

# City of Cody City Council

## AGENDA

Wednesday, January 2, 2019 – 7:00 p.m. (Pre-Meeting to begin at 6:45 p.m.)  
Meeting Place: City of Cody Council Chambers – 1338 Rumsey Avenue, Cody, WY

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Meeting Called to Order  
Pledge of Allegiance  
Moment of Silence  
Roll Call  
Agenda Review and Approval  
Mayor's Recognitions and Announcements

Oath of Office –New Council Members Diane Ballard, Justin Baily and Heidi Rasmussen  
(Cindy Baker, City Clerk)

Recognition – Outgoing Council Members Donny Anderson, Karen Ballinger, and Stan  
Wolz (Barry Cook, City Administrator)

### 1. Consent Calendar

All items under the consent calendar will be acted upon in one motion unless a Councilmember or member of the public requests that an individual item be taken up under Conduct of Business.

- a. Approval of Minutes: Regular Minutes from December 18, 2018.
- b. Approve Vouchers in the amount of \$18,912.08 (noting invoices associated with specific purpose tax project.
- c. Approve Vouchers in the amount of \$332,603.20.
- d. Authorize the Mayor to sign Amendment No. 1 to the Professional Services Agreement with T-O Engineers for the Beacon Hill Water Tank Project.
- e. Consider approval of the Official Community Appointments for 2019: Municipal Court Judge, C.E. Webster II; Alternate Municipal Court Judge, John Housel and Tom Keegan, Fire Marshall, Sam Wilde; and Fire Chief, Jim Shultz.
- f. Declare the Cody Enterprise as the City's Official publication per §15-1-110.
- g. Designate Big Horn Federal Bank, US Bank, Bank of the West, Pinnacle Bank, US Bank and Wells Fargo as the official depositories for the City of Cody for the calendar year 2019.
- h. Authorize Mayor Matt Hall or Council Member Landon Greer as Official Voting Delegate and alternate for the 2018 WAM Winter Workshop.
- i. Appoint Council Member Heidi Rasmussen to serve on the Yellowstone Regional Airport Board for a 3-year term (1/1/2019-12/31/2021).

- j. Appoint Council Member Diane Ballard to serve on the Park County Travel Council for a 3-year term (3/1/2019-2/28/2021).
  - k. Appoint Council Member Heidi Rasmussen to serve on the Contractor's Board for a 3-year term (1/1/2019-12/31/2021).
  - l. Appoint Council Member Justin Baily to serve on the Urban Systems Board for a 3-year term (1/1/2019-12/31/2021).
  - m. Appoint Council Member Diane Ballard to serve on the Shoshone Recreation Board for a 3-year term (1/1/2019-12/31/2021).
  - n. Appoint Council Member Jerry Fritz to on the Northwest Improvement Joint Powers Board for a 3-year term (1/1/2019-12/31/2021).
  - o. Appoint Council Member Diane Ballard to serve on the Yellowstone County Assistance Network (YCAN) for a 2-year term (5/1/2019-4/30/2021).
  - p. Appoint Council Member Diane Ballard to serve on the Park County Drug Court for a 2-year term (1/1/2019-12/31/2020).
  - q. Appoint City Staff, Eric Asay to the Cody Tree Board for a 2-year appointment (1/1/2019-12/31/2020).
  - r. Appoint City Staff, Phillip Bowman to the Urban Systems Board for a 3-year appointment (1/1/2019-12/31/2021).
  - s. Appoint the following to the Cody City Rabies Board for a 2-year term (1/1/2019-12/31/2020), Dr. Jamieson, Dr. Blessing, Chief Chuck Baker and Jennifer Morris.
  - t. Appoint Council Member(s) as Department Liaison's as follows:  
Police – Council Members Landon Greer & Justin Baily; Administrative Services – Council Member Glenn Nielson; Parks, Recreation & Public Facilities-Council Member Justin Baily; Public Works – Council Members Heidi Rasmussen & Jerry Fritz.
2. Public Comments: The City Council welcomes input from the public. In order for everyone to be heard, please limit your comments to five (5) minutes per person. The Guidelines for the Conduct of City Council Meetings do not allow action to be taken on public comments.
3. Public Hearing
4. Conduct of Business
- a. Sign Conflict of Interest disclosure of financial interest in depositories or firms where the City of Cody funds are invested, pursuant to §6-5-118(a) by the Mayor, Council Members, City Administrator and Administrative Services Officer.  
Staff Reference: Cindy Baker, Administrative Services Officer
5. Tabled Items
6. Matters from Staff Members

7. Matters from Council Members

8. Adjournment

**Upcoming Meetings:**

**January 8, 2018 – Tuesday – Work Session 4:15 p.m. -**

**January 15, 2018 – Tuesday – Regular Council Meeting 7:00 p.m.**

**January 25, 2018 – Friday – Leadership Summit 8:30 a.m. – 3:30 p.m.**

**February 5, 2019 – Tuesday - Regular Council Meeting 7:00 p.m.**

**City of Cody  
Council Proceedings  
Tuesday, December 18, 2018**

A regular meeting of the Cody City Council was held in the Council Chambers at City Hall in Cody, Wyoming on Tuesday, December 18, 2018 at 7:00 p.m.

Present: Mayor Matt Hall, Council Members Donny Anderson, Karen Ballinger, Jerry Fritz, Landon Greer, Glenn Nielson, and Stan Wolz, City Administrator, Barry Cook, City Attorney Scott Kolpitcke and Administrative Services Officer/Clerk Cindy Baker

Absent: None

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

Council Member Greer made a motion seconded by Council Member Fritz to approve the consent calendar as amended including approval of Regular Minutes - Regular Minutes from December 4, 2018; authorize Barry Cook, City Administrator to sign the retainage release document for the 2018 ADA Ramp Improvement project, with a release date of December 31 2018; authorize the Mayor to sign the Acknowledgement and Consent agreement to allow Copenhaver, Kath, Kitchen & Kolpitcke, LLC to represent both parties in the developing lease and easement agreements for the Beacon Hill Water Tank Project; approve vouchers and payroll in the amount of \$1,407,210.34. Vote was unanimous.

At 7:01 p.m. the Mayor entered into a Public Hearing to consider if it is in the public interest to consider a new restaurant liquor license for Triple C Cowboys Inc., dba Cody Cattle Company located at 1910 Demaris St. After calling for comments three times and there being none the public hearing was closed at 7:04 p.m.

Council Member Ballinger made a motion seconded by Council Member Nielson to approve a new restaurant liquor license to Triple C Cowboys Inc. dba Cody Cattle Company located at 1910 Demaris St to be effective January 10, 2019. Vote was unanimous.

Council Member Anderson made a motion seconded by Council Member Greer to approve a request to sponsor the 2019 Cody High School Graduation Party for the amount no to exceed \$830. If approved sponsoring funds from the Council's contingency fund account. Vote was unanimous.

Council Member Fritz made a motion seconded by Council Member Ballinger to appoint Sandi Fisher, Richard Jones and Klay Nelson to the Planning Zoning and Adjustment Board for a three-year term starting 1/1/2019 through 12/31/2021. Vote was unanimous.

Council Member Fritz made a motion seconded by Council Member Greer to appoint Stan Wolz to the Planning, Zoning and Adjustment Board due to a current member's vacancy for the remainder of said term for the period of 1/1/2019 through 12/31/2020. Vote was unanimous.

**RESOLUTION 2018- 14**

A RESOLUTION NOTIFYING THE WYOMING DEPARTMENT OF REVENUE AND PARK COUNTY TREASURER TO CEASE COLLECTION OF THE (1%) SPECIFIC PURPOSE EXCISE TAX MARCH 31<sup>ST</sup>, 2019. BASED ON PROJECTION ALL FUNDS REQUIRED WILL BE COLLECTED AT THAT TIME. THE ORIGINAL RESOLUTION 2016-14 WAS DATED AND APPROVED AUGUST 16, 2016. COLLECTED AT THAT TIME. THE ORIGINAL RESOLUTION 2016-14 WAS DATED AND APPROVED AUGUST

16, 2016. Council Member Anderson made a motion seconded by Council Member Ballinger to approve Resolution 2018-14. Vote was unanimous.

Meeting adjourned at 7:25 p.m.

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Mayor Matt Hall

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Cindy Baker, Clerk

Report Criteria:

Invoice.Detail.Input date = 12/26/2018  
Invoice.Batch = "1"

Secondary Name	Invoice	Description	Invoice Date	Total Cost
<b>MORRISON-MAIERLE INC (130985)</b>				
	185574	ADA RAMPS PHASE 1(2018)-ENGINEERING/CONST. SUPPORT	11/30/2018	17,882.08
	185575	ADA RAMPS PHASE 1(2018)-ENGINEERING SUPPORT	11/30/2018	1,030.00
Total :				18,912.08
Total MORRISON-MAIERLE INC (130985):				18,912.08
Grand Totals:				18,912.08

Report GL Period Summary

GL Period	Amount
12/18	18,912.08
Grand Totals:	18,912.08

Vendor number hash: 261970  
Vendor number hash - split: 261970  
Total number of invoices: 2  
Total number of transactions: 2

Terms Description	Invoice Amount	Discount Amount	Net Invoice Amount
Open Terms	18,912.08	.00	18,912.08
Grand Totals:	18,912.08	.00	18,912.08

Report Criteria:

Invoice.Detail.Input date = 12/26/2018  
Invoice.Batch = {NOT LIKE} "1"

Secondary Name	Invoice	Description	Invoice Date	Total Cost
<b>ANIXTER INC (130622)</b>				
	4058876-00	DISTRIBUTION SYSTEM MAINTENANCE	12/04/2018	725.28
Total :				725.28
Total ANIXTER INC (130622):				725.28
<b>BLAKE, AUBREY (131748)</b>				
	1990	REC CENTER REFUND	12/06/2018	45.00
Total :				45.00
Total BLAKE, AUBREY (131748):				45.00
<b>BLANKENSHIP QUALITY CONCRETE LLC (1320)</b>				
	1372	CONCRETE	12/10/2018	2,625.46
Total :				2,625.46
Total BLANKENSHIP QUALITY CONCRETE LLC (1320):				2,625.46
<b>BLUE CROSS BLUE SHIELD OF WYOMING (1360)</b>				
	181212458406	INSURANCE PREMUIM - JAN 2018	12/12/2018	139,429.61
Total :				139,429.61
Total BLUE CROSS BLUE SHIELD OF WYOMING (1360):				139,429.61
<b>BORDER STATES INDUSTRIES, INC (1420)</b>				
	916719285	F6/9/36S 3ph 4w c20 120-480v dmd	12/06/2018	1,592.32
	916768789	F12S 3ph 3w c200 120-240v dmd	12/13/2018	1,194.27
	916768789	F14/15/16S 3ph 4w c200 120-480v	12/13/2018	1,194.27
Total :				3,980.86
Total BORDER STATES INDUSTRIES, INC (1420):				3,980.86
<b>BRUCO, INC (1550)</b>				
	376371	CLEANING SUPPLIES	11/27/2018	59.18
Total :				59.18
Total BRUCO, INC (1550):				59.18
<b>CENTURY LINK (10091)</b>				
	121918	UTILITIES	12/19/2018	38.77
Total :				38.77
Total CENTURY LINK (10091):				38.77
<b>CHILDRESS, AIMEE (131753)</b>				
	12518	MOTOROLLA 2-WAY RADIO PALM MICROPHONES	12/05/2018	70.50

Secondary Name	Invoice	Description	Invoice Date	Total Cost
Total :				70.50
Total CHILDRESS, AIMEE (131753):				70.50
<b>CITY OF CODY (2260)</b>				
	123118	UTILITIES	12/31/2018	2,471.66
	123118	UTILITIES	12/31/2018	5,580.28
	123118	UTILITIES	12/31/2018	138.92
	123118	UTILITIES	12/31/2018	442.90
	123118	UTILITIES	12/31/2018	529.37
	123118	UTILITIES	12/31/2018	933.37
	123118	UTILITIES	12/31/2018	3,153.90
	123118	UTILITIES	12/31/2018	12,000.95
	123118	UTILITIES	12/31/2018	36.71
	123118	UTILITIES	12/31/2018	5,343.81
	123118	UTILITIES	12/31/2018	5,275.78
	123118	UTILITIES	12/31/2018	47.65
	123118	UTILITIES	12/31/2018	1,193.10
	123118	UTILITIES	12/31/2018	1,090.88
	123118	UTILITIES	12/31/2018	1,090.88
	123118	UTILITIES	12/31/2018	742.93
	123118	UTILITIES	12/31/2018	1,042.69
	123118	UTILITIES	12/31/2018	39.00
Total :				41,154.78
Total CITY OF CODY (2260):				41,154.78
<b>CLARK, RONALD W (131046)</b>				
TOWN TAXI	121818	TIPSY TAXI VOUCHERS	12/18/2018	217.00
TOWN TAXI	121918	REFUND CASH BOND mc-1810-048 RICKI MARTIN	12/19/2018	200.00
Total :				417.00
Total CLARK, RONALD W (131046):				417.00
<b>DEARBORN NATIONAL LIFE INSURANCE COMPANY (131563)</b>				
	110918	INSURANCE - DEC 2018	11/09/2018	364.08
	121118	INSURANCE - JAN 2019	12/11/2018	364.08
Total :				728.16
Total DEARBORN NATIONAL LIFE INSURANCE COMPANY (131563):				728.16
<b>DEBUFF, LISA (131751)</b>				
	2.1660.47	REFUND UTILITY DEPOSIT	12/14/2018	23.89
Total :				23.89
Total DEBUFF, LISA (131751):				23.89
<b>GERWATOWSKI, NANCY (131752)</b>				
	9.0740.13	REFUND UTILITY DEPOSIT	12/18/2018	27.83
Total :				27.83

Secondary Name	Invoice	Description	Invoice Date	Total Cost
Total GERWATOWSKI, NANCY (131752):				27.83
<b>HUBER, WESLEY L (123442)</b>				
EAGLE OF CODY PRINTING	121918	ENVELOPES	12/19/2018	123.00
EAGLE OF CODY PRINTING	121918	ENVELOPES	12/19/2018	123.00
EAGLE OF CODY PRINTING	121918	ENVELOPES	12/19/2018	50.00
Total :				296.00
Total HUBER, WESLEY L (123442):				296.00
<b>JERRY THEIL &amp; SONS (128809)</b>				
	15.0001.12	REFUND CREDIT BALANCE	12/11/2018	289.29
Total :				289.29
Total JERRY THEIL & SONS (128809):				289.29
<b>MUFLEH, FIRAS (131749)</b>				
	14.1900.24	REFUND UTILITY DEPOSIT	12/06/2018	27.42
Total :				27.42
Total MUFLEH, FIRAS (131749):				27.42
<b>O'DONNELL JR, STEVE (131155)</b>				
	3.2620.42	REFUND UTILITY DEPOSIT	12/10/2018	369.89
Total :				369.89
Total O'DONNELL JR, STEVE (131155):				369.89
<b>PARK COUNTY CIRCUIT COURT (128493)</b>				
	121218	CV-2016-0757	12/18/2018	312.59
Total :				312.59
Total PARK COUNTY CIRCUIT COURT (128493):				312.59
<b>PARK COUNTY LANDFILL (129053)</b>				
	113018	LANDFILL CHARGES - NOV 2018	11/30/2018	57,961.68
Total :				57,961.68
Total PARK COUNTY LANDFILL (129053):				57,961.68
<b>PARK COUNTY PUBLIC HEALTH (7720)</b>				
	1408	HEP B VACCINATION	12/12/2018	40.00
Total :				40.00
Total PARK COUNTY PUBLIC HEALTH (7720):				40.00
<b>PAVEMENT MAINTENANCE INC (7825)</b>				
	18-304	SNOW REMOVAL	11/07/2018	1,275.00
Total :				1,275.00

Secondary Name	Invoice	Description	Invoice Date	Total Cost
Total PAVEMENT MAINTENANCE INC (7825):				1,275.00
<b>ROCKY MOUNTAIN POWER (7570)</b>				
	121918	UTILITIES	12/19/2018	30.38
	121918	UTILITIES	12/19/2018	293.00
Total :				323.38
Total ROCKY MOUNTAIN POWER (7570):				323.38
<b>SABER PEST CONTROLL LLC (131183)</b>				
	E 109	PEST CONTROL - ELECTRIC	12/05/2018	80.00
	P121	PEST CONTROL - PUBLIC WORKS SH	12/05/2018	50.00
	P121	PEST CONTROL - PUBLIC WORKS SH	12/05/2018	25.00
	P121	PEST CONTROL - PUBLIC WORKS SH	12/05/2018	25.00
	R120	PEST CONTROL - RECYCLING/SANITATION	12/05/2018	60.00
	W120	PEST CONTROL - WASTEWATER DEPT	12/05/2018	50.00
Total :				290.00
Total SABER PEST CONTROLL LLC (131183):				290.00
<b>SHIVERS, LANE (131747)</b>				
	1991	REC CENTER REFUND	12/06/2018	202.00
Total :				202.00
Total SHIVERS, LANE (131747):				202.00
<b>SPRADLEY BARR MOTORS INC (129523)</b>				
	121018	PARKS PICK UP	12/10/2018	28,901.00
	121218	BID BOND RETURN - BID #2018-09	12/12/2018	1,445.05
Total :				30,346.05
Total SPRADLEY BARR MOTORS INC (129523):				30,346.05
<b>SYSTEMS GRAPHICS INC (129162)</b>				
ADVANCED INFO SYSTEMS	14592	OUTSOURCE BILLS	12/05/2018	17.94
ADVANCED INFO SYSTEMS	14592	OUTSOURCE BILLS	12/05/2018	51.58
ADVANCED INFO SYSTEMS	14592	OUTSOURCE BILLS	12/05/2018	47.10
ADVANCED INFO SYSTEMS	14592	OUTSOURCE BILLS	12/05/2018	47.10
ADVANCED INFO SYSTEMS	14592	OUTSOURCE BILLS	12/05/2018	60.56
ADVANCED INFO SYSTEMS	14607	OUTSOURCE BILLS	12/13/2018	32.97
ADVANCED INFO SYSTEMS	14607	OUTSOURCE BILLS	12/13/2018	94.79
ADVANCED INFO SYSTEMS	14607	OUTSOURCE BILLS	12/13/2018	86.55
ADVANCED INFO SYSTEMS	14607	OUTSOURCE BILLS	12/13/2018	86.55
ADVANCED INFO SYSTEMS	14607	OUTSOURCE BILLS	12/13/2018	111.28
Total :				636.42
Total SYSTEMS GRAPHICS INC (129162):				636.42
<b>THE OFFICE SHOP INC (7440)</b>				
	99523	COPIER CONTRACT - POLICE DEPARTMENT	12/10/2018	1,150.44
Total :				1,150.44

Secondary Name	Invoice	Description	Invoice Date	Total Cost
Total THE OFFICE SHOP INC (7440):				1,150.44
<b>T-O ENGINEERS INC (131708)</b>				
	171133-8387	BEACON HILL WATER TANK	12/11/2018	10,976.21
	171133-8387	BEACON HILL WATER TANK	12/11/2018	5,406.19
	180434-8366	WATER LINE DESIGN REVIEW	12/10/2018	550.00
	181124-8390	STREET INSPECTIONS FOR PCI	12/11/2018	573.75
Total :				17,506.15
Total T-O ENGINEERS INC (131708):				17,506.15
<b>TROYER, NIKOLAUS (131750)</b>				
	14.2620.41	REFUND UTILITY DEPOSIT	12/12/2018	119.07
Total :				119.07
Total TROYER, NIKOLAUS (131750):				119.07
<b>TWEEDS WHOLESALE CO (131506)</b>				
	367858	OFFICE SUPPLIES	11/14/2018	483.77
	369480	COPIER PAPER	12/12/2018	1,064.16
Total :				1,547.93
Total TWEEDS WHOLESALE CO (131506):				1,547.93
<b>US POSTMASTER (129112)</b>				
	12102018	2 MONTHS POSTAGE FOR UTILITY BILLING	12/10/2018	3,700.00
Total :				3,700.00
Total US POSTMASTER (129112):				3,700.00
<b>WESCO RECEIVABLES CORP (10480)</b>				
	259730	Pole, lex Std 2908-45808T4	11/30/2018	5,790.00
	260420	FREIGHT FOR STREET LIGHTS	12/03/2018	145.20
Total :				5,935.20
Total WESCO RECEIVABLES CORP (10480):				5,935.20
<b>WESTERN UNITED ELECTRIC SUPPLY (10605)</b>				
	4126278	SAFETY SUPPLIES	12/04/2018	211.50
	4126304	UNIFORM - SAFETY SUPPLIES	12/04/2018	309.58
	4126631	URD SUPPLIES	12/12/2018	297.26
Total :				818.34
Total WESTERN UNITED ELECTRIC SUPPLY (10605):				818.34
<b>WILDER ENTERPRISES (131754)</b>				
	BLD-0918-0031	REFUND ON OVERPYAMENT ON BLD-0918-0031	12/06/2018	22.10
Total :				22.10
Total WILDER ENTERPRISES (131754):				22.10

Secondary Name	Invoice	Description	Invoice Date	Total Cost
<b>WYOMING DEPARTMENT OF TRANSPORTATION (130279)</b>				
WYDOT FINANCIAL SERVICES	105351	COUGAR AVE PROJECT	12/03/2018	289.68
Total :				289.68
Total WYOMING DEPARTMENT OF TRANSPORTATION (130279):				289.68
<b>WYOMING DEPARTMENT OF WORKFORCE SERVICES (10670)</b>				
WORKERS COMPENSATION DIV	113018	CONTRIBUTIONS	12/18/2018	15,721.04
WORKERS COMPENSATION DIV	113018	VOLUNTEERS PD	12/18/2018	20.14
WORKERS COMPENSATION DIV	113018	VOLUNTEERS REC	12/18/2018	151.07
Total :				15,892.25
Total WYOMING DEPARTMENT OF WORKFORCE SERVICES (10670):				15,892.25
<b>ZIVARO INC (131755)</b>				
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	58.89
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	58.89
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	58.89
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	58.89
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	78.52
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	117.78
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043736	EVAULT CLOUD DATA STORAGE	11/28/2018	255.19
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	255.19
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	255.19
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	58.89
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	58.89
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	58.89
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	58.89
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	78.52
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	117.78
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	255.19
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	255.19
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	255.19
	IS043741	EVAULT CLOUD DATA STORAGE	12/20/2018	255.19
Total :				3,926.00
Total ZIVARO INC (131755):				3,926.00
Grand Totals:				332,603.20

Report GL Period Summary

GL Period	Amount
12/18	332,603.20
Grand Totals:	332,603.20

Vendor number hash: 4687356

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Terms Description	Invoice Amount	Discount Amount	Net Invoice Amount
Vendor number hash - split:	9328970		
Total number of invoices:	52		
Total number of transactions:	108		

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Terms Description	Invoice Amount	Discount Amount	Net Invoice Amount
Open Terms	332,603.20	.00	332,603.20
Grand Totals:	<u>332,603.20</u>	<u>.00</u>	<u>332,603.20</u>

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Report Criteria:

Invoice.Detail.Input date = 12/26/2018  
Invoice.Batch = {NOT LIKE} "1"

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MEETING DATE: 01/02/2019

DEPARTMENT: PUBLIC WORKS

PREPARED BY: PHILLIP BOWMAN

PRESENTED BY: PHILLIP BOWMAN

## **AGENDA ITEM SUMMARY REPORT**

### **Amendment No. 1 for the Professional Services Agreement with T-O Engineers - Beacon Hill Water Tank Project**

#### **ACTION TO BE TAKEN:**

Authorize the Mayor to sign Amendment No. 1 to the Professional Services Agreement with T-O Engineers for the Beacon Hill Water Tank Project.

#### **SUMMARY OF INFORMATION:**

The City of Cody has a Professional Services Agreement in place with T-O Engineers for the planning, design, and construction administration of the Beacon Hill Water Tank project. During the course of the Final Design Phase of the project, it was identified during coordination and review of the project with Federal Aviation Administration (FAA) staff that a Cultural Resource Survey would be needed to attain environmental clearances and FAA approvals necessary for the project. T-O Engineers solicited proposals from two (2) sub-consultant firms that could complete the survey in the time frame needed and selected the firm to perform the work based on the proposals received.

The Beacon Hill Water Tank Project is partially funded by a grant agreement with the Wyoming Water Development Commission (WWDC). A requirement of the grant agreement is that Wyoming Water Development Office (WWDO) staff must review and concur with any design contract revisions. The review and concurrence with Amendment No. 1 was provided by WWDO staff via email on December 3, 2018, and the additional cost will be eligible for grant funding at the same proportion as the original contract amount.

#### **FISCAL IMPACT**

The Professional Services Agreement with T-O Engineers had an Original Contract Amount of \$374,000. Amendment No. 1 will increase the Final Design Phase budget by \$5,400, bringing the Revised Contract Amount to \$379,400. The overall project design budget has been previously approved with the FY2018-2019 Budget, and this amendment will not adversely affect the project budget.

#### **ATTACHMENTS**

1. Amendment No. 1 to Standard Form Agreement Between Owner and Engineer for Professional Services (with Exhibit 1, Exhibit C, and Exhibit G)
2. Email from WWDO staff dated December 3, 2018

#### **AGENDA & SUMMARY REPORT TO:**

None

**AGENDA ITEM NO. \_\_\_\_\_**

## AMENDMENT NO. 1

To Standard Form of Agreement Between Owner and Engineer  
for Professional Services

This Amendment No. 1 is made as of \_\_\_\_\_, \_\_\_\_\_ by and between the City of Cody ("OWNER"), and T-O Engineers ("ENGINEER") and forms a part of that certain Standard Form of Agreement between OWNER and ENGINEER with respect to engineering services dated as of July 21, 2017 (the "AGREEMENT").

WHEREAS, the AGREEMENT is intended for the Design and Construction services for the Beacon Hill Water Storage Tank, SMP Connection, and Water Main Extension Project.

WHEREAS, the Class III Cultural Resource Survey for the Beacon Hill Water Storage Tank, SMP Connection, and Water Main Extension Project is needed and

WHEREAS, OWNER and ENGINEER wish to amend the Agreement to accommodate the above conditions and to incorporate other mutually acceptable changes,

NOW, THEREFORE, OWNER and ENGINEER hereby agree that the Agreement is hereby amended as follows:

- A. Exhibit A, "ENGINEER's Services," – See attached Exhibit 1  
Appendix 1 to Exhibit A, – Not used
- B. Exhibit B, "OWNER's Responsibilities," – No change from AGREEMENT
- C. Exhibit C, "Payments to Engineer for Services and Reimbursable Expenses," – Consisting of 4 pages  
Appendix 1 to Exhibit C, – No change from AGREEMENT  
Appendix 2 to Exhibit C, – No change from AGREEMENT
- D. Exhibit D, "Duties, Responsibilities and Limitations of Authority of Resident Project Representative," – No change from AGREEMENT
- E. Exhibit E, "Notice of Acceptability of Work," – Not used
- F. Exhibit F, "Construction Cost Limit," – Not used
- G. Exhibit G, "Insurance," – Consisting of 2 pages
- H. Exhibit H, "Dispute Resolution" – No change from AGREEMENT
- I. Exhibit I, "Allocation of Risk" – Not used
- J. Exhibit J, "Special Provisions," – No change from AGREEMENT

All provisions of the AGREEMENT except those which are explicitly changed above by this Amendment No. 1 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to be effective as of the date first above written.

OWNER: City of Cody, Wyoming

ENGINEER: T-O Engineers

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Attest: \_\_\_\_\_

Attest: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

**EXHIBIT 1**

**City of Cody**  
**Beacon Hill Water Storage Tank, SMP**  
**Connection, & Water Main Extension Project**



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**EXHIBIT 1 to Amendment No. 1**

Exhibit A is modified as follows:

Add Section 4.4.1

After receiving comments from the FAA on the draft submission of the FAA required Categorical Exclusion Form (CatEx), the FAA is requiring a Class III Cultural Resource Survey be completed on the project areas. The cultural resource survey will be used by the FAA to obtain clearance from the Wyoming State Historic Preservation Office (WY SHPO).

The FAA CatEx and cultural resource survey are required because this project is located on property that the City and Yellowstone Regional Airport has received previous FAA grants. The FAA grant assurances require this environmental work.

Exhibit C is modified as follows:

Remove Exhibit C in its entirety and replace with the attached Exhibit C (Amendment No. 1).

Note: The revisions to Exhibit C include:

1. Section C2.01.A.1 – Compensation for Basic Services  
Change amount from \$374,000.00 to \$379,400.00. The increase is for the Cultural Resource Survey.
2. C2.06A – Total Compensation  
Revised table to include \$5,400.00 in Section 4.0 and total contract amount.

**EXHIBIT C**  
**(AMENDMENT No. 1)**  
PAYMENTS TO ENGINEER FOR SERVICES  
AND REIMBURSABLE EXPENSES

This is **EXHIBIT C**, consisting of 4 pages, referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated July 21, 2017.

## **Payments to Engineer for Services and Reimbursable Expenses**

### **Basic Services – Standard Hourly Rates Method of Payment**

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Article 2 of the Agreement is supplemented to include the following agreement of the parties:

#### **ARTICLE 2 – OWNER’S RESPONSIBILITIES**

##### *C2.01 Compensation For Basic Services (other than Resident Project Representative) – Standard Hourly Rates Method of Payment*

- A. Owner shall pay Engineer for Basic Services set forth in Paragraphs 1.0, 2.0, 3.0, 4.0, 5.0, 6.0, 7.0, 8.0, 9.0, 10.0 of Part 1 of Exhibit A by Standard Hourly Rates Method as follows:
1. An estimated amount of \$379,400.00.
  2. An amount equal to the cumulative hours charged to the Project by each class of Engineer’s personnel times Standard Hourly Rates for each applicable billing class for all services performed on the Project, plus Reimbursable Expenses and Engineer’s Consultants' charges, if any.
  3. The Standard Hourly Rates charged by Engineer constitute full and complete compensation for Engineer’s services, including labor costs, overhead, and profit; the Standard Hourly Rates do not include Reimbursable Expenses or Engineer’s Consultants’ charges.
  4. Engineer’s Reimbursable Expenses Schedule and Standard Hourly Rates are attached to this Exhibit C as Appendices 1 and 2.
  5. Engineer may alter the distribution of compensation between individual phases of the work noted herein to be consistent with services actually rendered, but shall not exceed the total estimated compensation amount unless approved in writing by Owner. See also C2.03.C.2 below.
  6. The total estimated compensation for Engineer’s services included in the breakdown by phases as noted in Paragraph C2.01.A.3 incorporates all labor, overhead, profit, Reimbursable Expenses, and Engineer’s Consultants' charges.
  7. The amounts billed for Engineer’s services under Paragraph C2.01 will be based on the cumulative hours charged to the Project during the billing period by each class of Engineer’s employees times Standard Hourly Rates for each applicable billing class, plus Reimbursable Expenses and Engineer’s Consultants' charges.
  8. The Standard Hourly Rates and Reimbursable Expenses Schedule will be adjusted annually (as of the date of this agreement) to reflect equitable changes in the compensation payable to Engineer.

##### *C2.02 Compensation For Reimbursable Expenses*

- A. Owner shall pay Engineer for all Reimbursable Expenses at the rates set forth in Appendix 1 to this Exhibit C.
- B. Reimbursable Expenses include the expenses identified in Appendix 1 and the following: transportation (including mileage), lodging, and subsistence incidental thereto; providing and maintaining field office facilities including furnishings and utilities; toll telephone calls, mobile phone charges, and courier

charges; reproduction of reports, Drawings, Specifications, bidding-related or other procurement documents, Construction Contract Documents, and similar Project-related items; and Consultants' charges. In addition, if authorized in advance by Owner, Reimbursable Expenses will also include expenses incurred for the use of highly specialized equipment.

- C. The amounts payable to Engineer for Reimbursable Expenses will be the Project-related internal expenses actually incurred or allocated by Engineer, plus all invoiced external Reimbursable Expenses allocable to the Project, the latter multiplied by a factor of 1.0.

**C2.03** *Other Provisions Concerning Payment*

- A. Whenever Engineer is entitled to compensation for the charges of Engineer's Consultants, those charges shall be the amounts billed by Engineer's Consultants to Engineer times a factor of 1.15.
- B. *Factors:* The external Reimbursable Expenses and Engineer's Consultants' factors include Engineer's overhead and profit associated with Engineer's responsibility for the administration of such services and costs.
- C. *Estimated Compensation Amounts:*
  - 1. Engineer's estimate of the amounts that will become payable for specified services are only estimates for planning purposes, are not binding on the parties, and are not the minimum or maximum amounts payable to Engineer under the Agreement.
  - 2. When estimated compensation amounts have been stated herein and it subsequently becomes apparent to Engineer that the total compensation amount thus estimated will be exceeded, Engineer shall give Owner written notice thereof, allowing Owner to consider its options, including suspension or termination of Engineer's services for Owner's convenience. Upon notice, Owner and Engineer promptly shall review the matter of services remaining to be performed and compensation for such services. Owner shall either exercise its right to suspend or terminate Engineer's services for Owner's convenience, agree to such compensation exceeding said estimated amount, or agree to a reduction in the remaining services to be rendered by Engineer, so that total compensation for such services will not exceed said estimated amount when such services are completed. If Owner decides not to suspend the Engineer's services during the negotiations and Engineer exceeds the estimated amount before Owner and Engineer have agreed to an increase in the compensation due Engineer or a reduction in the remaining services, then Engineer shall be paid for all services rendered hereunder.
- D. To the extent necessary to verify Engineer's charges and upon Owner's timely request, Engineer shall make copies of such records available to Owner at cost.

**C2.04** *Compensation for Resident Project Representative Basic Services – Standard Hourly Rates Method of Payment – Not used.*

**C2.05** *Compensation for Additional Services – Standard Hourly Rates Method of Payment*

- A. Owner shall pay Engineer for Additional Services, if any, as follows:
  - 1. *General:* For services of Engineer's personnel engaged directly on the Project pursuant to Exhibit A, except for services as a consultant or witness, (which if needed shall be separately negotiated based on the nature of the required consultation or testimony) an amount equal to the cumulative hours charged to the Project by each class of Engineer's personnel times Standard Hourly Rates for each applicable billing class for all Additional Services performed on the Project, plus related Reimbursable Expenses and Engineer's Consultant's charges, if any.

B. *Compensation For Reimbursable Expenses:*

1. For those Reimbursable Expenses that are not accounted for in the compensation for Basic Services under Paragraph C2.01 and are directly related to the provision of Additional Services, Owner shall pay Engineer at the rates set forth in Appendix 1 to this Exhibit C.
2. Reimbursable Expenses include the expenses identified in Appendix 1 and the following categories: transportation (including mileage), lodging, and subsistence incidental thereto; providing and maintaining field office facilities including furnishings and utilities; toll telephone calls, mobile phone charges, and courier charges; reproduction of reports, Drawings, Specifications, bidding-related or other procurement documents, Construction Contract Documents, and similar Project-related items; and Consultants' charges. In addition, if authorized in advance by Owner, Reimbursable Expenses will also include expenses incurred for the use of highly specialized equipment.
3. The amounts payable to Engineer for Reimbursable Expenses, if any, will be the Additional Services-related internal expenses actually incurred or allocated by Engineer, plus all invoiced external Reimbursable Expenses allocable to such Additional Services, the latter multiplied by a factor of 1.0.
4. The Reimbursable Expenses Schedule will be adjusted annually (as of the date of this agreement) to reflect equitable changes in the compensation payable to Engineer.

C. *Other Provisions Concerning Payment for Additional Services:*

1. Whenever Engineer is entitled to compensation for the charges of Engineer's Consultants, those charges shall be the amounts billed by Engineer's Consultants to Engineer times a factor of 1.15.
2. *Factors:* The external Reimbursable Expenses and Engineer's Consultant's Factors include Engineer's overhead and profit associated with Engineer's responsibility for the administration of such services and costs.
3. To the extent necessary to verify Engineer's charges and upon Owner's timely request, Engineer shall make copies of such records available to Owner.

C2.06 Summary of Consultant's Compensation

A. Total Compensation

Description of Service		Original Contract Amount	Addendum A	Revised Contract Amount	Difference	Basis of Compensation
1.0	Preliminary Design Phase	\$25,000.00		\$25,000.00	\$0.00	Hourly Rates
2.0	Conceptual Design Phase	\$80,000.00		\$80,000.00	\$0.00	Hourly Rates
3.0	Community Involvement Phase	\$7,500.00		\$7,500.00	\$0.00	Hourly Rates
4.0	Final Design Phase	\$90,000.00	\$5,400.00	\$95,400.00	\$5,400.00	Hourly Rates
5.0	Bidding Phase	\$7,500.00		\$7,500.00	\$0.00	Hourly Rates
6.0	Construction Administration	\$45,000.00		\$45,000.00	\$0.00	Hourly Rates
7.0	Construction Inspection	\$75,000.00		\$75,000.00	\$0.00	Hourly Rates
8.0	Construction Surveying	\$15,000.00		\$15,000.00	\$0.00	Hourly Rates
9.0	Project Closeout	\$10,000.00		\$10,000.00	\$0.00	Hourly Rates
10.0	Land Acquisition Support	\$19,000.00		\$19,000.00	\$0.00	Hourly Rates
<b>TOTAL COMPENSATION</b>		<b>\$374,000.00</b>	<b>\$5,400.00</b>	<b>\$379,400.00</b>	<b>\$5,400.00</b>	

**EXHIBIT G**  
**(AMENDMENT No. 1)**  
INSURANCE

## Insurance

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Paragraph 6.05 of the Agreement is supplemented to include the following agreement of the parties:

### G6.05 Insurance

A. The limits of liability for the insurance required by Paragraph 6.05.A and 6.05.B of the Agreement are as follows:

1. By Engineer:

a. Workers' Compensation / Employers' Liability --

1) Each Accident:	\$500,000.00
2) Disease, Policy Limit:	\$500,000.00
3) Disease, Each Employee:	\$500,000.00

b. General Liability --

1) Each Occurrence (Bodily Injury and Property Damage):	\$1,000,000.00
2) General Aggregate:	\$2,000,000.00

c. Excess or Umbrella Liability --

1) Per Occurrence:	\$4,000,000.00
2) General Aggregate:	\$4,000,000.00

d. Automobile Liability --Combined Single Limit (Bodily Injury and Property Damage):

1) Combined Single Limit:	
a) Each Accident	\$1,000,000.00

e. Professional Liability --

1) Limit	\$5,000,000.00
----------	----------------

f. Other (specify): \$\_\_\_\_\_

2. By Owner:

a. Workers' Compensation: Statutory

b. Employer's Liability --

1) Bodily injury, Each Accident	See Certificates
2) Bodily injury by Disease, Each Employee	See Certificates
3) Bodily injury/Disease, Aggregate	See Certificates

c. General Liability --

- 1) General Aggregate: \$ \_\_\_\_\_
- 2) Each Occurrence (Bodily Injury and Property Damage): \$ \_\_\_\_\_

d. Excess Umbrella Liability

- 1) Per Occurrence: \$ \_\_\_\_\_
- 2) General Aggregate: \$ \_\_\_\_\_

e. Automobile Liability – Combined Single Limit (Bodily Injury and Property Damage):

\$ \_\_\_\_\_

f. Other (specify):

\$ \_\_\_\_\_

B. *Additional Insureds:*

- 1. The following individuals or entities are to be listed on Owner’s general liability policies of insurance as additional insureds:

- a. T-O Engineers  
Engineer

- b. \_\_\_\_\_  
Engineer’s Consultant

- c. \_\_\_\_\_  
Engineer’s Consultant

- d. \_\_\_\_\_  
[other]

- 2. During the term of this Agreement the Engineer shall notify Owner of any other Consultant to be listed as an additional insured on Owner’s general liability policies of insurance.
- 3. The Owner shall be listed on Engineer’s general liability policy as provided in Paragraph 6.05.A.

Phillip Bowman <[pbowman@cityofcody.com](mailto:pbowman@cityofcody.com)>

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**Re: T-O Engineers Amendment #1 for Water Tank Contract**

1 message

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**Keenan Hendon** <[keenan.hendon@wyo.gov](mailto:keenan.hendon@wyo.gov)>  
To: [pbowman@cityofcody.com](mailto:pbowman@cityofcody.com)

Mon, Dec 3, 2018 at 9:27 AM

Phillip -

I am fine with the City proceeding with the proposed contract amendment of \$5,400.

Best,

Keenan Hendon, P.E.  
Wyoming Water Development Office  
[6920 Yellowtail Road](#)  
[Cheyenne, WY 82002](#)

p 307.777.7626

[keenan.hendon@wyo.gov](mailto:keenan.hendon@wyo.gov)On Thu, Nov 29, 2018 at 5:24 PM Phillip Bowman <[pbowman@cityofcody.com](mailto:pbowman@cityofcody.com)> wrote:

Hello Keenan,

Thank you for spending a few minutes to discuss the Cody Water Tank project with me today. Attached is the proposed Change Order with the scope of work and fee estimate presented by Jeremy at T-O Engineers for the cultural resources survey.

I would like to schedule this for City of Cody approval at the Regular City Council Meeting on Tuesday, December 18. The deadline for submittal of my staff report and back up documentation is COB on Wednesday, December 12. If you can provide your concurrence on the acceptability of this Change Order on or prior to 12/12, I would greatly appreciate it.

Jeremy and I are working together to complete the final design package including plans and specifications for submittal to DEQ in the early to mid December time frame. Jeremy has indicated that DEQ is generally not concerned with the front end documents (such as contract language, bid docs, and the like), and will focus their review on the plans and specs only. Our project schedule is for T-O to finalize the bid documents shortly after the submittal of plans and specs to DEQ, so I would anticipate that around mid to late December we will have a full package for your review (to include plans, specs, construction estimate, and all contract documents).

If you have any concerns with what I have outlined above, please let me know. I appreciate your continued efforts and assistance on this project, and look forward to receiving your concurrence on the acceptability of the T-O Change Order for the cultural resources survey work.

Please do not hesitate to call or email if we need to discuss anything further. Thanks in advance.

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**PHILLIP M. BOWMAN, P.E., CFM**  
Public Works Director | [City of Cody](#)  
[pbowman@cityofcody.com](mailto:pbowman@cityofcody.com) | (307) 527-3481



**CITY OF CODY**  
*Public Works*

MEETING DATE: JANUARY 2, 2019  
DEPARTMENT: ADMINISTRATIVE SERVICES  
PREPARED BY: LESLIE BRUMAGE, FINANCE  
OFFICER  
DEPT. DIR. APPROVAL: \_\_\_\_\_  
CITY ADM. APPROVAL: \_\_\_\_\_

## **AGENDA ITEM SUMMARY REPORT**

### **Official Bank Depository Applications**

#### **ACTION TO BE TAKEN:**

Designate Big Horn Federal Bank, US Bank, Bank of the West, Pinnacle Bank, and Wells Fargo Bank as official depositories for the City of Cody for the calendar year 2019 pursuant to Wyoming State Statute 9-4-817.

#### **SUMMARY OF INFORMATION:**

The City of Cody has received depository applications from the following banks for the 2019 calendar year: Big Horn Federal Bank, US Bank, bank of the West, Pinnacle Bank, US Bank, and Wells Fargo Bank. The City may only deposit funds into banks that have been approved as depositories by the City Council. This requirement does not apply to investments. By being declared an official depository, banks have the opportunity to bid on any banking services and products the City may propose during the year.

Per Wyoming State Statute 9-4-806, every bank designated as a depository for funds of the state of Wyoming or any political subdivision thereof, within thirty (30) days following the designation by the state board of deposits or proper governing board, shall furnish to the treasurer of the state of Wyoming or treasurer of the appropriate political subdivision, a certified copy of the resolution adopted by its board of directors.

#### **FISCAL IMPACT**

None

#### **ALTERNATIVES**

At its discretion, the City Council may approve or deny any or all of the depository applications.

#### **ATTACHMENTS**

1. Depository Applications

#### **AGENDA & SUMMARY REPORT TO:**

1. None

**AGENDA ITEM NO. \_\_\_\_\_**



APPLICATION FOR DEPOSIT OF PUBLIC FUNDS

Pinnacle Bank- Wyoming  
For Calendar Year 2018-2019

October 16, 2018

City of Cody  
P O Box 2200  
Cody WY 82414

To Whom It May Concern:

Pursuant to the requirement of W.S. 9-4-818, formal application is made by Pinnacle Bank-Wyoming, a corporation organized and existing under the laws of Wyoming and having its office and principal place of business in the City of Cody, in the County of Park, in the State of Wyoming, to be designated a depository for public funds. Pinnacle Bank-Wyoming agrees to furnish the securities as provided for in Section 9-4-821 to cover public funds as may be deposited by City of Cody, Cody, WY.

Furthermore, Pinnacle Bank-Wyoming agrees to comply with W.S. 9-4-806.

By order of the Board of Directors  
Pinnacle Bank- Wyoming

A handwritten signature in cursive script, appearing to read "Marlane Borger", written over a horizontal line.

Marlane Borger  
Quality Control Officer, Pinnacle Bank Wyoming  
Direct Line 307-532-4600 ext. 110



MEMBER FDIC

PINNACLE BANK - WYOMING  
PUBLIC FUNDS DEPOSITORS  
EXHIBIT "A"  
2018-2019

Branches - Cody, Powell, Worland, Thermopolis, Torrington,  
Mitchell, Newcastle, Moorcroft, Gillette, Cheyenne

ANGEL DRAW DRAINAGE DISTRICT  
ARNOLD DRAINAGE DISTRICT  
BIG HORN REGIONAL JOINT POWERS BOARD  
BLUFF IRRIGATION DISTRICT  
BUFFALO BILL DAM AND VISITORS CENTER  
CAMBRIA IMPROVEMENT AND SERVICE DISTRICT  
CANYON IMPROVEMENT DISTRICT  
CIRCUIT COURT OF GOSHEN COUNTY  
CITY OF GILLETTE/GW CONSTRUCTION LLC  
CITY OF MITCHELL  
CITY OF NEWCASTLE  
CITY OF TORRINGTON  
CITY OF WORLAND  
CLERK OF DISTRICT COURT - THERMOPOLIS  
CLOUD PEAK COUNSELING CENTER  
CODY CANAL IRRIGATION DISTRICT  
CODY CONSERVATION DISTRICT  
COMMUNITY JOINT CENTER POWER BOARD  
COTTONWOOD GRASS CREEK WATERSHED IMPROVEMENT DIST.  
CROOK COUNTY MEDICAL SERVICES DISTRICT  
CROOK COUNTY SCHOOL DISTRICT #1  
CROOK COUNTY TREASURER  
CROWN HILL CEMETERY DISTRICT 1  
EASTERN WYOMING COLLEGE  
FIRE PROTECTION DISTRICT #1  
GOSHEN CARE CENTER BOARD  
GOSHEN COUNTY CLERK  
GOSHEN COUNTY FIRE SERVICE  
GOSHEN COUNTY LIBRARY  
GOSHEN COUNTY SENIOR FRIENDSHIP CENTER  
GOSHEN COUNTY TOURISM  
GOSHEN COUNTY TREASURER  
GOSHEN COUNTY WEED AND PEST  
GOTTSCHKE REHABILITATION CENTER  
H S CO. LODGING TAX BOARD  
HANOVER IRRIGATION DISTRICT  
HAWK SPRINGS FIRE DEPARTMENT  
HAWK SPRINGS FIRE PROTECTION  
HAWK SPRINGS RESCUE UNIT  
HEART MOUNTAIN IRRIGATION  
HIGHLAND HANOVER IRRIGATION  
HOT SPRINGS CONSERVATION DISTRICT  
HOT SPRINGS COUNTY CLERK  
HOT SPRINGS COUNTY FAIR BOARD  
HOT SPRINGS COUNTY HOSPITAL DISTRICT  
HOT SPRINGS COUNTY LIBRARY  
HOT SPRINGS COUNTY LIBRARY FOUNDATION  
HOT SPRINGS COUNTY RECREATION DISTRICT  
HOT SPRINGS COUNTY TREASURER  
HOT SPRINGS COUNTY WEED & PEST  
HOT SPRINGS EARLY CHILDHOOD BOCES  
HOT SPRINGS STATE PARK  
HSC CEMETERY DIST  
HSC MUSEUM AND CULTURAL CENTER  
HSC PREDATOR MANAGEMENT DISTRICT  
HUNTLY FIRE PROTECTION  
JAY EM FIRE PROTECTION DISTRICT  
KEYHOLE STATE PARK  
KIRBY DITCH IRRIGATION DISTRICT  
LAGRANGE FIRE PROTECTION DISTRICT  
LAGRANGE VOLUNTEER FIRE DEPARTMENT  
LARAMIE COUNTY COMMUNITY COLLEGE  
LARAMIE COUNTY FIRE DISTRICT #1  
LARAMIE COUNTY FIRE DISTRICT #10  
LUCERNE PUMPING PLANT CANAL CO.  
MALLO CAMP, NEWCASTLE  
MEETEETSE CEMETERY DISTRICT  
MEETEETSE CONSERVATION DISTRICT  
MEETEETSE FIRE DISTRICT #3

MITCHELL RURAL FIRE DEPARTMENT  
MITCHELL DRAINAGE DISTRICT  
MITCHELL IRRIGATION DISTRICT  
MITCHELL SCHOOL DISTRICT #31  
NORTH PLATTE VALLEY CONSERVATION DISTRICT  
NORTHWEST RURAL WATER DISTRICT  
NORTHWEST WYOMING BOARD OF COOPERATIVE SERVICES  
OFFICE OF THE SHERIFF-HOT SPRINGS  
PARK COUNTY SCHOOL DISTRICT #6  
PARK COUNTY SHERIFF'S DEPT.  
PARK COUNTY TRAVEL COUNCIL  
PARK COUNTY TREASURER  
PATHFINDER IRRIGATION DISTRICT  
RIVERSIDE CEMETERY DISTRICT  
ROOSEVELT PUBLIC POWER DISTRICT  
SCOTT'S BLUFF COUNTY AGRICULTURE SOCIETY  
SHOSHONE IRRIGATION DISTRICT  
SOUTH CHEYENNE WATER & SEWER  
SOUTH GOSHEN CONSERVATION DISTRICT  
SOUTH THERMOPOLIS WATER DISTRICT  
SOUTH TORRINGTON PARK PROJECT  
SOUTH TORRINGTON WATER  
STATE OF WYOMING  
SUNSET RANCH WATER DISTRICT  
THERMOPOLIS HSC ECONOMIC DEVELOPMENT CO.  
TORRINGTON FIRE PROTECTION DISTRICT  
TORRINGTON IRRIGATION DISTRICT  
TORRINGTON MUNICIPAL COURT  
TOWN OF EAST THERMOPOLIS  
TOWN OF KIRBY  
TOWN OF MOORCROFT  
TOWN OF PINE HAVEN  
TOWN OF THERMOPOLIS  
TOWN OF YODER  
UPPER BLUFF IRRIGATION DISTRICT  
VETERAN FIRE PROTECTION  
WASHAKIE CO CONSERVATION DISTRICT  
WASHAKIE COUNTY FARM BUREAU  
WASHAKIE COUNTY LIBRARY  
WASHAKIE COUNTY TREASURER  
WASHAKIE COUNTY WEED & PEST CONTROL DISTRICT  
WASHAKIE MEDICAL CENTER BOARD  
WASHAKIE RURAL IMPROVEMENT  
WASHAKIE SCHOOL DISTRICT #1  
WESTON COUNTY FIRE PROTECTION DISTRICT  
WASHAKIE SCHOOL DISTRICT #2  
WEST HIGHWAY WATER & SEWER DISTRICT  
WEST PARK HOSPITAL DISTRICT  
WESTERN COMM COLLEGE AREA  
WESTON COUNTY HEALTH SERVICES  
WESTON COUNTY MANOR  
WESTON COUNTY NATURAL RESOURCE DISTRICT  
WESTON COUNTY SCHOOL DISTRICT #1  
WESTON COUNTY SHERIFF  
WESTON COUNTY TRAVEL  
WORLAND BENCH DRAINAGE  
WORLAND POLICE DEPARTMENT  
WY DEPT. OF ENVIRONMENTAL QUALITY LQD/  
WY DEPT OF REVENUE  
WY OFFICE OF STATE LANDS & INVESTMENTS/  
WY OIL AND GAS CONSERVATION COMMISSION  
WYOMING BOYS SCHOOL  
WYOMING DEPT OF CORRECTIONS  
WYOMING PIONEER HOME  
WYOMING STATE TREASURER  
WYRULEC CO  
YELLOWSTONE REGIONAL AIRPORT  
YODER FIRE PROTECTION DISTRICT



CERTIFIED COPY OF RESOLUTION OF Pinnacle Bank-Wyoming concerning the pledging of collateral security for deposit of public funds.

WHEREAS, it is necessary for Pinnacle Bank–Wyoming, to properly secure City of Cody, Wyoming and all public entities within the State, including, but not limited to, those listed in the attached Exhibit “A”, for all monies deposited in said bank by the Treasurer of Park County, WY and other public entities hereinafter called the Treasurer.

WHEREAS, no deposit will be made in said bank by said Treasurer unless said deposit is properly secured, and the giving of proper security is one of the considerations for receiving said deposits; and

WHEREAS, the Treasurer may, when furnished proper security, carry a maximum credit balance with the bank of Unlimited Dollars; and

WHEREAS, the said Treasurer is willing to receive securities designated by laws of Wyoming as legal collateral security as security for such deposit;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Pinnacle Bank-Wyoming that any two of the following named persons, officers of said bank, are hereby authorized and empowered to pledge to the Treasurer of the State or political subdivision, such securities of this bank as may be legal for collateral security for deposit of public funds, and which said Treasurer is willing to accept as collateral security, and in such amounts and at such time as the said Treasurer and bank officers may agree upon:

*Douglas H. Weedin, President/CEO*  
*Carmen Duncan, V.P. Cashier, Cody, PBW*  
*Marlane Borger, Quality Control Officer, PBW*

*John Thomas, Sr. V.P. Chief Investment Officer*  
*Sheri Schutzman, Operations Officer, Cody*  
*Carol Brown, Administrative Assistant/Secretary*

BE IT FURTHER RESOLVED that this authority given to said officers of Pinnacle Bank-Wyoming named herein to furnish collateral security to said Treasurer shall be continuing and shall be binding upon said bank until the authority given to the bank officers named herein is revoked or superseded by another resolution of this Board of Directors, a verified copy of which shall be delivered by a representative of Pinnacle Bank-Wyoming to said Treasurer or mailed to said Treasurer by registered mail. The right given the officers named herein to pledge security as collateral also includes the right to give additional collateral security and to withdraw such collateral as the said Treasurer is willing to surrender and the right to substitute one piece or lot of collateral for another, provided the said Treasurer is willing to make such exchange or substitution.

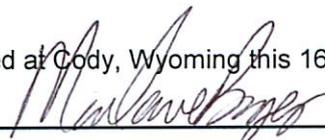
BE IT FURTHER RESOLVED that the bank officers named herein are fully authorized and empowered to execute in the name of said bank such collateral pledge agreement in favor of the said Treasurer as the said Treasurer may require, and any collateral pledge agreement so executed or any act done by the bank officers named herein under the authority of this Resolution shall be as binding and effective upon this bank as thought authorized by specific Resolution of the Board of Directors of this Bank.

.....

Certificate

I, Marlane Borger, Quality Control Officer of Pinnacle Bank-Wyoming, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Directors of said Bank at a valid meeting thereof, held in its conference room in the City of Cody this 16th day of October A.D., 2018; that said resolution has been spread upon the minutes of said meeting in the minutes book which constitutes a part of said Bank's permanent records, and that seal affixed thereto is the official corporate seal of said Bank.

Dated at Cody, Wyoming this 16th day of October A.D. 2018

  
\_\_\_\_\_  
Marlane Borger, Quality Control Officer

Government Banking Division  
1420 5th Avenue, Suite 1300  
Seattle, WA 98101

December 3, 2018

Leslie Brumage, Finance Officer

City of Cody

PO Box 2200

Cody WY 82414

Hi Leslie:

Here is a copy of our Certified Resolution for U.S. Bank, N.A.. U.S. Bank, N.A. will continue to meet the requirements of the State of Wyoming for being a depository of Public Funds in 2019. We send these our annually and you might have already received this mid November.

Sincerely

A handwritten signature in blue ink that reads "Laurie Baker".

Laurie Baker

US Bank

Government Banking

Relationship Manager

[Laurie.baker1@usbsank.com](mailto:Laurie.baker1@usbsank.com)

208-308-0127 phone





**CERTIFIED RESOLUTIONS**

I, Natasha M. Knack, Assistant Secretary of U.S. Bank National Association, Cincinnati, Ohio, a national banking association (the "Bank"), do certify that the following resolutions were adopted by the Board of Directors of U.S. Bank National Association on July 25, 2018 and that the same are in effect as of the date hereof and have not been modified, amended or revoked.

**WHEREAS**, state law requires governmental units to designate a federally insured national or state bank or thrift institution as a depository of funds;

**WHEREAS**, the City of Cody has designated the Bank, an FDIC insured depository institution, as depository of its public funds; and

**WHEREAS**, under state law, governmental units must require that their deposits in excess of the maximum amount of FDIC insurance on the deposit be secured by the pledge of eligible collateral ("Eligible Collateral"); and

**WHEREAS**, under state law, the total amount of the collateral computed at its market value shall be at least 100% deposit plus accrued interest at the close of the business day.

**NOW, THEREFORE**, it is hereby:

**RESOLVED**, that the Board of Directors hereby approves a pledge from the Bank's available collateral to secure the deposits in excess of the maximum amount of FDIC insurance on the deposits of the City of Cody, such Eligible Collateral being more particularly described in a Pledge Agreement and attached Written Assignment executed by the Bank in favor of the City of Cody.

**RESOLVED FURTHER**, that authority be given to the following officers of the Bank to furnish collateral to the Pledgee and such authority shall be continuing and shall be binding upon the Bank until the authority given to such officers is revoked or superseded by another resolution of this Board of Directors. This authority extends to furnishing collateral for additional deposits of public funds made from time to time by any and various state, municipal and other governmental bodies. The right given the officers named herein to pledge collateral also includes the right to give additional collateral and to withdraw such collateral as the Pledgee is willing to surrender and the right to substitute one piece or lot of collateral for another, provided the market value of the substitute collateral is of equal or greater value.

John C. Stern, Executive Vice President  
Lynn D. Flagstad, Senior Vice President  
Patricia A. Finnemore, Vice President  
Christina Eumurian, Assistant Vice President  
Mary E. Holen, Treasury Officer  
Julie A. Niederer, Treasury Officer

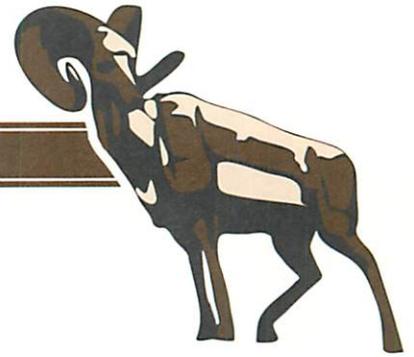
**FURTHER RESOLVED**, that the officers named herein are fully authorized and empowered to execute in the name of the Bank such collateral pledge agreement in favor of the Pledgee as required, and any collateral pledge agreement executed or any act done by the officers named herein under the authority of this Resolution shall be as binding and effective upon this Bank as though authorized by specific Resolution of the Board of Directors of this Bank.

IN WITNESS WHEREOF, I have hereunto set my hand this 8<sup>th</sup> day of October, 2018.

(No corporate seal)

  
\_\_\_\_\_  
Natasha M. Knack, Assistant Secretary

# Big Horn Federal



November 13, 2018

Leslie Brumage, Finance Officer  
City of Cody  
PO Box 2200  
Cody, WY 82414

Dear Ms Brumage:

Big Horn Federal would like to provide our services to you as a public funds depositor. We offer a variety of checking account products, savings account products as well as term deposits accounts for those public funds depositors that take advantage of the bidding process.

We can provide safekeeping receipts of government guaranteed securities for the uninsured amount of monies that you bid or otherwise have on deposit. These receipts come directly to you on a timely basis from a third party escrow agent or from the Federal Home Loan Bank of Des Moines. Big Horn Federal would act jointly with the depositor any time a change is made to the collateral position. This insures the safety of the depositor and secures the collateral pledge.

Please let this letter serve as our formal request to be designated as a depository for the 2019 fiscal year. A resolution will follow in a few weeks. I look forward to the opportunity to bid your funds and be of service to you!

Sincerely,  
Big Horn Federal Savings Bank

Scott Petersen  
Branch Manager



Greybull Branch  
P.O. Box 471 • 33 North 6th  
Greybull, WY 82426  
ph: 307.765.4412

Powell Branch  
105 East 2nd Street  
Powell, WY 82435  
ph: 307.754.9501

Thermopolis Branch  
643 Broadway  
Thermopolis, WY 82443  
ph: 307.864.2156

Cody Branch  
1701 Stampede Ave.  
Cody, WY 82414  
ph: 307.587.5521

Worland Branch  
1006 Big Horn Ave.  
Worland, WY 82401  
ph: 307.347.6196

Lovell Branch  
8 East Main  
Lovell, WY 82431  
ph: 307.548.2703



US Bancorp Center BC-MN-H18U  
800 Nicollet Mall  
Minneapolis, MN 55402-7020

**October 16, 2018**

### APPLICATION FOR DEPOSIT OF PUBLIC FUNDS

In conformity with Wyoming Statutes (9-4-818, 9-4-802, 9-4-806) formal application is hereby made by U.S. Bank National Association, operating in the state of Wyoming to be designated at a depository. The minutes of the **July 25, 2018** Board of Directors meeting are certified in the attached resolution.

U.S. Bank National Association will offer the following assets to be collateralized the deposits for **CITY OF CODY** under all terms and conditions for future collateral agreement to be determined.

- 1 FHLB of Cincinnati Letter of Credit.
2. Federal National Mortgage Association – Mortgage Backed Securities.
3. Federal home Loan Mortgage Corporation – Mortgage Backed Securities.

Julie Niederer  
Treasury Officer

Laurie Baker, Vice President  
Government Banking - Relationship Manager



CERTIFIED RESOLUTIONS

I, Natasha M. Knack, Assistant Secretary of U.S. Bank National Association, Cincinnati, Ohio, a national banking association (the "Bank"), do certify that the following resolutions were adopted by the Board of Directors of U.S. Bank National Association on July 25, 2018 and that the same are in effect as of the date hereof and have not been modified, amended or revoked.

WHEREAS, state law requires governmental units to designate a federally insured national or state bank or thrift institution as a depository of funds;

WHEREAS, the City of Cody has designated the Bank, an FDIC insured depository institution, as depository of its public funds; and

WHEREAS, under state law, governmental units must require that their deposits in excess of the maximum amount of FDIC insurance on the deposit be secured by the pledge of eligible collateral ("Eligible Collateral"); and

WHEREAS, under state law, the total amount of the collateral computed at its market value shall be at least 100% deposit plus accrued interest at the close of the business day.

NOW, THEREFORE, it is hereby:

RESOLVED, that the Board of Directors hereby approves a pledge from the Bank's available collateral to secure the deposits in excess of the maximum amount of FDIC insurance on the deposits of the City of Cody, such Eligible Collateral being more particularly described in a Pledge Agreement and attached Written Assignment executed by the Bank in favor of the City of Cody.

RESOLVED FURTHER, that authority be given to the following officers of the Bank to furnish collateral to the Pledgee and such authority shall be continuing and shall be binding upon the Bank until the authority given to such officers is revoked or superseded by another resolution of this Board of Directors. This authority extends to furnishing collateral for additional deposits of public funds made from time to time by any and various state, municipal and other governmental bodies. The right given the officers named herein to pledge collateral also includes the right to give additional collateral and to withdraw such collateral as the Pledgee is willing to surrender and the right to substitute one piece or lot of collateral for another, provided the market value of the substitute collateral is of equal or greater value.

John C. Stern, Executive Vice President  
Lynn D. Flagstad, Senior Vice President  
Patricia A. Finnemore, Vice President  
Christina Eumurian, Assistant Vice President  
Mary E. Holen, Treasury Officer  
Julie A. Niederer, Treasury Officer

FURTHER RESOLVED, that the officers named herein are fully authorized and empowered to execute in the name of the Bank such collateral pledge agreement in favor of the Pledgee as required, and any collateral pledge agreement executed or any act done by the officers named herein under the authority of this Resolution shall be as binding and effective upon this Bank as though authorized by specific Resolution of the Board of Directors of this Bank.

IN WITNESS WHEREOF, I have hereunto set my hand this 8<sup>th</sup> day of October, 2018.

(No corporate seal)

  
\_\_\_\_\_  
Natasha M. Knack, Assistant Secretary



CERTIFIED RESOLUTIONS

I, Natasha M. Knack, Assistant Secretary of U.S. Bank National Association, Cincinnati, Ohio, a national banking association (the "Bank"), do certify that the following resolutions were adopted by the Board of Directors of U.S. Bank National Association on July 25, 2018 and that the same are in effect as of the date hereof and have not been modified, amended or revoked.

WHEREAS, state law requires governmental units to designate a federally insured national or state bank or thrift institution as a depository of funds;

WHEREAS, the Park County Travel Council has designated the Bank, an FDIC insured depository institution, as depository of its public funds; and

WHEREAS, under state law, governmental units must require that their deposits in excess of the maximum amount of FDIC insurance on the deposit be secured by the pledge of eligible collateral ("Eligible Collateral"); and

WHEREAS, under state law, the total amount of the collateral computed at its market value shall be at least 100% deposit plus accrued interest at the close of the business day.

NOW, THEREFORE, it is hereby:

RESOLVED, that the Board of Directors hereby approves a pledge from the Bank's available collateral to secure the deposits in excess of the maximum amount of FDIC insurance on the deposits of the Park County Travel Council, such Eligible Collateral being more particularly described in a Pledge Agreement and attached Written Assignment executed by the Bank in favor of the Park County Travel Council.

RESOLVED FURTHER, that authority be given to the following officers of the Bank to furnish collateral to the Pledgee and such authority shall be continuing and shall be binding upon the Bank until the authority given to such officers is revoked or superseded by another resolution of this Board of Directors. This authority extends to furnishing collateral for additional deposits of public funds made from time to time by any and various state, municipal and other governmental bodies. The right given the officers named herein to pledge collateral also includes the right to give additional collateral and to withdraw such collateral as the Pledgee is willing to surrender and the right to substitute one piece or lot of collateral for another, provided the market value of the substitute collateral is of equal or greater value.

John C. Stern, Executive Vice President  
Lynn D. Flagstad, Senior Vice President  
Patricia A. Finnemore, Vice President  
Christina Eumurian, Assistant Vice President  
Mary E. Holen, Treasury Officer  
Julie A. Niederer, Treasury Officer

FURTHER RESOLVED, that the officers named herein are fully authorized and empowered to execute in the name of the Bank such collateral pledge agreement in favor of the Pledgee as required, and any collateral pledge agreement executed or any act done by the officers named herein under the authority of this Resolution shall be as binding and effective upon this Bank as though authorized by specific Resolution of the Board of Directors of this Bank.

IN WITNESS WHEREOF, I have hereunto set my hand this 8<sup>th</sup> day of October, 2018.

(No corporate seal)

  
\_\_\_\_\_  
Natasha M. Knack, Assistant Secretary



US Bancorp Center BC-MN-H18U  
800 Nicollet Mall  
Minneapolis, MN 55402-7020

**October 16, 2018**

### APPLICATION FOR DEPOSIT OF PUBLIC FUNDS

In conformity with Wyoming Statutes (9-4-818, 9-4-802, 9-4-806) formal application is hereby made by U.S. Bank National Association, operating in the state of Wyoming to be designated at a depository. The minutes of the **July 25, 2018** Board of Directors meeting are certified in the attached resolution.

U.S. Bank National Association will offer the following assets to be collateralized the deposits for **PARK COUNTY TRAVEL COUNCIL** under all terms and conditions for future collateral agreement to be determined.

1. FHLB of Cincinnati Letter of Credit.
2. Federal National Mortgage Association – Mortgage Backed Securities.
3. Federal home Loan Mortgage Corporation – Mortgage Backed Securities.

Julie Niederer  
Treasury Officer

Laurie Baker, Vice President  
Government Banking - Relationship Manager

Federal Financial Institutions Examination Council



Consolidated Reports of Condition and Income for  
a Bank with Domestic and Foreign Offices—FFIEC 031

Report at the close of business June 30, 2018

20180630  
(RCON 9999)

This report is required by law: 12 U.S.C. § 324 (State member banks); 12 U.S.C. §1817 (State nonmember banks); 12 U.S.C. §161 (National banks); and 12 U.S.C. §1464 (Savings associations).

This report form is to be filed by (1) banks with branches and consolidated subsidiaries in U.S. territories and possessions, Edge or Agreement subsidiaries, foreign branches, consolidated foreign subsidiaries, or International Banking Facilities and (2) banks with domestic offices only and total consolidated assets of \$100 billion or more.

Unless the context indicates otherwise, the term "bank" in this report form refers to both banks and savings associations.

NOTE: Each bank's board of directors and senior management are responsible for establishing and maintaining an effective system of internal control, including controls over the Reports of Condition and Income. The Reports of Condition and Income are to be prepared in accordance with federal regulatory authority instructions. The Reports of Condition and Income must be signed by the Chief Financial Officer (CFO) of the reporting bank (or by the individual performing an equivalent function) and attested to by not less than two directors (trustees) for state nonmember banks and three directors for state member banks, national banks, and savings associations.

schedules) for this report date have been prepared in conformance with the instructions issued by the appropriate Federal regulatory authority and are true and correct to the best of my knowledge and belief.

We, the undersigned directors (trustees), attest to the correctness of the Reports of Condition and Income (including the supporting schedules) for this report date and declare that the Reports of Condition and Income have been examined by us and to the best of our knowledge and belief have been prepared in conformance with the instructions issued by the appropriate Federal regulatory authority and are true and correct.

I, the undersigned CFO (or equivalent) of the named bank, attest that the Reports of Condition and Income (including the supporting

Signature of Chief Financial Officer (or Equivalent)

30-Jul-2018

Date of Signature

Director (Trustee)

Director (Trustee)

Director (Trustee)

Submission of Reports

Each bank must file its Reports of Condition and Income (Call Report) data by either:

- (a) Using computer software to prepare its Call Report and then submitting the report data directly to the FFIEC's Central Data Repository (CDR), an Internet-based system for data collection (<https://cdr.ffiec.gov/cdr/>), or
- (b) Completing its Call Report in paper form and arranging with a software vendor or another party to convert the data into the electronic format that can be processed by the CDR. The software vendor or other party then must electronically submit the bank's data file to the CDR.

To fulfill the signature and attestation requirement for the Reports of Condition and Income for this report date, attach your bank's completed signature page (or a photocopy or a computer generated version of this page) to the hard-copy record of the data file submitted to the CDR that your bank must place in its files.

The appearance of your bank's hard-copy record of the submitted data file need not match exactly the appearance of the FFIEC's sample report forms, but should show at least the caption of each Call Report item and the reported amount.

For technical assistance with submissions to the CDR, please contact the CDR Help Desk by telephone at (888) CDR-3111, by fax at (703) 774-3946, or by e-mail at [CDR.Help@ffiec.gov](mailto:CDR.Help@ffiec.gov).

U.S. Bank National Association

Legal Title of Bank (RSSD 9017)

Cincinnati

City (RSSD 9130)

FDIC Certificate Number

6548

(RSSD 9050)

OH

State Abbreviation (RSSD 9200)

45202

Zip Code (RSSD 9220)

Legal Entity Identifier (LEI)

6BYL5QZYBDK8S7L73M02

(Report only if your institution already has an LEI.) (RCON 9224)

The estimated average burden associated with this information collection is 122.38 hours per respondent and is expected to vary by institution, depending on individual circumstances. Burden estimates include the time for reviewing instructions, gathering and maintaining data in the required form, and completing the information collection, but exclude the time for compiling and maintaining business records in the normal course of a respondent's activities. A Federal agency may not conduct or sponsor, and an organization (or a person) is not required to respond to a collection of information, unless it displays a currently valid OMB control number. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, and to one of the following: Secretary, Board of Governors of the Federal Reserve System, 20th and C Streets, NW, Washington, DC 20551; Legislative and Regulatory Analysis Division, Office of the Comptroller of the Currency, Washington, DC 20219; Assistant Executive Secretary, Federal Deposit Insurance Corporation, Washington, DC 20429.

**U.S. Bank National Association**

Legal Title of Bank

**Cincinnati**

City

**OH 45202**

State Zip Code

FDIC Certificate Number: 06548

FFIEC 031  
Page 5 of 88  
RI-1

**Consolidated Report of Income  
for the period January 1, 2018 – June 30, 2018**

All Report of Income schedules are to be reported on a calendar year-to-date basis in thousands of dollars.

**Schedule RI—Income Statement**

Dollar Amounts in Thousands

	RIAD	Amount	
<b>1. Interest Income:</b>			
a. Interest and fee income on loans:			
(1) In domestic offices:			
(a) Loans secured by real estate:			
(1) Loans secured by 1-4 family residential properties	4435	1,784,570	1.a.1.a.1
(2) All other loans secured by real estate	4436	844,904	1.a.1.a.2
(b) Loans to finance agricultural production and other loans to farmers	4024	17,864	1.a.1.b
(c) Commercial and industrial loans	4012	1,405,108	1.a.1.c
(d) Loans to individuals for household, family, and other personal expenditures:			
(1) Credit cards	B485	1,225,929	1.a.1.d.1
(2) Other (includes revolving credit plans other than credit cards, automobile loans, and other consumer loans)	B486	651,332	1.a.1.d.2
(e) Loans to foreign governments and official institutions	4056	0	1.a.1.e
(f) All other loans in domestic offices	B487	272,464	1.a.1.f
(2) In foreign offices, Edge and Agreement subsidiaries, and IBFs	4059	6,140	1.a.2
(3) Total interest and fee income on loans (sum of items 1.a.(1)(a) through 1.a.(2))	4010	6,208,311	1.a.3
b. Income from lease financing receivables	4065	263,552	1.b
c. Interest income on balances due from depository institutions (1)	4115	22,378	1.c
d. Interest and dividend income on securities:			
(1) U.S. Treasury securities and U.S. Government agency obligations (excluding mortgage-backed securities)	B488	213,080	1.d.1
(2) Mortgage-backed securities	B489	917,419	1.d.2
(3) All other securities (includes securities issued by states and political subdivisions in the U.S.)	4060	120,393	1.d.3
e. Interest income from trading assets	4069	2,167	1.e
f. Interest income on federal funds sold and securities purchased under agreements to resell	4020	337	1.f
g. Other interest income	4518	-56,932	1.g
h. Total interest income (sum of items 1.a.(3) through 1.g)	4107	7,690,705	1.h
<b>2. Interest expense:</b>			
a. Interest on deposits:			
(1) Interest on deposits in domestic offices:			
(a) Transaction accounts (interest-bearing demand deposits, NOW accounts, ATS accounts, and telephone and preauthorized transfer accounts)	4508	26,126	2.a.1.a
(b) Nontransaction accounts:			
(1) Savings deposits (includes MMDAs)	0093	513,003	2.a.1.b.1
(2) Time deposits of \$250,000 or less	HK03	48,719	2.a.1.b.2
(3) Time deposits of more than \$250,000	HK04	68,900	2.a.1.b.3
(2) Interest on deposits in foreign offices, Edge and Agreement subsidiaries, and IBFs	4172	140,233	2.a.2
b. Expense of federal funds purchased and securities sold under agreements to repurchase	4180	17,269	2.b
c. Interest on trading liabilities and other borrowed money	4185	336,330	2.c

(1) Includes interest income on time certificates of deposits not held for trading.

Schedule RI—Continued

Dollar Amounts in Thousands	Year-to-date			
	RIAD	Amount		
2. Interest expense (continued):				
d. Interest on subordinated notes and debentures	4200	57,878	2.d	
e. Total interest expense (sum of items 2.a through 2.d)	4073	1,208,458	2.e	
3. Net interest income (item 1.h minus 2.e)		4074	6,482,247	3
4. Provision for loan and lease losses		4230	668,801	4
5. Noninterest income:				
a. Income from fiduciary activities (1)	4070	653,754	5.a	
b. Service charges on deposit accounts	4080	669,674	5.b	
c. Trading revenue (2)	A220	70,337	5.c	
d. (1) Fees and commissions from securities brokerage	C886	126,085	5.d.1	
(2) Investment banking, advisory, and underwriting fees and commissions	C888	12,230	5.d.2	
(3) Fees and commissions from annuity sales	C887	0	5.d.3	
(4) Underwriting income from insurance and reinsurance activities	C386	909	5.d.4	
(5) Income from other insurance activities	C387	1	5.d.5	
e. Venture capital revenue	B491	0	5.e	
f. Net servicing fees	B492	213,398	5.f	
g. Net securitization income	B493	0	5.g	
h. Not applicable				
i. Net gains (losses) on sales of loans and leases	5416	206,261	5.i	
j. Net gains (losses) on sales of other real estate owned	5415	13,311	5.j	
k. Net gains (losses) on sales of other assets (3)	B496	113,752	5.k	
l. Other noninterest income*	B497	2,438,551	5.l	
m. Total noninterest income (sum of items 5.a through 5.l)		4079	4,518,263	5.m
6. a. Realized gains (losses) on held-to-maturity securities		3521	0	6.a
b. Realized gains (losses) on available-for-sale securities		3196	15,251	6.b
7. Noninterest expense:				
a. Salaries and employee benefits	4135	3,566,712	7.a	
b. Expenses of premises and fixed assets (net of rental income) (excluding salaries and employee benefits and mortgage interest)	4217	519,813	7.b	
c. (1) Goodwill impairment losses	C216	0	7.c.1	
(2) Amortization expense and impairment losses for other intangible assets	C232	128,173	7.c.2	
d. Other noninterest expense*	4092	1,800,676	7.d	
e. Total noninterest expense (sum of items 7.a through 7.d)		4093	6,015,374	7.e
8. a. Income (loss) before unrealized holding gains (losses) on equity securities not held for trading, applicable income taxes, and discontinued operations (item 3 plus or minus items 4, 5.m, 6.a, 6.b, and 7.e)		HT69	4,331,586	8.a.
b. Unrealized holding gains (losses) on equity securities not held for trading (4)		HT70	-3	8.b.
c. Income (loss) before applicable income taxes and discontinued operations (sum of items 8.a and 8.b)		4301	4,331,583	8.c.
9. Applicable income taxes (on item 8.c)		4302	859,060	9.
10. Income (loss) before discontinued operations (item 8.c minus item 9)		4300	3,472,523	10.
11. Discontinued operations, net of applicable income taxes*		FT28	0	11.
12. Net income (loss) attributable to bank and noncontrolling (minority) interests (sum of items 10 and 11)		G104	3,472,523	12
13. LESS: Net income (loss) attributable to noncontrolling (minority) interests (if net income, report as a positive value; if net loss, report as a negative value)		G103	17,126	13
14. Net income (loss) attributable to bank (item 12 minus item 13)		4340	3,455,397	14

\* Describe on Schedule RI-E - Explanations.

(1) For banks required to complete Schedule RC-T, items 14 through 22, income from fiduciary activities reported in Schedule RI, item 5.a, must equal the amount reported in Schedule RC-T, item 22.

(2) For banks required to complete Schedule RI, Memorandum item 8, trading revenue reported in Schedule RI, item 5.c must equal the sum of Memorandum items 8.a through 8.e.

(3) Exclude net gains (losses) on sales of trading assets and held-to-maturity and available-for-sale securities.

(4) Item 8.b is to be completed only by institutions that have adopted ASU 2016-01, which includes provisions governing the accounting for investments in equity securities. See the instructions for further detail on ASU 2016-01.

**Schedule RI—Continued**

**Memoranda**

	Year-to-date		
	RIAD	Amount	
1. Interest expense incurred to carry tax-exempt securities, loans, and leases acquired after August 7, 1986, that is not deductible for federal income tax purposes	4513	26,041	M.1
<i>Memorandum item 2 is to be completed by banks with \$1 billion or more in total assets. (1)</i>			
2. Income from the sale and servicing of mutual funds and annuities in domestic offices (included in Schedule RI, item 8)	8431	106,418	M.2
3. Income on tax-exempt loans and leases to states and political subdivisions in the U.S. (included in Schedule RI, items 1.a and 1.b)	4313	157,692	M.3
4. Income on tax-exempt securities issued by states and political subdivisions in the U.S. (included in Schedule RI, item 1.d.(3))	4507	108,045	M.4
5. Number of full-time equivalent employees at end of current period (round to nearest whole number)	4150	72,389	M.5
6. Not applicable			
7. If the reporting institution has applied push down accounting this calendar year, report the date of the institution's acquisition (see instructions) (2)	9106	00000000	M.7
8. Trading revenue (from cash instruments and derivative instruments) (sum of Memorandum items 8.a through 8.e must equal Schedule RI, item 5.c)			
<i>Memorandum items 8.a through 8.e are to be completed by banks that reported total trading assets of \$10 million or more for any quarter of the preceding calendar year.</i>			
a. Interest rate exposures	8757	25,387	M.8.a
b. Foreign exchange exposures	8758	44,950	M.8.b
c. Equity security and index exposures	8759	0	M.8.c
d. Commodity and other exposures	8760	0	M.8.d
e. Credit exposures	F186	0	M.8.e
<i>Memorandum items 8.f through 8.h are to be completed by banks with \$100 billion or more in total assets that are required to complete Schedule RI, Memorandum items 8.a through 8.e, above(1)</i>			
f. Impact on trading revenue of changes in the creditworthiness of the bank's derivatives counterparties on the bank's derivative assets (year-to-date changes) (included in Memorandum items 8.a through 8.e above):			
(1) Gross credit valuation adjustment (CVA)	FT36	12,940	M.8.f.(1)
(2) CVA hedge	FT37	0	M.8.f.(2)
g. Impact on trading revenue of changes in the creditworthiness of the bank on the bank's derivative liabilities (year-to-date changes) (included in Memorandum items 8.a through 8.e above):			
(1) Gross debit valuation adjustment (DVA)	FT38	-22	M.8.g.(1)
(2) DVA hedge	FT39	0	M.8.g.(2)
h. Gross trading revenue, before including positive or negative net CVA and net DVA	FT40	25,349	M.8.h

(1) The asset-size tests are based on the total assets reported in the June 30, 2017, Report of Condition

(2) Report the date in YYYYMMDD format. For example, a bank acquired on March 1, 2018, would report 20180301.

**Schedule RI—Continued**

**Memoranda — Continued**

Dollar Amounts in Thousands

	Year-to-date		
	RIAD	Amount	
<i>Memorandum items 9.a and 9.b are to be completed by banks with \$10 billion or more in total assets(1)</i>			
9. Net gains (losses) recognized in earnings on credit derivatives that economically hedge credit exposures held outside the trading account:			
a. Net gains (losses) on credit derivatives held for trading	C889	0	M.9.a
b. Net gains (losses) on credit derivatives held for purposes other than trading	C890	399	M.9.b
10. Credit losses on derivatives (see instructions)	A251	-2,330	M.10
11. Does the reporting bank have a Subchapter S election in effect for federal income tax purposes for the current tax year ?	RIAD	YES / NO	
	A530	NO	M.11
<i>Memorandum item 12 is to be completed by banks that are required to complete Schedule RC-C, part I, Memorandum items 8.b and 8.c and is to be completed semiannually in the June and December reports only.</i>			
12. Noncash income from negative amortization on closed-end loans secured by 1-4 family residential properties (included in Schedule RI, item 1.a.(1)(a)(1))	F228	0	M.12
<i>Memorandum item 13 is to be completed by banks that have elected to account for assets and liabilities under a fair value option.</i>			
13. Net gains (losses) recognized in earnings on assets and liabilities that are reported at fair value under a fair value option:			
a. Net gains (losses) on assets	F551	9,317	M.13.a
(1) Estimated net gains (losses) on loans attributable to changes in instrument-specific credit risk	F552	-81	M.13.a.1
b. Net gains (losses) on liabilities	F553	0	M.13.b
(1) Estimated net gains (losses) on liabilities attributable to changes in instrument-specific credit risk	F554	0	M.13.b.1
14. Other-than-temporary impairment losses on held-to-maturity and available-for-sale debt securities recognized in earnings (included in Schedule RI, items 6.a and 6.b)	3321	138	M.14
<i>Memorandum item 15 is to be completed by institutions with \$1 billion or more in total assets(1) that answered "Yes" to Schedule RC-E, Part I, Memorandum item 5.</i>			
15. Components of service charges on deposit accounts in domestic offices (sum of Memorandum items 15.a through 15.d must equal Schedule RI, item 5.b):			
a. Consumer overdraft-related service charges levied on those transaction account and nontransaction savings account deposit products intended primarily for individuals for personal, household, or family use	H032	230,513	M.15.a.
b. Consumer account periodic maintenance charges levied on those transaction account and nontransaction savings account deposit products intended primarily for individuals for personal, household, or family use	H033	82,772	M.15.b.
c. Consumer customer automated teller machine (ATM) fees levied on those transaction account and nontransaction savings account deposit products intended primarily for individuals for personal, household, or family use	H034	18,683	M.15.c.
d. All other service charges on deposit accounts	H035	337,706	M.15.d.

(1) The asset-size tests are based on the total assets reported in the June 30, 2017, Report of Condition.

Legal Title of Bank  
**Cincinnati**  
 City  
**OH** **45202**  
 State Zip Code  
 FDIC Certificate Number: 06548

**Consolidated Report of Condition for Insured Banks  
 and Savings Associations for June 30, 2018**

All schedules are to be reported in thousands of dollars. Unless otherwise indicated, report the amount outstanding as of the last business day of the quarter.

**Schedule RC—Balance Sheet**

Dollar Amounts in Thousands		RCFD	Amount	
<b>Assets</b>				
1. Cash and balances due from depository institutions (from Schedule RC-A):				
a. Noninterest-bearing balances and currency and coin (1)		0081	5,226,082	1.a
b. Interest-bearing balances (2)		0071	13,707,659	1.b
2. Securities:				
a. Held-to-maturity securities (from Schedule RC-B, column A)		1754	46,054,807	2.a
b. Available-for-sale securities (from Schedule RC-B, column D)		1773	65,405,176	2.b
c. Equity securities with readily determinable fair values not held for trading (3)		1A22	5,226	2.c
3. Federal funds sold and securities purchased under agreements to resell:				
a. Federal funds sold in domestic offices		RCON B987	92,722	3.a
		RCFD		
b. Securities purchased under agreements to resell (4)		B989	0	3.b
4. Loans and lease financing receivables (from Schedule RC-C):				
a. Loans and leases held for sale		5369	3,255,569	4.a
b. Loans and leases held for investment		B528	279,730,439	4.b
c. LESS: Allowance for loan and lease losses		3123	3,919,971	4.c
d. Loans and leases held for investment, net of allowance (item 4.b minus 4.c)		B529	275,810,468	4.d
5. Trading assets (from Schedule RC-D)		3545	1,095,711	5
6. Premises and fixed assets (including capitalized leases)		2145	2,424,448	6
7. Other real estate owned (from Schedule RC-M)		2150	127,498	7
8. Investments in unconsolidated subsidiaries and associated companies		2130	78,902	8
9. Direct and indirect investments in real estate ventures		3656	0	9
<b>10. Intangible assets (from Schedule RC-M)</b>		2143	13,023,820	10
11. Other assets (from Schedule RC-F)		2160	26,714,957	11
12. Total assets (sum of items 1 through 11)		2170	453,023,045	12

- (1) Includes cash items in process of collection and unposted debits.
- (2) Includes time certificates of deposit not held for trading.
- (3) **Item 2.c is to be completed only by institutions that have adopted ASU 2016-01, which includes provisions governing the accounting for investments in equity securities. See the instructions for further detail on ASU 2016-01.**
- (4) Includes all securities resale agreements, regardless of maturity.

**Schedule RC—Continued**

		Dollar Amounts in Thousands		RCON	Amount	
<b>Liabilities</b>						
13. Deposits:						
a. In domestic offices (sum of totals of columns A and C from Schedule RC-E, part I)				2200	320,952,865	13.a
(1) Noninterest-bearing (5)		6631	82,207,719			13.a.1
(2) Interest-bearing		6636	238,745,146			13.a.2
b. In foreign offices, Edge and Agreement subsidiaries, and IBFs				RCFN		
(from Schedule RC-E, part II)				2200	29,999,332	13.b
(1) Noninterest-bearing		6631	627,050			13.b.1
(2) Interest-bearing		6636	29,372,282			13.b.2
14. Federal funds purchased and securities sold under agreements to repurchase:						
a. Federal funds purchased in domestic offices (6)				RCON		
				B993	413,502	14.a
				RCFD		
b. Securities sold under agreements to repurchase (7)				B995	2,084,041	14.b
15. Trading liabilities (from Schedule RC-D)				3548	904,426	15
16. Other borrowed money (includes mortgage indebtedness and obligations under capitalized leases) (from Schedule RC-M)				3190	34,319,863	16
17. and 18. Not applicable						

(5) Includes noninterest-bearing demand, time, and savings deposits.

(6) Report overnight Federal Home Loan Bank advances in Schedule RC, item 16, "Other borrowed money."

(7) Includes all securities repurchase agreements, regardless of maturity.

Schedule RC—Continued

Dollar Amounts in Thousands		RCFD	Amount	
<b>Liabilities—Continued</b>				
19. Subordinated notes and debentures (1)		3200	3,300,000	19
20. Other liabilities (from Schedule RC-G)		2930	13,252,394	20
21. Total liabilities (sum of items 13 through 20)		2948	405,226,423	21
22. Not applicable				
<b>Equity Capital</b>				
<b>Bank Equity Capital</b>				
23. Perpetual preferred stock and related surplus		3838	0	23
24. Common stock		3230	18,200	24
25. Surplus (excludes all surplus related to preferred stock)		3839	14,266,915	25
26. a. Retained earnings		3632	34,993,367	26.a
b. Accumulated other comprehensive income (2)		B530	-2,281,938	26.b
c. Other equity capital components (3)		A130	0	26.c
27. a. Total bank equity capital (sum of items 23 through 26.c)		3210	46,996,544	27.a
b. Noncontrolling (minority) interests in consolidated subsidiaries		3000	800,078	27.b
28. Total equity capital (sum of items 27.a and 27.b)		G105	47,796,622	28
29. Total liabilities and equity capital (sum of items 21 and 28)		3300	453,023,045	29

Memoranda

To be reported with the March Report of Condition.

1. Indicate in the box at the right the number of the statement below that best describes the most comprehensive level of auditing work performed for the bank by independent external auditors as of any date during 2017

RCFD	Number
6724	N/A

M.1

- |  |   |
|--|---|
| <p>1a = An integrated audit of the reporting institution's financial statements and its internal control over financial reporting conducted in accordance with the standards of the American Institute of Certified Public Accountants (AICPA) or the Public Company Accounting Oversight Board (PCAOB) by an independent public accountant that submits a report on the institution</p> <p>1b = An audit of the reporting institution's financial statements only conducted in accordance with the auditing standards of the AICPA or the PCAOB by an independent public accountant that submits a report on the institution.</p> <p>2a = An integrated audit of the reporting institution's parent holding company's consolidated financial statements and its internal control over financial reporting conducted in accordance with the standards of the AICPA or the PCAOB by an independent public accountant that submits a report on the consolidated holding company (but not on the institution separately).</p> | <p>2b = An audit of the reporting institution's parent holding company's consolidated financial statements only conducted in accordance with the auditing standards of the AICPA or the PCAOB by an independent public accountant that submits a report on the consolidated holding company (but not on the institution separately)</p> <p>3 = This number is not to be used.</p> <p>4 = Directors' examination of the bank conducted in accordance with generally accepted auditing standards by a certified public accounting firm (may be required by state chartering authority)</p> <p>5 = Directors' examination of the bank performed by other external auditors (may be required by state chartering authority)</p> <p>6 = Review of the bank's financial statements by external auditors</p> <p>7 = Compilation of the bank's financial statements by external auditors</p> <p>8 = Other audit procedures (excluding tax preparation work)</p> <p>9 = No external audit work</p> |
|--|---|

To be reported with the March Report of Condition.

2. Bank's fiscal year-end date (report the date in MMDD format)

RCFN	MMDD
8578	N/A

M.2

- (1) Includes limited-life preferred stock and related surplus.
- (2) Includes, but is not limited to, net unrealized holding gains (losses) on available-for-sale securities, accumulated net gains (losses) on cash flow hedges, cumulative foreign currency translation adjustments, and accumulated defined benefit pension and other postretirement plan adjustments.
- (3) Includes treasury stock and unearned Employee Stock Ownership Plan shares.



**BANK OF THE WEST**  
**BNP PARIBAS**

December 18, 2018

City of Cody  
Leslie Brumage, Finance Officer  
1338 Rumsey Avenue  
Cody WY 82414

RE: Application for Deposit of Public Funds for 2019

Leslie good afternoon,  
Please find attached the requested Public Funds Letter and Secretary's Certificate.

Thank you

Megan Pfefferle

Branch Manager-Multi Site Assistant Vice President

NMLS#1769418

Bank of the West

1130 Sheridan Avenue

Cody WY 82414

T 307.587.2243 F 307.587.6456

[Megan.pfefferle@bankofthewest.com](mailto:Megan.pfefferle@bankofthewest.com)

Front Range Region

1130 Sheridan Ave, Cody, WY 82414

Tel: (307) 587-2243 Fax: (307) 587-6456

Equal Housing Lender.  Member FDIC.

APPLICATION FOR DEPOSIT OF PUBLIC FUNDS  
FOR THE YEAR 2019

San Francisco, CA

To Whom it May Concern:

Pursuant to the requirements of W.S. 9-4-818, formal application is made by Bank of the West, a corporation organized and existing under the laws of the United States and having its office and principal place of business in the City of San Francisco, CA in the County of San Francisco with a Branch Office in the County of Park in the State of Wyoming, to be designated a Public Depository.

The Bank will offer securities up to an unlimited amount to be assigned to and deposited with the City of Cody, State of Wyoming as security for the safekeeping and prompt payment of all public moneys that may be deposited with it by said Treasurer, and for the faithful performance of its duties under the law as such depository.

Bank of the West

*Marissa Luark*

\_\_\_\_\_  
Marissa Luark,  
Vice President Senior Retail Customer Service Officer

**BANK OF THE WEST  
SECRETARY'S CERTIFICATE**

**December 12, 2018**

I, Ariela St. Pierre, certify that I am the Deputy Corporate Secretary of Bank of the West, a California State Banking Corporation located in San Francisco, California, and that I have been duly appointed and am presently serving in that capacity.

I further certify that at a meeting of the Executive Committee of the Board of Directors of the Bank duly called and convened on March 21, 2018, at which a quorum was present and acting throughout, the following resolutions were duly adopted and, as of the date of this Certificate, have not been rescinded, superseded or amended:

"WHEREAS, Bank of the West (the "Bank") has branches in the State of Wyoming;

WHEREAS, Wyoming Statutes Title 9-4-817 requires that to the extent not otherwise invested, the monies collected and held by a treasurer of a political subdivision, municipality or special district within the State of Wyoming (any such entity, a "Wyoming Public Depositor" and the treasurer of the State of Wyoming, the "Treasurer") shall be deposited in a financial institution;

WHEREAS, it is necessary for the Bank to properly secure the Treasurer for all monies deposited in the Bank by the Treasurer or on behalf of the Treasurer by various State of Wyoming agencies and departments;

WHEREAS, no deposit will be made in the Bank by the Treasurer unless the deposit is properly secured, and the giving of proper security is one of the considerations for receiving the deposits;

WHEREAS, the Treasurer is willing to receive securities designated by the laws of Wyoming as legal collateral security as security for the deposit;

NOW, THEREFORE, it is

RESOLVED by the Board of Directors of the Bank (the "Board") that any two of the following named persons, officers of the Bank, are hereby authorized and empowered to pledge to the Treasurer securities of the Bank as may be legal for collateral security for deposit of public funds, and which the Treasurer is willing to accept as collateral security, and in such amounts and at such time as the Treasurer and Bank officers may agree upon:

Bank Officer's Name	Title
Ronald Mitchell	Senior Vice President and Capital Market Operations Manager
Arvind Goel	Vice President and Business Systems Administration Manager
Subba Kapuganti	Vice President and Lead Risk Analyst

Robert Kim	Vice President and Operations Manager
Donal Mallonee	Vice President and Funding and Derivatives Senior Manager
Noeline Oh	Vice President and Manager for Treasury Operations

And it is further

RESOLVED, that this authority given to the officers of the Bank named herein to furnish collateral security to the Treasurer shall be continuing and shall be binding upon the Bank until the authority given to the Bank officers named herein is revoked or superseded by another resolution of this Board, a verified copy of which shall be delivered by a representative of the Bank to the Treasurer or mailed to the Treasurer by registered mail. The right given the officers named herein to pledge security as collateral also includes the right to pledge additional collateral security and to withdraw such collateral as the Treasurer is willing to surrender and the right to substitute one piece or lot of collateral for another, provided the Treasurer is willing to make such exchange or substitution; and it is further

RESOLVED, that the Bank officers named herein are fully authorized and empowered to execute in the name of the Bank such collateral pledge agreement in favor of the Treasurer as the Treasurer may require, and any collateral pledge agreement so executed or any act done by the Bank officers named herein under the authority of this Resolution shall be as binding and effective upon the Bank as though authorized by specific resolution of the Board of Directors of the Bank."

IN WITNESS WHEREOF, I have hereupon set my signature this 12th day of December, 2018.

BANK OF THE WEST



Ariela St. Pierre  
Deputy Corporate Secretary

**Government & Institutional Banking**  
Public Funds Collateral Unit  
333 Market Street, 15th Floor, MAC A0109-150  
San Francisco, CA 94105  
[publicfundscollateral@wellsfargo.com](mailto:publicfundscollateral@wellsfargo.com)



December 05, 2018

Attn: Leslie Brummage  
City of Cody  
PO Box 2200  
Attn: Leslie Brummage  
Cody, WY 82414

**RE: APPLICATION FOR DEPOSIT OF PUBLIC FUNDS**

To Whom It May Concern:

Pursuant to the requirements of Wyoming Statutes 1977, Section 9-4-818, formal application is hereby made by Wells Fargo Bank, Nation Association, a national banking association in the State of Wyoming, to be designated a depository for City of Cody.

Wells Fargo is prepared to pledge the following described securities as provided in Wyoming Statutes 1977, Section 9-4-821, to be assigned to and deposited with the Treasurer, City of Cody, as security for the safekeeping and prompt payment of all public monies that may be deposited with it by the Treasurer, City of Cody, and for the faithful performance of its duties under the law as such depository.

If you need any additional information, please feel free to contact me in Public Funds Collateral Unit at 1-877-479-6603. Thank you.

Dated this 5 December 2018

Wells Fargo Bank, N.A.

A handwritten signature in black ink that reads "Sheila Lynch".

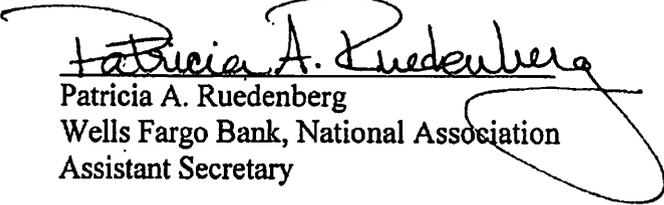
Sheila Lynch  
Vice President  
Public Funds Collateral Unit



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the Bank on this 7th day of November, 2018.

(SEAL)



  
Patricia A. Ruedenberg  
Wells Fargo Bank, National Association  
Assistant Secretary

**SECRETARY'S CERTIFICATE  
WELLS FARGO BANK, NATIONAL ASSOCIATION**

I, Patricia A. Ruedenberg, an Assistant Secretary of Wells Fargo Bank, National Association (the "Bank") hereby certify that, pursuant to the authority delegated to Petros "Perry" G. Pelos, a senior Executive Vice President of the Bank (the "Authorized Individual"), by the Executive Committee of the Board of Directors of the Bank on November 1, 2016, the following resolution was duly adopted by written consent of the Authorized Individual effective as of October 29, 2018, and that said resolution has not been rescinded or modified and is now in full force and effect:

**Resolution Regarding Approval of Contracts  
Regarding Depository Services**

WHEREAS, Wells Fargo Bank, National Association (the "Bank") has been awarded contracts for banking services by the Contract Holders listed on Exhibit A, each of which has custody and control of public funds (each, a "Contract Holder"); and

WHEREAS, the banking services provided by the Bank include serving as a depository for the public funds of the Contract Holder; and

WHEREAS, applicable law requires the Bank to pledge certain eligible securities for the benefit of each Contract Holder as collateral to secure deposits of its public funds with the Bank; and

WHEREAS, the Bank, having the full right, power and authority to enter into a contract with the Contract Holder providing for the collateralization of public fund deposits and third-party custody of eligible securities securing such public funds (each, a "Contract"), desires to enter into a Contract with each Contract Holder; and

WHEREAS, Section 13(e) of the Federal Deposit Insurance Act, 12 U.S.C. § 1823(e), as amended by the Financial Institutions Reform, Recovery and Enforcement Act of 1989, requires that the approval of each Contract by the Bank's Board of Directors or loan committee be reflected in the minutes of the board or committee, and requires that each Contract be and remain an official record of the Bank in order that each Contract be valid against the rights of the Federal Deposit Insurance Corporation.

NOW, THEREFORE, BE IT RESOLVED, that the appropriate officers of the Bank be, and the same hereby are, authorized and directed to execute each Contract on behalf of the Bank, to maintain this Resolution and each Contract as official records of the Bank, and to take all actions and to execute all such documents as such officers may deem necessary or desirable to carry out the intents and purposes of *the foregoing* resolution.



Wyoming  
Association of  
Municipalities  
*Building Strong Communities*

## MEMORANDUM

**TO:** Municipal Clerks / Administrators/Managers  
*(Please pass to Mayors and Council Members)*

**FROM:** Earla Checchi – Finance/HR Manager

**SUBJECT:** **Voting Delegates for the 2019 WAM Winter Conference (February 20-22, 2019)**

**DATE:** December 11, 2018

WAM will hold a Business Meeting at the Winter Workshop in Cheyenne on Thursday afternoon, February 21, 2019 at Little America following the legislative review. **Any** individual member of WAM is entitled to speak during the Business Meeting. However, when a vote is taken **only the official voting delegate, or the alternate**, is allowed to vote for the city or town. Any elected or appointed official/staff may be designated by the city/town as its official voting delegate.

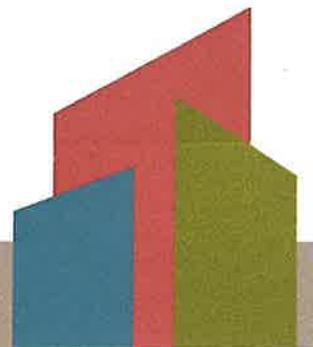
**Please complete the attached form and email/fax it to WAM by Friday, February 1, 2019.** We appreciate your cooperation on this matter to ensure each municipality is represented by a person who has been duly authorized by your governing body to vote at the Business Meeting.

If your official delegate is not able to attend the Winter Conference at the last moment, you may re-appoint someone else. In order for this change to be accepted we do need the change **in writing**. You may email ([checchi@wyomuni.org](mailto:checchi@wyomuni.org))/fax it to the WAM office by Friday, February 1, 2019 or your voting delegate may bring the written change/authorization to Winter Conference and submit it to the WAM registration desk **by Wednesday, February 20, 2019 before 12:00noon. After that time, changes will not be accepted.**

Please contact us with any questions.

Ensure YOUR community has a VOICE and a VOTE at the Winter Business Meeting!

See you at the Winter Conference, safe travels!





Wyoming  
Association of  
Municipalities  
*Building Strong Communities*

**WYOMING ASSOCIATION OF MUNICIPALITIES**  
2019 WAM WINTER WORKSHOP  
**OFFICIAL VOTING DELEGATE FORM**

The following person has been selected as the *Official Voting Delegate* for the 2019 WAM Winter Conference Business Meeting in Cheyenne, Thursday, February 21, 2019.

City/Town: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

*Alternate Delegate will be:*

\_\_\_\_\_

Title: \_\_\_\_\_

Date Approved by the City/Town Council:

\_\_\_\_\_

Attest: \_\_\_\_\_ (City/Town Clerk)

**PLEASE EMAIL/FAX TO WAM NO LATER THAN February 1, 2019**

315 West 27 Street, Cheyenne, WY 82001

Phone (307) 632-0398, Fax (307) 632-1942 or

Email to Earla Checchi at: [checchi@wyomuni.org](mailto:checchi@wyomuni.org)

