

City of Torrington)
County of Goshen)
State of Wyoming)

The Torrington City Council met in regular session on Tuesday, July 20, 2021 in the City Council Chambers at 436 East 22nd Ave. at 7:00 p.m. Present: Mayor Adams, Council Members Kelly, Kinney, Patterson and Steinbock. Also Present: Clerk/Treasurer Strecker, Attorney Eddington, Director of Public Works Harkins, Chief of Police Johnson, Building Official Estes, Golf Pro Dent and Deputy City Clerk Anaya.

Mayor Adams called the meeting to order.

Chief of Police Johnson led the Pledge of Allegiance.

Mayor Adams led the session with informational announcements on the following items: 1. High temperature warning and suggested precautions; 2. Fire danger/level updates. Reminder to the public to keep their properties clear of trash and debris; 3. Little League District Tournament update; 4. COVID-19 updates and recommendations; 5. COVID-19 vaccine updates; 6. Announcement that the 08-03-21 Council meeting will be held in the picnic shelter at the northeast corner of Jirdon Park at 7:00 p.m. in conjunction with National Night Out, an annual event organized by the Torrington Police Department. Evening activities will include free swimming at the Dale Jones Municipal Pool from 6:30 p.m. to 8:30 p.m. along with a free movie and many other fun activities. Hot dogs will be provided; 7. 07-19-21 power outage event update; 8. Progress on projects within the City; 9. Announcement that chip sealing operations concluded on West C Street. Request to the public to use caution while navigating that area as there may still be loose stones on the road; and 10. Update on the Wyoming Association of Municipalities (WAM) Summer Convention that was held on July 14-16, 2021 in Cheyenne, Wyoming.

Councilman Patterson presented a brief summary of the resolutions that were presented at the Wyoming Association of Municipalities (WAM) Summer Convention Business Meeting.

Councilman Kelly moved and Councilman Patterson seconded to approve the consent agenda which includes the minutes from the 07-06-21 Council meeting as published and all actions therein be ratified. Motion carried unanimously.

Councilwoman Steinbock moved and Councilman Kelly seconded to approve the agenda as presented. Motion carried unanimously.

Gypsy La' More with Rockabilly 4 Life, LLC requested approval of a special event permit for a Rockabilly Retro Fest to be held on 09-11-21 from 2:00 p.m. to 11:00 p.m. Mayor Adams indicated that the applicant is requesting approval to close the public street on Main Street between 19th Avenue and 21st Avenue. Councilman Patterson moved and Councilman Kinney seconded to approve the special event permit as presented. Motion carried unanimously.

Gypsy La' More with the Open Barrel Brewing Company requested approval of a catering permit for a Rockabilly Retro Fest to be held in front of 1930 Main Street on 09-11-21 from 3:00 p.m. to 11:00 p.m. Councilman Kinney moved and Councilwoman Steinbock seconded to approve the catering permit as presented. Motion carried unanimously.

Doug Mercer with Scottsbluff Valley Street Rods (SVSR) requested approval of a special event permit for a Classic Cars on Main Street event to be held on 09-25-21 from 8:00 a.m. to 2:00 p.m. Mayor Adams indicated that the applicant is requesting approval to close the public street on Main Street between 19th Avenue and 21st Avenue and to have the special event permit fee waived. Doug Mercer addressed the Mayor and Council. He stated that he is requesting that the special event permit fee be waived due to the fact that the City of Torrington is not able to sponsor the event this year. Mr. Mercer commented that the SVSR Club has very restricted funds and indicated that in previous years the club did not have to go out and solicit sponsors for the event because the sponsorship from the City was sufficient to fund it. Councilman Kinney moved and Councilman Kelly seconded to approve the special event permit and to waive the special event permit fee as presented. Motion carried unanimously.

Golf Pro Dent presented for approval an Acknowledgement, Waiver, Release, Indemnification and Hold Harmless Agreement for the Harvest Hosts Program that the Torrington Municipal Golf Course is participating in. He stated that Harvest Hosts is a membership program that provides access to a network of wineries, farms, breweries, golf courses, museums and other unique attractions that invite self-contained RVers to visit and stay overnight. Golf Pro Dent indicated that the proposed agreement was drafted to ensure that the individual acknowledges that they will be "locked in" at the golf course overnight. Attorney Eddington commented that the gates being locked every night caused some apprehension and concern in relation to emergencies, therefore the proposed agreement was drafted to include language requiring the individual to agree, consent and acknowledge that they will be "locked in" overnight. Councilman Patterson inquired about emergency services personnel and their ability to access the golf course beyond the locked gates in case of an emergency. Chief of Police Johnson responded that there will need to be further planning moving forward with all parties involved to ensure that all accesses are granted fully but that it is definitely doable. Councilman Kelly stated that he likes the concept of participating in the Harvest Hosts Program but indicated that he just cannot get behind the being "locked in" part of the agreement. He questioned why the gates are locked nightly. Golf Pro

Dent replied that the gates are locked in order to protect the facilities and assets that are located within the boundaries of that specific real property. Councilwoman Steinbock moved and Councilman Kinney seconded to approve the Acknowledgement, Waiver, Release, Indemnification and Hold Harmless Agreement as presented. Councilman Kinney inquired if the City of Torrington can opt out of participating in the Harvest Hosts Program at any time. Golf Pro Dent confirmed yes. Voting aye Adams, Kinney, Patterson and Steinbock, nay Kelly, motion carried.

Attorney Eddington read by title AN ORDINANCE CREATING AND ENACTING SECTION 13.12.020. OF THE TORRINGTON MUNICIPAL CODE, 2021 REVISIONS, RELATING TO PRIVATE FIRE SYSTEMS AND HYDRANTS. Councilman Kinney moved and Councilman Patterson seconded to approve Ordinance No. 1246 as presented on third reading. Motion carried unanimously.

Attorney Eddington read by title AN ORDINANCE AMENDING AND RE-ENACTING SECTION 13.12.010 OF THE TORRINGTON MUNICIPAL CODE, 2021 REVISIONS, RELATING TO DEFINITIONS. Councilman Patterson moved and Councilwoman Steinbock seconded to approve Ordinance No. 1247 as presented on third reading. Motion carried unanimously.

Attorney Eddington read by title AN ORDINANCE AMENDING AND RE-ENACTING SECTION 13.12.150 A. 13. a. AND APPENDIX A – DEFINITIONS OF THE TORRINGTON MUNICIPAL CODE, 2021 REVISIONS, RELATING TO BACKFLOW PREVENTION ASSEMBLIES AND DEFINITIONS. Councilman Kinney moved and Councilwoman Steinbock seconded to approve Ordinance No. 1248 as presented on third reading. Motion carried unanimously.

Attorney Eddington read by title AN ORDINANCE AMENDING AND RE-ENACTING SECTION 18.96.010. C. OF THE TORRINGTON MUNICIPAL CODE, 2021 REVISIONS, RELATING TO QUALIFICATIONS AND SUPPLEMENTATIONS TO DISTRICTS. Councilwoman Steinbock moved and Councilman Patterson seconded to approve Ordinance No. 1249 as presented on third reading. Motion carried unanimously.

Director of Public Works (DPW) Harkins presented the bid results for the FY22 Ridge Road Repair Project. He stated that staff recommends awarding the bid to Bivens Construction of Torrington, Wyoming in the amount of \$439,856.50 and reserve \$88,143.50 (20%) for contingency for a project total of \$528,000.00. DPW Harkins commented that a bid opening was held on 07-14-21 for the project and indicated that three bids were submitted that were in conformance with the bidding requirements. He stated that funding for the project will be split between an emergency Mineral Royalty Grant (75%) and City matching funds (25%). DPW Harkins commented that the maximum amount of the Mineral Royalty Grant is \$437,931.00 with a maximum City match of \$147,977.00 for a total funding amount of \$583,908.00 available. Councilman Patterson indicated that the bid from Bivens Construction is substantially lower than the engineer's estimate and the other two bid amounts. He questioned if there are any concerns with the amount of the low bid. DPW Harkins confirmed no. Councilman Patterson moved and Councilwoman Steinbock seconded to award the bid to Bivens Construction of Torrington, Wyoming in the amount of \$439,856.50 and reserve \$88,143.50 (20%) for contingency for a project total of \$528,000.00 as presented. Motion carried unanimously.

The bills from 07-07-21 to 07-20-21 were presented for payment. Councilwoman Steinbock moved and Councilman Patterson seconded to approve the bills for payment as presented. Motion carried unanimously.

Mayor Adams asked for public comments, questions or concerns.

Councilman Kinney commended the Parks Department and all of the volunteers that assisted with making the Little League Fields and the Sports Complex Facility look remarkable for the Little League District Tournament.

Councilman Kelly moved and Councilman Kinney seconded to adjourn to executive session to discuss litigation. Motion carried unanimously.

Councilwoman Steinbock moved and Councilman Kinney seconded to return the Mayor and Council to regular session. Motion carried unanimously.

Councilman Patterson moved and Councilwoman Steinbock seconded that there being no further business to come before the Mayor and Council to adjourn at 9:35 p.m. Motion carried unanimously.

The following bills were approved for payment: 71369 MUNICIPAL ENERGY AGENCY OF NE wholesale power 441201.97;71370 PLATTE VALLEY BANK lease payment 13538.61;71371 TOUCHTONE COMMUNICATIONS long distance 90.67;71372 CENTURYLINK data line 6.11;71373 WYRULEC CO Landfill Electric 185.18;71374 AFLAC payroll withholding 349.68;71375 MCKENZIE, JAMES T. credit refund 124.83;71376 GEORGE, WHITNEY credit refund 54.62;71377 RICKARD, KATHERINE deposit refund 412.37;71378 GOULD, JOE deposit refund 42.39;71379 POLSON, KEVIN meal reimb 13.01;71380 HENDRICKS, MARTHA season pool pass refund 180.00;71381 ALLEN, BILLIE reimb-proof of rabies vaccination 50.00;71382 GERING, KAREN reimb-proof of rabies vaccination 50.00;71383 TD REAL ESTATE deposit refund 89.90;71384 21ST CENTURY EQUIPMENT LLC filter elements, filters 187.37;71385 ARROW ELECTRIC OF TORRINGTON electric heaters-existing wiring 1300.00;71386 ACCENT WIRE-TIE envirobale bags 29490.00;71387 ACTION COMMUNICATIONS INC. radio microphones 90.00;71388 AT&T MOBILITY cardiac monitor transmission fee 33.46;71389 BACKFLOW PREVENTION SUPPLY INC. ck rubber 48.60; 71390 BLACK HILLS ENERGY utilities-gas 2083.68;71391 BOMGAARS SUPPLY INC. trimmer line, utility

blades,filter,wheel,disks,cut-off riser extension,gas can,fly spray,bucket,trimmer head,pipe cap/nipple, masking tape,backpack sprayer,roundup,jacket,face shields,hole saw,oil,funnel 422.83;71392 BROWN CO chain saw bar 38.99;71393 CANON FINANCIAL SERVICES INC. copier contract 180.00;71394 CITY OF TORRINGTON notary bond filing,postage,lien release,certified letters 61.70;71395 CITY OF TORRINGTON c/o FIRST STATE BANK optional sales tax transfer 99722.06;71396 CODY HOTLINE SCHOOL LLC training 350.00;71397 CO GOLF & TURF INC. leaf spring 78.16;71398 COMMUNITY HOSPITAL ambulance supplies 70.97;71399 ALYSSA MARIE COULSON Court Appointed Attorney 240.00;71400 D A R E reimb-DARE alcohol/tobacco compliance 200.00;71401 DECKER, STEVE barrier,landmaster,weed killer,road patch 2224.40;71402 DIVERSIFIED SERVICES INC. cleaning services 400.00;71403 ENERGY LABORATORIES INC. lab testing 869.00;71404 PRO QUALITY PEST CONTROL rodent control 130.00;71405 GOSHEN CO ECONOMIC ¼ cent sales tax,monthly contribution 27430.82;71406 GOSHEN CO TREASURER IT MOU 64187.50;71407 GOSHEN DIESEL SERVICE code reset 115.00;71408 GREATAMERICA FINANCIAL SERVICES CORP copier leases 385.00;71409 USABUEBOOK glass bottles 19.45;71410 HOMESTEADERS MUSEUM ASSOCIATION progress grant transfer 20000.00;71411 HONNEN EQUIPMENT dozer rental-cell 13 closure 6960.00;71412 IDEAL LINEN/BLUFFS FACILITY SOLUTION mats,sam dust,scrapers,coveralls,sam garment, energy fees,towels,sam linen,mops 732.05;71413 JAMES A. EDDINGTON PC City Attorney 9187.50; 71414 FRANK PARTS CO battery,filters,fitting,oil pressure switch,welding rod,cut-off wheel,cylinder stroke,pry bar,blue misc tool,alum manifold gauge,universal starter,drill bits,fhp bladerunner belt 581.52;71415 L N CURTIS & SONS multi gas monitor 366.00;71416 CASPER STAR-TRIBUNE notice of hearing-budget 90.68;71417 LUJAN CLEANING SERVICE LLC cleaning>window cleaning 273.75;71418 MATTHEW BENDER & CO INC. WY statutes annotated 2021 editions 1047.24;71419 MEDICAL AIR SERVICES ASSOCIATION medical air transport ins 1577.00;71420 METAL SHOP repair/sharpen mower blades 330.00;71421 MIRACLE RECREATION gravity rail replacement wheel set 456.00;71422 MOTOROLA SOLUTIONS INC. dispatch 911 service contract 4904.32;71423 O'REILLY AUTO ENTERPRISES LLC connector,filters,freon,oil,battery,core return 303.89;71424 OLSON TIRE CO tire repair,prema rad patch,tires,balancing,sensor kit 1489.24;71425 ONE CALL OF WY tickets for CDC code TRG 117.75;71426 ONSOLVE LLC CodeRED extension 7987.50;71427 PANHANDLE COOPERATIVE ASSOCIATION drinks-Governor's Lunch,ammonia,mount/dismount-tires,disposal fee,tire,propane,rebate-credit return 530.24;71428 ENVIRO SERVICES INC. lab analysis 150.00;71429 PATRICK, JOHN B. Municipal Court Judge 2000.00;71430 PATTERSON, RICHARD mileage reimb 100.05;71431 PAUL REED CONSTRUCTION & SUPPL INC. refund water meter deposit less usage 1788.00;71432 PINNACLE BANK CARES Act Reporting, collection systems level 2 exam,postage,pr/IRS form update,transaction fee,trimmer heads,cable connectors,travel expenses-meals/fuel,snacks/coffee-training,swimsuit,training,gloves,pump,backup sights,industrial can opener,toilet paper dispenser,camera,trimmer brush,inventory lunch,report covers, flag/flag stand,refund,powder/adhesive scales,lawn mower 4869.08;71433 QUADIENT FINANCE USA INC. neopost postage 728.59;71434 RAILROAD MANAGEMENT CO storm sewer pipeline crossing 284.85; 71435 RAILROAD MANAGEMENT CO sewer pipeline crossing 284.85;71436 RICHEY, MICHAEL air fuel 1068.82;71437 RICHEY, MICHAEL Airport Operator Contract 1666.67;71438 SAFE FLEET ACQUISITION CORP tarp 255.10;71439 TEAM CHEVROLET module/sensor kits 755.85;71440 DBC IRRIGATION SUPPLY solenoids,pvc pipe,valve 565.33;71441 QUILL LLC vacuum cleaner,crew easy packs,pens,hand sanitizer, file folders,tape dispenser 599.82;71442 SUEZ WTS USA INC. monthly chemical management 7769.04; 71443 T D S COLLECTION SERVICE INC. water service repairs 1865.67;71444 SOUTHWESTERN EQUIPMENT CO seal kit 648.30;71445 TORRINGTON EMPLOYEES INSURANCE scrap metal to reserve 9923.55;71446 TORRINGTON ROTARY CLUB meals,dues,meeting attended,youth program,paul harris fund 190.00;71447 TORRINGTON SOD FARMS sod 187.00;71448 TRIHYDRO CORP WWTP Pre-Treat Design Project 35110.57;71449 BACKDRAFT OPCO LLC fire package state upgrade yearly subscription fee 760.50;71450 TW ENTERPRISES INC. industrial generator repair-fire 757.00;71451 U S POSTMASTER postage due/replenish account 104.66;71452 U S POSTMASTER credit for postage 850.00;71453 VERIZON WIRELESS TVFD cell phones 97.16;71454 WAM-WCCA lease payment 650.00;71455 GRAINGER knit neck gaiters,vacuums,trigger sprayers,ranger hats 1371.32;71456 WEGLIN, EDWARD H. mow/trim 220.00;71457 WESTCO oil,amine,cornerstone plus,class act ni,class ct ng,ultra-che corn mix,corn sidedress,diesel,unleaded gas 22222.97;71458 WESTERN PATHOLOGY CONSULTANTS breath alcohol, drug screen,urine collection 108.00;71459 WY BANK & TRUST lease purchase payments 26495.89;71460 WY DEPT OF TRANSPORTATION Torr/Industrial Park Ave,Torr/US-85 Realign/Enhc 64.81;71461 RESPOND FIRST AID SYSTEMS OF WY 1st aid kit supplies 178.59;71462 Void;71463 CITY OF TORRINGTON payroll withholding 110.00;71464 DENT, DAVID A. Golf Pro Payable 5523.51;71465 FAMILY SUPPORT REGISTRY payroll withholding 217.82;71466 GOSHEN CO DISTRICT COURT CLERK payroll withholding 100.00;71467 GREAT-WEST TRUST CO LLC payroll withholding 2675.00;71468 NEW YORK LIFE payroll withholding 359.37;71469 WASHINGTON NATIONAL INSURANCE CO payroll withholding 32.70