

City Council Proceedings August 16, 2010

The governing body of the City of Powell met in regular session at 7:00 p.m. August 16, 2010 at City Hall. Mayor Mangold opened the meeting and led those in attendance in reciting the Pledge of Allegiance. Mayor Mangold called the meeting to order and the following were present:

Mayor: Scott Mangold
Council Members: Steve Scott, John Wetzel, Don Hillman, Jim Hillberry, Floyd Young, and Rex Sanders.
Absent: None
City Officials: City Administrator Zane Logan, City Clerk Ardyce Busboom, City Attorney Sandra Kitchen, Deputy City Attorney Scott Kath, Street Supt./PSM Gary Butts, Parks Supt. Chuck Hewitt, Water Supt. Bill Winters, and Finance Director Annette Thorington.

Approval of Agenda

Mayor Mangold called for review and approval of the agenda. Councilman Young moved to approve an amended agenda with the addition of item 10A – Airport Board Report under Board/Commission Matters and item 8A – McCullough Peaks proposed gas wells under Mayor/Council. This motion was seconded by Hillberry and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Approval of Minutes.

Mayor Mangold called for any additions or corrections to the August 2nd regular meeting minutes which were distributed to Council and posted at City Hall prior to the meeting. Councilman Hillman moved to approve these minutes which motion was seconded by Wetzel and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY - None; MOTION CARRIED.

Bills and Claims

The list of claims, a copy of which is attached, was then considered. Mayor Mangold noted he would abstain from discussion and voting on item #34. Councilman Hillberry made a motion that the bills be allowed and authorize the Treasurer to draw warrants for payment of same, which motion was seconded by Young and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

7:05 P.M. Public Hearing – Economic Development Fund Loan. A public hearing was conducted to consider an application by Catheze for a loan through the City of Powell Economic Development Fund to be used for working capital, patents, advertising, and other related expenses for Catheze. Ms. Deirdre Cozzens reviewed her business enterprise stating that this loan she is seeking would be used for working capital, patents, advertising, and other related expenses. Following review, Attorney Kitchen closed this hearing at 7:14 p.m.

Resolution No. 12, 2010 was presented for Council consideration, the title of which is as follows:

A RESOLUTION CONCERNING THE CITY OF POWELL’S USE OF CITY OF POWELL ECONOMIC DEVELOPMENT MONEY FROM REPAYMENT OF LOANS ISSUED FROM THE STATE OF WYOMING ECONOMIC DEVELOPMENT STABILIZATION BOARD TO THE COMMUNITY DEVELOPEBNT BLOCK GRANT PROGRAM.

Councilman Hillman moved to approve Resolution No. 12, 2010 which motion was seconded by Young and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Matters From The Public

Battle of the Bands Event. As per Council directive from the August 2nd meeting, approval of the catering permit for this event was made contingent upon Council receiving details for the size and location of the proposed beer garden. A drawing providing this information was submitted for Council review and it was noted that City staff has reviewed

the proposed location of this beer garden and find it satisfactory. Councilman Wetzel made a motion to approve the area proposed for the beer garden which motion was seconded by Hillberry and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Plaza Diane Board – O & M Procedures. Mr. Martin Garhart, Plaza Diane Board Chairman, reviewed a calendar submitted to Council which outlines a proposed schedule for the Plaza Board to handle ongoing responsibilities for maintenance and operations of their facility. They requested City assistance for only a few issues, that being putting up and taking down the sails, supplying a few picnic tables, and decorating the outside of the Plaza for Xmas. Parks Supt. Hewitt recommended that the Board remove the controller in the center of the splash pad and store inside for winter, and also that the Plaza begin purchasing their own picnic tables so the City tables could be used elsewhere. The Plaza Board made a commitment to purchase at least one picnic table per year.

Mayor/Council Members

Proposed McCullough Peaks Gas Wells. Councilman Hillberry briefly informed Council of proposed gas wells in the McCullough Peaks area and potential impact on our area. Development of these wells has halted at the present time and Councilman Hillberry suggested that it might be wise for area municipalities to provide input in any BLM decisions regarding writing resource management plans for these developments. Council recommended that this be followed up on with possibly a meeting and drafting of a statement for BLM consideration in making any decisions.

Legal

Ordinance No. 11, 2010 was presented for first reading and was read by title and in full, the title of which is as follows:

AN ORDINANCE AMENDING SECTION 10.12.040 OF THE POWELL CITY CODE PERTAINING TO U-TURNS BY PROHIBITING VEHICLES FROM CROSSING THE CENTER OF ANY CITY STREET WITH A NO U-TURN SIGN TO PARK ON THE OPPOSITE SIDE OF THE STREET.

Councilman Hillberry moved to approve this ordinance on first reading which motion was seconded by Wetzel and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Experience Works Program. Attorney Kitchen updated Council on efforts to work through concerns with the Experience Works program agreement regarding worker's compensation and liability issues for employment of elderly citizens. Legal staff will continue to try to work through these issues with the National Agency.

Committee, Board, Commission Matters

Airport Board Report. Councilman Hillman updated Council on Airport Board activities, including a Board recommendation to extend the FBO Contract for one year then go out for RFP's, and a reminder that the Wings and Wheels event is scheduled for the weekend of August 21st.

Administrative

Aquatic Center Agreement - Park County School District #1 & City.

Administrator Logan presented an agreement between the City and the School District covering usage by the District of the Powell Aquatic Center for students, staff, swim meets and practices. Councilman Hillberry moved to approve this agreement and authorize execution of same which motion was seconded by Wetzel and the vote was: AYE – Mangold, Scott, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

General Announcements. Administrator Logan informed Council of the following:

1) Administrator Logan provided an update on recent power outage issues and steps being taken to resolve any problems; and 2) Mayor Mangold reminded all to vote on Tuesday.

There being no further business to be considered at this meeting, Councilman Young moved to adjourn which motion was seconded by Hillman. Mayor Mangold adjourned the regular meeting at 8:04 p.m.

ATTEST:
/s/ Ardyce Busboom
City Clerk

APPROVED:
/s/ Scott Mangold
Mayor