

Regular Meeting Minutes of February 13, 2020 Bainville Town Council

The Regular meeting of the Bainville Town Council was called to order at 7:00 p.m. by Mayor Dennis Portra at the Bainville Town Hall, 211 Clark Avenue East. Present were: Ron Butikofer, Chuck Hyatt, Dennis Portra and Travis Wills. A **quorum** was established. Also present were Clerk, Nikki Rogers; and City Attorney, Greg Hennessey. Public Works Director, Lyle Lambert was absent. Guests included: Bernie Popp, Judy Grimsrud, David Norton, Thomas Johnson, and Nikoal Johnston.

Chuck Hyatt moved to approve the agenda as submitted. Travis Wills seconded the motion. All voted in favor and motion carried.

Chuck Hyatt moved to approve the minutes dated January 13, 2020 as submitted. Travis Wills seconded the motion. All voted in favor and motion carried.

Public Comment

- Loose Dog—Web Complaint

A web complaint was filed on November 19, 2020 in regard to dogs running around a yard. Another complaint came in for the same animal on January 31, 2020 in regard to the dog running loose around the complainant's yard agitating their dogs. Mayor Portra with the council consensus directed Clerk Rogers to issue the second letter to the owner of the dog notifying them of the second complaint.

Public Works Report

Update on Lift Station Upgrade

Clerk Rogers updated the council on the lift station upgrade. The pumps and valves have been installed and working correctly. The panel has some minor glitches which will be fixed in the coming week. The generator at the lift station had some electrical issues due to the upgrade in the panel. Sheridan Electric will be down in the next week to fix the issues.

Clerk Rogers informed the council of an opportunity of obtaining a sand spreader for the Tool Cat from the Billings Clinic. They have used the spreader about one year. The grounds supervisor informed Clerk Rogers to send a letter of interest to the Billings Clinic if the Town is interested. She asked the council if this is something public works could pursue. Chuck Hyatt moved to pursue the sand spreader and let the council know the price prior to buying it. Ron Butikofer seconded the motion. All voted in favor and motion carried.

Roosevelt County Sheriff's Department Update—None

Legal Issues

1. Discussion on a quiet title for the Dorothy Crawley property—Attorney Hennessey—None

Local Emergency Planning Committee

Next LEPC meeting: Tuesday, February 18, 2020 in Bainville

Trail Committee Update—None

- Committee Recruitment
- Community Development Block Grant (CDBG) Planning Grant for Trails Plan

Old Business

A. Review the sewer line proposal for Gracie's Bar and Casino at 212 Clinton Street ST N—No Update

B. Request from D Panasuk to have water and sewer permanently disconnected at 210 Evans Street

Clerk Rogers stated the property owner would like to verbally pull her request. She does not want to disconnect the water at this time. Mr. Hyatt would like to see a written statement from Ms. Panasuk.

- C. **Ordinance**— An ordinance of the Bainville Town Council amending Title 15 Buildings and Construction Chapter 15.02 Building Regulations to include shipping containers as movable storage structures.

Clerk Rogers will provide an edited copy of the Ordinance to the council members in their next packet. This item was tabled until the next meeting.

- D. Appoint members to the following committees:

- Sewer and Water
- Streets
- Fire
- Police and Public Safety
- Community Development

The council discussed the membership of the committees and decided they will all belong to the committees. Chuck Hyatt moved to appoint all council members to all the committees. Ron Butikofer seconded the motion. All voted in favor and motion carried.

New Business

- A. New Permits: None

- B. Update from new property owner regarding 5862 County Road 405 North

Tommy and Nikoal Johnston brought a proposal to the council to ask if it is possible to pay the base rate and any ongoing costs when the lots sell? Mayor Portra, Council and Attorney Hennessy discussed different options with the Johnstons but referred Mr. Johnston to Jeremy at WWC Engineering to see what can be done about the property. Ron Butikofer moved to approve an extension of decision to set the base rate and EDU amount to the meeting in April. Chuck Hyatt seconded the motion. All voted in favor and motion carried.

- C. Discussion on a Town vehicle.

Mayor and Council discussed a town vehicle. They would like a $\frac{3}{4}$ ton, gas, economy model of pickup. Mayor Portra will ask Lyle Lambert to look into different options and check the fleet rate.

- D. Ordinance and Policy Discussion with Action

Mayor Portra and the council discussed the collection of campers on Clinton street. Mr. Butikofer stated it is a “temporary fence” from the neighbor videoing this particular property owner. City Attorney Hennessy stated it is not illegal to video out their window. Ms. Grimsud asked if videoing infringes on the right to privacy? Attorney Hennessy said No. Mayor Portra directed the staff to send her a letter asking kindly to move the campers.

- E. Approve and authorize the Mayor to enter into a contract with Sidney Tax Service for accounting purposes.

Mayor Portra and the council discussed the contract. Mr. Hyatt asked for an update report at the next meeting. Chuck Hyatt moved to approve and authorize the Mayor to sign a contract with Sidney Tax Service for accounting purposes. Ron Butikofer seconded the motion. All voted in favor and motion carried.

- F. Update of Timeclock Plus Implementation and discuss timekeeping policy

Clerk Rogers indicated the Timeclock Plus implementation has started but the next phase needs to be worked out still for the Mayor and Council President.

- G. Upcoming Training:

- 2020 One Call Excavator and Utility Training, Wolf Point MT, February 25, 2020
- Montana Rural Water Conference, Great Falls MT, March 25-27, 2020

Staff and Mr. Hyatt will attend the Montana Rural Water Conference in Great Falls MT.

H. Treasurer's Report:

- Approve claims with checks dated February 13, 2020
- Approve JV, UB Vouchers, and Payroll slips
- Review Accounts Receivable

Chuck Hyatt moved to approve the Treasurer's Report. Travis Wills seconded the motion. All voted in favor and motion carried.

Chuck Hyatt moved to adjourn the meeting at 8:54 PM. Travis Wills seconded motion. All voted in favor and motion carried.

Attest:

Approved By:

/s/Nikki Rogers
Nikki Rogers, CMC
Clerk-Treasurer

/s/Dennis Portra
Dennis Portra
Mayor