

REGULAR MEETING OF THE CITY COUNCIL
OF WORLAND, WYOMING
June 3, 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 May 6, 2014. Mayor Dave Duffy presided and the Councilmembers in attendance were: Keith Gentzler, Jim Gill, Mandy Horath, Bob Nelsen, Lisa Fernandez, Michele Rideout, Dennis Koch, Bud Callaham and Marcus Sanchez. Also present were: City Attorney, Kent Richins; City Engineer Representative, Mike Donnell and Clerk/Treasurer, Tracy Glanz.

There were two (2) visitors present for this meeting of the City Council.

Garret Immesoete 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 as presented.

By: Councilmember Gill.

Second by: Councilmember Gentzler.

Vote: The motion passed unanimously.

The minutes of the May 20, 2014 regular meeting were approved as published.

Mayor Duffy requested approval of the consent agenda.

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 June, before normal City Council approval on the first Tuesday of July and approve the Consent Agenda with Warrant Register for May 2014, Payroll Vouchers for periods ending May 25, 2014 and May 31, 2014; WARRANT REGISTER - \$310,678.81; PAYROLL 05/25/14 - \$56,215.80; PAYROLL 5/31/14 - \$3,451.90.

By: Councilmember Gentzler.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Mayor Duffy opened the public hearing barring any conflict of interest from a member of the Council at 7:05 p.m. to hear comment on the application for a transfer of a retail liquor license. Clerk/Treasurer Tracy Glanz announced that the following application was submitted:

Transfer from Scheuerman Hospitality Inc. d/b/a Firenze to Firenze Restaurant Group d/b/a Firenze.

Hearing no public comment Mayor Duffy closed the public hearing at 7:06 p.m.

Motion: to approve the transfer of the retail liquor license.

By: Councilmember Callaham.

Second by: Councilmember Koch.

Vote: The motion passed unanimously.

Mayor Duffy asked Garret Immesoete with the Board of Adjustment & Planning Commission (BAPC) to report on their regular meeting and the special meeting. Mr. Immesoete stated that the BAPC after discussions in both meetings recommended approval of the proposed Tonka Vista III Subdivision near the airport. Since the subdivision is within one mile of the corporate city limits, the city has to approve the subdivision jointly with the County. City Attorney Kent Richins did not recommend approval tonight as he felt the Councilmembers need to review the subdivision in detail, and the annexation language on the plat needs to be reviewed and corrected if necessary. Typically the Council should have an opportunity to review and understand the proposed subdivision before they vote on it and requested that the Council delay any action until the next Council meeting. Discussion followed about egress and fire suppression issues. City Attorney Richins explained that the subdivision has to meet our standards as well as the county in case the subdivision is ever annexed into the city which is why we need an annexation agreement. City Engineer Representative Donnell stated that state law can be interpreted either way as to the city limit line as far as city approval and also recommended an annexation agreement with any subdivision outside the city limits. It was noted that property owners within the subdivision would be bound by the annexation agreement and any covenants. Councilmember Sanchez questioned why the city is making it difficult for the developer; City Attorney Richins explained the annexation issue and how the city has provided water and/or sewer service to outside subdivisions in the past who now refuse to be annexed and their refusal affects our funding. This is why we now require annexation agreements. No action was taken.

Mayor Duffy thanked those that attended the Consensus Funding meeting at the County today, reporting that the group had reached a consensus. The city reduced the total amount requested by \$268,596.40 and will receive 44% of the funding available. The projects eliminated by the city include Riverside Park sprinkling system, Sewer Line replacement and monies requested for design work on a new sprinkler system at the Golf Course; the amount requested for the South 2nd Water Line project was also reduced. Discussion followed. Clerk/Treasurer Glanz provided a worksheet with the amended applications and alternate applications. Discussion continued about how these changes affect the budget.

Motion: to approve the amended applications and alternate applications as presented.
By: Councilmember Fernandez.
Second by: Councilmember Callaham.
Vote: The motion passed unanimously.

Mayor Duffy presented the personnel policy manual with proposed amendments. Clerk/Treasurer Glanz explained that the Council had already approved the proposed manual but after further review with the Mayor and Chief of Police additional changes were needed.

Motion: to approve the personnel policy manual amendments.
By: Councilmember Callaham.
Second by: Councilmember Rideout.
Vote: The motion passed unanimously.

Motion: to approve the personnel policy manual as amended.
By: Councilmember Callaham.
Second by: Councilmember Horath.

Vote: The motion passed unanimously.

Mayor Duffy reported on the airline carrier bids received by the city; there were three bids received and the one from Boutique Air was essentially invalid since it required the acceptance of the bid by Laramie, Wyoming. Laramie is currently served by SkyWest and will continue with SkyWest as a provider. Great Lakes bid to provide service from Worland to Denver via Riverton or Cheyenne with a possibility of a direct flight to Denver. Hopefully Great Lakes can provide reliable service and work out pilot shortage issues. Discussion followed; the airline will receive essential service funding from the federal government to provide service in Worland.

Mayor Duffy handed out a proposed change to the One Cent Sales Tax resolution; the proposed change included language that would make it as transparent as possible as far as how funding could be spent. There was a comment made earlier today by a County Commissioner that this type of funding and consensus funding should not be used for water and/or sewer projects since the city has a revenue source that they could borrow against and the means to increase utility rates to cover replacement projects. However, nothing has been found in statute that prevents this type of funding for infrastructure replacement. City Attorney Richins stated that the attorneys for each government entity met and recommended changes to the tax resolution including language referencing what the tax would be imposed on i.e. retail sales; those changes have not been done yet. City Attorney Richins will meet with Mr. Lockhart to revise the resolution. Councilmember Horath recommended that any money spent from the education funds donated from the city be reviewed by the City Attorney to make sure that the money is used for education not promotion of the tax; any brochures printed up must meet the guidelines. Councilmember Sanchez asked where the funds originally allocated to the Aquatic Center went; the funds were allocated to the two Senior Centers and the Worland Community Complex Center.

Mayor Duffy presented Ordinance #815 for third and final reading:

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, GRANTING AN ELECTRIC UTILITY FRANCHISE AND GENERAL ELECTRIC EASEMENT TO ROCKY MOUNTAIN POWER. SAID ORDINANCE REPEALS ORDINANCE NO. 726 AND ORDINANCE 789 IN THEIR ENTIRETY AND REPLACES THEM WITH THIS ORDINANCE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Motion: to pass, approve and adopt Ordinance #815 on third and final reading.

By: Councilmember Koch.

Second by: Councilmember Nelsen.

Vote: The motion passed unanimously.

Mayor Duffy presented the WAM Resolutions for consideration and asked how the Council wished to proceed. Discussion followed.

Motion: to leave it up to Clerk/Treasurer Glanz to vote on the Resolutions at the WAM meeting.

By: Councilmember Callaham.

Second by: Councilmember Fernandez.

Vote: The motion passed unanimously.

Clerk/Treasurer Tracy Glanz presented the following budget amendments and a budget summary with the amendments included:

To increase line item 10-66000-255 Fleet & General Insurance from \$13,900 to \$14,280

To increase line item 51-41000-255 Fleet & General Insurance from \$20,850 to \$21,420

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To increase line item 53-41000-255 Fleet & General Insurance from \$13,900 to \$14,280
(Expected property insurance increase)

To decrease line item 10-34495 Revenue Consensus Grant 2014-15 from \$411,150 to \$274,100
(As per Consensus Funding)

To increase line item 10-55000-933 Equipment Replacement from \$100,000 to \$310,000
(Move cost of Street Sweeper into 2014-15 budget due to delayed delivery)

To decrease line item 10-62000-523 Golf Course New Sprinkler System from \$30,000 to \$0.00
(As per Consensus Funding)

To decrease line item 10-56000-523 New Sprinkler Systems from \$359,000 to \$259,000
(As per Consensus Funding)

To increase line item 10-56000-523 New Sprinkler Systems from \$259,000 to \$289,000
(To cover initial costs associated with repair of Riverside Park)

To increase line item 10-71000-280 Cash Reserve from \$354,000 to \$365,937
(To increase General Fund reserve to the 10% required by statute)

To decrease line item 51-34717 Revenue SLIB Grant 2014-2015 from \$552,500 to \$498,904
(As per Consensus Funding)

To decrease line item 51-40000-717 Consensus 2014-2015 from \$650,000 to \$552,500
(As per Consensus Funding)

To increase line item 51-40000-372 Mains, Maintenance from \$200,000 to \$354,000
(Aspen View water line blue board)

To decrease line item 52-34721 Revenue Consensus Grant from \$102,203 to \$17,203
(As per Consensus Funding)

Discussion followed; as to how decisions were made on the reduction in consensus funding and changes to the budget.

Motion: to approve the budget amendments as presented.

By: Councilmember Koch.

Second by: Councilmember Fernandez.

Vote: The motion passed unanimously.

City Engineer Representative Mike Donnell informed the Council that the Urban Systems meeting is tomorrow at City Hall at 2:00 p.m. and the WYDOT Stip meeting is on June 11th at 11:30 a.m. in the County Commissioners room. The Big Horn Regional (BHR) bids came in lower than expected with the low bid at \$5.892 million with a contractor out of Sheridan. The West River Road Project is scheduled to begin this fall and WYDOT is working with the City Engineer's office to solve any issues associated with the water transmission line.

Councilmember Nelsen asked what the city is doing with all the cars at the Airport; Clerk/Treasurer Glanz stated that she will be working on a request for proposal for the upcoming action. Councilmember Nelsen asked that we make sure all city logos are removed from vehicles and/or equipment.

Councilmember Gill encouraged everyone to attend Culturefest this weekend at the Worland Community Center Complex.

Councilmember Fernandez reminded residents that it is weed season and asked that everyone take care of their weeds.

Councilmember Sanchez stated that he wasn't comfortable with the consensus funding meeting scheduled at 1:00 p.m. when people are working. Councilmember Sanchez stated that he is very concerned that we lost Vast Manufacturing to Greybull; the city needs to be more accommodating to businesses. Discussion followed.

There being no further business to come before the Council the meeting adjourned at 8:30 p.m.

David M. Duffy, Mayor

ATTEST:

Tracy A. Glanz, Clerk/Treasurer