

**CITY OF GREEN RIVER**  
**CITY COUNCIL PROCEEDINGS**  
**April 19, 2011**

The Governing Body of the City of Green River met in regular session at 7 pm in the City Hall Council Chambers. Mayor Castillon called the meeting to order and Truman Elementary School students led the Pledge of Allegiance: Jaron Shereda, Kaydance Osborne, Patience Bentley, Ashlyn Glather, and Ashanti Salazar.

The following Council Members were present: Tom McCullough, Jim Boan, Lisa Maes, Gene Smith, and Gary Killpack. The following were present representing the City: City Administrator Barry Cook, Director of Public Works Mike Nelson, Director of Human Resources Debbie Klein Robertson, Director of Finance Jeff Nieters, Director of Community Development Laura Hansen, Community Development Planner Ladale Brinton, Chief of Police John Love, Fire Chief/Emergency Services Mike Kennedy, Interim Parks and Recreation Director Allan Wilson, City Attorney Galen West, and Public Affairs Specialist Stephen Pyles.

Council Member Coppolo was not present.

### **APPROVAL OF THE AGENDA**

The Mayor noted the addition to Presentations: Item B: Chamber of Commerce Update, the addition to Resolutions: Item B: Consideration to approve a resolution for the governing body of the City of Green River, Wyoming, for an increase in Capital Projects Fund for the purchase of a building and architectural services for the new Police Department building in the amount of \$379,450 and to authorize Plan One Architect to begin work in the amount of \$128,450 and the addition of an Executive Session on Personnel.

Council Member McCullough moved to approve the agenda as amended. Council Member Boan seconded. Motion carried. (6-0)

### **PRESENTATIONS**

#### **SWEDA Update**

Michelle Hostetler said they have been working on a start up training guide for businesses and will be available at the cities. She attended a seminar put on by Manufacturing Works called Engineering Innovation, and it was great. While there she found out that Manufacturing Works would like to have a presence in Sweetwater County so she is currently working with them. SWEDA is working with a light manufacturing company that is interested in coming to Green River. This company would start with three employees and go to twenty or more employees. They would like to live in Green River and work in Green River.

#### **Chamber of Commerce Update**

Janet Hartford said at the LEAD luncheon they had a few recognitions:

- Sweetwater County Community Champion - Western Wyoming Community College
- Business Man – Ken Johnson from White Mountain Lumber
- Business Woman – Cindy Bailey from McDonald's
- Growth and Innovative Business of the Year – Mike and Connie Brown from Wyoming Embroidery & Sporting Goods
- Chamber Volunteer – Allan Wilson
- Distinguished Citizen – Mike Frink
- Outstanding Citizen – Dottie Krauss

She said the Sweetwater County Leadership class is going well and they are conducting a personal emergency kit drive in the community. Cleanup week is May 5th through 7th and cleanup day is May 7, 2011. There will be a ribbon cutting at Complete Carpet Care on May 3, 2011 at 6:00 pm.

The next Lunch and Learn will be April 20, 2011 at the Krazy Moose. There will be one on May 18, 2011 at the Wrangler, and one June 15, 2011 at Don Pedro's.

Ms. Hartford said in May the Visitor's Center will have a mustang viewing area. BLM has agreed to provide two yearling mustangs along with the hay and panels. She said the Visitor's Center will have a grand opening on May 12, 2011.

## **PUBLIC HEARINGS**

### **Appointing the Planning & Zoning Commission as the Board of Adjustment**

Mayor Castillon opened the hearing at 7:26 pm.

Ladale Brinton Community Development Planner said the proposed change was presented to the Planning and Zoning Commission at their meeting and it was unanimously approved.

There were no other comments or concerns presented. The Mayor closed the hearing at 7:29 pm.

## **ORDINANCES**

### **Appointing the Planning and Zoning Commission as the Board of Adjustment**

#### **First Reading: of an ordinance to amend the Green River Code of Ordinances to appoint the Planning and Zoning Commission as the Board of Adjustment.**

Council Member Boan moved to approve the ordinance on first reading. Council Member McCullough seconded.

Council Member Smith said he has served on both boards and he finds them to be very different. The context and environments are different so he does not support combining them.

Motion carried (5-1) with Council Member Smith voting no.

### **Vehicle Parking Law**

#### **First Reading: of an ordinance amending Section 24-24 of the Green River Code of Ordinances, City of Green River, State of Wyoming, amending the vehicles parking law.**

Council Member Killpack moved to approve the ordinance on first reading as follows:

- A - It shall be unlawful for the owner or operator of any motor vehicle to park or allow the same vehicle to be parked on any street or ally within the city for a period of more than five consecutive days.
- B – It shall be unlawful for the owner or operator of any towed vehicle to park or allow the same vehicle to be parked on any street or alley within the city for a period of more than seventy-two consecutive hours.

Council Member Maes seconded.

Chief Love said as the ordinance is written now it is unenforceable. He said he would like it to be a twenty-four hour period instead of seventy-two. This gives people plenty of time to unload and load. If it is changed back to seventy-two hours you will not get the trailers off the street during the week and that is why he recommends the twenty-four hours.

Council Member McCullough said the problem is the trailers sit too long. It does not matter if you move it during the seventy-two hours it has been there for too long so it should be ticketed.

Chief Love said it is not enforceable that way. If you mark the tire and it is moved they have to start the seventy-two hours again.

Council Member McCullough said the police officers need to observe when the trailers are on the streets.

Council Member Killpack said the only way they can enforce this is to make it where they cannot park the trailers on the street at all. All the people have to do is move the trailers a foot after the tires have been marked and there is nothing that can be done. If it was changed to no parking at all on the streets the officer can talk with the owner and give them a chance to move it, and if it is not done then they can ticket them. As soon as you put a time limit on it you cannot enforce the ordinance.

Chief Love said all they want is to be able to enforce the law.

The Mayor said it is still a safety issue. Council needs to decide if they want trailers to be able to park on the street or not.

Council Member Killpack said it would be more public friendly if they put it as not allowed on the street. He thinks this should be the same for vehicles too.

Council Member Boan asked if it would be enforceable if they have it at the twenty-four hour period. He said twenty-four hours is plenty of time to unload or load a trailer. He motioned to amend the time to twenty-four hours instead of seventy-two. Council Member Killpack seconded. Motion carried (4-2) with Council Members Smith and McCullough voting no.

Original motion carried (4-2) with Council Members Killpack and McCullough voting no.

## **RESOLUTIONS**

### **Arbor Day Donation**

**R11-16: A resolution for the governing body of the City of Green River, Wyoming, to approve an increase in revenue and expenditure authority to accept the donation into the General Fund for the Arbor Day Celebration in the amount of \$500.**

Council Member Maes moved to approve the resolution. Council Member McCullough seconded. Motion carried. (6-0)

### **Police Department New Building**

**R11-17: A resolution for the governing body of the City of Green River, Wyoming, to approve an increase in the Capital Projects Fund for the purchase of a building and architectural services for the new Police Department building in the amount of \$251,000.**

Council Member McCullough moved to approve the resolution. Council Member Boan seconded.

Council Member McCullough said he would like to place the architect on a workshop agenda to discuss the architect design.

Council Member Smith said he agrees with Council Member McCullough. They need to see how the design and architect fits in the budget and they will need to get an appraisal done.

Council Member Killpack asked if there was a reason Chief Love wanted to move forward so quickly.

Chief Love said he wanted to move quickly on the plans so they could be presented to the SLIB Board to receive part of the \$2 million in grants that are coming up.

Council Member Killpack asked when he had to have this done in order to present it to the SLIB Board.

Chief Love said it has to be done by June 30, 2011. He does not have a date for the meeting yet.

Council Member Killpack said if they have the architect come and do a presentation at a workshop in May it should give them plenty of time to prepare for the SLIB Board.

Chief Love said he would have to find out what has to be done by the architect and how long it will take him to prepare the plans.

Council Member Killpack asked if there was money in the budget for this project.

Mr. Cook said no. It would have to be taken out of the unallocated fund balance or the Risk Management Fund. If any funds are taken out then funds will need to come out of somewhere else in order to balance the budget.

Council Member Boan called point of order. The motion is to buy the building and that is what they should be discussing.

Council Member Killpack motioned to make an amendment to add the purchase and the architect services in the amount of \$379,450 and authorize Plan One Architects to start work in the amount of \$128,450. No seconded was made.

Council Member Smith said it is important that they make sure this all fits in the big plan. He will support the discussion on the architect being put on the workshop agenda.

Council Member McCullough asked if they should put Plan One Architect on the May 10, 2011 workshop.

Council Member Maes asked if they could put it on the workshop agenda for April 26, 2011.

Council Member Boan said he will not vote on something until he has all the information to review first.

Council Members agreed to have it put on the agenda for May 10, 2011.

Motion carried. (6-0)

## **COUNCIL ACTION ITEMS**

### **City's Official and Alternate Voting Delegates for WAM Convention**

Council Member McCullough moved to appoint the Mayor as the City's official voting delegate and Barry Cook as alternate voting delegate to the WAM Annual Business Meeting. Council Member Boan seconded. The Mayor withdrew from the vote. Motion carried. (5-0)

### **Catering Permit**

Council Member Killpack moved to approve the issuance of a Catering Permit to Black Rock, Inc. to cater alcoholic beverages for a wedding reception on Friday, May 13, 2011, from 6:00 pm to 12 am, at the Island Pavilion, pending approval by the Rock Springs governing body. Council Member Boan seconded. Motion carried. (6-0)

### **Construction Manager at Risk**

Council Member Smith moved to authorize the city to enter into a contract with Groathouse Construction as the Contractor at Risk Firm for the Tomahawk Renovation Project pending legal review. Council Member McCullough seconded.

Mr. Cook said their presentation was excellent. They do have a lot of experience working as the construction manager at risk, and the city is looking forward to working with them.

Motion carried. (6-0)

## **CONSENT AGENDA**

Council Member Boan moved to approve the following consent agenda items. Council Member McCullough seconded. Motion carried. (6-0)

- An advertising contract with Mills Publishing, Inc. for an ad in their Sports Guide Keeper edition for the Green River Expedition Freestyle Kayak Event in the amount of \$705.50.
- An agreement with Dowdle Folk Art/American Enterprise, and to deposit the revenue generated from the sales of the puzzles in the Art Development Program account number 15-900-9403.
- A three-year lease agreement with the White Mountain Archery Club for use of the FMC Red Barn for an annual lease fee of \$1000.
- An agreement for the 2011 concession stand operation at Stratton Myers Park with the Junior Babe Ruth League in the amount of \$300.
- The renewal of the Mutual Aid Agreement between the city of Green River, Wyoming and the town of Granger, Wyoming for the exchange of Emergency Response for the period of June 1, 2011 through May 31, 2012.
- Minutes for April 5, 2011
- Financial Reports and Payments of Bills:
 

Prepaid Invoices = \$91,551.45	Outstanding Invoices = \$404,333.78
Pre-authorization Payments = \$759,500.00	Payroll Expenditures = \$331,896.38

**CITY ADMINISTRATOR’S REPORT**

Mr. Cook said on Friday, April 22, 2011 the city will celebrate Earth Day at the Public Works Facility from 10:00 am to 6:00 pm.

He said they can change the start time for workshops if they choose. Council agreed to change the workshop time to 6:30 pm starting in May.

Mr. Cook said he attended a committee and board meeting in Riverton, Wyoming where they are combining the Community and Economic Development and Public Safety, and the Energy Environment and Natural Resource Transportation Committee. They had an excellent presentation that was done by Linda Burton from Lander, Wyoming. She is working on a state-wide coalition for after school programs. There was a legislative review on changes to some of the legislative issues for court and police. He found that many cities around the state are looking into deer ordinances. Kaycee, Wyoming has just finished a transfer station for \$900,000 so he is checking into that.

The summer WAM conference will be in Sheridan, Wyoming and the fall conference will be here in Green River, Wyoming.

He reminded council about the special council workshop on Tuesday, April 26, 2011 at 6:30 pm.

**CITY ATTORNEY’S REPORT**

Mr. West had nothing to report.

**MAYOR AND COUNCIL REPORTS**

Council Member Killpack had nothing to report.

Council Member Boan said this is the second time this month that something has been added to the agenda without giving the council time to look into it and it needs to stop.

Council Member Maes asked about the pothole on Uinta.

Mr. Cook said WYDOT has been notified about the pothole but they have not told him when they will come and fix it.

The Mayor said the city needs to send a letter to the commissioners or director of WYDOT since there has been no response.

Council Member Maes asked about the yellow line on the street at the Mesa. She wants it extended so people cannot park there where it blocks the view.

Council Member McCullough said thanks to all the people who attended the Citizen Summit.

Council Member Smith echoed Council Member McCullough's comments and thanked Ginni Lipka for her part in putting the summit together.

He said the Family Justice Center is planning to open in Rock Springs at the DFS Office and in Green River using the YWCA building once a month to see what the need is in both communities. He said the National Conference for Family Justice went well and he received a lot of information.

The Mayor said he is glad that Green River can be represented in the Family Justice Center proceedings and he thanked Council Member Smith for serving on the board.

The Mayor said he had a very trying experience with the County Commissioners on the issue of the CDC building in Green River. They are not sure if they want to take on the responsibility. He said if they do not take ownership, then the City of Green River will.

He said he attended the Communities Protecting the Green meeting and there was a presentation from the Parker Group. They are very interested in getting water from the Green River and they wanted the group to be part of their collation. To be a part of the collation you have to pay a phenomenal fee of \$20,000 and it did not go over very well.

#### **ADJOURN TO EXECUTIVE SESSION**

Council Member Boan moved to adjourn to executive session on personnel at 8:32 pm. Council Member Killpack seconded. Motion carried. (6-0)

#### **RECONVENE**

Council Member Killpack motioned to reconvene at 9:35 pm. Council Member Boan seconded. Motion carried. (6-0)

#### **ADJOURNMENT**

Council Member Killpack motioned to adjourn at 9:37 pm. Council Member Smith seconded. Motion carried. (6-0)

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H. Castillon, Mayor

ATTEST:

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Jeffrey V. Nieters, City Clerk