

City Council Proceedings January 19, 2009

The governing body of the City of Powell met in regular session at 7:00 p.m., January 19, 2009 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: John Wetzel, Don Hillman, Jim Hillberry, Floyd Young, and Rex Sanders.
Absent: Councilman Josh Shorb
City Officials: City Administrator Zane Logan, City Clerk Ardyce Busboom, Aquatics Supt. Carrie Parmer, City Attorney Sandra Kitchen, and Deputy City Attorney Scott Kath.

Approval of Agenda

Mayor Mangold called for review and approval of the agenda. Councilman Young moved to approve the agenda as amended with the addition of a claim for Sletten Construction of Wyoming under Bills and Claims and item 10A – Aquatic Building roofing under Committee Matters. This motion was seconded by Wetzel and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Approval of Minutes.

Mayor Mangold called for any additions or corrections to the January 5th regular meeting minutes and the January 8th work session minutes which were distributed to Council and posted at City Hall prior to the meeting. Councilman Hillberry moved to approve these minutes, which motion was seconded by Young and the vote was: AYE – Mangold, 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 including the additional claim for Sletten Construction of Wyoming in the amount of \$708,120.50 for construction on the aquatic facility. Councilman Wetzel noted he would abstain from discussion and voting on item #54. Councilman Hillberry made a motion that the bills be allowed, including the additional claim for Sletten Construction of Wyoming and authorize the Treasurer to draw warrants for payment of same, which motion was seconded by Wetzel and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Matters From The Public

Catering Permit. Roadgrill LLC d/b/a The Terrace submitted a request for a catering permit for the Chamber Banquet scheduled for February 19th at the Commons with alcohol hours from 2 p.m. to 12 midnight. Councilman Wetzel moved to approve this catering permit which motion was seconded by Young and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION Carried.

Powell Coalition Against Substance Abuse. Mr. Jay Otto reported on guidelines and timeframes for the upcoming coalition review of alcohol statutes, substance abuse issues, and educational objectives to implement this program. The coalition will seek public and business involvement in compiling these guidelines and report periodically back to Council on the process.

Mayor/Council Members

Mayoral Appointments.

City Attorney/s - Mayor Mangold requested Council concurrence of his recommendation to re-appoint Sandra Kitchen as City Attorney and Scott Kath as Deputy City Attorney. Councilman Hillberry moved to ratify these appointments which motion was seconded by Wetzel and the vote was: AYE –Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Municipal Judge - Mayor Mangold requested Council concurrence of his re-appointment of Jim Allison as Municipal Judge. Councilman Young moved to ratify this appointment, which motion was seconded by Sanders and the vote was: AYE – Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Boards/Committees/Commissions – Mayor Mangold requested Council confirmation of his recommendations for appointments for City Boards, Committees and Commissions, and Council representatives for these various boards. Councilman Wetzel made a motion to approve these requested appointments which motion was seconded by Young and the vote was: AYE – Wetzel, Hillman, Hillberry, Young and Sanders; NAY – None; MOTION CARRIED.

The Board, Committee, and Commission appointments are as follows:

Planning and Zoning Commission: John Campbell re-appointed and Tim Sapp appointed for six year terms running from Jan. 2009 – 2015 and will serve with continuing P & Z members Carol Richendifer, John Sides, Shane Shoopman, and Robert Smith.

Board of Adjustment: John Campbell re-appointed and Tim Sapp appointed for three years terms running from Jan. 2009 – 2012 and will serve with continuing board members Wes Metzler, John Sides, and Glen Holmes.

Airport Advisory Commission: Jim Carlson, Dave Blevins, and William Keil were re-appointed for a two year term running from Jan. 2009 – 2011. Mark Senn was also named to work with this board and these appointees will serve with continuing board members Tom Bibbey and Dick Fennell.

Shoshone Municipal Water JPB: Josh Shorb was re-appointed to the pipeline board for a term running to June 2012.

Park County Lodging Tax JPB: Josh Shorb was re-appointed for a term running from March 2009 – 2012.

Tree Advisory Board: Sandy Frost was appointed to fill an unexpired term running to January 2012 and will serve with continuing board members Ben Keller, Steve Martin, Joyce Johnston, Myron Heny, Nancy Ryan, and Bob Prchal.

WMPA Board: Scott Mangold and Larry Carter will serve as alternates for this board from January 2009 – 2012.

Council Representatives for Boards and Committees: Mayor Scott Mangold for WAM, Big Horn Basin Transportation Authority, Northwest Projects JPB, National League of Cities, and CDBG Sponsorship Committee. Councilman Josh Shorb for Lodging Tax Board, Shoshone Municipal Water Board, Centennial Park Committee, and CDBG Sponsorship Committee. Councilman John Wetzel for the Powell Country Club, Powell Recreation District Board, Planning and Zoning Commission, and Park County Tripartite Board. Councilman Don Hillman for the Airport Board, Urban Systems Committee, and Centennial Celebration Committee. Councilman Jim Hillberry for the Northwest Projects JPB, Big Horn Basin RC & D, and the CDBG Sponsorship Committee. Councilman Floyd Young for the Tree Advisory Board. Councilman Rex Sanders for the Planning and Zoning Commission, Board of Adjustment, and Board of Appeals.

Legal

Ordinance No. 32, 2008 was up for third reading and was read by title only, the title of which is as follows:

AN ORDINANCE REPEALING SECTIONS 10.24.010, 10.24.020, 10.24.030, 10.24.040, AND 10.24.050 OF THE POWELL CITY CODE PERTAINING TO BICYCLE LICENSING REQUIREMENTS.

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

Cooperative Agreement for Enhanced 911 Emergency Telephone Services. Attorney Kitchen reviewed a Third Amended Agreement between the City of Powell, Park County, and Yellowstone Park covering the use and distribution of fees to be charged telephone subscribers for establishment and maintenance of enhanced 911 emergency telephone services in Park County. Councilman Wetzel moved to approve this agreement with several typos corrected and remittance date included, and authorize execution of same which motion was seconded by Hillberry and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Community Facilities Grant Agreement – City/Plaza Diane. Attorney Kitchen reviewed an agreement between the City and the Plaza Diane - Community Center for the Arts corporation which agreement provides assurance that grant funding for this project will meet all grant requirements. Following discussion, Councilman Young moved to approve this agreement and authorize execution of same which motion was seconded by Sanders and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Cooperative Agreement – Amendment #2 – WYDOT/City. Attorney Kitchen reviewed an agreement between WYDOT and the City covering the group airport pavement maintenance program for the 2009 crack seal project at Powell Airport. Councilman Wetzel moved to approve this agreement and authorize execution of same which motion was seconded by Hillman and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Conflict of Interest Statements. Members of the governing body and city staff submitted written conflict of interest statement forms to be attached to the minutes of this meeting, as well as Council members verbally stating each financial institution they utilize.
Committee Matters

Aquatic Facility Roofing. Councilman Hillberry discussed roofing materials and material warranties for the products being proposed to be used on the aquatics facility.
Administrative

SLIB Funding Concensus List Resolution. Administrator Logan reviewed the SLIB concensus project list which will be submitted for funding and requested Council approval. Councilman Wetzel moved to accept this list which motion was seconded and the vote was: AYE – Mangold, Wetzel, Hillman, Hillberry, Young, and Sanders; NAY – None; MOTION CARRIED.

Fiber Project Update. Administrator Logan informed Council that all thirteen areas are now complete and available for services. Cleanup items will be completed in the spring. There will be an open house at 9 a.m. on Friday, Jan. 30th at City Hall with TCT to answer questions that the public may have.

General Announcements. Administrator Logan informed Council of the following: 1) The budget calendar for FY 2009/10 was distributed to Council; 2) The schedule for open house/departamental tours was distributed; 3) The 1% option tax distribution report was given to council for review; 4) The Mayor noted that a number of council members will be attending the WAM Winter Workshop in Cheyenne later this week.

There being no further business to be considered at this meeting, Councilman Hillman moved to adjourn which motion was seconded by Young. Mayor Mangold adjourned the regular meeting at 8:05 p.m.

ATTEST:

/s/ Ardyce Busboom
City Clerk

APPROVED:

/s/ Scott Mangold
Mayor