

COUNCIL PROCEEDINGS

REGULAR

September 16, 2013

7:00 p.m.

A meeting of the City Council, of the City of Gillette, County of Campbell, State of Wyoming, was held on Monday the 16th day of September 2013, in the Council Chambers of City Hall, the regular meeting place of said Council in said City, pursuant to due notice and call. The Presiding Officer called the meeting to order and upon roll call the following were found to be present:

Council Members present: Robin Kuntz, Ted Jerred, Kevin McGrath, John Opseth, Forrest Rothleutner, Louise Carter-King, and Mayor Tom Murphy.

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; John Aguirre, Human Resource Director; Dustin Hamilton, Development Services Director; Kendall Glover, Utilities Director; Jim Hloucal, Chief of Police; Tom Pitlick, Finance Director; Mike Cole, Utilities Project Manager; Joe Lunne, Public Information Officer; Patti Davidsmeier, Community & Gov't Relations Manager; and Karlene Abelseth, City Clerk.

Thereupon the following proceedings were had and taken. City Administrator Napier gave the Invocation. The Pledge of Allegiance was led by Councilman McGrath.

The Presiding Officer called for approval of the General Agenda. It was moved by Councilman Rothleutner and seconded by Councilman McGrath to approve the General Agenda. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Kuntz, Jerred, McGrath, Opseth, Rothleutner, and Mayor Murphy. The Presiding Officer declared the motion carried.

The Presiding Officer called for approval of the Consent Agenda. The Consent Agenda consists of the following:

Approval of Minutes

Pre-Meeting - September 3, 2013.
Regular Meeting - September 3, 2013.
Work Session - September 9, 2013.

Ordinance Second Reading

ORDINANCE 13-23

AN ORDINANCE PROVIDING FOR THE VACATION
OF A PORTION OF THE 20 FOOT WIDE GENERAL UTILITY EASEMENT AS SHOWN
ON THE EXHIBIT "A" MAP ON
LOT 16, BLOCK 5, WESTERN WAY DEVELOPMENT, PHASE 2,
IN THE CITY OF GILLETTE, WYOMING,
SUBJECT TO ALL PLANNING REQUIREMENTS

New Business

Approval of a warranty deed, permanent water line & general utility easement, and temporary construction easement for the Gillette Regional Water Supply Project - Phase I District Extensions, with the Roger Wayne Oedekoven Trust, c/o Campbell County Abstract Company, in the amount of \$15,471.

Approval of a warranty deed, permanent water line and general utility easement, and temporary construction easement for the Gillette Regional Water Supply Project - Phase I District

Extensions, with B&F, LLC, c/o Campbell County Abstract Company in the amount of \$13,541.

Approval of a permanent waterline and general utility easement for the Gillette Madison Pipeline Project with the Reynolds Family Revocable Trust, c/o Campbell County Abstract Company, in the amount of \$5,250.

Approval of a permanent water line and temporary construction easement for the Gillette Regional Water Supply Project - Phase I district extensions, with Amanda L. Phillips c/o Campbell County Abstract Company in the amount of \$6,393.

RESOLUTION 2431

A RESOLUTION REVIEWING A STATE LANDS & INVESTMENTS BOARD GRANT APPLICATION AS REQUIRED BY W.S. §9-4-604 (H) FROM MEANS, CARTER, NORTH HANNUM IMPROVEMENT AND SERVICE DISTRICT

Approval of the foregoing Resolution to acknowledge that the City of Gillette has reviewed the State Land and Investment Board (SLIB) Grant Application submitted by the Means, Carter, North Hannum I&SD for their road and drainage improvements project in accordance with W.S. 9-4-604(h) .

Approval for the sale of Unit 28, a 1999 International 6X4 dump truck to PRC in the amount of \$19,026.

Approval for the sale of Unit 25, a 2000 International 6X4 dump truck to PRC in the amount of \$19,026.

Approval for the sale of Unit 165, a 1999 Chevrolet 2500 pickup with utility box to Michael’s Construction in the amount of \$1,850.

Approval for the sale of Unit 101, a 2006 Tennant Sentinel street sweeper to Roger Anton in the amount of \$3,750.99.

Approval for the sale of Unit 46, a 2008 Tennant Sentinel street sweeper to Roger Anton in the amount of \$4,750.99.

Approval for the sale of PD62, a 2005 Chevrolet Impala 4 door sedan to Chip Tyson in the amount of \$2,575.99

Approval for the sale of E14/E15, a 1998 Sherman & Reiley cable puller to G&G Landscaping in the amount of \$7,500.

Bills and Claims

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|---------------------------|-----------|
| A & B BUSINESS EQUIPMENT | 261.01 |
| ADECCO EMPLOYMENT SERVICE | 711.48 |
| ADRIAN PEREZ | 101.29 |
| ALEX ZELHOER | 152.87 |
| ALLEN TODD | 133.00 |
| ALPINE CLIMATE CONTROL | 2,290.53 |
| ALSCO | 957.86 |
| AMERICAN NATIONAL BANK | 29,506.15 |
| AMERICAN WATER WORKS | 74.00 |
| ANDREA ROEMER | 57.03 |
| ANDREANNA PIERCE | 100.00 |
| ASHTON ESTATES LLC | 88.50 |
| AT & T MOBILITY NATIONAL | 3,634.87 |
| AVI SYSTEMS | 1,785.00 |

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| AVOLVE SOFTWARE CORPORATI | 10,904.00 |
| BEAU WARNER | 50.00 |
| BENJAMIN KOHL | 123.31 |
| BENNA MCDONALD | 95.19 |
| BEST BEST & KRIEGER LLP | 10.21 |
| BIG D SANITATION | 100.00 |
| BLACK HILLS POWER & LIGHT | 232,811.45 |
| BLUE CROSS BLUE SHEILD OF | 116,024.35 |
| BONNIE MUSIC | 139.44 |
| BORDER STATES ELECTRIC | 1,622.46 |
| BRADLEY C NELSON | 43.59 |
| BRANDON PRICE | 800.00 |
| BRANDY EULETT | 8.28 |
| BREANNA'S BAKERY | 19.00 |
| BRIAN BARTHOLOMEW | 197.84 |
| BURLINGTON NORTHERN SANTA | 600.00 |
| C & B OPERATIONS LLC | 3,750.00 |
| CAMPBELL COUNTY ABSTRACT | 9,322.00 |
| CAMPBELL COUNTY COORDINAT | 143.75 |
| CAMPBELL COUNTY HOSPITAL | 5,398.00 |
| CAMPBELL COUNTY SHERIFF | 400.00 |
| CARROLL HINSDALE | 270.00 |
| CASA 6TH JUDICIAL DISTRIC | 26,883.00 |
| CHASS MARTIN | 53.18 |
| CHOPHOUSE RESTAURANT THE | 120.00 |
| CITI MORTGAGE | 117.89 |
| CITY CLERK OFFICE | 102,757.31 |
| CITY OF GILLETTE - PETTY | 48.00 |
| CLARK SAFETY INC MONTE RU | 925.00 |
| COLLIN SHANKS | 179.00 |
| COLLINS COMMUNICATIONS IN | 4,336.83 |
| CONTRACTORS SUPPLY INC | 7,609.00 |
| COORDINATED CARE PARTNERS | 275.00 |
| CORY FRAZIER | 1,996.61 |
| CRESCENT ELECTRIC SUPPLY | 1,225.44 |
| CUSTOMER SERVICE | 385.00 |
| D & B POWER ASSOCIATES IN | 3,690.00 |
| DALE BUCKINGHAM ARCHITECT | 1,446.25 |
| DANA KEPNER COMPANY INC | 708.00 |
| DAVE LODEN CONSTRUCTION I | 4,885.00 |
| DEPARTMENT OF TREASURY - | 205,732.38 |
| DESERT MOUNTAIN CORPORATI | 41,664.57 |
| DESIGN CONSTRUCTION LLC | 10,985.10 |
| DEVON & ARVIN MCMAHAN | 86.98 |
| DONNA KIRKNESS | 33.50 |
| DOUG DUMBRILL | 6,118.61 |
| DOUGLAS REINTSMA | 87.56 |
| DOYLE LAND SURVEYING | 870.00 |
| DPC INDUSTRIES INC | 3,858.98 |
| DRM INC | 222,425.28 |
| DXP ENTERPRISES INC | 87.00 |
| EASTVIEW ESTATES LLC | 67.80 |
| ECOBRAVIN.COM INC | 13.00 |
| EFLEXGROUP.COM INC | 13,284.53 |

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| ENERGY LABORATORIES INC | 20.00 |
| EXPRESS SCRIPTS INC | 29,484.08 |
| FIRST INTERSTATE BANK OF | 103.95 |
| FIRST NATIONAL BANK OF GI | 24,971.12 |
| FOUR FRONT DESIGN INC | 1,000.00 |
| FRANDSON SAFETY INC | 64.00 |
| FRED ISAACK JR | 50.00 |
| G C S | 210.00 |
| GARNEY WYOMING INC | 924,612.41 |
| GILLETTE COLLEGE | 885.00 |
| GILLETTE GOLF CLUB CORPOR | 24,439.00 |
| GILLETTE STEEL CENTER | 50.00 |
| GILLETTE WINNELSON COMPAN | 286.06 |
| GOURMET ON THE GO LLC | 149.35 |
| GOVCONNECTION | 2,585.53 |
| GREENLINE EQUIPMENT | 1,708.36 |
| HD SUPPLY POWER SOLUTIONS | 333,658.90 |
| HDR ARCHITECTURE INC | 165,868.34 |
| HEAVEN LINT | 90.00 |
| HEWLETT PACKARD | 1,220.31 |
| HIGH GLASS WINDOW CLEANER | 2,023.00 |
| HIGHVIEW MHC LLC | 44.02 |
| HLADKY CONSTRUCTION | 75,031.81 |
| HOMAX OIL | 34,386.02 |
| ICMA RETIREMENT TRUST 401 | 551.16 |
| ICMA RETIREMENT TRUST 457 | 14,076.73 |
| INDIAN HILLS APT | 24.33 |
| INSIGHT PUBLIC SECTOR | 570.00 |
| INTEGRATED INFORMATION SO | 700.00 |
| INTER-MOUNTAIN LABS INC | 620.00 |
| IRS - DEPARTMENT OF TREAS | 200,959.38 |
| IRS - DEPARTMENT OF TREAS | 415.28 |
| ISC INC | 4,551.40 |
| JASON MATERI | 50.00 |
| JASON S & JENNY M SNYDER | 1,311.00 |
| JENNIFER IVORY | 50.00 |
| JENNIFER KELLY | 129.05 |
| JESSICA HANTEN | 96.86 |
| JESSIKA MARTINEZ | 148.27 |
| JESUS SARABIA BRAVO | 60.65 |
| JIM HLAUCAL | 58.20 |
| JLC SIGN SYSTEMS INC | 30.60 |
| JOHN AGUIRRE | 157.06 |
| JOHN NEVES | 150.00 |
| JOHN WILTBANK | 91.94 |
| JOHNSON CONTROLS INC | 3,186.32 |
| JOSEPH LECHLITER | 620.00 |
| KADRMAS LEE & JACKSON INC | 21,779.57 |
| KATHRYN EDELMAN | 150.00 |
| KEN & NADINE RECTOR | 110.00 |
| KENDALL GLOVER | 265.56 |
| KEVIN WHITNEY | 81.89 |
| KRIZ-DAVIS COMPANY | 684.50 |
| LAKER CHEMICAL INC | 3,575.00 |

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| LANCE MUZYKA | 43.68 |
| LARRY MAYFIELD | 113.60 |
| LETICIA RAMIREZ JONES | 50.00 |
| LINDA PARK | 91.35 |
| LINDSAY HAMM | 176.13 |
| LISA DEHERRERA | 50.00 |
| LISA WANDLER | 55.37 |
| MCM GENERAL CONTRACTORS | 123,231.25 |
| MERCAIDES ZAFFARANO | 60.92 |
| MILLER LANDSCAPING | 228.00 |
| MINING ELECTRICAL SERVICE | 6,497.00 |
| MOLLY NICHELSON | 39.04 |
| MORRISON MAIERLE INC | 44,235.64 |
| MOTEL 6 | 100.00 |
| MUNICIPAL ENERGY AGENCY O | 840,736.95 |
| MUNICIPAL VALVE LLC | 13,028.00 |
| NEWS RECORD | 5,550.11 |
| NORCO INC | 2,358.34 |
| NORTH STAR ENERGY & CONST | 541,222.85 |
| NORTHWEST LINEMAN COLLEGE | 506.00 |
| ONLINE INFORMATION SERVIC | 53.76 |
| PATRICK & CHARLOTTE MEANS | 91.77 |
| PCA ENGINEERING INC | 44,135.47 |
| PERRY ELECTRONICS LAB LLC | 256.68 |
| PINKERTON CONSULTING & IN | 1,693.00 |
| POKEYS BBQ | 1,060.00 |
| POWDER RIVER CONTRUCTION | 487,807.47 |
| POWDER RIVER ENERGY CORPO | 1,276.87 |
| POWDER RIVER OFFICE SUPPL | 705.66 |
| PRIME POWER & COMMUNICATI | 40,005.00 |
| PROELECTRIC INC | 3,860.00 |
| QUALITY FLOOR COVERING LL | 2,712.68 |
| QUALITY UTILITY EQUIPMENT | 500.23 |
| REBECCA HALUZAK | 5.61 |
| RED TIGER WELL SERVICE | 140,070.96 |
| RICK POWELL | 52.74 |
| ROBERT DAYTON | 84.85 |
| ROBERT MILLER | 30.00 |
| RUSSEL SCHAEFFER | 90.44 |
| S & S BUILDERS | 96,879.35 |
| SAFEGUARD POPERTIES | 150.82 |
| SAFETY-KLEEN SYSTEMS INC | 355.02 |
| SHAWN HYATT | 77.19 |
| SHERWIN WILLIAMS | 437.76 |
| SHILO STAINBROOK | 195.50 |
| SHILOH DUGGER | 136.09 |
| SIMON CONTRACTORS | 267,272.52 |
| SOLOMON ELECTRIC SUPPLY | 300.00 |
| SOUTHWESTERN EQUIPMENT CO | 673.85 |
| STEINER THUESEN PLLC | 4,294.22 |
| STEPHEN HEATH | 50.00 |
| STUART C IRBY CO | 518.12 |
| SUNGARD PUBLIC SECTOR INC | 67.93 |
| SWEET DELIVERIES | 211.50 |

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| THOMAS STAUDUHAR | 180.39 |
| TODD STEGORA | 264.00 |
| TOM JOHNSON | 500.00 |
| TROY CYR | 100.00 |
| TWO M COMPANY INC | 237.50 |
| TYLER TECHNOLOGIES INC | 13,442.11 |
| UNIVERSAL ATHLETIC SERVIC | 11.88 |
| US ENERGY | 21.14 |
| V D W BALANCE SERVICE | 180.00 |
| VAN EWING CONSTRUCTION | 455,193.11 |
| VC3 INC | 38,733.33 |
| VERIZON WIRELESS | 160.04 |
| VYROTECH LLC | 575.00 |
| WAL-MART | 65.06 |
| WARM | 1,952.58 |
| WASTE CONNECTIONS OF WYOM | 479.85 |
| WATERWORKS INDUSTRIES INC | 1,277.15 |
| WAYNE LINDGREN | 264.42 |
| WESCO DISTRIBUTION INC | 14,369.05 |
| WESTERN STATIONERS | 3,092.95 |
| WESVIEW MHC LLC | 70.67 |
| WWQ & PCA ASSOC | 310.00 |
| WYODAK RESOURCES DEVELOPM | 210,815.56 |
| WYOMING DEPT OF TRANSPORT | 2,039.11 |
| WYOMING MACHINERY CO | 7,597.80 |
| WYOMING SOLID WASTE & REC | 500.00 |
| WYOMING STATE REVENUE AND | 109,122.52 |
| WYOMING WATER SOLUTIONS | 20.25 |
| WYOPASS | 1,001.00 |
| WYOSTAR | 22,215.89 |
| ZOETIS INC | 281.76 |

It was moved by Councilwoman Carter-King and seconded by Councilman Jerred to approve the Consent Agenda. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Jerred, McGrath, Opseth, Rothleutner, Carter-King, and Mayor Murphy. The Presiding Officer declared the motion carried.

Approval of Conflict Claims

It was moved by Councilman Jerred and seconded by Councilman McGrath to approve a conflict claim for Councilwoman Carter-King in the amount of \$705.66 to Powder River Office Supply. Mayor Murphy asked for discussion. There were none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Opseth, Rothleutner, Kuntz, and Mayor Murphy. Councilwoman Carter-King abstained. The Presiding Officer declared the motion carried.

Oral Comments - For the Good of the Community

Mayor Murphy proclaimed the week of September 21 - 28, 2013, as *National Employer Support of the Guard and Reserve (ESGR) Week*. Bryon Oedekoven explained the proclamation.

Mayor Murphy proclaimed September 23, 2013, as *Family Day - A Day to Eat Dinner with Your Children*.

Councilman Kuntz reported on the .38 Special Concert held at the Cam-Plex.

Public Comments

Mayor Murphy asked for public comments. There were none.

Council Reports

Mayor Murphy asked for Council reports. There were none.

Written Comments

Mayor Murphy asked for written comments. City Clerk Abelseth reported that public comments were received in regards to the Field of Dreams; two in favor of, and two who are opposed.

Ordinance First Reading

ORDINANCE 13-24

AN ORDINANCE TO AMEND SECTION 2-4 OF THE GILLETTE CITY CODE TO CHANGE THE TIME OF REGULAR MEETINGS FROM MONDAY TO TUESDAY

It was moved by Councilwoman Carter-King and seconded by Councilman McGrath to approve the foregoing Ordinance on first reading. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Opseth, Rothleutner, Carter-King, Kuntz, Jerred, and Mayor Murphy. The Presiding Officer declared the motion carried.

New Business

RESOLUTION 2432

A RESOLUTION TO AMEND RESOLUTION NUMBER 2326 CONCERNING THE SCHEDULING OF COUNCIL MEETINGS

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve the foregoing Resolution amending Resolution number 2326 concerning the scheduling of Council Meetings. Mayor Murphy asked City Attorney Anderson to explain the Resolution. City Attorney Anderson explained that this resolution will establish the Work Session Meetings preceding a Regular Meeting, and will set those dates. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Opseth, Rothleutner, Carter-King, Kuntz, Jerred, McGrath, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilman Opseth and seconded by Councilman McGrath to approve a parade permit requested by Bill Ashton and Linda Eldridge for the Veterans Day Parade on Monday, November 11, 2013, from 1:00 p.m. to 2:30 p.m. on Second Street from 4-J Road to Osborne Avenue. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Carter-King, Kuntz, Jerred, McGrath, Opseth, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve a parade permit requested by Brent Daly for the Homecoming Parade on Thursday, October 17th, from 4:00 p.m. to 5:00 p.m. on Gillette Avenue. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Kuntz, Jerred,

McGrath, Opseth, Rothleutner, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Jerred to approve a catering permit requested by Beverage Broker for a wedding reception on Saturday, September 21, 2013, from 3:00 p.m. to 9:30 p.m. at the Dalbey Park - Pat Mueller Shelter, which will include outdoor music. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Jerred, McGrath, Opseth, Rothleutner, Carter-King, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilman Opseth and seconded by Councilwoman Carter-King to approve a professional services agreement for design and bidding services associated with the PMS 2014 Schedule A Project with Morrison-Maierle, Inc., in the amount of \$102,741. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Opseth, Rothleutner, Carter-King, Kuntz, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to approve a professional services agreement for design and bidding services associated with the PMS 2014 Schedule B Project, with PCA Engineering, Inc., in the amount of \$87,142. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Opseth, Rothleutner, Carter-King, Kuntz, Jerred, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilwoman Carter-King to accept a guaranteed maximum price and agreement for construction services associated with the Gillette Softball/Baseball Complex CMAR Project, with Van Ewing Construction, Inc., in the amount of \$7,475,701. Mayor Murphy informed the audience that discussion of this particular item would need to be confined to the guaranteed maximum price and acceptance thereof. Several citizens spoke to the Council that were in favor of, or opposed to, the Gillette Softball/Baseball Complex Project. Comments in regards to the timing of the project, the dollar amount of the project, and water source were discussed. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Opseth, Carter-King, Jerred, and Mayor Murphy. Voting nay: Rothleutner, Kuntz, and McGrath. The Presiding Officer declared the motion carried.

It was moved by Councilman Opseth and seconded by Councilman Jerred to approve a professional services agreement for construction management services associated with the Gillette Softball/Baseball Complex CMAR Project with PCA Engineering, Inc., in the amount of \$332,198. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Jerred, Opseth, and Mayor Murphy. Voting nay: Rothleutner, Kuntz, and McGrath. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to accept public improvements associated with the Highway 50 Reconstruction Project, from Lakeway Road to Highway 14-16, including West Second Street from Echeta Road to Decker Court, in accordance with the plans and specifications prepared by the Wyoming Department of Transportation. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Kuntz,

Jerred, McGrath, Opseth, Rothleutner, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve a professional services agreement for the Energy Park Rail Spur Utilization Study with KLJ Engineering, in the amount of \$40,000. Mayor Murphy asked for discussion. Councilman McGrath asked about the funding for this project. City Administrator Napier stated the funding is primarily coming from the Business Council; the local match is provided by CCEDC. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Kuntz, Jerred, McGrath, Opseth, Rothleutner, Carter-King, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman McGrath to accept development improvements for the Antelope Valley Business Park, Phase III Sanitary Sewer Project, installed by Doud BTS, Inc., on behalf of the developer, Doud Land Company, LLC. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Opseth, Rothleutner, Carter-King, Kuntz, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve the payment for oversizing sanitary sewer main improvements associated with the Antelope Valley Business Park, Phase III Sanitary Sewer Project, to Doud BTS, Inc., in the amount of \$11,390. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Opseth, Rothleutner, Carter-King, Kuntz, Jerred, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilman Opseth and seconded by Councilman Rothleutner to accept public improvements for the Enzi Drive Landscaping Project, installed by G&G Landscaping, Inc., in the amount of \$194,715. Mayor Murphy asked for an explanation of the request. City Administrator Napier explained that the original contract price was in the amount of \$189,000, which is a net increase of \$5,715. The initial budgeted amount was \$250,000 and the project funded with One Percent Funds. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Opseth, Rothleutner, Carter-King, Kuntz, Jerred, McGrath, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve a Memorandum of Understanding between Campbell County Sheriff's Office and Gillette Police Department for Cam-Plex. Mayor Murphy asked for an explanation of the request. City Administrator Napier explained that the MOU is in respect to the potential annexation of Cam-Plex area, and addresses the question of law enforcement services. The Police Department would be the primary law enforcement entity and the Sheriff's Office would continue to provide services specific to the needs of the Cam-Plex during major events. Councilman Opseth asked for the duration of the agreement. City Administrator Napier stated the duration of the agreement would be now, until the time that any of the sponsoring entities proposes it to be altered or changed, and certainly in the event that the Land Board or members of Cam-Plex management decide they no longer want to ask for the services of the Sheriff's Office. After the discussion, roll was called on the motion with the following results. Council Members voting aye:

Rothleutner, Carter-King, Kuntz, Jerred, McGrath, Opseth, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve a Memorandum of Understanding concerning annual support funding for the Gillette College. Mayor Murphy asked for an explanation of the request. City Administrator Napier explained that the MOU outlines the way in which the Gillette College receives support from the City and other funding partners. This agreement would have a service life of two (2) years. The commitment is that the various funding entities would maintain a current level of funding over the next two (2) years, at which time the agreement expires and other agreements between the funding partners would need to be evaluated. Mayor Murphy asked for confirmation that the MOU only affects the current City Council. City Administrator Napier affirmed that was correct. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Carter-King, Kuntz, Jerred, McGrath, Opseth, Rothleutner, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilman Opseth and seconded by Councilman Rothleutner to approve Amendment No. 4 to the 2009 Project Funding Agreement with the State of Wyoming Water Development Commission for grant funding for the Gillette Madison Pipeline Project in the amount of \$30 million as authorized by the 2013 Wyoming State Legislature. Mayor Murphy asked what portion of funding is this. City Administrator Napier explained this would essentially be the second to last installment payment received from the State of Wyoming. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Kuntz, Jerred, McGrath, Opseth, Rothleutner, Carter-King, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve a bid award for the WWTF Clarifier Painting Project to BSP of Wyoming, LLC, in the amount of \$228,200. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Opseth, Rothleutner, Carter-King, Kuntz, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve a professional services agreement for professional engineering and surveying services in connection with the Donkey Creek Substation Site Design to PCA Engineering, Inc., in the amount of \$17,800. Mayor Murphy asked if this is part of the Madison Project. City Administrator Napier affirmed it was and went on to say that these are improvements to accommodate the new waterline. After the discussion, roll was called on the motion with the following results. Council Members voting aye: McGrath, Opseth, Rothleutner, Carter-King, Kuntz, Jerred, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Kuntz to contribute fifty percent (50%) of the costs towards the re-roofing of the Central Pavilion at the Cam-Plex in an amount, not to exceed \$161,437. Mayor Murphy asked Councilman Kuntz to report on information he obtained at the Land Board Meeting. Councilman Kuntz stated the County has approved their portion of the re-roofing costs, and went on to say discussion took place of his concerns regarding the oversight of the project. After speaking with the School District and reviewing information provided by Larry Gaffey, found that there are engineering firms who are experienced and would be qualified to oversee the project. After

the discussion, roll was called on the motion with the following results. Council Members voting aye: Opseth, Rothleutner, Carter-King, Kuntz, Jerred, McGrath, and Mayor Murphy. The Presiding Officer declared the motion carried.

Appointments

It was moved by Council President Opseth and seconded by Councilman Rothleutner to appoint Paula Bertch to the Mayor's Art Council for one (1) partial term. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Carter-King, Kuntz, Jerred, McGrath, Opseth, and Mayor Murphy. The Presiding Officer declared the motion carried.

It was moved by Council President Opseth and seconded by Councilwoman Carter-King to appoint Councilman Rothleutner to the Substance Abuse Advisory Council as Board Liaison. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Kuntz, Jerred, McGrath, Opseth, and Mayor Murphy. Councilman Rothleutner abstained. The Presiding Officer declared the motion carried.

Administrator's Report

Mayor Murphy asked for an Administrator's Report. City Administrator Napier reported there was none.

Special Orders of the Day

Mayor Murphy opened into a public hearing for the Cam-Plex Annexation. Councilman Jerred asked if the City and County had resolved the Ordinance issues regarding the R-R zoning. City Administrator Napier stated he believed so; however, if the annexation takes place, the proposed zoning classification is AG. After the discussion, Mayor Murphy closed the public hearing.

RESOLUTION 2433

A RESOLUTION PROVIDING FOR THE EXTENSION
OF THE BOUNDARIES OF THE CITY OF GILLETTE, WYOMING,
AND ANNEXATION OF A TRACT OF LAND KNOWN AS
THE CAM-PLEX ANNEXATION
CONTIGUOUS AND ADJOINING THE PRESENT BOUNDARIES

It was moved by Councilman Rothleutner and seconded by Councilwoman Carter-King to approve the foregoing Resolution regarding the Cam-Plex Annexation. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Jerred, Rothleutner, Carter-King, and Mayor Murphy. Voting nay: McGrath and Opseth. The Presiding Officer declared the motion carried.

ORDINANCE 13-25

AN ORDINANCE APPROVING AND AUTHORIZING THE EXTENSION
OF THE BOUNDARIES OF THE CITY OF GILLETTE, WYOMING,
AND ANNEXATION OF A TRACT OF LAND KNOWN AS
THE CAM-PLEX ANNEXATION
CONTIGUOUS AND ADJOINING THE PRESENT BOUNDARIES AND
ESTABLISHING AN A, AGRICULTURAL ZONING DISTRICT,
C-1, GENERAL COMMERCIAL ZONING DISTRICT, AND AN
R-R, RURAL RESIDENTIAL ZONING DISTRICT
SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to approve the foregoing Ordinance on first reading. Mayor Murphy asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, Rothleutner, Carter-King, Kuntz, and Mayor Murphy. Voting nay: McGrath and Opseth. The Presiding Officer declared the motion carried.

Executive Session

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to move into an Executive Session to discuss litigation and personnel. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Opseth, Rothleutner, Carter-King, Kuntz, Jerred, and Mayor Murphy. The Presiding Officer declared the motion carried.

Adjournment

There being no further business to come before the Council, the meeting was adjourned at 8:09 p.m. The next regularly scheduled meeting will be Monday, October 7, 2013.

Tom Murphy, Mayor

(S E A L)

ATTEST:

Karlene Abelseth, City Clerk

Publication date: September 25, 2013