

## **Regular Meeting Minutes of February 20, 2017 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: Mandy Hickel, Matt Giese, Dennis Portra and Scott Ross. A **quorum** was established. Also present were Clerk, Nikki Rogers; Public Works Director, Lyle Lambert; City Attorney, Greg Hennessey. Guests included: David Norton, Curt Trinder, Josh Johnson, Curt Wood, Kellan Standley, Tim Lingle, Angela Bensen, and Benjie Butikofer.

Scott Ross moved to approve the agenda as submitted. Mandy Hickel seconded the motion. Motion carried. All voted in favor and motion carried.

Scott Ross moved to approve the minutes dated January 9, 2017 as submitted. Matt Giese seconded the motion. All voted in favor and motion carried.

### Public Comment:

David Norton asked if there was anything that can be done with the dirt bikes and ATV's loud exhaust. Mr. Lingle from the Sheriff's Department will make note of it.

### Department/Committee Reports

#### Public Works Report

Lyle Lambert, Public Works, reported the following:

- The town had concerns about some discoloration in the water. Dry Prairie was making some repairs and had turn off the water to town. When they turned the water back on, the manganese in the pipeline had settled causing some discoloration to the water. The public works department did several tests on the water and it is safe.
- Carlina from Morrison Maierle mailed the paperwork for the valves on Clinton Street.
- A sewer problem again this year at Lyle Lambert's house which needs to be remedied.
- Joe Milan property has been cleaned up and the new property owner will burn some of the material in a pit.
- Public Works helped the City of Baker with locating a water leak and it the machine works great.
- In April, Bobcat of Miles City will be bringing the grader attachment for our town bobcat so public works can see if it will work on our roads.
- Public Works has asked for a couple of storage containers for little equipment and for record storage.

#### Roosevelt County Sheriff's Department Update

Tim Lingle, Roosevelt County Sheriff's, met with the council and discussed they are finally looking to be fully staffed on the east end when training and the academy is over.

#### Local Emergency Planning Committee

- Minutes from the last meeting are in the council packet
- Next meeting is on March 14, 2017 in Wolf Point at 2:00 PM
- Emergency Operation Plan
- PDM

#### Old Business

A. Zoning Permits: None

B. Continued discussion on a new Town Hall

1. Remodel current building proposal—
2. Review proposal from contractor, Trinder Construction
3. Review proposal for electrical—Cummins Electric; Not received yet

Curt Trinder from Trinder Enterprises, submitted a proposal for the remodel. The council would like a proposal for the plumbing and electrical. These proposals should be ready for the next meeting on March 13, 2017.

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

Clerk Rogers will ask County Deputy Attorney Anna Rose Sullivan to join us at the next meeting.

- D. Discussion on a quiet title for the Dorothy Crawley property.—Attorney Hennessy

Attorney Hennessy is proceeding with the quiet titlework.

- E. Cardboard Recycling Center Program in Bainville—Sherry Welty

Clerk Rogers has contacted Bowker Enterprises to see if this program would be beneficial to them or would not be good for them.

- F. Holiday Decoration Follow-up—Kellen Standley

Mayor Portra will follow-up with Mr. Standley regarding the decorations.

New Business

- A. Zoning Permits—

1. Diane Panasuk—Breezeway between Rustic N More and White firehall—Approved by phone.

Matt Giese moved to approve the breezeway between Rustic N More and White firehall which was discussed via phone. Scott Ross seconded the motion. All voted in favor and motion carried.

2. Robert Beery—Storage Shed

The council discussed the four projects in which Mr. Beery will be working on. It is noted the dog kennels are made for the dogs only and no livestock or fair animal projects. Scott Ross moved to approve the permit application pending the payment of \$25.00. Mandy Hickel seconded the motion. All voted in favor and motion carried.

- B. Discussion on a pay request from C&C Excavation for the remaining amount from pay app #4.—Lyle Lambert

Curt Wood, C&C Excavation, stated Sidney Red-E-Mix is threatening to file a lien on their bond and could affect future work. Mayor Portra and the council discussed the situation. Mayor Portra will set a conference call between the town and Morrison-Maierle to see if there is anything that can be done.

- C. Approve drawdown #16 in the amount of \$6,262.96 from the following funding agencies:

1. \$3,262.39 from State Revolving Fund (SRF Loan B)
2. \$3,120.00 from WRDA

Scott Ross moved to approve drawdown #16 in the amount of \$6,262.96 from State Revolving Fund (SRF Loan B) and WRDA. Mandy Hickel seconded the motion. The motion was approved by 2-1 with Giese voting Nay.

- D. Approve payment to Morrison-Maierle in the amount of \$6,262.96.
1. \$3,142.96 for Grant Administration
  2. \$3,120.00 for Design and Construction Administration

Scott Ross moved to approve payment to Morrison-Maierle in the amount of \$6,262.96 Grant Administration and Design and Construction Administration. Mandy Hickel seconded the motion. The motion was approved by 2-1 with Giese voting Nay.

- E. Approve Change Order #3 addressing the damaged hatch for one of the tank accesses.—Stephanie Symanski

The Mayor and Council discussed this change order and would like to know why this is considered a change order. This item will be held.

- F. Approve the proposal and scope of services by Interstate Engineering regarding the platting of the Bainville Cemetery expansion to the east of the current cemetery.—Josh Johnson

Josh Johnson, Interstate Engineering, brought a couple of proposals for the cemetery expansion. Matt Giese moved to approve the proposal and scope of services by Interstate Engineering regarding the platting of the Bainville Cemetery expansion to the east of the current cemetery in the amount of \$6,500. Scott Ross seconded the motion. All voted in favor and motion carried.

- G. Update on MacBain Properties for annexation and lagoon—Scott Ross

Scott Ross has been in contact with MacBain Properties. He would like to get a punch list of items that need to be done by MacBain so we can work on annexing the property. Mr. Lambert will provide the list.

- H. Discuss sidewalk and fence complaint on Flynn Avenue.—Scott Ross

A citizen complained about trucks running all night at the Welcome Court. Mayor Portra stated he had not noticed them running all night but this does not need to happen. Clerk Rogers will need to write a letter to JNS company explaining we cannot have trucks running all night in town.

- I. Treasurer's Report:

- Approve claims with checks dated February 15, 2017
- Approve JV, UB Vouchers, and Payroll slips
- Approve the cancellation of checks #11194 due to Clerk error.
- Review account receivable.

Matt moved to approve the cancellation of check #11194 due to clerk error. Mandy Hickel seconded the motion. All voted in favor and motion carried.

Matt moved to approve JV, UB Vouchers, Payroll slips and claims with checks dated February 15, 2017 in the amount of \$52,080.99. Scott Ross seconded the motion. All voted in favor and motion carried.

Matt Giese moved to adjourn the meeting at 9:00 PM. Scott Ross 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