

A meeting of the City Council was held on Tuesday the 4th day of December 2018.

Present were Councilmen Barks, Carsrud, Lundvall, Neary and Mayor Carter-King; City Administrator Davidson; City Attorney Reyes; Directors Cole, Henderson, Muzzarelli and Wilde; Lt. Deaton; Managers Palazzari and Toscana; and City Clerk Abelseth.

Others present: Councilman Elect Brown

Invocation and Pledge of Allegiance

Pastor Don Wight led the Invocation and the National Anthem was performed by Gillette Chamber Singers.

Approval of General Agenda

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

Approval of Consent Agenda

Pre-Meeting – November 20, 2018; Regular Meeting – November 20, 2018; Executive Session – November 20, 2018.

Bills and Claims

Absolute Auto, LLC, 214.18; AC Tree Service, 38,125.00; Adecco Employment Services, 948.64; Advance Auto Parts, 165.46; Alex Rozier, 1,000.00; AlSCO, 1,009.07; American Track Generations LLC, 312.15; American Welding & Gas Inc, 29.96; Animal Medical Center Of Wyoming LLC, 1,212.00; Anixter Power Solutions, 7,137.10; Arete Design Group, 923.00; Arrow Printing And Graphics Inc, 50.00; Assure Co Risk Management & Regulator Compliance, 350.00; AT & T Mobility National Accounts, 4,637.28; AVP Consulting LLC, 73.17; Barbara Lahr, 200.00; Best Best & Krieger LLP, 709.00; Big Horn Tire Inc, 483.00; Black Hills Energy, 21,136.35; Black Hills Power & Light, 53,947.89; Black Hills Power & Light, 52,791.33; Black Hills Power & Light, 156,948.49; Black Hills Power & Light, 282,740.76; Black Hills Wyoming LLC, 185,547.10; Black Hills Wyoming LLC, 3,521.00; Black Hills Wyoming LLC, 163,101.16; Blue Cross Blue Shield Of Wyoming, 935.55; Blue Cross Blue Shield Of Wyoming, 1,074.51; Blue Cross Blue Shield Of Wyoming, 95,361.52; Blue Cross Blue Shield Of Wyoming, 111,831.94; Border States Electric, 653.52; Brenntag Pacific, Inc, 10,690.89; Bruce Hammond, 68.26; Burns And McDonnell Corporation, 97,536.47; Campbell County Coordinated Benefits Trust, 3,092.07; Campbell County Hospital District, 1,005.00; Campbell County Sheriff, 3,150.00; Central Truck & Diesel Inc, 18.40; Central Truck & Diesel Inc, 143.65; Centurylink, 209.32; Charter Media, 406.80; Chuck Deaton, 100.00; City Of Gillette - Petty Cash, 101.00; City Of Gillette - Petty Cash, 600.00; Collection Professionals Gillette, 370.95; Collins Communications Inc, 6,773.66; Communication Technologies Inc, 9,064.00; Cop Wyoming LLC, 104,463.53; Coronado, Janeen, 105.79; Craig Furman, 50.00; Cues Inc, 18.58; Culligan, 229.00; Cummins Rocky Mountain Inc, 1,196.39; Dads Truck And Auto LLC, 75.50; Dell Computer Corp, 5,102.93; Delta Dental Of Wyoming, 23,055.70; Department Of Energy, 49,599.17; Derek Weinhardt, 100.00; Derric Culey, 50.00; Desert Mountain Corporation, 29,487.98; Dexter's Automotive, 65.00; Dijulio Displays Inc, 23,526.27; DOWL LLC, 3,140.00; DRM Inc, 2,540.31; Duke's Root Control Inc, 25,710.72; Electro-Test And Maintenance Inc, 42,654.52; Employment Testing Services Inc, 281.00; Energy Laboratories Inc, 103.00; Express Scripts Inc, 13,445.45; Express Scripts Inc, 17.40; Express Scripts Inc, 13,977.36; Eyten, David, 200.00; Fastenal Company, 18.57; Ferguson Enterprises, Inc #1701, 100.60; First Class Auto, 60,081.65; First Interstate Bank Of Gillette, 14,656.89; Frausto, Mark, 91.91; Gades Sales Company Inc, 930.00; Galls, An Aramark Company, 935.65; Garry Ginn, 100.00; Geis, Rory G, 36.90; Gerald Kasselder, 100.00; Gerald Kasselder, 130.00; Gillette Contractors Supply Inc, 1,396.14; Gorsuch, Gregory, 33.13; GW Construction, LLC, 3,622.52; HDR Inc - Us Engineering Accounts Receivable, 730.58; Homax Oil, 30,527.50; Hot Iron, 134,575.39; Idexx Distribution Inc, 937.47; Inter-Mountain Labs Inc, 1,650.00; Interstate Companies Inc, 701.40; Itron Inc, 2,119.40; Jack's Truck Center Inc, 206.60; Jackson Creek Manufacturing Inc, 16,884.00; Jessica Kruger, 50.00; JLC Sign Systems Inc, 13.60; Kathy Dell, 137.34; Layne Christensen Company, 278,480.97; Line Finders, LLC, 1,075.00; Magnet Forensics USA, Inc, 3,500.00; Mikelah Williams, 150.00; Montana Association Of Health Care Purchasers, 1,396.85; Morris, Josie, 173.53; Morrison Maierle Inc, 2,673.35; Norco Inc, 1,505.91; Northwest Lineman College, 616.00; PCA Engineering Inc, 4,185.35; Pitter, Jennifer, 122.63; Powder River Energy Corporation, 8,572.30; Powder River Heating & Conditioning Corporation, 7,351.60; Power Screening LLC, 31,800.00; PRBSHRM, 70.00; ProeElectric Inc, 11,788.03; Purvis Industries, LLC, 231.36; Railroad Management Co LLC, 235.41; Razor City Realty, 56.85; Record Supply Inc Napa, 86.04; Rocky Mountain Business Equipment LLC, 217.29; Roto Rooter Sewer Service, 740.00; SD Myers, LLC, 30.00; Shatzer, Colter, 110.14; Shay Follum, 245.00; Sherman, Ed, 83.26; Simon Contractors,

1,008.50; Sioux Falls Children's Home Society, 300.00; South Fork Apartments, LLC, 15.06; Spencer Fluid Power, 2,339.32; Stetson, Krista, 162.62; Stotz Equipment, 181.54; Strong, Ashley, 129.91; Structural Dynamics LLC, 2,757.83; Taylor, Robert J & Elizabeth, 31.56; Technical Marketing Mfg Inc, 1,122.37; That Embroidery Place, 84.00; The Lab Depot Inc, 4,139.00; Tigertree, Inc, 55,230.00; Titan Machinery Inc, 2,816.05; Total Administration Services Corp., 1,363.23; Tyler Technologies Inc, 500.00; UMB Bank, 78,420.58; Verizon Wireless, 43.08; Verizon Wireless, 61.62; Verizon Wireless, 1,385.10; Wal-Mart, 140.95; Waste Connections, Inc., 352.75; Waterworks Industries, 268.35; Weisser, Eric, 148.85; Wells Fargo Bank, 2,159,746.14; Wells Fargo Bank, 509,360.39; Wesco Distribution Inc, 15,459.64; Wesco Receivables Corp, 12,770.36; Wood, Danica, 66.22; Wyodak Resources Development Corp, 167,636.18; Wyodak Resources Development Corp, 35,474.16; Wyoming Law Enforcement Academy, 1,290.00; Wyoming Machinery Co, 242.54; Wyostar, 821.95; Zane Fichter, 100.00

Other

Approval of a wholesale water service agreement with the Means First Extension Water & Sewer District.

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

Approval of Conflict Claims

Councilman Carsrud made a motion to approve a conflict claim for Mayor Carter-King in the amount of \$328.75; seconded by Councilman Lundvall. Barks, Carsrud, Neary and Lundvall voted aye. Mayor Carter-King abstained. The motion carried.

Comments

Council – Councilman Carsrud informed the public that the Christmas Pins are available in the Mayor's office.

Other - Comments

Communications Manager Palazzari provided a power point presentation of past and upcoming events around the community.

The Mayor and Council recognized Craig Belecky as recipient of the 3rd Quarter P.R.I.D.E. Award.

The Mayor and Council recognized Chris Aaberg for 30 years of service to the City of Gillette.

Unfinished Business

Ordinance 2nd Reading

ORDINANCE 18-13

AN ORDINANCE TO AMEND CHAPTER 13 OF THE GILLETTE CITY CODE TO DELETE AND REPLACE DEFINITIONS AND MODIFY OTHER ASPECTS OF THE CITY'S NUISANCE ORDINANCE

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

ORDINANCE 18-14

AN ORDINANCE TO AMEND CHAPTER 14, SECTION 14-39 OF THE GILLETTE CITY CODE TO DELETE AND REPLACE DEFINITIONS AND INCREASE THE FINES AND COSTS FOR MINORS USING NICOTINE

Councilman Barks made a motion to approve the foregoing Ordinance on second reading; seconded by Councilman Carsrud. Nick Carter, Attorney, and Kylee Meyers, student, spoke to the Council regarding the Ordinance. Mr. Carter stated his case and said that he does not believe this Ordinance would be a deterrent for minors. He added that he believes the fines are not proportionate to what a minor would make in their weekly wage. He requested that the Council reconsider amending the current Ordinance. Ms. Meyers stated that she supports the Ordinance and believes it would be a deterrent. After the discussion, all voted aye. The motion carried.

ORDINANCE 18-15

AN ORDINANCE TO AMEND CHAPTER SEVENTEEN ARTICLE III OF THE GILLETTE CITY CODE TO DELETE AND REPLACE DEFINITIONS WITHIN §17-40, CROSS-CONNECTIONS AND BACKFLOW PREVENTION

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

New Business

Minute Action

Councilman Barks made a motion to award the WYDOT Highway 50 Construction Project and authorize the Development Services Director to sign a letter of concurrence to WYDOT upon review of the lowest responsive bid (1% Project for City share); seconded by Councilman Carsrud. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Barks made a motion to accept public improvements for the Stonepile Drainage Repair Project, installed by GW Construction, in the amount of \$101,572.16 (1% Project); seconded by Councilman Carsrud. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve a professional services agreement for the Wastewater Treatment Facility condition assessment to HDR Engineering, Inc., for engineering design services in the amount of \$149,164; seconded by Councilman Barks. All voted aye. The motion carried.

RESOLUTION 2677

A RESOLUTION APPROVING AND AUTHORIZING AMENDED LANGUAGE TO REPLACE THE ORIGINAL LANGUAGE WITHIN SECTION 99-3-2303 AND SECTION 99-3-2203 OF THE 2018 WYOMING STATE HOUSE BILL 0078 FOR THE 2017 AND 2018 GILLETTE REGIONAL EXTENSION PROJECTS

Councilman Barks made a motion to approve the foregoing Resolution approving and authorizing amended language to replace the original language within Section 99-3-2303 and Section 99-3-2203 of the 2018 Wyoming State House Bill 0078 for the 2017 and 2018 Gillette Regional Extension Projects; seconded by Councilman Lundvall. All voted aye. The motion carried.

Councilman Carsrud made a motion to authorize the Mayor to sign a Telecommunications Right of Way Use Agreement between the City of Gillette and Advanced Communications Technology, Inc.; seconded by Councilman Lundvall. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Carsrud made a motion to authorize the Mayor to sign a Telecommunications Raceway Lease Agreement between the City of Gillette and Advanced Communications Technology, Inc., seconded by Councilman Lundvall. All voted aye. The motion carried.

Councilman Barks made a motion to authorize the Mayor to sign Amendment No. 2 to the Telecommunications Raceway Lease Agreement between the City of Gillette and Visionary Communications, Inc.; seconded by Councilman Neary. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve a request from Absolute, LLC, d.b.a. Legends Lounge, located at 10800 S Hwy 59, Ste. 100, to extend their serving area to include a 5,393 square foot area on the east side of the building; seconded by Councilman Barks. All voted aye. The motion carried.

Appointments

Councilman Carsrud made a motion to appoint Greg Johnson to the Boys & Girls Club Board – one (1) term expiring on October 30, 2021; seconded by Councilman Barks. All voted aye. The motion carried.

Public Hearings and Considerations

Mayor Carter-King opened into a public hearing to amend the district zoning map of the City of Gillette, Wyoming for property located in the W1/2SW1/4, Section 12, Township 49 North, Range 72 West of the 6th P.M., to the City of Gillette, Wyoming, subject to all Planning requirements. Administrator Davidson provided an explanation regarding the request to amend the district zoning map. There was no further discussion. Mayor Carter-King closed the public hearing.

ORDINANCE 18-16

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING, FOR PROPERTY GENERALLY LOCATED IN THE W1/2SW1/4, SECTION 12, TOWNSHIP 49 NORTH, RANGE 72 WEST OF THE 6TH P.M., FROM A, AGRICULTURAL DISTRICT TO I-1, LIGHT INDUSTRIAL DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

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

Adjournment

There being no further business, the meeting was adjourned at 8:08 p.m. The next scheduled meeting will be held on December 18, 2018, 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:

Louise Carter-King, Mayor

Karlene Abelseth, City Clerk

Publication Date: December 12, 2018