTRIAL INFRASTRUCTURE DISTRICT #2; AUTHORIZING THE CHIEF EXECUTIVE TO ENTER INTO A BOND PURCHASE AGREEMENT WITH REC ADVANCED SILICON MATERIALS, LLC FOR THE PURCHASE OF TAXABLE TAX INCREMENT REVENUE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$16,370,000, SUBJECT TO THE TERMS AND LIMITATIONS SET FORTH HEREIN

6. **COUNCIL RESOLUTION NO. 10-33**

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 FIRE DEPARTMENT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY

(FEMA), ASSISTANCE TO FIREFIGHTERS GRANT, GRANT NUMBER EMW-2009-FO-05637, TO BE UTILIZED FOR PERSONAL PROTECTIVE EQUIPMENT AND AN EXTRACTOR MACHINE AND DRYER FOR LAUNDERING THE NEW TURNOUT GEAR FOR THE FIRE DEPARTMENT TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

7. **COUNCIL RESOLUTION NO. 10-34**

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 METRO SEWER FROM THE ARMY CORP OF ENGINEERS WRDA GRANT, TO BE UTILIZED IN ASSISTING IN THE FUNDING OF THE WASTEWATER TREATMENT PLANT UPGRADES FOR METRO SEWER TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

8. **COUNCIL RESOLUTION NO. 10-35**

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 ARCHIVES BOND FUND FROM THE CASH RESERVES OF THIS FUND FOR THE PURPOSE OF INCREASING THE BUDGETARY AUTHORITY FOR THE BOND INTEREST PAYMENT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

9. **COUNCIL RESOLUTION NO. 10-36**

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 TIFID BOND FUND FROM THE CASH RESERVES OF THIS FUND TO BE USED TO REPURCHASE OUTSTANDING BONDS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VII **ORDINANCES AND RESOLUTIONS**
FINAL 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.

1. **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.

2. **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.

3. **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.

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

A RESOLUTION VACATING, CLOSING, DISCONTINUING AND ABANDONING A PORTION OF NORTH IDAHO STREET ADJACENT TO LOT 2A 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 VIII

CALENDAR OF OTHER MEETINGS AND EVENTS

April 12 Archives	Noon	Archives Center 17 W Quartz
April 13 Animal Services Board	5:30 PM	Health Department
April 14 Fire Advisory Council	5:00 PM	1 st Floor Conference Room
April 14 Fair Board	5:30 PM	1 st Floor Conference Room
April 14 Board of Health	7:00 AM	Health Department
April 14 Law Enforcement Commission	4:00 PM	Chief Executive's Conference Room
April 14 Library	5:00 PM	2 nd or 3 rd Floor-Library Building
April 15 Zoning Board of Adjustment	5:30 PM	Council Chambers, 3 rd Floor Courthouse
April 19 Airport Authority	Noon	Bert Mooney Airport
April 20 Housing Authority	5:30 PM	Silver Bow Homes Housing
April 20 Parks and Recreation	4:15 PM	Civic Center Conference Room
April 20 Technical Review Committee	1:30 PM	3 rd Floor Conference Room Water Bldg.
April 21 Community Enrichment	10:00 AM	Health Department
April 21 TIFID Board	11:30 AM	Business Development Ctr. Board Room

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COMMITTEE OF THE WHOLE MEETING REPORT

MARCH 24, 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 PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING DEVELOPER'S PACKET PROPOSALS FOR THE LEASE OF THE BELL DIAMOND MINE YARD. (Communication No. 10-106 being held in Committee of the Whole.) **Proof of Publication was noted.**

SECTION II PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING CONSIDERATION OF AMENDING THE BUDGET TO ALLOW FOR INCREASED EXPENDITURES OF UNANTICIPATED REVENUE IN THE ARCHIVES BOND FUND. (Communication No. 10-110 being held in Committee of the Whole.) **Proof of Publication was noted.**

SECTION III PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING CONSIDERATION OF AMENDING THE BUDGET TO ALLOW FOR INCREASED EXPENDITURES OF UNANTICIPATED REVENUE IN THE TIFID BOND FUND. (Communication No. 10-111 being held in Committee of the Whole.) **Proof of Publication was noted.**

SECTION IV PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING CONSIDERATION OF AMENDING THE BUDGET TO ALLOW FOR INCREASED EXPENDITURES OF UNANTICIPATED REVENUE FROM THE ARMY CORP OF ENGINEERS WRDA GRANT FUNDS. (Communication No. 10-113 being held in Committee of the Whole.) **Proof of Publication was noted.**

SECTION V PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING CONSIDERATION OF AMENDING THE BUDGET TO ALLOW FOR INCREASED EXPENDITURES OF UNANTICIPATED REVENUE IN THE MAINTENANCE DISTRICT 1 & 4 FUND. (Communication No. 10-114 being held in Committee of the Whole.) **Proof of Publication.**

SECTION VI PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING CONSIDERATION OF AMENDING THE BUTTE-SILVER BOW FIRE DEPARTMENT’S FISCAL YEAR 2009-2010 BUDGET. (Communication No. 10-130 being held in Committee of the Whole.) **No Proof of Publication.**

SECTION VII PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING UNANTICIPATED REVENUE FROM MONTANA DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO ESTABLISH ACCREDITATION ACCORDING TO NATIONAL STANDARDS. (Communication No. 10-146 being held in Committee of the Whole.) **Proof of Publication was noted.**

SECTION VIII PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING UNANTICIPATED REVENUE FROM MONTANA DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES FOR PUBLIC HEALTH EMERGENCY RESPONSE. (Communication No. 10-147 being held in Committee of the Whole) **Proof of Publication was noted.**

SECTION IX PUBLIC HEARING

TO HEAR PUBLIC COMMENT REGARDING UNANTICIPATED REVENUE FROM MONTANA DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES FOR DRUG AND ALCOHOL PREVENTION SERVICES IN DEER LODGE AND GRANITE COUNTIES. (Communication No. 10-148 being held in Committee of the Whole) **Proof of Publication was noted.**

SECTION X 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 XI 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 XII 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 placed on file.*

SECTION XXVII**COMMUNICATION NO. 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. *Committee recommends that Communication No. 10-147 be placed on file.*

SECTION XXVIII**COMMUNICATION NO. 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. *Committee recommends that Communication No. 10-148 be placed on file.*

SECTION XXIX**COMMUNICATION NO. 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. *Committee recommends that Communication No. 10-164 be held in abeyance pending presentation on April 7, 2010.*

FINANCE AND BUDGET COMMITTEE MEETING REPORT

MARCH 24, 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. 10-140

Karen Byrnes, Director Butte-Silver Bow Urban Revitalization Agency, requesting Council's authorization of a budget transfer. *Committee recommends that Communication No. 10-140 be approved and placed on file.*

SECTION III COMMUNICATION NO. 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. *Committee recommends that Communication No. 10-141 be approved and placed on file.*

SECTION IV COMMUNICATION NO. 10-143

Teri Fisher, Office Manager Metro Sewer, requesting Council's authorization of a budget request. *Committee recommends that Communication No. 10-143 be approved and placed on file.*

SECTION V COMMUNICATION NO. 10-144

Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of a budget transfer. *Committee recommends that Communication No. 10-144 be approved and placed on file.*

SECTION VI COMMUNICATION NO. 10-145

Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council's authorization of a budget transfer. *Committee recommends that Communication No. 10-145 be held in abeyance and to ask Sheriff Walsh to provide an explanation.*

SECTION VII COMMUNICATION NO. 10-151

Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council’s authorization of a budget transfer. *Committee recommends that Communication No. 10-151 be approved and placed on file.*

SECTION VIII COMMUNICATION NO. 10-156

Rob Macioroski, Director Butte-Silver Bow Land Office, requesting Council’s authorization of a budget transfer. *Committee recommends that Communication No. 10-156 be approved and placed on file.*

SECTION IX COMMUNICATION NO. 10-158

Theresa Hocking, Director of Public Health, Butte-silver Bow Health Department, requesting Council’s authorization of a budget transfer. *Committee recommends that Communication No. 10-158 be approved and placed on file.*

SECTION X COMMUNICATION NO. 10-161

Sheriff John Walsh, Butte-Silver Bow Law Enforcement Department, requesting Council’s authorization of a budget transfer. *Committee recommends that Communication No. 10-161 be held in abeyance.*

SECTION XI COMMUNICATION NO. 10-165

Pat Callaghan, Butte-Silver Bow Treasurer, requesting Council’s authorization of budget transfer. *Committee recommends that Communication No. 10-165 be approved and placed on file.*

SECTION XII COMMUNICATION NO. 10-166

Steve Kambich, City Court Judge, requesting Council’s authorization of budget transfer. *Committee recommends that Communication No. 10-166 be approved and placed on file.*

SECTION XIII COMMUNICATION NO. 10-167

Dan Dennehy, Director Butte-Silver Bow Public Works Department, requesting Council’s authorization of budget transfer. *Committee recommends that Communication No. 10-167 be approved and placed on file.*

SECTION XIV COMMUNICATION NO. 10-168

Dan Dennehy, Director Butte-Silver Bow Public Works Department, requesting Council’s authorization of budget transfer. *Committee recommends that Communication No. 10-168 be approved and placed on file.*

SECTION XV COMMUNICATION NO. 10-169

Bill Melvin, Manager Butte-Silver Bow Civic Center, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-169 be approved and placed on file.*

SECTION XVI COMMUNICATION NO. 10-172

Kurt Krueger, District Court Judge, requesting Council's authorization of budget transfer. *Committee recommends that Communication No. 10-172 be approved and placed on file.*

SECTION XVII COMMUNICATION NO. 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. *Committee recommends that Communication No. 10-173 be approved and placed on file.*

SECTION V

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. *Committee recommends that Council Resolution No. 10-24 be moved to final reading*

SECTION VI

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 LODE #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. **Committee recommends that Council Resolution No. 10-25 be moved to final reading.**

SECTION VII

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. *Committee recommends that Council Resolution No. 10-26 be cross-referenced with Communication No. 10-117 and held in abeyance.*

SECTION VIII

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. *Committee recommends that Council Resolution No. 10-27 be cross-referenced with Petition 09-09 and moved to final reading.*

SECTION IX

CLAIM APPROVAL

Committee recommends all claims be approved as presented.

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 placed on file.*

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 placed on file.*

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 placed in Suspense file for 4 months.*