

MAY 11, 2021 PUBLIC MEETING AND REGULAR COUNCIL MEETING (104 E. 6TH AVE)

Council Members in attendance were Nolan Frandsen, Scott Holbrook, Matt Greemore, and JB Klyap. Jordan High arrived at 7:05 pm. Also in attendance were Mayor Joe Willauer, Clerk/Treasurer Kristi Millhouse, and Maintenance Supervisor Sam Novich.

Guests: Andrew Braach, Gary Avis, Joe Wiltzen, Town Attorney Lori Harshbarger

Mayor Willauer called the meeting to order at 7:00 pm and opened with the Pledge of Allegiance.

PUBLIC HEARING 2ND READING

Ordinance 2021-01: Discussion occurred regarding Ordinance 2021-01. Scott made a motion to approve the second reading of ordinance 2021-01 with the change to the sign section. Nolan seconded motion. No further discussion. Motion passed with a unanimous vote.

Ordinance 2021-02: Discussion occurred regarding Ordinance 2021-02. Scott made a motion to approve the animal ordinance 2021-02 with the proposed changes. Nolan seconded the motion. No further discussion. Motion passed with a unanimous vote Nolan-yes, Matt-yes, JB-yes, and Scott-yes. Jordan abstained from the vote.

Ordinance 2021-03: Matt made a motion to approve Ordinance 2021-03. Nolan seconded the motion. No further discussion. Motion passed with a unanimous vote.

REGULAR COUNCIL MEETING

Public Comment (Non-Agenda Items): No comments

NEW BUSINESS

Building Applications: Roger Hutchinson- Jordan made a motion to approve the application for Roger Hutchinson. Scott seconded the motion. No further discussion. Motion passed with a unanimous vote.

Fence Application: Charles and Mary Wintzer – Discussion occurred regarding the fence ordinance and the requirement that the fence needs to be at 5 feet along the street. Nolan made a motion to approve the fence application with the height at 5 feet along the street. Matt seconded the motion. No further discussion. Motion passed with a unanimous vote.

Gary Avis – Discussion occurred regarding the fence application for Gary Avis. The survey for the property is done, and he is ok with a 5 foot fence. Jordan made a motion to approve the fence application for Gary Avis with 5 foot fence instead of 6. Scott seconded the motion. No further discussion. Motion passed with a unanimous vote.

Business License: Scott made a motion to approve the business license application for Orrin Construction. Nolan seconded the motion. No further discussion. Motion passed with a unanimous vote.

UNFINISHED BUSINESS

Coree Martin and the Food Pantry: Discussion occurred regarding the food pantry and the Town not receiving evidence of insurance for Coree Martin. It was recommended to table until our June meeting.

Matt Greemore commented that our insurance carrier is requiring that she get insurance otherwise the Town is liable for anything that she does while occupying the Town's building. If she cannot provide evidence of insurance in a timely fashion, then she needs to vacate the building. It is the public that is taking on that liability. Matt commented that he does not want to keep pushing this off as we have been working on this for three months. Mayor Willauer asked Town Attorney Lori Harshbarger what her opinion was. Attorney Harshbarger agreed that she needs to get the insurance and we need to give her a timeline to have this completed and advised that the Town sends her a letter summing up what is required and giving her a 2-week limit (14 days).

Matt made a motion to approve the Town Attorney writing a letter to Coree Martin with a 14-day window to get insurance back to Town so they can have a final discussion and review at the June council meeting. JB Klyap seconded the motion. No further discussion. Motion passed with a unanimous vote.

Road Repairs – Discussion of the roadway in front of Andrew Braach's shop was discussed. Sam reported that the roadway in front of Braach's does get soft and it has always been soft. Council will go look at the area and try to come up with a plan that is comparable to what they have done for other individuals.

REPORTS

Sheriff's Report: Written report received and reviewed independently

Madison County Planning Board: No Report

Library Director Report: Written Report received and reviewed independently

Attorney's Report: No report

Safety Report: No report

Mayor Report: Mayor Willauer reported that he is still working on the housing situation with the school and doing more research. There will be a State Housing conference next week in Helena. He will request an individual from Headwaters RC&D to come and speak to the Council next month.

American Rescue Plan (ARPA) Funds - There are no guidelines as to how they can be spent yet. The Town should be receiving approximately \$80,000. They will have to be used towards infrastructure. He will have a better idea in June on how we can spend those funds.

Mayor Willauer reported that he received a call from Rooster Leavens at Stonefly Inn requesting help with the water leak charges on his water bill. The Mayor asked Sam if the leak was the Town's responsibility or customer. Sam stated it was on the customer's side of the meter so it should be Roosters responsibility. Matt commented that the bill is the property owner's responsibility. Kristi also commented that he has been on the leak report for quite a while and the charges have always gone to the property owner.

Jordan asked about the piece of property next to the Mayor and if we are still talking about selling it. Mayor Willauer reported that it is still an option, but with Roger's housing and the schools plans to develop their property it is being pushed to the side for now. Mayor Willauer commented that we need to look at a housing study to determine what we actually need. There is grant funding for a housing study. Kristi asked if it could be tied into the Growth Policy as that needs to be updated. Mayor

Willauer was not sure about those two items tying together but we could tie the growth policy and the Main Street Master Plan together. He will look into funding for the growth policy and the master plan.

Maintenance Report: Sam is working on some budget items for the vehicles and road maintenance for next year's budget. He is still unclear on which parts/sections of the road that the Council wants to repair. Sam and Rick are working on a lot of the maintenance to the vehicles, since they did not work on anything last winter.

Shelves for the shop have been purchased and are being installed. Sam and Rick are working on getting the back of the library cleaned out.

They still need to clean up the water tower shop and put the roof on it. The materials have been purchased for the roof, but at this time Sam is unable to do the work. Council may need to hire an independent contract to do the labor on the roof.

Sewer Pump – The current pump for the lift station is a Gorman Rump Pump System that was installed in 2011. There are two pumps and both of the pumps have had a shaft snap in them. The first one was covered under warranty and repaired and the second one was replaced in 2018 with a new pump. The first pump has snapped a shaft again and the Town needs to either purchase a new one or fix the current one. We can run on one pump for a while. To repair the pump it will cost the Town \$3,300 plus freight and to buy a new one through Russel Industries is \$9,100. Russell Industries is the representative of the pumps manufactured by Gorman Rump. Sam has looked at another option through APE and we can get a different pump through them for \$4,500, but this would require retrofitting for the new pump and freight. He is estimating an extra \$1,500. Discussion followed.

Sam recommended that we have Lori write a letter to Russel Industries that if Gorman Rump doesn't fix the problem then we are going to go with another manufacturer. It is their product and their pump. The pumps should last for 20 years. And we are getting an average of 3 years.

Nolan made a motion to have the pump fixed and repair the third pump so there is a back for the main lift station and sending a letter to Gorman Rump written by the attorney to put Gorman Rump on the hook. Matt seconded the motion. Further discussion occurred. Scott asked are we paying to get this fixed and then they are on the hook or are they on the hook now or we move on. Scott thinks we are just putting money at something that continues to break which is going to cost us more in the long run. Mayor Willauer asked for any further discussion. Mayor Willauer called for a vote. Matt - yes. Nolan – no, Scott – no, JB-No, Jordan - No. Motion failed.

Further discussion occurred. Mayor Willauer tabled the topic in order for Sam to get additional information on the retrofitting and then a letter will be sent to Gorman Rupp.

SCADA System – The SCADA System was put in 2011 with Windows 2007 with all American parts. The current program is outdated. It runs all of the controls for the wells, water levels, alternates the pumps, monitors the sewage, etc. John Nash has been good support with the system. The current computer is about to crash and we need updated software. Kristi asked Nash two weeks ago to get us a quote on a new system as he knows what exactly we need. He is working on that for us. Sam is also looking into a system called Micron.

Clerk Report: Kristi commented she has had some weird calls and requests this past month. The first request was to have a police car parked on Main Street to help slow traffic down. She also had calls from an individual that reported that lots of extra vehicles driving down the alleyway too fast. She did contact the sheriff's department. The second complaint from this same individual was regarding dogs on leashes. She didn't understand why she was fined by the county for not having a leash but others have their dogs not on leashes. Matt commented that these complaints should be forwarded on to the Sheriff's department. Mayor Willauer asked that we request the Sheriff be at next month's meeting.

Kristi also reported that we still have four individuals that have not renewed their business license and approximately 25 dogs in Town that are not licensed. She wasn't sure what the Council wanted her to do about these individuals. Mayor Willauer commented that he would talk to her after the meeting to come up with a plan.

Kristi also reported that she has put a preliminary budget together without Sam's information and the library. This has been forwarded to Joe and Matt for review. She would like it on the agenda for preliminary approval at June meeting.

CONSENT AGENDA

Minutes (April 13, 2021): Scott made a motion to approve the minutes from April 13, 2021 council meeting. Nolan seconded the motion. No further discussion. Motion passed with a unanimous vote.

Claims: Nolan made a motion to approve electronic checks 89773 to 89774 and checks 21293 to 21312. Payroll electronic checks 88849 to 88876 and check number 5831. Scott seconded the motion. Motion passed with a unanimous vote.

Council Review: Discussion occurred regarding a work meeting in May. Joe didn't think there was anything pressing that would require a meeting. Kristi commented that she will send a purchase policy and storage container ordinance for council to review and start working on.

Matt commented that we need to discuss the levee funding. Mayor Willauer commented that we won't hear until the end of June if we get the grant funding for the levee study. ARPA guidelines are not established yet, so we don't know if those funds will be available to help yet either. Mayor Willauer commented that for him there are four big projects that need to happen the Levee repairs (if needed), New Town Hall, Main Street Study, and Water/Sewer to Children's' Center.

No further discussion.

Meeting adjourned at 9:25 pm.