

**City of Cody
Council Proceedings
Tuesday, April 16, 2013**

A regular meeting of the Cody City Council was held in the Council Chambers at City Hall in Cody, Wyoming on Tuesday, April 16, 2013 at 7:00 p.m.

Present: Council President Steve Miller, Council Members Donny Anderson, Brian Edwards, Landon Greer, Jerry Fritz and Stan Wolz, City Administrator Jenni Rosencranse, City Attorney Scott Kolpitzke, and Administrative Services Officer, Cindy Baker.

Absent: Mayor Nancy Tia Brown

Council President Miller called the meeting to order at 7:00 p.m.

Council Member Fritz made a motion seconded by Council Member Anderson to approve the agenda as presented. Vote was unanimous.

Council Member Fritz made a motion seconded by Council Member Wolz to approve the consent agenda as presented including: approval of Minutes of the Special Meeting from 3/28/13, and Regular Meeting Minutes from 4/2/13; approve vouchers and payroll in the amount of \$1,479,134.91; approve a request from the Cody Fire Department to close 11th Street between Sheridan Avenue and Beck Avenue from 12:00 p.m. on Friday, May 3rd to 4:00 p.m. on Sunday, May 5, 2013 for the 39th annual Cody Fire School and authorize the Cody Fire Department to utilize City barricades; approve a request by Clark Management Company to close 12th Street between Sheridan Avenue and Beck Avenue on Friday, May 10, 2013 at 9:00 a.m. through Saturday, May 11, 2013 at 9:00 p.m. for the Best of the Rockies Horse Sale, authorize the use of additional barricades from the City to close off the alleys between Sheridan and Beck and to close 12th Street at Sheridan and Beck, approve a request from the Irma Hotel for an open container permit for Saturday, May 11, 2013 from 10:00 a.m. to midnight, and approve with the recommendations outlined by staff; approve a request by the Cody Gunfighter's to close 12th Street between Sheridan Avenue and the first alley south of Sheridan Avenue from June 1, 2013 through September 30, 2013 from 5:30 p.m. to 7:00 p.m. for their nightly event with the recommendations outlined by staff; approve a request to retire Abby, a Police K-9 detection dog, and transfer ownership to Abby's handler, Cody Police Sergeant Beau Egger and authorize the Mayor or designee to sign said agreement for this matter; authorize the Mayor or designee to sign the SSBCI quarterly Certification on Use-of-Allocated Funds; authorization of Change Order #1 for the Cody Stampede Grounds grant project to add back in the deduction #1, for the lighted letters and electric work for the sign portion of the project in the amount of \$12,932, changing the overall project cost to \$555,224; authorize the Mayor or designee to enter into and sign a Project Development and Administration Agreement between the City of Cody and Forward Cody and Park County Arena Board as it relates to the Wyoming Business Ready Communities-Planning Grant for the purchase and installation of new bleachers at the Victor J. Riley Arena; authorize a request from Wanda Midthun to amend the agreement between the City of Cody and Wand Midthun to allow an increase of the mini golf round fees by one dollar for each round of golf sold. Vote was unanimous.

At 7:07 pm Council President Miller began the public hearing to determine if it is in the public interest to approve the transfer of location of the winery permit held by Buffalo Jump Wines, LLC from 2526 Mountain View Drive to 1326 Beck Avenue. Cindy Baker, Administrative Services Officer provided background information on this request. Scott Wagner, Buffalo Jump Wines, LLC provided the Council with information on his need for relocation of his business. After calling for public comments three times and there being none further, Council President Miller closed the public hearing at 7:10 pm.

Council Member Wolz made a motion seconded by Council Member Anderson to approve the transfer of location of the winery permit held by Buffalo Jump Wines, LLC from 2526 Mountain View Drive to 1326 Beck Avenue contingent upon transfer of the Federal license and meeting all applicable zoning and building regulations. Vote was unanimous.

Council Member Wolz made a motion seconded by Council Member Anderson to approve a preliminary plat for the Boydston Minor Subdivision, with conditions, as recommended by the Planning, Zoning and Adjustment Board with the exception of the installation of the sidewalks. Voting in favor were Council Members Greer, Anderson, Edwards, Wolz and Council President Miller. Voting opposed was Council Member Fritz. Motion carried.

Council Member Anderson made a motion seconded by Council Member Wolz to approve the request from Linda and Gary Downer, owners of Cody Sports and Pawn, to allow Blacksmithing Demonstration in front of their store at 1131 12th Street and waive the two hour parking restriction for the parking space in which the demonstration would occur. Vote was unanimous.

Council Member Greer recused himself from voting on awarding of a professional services contract to Sage Civil Engineer due to a potential conflict of interest and excused himself from the Council Chambers. Council Member Fritz made a motion seconded by Council Member Wolz to approve awarding a professional services contract to Sage Civil Engineering for the design, bid and construction observation and administration duties associated with the 29th Street Pathway and authorize the Mayor or designee to enter into and sign the contract contingent upon review and approval by the City Attorney and WYDOT. Vote was unanimous. Council Member Greer returned to the meeting.

Council Member Fritz made a motion seconded by Council Member Greer to award the quote for the 2013 Multiple Sanitary Sewer Main Rehabilitation project to Planned and Engineered Construction Inc. (PEC) in the amount of \$65,000 and authorize the Mayor or designee to enter into and sign a contract contingent upon review and approval by the City Attorney. Vote was unanimous.

Council Member Anderson made a motion seconded by Council Member Fritz to authorize the Mayor or designee to enter into and sign a professional services contract between the City of Cody and Penn Credit Corporation and Municipal Services Bureau for collection services for delinquent court fines contingent upon review and approval by the City Attorney. Vote was unanimous.

ORDINANCE 2013-05 – FIRST READING

AN ORDINANCE AMENDING THE HEREIN BELOW IDENTIFIED SECTIONS OF TITLE 8, CHAPTER 1, ARTICLE III OF THE CODY CITY CODE TO MODIFY ELECTRICAL SERVICE CHARGES.

Council Member Fritz made a motion seconded by Council Member Greer to approve Ordinance 2013-05 on First Reading. Voting in favor were Council Members Greer, Anderson, Fritz, Edwards and Wolz. Voting opposed was Council President Miller. Motion carried on First Reading.

ORDINANCE 2013-06 – FIRST READING

AN ORDINANCE AMENDING THE HEREIN BELOW IDENTIFIED SECTIONS OF TITLE 4, CHAPTER 4, ARTICLE III OF THE CODY CITY CODE TO MODIFY GARBAGE FEE SCHEDULE.

Council Member Fritz made a motion seconded by Council Member Greer to approve Ordinance 2013-06 on First Reading. Voting in favor were Council Members Greer, Anderson, Fritz, Edwards and Wolz. Voting opposed was Council President Miller. Motion carried on First Reading.

ORDINANCE 2013-07 – FIRST READING

AN ORDINANCE AMENDING THE HEREIN BELOW IDENTIFIED SECTIONS OF TITLE 8, CHAPTER 2, ARTICLE II OF THE CODY CITY CODE TO MODIFY WATER FEE SCHEDULE.

Council Member Fritz made a motion seconded by Council Member Greer to approve Ordinance 2013-07 on First Reading. Voting in favor were Council Members Greer, Anderson, Fritz, Edwards and Wolz. Voting opposed was Council President Miller. Motion carried on First Reading.

ORDINANCE 2013-08 – FIRST READING

AN ORDINANCE AMENDING THE HEREIN BELOW IDENTIFIED SECTIONS OF TITLE 8, CHAPTER 3, ARTICLE I OF THE CODY CITY CODE TO MODIFY SEWER FEE SCHEDULE.

Council Member Fritz made a motion seconded by Council Member Greer to approve Ordinance 2013-08 on First Reading. Voting in favor were Council Members Greer, Anderson, Fritz, Edwards and Wolz. Voting opposed was Council President Miller. Motion carried on First Reading.

ORDINANCE 2013-09 – FIRST READING

AN ORDINANCE AMENDING THE HEREIN BELOW IDENTIFIED SECTIONS OF TITLE 8, CHAPTER 3, ARTICLE 1 OF THE CODY CITY CODE TO MODIFY SEWER USE FEES; TIME OF PAYMENT; FAILURE TO PAY.

Council Member Anderson made a motion seconded by Council Member Greer to approve Ordinance 2013-09 on First Reading. Vote was unanimous.

ORDINANCE 2013-10 – FIRST READING

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE II, SECTION 14 OF THE CITY OF CODY CODE: LICENSE FEES.

Council Member Wolz made a motion seconded by Council Member Edwards to table Ordinance 2013-10 on First Reading. Vote was unanimous.

ORDINANCE 2013-11 – FIRST READING

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE II, SECTION 14(D) OF THE CITY OF CODY CODE: OPEN CONTAINERS IN PUBLIC STREETS, SCHOOL GROUNDS, PARKS, ETC.

Council Member Wolz made a motion seconded by Council Member Edwards to table Ordinance 2013-11 on First Reading. Vote was unanimous.

ORDINANCE 2013-12 – FIRST READING

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE I, SECTION 8 OF THE CITY OF CODY CODE: LICENSE FEES.

Council Member Wolz made a motion seconded by Council Member Edwards to table Ordinance 2013-12 on First Reading. Vote was unanimous.

RESOLUTION 2013-07

A RESOLUTION ADOPTING THE 2013 ELECTIRCAL DISTRIBUTION STANDARDS POLICY.

Council Member Edwards made a motion seconded by Council Member Anderson to approve Resolution 2013-07. Vote was unanimous.

RESOLUTION 2013-08

A RESOLUTION ESTABLISHING A USER FEE SCHEDULE FOR THE ANNUAL LARGE ITEM PICKUP SERVICE AND A TREE AND BRUSH REMOVAL SERVICE.

Council Member Anderson made a motion seconded by Council Member Fritz to approve Resolution 2013-08. Voting in favor were Council Members Anderson, Fritz, and Edwards. Voting opposed was Council Members Greer, Wolz and Council President Miller. Motion failed.

RESOLUTION 2013-09

A RESOLUTION AMENDING THE FY12-13 BUDGET.

Council Member Edwards made a motion seconded by Council Member Greer to approve Resolution 2013-09. Vote was unanimous.

RESOLUTION 2013-10

A RESOLUTION AUTHORIZING SUBMISSION OF A COUNTY WIDE CONSENSUS BLOCK GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE CITY OF CODY, WYOMING FOR SHOSHONE RIVERWAY PROJECT AND REALLOCATION OF FUNDS FOR THE 16TH STREET STORM SEWER PROJECT.

Council Member Fritz made a motion seconded by Council Member Anderson to approve Resolution 2013-10. Vote was unanimous.

RESOLUTION 2013-11

A RESOLUTION AUTHORIZING SUBMISSION OF A COUNTY WIDE CONSENSUS BLOCK GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE CITY OF CODY, WYOMING FOR THE CABLE REPLACEMENT PROJECT PHASE II AND REALLOCATION OF FUNDS FOR THE 16TH STREET STORM SEWER PROJECT.

Council Member Fritz made a motion seconded by Council Member Greer to approve Resolution 2013-12. Vote was unanimous.

There being no further business, Council President Miller adjourned the meeting at 8:44 p.m.

Vendor Name	Description	Amount
813-NCPERS WYOMING	PREMIUMS	416.00
ACE HARDWARE	SUPPLIES	615.66
ACKER ELECTRIC	SOLENOID / REPAIRS	2878.36
ADVANCED INFO SYSTEMS	OUTSOURCE BILLS	437.55
ALSCO	RUGS / TOWELS	267.18
AMERICAN FAMILY LIFE ASSURANCE	PREMIUMS	2199.73
AMERICAN WELDING & GAS, INC.	SUPPLIES	108.81
ARMSTRONG, CAROL	REFUND UTILITY DEPOSIT	163.45
ASCAP	RENEW RADIO LICENSE	328.75
BEARTOOTH COUNTRY FLOWERS	FLORAL ARRANGEMENT	103.49
BIG HORN HORTICULTURAL SERVICE	RIGHT OF WAY CLEARING	2375.00
BIG HORN PAINT	PAINT - DRAW ST DOORS	54.99
BIG HORN WHOLESALE	SUPPLIES	631.37
BIG VALLEY BEARING & SUPPLY	BEARINGS	219.22
BLANK, ROBERT	WITNESS FEES	15.00
BLOEDORN LUMBER	SUPPLIES	126.77
BOOT BARN, INC	UNIFORMS - EL DEPT	482.90
BRESNAN COMMUNICATIONS	INTERNET - CITY HALL	99.95
BUCKSTITCH CANVAS & LEATHER	CANVAS COVERS - DE-ICER	113.50
C & C WELDING	SANITATION	1449.20
CARPET HUT	BUILDING SUPPLIES	186.16
CARQUEST AUTO PARTS	REPAIR PARTS	1156.00
CAUCUTT, MARY	RESTITUTION	100.00
CAUSEY JR, JAMES	UTILITY REFUND	92.44
CENTURY LINK	PHONE CHARGES	1156.80
CHADWICK VETERINARY HOSPITAL	FERAL CATS	145.00
CHENEY, RHONDA	UTILITY DEPOSIT REFUND	77.95
CITY OF CODY	UTILITIES	12346.28
CLARK SAFETY/LOSS CONTROL	SAFETY MEETING	409.20
CODY CAB	TIPSY TAXI VOUCHERS	105.00
CODY CHAMBER OF COMMERCE	CODY BUCKS - TOBACCO COMPLIANCE CHECKS	130.00
CODY ENTERPRISE	ADVERTISING	4138.50
CODY WINNELSON COMPANY	SUPPLIES	12.24
COPENHAVER KATH KITCHEN KOLPITCKE LLC	LEGAL SERVICES	6396.25
CRUM ELECTRIC	SUPPLIES	488.62
CUSTOM DELIVERY SERVICE	DELIVERY - PARTS	22.77
DIVISION OF VICTIM'S SERVICES	CRIME VICTIM'S COMP - MARCH 2013	110.00
ENERGY WEST	UTILITIES - REC CENTER	7679.09
ENGINEERING ASSOCIATES	PROFESSIONAL FEES	37784.33
ENTRE' TECHNOLOGY SERVICES LLC	MICROSOFT MCITP TRAINING	1900.00
FARM PLAN CORPORATION	PARTS / BATTERIES / SUPPLIES	1311.98
FASTENAL COMPANY 01WYCDY	SUPPLIES	275.55
FORWARD CODY WYOMING, INC	WYOMING AUTHENTIC PRODUCTS DDR #3	168499.00
GAMBLES	SUPPLIES	274.74
GARY'S VACUUM & STAMPS	MATERIAL & SUPPLIES	10.50
GDA ENGINEERS	WEST STRIP WATER PROJECT	3087.99
GREGORY, RACHEL LYANN	TOBACCO COMPLIANCE CHECKS	160.00
HANSEN, SHAWN	UTILITY DEPOSIT REFUND	16.40
HEARTLAND PAPER COMPANY	AIR FRESHENER	186.19
HERLSON, JENNIFER	WITNESS FEES	15.00
HEYDENBERK, TRAPP	REIMBURSE - TOBACCO COMPLIANCE CHECKS	14.93
HOMAX OIL SALES, INC.	FUEL	12343.44
HONNEN EQUIPMENT	FUEL CAP	78.49
ICMA RETIREMENT	CONTRIBUTIONS	6021.66
ICOP	ICOP MICROPHONE REPAIRS	90.00
K MART	REPLACEMENT FLOOR MATS	19.99
K3 GUEST RANCH BED & BREAKFAST	MEETING EXPENSE	175.00
KEEGAN & WINSLOW LAW FIRM	PROFESSIONAL FEES	90.00
KENCO SECURITY & TECHNOLOGY	SECURITY MONITORING	174.00

KINCHELOE PLUMBING AND HEATING	REPAIRS	55.89
KOONS, JOHN H	RESTITUTION	100.00
KRAMES STAYWELL, LLC	PROGRAM SUPPLIES	312.08
LACAL EQUIPMENT INC	SWEEPER PARTS	53.28
LAERDAL MEDICAL CORPORATION	PROGRAM SUPPLIES	108.95
LEGEND COMMUNICATIONS OF WY	ADVERTISING	173.40
LINCOLN COMMERCIAL POOL EQUIP	CLEANING SUPPLIES	346.74
MC CUMBER LOCKSMITH SHOP	KEYS	10.82
MEEKER INSURANCE AGENCY	NEW EQUIP PREMIUM	70.00
MERCO, INC	INSURANCE - DETENTION PONDS	2030.00
MOTOR PARTS INC	REPAIR PARTS	296.31
MOUNTAIN WEST INC	UNIFORMS	117.72
NORCO, INC.	SUPPLIES	286.63
NORTHWEST PIPE	SWIVEL FITTINGS - WATERCRANE	500.00
OFFICE SHOP, THE	COPIER CONTRACTS	3134.12
ONE-CALL OF WYOMING	WYOMING ONE CALL	57.75
OPTIMUM	INTERNET	74.90
PARK COUNTY	LEC UTILITIES / CONTRACT	28197.15
PARK COUNTY ANIMAL SHELTER	ANIMAL SERVICE CONTRACT	3750.00
PARK COUNTY LANDFILL	LANDFILL CHARGES	56362.00
PARK COUNTY READY MIX	SAND SLURRY - SANITATION BUILDING	212.34
PARK COUNTY SHERIFF	INCARCERATION - MARCH 2013	540.00
POWELL TRIBUNE	ADVERTISING	297.00
PRO-BUILD	RECYCLE CENTER	219.20
PROFORCE LAW ENFORCEMENT	DPM'S FOR TASERS (5)	184.70
PROVIDENT LIFE & ACCIDENT INS.	PREMIUMS	216.20
PURCHASE ADVANTAGE CARD	REC CENTER PROGRAMS	34.19
PYRAMIDE USA, INC	REPAIR CLIMBING WALL	400.00
QA BALANCE SERVICES INC	LAB EQUIPMENT CALIBRATION	552.00
R & A SAFETY	TRAINING	400.00
RAIN FOR RENT	RENT PUMP TO DRAIN POOLS	3258.73
RENO COLLISION CENTER INC	EQUIPMENT REPAIR	230.54
ROCKY MOUNTAIN POWER	UTILITIES	457.72
RON'S EXXON	PROPANE	15.08
ROUSSAN, KENNI	REFUND UTILITY DEPOSIT	34.69
SHOSHONE MUNICIPAL PIPELINE	SMP WATER PURCHASE - MAR 2013	94229.68
SHOSHONE OFFICE SUPPLY	SUPPLIES	601.52
SITZ III, ALEX H.	PROFESSIONAL FEES	349.05
STEWART'S MERCANTILE	COUNCIL WORK SESSION	188.00
STROH'S INDUSTRIAL LUBRICATION	GREASE	370.00
STROUPE PEST CONTROL CO	PEST CONTROL	263.00
THE UPS STORE	SHIPPING	382.02
TRIPLE L SALES	IRRIGATION SUPPLIES - BALL FIELDS	92.83
UNUM LIFE INS - LTD	PREMIUMS - LTD	2789.86
UNUM LIFE INSURANCE - LIFE	PREMIUMS - LIFE	1426.48
V-1 PROPANE	PROPANE - RECYCLE CENTER	160.98
VERIZON	CELL PHONE SERVICE	1737.73
VISA	TRAVEL/MEETING EXP. / SUPPLIES / UNIFORMS	2649.53
WAL MART COMMUNITY BRC	SUPPLIES	441.00
WATCO POOLS	POOL CHEMICALS	1768.02
WEBSTER MOTORS, INC	REPAIR PARTS	27.45
WESCO DISTRIBUTION INC	SUPPLIES	54.72
WESTERN PATHOLOGY CONSULTING	RANDOM TESTING	256.50
WESTERN UNITED ELECTRIC SUPPLY	GOLF COURSE CABLE REPLACEMENT / INVENTORY	455.60
WHITTINGTON, ROBERT	UTILITY REFUND	202.45
WOMACK MACHINE SUPPLY CO.	TRAINING	1095.00
WOODWARD TRACTOR CO	RENT EQUIPMENT / SUPPLIES	543.92
WYOMING DEPT OF HEALTH	BAC T TESTING	240.00
WYOMING DEPT OF WORKFORCE SERVICES	CONTRIBUTIONS	9926.94
WYOMING MUNICIPAL POWER AGENCY	POWER PURCHASE - MARCH 2013	687933.86
WYOMING RETIREMENT SYSTEM	CONTRIBUTIONS	58888.39

WYOMING TECH TRANS CENTER	LPA CERTIFICATION	55.00
YANKEE CAR WASH	CAR WASHES	124.50
YELLOWSTONE REGIONAL AIRPORT	APRIL FUNDING	13975.66
	TOTAL	1264688.19