

**Record of Proceedings
Town of Chugwater, Wyoming
Town Council Meeting
August 1, 2016**

Meeting Called to Order at 7:00 PM

Pledge of Allegiance

Roll Call:

Councilperson Clark, Councilperson Redding, Mayor Sand, Councilperson Stinnette and Councilperson Schirmer all present and accounted for.

Approval of Agenda:

Motion made by Councilperson Redding and seconded by Councilperson Clark to approve the agenda. All in favor. Motion passed unanimously.

Approval of Previous Meeting Minutes:

Motion made by Councilperson Redding and seconded by Councilperson Stinnette to approve the minutes from the July 11, 2016 Town Council Meeting. All in favor. Motion passed unanimously.

Approval of Bills and Expenses:

Motion made by Councilperson Redding and seconded by Councilperson Stinnette to approve the bills and expenses. All in favor. Motion passed unanimously. Bills submitted for public view.

Reports:

1. Director of water and sewer report, Steve Kelley.

- Paint for library purchased at Sherwin-Williams was returned due to cost. Painting is scheduled for week of September 12-16. Paint will be purchased for the project at Lowes.
- TDS has estimated that we have one ton per year of plastic, three tons per year of paper and are not sure of the metal we can possibly recycle. Wheatland will be opening a recycling plant for Platte County that will be available for our use. Recycling glass will need to be addressed since it was not mentioned in Wheatland's proposal.
- Thistle in the park is being sprayed with a hand application of Roundup.

Motion made by Councilperson Redding and seconded by Councilperson Clark to accept Steve's report.

2. Treasurer report, Patti Pierson.

- Councilperson Schirmer would like to see the Business Center income/expenses itemized on the Treasurer's Report.

Motion made by Councilperson Redding and seconded by Councilperson Stinnette to accept the Treasurer's Report as presented. All in favor. Motion passed unanimously. Report will be presented for public view.

Old Business:

Ambulance Contract – Banner Health

The Town of Chugwater is donating our ambulance to Banner Health in exchange for total EMR training and EMR bags and supplies needed for emergency situations paid for by Banner Health. Banner Health is also giving us a vehicle that can be used by the EMRs for emergency calls which will be housed here in Chugwater.

Motion made by Councilperson Stinnette and seconded by Councilperson Clark to tentatively accept the contract with Banner Health subject to inspection and approval of a vehicle trade which Councilperson Clark will be involved in. The Council would also like signage on the ambulance that it was donated by the Town of Chugwater. All in favor. Motion passed.

New Business:

1. Platte County Tourism/CHED Reports – Karen Guidice

- No report for CHED since they did not meet last month.
- Platte County Tourism Board has approved their budget of approximately \$258,000.00 for the 2016-2017 fiscal year. There was a carryover amount from last year's budget that is included in this year's budget. There is also a reserve amount of \$65,000.00 for next year's budget figured into the 2016-2017 budget.

2. Mowing vacant lots

Due to high fire danger, letters have been sent out to residents/property owners who have not mowed to get this done or the Town will do it at their expense. A posting was put up in July for parties interested in mowing these lots to submit their bids. The Town received two bids. Denny Ebel submitted a bid for \$40.00 per hour and Cody Redding submitted a bid for \$120.00 per residential lot.

Motion made by Councilperson Clark and seconded by Councilperson Schirmer to accept the bid from Cody Redding at \$120.00 per residential lot. All in favor. Motion passed unanimously. Letter will be written to Mr. Redding that he was awarded the bid and has two weeks to complete the mowing.

3. Trash rate increase

Since there was an increase in TDS rates on the new contract, it is necessary to increase trash rates for residents and businesses to make up for the contract increase. This increase will help offset the fuel surcharge from TDS. Motion made by Councilperson Redding and seconded by Councilperson Stinnette to increase trash rates as follows effective September, 2016. All in favor. Motion passed unanimously.

\$1.00 increase for residents

\$2.00 increase for small businesses

\$3.00 increase for large businesses

4. Bulk Water Form

The Town of Chugwater has discovered that we are not compliant with the State Engineer's Office regarding completion of bulk water forms. Doug Oliver from the State Engineer's Office will attend September 6, 2016 Town Council meeting to address this issue.

5. Steve Kelley

A: Misinformation

- The zoning book states variances are done by setbacks from the property line and not from the center of the street. Since Steve signs off on building permits, he needed to have this point clarified from a previous meeting.
- Steve Kelley is questioning water loss percentages at 50% calculated by Brenda Allen from USDA as inaccurate. He is stating that the water loss percentage is between 12-18% consistently for the past several years. He will bring his numbers in for Town Council to go over and determine percentage of water lost for both summer and winter.

B: Bills

- Steve questioned several items on last month's bills which were explained to him for clarification.

C: Petition

- Steve did get a response from his attorney that he is fighting an uphill battle because the Supreme Court has not had a case such as this. He also got the letter from our attorney, Rocky Edmonds, that he cannot pursue having both positions (Mayor and Director of Water/Sewer) at the same time as State Statute strictly prohibits this. Steve's argument is that Home Rule can supersede State Statute with a Charter Ordinance. Attorney Rocky Edmonds recommended that the Governing Body of the Town of Chugwater not approve an initiative that is in clear violation of State Statute. The Governing Body does not want to go further with the initiative because the result sought from that initiative is against State Statute.

Town Property

Councilperson Stinnette would like know if the Town can recycle or sell the skylights and other things that are being torn down from the restroom project to fund other projects in town, such as the Splash Park. Attorney Edmonds stated that it depends on the demolition contract. Steve Kelley stated that he allowed the contractor to put the demolished materials on his property and therefore, it belongs to him. In the future, The Governing Body will decide what happens to any and all materials on projects being demolished.

Upcoming Events:

Town Council Meeting – September 6, 2016 at 7:00 PM

Open Forum:

- Sharon Halsey discussed a letter signed by C.A.V.E. that was posted at the Town Hall and other places in town. She suggested that someone at the meeting was the author of the letter and that it stated derogative things about certain people in the community who signed Steve’s petition. The discussion escalated into what should and should not be posted outside the Town Hall. Mayor Sand pointed out that the board outside the Post Office does not belong to the Post Office but rather to CHED. The Town does not have control over that board whatsoever. If someone wants to post information at the Town Hall, they may do so. The Town will not practice censorship and take down any posting unless they are vulgar or discriminatory.
- Lee Marfell would like to have the Town Council make a resolution that only Town information be posted on the Town’s bulletin boards. Mayor Sand stated that there is information from other organizations that needs to be posted here at the Town Hall.
- Lisa Redding stated that she is putting her name in as a write-in for Mayor.

Adjournment:

Motion by Councilperson Clark and seconded by Councilperson Redding to adjourn meeting at 9:18 PM. All in favor. Motion passed unanimously.

Town Clerk

Mayor