

City of Cody
Council Proceedings
Tuesday, February 21, 2012

A regular meeting of the Cody City Council was held in Council Chambers of City Hall in Cody, Wyoming on Tuesday, February 21, 2012 at 7:00 p.m.

Present: Council President Steve Miller, Council Members Jerry Fritz, Stan Wolz, Bryan Edwards, Donny Anderson, Charles Cloud, and City Administrator, Jenni Rosencranse, City Attorney, Scott Kolpitcke, 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 Wolz made a motion seconded by Council Member Cloud to move item 4e from the conduct of business to the consent agenda as item 1h. Vote was unanimous.

Wes Icenogle spoke in reference to the First Responder Day and the dinner hosted by the Elks Lodge honoring the Fireman, Police Officer and EMT of the year, followed by Council President Miller declaring Saturday, February 25, 2012 as First Responders Day.

Council Member Wolz made a motion seconded by Council Member Fritz to approve the agenda as amended and to approve the items on the Consent Agenda including approval of the Minutes of the Special Meeting from 2/2/12 and Regular Meeting Minutes from 2/7/12, approval of vouchers and payroll in the amount of \$1,365,505.00, approve a request from Lynn Houze, Assistant Curator of the Buffalo Bill Historical Center to close Sheridan Avenue in front of the Statute for approximately 45 minutes on Monday, February 27, 2012 for the Annual FFA wreath laying ceremony and allow traffic to be directed north through West Park Hospital's small parking lot, appoint Community Service Officer John Verderame to the Cody Rabies Board for a one year term ending December 31, 2012, nominate to the WAM-JPIC Board of Directors Mayor Judy Johnstone of Burns, Clerk Treasurer David Kendall of Lingle, and Clerk Treasurer Tracy Glanz of Worland for three year terms ending April 30, 2015 and nominate Clerk Treasurer Bonnie Halford of Mountain View to a one year term ending April 20, 2013, enter into a Community Development Block Grant Agreement between the Wyoming Business Council and the City of Cody in the amount of \$50,000 for a new plan or revision of the existing 1997 Master Plan to assist in planning for future growth in the City of Cody and authorize the Mayor to sign the agreement, enter into a license agreement between the City of Cody and BNSF Railway Company for the City of Cody to install electric utilities across or along railway property and authorize the Mayor to sign the agreement, approve a request from the Cody Events Committee to close 12th Street between Sheridan Avenue and Beck Avenue from 12:30 p.m. to 4 p.m. on Saturday, March 17, 2012 for the Spring Fling Events, and to close Sheridan Avenue between 9th and 14th Street for the annual St. Patrick's Day Parade beginning at 4 p.m. contingent upon the Cody Events Committee providing liability insurance listing the City of Cody as an additional insured and sponsor the parade fee of \$100.00.

During public comment, Ellie Ribera spoke in reference to a trespass order that has been placed on her.

At 7:13 p.m. Council President Miller began the public hearing to determine if it is in the public interest to apply for a Community Enhancement Grant for the Cody Stampede Board to replace the roof, railings, and decking of the South grandstands, construct 29 ADA compliant seats, construct a 29 stall ADA compliant parking area, erect an electronic sign, and erect log gate posts and a gate at the east entrance of the Cody Stampede Grounds. The total project amount is \$484,901 with 50% matched by the Cody Stampede Board. Jenni Rosencranse, City Administrator provided the Governing Body with some historical background information on the Cody Stampede Grounds, reviewed the enhancements this grant would provide, indicated all of the grant documentation is in order and Regional Director, Leah Bruscano has reviewed and supports this grant. Tim Mahieu, Cody Stampede Board Representative spoke in favor of this grant and reiterated to the Council the need for these enhancements.

After calling for public comment three times and there being none further, Council President Miller went on to the second hearing to determine if it is in the public interest to apply for a

Community Development Block Grant for the construction of infrastructure for the Spirit Mountain Habitat for Humanity Mountain Spirit Addition Phases 3 and 4. The grant application request is \$500,000. The funds will be used to install water, sewer and storm drainage, roads, curbs, gutters and sidewalks. The total project cost is \$618,890 of which \$118,890 will be paid for by the Mountain Spirit Habitat for Humanity. Jenni Rosencranse, City Administrator provided the Governing Body with background information on past partnership efforts between the City of Cody and Mountain Spirit Habitat for Humanity for phases one and two and this grant would allow infrastructure to be completed and provide for up to 18 more units to be built. All of the grant documentation is in order and Regional Director; Leah Bruscano has reviewed and is very supportive of this grant application. Kenney Lee, Executive Director, Spirit Mountain Habitat for Humanity spoke in support of this grant. James Klessens, CEO Forward Cody, spoke in support of this grant application and reminded the Governing Body of the need for affordable housing in the community.

After calling for public comment three times and there being none further, Council President Miller entered into the third hearing to determine if it is in the public interest to apply for a Business Ready Communities – Business Committed Grant to assist in the construction and development of a processing facility for Wyoming Authentic Products. The grant application request is for up to \$1.1 million dollars and requires a 10% match which will be provided to the City of Cody through Forward Cody and Wyoming Authentic Products. Jenni Rosencranse, City Administrator indicated all of the grant documentation is in order and though the City is waiting on the comments from the Regional Director, she has provided verbal support of this grant application. James Klessens, Forward Cody and David A. Fales, Owner of Wyoming Authentic Products presented a brief slide show providing information on this project and the Wyoming Authentic Products company. Denise Wiegand, Co-Owner Bubba's Bar-B-Que spoke in support of this grant and the Wyoming Authentic Products that would be produced in Cody.

After calling for public comment three times and there being none further, Council President Miller entered into the fourth hearing to determine if it is in the public interest to apply for a Business Ready Communities – Business Committed Grant to assist in the construction and development of a manufacturing building for Rocky Mountain Granite. The grant application request is for up to \$600,000 and requires a 10% match which will be provided to the City of Cody through Forward Cody and Rocky Mountain Granite. Jenni Rosencranse, City Administrator informed the Governing Body that at this time this grant application will not be going forward to the Wyoming Business Council, however the public hearing was advertised and comments would be heard.

After calling for public comment three times and there being none further, Council President Miller entered into the fifth public hearing to determine if it is in the public interest to transfer ownership of a retail liquor license from Vaughn Place and Brenna Place to Soaring Peak Enterprises dba Soaring Peak Liquor & Saloon. Cindy Baker provided the Governing Body with information as to the reason for this transfer request. After asking for public comment three times and there being none further, Council President Miller closed the public hearing at 7:34 p.m.

RESOLUTION 2012-04

A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO THE WYOMING BUSINESS COUNCIL-COMMUNITY ENHANCEMENT GRANT TO ASSIST IN THE RECONSTRUCTION OF INFRASTRUCTURE AND TO INSTALL NEW SIGNAGE AT THE CODY STAMPEDE GROUNDS FOR THE CODY STAMPEDE BOARD.

Council Member Fritz made a motion seconded by Council Member Anderson to pass Resolution 2012-04. Vote was unanimous.

RESOLUTION 2012-06

A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO THE WYOMING BUSINESS COUNCIL-COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF \$500,000 FOR THE PURPOSE OF INSTALLING INFRASTRUCTURE FOR PHASES 3 AND 4 OF THE MOUNTAIN SPIRIT ADDITION FOR THE MOUNTAIN SPIRIT HABITAT FOR HUMANITY.

Council Member Fritz made a motion seconded by Council Member Wolz to pass Resolution 2012-06. Vote was unanimous.

RESOLUTION 2012-07

A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO THE WYOMING BUSINESS COUNCIL- BUSINESS READY

COMMUNITIES FOR A BUSINESS COMMITTED GRANT TO ASSIST IN THE DEVELOPMENT OF A MANUFACTURING FACILITY FOR WYOMING AUTHENTIC PRODUCTS.

Council Member Cloud made a motion seconded by Council Member Edwards to pass Resolution 2012-07. Vote was unanimous.

Council Member Fritz made a motion seconded by Council Member Cloud to approve the transferring of ownership of a retail liquor license from Vaughn Place and Brenna Place to Soaring Peak Enterprises dba Soaring Peak Liquor & Saloon. Vote was unanimous.

Council Member Fritz made a motion seconded by Council Member Anderson to approve the request from Cody High School to sponsor the \$800 in fees, from the Council's contingency fund, associated with the rental of the Paul Stock Aquatic and Recreation Center for the 2012 Graduation Celebration to be held on May 26th and 27th, 2012. Vote was unanimous.

Council Member made a motion seconded by Council Member to approve entering into a Cooperative Agreement between the Wyoming Department of Transportation and the City of Cody for the installation of street lights along Big Horn Avenue and authorize the Mayor to sign the agreement subject to review and approval by the City Attorney. Vote was unanimous.

RESOLUTION 2012-02

A RESOLUTION ADOPTING THE 2012 ELECTRICAL DISTRIBUTION STANDARDS POLICY.

Council Member Cloud made a motion seconded by Council Member Fritz to pass Resolution 2012-02. Vote was unanimous.

RESOLUTION 2012-03

A RESOLUTION AMENDING THE CITY OF CODY FINAL BUDGET FOR FISCAL YEAR 2011-2012.

Council Member Fritz made a motion seconded by Council Member Cloud to pass Resolution 2012-03. Vote was unanimous.

RESOLUTION 2012-05

A RESOLUTION AUTHORIZING SUBMISSION OF A FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE CITY OF CODY, WYOMING FOR THE DESIGN AND COMPLETE RECONSTRUCTION OF ROBERTS STREET FROM BIG HORN AVENUE TO ISHAWOOA TRAIL AVENUE.

Council Member Fritz made a motion seconded by Council Member Cloud to pass Resolution 2012-05. Vote was unanimous.

ORDINANCE 2012-2 THIRD AND FINAL READING AS AMENDED

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE II, SECTION 15 OF THE CITY OF CODY CODE: SUSPENSION OR REVOCATION OF LICENSE.

Council Member Cloud made a motion seconded by Council Member Anderson to pass Ordinance 2012-02 on third and final reading. Vote was unanimous.

ORDINANCE 2012-03 – THIRD AND FINAL READING AS AMENDED

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, ARTICLE II, SECTION 10 OF THE CITY OF CODY CODE: NUMBERS, APPLICATION, ISSUANCE AND REGULATION OF LICENSES AND LICENSEES.

Council Member Fritz made a motion seconded by Council Member Cloud to pass Ordinance 2012-03 on third and final reading. Vote was unanimous.

RESOLUTION 2012-08

A RESOLUTION APPROVING AN EXTENSION TO THE BANKING SERVICES AGREEMENT BETWEEN THE CITY OF CODY AND WELLS FARGO BANK.

Council Member Cloud made a motion seconded by Council Member Edwards to pass Resolution 2012-08. Vote was unanimous.

There being no further business, Council President Miller adjourned the meeting at 8:05 p.m.

Cindy Baker
Administrative Services Officer

Steve Miller
Council President

CITY OF CODY VOUCHER LIST

CHECK DATE 2/22/2012

Name	Description	Amount
813-NCPERS WYOMING	PREMIUM	400.00
A & I DISTRIBUTORS	antifreeze	111.83
A-1 ELECTRIC	REPAIRS	331.17
ACE HARDWARE	SUPPLIES	624.46
ADVANCED INFO SYSTEMS	OUTSOURCE BILLS	716.89
ADVANCED PEDESTALS INC	SYSTEM UPGRADE	849.00
ALDRICH LUMBER CO	SUPPLIES	105.76
ALLISON, JAMES	PROFESSIONAL FEES	300.00
ALPHAGRAPHICS BOZEMAN	RECYCLING DECALS	248.00
ALSCO	TOWELS & RUGS	129.63
AMERICAN FAMILY LIFE ASSUR	PREMIUM	2258.05
AMERICAN PUBLIC WORKS ASSOC	MICROPAVER SUBSCRIPTION	550.00
AMERICAN WELDING & GAS, INC.	SUPPLIES	933.01
ATCO INTERNATIONAL	POOL CHEMICAL	672.00
BAER, TOM	REFUND CASH BOND	500.00
BARN FEED AND PET	DOG FOOD	40.15
BEFUS, BRETT	UTILITY DEPOSIT REFUND	73.39
BELL LUMBER & POLE COMPANY	NORTH CODY PROJECT	17117.00
BIG HORN HORTICULTURAL SERVICE	STUMP GRINDING	540.00
BIG HORN PAINT	PAINT	91.97
BLAKEMAN PROPANE, INC	TOOLS	122.14
BLOEDORN LUMBER	SUPPLIES	166.02
BOBCAT OF BIG HORN BASIN, INC.	EQUIPMENT REPAIR	37.78
BOONE'S MACHINE SHOP	BOX FOR TRAILER	76.51
BORDER STATES INDUSTRIES INC	METERS, SUPPLIES	2625.28
BNSF RAILROAD COMPANY	EASEMENT ON 2 AB	3400.00
BRESNAN COMMUNICATIONS	INTERNET - PD	306.17
BRODY CHEMICAL	LIFT STATION DEODORANT	2299.39
BROWNELL'S	FIREARMS PARTS / ACCESSORIES	593.99
C & C WELDING	EQUIPMENT MAINTENANCE	20.96
CABELA'S	AMMUNITION	2986.90
CANFIELD, SHANNON	RESTITUTION	100.00
CARPET HUT	BATHROOM TILE	820.44
CASELLE INC	MAINTENANCE AGREEMENT	4105.00
CENTURY LINK	PHONE CHARGES	1151.11
CHIEF SUPPLY	UNIFORMS	30.25
CITY OF CODY	UTILITIES	9964.79
CLARK SAFETY/LOSS CONTROL	SAFETY TRAINING	297.96
CLOUD, CHARLES	MILEAGE REIMBURSEMENT	101.01
CODY CAB	TIPSY TAXI VOUCHERS	371.00
CODY DAIRY SERVICE	SUPPLIES	106.48
CODY ENTERPRISE	ADVERTISING	2882.75
CODY MEAT, INC	ELEC UTILITY EASEMENT	375.00

CODY OVERHEAD DOOR COMPANY	DOOR REPAIR	669.25
COLORADO STATE UNIVERSITY	METER TRAINING	300.00
COPENHAVER KATH KITCHEN KOLPITCKE	LEGAL SERVICES	6101.67
CRUM ELECTRIC	NORTH CODY PROJECT	385.13
CUSTOM DELIVERY SERVICE	SHIPPING	168.24
DANA KEPNER COMPANY	METER WASHERS	294.87
DAVIS, THERESA	REFUND CASH BOND	5000.00
DIVISION OF VICTIM'S SERVICES	CRIME VICTIM'S COMP - JAN 2012	1127.00
DOWNTOWN BOZEMAN ASSOCIATION	TRIP CHALLENGE	50.00
ENERGY WEST	UTILITIES	20887.92
EVIDENT- CRIME SCENE PRODUCTS	INVESTIGATION SUPPLIES	143.50
FARM PLAN CORPORATION	UNIFORMS / SUPPLIES	754.89
FASTENAL COMPANY	SUPPLIES	351.69
FASTENERS	BOLTS	2.07
FBI COMMAND COLLEGE	TRAINING	830.00
FREMONT MOTOR CODY INC	HEATER HOSE	52.40
GALLIS, STEFAN	WITNESS FEES	15.00
GARY'S RUBBER STAMP & SIGN	NOTARY STAMP	24.95
GATES, MATTHEW	WITNESS FEES	15.00
GDA ENGINEERS	NORTH CODY 2AB PROJECT	416.00
GRAINGER	SUPPLIES	26.10
H B I INSURANCE	NOTARY BOND	50.00
HARRIS TRUCKING & CONST. CO	NORTH CODY 2AB PROJECT	1635.19
HD SUPPLY UTILITIES LTD	NORTH CODY PROJECT	6373.62
HOMAX OIL SALES, INC.	FUEL	21285.03
ICMA RETIREMENT	CONTRIBUTIONS	5357.45
ICOP	REPAIR	139.00
J & B ENGINES	CYL HEAD REPAIR	50.00
K3 GUEST RANCH BED & BREAKFAST	MEETING EXPENSE	175.00
KEEGAN & WINSLOW LAW FIRM	PROFESSIONAL FEES	639.00
KIM, HYUNJIN	REC CENTER REFUND	30.00
KINCHELOE PLUMBING AND HEATING	BLACK PIPE	28.02
KLINGBEIL TRUST	RESTITUTION FROM	100.00
KRAMES STAYWELL, LLC	LIFEGUARD BOOKS	666.80
LAFOLLETTE, TRISHA	RESTITUTION FROM	125.00
LEGEND COMMUNICATIONS OF WY	ADVERTISING	173.40
LIGHTMAN, KYLE	WITNESS FEES	15.00
LINDGREN, PEGGY S	REFUND UTILITY DEPOSIT	43.51
LYLE SIGNS INC	SIGN BLANKS	159.87
MAPLES PROPERTIES	UTILITY REFUND	135.74
MIDLAND IMPLEMENT CO	HORSESHOE PARK SPRINKLER VALVES	20.28
MIDWEST FENCE CO	DOG PARK, GATE, N CODY PROJECT	17192.84
MILLER, DAN	UTILITY REFUND	62.61
MIRANDA, HOLLY	REC CENTER REFUND	50.00
MOTOR PARTS INC	REPAIR PARTS	444.23
MOUNTAIN WEST INC	UNIFORM	417.70
NORCO, INC.	SUPPLIES	10.85

NORTHWEST PIPE	REPAIRS	1543.34
O'REILLY AUTOMOTIVE, INC.	ENGINE HEATER	22.18
PACIFIC STEEL	RECYCLING CONTAINERS	904.04
PARK COUNTY ANIMAL SHELTER	ANIMAL SERVICE CONTRACT	3650.00
PARK COUNTY CIRCUIT COURT	CV-2010-1030	262.00
PARK COUNTY CLERK	RECORD DOCUMENT	17.00
PARK COUNTY LANDFILL	LANDFILL CHARGES	59209.00
PARK COUNTY READY MIX	SAND SLURRY - 19TH ST	699.68
PARK COUNTY SHERIFF	INCARCERATION - JANUARY 2012	1680.00
PAVEMENT MAINTENANCE INC	CRACK SEAL	17250.00
PRO DESIGN	URBAN DEER PROJECT	330.00
PRO-BUILD	15TH ST BUILDING PROJECT	1556.28
PROVIDENT LIFE & ACCIDENT	PREMIUMS	216.20
PURCHASE ADVANTAGE CARD	REC CENTER PROGRAMS	173.93
R & A SAFETY	RANDOM & PRE-EMPLOYMENT TESTING	130.00
RED EAGLE OIL COMPANY	KEROSENE	164.92
RICCHIO, ROSE OR ANDREW	UTILITY DEPOSIT REFUND	20.92
ROCKY MOUNTAIN DISCOUNT SPORT	BATTERIES - SQUAD ROOM SUPPLY	55.98
ROCKY MOUNTAIN POWER	UTILITIES	1160.67
RON'S EXXON	PROPANE	26.64
RUSSELL + MILLS STUDIOS	SHERIDAN AVE STREET SCAPE	5500.00
SAFARILAND, LLC	TRAINING	895.00
SAGE 29, LLC	REFUND UTILITY PERMIT	915.00
SAGE CIVIL ENGINEERING	SKYLINE DR / WEST STRIP WATER	1805.00
SANDERS, RAY	REIMBURSE FOR CDL	40.00
SHERWIN-WILLIAMS COMPANY	PAINT - EAST BAYS	1528.00
SHOSHONE MUNICIPAL PIPELINE	WATER PURCHASE - JAN 2012	99384.86
SHOSHONE OFFICE SUPPLY	SUPPLIES	1032.99
SMALL, LARRY	UTILITY REFUND	78.05
SOLIS, LEONEL S	UTILITY DEPOSIT REFUND	40.90
STERLING CODIFIERS	ORDINANCE CODIFYING	1792.00
STEWART'S MERCANTILE	MEETING EXPENSE	125.50
STROUPE PEST CONTROL CO	PEST CONTROL - SHOP	138.00
TEASDALE, JENNIFER	REIMBURSE FOR UNIFORMS	40.00
THE UPS STORE	SHIPPING	335.05
TITAN ACCESS	CONTROL KNOB - BACKHOE HEATER	18.33
UNUM LIFE INS - LTD	LTD PREMIUM	2398.34
UNUM LIFE INSURANCE - LIFE	LIFE INSURANCE PREMIUM	1350.04
V F W CLUB	MEMORIAL PARK FLAGS	78.00
V-1 PROPANE	PROPANE	104.23
VERIZON	POLICE WIRELESS DEVICES	1610.41
VISA	TRAVEL/MEETING EXPENSE, SUPPLIES	9869.12
W.W.Q. & P.C.A.	WWQ / PCA MEMBERSHIPS	180.00
WAL MART COMMUNITY BRC	REC CENTER PROGRAMS	807.55
WALGREENS	RESTITUTION	26.18
WATCO POOLS	SUPPLIES	3480.87
WCSTELECOM	LONG DISTANCE	211.90

WEBSTER MOTORS, INC	PARTS	71.62
WESCO DISTRIBUTION INC	SYSTEM UPGRADE	245.58
WESTERN PATHOLOGY CONSULT	EMPLOYEE TESTING	252.00
WESTERN UNITED ELECTRIC SUPPLY	SYSTEM PROJECTS	16484.64
WHITMAN, JASON	REC CENTER REFUND	32.01
WINDSHIELD DOCTOR	WINDSHIELD REPAIR	45.00
WOODWARD TRACTOR CO	CHAINSAW REPAIR	111.27
WORKERS COMPENSATION DIV	CONTRIBUTIONS	13308.58
WY - DEPT OF FAMILY SERVICES	BACKGROUND CHECK ON VOLUNTEER	110.00
WY DEPT OF ENVIRONMENTAL QUAL.	DEQ DISCHARGE PERMITS	300.00
WY CHILD SUPPORT	CHILD SUPPORT	159.23
WY DEPT OF AG EIMC GRANT	MOSQUITO GRANT REFUND	2024.20
WYOMING ASSC. OF RURAL WATER	CONFERENCE	550.00
WYOMING ASSOCIATION OF MUNICIPAL	WAM WINTER WORKSHOP	925.00
WYOMING DEPT OF TRANSPORTATION	SHERIDAN AVE PROJECT	200.51
WYOMING LAW ENFORCEMENT ACADEMY	LODGING / MEALS - MEL KRESS	350.00
WYOMING MUNICIPAL POWER AGENCY	POWER PURCHASE - JANUARY 2012	637679.29
WYOMING RETIREMENT SYSTEM	WYOPASS DUES (6)	330.00
WYOPASS	CONTRIBUTIONS	59754.35
YANKEE CAR WASH	CAR WASHES - ADMIN	102.09
YELLOWSTONE REGIONAL AIRPORT	DECEMBER FUNDING	47039.76
	TOTAL	1155462.29