

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

**The Regular meeting** of the Bainville Town Council was called to order at 7:05 p.m. by Mayor Dennis Portra at the Bainville Town Hall, 211 Clark Avenue East. Present were: Ron Butikofer, Mandy Hickel, Dennis Portra and Scott Ross. A **quorum** was established. Also present were Clerk, Nikki Rogers; City Attorney, Greg Hennessey. Absent: Public Works Director, Lyle Lambert. Guests included: Chuck Hyatt, Megan Noble.

Scott Ross moved to approve the agenda with the addition of Number 2: Discussion regarding MacBain property under Department Reports Letter C. Legal Issues. Ron Butikofer seconded the motion. All voted in favor and motion carried.

Scott Ross moved to approve the minutes dated September 10, 2018 as submitted. Ron Butikofer seconded the motion. All voted in favor and motion carried.

Public Comment—None

Public Works Report

Clerk Rogers stated she has not received any updates regarding the meter replacements and provided the council with the initial findings Mayor Portra added according to the tests results Mr. Noddings, Yellowstone Water Works, did before sending the meters back to Badger, there are some inconsistencies in flow. Mr. Ross indicated he would like to ask Public Works some questions regarding using some different meters.

Clerk Rogers asked Mayor Portra about the condition of one of the replacement meters not being properly insulated when inspected by the Badger representative. Mayor Portra directed public works to properly insulate the meter on their behalf.

Roosevelt County Sheriff's Department Update

Mayor Portra asked Clerk Rogers to notify the Sheriff's office regarding the beet haulers speeding through the town of Bainville.

Legal Issues

1. Discussion on a quiet title for the Dorothy Crawley property—Attorney Hennessy—No Update
2. Discussion regarding MacBain property

Mayor Portra directed City Attorney Mr. Hennessy to investigate the ownership and if there are any pending lawsuits regarding MacBain, Signor Lodging or the property at 5862 County Road 405 South.

Local Emergency Planning Committee—No Update

Trail Committee Update

- Community Development Block Grant (CDBG) Planning Grant for Trails Plan—No Update

Old Business--None

New Business

A. Zoning Permits:

1. Town of Bainville Buildings at the Lagoon and Lift Station

Clerk Rogers indicated the two buildings should be noted in the minutes so there is record of the buildings being built at the Lagoon and Lift Station. The funds for these buildings are coming out of the Wastewater RRGL Grant from DNRC.

Scott Ross moved to approve the building permits for the two buildings at the Lagoon and Lift Station. Ron Butikofer seconded the motion. All voted in favor and motion carried.

2. Megan Noble—Storage Shed

Megan Noble stated she would like to put a shipping container by the house at 611 Evans Street. The Mayor and Council reviewed and discussed the permit.

Scott Ross moved to approve the permit. Ron Butikofer seconded the motion. All voted in favor and motion carried.

B. Authorize the Mayor to sign the release of funds for the Department of Natural Resources and Conservation Loan A and Loan B in the total amount of \$110,029—Clerk Rogers

C. Authorize the Mayor to sign the following forms in regard to the Water System Improvements Project (Clerk Rogers):

1. Construction Completion Certificate
2. Borrower Certification on Payrolls and Statement of Compliance
3. Borrower Certification of American Iron and Steel (AIS)
4. Project Performance standards Certificate
5. One year performance criteria for the Town of Bainville Water System Improvements Project- 2016 Construction

Clerk Rogers cautioned the Mayor and council by signing all closing certifications and forms that this will turn back the remaining amount of \$110,029. This money could be used for new meters if this is the direction the council would like to proceed but a decision needs to be made regarding Badger.

Both of items B. and C. will be tabled until next month when the Public Works director is available.

D. Treasurer's Report:

- Approve claims with checks dated October 8, 2018 in the amount of \$28,898.18
- Approve JV, UB Vouchers, and Payroll slips

The Council reviewed the Treasurer's report. Scott Ross moved to approve the treasurer's report and claims with checks dated October 8, 2018 in the amount of \$28,898.18.

Scott Ross moved to adjourn the meeting at 7:57 PM. Mandy Hickel 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