

**City of Cody
Council Proceedings
Tuesday, February 19, 2013**

A regular meeting of the Cody City Council was held in the Council Chambers at City Hall in Cody, Wyoming on Tuesday, February 19, 2013 at 7:00 p.m.

Present: Mayor Nancy Tia Brown, Council Members Steve Miller, Stan Wolz, Donny Anderson, Jerry Fritz and Landon Greer, City Administrator Jenni Rosencranse, City Attorney Scott Kolpitcke, and Administrative Services Officer, Cindy Baker.

Absent: Council Member Bryan Edwards.

Mayor Brown called the meeting to order at 7:00 p.m.

Council Member Miller made a motion seconded by Council Member Fritz to remove item g from the Consent Calendar and add this item onto the Conduct of Business and approve the agenda as amended. Vote was unanimous.

Mayor Brown recognized Maureen Harris and many other citizens who while being ambassadors for the City of Cody help promote and draw visitors to our community.

Council Member Miller made a motion seconded by Council Member Greer to approve the Consent Calendar as amended including approval of Minutes of the Special Work Session Meeting from 1/31/13, and Regular Meeting Minutes from 2/5/13, approve vouchers and payroll in the amount of \$1,461,195.45, appoint Council Member Wolz to the Park County Travel Council for a three year term ending March 2016, authorize the Mayor to sign and enter into a one-year agreement with the City of Cody and Becky Kinkade, Wild West Extravaganza, to conduct the July 4th event at City Park on July 2, 3, and 4 in 2013 and approve the street closures of 10th Street between Beck and Sheridan Avenues; and close the north side of Beck Avenue between 9th and 10th Streets for either vendors or vendor parking for the same event starting July 1st through July 4th, award bid 2013-01 to Western United Electric Supply in the amount of \$51,109.00 for distribution transformers for the Olive Glenn and Cedar Ridge Subdivisions Cable Replacement Project, approve an Encroachment Lease Agreement between the City of Cody and Red Canyon River Trips to park a van and boat trailer on the dirt portion of the public right of way on Beck Avenue from 12th Street to the first approach west of 12th Street from May 1 through September 30th, and authorize the Mayor to sign the agreement contingent upon the final review and approval of the City Attorney. Vote was unanimous.

During Public Comments, Paul Lanchbury spoke in reference to House Bill 200. T. Robert Moore inquired after previous remarks if there was a misunderstanding about the intention of the bill. City Attorney, Scott Kolpitcke read the bill and further explained the original intent of the bill.

At 7:23 pm Mayor Brown began the public hearing to determine if it is in the public interest to authorize the submission of an application to the Wyoming Business Council Business Ready Communities Program for a Community Enhancement Grant to purchase and install ADA compliant spectator seating for the Victor J. Riley Center. Jenni Rosencranse provided information on the grant application, while James Klessens, Forward Cody provided an overview of this project. Others speaking in favor of this grant application were Colin Simpson, Park County Arena Board representative. After calling for public comments three times and there being none further, Mayor Brown closed the public hearing at 7:31 pm.

RESOLUTION 2013-05

A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO THE WYOMING BUSINESS COUNCIL-BUSINESS READY COMMUNITIES PROGRAM FOR A COMMUNITY ENHANCEMENT GRANT.

Council Member Wolz made a motion seconded by Council Member Anderson to approve Resolution 2013-05 on second reading. Vote was unanimous.

Council Member Miller made a motion seconded by Council Member Fritz to authorize the Mayor and/or City Administrator or designee the authority to request law enforcement to issue trespass orders or removal of individuals from City buildings or facilities if deemed necessary. Voting in favor were Council Members Anderson, Miller, Fritz, Wolz and Mayor Brown. Opposed was Council Member Greer. Motion carried.

Council Member Fritz made a motion seconded by Council Member Anderson to approve a request from the Nature Conservancy to reserve City Park and close Beck Avenue between 9th

and 10th Streets on Saturday, August 24th, 2013 for the first Cody Wild West River Fest. Vote was unanimous.

Council Member Greer recused himself from voting on Bid 2012-18 due to a conflict of interest and excused himself from the Council Chambers. Council Member Fritz made a motion seconded by Council Member Miller to award Bid 2012-18 to Cowan Construction in the amount of \$559,798.40 for the construction of a new Sanitation Shop Building to be located off 15th Street, as well as, authorize the Mayor to enter into and sign a contract between the City of Cody and Cowan Construction contingent upon review and approval by the City Attorney. Vote was unanimous.

Council Member Greer returned to the meeting.

RESOLUTION 2013-06

A RESOLUTION ESTABLISHING A POLICY FOR THE COMMUNITY FUNDING PROGRAM AND DESIGNATING A FUNDING SOURCE FOR REQUEST UNDER THE PROGRAM.

Council Member Fritz made a motion seconded by Council Member Wolz to approve Resolution 2013-06. Vote was unanimous.

**ORDINANCE 2013-04 SECOND READING AS AMENDED
AN ORDINANCE AMENDING TITLE 10, OF THE CITY OF CODY CODE BY
ADDING A CHAPTER 20 – OFF STREET PARKING.**

Council Member Wolz made a motion seconded by Council Member Greer to amend Section 10-20-080 H-1 striking “provided, parking lots located immediately adjacent and contiguous and within one hundred forty (140) feet from US Highway 14/16/20, US Highway 14 Alternate or State Highway 120, shall be paved with concrete or asphalt concrete pavement”. Vote was unanimous. Amendment passed.

Council Member Fritz made a motion seconded by Council Member Greer to amend Section 10-20-080 H2 to remove the entire section. Voting in favor of the amendment were Council Members Greer, Anderson, Fritz, Wolz and Mayor Brown. Opposed was Council Member Miller. Amendment passed.

Council Member Greer made a motion seconded by Council Member Miller to amend Section 10-20-080 H-3 to strike “public street” and insert arterial or collector street. Vote was unanimous. Amendment passed.

Council Member Wolz made a motion seconded by Council Member Miller to approve Ordinance 2013-04 on second reading as amended. Vote was unanimous.

**ORDINANCE 2013-03 SECOND READING
AN ORDINANCE REPEALING SECTION 9-4 OF THE CITY OF CODY MUNICIPAL
CODE.**

Council Member Anderson made a motion seconded by Council Member Fritz to approve Ordinance 2013-03 on second reading. Vote was unanimous.

**ORDINANCE 2013-01 THIRD AND FINAL READING
AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE II, SECTION 9 OF
THE CITY OF CODY CODE: TYPES OF LICENSES AND PERMITS.**

Council Member Fritz made a motion seconded by Council Member Wolz to approve Ordinance 2013-01 on third and final reading. Vote was unanimous.

**ORDINANCE 2013-02 THIRD AND FINAL READING
AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE II, SECTION 14 OF
THE CITY OF CODY CODE: LICENSE FEES.**

Council Member Anderson made a motion seconded by Council Member Fritz to approve Ordinance 2013-02 on third and final reading. Vote was unanimous.

There being no further business, Mayor Brown adjourned the meeting at 8:51 pm.

Cindy Baker
Administrative Services Officer

Nancy Tia Brown
Mayor

VOUCHER LIST FROM CITY COUNCIL MEETING ON 02/19/13

VENDOR NAME

DESCRIPTION

AMOUNT

813-NCPERS WYOMING	PREMIUM	416.00
A & I DISTRIBUTORS	OIL	1451.40
A-1 ELECTRIC	REPAIRS	1582.86
ACE HARDWARE	SUPPLIES	264.62
ACKER ELECTRIC	REPAIRS	1058.98
ADVANCED INFO SYSTEMS	OUTSOURCE BILLS	700.38
AIR FILTER SOLUTIONS INC	AIR FILTER MAINTENANCE	1665.74
ALSCO	TOWELS & RUGS	216.55
AMERICAN FAMILY LIFE ASSUR.	PREMIUM	2258.68
AMERICAN PUBLIC POWER ASSN	EDUCATION EXPENSE	89.00
AMERICAN PUBLIC WORKS ASSOC	SUBSCRIPTION	550.00
AMERICAN RED CROSS	CPR CLASS	54.00
AMERICAN WELDING & GAS, INC.	SUPPLIES	257.92
APPLIED GRAPHICS	POLICE STRIPES FOR CARS	248.45
AUTOMATIC DOORS OF MONTANA	REFUND CONTRACTOR'S LICENSE FEE	100.00
BIG HORN PAINT	PAINT - BASEBALL FIELDS FACILITIES	179.96
BIG HORN WHOLESALE	SUPPLIES	911.81
BOBCAT OF BIG HORN BASIN, INC.	ELECTRIC EXCAVATOR REPAIR	894.74
BOGARD, TIM	REFUND CREDIT BALANCE	123.18
BOONE'S MACHINE SHOP	REPAIR BLEACHERS - BABE RUTH FIELD	48.64
BRESNAN COMMUNICATIONS	INTERNET	153.10
BROWN, NANCY TIA	REIMBURSE FOR MEETING EXPENSE	42.00
BRUCO INC	MATERIAL & SUPPLIES	200.24
C & C WELDING	REPAIRS	37.50
CARQUEST AUTO PARTS	REPAIR PARTS	907.76
CASELLE INC	CASELLE MAINTENANCE AGREEMENT	4509.00
CAUCUTT, MARY	RESTITUTION	100.00
CDW GOVERNMENT, INC.	PRINTER	217.53
CENTURY LINK	PHONE CHARGES	1160.69
CHIEF SUPPLY	BOMB TEAM SUPPLIES	323.90
CHUCKS LAWN CARE	SNOW REMOVAL	350.00
CITY OF CODY	UTILITIES	14758.52
CODY CAB	TIPSY TAXI VOUCHERS	245.00
CODY ENTERPRISE	ADVERTISING	4605.00
CODY PAINT & BODY INC.	TOWING	150.00
CODY WINNELSON COMPANY	FITTINGS - REPAIRS	261.03
COLLING, DOTY	REFUND UTILITY DEPOSIT	356.91
COLORADO DEPT PUBLIC HEALTH	DRUG TESTING	85.00
COPENHAVER KATH KITCHEN KOLPITCKE LLC	LEGAL SERVICES	6396.25
CRUM ELECTRIC	LIGHT BULBS / BALLASTS	72.30
CUSTOM DELIVERY SERVICE	SHIPPING - WATER SAMPLES	69.75
D & L SUPPLY	INVENTORY	1115.15
DIVISION OF VICTIM'S SERVICES	CRIME VICTIM'S COMP - JAN 2013	854.28
DOMINO'S PIZZA	CONCESSIONS	32.00
EAGLE RECOVERY, LLC	TOWING	191.00
ENERGY LABORATORIES INC	LOGOON TESTING	150.00
ENERGY WEST	UTILITIES	13200.06
FARM PLAN CORPORATION	SAFETY BOOTS	333.98
FASTENAL COMPANY 01WYCDY	SUPPLIES	300.81
FERGUSON WATERWORKS	HYDRANT REPAIRS	264.00
FOOD SERVICE OF AMERICA	SUPPLIES	130.21
FREMONT BEVERAGES INC	CONCESSIONS	77.00
FREMONT MOTOR CODY INC	PARTS	77.86
GAA, KATHY	REFUND UTILITY DEPOSIT	68.68
GAMBLES	LABLE MACHINE TAPE	4.99
HOLIDAY INN	MEETING EXPENSE	59.77
HOMAX OIL SALES, INC.	FUEL	16236.93
HOPKINS LIFE AND SAFETY	SAFETY SUPPLIES	296.80
I STATE TRUCK CENTER	PARTS	325.87
ICMA RETIREMENT-457	CONTRIBUTIONS	5786.19
INLAND TRUCK PARTS	TOGGLE SWITCH	68.64

INTELLIGENT PRODUCTS	MUTT MITT - RE- STOCK	814.53
KEEGAN & WINSLOW LAW FIRM	PROFESSIONAL FEES	120.60
KOIS BROTHERS EQUIPMENT	WATER PUMP	15907.18
KOONS, JOHN H	RESTITUTION	125.00
LAFOLLETTE, TRISHA	RESTITUTION	96.60
LEGEND COMMUNICATIONS OF WY	ADVERTISING	170.00
LEHAM, BRYAN	REFUND UTILITY DEPOSIT	41.28
LOGAN SIMPSON DESIGN INC	MASTER PLAN UPDATE	4533.60
LONG BUILDING TECH INC	REPAIR ICE MACHINE	52.50
MARTOGGIO, TONY	WITNESS FEES	15.00
MC CUMBER LOCKSMITH SHOP	KEYS / SUPPLIES	5.66
MILLER, DORIS E	REFUND UTILITY DEPOSIT	50.47
MOTOR PARTS INC	REPAIR PARTS	161.76
MOUNTAIN WEST INC	UNIFORMS / REC PROGRAMS	993.88
NORCO, INC.	SUPPLIES	303.90
NORTH CENTRAL LABORATORIES	LAB SUPPLIES	703.34
ONE-CALL OF WYOMING	WYOMING ONE CALL	18.75
ONSITE DEVELOPMENT INC	REFUND CONTRACTOR'S LICENSE FEE	100.00
PACIFIC CORP	EASEMENT - WEST STRIP	400.00
PARK COUNTY	LEC UTILITIES / UTILITES	27942.81
PARK COUNTY ANIMAL SHELTER	ANIMAL SERVICE CONTRACT	3750.00
PARK COUNTY LANDFILL	LANDFILL CHARGES	57559.00
PARK COUNTY PUBLIC HEALTH	HEP B VACCINES	20.00
PARK COUNTY SHERIFF	INCARCERATION - JAN 2013	390.00
PETE DEHANN ELECTRONICS	REPAIRS TO MIC - AUDITORIUM	75.00
PRO-BUILD	SUPPLIES	61.55
PROVIDENT LIFE & ACCIDENT INS	PREMIUMS	216.20
PURCHASE ADVANTAGE CARD	REC CENTER PROGRAMS	9.49
RED EAGLE FOOD STORE #4	REFUND CREDIT BALANCE	1202.56
ROCKY MOUNTAIN POWER	UTILITIES	449.89
S & S AUDIO - VIDEO INC	SUPPLIES	20.76
SANCHEZ, SUSAN	RESTITUTION	64.34
SHOSHONE MUNICIPAL PIPELINE	SMP WATER PURCHASES - JAN 2013	95830.98
SHOSHONE OFFICE SUPPLY	OFFICE SUPPLIES	143.17
SKARSHAUG TESTING LAB	SAFETY SUPPLIES	137.98
SPEEDOMETER & AUTO ELECTRIC	WATER TRUCK REPAIR	215.00
STARTIN, TOBY	MILEAGE REIMBURSEMENT	10.74
STROUPE PEST CONTROL CO	PEST CONTROL	253.00
SUNSET PROPERTIES, INC	CONTRACTOR BOARD MEETING	100.89
THE UPS STORE	SHIPPING	213.53
TRIPLE L SALES	SEWER JET FITTINGS	28.25
UNUM LIFE INS - LTD	LONG TERM DISABILITY - PREMIUM	2806.31
UNUM LIFE INS - LIFE	LIFE - PREMIUM	1426.48
	2 MONTHS POSTAGE FOR UTILITY	
US POSTMASTER	BILLING	3700.00
V F W CLUB	5 X 8 AMERICAN FLAG	46.00
V-1 PROPANE	PROPANE	174.50
VERIZON	CELL PHONE SERVICE	1574.31
	SUPPLIES / MEETINGS & TRAVEL	
VISA	EXPENSE	3777.98
WAL MART COMMUNITY BRC	SUPPLIES / INVENTORY	979.88
WATCO POOLS	POOL CHEMICALS / REPAIRS	1676.91
WATERWORKS INDUSTRIES	1 METER GLASKETS"	48.58
WAVING AT YOU.COM	FLAG POLE REPAIRS	214.00
WEBSTER MOTORS, INC	PARTS	266.48
WEST PARK HOSPITAL	BLOOD DRAW / EXAMS	902.90
WESTERN PATHOLOGY CONSULTING	RANDOM TESTING	261.00
WIRELESS ADVANCED COMMUNICATION	POLICE CAR SET UP (2)	16371.74
WOODWARD TRACTOR CO	EQUIPMENT REPAIR	870.46
WYO DEPT OF EMPLOYMENT	UNEMPLOYMENT COMPENSATION	6690.31
WYO DEPT WORKFORCE SERVICES	CONTRIBUTIONS	15643.12
WYOMING MUNICIPAL POWER AGENCY	POWER PURCHASE - JAN 2013	782242.86

WYOMING RETIREMENT SYSTEMS	CONTRIBUTIONS	89825.54
YANKEE CAR WASH	CAR WASHES	126.91
YELLOWSTONE REGIONAL AIRPORT	FEBRUARY FUNDING	13975.66
ZELLER, NANCY	REFUND CASH BOND	200.00
	TOTAL	1244759.73