

REGULAR MEETING OF THE CITY COUNCIL
OF WORLAND, WYOMING

February 16, 2010

A regular meeting of the City Council of Worland, Wyoming convened in the Council Chambers in City Hall at 7:00 p.m. on February 16, 2010. Mayor Kreg Lombard presided and the Councilmembers in attendance were: Loyd Worley, Kathy Newman, Bud Callaham, Lisa Fernandez, Michele Rideout, Jerry Alexander, George Hazen and Justin Pfeiffer (via Skype). Also present were: Airport Manager/Superintendent of Public Works, Gary Thompson; Chief of Police, Greg Bankert; City Attorney, Kent Richins; Building Official Ron Vanderpool and Clerk/Treasurer, Tracy Glanz. Councilmember Bob Nelsen was absent.

Chief of Police Greg Bankert led the Council and visitors in the Pledge of Allegiance.

There were five (5) visitors present for this meeting of the City Council. The visitors were asked to introduce themselves and included Rev. Guy Helms new minister for the Presbyterian Church, Althea Luhm President of the Student Council at Worland High School, Chris and Haley Schmeltzer.

Motion: to approve the minutes of the regular meeting on February 2, 2010.

By: Councilmember Hazen.

Second by: Councilmember Worley.

Vote: The motion passed unanimously.

Mayor Lombard opened the public hearing at 7:03 p.m. to hear comment on the request of Cloud Peak Counseling to use the City of Worland as a pass thru for a CDBG Grant in the amount of \$300,000.00. Rev. Guy Helms commented that Cloud Peak Counseling is a valuable resource; there being no further comments the public hearing was closed at 7:05 p.m.

Clerk/Treasurer Tracy Glanz introduced Resolution #2010-3:

RESOLUTION NO. 2010-3

WHEREAS, the governing body of the City of Worland has the legal authority to apply for and implement a Community Development Block grant; and

WHEREAS, Cloud Peak Counseling wishes to apply for a Wyoming Community Development Authority Grant; and

WHEREAS, Cloud Peak Counseling has the support of the city government with the understanding that the City of Worland bears no financial obligation; and

WHEREAS, the Office Building to be established with the proceeds of this grant will be based in the community of Worland; and

WHEREAS, economic stimulus and impact along with additional employment opportunities will occur in Worland as a result of Cloud Peak Counseling's activities; and

WHEREAS, a public hearing was held on February 16, 2010, to obtain citizen input concerning use of available funds. Notice thereof having been published in the local newspaper; and

WHEREAS, it is concluded that it is in the best interest of the City of Worland to support the Wyoming Community Development Authority Block Grant Application of Cloud Peak Counseling;

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WORLAND, as follows:

1. Cloud Peak Counseling with the support of the City of Worland, will submit an application for a Wyoming Community Development Authority Grant in the amount of \$300,000.00 for the purpose of constructing an Office Building, which will bring measurable and desirable economic development and promote growth in the local economy in Worland.
2. Cloud Peak Counseling is authorized to execute any and all application forms and other documents necessary in order to obtain such grant.

PASSED, APPROVED AND ADOPTED THIS 16th DAY OF FEBRUARY, 2010 AT WORLAND, WASHAKIE COUNTY, WYOMING.

CITY OF WORLAND

Kreg Lombard, Mayor

ATTEST:

Tracy A. Glanz, City Clerk

Motion: to pass, approve and adopt Resolution #2010-3.

By: Councilmember Newman.

Second by: Councilmember Worley.

Vote: The motion passed unanimously.

City Attorney Kent Richins announced that it was the time and place to open bids for a Zero Turn Parks Turf Mower.

COMPANY		BID
Kennedy Ace Hardware	Mower	\$ 13,498.00
	Mower with Collection	\$ 15,905.00
Lathrop Equipment	Mower	\$ 13,200.00
	Mower with Collection	\$ 15,970.00
Big Valley Bearing & Supply	Mower	\$ 11,898.00
	Mower with Collection	\$ 14,195.00
Park County Implement	Mower	\$ 15,374.00
	Mower with Collection	\$ 18,861.00
Cutting Edge Equipment	Mower	\$ 12,288.00
	Mower with Collection	No Bid

The bids were given to Superintendent of Public Works Gary Thompson for review. Superintendent Thompson and Parks Maintenance Supervisor Mark Osbon will review the bids and make a recommendation at the next council meeting.

Motion: to approve the payroll for the period ending February 7, 2010; PAYROLL 2/7/10 - \$51,447.71.

By: Councilmember Callaham.

Second by: Councilmember Fernandez.

Vote: The motion passed unanimously.

Mayor Kreg Lombard and Councilmember Kathy Newman will be attending the WAM Winter Conference in Cheyenne tomorrow through Friday, February 19, 2010.

Althea Luhm, President of the Student Council was in attendance in an effort to open the lines of communication between the governing body and the students, and inform the governing body of the several projects the Student Council is working on. Ms. Luhm invited all to attend the Mr. & Miss Warrior Pageant to be held on March 18, 2010 at 7 p.m. at the Worland High School. Mayor Lombard was asked to be a judge for the contest. Councilmember Kathy Newman noted that it was a pleasure to have Althea attend and invited her to bring students concerns to the Council.

City Attorney Kent Richins presented Ordinance #784 for first reading.

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, ESTABLISHING, AMENDING AND SUPPLEMENTING REGULATIONS PERTAINING TO THE MECHANICAL CODE AND PLUMBING CODE OF THE WORLAND CITY CODE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith ARE HEREBY REPEALED.

Motion: to pass Ordinance #784 on first reading.

By: Councilmember Alexander.

Second by: Councilmember Hazen.

Vote: Members voting AYE: Alexander, Worley, Fernandez, Rideout, Callahan, Newman, Pfeiffer and Lombard; Members voting NAY: Hazen; the motion passed by a vote of 8-1.

City Attorney Richins introduced Resolution #2010-1:

JOINT BINDING RESOLUTION #2010-1

A RESOLUTION SUPPORTING AND APPROVING THE CONTINUATION OF A GENERAL PURPOSE ONE PERCENT (1%) SALES TAX IN WASHAKIE COUNTY, STATE OF WYOMING THROUGH JOINT EFFORT BY THE TOWN OF TEN SLEEP, WYOMING, THE CITY OF WORLAND, WYOMING AND THE COUNTY OF WASHAKIE, WYOMING.

BE IT RESOLVED by the Governing Body of the Town of Ten Sleep, the City of Worland and Washakie County, Wyoming:

WHEREAS, Wyoming Statute Section 39-15-204(a)(i), authorizes the County to impose a 1% general purpose sales tax within the County for general revenue purposes; and

WHEREAS, the revenues of the 1% general purpose sales tax provide valuable services and benefits to all citizens of the Town of Ten Sleep, the City of Worland and Washakie County; and

WHEREAS, the initiative was approved by a majority of the voters at the primary election held in Washakie County, Wyoming on Tuesday, August 19, 2008 directing the Board of County Commissioners of Washakie County to allocate the 1% general purpose sales tax revenues as follows:

PROJECT NAME/LOCATION (Not listed in priority)	ESTIMATED COST
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Washakie County

Will be used as seed money for grants to build a new Library. \$1,000,000.00

Will be used as the 20% match for TEAL grants to expedite completion of the walk and bike path. \$ 200,000.00

Washakie Development Association

Economic Development to include business retention, expansion, attraction and quality of life. Office operations, marketing, matching funds for grants, revolving loan fund for businesses and special projects. \$ 600,000.00

Worland Senior Center

To supplement local Match Funds for grants. Specifically, the funds will ensure the continuance and stability of the Center by providing needed monies for operating, administrative and maintenance expense as well as necessary replacement of equipment. \$ 400,000.00

Ten Sleep Senior Center

Operation and Maintenance of the existing facility and seed money for grants. This will ensure the stability of a Senior Center in Ten Sleep. \$ 200,000.00

Town of Ten Sleep

Seed money that will supplement local funds to be used specifically for the expansion of the Town's water and sewer infrastructure. Street improvements. \$ 800,000.00

City of Worland

Seed money that will supplement local funds and grants; to be used specifically for water and sewer infrastructure and street improvements. \$ 1,800,000.00

Worland Community Complex

Operation and Maintenance of existing facility, seed money for grants and program development; This project will ensure the stability of the complex. \$ 1,000,000.00

Total of all Projects under the General Purpose Sales Tax for calendar year 2009 through 2012 inclusive: \$6,000,000 (100%)

WHEREAS, the imposition of a one percent (1%) general purpose sales tax under W.S. 39-15-204(a)(i) was not placed on the ballot in conjunction with the general election held in Washakie County, Wyoming on Tuesday, November 4, 2008 and as a result it is necessary that it be re-considered at this time by joint resolution of the parties hereto; and

WHEREAS, in order to clarify and enforce the intentions of the electorate it is necessary that the entities herein pass this Resolution pursuant to W.S. 39-15-203(a)(i)(F)(II);

NOW, THEREFORE, BE IT RESOLVED, that the one percent (1%) general purpose sales tax shall continue by resolution by the governing body of the county and by ordinances adopted by the governing bodies of at least a majority of the incorporated municipalities within the county as authorized under W.S. 39-15-203(a)(i)(F)(II) until December 31, 2012.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2010.

ATTEST:

Mary Grace Strauch, Clerk

COUNTY OF WASHAKIE

Ron Harvey, Commissioner

Terrence D. Wolf, Commissioner

Aaron Anderson, Commissioner

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2010.

ATTEST:

CITY OF WORLAND

Tracy A. Glanz, Clerk/Treasurer

Kreg Lombard, Mayor

Kathy Newman, Council Member

Lisa Fernandez, Council Member

Bud Callahan, Council Member

Loyd Worley, Council Member

George Hazen, Council Member

Justin Pfeiffer, Council Member

Michele Rideout, Council Member

Jerry Alexander, Council Member

Bob Nelsen, Council Member

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2010.

ATTEST:

TOWN OF TEN SLEEP

Lori Hughes, Clerk/Treasurer

Fred Firnekas, Mayor

Machelle Fettig, Council Member

Jay Chaney, Council Member

Jack Haggerty, Council Member

Gail Casteel, Council Member

Motion: to pass, approve and adopt Joint Binding Resolution #2010-1.
By: Councilmember Callaham.
Second by: Councilmember Worley.
Vote: The motion passed unanimously.

City Attorney Richins presented Ordinance #785 for first reading.

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, SUPPORTING AND APPROVING THE CONTINUATION OF A GENERAL PURPOSE ONE PERCENT (1%) SALES TAX IN WASHAKIE COUNTY, STATE OF WYOMING. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Motion: to pass Ordinance #785 on first reading.
By: Councilmember Alexander.
Second by: Councilmember Worley.
Vote: The motion passed unanimously.

Motion: to approve the Census 2010 Proclamation and the publishing of the Proclamation in its entirety.
By: Councilmember Worley.
Second by: Councilmember Callaham.
Vote: The motion passed unanimously.

Clerk/Treasurer Glanz presented information on the proposal from Engineering Associates to renew their contract for Building Department Services. Discussion followed.

Motion: to approve the Contract with Engineering Associates to provide Building Department services for a term of two (2) years and authorize the Mayor to sign the contract.
By: Councilmember Callaham.
Second by: Councilmember Newman.
Vote: Members voting AYE: Rideout, Callaham, Newman, Pfeiffer and Lombard; Members voting NAY: Hazen, Alexander, Worley and Fernandez; the motion passed by a vote of 5-4.

City Attorney Richins inquired as to why the four Councilmembers voted no; Councilmembers indicated that it was a monetary issue.

Clerk/Treasurer Glanz informed the Council that while the City was awarded funding from the ARRA-SEP Facility Energy Efficient Grant through the Wyoming Business Council, the split had changed from the original proposed 90/10. The amount awarded was \$68,796.00 for the City Hall Project with the following options:
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Option A - Entire Project at a total cost of \$91,000.00
Grant Amount: \$68,796.00/City Match: \$22,204.00 (76/24 split)

Option B - Reduced Project at a total cost of \$78,000.00
Grant Amount: \$68,796.00/City Match: \$9,204.00 (88/12 split)

Discussion followed as to the retrofits that would be eliminated with Option B. Clerk/Treasurer Glanz indicated that the replacement of the windows and doors could be eliminated; however, there was a lot of energy loss through the doors. The Council will review the proposed retrofits and options.

Airport Manager/Superintendent of Public Works Gary Thompson informed the Council that the Road 11 Sewer Project is expected to be complete within two weeks.

Chief of Police Greg Bankert informed the Council that the Department is again offering civilian self-defense classes as well as pistol classes. Classes will be offered as long as there is interest.

Chief of Police Bankert stated that the Police Department Policy Manual is complete and will be reviewed by Supervisory Staff as well as the City Attorney. Chief of Police Bankert commended Captain Andy Williams and staff on updating and reviewing the manual.

Under Business of Commissions:

Motion: to ratify and approve the actions of the boards and commissions of the City of Worland.

By: Councilmember Alexander.

Second by: Councilmember Hazen.

Vote: The motion passed unanimously.

Under Business of the Council:

Councilmember Pfeiffer stated that he was anxious to get home, with an estimated return date of April, 2010.

Councilmember Hazen asked City Attorney Richins what options a voter had to impeach the Mayor or a Councilmember. City Attorney Richins responded that there was no statutory provision under the Mayor/Council form of government to impeach or recall a member of the governing body. Mayor/Council can be removed from office if convicted of a felony, if they perhaps fail to attend so many meetings or are derelict in their duties.

Councilmember Fernandez has tentatively planned an Employee Appreciation Breakfast for March 30, 2010 at the Worland Community Center Complex. The breakfast would start at 7:00 or 7:30 a.m. to accommodate employees who are on shift work and allow employees to clock in prior to the breakfast. Councilmember Fernandez asked for help from the governing body with cooking and/or donations. The breakfast may be postponed until Councilmember Justin Pfeiffer's return.

There being no further business, the meeting adjourned at 7:57 P.M.

Kreg Lombard, Mayor

ATTEST:

Tracy A. Glanz, Clerk-Treasurer