

COUNCIL PROCEEDINGS

REGULAR

January 7, 2014

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 7th day of January 2014, 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: Louise Carter-King, Ted Jerred, Robin Kuntz, Kevin McGrath, Forrest Rothleutner, and Mayor Opseth.

Councilman Elect present: Timothy Carsrud.

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

Call to Order

It was moved by Councilwoman Carter-King and seconded by Councilman McGrath to appoint Timothy Carsrud as Councilman for the Ward II Seat vacancy. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Jerred, Kuntz, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

Judge R. Douglas Dumbrill performed the Swearing in Ceremony for Councilman Carsrud. Councilman Carsrud took his seat at the dais.

Invocation

Thereupon the following proceedings were had and taken. Reverend Ed Sisti of the Sunrise Worship Center gave the Invocation.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilman Carsrud.

Approval of General Agenda

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

Approval of Minutes

Executive Session - December 3, 2013.
Work Session - December 10, 2013.
Pre Meeting - December 17, 2013.
Regular Meeting - December 17, 2013.
Special Meeting - December 30, 2013.
Executive Session - December 30, 2013.

Ordinance Third Reading - Consent Agenda

ORDINANCE 3811

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

Bills and Claims

AARON SHINOST	159.34
ACTION LOCK AND KEY	45.00
ADECCO EMPLOYMENT SERVICE	2,769.03
ADVANCED CUTTING TECHNOLO	690.00
AIR SOLUTIONS LLC	2,670.00
AIRGAS INTERMOUNTAIN	474.02
ALEXANDRA & TALAL COCKAR	148.06
ALFA LAVAL ASHBROOK SIMON	447.93
ALSCO	1,843.30
AM SIGNAL INC	456.00
AMANDA MORRISON	50.00
AMERICAN LEGION POST 42 B	50,000.00
ANIMAL MEDICAL CENTER OF	2,429.39
AT & T MOBILITY NATIONAL	3,499.24
AVI SYSTEMS	3,091.00
AVOLVE SOFTWARE CORPORATI	3,850.00
BEARLODGE LTD INC	375.00
BEAR'S NATURALLY CLEAN	536.65
BEAU WARNER	50.00
BENNETT WEBER & HERMSTAD	4,950.00
BERNIE & NICHOLE BIEGLER	119.26
BLACK CAT CONSTRUCTION LL	46,614.26
BLACK HILLS POWER & LIGHT	252,041.00
BLUE CROSS BLUE SHEILD OF	260,243.80
BOMGAARS SUPPLY	399.50
BORDER STATES ELECTRIC	10,844.50
BREANNA'S BAKERY	34.99
BRENT EISHEID	644.50
BRENT WILLIAMS	25.00
BRIAN ANDELA	31.75
BRIAN HARTLE	300.00
BURNS AND MCDONNELL CORPO	186,261.62
BW INSURANCE AGENCY INC	100.00
CAITLIN & JONATHAN HERRIN	153.78
CAMERON GARCIA	28.32
CAMPBELL COUNTY CHAMBER O	150.50
CAMPBELL COUNTY COORDINAT	7,505.54
CAMPBELL COUNTY ENGINEERS	71,916.30
CAMPBELL COUNTY HIGH SCHO	600.00
CAMPBELL COUNTY HOSPITAL	246.50

CAMPBELL COUNTY OBSERVER	50.00
CAMPBELL COUNTY PUBLIC HE	66.00
CAMPBELL COUNTY SENIOR CI	1,828.50
CARRIE JARVIS	31.68
CATHY BARNEY	50.00
CDW GOVERNMENT INC	8,576.00
CENTURYLINK	2,951.12
CHARTER MEDIA	402.95
CHOICE ADVERTISING	1,407.44
CHOPHOUSE RESTAURANT THE	5,928.00
CITY CLERK OFFICE	20,176.08
CITY OF GILLETTE	8,790.21
CITY OF GILLETTE - PETTY	142.92
CLARK SAFETY INC MONTE RU	1,800.00
COLLINS COMMUNICATIONS IN	558.97
COMRESSION LEASING SERVIC	3,491.83
CONSOLIDATED ENGINEERS IN	4,467.80
CONTRACTORS SUPPLY INC	3,194.70
CRAIG BELECKY	300.00
CRAIG FURMAN	50.00
CRESCENT ELECTRIC SUPPLY	2,803.27
CROOK COUNTY VETERINARY S	50.00
CRUM ELECTRIC SUPPLY COMP	17,218.50
DANA KEPNER COMPANY INC	703.00
DANIEL KLUVER	300.00
DAVIS INSTRUMENTS CORPORA	1,520.00
DELTA DENTAL OF WYOMING	17,055.35
DEPARTMENT OF TREASURY -	397,634.41
DESERT MOUNTAIN CORPORATI	27,746.08
DEX MEDIA WEST	17.85
DISPLAY SALES	430.32
DOYLE LAND SURVEYING	1,630.00
DXP ENTERPRISES INC	392.00
E Z TOWING & RECOVERY INC	130.00
ECOBRAMIN.COM INC	281.50
EDGE CONSTRUCTION SUPPLY	423.48
EDILTRUDIS TORRES	14.74
EFLEXGROUP.COM INC	20,927.09
ENERGY LABORATORIES INC	162.00
ENTENMANN ROVIN COMPANY	54.00
ERIC WELTMER	300.00
EXPRESS SCRIPTS INC	72,632.37
FABIO HERNANDEZ	42.63
FAIRMONT SUPPLY COMPANY	464.80
FALCON ENVIRONMENTAL CORP	1,582.45
FARMER BROTHERS COMPANY	519.98
FASTENAL COMPANY	30.68
FEDEX	409.74
FIRST AMERICAN TITLE	1,965.00
FIRST INTERSTATE BANK OF	1,979.00
FLOGISTIX WYOMING LLC	3,080.40
FRANDSON SAFETY INC	128.00
GARY OWENS	60.95
GEORGE SUCHOR	100.00

GILLETTE COLLEGE	83,750.00
GILLETTE WINNELSON COMPAN	685.79
GOURMET ON THE GO LLC	192.00
GREGORY & CAITLIN ROHDE	158.89
GRIMM'S PUMP AND INDUSTRI	17.94
GRISWOLD SPRAYING INC	11,628.75
GROUND ENGINEERING CONSUL	13,536.50
GUTERMANN INC	3,500.00
HAWKINS TRAFFIC INC	131.44
HD SUPPLY POWER SOLUTIONS	126,015.42
HEATHER RAMIREZ	172.76
HEAVEN LINT	250.00
HELSMAN MANAGEMENT SERVIC	150.00
HILLCREST SPRING WATER IN	142.00
HKM ENGINEERING	18,048.86
HLADKY CONSTRUCTION	800.00
HOMAX OIL	4,269.84
HOTLINE ELECTRICAL	1,350.00
ICMA RETIREMENT TRUST 457	20,154.58
INNFORMATIVE GRAPHICS COR	1,125.00
INSIGHT PUBLIC SECTOR	4,395.06
INT'L CITY MANAGEMENT ASS	275.58
ISC INC	33,609.73
JAMES THOMPSON JR	52.15
JANDY SHACKELFORD	160.00
JEFF PAHL	83.73
JEFFREY SUNTKEN	9.40
JLC SIGN SYSTEMS INC	189.90
JOHN & TINA PAFFORD	55.58
KEN PULLAN	56.36
KENDALL WIGGER	300.00
KENDRA SPILLMAN	129.62
KOIS BROTHERS EQUIPMENT C	2,327.44
KORAH HART	75.78
KORTERRA INC	2,188.80
KRIZ-DAVIS COMPANY	2,297.50
KUSTOM SIGNALS, INC	1,034.34
LASER TECHNOLOGY INC	68.00
LAUREN KARY	160.60
LAVRA LEHAN	4,932.00
LESLIE HUGHES	416.65
LEXISNEXIS MATTHEW BENDER	321.31
LYLE SIGNS INC	1,375.17
M G OIL COMPANY	29,573.94
MAK-TEK SALES AND SERVICE	47.45
MANNING WRECKER SERVICE L	80.00
MARK WERNSMANN	300.00
MCM GENERAL CONTRACTORS	54,135.96
MELISSA MACK	1,800.00
MHL SYSTEMS	9,239.08
MORRISON MAIERLE INC	247.00
MUNICIPAL ENERGY AGENCY O	900,082.18
NATIONAL IMPRINT CORPORAT	705.25
NEVE'S UNIFORM INC	516.71

NEWS RECORD	35.00
NORCO INC	2,165.61
OCCUPATIONAL TESTING INC	656.50
ONE CALL OF WYOMING COPR	191.25
PARKS PLUMBING	593.51
PATRICIA WALKER	421.78
PCA ENGINEERING INC	1,483.20
PEGGY BOARDMAN	548.00
PERRY ELECTRONICS LAB LLC	166.00
PETE LIEN & SONS INC	186.03
POKEYS BBQ	811.25
POWDER RIVER CONSTRUCTION	97,615.00
POWDER RIVER ENERGY CORPO	10,197.92
POWDER RIVER HEATING & CO	387,295.81
POWDER RIVER OFFICE SUPPL	3,380.35
POWER ENGINEERS INC	59,435.29
PRIME POWER & COMMUNICATI	20,102.50
PRO BUILT HOMES INC	19,303.00
PRO DATA COMPUTER SERVICE	519.75
PROELECTRIC INC	106.77
RANDI LAATSCH	150.00
RAZOR CITY RENTAL	125.00
RICHARD RODEN	141.99
RINGER LAW P.C.	2,300.00
ROBERT TESDALL	300.00
ROCKY MOUNTAIN BUSINESS E	360.00
S D MYERS INC	63.00
SAFETY-KLEEN SYSTEMS INC	588.12
SCOTT SETTLES	250.00
SELBY'S	2,000.00
SHANNA CALHOON	113.52
SOLOMON ELECTRIC SUPPLY	175.00
SOLVINGTECH LLC	47.70
SOURCE OFFICE PRODUCTS	120.78
SOURCEGAS	20,586.02
SOUTHWESTERN EQUIPMENT CO	858.07
SPIEGEL & MCDIARMID LLP	1,725.00
SPRING CREEK DESIGNS	1,545.00
STEPHANIE BOWMAN	75.00
STOTZ EQUIPMENT	373.08
STUART C IRBY CO	669.91
SUNGARD PUBLIC SECTOR INC	71.12
SUSAN LEMPKA	200.00
SWEET DELIVERIES	697.00
SWEETWATER GAP ENTERPRISE	3,394.50
TANK EQUIPMENT INC	15,868.00
TERESA MERRITT	500.00
THAT EMBROIDERY PLACE	945.06
THE HUNTING SHACK INC	10,063.78
TIC THE INDUSTRIAL COMPAN	1,084,190.92
TRAF O TERIA SYSTEM	647.16
TREVOR KAY	167.81
TYLER TECHNOLOGIES INC	11,557.13
U S POSTAL SERVICE/HASLER	10,000.00

UMB BANK	337,447.56
UNDERWRITERS LABORATORIES	150.00
UPHOLSTERY BY LADONNA	100.00
VERIZON WIRELESS	1,301.58
VERMEER SALE & SERVICE OF	26,170.00
VISIONARY COMMUNICATIONS	451.88
WAL-MART	35.00
WATER ENVIRONMNET FEDERAT	185.00
WATERWORKS INDUSTRIES INC	386.00
WESCO RECEIVABLES CORP	11,685.50
WESTERN SERVICES LLC	101.50
WESTERN WASTE SOLUTIONS I	10,323.80
WILL & CINDY PORTER	69.74
WYOMING ASSOCIATION MUNIC	75.00
WYOMING ASSOCIATION OF RU	375.00
WYOMING PEACE OFFICER ASS	620.00
WYOMING WATER SOLUTIONS	135.00
WYOSTAR	2,332,221.67
YATES PETROLEUM CORP	50.00
ZOETIS INC	159.50

It was moved by Councilman Jerred and seconded by Councilman Kuntz 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: Jerred, Kuntz, McGrath, Rothleutner, Carsrud, Carter-King, and Mayor Opseth. 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 \$4,736.16 to Powder River Office Supply. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Carsrud, Jerred, and Mayor Opseth. Councilwoman Carter-King abstained. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman Kuntz to approve a conflict claim for Councilman Rothleutner in the amount of \$220.49 to Mike's Hardware. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Carsrud, Carter-King, Jerred, Kuntz, and Mayor Opseth. Councilman Rothleutner abstained. The Presiding Officer declared the motion carried.

Oral Comments - For the Good of the Community

The Mayor and Council recognized Michelle Merrit for 25 years of service to the City of Gillette.

The Mayor and Council recognized 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.

Public Information Officer Lunne gave a video presentation of past and upcoming events around the community.

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. City Clerk Abelseth reported that written comments were received from Scott Clem and Chris Paulk in regard to the designation of an official newspaper.

Ordinance Third Reading

ORDINANCE 3812

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

ORDINANCE 3813

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

New Business

It was moved by Council President Carter-King and seconded by Councilman Kuntz to designate the Gillette News Record as the official newspaper for a one year term for 2014. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Jerred, Kuntz, McGrath, Rothleutner, Carsrud, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Council President Carter-King and seconded by Councilman McGrath to designate American National Bank, Bank of Gillette, Bank of the West, First Interstate Bank, First National Bank, Security State Bank, and US Bank as bank depositories for public funds of the City of Gillette for calendar year 2014. 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, Carsrud, Carter-King, Kuntz, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to accept public improvements for the 2012 Water and Sanitary Sewer Main Replacement Project, installed by North Star Energy and Construction, LLC, in the amount of \$2,549,580.24. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Carsrud, Carter-King, Jerred, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Jerred to approve a revised Lakeview School Site Memorandum of Understanding with the Boys and Girls Club of Campbell County and the Campbell County School District. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Rothleutner, Carsrud, Carter-King, Jerred, Kuntz, and Mayor Opseth. The Presiding Officer declared the motion carried.

RESOLUTION 2446

A RESOLUTION TO APPROVE THE TRANSFER OF THE LAKEVIEW SCHOOL FROM THE CAMPBELL COUNTY SCHOOL DISTRICT TO THE CITY OF GILLETTE AND TO PROVIDE FOR THE OPERATIONS AND MAINTENANCE COST OF THE LAKEVIEW SCHOOL FOR AT LEAST FIVE YEARS

It was moved by Councilwoman Carter-King and seconded by Councilman Jerred to approve the foregoing Resolution to approve the transfer of the Lakeview School from the Campbell County School District to the City of Gillette and to provide for the operations and maintenance cost of the Lakeview School for at least five years. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Carsrud, Carter-King, Jerred, Kuntz, McGrath, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Rothleutner to accept public improvements for the PMS 2013 Schedule C Project, installed by Powder River Construction, Inc., in the amount of \$886,325.08. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carsrud, Carter-King, Jerred, Kuntz, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilwoman Carter-King to approve the County Final Plat for the re-subdivision of Lots 17 and 18, Block 1, of Winland Industrial Park, subject to all Planning requirements. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Jerred, Kuntz, McGrath, Rothleutner, Carsrud, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved Councilwoman Carter-King and seconded by Councilman Jerred to adopt the Campbell County Comprehensive Plan to assist in the guidance of future development in the joint City/County/Planning District. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, McGrath, Rothleutner, Carsrud, Carter-King, and Mayor Opseth. The Presiding Officer declared the motion carried.

Appointments

It was moved by Council President Carter-King and seconded by Councilman Jerred to appoint R. Douglas Dumbrill as Municipal Court Judge for 2014. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Carsrud, Carter-King, Jerred, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Council President Carter-King and seconded by Councilman Rothleutner to appoint Denise Urbin as Municipal Court Judge for 2014. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Rothleutner, Carsrud, Carter-King, Jerred, Kuntz, and Mayor Opseth. The Presiding Officer declared the motion carried.

Judge Wendy Bartlett performed the Swearing in Ceremony for Judge R. Douglas Dumbrill.

It was moved by Council President Carter-King and seconded by Councilman McGrath to appoint Charles Anderson as City Attorney for 2014. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carsrud, Carter-King, Jerred, Kuntz, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Council President Carter-King and seconded by Councilman McGrath to appoint Christopher R. Ringer as Municipal Court Prosecutor for 2014. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carter-King, Jerred, Kuntz, McGrath, Rothleutner, Carsrud, and Mayor Opseth. The Presiding Officer declared the motion carried.

It was moved by Council President Carter-King and seconded by Councilman Rothleutner to appoint Pamela L. Boger to the Retiree Health Benefit Plan Committee as one (1) full term appointed employee under 20 years of service with the City of Gillette. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, McGrath, Rothleutner, Carsrud, Carter-King, and Mayor Opseth. The Presiding Officer declared the motion carried.

Administrator's Report

Mayor Opseth asked for an Administrator's Report. Acting City Administrator Boger reported that City Administrator Napier would be back in the office on Thursday.

Special Orders of the Day

Mayor Opseth opened into a public hearing in regard to a new Restaurant Liquor License for McWilliams Smith, Inc., d.b.a. CJ Roosters, located at 1414 West 2nd Street. No comments were made, and therefore, Mayor Opseth closed the public hearing.

It was moved by Councilwoman Carter-King and seconded by Councilman McGrath to approve a Restaurant Liquor License for McWilliams Smith, Inc., d.b.a. CJ Roosters, located at 1414 West 2nd Street. Mayor Opseth asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting

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

Adjournment

There being no further business to come before the Council, the meeting was adjourned at 7:33 p.m. The next regularly scheduled meeting will be Tuesday, January 21, 2014.

John Opseth, Mayor

(S E A L)

ATTEST:

Karlene Abelseth, City Clerk

Publication date: January 15, 2014