

**PUBLIC NOTICE**

**REGULAR MEETING OF THE CITY COUNCIL  
OF WORLAND  
February 7, 2023**

A regular meeting of the City Council of Worland, Wyoming met in the Council Chambers at Worland City Hall at 7:00 p.m. on February 7, 2023. Mayor Jim Gill presided and the Councilmembers in attendance were Kreg Lombard, Barbara Brookwell, William Worley, Rebecca George, Mike Neuffer, Adam Martinez, Pete Calderon; Wendy Fredricks and Kody DeMunbrun (via telephone). Also present were Airport Manager, Lynn Murdoch; Chief of Police, Gabe Elliott; Superintendent of Public Works, Nick Kruger; City Engineer Representative, Mike Donnell; City Attorney, Kent Richins and Clerk/Treasurer, Tracy Glanz.

There were three (3) visitors present for this meeting of the City Council.

Councilmember Kreg Lombard led the Council and Visitors in the Pledge of Allegiance.

Mayor Gill declared a quorum and asked for approval of the agenda.

Motion: to approve the agenda.  
By: Councilmember Martinez.  
Second by: Councilmember Worley.  
Vote: The motion passed unanimously.

The minutes of the January 17, 2023 regular meeting stand approved as published.

Motion: to approve all vouchers and authorize payment for payroll, utility charges, refunds for City Services, recording fees, postage and other miscellaneous items, during the month of February, before normal City Council approval on the first Tuesday of March and approve the Consent Agenda with Warrant Registers for January, 2023, BAPC Minutes for January 23, 2023 and January 31, 2023 and Payroll Vouchers for the periods January 27, 2023 and January 31, 2023. PAYROLL 1/27/23 - \$63,227.05; PAYROLL 1/31/23 - \$4,007.42.

**CITY OF WORLAND/UTILITIES COMMISSION  
JANUARY 2023**

A & I Distributors, Oil Eater/Methanol, \$829.50; A.N.A Electrical Services, Install 1-20 Amp, \$1,210.62; Big Horn Coop, Gas Dispenser, \$271.87; Big Horn Redi Mix, 55k Flowable Fill, \$1,692.00; Blair's, Supplies, \$21.90; Bobcat of the Big Horn Basin, Latch, \$74.75; Bomgaars, Supplies, \$87.20; CARQUEST Auto Parts, Parts, \$4,367.88; Cash-Clerk Treasurer, Postage, \$28.39; Cloud Peak Veterinary Services, Contract, \$650.00; Communication Technologies, Remote Speaker/Antenna, \$192.55; Energy Laboratories Inc, Testing, \$5,043.00; Frandson Safety Inc, Parts/Shipping, \$519.10; Frontier Tire LLC, Repair/Tires, \$80.00; Hach, Supplies, \$228.77; Hasco Industrial Supply, Supplies, \$446.44; Hawkins Inc, Demurrage/Chlorine, \$502.69; Honnen Equipt., Cutting Edge, \$3,207.17; IACP, Dues, \$190.00; Kennedy Ace Hardware, Supplies, \$787.12; Kimball Midwest, Reamer/Plow Bolt, \$113.00; Lowe Roofing of Wyoming, Roof Replacement, \$33,614.40; Motor Supply, Inc., Parts, \$1,546.04; Norco, Inc, Supplies, \$40.92; Normont Equipment, Chain Conveyor, \$1,654.00; Northern Wyoming Daily News, Advertising, \$1,316.13; Northwest Pipe Fittings, Parts, \$2,675.02; One-Call of Wyoming, Tickets, \$9.75; R&A Safety LLC, Testing, \$232.00; Randy L. Royal, Service, \$52.20; RDO Equipment Co, Overlay End Bit, \$2,576.16; Red Rock Family Practice, Preventive Care, \$135.00; Serlkay Printing, Wall Planner/Pencils/Copy Paper, \$782.18; Signs of Sutherland, Pioneer MVH, \$176.96; Sundown Services, Inc, Service Calls, \$5,231.89; The Office Shop, Contract, \$302.92; Timber Line Electric & Control, Programming Support, \$365.00; Tractor Guys Inc, Battery Terminal, \$7,691.33; United Parcel Service, Shipping, \$37.32; United Rentals, Decal Generator Parts, \$37.65; Valli Information System, Online Web/Maintenance, \$185.07; Virile Electric, Service-Handicap Door, \$90.00; W.W.Q. & P.C.A, Membership, \$60.00; Washakie County Treasurer, Juvenile Officer/ C. Wall, \$1,480.30; Worland Cleaners & Supply, Inc., Supplies, \$191.40; Worland Police Dept, Air Freshner, \$16.78; Worley Welding & Repair Inc, Hyd. Clyinder/Weld, \$672.50; Wyoming Mechanical, Service- Boiler City Hall, \$80.00; Wyoming Public Health Lab., Colilert, \$144.00.

**TOTAL REGULARS ..... \$81,940.87**

AFLAC, Premium, \$232.60; AT & T, Long Distance, \$140.42; At & T Mobility, Cell Phone Service, \$505.51; Arnold Machinery Co, Cantilever/Racking/Install, \$35,464.51; Barnes, Terra, Restitution, \$25.00; Big Horn Co-Op, Gasoline, \$4,026.14; Big Horn Regional Joint Powers, Monthly Assessment, \$36,892.00; Big Horn Rural Electric Co, Electrical Charges, \$47.83; Big Horn Water, Rental, \$96.25; Blue Cross Blue Shield, Premium, \$75,849.16; Comfort Inn, Restitution, \$426.33; Dearborn National, Insurance, \$142.70; Eagle Engineering, Crack Seal Project, \$10,483.72; FasCorp, Deferred Comp, \$4,010.00; Fort Dearborn Life Ins. Co., Disability Insurance, \$356.29; Gill, Jim, Cell Phone/Mileage, \$40.00; High Plains Power, Inc., Electricity, \$1,441.75; Internal Revenue Service, Payroll Tax Deposit, \$41,903.56; Mountain Alarm, Alarm, \$129.40; MCClellan & MacQueen, 2022 Dbl Gutter/St Retainage, \$25,840.80; Murdoch Oil, Inc., Gasoline, \$6,085.38; NCPERS Group Life Ins., Life Insurance, \$208.00; Pamela Brand, Deposit Refund, \$123.24; Pinnacle Bank, VISA Charges, \$1,490.30; Range, Phone Service, \$1,874.88; Rocky Mountain Power, Electricity, \$21,773.93; Sagebrush Sports, LLC, Contract, \$13,333.33; U.S. Postmaster, Jan Billing, \$1,060.35; Verizon Wireless, Cell Phone Service/Tablets, \$1,127.13; Washakie County Clerk, Filing Fees, \$12.00; Washakie County Solid Waste Dist. 1, Municipal Waste, \$18,917.40; Washakie Medical Center, Restitution, \$100.00; Wyoming State Supreme Court, Technology Fees, \$24.09; Washakie County Treasurer, General Purpose Tax - State, \$118,525.95; Washakie County Treasurer, Comm. Center, \$23,130.83; WY Dept of Workforce, Workers Comp, \$8,774.40; Wyoming Gas Company, Services, \$9,885.05; Wyoming Retirement System, Retirement, \$30,942.92.

**TOTAL SPECIALS ..... \$495,443.15  
GRAND TOTAL ..... \$577,384.02**

By: Councilmember Lombard.  
Second by: Councilmember George.

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Vote: The motion passed unanimously.

Terry Batt commended the city on removing the snow in the streets, stating people are appreciative and asked if the city could put something on door handles so that people can move their vehicles prior to snow removal in residential areas. Superintendent of Public Works Nick Kruger stated that the crew tries to contact people in the neighborhood before removing snow and need to figure out a way to anticipate what neighborhood will be done next. Currently the crew is hopping from neighborhood to neighborhood to keep up with the snow melt and keep water running to the storm drains. Superintendent of Public Works Kruger agreed that the city needs to find a better way to notify residents.

Mayor Gill made the Department Head appointments for a term of two (2) years noting that the appointments could be made separately if the Council so desired.

Airport Manager Lynn Murdoch  
Chief of Police Gabe Elliott  
City Attorney Kent Richins  
City Engineer Eagle Engineering & Surveying, Inc.  
Clerk/Treasurer Tracy Glanz  
Municipal Judge Marcy Argeris  
Superintendent of Public Works Nick Kruger

Motion: to approve the Department Head appointments under one motion.  
By: Councilmember Lombard.  
Second by: Councilmember Brookwell.  
Vote: The motion passed unanimously.

Mayor Gill asked City Attorney Kent Richins to discuss the Worland Aquatic Center proposed dissolution agreement and the proposed letter in response to the agreement. City Attorney Richins thanked the Mayor and Council for his appointment stating he enjoys working for the City of Worland. The Council has had discussions about this dissolution and an agreement was received from the School Attorney. Currently, the School, County and City each have board members on the Joint Powers Board (JPB). City Attorney Richins drafted a letter to representing the Council's position on the dissolution of the JPB. However, the way the dissolution reads, is that the aquatic center may become a non-public pool as per Section 10 of the proposal providing that "During the pending dissolution, the Worland Aquatic Center shall remain open for public use and will be operated and maintained by the district". City Attorney Richins read it as saying that they may not keep the pool public. For further explanation, back in 2010 a bond issue was issued through the school for 8.5 million for the construction of the pool; later a 1.3 million dollar special purpose tax was added including an endowment. There is considerable public money in the aquatic center and from day one it was understood that it is a public structure, and it should remain public. Discussion followed as to how we can dissolve the JPB as the purpose of the JPB is to ensure accessibility of the facility to the public. City Attorney Richins stated that there are three (3) main issues, that the Attorney General is required to approve the creation of a JPB and any amendments to that agreement, which this dissolution would be, that it needs to be made clear that the money used to build and maintain the aquatic center is public money, and that the purpose of this board is to operate and ensure a public pool. City Attorney Richins stated that the proposed letter contains strong language especially in relation to the center remaining a public entity. Councilmembers Fredricks and Brookwell discussed this with the JPB at the last meeting. Councilmember Fredricks stated "when you have a facility that was built with taxpayer money that should be the reason for that structure. How do we ever really ensure that it stays open to the public? The school says it will stay public, their intention is to remain public." If the JPB is dissolved, then the school can access the endowment fund and use those funds to maintain the pool that is why they want to get rid of the JPB. Over the years the JPB has not been very strong and is has basically been run by the school. The school feels that since they are running it anyway why have the JPB. It is a stronger board with two (2) city representatives on it now. The past few meetings have just been school members and city members and is not considered to be a high functioning board. County Commissioner Terry Wolf has attended meetings and indicated that the County does not want to run a pool; the city does not want to either. However, the city wants to make sure it stays a public pool. Mayor Gill stated that the opinions of the Council JPB members weighs heavily on the Council and asked how we enforce that it remains a public facility. Discussion continued; at least this letter will create further discussion. City Attorney Richins Kent suggested that each entity have a public hearing so that the public has right to voice their point of view; the three entities i.e., School, County and City should not have the right to change anything without the input of the public. The pool is going to cost a lot of money and the school has the money to maintain it where the other entities do not.

Councilmember Fredricks stated because of the way the endowment is set up, the JPB can only use the interest off the endowment, so if the JPB is dissolved the school can use the endowment. The interest is not generating enough money to operate the pool. The city has helped before and so has the county. It is important that it stays public. In summary, the Council feels it is okay to dissolve the agreement with public hearings and let the school run the pool. City Attorney Richins wants to make it clear that he may be misinterpreting the dissolution agreement. Councilmember Lombard is still concerned about taking this choice away from the public. It was suggested we advertise a public hearing on the dissolution of the JPB. The Clerk/Treasurer was asked to send the original resolution and JPB agreement to the Mayor and Council for review. Mayor Gill thought the school should defend their proposed action. Discussion continued.

Motion: to approve the letter to the Worland Aquatic Center Joint Powers Board, the School District Attorney and the County Attorney.  
By: Councilmember Fredricks.  
Second by: Councilmember George.  
Vote: The motion carried unanimously.

Airport Manager Lynn Murdoch thanked the Mayor and Council for her re-appointment. The Wildlife Fence Project is officially starting next Monday; it will take thirty (30) days to complete. At the end of the project the new gate will be installed on the east side. There is a lot of fence to be put in, the airport staff

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maintains 700 acres but the fence project is only a portion of that. The project includes removing the electric fence and installing woven wire and should be complete by March 13, 2023.

Chief of Police Gabe Elliott thanked the Mayor and Council for his re-appointment, "I look forward to the next couple of years". The department received an application from a certified detention officer and a conditional offer was extended. The new hire will start training in the next few weeks and will attend the academy for basic training. The second interview set up for today has been rescheduled; that applicant is not certified either. During the local emergency planning meetings, the group talked about what we can do for the community, to get them involved. It was suggested that we revive what we used to do years ago and get all our first responders in one location to show the community what we do and what equipment we have. The event is planned for June 3, 2023 from mid-morning to early afternoon at Newell Sargent Park if approved by the Council. This could be an incentive to the younger generation to get involved in law enforcement down the road.

Motion: to approve the Safe Community Day at Newell Sargent Park on June 3, 2023.  
By: Councilmember Lombard.  
Second by: Councilmember Brookwell.  
Vote: The motion passed unanimously.

Clerk/Treasurer Glanz thanked the Mayor and Council for the appointment and vote of confidence. An update on the legislative issues forwarded to the Council will be e-mailed tomorrow. There are still a few bills that are of concern to local government involving local government direct distribution, abandoned and nuisance buildings, personal property tax exemption and the pharmacy bill in the Senate. The Pharmacy bill will increase health insurance costs to the City of Worland and our employees. Mayor Gill reiterated how important the local direct distribution bill is to the city and hoped the State would help local government by replacing the sales tax revenue taken away by the removal of sales tax on food. Councilmember Fredricks, who is currently in Cheyenne, mentioned that Rep. Martha Lawley is doing an excellent job at the legislature and impressing people.

City Attorney Richins reported that there has been no response on the litigation regarding the Ambulance Service location or any updates on the crematorium issue.

City Engineer Representative Mike Donnell thanked the Mayor and Council for his appointment; "I appreciate it; we have a great group of department heads and we have done a lot the last year or two." There is an Urban Systems meeting scheduled tomorrow to talk about if the Request for Proposal for design and engineering should cover the whole project on Washakie Avenue or just Phase I (from 8th Street to 15th Street). Phase I is the part that we think we can afford to build. The Safe Routes to School (SRTS) program would allow us to replace the sidewalks and corners to meet ADA standards in this project, items that we could not complete in 2011. SRTS is a very limited program and is 100% funded; the paperwork is involved and includes an environmental report. Currently we have less than 1 million dollars available in urban systems funding.

Superintendent of Public Works Nick Kruger thanked the Mayor and Council for his appointment and reaffirmed his commitment to the job. "It has been a challenging two (2) years and a big learning experience. I am looking forward to the next two (2) years." With the two major weather events of snow, wind and cold weather the crew has been busy. Most of the major streets were cleaned right away. Superintendent of Public Works Kruger thanked the public for not driving through the piles and wanted to let those know that did drive through them that is sets the crew back. "We know the piles are an inconvenience to the public, and we appreciate their patience." Sub-contractors were hired to help the city crew and we moved between 2,500 to 3,000 yards of snow and doubled our snow piles in three (3) days. However, with the warmer weather there will be issues with flowing water and ice. Councilmember Calderon asked if the city calls to let residents know about snow removal. Superintendent of Public Works Kruger noted that the city does have a snow removal plan that dictates removal of snow when accumulation reaches 3 inches. The streets are coded by priority; a map will be provided to the Council. In addition, the crew tries to get the gutters cleaned allowing proper drainage to the storm drains. The wind caused major issues for the crew and the crew moved quicker to remove snow. Councilmember Calderon asked if the city could consider a system where residents could sign up to receive text messages concerning snow removal, is that feasible? The city is looking into it, but it has not been done in the past. It was noted that the crew would stop snow removal if called away to fix a water leak. Our community has been very responsive in moving vehicles and there is a little bit of a follow up by the crew if someone could not be reached. Mayor Gill reminded the public that the city does not have the budget to do every street in town. Our revenue stream would have to increase substantially to clean every street. Councilmember Neuffer reiterated that the crew did an excellent job at getting the snow cleaned up. Superintendent of Public Works Kruger will relay that to the crew.

Mayor Gill noted that the Municipal Court Report, Building Permit Summary and Golf Course Financial Report for January 2023, the WCCC minutes for December 2022 are in the Council packet for review.

There being no further business to come before the Council, Mayor Gill asked for a motion to adjourn.

Motion: to adjourn the meeting at 7:53 p.m.  
By: Councilmember Lombard.  
Second by: Councilmember Neuffer.  
Vote: The motion passed unanimously.

James R. Gill, Mayor

ATTEST:  
Tracy A. Glanz, Clerk/Treasurer

February 16, 2023