

MINUTES OF THE REGULAR COUNCIL MEETING
TOWN OF LUSK
MAY 4, 2022 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 Wednesday May 4, 2022.

Council Members Present: Mayor Doug Lytle, Council Members Dean Nelson, Becky Blackburn, Chantry Filener, and Tom Dooper

Also Present: Linda Frye, Clerk/Treasurer
Desirae Matthews-LeLeux, Deputy Clerk/Treasurer
Todd Skrukud, Director of Public Works
Sean Duffy, Golf Course Superintendent
Royce Thompson, Electric Superintendent/Airport Manager
Attorney Dennis Meier
Chief Bo Krein
Doug Jergenson, Animal Control

MAYOR LYTLE called the meeting to order at 5:00 p.m.

Kayte Lytle led everyone in the Pledge of Allegiance.

COUNCIL MEMBER DOOPER MOVED, to approve a consent agenda for item numbers three (3) through six (6), second by COUNCIL MEMBER FILENER MOTION CARRIED.

VOUCHERS FOR PAYMENT

AFLAC	Payroll Deduction	\$764.72
Allbright's True Value	Supplies	\$810.67
ALSCO/American Linen	Mat Rental	\$179.34
AVI PC Engineering Inc.	Engineering Fees	\$77,444.92
BankCard Center 0344	Supplies/Subscriptions/Postage/Training	\$1,601.04
BankCard Center 1960	New Equipment/Equipment Repair	\$644.98
BankCard Center 2477	Equipment Repair/Parts & Supplies	\$709.39
BankCard Center 4359	Supplies/New Equipment/Postage/Renewals	\$948.14
Bellwood Tree Service	Tree Trimming Streets	\$1,300.00
Black Hills Energy	Gas Service	\$1,321.63
Boldon Diesel Services	Sewer Equipment Repair	\$1,136.00
Boldon Welding & Repair Services	Equipment Repair	\$130.00
Border State Industries	Electric Parts and Supplies	\$2,999.32
Bredthauer, Jackie	Election Judge Pay	\$168.00
Caselle Inc.	Office Support & Maintenance	\$1,100.00
CenturyLink	Phones/Internet	\$1,147.91
City of Casper	Tire Disposal	\$2,646.25
Connecting Point	Copier Lease	\$100.00

Doyle J. Davies	Municipal Judge/Postage	\$1,058.00
Decker's Food Center	Supplies	\$15.96
Delta Dental Plan	Employee Paid Insurance	\$852.40
Emergency Medical Products Inc.	Ambulance Supplies	\$211.66
Filener, Chantry	New Equipment	\$780.00
Franks Parks Company	Parts/Supplies/Repairs	\$1,351.68
Goshen County Sheriff	New Equipment	\$1,350.00
Great American Financial Services	Copier Lease	\$311.00
Great West Trust Co	WRS 457 Plan Deferred	\$200.00
Greenough, Julianne	Electric Judge Pay	\$168.00
Hometown Country	Uniforms	\$320.00
Ideal Linen/Bluffs	Supplies	\$77.99
Jergenson, Doug	Monthly Wage Animal Control	\$1,400.00
Jirdon Agri Chemicals	Fertilizer/Seed/Sod	\$2,970.95
Kurtzer's	Equipment Repair/Parts	\$598.95
Lowe, Bernice	Election Judge Pay	\$168.00
Lumen	Phone, Long Distance	\$23.19
Lusk Fire Department	New Equipment	\$949.34
Lusk Herald	Legal Advertising/Advertising	\$2,887.74
Lusk Lodging Tax Board	Tax Distribution	\$1,292.03
Matheson Tri-Gas Inc.	Ambulance Supplies	\$96.85
Meier Building	Rent	\$800.00
Meier Law Office	Monthly Retainer	\$3,000.00
Niobrara Chamber of Commerce	Promotion	\$187.50
Niobrara County Library	Internet Service	\$250.00
Niobrara County Treasurer	Communications Contract	\$6,301.50
Niobrara Electric Assoc.	Utilities	\$41.88
Northwest Contractors Supply	Supplies	\$404.16
NTP Small Engine Service	Golf Course Equipment Repair	\$280.41
Oftedal Construction Inc.	Phase I Payment #9 & #10	\$1,855,837.54
One Stop Safety Solutions	Drug Testing Consortium	\$1,120.00
One-Call of Wyoming	Tickets	\$42.00
R&R Products Inc.	Equipment Repairs	\$1,145.62
Ranchers Feed & Supply	Supplies	\$258.50
Rawhide Drug Co.	Supplies	\$19.49
Scott, Vickie	Election Judge Pay	\$168.00
Simplot Turf & Horticulture	Fertilizer/Seed/Chemicals	\$5,852.20

TDS Trash Collection	Tipping Fees Transfer Station	\$4,859.92
The Vigilance Project	Training	\$450.00
Torrington Office Supplies	Supplies	\$215.90
Underground Enterprises	Transfer Station Haul	\$2,250.00
Valley Motor Supply	Equipment Repairs	\$60.86
Visionary Communications Inc.	Internet Service	\$363.48
W.E.B.T.	Employee Life Insurance	\$69.75
W.M.P.A.	Electrical Power Purchase	\$105,851.81
WAM/WCCA	Lease Payment	\$786.55
Western Medical Management, Inc.	Ambulance Billing Service	\$379.27
Whitaker Oil, Inc.	Fuel & Oil	\$7,792.86
WY Dept. of Revenue	WY Sales Tax	\$5,879.47
WY Dept. of Transportation	Outdoor Advertising	\$30.00
WY Dept. of Agriculture	Food License	\$50.00
WY Dept. of Workforce Services	Worker's Compensation	\$1,976.84
WY Office State Lands & Investments	Transfer Station Debt Service	\$21,885.75
WY Public Health Lab.	Quarterly Water Samples	\$48.00
Wyoming Retirement	Government Contribution	\$15,737.61
Total Vouchers		\$2,156,632.92

<u>MANUAL CHECKS</u>	<u>April 2022</u>	
WY Depart. Of Transportation	License Plate, Sewer Jetter	\$5.00
Clerk of District Court, Second Judicial	Garnishment, Writ of Assignment	\$348.56
WY Child Support	Garnishment, Writ of Assignment	\$184.61
Desirae Matthews-LeLeux	Per Diem and Mileage	\$165.93
Dean Nelson	Per Diem and Mileage	\$165.93
PostMaster	Utility Billing	\$270.01
Desirae Matthews-LeLeux	Per Diem/Mileage	\$409.91
Sheila Youngquist	Per Diem	\$149.00
Clerk of District Court	Garnishment, Writ of Assignment	\$348.56
WY Child Support	Garnishment, Writ of Assignment	\$319.37
Rory Norberg	Per Diem	\$20.00
	Total	\$2,386.88

Visitors:

The American Legion Post #1 was in attendance to present a check for \$250.00 to the Town Recreation Program for Youth baseball. Ed Tirado gave a history on the American Legion participation in youth baseball. Dale Miller presented the check to Mayor Lytle.

Verlene Matney was present to make a request for the EMS Benefit on August 27th, 2022. Ms. Matney requested that the Town waive the vendor fees. COUNCIL MEMBER BLACKBURN MOVED, SECOND BY COUNCIL MEMBER FILENER, to waiver the vendor fees for the EMS Benefit on August 27th. MOTION CARRIED. She also requested that the electric service be upgraded so they would not blow breakers. Royce Thompson stated that he would have to build a panel but would get that done.

Department Updates:

- Royce Thompson – Airport/Electric Superintendent
- Sean Duffy – Golf Course Superintendent
- Chief Krein – Police Department will start with clean-up letters.
- Linda Frye – Office
- Todd Skrukud – Director of Public Works informed the Council that clean-up week would be June 17th – 24th. Todd has contacted other companies on the rental of a roll-off and the price is substantially higher. He gave an update on the infrastructure project. Ty Thompson approached Todd about a land exchange with the Town for the S. Pine Street lots for his lots on the hill on Radium Street. The Council was not in favor of this.

Old Business:

COUNCIL MEMBER BLACKBURN MOVED, SECOND BY COUNCIL MEMBER DOOPER, to approve Ordinance No. 11-15-170, An Ordinance Amending Existing Ordinance No. 11-15-170, to Require all Properties within the Town to Connect to the Public Sewer, Prohibiting Septic Tanks, Privy Tanks, Cesspools and Leach Fields, and Providing an Exception Thereto. Third reading. MOTION CARRIED.

COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER BLACKBURN, to approve Ordinance No. 11-20-110, an Ordinance Amending Existing Ordinance No. 11-20-110, to Include the Requirement that all Users of Water within the Town of Lusk Purchase the Same from the Town of Lusk; and Prohibiting the Obtaining of Water from Other Sources. Third reading. MOTION CARRIED.

The Business Park Proposal from Gregg and Danny Matney was moved to Executive Session due to the fact that it includes a contract. Verlene Matney was invited to join the Executive Session.

The second reading of the fiscal year budget 2022-2023 was presented to the Council. The second reading has a revenue of \$27,085,084, expenditures of \$27,049,772 , making a positive balance of \$35,312. COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER BLACKBURN, to approve the second reading of the 2022-2023 fiscal year budget. MOTION CARRIED.

New Business:

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER BLACKBURN, to confirm Chantry Filener as Lusk Volunteer Fire Department Chief. Council Member Filener abstained. MOTION CARRIED.

The Lease Agreement with Vistabeam Internet was moved into executive session for contract review.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the Legend of the Rawhide Golf Tournament for July 23, 2022. MOTION CARRIED.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the livestock permit renewals for Ben Volk and Annie Thayer. MOTION CARRIED.

Mayor Lytle reported on the Phase 1A and Phase II of the infrastructure project. Phase 1A received one bid from Oftedal Construction in the amount of \$2,751,628.76 which is over the amount of funding. Phase II received one bid from Oftedal Construction in the amount of \$18,429,693.65 which is over the amount of funding. The Council tabled a decision until the State responds with their recommendation and approval.

COUNCIL MEMBER DOOPER MOVED, SECOND BY COUNCIL MEMBER NELSON, to approve the renewal of the Pasture Lease for 2 years with Josh Keller. MOTION CARRIED.

COUNCIL MEMBER NELSON MOVED, SECOND BY COUNCIL MEMBER BLACKBURN, to approve the Land Lease at the airport for 2 years with the Predator Board. MOTION CARRIED.

The Town has complaints about animals getting in garbage and garbage blowing all over. Council Member Dooper questioned about people dumping on other people's property and what happens with this. The person or persons would have to be caught be charged.

COUNCIL MEMBER BLACKBURN MOVED, SECOND BY COUNCIL MEMBER FILENER, to approve Ordinance No. 11-5-120, An Ordinance amending existing Ordinance No. 11-2-120 to Clarify Container Type, Placement and Usage for Garbage and Refuse. First Reading. MOTION CARRIED.

COUNCIL MEMBER BLACKBURN MOVED, to approve Ordinance No. 11-5-150 to Include Flooring Materials and Shingles to the List of Refuse Which is not Allowed in Garbage Containers and Requiring Same to be Taken to the Solid Waste Transfer Station. First Reading. People are putting items in other people's dumpster and the Town is trying to resolve this issue. Dumpster are for household waste and nothing else. SECOND BY COUNCIL MEMBER DOOPER. MOTION CARRIED.

COUNCIL MEMBER BLACKBURN MOVED, SECOND BY COUNCIL MEMBER DOOPER, to move into executive session for contracts and personnel matters at 5:35 p.m. MOTION CARRIED.

The Council reconvened into regular session at 6:40 p.m.

Gregg and Danny Matney's offer to purchase a lot at the Business Park, the Council decided to move forward with a counter-offer of \$30,000.00. COUNCIL MEMBER FILENER MOVED, SECOND BY COUNCIL MEMBER BLACKBURN, to counter-offer for the sale of lot #3 in the Business Park in the amount of \$30,000.00. MOTION CARRIED.

The Council discussed the Vistabeam Lease Agreement. The changes the Council are requesting are to omit the wording of non-exclusive, Vistabeam to pay rent of \$200.00, request three services at no charge, a 30-day cancelation clause for both parties, 5-year contract and if services are dropped the rent will be \$481.85. COUNCIL MEMBER DOOPER MOVED, COUNCIL MEMBER NELSON SECOND, to make the changes to the Vistabeam Lease as mentioned above. MOTION CARRIED.

COUNCIL MEMBER FILENER, SECOND BY COUNCIL MEMBER NELSON, to approve to put the three lots on S. Pine Street out for bid with a minimum bid of \$6,000.00. MOTION CARRIED.

The next regular Council meeting will be Tuesday June 7, 2022 at 5:00 p.m.

There being no further business to come before the Council, the meeting was adjourned at 6:45 p.m.

Douglas E. Lytle, Mayor

ATTEST:

Linda M. Frye, Clerk/Treasurer