

A meeting of the City Council was held on Tuesday the 19th day of February 2019.

Present were Councilmen Brown, Carsrud, Lundvall, McLeland, Montgomery, Neary, and Mayor Carter-King; City Administrator Davidson; City Attorney Reyes; Directors Cole, Muzzarelli and Wilde; Managers Palazzari and Toscana; and City Clerk Staskiewicz.

Invocation and Pledge of Allegiance

The Invocation was led by Pastor Mike Wilson of New Life Wesleyan Church. The Pledge of Allegiance was led by the Thunder Basin High School Hope Squad.

Approval of General Agenda

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

Approval of Consent Agenda

Pre-Meeting – February 5, 2019; Regular Meeting – February 5, 2019; Executive Session – February 5, 2019; Work Session – February 12, 2019; Executive Session – February 12, 2019.

Ordinance 3rd Reading - Consent

ORDINANCE 3955

AN ORDINANCE PROVIDING FOR THE VACATION OF THE 10 FOOT WIDE UTILITY EASEMENT THAT IS CONTAINED ENTIRELY WITHIN TRACT 1-A OF THE POWDER BASIN CENTER SUBDIVISION, AND A PARTIAL VACATION OF A 20 FOOT WIDE EASEMENT WITHIN THE POWDER BASIN CENTER SUBDIVISION, AS SHOWN ON EXHIBIT “A” MAP, IN THE CITY OF GILLETTE, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS.

ORDINANCE 3956

AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE CITY OF GILLETTE, WYOMING, FOR PROPERTY LOCATED IN LOTS 1-2, BLOCK 4 AND LOTS 1-5, BLOCK 3 WESTOVER HILLS SUBDIVISION PHASE I, LOT 3A, BLOCK 4, WESTOVER HILLS SUBDIVISION PHASE I AND LOT 1 OF THE DAVIS CHEVROLET SUBDIVISION TO THE CITY OF GILLETTE, WYOMING, SUBJECT TO ALL PLANNING REQUIREMENTS

Bills and Claims

Absolute Auto, LLC, 172.90; Adecco Employment Services, 1,199.34; Advance Auto Parts, 588.03; Ahern Rentals Inc, 541.40; AlSCO, 1,418.53; Altec Industries Inc, 2,256.94; American Welding & Gas Inc, 31.58; Ana C Sosa, 40.00; Anixter Power Solutions, 1,092.78; Antelope Valley Improvement & Service District, 6.50; Arrow Printing And Graphics Inc, 141.65; Assure Co Risk Management & Regulator Compliance, 350.00; Bear's Naturally Clean, 40.00; Benitez, Laura, 78.73; Big D Sanitation, 125.00; Big Horn Tire Inc, 2,724.60; Bighorn Hydraulics Inc, 6.00; Bizodo Inc, 3,958.00; BJ Nelson Inc/Nelson Auto Glass, 40.00; Black Hills Wyoming LLC, 3,609.34; Blue Cross Blue Shield Of Wyoming, 102,180.45; Blue Cross Blue Shield Of Wyoming, 60,509.45; Blue Cross Blue Shield Of Wyoming, 23,724.40; Blue Cross Blue Shield Of Wyoming, 20,682.13; Border States Electric, 1,115.04; Boyle, Eryca, 109.73; Buffalo Federal Bank, 264.83; Bursch Travel Agency Inc, 4,615.50; Cailotto, Jacob, 167.33; Calibration Technicians & Supply Inc, 63.45; Call-In Dig-In Safety Council, 300.00; Campbell County Landfill, 74,124.75; Campbell County Sheriff, 17,175.00; Carleton, Kerri, 149.05; CDW Government Inc, 1,315.20; Central Truck & Diesel Inc, 363.43; Centurylink, 2,352.14; City Of Gillette - Petty Cash, 120.53; Claus LLC, 23,731.00; Cockrell, Timothy, 100.27; Cody Sanbrun, 250.00; Collins Communications Inc, 206.60; COP Of Wyoming, 6.58; Crestview Improvement & Service District, 6.50; Crum Electric Supply Company, 37.50; Cummins Rocky Mountain Inc, 9,959.70; Dell Computer Corp, 119,022.24; Dennis, Jesse, 142.63; Desert Mountain Corporation, 22,912.06; Dobrava, David & Roxanne, 180.31; Donkey Creek Festival, 35,000.00; DOWL LLC, 51,085.53; DRM Inc, 19,551.00; Dunlap Photography, 212.00; Employment Testing Services Inc, 68.00; Energy Laboratories Inc, 760.25; Express Scripts Inc, 7.75; Fairmont Supply Company, 190.44; Farmer Brothers Company, 1,221.23; Fastenal Company, 95.06; FedEx, 140.00; Felipe Velazquez, 50.00; Ferguson Enterprises, Inc #1701, 104.10; Frandson Safety Inc, 288.75; Frank Conroy, 100.00; Galls, An Aramark Company, 205.00; Gary Darlow, 50.00; Gillespie, Amberly, 145.01; Gillette College, 1,500.00; Gillette Contractors Supply Inc, 744.44; Gillette Winnelson Company, 116.38; Google Inc, 3,387.41; GoVolution, LLC, 1,571.00; Groupware Technology Inc, 11,498.19; HDR Inc - Us Engineering Accounts Receivable, 35,726.45; Hibbs Auto Body, 2,999.88; High Glass Window

Cleaners Inc, 2,023.00; Hillyard Inc, 357.28; Homax Oil, 2,418.90; Hot Iron, 105,078.46; HP Inc, 223.16; Huntley, Heather, 110.64; Inberg Miller Engineers, 5,597.35; Inland Truck Parts, 65.80; Interstate Companies Inc, 347.10; ISC Inc, 29,725.38; IT Outlet Inc, 22,985.00; Itron Inc, 2,147.28; Jack's Truck Center Inc, 1,439.45; Jessica Kruger, 50.00; JLC Sign Systems Inc, 25.00; John Tieman, 3,500.00; Johnson, Mindy, 148.47; Kadrmas Lee & Jackson Inc, 58,354.45; Keller, Caelan, 24.07; Keller, Jasmine, 18.68; Kern, Kathleen, 220.77; Malcolm H Lesueur, 2,914.76; MCM General Contractors, 48,756.89; MII Life Insurance, Incorporated, 2,141.72; MII Life Insurance, Incorporated, 3,373.37; Morrison Maierle Inc, 26,820.25; Mountain States Pipe & Supply, 240.00; News Record, 5,506.93; Norco Inc, 1,889.42; Northern Engine & Supply Co Inc, 168.89; Northwest Lineman College, 1,232.00; Novotny, Jade, 80.91; Online Information Services Inc, 221.70; Opentext Inc, 630.00; Outliers Creative, LLC, 650.00; Paintbrush Sewer & Drain, 120.00; Paul Gerrits, 53.94; PCA Engineering Inc, 38,918.92; Pearce, Christie, 157.24; Pinkerton Consulting & Investigation, 246.35; Postal Pros Southwest Inc, 1,682.09; Powder River Energy Corporation, 5,250.00; Powder River Heating & Conditioning Corporation, 46,155.50; Powder River Office Supply Inc, 78.97; ProElectric Inc, 41,127.49; Purvis Industries, LLC, 278.23; Rapid Fire Protection Inc, 275.00; Record Supply Inc NAPA, 229.56; Resource Software International Ltd, 750.00; Robertson, Andrea, 14.25; Rocky Mountain Business Equipment LLC, 625.44; Serio-Us Industries, 870.68; Sharpe, Joseph, 131.70; Sherwin Williams, 31.40; Silas Fitzsimmons, 125.00; Source Office Products, 3,744.66; Speigelmeyer, Joseph, 1,322.34; Steven K McManamen Attorney At Law, 108.33; Stuart C Irby Co, 788.80; Sundance Equipment Company, 296.51; Tami Waldner, 332.50; Technical Marketing Mfg Inc, 1,319.60; The Pertan Group, 46,638.00; Tim Carsrud, 30.90; Titan Machinery Inc, 1,952.74; Tomasek, Heather, 153.55; Traffic & Parking Control Company, 398.00; Tutor, Duane & Laurie, 84.97; UMB Bank, 63,072.24; Visionary Communications, 969.14; Wal-Mart, 37.33; Wal-Mart, 155.41; Warlow Drive Apartments, 500.00; Waste Connections, Inc., 396.75; Waylon Rader, 5.00; Wayne E. Eckas, P.E., 2,830.00; Wesco Receivables Corp, 2,113.69; Western Stationers, 271.18; Western Waste Solutions Inc, 3,980.00; Win-911 Software, 495.00; WYODAK Resources Development Corp, 36,368.13; WYODAK Resources Development Corp, 156,933.46; WYODAK Resources Development Corp, 187,085.39; Wyoming Dept. Of Employment, 2,089.27; Wyoming Dept. Of Transportation, 212.60; Wyoming Engineering Society, 375.00; Wyoming Engineering Society, 60.00; Wyoming Law Enforcement Academy, 110.00; Wyoming Machinery Co, 408.63; Wyoming Marine, 92.07; Wyoming State Revenue and Tax, 117,381.55; Wyoming Water Assoc., 500.00; Xerox Corporation, 58.01

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

Approval of Conflict Claims

Councilman Lundvall made a motion to approve a conflict claim for Councilman Carsrud in the amount of \$30.90; seconded by Councilman Montgomery. Brown, Lundvall, McLeland, Montgomery, Neary, and Mayor Carter-King voted aye. Councilman Carsrud abstained. The motion carried.

Councilman Carsrud made a motion to approve a conflict claim for Mayor Carter-King in the amount of \$677.44; seconded by Councilman Lundvall. Brown, Carsrud, Lundvall, McLeland, Montgomery, and Neary voted aye. Mayor Carter-King abstained. The motion carried.

Comments

Council – Mayor Carter-King wished luck to both the Campbell County Camels and the Thunder Basin Bolts in their upcoming game.

Public Comments - Murray Terry addressed the Council about the possibility of utilizing bonds to help offset the utility rate increases. City Administrator Davidson explained that utility funds are enterprise funds, which, by definition, must be self-sufficient and not subsidized by the general fund. Utility rates are designed to fund the specific enterprise as designated for operations for the next year. At this point, there has been no discussion of any type of bonding to cover any of the capital obligations that may occur in the future. Mr. Terry also referred to a text message regarding water conditions in a well in the Rozet Ranchettes. Mr. Davidson stated that the well is operated by an improvement district; the well is not overseen by the City of Gillette.

New Business

Minute Action

Councilman Carsrud made a motion to approve a Memorandum of Understanding with the Campbell County Parks and Recreation Department for City Pool Operations for the 2019 Season; seconded by Councilman Montgomery. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve a bid award for the 2018 Sanitary Sewer Main Replacement to Mountain View Building, Inc., in the amount of \$548,628.00 (1% Project); seconded

by Councilman Montgomery. 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 construction management services associated with the 2018 Sanitary Sewer Main Replacement Project with DOWL in the amount of \$79,790 (1% Project); seconded by Councilman Lundvall. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Brown made a motion to accept the development improvements for the Prestige Park Project, installed by Mountain Peak Builders on behalf of the Developer, Prestige Park, LLC; seconded by Councilman Montgomery. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Neary made a motion to approve a bid award for the City Hall HVAC Pad Repair Project to Hladky Construction in the amount of \$88,900; seconded by Councilman Brown. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve a professional services agreement for construction management associated with the City Pool Parking Lot Improvements Project with DOWL, in the amount of \$114,260 (1% Project); seconded by Councilman Montgomery. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Montgomery made a motion to accept public improvements for the Special Improvement District #52 Interstate Industrial Park Local Improvement District (L.I.D.) and Street Improvements Project, installed by DRM, Inc., in the amount of \$3,522,782.73 (1% Project); seconded by Councilman Lundvall. Mr. Davidson explained the combination of funding for the project and stated that, upon the acceptance of the project, assessment rolls will be prepared along with all items necessary to finalize the L.I.D. There are additional costs involved with the L.I.D., i.e. publication costs, etc.; the total of all aspects of the project will be used for the basis of calculating the assessment. All voted aye. The motion carried.

RESOLUTION 2684

A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR THE HAZARD MITIGATION GRANT PROGRAM.

Councilman Lundvall made a motion to approve the foregoing Resolution authorizing the submission of an application form to the Federal Emergency Management Agency for a grant through the Hazard Mitigation Program on behalf of the governing body for the City of Gillette, Wyoming, for the purpose of funding the Dalbey Park Emergency Spillway Improvements Project in the amount of \$425,008; seconded by Councilman Montgomery. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Councilman Carrud made a motion to designate First Northern Bank of Wyoming as an additional bank depository for public funds of the City of Gillette for the calendar year 2019; seconded by Councilman Neary. All voted aye. The motion carried.

RESOLUTION 2685

Councilman Brown made a motion approve a joint Resolution between the City of Gillette, Campbell County, and the Town of Wright, allocating remaining biennial fiscal year 15/16 funding associated with the County Wide Consensus Block Grant Program; seconded by Councilman McLeland, Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

ORDINANCE 19-03

AN ORDINANCE APPROVING AND AUTHORIZING AN AMENDMENT TO ORDINANCE 3661 AND ASSOCIATED VILLAS AT LEGACY RIDGE PLAT TO BE KNOWN AS THE AMENDED PLANNED UNIT DEVELOPMENT, THE VILLAS AT LEGACY RIDGE, PHASE I, TO THE CITY OF GILLETTE, WYOMING

Councilman Carsrud made a motion to approve the foregoing Ordinance; seconded by Councilman Montgomery. Administrator Davidson provided an explanation regarding the consideration. All voted aye. The motion carried.

Public Hearings and Considerations

Mayor Carter-King opened a public hearing to consider the renewal of retail, restaurant, bar & grill, limited club, microbrewery, winery, winery satellite, and resort licenses, and special malt beverage permits, for the 2019-2020 liquor licensing period. Administrator Davidson provided an explanation regarding the request. No further comments were made and the public hearing was closed.

Councilman Carsrud made a motion to approve the renewal of retail licenses for the 2019-2020 liquor licensing period; seconded by Councilman Lundvall. Carsrud, Lundvall, McLeland, Montgomery, Neary, and Mayor Carter-King voted aye. Councilman Brown abstained. The motion carried.

Councilman Brown made a motion to approve the renewal of a microbrewery license for the 2019-2020 licensing period to Gillette Brewing Company, contingent upon meeting production requirements as dictated by the Wyoming Liquor Division and Wyoming State Statute; seconded by Councilman Neary. Nate Hardy, co-owner of Gillette Brewing Company, stated that the required production level will be met by March 31, 2019. All voted aye. The motion carried.

Councilman Carsrud made a motion to approve the renewal of restaurant, bar & grill, limited club, microbrewery, winery, winery satellite, and resort licenses, and special malt beverage permits, for the 2019-2020 liquor licensing period; seconded by Councilman Brown. All voted aye. The motion carried.

Mayor Carter-King opened a public hearing to consider allowing persons under the age of twenty-one (21) years to enter or remain in a microbrewery, winery, or winery satellite licensed building for the liquor licensing period April 1, 2019 to March 31, 2020. Sam Clikeman of Big Lost Meadery stated that they have had no issues with minors in the establishment. Councilman Montgomery inquired if minors must be accompanied by an adult. City Attorney Reyes informed Council that, if approved by Council, it is not required for a minor to be accompanied by an adult to enter a microbrewery, winery, or winery satellite licensed building. Mr. Clikeman commented that Big Lost Meadery is the only establishment requiring this annual approval, and he requested that Council make this a permanent exemption, which would no longer require annual approval; Mayor Carter-King commented that could be a future consideration. No further comments were made and the public hearing was closed.

Councilman Montgomery made a motion to allow persons under the age of twenty-one (21) years to enter or remain in a microbrewery, winery, or winery satellite licensed building for the liquor licensing period April 1, 2019 to March 31, 2020; seconded by Councilman Lundvall. All voted aye. The motion carried.

Adjournment

There being no further business to come before the Council, the meeting adjourned at 7:39 p.m. The next regularly scheduled meeting will be held on March 5, 2019, 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

Cindy Staskiewicz, City Clerk

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