

Wheatland, Wyoming
February 14, 2011

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, Feb. 14, 2011.

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

Mayor Dixon stated that the presentation by Steve Loyd needed to be removed from the agenda as he had been called out of Town. 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 January 10, 2011 were presented and a motion was made by Councilman Evans and seconded by Councilman Shoemaker to approve the minutes. Motion carried 4-0.

The vouchers for the month of January, 2011 were presented and a motion was made by Councilman Evans and seconded by Councilman Shoemaker to pay the vouchers. Motion carried 4-0. The vouchers are as follows: AED Everywhere-supplies-369.00; A Family Roofing-repairs-75.00; Airgas-supplies-249.88; Allen's Part's-veh maint-27.32; Altec Inc-supplies-49.49; Amazing Monogramming-supplies-209.12; Ameri-Tech-supplies-834.14; Andrew Starr-Snap On Tools-supplies-1197.10; Atco International-supplies-93.05; Atlas Office Supplies-supplies-62.46; Dennis Becker-contract labor-500.00; Bulldog Booster Club-supplies-100.00; Carolina Software-computer software-200.00; Casper Star Tribune-subsc.-72.80; Chief Supply-supplies-356.10; CNA Surety-bond-100.00; Communicom-internet-196.05; Consolidated Mfg-supplies-32.00; Contractors Materials-supplies-109.76; Crescent Electric-supplies-1091.67; Dana Kepner-supplies-3969.66; DBC Irrigation-supplies-256.61; Dean Hensel-mayor salary-300.00; Dell Marketing-supplies-1287.70; Dept. Of Employment-workers comp-4666.09; Jean Dixon-mayor salary-500.00; Douglas Weaver-attorney fees-1750.00; Double D Cleaning-janitorial-325.00; Drive Train-veh maint-117.00; Drube's Supply-supplies-285.82; Jason Evans-council salary-100.00; E.S.C.-electrical engineering-959.53; Energy Labs-testing-505.00; Engineering America, Inc.-supplies-1102.50; Farm Plan-supplies-851.36; Fat Boys Tire-tires-748.52; First State Bank-lease payment-55,095.84; Floyds-veh maint-434.99; Gases Plus-supplies-74.71; Grainger-supplies-129.37; Brandon Graves-council salary-100.00; Huffer's Food Pride-supplies-260.72; ICP-dues-120.00; U.S. Treasury-tax deposit-4401.62; Ken Garff-police car-23,447.00; Kinsco-supplies-699.86;

Source Gas-heat-8136.43; Kois Brothers-veh maint-1599.19; KYCN-adv-80.00; Lawson Products-supplies-173.38; Lock Trucking-supplies-107.67; Alan Madsen-council salary-100.00; Marie's Bakery-supplies-2222.50; Mark McDonald-supplies-17.50; MES-Rocky Mtn-2033.88; Midwest Hose - supplies-58.36; Mike's Printing-supplies-498.27; Mike's Pack & Ship-postage-17.43; Montana Electric-safety program-142.62; Mountain Aire-supplies-371.17; Tim Olind-planning work-1960.00; One Call of Wyoming-dues-133.00; Orbitcom-phones-1663.70; Pamida-supplies-223.42; Partsmaster-supplies-164.17; P.C. Parks & Rec.-adv-175.00; P.C. Record Times-adv.-2849.88; Peterbilt of Wyoming-veh maint-99.93; Pitney Bowes-postage-250.00; Platte Valley National Bank-lease payment-10,395.00; Pocket Press-supplies-18.98; Project Safe-subsidy-7000.00; Qwest-phone-47.57; Radar Shop-supplies-248.01; Bob Shoemaker-council salary-100.00; Respond Fire Aid Systems-supplies-15.58; Safety-Kleen-supplies-161.06; Scott Scheller-emergency mgmt-200.00; Sewing Shop-supplies-72.00; Sparkletts-supplies-20.17; Sue Sluss-council salary-100.00; State of Wyoming-sales tax-13,489.75; Sunshot Engineering-engineering-1367.50; Symbol Arts-supplies-82.50; The Light House-supplies-243.91; North Platte Phsy. Therapy-fitness program-103.00; Town Treasurer-petty cash-598.04; Traveler-insurance-37,209.00; Trihydro-landfill monitoring-1626.33; Unemployment Tax-unemployment- 228.36; Valley Plumbing-supplies-313.75; Verizon Wireless-phones-806.61; PEDCO-dues-3750.00; Wagner Electronics-supplies-275.83; Waterous Company-supplies-153.31; Western United Electric-supplies-96.90; Wheatland Automotive-veh maint-2128.64; Wheatland Coop-gas & dsl-6464.40; Wheatland Vol. Fire Dept.-expenses-2046.63; Wheatland Motocross-fencing-2328.46; Bloedorn Lumber-supplies-160.85; Wheatland REA-power-2107.53; Wireless Advanced-supplies-214.70; WPOA-dues-100.00; Wyo. Child & Family- subsidy-4500.00; Wyoming Retirement System-retirement-2750.00; Wyoming State Forestry-supplies-34.20; Xerox Corp-copiers-791.40; Payroll-gross salaries-157,988.96; Wyo. Mun. Power Agency-power-164,869.35; 71 Const.-airport apron-57,406.28; GDA Engineers-engineering-8000.00; WYDOT-pathway-386.70; Sunshot Engineering-engineering-4180.00; Total vouchers-\$626,672.60; Cap. Facilities/Fire Hall: By Architectural Means-contract-4704.00; Ash's Sales & Service-appliances-4327.25; Restaurant Equip.-appliances-3040.72; Norb Olind Construction-construction-163,305.00; Total vouchers-\$175,376.97.

Clerk/Treasurer, Cindy Kahler presented the financial report indicating that the Town has completed 59% of the budget period and have collected 60% of the anticipated revenue and disbursed 53% of the estimated expenditures. A motion was made by Councilman Shoemaker and seconded by Councilman Graves to accept the financial report as presented and place it on file. Motion carried 4-0.

Mayor Dixon stated that the Council had received reports from the Public Works Depts., Police Dept., Building Inspector, Planning Office, Municipal Court, Project and the Wyoming Municipal Power Agency and she requested the motocross representative, Rick Keck update the Council on their plans. Mr. Keck stated that the track located on the Town's property has been permanently closed and they are beginning work on the new facility. He stated they have a race scheduled for September 24 & 25, 2011 at the new site. Mayor Dixon stated the reports would be placed on file.

Proposed Ordinance No. 758 was presented on third and final reading. Proposed Ordinance No. 758 would define “Recreational Vehicles” in the Wheatland Town Code. Councilman Evans stated that due to some issues surrounding the proposed Ordinance, he would make a motion to table the Ordinance on third and final reading until further study could be done. Councilman Shoemaker seconded the motion. Motion carried 4-0.

Proposed Ordinance No. 759 was presented on second reading. Proposed Ordinance No. 759 would address the installation of antennas, telecommunications towers and wind generation towers in the Town. Union Wireless, Director of Engineering, Kevin Kleinsmith was present and voiced several concerns regarding the ordinance as it is being proposed. He indicated that the Ordinance would prohibit the installation of “outside antennas” of any kind without a special use permit and he cited such antennas as dishes used for television and internet reception. He stated that there appears to be concerns regarding towers collapsing on other structures and he indicated that Union Wireless towers are designed to collapse on themselves. Town Attorney, Doug Weaver stated that Mr. Kleinsmith certainly had come valid issues and he would advise the Council to pass proposed Ordinance No. 759 on second reading and he would meet with Mr. Kleinsmith before the third and final reading. A motion was made by Council Madsen and seconded by Councilman Evans to approve proposed Ordinance No. 759 on second reading. Motion carried 4-0. Proposed Ordinance No. 759 title being as follows:

AN ORDINANCE AMENDING ARTICLE IV; SECTION 16-21
THROUGH 16-23 OF THE WHEATLAND TOWN CODE.

Mayor Dixon indicated she would make the following appointments: Police Chief- Randy Chesser; Fire Chief-Scott Scheller; Clerk/Treasurer- Cindy Kahler; Building Inspector-Steve Snook; Municipal Judge-Mark McDonald; Town Attorney-Doug Weaver; Town Engineer-Russ Schamel. A motion was made by Councilman Evans and seconded by Councilman Madsen to approve the appointments as presented by the Mayor. Motion carried 4-0.

Town/County Planner, Dennis Becker presented a preliminary plat from Dusty Boots Inc., dba Vimbo’s Restaurant and Motel to subdivide the property at 203 16th Street. He reported that the applicant wishes to subdivide the existing property into two lots. This would create one lot containing the restaurant, lounge and gift shop with parking and another lot containing the motel and parking. He stated that the Planning and Zoning Board had approved the Special Permit to subdivide the property in a Highway Business District with thirteen conditions specified by the Planning Office. Planner Becker stated that the applicants have asked that conditions #9 (that a grease trap for the restaurant be installed properly sized and maintained to prevent the kitchen grease from entering the sewer system) and condition #8 (that the sewer services from the Motel and Restaurant on the north side of the property be separated). Don Farrier was present and stated that they are no entirely sure that the motel and restaurant sewers are hooked together now and questioned the need for them to be separated if they are. He also voiced concerns about changing the existing grease trap as they had experienced very few problems as it presently exists. After further discussion, a motion was made by Councilman Evans

and seconded by Councilman Shoemaker to approve the Special Use Permit to subdivide property in a Highway Business District and the preliminary plat as presented by Dusty Boots Inc., dba Vimbo's Restaurant and Motel with the thirteen conditions as specified by the Planning Office. Motion carried 3-1.

A motion was made by Councilman Shoemaker and seconded by Councilman Madsen to adjourn the regular meeting at 7:30 P.M. to go into the scheduled public hearing. Motion carried 4-0.

Mayor Dixon opened the public hearing on the renewal of liquor licenses in the Town of Wheatland as advertised. She stated that the licenses would be considered in groups as to the kind of license:

Mayor Dixon stated the first group would be the "Club Licenses" and she asked for any comments regarding the licenses. Wheatland Moose Lodge #1636

Wheatland Country Club

A motion was made by Councilman Shoemaker and seconded by Councilman Graves to approve the "Club Liquor Licenses" as presented. Motion carried 4-0.

Mayor Dixon stated that the second group would be the "Restaurant Licenses" and she asked for any comments regarding the licenses. Olivia Dominquez dba Dominquez Family Mexican Restaurant; High Plains Pizza dba Pizza Hut #207 and Yong Chang dba El Gringo's. A motion was made by Councilman Evans and seconded by Councilman Madsen to approve the "Restaurant Liquor Licenses" as presented. Motion carried 4-0.

Mayor Dixon stated that the last group would be the "Retail Liquor Licenses" and she asked for any comments regarding the licenses. Dusty Boots dba Vimbo's ; Jimmy G. Wilson dba Wheatlanes; Safeway #46, Inc dba Safeway Store #2462; Robo LLC, dba Commodore Bar; Big A in Wheatland, LLC dba Big A; Landmark Bar Associates LLC dba Landmark Bar; Casey Laffitte dba Casey's Timberhaus; Jin H. Min dba I-25 Pit Stop. A motion was made by Councilman Graves and seconded by Councilman Shoemaker to approve the "Retail Liquor Licenses" as presented. Motion carried 3-1.

Mayor Dixon closed the public hearing and a motion was made by Councilman Madsen and seconded by Councilman Graves to resume the regular meeting. Motion carried 4-0.

Mayor Dixon presented a Resolution to lease purchase a motor grader and snow plow through the First State Bank. A motion was made by Councilman Evans and seconded by Councilman Shoemaker to approve the Resolution as presented. Motion carried 4-0. The Resolution title being as follows:

A RESOLUTION AUTHORIZING THE TOWN OF
WHEATLAND, WYOMING TO LEASE, WITH AN
OPTION TO PURCHASE CERTAIN EQUIPMENT
FROM THE FIRST STATE BANK.

Mayor Dixon stated that the following banks would be designated as "Official Depositories" for the Town of Wheatland funds; First State Bank, Platte Valley Bank, Bank of the West.

A motion was made by Councilman Madsen and seconded by Councilman Graves to approve the “Official Depositories” for the Town of Wheatland as presented by Mayor Dixon. Motion carried 4-0.

Mayor Dixon stated that the Platte County Record Times would be designated the “Official Newspaper” for the Town of Wheatland publications. A motion was made by Councilman Evans and seconded by Councilman Shoemaker to approve the designation of the Platte County Record Times as the “Official Newspaper” for the Town of Wheatland. Motion carried 4-0.

A proposed ordinance was introduced that would increase the electric rates to the customers in the Town of Wheatland. Town Attorney, Doug Weaver stated that the rate increase is needed to cover the costs of the wholesale power being purchased by the Town from the Wyoming Municipal Power Agency. A motion was made by Councilman Shoemaker and seconded by Councilman Graves to approve proposed Ordinance No. 760 on first reading. Motion carried 4-0. The title of proposed Ordinance No. 760 is as follows:

AN ORDINANCE AMENDING ORDINANCE NO. 749
ESTABLISHING RATES FOR ELECTRICAL SERVICE
FOR THE TOWN OF WHEATLAND.

A catering permit application from the Glendo Beverage and Smoke Shop, dba Whiskey Gulch Saloon for the Platte County Chamber of Commerce’s Ag. Appreciation Banquet on Thursday, Feb. 17, 2011 was presented. A letter from the Glendo Town Council approving the use of the license in Wheatland was attached to the application. A motion was made by Councilman Evans and seconded by Councilman Madsen to approve the application from Glendo Beverage and Smoke Shop, dba Whiskey Gulch Saloon for Feb. 17, 2011 at the 4-H Building for the P.C. Chamber of Commerce Ag. Appreciation Banquet at the applicable fees. Motion carried 4-0.

A catering permit application from Commodore Bar for Saturday, Feb. 26, 2011 at the 4-H Building for a fund raiser was presented. A motion was made by Councilman Shoemaker and seconded by Councilman Evans to approve the catering permit application for the Commodore Bar for Saturday, Feb. 26, 2011 at the 4-H building for a fund raiser at the applicable fees. Motion carried 4-0.

A catering permit application from Dusty Boots, Inc. dba Vimbo’s was presented for April 16-17, 2011 at the 4-H Building for a dance. A discussion was held on the amount of trained people checking I.D’s and the amount of people attending as there is only one person listed on the application. A motion was made by Councilman Evans and seconded by Councilman Madsen to approve the catering permit application from Dusty Boots, Inc. dba Vimbo’s for April 16-17, 2011 at the 4-H Building for a dance at the applicable fees. Motion carried 4-0.

With no further business to come before the Governing Body, Mayor Dixon adjourned the meeting at 7:50 P.M.. The next regular meeting of the Town Council will be held on

Monday, March 14, 2011.

Mayor, Jean Dixon

Attest;

Town Clerk/Treasurer, Cindy Kahler