

REGULAR MEETING OF THE CITY COUNCIL
OF WORLAND, WYOMING

March 3, 2008

On the 3rd day of March, 2008 the City Council of Worland, Wyoming met in regular session in the Council Chambers in City Hall at 7:00 p.m. Mayor Sonny Shearer presided and the Councilmembers in attendance were: Bud Callaham, Loyd Worley, Bob Nelsen, Vasca Gilmore, Justin Pfeiffer, George Hazen and Curt Christoffersen. Also present were: City Attorney, Kent Richins; Superintendent of Public Works, Gene Clame; Building Official, Heath Overfield; City Engineer, Mike Donnell and Clerk-Treasurer Tracy Glanz. Councilmembers Jerry Alexander and Shane Anderson were absent.

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

Mike Karr of the Northern Wyoming Daily News led the Council and Visitors in the Pledge of Allegiance.

Motion: to approve the minutes of the regular meeting on February 19, 2008 and the work session on February 25, 2008.

By: Councilmember Worley.

Second by: Councilmember Hazen.

Vote: The motion passed unanimously.

City Attorney Kent Richins announced that it was the time and place to open bids for Refuse Containers.

COMPANY/INDIVIDUAL	CONTAINERS	BID
Ameri-Tech Equipment Co.	30-3 Yard, 40-1.5 Yard, 20-90 Gal Rollouts	\$28,830.00
UltraTec Equipment Sales	30-3 Yard & 40-1.5 Yard	\$27,090.40

City Attorney Richins stated that the bids were not in order as bid bonds were not included in either one of the bids. The Council could either re-bid the containers or allow acceptance of one of the bids since they were both out of order.

Motion: to allow the Utilities Commission to approve a bid after review and recommendation by Superintendent of Public Works, Gene Clame and City Attorney, Kent Richins.

By: Councilmember Christoffersen.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

Motion: to approve the February bills and payroll for the periods ending February 24, 2008 and February 29, 2008. PAYROLL-2/24/08 - \$51,285.58; PAYROLL-2/29/08 - \$3,664.08.

By: Councilmember Christoffersen.
Second by: Councilmember Gilmore.
Vote: The motion passed unanimously.

Chris Schmeltzer with Park County Implement spoke to the Council about the GPS base unit that was placed at the City's west water tank. The unit was actually placed on top of the tank and did not interfere with the SCADA system. Chris requested that the City allow him to drill 3 holes in the tank to set the unit permanently. The City would have to enter into some type of agreement possibly even a lease agreement prior to setting the unit permanently. The Council would like to keep the base unit off of the tank if possible and asked Chris to meet with Superintendent of Public Works Gene Clame and City Engineer Mike Donnell. Chris was also directed to meet with the Utilities Commission; the Commission will make a final recommendation to the Council.

Mayor Shearer told the Council about the meeting he attended today concerning the Airport Sewer Line Project on Lane 14. One of the landowners has not signed the Right-Of-Way and the City cannot proceed without it, unless they move the line to the South. Discussion followed.

City Attorney Richins presented Ordinance #770 for second reading.

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, AMENDING THE OFFICIAL ZONING MAP PROVIDED FOR IN WORLAND CITY CODE SECTION 24-8 BY RE-ZONING REAL PROPERTY DESCRIBED AS LOT 15 AND LOT 16, PULLIAM ADDITION, WORLAND, WASHAKIE COUNTY, WYOMING, FROM I-1 LIGHT INDUSTRIAL TO B-2 COMMUNITY BUSINESS. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith ARE HEREBY REPEALED.

Motion: to pass Ordinance #770 on second reading.
By: Councilmember Christoffersen.
Second by: Councilmember Worley.
Vote: The motion passed unanimously.

City Attorney Richins presented Ordinance #771 for second reading.

AN ORDINANCE OF THE CITY OF WORLAND, WASHAKIE COUNTY, WYOMING, SUPPLEMENTING SECTION 1-7 OF CHAPTER 1, OF THE WORLAND CITY CODE BY INCREASING COURT COSTS BY THE AUTOMATED FEE REQUIRED FOR USE OF STATE OF WYOMING MUNICIPAL COURT SOFTWARE. ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith ARE HEREBY REPEALED.

Motion: to pass Ordinance #771 on second reading.

By: Councilmember Christoffersen.

Second by: Councilmember Callaham.

Vote: The motion passed unanimously.

City Attorney Kent Richins introduced Resolution #2008-3:

Resolution #2008-3

A RESOLUTION PARTIALLY APPROVING THE BOMBER PEAK ADDITION IMPROVEMENTS AND APPROVING THE COMMENCEMENT OF THE ONE (1) YEAR GUARANTEE PERIOD WITH RESPECT TO SAID IMPROVEMENTS.

BE IT RESOLVED, by the Governing Body of the City of Worland, Washakie County, Wyoming:

WHEREAS, on or about June 8, 2006, the City of Worland entered into a Subdivision Improvements Agreement with The Development Company, LLC, a Wyoming Limited Liability Company, addressing the improvements required with respect to Bomber Peak Addition;

WHEREAS, by letter dated January 17, 2008, The Development Company, LLC, has requested that the City of Worland commence with the one (1) year guarantee period pursuant to Worland City Code Section 20-61(B), and

WHEREAS, in view of the report from the City Engineer, dated **February 19, 2008**, and attached hereto as **EXHIBIT "A"**, a partial approval of the improvements is appropriate pursuant to Worland City Code Section 20-67.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Worland that, pursuant to Worland City Code Section 20-67, the improvements of Bomber Peak Addition shall be and are hereby partially approved subject to the completion of the improvements as outlined in **EXHIBIT "A"** attached hereto; that The Development Company, LLC, is hereby released from all liability except for one hundred fifty percent (150%) of the cost of the outstanding improvements or ten percent (10%) of the amount of the original performance guarantee, whichever is greater.

BE IT FURTHER RESOLVED that, pursuant to Worland City Code Section 20-61(B), the City of Worland does hereby accept a maintenance guarantee in favor of the City of Worland in the amount of ten percent (10%) of the contract costs of the public improvements which shall be in effect for a period of one (1) year commencing retroactively on **January 21, 2008**. The City of Worland will accept the responsibilities of maintenance of the public improvements on **January 21, 2009**.

PASSED, APPROVED AND ADOPTED this 3rd day of **MARCH, 2008**.

CITY OF WORLAND, WYOMING
A Municipal Corporation

By: _____
SONNY SHEARER – Mayor

ATTEST:

TRACY A. GLANZ – City Clerk

Motion: to pass, approve and adopt Resolution #2008-3.

By: Councilmember Christoffersen.

Second by: Councilmember Nelsen.

Vote: The motion passed unanimously.

Motion: to approve the Contract with Engineering Associates to provide Building Department services for a term of two (2) years and authorize the Mayor to sign the contract.

By: Councilmember Christoffersen.

Second by: Councilmember Worley.

Vote: The motion passed unanimously.

Motion: to allow Clerk/Treasurer Glanz to subscribe to Technology Net an on-line wage and benefit survey system for municipalities at a cost of approximately \$250.00 annually.

By: Councilmember Christoffersen.

Second by: Councilmember Worley.

Vote: The motion passed unanimously.

City Engineer Mike Donnell requested an executive session to discuss possible litigation.

At the end of the executive session, the meeting adjourned at 8:08 P.M.

Sonny Shearer, Mayor

ATTEST:

Tracy A. Glanz, Clerk-Treasurer