

Town of Upton
Regular Town Council Meeting
June 11, 2019

THE REGULAR MEETING of the Town Council of Upton, Wyoming was held at 7:00 p.m. on Tuesday, June 11, 2019 at the Upton City Hall located at 725 2nd Street in Upton, Wyoming.

Present: Vice-Mayor David Watt, Council Members Dennis Stirmel, Justin Norman, and Joe Watt. Mayor Beck was absent.

COUNCIL MEMBER NORMAN MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve the May 14, 2019 regular meeting minutes and the May 28, 2019 special meeting minutes as published. All ayes, MOTION CARRIED.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve the Upton Co-op bill. Council Member Joe Watt recused himself due to a conflict of interest. All ayes, MOTION CARRIED.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve the claims for June to date. All ayes, MOTION CARRIED.

COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve claims paid in May including utilities and payroll expenses. All ayes, MOTION CARRIED.

CLAIMS PAID:

Deposit Refund (refunds) NONE; Other Refunds (refunds) NONE; Transfers (reserves) \$500.00, \$600.00; Roxanne Duarte (reimburse equipment) \$3,600.00; Alpha Communications (lease) \$50.00; Arrow Service (fuel) \$90.14; AT&T (cell phones) \$386.16; B-4 Automotive (supplies/parts/services) \$462.10; Black Hills Energy (utilities) \$5,754.16, \$470.61; BCBS (benefits) \$12,888.73; Chase Card Services (supplies/parts/new equipment/travel/training) \$2,160.98; City of Newcastle (dispatch) \$1,686.00; Collins Communications, Inc. (services) \$61.00; Contractor's Supply, Inc. (parts) \$236.50; Crook County District Court (garnishment) \$329.78; CW Waste (contract) \$5,964.15; Department of Treasury (taxes) \$10,740.91; Eastern Wyoming Equipment Company (tools) \$17.69; Energy Laboratories, Inc. (sample testing) \$437.00; First State Bank (transfer) \$670.00; Hughes Law Office (services) \$1,989.80; Joe's Food Center (supplies) \$54.22; JubJub, Inc. (web hosting/cert renewal) \$160.00; Linda Taebel (services) \$277.50; Midland Implement Co. (parts) \$255.60; Newcastle Fire Suppression (services) \$102.29; Newcastle Motors, LTD (parts) \$157.50; Norco (supplies) \$4,128.00; Normont Equipment Co. (parts) \$2,846.58; Northwest Pipe Fitting, Inc. (parts) \$407.76; One Call of WY (locates) \$27.75; Postmaster (postage) \$169.40; PRECorp (utilities) \$606.47; Rasmussen Electric, Inc. (services) \$394.30, \$1,196.56; RT Communications (phones) \$646.65; Servall Uniform & Linen Supply (services) \$88.44; Simon (supplies) \$264.24; Scott's Small Engine Repair (services) \$75.00; Top Office Products, Inc. (services) \$51.00; Upton Co-op Assn. (parts/supplies/fuels) \$3,216.92; UVFD (reimbursement) \$1,406.94, 1,8074.81; Upton Senior Center (reimburse liability insurance) \$500.00; USA Blue Book (supplies) \$130.33; Verizon Wireless (phone) \$40.78; Weston County Gazette (publications) \$594.755; Wyoming Network (services) \$25.00; WY Retirement (benefits) \$345.00, \$6,623.89.

The following invoices will be paid from grant and/or loan funds when received: Bearlodge Engineering (3rd Street, Pearl Street and Emergency Pine Street Railroad Water Line Crossing Projects) \$920.00, \$6,832.50; \$1,820.00.

SALARIES: \$29,607.81

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CLAIMS DENIED: NONE

Steve Hampton gave the golf course report and discussed alternate paths for a possible water pipeline to supply the course with water from Upton Well #6. No concrete plans are in place currently.

Jason and Jerry Frederick, Arrow Service Benches, presented the Council with some options for the proposed benches in the downtown area. It was suggested that the Chamber of Commerce choose some locations, possibly out toward the rest area off the walk path and at the City Park and bring that back to the Council for further discussion. Jason Frederick will relay this information.

COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to take the NTI agreement for services off the table for discussions. All ayes, **MOTION CARRIED**.

Attorney Hughes updated the Council that the NTI agreement for services was now acceptable in his opinion. **COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER STIRMEL SECONDED** a motion to approve the Vice-Mayor's signature on the agreement. All ayes, **MOTION CARRIED**.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to take Resolution No. 3, 2019- Utility Rate Increases for Fiscal Year 2019-2020 off the table for discussion. All ayes, **MOTION CARRIED**.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve Resolution No. 3, 2019-Utility Rate Increases for Fiscal Year 2019-2020. All ayes, **MOTION CARRIED**. The resolution can be viewed at www.townofupton.com or in person at City Hall.

COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve the second reading of Ordinance No. 3, Series 2019 entitled: AN ORDINANCE ADOPTING WIRELESS COMMUNICATION FACILITIES REGULATIONS AND PROVIDING FOR AN EFFECTIVE DATE. All ayes, **MOTION CARRIED**. The draft ordinance can be viewed at www.townofupton.com or in person at City Hall.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve the second reading of Ordinance No. 5, Series 2019 entitled: AN ORDINANCE AMENDING CHAPTER 5.04 OF UPTON MUNICIPAL CODE CREATING A PROCESS FOR THE ISSUANCE, RENEWAL, SUSPENSION AND REVOCATION OF LIQUOR LICENSES BY THE GOVERNING BODY OF THE TOWN OF UPTON, WYOMING. Attorney Hughes encouraged the Council to read through the ordinance carefully due to the significant changes and updates proposed. All ayes, **MOTION CARRIED**. The draft ordinance can be viewed at www.townofupton.com or in person at City Hall.

Kenny Rathbun, with Bearlodge Engineering, gave an update on the infrastructure projects on Pine/Kellogg Street and Third Street (Avenue). He also presented an agreement for design services for the Emergency Pine Street BNSF Railroad Water Line Crossing Project. **COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER NORMAN SECONDED** a motion to approve the Vice-Mayor's signature on the agreement for services. All ayes, **MOTION CARRIED**.

At approximately 7:43 p.m., Vice-Mayor David Watt opened the budget amendment hearing. Hearing no comments or objections, **COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER NORMAN SECONDED** a motion to close the hearing at 6:44 p.m.

COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to approve a setback variance for Paul Douglas' building permit to add an awning on to his shop. All ayes, MOTION CARRIED.

COUNCIL MEMBER NORMAN MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve requests DeeAnn Glodt from the Class of 1979 and Clark Coberly from the Class of 1989 to have, not sell, alcohol at the Community Center on Friday July 19, 2019 and Saturday July 20, 2019. All ayes, MOTION CARRIED.

Upon the advice of Attorney Hughes, COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to suspend the requirement of three readings for Ordinance No. 4, Series 2019-Annual Appropriations Ordinance for the Fiscal Year 2019-2020. All ayes, MOTION CARRIED.

Clerk-Treasurer Millar again proposed amending the appropriations ordinance to include \$617,700.00 in additional revenue and expenditure for the Water Fund to accommodate for the recently awarded Emergency MRG funds for the Pine Street BNSF Railroad Water Line Crossing Project. The Council also discussed reducing the amount allotted to the Golf Course by \$3,600.00 due to an additional expenditure approved for the Fiscal Year 2018-2019 budget earlier in the meeting. Clerk-Treasurer Millar confirmed the final budget numbers for a bottom-line budget of \$3,265,973.00 with the discussed changes. COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve Ordinance No. 4, Series 2019 entitled: ANNUAL APPROPRIATIONS ORDINANCE FOR THE FISCAL YEAR ENDING JUNE 30, 2020 with the discussed changes and updated bottom-line budget of \$3,265,973.00 from Clerk-Treasurer Mill on an emergency basis. All ayes, MOTION CARRIED. The approved ordinance can be viewed at www.townofupton.com or in person at City Hall.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve the first reading of Ordinance No. 6, Series 2019 entitled: AN ORDINANCE AMENDING PORTIONS OF CHAPTER 8 SECTIONS 8.04.025 OF THE UPTON MUNICIPAL CODE regarding garbage collection service. All ayes, MOTION CARRIED. The draft ordinance can be viewed at www.townofupton.com or in person at City Hall.

Attorney Hughes pointed out a possible typo on the Dispatch Agreement. He will contact the City of Newcastle attorney to clarify the information. COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to approve signing the agreement pending Attorney Hughes recommendation and a corrected copy of the agreement. All ayes, MOTION CARRIED.

Chief Bridge gave her report.

Chief Strong gave his report.

Superintendent Lindstrom gave his report and fielded questions about the closure timeline for the landfill. He also told the Council that the landfill would begin to honor two free dump loads for residential customers beginning June 19th through September 4, 2019.

Clerk-Treasurer Millar gave her report and asked for a consensus on the WAM 2019 Resolutions as the voting delegate at this week's membership meeting. The Council listed to a brief synopsis of the proposed resolutions and directed her to vote accordingly.

There being no further business, COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to adjourn. All ayes, MOTION CARRIED. The meeting adjourned at 8:19 p.m.

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Travis Beck, Mayor

Attest Kelley Millar, Clerk-Treasurer