

A meeting of the City Council was held on Tuesday, the 2nd day of May 2017. Pastor George Keralis of Christian Church gave the Invocation and the Pledge of Allegiance was led by Cooper Stevens, 6th Grade Student at Conestoga Elementary School.

Present were Councilmen Barks, Carsrud, Kuntz, Lundvall, McGrath, Montgomery, and Mayor Carter-King; City Administrator Napier; Attorneys Davidson and Reyes; Directors Boger, Glover, Hamilton, and Wilde; Lt. Wasson; Deputy Chief Building Official Brown; Managers Palazzari and Davidsmeier; and Deputy City Clerk Staskiewicz.

Approval of General Agenda

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

Approval of Consent Agenda

Minutes:

Work Session – April 11, 2017; Pre-Meeting – April 18, 2017; Regular Meeting – April 18, 2017; Special Meeting – April 25, 2017.

Ordinance 3rd Reading - Consent

ORDINANCE 3921

AN ORDINANCE APPROVING AND AUTHORIZING THE EXTENSION OF THE BOUNDARIES OF THE CITY OF GILLETTE, WYOMING, AND ANNEXATION OF A TRACT OF LAND KNOWN AS THE WEST 12TH STREET ANNEXATION, ENTIRELY ADJACENT AND CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF GILLETTE, WYOMING, PURSUANT TO W.S. 15-1-404, AND ESTABLISHING A C-O, OFFICE AND INSTITUTION ZONING DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS.

Bills and Claims

Warlow Drive Apartments, 500.00; State of Wyoming, 2,500.00; Railroad Management Co LLC, 7,486.67; Technical Marketing Mfg Inc, 9,980.00; City of Gillette - Petty Cash, 286.69; Wyoming Chapter IAEI, 680.00; Adecco Employment Services, 847.00; Alliant Insurance Services Inc, 352.00; AlSCO, 1,174.50; Anixter Power Solutions, 8,474.79; Architectural Specialties LLC, 3,029.90; AVP Consulting LLC, 138.56; Black Hawk Crane And Rigging Inc, 1,102.50; Black Hills Energy, 721.42; Border States Electric, 3,476.44; Brody Chemical Inc, 129.49; Burns and McDonnell Corporation, 195,475.42; Campbell County Public Land Board Complex, 147,642.50; Campbell County Hospital District, 830.00; Campbell County Public Health, 110.00; Campbell County Sheriff, 6,550.00; CEM Sales & Service, 1,733.33; Children's Home Society, 250.00; CNA Surety, 100.00; Collection Professionals Gillette, 381.43; Collins Communications Inc, 2,506.00; Consolidated Water Solutions, 2,852.20; Gillette Contractors Supply Inc, 12,384.49; Crum Electric Supply Company, 1,147.87; Derric Culey, 50.00; Cummins Rocky Mountain Inc, 708.19; Department of Energy, 54,494.51; Diebold Inc, 1,391.53; Dowl LLC, 2,138.25; Edge Construction Supply, 699.83; Employment Testing Services Inc, 1,581.00; Energy Laboratories Inc, 92.00; Fairmont Supply Company, 579.47; James J Naramore, MD, PC, 178.00; Farmer Brothers Company, 291.80; First Interstate Bank of Gillette, 114,079.88; First National Bank of Gillette, 63,221.20; Craig Furman, 50.00; Garney Wyoming Inc, 568,990.80; Gillette Winnelson Company, 269.97; Hach Company, 2,061.67; Hillyard Inc, 180.64; Johnson Controls Inc, 974.74; Karen's Delivery Service, 14.00; Kois Brothers Equipment Company, 1,046.01; Kone Inc, 1,575.00; Kriz-Davis Company, 16,228.50; Layne Christensen Company, 1,016,718.92; Manning Wrecker Service LLC, 80.00; MCM General Contractors, 49,146.42; Mid West Pest Management, 375.00; Midland Implement Co Inc, 1,489.40; Jeff White, 300.00; Jim Hloucal, 100.00; Vicky Skadsem, 78.20; Charity Rumpf, 100.00; Charles Andrews, 100.00; Division of Victim Services, 100.00; Dustin Campbell, 41.66; Ernest Bishop, 41.67; Hastings, 50.00; Jason Materi, 25.00; Jordan Glick, 100.00; K-Mart, 12.99; Lisa Deherrera, 100.00; Michael Tiefenthaler, 25.00; Motel 6, 50.00; Natalie Hinz, 500.29; Pamela Beck, 50.00; Pamela Mondragon, 40.00; Ryley Constable, 100.00; Shay Follum, 250.00; Silas Fitzsimmons, 41.67; Wal-Mart, 31.40; Wesley Munson, 160.00; Alpha Omega Nutrition, 322.65; Badwound, Ryan, 102.39; Bechtel, Stu, 70.69; Blake, Gabriela, 78.39; Campbell, James E, 30.32; Coates, Jill, 75.05; Compass Indian Hills LLC, 26.63; Drum, Sammye F, 63.96; Fannie Mae, 171.11; Farris, Traci, 606.27; Foothills Apartments, 40.00; Friedt, Elizabeth & Chad, 46.21; Galvin, Jon, 164.53; Gentry, Jaime, 5.03; Hartl, Drew, 65.19; Jp Morgan Chase Bank, 46.44; Madrid, Anna & Laurence, 76.15; Maldonado, Miriam, 108.71;

Miranda, Daniel, 46.40; Moreno, Ana, 141.01; Neal, Jordan, 125.67; Newton, Delaina, 186.22; Ping, Chi Li, 63.02; Ping, Chi Li, 119.55; Proffit, Kyler, 20.82; Ramirez, Raul, 109.95; Ranch Creek Prop Inc, 29.21; Reiner, Terry, 147.98; Santoyo, Marisol, 114.39; Schaper, Robert & Brandi, 52.90; Shields, Amber, 70.31; Smith, Jeremy D, 113.43; Stiens, James, 74.94; Waller, Michael & Jillian, 165.19; Watson, Aaron, 8.12; Watson, Aaron, 17.65; Watson, Aaron, 17.65; Miss Sassafras LLC, 1,665.00; Neve's Uniform Inc, 1,925.85; Newman Signs Inc, 1,253.40; Norco Inc, 507.84; Northwest Lineman College, 529.70; Norton Construction, 2,185.00; O'reilly Auto Parts, 914.58; One Call of Wyoming Corp, 267.75; Oxenford Consulting LLC, 1,800.00; Paintbrush Sewer & Drain, 550.00; PCA Engineering Inc, 1,551.20; Pinkerton Consulting & Investigation, 966.20; Pokeys BBQ, 143.25; Postal Pros Southwest Inc, 4,638.12; Powder River Construction, 5,833.23; Powder River Energy Corporation, 7,802.75; Rapid Fire Protection Inc, 990.00; Razor City Locksmith LLC, 592.85; Record Supply Inc Napa, 109.99; Redrock Towing LLC, 146.50; Shane Schultz Plumbing & Heating, 311.00; Sherman & Reilly Inc, 1,920.62; Source Office Products, 1,764.33; Stotz Equipment, 39.46; Sundance Equipment Company, 1,255.02; Laker Chemical Inc, 1,695.00; TJ Electric LLC, 4,921.14; Traffic Safety Services Inc, 3,419.00; Weston County Extension, 89.03; Waste Connections, Inc., 525.97; Wausau Equipment Company, Inc, 1,859.54; Wesco Receivables Corp, 42,104.64; Western Services LLC, 630.00; White's Frontier Motors, 1,762.82; Wireless Advance Communication, 224.34; Wyoming Association Municipalities, 102.43; Wyoming Machinery Co, 1,006.74; Wyoming Secretary of State, 60.00; Wyoming Water Solutions, 62.00; Xerox Corporation, 178.49; Black Hills Wyoming LLC, 3,450.00; Black Hills Power & Light, 3,517.63; Black Hills Power & Light, 73,652.97; Black Hills Power & Light, 146,390.47; Black Hills Power & Light, 263,435.00; Black Hills Wyoming LLC, 109,021.00; Black Hills Wyoming LLC, 232,682.31; Wyodak Resources Development Corp, 188,542.10; Wyodak Resources Development Corp, 34,764.57; Campbell County Coordinated Benefits Trust, 4,630.72; Campbell County Coordinated Benefits Trust, 126.25; Campbell County Hospital District, 1,475.00; Delta Dental of Wyoming, 23,644.15; Blue Cross Blue Shield of Wyoming, 55,918.86; Blue Cross Blue Shield of Wyoming, 145,867.82; Express Scripts Inc, 11,825.64; Express Scripts Inc, 16,717.40; Total Administration Services Corp., 605.34; Total Administration Services Corp., 68.50.

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

Comments Council – Councilman Barks reminded the community that May 6th is Trash-A-Thon day.

Other – Mayor Carter-King proclaimed May 4, 2017 as *National Day of Prayer*; the week of May 7-13, 2017 as *National Travel and Tourism Week*; and the month of May as *Building Safety Month*. Communications Manager Palazzari provided a video of past and upcoming events around the community.

Unfinished Business **Ordinance 3rd Reading**

ORDINANCE 3922

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING, FOR TRACTS B4 AND B5, LEGACY POINTE SUBDIVISION, FROM R-4, MULTI FAMILY RESIDENTIAL DISTRICT TO C-1, GENERAL COMMERCIAL DISTRICT
SUBJECT TO ALL PLANNING REQUIREMENTS

Councilman McGrath made a motion to approve the foregoing Ordinance on third and final reading; seconded by Councilman Barks. All voted aye. The motion carried.

New Business – Minute Action

Councilman Barks made a motion to approve the extension of the serving area for Las Margarita's to include a 24' x 24' patio located on the south side of the building; seconded by Councilman Carsrud. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

Councilman Barks made a motion to approve a street closure for May 27th on Ross Avenue between 2nd Street and 3rd Street, for an annual car show, requested by Frontier Auto Museum; seconded by Councilman McGrath. All voted aye. The motion carried.

Councilman McGrath made a motion to approve a memorandum of understanding regarding maintenance of certain rights-of-way and medians on West Sinclair Street; seconded by Councilman Carsrud. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

Councilman Barks made a motion to approve a bid award for the City of Gillette HVAC Maintenance Services Contract to Powder River Heating & Air Conditioning, Inc., of Gillette, Wyoming, in the Amount of \$70,437.00; seconded by Councilman Kuntz. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

Councilman Barks made a motion to approve a memorandum of understanding between the Campbell County Joint Powers Fire Board and the City of Gillette (Regarding GIS services to the Fire Department); seconded by Councilman Carsrud. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

Councilman Kuntz made a motion to authorize the Mayor to sign an amendment to the Amended and Restated Generation Dispatch and Energy Management Agreement (the “GDEMA”) dated September 3, 2014, by and between Black Hills Power, Inc., and the City of Gillette, Wyoming, to accommodate the peaking power requirements through December 2020; seconded by Councilman Carsrud. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

Ordinance 1st Reading

ORDINANCE 17-12

AN ORDINANCE TO AMEND SECTION 17-47 OF THE GILLETTE CITY CODE, TO AMEND WATER RATES FOR WATER MEASURED BY METER, TO REMOVE TIERED WATER RATES

Councilman McGrath made a motion to approve the foregoing Ordinance on first reading; seconded by Councilman Montgomery. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

ORDINANCE 17-13

AN ORDINANCE TO AMEND SECTIONS 16-12 and 16-13 OF THE GILLETTE CITY CODE, TO INCREASE THE COURT AUTOMATION FEE FOR THE CITY OF GILLETTE MUNICIPAL COURT PURSUANT TO WYOMING STATUTE

Councilman Carsrud made a motion to approve the foregoing Ordinance on first reading; seconded by Councilman McGrath. Administrator Napier provided a brief explanation regarding the consideration. All voted aye. The motion carried.

Public Hearings and Considerations

Mayor Carter-King opened a public hearing to amend the district zoning map of the City of Gillette, Wyoming, for Lot 12, Block 4, Northside Addition, from R-2, Single and Two Family Residential District, to A, Agricultural District, subject to all Planning requirements. Administrator Napier advised Council that if they approve the requested zoning change, the petitioner would have to file a plat that would homogenize the property into one, with the removal of some of the property lines, which would allow for further agricultural development in the area. Administrator Napier informed Council that the Planning Commission approved the zoning change with the caveat that the size requirements could be waived, to a certain degree, with the approval of the City Council and the filing of a plat. Mayor Carter-King asked if staff had any concerns about the zoning amendment. Mr. Napier stated that as the zoning code is currently written, the size requirements would not allow for this zoning amendment. However, if the petitioner would agree to the plat requirements recommended by the Planning Commission, staff would have no problem with the zoning amendment. David Bundy, property owner, stated that he plans to build a pole barn on the property for personal storage purposes. Mayor Carter-King asked Mr. Bundy if he would be willing to file the plat as recommended by the Planning Commission. Mr. Bundy stated that the documents have been prepared and would be filed with the County upon approval from the City. The public hearing was closed.

ORDINANCE 17-14

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING, FOR LOT 12, BLOCK 4, NORTHSIDE ADDITION, FROM R-2, SINGLE AND TWO FAMILY RESIDENTIAL DISTRICT, TO A, AGRICULTURAL DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS.

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

Executive Session

Councilman Kuntz made a motion to move into an Executive Session to discuss litigation; seconded by Councilman McGrath. All voted aye. The motion carried.

Adjournment

There being no further business, the meeting was adjourned at 7:42 p.m. The next scheduled meeting will be held on May 16, 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:

Cindy Staskiewicz, Deputy City Clerk
Publication Date: May 10, 2017

Louise Carter-King, Mayor