

REGULAR MEETING OF THE CITY COUNCIL
OF WORLAND, WYOMING

February 2, 2010

On the 2nd day of February, 2010 the City Council of Worland, Wyoming met in regular session in the Council Chambers in City Hall at 7:00 p.m. Mayor Kreg Lombard presided and the Councilmembers in attendance were: Bud Callaham, Jerry Alexander, Kathy Newman, Lisa Fernandez, Loyd Worley and Bob Nelsen. Also present were: Airport Manager/ Superintendent of Public Works, Gary Thompson; Chief of Police, Greg Bankert; City Attorney, Kent Richins; City Engineer Representative, Mike Donnell; Building Official, Ron Vanderpool and Clerk-Treasurer Tracy Glanz. Councilmembers Michele Rideout, Justin Pfeiffer and George Hazen were absent.

There were five visitors present for this meeting of the City Council.

Councilmember Kathy Newman led the Council and Visitors in the Pledge of Allegiance.

Motion: to approve the minutes of the regular meeting on January 19, 2010.

By: Councilmember Callaham.

Second by: Councilmember Nelsen.

Vote: The motion passed unanimously.

Motion: to approve the January bills and payroll for the periods ending January 24, 2010 and January 31, 2010. PAYROLL-1/24/10 - \$54,153.66; PAYROLL-1/31/10 - \$3,179.89.

By: Councilmember Alexander.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Mayor Kreg Lombard asked the Council to review their WAM newsletter especially the articles regarding budget shortfalls.

Mayor Lombard informed the Council of a meeting scheduled for Friday, February 5, 2010 at 11AM at the County Commissioner's Chambers to discuss the General Purpose Tax and invited all to attend.

Councilmember Bob Nelsen asked about the variance requested by Mike Neuffer to build a garage at 723 Holly Avenue. The Board of Planning & Adjustment requested a legal opinion on the granting of a variance since this property is located in the floodplain. City Attorney Kent Richins informed the Council that granting a variance would not be defensible in court against Ordinance #777. Building Official Ron Vanderpool stated that the garage would be in violation of FEMA regulations under the current ordinance. Discussion followed. Mayor Kreg Lombard, City Engineer

Representative Mike Donnell, Superintendent of Public Works Gary Thompson and Building Official Ron Vanderpool met with Kimball Croft, Homeland Security Director about alleviating the floodway and will continue to work on this issue. Councilmember Jerry Alexander suggested that we contact Senator Jerry Geis regarding funding for the Wyoming Department of Transportation since the culvert under the highway is part of the problem. Building Official Vanderpool suggested that the community needs to be educated of the process involved in getting the floodway changed.

City Attorney Richins presented Ordinance #782 for third and final reading.

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, REVISING VARIOUS REGULATIONS PERTAINING TO CITY STREET AND ALLEY EXCAVATIONS BY AMENDING AND SUPPLEMENTING PORTIONS OF CHAPTER 19 OF THE WORLAND CITY CODE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Councilmember Nelsen initiated discussion to amend the Ordinance to include streets only. Discussion followed.

Motion: to pass Ordinance #782 on third and final reading.

By: Councilmember Alexander.

Second by: Councilmember Fernandez.

Vote: Members voting AYE: Alexander, Fernandez, Lombard and Newman; Members voting NAY: Worley, Nelsen and Callaham. The motion passed by a vote of 4-3.

City Attorney Richins presented Ordinance #783 for third and final reading.

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, ESTABLISHING A SPECIAL RATE FOR UTILITIES FOR WYOMING SUGAR COMPANY, LLC, IN CONSIDERATION OF A LEASE OF REAL PROPERTY AND FOR THE PURPOSE OF BENEFITTING THE ECONOMIC DEVELOPMENT OF THE CITY OF WORLAND, WYOMING, DURING SERIOUSLY DEPRESSED ECONOMIC TIMES. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED.

Motion: to pass Ordinance #783 on third and final reading.

By: Councilmember Callaham.

Second by: Councilmember Worley.

Vote: The motion passed unanimously.

City Attorney Richins presented Ordinance #784 for review stating it will be presented for first reading at the next Council meeting following a review by the Plumbing and Mechanical Board.

Clerk/Treasurer Tracy Glanz presented Resolution #2010-1:

RESOLUTION #2010-1

A RESOLUTION TO REVISE EXISTING POLICY REGARDING THE COMMISSIONS OF THE CITY COUNCIL OF WORLAND, WASHAKIE COUNTY, WYOMING.

WHEREAS, there is a need to revise the existing Commissions of the City Council to assist with the management and operations of the departments of municipal government of Worland, Washakie County, Wyoming; and

WHEREAS, there is a need to revise policy governing and directing these Commissions in their assigned duties and obligations;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of said City, that the policy regarding commissions shall be revised as follows:

1. The following commissions have previously been established and appointments made:
 - A. Utilities Commission: Established to assist the Mayor, Council, City Engineer and Superintendent of Public Works in the operation of the water, sewer, sanitation and engineering services.
 - B. Community Services Commission: Established to assist the Mayor, Council, Superintendent of Public Works, Clerk/Treasurer and Building Inspector in the operation of the streets, city hall and building codes.
 - C. Buildings & Grounds Commission: Established to assist the Mayor, Council, Superintendent of Public Works and Golf Course Management, in the operation of parks, city buildings, cemetery and golf course.
2. The chairman of the Utilities, Community Services and Buildings & Grounds commission(s) shall meet during preparation of budget and at other times when requested to do so to discuss budget or finance issues.
3. The City Council shall set policy. The commissions have no authority to set policy. The primary purpose of the commissions is to study a matter, hold hearings as necessary and to report findings and recommendations to the Council.
4. Commissions have no authority over city staff.
5. Standing commissions shall consist of three Councilmembers; the Mayor and/or any member of the Council, if present, shall be considered a member of each commission ensuring that a quorum is present at each commission meeting.

The Mayor and/or member of the Council shall have the right to vote at a commission meeting if necessary to establish a voting quorum.

6. Commissions shall designate a regular meeting day and shall meet at least monthly. The meeting day of each commission shall be on record with the City Clerk. The public and all other interested persons shall be welcome at commission meetings. The date, time and place of each meeting shall be communicated to the offices of the Mayor and City Clerk.
7. Each standing commission shall report, through its chairperson or other designated person, at the second council meeting of each month.
8. Minutes shall be kept of all commission meetings, which shall be reviewed and signed by the commission chairperson. Minutes shall reflect the attendance of members. The original minutes shall be kept at City Hall for inspection by any interested persons. The City Clerk shall assign a staff person to assist in preparing agenda, reports, minutes, etc. of each standing commission.
9. Ad hoc or special task force committees may be established by the Mayor with consensus of the Council to make recommendations on specific issues.
10. Members and chairpersons of committees and commissions shall be appointed by the Mayor.

PASSED, APPROVED AND ADOPTED THIS ____ DAY OF _____, _____.

CITY OF WORLAND, WYOMING
A Municipal Corporation

By: _____
Kreg Lombard, Mayor

ATTEST:

City Clerk

Discussion followed; the resolution was amended #5 (as presented in these minutes) to include "and/or any member of the Council" and exclude "and in order to break a tie vote".

Motion: to approve Resolution #2010-1 as amended.

By: Councilmember Alexander.

Second by: Councilmember Worley.

Vote: The motion passed unanimously.

Clerk/Treasurer Glanz informed the Council that there would be a pre-preliminary budget meeting tomorrow at noon in the council chambers with the Chairperson of each commission.

City Attorney Richins asked the Council to authorize the Mayor to send a letter to the Golf Course Management group to open discussions about the Golf Course budget. Councilmember Jerry Alexander volunteered to talk to representatives of that group.

Clerk/Treasurer Glanz notified the Council that a group had met with the Census Bureau Coordinator for this area and he had provided valuable information and several ideas on how to promote the census. Clerk/Treasurer Glanz and Building Services Assistant Wendi Dickerson will be working on promotional ideas and will bring these ideas back to the Council.

Superintendent of Public Works Gary Thompson asked the Council to approve the donation of one sick day by employees to Ernie Hernandez.

Motion: to allow the city employees to donate one day of sick to Ernie Hernandez.

By: Councilmember Alexander.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Chief of Police Greg Bankert informed the Council that the new SUV's for the police department are in use.

City Engineer Representative Mike Donnell reported that the new well drilled by Big Horn Regional looks good and tested at 600 gallons a minute with full recovery in 34 minutes; the well would take the pressure off our wells.

Under Business of the Council:

Councilmember Alexander thanked the City crew for clearing the snow and ice off the streets.

Motion: to enter into executive session at 8:13 p.m. to discuss a personnel issue.

By: Councilmember Alexander.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

The Council left executive session at 9:25 p.m.

There being no further business, the meeting adjourned at 9:26 p.m.

Kreg Lombard, Mayor

ATTEST:

Tracy A. Glanz, Clerk-Treasurer