

The regular meeting of the Town Council was held June 14, 2021 in the Council Chambers at 7:30 pm. A review of claims took place at 7:00 pm.

Mayor Roni Phillips

Councilors: Bonnie Fuller, Thomas McCloskey, Kelly Dillon, Richard Lewis, Shirley Iwata,  
David Hubler

Clerk Brenda Schneider

Rodney Goins, Public Works Superintendent

Steve Temple, Fire Chief

Wayne Cashman, Undersheriff

Andy Short, County Planner

Citizens: Lisa Hubler, Sherry Goins, Val Inouye, Larry Smith

There being a quorum present Roni Phillips, Mayor, called the meeting to order. Roni Phillips Mayor, asked for additions/corrections to the minutes of the May 10, 2021 regular meeting. Kelly Dillon made a motion to approve the minutes of the May 10, 2021 regular meeting; Richard Lewis seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye.

CORRESPONDENCE None

PUBLIC COMMENT None

#### COUNCIL REPORTS

Richard Lewis read the May Animal report. A resident on Main Ave. was cited for her dogs running at large. Staff had received written complaints at the office regarding these dogs and the owner was previously warned. Staff issued the citation in the presence of a sheriffs' deputy upon request.

Bonnie Fuller read the May Sewer report. All routine sampling and testing are completed. Staff conducted 14 locate requests for the month. Staff were assisted by Bill from Superior Septic and successfully removed a root ball from a sewer main on Riverside Ave east. Staff continues to work with engineer Chris Hayes on several different areas of the sewer project. Influent flow data, manhole issues, lagoon information, and financial planning are in progress as the project continues. Discussed radio issues with the old Sewer alarm system and the options for repairs. During a meeting with the Engineer that is preparing the Preliminary Engineering report for the Sewer system, the Engineer recommended that the Town have a camera run through the sewer mains for a complete report on the condition of the main lines and if main lines need to be lined or replaced. This would provide better information for the Engineering report and also be an advantage on grant application for the sewer project. The Council discussed having a company come in and camera the sewer mains. Bonnie Fuller made a MOTION to approve the Public Works Dept. gather quotes to have a camera run through the sewer mains; Shirley Iwata seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye. The Engineer will be applying for American Rescue Plan Act (ARPA) funds for the Town for the sewer project. The application is due by July 15. These funds if received will be part of the overall funding for the sewer project.

Shirley Iwata read the May Court report—1 initial appearance, 2 omnibus hearing, 1 show cause, and 4 status hearing. Resisting Arrest, Obstructing a Peace Officer, Disorderly Conduct, No insurance, and Dogs running at large. Discussed the interlocal agreement for Law Enforcement Services for FY 21-22. Wayne Cashman stated that there will be no change in the agreement.

Kelly Dillon read the May Streets report. Street sweeping is nearly completed. Shadow asphalt came out and paved several areas in town. 5th Ave. east by Eva Horning parked was paved as was two blocks of Main Ave on the west side of town. Staff talked with Jake from shadow regarding the work done on Main Ave. The work was unsatisfactory and will need to be repaired. A partial payment was made and full payment will be remitted when the repairs are made. Western States Cat sent a technician out the look at the end loader. The engine was disassembled at our shop and sent out for repairs. Those repairs are still in progress with no return to service date known as of now.

Thomas McCloskey read the May Parks report. The stumps at Eva Horning Park will be removed as the contractor's schedule allows. Park irrigation systems were placed in service. The system at Eva Horning Park is not yet working. Several main lines are damaged and will be repaired asap. The system suffered significant damage as a result of the downed trees from the wind storm and clean-up efforts back in January. We would like to thank Steve Unruh for his dedicated service to the Public Works Dept over the past few summers. We will be advertising soon to for the part time position to assist with lawn maintenance around town. The Clerk reported that Montana Skatepark Association committed \$50,000 for the project. The Town received a grant of \$5000 from the Bill and Rosemary Gallagher Foundation. Currently the Town has \$300,800 for the construction of the skatepark. The Clerk reported that the RFQ for design/build was advertised and sent to Montana Plans Exchange. The proposals are due June 18, 2021. The proposals will be reviewed and a recommendation will be brought to the Council for approval. The Clerk reported a couple of citizens that came to the office commented that the money should be used for the new pool. All of the money raised for the skatepark is dedicated to the skatepark by the grantors and the donors, if the project was stopped all of the funds raised would have to be returned to the grantors and donors, none could be used for a new pool. We have kids asking us every day when the skatepark is going to be built.

Roni Phillips read the May Fire Department report. May 4<sup>th</sup> responded to MM57 for a Deer versus Car with blockage. Provided traffic control on I 90. Eight firefighters responding.

May 5<sup>th</sup> responded to I 90 MM 55 for a vehicle rollover. Five firefighters responding.

May 8<sup>th</sup> responded to a vehicle fire up Flat Creek which turned out to be clear up on the summit. Deputy helped a great deal with one of our extinguishers. Brush truck finished the job. Seven firefighters responding.

May 15<sup>th</sup> responded to Shy Rock for a lift assist. The summer time loading of increased tourism is certain to also increase our calls as well. Two firefighters responding.

May 19<sup>th</sup> responded to a car crash at MM58 with no blockage. No action needed. Four Firefighters responded.

May 19<sup>th</sup> responded to Horning Drive for a lift assist. Three Firefighters responding.

May 25<sup>th</sup> Wildland call on Mullan Rd West. Appeared to be a cigarette start. Fire moving very slowly in green grasses. Seven Firefighters responding.

May 28<sup>th</sup> responded to a freeway wildland call at Lozeau Exit. We will get more of these as summer approaches. Ten Firefighters responding.

May 4<sup>th</sup> we trained on Hydrants and Drop Tank actions. We had Ten Firefighters participating.

May 7,8,9 Four firefighters (Berry,Pecora,Dodd and Krussow) attended the Montana River Guides "Swift Water Rescue " program and endured some very chilly conditions. They held in there to get their certs and learned a great deal about recovery and equipment needed to conduct a rescue.

We now have eighteen active volunteers. New are Tim Zenor and Kyle Dana.

We received a grant from Republic Refuse for \$1,500.

We also received a donation from a local Family of \$100.

Steve Temple, Fire Chief, reported on the progress of the annexation to the Rural Fire District.

Steve Temple, Fire Chief reported on the concerns about future land developments and the role the fire department has. The fire department will take a more active role in developments to help provide the best fire protection possible and including safety considerations for the fire fighters.

David Hubler read the May water report. All routine sampling and testing completed. Meter reading completed without incident. The Rf meter project will continue as time allows. The chlorine injector pump in well 3 continues to have issues and will be replaced with a new model injector system.

COUNCIL CONCERNS None

UNFINISHED BUSINESS

AARP COMMUNITY LIVABILITY PROGRAM

The Clerk reported that she has been working with the representative of AARP for the community livability program application. Also, the Clerk requested and received a copy of Roundup's application to use as an example. Shirley Iwata will help with the application.

NEW BUSINESS

POOL IN THE PARK---MMCF & TOWN MOU ADDENDUM

Council discussed the addendum to the MOU between the Town and MCCF for the Town agreeing to be the fiscal agent for a LWCF grant for the Pool in the Park as approved by the Council in April. Thomas McCloskey made a MOTION to approve the addendum to the MOU between the Town and MCCF for the Town agreeing to be the fiscal agent for a LWCF grant for the Pool in the Park and approve the Mayor signing the addendum; Bonnie Fuller seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye.

JP INTERLOCAL AGREEMENT FY 2021-2022

Council discussed the JP Interlocal Agreement for FY 2021-2022 is enclosed in the packet. It is for \$6300.00. There is no change from last year. Thomas McCloskey made a MOTION to approve the JP Interlocal Agreement for FY 2021-2022 in the amount of \$6300; Shirley Iwata seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye.

FIRE DEPT.—COMMAND TRUCK

Fire Chief Steve Temple requested approval replace the 2000 Chevrolet 3500 pickup that is used for the command truck. The Fire Department acquired a 2000 diesel one ton pickup to serve as a command vehicle in 2018. The command vehicle is used primarily as a traffic management tool on crash scenes allowing the Rescue truck to go directly to the crash scene and render assistance. The system of using the Command vehicle has served us quite well and is heavily endorsed by the Firefighters. The Command vehicle is also used for mobile radio tasks and simply a heavy hauler for hose and tools. In short, we have come to rely on a full-size emergency equipped pickup. The Fuel Injector pump has failed for the third time (each time repairs run roughly \$4,000) and the vehicle is out of service. The Fire Chief recommended replacing the Command Truck with a used one-ton Long Bed Pickup or a suburban type vehicle. The Fire Dept currently has \$90,354 available in their capital improvement fund for the purchase. Council discussed the request. Discussed a command vehicle that the City of Baker is selling. Discussed the value of

having a mechanic check out the vehicle the department is interested in prior to purchase. Kelly Dillon made a MOTION to approve the purchase of a used pickup or suburban type vehicle to be used as a command vehicle up to \$30,000, the cost to be paid out of the Fire Department Capital Improvement Funds; Bonnie Fuller seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye.

#### RECYCLE CENTER DISCUSSION

Val Inouye reported the recycling center has seen an increase in use. We have received more cardboard from businesses in St Regis. Val reported that the recycling poster has been updated to include language that the bin pulls are paid for by donations. The recycling center still needs volunteers for a couple of shifts on Wednesday and Saturday. Val Inouye asked the Council to change the name of the recycling center from the Superior Recycling Center to the Emily Ornelas Recycling Center in honor of Emily, as the recycling center was her project. Kelly Dillon made a MOTION to approve to change the name of the recycling center from the Superior Recycling Center to the Emily Ornelas Recycling Center; Shirley Iwata seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye. Discussed the banner and Gadgets to Go will be contacted about a new banner for the center.

#### LEGAL

The Clerk reported that the town and the soil conservation district have received a complaint about KC Sullivan removing brush, trees and willows from the riverbank and down by the river across from his house on Riverside Ave W. The Soil Conservation District asked if the Town would be taking any action against Mr. Sullivan, if so we could combine it with the 310-permit violation. All of the information was sent to the Town Attorney for review and to review the Town codes. The Attorney reviewed the information and the Town codes. The Attorney said the Town could charge them with littering for dumping the grass clippings over the riverbank. It is possible to fine them up to 500.00 and there is a possibility of imprisonment, however I don't see much chance that the judge would go along. Council discussed the options and the consensus of the Council was for the Town to not do anything at this time regarding the littering unless someone sees the person dumping over the riverbank and files a formal complaint. The Council feels that the jurisdiction is the Soil Conservation District with the 310-permit violation.

#### CLERKS BUSINESS

Prepared minutes.  
Updated Utility customer accounts as needed.  
Prepared and mailed utility bills.  
Posted daily receipts and made daily deposits.  
Prepared and mailed past due and remaining balance utility letters.  
Transmitted and posted the ACH utility payments.  
Prepared and mailed final customer bills.  
Prepared monthly financial statement and bank reconciliation.  
Prepared Agenda and Notes from the Clerk.  
Uploaded Agenda to website. Posted Agenda.  
Prepared and delivered council packets.  
Prepared claims and checks.  
Prepared payroll and monthly reports.  
Prepared monthly Tax vouchers and receipts.

Uploaded checks to the Wells Fargo positive pay as part of the fraud protections.  
Updated software.  
Updated Website  
Grant searches.  
Updated Agenda Subject Index  
Uploaded Minutes to website.  
Completed cash reconciliation for SVFRA.  
Prepared the FY21-22 JP Interlocal Agreement.  
Finish Skatepark RFQ.  
Emailed Skatepark RFQ to LWCF liaison and Town Attorney for review.  
Finish Skatepark RFQ notice and publish in the Missoulian.  
Prepare Affidavit of posting for Skatepark RFQ notice on Website.  
Prepare Affidavit of posting for Skatepark RFQ on Montana Plans Exchange.  
Prepared Clean-up Day address lists and volunteer list sheet.  
Prepared and mailed Recycling invoices.  
Prepare and mail quarterly newsletter. Upload newsletter to website.  
Update recycling tracking report.  
Update skatepark report, poster and information on website.  
Respond to DNRC questionnaire for sewer planning grant.  
NLC Webinar regarding ARPA funds.  
Work on preliminary budgets.  
MT State SRF ARPA webinar.  
MT League Zoom meeting ARPA funds.  
Start preparing for Fiscal year end.  
Set up meeting with Engineer regarding ARPA funding for sewer project.  
Met with Engineer regarding ARPA funding for sewer project.  
Prepared and submitted the semi-annual ACH for the Water and Sewer Loan payments.  
Prepared and posted the journal vouchers for the Water and Sewer loan payments.  
Work on MOU addendum between the Town and MCCF.  
Work with Conservation District regarding a 310-permit violation on Riverside Ave W.  
Complete and submitted the required semi-annual report for the Skatepark Project grant.  
Researched sewer easements.

#### CONSENT AGENDA

Kelly Dillon made a MOTION to approve the Consent Agenda as presented, Town Claims 35918-35989, May Financial Reports, May Cash Reconciliation, May Pledged Securities, May Journal and UB Vouchers, May Budget Report; Kelly Dillon seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye.

ADJOURNMENT

There being no further business before the Council Thomas McCloskey made a MOTION to adjourn until the next regular meeting July 12, 2021; Shirley Iwata seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Bonnie Fuller-aye, Richard Lewis-aye, David Hubler-aye.

Roni Phillips, Mayor

Attest:

Brenda Schneider, Town Clerk