

RECORD OF PROCEEDINGS

THE REGULAR MEETING OF THE ELK MOUNTAIN TOWN COUNCIL WAS HELD MONDAY, AUGUST 12, 2013 IN THE TOWN HALL COMPLEX

- CALL TO ORDER: Mayor Irene called the meeting to order at 6:36p.m. Pledge of Allegiance was recited.
Council Members present at roll call:
Cm. Angie Hobbs
Cm. Janeen Jones
Cm. John Page
Absent Cm. Robert Meyer
Also Present: Linda Crane, Clerk/Treasurer, John Larsen, Public Works Director, Pat Eastman, Water Superintendent,
- CITIZEN/VISITORS: Robert Johnson, Reese Johnson, Paul Kissinger, Gary Steele, Danette Toth, Tom Toth, Kathy Hahn
- APPROVE AGENDA: Mayor Irene added the addition of discussion of the sewer project to old business. **Cm. Hobbs made a motion to approve the agenda as amended;** Cm. Page seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried.
- APPROVE MINUTES: Mayor Irene asked for approval of the Regular Meeting Minutes June 10, 2013 and Special Meeting Minutes June 3, 6, 26, 2013 and Regular Meeting Minutes July 8, 2013. **Cm. Hobbs made a motion to approve the June 3rd meeting minutes;** Cm. Page seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried. **Cm. Page made a motion to approve the June 6th meeting minutes;** Cm. Hobbs seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Abstained, Cm. Meyer Absent, Cm. Page Aye, motion carried. **Cm. Hobbs made a motion to approve the June 10th meeting minutes;** Cm. Jones seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried. **Cm. Page made a motion to approve the June 26th meeting minutes;** Cm. Jones seconded the motion; Council Poll; Cm. Hobbs Abstained, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried. **Cm. Jones made a motion to approve the July 8th meeting minutes;** Cm. Hobbs seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Abstained, motion carried.
- CITIZENS ADDRESSING THE COUNCIL: Reese Johnson addressed the Council on the topic of the Medicine Bow Fuel and Power, LLC's request for proposed changes in construction schedule and socioeconomic study. She provided information of how DKRW/MBFP has handled the permitting process over the years and the items they have now submitted to the ISC. She requested that the town submit comments prior to the August 30th deadline on changes and requests made by DKRW/MBFP. One concern was the request for an opened ended permit DKRW/MBFP was suggesting the ISC consider on their schedule for a start date. She said this could lead to the same situation the state now faces with the Two Elk Project. The Town of Elk Mountain does not have party status for this permit and will most likely be precluded from discussion and so she suggested that comments be copied to the Board of Carbon County Commissioners who may represent commenter's through their party status. **Cm. Jones made a motion to make official comment opposing DKRW/MBFP request for flexible permit consideration and proposed changes to their project and cc the Carbon County Commissioner with our comments;** Cm. Page seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried. Mayor Irene mentioned that he had visited with members of the previous CC Commissioners about requesting party status since it will affect the community. After discussion it was decided to contact the Town Attorney and the ISC on how to proceed with that request.
- 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.: John Larsen told the Council the department responded to a fire in Aspen Highlands and had assisted the EMS in some calls this month.
SCWEMS: John Larsen told the Council the ambulance service responded to 10

calls the month of July.

Water: Water Superintendent Pat Eastman told the Council that things were running normally at the tanks. He has been running the pumps at night to fill the tanks. He talked with Energy Labs about changing the time of year the town should test the water. He would like to test in December when the water has a longer resident storage time.

Zoning: Nothing to Report

Public Works: Public Works Director Larsen reported the new garbage truck arrived. He has had to make some modifications to help pick up the dumpster. He has completed the shed at the sewer lagoon. Larsen asked the Council if he was to install speed limit signs coming down Bar Hill. Since the road is in the town limits and the town would like to see 20 mph signage it is the towns responsible to install them.

HCJPB: Representative Irene said the Board is looking into reinvestment funds for a better interest rate on their money. The Board discussed purchases for the landfill and disposal of batteries. The landfill has \$653,008.73 in investments and accounts and \$5,465.41 was approved on to pay bills. Morgan Irene will be one of the new representatives on the Board replacing Joseph Grillo.

Park Board: Paul Kissinger told the Council that Paul and Crystal Clark have been working on the sprinkler system at the park. They also replaced the floor in one of the rooms in the cabin. Don Ljungblad replaced one of the windows in the cabin. These improvements will make storage of park and recreation equipment easier. The Board is making plans for the annual Labor Day Picnic which will include a parade, picnic, kid's games and a horseshoe tournament.

Cemetery Board: Nothing to report

Juvenile Services: Nothing to report

CCEDB: Nothing to report

TREASURER'S REPORT: Treasurer Crane explained the funds from the CCSD#2 Recreation Grant had been received and in order to close out FY12-13 these funds needed added to the budget. This changed the treasurer's report from June. She recommended approving the corrected June treasurers report. **Cm. Hobbs motioned to approve the corrected June Treasurer's Report;** Cm. Jones seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried. Treasurer Crane recommended the approval of the July Treasurers Report. **Cm. Page made a motion to approve the July Treasurer Report;** Cm. Hobbs seconded the motion; Council Poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried.

BILLS TO BE PAID: Treasurer Crane presented the bills to be ratified and paid in the amount of \$43,450.00. **Cm. Hobbs motioned to approve the bills to be ratified and paid in the amount of \$43,450.00;** Cm. Jones seconded the motion, Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Absent, Cm. Page Aye, motion carried.

- **See attached list.**

CORRESPONDENCE: Correspondence: Specific Purpose Tax JPB Minutes, US BANK, Federal Reserve, Black Hills Power, Inc., Joe Grillo, Carbon County Clerk, Allen Insurance/Acord Insurance, WAMCAT, State of Wyoming Dept. of Audit, Wyoming Tires to Fuel, LLC., WAM, HUB Insurance, City of Douglas Transfer Station, 2014 RFP Energy Lease Program, CCEDB, Elk Mountain Hotel, CC Emergency Management, Minutes from HCJPB and CCCOG. Clerk Crane explained there was a problem with Erin Kennedy's bond that was rectified with a cancelation notice.

Cm. Meyer and Fire Chief Bill Sherwood joined the meeting.

OLD BUSINESS: Specific Purpose Water Project: Gary Steele, PMPC addressed the Council on the redundant water line. He showed them the path that has been laid out that addresses the goals of the redundant line across the river and the redundancy to the north side of town. They have the research done on the easements for the property owners. The easements have been submitted to the town's attorney for review and he presented the Council with copies. The Town will need to approve the easements and then start the negotiation process. The Mayor asked that PMPC looks into the easement language to include all types of utilities and not limited. Tom and Danette Toth were present and asked questions about some of the

considerations attached to their property and the time frame of the project. At this point the considerations to the landowners are estimated at \$34,000.00 which is eligible under the Specific Purpose Tax. The Council wants to move forward with the easement negotiation phase and felt that no motion necessary to proceed. Gary said they estimate the project in the range of \$800,000.00.

Gary has had correspondence with the company that the Town purchased the tablet chlorination system from. They are still taking the position that the systems inability to work properly isn't their problem they are only warranting for labor and materials. Rich Moore with High Plains, the general contractor on the project is now trying to work on rectifying this. Gary said he should hear back from them by the end of the week. There was discussion on possible solutions to lower the water temperature before it enters the distribution system.

5th Penny Discussion: CCOG is going to promote the passing of this tax county wide. Each community will be asked to contribute money to advertising as in the past.

Old Garbage Truck Disposition: Clerk Crane told the Council that the old garbage truck and pickup truck would be advertised for sale in the WAM Newsletter in September.

Energy Audit: The Town received new grant paperwork for the Energy Audit and Retrofit of the fire hall. Deadline for completion has been extended to December 31st. Bill Sherwood and John Larsen plan on placing the insulation in the ceiling, installing the on demand hot water heater, close up the ventilation louvers and install programmable thermostats.

Sewer Project: The Mayor asked Public Works Director Larsen what remained on the sewer project. He said he needed to place the check valve on the Johnson sewer line but the parts have already been purchased. The Mayor asked the Council to request SLIB roll over the balance of the grant to the garbage truck purchase. **Cm. Jones made a motion to request SLIB to roll over the remaining funds from the sewer project;** Cm. Page seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried. A letter will be sent to SLIB with the request.

NEW BUSINESS:

Joe Grillo's Resignation Letter: Mayor Irene accepted Mr. Grillo's letter of resignation from the HCJPB. The Mayor will be taking the open representative position.

RFP's For Feasibility Study Grant: Clerk Crane told the Council that the RFPs have been sent out electronically to a list of engineer obtained from Pat Robbins and there has been a notice placed in the Rawlins Daily Times for 3 consecutive weeks. She told the Council the RFPs had a timeframe that needed to be followed. It may be necessary to have a workshop to discuss and plan for the meeting with the engineers on August 29th. It was decided to hold a workshop August 21st at 6:30pm in the Town Hall Office.

Multi Hazard Mitigation Plan: The Town received a request from Carbon County to participate in supporting the application process to hire a consultant to update the Multi-Hazard Mitigation Plan for Carbon County. **Cm. Jones made a motion to participate in the process;** Cm. Meyer seconded the motion; Council poll; Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, Cm. Meyer Aye, Cm. Page Aye, motion carried. A letter will be sent to the County.

The Mayor ask Bill Sherwood if a time could be set up to finish the clean up on the Rodda lot. Bill said he and John Larsen could probably get the remainder of the trees and debris cleaned up in an afternoon.

ADJOURNMENT:

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

Clerk

Mayor