

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
JUNE 15, 2021

1. CALL TO ORDER

Regular Meeting of the City Council was called to order by Mayor Weaver at 6:30 p.m.

2. Pledge of Allegiance

Mayor Weaver led the Pledge of Allegiance.

3. Roll Call

Roll call showed present: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Absent: None.

Directors and City Clerk present: Janine Jordan, City Manager; Todd Feezer, Assistant City Manager; Nancy Bartholomew, City Clerk; Bob Southard, City Attorney; Malea Brown, Chief Operating Officer; and Brooks Webb, Public Works Director.

4. Public Comment on Non-Agenda Items (Aggregate time limit 30 minutes)

(Limit of 3 minutes per speaker.)

None.

5. Consideration of Changes in Agenda and Setting the Agenda

A. MOTION BY PEARCE, seconded by Summerville, that the following changes to the Agenda be approved: to add to Item #17 Adjournment an Executive Session regarding Litigation W.S. 16-4-405(a) (iii), add 14.A. Resolution 2021-48 setting liquor license fees, and add Item 14.B. SDR, LLC Retail Liquor License No. 17, request for access through Alley to their Parking Lot located at 1622 Grand Ave with Open Containers.

MOTION CARRIED by voice vote and raised hands.

B. MOTION BY PEARCE, seconded by Shuster, that the Agenda be set as changed.

MOTION CARRIED by voice vote and raised hands.

6. PROCLAMATIONS/NOTIFICATIONS/PUBLIC HEARINGS

6.A. PROCLAMATIONS & PRESENTATIONS

6.A.i. PROCLAMATION: Bike to Work Week June 13-19

6.A.ii. PROCLAMATION: Mosquito Awareness Week

6.B. PUBLIC HEARING

6.B.i. PUBLIC HEARING: New Restaurant Liquor License No. R66 for Night Heron Enterprises LLC dba Night Heron Book and Coffeehouse located at 107 E Ivinson Ave, Laramie, WY.

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6.C. ANNOUNCEMENTS

None.

7. Disclosures by City Council Members

None.

8. 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 Summerville, that the Consent Agenda be approved and that each specific action on the Consent Agenda be approved as indicated.

Roll call showed Aye: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from May 25, June 1, and June 8, 2021

Action:

that Council approve the Minutes of the following City Council meetings: Special Meeting of May 25, 2021, Regular Meeting and Public Hearing of June 1, 2021, and the Public Hearing and Special Meeting of June 8, 2021 and have them placed on file for public inspection.

9.B. CEMETERY DEEDS: Cemetery Deeds for June 1-15, 2021

Action:

that the Cemetery Deeds for June 1-15, 2021 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

9.C. LICENSE: Temporary use of Albany County Liquor License from Cavalryman Steakhouse for an event within city limits on June 24, 2021 from 4-11 pm for use at Alice Hardie Stevens Center for a member party

Action:

that City Council approve temporary use of an Albany County Liquor License for Cavalryman Steakhouse, for an alcohol catering application/permit to locate their license within city limits for a member party located at Alive Hardie Stevens Center, 603 E University Avenue, Laramie, WY on June 24, 2021 from 4:00 pm to 11:00 pm.

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9.D. LICENSE: Temporary use of City of Laramie Liquor License #23 Ranger Liquor Mart & Bar, LLC for an event within Albany County on June 26, 2021 from 4-9 pm for use at Vista de la Luna, 88 Monument Rd, Buford, WY for a Wedding Ceremony and Reception

Action:

move to approve temporary use of City of Laramie Liquor License #23 Ranger Liquor Mart & Bar, LLC for an event within Albany County on June 26, 2021 from 4-9 pm for use at Vista de la Luna, 88 Monument Rd, Buford, WY for a Wedding Ceremony and Reception.

9.E. RESOLUTION: Resolution 2021-44, Authorizing a Lease Purchase Agreement with First State Bank of Cheyenne - Fleet Unit 303

Action:

to approve Resolution 2021-44, to authorize the City of Laramie to lease with an option to purchase a closed- circuit television inspection system with four-wheel drive box van from First State Bank, and authorize the Mayor and City Clerk to sign.

9.F. RESOLUTION: Resolution 2021-45, Authorizing a Lease Purchase Agreement with First State Bank of Cheyenne - Fleet Unit 601

Action:

to approve Resolution 2021-45, to authorize the City of Laramie to lease with an option to purchase a twenty-four (24) cubic yard heaped tractor-scraper from First State Bank, and authorize the Mayor and City Clerk to sign.

9.G. RESOLUTION: Resolution 2021-46, Authorizing a Lease Purchase Agreement with First State Bank of Cheyenne - Fleet Unit 961

Action:

to approve Resolution 2021-46, to authorize the City of Laramie to lease with an option to purchase a 2021 Toro Groundsmaster mower from First State Bank, and authorize the Mayor and City Clerk to sign.

9.H. MOU: Consideration of a Memorandum of Understanding between the City of Laramie, Wyoming and the University of Wyoming for the LaramieLink bus route operated by the University of Wyoming

Action:

that the City Council approve the Memorandum of Understanding between the City of Laramie, Wyoming and the University of Wyoming for the LaramieLink bus route operated by the University of Wyoming and authorize the Mayor and Clerk to sign.

9.I. RESOLUTION: Resolution 2021-42, Designating Depositories of Public Funds

Action:

to approve Resolution 2021-42, designating ANB Bank, Bank of the West, First Interstate Bank, First State Bank, US Bank, Wells Fargo, Western States Bank, and Wyoming Bank and Trust as depositories of Public Funds for FY 2022, and authorize the Clerk and Mayor to sign.

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9.J. RESOLUTION: Reimbursement Resolution 2021-43, to Pay for Equipment Expenditures and Seek Reimbursement from Tax Exempt Lease Proceeds

Action:

to approve Resolution 2021-43, 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 for fiscal year 2022, and authorize the Mayor and City Clerk to sign.

9.K. RESOLUTION: Concurrence with Albany County Resolution 2021-21, Appointing One Member to the Laramie Regional Airport Joint Powers Board

Action:

move to approve concurrence with Albany County Resolution 2021-21 appointing Tracy Fletcher to the remainder of a term expiring on December 31, 2022 on the Laramie Regional Airport Board and authorize the Mayor and City Clerk to sign.

9.L. ORDINANCE: Original Ordinance No. 2027, Amending, in part, Section 10.24.005 of the Municipal Code Related to the Definition of 'Conviction.'

Third and Final Reading. (Introduced by Gabriel)

Action:

move to approve on third and final reading the Original Ordinance No. 2027, Amending, in part, Section 10.24.005 of the Municipal Code related to the definition of 'conviction', and authorize the Mayor and Clerk to sign.

9.M. ORDINANCE: Original Ordinance No. 2028, Amending Laramie Municipal Code 5.08, 5.09, 12.60 Related to Alcoholic Beverages.

Third and Final Reading. (Introduced by O'Doherty)

Action:

move to approve Original Ordinance No. 2028, amending Laramie Municipal Code Sections 5.08, 5.09, and 12.60 related to alcoholic beverages on third and final reading, and authorize the Mayor and City Clerk to sign.

10. REGULAR AGENDA

11. New Special Malt Beverage Permit No. Special-6 Cowboy State Brewing LLC located at War Memorial Stadium excluding the Wildcatter

MOTION BY SHUSTER, seconded by Pearce, to approve the application for Special Malt Beverage Permit No. Special -6 to Cowboy State Brewing LLC dba Cowboy State Brewing, location of permit at University of Wyoming War Memorial Stadium excluding Wildcatter, Laramie, Wyoming for the licensing term June 16, 2021 thru May 07, 2022, and authorize the Mayor and City Clerk to sign.

MOTION BY SHUSTER, seconded by Pearce, to postpone until July 6, 2021.

Roll call on postponement showed Aye: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

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Public Comment: None.

12. Amendment #3 to the Professional Services Agreement for the C-Line Sewer Main Replacement

MOTION BY GABRIEL, seconded by Shuster, to approve Amendment #3 to the C-Line Sewer Main Replacement Phase 1 Professional Services Agreement with Trihydro Corporation to complete the C-Line Sewer Main Replacement Phase 2 design in the amount of \$390,047.00 with a contingency of \$17,121.00 for a total amendment of \$407,168.00 and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

Public Comment: None.

13. WAM 2021 Summer Convention Voting Delegates

MOTION BY SUMMERVILLE, seconded by Harrington, to appoint Councilor Erin O'Doherty as the Official Voting Delegate and Councilor Sharon Cumbie as the Official Alternate Voting Delegate for the 2021 WAM Summer Convention Business Meeting.

Roll call showed Aye: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

Public Comment: None.

14. New Restaurant Liquor License No. R66 Night Heron Enterprises, LLC dba Night Heron Books and Coffeehouse located at 107 E Iverson Ave, Laramie, WY

MOTION BY O'DOHERTY, seconded by Pearce, to approve the application for a Restaurant Liquor License No. R66 to Night Heron Enterprises, LLC dba Night Heron Books and Coffeehouse located at 107 E Iverson Ave, Laramie, WY, for the licensing term July 2, 2021 thru May 07, 2022, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

Public Comment: None.

14.A. Resolution 2021-48, setting the Liquor License Master Fee Schedule, with an effective date of July 1, 2021, as indicated in Attachment A.

MOTION BY STALDER, seconded by Pearce, to approve Resolution 2021-48, setting the Liquor License Master Fee Schedule, with an effective date of July 1, 2021, as indicated in Attachment A, and authorize the Mayor and City Clerk to sign.

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Councilor Gabriel left and rejoined.

Roll call showed Aye: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

Public Comment: None.

14.B. SDR, LLC Retail Liquor License No. 17, Request Access through Alley to their Parking Lot located at 1622 Grand Ave with Open Containers

MOTION BY HARRINGTON, seconded by Shuster, to approve the request to allow patrons of O'Dwyers to cross the alleyway between their licensed building and parking lot located at 1622 Grand Ave, Laramie, WY, from June 15, 2021 to November 1, 2021 from 11am to 10pm with the following requirements:

1. Signs must be posted at all property boundaries to indicate "No Alcohol Beyond This Point".
2. Temporary Fencing during outdoors events to clearly identify the consumption area.
3. No open containers of alcohol will be allowed inside vehicles or out of the property boundary of 1622 Grand Ave.
4. Alcohol sales and service of alcohol must occur inside the licensed premises unless otherwise permitted in Laramie Municipal Code or Wyoming State Statutes.
5. No obstructions may remain in the alley including but not limited to people, objects, and fencing.

MOTION BY PEARCE, seconded by O'Doherty, to amend the time requirements and the date to be exactly the same as the Downtown open container, that would be 11 am to 8 pm Thursday-Saturday through September 25th.

MOTION BY O'DOHERTY, seconded by Harrington, to divide the question to separate the time of day, the days of the week, and the extent of the calendar.

Roll call to divide showed Aye: Cumbie, Harrington, O'Doherty, Summerville, Pearce, and Weaver. Nay: Gabriel, Shuster, and Stalder. Absent: None. MOTION CARRIED.

MOTION BY O'DOHERTY, seconded by Pearce, to amend to have the times be from 11 am to 8 pm.

Roll call on amendment showed Aye: Cumbie, Harrington, O'Doherty, Shuster, Summerville, and Pearce. Nay: Gabriel, Stalder, and Weaver. Absent: None. MOTION CARRIED.

MOTION BY PEARCE, seconded by Summerville, to amend the days mirror downtown, Thursday, Friday, and Saturday.

Roll call on amendment showed Aye: Cumbie, Summerville, and Pearce. Nay: Gabriel, Harrington, O'Doherty, Shuster, Stalder, and Weaver. Absent: None. MOTION FAILED.

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MOTION BY O'DOHERTY, seconded by Summerville, to amend to have the time period end September 25th.

Roll call on amendment showed Aye: Pearce. Nay: Cumbie, Gabriel, Harrington, O'Doherty, Shuster, Stalder, Summerville, and Weaver. Absent: None. MOTION FAILED.

Roll call on main motion showed Aye: Cumbie, Harrington, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: Gabriel. Absent: None. MOTION CARRIED.

Public Comment: None.

15. Public Comments on Non-Agenda Items

None.

16. Consideration of future Council work session topics

Summerville (Harrington)- ARPA Funds in the next 30 days, joint with County Commissioners.

17. Adjourn to Executive Session regarding Litigation W.S. 16-4-405(a)(iii)

MOTION BY SHUSTER, seconded by Pearce, to adjourn to Executive Session regarding Litigation W.S. 16-4-405(a)(iii).

MOTION CARRIED by voice vote and raised hands.

Council adjourned at 8:16 p.m.

Approved:

Nancy Bartholomew _____ Date
City Clerk

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