

Council Meeting

April 7, 2026 @ 6:00pm

Council Present: Mayor- Loreen M Felstet, Council – Tim Fox, Sharon Briggs, Kyle Cirincione and Marvin Garding

Minutes: Minutes read by the interim clerk Shannon Cunio. Marvin approved minutes, Kyle 2nd, all approved. Special meeting minutes read by interim clerk Shannon Cunio. Marvin approved minutes, Sharon 2nd, all approved.

Claims: Change in approval method implemented on recommendation of The League of Cities and Towns. Current claims approved by Kyle, 2nd by Tim, all approved.

Maintenance: Flag will need a crane to get to the top. Story walk boards – the hardware is in and will start placing posts. Working on Community Center deck demo. Marvin will re-open the bathrooms early.

Water/Sewer: Charlei Jenkins gave report. More leaks fixed as well as a few more popping up – approx. 10. Springs are slowing down. Water tanks and Paul Montgomery – Alberton cannot purchase the tank outright; it must go through the bid process. MT limits it at \$80,000 where the federal limit is \$350,000. Cost share waiver has been submitted.

Quarterly Reports

Fire Department – Not in attendance.

County Attorney – Not in attendance

Sheriff's Office – Deputy Eric Lindauer gave the report. 97 patrol hours for the month, mainly traffic with some disturbances. Deputy's pop into the bars now to remind people they are around.

County Planner – Andy Short gave report. Subdivision regulations – planning board will start reviewing a new draft. Loreen would like to be included; Andy will get By-Laws.

Old Business: Les Roat's building in right-of-way. He's working on removing the building. Co attorney is working on well protection. Tim Fox asked if there is any way to enforce the agreement and what if it goes past the 60-day agreement?

No public comment.

New Business: Duane Simons presented a \$1,000,000 grant check to the council for the water tower project. Monte Turner with the Mineral Independent took a picture for the front page of the paper.

1st reading of the proposed garbage ordinance. Changes were made to the Bear Smart draft to bring it into line with our current ordinance. No council comments.

Public comment:

Bob Summerfield is disappointed with the changes and says it follows too closely to the current ordinance. They used 15 other town ordinances put together to draft it. He thinks the proposal is

too vague – who determines what is an approved container and it's not the route to being a Bear Smart community. Loreen suggested tabling it and doing 1st reading at the next meeting. Monte asked how it's enforced? Sheriff or County Attorney? Format of ordinances are not set in stone; Loreen will check that for sure. Bob suggested asking the County Attorney. Tim Fox added that the Bear Smart proposed ordinance was very descriptive on what, not why. Adopted practices include Bear Smart plan as reference, the original defined the containers, and the language should be in the ordinance. Kyle commented that we appreciate what Bear Smart has done but everyone has the right to their way. Bob commented that the Town said they want to be Bear Smart – so be bear smart. Garbage is the #1 attractant, education is vital and yes, some will resist. Kyle said we are in bear country, they will always be here to which Bob replied, if we don't have attractants the likelihood will be reduced that bears come around. Garth commented that the Grizzlies are a bigger issue than the Black bears and there are 2 in this area.

Charlei Jenkins asked for approval to purchase a 12-foot dump trailer, 10,000 lb rate tandem axel for \$3000. It will need new tires. Marvin approved motion, Kyle 2nd, and all approved.

Charlei Jenkins – dust abatement/control is under consideration again and he will get us a price. The Town skid steer has a street sweep on it.

STIP referendum was read. Tim approved it, Marvin 2nd, and all approved.

Community Center vote on pavers instead of a deck. Kyle approved it, Marvin 2nd, and all approved.

Town clean up April 22nd to 25th (3rd annual) dumpsters are 1st come, 1st served.

Utility billing enforcement needs to start, look for resolution at next meeting. Loreen will meet with past due people and let them know there is help for those that need it.

Town Clerk – 9 applications total. Mayor read the highlights on the recommended clerk. Andy offered to give zoning training.

The League of Cities and Towns will take over accounting and payroll.

Deputy Town Clerk – continue retaining the Interim Town Clerk for vacation/sick/training days. Shannon was a seamless walk-in. Council approved.

Temporary position with the town. We want to re-up and keep the position available if it's Shea or someone else.

May staff training for board members: Tim = no, Kyle = no, Marvin= no, Sharon = yes

Clerk Notes: None

Mayor Notes: Feb 24 to Dec 24 was the government review, next local Gov't review is 2033. The mayor is the executive branch, and the Legislator is the council. Ordinances are in rough shape and apologized regarding the garbage ordinance tonight.

Public Comment: Chris Cunio commented that to get a clerk with the full experience of what is needed, they would require much higher pay. We are lucky to get the quality of clerks we currently have. Kim Garding wants to put up a 2'X3' sign up with council/lunch/the market notices. Garth Reibe put in the propane tanks and heaters in 2018, and 406 Propane was sold and is now with

John's Fuel Farm with lower prices and overhead. Marvin reminded the town the need to get 3 quotes to make a change. Kyle decided there was too much on thought agenda that doesn't need votes and wants to reduce the number of items on the agenda.

Motion to adjourn was made by Kyle, Tim 2nd, all approved. Meeting ended at 8:42pm.

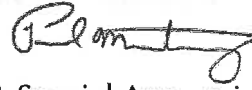
Town Clerk

Mayor

ENGINEER'S MEMORANDUM

May 12, 2026

TO: Alberton Town Council Meeting
FROM: Paul Montgomery, P.E. – AMCE
RE: Engineer's May 2026 Update on Water Project & Special Appropriations grant



Mayor Felstet and Council Members – I will not be attending the May Council meeting and offer the following project update:

WATER PROJECT FUNDING STATUS:

- No significant change from the March financial status report:
 - All spent out: ARPA MAG, ARPA Competitive, MCEP, RRGL;
 - \$28,104 left in ARPA LFR (which was paid to the Town back in 2023);
 - \$2,500 left in SRF-B Loan;
 - \$29,727 left in SRF-A Forgiven – we'll want to spend the rest of this first;
 - \$135,784 left in Alberton's local contribution (budgeted \$138,157 – we'll try not to spend this)
- There will be at least two more invoices from AMCE – likely in June and October and then the grants & loans can be closed out.

OVERALL WATER DISTRIBUTION PROJECT (2024-25) STATUS:

- As-built drawings submitted to Town and MDEQ - concluded;
- Project manual and curated photos will be done by June Council Meeting;
- One-year warranty inspection will be conducted in early September 2026 – in the meantime, we'll keep RLC on the hook for repairing sink-holes, leaks, etc.
- Spring water right – WET drafted response to DNRC deficiency letter – I was told that it would be submitted in March but that didn't happen - ☹️. WET sent me the response 5/5/26 and is sending it to DNRC tomorrow 5/6/26. This should legally secure the Spring water right for the entire capacity of the spring. Once DNRC responds – I'll report to the Town.

OTHER MATTERS:

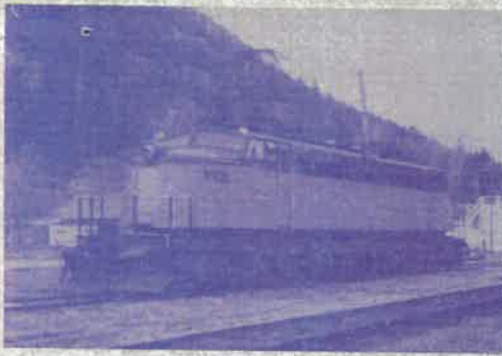
- \$1M Special Appropriation grant application has been completed by AMCE, including Work Plan and project budget which make up the core of the application. **According to Matt Mullins (EPA) I still need to complete the Federal Assistance forms: SF-424; SF-424A; 4700-4; 6600 and Key Contacts Form which I will begin working on this week.**
- AMCE has compiled the comprehensive environmental assessment (EA) documentation from 2022 and submitted to EPA – goal is to streamline the EA process for storage tank since it was part of the previous environmental review;
- AMCE reached out to Matt Mullins this week to clarify what needs to be done to move forward. **I heard back today with the request for additional application forms mentioned above. He is also asking that the Town prepare a signed letter on Town letterhead stating: "The Town is requesting procurement flexibility as outlined within the FY26 Appropriations Act and associated implementation guidance for federal competition requirements relating to our engineering contract with Anderson-Montgomery Consulting Engineers, Inc. The contract we entered into met all state**

and local requirements and was entered into before January 23, 2026.” Please move forward with preparation of this letter and submit electronically to Matt Mullins.

WASTEWATER:

- ***Charlei coordinated with me to review the Town’s MPDES permit application. I submitted my review comments to Charlei 5/4/26. No red flags to speak of – just a few minor observations.***

QUESTIONS FROM THE COUNCIL or PUBLIC



TOWN OF ALBERTON

P.O. Box 115
Alberton, Montana 59820
(406) 722-3404

May 4, 2026

Les Roat
PO Box 52
Alberton, MT 59820

Re: Agreement to Remove Structure in Town Right-of-Way – Deadline of May 3, 2026

Dear Mr. Roat,

This letter serves as formal notice regarding the building/structure located in the Town right-of-way adjacent to your property at 112 4th Street, Alberton MT 59820.

As you will recall, you agreed to remove the structure from the Town right-of-way by May 3, 2026. Despite this agreement, the structure remains in place as of today.

The continued presence of this structure in the public right-of-way constitutes a violation of Town regulations and interferes with public access and maintenance responsibilities. We request that you immediately arrange for the complete removal of the structure and restore the area to its original condition.

Please complete the removal **no later than May 18, 2026**. If the structure is not removed by this date, the Town will take the necessary steps to remove it at your expense, including but not limited to issuing citations, assessing costs against your property, and pursuing any other remedies available under Town ordinance or state law.

The Town will still honor our arrangement regarding the well and your continued use of same until that use ceases at which time the well and water right will be transferred by you to the Town.

The Town will continue to honor our existing agreement regarding the well, allowing your continued use of it until that use ceases and at that time, you will transfer the well and its associated water right to the Town.

We appreciate your prompt attention to this matter and your previous willingness to resolve it voluntarily. Please contact me directly at 406-722-3404 or TownofAlberton@blackfoot.net if you have any questions or need clarification on the required scope of work.

Thank you for your immediate cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Shannon Cunio', with a long horizontal flourish extending to the right.

Shannon Cunio

Town of Alberton Deputy Clerk

PO Box 115

Alberton, MT 59820

Phone 406.722.3404

Fax 406.722.3500

March 10, 2026

Re: Agreement to move disputed building at 112 4th St, Alberton MT 59820

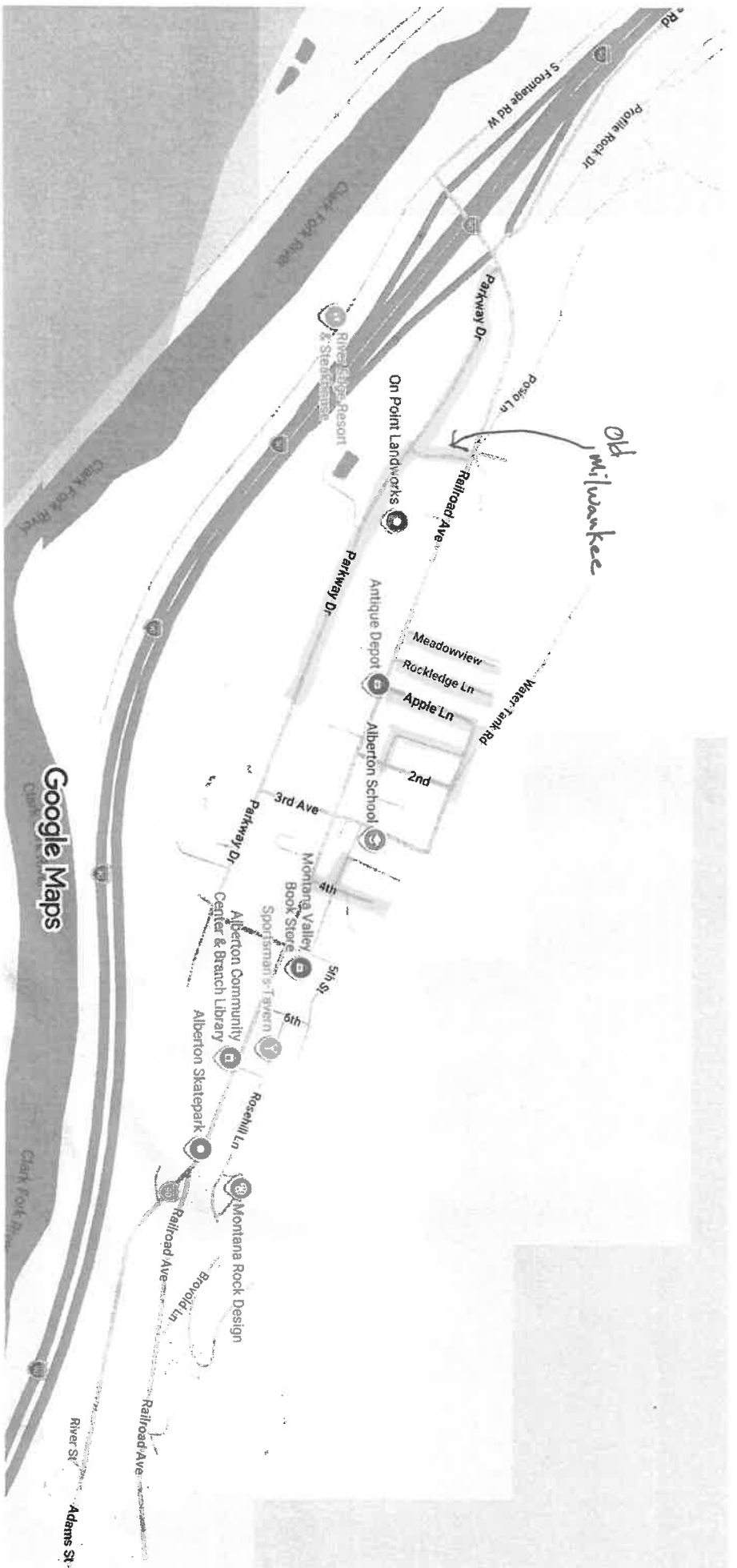
I, Leslie A Roat, agree to completely remove (including foundation) the building under dispute that is currently in the Public-Right-Of-Way on the north end of North 4th St.

I will have the project completed within 60 days of signing this agreement.

A handwritten signature in blue ink, appearing to read "Leslie A Roat", is written over a horizontal line. The signature is stylized and includes a long, sweeping underline that extends to the right.

Leslie A Roat

Google Maps



Parkway Drive → where its gravel
 Old Milwaukee
 4th Street,
 Plus → Alley towards the school

Meadowview
 Rockledge
 Apple → loop up and around to 2nd
 Orchard
 2nd

These streets were completely Excavated Last Summer.

Lyman Dust Control Services of Montana, LLC
 704C EAST 13TH STREET #351
 WHITEFISH, Montana 59937
 +1 (800) 671-9481

ESTIMATE



www.lymandustcontrolmt.com

JAYLYN ROWLEY
 PO BOX 115
 ALBERTON, MT 59820

Service Address
 TOWN OF ALBERTON
 607 Railroad Avenue
 Alberton, MT 59820

Estimate # E2026274
 Estimate Date 04/22/2026
Estimate Total \$12268.80

Item	Cost	Quantity	Total
Dust Abatement Road treatment services: +/- per foot Emulsion applied at rate of .40 gsy *Measurements on file of 550 X 10 (Rockledge road)	\$1.20	550	\$660.00
Dust Abatement Road treatment services: +/- per foot Emulsion applied at rate of .40 gsy *Measurements on file of 2150 x 12 (Meadow, Apple, 4th and Orchard roads)	\$1.44	2150	\$3096.00
Dust Abatement Road treatment services: +/- per foot Emulsion applied at rate of .40 gsy *Measurements on file of 1690 x 16 (4th, Old Milwaukee, and Parkway roads)	\$1.92	1690	\$3244.80
Dust Abatement Road treatment services: +/- per foot Emulsion applied at rate of .40 gsy *Measurements on file of 2195x20 (2nd and Parkway roads)	\$2.40	2195	\$5268.00
F.S.C. WAIVED PER MICHAEL	\$250.00	0	\$0.00

Terms

Net 30 Terms: Payment is not due at this time but is due within 30 days from the invoice date. Invoices that are not settled within this period will incur a late payment fee of 8%.

Subtotal \$12268.80
Tax \$0.00
Estimate Total \$12268.80

Notes

*This pricing is based on grouping jobs together. An extra trip fee and full fuel service charge will apply for individually requested jobs. All estimates are based on customer provided measurements and subject to change. Drivers apply product based off customer markers, not submitted measurements.

Signing this estimate places you in the scheduling queue, once scheduled you can reschedule if needed but it will add you to the bottom of the queue. There is a \$150 cancellation fee if you cancel on site when the driver arrives.

If you have any questions, please do not hesitate to contact our customer support team at office@lymandustcontrolmt.com.

Policies & Procedures:

All bids are estimates based on customer-provided measurements and marked footage. Final pricing is subject to field verification and actual product usage. Additional requirements (permits, traffic control, pilot cars, special scheduling, certifications, holidays/Sundays, etc.) will increase pricing. Full truckload jobs may take priority.

Scheduling & Conditions

Scheduling is Monday-Friday and subject to weather, road conditions, and coordination with Federal, State, County, and Municipal agencies. Rain, forecasted rain, grading, or unsuitable conditions may delay application. Scheduled dates are not guaranteed.

Site Preparation & Marking

Customer must properly prepare and clearly mark start/stop points on the day of application. Measurements are based on marked areas. Failure to prepare or mark may result in additional charges, loss of discounts, or standby fees of \$75 per 15 minutes. Return trips are not guaranteed.

Product Performance

Products are applied per supplier recommendations. Dust control reduces dust but does not eliminate it. Performance is affected by weather, traffic, grading, irrigation, and other conditions beyond Company control. Normal wear is not a defect.

Warranty

Customer must report product or application issues within 21 days. Warranty applies only if the roadway was properly prepared and not altered after application. Grading or disturbance voids warranty. Reapplication is billed at current rates.

Billing & Payment

Payment is due upon receipt. Late fees of 8% per month apply. Collection accounts incur a 30% fee plus costs. Billing discrepancies must be reported within 7 business days.

Submission of a service request constitutes acceptance of these terms. A full copy of Company Policies & Procedures is available upon request.



P.O. Box 893 • Whitehall, MT • 59759

Price Quotation

May 11, 2026

City of Alberton
Attn: Charlie Jenkins
albertonsandwops@gmail.com
Alberton, MT

Dear Mr. Jenkins:

We are pleased to be able to offer the following price information for the 2026 Dust Control Season based on the estimated footage of 6,585' lineal feet:

\$1.45/lineal foot
Estimated Project Total: \$9,548.25

Roads need to be graded & watered prior to application



We appreciate your continued business, and we appreciate the opportunity to be of service again this year.

Respectfully,

Nicole Briggs
Office & Operations Manager
W.E. Dust Control & De-Icing Inc.



PHONE: 406-287-5047 FAX: 406-287-2198 TOLL FREE: 888-291-9083
WEBSITE: <http://www.wedustcontrol.com>

ACCOUNTS WITH GREATER THAN ZERO BALANCES
 Primary & Secondary Accounts
 ALL Accounts with or without a Reminder

SECTIONS: ALL

Services: ALL

Regions: ALL

Sub-Regions: ALL

AGED TOTALS FOR ALL SELECTED REGIONS

Total Accounts in System:	122		
Accounts With:			
Zero Balance:			
Credit Balance:			
Balance:	122	Total Balance:	21609.92
Current Balance:	120	Current Balance:	8687.00
Past Due 30+:	50	Total Past Due 30+:	12922.92
Past Due 60+:	20	Total Past Due 60+:	9142.02
Past Due 90+:	15	Total Past Due 90+:	7746.34
Past Due 120+:	14	Total Past Due 120+:	6630.17

Town of Alberton, Montana

Video Surveillance Policy

1. Purpose

The Town of Alberton may use video cameras inside town buildings to help keep staff, residents, and visitors safe, and to protect town property. This policy is based on Montana's constitutional right to privacy, state laws on recording conversations, and public records requirements. It allows us to improve safety while staying within clear legal boundaries. This policy is intended to comply with the Montana Constitution, including the right to privacy (Article II, Section 10), and applicable provisions of the Montana Code Annotated.

2. Where This Applies

This policy covers any cameras installed in Town-owned or Town-operated buildings, including the town office.

It does not apply to personal devices or anything used by law enforcement under separate authority.

3. Where Cameras Can Be Placed

Cameras may be installed in common-sense locations where there is no expectation of privacy, such as:

- Building entrances and exits
- Front counters or public service areas
- Hallways and shared spaces
- Rooms with equipment, records, or valuables

Cameras will **not** be placed in:

- Bathrooms
- Changing areas
- Private offices, unless there is a clear and specific reason approved by the Town Council

4. Audio Recording

The Town will **not record audio**.

This avoids issues with Montana laws around recording conversations and keeps the system focused on basic security.

5. Notice to the Public

The Town will post signs at entrances and visible locations that say:

“This facility is under video surveillance for security purposes.”

There will be no hidden cameras.

6. How the Cameras Are Used

The cameras are for:

- General safety
- Deterring theft or vandalism
- Reviewing incidents if something happens

They are **not** to be used to monitor employees' day-to-day work or performance.

7. Access to Footage

Only a small number of designated people (such as the Town Clerk, Mayor, or a designated staff member) will have access to the system.

Footage will only be viewed when needed for:

- A specific incident
- A safety concern
- A request from law enforcement
- A valid public records request

Footage will not be shared casually or used for unrelated purposes.

8. Storage and Retention

- Footage will be stored securely
- Recordings will generally be kept for about **30 days**, then automatically deleted

Footage may be kept longer if:

- It relates to an incident
- It is requested as part of a legal or public records process

9. Public Records

Video footage may be considered a public record under Montana law.

Requests for footage will be handled the same way as other public records requests, with attention to privacy where required.

10. System Security

The Town will take basic steps to keep the system secure:

- Password protection
- Limited access
- No unnecessary outside access

Whenever possible, footage should be stored locally rather than in the cloud.

11. Oversight

The Town Council is responsible for approving and overseeing the use of surveillance.

Day-to-day responsibility will be assigned to a designated person (such as the Town Clerk), who will:

- Manage access
- Make sure the system is used properly
- Handle requests for footage

12. Review

This policy can be updated as needed if laws change or if the Town's needs change.

13. Effective Date

This policy takes effect once approved by the Town Council.

Expectation of Privacy (Montana Statute)

Law: [§] Montana Code Annotated 45-5-223

Right to Privacy (Montana Constitution)

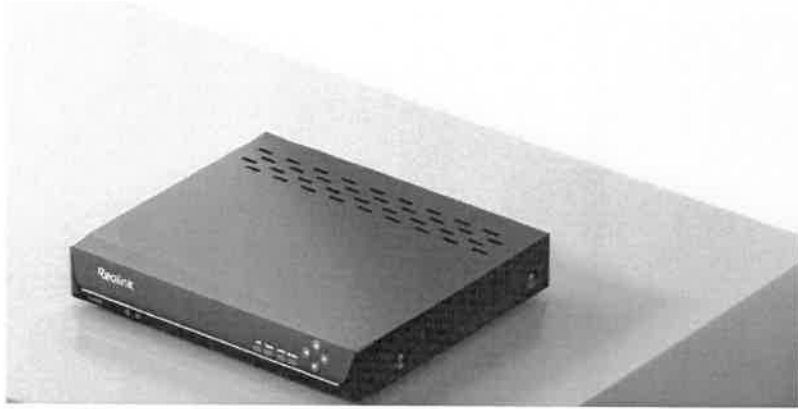
Law: [§] Montana Constitution Article II, Section 10

Recording Conversations (Audio Law)

Law: [§] Montana Code Annotated 45-8-213

Public Records Law

Law: [§] Montana Constitution Article II, Section 9 [§] and [§] Montana Code Annotated Title 2 Chapter 6



RLN8-410
**12-Channel* PoE NVR for
24/7 Continuous Recording**

- Supporting Up to 16MP
- Power over Ethernet
- Pre-installed 2TB HDD
- Expandable Storage up to 16TB

US \$ 299.99

Add to Cart

👉 US \$ 20.00 OFF US \$ 400.00
US \$ 35.00 OFF US \$ 600.00 🕒



RLC-520A
**5MP PoE IP Camera with
Person/Vehicle/Animal
Detection**

- Smart Person/Vehicle/Animal Alerts
- Power over Ethernet
- 100ft Night Vision
- Audio Recording

US \$ 46.79 22% OFF
~~US \$ 59.99~~

Add to Cart

👉 US \$ 20.00 OFF US \$ 400.00
US \$ 35.00 OFF US \$ 600.00 🕒

Recommended for You



4 Cameras (4.0mm, White)
US \$ 175.49 ~~US \$ 224.99~~
22% OFF



[2] Camera options

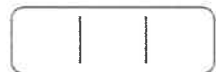
🔗 Timothy Fox

☆ 📧 Yesterday

From  MayorFelstet@proton.me <mayorfelstet@proton.me>

Yesterday

To albertonsandwops@gmail.com



FYI - Charlei

Loreen M Felstet
Mayor, Town of Alberton

Mobile 509-429-0640
Town Hall 406-722-3404
607 Railroad Ave
Alberton, MT 59820

Sent with [Proton Mail](#) secure email.



----- Forwarded Message -----

From: Timothy Fox <albertoncitycounciltimfox@gmail.com>

Date: On Wednesday, March 18th, 2026 at 10:19 AM

Subject: Camera options

To: mayorfelstet@proton.me <mayorfelstet@proton.me>

We will need a basic camera and a secure storage device. These ones ive shared are pretty good industry standard for reliability, affordability, and security.

<https://reolink.com/product/rlc-520a/>

<https://reolink.com/product/rln8-410/>

Proposal for Town Logo Design Contest

Prepared by: [Town Clerk's Name]

Date: [Insert Date]

Purpose:

As the town continues to develop its identity and communications, I propose that we establish an official town logo. This logo would be used on town letterhead, the town website, and other official communications. To ensure community engagement and creativity, I recommend conducting a town-wide logo design contest.

Proposal Overview:

1. Contest Objective:

- Create a simple, versatile logo that represents our town's character, history, and community spirit.
- Logo will be used for official town purposes and potentially for signage, merchandise, and online presence.

2. Eligibility:

- Open to all town residents.
- Optional categories: youth (school-aged) and general/adult participants.

3. Submission Guidelines:

- Acceptable formats: digital files (vector preferred), or hand-drawn submissions that can be scanned.
- Include a brief description (50–100 words) explaining the design's meaning and inspiration.
- Deadline: 4–6 weeks after contest announcement.

4. Judging and Selection:

- A panel of 5–7 judges representing diverse community interests (e.g., town council members, local artists, school representatives, local business owners).
- Judging criteria: originality, relevance to the town, simplicity, versatility.
- Optional: community vote for a "people's choice" element.

5. Recognition and Prize:

- Gift card to a local business or similar token of appreciation.
- Recognition in town newsletter and public announcement.
- Display of the winning logo at town hall and online.

6. Benefits:

- Encourages community involvement and pride.
- Generates creative options without the expense of hiring a designer.
- Provides the town with a recognizable, professional symbol for official communications.

Next Steps / Council Input:

- Approval to move forward with the contest concept.
- Feedback on eligibility, prize, judging panel, and submission guidelines.
- Confirmation of budget for prize(s) and promotion (minimal cost expected).

Recommendation:

I recommend the council approve proceeding with a town-wide logo contest to engage residents and develop an official town logo for use in all official communications.

BearSaver Cans for Hank Roat Memorial Park

Proposal to Alberton Town Council

May 12, 2026

Background

The mission of the Bear Smart Alberton Working Group is to reduce human-bear conflicts in Alberton, Montana and the surrounding area. To support this mission, the “Bear Resistant Cans for Hank Roat Memorial Park” Project is aimed at reducing the amount of accessible attractants in public community gathering areas in Alberton Montana, by replacing 3 non-bear resistant garbage cans with 2 bear-resistant garbage cans at the local town park. Given the placement of the cans throughout the park, they are currently emptied into a larger can to be picked up the garbage hauler. This setup is expected to continue and therefore we are proposing BearSaver cans because these cans would be emptied into a Toter bear-resistant can to be emptied by the garbage hauler. Installing bear-resistant cans here will provide a highly visible reminder of the town’s commitment to reducing human-bear conflicts while also effectively securing attractants. Bear Smart Alberton has applied for grant funding to cover the costs of the BearSaver cans and any additional needed installation materials. Volunteer time would be used for the installation.

Request

Bear Smart Alberton is requesting permission from the Alberton Town Council to proceed with the purchase and installation of two BearSaver cans in the Hank Roat Memorial Park. The BearSaver cans will replace the existing cans near the skate park and the gazebo on concrete bases.



Chapter 8-2

DOGS

Sections:

- 8-2-1 Definitions
- 8-2-2 Vaccination
- 8-2-3 License and Registration
- 8-2-4 Tag and Collar
- 8-2-5 Dogs Running at Large
- 8-2-6 Impounding *Removed*
- 8-2-7 Notice and Redemption *Removed*
- 8-2-8 Disposition of Unredeemed Dogs *Removed*
- 8-2-9 Animals Exposed to Rabies
- 8-2-10 Emergency Rabies Control
- 8-2-11 Duties and Powers of Dog Control Officer
- 8-2-12 Number of Dogs
- 8-2-13 Cruelty to Animals; Poisoning
- 8-2-14 Nuisance Animals
- 8-2-15 Vicious Animals
- 8-2-16 Penalties

8-2-1 Definitions. As used in this chapter, unless the context otherwise indicates, the following terms shall have the meaning ascribed to each.

- (a) Owner: Any person owning keeping or harboring a dog.
- (b) At large: Off the premises of the owner and not under control of a competent person.
- (c) Restraint: Controlled by a leash not longer than six (6) feet or within a vehicle with permission of the owner; or within the property limits of premises controlled by the owner or other person consenting thereto.
- (d) Animal Shelter: Any premises provided by the Town and maintained by the Dog Control Officer for impounding and caring for dogs.
- (e) Vaccination: The inoculation of a dog with anti-rabies vaccine, having an effective immunity of at least two (2) years, and administered by a licensed veterinarian.

8-2-2 Vaccination. It is unlawful for any person to keep, maintain or harbor any dog over six months of age unless it shall have been vaccinated, as hereinabove defined, within the preceding two (2) years.

8-2-3 License and Registration. It is unlawful for any person to keep, harbor or maintain in the Town of Alberton any dog over six months of age unless such dog is duly registered and licensed as herein provided. Licenses shall be issued by the Town Clerk, upon proof that the dog has been vaccinated against Rabies within two years of the date when such license expires, and upon payment of any annual license fee of \$10.00 for non-neutered male and un-spayed female dogs, or a lifetime license of \$10.00 for all neutered male or spayed female dogs. The annual license shall expire on January 1, following its issuance. The owner shall state at the time application is made for such license, and upon forms provided for such purpose, his name and address, the name breed, color, sex, coat and any identifying marks of the dog for which application is made, and shall provide proof of the date and by whom the vaccination was done. Further, if the owner is applying for a license for the lifetime of the dog, he shall furnish proof that the dog is either neutered or spayed. The provisions of this Section shall not apply to non-residents having dogs under restraint within the Town less than fifteen (15) days. If a dog was kept, harbored or maintained in the Town of Alberton prior to March 1, and the Owner did not obtain a license for said dog as herein provided, the required license fee for that year shall be increased \$10.00. A picture of the dog is required at the time of licensing. If a puppy, this must be updated when full grown.

8-2-4 Tag and Collar. Upon receipt of a proper application, proof of vaccination, and the license fee, the Town Clerk shall issue to the applicant a license certificate and a metallic tag. The tag shall have stamped thereon the year for which it was issued, and the number corresponding with the number on the certificate. Every owner is required to provide each dog with a substantial collar, to which the license tag shall be affixed at all times. Any dog found off the owner's premises without a license tag shall be deemed to be not licensed, even though a license has been issued for such dog. In the event that a dog tag is lost or destroyed, a duplicate shall be issued by the Town Clerk, upon presentation of an affidavit to that effect, or a receipt or duplicate receipt showing that payment of the license fee has been made for the current year, and the payment of a fee of one (\$1.00) Dollar for such duplicate. License tags are not transferable from one dog to another and it shall be unlawful for any person to cause or permit a license tag to be placed upon a dog for which it is not issued. Any dog found with a license tag issued for another dog shall be deemed to be not licensed. No refunds shall be made on any dog license fee because of the death of the dog or the owner leaving Town before the expiration of the license period.

8-2-5 Dogs Running at Large. It is unlawful for the owner of any dog to permit the same to be at large, not under restraint at any time with a leash no longer than 6 (six feet *unless the dog is voice command responsive.*

Chapter 8-3

KEEPING OF LIVESTOCK

Sections:

- 8-3-1. Locating Livestock
- 8-3-2. Rental or Multi-family Property
- 8-3-3. Nuisance Livestock
- 8-3-4. Cruelty to Animals
- 8-3-5. Violation—Penalties

8-3-1. Locating Livestock: It is hereby provided that any livestock kept within the Town of Alberton shall be situated not closer than twenty feet (20') from any residential structure occupied by someone other than the livestock owner, custodian or keeper.

8-3-2. Rental or Multi-family Property: Livestock may be kept on a single-family parcel or on a parcel with more than one dwelling if all residents and owners consent in writing.

8-3-3. Nuisance Livestock: It unlawful for the livestock owner, custodian or keeper to allow an animal to be a nuisance to any neighbors, including noxious odors or noises of a loud, persistent and habitual nature.

8-3-4. Cruelty to Animals: Livestock shall be provided with adequate, safe and clean housing, protected from predators and feed must be stored in predator-proof containers.

8-3-5. Violation—Penalties: Any person found violating any provisions of this chapter shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of twenty-five dollars (\$25.00) for a first conviction, and one hundred dollars (\$100) for a second conviction and a doubling of the fine for each conviction thereafter. After the third conviction, the Town may confiscate the animals.

Passed by the Town Council on first reading January 4, 2011.

Passed, adopted and approved on second reading February 1, 2011.

TOWN OF ALBERTON:

BY: _____
Joe Hanson, Mayor

ATTEST:

BY: _____
Diane Jodsaas, Town Clerk

OFFICIAL INSPECTION STATEMENT

Livestock Pen Distance Compliance

On **May 12, 2026, at approximately 3:45 PM**, I, the undersigned Public Works Manager, personally conducted a physical measurement of the distance between the livestock pen located at **301 Railroad Avenue, Alberton, MT** and the nearest residential structure, located at **106 3rd Street, Alberton, MT**.

The measurement was taken from the **closest point of the livestock pen to the closest point of the nearest residence**.


Measured Distance: 30 feet, 3 inches (30'3")

The applicable ordinance governing this matter is the **Town of Alberton Municipal Code, Title 8 (Animals), Chapter 8-3 (Keeping of Livestock), Section 8-3-1 (Locating Livestock)**, which states:

"It is hereby provided that any livestock kept within the Town of Alberton shall be situated not closer than twenty feet (20') from any residential structure occupied by someone other than the livestock owner, custodian or keeper."

Based on my inspection and the measurement recorded above, I have determined that the measured distance of **30'3"** **exceeds the required minimum separation of 20 feet** established under Town Code § 8-3-1. The livestock pen, as currently situated, is **in compliance** with the applicable ordinance.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Signature: 

Printed Name: Charles

Title: Public Works Manager

Date: 5/12/2026