

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

City Council met in regular session on April 17, 2018. Mayor Demshar called the meeting to order at 7 p.m. Members present included Councilors Tim Savage, Rose Mosbey, Billy Shalata, David Halter, David Tate, Rob Zotti, and Glennise Wendorf. Department Heads present included Dwane Pacheco, Steve Horton, Jim Wamsley, Paul Kauchich, Dave Lansang, Matt McBurnett, and Kara Beech. The pledge of allegiance was recited.

**Approval of Minutes**

Moved by Councilor Shalata, seconded by Councilor Mosbey to approve the City Council Workshop minutes of March 29, 2018, the City Council Meeting Minutes of April 3, 2018, the Special City Council Meeting Minutes of April 4, 2018, and the Special City Council Meeting Minutes of April 10, 2018. Motion carried unanimously.

**BID OPENINGS**

**2018 Crack Seal Project**

<b>Contractor</b>	<b>Address</b>	<b>Bid Amount</b>
1. Top Job, LLC	60 W 1000 N #209 Logan UT 84321	\$74,354.56
2. R & D Sweeping & Asphalt Maintenance	1931 Yellowstone Rd Rock Springs WY 82901	\$43,492.50

**2018 Concrete Replacement Phase II**

One bid was received from DeBernardi Construction Co., Inc., 514 G Street, Rock Springs, WY 82901, in the amount of \$363,000.00.

**APPOINTMENTS**

**Board of Adjustment**

Moved by Councilor Tate, seconded by Councilor Mosbey to appoint Pam Schumacher to a 1<sup>st</sup> term on the Board of Adjustment. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, and Halter. Motion carried unanimously.

Moved by Councilor Mosbey, seconded by Councilor Zotti to appoint Kandi Pendleton to a 2<sup>nd</sup> term on the Board of Adjustment. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, and Halter. Motion carried unanimously.

**Communities Protecting the Green River**

Moved by Councilor Savage, seconded by Councilor Zotti to appoint Bryan Seppie to fill a vacancy created by Fred Ostler. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, and Halter. Motion carried unanimously.

**Planning and Zoning Commission**

Moved by Councilor Wendorf, seconded by Councilor Mosbey to appoint Dan Kennedy to fill the unexpired term of Mark Erickson. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Tate, Wendorf, Zotti, and Halter. Motion carried unanimously.

**PRESENTATIONS AND PROCLAMATIONS**

**Wyoming Cowboy Challenge Academy**

April Corwin, Public Relations Specialist for the Wyoming Military Department and the Wyoming Cowboy Challenge Academy, gave an overview of the program that is geared for at-risk youth, ages 16-18. The attending cadets learn valuable life skills, social skills, academics, and job skills. The academy is located in Guernsey, Wyoming, and is fully funded by the state and military.

**Wyoming Horse Racing/Sweetwater Events Complex**

Kandi Pendleton, Marketing and Events Manager, stated that the City of Rock Springs received \$335,476.55 in revenue in 2017, as a result of para-mutual horse racing and historic horse racing wagers. She stated that in the past four years, over \$903,000 went into the city’s revenue because of these races.

Eugene Joyce of Wyoming Horse Racing stated that \$1.7 million in incentives have been paid out to Wyoming residents to breed and race horses. He stated that his company is glad to be a part of the community, and he thanked the community for supporting this industry.

**Great American Main Street Award**

Chad Banks, Urban Renewal Agency/Main Street Manager, stated that Rock Springs was one of three communities in the nation to be given a Great American Main Street Award at their recent conference. He thanked the board, volunteers, staff, and governing body for helping Rock Springs win this award.

Councilor Zotti and Mayor Demshar thanked Chad for the great improvements to our community.

Chad Banks invited everyone to an Artist Reception at the Art Underground Gallery on April 25 at 5:30 p.m. Twenty-two new pieces of art will be revealed.

**PETITIONS**

No comments were received.

**OFFICER AND STAFF REPORTS**

**Health Insurance Fund Recap—March 2018; Rock Springs Renewal Fund Financial Statements—February 2018**

Moved by Councilor Mosbey, seconded by Councilor Wendorf to approve the Officer and Staff 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 March 12, 2018.

Councilor Wendorf stated that this year’s City-wide Cleanup will take place on Saturday, May 19. There will be a free lunch at 1 p.m. at the Young at Heart Senior Center. Supplies will be available after May 1 at the Rock Springs Chamber.

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

**CORRESPONDENCE**

The following correspondence was received: Letter from Governor Matt Mead congratulating Rock Springs for receiving the National Main Street Center’s 2018 Great American Main Street Award.

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

**BILLS AND CLAIMS**

**Bills and Claims for April 17, 2018**

WY Department of Revenue	Sales tax	806.05
Blue Cross Blue Shield	Administration	69,558.44
Ace Hardware	Supplies	1,168.82
Adidas America, Inc.	Merchandise	9,466.11

AED Superstore	Supplies	8,336.91
Airgas Intermountain	Gases	229.76
Gressette, Albert	Utility refund	110.98
All West Communications	Cable service	262.39
Alpine Pure Bottled Water	Water/cooler	74.00
Alsco-American Linen	Uniforms/mats	2,105.21
Alti Source	Utility refund	209.43
American Red Cross	Certification	120.00
Amerigas	Propane	252.58
Applebee's Neighborhood Grill & Bar	Gift cards	200.00
Auto Parts Unlimited	Parts	1,726.48
Autozone	Parts	1,030.36
Baxter's Frame Works & Badge Frame	Plaque	519.88
Best Practice Consulting, LLC	Services	700.00
Bloedorn Lumber Company	Supplies	464.26
Baker, Brenda	Utility refund	234.07
Brown Bear Corporation	Actuator	785.21
Bushnell, Inc.	Merchandise	1,285.41
C.E.M. Aquatics	Supplies	2,774.53
Café Rio Mexican Grill	Gift cards	200.00
Callaway Golf	Merchandise	7,177.24
Castle Cleaning	Services	2,050.00
CDW Government	Computers/toner	1,213.10
Centurylink	Telephone	1,650.76
Certified Laboratories	Supplies	560.00
City Auto	Parts	1,089.00
CJ Signs	Signage	30.00
Codale Electric Supply, Inc.	Lighting	155.00
Copier & Supply Co., Inc.	Maintenance	1,947.15
Cozad, Richard	Reimbursement	191.56
CPS Distributors, Inc.	Repairs	1,195.75
Crum Electric Supply Co., Inc.	Parts	7,802.95
Current Properties	Utility refund	89.01
DeBernardi Construction Co., Inc.	Contracts	144,364.90
Dell	Computers	17,407.29
Desert Development	Utility refund	390.55
Desert Snow	Registration	599.00
Desert View Animal Hospital	Services	101.50
DRV Technologies, Inc.	Maintenance	546.75
DXP Enterprises, Inc.	Supplies	123.42
Arana, Edgar	Utility refund	5.08
Energy Laboratories, Inc.	Analysis	109.50
Equifax Credit Information Services	Fees	82.28
Eric F Phillips Law Office	Fees	150.00
Estate of Louis Cloyd	Utility refund	65.09
Fastenal Company	Parts	44.19
Fedex	Shipping	58.92
First Choice Ford	Parts	73.10
Zmerzlicar, Frank	Utility refund	60.98
Fremont Motor Rock Springs	Parts	25.48
Galls	Badges	101.74
Gear for Sports	Merchandise	3,067.71
Gentle Touch Dry Cleaning	Cleaning	31.80
Giberson, Harold	Utility refund	89.75
Harris Enterprise Resource Planning	Software	1,562.50
Homax Oil Sales, Inc.	Fuel	16,026.41
Home Depot Credit Services	Supplies	2,814.53
Howard Supply Co., LLC	Tools	179.90
Insulation, Inc.	Asbestos mitigation	13,730.00
Int'l Assoc. for Property & Evidence	Membership	50.00
Int'l Assoc. of Fire Chiefs	Dues	284.00

Intoximeters, Inc.	Breath testers	3,378.50
JC Golf Accessories	Merchandise	5,110.98
Jim's Upholstery	Repairs	480.00
JM Electrical Services	Services	126.39
JME Fire Protection, Inc.	Inspections	2,011.70
Joint Powers Water Board	Water	166,734.22
Kaman Industrial Technologies	Bearings	270.42
Wilson, Kendrick	Utility refund	61.64
Miller, Kevin	Utility refund	78.83
Kiefer Aquatic	Goggles	542.40
Clark, Kris	Utility refund	117.09
Life Assist, Inc.	Supplies	358.05
Longhorn Construction, Inc.	Contract	127,819.56
Macy's Truck Repair, Inc.	Parts	652.32
McFadden Wholesale Co., Inc.	Consumables	5,267.75
Missouri Turf Paint & Field Graphics	Paint	2,499.50
Model Signs	Signage	345.00
Morcon Specialty, Inc.	Parts	13.31
Mountainland Supply Company	Supplies	210.72
Murdochs Ranch and Home	Supplies	211.92
My Educational Resources, Inc.	CPR Cards	246.00
National Fire Protection Assoc.	Membership	175.00
Nelson Engineering	Contract	11,215.85
Neopost USA, Inc.	Parts	55.00
Nu-Tech Specialties, Inc.	Parts	458.97
O'Reilly Auto Parts	Parts	778.98
Office of State Lands & Investments	Loan payment	705,618.42
One Call of Wyoming	Tickets	116.25
Orkin Exterminating	Services	469.26
Pacific Steel & Recycling	Metals	244.02
Patterson Veterinary Supply, Inc.	Disinfectant	449.88
Payment Remittance Center	Expenses	907.08
Personal Evaluation, Inc.	Testing	105.00
Pitt Stop Signs & Graphix	Plaques	46.50
PMS Custom Screen Printing	Shirts	1,009.00
Polydyne, Inc.	Polymer	8,556.00
Wright, Ray	Utility refund	102.37
Respond First Aid Systems	Supplies	1,127.65
Ridge & Valley Roofing/Home Repair	Repairs	6,200.00
RMT Equipment	Equipment	1,017.00
Spence, Robert A.	Fees	750.00
RS Chamber of Commerce	Allocation	16,156.44
Rock Springs Creekside Apts.	Housing assistance	50.00
Rock Springs Municipal Utility	Water/sewer	25,825.71
Rock Springs Newspapers	Advertising	4,812.58
Rock Springs Pet Hospital, LLC	Services	819.17
Rock Springs Renewal Fund	Performance	400.00
Rock Springs Winlectric	Supplies	32.58
Rock Springs Winnelson Co.	Parts	1,421.51
Rocky Mountain Air Solutions	Supplies	142.98
Rocky Mountain Power	Utilities	109,969.07
Rocky Mountain Service Bureau	Fees	38.00
Rocky Mountain Survey, Inc.	Contracts	7,745.00
Rollins, Reina	Utility reimbursement	8.00
Ron's Ace Rental & Equipment Sales	Parts	147.82
Santa Fe Trail	Gift cards	200.00
Larson, Sara	Utility refund	105.98
Sherwin Williams	Paint	728.18
Six States Distributors	Switch	117.51
Skips Tire	Services	65.00
Skylinknet, Inc.	Systems	161.48

Smart Dwellings, LLC	Utility refund	30.22
Smart Dwellings, LLC	Utility refund	8.54
Smyth Printing, Inc.	Printing	327.64
Society for Human Resource Mgmt.	Membership	209.00
SST Testing +, Inc.	Testing	1,500.00
Star Transit	Allocation	16,896.61
Harton, Steve	Fees	375.00
Stotz Equipment	Equipment	2,399.48
Sun Mountain Sports	Merchandise	539.60
Supply Cache, Inc.	Meter	278.95
Sweetwater County Sheriff's Office	Prisoner boarding	4,080.00
Sweetwater Now, LLC	Advertising	150.00
Sweetwater Plumbing & Heating, LLC	Parts	857.70
Swimoutlet.com	Swimsuits	59.86
Tactical Medical Solutions, Inc.	Supplies	308.85
Taylor Made Golf Co., Inc.	Merchandise	1,413.13
Team Laboratory Chemical Corp.	Road patch	1,695.00
Ten Point Sales	Repairs	607.45
Thatcher Company	Chemicals	6,388.94
The UPS Store	Postage	164.53
The Water Shed, LLC	Mower	13,043.65
Thompson, April	Reimbursement	69.65
Thomson Reuters	Publications	2,128.00
Barker, Tiffany	Utility refund	45.98
Tire Den, Inc.	Tires	3,046.08
Titleist	Merchandise	2,457.84
Travis Mathew Apparel	Merchandise	1,228.50
Turf Equipment and Irrigation	Parts	2,687.40
United Site Services	Portable restroom	559.95
UPS	Shipping	148.29
Utility Coatings & Fabrication, Inc.	Contract	31,592.00
Volvik USA, Inc.	Golf balls	301.15
Vonage Business	Telephone	412.01
Walker Display, Inc.	Hanging display components	1,035.41
Western Engineering	Transmitter converter	1,543.00
Whisler Chevrolet Co.	Parts	244.51
WY Assoc. of Sheriff's & Chiefs	Registration	555.00
Wyoming Waste Systems	Services	5,026.61
Wyoming.com	DSL	75.95
Wyoradio Group	Advertising	154.00
	Total	\$1,659,449.79

**Report Checks for April 6, 2018**

AFLAC Insurance New Group	Employee premiums	6,178.44
Sun Life Assurance Co.	Employee premiums	1,779.60
Equitable Life	Employee deferred	137.50
ICMA Retirement Corp.	Employee deferred	3,418.92
Great-West Life & Annuity	Employee deferred	8,087.50
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	Employee garnishments	412.42
RS City Treasurer	Employee BCBS reimburse	61,810.11
Flexshare-BCBS	Employee BCBS flexshare	6,794.99
496 & 872 NCPERS Group Life	Group life employee deduct	864.00
RS Police Protective Association	Employee dues	570.00
UMWA/OAW Local #4893	Employee dues	1,907.04
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	52,928.37
Wyoming Workers Compensation	Employee benefits	50,524.03
Wyoming Workers Compensation	Work restitution workers	48.49
Wyoming Retirement System	Employee benefits	113,219.44
Wyoming Retirement System	Law enforcement	48,726.12
Sweetwater Federal Credit Union	Employee deductions	3,050.00
Internal Revenue Service	Electronic fund transfer	125,715.65
	Total	495,159.60

Moved by Councilor Wendorf, seconded by Councilor Tate to approve the bills and claims for April 17, 2018. Motion carried unanimously.

**Salaries for April 6, 2018: \$665,633.17**

Moved by Councilor Wendorf, seconded by Councilor Mosbey to approve the salaries for April 6, 2018. Motion carried unanimously.

**NEW BUSINESS**

**Request from the Department of Engineering & Operations for permission to bid the Bunning Park Renovation Project—Demolition Phase I**

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

**Request from the Police Department for permission to fill a vacant Police Officer position**

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

**Approval of the Annual Drinking Water Quality Report—May 2018**

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

**Request from The Mikey Thorpe Memorial Ride for Life for street closure of S. Main Street, from the coffee shop to the end of the block past the American Legion, on May 12, 2018, from 1 p.m. – midnight**

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

**Request from Simba, Inc. dba Club 307 to transfer their retail liquor license to cater a wedding at the Green River Expedition Island Pavilion on May 26, 2018, from 7 a.m. – midnight. (Requires approval from the Green River City Council also)**

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

**Request from Santa Fe Trail, Inc. for a liquor catering permit for the Power of the Purse event on May 5, 2018, from 5 p.m. – midnight at the Sweetwater Events Complex**

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

**Request from Samantha Newman for a malt beverage permit for A Night of Rock-n-Roll on April 28, 2018, from 5 p.m. – midnight at the Bunning Freight Station**

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

**Request from Lypnaji, Inc. dba Bomber's Sports Bar to host an outdoor event on July 7, 2018, from 11 a.m. - midnight**

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

**Request from Santa Fe Trail, Inc. for a liquor catering permit for the American Legion Baseball on April 27, 2018, from 5:30 p.m. – midnight at the SCM Parish Center**

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

**Request from Black Rock, Inc. for a liquor catering permit for Ride for Life on May 12, 2018, from 9 a.m. – 11 p.m. at 543 Broadway, Rock Springs**

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

**Request from Lews, Inc. for a liquor catering permit for the New Catholic Church Building Fundraiser on April 21, 2018, from 4 p.m. – midnight at the SCM Parish Center**

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

## RESOLUTIONS

**Resolution 2018-54** A RESOLUTION ACCEPTING AND APPROVING A NATIONAL MUSEUM OF THE UNITED STATES AIR FORCE (NMUSAF) STATIC DISPLAY PROGRAM 2018 LOAN AGREEMENT, SDA0335 WITH THE UNITED STATES OF AMERICA, REPRESENTED BY THE NATIONAL MUSEUM OF THE UNITED STATES AIR FORCE (NMUSAF), AND THE CITY OF ROCK SPRINGS, AND AUTHORIZING AND DIRECTING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, TO EXECUTE SAID LOAN AGREEMENT ON BEHALF OF THE CITY, was read by title.

Moved by Councilor Savage, seconded by Councilor Mosbey to approve Resolution 2018-54. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-55** A RESOLUTION TO REQUEST A PUBLIC PARTICIPATION PLAN FROM THE WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY TO ALLOW PUBLIC REVIEW AND COMMENT RELATING TO LANDS WITHIN THE CITY OF ROCK SPRINGS AFFECTED BY PETROLEUM AND HYDROCARBON CONTAMINATION, was read by title.

Moved by Councilor Mosbey, seconded by Councilor Shalata to approve Resolution 2018-55. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-56** A RESOLUTION ACCEPTING AND APPROVING THE 2018 WILDLAND FIRE MANAGEMENT ANNUAL OPERATING PLAN, AND AUTHORIZING CARL R. DEMSHAR AS MAYOR OF THE CITY OF ROCK SPRINGS, TO EXECUTE SAID PLAN ON BEHALF OF THE CITY OF ROCK SPRINGS, was read by title.

Moved by Councilor Savage, seconded by Councilor Halter to approve Resolution 2018-56. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

At this time Mayor Demshar stated that Resolution 2018-70 would need to be addressed before addressing Resolution 2018-57.

**Resolution 2018-70** A RESOLUTION 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, WYOMING, TO ACCEPT AND APPROVE A BUDGET REVISION TO THE BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2018, was read by title.

Moved by Councilor Wendorf, seconded by Councilor Mosbey to approve Resolution 2018-70. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-57 A RESOLUTION ACCEPTING AND APPROVING A FIREWORKS PRODUCTION CONTRACT WITH FIREWORKS WEST INTERNATIONALE, INC., 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 CONTRACT ON BEHALF OF THE CITY,** was read by title.

Moved by Councilor Mosbey, seconded by Councilor Shalata to approve Resolution 2018-57. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-58 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF SANITARY SEWER EASEMENT FROM PACIFIC HIDE AND FUR DEPOT DBA PACIFIC STEEL AND RECYCLING, TO 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, WYOMING, TO EXECUTE SAID SANITARY SEWER EASEMENT ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Zotti, seconded by Councilor Mosbey to approve Resolution 2018-58. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-59 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM PACIFIC HIDE AND FUR DEPOT DBA PACIFIC STEEL AND RECYCLING, TO 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 TEMPORARY CONSTRUCTION EASEMENT ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Wendorf, seconded by Councilor Zotti to approve Resolution 2018-59. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-60 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF SANITARY SEWER EASEMENT FROM ROBERT W. MOSES, A SINGLE PERSON, TO 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, WYOMING, TO ACCEPT SAID SANITARY SEWER EASEMENT ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Tate, seconded by Councilor Mosbey to approve Resolution 2018-60. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-61 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM ROBERT W. MOSES, A SINGLE PERSON, TO 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, WYOMING, TO ACCEPT SAID TEMPORARY CONSTRUCTION EASEMENT ON BEHALF OF SAID CITY, was read by title.

Moved by Councilor Savage, seconded by Councilor Mosbey to approve Resolution 2018-61. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-62 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF TEMPORARY ACCESS EASEMENT FROM ROBERT W. MOSES, A SINGLE**



**PERSON, TO THE CITY OF ROCK SPRINGS, WYOMING, AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, TO ACCEPT SAID TEMPORARY ACCESS EASEMENT ON BEHALF OF SAID CITY,** was read by title.

Moved by Councilor Zotti, seconded by Councilor Tate to approve Resolution 2018-62. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-63 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF SANITARY SEWER EASEMENT FROM RS COLLEGE HILL INVESTMENTS, LLC, TO 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, WYOMING, TO ACCEPT SAID SANITARY SEWER EASEMENT ON BEHALF OF SAID CITY,** was read by title.

Moved by Councilor Zotti, seconded by Councilor Mosbey to approve Resolution 2018-63. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-64 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM RS COLLEGE HILL INVESTMENTS, LLC, TO 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, WYOMING, TO ACCEPT SAID TEMPORARY CONSTRUCTION EASEMENT ON BEHALF OF SAID CITY,** was read by title.

Moved by Councilor Wendorf, seconded by Councilor Mosbey to approve Resolution 2018-64. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-65 A RESOLUTION ACCEPTING AND APPROVING THE GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM RS COLLEGE HILL INVESTMENTS, LLC, TO 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, WYOMING, TO ACCEPT SAID TEMPORARY CONSTRUCTION EASEMENT ON BEHALF OF SAID CITY,** was read by title.

Moved by Councilor Tate, seconded by Councilor Wendorf to approve Resolution 2018-65. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-66 A RESOLUTION ACCEPTING AND APPROVING A LEASE BETWEEN THE CITY OF ROCK SPRINGS, WYOMING, THE ROCK SPRINGS URBAN RENEWAL AGENCY, AND WILLIAM MCCURTAIN, JAMES R. MCCURTAIN, AND SCOTT MCCURTAIN, AND DIRECTING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, CHAD BANKS, AS MANAGER OF THE ROCK SPRINGS URBAN RENEWAL AGENCY, AND MATTHEW L. MCBURNETT, AS CITY CLERK OF SAID CITY, TO EXECUTE SAID LEASE ON BEHALF OF SAID CITY,** was read by title.

Moved by Councilor Zotti, seconded by Councilor Shalata to approve Resolution 2018-66. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-67 A RESOLUTION ACCEPTING AND APPROVING A PROFESSIONAL SERVICES CONTRACT WITH ROCKY MOUNTAIN SURVEY, INC., AND AUTHORIZING CARL R. DEMSHAR, JR., AS MAYOR OF THE CITY OF ROCK SPRINGS, AND MATTHEW L. MCBURNETT, AS CITY CLERK OF THE CITY OF ROCK SPRINGS, TO EXECUTE SAID CONTRACT ON BEHALF OF SAID CITY,** was read by title.

Moved by Councilor Savage, seconded by Councilor Mosbey to approve Resolution 2018-67. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, and Mayor Demshar. Motion carried with Councilor Zotti abstaining.

**Resolution 2018-68** A RESOLUTION ACCEPTING AND APPROVING A FORM OF CONTRACT WITH KILGORE COMPANIES LLC DBA LEWIS & LEWIS, INC., IN THE AMOUNT OF \$1,018,758.55, AND AUTHORIZING CARL R. DEMSHAR, 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 Shalata, seconded by Councilor Tate to approve Resolution 2018-68. Upon roll call the following voted in favor: Councilors Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried with Councilor Savage voting no.

**Resolution 2018-69** A RESOLUTION ACCEPTING AND APPROVING TASK ORDER NO. 392.01.130 TO THE MASTER SERVICES AGREEMENT WITH HANSEN, ALLEN & LUCE, INC. (HAL), AND AUTHORIZING CARL DEMSHAR AS MAYOR OF THE CITY OF ROCK SPRINGS TO EXECUTE SAID TASK ORDER ON BEHALF OF THE CITY OF ROCK SPRINGS, was read by title.

Moved by Councilor Tate, seconded by Councilor Wendorf to approve Resolution 2018-69. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-71** A RESOLUTION ACCEPTING AND APPROVING A REQUEST FOR FAA APPROVAL OF AN AGREEMENT FOR THE TRANSFER OF ENTITLEMENTS, AND AUTHORIZING CARL R. DEMSHAR AS MAYOR FO THE CITY OF ROCK SPRINGS TO EXECUTE SAID REQUEST ON BEHALF OF THE CITY OF ROCK SPRINGS, was read by title.

Moved by Councilor Zotti, seconded by Councilor Mosbey to approve Resolution 2018-71. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, and Mayor Demshar. Motion carried unanimously.

**Resolution 2018-72** A RESOLUTION ACCEPTING AND APPROVING A REQUEST FOR FAA APPROVAL OF AN AGREEMENT FOR THE TRANSFER OF ENTITLEMENTS, AND AUTHORIZING CARL R. DEMSHAR AS MAYOR FO THE CITY OF ROCK SPRINGS TO EXECUTE SAID REQUEST ON BEHALF OF THE CITY OF ROCK SPRINGS, was read by title.

Moved by Councilor Wendorf, seconded by Councilor Shalata to approve Resolution 2018-72. Upon roll call the following voted in favor: Councilors Savage, Mosbey, Shalata, Halter, Wendorf, Tate, Zotti, 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.

Mayor Demshar stated that after amendments are made he recommended tabling the ordinance in order for a clean draft to be prepared and reviewed before final approval.

Moved by Councilor Savage, seconded by Councilor Shalata to remove all references to At Will, for all employees except those classified as appointed employees. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Tate to retain existing language to adopt and approve changes by ordinance rather than by resolution. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Shalata to amend *Section 308 Nepotism* by removing Section 308 (b); modifying language to not employ relatives in a direct supervisor or chain of command relationship with a family member; allow existing relationships that contradict the new nepotism guidelines 12 months to become compliant; remove the term “or some other circumstance” in paragraph #4; and eliminate paragraph #5, beginning with “The intentional withholding...” Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Shalata to amend *Section 309 Termination of Employment* by removing (a)1 and (a)2, and from (a)4 remove the wording “and they may not receive their accrued, but unpaid, vacation benefits as per Wyo. Stat. §27-4-501(a)(iii).” Upon roll call the following voted in favor: Councilors Tate, Wendorf, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried with Councilor Zotti voting no.

Moved by Councilor Savage, seconded by Councilor Halter to amend *Section 801 General Attendance Regulations* by replacing references to “at least two hours prior” with “in accordance with departmental policy.” Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Shalata to amend *Section 802 Holidays* to grandfather current part time employees to retain pro-rated holiday pay. Those part time employees hired after the effective date of these personnel policies will not receive this benefit. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Zotti to amend *Section 803 Vacation* to grandfather current part time employees to retain pro-rated vacation pay. Those part time employees hired after the effective date of these personnel policies will not receive this benefit. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Wendorf to amend *Section 804 Sick Leave* to grandfather current part time employees to retain pro-rated sick leave pay. Those part time employees hired after the effective date of these personnel policies will not receive this benefit. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Shalata to amend *Section 806 Funeral Leave* by adding “domestic partner” to the list of immediate family members. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter, Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Savage, seconded by Councilor Mosbey to amend *Section 815(c) Other Benefits* by striking the word “or” so that it reads “Civic Center and the White Mountain Golf Course...” Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter, Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously.

Moved by Councilor Mosbey, seconded by Councilor Shalata to amend *Section 901(b) Conduct, Outside Employment, Privileged Information and Political Activities*, by inserting the word “personal” in front of the word “gift” and replacing the wording “of monetary value” with “with a cash value exceeding \$25.” Upon roll call the following voted in favor: Councilors Tate, Wendorf, Zotti, Halter, Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried unanimously,

Moved by Councilor Mosbey to amend *Section 903 Personal Cell Phone Use* by adding a subsection at the beginning that prohibits city employees from using personal cell phones in conducting city business. The department heads will be responsible for approving city cell phones for their key employees only.

Councilor Halter questioned how this would affect on-call employees. It was also noted that some public safety employees utilize their personal cell phones to conduct city business.

Councilor Mosbey stated that this presents a problem with the way the amendment is worded. She stated that she will withdraw her motion and rewrite her amendment for the next meeting.

Councilor Mosbey stated that she felt it was a bad practice to have employees use their personal cell phones for city business. It presents a liability both for the employee and the city.

Moved by Councilor Tate, seconded by Councilor Mosbey to amend *Section 305(c) Selection of Employees* by inserting a new (c)(2) to read “Full time vacancies for any position not within the bargaining unit shall be posted both inside and outside the organization as determined by the recruiting strategy developed by the Director of Human Resources in conjunction with the Department Head.” Upon roll call the following voted in favor: Councilors Mosbey, Shalata, Tate, Wendorf, Zotti, Halter, Savage, and Mayor Demshar. Motion carried unanimously.

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

**Ordinance 2018-05 AN ORDINANCE CREATING ARTICLE 3-544 OF THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, “PROHIBITED SALE OF COMMERCIAL BRED DOGS, CATS, AND RABBITS IN PET STORES, RETAIL BUSINESSES, AND OTHER COMMERCIAL ESTABLISHMENTS,”** was read by title on third reading.

Councilor Zotti stated he did not believe this ordinance would save the city any money or prevent emotional buying of pets. He also did not think the city should be telling businesses who they have to buy from. He questioned why gerbils, hamsters, snakes, and lizards were deleted from the ordinance. He said we should be concerned about their safety also.

Moved by Councilor Savage, seconded by Councilor Shalata to approve Ordinance 2018-05 on third reading. Upon roll call the following voted in favor: Councilors Tate, Wendorf, Halter, Savage, Mosbey, Shalata, and Mayor Demshar. Motion carried with Councilor Zotti voting no.

**Ordinance 2018-06 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 2018-07 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.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:44 p.m.

By: \_\_\_\_\_  
Council President

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor