

**RECORD OF PROCEEDINGS**  
**REGULAR MEETING OF THE ELK MOUNTAIN TOWN COUNCIL WAS HELD MONDAY, JUNE 13, 2016 IN**  
**THE TOWN HALL COMPLEX**

CALL TO ORDER: Mayor Irene called the meeting to order at 6:30P.M.

ROLL CALL: Council Members present at roll call:

Cm. Angie Hobbs

Cm. Robert Meyer

Cm. Joseph Grillo

Cm. John Page

Also Present: Linda Crane, Clerk/Treasurer, Pat Eastman, Water Superintendent, Rory Neuman, Public Works

CITIZENS/VISITORS: Al Santilli, Linda Edmonds

APPROVE AGENDA: **Cm. Meyer made a motion to approve the agenda;** Cm. Hobbs seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

APPROVE MINUTES: Mayor Irene asked for approval of the May 9, 2016 Regular Meeting Minutes. **Cm. Grillo made a motion to approve the May 9, 2016 Regular Meeting Minutes;** Cm. Hobbs seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

CITIZENS ADDRESSING THE COUNCIL:

Al Santilli commended Public Works Director Neuman for the work he did on the river bank to stop the eroding behind the pilings. He also mentioned that Jack Oleson's property was seeing some erosion from the river. Joyce Menke stopped in after the Carbon County Library Board meeting and discussed how the Library Boards' budget and public meeting went.

REPORTS:

Fire Dept., SCWEMS, Water Dept., Zoning, Public Works Dept., HCJPB, Park Board, Cemetery Board, Museum Board, Juvenile Services, CCEDB, CCVC, CCCOG, LEPC, Bridge Update

Fire Dept.: Cm. Meyer reported to the Council that the department has responded to 9 incidents including a fire call to Hanna and calls to the interstate and Highway 30 for vehicle accidents. 6 firemen attended live fire training. The Clerk ask for clarification on the equipment the fire department owns for insurance purposes and if the department had disposed of any equipment in the last year to remove from the insurance policy.

SCWEMS: Clerk Crane told the Council that Board Member Sikes sent an email discussing topics covered at the last meeting. They included employee retention, moral, the assistant ambulance director position and the part time position. Each board member was ask to bring ideas to the next meeting on ways to improve moral. The Assistant Ambulance Director position was been a point of contention as to duties performed. It was requested the secretary send a letter to the assistant and request he attend the next board meeting so they can discuss duties of the position. No action was taken on the position until the position can be discussed. Chairman Ken Drain and Vice Chair Mike Farver were thanked for their service on the board. Jeb Steward will be replacing Drain as the Encampment representative and no one has been appointed for the Saratoga position.

Water Department: Water Superintendent Eastman told the Council that Rural Water is addressing the lead problem brought to light with the Flint Michigan incident. They will be showing homeowners how to draw and test for lead. With the tiered system they are implementing it would be next to impossible to know what type of solder was used in the majority of homes in town. Since this can't be certified to fall into one of the tiers the report would have to be shown as "other". The storm we had earlier in the week cause the GFCI to trip on the chlorine system causing no chlorine to be dispensed into the water system at that time. Michelle Christopher from Baggs is the new WARWS circuit rider. She stopped to introduce herself to Eastman and Neuman. Eastman ask what the plan was when Neuman receives his water certification. The Mayor said that Pat has been looking to retire so he would continue to use Karen Heath as the towns back up so Pat could retire. Mayor Irene thanked Eastman for all he's done to keep our water system running and the town compliant; it has been a big job. Crane reminded the Council and interested parties that the Specific Purpose Tax Dinner is June 29<sup>th</sup> at 6:00PM at Mike's Big City Grill.

Zoning: Clerk Crane said that WyDot requested a building permit for the house they are putting in on Bridge Street. There was a discussion on the need for a permit for

homeowners to building a fence. It is not necessary to get a permit but there are regulations when building a fence in the code book.

Public Works: Public Works Director Rory Neuman told the Council that the new gateway collector is functional and we are receiving readings from the meters but are still encountering some that are problematic. He is trying to get some replacement meters and in that process he found out that the company that took over our original installation was suppose to upgrade our equipment with the takeover. This was never done and the company really has no idea on the hardware side that we exist in their system. The damaged dumpsters have been removed to recycling. Neuman has been working on pothole repairs. He told the Council he had contacted the company that put in the water tank to see when they are coming to fix a pipe in one of the tanks. He was told we are on the list. Eastman said he would call the company to see if he can expedite it. Neuman will start fogging in the evening for mosquitoes around 7:00PM. Neuman dispensed briquette in the standing water along the slough to kill larvae. These briquettes are safe for humans, animals and aquatic life. The aerial spraying is scheduled for June 24<sup>th</sup>, July 1<sup>st</sup>, and July 18<sup>th</sup>. They plan to spray in the evening for a better kill rate. The Mayor ask about the quote to replace the clutch in the dump truck. With the library project moving along the Mayor told Neuman he needed to start clear out the Public Works Building. He also said he had purchased the new heater for the town hall office. The town rip rap that was placed in the river by Dietzler came in at lower price and they used less than first thought.

HCJPB: Representative Grillo told the Council the difference in the preliminary budget numbers was a \$40,000.00 transfer that needed to be made from the closure fund to the engineering fund used for the closure process. The Board paid bills in the amount of \$14,025.06. The Board saw an increase in health insurance premiums for their employee but because of a savings of \$5,000.00 on tires for the loader in maintenance this offset the that increase in the budget. Election of officers was held with Leonard Gonzales as Chairman, Toby Smith- Vice Chair, Marcia Beals-Treasurer and Joe Grillo Secretary. The next DEQ, SWPWY Engineering and JPB workshop meeting will be a teleconference on August 18<sup>th</sup> at 10:00. Representative Grillo said good dialog has come from the meetings so far. The group is thinking outside the box for solutions to the landfill situation. There has been talk of consolidation of services, a single haul truck operated by the JPB and a shared packer truck for the 3 communities. Another suggestion was to purchase Elk Mountain's trash truck to use between the 3 communities. Grillo said these are all considerations that merit further investigations. He said good news has come out of the soil sample testing. The soil on site is okay to use for closure. However, the frost protection depth of the proposed cap will have to increase by about one foot. Overall though, estimated closure costs are down about 1/3 from original cost estimates. They also found verification that there are fewer acres to close. Paperwork shows that 1.7 acres have already been accepted as closed. These findings could make the closure closer to \$650K instead of a \$1M. The IRS says the JPB is entitled to a refund and after finding no discrepancies on the JPB end they will request the refund.

Park Board: The Park Board had a light turn out for the clean-up on the 11<sup>th</sup>. They are working on putting in pathways and sprinklers around the area in the front of the pavilion. Their next meeting is June 14<sup>th</sup> at 6:00PM.

Cemetery Board: Cm. Hobbs said that Linda Runyan has asked some girls to document the graves at the cemetery. No report from the board.

Museum Board: The Museum Board had their meeting June 9<sup>th</sup>. The summer operating hours are going well. Bill Jones installed the museum signs. The CCSD#2 Recreation Board will be announcing their grant awards for the upcoming year soon. The museum board has an application in for consideration. The museum received a \$4,000.00 donation from the CCVC on June 15<sup>th</sup>. They are looking at ways to use these funds that could benefit the community. They have also received a donation from Peter Thieriot. They have added some outdoor exhibits from an anonymous donor. The board has an upcoming training being offered by the Carbon County Museum June 30<sup>th</sup>.

Juvenile Services: No Report

CCEDB: No Report

CCVC: The Council will be giving donation to all the county museums in the next few weeks. They will present to the museum here on the 15<sup>th</sup>. The monthly meeting will be held at the Elk Mountain Fire Hall with a budget hearing.

CCCOG: Mayor Irene was unable to attend the meeting. He was elected Vice Chair for the upcoming year.

LEPC: The town received a notice that to receive FEMA disaster grant monies you must participate in the Threats and Hazards Identification and Risk Assessment (THIRA) process. They are planning to accomplish this at the July 14th and August 11th meetings. The THIRA will be due September 1<sup>st</sup>.

Region VI: No Report

Bridge Update: There was discussion on the sewer repairs needed when Dietzler returns and that they will place the remaining rip rap and tie up loose ends. The electrical contractor needs to work out some details with CP&L in order to complete the power set-up to the bridge. Striping was mentioned so people knew it was a 2 lane bridge now. The Mayor said it was requested not to put stripes on the deck. WyDot will be putting in a water sewer and line to the new house on Bridge and since there are plans to do a second house, it was mentioned we should check with them to see if they wanted to stub in another service before the paving goes in for the road.

Flood Plan: The Mayor reviewed the flood plan and a basic emergency plan and placed contact people. Joe Grillo will be responsible for notification of the seniors in the community and finding help for them if needed, Fire Chief Ryan Lewis will be in charge of coordinating the areas of need for fire, EMS and first responders. John Page will take care of Public Relations and heavy equipment.

**TREASURER'S REPORT:** Treasurer Crane ask for approval of the May Treasurer's Report. **Cm. Hobbs made a motion to approve the May Treasure's Report;** Cm. Page seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

**BILLS TO BE PAID:** Treasurer Crane recommended ratifying and approving bills to be paid from May 10, 2016 thru June 13, 2016 in the amount of \$21,201.15. **Cm. Grillo motioned to ratify and pay the bills from May 10<sup>th</sup> thru June 13<sup>th</sup> in the amount of \$21,201.15;** Cm. Meyer seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

**CORRESPONDENCE:** WDEQ, Elk Mountain Hotel, Judy Christopherson, Capital Business System, Inc. The Elk Mountain Hotel's letter was read to the Council and audience concerning the comments from the liquor license hearing. Susan Havers stated she would amend the liquor serving hours to suit the purpose of the liquor commission's inspections. The Council reviewed the letter sent by Judy Christopherson pertaining to the animal ordinance. She addressed the part of the ordinance, 5-3-17 WORKING DOGS AND DOGS UNDER VOICE, WHISTLE, OR BODY COMMAND. The dogs she has observed appear to be violating this and several other ordinances. The ordinance says a dog can be off leash if it remains docile, within 20 feet of owner and off private property at all and it is unlawful for an owner to allow his/her animal to be at large. When they walk their dogs on a leash they are approached by other dogs that are clearly not within 20 feet of their owner nor answering to voice command. In researching other town's animal ordinances she could not find a community with such an ordinance. Christopherson also stated Section 5-3-3 JURISDICTION-ADMINISTRATION: Part A that talks about the mayor and council's responsibility for regulating animals within the corporate limits of the town and all of the other responsibilities of the ordinance. She was not sure how the governing body was going to do this but it is their responsibility. She believes if it is perfectly fine to allow your dog to run off leash in Elk Mountain that is exactly what their owner's chose to do. She asks that the council revisit the portion of the ordinance that allows dogs to run off leash. The Council discussed her concerns and Council and audience members voiced their own concerns on legality and liability. It was suggested to talk to LGLP about town liability pertaining to animals. The Mayor and Council said they could understand her concerns and appreciated her bringing it to the Council. The Mayor ask that a review of the animal ordinance be placed on the agenda next month. Clerk Crane said she would forward a copy of the ordinance to the council so they had time to review prior to the meeting. Capital Business System gave a quote to furnish a printer and service to the town hall. After a discussion of pricing it was decided it would be better to purchase one when needed instead of lease.

**OLD BUSINESS:** Community Center/Phase 1 Update: The town received 3 competitive bids for a pole building to be used as the Public Works shop. Western Star-\$32,036.00, Cleary Buildings-\$41,681.00, Hansen Buildings-\$32,348.00. After a discussion of the comparables **Cm. Hobbs made a motion to accept the bid from Western Star with the addition of a wind load design increase of 105;** Cm. Page seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried. Clerk Crane said she had contacted Patricia

Westerholm at the State Fire Marshalls Office about a Plan Review for the electrical on the building.

Reed Brannon received notice that the Suzanne and Walter Scott Foundation, The David Scott Foundation, The Amy L. Scott Foundation, The Parker Family Foundation and The Dixon Family Foundation have pledged a challenge grant of \$150,000.00 to renovate the new library. The grant will be paid once the balance of the funds required to build the new library are raised. He wanted the Council to know that another large request is in the works and then a community-wide fund drive will be launched to give everyone the opportunity to participate in this project. Brannon also wanted to thank Willis Williams who took the request to the Scott Family Foundation on the Library Committee's behalf.

3<sup>rd</sup> Reading of FY 2016-17 Budget: Clerk Crane told the Council she had made a change in the budget that broke out the Mayor contingency line item from the general fund numbers and made the changes in the Fire Department line items. **Cm. Page made a motion to approve the FY 2016-17 Budget with the amendments on 3<sup>rd</sup> reading;** Cm. Meyer seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

NEW BUSINESS:

Approval of SCWEMS Representative: Mayor Irene reappointed Melisa Sikes to the South Central Wyoming EMS JPB as the town's representative.

Trash Rate Discussion: The Mayor had handouts for the Council with talking points on the town's trash rates. It showed current estimated hauling, tonnage per year, our HCJPB membership per year, fuel costs and driver wages. The Mayor compared these costs to a Laramie option including tipping, wages, fuel and a truck replacement fund. The Mayor is suggesting an future increase of \$5.00 per month to the pickup charges for all except out of town clients at this time. No action was taken at this time.

Special Meeting FY 2015-16 Budget Amendment: Treasurer Crane told the Council there would be a need to amend the FY 15-16 Budget. A special meeting was set for June 21<sup>st</sup> at 6:00PM.

Propane Contract: The proposed contracts from Blakeman Propane and Frenchman Valley Propane were discussed. **Cm. Grillo made a motion to accept the bid from Blakeman;** Cm. Meyer seconded the motion; Council Poll; Cm. Grillo Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried.

EXECUTIVE SESSION: No executive session needed.

ADJOURNMENT: There being no further business to come before the Council, **Cm. Page made a motion to adjourn the meeting at 9:35PM;** Cm. Hobbs seconded the motion, all Council Members present voting Aye none Opposed.

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Clerk

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Mayor