

Wheatland, Wyoming  
Dec. 13, 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., on Monday, December 13, 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 Madsen, Evans and Shoemaker, and Councilwoman Sluss. Also present were Town Clerk/Treasurer, Cindy Kahler and Town Attorney, Doug Weaver.

Mayor Hensel stated there would be two additions to the agenda, under "Unfinished Business" he added Pat Mitchell, Cemetery project and under "New Business", water sales and permits. A motion was made by Councilman Madsen and seconded by Councilwoman Sluss to approve the agenda as amended. Motion carried 4-0.

The minutes of the regular meeting held on November 8, 2010 and the special meeting held on November 16, 2010 were presented. A motion was made by Councilwoman Sluss and seconded by Councilman Shoemaker to approve the minutes of November 8<sup>th</sup> and 16<sup>th</sup> as presented. Motion carried 4-0.

The vouchers for the month of November, 2010 were presented for payment. A motion was made by Councilman Evans and seconded by Councilman Madsen to approve the vouchers for the month of November, 2010 as presented. Motion carried 4-0. The vouchers are as follows: AED - supplies-860.85; Airgas-supplies-231.11; Allen's Parts-veh maint-277.17; Amazing Monogramming-supplies-2176.84; American Towing-towing-229.00; Amsterdam-supplies-111.54; Auto Electric-veh maint-368.22; Dennis Becker-contract labor-500.00; Caselle-computer support-1373.00; Chemsearch-supplies-455.15; Communicom Services-internet-196.05; Competition Racecraft-labor-72.00; Consolidated Mfg-supplies-198.60; Contractors Materials-supplies-92.40; Crescent Electric-supplies-151.42; Dana Kepner-supplies-7386.80; Dean Hensel-mayor salary-300.00; Dept. Of Employment-workers comp-4163.31; Doug Weaver-attorney fees-1755.54; Double D Cleaning-janitorial-325.00; Drive Train-veh maint-166.25; Drube's Supply-supplies-292.36; Jason Evans-council salary-100.00; Electrical Systems Consultants-engineering-873.00; Energy Labs-testing-345.00; Equifax-credit report-12.00; ESRI-dues-400.00; Farm Plan-supplies-782.14; Fat Boys-veh maint-103.95; Fig U Rose-

supplies-35.00; Gases Plus-supplies-149.59; Grainger-supplies-168.53; Huffer's -supplies-8.05; KINSO-supplies-224.97; Source Gas-heat-2697.58; Kriz Davis-supplies-487.68; Kussmaul Electric-supplies-499.67; Lawson Products-supplies-551.59; Layne Christensen-well work-4530.00; Liberty Flag-flags-367.95; Maser, Tschacher, Peterson & Co.-audit-4400.00; Alan Madsen-council salary-200.00; MES-Rocky Mtn-supplies-1674.65; Mikes Printing-supplies-626.09; Mikes Printing-supplies-20.89; Montana Electric-safety program-138.47; NFPA-handbook-214.93; Orbitcom-phones-1582.70; Pamida-supplies-320.05; Partsmaster-supplies-77.41; P.C. Redimix-supplies-503.50; P.C. Record Times-adv-1291.70; Pheasants Forever-contribution-125.00; Platte County-election/planning office-6,302.00; Platte Valley Bank-lease-10,395.00; Jerry Post Psy.D.P.C.-exam-600.00; Jerry's Topper-veh maint-235.00; Quill Corp.-supplies-100.92; Qwest-phones-47.43; Radar Shop-supplies-354.00; Bob Shoemaker- council salary-200.00; Rosco Culvert-supplies-128.50; Peak Wellness-subsidy-8000.00; Peasley Law Office-legal work-512.50; Safeway-supplies-355.98; Salt City Sales-supplies-216.00; Scott Scheller-emergency mgmt.-200.00; Sparkletts-supplies-29.61; Skarshaug Testing-supplies-137.92; Sue Sluss-council salary-200.00; State of Wyoming-sales tax-9506.35; Sunshot Engineering-engineering-1150.00; T & R Electric-supplies-1245.00; North Platte Physical Therapy-fitness program-87.00; Town Treasurer-petty cash-808.39; Triad Service Solutions-supplies-515.71; Trihydro-landfill monitoring-284.69; Postmaster-postage-370.00; Verizon Wireless-phones-1107.86; Wagner Electronics-supplies-52.46; WARWS-dues-250.00; Western United Elect. Supply-supplies-646.00; Wheatland Coop-gas & dsl-7630.05; Wheatland Vol. Fire Dept.-expenses-337.23; Bloedorn Lumber-supplies-715.66; Wheatland Med. Clinic-physicals-100.00; Wheatland REA-power-1860.21; WS Darley & Co.-supplies-779.57; WYDOT-supplies-26.06; Wyoming.com-contract-20.00; Wyoming Machinery-veh maint-7481.15; Wyoming State Forestry-supplies-285.00; Xerox-copiers-350.22; Wyo. Mun. Power Agency-power-157,885.91; WYDOT-pathway-49.92; Sunshot Engineering-engineering-5720.00; EMEDCO-supplies-133.04; Wheatland Automotive-veh maint-1007.60; Payroll-total salaries-140,768.22; Total Vouchers-\$414,382.86; Cap. Facilities Project-Fire Hall; Terracon-inspections-2498.75; Olind Const.-construction-87,543.92; Sunshot Engineering-eng.-220.00; By Architectural Means-contract mgmt.-2091.95; Total-\$92,354.62

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

Mayor Hensel stated that the Council had received reports from the Public Works Depts., Police Dept., Municipal Court, Fire Dept., Planner, Building Inspector, Projects and the Wyoming Municipal Power Agency. He stated that since there were no questions or concerns regarding the reports, they would be placed on file.

Proposed Ordinance No. 756 was presented on third and final reading. Council Madsen stated that he would be abstaining from any discussions or voting on the matter. A motion was made by Councilwoman Sluss and seconded by Councilman Shoemaker to approve proposed Ordinance No. 756 on third and final reading with the requirement that the ten conditions as specified by the Planning and Zoning Board be met within two months of the final reading of this Ordinance. Motion carried 3-0. The Ordinance follows in its entirety.

ORDINANCE NO. 756

AN ORDINANCE REZONING THE N1/2, NE1/4NW1/4,  
OF SECTION 18, T24N, R67W, TOWN OF WHEATLAND,  
FROM "CONSERVANCY DISTRICT" TO "LOW DENSITY  
SUBURBAN RESIDENTIAL DISTRICT"

WHEREAS, the owner of the below-described real property made application to rezone said property from "conservancy district" to "low density suburban residential district": and

WHEREAS, the Planning and Zoning Commission, on September 13, 2010 held a hearing concerning the zoning change; and

WHEREAS, no objections to the zoning change were filed or expressed; and

WHEREAS, on September 13, 2010, the Planning Commission voted to recommend to the governing body for the Town of Wheatland to approve the zoning change from "conservancy district" to "low density suburban residential district". The zoning change was conditioned upon the property owner agreeing to completing ten conditions. A copy of the ten conditions is on file with the Town Clerk.

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

The following described real property:

N1/2NE1/4NW1/4, OF SECTION 18, T24N, R67W,  
TOWN OF WHEATLAND, PLATTE COUNTY, WYOMING

be and the same is hereby re-zoned from "conservancy district" to "low density suburban residential district", as provided by Ordinance No. 755 of the Wheatland Town Code.

IT IS FURTHER ORDAINED that the above re-zone is subject to the Owner of the above-described property completing the ten conditions required by the Planning and Zoning Commission, with two months after the final reading of this Ordinance.

Passed and approved this 11<sup>th</sup> day of October, 2010 on first reading.

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

Passed and approved this 13<sup>th</sup> day of December, 2010 on third and final reading.

/s/ Mayor, Dean Hensel

Attest;

/s/ Cindy Kahler, Clerk/Treasurer

Proposed Ordinance No. 757 was presented on second reading. Proposed Ordinance No. 757 would adopt the 2011 National Electrical Code. A motion was made by Councilman Evans

and seconded by Councilwoman Sluss to approve proposed Ordinance No. 757 on second reading. Motion carried 4-0. The title to proposed Ordinance No. 757 is as follows:

AN ORDINANCE AMENDING SECTION 7-107  
(b) (6): OF THE WHEATLAND TOWN CODE,  
ADOPTING THE 2011 EDITION; NATIONAL  
ELECTRICAL CODE.

Planner, Dennis Becker presented the final plat for the Madsen Subdivision stating that the preliminary plan had been approved at the September 13, 2010 Council meeting. The final plat had been approved by the Planning Commission on November 4<sup>th</sup> and again on December 9<sup>th</sup> with some changes. Councilman Madsen stated he would be abstaining from any discussion or voting on this matter. A motion was made by Councilman Evans and seconded by Councilwoman Sluss to approve the final plat as presented by Bob Madsen. Motion carried 3-0.

Pat Mitchell was present and stated that the Wheatland Cemetery Gateway Project was going much faster than they had anticipated. She stated they have collected approximately \$6,000.00 toward the project along with donations of labor and materials. Mrs. Mitchell stated that the concrete slabs are in, one of them was donated by Don Hale and the other one by Croell. She also stated the wiring is in for the lights and they will be installed on the east side of the wall. She stated that all of the entries have been made to the web-site. Mrs. Mitchell indicated that they are in need of rocks as each building will require approximately 2,000 rocks.

Dan Cole was present representing the Masonic Lodge and he stated that they would place a cornerstone at the Cemetery Gateway Project and do the dedication at no cost to the project. He stated that if the project committee and the Town wished them to pursue it, they would be happy to do so.

Mayor Hensel presented the 2009-2010 audit report, stating that the report was done on a "cash" basis versus an "accrual" basis as has been done in the past. The cash basis gives everyone a better idea of what is happening with enterprise funds. He stated that the audit was "clean" and there is some improvement in the sanitation fund over the past years. A motion was made by Councilman Madsen and seconded by Councilman Shoemaker to accept the audit report from Mader, Tschacher, Peterson & Co. as presented. Motion carried 4-0.

Proposed Ordinance No.758 was presented on first reading. Proposed Ordinance No. 758 would define "recreational vehicles" and limit the time they can be parked on any public street. A motion was made by Councilman Madsen and seconded by Councilman Shoemaker to approve proposed Ordinance No. 758 on first reading. Motion carried 4-0. Proposed Ordinance No. 758 title being as follows;

AN ORDINANCE AMENDING SECTION 10-71 OF

THE WHEATLAND TOWN CODE, ENTITLED  
"RECREATION VEHICLES". SO AS TO MORE  
CLEARLY DEFINE WHAT IS MEANT BY RECREATIONAL  
VEHICLE.

Mayor Hensel presented a letter from Platte County requesting the building permit fees in the amount of \$4,391.42. The County was awarded two Energy Efficient Retrofit grants through the Wyoming Business Council for courthouse window replacement and heating and cooling upgrades for the nursing home. A motion was made by Councilman Evans and seconded by Councilwoman Sluss to waive the building permit fees in the amount of \$4,391.42 for Platte County per their request. Motion carried 4-0.

Mayor Hensel presented a letter from Vimbo's Dusty Boots requesting they be allowed to use their liquor license to cater a wedding in Cheyenne. A motion was made by Councilwoman Sluss and seconded by Councilman Madsen to approve the request from Vimbo's Dusty Boots to cater a wedding in Cheyenne, in January. Motion carried 4-0.

Mayor Hensel presented a catering permit application from Commodore Bar for December 21, 2010 at the 4-H Building. A motion was made by Councilman Evans and seconded by Councilman Shoemaker to approve the catering permit for Commodore Bar for Dec. 21, 2010 at the 4-H Building at the minimum fees allowed by law. Motion carried 4-0.

Councilman Shoemaker stated that the Weed and Pest had received notice from the State Engineer's Office that they could no longer sell water and they would not be selling water in the future.

With no further business to come before the Governing Body, Mayor Hensel adjourned the meeting. The next regular meeting of the Town Council will be held on January 10, 2010.

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Mayor, Dean Hensel

Attest:

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Clerk/Treasurer, Cindy Kahler