

*Eureka Town Council Meeting  
Eureka Town Hall --- Eureka, Montana  
Monday, April 8, 2019*

Present AND Constituting a Quorum:

Mayor	LeeAnn Schermerhorn
Council Members	Rosalie Aauto, Kevin Jefferies, Scott Bernhard
Town Clerk	Lisa Flynn

Visitors: Nikki Meyer, Tracy McIntyre, Krysten Fitzsimmons, Carla Weber, Cindy Medina, Mandi Truman, Paul Torres

Mayor Schermerhorn called the council meeting to order at 7:00 pm

**PUBLIC COMMENT on agenda items.** Paul Torres asked if he could make his own connection to the sewer during the upcoming sewer project. Mayor Schermerhorn said that if he would not be using either of the available funding sources, he would not need to use the contractors on the preapproved list. Mr. Torres then said he would be building a shop and asked why he would need a second water/sewer connection. Mayor Schermerhorn told him it was a requirement in the Town ordinances. There have also been incidences where residents have turned shops and garages with water and sewer into separate residences and rented them or sold them.

Rosalie Aauto made a motion to approve the minutes with a spelling correction, seconded by Scott Bernhard, carried all ayes.

Kevin Jefferies made a motion to pay the bills, seconded by Scott Bernhard, carried all ayes.

**Reports.** No comments

**OLD BUSINESS:**

**Wastewater Project – Phase 1b.** Tracy McIntyre said six contractors were approved and 22 people came to the open house. There were forty funding applications given out. The project drawings have been submitted to the funders. We are currently waiting for DEQ final approval. Toby McIntosh is working on the rate study. The last easement needed for the project is being finalized. When DEQ final approval is obtained, there is a possibility a special meeting of the council will be needed to set the bid for the contractor. The Town has received \$4,197.99 from the Corp of Engineers. The Town will need to carry the engineering design costs until approximately the first week of August. Ms. McIntyre asked the Council if the Town would be willing to extend the \$750 connection fee to residents or businesses along 1<sup>st</sup> Avenue East that were part of the first phase of the project, and did not connect at that time. Rosalie Aauto made a motion to allow residents along 1<sup>st</sup> Avenue East, and were part of the sewer project 1A, the ability to connect to the sewer system for the reduced rate of \$750, seconded by Scott Bernhard, carried all ayes. Kevin Jefferies made a motion to allow residents along 1<sup>st</sup> Avenue East, and were part of the sewer project 1A, to be eligible for the financing options offered with project 1B, seconded by Rosalie Aauto, carried all ayes. There is a firm deadline of June 21, 2019 for applications to be submitted for the SRF loan funds. The project timeline has not changed. There will be public outreach during Rendezvous from 10:00 am to 2:00 pm.

Ms. McIntyre explained the EEO Policy and the Resolutions that the project funders were requiring. Kevin Jefferies made a motion to approve the Equal Employment Opportunity Policy and appoint the position of Mayor as the EEO Officer, seconded by Rose Aauto, carried all ayes.

Rosalie Aauto made a motion to approve Resolution No. 2019-766 for the ADA complaint procedures and adopting the ADA complaint form, seconded by Kevin Jefferies. Motion carried with Rosalie Aauto and Kevin Jefferies voting aye, and Scott Bernhard voting no. Scott Bernhard made a motion to approve Resolution No. 2019-767 to adopt fair housing practices, seconded by Rosalie Aauto, carried all ayes.

Kevin Jefferies made a motion to approve Resolution No. 2019-768 to inform local government officials and CDBG grantee employees of the provisions of the Hatch Act and to appoint the Town Clerk as the Information Officer, seconded by Scott Bernhard, carried all ayes. Rosalie Aauto made a motion to appoint Tracy McIntyre to complete a Self-Evaluation Inventory and Transition Plan, seconded by Scott Bernhard, carried all ayes.

**Capital Improvement & Growth Policy Planning.** Tracy McIntyre said Jackola is drafting a letter to the committee members which is expected to go out to them this week.

**Police radios update.** Mayor Schermerhorn said the Town sold the Othorp property and a decision needs to be made on how the funds will be spent. The Mayor said an estimate was received of purchasing new radios and the estimate was \$23,000. Rosalie Aauto made a motion to approve spending up to \$23,000 of the proceeds from the sale of the Othorp Lake Road property to purchase radios for the Police Department, seconded by Scott Bernhard, carried all ayes.

**Parks update.** Mayor Schermerhorn said she has heard nothing new. Tracy McIntyre said she spoke with Breean Reyes of the Lions Club who informed her they have been talking to the country about a playground at the fairgrounds they may be doing instead.

#### **NEW BUSINESS:**

**Union Contract.** Mayor Schermerhorn said the union is requesting a 3 year contract, a clothing allowance of \$500, instead of the current \$200 plus 4 shirts a year and a coat or vest every other year, and changing the date from 2005 to 2019 for when drug coverage starts. Scott Bernhard said he wants to see language in the contract that states if an employee is injured on the job due to not following safety regulations that the Town would not pay their medical expenses. He also does not want automatic renewal of the contract. Scott Bernhard made a motion to table the union contract to the next meeting for review, seconded by Kevin Jefferies, carried all ayes.

**Sewer Ordinance – 1<sup>st</sup> Reading.** Mayor Schermerhorn said that Town Attorney Clif will be moving this to the top of his list.

**Neighbor Works Montana.** Carla Weber explained that Neighbor Works was a down payment assistance program for low income buyers. It is a no interest, no fee loan that is paid back when the property is sold. Tracy McIntyre said she has worked with them in the past and they have a solid reputation. Rosalie Aauto made a motion to support the Neighbor Works Montana program in the Town of Eureka, seconded by Kevin Jefferies, carried all ayes. Scott Bernhard made a motion to approve the Town Clerk/Treasurer to prepare the ERR, seconded by Rosalie Aauto, Carried all ayes.

**Abandoned vehicles.** Mayor Schermerhorn will schedule a work session after she contacts Ethel White.

**Move May council meeting to May 15<sup>th</sup>.** The regular schedule for the May council meeting would be on Monday, May 13, 2019. Mayor Schermerhorn explained that the clerk, assistant clerk, and herself would be at training in Bozemen the previous week, and would not have enough time to prepare for the meeting or have the agenda posted for the required 48 hours, so it is being requested we move the meeting to Wednesday, May 15, 2019. Rosalie Aauto made a motion to reschedule the May council meeting to Wednesday, May 15, 2019, seconded by Scott Bernhard, carried all ayes.

**COUNCIL AND MAYOR COMMENTS.** Scott Bernhard asked about options to increase funding for the Town. Mayor Schermerhorn mentioned that a resort tax had been discussed in the past and the council said it would have to be pursued by area citizens if there was interest. Interest had been expressed, but it went no further. Mr. Bernhard also had questions regarding the turkeys in town. He was informed that lengthy discussions had occurred in the past with Ben Chappelow from DNRC regarding possible options. At that time there were no options that would have proved very successful.

**PUBLIC COMMENT on non-agenda items.** None.

With nothing further to come before the council, Mayor Schermerhorn adjourned the meeting at 8:15 p.m.

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LEEANN SCHERMERHORN, Mayor

ATTEST:

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Lisa Flynn, Clerk/Treasurer