



**TOWN OF ALPINE
COUNCIL MINUTES
FEBRUARY 1ST, 2005**

Mayor Lloyd called the meeting to order at 7:05 p.m. and held the pledge of allegiance. A quorum was established by the clerk through a roll call. Council members present: D.R. Hutchinson, Kathy Swiston, and Steve Fusco. Don Jorgensen is absent and excused. Mayor Lloyd also present. Others present: Brenda Bennett, Treasurer; James Phillips, Police Chief; and Garren Stauffer, Star Valley Independent.

A. ACTION ITEMS AND NEW BUSINESS:

- **COUNCIL MINUTES:** Mayor Lloyd called for a motion to approve the minutes. **D.R. Hutchinson motioned to approve the December 21st, 2004 Council Minutes. Kathy Swiston seconded. VOTE: 4 – Yes; 0 – No; 0- Abstain; 1- Absent (Don Jorgensen)**
- **PLANNING & ZONING MINUTES:** No Minutes available. **TABLED.**
- **JAY HOKANSON – LOCAL HOMELAND SECURITY ADVISORY:** Did not attend.
- **BUDGET PACKET:** Treasurer Bennett provided Council with a packet to begin working on the new fiscal year's budget. She asked all council members to begin working on a "needs" vs. "wants/wish list" for the upcoming year. HB -5 passed the legislature that will bring more revenue to the Town. Treasurer Bennett asked that the excess money generated from HB-5 is put into a fund for future grant-seeking matching monies. Hutch Hutchinson discussed a radio report from NPR which advised the legislature is also discussing cutting the state tax from 4% to 3%. On one hand they're giving money through HB-5 and taking it away through this other avenue. The Council members are to discuss their budget requests with any department heads.
- **Budget Work Session:** Kathy Swiston inquired whether the council should set a budget work session now. The Mayor advised the session will be set at the next council meeting. **TABLED.**
- **Emergency Readings for 111- Ordinance No. 2005-01 and 112- Ordinance No. 2005-02:** James Phillips, Police Chief, advised these two ordinances must be read as emergency ordinances. The ordinances have already been passed; however, have been recently updated with changes. Section 111-02 has been changed as many of the Town's ordinances for example had a possible jail term associated with them which meant that a jury trial has to be offered to the defendant, a costly endeavor and not necessary for many cases. Maximum penalty now for these types of cases will be \$750.00 fines. Police Department still has arrest powers. Cases are still allowed to be transferred to the county. Phillips reviewed changes to Ordinance 112 -section 112-02 covering D.W.U.I.'s and other offenses to be excluded. D.W.U.I.'s were excluded from the Town's court capabilities as they tend to end up in jury trials- a costly endeavor also. The county will still be able to prosecute these cases at their expense; however, the town will lose the revenue from D.W.U.I.'s cases. Changes to these ordinances are mainly general "clean-up" of the ordinances; major changes that are of consequence are 31-5-229 – Reckless Driving and 31-5-233 – D.W.U.I. One change occurred in section 112-11 –Camping which limits the length to 30 days for someone to camp on private property. Another section changed, 112-12 – Snow Removal, house keeping changes essentially. D.R. Hutchinson inquired whether pushing someone's private snow down the hill, for example, can be against the Town's ordinances. James Phillips indicated the Town's attorney advised there is nothing that can be done legally. Steve Fusco inquired whether the new changes to Ordinance 111 would

cover Planning & Zoning violations. Any violation to any of the Town's ordinances is covered under section 111-02; the maximum fine will be up to \$750.00. The clerk advised many municipalities contain an enforcement/ consequence code within the P&Z Ordinances which explains why citations may be written for violations, etc. Both Phillips and Matthews encouraged Council to add this section in the new Planning & Zoning codes. Mayor Lloyd called for a motion to approve these ordinances as emergency readings. D.R. Hutchinson motioned as requested. Kathy Swiston seconded. Vote: 4 – Yes; 0- No; 0- Abstain; 1- Absent (Don Jorgensen)

- **Emergency 1st Reading - 111- Ordinance No. 2005-01:** Alpine Municipal Criminal Ordinance "General Provisions". Mayor read the ordinance through the title on the 1st reading. **Kathy Swiston motioned to accept 111-Ordinance No. 2005-01. D.R. Hutchinson seconded. VOTE: 4-Yes; 0-No; 0- Abstain; 1-Absent (Don Jorgensen)**

Emergency 2nd Reading – 111-Ordinance No. 2005-01: Kathy Swiston read ordinance through the title. **Steve Fusco motioned to approve 111-Ordinance 2nd reading. Kathy Swiston seconded. VOTE: 4- Yes; 0-No; 0-Abstain; 1-Absent (Don Jorgensen).**

Emergency 3rd Reading- 111 Ordinance No. 2005-01: D.R. Hutchinson read the ordinance through the title. **D.R. motioned to approve 111-Ordinance 3rd Reading. Kathy Swiston seconded. VOTE: 4- Yes; 0-No; 0-Abstain; 1- Absent (Don Jorgensen)**

- **Emergency 1st Reading – 112 Ordinance No. 2005-02:** Alpine Municipal Criminal Ordinance – Traffic. Mayor Lloyd read the ordinance through the title as a first reading. **D.R. Hutchinson motioned to approve the first, emergency reading of 112-Ordinance NO. 2005-02. Kathy Swiston seconded. VOTE: 4-Yes; 0-NO; 0- Abstain; 1- Absent (Don Jorgensen).**

Emergency 2nd Reading – 112-Ordinance No. 2005-02: Kathy Swiston read the ordinance through the title as a second reading. **Steve Fusco motioned to approve as a second reading 112-Ordinance No. 2005-02. D.R. Hutchinson seconded. VOTE: 4-Yes; 0-No; 0- Abstain; 1-Absent (Don Jorgensen).**

Emergency 3rd Reading – 112 Ordinance No. 2005-02: D.R. Hutchinson read the ordinance through the title as a third reading. **Kathy Swiston motioned to approve the 3rd reading of 112 Ordinance. No. 2005-02. D.R. Hutchinson seconded. VOTE: 4-Yes; 0- No; 0-Abstain; 1- Absent (Don Jorgensen)**

According to Carter Wilkinson, Town's legal representative, an emergency ordinance requires all council members' signatures. Later in the meeting through a phone call to Wilkinson it was determined this was not needed.

- **228-Resolution No. 2005 -01-02-01-2005:** Fire Hydrants SLIB Grant. Mayor Lloyd read the resolution through its entirety. **Kathy Swiston motioned to approve 228-Resolution No. 2005. D.R. Hutchinson seconded. VOTE: 4- Yes; 0- No; 0-Abstain; 1-Absent (Don Jorgensen)**

Leon Kjellgren explained to the council 5 hydrants will be either replaced or repaired (3 hydrants total replacement and 2 hydrants require the "guts" replaced). Additionally, 150 ft. of water main near the Snake River Saloon will need to be replaced and buried at 6-7 feet rather than 4 feet. The cost of this project covers new fittings, valves, thrust blocks, etc. A standard hydrant for the Town has been determined to be a waterous hydrant; standardizing hydrants will reduce the overhead for parts, repairs, etc. Leon Kjellgren encouraged the council to take care of the hydrants as the ISO Insurance Company may change our good insurance rating.

Through the course of completing this grant application for hydrants Clerk Matthews advised the Council that according to the State Loan and Investment Board once a Town reaches 1,300 in population the Town is no

longer eligible for 75% grants only 50% grants. If the council has projects now is the time to complete them before the population increase.

D.R. Hutchinson asked what the Town can do to reduce the higher auto insurance premiums residents near the Snake River Canyon pay. According to Swiston residents pay a higher premium due to the dangerous conditions of the canyon. The Mayor feels the higher rating stemmed from the condition of the canyon prior to the improvements. Kathy Swiston added she would do some checking and see what she could find regarding these higher premiums.

B. DEPARTMENT UPDATES:

- **STREETS & ROADS:**

- **SEWER DEPARTMENT:**

- **WATER DEPARTMENT: LEVEL II WATER STUDY:** Dave Lloyd advised the WY Water Development Commission grant in the amount of \$75,000.00 which changed from the Raw Water Project to a Level II Evaluation Study requires an application be filed. He called upon Leon Kjellgren for assistance. The Level II Water Study is for leak detection. Fixing hydrants will solve a lot of the leakage in the water system. Steve Fusco inquired the amount of water loss estimated through leakage. According to Mike Halpin's engineer an estimate between 33% - 50% of the water pumped by the town is being lost into the ground. This estimate is based on a review of written information. Leon Kjellgren added the energy used to pump the water is also lost when it seeps into the ground. Dave Lloyd added that money should be available from this grant to determine the feasibility and a location for a third well. Leon Kjellgren also added the study may cover delving into whether the spring can be used as a potable water source. Surface water treatment systems are costly, but this option is still worth exploring. **Kathy Swiston motioned to move forward with the LEVEL II WATER STUDY. D.R. Hutchinson seconded. VOTE: 4-Yes; 0- No; 0-Abstain; 1-Absent (Don Jorgensen).**

Clerk Matthews asked that, if possible under the Level II Study, that a true and correct valve map be created as it has been identified as a top priority for the last 5 years. Leon Kjellgren advised the leak detection study is phase one in which only leaks are detected. A grant may be needed after this to fix the issues—phase two. A valve map may be part of phase two. Mr. Kjellgren also advised valve location will be essential to conduct the leak detection study. Areas of the town must be isolated to determine leaks. Leon Kjellgren offered to be an advisor to the water and sewer boards provided the boards meet at night rather than the daytime.

- **PARKS & RECREATION DEPARTMENT:** D.R. Hutchinson read Shawn Bard's resignation letter to the Council; Mr. Bard failed to give two weeks notice to the town. The clerk ran a new, two-week help-wanted ad for a Parks & Recreation Activities Director. Council reviewed the quotes from three local lumber companies (Jenkins, Teton Truss, and Sunrise) for the new wall that must be built in order to install the climbing wall. **Steve Fusco motioned to approve accepting Jenkins Lumber's quote/ bid. Kathy Swiston seconded. VOTE: 4-Yes; 0-No; 0-Abstain; 1- Absent (Don Jorgensen)**

Council discussed development of the Town's ball fields which Bard had worked on. Leon Kjellgren encouraged the Council to first identify the leaks, fix hydrants, etc. before expanding the Town's water system to service the ball fields. Again, he called on Council to prioritize their system needs before expanding at this time.

- **PLANNING & ZONING COMMISSION:**

- **POLICE DEPARTMENT/COURT:**

- **PERSONNEL/ ADMINISTRATIVE:**

C. ON-GOING BUSINESS/ INFORMATION:

- **TABLED 5/06/04:** Terrace Lane Surveying Issues--- UPDATE: Issue is still on-going and John Bowers recently turned over a box of information for the new attorney, James Lubing. Issue is pending completion.

D. INFORMATION DISTRIBUTED TO COUNCIL:

- E-mail from Donn Wooden 1/25/05 Alpine School
- WAM Newsletter Dtd. 1/29/05
- At the Capitol 1/31/05
- Copies of Alpine Town Government List & Resolution to Designate the Official Appointments

E. FINANCIALS/ UNPAID BILLS:

Kathy Swiston motioned to approve the unpaid bills. D.R. seconded. VOTE: 4- Yes; 0- No; 0- Abstain; 1- Absent (Don Jorgensen)

David Lloyd adjourned the meeting at approximately 8:20 p.m.

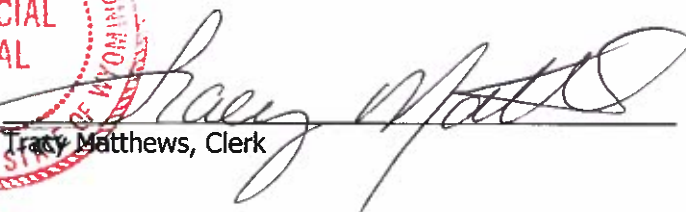


David H. Lloyd, Mayor

2-17-05
Date

ATTEST:


OFFICIAL
SEAL



Tracy Matthews, Clerk

2-17-05
Date