



TOWN OF BAR NUNN

1500 Palomino Ave., Bar Nunn, Wyoming

TOWN COUNCIL

MEETING MINUTES

Tuesday, January 7, 2024- 7:00 P.M.

1500 Palomino Avenue,

Bar Nunn, Wyoming

- 1) **Roll Call:** Mayor Peter Boyer called the meeting to order on Tuesday, January 7, 2025, at 7:00 p.m.
The roll was called which determined the presence of a quorum.
Present: Mayor, Peter Boyer. Councilmembers: Tim Ficken, and Frank Schwarzrock
Excused: Steven Clark
- 2) **Pledge of Allegiance:** The Town Council and all present stood in service to the United States Flag and pledged allegiance to the United States of America.
- 3) **Minutes of December 17, 2024:** Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve the minutes for December 19, 2024.

4) **Appointments for 2025:**

Mayor Peter Boyer recommended the following appointments:

Mayor Protem-Steven Clark- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Steven Clark to serve a two-year term as Mayor Protem.

Clerk Treasurer-Kalista Schwarzrock- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Kalista Schwarzrock to serve a two-year term as Clerk Treasurer. Frank Schwarzrock recused himself.

Head of Public Works- Dustin Smart- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Dustin Smart to serve a two-year term as Head of Public Works.

Interim Fire Chief- Eugene Zahara- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Eugene Zahara as Interim Fire Chief.

Municipal Judge- Phillip R. Wulf- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Phillip R. Wulf to serve a two-year term as Municipal Judge.

Town Attorney- Patrick Holscher- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Patrick Holscher to serve a two-year term as Town Attorney.

Town Engineer- Ray Catellier, Civil Engineering Professionals, Inc.- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Ray Catellier to serve a two-year term as Town Engineer.

Zoning and Planning Chair- Gary Geiger- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Gary Geiger to serve a two-year term as Zoning and Planning Chair.

Parks and Recreation Chair- Virginia Wharton- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Virginia Wharton to serve a two-year term as Parks and Recreation Chair.

MPO Technical Member- Ray Catellier- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Ray Catellier to serve a two-year term as MPO Technical Member.

MPO Policy Member- Steven Clark- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Steven Clark to serve a two-year term as MPO Policy Member.

Central Wyoming Regional Water Representative- Dan Sabrosky- Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve the appointment of Dan Sabrosky to serve as the Central Wyoming Regional Water Representative.

Joint Powers Board-Animal Services (Metro) Representative- Tyler Martin- Moved by Tim Ficken, seconded by Frank Schwarzrock, and carried without dissent to approve the appointment of Tyler Martin to serve a two-year term as the Joint Powers Board-Animal Services (Metro) Representative. Tyler Martin recused himself.

201 Management Oversight- (2 Members): Ray Catellier & Mayor Peter Boyer- Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve the appointment of Ray Catellier & Mayor Peter Boyer to serve two-year terms as 201 Management Oversight Members.

County Recreation Board- Mayor Peter Boyer- Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve the appointment of Mayor Peter Boyer to serve a two-year term on the County Recreation Board.

Homeland Security- Ken Hume- Moved by Frank Schwarzrock, seconded by Tim Ficken, and carried without dissent to approve the appointment of Ken Hume to serve a two-year term as Homeland Security Representative.

5) **Administer Oath of Office:** Mayor Boyer Administered the following Oaths of Office:

Council: Tim Ficken

Council: Dan Sabrosky

Clerk Treasurer: Kalista Schwarzrock

Town Attorney: Patrick Holscher

Judge Phillip Wulf, Interim Fire Chief Zahara, and Mayor Protem Clark were not present to take the oath of office. Attorney Holscher stated the town clerk could administer the oath at the town hall when those individuals were available.

- 6) **Payables List for January 7, 2025:** Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve the payables list of January 7, 2025.
- 7) **Payables Review for December 2024 & The 23-24 Year-to-Date Budget Report:**
Checks #32791-#32855, Direct Deposits #2867-#2897, ACH #8182852, ACH #1386606, & ACH #65942595. Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve the Payables Review for December 2024 & the 24-25 Year-to-Date Budget Report.
- 8) **Resolution No. 2025-01:** "A RESOLUTION OF THE TOWN OF BAR NUNN, WYOMING, AUTHORIZING THE MILEAGE RATE FOR ALL BUSINESS MILES DRIVEN BEGINNING JANUARY 1, 2025, TO BE IN COMPLIANCE WITH FEDERAL REGULATIONS" Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve Resolution No. 2025-01.
- 9) **Resolution No. 2025-02:** "A RESOLUTION OF THE TOWN OF BAR NUNN, WYOMING, SETTING THE MILL LEVY FOR THE CALENDAR YEAR 2025" Moved by Tim Ficken, seconded by Dan Sabrosky, and carried without dissent to approve Resolution No. 2025-02.
- 10) **Resolution No. 2025-03:** "A RESOLUTION DESIGNATING CERTAIN BANKS TO BE NAMED AS DEPOSITORIES AND CHECKING ACCOUNT BANKS, PER W.S. #9-4-817, FOR THE CALENDAR YEAR 2025" Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve Resolution No. 2025-03.
- 11) **Resolution No. 2025-04:** "A RESOLUTION OF THE TOWN OF BAR NUNN, WYOMING, AUTHORIZING A PROCLAMATION FOR ARBOR DAY, SATURDAY, APRIL 26, 2025" Moved by Dan Sabrosky, seconded by Tyler Martin, and carried without dissent to approve Resolution No. 2025-04.
- 12) **Resolution No. 2025-05:** "A RESOLUTION OF THE TOWN OF BAR NUNN, WYOMING, AUTHORIZING A PROCLAMATION FOR BAR NUNN COMMUNITY VOLUNTEER APPRECIATION DAY, SATURDAY, JULY 19, 2025" Moved by Tyler Martin, seconded by Dan Sabrosky, and carried without dissent to approve Resolution No. 2025-05.
- 13) **Resolution No. 2025-06:** "A RESOLUTION OF THE TOWN OF BAR NUNN, WYOMING, DESIGNATING AN OFFICIAL LEGAL NEWSPAPER FOR THE YEAR 2025" Moved by Tim Ficken, seconded by Tyler Martin, and carried without dissent to approve Resolution No. 2025-06. Councilman Sabrosky clarified that the town reserves the right to designate an electronic publication. Attorney Holscher stated that was correct. He stated that the Casper Star Tribune's

lawsuit against the City of Mills and the Town of Bar Nunn has been dismissed by the seventh judicial district for lack of action, so the town's ordinance stands as written.

- 14) **Resolution No. 2025-07:** "A RESOLUTION SETTING FEES FOR THE CALENDAR YEAR 2025" Zoning and Planning Chairman, Gary Geiger noted that he wanted the fee schedule to reflect that the demolition fees were only applicable if the utilities were involved. Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to approve Resolution No. 2025-07 including an oral amendment to clarify the demolition fee.
- 15) **Attorney's Report:** A written report was submitted. Town Attorney, Patrick Holscher was present for questions or comments from the council. Attorney Holscher informed the council with the dismissal of the Tribune suit, there was one remaining item of litigation in which the town is the defendant, which is the Kurtz vs. 3R Investments case regarding the bridle trail. There are currently no developments in that case.
- 16) **Engineer's Report:** A written report was submitted. Town Engineer, Ray Catellier, PE was present for questions or comments from the council.
 - Mr. Catellier reported that Ramshorn Construction has completed the asphalt project on Salt Creek Highway. The improvements should stop water from getting trapped under the asphalt and causing the road to heave.
 - Councilman Ficken inquired about the status of a previous discussion regarding crumbling concrete at some manholes. Mr. Catellier referenced earlier discussions where they discussed abandoning every other manhole and putting a new piece of pipe in and reconstructing the remaining ones. He stated they have researched other options that wouldn't require installing a new concrete manhole, such as a liner that would stop the corrosion of the concrete. He stated they are looking for the option that would work best for the town long term and that will be a lasting solution without tearing up the median.
- 17) **Fire Department Report:** A written report was submitted.
 - Mayor Boyer stated he wanted to make everyone aware that he and Chief Zahara had been discussing the fire engine the town currently has on order. The town is past the date of being able to cancel that truck, but Chief Zahara had brought up switching it from a specialized engine to a water tender. The change would save the town a considerable amount of money and give the town a water tender that is up-to-date and more relevant to the town's needs. Attorney Holscher stated since that truck was part of a request to the ISC (industrial siting committee), he wasn't sure if the request could be changed. The town would have to give up on the grant receipt to modify the request, which the ISC is not fond of. Mayor Boyer stated they would discuss it further with Chief Zahara at the January 21st meeting.
- 18) **Maintenance & Water Report:** A written report was submitted. Head of Public Works, Dustin Smart, was present for questions or comments from the council.
 - Mr. Smart inquired if the Mayor and council wanted the maintenance department to continue with code enforcement. Mayor Boyer stated that for the time being, he would like the maintenance department to continue to handle code enforcement.
 - Councilman Martin noted that he saw in the report that the maintenance department had listed a job opening and inquired what they were looking for in an ideal candidate and what kind of experience they would need. Mr. Smart said ideally a candidate who would work well with the team in place who has a water distribution license. He stated that the water license is crucial because the department is on an on-call rotation. Most after-hours emergency calls are water-related for things such as frozen meters or situations where a meter needs to be shut off. Mr. Smart stated that not having the license would not be a deal breaker as long as they were willing to work towards earning the water distribution license. The candidate would also need to earn a CDL. Councilman Sabrosky inquired if the candidate would have to obtain the CDL with their own time and money. Mr. Smart stated that the town would cover the Class B course.
- 19) **Office Staff Report:** A written report was submitted. Town Clerk, Kalista Schwarzrock, was present for questions or comments from the council.
 - Mrs. Schwarzrock noted that the additional equipment for the weight room had been ordered and was on the way.
- 20) **Petitions & Public Comment:** Resident, Mike Schoolcraft inquired why the flags were not at half-staff. Mayor Boyer stated he believed it was an oversight. Councilman Sabrosky suggested signing up for notifications through the governor's website. Both Mrs. Schwarzrock and Mr. Smart stated they would sign up for notifications.
- 21) **Council Business:**
 - A. **Set Public Hearing Date for Liquor License Renewals:** A public hearing was set for February 18, 2025.

B. Discussion – Fire Department application, Onboarding, and Probation Policy: Councilman Ficken stated that there was a lot to discuss for the fire department and felt the discussion should have a work session to dedicate the time and attention that it deserves. The council set a work session for February 4th to ensure all council members were able to attend.

C. Discussion – Fire Chief Stipend: Mayor Boyer stated that with recent events and the fact that Sonnie has done a really good job, he believed it was time to implement a stipend for the fire chief position. The council decided to discuss implementing a stipend and the amount at the February 4th work session.

D. Discussion – Pay Structure for Backfill Snow Plowing: Mayor Boyer stated that Chief Zahara had offered a few fire department members with CDL's to be available for snow plowing if the maintenance department needed assistance. He stated the council needed to decide on a pay structure for those fire department members when they are plowing. The town clerk stated that the current on-call rate for the maintenance department is an additional \$50 hours for the week they are on call. She suggested an hourly rate would be better for the fire department members assisting with plowing. Councilman Ficken inquired of the firefighters in attendance if they believed \$20 an hour would be fair. Firefighter, Eric Vanblaricom stated he thought that would be fair. Attorney Holscher noted that the clerk needed to be sure their roles as snowplow drivers for the town were separate from their roles as firefighters and that it is accurately reflected in workers' compensation. Moved by Tyler Martin, seconded by Tim Ficken, and carried without dissent to set the backfill snowplow driver's pay at \$20 per hour.

E. Business Licenses 2025-18 through 2025-20

Moved by Dan Sabrosky, seconded by Tim Ficken to approve Business Licenses 2025-18 through 2025-20.

F. Council Miscellaneous: Councilman Martin stated that a resident had asked for assistance and then he had witnessed himself that there are a lot of young children playing on the cardio equipment while their parents are working out. He suggested that when something like that is reported, office staff check the cameras and the key scans and issue a warning to the parents of those kids. Resident, Jennifer Hopkins stated she thought kids were ok to use the equipment with adult supervision. Mayor Boyer stated that kids 12-years-old and up are ok to use the equipment with supervision, but they were discussing younger kids playing on the equipment while their parents are not present. The concern is not only equipment getting broken, but a kid could potentially get hurt. After discussing a few options to solve the problem, Mayor Boyer stated they would come up with something.

-Councilman Ficken suggested that the council make the gym more accessible for first responders and officers that live in Bar Nunn. The clerk mentioned that a rate had been discussed, but not finalized. She stated that there is currently a military rate that is half the regular rate. Mayor Boyer said to extend that rate to first responders and officers in that rate as well.

-Mayor Boyer stated he was made aware of a business that may be coming into town that the town would be interested in knowing about. The company is called Radiant, and they build micro nuclear reactors, they potentially want to have a storage/manufacturing facility north of Bar Nunn off of West Winds. He stated that the company hadn't chosen an area yet, but it was between Bar Nunn and Tennessee for the location of this facility. Mayor Boyer stated the presenters were very professional and knowledgeable about what they were talking about, but these micro nuclear reactors are experimental, so he stated that the company needed to come out and do a presentation to the town to soothe any fears people may have if this becomes more realistic possibility. He stated they will definitely hear more about it. He mentioned since it would be going on private property, he did not know how much say the town would have. The largest downside is that it would hem the town in from growing north.

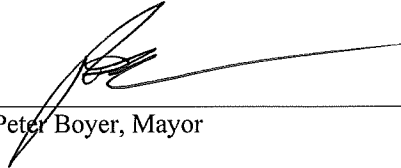
Resident, Frank Schwarzrock stated he personally liked the idea of nuclear as a principle, but stated he would be concerned as a resident about what having a nuclear manufacturing facility directly north of the town would do to home values. He stated whether it is safe or not, the perception is still there. Mr. Schwarzrock referenced the gravel pit project and how public outcry essentially shut that down and there is the potential for that to happen with this project as well.

Mr. Smart inquired if the project was in the town's growth boundaries, could the town annex that property beforehand to have some regulatory control. Mayor Boyer stated that since the town does not surround the property on 3 sides, the property owner would have to agree to annexation and that was not likely. Attorney Holscher noted that an attempt could be beneficial regardless.

Councilman Sabrosky stated that his fear with any of these projects is how much is financed through government subsidies, and once those subsidies run out, at what stage do these companies walk away from these projects? He stated that the town could not make the company bond the project, but maybe Bar Nunn could work with the Natrona County to bond the project so that if they walk away from it, they are required to dismantle it.

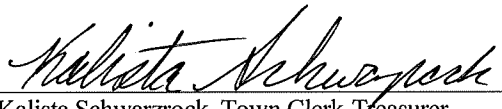
Tim Ficken noted that the company does not have any facilities anywhere. Mayor Boyer stated that they do not and that they are a start-up based out of California. Mayor Boyer stated he would stay up to date on the project and thanked everyone for their input.

- 22) **Executive Session – Legal Matter:** Mayor Boyer adjourned the regular council meeting and entered Executive Session at 8:09 p.m. Moved by Tim Ficken, seconded by Dan Sabrosky, and carried without dissent to enter the Executive Session.
- 23) **Reconvene regular council meeting:** Mayor Peter Boyer reconvened the regular council meeting at 8:42 p.m. Moved by Tim Ficken, seconded by Dan Sabrosky, and carried without dissent to reconvene the regular council meeting.
Present: Mayor, Peter Boyer. Councilmembers: Tyler Martin, Tim Ficken, and Dan Sabrosky.
Excused: Steven Clark
- 24) **Adjournment:** Moved by Tyler Martin, seconded by Dan Sabrosky, and carried without dissent that there being no further business the meeting of January 7, 2025, be adjourned at 8:42 p.m.



Peter Boyer, Mayor

ATTEST: (seal)



Kalista Schwarrock, Town Clerk-Treasurer