

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

City Council met in regular session on November 6, 2018. Mayor Carl 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, Rick Beckwith, Steve Horton, Jim Wamsley, Paul Kauchich, Dave Lansang, Alex Visser (for Matthew McBurnett), and Kara Beech. The pledge of allegiance was recited.

Approval of Minutes

Moved by Councilor Mosbey, seconded by Councilor Shalata to approve the City Council Meeting Minutes of October 16, 2018. Motion carried unanimously.

PRESENTATIONS AND PROCLAMATIONS

Presentation: Actor's Mission Representatives

Brad Russell, the treasurer of the Actor's Mission, approached the Governing Body with a request to waive the tap fee to install a sprinkler system in their new building, located at 440 South Main Street, pursuant to a recently passed Ordinance allowing for the waiver of tap fees at the Council's discretion (*Ordinance 2018-12*). Mr. Russell indicated that saving the cost of the tap fees to install the sprinkler system would be very helpful for the Actor's Mission to continue their endeavor of opening a theater at this location. They have been working quickly to move everything into their new building, as the Elks Lodge recently closed down. They will hold the remainder of their performances at the Broadway Theater this season. The Governing Body reviewed a letter presented by the Actor's Mission.

Moved by Councilor Armstrong, seconded by Councilor Halter to approve the request to waive tap fees for the Actor's Mission. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Mr. Russel thanked the Governing Body for their approval, and notified the Governing Body that Taco Time will be holding a fundraiser on November 14, 2018, at both of the Rock Springs locations, as well as the Green River location, with a percentage of sales going to the Actor's Mission.

Proclamation: Small Business Saturday

Mayor Demshar read a proclamation declaring Saturday, November 24, 2018, to be Small Business Saturday, and urged the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

PUBLIC HEARINGS

A Public Hearing on a request from the Housing Authority to discuss the flat rental amount for each public housing unit that complies with the requirement that all flat rents be set at no less than 80 percent of the applicable Fair Market Rent (Resolution 2018-164)

No comments received.

PETITIONS

No comments received.

COUNCIL COMMITTEE AND BOARD REPORTS

Main Street Board Meeting Minutes of October 8, 2018

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

CORRESPONDENCE

Letter from the Nine Iron Grill to the City Council Building Committee regarding closing their restaurant located at the White Mountain Golf Course Clubhouse

Joint Powers Water Board Meeting Agenda for November 1, 2018

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

BILLS AND CLAIMS

Bills & Claims for November 6, 2018

Blue Cross Blue Shield	Premiums	\$70,948.20
FlexShare Benefits	FlexShare Admin	\$391.50
5280 Digital	Services	\$2,383.00
ABI Winterhawk Recovery LLC	Housing Assistance	\$620.00
Airgas Intermountain	Equipment Rental	\$67.11
All American Sports	Supplies	\$944.50
American Carnival Mart	Supplies	\$347.60
American Red Cross-Training Support	Training	\$148.00
American Red Cross-Health & Safety	Training	\$106.00
Amerigas	Propane	\$73.32
Amigos Equipment Corp	Tools	\$124.21
Apparatus Equipment & Service	Testing	\$3,175.70
Arcadia Publishing	Books	\$1,151.28

Babcock Laboratories, Inc.	Testing	\$1,810.00
Best Value Rentals, LLC	Housing Assistance	\$519.00
Bingham, Archie	Safety Glasses	\$317.13
Bloedorn Lumber Company-RS	Supplies	\$733.05
Blueline Rental	Equipment Rental	\$302.94
Bob's Plumbing	Repairs	\$5,032.25
Bookcliff Sales Inc	Uniform	\$137.88
Bottom Line Marketing	Christmas Cards	\$675.90
C.E.M. Aquatics	Services	\$4,346.21
Callaway Golf	Special Order	\$839.32
Camfil Farr Inc	Parts	\$1,383.54
Carrington Pointe Apartments	Housing Assistance	\$6,705.00
Castle Cleaning	Services	\$150.00
CDM Constructors Inc.	Change Order	\$472,499.99
CDW Government	Supplies	\$260.59
Centurylink	Telephone	\$4,777.22
Chavez, Maria	Housing Assistance	\$269.00
City of Rock Springs	Health Insurance	\$326,837.54
CJ Signs	Signage	\$93.50
CML Rentals	Housing Assistance	\$1,060.00
Cold Spring Granite Co	Columbarium	\$61,402.80
Control Temperature Specialists	Services	\$250.00
Copier & Supply Co. Inc. of RS	Supplies	\$381.62
Crum Electric Supply Co Inc	Parts	\$7,385.94
Day Wireless Systems	Contract	\$15,600.12
DeBernardi Construction Co. Inc	Contract	\$39,047.33
Dell	Equipment Rental	\$1,645.66
Dominion Energy	Utilities	\$15,321.17
Don Cestnik	Utility Refund	\$135.70
Dustbusters Enterprises, Inc.	Chemicals	\$3,468.85
DXP Enterprises, Inc.	Supplies	\$345.81
Egbert, Crystal	Housing Assistance	\$515.00
Elifeguard	Uniform	\$265.86
Elizabeth Welsh	Utility Refund	\$134.06
Elwood Staffing Services, Inc.	Wages	\$14,730.77
Emergency Reporting	Software	\$4,932.00
Equifax Credit Information Serv., LLC	Membership	\$80.00
Eric F Phillips Law Office	Legal Fees	\$100.00
Fausett, Ben	Reimbursement	\$50.00

FedEx	Shipping	\$32.98
First Choice Ford	Parts	\$67.07
First Veterinary Supply	Supplies	\$12.44
Foot Joy	Special Order	\$125.38
Fortuna, John A.	Housing Assistance	\$28.00
Fossen, Michele	Housing Assistance	\$688.00
Fremont Motor Rock Springs	Parts	\$91.00
Georgia Radosevich	Utility Refund	\$8.58
Gopher Sports	Supplies	\$443.54
Haden Construction	ComDev Refund	\$330.00
Hansen Allen & Luce, Inc.	Change Order	\$10,388.11
Hardline Equipment, LLC	Equipment	\$253,367.00
Herman Albertini	Utility Refund	\$45.70
High Security Lock & Alarm	Parts	\$153.50
Hollman, Inc.	Parts	\$300.00
Honnen Equipment Co.	Inspection	\$332.72
Hose & Rubber Supply	Parts	\$1,018.43
Infinity Power & Controls	Services	\$1,200.00
Intl Assoc of Fire Chiefs	Membership	\$1,332.00
Jeanne Eversole	Utility Refund	\$60.70
JM Electrical Services	Repairs	\$10,764.91
Joint Powers Telecom Board	Internet	\$2,280.00
Kevin Mattinson	Utility Refund	\$141.00
Kiggins, Mike	Reimbursement	\$50.00
Kleen-Machine Products, LLC	Supplies	\$2,079.00
Kouris, Diana	Books	\$127.46
L.N. Curtis & Sons	Supplies	\$1,133.75
Lana Peterson	Utility Refund	\$104.11
League of Historic American Theatres	Membership	\$400.00
Lewis & Lewis Inc	Services	\$1,092.39
Life Assist, Inc.	Equipment/Supplies	\$764.67
Lockhart Rentals	Housing Assistance	\$507.00
M&H Properties, LLC	Housing Assistance	\$153.00
McFadden Wholesale Co Inc	Supplies	\$3,855.67
Miyatake Investments LLC	Utility Refund	\$45.71
Mountainland Supply Company	Parts	\$2,570.65
Murdochs Ranch and Home	Fencing	\$2,144.67
My Educational Resources Inc.	Training	\$25.00
NAHRO	Membership	\$231.04

National Main Street Center	Membership	\$350.00
Nelle Johnson	Utility Refund	\$50.70
Nicholas, Gary	Housing Assistance	\$422.00
Notary Law Institute	Supplies	\$122.10
Nu-Art Memorial Co.	Columbarium Engraving	\$178.00
Nu-Tech Specialties Inc	Chemicals	\$1,040.00
Overy, Ray	Housing Assistance	\$680.00
Paetec	Telephone	\$138.24
Paper Direct	Supplies	\$164.91
Payment Remittance Center	Expenses	\$1,350.02
Penoff, David	Housing Assistance	\$140.00
Performance Overhead Door Inc	Repairs	\$621.98
Pineda, Atty at Law	Alternate Judge	\$75.00
PMS Custom Screen Printing	Uniforms	\$298.00
Porter, Doug	Services	\$50.00
Post and Associates	Testing	\$400.00
Power Engineering Co.	Services	\$291.67
Precor Inc.	Parts	\$72.78
Public Agency Training Council	Training	\$550.00
R&D Sweeping & Asphalt	Contract	\$41,873.76
Ralph Dixon	Utility Refund	\$18.58
Randy Bachmann	Utility Refund	\$29.17
RE Pool 1, LLC	Utility Refund	\$42.59
Red Horse Oil Co, Inc	Fuel	\$2,754.40
Reliant Hiring Solutions	Recruiting	\$350.00
RMT Equipment	Parts	\$46.37
Robertson, Samantha	Deposit Refund	\$346.31
Rock Springs Creekside Apts.	Housing Assistance	\$3,300.00
Rock Springs Newspapers	Advertising	\$164.40
Rock Springs Pet Hospital	Services	\$1,133.77
Rock Springs Renewal Fund	Santa Suit	\$151.98
Rock Springs Winlectric	Supplies	\$1,283.24
Rocky Mountain Power	Street Lights	\$9,782.00
Rocky Mountain Power	Utilities	\$32,701.18
Rocky Mountain Survey, Inc.	Change Order	\$3,809.50
Ron's Ace Rental & Equip. Sales Inc	Equipment Rental	\$2,154.58
RS Apartments LLC	Housing Assistance	\$229.00
RS Refrigeration	Parts	\$1,732.39
Ryan Doody	Utility Refund	\$45.49

Ryan Wayment	ComDev Refund	\$260.00
Sanchez, Jeremy	Services	\$175.00
Self, Tim	Housing Assistance	\$476.00
Semedo, Edna	Deposit Refund	\$332.00
Sirchie Laboratories	Supplies	\$348.28
Skaggs Companies, Inc.	Uniform	\$567.50
Skaggs Public Safety Uniforms	Uniform	\$139.50
Smart Dwellings LLC	ComDev Refund	\$795.00
Sound Decisions Audio	Parts	\$854.00
Southwest Doors	Parts	\$774.85
Southwest Real Estate	Housing Assistance	\$779.00
Sportsmith	Parts	\$265.25
Springview Manor Apts	Housing Assistance	\$2,545.00
SST Testing +, Inc.	Testing	\$1,200.00
Staples	Supplies	\$1,429.98
Staples Advantage	Supplies	\$601.90
State Fire DC Specialties	Services	\$989.00
State of Wyoming - DFS	Requests	\$40.00
Student Media/University of WY	Advertising	\$450.00
Sun Life Financial	Life Insurance	\$1,364.34
Sweetwater County Clerk	Training	\$169.93
Sweetwater Heights	Housing Assistance	\$1,242.00
Sweetwater Now LLC	Advertising	\$600.00
Sweetwater Plumbing & Heating LLC	Parts	\$119.60
Tegeler & Associates	Notary Bonds	\$305.00
Ten Point Sales	Repairs	\$974.40
Texas A&M Engineering Extension Service	Training	\$6,500.00
Thatcher Company	Chemicals	\$1,593.57
Thomson Reuters-West Pmt. Center	Subscription	\$1,990.03
Tire Den Inc	Repairs	\$16.19
Towncloud, Inc.	Subscription	\$24,075.00
Treatment Court of Sweetwater County	Budget Appropriation	\$6,000.00
Trujillo, Danny	Housing Assistance	\$94.00
Tuft & Needle	Mattress	\$296.25
Turnkey Properties Inc.	Housing Assistance	\$851.00
Tyler Technologies, Inc.	Software	\$16,618.14
United Site Services	Portable Restrooms	\$1,931.89
UPS	Shipping	\$155.43
US Air Conditioning Dist	Parts	\$514.46

Vaughn's Plumbing	Parts	\$740.00
Verizon Wireless	Telephone	\$4,510.59
Vesco, Beulah	Housing Assistance	\$420.00
Vonage Business	Telephone	\$433.46
Wakefield & Associates, Inc.	Services	\$40.00
Walmart Community BRC	Supplies	\$3,131.17
WAMCO Lab, Inc.	Testing	\$2,100.00
Ware, Ted	Housing Assistance	\$1,142.00
Warrior Sports, Inc.	Supplies	\$5,026.42
Webb, Regina	Services	\$175.00
Weed Management Solutions	Retainage	\$7,107.00
Whitaker Construction Co., Inc.	Contract	\$203,748.78
Williams, Penny	Services	\$175.00
Willow Street Rentals	Housing Assistance	\$1,036.00
Wireless Advanced Comm., Inc.	Parts	\$65.00
WWQ & PCA	Training	\$440.00
Wylie Construction Inc.	Contract	\$13,491.00
Wyo Dept Transportation	Funds Transfer	\$2,658.86
Wyoming Analytical Labs	Testing	\$370.00
Wyoming Assoc. of Fire Marshalls	Membership	\$35.00
Wyoming Historical Society	Calendars	\$138.00
Wyoming Law Enf Academy	Training	\$1,471.00
Wyoming Machinery	Parts	\$395.30
Wyoming State Bar	Licensure	\$710.00
YESCO LLC	Repairs	\$252.00
Young-at-Heart Sr Cit Cnt	Supplies	\$1,500.00
ZOHO Corp	Subscription	\$1,695.00
	Total:	\$1,813,902.53

Report Checks for October 22, 2018

Employee Garnishments	Employee deductions	\$751.67
Internal Revenue Service	Electronic fund transfer	\$155,836.62
AXA - Equitable	Employee deferred	\$137.50
ICMA	Electronic fund transfer	\$2,941.31
Nationwide Insurance	Employee deferred	\$370.00
Waddell and Reed	Employee deferred	\$875.00
Waddell and Reed	Section 529 Plan	\$775.00
Great West Retirement	Employee deferred	\$8,057.50
Great West Retirement	Post Tax	\$225.00

Sweetwater Federal Credit Union	Employee deductions	\$3,050.00
Flexible Spending Account/BCBS	Employee BCBS flex	\$6,574.16
Wyoming Child Support	Child Support payments	\$3,695.00
Unemployment Insurance	Unemployment Qtrly.	\$0.00
	Total:	\$183,288.76

Moved by Councilor Wendorf, seconded by Councilor Tate to approve the bills and claims for November 6, 2018. Motion carried unanimously.

Salaries for October 22, 2018: \$701,602.74

Moved by Councilor Wendorf, seconded by Councilor Mosbey to approve the salaries for October 22, 2018. Motion carried unanimously.

NEW BUSINESS

Request from the Mayor's Office for approval of employee Christmas bonuses

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

Request from the Fire Department to apply for a FY 2018 Assistance to Firefighters Grant from the Federal Emergency Management Agency

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

Request from Lew's, Inc. to transfer their liquor license to Green River to cater the Ciner Mine and Surface Rescue Banquet on December 14, 2018, from 5 p.m.—midnight at the Expedition Island

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

Request from Santa Fe Trail, Inc. for a Liquor Catering Permit for the Knezovich Fundraiser on November 12, 2018, from 5 p.m.—midnight at the Sweetwater Events Complex

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

RESOLUTIONS

Resolution 2018-164 A RESOLUTION AUTHORIZING CARL R. DEMSHAR JR. MAYOR, ACTING IN HIS CAPACITY AS CHAIRMAN OF THE ROCK SPRINGS HOUSING BOARD TO APPROVE A REVISION TO THE AUTHORITY'S FLAT RENT SCHEDULE FOR UNITS IN ITS HUD ASSISTED PUBLIC HOUSING PROGRAM, was read by title.

A typographical error was corrected verbally, changing “approving” to “approve” in Resolution 2018-164.

Moved by Councilor Mosbey, seconded by Councilor Wendorf to approve Resolution 2018-164. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-165 A RESOLUTION AUTHORIZING AND DIRECTING CARL R. DEMSHAR, JR., MAYOR, ACTING IN HIS CAPACITY AS CHAIRMAN OF THE HOUSING BOARD TO ACCEPT A BID OF \$35,224.00 FROM TEGELER AND ASSOCIATES, P.O. BOX 1107, ROCK SPRINGS, WY 82902, FOR FIRE AND EXTENDED COVERAGE AND BOILER AND MACHINERY COVERAGE FOR THE ROCK SPRINGS HOUSING AUTHORITY’S PUBLIC HOUSING PROGRAM, was read by title.

Moved by Councilor Wendorf, seconded by Councilor Mosbey to approve Resolution 2018-165. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried with Councilor Zotti abstaining.

Resolution 2018-166 A RESOLUTION ACCEPTING AND APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ROCK SPRINGS, THE CITY OF GREEN RIVER, AND SWEETWATER COUNTY, 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, WYOMING, TO EXECUTE SAID MEMORANDUM OF UNDERSTANDING ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Wendorf, seconded by Councilor Tate to approve Resolution 2018-166. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-167 A RESOLUTION ACCEPTING AND APPROVING A QUOTE FROM MEGGITT TRAINING SYSTEMS, INC., AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING AND MATTHEW L. MCBURNETT AS THE CITY CLERK OF THE CITY OF ROCK SPRINGS TO APPROVE SAID QUOTE ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Mosbey, seconded by Councilor Wendorf to approve Resolution 2018-167. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-168 A RESOLUTION ACCEPTING AND APPROVING AN ENERGY AUDIT AND RETROFIT GRANT AGREEMENT BETWEEN THE WYOMING BUSINESS COUNCIL, COMMUNITY DEVELOPMENT DIVISION, STATE ENERGY OFFICE AND THE CITY OF ROCK SPRINGS, AND AUTHORIZING CARL R.

DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, TO EXECUTE SAID GRANT AGREEMENT ON BEHALF OF THE CITY, was read by title.

Moved by Councilor Shalata, seconded by Councilor Wendorf to approve Resolution 2018-168. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-169 A RESOLUTION ACCEPTING AND APPROVING A CONTRACT WITH JOURNAL COMMUNICATIONS, 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 Halter to approve Resolution 2018-169. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-170 A RESOLUTION ACCEPTING AND APPROVING A HIGHWAY SAFETY FY-2019 GRANT AGREEMENT (HS-3) WITH THE WYOMING DEPARTMENT OF TRANSPORTATION, HIGHWAY SAFETY GRANT PROGRAM, AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY, was read by title.

Moved by Councilor Mosbey, seconded by Councilor Wendorf to approve Resolution 2018-170. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-171 A RESOLUTION ACCEPTING AND APPROVING A JOB DESCRIPTION FOR THE POSITION OF PARKING AND NUISANCE CONTROL OFFICER FOR THE CITY OF ROCK SPRINGS, WYOMING, was read by title.

Moved by Councilor Halter, seconded by Councilor Mosbey to approve Resolution 2018-171. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-172 A RESOLUTION ACCEPTING AND APPROVING A JOB DESCRIPTION FOR THE POSITION OF ANIMAL CONTROL SUPERVISOR FOR THE CITY OF ROCK SPRINGS, WYOMING, was read by title.

Moved by Councilor Armstrong, seconded by Councilor Zotti to approve Resolution 2018-172. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-173 A RESOLUTION ACCEPTING AND APPROVING A JOB DESCRIPTION FOR THE POSITION OF ANIMAL CONTROL OFFICER I FOR THE CITY OF ROCK SPRINGS, WYOMING, was read by title.

Moved by Councilor Savage, seconded by Councilor Mosbey to approve Resolution 2018-173. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Resolution 2018-174 A RESOLUTION ACCEPTING AND APPROVING A JOB DESCRIPTION FOR THE POSITION OF ANIMAL CONTROL OFFICER II FOR THE CITY OF ROCK SPRINGS, WYOMING, was read by title.

Moved by Councilor Savage, seconded by Councilor Shalata to approve Resolution 2018-174. 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 2018-13 AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ROCK SPRINGS FROM I-2 (HEAVY INDUSTRIAL) TO R-6 (MANUFACTURED HOME RESIDENTIAL) FOR A PARCEL TOTALING 0.356 ACRES AND LOCATED AS HEREBY DESCRIBED IN SECTION 22, RESURVEY TOWNSHIP 19 NORTH, RANGE 105 WEST OF THE SIXTH PRINCIPAL MERIDIAN IN THE CITY OF ROCK SPRINGS, COUNTY OF SWEETWATER, STATE OF WYOMING, was read by title on third reading.

Moved by Councilor Halter, seconded by Councilor Wendorf to approve Ordinance 2018-13. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried unanimously.

Ordinance 2018-14 AN ORDINANCE AMENDING ARTICLE 4-2, ENTITLED “GARBAGE COLLECTION”, OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, was read by title on the first reading.

Councilor Armstrong expressed an interest in proposing an amendment to Ordinance 2018-14, to be presented for consideration at the November 20, 2018 City Council Meeting.

EXECUTIVE SESSION

Moved by Councilor Shalata, seconded by Councilor Wendorf to move into Executive Session at 7:30 p.m. Motion carried unanimously.

RECONVENE

Moved by Councilor Shalata, seconded by Councilor Savage to reconvene at 8:27 p.m. Motion carried unanimously.

Mayor Demshar asked Rick Beckwith, City Attorney, to present the options coming from the Executive Session. Mr. Beckwith addressed the Governing Body, stating that there has been a grievance filed by a firefighter, and it is incumbent upon the Governing Body as the Corporate Authority to act upon this grievance. The firefighter in question has raised a grievance regarding not accumulating paid time off, to include sick leave and vacation, while on Worker's

Compensation for longer than 30 days, as the allowance of this accumulation has been past practice. The City has translated the Firefighters Local 1499 Labor Agreement and has paid the firefighter the wages due, in full, during his time on Worker's Compensation, but has not allowed for accumulation of paid time off after 30 days had passed. The Governing Body has three options to respond to the grievance: first, agree with grievance and continue to allow firefighters to accumulate paid time off while on Worker's Compensation for more than 30 days; second, reject the grievance and disallow accumulation based on the City's interpretation of the Firefighters Local 1499 Labor Agreement; or third, to agree to allow accumulation of paid time off in this particular instance, and not allow accumulation of paid time off from this point forward.

Moved by Councilor Zotti, seconded by Councilor Shalata to approve the third option, which is to agree to allow accumulation of paid time off in this particular instance, and not allow accumulation of paid time off from this point forward. Upon roll call the following voted in favor: Councilors Armstrong, Savage, Mosbey, Shalata, Wendorf, Zotti, Halter, and Mayor Demshar. Motion carried, with Councilor Tate voting no.

ADJOURNMENT

There being no further business, the meeting adjourned at 8:31 p.m.

By: _____
Council President

ATTEST:

City Clerk

Mayor