

January 8, 1990. The Culbertson Town Council met in regular session with the following present: Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy and Raedelle Aspenlieder. Absent: Edwin Bertino. The December 4, 1989 minutes were read and taken under advisement of Attorney Greg Hennessy.

Oath of Office. The following took the Oath of Office for another 4 year term: James Baldwin - Mayor, Dave Plummer and Gordon Miller - Councilmen and Patricia Bradley - City Judge.

City Judge. Pat Bradley explained to the council, Fort Peck Tribes' position on extradition and the handling of citizen complaints.

Cable TV Franchise. The following individuals were present and interested in the Cable TV Franchise Agreement: Ila Mae Forbredg, Eleanor Plummer, Marylyn Weeks, Ira Jensen, Shirley Dillman, Ken Forbredg, Marvin Loendorf and Pat Polk. Larry Reitz had contacted Darrell Bye, Sr. Vice-President of Premiere Cable Two, Ltd. after a public meeting on December 28, 1989. Larry expressed the concern of the Culbertson people for the lack of service from Premiere. Larry also said it was the consensus of those at the December 28, 1989 meeting that one month of cable service should be credited to all Culbertson accounts for the past break in service and the outage we experienced in November. Larry read the letter he received from Mr. Bye dated January 4, 1990. Mr. Bye said credit would be issued for half of the monthly service charge, even though service was not out the entire 15 days. Additionally, another credit will be issued for the New Year's weekend to compensate for that outage as well. Other issues addressed in Mr. Bye's letter were the technicians available to the Culbertson system, clearing house for replacement equipment and a questionnaire for insertion in a future invoice. Mr. Bye stated he would be happy to meet with Larry or the members of the City Council to answer any additional questions.

Attorney Greg Hennessy explained the ordinance grants the cable company, the rights, privilege and non-exclusive permit to use the streets, alleys, and other public places in the Town of Culbertson for the purpose of receiving, amplifying, and distributing television signals and providing for the regulation thereof. The ordinance is for a 20 year term, soon to be 10 years old. Either party may terminate the agreement by giving six months written notice to the other. Of course individuals may terminate their service when they so choose.

Pat Polk guessed the approximate cost of getting a Montana station would be \$30,000 - \$35,000. Council agreed it was not up to them to decide about another cable service, the local cable committee should research this. Ken Forbredg will serve as chairman of this committee. Greg said the council should see a petition from electorates if there is to be a change.

Airport. Dennis Elgen attended upon council request to discuss future repairs and maintenance that may be necessary at the airport. Could improve current facility by new lights and widen taxiway. A county road is in the way of an extension of the runway, as are other structures. Dennis said he would like to see the airport improved. If improved, the Montana National Guard could make more use of it also. Dennis will talk to Lavern Schledewitz to see what funds were used in the past for improvements. There may be State and Federal funds available for improvements.

Library. Eleanor Plummer, Library Board, requested the town pay The Searchlight bill of \$19.80 for advertising of Librarian position as county librarian refused to pay it. Larry Reitz made a motion to pay The Searchlight bill of \$19.80. Gordon Miller seconded the motion. Those voting in favor of the motion:

January 8, 1990 cont.

Larry Reitz, Gordon Miller and Dave Plummer. Absent and not voting: Edwin Bertino. MOTION CARRIED.

Landfill. There was some discussion on the winter stock pile of dirt at the landfill. The county will stock pile dirt for this winter, but other arrangements may be necessary in the future. Lynn said the tracks on the crawler could use a re-adjustment. Council said to bring the crawler in and have it done. Monitoring test wells at the landfill: #1 - $\frac{1}{4}$ " muck, #2 & #3 dry. Landfill hours at this time are 1:00 - 3:00 p.m.

Handicapped Parking. Gordon Miller made a motion to have the handicapped parking zone in front of the town hall extended one car length north of the present sign. Larry Reitz seconded the motion. Those voting in favor of the motion: Gordon Miller, Larry Reitz and Dave Plummer. Absent and not voting: Edwin Bertino. MOTION CARRIED.

Sidewalk Ordinance. Larry Reitz made a motion to adopt Ordinance No. 169 establishing the duties of property owners to maintain the sidewalks adjoining their premises; providing for the repair of sidewalks; providing for removal of snow and ice, and other materials; prohibiting the dumping of snow and ice and other materials on public streets; reporting of defective sidewalks and crosswalks; reporting of accidents; notice to owners of adjoining defective sidewalks; assessments or fine to owners of adjoining defective sidewalks; prohibiting driving or parking on curbs or sidewalks; providing penalty for violation; repealing all ordinances and parts of ordinances in conflict herewith and providing for an effective date herein. Dave Plummer seconded the motion. Those voting in favor of the motion: Larry Reitz, Dave Plummer and Gordon Miller. Absent and not voting: Edwin Bertino. MOTION CARRIED. The council declared this ordinance an emergency measure due to insurance requirements and is in effect immediately.

Millard E. Peterson Trust Fund gives scholarship money to Culbertson High School graduates. The scholarship committee includes one person from the community appointed by the Mayor. Mayor Baldwin appointed Ila Mae Forbredg.

Computer Information. Randy Jakes, Diversified Computing, made a presentation to the council. Randy stated Ryan Hanlon had ^{never} ~~not~~ done a utility billing installation prior to installing the software in Culbertson. Randy asked if Diversified couldn't please ^{re-instate} ~~continue~~ with the contract. Council said contract was at an end because the program wasn't operable and ^{Mr.} Hanlon didn't make it operable. Mr. Hanlon's performance and program are ^{both} ~~unsatisfactory~~.

Parking. Larry Reitz made a motion to adopt Ordinance No. 170 prohibiting diagonal parking in Culbertson, excluding the property adjacent to the Culbertson School on the east side. Dave Plummer seconded the motion. Those voting in favor of the motion: Larry Reitz, Dave Plummer and Gordon miller. Absent and not voting: Edwin Bertino. MOTION CARRIED. This was the first reading of Ordinance No. 170. Jim will talk to Montana Bar owner, Robert Linthicum.

Clerk was asked to re-advertise reznor heater for bids in the classified section of The Searchlight. Bids must be in by February 5, 1990.

Mayor Baldwin picked up the rules and regulations used at the cemetery in Sidney.

Council approved vacation time for Raedelle January 22nd thru 26th. Office will be open afternoons that week.

OATH OF OFFICE

I do solemnly swear (or affirm) that I will support, protect and defend the constitution of the United States, and the constitution of the state of Montana, and that I will discharge the duties of my office with fidelity (so help me God).

Dated: _____

Jan. 8, 1990

Patricia Buckley

OATH OF OFFICE

I do solemnly swear (or affirm) that I will support, protect and defend the constitution of the United States, and the constitution of the state of Montana, and that I will discharge the duties of my office with fidelity (so help me God).

Dated: Jan 8, 1990

James E. Bell

OATH OF OFFICE

I do solemnly swear (or affirm) that I will support, protect and defend the constitution of the United States, and the constitution of the state of Montana, and that I will discharge the duties of my office with fidelity (so help me God).

Dated: 1-7-90

Law Plummer

OATH OF OFFICE

I do solemnly swear (or affirm) that I will support, protect and defend the constitution of the United States, and the constitution of the state of Montana, and that I will discharge the duties of my office with fidelity (so help me God).

Dated: 1/8/90

Arden W. Miller

January 8, 1990 cont.

The following bills were reviewed by the auditing committee and ordered paid:

General Fund:

UBS	3987.50
A. Douglas Finnicum	157.65
Jerry Kozak	152.98
Raedelle Aspenlieder	937.85
Sande Wix	72.14
PERS	121.59
Culb. State Bank	316.80
State Treasurer	100.38
Div. of Workers' Comp.	14.14
Unemp. Ins. Div.	25.90
MMIA	118.43
Petrolane	350.39
U.S. West Comm.	234.99
MDU	403.03
A T & T	8.34
A T & T	45.60
Thilmony's	19.00
Pat Bradley	150.00
Will's Office World	91.35
Gaffaney's	4.88
Raedelle Aspenlieder	19.88
Miller's Super Valu	24.79
Raedelle Aspenlieder	50.00
A. Douglas Finnicum	16.00
Culb. State Agency Inc.	80.00
Helen S. Eggebrecht	393.55
Bjella Neff Rathert Wahl & Eiken	2120.49
Roosevelt County Sheriff Dept.	833.33
Barco	27.63
Normont Equip. Co.	49.76
Gandrud Oil	44.50
Larsen Const.	4.50
Miller Oil Co.	11.25
Culb. Supply	18.08
Pacific Hide & Fur	52.50
Gambles	42.93
Searchlight	77.60
TOTAL	\$11,178.93

Special Fund:

Culb. State Bank	11274.38
Culb. State Bank	7153.00
Culb. State Bank	21040.00
PERS	75.30
Petrolane	49.23
MDU	897.83
Thilmony's	9.50
Shairl Oelkers	60.00
TOTAL	\$40,559.24

Enterprise Fund:

Income & Misc. Tax Div.	18.23
Income & Misc. Tax Div.	18.23
Postmaster	120.00
Culb. State Bank	650.00
Montana Bank of Butte	3600.00
Dept. Of Nat. Resour.	32800.34
Postmaster	47.88
A. Douglas Finnicum	1055.01
Jerry Kozak	746.83
Joyce S. Norris	109.10
PERS	289.14
Culb. State Bank	492.02
State Treasurer	194.14
Div. of Workers' Comp.	23.05
Unemp. Ins. Div.	42.28
MMIA	389.63
Petrolane	121.50
U.S. West Comm.	64.26
MDU	982.12
Thilmony's	14.25
Miller's Super Valu	.60
A. Douglas Finnicum	270.00
Culb. State Bank	300.00
Crisafulli Pump Co.	243.34
Farm Plan	21.70
DPC Industries	20.00
Northeast MT Water Cond.	1577.00
Northwest Pipe Fittings	168.81
Culbertson Exxon	50.07
Oelkers Servicenter	14.15
Pedersen Excavating	70.00
Montana Bank of Butte	10.00
Lynn J. Labatte	119.00
Lynn J. Labatte	3510.00
Farmers Elevator	56.70
Sheridan Electric Co-Op	21.00
Arrowhead Pest Control	75.00
Larsen Const.	94.50
Miller Oil Co.	403.71
Culbertson Supply	93.85
Gambles	128.87
Searchlight	17.60
TOTAL	\$49,043.91

Meeting adjourned at 11:52 p.m.

Raedelle Aspenlieder
Clerk

J. E. Baldwin
Mayor

February 5, 1990. The Culbertson Town Council met in regular session with the following present: Edwin Bertino, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer. The January 8, 1990 minutes were read and approved with the following corrections in computer information: not changed to never, continue changed to re-instate, and both inserted after are. The corrections were advised by Attorney Greg Hennessy. The December 4, 1989 minutes were approved with the following change: Computer Software. Clerk expressed dissatisfaction with Diversified Computing. Council felt if Deversified wasn't satisfactory now it could get worse. Dave Plummer made a motion to terminate the license agreement with Diversified. Council reviewed a proposal from Utility Billing Specialist, Inc. that is ready to go off of the shelf. Council accepted the proposal from Utility Billing Specialist, Inc. Gordon Miller seconded the motion. Those voting in favor of the motion: Dave Plummer, Gordon Miller and Larry Reitz. Absent and not voting: Edwin Bertino. MOTION CARRIED. The change was advised by Attorney Greg Hennessy.

Old Armory Sidewalk. Paul Finnicum, member of Culbertson School Board, requested permission to remove the sidewalk on the north side of the old armory. Plan to plant it to grass. Larry and Gordon suggested putting a seasonal fence around the area. Council did not object. Paul requested the town send a letter to the school.

Roosevelt County 911 Plan. Dan Sietsema, Director Roosevelt County Disaster and Emergency Services, discussed the Roosevelt County 911 Plan. Any party may withdraw from the agreement upon 30 day written notice to the other party of the agreement and the residents within the effected response area. Hospital Administrator, Walter Busch discussed the plan with Dan Sietsema also. Mr. Sietsema said the plan could be in operation in June or July. Edwin Bertino made a motion to execute the Roosevelt County 911 Plan Inter-Local Agreement for the Town and Fire Department. Gordon Miller seconded the motion. Those voting in favor of the motion: Edwin Bertino, Gordon Miller and Larry Reitz. Absent and not voting: Dave Plummer. MOTION CARRIED.

Diagonal Parking. Robert Linthicum, Montana Bar Owner, presented the council with a petition against parallel parking between the Montana Bar and Burlington Northern - west side of street. The petition had 211 signatures, 171 Culbertson and 40 from the area. Mr. Linthicum told the council his reasons, as business owner, for being against the parallel parking. Gordon Miller made a motion to lay Ordinance 170 on the table. Larry Reitz seconded the motion. Those voting in favor of the motion: Gordon Miller and Larry Reitz. Opposed: Edwin Bertino. Absent and not voting: Dave Plummer. MOTION CARRIED.

Furnace Bids. Bids on the reznor heater were from Orton Kirkvold, Bainville, for \$135.00 and Miller Oil Co., Culbertson, \$200.00. Council accepted apparent high bid from Miller Oil Co. for \$200.00.

Council decided to purchase the telephone at the fire hall from A T & T for \$27.95 instead of leasing for \$8.34/quarter.

Doug will run the telephone line from the phone jack in clerk's office to the sheriff department so they can be disconnected when the computer motem is on line.

Clerk was asked to contact Montana Municipal Insurance Authority for a price quote on liability insurance for FY 1990-91. Seitz Insurance wants to quote a price. Clerk will contact Culbertson State Agency.

February 5, 1990 cont.

GJV's. General journal vouchers #112 and 113 were approved and signed.

Clerk's Schooling. Clerk was given permission to attend Montana Institute for Municipal Clerks March 11th - 16th in Bozeman.

Council will meet in executive session on Wednesday at 8:00 pm to discuss employee performance appraisals.

Doug discussed the curb stop maps he and Jerry recently finished.

Landfill. Lynn reported monitoring wells at the landfill #1, 2 and 3 are all dry.

Sings. The following yield signs will be changed to stop signs for public safety: 1) intersection of 2nd ave. east and 4th street, 1 stop sign and 2) intersection of 1st ave. east and 2nd street, 2 stop signs. Clerk will put a notice in the paper.

Fire Parking. Fire Chief Tim Larsen requested fire parking on the south side of the fire hall building for the $\frac{1}{2}$ block. Council approved request. Doug will get necessary signs and curb will be painted red this spring.

There was some discussion on swimming pool water heater. Council decided to order a replacement water heater instead of a boiler unit. *Randy*

The following bills were reviewed by the auditing committee and ordered paid:

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
A. Douglas Finnicum	105.84	Postmaster	57.39
Raedelle Aspenlieder	939.16	A. Douglas Finnicum	1217.28
Sandra Mae Wix	148.37	Jerry Kozak	932.88
Culb. State Bank	284.54	Joyce S. Norris	106.63
PERS	90.09	Culb. State Bank	596.64
U.S. West Comm.	224.90	PERS	346.52
Petrolane	552.91	U.S. West Comm.	61.22
MDU	499.73	Petrolane	180.56
Farm Plan	46.57	MDU	562.70
Dean Larsen	10.00	Farm Plan	74.07
Pat Bradley	150.00	Lynn J. Labatte	3510.00
Gaffaney's	14.95	Culb. Drug	3.85
Larsen Lumber	17.72	MT Dept of Health & Env. Scien	19.50
Mon-Dak Chemical	88.80	Income & Misc. Tax Div.	24.16
Raedelle Aspenlieder	50.00	Prairie Ind. Chem.	408.00
Postmaster	17.00	DPC Industries	92.20
Roosevelt County Sheriff Dept	833.33	A. Douglas Finnicum	270.00
A T & T	45.60	Culb. Exxon	3.20
Oelkers Servicenter	13.10	McKinney Motor	30.55
TOTAL	<u>\$4,132.61</u>	Gandrud Oil Co.	89.85
		Henry's Safety Supply Co.	1903.07
<u>Special Fund:</u>		Billings Sewer Service	504.25
PERS	75.30	Sheridan Electric Co-Op	<u>36.16</u>
Petrolane	169.05	TOTAL	<u>\$11,030.68</u>
MDU	899.14		
Crafts Magazine	14.97		
The Searchlight	19.80		
Shairl Oelkers	60.00		
Scholastic Inc.	20.78		
TOTAL	<u>\$1,259.04</u>		

February 5, 1990 cont.

Meeting adjourned at 11:00 p.m.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

March 5, 1990. The Culbertson Town Council met in regular session with the following present: Edwin Bertino, Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin and Raedelle Aspenlieder. Attorney Greg Hennessy was absent. The February 5, 1990 minutes were read and approved with an addition to swimming pool water heater discussion. "Council decided to order a replacement water heater instead of a boiler unit."

The Diversified Computing License Agreement is settled.

C B & F. C B & F representative Loren Schledewitz asked the council to consider allowing C B & F to extend the water line from the main south of Elders Oilseeds to the south end of C B & F, approximately 1350 ft. C B & F currently has poor well water. The council will meet in executive session on Tuesday, March 20th at 7:00 p.m. to discuss this issue.

Water Line Extension Request. Bill Casterline would like the council to consider him when giving consideration to out of city water hook-ups. His farm residence is about 3/4 mile from the main line. Bill thought he would need a 2" or 3" line, and he would meet city specifications on material used. The main water line runs across his farm property at this time. Past records will be researched for an easement where the main line crosses his property.

C. E. (Chuck) Galyan, renter, and Allen Larsen, property owner, attended and expressed their concern on the summer sewer rate average at this residence after a water leak had occurred for about 1½ months. The council assured them there would be an exception made on the summer sewer rate average.

Street Cracking. Doug discussed the product the county uses to crack with. The Crafco Roadsaver 221 costs approximately \$1000/pallet and Doug figured it would take approximately 13 pallets to do the whole town. Arrangements can be made with the county for use of the equipment and labor needed to assist Doug and Jerry. Council told Doug to go ahead and do half of the town if possible at this time. The product cost and equipment and labor costs from the county will be paid out of the Gasoline Tax Fund.

Mosquito Fogger Trailer. Council decided to purchase a Ford pick-up box trailer for \$100.00 from Jerry Kozak for the mosquito fogger. In the past the fogger has been loaded on and off a pick-up everytime used.

Swimming Pool. The old water heater at the swimming pool has been taken out. Doug said the new water heater would fit with no problem.

Mayor asked Councilman Bertino to talk with Marylou Weeks about organizing a liaison committee for the parks, to go between the Women's Club and the Town Council.

Mayor asked clerk to get the water hook-up charges all in order and on paper for easy reference.

March 5, 1990 cont.

Landfill. Landfill monitoring wells #1, 2 & 3 are all dry. Hours at this time are Monday and Saturday from 1:00 - 3:00 pm. Larry will talk with Lavern Schledewitz about getting scorio in the new landfill pit. Would like a scorio roadway through the pit and a good solid base on the north end of the pit. The town would pay the county for this. The road from the highway to the landfill is in need of scorio.

Job Performance Appraisals. Annual job performance appraisals for Doug and Raedelle were discussed. The mayor will do the appraisal with the employee. Before the appraisal is official it has to be run past the council.

Hillside Cemetery. Council reviewed a draft of an ordinance for Hillside Cemetery. Nothing will be done until the Cemetery Committee reviews the proposed ordinance.

Council agreed that if clerk is asked to send copies of the minutes to the press, to inform them of meeting dates or the Searchlight prints the minutes.

Swimming Pool. Clerk will put a notice in the paper advertising for employment applications for a manager, assistant manager, basket person and lifeguards. All applications due to the city office by April 2, 1990.

Copy Machine Maintenance. Council approved preventative maintenance be done on the copy machine.

GJV's. General journal voucher #114 was approved and signed.

Summer Help. Henry Lannen, Roosevelt County Weed Dist., approached Doug about the possibility of the town using a college work study program student $\frac{1}{2}$ time this summer and the county would use the student $\frac{1}{2}$ time. The town would pay $\frac{1}{2}$ of the per hour wage the student earned times the number of hours worked. The council decided the town could use the student this summer, but could not guarantee 20 hours per week.

Doug will be gone March 21 - 23rd to AWWA schooling in Bozeman.

The December 4, 1989 minutes should have included: Ordinance No. 171, amending the ordinance setting the fee for garbage collection service in the Town of Culbertson, Montana.

The following bills were reviewed by the auditing committee and ordered paid:

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
Bjella Neff Rathert Wahl & Eiken	3,295.00	Postmaster	53.02
MMCTFOA	50.00	A. Douglas Finnicum	985.72
Steve Plummer	126.91	Jerry Kozak	639.60
A. Douglas Finnicum	246.43	Joyce S. Norris	108.82
Jerry Kozak	191.05	Culb. State Bank	445.16
Raedelle Aspenlieder	939.16	PERS	260.39
Sandra Mae Wix	44.33	Petrolane	169.66
Culb. State Bank	345.14	U.S. West Comm.	56.08
PERS	144.87	MDU	1,098.49
Petrolane	496.48	Miller Oil Co.	369.25
U.S. West Comm.	220.35	Gambles	134.80
A T & T	22.82	Larsen Lumber	2.25
A T & T	45.60	Farm Plan	237.40

March 5, 1990 cont.

General Fund cont:

MDU	470.15
Miller Oil Co.	25.50
Gambles	107.47
Pat Bradley	150.00
Will's Office World	241.22
Miller's Super Valu	49.21
Larsen Lumber	35.75
Culb. State Agency, Inc.	150.00
IIMC	45.00
American Legion Post #81	15.00
Utility Billing Specialists	3,987.50
MMCTFOA	300.00
Raedelle Aspenlieder	50.00
Bjella Neff Rathert Wahl & Eiken	1,860.88
Roosevelt County Sheriff Dept.	833.33
Northwest Pipe Fittings, Inc.	94.81
Allan Pedersen	30.00
Barco	71.88
Oelkers Servicenter	33.70
Normont Equip. Co.	191.76
Farm Plan	32.00
Jerry Kozak	100.00
TOTAL	\$15,241.30

Enterprise Fund cont:

Roscoe Emly	39.22
Becky Jo Eberhardt	50.00
Short Electric	12.00
Industrial Systems	536.76
DPC Industries, Inc.	15.00
A. Douglas Finnicum	270.00
Gandrud Oil	347.13
Kao's Welding	25.50
Douglas Finnicum	1,425.00
Marvin Kilen Backhoe S.	455.00
Lynn J. Labatte	3,510.00
Sheridan Electric Co-Op	33.77
TOTAL	\$11,280.02

Special Fund:

PERS	75.30
Petrolane	95.97
MDU	898.26
Shairl Oelkers	60.00
Baker & Taylor Books	19.06
TOTAL	\$1,148.59

Meeting adjourned at 11:10 p.m.

Raedelle Aspenlieder
Clerk

Jim Baldwin
Mayor

April 2, 1990. The Culbertson Town Council met in regular session with the following present: Edwin Bertino, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer. The March 5, 1990 minutes were read and approved.

Doug reported on street cracking. The 7 pallets ordered covered all but 3 streets on the south side. Approximately 2 more pallets of the Crafcro Roadsaver 221 will finish the south side. Doug said the town may want to use a different product on the north side addition as the cracks are small.

AWWA Schooling. Doug said in 2 years it will be mandatory that every water service will be required to have a back flow preventer. Starting next year Doug will be required to have twice as many credits as currently required to keep up his operators license. Doug will share information he received on a sewer and water line replacement program at a later date.

Sidewalk. The sidewalk on the south side of the fire hall will be replaced this spring.

Jim mentioned to Lavern Schledewitz what bad shape the sidewalk in front of the county building is in. Also noted was the ^{bad} ~~bad~~ condition of the sidewalk in front of the armory.
pool

April 2, 1990 cont.

Doug and Jerry filled in the southwest side of the slope by the swimming pool and will be hauling top soil in yet.

Edwin Bertino reported the park liaison committee members are Marylou Weeks-Chairman, Ila Mae Forbregd, Sharon Salvevold, Roger Ashley and a town council member. This committee will come up with ideas or suggestions for the parks and present them to the Women's Club. The council member on the committee will give the information to the town council.

Doug said he will be ordering about 20 gallons of paint for the swimming pool.

Doug and Jerry replaced a swing at the park by the pool with a large tire swing.

C B & F Water Line. Larry Reitz made a motion to grant C B & F water service contingent upon easements from Elders Oilseeds and C B & F and a plat, all in recordable form, and the following specifications: 8 inch C900 plastic pipe, tested to 150# PSI, L & S Improvement do installation, possible need for sand bedding due to vibration by railroad traffic, 3 new valves on main, 2 new tees, 1 new fire hydrant. C B & F will be responsible for the cost of installation, materials, connect and monthly water plant construction fees, plus cost per gallons used. The completed main line will become the property of the Town of Culbertson, who will then assume maintenance. Gordon Miller seconded the motion. Those voting in favor of the motion: Larry Reitz, Gordon Miller and Edwin Bertino. Absent and not voting: Dave Plummer. MOTION CARRIED. Loren Schledewitz, representative of C B & F, attended the meeting.

Sidewalk Ordinance. Mayor Baldwin reviewed the sidewalk ordinance with Attorney Greg Hennessy. Ordinance is OK as is.

Swimming Pool. The council selected swimming pool staff for the 1990 season: Manager-Roxanne Nickoloff, Assistant Manager, Lifeguard and Basketperson- Sharon Young, Lifeguards-Ron Reitz, Jackie Peters, Darcy Anderson, Jelena Lindvig (when she turns 16 years old) and possibly Janet Peters if she is interested in lifeguarding vs manager or assistant manager as she applied for. The lifeguards will fill the basketperson position as much as possible. The following will be part-time basketpersons only if there is a shortage of lifeguards: Faith Portra and Fred Hofman. Wages are \$5.00/hour manager, \$4.50/hour for assistant manager and lifeguards, and basketperson \$4.00/hour. Sharon Young will be the swimming lesson instructor again this season. Clerk will send letters to the applicants not selected for employment. Council agreed there is a need to encourage high school students to attain their lifesaving certificate.

Tentative opening date for the 1990 swimming pool season is June 8th, dependant on pool personnel. Pool prices are the same as last year: \$1.00 individual ticket for one session, \$20.00 season ticket for one person and \$45.00 season ticket for a family. Council agreed to issue complimentary tickets to Ken Forbregd family and his helpers family if he has a helper, if they will be doing the mosquito fogging again this year.

Building Permits. Building permits for Howard Iverson and Albert Fox were approved.

GJV's. General journal vouchers #115, 116 and 117 were approved and signed.

Landfill. Landfill hours at this time are Monday and Saturday from 1:00 pm to 5:00 pm. Monitoring wells #1, #2 and #3 are all dry. Larry talked to

April 2, 1990 cont.

Allen Pedersen about getting scorio at the landfill. An extra \$15.00 will be added to Lynn's check in April to cover the cost of extra time required for a special permit to haul contaminated soil to the landfill. Special landfill permits should be done in advance.

Council accepted resignation from Councilman Edwin Bertino.

The following bills were reviewed by the auditing committee and ordered paid:

General Fund:

U.S. West Comm.	184.76
Petrolane	169.04
MDU	371.32
Webster Foster & Weston	407.61
Pat Bradley	150.00
Roosevelt Memorial Hosp. Guild	6.00
Stamped Envelope Unit	273.80
Will's Office World	56.32
Gaffaney's	205.00
Raedelle Aspenlieder	50.00
Culb. State Bank	15.00
Raedelle Aspenlieder	108.73
Roosevelt County Sheriff Dept	833.33
A T & T	45.60
McKinney Motor	16.30
Tach Inc.	1571.19
Team Laboratory Chem Corp	128.24
Oelkers Servicenter	12.10
Miller Oil Co.	83.15
A. Douglas Finnicum	113.66
Jerry Kozak	184.15
Raedelle Aspenlieder	877.43
Sandra Mae Wix	128.73
Maynard Cellmer	109.31
Culb. State Bank	369.27
PERS	118.86
State Treasurer	117.50
Div. of Workers' Comp	14.82
TOTAL	<u>\$6721.22</u>

Special Fund:

Petrolane	101.75
MDU	746.81
Tach Inc.	5060.41
Shairl Oelkers	60.00

Enterprise Fund:

MSAWWA/MWPCA	85.00
A. Douglas Finnicum	387.34
Postmaster	56.68
U.S. West Comm.	37.75
Petrolane	273.42
MDU	480.29
Webster Foster & Weston	116.25
Strandlund Welding	90.00
DPC Industries, Inc.	20.00
Nalco Chemical Co.	580.00
Dana Kepner Co. of MT	299.00
Northwest Pipe Fittings	29.35
A. Douglas Finnicum	270.00
Lynn J. Labatte	3510.00
Sheridan Electric Co-Op	28.99
Arrowhead Pest Control	75.00
Miller Oil Co.	13.60
Industrial Systems, Inc.	88.02
Culbertson Supply	7.60
Roosevelt Co. Clerk & Rec	5.00
Anderson Oil	117.61
A. Douglas Finnicum	1149.17
Jerry Kozak	736.64
Joyce S. Norris	106.63
Culb. State Bank	524.35
PERS	303.62
State Treasurer	190.63
Div. of Workers' Comp	22.81
Gene's Electric	382.10
TOTAL	<u>\$9986.85</u>

Special Fund cont:

Baker & Taylor Books	5.00
Karen Baxter	29.52
PERS	75.30
TOTAL	<u>\$6078.79</u>

Meeting adjourned at 10:45 p.m.

Raedelle Aspenlieder
Clerk

J. Bertino
Mayor


Edwin Bertino
Box 137
Culbertson, MT 59218

April 3, 1990

Mayor and Town Council
Town of Culbertson
Box 351
Culbertson, MT 59218

Dear Mayor Baldwin and Councilmen:


Please accept my resignation from the town council effective April 3, 1990.

Sincerely,

Edwin Bertino


OATH OF OFFICE

I do solemnly swear that I will support, protect and defend the constitution of the United States, and the constitution of the state of Montana, and that I will discharge the duties of my office with fidelity, so help me God.

Dated: May 7, 1990



ATTEST:



Town attorney

May 7, 1990. The Culbertson Town Council met in regular session. Mayor Baldwin called the meeting to order. New council member J.D. King took the Oath of Office. J.D. King will assume the responsibility of Library, Pool and Parks. The following members were present: J.D. King, Larry Reitz, James Baldwin, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer and Gordon Miller. The April 2, 1990 minutes were read and approved.

Building Permit. A building permit for Mrs. Dina Nickoloff was approved and signed.

Bob Damm, Alvin Lien and Bruce Waldhausen were observing the council meeting.

Roy Lemieux said there was a sign indicating Park and Camping "Free Hook-Up". There is no hook-up. Doug will check this out and take the sign down. Roy suggested the town have one or two electrical plug-ins for campers. No action was taken on this.

Lease Agreement. Raedelle will ask Lloyd Aspenlieder if he plans to lease pasture land from the town for \$170.00 per year effective July 1, 1990. If so, the lease agreement will be typed and presented for signatures.

Judge Resignation. Council received a letter of resignation from Judge Patricia Bradley. Her resignation will be effective June 1, 1990. Bruce Waldhausen has been appointed by the county to fill this position until 12-31-90. Bruce will be attending a 6 day school in Helena this month. Mayor Baldwin also read a copy of the letter Judge Bradley sent to Tim Larsen, Fire Chief. Council wants the fire chief to have Doug come to city fires, especially when tying into a hydrant.

Emergency and Disaster Interlocal Agreement. The town received an Emergency and Disaster Interlocal Agreement from Dan Sietsema, Roosevelt County DES. Attorney Hennessy had reviewed this prior to the council meeting and listed some considerations. Clerk will forward this to Dan Sietsema.

Hillside Cemetery. First reading was held on Ordinance No. 172. An ordinance establishing the general and specific use of Hillside Cemetery and Hillside Memorial Gardens, as applied to general rules of conduct: acquiring lots; charges for lots; payment of charges; interments and funerals; monuments and markers; disinterments; excavating. Repealing all ordinances and parts of ordinances in conflict herewith and providing for an effective date herein.

Clerk will put a thank-you in the paper for Edwin Bertino's years of service on the town council.

Mayor Baldwin discussed the disaster drill and drill critique that was held April 27th. A more detailed report will be given when the disaster drill forms are completed.

There will be more discussion on the museum when all council is present.

Council approved of meter reader Joyce Norris hanging museum club donation information on town door hangers at the time she reads water meters in May.

There was a request at the town survival meeting to get the driver examiner at a better location than the county building basement. Jim will talk to the driver examiner about using the Community Center in the town hall. This will be discussed again at the next council meeting.

The park bathrooms will be open just prior to Memorial Day and close after Labor Day.

May 7, 1990 cont.

Summer Baseball Program. The Summer Baseball Program requested funding assistance. Larry Reitz made a motion to donate \$300.00 to the summer baseball program. J.D. King seconded the motion. Those voting in favor of the motion: Larry Reitz and J.D. King. Absent and not voting: Dave Plummer and Gordon Miller. MOTION CARRIED.

Parks. Ila Mae Forbregd and Sharon Salvevold represented the park committee. They discussed a sand box for Centennial Park and lilac trees to be planted by the swimming pool. The park committee will pay for the materials and if necessary have a work day. It was mentioned there is sand in Bill Casterline's pit. The mayor and council members will meet with Doug, Ila Mae and Sharon on Friday, May 11th at 5:00 pm at Centennial Park to view the situation. At that time the mayor and council members will drive around town to get a list of properties that need to be cleaned up. Clerk will then send letters to property owners to clean-up the property and requesting an immediate response to the letter. If the property owner does not clean-up the property, the town will and they will be billed.

Clerk was asked to write to the school and ask them to clean-up at and around the football field, especially on the northside and among the trees.

Extra Summer Help. Town has had no response from the County Weed District about the $\frac{1}{2}$ time college work study program. Clerk will check into the Green Thumb Program, Action for Eastern Montana and Work Study Program for extra summer help.

Premiere Cable. Council noted the letter received from Cable Management Group, Inc. who assumed management responsibility of Premiere Cable.

Swimming Pool. Town received a late lifeguard application from Joe Lyseng. Council agreed to add him to the bottom of the list of lifeguards for the 1990 pool season.

Council decided to leave Gary Rasmussen account as is.

There was a leak by the valve at Bell Trailer Court this past winter. Clerk will re-average the sewer rate.

The town received information on applications for designation of implementing agencies for local underground storage tank programs and UST program equipment and training grants. It was mentioned that Keenan Engelke was training for this.

Landfill. Landfill hours at this time are Monday and Saturday from 1:00 - 7:00 pm. There was some discussion on chemical barrels being hauled to the landfill. Barrels must be triple rinsed and either punctured or the bung out. Council approved the road to the pit and around the building be sprayed with simaize weed spray. Approximate cost is \$30 - \$50.

Jim read a letter he drafted to be sent to the State Highway Commissioner about the possible GVW Scale land purchase. Attorney Hennessy suggested this letter be sent to legislators Larry Tviet and Don Stepler also. If the draft meets their approval to please sign the letter also and forward to the State Highway Commissioner.

Dogs. Doug talked to Lavern Schledewitz to see if the county had a dog catcher, if he could come to Culbertson once a week. Lavern will get back to Doug.

OATH OF OFFICE

I do solemnly swear that I will support, protect and defend the constitution of the United States, and the constitution of the State of Montana, and that I will discharge the duties of my office with fidelity, so help me God.

Dated: 6-4-90

Bruce E. Waldhausen

ATTEST:

Ray C. Jensen

May 7, 1990 cont.

Spring Clean-Up. Council decided to have spring clean-up days Saturday, May 19th and Sunday, May 20th. Weather permitting, the landfill will be open regular hours on Saturday from 1:00 - 7:00 pm and on Sunday, a special opening from 10:00 am to 7:00 pm. Loads must be tarped. A notice will be in the Searchlight on this.

Landfill. Lynn said the new pit at the landfill still needs scorio. The monitoring wells are #1 - 2" water and #2 & #3 are dry.

Clerk will call Midwest Industrial Machinery in Minot to get salvage value of landfill crawler at the end of 7 years. This is for the depreciation schedule.

Swimming Pool. Next year when we advertise for swimming pool staff the ad will be more clear as ~~the~~ the requirements.

A water and sewer hook-up charges sheet was passed around to the council and it was suggested the water deposit of \$50.00 and turn-on fee of \$25.00 be added. Copies will be made for the mayor and all council members.

GJV's. General journal vouchers #118 & 119 were approved and signed.

Town Judge. J.D. King made a motion to hire Bruce Waldhausen, effective June 1, 1990 as town judge for \$100.00 per month plus a \$25.00 raise if he is elected. Larry Reitz seconded the motion. Those voting in favor of the motion: J.D. King and Larry Reitz. Absent and not voting: Dave Plummer and Gordon Miller. MOTION CARRIED.

The following bills were reviewed by the auditing committee and ordered paid:

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
MMIA	66.97	MMIA	427.25
Unemp. Ins. Div.	27.17	Unemp. Ins. Div.	41.82
Roosevelt Cty. Clerk & Record	5.00	Income & Misc. Tax Div.	18.92
Fasteners	34.44	Postmaster	57.11
Raedelle Aspenlieder	877.43	A. Douglas Finnicum	1269.98
Maynard Cellmer	38.58	Jerry Kozak	856.52
Sandra Mae Wix	115.17	Joyce S. Norris	106.63
Culb. State Bank	295.72	Culb. State Bank	575.40
PERS	72.17	PERS	340.24
U.S. West Comm.	220.62	U.S. West Comm.	51.28
Petrolane	257.11	Petrolane	77.04
MDU	426.41	MDU	497.12
A T & T	45.60	Sheridan Electric	30.13
Gambles	177.28	Gambles	102.72
Farm Plan	22.82	Farm Plan	81.54
Northwest Pipe Fittings	3475.90	Northwest Pipe Fittings	315.92
Pat Bradley	150.00	Larsen Lumber	15.00
Will's Office World	17.51	Miller Oil	22.40
Miller's Super Valu	26.03	DPC Ind.	164.40
The Searchlight	67.60	Rick Utgaard	18.54
Raedelle Aspenlieder	50.00	Ruth Hahn	50.00
Gaffaney's	105.00	MT Dept of Health & Env. Sc.	19.50
Bjella Neff Rathert Wahl & E	56.14	Bearings Supply Co.	42.12
Roosevelt County Sheriff Dept	833.33	Kao's Welding	11.00
Normont Equip. Co.	7.00	Archie Lewis	75.00

May 7, 1990 cont.

General Fund cont.

Culbertson Exxon	5.30
Oelkers Servicenter	13.50
London Fog	59.00
Larsen Lumber	7.50
Miller Oil	26.75
DPC Industries	72.20
Crown Acquatics	23.00
United Industries	51.32
TOTAL	\$7,729.57

Enterprise Fund cont.

Northeast MT Water Cond.	127.50
A. Douglas Finnicum	270.00
Culb. Sheet Metal	7.00
Lynn Labatte	3510.00
TOTAL	\$9,182.08

Special Fund:

PERS	75.30
Petrolane	36.54
MDU	894.38
McCall's	11.97
Shairl Oelkers	60.00
Roosevelt County Road	1054.85
TOTAL	\$2,133.04

Meeting adjourned at 12:00 a.m.

Raedelle Aspenlieder
Clerk

J. E. Baldwin
Mayor

June 4, 1990. The Culbertson Town Council met in regular session with the following present: J.D. King, Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy and Raedelle Aspenlieder. The May 7, 1990 minutes were read and approved.

Bruce Waldhausen took the Oath of Office as Town Judge.

Driver Examiner. Gordon Miller made a motion to have the Driver Examiner located in the Community Center of the Town Hall when he comes to Culbertson monthly. Larry Reitz seconded the motion. All voted in favor. MOTION CARRIED. Jim will talk to Driver Examiner. Council had received petitions from Culbertson and Bainville Senior Citizen groups on this matter.

Hillside Cemetery. Larry Reitz made a motion to adopt Ordinance No. 172 per second reading. An ordinance establishing the general and specific use of Hillside Cemetery and Hillside Memorial Gardens, as applied to general rules of conduct: acquiring lots: charges for lots: payment of charges: interments and funerals: monuments and markers: disinterments: excavating. Repealing all ordinances and parts of ordinances in conflict herewith and providing for an effective date herein. Gordon Miller seconded the motion. All voted in favor. MOTION CARRIED. Doug will check into getting Town of Culbertson logo signs for vehicle doors.

Clerk will put a notice in the paper stating the landfill hours and open days are set by the town council not landfill employees.

Landfill. Landfill hours at this time are 1:00 pm - 8:00 pm Monday and Saturday. The landfill still needs 4 or 5 loads of scorio plus a stockpile of scorio. After some discussion the council agreed to amend ordinance no. 168 on the landfill by adding \$150.00/day for 8 working hours standby fee for a day the landfill is not open and this requires 48 hours notice.

June 4, 1990 cont.

Museum. Vickie Snedigar and Myra Gustafson reported from the Museum Committee on the progress of the building fund raising project. The building and land cost \$30,000. They still need to raise \$6,800.00.

Clerk informed council the accounts that were on the construction fee credit list that were in question did not send in the verification forms.

Council decided to leave Clayton-Everson Memorial Chapel account as is.

Pasture Lease. Council decided to leave the pasture lease by the lagoons set at \$10.00/acre for 17 acres or \$170.00/year set as is. If Lloyd Aspenlieder doesn't want to lease this pasture, the town will advertise to rent. Larry will talk to Lloyd.

SID #6. Council asked for an Attorney Opinion from Attorney Greg Hennessy to use excess SID #6 funds for street maintenance on SID #6.

Property and Supply Bureau. Larry Reitz made a motion to adopt Resolution No. 259. A resolution authorizing Doug Finnicum, James Baldwin and Raedelle Aspenlieder to purchase on behalf of the Town of Culbertson from the State Property and Supply Bureau. Dave Plummer seconded the motion. All voted in favor of the motion. MOTION CARRIED.

Several properties need mowing. Clerk will send letters and give them 10 days to do so, or the town will and they will be billed.

Council noted the annual Fireman's Relief Association Report from 1-1-89 to 12-31-89.

Town received a certificate of insurance from the State Compensation Mutual Insurance Fund on Lynn Labatte.

Dan Sietsema, Roosevelt County Disaster and Emergency Services, discussed the interlocal agreement with Attorney Greg Hennessy recently. Greg said Dan will be putting out another draft.

GJV. General journal voucher #120 was approved and signed.

Swimming Pool. Bruce Houle submitted an application for lifeguard. He wouldn't be eligible until after July 23rd. He can be put at the bottom of the list. It was asked if the town would pay the \$20. lifeguard class fee. Council said they would pay the fee if he is hired next year.

Clerk reported Kent Dion, Action for Eastern Montana will be here tomorrow. Town has sent in necessary forms to qualify for a student. Action for Eastern Montana pays all wages. Could have a student working by the end of the week.

Dave Plummer made a motion to purchase 24 cones for the fire department. J.D. King seconded the motion. Those voting in favor of the motion: Dave Plummer and J.D. King. Not voting: Larry Reitz and Gordon Miller. MOTION CARRIED.

J.D. King reported the park committee is happy with the sand box and park. The trees at the park were guaranteed, some are dead. Allen Peterson will be checking into getting these replaced.

June 4, 1990 cont.

Building Permits. Building permits for Jerry Kozak and Ted Williams were approved.

Museum. Clerk will check with the Dept. of Commerce to see how Oil Severance Monies can be used. Council said if the Oil Severance Fund can be used, they would donate \$5000.00 to the museum building fund conditional on the Museum Committee getting the \$15,000.00 from the Chamber of Commerce. This would be budgeted for in FY 1990-91.

Doug explained why he would like to reinforce the town owned coffer, approximate cost is \$300.00 for materials and no charge for labor. Council said to go ahead.

The following bills were reviewed by the auditing committee and ordered paid:

General Fund:

Maynard Cellmer	160.75
Raedelle Aspenlieder	877.43
Derek Bruns	48.00
Culb. State Bank	276.54
PERS	72.17
U.S. West Comm.	246.41
MDU	276.13
Petrolane	145.43
A T & T	45.60
Farm Plan	14.22
Northwest Pipe Fittings	780.30
Pat Bradley	150.00
Raedelle Aspenlieder	36.21
Will's Office World	29.90
Montana League of Cities & Town	270.00
Jack Scotson	7.50
Raedelle Aspenlieder	50.00
Bjella Neff Rathert Wahl & Eiken	300.00
Roosevelt County Sheriff Dept.	833.33
Normont Equip.	81.90
Culbertson Supply	24.93
Culbertson Exxon	31.28
Oelkers Servicenter	45.10
Summer Baseball Program	300.00
Mon-Dak Chemical	148.50
Olson Plumbing	204.83
United Industries, Inc.	60.48
MacBall Industries	1248.00
Sullivan Wholesale	1252.06
Pedersen Excavating	47.50
James Baldwin	750.00
TOTAL	\$8814.49

Enterprise Fund:

Postmaster	57.39
A. Douglas Finnicum	1387.26
Jerry Kozak	927.24
Joyce S. Norris	111.01
Culb. State Bank	657.24
PERS	375.76
U.S. West Comm.	55.19
MDU	911.35
Petrolane	8.47
Farm Plan	38.29
Northwest Pipe Fittings	41.96
Miller Oil	358.36
Lynn J. Labatte	3525.00
Edna Marottek	50.00
Operator Cert. - DHES	27.00
DPC Industries	10.00
Great Lakes Instru.	122.53
Anderson Oil	112.22
McKinney Motor	12.00
Gerald Schlagel	170.00
A. Douglas Finnicum	270.00
Culb. Implement	246.68
Sheridan Electric Co-Op	21.00
Pedersen Excavating	100.00
TOTAL	\$9595.84

Special Fund:

PERS	75.30
MDU	894.38
Petrolane	44.79
Farm Plan	16.32
Shairl Oelkers	60.00
Baker & Taylor Books	16.49
TOTAL	\$1107.28

Meeting adjourned at 11:20 p.m.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

BJELLA NEFF RATHERT WAHL & EIKEN

VERN C. NEFF
FRED C. RATHERT *
AL. WAHL *
DWIGHT C. EIKEN
GREG W. HENNESSY *
PAUL W. JACOBSON **
WILLIAM E. McKECHNIE
GARTH H. SJUE
CHARLES L. NEFF

(*ALSO ADMITTED IN MONTANA)
(**ALSO ADMITTED IN MINNESOTA)

A PROFESSIONAL CORPORATION
LAWYERS
DRAWER 1526
111 EAST BROADWAY
WILLISTON, NORTH DAKOTA 58802-1526
(701) 572-3794
ARLEY R. BJELLA
OF COUNSEL

June 8, 1990

Mayor James Baldwin
Culbertson Town Hall
P.O. Box 351
Culbertson MT 59218

RE: Remaining SID #6 funds

Dear Jim:

This letter is to render an opinion per the request of the Town Council on the following question:

Whether the Town may specially designate monies remaining in the SID #6 paving fund after the bonds are all redeemed and costs paid for the maintenance of the improvements in that district.

In researching this issue I have given special attention to a memorandum of law dated January 7, 1987 from the Attorney General of Montana. It was produced in response to a similar question from the Harlem city attorney as follows:

When money remains in a special improvement district (SID) fund after the costs of the improvements have been paid and the bonds of the district have been redeemed, may the city continue to collect the assessments and use the money to pay for maintenance of the district's improvements?

The difference between the questions presented is that in the Harlem situation, the city wanted to continue collecting the assessments. I understand that the Town of Culbertson has ceased collections on the advice of the Department of Commerce.

Therefore, the remaining unanswered question is whether the Town can restrict the unused SID #6 fund balance to pay for maintenance of the improvements in SID #6 only, when the Attorney General has specifically declined to issue an opinion, as opposed to a memorandum, due to his inability to determine the cause of the surplus balance remaining after all bonds have been redeemed.

June 8, 1990

Page 2

The memorandum does set forth a situation in which it is clear that a surplus balance is in the SID account. That is exactly the Culbertson situation. To my mind, the causation issue is moot because the money is already in hand.

Therefore, the remaining question is how to dispose of the money in the account.

MCA 7-12-4179 makes it the Council's duty to decide the amount of maintenance funds required for the year for each district in the town. There is case law that says that the SID funds can't be used for any other purpose than the district, Stettheimer v. City of Butte 204P 1039 (MT 1922), Crutchfield v. Nash 276 P 938 (MT 1929).

The Attorney General's memorandum then reasons that maintenance cannot be paid for with the remaining funds without some indication supporting that action from the property owners within the district.

I do not agree completely with this reasoning because it denies the inherent nature of maintenance and durability of the improvements as originally installed. Whether it be paving or a water main, the structure will be consumed over time. If that expected time is accelerated due to the elements or electrolysis of the earth or some other reason, then maintenance or replacement funds will be required and collected earlier than expected.

Here, the money has already been collected which can't be used outside of the district which paid them in originally, and it makes no sense to replace (re-install) the improvements before they have deteriorated sufficiently, leaving maintenance of the improvements as the only immediate and foreseeable use of funds.

Therefore, it is my considered opinion that the Town Council may use the funds remaining in SID #6 for maintenance purposes within SID #6 pursuant to MCA 7-12-4179 as a reasonable response to harmonizing the disparate sections of law which apply to the situation set forth above.

If the Council is so inclined, it can further buttress its action by writing to the affected property owners asking for written confirmation of their agreement that the funds be used for maintenance because no refund mechanism is available. This would further quiet any concerns which the State, whether in the form of the Attorney General or the Department of Commerce, might raise, despite the lack of other alternatives.

Very Sincerely,

BJELLA NEFF RATHERT WAHL & EIKEN


Greg W. Hennessy

GWH:dlb

July 2, 1990. The Culbertson Town Council met in regular session with the following present: J.D. King, Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin, Raedelle Aspenlieder and Doug Finnicum. Absent: Greg Hennessy. The June 4, 1990 minutes were read and approved.

The Clerk was asked to write Pat Lee a letter stating that truck parking on residential streets is prohibited and future violations will result in a citation.

Building Permit. Patricia Walker presented a building permit for a shower house in the Diamond Coulee Trailer Court. Permit was approved. The Council also approved of Walkers installing a sign, of reasonable size, by the town RV parking area in Centennial Park. The sign will advertise Walkers RV Park and shower house. Walkers will be in contact with Doug prior to installing the sign. The construction fee for Diamond Coulee Trailer Court will remain the same, being charged for the permanent trailers in the court on the meter reading date.

Cemetery. The Clerk will send a copy of the cemetery ordinance to the cemetery association, funeral homes, excavators, monument people and council members. Larry laid the cemetery regulations to rest.

Museum. The Council will budget \$5000.00 in Oil Severance Fund for the Museum, a donation to building in FY 1990-91.

Larry reported on a recent meeting at Elders Oilseeds. SVO has purchased Elders Oilseeds. They plan to put all employees that pass the physical back to work. SVO is a large company and plan to use the Culbertson plant as a central crushing and processing plant and to access the foreign market. SVO plans to add more storage facilities and to recycle the waste water and get rid of the lagoon.

Pasture Lease. Lloyd Aspenlieder has decided not to lease the approximate 17 acres of pasture near the sewer lagoon. The Town will advertise this pasture for rent.

SID #6 Attorney opinion. Council reviewed Attorney Greg Hennessy's opinion on remaining funds in SID #6 for maintenance purposes which stated "It is my considered opinion that the Town Council may use the funds remaining in SID #6 for maintenance purposes within SID #6 pursuant to MCA 7-12-4179 as a reasonable response to harmonizing the disparate sections of law which apply to the situation set forth".

Ambulance Fund. Gordon Miller made a motion to adopt Resolution #260. The Enterprise Ambulance Fund Balance be transferred into a Trust Ambulance Fund to be looked at as a per needs basis. Larry Reitz seconded the motion. Those voting in favor of the motion: Gordon Miller, Larry Reitz and J.D. King. Not voting: Dave Plummer. Motion carried.

Airport. Council reviewed information from airport Manager Dennis Elgen. Dennis, on behalf of the airport, is applying for a \$1000 Preliminary Engineering Grant from the State Aeronautics Division.

Landfill. Landfill hours at this time are from 1:00 - 8:00 p.m. Monday and Saturday. Lynn will monitor the crawler radiator and core as the core looks a little rusty. With the serial number off the crawler engine, we may be able to find out when the engine was built as opposed to the year of the crawler. Monitoring wells are #1 9 1/2" water, #2 and #3 are dry. Still in need of scorio at the landfill. Doug will contact Franz Construction to see about getting scorio from their pit south of Culbertson, Town will do the hauling.

Mower - Culbertson Implement. Jim will talk to Gene Vannatta at Culbertson Implement about the mower engine overhaul bill.

Budget Meetings. Tentative dates for Budget Meetings are Monday, July 16th and Monday, July 23rd beginning at 7:00 p.m.

GJV's. General Journal Vouchers #121,122 and 123 were approved and signed.

Landfill Ordinance. Dave Plummer made a motion to adopt Ordinance #173, an ordinance amending the landfill dumping fees of Culbertson Town Code Section 7.02.071 to provide for non-scheduled special dumping days and fees. J.D. King seconded the motion. All voted in favor of the motion. Motion carried.

Council said to enforce water shut-off procedure.

The following bills were reviewed by the auditing committee and ordered paid.

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
Sidney Chamber of Commerce	15.00	Postmaster	55.70
Sharon Young	303.75	Culbertson State Bank	3150.00
Darcy Anderson	303.75	DNRC	32800.34
A. Douglas Finnicum	438.12	A. Douglas Finnicum	931.03
Jerry Kozak	604.74	Jerry Kozak	271.70
Raedelle Aspenlieder	877.43	Joyce S. Norris	106.63
Sandra Mae Wix	78.50	PERS	199.01
Roxanne Nickoloff	422.70	Culbertson State Bank	374.66
Sharon Young	308.84	Sheridan Electric	21.00
Ronald Reitz	348.15	U.S. West Comm.	64.20
Darcy Anderson	370.45	M.D.U.	1019.96
Jackie Peters	259.36	Larsen Lumber	105.00
Jelena Lindvig	243.33	The Searchlight	4.40
Joseph Lyseng	85.95	Gambles	86.90
PERS	236.62	Pedersen Excavating	290.00
Culbertson State Bank	946.54	Lynn J. Labatte	3510.00
AT & T	45.60	Glen Raisland	50.00
U.S. West Comm.	332.79	Strandlund Welding	156.00
Petrolane	316.45	Fargo Water Equip.	16.47
M.D.U.	247.45	Mon-Dak Chemical	462.00
Larsen Lumber	190.84	Graphic Controls	162.36
The Searchlight	44.00	NorthwestPipe Fittings	32.86
Gambles	612.73	A. Douglas Finnicum	270.00
Bruce Waldhausen	100.00	Arrowhead Pest Control	75.00
Pedersen Excavating	100.00	Dana Kepner Co. of MT	389.00
Kotana Communications	48.50	Miller Oil Co.	305.11
Ed Bowers	50.00	MMIA	359.52
Dept. of Commerce	400.00	Unemp. Ins. Div.	42.03
Raedelle Aspenlieder	50.00	Div. of Workers Comp.	22.92
Bjella, Neff, Rathert, W & E	1488.24	State Treasurer	202.82
Roosevelt County Sheriff	833.33	DPC Industries	72.20
Normont Equip. Co.	234.91	Northwest Pipe	906.20
Great Plains	76.50	Income & Misc. Tax Div.	18.94
Prarie Sand & Gravel	899.00	TOTAL	\$46,533.96
Bev Raaum	50.00		
Fasteners	12.80		
Bruns Electric	41.47		
Thompson Pools	47.00		
DPC Industries	25.00		
Farmers Elevator Co.	11.00		

General Fund cont.

QBS	83.97
MMCTFDA	25.00
Kao's Welding	15.50
Larsen Lumber	236.69
Oelkers Servicecenter	50.17
Culbertson Exxon	40.50
MMIA	251.40
Unempl. Ins. Div.	40.40
Div. of Workers Comp.	22.04
State Treasurer	184.92
M.D.U.	13.44
DCP Industries	72.20
Northwest Pipe	944.54
TOTAL	<u>\$14,081.61</u>

Special Fund:

Culbertson State Bank	18431.25
PERS	75.30
Petrolane	8.47
M.D.U.	906.23
Shairl Oelkers	<u>60.00</u>
TOTAL	<u>\$19,481.25</u>

Meeting adjourned at 9:50 p.m.

Raedelle Aspenlieder
Clerk

J. Baldwin
Mayor

July 16, 1990. The Culbertson Town Council met in special session to review the preliminary budget. The following were present: J.D. King, Dave Plummer, Larry Reitz, Gordon Miller, Doug Finnicum and Raedelle Aspenlieder. Absent: James Baldwin. Meeting on the budget to be continued on July 23rd.

Raedelle Aspenlieder
Clerk

Larry L. Reitz
Acting Mayor

July 23, 1990. The Culbertson Town Council met in special session to fix the final budget and make appropriations. The following were present: J.D. King, Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin, Doug Finnicum and Raedelle Aspenlieder.

LaVern Schledewitz attended the meeting.

Council agreed to a 50¢/hr. wage increase for Sande Wix and a 4% increase for Doug and Raedelle.

Raedelle Aspenlieder
Clerk

J. Baldwin
Mayor

August 2, 1990. The Culbertson Town Council met in special session for a public hearing on the 1990-91 budget. Those present were: Larry Reitz, Gordon Miller, James Baldwin and Raedelle Aspenlieder. Absent: J.D. King and Dave Plummer. Guests were Mr. and Mrs. Albert Fox. Mr. & Mrs. Fox had no questions pertaining to the budget for FY 1990-91.

Raedelle Aspenlieder
Clerk

J. Baldwin
Mayor

August 6, 1990. The Culbertson Town Council met in regular session with the following present: J.D. King, Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy, Doug Finnicum and Raedelle Aspenlieder. The July 2nd, 16th and 23rd minutes were read and approved.

Swimming Pool. Council approved a High School Pool Party on August 26th. The pool will be closed for the season on September 4th, weather permitting.

Dave reported on radiator repair on the landfill crawler.

Street Signs. There was some discussion on the height of street signs. Jim will check with State Highway Department to see which signs are the states responsibility. Doug has been changing some posts to meet the 7' clearance spec.

Jim talked to Gene Vannatta, Culbertson Implement Co., about the mower overhaul bill. Invoice amount has not changed.

Bulk Water Sales. Lyle Knudsen, Black Hills Trucking, would like to buy water @10¢ a 42 gal. barrel. Drivers are presently filling at the pumphouse. They would like to fill with a 3" hose. They would buy between \$40 - \$60 worth of water per month. Council said if they cannot fill at the pumphouse using quarters, Doug could flip the switch so the water would come without inserting quarters. The town would keep track of the gallons and bill them. Doug will talk to Lyle Knudsen about this. Council decided filling from a hydrant was not a good idea.

✓ Raedelle
Budget Resolution. Larry Reitz made a motion to adopt Resolution No. 261 setting the All-Purpose General Levy at ~~86.14~~^{82.38} mills, Library ~~2.42~~^{2.21} mills and Public Employees Retirement System ~~1.18~~^{1.18} mills for a total of ~~89.74~~^{85.77} mills for fiscal year ending June 30, 1991. Gordon Miller seconded the motion. All voted in favor. MOTION CARRIED.

SID #6. Dave Plummer made a motion to adopt the resolution that "The Town Council may use the funds remaining in SID #6 for maintenance purposes within SID #6", based on Attorney Greg Hennessy opinion. J.D. King seconded the motion. All voted in favor. MOTION CARRIED.

Senior Citizen Center. Clerk informed council that Senior Citizens are now meeting twice a week, Tuesday and Friday.

Park. Some campers suggested the town have a donation box at the park. Council was not in favor of this.

There was a complaint about the tall weeds in Jon May's back yard. Larry will check this and get back to clerk on whether to send a letter or not.

City Judge Bruce Waldhausen reported the balance in Culbertson Town Court account was \$370.00 on 7-19-90.

Cemetery. Clerk checked into coverage for workers' compensation for workers at cemetery. If the cemetery assoc. contracts labor and the laborer gets hurt - the cemetery assoc. is responsible. The cemetery grounds is covered under the town liability insurance because the town owns the cemetery. The cemetery assoc. wondered about the town paying the employee, then he would be covered, the cemetery assoc. would then reimburse the town. Council decided they didn't want to get involved in this.

August 6, 1990 cont.

GJV's. General journal vouchers #124, 125, 126, 127 and 2 were approved and signed.

Building Permits. Building permits for Colleen Lannen, Robert McClelland, Joe Gandrud, Jr. and Zane Grimsrud were approved.

William Owens turned his Verification of Income in on 7-2-90. The deadline was 4-12-90. He has been taken off the construction credit list.

Swimming Pool. Council reviewed a letter from Lynne Monson, Red Cross Water Safety Chairman. J.D. talked about having occasional employee meetings for pool personnel so all would know what was expected of them. J.D. also said maybe he should meet with pool personnel at the beginning of the season to let them know what is expected of them.

Utility Billing System - TAABS. There will be a TAABS Utility Billing Users Conference on September 18, 1990 in Belgrade. Council said for Raedelle to go.

Interlocal Agreements - Fire Depts. Dave Plummer made a motion to enter an Interlocal Agreement Between Roosevelt County, the City of Wolf Point, City of Poplar, City of Brockton, City of Froid, City of Bainville and the Bainville Rural Fire District Allowing An Exchange of Equipment and Manpower During Emergency or Disaster Situations. Larry Reitz seconded the motion. All voted in favor of the motion. MOTION CARRIED. The interlocal agreement shall become effective upon completion of 1) signature of all Chief Elected Officials of the parties to the agreement, 2) approval of the interlocal agreement by the Montana Attorney General and 3) by the filing of the agreement with the respective entities clerks and the Secretary of the State of Montana.

Investments. Council discussed the renewing fo a \$500,000. CD. Highest interest quote came from Richland National Bank at 8% on \$500,000. and Culbertson State Bank quoted 7.5%. Clerk will check with Richland National on Tuesday to be sure 8% is still a firm quote, then give Culbertson State Bank a chance to match the 8%. Council decided to invest \$500,000. in a CD for 6 mos.

Mayor Baldwin will welcome and introduce the Lieutenant Governor at the dedication ceremony of the new National Guard Shop on August 17th at noon.

911 Emergency Number. On August 16th there will be a meeting at the Legion Club in Poplar, to discuss the progress on the 911 emergency number.

MMIA. Montana Municipal Insurance Authority is proposing a bond program to capitalize the Workers' Compensation Risk Retention Program. Council wants more information prior to signing a letter of intent to participate. Attorney Greg Hennessy will call Bob Worthington to get the details.

Landfill. Town employees have hauled 17 loads of scorio to the landfill. More scorio will be hauled at a later date. Monitoring wells are #1, 2 and 3 are all dry. Lynn said they would be in the new pit sometime in August. Lasted in the first pit 2 yrs. and 9 mos. - 9 mos. longer than predicted. Landfill hours at this time are from 1:00 - 7:00 pm on Saturday and Monday.

Curb Stops. Doug said he has 20 curb stops to change. The change out to start possibly the week of August 13th. Property owners will be notified prior to the change.

August 6, 1990 cont.

Mower. Doug will write-up bid specifications for the mower. Council will review the specifications at the Sept. 4th meeting.

Due to the holiday on Sept. 3rd, the town council will have the September meeting on Tuesday the 4th. Notice will be in the Searchlight.

Dave Plummer withdrew the building permit for Plummer Trucking Shop, which had been submitted at an earlier date.

The following bills were reviewed by the auditing committee and ordered paid:

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
Sharon Young	591.38	MDU	1294.26
Darcy Anderson	591.37	Postmaster	58.23
MDU	360.85	A. Douglas Finnicum	1160.05
A. Douglas Finnicum	204.72	Jerry Kozak	565.83
Jerry Kozak	346.81	Joyce S. Norris	106.63
Raedelle Aspenlieder	910.06	PERS	286.42
Sande Wix	273.52	Culb. State Bank	509.65
Roxanne Nickoloff	780.82	A. Douglas Finnicum	270.00
Sharon Young	527.50	U.S. West Comm.	58.14
Ronald Rietz	618.94	Gambles	34.00
Darcy Anderson	574.02	Culbertson Exxon	4.00
Jackie Peters	419.46	DPC Industries	151.90
Jelena Lindvig	405.81	Doug Finnicum	155.52
Joseph Lyseng	17.33	Dana Kepner Co.	31.40
W. Bruce Houle	18.70	Northwest Pipe	58.36
Fred Hofman	24.01	Charles Candella	16.72
PERS	164.90	Vernon Young	50.00
Culb. State Bank	1412.63	MT. Dept. of Health & Env.	19.50
U.S. West Comm.	263.36	Montana Seals & Packings	70.55
Petrolane	967.69	Gene's Electric	93.20
Gambles	340.90	Prairie Ind. Chem.	356.70
Bruce Waldhausen	100.00	Nalco Chemical Co.	580.00
Will's Office World	22.44	Treatment Equip. & Fab.	969.47
Gaffaney's	14.70	Hose & Rubber Supply	41.75
Miller's Super Valu	16.97	Henry's Safety Supply	703.24
Reds Electric	106.40	Oelkers Bulk Center	45.66
Raedelle Aspenlieder	50.00	Lynn J. Labatte	3510.00
Bjella Neff Rahtert Wahl & Eiken	50.00	Franz Const.	112.50
Roosevelt County Sheriff Dept.	833.33	D & E Plummer Trucking	162.50
A T & T	45.60	Stokke's Radiator Shop	33.00
Barco	188.00	Sheridan Electric Co-Op	21.00
Culbertson Supply	37.52	Farm Plan	6.54
Oelkers Servicenter	56.93	Culb. State Bank	300.00
Culbertson Exxon	60.00	The Searchlight	17.60
Beverly Raaum	40.00	Miller Oil	140.98
Culbertson Implement	160.26	MMIA	1199.86
Electric & Magneto	62.50	TOTAL	\$13,195.16
Thompson Pools	4.13		
DPC Industries	79.70	<u>Special Funds:</u>	
Doug Finnicum	348.50	Culb. Museum Club	5000.00
Dana Kepner Co.	62.10	MDU	889.27
Northwest Pipe	58.62	PERS	78.31
Farm Plan	1362.76		

August 6, 1990 cont.

General Fund cont.

The Searchlight	39.60
Miller Oil	38.52
MMIA	1678.00
TOTAL	\$15,331.36

Special Fund cont.

US	19.97
Nat'l Geographic Society	17.95
Shairl Oelkers	60.00
Firemans Relief Assoc.	955.13
MMIA	34.00
TOTAL	\$7,054.63

Meeting adjourned at 11:10 p.m.

Raedelle Aspenlieder
Clerk

J. D. King
Mayor

September 4, 1990. The Culbertson Town Council met in regular session with the following present: J.D. King, Dave Plummer, Larry Reitz, James Baldwin, Greg Hennessy, Doug Finnicum and Raedelle Aspenlieder. Absent: Gordon Miller. The August 2nd and 6th minutes were read and approved.

Building Permit. A building permit for Gerald Schlagel to move a garage on Culbertson Sheet Metal property was approved with the condition that the property owner also sign the permit. A building permit for Hannes Hallgrimson was also approved.

Mower Bids. Council opened bids on a mower. The bid on a John Deere 755 hydrostatic tractor 20 engine hp, 15 pto hp, mechanical front wheel drive with attachments (see attached sheet) - Bid Price \$13,950.00. The bid on a John Deere 855 hydrostatic tractor w/mechanical front wheel drive, 24 engine hp, 19 pto hp with attachments (see attached sheet) - Bid Price \$14,950.00. The bid on a Kubota B1750 HSD 4 wheel drive diesel tractor, 20 hp with hydrostatic drive with attachments (see attached sheet) - Bid Price \$12,790.00. Larry Reitz made a motion to purchase the John Deere 855 hydrostatic tractor w/mechanical front wheel drive, 24 engine hp, 19 pto hp with attachments (see attached sheet), for the bid price of \$14,950.00 from Culbertson Implement Co. This also carries a 2-year warranty on parts and labor. Dave Plummer seconded the motion. Those voting in favor of the motion: Larry Reitz, Dave Plummer and J.D. King. Absent and not voting: Gordon Miller. MOTION CARRIED.

Culbertson Implement. Gene Vannatta will write-off finance charges on the Farm Plan statement, total amount of \$33.01.

Landfill. Council decided to have Franz Construction finish hauling in the scorio to the landfill. Will need approximately 4 or 5 big loads. Landfill hours at this time are Monday and Saturday from 1:00 - 6:00 pm. Monitoring wells are #1 3/4" water, #2 & #3 dry.

Bulk Water. Black Hills Trucking supplied the necessary materials for Doug to plumb at the water shack so they can load bulk water more rapidly.

Street Signs. Jim reported that the stop signs where residential streets tie into a highway are the responsibility of the town. The State Highway Department is responsible for stop signs on the highway and they also take care of the two at the north and south ends of 3rd avenue east. Standard mounting height for signs is 7', so new or replacement sign installations should meet the 7' standard.

September 4, 1990 cont.

911 Number. Mayor Baldwin, Alan Aspenlieder and Lyle Knudsen attended the 911 meeting. The most affordable option for the 911 number was selected. The program is still in the works.

Alvin Lien said he has a gopher problem in his vacant lot on 7th street. Larry said Alvin could buy poison bombs from the elevator to take care of the gophers. Larry will get Alvin the necessary information to poison the gophers in the spring.

Investment - CD. Council decided to renew the \$500,000. CD for another 30 days and to ask Doug McCormick from Culbertson State Bank to come to the October 1 meeting.

Council reviewed liability insurance claim on Loni Hall, who injured her finger in the door at the swimming pool. Town insurance carrier rejected the claim. Doug will see if he can change the door handle situation.

Pool. Council decided not to fix the swimming pool equalizer line at this time.

Curb Stop Replacements. Council reviewed Town Code dealing with curb stop replacements and Doug gave a progress report on the same.

Building Permit. A building permit for Ron Pennell was approved.

MMIA Workers' Compensation. The Montana Municipal Insurance Authority is developing a Bond Capitalization of the Workers' Compensation Program which is designed to assist the MMIA in meeting its goal of rate stabilization. Communities who do not execute the bond documents by October 1, 1990 will experience an 8% premium increase as of October 1, 1990. This increase is necessary to offset the exposure of excess coverage for non-bond program participants, which for signatories to the bond program, is anticipated in the current premium structure. Should current workers' compensation program members elect to execute the documents and join the bond funded program at a later date, a late entry fee will be assessed to that participant. The revised program will require no additional money from participants. Premiums currently being charged are anticipated to be sufficient to pay program costs including payment of principal and interest of the bonds. Attorney recommended town sign up. Larry Reitz made a motion to adopt Resolution #263 RELATING TO PARTICIPATION IN THE WORKERS' COMPENSATION SELF-INSURANCE PROGRAM OF THE MONTANA MUNICIPAL INSURANCE AUTHORITY; APPROVING THE INDENTURE OF TRUST AUTHORIZING THE ISSUANCE OF BONDS BY THE AUTHORITY ON BEHALF OF THE MUNICIPALITY AND OTHER PARTICIPANTS; APPROVING THE DISTRIBUTION OF AN OFFICIAL STATEMENT RELATING THERETO; AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A NOTE EVIDENCING THE MUNICIPALITY'S PROPORTIONATE SHARE OF PRINCIPAL OF AND INTEREST ON THE BONDS. J.D. King seconded the motion. Those voting in favor: Larry Reitz, J.D. King and Dave Plummer. Absent and not voting: Gordon Miller. MOTION CARRIED. Attorney Hennessy and Raedelle will finish all the paperwork.

Attorney Hennessy may have to try a case in town court concerning juveniles and contribution to the delinquency of minors.

Authorized Budget Transfers. Dave Plummer made a motion to authorize the budget transfers for FY ending 6-30-90. J.D. King seconded the motion. Those voting in favor: Dave Plummer, J.D. King and Larry Reitz. Absent and not voting: Gordon Miller. MOTION CARRIED.

GJV's. General journal vouchers #128, 129, 130, 131 and 132 were approved and signed.

AUTHORIZED BUDGET TRANSFERS

Year Ending 6-30-90
Page 1

FUND	EXP. CODE	FROM DESCRIPTION	EXP. CODE	TO DESCRIPTION	\$ AMOUNT
1000	410.5.94	Financial & Admin. Machinery & Equip.	411.1	Legal - Misc.	2014.42
1000	420.431	Fire Control Repair & Maint.	420.4.2	Fire Control-Suppl.	221.85
1000	430.2.1	Streets & Alleys Salaries & Rel. Ben.	430.2.31	Streets & Alleys Repairs & Maint.	1354.79
1000	430.91.2	Cemetery - Supplies	430.91.33	Cemetery - Misc.	92.39
1000	410.5.33	Financial & Admin. Misc.	430.91.2	Cemetery - Misc.	2.61
2820	430.2	Gas Tax - Streets & Alleys - Supplies	430.31	Gas Tax - Streets & Alleys-Rep. & Main.	2800.00
2820	430.1	Gas Tax - Streets & Alleys-Salar & Rel.	430.31	Gas Tax-Streets & Alleys-Repair & Main.	476.73
2910	430.2.9	Fed. Rev. Shar- Pub. Works-Mach. & Equip.	430.31	Fed Rev Sharing-Pub. Works-Rep & Main.	506.28
5210	430.54.31	Water Treatment Plant Public Works-Mach & Eq	430.54.2	Water Treatment Plant Supplies	635.38
5210	430.54.32	Water Treatment Pl. Utility & Commun.	430.54.2	Water Treatment Plant - Supplies	406.90
5210	430.54.33	Water Treatment Pl. Misc.	430.54.94	Water Treatm. Plant Mach. & Equip.	378.27
5210	430.54.32	Water Treatm. Plant Utility & Commun.	430.54.94	Water Treatm. Plant Machinery & Equip.	206.50
5210	430.55.1	Transmission & Dist. Salaries & Rel. Ben.	430.54.94	Water Treatm. Plant Mach. & Equip.	910.23
5210	430.55.33	Transmission & Dist. Misc.	430.55.94	Transmission & Dist. Machin. & Equip.	712.50
5310	430.63.31	Collection & Transm. Repairs & Maint.	430.63.1	Collection & Transm. Salaries & Rel. Ben.	3071.79
5310	430.63.32	Collections & Trans. Utilities & Commun.	430.63.1	Collection & Transm. Salaries & Rel. Ben.	221.11
5310	430.63.31	Collection & Trans. Repairs & Maint.	430.63.2	Collection & Transm. Supplies	112.43
5310	430.63.31	Collection & Transm. Repairs & Maint.	430.63.94	Collection & Transm. Machinery & Equip.	2552.37

Budget transfers included on this statement would consist of:

- Budget line item transfers 7-6-4236 M.C.A.
- Budget amendments 7-6-4231(3) M.C.A.
- Emergency budgets 7-6-4252 M.C.A.

Culbertson Implement Co.
 Box 497
 Culbertson, Montana 59218



Town of Culbertson
 Culbertson, Montana

Gentlemen:

Culbertson Implement Company, Culbertson, Montana submits the following bid:

<u>Code</u>	<u>Equipment</u>	<u>Price</u>
4026M	New John Deere 755 Hydrostatic tractor 20 engine hp 15 pto hp Mechanical front wheel drive	12,893
1000	Roll-gard w/seat belt	-0-
2003	2-position steel wheels w/33 x 12.50-15 in turf tires (rear)	87
3001	2-position steel wheels w/23x8.50 -12 in. turf tires	-23
4001	dual selective control valves	401
	sub total	<u>13,358</u>
2734M	New John Deere 60 in mid-mount mower	1,822
1000	Attaching parts for 755 tractor	200
	sub total	<u>2,022</u>
2840M	New John Deere #70 loader	2,118
1000	Mounting frame for 755 tractor	-0-
2020	60 in, materials bucket	22
9010	hood guard	48
9020	bucket level indicator	29
	sub total	<u>2,217</u>
	Freight & Setup	1,000
	Total	<u>18,597</u>
	Less	
	Culbertson Implement Company discount	- 2,327
	John Deere Company discount	<u>- 2,320</u>
	Bid Price	<u>\$ 13,950.00</u>

Gene Vannatta

14950

Culbertson Implement Co.
Box 497
Culbertson, Montana 59218



The 755 tractor carries a 2-year warranty on parts and labor.

Culbertson Implement Co.
Box 497
Culbertson, Montana 59218



Town of Culbertson
Culbertson, Montana

Gentlemen:

Culbertson Implement Company, Culbertson, Montana submits the following bid:

<u>Codes</u>	<u>Equipment</u>	<u>Price</u>
4036M	New John Deere 855 hydrostatic tractor w/mechanical front wheel drive. 24 eng. hp - 19 pto hp	14,166
1000	Roll-Gard & seat belt	-0-
2001	2-position steel wheels w/33 x 12.50 - 15 in rear turf tires	87
3001	2-position steel wheels w/23 x 8.50 12 in turf tires front.	23
4001	dual selective control valves	401
	sub total	14,631
0297M	72 in mid mount mower	2,270
1000	attaching parts for 855 tractor	-0-
	sub total	2,270
2842M	New John Deere 70A loader for 855 tractor	2,227
1000	mounting frame for 855 tractor	-0-
	sub total	2,227
	freight & setup	1,100
	Total	20,228
	Culbertson Implement Company discount	- 2,639
	John Deere Company discount	- 2,639
	Bid Price	14,950.00

Gene Vannatta

Culbertson Implement Co.
Box 497
Culbertson, Montana 59218



The 855 tractor carries a 2-year warranty on parts and labor

BILLINGS KUBOTA
1005 Main St.
Billings, MT 59105

 **KUBOTA**
Nothing like it on earth.™

**DEUTZ
ALLIS**
SNAPPER

 **KUBOTA**
Nothing like it on earth.™
(406) 245-6702

BILLINGS KUBOTA

1125 Main Street
Billings, MT 59105
Business (406) 245-6702

BRUCE RUSH, Owner

Town of Culbertson
P.O. Box 351
Culbertson, Mt. 59218-0351

Office of the Mayor
Attn: Doug Finnicum
Director of Public Works

Dear Sirs:

The attached Bid includes the following items:

B1750 HSD 4 Wheel Drive Diesel Tractor 20HP with Hydrostatic drive and 20.5x8.00 turf tires in front and 31x13.5 turf tires in rear. Also, has a mid PTO & rear PTO, two speeds.
---\$9,350.00---

RC60-B Mid-Mount Mower 1.5" to 4.0" cutting height, 60" cutting width and is compatible with GC60B Grass Catcher, if so desired.
---\$1,475.00---

B1640A Front Loader, Quick Attaching type, with 48" bucket, the lift capacity is 640 lbs.
---\$1,965.00---

TOTAL PACKAGE FOB CULBERTSON, MONTANA = \$12,790.00

****One thing you might keep in mind is that the loader can stay on the tractor when the mid-mount mower is being used*****

Sincerely,

Bruce Rush

Bruce Rush, Owner
BILLINGS KUBOTA

BR:sr

September 4, 1990 cont.

Mayor Baldwin reported on the resignation of Maintenance Worker Jerry Kozak. Council noted the formal reprimand to Jerry dated September 4, 1990. Town will start advertising the position after the October meeting.

Swimming Pool. Council said they should look at pay increases for pool personnel for the 1991 season. They will keep this in mind.

The following bills were reviewed by the auditing committee and ordered paid:

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
Utility Billing Specialists	25.00	MDU	1285.35
MDU	338.06	Postmaster	55.41
U.S. West Comm.	281.20	U.S. West Comm.	56.50
Petrolane	992.19	Miller Oil Co.	56.68
Bruce Waldhausen	100.00	Oelkers Bulk Center	372.47
Postmaster	25.00	DPC Industries Inc.	10.00
The Searchlight	8.40	Kao's Welding	10.00
Raedelle Aspenlieder	235.62	Nalco Chemical	580.00
MMIA	28.14	Tritec	158.50
Raedelle Aspenlieder	50.00	Prairie Industrial Chem.	2087.04
Walker Masonry	75.00	A. Douglas Finnicum	270.00
Larsen Lumber	61.41	Oilind Safety	355.70
Roosevelt County Sheriff Dept.	833.33	Henry's Safety Supply	97.21
A T & T	45.60	Larsen Lumber	122.41
Oelkers Servicenter	71.00	Lynn J. Labatte	3510.00
Culbertson Exxon	40.15	Sheridan Electric	21.00
Beverly Raaum	40.00	Pedersen Excavating	800.00
Anderson Conoco	22.04	Stranco	132.63
DPC Industries, Inc.	5.00	Northwest Pipe Fittings	2247.15
Thompson Pools	4.77	Farm Plan	132.72
Kao's Welding	18.00	A. Douglas Finnicum	1327.45
Red Cross	100.00	Jerry Kozak	808.88
Farm Plan	18.63	Joyce S. Norris	106.63
A. Douglas Finnicum	41.06	Culb. State Bank	622.33
Jerry Kozak	177.56	PERS	353.92
Raedelle Aspenlieder	910.06	TOTAL	\$15,579.98
Sandra Mae Wix	185.46		
Roxanne Nickoloff	787.74		
Sharon Young	305.72	<u>Special Fund:</u>	
Ronald Reitz	559.70	MDU	911.82
Darcy Anderson	434.11	Miller Oil Co.	1051.08
Jackie Peters	472.48	Seventeen	15.95
Jelena Lindvig	355.42	Classic Cross-Stitch	14.97
Ryan Young	60.26	Shairl Oelkers	60.00
Culb. State Bank	1166.49	PERS	78.31
Culb. Cemetery Assn.	50.00	TOTAL	\$2,132.13
TOTAL	\$9,035.91		

Meeting adjourned at 11:10 p.m.

Raedelle Aspenlieder
Clerk

J. Baldwin
Mayor

October 1, 1990. The Culbertson Town Council met in regular session with the following present: J.D. King, Dave Plummer, Larry Reitz, James Baldwin, Greg Hennessy, Doug Finnicum and Raedelle Aspenlieder. Absent: Gordon Miller. The September 4, 1990 minutes were read and approved.

Lavern Schledewitz asked if the council had plans for a dirt stockpile at the landfill. Larry said if the county equipment came back to this end of the county, we would appreciate the county's assistance.

Lynn said there was no use in him trying to stockpile dirt until it gets colder. Larry said the last time the ground froze real hard, early in the season, was November 11, 1959.

Building Permit. Randal and Karen Baxter presented a building permit for Bethel Free Lutheran Parsonage, for a front deck. The deck would extend past the furthest building on the face of the block. They will re-draw the permit showing the location of the steps and railing and submit it for approval if they decide to build the deck.

Jim and Larry went to a development meeting in Poplar recently. There was discussion on developing an irrigation system on the river bottom.

Jim read an invitation from Governor Stephens to attend the Governor's Summit Conference on Economic Growth and the Creation of Jobs which will be held in Helena on October 11th & 12th. Jim will be unable to attend and offered it to the councilmen.

Pasture Lease. There hasn't been anyone interested in leasing the pasture by the lagoons.

Jim will get small town maps printed in Bismarck in the next couple of weeks.

CD Investment. Clerk will get bids for interest on a \$500,000. CD for 90 days within the county. If Culbertson State Bank is not the highest bidder, they will be given the opportunity to match the high bidder.

Maintenance Worker. Council decided to advertise the Maintenance Worker Position. The following changes were made on the job posting notice: Salary Range \$5.50 to \$7.00 and be within 5 minutes all-weather driving time from the Culbertson Town Hall. Closing Date: December 3, 1990 at 5:00 pm.

Building Permits. Building permits for Pauline Jasper, George Jasper and Rick Knick were approved.

Landfill. Monitoring wells at the landfill are #1 - 1 3/4" water and #2 & #3 dry. Hours at this time are Monday and Saturday 1:00 - 5:00 pm. Clerk will put a reminder in the paper that garden remains must be bagged or boxed for pick-up. Jim will ask Lavern Schledewitz to come to the November meeting.

Attorney Hennessy reported on prosecution file.

Museum Club inquired about the garbage and construction fee charges on the water bill, as they are a non-profit organization. Council said they are not exempt from the charges.

G J V's. General journal vouchers #3 & #4 were approved and signed.

October 1, 1990 cont.

The following bills were reviewed by the auditing committee and ordered paid:

General Fund:

Joe Gerk	60.26
Kellie Olsen	11.09
Jenell Marchwick	8.31
Culb. Imp. Co.	9820.20
MDU	373.02
Petrolane	524.43
U.S. West Comm.	260.87
A T & T	45.60
Gaffaney's	50.55
Finnicum's	42.22
The Searchlight	44.00
Raedelle Aspenlieder	74.96
Bjella Neff Rathert Wahl & Eiken	204.11
D & R Fire and Safety Equip.	425.00
Anderson Conoco	6.70
Becker Fire Equip. Co.	113.65
Modern Aire Flight Service	39.13
Team Laboratory Chemical Corp.	807.00
Beverly Raaum	2.50
DPC Industries	72.20
Bjella Neff Rathert Wahl & Eiken	1057.75
Bruce Waldhausen	100.00
Bruce Waldhausen	26.50
Finnicum's	51.77
A. Douglas Finnicum	120.69
Raedelle Aspenlieder	910.06
Sandra Mae Wix	113.25
Culb. State Bank	361.31
PERS	97.73
Culbertson Exxon	13.50
Miller Oil Co.	79.36
Oelkers Servicenter	83.75
Red's Electric	64.40
The Searchlight	8.80
TOTAL	<u>\$16,074.67</u>

Enterprise Fund:

Jerry Kozak	758.66
Montana PSC	20.00
MDU	1050.87
Postmaster	59.93
U.S. West Comm.	58.53
Finnicum's	108.58
DPC Industries	159.40
Patrick Kelley	21.52
Barry Scheresky	50.00
Lee Nelson	50.00
Northwest Scientific, Inc.	117.23
A. Douglas Finnicum	270.00
Northwest Pipe Fittings	371.51
Lynn Labatte	3510.00
Franz Construction	90.00
Arrowhead Pest Control	75.00
Sheridan Electric Co-Op	21.00
Finnicum's	40.69
A. Douglas Finnicum	1220.34
Joyce S. Norris	106.63
Culb. State Bank	559.47
PERS	328.15
Miller Oil Co.	188.25
Oelkers Servicenter	224.25
TOTAL	<u>\$9,460.01</u>

Special Fund:

Culb. Imp. Co.	5129.80
MDU	913.03
Gaffaney's	47.50
Finnicum's	9.66
Montana Magazine	13.00
Shairl Oelkers	60.00
Karen Baxter	88.66
Midstate Equip. Co.	8044.00
John Deere Leasing Co.	9650.27
PERS	78.31
TOTAL	<u>\$24,034.23</u>

Meeting adjourned at 10:50 pm.

Raedelle Aspenlieder
Clerk

J. E. DeLain
Mayor

November 5, 1990. The Culbertson Town Council met in regular session with the following present: Dave Plummer, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy, Doug Finnicum and Raedelle Aspenlieder. Absent: J.D. King. The October 1, 1990 minutes were read and approved.

Lions Club. Dennis Larsen and Steve Larsen represented the Lions Club. The Lions Club Building on main street is costing each member of the club too much to keep open. They asked the council if they could get some of the charges on their water bill taken off - such as the \$13.00 monthly charge for garbage and the \$15.40 construction fee. The council said they could not exempt them from these charges as there are other organizations that would request the same and this would cause a financial strain on the funds. Dennis and Steve said the club is looking into having a fund drive strictly for the building.

Sugar & Spice Laundromat. Bonnie Hallgrimson said they will be putting a game room in the laundromat and asked if the town required any permits or licenses. The town does not require her to purchase any permits or licenses. Bonnie also asked what the town curfew is. Curfew for children under age 16 is off the streets by 10:00 p.m. However, curfew enforcement is not the responsibility of the businessman.

Landfill. Lynn reported the county is finished stockpiling dirt for winters cover at the landfill. Larry had talked with Allan Pedersen about stockpiling dirt. Council asked Lynn to seed the #1 pit with fairway crested. Landfill monitoring wells are #1, 2 & 3 are all dry. Landfill hours at this time are Monday and Saturday from 1:00 - 4:00 p.m.

Clerk was asked to get the cemetery ordinance in code book form and to the necessary people.

Jim reported that he attended a State Highway System meeting on October 17th. The federal highway commission wants to cut Montana's primary and secondary highways from 5500 miles to 1500 miles. The new highway system will be re-written in 1992. Jim encouraged everyone to write to our senators and congressmen.

CD Investment. Clerk reported that Culbertson State Bank matched the high bidder for interest, 7.4%, for 90 days on a \$500,000 certified deposit.

Jim said Pat Bowen asked for a representative from the town to serve on a committee to promote industry in Eastern Montana. Jim will get more information from Pat prior to looking for an individual.

Building Permits. Building permits for Gordon Oelkers and Bernie Finnicum were approved.

Landfill. Contracting Unlimited from Fairfield, ND inquired about dumping a 8'x10' dumpster once a week in the landfill. The dumpster is located on a drilling site north of town. Clerk was instructed to tell them out landfill is set-up for domestic use not commercial.

Fire Dept. Gordon Miller will ask Fire Chief Tim Larsen to attend the regular December 3rd meeting.

Council discussed the fact that during elections, the rural district voting is set-up in the clerk's office. Council felt there was enough room in the Community Center for all 3 precincts.

November 5, 1990 cont.

The following bills were reviewed by the auditing committee and ordered paid:

General Fund:

MMIA	657.28
Unemp. Ins. Div.	72.58
MT State Treasurer	330.23
MDU	169.08
A. Douglas Finnicum	124.75
Raedelle Aspenlieder	910.06
Sande Wix	35.99
Culb. State Bank	338.37
PERS	98.99
Seitz Ins. Agency	1002.94
A T & T	45.60
U.S. West Comm.	210.77
Petrolane	15.29
Blue Rock Products Co.	16.34
Bruce Waldhausen	100.00
Gaffaney's	34.05
Miller's Super Valu	14.42
Raedelle Aspenlieder	50.00
Bjella Neff Rathert Wahl & Eiken	431.00
Roosevelt County Sheriff Dept	833.33
Culbertson Supply	6.99
State Fund	36.95
The Searchlight	35.20
Bruce Waldhausen	100.00
TOTAL	<u>\$5,670.21</u>

Special Fund:

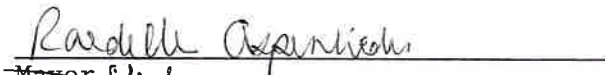
MDU	899.67
PERS	78.31
Seitz Ins. Agency	542.22
Self	14.97
Celebrations	12.95
Saturday Evening Post	12.97
Shairl Oelkers	60.00
TOTAL	<u>\$1,621.09</u>

Enterprise Fund:

Income & Misc. Tax Div.	31.08
MMIA	340.71
Unemp. Ins. Div.	43.85
MT State Treasurer	224.25
MDU	952.78
Postmaster	58.09
A. Douglas Finnicum	1261.36
Joyce S. Norris	106.63
Culb. State Bank	449.89
PERS	223.45
A. Douglas Finnicum	241.20
Seitz Ins. Agency	2621.84
U.S. West Comm.	52.58
Sheridan Electric Co-Op	21.00
Miller Oil Co.	760.47
MT Dept. of Health & Envir	19.50
DPC Industries	30.00
Pedersen Excavating	480.00
NW Pipe Fittings	697.42
Sullivan Wholesale	225.25
Lynn J. Labatte	3510.00
Lynn Labatte	139.95
State Fund	22.32
Midwest Ind. Mach.	5.00
The Searchlight	8.80
TOTAL	<u>\$12,527.42</u>

Meeting adjourned at 10:00 p.m.


Clerk Mayor


Mayor Clerk

December 3, 1990. The Culbertson Town Council met in regular session with the following present: J.D. King, Larry Reitz, Gordon Miller, James Baldwin, Greg Hennessy, Doug Finnicum and Raedelle Aspenlieder. Absent: Dave Plummer. The November 5, 1990 minutes were read and approved.

School Bus Loading and Unloading Zone. Dr. Stuber, on behalf of the School Board, requested a bus loading and unloading zone variance on the south side of the elementary school. The safety of the school children in the playground area has been the primary focal point for moving the loading and unloading area from the present area. Gordon Miller made a motion to grant the school a variance for the bus loading and unloading zone. Larry Reitz seconded the motion. Those voting in favor of the motion: Gordon Miller, Larry Reitz and J.D. King. Absent and not voting: Dave Plummer. MOTION CARRIED. It was suggested the curb be painted yellow.

Shirley Mann questioned Lum and Vivian Husbands water bill. The toilet in the basement ran for many days so the water usage was high, consequently the sewer charge was high also. Shirley asked if this particular sewer charge would be used to figure the average sewer charge for the summer of 1991. Council said considering the leak they would be charged the same average as last year.

Jim called County Attorney Jim Patch in regards to the recent juvenile assault. There has been a home study done and there is some movement in this case. Jim will follow-up with the county attorney and also ask for a copy of the home study.

Landfill. Landfill hours at this time are Monday and Saturday from 1:00 pm to 3:00 pm. Monitoring wells #1, #2 and #3 are all dry. Lynn said if we get some snow this winter we'll apply for a burn permit prior to April.

Attorney Hennessy reported on prosecution file.

Council reviewed "Request for Proposals for Annual Independent Audit" for fiscal years ending June 30, 1989 and 1990. Council made some changes. Greg will write-up the newspaper ad. Clerk will mail the "Request for Proposals" to individual CPA firms in the area.

Clerk will order the Gambling Laws and Administrative Rules Book for \$10.00.

GJV's. General journal vouchers #5 & 6 were approved and signed.

Council decided not to insure the 1978 IH Truck for comprehensive and collision.

Larry approved clerk vacation from December 21st - 28th.

The following bills were reviewed by the auditing committee and ordered paid:

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
John Schow Memorial	25.00	MDU	1191.88
MDU	226.50	Postmaster	57.81
A. Douglas Finnicum	137.60	A. Douglas Finnicum	1238.31
Raedelle Aspenlieder	910.06	PERS	213.83
Sandra Wix	12.47	Culb. State Bank	407.56
PERS	100.65	A. Douglas Finnicum	267.60
Culb. State Bank	337.06	Sheridan Electric Co-Op	21.00
A T & T	45.79	U.S. West	54.73
U.S. West Comm.	210.86	Petrolane	65.64

December 3, 1990 cont.

General Fund Cont:

Petrolane	238.76
Gambles	24.49
Bruce Waldhausen	125.00
J.E. Baldwin	750.00
Gaffaney's	14.39
Selby's Essco	39.94
Culbertson State Agency	100.00
Raedelle Aspenlieder	50.00
Bjella Neff Rathert Wahl & Eiken	908.74
Roosevelt County Sheriff	833.33
Culbertson Implement	316.35
Nor Mont Equipment	464.44
Seitz Insurance	131.00
The Searchlight	44.00
Sheridan Floral	25.00
Larsen Lumber	49.95
Oelkers Servicenter	21.60
Farm Plan	4.16
TOTAL	<u>\$6,147.14</u>

Enterprise Fund Cont:

Gambles	30.12
DPC Industries	20.00
Miller Oil Co.	41.90
Robert Jasper	40.00
Culbertson Exxon	6.50
Northwest Pipe Fittings	6.32
Lynn J. Labatte	3510.00
Stokke's Radiator Shop	60.00
Culbertson Supply	36.00
The Searchlight	4.40
Oelkers Bulk Center	38.47
Farm Plan	66.94
TOTAL	<u>\$7,379.01</u>

Special Fund:

MDU	899.48
PERS	78.31
Petrolane	58.00
Consumer Reports	10.00
Shairl Oelkers	60.00
TOTAL	<u>\$1,105.79</u>

Meeting adjourned at 10:08 p.m.

Raedelle Aspenlieder
Clerk

J. E. Baldwin
Mayor