Town of Upton
Regular Town Council Meeting
August 11, 2020

THE REGULAR MEETING of the Town Council of Upton, Wyoming was called to order at 7:00 p.m. on Tuesday, August 11, 2020 at the Upton City Hall located at 725 2nd Street in Upton, Wyoming.

Present: Mayor Travis Beck, Council Members Dennis Stirmel, Justin Norman, and Joe Watt. Council Member David Watt was absent. Staff present included Attorney Mark Hughes, Clerk/Treasurer Kelley Millar, Superintendent Mark Lindstrom, and Chief of Police Susan Bridge. Public attendance included *Weston County Gazette Assistant Editor* Nicholas Trandahl, Rick Rothleutner and Bearlodge Engineering owner Kenny Rathbun.

COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to approve the July 14, 2020 regular meeting minutes and the July 14, 2020 public hearing 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 NORMAN MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve the claims for August to date. All ayes, MOTION CARRIED.

COUNCIL MEMBER STIRMEL MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve claims paid in July including utilities, payroll expenses, approved grant expenses. All ayes, MOTION CARRIED.

CLAIMS PAID:
Deposit Refund (refunds) $24.07, $40.60; Kelley Millar (reimbursement) $16.50; Transfer (reserves, debt service) $500.00, $600.00, $670.00; Alpha Communications (lease) $50.00; Arrow Service (fuel) $96.65; AT&T (phones) $343.40; Bearlodge Engineering (service) $1,150.00, $747.50; Black Hills Energy (utilities) $8,219.20, $151.51; BlueCross BlueShield of WY (benefit) $14,591.72; Cambria Supply (supplies) $177.96, Chase Cardservices (parts, supplies, training, fuel, postage, equipment) $4,477.77; City of Newcastle (dispatch) $1,686.00; Collins Communications, Inc. (service) $242.00; Contractor's Supply (parts) $42.04; Cowboy State Rebuilder, LLC (service) $134.00; CW Waste (contract) $11,664.00; Dan Hart Patrol (supplies) $524.00; Department of Treasury (taxes) $11,479.67; Energy Laboratories (samples) $44.00; FirstNet (phones) $175.56Gillette Steel Center (parts) $80.00; Great Western Tire Co (service) $253.00; Guru Tech Co. (equipment) $350.00; Honnen Equipment Co. (parts) $965.07; Hughes Law Office (retainer) $1,600.00; Joe's Food Center (supplies) $70.90; Linda Taebel (services) $210.00; Midwest Pest Control (service) $280.00; Newcastle Equipment Co. (parts) $131.52; Norco, Inc. (supplies) $328.55; Northwest Pipe Fitting (supplies) $314.97; One Call (service) $9.00; Pipestone Equipment (parts) $6,946.37; Postmaster (postage) $185.65; Powder River Energy (utilities) $743.81; Raquel Merritt (service) $30.00; RT Communications (phones) $625.85; S &S Parts and Performance (parts) $163.06; Servall (mats) $92.82; State Land & Investment Office (loan fee) $450.00; Stotz Equipment (equipment) $4,500.00; Team Laboratory (supplies) $284.00; Timberline Services, Inc. (supplies) $497.03; Top Office Products, Inc. (service, supplies) $51.00; Town of Upton (utilities) $208.35; Upton Co-op (fuel, parts, supplies) $2,999.19; UVFD (reimburse) $1,978.36; Verizon (phone) $46.76; Weston County Gazette (publishing) $850.50; WY Network (service) $300.00; WY Retirement (benefit) $7,579.31, $300.00; WYO Services (service) $460.80.

The following invoices will be paid from grant and/or loan funds when received: Bearlodge Engineering (Pine Street BNSF Emergency Repair, Pearl Street Project) $230.00, $2,055.00; Wilson & Company (Pine Street BNSF Emergency Repair) $437.50.

SALARIES: $32,436.05

CLAIMS DENIED: NONE

Council Member Joe Watt shared a complaint he had informed of that there have been instances of "group golfing" at Cedar Pines golf course that was preventing smaller groups from playing through and leaving them dissatisfied. This information will be shared with the Upton Golf Association.

COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to take the consideration of restrictive covenants for the Bobcat Subdivision off the table. All ayes, MOTION CARRIED. Mayor Beck clarified some of the updates and asked for public comment, there being none, COUNCIL MEMBER NORMAN MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to approve the presented restrictive covenants for the Bobcat Subdivision Lots 1 through 7. The covenants will be recorded with the Weston County Clerk's office and available for viewing in person at city hall or online at www.townofupton.com.

Kenny Rathbun of Bearlodge Engineering updated the Council on final documents for the Pearl Street Project. Mayor Beck asked for public comment, there being none, COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to approve advertising for the Completion and Final Payment to Hot Iron, Inc. for the Pearl Street Project. The motion was amended to include authorizing the signing of all final documents for the project. All ayes, MOTION CARRIED. Mr. Rathbun also noted that he is now having contractors sign acknowledgement of a 1-year warranty period on projects for the Town of Upton. He said that the provision is included in the construction contracts, but he felt it was beneficial to have the acknowledgement as well.

Clerk/Treasurer Millar explained that signatories for the Upton Municipal Court account were in need of updating and presented a resolution to do so. Mayor Beck asked for public comment, there being none, COUNCIL MEMBER NORMAN MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to approve Resolution No. 13, 2020 entitled: A RESOLUTION OF THE TOWN OF UPTON UPDATING THE SIGNATORY NAMES ON THE UPTON MUNCIPAL COURT BANKING ACCOUNTS. All ayes, MOTION CARRIED.

Superintendent Lindstrom explained a resolution for authorization to apply for State Revolving Funds from the State of Wyoming for the matching funds to the Willow Street Project. He also noted that the SRF program can include principal forgiveness of borrowed funds. The Town was rejected by the USDA grant/loan funding for the same matching funds. Mayor Beck asked for public comment, there being none, COUNCIL MEMBER NORMAN MOVED, COUNCIL MEMBER STIRMEL SECONDED a motion to approve Resolution No. 15, 2020 entitled: A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD FOR ALOAN THROUGH THE STATE REVOLVING FUND ON BEHALF OF THE GOVERNING BODY FOR THE TOWN OF UPTON. All ayes, MOTION CARRIED.

Chief Bridge gave her report and noted some generous donations from events held over Fun Days by Irontown Tavern and the Cowboy Bar and expressed her appreciation for everyone who participated and kept the event fun.

Superintendent Lindstrom gave his report and updated the Council on a recent 3-year extension to the Upton Municipal Landfill permit to continue with current operations. He is hopeful that the Weston County Regional

Landfill will be completed during that time and make the transition smooth for closure. He also noted that there is a possibility of further extensions if needed, but no guarantee.

Clerk/Treasurer gave her report.

Attorney Hughes commented the Council that Superintendent Lindstrom and Chief Bridge had done a great job through some court proceedings in July and he was proud of how they represented the town.

Council Member Joe Watt expressed the Council's full support of staff as well.

In the absence of interested parties, COUNCIL MEMBER JOE WATT MOVED, COUNCIL MEMBER NORMAN SECONDED a motion to table the Land Sale of Block 40 in Sawmill Addition and Resolution No. 14, 2020-Vacation of Whitetail Street and alley in Block 40 of Sawmill Addition. All ayes, MOTION CARRIED.

There being no further business, COUNCIL MEMBER NORMAN MOVED, COUNCIL MEMBER JOE WATT SECONDED a motion to adjourn. All ayes, MOTION CARRIED. The meeting adjourned at 7:32 p.m.

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Travis Beck, Mayor

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Attest Kelley Millar, Clerk-Treasurer