



TOWN OF ALPINE

**COUNCIL MEETING
MINUTES**

*** Minutes are a brief summary only of a tape recorded meeting ***

DATE: September 1, 2009

PLACE: Town Hall

TIME: 7:00 p.m.

TYPE: Regular Meeting

Call to Order: Mayor Victoria DeCora called the meeting to order at 7:00 p.m.

Pledge of Allegiance: Mayor DeCora led attendees in the Pledge of Allegiance

Roll Call: Office Assistant Christine Wagner conducted roll call: Present: Shirley Brown, Troy Johnson, Don Jorgensen, Beau Taylor and Mayor Victoria DeCora. A quorum was established. Also in attendance were Town Administrator Deb Wolfley and Town Attorney Stefan Fodor.

Minutes:

- (a) Approval of Town Council Meeting Minutes of August 18, 2009 and Approval of Town Planning & Zoning Minutes for August 11, 2009.

Councilman Taylor motioned to approve Town Council Meeting Minutes of August 18th 2009 and to Approve Town P&Z Minutes for August 11, 2009. Councilwoman Brown seconded the motion.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

- (b) Planning & Zoning Report: Pat Marolf, Chairman of the P&Z commission gave a brief report, from the August 25th meeting. The commission denied a sign variance request approved a minor construction permit and continued discussion the proposed shed over the lift station, waiting for more information from the Town Administrator. The commission heard public comment on the rezone application for the Town Civic Center/Town Park properties and submitted their recommendation to the Council.

New Business:

- (a) Mr. Jim Triplett – Discussion on Cul-de-Sac on Wooden Spur - Mr. Triplett addressed the Council in regards to his property located at 257 Wooden Spur Drive. Mr. Triplett expressed his very serious concerns about the opening of the road at the end of Wooden Spur Drive, since that has been done, traffic has increased tremendously and it has changed the character of the neighborhood. He further stated that in Alpine we embrace the outdoor lifestyle as part of our culture, but in his neighborhood the privilege has been grossly abused with a total disregard for the rights of the residents. Mr. Triplett stated that he purchased his property on Wooden Spur down by the cul-de-sac, because he felt that was a good place for the children to play, but with the opening of the road,

it is not a good place due to the speeding vehicles and/or other motorized vehicles negligence. He stated he had conversations with the Engineer and was assured that after installation of the sewer lines the cul-de-sac would be gated, that has not happened and he understands that the council has discussed that the road will remain open and will be maintained for snow removal this winter. He further asked about Town protocol when major changes are made in the town streets and roads, that the public is informed, in writing, as to the changes so that they can respond to the proposed changes. He feels that the plan to open the road was ill conceived and not well thought out. The concept of peaceful enjoyment is no longer a reality on Wooden Spur Drive, he has been a good citizen of this town, paying all the fees and taxes that the town has required him to pay, minded his own business and has done so without any complaints. Prior to Wooden Spur being allowed to become a motor cross track, he has truly enjoyed living here. But it deeply saddens him to live in an area where there are so many things have changed in such a short time. He asked Mayor DeCora members of the Council can you please explain to me why this has been allowed to take place, without any public input from the people that this affects? He thanked the Council for their time and attention in this matter.

Mayor DeCora explained that this is a platted subdivision and that there is a turnaround area, before coming to the end of the town road, as shown on the plat map, this road gives the town access to the lift station. Mr. Triplett reiterated that the traffic and speeding are out of hand. Council discussed the area and the use of motor cycles, ATVs that are being operated by under age children, it was stated that this area needs more patrol and encourage the town to let the public know the rules and regulations to help solve the problem. Council further addressed the turnaround spot in the road, the access to the BLM property and that they cannot cut off the access to the lift station.

(b) Town of Alpine: 600 Lakeview Estates C Re-Zone of Town Park Property – Recommendation from Planning & Zoning Commission – Town Administrator Deb Wolfley addressed the Council and the public in regards to the proposed re-zoning of the town property. He gave a brief synopsis of the project, some mistakes were made but moving forward from here things are on track towards a beautiful project. The zoning change is to accommodate the same use that is currently being using allowing the facilities to the public. Upon completion of the project Alpine will have a new building, which will be bigger to accommodate a more diverse group of people, organizations and events. There will be new equipment inside to help people enjoy the meetings and presentations. There will be paved parking areas, the landscaping will be completed with new trees, shrubs and benches and restrooms for the public to use in the summer time. The Civic Center will be a drawing for many activities, seminars and meetings which will help the overall economic condition of the town. All of these advantages for the civic center and improved park area at no cost to the town.

Public Comment: Ms. Carla Stone commented that the intent is there, but the Town has superseded their own rules, some town citizen expressed the desire for the facility (Civic Center) to be located in another area of town, when condemned they support the idea to tear it down and utilize the property for something more positive for the Town of Alpine. If this was intended to be a park facility, why are we going through a re-zone now? The Town needs to follow the same rules that apply to the public; the public does not have much faith in the Town, since they cannot follow their own rules. Ms. Juline Christofferson commented that as a business owner adjacent to this lovely project, she likes it. As a citizen of Alpine she feels that it should have been built in another place. She would like to point out, looking at the map, the highway right of way comes across the front of the park area taking more of the park than what is being expressed, and she objects to the process that the Town has followed. She asked the Council if there were any members that would vote to tear down the structure down and move it to another location. She is not sure why we are here tonight. Ms. Tiphany Gayhart

commented that her concern is when this was first presented to the public 20% of the park would be utilized and now it is hitting 50% of the park being utilized. Further stating, here we have been miss-informed again, after the situation, how can we the public have any faith in what we hear from the Council or its representatives because it always changes.

Councilman Jorgensen motioned to approve the re-zone of Lot #600C Lakeview Estates per the recommendation of the Planning & Zoning Commission; in their recommendation they stated that they would like to see the addition and/or replacement of a memorial/dedication park. Councilman Taylor seconded the motion.

Councilman Johnson commented that he would like the public to know there was an oversight on the Town's part, however the Civic Center is a place for all citizen's to utilize and when completed it will be a very good thing for the town.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

(c) 196 Ordinance No. 2009-52: Governing Rights-of-Way in Alpine, 2nd Reading – Council reviewed and discussed the Ordinance.

Councilman Taylor motioned to approve the second reading of the Ordinance #196 No. 2009-52, Governing Right-of-Way in Alpine. Councilman Jorgensen seconded the motion.

Council discussed changes that they would like to make before the third reading of the ordinance. It was also discussed that there will be no fees charged, the amount of time for any obstacles and/or encroachments and the need for verbal authorization from the Town, should resident run into problems with the length of time.

Public Comment: Ms. Marilyn Perkins asked if there would be fines imposed and if individual ignored those fines, what would happen. Councilman Taylor commented the fines are at the judge's discretion. Mr. Triplett asked about the time frame for vehicles in the right of way, especially during the winter time. Councilman Jorgensen commented that is notwithstanding the provisions of the snow removal ordinance.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

(d) 192 Ordinance No. 2009-48: Repeal/Replace Ordinance #188 No. 2009-44 – Business License 3rd Reading – Council discussed the Ordinance, Councilman Taylor re-stated his opinion on the Business License Ordinance, everyone doing business in the Town of Alpine, needs a business license. The Town Attorney has simplified the ordinance, but due to the fact that not everyone received the updated copy it was agreed that this time would need to be tabled pending further review and discussion.

Councilman Jorgensen motioned to table the item until the next meeting, when the Council will have ample time to review and discuss the revised ordinance. Councilman Johnson seconded the motion.

Public Comment: Ms. Tiphany Gayhart asked where the monies for the business licenses go and how are they being spent? She was informed that they monies go back into the area businesses to promote the Alpine businesses. Attorney Fodor commented that three quarters of all business licensing fees will be directed to the town's Business & Community Development fund. Attorney Fodor asked Council if they would like change that. Councilman Taylor suggested to keep the wording the way it is in the ordinance and make the account that the monies go into.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

Tabled Items – On Going Business:

190 – Ordinance No. 2009 - 46: Breach of Peace
Impact Fees

Department Updates:

Legal/Attorney: Mr. Stefan Fodor – Briefly discussed the Terrance Lane project, he was asked by the Mayor and the Town Administrator to move forward with the project he suggested to draw up an easement agreement to get permission to go onto Mr. Jennings land, so that we can get the work done before the road gets any worse.

Councilman Taylor motioned to authorize the Town Attorney to draw up an agreement with Mr. Jennings. Councilman Johnson seconded the motion.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

Public comment: Ms. Carla Stone asked to see the plans for the cover over the lift station, she would like to have input on this structures, since it is at the entrance to town and adjacent to her business.

Town Attorney requested to have an executive session pursuant to State Statute 16-4-405 (a) iii. Town Attorney briefly commented on a letter he received late this afternoon from Northstar Utility for an emergency backup water supply. Mayor DeCora stated that they would have to defer this matter until more information is presented to the Council. Council agreed they need to have more information before they even consider any further discussions.

Public comment: Ms. Tiphany Gayhart asked if we are pursuing Northstar or are they pursuing us for water. Councilman Taylor addressed her concerns and stated we do not have enough information at this time to have any discussions and/or make any decisions.

Town Administrator: Deb Wolfley – A brief overview of the activities:

1. Reviewed with the Town Council change orders for the Civic Center Project. Discussion was held on cost of upgrading from VCT to tile for floor coverings, the additional amount increase will be \$1,726.25. A floor drain will be installed in the restroom in the police department area and the additional cost for this will be \$330.00. The cost of the air conditioning for the Civic Center in \$895.00 more than first reported. Total amount of change orders will come to \$2,951.25. The architect recommended approving the change order amounts.

Councilman Taylor motioned to approve the three items on the change order for the total amount of \$2,951.25 to JH Hardy Construction. Councilman Jorgensen seconded the motion.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

2. Discussion about advertising in the Sno West Magazine. The Town of Alpine has advertised in past with Sno West Magazine. The Town Council discussed various options and pricing for next year with Sno West. The Town Council discussed the fact that part of the business license revenue

collected by the Town can be used for economic opportunities. It was agreed that the town would participate in an ad with other business and would also participate in an independent ad. The approximate costs would be \$600 for a 1/8th of an ad (independent) and \$312 for (combination with other businesses) ad

Councilman Johnson motioned to approve the advertising for the Town in the Sno West Magazine, two ads in total, (advertising would include a 1/8th of a page ad for the Town of Alpine and the Town would contribute with other business), and Councilman Taylor seconded the motion.

Vote: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

Town Administrator reminded the Council about the Special Meeting on September 2, 2009 with Robert Tompkins with State Land Board and Investment Office at 7:00 pm.

Parks & Recreation: Shirley Brown & Victoria DeCora – No report given

Water & Sewer: Don Jorgensen & Mayor Victoria DeCora – No report given

Streets & Roads: Don Jorgensen - No report given

Planning & Zoning: Designated Board Member & Victoria DeCora - No report given

Alpine Fire Department & EMT: Beau Taylor - No report given

Police Dept. / Court: James Phillips – Officer Phillips was not in attendance at the meeting but submitted a written report to Council.

Mayor DeCora recessed the meeting at 8:15 pm. Mayor DeCora reconvened the meeting at 8:22 pm.

Councilman Taylor motioned to recess the regular meeting at 8:23 pm and go into executive session pursuant to Section 16-4-405 a (iii) Wyoming Statutes. Councilman Johnson seconded the motion.

VOTE: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

Regular Council session reconvened at 8:54 pm.

Councilman Taylor motioned to ratify action taken in executive session. Councilwoman Brown seconded the motion.

VOTE: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

Clerk/Treasurer: **Councilman Jorgensen made a motion to pay the bills. Councilman Taylor seconded the motion.**

VOTE: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

Councilman Johnson motioned to adjourn the public meeting. Councilman Jorgensen seconded the motion.

VOTE: 5 yes, 0 no, 0 abstain, 0 absent. Motion carried.

The meeting was adjourned at 9:07pm.



Victoria DeCora

Mayor Victoria DeCora

Date

ATTEST:

Brenda Bennett

Brenda Bennett, Treasurer

9/19/09

Date