

2. [11-549](#) Roger Ebner, Butte-Silver Bow Emergency Management Coordinator, requesting Council's approval to accept an Emergency Management Grant Award and authorization for the Chief Executive to sign the award agreement. **Recommendation: Concur and place on file.**
3. [11-550](#) Chief Executive Paul Babb requesting Council's concurrence of an appointment to the Airport Authority Board. **Recommendation: Concur and place on file.**
4. [11-551](#) Chief Executive Paul Babb requesting Council's concurrence of an appointment to the Butte-Silver Bow Public Library Board. **Recommendation: Concur and place on file.**
5. [11-552](#) Sally Hollis, Butte-Silver Bow Clerk and Recorder ~ Election Administrator, requesting Council's authorization for the Chief Executive to sign a contract with Election Systems and Software (ES&S). **Recommendation: Concur and place on file.**
6. [11-553](#) Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council's authorization for the Chief Executive to sign a Housing Rehabilitation Deferred Loan Agreement. **Recommendation: Concur and place on file.**
7. [11-554](#) Eric Hassler, Residential Metals Program Manager, Butte-Silver Bow Health Department, notifying Council of quotes for seven projects for soil remediation activities through the Butte-Silver Bow Residential Metals Abatement Program. **Recommendation: Concur and place on file.**
8. [11-555](#) John Moodry, Supervisor, Butte-Silver Bow Weed Department, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
9. [11-556](#) Dan Goles, Living Stones Granite, Beveled Mirror Gallery and City Transfer, requesting Council's assistance regarding the sale of land on Wyoming Street. **Recommendation: Refer to the Committee of the Whole.**
10. [11-557](#) Dan Dennehy, Director, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to extend 160 hours of sick leave, donated by Butte-Silver Bow employees at the Maintenance Center, to Dan Silk. **Recommendation: Refer to the Personnel Committee.**
11. [11-558](#) 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.**
12. [11-559](#) Mary Ann Harrington-Baker, Executive Director, The Science Mine, requesting Council's authorization of a business license fee waiver for The Science Mine, a non-profit 501 (c) 3 organization. **Recommendation: Refer to the Committee of the Whole.**

13. [11-560](#) Sarah Weber, Executive Director, Safe Space Inc., Suited for Success Thrift Store, requesting Council's authorization of a business license fee waiver for Suited for Success Thrift Store, a non-profit 501 (c) 3 organization. **Recommendation: Refer to the Committee of the Whole.**
14. [11-561](#) Jeffrey Miller, Director, Butte-Silver Bow Fire Services, requesting Council's authorization to schedule a bid opening on October 19, 2011. **Recommendation: Concur with request and schedule bid opening for October 19, 2011.**
15. [11-562](#) Ellen Crain, Manager, Butte-Silver Bow Public Archives, requesting Council's authorization for the Chief Executive to sign a contract with Photoscan North West. **Recommendation: Concur and place on file.**
16. [11-563](#) Chloe Young, Secretary, Butte-Silver Bow Fair Board, requesting Council's authorization of the revision of the Butte-Silver Bow Fair Board By-Laws. **Recommendation: Concur and place on file.**
17. [11-565](#) Chief Executive Paul Babb requesting Council's concurrence in appointments and a reappointment to the Planning Board. **Recommendation: Concur and place on file.**
18. [11-566](#) Josh Peck, Secretary, Butte Events Team, requesting time at the October 12, 2011 Committee of the Whole Meeting for a presentation regarding the 2011 Report on Activities and Finances of the Butte Events Team. **Recommendation: Concur with request and schedule time on the October 12, 2011 Committee of the Whole Meeting Agenda.**
19. [11-567](#) Jon Sesso, Butte-Silver Bow Planning Director, requesting Council authority and concurrence to submit comments on the revised draft of the NRD Guidance Plan. **Recommendation: Concur and place on file.**
20. [11-568](#) Eileen Joyce, Butte-Silver Bow County Attorney, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
21. [11-569](#) 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.**
22. [11-570](#) Bill Melvin, Manager, Butte-Silver Bow Civic Center, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
23. [11-571](#) Elaine Holm, Butte-Silver Bow Health Department, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**

24. [11-572](#) Ellen Crain, Manager, Butte-Silver Bow Public Archives, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
25. [11-573](#) Duane Kuchtyn, NorthWestern Energy, requesting Council's authorization of a street closure at Excelsior Ave. and 8th Street the week of October 3, 2011 through early to mid November. **Recommendation: Concur and place on file.**
26. [11-574](#) Linda Sajor, Butte-Silver Bow IT Manager, Lindsey Moe, Butte-Silver Bow HR Director, and Jeff Amerman, Butte-Silver Bow Budget Director, requesting Council's authorization to award the bid for a Payroll/Human Resources Information Systems to Tyler Technologies. **Recommendation: Concur and place on file.**
27. [11-575](#) Pat Holland, Manager, Butte-Silver Bow Government Buildings, requesting Council's authorization of a budget transfer. **Recommendation: Refer to the Finance and Budget Committee.**
28. [11-576](#) Michael Clague, Butte-Silver Bow Deputy County Attorney, requesting Council's authorization for the Chief Executive to sign an agreement with Advanced Computer Technologies. **Recommendation: Concur and place on file.**
29. [11-577](#) Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council's authorization for the Chief Executive to sign an amendment to the Montana Department of Natural Resources and Conservation Forestry Grant Agreement. **Recommendation: Concur and place on file.**
30. [11-578](#) Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council's authorization for the Chief Executive to sign a contract with Sullway Construction Inc.. **Recommendation: Concur and place on file.**
31. [11-579](#) Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council's authorization for the Chief Executive to sign a contract with Butte Local Development Corporation. **Recommendation: Concur and place on file.**
32. [11-580](#) Dan Dennehy, Director, Butte-Silver Bow Public Works Department, requesting Council's authorization for the Chief Executive to sign two road construction agreements with the Montana Department of Transportation. **Recommendation: Concur and place on file.**
33. [11-581](#) Sally Hollis, Butte-Silver Bow Clerk and Recorder ~ Election Administrator, notifying Council that it was not necessary to conduct an election in 2011 in the Melrose Water and Sewer Districts inasmuch as there were no contested races for District Trustees. **Recommendation: Note and place on file.**

34. [11-582](#) Susan Callaghan, Callaghan and Gernant P.C., requesting, on behalf of Butte Urban Safari Tours, Council set aside its decisions of August 17, 2011 and September 7, 2011, regarding the Greek Café. **Recommendation: Note and place on file.**
35. [11-583](#) Christine Whitacre, Program Manager, Heritage Partnerships Program, United States Department of the Interior, requesting Council set aside its decisions to demolish the Greek Café. **Recommendation: Note and place on file.**

SECTION IV COMMUNICATIONS TO BE READ AND ACTED UPON

[11-564](#) Brendan McDonough, McDonough Event Management and Consulting, requesting Council's permission for the band "Solas" and film crew to film in any or all of the mine-yard properties owned by Butte-Silver Bow.

SECTION V ORDINANCES AND RESOLUTIONS – REFERRED TO JUDICIARY

**1. COUNCIL BILL NO. [11-10](#)
ORDINANCE NO. 11-10**

AN ORDINANCE AMENDING SECTION 2 OF BUTTE-SILVER BOW ORDINANCE NO. 134 AND SECTION 2.04.010 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); ADJUSTING THE ANNUAL SALARIES OF THE CHIEF EXECUTIVE, COUNTY ATTORNEY, SHERIFF, CLERK AND RECORDER, TREASURER, ASSESSOR, CITY JUDGE, JUSTICE OF THE PEACE, AUDITOR, SUPERINTENDENT OF SCHOOLS, CLERK OF THE DISTRICT COURT, CORONER AND MEMBERS OF THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**2. COUNCIL BILL NO. [11-11](#)
ORDINANCE NO. 11-11**

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCE NO. 354 AND CHAPTER 2.76 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "FRIENDS OF THE URBAN FOREST BOARD"; AMENDING SECTION 2.76.050 ENTITLED "ESTABLISHMENT" AND SECTION 2.76.060 ENTITLED "APPOINTMENT-TERM-VACANCY" AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. COUNCIL RESOLUTION NO. [11-66](#)

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF TWO PARCELS OF REAL PROPERTY DESCRIBED AS LOT 17A AND LOT 20A IN BLOCK ONE (1) OF THE CENTERVILLE UPON THE SNOOZER LODGE #695, 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 OWNERS PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

4. COUNCIL RESOLUTION NO. [11-67](#)

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY DESCRIBED AS LOT TWELVE (12) IN BLOCK SIX (6) OF THE BUTTE TOWNSITE ADDITION, 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 OWNERS PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

5. COUNCIL RESOLUTION NO. [11-68](#)

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF TWO PARCELS OF REAL PROPERTY DESCRIBED AS LOT 2 IN BLOCK FIVE (5) OF THE CENTERVILLE UPON THE SNOOZER LODGE #695, 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 OWNERS PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VI CALENDAR OF OTHER MEETINGS AND EVENTS

October 6 Civic Center	Noon	Civic Center Hospitality Room
October 6 East Butte RRA	9:00 a.m.	1 st Floor Conference Room
October 11 Archives	Noon	Archives Center, 17 W Quartz St.
October 12 Law Enforcement Commission	4:00 p.m.	Chief Executive's Conference Room
October 12 Library	5:00 p.m.	Library Building
October 12 Fair Board	5:30 p.m.	Business Development Center
October 12 Fire Advisory Council	5:00 p.m.	1 st Floor Conference Room
October 12 TIFID	9:00 a.m.	Business Development Center
October 13 Urban Revitalization	9:00 a.m.	1 st Floor Conference Room
October 17 Airport Authority	Noon	Bert Mooney Airport
October 18 Housing Authority	5:30 p.m.	Silver Bow Homes Housing
October 18 Parks and Recreation	5:00 p.m.	Civic Center Conference Room
October 18 Technical Review Committee	1:30 p.m.	3 rd Floor, Water Co. Bldg.

ADJOURN

COMMITTEE OF THE WHOLE MEETING REPORT

SEPTEMBER 28, 2011

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 BID OPENING

TO ACCEPT SEALED BIDS FOR MASONRY RESTORATION AND EXTERIOR PAINTING OF THE BUTTE-SILVER BOW COURTHOUSE. (Communication No. 11-536 being held in Committee of the Whole). **Proof of Publication was noted.**

SECTION II COMMUNICATION NO. [11-134](#)

Albert Molognoni, Chairman, County Water and Sewer District of Rocker, requesting a meeting with the Council of Commissioners to discuss the possibility of connecting to Metro Sewer. **Committee recommends that Communication No. 11-134 be held in abeyance.**

SECTION III COMMUNICATION NO. [11-406](#)

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. 11-406 be held in abeyance.**

SECTION IV COMMUNICATION NO. [11-431](#)

Jon Sesso, Director, Butte-Silver Bow Planning Department, requesting Council authority to place the Butte Sidewalks Project out for construction bid and schedule a bid opening for August 25, 2011. **Committee recommends that Communication No. 11-431 be held in abeyance.**

SECTION V COMMUNICATION NO. [11-460](#)

Lori Casey, Butte-Silver Bow Assistant Planning Director, requesting Council's conditional approval of Zoning Change Application No. 167 and instruct the County Attorney to draft an Ordinance for official adoption. **Committee recommends that Communication No. 11-460 be cross referenced with Council Bill No. 11-9, Ordinance No. 11-9 (passed 9/21/11) and be placed on file.**

SECTION VI COMMUNICATION NO. [11-475](#)

Dave Palmer, Chairman, Butte-Silver Bow Council of Commissioner's, requesting rural roads be maintained until it has been determined if roads are County, Private or Forest Service roads. **Committee recommends that Communication No. 11-475 be held in abeyance.**

SECTION VII

COMMUNICATION NO. [11-509](#)

Jim Smitham, Executive Director, Butte Local Development Corporation, requesting time on the September 14, 2011 agenda for a presentation regarding the annual report of the Butte Local Development Corporation. Friendly Amendment made at Regular Meeting on September 7, 2011 to change the date of the presentation to September 21, 2011. *Committee recommends that Communication No. 11-509 be placed on file.*

SECTION VIII

COMMUNICATION NO. [11-510](#)

Linda Sajor, Manager, Butte-Silver Bow Information Services and Technology Department, notifying Council of a release of a Request for Proposals September 7, 2011 for a Payroll and Human Resources Information System and requesting Council's authorization to conduct an opening of proposals September 21, 2011. *Committee recommends that Communication No. 11-510 be placed on file.*

SECTION IX

COMMUNICATION NO. [11-514](#)

Robert Macioroski, Director, Butte-Silver Bow Land Office, requesting Council's authorization for the purchase of County-Owned Property by Timothy and Lynn Zigrang McLean and request the County Attorney's Office prepare the Resolution and Deed for Transfer. *Committee recommends that Communication No. 11-514 be held in abeyance. (Waiting for resolution and Deed of Transfer)*

SECTION X

COMMUNICATION NO. [11-530](#)

Edward Banderob, 2601 Grand Ave, requesting Council ask the Parks and Recreation Department provide comparative information regarding initial cost, operational cost and projected income for three options related to the Aquatics Park. *Committee recommends to note Communication No. 11-530 and place on file.*

SECTION XI

COMMUNICATION NO. [11-536](#)

Karen Byrnes, Director, Butte-Silver Bow Community Development Department, requesting Council's permission to schedule a bid opening on September 28, 2011 for Masonry Restoration and exterior painting of the Butte-Silver Bow Courthouse. *Committee recommends that Communication No. 11-536 be placed on file.*

SECTION XII

COMMUNICATION NO. [11-542](#)

Robert Macioroski, Director, Butte-Silver Bow Land Office, requesting Council's authorization of a request by John Dortman and Bormat Investments to purchase County-Owned Property. *Committee recommends that Communication No. 11-542 be held in abeyance. (Waiting for resolution and Deed of Transfer)*

SECTION XIII

COMMUNICATION NO. [11-545](#)

Ristene Hall, Butte-Silver Bow Commissioner, District No. 8, requesting Council's consideration of televising Council meetings and requesting KXLF TV speak to Council regarding the possibility of the matter. *Committee Recommends that Communication No. 11-545 be held in abeyance.*

SECTION XIV

COMMUNICATION NO. [11-546](#)

Dave Palmer, Chairman, Butte-Silver Bow Council of Commissioners, requesting time on the October 5, 2011 agenda to receive reports from recipients of FY 2010-2011 Economic Development Mill Levy Funds and request time on the October 19, 2011 agenda to accept sealed proposals for the allocation of FY 2011-2012 Economic Development Mill Levy Funds. *Committee Recommends that Communication No. 11-546 be held in abeyance.*

SECTION XV

COMMUNICATION NO. [11-547](#)

Tom Staples, President, Mainstreet Uptown Butte Board of Directors, requesting Council's authorization for the Chief Executive to sign an Operating Agreement with Mainstreet Uptown Butte. *Committee recommends that Communication No. 11-547 be held in abeyance pending October 26, 2011 Meeting.*

**FINANCE AND BUDGET COMMITTEE MEETING REPORT
SEPTEMBER 28, 2011**

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 follows:

**Expenditure report for the week of September 28, 2011 was approved for the amount of
\$752,462.61**

JUDICIARY COMMITTEE MEETING REPORT

SEPTEMBER 28, 2011

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Judiciary Committee, respectfully recommend as follows:

SECTION I COMMUNICATION NO. [10-445](#)

Charlie O'Leary, Butte-Silver Bow Commissioner District Number 5, requesting Council take the lead in the process of disposing of some parcels of parkland that have been deemed excess land and recommended for sale. *Committee recommends that Communication No. 10-445 be held in abeyance.*

SECTION II COMMUNICATION NO. [11-423](#)

Sally Perino, Butte-Silver Bow Parking Director, requesting Council's authorization to amend Ordinance 10.52.1030 entitled Montana Tech Residential Parking Program. *Committee recommends that Communication No. 11-423 be held in abeyance.*

SECTION III COMMUNICATION NO. [11-513](#)

Janel Madrazo, Urban Forest Board Chairman, requesting Council amend Ordinance No. 354, The Friends of the Urban Forest Ordinance, to increase the Board from five to seven members. *Committee recommends that Communication No. 11-513 be held in abeyance pending introduction of Ordinance from the County Attorney's Office.*

SECTION IV COUNCIL BILL NO. [11-7](#) ORDINANCE NO. 11-7

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCE NO. 277 AND CHAPTER 10.52 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "PARKING"; AMENDING SECTION 10.52.1030 ENTITLED "MONTANA TECH RESIDENTIAL PARKING PROGRAM" AND DELETING REFERENCE TO FEES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 11-7, Ordinance No. 11-7 be held in abeyance.*

SECTION V CLAIM APPROVAL

Committee recommends all claims be approved as presented.

