

CITY OF LANDER REGULAR COUNCIL MEETING MINUTES
MONDAY, NOVEMBER 7, 2022, 6:00 p.m.
CITY HALL, COUNCIL CHAMBERS
Unofficial Minutes-Not Yet Approved

THE CITY OF LANDER IS AN EQUAL OPPORTUNITY PROVIDER

Governing Body Present: Mayor Monte Richardson, Council Members John Larsen, Missy White, Julia Stuble, Chris Hulme, Melinda Cox, Dan Hahn.

Governing Body Absent: None.

City Staff Present: City Clerk/Human Resources Director Rachelle Fontaine, City Treasurer Charri Lara, Assistant Mayor RaJean Strube Fossen, City Attorney Adam Phillips, Lander Chief of Police, Scott Peters, Public Works Director/City Engineer Lance Hopkin, Fire Hall and Airport Facilities Manager Chris Johnson, Assistant Public Works Director Hunter Roseberry.

Mayor Richardson called the special meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

1. Call to Order

2. Public Hearing– Public hearing with respect to the issuance of tax-exempt and/or taxable revenue obligations by the public finance authority for the purpose of financing, refinancing and/or reimbursing the cost of the cost of acquisition, construction, installation, renovation, rehabilitation, improvement, furnishing and equipping of certain property and the creation, acquisition and installation of equipment and software for the benefit of National Outdoor Leadership School and/or a related entity

A. Open Public Hearing

B. Introduce and Read Resolution 1271- City Clerk Rachelle Fontaine

C. Ask for Comments

Sam S. Balisy Partner Kutak Rock LLP addressed the Council via Zoom on behalf of the National Outdoor Leadership School. He provided an overview of the special funding process and the remodel and technology upgrade project. As NOLS is 501(C)(3) non-profit special funding is available for the project; however, a public hearing is required in the jurisdiction where the property is located. Neither the city nor the issuer has any obligation with respect to the acquired debt.

City Attorney Adam Phillips- He has reviewed the document. There is no city obligation. This is a public hearing and resolution to meet the statute and code in order for NOLS to obtain the funding.

Council Member Larsen- Inquired as to the Council's responsibility. Mr. Balisy responded the Council is responsible for holding and conducting a public hearing allowing public the opportunity to comment and approving the application for financing to the extent of code and joint powers allow. He explained by authorizing and approving the proposed resolution the Council would be stating the Council does not object to NOLS seeking and being awarded the special financing. This is fairly routine across the county.

Council Member White-Inquired as to the reference to Wisconsin law. Mr. Balisy explained the actual issuer of debt is in Wisconsin.

Mayor Richardson- Inquired if the funds come to Lander for this facility. Steve Dahnert, NOLS CFO, explained the bulk of the funds will go towards computing resources software, cloud ware and some funds will be used for new improvements such as a new roof. This will position NOLS to grow their programs and to sustain them for the long-term.

Karen Wetzel-Inquired as to why the city have to say it is O.K. and if this has ever been done before? Mr. Balisy explained this is required because of the nature of the special borrowing. As the interest will not be taxed by the federal government the internal Revenue Code requires a public hearing. The city has no obligation other than the public hearing and approval/resolution. City Attorney Adam Phillips stated he believes the city had done these before, but they have not come up recently.

D. Close Public Hearing 6:25 close public hearing

3. Approval of Agenda-Mayor Richardson moved to amend the agenda to add Small Business Saturday Proclamation under #4 Comments as item D, and move Communication from the Floor-Public Comments to item E and Staff Discussion to item F.

MOTION: Council Member Stuble moved to amend the agenda as proposed and approve the Amended Agenda. Council Member Larsen seconded the motion. Motion passed unanimously.

4. Oral Comments

A. Mayor and Council Updates

Council Member Larsen- The airport is starting to lay pavement.

Council Member Hulme- The Golf Course green fees are up. It looks like it was a successful year.

Council Member Hahn- Great job Lander swimmers. Good luck to everyone running for office.

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Council Member Stuble- The Conservation District meets Wednesday. Accolades on the bike park construction. Remember to vote tomorrow.

Council Member Cox- Needs help covering Senior Center meetings. Council Member White will help.

Council Member White-Congratulations to the LVHS Girls swim team on winning State. The LVHS Nordic Team gear swap is approaching. She appreciates the work on the dirt park. The Planning Commission met last Thursday. Shout out to the law enforcement officers doing a wellness check. To address constituent concerns about the Catholic College purchasing Holiday Lodge, the city has no authority in private property transactions. The city also does not regulate street parking in front of private residences. Thank you to Lance and RaJean for the flood and Army Corps meeting information.

Mayor Richardson-Had an inquire about the ice rink and if it will be open. Last year it was warm to make ice. The city is working on Christmas lights. Light up Lander is approaching and there are 15 floats to date.

- B. 2022 National Nurse Practitioner Week Proclamation read by Missy White
- C. National Alzheimer's Disease Awareness Month & National Caregiver Month Proclamation read by Julia Stuble
- D. Small Business Saturday Proclamation read by Melinda Cox
- E. Communication from the Floor – Public Comments-None
- F. Staff Discussion Items

Lander Police Chief Scott Peters- Update of data software grants and DUI task force.

Public Works Director Lance Hopkin-Putting up hockey boards hoping for ice rink. Update on grants and funding requests.

Assistant Mayor RaJean Stube Fossen- LEDA is working on annual planning. LEDA is on a Work Session Agenda November 22, 2022, to address a MOU define the city relationship 2. LIFT Committee discussion. The mayor will present a proclamation for Veterans Day Event at LVHS at 1 pm this Friday.

City Treasurer Charri Lara- Presented an updated from her attendance at a Finance Directors retreat. Discussion concerning House Bill 60, and the requirements for financial training for appointed and elected officials. Discussion on the CRAIG report and the surplus Wyoming is projected to have.

City Attorney Adam Phillips-Nothing

City Clerk Rachelle Fontaine-Building Inspector interviews have started.

5. Consent Agenda

Items listed on the Consent Agenda are considered to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless a Councilor requests, in which case the item will be removed from the Consent Agenda and will be considered on the Regular Agenda.

- A. Regular Meeting Minutes –October 11, 2022
- B. Regular Meeting Minutes-October 25, 2022
- C. Work Session Meeting Minutes – October 25, 2022
- D. Bills and Claims

307 SECURITY SOLUTIONS Security Alarm Monitoring LCCC 240.00 71 CONSTRUCTION CO Cold mix 1,663.50 7220 CONSULTING LLC Sure Microphone Spares 4,927.00 ACE HARDWARE LANDER had new key made, paid with cash from Walmart 2.42 ADAME PHILLIPS ATTORNEY AT LAW Professional Fees: 4,460.00 ALSCO Delivery charge credit 34.00- ALSCO Community Center Linens: 305.67 ARMSTRONG CONSULTANTS INC Taxiway A project 61,764.78 B & F ENTERPRISES LLC Fence @ Sewer Ponds 19,000.00 B & T FIRE EXTINGUISHERS Annual Extinguisher Service, purchase of 2 new 327.00 BILL JONES PLUMBING & HEAT Welcome Center leak repair 98.00 BLACK HILLS ENERGY 1,272.36 CANTER remaining furniture balance 2,255.15 CEMETERY REFUNDS Lot Trade less Transfer Fee 25.00 CENTRAL BANK & TRUST Petty Cash Reimbursement 115.27 CENTRAL BANK & TRUST Petty Cash Reimbursement 15.49 CENTRAL BANK & TRUST Petty Cash Reimbursement 213.00 CENTRAL BANK & TRUST Petty Cash Reimbursement 296.00 CENTRAL BANK & TRUST Petty Cash Reimbursement 15.00 CENTRAL BANK & TRUST Petty Cash Reimbursement 40.00 CENTRAL BANK & TRUST Petty Cash Reimbursement 410.00 CENTRAL BANK & TRUST Petty Cash Reimbursement 159.00 Total CENTRAL BANK & TRUST (96): 1,263.76 CENTURY COMPANIES, INC. Armstrong payment 1 248,806.52 CENTURY COMPANIES, INC. Payment for contractor work 1,396,600. Total CENTURY COMPANIES, INC. (1033): 1,645,406. CENTURY LINK Phone Bill 686.70 CITY SERVICE VALCON Fuel - Airport 29,514.35 CNA SURETY bond for Judge 100.00 COMMUNICATION TECHNOLOGIES Coax, and connectors 129.50 COWBOY SUPPLY HOUSE Sensor at Community Center Community Center Cleaning Supplies Dispenser and Soap 2,151.90 CWC MENS BASKETBALL rustler basketball camp fundraiser 1,160.00 Total CWC MENS BASKETBALL (1343): 1,160.00 DESERT MOUNTAIN Salt 1,820.95 DOWL Permitting For Sewer Project on Fremont Street 525.00 DOWL Engineering for Fremont Sewer 198.40 Total DOWL (147): 723.40 DYTA CONSULTING PROFESSIONAL SERVICES 14,228.00 ECONO SIGNS Street signs Crosswalk signs Main Street signs 1,192.50 ERDMAN COMPANY Architectural fees for final drawing set for TMLC. 58,661.05 FERGUSON ENTERPRISES INC leak bands 1,137.61 FLEX SHARE BENEFITS Admin Fee 705.30 FREMONT CO SOLID WASTE DISPOS Golf course bathroom 962.20 FREMONT COUNTY TREASURER Dispatch - Police & Fire 535.58 FREMONT COUNTY TREASURER Dispatch - Police & Fire 17,697.25 FREMONT COUNTY TREASURER Property taxes 689.28 GOVHR USA Grant writing services per contract for Safe Street 5,000.00 GROATHOUSE CONSTRUCTION Maven Building Construction 662,859.00 HEIN BOND ARCHITECTS Mavin Engineering Services 5,338.14 HIGH MOUNTAIN ELECTRIC Outside lights 2,816.74 HOMETOWN OIL Cemetery Fuel 95.86 HOMETOWN OIL Two new nozzles for the

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fuel station 1,136.83 INBERG MILLER ENGINEERS Troubled Sewers Phase 2 Engineering 9,715.50

MOTION: Council Member Cox moved to approve the Consent Agenda. Council Member White seconded the motion. Motion passed unanimously. Question as to Mastercard invoice missing- not entered yet waiting for invoices.

7. Resolutions

A. RESOLUTION NO. 1271

Resolution of the City Council of the City of Lander, Wyoming approving the issuance by the public finance authority of its revenue obligations for the benefit of National Outdoor Leadership School and/or a related entity in an aggregate amount not to exceed \$15,000,000 for the purpose of financing, refinancing and/or reimbursing the cost of acquisition, construction, installation, renovation, rehabilitation, improvement, furnishing and equipping of certain property and the creation, acquisition and installation of equipment and software, providing the terms and conditions for such obligations and other matters relating thereto.

DISCUSSION: Council Member Hahn ask for clarification on the wording NOLS and/or a related entity. Mr. Balisy explained the language is used as sometimes there is an LLC involved and NOLS operates in several foreign countries those countries will benefit from upgrades.

MOTION: Council Member Cox moved to approve Resolution 1271: Resolution of the City Council of the City of Lander, Wyoming approving the issuance by the public finance authority of its revenue obligations for the benefit of National Outdoor Leadership School and/or a related entity in an aggregate amount not to exceed \$15,000,000 for the purpose of financing, refinancing and/or reimbursing the cost of acquisition, construction, installation, renovation, rehabilitation, improvement, furnishing and equipping of certain property and the creation, acquisition and installation of equipment and software, providing the terms and conditions for such obligations and other matters relating thereto. Council Member Hulme seconded the motion. Motion passed unanimously.

8. Ordinances

A. Third and Final Reading Ordinance First Reading-Ordinance 2022-3 an ordinance rezoning Jones Subdivision Block 1, Lots 4 and 5 and Replat of Jones Subdivision Block 1, Lot 3A from R-3 Single Multi-Family Residential District to C – Commercial

MOTION: Council Member White moved to approve Ordinance 2022-3 rezoning Jones Subdivision Block 1, Lots 4 and 5 and Replat of Jones Subdivision Block 1, Lot 3A from R-3 Single Multi-Family Residential District to C – Commercial. Council Member Cox seconded the motion. Motion passed unanimously.

9. New Business

A. Authorize Mayor to sign two-year Lease Agreement with Pushroot Community Garden.

MOTION: Council Member Stuble moved to authorize Mayor to sign two-year Lease Agreement with Pushroot Community Garden. Council Member White seconded the motion. Motion passed unanimously.

B. Authorize Mayor to sign Amendment to Lease Agreement with Guardian Flight.

MOTION: Council Member Stuble moved to authorize Mayor to sign Lease Agreement with Guardian Flight. Council Member White seconded the motion. Motion passed unanimously.

C. Authorize Mayor to sign Grant Award Agreement Between Wyoming Office of Homeland Security and City of Lander: Subrecipient Grant Award Agreement for US Department of Homeland Security (DHS) Federal Emergency Agency (FEMA), Grant Programs Directorate, State Homeland Security Program (SHSP) Grant Fiscal Year 2022 (DHS Grant Code:EMW-2022-SS-00077), in the Federal Award Amount of \$29,806.16.

MOTION: Council Member Cox moved to sign Grant Award Agreement Between Wyoming Office of Homeland Security and City of Lander: Subrecipient Grant Award Agreement for US Department of Homeland Security (DHS) Federal Emergency Agency (FEMA), Grant Programs Directorate, State Homeland Security Program (SHSP) Grant Fiscal Year 2022 (DHS Grant Code:EMW-2022-SS-00077), in the Federal Award Amount of \$29,806.16. Council Member Larsen seconded the motion. Motion passed unanimously.

D. Authorize Mayor to sign Grant Award Agreement Between Wyoming Office of

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Homeland Security and City of Lander Federal Grant ID 4327-DR-WY-PISWY500, in the Total Award Amount of \$1,321,484.13 (Total Federal Share: \$991,113.10 Total Subrecipient Share: \$330,371.03)

MOTION: Council Member White moved to authorize Mayor to sign Grant Award Agreement Between Wyoming Office of Homeland Security and City of Lander Federal Grant ID 4327-DR-WY-PISWY500, in the Total Award Amount of \$1,321,484.13 (Total Federal Share: \$991,113.10 Total Subrecipient Share: \$330,371.03) Council Member Cox seconded the motion. Motion passed unanimously

- E. Authorize Mayor to sign Groathouse Construction Inc.’s Change Order No. 4 for the Maven Outdoor Equipment Company Headquarters Project increasing the contract sum in the amount of \$45,210.00.

MOTION: Council Member Larsen moved to authorize Mayor to Groathouse Construction Inc.’s Change Order No. 4 for the Maven Outdoor Equipment Company Headquarters Project increasing the contract sum in the amount of \$45,210.00. Council Member White seconded the motion. Motion passed unanimously.

- F. Authorize Mayor to sign Patrick Construction Inc.’s Change Order No 5 for the Bank Restoration & Utility Crossings of the Middle Fork of the Popo Agie River Project increasing the contract price in the amount of \$7,702.12 dated 11.3.2022.

MOTION: Council Member Larsen moved to authorize Mayor to sign Patrick Construction Inc.’s Change Order No 5 for the Bank Restoration & Utility Crossings of the Middle Fork of the Popo Agie River Project increasing the contract price in the amount of \$7,702.12 dated 11.3.2022. Council Member Cox seconded the motion. Motion passed unanimously.

- G. Authorize Mayor to sign Patrick Construction Inc’s. Change Order No 6 for the Bank Restoration & Utility Crossings of the Middle Fork of the Popo Agie River Project decreasing the contract price in the amount of \$101,656.16 dated 11.3.2022.

MOTION: Council Member White moved to authorize Mayor to sign Patrick Construction Inc’s. Change Order No 6 for the Bank Restoration & Utility Crossings of the Middle Fork of the Popo Agie River Project decreasing the contract price in the amount of \$101,656.16 dated 11.3.2022. Council Member Stuble seconded the motion. Motion passed unanimously.

10. Adjournment of Meeting

MOTION: Council Member White moved to adjourn the meeting. Council Member Cox seconded the motion. Motion passed unanimously.

Being no further business to come before the Council, the meeting was adjourned at 7:18p.m.

The City of Lander

ATTEST:

By: _____
Monte Richardson, Mayor

Rachelle Fontaine, City Clerk

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