

RECORD OF PROCEEDINGS

THE REGULAR MEETING OF THE ELK MOUNTAIN TOWN COUNCIL WAS HELD MONDAY, NOVEMBER 11, 2013 IN THE TOWN HALL COMPLEX

- CALL TO ORDER: Mayor Irene called the meeting to order at 6:30p.m. Pledge of Allegiance was recited.
Council Members present at roll call:
Cm. Angie Hobbs
Cm. Janeen Jones
Cm. Robert Meyer
Absent: Cm. John Page
Also Present: Linda Crane, Clerk/Treasurer, Bill Sherwood, Fire Chief
- CITIZEN/VISITORS: Robert Johnson, Al Santilli, Ken Casner, Gary Steele, Linda Edmunds, Joe Grillo, Steve Bonner, Susan Havers
- APPROVE AGENDA: Mayor Irene asked for approval of the agenda **Cm. Jones made a motion to approve the agenda;** Cm. Meyer seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried.
- APPROVE MINUTES: Mayor Irene asked for approval of the Regular Meeting Minutes October 14, 2013. Cm. Hobbs noted that there was an error in the amount of bills paid in the HCJPB update. The amount should be \$9,734.02. **Cm. Hobbs made a motion to approve the amended October 11th Regular Meeting Minutes;** Cm. Jones seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried.
- CITIZENS ADDRESSING THE COUNCIL: Steve Bonner addressed the Council concerning the 5th penny tax and asked for more information on the subject of taking the 5th penny off the ballot and the Council's reasons and opinions on the issue. The Mayor explained that CCCOG had asked the communities to gather information from their residents on whether they would like the 5th penny to be on the ballot next year or if they would like the Commissioners to exercise their right to just keep the tax in place. The Mayor asked if that explanation helped to clarify his concerns and that more on the subject is further down on the agenda.
- REPORTS: Reports were given by Fire Dept., SCWEMS, Water Dept., Zoning, Public Works Dept., HCJPB, Park Board, Cemetery Board, Juvenile Services and CCEDB.
- Fire Dept.: Chef Sherwood updated the Council on the energy grant progress and that the items are about completed at the fire hall. He said the Ramsey funeral would be at the fire hall on November 23rd at 11:00am.
- SCWEMS: Representative Sikes was unable to attend the meeting. Chef Sherwood told the council that they had been busy with calls for the month. Mayor Irene told the Council he had asked to be placed on their agenda for the November meeting to discuss their Joint Powers agreement.
- Water: Water Superintendent Eastman was unable to attend the meeting. The Mayor told the Council that the town is running on artesian flow.
- Zoning: Nothing reported.
- Public Works: The Mayor said that Gary Martinez has been offered the Public Works Directors position and he will be starting November 25th.
- HCJPB: Representative Hobbs said the Board approved bills in the amount of \$18,588.25. There will be a vote at the next Board meeting on the closure date of the landfill. Bill Sherwood requested an invoice from the Board with a name and address for reimbursement.
- Park Board: Nothing reported.
- Cemetery Board: The Carbon County Museum Board would like to discuss some projects at the cemetery with the Cemetery Board.
- Juvenile Services: Nothing reported.
- CCEDB: The Mayor told the Council the Board toured the Carbon County Mercantile during their meeting. Discussion was held on the need for a rail siting with access to the highway system in the county. Medicine Bow has a switch access and they will be checking if it is possible to use it. They can when submit grants to develop the switch.

TREASURER'S REPORT: Treasurer Crane told the Council that there were corrections to the September Treasurer Report. **Cm. Jones motioned to approve the corrected 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 Absent, motion carried. Crane recommended approving the October Treasurer Report. **Cm. Hobbs motioned to approve the October Treasurer's Report;** Cm. Jones seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried.

BILLS TO BE PAID: Treasurer Crane recommended approving the bills to be ratified and paid in the amount of \$18,063.37. **Cm. Hobbs motioned to approve the bills to be ratified and paid in the amount of \$18,063.37;** Cm. Meyer seconded the motion, Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried.

- **See attached list.**

CORRESPONDENCE: LCLP, Casper College, WAM, City of Rawlins, Sinclair Refining Company, Sinclair Refining Company, Office of the Governor. The Council received an invitation to the Open House of the Carbon County Youth Crisis Center Nov. 21st in Rawlins.

OLD BUSINESS: Specific Purpose Water Project: Gary Steele updated the Council on the water project. The transmission line preliminary plans are complete and the connection and road details are being finalized. The Bureau of Reclamation said there are no permits needed for the river crossing because it meets requirements for General Permit. He will ask the Council for a motion to go to bid next meeting. Mr. Steele asked if the Town would be interested in the contractor chipping the smaller trees they remove and stock piling for use by the residents. The Council felt that was a good idea and request the large trees be removed by the contractor. There is a circuit board issue with the heating system and he has contacted the manufacturer to discuss a solution. To replace the circuit board could cost up to \$1,200.00. Other options would be to install a conventional hot water heater for boiler circulation. They will be modifying the solar bee electrical box and moving it from the top of the tank to the bottom for better ease of reading and resetting. Mr. Steele discussed metering that could help with gas removal along with water temperature and chlorination problems and solutions they are researching. Ken Casner asked about the cost of fixing the problems at the tanks and if the money would come from the remaining Specific Purpose funds. Mr. Steele said that correction of some of these problems was figured into the estimated costs of the redundant water line and that other problems that have been encountered are from the original installation at the tanks that would be fixed. Mr. Casner also asked about putting the redundant waterline portion out to bid. The Mayor said that this is an ongoing water project with the Specific Purpose monies and PMPC is the engineer on this project.

CCOG 5th Penny Tax: The Mayor told the Council that there has been considerable conversation throughout the county on taking the 5th Penny Tax off the ballot. He explained that CCCOG intent was to get public input about the issue. There is a substantial cost for the informational materials along with the man hours needed to explain the need for this tax to voters. That cost will need to be shared by the county and communities. This tax has been in place for over 30 years and it is a tax that is mainly funded by visitors to the county. It is distributed back to the communities' general fund for operational costs. CCCOG ask the communities to read an ordinance requesting the Commissioners to exercise their right to just keep the tax in place and not put it on the ballot. The intent was that with the 3 readings required to pass an ordinance it would give residents the opportunity to either accept or oppose the ordinance. This was met with considerable opposition by residents of the county not to have a choice to vote on the tax. Because of this the Mayor asked for a motion to rescind the Councils previous motion to support the ordinance to take the 5th Penny Tax off the ballot. **Cm. Meyer made a motion to rescind the motion in support of the ordinance to take the 5th Penny Tax off the ballot;** Cm. Jones seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried. Ken Casner read a letter to the Council voicing his opposition of the 5th Penny Tax being taken off the ballot and requested the Mayor present this letter to CCCOG.

Community Center Feasibility Study: The Council received the Feasibility Study

results. The study showed that the construction costs of the proposed community center were too expensive. The Council felt that more information is needed and that different options needed to be explored. The committee is going to work on other options and present those in public meetings and with mailings to the residents of town and the surrounding areas.

NEW BUSINESS:

Community Christmas Decoration: The town decorating will take place November 16th at 9:00 am.

WAM Voting Delegate: At this time no one will be attending the WAM convention.

LGLP Ballot: **Cm. Jones made a motion to vote for Linda Ann Smith for the “at large” LCLP board position;** Cm. Hobbs seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried.

Surplus Town Equipment: **Cm. Hobbs made a motion to declare the old Public Works pickup and the old garbage truck surplus;** Cm. Meyer seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried. **Cm. Meyer made a motion to put the surplus trucks out for sealed bids;** Cm. Jones seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried.

HCJPB Discussion: **Cm. Jones made a motion to support the June 2015 closure date of the landfill;** Cm. Meyer seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried. Mayor Irene resigned his temporary representative position on the board. **Cm. Hobbs made a motion to accept Mayor Irene’s resignation from the HCJPB;** Cm. Meyer seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Abstain, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Absent, motion carried. Mayor Irene reappointed Joe Grillo to fill the position of the Town’s HCJPB representative.

ADJOURNMENT:

There being no further business to come before the Council, **Cm. Jones made a motion to adjourn the meeting at 8:00 P.M.;** Cm. Meyer seconded the motion, all Council Members voting Aye none Opposed.

Clerk

Mayor