



Town of Alpine

COUNCIL MEETING MINUTES

DATE: November 15, 2022
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: Andrea Burchard, Frank Dickerson, Justin Fritz, Jeremy Larsen and Mayor 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 18, 2022
Planning and Zoning Commission Minutes – October 11, 2022 and October 25, 2022
Payment of Town Bills – See Attached Check Detail of Bill Payments
Approval of WYDOT TAP Project CD20303 Reimbursement Request # 14 of \$10,080.80

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.**
The aforementioned Ordinance may be viewed in the Town Office or on the website at alpinewy.org

Mayor Lutz asked Mr. James Sanderson, Town Attorney to read his memo regarding the Logo Change from 2021 into the record for the benefit of the public. The memo follows:

MEMO

TO: Hon. Mayor Lutz
Governing Body of Alpine, WY

FROM: James K. Sanderson

RE: *Public Meetings and the Town Logo*

DATE: November 14, 2022

1. Issues:

a. *Did the Governing Body of the Town of Alpine, Wyoming err in adopting a new logo for the Town of Alpine, Wyoming, after calling for a motion to adopt a new logo, said logo having been submitted as a result of a social media contest and vote on social media.*

2. Short Answer: No. The Governing Body of the Town of Alpine, Wyoming complied with Wyoming Statutes §16-4-401 et. seq. when, in an open and regularly scheduled public meeting, called for a motion to adopt a new logo for the Town of Alpine, Wyoming. A motion was made to adopt one of the logos presented in the social media contest.

3. Facts Presented: The Town of Alpine, Wyoming conducted a contest on social media, calling for submissions for a new logo for the Town of Alpine, Wyoming and, after the submissions were made, conducted a poll on social media calling for public votes on the preferred logo submission.

On October 19, 2021, during a regularly scheduled public meeting, a motion was made to adopt a new logo. While the minutes do not specifically state who made the motion or what discussion, other than comments made by the mayor, or what public input was had prior to adopting the logo, it is clear that the matter was brought up and voted on by the Governing Body during an open and public meeting.

4. Law: Wyoming Statutes §16-4-401 et. seq. requires agencies (town governments are defined as “agencies of the state” in W.S. §16-4-402 (a) (ii)) to conduct all business in meetings whereby notice is properly given to the public and all deliberations and decisions are made in public. There are exceptions to this general rule, but they do not apply to this fact pattern. W.S. §16-4-403 (a) states that any decision made outside of an open meeting is “null and void” meaning that it is as if the decision was never made.

The Wyoming Public Meetings Act requires most governmental actions to be taken in public meetings. [Wyo. Stat. Ann. § 16-4-401 \(LexisNexis 2009\)](#) specifies that “[t]he agencies of Wyoming exist to conduct public business. Certain deliberations and actions shall be taken openly as provided in this act.”

[Wyo. Stat. Ann. § 16-4-403\(a\)](#) (LexisNexis 2009) provides:

All meetings of the governing body of an agency are public meetings, open to the public at all times, except as otherwise provided. No action of a governing body of an agency shall be taken except during a public meeting.... Action taken at a meeting not in conformity with [the public meetings] act is null and void and not merely voidable.

[Wyo. Stat. Ann. § 16-4-402\(a\)\(i\)](#) (LexisNexis 2009) defines “action” as follows:

(i) “Action” means the transaction of official business of an agency including a collective decision of a governing body, a collective commitment or promise by a governing body to make a positive or negative decision, or an actual vote by a governing body upon a motion, proposal, resolution, regulation, rule, order or ordinance.

Pursuant to *Gronberg v. Teton County Housing Authority*, 247 P.3d 35 (Wyo. 2013). “The purpose of Wyoming’s Public Meetings Act is to require open decision making, not to permanently condemn a decision or vote in violation of the Act. The focus of the Act is on the process of governmental decision making, and not on the ultimate decisions. It follows that the Act would permit ratification of a prior “void” action, if the ratification is done in compliance with the Act. We hold that an agency may “cure” a “void” action made in violation of the Public Meetings Act by conducting a new and substantial reconsideration of the action in a manner which complies with the Act.

5. Analysis: Wyoming Statutes §16-4-401 et. seq. defines an “action” as the transaction of official business, a collective decision, a collective commitment or promise to make a positive or negative decision,

or an actual vote upon a motion, proposal, resolution, regulation, rule, order or ordinance. Furthermore, W.S. §16-4-402 (a) (iii) and (iv) define “meeting” as an “assembly” of a quorum of the governing body assembled to discuss, deliberate or receive information or taking action regarding public business, an “assembly” means communicating in person or by electronic means or any manner such that all participating members are able to communicate with each other contemporaneously.

In the present matter, the “action” or motion to adopt a new logo was conducted during a regularly scheduled meeting and assembly of the Governing Body. The motion was made, an opportunity to discuss or debate or receive public comment is given when a motion is made, and the motion passed. “The purpose of Wyoming’s Public Meetings Act is to require open decision making, not to permanently condemn a decision or vote in violation of the Act. The focus of the Act is on the process of governmental decision making, and not on the ultimate decisions.” See *Gronberg v. Teton County Housing Authority*, 247 P.3d 35 (Wyo. 2013).

6. Conclusion: The decision to adopt the new logo was made in a regularly scheduled meeting open to the public. The Governing Body of the Town of Alpine did not violate the open meetings act when it adopted the new logo.

DATED this 14th day of November 2022.
James K. Sanderson

Mr. Sanderson explained he had produced the memo and that it has been put into the record. Basically the question is, “Is the governing body of The town of Alpine in error in adopting a new logo for the Town of Alpine after calling for motion to adopt the logo, said logo having been submitted as a result of social media contest and vote. Wyoming State Statutes Title 16 define what an action is. An action is a decision by the governing body, and the statute requires that those actions be held in a public meeting. Look at the minutes. There was a motion made there and when there is a motion made with the Council, there is time for debate, time for public input. It was done in an open meeting. It was done in a regularly scheduled meeting and so therefore, “I believe that the action was valid.” That does not mean that it could not have been more artfully done. The fact that it is a logo change perhaps should have been brought about more in other public meetings to give more comment period. But as far as the action, the action of changing the logo and the decision to do so substantially complies with the statute. Somebody else may interpret things differently. The minutes from the meeting state that the that the mayor had stated the council had met and decided on the logo. Mr. Sanderson referenced the case *Gronberg v. Teton County Housing Authority* in which the Housing Authority being the public entity met and talked about what they were going to do with this project and they had made their decision of how they are going to proceed with the project, but after a while went back, into a public meeting, made the motion, and cured the defect in not having the most of the deliberations on the outside. Now, the Supreme Court said, that is OK. The case in *Gronberg* was that that there were some other issues that the Supreme Court found against the Teton County Housing Authority, but Mr. Sanderson does not think those apply to this situation.

5. ACTION ITEMS/NEW BUSINESS

- **Motion to Transfer Restaurant Liquor License from Melvin Brewing Company, LLC d.b.a. Melvin Brewing Company to Get Down, LLC d.b.a. Melvin Brewing Company Effective 12-29-22 and Expiring 12-31-2022.**

Councilman Fritz moved to transfer the Restaurant liquor license from Melvin Brewing Company to Get Down, LLC dba Melvin Brewing Company contingent upon final, written approval from the Wyoming Liquor Division and successful closing and of the property at 624 County Road 101 estimated to be December 29, 2022 and expiring December 31, 2022.

Councilman Dickerson seconded the motion. There was no discussion. **Vote: 4 Yes, 0 No, 1 Abstain, (Larsen), 0 Absent. Motion Carried.**

- **Motion to Transfer Microbrewery License from Melvin Brewing Company to Get Down, LLC d.b.a. Melvin Brewing Company Effective 12-29-22 and Expiring 12-31-2022.**

Councilman Fritz moved to transfer the Microbrewery Permit from Melvin Brewing Company to Get Down, LLC dba Melvin Brewing Company contingent upon final, written approval from the Wyoming Liquor Division and successful closing and of the property at 624 County Road 101 estimated to be December 29, 2022 and expiring December 31, 2022. Councilman Dickerson seconded the motion. There was no discussion. **Vote: 4 Yes, 0 No, 1 Abstain, (Larsen), 0 Absent. Motion Carried.**

- **Public Hearing, Discussion and Public Comments on Renewal of Liquor Licenses for 2023: Broulim Supermarket, LLC; Broulim Hardware, LLC; Conrad and Bischoff, Inc.; Driftwood Pizza, LLC; La Cabana Del Tequila, LLC; Get Down, LLC (Microbrewery and Restaurant); Rocky Mountain Rogues, Inc.; VR Tavern on the Greys, Inc.; and Yankee Doodles, LLC.**

Mayor Lutz called the Public Hearing for Renewal of Liquor Licenses to order at 7:06 p.m. Ms. Sharon Backus stated that between September 27, 2022 and October 12, 2022 the following individuals operating within the incorporated boundaries of the Town of Alpine submitted Renewal of Liquor License applications for the calendar year 2023:

- ❖ Robert W. Broulim as Broulim Supermarkets, LLC, d.b.a. Alpine Broulims - Retail Liquor License;
- ❖ Robert W. Broulim as Broulim Hardware, LLC, d.b.a. Alpine Ace Hardware - Renewal of a County Malt Beverage Permit;
- ❖ Douglas A. Haugh as Conrad and Bischoff Inc., d.b.a. KJ's Alpine- County Malt Beverage Permit;
- ❖ W. Michael Fisher as Driftwood Pizza, LLC, d.b.a. Driftwood Pizza - Restaurant Liquor License;
- ❖ Christian Perez Franco as La Cabana del Tequila LLC d.b.a. La Cabana del Tequila – Restaurant Liquor License.
- ❖ Gavin Fine as Get Down, LLC, d.b.a. Melvin Brewing Company- Microbrewery Liquor License;
- ❖ Gavin Fine as Get Down, LLC d.b.a. Melvin Brewing Company – Restaurant Liquor License
- ❖ Juline Christofferson as Rocky Mountain Rogues, Inc., d.b.a. Bull Moose Saloon - Retail Liquor License;
- ❖ Grant van Rooyen as VR Tavern on the Greys, LLC - d.b.a. Tavern on the Greys – Retail Liquor License; and
- ❖ Ayshia Trujillo as Yankee Doodle's, LLC d.b.a. Red, White & Brew - Restaurant Liquor License

The Town of Alpine published notice on the consecutive advertising dates of November 2, 2022 and November 9, 2022. All approved liquor license renewals will expire on December 31, 2023.

Wyoming Liquor Division has certified approval of eight license applications as complete, those are Broulim's Supermarket, LLC; Broulim's Hardware LLC; Conrad and Bischoff Inc; Driftwood Pizza; LLC; La Cabana del Tequila LLC; VR Tavern on the Greys, and Yankee Doodles, LLC so is recommending the town approve eight liquor license renewal applications. These may be approved for renewal by the Town Council.

Wyoming Liquor Division has deemed the 2023 Liquor License Renewal applications for Get Down, LLC, both Restaurant Liquor License and Microbrewery Permit "generally" complete, but may not be renewed until final, written notice is received. The council will need a motion to approve these two licenses contingent upon final approval by the Wyoming Liquor Division.

Ms. Backus asked for public comments, questions about or opposition to the liquor license renewals. There were no comments. Ms. Backus then stated that during the stated council meeting, two motions would be needed to deal with the liquor license renewal applications; one to approve qualified renewals and a second to approve contingent upon final, written approval from the Wyoming Liquor Division.

Mayor Lutz closed the public meeting at 7:08p.m.

- **Motion to Approve the Liquor License Renewals for Broulim Supermarket, LLC; Broulim Hardware, LLC; Conrad and Bischoff Inc.; Driftwood Pizza, LLC; La Cabana del Tequila, LLC; Get Down, LLC (two); Rocky Mountain Rogues, Inc.; VR Tavern on the Greys Inc.; and Yankee Doodle's, LLC with all licenses to expire December 31, 2023.**

Councilman Burchard move to approve the 2023 liquor license renewals as detailed by the Town Clerk for Broulim's Supermarkets, LLC, Retail Liquor License; Broulim Hardware, LLC, County Malt Beverage Permit; Conrad and Bischoff Inc., County Malt Beverage Permit; La Cabana del Tequila, Restaurant Liquor License; Driftwood Pizza, LLC, Restaurant Liquor License; Rocky Mountain Rogues, Inc., Retail Liquor License; VR Tavern on the Greys LLC, Retail Liquor License with all licenses to expire December 31, 2023. Councilman Dickerson seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

Councilman Dickerson moved to approve the 2023 Liquor License Renewal applications for Get Down, LLC, both Restaurant Liquor License and Microbrewery Permit pending written notification of final approval from the Wyoming Liquor Division with both licenses expiring on December 31, 2023. Councilman Burchard seconded the motion. There was no discussion. Vote: 4 Yes, 0 No, 1 Abstain, (Larsen), 0 Absent. Motion Carried.

- **Development Agreement for Alpine Flats – Dale Cottam**

Mr. Dale Cottam addressed the council and stated that a work session may be in order to discuss the proposed development agreement with Alpine Flats. There are a couple of core benefits that the developer is asking for. As you know, the discussion began with historical rates on certain development costs, and so those are things that need to be discussed during the work session. Mr. Cottam asked to talk for just a brief moment of the benefit to the town of the sewer extension and the fact that the line was run where it was to benefit as many residents as we could in the town, so it is hoped that that has not been forgotten. We are eager to get into a work session where we can where we can discuss the final details and hopefully bring this to fruition and reach a fair, balanced and equitable development agreement that is in the best interest of all, especially the citizens of the town of Alpine going forward for many years. Mr. Cotam asked if there were questions. We look forward to this the opportunity to have a work session and hopefully reach a signed development agreement in the December council meeting. Mr. Drew Hale stated the he was

awaiting approval from Mr. Bob Ablondi on the sewer. Harper Leavitt Engineers (HLE) had already signed off on the sewer installation. Mr. Ablondi requested the video of the sewer inspection which had been sent to him. Mr. Hale will send this to Ms. Backus to send another copy to Mr. Ablondi. A work session will be advertised for December 15, 2022 at 10:00 a.m. to cover the Alpine Flats Development and annual approval, accounting and update of the WJW Holdings Development Agreement. Mayor Lutz, Mr. Bob Ablondi, Mayor-Elect Eric Green are to be present.

- **Update on the Memorandum of Understanding between Lincoln County and Town of Alpine for the Construction of Law Enforcement Housing on Alpine Meadows Lot 36 – Mayor Lutz**
Mr. James Sanderson, Town Attorney stated that he had changed the Memorandum of Understanding to an agreement which was sent to the County Attorney. The County Attorney has not yet responded.
- **Third Reading 299 Ordinance No. 2022-17 “An Ordinance Repealing and Replacing 192 Ordinance No. 2009-48 Providing for Business Licenses and Fees for the Town of Alpine”.** Sharon Backus, Clerk/Treasurer read 299 Ordinance No. 2022-17 into the record.

Councilman Larsen moved to adopt on third reading 299 Ordinance No. 2022-17 “An Ordinance Repealing and Replacing 192 Ordinance No. 2009-48 Providing for Business Licenses and fees for the Town of Alpine.” Councilman Dickerson seconded the motion. There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

The aforementioned Ordinance may be viewed in the Town Office or on the website at alpinewy.org

- **Offer from Get Down LLC for Acceleration (Discount) of Lease/Recapture Agreement – Colby Cox; Jody Valenta. Mr. Cox participated via telephone.**
Mr. Cox explained the reason for the proposed Acceleration of Lease he submitted to the council was due to the difference between ownership of the property versus having a leasehold interest in it. The proposal essentially takes the accumulated lease payments through 2035 and discounts those payments at an 8% discount rate to present day. Mr. Cox used the 8% discount rate after inquiring with a few lending sources and determined 6.875% was the best rate he could get. Over time the interest equates to about \$900,000.00. The \$900,000.00 plus the principal amount quoted in the acceleration document equals more than the lease payoff amount. Mr. Cox told the board that owning the land was important because it will allow them to make capital investments, both now and in the future. Not owning the property has become problematic in some of their inquiries. Discussions have been had about potentially developing the property with more attractive uses in terms of creating a destination there as well as potentially some affordable housing to satisfy the needs that the brewery has and others in town would have. Mr. Cox stated that without owning the land none of that can happen. He said that paying the town \$1.28M in a lump sum is a more attractive situation than paying the payments for a long period of time followed by a balloon payment at the end and that it would provide an economic benefit to the town. He asked that the council consider his proposal.

Mayor Lutz called for comments. Mr. James Sanderson, Town Attorney explained that the property is municipal property, or town property and these lease buyout programs are set up to get around the requirements when you have surplus property or property that is owned by the town. There is a certain process that you have to go through in order to sell it and that requires public hearings, it requires publication of the contract, and it requires an appraisal of the property. This is not

something you can get around and decide you are going to do tonight. An actual offer of purchase needs to be drafted so that it can be published and go through the proper process because essentially you are buying it out. Discussion ensued.

Councilman Larsen prefaced his comments by saying in full disclosure while he has a conflict of interest with Melvin Brewing, he is not involved with Get Down LLC. Councilman Larsen completed some rough math as far as inflation and considered the cost of doing business today versus the cost of doing business in 2035. He looked back over the last 13 years at inflation rates (anywhere from 2.39% to 2.8%). He considered what the town could do with an early payoff, judging by the time value of money. He put a discount of 2.57% on the early payoff calculating a \$1.55M payoff or a \$550,000.00 discount. With the time value of money inflation, that would get us to the full amount by 2035 if we do not expend these funds. It was clarified that what he was saying was that if we took out a CD for 13 years and invested the payoff of \$1.55M we would receive the full amount of 2.1 million and change.

Councilman Larsen also explained that if the town was in control of the funds today that the money could be utilized for matching funds when applying for grants. As long as the council stays active going after grants, the money could be used as matching funds for projects such as radio read meters, streets and roads, and new development. The discussion continued with clarification on the specific requirements of the law from Mr. Sanderson and questions about the process by council and Mr. Cox. After recognizing the limitations due to advertising and legal requirements, Mr. Cox agreed that they could assume the Lease and we can address this after the first of the year.

Councilman Larsen moved to table the offer from Get Down LLC for Acceleration (Discount) of Lease Recapture Agreement. Councilman Dickerson seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

Ms. Sharon Backus, Clerk/Treasurer then reminded the council that if they decide to have a public workshop to discuss this issue they need to give the clerk adequate notice to advertise.

- **Planning and Zoning Report – Tim Hartnett**

Mr. Tim Hartnett of the Planning & Zoning Commission addressed the council to report that the commission has dramatically slowed down for the winter months. He noted there are still 50 plus active building permits that range from remodel to garage install to reroof, single family, duplex, and signage.

Recommendation for Community Directional Signage Installation Mr. Hartnett segued to the recommendation from the Commission for community directional signage, which was discussed at the commission meeting on November 8th, 2022 after receiving a sign permit application from Melvin Brewing in October. *(The permit application, if granted, would allow Melvin Brewing to place a sign on property owned by the Town of Alpine.)*

The commission recommends a written agreement between the parties for installation, maintenance, and/or costs and noted that other area business owners expressed their desire to have their signs on town property. Without the aforementioned agreement, the permit remains on the Planning and Zoning Commission tabled items until advisement from the council.

Mr. Hartnett explained that the recommendation is for directional signage. There was some concern, from the public as well, that if one person can put in a sign on public land, why can't we all put a sign on public land? It was suggested that directional signage should be used to direct (to places like the library, the Public Works building, and/or the ballfield). Mr. Hartnett explained an

ordinance may be in order to address this issue and it would be necessary to work with the Highway Department as well. Directional signage would be standardized in size.

Councilman Fritz commented that his opinion is that the sign designed by Melvin Brewing is not directional signage, it's a billboard and that it violates the spirit of the agreement in that the whole point was to keep people from following Google Maps while driving through this subdivision (Riverview Meadows). Councilman Fritz explained that he thought it should match the road signs.

Mr. Frank Magazine, Melvin Brewing CEO advised the council that the signs were ordered over 6 months ago based on what was approved. Mayor Lutz, Councilman Fritz, and Rex Doornbos of the Planning & Zoning Commission, all confirmed that they had not seen the rendition of the sign until after the permit application was filed in October and evidently, the signs were ordered and purchased months before that. Council reiterated that while they do not want to create a financial hardship on Melvin Brewing and that they did discuss trying to direct people they never saw a formal sign and that what was presented is not in their opinion directional signage. Mr. Hartnett closed by summarizing that the signs should be standardized and open to all.

- **Motion to Approve Lease and Electrical Reimbursement Agreement with Melvin Brewing for Directional Signage on Town of Alpine Property – Mayor Lutz**
The need to discuss this item was obviated by the fact that the signage was not previously permitted and that directional signs do not need electricity. These are the small green and white signs.
- **Motion to Approve 493 Resolution No. 11-15-2022 "Regular Council Meeting Schedule for Calendar Year 2023"**. Ms. Sharon Backus, Clerk/Treasurer read 493 Resolution No. 11-15-2022 into the record.

Councilman Fritz moved to approve 493 Resolution No. 11-15-22, "Regular Council Meeting Schedule for Calendar Year 2023". Councilman Larsen seconded the motion. There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

The aforementioned Resolution may be viewed in the Town Office or on the website at alpinewy.org

- **Motion to Approve 494 Resolution No. 11-15-2022 "Municipal Court Schedule for Calendar Year 2023"**. Sharon Backus, Clerk/Treasurer read 493 Resolution No. 11-15-2022 into the record.

Councilman Fritz moved to approve 494 Resolution No. 11-15-22, "Municipal Court Schedule for Calendar Year 2023". Councilman Larsen seconded the motion. There was no discussion. **Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.**

The aforementioned Resolution may be viewed in the Town Office or on the website at alpinewy.org

- **Motion to Approve 495 Resolution No. 11-15-2022 "A Resolution Certifying Compliance With The Conditions And Procedures For Annexation In Accordance With W.S. § 15-1-403 (2019); Tru-Grit Land Development, LLC Tract B Annexation.**
Sharon Backus, Clerk/Treasurer read 493 Resolution No. 11-15-2022 into the record.

Councilman Larsen moved to approve 495 Resolution No. 11-15-22, "A Resolution Certifying Compliance With The Conditions And Procedures For Annexation In Accordance With W.S. § 15-1-403 (2019); Tru-Grit Land Development, LLC Tract B Annexation." Councilman Dickerson seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

The aforementioned Resolution may be viewed in the Town Office or on the website at alpinewy.org

Ms. Backus stated that the Public Hearing for this annexation petition will be held at 6:30 p.m. on December 20, 2022.

- **Motion to Accept Audit Agreement with Decoria & Company PC for A133 Audit for year ending 6-30-23 in the amount of \$22, 500.**

Ms. Sharon Backus explained that because of the award of the federal ARPA funds for the pretreatment plant and the federal funds received for the Pathway Project, the town will need to have an A133 (Single Audit). The town received a bid for this audit. The town council needs to approve this. The cost of the audit will come from the ARPA funds.

Councilman Justin Fritz moved to accept the audit agreement with Decoria & Company PC in the amount of \$22,500 for the Fiscal Year 2023 Single Audit. Councilman Dickerson seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

- **Motion to Select Mass Texting Option – Mayor Lutz**

Ms. Melody Leseberg had investigated the possible sources of mass texting which had been distributed to the council via email.

Councilman Larsen moved to select mass texting. Councilman Dickerson seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

- **Motion for Clearance to Proceed in Lieu of NEPA – Councilman Larsen**

Councilman Larsen moved for approval of construction of the Alpine Sports Park, being entirely on Town of Alpine property, does not need a NEPA study per Wyoming Outdoor Recreation Grant (WORG) checklist. The Council and Mayor of the Town of Alpine support and authorize the Alpine Sports Park Project plans as submitted to Wyoming Outdoor Recreation Grant. Councilman Fritz seconded the motion. Councilman Larsen explained that the Town of Alpine had passed the preapplication phase for funding in the amount of \$650,000. This motion is part of the final grant application. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

- **Motion to Authorize Mayor & Council to sign a Letter from Town Council Confirming Project may Proceed and Can Be Completed within Two Years – Councilman Larsen**

Councilman Larsen moved to approve and proceed with the Alpine Sports Park Project, with grant project work being completed within two years of funding from the Wyoming Outdoor Recreation Grant. As the relevant local governing landowner and manager for the Alpine Sports Park, the Council and Mayor of the Town of Alpine grants approval that the project may proceed and will be completed within two years of time from receiving project funding from Wyoming Outdoor Recreation Grant. Councilman Fritz seconded the motion. There was no discussion. Vote: 5 Yes, 0 No, 0 Abstain, 0 Absent. Motion Carried.

- **Economic Development – Councilman Larsen**

Councilman Larsen gave the following report:

- Cokeville will have a Turkey Shoot on December 19, 2022;
- Kemmerer is still very busy dealing with the nuclear power plant;
- Construction is slowing down in the towns due to weather, however Lincoln County has a record 371 permits to date; 172 of those being new homes.
- The town will be putting up Jersey barriers at the end of the week in preparation for the mass snowmobile invasion.

- **Announcements:** Mayor Lutz announced that the Town of Alpine was awarded \$750,000 in ARPA funds for the Pretreatment Plant which will cover the shortfall.

6. Tabled Items:

Offer from Get Down, LLC for Acceleration (Discount) of Lease/Recapture Agreement.

TOWN OF ALPINE GENERAL FUND

CLAIMANT	ALLOWED
AFLAC	\$297.70
ALARMLOGIX	\$175.00
ALPINE ACE HARDWARE	\$660.55
ALPINE TRAILS & PATHWAYS Air Park Donation	\$10,000.00
BANK OF STAR VALLEY LOANS	\$146,719.52
BLACK MOUNTAIN RENTAL	\$506.33
BLUE CROSS BLUE SHIELD	\$8,965.77
BROULIMS	\$13.95
BURCHARD, ANDREA	\$212.50
CASELLE	\$100.33
CAN SURETY	\$100.00
CONRAD & BISCHOFF Dyed Diesel & fuel	\$2,018.48
DEPATCO	\$485.54
DRY CREEK ENTERPRISES	\$210.00
FDMS VISITOR CENTER CREDIT CARD LEASE	\$46.17
FIRST BANK OF ALPINE LOAN	\$41,429.28
FIRST BANKCARD	\$1,466.79
FP MAILING SOLUTIONS	\$135.00
GREAT WEST TRUST COMPANY LLC	\$7,750.00
GREEN TURF LANDSCAPING	\$573.00
GUFFEY, DAWN	\$2,457.00
JENKINS BUILDING SUPPLY	\$386.85
LINCOLN COUNTY SHERIFF	\$15,606.50
LOWER VALLEY ENERGY	\$555.89
MERCHANT FEE	\$148.89
MOHLER, JAN Visitor Center Merchandise	\$80.00
NORCO	\$37.20

PAYROLL	\$64,681.56
PENNY, BELINDA Cleaning	\$1,210.00
SALT RIVER MOTORS	\$33.95
SANDERSON LAW OFFICE	\$3,075.00
SERVANT ELECTRIC	\$787.50
SILVER STAR COMMUNICATIONS	\$837.45
STAR VALLEY DISPOSAL	\$615.00
STAR VALLEY INDEPENDENT	\$467.88
STAR VALLEY INSURANCE TREASURER BOND	\$1,250.00
SUNRISE ENGINEERING	\$12,601.00
TOWN OF ALPINE WATER DEPT	\$1,356.04
TSYS	\$36.53
UNITED STATES TREASURY	\$12,301.86
USDA FOREST SERVICE	\$410.00
VALLEY AUTO SUPPLY	\$950.18
VALLEY TECH LLC	\$120.00
VALLEY WIDE COOPERATIVE	\$2,733.07
WESTERN STATES EQUIPMENT	\$724.64
WYOMING CHILD SUPPORT	\$464.56
WYOMING DEPARTMENT OF WORKFORCE SERVICES	\$2,544.58
WYOMING GAME & FISH	\$840.00
WYOMING RETIREMENT	\$7,478.41
XEROX FINANCIAL	\$274.87

TOWN OF ALPINE SEWER DEPARTMENT

CLAIMANT	ALLOWED
ALPINE ACE HARDWARE	\$43.98
ALPINE EXCAVATION LLC	\$2,096.00
BROULIMS	\$23.88
CASELLE	\$100.33
CONTROL ENGINEERS, PA	\$495.00
DRY CREEK ENTERPRISES INC	\$3,536.25
FALCON ENVIRONMENTAL (SMITH & LOVELESS)	\$9,735.50
FALL RIVER PROPANE	\$27.01
FIRST BANKCARD	\$852.81
HACH COMPANY	\$5,969.07
HUBER TECHNOLOGY	\$107.97
JENKINS BUILDING SUPPLY	\$209.04
LOWER VALLEY ENERGY	\$3,085.94
NAPA AUTO PARTS	\$631.19
S & A TRUCK EQUIPMENT REPAIR	\$532.88
SILVERSTAR	\$268.09
SULOFF'S TOWING	\$305.00

TOWN OF ALPINE Payroll, postage	\$48,848.06
TOWN OF ALPINE WATER DEPT Billing fees, usage	\$146.85
TOWN OF PINEDALE	\$3,176.43
USA BLUEBOOK	\$715.77
VALLEY TECH, LLC	\$120.00
VALLEY WIDE COOPERATIVE	\$286.53

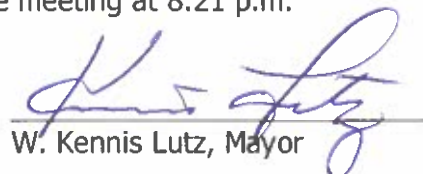
TOWN OF ALPINE WATER DEPARTMENT


CLAIMANT	ALLOWED
ALPINE ACE HARDWARE	\$23.75
ALPINE EXCAVATION LLC	\$2,871.34
A.T.&T.	\$259.98
BOGGS, DAN	\$254.58
BROULIMS	\$15.16
CASELLE INC.	\$100.34
CONRAD & BISCHOFF	\$314.40
CORE AND MAIN	\$12,721.17
DEPATCO	\$159.13
FERGUSON-WATERWORKS	\$200.00
FIRST BANK CREDIT CARD	\$1,321.24
H. D. FOWLER COMPANY	\$550.18
H. K. CONTRACTORS	\$5,814.36
JENKINS BUILDING SUPPLY (Patch Install Locations)	\$249.35
LINCOLN WATER QUALITY LAB Water testing	\$81.00
LOWER VALLEY ENERGY	\$2,120.42
MERCHANT FEES	\$2,473.24
ONE CALL OF WYOMING	\$15.75
TOWN OF ALPINE Payroll, postage, rent	\$14,101.70
TOWN OF ALPINE SEWER Usage	\$44,992.58

7. Adjournment:

Councilman Dickerson 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 8:21 p.m.


 W. Kennis Lutz, Mayor


 Date

Minutes taken and transcribed by:

Sharon Backus
Sharon Backus, Town Clerk/Treasurer

12-20-2022
Date



Attest:

Monica Chenault
Monica Chenault, Town Clerk/Treasurer

12-21-2022
Date

** The minutes are a brief summary of a taped recording of this meeting. **

