

City of Rock Springs)
County of Sweetwater)
State of Wyoming)

City Council met in regular session on May 15, 2018. Mayor Demshar called the meeting to order at 7 p.m. Members present included Councilors Jason Armstrong, Tim Savage, Rose Mosbey, Billy Shalata, David Tate, Glennise Wendorf, Rob Zotti, and David Halter. Department Heads present included Dwane Pacheco, Richard Beckwith, Matthew McBurnett, David Lansang, Paul Kauchich, Kara Beech, Jim Wamsley and Steve Horton. The pledge of allegiance was recited. Mayor Demshar requested a moment of silence in remembrance of Judge Scott Nelson's mother passing due to a recent vehicle accident.

Approval of Revised Agenda

Moved by Councilor Shalata, seconded by Councilor Mosbey to approve the revised agenda. Motion carried unanimously.

Approval of Minutes

Moved by Councilor Halter, seconded by Councilor Wendorf to approve the City Council Meeting Minutes of May 1, 2018.

PRESENTATIONS AND PROCLAMATIONS

Proclamation—Arbor Day

Mayor Demshar read a proclamation declaring Wednesday, May 23, 2018, as Arbor Day, with a Tree Planting Ceremony taking place on Wednesday, May 23, 2018, at 10 a.m. at the High Desert Arboretum.

Proclamation—Kids to Parks Day

Mayor Demshar read a proclamation declaring Saturday, May 19, 2018, as Kids to Parks Day – a day to take your kids to a neighborhood, state or national park.

Proclamation—Police Week

Mayor Demshar read a proclamation declaring the week of May 13 through 19, 2018, as National Police Week, recognizing the way in which our lives have been touched by the police officers who stand guard over our community. Police Chief Dwane Pacheco spoke about the events that will be happening during Police Week, including an Open House that will be held at the Police Department on Thursday, May 17, 2018, from 5p.m.-7p.m.

PETITIONS

Dave Hanks, CEO of the Rock Springs Chamber of Commerce, informed the governing body of an event on Thursday, May 17 to raise the flags of our 56 Nationalities at the Chamber of Commerce. On May 25 there will be a group of International Tour Operators coming to check out the Rock Springs area. Mr. Hanks also touched on City-Wide Cleanup to be held on Saturday, May 19. He invited everyone to help clean up Rock Springs. He thanked the Parks Department for their assistance.

Erin Barbuto with Head Start requested a street closure on Ahsay Street for Head Start's field day on May 23, 2018, from 9 a.m.—2 p.m. Councilor Zotti asked if there would be any issues with this request. Paul Kauchich confirmed that it will not cause issues and barricades would be provided to close the street. Moved by Councilor Zotti, seconded by Councilor Mosbey to approve the request. Motion carried unanimously.

Police Commander Clark Robinson with the Rock Springs Police Department thanked the governing body for their recognition of Police Week. He stated that in 2017, 135 officers lost their lives in the line of duty. In 2018, 54 officers have lost their lives in the line of duty so far. The Commander addressed Ordinance 2018-04 regarding language in Section 305, Subsection C addressing "civil service" exclusions, and requested that an amendment be made to remove this language. He asked that the Council consider tabling the Ordinance so that staff can further review and comment under the June 5, 2018, Petitions section of the agenda.

Dominic Erramouspe with the Rock Springs Fire Department thanked the governing body for presenting Resolution 2018-82, approving the Collective Labor Agreement. He also voiced his opposition to the amendment proposed on May 1, 2018, to Ordinance 2018-04 regarding civil service exclusions and asked the Council to consider tabling the Ordinance so that staff can further review and comment at the next City Council meeting.

OFFICER AND STAFF REPORTS

Health Insurance Fund Recap—April 2018; Financial Report Summary—April 2018; Animal Control Report—April 2018; Rock Springs Renewal Fund Financial Statements—March 2018

Mayor Demshar acknowledged the receipt of the Officer and Staff Reports. Moved by Councilor Tate, seconded by Councilor Zotti to approve the reports and place them on file. Motion carried unanimously.

COUNCIL COMMITTEE AND BOARD REPORTS

Mayor Demshar acknowledged the receipt of the Main Street Board Meeting Minutes of April 9, 2018.

Councilor Wendorf expressed hope that citizens would attend the City-Wide Cleanup event on May 19, 2018.

Councilor Savage reported that at the Red Cross event on Saturday, May 12, over 50 volunteers installed 315 smoke detectors in citizens’ homes around Rock Springs. He thanked Sage View for providing a wonderful breakfast.

Councilor Savage asked Chief Dwane Pacheco to expound on activities during Police Week. Chief Pacheco explained that the fallen officers will be inscribed in Washington, DC on May 16, 2018, and that the Rock Springs Police Department will be holding a Blue Mass at 7p.m. at the Catholic Church that evening. Officer Thomas Harris, a police officer for the Rock Springs Police Department, was killed in the line of duty in 1915, and his colors will be retired on May 17, 2018, at 4:45 p.m., just before the Open House at 5 p.m. at the Rock Springs Police Department.

Moved by Councilor Halter, seconded by Councilor Tate to approve the Council Committee and Board Reports and place them on file. Motion carried unanimously.

CORRESPONDENCE

The following correspondence was received: Letter from International Day Committee requesting assistance for this year’s event.

Moved by Councilor Mosbey, seconded by Councilor Wendorf to approve the correspondence and place it on file. Motion carried unanimously.

BILLS AND CLAIMS

Bills and Claims for May 15, 2018

WY Department of Revenue	Sales Tax	637.92
A-G Plumbing	Services	90.00
Ace Hardware	Supplies	2,671.84
Advanced Automotive	Parts	595.34
Airgas Intermountain	Gases	596.06
All West Communications	Service	255.92
Alpine Pure Bottled Water	Supplies	38.00
Also American Linen	Uniforms/rugs	1,990.41
American Assn. for State/Local History	Membership	98.00
American Red Cross	Certifications	36.00
Amerigas	Propane	60.03
Auto Parts Unlimited	Parts	2,125.54
Autozone	Parts	1,292.02

Beacon Athletics	Equipment	1,018.70
Ben Weese & Associates	Software	165.00
Black Clover Enterprises, LLC	Booking Order	1,772.40
Blatter Construction Co.	Repairs	745.00
Bloedorn Lumber Company	Supplies	95.24
Boot Barn, Inc.	Boots	231.23
C.E.M. Aquatics	Vega Units	1,285.89
Carlos Johnson	Utility Refund	65.98
Castle Cleaning	Services	2,050.00
CDM Constructors, Inc.	Contract	263,846.76
Center Street Service	Towing	154.00
Century Equipment Company	Pins	8.96
Century Link	Telephone	1,011.74
Chematox Laboratory, Inc.	Testing	562.40
CJ Signs	Stickers	36.00
Clawson, Amanda	Reimbursement	70.05
Copier & Supply Co, Inc. of RS	Maintenance	2,218.27
CWAM/WY Assn. of Museums	Membership	60.00
Danny Hayes	Utility Refund	49.16
Dell	Supplies	328.68
Derek Abraham	Utility Refund	52.17
Deric or Leslie Keller	Utility Refund	155.73
Digicert, Inc.	GeoTrust Certificate	523.00
Donald or Annette Haney	Utility Refund	35.98
Elite K-9, Inc.	Supplies	656.35
Equifax Credit Information Services	Fees	80.00
Eric Phillips Law Office	Legal Fees	300.00
F.H. Black & Company, Inc.	Training	2,970.00
Fastenal Company	Parts	676.84
Fedex	Shipping	60.06
First Veterinary Supply	Supplies	12.00
Foremost Promotions	Promotional Items	667.42
Globe Electric	Lighting	1,990.09
Golf & Sport Solutions	Supplies	2,203.07
Grainger, Inc.	Parts	141.81
Harris Enterprise Resource Planning	Software	1,717.50
High Desert Construction, Inc.	Services	2,437.50
High Security Lock & Alarm	Services	1,792.00
Homax Oil Sales, Inc.	Fuel	20,049.60
Home Depot Credit Services	Parts	7,598.04
Honnen Equipment Co.	Parts	543.63
Hose & Rubber Supply	Parts	790.36
Howard Supply Co LLC	Supplies	297.60
HWP Inc.	Ozone Units	346.47
International Code Council, Inc.	Publications	1,057.78
Intoximeters, Inc.	Supplies	266.50
IPMA	Supplies	225.00
Jack's Truck & Equipment	Repairs	909.88
Jim's Upholstery	Repairs	855.00
Joint Powers Telecom Board	Internet	2,280.00
Joint Powers Water Board	Water Usage	\$173,185.27
Kaman Industrial Technologies	Parts	35.06
Kenneth Rutstein	Utility Refund	94.36
Legacy Equipment Company	Parts	1,082.29
Lewis & Lewis, Inc.	Overlay	877,347.00
Long Building Technologies, Inc.	Parts	214.00
Longhorn Construction, Inc.	Contract	20,256.12
Macy's Truck Repair, Inc.	Repairs	362.79
McFadden Wholesale Co., Inc.	Supplies	2,833.51
Model Signs	Signage	179.50
Morcon Specialty, Inc.	Gauges	293.26

Morgen or Shasta Townsend	Utility Refund	66.42
Mountaineer Animal Clinic	Services	77.35
Mountainland Supply Company	Parts	11,830.00
Murdoch's Ranch and Home	Parts	229.29
NASRO	Memberships	80.00
Nelson, Scott	Reimbursement	197.73
Nelson Engineering	Contract	22,839.96
Neopost USA, Inc.	Meter Rental	55.00
Nu-Life Auto Glass, LLC	Repairs	25.00
O'Reilly Auto Parts	Parts	763.81
Old Dominion Brush Co., Inc.	Parts	5,110.00
Olympus Equipment	Chemicals	1,703.97
Orkin Exterminating	Services	154.56
Pacific Steel & Recycling	Metals	279.09
Painting Petunias	Towels	177.00
Papa Murphy's Take 'n' Bake Pizza	Pizza	1,208.00
Paper Direct	Cards	198.76
Payment Remittance Center	Expenses	5,264.94
Petty Cash—City Treasurer	Petty Cash	251.36
Pineda, Atty at Law	Fees	1,060.00
PMS Custom Screen Printing	Shirts	90.00
POSM Software, LLC	Software	1,500.00
Precor, Inc.	Parts	224.93
Preservational Trust	Advertising	425.00
Rasmussen, Chandra	Reimbursement	46.62
Real Kleen, Inc.	Supplies	4,388.59
Recreation Supply Company	Supplies	2,093.00
Respond First Aid Systems	Supplies	444.53
Robert Mullin	Utility Refund	60.98
Rock Springs Municipal Utility	Water/Sewer	26,952.82
Rock Springs Newspapers	Advertising	5,827.75
Rock Springs Pet Hospital, LLC	Services	1,644.50
Rock Springs Renewal Fund	Expenses	4,411.63
Rock Springs Winlectric	Supplies	484.48
Rock Springs Winnelson, Co.	Parts	6,437.28
Rocky Mountain Power	Utilities	26,123.78
Rocky Mountain Service Bureau	Fees	32.00
Ron's Ace Rental & Equip Sales, Inc.	Supplies	4,925.19
RS Refrigeration	Parts	1,482.46
Sherwin Williams	Paint	486.14
Shoshone Distributing, Inc.	Merchandise	428.28
Simplot Partners	Supplies	11,985.00
Sirchie Laboratories	Supplies	398.25
Six States Distributors/Truck Pro	Supplies	381.50
Sportsman's Warehouse	Equipment	799.89
Sprint	Telephone	50.00
SST Testing+, Inc.	Testing	1,050.00
State of Wyoming—DFS	Backgrounds	20.00
Stotz Equipment	Parts	505.74
Superior Lumber Co.	Parts	2,704.00
Supply Cache, Inc.	Uniforms	475.45
SurveyMonkey.com, LLC	Renewal Fee	360.00
Sweetwater County School District #1	Printing	358.51
Sweetwater County Sheriff's Office	Prisoner Boarding	4,845.00
Sweetwater Heights	Housing Assistance	621.00
Sweetwater Plumbing & Heating, LLC	Parts	100.40
Symbolarts, Inc.	Plaque	100.00
Target Specialty Products	Supplies	15,397.44
Tegeler & Associates	Bond	500.00
Teton Trees	Trees	15,745.03
Thomson Reuters-West Payment Center	Publications	2,128.00

Tire Den, Inc.	Tires	2,428.92
Titleist	Merchandise	671.43
Turf Equipment and Irrigation	Supplies	2,177.40
United Site Services	Portable Restroom	677.95
UPS	Shipping	176.22
USA Blue Book	Supplies	409.36
USPS-Hasler	Postage	2,000.00
Verizon Wireless	Records	100.00
Vonage Business	Telephone	427.28
WAMCO Lab, Inc.	Supplies	2,480.00
Weidner Fire	Supplies	680.00
Wyoming Analytical Labs	Testing	1,101.00
Wyoming Law Enf. Academy	Education	645.00
Wyoming Society of CPA's	Membership	340.00
Wyoming Waste Systems	Services	4,917.08
Wyoming Work Warehouse	Boots	312.59
Wyoming.com	DSL	75.95
	Total	\$1,632,064.67

Report Checks for May 7, 2018

Aflac Insurance New Group	Employee Premiums	6,178.44
Sun Life Assurance Co	Employee Premiums	1,804.40
Equitable Life	Employee Deferred	137.50
ICMA	Employee Deferred	3,233.79
Great-West Life & Annuity	Employee Deferred	8,287.50
Great-West Life & Annuity	Post Tax	240.00
Nationwide Retirement Solutions	Employee Deferred	370.00
Waddell & Reed Financial Services	Employee Deferred	925.00
Wyoming Child Support Enforcement	Child Support Payments	3,707.50
RS Firefighter Assn #1499	Employee Dues	2,142.40
Sweetwater County Circuit Court (GR)	Employee Garnishments	412.42
RS City Treasurer	Employee BCBS Reimburse.	62,159.12
FlexShare—Blue Cross Blue Shield	Employee BCBS Flexshare	6,794.99
496 & 872 NCPERS/Prudential	Group Life Employee Deduct.	896.00
RS Police Protective Assoc.	Employee Dues	585.00
UMWA/OAW Local #4893	Employee Dues	2,071.44
United Way of SW Wyoming	Employee Deductions	827.08
Waddell & Reed Financial Services	Section 529 Plan	775.00
Wyoming Retirement System	Fire Benefit City/Employee	49,521.47
Wyoming Worker's Comp	Employee Benefits	50,682.58
Wyoming Worker's Comp	Work Restitution Workers	60.62
Wyoming Retirement System	Employee Benefits	108,651.09
Wyoming Retirement System	Law Enforcement	46,495.78
Sweetwater Federal Credit Union	Employee Deductions	3,050.00
Internal Revenue Service	Electronic Fund Transfer	123,389.12
WY Department of Employment	Quarterly Unemployment	27,448.69
	Total	\$510,846.93

Moved by Councilor Wendorf, seconded by Councilor Armstrong to approve the bills and claims for May 15, 2018. Motion carried unanimously.

Salaries for May 7, 2018: \$654,074.12

Moved by Councilor Wendorf, seconded by Councilor Mosbey to approve the salaries for May 7, 2018. Motion carried unanimously.

NEW BUSINESS

Approval of Preliminary Budget for City of Rock Springs for period ending June 30, 2019

Moved by Councilor Tate, seconded by Councilor Shalata to approve the Preliminary Budget. Motion carried unanimously.

Request from the Parks & Recreation Department for permission to fill a vacant full time Lifeguard position at the Family Recreation Center

Moved by Councilor Wendorf, seconded by Councilor Tate to approve the request. Motion carried unanimously.

Request from the Sweetwater Dirt Racing Alliance for three Malt Beverage Permits for the Stock Car Races on May 25-27, 2018, from 5 p.m.—midnight at the Sweetwater Speedway

Moved by Councilor Mosbey, seconded by Councilor Tate to approve the request. Motion carried with Councilor Zotti abstaining.

Request from Black Rock, Inc. for a Liquor Catering Permit for the American Legion Poker Run on June 9, 2018 from 10 a.m.—10 p.m. at 543 Broadway

Moved by Councilor Wendorf, seconded by Councilor Armstrong to approve the request. Motion carried unanimously.

Request from the American Legion Riders, Post 24 for road closure of 501 S Main Street to S Main and E Street on June 9, 2018 from 10 a.m.—10 p.m.

Moved by Councilor Mosbey, seconded by Councilor Armstrong, to approve the request. Motion carried unanimously.

Request from the Rock Springs Police Department for permission to apply for the 2018 Bulletproof Vest Grant

Moved by Councilor Halter, seconded by Councilor Shalata to approve the request. Motion carried unanimously.

RESOLUTIONS

Resolution 2018-79 A RESOLUTION ACCEPTING AND APPROVING A CLIENT AGREEMENT BETWEEN ELWOOD STAFFING SERVICES, INC. AND THE CITY OF ROCK SPRINGS, WYOMING, AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, AND MATTHEW L. MCBURNETT, AS CITY CLERK OF THE CITY OF ROCK SPRINGS, TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY, was read by title.

Moved by Councilor Mosbey, seconded by Councilor Tate to approve Resolution 2018-79. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-81 A RESOLUTION ACCEPTING AND APPROVING A CONTRACT WITH WEED MANAGEMENT SOLUTIONS, IN THE AMOUNT OF \$71,070.00, AND AUTHORIZING CARL R. DEMSHAR, JR. AS MAYOR, AND MATTHEW L. MCBURNETT, AS CITY CLERK, TO EXECUTE SAID CONTRACT ON BEHALF OF THE CITY OF ROCK SPRINGS, was read by title.

Moved by Councilor Wendorf, seconded by Councilor Zotti to approve Resolution 2018-81. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-82 A RESOLUTION ACCEPTING AND APPROVING A 2018-2020 COLLECTIVE LABOR AGREEMENT WITH THE FIREFIGHTERS LOCAL 1499, I.A.F.F. AND AUTHORIZING AND DIRECTING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, AND MATTHEW L. MCBURNETT, AS CITY CLERK, OF THE CITY OF ROCK SPRINGS TO EXECUTE SAID LABOR AGREEMENT ON BEHALF OF SAID CITY OF ROCK SPRINGS, was read by title.

Moved by Councilor Armstrong, seconded by Councilor Shalata to approve Resolution 2018-82. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-83 A RESOLUTION ACCEPTING AND APPROVING CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE CITY OF ROCK SPRINGS AND COP WYOMING, LLC, FOR CONSTRUCTION OF THE 20” WATER TRANSMISSION LINE REPLACEMENT PROJECT—PHASE I, AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, TO EXECUTE SAID CHANGE ORDER NO. 2 ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Savage, seconded by Councilor Mosbey to approve Resolution 2018-83. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-84 A RESOLUTION ACCEPTING AND APPROVING AMENDMENTS TO THE BY-LAWS OF THE ROCK SPRINGS HISTORICAL MUSEUM BOARD, AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, AND MATTHEW L. MCBURNETT AS CITY CLERK TO ACCEPT THE REVISIONS TO SAID BYLAWS, was read by title.

Moved by Councilor Mosbey, seconded by Councilor Shalata to approve Resolution 2018-84. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

ORDINANCES

Ordinance 2018-04 AN ORDINANCE AMENDING SECTION 1-604(c) OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS ENTITLED “ADOPTING THE PERSONNEL POLICIES AND PROCEDURES RELATING TO CITY OF ROCK SPRINGS EMPLOYEES” AND ADOPTING REVISED PERSONNEL POLICIES, was read by title on third reading.

Moved by Councilor Zotti, seconded by Councilor Shalata to remove Ordinance 2018-04 from the table. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Halter to remove amended *Section 305(c), Selection of Employees* that was approved at the May 1, 2018, City Council Meeting. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Shalata to replace *Section 305(c), Selection of Employees* with the following language: Any employee who is eligible to retire under one of the State’s retirement systems and who wishes to apply for another job within the city that is covered under a different retirement plan shall be given only equal consideration. Upon roll call the following voted in favor: Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Tate to amend *Section 305(h), Selection of Employees* to change eligibility for public officials from six months to thirty days. Councilor Armstrong expressed opposition to this amendment, stating that it is intended to stop city officials from “building their dream jobs” and that thirty days is not a large enough gap to prevent that. Motion carried with Councilors Armstrong, Mosbey and Zotti voting no.

Moved by Councilor Halter, seconded by Councilor Zotti to table Ordinance 2018-04. Upon roll call the following voted in favor: Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Ordinance 2018-08 AN ORDINANCE AMENDING ARTICLE 13-8 OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, ENTITLED “ZONE DISTRICT REGULATIONS,” was read by title on second reading.

Ordinance 2018-09 AN ORDINANCE AMENDING ARTICLE 13-8 OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, ENTITLED “ZONE DISTRICT REGULATIONS,” was read by title on second reading.

Ordinance 2018-10 AN ORDINANCE AMENDING ARTICLE 13-8 OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, ENTITLED “ZONE DISTRICT REGULATIONS,” was read by title on second reading.

Ordinance 2018-11 AN ORDINANCE AMENDING ARTICLE 3-2, ENTITLED “OFFENSES CONCERNING PUBLIC MORALS AND DECENCIES,” OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, was read by title on first reading.

Ordinance 2018-12 AN ORDINANCE AMENDING ARTICLE 4-14 OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, ENTITLED, “WATER SERVICE,” was read by title on first reading.

Mayor Demshar requested a moment of silence to honor fallen police officers on Peace Officers Memorial Day.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:55 p.m.

By: _____
Council President

ATTEST:

City Clerk

Mayor