

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
SEPTEMBER 4, 2018

1. AGENDA

Regular Meeting of the City Council was called to order by Mayor Summerville at 6:31 p.m.

2. Pledge of Allegiance

Mayor Summerville led the Pledge of Allegiance.

3. Roll Call

Roll call showed present: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. Absent: None.

Staff present: Janine Jordan, City Manager; Nancy Bartholomew, City Clerk; Bob Southard, City Attorney; Malea Brown, Administrative Services Director; and Earl Smith, Public Works Director.

4. PRE-MEETING ITEMS

4.A. PROCLAMATIONS & PRESENTATIONS

4.B. PUBLIC HEARING

4.B.i. PUBLIC HEARING: New Special Malt Beverage Permit No. Special-2 for Roxie's Catering LLC, location of permit at University of Wyoming Arena Auditorium excluding Portal 5.

4.B.ii. PUBLIC HEARING: New Special Malt Beverage Permit No. Special-3 for Cowboy State Brewing LLC, location of permit at University of Wyoming War Memorial Stadium excluding the Wildcatter and Beer Garden.

4.B.iii. PUBLIC HEARING: Original Ordinance No. 1987, vacating a portion of Lewis Street, 10th Street and the alley within and adjacent to Block 129, Union Pacific Railroad Company Second Addition.

4.C. ANNOUNCEMENTS

5. Disclosures by City Council Members

6. Consideration of Changes in Agenda and Setting the Agenda

MOTION BY PEARCE, seconded by Shumway, that the Agenda be set as submitted.

MOTION CARRIED by voice vote.

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7. Approval of Consent Agenda

Items listed on the Consent Agenda are considered to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless a Councilor or citizen so requests, in which case the item will be removed from the Consent Agenda and will be considered on the Regular Agenda.

MOTION BY PEARCE, seconded by Gabriel, that the Consent Agenda be approved and that each specific action on the Consent Agenda be approved as indicated.

Roll call showed Aye: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. Nay: None. Absent: None. MOTION CARRIED.

8. CONSENT AGENDA

8.A. MINUTES: City Council Meetings

Action:

that Council approve the Minutes of the City Council Special Meeting of August 14, 2018 and the Regular Meeting of August 22, 2018 and have them placed on file for public inspection.

8.B. CEMETERY DEEDS: Cemetery Deeds for August 16-31, 2018

Action:

that the Cemetery Deeds for August 16-31, 2018 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

8.C. VOUCHERS: August 2018

Action:

that the following Resolution be adopted: BE IT RESOLVED: that all vouchers approved by the Finance Committee be allowed, warrants drawn on proper City funds in payment thereof, and the vouchers be placed on file in the Treasurer's Office subject to public inspection; and that Council authorize payment for the month-end payroll, light and gas charges, telephone charges, employee travel, other employee reimbursements, pay advances, refunds for City services, recording fees, postage, lease purchase and bond payments, self-funded employee health insurance claims, miscellaneous insurance claims, Council-approved bid items, outside attorney fees, other consulting fees, before normal City Council approval on the first Tuesday of September. These expenditures are to be paid subject to audit by the City of Laramie Finance Department.

8.D. MINUTES: Acknowledgement of the Minutes for the MRAC from the July 12, 2018 meeting

Action:

to acknowledge receipt of the Minutes from the July 12, 2018 Monolith Ranch Advisory Committee meeting.

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8.E. MOU: Consideration of a Memorandum of Understanding between the City of Laramie, Wyoming and Action Resources International-Feeding Laramie Valley for the provision of a community garden in Kiwanis Park.

Action:

that Council approve the Memorandum of Understanding between the City of Laramie, Wyoming and Action Resources International-Feeding Laramie Valley for the provision of a community garden in Kiwanis Park and authorize the Mayor and Clerk to sign.

8.F. AGREEMENT: Consideration of the Grant Agreement between the Department of AMENDMENT-CONTRACT: Consideration of Amendment No. Two to Professional Services Agreement between the City of Laramie, Wyoming and Fremont Electric, Inc., Laramie, Wyoming for electrical repair and installation services for City owned facility electrical systems and equipment.

Action:

that Council approve Amendment No. Two to Professional Services Agreement between the City of Laramie, Wyoming and Fremont Electric, Inc., Laramie, Wyoming for electrical repair and installation services for City owned facility electrical systems and equipment and authorize the Mayor and Clerk to sign.

8.G. Acceptance of a Lease/Purchase Agreement with Star Awards and Promos for a laser engraver.

Action:

to approve the acceptance of a Lease/Purchase Agreement with Star Awards and Promos in the amount of \$18,682.50, repayable at 4% interest over a five-year period and authorize the Mayor and Clerk to sign.

8.H. Bid award to Innovative Cutting Systems for a laser engraver.

Action:

to approve the acceptance Bid Award in an amount not to exceed \$37,365 to Innovative Cutting Systems for a laser engraver and authorize the City Manager to sign.

8.I. RESOLUTION: Resolution 2018-56 authorizing the City of Laramie to enact a reimbursement resolution and seek reimbursement from tax exempt lease proceeds.

Action:

to approve Resolution 2018-56, authorizing the City of Laramie, Wyoming to enact a reimbursement resolution to pay for equipment expenditures and seek reimbursement from proceeds of one or more tax exempt leases through the FY 2018-19 & FY 2019-2020 biennium budget and authorize the Mayor and Clerk to sign.

8.J. BID: Public Works Department- Solid Waste Division- Unit 662 One Roll-off Truck with no Trade-In

Action:

to award the bid for one new Roll-off Truck with no Trade-In, to Spradley Barr, Cheyenne, WY, in the total amount of \$73,239.00.

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8.K. TRAVEL APPROVAL: Approval of expenditures for Jayne Pearce to attend the Mayor Conference on Entrepreneurship in Kansas City.

Action:

to approve the travel expenditures for Councilor Jayne Pearce to attend the Mayor Conference on Entrepreneurship in Kansas City on July 10-12, 2018 in the amount of \$72.00 and authorize the Mayor to sign.

8.L. RESOLUTION: Resolution 2018-57, appointing one member to Laramie Advisory Commission on Disabilities.

Action:

That City Council approve Resolution 2018-57, appointing Mark Sparks with a disability category term expiring October 31, 2020 to the Laramie Advisory Commission on Disabilities, and authorize the Mayor and City Clerk to sign.

8.M. RESOLUTION: Resolution 2018-58, appointing one member to the Board of Health

Action:

to approve Resolution 2018-58, appointing Leslie Comly to the Board of Health for the remainder of a term expiring December 31, 2020, and authorize the Mayor and City Clerk to sign.

8.N. CONTRACT: At-Will Employment Contract between City of Laramie and Robert Southard as City Attorney.

Action:

to approve the At-Will Contract Between the City of Laramie and Robert Southard as City Attorney, effective September 7, 2018, and authorize the Mayor and Clerk to sign.

8.O. SCHEDULE MEETINGS:

Action:

that Council schedule the following meeting(s):

1. September 11, 2018, 6:00 p.m. – Work Session: Update with Laramie Chamber Business Alliance President Brad Enzi
2. September 25, 2018, 6:00 p.m. – Work Session: Feed Laramie Valley Monolith Ranch Proposal (*tentative, pending information from FLV*)
3. September 25, 2018, 6:00 p.m.- Work Session: 2018 International Code Series
4. October 23, 2018, 6:00 p.m. – Work Session: UW President's Office update

9. REGULAR AGENDA

10. Award of Bid: 2018 Overlay Project

MOTION BY SHUSTER, seconded by Pearce, to award the 2018 Overlay Project bid to Knife River Corporation of Cheyenne, WY in the amount of \$397,122.50 along with a contingency of \$39,712.25 for a total amount of \$436,834.75, to approve the contract therefore, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. Nay: None. Absent: None. MOTION CARRIED.

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11. Award of Bid: Unit 669 One New Automated Refuse Truck with Trade-In.

MOTION BY GABRIEL, seconded by Pearce, to award the bid for one new Automated Refuse Truck with Trade-In, Unit 669, to Peterbilt of Wyoming, Cheyenne, WY, in the total amount of \$234,960.00.

Roll call showed Aye: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. Nay: None. Absent: None. MOTION CARRIED.

12. Award of Bid: Unit 675 One New Cab-Over, Dual Arm Refuse Truck with Trade-In.

MOTION BY MCKINNEY, seconded by Shuster, to award the bid for one new Refuse Truck with Trade-In, Unit 675, to Peterbilt of Wyoming, Cheyenne, WY, in the total amount of \$340,951.00.

Roll call showed Aye: Gabriel, Hanson, Paulekas, Shumway, Shuster, Stoner, and Pearce. Nay: McKinney and Summerville. Absent: None. MOTION CARRIED.

13. New Special Malt Beverage Permit Roxie's Catering LLC location of permit at University of Wyoming Arena Auditorium excluding Portal 5.

MOTION BY PAULEKAS, seconded by Shuster, to approve the application for Special Malt Beverage Permit No. Special-2 to Roxie's Catering LLC dba Roxie's Catering, location of permit at University of Wyoming Arena Auditorium excluding Portal 5, Laramie, Wyoming for the licensing term September 5, 2018 thru May 07, 2019, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Gabriel, Hanson, Paulekas, and Shuster. Nay: McKinney, Shumway, Stoner, Pearce, and Summerville. Absent: None. MOTION FAILED.

Council recessed at 7:44 p.m.

Council reconvened at 8:17 p.m.

14. New Special Malt Beverage Permit Cowboy State Brewing LLC location of permit at University of Wyoming War Memorial Stadium excluding the Wildcatter and Beer Garden.

MOTION BY STONER, seconded by Pearce, to postpone Item #14 until the next regular meeting on Tuesday, September 18, 2018 and authorize the fee waiver of the alcohol catering permit late fees for the September 15, 2018 game.

Roll call showed Aye: McKinney, Stoner, Pearce, and Summerville. Nay: Gabriel, Hanson, Paulekas, Shumway, and Shuster. Absent: None. MOTION FAILED.

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MOTION BY PAULEKAS, second by Gabriel, to approve the application for Special Malt Beverage Permit No. Special-3 to Cowboy State Brewing LLC dba Cowboy State Brewing, location of permit at the University of Wyoming War Memorial Stadium excluding Wildcatter and Beer Garden, Laramie, Wyoming for the licensing term September 5, 2018 thru May 07, 2019, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Gabriel, Hanson, Paulekas, and Shuster. Nay: McKinney, Shumway, Stoner, Pearce, and Summerville. Absent: None. MOTION FAILED.

MOTION BY STONER, second by Gabriel, to waive the late fees for the alcohol catering permits for the September 15, 2018 football game.

Roll call showed Aye: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. MOTION CARRIED.

15. Resolution 2018-59, to appoint three (3) members of City Council, one from each ward, to the Ad Hoc Community Alcohol Consumption and Best Practices Review Committee.

MOTION BY SHUSTER, seconded by Stoner, to approve Resolution 2018-59, to appoint Klaus Hanson, Joe Shumway, and Andi Summerville to the Ad Hoc Community Alcohol Consumption and Best Practices Review Committee as the three (3) members of City Council, one from each ward, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. Nay: None. Absent: None. MOTION CARRIED.

16. Resolution 2018-60, to appoint three (3) Liquor License Holders to the Ad Hoc Community Alcohol Consumption and Best Practices Review Committee.

MOTION BY SHUMWAY, seconded by Hanson, to approve Resolution 2018-60, to appoint Gregory Grisham, Deirdre O'Dwyer, and William G. Hensley to the Ad Hoc Community Alcohol Consumption and Best Practices Review Committee to represent the Three (3) Liquor License holders appointed by the Governing Body, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Gabriel, Hanson, McKinney, Paulekas, Shumway, Shuster, Stoner, and Summerville. Nay: Pearce. Absent: None. MOTION CARRIED.

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17. Original Ordinance No. 1987, vacating a portion of Lewis Street, 10th Street and the alley within and adjacent to Block 129, Union Pacific Railroad Company Second Addition.

Second Reading. (Introduced by Stoner)

MOTION BY STONER, seconded by Gabriel, to approve Original Ordinance No. 1987 on second reading, vacating a portion of Lewis Street, 10th Street and the alley within and adjacent to Block 129, Union Pacific Railroad Company Second Addition as recommended by the Planning Commission; based on findings of fact and conclusions of law.

Roll call showed Aye: Gabriel, Hanson, Paulekas, Shumway, Shuster, Stoner, Pearce, and Summerville. Nay: McKinney. Absent: None. MOTION CARRIED.

18. Resolution 2018-19, certifying a Planning Commission resolution approving a request to amend the Major Street Plan (Map 8.1) of the 2007 Laramie Comprehensive Plan

MOTION BY PAULEKAS, seconded by Shuster, to approve City Council Resolution 2018-19 certifying Planning Commission action to amend the Major Street Plan (Map 8.1) of the 2007 Laramie Comprehensive Plan, based on findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the resolution.

Councilor Paulekas left at 9:21 p.m.

Roll call showed Aye: Gabriel, McKinney, Shumway, Shuster, Stoner, Pearce, and Summerville. Nay: Hanson. Absent: Paulekas. MOTION CARRIED.

19. Public Comments on Non-Agenda Items

Jessica Nada- Mosquito controls, Clark Street viaduct demolition.

20. Consideration of future Council work session topics

Shuster: Right-of-Way Safety Standards

21. Adjournment

MOTION BY HANSON, seconded by Shuster, to adjourn.

MOTION CARRIED by voice vote.

Council adjourned at 9:30 p.m.

Respectfully submitted,

Nancy Bartholomew
City Clerk