

**Regular Meeting Minutes of January 8, 2018
Bainville Town Council**

Attorney Hennessey swore in the Mayor Portra and Council members Hickel and Butikofer prior to the regular town council meeting.

The Regular meeting of the Bainville Town Council was called to order at 7:25 p.m. by Mayor Dennis Portra at the Bainville Town Hall. Present were: Ron Butikofer, Mandy Hickel, and Dennis Portra. Scott Ross was absent. A **quorum** was established. Also present were Clerk, Nikki Rogers; Public Works Director, Lyle Lambert; City Attorney, Greg Hennessey. Guests included: David Norton, Roger Butikofer, Eric Newton, and Chanon Romo.

Mandy Hickel moved to approve the agenda as submitted. Ron Butikofer seconded the motion. All voted in favor and motion carried.

Ron Butikofer moved to approve the minutes dated December 11, 2017 as submitted. Mandy Hickel seconded the motion. All voted in favor and motion carried.

Public Comment

- A. Complaints regarding Semi-Trucks running in a residential area of town.
Clerk Rogers received two complaints regarding Semi trucks running at all hours of the night. One truck parked on the south side of 210 Evans Street on Flynn Avenue and two trucks parked on the North end of 210 Evans Street on Rhea Avenue. Clerk Rogers stated the one complaint indicated the fumes of the diesel truck is causing her family to be sick in their own home. Clerk Rogers suggested changing the town code to include truck parking only in Commercial Zones which is along Clinton Street all the way to Highway 2. The council discussed this issue and recommended the Town Attorney issue a nuisance letter to the property owner. The letter will also be sent to the Sheriff's office, so they are aware of the violation. Eric Newton indicated he will speak with the truckdriver's as soon as he leaves the meeting.
- B. Stop sign placement at the intersection of Duval and Highway 327/5th Street.
David Norton asked if there should be a stop sign on the north side of the intersection at Duval and Highway 327/5th Street. There is a corresponding stop sign on the south side of the intersection. He indicates he stops anyway but asked if one could be put up. Lyle Lambert, Public Works director, will look into the sign spot and get one put up this spring.

Public Works Report

Lyle Lambert, Public Works Director, gave the following report:

- The sewer at Tom Robinson's has been hooked up and the water will be done soon.
- He spoke with Shane Mintz from Montana Department of Transportation and they will be working on milling and overlay of Highway 327. They will be putting in ADA ramps on sidewalks on all four corners of Clinton Street and Flynn Avenue plus one block to the north on the northeast corner of Clinton Street and Rhea Avenue and one block to the south on the northwest corner of Clinton Street and Clark Avenue.
- Josh Johnson, Interstate Engineering, has been looking into the Trail Project. His suggestion is to come up with a Trail Plan.
- Operation and Maintenance manual from Morrison—Mairele has arrived plus an electronic copy of the manual.
- MacBain Property. Mr. Lambert is concerned about the lift station on the property as the company removing the housing has cut the power to the lift station which will freeze the water lines. Mr. Lambert suggests putting a valve in to be able to shut off the man camp without disruption of services in town. The council had some concerns regarding the Macbain Workforce Housing. Attorney Hennessey suggested passing an emergency resolution declaring

a water sewer hazard. Ron Butikofer moved to adopt an emergency resolution declaring a water sewer hazard regarding frozen water. Mandy Hickel seconded the motion. All voted in favor and motion carried.

Roosevelt County Sheriff's Department Report—None

Legal Issues

1. Discussion on a quiet title for the Dorothy Crawley property.—Attorney Hennessy
Attorney Hennessy stated the process is still moving forward.
2. Update on Water System Improvement Project lawsuit from C&C Excavation.
MMIA (Montana Municipal Interlocal Authority) has hired Hall & Evans, LLC out of Billings to handle our claim. Currently, they are working on moving the venue from Yellowstone county to Roosevelt County.

Local Emergency Planning Committee—None

The next meeting will be January 9, 2018 in Wolf Point

Public Hearing

- A. Final reading on an ordinance amending Title 4 Sewer and Water Chapters 02 Sewer Connection Regulations and 06 Water Regulation to include a change in fees.

The council conducted a final reading on an ordinance amending Title 4 Sewer and Water Chapters 02 Sewer Connection Regulations and 06 Water Regulation to include a change in fees. No public comment. Ron Butikofer moved to adopt an ordinance amending Title 4 Sewer and Water Chapters 02 Sewer Connection Regulations and 06 Water Regulation to include a change in fees. Mandy Hickel seconded the motion. All voted in favor and motion carried.

Old Business

- A. Zoning Permits: None
- B. Update Transportation project idea between Railroad Tracks and Highway 2 North on Highway 327.

Public Works Director Lyle Lambert discussed this item in his public works report above.

New Business

- A. Zoning Permits: None
- B. Edward D. Jones update—Tammie Richardson (Held until next meeting)
- C. Appoint members to the following committees: (Held until next meeting)
 1. Sewer and Water
 2. Streets
 3. Fire
 4. Police and Public Safety
 5. Community Development
- D. Election of President of the Council (Held until next meeting)
- E. Discuss purchasing a dumpster and rack for Clarence Street to comply with the additional garbage pickups in the amount of \$450.00.

Clerk Rogers spoke with Alan Bowker of Bowker Sanitation to see what the Town can do to provide garbage service to Chanon Romo and Jamie Holbrook who live on Clarence Street. Mr. Bowker stated a new dumpster (black can) and rack would cost \$450.00. Chanon Romo was in attendance and suggested they are willing to haul their garbage to the nearest can on Clark Avenue rather than purchasing a new can for their street. Clarence Street in the wintertime is not sometimes feasible to travel and the garbage truck will have a tough time navigating on the road. By Council consensus the Town will not be purchasing a new dumpster and rack at this time.

- F. Approve the Theodore Roosevelt Expressway Association membership dues in the amount of \$500.00.

The council discussed this item but Mr. Butikofer would like more information on what Bainville gets out of association. Clerk Rogers will contact the Association to see if Bainville can at least be added to their map.

- G. Montana Rural Water 39th Annual Water Conference—February 21, 22, & 23, 2018 Great Falls

Clerk Rogers, Public Works Director Lyle Lambert, Assistant Public Works Dan Lambert will be attending the 39th Annual Montana Rural Water Conference on February 21, 22, & 23, 2018 in Great Falls, Montana.

- H. Treasurer's Report:

- Review Gas Tax Fund—(Held until next meeting)
- Approve claims with checks dated December 11, 2017 in the amount of \$52,365.74
- Approve JV, UB Vouchers, and Payroll slips
- Review account receivable.

The council reviewed the claims and treasurer's report. Mandy Hickel moved to approve the Treasurer's Report. Ron Butikofer seconded the motion. All voted in favor and motion carried.

Mandy Hickel moved to adjourn the meeting at 8:45 PM. Ron Butikofer seconded motion. All voted in favor and motion carried.

Attest:

Approved By:

Nikki Rogers, CMC
Clerk-Treasurer

Dennis Portra
Mayor