

MINUTES OF THE REGULAR COUNCIL MEETING
TOWN OF LUSK
APRIL 4, 2023, 5:00 P.M.

The Town Council of the Town of Lusk met in regular session at 5:00 p.m. in the Council Chambers of Town Hall on Tuesday, April 4, 2023.

Council Members Present: Mayor Doug Lytle, Council Members Dean Nelson, Tom Dooper, Chantry Filener, Adam Dickson

Also Present: Attorney Dennis Meier
Desirae Matthews-LeLeux, Clerk/Treasurer
Sheila Youngquist, Deputy Clerk/Treasurer
Linda Frye, Grant Manager
Todd Skrukruud, Director of Public Works
Chief Bo Krein

Dennis Meier led everyone in the Pledge of Allegiance.

MAYOR LYTLE called the meeting to order at 5:01p.m.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve the amendments to the agenda. MOTION CARRIED

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve a consent agenda for item numbers three (3) through six (6) with amendments to the agenda. MOTION CARRIED.

VOUCHERS FOR PAYMENT

AFLAC	Payroll Deduction	\$744.74
Allbright's True Value	Supplies	\$668.77
ALSCO/American Linen	Mat Rental	\$215.26
AVI PC Engineering Inc	Engineering Fees	\$9,029.25
Axon	PD Training	\$2,736.10
Baker & Associates Inc.	Renewal Fee	\$1,800.00
BankCard Center 0344	Subscriptions/K-9 Unit/Supplies/Fees	\$2,199.34
BankCard Center 4359	Subscriptions/K-9 Unit/Supplies/Fees	\$667.13
BankCard Center 9385	Animal Control Equipment	\$67.49
Bauerkemper's Inc	Fire Dept Equipment Repair	\$73.73
Black Hills Energy	Gas Service	\$1,970.39
Caselle Inc.	Office Support & Maintenance	\$1,233.00
Century Link	Phones/Internet	\$948.83
Century Lumber Center	Cemetery Supplies	\$44.55
Connecting Point	Copier Lease	\$541.21
Coxhead, Stuart	Reimburse Uniform	\$227.59
Doyle J. Davies	Municipal Judge	\$1,000.00
Decker's Food Center	Supplies	\$36.85

Delta Dental	Employee Paid Insurance	\$883.30
Empower Trust Company	WRS 457 Plan Deferred	\$200.00
Energy Laboratories Inc	Water Samples	\$66.00
Filener, Chantry	Fire Supplies	\$932.27
Fired Up Rescue	Fire Dept	\$177.36
First Net	PD Phones	\$245.15
Franks Parts Company	Parts/Supplies/Repairs	\$3,871.07
Gasfire Services	Vehicle Maintenance	\$1,414.55
Grainger	Equipment Repair	\$25.64
Great American Financial Services	Copier Lease	\$311.00
Halligan, Jamie	Utility Deposit Refund	\$44.04
Herren Bros. True Valley	Parts & Supplies	\$1,175.29
Hiway Brake & Alignment	Repairs	\$112.50
Ideal Linen/Bluffs	Supplies	\$32.00
Jergenson, Doug	Monthly Wage Animal Control	\$1,400.00
Kurtzer's	Equipment Repair	\$473.63
Lawson Products, Inc.	Supplies	\$208.67
Lexipol	Ambulance Training	\$655.56
Lumen	Phone, Long Distance	\$26.80
Lusk Fire Department	Equipment	\$2,826.00
Lusk Herald	Legal Advertising/Advertising	\$2,598.98
Lusk Lodging Tax Board	Tax Distribution	\$1,661.80
Marc	Supplies	\$201.42
Matheson Tri-Gas Inc.	Ambulance Oxygen	\$288.84
Meier Building	Rent	\$800.00
Meier Law Office	Monthly Retainer	\$3,000.00
Midland Implement Co	Equipment Repair	\$501.10
Mike Harberts	IT Services	\$2,825.00
Motorola Solutions, Inc	New Equipment	\$157.14
Niobrara Chamber of Commerce	Promotion	\$187.50
Niobrara County Library	Internet Service	\$250.00
Niobrara County Treasurer	Communications Contract/Property Tax	\$13,566.11
Niobrara Electric Assoc.	Utilities	\$41.77
Northwest Pipe Fittings of Rapid City	Parts & Supplies	\$85.28
NTP Small Engine Service	Parks Equipment Repair	\$21.24
Pitney Bowes Global Financial	Leasing Fees	\$163.53
Ranchers Feed & Supply	Parts & Supplies	\$28.56
Rose Brothers Inc.	Airport New Equipment	\$895.88
Safety-Kleen Systems, Inc	Shop Parts & Supplies	\$219.75
Sinclair	Fuel	\$6,093.37
Stinker Stores Inc	Fuel	\$8,008.95

TDS Trash Collection	Tipping Fees Transfer Station/Pump out	\$3,755.13
Torrington Office Supplies	Supplies	\$126.40
Underground Enterprises	Transfer Station Haul	\$2,250.00
Visionary Communications Inc.	Internet Service	\$621.58
W.M.P.A.	Electrical Power Purchase	\$111,063.88
Western Medical Mng. Inc	Ambulance Billing Service	\$401.62
WY Dept of Revenue	Sales Tax	\$5,851.01
WY Dept. of Workforce Services	Worker's Compensation	\$1,894.29
WY Educators Benefit Trust	Employee Medical/Life Premiums	\$25,777.75
Wyoming Retirement	Government Contribution	\$15,163.49
Total Vouchers		\$247,786.43

<u>MANUAL CHECKS</u>	<u>February 2023</u>	
Norberg, Rory	Per Diem- Water Samples	\$20.00
Bridge, Rick	Refund Hanger Lease/57 Days	\$285.00
Clerk of District Court, Second Judicial	Writ of Wages, Garnishment	\$348.56
Wyoming Child Support	Writ of Wages, Garnishment	\$319.37
Kruse, Pete	Per Diem- Meeting	\$20.00
Harberts, Mike	IT Services	\$1,095.00
Thompson, Royce	Per Diem- Meeting	\$20.00
BankCard Center 4359	PD Supplies, Uniforms, Subscription, Training	\$71.54
Oftedal Construction, Inc	Contractor Payment	\$140,297.82
BankCard Center 9385	Shop Supplies	\$199.36
Postmaster	Utility Mailings	\$318.36
Circuit Court of Niobrara County	Writ of Wages, Garnishment	\$515.96
Clerk of District Court, Second Judicial	Writ of Wages, Garnishment	\$348.56
Wyoming Child Support	Writ of Wages, Garnishment	\$319.37
Pratt, Lawrence	Utility Deposit Refund/Overpayment	\$360.74
	Total	\$144,539.64

Visitors:

Kalene White, Center Coordinator for Wyoming Child and Family Development- Lusk, WY, accompanied by board member Kari Dickson, reported that WCFD serves 650-700 children each year in Platte, Niobrara and Goshen counties. They thanked the Town and requested their continued support with a local match. COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve the local match of \$1000 to WCFD. Council member Dickson abstained. MOTION CARRIED.

Kaylee Barner joined the meeting by phone on behalf of the Alumni Golf Tournament Board. She requested the use of the golf course for June 23rd with a closed course for the Alumni Golf Tournament with reduced green fees and asked them to waive trail fees for the 24 carts they bring in for the participants. COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER DICKSON, to approve the date and reduced green fees to \$15 for each participant with waived trail fees for the carts they bring in. MOTION CARRIED.

Department Updates:

Trevor Barner emailed his update. Updates were given by Bo Krein, Linda Frye, Desirae LeLeux, and Todd Skrukud.

Old Business:

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER DICKSON, to approve Ordinance No. 8-15-150, An Ordinance Amending Existing Ordinance No. 8-15-150 At paragraph (F)(5) to Require That All Servers, Bartenders, Bar Backs and Managers of Retail Liquor Establishments Having a Permit to Provide Food Services to Minors Be Tips Trained Before Being Allowed to Work in the Establishment, on second reading. MOTION CARRIED.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve both **Ordinance No. 1-1007**, an Ordinance authorizing the issuance and sale by the Town of Lusk, Wyoming, of its water revenue bond, series 2023a, dated April 18, 2023, in the principal amount of \$1,490,000 and water revenue bond, series 2023b, dated April 18, 2023, in the principal amount of \$1,372,200, for the purpose (i) refinancing the town's water revenue bond anticipation note, series 2022, dated August 31, 2022, in the principal amount of \$1,657,000, (ii) refinancing an outstanding obligation related to the municipal waterworks system of the town, and (iii) paying certain incidental costs incurred in connection with the foregoing; approving the form, terms and provisions of the bonds, a purchase agreement and all other documents related to the issuance thereof; authorizing the members of the governing body and employees of the town to take any and all actions necessary to effectuate the issuance and sale of said bonds and the consummation of said transactions, **and Ordinance No. 1-1008**, an ordinance authorizing the issuance and sale by the Town of Lusk, Wyoming, of its sewerage revenue bond, series 2023a, dated April 18, 2023, in the principal amount of \$1,011,000 and sewerage revenue bond, series 2023b, dated April 18, 2023, in the principal amount of \$1,062,000, for the purpose (i) refinancing the town's sewerage revenue bond anticipation note, series 2022, dated August 31, 2022, in the principal amount of \$1,362,000, (ii) paying certain outstanding indebtedness of the town related to the sewerage facility, and (iii) paying certain incidental costs incurred in connection with the foregoing; approving the form, terms and provisions of the bonds, a purchase agreement and all other documents related to the issuance thereof; authorizing the members of the governing body and employees of the town to take any and all actions necessary to effectuate the issuance and sale of said bonds and the consummation of said transactions, on third reading. MOTION CARRIED.

New Business:

COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve the Airport Hanger Lease Renewal for Tschacher Farms. MOTION CARRIED.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER DICKSON, to approve the Pasture Lease for C & W Land & Livestock, LLC. MOTION CARRIED.

COUNCIL MEMBER DICKSON MOVED, SECOND BY COUNCIL MEMBER FILENER, to approve the livestock permit renewal for Cody Thompson and the amended permit renewal with No roosters for Becky Blackburn. MOTION CARRIED.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the consultant selection of “HDR” for the Lusk Safe Pathways Project. MOTION CARRIED.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER FILENER, to approve the 2023-2024 fiscal year budget with revenues of \$32,345,592 and expenditures of \$30,407,915, on first reading. MOTION CARRIED.

COUNCIL MEMBER DICKSON MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve Resolution No. 23-14. MOTION CARRIED.

MAYOR LYTLE Proclaimed the Month of April 2023 as “Child Abuse Awareness and Prevention Month.”

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve Chantry Filener as Lusk Volunteer Fire Department Chief. Council member Filener abstained. MOTION CARRIED.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve the new livestock permit with No roosters pending Public Works Director’s review. MOTION CARRIED.

Visitor Colby Thurston called in to discuss the new EMS Bill and the Fire District would like to take over the Ambulance Service. Mayor Lytle said they are willing to listen and suggested they present something to the council.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER DOOPER, to move into executive session for contract at 6:00pm. MOTION CARRIED.

The council reconvened into regular session at 7:36 p.m.

COUNCIL MEMEER DICKSON MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the amended Golf Course Pro Shop Contract for Coe J. LeLeux. MOTION CARRIED.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the liquor license renewal for Company Three, LLC- Spirits pending the lease stating they can serve alcohol for the duration of the liquor license. MOTION CARRIED.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the liquor license renewal for Joseph R Carpenter – Lusk Liquor Store. MOTION CARRIED.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve the liquor license renewal for L & J Halligan LLC – The Pub. MOTION CARRIED.

COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER FILENER, to approve the liquor license renewal for The Silver Dollar Bar of Lusk LLC – Silver Dollar Bar. MOTION CARRIED.

COUNCIL MEMBER DICKSON MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve the liquor license renewal for Lusk Elks BPO 1797. MOTION CARRIED.

No Action was taken on the liquor license renewal for Niobrara Country Club.

COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER DICKSON, to approve the liquor license renewal for The Pizza Place, LLC pending the food license permit correction. MOTION CARRIED.

COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER DICKSON, to approve the liquor license renewal for Young Ducks, LLC – Young Ducks. MOTION CARRIED.

COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER FILENER, to approve the liquor license renewal for Linda’s Cookhouse LLC – Rough N Refined. MOTION CARRIED.

COUNCIL MEMBER DICKSON MOVED, SECOND BY COUNCIL MEMBER FILENER, to revoke the Silver Dollar Bar’s Food Service to Minors Permit, effective as soon as they are notified. MOTION CARRIED.

Budget Workshop was scheduled for April 19, 2023.

The next regular Council meeting will be Tuesday, May 2, 2023, at 5:00 p.m.

There being no further business to come before the Council, the meeting was adjourned at 8:04 p.m.

ATTEST:

Douglas E. Lytle, Mayor

Desirae Matthews-LeLeux, Clerk/Treasurer