



**Town of Alpine**  
**COUNCIL MEETING MINUTES**

**DATE: November 17, 2020**  
**TIME: 7:00 p.m.**

**PLACE: Town Council Chambers**  
**TYPE: Regular Meeting**

- 1. CALL TO ORDER:** Mayor Lutz called the meeting to order at 7:00 p.m. Mayor Lutz led the attendees in the Pledge of Allegiance.
- 2. ROLL CALL:** The roll call was conducted by Ms. Sharon Backus, Clerk/Treasurer. Council Present: Justin Fritz, Tammy Halstead, Robert LaPier, Jeremy Larsen, and Mayor W. Kennis Lutz. A quorum of the Council was established.

**3. ADOPT THE AGENDA:**

**Councilman Larsen moved to adopt the agenda. Councilman Fritz seconded the motion.** There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

**4. APPROVAL OF CONSENT AGENDA:**

**Town Council Meeting Minutes – October 20, 2020**

**Planning & Zoning Commission Minutes – October 13, 2020**

**Approval of Town Bills – See Attached Check Detail of Bill Payments**

**Approval of WYDOT TAP Project Reimbursement Request # 1; of \$2,213.20**

**Approval to Adopt 470 Resolution No. 11-17-2020, "A Resolution to Designate the Official Schedule of Regular Meetings of the Town Council of the Town of Alpine, Wyoming for the Calendar Year 2021"**

**Approval to Adopt 471 Resolution No. 11-17-2020, "A Resolution to Designate the Official Schedule of Municipal Court Proceedings for the Town of Alpine, Wyoming for the Calendar Year 2021".**

**Councilman Larsen moved to approve the Consent Agenda. Councilman Fritz seconded the motion.** There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

**5. ACTION ITEMS/NEW BUSINESS:**

- Public Hearing: Renewal of Liquor Licenses – Broulim Supermarket, LLC; Broulim Oswald LLC; Conrad and Bischoff, Inc.; Driftwood Pizza, LLC; La Cabana Del Tequila, LLC; Melvin Brewing Company, LLC; Rocky Mountain Rogues, Inc.; TI DAN, Inc. and Yankee Doodles, LLC**

Sharon Backus, Clerk/ Treasurer stated that this is the Public Hearing for renewal of ten liquor license applications. Between October 1, 2020 and October 23, 2020, the following

individuals operating within the incorporated boundaries of the Town of Alpine submitted Renewal of Liquor License applications for the calendar year 2021:

- Robert W. Broulim for Broulim Supermarkets, LLC, d.b.a. Alpine Market - Retail Liquor License;
- Robert W. Broulim for Broulim Oswald, LLC, d.b.a. Alpine Market - Renewal of a Non-Operational County Malt Beverage Permit;
- LeAnn Hansen and Rebecca K. Hansen for Conrad and Bischoff Inc., d.b.a. KJs - County Malt Beverage Permit;
- W. Michael Fisher for Driftwood Pizza, d.b.a. Driftwood Pizzeria - Restaurant Liquor License;
- Christian Perez Franco for La Cabana del Tequila LLC d.b.a. La Cabana del Tequila – Restaurant Liquor License.
- Frank J. Magazine, Chief Executive Officer for Melvin Brewing Company, LLC, d.b.a. Melvin Brewing - Microbrewery Liquor License;
- Frank J. Magazine, Chief Executive Officer for Melvin Brewing Company, LLC d.b.a. Melvin Brewing – Restaurant Liquor License
- Juline Christofferson for Rocky Mountain Rogues, Inc., d.b.a. Bull Moose Saloon - Retail Liquor License;
- Tiphany Gayhart for TI DAN, Inc., d.b.a. Tavern on the Greys - Retail Liquor License; and
- Ayshia Trujillo for Yankee Doodle’s, LLC d.b.a. Red, White & Brew - Restaurant Liquor License

These applications have been submitted, reviewed and authorized for approval from the Wyoming Liquor Commission. The Town of Alpine published notice on the consecutive advertising dates of November 4, 2020 and November 11, 2020. All renewed liquor licenses will expire on December 31, 2021.

Ms. Backus asked the public if there were any comments or objections to renewing these liquor licenses. There being no public objection to any of the liquor licenses, Ms. Backus recommend approval of the ten liquor licenses for calendar year 2021.

- **Motion to Approve Renewal of Liquor Licenses for Calendar Year 2021**

**Councilman Larsen moved to remove Broulims Supermarket, LLC and Broulim Oswald, LLC from the motion for renewal of the 2021 Liquor License so these two entities could be dealt with in a separate motion. Councilman Fritz seconded the motion.** There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

**Councilman Larsen moved to approve the renewal the 2021 liquor license renewals as detailed by the Clerk for Conrad and Bischoff Inc.; Driftwood Pizza, LLC; La Cabana del Tequila, LLC; Melvin Brewing Company, LLC; Rocky Mountain Rogues, Inc. TI DAN, Inc.; and Yankee Doodle’s, LLC with all licenses to expire December 31, 2021. Councilman Fritz seconded the motion.** Discussion ensued. Councilman Larsen stated that his reason for doing this was to separate Broulim Supermarket, LLC and Broulim Oswald, LLC so as to hold their feet to the fire until we find out if they will be open on Sundays. Councilman Larsen stated, "As it stands now, neither I nor anyone I know has heard if Broulim’s will be open on Sundays. Community members in Teton Valley and in this valley have expressed concern that Broulim’s will be

closed on Sunday. I would like to find out if they are going to be open. Mr. Sanderson, Town Attorney stated that he was having trouble understanding the connection between approval of their liquor license and being open on Sunday. Councilman Larsen stated that this was just to keep their feet to the fire, "This is my own marching band". Councilman Larsen asked Mr. Sanderson if this was legal. Mr. Sanderson stated that he could see Councilman Larsen's emotion that bound the liquor license renewal to Broulim's being open on Sunday but failed to see what being open on Sunday had to do with a liquor license. Councilman Larsen stated that with one of Broulim's liquor licenses, the town council had granted special exemptions for them. "I do not want to give them special exemption when they cannot give us an answer as to whether they will be open on Sunday or not". **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

**Councilman Fritz moved to approve the renewal of the Broulim Supermarket, LLC and Broulim Oswald, LLC liquor licenses to expire December 31, 2021. Councilman LaPier seconded the motion.** Discussion ensued. Councilman LaPier stated that while he agreed with Councilman Larsen he wanted to make sure that Mr. Broulim knows we want the grocery store to be open on Sundays. **Vote: 4 Yes, 1 No (Larsen), 0 Abstain, 0 Absent. Motion Carried.**

- **Request from Cohen-Davis Law Firm to Waive the Variance Application Fee for Nathan Bianchin at 499 Aster Loop, Alpine Meadows**

Mr. Nathan Bianchin addressed the council explaining that he was trying to find a solution to a problem that he had no hand in. The problem was a home that had been built outside of its setbacks in his neighborhood and thus encroaches on the setbacks for his property in Alpine Meadows. Mr. Bianchin stated that because he had had no opportunity to change anything during the building process of the neighboring house, he is simply looking for a way to protect his investment and had filed a variance application. Mr. Bianchin told the council he as seeking a refund on the variance fee that had been paid.

Mayor Lutz stated that the town and Mr. Bianchin were in the same situation in that the town had no control over this mishap either as Alpine Meadows was not part of the town at the time the house was built.

Mr. James Sanderson stated the Planning and Zoning Commission did not have the authority to make a decision on the refund, so it came before the council. Mr. Sanderson stated that while refunding the variance fee seems to be the fair thing to do, the council should exercise caution with issuing refunds or waiving fees. This is one of those rare occasions, but Mr. Bianchin is trying to be compliant.

Mayor Lutz stated that the council recognized that neither the council nor Mr. Bianchin is responsible for this unfortunate situation. The most equitable solution was to refund a portion of the variance application fee but to retain \$200 to cover hard costs and mailings. The remainder of the council stated their consent in favor of a partial refund.

**Councilman Fritz moved to refund \$550 of the application fee to Mr. Bianchin with the town retaining \$200. Council Larsen seconded the motion.** There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

- **Planning & Zoning Update – Rex Doornbos**

Mr. Rex Doornbos of the Planning and Zoning Commission addressed the council and offered the following report. The commission is slowing down and there is a decrease in the number

of permits submitted. The commission approved a warming hut for Parks and Recreation Board once we had the information on the tiedowns. Mr. Rob Wagner was out walking around the town with the new State Fire Marshal. Among the buildings reviewed were Broulim's grocery store and the new maintenance shop. Adventure Rentals is putting in a new approximately 500-gallon above ground fuel tank to refill the snow machines and other rentals. Mr. Doornbos stated that the council just addressed the variance issue that came before the commission.

Mr. Doornbos stated that the commission would like to table the third readings of the ordinances numbered 267 and 277 adopting the International Building Code and the International Residential Code respectively until they can come up replacement language for the 2018 Edition which has the restriction that no ignition sources are allowed in crawl spaces including electrical ignition which includes water heaters. The commission is looking into what Jackson did. Teton County had made this exception for electrical sources but still prohibits fuel sources like gas and propane in crawl spaces. The Alpine Planning and Zoning Commission would like to do the same to allow electric hot water heaters in a crawl space. The risk of fire from a water heater is very minimal. The commission is holding off until Mr. Wagner can write this up and then we can have the third reading next month.

- **Motion to Adopt on Third Reading 276 Ordinance No. 2020-05 International Building Code 2018 Edition**
- **Motion to Adopt on Third Reading 277 Ordinance No. 2020-06 International Residential Code 2018 Edition**

**Councilman Larsen moved place on the table the third reading of 276 Ordinance No. 2020-05 International Building Code 2018 Edition and 277 Ordinance No. 2020-06 International Residential Code 2018 Edition. Councilman Fritz seconded the motion.**

There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

***The aforementioned ordinances may be viewed in the Town Office or on the website at [alpinewy.org](http://alpinewy.org)***

- **Motion to Set a Minimum Bid, Advertise and Sell the 2006 Dodge RAM 3500HD 5.7 L 345 CID V-8 Hemi Pickup, Per W. S. § 15-1-112(a).**

Councilman Fritz stated that he had researched this sale in Kelly Blue Book as well as a private party treating this as a trade in. The current mileage on this pickup is a little over 145,000 miles. Mayor Lutz stated that there is a slide-in dump bed with this truck. Discussion ensued regarding the dump bed and vehicle miles.

**Councilman Fritz moved to set a minimum bid of \$13,500 for the 2006 Dodge RAM 3500 HD pickup 5.7 L 345 V-8 Hemi Pickup, Per W. S. § 15-1-112(a). Councilman Larsen seconded the motion.** Sharon Backus, Clerk/Treasurer stated that this needs to be advertised three times, the bids would be due December 14, 2020 with the bid opening at the December 15, 2020 meeting. There was no other discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

- **Economic Development Update – Councilman Larsen**  
Councilman Larsen gave the following Economic Report.

- The Craig List came out and the State shortfall is \$451.1M with a shortfall to the school fund of \$300M;
  - There were 37 rigs working last year compared to 4 rigs now;
  - The Governor announced more budget cuts today;
  - Kemmerer is looking for a couple of consultants to work on commercial and industrial sites involving rail and non-rail locations;
  - The Board approved \$2,000 for Cutter Races in Thayne and passed on second reading \$20,000 for "The Voice" with four commercial spots, two in south Lincoln County and two in north Lincoln County. These will highlight sports and recreation;
  - Lincoln County Planning and Engineering set the comment period for redoing the Resource Management Plan and this is underway with a meeting in Afton yesterday and one in Kemmerer tomorrow. The comment period is November 2 to December 3, 2020;
  - Stewart Creek area of 160 acres that had been leased to the Bureau of Land Management was given to the County who is now looking for something that enhances property values and perhaps an economic development opportunity that will create a recreational area;
  - Councilman Larsen thanked Alpine Airpark Refuge for the Alpine Cross-Country Association of \$4,500 donation for a new groomer.
- Mr. Dale Cottam addressed the council to thank them for completing the Development Agreement for WJW Holdings. There is nothing that the council needs to address at this time. Mr. Cottam stated that he is currently working with Bob Ablondi on other items and is moving forward with these. Mr. Cottam then introduced Mr. Brandon Taylor his new associate. Mr. Taylor is an attorney.
  - **Motion to move into Executive Session per Wyoming State Statute 16-4-405 (a)(iii) Legal Matters**

**Councilman Larsen moved to move into Executive Session per Wyoming State Statute 16-4-405 (a)(iii) to discuss legal matters. Councilman Fritz seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

***Mayor Lutz called a brief recess to allow the public to leave the meeting. The council went into executive session at 7:37 p.m.***

***Mayor Lutz called the meeting back to order at 9:03 p.m. There was still a quorum of the council present.***

- **Motion to ratify decisions made in executive session of November 17, 2020.**

**Councilman Fritz moved to ratify decisions made in executive session on November 17, 2020. Councilman Halstead seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

**6. Tabled Item(s):**

- **Motion to Adopt on Third Reading 276 Ordinance No. 2020-05 International Building Code 2018 Edition**

- **Motion to Adopt on Third Reading 277 Ordinance No. 2020-06 International Residential Code 2018 Edition**

## **TOWN OF ALPINE GENERAL FUND**

| <b>CLAIMANT</b>  | <b>ALLOWED</b> |
|--|----------------|
| AFLAC  | \$297.70       |
| ALPINE EMERGENCY MEDICAL SERVICES (Community Support Fund) | \$35,000.00    |
| BANK OF STAR VALLEY (Loan Payments)                        | \$146,719.52   |
| BLACK MOUNTAIN RENTAL                                      | \$815.00       |
| BLUE CROSS BLUE SHIELD OF WYOMING                          | \$6,031.06     |
| BROULIMS ALPINE  | \$175.08       |
| CASELLE  | \$56.77        |
| CNA SURETY (Treasurer Bond)                                | \$1,250.00     |
| DESKTOP DESIGNS  | \$25.00        |
| DRY CREEK ENTERPRISES                                      | \$320.00       |
| FDGL VISITOR CENTER CREDIT CARD LEASE                      | \$36.73        |
| FIRST BANK LOAN  | \$41,429.28    |
| FIRST BANKCARD   | \$2,840.27     |
| FP MAILING SOLUTION  | \$635.00       |
| FRIENDS OF THE ALPINE LIBRARY (Community Support Fund)     | \$10,000.00    |
| GREAT WEST TRUST COMPANY LLC                               | \$7,900.00     |
| GUFFEY, DAWN   | \$1,440.00     |
| JENKINS BUILDING SUPPLY                                    | \$433.72       |
| KELLERSTRASS OIL COMPANY                                   | \$1,132.39     |
| LAPIER, KRISTA   | \$44.51        |
| LARRY FRANK, CPA (Audit)                                   | \$4,500.00     |
| LINCOLN COUNTY SHERIFF                                     | \$606.50       |
| LOWER VALLEY ENERGY  | \$470.42       |
| LUTZ, KENNIS   | \$40.25        |
| MCGEES STAMP AND TROPHY (Community Support Fund)           | \$3,865.00     |
| NAPA ALL STAR AUTO PARTS                                   | \$432.29       |
| OLIVER FLOORING  | \$3,728.75     |
| PAYROLL  | \$33,183.66    |
| PENNY, BELINDA Cleaning                                    | \$435.00       |
| SANDERSON LAW OFFICE                                       | \$2,000.55     |
| SILVER STAR COMMUNICATIONS                                 | \$631.77       |
| STAR VALLEY DISPOSAL                                       | \$256.00       |
| STAR VALLEY INDEPENDENT                                    | \$102.13       |
| TOWN OF ALPINE WATER DEPT                                  | \$875.47       |
| TSYS   | \$164.22       |
| UNITED STATES TREASURY                                     | \$5,914.80     |
| VALLEY TECH LLC  | \$84.00        |
| VALLEY WIDE COOPERATIVE                                    | \$779.40       |

|                           |            |
|---------------------------|------------|
| WEATHER SPORT SHELTER     | \$4,500.00 |
| WYOMING CHILD SUPPORT     | \$464.56   |
| WYOMING RETIREMENT SYSTEM | \$4,055.87 |
| XEROX CORPORATION         | \$557.11   |

## **TOWN OF ALPINE SEWER DEPARTMENT**

| <b>CLAIMANT</b>                     | <b>ALLOWED</b> |
|-------------------------------------|----------------|
| BROULIMS                            | \$15.86        |
| CASELLE                             | \$56.78        |
| DRY CREEK ENTERPRISES INC           | \$8,460.00     |
| FALL RIVER RURAL ELECTRIC           | \$6.33         |
| FIRS TBANKCARD                      | \$674.08       |
| H-K CONTRACTORS INC                 | \$3,075.80     |
| JENKINS                             | \$51.58        |
| LOWER VALLEY ENERGY                 | \$2,599.42     |
| RENDEZVOUS ENGINEERING              | \$7,744.13     |
| SILVERSTAR                          | \$264.05       |
| TOWN OF ALPINE Payroll, postage     | \$7,498.36     |
| TOWN WATER DEPT Billing fees, usage | \$132.76       |
| USA BLUEBOOK                        | \$1,037.36     |

## **TOWN OF ALPINE WATER DEPARTMENT**

| <b>CLAIMANT</b>                         | <b>ALLOWED</b> |
|---|----------------|
| CASELLE INC.                            | \$56.78        |
| CONRAD & BISCHOFF                       | \$53.58        |
| CORE & MAIN                             | \$827.93       |
| FERGUSON WATERWORKS                     | \$365.42       |
| JENKINS                                 | \$194.42       |
| LINCOLN COUNTY CLERK                    | \$12.00        |
| LINCOLN WATER QUALITY LAB Water testing | \$54.00        |
| LOWER VALLEY ENERGY                     | \$1,304.58     |
| MERCHANT FEES                           | \$1,380.13     |
| MISSION CONTROL LLC                     | \$260.00       |
| ONE CALL OF WYOMING                     | \$19.50        |
| SILVER STAR COMMUNICATIONS              | \$609.96       |
| TOWN OF ALPINE Payroll, postage         | \$6,870.88     |
| TOWN OF ALPINE SEWER Usage              | \$34,539.78    |

### **7. Adjournment:**

**Councilman Larson moved to adjourn the meeting. Councilman Fritz seconded the motion.** There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

Mayor Lutz adjourned the meeting at 9:04 p.m.

W. Kennis Lutz, Mayor      12/15/20  
Date

Minutes taken and transcribed by:

Sharon Backus      12-15-2020  
Sharon Backus, Town Clerk/Treasurer      Date

Attest:



Sharon Backus      12-15-2020  
Sharon Backus, Town Clerk/Treasurer      Date

\*\* Minutes are a brief summary of the taped recording of the meeting. \*\*