

## PUBLIC NOTICE

### REGULAR MEETING OF THE CITY COUNCIL OF WORLAND May 21, 2019

A regular meeting of the City Council of Worland, Wyoming convened in the Council Chambers in City Hall at 7:00 p.m. on May 21, 2019. Mayor Jim Gill presided and the Councilmembers in attendance were Melissa Rivera, Christy Schneider, Kreg Lombard, Mandy Horath, Gary Gerber, Dennis Koch, Mike Neuffer and Delayne Renner. Also present were: Chief of Police, Gabe Elliott; City Attorney, Kent Richins; Airport Manager, Lynn Murdoch; Superintendent of Public Works, Brian Burky; City Engineer Representative, Mike Donnell and Clerk/Treasurer, Tracy Glanz. Councilmember Keith Gentzler was absent.

There were four (4) visitors present for this meeting of the City Council.

Becky Dooley led the Council and Visitors in the Pledge of Allegiance.

Mayor Gill declared a Quorum present with Councilmember Gentzler excused and asked for review and approval of the agenda.

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

The minutes of the May7, 2019 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 May, before normal City Council approval on the first Tuesday of June and approve the Consent Agenda with Council Work Session Minutes of May 13, 2019 and Payroll Voucher for the period ending May 5, 2019; PAYROLL 5/5/19 - \$68,249.50.  
By: Councilmember Horath.  
Second by: Councilmember Gerber.  
Vote: The motion passed unanimously.

Mary Leyva requested permission to allow camper trailers to park overnight in Newell Sargent Park for a baseball tournament on June 20 & 21, 2019. Discussion followed with concern about competing with a local campground business. Ms. Leyva indicated the campground was full during the time requested.

Motion: to approve the request and allow camper trailers at Newell Sargent Park for the baseball tournament scheduled for June 20 & 21, 2019.  
By: Councilmember Horath.  
Second by: Councilmember Lombard.  
Vote: Members voting AYE: Gerber, Rivera, Horath, Gill, Neuffer, Renner, Schneider, Lombard; Members voting NAY: Koch; Members ABSTAINING: None. The motion passed by a vote of 8-1-0.

Clerk/Treasurer Glanz presented the Proposed Budget and a Budget Summary for fiscal year 2019-2020 for first reading:

<b>GENERAL FUND</b>	
Revenues	\$5,463,000.00
Estimated Cash on Hand	\$ 434,115.00
Expenditures	\$5,358,349.00
Cash Reserve	\$ 538,766.00
Total Budget	\$5,897,115.00
<b>CAPITAL PROJECTS FUND</b>	
Revenues	\$ 644,800.00
Expenses	\$ 644,800.00
Total Budget	\$ 644,800.00
<b>EXPENDABLE TRUST FUND</b>	
Revenues	\$ 7,100.00
Estimated Cash on Hand	\$ 82,900.00
Expenditures	\$ 90,000.00
Total Budget	\$ 90,000.00
<b>AGENCY FUND</b>	
Revenues	\$ 20,000.00
Estimated Cash on Hand	\$ 6,000.00
Expenditures	\$ 26,000.00
Total Budget	\$ 26,000.00
<b>WATER FUND</b>	
Revenues	\$2,013,945.00
Estimated Cash on Hand	\$ 61,102.00
Expenditures	\$2,075,047.00
Total Budget	\$2,075,047.00
<b>SEWER FUND</b>	
Revenues	\$1,335,590.00
Estimated Cash on Hand	\$ 84,185.00
Expenditures	\$1,419,775.00
Total Budget	\$1,419,775.00
<b>SANITATION FUND</b>	
Revenues	\$1,063,487.00
Expenditures	\$1,050,353.00
Total Budget	\$1,050,353.00

Clerk/Treasurer Glanz informed the Council of the changes to the preliminary budget presented at the last Council meeting as follows:

10-66-255	Fleet & General Insurance	Increased from \$7,045 to \$7,295
51-41-255	Fleet & General Insurance	Increased from \$21,135 to \$21,885
52-41-255	Fleet & General Insurance	Increased from \$21,135 to \$21,885
53-41-255	Fleet & General Insurance	Increased from \$21,135 to \$21,885
	Total Increase to budget of	\$2,500

Due to 4% increase in property/vehicle insurance quote received.

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(Wyoming Financial Insurance – Travelers) Increase allocated between – General, Water, Sewer, Sanitation Funds.

10-53-910	Vehicles	Increase to \$10,000
51-41-910	Vehicles	Increase to \$10,000
52-41-910	Vehicles	Increase to \$10,000
	Total Increase to Budget of	\$30,000

Purchase a new AWD pickup for the Building Department. Increase allocated between General, Water and Sewer Funds.

10-60-945	Remodeling	Reduced from \$16,050 to \$0
51-41-945	Remodeling	Reduced from \$16,050 to \$0
52-41-945	Remodeling	Reduced from \$10,700 to \$0
53-41-945	Remodeling	Reduced from \$10,700 to \$0
	Total Decrease to Budget of	\$53,500

As per instructions of budget committee. Decrease allocated to General, Water, Sewer and Sanitation Funds.

### CHANGE IN RESERVES AS PER STATUTE

10-71-280	Cash Reserve	\$468,766
10-71-281	Payroll Reserve	\$ 60,000
10-71-282	Computer Reserve	\$ 10,000
	Total Reserves	\$538,766

Motion: to approve the proposed budget for fiscal year 2019-2020 on first reading.  
By: Councilmember Schneider.  
Second by: Councilmember Gerber.  
Vote: Members voting AYE: Gerber, Rivera, Horath, Koch, Gill, Neuffer, Renner, Schneider; Members voting NAY: Lombard; Members ABSTAINING: None; the motion passed by a vote of 8-1-0.

Airport Manager Lynn Murdoch requested approval and authorization for the Mayor to sign the Notice of Award to Straight Stripe Painting, Inc. for the 2019 Airport Pavement Maintenance Project.

Motion: to approve and authorize the Mayor to sign the Notice of Award to Straight Stripe Painting, Inc. for the 2019 Airport Pavement Maintenance Project.  
By: Councilmember Horath.  
Second by: Councilmember Rivera.  
Vote: The motion passed unanimously.

Clerk/Treasurer Tracy Glanz presented Resolution #2019-3:

**WHEREAS**, it is critically important for the future of Wyoming that we have strong communities with dependable public services and sound infrastructure, and

**WHEREAS**, cities and towns play a major part in creating and maintaining strong communities; and

**WHEREAS**, the Wyoming Legislature is proposing to eliminate the power of cities and towns to negotiate compensation for the use of rights-of-way; and

**WHEREAS**, the cities and towns right to negotiate franchise fees with local utility companies is fair and reasonable compensation for the use of municipal rights-of-way; and

**WHEREAS**, the loss of locally negotiated franchise fees will create substantial hardship for municipalities in their General Fund affecting loss of public services; and

**WHEREAS**, over the past several years the Wyoming Legislature has directed local governments to generate sufficient revenue and cut expenses to provide dependable public services and sound infrastructure for our citizens and businesses.

**NOW THEREFORE, BE IT RESOLVED THAT** the governing body of the City of Worland, on behalf of all our residents and businesses, calls on the Wyoming Legislature to demonstrate support for our community and all Wyoming communities by allowing municipalities to legislate franchise fees by local ordinance; and

**BE IT FURTHER RESOLVED THAT** the governing body of the City of Worland opposes any legislation on franchise fee funding for cities and towns.

**PASSED, APPROVED AND ADOPTED THIS 21st DAY OF MAY 2019.**

James R. Gill, Mayor

ATTEST:  
Tracy A. Glanz, Clerk/Treasurer

Motion: to approve Resolution #2019-3  
By: Councilmember Horath.  
Second by: Councilmember Renner.  
Vote: The motion passed unanimously.

Clerk/Treasurer Glanz reminded the Council that they needed to vote on the WAM Resolutions presented at the May 7, 2019 Council meeting and recommended approval on all but Resolutions #2019-08 and #2019-09 dealing with the State Health Insurance.

Motion: to approve all WAM Resolutions presented.  
By: Councilmember Horath.  
Second by: Councilmember Koch.  
Vote: Members voting AYE: Rivera, Horath, Koch, Gill, Schneider; Members voting NAY: Gerber, Neuffer, Renner, Lombard; Members ABSTAINING: None; the motion passed by a vote of 5-4-0.

City Attorney Kent Richins presented Ordinance #848 for second reading explaining that the ordinance passed on first reading with a 5% franchise fee and ten (10) year term. Discussion at the last Council meeting prompted the addition of the term "broadband services" to the ordinance as it currently covers only

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telephone services. The law indicates that all providers of broadband services be treated alike and the ordinance with Charter/Spectrum does not include broadband services even though they do provide that service. City Attorney Richins contacted the attorney for Charter/Spectrum and is waiting on information. City Attorney Richins recommended that the Council table the ordinance for further research. Mayor Gill asked Becky Dooley, Vice President/General Manager of RT Communications (RT) to address the Council about the ordinance. Mrs. Dooley stated that RT is in favor of the ordinance as it reads now with the 5% franchise fee and ten (10) year term but does not agree with including broadband services if the Charter/Spectrum ordinance does not include it. Asking that RT be treated the same as other providers of the same service. Discussion followed. City Attorney Richins stated that the Council could pass the ordinance with the new terms only on telephone service and wait until we hear from Charter/Spectrum before passage on third reading. This will allow the city to research the issue of broadband services and if they can be included on franchise fee agreements for all providers.

AN ORDINANCE GRANTING TO RT COMMUNICATIONS, INC., ITS SUCCESSORS AND ASSIGNS, A NONEXCLUSIVE RIGHT AND FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE IN, ON AND UNDER THE PRESENT AND FUTURE STREETS, ALLEYS, PUBLIC PLACES AND WAYS OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, A TELEPHONE SYSTEM FOR THE PURPOSE OF SUPPLYING TELEPHONE SERVICE TO THE CITY OF WORLAND, THE INHABITANTS THEREOF, AND OTHERS; SUBJECT TO THE TERMS AND CONDITIONS AND TO THE MAKING OF PAYMENTS SPECIFIED IN THE ORDINANCE. THIS ORDINANCE REPEALS ORDINANCE NO. 755 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Motion: to approve Ordinance #848 on second reading with a term of ten (10) years and franchise fee of five percent (5%).  
By: Councilmember Neuffer.  
Second by: Councilmember Renner.  
Vote: The motion passed unanimously.

Mayor Gill read the Arbor Day Proclamation urging all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Mayor Gill informed the Council that Councilmember Gentzler recommended the City of Worland support the Aquatic Center by paying to refill the pool after a malfunction of their chlorination pump released too much chlorine into the pool. The pool will be drained into the city sewer lagoon over a period of two (2) days so that the lagoon can handle the slug of chlorine. Discussion followed as to why the major maintenance fund could not pay the water charge to refill the pool. The total cost of 64,000 gallons of water requested would be \$130.84.

Motion: to pay for the 64,000 gallons of water to refill the pool at the Aquatic Center.  
By: Councilmember Neuffer.  
Second by: Councilmember Schneider.  
Vote: Members voting AYE: Gerber, Rivera, Koch, Gill, Neuffer, Renner, Schneider, Lombard; Members voting NAY: Horath; Members ABSTAINING: None; the motion passed by a vote of 8-1-0.

Clerk/Treasurer Glanz informed the Council that Sheriff Rakness requested the purchase of a new telephone system in dispatch that will integrate two systems into one. The new system will be paid for out of Dispatch Reserve, and all parties paying into dispatch must agree to the purchase. The Washakie County Commissioners agreed by motion today and a motion is needed by the City for approval. Dispatch Reserve has a balance of \$135,581 and the cost of the equipment, with support and a three (3) year warranty, is \$54,063 leaving a balance in reserve of approximately \$81,518. Discussion followed on how the reserve was created.

Motion: to approve the purchase of the telephone system for dispatch with funds from the dispatch reserve account for \$54,063.00.  
By: Councilmember Lombard.  
Second by: Councilmember Horath.  
Vote: The motion passed unanimously.

City Engineer Representative Mike Donnell updated the Council on the multi-phase project with the replacement of curb and gutter, double gutters, sidewalk and intersections. The project is moving forward as weather permits. The GSB88 project is still scheduled for June 3, 2019, weather permitting.

Superintendent of Public Works Brian Burky reported that the crew is filing potholes, as weather permits. The City received a Safety Improvement Fund Grant from Wyoming Workforce Services for communication equipment. This equipment will allow workers to talk to each other hands free. The Conservation District will support the city on a composting project on South 2nd Street. On Friday, May 24, 2019, 220 middle school students will clean headstones at the cemetery and help clean up city parks by picking up sticks and/or trash.

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

Motion: to adjourn the meeting at 7:43 p.m.  
By: Councilmember Horath.  
Second by: Councilmember Renner.  
Vote: The motion passed unanimously.

ATTEST:  
Tracy A. Glanz, Clerk/Treasurer

James R. Gill, Mayor

May 30, 2019