

Wheatland, Wyoming
May 8, 2017

RECORD OF PROCEEDINGS
FOR THE GOVERNING BODY OF THE
TOWN OF WHEATLAND

A regular meeting of the Town Council for the Town of Wheatland, Platte County, and State of Wyoming was held in the Council Chambers of Town Hall on May 8, 2017 pursuant to the law.

Mayor Fabian called the meeting to order at 7:00 PM.

The following were present at roll call: Councilmen Graves, Ashenhurst, Madsen and Britz. Town Clerk/Treasurer Doug Wiggins, Deputy Clerk Candy Wright and Town Attorney Doug Weaver were also present.

Mayor Fabian led the Pledge of Allegiance.

Mayor Fabian asked for additions or corrections to the agenda. Deputy Clerk Wright requested airport contracts and water/wastewater investments be added under new business. Mayor Fabian presented the amended agenda to the Council. Councilman Graves motioned and seconded by Councilman Britz to accept the agenda as amended. Motion passed 4-0.

Mayor Fabian presented the consent agenda to Council for approval. The consent agenda consists of the minutes, financial report, vouchers, and department head reports. Councilman Madsen motioned and seconded by Councilman Graves to accept the consent agenda as presented. Discussion was held on the Transfer Station report and on the Cash Summary report. Chief Chesser addressed questions on the alcohol/tobacco grant. Discussion was held on purchasing land for the airport and Attorney Weaver addressed questions on the WAMPA report. The roll-off truck and roll-offs will be in Wheatland by the end of the week. An ad will be placed in the newspaper with the locations of the roll-offs and reminding residents of green waste only. Keith Geis is assisting the Town with roll-off sponsorships. Mayor Fabian called for a vote on the motion to approve the consent agenda. Motion passed 4-0. All reports will be placed on record and available for review.

April vouchers approved by Council are as follows: 307 TECHNOLOGIES-1,403.80, 4 RIVERS EQUIPMENT-128.37, AIRGAS-192.93, ALBERTSONS/SAFEWAY INC-69.51, ALEXANDER CONSTRUCTION-1,589.79, ALLEN'S PARTS SUPPLY-100.47, ALSCO-119.00, ALTEC INC-707.86, APEX EQUIPMENT-22,597.90, ASHENHURST, THANE-150.00, AVI PC-479.50, BIRCH-1,834.54, BLACK HILLS ENERGY-1,785.39, BLOEDORN LUMBER-520.56, BRANDON GRAVES-150.00, BRITZ, WILLIAM - 150.00, CATERPILLAR FINANCIAL SVC-32,812.50, CENTURYLINK-182.76, CITY OF TORRINGTON-705.24, CODY HOTLINE SCHOOL-250.00, CONSOLIDATED MFG. ENT-1,563.93, CONTRACTORS MATERIAL INC-216.00, CPS DISTRIBUTORS-182.20, CRA PAYMENT CENTER-229.24, CRESCENT ELECTRIC-1,183.18, DANA KEPNER - 4,512.30, DBT TRANSPORTATION SERVICES LLC - 1,667.44, DOBY, HERB-975.00, DOUBLE D CLEANING-325.00, DRUBE'S SUPPLY-895.68, ELECTRICAL SYSTEMS CONSULTANTS - 6,652.00, ENERGY LABS, INC -132.00, FABIAN, JOE-750.00, FAIRBANKS SCALES - 705.00, FARIS MACHINERY - 240.34, FAT BOYS TIRE/REPAIR - 45.00,

FERNANDEZ, ALEX -127.00, FIRED UP 1,243.60, FIRST BANKCARD - 1,501.26, FIRST STATE BANK - 67,850.00, FLOYD'S - 180.42, FRENCHMAN VALLEY COOP - 1,483.51, FUTURUM TECHNOLOGIES - 3,432.99, GDA ENGINEERS - 46,141.04, H & H CONCRETE - 7,481.00, HAYES,EUGENE -1,429.64, HEIMSOTH, TRAVIS - 750.00, HERDT, RUTH-200.00, IDEAL-101.90, INTERMOUNTAIN SALES OF DENVER-4,307.00, JOHN DEERE FINANCIAL-182.36, KOIS BROTHERS EQUIPMENT-1,000.50, KRIZ-DAVIS CO-649.71,KYCN RADIO-200.00,LAMBERT, MICHALE-200.00, LARAMIE PEAK MOTORS-36.38, LOCK TRUCKING CO-33.90, LONG'S TREE SPRAYING SERVICE-850.00, MADSEN, ALAN-150.00, MERITAIN HEALTH-28,431.15, NEXGEN MUNIPAL INC-44,803.00, NORTHERN CO FRIENDS OF FERALS-2,240.00, OLD TREE DESIGN-313.34, ONE CALL OF WYOMING-54.00, O'REILLY AUTOMOTIVE INC-50.26, PITNEY BOWES-500.00, RECORD TIMES & PC MERCHANT-2,407.61, RESPOND FIRST AID SYSTEMS-1,355.00, SHOPKO DEPT- 186.47, SIMPLY CREATIVE-157.97, SOIL SURGEON-2,669.88, SPARKLETTS & SIERRA SPRINGS-112.40, SPECIAL OLYMPICS WY-500.00,STATE OF WY-14,776.06, STEIL SURVEYING SERVICES-1,610.00, STEVENSON, TERRY-200.00, STREETS, MARK-500.00, T W ENTERPRISES-329.95, T.C. EDWARDS-6,941.15, TERMINIX-108.00, THE TIRE SHOP-1,654.88,TOWN TREASURER-6.65, TOWN TREASURER-1,119.61, TRANSUNION RISK AND ALTERNATIVE-25.00, TRIHYDRO CORPORATION-2,188.08, TRUGREEN,7,535.15, VERIZON WIRELESS-436.33, VYVE-137.58, WATCHGUARD VIDEO-14,460.00, WATERWORKS INDUSTRIES-487.35, WESCO RECEIVABLES CORP-180.00, WESTERN UNITED ELECT SUPPLY-,18,835.19, WESTER-WETSTEIN & ASSOC-6,396.34, WESTER-WETSTEIN & ASSOC-8,280.20, WHEATLAND AUTOMOTIVE-1,180.36, WHEATLAND FIRE DEPT FOUNDATION-546.00, WHEATLAND R.E.A.-6,029.86, WY DEPT OF WORK FORCE SVC-2,418.00,WY MACHINERY CO-144.28,WY MUNICIPAL POWER-211,505.19, WY RETIREMENT SYSTEM-450.00, WY WIRELESS INTERNET-8,732.99, WY WORKERS COMPENSATION-235.52, WYOMING.COM-20.00, XEROX CORP-705.91; Payroll-\$164,692.08; Total Vouchers & Payroll-\$792,385.43

Mayor Fabian called Alex Fernandez to the front of the Council Chambers to receive his Oath of Office. The Town welcomes Alex as a new police officer.

Mayor Fabian declared, by proclamation, the week of May 7-13, 2017 as both National Tourism Week and Municipal Clerks Week. The proclamations follow in their entirety:

Proclamation National Tourism Week
May 7-13, 2017

WHEREAS, tourism is Wyoming's 2nd largest industry; and

WHEREAS, Wyoming welcomed 8.6 million overnight visitors and travelers to and within Wyoming spent \$3.2 billion in 2016, generating \$170 million in taxes and supported over 31,500 jobs; and

WHEREAS, the governing body of Wheatland, Wyoming recognizes the importance of tourism to the town and its businesses; and

WHEREAS, tourism contributes to visitors' experiences and adds to Wyoming's presence around the world; and

WHEREAS, Wyoming businesses can strengthen business relationships, reward performance and educate employees and customers by hosting meetings and events that bring new people to Wyoming or encourage residents to visit another part of the state; and

WHEREAS, Wyoming people can enhance visitor experience by welcoming those who travel with sincerity and enthusiasm; and

WHEREAS, whether business or recreational, travel showcases Wyoming is an economic catalyst.

NOW THEREFORE, I, Joseph Fabian do hereby proclaim May 7 – 13, 2017 as National Travel and Tourism Week in Wheatland, Wyoming and urge the citizens of Wheatland, Wyoming to join me in this special observance with appropriate events and commemorations

IN WITNESS WHEREOF, I have hereunto set my hand and cause to be affixed the official seal of the Town of Wheatland this 8th of May 2017. S/N: Mayor Joseph Fabian

Proclamation Municipal Clerks Week
May 7 - 13, 2017

WHEREAS, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

WHEREAS, The Office of the Municipal Clerk is the oldest among public servants, and

WHEREAS, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

WHEREAS, The Municipal Clerk serves as the information center on functions of local government and community.

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

WHEREAS, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, I, Joseph Fabian, Mayor of the Town of Wheatland, do recognize the week of May 7 - May 13, 2017, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerks, Doug Wiggins and Candy Wright and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent. Dated this 8th day of May, 2017.

Attest: S/N: Clerk Doug Wiggins

Mayor Fabian appointed Bob Seidel, Blinky Byers, Dennis Fischer, Steve Polluck, Jeff Brown and Tom Bramlet to the Miniature Golf Committee.

Mayor Fabian introduced Merlin Hitt as the new Executive Director for Platte County Economic Development.

Kit Armour from the Platte County Chamber of Commerce reported that additional funds were found for the Town's Beautification projects. Two new businesses opened up in Wheatland and the next chamber mixer will be at the Transfer Station in June.

UNFINISHED BUSINESS: Ordinance 808 was presented for second reading. A revision to the original ordinance was presented to Council. Discussion was held on the wording of the ordinance. Tim Weaver, Michele McGuire and Mike Grant were on hand to speak against the ordinance. Linda Fabian, Joannie McKee, Susan Bednasek and Dan Brecht spoke in favor of the ordinance. Discussion was held on federal and state requirements. Councilman Britz motioned seconded by Councilman Ashenhurst to approve Ordinance 808 with revisions. Motion passed 3-1 with Councilman Graves voting no. Ordinance 808 follows in title only:

AN ORDINANCE CREATING A WHEATLAND HISTORIC PRESERVATION COMMISSION TO IMPLEMENT THE CERTIFIED LOCAL GOVERNMENT (CLG) PROGRAM ON BEHALF OF THE WYOMING STATE HISTORIC PRESERVATION OFFICE.

Mayor Fabian presented, for seconded reading, Ordinance 809 adopting the recodification of Town ordinances. No public comment was received. Councilman Graves motioned and seconded by Councilman Britz to approve Ordinance 809 as written for second reading. Motion passed 4-0. Ordinance follows in title only:

RECODIFICATION: AN ORDINANCE ADOPTING A RECODIFICATION OF THE ORDINANCES OF THE TOWN OF WHEATLAND.

NEW BUSINESS: Mayor Fabian presented a Resolution Amending the 2016-2017 Budget by \$100,000 to balance the Sanitation Fund. Councilman Madsen motioned seconded by Councilman Britz to approve the Resolution. Motion passed 4-0. Resolution follows in its entirety.

A RESOLUTION AMENDING THE 2016-2017 BUDGET BY ONE HUNDRED THOUSAND DOLLARS AND NO/100 TO BALANCE THE SANITATION FUND FROM ADDITIONAL EXPENSES TO SANITATION

WHEREAS, expenses for Sanitation will be increased in the sanitation fund by \$100,000 due to the additional expenditure for equipment at the Transfer Station;

WHEREAS, the Council for the Town of Wheatland chose to cash a certificate of deposit in the amount of \$100,000 which had been established for the Transfer Station:

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY FOR THE TOWN OF WHEATLAND AS FOLLOWS:

SANITATION FUND: Expenses for the Sanitation Department will increase the operating equipment line item by \$100,000 for the purchase of a Roll Off Truck and twelve (12) Roll Off Bins.

The Sanitation operating equipment line item will increase from \$20,000 to \$120,000.

The overall effect on the Sanitation Fund will increase from \$684,333.00 to \$784,333.00. This resolution shall take effect and be in full force at the time of its passage.

PASSED AND APPROVED this 8th day of May, 2017.

S/N: Mayor Joseph Fabian

Attest: S/N: Clerk Doug Wiggins

Mayor Fabian presented Addendum B to the engineering agreement with GDA Engineers. GDA is requesting an additional \$27,845.00 to cover the additional time required to negotiate with landowners. The original contract was for \$156,266.75. Discussion was held on contract language. No action was taken. The contract was turned over to Attorney Weaver.

Attorney Weaver presented a Contract of Sale, Contract of Lease and an Avigation & Hazard Easement for James and Victoria Taylor. Councilman Madsen confirmed that Premier Title is not benefitting from the sale so there is no need to abstain from the vote. Councilman Madsen motioned seconded by Councilman Graves to authorize Mayor Fabian to sign on behalf of the Town. Motion passed 4-0.

Mayor Fabian presented a donation request from middle school students who will be competing at National History Day. Councilman Graves motioned seconded by Councilman Madsen to allocate \$800 to the Wheatland Middle School for the four History Day students. Motion passed 4-0.

Mayor Fabian presented a request from the Platte County Fair Board to sponsor the 2017 Platte County Fair. Councilman Graves motioned seconded by Councilman Madsen to continue the Town's \$1,000 Gold Sponsor as is years past. Motion passed 4-0.

Mayor Fabian presented a Malt Beverage Permit Application for Marie Allison during the Platte County Fair July 22nd and July 29th - August 5th, 2017. Total of 8 days. Councilman Graves motioned seconded by Councilman Madsen to approve the Malt Beverage Permit with minimum fees. Motion passed 4-0.

Planner Malcolm Ervin presented a request from Rodney and Robin Nipper for a Subdivision to divide Tract 3 of the Colt Track Acres subdivision into two parcels. The request was approved by Planning and Zoning on May 4th but since it is located within one mile of town the request must also be approved by the Council. Planner Ervin discussed four conditions for the request. Councilman Britz

motioned seconded by Councilman Ashenhurst to approve the request to divide Tract 3 of the Colt Track Acres subdivision into two parcels with conditions set by Planning and Zoning. Motion passed 4-0.

Planner Ervin presented a request from Larry and Mary Therriault for a Subdivision to divide the 40-acre northern half of the Cascade Subdivision "Out-lot" into a 35 acre parcel and a 5 acre parcel. The request was approved by Planning and Zoning on May 4th but since it is located within one mile of town the request must also be approved by the Council. Planner Ervin discussed conditions for the request. Councilman Britz motioned seconded by Councilman Graves to approve the request to divide the 40-acre northern half of the Cascade Subdivision "Out-lot" into a 35 acre parcel and a 5 acre parcel with conditions set by Planning and Zoning. Motion passed 4-0.

Sean and Ashley Harris are requesting to rezone their property from Residential High-Density to Residential. Planner Ervin presented Ordinance 810 for this purpose. This rezoning request is a condition of their Special Use Permit. Discussion was held on changing the legal description to match all legal documents. Councilman Ashenhurst motioned seconded by Councilman Graves to approve Ordinance 810 on first reading. Motion passed 4-0. Planner Ervin will update the ordinance for second reading. Ordinance 810 follows in title only:

AN ORDINANCE REZONING THE WEST 105 FEET OF LOTS 41 AND 42,
GUNTER ADDITION, TOWN OF WHEATLAND.

Mayor Fabian and Clerk Wiggins requested the Council establish a water replacement fund in the amount of \$100,000 and \$27,400 be transferred into the existing wastewater replacement fund. Discussion was held on Wyoming Water Development Commission requirements and future grant requests. Councilman Madsen motioned seconded by Councilman Britz to allow a \$50,000 investment into the water replacement fund and \$14,000.00 be placed into the wastewater replacement fund with the second half of both requests to be paid out of the 2017/2018 budget. Motion passed 4-0.

With nothing further to come before Council, the meeting was adjourned at 9:06 PM. The next regular meeting of Town Council will be June 12, 2017 at 7:00 PM in Town Hall.

Joseph Fabian, Mayor

Attest:

Doug Wiggins, Town Clerk