

COUNCIL PROCEEDINGS

REGULAR

June 16, 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 16th day of June 2015, in the Second Floor Community Room of City Hall, the temporary 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: Robin Kuntz, Forrest Rothleutner, Dan Barks, Tim Carsrud, Ted Jerred, and Mayor Louise Carter-King.

Council Members absent: Kevin McGrath

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; John Aguirre, Human Resource Director; Pamela L. Boger, Administrative Services Director; Patrick Davidson, Asst. City Attorney; Dustin Hamilton, Director of Development Services; Kendall Glover, Utilities Director; Tom Pitlick, Finance Director; Sawley Wilde, Public Works Director; Jim Hloucal, Police Chief; Chuck Deaton, Lieutenant; Michelle Henderson, Finance Manager; Geno Palazzari, Communications Manager; Patti Davidsmeier, Community & Gov't Relations Manager; and Cindy Staskiewicz, Deputy City Clerk.

Thereupon the following proceedings were had and taken:

Invocation

The Invocation was given by Pastor Chris McFadden of New Life Wesleyan Church.

Pledge of Allegiance

The Pledge of Allegiance was led Councilman Barks.

Approval of General Agenda

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

Approval of Minutes

Executive Session - May 5, 2015.

Pre-Meeting - June 2, 2015.

Regular Meeting - June 2, 2015.

City/County/Town of Wright - June 3, 2015.

Ordinance Third Reading - Consent Agenda

ORDINANCE 3860

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING,

FOR PROPERTY GENERALLY LOCATED AT 815 E. 9TH STREET AND LEGALLY DESCRIBED AS THE SOUTH 140' OF LOT 4, BLOCK 9, BIVENS ADDITION, AND THE 20' WIDE ALLEY ADJACENT TO THE NORTH, FROM R-2, SINGLE AND TWO FAMILY RESIDENTIAL DISTRICT, TO C-1, GENERAL COMMERCIAL DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

Ordinance Second Reading - Consent Agenda

ORDINANCE 15-11

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING, FOR PROPERTY GENERALLY LOCATED AT 108 EAST FIFTH STREET AND LEGALLY DESCRIBED AS LOT 6, BLOCK 7, ALBANY ADDITION, FROM C-O, OFFICE AND INSTITUTIONAL DISTRICT, TO C-2, CENTRAL BUSINESS DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

New Business - Consent Agenda

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

Bills & Claims

FIRST AMERICAN TITLE	1,910.00
FIRST AMERICAN TITLE	2,754.00
CAMPBELL COUNTY SENIOR CI	17,455.31
RECREATION SUPPLY COMPANY	5,985.80
WYOMING DEPT OF TRANSPORT	6.00
ADECCO EMPLOYMENT SERVICE	641.92
AIR TECH INC	255.00
ALLALALA CUPCAKES LLC	91.28
ALSCO	1,154.79
ALTEC INDUSTRIES INC	948.37
ARMERIA LLC	5,300.00
ARROW PRINTING AND GRAPHI	170.00
AT ARCHITECTURE	7,740.00
AVI SYSTEMS	3,736.60
B & H PHOTO VIDEO PRO-AUD	1,077.89
LEGEND COMMUNICATIONS OF	3,343.00
BIG D SANITATION	1,210.00
BILLINGS GAZETTE	1,363.00
BORDER STATES ELECTRIC	14,280.39
BRUCE ENGINEERING SERVICE	21,459.10
BSP OF WYOMING LLC	38,937.60
BUCHANAN EXCAVATING	5,740.00
BW INSURANCE AGENCY INC	50.00
PATRIOT PUBLISHING	1,224.00
CAMPBELL COUNTY HOSPITAL	294.50
CAMPBELL COUNTY SHERIFF	7,750.00
CAMPBELL COUNTY WEED AND	3,792.00
CARR COATINGS LLC	32,182.20
CASPER THEATER COMPANY	627.80
CDW GOVERNMENT INC	80.85
CENTRILIFT DIVISION OF HU	681.94
CENTURYLINK	296.87
CHOICE ADVERTISING	986.64
CITY OF GILLETTE - PETTY	190.91
CNA SURETY	100.00
COLLINS COMMUNICATIONS IN	22,842.48
CONSOLIDATED ENGINEERS IN	13,481.20
CONTRACTORS SUPPLY INC	6,138.72
CPS DISTRIBUTORS	7,114.93
CRESCENT ELECTRIC SUPPLY	2,452.26
DANA KEPNER COMPANY INC	240.00
DELL COMPUTER CORP	389.01

DESERT BOILERS & CONTROLS	1,907.50
CAROL ANN TREIDE	1,347.00
DOWL LLC	43,778.35
DRM INC	25,467.76
DXP ENTERPRISES INC	1,138.70
EDGE CONSTRUCTION SUPPLY	1,701.12
ENDRESS & HAUSER	3,981.83
ENERGY LABORATORIES INC	22.50
FAIRMONT SUPPLY COMPANY	707.93
FASTENAL COMPANY	434.30
FEDERAL EXPRESS CORPORATI	37.83
FEDEX	394.34
FIRST AMERICAN TITLE	495.00
FIRST NATIONAL BANK OF GI	37,278.34
FLAGSHOOTER LLC	683.56
UNTAMED DESIGN LLC	5,080.00
FRANDSON SAFETY INC	192.00
GILLETTE WINNELSON COMPAN	136.22
GOOGLE INC	7,540.46
GREGORY JOHNSON	194.00
GRIMM'S PUMP AND INDUSTRI	394.25
HAGGERTY'S MUSICWORKS 111	8,353.49
HAWKINS INC	7,006.68
HD SUPPLY POWER SOLUTIONS	124,867.35
HDR ENGINEERING INC	55,580.75
HILLCREST SPRING WATER IN	140.00
HLADKY CONSTRUCTION	309,629.47
HOMAX OIL	2,465.80
HON COMPANY	35,146.95
HOT IRON	335,218.47
INTEGRATED INFORMATION SO	700.00
J B STORAGE CONTAINERS	150.00
JOHNSON CONTROLS INC	1,861.50
KADRMAS LEE & JACKSON INC	6,408.13
KING'S RANSOM	2,611.05
KRIZ-DAVIS COMPANY	557.50
ROBIN KUNTZ	14.98
L & H INDUSTRIAL INC	99.00
LONG BUILDING TECHNOLOGIE	2,459.26
LOUISE CARTER KING	23.73
MCKINNON FLOORING	4,748.85
MCM GENERAL CONTRACTORS	8,280.86
MINING ELECTRICAL SERVICE	3,800.00
CHARLES ZIEMER	92.00
DAN STROUP	84.95
ERIC ARREOLA	720.00
EVAN BYRD	73.02
KEVIN HAMILTON	611.80
KRISTIN KALB	280.00
PAM HUTTON	275.00
ROXANNE HARRISON	215.00
TERRY FRIEDLAND	72.50
TORI JEWELL	79.80
WANDA CASE	75.00
KYLE MCGEE	450.00
WAL-MART	85.00
ALYSHIA VIGIL	20.00
CAMPBELL COUNTY ROAD & BR	100.00
CHARTER BUSINESS PLANNING	87.50
DESIREE HAMMOND	200.00
DEWAIN MYERS	200.00
FAYE GUEDESSE	87.50
HELSMAN MANAGEMENT SERVIC	150.00
K-MART	50.00

LISA DEHERRERA	150.00
OFFICE DEPOT	4.19
PANNY SANDER	50.00
RAY CASSELL	250.00
SARAH WINTER	100.00
SCOTT LINDBLOM	140.00
SCOTT SETTLES	250.00
TAMI DICKINSON	30.00
AARON STONE	120.01
ADRIENE HONES	31.83
ALICIA FRAZIER	123.08
AMANDA LYNN BACILE	115.84
ANDREW MITCHELL	170.65
BEAUTY WORKS, LLC	347.97
BRANDY & JOHN CARTER	47.02
BRANDY ROMERO	106.54
BRIDGET PEARSON	162.53
BRITTNEY & SAMUEL LOTT	34.67
CHERI & STEVE MENKE	15.43
CITY OF GILLETTE	103.45
CORBIN MOUDY	111.13
CRYSTAL FIRES	176.86
DALE & KAY PRASKA	137.04
DAN & KAREN HOFFMAN	250.08
DANYA & CODY TERRY	123.38
DONALD & MARTHA ALLEN	453.01
DUANE TERRY	20.19
ELDONNA MCARTHUR	57.92
ELIZABETH FRITH	155.83
FRANK & MELODY OUTKA	429.93
GEORGE JONES	96.95
GUADALUPE ANDRADE	156.19
JASON SANDY	93.57
JESSICA LANDRUM	93.80
JUDY HAKL	33.87
KATHERINE MCCOY	311.09
KATHY D FENCHAK	84.91
KAYLA VERNON	111.08
KEELA EDDY	197.20
KIARA LEGGITT	5.04
KIM MACKINNON	72.19
KIMBERLY & TRAVIS DITMAN	111.15
LANCE & RAVEN LANG	21.47
LAURI TERRELL	107.93
LEIGHTON FLANAGAN	47.40
LINDA STITT	96.91
MARGO RHOADES	70.07
MARIA PATRICIA FLORES	143.96
MATTHEW MAREZ	77.48
MERCEDE & CHRIS CHAVEZ	119.45
MERLE WALKER	102.90
MICHAEL & BARB MCNUTT	142.75
MIKE & MARGARET KNODEL	101.36
NATHANIEL LUNEN	95.87
NEW LIFE WESLEYAN	255.81
RICHARD POWELL	1,260.92
RICHARD THOMPSON	133.47
RILEY HAMPTON	137.75
ROBERT LONG	110.07
RODRIGO MENDOZA	177.98
ROY KINDER	88.44
S BJORUM & K WENDAL	142.77
SUSAN NEWMAN	133.62
TAD & THERESA NIGG	109.58

TERI STOREY	33.11
TREVOR O'DOWD	87.51
WILLIAM & BOBBI HAMLER	83.88
ZAKARY & REBECCA HUNTER	37.16
MOA WYOMING INC	68,143.20
MODULAR SPACE CORPORATION	1,003.00
MORRISON MAIERLE INC	32,355.28
MOTOROLA GOVERNMENT MARKE	17,534.52
NATIONAL LEAGUE OF CITIES	1,861.00
NEENAH FOUNDRY CO	6,663.35
NEVE'S UNIFORM INC	567.68
NEWMAN SIGNS INC	1,461.00
NEWS RECORD	10,245.18
NORCO INC	2,363.39
NORTHWEST LINEMAN COLLEGE	482.00
OCCUPATIONAL TESTING INC	1,610.50
OFFICE DEPOT INC	1,633.98
ONLINE INFORMATION SERVIC	367.50
PAINTBRUSH SEWER & DRAIN	60.00
PCA ENGINEERING INC	60,322.09
PINKERTON CONSULTING & IN	2,274.50
PITNEY BOWES INC	6,159.00
PLANT SHACK	26,745.80
PLANT SHACK	1,546.59
POKEYS BBQ	112.50
POWDER RIVER CONSTRUCTION	195,520.17
POWDER RIVER ENERGY CORPO	5,419.43
POWDER RIVER HEATING & CO	277.50
POWDER RIVER SHREDDERS LL	717.50
POWDER RIVER MOWING LLC	1,253.58
PROELECTRIC INC	60,353.09
ROBERT J O'NEIL	350.00
ROCKY MOUNTAIN HOIST SERV	930.00
S & S BUILDERS	54,062.95
SAFETY-KLEEN SYSTEMS INC	350.61
SIGNBOSS LLC	10,911.50
SIMON CONTRACTORS	150,434.62
SKIP TO MY LOU CATERING	408.00
SOURCEGAS	7,887.21
SPENCER FLUID POWER	1,802.08
SPIEGEL & MCDIARMID LLP	1,223.98
STOTZ EQUIPMENT	161.89
STUART C IRBY CO	437.00
SUNDANCE EQUIPMENT COMPAN	116.45
RUBBER MULCH PRODUCTS	841.34
TAYLOR MADE EVENTS & SPEA	5,000.00
BUFFALO FEDERAL BANK	37,246.50
THOMSON WEST	348.00
TIM CARSRUD	21.50
TRUGREEN CHEMLAWN	17,926.25
UNIVERSAL ATHLETIC SERVIC	30.00
VAN EWING CONSTRUCTION	428,377.50
VANTAGE POINT SOLUTIONS I	10,000.00
VERIZON WIRELESS	160.04
VISIONARY COMMUNICATIONS	453.64
WASTE CONNECTIONS, INC.	361.41
FERGUSON ENTERPRISES, INC	3,682.85
WELLS FARGO BANK	21,041.36
WESCO RECEIVABLES CORP	25,509.72
WEST PLAINS ENGINEERING	960.00
WESTERN STATIONERS	5,201.27
WESTERN WASTE SOLUTIONS I	10,123.80
WILSON WELDING INC	1,100.00
WIRELESS ADVANCE COMMUNIC	7,659.43

WYOMING DEPT OF TRANSPORT	911.90
XEROX CORPORATION	1,851.91
BLACK HILLS POWER & LIGHT	17,159.19
BLACK HILLS POWER & LIGHT	114,134.42
BLACK HILLS WYOMING LLC	3,333.00
TOTAL ADMINISTRATION SERV	12.00
FIRST INTERSTATE BANK OF	53.95
POWDER RIVER ENERGY CORPO	2,871,193.32
WYOMING STATE REVENUE AND	82,337.86
BLUE CROSS BLUE SHIELD OF	82,635.85
EXPRESS SCRIPTS INC	24,188.70
BLUE CROSS BLUE SHIELD OF	11,276.25
BLUE CROSS BLUE SHIELD OF	33,271.64
EXPRESS SCRIPTS INC	9,407.84

It was moved by Councilman Rothleutner 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, Rothleutner, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Approval of Conflict Claims - General Agenda

It was moved by Councilman Kuntz and seconded by Councilman Rothleutner to approve a conflict claim for Councilman Carsrud for internet reimbursement in the amount of \$21.50. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, Rothleutner, Barks, and Mayor Carter-King. Councilman Carsrud abstained. The Presiding Officer declared the motion carried.

It was moved by Councilman Carsrud and seconded by Councilman Barks to approve a conflict claim for Mayor Carter-King for internet reimbursement in the amount of \$23.73. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Rothleutner, Barks, Carsrud, and Jerred. Mayor Carter-King abstained. The Presiding Officer declared the motion carried.

It was moved by Councilman Barks and seconded by Councilman Rothleutner to approve a conflict claim for Councilman Kuntz for internet reimbursement in the amount of \$14.98. 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, and Mayor Carter-King. Councilman Kuntz abstained. The Presiding Officer declared the motion carried.

For the Good of the Community

Police Chief Hloucal introduced three newly promoted police department team leaders. Dean Welch and Kelly Alger were promoted to Sergeant, and Jay Johnson was promoted to Corporal. The Mayor and Council acknowledged and congratulated the employees.

Councilman Carsrud commended the Public Works Department for their efforts in keeping the streets and parks maintained and looking good.

Public Comments

Mayor Carter-King asked for public comments. There were none.

Council Reports

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

Written Comments

Mayor Carter-King asked for written comments. There were none.

New Business

It was moved by Councilman Jerred and seconded by Councilman Carsrud to approve a catering permit for June 26, 2015, from 8:00 a.m. to midnight, for the 1st Summertime Bash, that will include outdoor music (ending at midnight), requested by Mingle's Lounge. Mayor Carter-King asked for discussion. Councilman Jerred asked Police Chief Hloucal if all the barricade requirements have been addressed; Chief Hloucal confirmed that all event requirements have been addressed. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Barks, Carsrud, Jerred, Kuntz, Rothleutner, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman Barks to approve a catering permit for July 24, 2015, from 8:00 a.m. to midnight for Cool Summer Nights, that will include outdoor music (ending at midnight) requested by Mingle's Lounge. 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, Rothleutner, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve a parade permit for Saturday, July 25, 2015, from 1:00 p.m. to 2:00 p.m., that will begin at the Cam-Plex, traveling north on Garner Lake Road, west on Hwy 14-16, south on 4-J Road, east on Lakeway Road, north on Butler-Spaeth Road, east on Boxelder Road and returning to Cam-Plex, for a Christian Motorcyclist Association's national rally, requested by Robert Welch. Mayor Carter-King asked for discussion. Councilman Jerred expressed concern regarding road construction along the route. Police Chief Hloucal advised Council that the Police Department will work with the Motorcycle Association to alter the route according to the road construction status at the time of the parade. Councilman Barks asked for an estimate of time for the duration of the parade. Ray Maple of the Christian Motorcycle Association stated that there may be approximately 100 motorcycles involved in the parade. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, Rothleutner, Barks, Carsrud, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman Kuntz to approve a bid award for the Swanson Substation Foundation to Mining Electrical Services, LLC, of Gillette, Wyoming, in the amount of \$60,769.80. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Rothleutner, Barks, Carsrud, Jerred, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman Carsrud to approve a bid award for the annual miscellaneous electrical services drops to MCM General Contractors, Inc., of Gillette, Wyoming. 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, 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 annual trenching and boring services to DRM, Inc., of Gillette, Wyoming. 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, Rothleutner, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Rothleutner and seconded by Councilman Barks for the acceptance of public improvements for the Alley Pavement Management System 2015 project, installed by Powder River Construction, Inc., in the amount of \$131,849.40 (1% Project). Mayor Carter-King asked for an explanation of the project. City Administrator Napier was pleased to state that due to quantity adjustments, the final contract was reduced by \$36,000 from the original bid. Councilman Jerred requested information on the engineer's estimate. The estimate amount was not readily available, but Development Services Director Hamilton stated that the original contract was substantially less than the engineer's estimate. Roll was called on the motion with the following results. Council Members voting aye: Carsrud, Jerred, Kuntz, Rothleutner, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

RESOLUTION NO. 2520

A RESOLUTION INITIATING ANNEXATION OF A TRACT OF LAND CONTIGUOUS TO THE CITY OF GILLETTE, WYOMING, PURSUANT TO W.S. 15-1-403 AND 15-1-405, KNOWN AS THE BETCHER ANNEXATION AND ESTABLISHING A PUBLIC HEARING DATE OF JULY 21, 2015, FOR THE ANNEXATION PUBLIC HEARING

It was moved by Councilman Rothleutner and seconded by Councilman Barks to approve the foregoing Resolution initiating the annexation of a tract of land contiguous to the City of Gillette, Wyoming, pursuant to W.S. 15-1-403 and 15-1-405, known as the Betcher Annexation, and establishing a public hearing date of July 21, 2015, for the annexation public hearing. Mayor Carter-King asked for discussion. Councilman Jerred asked if this annexation includes the sand pit that is in the area. Development Services Director Hamilton explained that the annexation consists of approximately 21 acres south of Shoshone in which the petitioner is looking to subdivide and sell a portion of the southern property for development; the property is currently an island within the City. Roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, Rothleutner, Barks, Carsrud, and Mayor Carter-King. The Presiding Officer declared the motion carried.

RESOLUTION NO. 2521

A RESOLUTION APPROVING AND AUTHORIZING
THE FINAL PLAT FOR THE TOWN CENTER SUBDIVISION, A RESUBDIVISION OF LOT 2F, EAST LAKEWAY SUBDIVISION, AND LOT 2B, SUNRISE ADDITION, TO THE CITY OF GILLETTE, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Rothleutner and seconded by Councilman Carsrud to approve the foregoing Resolution approving and authorizing the final plat for Town Center Subdivision, a Resubdivision of Lot 2F, East Lakeway Subdivision, and Lot 2B, Sunrise Addition, to the City of Gillette, Wyoming, subject to all

Planning requirements. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Rothleutner, Barks, Carsrud, Jerred, and Mayor Carter-King. The Presiding Officer declared the motion carried.

RESOLUTION NO. 2522

A RESOLUTION APPROVING AND AUTHORIZING
THE FINAL PLAT FOR TRACT 2F, TRACT 2G, AND TRACT 2H, ENERGY PARK
THIRD ADDITION, A RESUBDIVISION OF TRACT 2C, ENERGY PARK THIRD
ADDITION, TO THE CITY OF GILLETTE, WYOMING,
SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Rothleutner and seconded by Councilman Jerred to approve the foregoing Resolution approving and authorizing the final plat for Tract 2F, Tract 2G, and Tract 2H, Energy Park Third Addition, a Resubdivision of Tract 2C, Energy Park Third Addition, to the City of Gillette, Wyoming, subject to all Planning requirements. 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, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Councilman Jerred and seconded by Councilman Carsrud to accept an offer to acquire land to expand the Boxelder right-of-way from H & H Development, Inc., for \$125,968 and other considerations. Mayor Carter-King asked for discussion. Councilman Kuntz stated that the "S" curve on Boxelder has been an issue for as long as he has served on the City Council, and he is glad to see that the issue will finally be resolved. Councilman Barks stated that the issue will not necessarily be resolved quickly. City Administrator Napier stated that there is a lot of work to be done in order to complete the project as it relates to straightening the "S" curve in the area. Acquiring the land will be one of the first steps, obtaining the right-of-ways will allow the building of the footprint to alleviate the "S" curve. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Barks, Carsrud, Jerred, Kuntz, Rothleutner, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Appointments

It was moved by Council President Rothleutner and seconded by Councilman Barks to appoint Jim Hloucal to the Retiree Health Benefit & Trust Committee. 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, Rothleutner, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

It was moved by Council President Rothleutner and seconded by Councilman Jerred to appoint R. T. Cox to serve a third full term on the Board of Adjustment; Jessica Klym to serve a partial term on the Mayor's Art Council; Adrian Gerrits and Glen Asay to serve full terms on the Parks & Beautification Board; Clark Sanders to serve a second full term on the Planning Commission; and Keith Chrans to serve a second full term on the Urban Systems Committee. Mayor Carter-King asked for discussion. Councilman Jerred asked if there was another opening on the Planning Commission. Development Services Director Hamilton stated that there are two vacant

positions on the Planning Commission. Mayor Carter-King thanked the appointees for volunteering their time to serve on the boards. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, Rothleutner, Barks, Carsrud, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Administrator's Report

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

Special Orders of the Day

Mayor Carter-King opened into a public hearing Pursuant to Wyoming Statutes 15-1-112 (b) (i) (B), to discuss the conveyance of the site of the Education and Activities Center for the Gillette College, to Campbell County, Wyoming. City Administrator Napier stated that this is a good example of the partnership that has built so many of the features in this community that the County, the College, and the City are undertaking. The City is being asked to convey almost 11.5 acres to the ownership of the County. The County will then construct the education activity center, and the College will operate and maintain the facility on behalf of the three entities. Councilman Jerred asked for the estimated value of the land. City Administrator Napier stated that the value of the land is approximately 3 million dollars. Councilman Kuntz reiterated that the City's contribution to this project will include approximately 3 million dollars in the value of the land in addition to the contribution of the plant investment fees previously approved for the project. Mayor Carter-King agreed with Councilman Kuntz and stated that the City has also agreed to contribute funding for student housing. Mayor Carter-King closed the public hearing.

RESOLUTION 2523

A RESOLUTION TO AUTHORIZE THE CONVEYANCE OF AN 11.46 ACRE TRACT OF LAND, THE SITE OF THE EDUCATION AND ACTIVITIES CENTER FOR THE GILLETTE COLLEGE, TO CAMPBELL COUNTY, WYOMING, FOLLOWING A PUBLIC HEARING ADVERTISED IN A PUBLISHED NOTICE

It was moved by Councilman Rothleutner and seconded by Councilman Carsrud to approve the foregoing Resolution authorizing the conveyance of an 11.46 acre tract of land, the site of the Education and Activities Center for the Gillette College, to Campbell County, Wyoming. Mayor Carter-King asked for discussion. There was none. Roll was called on the motion with the following results. Council Members voting aye: Kuntz, Rothleutner, Barks, Carsrud, Jerred, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Mayor Carter-King opened into a public hearing for the zoning map amendment for a portion of Lot A2, Tract M, Sunburst Subdivision No. 3, from M-H, Mobile Home District, to C-1, General Commercial District. City Administrator Napier explained that the basic idea for the request is to allow for the transaction to a C-1 property to create a more effective use of the property. In the near future, a subdivision request will come forward to adjust the property line for use as a commercial property. After the explanation, Mayor Carter-King closed the public hearing.

ORDINANCE 15-14

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP
OF THE CITY OF GILLETTE, WYOMING, FOR A PORTION OF LOT A2, TRACT M,
SUNBURST SUBDIVISION NO. 3, FROM M-H, MOBILE HOME DISTRICT, TO C-1,
GENERAL COMMERCIAL DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Jerred and seconded by Councilman Carsrud to approve the foregoing Ordinance on first reading. 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, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Mayor Carter-King opened into a public hearing for a zoning map amendment for a portion of Tract 2C, Energy Park Third Addition, from M-H, Mobile Home, to C-1, General Commercial. Mayor Carter-King asked for discussion. Charlie Madsen, resident of Cherry Lane, expressed concerns regarding the possibility of opening Cherry Lane into Spruce Lane to allow access to the property in question. Development Services Director Hamilton explained that the extension of Cherry Lane would require the acceptance of a right-of-way, the approval of a subdivision plat, and would then allow a residential street to run through an existing dedicated park. Director Hamilton felt that the chances of the extension of Cherry Lane were pretty slim and would require the approval of City Council. Mr. Madsen also expressed concerns with drainage in the area. Director Hamilton stated that any development would have to address the drainage conveyance due to the increase of impervious surface. Councilman Barks asked if the drainage would flow south. Director Hamilton stated that the drainage on this site would actually go north. Councilman Jerred asked if the agent for the land was present. Dick Doyle of Doyle surveying was present to represent the developer, Kanti Patel. Councilman Jerred asked the intent of the proposed use of the property. Mr. Doyle stated that the proposed use would be commercial storage. Councilman Jerred stated that the size and the location of the property restrict the use of the property, but he expressed concern that the C-1 designation has several pages of possible property uses. Mr. Doyle indicated that they would be willing to notate on the plat that the property would be limited to use for commercial storage and limited driveways. Councilman Barks verified with Mr. Doyle that the developer would indeed be willing to notate on the plat the restrictions of use and driveway access. Mr. Doyle agreed with the restrictions. Nancy Hagen, resident of Cherry Lane, expressed concerns with the designation of the property as commercial. She stated concern about losing the bike path in the area; school children use the bike path to reach the park area and cut through the park to access Lake View School. She also expressed concerns with the fact that there has been no definitive answer to questions regarding the distance between the existing home on the end of Cherry Lane, the commercial property, and Spruce Lane. Mayor Carter-King asked City Administrator Napier to address the walking path concerns. City Administrator Napier stated that the walking path would not be affected with the development of the property. Ms. Hagen felt that if access would be allowed from Spruce Lane, it would directly affect the walking path. Director Hamilton stated that the pathway would remain, but the pedestrians would be required to cross the driveways, just as they would any other residential or commercial driveways; the pathway is in the right-of-way. Director Hamilton stated that access from Warlow would not be allowed due to spacing requirements; access would be limited to Spruce Lane. Councilman Jerred asked if this was a zoning change that would be approved on a future plat. Director Hamilton stated that the plat has been approved by Council, but property access is not addressed on the plat and would be addressed with the development of the property and would be permitted through the City Engineer's Office to ensure

that it meets spacing requirements. Depending on the quantity and size of the storage units it may require a development plan, which is approved by the Planning Commission. Councilman Barks asked if there would be the potential of 15-20 mobile homes on the site with each driveway crossing the pathway, if the property was developed as it is currently zoned. Director Hamilton stated that mobile homes would be required to have shared access to driveways, with the potential of at least 10 driveways crossing the pathway. He also stated that a commercial designation would potentially limit the driveway access to 2 or 3. Fred Isaack, Sr., resident of Pathfinder Circle, expressed drainage concerns due to the marshy area. Director Hamilton reiterated that offsite flows would be addressed upon development review. Councilman Barks stated that an engineer study would be done prior to developing the property to determine the water flows, and issues would be addressed. Fred Isaack, Jr., resident of Pathfinder Circle asked if the property use restriction was notated on the plat and the property was sold, would the restriction still apply. Councilman Jerred replied that the notation would remain with the plat and, therefore, the restrictions would still apply to the property. Mayor Carter-King asked for verification. City Attorney Anderson stated that covenants could be prepared and dedicated on the plat to limit the use of the land and state the terms and conditions to change the use of the property. Fred Isaack, Jr. stated that they do not want development of any commercial property that would include heavy traffic and large commercial vehicles in their neighborhood. He also stated that he was still unsure as to whether the restrictions would apply if the property was sold. City Attorney Anderson stated that action would be taken to make it a condition of the plat. Holly Galloway, a resident in the neighborhood, stated concern that no written notification of the proposed zone change was sent to residents in the area; her only notification was a blue sign placed on site. City Administrator Napier explained the City's notification process: 1) Written communication to all residents within a specified perimeter of the property in question; 2) Conspicuous posting on site; 3) Publication in the newspaper. Director Hamilton added that the perimeter includes 140 feet, excluding right-of-ways. In this instance, two (2) lots on Cherry Lane were within the perimeter requiring written notification. City Administrator Napier stated that the means of notification are specified in City Ordinance, which reflects statutory obligations. Ms. Galloway asked for the Planning Commission vote. Mayor Carter-King informed her that the vote was 4/0 in favor of the zone change. Councilman Kuntz asked if the zoning remains M-H, would there be any means of stopping the development progress. Director Hamilton stated that if the designation was for a mobile home subdivision, the individual lots would be platted; if the designation is for a mobile home park, a development plan would be approved by the Planning Commission. City Administrator Napier pointed out that an M-H designation would create multiple access points; there would be more control of the access points with a commercial designation. Councilman Carsrud asked for information regarding beautification requirements with each designation type. City Administrator Napier stated that there are more beautification requirements for a commercial designation than for a mobile home designation. Mayor Carter-King reminded the public that this is the first of three readings, there will still be more opportunities for changes. Nancy Hagen expressed concern over the fact that the property in question is not currently maintained more than once per year, once the property is sold, will the property be maintained. After further discussion, Mayor Carter-King closed the public hearing.

ORDINANCE 15-15

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP
OF THE CITY OF GILLETTE, WYOMING, LEGALLY DESCRIBED AS A PORTION OF
TRACT 2C, ENERGY PARK THIRD ADDITION, FROM M-H, MOBILE HOME
DISTRICT, TO C-1, GENERAL COMMERCIAL DISTRICT,
SUBJECT TO ALL PLANNING REQUIREMENTS

It was moved by Councilman Carsrud and seconded by Councilman Jerred to approve the foregoing Ordinance on first reading. Mayor Carter-King asked for discussion. Councilman Kuntz stated that Councilman McGrath wanted the public to be informed that, if he were present, he would oppose the ordinance change on first reading. Councilman Barks commented that he would be in favor of the ordinance with the understanding that Staff will create the notes on the plat that would restrict the use of the property. City Administrator Napier stated that Staff will collaborate and prepare the appropriate instrument, whatever it may be, to include the noted restrictions. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Barks, Carsrud, Jerred, Kuntz, Rothleutner, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Mayor Carter-King opened into a public hearing to consider amendments to the Gillette City Budget for FY2014-2015. Mayor Carter-King asked for discussion. There was none. Mayor Carter-King closed the public hearing.

RESOLUTION 2524

A RESOLUTION AMENDING THE GILLETTE CITY BUDGET FOR
THE 2014-2015 FISCAL YEAR PURSUANT TO W.S. 16-4-113.

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to approve the foregoing Resolution to authorize the amendments to the Gillette City Budget for the 2014-2015 fiscal year pursuant to W.S. 16-4-113. 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, Rothleutner, Barks, and Mayor Carter-King. The Presiding Officer declared the motion carried.

Mayor Carter-King opened into a public hearing to consider the Gillette City Budget for FY2015-2016. Mayor Carter-King asked for discussion. Council thanked staff for their efforts in creating the budget. After the discussion, Mayor Carter-King closed the public hearing.

ORDINANCE 3861

AN ORDINANCE PROVIDING FOR THE ANNUAL APPROPRIATION OF MONEY FOR
THE MAINTENANCE OF THE CITY OF GILLETTE, WYOMING, FOR FY2015-2016

It was moved by Councilman Kuntz and seconded by Councilman Rothleutner to approve the foregoing Ordinance on third and final reading. Mayor Carter-King asked for discussion. Councilman Barks asked for the dollar amount of the budget. City Administrator Napier stated the budget is \$173,346,202. Councilman Jerred asked for the dollar amount dedicated to the Madison Project. City Administrator Napier stated that approximately 44 million dollars will be dedicated to the Madison Project. Councilman Kuntz expressed his gratitude to staff for creating a conservative budget. After the discussion, roll was called on the motion with the following results. Council Members voting aye: Jerred, Kuntz, Rothleutner voted aye, however, abstained from budget matters pertaining to personnel, Barks, Carsrud, 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 8:17 p.m. The next regularly scheduled meeting will be Tuesday, July 7, 2015.

Mayor Louise Carter-King

(S E A L)

ATTEST:

Cindy Staskiewicz, Deputy City Clerk

Publication Date: June 24, 2015