Town Council Meeting

Sept. 17, 2020

Attending: Mayor Rose Arndt, Council – Louise Tukuafu, Taylor Allred, DeMont Grandy by phone, Stan Thompson, PW – Justin Pope, Mike Duran, Shane Pope, Chief Jeremi Kirkland, Clerk Jody Harmon, Brandee Prows, Theresa Lewis, Machae Petersen, Laura Pope, Attorney Dean Stout, Jenny Barnes, Alicia Dean, Emmy Barnes, ? Awtry, Colby Peck

Call to order by the Mayor 7:01p.m.

Pledge Allegiance led by Chief Kirkland.

Motion to accept the agenda as presented by Stan seconded by Taylor. Motion Carried

Motion to approve the Minutes from August 11, 2020 Town Council Meeting by Taylor seconded by Stan. Motion carried

Machea Petersen addressed the Town Council to ask if they high school could have the Homecoming activities with a bon fire either at the city yard or the rodeo grounds. The council agreed to have the bon fire at either place. They also requested the normal $100 deposit that will be returned to the school after clean up.

The Council discussed the safety concerns on Post Street. Chief Kirkland will speak to the person speeding or being unsafe if they are identified. Also discussed that speed limit signs, 1 of the Smithfork Road, 1 on County Road 207, 1 on Olsen Road, 1 on Main. Laura will add the sign options for Y2K consultants for the city plan.

Mayor Arndt met with Jack Johnson concerning advertisement for Cokeville. Jack has several travel guides advertising the surrounding areas. He would like to add an insert highlighting Cokeville.

Motion by Taylor seconded by Lou to have Laura look for a grant to pay someone to maintain the different websites, such as the Town’s website, co-op website, Lincoln Conservation website. Motion Carried

Motion by Stan seconded Taylor to pay the following bills and business license. Motion carried

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| All West Communications | $716.63 | AT&T Mobility | $150.96 |
| Blue Cross Blue Sheild | $4,830.00 | Bureau of Land Management | $100.00 |
| Caselle Inc. | $475.00 | CH Diagnostic & Consulting | $775.00 |
| Chemtech-Ford | $718.00 | Chris Teichert | $25.00 |
| Deere Credit | $9,496.03 | Delta Dental Plan | $282.00 |
| Dean Stout | $1,950.00 | Energy Laboratories | $937.00 |
| Executech | $17.67 | First Bankcard | $2,578.59 |
| Forsgren Associates | $1,350.00 | Lincoln County | $842.00 |
| MARC | $2,003.45 | Mountainland Supply CO | $198.73 |
| Nanco LLC | $1,050.00 | Napa Auto Parts | $124.12 |
| Nate Halls | $50.00 | Pam Grandy | $25.00 |
| RelaDyne | $2,184.92 | Rocky Mountain Comp | $90.02 |
| Rocky Mountain Power | $5,355.03 | Scott Thomas | $800.00 |
| Seth Boyer | $50.00 | Silver Star Communications | $381.41 |
| Staples | $40.17 | Thatcher chemical | $954.17 |
| Twin D Inc. | $5,510.00 | VSP of Wyoming | $47.81 |
| Waxie Sanitary Supply | $322.35 | Westech | $7,196.85 |
| WY Dept. of Workforce | $728.88 | WEBT | $14.40 |
| WY West Fire | $147.00 | Xerox Financial | $102.81 |
| Payroll | $14,246.61 | Retirement | $2,703.03 |
| EFTPS | $4,145.75 |  |  |

Jim Houghton Niels Fugal Sons Co. Installing fiber

The Public Works department was recognized for the work, sometimes things happen you don’t expect when repairing leaks, installing new water lines and power outages. Good work!

Departments

Stan had 2 building permits already approved by the Planning & Zoning. 1 for All West Communications to install fiber to the homes of Cokeville. The other permit was for the Sr. Center to install new sidewalks around the Town Hall building and Sr. Center area.

Taylor will ask for the budget for the fiber project and also follow up with the franchise agreement. Motion by Stan seconded by Lou to have Shane be the project manager over the fiber project.

Update of COVID-19 – Lincoln County has 11 cases, 2 in the Star Valley School district. Stan reviewed the Governor Gordons orders, and suggested that a letter be written to the Governor on the CARES Act.

Demont addressed the council regarding have a backflow ORD for the safety of the water. Motion by Demont seconded by Stan to approve the 1st reading of ORD 20-05.

**ORDINANCE 20-05**

**TITLE VIII**

**PUBLIC UTILITIES**

**CHAPTER 1**

**WATERWORKS**

8-101. DEFINITIONS. Unless the context specifically indicates otherwise, the meaning of terms used in this Chapter shall be as follows:

1. BACK PRESSURE: The flow of water or other liquids, mixtures or substance under pressure into the feeding distribution pipes of a potable water supply system from any source other than the intended source.
2. BACK SIPHANAGE: The flow of water or other liquids, mixtures or substances into the distribution pipes of potable water supply system from any source other than the intended source, caused by the reduction of pressure in the potable water supply system.
3. BACKFLOW: The reversal of the normal flow of water caused by either back pressure or back siphonage.
4. CROSS CONNECTION: Any physical connection or arrangement of piping or fixtures which may allow nonpotable water or industrial fluids or other material or questionable quality to come into contact with potable water inside a distribution system. This phrase includes any temporary connections, including swing connection, removable sections, four-way plug valves, spools, dummy sections of pipe, swivel or changeover devices, sliding multiport tubes, or other similar plumbing arrangements.

8-138. WATER SUPPLY PROTECTONS. No water service connection to any premises shall be installed or maintained by the town, or any other water utility, unless the water supplying the premises is protected as required by town laws and regulations.

8-139. DUTY TO INSPECT ANNUALLY. It shall be the responsibility of the water consumer to purchase, install, test and maintain backflow prevention devices/assembly where necessary and to control cross connections. Certified inspections and operational tests shall be made at least once a year. Where the town deems the hazard to be great the consumer may be required to have such inspections and tests at a more frequent interval as prescribed by the town.

8-140. NEW CONSTRUCTION. The town engineer will review all plans for new construction to ensure that unprotected cross connections are not an integral part of the consumer’s water system. If a cross connection cannot be eliminated, protection will be required by installation of an air gap or other approved backflow prevention device/assembly. Water vacating the drinking water supply must do so by means of an approved air gap or mechanical backflow prevention assembly.

8-141. INSTALLATION REQUIRED. Whenever the town deems a service connection’s water usage contributes a sufficient hazard to the water supply, installation of an approved backflow prevention assembly shall be required on a lateral service line of the consumer’s water system, at or near the property line, or immediately inside the building being served, but before the first branch line leading off the lateral service line in any event. The type of protective assembly required shall depend upon the degree of hazard existing at the point of cross connection (whether direct or indirect), so as to comply with local requirements. The town shall test all backflow prevention assemblies within ten (10) working days after their initial installation in order to determine their adequacy.

8-142 EXISTING EQUIPMENT. All backflow prevention assemblies existing at the time of adoption hereof but which do not meet the requirements hereof shall nonetheless be excluded from the requirements of this chapter, provided they were approved for the purposes described herein at the time of installation and have been properly maintained so as to function in the manner originally intended. Such previously existing assemblies nonetheless shall be subject to the periodic inspection and testing. Whenever an existing assembly is moved to another location, or requires more than minimum maintenance, or where it is determined to constitute a hazard to health, the unit shall be replaced by an approved backflow prevention assembly meeting the requirements of this chapter.

8-143 REPAIR AND MAINTENANCE OF EQUIPMENT. The maintenance, including necessary repairs, for all backflow prevention assemblies and cross connection control devices required by this chapter shall be the responsibility of the consumer, and failure to adequately maintain any required equipment shall be violation hereof. All installations and repairs of such equipment shall be effected by a certified journeyman plumber or other agent of the owner.

8-144 ACCESS FOR INSPECTION. A consumer’s system shall be open for inspection at all reasonable times to authorized representatives of the town water department in order to determine whether cross connections or other structural or sanitary hazards, including violations of this chapter, exist. In order to determine that no backflow prevention assemble is installed in such manner as to create a safety hazard, the inspection shall include access to above ceiling areas, pits, paneled interior areas, or other locations where cross connections might exist.

8-145 CERTIFIED BACKFLOW TECHNICION. All tests of mechanical devices/assemblies shall be conducted by a certified backflow technician who will be responsible for the competence and accuracy of all tests and reports. Such technician shall be responsible for the following:

1. Assure that acceptable testing equipment and procedures are used for testing, repairing or overhauling of backflow prevention assemblies.

1. Make reports of such testing and/or repair to the consumer and the town.
2. Include in all reports a list of any materials or replacement parts used.
3. Assure that replacements parts are equal in quality to original parts and that any testing, repair or replacement does not change the design or operational characteristics of the assembly.
4. Maintain his license in current condition and his testing equipment in proper operation condition.
5. Be equipped with, and competent to use, all necessary tools gauges and other equipment necessary to properly test and maintain backflow prevention assemblies.
6. Tag each double check valve, pressure vacuum break, reduce pressure backflow assembly and high hazard air gap, showing the serial number, date tested and by who, including the technician’s license number.

8-146 NOTIFICATION OF PUBLIC. Although failure of consumer to be aware of this chapter shall be no defense to violation hereof, the town shall use reasonable means to notify consumers of the hazards of cross connection and the need to annual inspection of backflow prevention assemblies.

8-147 RECORDS. The Cokeville Town Water Department shall keep reasonable records of cross connection hazards and the condition of backflow assemblies.

8-148 VIOLATIONS. Service of water to a consumer found to be in violation of this chapter shall be discontinued by the town after written notice of the violation and appropriate time suspended for voluntary compliance, and the due process entitlements otherwise extended by the town before termination of water service. A violation exists if:

1. A backflow prevention assembly required by this chapter for control of cross connections is not installed, tested or maintained.
2. It is found that a backflow prevention assembly has been removed or bypassed.
3. An unprotected cross connection exists on the premises.
4. The periodic system inspection has not been conducted.

Where written notification of deficiency is provided by the town, in the event of a failure by the consumer to take the required corrective action within ten (10) days to restore all such conditions, or defects a monetary penalty shall be enacted along with the termination of water service.

In addition to any penalty, violation of this chapter shall be a class B misdemeanor.

1st Reading Fail

2nd Reading Fail

3rd Reading Fail

Attorney Stout suggested to add the backflow valve, meters and help with sewer and water well expenses to the CARES Act.

The Town has applied for a grant to dig a new water well. The meeting will be held on Oct 9. Time to be determined. DeMont and Justin can attend through Zoom. Todd Hurd the Engineer will be in Cheyenne to attend.

DeMont thanked Mike and Shane for their efforts in removing the chain at the sewer plant.

Justin would like someone assigned to write a letter for the CARES Act. Justin will get costs, Mayor Arndt will write the draft and then send to the Attorney for review.

Taylor presented the Resolution 2020-02, motion by Stan seconded by Taylor to approve. Motion Carried

TOWN OF COKEVILLE

RESOLUTION #2020-02

**A non-binding Resolution expressing the intent of the Cokeville Town Council of The Town of Cokeville regarding the propriety and efficacy of Town-level orders concerning the SARS-Cov-2 virus.**

WHEREAS, after considering, at the Town level, the effects of government policies across the nation concerning the SARS-Cov-2 virus pandemic (hereinafter the "virus") which virus policies themselves have arguably resulted in social ills including: increased unemployment, business closures, suicides, poverty, domestic abuse, homelessness. and alcohol and drug abuse; and

WHEREAS, As the Constitution of the State of Wyoming. Article I. Declaration of Rights. Section 38(a) provides that: "Each competent adult shall have the right to make his or her own health care decisions . . . ", and

WHEREAS, The Town Council in and for The Town of Cokeville, Wyoming, upon their election to office, having sworn allegiance to the Constitutions of the United States of America and the State of Wyoming; and

WHEREAS; this Council agrees that competent adults in The Town of Cokeville, Wyoming can and will make virus-related health care decisions for themselves and their families; and

NOW THEREFORE, having duly met at a regular meeting and considered the matter, for the aforesaid reasons, and in order to notify the public of its intent to refrain from any town-level virus-related mandate concerning individual health care decisions, including but not limited to mandatory mask requirements, mandatory contact tracing and mandatory social distancing, it is:

RESOLVED, unanimously, that the Cokeville Town Council of The Town of Cokeville hereby expresses that it is the intent of this Council to both encourage the public to make appropriate virus-related health care decisions for themselves and their families pursuant to the Wyoming Constitution; and to refrain from any town-level virus-related mandates concerning individual health care decisions.

Adopted onthe day of , 2020

Taylor is also working with Old Dominion Gas to possibly bring natural gas to the residents of Cokeville.

Chief Kirkland approached the Council about building three dog kennels down in the extra building by the city shop. Council asked him to get costs.

Louise asked for approval to have a pumpkin walk and a trunk or treat to be held on October 29. Town will donate cups and hot chocolate. Tentative dates in November 21, 2020 and Tree lighting Dec. 5 2020.

Motion to table the 2nd reading of ORD 20-03 by Stan seconded by Louise. Motion carried

Motion to table the 2nd reading of ORD 20-04 by Taylor seconded and Stan. Motion carried

Motion to Adjourn at 10:41p.m. by Stan seconded by Taylor. Motion carried

Mayor Rose Arndt

Attest: Jody Harmon