

Wheatland, Wyoming
July 12, 2004

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

The 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, July 12, 2004.

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

Mayor Dingman stated that the agenda needed to be amended to include an Oath of Office under "petitions, memorials and complaints", Art Hultman under "unfinished business," airport and Town of Wheatland re-zone under "new business". A motion was made by Councilman Wilson and seconded by Councilman Hensel to approve the agenda as amended. Motion carried.

The minutes of the regular meeting held on June 14, 2004 and the special meeting held on June 23, 2004 were presented. A motion was made by Councilman Hensel and seconded by Councilman Wilson to approve the minutes of the regular meeting held on June 14, 2004 and the special meeting held on June 23, 2004 as presented. Motion carried.

The vouchers for the month of June 2004 were presented for payment. Clerk/Treasurer, Cindy Kahler reported that there were two voucher lists. One for the 2003-2004 budget and one for the 2004-2005 budget. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to pay the vouchers for the month of June that were included on the list for the fiscal year ending June 30, 2004. Motion carried. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to pay the vouchers for the month of June that were included on the list for the fiscal year ending June 30, 2005. Motion carried.

The vouchers are as follows: Airgas-supplies-66.71; Allen's Parts-veh maint-373.14; Amazing Monogramming-supplies-35.00; Atlas Office Products-supplies-477.66; Atlas Towing-towing charges-125.00; Best Value Inn-lodging-2808.00; Bob Ruwart Motors-veh maint-47.54; Botach Tactical-supplies-65.25; Brown Company-supplies-236.92; California Contractors-supplies-130.80; Casper Star Tribune-subscription-202.80; Cellular One-phones-99.41; Charlie Trimble-Snap On-supplies-97.79; Churchich Recreation-supplies-1099.83; CNA Surety-bond-250.00; Communicom-internet-235.85; Consolidated Mfg. Co-supplies-48.00; Contractors Materials-supplies-89.84; Courier By George-freight-150.00; Crescent Electric-

supplies-2610.66; Crystal Ice-supplies-36.00; Dave's Auto-vehicle maint-1233.98; Dave Ohde & Assoc.-engineering-1600.00; Dean Hensel-council salary-300.00; Derek Marker-supplies-916.21; Div. Of Workers Comp-workers comp-5562.98; Douglas Weaver-attorney fees-1750.00; Drive Train-supplies-318.00; Drube's Mfg-supplies-534.46; Phil Dumars-contract labor-195.00; Eastern Wyo. Ambulance Service-ambulance-9124.00; Ed's Digger Service-supplies-3283.32; Emblem Enterprises-supplies-194.74; Energy Labs-supplies-615.00; Farm Plan-supplies-53.78; Frances McGuire-supplies-180.00; Gases Plus-supplies-22.80; Grainger-supplies-37.08; HR Computer-supplies-354.21; Huffer's Food Pride-supplies-274.25; Intech-supplies-1283.00; Jack's Electric-supplies-4493.68; Jeff Wilhelm-council salary-525.00; Joel Dingman-Mayor Salary-750.00; Johnson and Assoc.-supplies-164.99; Kings Inn-lodging-571.59; Kirby Wilson-Council salary-450.00; Kinder-Morgan-heat-2930.40; Kois Brothers-supplies-8994.86; Kriz Davis-supplies-652.58; K2 Engineering-engineering-60.00; KVA Supply-supplies-792.00; Lab Safety-supplies-36.00; Lawson Products-supplies-467.61; Lingle Vol Fire Dept.-fire convention-1120.00; Little Lady Lobos-donation-100.00; Lock Trucking-supplies-131.51; Long's Tree Spraying-spraying-6172.00; Midwest Hose & Specialty-supplies-232.54; Mikes Printing-supplies-327.44; Montana Electric -supplies-223.82; Northern Tool & Equip.-supplies-84.82; Odean Parts-supplies-230.06; Orbitcom-phones-1746.80; Kent Owens-supplies-43.90; Page One-pagers-40.00; Pamida-supplies-106.38; Chamber of Commerce-advertising-500.00; P.C. Parks and Recreation-expenses-21,182.01, P.C. Record Times-advertising-3438.25; P.C. Weed & Pest-supplies-90.00; Double D's-janitorial-400.00; Piper's-supplies-51.57; Qwest-phones-115.00; Shorey Electronics-supplies-302.33; Rex Johnson-health ins-400.00; S & S Plumbing-supplies-478.62; Salt City Sales-supplies-216.00; Sandy Lipps-supplies-512.36; Sierra Springs-supplies-52.50; State of Wyoming-sales tax-5685.92; Steve Geile-Council Salary-200.00; Stewart/Stevenson-veh maint-7121.47; Sunshot Engineering-engineering-1907.34; TDY Networking-supplies-4437.95; T & R Electric-supplies-4275.00; TW Enterprises-supplies-1131.84; Corporate Office-supplies-28.00; TCI Tire Centers-supplies-354.85; Total Safety-supplies-72.31; Total Fitness Center-fitness program-136.80; Two Way Radio-supplies-99.25; Verizon Wireless-phones-380.40; Wester-Wetstein-engineering-471.76; Western United Electric-supplies-1046.55; Wheatco Sales & Service-gas & dsl-3739.81; Wheatland Automotive-veh maint-1226.62; Wheatland Coop-gas & dsl-2071.53; Wheatland Fire Equipment-supplies-1496.18; Wheatland Jaycees-flags & poles-900.00; Bloedorn Lumber-supplies-850.71; Wheatland REA-power-1113.70; Wheatland True Value-supplies-50.17; Doug Willadsen-supplies-45.90; Wyo. Assoc. Of Chiefs & Sheriffs-dues-250.00; W.A.M.-convention expenses-120.00; Wyoming Law Enforcement-school-350.00; Wyoming Machinery-veh maint-1138.33; Wyoming R.E.A.-meeting expense-20.00; Wyoming Surplus Property-supplies-101.00; Xerox Corp-supplies-616.19; Xerox Corp-supplies-193.02; S & S Plumbing-plumbing-4697.76; Britz/Heidbrink-supplies-272.79; Alexander Const.-supplies-837.59; Winnelson-supplies-254.62; Wyoming Rents-scaffolding-2139.18; Miracle Recreation-supplies-2460.00; Wheatland True Value-supplies-812.05; P.C. Concrete-supplies-314.60; Sutherlands-supplies-503.72; H & H Concrete-supplies-7074.00; Molly Wilhelm-supplies-192.45; Bloedorn Lumber-supplies-9160.87; Wyo. Tribune Eagle-adv-36.66; Graham, Dietz & Assoc.-engineering-23,718.31; Frost Const-airport renovations-51,446.33; Kelly Deines Irrigation-pump-5204.00; Sunshot Engineering-engineering-13405.02; Bluffs Sanitary-supplies-436.40; Torrington Sod-supplies-1428.00; Irrigation Supply-pipe-18,306.00; Western Welding-supplies-

2813.00; Jack's Electric-supplies-7,574.73. Bob Ruwart Motors-vehicle-4,950.00; Total Vouchers-\$295,976.31; July Vouchers-2004-2005 Budget- Platte County-dispatch-\$25,000.00 Hospice-\$6,000.00; P.C. Library-donation-2,000.00, Wyoming Assoc. Of Mun.-dues-\$3987.00; Total Vouchers-\$36,987.00.

Mayor Dingman administered the Oath of Office to Police Officer, Clyde Harris.

Reports from the Police Dept., Public Works Depts.,Platte County Chamber of Commerce, Wyoming Municipal Power Agency and the Ambulance Service were presented. Mayor Dingman stated there were letters of commendation for Officers Owens and Moro attached to the Police Dept. report. A motion was made by Councilman Wilson and seconded by Councilman Wilhelm to approve the reports as presented and place them on file. Motion carried.

Proposed Ordinance No. 703 was presented on third and final reading. A motion was made by Councilman Wilhelm and seconded by Councilman Wilson to approve proposed Ordinance No. 703 on third and final reading. Motion carried. Ordinance No. 703 follows in its entirety.

ORDINANCE NO. 703

AN ORDINANCE AMENDING ORDINANCE NO. 419 AND THE LAND USE DISTRICT MAP OF THE TOWN OF WHEATLAND, WYOMING, AND REZONING THAT AREA DESCRIBED HEREIN FROM CONSERVANCY DISTRICT (C) TO RESIDENTIAL DISTRICT (R).

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

SECTION 1. That a parcel of property within the Town limits of the Town of Wheatland, Wyoming, described as follows:

Lots 1-7 of Johnston Subdivision located in the SW1/4SW1/4 of Section 7, Township 24, North Range 67, West, Town of Wheatland, Platte County, Wyoming.

Which parcel is presently zoned Conservancy (C) is hereby changed to Residential (R).

SECTION 2. That the Land Use District map of the Town of Wheatland is amended in accordance with this Ordinance.

Passed and approved on first reading May 10, 2004

Passed and approved on second reading , June 14, 2004

Passed and approved upon third reading and final passage, July 12, 2004.

/s/ Joel Dingman, Mayor

Attest:

/s/ Cindy Kahler, Clerk/Treasurer

Proposed Ordinance No. 704 was presented on third and final reading. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to approve the proposed

Ordinance No. 704 on third and final reading. Motion carried. Ordinance No. 704 follows in its entirety.

ORDINANCE NO. 704

AN ORDINANCE AMENDING ORDINANCE NO. 419 AND THE LAND USE DISTRICT MAP OF THE TOWN OF WHEATLAND, WYOMING AND REZONING THAT AREA DESCRIBED HEREIN FROM RESIDENTIAL (R) TO GENERAL BUSINESS DISTRICT (GB).

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

SECTION 1. That a parcel of property within the Town Limits of the Town of Wheatland, Wyoming, described as follows:

Lot 6 Block 194 of the North Addition to the Original Town of Wheatland in Section 12, Township 24, North Range 68, West, Town of Wheatland, Platte County, Wyoming.

Which parcel is presented zoned Residential (R) is hereby changed to General Business (GB).

SECTION 2. That the Land Use District Map of the Town of Wheatland is amended in accordance with this Ordinance.

Passed and approved on first reading, May 10, 2004.

Passed and approved on second reading, June 14, 2004

Passed and approved on third reading and final passage, July 12, 2004.

/s/ Joel Dingman, Mayor

Attest:

/s/ Cindy Kahler, Clerk/Treasurer

Mr. & Mrs. Art Hultman presented a claim for damages done to their dump truck by a Town of Wheatland employee. Mr. Hultman stated that he had taken a load of wood to the landfill and upon dumping it, he was insulted by a Town employee. He stated that the employee used improper language and damaged his truck when he hit the side of the it. Mrs. Hultman reiterated that the employee had been very angry and verbally abused them for no apparent reason. Since the claim had previously been denied by the Council, Town Attorney, Doug Weaver advised the Hultman's to seek legal counsel to solve the dispute.

Mr. Ross Archie presented a claim \$3,428.00 for damages done to his home by sewer water on April 16, 2004. Mr. Archie supplied supporting documentation on previous sewer backups at his residence caused by the Town's main line. Town Attorney, Doug Weaver stated that it is his advice to the Council that sewer claims are not necessary negligence by the Town, as the Town has no ability to control what people put down the sewer. Mr. Archie stated

that it was not his line that had caused the damage, it was the Town's main line in this case. After further discussion a motion was made by Councilman Wilhelm and seconded by Councilman Wilson to forward to the claim to the Town's liability insurance carrier. Motion carried.

Mayor Dingman stated that James and Mary Gaddy had filed an application to annex property located on Rompoon Road and the public hearing for the annexation was now open. He asked for comments, there being none, City/County Planner, Marlin Johnson reported that the Gaddy's need the water and sewer service provided by the Town to operate their business, therefore they are requesting annexation. Mr. Johnson presented his staff report on the application and a Resolution for Annexation. A motion was made by Councilman Wilson and seconded by Councilman Hensel to adopt the Resolution as presented by Planner, Johnson for the Gaddy Annexation. Motion carried. City/County Planner, Marlin Johnson presented proposed Ordinance No. 705 on first reading. A motion was made by Councilman Wilhelm and seconded by Councilman Wilson to pass proposed Ordinance No. 705 on first reading Motion carried. Proposed Ordinance No. 705 title being as follows:

AN ORDINANCE ANNEXING PROPERTY TO THE TOWN
OF WHEATLAND, PLATTE COUNTY, WYOMING, EXTENDING
CORPORATE LIMITS THEREOF, DEFINING THE BOUNDARIES
OF THE PROPERTY ANNEXED AND ORDERING THE PLAT
DESCRIBING THE ANNEXED PROPERTY TO BE FILED
WITH THE COUNTY CLERK OF PLATTE COUNTY, WYOMING.

City/County Planner, Marlin Johnson stated that Bard Ranch Company had filed an application for a simple subdivision adjacent to the Town limits on Front Road. Mr. Johnson stated that the Town Council has to address this application as it is within one mile of the Town limits. Planner, Johnson stated that the Johnston's wish to create three parcels of five acres each from one larger parcel, leaving the remainder of the property as one parcel. Each of the parcels will require access from Front Road. Planner, Johnson presented his staff report recommending that the Town of Wheatland pass a resolution approving the sketch plan and consenting to the processing of this application as a Simple Subdivision. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to adopt a Resolution consenting to the processing of the Bard Ranch Company application as a Simple Subdivision and forwarding it to Platte County. Motion carried.

City/County Planner, Marlin Johnson presented a Resolution in support of the Christensen Simple Subdivision that has been proposed for property adjacent to the airport. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to approve the Resolution as presented by Planner, Marlin Johnson for the Christensen Simple Subdivision. Motion carried.

An catering permit application was presented from Vimbo's Dusty Boots for August 4-7, 2004 for a beer garden to celebrate the purchase of the business and their second anniversary. A motion was made by Councilman Wilhelm and seconded by Councilman Hensel to approve

the catering permit request for August 4-7, 2004 for Vimbo's Dusty Boots at the minimum fee required by law. Mayor Dingman called for a roll call vote; Councilman Wilhelm-yes, Councilman Hensel-yes, Councilman Wilson-no, Mayor Dingman-yes. Mayor Dingman declared the motion carried.

Mr. Ed McAuley was present and stated that he had attended a meeting regarding the future of Phifer Airfield and he stated that the FAA requires a continuing effort to maintain the existing runway until future plans are developed and materialize for the airport. He stated that there is money available from the State Aeronautics and the Fed. Aviation Administration for general maintenance projects. He requested that the Town prioritize renovations of the apron, taxiway and tie down areas for future funding so that they can be brought to safer standards. Councilman Wilhelm stated that he agreed with the request as the runway is in serviceable condition, however, the taxiway and tie down areas are questionable at best. A motion was made by Councilman Wilhelm and Councilman Hensel to make the Town's first priority at the airport the renovation of the taxiway, apron and tie down area. Motion carried.

City/County Planner, Marlin Johnson presented proposed Ordinance No. 706 which would rezone Lots 20-28 , Black Mtn. Subdivision #2, from Mobile Home Subdivision and Light Industrial to Conservancy. A motion was made by Councilman Wilson and seconded by Councilman Wilhelm to pass proposed Ordinance No. 706 on first reading. Motion carried. Proposed Ordinance No. 706 title being as follows:

AN ORDINANCE AMENDING ORDINANCE NO. 419
AND THE LAND USE DISTRICT MAP OF THE TOWN
OF WHEATLAND, WYOMING AND REZONING THOSE
AREAS DESCRIBED HEREIN FROM MOBILE HOME
SUBDIVISION DISTRICT (MHS) AND LIGHT INDUSTRIAL
(LI) TO CONSERVANCY DISTRICT (C).

With no further business to come before the governing body, Mayor Dingman adjourned the meeting at 8:32 P.M.. The next regular meeting of the Town Council of the Town of Wheatland will be held August 9, 2004.

Mayor, Joel Dingman

Attest:

Town Clerk/Treasurer, Cindy Kahler