

**Regular Meeting Minutes of June 13, 2016
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. Present were: Matt Giese, Dennis Portra, Mandy Hickel and Scott Ross. A **quorum** was established. Also present were Clerk, Nikki Rogers; Public Works Director, Lyle Lambert; City Attorney, Greg Hennessey. Guests included: Benjie Butikofer, David Norton, Josh Johnson.

Scott Ross moved to approve the agenda with the addition of *New Business Number 5* Eric Newton—Fence at Gracies and *Letter E* Audit Contract Change order. Matt Giese seconded the motion. All voted in favor and motion carried.

Matt Giese moved to approve the minutes dated May 9, 2016, May 16, 2016, and June 8, 2016 with the correction of adding Mandy Hickel to the members present. Scott Ross seconded the motion. All voted in favor and motion carried.

Public Comment--None

Public Works Report

Lyle Lambert, Public Works, reviewed the following topics with the council

- The “Handicapped Child at play” signs bought by the Matt Giese family have been put up on Duval.
- The Montana DEQ has a new required test, Orthophosphate, which is to be tested every six months.
- The residents have noticed some cloudy water recently which is air in the lines as there was a 24 inch main broke and Dry Prairie had to fix.
- The rain has helped the Lagoons
- The workers are busy with mowing the park, lots, boulevards, cemetery and cutting around the culverts throughout town.
- Mr. Lambert asked the council how to handle vacant lots which are not being mowed. The council suggested contacting the property owner and notify if they do not take care of their lots to mow them. The bill can be assessed on their property taxes.
- Public Works has discovered some leafy spurge around town and will ask the county extension to come down to spray.
- Public Works will work on the drainage around town to make sure the culverts are cleaned and the ditches are draining properly. Two culverts will need to be replaced. One culvert on Rhea in the alley between 2nd and 3rd street.

Roosevelt County Sheriff's Department Update—None

Local Emergency Planning Committee

May 10, 2016 Meeting—No Report

Public Hearing

Ordinance 117—An Ordinance of the Bainville Town Council amending Title 9 Public Peace, Safety and Morals Chapter 9.06 Fireworks Prohibited to redefine the dates for shooting off fireworks—Clerk Rogers

The town council conducted the second and final reading on an ordinance amending Title 9 Public Peace, Safety and Morals Chapter 9.06 Fireworks Prohibited to redefine the dates for shooting off fireworks. For the Independence day celebration, the council decided to allow shooting off fireworks

on Friday July 1, 2016 through Tuesday July 5, 2016 from the hours of 8:00 AM until 12:00 AM. No fireworks are allowed between the hours of 12:01 AM until 7:59 AM.

Matt Giese moved to adopt an ordinance with allowing the shooting off fireworks on Friday July 1, 2016 through Tuesday July 5, 2016 from the hours of 8:00 AM until 12:00 AM. No fireworks are allowed between the hours of 12:01 AM until 7:59 AM. Mandy Hickel seconded the motion. All voted in favor and motion carried.

Old Business

A. Zoning Permits: None

B. Continued discussion on a new Town Hall—No new information

1. Remodel current building proposal

C. Discussion regarding contracting services with the County Attorney's office—Attorney Hennessy

The Mayor asked if the Assistant County Attorney, Anna Rose Sullivan could attend the next council meeting.

D. Town of Bainville Welcome Sign—John Gilligan and Sara Harmon—No new information

New Business

A. Zoning Permits:

1. Crystal Logan—Fence and Chicken coop

The council reviewed the permit for a fence and chicken coop. Scott Ross moved to approve the permit for a fence and chicken coop. Matt Giese seconded the motion. All voted in favor and motion carried.

2. Bainville School—Construction of Football Field.

Mayor Portra reviewed the permit and construction has started. Matt Giese moved to approve the permit for the construction of the football field. Scott Ross seconded the motion. All voted in favor and motion carried.

3. Robert Beery for BHP Properties—Temporary Dog Fence

The council reviewed the permit for a temporary dog fence at one of their rentals. Scott Ross moved to approve the permit for a temporary dog fence. Matt Giese seconded the motion. All voted in favor and motion carried.

4. Bainville Faith Fellowship—Storage Shed

The council reviewed the permit for a storage shed. Matt Giese moved to approve the permit for a storage shed. Scott Ross seconded the motion. All voted in favor and motion carried.

5. Eric Newton—Fence at Gracies

The council reviewed the permit for a fence for the land behind Gracie's Bar and Casino. Scott Ross moved to approve the permit for a fence. Matt Giese seconded the motion. All voted in favor and motion carried.

B. Special Use Permit: Farmer's Market for 2016—Mandy Hickel

The council reviewed the special permit use for Simard Park on Tuesdays. A group would like to host the Bainville Farmer's Market on Tuesdays from July 12, 2016 through September 27, 2016 from 5:00 PM until 7:00 PM. Matt Giese moved to approve the special use permit for the Farmer's Market on Tuesdays from July 12, 2016 through September

27, 2016 from 5:00 PM until 7:00 PM. Scott Ross seconded the motion. All voted in favor and motion carried.

C. Discuss an ordinance of the Bainville Town Council amending Title 7 Health and Welfare Chapter 7.06 Nuisances—Clerk Rogers

Clerk Rogers presented the council with an ordinance review of Title 7 Health and Welfare Chapter 7.06 Nuisances. She asked the council to review and feel free to make some changes to the ordinance. The ordinance will be discussed at the next meeting in July.

D. Ordinance—An ordinance of the Bainville Town Council amending Title 9 Public Peace, Safety and Morals creating a new chapter 9.10 Outdoor Burning Regulations—Clerk Rogers

Clerk Rogers presented the council with a review of a new ordinance of Title 9 Public Peace, Safety and Morals creating a new chapter 9.10 Outdoor Burning Regulations. She asked the council to review and feel free to make some changes to the ordinance. The ordinance will be discussed at the next meeting in July.

E. Audit contract change order for two years instead of one year with Sidney Tax Service—Clerk Rogers

Clerk Rogers presented the council with a change order to modify the contract with Sidney Tax Service for two years instead of one in the amount of \$26,500. Matt Giese moved to approve the audit contract change order in the amount of \$26,500 for two years. Scott Ross seconded the motion. All voted in favor and motion carried.

F. Treasurer's Report:

- Approve claims with checks dated June 13, 2016
- Approve JV, UB Vouchers, and Payroll slips
- Approve cancelling check numbers 010909 and 010910 due to printing error.

Matt Giese moved to approve the JV, UB Vouchers, Payroll slips and claims with checks dated June 13, 2016 in the amount of \$61,412.03. Scott Ross seconded the motion. All voted in favor and motion carried.

Matt Giese moved to approve the cancelling of check numbers 10909 and 10910 due to printing error. Scott Ross seconded the motion. All voted in favor and motion carried.

Matt Giese moved to adjourn the meeting at 9:25 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