

Regular Meeting Minutes of December 10, 2019
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, 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: Travis Wills, Chuck Hyatt, David Norton, Bernie Popp, Joe Popp, Thomas Johnston, Nikoal Johnston, Eric Newton, and Diane Panasuk.

Ron Butikofer moved to approve the agenda with the addition of New Business Letter C #2 regarding correspondence the Mayor received. Mandy Hickel seconded the motion. All voted in favor and motion carried.

Mandy Hickel moved to approve the minutes dated November 13, 2019 as submitted. Ron Butikofer seconded the motion. All voted in favor and motion carried.

Public Comment--None

Public Works Report

Lyle Lambert, Public Works, gave the following report:

- Lift station went down on December 8, 2019, Mayor Portra, Brett Portra, and Dan Lambert worked on the pump which was clogged with Under Armor clothing causing the pump to shut down. Mayor Portra feels the Town really needs the grinder pumps which would alleviate the problem. Lyle Lambert explained the check valve is broke on pump #1 which will be replaced too.

Roosevelt County Sheriff's Department Report—None

Clerk Rogers informed the council she spoke with one of the co-managers at the Welcome Stop. The owner of the camper has been in touch with them regarding picking up their camper this week. The camper broke down and no one is living in the camper.

Legal Issues

1. Discussion on a quiet title for the Dorothy Crawley property—Attorney Hennessey—None
2. MacBain/RL Signor Legal Issue—None
 - Discussion on properly disconnecting water and sewer permanently for the following addresses:
 - Target Hospitality, 5862 County Road 405 South

Local Emergency Planning Committee--Cancelled

Next LEPC meeting: Tuesday December 10, 2019 in Culbertson

Trail Committee Update--None

- 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—None
- B. Review and discuss the Building Permit process—None
- C. Discuss the purchase and implementation of Timeclock Plus—None
- D. Review and discuss the procedures regarding living in RV Campers.—None
- E. Discussion on options for 5862 County Road 405 North

Mayor Portra explained Target Hospitality has advertised the property without disclosing the 40 EDU or hookups to the property. Thomas Johnston has since put money down to start the process of purchasing the property. Mayor Portra asked Mr. Johnston if he is interested in the 40 hookups. Mr. Johnston indicated there is only 10-15 usable acres out there due to the wetlands. Mr. Johnston indicated he would like 20 hookups to be on the safe side.

By Mayor and Council consensus, the council will allow Mr. Johnston a 90-day grace period to decide what he would like to do with the property. When he decides or after the grace period ends, Mr. Johnston has agreed to pay base rates on what EDU numbers he plans to keep from the time of close to current date.

New Business

A. New Permits: None

B. **Resolution**—A resolution to declare certain days to shoot fireworks within Town limits.

Clerk Rogers presented a resolution to “declare sunset December 23, 2019 until 11:59 PM December 25, 2019 and sunset December 29, 2019 until 11:59 PM MDT January 1, 2020 the period to be able to shoot or fire any fireworks or other pyrotechnics in Town limits.” Mr. Butikofer proposed changing the dates from December 23, 2019 to December 24, 2019 and from December 29, 2019 to December 31, 2019.

Ron Butikofer moved to adopt a resolution to declare sunset December 24, 2019 until 11:59 PM December 25, 2019 and sunset December 31, 2019 until 11:59 PM MDT January 1, 2020 the period to be able to shoot or fire any fireworks or other pyrotechnics in Town limits. Mandy Hickel seconded the motion. All voted in favor and motion carried.

C. Request from D Panasuk to have water and sewer permanently disconnected at 210 Evans Street and 413 Clinton Street.

Diane Panasuk has requested in writing to have water and sewer permanently disconnected at 210 Evans and 413 Clinton Street. Mayor Portra discussed with her the effect of having the water and sewer hookups. If the water and sewer were permanently disconnected, then they will need to pay the impact fee to get it hooked up again. The Welcome Court is on hold until next month.

Ms. Panasuk did consent to have the water and sewer disconnected at 413 Clinton Street. Her final bill for this address will be the 1st of January which is the December charges. Impact fee will need to be paid prior to hooking up the water and sewer at this location. Severing the line will happen in the spring of 2020 when it is safe to do so.

- Correspondence letter with Mayor Portra and the council regarding the Town Clerk

Ms. Panasuk submitted a letter to the Mayor and Council in regard to the Town Clerk’s job duties. Mayor Portra addressed Ms. Panasuk’s questions and concerns. Clerk Rogers apologized to Ms. Panasuk for her recent statements.

D. Treasurer’s Report:

- Approve claims with checks dated December 10, 2019 in the amount of \$46,082.51
- Approve JV, UB Vouchers, and Payroll slips
- Review Accounts Receivable

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 8:10 PM. Ron Butikofer 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