

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

City Council met in regular session on June 1, 2021. Mayor Timothy A. Kaumo called the meeting to order at 7 p.m. Members present included Councilors Tim Savage, Tim Robinson, Jeannie Demas, Rob Zotti, David Halter, Brent Bettolo, and Larry Hickerson. Councilor Keaton West was absent from the meeting. Department Heads present included Dwane Pacheco, Rick Beckwith, Jim Wamsley, Paul Kauchich, Dave Lansang, and Matthew L. McBurnett. The pledge of allegiance was recited.

**Approval of Minutes**

Moved by Councilor Bettolo, seconded by Councilor Savage to approve the Special City Council Meeting Minutes of May 11, 2021; and City Council Meeting Minutes of May 18, 2021.

**BID OPENINGS**

**Rock Springs Family Recreation Center Gym Floor Repair**

<u>Name</u>	<u>Address</u>	<u>Bid Amount</u>
Whited Floor Surfacing	1455 Bon Ave. Casper, WY 82609	\$105,000

**PETITIONS**

Laurie Davis, 1049 Truman Street, would like to know how she can keep the Handup Food Cart going. It helps people who are spending money on bills to afford food. Glen Davis added it is currently being done from the home, in their driveway. Mayor Kaumo stated that on May 21, 2021, a discussion took place with Mrs. Davis and many suggestions were covered, and ordinances were gone over. In a residential neighborhood, food cannot be left outside in the sun. Suggestions were moving the cart inside, or collaborating with the Food Bank. With 20-25 people per day utilizing the cart, it increases traffic in the neighborhood and can present problems. Mrs. Davis stated that she would like to move the cart to the backyard and continue the food cart. Councilor Zotti clarified that it is in an R-2 zoning district, so in order to fix this, it would need to meet the criteria for a home occupation, including being out of sight from the outside of the home. Laura Leigh, City Planner, stated that in an R-2 district there are very few allowances. In order for this to qualify, it must be presented as a home occupation, and must meet those requirements. Mayor Kaumo asked about control of current traffic. Mrs. Davis clarified that they come to pick up and drop off food from 8 a.m. to 7 p.m. daily. Mayor Kaumo asked about perishable food, which was stated to be kept in a freezer and refrigerator previously sitting on the driveway – it has since been moved into a shed. Mayor Kaumo stated that keeping everyone happy is the Council’s main goal; it is not taking constitutional rights away. Mr. Davis added that the bike shed, which is fenced in, will house the refrigerator and the freezer for the Handup Food Cart.

Sonya Gallegos, owner of Hoarders Corner Thrift Store, and Niki Callas, co-owner, stated that if it does not work out in their best interests for the driveway that she would like to allow them to

move the food cart to her business. The Food Bank is wonderful, but the hours are not helpful for hard working families. People who frequent her business need help, and the Handup Food Cart has been wonderful for struggling families. Mayor Kaumo asked Mrs. Davis if the solution of moving to the Hoarders Corner business is a possible option, which Mrs. Davis stated that it would be great to have the help, but being close to the Madison low income apartments where the Handup Food Cart is currently located is where she would prefer to keep it.

Alicia Johnson, a friend of Mrs. Davis, stated that she helped deliver foods and they are ecstatic that the Handup Food Cart is there to help. Mayor Kaumo asked Mr. and Mrs. Davis if the cart is constantly under supervision. Mr. Davis clarified that 95% of the time, the cart is supervised. Donations are welcome and accepted by Ms. Davis, including cash. Ms. Johnson added that diapers, along with formula and baby food, are scarce at the Food Bank and elsewhere. Cash donations that are accepted are documented.

Reverend Kelly Parrish Lucas, First Congregational Church on Adams Avenue, stated that calls come to the church all the time for food, lodging, and gas, so she knows that this is a needed form of assistance in the community. She spoke to the church council about the issue at hand, and it may not be the most accessible place for those who need it, but the church is willing to allow the food cart there.

Allison Thompson stated that her husband is a security officer for the White Mountain Mall, and when Herberger's had their closing sale, she met Laurie when she was at the Herberger's Sale looking for the Handup Food Cart. She worked for the Department of Workforce Services for almost a year, and she knows that this is a necessary and very important thing to the community, with unemployment relief for COVID ending soon. She has seen the Handup Food Cart become very popular recently.

Mishawn Perrington, neighbor at 1075 Truman Street, stated that she has not noticed more traffic on her street. She thinks what is being done is wonderful for the community.

Anne Cunningham asked a couple of questions. She supports the Handup Food Cart, especially during a pandemic, where people are barely making it between rent and groceries. She asked about the difference between a person having a garage sale and the Handup Food Cart. Mayor Kaumo stated that a garage sale goes on for a day or two, but this is a continuous operation, which is different from a garage sale. He asked Ms. Davis how long the pantry has been open, which she stated to be 3 weeks.

Angela Cable, 342 A Street, stated that she questions the fact that it being a continuous operation is enough to be an issue. Next to her home is a business in an unoccupied home and she was told that this is allowed. In addition, many years ago neighbors exchanged cups of sugar and the like regularly. Mayor Kaumo stated that the business housed next to her went through the process and was certified as a home occupation. He agrees that sharing resources is neighborly, but this is a refrigerator and a freezer in the driveway for a continuous operation.

Juan Valdez, citizen, stated that he would like to ask that if this non-profit is allowed to continue, that the City establish stipulations for the next person moving forward, should more decide to do something like this. If the regulations were outlined more specifically, it would help others moving forward. Councilor Zotti stated that the ordinance outlines it specifically, mainly that the

home occupation process would need to be followed. Mayor Kaumo added that an ordinance is based on research in order to preserve everyone's rights. Mr. Valdez asked for home occupation clarification. Mayor Kaumo asked that with eleven in support of the Handup Food Cart here tonight, that everyone get together and present a plan to the City as to what they think should be done. The non-profit classification of the business is causing confusion; the public wants to know why an occupation tax must be paid and a home occupation permit obtained. Councilor Zotti summarized the allowances for R-2 zoning, the home occupation definition and the uses allowed with a home occupation permit, as well as clarifying that the terminology "for-profit" was removed from the home occupation description in 2014 - meaning a non-profit classification would not be relevant. Mayor Kaumo stated that getting the Handup Food Cart inside would assist in qualifying as a home occupation permit. He asked Mrs. Davis whether she had planned for expansion.

Ms. Johnson stated that a petition has been created on Change.org as well for this. She was also thinking that if it rotated weekly that it may not be a continuous operation in one location. Councilor Zotti stated that this may cause confusion for those wishing to take advantage of the food cart, so making the food cart permanent in an acceptable location would be more feasible. He sees that there is a need for this, but that it must be done within the confines of the law. Mayor Kaumo stated that the vast majority that are using it are walking and coming from the housing on Madison. His suggestion is to put it inside and it can continue to move forward, but in the meantime, get together and figure out what it would take, should the food cart expand.

Alicia stated that she lived in Rock Springs from 2013-2015 and then again, from 2018 to current. There is no difference that she has seen or encountered between when Mrs. Davis has operated the food cart or not operated it. There is not an overabundance of traffic on this road. Mayor Kaumo added that he received several calls against the food cart continuing, all of which wanted to remain anonymous. The City Council wants to see their citizens doing well. City staff is knowledgeable and full of information; they are also willing to work with citizens to help them accomplish their goals.

Mayor Kaumo added that he feels a solution has been found. Mr. Davis asked whether a grace period of two days would be acceptable. Ms. Leigh stated that if the items are moved inside and a home occupation permit application is submitted by the end of the week, this would be acceptable.

Councilor Bettolo thanked Mr. and Mrs. Davis for what they are doing for the community. What has been heard here is that there are other people who are looking to deliver, and allow the food cart to be placed elsewhere if needed. Options are available to keep the food cart running.

The question of the zoning of the YWCA came up. The zoning for the YWCA is R-3. Ms. Leigh stated that in R-2 and R-3, public buildings are conditionally permitted uses, so the YWCA is operating on a conditional use permit.

## **COUNCIL COMMITTEE AND BOARD REPORTS**

***Parks & Recreation Advisory Board Meeting Minutes of April 8, 2021***

***Joint Powers Telecom Board Meeting Minutes of April 22, 2021***

**Joint Powers Combined Communication Board Meeting Minutes of April 26, 2021**

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

**CORRESPONDENCE**

**Public Notice from the Department of Environmental Quality regarding submission of a renewal permit application by the Eden Valley Transfer Station**

**Sweetwater County Travel & Tourism Board Proposed Budget for the year ending June 30, 2022**

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

**BILLS AND CLAIMS**

**Bills and Claims for June 1, 2021**

ABI Winterhawk Recovery LLC	Housing Assistance	\$282.00
Amazon Capital Services	Parts & Supplies	\$517.47
Amer. Assoc for State/Local History	Membership Renewal	\$98.00
American Bar Association	Membership Renewal	\$150.00
Andritz Separation INC	Sewer Supplies	\$8,167.31
Anne Parady	Utility Refund	\$31.65
Archuleta Holding Company INC	Education	\$3,920.00
Armella Freeman	Utility Refund	\$8.97
Aspen Construction	Maintenance & Repair	\$760.00
Baker, Brenda	Reimbursement	\$70.65
Barcodes, INC	Police Supplies	\$298.40
Best Value Rentals, LLC	Housing Assistance	\$382.00
Bookcliff Sales INC	Parts & Supplies	\$100.76
Callaway Golf	Golf Merchandise	\$221.40
Carrington Pointe Apartments LLC	Housing Assistance	\$4,206.00
CDW Government	Computer Equipment	\$69.13
CenturyLink	Telephone Utility	\$903.49
Chick, Jennifer	Reimbursement	\$420.17
Cobra Puma Golf, INC	Golf Merchandise	\$1,300.85
Cody Holden	Utility Refund	\$341.76
Cole, Trevor	Reimbursement	\$100.00
Copier & Supply Co INC of RS	Copier Maintenance	\$835.13

Covey, Ronald or Anne	Housing Assistance	\$1,223.00
Crown Technology, LLC	Parts & Supplies	\$4,777.57
Cummins Sales and Service	Block Heater	\$42.54
Dale Brower	Utility Refund	\$27.29
Dallas or Christine Ward	Utility Refund	\$60.55
Daniel Davis	Utility Refund	\$85.15
Daniel Weber	Utility Refund	\$36.91
Darrel Kruljac	Utility Refund	\$263.89
Davis, Kenneth	Reimbursement	\$20.75
DeBernardi Construction CO INC	Contract Agreement	\$31,850.00
Dell	Computer Equipment	\$86.43
Desert View Animal Hospital	Veterinary Services	\$2,129.69
Dominion Energy	Natural Gas Utility	\$20,720.44
DPW Enterprises, LLC	Utility Refund	\$55.15
Dude Solutions INC	Computer Equipment	\$12,148.51
Elifeguard	Uniforms	\$219.00
Elwood Staffing Services INC	Temp Staff	\$22,153.14
Emden, Marianne	Housing Assistance	\$664.00
Energy Laboratories INC	Quality Testing	\$649.00
Equifax Credit Information Serv. LLC	Membership Renewal	\$80.00
Erspamer, William	Reimbursement	\$99.85
Faigl, David B.	Housing Assistance	\$426.00
Fastenal Company	Parts & Supplies	\$327.66
FBI-LEEDA	Education	\$695.00
Foremost Promotions	Police Supplies	\$219.50
Forsgren Associates	Contract Agreement	\$1,857.50
Fossen, Michele	Housing Assistance	\$587.00
Fun Express	Gift Shop Merchandise	\$422.07
G & P Polygraphs LLC	Applicant Polygraph	\$200.00
Galls LLC	Police Supplies	\$1,760.88
Gary F Stevenson	Utility Refund	\$7.88
Globe Electric	Maintenance & Repair	\$1,570.68
Grainger, INC	Parts & Supplies	\$718.05
Green Works INC	Sod	\$518.00
Gregory Rentals	Housing Assistance	\$525.00
Harbor Freight Tools	Parts & Supplies	\$243.92
Hilti, INC	Fire Supplies	\$4,745.58
Home Depot Credit Services	Fire Supplies	\$2,246.29
Honnen Equipment Co	Parts & Supplies	\$192.69

In the Swim	Pool Supplies	\$97.89
JAJ Consulting Services LLC	Fire Supplies	\$500.00
Jarvie, Clay	Reimbursement	\$80.00
JC Golf Accessories	Golf Merchandise	\$159.22
JFC Engineers Surveyors	Contract Agreement	\$10,604.64
Jian Huang	Utility Refund	\$79.00
Joe's Pet Depot	Mealworms	\$7.50
Johansen, Georgette M.	Housing Assistance	\$10.00
Josephine Kuntz	Utility Refund	\$16.83
Kale W Smith	Utility Refund	\$25.15
Kaman Industrial Technologies	Parts & Supplies	\$35.41
Kimberly Circle Apts	Housing Assistance	\$581.00
KTM Properties	Housing Assistance	\$797.00
L & S Fencing	Maintenance & Repair	\$10,316.97
Lewis & Lewis	Contract Agreement	\$831,770.74
Lighthouse Uniform CO	Uniforms	\$563.70
Lisa Sheesley	Permit Refund	\$50.00
Login/IACP	Membership Renewal	\$875.00
Mandros Painting INC	Maintenance & Repair	\$28,465.00
Michael W Martin	Utility Refund	\$65.15
Mike Gibson Manufacturing INC	Police Supplies	\$2,449.90
MNT Investments LLC	Housing Assistance	\$566.00
Moneyhun Equipment Sales INC	Parts & Supplies	\$1,090.00
Mountain Prime 2018 LLC	Utility Refund	\$50.15
NASRO	Education	\$890.00
National Business Furniture	Police Supplies	\$7,741.92
Nexus Relocation Group, INC	Utility Refund	\$105.15
Nicholas, Gary	Housing Assistance	\$1,622.00
Nichols, Dani	Housing Assistance	\$29.00
Nu-Tech Specialties INC	Janitorial Supplies	\$1,472.39
O'Farrell, Timothy J	Housing Assistance	\$338.00
Oswaldo or Edy Solis	Utility Refund	\$156.93
Owen Equipment	Parts & Supplies	\$862.79
Patterson Veterinary Supply INC	Veterinary Supplies	\$469.78
Pedri Investments LLC	Housing Assistance	\$485.00
Penoff, David	Housing Assistance	\$379.00
Pickin Palace	Equipment Rental	\$200.00
Pioneer Gasket of Wyoming INC	Parts & Supplies	\$60.00
Porter, Doug	Housing Assistance	\$50.00

Power Engineering Co	Maintenance & Repair	\$1,407.00
PRJ Properties Inc.	Utility Refund	\$213.84
R & D Sweeping & Asphalt	Contract Agreement	\$40,361.39
R & M Welding Inc.	Equipment Rental	\$364.00
Randy or Carol Perkins	Utility Refund	\$127.65
Real Kleen Janitorial	Janitorial Supplies	\$528.40
Red Horse Oil Co INC	Diesel Fuel	\$948.90
Rock Springs Creekside Apts	Housing Assistance	\$4,735.00
Rock Springs IV Center	Fire Supplies	\$50.00
Rock Springs Newspapers	Legal Advertising	\$2,004.64
Rock Springs Pet Hospital LLC	Veterinary Services	\$489.00
Rocky Mtn. Competitive Solutions	Copier Maintenance	\$102.75
Rocky Mountain Power	Electric Utility	\$118,762.75
Royce E Goldman	Utility Refund	\$25.15
RS Apartments LLC	Housing Assistance	\$978.00
RS Refrigeration	Parts & Supplies	\$49.58
Ryan's Pet Supplies	Parts & Supplies	\$1,904.85
Sanchez, Jeremy	Housing Assistance	\$175.00
Self, Tim	Housing Assistance	\$451.00
Shannon or Kari Griffin	Utility Refund	\$25.49
Sherry or Josh Bowels	Utility Refund	\$74.81
Sig Sauer	Police Supplies	\$70.00
Simplot Partners	Fertilizer	\$8,740.00
Six States Distributors/Truckpro	Parts & Supplies	\$40.28
Smith Psychological Services LLC	Applicant Polygraph	\$400.00
Smyth Printing INC	Office Supplies	\$355.00
Southwest Real Estate	Housing Assistance	\$7,544.00
Staples	Office Supplies	\$263.71
Staples Advantage	Office Supplies	\$823.12
Steve Van Valkenburg	Utility Refund	\$73.73
Surfaces INC	Parts & Supplies	\$162.00
SWCO Joint Travel/Tourism Board	Education	\$78.00
Sweetwater Heights	Housing Assistance	\$1,445.00
Taylormade Golf CO INC	Golf Merchandise	\$998.53
The Village at Silver Ridge	Housing Assistance	\$1,005.00
Tolar, Andrew W.	Housing Assistance	\$23.00
Uline	Display Supplies	\$442.02
Ulysses or Kate Almeida	Utility Refund	\$44.05
Underwood, Amberlis	Deposit Refund	\$71.00

United Site Services	Portable Restrooms	\$1,319.81
UPS	Shipping	\$97.77
USA Blue Book	Sewer Supplies	\$1,430.32
Valor Root Control LLC	Sewer Supplies	\$1,925.00
Vaughn's Plumbing	Maintenance & Repair	\$5,311.00
Verizon Wireless	Cell Phone Utility	\$6,185.21
Vista Outdoor Sales LLC	Golf Merchandise	\$1,905.08
WBI Energy Corrosion Services	Survey	\$3,603.70
WhentoWork Inc.	Membership Renewal	\$315.00
William H. Smith and Associates	Contract Agreement	\$4,960.00
Williams, Penny	Housing Assistance	\$175.00
Willow Street Rentals	Housing Assistance	\$754.00
Wyo Dept Transportation	Contract Agreement	\$758,985.05
Wyo State Board of Pharmacy	License Renewal	\$80.00
Wyoming Montana LLC	Utility Refund	\$48.89
Zero9 Solutions LTD	Police Supplies	\$1,591.75
Joint Powers Water Board	April Water Usage	\$165,891.20
Willis Towers Watson	Consulting	\$20,000.00
	<b>Total:</b>	<b>\$2,212,896.33</b>

**Report Checks for May 21, 2021**

Internal Revenue Service	EFT	\$131,224.85
AXA - Equitable	EE Deferred	\$137.50
	EFT	\$3,349.13
Nationwide Insurance	EE Deferred	\$20.00
Ivy	EE Deferred	\$887.50
Ivy	Section 529 Plan	\$525.00
Great West Retirement	EE Deferred EFT	\$9,632.96
Great West Retirement	Post Tax EFT	\$585.00
Flex Spending Account/BCBS	EE BCBS Flexshare	\$12,773.19
Wyoming Child Support	Child Support Pmts.	\$1,679.50
	<b>Total:</b>	<b>\$160,814.63</b>

Moved by Councilor Demas, seconded by Councilor Robinson to approve the bills and claims for June 1, 2021. Motion carried unanimously.

**Salaries for May 21, 2021: \$645,376.45**

Moved by Councilor Demas, seconded by Councilor Robinson to approve the salaries for May 21, 2021. Motion carried unanimously.



## NEW BUSINESS

**Request from Wells Fargo Bank, N.A. for approval of a Depository Application**

Moved by Councilor Demas, seconded by Councilor Robinson to approve the request. Motion carried unanimously.

**Request from the Police Department for permission to apply for the Bulletproof Vest Grant**

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

**Recommendation from the Parks & Recreation Advisory Board to reduce the price of the Civic Center's Golf Simulator by 50% during summer hours**

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

**Recommendation from the Parks & Recreation Advisory Board to allow residents of the Foothill Crossing Subdivision to assist with installing a neighborhood park through donations, design, and volunteer assistance in improving the park after design is complete**

Moved by Councilor Robinson, seconded by Councilor Demas to approve the request. Motion carried unanimously.

**Request from Jesse's Girl, Inc. for permission to extend their serving area for the 3rd Annual Bags, Brews, and Bites Cornhole Tournament on June 26, 2021, from 10 a.m.—10 p.m.**

Moved by Councilor Bettolo, seconded by Councilor Demas to approve the request. Motion carried with Councilor Hickerson abstaining.

**Request from the Pour House for permission to extend their serving area for the Annual Hiner Poker Run event on June 26, 2021, from 9 a.m.—regular closing hours**

Moved by Councilor Bettolo, seconded by Councilor Hickerson to approve the request. Motion carried unanimously.

## RESOLUTIONS

**Resolution 2021-69 A RESOLUTION ACCEPTING AND APPROVING A PROFESSIONAL SERVICES CONTRACT WITH SUMMIT STUDIO, TO PROVIDE HISTORIC TAX CREDIT COMPLIANCE CONSULTING AND APPLICATION PREPARATION SERVICES, FOR THE RENOVATION OF THE FIRST SECURITY BANK BUILDING, AND AUTHORIZING TIMOTHY A. KAUMO, 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 CONTRACT ON BEHALF OF SAID CITY, was read by title.**

Moved by Councilor Demas, seconded by Councilor Bettolo to approve Resolution 2021-69. Upon roll call the following voted in favor: Councilors Savage, Robinson, Demas, Zotti, Halter, Bettolo, Hickerson, and Mayor Kaumo. Motion carried unanimously.

**Resolution 2021-70 A RESOLUTION ACCEPTING AND APPROVING A MASTER EQUITY LEASE AGREEMENT BETWEEN ENTERPRISE FLEET MANAGEMENT AND THE CITY OF ROCK SPRINGS, WYOMING, AND AUTHORIZING TIMOTHY A. KAUMO, 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 MASTER EQUITY LEASE AGREEMENT ON BEHALF OF THE CITY,** was read by title.

Moved by Councilor Bettolo, seconded by Councilor Robinson to approve Resolution 2021-70. Upon roll call the following voted in favor: Councilors Savage, Robinson, Demas, Zotti, Halter, Bettolo, Hickerson, and Mayor Kaumo. Motion carried unanimously.

## **ORDINANCES**

**Ordinance 2021-06 AN ORDINANCE AMENDING ARTICLE 10-1, THE ORDINANCES OF THE CITY OF ROCK SPRINGS, WYOMING, ENTITLED “LIQUOR LICENSE”,** was read by title on second reading.

Moved by Councilor Zotti, seconded by Councilor Halter to propose an amendment to Ordinance 2021-06, stating that this would allow single day permits to go through with the Mayor’s approval only, but that he would like to see multi-day permit requests going to the Governing Body for approval. The amendment will insert “single day” in the first section of 10-105(i). Upon roll call the following voted in favor: Councilors Savage, Robinson, Demas, Zotti, Halter, Bettolo, Hickerson, and Mayor Kaumo. Motion carried unanimously.

Mayor Kaumo wished County Treasurer Robb Slaughter a happy retirement. He has served the County for 33 years, and he has served our City and our County very well. His staff is very capable due to his excellent leadership. Rock Springs thanks him for his service.

Councilor Savage stated that the Cemetery looked wonderful for Memorial Day weekend.

## **ADJOURNMENT**

There being no further business, the meeting adjourned at 8:04 p.m.

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

ATTEST:

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

\_\_\_\_\_  
Mayor