

**City of Cody**  
**Council Proceedings**  
**Tuesday, March 20, 2012**

A regular meeting of the Cody City Council was held at the Cody Auditorium in Cody, Wyoming on Tuesday, March 20, 2012 at 7:00 p.m.

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

Absent: None

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

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

Mayor Brown recognized House Representatives Sam Krone and Pat Childers who were in attendance.

Mayor Brown thanked TCT West for the broadcasting of this meeting due to the location change of the meeting.

Mayor Brown introduced Major General Kenneth L. Reiner, Adjutant General for Wyoming Air and Army National Guard who discussed the situation with the four armories in the Big Horn Basin and a change in where the units will be located. The Big Horn Basin is going from four communities and two units to two communities and one unit. During this process there will be a study to look at this in a logical manner, look at options, and request input and feedback in reference to the logistics of where the National Guard is going to be located in the Big Horn Basin area. Comments can be emailed to [ngwy.pao@ng.army.mil](mailto:ngwy.pao@ng.army.mil)

Council Member Miller made a motion seconded by Council Member Anderson to approve items on the Consent Agenda including approval of Minutes of the Special Meeting from 3/1/12 and Regular Meeting Minutes from 3/6/12, approval of vouchers and payroll in the amount of \$1,313,335.71, authorize the Mayor to sign a letter to the Wyoming Business Council in reference to Cody's position regarding the Cody Stampede Board as a Community Development Organization in reference to the Community Enhancement Grant, authorize the Mayor to sign an adjudication in regards to an application for a flood detention storage below the shop from the 17th storm drainage project completed in 2002, a joint project between the City of Cody and the Wyoming Highway Department and authorize the payment of the filing fee in the amount of \$20.00, authorize the Mayor to sign the Asset Transfer Agreement and Bill of Sale between Rocky Mountain Power and the City of Cody for the purchase of distribution lines and equipment in the North Cody Annex area. Vote was unanimous.

At 7:31 p.m. Mayor Brown began the public hearing to determine if it is in the public interest to issue an unassigned bar and grill license. The applicant for this license had withdrawn the

application and after asking for public comment three times and there being none further, the Mayor entered into the second public hearing to determine if it is in the public interest to issue the retail liquor license to one of the five applicants who have applied for the City's unissued license. It was noted the Cody Stampede Board has withdrawn their application, Due to the census and increase in population, the City of Cody was granted an additional retail liquor license. Jenni Rosencranse, City Administrator provided information on the types of licensing and difference in each license. Scott Kolpitzke, City Attorney reviewed the State Statues in regard to the criteria of denial of new or transferred licenses. Also noted the ordinance the City of Cody adopted in further reference to criteria. Mayor Brown described the process in which the applicants and public comments would be heard.

Edwin Higbie Jr. provided the Council with background information as it pertained to the Rusty Spur application. Tim Stanwood, Misty Schultz, Deborah Johnson, and Carolyn Sharp spoke in opposition of this applicant, while Jim Neely spoke in favor. Leonard Moore provided background information as it pertained to the Pat O'Hara Brewing Co. LLC application. Jim Bruno, Lori Ramseier, Ken Stockwell, Thaddeaus Pau and John McClure spoke in favor of this application. Ev Diehl provided background information as it pertained to the Chamberlin Inn application. Deb Simpson spoke in favor of this application. John Dickson and Perry Grey provided background information as it pertained to the WalMart applications. Vaughn Place spoke in opposition of this application and Kelly Statton provided general comments. There was no spokesperson or comments for the La Comida application and the Cody Stampede withdrew their application prior to the meeting. Those providing general comments were H. Keith Dahlen, Jim, Oberly, Sarah Mikesell Growney and Tony Martoglio. Staff noted 57 emails and letters had been received with 43 in support of one or more applicants and 14 opposed of one or more applicants.

After asking for public comment three times and there being none further, Mayor Brown closed the public hearing at 9:53 p.m.

Council Member Cloud made a motion seconded by Council Member Wolz to table the consideration of issuance of the retail liquor license until the March 29<sup>th</sup> Work Session . Vote was unanimous.

**ORDINANCE 2012-04- SECOND READING AS AMENDED  
AN ORDINANCE AMENDING TITLE 4, CHAPTER 3 OF THE CITY OF CODY  
CODE: NUISANCE ABATEMENT**

Council Member Miller made a motion seconded by Council Member Anderson to table Ordinance 2012-04. Vote was unanimous.

**ORDINANCE 2012-05 –SECOND READING  
AN ORDINANCE AMENDING SECTION 10-15-6(B)(9) PROVIDING FOR  
EXCEPTIONS FOR GARAGE SALE SIGNS**

Council Member Cloud made a motion seconded by Council Member Fritz to approve Ordinance 2012-05 on second reading. Vote was unanimous.

**RESOLUTION 2012-09**

**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 Edwards made a motion seconded by Council Member Cloud to pass Resolution 2012-09 Vote was unanimous.

There being no further business, Mayor Brown adjourned the meeting at 10:19 p.m.

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Cindy Baker  
Administrative Services Officer

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Nancy Tia Brown  
Mayor

## CITY OF CODY VOUCHERS

CHECK DATE 3/21/12

VENDOR NAME	Description	Amount
813-NCPERS WYOMING	PREMIUMS	400
A-1 ELECTRIC	REPAIRS - PARK SWEEPER	230.51
ACE ELECTRIC, INC.	CITY HALL ENERGY RETROFIT / RETAINAGE	17559.78
ACE HARDWARE	SUPPLIES	360.95
ADVANCED INFO SYSTEMS	OUTSOURCE UTILITY BILLS	271.24
AIR FILTER SOLUTIONS INC	FILTERS	268.98
ALDRICH LUMBER CO	SUPPLIES	40.19
ALSCO	TOWELS & RUGS	268.94
AMERICAN FAMILY LIFE ASSURANCE	PREMIUM	2258.05
AMERICAN WELDING & GAS, INC.	SUPPLIES	811.51
APPLIED GRAPHICS	POLICE CAR DECALS	680.00
AQUA PRODUCTS INC	REPAIR AQUATIC EQUIPMENT	401.98
ATCO INTERNATIONAL	SHIPPING	50.00
BAILLIE, PATRICK	REFUND UTILITY DEPOSIT	17.40
BAKER, CYNTHIA	REIMBURSEMENT	27.37
BARRUS, TUNEY	REIMBURSE FOR TEMP METER FEES	105.00
BEAR CO, INC	TIRES	2208.47
BIG HORN ENERGY	HEATER REPAIR - RECYCLING CENTER	191.48
BIG HORN PAINT	BROWN PUMP HOUSE	332.70
BIG HORN WHOLESALE	CLEANING SUPPLIES	1132.10
BLAKEMAN PROPANE, INC	SUPPLIES	9.44
BLOCK, MONTE D	REFUND UTILITY DEPOSIT	23.64
BOOT BARN, INC	BIB OVERALLS	114.99
BORDER STATES INDUSTRIES INC	EQUIPMENT REPAIR	450.00
BRAGG PLUMBING AND HEATING INC	SERVICE CALL / REPAIRS	355.00
BRESNAN COMMUNICATIONS	INTERNET	325.00
BRUCO INC	CLEANING SUPPLIES	1130.36
C & C WELDING	BECK LAKE PUMP HOUSE / SUPPLIES	356.62
CANFIELD, SHANNON	RESTITUTION	100.00
CARPET HUT	FLOOR CLEANER - REC CENTER GYMS	111.06
CARQUEST AUTO PARTS	REPAIR PARTS	715.27
CAUDLE, SARA	TOBACCO COMPLIANCE CHECKS	160.00
CENTURY LINK	PHONE CHARGES	1864.81
CITY OF CODY	UTILITIES	10460.26
CITY OF CODY	PETTY CASH REIMBURSEMENT	112.20
CIVICPLUS	WEB SITE DESIGN PHASE	7973.00
CODY CAB	TIPSY TAXI VOUCHERS	329.00
CODY ENTERPRISE	ADVERTISING	4727.03
CODY OVERHEAD DOOR CO	BUILDING MAINTENANCE	486.25
CODY SEAMLESS SIDING, LLC	TRIM / GUTTER & DOWN SPOUTS	1428.00
CODY TREE SURGERY	TREE REMOVAL	3100.00
COPENHAVER KATH KITCHEN KOLPITCKE	LEGAL SERVICES	6091.67
CRUM ELECTRIC	SUPPLIES	896.41
CUSTOM DELIVERY SERVICE	SHIPPING	106.08
DANA KEPNER COMPANY	SOFTWARE / CHECK VALVES	968.46
DIVISION OF VICTIM'S SERVICES	CRIME VICTIM'S COMP - FEB 2012	788.95
DWF GROWER SUPPLY	GREENHOUSE REPAIRS / FLOWERS	963.17
EDWARDS, DONNA	REC CENTER REFUND	423.00
ENERGY WEST	UTILITIES - REC CENTER	11350.70
FARM PLAN CORPORATION	REPAIRS - PARK SWEEPER	244.27
FASTENAL COMPANY 01WYCDY	SUPPLIES	54.09
FOOD SERVICE OF AMERICA	SUPPLIES	599.98
FREMONT MOTOR CODY INC	WIRE ASSEMBLY	35.50
GARY'S RUBBER STAMP & SIGN	SUPPLIES	17.75
HD SUPPLY UTILITIES LTD	BLACKBURN PUD	3222.24
HEATH, JUSTIN	REIMBURSEMENT	7.00
HOLIDAY INN	CONTRACTOR'S BOARD MEETING	66.30

HOLIDAY INN CONVENTION CENTER	TRAINING	154.00
HOMAX OIL SALES, INC.	FUEL	17815.69
I STATE TRUCK CENTER	DIESEL EXHAUST FLUID	148.50
I. D. EDGE	RIBBON	104.00
ICMA	CONTRIBUTIONS	5282.86
INTERMOUNTAIN SALES	LOCATOR BATTERIES	512.90
JAMISON, CHARLES	UTILITY REFUND	79.85
K MART	SUPPLIES	6.97
K-B COMMERCIAL PRODUCTS	CLEANING SUPPLIES	47.93
KEEGAN & WINSLOW LAW FIRM	PROFESSIONAL FEES	192.72
KINCHELOE PLUMBING AND HEATING	SUPPLIES	13.93
LAFOLLETTE, TRISHA	RESTITUTION	125.00
LEGEND COMMUNICATIONS OF WY	ADVERTISING	173.40
LONG BUILDING TECH INC	REPAIRS	935.68
LYLE SIGNS INC	SIGN SUPPLIES	290.00
MC CUMBER LOCKSMITH SHOP	KEY	1.50
MCCONKEY COMPANY	REPAIR GREEN HOUSE	268.49
MEINECKE & SITZ	PROFESSIONAL FEES	376.57
MERCHANT JT&S	EDUCATION EXPENSE	550.00
MOTOR PARTS INC	REPAIR PARTS	604.00
MOUNTAIN WEST INC	SHIRTS / UNIFORMS	2103.96
NORCO, INC.	SUPPLIES	10.85
NORTHWEST COCA-COLA	CONCESSIONS	31.95
PAPA MURPHY'S	PIZZA FOR CONCESSIONS	220.00
PARK COUNTY	LEC CONTRACT MAINTENANCE	659.24
PARK COUNTY ANIMAL SHELTER	ANIMAL SERVICE CONTRACT / SHELTER FEES	7027.00
PARK COUNTY CIRCUIT COURT	PD CASE	262.00
PARK COUNTY CLERK	FILING FEE - TITLE	18.00
PARK COUNTY LANDFILL	LANDFILL CHARGES	52964.00
PARK COUNTY READY MIX	NEW RECYCLING BUILDING	377.96
PARK COUNTY SHERIFF	INCARCERATION - FEB 2012	2100.00
PARK SEED WHOLESALE, INC.	SEEDS FOR GREEN HOUSE	411.03
PAVEMENT MAINTENANCE INC	SNOW REMOVAL	385.00
PLINKINGTON FAMILY LTD PARTNERSHIP	UTILITY REFUND	54.45
POWELL TRIBUNE	ADVERTISING	625.60
PROVIDENT LIFE & ACCIDENT INS.	PREMIUMS	216.20
PRO-BUILD	NEW RECYCLING BUILDING	1461.38
PURCHASE ADVANTAGE CARD	PROGRAMS - REC CENTER	171.79
PURCHASE POWER	POSTAGE	2019.99
RDO EQUIPMENT	ENGINE REPAIRS	1306.15
RED EAGLE OIL COMPANY	KEROSENE	195.03
REINKER, ROMELL	UTILITY REFUND	172.62
ROCKY MOUNTAIN POWER	UTILITIES	1469.62
RUSSELL + MILLS STUDIOS	SHERIDAN AVE STREET SCAPE	9500.00
SANTOS, NANETTE	REFUND UTILITY DEPOSIT	3.00
SCHMEISER, JAIME	UTILITY REFUND	25.40
SCHNITZER - BILLINGS	RECYCLING CONTAINERS	577.82
SEARS	SUPPLIES	132.22
SHOSHONE MUNICIPAL PIPELINE	SMP WATER PURCHASE - FEB 2012	96226.48
SHOSHONE OFFICE SUPPLY	OFFICE SUPPLIES	559.08
SPORTSMITH	REPAIR FITNESS EQUIPMENT	248.07
STEWART'S MERCANTILE	RETIREMENT PARTY	50.00
STROUPE PEST CONTROL CO	PEST CONTROL	198.00
TARR, PEGGY	REFUND UTILITY DEPOSIT	3.26
THE UPS STORE	SHIPPING / SUPPLIES	26.02
TRIPLE L SALES	NORTH CODY PROJECT	14.86
UNITED OFFICE SUPPLY	SUPPLIES	124.85
UNUM LIFE INS - LTD	LONG TERM DISABILITY - PREMIUMS	2418.32
UNUM LIFE INS - LIFE	PREMIUMS	1363.60
US POSTMASTER	POSTAGE FOR UTILITY BILLING	3700.00
V-1 PROPANE	PROPANE	151.13

VERIZON	CELL PHONE SERVICE / WIRELESS DEVICES	1602.41
VISA	TRAVEL/MEETING EXPENSE / SUPPLIES	7728.98
WAL MART COMMUNITY BRC	SUPPLIES	1113.35
WALGREENS	RESTITUTION	40.00
WATCO POOLS	POOL CHEMICALS	331.13
WEBSTER MOTORS, INC	2 - 2012 POLICE IMPALAS / RETURN BID BOND	40597.20
WESCO DISTRIBUTION INC	BLACKBURN PUD	6739.39
WESTERN PATHOLOGY CONSULT	RANDOM TESTING	261.00
WESTERN UNITED ELECTRIC SUPPLY	NORTH CODY PROJECT	4795.24
WOMACK MACHINE SUPPLY CO.	INVENTORY	26.81
WOODWARD TRACTOR CO	N CODY PROJECT / SUPPLIES / REPAIRS	1616.07
WORKERS COMPENSATION DIV	CONTRIBUTIONS	18986.23
WY CHILD SUPPORT	CHILD SUPPORT	159.23
WYOMING DEPT OF TRANSPORTATION	SHERIDAN AVE PROJECT	119.39
WYOMING MUNICIPAL POWER AGENCY	POWER PURCHASE - FEB 2012	603099.54
WYOMING RETIREMENT SYSTEM	CONTRIBUTIONS	87144.03
WYOMING TECH TRANS CENTER	ASPHALT CLASS	90.00
YELLOWSTONE REGIONAL AIRPORT	MARCH FUNDING	15679.92
ZATKOS, ANN E	UTILITY REFUND	139.26
	TOTAL	1095323.25