

REGULAR MEETING OF THE CITY COUNCIL
OF WORLAND, WYOMING
December 16, 2014

A regular meeting of the City Council of Worland, Wyoming convened in the Council Chambers in City Hall at 7:00 p.m. on December 16, 2014. Mayor Dave Duffy presided and the Councilmembers in attendance were: Keith Gentzler, Bud Callaham, Jim Gill, Mandy Horath, Marcus Sanchez, Michele Rideout, Bob Nelsen and Dennis Koch. Also present were: City Attorney, Kent Richins; City Engineer Representative, Mike Donnell; Airport Manager/Superintendent of Public Works, Wayne Hill; Chief of Police, Gabe Elliott and Clerk/Treasurer Tracy Glanz. Councilmember Lisa Fernandez was absent.

There were seventeen (17) visitors present for this meeting of the City Council.

Mayor Dave Duffy 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 Callaham.

Second by: Councilmember Koch.

Vote: The motion passed unanimously.

The minutes of the December 2, 2014 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 December, before normal City Council approval on the first Tuesday of January and approve the Consent Agenda with Payroll Voucher for period ending December 7, 2014, Council Work Session Minutes of December 8, 2014 and the Worland Fire District Lease Agreement; PAYROLL 12/07/14 - \$56,620.56.

By: Councilmember Callaham.

Second by: Councilmember Horath.

Vote: The motion passed unanimously.

City Attorney Kent Richins announced that it was the time and place to open bids for the Hillcrest/Kiwanis Parks Irrigation Project.

COMPANY	Description	BID
Turfsprinkler Co.	Hillcrest Park	\$ 59,795.00
	Kiwanis Park	\$159,890.00
SWI, LLC	Hillcrest Park	\$ 59,000.00
	Kiwanis Park	\$169,000.00
Contract Water Turf	Hillcrest Park	\$ 59,950.00
	Kiwanis Park	\$149,760.00
Handford Sprinkler	Hillcrest Park	\$ 82,500.00
	Kiwanis Park	\$195,700.00

The bids were given to Airport Manager/Superintendent of Public Works Wayne Hill for review.

City Attorney Richins announced that it was the time and place to open bids for the Multi-Phase Project.

COMPANY	BID
Western Municipal Construction	\$1,358,456.62
Wilson Bros. Construction	\$1,587,150.00
Mountain View Building	\$2,326,649.00
Fox General Construction	\$1,386,962.00
Copper Creek Construction	\$1,773,069.00
Hot Iron, Inc.**	\$1,832,000.38

**Note: The bid of Hot Iron, Inc. was handed to City Attorney Richins during the pledge; there were no objections to accepting the bid.

The bids were given to City Engineer Representative Mike Donnell for review; a recommendation for acceptance of a bid may be ready at the next council meeting, but the bid can be open for at least thirty (30) days. The bidders will be notified as to the recommendation prior to the meeting.

Jeanne Core with Crisis Prevention & Response Center handed out information about the Shelter/Office Addition Proposal and requested that the City sponsor the Center for a CDBG grant in the amount of \$100,000.00; the match for the grant will be monies from their share of the one cent sales tax. The grant will pass through the city as the sponsor at no cost to the city. Discussion followed.

Motion: to support the request of the Crisis Prevention & Response Center in their bid for a CDBG Grant.

By: Councilmember Gentzler.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Mary Buchanan with the Prevention Management Organization of Wyoming addressed the Council about the cost to the State of Wyoming and the City due to alcohol, tobacco and other illicit drug abuse; costs include loss of work and hospital stays. Ms. Buchanan asked Councilmembers to call her if they had any questions.

A letter from the Board of Adjustment & Planning (BAPC) was presented recommending that the council consider an ordinance change to modify the BAPC term limits of a board member and to increase the membership from five (5) to seven (7) members. Discussion followed.

Motion: to authorize City Attorney Richins to draft an ordinance with the proposed changes.

By: Councilmember Gentzler.

Second by: Councilmember Horath.

Vote: The motion passed unanimously.

City Attorney Richins advised the council that there will be an appeal coming before the BAPC in January, 2015, if we can get a quorum for the board as there are members that have met the term limits by the end of the this year.

The BAPC also recommended approval of a simple subdivision that is within one mile of the city limits. The Hanson Subdivision is located off of Lane 14 the lot will be split in half for title purposes only. Discussion followed.

Motion: to approve the Hanson Subdivision located off of Lane 14.

By: Councilmember Nelsen.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Ordinance #818 was presented for third and final reading:

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, PERTAINING TO THE REGULATION OF RIVERVIEW MEMORIAL GARDENS CEMETERY BY ESTABLISHING THE "GARDEN OF THE PATRIOTS" (BLOCK 71V) AND BY ESTABLISHING COVENANTS FOR SECTIONS 1 THROUGH 18 OF BLOCK EIGHTY- FIVE (85) WITHIN THE GARDEN OF MEMORIES BY SUPPLEMENTING CHAPTER 7A OF THE WORLAND CITY CODE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Discussion followed regarding Item #6 in the covenants requiring the deceased (if later found not to be eligible because of a felony) be disinterred and buried somewhere else. Chief of Police Gabe Elliott stated that the DCI could do a background check on the deceased prior to burial if necessary. Discussion continued; it was recommended that the language be modified on third reading to eliminate the disinterment and add language that a background check will be performed by the Worland Police Department prior to burial. Todd White with the American Legion stated that the covenants presented should be retained as written, "there shouldn't be a problem if the DCI can run a records check. A veteran could have several discharge papers because they get a discharge paper every time they re-enlist or may have a falsified discharge paper". The council was concerned about the possibility of litigation if a body was disinterred.

Motion: to amend Ordinance #818 to eliminate the disinterment and add language that background checks will be performed by the Worland Police Department prior to burial.

By: Councilmember Koch.

Second by: Councilmember Callaham.

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

Motion: to pass, approve and adopt Ordinance #818 on third and final reading as amended.

By: Councilmember Gill.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Ordinance #819 was presented for third and final reading:

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, PERTAINING TO A REVISION OF THE OUT OF CITY WATER USER FEES BY AMENDING PORTIONS OF SECTION 23-37-4 OF THE WORLAND CITY CODE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Motion: to pass, approve and adopt Ordinance #819 on third and final reading.

By: Councilmember Horath.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Mayor Duffy met with the Big Horn Basin Transportation Authority on the 5th of December; presentations were made by Black Hills Stage Line and LP Transportation. The ridership has been down and 100% of the costs for the service have been paid by the Federal Government or State of Wyoming. The BHBTBTA is discontinuing the bus service effective December 31, 2014 due to lack of funding. There is a possibility that the Senior Citizens bus could be used to get people from Worland to Buffalo to catch the Black Hills Stage Line; discussions are continuing. Councilmembers agreed by consensus that the city should stay out of transportation.

Chief of Police Elliott stated that the new police cars will be in next week and will be outfitted in the next couple of weeks. The Department is losing two (2) officers and will be advertising for the positions.

Airport Manager/Superintendent of Public Works Wayne Hill stated that the crew is working hard to get the emergency routes clear of snow; the crew worked last night clearing Big Horn Avenue and 10th Street. The council has received complaints about lack of snow removal and requested a priority list of the streets to be cleared. Discussion followed. The issue will be discussed further at the next council work session.

City Engineer Representative Mike Donnell informed the council that his office met with CTA the architects for the Washakie Medical Center project about water, sewer, drainage and water hydrants; "this is quite a project for Worland and the hospital". The Big Horn Regional Well #2 connection should be complete sometime in February. The well will bring 1.5 million gallons of water into the northern system and is out of a different part of the aquifer.

Councilmember Rideout thanked Councilmember Nelsen for his years of service and helping her out when she first came on the Council. Councilmember Rideout agreed that snow removal needed to be discussed further at the work session.

Councilmember Koch thanked Councilmember Nelsen, "you have been an inspiration to me!" The meeting put on by Eagle Med was poorly attended, but the proposition sounds like a great deal. The County has expended \$41,000.00 to get this service started and that enables any resident to be flown out of Worland at no cost if they have insurance. The out of pocket expense without insurance is \$35.00 annually. City Attorney Richins recommended that we invite Eagle Med to a council meeting or have them put on a presentation for our employees.

Mayor Duffy and Councilmember Callaham attended the open house for Schlumberger.

Councilmember Gentzler and Councilmember Gill thanked Councilmember Nelsen for his years of service to the city.

Councilmember Sanchez thanked Councilmember Nelsen for teaching him patience and mentioned that the Drama Team for the Worland High School took top honors at State. Councilmember Sanchez asked that the city talk about donating the road to Schlumberger solely to create a business friendly community.

Mayor Duffy talked to Kaitlin Youngquist about the community garden and getting a Memorandum of Understanding put together. Mayor Duffy also thanked Councilmember Nelsen for his help and appreciated his knowledge of the history of things that have gone on with the city. "We will miss both Councilmember Nelsen and Councilmember Fernandez; they have been valuable members of the Council."

Mayor Duffy requested an executive session at the close of the meeting to discuss possible acquisition of real estate.

Councilmember Callaham thanked Councilmember Nelsen for his years of service and wished everyone a Merry Christmas.

Councilmember Horath thanked the Council for the get well card, thanked both Councilmember Nelsen and Councilmember Fernandez for their years of service and wished everyone a Merry Christmas.

Councilmember Nelsen jokingly stated that he wouldn't miss sitting by Councilmember Horath and thanked the Council and Mayor for their work on the council. "I appreciate everyone for volunteering and the support – Merry Christmas!"

Motion: to enter into executive session at 8:40 p.m. to discuss the possible purchase of real estate.

By: Councilmember Koch.

Second by: Councilmember Nelsen.

Vote: The motion passed unanimously.

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

By: Councilmember Koch.

Second by: Councilmember Nelsen.

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 meeting at 8:51 p.m.

By: Councilmember Callaham.

Second by: Councilmember Gentzler.

Vote: The motion passed unanimously.

David M. Duffy, Mayor

ATTEST:

Tracy A. Glanz, Clerk/Treasurer