

Wheatland, Wyoming  
May 10, 2010

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

A regular meeting of the Town Council of the Town of Wheatland, Platte County, State of Wyoming was held in the Council Room of the Town Hall at 7:00 P.M., Monday, May 10, 2010 pursuant to the law.

Mayor Hensel called the meeting to order and upon roll call it was found that the following were present: Councilmen Evans, Madsen and Shoemaker, Councilwoman Sluss. Also present were Town Attorney, Doug Weaver and Town Clerk/Treasurer, Cindy Kahler.

Mayor Hensel stated that the following items needed to be added to agenda: under "Reports" Main Street-flower pots, under "Unfinished Business" - Bids on Fire Hall Project and sewer claims, under "Petitions, Memorials/Complaints" - Oath of Office for Police Officer Houchin. A motion was made by Councilman Madsen and seconded by Councilman Evans to approve the agenda as amended. Motion carried 4-0.

The minutes of the regular meeting held on April 12, 2010 were presented. A motion was made by Councilman Evans and seconded by Councilwoman Sluss to approve the minutes of the meeting held on April 12, 2010 as presented. Motion carried 4-0.

The vouchers for the month of April, 2010 were presented for payment. A motion was made by Councilman Shoemaker and seconded by Councilwoman Sluss to approve the vouchers for the month of April, 2010 for payment as presented. Motion carried 4-0. The vouchers are as follows: Ace Industrial Supply-supplies-454.85; Airgas-supplies-266.93; Allen's Parts-veh maint-359.05; Ameri-Tech-supplies-1365.81; Andrew Starr-Snap-On-supplies-299.99; Gall;s-supplies-53.96; Atco International-supplies-78.00; Atlas Office Products-supplies-987.92; Auto Electric-supplies-55.20; Dennis Becker-contract labor-500.00; Bub Ruwart Motors-veh maint-476.35; Botach Chemical-supplies-142.54; Randy Chesser-supplies-125.08; Communicom-internet-196.05; Consolidated Mfg.-supplies-23.04; Crescent Electric-supplies-2997.05; CSI Forensics-supplies-108.85; Dana Kepner-supplies-11,722.85; Dakota Fence-supplies-1231.00; DBC Irrigation-supplies-155.05; Dean Hensel-mayor salary-300.00; Dell Marketing-supplies-3501.93; Desert Mtn.-supplies-3584.00; Dept. Of Employment-workers comp-5075.75; Doug Weaver-attorney fees-1750.00; Double D Cleaning-janitorial-325.00; Drive Train-veh maint-117.97; Drube's Supply-supplies-918.18; EDM Publishers-supplies-149.00; Jason Evans-council salary-100.00; Energy Labs-testing-230.00; Equifax-credit reports-11.82; Farm Plan-supplies-276.68; Fat Boys Tire & Repair-veh maint-368.80; First State Bank-

health ins.-30,000.00; Fox Rentals-supplies-37.90; Fort Collins Monument-supplies-200.00; Front Range Fire Apparatus-supplies-2180.40; Gases Plus-supplies-72.30; Grainger-supplies-247.73; H & H Concrete-supplies-2150.00; Harnish Vet Services-supplies-22.00; Huffers Food Pride-supplies-83.29; IAEI-dues-286.00; ICC -dues-100.00; Kilmers BG Dist.-supplies-668.00; Source Gas-heat-3393.95; Kriz Davis-supplies-878.77; KYCN-adv-200.00; Lab Safety-supplies-1056.86; Laramie Peak Motors-veh maint-202.56; Laramie Peak Vet-supplies-60.00; Lathrop Equipment-supplies-285.37; Lawson Products-supplies-926.08; Lock Trucking-supplies-21.82; Long's Tree Service-spraying-5640.00; Lyle Signs-supplies-1888.95; Alan Madsen-council salary-100.00; Main Street Program-flowers-2500.00; Mark McDonald-supplies-359.00; Marks Plumbing-supplies-32.99; Medihorizons/healthreach-physical-84.00; MES-Rocky Mtn-supplies-139.23; Mike's Printing-supplies-490.83; Mikes Priority Pack & Ship-postage-23.10; Montana Electric Coop-safety program-138.47; NACP-dues-49.00; HSBC Business Solutions-supplies-707.53; Orbitcom-phones-1814.40; P.C. Little League-sponsor-150.00; Pamida-supplies-151.93; Partsmaster-supplies-401.15; P.C. Redimix-supplies-188.25; P.C. Record Times-adv-3734.32; Piper's-supplies-14.15; Platte Valley Bank-contract-9624.99; Qwest-phone-45.40; Quest-supplies-554.67 ; Bob Shoemaker-council salary-100.00; RCS Service-supplies-183.75; Respond First Aid-supplies-11.90; Safety Kleen-supplies-161.06; Safeway -supplies-97.00; Salt City Sales-supplies-540.00; Scott Scheller-emergency mgmt-200.00; Sparkletts-supplies-64.99; Sue Sluss-council salary-100.00; Steve Snook-mileage-196.00; State of Wyoming-sales tax-11682.38; Sunshot Engineering-engineering-735.00; T & R Service-supplies-853.78; Titan Machinery-supplies-129.84; North Platte Phys. Therapy-fitness program-155.00; Travelers Ins.-ins.-627.00; Van Diest Supply-supplies-4257.00; Verizon Wireless-phones-508.61; Wagner Electronics-supplies-146.25; Wesco Receivables-supplies-1088.00; Wheatland Automotive-veh maint-5343.35; Wheatland Coop-gas & dsl-6837.02; Wheatland Vol. Fire Dept.-expenses-1040.81; Wheatland Middle School-contribution-100.00; Bloedorn Lumber-supplies-1111.34; Wheatland REA-power-2446.28; Wyoming.com-web design-113.75; Wyo. Law Enforcement Acdmy-training-410.00; Wyoming State Forestry-supplies-1660.22; Xerox Corp-copiers-643.71; W.M.P.A.-power-146,039.05; Sunshot Engineering-wastewater/fire hall-3740.00; Wyo. Dept. Of Transportation-pathway-2052.47; Payroll-total salaries-158,898.32; Total Vouchers-\$462,487.70.

Wyoming State Forestry Representative, Mark Hughes presented the Mayor and Council with the Tree City USA ten year award. He stated that the Town had participated ten consecutive years in the Tree City USA program and that is an honor. He stated that there is strict criteria that must be met each year to remain eligible in the Tree City USA program. He indicated that this year the Town of Wheatland sponsored the Fourth Grade Foresters Program along with numerous other tree planting.

Mayor Hensel administered the Oath of Office to Police Officer Will Houchin.

Clerk/Treasurer, Cindy Kahler presented the financial report. A motion was made by Councilwoman Sluss and seconded by Councilman Evans to approve the financial report as presented and place it on file. Motion carried 4-0.

Mayor Hensel stated the Council had received reports from the Public Works Depts;, Police

Dept., Municipal Court, Building Inspector, Planner, Projects and Fire Dept.. Wyoming Mun. Power Representative, Doug Weaver stated that the Dry Forks Power Plant is 79% complete and is scheduled to go on line in mid 2011. Motocross Representative, Rick Keck was present and stated that the first race had been held the previous weekend and they had 168 riders on Saturday and 215 riders on Sunday, with lots of good feed back on the track. Main Street Program, Stacy Reichardt was present and stated that they plan to plant flowers on Friday, May 14 and Sat. May 15<sup>th</sup>, and the Town would be supplying pea gravel for the flower pots and she requested that the water tank be available to water the plants after they are planted.

Proposed Ordinance No. 751 was introduced on third and final reading. The Ordinance would increase the Mayor's salary from \$300.00 to \$500.00 per month. A motion was made by Councilman Evans and seconded by Councilman Shoemaker to approve proposed Ordinance No. 751 on third and final reading. Motion carried 4-0. Ordinance No. 751 follows in its entirety.

#### ORDINANCE NO. 751

AN ORDINANCE AMENDING THE SALARY OF THE MAYOR OF THE TOWN OF WHEATLAND, WYOMING AND ESTABLISHING A NEW SALARY FOR THE MAYOR, PURSUANT TO W.S. 15-2-103, as amended.

WHEREAS, on October 9, 2007, Ordinance No. 728 was passed and approved on third reading and providing for a salary for the Mayor of the Town of Wheatland of \$300.00 per month, and

WHEREAS, the salary for the Mayor of the Town of Wheatland cannot exceed \$24,000.00 per year, pursuant to W.S. 15-2-103, and

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WHEATLAND, WYOMING:

The salary of the Mayor of the Town of Wheatland shall be \$500.00 per month.

The salary for each council person of the Town of Wheatland shall remain at \$100.00 for actual attendance at each regular or special meeting, as provided by Ordinance No. 728.

The above salary will become effective when the new term of the mayor begins.

This ordinance will become effective on February 1, 2011.

Passed and approved this 8<sup>th</sup> day of March, 2010 on first reading.

Passed and approved this 12<sup>th</sup> day of April, 2010 on second reading.

Passed and approved this 10<sup>th</sup> day of May, 2010 on third and final reading.

/s/ Mayor Dean Hensel

/s/ Town Clerk/Treasurer, Cindy Kahler

Proposed Ordinance No. 752 on third and final reading. Proposed Ordinance No. 752 will increase meter deposits for Town utilities. A motion was made by Councilman Madsen and seconded by Councilwoman Sluss to approve proposed Ordinance No. 752 on third and final reading. Motion carried 4-0. Ordinance No. 752 follows in its entirety.

ORDINANCE NO. 752

AN ORDINANCE PROVIDING FOR PAYMENT OF A DEPOSIT PRIOR TO RECEIVING UTILITY SERVICE FROM THE TOWN OF WHEATLAND, PROVIDING FOR COLLECTION OF DEPOSIT, PROVIDING FOR RETURN OF THE DEPOSIT AND PROVIDING THAT ALL CHARGES DUE TO THE TOWN OF WHEATLAND WILL BE DEDUCTED FROM SAID DEPOSIT BEFORE RETURN.

WHEREAS, on May 17, 1976, Ordinance No. 416 was passed and approved on third reading providing for deposits for utility service from the Town of Wheatland;

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WHEATLAND, WYOMING, THAT ORDINANCE #416 HEREBY AMENDED TO READ AS FOLLOWS:

Section 1. There shall be assessed and collected by the Town prior to the time any utility services of whatever nature are provided by the Town, a deposit in the amount of \$300.00 for each commercial service and \$150.00 for each residential service, said deposit to be retained by the Town until such time as all charges for utilities are paid in full.

Section 2. All deposits shall be returned upon termination of all utility service and payment of all charges due the Town for anything whatsoever. In the event any amounts are due and owing the Town for anything whatsoever, the charges shall first be deducted from any deposit so held by the Town and the balance refunded to the consumer.

This ordinance will become effective on July 1, 2010.

Passed and approved this 8<sup>th</sup> day of March, 2010 on first reading.

Passed and approved this 12<sup>th</sup> day of April, 2010 on second reading.

Passed and approved this 10<sup>th</sup> day of May, 2010 on third and final reading.

/s/ Mayor, Dean Hensel

/s/ Town Clerk/Treasurer, Cindy Kahler

Proposed Ordinance No. 753 was introduced on second reading. Proposed Ordinance No. 753 would require loads of debris going to the landfill be secured. A motion was made by Councilwoman Sluss and seconded by Councilman Evans to approve proposed Ordinance No. 753 on second reading with an effective date of July 1, 2010. Motion carried 4-0. Proposed Ordinance No. 753 title is as follows:

AN ORDINANCE REGULATING THE TRANSPORTATION  
OF SOLID WASTE OR DEBRIS WITHIN THE TOWN OF  
WHEATLAND AND TO THE WHEATLAND LANDFILL (SOLID  
WASTE FACILITY)

Proposed Ordinance No. 754 was introduced on second reading. Proposed Ordinance No. 754 would adopt the 2006 Edition, International Existing Building Code. A motion was made by Councilman Shoemaker and seconded by Councilwoman Sluss to approve proposed Ordinance No. 754 with on second reading with an effective date of July 1, 2010. Motion carried 4-0. Proposed Ordinance Nol 754 title being as follows:

AN ORDINANCE AMENDING SECTION 7-107 (b) (6); OF THE  
WHEATLAND TOWN CODE; ADOPTING THE 2006 EDITION;  
INTERNATIONAL EXISTING BUILDING CODE.

A motion was made by Councilman Evans and seconded by Councilwoman Sluss to direct the Architect, Sally Means to move forward with preparation of the bid documents, advertisement and solicitation of bids for the fire hall project, with a bid opening date of June 9, 2010. Motion carried 4-0.

Tom Haeffelin was present and stated that he had purchased the property at 1104 11<sup>th</sup> Street to remodel and resell. He stated that there was a back flow preventer at the property and he had replaced along with several feet of sewer line and he experienced another backup on May 3, 2010. He stated that it will be impossible to sell this property with the sewer problems he has been experiencing and he requested the Town do something to help him alleviate the problem.

Margaret Jones was present and stated that she lives at 1054 Johnston Street and has recurring sewer back up problems. She stated that there have been several times in the past few years that the sewer has backed up into her basement and she had another one recently. She also requested the Town look into something to alleviate her sewer problems. Town Attorney, Doug Weaver stated that she is on a private sewer line that was installed by the Kendigs and it was his opinion that she should talk with the neighbors that share the line and have it cleaned or she could install her own line to the main.

An application for State Airport Aid was presented in the amount of \$60,000.00. The funds would be matched by \$15,000.00 from the Town to do a seal coat and new markings on the R26 Runway at Phifer Airfield this summer. A motion was made by Councilwoman Sluss and seconded by Councilman Shoemaker to approve the request and authorize the Mayor to sign the proper documents to do the seal coat/pavement marking project at Phifer Airfield. Motion carried 4-0.

With no further business to come before the Governing Body, Mayor Hensel adjourned the meeting at 8:00 P.M.. The next regular meeting of the Town Council will be held on June 14, 2010.

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Mayor, Dean Hensel

Attest;

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Town Clerk/Treasurer, Cindy Kahler