

The regular meeting of the Town Council was held May 8, 2023 in the Council Chambers at 6:30 pm. A review of claims took place at 6:00 pm.

Mayor Roni Phillips

Councilors: Kelly Dillon, Wanda James, Thomas McCloskey, Stephanie Quick, Bessie Spangler, Shirley Iwata

Clerk Brenda Schneider

Rodney Goins, Public Works Superintendent

Scott Dodd, Fire Chief

Andy Short, County Planner

Sheriff Ryan Funke

Citizens: Sherry Goins, Josh Goins, Diane Magone

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 April 10, 2023 regular meeting. Kelly Dillon made a motion to approve the minutes of the April 10, 2023 regular meeting; Wanda James seconded. MOTION passed 5 ayes, 0 nays, 1 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-abstain, Wanda James-aye, Stephanie Quick-aye, Bessie Spangler-aye.

CORRESPONDENCE None

PUBLIC COMMENT None

#### COUNCIL REPORTS

Wanda James read the April Animal report. All is well in the animal world.

Stephanie Quick read the April Water report. All routine sampling and testing completed. Water meters were installed in 2 new homes in town. The proper paperwork was filed at the office and the 2 new customers now have water. Staff were called out for a tank level problem. Upon further investigation it was discovered that the tank level sensor malfunctioned causing the issue. The alert system worked perfectly notifying staff of the problems. The system was placed on a default setting and functioned thru the weekend. Staff were able to repair the sensor and restore the water system to proper operation.

Shirley Iwata read the April Court report. 4 initial appearances, 10 omnibus hearings, 2 Status hearings, 4 appearances 2 Change of Plea. Assault., 1 Order to Show Cause. Sheriff Funke stated that the department has been busy. Sheriff Funke stated that he appreciated the assistance from the Fire Department with the recent body recovery from the Clark Fork River. He stated that the Missoula Department was impressed with our Fire Department regarding the body recovery. Sheriff Funke reported that they applied for a grant for a School Resource Officer that would be split between 3 schools if awarded. The schools are providing the matching funds.

Kelly Dillon read the April Streets report. Shadow asphalt has provided quotes for blacktop work around Town. Work should be completed sometime after July 1. Arizona Ave and Illinois Ave are the areas scheduled for repairs. The Company demo is Monday and Tuesday and street sweeping will commence immediately following. Our Sales Rep and Service reps for the new sweeper, Koi's Brothers Equipment out of Great Falls, will be showing the new sweeper in this year's Car Show! Staff used the new man lift to hang the Superior High School Senior banners around the downtown area. They will hang in town until after graduation.

Thomas McCloskey read the April Parks report. Spring clean-up has begun at the Parks as time allows. The restroom renovation at Timberman Park has begun and the water has been turned on

to the concession stand. The restrooms at Eva Horning Park have been opened for the season. Staff discovered some faulty and damaged swing pieces during a safety inspection at Eva Horning Park. The damaged pieces were removed and replacements have been ordered. Lawn care equipment has been serviced and prepared for duty. Lawn mowing season came fast. The Clerk reported that the MOU with the Pool in the Park Group that was done in 2018 was updated to a formal agreement entered into in 2019. The five years would end this year with the MOU done in 2018 and with the 2019 agreement the five years will end in 2024. Consensus is to review and renegotiate the agreement in 2024. Thomas McCloskey reported that the RC Event will be held at the skatepark June 24 in the afternoon. Discussed the RC Event.

Roni Phillips read the April Fire Department report. 9 Emergency Calls in February (3 EMS, 5 FIRE, 1 Traffic/MVC, 1 Wildland Resource Request) and 2 Fire Trainings and 2 Medical Training in February. 2 Calls in Town limits, 7 calls in Rural District.

- 04/01 EMS- Lift Assist- 304 2<sup>nd</sup> Ave East
- 04/06 MVC- Single Vehicle Rollover- MM 42 I90 WB
- 04/06 EMS- 88YO Female Fall- 92 Turtle Hill Lane
- 04/09 FIRE- Wildland Escaped Burn- 7798 Southside Road
- 04/10 EMS- Lift Assist- 304 2<sup>nd</sup> Ave East
- 04/26 FIRE- Smoke Report- MM48 I90 North Side
- 04/27 FIRE- Initial Attack Mutual Aid –USFS- Donlan Flats
- 04/28 RESOURCE- USFS Requested Tender- Donlan Flats
- 04/28 FIRE- Small fire at Bark Mill- Diamond Road
- 04/30 FIRE- Mutual Aid Escaped burn- Spirit Walk Lane
- 04/04 Narcan Administration Refresher
- 04/11 FF1 HazMat ID
- 04/18 ACS and Intravenous Discussion
- 04/25 Portable Decontamination Unit

19 Firefighters on current roster with 1 Junior to start our Juniors Program.

Upcoming event at Superior Schools to do Fire Safety Discussion and future recruitment for Juniors Program.

Another fantastic month in the books for our department. We held our first annual Easter Egg Hunt in Superior at Eva Horning Park. What a fantastic turn out and the community support was phenomenal! Also had a fundraiser BBQ in coordination with Mineral Community Hospital in support of getting Body Armor for our First Responders. We were hoping to raise \$2000 and far surpassed that.

The planning for future events coming up this year continues. We are training other Fire Departments on NARCAN administration, The Fun Run on May 10<sup>th</sup>, and we will be hosting the Bicycle Rodeo again this year at the Fairgrounds for the Annual Lions Club Rodeo.

We also received another small grant from the Montana State Elks Assoc. to help replace one of our SCBA's that was no longer viable.

Bessie Spangler read the April sewer report. All routine sampling and testing are completed. Staff conducted approx. 12 locate requests for the month. Routine spring hot spot flushing was completed. Staff raised another main hole on 2<sup>nd</sup> Ave east. The Clerk reported that the Montana Legislature approved the RRGL and the MCEP grants for the Town. The state should be sending out award letters in June.

COUNCIL CONCERNS None

## UNFINISHED BUSINESS

### DEVELOPMENT STANDARDS

Nothing new at this time, still waiting to see what the Legislature is going to do on several zoning bills. Andy Short commented that there are some changes that will require amendments to the current Subdivision Regulations.

### NEW BUSINESS

#### ANNEXATION-GOINS- PUBLIC HEARING

Mayor Phillips closed the regular meeting at 6:49 pm and opened the public hearing. Mayor Phillips stated that the purpose of the public hearing is to hear public comment on the petition filed by Joshua Goins, the property owner of the land, requesting annexation to the Town of Superior, Montana of the following described real estate: Parcel Tract 6 of Certificate of Survey (COS) 345, a tract of land in southwest one quarter (SW4) also being a portion of vacated Block 83 of Amador Townsite, located in Section 35, Township 17 North, Range 26 West, Principal Meridian, Mineral County, Montana. Shirley Iwata asked for clarification on where the property is located. Council discussed the location. Shirley Iwata stated that the services for the property have been addressed. No further comments. Mayor Phillips closed the public hearing at 6:51 pm and reopened the regular meeting.

#### RESOLUTION NO. 536---ANNEXATION- GOINS

Mayor Phillips read Resolution No. 536 extending the corporate limits of the Town of Superior, Superior, Montana, to annex within the boundaries a certain tract of land described as parcel tract 6 of certificate of survey (cos) 345, a tract of land in southwest one quarter (sw4) also being a portion of vacated block 83 of Amador townsite, located in section 35, township 17 north, range 26 west, principal meridian, Mineral County, Montana for which the owner has petitioned for annexation. Kelly Dillon made a MOTION to adopt Resolution No. 536 extending the corporate limits of the Town of Superior, Superior, Montana, to annex within the boundaries a certain tract of land described as parcel tract 6 of certificate of survey (cos) 345, a tract of land in southwest one quarter (sw4) also being a portion of vacated block 83 of Amador townsite, located in section 35, township 17 north, range 26 west, principal meridian, Mineral County, Montana; Thomas McCloskey seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Wanda James-aye, Stephanie Quick-aye, Bessie Spangler-aye. The Clerk will file Resolution No. 536 with the Office of the Clerk and Recorder in Mineral County. Pursuant to Section 7-2-4607, Montana Code Annotated.

#### MINERAL COUNTY RAILS TO TRAILS- DIANE MAGONE

Diane Magone presented information about the Mineral County Rails-to-Trails projects. Mineral County Rails-to-Trails group formed to work with the National Rail-to-Trails on projects in Mineral County. The National Rails to Trails has been working to develop a trail for bicyclists and pedestrians from the east coast to the west coast. Diane Magone stated that the Mineral County group has received preliminary approval of the FWP Trail Stewardship Grant for the DNRC/Tarkio project in the full amount requested (\$39,000)! Once we get insurance in place, we will pay the annual user fee of \$800 to DNRC and start working on the project with the hopes of having it completed this year. Diane Magone stated that the comment period is open until May 11, 2023. More information can be found at [www.fwp.mt.gov](http://www.fwp.mt.gov). This is a coordinated effort involving MC-MT-Rails-to-Trails, DNRC, and the Mineral County Rec Club (who will be assisting us with

on-going maintenance of the project). This new trail system, located between Tarkio and the Crystal Springs interchange, will not only provide a trail that allows cyclists an alternate safer route than the freeway but will also include the Austin-Woodhouse Scenic Loop which will be suitable for family use open to locals and visitors alike. Match for this grant was provided by the Woodhouse Foundation (\$5,000) and The Rails-To- Trails Conservancy (app. \$1,500). We have also requested a small grant from ARPA funds to assist us with the DNRC annual user fee of \$800 for the first year, since that cost is not included in the grant. Diane Magone

#### BIG SKY RAIL PASSENGER AUTHORITY REQUEST CONTRIBUTION—LETTER FROM DIANE MAGONE

Diane Magone presented information regarding the Big Sky Passenger Rail Authority is working to bring passenger rail back to southern Montana. Diane stated that plans are being finalized for the BSPRA/Montana Health Care Foundation meeting to be held at the Paradise Center on Wednesday, May 24<sup>th</sup> starting at 4:00 p.m. with food provided. The main focus of the public meeting will be the health benefits of having access to passenger rail service through our area again. The information garnered from these six meetings to be held across the state (along the proposed route) will be collated into a report to be sent to the Federal Railroad Administration to be utilized in their decision making as they finalize their short list of routes to be reimplemented. A meeting will also be held earlier in the day in Ronan starting at 10:00 a.m. with lunch provided.

#### LAW ENFORCEMENT INTERLOCAL AGREEMENT FY 23-24

Ryan Funke, Sheriff presented budget information for the Law Enforcement Interlocal Agreement for Fiscal Year 2023-2024. Ryan Funke requested an increase in the Law Enforcement Interlocal Agreement for FY 2023-2024 in the amount of \$14,896.20. The total cost for the year would be \$93,139.20. The current FY 22-23 Law Enforcement agreement is \$78,243.00. The amount has not changed in 3 years, since FY 20-21. Ryan Funke stated that the number of calls increased 5 times since 2020. Cost of living has increased, as well as fuel and maintenance expenses. Council discussed the request. Wanda James made a MOTION to approve the \$14,896.20 increase of the Law Enforcement Interlocal Agreement for Fiscal Year 2023-2024 effective July 1, 2023; Kelly Dillon seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Wanda James-aye, Stephanie Quick-aye, Bessie Spangler-aye. The Clerk will prepare the updated agreement and get copies to Sheriff Funke for signatures.

LEGAL None

#### 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 UB 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, and quarterly.  
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.  
Work with HRC and CDBG on HRC building project and grant.  
Work with Engineer on sewer project.  
Set up new water and sewer accounts.  
Prepare and publish public hearing notice for Annexation-Goins  
Post public hearing notice for Annexation on website.  
Prepare Resolution No. 536 Annexation-Goins.  
Prepare internal controls form for auditor.  
Update Fire Relief Association form for auditor.  
Email reports as requested to auditor for annual audit preparation.  
More audit preparation.  
Audit exit conference.  
Annual audit completed for FY 21-22.  
Prepare and mail statements for Water and Sewer Plant Investment Fees.  
Prepare and mail statement for 50/50 sidewalk monthly payment.  
Webinar-Technical Communications  
MPERA audit of Town Public Employee Retirement System (PERS).  
Prepared and emailed MPERA records and forms for the audit.  
MPERA audit completed. Town is in compliance with laws and rules for reporting.  
Work with engineer on TAP grant application.  
Webinar- APT Cyber Security—Public Treasurers and money.  
Webinar—Board and committees  
Completed and submitted MMIA property insurance paperwork for FY-23-24  
Completed and submitted MMIA annual skatepark insurance paperwork FY 23-24  
Prepare and submitted MMIA firemen's presumptive work comp paperwork FY 23-24  
Paperwork for new UB accounts  
Complete meter changes in UB accounts  
Post Clean-up Day posters  
Schedule Clean-up Day pickups  
Webinar—Fraud Management  
Prepare and submit TAP grant application paperwork to state for \$5000 reimbursement  
Received and posted the \$5000 reimbursement from the State for the TAP grant application.

The Clerk reported that the Car Show group will be using the Old School lawn this year and would like to close Cedar Street for one block between the Bank and the Old School. Council is okay with closing the street for the car show on June 3.

CONSENT AGENDA

Kelly Dillon made a MOTION to approve the Consent Agenda as presented, including the payment of Town Claims 37299-37358 in the amount of \$69,388.66 on May 9, 2023, and Void Claims 37242 and Claim 37207 in the amount of \$1,677.32, April Cash reconciliations, April Financial reports, April pledged securities reports, April Journal and UB Vouchers, and April Budget reports; Thomas McCloskey seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Wanda James-aye, Stephanie Quick-aye, Bessie Spangler-aye.

ADJOURNMENT

There being no further business before the Council Thomas McCloskey made a MOTION to adjourn until the next regular meeting June 12, 2023; Kelly Dillon seconded. MOTION passed 6 ayes, 0 nays, 0 abstain, 0 absent. Roll Call: Thomas McCloskey-aye, Kelly Dillon-aye, Shirley Iwata-aye, Wanda James-aye, Stephanie Quick-aye, Bessie Spangler-aye.

Roni Phillips, Mayor

Attest:

Brenda Schneider, Town Clerk