

Wheatland, Wyoming
December 8, 2003

RECORD OF PROCEEDINGS FOR THE
GOVERNING BODY OF THE
TOWN OF WHEATLAND

The regular meeting of the Town Council of the Town of Wheatland, Wyoming, Platte County, State of Wyoming was held in the Council Room of the Town Hall at 7:00 P.M., Monday, December 8, 2003.

The meeting was called to order by Mayor Dingman and upon roll call it was found that the following were present; Councilmen Wilson, Wilhelm and Hensel. Also present was Clerk/Treasurer, Cindy Kahler, Police Chief, Steve Gilmore, Town Attorney, Doug Weaver and Town Engineer, Russ Schamel.

Mayor Dingman presented the agenda and stated that one item needed to be deleted under new business (Liquor Dealers extended hours). A motion was made by Councilman Wilson and seconded by Councilman Wilhelm to approve the agenda as presented. Motion carried.

The minutes of the regular meeting of November 10, 2003 and the special meeting of December 4, 2003 were presented. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to approve the minutes of the meetings of November 10, 2003 and December 4, 2003 as presented. Motion carried.

The vouchers for the month of November, 2003 were presented for payment. A motion was made by Councilman Hensel and seconded by Councilman Wilson to approve the vouchers for payment. Motion carried. The vouchers are as follows: Airgas-supplies-110.51; Alexander Const.-gravel-402.18; Allen's Parts-supplies-328.64; Amazing Monogramming-supplies-691.80; Ameri-Tech-supplies-1580.00; Atlas Office Products-supplies-327.55; Auto Electric-supplies-224.01; Bob Ruwart Motors-veh maint-108.85; Brown Co.-supplies-72.01; California Contractors-supplies-157.70; Casper Star-adv-71.54; Cellular One-phones-146.33; Chemsearch-supplies-532.00; CNA Surety-bond-175.00; Commsource Inc-supplies-232.00; Communicom Services-internet-235.85; Consolidated Mfg.-supplies-42.59; Courier By George-frt-25.00; Crescent Electric-supplies-797.82; Dana Kepner-supplies-14.46; Desert Mtn. Corp-supplies-5637.51; Div. Of Workers Comp-workers comp-5183.00; Douglas Weaver-attorney fees-1750.00; Drive Train-supplies-70.77; Drube's Mfg-supplies-288.40; Phil Dumars-contract labor-195.00; Howard Supply-supplies-27.50; Eastern Wyo. Ambulance Service-ambulance-9000.00; Energy Labs-supplies-220.00; Eugene Hayes-contract labor-122.50; Farm Plan-supplies-116.44; Fig U Rose-supplies-21.00; Fire Apparatus-supplies-35.00;

Direct Mail-supplies-318.34; Gall's Inc-supplies-392.14; Gases Plus-supplies-21.60; Huffer's Food Pride-supplies-31.63; Jon Warren-supplies-90.00; Kinder-Morgan-heat-3350.49; Kois Bros-san. cans-26,520.00; Kriz Davis-supplies-45.00; K2 Engineering-engineering-399.00; L.L. Bean-supplies-280.95; LaFarge-supplies-127.50; Laramie Peak Motors-supplies-264.09; Lawson Products-supplies-265.87; Lock Trucking-supplies-372.54; Martel Electronics-supplies-57.22; Merback Awards-safety awards-76.65; Mikes Printing-supplies-403.88; Moreland Wholesale-supplies-65.30; Motor-Vawter Dist-supplies-145.00; Nat'l Volunteer Fire Council-dues-50.00; Odean Parts-supplies-242.79; Orbitcom-phones-1876.72; Page One-pagers-40.40; Pamida-supplies-177.33; P.C. Concrete-supplies-219.50; P.C. Record Times-adv.-898.43; Double D's-cleaning-400.00; Phoenix Fire Protection-supplies-93.90; Piper's-supplies-61.55; Pitney Bowes-supplies-117.07; Pocket Press-supplies-72.90; Qwest-phones-113.51; Qwest-damages-537.29; Radio Shack-supplies-14.95; Rex Johnson-supplies-400.00; Larae Richmond-supplies-123.00;Rickerrocks Steakhouse-meals-1429.38; S & S Plumbing-supplies-292.00; S.E. Wyoming Mental Health-subsidy-6,000.00; Sierra Springs-supplies-28.00; State of Wyoming-utility tax-5780.26; Sunshot Engineering-engineering-744.00; T & R Electric-supplies-1980.00;TW Enterprises-supplies-922.03; The Light House-supplies-30.76; The Radar Shop-supplies-196.00; Thermo Environmental-supplies-120.00; Tire Centers-labor-133.00; Town Treasurer-petty cash-862.29; Tri County Fire & Safety-supplies-33.00; Tri State Oil-used oil-30.00;Tr-Hydro-supplies-8073.53; Tru Green Chemical-spraying-900.91; U.S. Post master-postage-150.00; Verizon Wireless-phones-240.49; WADCO-dues-3750.00; WESCO-supplies-3043.80;Wheatco Sales & Service-supplies-1364.51; Wheatland Automotive-supplies-511.44;Wheatland Coop-gas & dsl-4607.29; Wheatland Fire Dept.-expenses-138.40; Wheatland Lumber Co.-supplies-149.05; Wheatland Merchants-contribution-100.00; Wheatland True Value-supplies-600.95; Wheatland Wolves-contribution-100.00; Doug Willadsen-supplies-45.49; W.P.O.A.-dues-100.00; Wyo. Fire Academy-books-207.00; Wyoming Machinery-supplies-867.36; Wyoming Mun. Power Agency-power-90,908.86; Xerox Corp-supplies-282.45;WIA-training-150.00; Zep Mfg-supplies-269.54; Energy Labs-water testing-220.00; Piper's-supplies-41.60;Bloedorn Lumber-supplies-1893.70; Qwest-phone-49.31; Sunshot Engineering-engineering-2891.00; Farm Plan-supplies-20.85; Payroll-total salaries-137,384.59; Total Vouchers-\$345,252.24.

Clerk/Treasurer, Cindy Kahler presented the financial report. A motion was made by Councilman Wilhelm and seconded by Wilson to accept the financial report and place it on file. Motion carried 3-0.

Reports from the Police Dept., Public Works Depts., P.C. Chamber of Commerce, Municipal Court, City/County Planning Office, Ambulance Service and the Wyoming Mun. Power Agency were presented. Councilman Wilhelm requested the Municipal Judge include a quarterly report on outstanding tickets. With no further questions or concerns voiced concerning the reports, Mayor Dingman stated they would be placed on file.

Proposed Ordinance No. 700 was presented on third and final reading. A motion was made by Councilman Wilson and seconded by Councilman Hensel to include the charge of \$25.00 per ton for construction debris, including cement and approve the proposed

Ordinance on third and final reading. Motion carried 3-0. Ordinance No. 700 in its entirety follows:

ORDINANCE NO. 700

AN ORDINANCE ESTABLISHING FEES FOR USE OF THE LANDFILL, PROVIDING PENALTY FOR VIOLATION, AND REPEALING ORDINANCES #584 AND #595, AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WHEATLAND, WYOMING

Section 1. Fees-Landfill

The following fees shall apply to the dumping of any refuse, garbage or other waste material dumped and deposited in the Wheatland Landfill.

- (A) No fee will be charged for dumping of any unpainted or unstained wood, trees, branches and grass clippings.
- (B) The sum of \$25.00 per for concrete.
- (C) The sum of \$25.00 per ton for all other waste material dumped and deposited in the Wheatland Landfill. Provided however, the Town will continue to charge the fee for all appliances which are covered by Ordinance No. 636.

Payment of all fees shall be made at the time refuse, garbage or waste material is dumped or deposited at the Wheatland Landfill.

Section 2. Violation

- (A) It shall be unlawful for any person to use land or places within the Town other than the landfill for the purpose of dumping refuse, garbage or other waste material.
- (B) Any person, firm or corporation violating any provisions of this Ordinance shall be guilty of a misdemeanor.

Section 3. Repeal

Ordinance No. 585 and #595 are hereby repealed on the date this Ordinance becomes effective.

Section 4. Effective Date.

This ordinance will become effective on January 1, 2004.

Passed and approved this 13th day of October, 2003, on first reading.
Passed and approved this 10th day of November, 2003 on second reading.
Passed and approved this 8th day of December, 2003 on third and final reading.

/s/ Joel Dingman, Mayor

/s/ Cindy Kahler, Clerk/Treasurer

The preliminary plat for the proposed Johnston Subdivision was presented to the Council by City/County Planner, Marlin Johnson. Planner, Marlin Johnson stated that the Johnston's are proposing to subdivide seven addition residential lots on East Oak Street. He indicated that the property will need to be re-zoned from "conservancy" to "residential" and he went over the utility and drainage easements that are being requested by the Town. He stated that the name "Johnston Subdivision" is fine as there are no other subdivisions by that name in the County. Planner, Johnson stated that Mr. Johnston had requested that the street improvements be waived and the Planning Commission had agreed since it is unfeasible to install them at this time. He also stated that the preliminary plat indicates joint use driveways, however, the Planning Commission had recommended that each lot have its own driveway and he did not have a problem with that. Mr. Mike Johnston spoke in favor of waiving the street improvements at this time, as there are no other improvements there and it would be unreasonable to install that small area at this time. He also stated that he felt it would be an unfair burden to the adjoining residences should they decide to do street improvements sometime in the future, since the cost at that time will certainly be much higher than it is now. Mayor Dingman stated that it has not been the policy of the Town to waive street improvements for proposed subdivisions and there have been applicants not do subdivisions because of those costs. Councilman Wilson stated that he agreed with Mayor Dingman and it would be unfair to the people that have paid the fees in the past to waive them now. After a lengthy discussion concerning the street improvements a motion was made by Councilman Wilhelm to approve the preliminary plat with the following six conditions: (1) Each lot be allowed its own access. (2) That a utility easement of twenty-foot (20') minimum width be added to the plat along the east lot line of proposed Lot 7; (3) That the twenty-foot (20') drainage easement be included as part of the plat to be recorded at the County Clerk's Office as a miscellaneous document granting the easement to the Town of Wheatland, prior to filing the Final Plat; (4) That street improvement funds in the amount of thirty-one thousand, nine hundred eighty dollars (\$31,980.00) as identified by the Town Engineer, be deposited with the Town, and held for future street improvements, at the time the Final Plat is filed; (5) That a fee of one-thousand, six hundred and twenty dollars (\$1,620.00) be deposited with the Town, and held for future recreation facilities or park land acquisition, at the time the Final Plat is filed, and (6) That the property be rezoned Residential prior to filing the Final Plat. Motion carried 3-0.

Mr. Larry Lower was present and stated that he would like to commend the ambulance service on the job they did for his family on Thanksgiving day, when his father passed away suddenly. He stated he was disturbed by the action of a Police Officer that responded to the call. Mr. Lower stated that the Officer was difficult with family members and when asked to make a call to contact him, since he was out of Town, the officer was extremely uncooperative. He stated that he understood the actions were that of one officer, however, it does reflect poorly on the rest of the Department and the Town. Mayor Dingman expressed his concern to Mr. Lower and

stated that the incident would certainly be investigated and some type of action taken too correct this problem for the future. Councilman Wilson also expressed his concern and indicated that he had been in contact with the Police Chief regarding the incident.

With no further business to come before the Governing Body, Mayor Dingman adjourned the meeting at 8:20 P.M.. The next regular meeting of the Town Council of the Town of Wheatland will be held on January 12, 2004.

Mayor, Joel Dingman

Attest:

Town Clerk/Treasurer, Cindy Kahler