

## RECORD OF PROCEEDINGS

### **THE REGULAR MEETING OF THE ELK MOUNTAIN TOWN COUNCIL WAS HELD MONDAY, JULY 9, 2012, IN THE TOWN HALL COMPLEX**

- CALL TO ORDER:** Mayor Irene called the meeting to order at 6:39p.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, Bill Sherwood, Fire Chief
- CITIZEN/VISITORS:** Robert Meyer, Bill Nation, John Zieger, Mark Shirley, Bob Johnson, Barb Pyanouski, Steve Bonner
- APPROVE AGENDA:** Mayor Irene asked to approve the agenda, **Cm. Jones made a motion to approve the agenda;** Cm. Hobbs 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 June 12, 2012 Regular Meeting Minutes, Special Meeting Minutes for June 18, 2012 and June 25, 2012. **Cm. Booth made a motion to approve the minutes of the June 12, 2012 Regular Meeting Minutes, Special Meeting Minutes for June 18, 2012 and June 25, 2012;** Cm. Jones seconded the motion; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Abstained, Mayor Irene Aye, Cm. Jones Aye, motion carried.
- CITIZENS ADDRESSING THE COUNCIL:** John Zieger, Bill Nation and Mark Shirley addressed the Council concerning river bank restoration. John told the Council that the Town of Saratoga has a problem with the river after last year's high water. The Town has been budgeting monies to do a river study. These studies must be completed before an entity can apply for funds to repair the problems. Bill told the Council that CCCOG and the Commissioner are looking at the problems in the river communities but there aren't any funds at this to help with restoration. He said that the town should address the ownership of the land the river runs through because it is necessary for a complete buy-in of the property owner to do the restoration properly. Mark Shirley said the SER Conservation District is working with Saratoga and has also budgeted some funds toward the river study. He said the average cost for a study on open area channels is about \$20,000.00 a mile but going through a community could have higher costs. All three men suggested the study cover a mile up river and a mile down from the town's boundaries. The Council thought they should gather the information on the land owners and measure the length of the river affected to get information needed to move forward on correcting Elk Mountains concerns.
- 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 an extrication class will be held June 30<sup>th</sup>. He has placed Fire Ban information from the state around town. He told the Council the Quick Attach Vehicle needed repair and the County would be taking care of the cost. Emergency Vehicle Training will on July 21<sup>st</sup>.
- SCWEMS: Bill Sherwood told the Council that the ambulance has had 2 runs this month. Mayor Irene presented Bill will a letter of appreciation for all the work he has done with SCWEMS and his service on the Board.
- Water: Water Superintendent Eastman reported there has been a lot of water usage. Leak Detection from Denver, Co. tested the lines in town and at the tanks and found no major leaks. Pat has been doing physical measurements at the tanks for comparables to the electronic system. He and John will continue to work on finding the problem. Pat is still looking into the chlorination problems and the air release valves. He felt the employees should be better versed on the SCADA system before the warranty runs out.

Zoning: Nothing on zoning.

Public Works: In the absents of the Public Works Director the Mayor told the Council and audience he felt the mosquito spraying went well and we could possibly not have to do another aerial spraying. Clerk Crane told the Council the Solar Bees for the water tanks came in \$10,000.00 under the original cost. Mayor Irene said the brake have been fixed on the dump truck.

HCJPB: Morris Booth told the Council that Becky Dietrich with the EPA did a site review.

Park Board: Barb Pyanowski reported that the Park Board has completed their first year as a Board and have made some good improvements. They have some changes to the By-laws they would like the Council to make. This can be done by resolution at the next meeting after the Council has time to review changes. July 21<sup>st</sup> is cleanup day at the park to do some repairs. The Mayor said the conduit could be laid and they need to put in a call to “call before you dig” order. The Board is looking for volunteers to help with weeding and watering. There is a vacancy on the Park Board and Barb asked if she could advertise the vacancy, the Mayor told her to go ahead with the notice.

HTRC&D: Clerk Crane received a call that the HTRC&D will be disbanding as a council. There are funds to be distributed to the 18 active members so the Town should be receiving a portion of those funds.

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

**TREASURER’S REPORT:** Treasurer 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 \$37,839.15. **Cm. Jones motioned to approve the bills to be ratified and paid in the amount of \$37,839.15;** Cm. Booth 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, CC Clerk’s Office Consensus Funding Application, HUB Insurance, CCVC, Geoff Edwards, and FEMA. Clerk Crane said that the Gladiator Boxing Club was interested in doing community work as a fundraiser.

**OLD BUSINESS:** Utility Rates: The Mayor presented the Council with information on the cost to run the garbage collection and landfill. He is proposing an increase to cover expenses. There are plans to mail a flyer with the utility billing explaining the increase and scheduling a public hearing on the subject. **Cm. Booth made a motion to write a letter explaining the proposed rate increase, to ask out of town residents that use the trash service that are not already customers to sign up, to send box holders prior to the next meeting for a hearing and to include the landfill costs of items placed on the trash trailer;** Cm. Hobbs seconded the motion; Council Poll; Cm. Booth Aye, Cm. Casner Nay, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

Employee Handbook: The employee handbook has been reviewed by the Town Attorney and he has recommended accepting it as written. **Cm. Hobbs made a motion to accept the Employee Handbook;** Cm. Jones seconded the motion, call for question by Cm. Casner stating it had been a while since he had read the handbook and Cm. Booth stated he had not read it. Mayor stated the motion was on the table and seconded; Council Poll; Cm. Booth Abstaining, Cm. Casner Nay, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

Internal Controls: The Internal Controls Manual has been reviewed by the Town Attorney and he has recommended accepting it as written. **Cm. Booth made a motion to accept the Internal Controls Policy;** Cm. Hobbs seconded; Council Poll; Cm. Booth Aye, Cm. Casner Nay, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

Recycling Update: The Mayor has not had time to get with John to paint or discuss the retrofitting needed to use the spare dumpsters for recycling.

Natural Gas Update: The Mayor discussed the USDA Rural Development grant that could be used for a Natural Gas Project in town. The Clerk will forward the link to the webpage for the Council. Cm. Casner said he had been visiting with Larry Hicks about the Legislative Service Office offering low cost interest loans for communities that need natural gas. We have had an assessment by Source Gas as to the cost of bringing natural gas into town. This assessment could be used to present to the legislator for funding. Cm. Casner wanted the record to reflect that Mayor Irene opposed the Natural Gas Project at this time because it is too expensive. **Cm. Jones made a motion to invite Larry Hicks to address the Council on the possibilities of this funding and how as a Council we could support the effort for legislation;** Cm. Casner seconded; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried. Cm. Casner said he had also been researching signage and fiber optics for the community.

NEW BUSINESS:

Consensus Funding: The CCCOG Consensus Funding Meeting has been moved to August 15<sup>th</sup> at 6:30pm. The Mayor presented some options for the funding request. He gave costs to refurbish the garbage truck, replace the body or purchase a new truck. **Cm. Casner made a motion to request \$130,000.00 in funding to purchase a garbage truck with a \$22,000.00 match and the trade in value of the old garbage truck;** Cm. Hobbs seconded; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried. The Council discussed a vibrating plate for the backhoe and continued street resurfacing as a second request.

WRD Community Assessment: **Cm. Jones made a motion to ask the WRD Assessment Team to come September 26 & 27 to conduct our 5 year follow-up assessment and to check on lodging and put meals out for bid;** Cm. Casner seconded; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

Resolution 12-6-29: **Cm. Booth made a motion to pass Resolution 12-6-29, a Resolution Amending Expenditures for the Town of Elk Mountain, Wyoming for the Fiscal Year of July 1, 2011 Through June 30, 2012;** Cm. Casner seconded; Council Poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye, motion carried.

Carbon County Visitors Council: Judy Redding, CCVC representative, declined reappointment to the visitor's council. She will be sending a letter of resignation. The Mayor asked to have the CCVC and CCEDB representative positions advertised.

Fire Department Presentation: Cm. Casner gave a PPT on research he had done on the statutes pertaining to the Volunteer Fire Department. The power point discussed the use of town equipment and the bookkeeping procedures the Fire Department is now using and changes that he felt should be made to comply with state statutes.

ADJOURNMENT:

There being no further business to come before the council, **Cm. Booth made a motion to adjourn the meeting at 9:45 P.M.;** Council poll; Cm. Booth Aye, Cm. Casner Aye, Cm. Hobbs Aye, Mayor Irene Aye, Cm. Jones Aye motion carried.

---

Clerk

---

Mayor