

**CITY OF GREEN RIVER
CITY COUNCIL PROCEEDINGS
July 20, 2010**

The Governing Body of the City of Green River met in regular session at 7 p.m. in the City Hall Council Chambers. Mayor Castillon called the meeting to order and Jeff Hopkins led the Pledge of Allegiance. The following Council Members were present: Ted York, Pete Rust, Carl Morck, Tom McCullough, Jim Boan, and Lisa Maes. The following were present representing the City: City Administrator Barry Cook, Director of Public Works Mike Nelson, City Assistant Engineer Dave Westling, Director of Human Resources Debbie Klein Robertson, Director of Finance Jeff Nieters, Director of Community Development Laura Hansen, Building Inspector David Allred, Urban Renewal/Main Street Administrator John Dahlgren, Acting Chief of Police Chris Steffen, Fire Chief/Emergency Services Mike Kennedy, Parks and Recreation Director Walt Bratton, Parks Supervisor Allan Wilson, Parks and Recreation Supervisors Kevin Sadler and Sherry Schumacher, City Attorney Ford Bussart, and Public Information Coordinator Stephen Pyles.

Council Candidates Gary Killpack, Dick Wilson, and Gene Smith were also in attendance.

APPROVAL OF THE AGENDA

Mayor Castillon removed the approval of the termination of the lease agreement between the city of Green River and Gordon Gunter from the consent agenda for discussion.

Mr. Cook noted they also needed to explain they were going into executive session to discuss land acquisition.

Council Member Boan moved to approve the agenda. Council Member McCullough seconded. *The mayor never called for a vote.*

PRESENTATIONS

Sweetwater County Community Health Center

Jeff Hopkins from the Wyoming Office of Rural Health and Executive Director of Sweetwater County Community Health Center Tina Linkenauger explained why there was a need for the Sweetwater County Community Health Center and what still needs to be done before they open in the fall of 2010 in Rock Springs.

Consultant Chuck Wiltout explained how he helps people do health care better and differently, and introduces a model that has about a 45 year proven track record of being part of the health care system.

Executive Director of Wyoming Primary Care Association Pat Monahan noted the program is a community based health center, governed by community members who determine what services will be provided with a sliding fee scale. The program has great federal bi-partisan support and is the backbone of the federal health care reform bill. Mr. Monahan stated as a federal program it is funded by four components: (1) Renewable three-year federal grants; (2) Medicare and Medicaid Reimbursement; (3) commercial insurance; (4) community fund raisers, city funding, and state funding. The Sweetwater County Community Health Center will be a non-profit organization.

2010 Wyoming Association of Municipalities Community Hero Award

Walt Bratton explained the award is given for a community enhancement project that meets specific criteria. School District No. 2 and the Parks and Recreation Department received the award for their proactive partnership with the Health and Wellness Fair for the students of Green River and also for the Playful City USA event. Nancy Eklund with School District No. 2 and Sherry Schumacher Parks and Recreation Supervisor were also present.

Chamber of Commerce Update

Executive Director Janet Hartford discussed the following: (1) Lunch and Learn on June 21st with an update from Questar on the Pinedale Anticline and Hiawatha; (2) Photo Contest deadline; (3) Lease Agreement with the Rock Springs Grazing Association for bike trails and their promotion; (4) Working with the Recruitment Committee, Travel and Tourism to bid conventions, athletic events, and other meetings; (5) Tour de Wyoming bicycle tour; (6) River Festival; (7) Bricks for Visitor Center; (8) Discount carnival tickets.

SWEDA Director Michelle Hostettler reported on plans for the visit from Elution's Technologies on the week of August 8th. Elution's locating in Green River could mean six new jobs for the community.

CITIZEN REQUESTS AND OTHER COMMUNICATIONS

Dr. Grant Christiansen, who is part of the group promoting the Sweetwater County Community Health Center, stated he has been recruiting physicians and other staff for the facility. He noted a couple of weeks ago he was showing the area to a pediatrician internist from Boston. He stated he and the doctor were impressed with what Green River has done with the community. The Dr. was very impressed with the Green River area, the outdoor facilities, especially the Splash Park and the Bike Park.

Director of the SW-WRAP BNEA Kids Program Cathie Hughes announced she had received a \$1.6 million two-year Temporary Aid for Needy Families grant through the Department of Family Services. The grant will help with transportation, diaper bank, and personal essential pantry. The grant will mean three new full-time positions for Green River. She also received \$50,000 from United Way for a data base software system. Ms. Hughes also noted she was applying for a \$15 million grant for a community center, and also for a BNEA companion grant to provide medical care assistance.

Michelle Hostettler commented on SWEDA'S meeting with the Tiny Town Team—Granger, Superior, Wamsutter, Bairoil, and Farson-Eden along with the Primary Care People and Cathie Hughes about bring health care to those small towns. It was a great day of partnership and planning to work on a solution that will make health care available to them.

PUBLIC HEARINGS

Community Development Block Grant for the Wild Horse Canyon Road Parking Lot

Public Hearing regarding the submission of a grant application for a 2010 Community Development Block Grant for Economic Development to fund a public parking lot on property located adjacent to 1055 Wild Horse Canyon Road.

Mayor Castillon opened the hearing at 7:44 p.m.

Michelle Hostettler came to the podium to address any questions or concerns.

There were no comments or concerns presented.

The Mayor closed the hearing at 7:45 p.m.

RESOLUTIONS

Wyoming Business Council Community Development Block Grant for Parking Lot on Wild Horse Canyon Road

R10-63: A resolution authorizing submission of an application to the Wyoming Business Council for a Community Development Block Grant for Economic Development on behalf of the governing body of the City of Green River, Wyoming.

Council Member McCullough moved to approve the resolution. Council Member Morck seconded. Motion carried. (7-0)

Budget Increase for BP Foundation Donation

R10-64: A resolution for the governing body of the City of Green River, Wyoming, to approve an increase in revenue and expenditure authority and to accept a donation from BP Foundation for the Parks and Recreation Department in the amount of \$1,340.

Council Member Maes moved to approve the resolution with funding to be used by Leisure Programs for the purchase of youth programs supplies. Council Member McCullough seconded. Motion carried. (7-0)

Land Sale to Andrew S. Davis

R10-65: A resolution authorizing and directing the governing body of the City of Green River, Sweetwater County, Wyoming to enter into a land sale with Andrew S. Davis.

John Dahlgren explained the property owner wanted to purchase the strip of land to provide greater access to the rear of the property for a larger driveway. The Design Review Committee had no issues with the sale.

Council Member York moved to approve the sale of approximately 524 sq. ft. of land next to 810 Riverview Drive to Andrew S. Davis for \$400. Council Member Rust seconded. Motion carried. (7-0)

Budget Increase for Carryover Projects from FYE2010 to FYE2011

R10-66: A resolution for the governing body of the City of Green River, Wyoming, to approve an increase in expenditure authority in funds for fiscal year ending June 30, 2011.

Mr. Cook explained the transfer of funding within the Police Department, and the legislative carryover for the STAR Transit System, and the carryover of sixteen capital projects after the closing of the FYE2010 budget.

Council Member McCullough moved to approve the resolution for the amount of \$9,671,751. Council Member Boan seconded. Motion carried. (7-0)

COUNCIL ACTION ITEMS

Appointment to the Tree Advisory Board

Council Member Morck moved to re-appoint Carla Hardy to the Tree Advisory Board for a 3-year term. Council Member York seconded. Motion carried. (7-0)

Appointment to Sweetwater County Board of Health

Council Member Morck moved to confirm the mayor's appointment of Cathie Hughes to the Sweetwater County Board of Health through April 2012. Council Member Boan seconded. Motion carried. (7-0)

Change Order for FMC Park/Scott's Bottom Road Project

Mr. Cook noted this was the final change order to Reiman Corp. The city paid Rocky Mountain Power directly for electrical service to the pump station. It was not included in the Reiman contract. However, because of the delay in getting power to the site, the contractor's electrician had to come and do the start up twice, once to test the generator and once to test power to the building. Reiman is asking for payment for the second test which was required in order to make sure everything was working properly because of the coordination situation with Rocky Mountain Power.

Council Member Morck moved to approve Change Order #6 in the amount of \$1,732.50 to Reiman Corp. Council Member York seconded. Motion carried. (7-0)

Ratification of Grant Application for Municipal Landfill Monitoring Program

Mr. Cook explained the city has been working with the Department of Environmental Quality and the state of Wyoming in trying to modify and grade the city landfill. The state has required the placement of monitoring wells, and linings to stop seepage into ground water at landfills across the state. Green River has expended \$85,000 to place monitoring wells at the direction of DEQ. The state legislators recognized the placement of the wells and linings would create a huge cost for the cities across the state and allocated funding to reimburse them at 50% of the cost. This grant application is asking for \$42,000 or 50% back from the state of Wyoming to offset the cost of the city's installation of the monitoring wells.

Council Member Morck moved to ratify the grant application for the Municipal Landfill Monitoring Program Reimbursement *in the amount of \$85,489.64*. Council Member Boan seconded. Motion carried. (7-0)

Change Order for 2009 Capital Improvement Project

Responding to questions from Council Member Boan, Mr. Cook explained the first two change orders totaled \$206,000, so the total change order costs will come to \$223,000. He reminded the governing body the project was bid out for Evans, Birch and Arizona Streets. Approximately 2/3's of the change order was due to the change order that occurred on Evans Street for the traffic control system and the concrete and sidewalk replacement that the council agreed to do for the citizens in the area. The change order will allow them to finish up on Arizona Street.

Council Member Morck moved to approve Change Order #3 to *Pallesen Construction* for the 2009 Capital Improvement Project in the amount of \$17,498 and a seven day extension in contract time. Council Member Maes seconded. Motion carried. (7-0)

Preliminary Proposal for Development and Management Agreement for Tomahawk Grant

Council Member Rust noted Green River Futures had not seen the proposal. The Futures board met last night and he was directed to invite the mayor and the council president to meet with them at whatever time they would like to discuss the agreement.

Mr. Bussart noted, for clarification, that what was before them was not an agreement. It is a preliminary proposal for an agreement which serves as a point of departure for a lot of discussion which has to occur. It is a long way from being an agreement. He included three material elements which he arrived at from his last meeting with Futures and from listening to tape of the minutes.

Council Member Morck moved to adopt the proposed preliminary proposal and to forward it to the Board of Directors of Green River Futures, Inc. Council Member Boan seconded. Motion carried (6-1) with Council Member York voting no.

Termination of Lease with Gordon Gunter

Mayor Castillon stated he felt they needed to discuss the termination of the lease, because of the letter received from Wyoming Main Street.

Council Member McCullough moved to terminate the lease when it expires on December 31, 2010. Council Member Boan seconded.

The mayor read an excerpt of the letter from Wyoming Main Street regarding its reconsidering the status of the Green River program as it doesn't appear to meet the qualifications of a certified Main Street community at this particular time.

He felt they needed to discuss whether to keep the Green River Main Street or abandon the program. Wyoming Main Street has a list of requirements that the city needs to meet for recertification. A plan has to be submitted by October 1st. He stated from the messages that were being sent and from the actions this council has taken, there is an indication the city is not in favor of supporting the program.

Council Member Rust disagreed with the Mayor, and asked for clarification on why he thinks the actions of the council don't support the Main Street program. The mayor stated if he wasn't clear Mr. Rust could read a copy of the letter.

Mr. Cook stated we had anticipated the city would be put on probation because Mary Randolph had explained several months ago that the Green River program wasn't meeting the goals and criteria. Staff had explained that because of the reorganized budget and staffing they had consolidated the URA and the Mains Street Manager into one position. The cities of Rock Springs and Evanston currently have that format. So we aren't being put on probation because of the consolidation of the manager position, we are on probation because we didn't meet the guidelines and criteria of Main Street development. So, the letter is simply a formal notice putting us on probation because we weren't meeting committee requirements, goals, and the required reporting.

Ms. Hansen stated she had also received the letter. If you go through the letter, nothing is mentioned about pulling the Main Street manager separate from the URA. The problems that put Green River on probation are due to issues that occurred internally over the last year. With the restructuring of the *Community Development Department*, they are addressing the issues, and will provide a report by the October deadline. The restructuring will allow the continuance of the program. She noted the URA program and the Main Street programs have not been combined as stated in the letter. They are still separate with one staff liaison. They will respond to Mary Randolph and clarify the programs are separate, that there is adequate budget and the city is making plans to meet all of the required criteria within the year we have been given. She also stated Mr. Dahlgren has already developed a plan to meet each of the criteria and put it in a memo.

Mayor Castillon stated he would like to set down tomorrow and formulate a response to Wyoming Main Street to let them know what the city is planning on doing. He doesn't want to lose the program.

Ms. Hansen asked that Mr. Dahlgren be given a chance to present his plan so the public knows what is going on.

Mr. Dahlgren stated he had received the email from Mr. Cook on Friday. He quickly went over his memo addressed to the governing body.

A written plan of action has to be submitted to the Wyoming Main Street Advisory Board by October 1st to address the following:

- Development of a Board of Directors and adoption of a strategic plan.

Mr. Dalhgren feels they need to have two separate plans. One is for a three-year plan that shows what they want Green River Main Street to become, to do, and to grow into. The second is a yearly action plan. In the past, the yearly action plan seems to have been finished in June, and then they were supposed to complete all their actions by December. He feels they should be working on next year's plan right now. So they will need to come up with two action plans very quickly.

They need additional people on the board of directors. Currently they have four. He has met with a couple of people about filling vacant seats on the board.

- Development of Committees. There are four committees:

Organization: He believes he has an individual who will head the Organization Committee and recruit members.

Economic Restructuring: Laramie has gotten all their downtown businesses to be on the Economic Restructuring Committee. He would like to acquire ten or twelve business owners from downtown to man the Green River Committee.

Design: In addition to their work to beautify, they need to start working on the interior and exterior of buildings.

Promotions Committee: Has been the strongest committee. They do need some refreshing but they are doing really well.

- Completion of a work plan for each committee. Each committee will need to state how they are going to support the goals of the board.
- A cadre of volunteers comprised of community members and business owners. The Farmer's Market Committee is a good example of this. When he first started the committee had four members, now they have eleven. Mr. Dahlgren plans to speak to as many organizations as he possibly can to help with recruiting.
- Letters of support and involvement from partner organizations. He believes once the bridges are rebuilt with the Chamber of Commerce and other local economic development organizations the letters will come.
- Training Plan. This board, committee volunteers, and staff just need to take the time to attend the training, with the state making sure they have the opportunity to do that.
- Three year budget for the program. Wyoming Main Street must know we can't budget this way. However, he thinks giving them proposed budgets that are similar to this year's budget should be acceptable.
- Development and implementation of a marketing/communication plan. Mr. Dahlgren believes Flaming Gorge Days was a huge success. The face painting booth was crowded from the moment they closed. They got a lot of good public will and publicity. They are also in the process of opening up a Facebook page and twitter account. They are planning on starting a Main Street blog, a newsletter, and make a habit of walking the downtown area and visiting with businesses. They will also be utilizing the Branding Study.

Mr. Dahlgren noted the program is about volunteers not staff. He doesn't mind being the face of the program for a little while, but the Main Street Board, and the volunteer's needs to be the face of the program. He believes it is time for staff to step back.

Responding to a question from Council Member Boan, Mr. Dahlgren stated he believes the Green River program was going to get fixed and start moving forward.

Mayor Castillon stated he is willing to give the program 100% on his part. He has given suggestions to Mr. Cook on how he believes they should approach this endeavor and get some of the citizens involved. He believes the answer is with the volunteers and the downtown merchants and they need to step forward.

Mr. Dahlgren noted it would be a great benefit to have a council liaison on the Main Street board. The Mayor stated he would volunteer to do that.

Council Member York asked about the motion to terminate the lease.

Mayor Castillon stated he had met with Mr. Gunter. Mr. Gunter stated he had made an agreement with the city to fix the façade of his building, and he has invested quite a bit of money. Mr. Gunter indicated to the mayor the money he was receiving on the rent was going back into the building. So, Mr. Gunter asked him to consider continuing with the lease, and he would continue the façade project.

Mr. Cook stated staff has recommended they defeat the motion, and continue the lease to the end of the year since he is using that money to put back into his building façade improvements which improves downtown. There is money in the budget to continue paying rent until the end of the year.

Council Member McCullough clarified his motion. He moved to terminate the lease agreement with Gordon Gunter when the contract runs out in December.

Council Member Maes stated it was her understanding Mr. Gunter was given \$3,000 by Main Street to do his façade, and Mr. Gunter was to pay the additional \$3,000. The façade should have nothing to do with the lease. She doesn't understand why they are going to continue with a lease, when there will be no one in the office.

Council Member Rust questioned the change in staff recommendation from recommending the termination of the lease to letting the lease continue to its termination date.

Ms. Hansen stated if the lease is continued to the end of December, Mr. Dahlgren will still be located at City Hall, and the space will be used for storage purposes only.

Responding to a question from Council Member York, Mr. Dahlgren stated Mr. Gunter had used money from the 501c3 as a matching grant for his building. He spent much more than \$3,000.

Council Member York questioned how they could continue to pay rent on a building that wasn't being used for the purpose it was rented for. He asked Mr. Bussart if that is something they should really be doing.

Mr. Bussart responded that they had moved the consideration of the termination off of the agenda so it wasn't on the agenda. So, they had just wasted the last half-hour discussing something that wasn't even on the agenda. As far as whether they pay rent for an office or whether they pay it for storage he doesn't believe it is a fundamental problem. The fundamental problem is they are discussing something that isn't on the agenda because they took it off.

CONSENT AGENDA

Council Member Morck moved to approve the following consent agenda items. Council Member Boan seconded. Motion carried. (7-0)

- An Addendum to the Custodial Services Contract with Castle Cleaning for the Parks and Recreation Department at the Recreation Center.
- A lease agreement with Marvin Buckendorf for Horse Corral #107.
- To permit a Kid's Patriot Day Parade on September 11, 2010.
- The Work Experience Training Agreement.
- The National Alcohol and Drug Addiction Recovery Month activities in September for the City of Green River in partnership with Southwest Counseling Service, the City of Rock Springs, Sweetwater County and Western Wyoming Community College.
- The donation of a 16' Alumacraft Jon Boat and Honda 35 Jet drive outboard motor with trailer to the City of Green River from the Green River Fire Fighters.
- The funding agreements with the following Community Groups for 2010-2011: (1) SWEDA - \$38,678.85; (2) Green River Chamber of Commerce - \$100,215; (3) Circuit Court Drug Treatment Court - \$8,000; (4) Flaming Gorge Days, Inc. - \$10,000; (5) Golden Hour Senior Center - \$10,600; (6) Food Bank of SWC-Green River - \$20,000; (7) Historic Preservation Commission - \$2,500; (8) Southern WY RSVP - \$1,000; (9) Sweetwater Family Resource Center - \$5,000; (9) SWC Child Developmental Center - \$25,000; (10) Green River Youth Home - \$8,000; (11) STAR Transit - \$17,600; (12) SW-WRAP BNEA-Kids Program - \$10,000
- Approval of the Minutes for: July 6, 2010
- Financial Reports and Payment of Bills: *Outstanding Invoices* = \$944,625.66
Prepaid Invoices = \$94,644.95 *Payroll Expenditures* = \$413,391.34
Pre-authorization Payments = \$755,000.00

ADJOURN TO EXECUTIVE SESSION

Council Member Boan moved to adjourn to executive session to discuss a land acquisition at 8:37 p.m. Council Member Morck seconded. Motion carried. (7-0)

RECONVENE

Council Member Rust moved to reconvene at 8:54 p.m. Council Member Boan seconded. Motion carried. (7-0)

CITY ADMINISTRATOR'S REPORT

Mr. Cook had nothing to report.

CITY ATTORNEY'S REPORT

Mr. Bussart reported he had received a call from the president and attorney for a group called the Colorado Conservation Commission. They are a private entity that is very much aware of the Million and Yager projects. They believe they represent a point of few in the front range which may represent as much as half of the population of Denver that don't think either of the projects is worth crap. They want to collaborate with us in opposing the projects. He will be in touch with them tomorrow. Rita Brand came and they decided at the committee meeting on Monday, that it was not productive to have the lawyers there because they can have a chilling effect on how candid people are in a discussion like that. He has a meeting with the mayor tomorrow to get updated on that since he is on the committee, and then he will call the guy in Denver, and they will start putting that coalition together. He apologized for the expletive.

MAYOR AND COUNCIL REPORTS

Council Members York, Maes, Boan and Morck had nothing to report.

Council Member Rust noted the Senior Olympics would be on Thursday, Friday and Saturday. All the track and field events will be at Lincoln Middle School. He encouraged participation, and for people to come out and see what's going on. He noted it is a qualifying event for the nationals.

Council Member McCullough asked the council if they still wanted to give tickets to the River Fest Feast to the volunteers serving on the city's boards and commissions. The consensus was to purchase the tickets. He also thanked the council candidates who had attended the meeting.

Mayor Castillon stated he had visited with Rita Brand. It was a very interesting discussion. She gave them a lot of good information. Mr. Pyles and the mayor will put together an agenda as to what took place and give them the notes.

He will be meeting with the county to discuss the alternate road and the land acquisition. The mayor noted the county had changed the joint agreement for the alternate road.

Mr. Bussart noted neither Green River nor Rock Springs had approved the agreement as amended by the county. He stated neither he nor Attorney Crow approve of the changes, so basically the county has an agreement with themselves, because neither attorney is going to recommend approval of the county agreement.

At the request of the Mayor, Council Member Rust stated there would be two gentlemen from the state coming to help facilitate the town meeting on July 27th dealing with youth and alcohol, and binge drinking. Basically what is going on in the state and Green River statistically, and what can be done to make it better. The public is invited to attend.

ADJOURNMENT

Council Member Rust moved to adjourn at 9:01 p.m. Council Member Boan seconded. Motion carried. (7-0)

H. Castillon, Mayor

ATTEST:

Jeffrey V. Nieters, City Clerk