

A meeting of the City Council was held on Tuesday, the 7th day of March 2017. Deacon Kim Carroll of St. Matthew's Catholic Church gave the Invocation and the Pledge of Allegiance was led by Girl Scout Troops 1160 and 1056.

Present were Councilmen Barks, Carsrud, Kuntz, Lundvall, McGrath, Montgomery, and Mayor Carter-King; City Administrator Napier; Attorneys Davidson and Reyes; Directors Glover, Hamilton, Hloucal, Pitlick and Wilde; Managers Palazzari and Davidsmeier; and City Clerk Abelseth.

### **Approval of General Agenda**

Councilman Montgomery made a motion to approve the General Agenda; seconded by Councilman McGrath. All voted aye. The motion carried.

### **Approval of Consent Agenda**

#### **Minutes:**

Executive Session – February 7, 2017; Work Session – February 14, 2017; Pre-Meeting – February 21, 2017; Regular Meeting – February 21, 2017; Executive Session – February 21, 2017; Work Session – February 28, 2017.

#### **Bills and Claims**

1ST CLASS REALTY, 49.05; ADECCO EMPLOYMENT SERVICES, 616.28; ALCO MOBILE STORAGE, 110.00; ALSCO, 1,099.93; AMERICAN WELDING & GAS INC, 25.38; ANIXTER POWER SOLUTIONS, 68,780.47; ARCHITECTURAL SPECIALTIES LLC, 615.72; AT & T MOBILITY NATIONAL ACCOUNTS, 4,647.31; BLACK CAT CONSTRUCTION LLC, 965.91; BLACK HILLS ENERGY, 17,562.79; BLACK HILLS POWER & LIGHT, 181,081.00; BLACK HILLS POWER & LIGHT, 159,435.16; BLACK HILLS WYOMING LLC, 6,596.00; BLUE CROSS BLUE SHIELD OF WYOMING, 98,372.37; BLUE CROSS BLUE SHIELD OF WYOMING, 25,793.64; BMI SYSTEMS GROUP, 595.00; BRENNTAG PACIFIC, INC, 9,668.64; BROWN, TAMARA, 177.92; BUCK, WAYNE & PHYLLIS, 38.81; BURD, CHARLES & AMANDA, 120.94; BURNS AND MCDONNELL CORPORATION, 234,934.72; CAMPBELL COUNTY COORDINATED BENEFITS TRUST, 2,889.35; CAMPBELL COUNTY COORDINATED BENEFITS TRUST, 127.50; CAMPBELL COUNTY HOSPITAL DISTRICT, 1,338.00; CAMPBELL COUNTY MASTER GARDENERS, 375.00; CAMPBELL COUNTY SENIOR CITIZEN CENTER, 876.50; CAMPBELL COUNTY SHERIFF, 3,475.00; CARQUEST AUTO PARTS, 240.66; CCSD WESTWOOD SIGN SHOP, 10.50; CENTURYLINK, 2,827.78; CHARTER MEDIA, 405.20; CITY OF GILLETTE, 53.74; CNA SURETY, 100.00; CODY GEETING, 100.00; COLLINS COMMUNICATIONS INC, 2,848.17; CRISTOBAL, ARIAN, 176.29; CRYSTAL MENTER, 4.00; DANA KEPNER COMPANY INC, 1,173.50; DELL MARKETING LP, 36,750.00; DELTA DENTAL OF WYOMING, 21,067.45; DEPARTMENT OF ENERGY, 60,146.01; DERRIC CULEY, 50.00; DESERT MOUNTAIN CORPORATION, 14,269.55; DOWL LLC, 14,728.28; DPC INDUSTRIES INC, 9,879.20; EARTHCHANNEL COMMUNICATIONS INC, 6,985.00; EDGE CONSTRUCTION SUPPLY, 1,099.00; EMPLOYMENT TESTING SERVICES INC, 106.00; EMPTY SEA, 237.12; ENERGY LABORATORIES INC, 72.00; ERIC KUENZEL, 219.91; EXPRESS SCRIPTS INC, 21,819.17; EXPRESS SCRIPTS INC, 10,806.15; FAIRMONT SUPPLY COMPANY, 329.26; FARMER BROTHERS COMPANY, 292.10; FEDEX, 639.18; FIREMASTER DEPT 1019, 145.80; FIRST INTERSTATE BANK OF GILLETTE, 39,472.61; FIRST NATIONAL BANK OF GILLETTE, 112,212.39; FRANDSON SAFETY INC, 160.00; GARNEY WYOMING INC, 1,009,911.53; GARRY GINN, 100.00; GARY MITCHELL, 2,085.00; GIBSON, GEORGE, 114.44; GILKEY, SHAUN, 37.66; GILLETTE COLLEGE, 83,750.00; GILLETTE CONTRACTORS SUPPLY INC, 1,798.30; GILLETTE ENERGY ROTARY CLUB, 83.50; GILLETTE WINNELSON COMPANY, 66.98; GOURMET ON THE GO LLC, 119.00; GRELCK, BRAD, 185.76; GW CONSTRUCTION, LLC, 2,950.00; HACH COMPANY, 93.24; HD SUPPLY WATERWORKS LTD, 815.00; HIGH GLASS WINDOW CLEANERS INC, 2,053.00; HOBBS, STACEY, 74.12; HOMAX OIL, 26,387.75; HUB INTERNATIONAL MOUNTAIN STATES LIMITED, 50.00; JACK'S TRUCK CENTER INC, 1,516.23; JASON MATERI, 25.00; JENNIFER IVORY, 100.00; JOHNSON CONTROLS INC, 6,118.10; JORDAN GLICK, 100.00; JSF TECHNOLOGIES, 175.00; KAYLA LEINGANG, 2,000.00; KRIZ-DAVIS COMPANY, 90.72; KYLE OCEAN, 2,085.00; LAYNE CHRISTENSEN COMPANY, 355,253.50; LONG BUILDING TECHNOLOGIES, 4,925.80; MARANZATTO, JOSE JR, 30.51; MCM GENERAL CONTRACTORS, 33,849.57; MICHAEL TIEFENTHALER, 25.00; MONTANA ASSOCIATION OF HEALTH CARE PURCHASERS, 1,326.65; NEWEDF, 10,000.00; NEWS RECORD, 6,279.26; NORCO INC, 112.25; PCA ENGINEERING INC, 4,138.75; PIERCE, ADAM, 130.60; POSTAL PROS SOUTHWEST INC, 5,199.18; POWDER RIVER ENERGY CORPORATION, 2,641.39; POWER SCREENING LLC, 9,000.00; PROELECTRIC INC, 28,253.21; RAZOR CITY RENTAL, 15.75; REDROCK TOWING LLC, 265.00; ROBERT BRUCE, 3,210.00; SAFETY-KLEEN SYSTEMS INC, 182.27; SCHOESZLER, DELVIN & PATRICA, 32.84; SHAWN FRANKLIN, 100.00; SOLOMON ELECTRIC SUPPLY, 195.00; SOURCE OFFICE PRODUCTS, 838.97; SPILLMAN TECHNOLOGIES INC, 23,800.00; STATE OF WYOMING, 200.00; STUART C IRBY CO, 489.55; THAT EMBROIDERY PLACE, 70.00; THE KENERSON GROUP, 1,000.00; THOMAS A FORD, 120.00; TOTAL ADMINISTRATION SERVICES CORP., 87.00; TRANSOURCE SERVICES CORP, 705.36; TRAVIS GEDROSE, 1,496.53; TWO M COMPANY INC, 83.22; UMB BANK, 51,228.31; VERIZON WIRELESS, 1,390.82; WAL-MART, 87.73; WESCO RECEIVABLES CORP, 13,515.00; WILKERSON, DANELLE & VICTOR, 1,782.00; WYOMING DEPT OF EMPLOYMENT, 35,072.88; WYOMING MACHINERY CO, 296.33; WYOMING QUALITY HEALTHCARE COALITION, LLC, 5,000.00; WYOMING WATER SOLUTIONS, 62.00

Councilman Barks made a motion to approve the Consent Agenda; seconded by Councilman McGrath. All voted aye. The motion carried.

#### Conflict Claims

Councilman Barks made a motion to approve a conflict claim for Councilman Carsrud in the amount of \$179.42; seconded by Councilman Kuntz. Barks, Kuntz, Lundvall, McGrath, Montgomery and Mayor Carter-King voted aye. Councilman Carsrud abstained. The motion carried.

Councilman McGrath made a motion to approve a conflict claim for Mayor Carter-King in the amount of \$577.50; seconded by Councilman Barks. Barks, Carsrud, Kuntz, Lundvall, McGrath and Montgomery voted aye. Mayor Carter-King abstained. The motion carried.

#### Comments-Other

Council – Councilman Montgomery thanked Paul Wallop for turning in money that he had found; Councilman Lundvall reported on Reality Town put on by Westwood School; Councilman Kuntz reported on the Camel Boys and Girls being state champions; Councilman Carsrud reported on the upcoming Pronghorn games.

Other – The Mayor and Council recognized Christine Stegman, Ryan Mussell and Kris Hunter for receiving the Life Saving Award; the Mayor proclaimed the week of March 12-18, 2017 as *National Girl Scout Week*, the week of March 15, 2017 as *Kick Butts Day*, the month of March 2017 as *Disability Awareness Month*; and recognized Brian Shippy and Steve King for their service on the Board of Examiners.

#### New Business – Minute Action

Councilman Kuntz made a motion to approve a bid award for the 2016 Sanitary Sewer Main Replacement to Hot Iron, Inc., in the amount of \$2,202,470.44 (1% project); seconded by Councilman Montgomery. Administrator Napier provided an explanation regarding the request. All voted aye. The motion carried.

Councilman McGrath made a motion to approve a professional services agreement for construction management services associated with the 2016 Sanitary Sewer Main Replacement Project with HDR Engineering, in the amount of \$239,856 (1% project); seconded by Councilman Barks. Administrator Napier provided an explanation regarding the request. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve a bid award for the 2016 Water Main Replacement to DRM, Inc., in the amount of \$1,445, 974. 25 (1% project); seconded by Councilman McGrath. Administrator Napier provided an explanation regarding the request. All voted aye. The motion carried.

Councilman McGrath made a motion to approve a professional services agreement for construction management services associated with the 2016 Water Main Replacement Project with Morrison-Maierle in the amount of \$218,804 (1% project); seconded by Councilman Carsrud. Administrator Napier provided an explanation regarding the request. All voted aye. The motion carried.

Councilman McGrath made a motion to approve a bid award for the 2016 Pavement Management System Schedule B to Simon Contractors in the amount of \$933,718 (1% project); seconded by Councilman Carsrud. Administrator Napier provided an explanation regarding the request. Councilmen Montgomery, Carsrud, Barks, Lundvall, McGrath and Mayor Carter-King voted aye. Councilman Kuntz abstained. The motion carried.

Councilman McGrath made a motion to approve a professional services agreement for construction management associated with the 2016 Pavement Management System Schedule B Project with PCA Engineering, Inc., in the amount of \$115,710 (1% project); seconded by Councilman Barks. Administrator Napier provided an explanation regarding the request. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve a bid award for the base bid and Alternate No. 1 and Alternate No. 2 for the Donkey Creek Festival Improvements Project to Van Ewing Construction, Inc., in the amount of \$85,631.94 (1% project, Cloud Peak Donation, Wyoming Cultural Trust Fund Grant); seconded by Councilman Montgomery. Administrator Napier provided an explanation regarding the request. All voted aye. The motion carried.

#### **RESOLUTION 2604**

##### **A RESOLUTION APPROVING AND AUTHORIZING THE FINAL PLAT FOR THE EAGLE RIDGE SUBDIVISION LOCATED IN CAMPBELL COUNTY, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS**

Councilman Barks made a motion to approve the foregoing Resolution approving and authorizing the final plat for the Eagle Ridge Subdivision located in Campbell County, Wyoming, subject to all Planning requirements; seconded by Councilman Carsrud. All voted aye. The motion carried.

#### **RESOLUTION 2605**

##### **A RESOLUTION TO ESTABLISH A SEPARATE MADISON WATER ACCOUNT WITHIN THE WATER FUND FOR PURPOSES OF RESERVING FUNDS FOR DEPRECIATION, REPAIR, AND MAINTENANCE**

Councilman Barks made a motion to approve the foregoing Resolution to establish a separate Madison Water Account within the water fund for purposes of reserving funds for depreciation, repair, and maintenance; seconded by Councilman McGrath. All voted aye. The motion carried.

#### **Ordinance 1<sup>st</sup> Reading**

#### **ORDINANCE 17-02**

##### **AN ORDINANCE AMENDING SECTIONS 7-1 and 7-2 OF THE GILLETTE CITY CODE, TO ADOPT THE CITY OF GILLETTE 2017 STANDARD CONSTRUCTION SPECIFICATIONS AND THE CITY OF GILLETTE 2017 DESIGN STANDARDS, AND SETTING AN EFFECTIVE DATE OF MAY 1, 2017**

Councilman Barks made a motion to approve the foregoing Ordinance on first reading; seconded by Councilman Kuntz. All voted aye. The motion carried.

#### **Public Hearings and Considerations**

Mayor Carter-King opened into a public hearing to consider the issuance of a microbrewery permit to be located at 106 S. Gillette Avenue, with the operational date beginning April 1, 2017, requested by Big Lost Meadery, LLC, and contingent upon obtaining the necessary Federal Basic Permit. No comments were made and the public hearing closed.

Councilman McGrath made a motion to approve the issuance of a microbrewery permit to be located at 106 S. Gillette Avenue, with the operational date beginning April 1, 2017, requested by Big Lost Meadery, LLC, d.b.a. Big Lost Meadery, and contingent upon obtaining the necessary Federal Basic Permit; seconded by Councilman Montgomery. All voted aye. The motion carried.

Mayor Carter-King opened into a public hearing to amend the district zoning map of the City of Gillette, Wyoming, for Lots 16A and 16B, Industrial Park East, from I-1, light industrial district, to R-S, suburban residential zoning district, subject to all Planning requirements. No comments were made and the public hearing closed.

#### **ORDINANCE 17-03**

##### **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING, FOR LOTS 16A AND 16B, INDUSTRIAL PARK EAST SUBDIVISION, FROM I-1, LIGHT INDUSTRIAL DISTRICT TO R-S SUBURBAN RESIDENTIAL DISTRICT SUBJECT TO ALL PLANNING REQUIREMENTS**

Councilman Barks made a motion to approve the foregoing Ordinance on first reading; seconded by Councilman Carsrud. All voted aye. The motion carried.

Mayor Carter-King opened into a public hearing to consider an Ordinance to revise rates for Wastewater services furnished by the City of Gillette. Administrator Napier provided an explanation regarding the request. After the explanation, the public hearing was closed.

#### **ORDINANCE 17-04**

##### **AN ORDINANCE TO AMEND SECTION 17-14(k) OF THE GILLETTE CITY CODE TO REVISE RATES FOR WASTEWATER SERVICE FURNISHED BY THE CITY OF GILLETTE**

Councilman McGrath made a motion to approve the foregoing Ordinance; seconded by Councilman Montgomery. All voted aye. The motion carried.

Mayor Carter-King opened into a public hearing to consider the report of Building Official and hear any protests or objections thereto regarding the demolition of structure and abatement of property located at 410 N Osborne Avenue, Gillette, Wyoming, 82716 and legally described as Lot 3, Block 2, Rainbow Addition, to the City of Gillette, Wyoming. Director Hamilton gave a summary of the report of Building Official regarding the property located at 410 N Osborne Avenue. All parties believed to have an interest in the property were notified by certified and regular mail, the property

was posted and advertised in the paper, as well. Staff recommends that costs be assessed against the property itself. Timothy Grover suggested the property become a park for children in the area. Attorney Davidson reported on the next steps to be taken regarding this property. After the discussion, the public hearing was closed.

**RESOLUTION 2606**

A RESOLUTION ACCEPTING AND CONFIRMING THE REPORT OF BUILDING OFFICIAL FOR STRUCTURE DEMOLITION AND PROPERTY ABATEMENT OF PROPERTY LOCATED AT 410 N. OSBORNE AVENUE, GILLETTE, WYOMING 82716 AND LEGALLY DESCRIBED AS LOT 3, BLOCK 2, RAINBOW ADDITION TO THE CITY OF GILLETTE, WYOMING AND ORDERING ASSESSMENT OF COSTS OF THE DEMOLITION AND ABATEMENT AGAINST THE PROPERTY ITSELF

Councilman Montgomery made a motion to approve the foregoing Resolution accepting and confirming the Report of Building Official for structure demolition and property abatement of property located at 410 N. Osborne Avenue, Gillette, Wyoming 82716, and legally described as Lot 3, Block 2, Rainbow Addition to the City of Gillette, Wyoming, and ordering assessment of costs of the demolition and abatement against the property itself; seconded by Councilman Carsrud. All voted aye. The motion carried.

**ORDINANCE 17-05**

AN ORDINANCE CONFIRMING THE SPECIAL ASSESSMENT FOR PROPERTY LOCATED AT 410 N. OSBORNE AVENUE, GILLETTE, WYOMING 82716 AND LEGALLY DESCRIBED AS LOT 3, BLOCK 2, RAINBOW ADDITION, TO THE CITY OF GILLETTE, WYOMING

Councilman Kuntz made a motion to approve the foregoing Ordinance on first reading; seconded by Councilman McGrath. All voted aye. The motion carried.

**Adjournment**

There being no further business, the meeting was adjourned at 7:57 p.m. The next scheduled meeting will be held on March 21, 2017, Council Chambers, City Hall. This meeting can be viewed in its entirety at <http://www.gillettewy.gov/CityCouncilVideos.html>. Minutes can be viewed at <http://www.gillettewy.gov/CityCouncilMinutes.html>.

(S E A L)

ATTEST:

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Karlene Abelseth, City Clerk  
Publication Date: March 15, 2017

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Louise Carter-King, Mayor