

RECORD OF PROCEEDINGS

THE REGULAR MEETING OF THE ELK MOUNTAIN TOWN COUNCIL WAS HELD MONDAY, OCTOBER 14, 2013 IN THE TOWN HALL COMPLEX

- CALL TO ORDER: Mayor Irene called the meeting to order at 6:34p.m. Pledge of Allegiance was recited.
Council Members present at roll call:
Cm. Angie Hobbs
Cm. Robert Meyer
Cm. John Page
Absent: Cm. Jones
Also Present: Linda Crane, Clerk/Treasurer, Bill Sherwood, Fire Chief
- CITIZEN/VISITORS: Robert Johnson, Al Santilli, Barb Pijanowski, Tammy Page
- APPROVE AGENDA: Mayor Irene asked for approval of the agenda **Cm. Hobbs made a motion to approve the agenda;** Cm. Page seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Absent, Cm. Meyer Aye, Cm. Page Aye, motion carried.
- APPROVE MINUTES: Mayor Irene asked for approval of the Regular Meeting Minutes September 9, 2013. **Cm. Hobbs made a motion to approve the September 9th Regular Meeting Minutes;** Cm. Meyer seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Absent, Cm. Meyer Aye, Cm. Page Aye, motion carried.
- CITIZENS ADDRESSING THE COUNCIL: Lisa Howell, CCVC sent an email requesting the Town sign a resolution in support of the CCVC's plan to apply for a planning grant with the Wyoming Business Council. This resolution is a requirement of the WBC grant process and all members of the CCVC JPB need to approve the request. She stated this is not a request for any funding just support of the grant. **Cm. Page made a motion to sign the CCVC resolution to apply for the planning grant;** Cm. Meyer seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Absent, Cm. Meyer Aye, Cm. Page Aye, motion carried.
- REPORTS: Reports were given by Fire Dept., SCWEMS, Water Dept., Zoning, Public Works Dept., HCJPB, Park Board, Cemetery Board, Juvenile Services and CCEDB. **Cm. Jones joined the meeting.**
- Fire Dept.: Chef Sherwood said the fire department did a test on the pumper and it was working fine with the exception of possible having to purchasing a new gauge. The insulation is installed in the ceiling at the fire hall. The hot water heater is installed but needs some troubleshooting to get it to function. The Mayor said he would look into that. The programmable thermostats, the bay door weather stripping, a couple of the vents covered along with the door on the front dog house still need finished.
- SCWEMS: Representative Sikes told the council that they had 6 runs last month. MS272 is located at the station now. The TV and wireless cameras for teleconference training have been installed. SCWEMS will increase the internet service at the fire hall to accommodate the training.
- Water: Water Superintendent Eastman is out of town and unable to attend the meeting. Mayor Irene told the Council that Steve Bonner has been checking on the water system in Pat's absence. The chlorine has been registering a little high and he has been monitoring it. The Mayor is putting together operation procedures for all the town equipment.
- Zoning: The Mayor reported that Brigg's have been issued a building permit and are still waiting for their building to be delivered.
- Public Works: The Mayor publicly thanked the Bow River FFA for calling and volunteering to help clean up all the downed limbs after our snow storm. He said it couldn't have come at a better time with the lack of a public works person. He will be sending a letter of thanks to the chapter and sending an article to be published in the Times. He also wanted to thank Bill Sherwood and John Page for their help in the town clean up and anyone else who took the time to help. Bob Johnson asked the Mayor where residents could send a donation to the FFA. He said to send to the high school in Hanna designating it as a donation to the chapter. The Council will be doing interviews on Thursday for the public works position. The Mayor ask the Council to approve applying for a training grant

through Workforce Services to help train and certify the person hired for the public works position. **Cm. Jones made a motion to apply for the Workforce training grant;** Cm. Page seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

HCJPB: Representative Hobbs said the Board approved bills in the amount of \$2,734.02. There is a water testing tube that needs repair before they can monitor water testing. They once again tabled the reinvesting of funds. Gary Steele reported that there has been a change in wording on the how CD waste has to be disposed of, it now apparently doesn't have to be transferred. Representative Smith from Medicine Bow made a motion to close the landfill by June 2015. This motion failed. The discussion was then had to hold public hearings on closing the landfill earlier than previously thought. The Mayor told the Council that Elk Mountain and Medicine Bow are in the position to close early and how did they see proceeding with early closure. The consensus was that more information was needed and public hearing could answer some of the questions before a sound decision could be made. The Mayor has requested a meeting with Mayor Colman to discuss this and other issues. Rep. Hobbs said they have not heard anything back on the grant to close the landfill. Rep. Hobbs said the chair was suppose to be looking into the legality of a Board member doing the duties of a bookkeeping/secretary employee and there was nothing reported.

Park Board: The Park Board held their regular meeting this evening. Chairperson Pijanowski reported the town has the opportunity to get a historic cabin donated. Cm. Meyer ask the condition of the cabin and how hard it would be to move to the Park. **Cm. Page made a motion to contact the town attorney about the legality of accepting this donation;** Cm. Jones seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried. Ice hockey equipment is also being donated to the Board.

Cemetery Board: Road and Bridge Superintendent Bill Nation ask if the cemetery sign could be moved so the road grader doesn't hit it when maintaining the road. Clerk Crane said she had been contacted by the Carbon County Museum about some projects the museum would like to do in area cemeteries. She said she passed the information on to Commissioner Briggs.

Juvenile Services: Dawness Snyder presented an update to CCOG on the Crisis Center. She said the Cathedral Home in Laramie will be running the center and they have their funding in place for now. CCOG plans on touring the center at their next CCOG meeting in Rawlins.

CCEDB: The Mayor told the Council that Tractor Supply in Rawlins will be holding an unofficial grand opening on the 19th with their official opening the following Saturday. The Board has received numerous resignations in the past month. Cindy Wallace said she has been looking into the development of a rail spur to help with the economic growth of the county. There was discussion on DKRW. The Town has been looking into gaining participating agency status. The permits would have to be pulled and the entire process started over for the Town to be considered this status. The ISC has given DKRW 30 months to start construction or start over. Road and Bridge has \$20 million in AML funds to construct a bridge and road on the south side of the proposed plant. Other entities in the state are looking at this money if it isn't going to be used. If the money goes elsewhere DKRW has been told they will only be able to access the plant from the Medicine Bow side which could lessen the impact on Elk Mountain.

TREASURER'S REPORT: Treasurer Crane told the Council that we have received the grant funds from the sewer project and the paperwork is started to ask for a rollover of the remaining funds to the garbage truck grant. She recommended approving the treasurer's report. **Cm. Hobbs motioned to approve the September Treasurer's Report;** Cm. Meyer seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

BILLS TO BE PAID: Treasurer Crane recommended approving the bills to be ratified and paid in the amount of \$30,292.83. **Cm. Page motioned to approve the bills to be ratified and paid in the amount of \$30,292.83;** Cm. Hobbs seconded the motion, Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

- **See attached list.**

CORRESPONDENCE: Correspondence: MTP&C, Aron & Hennig, LLP, Assurant Health, US Bank, Federal Reserve Board, Park Board Minutes, Toby Smith, HCJPB Representative, Arch Coal, SLIB, City of Rawlins, Kimber Wichmann. Cm. Jones asked what the correspondence was from the City of Rawlins. It was explained to be the ordinance for the 5th penny tax that was farther down on the agenda.

OLD BUSINESS: Specific Purpose Water Project: Mayor Irene told the Council that Jon Anderson was coming tomorrow to finish some surveying so they could complete the plan for the redundant water line for Council approval. The Mayor had talked to legal counsel and he said the Town has a valid warranty claim on the tab chlorination system but we would have to sue. The cost of the suit is estimated at \$3,000.00. There was a discussion on pursuing the lawsuit or going back on the companies bond. **Cm. Jones made a motion to check on going back on the companies bond and pursuing a warranty claim on the tablet chlorination system equipment and legal costs;** Cm. Page seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried. Clerk Crane ask if the agreement with PMPC has been reviewed so the Mayor could sign the task order. The Mayor said he hadn't heard back from the attorney. After recommendation from counsel the Town will cut one check for \$7,000.00 as stated in the easement agreement to EMR Land Co. and Elk Mountain Hotel.

CCOG 5th Penny Tax: CCOG presented an ordinance that wanted all CCOG members to ask the County Commissioner to exercise their right to re-up the 5th Penny Tax and not place it on the ballot. After considerable discussion **Cm. Jones made a motion to take the 5th Penny tax to the voters;** Cm. Meyer seconded the motion; Council poll; Cm. Hobbs Nay, Mayor Irene Nay, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Nay, motion failed. **Cm. Hobbs made a motion to start the ordinance procedure to have the County Commissioners re-up the 5th Penny Tax;** Cm. Page seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Nay, Cm. Meyer Aye, Cm. Page Aye, motion carried.

NEW BUSINESS: No New Business was brought before the Council.

ADJOURNMENT: There being no further business to come before the Council, **Cm. Page made a motion to adjourn the meeting at 8:10 P.M.;** Cm. Hobbs seconded the motion, all Council Members voting Aye none Opposed.

Clerk

Mayor