



TOWN COUNCIL REGULAR MEETING 7/18/2023

JULY 18, 2023 at 6:00 PM

Saratoga Town Hall, 110 E Spring Ave, Saratoga, WY 82331

MINUTES

CALL TO ORDER

- 1) Opening Ceremony
- 2) Roll Call: __Mayor Chuck Davis __Councilman Cooley __Councilwoman Beck
__Councilman Jerry Fluty __Councilman Jacob Fluty

PRESENT

Mayor Chuck Davis
Councilman Mike Cooley
Councilwoman Kathy Beck
Councilman Jacob Fluty

ABSENT

Councilman Jerry Fluty

APPROVAL OF THE AGENDA

Motion made by Councilman Cooley, Seconded by Councilwoman Beck. Motion carried.

APPROVAL OF THE MINUTES

- 3) Approval of the special meeting minutes of July 11, 2023
Motion made by Councilman Cooley, Seconded by Councilwoman Beck. Motion carried.
- 4) Approval of the regular minutes of June 20, 2023
Motion made by Councilman Cooley, Seconded by Councilwoman Beck. Motion carried.

APPROVAL OF THE BILLS

Motion made by Councilman Cooley, Seconded by Councilwoman Beck. Motion carried.

- 5) Deposits - \$460,153.19
- 6) Accounts Payable - \$57,873.66
- 7) Payroll - \$38,484.98
- 8) Transmittals - \$62,478.55

CORRESPONDENCE

- 9) U.S. Department of Homeland Security - FEMA Appeal Start
There will be a public hearing set for August 22, 2023, at 4:30pm regarding the FEMA flood maps.
Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

ITEMS FROM THE PUBLIC

- 10) Extension for Permit for Camper - David Lindsey
There is a property at 9th and Farm Street where the property owner would like an additional 90 days to park his camper to build his house. Motion made by Councilman Cooley to extend David Lindsey's permit, Seconded by Councilman Jacob Cooley. Motion carried.
- 11) Nansa Jansa
Mayor Davis stated that Nancy Jansa stated that the Town has been grating the alley and it causes a lot of dust. Second, Nancy stated that the gas trucks are too loud when they are unloading. Mayor Davis stated that the noise ordinance is from 7am-10pm. Next, Nancy stated that the porta-potties stink when they clean them 3 days a week at the Kum & Go. Last, Nancy's last complaint is that RP lumber uses a portion of the parking lot of the Community Center. Mayor Davis stated that he spoke to Joe Glode who is on the Community Center Board and he supports any business that wants to use the Community Center's parking lot. Mayor Davis will report back to the Council after he looks into public right of way.
- 12) Scott Kerbs - Hugus Ditch
Scott Kerbs would like to have his cattle graze on the land between 7th & 9th Street from Farm Street to Hugus. The zoning is RD 7200. Mayor Davis stated that this should be handled similar to a variance and should go to each neighbor to ask. The Council is in favor of a variance.

COUNCIL COMMENTS

Mayor Davis would like the town's help. People are dumping trash in town dumpsters, and we need the public to help monitor this. The dumpster is at the hot pool and Vet's island.

Mayor Davis currently does not have a town clerk and he would like to appoint Marie Christen as the part time interim clerk. He is hoping to have a 4th application and will be closing the position opening on August 1st and will be interviewing at that time. Marie will be helping at council meetings and helping the staff in the office. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

REPORTS FROM DEPARTMENTS

Town Hall

- 13) Special Events Permit - Mother Mountain Anglers 8/5/23
Josh Craig came to speak about their special event application. This special event is a fundraiser for a memorial fund in honor of Carrie Craig and grants for different community members. The scholarship will be awarded to a student in the valley. This event will be a float from the hot pool to Foote access. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.
- 14) Special Events Application - 12th Girls Night Out 8/19/23
Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.
- 15) WAM Invoice - \$2,284
Motion made by Councilman Jacob Fluty, Seconded by Councilman Cooley. Motion carried.

- 16) PineCove Phish Threat Quote
Motion made by Councilman Cooley to approve the 3 year quote, Seconded by Councilman Jacob Fluty. Motion carried.
- 17) 2021 Financial Audit Findings
Motion made by Councilman Jacob Fluty to accept the audit findings, Seconded by Councilman Cooley. Motion carried.

Police Department

Chief Mike Morris stated that there were 160 calls for service since July 4th.

- 18) Motorola Service Agreement
Motion made by Councilman Cooley to approve the service agreement, Seconded by Councilwoman Beck. Motion carried.

Fire Department

Nick Carey stated that there were 2 search and rescue calls and 2 fires out of town since the first of the month. Fire cat will be here on Friday for hose testing. The fire department would like to get Myrtle Street shut down for hose testing. Mayor Davis stated to get with Chief Morris to close the street. The last pancake breakfast was the largest they ever had.

Recreation Department

Councilwoman Beck stated that there will be open gym on Fridays if an open gym supervisor is available. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

- 19) Approve Personal Purchase of Pickleball Equipment - \$28.39
Mayor Davis stated to reimburse Councilwoman Beck for \$26.78 because the full amount included sales tax. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

- 20) Pickleball T-shirts - \$741

Councilwoman Beck stated that they would like to request payment for 57 shirts purchased. They will be selling the t-shirts at \$20 each at the Pickleball event. Councilman Jacob Fluty asked if the Council is supposed to ask for approval to purchase the t-shirts before purchasing. Councilwoman Beck stated that because the purchase was less than \$1,000.00, she reviewed with the recreation commission and approved the purchase. This was intended to be a revenue and advertising opportunity. Councilwoman Beck stated that there is not an issue because of the supporting documentation that the commission received. She stated that the registration fee will cover the expense and they could be provided as prizes to the winners at the event. Anything that was raised as donations from community businesses would be for the special events program. Mayor Davis asked if the t-shirts have been purchased. Councilwoman Beck stated that the shirts have been purchased and delivered. The attorney's opinion is that the town should not pay for non-essential items. Treasurer Corina Daley stated that if we sell the t-shirts, we would need to collect sales tax which we are not set up for. Councilman Cooley stated that we need to table this. Mayor Davis stated that the Town is not allowed to gift and we were highly advised not to do this. He stated we will need to come up with a policy on this. Councilwoman Beck stated that the t-shirts can be covered by the registration fees and the donations can be used to cover the cost to make up the difference. Mayor Davis asked Councilwoman Beck to draft an email to the attorney because there is a lot of gray area and we can go forward on the approval if the attorney approves.

Councilwoman Beck asked for approximately \$250 for cost of food purchased for the luau. She stated that if the town is donated items, the Town will not be out anything and it's only if we reimburse people with monetary compensation. Councilman Jacob Fluty asked if something is donated, why would you reimburse? Councilwoman Beck stated to strike this from the list to avoid

the concerns that the attorney brought up and see what donations come in to cover the expense of the food that the Town is supplying from the restaurants.

Councilwoman Beck would like approval to put signage on the front of the pool building to give directions to the hot springs. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

21) Pickleball Tournament Special Events Application Modification

Councilwoman Beck stated that she wanted to change the permit to allow food on site. She made an agreement with Hangry Services that Hangry Services would make 52 box lunches and if they don't sell the box lunches, the town will pay for the food they didn't sell. Mayor Davis stated that legally we cannot purchase the food. We could have a food vendor at the event but not pay for any food. The Town can amend the permit and move forward to have food at the event but we cannot just limit the number of food trucks to one. Councilwoman Beck stated that there is an agreement with Hangry Services that if they don't make \$780, the town will pay the difference. Stacy Wilder is one of the owners of Hangry Services and stated they were under the understanding that they would provide 52 lunches to the town and their bid was accepted. The 52 lunches were quoted at \$780. Mayor Davis stated that legally the town cannot do that with public money. Councilman Jacob Fluty stated that the attorney does not recommend this and things need to be brought to the Council before public money is spent. Councilwoman Beck stated that this money is set aside to spend on an event and this gives an opportunity to sell things to make money. She stated that this money in the budget is to spend on events. She stated that this is part of the cost of putting on an event. Mayor Davis stated that the attorney said the town should not allow any catering or pay for any catering. Mayor Davis asked that the Council amend the permit and allow food at the event. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

Mayor Davis stated the new Recreation Director has accepted the offer letter with a start date of August 1st and her name is Kim Hemenway. Motion made by Councilman Cooley, Seconded by Councilwoman Beck. Motion carried.

Department of Public Works

22) Lewis & Lewis Pay Estimate #6 - \$53,452.49

The Town received the final pay estimate with liquidated damages. Mayor Davis would like to make the final payment to Lewis and Lewis and withhold money for exact liquidated damages. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

23) Ardurra Invoice - \$1,117.50

Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

Mayor Davis stated that the public works staff needs tool boxes for vehicles for \$1,449.99.

Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

The town is in the process of patching pot holes all over town. We are purchasing hot mix from 71 Construction. Mayor Davis would like approval to continue patching holes. Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

REPORTS FROM BOARDS AND COMMISSIONS

Community Center Joint Powers Board

Next meeting is August 14, 2023 at 4:30 PM at the PVCC

24) **PVCC MOU**

Mayor Davis stated that he sent it to Joe Glode, chairman of the Community Center Board, and will wait on recommendations and then send to the attorney.

Water and Sewer Joint Power Board

Next meeting is August 9, 2023 at 6:00 PM at the PVCC

The old water tank will be torn down soon and equipment will be coming in soon to do so.

25) **SCCIJPB Invoice - \$12,000**

Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

26) **SCCIJPB Invoice - \$7,160.66**

Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

Planning Commission

Next meeting is August 8, 2023 at 5:30 PM at the Town Hall Council Chambers

The Commission is speaking about short term rentals and affordable housing.

Recreation Commission

Next meeting is August 7, 2023 at 6:00 PM at the Town Hall Council Chambers

The open house luau will be this Saturday evening with free swim from 5-9pm, free food, punch card raffle, and pool games. The pool will be closed during the day.

Councilwoman Beck stated the soccer program didn't have resources to move ahead. There will be work on a Fall community clean up soon.

27) **2023 Season Pool Rates Amendment**

The recreation department would like to make changes to the pool rate. The current fee is \$3 and will now be free for seniors. It would be free for seniors for open swim. The child punch pass rate will be consistent with the adult punch pass. Motion made by Councilman Jacob Fluty, Seconded by Councilman Cooley. Motion carried.

Saratoga Airport Advisory Board

Next meeting is August 14, 2023 at 3:30 PM at the Town Hall Council Chambers

The airport board is working with the flying school and will give approval for subleasing the hangars. They are moving forward with the airport master plan.

South Central Wyoming Emergency Medical Services Board

Next meeting is August 21, 2023 at 6:00 PM at Riverside Town Hall

28) **Invoice for Ambulance Services - \$14,467.00**

Motion made by Councilman Jacob Fluty, Seconded by Councilman Cooley. Motion carried.

NEW BUSINESS

No new business.

EXECUTIVE SESSION

To discuss personnel and matters of litigation in accordance with W.S. 16-4-405(a) (ii) and (iii)

Motion made by Councilman Cooley to enter executive session, Seconded by Councilman Jacob Fluty. Motion carried.

Motion made by Councilman Jacob Fluty to end executive session at 9:07pm, Seconded by Councilman Cooley. Motion carried. Motion made by Councilman Cooley to seal the minutes and note no action was taken, Seconded by Councilman Jacob Fluty. Motion carried.

ADJOURNMENT

Motion made by Councilman Cooley, Seconded by Councilman Jacob Fluty. Motion carried.

**THE NEXT TOWN COUNCIL MEETING WILL BE ON
TUESDAY, AUGUST 1, 2023 AT 6:00 PM.**

Mayor Chuck Davis

Marie Christen, Town Clerk