

January 4, 1993. The Culbertson Town Council met in regular session with the following present: Dave Plummer, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Greg Hennessy and Raedelle Aspenlieder. Absent: Gene Dillman. The December 7, 1992 minutes were read and approved.

Curfew. Deputy Duane Rasmussen and Dave & Tara Nickoloff were present to discuss the curfew ordinance. Roosevelt County does not have a curfew ordinance. Butch Olson, Youth Court for Roosevelt County asked Duane to get input from the council for a county wide curfew. Council told Duane that they would like to meet with Butch Olson to discuss this. Some ideas were that the age should be "under 16", the times 10:00 p.m. on school nights, 12:00 p.m. on non-school nights and 1/2 hour after a school function. Dave and Tara were seeking advice in handling a document requesting a 17 year old youth be put on 6 months probation because of a curfew violation. They were advised not to sign the document because the town code curfew does not pertain to the 17 year old.

Truck Parking. Council discussed truck parking with Bruce Waldhausen and Duane Rasmussen. Jim called the Glendive office of the highway department for permission to erect "No Truck Parking" signs along the highway. The highway department will be sending the town a letter authorizing the erecting of the signs. Attorney Hennessy said that since we have no zoning in the town limits, that all the town could be considered residential, and the town code covers this as far as truck parking is concerned. Bruce said GVW could issue certain tickets for truck parking.

Council discussed the dogs at large problem.

Jim talked to Jim Rowe about parking the MDU pick-up in the alley and he said that won't be a problem soon as he'll be located at the KN Energy Office.

Jim had talked to Lavern Schledewitz about getting gravel for the road to the landfill. Lavern assured Him that all promises from the county will be fulfilled.

Council set the deposit for the Culbertson Athletic Center at \$100.00 and this is refundable in 2 years with the account being in good standing. The garbage rate for the Culbertson Athletic Center and Corner Court Cafe will be \$23.50 /month.

Council received a copy of an "Application for Issuance of One Original (New) Montana Retail On-Premise Consumption Beer/Wine License for the Corner Court Cafe" from the State Dept. of Revenue. The council had no objections.

The copy plat of the 1992 sub-division, Nancy Hjelm addition east of The Coach was reviewed. Attorney Hennessy will contact Webster Foster & Weston about the original plat the street dedication.

Landfill. Lynn discussed recent crawler repairs with the council. Landfill hours at this time are Monday and Saturday from 1:00 - 3:00 p.m. Monitoring wells #1, 2 & 3 are all dry. Lynn said it is getting to the point where they'll be needing

January 4, 1993 cont.

more dirt to cover with soon. Jim will talk to Allen Pedersen and see if they can stockpile dirt within 1 week to 10 days and ask them to talk to Lynn before starting.

Council noted the letter from Attorney Hennessy to Mountain State Leasing Co. regarding a building code violation. To date the only response was the return card from being certified mail.

Doug showed the water and sewer map he and Steve had recently updated.

Clerk was instructed to notify Rea Miller that the trees in the alley must be trimmed by spring or the town will trim them and she will be charged for the same.

Council told clerk to hold the Arrowhead Pest Control check until she talks to him about his not leaving poison sacks for the crawler shed. Council prefers he leave them in the office for the shed, that way we know we're getting them.

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

General Fund:

MDU	315.97
U.S. West Comm.	191.71
Roos. Co. Treasurer	10.00
Raedelle Aspenlieder	1101.14
Culb. State Bank	326.26
PERS	95.58
MT Dept. of Revenue	162.42
MMIA	106.91
Unemp. Ins. Div.	20.34
KN Energy	461.61
Farm Plan	65.33
Bruce Waldhausen	125.00
Legend Valley Products	52.56
Gaffaney's	62.42
Culb. State Agency	80.00
Tracie Finnicum	50.00
Searchlight	10.00
Bjella Neff Rathert Wahl & Eiken	1055.70
Roos. Co. Sheriff Dept.	1534.17
A T & T	46.90
Hannes Car Care	20.00
The J.P. Cooke Co.	29.50
Miller Oil Co.	7.00
Finnicum's	14.76
TOTAL	<u>\$5,945.28</u>

Special Fund:

MDU	900.98
Culb. State Bank	5457.50
PERS	95.58
KN Energy	135.60
Betty Schroeder	60.00

Enterprise Fund:

MDU	883.21
U.S. West Comm.	52.58
Postmaster	68.13
Culb. State Bank	406.25
Dept. of Nat. Res. & Con.	32,800.34
A. Douglas Finnicum	1393.19
Steven Moore	1062.60
Joyce S. Norris	134.67
Culb. State Bank	739.28
PERS	424.97
MT Dept. of Revenue	374.06
MMIA	647.15
Unemp. Ins. Div.	46.23
KN Energy	117.66
Farm Plan	174.11
Searchlight	10.00
Scott Grundstad	1.78
Will's Office World	169.60
Williston Woodworks	21.60
Custom Built Feeds	44.00
DPC Industries, Inc.	5.00
Industrial Systems	71.34
A. Douglas Finnicum	267.60
Steven Moore	125.00
Dana Kepner Co.	146.50
NorMont Equip. Co.	48.75
Lynn J. Labatte	3810.00
MT Dept of Health & Env Sc	822.47
Sheridan Electric Co-Op	41.49
Culb. Imp. Co.	1974.95
Miller Oil Co.	382.80
Sullivan Wholesale	258.82
Finnicum's	28.43
Arrowhead Pest Control	75.00

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Special Fund Cont.

Finnicum's	92.31
TOTAL	\$6,741.97

Enterprise Fund Cont.

MT Bank of Butte	3160.00
TOTAL	\$50,789.56

Meeting adjourned at 10:10 p.m.

Raedelle Aspenlieder
Clerk

J. L. Baldwin
Mayor

February 1, 1993. The Culbertson Town Council met in regular session with the following present: Gene Dillman, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer. The January 4, 1993 minutes were read and approved with the following addition: Greg Staudinger made a motion to adopt Resolution #271, A Resolution authorizing the Mayor of the town of Culbertson, Montana to quitclaim deed to the adjacent landowners the vacated portion of 7th avenue east adjacent to lots 3 and 4, block 12 of Bruegger Addition to the town of Culbertson. Dave Plummer seconded the motion. Those voting in favor of the motion: Greg Staudinger, Dave Plummer and Gordon Miller. Absent and not voting: Gene Dillman. MOTION CARRIED.

Water-Froid. Gene Dillman said the Chamber of Commerce discussed the fact that the town of Froid is going for grants and loans for a water plant. The Chamber asked Gene to discuss with the Culbertson Town Council, the possibility of pumping water from Culbertson to Froid. A rural water group tried to get going in the past and failed 2 times. The Chamber wanted the Culbertson Town Council to contact the Froid Council. Gene Dillman made a motion to send a council representative to Froid to make our water services available. Gordon Miller seconded the motion. Those voting in favor of the motion: Gene Dillman, Gordon Miller and Greg Staudinger. Absent and not voting: Dave Plummer. MOTION CARRIED. Jim will talk to Greg Sunwall.

Elections. Helen Eggebrecht stopped in to see what space was available for all 3 precincts for election. Helen said there was no reason all precincts couldn't vote in the community center and she will inform the election judges when the time comes.

Landfill. Landfill monitoring wells #1, 2 & 3 are all dry. Council discussed burning at the landfill and the letter received from the Dept. of Health & Environmental Sciences - Air Quality Bureau - stating that a final permit cannot be issued until March 1, 1993. Landfill hours at this time are Monday and Saturday from 1:00 - 3:00 p.m. Lynn called Midwest Industrial Machinery, Inc. in Minot about the crawler shaft and was told there will be a factory representative coming out this spring. The county did get started on the dirt stockpiling, the equipment is still at the landfill.

Building Permit. A building permit for Gene McCormick was approved and signed.

Council received a copy of an "Application for Transfer of Ownership of Montana Retail Off-Premise Consumption Beer License for the Hometown Market" from the State Dept. of Revenue. The council had no objections.

February 1, 1993 cont.

Copy Machine. The copy machine needs repair, approximate cost is \$230.00. Council said to have the repairs done.

Workshop. The Dept. of Commerce will be conducting a workshop on Fixed Assets Inventory Systems in Glendive on Wednesday, February 24th. Council gave approval for Raedelle to attend.

Council reviewed the Montana-Dakota Utilities quote for street lights effective January 5, 1993.

GJV's. General journal vouchers #65, 66 & 67 were approved and signed.

Council gave approval for Tracie and Raedelle to paint the inside of the town hall.

We will talk to Judge Bruce Waldhausen about charging Attorney Hennessy's fees to the party involved in the court case today.

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

General Fund:

MDU	482.91
U.S. West Comm.	191.90
Postmaster	96.50
KN Energy	685.59
Thilmony's	15.75
Readelle Aspenlieder	100.00
Bruce Waldhausen	125.00
Miller's Super Valu	77.38
Gaffaney's	24.14
Tracie Finnicum	50.00
Bjella Neff Rathert Wahl & Eiken	398.60
Roosevelt County Sheriff Dept.	1534.17
Miller Oil Co.	69.95
A T & T	46.90
Raedelle Aspenlieder	1083.26
Culb. State Bank	311.50
PERS	93.12
Finnicum's	2.99
Hometown Market	4.27
TOTAL	<u>\$5,393.93</u>

Special Fund:

MDU	637.71
KN Energy	273.83
Thilmony's	10.50
Betty Schroeder	60.00
World Almanac Education	89.77
A. Douglas Finnicum	106.38
Steven Moore	142.31
Culb. State Bank	70.37
PERS	135.70
Farm Plan	33.52
TOTAL	<u>\$1,560.09</u>

Enterprise Fund:

MDU	904.91
U.S. West Comm.	52.58
Postmaster	68.24
KN Energy	245.25
Thilmony's	21.00
A. Douglas Finnicum	267.60
Steven Moore	125.00
Gaffaney's	7.62
Income & Misc. Tax Div.	11.69
Hose & Rubber Supply	146.35
DPC Industries	10.00
Larsen Lumber	25.95
Dana Kepner Co.	69.50
LK Enterprises	400.00
Sheridan Electric Co-Op	648.00
Lynn J. Labatte	3810.00
Sheridan Electric Op-Op	63.02
A. Douglas Finnicum	1413.36
Steven Moore	874.18
Joyce S. Norris	107.78
Culb. State Bank	675.75
PERS	393.02
Dept. of Health & Env. Sc.	846.00
Finnicum's	225.48
The Searchlight	37.00
Miller Oil Co.	251.61
Farm Plan	75.80
Oelkers Servicenter	146.57
TOTAL	<u>\$11,923.26</u>

February 1, 1993 cont.

Meeting adjourned at 9:26 p.m.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

March 1, 1993. The Culbertson Town Council met in regular session with the following present: Gene Dillman, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Steve Moore, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer. The February 1, 1993 minutes were read and approved.

Mayor Baldwin met with Froid Mayor Sunwall and offered access to Culbertson's water service. Mayor Sunwall ran into some opposition dealing with Culbertson water supply.

Jim attended a meeting at Roosevelt Memorial Hospital on community development along with Mayors from Froid and Bainville. The 3 mayors will be on a committee. Some priorities from the meeting at the hospital were: a financial institution in town to help the business climate; a 3 city financial group-community development group; extend water system from Culbertson; housing, fiber optics in schools, body shop & parts house, doctor, dentist, lawyer and fishing access.

Landfill. Landfill monitoring wells #1, 2 & 3 are all dry. Landfill hours at this time are Monday & Saturday from 1:00 - 3:00 p.m. There was discussion about the dogs at large and dogs getting into the garbage cans. Council asked clerk to put a notice in the paper that garbage cans are to be secure in racks due to dogs, and the property owner is responsible for clean-up around their garbage rack area.

Doug is on his second batch of 50 dog tickets, and not that many have come through as fines. Jim will discuss the dog problem with Judge Waldhausen.

Clerk's Institute. Clerk's Institute in Bozeman this year is April 19th - 23rd. Council said for Raedelle to go.

GJV's. General journal voucher #68 was approved and signed.

The Ninety-Two Sub Division Plat for Nancy Hjelm was sent to the Water Quality Bureau in Helena by Tri-County Sanitarian, Ron Smith.

Water Deposits. One of the comments the auditor made was about the old water deposits. Council told clerk to refund as many old water deposits as possible.

SID #11. Attorney Hennessy will research SID #11 situation and final year of assessing.

Clerk reported on the asset inventory workshop she attended in Glendive. Clerk will work on asset inventory.

Council received attorney's letter to Mountain States Leasing dated 12-17-92 about sidewalk violation.

BJELLA NEFF RATHERT WAHL & EIKEN

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

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

A PROFESSIONAL CORPORATION
LAWYERS

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ARLEY R. BJELLA
OF COUNSEL

March 3, 1993

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

ATTN: Raedelle Aspenlieder, Town Clerk

RE: SID #11

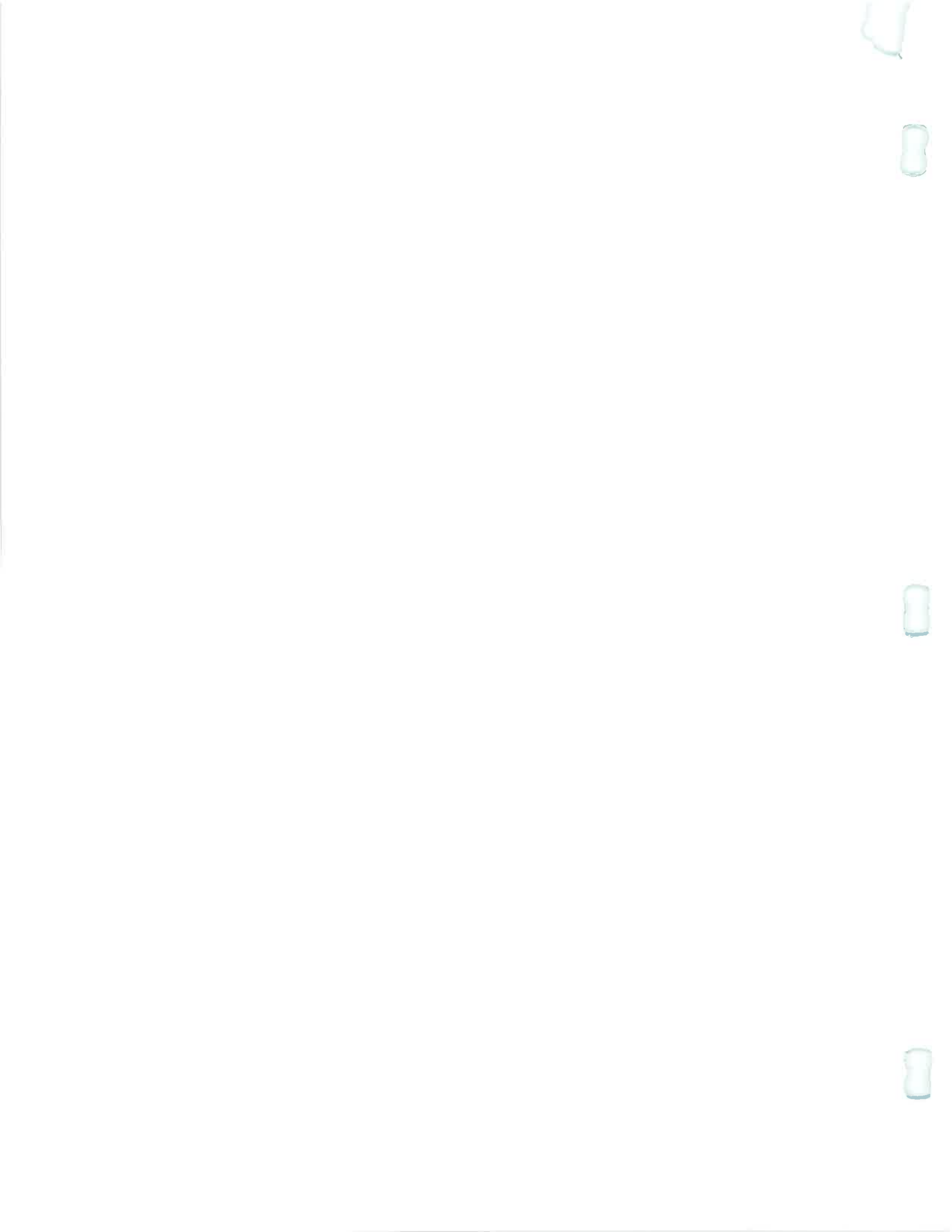
Dear Mayor Baldwin:

This letter is to follow up on the Council meeting of Monday evening, March 1, 1993, during which discussion was had of an accrual of surplus funds in the account for Special Improvement District #11 of the Town of Culbertson, Montana. Apparently, our town auditor has advised Raedelle as town clerk that there is going to be some amount of surplusage accrued in the SID #11 account for this year and perhaps for the following final year of the district.

As you will recall, a question similar to this was raised about three years ago in regard to SID #6. I have pulled the 1990 general file for the Town and reviewed the Attorney General's letter addressed to the Town of Harlem along with his underlying memorandum of law.

The Town of Harlem had posed the question whether additional funds could continue to be collected in an SID account when there was a surplusage, as opposed to a deficiency or an error in the levy of assessment.

The Attorney General declined to render a formal opinion at that time on the basis that Montana has no statutory provision for correcting a surplusage when it does not result from an error of arithmetic in the levy of assessment or if the fund is not deficient. There was no prohibition expressed on the collection of those funds by the Attorney General, but rather a suggestion that the funds needed to be assessed to a conclusion of the district in order that those taxpayers in the district who were delinquent could be brought current. The result there was that any surplusage of funds in the particular SID account remains in that account for the benefit of the taxpayers in the district in accordance with the burden originally placed on them by the levy of assessment. The creation of a reserve account for maintenance amounts to a benefit balanced against the original burden of the levy of assessment in the district.



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To determine whether there has been any change in the law, I have researched all of the statutory citations in the Attorney General's research memorandum from its date in 1987 to the date of this letter, and I can report that there has been no apparent change in the law since that time. Therefore, it is my opinion that any surplusage of funds in SID #11 can be accrued for the maintenance of that particular district.

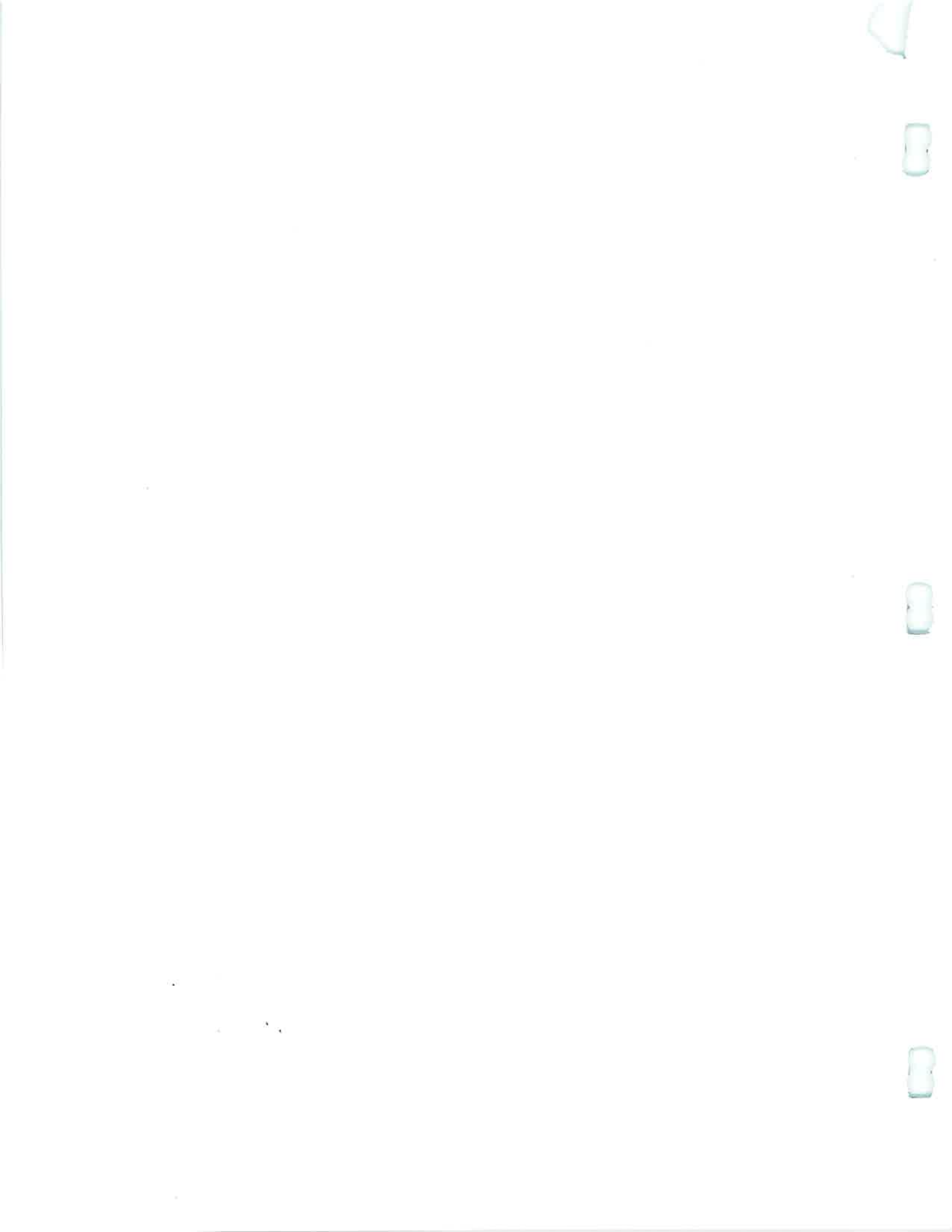
If you have questions or comments, please contact me.

Sincerely,

BJELLA NEFF RATHERT WAHL & EIKEN


GREG W. HENNESSY

GWH/bas



March 1, 1993 cont.

Council received preliminary plans and specifications for the airport from HKM. There was a meeting on the airport set-up for March 4th, but Dennis Elgen wanted to back the meeting up some. Council said they budgeted \$30,000. for the airport project and that's it.

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

General Fund:

Postmaster	34.80
Roosevelt Co. Clerk & Recorder	24.00
MDU	511.95
U.S. West Comm.	127.86
KN Energy	208.67
A T & T	46.90
Gregory P. Mohr	20.16
IIMC	50.00
Culb. State Agency	150.00
Tracie Finnicum	50.00
Newman Traffic Signs	252.72
Raedelle Aspenlieder	100.00
Bruce Waldhausen	125.00
Roosevelt Co. Sheriff Dept.	1534.17
Raedelle Aspenlieder	54.00
Will's Office World	28.83
Kao's Welding	12.90
MMCTFOA	50.00
Gaffaney's	211.00
Bjella Neff Rathert Wahl & Eiken	1106.05
Melissa & Gwen Finnicum	82.50
Raedelle Aspenlieder	198.75
Raedelle Aspenlieder	1059.44
Culb. State Bank	299.38
PERS	93.49
TOTAL	\$6,432.57

Enterprise Fund:

MT Rural Water Systems	75.00
MDU	1300.25
U.S. West Comm.	7.94
KN Energy	69.78
Sheridan Electric	49.56
MT Dept of Health & Env. Sc.	227.10
A. Douglas Finnicum	267.60
Steven Moore	125.00
Lynn J. Labatte	3810.00
A. Douglas Finnicum	357.70
Dana Kepner Co.	39.25
Postmaster	68.62
DPC Industries	72.20
Searchlight	5.00
A. Douglas Finnicum	1183.79
Steven Moore	742.63
Joyce S. Norris	107.78
Culb. State Bank	546.29
PERS	327.18
Miller Oil Co.	285.27
Oelkers Servicenter	97.38
TOTAL	\$9,765.32

Special Fund:

MDU	973.32
KN Energy	62.95
Newman Traffic Signs	197.24
Betty Schroeder	60.00
A. Douglas Finnicum	146.31
Steven Moore	197.42
Culb. State Bank	93.21
PERS	148.73
TOTAL	\$1,879.18

Meeting adjourned at 9:26 p.m.

Raedelle Aspenlieder
Clerk

J. D. Baldwin
Mayor

April 5, 1993. The Culbertson Town Council met in regular session with the following present: Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Greg Hennessy and Raedelle Aspenlieder. Absent: Gene Dillman and Dave Plummer. The March 1, 1993 minutes were read and approved.

Local Emergency Planning Committee (LEPC). Dan Sietsema was present to discuss the Local Emergency Planning Committee for Roosevelt County. Dan said it is important that communities in Roosevelt County become involved in identifying hazardous materials and planning for a possible release of these materials. The LEPC was established to accomplish these tasks but cannot effectively identify or plan for hazardous materials without input from each community. Mayor Baldwin is to appoint two people to represent Culbertson as members of the LEPC. If possible Dan would like the two appointed by the end of April.

Farmers Elevator. Council asked clerk to write a letter to two elevator board members, Jim Carlisle and Gene Foss, about the spilled grain between elevators 1 - 2 and 2 - 3. Council asks that this be cleaned up because of smell and vermin within 2 weeks or we will contact the County Health Officer.

Water Treatment Plant. Doug said we are required to install a chlorine monitor by June 29, 1993. Approximate cost is \$2200. plus. If we cannot have this done by June 29th, we will have to try to get a variance.

ASCS Building Sidewalk. Council discussed the sidewalk at the new ASCS Building. There is a rumor that they plan to take out the sidewalk that does not comply and put pavement to the curb.

Landfill. Landfill hours at this time are Monday and Saturday from 1:00 - 5:00 p.m. Monitoring wells #1, 2 & 3 are all dry. Lynn said the road from the pavement to the gate needs gravel or scorio. Doug will talk to Allen Pedersen to see if this is scheduled to be done, if not Jim will talk with Lavern Schledewitz.

Raedelle will call Barry Damschen about our landfill closure plan and about a pit liner to see if the original plans still comply with EPA Subtitle D Regulations.

Council asked Lynn to attend a Landfill Closure, Financial Assurance, Long-Term Planning and Care - 2 day workshop in Miles City on April 27 & 28.

Elections and Filing Dates. Clerk informed council that the first day to file a nomination petition is May 3 and the last day to file is July 1. Terms of Mayor Baldwin and Councilmen Dave Plummer and Gordon Miller are all up on 1-1-94. These are all 4 year terms.

Swimming Pool. Clerk will advertise for swimming pool staff for the 1993 season. Applications will be due by 5:00 p.m. on Monday, May ³¹~~30~~, 1993.
ROA

Town Clean-Up Day. Council decided to have town clean-up day on Sunday, April 18th with the landfill open from 9:00 a.m. to 5:00 p.m. If the weather is bad it will be postponed one week then to Sunday, April 25th. Clerk will put a notice in the Searchlight.

Floodplain Zone. Raedelle asked Attorney Hennessy what the towns obligation was if someone wanted to build in the floodplain. Greg said to tell them to get a written O.K. from the county person who handles HES.

April 5, 1993 cont.

Airport. There was some discussion on the airport project. Preliminary plans have been received. Gordon Miller attended the March 13, 1993 Airport Project Meeting.

Clerk received a complaint from Ruth Hahn about others parking in front of her house and blocking the walkway. Her home health workers cannot even park in front of her house at times. Council said this is a public street.

Clerk received a complaint from Edna Waller about water run-off to her drive-way. Jim will talk to Allen Pedersen this spring for possible solutions.

Community Transportation Enhancement Funding. Council discussed Community Transportation Enhancement Program. Roosevelt County will receive approximately \$45,000 each year for 6 years. Culbertson can submit a letter to the Roosevelt County Commissioners for a qualifying project for consideration. Council decided a good project would be the south ditch of Bruegger-Centennial Park. The ditch is a swamp hole because of poor drainage. Doug will help Raedelle write a letter for this project.

SID #11. Council reviewed a letter from Attorney Hennessy to the town dated March 3, 1993 concerning SID #11. Attorney Hennessy's opinion is that any surplusage of funds in SID #11 can be accrued for the maintenance of that particular district. So the last year of SID #11 will be assessed.

GJV's. General journal vouchers #69, 70 and 71 were approved and signed.

Building Permits. Building permits for Bethel Free Lutheran Parsonage, Dennis Larsen and Walter Busch were approved.

Council gave approval to have the town hall carpets cleaned.

County Commissioner Lee Matejovsky met with Councilmen Gordon Miller and Greg Staudinger one day to explain the re-apportionment change of precincts that the county commissioners are proposing. Then change doesn't affect Culbertson. However, the town does want to maintain 2 voting districts in town so we can have council representation from both sides of town. Commissioners will have the School be the headquarters for all elections. Lee Matejovsky asked the council to send a letter to the county commissioners supporting this re-apportionment change of precincts. Greg Staudinger made a motion to support the county commissioners re-apportionment change of precincts. Gordon Miller seconded the motion. Those voting in favor of the motion: Greg Staudinger and Gordon Miller. Absent and not voting: Gene Dillman and Dave Plummer. MOTION CARRIED.

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

GENERAL FUND:

MDU	953.56
U.S. West Comm.	218.92
Raedelle Aspenlieder	1045.77
Joyce S. Norris	34.69
Culb. State Bank	295.80
PERS	88.99
MMIA	100.28
State Treasurer	131.57
Unemp. Ins. Div.	19.30
Raedelle Aspenlieder	100.00
Bruce Waldhausen	225.00

ENTERPRISE FUND:

MDU	1061.54
U.S. West Comm.	49.79
Postmaster	68.22
A. Douglas Finnicum	1307.68
Steven Moore	890.09
Joyce S. Norris	104.06
Culb. State Bank	665.40
PERS	380.47
MMIA	551.55
State Treasurer	283.39
Unemp. Ins. Div.	38.61

April 5, 1993 cont.

GENERAL FUND CONT.

MMCTFOA	455.00
Culb. State Bank	15.00
Tracie Finnicum	50.00
Hometown Market	27.66
Utility Billing Specialists	850.00
The Searchlight	10.00
Bjella Neff Rathert Wahl & Eiken	227.98
Finnicum's	76.38
Larsen Lumber	43.68
Finnicum's	222.36
A T & T	46.95
McKinney Motor	138.25
Elgen Aerial	428.32
Farm Plan	15.00
TOTAL	<u>\$5,820.46</u>

SPECIAL FUND:

MDU	1044.48
A. Douglas Finnicum	249.07
Steven Moore	182.31
Culb. State Bank	126.98
PERS	163.65
MMIA	85.44
State Treasurer	43.81
Unemp. Ins. Div.	6.43
Finnicum's	11.19
McCall's	9.97
Popular Mechanics	15.94
Family Circle	15.97
Montana Magazine	18.00
Betty Schroeder	60.00
World Almanac educ.	13.74
Roos. Co. Sheriff Dept.	1534.17
Oelkers Servicenter	30.68
Normont Equip.	64.84
TOTAL	<u>\$3,676.67</u>

ENTERPRISE FUND CONT.

A. Douglas Finnicum	267.60
Steven Moore	125.00
The Searchlight	5.00
Finnicum's	57.18
MT Env. Training Center	100.00
DPC Industries	5.00
Farmers Elevator Co.	29.70
Culbertson Exxon	70.95
Lynn J. Labatte	3810.00
Sheridan Electric Co-Op	44.66
MT Dept of Health & Env. Sc.	822.47
Arrowhead Pest Control	75.00
Bob Meyer	50.00
Mike Wolff	50.00
Rhonda Obergfell Larsen	50.00
Jeanine Larson	50.00
Jeri Gandrud Wolff	25.00
Rex Raulston	10.20
Bert Damm	50.00
Mildred Hinderer	50.00
Pauline Jasper	15.00
Ron Olson	15.00
Roy E. Johnson	15.00
Mark Rosales	15.00
Joyce Skedsvold	15.00
Barbara Dean	15.00
Jeff Aspenlieder	15.00
Betty Schroeder	15.00
Gerald Bruns	15.00
Brien D. Larsen	15.00
Larry Birch	15.00
Maxine Ashworth	15.00
Steve Krueger	40.00
Stacey Finnicum Buckley	15.00
Dale Ginther	15.00
Cheryl Hofman Arthur	10.00
Marie Petterson Finnicum	25.00
Farm Plan	67.50
TOTAL	<u>\$11,501.06</u>

Meeting adjourned at 11:00 p.m.

Randall Aspenlieder

Clerk

Joe J. Bobkin

Mayor

May 3, 1993. The Culbertson Town Council met in regular session with the following present: Gene Dillman, Greg Staudinger, James Baldwin, Doug Finnicum, Lynn Labatte, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer and Gordon Miller. The April 5, 1993 minutes were read and approved.

Building Permit. Ken Forbregd presented a building permit from Roosevelt Memorial Hospital for approval. Council approved the permit with the adjustment of moving the garage to the center of the 39' plot. Other building permits approved and signed were for Dick Iverson and Alan Aspenlieder.

Street Dance. Bob Linthicum requested permission to rope off the south end of Broadway for a street dance over Frontier Days. Council approved as long as the businesses on the block don't mind.

Swimming Pool. Swimming Pool personnel hired for the 1993 season are as follows: Roxanne Nickoloff-Manager \$6.00/hr., Jeri Wolff-Assistant Manager \$5.00/hr., and lifeguards \$5.00/hr. - Jenell Marchwick, Jelena Lindvig, Christine Carlisle, Allison Vannatta, Jennifer Stuber, Tonya Qualley, Bruce Houle and Monika Finnicum. Swimming instructors will be Jenell Marchwick and Christine Carlisle again this year. Pool ticket prices will be the same as last year - \$50.00 family season ticket, \$25.00 individual season ticket and \$1.00/session for one individual. The pool diving board is cracked the length of the board. Doug will call a Williston business that handles fiberglass to see if the board can be repaired.

Mosquito Fogging. Doug and Steve will be doing the mosquito fogging this year. Ken Forbregd said he will help if he's available.

Landfill. Damschen and Associates can do a comparison project study for the 3 landfills individually and one consolidated landfill for Roosevelt County. The cost would be spread out to the towns in the county, the county and the tribe. The study would cost Culbertson \$375.00. Mayor Baldwin and Councilmen Gene Dillman and Greg Staudinger attended a meeting in Wolf Point today, May 3rd with other town, county and tribal officials to discuss the landfill and decide whether or not to have Damschen and Associates do the study. Greg Staudinger made a motion to have Damschen and Associates do the study for a cost to Culbertson \$375.00. Gene Dillman seconded the motion. Those voting in favor of the motion: Greg Staudinger and Gene Dillman. Absent and not voting: Dave Plummer and Gordon Miller. MOTION CARRIED. After the study is received from Damschen and Assoc. there will be a task force of mayors, member from the tribe and a county commissioner set-up for the landfill.

Mayor Baldwin and Lynn Labatte attended a workshop in Miles City on April 27th & 28th on Landfill Closure, Financial Assurance and Long-Term Planning. Jim explained some of the regulations for the pit and closing.

Landfill monitoring wells #1, 2 & 3 are all dry. Landfill hours at this time are Monday and Saturday from 1:00 - 6:00 p.m.

Gary and Deb Rasmussen have been charged for a residence and a business for a water bill. Deb requested that their bill be for a single family unit since Ralph is no longer in the apartment. Council said for clerk to send them a letter stating they have been charged for a residence and a business. The town could reconsider the charges upon receipt of a letter from them stating they no longer operate the business.

May 3, 1993 cont.

Hannes Hallgrimson has been letting the water in his rental house by the post office run because he thought it may freeze up. He was wanting relief on the water and sewer charges. Council said no.

Summer Baseball. Gene Dillman made a motion to donate \$300.00 to the summer baseball program. Greg Staudinger seconded the motion. Those voting in favor of the motion: Gene Dillman and Greg Staudinger. Absent and not voting: Dave Plummer and Gordon Miller. MOTION CARRIED.

Airport. Mayor Baldwin received a letter from the FAA announcing the allocation of a \$540,000. grant for Big Sky Field Airport has been approved. Bid letting will be Tuesday, May 11th in Wolf Point.

Clerk was instructed to send Bill Owens a certified letter allowing him 30 days to pay his account in full or we will dig up the sewer service connection. His account balance as of the April 12th reading date is \$545.84, last payment made to his account was February 10, 1993.

LEPC. Mayor Baldwin has appointed Leo Waldhausen to represent Culbertson on the Local Emergency Planning Committee. Jim will talk to Tim Larsen to see if he would be interested in being the other representative from Culbertson.

Doug said there is only one hydrant at the Raaum feedlot and they use it to haul water home. Doug hasn't talked to Larry at SVO yet about hooking hoses on to the hydrant.

Floodplain. On Tuesday, May 11th at 4:30 p.m. Karl Christians, Floodplain Management Section Supervisor will meet with Raedelle to answer questions. Questions Attorney Hennessy thought should be asked were: Is construction allowed in the floodplain?; If so what kind?; Is it insurable?; and ask for a manual of regulations.

Council approved the expanding of Christmas Decorations up Main Street and on Highway 16 to the north and 2 ~~to the south~~ ^{running east + west} by the Cottonwood Club and Woman's Club.

Summer Youth Worker. Doug thought we would find out in the next 2 weeks if we will be getting a summer youth worker through Action for Eastern Montana. If Action for Eastern Montana doesn't come through, we will advertise for applications to be due by the June 7th meeting. Clerk will hold Joe Zody's application.

CDBG. Council reviewed a letter from Gus Byrom, Community Development Block Grant Program Manager about possible Federal Economic Stimulus Program -- Additional CDBG Funds.

Council reviewed a letter from Alexis on denial of claim for Mike Gossage, sweeper damage to drivers side window. However, council agreed with Steve and Doug that Mike should get the window fixed and send the town the bill.

Jim said Walter Busch will be bringing in the amended subdivision plot for the Mayor and Clerk's signatures. The Roosevelt County Commissioners gave approval to his proposal to change his lots 4, 5, 6 of block 15 Bruegger Addn. to new lots 7 & 8.

May 3, 1993 cont.

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

GENERAL FUND:

MDU	731.07
Raedelle Aspenlieder	329.65
U.S. West Comm.	243.39
A T & T	47.60
Raedelle Aspenlieder	1069.59
Culb. State Bank	302.00
PERS	91.62
Raedelle Aspenlieder	100.00
Bruce Waldhausen	125.00
Q B S	119.11
Will's Office World	86.63
American Legion Post #81	15.00
Tracie Finnicum	50.00
Bjella Neff Rathert Wahl & Eiken	100.00
A-1 Steam Brothers	129.90
Melissa & Gwen Finnicum	82.50
Raedelle Aspenlieder	183.75
Roosevelt Co. Sheriff Dept.	1534.17
Doug Finnicum	16.00
The Searchlight	50.00
IIMC	65.00
Finnicum's	198.03
TOTAL	<u>\$5,670.01</u>

SPECIAL FUND:

MDU	992.86
A. Douglas Finnicum	166.95
Steven Moore	382.06
Culb. State Bank	154.23
PERS	185.46
Betty Schroeder	60.00
World Almanac Educ.	114.29
McKinney Motor	30.00
Miller Oil Co.	26.05
Miller Oil Co.	227.60
Culbertson Exxon	45.85
TOTAL	<u>\$2,385.35</u>

ENTERPRISE FUND:

MDU	985.84
Postmaster	67.46
U.S. West Comm.	47.53
Sheridan Electric Co-Op	41.81
A. Douglas Finnicum	1350.79
Steven Moore	623.36
Joyce S. Norris	192.81
Culb. State Bank	604.11
PERS	339.76
A. Douglas Finnicum	267.60
Steven Moore	125.00
Miller Oil Co.	249.08
Doug Finnicum	11.00
Steve Moore	9.86
MT Rural Water Systems	200.00
Income & Misc. Tax Div.	14.50
Gene's Electric	88.20
Doug Finnicum	48.00
Strandlund Welding	16.00
Pacific	65.52
Crisafulli Pump Co.	77.40
Farmers Elevator Co.	32.50
DPC Industries, Inc.	10.00
Hach Company	309.40
Northwest Pipe Fittings	49.92
Dana Kepner Co.	58.80
Lynn J. Labatte	3810.00
James E. Baldwin	117.31
Miller Oil Co.	470.30
Finnicum's	5.69
Lynn Labatte	46.61
TOTAL	<u>\$10,336.16</u>

Meeting adjourned at 10:25 p.m.

Raedelle Aspenlieder
Clerk

J. S. Baldwin
Mayor

June 7, 1993. The Culbertson Town Council met in regular session with the following present: Gene Dillman, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Greg Hennessy and Raedelle Aspenlieder. Absent: Dave Plummer. The May 3, 1993 minutes were read and approved with the correction on Christmas Decorations up Main Street and on Highway 16 to the north and Highway 2 running east and west by the Cottonwood Club and Woman's Club.

Water Line Hook-Up. Loren Schledewitz wants a residential water line hook-up to his farm house just east of C B & F. The original easement for the 8" main going to Continental Grain Co. (now SVO) crosses the land he now owns and this easement allowed a residential hook-up. Loren wants to run a 2" service line from the corner where the 8" main crosses to go to SVO to his house, approximately 3,000 feet. Loren would be assessed a new hook-up fee and the monthly charge of a construction fee and residential water. Attorney Hennessy will draw up a letter to be signed by Loren Schledewitz stipulating there be only one residential service connection. Greg Staudinger made a motion to allow Loren to run a 2" service line connection from the corner where the 8" main crosses to go to SVO to his house, approximately 3,000 feet on the condition that he sign the letter from Attorney Hennessy. Gene Dillman seconded the motion. Those voting in favor of the motion: Greg Staudinger, Gene Dillman and Gordon Miller. Absent and not voting: Dave Plummer. MOTION CARRIED.

Airport. Lavern Schledewitz, Walter Busch, Dennis Elgen, Steve Hampton and Jack Scotson were all present to discuss the airport project. Bids on the project came in higher than expected. The latest figure for doing the project is \$812,000. Our $\frac{1}{2}$ of the 10% sponsor share is \$40,600. The town had originally budgeted \$30,000 for the project out of the County Revenue Sharing Fund. Lavern said he thinks the county can make the \$40,600 for their share. Council and Mayor agreed to budget the balance of the County Revenue Sharing Fund for the airport project, approximately \$37,447 which is \$3,153. short. Walter Busch said he recently applied for a grant from Deaconess Hospital for the airport. He said he should find out on Friday, June 11th whether or not grant funds were approved. The town is committed to the airport project to the extend of the \$37,447. It was mentioned that someone will check with SVO to see if they could contribute to this project. Also, Jack Scotson said he would check with the Montana National Guards to see if anything is available there.

Building Permits. Julius Kozak presented a building permit for a deck which would be on the 13' boulevard. Council said he could not build on the town boulevard. Doug and Jim will stop and see Julius on Tuesday morning to help him figure out another angle for the deck. Muriel Park presented a building permit for a garage. This permit was approved and signed. A building permit was approved and signed for Rory Carda addition of a deck.

Landfill. There is a landfill meeting in Circle on Friday, June 11th. Jim will be attending and possibly Lynn. Gordon asked Attorney Hennessy about getting out of the landfill contract with Lynn labatte which is due to expire July 1, 1995. Attorney said in view of landfill changed duties, that part of the contract will be renegotiated.

Tim Larsen agreed to be on the Local Emergency Planning Committee with Leo Waldhausen.

The corner by McKinney Motor is a visability problem for traffic. Council will have Deputy Bryant keep an eye on McKinney Motor vehicles to see that they stay off the 13' boulevard.

HENNESSY LAW OFFICE

GREG W. HENNESSY*
(*ALSO ADMITTED IN MONTANA)

A PROFESSIONAL CORPORATION
LAWYER

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DRAWER 756
WILLISTON, NORTH DAKOTA 58802-0756
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September 3, 1993

Loren Schledewitz
Culbertson, MT 59218

RE: Revised City waterline hook-up agreement

Dear Loren:

This letter is to follow up on your presentation to the Town Council earlier this summer. It is the Council's understanding that you are at this time installing a two inch waterline to your farmstead east of the CB & F plant by hooking up to the city waterline at a point between the city limits and the CB & F plant site as authorized by the mutual considerations and agreement between the Town and you.

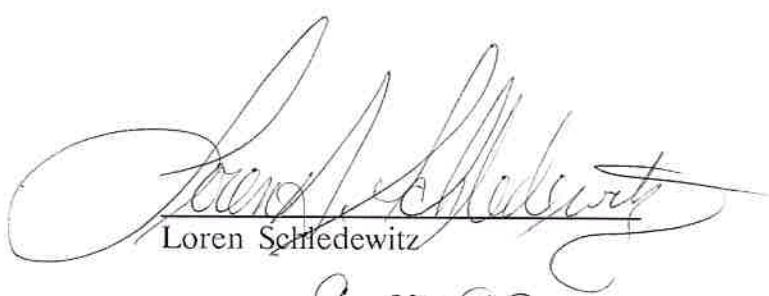
In order to make a record of this agreement and prevent others from claiming any sort of water right, please confirm this agreement that you are entitled to one (1) city water hook-up, for ordinary and usual farm and ranch purposes only, by signing on the space provided below and returning the signed original to my office in the self-addressed stamped envelope provided.

If you have questions or comments, please contact me.

Very sincerely,

TOWN OF CULBERTSON


Greg W. Hennessy, Town Attorney


Loren Schledewitz

Dated: 9-5-93

cc: Raedelle Aspenlieder,
Town Clerk



June 7, 1993 cont.

Landfill. A letter recently received from Damschen & Associates, Inc. indicated that the effective date of October 9, 1993 for the Landfill Subtitle D Regulations may be extended 6 months to 2 years. Damschen & Associates may be ready to present their analysis the week of June 28th. Council will wait until the study is received. Jim will talk to someone in Sidney to see if they will accept garbage outside of Richland County.

Lynn said the crawler tracks need to be tightened. Council said to get it done. Landfill monitoring wells #1, 2 & 3 are all dry. Landfill hours at this time are from 1:00 - 7:00 p.m. Monday and Saturday.

Water and Sewer Rate Increase. Council reviewed water and sewer rates. Gordon Miller made a motion to adopt Ordinance #178, an ordinance raising the water and sewer rates by 12%. Gene Dillman seconded the motion. Those voting in favor of the motion: Gordon Miller, Gene Dillman and Greg Staudinger. Absent and not voting: Dave Plummer. MOTION CARRIED.

Summer Youth Worker. Brian Tibbs was hired as the summer youth worker for \$5.00/hr. Brian has had experience operating equipment.

Council reviewed audit reports from FY ending 6-30-91 and 6-30-92. Attorney Hennessy will respond to the significant findings. Proper notice will be in the Searchlight.

Residential Water Bill. Council received a letter from Gary & Debra Rasmussen, as was requested at the May meeting, stating the business was closed on January 1, 1990. Gene Dillman made a motion to adjust Gary Rasmussen water bill for the past 2 months as one residential unit. Greg Staudinger seconded the motion. Those voting in favor of the motion: Gene Dillman, Greg Staudinger and Gordon Miller. Absent and not voting: Dave Plummer. MOTION CARRIED.

Clerk reported William Owens paid his account balance in full.

Clerk reported on Floodplain meeting with Karl Christians, Floodplain Management Supervisor. Mayor Baldwin was present at that meeting also.

Nancy Hjelm received a letter from Pat Risa, Subdivision Program Manager, Water Quality Bureau stating the 92 Addition to the City of Culbertson has been found to be in compliance with the Subdivision Platting Act. When the original plat is received Mayor Baldwin will sign it and it will be recorded with the Roosevelt County Clerk & Recorder.

Council approved of Raedelle attending the Montana League of Cities & Towns meeting in Glendive on June 8th on Legislative Update.

GJV's. General journal vouchers #72, 73, 74 and 75 were approved and signed.

Raedelle reported on Clerk's Institute in Bozeman April 18th - 23rd.

Robert Olson complained about Zimmerman Trucking parking in front of the Farmers Elevator. Council said this is the elevators problem if they are parking on private property.

The next regular meeting of the town council will be Monday, July 5th.

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

June 7, 1993 cont.

GENERAL FUND:

MDU	425.67
U.S. West Comm.	195.36
Postmaster	29.00
Raedelle Aspenlieder	1064.67
Culb. State Bank	301.14
PERS	91.24
Raedelle Aspenlieder	100.00
Finnicum's	50.94
Bruce Waldhausen	125.00
James E. Baldwin	750.00
Gaffaney's	50.38
Hometown Market	19.34
Quality Business Systems	142.46
Reds Electric	177.00
The Searchlight	15.00
MT League of Cities & Towns	206.96
MT Dept. of Commerce	400.00
Tracie Finnicum	50.00
Bjella Neff Rathert Wahl & Eiken	127.75
Raedelle Aspenlieder	60.00
Roosevelt County Sheriff Dept.	1534.17
A T & T	47.60
Mon-Dak Chemical	57.40
S & S Chemical & Oil, Inc.	65.00
Sullivan Wholesale	489.80
Mor-Tech-Fab	100.00
Northwest Pipe Fittings	205.02
Summer Baseball Program	300.00
DPC Industries	72.20
Oelkers Servicenter	14.06
Cornbelt Chemical Co.	240.08
Culb. Pool Petty Cash	30.00
TOTAL	\$7,537.24

ENTERPRISE FUND:

Postmaster	23.05
MDU	720.47
U.S. West Comm.	53.64
Postmaster	67.29
Steven Moore	962.11
A. Douglas Finnicum	1613.66
Joyce S. Norris	105.47
Culb. State Bank	768.38
PERS	444.73
A. Douglas Finnicum	267.60
Steven Moore	125.00
Finnicum's	39.96
The Searchlight	5.00
Northwest Pipe Fittings	209.58
Farm Plan	7.24
MT Dept of Health & Env. Sc	40.60
Operator Certification DHES	120.00
DPC Industries, Inc.	82.20
Culbertson Exxon	6.50
Pedersen Excavating	100.00
Miller Oil Co.	89.59
Oelkers Servicenter	66.39
Lynn J. Labatte	3810.00
Sheridan Electric Co-Op	22.60
TOTAL	\$9,751.06

SPECIAL FUND:

MDU	943.18
PERS	91.24
Finnicum's	1.20
Betty Schroeder	60.00
Normont Equip. Co.	25.50
Tri-County Glass	125.00
Farm Plan	184.84
TOTAL	\$1,430.96

Meeting adjourned at 11:00 p.m.

Raedelle Aspenlieder
Clerk

James E. Baldwin
Mayor

July 5, 1993. The Culbertson Town Council met in regular session with the following present: Dave Plummer, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Greg Hennessy and Raedelle Aspenlieder. Absent: Gene Dillman. The June 7, 1993 minutes were read and approved.

Building Permit. Gene Schmitz and Genhard Kjos attended. Genhard presented a building permit to move an 18' wide mobile home onto Lot 8 Blk. 15 Original Townsite. This is a corner lot 50'x140'. Genhard will line the south end of his mobile home up with the houses facing 3rd street. Council said they would approve the building permit after he had the distances on the permit.

July 5, 1993 cont.

Gene had a question on the cost to hook-up to water and sewer. It was explained the water hook-up is \$650.00 until January 1 then it increases another \$50.00, water deposit is \$50.00 and new sewer hook-up is \$150.00. Also, all costs to run the line are the owners responsibility.

Jeff Mahlum said he would like to knock out 6' of the curb in front of his house for a driveway. In order to get FHA approval he either needs to put a 3' deep cement wall around and up to his trailer or possibly do a dirt slope along with less cement. Council didn't foresee any problem with this but Jeff will re-check with the council after he hears from FHA as to which option he will be able to do.

Attorney Hennessy has left the firm of Bjella Neff Rathert Wahl & Eiken. He is in the process of going in to business for himself. Council did agree to keep the town files with Greg Hennessy. The town contract for legal services has not been updated for many years. Greg will draw up a new contract with approximate cost being \$130.00/month for council meetings. Clerk will look for a copy of the old contract.

Landfill. Landfill monitoring wells #1, 2 & 3 are all dry. Hours at this time are Monday and Saturday from 1:00 - 8:00 p.m. Lynn, Gordon and Jim went to Poplar to get the results of Barry Damschen's landfill study for Roosevelt County. Damschen's recommendation was to create a county wide solid waste district. The first step would be a resolution of intent to create a solid waste district, then forward this to the Roosevelt County Commissioners. Jim will talk to Barry about tonage figures in the landfill study. The town council may have to call a special meeting for the landfill at a later date.

Due to recent rains, the council decided to allow people to shoot off their fireworks through Sunday, July 11th.

The council received a letter from Hannes Hallgrimson requesting a reduction on the water bill for his house by the post office. He decided to run a small stream of water in this house because the inactivity in the house could cause the line to freeze. Council denied the request. He ran the water for his own benefit and was not deemed necessary by the town. Other customers had also run water to make sure their line would not freeze up and they were not credited for excess water used.

Due to the addition of Chili Peppers to the Coach Bar and Lounge, the garbage rate needed to be adjusted. Council decided to double the current monthly charge of \$31.50 so as to be \$63.00/month. This decision was based on the amount of garbage generated by the business.

The next time there is a garbage rate increase, the businesses that need a 3 times per week pick-up will be collected and charged accordingly for 3 pick-ups per week.

Building Permits. Building permits were approved and signed for Julius Kozak, Dr. Steffens, Mary Lou Weeks and Culbertson Sheet Metal. LaVern Anderson submitted a letter requesting permission to build a deck on an existing cement slab. Council said for clerk to call them and ask for a drawing of this with distance from property line being 5½'.

July 5, 1993 cont.

There will be a hearing on proposed water and sewer rate increases by 12%. The hearing will be Monday, July 12th at 7:00 p.m. in the town hall. Doug and Raedelle will get the expenditure and revenue information, along with costs to comply with testing and monitoring requirements, ready and delivered to council members prior to the hearing.

The first budget meeting will be Friday, July 16th from 7:00 - 10:00 p.m.

GJV's. General journal vouchers #76, 77 and 78 were approved and signed.

The town travel trailer that now sits at the landfill will be kept as possibly Doug can use it during the winter for water break situations.

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

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
MDU	641.50	Federal Express	43.50
U.S. West Comm.	322.86	MDU	1483.52
Raedelle Aspenlieder	1093.09	U.S. West Comm.	47.84
Roxanne Nickoloff	686.81	DNRC	32800.34
Jeri Wolff	292.05	Culb. State Bank	2906.25
Jennifer Stuber	340.96	Postmaster	67.95
Jelena Lindvig	360.38	A. Douglas Finnicum	1529.56
Jenell Marchwick	294.74	Steven Moore	1078.73
William B. Houle	380.03	Joyce S. Norris	138.75
Allison Vannatta	263.09	Culb. State Bank	786.36
Tonya Qualley	49.64	Montana State Treasurer	326.04
Monika Finnicum	51.41	Unemp. Ins. Div.	44.42
Christine Carlisle	317.93	MMIA	659.65
Culb. State Bank	984.56	PERS	450.06
Montana State Treasurer	221.51	Steven Moore	125.00
Unemp. Ins. Div.	35.03	A. Douglas Finnicum	267.60
MMIA	337.09	Sheridan Electric Co-Op	10.11
PERS	93.87	Oelkers Servicenter	372.86
Raedelle Aspenlieder	100.00	Farm Plan	8.74
A T & T	47.60	Culb. Exxon	19.00
Roxanne Nickoloff	52.50	DPC Industries	155.40
Jeri Wolff	52.50	Larsen Lumber	9.65
Jenell Marchwick	258.75	Me Too Pizza	50.00
Christine Carlisle	258.75	MT Dept. of Health & Env Sc	30.00
Oelkers Servicenter	30.08	Nalco Chemical Co.	2160.00
Bruce Waldhausen	133.25	Oilind Safety	46.00
Stamped Envelope Agency	320.00	Tritec	146.93
Hometown Market	56.17	Hach Company	24.40
Raedelle Aspenlieder	112.82	Pedersen Excavating	480.00
Gaffaney's	217.53	Northwest Pipe Fittings	121.12
Tracie Finnicum	50.00	Rent and Save	26.99
Roosevelt Co. Sheriff Dept	1534.17	Industrial Systems	1652.40
Northwest Transport Service	55.13	Industrial Systems	100.99
Miller Oil Co.	35.40	Lynn Labatte	3810.00
Farm Plan	42.78	Arrowhead Pest Control	75.00
Culbertson Exxon	2.00	James Baldwin	63.90
Northwest Pipe Fittings	225.64	TOTAL	<u>\$52,119.06</u>
Thompson Pools	100.37		
DPC Industries	72.20		

July 5, 1993 cont..

General Fund cont.

Larsen Lumber	171.57
TOTAL	<u>\$10,695.76</u>
Culb. Volunteer Fire Dept.	1,244.86
Heiman Fire Equip., Inc.	633.00
TOTAL	<u>\$12,573.62</u>

Other Fund:

Culbertson State Bank	5228.75
TOTAL	<u>\$5,228.75</u>

Special Fund:

MDU	908.84
Brian Tibbs	527.52
Culb. State Bank	126.86
Montana State Treasurer	37.77
Unemp. Ins. Div.	5.98
MMIA	40.07
PERS	93.87
Oelkers Servicenter	30.08
Betty Schroeder	60.00
Montana Historical Society	20.00
Seventeen	15.95
Consumer Reports	22.00
Gaffaney's	73.25
Karen Baxter	82.27
McKinney Motor	5.75
Roos. Co. Clerk & Recorder	33.04
TOTAL	<u>\$2,083.25</u>

Meeting adjourned at 10:30 p.m.

Raedelle Aspenlieder
Clerk

J. E. Baldwin
Mayor

July 12, 1993.

Public Hearing on 12% increase on water and sewer rates.

Meeting opened at 7:00 p.m. Present: Gordon Miller, James Baldwin, Raedelle Aspenlieder, Greg Staudinger and Doug Finnicum. Guests: Ila Mae Forbregd and Lowell Young.

Mayor Baldwin explained the fact sheet. There were no questions.

Meeting concluded at 7:25 p.m.

Raedelle Aspenlieder
Clerk

J. E. Baldwin
Mayor

July 16, 1993. The Town Council met in special session to review the preliminary budget. The following were present: Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum and Raedelle Aspenlieder. Absent: Gene Dillman and Dave Plummer. Council agreed to give Doug, Steve and Raedelle a 3½% pay raise. Meeting on the budget to be continued.

Raedelle Aspenlieder
Clerk

J. E. Baldwin
Mayor

July 29, 1993. The Town Council met in special session to work on the preliminary budget. The following were present: Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum and Raedelle Aspenlieder. Guests: Gene and Kathy Thomas. Absent: Gene Dillman and Dave Plummer. Due to the uncertainty of the sheriff contract and the water and sewer rate increases, meeting on the budget will be continued.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

August 2, 1993. The Culbertson Town Council met in regular session with the following present: Dave Plummer, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte, Steve Moore, Greg Hennessy and Raedelle Aspenlieder. Absent: Gene Dillman. The July 5, 12, 16 and 29, 1993 minutes were read and approved.

Jim met with Dick Iverson and Tim Birk about the sidewalk situation at the USDA building. Jim told Mr. Birk to look at how the Kings Inn parking lot is done. Tim Birk said he would take care of the sidewalk problem. Attorney Hennessy said maybe Jim should send Mr. Birk a letter stating when he met with Jim and their discussion on the sidewalk and the fact that there will be a paving outfit in town for the airport project.

Clerk reported that Dick Iverson stopped in the office and said Pete Rising would be interested in being the town representative on the Roosevelt County Conservation District Board. We do not have a representative at this time. This person is appointed by the Council and Mayor. Council asked clerk to get more information.

There will be one more short budget meeting on Wednesday, August 4, 1993 at 7:00 pm. Clerk will advertise in the Searchlight the dates and times of Public Hearing on the Budget for FY 1993-94 and meeting to adopt the final budget.

Clerk received a letter from Roosevelt County Election Administrator stating it is not necessary for the Town of Culbertson to have a primary election this September 14th.

Tree Trimming. Council received list of property owners that need to trim trees so the garbage truck can pass by safely. Council said for clerk to send property owners a letter asking they trim the trees or the town will and they will be charged.

Building Permits. Building permits for Dr. Steffens and Bill Tymofichuk were approved and signed.

Year End Budget Transfers. Gordon Miller made a motion to authorize FY ending 6-30-93 budget transfers. Dave Plummer seconded the motion. Those voting in favor of the motion: Gordon Miller, Dave Plummer and Greg Staudinger. Absent and not voting: Gene Dillman. MOTION CARRIED.

GJV's. General journal vouchers #79, 80, 81, 82 and 83 were approved and signed.



August 2, 1993 cont.

Gas Tax - Capital Projects. Greg Staudinger made a motion to move 25% of funds available in Gas Tax Fund for Capital Equipment subject to Attorney's opinion concerning correctness of amounts and years. Gordon Miller seconded the motion. Those voting in favor of the motion: Greg Staudinger, Gordon Miller and Dave Plummer. Absent and not voting: Gene Dillman. MOTION CARRIED.

Gordon Miller made a motion to not implement the 12% rate increase in the water and sewer funds in view of the fact that the 12% will not accomplish the budget goal. Dave Plummer seconded the motion. Those voting in favor of the motion: Gordon Miller, Dave Plummer and Greg Staudinger. Absent and not voting: Gene Dillman. MOTION CARRIED. The town will go through the formal Public Service Commission procedure for the necessary rate increase.

Landfill. Lynn said things are going fine at the landfill. Landfill hours at this time are Monday and Saturday from 1:00 - 8:00 p.m. Monitoring wells #1, 2 & 3 are all dry. The crawler is running nicely after recent repairs. Clerk will put a notice in the Searchlight to notify garbage customers that lawn and garden waste needs to be bagged, trees and branches cut to 4' lengths and tied in bundles and no big rocks or iron. Lynn wanted to know if he could start to be paid for the extra pick-up on Saturday. Lynn has been picking up 5 businesses on Saturdays because of the amount of garbage they generate, this was free. The garbage contract was reviewed. Council decided if these businesses want a 3rd pick-up they will have to make arrangements with Lynn or get another dumpster. The public nuisance of garbage will not be tolerated. The council is not prepared to change the collection contract. Lynn, Dave and Jim will be going to Poplar for a landfill meeting on Tuesday night.

Clerk will put a thank-you in the Searchlight for Airport Project contributions from Deaconess Development Foundation, Elgen Aerial, Jim Baldwin and Ila Mae Forbregd. A personal thank you will also be sent.

Street Sweeper. Attorney Hennessy will look at the specifications for a street sweeper and get the call for bid ready for the Searchlight. Bids to be ready for opening September 7th.

Pool. Swimming pool will close for the season one week after school starts depending on the weather and available staff.

Due to the Labor Day holiday, the next regular meeting of the Culbertson Town Council will be Tuesday, September 7, 1993.

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

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
U.S. West Comm.	213.89	U.S. West Comm.	62.64
MDU	2130.33	MDU	1394.28
Searchlight	45.00	Viking Pipe Services Co.	7409.43
Miller Oil Co.	238.80	MT Dept of Health & Env Sc	822.47
Finnicum's	269.59	Vince Moran	50.00
Bruce Waldhausen	125.00	Postmaster	68.31
Quality Business Systems	173.66	Searchlight	50.00
Gaffaney's	19.44	Miller Oil Co.	175.00
Tracie Finnicum	50.00	Finnicum's	186.11
MMCTFOA	35.00	Farmers Elevator Co.	26.00
Roos. Co. Sheriff Dept.	1534.17	DPC Industries Inc.	10.00

August 2, 1993 cont.

General Fund cont.

A T & T	47.60
Culbertson Exxon	3.20
Doug Finnicum	50.00
Raedelle Aspenlieder	100.00
Jenell Marchwick	525.38
Christine Carlisle	525.38
Roxanne Nickoloff	39.37
Jeri Wolff	39.38
American Red Cross	76.50
Brian Tibbs	250.00
Raedelle Aspenlieder	1363.57
Roxanne Nickoloff	789.25
Christine Carlisle	351.82
Tonya Qualley	57.58
Jenell Marchwick	336.39
Rhonda Snyder	38.04
Monika Finnicum	121.17
Allison Vannatta	268.39
William B. Houle	447.39
Jelena Lindvig	432.60
Jennifer Stuber	300.37
Jeri Wolff	211.94
Culb. State Bank	1275.70
Farm Plan	13.90
TOTAL	<u>\$12,499.80</u>

Enterprise Fund cont.

Industrial Systems, Inc.	3885.90
Northwest Pipe Fittings	188.28
Lynn J. Labatte	3810.00
Sheridan Electric Co-Op	10.00
A. Douglas Finnicum	267.60
Steven Moore	125.00
Steve Moore	742.04
A. Douglas Finnicum	1286.90
Brian Tibbs	262.66
Joyce S. Norris	188.63
Culb. State Bank	775.96
Reds Electric	902.46
Farm Plan	77.18
TOTAL	<u>\$22,776.85</u>

Special Fund:

MDU	913.80
Miller Oil Co.	26.05
Redbook	14.97
Better Homes & Gardens	17.00
National Geographic Society	17.95
Betty Schroeder	75.00
All American Lib Preview	91.60
D & E Plummer Trucking	62.50
Roos. Co. Clerk & Recorder	260.11
Steve Moore	365.48
A. Douglas Finnicum	321.73
Brian Tibbs	180.12
Culb. State Bank	251.54
Farm Plan	238.61
All American Lib. Preview	39.60
TOTAL	<u>\$2,876.06</u>

Meeting adjourned at 11:05 p.m.

Raedelle Aspenlieder
Clerk

J. J. Baldwin
Mayor

August 4, 1993.

The Culbertson Town Council met in special session to fix the final budget with the following present: Dave Plummer, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum and Raedelle Aspenlieder. Absent: Gene Dillman. Budget hearing for taxpayers will be on Friday, August 6, 1993 at 7:00 p.m.

Raedelle Aspenlieder
Clerk

J. J. Baldwin
Mayor

August 6, 1993.

The Culbertson Town Council met for a public hearing on FY 1993-94 budget. The following were present: Dave Plummer, Greg Staudinger, James Baldwin and Raedelle Aspenlieder. Absent: Gene Dillman and Gordon Miller. Guest: Scott Aspenlieder. There were no objections on the budget.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

August 9, 1993.

The Culbertson Town Council met in special session with the following present: Dave Plummer, Gene Dillman, Greg Staudinger, Gordon Miller, James Baldwin and Raedelle Aspenlieder.

Greg Staudinger made a motion to adopt Resolution Number 272 setting the All-Purpose levy of 72.89 mills, Library Fund of 3.15 mills and Public Employees Retirement System Fund of 7.66 mills for a total of 83.70 mills for fiscal year ending June 30, 1994. Dave Plummer seconded the motion. All voted in favor of the motion. MOTION CARRIED.

Gordon Miller made a motion to adopt Resolution Number 273. A Resolution specifying water rate and sewer rate modifications to become effective upon Public Service Commission approval and directing application to the Public Service Commission for approval thereof. Dave Plummer seconded the motion. All voted in favor of the motion. MOTION CARRIED.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

September 7, 1993.

The Culbertson Town Council met in regular session with the following present: Gene Dillman, Dave Plummer, Greg Staudinger, James Baldwin, Greg Hennessy, Doug Finnicum, Lynn Labatte and Raedelle Aspenlieder. Absent: Gordon Miller. The August 2nd, 4th, 6th and 9th, 1993 minutes were read and approved.

Sheriff Dept. Wade Cooperider from the Sheriff's Dept. was present. Council asked Wade to have Rich Bryant work some morning hours to try to slow the traffic down through town. Wade said he would schedule 3 mornings a month on Monday or Tuesday. Council also asked that the sheriff dept. monitor the truck parking by the elevator, as they sometimes park the wrong way on the side of the street.

Sweeper Bids. Sweeper bids were opened: Western Plains Machinery Co. - Johnston V3000 SP \$85,000.00 or FMC Johnston V4000 \$22,000.00 and Waste Manufacturing Co. - Sweeprite Street Sweeper, Model SR 4400 \$88,666.00. Dave Plummer made a motion to accept Western Plains Machinery Co. bid for FMC Johnston V4000 for \$22,000.00. Greg Staudinger seconded the motion. Those voting in favor of the motion: Dave Plummer, Greg Staudinger and Gene Dillman. Absent and not voting: Gordon Miller. MOTION CARRIED.

Alvin Lien was a guest at the meeting.

September 7, 1993 cont.

Landfill. Landfill hours at this time are Monday and Saturday from 1:00 - 7:00 p.m. Monitoring wells #1, 2 and 3 are all dry. Lynn requested a review of the landfill contract. The language in the Insurance portion of the contract is what Lynn wanted changed. This is causing problems for Lynn to get affordable liability insurance. Attorney Hennessy said this is standard independent contractor language. Attorney Hennessy will check with Montana Municipal Insurance Authority to see if the towns liability insurance covers the landfill. This will be requested in writing.

Jim shared with the council the letter he wrote to Jon Dilliard, Solid Waste Management Program, requesting the small community exemption from Subtitle D.

MMIA. Gene Dillman made a motion to adopt Resolution No. 274, A Resolution Authorizing The Adoption And Execution Of The Revised And Restated Liability Program Agreement Entered Into Between The Montana Municipal Insurance Authority And The Town Of Culbertson Dated July 1, 1993; Authorizing That The Adoption And Execution Of Any Amendment Thereto May Be Made By Motion. Resolving it be effective September 1, 1993. Greg Staudinger seconded the motion. Those voting in favor of the motion: Gene Dillman, Greg Staudinger and Dave Plummer. Absent and not voting: Gordon Miller. MOTION CARRIED.

Clerk will write to Williston to re-affirm their landfill will take our garbage after October 9, 1993.

Council denied Buzz Mattelin's request for an adjustment to his garbage rate at Culbertson Athletic Club, as all garbage rates will be adjusted as soon as a decision can be made as to which way to go on the landfill.

Walter Busch wanted to have the garbage rate off on his empty house, council said the only way to get out of the garbage charge is to shut-off the water.

Mountain States Leasing. Council reviewed the letter from Attorney Hennessy to Mr. Tim Birk, Mountain States Leasing giving him 10 days to contact Mayor Baldwin or Attorney Hennessy of his wish to correct the deficiencies before the paving crew appears. Otherwise, the Town will be obligated to proceed without him, in order to correct the defects before freeze up.

Library. Librarian, Karen Baxter said her library aide Betty Schroeder is moving so she will be done in September. Karen asked if the council wanted to approve the hiring of the new aide, possibly Gwen Haugen. Does the new aide get \$5.00/hour or \$75.00/month? The council said they would go along with the Library Boards decision.

Soil Conservation Committee. Council appointed Pete Rising to represent the town on the Soil Conservation Committee. Clerk will drop Pete a note and a letter to the Conservation District notifying all of the appointment.

Dogs. Council received a complaint from Ivell Halseide about dogs who are tied outside and left to bark all day or night. Council said one recourse would be to go through Judge Bruce Waldhausen and sign a complaint.

Reappointment of Town Attorney. Gene Dillman made a motion to reappoint Greg Hennessy as Town Attorney for the coming two fiscal years in accordance with 7-4-4602 M.C.A. Greg Staudinger seconded the motion. Those voting in favor of the motion: Gene Dillman, Greg Staudinger and Dave Plummer. Absent and not voting: Gordon Miller. MOTION CARRIED.

HENNESSY LAW OFFICE

GREG W. HENNESSY*
(*ALSO ADMITTED IN MONTANA)

A PROFESSIONAL CORPORATION
LAWYER

417 1ST AVENUE EAST
DRAWER 756
WILLISTON, NORTH DAKOTA 58802-0756
TELEPHONE 701-572-8296
FAX 701-572-9181

August 20, 1993

Mayor James E. Baldwin
Culbertson Town Hall
Box 351
Culbertson, MT 59218-0351

RE: Attorney's opinion letter on gas tax transfer exemption

Dear Mayor Baldwin:

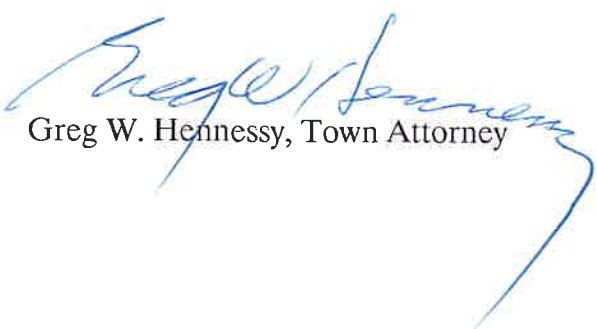
By request of Raedelle Aspenlieder, Town Clerk, on July 29, 1993, the Town of Culbertson has posed the question whether the Town may legally use gas tax monies for capital equipment purchases and, if so, when the use of such monies was first authorized.

My opinion, after research of the applicable law, discloses that the legislature authorized Montana towns of the third class, of which Culbertson is one, effective October 1, 1985, to use up to 25% of its gas tax transfer monies for capital equipment purchases such as, for example, street sweepers or road graders, pursuant to Section 15-70-101 M.C.A.

If you have questions or comments, please contact me.

Very sincerely,

TOWN OF CULBERTSON


Greg W. Hennessy, Town Attorney

GWH/kb



TOWN OF CULBERTSON

CULBERTSON, MONTANA

Office Of The Mayor

August 20, 1993

Mr. Greg W. Hennessy
Hennessy Law Office, P.C.
Drawer 756
Williston, ND 58802-0756

Dear Greg:

The following are the gas tax allocation figures, beginning with FY 1985-86 and ending with FY 1992-93, and the capital equipment purchases during those fiscal years:

<u>Fiscal Year</u>	<u>Gas Tax Allocation</u>	<u>Purchased Capital Equip.</u>
1985-86	\$18,081.00	-0-
1986-87	\$17,939.00	-0-
1987-88	\$17,803.00	-0-
1988-89	\$17,857.00	-0-
1989-90	\$17,998.00	-0-
1990-91	\$19,755.00	Diesel Tractor \$5,129.80 Dump Truck \$1,460.84
1991-92	\$18,741.00	-0-
1992-93	\$18,725.00	Hitachi Elec. Breaker \$3,389.00 Supercab Pick-Up \$5,775.00
<hr/>		
TOTAL ALLOCATION	\$146,899.00	\$15,754.64

Earlier you said in October 1985 the legislature kicked in that 25% of gas tax allocation could be used for capital equipment. Please issue your opinion that we can transfer 25% to a capital equipment fund within the gas tax fund less the amount we have already spent on capital equipment. My end result figure is \$20,970.11.

If you have any questions, please call me. Thank you.

Sincerely,

Raedelle Aspenlieder
Raedelle Aspenlieder
Clerk



HENNESSY LAW OFFICE

GREG W. HENNESSY*
(*ALSO ADMITTED IN MONTANA)

A PROFESSIONAL CORPORATION
LAWYER

417 1ST AVENUE EAST
DRAWER 756
WILLISTON, NORTH DAKOTA 58802-0756
TELEPHONE 701-572-8286
FAX 701-572-9181

August 13, 1993

Culbertson Town Council
Culbertson Town Hall
P.O. Box 351
Culbertson, MT 59218

ATTN: Mr. James E. Baldwin

RE: Reappointment as Town Attorney

Dear Jim:

On behalf of my firm, I request that the Council reappoint me as Town Attorney for the coming two fiscal years in accordance with 7-4-4602 M.C.A. I am pleased to have acted as counsel to the Town over these past 14 years. The councilmen, the town clerk, or other town personnel may continue to call upon me for legal counsel arising in the course of their respective duties.

My firm also requests that, concurrent with the Council's reappointment, the monthly retainer fee be increased to the sum of \$135.00 per month, to be billed at the end of each month. This retainer fee includes appearance and advice at the regular monthly meeting of the Town Council, travel time and mileage. Please note that this retainer has not been increased since 1983.

Legal services rendered at times other than the regular monthly meeting, such as drafting of documents, research, administrative hearings, and court appearances, will be billed at the usual hourly rate. Items such as photocopies, mileage, telephone calls and similar out-of-pocket disbursements will be billed to the Council at the end of the month. Photocopy costs are charged at 25 cents per copy, automobile mileage expense at 28 cents per mile, and court filing fees and the like will be billed straight through to the Council as incurred.



Culbertson Town Council
August 13, 1993
Page 2

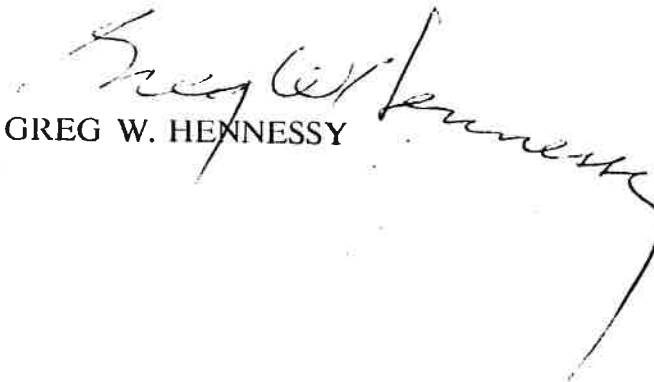
As you are aware, I represent numerous individual and corporate clients in a variety of legal matters, either on a periodic or a continuing basis, including a number of clients on a retainer basis similar to our agreement with the Town of Culbertson. I may on occasion be unable to represent the town in a manner requiring legal counsel because of a conflict of interest among other clients of the firm. While I do my best to avoid such situations, the potential for a conflict sometimes develops into a reality. When such a situation does arise, you may be assured that I will advise you promptly, and take the steps necessary to resolve the conflict.

If you have any questions as to the terms outlined above, or with any other aspect of my representation of the Town of Culbertson, please do not hesitate to call me. If the terms of our agreement detailed above are in accordance with the wishes of the Council, will you please date and sign the copy of this letter enclosed and return it to me for my file.

It has been my pleasure to work with the councilmen and employees of the Town of Culbertson, and I am proud to represent the Town.

Very Sincerely,

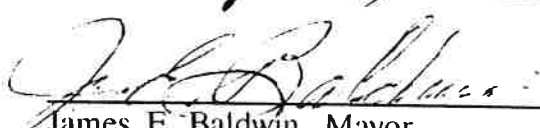
HENNESSY LAW OFFICE

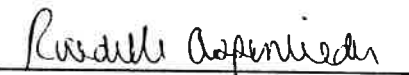

GREG W. HENNESSY

GWH/jc
Enc. 1

ACCEPTED:

Dated: Sept 1, 1993


James E. Baldwin, Mayor


Raedelle Aspenlieder, Town Clerk





1728 Old Hardin Road / P.O. Box 30438 / Billings, Montana 59107-0438 / 406-259-5500
1-800-548-7747 / Fax 406-259-8559

"Serving Montana and Wyoming Since 1940"

September 2, 1993

Town of Culbertson
P. O. Box 351
Culbertson MT 59218

RE: New or Used Sweeper

Ladies and Gentlemen:

We are pleased to respond to your request for quotations for one new or used sweeper. We would like to offer for your consideration a new Johnston V3000SP which will meet or exceed most of your specifications. It would be equipped with all of the standard features that are shown on the enclosed specification sheet plus the following options:

Dual gutter brooms; auto safety shut down;

F.O.B. Culbertson MT \$85,000.00

The warranty on this unit will be one year. Delivery could be made within a week.

We would like to offer for your consideration one used FMC Johnston V4000 which would meet your specifications. This unit could be delivered immediately. This would not have any additional warranty on it.

F.O.B. Culbertson MT	\$22,000.00	DIFFERENCE	<i>MBM</i>
Less Rental	\$1,500.00		
Net F.O.B. Culbertson MT.....	\$20,500.00		

Gene Thomas our Territory Manager will attend your bid opening to answer any questions you may have.

Thank you for the opportunity of quoting your equipment needs.

WESTERN PLAINS MACHINERY CO.


Mike G. Matz
President





**WESTERN
PLAINS
MACHINERY CO.**

505 N. 24TH STREET, P.O. BOX 30438, BILLINGS, MT 59107 (406) 259-5500
 2322 RIVER DRIVE, P.O. BOX 2507, GREAT FALLS, MT 59403 (406) 453-1405
 2300 E. YELLOWSTONE HWY., P.O. BOX 2630, CASPER, WY 82602 (307) 234-5381
 3800 WIGWAM BLVD., P.O. BOX 2377, GILLETTE, WY 82716 (307) 682-9742

QUOTATION AND SALES ORDER

This contract made by and between Western Plains Machinery Co. and the Buyer identified below.

SOLD TO (Buyer): TOWN OF CULBERTSON SHIP TO: SAME
 ATTN: DOUG FINNIGAN
 STREET P.O. BOX 351
 CITY CULBERTSON, MT. F.O.B. CULBERTSON CUSTOMER P.O. # _____
 PHONE 406-787-5271 SHIP VIA TRUCK WHEN ASAP

DESCRIPTION	PRICE
<u>ITEM # 9515-1</u>	
<u>1 - (ONE) USED FMC 4000 STREET SWEEPER S/N V4-0013</u>	
<u>VANGUARD V4000 4-WHEEL BROOM SWEEPER - DUAL CUTTER</u>	
<u>BROOMS 1/8" DETROIT DIESEL ENGINE - AIR CONDITIONING - 5.5</u>	
<u>YARD HOPPER. 7.50 R-20 FRONT TIRES 12.00 20 REAR TIRES</u>	
<u>YEAR PER S/N GUIDE 1983</u>	
TOTAL SELLING PRICE	\$ 27,000.00

DESCRIPTION OF TRADE-IN
1 (ONE) USED ELGIN 3 WHEEL SWEEPER S/N T9375

	TOTAL TRADE-IN ALLOWANCE	\$ <u>5,000.00</u>
FREIGHT CHARGES FROM _____ TO _____		\$ <u>0</u>
BALANCE DUE SELLER AFTER TRADE-IN ALLOWANCE		\$ <u>22,000.00</u>
SALES TAX (IF APPLICABLE)		\$ <u>0</u>
TOTAL DUE SELLER		\$ <u>22,000.00</u>

TERMS: 10 DAYS NET CASH

Other provisions and agreements: 30 DAYS WARRANTY

CONDITIONS:

- This Quotation is firm for 10 days. After that, prices quoted herein will be adjusted to the price in effect at the time of shipment but shall not exceed maximum prices lawfully established and in effect at time of shipment.
- THIS QUOTATION IS SUBJECT TO APPLICABLE TAXES. Exemption certificate must accompany payment if applicable.
- Delivery dates specified are contingent upon the ability of Seller to procure the goods within the time required and Seller shall not be held responsible for any damages or loss to Buyer resulting from delays caused by inability of Seller to procure goods ordered, or from delays caused by strikes, fires, acts of God, legal acts of public authorities, or other causes beyond the control of Seller.
- All payments are to be made to Western Plains Machinery Co. at P.O. Box 30438 City BILLINGS State MT Zip 59107
- By acceptance of this quotation, Purchaser hereby grants Western Plains Machinery Co. a security interest in the merchandise purchased and any equipment that the merchandise is incorporated into and agrees to execute upon demand such financing statements as are reasonably required to perfect the security interest.
- This quotation shall not be binding upon Western Plains Machinery Co. until it is accepted either by the signature of an officer of Western Plains Machinery Co. or by shipment or delivery.
- Goods distributed by Western Plains Machinery Co. are the products of reputable manufacturers. Except as to title, **there are no warranties, either written, oral, implied or statutory relating to the goods sold pursuant to this agreement, and no implied statutory warranty of merchantability or fitness for a particular purpose shall apply.** There are no warranties that extend beyond the description in this paragraph.
- If any step is taken by legal action or otherwise by Western Plains Machinery Co. to recover possession of equipment or otherwise enforce this agreement or to collect money due hereunder, purchaser shall pay Western the equivalent of the moneys expended or charges incurred by Western in such behalf, including but not limited to costs of recovering the equipment, and reasonable attorney's fees and all service charges.
- Purchaser hereby bargains, sells and conveys unto Western Plains Machinery Co. the above described trade-in equipment and warrants and certifies it is free and clear of encumbrance, except to the extent shown: Due on Trade-in _____ to _____ Initial _____

PREPARED BY D. M. Thomas DATE 09-07-93

Accepted this _____ Day of _____, 19____ Executed & signed this 7 day of September, 1993

WESTERN PLAINS MACHINERY CO. PURCHASER Town of Culbertson
 By _____ Accepted by J. J. Baldwin
 Title Mayor



WESTERN PLAINS MACHINERY CO.

3800 WIGWAM BLVD. P.O. BOX 2371 BULLETT WY 82401
2300 E. YELLOWSTONE HWY. P.O. BOX 5001 CASPER WY 82401
2323 RIVER DRIVE P.O. BOX 2017 GREAT FALLS, MT 59403
P.O. BOX 3000 BULLETT WY 82401

(307) 883-8145
(307) 234-5887
(307) 234-5405

QUOTATION AND SALES ORDER

This contract made by and between Western Plains Machinery Co. and the buyer identified below

SOLD TO BUYER: Travis of Collette SHIP TO: Travis
ATTN: Dale Finney
STREET: PO Box 221
CITY: Casper WY
PHONE: 747-2401
F.O.B. Western CUSTOMER P.O. #
SHIP VIA Travis WHEN Travis

DESCRIPTION	PRICE
1 (one) used FMC 4000 Street Sweeper SN V4-0013	
Warranty 1 year 4000 hours (weekend dual engine)	
Blower 1/2 - 20000 cfm - 10000 ft. lift - 2.2	
4000 hours, 10000 ft. lift, 10000 ft. lift	
Year 1983 in color 1983	

TOTAL SELLING PRICE \$ 21,000
DESCRIPTION OF TRADE-IN: 1 (one) used FMC 3000 Street Sweeper SN T372

TOTAL TRADE-IN ALLOWANCE \$ 2,000
 TO
 FREIGHT CHARGES FROM BALANCE DUE SELLER AFTER TRADE-IN ALLOWANCE \$ 2,000
 SALES TAX (IF APPLICABLE) \$
 TOTAL DUE SELLER \$ 20,000

TERMS: Net Cash
Other provisions and agreements: 30 Day Warranty

CONDITIONS:
 1. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 2. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 3. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 4. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 5. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 6. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 7. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 8. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 9. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.
 10. The Company, its agents, employees, and representatives shall not be held liable for the loss of or damage to any property of the buyer or any other person or entity, including the buyer's property, arising out of the use of the equipment sold hereunder.

DATE: 09.07.83
 PREPARED BY: [Signature]
 Accepted this _____ Day of _____
 WESTERN PLAINS MACHINERY CO.
 Purchaser: Travis of Collette
 Accepted by: [Signature]
 Title: [Signature]



BID SHEET

DATE: August 30, 1993

BID FOR: City of Culbertson
P.O. Box 555
Culbertson, MT 59218

BID OPENING: September 7, 1993 5:00 PM

MANUFACTURED BY: Sweeprite Mfg., Inc.
P.O. Box 3344
Regina, Sask. S4P 3H1

UNIT DESCRIPTION

PRICE

One (1) Sweeprite Street Sweeper, Model SR 4400 \$ 88,666.00
 with the following specifications:

<u>Specification</u>	<u>City Requirement</u>	<u>Complies</u>	<u>Alternate</u>
Minimum Sweeper Swath:	125 Inches	NO	120 Inches
Minimum Overall Length:	203 Inches	YES	213 Inches
Minimum Overall Width:	102 Inches	NO	94 Inches
Maximum Turning Radius:	18.5 Feet	YES	18 Inches
Minimum Hopper Capacity:	5.5 Cu.Yds.	NO	5 Cu.Yds.
Maximum Weight:	17,000 Lbs.	YES	14,600 Lbs.
Minimum Engine:	175 HP @ 2800 RPM	YES	180 HP





September 7, 1993 cont.

Gas Tax - Attorney Opinion. Council reviewed Attorney's opinion letter on gas tax transfer exemption.

GJV's. General journal vouchers #85 and 87 were approved and signed.

Building Permits. Building permits for Dennis Larsen, Alice Evenson and Doug McCormick were approved and signed.

Clerk reported she received information for grants and loans for the landfill from Farmers Home Admin., Treasure State Endowment and CDBG. However, the CDBG application deadline for the year is in 2 weeks.

Council discussed different landfill options.

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

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
PERS	122.88	PERS	179.67
Tonya Qualley	49.64	MT PSC	10.00
MDU	1638.12	MDU	813.41
U.S. West Comm.	285.99	U.S. West Comm.	56.34
Raedelle Aspenlieder	1191.51	Postmaster	68.27
Roxanne Nickoloff	686.87	A. Douglas Finnicum	1132.50
Jeri Wolff	264.92	Steven Moore	287.33
Christine Carlisle	356.43	Brian Tibbs	181.67
Jenell Marchwick	228.94	Joyce S. Norris	167.70
Jennifer Stuber	280.94	Culb. State Bank	499.59
Jelena Lindvig	358.73	PERS	125.40
Wm. B. Houle	285.66	A. Douglas Finnicum	267.60
Allison Vannatta	449.22	Steven Moore	125.00
Monika Finnicum	93.52	MMIA	1059.11
Rhonda Snyder	29.94	The Searchlight	20.00
Valli McCormick	29.94	Miller Oil Co.	604.20
Yolonda Schledewitz	28.80	Culb. Exxon	144.00
Scott Nickoloff	55.29	Finnicum's	11.54
KayCee Finnicum	14.97	Hometown Market	16.42
Mike Schmitz	47.23	DPC Industries, Inc.	160.40
Andrea Vannatta	54.14	Farmers Elevator	66.00
Culb. State Bank	1090.70	Farm Plan	993.28
PERS	106.38	Data Chem	150.00
Raedelle Aspenlieder	100.00	Income & Misc. Tax Div.	14.73
MMIA	1617.00	Dana Kepner Co.	24.90
The Searchlight	74.00	Northwest Pipe Fittings, Inc.	972.09
Miller Oil Co.	56.69	Larsen Lumber	6.35
Culb. Exxon	233.62	Lynn J. Labatte	3810.00
Finnicum's	22.82	Sheridan Electric Co-Op., Inc	10.00
Jenell Marchwick	112.50	TOTAL	\$11,977.50
Bruce Waldhausen	125.00		
Culbertson Drug	11.78		
Hometown Market	32.53		
Tracie Finnicum	50.00	<u>Special Fund:</u>	
Roosevelt Co. Sheriff Dept	1534.17	PERS	424.09
A T & T	47.60	MDU	911.32
Western Plains Machinery Co.	1500.00	A. Douglas Finnicum	418.87
Cornbelt Chemical Co.	136.04	Steven Moore	817.75

General Fund cont:

S & S Chemical & Oil Inc.	27.06
DPC Industries, Inc.	155.40
TOTAL	<u>\$13,586.97</u>

Special Fund cont:

Brian Tibbs	544.99
Culb. State Bank	511.67
PERS	449.95
MMIA	30.00
The Searchlight	91.00
Miller Oil Co.	148.07
Culb. Exxon	1.20
Finnicum's	39.91
Betty Schroeder	75.00
Farmers Elevator	27.50
Michael Todd & Co., Inc.	108.75
Kao's Welding	20.00
Farm Plan	22.59
Karen Baxter	66.13
Roos. Co. Clerk & Recorder	4095.13
TOTAL	<u>\$8,803.92</u>

Meeting adjourned at 11:00 p.m.

Raedelle Aspenlieder
Clerk

Jim Baldwin
Mayor

October 4, 1993.

The Culbertson Town Council met in regular session with the following present: Gene Dillman, Greg Staudinger, Gordon Miller, James Baldwin, Doug Finnicum, Lynn Labatte and Raedelle Aspenlieder. Absent: Dave Plummer and Greg Hennessy. The September 7, 1993 minutes were read and approved.

Zimmerman Trucking has been littering on the property between the Farmers Elevator and the Burlington Northern Building. Jim will see if Doug can talk to the drivers, if not we'll talk to Rich Bryant, Deputy or Judge Bruce Waldhausen.

Landfill. Mayor Baldwin shared information with the council from the landfill meetings with Patrick Crowley from the Dept. of Health & Env. Sciences and Mary Lou Falconer with Farmers Home Administration. Monte Miers, Director of Public Works from Williston said the Williston City Commission approved of Culbertson, Froid and Bainville hauling the garbage to Williston. Council wants more information on landfill options: 1. call the company that sells landfill liners to get costs and question installation costs, 2. get further cost breakdown from Barry Damschen, 3. get the price per ton plus tax from Williston in writing, and 4. Gordon asked Lynn to give the council an estimate as to the cost to drive the garbage truck to Williston (Lynn said he would have this estimate by November council meeting). Council said the next time Barry Damschen is in the area, they would like to meet with him.

Lynn stated he wanted to be exempt from landfill liability after October 9, 1993. Gordon said he wanted Lynn to put his request in writing. Gene Dillman made a motion that upon receipt of Lynn's letter requesting exemption from a portion of the Landfill Operating Contract: page 3 #4. Insurance: "The Contractor shall at all times protect and hold harmless the Town from any claims, liabilities or damage to any person or property that may occur in the performance of this contract and from any suit or judgement or other thing whatsoever that shall occur in such performance or grow out of anything done or intended to be done pursuant to this contract.", that the exemption would be granted. Gordon Miller seconded the motion. Those voting in favor of the motion:

Lynn J. Labatte
HC 60 Box 31
Culbertson, MT 59218

October 5, 1993

Culbertson Town Council
Box 351
Culbertson, MT 59218-0351


Dear Mayor and Council:

I am requesting exemption from a portion of my Landfill Operating Contract: page 3 #4. Insurance: The Contractor shall at all times protect and hold harmless the Town from any claims, liabilities or damage to any person or property that may occur in the performance of this contract and from any suit or judgment or other thing whatsoever that shall occur in such performance or grow out of anything done or intended to be done pursuant to this contract.

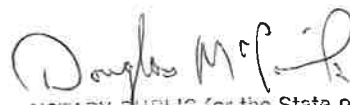
I want this exemption to be effective at the end of the working day, October 9, 1993.

Sincerely,

Lynn J. Labatte



**CULBERTSON STATE BANK OF
CULBERTSON, MONTANA**
BY _____ V PRES.


NOTARY PUBLIC for the State of Montana
Residing at: Culbertson, MT
My Commission Expires 7-1-95



October 4, 1993 cont.

Gene Dillman, Gordon Miller and Greg Staudinger. Absent and not voting:
Dave Plummer. MOTION CARRIED.

Clerk reported Attorney Hennessy called with information he got from Bob Worthington, Montana Municipal Insurance Authority on liability coverage at the landfill. Bob Worthington said the run of the mill things are covered by the MMIA. However, no pollution coverage is available. Worthington said he found an outfit in California that wanted 50¢ on every dollar worth of coverage. No private insurance will cover this. Worthington said this issue would be discussed at the League of Cities & Towns Convention in Great Falls this week. If he has any further information he will let us know.

Landfill hours at this time are Monday and Saturday from 1:00 - 6:00 p.m.
Monitoring wells #1, 2 & 3 are all dry.

The crawler is in Minot for repairs and expected to be back this week, approximate cost \$6,000. - \$6500. Lynn had his tractor at the landfill for about 10 days. Council said the town would reimburse Lynn for the use of his tractor. Lynn will have the hours at the next council meeting.

Curfew Regulations. Judge Bruce Waldhausen gave Raedelle a copy of Wolf Point's curfew regulations and said he was in favor of this. Council did not discuss this.

Building Permits. Building permits for Freddie Gangstad, Brien Larsen, Rodney Iverson, Lawrence Damm and John Timm were approved and signed.

GJV's. General journal vouchers #88, 89, 90 and 91 were approved and signed.

Water and Sewer Rate Increase. Clerk informed council that an amendment had to be sent to the Public Service Commission for the water and sewer rate increases. In the original application - revenues were estimated for FY 1993-94 and the PSC wanted 12 months of revenues at the proposed rate increases. The PSC has to publish the amended rate for 20 days and will do so in the Searchlight only.

Council discussed the fogger. Clerk will find out when the town purchased the fogger.

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

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
Raedelle Aspenlieder	1119.88	Montana PSC	20.00
Culb. State Bank	326.12	Postmaster	68.35
PERS	99.02	Joyce S. Norris	100.70
MT State Treasurer	473.40	Culb. State Bank	17.60
Unemp. Ins. Div.	58.49	MT State Treasurer	199.17
MMIA	689.05	Unemp. Ins. Div.	25.50
Raedelle Aspenlieder	100.00	MMIA	393.01
A T & T	47.60	Sheridan Electric Co-Op	10.00
MDU	1366.10	MDU	723.18
U.S. West Comm.	217.19	U.S. West Comm.	47.53
Seitz Ins. Agency	955.00	Seitz Ins. Agency	3481.00
Assoc. Business Systems	49.56	West Star Supply Inc.	45.00
Bruce Waldhausen	125.00	Finnicum's	11.14

October 4, 1993 cont.

General Fund cont.

West Star Supply, Inc.	50.00
Tracie Finnicum	50.00
Hennessy Law Office	515.66
Roos. Co. Sheriff Dept.	1534.17
Doug Finnicum	32.00
Bruce Waldhausen	100.00
TOTAL	\$7,908.24

Special Fund:

Western Plains Machinery Co.	20,500.00
A. Douglas Finnicum	1575.98
Steven Moore	1056.75
Culb. State Bank	773.46
PERS	563.61
MT. State Treasurer	226.51
Unemp. Ins. Div.	30.98
MMIA	492.85
A. Douglas Finnicum	267.60
Steven Moore	125.00
MDU	923.52
Seitz ins. Agency	632.00
Betty Schroeder	75.00
Miller Oil Co.	31.57
Finnicum's	8.05
Oelkers Servicenter	189.18
Western Plains Machinery	239.87
John Deere Leasing Co.	9650.27
Farm Plan	22.55
TOTAL	\$37,384.75

Enterprise Fund cont.

Oelkers Servicenter	6.00
Vicky Abraham	.95
Heidi Stroschein	15.28
David Wente	18.03
MT. PSC	160.00
DPC Industries, Inc.	160.40
Northwest Pipe Fittings Inc.	76.68
Culb. Exxon	5.00
Industrial Systems, Inc.	440.00
Kohler Communications	293.00
Pedersen Excavating	332.00
Lynn J. Labatte	3810.00
Arrowhead Pest Control	75.00
MT Dept. of Health & Env Sc	822.47
Searchlight	5.00
Larsen Lumber	13.21
Hometown Market	6.29
Farm Plan	198.81
TOTAL	\$11,580.30

Other Fund:

Fire Dept. Relief Assn.	912.00
TOTAL	\$912.00

Meeting adjourned at 10:00 p.m.

Raedelle Aspenlieder
Clerk

Jim E. Baldwin
Mayor

November 1, 1993. The Culbertson Town Council met in regular session with the following present: Gene Dillman, Greg Staudinger, Gordon Miller, James Baldwin, Greg Hennessy, Doug Finnicum, Lynn Labatte and Raedelle Aspenlieder. Absent: Dave Plummer. The October 4, 1993 minutes were read and approved.

Jim said the garbage by BN is not from Zimmerman Trucking, but from BN employees. Jim talked to Gene Marchwick and he said he would take care of it.

Investments. Terry Lorenz with Edward D. Jones & Co. discussed different investment options in U.S. Government Funds - specifically adjustable rate mortgages and GNMA. You can add to these investments anytime and you receive a statement monthly. Attorney Hennessy had previously reviewed the investment

November 1, 1993 cont.

options and check the MCA and all options can be done by the town. Gordon would like the average interest rates for Fortress & Van Kampen for 1, 5 & 10 yrs. Mr. Lorenz said he would send that information. Clerk is to call Donette with Richland County and Debra Berndt with the Town of Bainville as both have investments with Edward D. Jones & Co. Gene Dillman made a motion to invest \$400,000. in GNMA with Van Kampen at an interest rate of 7.27% upon receipt of Gordon receiving the interest averages and telephone calls made by Raedelle. Greg Staudinger seconded the motion. Those voting in favor of the motion: Gene Dillman, Greg Staudinger and Gordon Miller. Absent and not voting: Dave Plummer. MOTION CARRIED. Jim will talk to Doug at Culbertson State Bank to give them the opportunity to match the interest rate.

Water Line. Jim received a call from Tim Bousquet who requested the council consider allowing him to hook on to the town water line. Doug suggested we charge the pumphouse rate in these situations. Of course all costs to hook on to the town water line are the responsibility of the property owner. The council wanted to think about this for a month.

The Public Service Commission granted the water and sewer rate increase requested and was approved and can be effective on Monday, November 1, 1993. The rate increase will begin after the meters are read in mid-November.

Curfew Ordinance. The curfew ordinance was discussed and the council decided to leave the town ordinance alone until the county passes one.

Steve Moore left the town employment to work at C B & F. His last day was October 22, 1993. Doug said he talked to Loren Schledewitz and Steve, and Loren is willing to let Steve have the time to keep his certification up-to-date so he could cover in Doug's absence. Council decided to wait a month before deciding if or when to hire.

The town needs mix to patch the streets. Doug thought the town could buy the gravel and have the state make the mix. Doug will check with the state and the county. Jim will call Ed Smith with the Highway Commission to see if there is a state policy on selling mix to municipalities.

Landfill. The county hauled the D-8 to the landfill and Allen Pedersen ran it on October 29th. We will be getting a bill for Pedersen's time. The crawler may be back hopefully on Wednesday, Nov. 3rd. Lynn asked Marvin at Midwest Industrial Machinery how many times we will get charged for tearing down the engine. He said once.

Lynn used his tractor at the landfill for 10 days, a total of 8 hours. Council offered Lynn \$15./hour for his tractor use and he accepted.

Landfill monitoring wells #1, 2 & 3 are all dry. Landfill hours at this time are Monday and Saturday from 1:00 - 4:00 p.m.

On October 28th Barry Damschen was here to discuss landfill options. Those present were Gene Dillman, Greg Staudinger, James Baldwin and Raedelle Aspenlieder. Lynn's price to drive the garbage truck to Williston with each load will be \$1.25 - \$1.35/mile. After discussion the council decided to find out when Barry Damschen would be coming this way so we could schedule a Town meeting which would include Froid and Bainville.

The current market value of the crawler is \$22,000. according to Midwest Industrial Machinery and we have it insured for \$55,650. so the council said to drop the coverage to \$22,000.

November 1, 1993 cont.

Fogger. Clerk informed the council that the fogger was purchased in Sept. 1987 for \$2,609.38. Council decided not to do anything right now, but ride this fogger out for 1 year.

Raedelle asked the council about paying her fee for a notary public for the convenience of this service for the people. Council said to get the cost for next months meeting.

Building Permits. Building permits for Dennis Elgen, Rick Knick and Tim Solberg were approved and signed.

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

General Fund:

State Treasurer	225.00
Postmaster	29.00
U.S. West Comm.	189.76
M.D.U.	211.98
A T & T	47.60
Bruce Waldhausen	125.00
QBS	104.01
Gaffaney's	7.44
Tracie Finnicum	50.00
Raedelle Aspenlieder	100.00
Raedelle Aspenlieder	1240.98
Culb. State Bank	405.90
PERS	112.94
Hennessy Law Office	1508.12
TOTAL	<u>\$4,357.73</u>

Special Fund:

M.D.U.	909.33
Gwen Haugen	75.00
Roos. Co. Sheriff Dept.	1534.17
Seitz Ins. Agency	35.00
NorMont Equip. Co.	160.89
Steven Moore	845.84
Culb. State Bank	203.02
PERS	255.70
TOTAL	<u>\$4,018.95</u>

Enterprise Fund:

Postmaster	69.39
U.S. West Comm.	53.12
M.D.U.	1161.89
Sheridan Electric Co-Op	10.00
Will's Office World	24.55
MT Dept. of Health & Env Sc	473.70
MT PSC	104.00
Hach Company	17.60
DPC Industries Inc.	15.00
Northwest Pipe Fittings	67.80
Dana Kepner Co.	32.90
Lynn J. Labatte	3810.00
A. Douglas Finnicum	267.60
Steven Moore	125.00
HF Scientific Inc.	169.35
A. Douglas Finnicum	1616.82
Steven Moore	700.93
Joyce S. Norris	103.00
Culb. State Bank	647.24
PERS	401.36
Farm Plan	151.90
Great Lakes Instruments	38.74
Oelkers Servicenter	198.99
TOTAL	<u>\$10,260.88</u>

Meeting adjourned at 11:00 p.m.

Raedelle Aspenlieder
Clerk

J. E. Solberg
Mayor

December 6, 1993. The Culbertson Town Council met in regular session with the following present: Gene Dillman, Dave Plummer, Greg Staudinger, Gordon Miller, James Baldwin, Greg Hennessy, Doug Finnicum, Lynn Labatte and Raedelle Aspenlieder. Guests were Butch Finnicum and Tim and Ina Mae Bousquet. The November 1, 1993 minutes were read and approved.

Water Line. Tim and Ina Mae Bousquet were present with interest in hooking on to the town water main line. The cost of hooking on was explained - hook-up cost after January 1, 1994 will be \$700.00, the deposit is \$50.00, turn on fee is \$25.00 and all expenses to hook on are the responsibility of the property owner. Several examples were given of different situations in the area dealing with town water being supplied to out-of-town residents. Council asked Doug to put ideas together with different options, figures, the upside and downside, limit on perimeter, how many potential households might be interested and any other information he may have. This will be discussed again next month.

The new rate at the coin operated pumphouse is \$2.50/1000 gal. There is a problem with the short amount of time one quarter runs. Doug may make an adjustment.

Streets. Jim will try to get an answer on mix to patch the streets. Doug estimated he would need approximately 25 yards of mix.

Investments. Council discussed investment options in mutual funds and asked clerk to get interest rates on CD's for longer terms. This will be talked about at the January meeting.

Street Lights. Jim said a resident had approached him about the possibility of getting a street light closer to her house, she lives in the middle of the block and doesn't get much light from the street lights due to trees. In the past, if a resident wanted a street light, in addition to those already in place, installation was their responsibility and they would pay the monthly utility cost.

Doug and Jim will get together with Rod Snyder and discuss the possibilities of part-time or on call basis employment.

Landfill. Barry Damschen suggested we dig pit #3 deeper. The County will dig the pit deeper, 50' and 10' down for \$5,000.00. If the town decides to comply with Subtitle D regulations, then a footprint can be put in this pit and if the town decides to haul to Williston the pit will be used for a type 3 landfill. Lynn suggested the whole pit be dug 10' deeper or there will be a lake at the bottom of the pit. The reason for coming in 10' on each side and then going 10' deeper is to help prevent slippage and sluffing of the sides. Doug suggested the sides be done at a slope. Jim will talk to Barry Damschen about this. Gene Dillman made a motion strictly to dig the pit to enlarge it. Dave Plummer seconded the motion. Those voting in favor of the motion: Gene Dillman, Dave Plummer and Greg Staudinger. Abstaining: Gordon Miller. MOTION CARRIED. Gene Dillman made a motion for a budget line item transfer to provide funds to cover the \$5,000. cost of digging pit #3 deeper. Dave Plummer seconded the motion. Those voting in favor of the motion: Gene Dillman, Dave Plummer and Greg Staudinger. Abstaining: Gordon Miller. MOTION CARRIED.

Burn Permit. The town applied for a burn permit for the landfill wood pile with the Air Quality Bureau. The Air Quality Bureau called and said on November 30th the open burning closes and then opens March 1st so the town will have to send in a new application closer to the March 1st date.

December 6, 1993 cont.

Notary Public. Council approved of paying the fee for a Notary Public for Raedelle. The fee is \$60.00 for 4 years.

Dean Harmon, Roosevelt County Commissioner sent a copy of a resolution passed by the county commissioners addressing unfunded mandates imposed by state and federal governments. Clerk will draft a similar resolution for passage at the January 1994 meeting.

Council received a copy of Lynn Labatte's calculations for hauling our garbage to Williston.

Clerk wrote to the Mayors and Councils of Froid and Bainville informing them of the public meeting on the landfill scheduled for Thursday, December 9th at 7:00 p.m. in the town hall. Clerk also followed up with a telephone call to the Mayors on Monday.

GJV's. General journal vouchers #92, 93, 94 & 95 were approved and signed.

Clerk read the letter received from Mary Lou Falconer with Farmers Home Administration which states, "FmHA funding cannot be used for monitoring, upgrading or for closure purposes on existing landfill. The proposed \$70,000, although planned for capital expenditures, is for monitoring purposes and is not eligible for FmHA assistance."

Council instructed clerk to sign the Notification and Certification of Election or Appointment of a Justice of the Peace, City Judge, or Municipal Judge for Bruce Waldhausen.

Water and Sewer Rates. Dave Plummer made a motion to adopt Ordinance #178, an ordinance amending the water and sewer rates. In view of budget emergency, the new water and sewer rate is effective as of November 15, 1993. Greg Staudinger seconded the motion. All voted in favor of the motion. MOTION CARRIED.

Building Permit. A building permit for George Jasper was approved and signed.

Landfill. Landfill monitoring wells #1, 2 & 3 are all dry. Landfill hours at this time are Monday and Saturday from 1:00 - 3:00 p.m. Lynn said he needs gravel or scorio in the pit and in the next week would be nice. Jim will talk to Allen Pedersen and if he can't get it, he'll see if Doug can help himself to the county gravel pit.

Clerk read the letter from Barry Bighorn with Fort Peck Community Partnership Program apologizing for the late payment of swimming pool fees for this past summer. Payment was received the end of October.

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

<u>General Fund:</u>		<u>Enterprise Fund:</u>	
U.S. West Comm.	251.41	Postmaster	8.52
MDU	439.80	Income & Misc. Tax Div.	19.63
Raedelle Aspenlieder	1079.38	U.S. West Comm.	48.72
Culb. State Bank	311.04	MDU	1068.28
PERS	95.04	A. Douglas Finnicum	1330.58
Raedelle Aspenlieder	113.25	Postmaster	68.73

December 6, 1993 cont.

General Fund cont.:

A T & T	47.60
James Baldwin	750.00
Finnicum's	35.83
Bruce Waldhausen	125.00
Mona's Floral	30.00
Hometown Market	32.38
Gaffaney's	220.21
Tracie Finnicum	50.00
Hennessy Law Office	838.81
Culb. Sheet Metal & Elec.	115.69
Roos. Co. Sheriff Dept.	1534.17
The J.P. Cooke Co.	30.74
TOTAL	<u>\$6,100.35</u>

Special Fund:

MDU	960.81
A. Douglas Finnicum	253.44
Culb. State Bank	76.12
PERS	257.97
Finnicum's	18.95
Miller Oil Co.	61.70
Gaffaney's	100.80
Culb. Drug Co.	5.77
Family Circle	16.97
Saturday Evening Post	13.97
Gwen Haugen	75.00
Culb. Exxon	39.45
Oelkers Servicenter	10.00
TOTAL	<u>\$1,890.95</u>

Enterprise Fund cont.:

Joyce S. Norris	103.00
Culb. State Bank	417.60
PERS	117.99
A. Douglas Finnicum	267.60
Sheridan Electric Co-Op, Inc.	14.50
Finnicum's	73.20
Miller Oil Co.	312.56
Hometown Market	6.29
Oelkers Servicenter	84.24
Todd Sherman	5.48
Culb. State Bank	600.00
DPC Industries, Inc.	25.00
Northwest Pipe Fittings	291.35
Larsen Lumber	2.09
Lynn Labatte	3810.00
Lynn Labatte	120.00
Roosevelt County	375.00
Midwest Industrial Mach.	8.60
TOTAL	<u>\$9,178.96</u>

Meeting adjourned at 9:55 p.m.

Roselle Aspinwall
Clerk

J. E. Baldwin
Mayor

Public Meeting - Thursday, December 9, 1993 7:00 p.m. There was a public meeting in the town hall-community center with 81 citizens attending.

Two landfill options were presented by Mayor Baldwin and Barry Damschen with Damschen and Associates from Helena. One option was to haul our household garbage to Williston's landfill and keep a Class III site open in Culbertson. The second option was to keep the Culbertson Landfill open and comply with the Subtitle D regulations. Citizens were given the opportunity to ask questions and express their concerns.

At the end of the meeting, Mayor Baldwin explained the council wanted to take a straw vote, so citizens were asked to write Culbertson on their handout if they

Public Meeting - Dec. 9 cont.

wanted to keep the Culbertson Landfill open and comply with Subtitle D Regulations, or Williston if they thought we should haul our household garbage to Williston and have a Class III site landfill in Culbertson.

At the end of the meeting the votes were counted as follows: 54 to keep Culbertson Landfill open and comply with Subtitle D regulations, 6 to haul household garbage to Williston and keep a Class III site in Culbertson and 3 wanted more information.

Meeting adjourned.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

December 10, 1993 Special Meeting.

The Culbertson Town Council met in special session with the following present: Gene Dillman, Dave Plummer, Greg Staudinger, James Baldwin and Raedelle Aspenlieder. Absent: Gordon Miller. Guests: Butch Finnicum and Steve Baldwin.

For the record it was reported that the public meeting on the landfill had 81 citizens from Culbertson, Froid and Bainville in attendance. The cost to keep the Culbertson Landfill open and comply with Subtitle D regulations with no exemptions would be \$16.78/month/customer. The cost to haul our household garbage to Williston at \$20./ton and maintain a Class III site in Culbertson would be \$16.98/month/customer. The current landfill rate for residential customers is \$4.75/month/customer so the increase would be \$12.03/month/customer. The vote of the people at the public meeting was: 54 to keep the Culbertson Landfill open and comply with Subtitle D regulations; 6 to haul household garbage to Williston and keep a Class III site in Culbertson; and 3 wanted more information.

Dave Plummer made a motion to enter into the process of creating our own landfill to comply with the Subtitle D regulations. Gene Dillman seconded the motion. Those voting in favor of the motion: Dave Plummer, Gene Dillman and Greg Staudinger. Absent and not voting: Gordon Miller. MOTION CARRIED.

Council heard the first reading of Ordinance #179 amending the ordinance setting the fee for garbage service - specifically the landfill portion of the garbage charge, raising the rates of all commercial and residential by \$12.00/month. Greg Staudinger made a motion to adopt Ordinance #179. Gene Dillman seconded the motion. Those voting in favor of the motion: Greg Staudinger, Gene Dillman and Dave Plummer. Absent and not voting: Gordon Miller. MOTION CARRIED.

Meeting adjourned at 8:25 p.m.

Raedelle Aspenlieder
Clerk

James Baldwin
Mayor

CULBERTSON AREA

**SOLID WASTE
ALTERNATIVES ANALYSIS
(December 9, 1993)**

Item	Culbertson Landfill		To Williston	
	w/o Exempt	With Exempt	\$20/Ton	\$23/Ton
Landfill Amortization of Capital	\$11,000	\$11,000	-	-
Landfill Operation	58,000	58,000	-	-
Liner & Cap Amortization	28,000	-	-	-
Post closure & Fin. Assur.	20,000	20,000	-	-
Drop Charge at Williston	-	-	41,600	47,800
Amortization of Closure	-	-	1,000	1,000
Class III Site	Included	Included	24,400	24,400
Haul Costs to Williston	-	-	<u>51,400</u>	<u>51,400</u>
TOTAL ANNUAL COST	\$117,000	\$89,000	\$118,400	\$124,600
Monthly Charge	\$16.78	\$12.77	\$16.98	\$17.87
Additional Collection Cost	<u>\$7.25</u>	<u>\$7.25</u>	<u>\$7.25</u>	<u>\$7.25</u>
TOTAL MONTHLY COST	\$24.03	\$20.02	\$24.23	\$25.12