

Regular Meeting Minutes of February 15, 2022 Bainville Town Council

The Regular meeting of the Bainville Town Council was called to order at 7:06 p.m. by Mayor Toby Romo at the Bainville Fire Hall, 207 Duval Street. Present were: Matt Giese, Carol Rasmussen, Toby Romo and Nick Tester. A **quorum** was established. Also present were Clerk, Nikki Rogers; and City Attorney, Greg Hennessey via zoom. Public Works Director, Lyle Lambert was absent. Guests included:

Carol Rasmussen moved to approve the agenda as submitted. Nick Tester seconded the motion. All voted in favor and motion carried.

Nick Tester moved to approve the minutes dated January 10, 2022 as submitted. Carol Rasmussen seconded the motion. All voted in favor and motion carried.

Carol Rasmussen moved to approve the minutes dated January 25, 2022 as submitted. Nick Tester seconded the motion. All voted in favor and motion carried.

Treasurer's Report:

- Approve claims with checks dated February 15, 2022 in the amount of \$26,053.54. Nick Tester moved to approve claims with checks dated February 15, 2022 in the amount of \$26,053.54. Carol Rasmussen seconded the motion. All voted in favor and motion carried.
- Approve closing Journal Vouchers for FY 2021, UB Vouchers, and Payroll slips in the amount of \$10,720.57. Matt Giese moved to approve closing Journal Vouchers for FY 2021 and UB Vouchers. Nick Tester seconded the motion. All voted in favor and motion carried.
- Approve and authorize the mayor to sign February 2022 payroll checks on February 28, 2022. Nick Tester moved to approve and authorize the mayor to sign February 2022 payroll checks on February 28, 2022. Matt Geise seconded the motion. All voted in favor and motion carried.
- Update on the American Rescue Plan Act of 2021.
The Town has been approved for ARPA funds of \$110,585. The town needs to apply for the use of these funds by January 1st of 2023. The applications are reviewed monthly. The funds must go towards a water and sewer infrastructure improvement project.

Public Comment—None

Public Works Report

Lyle Lambert, Public Works was unable to make the meeting, so Mayor Romo gave the following Public Works report:

- Generator at lift station was repaired on 02/03/2022.
- Working with Interstate Engineering to submit a request to improve sewer lines with ARPA funds held by the county.
- Completed a review of the Town Emergency Response Plan 01/26/2022.
- Cleaned out Water House on 02/04/2022. The water house will be used for a workshop for Dan.
- Unaccounted water amounts have come down significantly after major leak repair.
 - Jan. 2020 was 913,830 gal.
 - Jan. 2021 was 612,231 gal.
 - Jan. 2022 was 321,179 gal.

Fire Chief Report: --No Report

- Update Fire Extinguishers

- Fire Danger Report
- Upgrade Hand-held radios—More information will be available at a later date

Roosevelt County Sheriff's Report

- Request from Sheriff Frederick to send two officers to training March 28 – April 1, 2022. The cost is \$1,300 for both registrations and monies would come out of their Reserve Training account.

Clerk Rogers received an email request from Tim Lingle on behalf of Sheriff Frederick to send two officers to training at the end of March. The cost is \$650 per officer for a total of \$1,300.00 to be taken out of the Police Reserve Training budget.

Matt Giese moved to approve the request to send two officers to training on March 28, 2022-April 1, 2022 in the amount of \$1,300.00. Nick Tester seconded the motion. All voted in favor and motion carried.

Local Emergency Planning Committee

- Update on the new Civil Defense Siren at the Lagoon
Mayor Romo gave an update the new siren will be placed at the lagoon. More information will be available at a later date.
- Next LEPC meeting will be April 12, 2022 in Culbertson at 2:00 PM

Dry Prairie Meeting update:

Mayor Romo attended the Dry Prairie public hearing regarding the water rate increase. Their Resolution to increase the water rates was approved at the meeting on February 3, 2022. The following are estimated costs and calculations. These are not actual figures.

- Present Town Rate/EDU = \$14.25/EDU x 210.28 EDUs = \$2996/month
- New Rate (June 2022) = \$17.25/EDU x 210.28 EDU = \$3627/mo. (**\$7570** annual increase to base rate)
- Present Consumption Rate/gallon = \$1.50/1000 * 17,714,600gal (average use in last 3 years) = \$26,571 annual cost to Town of Bainville.
- New Consumption Rate/gallon = \$2.07/1000 * 17,714,600 gal = \$36,669 annual cost to Town. (**\$10,097** annual increase).
- \$7570 + \$10,097 = **estimated annual increase to town of \$17,667**. (based on average usage of last 3 years)

Old Business

- A. Request from Allen Spencer of Dakotaland to deed over the RV Park property to the Town of Bainville in lieu of delinquent Water/Sewer account.
 - The owner emailed the town and is willing to put the documentation together for this transaction.
 - Current Utility Bill is \$37,980.64.

Mayor Romo spoke to Allen Spencer from Dakotaland and he asked if the Town would be willing to accept a proposal to deed over the RV Park property in lieu of the delinquent Water/Sewer bill. They would pay the taxes on the property prior to turning the property over to the Town. Council and Mayor discussed the matter and will hold the matter for

further research on the tax value. Mayor Romo will contact the County Treasurer. No motion.

New Business

A. Sewer impact Fee Review

- MCA 7-6-1602 states that Impact fee's must be reviewed every 5 years.
- MCA 7-6-1602 states that Impact fee's must be deposited in a special proprietary fund.
- MCA 7-6-1602 states that if the Impact fee's are not collected or spent in accordance with the impact fee ordinance or resolution, the fee must be refunded to the owner of the property at the time of the refund date.
- MCA 7-6-1604 Impact fee advisory committee is responsible for the review and monitors the process of calculating, assessing, and spending impact fees.

Mayor Romo provided some background information and who was put on the Impact Fee Advisory Committee. Mayor and Council discussed ideas on reviewing the impact fee. Mayor and Staff will reach out to an engineering firm, Montana Rural Water, and the State.

B. City Attorney RFQ

Mayor Romo and Council discussed the amount of hours needed for services. Matt Giese moved to approve the Request for Qualifications for a City Attorney. Carol Rasmussen seconded the motion. All voted in favor and motion carried.

C. Bridge and Road Safety and Accountability Program (BARSAA) for calendar year 2022 will receive an allocation in the amount of \$15,692.66. The allocation can be used on materials for Street improvements.

Clerk Rogers explained the Bridge and Road Safety and Accountability Program (BARSAA) funds. The allocation can not be used for capital equipment but can be used for road and street maintenance.

D. Clinton Street/Highway 327 Improvement Project. Approve and authorize the Mayor to submit required paperwork to the State Department of Transportation (DOT) for approval to install walking paths on each side of Clinton/Highway 327 Street from Highway Avenue north to Highway 2.

Mayor Romo would like to file the required paperwork to the State for approval to install walking paths on each side of Clinton/Highway 327 Street from Highway Avenue north to Highway 2. Matt Giese moved to approve and authorize the Mayor to submit required paperwork to the State Department of Transportation (DOT) for approval to install walking paths on each side of Clinton/Highway 327 Street from Highway Avenue north to Highway 2. Carol Rasmussen seconded the motion. All voted in favor and motion carried.

Matt Giese moved to adjourn the meeting at 8:07 PM.

Attest:

Approved By:

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

/s/Toby Romo
Toby Romo
Mayor