

The Kemmerer City Council met in regular session this 13th day of May, 2024, at 7 p.m. in the City Council Chambers, City Hall, Kemmerer, Wyoming. The Pledge of Allegiance was recited. Present on roll call were Mayor William Thek, Councilmember Robert Bowen, Councilmember Marlin Batista, Councilmember Dale Hicks, Councilmember Bill Price; Councilmember Mark Quinn, and Councilmember Jamie Thornock.

Motion was made by Councilmember Hick to approve the agenda as amended; seconded by Councilmember Bowen and unanimously approved by council present.

**PRESENTATIONS:**

Kelly Blue, representing the Kemmerer Senior Center, made comments to the council.

Dale Hicks noted that the amended agenda will include the removal of Consent Agenda (d), and addition of New Business Item (f), Notice of Termination of Contract to JPB.

**PUBLIC HEARING:**

The mayor opened the public hearing for the Sale of 105 JC Penney Drive, Kemmerer Senior Center at 7:03 p.m. Kelly Blue made comments to the council. There being no more comments the mayor closed the public hearing; 7:05 p.m.

**VISITOR’S COMMENTS:**

Shane Stoddard made comments to the council.

**CONSENT AGENDA:**

Motion was made by Councilmember Hicks to approve the items on the consent agenda as amended; seconded by Councilmember Batista and unanimously approved by council. Those items were:

(a) approval of the meeting minutes of April 22, 2024;

(b) approval of the payment of the bills, payroll and ACH payments as presented:

17282 Circuit Court of Linc Cty	\$362.07	17283 NCPERS	\$64.00
17284 Wyo Retirement System	20,829.41	17285 Circuit Court of Linc Cty	373.85
17286 UMWA	231.70	17287 Recreonics	15,131.33
17288 Ace Hardware	730.68	17289 All West Communications	494.88
17290 City of Kemmerer	1,942.43	17291 DBT Transportation Services	3,108.00
17292 Delgado, Devon	64.00	17293 Dex Imaging, LLC	200.75
17294 Dream Custom Interiors, LLC	8,325.00	17295 First Bank of Wyo	5,626.33
17296 Fiszer, Patricia & Joseph	64.00	17297 Freedom Mailing Services	1,041.99
17298 GoTo Technologies	330.35	17299 Gunter’s Service	4,979.80
17300 Hughes, Keith & Tracy	64.00	17301 Intellichoice, Inc	918.11
17302 Intermountain Fire Protection	100.00	17303 Intermountain Sweeper Co	472.00
17304 JUB Engineers, Inc.	3,213.24	17305 Kemmerer Gazette	1,171.57
17306 Kilgore Companies, LLC	1,347.80	17307 Mountain West Business	149.72
17308 Netwize	1,022.25	17309 Norco, Inc.	14.70

17310 Outlaw Supply, Inc	1,433.25	17311 Peavler, Barbara	991.11
17312 Reladyne West, LLC	2,465.95	17313 Rocky Mtn. Power	9,428.21
17314 Rotary Club of Kemmerer	300.00	17315 Stout, E. Dean	750.00
17316 Taylor, Tyson	15.00	17317 The Hartford	800.60
17318 Toronto, Thomas P	500.00	17319 Turf Equipment & Irrigation	41.63
17320 Upper Case Printing, Ink	412.68	17321 Verizon Wireless	874.81
17322 Westar Printing, LLC	685.30	17323 Wyo City Managers Assoc	150.00
17324 Wyo Dept. of Agriculture	150.00	17325 Wyo LGLP	17,592.00
17326 Wyo Machinery Co	2,069.35	17327 Xerox Financial Services	509.22
4/17/24 WWB-ACH	373.15	4/17/24 Teton Dist-ACH	67.00
4/25/24 WWB-ACH	526.05	4/25/24 Teton Dist-ACH	66.65
5/1/24 WWB-ACH	26.60	5/1/24 Teton Dist-ACH	37.00
4/30/24 Secure Instant Pmts.-ACH	22.45	5/8/24 Teton Dist-ACH	251.75
5/10/24 Wyo. Liquor Division-ACH	1,046.75	4/24/24 Federal Tax Deposit-ACH	13,209.33
4/24/24 Payroll Direct Deposit-ACH	47,181.14	4/24/24 Orchard Trust-ACH	675.00
4/24/24 ExtPay/Child Support-ACH	357.47	4/24/24 AFLAC-ACH	12.24
5/8/24 Federal Tax Deposit-ACH	13669.26	5/8/24 Payroll Direct Deposit-ACH	48154.67
5/8/24 Orchard Trust-ACH	675.00	5/8/24 ExtPay/Child Support-ACH	357.47
5/8/24 AFLAC-ACH	12.24		

- (c) Authorize the Mayor to sign the Liquor License Renewal Application & Application for Exemption for the Fossil Island Golf Course.

**NEW BUSINESS:**

- (a) Motion was made by Councilmember Hicks to authorize the mayor to sign the agreement between the City of Kemmerer and WYDOT to authorize a Temporary Construction Permit for WYDOT along 189 (Pine Avenue) from R.M. 36.85 to 37.05 in exchange for \$320.00, "Fair Market Value" for temporary usage of city property; seconded by Councilmember Thornock and unanimously approved by council.
- (b) Motion was made by Councilmember Hicks to transfer city property at 105 JC Penney Drive to the Kemmerer Senior Center with the sale benefiting the economic development of the City of Kemmerer; seconded by Councilmember Quinn and unanimously approved by council.
- (c) Motion was made by Councilmember Hicks to Pass, Approve and Adopt Resolution No. 2024-833, A Resolution in Favor of Placing the Special Purpose Excise Tax on the November 2024 General Election Ballot; seconded by Councilmember Bowen and unanimously approved by council.
- (d) Motion was made by Councilmember Price to elect Councilmember Hicks as the voting delegate and Councilmember Quinn and City Administrator, Brian Muir, as the alternate voting delegates for the 2024 WAM Summer Convention; seconded by Councilmember Hicks and unanimously approved by council.
- (e) Motion was made by Councilmember Bowen to support a Resolution of the Wyoming Association of Municipalities Relating to the 69<sup>th</sup> Annual Convention in Pinedale, Wyoming, June 2024; seconded by Councilmember Hicks. The mayor then called for the

question. Those voting “Yea” were Councilmember Batista, Councilmember Bowen, Councilmember Hicks, Councilmember Quinn, and Councilmember Price. Councilmember Thornock voted “Nay.” Motion carried.

Motion was made by Councilmember Price to not support a Resolution Supporting Retention of Ownership of Condominium Plats; seconded by Councilmember Thornock and unanimously approved by council.

Motion was made by Councilmember Thornock to not support a Resolution to Amend State Statue to Increase Fees for Retail Liquor Licenses; seconded by Councilmember Quinn. The mayor then called for the question. Those voting “Yea” were Councilmember Quinn and Councilmember Thornock. Those voting “Nay” were Councilmember Batista, Councilmember Bowen, Councilmember Hicks, and Councilmember Price. Motion was defeated.

Motion was made by Councilmember Bowen to not support a Resolution Supporting Allowance of Local Revenue Generation; seconded by Councilmember Thornock and unanimously approved by council.

Motion was made by Councilmember Quinn to not support a Resolution Expressing the Support of the Governing Body to Request the State of Wyoming to Reconsider the 2022 House Bill 0148, Creating A Special Animal Control District; seconded by Councilmember Thornock and unanimously approved by council.

Motion was made by Councilmember Bowen to support a Resolution Expressing the Support of the Governing Body to Request the State of Wyoming to Reconsider the Decriminalization on Cannabis and Reform to the Wyoming Controlled Substance Act only if the resolution addresses only medical marijuana decriminalization; seconded by Councilmember Price and unanimously approved by council.

Motion was made by Councilmember Bowen to not support a Resolution Declaring that the City of Cheyenne has Agreed that Covenants Restricting Application of Waterwise Landscaping or Requiring Installation of Water-Intense Landscaping Mandate Irresponsible Use of Water Resources and Requesting The State Legislative Committees and State Legislature Review, Consider, and Adopt Modification to State Statutes to Nullify Covenants that Restrict Waterwise Landscaping or Require Installation Of Water-Intense Landscaping; seconded by Councilmember Quinn. The mayor then called for the question. Those voting “Yea” were Councilmember Bowen, Councilmember Hicks, Councilmember Quinn, Councilman Price and Councilmember Thornock. Councilmember Bastia voted “Nay.” Motion carried.

Motion was made by Councilmember Thornock to not support a Resolution Advocating for Legislation to Designate Public Works Employees as Emergency Personnel; seconded by Councilmember Quinn and unanimously approved by council.

Motion was made by Councilmember Quinn to support a Resolution Regarding Legal Advertisements; seconded by Councilmember Thornock and unanimously approved by council.

Motion was made by Councilmember Bowen to support a Resolution Endorsing WAM Support of Transient Guest Tax; seconded by Councilmember Batista. The mayor then called for the question. Those voting “Yea” were Councilmember Batista, Councilmember Bowen, Councilmember Hicks, and Councilman Price. Councilmember Quinn and Councilmember Thornock voted “Nay.” Motion carried.

Motion was made by Councilmember Hicks to support a Resolution Endorsing WAM Support of Liquor License Fees Change and Allow Local Control; seconded by Councilmember Price and unanimously approved by council.

- (f) Motion was made by Councilmember Hicks authorize staff to notify the Kemmerer-Diamondville Joint Powers Board of the City’s intent to terminate the Administrative and Clerical Services contract; seconded by Councilmember Quinn and unanimously approved by council.

**COMMENTS:**

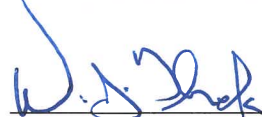
Councilmember Bowen, Councilmember Price, Councilmember Hicks, Councilmember Thornock, and Councilmember Batista made comments. City Administrator, Brian Muir, made comments

Motion was made by Councilmember Thornock to authorize staff to get an appraisal for the city owned property on South Main Street; seconded by Councilmember Quinn and unanimously approved by council.

Mayor Thek made comments.

There being no further business before the Council, Councilmember Hicks made a motion to adjourn the meeting; seconded by Councilmember Quinn and unanimously approved by council present, 8:59 p.m.

CITY OF KEMMERER, WYOMING

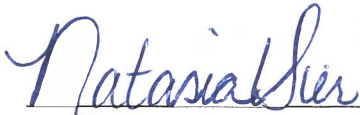
BY:   
WILLIAM J THEK,  
MAYOR

ATTEST:

City Hall, Kemmerer, Wyoming

May 13, 2024

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A handwritten signature in blue ink that reads "Natasia Diers". The signature is written in a cursive style with a large initial 'N'.

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NATASIA DIERS

CITY CLERK-TREASURER