

COUNCIL PROCEEDINGS

REGULAR

May 5, 2015

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 5th day of May 2015, 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: Tim Carsrud, Ted Jerred, Robin Kuntz, Kevin McGrath, Forrest Rothleutner, Dan Barks, and Mayor Louise Carter-King.

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; Patrick Davidson, Asst. City Attorney; Dustin Hamilton, Director of Development Services; Kendall Glover, Utilities Director; Jim Hloucal, Chief of Police; Tom Pitlick, Finance Director; Kent Clark, Public Works Operations Manager; Geno Palazzari, Communications Manager; Patti Davidsmeier, Community & Gov't Relations Manager; and Karlene Abelseth, City Clerk.

Thereupon the following proceedings were had and taken:

Invocation

The Invocation was given by Bruce Williams.

Pledge of Allegiance

The Pledge of Allegiance was led Councilman Barks.

Approval of General Agenda

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

Approval of Minutes

Pre-Meeting - April 21, 2015.

Regular Meeting - April 21, 2015.

Work Session - April 28, 2015.

New Business - Consent Agenda

Approval of a water service agreement with the Force Road Joint Powers Board.

Approval of a water service agreement with the Graceland Improvement and Service District.

Approval of a water service agreement with the Rock Road Improvement and Service District.

Approval of a water service agreement with the Meadow Springs Improvement and Service District.

Approval of a water service agreement with the Fox Ridge Subdivision Improvement and Service District.

Bills & Claims

A D ADVERTISING DESIGN	318.65
AAP AUTOMATION INC	862.80
ADECCO EMPLOYMENT SERVICE	447.02
ALSCO	1877.28
AMERICAN LEGION POST 42 B	2000.00
ANDREANNA PIERCE	50.00
ANDRICA WALLS	166.43
ARROW PRINTING AND GRAPHI	85.00
AT & T MOBILITY NATIONAL	3506.32
AUDREY & LEVI WILLIAMSON	11.49
AVI SYSTEMS	1554.66
BEN REEVES	500.00
BIG D SANITATION	1210.00
BLACK CAT CONSTRUCTION LL	33681.32
BLACK HAWK CRANE AND RIGG	1397.50
BLACK HILLS POWER & LIGHT	206838.00
BLACK HILLS POWER & LIGHT	146919.57
BLACK HILLS WYOMING LLC	90467.00
BLACK HILLS WYOMING LLC	3333.00
BLUE CROSS BLUE SHIELD OF	22566.14
BOOT BARN	300.00
BORDER STATES ELECTRIC	29645.52
BREANNA'S BAKERY	70.00
BRUCE ENGINEERING SERVICE	382.00
BURNS AND MCDONNELL CORPO	263479.48
BW INSURANCE AGENCY INC	100.00
CAMPBELL COUNTY CHAMBER O	500.00
CAMPBELL COUNTY JOINT POW	10250.22
CAMPBELL COUNTY JOINT POW	219195.25
CAMPBELL COUNTY PUBLIC HE	45.00
CAMPBELL COUNTY ROAD & BR	100.26
CAMPBELL COUNTY SHERIFF	8475.00
CAMPBELL COUNTY WEED AND	141.52
CDW GOVERNMENT INC	4407.36
CENTRAL TRUCK & DIESEL IN	627.15
CENTURYLINK	2795.34
CHAD TREBBY	259.82
CHARTER MEDIA	402.95
CHEMSEARCH	58.98
CHOICE ADVERTISING	810.00
CINDY & CLINT BEAVER	487.00
CINDY BOWEN	43.08
CINDY JAYNE	25.15
CITY OF GILLETTE - PETTY	107.81
CLEMENTE P RODRIGUEZ	152.21
CNA SURETY	100.00
CODY SMITH	450.00
COLLINS COMMUNICATIONS IN	5229.00
COLTON SELL	100.00
CONSOLIDATED ENGINEERS IN	5495.69
CONTRACTORS SUPPLY INC	1652.94
CPO-WYOMING	650.00
CRESCENT ELECTRIC SUPPLY	4233.28
CRUM ELECTRIC SUPPLY COMP	543.45
CURRY GARAGE DOOR COMPANY	391.00
CURTIS TACITO	154.75
DANA KEPNER COMPANY INC	25242.00
DAVID BARNETT	168.05
DAVID ZARATE	75.00
DEBORAH PETTY	200.00
DELL COMPUTER CORP	2393.78
DISASTER RECOVERY INC	938.11
DOWL LLC	20857.36

EJ COLLINS, PE	2648.90
EMERY DEWITT	230.00
ENERGY LABORATORIES INC	137.00
ENVIRONMENTAL & CIVIL SOL	2809.21
EXPRESS SCRIPTS INC	11157.69
EXPRESS SCRIPTS INC	34495.42
FAIRMONT SUPPLY COMPANY	488.00
FAMILY HEALTH	492.00
FARMER BROTHERS COMPANY	1740.71
FEDEX	178.76
FERGUSON ENTERPRISES, INC	10845.85
FIRST INTERSTATE BANK OF	139292.97
FRANDSON SAFETY INC	160.00
GAO RFID INC	10970.00
GARY OWENS	280.60
GENERAL DYNAMICS C4 SYSTE	950.00
GILLETTE WINNELSON COMPAN	77.98
GOURMET ON THE GO LLC	312.00
GOURMET ON THE GO LLC	156.00
GOVERNMENT FINANCE OFFICE	580.00
GREEN EARTH SUPPLY	1200.26
HALL SIGNS	250.00
HD SUPPLY POWER SOLUTIONS	74910.13
HEBRON BRICK SUPPLY	50.00
HELSMAN MANAGEMENT SERVIC	150.00
HIGH GLASS WINDOW CLEANER	2023.00
HLADKY CONSTRUCTION	8835.00
HOMERUN LLC	101.46
HOT IRON	23975.95
IT OUTLET INC	589.00
J B STORAGE CONTAINERS	150.00
JAIME REYNOLDS	1343.75
JAKE OBIE	217.50
JASON MATERI	25.00
JEFF DEETH	76.61
JLC SIGN SYSTEMS INC	643.05
JOHN LAVALLEE	30.00
JOHN MARQUARD SR	78.79
JORDAN GLICK	200.00
KADRMAS LEE & JACKSON INC	10743.00
KAISER FRANCIS OIL	200.00
KING'S RANSOM	273.50
KNAPP SUPPLY DIVISION OF	37.70
KOIS BROTHERS EQUIPMENT C	231.37
KONE INC	1861.53
KRIZ-DAVIS COMPANY	672.92
LEGEND COMMUNICATIONS OF	1242.00
LEXISNEXIS MATTHEW BENDER	123.43
LONG BUILDING TECHNOLOGIE	17416.00
MAJOR METAL SERVICE LLC	469.90
MANNING WRECKER SERVICE L	80.00
MARK GOODWIN	15.29
MATHIEW BARKER	71.26
MCM GENERAL CONTRACTORS	31692.96
MELODY L CARTER	62.31
MICHAEL HARRISON	89.10
MICHAEL TIEFENTHALER	25.00
MICHAEL'S CONSTRUCTION IN	10893.70
MINING ELECTRICAL SERVICE	3079.83
MODULAR SPACE CORPORATION	1003.00
MUNICIPAL ENERGY AGENCY O	480050.60
MUNICIPAL ENERGY AGENCY O	161735.46
NEVE'S UNIFORM INC	5767.49
NEWEDC	10000.00
NEWMAN SIGNS INC	1282.70
NEWS RECORD	1802.98

NORCO INC	3302.17
NORTHERN ELECTRIC	296.67
OCCUPATIONAL TESTING INC	952.25
ONE CALL OF WYOMING COPR	414.75
PACIFIC CASCADE CORPORATI	625.30
PAINTBRUSH SEWER & DRAIN	105.00
PATRIOT PUBLISHING	756.00
PCA ENGINEERING INC	1004.93
PENNY SANDER	50.00
PERSONAL FRONTIERS INC	200.00
PINKERTON CONSULTING & IN	548.50
POWDER RIVER CONSTRUCTION	103197.55
POWDER RIVER ENERGY CORPO	5317.14
POWDER RIVER HEATING & CO	1146.90
POWDER RIVER MOWING LLC	1208.48
POWDER RIVER OFFICE SUPPL	39.99
POWER ENGINEERS INC	53555.14
PROELECTRIC INC	26656.07
RAY CASSELL	250.00
RAZOR CITY LOCKSMITH LLC	238.50
RDJ SPECIALTIES INC	495.34
RED HILLS VETERINARY HOSP	770.51
RED TIGER WELL SERVICE	1265.00
REDROCK TOWING LLC	125.00
RHIANNON HURST	111.67
RICHARD DOUGLAS DUMBRILL	1960.00
RICK & SHANDA SIMMONS	45.94
ROCKY MOUNTAIN BUSINESS E	23.54
RONNIE OLMSTED	100.00
ROTO ROOTER SEWER SERVICE	1555.00
S FINAL TOTAL	6535809.28
S & S BUILDERS	56100.00
S J LOUIS CONSTRUCTION, I	1253636.73
SAFARILAND LLC	1063.00
SHERRIE PALMER	44.62
SHERWIN WILLIAMS	121.52
SKIP TO MY LOU CATERING	1299.00
SOURCE OFFICE PRODUCTS	1300.00
SOURCEGAS	8650.62
SOUTHWESTERN EQUIPMENT CO	2862.04
STOTZ EQUIPMENT	13.48
STOTZ EQUIPMENT	219.38
STUART C IRBY CO	847.35
SUNGARD PUBLIC SECTOR INC	86.79
SUSAN LEMPKA	200.00
TAMI DICKINSON	100.00
THAT EMBROIDERY PLACE	52.00
THUNDER BASIN VETENARIAN	132.00
TOBY BAUMAN	332.00
TRAFFIC SAFETY SERVICES I	15764.11
TYLER TECHNOLOGIES INC	18154.47
U S POSTAL SERVICE	1500.00
UMB BANK	90255.82
UNIVERSAL ATHLETIC SERVIC	666.50
VERIZON WIRELESS	1392.80
VISIONARY COMMUNICATIONS	453.64
WAL-MART	30.74
WARNE CHEMICAL & EQUIPMEN	3995.00
WESCO RECEIVABLES CORP	48559.99
WESTERN SERVICES LLC	150.00
WILLIAM & KARI RAYSON	152.57
WILSON WELDING INC	65.00
WYOMING ASSOCIATION MUNIC	15.00
WYOMING DEPARTMENT OF AGR	50.00
WYOMING WATER SOLUTIONS	41.65

It was moved by Councilman McGrath and seconded by Councilman Jerred to approve the Consent Agenda. Mayor 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, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Approval of Conflict Claims - General Agenda

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to approve a conflict claim for Mayor Carter-King in the amount of \$39.99 to Powder River Office Supply. Mayor 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, Barks, Carsrud, and Jerred. Mayor Carter-King abstained. The Presiding Officer declared the motion carried.

Oral Comments

The Mayor and Council recognized the Water Division as the 2015 First Quarter P.R.I.D.E. Award recipients.

The Mayor and Council recognized Sammy Edlund for 25 years of service to the City of Gillette.

Mayor Carter-King proclaimed May 7, 2015, as the *National Day of Prayer*. Reverend Ed Sisti explained the proclamation.

Mayor Carter-King proclaimed May 9, 2015, as *Coal Country Trash-a-Thon Day*. Sustainability Coordinator Foote explained the proclamation.

Mayor Carter-King proclaimed May as *Electrical Safety Month*. Electrical Services Superintendent Wolf explained the proclamation.

Mayor Carter-King proclaimed the week of May 4 - May 8, 2015, as *National Small Business Week*. Julie Simons explained the proclamation.

For the Good of the Community

Director of Development Services Hamilton reported several project recognition awards that the City of Gillette received regarding the Gillette Avenue Improvements Project.

Communications Manager Palazzari gave a video presentation of past and upcoming events around the community.

Councilman Barks invited the community to participate in the Coal Country Trash-a-Thon, commenting that it would be an educational event for families.

Councilman McGrath thanked the Public Works Department for the Spring Clean-up efforts.

Public Comments

Mayor Carter-King asked for public comments. Bruce Williams asked about the process for submitting a proclamation.

Council Reports

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

Written Comments

Mayor Carter-King asked for written comments. City Clerk Abelseth reported there were none.

Ordinance Second Reading

ORDINANCE 15-08

AN ORDINANCE TO REVISE CHAPTER 14 OF THE GILLETTE CITY CODE TO ENACT §14-19 ENTITLED *MARIJUANA USE AND POSSESSION, DEFINITIONS, AND PENALTIES*

It was moved by Councilman McGrath and seconded by Councilman Carsrud to approve the foregoing Ordinance on second reading. Mayor Carter-King asked for an explanation of the request. City Administrator Napier explained that the change pertains to misdemeanor marijuana offenses that will be heard in Municipal Court. After the explanation, roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Barks, Carsrud, Jerred, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Ordinance First Reading

ORDINANCE 15-09

AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF PUBLIC RIGHT-OF-WAY, KNOWN AS FIRST STREET, LOCATED SOUTHEAST OF THE INTERSECTION OF BROOKS AVENUE AND FIRST STREET, AS SHOWN ON THE EXHIBIT "A" MAP, IN THE CITY OF GILLETTE, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Carsrud and seconded by Councilman Rothleutner to approve the foregoing Ordinance on first reading. Mayor Carter-King asked for an explanation regarding the request. City Administrator Napier explained the property owner is requesting a vacation of a portion of public right-of-way at the east end of First Street. After the explanation, roll was called on the motion with the following results. Council Members voting aye: McGrath, Rothleutner, Barks, Carsrud, Jerred, Kuntz, and Mayor Carter-King. The Presiding Officer declared the motion carried.

New Business

It was moved by Councilman Rothleutner and seconded by Councilman McGrath to approve a carnival permit for June 8th - June 15th, to be located at the Campbell County Aquatic Center, requested by North Star Amusements and American Legion Baseball. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Barks, Carsrud, Jerred, Kuntz, McGrath, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and seconded by Councilman Jerred to approve a Memorandum of Understanding between Northeast Wyoming (NEWY) Municipal Leaders and Governing entities within the Wyoming Association of Municipalities (WAM) Region II District. Mayor Carter-King asked for an explanation regarding the request. City Administrator Napier explained that the MOU, on a formal basis, establishes the purpose and collaboration of the Northeast Wyoming Municipal Leaders. Mr. Napier reported the participating cities, towns, and counties. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Barks, Carsrud, Jerred, Kuntz, McGrath, Rothleutner, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Carsrud and seconded by Councilman Rothleutner to approve a bid award for the Sage Valley Playground Removal and Replacement Project to All Around Recreation, LLC, in the amount of \$512,723 (1% Project). Mayor Carter-King asked for an explanation regarding the request. City Administrator Napier explained the playground equipment replacement will take place in Sage Valley Park and then reported bid information pertaining to the project. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Carsrud, Jerred, Kuntz, McGrath, Rothleutner, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman McGrath and seconded by Councilman Rothleutner to approve a professional services agreement for phase II design services associated with the Gillette Aquatic Park Project with AT Architecture, Inc., in an amount not to exceed \$286,700. Mayor Carter-King asked for an explanation regarding the request. City Administrator Napier explained the agreement regarding the phase II design services. After the explanation, roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, McGrath, Rothleutner, Barks, Carsrud, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to approve a bid award for the Gillette Youth Learning Center Renovation Project to Norton Construction, Inc., in the amount of \$819,590. Mayor Carter-King asked for an explanation regarding the request. City Administrator Napier explained that the City, in conjunction with the Boys' & Girls' Club and the School District, approached the Business Council for funding to renovate the old Lakeview School. This is a culmination of those efforts. The project will include the replacement of the HVAC system, replacement of the roof, sanitary sewer upgrades, and interior light fixture replacement. After the explanation, roll was called on the motion with the following results. Council Members voting aye: Kuntz, McGrath, Rothleutner, Barks, Carsrud, Jerred, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Administrator's Report

Mayor Carter-King asked for an Administrator's reports. City Administrator Napier reported there was no report.

Special Orders of the Day

Mayor Carter-King opened into a public hearing for the Downtown Public Facilities Enhancement Project Grant application to the Business Ready Community Grant and Loan Program. No comments were made and Mayor Carter-King closed the public hearing.

RESOLUTION 2513

A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM FOR A COMMUNITY ENHANCEMENT GRANT PROJECT ON BEHALF OF THE GOVERNING BODY FOR THE CITY OF GILLETTE FOR THE DOWNTOWN PUBLIC FACILITIES ENHANCEMENT PROJECT FOR A GRANT AMOUNT NOT TO EXCEED \$500,000

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve the foregoing Resolution authorizing submission of an application to the Business Ready Community Grant and Loan Program for a community enhancement grant project on behalf of the Governing Body for the City of Gillette for the Downtown Public Facilities Enhancement Project for a grant amount not to exceed \$500,000. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council

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

Executive Session

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to move into an Executive Session to discuss personnel. Roll was called on the motion with the following results. Council Members voting aye: Rothleutner, Barks, Carsrud, Jerred, Kuntz, McGrath, and Mayor 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 7:52 p.m. The next regularly scheduled meeting will be Tuesday, May 19, 2015.

Mayor Louise Carter-King

(S E A L)

ATTEST:

Karlene Abelseth, City Clerk

Publication Date: May 13, 2015