

COUNCIL PROCEEDINGS

REGULAR

December 17, 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 Tuesday the 17th day of December 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: Ted Jerred, Kevin McGrath, Forrest Rothleutner, and Mayor Opseth.

Council Members absent: Louise Carter-King and Robin Kuntz

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; Kendall Glover, Utilities Director; Dustin Hamilton, Development Services Director; Ken Rogers, Chief Building Official; Brent Wasson, Lieutenant; Mike Cole, Utility Project Manager; Joe Lunne, Public Information Officer; Patti Davidsmeier, Community & Gov't Relations Manager; and Cindy Staskiewicz, Deputy City Clerk.

Invocation

Thereupon the following proceedings were had and taken. Pastor Bill Morel of Family Life Church gave the Invocation.

Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Opseth.

Approval of General Agenda

The Presiding Officer called for approval of the General Agenda. It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve the General Agenda. It was moved by Councilman McGrath and seconded by Councilman Jerred to remove item G1, "Recognition of the Finance Division for Receiving a Certificate of Achievement for Excellence in Financial Reporting Awarded by the Government Finance Officers Association of the United States and Canada (GFOA)" and move it to the January 7th agenda. Mayor Opseth asked for discussion. There was none. Roll was called on the motion to amend the General Agenda with the following results. Council Members voting aye: McGrath, Rothleutner, Jerred, and Mayor Opseth. The Presiding Officer declared the motion carried. Roll was called on the motion to approve the General Agenda, as amended, with the following results. Council Members voting aye: Jerred, McGrath, Rothleutner, and Mayor Opseth. 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

City/County/Town of Wright - December 3, 2013.
Pre-Meeting - December 3, 2013.
Regular Meeting - December 3, 2013.

Ordinance Second Reading - Consent Agenda

ORDINANCE 13-32

AN ORDINANCE PROVIDING FOR THE VACATION OF THE WATER AND SANITARY SEWER EASEMENTS ON LOTS 2-12, BLOCK 9 AND 2-10, BLOCK 1, RESUBDIVISION OF BLOCKS 1 & 9, NORTHLAND VILLAGE MOBILE HOME PARK, NOW FIRST FILING, PHASE IV AND LOT 1A, BLOCK 1, RESUBDIVISION OF LOT 1, BLOCK 1 AND LOT 13, BLOCK 9, NORTHLAND VILLAGE MOBILE HOME PARK, FIRST FILING, PHASE IV AS SHOWN ON THE EXHIBIT "A", "B" and "C" MAPS, IN THE CITY OF GILLETTE, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS

New Business

Approval of a Revised Memorandum of Understanding Concerning Annual Support Funding for the Gillette College.

Approval of a Revised Memorandum of Understanding between Campbell County, the Campbell County Sheriff's Office and Gillette Police Department for Cam-Plex.

Approval of the Revised Girls Residential Treatment Facility Project Memorandum of Understanding with Campbell County and Youth Emergency Services, Inc., and the Youth Emergency Services Foundation, Inc.

Bills and Claims

4 SEASONS EVENTS	1,660.00
A & B BUSINESS EQUIPMENT	287.11
AARON MCGUIRE	98.40
ADECCO EMPLOYMENT SERVICE	575.96
ALSCO	1,384.92
ALYSHIA VIGIL	40.00
AMANDA GERING	156.29
AMANDA MORRISON	50.00
ANA MUNGUIA	61.67
ANDREANNA PIERCE	50.00
ARROW PRINTING AND GRAPHI	180.80
ASSURE CO RISK MANAGEMENT	1,000.00
ATKINSON INDUSTRIES	48,618.00
BENNETT WEBER & HERMSTAD	26,070.00
BILLIE RETTINGHOUSE	143.55
BLACK HILLS POWER & LIGHT	228,528.15
BLUE CROSS BLUE SHEILD OF	235,232.84
BORDER STATES ELECTRIC	52,085.63
BRADLEY NELSON	54.57
BRENT WILLIAMS	20.00
BRIAN & JONNI AUGARE	76.92
BRUCE ENGINEERING SERVICE	20,566.16
CAMEL PLAZA LLC	30.89
CAMEL TOWING LLC	90.00
CAMPBELL COUNTY CHAMBER O	32,561.75
CAMPBELL COUNTY ECONOMIC	30,000.00
CAROL PARKER	157.03
CARTER NAPIER	279.12
CATHY BARNEY	50.00
CDW GOVERNMENT INC	52,722.40

CHARTER MEDIA	555.00
CHASE HOME FINANCIAL	216.64
CHOPHOUSE RESTAURANT THE	2,344.00
CHRIS & JONI CAINAN	205.21
CHRISTOPHER TAYLOR	39.72
CITY OF GILLETTE	328.86
CITY OF GILLETTE - PETTY	225.25
COLLINS COMMUNICATIONS IN	6,056.74
COLTON PORTER	50.00
CONTRACTORS SUPPLY INC	3,144.74
CRAIG FURMAN	100.00
CRESCENT ELECTRIC SUPPLY	1,594.79
CRUM ELECTRIC SUPPLY COMP	6,564.66
CUMMINS ROCKY MOUNTAIN IN	400.93
DAMIAN KUNTZ	85.72
DAN HILL	20.00
DANA KEPNER COMPANY INC	614.00
DANE CLEMTSON	350.00
DAPHNE SMITH	74.23
DECKERS PLAZA	400.08
DELL COMPUTER CORP	288.59
DEPARTMENT OF TREASURY -	198,297.99
DEQ-SHWM DIV/STORAGE TANK	400.00
DEREK WEINHARDT	100.00
DESERT MOUNTAIN CORPORATI	14,790.08
DEX MEDIA WEST	826.20
DONKEY CREEK CONSTRUCTION	349.58
DOUG DUMBRILL	5,378.50
DPC INDUSTRIES INC	3,858.98
DPX CORPORATION	20,465.00
DRM INC	266,873.16
EDGE CONSTRUCTION SUPPLY	214.40
ENERGY LABORATORIES INC	1,080.00
ENVIRONMENTAL & CIVIL SOL	8,529.35
EXPRESS SCRIPTS INC	48,421.96
FAITH SWANBERG	24.38
FARMER BROTHERS COMPANY	937.69
FASTENAL COMPANY	913.21
FEDEX	508.99
FIRST NATIONAL BANK OF GI	965.51
FIRST NORTHERN BANK OF WY	39,415.90
FORREST ROTHLEUTNER	139.56
FRANDSON SAFETY INC	256.00
G & G LANDSCAPING INC	1,727.00
GE INTELLIGENT PLATFORMS	2,651.00
GILLETTE REPRODUCTIVE HEA	29,327.00
GILLETTE WINNELSON COMPAN	16,373.73
HAROLD BACHTOLD	48.45
HAWKINS TRAFFIC INC	112.00
HD SUPPLY POWER SOLUTIONS	31,051.68
HDR ARCHITECTURE INC	108,093.02
HDR ENGINEERING INC	24,640.32
HEATHER GRIFFIN	205.94
HEAVEN LINE	250.00
HELSMAN MANAGEMENT SERVIC	150.00

HEWLETT PACKARD	3,024.50
HKM ENGINEERING	35,535.00
HOMAX OIL	10,419.96
HOME TEAM ASSOCIATES	21.48
INTEGRATED INFORMATION SO	700.00
INTERMOUNTAIN CONSTRUCTIO	3,214.75
INTER-MOUNTAIN LABS INC	55.00
J B STORAGE CONTAINERS	64.11
JAMES BERUMEN	200.55
JANE STEARNS M.S. LPC	425.00
JENNIFER IVORY	50.00
JENNIFER LISTON	279.12
JERALD ROBERTS	122.63
JEROD & BRANDI BROCKMOLLE	150.83
JESSICA RAMIREZ	109.08
JIMMY D ANDERSON	47.58
JOHN AGUIRRE	299.44
JOHN NEVES	150.00
JON T LANKFORD	192.17
KADRMAS LEE & JACKSON INC	24,059.38
KAREN'S DELIVERY SERVICE	15.00
KENDALL GLOVER	265.55
KENDIG KEAST COLLABORATIV	1,350.01
KRIZ-DAVIS COMPANY	12,870.55
KUSTOM SIGNALS, INC	336.28
LAKER CHEMICAL INC	3,575.00
LANNAN'S SUPPLY COMPANY	39.59
LASER TECHNOLOGY INC	3,015.00
LIFESTYLE HOMES INC	237.64
LISA DEHERRERA	100.00
LISA VAN HORN	11.35
LONG BUILDING TECHNOLOGIE	4,080.00
LORETTA WILSON	124.95
LOUISE CARTER KING	23.73
LYLE SIGNS INC	1,174.00
MAK-TEK SALES AND SERVICE	942.43
MCDEVELOPMENT COMPANY, LL	8,666.66
MCKINNON FLOORING	260.97
MCM GENERAL CONTRACTORS	3,816.25
MORRISON MAIERLE INC	64,900.85
MOUNTAIN VIEW BUILDING IN	354,743.13
NATIONAL BAND & TAG CO	794.21
NEVE'S UNIFORM INC	36.50
NEWS RECORD	7,393.90
NOAH VONWERNER	14.76
NORCO INC	2,184.22
NORTH PARK TRANSPORTATION	127.99
NORTH STAR ENERGY & CONST	241,120.20
NOVUSOLUTIONS	3,990.00
OFFICE OF STATE LANDS AND	131.22
ONLINE INFORMATION SERVIC	356.70
PAPER PLUS	48.50
PARK PLAZA MHC LLC	16.74
PARKS PLUMBING	1,003.86
PATRICIA WALKER	500.00

PCA ENGINEERING INC	45,931.01
PINKERTON CONSULTING & IN	20.90
POKEYS BBQ	746.25
POWDER RIVER CONSTRUCTION	24,750.00
POWDER RIVER ENERGY CORPO	5,388.55
POWDER RIVER HEATING & CO	1,460.67
POWDER RIVER OFFICE SUPPL	74.82
PROELECTRIC INC	1,163.33
RAILROAD MANAGEMENT CO LL	5,296.16
RALPH KINGAN ENTERPRISE	22.29
RAPID FIRE PROTECTION INC	1,145.00
RAZOR CITY LOCKSMITH LLC	1,492.15
REDROCK TOWING LLC	101.50
REGULATORY COMPLIANCE SER	948.00
RENEE PERKINS	60.96
RESOURCE ACTION PROGRAMS	2,886.00
ROBERT TULLIS	50.00
ROBIN KUNTZ	14.98
ROSE & BRIAN PROKOP	206.17
RYAN CONKLIN	65.49
S & S BUILDERS	61,992.29
SAFETY-KLEEN SYSTEMS INC	355.02
SANDRA REINER	570.50
SCOTT SETTLES	250.00
SHANDY WOLFF	40.00
SHARIF CARTER	17.30
SMITH'S FOOD AND DRUG	40.36
SOURCEGAS	1,330.56
SOUTHWESTERN EQUIPMENT CO	4,353.41
SPEED & OPAL ADAMS	99.13
STACI OBIE	128.74
STACY SCHOFIELD	107.42
STEINER THUESEN PLLC	587.50
STOTZ EQUIPMENT	176.18
SULZER EMS INC	10,823.62
TALBOTT LEE PENT	64.61
TAMMY & TED GRAHAM	134.92
TED JERRED	185.27
TERESA MERRITT	500.00
THUNDER ROCK LP	60.45
TIFFANY MIKOLLICH	2,689.89
TYLER TECHNOLOGIES INC	9,115.65
U S POSTAL SERVICE	1,120.00
UNTAMED DESIGN LLC	80.00
UPHOLSTERY BY LADONNA	60.00
VAN EWING CONSTRUCTION	323,769.83
VERIZON WIRELESS	1,239.24
VERONICA HERNANDEZ	59.09
VISIONARY COMMUNICATIONS	451.88
WAGONWHEEL ELEMENTARY	400.00
WAL-MART	111.06
WASTE CONNECTIONS OF WYOM	327.28
WCDA	67.40
WELLS FARGO BANK	1,582,567.77
WESCO RECEIVABLES CORP	44,264.54

WESTERN STATIONERS	1,902.00
WESTERN WASTE SOLUTIONS I	10,550.05
WILBUR & JEANETTE TROYER	153.09
WIRELESS ADVANCE COMMUNIC	2,160.60
WWQ & PCA ASSOC	660.00
WYODAK RESOURCES DEVELOPM	204,828.98
WYOMING DEPT OF TRANSPORT	743.86
WYOMING MACHINERY CO	1,441.43
WYOMING MARINE	97.38
WYOMING SECRETARY OF STAT	30.00
WYOMING STATE REVENUE AND	95,634.81
XEROX CORPORATION	1,762.15

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

Approval of Conflict Claims

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to approve a conflict claim for Councilwoman Carter-King in the amount of \$98.55 (\$74.82 to Powder River Office Supply, and \$23.73 for internet reimbursement). Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to approve a conflict claim for Councilman Kuntz in the amount of \$14.98 for internet reimbursement. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Rothleutner, Jerred, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to approve a conflict claim for Councilman Jerred in the amount of \$185.27 for travel reimbursement for the NLC Conference in Seattle, WA. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, McGrath, and Mayor Opseth. Councilman Jerred abstained. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and Seconded by Councilman Jerred to approve a conflict claim for Councilman Rothleutner in the amount of \$139.56 for travel reimbursement for the Government Broadband Summit in Cheyenne, WY. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, and Mayor Opseth. Councilman Rothleutner abstained. The Presiding Officer declared the motion carried.

Oral Comments - For the Good of the Community

Councilman Rothleutner commented that he was privileged to be a part of the Holiday Christmas Concert with the Powder River Symphony. He felt the music was enjoyed by all and it was a great experience.

Public Comments

Mayor Opseth asked for public comments. There were none.

Council Reports

Mayor Opseth asked for Council reports. There were none.

Written Comments

Mayor Opseth asked for written comments. There were none.

Ordinance Second Reading

ORDINANCE 13-30

AN ORDINANCE TO AMEND SECTION 5-I-3 B.(4) OF THE GILLETTE CITY CODE TO REVISE TABLE R301.2 (1), CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA CONCERNING WIND SPEEDS AND WIND LOADS

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

ORDINANCE 13-31

AN ORDINANCE TO AMEND SECTION 5-III-3 OF THE GILLETTE CITY CODE TO REVISE CONTRACTOR LICENSING REGULATIONS CONCERNING THE MASTER OF RECORD

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

New Business

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to approve a water service agreement with the Antelope Valley Business Park Improvement and Service District #1, District #2, and Doud Land Company, LLC. Mayor Opseth asked for an explanation of the request. City Administrator Napier stated that this agreement would prepare the respective districts for eventually utilizing City utility services and eventual connection to the Madison pipeline. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to amend the professional services agreement with DOWL HKM for Engineering Design Services Associated with the Antelope Valley Business Park Water System Improvements in the Amount of \$35,500. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Rothleutner, Jerred and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to accept public improvements for the Overlook Park

Improvements Project, installed by S & S Builders, LLC, in the amount of \$118,579.54. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Jerred, McGrath, and Mayor Opseth. The Presiding Officer declared the motion carried.

RESOLUTION 2445

A RESOLUTION APPROVING AND AUTHORIZING THE FINAL PLAT FOR THE RESUBDIVISION OF LOT 1, OF THE RESUBDIVISION OF TRACT E, SUNBURST SUBDIVISION, NO. 4 TO THE CITY OF GILLETTE, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to approve the forgoing Resolution. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

Appointments

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to appoint City Administrator Napier as the Voting Delegate and Councilman McGrath as the Alternate Voting Delegate for the WAM Winter Workshop Business Meeting in Cheyenne on February 26, 2014. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Jerred, and Mayor Opseth. Councilman McGrath abstained. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and seconded by Councilman Jerred to appoint Brian Shippy and Steven King for the Board of Examiners "At Large" positions; Scott Heibult for the "Builder" position; Chad Renken for the "Plumber" position; and Weston Scott for the "Electrician" position. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Jerred, McGrath, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to appoint Margaret Timmer to the Campbell County Lodging Tax Joint Powers Board. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Jerred, McGrath, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to appoint City Administrator Napier to the Consolidated Wyoming Municipalities Electric Power Joint Powers Board. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

Administrator's Report

Mayor Opseth asked for an Administrator's Report. City Administrator Napier stated that he had no report at this time.

Adjournment

There being no further business to come before the Council, the meeting was adjourned at 7:15 p.m. The next regularly scheduled meeting will be Tuesday, January 7, 2014.

John Opseth, Mayor

(S E A L)

ATTEST:

Cindy Staskiewicz, Deputy City Clerk

Publication date: December 26, 2013