

## RECORD OF PROCEEDINGS

### **SPECIAL HEARING ON SANITATION RATE INCREASES AUGUST 13, 2012, 6:00PM WAS HELD IN THE TOWN HALL COMPLEX**

- CALL TO ORDER:** Mayor Irene called the Special Hearing to order at 6:00pm. Council Members present were:  
Cm. Ken Casner  
Cm. Janeen Jones  
Cm. Angie Hobbs  
Also Present:  
Linda Crane, Clerk/Treasurer
- CITIZEN/VISITORS:** Reese Johnson, Al Santilli
- PROCEEDINGS:** The Mayor asked for questions or comments from the audience. Reese asked for a definition of commercial rates and how it would affect low usages commercial properties. The Mayor said low usage and seasonal commercial will be treated as residential. Clerk Crane said she had an inquiry from a business owner about the definition of the commercial rates also. Reese also asked about the water rates and if the Town would see any changes. The Mayor said with the new system the Town would wait thru this Fiscal Year and see how the expenses compared to the budgeted amounts. Questions were asked about a possibility of a shared garbage truck with Medicine Bow and its feasibility. Al asked if the sanitation account is one account and if landfill is an enterprise fund. The Mayor said the landfill is not an enterprise fund but the HCJPB dictates the fee the Town pays to the landfill. At this time the general fund is supporting a portion of those fees. The garbage collection is in the red and with the repairs to the garbage truck the Council felt the increase was necessitated. They may look at correcting the negative balance in sanitation with funds from the general fund at a later date. With no further comment the hearing adjourned at 6:25pm.

### **THE REGULAR MEETING OF THE ELK MOUNTAIN TOWN COUNCIL WAS HELD MONDAY, AUGUST 13, 2012, IN THE TOWN HALL COMPLEX**

- CALL TO ORDER:** Mayor Irene called the meeting to order at 6:30p.m. The Pledge of Allegiance was recited. Roll call was taken, Council Members present were:  
Cm. Morris Booth  
Cm. Ken Casner  
Cm. Janeen Jones  
Cm. Angie Hobbs  
Also Present:  
Linda Crane, Clerk/Treasurer, Pat Eastman, Water Superintendent, John Larsen, Public Works Director, Bill Sherwood, Fire Chief
- CITIZEN/VISITORS:** Robert Meyer, Al Santilli, Barb Pyanouski
- APPROVE AGENDA:** Mayor Irene said that Bob Johnson was unable to attend the meeting to discuss the sewer lagoon road repair and asked to move the discussion to the first item under old business. With that correction he asked to approve the amended agenda, **Cm. Hobbs made a motion to approve the amended agenda;** Cm. Booth seconded the motion; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.
- APPROVE MINUTES:** Mayor Irene asked for approval of the July 9, 2012 Regular Meeting Minutes, Cm. Casner asked for discussion on items omitted from the Natural Gas Discussion. Cm. Casner wanted the minutes to reflect that Mayor Irene did not support the Natural Gas Project. After discussion the minutes were amended to reflect that "Mayor Irene opposed the Natural Gas Project at this time because it is too expensive". **Cm. Booth made a motion to approve the minutes of the July 9, 2012 Regular Meeting Minutes as amended;** Cm. Casner seconded the motion; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.
- CITIZENS ADDRESSING THE COUNCIL:** Senator Larry Hicks addressed the Council via teleconference. He thanked Cm. Casner for bringing the Natural Gas issue to his attention. He has been researching how many communities don't have Natural Gas and the populations of these communities. He has been working on three possible solutions to help

communities with placing gas in their towns. One is a plan to emulate the Wyoming Rural Development model. This depends on an excise tax to fund cost share and in a down economy there could be resistance. The second possibility is to make funds available through the Business Ready Community Grants. This would take statutory changes to tap into those funds which could take up to a year to accomplish. His third option would have towns and counties request SLIB to put Natural Gas into the mix to fund. Senator Hicks said he is working with WBC, SLIB and the Governor's Office to explore this problem and work for a solution. Cm. Casner asked about the funds Senator Nichols said could be available December 13<sup>th</sup>. The Senator said that money would also take a statutory change to become available. Cm. Casner said the Town had figures on cost and Senator said those would be necessary for the research information. He wants to keep a line of communication open with the Town on this issue. Cm. Jones asked what roll he felt WAM could play in this. He thought any local and state government agencies have clout when they show support to the legislator for a change and they can get things moving. With no further questions or comments the Mayor thanked Senator Hicks for the information and his time to visit with the Town.

#### REPORTS:

Reports were given by Fire Dept., SCWEMS, Water Dept., Zoning, Public Works Dept., HCJPB, Park Board, and Historic Trails RC&D.

Fire Dept.: Chief Sherwood told the Council that some of the firemen attended a fire rescue training in Denver. The department was called to help Hanna with a fire in the Shirley Mountains. They have responded to four fires. He has received the parts to repair the pumper truck. After researching the insurance on the bucket truck the department is considering selling the truck since it can't be used for the intended purpose. After some discussion from the Council to keep the truck for the Public Works Department's use it was decided to research how this could be possible so that the Fire Department could see a return on the investment they made in the truck.

SCWEMS: Bill Sherwood told the Council that the ambulance has had 4 runs this month with a total of 49 this year

Water: Water Superintendent Eastman reported there is still a discrepancy in the amount of water flow at the tank versus the amount billed to consumers. He will be doing a test to measure the tanks starting August 13<sup>th</sup>. Superintendent Eastman asked that water usage fee at a residence be waived because of a leak. **Cm.**

**Casner made a motion to waive the fee on the resident with the water leak;** Cm. Booth seconded motion; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

Zoning: Nothing on zoning.

Public Works: Public Works Director Larsen asked the Council how they would like to handle disposing of the old water meters. Cm. Jones said anything sold for under \$500.00 can be sold without a sealed bid process. **Cm. Booth made a motion to sell the meters for \$499.00;** Cm. Jones seconded the motion; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried. Cm. Casner asked that the minutes reflect he felt more research was needed on disposing of the meters. Larsen said he had built side boards for the trailer to make compartments for e-waste, tires and CD waste. Larsen reported the chipper did a good job on shredding plastic bottles and milk jugs. This will help reduce the bulk going to the landfill. The trees have been cut down at the sewer lagoon and Carbon County Weed and Pest will kill the trees and the fire department will do a control burn. The fencing is complete at the lagoon. Larsen and Eastman fixed four sewer line breaks along Bridge Street. The Solar Bee mixing units will be installed August 15-16<sup>th</sup> at the water tanks. The window has been ordered and ready to pick up for the Senior Center. John has been making new street signs. Cm. Jones asked if he would cut the hedge on Veterans Street before school starts because of the visibility on the corner. He stated he needed to install the mirror on the corner. Other areas on the Town's right away were mentioned that needed the foliage cut back. John will be ordering a solar light for the Town entrance sign. The Council told John that some of the street lights needed reported to Carbon Power and Light for repair.

HCJPB: Morris Booth told the Council that PMPC has completed a site survey and analysis on the capacity left in the landfill. Their study shows the life of the landfill to be 15 more years. They are trying to get re-permitted for 7 years.

Park Board: Barb Pyanowski reported that the Park Board is planning a Labor Day Picnic. She wondered if the Town had any food or plates they could donate. The Park and Recreation Board received a \$5,000.00 grant from the CCSD#2 Rec. Board. They wanted to get with John Larsen to schedule time after Labor Day to remove the ties and sand at the Volley Ball Court so it can be leveled and a new liner installed. The Park Board asked the Mayor to appoint two new members to the board. They requested the appointment of Dawn Kenneda and Crystal Clark to the Park Board. The Mayor asked the Council to confirm the appointments of Dawn Kenneda and Crystal Clark to the Park Board. **Cm. Booth made a motion to confirm the appointments;** Cm. Casner seconded the motion; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Abstaining, Cm. Jones Aye, motion carried.

HTRC&D: Clerk Crane said she had received and returned the paperwork to dissolve the RC&D.

Cemetery Board: No one from the Cemetery Board was present.

**TREASURER'S REPORT:** Treasurer Crane explained to the Council the correction make to the June Treasurer's Report. Accounts Receivable-utility bills was added to the report to eliminated the overpayment line in the utility reporting section and balance the actual cash on hand. Crane recommended approval of the treasurer's report. **Cm. Booth motioned to approve the treasurer's report;** Cm. Jones seconded the motion, Council poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

**BILLS TO BE PAID:** Treasurer Crane presented the bills to be ratified and paid in the amount of \$50,683.11. **Cm. Jones motioned to approve the bills to be ratified and paid in the amount of \$50,683.11;** Cm. Hobbs seconded the motion, Council poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

- **See attached list.**

**CORRESPONDENCE:** Correspondence was received from Federal Reserve, CCCOG Minutes, HUB Insurance, CCED Minutes, Specific Purpose Monthly Update, Historic Trails RC&D, WAM, WAMCAT, CCSD#2 Recreation Board, CC Community Action Committee-Tripartite , Rawlins Tourism Committee

**OLD BUSINESS:** Sewer Lagoon Road Improvement: After a discussion that the landowner does not wish to have the roto-mill placed on the lagoon road **Cm. Booth made a motion to forego placing roto-mill on the sewer lagoon road;** Cm. Hobbs seconded the motion; Council poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Nay, motion carried. The landowner requested a meeting with the Public Works Director and the Mayor because he was unable to attend the meeting.

Utility Rates: There was discussion on how to precede with the rate increases and the issue was tabled until an ordinance can be written.

Recycling Update: The Mayor mentioned the segregation of the trash trailer will help with our recycling efforts.

Natural Gas Update: Discussion was held in the teleconference with Senator Hicks. No action was taken.

Consensus Funding: Clerk Crane said the paperwork has been submitted to CCCOG for the Town's request for funding. The Mayor said he had received a quote of \$171,779.00 for the new garbage truck.

WRD Community Assessment: Clerk Crane said the assessment has been scheduled for October 9-10<sup>th</sup>. She is still looking for community team members to help plan the assessment.

Resolution 12-8-13: **Cm. Jones made a motion to pass Resolution 12-8-13, a Resolution Adopting the Changes to the Town of Elk Mountain Park and Recreation Board and By-laws passed by Ordinance 12-04;** Cm. Booth seconded; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

NEW BUSINESS:

Re-designation of Unreserved Funds: There are funds allocated in the Unreserved Fund to various categories. Mayor Irene contacted the Department of Audit to see how these funds can be re-designated. It is possible to do so by resolution. The Council tabled any action until Treasurer Crane can correct that section of the report to reflect the reallocation to line items in the budget for park the and cemetery.

Fiber Optic Update: Cm. Casner visited with Jeff Faldowski, Union Telephone about getting 3G & 4G in town on a fiber optic line. Mr. Faldowski said the capability was already here. Century Link has an optic connection in the Union Building that services the school. Cindy Wallace with CCED said a private company is in the process of covering the town in eastern Carbon County in the next 6 weeks. The Council suggested that they contact Cindy to attend the next council meeting to update them on the Fiber Optic Projects in our area.

ADJOURNMENT:

There being no further business to come before the council, **Cm. Jones made a motion to adjourn the meeting at 9:25 P.M.;** Council poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye motion carried.

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Clerk

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Mayor