

COUNCIL PROCEEDINGS

REGULAR

January 21, 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 21st 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: Ted Jerred, Robin Kuntz, Kevin McGrath, Forrest Rothleutner, Tim Carsrud, Louise Carter-King, and Mayor Opseth.

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; Kendall Glover, Utilities Director; Dustin Hamilton, Development Services Director; Brent Wasson, Lieutenant; Joe Lunne, Public Information Officer; Patti Davidsmeier, Community & Gov't Relations Manager; and Karlene Abelseth, City Clerk.

Invocation

Thereupon the following proceedings were had and taken. Reverend Burry Bessee of First United Methodist Church gave the Invocation.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilman Jerred.

Approval of General Agenda

It was moved by Councilwoman Carter-King and seconded by Councilman Jerred 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: Carsrud, Carter-King, Jerred, Kuntz, McGrath, Rothleutner, and Mayor Opseth. The Presiding Officer declared the motion carried.

Approval of Minutes

Pre-Meeting - January 7, 2014.

Regular Meeting - January 7, 2014.

New Business - Consent Agenda

Bills and Claims

A & B BUSINESS EQUIPMENT	287.11
ACCESS DATA CORPORATION	1119.00
ADECCO EMPLOYMENT SERVICE	1236.86
AIRGAS INTERMOUNTAIN	76.70
ALEXANDRA TRACY	129.51
ALLEN BALEK	50.00
ALSCO	1402.83
ALTITUDE VETERINARY HOSPI	200.00
AMANDA ANDERSON	45.65
AMERICAN SOCIETY CIVIL EN	50.00
ANIMAL MEDICAL CENTER OF	1701.50
APPLIANCE REPAIR COMPANY	364.00
ARROW PRINTING AND GRAPHI	115.00
BASIN RADIO NETWORK	1980.00

BENNETT WEBER & HERMSTAD	7200.00
BETTY KEELER	124.74
BIG D SANITATION	5112.50
BIG D SANITATION CORP	100.00
BILL RICE	185.06
BLACK HILLS POWER & LIGHT	259197.59
BLUE CROSS BLUE SHEILD OF	527260.10
BOB DEGEN PLUMBING	180.50
BORDER STATES ELECTRIC	15801.48
BREANNA'S BAKERY	38.00
BRENNTAG	9962.13
BRETT DECHANT	79.60
BRIAN ROESNER	100.00
BROOK & LORI BAHNSON	20.43
BROOKE GONZALES	140.28
BRUCE ENGINEERING SERVICE	13114.57
CAMEL TOWING LLC	90.00
CAMPBELL COUNTY CHAMBER O	1313.00
CAMPBELL COUNTY COORDINAT	943.80
CAMPBELL COUNTY ENGINEERS	70730.60
CARTER NAPIER	277.98
CASA 6TH JUDICIAL DISTRIC	26883.00
CASEY AMMONS	49.14
CDW GOVERNMENT INC	11491.00
CENTURYLINK	244.54
CENTURYLINK BART	5068.95
CHALK BUTTES LANDSCAPING	20980.99
CHANCE TROMBLE	46.38
CHARTER MEDIA	967.00
CITY CLERK OFFICE	3196.55
CITY OF GILLETTE	201.67
CITY OF GILLETTE - PETTY	71.99
CODY KOVACH	133.87
COLLINS COMMUNICATIONS IN	20255.04
COMPASSCOM SOFTWARE	6424.00
CONSOLIDATED WATER SOLUTI	2804.32
CONTRACTORS SUPPLY INC	851.99
CONVERSE COUNTY BANK	2331.23
COORDINATED CARE PARTNERS	276.00
DAN HILL	25.00
DANA KEPNER COMPANY INC	245.24
DANIEL FRIES	40.97
DANIELLE FRENCH	42.45
DELTA DENTAL OF WYOMING	20402.15
DENNIS & HEIDI WILSON	82.66
DENNIS DEUR BOOTS	100.00
DEPARTMENT OF TREASURY -	84.70
DESERT MOUNTAIN CORPORATI	85308.45
DESERT RUN APARTMENTS	65.72
DESIGN CONSTRUCTION	1651.00
DOYLE LAND SURVEYING	1997.50
DRM INC	126881.19
DUSTIN DOW	54.42
DXP ENTERPRISES INC	1198.20

DYKMAN ELECTRICAL INC	1013.00
E Z TOWING & RECOVERY INC	93.50
ENERGY LABORATORIES INC	234.00
EVERBRIDGE INC	10995.00
EXPRESS SCRIPTS INC	10055.05
FASTENAL COMPANY	69.95
FIRST AMERICAN TITLE	20154.00
FIRST NATIONAL BANK OF GI	13337.83
FLEXSYSTEMS	14475.00
FOOTHILLS VIEW APTS	56.51
FRANDSON SAFETY INC	96.00
G C S	200.00
GARF	130.82
GILLETTE ABUSE REFUGE COR	31282.00
GILLETTE WINNELSON COMPAN	173.06
GRIMM'S PUMP AND INDUSTRI	175.00
HD SUPPLY POWER SOLUTIONS	10445.55
HDR ARCHITECTURE INC	65842.23
HDR ENGINEERING INC	24735.24
HEIDI ST. CLAIRE	545.65
HELSMAN MANAGEMENT SERVIC	150.00
HERITAGE VILLAGE WATER &	480.00
HILLYARD INC	333.28
HKM ENGINEERING	9188.82
HLADKY CONSTRUCTION	1664.00
HOMAX OIL	68453.30
HOMES & MORE, CLASSIFIEDS	1468.00
INTEGRATED INFORMATION SO	700.00
INTER-MOUNTAIN LABS INC	75.00
IT OUTLET INC	5725.87
J B STORAGE CONTAINERS	710.00
JAMES E CAMPBELL	84.66
JANA JOHNSON	36.86
JENNIFER IVORY	50.00
JIM MATUSKA	175.33
JLC SIGN SYSTEMS INC	89.95
JUDE DENNISON	151.79
JUSTIN MORGAN	162.13
KATELYNN DOMINA	97.66
KATIE POWNALL	158.83
KELLY E SMITH & STEPHANIA	350.00
KENDRA & MICHAEL BISSEY	94.04
K-MART	57.96
KRISTINA WUNDER	70.00
KRIZ-DAVIS COMPANY	5307.91
LANNAN'S SUPPLY COMPANY	56.50
LARRY SHERMAN	94.95
LETICIA RAMIREZ JONES	25.00
LISA DEHERRERA	100.00
LONG BUILDING TECHNOLOGIE	2452.00
MANNING WRECKER SERVICE L	80.00
MARK A WEBB	158.59
MARY LINDER	68.36
MILLER LANDSCAPING	250.00

MINING ELECTRICAL SERVICE	160.00
MIRACLE RECREATION	71.40
MORRISON MAIERLE INC	47121.28
NATHAN GILMORE	13.54
NEVE'S UNIFORM INC	49.99
NEWMAN SIGNS INC	1635.00
NEWS RECORD	5744.51
NORCO INC	243.04
ONLINE INFORMATION SERVIC	321.60
PAINTBRUSH SEWER & DRAIN	105.00
PCA ENGINEERING INC	31274.15
PHILIPPE & DIANE CHINO	6.54
PINKERTON CONSULTING & IN	236.40
POWDER RIVER CONSTRUCTION	888.16
POWDER RIVER ENERGY CORPO	6776.12
POWDER RIVER HEATING & CO	57750.30
POWDER RIVER OFFICE SUPPL	1081.43
PRO BUILT HOMES INC	2600.00
PRO FORCE LAW ENFORCEMENT	656.35
PROELECTRIC INC	8738.27
RAILROAD MANAGEMENT CO LL	2682.82
RICHARD & VALERIE O'CONNO	46.75
RINGER LAW P.C.	3915.00
ROCKY MOUNTAIN BUSINESS E	674.50
RYAN LEE	97.66
RYAN WARNE	100.00
SAFEGUARD PROPERTIES	181.12
SAMANTHA MARTIN	128.84
SEAN WOLF	100.00
SHANE BLACKMAN	100.00
SOUTHERN COMPUTER WAREHOU	305.88
SOUTHWESTERN EQUIPMENT CO	655.82
STEINER THUESEN PLLC	459.63
STOTZ EQUIPMENT	74.85
SULZER EMS INC	6270.98
SUNGARD PUBLIC SECTOR INC	67.54
SWEETWATER ENERGY SERVICE	220.58
SWEETWATER GAP ENTERPRISE	210.00
TAMI HINSON	100.80
TAMMY RAY	36.46
TERESA MERRITT	1000.00
THAT EMBROIDERY PLACE	75.00
THE ROOT GROUP	1186.50
THUNDER BASIN VETENARIAN	217.00
TYLER TECHNOLOGIES INC	58553.72
U S TREASURY - EFTPS	204519.50
UMB BANK	79389.23
UPHOLSTERY BY LADONNA	60.00
VAN EWING CONSTRUCTION	120040.46
VERIZON WIRELESS	160.04
WALKER PROPERTIES	320.28
WAL-MART	242.30
WASTE CONNECTIONS OF WYOM	431.67
WATERWORKS INDUSTRIES INC	5602.20

WAYNE LINDGREN	263.86
WESCO RECEIVABLES CORP	13806.41
WESTERN STATIONERS	436.33
WIRELESS ADVANCE COMMUNIC	3330.00
WYODAK RESOURCES DEVELOPM	207461.38
WYOMING ART & FRAME	30.00
WYOMING DEPT OF TRANSPORT	189.48
WYOMING MACHINERY CO	487.98
WYOMING SECRETARY OF STAT	30.00
WYOMING STATE REVENUE AND	96551.90
WYOSTAR	2337008.20
XEROX CORPORATION	2103.66
XYLEM WATER SOLUTIONS USA	270.00
YOUTH EMERGENCY SERVICES	36659.00

It was moved by Councilman Jerred and seconded by Councilman Rothleutner 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: Carter-King, Jerred, Kuntz, McGrath, Rothleutner, Carsrud, and Mayor Opseth. The Presiding Officer declared the motion carried.

Approval of Conflict Claims

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to approve a conflict claim for Councilwoman Carter-King in the amount of \$2,045.65 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: Jerred, Kuntz, McGrath, Rothleutner, Carsrud, and Mayor Opseth. Councilwoman Carter-King abstained. The Presiding Officer declared the motion carried.

It was moved by Councilwoman Carter-King and seconded by Councilman Kuntz to approve a conflict claim for Councilman Rothleutner in the amount of \$109.75 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: Kuntz, McGrath, Carsrud, Carter-King, Jerred, and Mayor Opseth. Councilman Rothleutner abstained. The Presiding Officer declared the motion carried.

Oral Comments - For the Good of the Community

Mayor Opseth proclaimed the month of January as "Stalking Awareness Month." Brandy Matteson, Director of Victim Services, explained the proclamation.

The Mayor and Council recognized Justin Strub and Delbert Parks for their years of service as Citizen Advisory Board Members for the Board of Examiners.

Councilwoman Carter-King informed the public that a letter was received from the Wyoming Department of Transportation in regard to a request the City of Gillette had made for the installation of a traffic signal at the intersection of Highway 50 and 4-J Road. She went on to say that WYDOT intends to widen the highway and at that time would be installing a permanent signal; however, this won't be done until 2019. WYDOT agrees that a signal is needed at this intersection, and, therefore, will install a temporary signal by late summer/early fall of this year. Councilwoman Carter-King went

on to thank staff and the citizens who were involved, bringing this issue to fruition.

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 a banking disclosure form was received from Councilman Carsrud for the remainder of FY 2013/2014.

New Business - General Agenda

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve a professional services agreement for design and bidding services associated with the WWTF Drainage Replacement Project with Morrison-Maierle in the amount of \$54,309. Mayor Opseth asked for an explanation of the request. City Administrator Napier explained that this is a request for the replacement of floor drains within three (3) buildings located at the Wastewater Treatment Facility, as well as the floor within the Dewatering Unit Building. He went on to say there was a budgeted amount of \$100,000 placed in this year's budget to cover the costs associated with a design and bidding services agreement. After the explanation, 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.

It was moved by Councilman Rothleutner and seconded by Councilwoman Carter-King to approve a bid award for the 2013 Water Main Replacement Project to DRM, Inc., in the amount of \$989,081.65. Mayor Opseth asked for an explanation of the request. City Administrator Napier explained the streets involved and went on to report that the award is considerably less than the engineer's estimate of \$1,578,030. There were five (5) bids submitted for the project and DRM, Inc., is the apparent low bidder. After the explanation, 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 Councilman Rothleutner and seconded by Councilman Jerred to accept public improvements for the City West Heated Vehicle Storage Building Project, as constructed by S&S Builders, LLC, in the amount of \$1,896,373.28. Mayor Opseth asked for discussion. Councilman Jerred asked what the original estimate was for the project. City Administrator Napier stated that the estimate precipitated a budget amount of \$3,000,000. Because of the savings from the heated vehicle storage building, money was available to complete the HVAC project at City Hall. After the discussion, 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 Jerred and seconded by Councilman Rothleutner to approve a professional services agreement for design and construction management services associated with the YES House Girls Residential Treatment Facility with Noel Griffith Jr. and

Associates Architects, in the amount of \$237,300. 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 Councilwoman Carter-King and seconded by Councilman Rothleutner to accept subdivision improvements for the Legacy Ridge Subdivision, Phase II, installed by PS Services, LLC, and Powder River Construction, Inc., on behalf of the developer, Quantum Partners, LLC. 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.

It was moved by Councilman Jerred and seconded by Councilwoman Carter-King to pre-qualify general contractors for formal bidding purposes for the Gillette Avenue Improvements Project. Mayor Opseth asked for a list of the contractors. City Administrator Napier stated that based on the information provided, HDR determined the following to be qualified bidders: Concrete Works of Colorado, Inc.; DRM, Inc.; Interstate Highway Construction, Inc.; North Star Energy & Construction, LLC; and S&S Builders. Councilwoman Carter-King asked City Administrator Napier for a report in regard to the grant request. Mr. Napier stated that the grant was awarded and the City will be the recipient of \$1,000,000; which a large part would be dedicated to the landscaping. Dave Allison expressed his gratitude in regard to how the project is being handled by the City and requested that the Council be cognizant of choosing a contractor that has the ability to complete the project in a timely manner. After further discussion, 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 Rothleutner to approve a twelve (12) month extension to the unrecorded plat agreement for the Pronghorn Ranch, Phase 2 Subdivision, from Thomas Civin on behalf of Pronghorn Ranch Properties, LLC. 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.

Administrator's Report

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

Special Orders of the Day

Mayor Opseth opened into a public hearing in regard to a zoning map amendment for Lot 1, Full Moon Addition, from C-1, General Commercial District, to I-1, Light Industrial District. No comments were made and Mayor Opseth closed the public hearing.

ORDINANCE 14-01

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP
OF THE CITY OF GILLETTE, WYOMING, FOR PROPERTY GENERALLY LOCATED AT
3851 SOUTH GARNER LAKE ROAD AND LEGALLY DESCRIBED AS LOT 1, FULL
MOON ADDITION, FROM C-1, GENERAL COMMERCIAL DISTRICT, TO I-1, LIGHT
INDUSTRIAL DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Rothleutner and seconded by Councilwoman Carter-King to approve the foregoing Ordinance on first 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.

Adjournment

There being no further business to come before the Council, the meeting was adjourned at 7:23 p.m. The next regularly scheduled meeting will be Tuesday, February 4, 2014.

John Opseth, Mayor

(S E A L)

ATTEST:

Karlene Abelseth, City Clerk

Publication date: January 29, 2014