

## COUNCIL PROCEEDINGS

REGULAR

April 1, 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 1st day of April 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, and Council President Louise Carter-King.

Council Member absent: Mayor John Opseth.

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; Pamela L. Boger, Administrative Services Director; Kendall Glover, Utilities Director; Dustin Hamilton, Director of Development Services; Jim Hloucal, Chief of Police; 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. City Administrator Napier gave the Invocation.

### Pledge of Allegiance

The Pledge of Allegiance was led by Councilman Rothleutner.

### Approval of General Agenda

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

### Approval of Minutes

Work Session - March 11, 2014.

Pre-Meeting - March 18, 2014.

Executive Session - March 18, 2014.

Regular Meeting - March 18, 2014.

### New Business - Consent Agenda

#### Bills and Claims

4-PLEX	42.90
A & B BUSINESS EQUIPMENT	287.11
A L PROPERTIES LLC	159.53
ADECCO EMPLOYMENT SERVICE	847.20
AFFILIATES IN COUNSELING	900.00
AIR TECH INC	81.80
AIRGAS INTERMOUNTAIN	33.23
ALSCO	1,530.28
AM SIGNAL INC	932.23
AMERICAN RADIO LLC	365.11

ANDREANNA PIERCE	50.00
ARC HIGHVIEW 1106	48.94
ARROW PRINTING AND GRAPHI	112.00
ASSOCIATED GLASS INC	4,381.88
ASSURE CO RISK MANAGEMENT	500.00
AT & T MOBILITY NATIONAL	3,428.32
B & H PHOTO VIDEO PRO-AUD	2,940.00
BEARLODGE LTD INC	4,330.00
BEAR'S NATURALLY CLEAN	686.14
BLACK HILLS POWER & LIGHT	65,243.56
BLACK HILLS POWER & LIGHT	191,108.00
BLACK HILLS POWER & LIGHT	51,377.00
BLACK HILLS POWER & LIGHT	169,682.45
BLAKE AGHBASHIAN	680.00
BLUE CROSS BLUE SHEILD OF	59,736.22
BLUE CROSS BLUE SHEILD OF	213,326.27
BOMGAARS SUPPLY	399.50
BORDER STATES ELECTRIC	1,706.68
BREANNA'S BAKERY	44.96
BRENT WILLIAMS	50.00
BRUCE ENGINEERING SERVICE	813.00
BURNS AND MCDONNELL CORPO	123,672.83
CAMPBELL COUNTY ECONOMIC	30,000.00
CAMPBELL COUNTY HOSPITAL	545.00
CAMPBELL COUNTY PARKS AND	4,000.00
CAMPBELL COUNTY SCHOOL DI	7.20
CAMPBELL COUNTY SENIOR CI	815.00
CAMPBELL COUNTY SHERIFF	25,075.00
CAROL GRADOWSKI	137.87
CASSANDRA L RICE	202.86
CATHY BARNEY	150.00
CENTRILIFT DIVISION OF HU	600.00
CENTURYLINK	2,763.74
CENTURYLINK BART	5,008.51
CHASE HOME FINANCIAL	105.70
CHOICE ADVERTISING	4,085.44
CITY OF GILLETTE	275.00
CITY OF GILLETTE	112.73
CITY OF GILLETTE	201.85
CITY OF GILLETTE - PETTY	179.74
CLAIRE & BRENT BYRD	173.33
COLLINS COMMUNICATIONS IN	1,150.28
COLORADO ANALYTICAL LABOR	790.00
COMPASSCOM SOFTWARE	9,425.00
CONTRACTORS SUPPLY INC	4,583.81
COORDINATED CARE PARTNERS	281.00
CPS DISTRIBUTORS	4,792.20
CRAIG FURMAN	250.00
CRAIG'S VENDING	218.50
CRESCENT ELECTRIC SUPPLY	11,004.05
CRUM ELECTRIC SUPPLY COMP	2.13
CTA INC	1,930.00
DAKOTA SAFETY	5,620.60
DALE BUCKINGHAM ARCHITECT	615.00

DANA KEPNER COMPANY INC	5,249.96
DARREL DEJONG	48.00
DELCO WESTERN	1,089.33
DELL COMPUTER CORP	288.59
DESERT MOUNTAIN CORPORATI	90,736.59
DPC INDUSTRIES INC	2,572.66
DRM INC	5,063.50
EASTVIEW ESTATES LLC	38.81
ELECTRICAL SPECIALISTS	1,814.35
EMILEY MORMAN	69.78
ENERGY LABORATORIES INC	90.00
EVELYN J FRIEZE	58.65
EXPRESS SCRIPTS INC	16,496.40
EXPRESS SCRIPTS INC	15,951.74
FALCON ENVIRONMENTAL CORP	226.31
FAMILY HEALTH	1,162.00
FASTENAL COMPANY	120.42
FEDEX	102.41
FIREMASTER DEPT 1019	267.25
FIRST AMERICAN TITLE	2,101.00
FIRST AMERICAN TITLE	12,000.00
FIRST INTERSTATE BANK OF	30.00
FLOGISTIX WYOMING LLC	614.66
FLUID COMPONENTS INTERNAT	3,940.37
FOOTHILLS MH PARK LLC	76.29
FORCE AMERICA INC	185.96
GARNEY WYOMING INC	1,217,619.28
GEORGE SUCHOR	100.00
GERALD MOREL	50.78
GILLETTE WINNELSON COMPAN	132.78
GO WEST GAMES	23.71
GOURMET ON THE GO LLC	192.00
GROUND ENGINEERING CONSUL	5,574.00
HD SUPPLY POWER SOLUTIONS	5,221.99
HEAVEN LINT	100.00
HELSMAN MANAGEMENT SERVIC	150.00
HKM ENGINEERING	17,325.29
HOMAX OIL	37,906.62
HOTLINE ELECTRICAL	850.00
INT'L CITY MANAGEMENT ASS	1,203.73
JACOB FOUTCH	100.00
JAKES TAVERN	200.00
JAMES R. WOOD TRUSTEE	750.00
JANE STEARNS M.S. LPC	275.00
JARED KUCERA	122.26
JENNIFER IVORY	50.00
JEREMY DOWDY	100.00
JESSIKA MARTINEZ	185.00
JIMMY D ANDERSON	62.30
JLC SIGN SYSTEMS INC	26.00
JOE & CHARLENE JONES	11.69
JOHN LAWRENCE	100.00
JOHNSON CONTROLS INC	7,573.37
JUSTIN BECROFT	112.47

KARINA PEREZ	96.38
KAYLEIGH EVANS	38.55
KEITH JARVIS	99.65
KEVIN CRAWFORD	136.85
KOIS BROTHERS EQUIPMENT C	210.03
KORYN JANKORD	143.44
KRISTOPHER HUNTER	100.00
KRISTOPHER HUNTER	835.76
KRIZ-DAVIS COMPANY	33,108.40
KRYSTAL SWEENEY	141.80
KUSTOM SIGNALS, INC	99.00
KYLE HARTMAN	152.11
MARIA BOUZIS	100.00
MARIA JIMENEZ OCHOA	14.09
MATTHEW HICKS	154.83
MCM GENERAL CONTRACTORS	76,946.36
MDC INC	62.15
MICHAEL HAWORTH	200.00
MUNICIPAL ENERGY AGENCY O	845,781.20
NATIONAL CIVIC LEAGUE	100.00
NATIONAL SAFETY COUNCIL	695.00
NEVE'S UNIFORM INC	6,847.28
NEWMAN SIGNS INC	10,507.05
NEWS RECORD	1,390.36
NICK CARTER	77.05
NORCO INC	2,903.61
NORTH STAR ENERGY & CONST	22,026.50
ONE CALL OF WYOMING COPR	91.50
PAINTBRUSH SEWER & DRAIN	2,063.57
PCA ENGINEERING INC	1,087.74
PHYLLIS OEDEKOVEN	175.00
PINKERTON CONSULTING & IN	123.70
PITNEY BOWES INC	100.28
POWDER RIVER ENERGY CORPO	7,280.96
POWDER RIVER MFG HOMES	131.05
POWDER RIVER OFFICE SUPPL	310.69
PRIME POWER & COMMUNICATI	33,823.50
PROELECTRIC INC	5,256.89
RAILROAD MANAGEMENT CO LL	146.16
RICHARD DOUGLAS DUMBRILL	5,903.29
RINGER LAW P.C.	2,755.00
RYAN SANITATION	1,067.20
SAFEGUARD BUSINESS SYSTEM	122.00
SHANDY WOLFF	40.00
SMYLIE ANIMAL CLINIC	50.00
SOURCEGAS	21,650.90
SOUTH DOUGLAS HWY	5.01
SOUTH FORK APARTMENTS	395.00
SOUTH FORK APARTMENTS, LL	328.90
SPILLMAN TECHNOLOGIES INC	37,811.00
SPRING CREEK DESIGNS	100.00
SPRING HILL PRESS INC	615.00
STEPHEN ADAMEC	151.91
STUART C IRBY CO	477.91

SULZER EMS INC	5,118.70
SUNGARD PUBLIC SECTOR INC	143.11
SUSAN LEMPKA	200.00
TARA BLAKEMAN	54.85
TAYLOR TRESCH	63.84
THOMAS POWELL	66.86
TOTER INC	35,349.60
TRAFFIC SIGNAL CONTROLS I	1,080.00
ULTRA MAX	615.00
UMB BANK	93,932.36
UNDERDOG LLC	100.00
UNIVERSAL ATHLETIC SERVIC	66.00
VERIZON WIRELESS	1,250.56
WAL-MART	154.13
WARNER JENNINGS	300.00
WATERWORKS INDUSTRIES INC	585.00
WAUSAU EQUIPMENT COMPANY	2,145.08
WESTERN WASTE SOLUTIONS I	10,390.05
WESTVIEW MHC LLC	84.45
WINDRIDGE APARTMENTS	189.08
WIRELESS ADVANCE COMMUNIC	2,322.03
WYOMING MACHINERY CO	112.00
WYOMING WATER SOLUTIONS	148.50
WYOSTAR	2,285,065.67
YATES PETROLEUM CORP	50.00
ZABEL & ASSOCIATES	4,000.00
ZABEL & ASSOCIATES	2,500.00

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to approve the Consent Agenda. Council President Carter-King 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 Council President Carter-King. The Presiding Officer declared the motion carried.

#### Approval of Conflict Claims

It was moved by Councilman McGrath and seconded by Councilman Kuntz to approve a conflict claim for Councilwoman Carter-King in the amount of \$1,996.77 to Powder River Office Supply. Council President Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Carsrud, and Jerred. Council President Carter-King abstained. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman McGrath to approve a conflict claim for Councilman Rothleutner in the amount of \$4.99. Council President Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: McGrath, Carsrud, Jerred, Kuntz, and Council President Carter-King. Councilman Rothleutner abstained. The Presiding Officer declared the motion carried.

#### Oral Comments - For the Good of the Community

Council President Carter-King proclaimed the month of April as "Sexual Assault Awareness Month" and April 23, 2014, as "Denim Day." Brandy Matteson explained the proclamation.

Council President Carter-King proclaimed the month of April 2014 as "Alcohol Awareness Month." Kellie Furman explained the proclamation.

#### For the Good of the Community

The Council recognized Police Officers Johnson, Norlander, Rozier and Stegman as recipients of the Gillette Police Department's Life Saving Award.

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

#### Public Comments

Council President Carter-King asked for public comments. There were none.

#### Council Reports

Council President Carter-King asked for Council reports. There were none.

#### Written Comments

Council President Carter-King asked for written comments. City Clerk Abelseth reported there are none.

#### Ordinance Second Reading

##### ORDINANCE 14-04

AN ORDINANCE TO AMEND SECTION 5-I-8.B(9) THROUGH (19) OF THE  
GILLETTE CITY CODE AND TO REPEAL SECTION 9-20 OF THE  
GILLETTE CITY CODE

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

##### ORDINANCE 14-05

AN ORDINANCE AMENDING GILLETTE CITY CODE SECTIONS 17-6.A.1, 17-6.B.1, 17-6.C.1, 17-6.D.1, AND 17-6.E.1, TO REVISE RATES FOR ELECTRICAL SERVICE SUPPLIED BY THE CITY OF GILLETTE.

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

##### ORDINANCE 14-06

AN ORDINANCE TO REVISE RATES FOR WASTEWATER SERVICE FURNISHED BY  
THE CITY OF GILLETTE

It was moved by Councilman Jerred and seconded by Councilman McGrath to approve the foregoing Ordinance on second reading. Council President Carter-King 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 Council President Carter-King. The Presiding Officer declared the motion carried.

#### New Business - General Agenda

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve a circus permit for April 16th at the Wyoming Center, requested by Powder River Shrine Club of Gillette, Wyoming. Council President Carter-King 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 Council President Carter-King. The Presiding Officer declared the motion carried.

It was moved Councilman Jerred and seconded by Councilman Rothleutner to approve a street closure permit that would only included a portion of street in front of the building located at 205 Ross Avenue, requested by Joe's Pet Depot, on August 9th, from noon to 9:30, for a fundraising event that will include outdoor music. Council President Carter-King asked for discussion. Councilman McGrath asked if there will be alcohol at the event, and if those within the area of the closure were notified. City Clerk Abelseth stated there would be no alcohol at the event, and those within the area of the closure have been notified. After the discussion, roll was called on the motion with the following results. Council Members voting aye: McGrath, Rothleutner, Carsrud, Jerred, Kuntz, and Council President Carter-King. The Presiding Officer declared the motion carried.

#### RESOLUTION 2451

A RESOLUTION AUTHORIZING THE FORMATION OF A SINGLE ECONOMIC DEVELOPMENT ENTITY LOCATED IN CAMPBELL COUNTY TO SERVE THE COUNTIES AND COMMUNITIES OF NORTHEAST WYOMING.

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to approve the foregoing Resolution authorizing the formation of a single economic development entity located in Campbell County to serve the counties and communities of northeast Wyoming. Council President Carter-King asked for an explanation of the request. City Administrator Napier explained that the Campbell County Economic Development as well as the Northeast Wyoming Economic Development Coalition have determined it appropriate to consider combining both Boards into one entity. This Resolution is Council's support of the due diligence of the process. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Carsrud, Jerred, Kuntz, McGrath, and Council President Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to approve a professional services agreement for construction management associated with the PMS 2014 Schedule A Project, with Morrison-Maierle, Inc., in the amount of \$118,378. Council President Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Carsrud, Jerred, Kuntz, McGrath, Rothleutner, and Council President Carter-King. 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 the construction management associated with the Gillette Avenue Improvements Project with HDR, Inc., in the amount of \$702,280.

Council President Carter-King 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 Council President Carter-King. The Presiding Officer declared the motion carried.

#### Administrator's Report

Council President Carter-King asked for an Administrator's Report. City Administrator Napier reported there was none.

#### Special Orders of the Day

Council President Carter-King opened into a public hearing for the consideration of a winery permit for Big Lost Meadery, LLC, d.b.a. Big Lost Meadery, located at 106 S. Gillette Avenue. No comments were made and Council President Carter-King closed the public hearing.

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve a winery permit for Big Lost Meadery, LLC, d.b.a. Big Lost Meadery, located at 106 S. Gillette Avenue, contingent upon obtaining the necessary Federal Basic Permit. Council President Carter-King asked for discussion. Councilman McGrath inquired about the purpose of a Federal Basic Permit. Sam Clikeman, owner of Big Lost Meadery, LLC, explained in order to produce alcohol, or in this case wine, a Federal Basic Permit is needed. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Carsrud, Jerred, and Council President Carter-King. The Presiding Officer declared the motion carried.

#### Adjournment

There being no further business to come before the Council, the meeting was adjourned at 7:35 p.m. The next regularly scheduled meeting will be Tuesday, April 15, 2014.

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Louise Carter-King, Council President

(S E A L)

ATTEST:

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Karlene Abelseth, City Clerk

Publication date: April 9, 2014