Town of Upton
Regular Town Council Meeting
October 11, 2016

THE REGULAR MEETING of the Town Council of Upton, Wyoming was held at 7:00 p.m. on Tuesday, October 11, 2016 at the Upton Community Center located at 917 N HWY 116 in Upton, Wyoming.

Present: Vice-Mayor Travis Beck, Councilmen Mark Mitchell, Nathan Todd and David Watt, Mark Lindstrom, Dave Larson, John Strong, Kelley Millar, and Rona Barker.

Absent: Mayor Dustin Upton

Vice-Mayor Beck called the meeting to order by leading the group in the Pledge of Allegiance.

Councilman Watt made a motion seconded by Councilman Todd to approve the minutes of the regular meeting held on September 13, 2016 and the special meeting of September 27, 2016. All voted in favor and the motion passed.

Upton Golf LLC members Neil Schiller and Jory Hillman updated the Council in regard to the golf course. The course was closed on September 20, 2016. Mr. Schiller stated that they had a pretty good year and had increased the membership to 54 members. The greens are back with 95% being plugged and sanded. All bills have been paid with the exception of electric and property insurance. The reels on the green mowers will be sharpened in November. Plans are being made to make next year even more of a success.

Councilman Mitchell made a motion to pass on third and final reading ORDINANCE NO. 4, SERIES, 2016 entitled: AN ORDINANCE GRANTING A NONEXCLUSIVE FRANCHISE TO POWDER RIVER ENERGY CORPORATION TO CONSTRUCT, ACQUIRE, OPERATE AND MAINTAIN AN ELECRIC SYSTEM IN THE TOWN OF UPTON, WYOMING. Councilman Todd seconded the motion, and all voted in favor. Motion carried.

Councilman Watt made a motion to pass on second reading ORDINANCE NO. 5, SERIES 2016 entitled: AN ORDINANCE PROHIBITING THE SUPLEMENT FEEDING OF CERTAIN ANIMALS; PROVIDING PENALTIES THEREFORE; AND PROVIDING FOR AN EFFECTIVE DATE. Councilman Mitchell seconded the motion, and all voted in favor. Motion carried.

Councilman Todd made a motion to table discussions or decisions in regard to GPS devices until Mayor Upton can be in attendance. Councilman Mitchell seconded the motion, and all voted in favor.

Fire Chief Strong reported that two bids were received in regard to obtaining a new fire truck with the $154,000 grant that was awarded by SLIB. Both bids met the requirements set forth. One bid was from Pierce and Front Range Fire Apparatus in the amount of $330,287.00. The low bid received from Rosenbauer and Max Fire Apparatus in the amount of $250,923.00 was recommended for approval. Chief Strong stated that with the $20,000 promised from the Town of Upton, together with the funds the Department has on hand for the truck they would still be short about $13,000.00. He also stated that there were options to pay off the remaining balance and a 200 day window to pay for the truck in full. At that time, Councilman Watt made a motion to approve the bid from Rosenbauer and Max fire Apparatus in the amount of $250,923.00. The motion was seconded by Councilman Mitchell, and all voted in favor. Motion passed.

Debbie Douglas updated the Council in regard to the lodging tax used by the Weston County Travel Commission. She asked that the Council adopt a Resolution or write a letter in support of voting to continue the lodging tax, due to the benefits the tax has provided to Weston County. She also invited the Council to come to the "Candidate Forum" that will be held at the Boal Auditorium at 7:00 p.m. on October 25, 2016. Councilman Watt then made a motion to adopt a Resolution that will be provided to the Council for signature. Councilman Mitchell seconded the motion, and all voted in favor. Motion carried. When Debbie provides the Resolution, it will be signed and returned to her care.

Councilman Watt made a motion to pass on the first reading ORDINANCE NO. 6, 2016 entitled: AN ORDINANCE REPLEALING ORDINANCE NO. 1, SERIES 2012 (Business Licenses) AND PROVIDING FOR AN EFFECTIVE DATE. This motion was seconded by Councilman Todd, and all voted in favor. Motion carried.

Councilman Mitchell recused himself from the topic of hiring a person for the police department due to a conflict of interest. After discussion, it was decided that an advertisement for an open position for a policeman and a police chief would be advertised in available outlets.

The police report was submitted by acting Police Chief Dave Larson. Chief Larson reported that with the retirement of Chief Lynn Hofland and injured Officer Creamer, some help will be provided by the Weston County Sherriff's Department and part time Officer Jason Pinter. The Council thanked Chief Larson for covering the department during the interim of filling the vacated position.

The fire department report was submitted by Fire Chief Strong. He stated that two people have left the fire department and two new people have been added.

The public works report was submitted by Superintendent Lindstrom. In his report he stated that he plans to build another cardboard trailer. He is also working on obtaining grants for infrastructure and streets.

Clerk Barker asked for Council approval to pay the deposit of $265.00 to SourceGas for the Senior Center if needed. This would be with the intention that the Upton Senior Center would pay the money back. Councilman Mitchell made a motion to pay the deposit if needed. Councilman Todd seconded the motion, and all voted in favor. Motion carried.

Councilman Mitchell made a motion to retire into executive session for possible land acquisition. Councilman Watt seconded the motion, and all voted "aye". Motion carried, and at 7:50 p.m. the Council went into executive session. At 8:14 p.m. Councilman Todd made a motion to resume the regular meeting. This motion was seconded by Councilman Watt. All voted in favor, and the motion carried. No decisions were made at that time.

Councilman Todd made a motion, seconded by Councilman Watt to pay the following bills: Adams-ISC (repairs), $209.73; AFLAC (ins.) $122.31; Alpha Communications (lease), $50.00; Arrow Service (fuel/maint.), $163.47; AT&T Mobility (cells), $402.47; BCBS (ins.), $8,056.96; BHE (utilities), $7,082.04; B.J. Nelson (repairs), $140.00; B-4 Automotive (parts), $77.65; Big Horn Hydraulics (parts), $85.90; Cardmember Service (credit card), $1,246.78; City of Newcastle (dispatch), $1,686.00; Collins Communications (alarm), $28.00; Contractor Supply (parts), $17.64; C.W Waste (garbage), $5,964.15; Dana Kepner (repairs/parts), $2,582.25; Dept. of Treasury (taxes), $13,490.47; Dept. of Workforce Services (W-C.), $1,688.45, (SUTA), $82.14; Deposit Refunds, $133.91; Energy Labs (testing), $3,210.00; Fire Department (fuel/parts), $566.25 First State Bank (trf.), $670.00; Gillette Steel Center (steel), $280.00; Honnen Equipment (parts), $51.67; Hughes Law Office (attorney), $932.40; Inland Truck Parts (parts), $387.15; Mark Lindstrom (title/plates), $20.00; Matthew Bender (manual), $330.81; Mike Brewer (labor), $875.16; NCPERS (ins), $16.00; Norm Engle (dirt), $123.00; N.W. Pipe (parts), $411.28; Powder River Energy (electric), $709.99; RT Communications (phone), $759.77; Russell

Industries (parts), $1,256.40; Servall (mats), $82.68; SourceGas (utilities), $578.30; Postmaster (postage), $169.32; Powerplan (parts), $1,642.49; Titan Machinery (parts), $379.37; Top Office (maint.), $51.00; Upton Co-op (parts, fuel), $3,774.58; Weston County Gazette (adv.), $509.94; WCHS (lab), $35.00; WDEQ (premiums), $234.98; WGIF (trf.), $199,487.87; Wyoming Network (web), $50.00; Wyoming Machinery (parts), $450.77; Wyoming Retirement (pension), $7,046.29; Yellowstone Valley Parts & Equip. (parts) $1,393.57. **SALARIES:** $31,812.66. All voted in favor, and the motion passed.

There being no further business, a motion was made to adjourn by Councilman Watt, and seconded by Councilman Todd. All voted in favor and the motion passed. The meeting adjourned at 8:15 p.m.