

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
JANUARY 4, 2022

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, Schmechel, Shuster, 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 Dan Johnson, Fire Chief.

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

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

MOTION CARRIED by voice vote and raised hands.

6. PROCLAMATIONS/NOTIFICATIONS/PUBLIC HEARINGS

6.A. PROCLAMATIONS & PRESENTATIONS

6.A.i. PROCLAMATION: Martin Luther King Jr. Day of Service

6.B. PUBLIC HEARING

6.B.i. PUBLIC HEARING: New Restaurant Liquor License No. R-68 for Movie Palace Inc dba Studio City UW Plaza Cinemas located at 2433 Grand Ave, Laramie, WY

6.C. ANNOUNCEMENTS

Feezer- Artwork by Ashley Quick installed at the Rec Center.

Webb- Solar array at North Campus update.

7. Disclosures by City Council Members

Harrington- recused on 9.L. due to conflict.

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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 Shuster, 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 (except recusal 9.L.), O'Doherty, Schmechel, Shuster, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from December 21, 2021

Action:

that Council approve the Minutes of the following City Council meetings: the Regular Meeting and Public Hearings of December 21, 2021, and have them placed on file for public inspection.

9.B. MINUTES: Minutes from the September 9, 2021 Traffic Safety Commission Meeting

Action:

move to acknowledge receipt of the September 9, 2021 Traffic Safety Commission Minutes and place them on file for public inspection.

9.C. CEMETERY DEEDS: Cemetery Deeds for December 16-31, 2021

Action:

that the Cemetery Deeds for December 16-31, 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.D. VOUCHERS: December 2021

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 January. These expenditures are to be paid subject to audit by the City of Laramie Finance Department.

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9.E. BID AWARD: Consideration of bid award for the Laramie Community Recreation Center Outdoor Pool Boiler Replacement Project to CEM Sales and Service, Inc. of Sheridan, Colorado

Action:

that Council award the bid for the Laramie Community Recreation Center Outdoor Pool Boiler Replacement Project to CEM Sales and Service, Inc. of Sheridan, Colorado, in an amount not to exceed \$39,404.52 and reserve \$3,940.45 for potential project contingencies along with approving the Construction Contract between Owner and Contractor, for a total amount not to exceed \$43,344.97, and authorize the Mayor and City Clerk to sign.

9.F. LICENSE: Renewal of a Vehicle for Hire License for Poke Ride, LLC dba Poke Ride

Action:

that Council approve the renewal of a Vehicle for Hire License to Poke Ride, LLC dba Poke Ride (Owner: Jared Kasemodel and Jordan Kelley), for the period of January 1, 2022 to December 31, 2022.

9.G. EASEMENT: Dedication of Easement for VAC-21-02 by City of Laramie for Public Utilities

Action:

move to approve the Dedication of Easement by the City of Laramie for Public Utility Installation and Maintenance, and authorize the Mayor and City Clerk to sign.

9.H. RESOLUTION: Resolution 2022-01, Setting the Time, Date and Location of Pre-Council Meetings, Regular Meetings, Work Session Meetings, and Public Hearings of the City Council

Action:

to approve Resolution 2022-01, setting the time, date and location of pre-council meetings, regular meetings, work session meetings, and public hearings of the city council, and authorize the Mayor and Clerk to sign.

9.I. RESOLUTION: Resolution 2022-02, Suspending City Of Laramie City Council Rules Of Procedure Rule 1 And Article 2, Chapter 2, Section 10 And Require All Council Members To Attend Council Meetings And Work Sessions Virtually With Compensation During The Covid-19 Pandemic And Directing All Staff Members And The Public To Attend Council Meetings And Work Sessions Virtually Only

Action:

to approve Resolution 2022-02, suspending City of Laramie City Council Rules of Procedure Rule 1 and Article 2, Chapter 2, Section 10 and require all council members to attend council meetings and work sessions virtually with compensation during the COVID-19 pandemic and directing all staff members and the public to attend council meetings and work sessions virtually only, and authorize the Mayor and City Clerk to sign.

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9.J. RESOLUTION: Resolution 2022-03, appointing three members to the Parks, Tree and Recreation Advisory Board

Action:

move that Council approve Resolution 2021-03, appointing three board members Brett Kahler, Amy Williamson, and Wendy King, to the Parks, Tree & Recreation Advisory Board for a term expiring December 31, 2024, and authorize Mayor and Clerk to sign.

9.K. RESOLUTION: Resolution 2022-04, appointing one member to Board of Health

Action:

to approve Resolution 2022-04, appointing Aaron Taff, DDS term expiring December 31, 2026, to the Board of Health, and authorize the Mayor and City Clerk to sign.

9.L. RESOLUTION: Resolution 2022-05, Appointing Two Members to the Albany County Tourism Joint Powers Board

Action:

move to approve Resolution 2022-05, to appoint two board members Kevin Welch for a remainder of a term expiring June 30, 2022, and Sarah Reese for a remainder of a term expiring June 30, 2023 to the Albany County Tourism Joint Powers Board, and authorize the Mayor and Clerk to sign.

9.M. RESOLUTION: Resolution 2022-06, Appointing One Member to the Laramie Regional Airport Joint Powers Board

Action:

move to approve Resolution 2022-06, to reappoint one board member Robert Southard to a full five (5) year term expiring on December 31, 2026 to the Laramie Regional Airport Joint Powers Board, and authorize Mayor and Clerk to sign.

9.N. Original Ordinance No. 2038, vacating an alleyway within McCue Addition Lots 1-11, Block 1, generally located west of McCue Street, south of Lyon Street and north of Baker Street

Third and Final Reading. (Introduced by Harrington)

Action:

move to approve Original Ordinance No. 2038 on third and final reading, vacating approximately a 0.78 acre alleyway right-of-way within McCue Addition Lots 1-11, Block 1, generally located west of McCue Street, south of Lyon Street and north of Baker Street, as recommended by the Planning Commission; based on findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the ordinance.

9.O. DEEDS: Quitclaim Deeds conveying lands vacated by Original Ordinance No. 2038 to the three separate parties; Lawrence W. Clark, Louis J. Revocable Trust, C/D KOAM Properties LLC; NND LLC, A WY LLC, Attn: Bharat Chaudhari, and AJ Hospitality, Inc., Attn: AJ Konczewski

Action:

move to approve the three Quitclaim Deeds conveying the alleyway right-of-way within McCue Addition Lots 1-11, Block 1, and authorize the Mayor and Clerk to sign the Quitclaim Deeds, and authorize the Clerk to record the Quitclaim Deeds with the Albany County Clerk.

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9.P. SCHEDULE MEETINGS:

that the following meeting be scheduled:

- a. January 25, 2022, 6:00 pm - WORK SESSION: 2021 Goal Review
- b. January 26, 2022, 6:00 pm - WORK SESSION: Council Retreat- Setting Council Goals & Objectives 2022
- c. February 8, 2022, 6:00 pm - WORK SESSION: Ad Hoc Working Group for Police and Community Report

10. REGULAR AGENDA

11. New Restaurant Liquor License No. R68 for Movie Palace Inc dba Studio City UW Plaza Cinemas Located at 2433 Grand Ave, Laramie, WY

MOTION BY CUMBIE, seconded by Harrington, to approve the application for a Restaurant Liquor License No. R68 to Movie Palace Inc dba Studio City UW Plaza Cinemas located at 2433 Grand Ave, Laramie, WY, for the licensing term January 21, 2022 through May 07, 2022, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

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

12. Original Ordinance No. 2036 amending various sections of Title 15.10, 15.12 and 15.14 of Laramie Municipal Code regarding R2, R2M and R3 Zoning District's Dimensional Standards

Third and Final Reading (Introduced by Harrington)

MOTION BY HARRINGTON, seconded by Summerville, to approve Original Ordinance No. 2036, amending sections 15.10, 15.12, and 15.14, as recommended by the Planning Commission, on third and final reading, in accordance with findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the ordinance.

Public Comment:

Brett Glass
Josh Watanabe
Wendi Chatman
Taylor Norton
Nate Martin

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

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13. Original Ordinance No. 2039, Adding Laramie Municipal Code Section 8.80 Related to Laramie Rental Housing Code

Third and Final Reading (Introduced by Pearce)

MOTION BY PEARCE, seconded by Summerville, to approve and amend by substitution Original Ordinance No. 2039 on Third and Final Reading, adding Laramie Municipal Code Section 8.80 related to Laramie Rental Housing, and authorize the Mayor and Clerk to sign.

MOTION BY SUMMERVILLE, seconded by Pearce, to amend 8.80.030 by replacing “repair” with “final repair” in each section B2, C4, D2, and H2.

Public Comment:
Brett Glass
Stuart Gornary

Roll call on amendment 1 showed Aye: Cumbie, Harrington, O’Doherty, Schmechel, Summerville, Pearce, and Weaver. Nay: Gabriel and Shuster. Absent: None. MOTION CARRIED.

MOTION BY SUMMERVILLE, seconded by Harrington, to amend page 2, in section 8.80.020- Definitions by inserting: “Major Appliance.” A furnace, water heater, refrigerator, freezer, oven, or stove and on page 4, in section 8.80.030- General Requirements for Rental Housing, provision (I), to amend as follows: “Appliances.” All major appliances furnished by the landlord must be in good working order and shall be maintained by the landlord, except that the landlord shall not be responsible for the costs of any repairs necessitated by the negligent acts or omissions of the tenant.

Public comment:
Andrew Arnold
Andy Smith
Linda Devine
Stephen Pence
Brett Glass
Taylor Norton

Roll call on amendment 2 showed Aye: Cumbie, Harrington, O’Doherty, Schmechel, Summerville, Pearce, and Weaver. Nay: Gabriel and Shuster. Absent: None. MOTION CARRIED.

MOTION BY HARRINGTON, seconded by Summerville, to amend the definition of Owner’s Agent to read, “A responsible party identified by property Owner for every Dwelling Unit,” and amend Section 8.80.060 (B) to “Owner must identify an Owner’s Agent who resides in Wyoming not more than 60 miles from Laramie for every dwelling unit and provide contact information for this responsible party.”

Public comment:
Shannon Davis

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Roll call on amendment 3 showed Aye: Cumbie, Harrington, O'Doherty, Schmechel, Summerville, Pearce, and Weaver. Nay: Gabriel and Shuster. Absent: None. MOTION CARRIED.

Public comment on main motion as amended:

Virginia Vincenti
Diana Seabeck
Joe Arnold
Andrew Arnold
Shannon Davis
Andy Smith
Brenda Whitman
Skully Stilgorick
Mike Selmer
Brett Glass

MOTION BY SUMMERVILLE, seconded by O'Doherty, to suspend City Council Rules and Procedure 2.09 in its entirety to allow us to complete the agenda with no end time.

MOTION CARRIED by two thirds vote by show of hands. Aye: 7. Nay: 2.

Linda Devine
Josh Watanabe
Stephen Pence
Sam Neumann
Scott Shivley
Amanda Wells
Allison Brown (ASUW)
Adam Majewski
Karlee Provenza
Illyanna Saucedo
Taylor Norton

Councilor O'Doherty left at 9:52 pm. Rejoined at 9:55 pm.

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

14. Public Comments on Non-Agenda Items

None.

15. Consideration of future Council work session topics

Summerville- ADU setbacks for R1, RR, and LR zoning districts in January or February (Harrington and Pearce)

Summerville- Tax increment finance districts (Weaver and Schmechel)

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16. Adjournment to Executive Session regarding Litigation WY § 16-4-405(a)(iii) and Confidential Information WY § 16-4-405(a)(ix)

MOTION BY SHUSTER, seconded by Summerville, to adjourn to Executive Session regarding Litigation WY § 16-4-405(a)(iii) and Confidential Information WY § 16-4-405(a)(ix).

MOTION CARRIED by voice vote.

Council adjourned at 10:06 p.m.

Approved:

Nancy Bartholomew
City Clerk, CMC

Date

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