

**CITY OF SHERIDAN, WYOMING  
MINUTES OF REGULAR COUNCIL MEETING**

**COUNCIL CHAMBERS**

**7:00 P.M.**

**October 1, 2007**

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The Pledge of Allegiance to the Flag was led by Mayor Kinskey.

The invocation was given by Councilor Webster.

The meeting was called to order with a quorum as follows: Mayor Kinskey presiding and Councilors Bigelow, Hansen, Kennedy, Ketcham, Severs and Webster. Also present were Junior Councilors Bede and Kawulok, Human Resources Director Doke, Police Chief Card, Director of Public Works Liesinger, Emergency Services Director Reitz and City Clerk-Treasurer Elkins.

Police Chief Card and Volunteers of America Director of Operations Heath Steele presented a Commander's Coin to Police Officer John King for his participation in Camp P.O.S.T.C.A.R.D.

Councilor Bigelow moved, seconded by Hansen, approval of the agenda, Council approved the motion; voice vote, unanimous.

**CONSENT AGENDA**

- a. Minutes of September 17, 2007 Meetings
- b. Claims
- c. Agreement with SAWS-JPB for Additional DEQ-SRF loan Contingency for City-SAWS Big Goose Valley Treated Water Transmission Project

Councilor Kennedy moved, seconded by Bigelow, approval of consent agenda items. Council approved the motion; voice vote, unanimous.

Mayor Kinskey read a proclamation declaring October 7-13, 2007 as Fire Prevention Week.

**...C L A I M S...**

<b>Claimant</b>	<b>Purpose</b>	<b>Am't of Bill &amp; Am't Allowed</b>
Ace Hardware	Zip Ties, Supplies	40.59
Ace Radiator	Gas Tank	165.00
Albireo Tech	City Council Meetings, Broadcast	3,371.00
Alsco	Uniforms, Floor Mats, Cabinet	183.56
American National	Champion Drive Storm Water/	7,088.77
Apgar Ambulance	Month to Month Lease for 2	2,000.00
A-Plus Plumbers	Bathroom Leak from Faucet	67.50
Armstrong Design	Needs Assessment	11,508.82
Big Horn Design	Uniform Shirts	245.00
Big Horn Sanitation	Pumping Catch Tank and Dump Fee	543.70
Bino's Grocery	Cleaning Supplies for Station	601.80
Bloedorn Lumber	Stakes	48.66
Bresnan Comm	On Line Fee	200.25
Burgess Design	Ads Google, Kota, Different Books	10,633.66
Card Services	Advertising, Squadfitters, Gneil,	8,657.47
Carol A O'Bryan	Court Reporter for BOA	150.00
Channing L Bete Co	First Aid Emergencies/Home Fire	955.26
Chief	Name Tag and Name Plate Holders	38.96
CHS Inc By Products	Hot Plant Oil	8,953.37
CNA Surety	Bond for Judge Healy	100.00
Cop Construction	N Gould/N Broadway/Payment - #4	543,971.54
Dan's Western Wear	Steel Toe Boots/Veach	80.00
Debbie Plummer	Janitorial Services Sept 07	1,000.00
Designworks Inc.	Alger Avenue Trail	880.00

Employers Council	Background Check on New Hires	418.00
Entech, Inc.	Linden Area Project Contract	39,191.63
Envirogroup Limited	Landfill Gas Mitigation/Compl	22,201.73
ESRI, Inc.	Arcview & Arcgis Renewal for	3,600.00
Excel Construction	Mavrakis Pond Trial	36,335.70
Farmers Co-op Oil	Unleaded	18,000.72
First Interstate	N Gould/N Broadway/retainage	60,441.28
First Interstate	Retainage/Rotomill/Overlay project	59,330.69
Fletcher Const	Wastewater Treatment Plant	83,042.50
Gall's Inc.	28 Pairs of Uniform Shoes	773.75
Gary's Lock & Key	4 Keys	8.00
General Chemical	Truck Load of Alum	3,325.26
Hadley Law Office	Ct Appt Attorney	315.00
Hathaway & Kunz	Services for SID #77	18,298.21
Hawkins Inc	Soda Ash	4,252.08
HKM Engineering	Hume Draw Pathway Repair	13,250.88
Hot Iron, Inc.	Champion Drive Storm Water	63,798.95
Infrastructure	Pavement Condition & Right of Way	3,204.00
Inter -Mountain	Lab Analysis	80.00
Intermountain Const	Rotomill/Overlay Project Invoice	533,976.25
Intntl Code Council	2006 International Plumbing	236.25
Irene's Cleaning	Cleaning Services- August	160.00
Jackson Electric,	Lamp Wraps	232.65
JLN Networking	Police and City Hall Computer	3,695.00
Kilpatrick Creat.	CSO Headwear	18.00
Knecht Home Center	Hand Rakes	107.88
Koltiska LLC	Weed Control at PD and Tower	400.00
Lamar Companies	Bill Boards Lease	8,796.00
Lincare Inc	Oxygen Bottle Refill for Ambulances	152.64
LGLP	Settlement/Sheridan police	5,000.00
Lomco Inc	Trucking of Chip Seal Oil	3,687.50
Long Building Tech	Labor & Repair to Safety Room AC	1,390.89
Loomis & Sprinkler	Install Sprinkler System	2,800.00
Malen Pierson	Horse Sculpture	3,000.00
McLeod USA	Telephone	119.08
Michael J Strahan	Drug Screenings	495.00
MDU	Numerous Electric Bills	28,121.36
Mountain States	Full Top Reflector	2,837.28
Nalv Lani, LLC	Flashlight, Charger, and Battery	137.86
Napa Auto Parts	Armorall Wipes and Parts	60.29
Novus Auto Glass	Replace Wndshield	372.88
Pavement Markings	Striping Turn Lanes Avoca/Coffeen	400.00
Pence and Macmillan	Legal Services, Firefighter Union	6,412.00
Pepsi of Gillette/	Half Pallets of Water	302.00
Pitney Bowes Inc	Leasing Charges for Postage Machine	283.00
Plains Tire/Battery	2 New Tires and Mount/Balance	348.54
Powder River Heat	Serviced A/C for City Hall Building	770.00
Powder River Power	Replacement Chain & Connectors	751.37
Public Safety	White Vests/Belt Hook	1,706.95
Q West	Collaboration with S.O./Bomb Threats	756.55
Quick Printing Co	Window Envelopes	596.00
Radartech	Replace Radar/Labor	234.50
Randall Engineering	Consulting Services Pertaining to	668.75
Red Grade Const	Hume Draw Pathway Repairs/Request	49,049.95
Rental Service	Auger Bit for Skidsteer	12.00
Roetech, LLC	Testing/Dow St Waterline	245.00
Scrub-a-dub Clean	City Hall Cleaning Service	525.00
Semmaterials	Chip Seal Oil	57,897.90
Servall	Rug Maint/Cleaning	72.59
Shaw Environmental	Landfill Gas Mitigation	3,203.69
Sheridan Commercial	Sub Sump Pump, Bushing	770.17
Chamber Of Commerce	Metered Postage, Bulk Mailing...copies	896.79
Sher Co Implement	Weed Eater Parts	176.00

Sher Econ-O-Wash	Cleaning of Shirts	18.90
Sheridan Lock & Key	Duplicate Keys for Building	77.50
Sheridan Media	Construction Updates	627.17
Sheridan Motor Inc	Oil Change/Coolant Change/Fuel	1,038.52
Sheridan Printing	Shut Off Notices	847.75
Sheridan Seed Co.	Elk Feed Products	134.00
Sheridan Tent	Flags	91.00
Sheridan Winnelson	Repair Reservoir/Pipe & Fittings	397.82
Shipton Supply	Boots, Cold Weather Gear, Gloves	1,117.58
States West Water	Sheridan Water Treatment Plant	34,065.16
Susan Geissler	Puddle Jumper Sculpture	7,500.00
Sutphen Towers	Pressure Gauge for Truck 1	87.79
T.W. Enterprises	Ac Amp Meter/Generator	32.39
Taser International	Replacement Taser	450.00
Thatcher Company	Sodium Hexametaphosphate/Drum Pump	1,142.75
The B-Pad Group	Candidate Scoring Fees/Shipping	215.00
Top Office Products	Replacement Furniture for Patrol	18,286.66
TSP Two, Inc	Child Development Center Region II	2,294.60
Tuckers Office	Mailing Seals	252.90
Vista West Eng	Brooks/Smith Reconstruction	44,628.75
Way Oil Inc	Oil	3,584.70
West Payment Center	West Information Charges	101.65
Western Plains	Relay Box, Thermostat, Seg Gutter,	2,883.59
WY Dept of Trans	Lewis Street Bridge Project	1,034.64
WY Association of	2008 Municipal Dues for City	20,246.00
Wyoming Audiology	Annual Hearing Exams	68.00
Wyoming Machinery	Filters, Ripper Tips, Bolts	17,801.67
		<b>1,912,255.34</b>

**...PREPAID CLAIMS...**

<b>Claimant</b>	<b>Purpose</b>	<b>Am't of Bill &amp; Am't Allowed</b>
Advanced Fire	Registration for Smith	575.00
Andrew Conrad	Reimbursement for IA School	234.52
Building Permits	Renew Subscription	98.78
Carl M Paul	Laminating	7.00
Caterpillar Financ	Cap Lease Interest/Principal-	78,911.85
Chad W Brutlag	Reimbursement for Meals	112.00
CPI	August's Collection	560.69
Bomar/Lenhart/Reitz	Reimbursement for Petty Cash	105.11
FIA Card Services	Promotional Web Site-Value Web	239.40
FIA Card Services	Finance Charge	1.02
Fred John	Reimbursement for Class	199.00
Jennifer Reed	Reimbursement for Housing Allowance	300.00
Jon Syring	Reimbursement for lodging for Class	110.59
Mountain Plains	AHA Certification Cards/CPR Class	28.00
Paul Wright	Reimbursement for Housing Allowance	300.00
Penny Becker	Reimbursement for Lunch Meeting	127.61
Skillpath Seminars	Training Seminal for Becca	164.95
Steve Melneck	Reimburse Steel Toe Boots	120.00
Steven R Maertens	Physician Medical Advisor Fees	2,500.00
SWANA	Training Course/Tony/Charles/M.Paul	2,535.00
Terrill Matteson	Reimbursement for Over Payment	46.06
Tom Manolis	Travel Reimbursement for AWWA	699.94
Tom Ringley	Reimbursement for Pants	113.89
Viki Crichton	Reimbursement for Office Supplies	83.08
Wells Fargo Bank	Paying Agent Fee for SID #76	500.00
WYDOT	License Plates for Fire dept	9.00
A. & K.Hamilton	Reimbursement for Sewer Tap	7,470.00
Advanced Fire	Registration Fee for Lindberg	575.00
Amy Quick	Travel Expenses WLEA	55.21
A Elkins/K Brockel	Reimburse August Petty Cash	95.75

Brian Songer	Reimbursement for Refreshments	69.05
CM Paul/C Martinaeu	Reimbursement for Cash for Cans	234.40
Carl M Paul	Reimbursement for Tools	235.94
Casper College	Books for ENVT class	278.70
Casper College	Applied Math Class	417.00
CM Paul	Reimbursement for Rooms and Food	1,406.70
Bomar/Lenhart/Reitz	Reimburse Petty Cash	240.78
Dog and Cat Shelter	Services for Fiscal Year 2007-08	50,000.00
Don Defeyter	Reimbursement Meals for Class	34.81
Fire Engineering	Annual Subscription Renewal	29.95
Garon Etchemendy	Water Deposit Refund 25598	58.67
Harris Computer	Conference Registration/Kara Brockel	900.00
Kacey Outland	Reimbursement Meals/Gas for Class	125.73
Michael C. Miller	Reimbursement for Work Boots	204.95
Mountain Plains	AHA Certification/CPR & First Aid	225.00
Parkway Plaza Hotel	Rooms for Applied Math Class	165.00
Patrick Reitz	Reimbursement Meals/Toll Road Fees	39.19
Perry Owings	Reimbursement Meals for Class	93.15
Pitney Bowes Inc	Postage for Mail Machine in	1,239.57
Depew or Crichton	Reimburse August Petty Cash	68.18
R & K Zellmer	Water Deposit Refund 24389	19.39
Rod Liesinger	Travel Reimbursement/Meeting Meals	116.20
Scott Badley	Travel Reimbursement	151.08
Scott Brastrup	Reimbursement for Neve's Uniforms	105.89
Senior Citizens	Operating Budget,City's contrib.	62,500.00
Sheridan Heritage	Stabilization of the Sheridan Inn	50,000.00
Shift Calendars Inc	2008 Fire Department Shift Calendars	613.07
Whitney Boyd	Water Deposit Refund 25542	35.79
Wildfire	Annual Subscription Renewal/Reitz	34.00
WY Assoc Rural	Registration for Training	750.00
WY Assoc Fire	Annual Membership Fee for Songer	35.00
		<b>267,305.64</b>

Ordinance #2024, pertaining to Trolley Car Open Containers, was read by title for the third and final reading. Councilor Ketcham moved, seconded by Kennedy, approval and adoption of Ordinance #2024. Councilor Kennedy moved, seconded by Hansen, to amend Ordinance #2024 to add in Section 1.(c) "Nothing herein shall be deemed to permit or allow minors to possess or consume alcoholic beverages within vehicles covered by this section." Council approved the amendment; voice vote, unanimous. Council approved Ordinance #2024, as amended; roll call vote, aye 5, nay 2, Councilors Bigelow and Webster opposing.

Ordinance #2026, Abatement-Defense of Grandfather Status, was read by title for the third and final reading. Councilor Kennedy moved, seconded by Severs, approval and adoption of Ordinance #2026. Council approved the motion; roll call vote, aye 7, nay 0.

Ordinance #2027, Allow Bow Hunting of Deer in City Limits, was read by title for the third and final reading. Councilor Ketcham moved, seconded by Hansen, approval and adoption of Ordinance #2027 as presented. Council approved the motion; roll call vote, aye 7, nay 0.

Ordinance #2028, Vehicle Limits on Premises, was read by title for the third and final reading. Councilor Kennedy moved, seconded by Hansen, approval and adoption of ordinance #2028. Councilor Kennedy moved, seconded by Bigelow, to amend ordinance #2028 as presented. Councilor Kennedy moved, seconded by Bigelow, to amend Ordinance #2028 to strike "five" vehicles and substitute "seven". Council approved the amendment; voice vote,

unanimous. Councilor Hansen moved, seconded by Bigelow, to amend Ordinance #2028 to strike "twelve (12) hours" and substitute "seventy-two (72) hours". Council approved the amendment; voice vote, unanimous. Council approved Ordinance #2028, as amended; roll call vote, aye 7, nay 0.

Ordinance #2031, Revision to Appeal Process for Subdivision Building and Fire Codes, was read by title for the second reading. Councilor Kennedy moved, seconded by Bigelow, approval of Ordinance #2031. Councilor Severs moved, seconded by Bigelow, to adopt the amendments as presented. Council approved the motion; voice vote, unanimous. Council approved Ordinance #2031, as amended; roll call vote, aye 7, nay 0.

Councilor Hansen moved, seconded by Bigelow, to remove from the table approval of payment of \$109,000.00 to SAWS for easement costs. Council approved the motion; voice vote, unanimous. Councilor Kennedy moved, seconded by Hansen, to amend the motion to appropriate \$45,000.00 from the Plant Investment Fee Fund for additional payment to SAWS. Council approved the amendment; voice vote, unanimous. Council approved the motion, as amended; voice vote, unanimous.

Charter Ordinance One, Establishing a City Administrator, was read by title for the third and final reading. Councilor Webster moved, seconded by Hansen, approval and adoption of Charter Ordinance One. Bernice Marshall spoke against establishing a City Administrator. Councilor Kennedy moved, seconded by Bigelow, to approve the amendments as presented by Mayor Kinskey. Council approved the motion; voice vote, unanimous. Councilor Kennedy moved, seconded by Hansen, to amend Section 2.c. as presented. Council approved the amendment; voice vote, unanimous. Councilor Bigelow moved, seconded by Hansen, to amend Section 5 to add "The City Administrator shall appoint a City Clerk, City Treasurer, City Engineer, City Attorney, Fire Chief, Police Chief, and department heads as specified by ordinance with the concurrence of the Council." after the first sentence. Councilor Kennedy moved seconded by Hansen, to amend the amendment to leave out the titles. Council approved the amendment; voice vote, unanimous. Council approved the amendment as amended; voice vote, unanimous. Councilor Kennedy moved, seconded by Hansen, to amend Section 5 to add "The department heads may be removed from employment at any time with or without cause by the administrator with concurrence of the City Council." Council disapproved the amendment; roll call vote, aye 3, nay 4. Councilors Hansen, Kennedy and Severs affirming. Councilor Webster moved, seconded by Bigelow to amend Section 5 to change "appoint" to "employ". Council approved the amendment; voice vote, unanimous. Council approved Charter Ordinance One, as amended; roll call vote, aye 5, nay 2, Councilors Kennedy and Severs opposing.

Ordinance #2032, Establishing Salaries for the Mayor and Council, was introduced by Councilor Severs and read by title. Councilor Kennedy moved, seconded by Hansen, approval of Ordinance #2032. Councilor Kennedy moved seconded by Bigelow, that the mayor shall receive a salary in the amount of three times the salary of a Council Member. Councilor Webster moved, seconded by Hansen, to amend the amendment that the Mayor receive a monthly salary of \$1500.00. Council approved the amendment as amended; voice vote, Mayor Kinskey opposing. Councilor Webster moved, seconded by Severs, that Section 2 be

amended that the Council whose term begins after January 1, 2009 receive a monthly salary of \$1000.00. Council approved the amendment; voice vote, unanimous. Council approved ordinance #2032, as amended; roll call vote, aye 4, nay 3, Mayor Kinskey and Councilors Bigelow and Ketcham opposing.

A public hearing was opened at 9:21 P.M. on the following:

- a. New Restaurant Liquor License for Khan Restaurant L.L.C. dba Little Italy and Kabob House at 5 East Alger
- b. Final Plat (SD 07-18) of Shih Tzu Subdivision, Subdividing ±.5 Acre in an R-1 District from 1 Lot into 2 Lots, Located at 1042 3<sup>rd</sup> Avenue East
- c. Rezoning (R 07-03) the Law Enforcement Center from an R-2 Residence District to a B-1 Business District, ±3.37 Acres, Located at 45 West 12<sup>th</sup> Street and 54 West 13<sup>th</sup> Street
- d. Conceptual Design and Conceptual Design Report (SD 07-06) for Ahimsa Planned Unit Development, a subdivision of 2.47 Acres into 9 Lots, Located Northwest of Carlin and East of North Water Street

Robert Rinehart, Louise Kneivel and Bill Pugh spoke on the conceptual design and conceptual design report for the Ahimsa Planned Unit Development. The public hearing was closed at 9:50 P.M.

Councilor Hansen moved, seconded by Kennedy, approval of a restaurant liquor license for Khan Restaurant L.L.C. dba Little Italy and Kabob House. Council approved the motion; voice vote, unanimous.

Resolution 83-07, Approval of Final Plat (SD 07-18) of Shih Tzu Subdivision, was introduced by Councilor Kennedy. Councilor Hansen moved, seconded by Ketcham, approval and adoption of Resolution 89-07. Council approved the motion; voice vote, unanimous.

Ordinance #2035, Rezoning the Law Enforcement Center from R-2 Residence District to B-1 Business District, was introduced by Councilor Hansen. Councilor Severs moved, seconded by Webster, approval and adoption of Ordinance #2035. Council approved the motion; roll call vote, aye 7, nay 0.

Resolution 84-07, Approval of Conceptual Design and Conceptual Design Report (SD 07-06) of Ahimsa Planned Unit Development, was introduced by Councilor Hansen. Councilor Kennedy moved, seconded by Severs, approval and adoption of Resolution 84-07. Councilor Kennedy moved, seconded by Hansen, to approve the Conceptual Plan and Conceptual Design Report requiring that the alley vacation occur prior to approval of the final plat. Councilor Hansen moved, seconded by Bigelow, to table Resolution 84-07. Council approved the motion to table; voice vote, unanimous.

Councilor Hansen left at 10:00 P.M.

Councilor Kennedy moved seconded by Webster, to approve the Memorandum of Understanding (MOU) Between Sheridan County and the City of Sheridan Regarding Extra-Territorial Jurisdiction Within One Mile of Corporate Limits. Philippe Chino,

president/CEO of Forward Sheridan, spoke on the MOU. Councilor Bigelow moved, seconded by Webster, to add in paragraph 12 "... for consideration by the County Commission." Council approved the amendment; voice vote, unanimous. Council approved the motion, as amended; voice vote, unanimous.

Ordinance #2036, Amending Appendix B of the Sheridan City Code pertaining to Joint Approval Subdivisions, was introduced by Councilor Kennedy. Councilor Ketcham moved, seconded by Webster, approval of Ordinance #2036. Council approved the motion; roll call vote, aye 6, nay 0.

Resolution 85-07, Approving Three Free Weekends at the landfill for City Residents, was introduced by Councilor Webster, Councilor Severs moved, seconded by Ketcham, approval and adoption of Resolution 85-07. Councilor Kennedy moved, seconded by Ketcham, to strike Section 2. Council approved the amendment; voice vote, unanimous. Council approved Resolution 85-07, as amended; voice vote, unanimous.

Solid Waste Manager Martineau reported the following bids were received for two (2) new high compaction front loading refuse collection trucks:

Peterbilt	\$374,258.00
Jack's Truck & Equipment	\$394,070.00
	\$397,574.00
CMI Teco	\$393,884.00
National Environment	\$387,162.00

Councilor Kennedy moved, seconded by Severs, to award the bids to Peterbilt for \$374,258.00. Council approved the motion; voice vote, unanimous.

Solid Waste Manager Martineau reported the following bids were received for One (1) New (Already Built) or Used High Compaction Front Loading Refuse Collection Truck:

Ameri-Tech	\$179,124.00
National Environment	\$193,700.00

Councilor Kennedy moved, seconded by Bigelow, that the bids be awarded to Ameri-Tech for \$179,214.00. Council approved the motion; voice vote, unanimous.

Solid Waste manager Martineau reported the following bids were received for One Front Bin Carrier Truck Complete:

Lariat International	\$76,906.00
Peterbilt	\$72,975.00
Motor Power Equipment	\$67,961.00
National Environment	\$73,971.00
Jack's Truck & Equipment	\$75,651.00
	\$82,017.00

Councilor Kennedy moved, seconded by Bigelow, to award the bids to Motor Power Equipment for \$67,961.00. Council approved the motion; voice vote, unanimous.

There being no further business the Council adjourned at 10:22 P.M.

APPROVED:

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Dave Kinskey,  
Mayor

ATTEST:

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Arthur W. Elkins,  
City Clerk-Treasurer

AE:kb