

## **COMMITTEE OF THE WHOLE MINUTES**

A meeting of the Committee of the Whole was held on Wednesday, April 23, 2008, Council Chambers, starting at 6:00 P.M. Those in attendance were as follows:

**COMMITTEE MEMBERS:** Don Pierson, Chairman, Georgia Broyles, Pete Laybourn, Jim Brown, Judy Case and Jimmy Valdez. Absent: Mark Rinne, Patrick Collins, Tom Segrave

**CITY STAFF:** Judi Gore, Mayor's Office; Jason Sanchez, CPEA (Cheyenne Public Employees Association); Claudia Angelos, City Attorney; Erik Rasmussen, Deputy City Attorney; and Lt. Monti Allsop, Police Department.

**OTHERS PRESENT:** Jodi Rogstad, WTE; Barbara Laybourn; Laurie Siedenberg, legal representative for Councilman Pete Laybourn; Joe Morelli; Michael Sullivan, CPEA representative; George Halyak; Dale Meyer; and Amber Ash.

---

### **AGENDA ITEMS**

19. RESOLUTION - Adopting the City of Cheyenne Governing Body Code of Conduct, to more fully enable the members to understand the manner in which they should treat one another, city staff, constituents, and others with whom they may come in contact. (SPONSORS - JIM BROWN, GEORGIA BROYLES, PATRICK COLLINS, DON PIERSON, TOM SEGRAVE, MAYOR SPIKER)

Mr. Brown moved to adopt, seconded by Mrs. Case. Mrs. Broyles moved to postpone to the next meeting of the Governing Body, 04-28-08. Motion died due to the lack of a second. Mr. Laybourn moved to amend by removing the 1<sup>st</sup> Whereas clause, seconded by Mrs. Broyles. Mr. Laybourn moved to withdraw motion to amend. Main motion failed with Mr. Brown voting "YES", and Mr. Valdez, Mrs. Case, Mr. Laybourn, and Mrs. Broyles voting "NO".

**DISCUSSION:** Mike Sullivan, CPEA Representative, spoke in favor of approval. Laurie Seidenberg, Legal representative for Pete Laybourn, Councilman Ward I, spoke in opposition of the resolution, voicing concerns regarding language, terms, and interpretation. Joe Morelli spoke in opposition voicing communication concerns. Barbara Laybourn spoke in opposition voicing concerns regarding interpretation, language, conflict of interest, and undefined terms. Discussion included: Language and term interpretation and definition, agenda sponsorship procedures, reference to other municipalities that have adopted code of conduct regulations, current employee grievance policies, politically motivated issues, public records requests, Robert's Rules of Order procedures and interpretation, standing committees, proposed postponement, resolution intent and timing concerns, procedural concerns involving motions to amend, and proposed amendment to withdraw the 1<sup>st</sup> Whereas clause. During discussion Chairman

Pierson ruled Mr. Laybourn out of order regarding comments not germane to resolution topic.

There being no further items for the agenda to come before the Committee of the Whole, the meeting was adjourned at 7:40 P.M.

Respectfully submitted,

Kris Jones,  
Executive Assistant  
to the City Council

xc      Mayor Jack Spiker  
         Judi Gore - Sr. Assistant to the Mayor  
         Carol Intlekofer - City Clerk  
         Claudia Angelos - City Attorney  
         Lara White – Attorney’s Office  
         Barb Dorr – City Treasurer  
         Ken Lewis – City Engineer/Planning/Development Director  
         Mike Abel - Public Works Manager  
         Tom Mason - MPO Director  
         Jeff Fanning - Assistant City Engineer  
         Rick Parish – Parks & Recreation Director  
         Kristy Anderson - City Clerks Office  
         Martin Matsen-Development Director  
         Matt Ashby - Urban Planning Director