

The regular meeting of the Town Council was held September 12, 2022 in the Council Chambers at 7:30 pm. A review of claims took place at 7:00 pm.

Mayor Roni Phillips

Councilors: Kelly Dillon, Wanda James, David Hubler, Shirley Iwata, Bonnie Fuller,
Thomas McCloskey

Clerk Brenda Schneider

Rodney Goins, Public Works Superintendent

Steve Temple, Fire Chief

Andy Short, County Planner

Citizens: Sherry Goins, Lisa Hubler

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 August 8, 2022 regular meeting. Kelly Dillon made a motion to approve the minutes of the August 8, 2022 regular meeting; 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, Wanda James-aye, David Hubler-aye.

CORRESPONDENCE None

PUBLIC COMMENT None

COUNCIL REPORTS

Wanda James read the August Animal report. Rodney Goins reported that there has been a bear in the park. All garbage containers have been removed. Nothing more to report.

Bonnie Fuller read the August Sewer report. All routine sampling and testing are completed. Staff conducted approx. 10 locate requests for the month. Staff assisted a contractor with sewer saddle installations for two locations along fourth Ave. One was at the school district bus barn and the other is new construction in the 600 block of 4th. Staff assisted our engineering firm with work on the sewer project. Contractors were out at the lagoon site doing soil and ground sample testing as well as an asbestos inspection. Test holes were also dug in several places around the lagoon. Staff excavated and raised a manhole on riverside avenue in the area of cedar street. Staff excavated and raised a manhole at Illinois Ave and 4th Ave east. Both locations will provide much needed access to vital areas of the sewer system for inspection and cleaning. Rodney Goins reported that he TSS samples for two months were out of compliance due to the heat, algae and problems with the blowers. DEQ was notified and they did not fine the town. The TSS samples are now back in compliance.

Shirley Iwata read the August Court report. 13 initial appearances, 5 omnibus hearings, 1 appearance, and 1 Change of Plea, 4 Status Hearings, 3 Scheduling Conferences. Partner or family member assault, criminal mischief, disorderly conduct, expired registration, no insurance, DUI, no turn signal, and no license plate lamp.

Kelly Dillon read the August Streets report. Staff patched numerous pot holes around town. Staff repaired the street signs on 6th Ave east by Pike Street. The sign post was bent over sometime during the fair. Staff were able to re-erect the sign and did not require replacing the post. After necessary replacement of the batteries, the speed board has been deployed several times in the past couple weeks. It was used on Mullan road west in lieu of complaints of speeding vehicles. It was also deployed on several locations along 4th Ave east to help with safe travel during the beginning of our school year

Thomas McCloskey read the August Parks report. The Public Works Dept. would like to Thank Ken Quitt for his excellent service this summer in caring for our parks! We appreciate you, Ken! Several repairs were made to the irrigation system at Timberman Park. Several faulty sprinkler heads were replaced. The irrigation system at James Park is acting up and is currently being run manually until repairs can be made. Rodney Goins reported that the old apple tree next to the EH Park restrooms will be removed, it is rotten all the way through.

Roni Phillips read the August Fire Department report. So far, we have responded to 136 calls in 2022. August 2ed responded to southside road for traffic control request, vehicle accident. Six Firefighters responding.

August 2nd responded to 160 Horning for forceable entry request by Sherriff. Recovery of a fatality and removal. Two large aggressive dogs made entry a challenge. Six Firefighters responding.

August 6th responded to 1205 Riverside Drive for a Medical Aide call. Two Firefighters responding.

August 6th responded to 110 1st St West for a structure fire. During the Rodeo crews arrived to a fully involved structure threatening the home nearby. Occupants were out of the building with intense heat in the middle of a residential area. Deployed 800 feet of supply line to connect to hydrant. Front and rear teams knocked the fire down in one hour time. Building a total loss and nearby structure suffered heat damage but remained habitable. Eight firefighters responding along with mutual aid support by St Regis crews.

August 7th responded to MM 39.8 for car versus deer and medical support of 4 patients. Provided traffic control. Two in QRU responding.

August 9th up Cedar Creek for a vehicle rollover at MM 10.4. Single vehicle edge of roadway needed stabilization with vehicle chocks. Six firefighters responding.

August 9th responded to request for lift assist at 156 Trout Creek Road. Two firefighters responding.

August 9th responded to Town Pump for a fuel leak. Upon arrival had to discover system for fuel cutoff. Applied floor dry and closed road during removal of trailer city charged lines for fire protection. Eight Firefighters responding.

August 10th responded 306 3rd Ave east for patient care. Two Firefighters responding.

August 11th responded to 306 2ed avenue East for patient care. Two firefighters responding.

August 11th responded to 12745 Mullan Rd east for lift assist. One firefighter responding.

August 12th responded to 116 Black Bear ranch for a medical trauma. Three firefighters responding.

August 14th responded to apt 103 Commons for a lift assist. Four Firefighters responding.

August 19th responded to MM 63 East for a car sparking. Stood down. Eight Firefighters responding.

August 19th responded to 406 Montana Ave for a possible stroke victim. One firefighter responding.

August 20th responded to MM 62 for a traffic blockage. Truck and Boat fixed the flat. Five Firefighters responding.

August 20th responded to riverbend area for a possible wildfire. None located. Three Firefighters responding.

August 20th responded to Wiley Waters at Lozeau for a possible power Land Fire. Nine Firefighters responding.

August 21st responded to a Car versus Bear at MM61. Provided traffic Control. Three Firefighters responding.

August 23rd responded to Big Sky motel for a patient with difficulty breathing. One Firefighter responding.

August 25th responded to 204 Alder St. Drove Ambulance to MCH. Two Firefighters responding.

August 26th responded to 204 ed Ave East for lift assist. Two Firefighters responding.

August 26th responded to Commons Apartment cancelled before arrival. Three Firefighters responding.

August 30th responded to MM43 west bound traffic. Three Firefighters responding.

August 8th trained on Hydrants

August 23rd trained on initial attack and reviewed.

We now have 21 active members.

Departmental Issues: The Insurance Issues were resolved thanks to the Towns support on the rental agreements. Certificates were issued.

DNRC approved the Rural request to obtain the land at Tarkio for a Station and checks were drawn for \$36,110. The easement is now in place.

The Mutual aid agreement between the town and the rural district was approved by the Rural board and signed.

David Hubler read the August water report. All routine sampling and testing completed. Several town residents were advised of potential water leaks discovered after meters were read. We are still waiting on the parts to repair well #1. Staff are in the process of collecting quotes to install a generator at well #3. Staff assisted The Community church with a water service line repair. They replaced a large section of their service line and installed a meter pit in the side yard. New meters were installed at several locations around town. They were newly constructed or rebuilt homes with new water services.

COUNCIL CONCERNS

UNFINISHED BUSINESS

DEVELOPMENT STANDARDS

Steve Temple reported that he is working on coordinating a date for a meeting between the committee, planning board members, conservation board members and others to review and recommend changes in the Town's development standards. The meetings will be open to the public and notices will be posted. Discussed meeting dates. The meeting was set for Monday November 14, 2022 at 4:30 pm to 6:30 pm prior to the regular council meeting.

ORDINANCE NO. 224 COUNCIL MEETING--SECOND READING

Mayor Phillips read Ordinance No. 224 which amends Ordinance No. 153. The amendments are to change time of council meetings from 7:30 pm to 6:30 pm and, the call or order section and amends the order of business to follow the printed and posted agenda. The ordinance amends Town Code 2.08.010, 2.08.040 and 2.08.50. Council discussed the ordinance and the amendments. Bonnie Fuller made a MOTION to adopt Ordinance No. 224, second reading; 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, Wanda James-aye, David Hubler-aye.

GENERATOR WELL #3

Council discussed purchasing a backup generator for Water Well 3. Rodney Goins reported that he has received information from Glacier Power out of Kalispell for a Generac generator. The cost would be \$49,045.48. This includes the generator, transfer switch, cement slab, electrical, and set up. No time frame for completion. A quote from Rocky Mountain out of Colorado, is \$39,553 for

the generator and transfer switch. Town would have to install the cement slab and electrical. Rodney reported that the wait time for an Onan generator would be 60 to 70 weeks. Council discussed the quotes. Rodney will ask these companies if they will guarantee the costs due to the long wait time. Rodney will contact more companies for more quotes.

NEW BUSINESS

SEWER PROJECT—TASK ORDER NO. 3—FUNDING ADMINISTRATION PHASE

Council discussed the Sewer Project Task Order No. 3. The Sewer Project is moving from the planning phase into the next phase of the project. Task Order No. 3 is for funding administration for all of the funding agencies and the project. The amount of the Task Order is included in the budget of the sewer project. Kelly Dillon made a MOTION to approve the Sewer Project funding administration Phase Task Order No. 3 with Robert Peccia & Associates, Inc not to exceed a ceiling of \$80,000; Thomas McCloskey 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, Wanda James-aye, David Hubler-aye.

SEWER PROJECT---TASK ORDER NO. 4---DESIGN PHASE

Council discussed the Sewer Project Task Order No. 4. The Sewer Project is moving from the planning phase into the design phase of the project. Task Order No. 4 is for the design phase of the sewer project. The amount of the Task Order is included in the budget of the sewer project. Thomas McCloskey made a MOTION to approve the Sewer Project Design Phase Task Order No. 4 with Robert Peccia & Associates, Inc in the amount of \$440,000.00; 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, Wanda James-aye, David Hubler-aye.

MT PFAS COST RECOVERY PROGRAM-REGISTRATION

Montana Rural Water Systems, Inc and the National Rural Water Association are strongly recommending the Municipal Utility systems register in the MT PFAS Cost Recovery Program at no cost to the town, and to protect the Town and rate payers from a PFAS contamination financial burden. There is no cost for the Town to register for the PFAS cost recovery program. Council discussed the letter and information sheet from MT Rural Water Systems and NRWA. Council discussed the information regarding PFAS from the law firm working on the PFAS cost recovery program. Tom Orr, Town Attorney reviewed the information and talked with the attorney working on the PFAS cost recovery program and has no issues with the Town registering with the PFAS cost recovery program. Kelly Dillon made a MOTION to approve the Mayor signing the retainer agreement between the Town and Napoli Shkolnik PLLC, attorneys for the PFAS cost recovery program; Wanda James 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, Wanda James-aye, David Hubler-aye.

WATER TANK LEVEL TRANSMITTER AND DEHN SURGE PROTECTION REPLACEMENT

Rodney Goins, Public Works Superintendent, reported that the Water Tank Level Transmitter was hit by lightning again and damaged. MET came to Superior to help assess the damage and they have recommended replacing the water tank level transmitter. The current level transmitter is a submersible pressure sensor, which means it has contact with the water and piping. MET is proposing to install an ultrasonic level that hangs above the water and has no contact with the piping

or water. Ultrasonic level transmitters are electrically and physically isolated. MET is also proposing to install a DEHN lightning/surge protection to eliminate surge fails. The cost of the project is \$4750. Since MET did a system upgrade Superior, they will deduct the field labor of \$1250 if Council approves to do the project by the end of September. This will lower the project cost to \$3500. Council discussed proposal. Shirley Iwata made a MOTION to approve the proposal from MET to replace the Water Tank Level Transmitter and DEHN surge protection in the amount of \$3500.00; 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, Wanda James-aye, David Hubler-aye. Council discussed having a strategic plan or preliminary engineering plan prepared for the Town water system.

REQUEST SCRAP OLD WATER TELEMTRY SYSTEM

Rodney Goins, Public Works Superintendent requested Council approval to scrap the old water telemetry system that has been replaced with the new system. All components are obsolete and have no value. Council discussed the request. Wanda James made a MOTION To approve the request to scrap the old water telemetry system; 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, Wanda James-aye, David Hubler-aye. Rodney Goins will contact Montana Rural Water Systems and ask if there is a town that has the system and needs parts.

REQUEST SCRAP ORIGINAL SEWER PUSH CAMERA

Rodney Goins requested Council approval to scrap the old sewer push camera that has been replaced with the new system. The old camera is unusable. Council discussed the request. Kelly Dillon made a MOTION to approve the request to scrap the old sewer push camera; 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, Wanda James-aye, David Hubler-aye.

LEGAL

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 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 Cash reconciliation and financial reports.
Completed FY 22-23 Budget Document.
Submitted the FY 22-23 to the State.
Requested added insured for the War Horse ranch leased Building and truck through MMIA.
Received added insured from MMIA.
Emailed Budget resolutions to DOR and Mineral County Treasurer and Clerk & Recorder.
Prepared and sent Water/Sewer Delinquency list to DOR and MC Treasurer to add to taxes.
Entered FY 22-23 budgets into accounting
Attended annual APT US&C virtual conference.
Completed and emailed annual USDA reports.
Prepared and mailed quarterly newsletter.
Uploaded quarterly newsletter to the website.
Attended meeting at County Commissioners for the Town request of Minimum allocation funds.
Prepare semi-annual firemen stipend worksheet, claims and checks.
Prepare special response firemen stipend worksheet, claims, and checks.
Prepare DNRC commitment letter for the application for County minimum allocation funds.
Prepare DNRC certification form for the application for County minimum allocation funds.
Work with Black Mountain Software to fix an issue with compound meters.
Work with MAPS regarding new addresses.
Prepare and mail statements for water and sewer plant investment fees.
Prepare new application form for new water and sewer connections.
Prepare files for PWS pickups for the new application form for water and sewer and other forms.
Prepared 21-22 pension liability form, prepared and posted pension liability journal vouchers.
Updated the Note page for GASB 68 for the AFR.
Download the state annual financial report form.
Work on the annual financial report.

CONSENT AGENDA

Kelly Dillon made a MOTION to approve the Consent Agenda as presented, Town Claims 36823-36893, August Cash reconciliations, August Financial reports, August pledged securities reports, August Journal and UB Vouchers, and July and August Budget reports; 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, Wanda James-aye, David Hubler-aye.

ADJOURNMENT

There being no further business before the Council Bonnie Fuller made a MOTION to adjourn until the next regular meeting October 10, 2022; Wanda James 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, Wanda James-aye, David Hubler-aye.

Roni Phillips, Mayor

Attest:
Brenda Schneider, Town Clerk