

REGULAR MEETING OF THE CITY COUNCIL
OF WORLAND
September 15, 2015

A regular meeting of the City Council of Worland, Wyoming convened in the Council Chambers in City Hall at 7:00 p.m. on September 15, 2015. Mayor Dave Duffy presided and the Councilmembers in attendance were: Bud Callaham, Keith Gentzler, Jim Gill, Mandy Horath, Marcus Sanchez, Michele Rideout, Lisa Fernandez and Dennis Koch. Also present were: City Attorney, Kent Richins; Superintendent of Public Works, Brian Burky; City Engineer Representative, Mike Donnell; Chief of Police, Gabe Elliott and Clerk/Treasurer, Tracy Glanz.

There were nine (9) visitors present for this meeting of the City Council.

Councilmember Lisa Fernandez led the Council and visitors in the Pledge of Allegiance.

Mayor Duffy declared a quorum present and asked for review and approval of the agenda.

Motion: to approve the agenda.

By: Councilmember Horath.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

The minutes of the September 1, 2015 regular meeting were approved as published.

Motion: to approve all vouchers and authorize payment for payroll, utility charges, refunds for City Services, recording fees, postage and other miscellaneous items, during the month of September, before normal City Council approval on the first Tuesday of October and approve the Consent Agenda with Payroll Vouchers for period ending August 30, 2015 and Council Work Session Minutes of September 8, 2015; PAYROLL 8/30/15 - \$63,031.20.

By: Councilmember Koch.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Bart Lungren with ASI Asphalt gave a presentation on the GSB-88. This product seals, protects by preventing water intrusion and rejuvenates asphalt to extend its life. The cost is much cheaper than chip/seal at \$1.10 per square yard and it does not have to be swept and cannot be tracked into homes. The City has entered into a contract with ASI and will be applying GSB-88 at Aspen View and Bomber Peak (the two newest subdivisions), Sagebrush Drive and Thomas Avenue where the street was rebuilt a few years ago. The City will use funds from the 1% sales tax to pay for this project. Discussion followed. There is a test strip on South 1st Street but it is a more diluted mix (1:1 GSB to water) than what will be used in the other areas (2:1). An ASI representative will be on the project at all times.

Ordinance #826 was presented for third and final reading:

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, STATE OF WYOMING, PERTAINING TO THE VOTES NECESSARY BY THE WORLAND BOARD OF ADJUSTMENT AND PLANNING COMMISSION TO REVERSE THE DETERMINATION OF THE BUILDING OFFICIAL IN THE ENFORCEMENT OF CHAPTER 24 OF THE WORLAND

CITY CODE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Motion: to approve Ordinance #826 on third and final reading.

By: Councilmember Fernandez.

Second by: Councilmember Gentzler.

Vote: The motion passed unanimously.

Mayor Duffy asked for a motion to table the discussion on utility rates until further information is available as there is the potential for litigation. Discussion followed.

Motion: to table any discussion on changing utility rates.

By: Councilmember Horath.

Second by: Councilmember Callaham.

Vote: Members voting AYE: Gill, Sanchez, Callaham, Horath, Fernandez, Duffy, Koch, Rideout; Members voting NAY: Gentzler; Members ABSTAINING: None; the motion passed by a vote of 8-1-0.

CEPI would like to meet with the City on Friday afternoon at 1:00 p.m. to present preliminary drawings on the rehabilitation of Pioneer Square. Mayor Duffy invited all to attend.

Mayor Duffy toured the Powell Valley Recycling facility last week and got information on trailers used for recycling. Karen Hepp introduced Worland Recycles a grass roots movement with a few local interested individuals in collecting and recycling materials. They have been putting out recycling containers at various events including the Wyoming State BBQ, Worland Culture Fest and the Hospital Auxiliary Ice Cream Social. Worland Recycles is trying to get more people interested in recycling since garbage will be affecting resident's pocket books. Discussion followed. It was suggested that containers be placed outside City Hall to promote recycling and possibly at the High School football games.

City Attorney Kent Richins presented Ordinance #827 for first reading:

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, PERTAINING TO THE REGULATION OF RIVERVIEW MEMORIAL GARDENS CEMETERY BY ESTABLISHING DEFINITIONS FOR GARDEN OF MEMORIES AND SOUTH ADDITION AND BY ESTABLISHING COVENANTS FOR LOTS 1 THROUGH 18 OF BLOCK EIGHTY-FIVE (85) (SOUTH ADDITION TO RIVERVIEW MEMORIAL GARDENS CEMETERY) BY AMENDING AND SUPPLEMENTING CHAPTER 7A OF THE WORLAND CITY CODE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

This is a housecleaning ordinance to clarify what area makes up the Garden of Memories and the South Addition in the cemetery. The city is currently selling lots in Block 85 of the South Addition for cremains with a space for regular burials next to those lots. The covenants for the rest of the South Addition can be done at a later date since we are not selling those lots yet. Discussion followed on allowing multiple cremains in one lot as a possible

amendment to the ordinance. City Attorney Richins recommended that the ordinance pass on first reading as is with an amendment to be presented at the next council meeting.

Motion: to approve Ordinance #827 on first reading.

By: Councilmember Koch.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Resolution #2015-6 was presented:

A RESOLUTION AUTHORIZING SUBMISSION OF A FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE CITY OF WORLAND FOR THE PURPOSE OF REPLACING THE CAST WATER AND CLAY TILE SEWER MAINS; ALSO EXTEND STORM DRAIN ONE BLOCK SOUTH DOWN 15TH STREET FROM BIG HORN AVENUE TO COBURN AVENUE. PCC ½ BLOCK NORTH/SOUTH ON 15TH STREET FROM HIGHWAY 16 INTERSECTION. PIPE-BURST NEW 12" SEWER UNDER U.S. 16/BIG HORN AVENUE.

WITNESSETH

WHEREAS, the Governing Body for the City of Worland desires to participate in the FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT program to assist in financing this project; and

WHEREAS, the Governing Body of the City of Worland recognizes the need for the project; and

WHEREAS, the Federal Mineral Royalty Capital Construction Account Grant program requires that certain criteria be met, as described in the State Loan and Investment Board's Rules and Regulations governing the program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, the Governing Body of the City of Worland plans to match the requested Federal Mineral Royalty Capital Construction Account Grant from the following source(s): One Cent General Purpose Tax Funds and funds from the Water and Sewer Funds as budgeted.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Worland, that a grant application in the amount of \$404,445.00 be submitted to the State Loan and Investment Board for consideration at the January 21, 2016 meeting to assist in funding the 15th Street Water/Sewer/Storm Project.

BE IT FURTHER RESOLVED, that Tracy A. Glanz, Clerk/Treasurer and Mike Donnell, PE, City Engineer Rep. are hereby designated as the authorized representatives of the City of Worland to act on behalf of the Governing Body on all matters relating to this grant application.

PASSED, APPROVED AND ADOPTED THIS 1st day of September 2015

David M. Duffy, Mayor

ATTEST:

Tracy A. Glanz, Clerk/Treasurer

Motion: to approve Resolution #2015-6 that accompanied the State Lands & Investment Board grant application.

By: Councilmember Koch.

Second by: Councilmember Gentzler.

Vote: The motion passed unanimously.

Chief of Police Gabe Elliott informed the Council that a conditional offer of employment has been made; the background check should be done within a month.

Superintendent of Public Works Brian Burky reported that there was a water main break at 1304 Crest Way; all residents have water but the line will be repaired and the fire hydrant will be improved probably by a contractor. There will be a meeting with the County this week to talk about shared maintenance on roads.

City Engineer Representative Mike Donnell stated that the SLIB application has been submitted and received by SLIB for the 15th Street Project; the Washakie Avenue Study has started with the topo survey done, bore holes drilled and the Engineering firm is working on lab tests. The firm will start building base mapping in the next few weeks. An open house has been tentatively scheduled for October 1st for the steering committee and the public. The city has been coordinating with WYDOT on the Big Horn Avenue Project to re-do the double gutters. WYDOT has agreed to do all the double gutters from 10th Street to 23rd Street with reinforced eight (8) foot wide gutters.

Mayor Duffy announced that Clerk/Treasurer Tracy Glanz was awarded WAMCAT (Wyoming Association of Municipalities Clerks and Treasurers) of the Year last week. The Council congratulated Clerk/Treasurer Glanz with a round of applause. Clerk/Treasurer Glanz thanked the Council.

Councilmember Fernandez asked if the City could possibly help the Girl Scouts out in trying to save their facility; it was suggested that we invite them to attend the budget meetings in March.

Clerk/Treasurer Glanz asked the Council to consider assisting the City of Cody through funding a break at the WAM Convention to be held in Cody next June. The meeting is considered to be put on by Region 3, which Worland is a part of. Discussion followed; it was suggested that the Mayor of Manderson, WAM Region 3 Representative be invited to attend a Council meeting.

Motion: to enter into executive session at 8:15 to discuss possible litigation.

By: Councilmember Callaham.

Second by: Councilmember Fernandez.

Vote: The motion passed unanimously.

Motion: to leave executive session at 8:51 p.m.

By: Councilmember Gentzler.

Second by: Councilmember Horath.

Vote: The motion passed unanimously.

There being no further business to come before the Council, a motion was made to adjourn.

Motion: to adjourn the council meeting at 8:51 p.m.

By: Councilmember Horath.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

David M. Duffy, Mayor

ATTEST:

Tracy A. Glanz, Clerk/Treasurer