

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 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

Acting Mayor Pearce led the Pledge of Allegiance.

Councilor Shuster appointed as Acting Vice-Mayor.

3. Roll Call

Roll call showed present: Cumbie, Gabriel, O'Doherty, Schmechel, Shuster, Summerville, and Pearce. Absent: Harrington and Weaver.

Directors and City Clerk present: Todd Feezer, Assistant City Manager; Nancy Bartholomew, City Clerk; Malea Brown, Chief Operating Officer; Jenn Wade, Director of Administrative Services; Brooks Webb, Public Works Director; Dan Johnson, Fire Chief; and Dale Stalder, Police 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

A. MOTION BY SHUSTER, seconded by Schmechel, that the following changes to the Agenda be approved: we change one item to add Land Negotiations beside Personnel in the Executive Session Item #24.

MOTION CARRIED by voice vote and raised hands.

B. MOTION BY SHUSTER, seconded by Cumbie, 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: Child Abuse Awareness and Prevention Month

6.B. PUBLIC HEARING

6.B.i. PUBLIC HEARING: New Bar and Grill Liquor License No. BG-11 for Eleventy Billion LLC dba Lovejoy's Bar and Grill located at 101 E Grand Ave, Laramie, WY

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

6.B.ii. PUBLIC HEARING: Ordinance No. 2043, amending Various Sections of Title 15.10 of Laramie Municipal Code regarding permitting Family Child Care Centers and Type 2 Child Care Homes

6.B.iii. PUBLIC HEARING: Ordinance No. 2044, amending Various Sections of Title 15.10, 15.12 and 15.14 of Laramie Municipal Code regarding R1, LR and RR Zoning District's Dimensional Standards and Accessory Dwelling Units

6.C. ANNOUNCEMENTS

Feezer- Freedom has a Birthday and Fire in the Sky on July 4th.

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 SHUSTER, seconded by Cumbie, 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, O'Doherty, Schmechel, Shuster, Summerville, and Pearce. Nay: None. Absent: Harrington and Weaver. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from March 15, 22, and 23, 2022

Action:

that Council approve the Minutes of the following City Council meetings: the Public Hearing and Regular Meeting of March 15, 2022, and the Special Meetings of March 22 and 23, and have them placed on file for public inspection.

9.B. CEMETERY DEEDS: Cemetery Deeds for March 16-31, 2022

Action:

that the Cemetery Deeds for March 16-31, 2022 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. VOUCHERS: March 2022

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

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

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

9.D. REPORT: Bias Crime Report for Calendar Year 2021

Action:

move that Council accept the Bias Crime Report for calendar year 2021, in accordance with Laramie Municipal Code 9.08.020.

9.E. ACKNOWLEDGEMENT OF RECEIPT: Acknowledgement of receipt of the 2021 Code Administration/Building Division Annual Report and supporting documents

Action:

that the Laramie City Council acknowledge receipt of the 2021 Code Administration/Building Division Annual Report and supporting documents.

9.F. BID AWARD: Municipal Operations Center-North Campus Fencing Project

Action:

move to award the bid and contract for the Municipal Operations Center – North Campus – Fencing Project to ALCO Fence Company Inc. in the amount of \$90,768.00 plus a contingency of \$9,076.00 for a total amount not to exceed \$99,844.00, and authorize the Mayor and City Clerk to sign.

9.G. BID AWARD: Consideration of award for bid to Van Diest Supply Co., Cheyenne, WY for Larval Mosquito Control Pesticides for the 2022 season

Action:

that Council award the bid to Van Diest Supply CO, Cheyenne, WY for Larval Mosquito Control Pesticides for the 2022 season in an amount not to exceed \$60,588.00, and authorize the City Manager to sign.

9.H. BID AWARD: Consideration of award of bid to Van Diest Supply Co, Cheyenne, WY for Adult Mosquito Control Pesticides for the 2022 Season

Action:

that Council award the bid to Van Diest Supply Co, Cheyenne, WY for Adult Mosquito Control Pesticides for the 2022 Season in an amount not to exceed \$43,008.00, and authorize the City Manager to sign.

9.I. AUTHORIZATION: Authorizing staff to reduce the financial security required for SP-20-01 Little Valley Subdivision

Action:

that the Laramie City Council authorize staff to reduce the financial security required for SP-20-01 Little Valley Subdivision.

9.J. MOU: Memorandum of Understanding Between the City of Laramie, Wyoming and the Board of Commissioners for the County of Albany, Wyoming for Ambulance Services

Action:

move to amend something previously adopted, the Memorandum of Understanding

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

between the City of Laramie and the Board of Commissioners for the County of Albany, for the Provision of Ambulance Service.

and,

move that the Council amend by substitution the Revised Memorandum of Understanding between the City of Laramie, Wyoming and the Board of Commissioners for the County of Albany, Wyoming for the Provision of Ambulance Services.

and,

move to approve the Memorandum of Understanding between the City of Laramie, Wyoming and the Board of Commissioners for the County of Albany, Wyoming for Ambulance Services; and authorize the Mayor and City Clerk to sign; and to amend the 2021 - 2022 fiscal year budget.

9.K. AGREEMENT: 2022 Wildland Fire Management Annual Operating Plan

Action:

that Council approves the 2022 Wildland Fire Management Annual Operating Plan (AOP) between the City of Laramie, Wyoming and the United States Forest Service (USFS); and authorize the Fire Chief and Mayor to sign.

9.L. CONTRACT AMENDMENT: Amendment 1 to the Professional Services Agreement for the Household Hazardous Waste Building

Action:

move to approve Amendment #1 to the Professional Services Agreement for the Household Hazardous Waste Building design with GSG architecture in the amount of \$19,820.00, and authorize the Mayor and City Clerk to sign.

9.M. AGREEMENT: Reimbursement Agreement with University of Wyoming for Sanitary Sewer Work with Lewis North Utilities Relocation Project

Action:

move to approve a Reimbursement Agreement with the University of Wyoming for sanitary sewer work associated with the Lewis North Utilities Relocation Project in the amount of \$48,700.00 with a contingency of \$10,000.00 for a total amount not to exceed of \$58,700.00, and authorize the Mayor and City Clerk to sign.

9.N. GRANT: Approval for Submission of a Hazardous Materials Emergency Preparedness Grant in an amount not to exceed \$75,000.00

Action:

that Council approves the Laramie Fire Department to submit application to the Wyoming Office of Homeland Security for a Hazardous Materials Emergency Preparedness Grant (HMEP) in an amount not to exceed \$75,000.00; and authorizes the Fire Chief to sign.

9.O. LICENCES: 2022 Renewal of Liquor Licenses

Action:

that Council approve all applications and exceptions from LMC 5.09.310 received for the 2022 Liquor License Renewal period to include Retail, Restaurant, Bar and Grill Liquor Licenses, Microbrewery Permits, Club/Limited Liquor Licenses, Golf Club License, Resort Licenses, Special Malt Beverage Permit, and Winery Permit as indicated in the

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

Public Hearing notice and held on March 22, 2022 for the license term of May 8, 2022 thru May 7, 2023, and authorize the Mayor and City Clerk to sign the licenses.

9.P. LICENSE: Temporary Use of Microbrewery Liquor License M-8 Bond's Brewing Company dba Bond's Brewing Company in Torrington, WY for a Temporary Event on May 7, 2022

Action:

that City Council approve temporary use of City of Laramie Liquor License M-8 Bond's Brewing Company dba Bond's Brewing Company in Torrington, WY, for Old Moose Market Days Event on May 7, 2022 from 9:00 am to 4:00 pm.

9.Q. LICENSE: Temporary use of Goshen County Retail Liquor License from BZ Hospitality LLC dba The Bucking Horse Steakhouse for a temporary event on April 8, 2022

Action:

that City Council approve temporary use of a Goshen County Liquor License for BZ Hospitality LLC dba The Bucking Horse Steakhouse, to locate their license within city limits for WY Range Management Fundraiser located at the Albany County Fair Grounds Activities Center on April 8, 2022 from 5:00 pm to 11:00 pm.

9.R. RESOLUTION: Resolution 2022-21, Appointing One Member to the Environmental Advisory Committee for the City of Laramie, Wyoming

Action:

that Council move to approve Resolution 2022-21, to appoint Kayla Matlock to a term expiring November 7, 2023, on the Environmental Advisory Committee, and authorize the Mayor and Clerk to sign.

9.S. RESOLUTION: Resolution 2022-22, supporting the submission of an application to the Wyoming Department of Agriculture for a 2022 Emergency Insect Management Program Grant

Action:

that Council approve Resolution 2022-22, supporting the submission of an application to the Wyoming Department of Agriculture for a 2022 Emergency Insect Management Program Grant in the amount of \$35,560 to support the City of Laramie's Mosquito Control Program and implementation of the City of Laramie West Nile Virus Prevention Plan, and authorize the Mayor and Clerk to sign.

9.T. EASEMENT: Easement with Hamaker Excavation Inc. for the Installation and Maintenance of Underground Utilities

Action:

move to approve the Grant of Easement with Hamaker Excavation Inc. for the Installation and Maintenance of Underground Utilities for a total of \$10.00, and authorize the Mayor and City Clerk to sign.

9.U. AUTHORIZATION: Authorization of two additional aquatic worker FTEs temporarily for the fiscal year 23 and 24 biennium and amend the FY2022 budget

Action:

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

that the Laramie City Council authorize two additional aquatic worker FTEs temporarily for the fiscal year 23 and 24 biennium and amend the FY2022 budget.

9.V. AUTHORIZATION: Authorize an additional Engineer in Training (EIT) and amend the Fiscal Year 2022 budget

Action:

move to approve and authorize an additional Engineer in Training (EIT) and amend the Fiscal Year 2022 budget.

9.W. SCHEDULE MEETINGS:

that the following meeting be scheduled:

a.

10. REGULAR AGENDA

11. Original Ordinance No. 2041, Amending LMC Chapter 10.32 – Bicycles to Update Language to Reflect Current Device Uses

Second Reading. (Introduced by Cumbie)

MOTION BY CUMBIE, seconded by Summerville, to approve Original Ordinance No. 2041, amending LMC Chapter 10.32 – Bicycles to update language to reflect current device uses, on second reading.

MOTION BY CUMBIE, seconded by Summerville, to postpone the second reading of Original Ordinance No. 2041 to May 17, 2022.

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

12. First Amendment to Loan Agreement CW183 – Wastewater Treatment Plant Upgrades Project

MOTION BY SCHMECHEL, seconded by Summerville, to approve the First Amendment to Loan Agreement CW183 for the Wastewater Treatment Plant Upgrades project, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

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

13. Award of Bid for the WWTP Upgrade Project

MOTION BY SCHMECHEL, seconded by Shuster, to award the bid for the Wastewater Treatment Plant Project construction to Stanek Constructors, Inc., in the amount of \$7,379,600.00 along with contingency of \$1,106,940.00 for a total amount not to exceed \$8,486,540.00, and authorize the Mayor and City Clerk to sign.

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

Public Comment: None.

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

14. Amendment #1 to the WWTP Upgrade Project Design Professional Services Agreement with Tetra Tech to Conduct Construction Services

MOTION BY SCHMECHEL, seconded by O'Doherty, to approve Amendment #1 to the WWTP Upgrade Project Design Professional Services Agreement with Tetra Tech to conduct construction services in the amount of \$752,741.00 along with a contingency of \$75,274.10 for a total amount not to exceed \$828,015.10, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

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

15. Resolution 2022-23, authorizing the award of \$210,645 in Community Partner Funds Contingent on the Adoption of the Fiscal Year 2022/2023 Budget and on the Availability of Funds

MOTION BY SHUSTER, seconded by Gabriel, to approve Resolution 2022-23, awarding \$210,645 in Fiscal Year 2022/2023 Community Partner funds in accordance with the amounts listed in the resolution, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

16. New Bar and Grill Liquor License No. BG-11 for Eleventy Billion LLC dba Lovejoy's Bar and Grill located at 101 E Grand Ave, Laramie, WY

MOTION BY CUMBIE, seconded by Shuster, to approve the application for a new Bar and Grill Liquor License No. BG-11, to Eleventy Billion, LLC dba Lovejoy's Bar and Grill, 101 Grand Ave, Laramie, Wyoming for the licensing term April 10, 2022, thru May 07, 2022, contingent upon the sale and relinquishment of RS Development LLC Bar and Grill Liquor License BG-5, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

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

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

17. Resolution 2022-24, Renewal of the General Purpose Optional One Percent (1%) County Sales Tax (5th Penny) in Albany County

MOTION BY SCHMECHEL, seconded by Gabriel, to approve Resolution 2022-24(a), renewal of the general-purpose optional one percent (1%) county sales tax (5th Penny) in Albany County, and authorize the Mayor and City Clerk to sign.

MOTION BY SCHMECHEL, seconded by Summerville, to postpone the Resolution to April 19, 2022, to get more clarifying information.

Public Comment: None.

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

18. Original Ordinance No. 2042, Amending Laramie Municipal Code Chapter 2.04 to Adjust Ward Boundaries to have Nearly Equal Proportions after the 2020 Census Third and Final Reading. (Introduced by O'Doherty)

MOTION BY SUMMERVILLE, seconded by Shuster, to approve Original Ordinance No. 2042 on third and final reading, amending Laramie Municipal Code Chapter 2.04 to adjust Ward Boundaries to have nearly equal proportions after the 2020 Census, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

Roll call showed Aye: Cumbie, Gabriel, Schmechel, Shuster, Summerville, and Pearce. Nay: O'Doherty. Absent: Harrington and Weaver. MOTION CARRIED.

19. Resolution 2022-25, amending the Laramie Parks and Recreation Department Master Fee Schedule

MOTION BY GABRIEL, seconded by Cumbie, to approve Resolution 2022-25, amending the Laramie Parks and Recreation Master Fee Schedule, and authorize the Mayor and Clerk to sign.

Public Comment: None.

MOTION BY SUMMERVILLE, seconded by Shuster, to postpone to April 19 with a requirement that Parks and Rec comes back with a needs based policy.

Public Comment on postponement: None.

Roll call on postponement showed Aye: Schmechel, Summerville, and Pearce. Nay: Cumbie, Gabriel, O'Doherty, and Shuster. Absent: Harrington and Weaver. MOTION FAILED.

Roll call on main motion showed Aye: Cumbie, Gabriel, O'Doherty, Schmechel, Shuster, and Pearce. Nay: Summerville. Absent: Harrington and Weaver. MOTION CARRIED.

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

20. Original Ordinance No. 2043, Amending Various Sections of Title 15.10 of Laramie Municipal Code regarding permitting Family Child Care Centers and Type 2 Child Care Homes

Second Reading. (Introduced by Cumbie)

MOTION BY CUMBIE, seconded by Gabriel, to approve Original Ordinance No. 2043, amending Table 15.10-1: Table of Allowed Uses and Chapter 15.10.020.D.5: Additional Standards for Specific Accessory Uses and Structures of Laramie Municipal Code, as recommended by the Planning Commission, on second reading, in accordance with findings of fact and conclusions of law.

Public Comment: None.

MOTION BY SUMMERVILLE, seconded by Gabriel, to amend by striking 5.i. hours of operations restrictions for Type 2 Child Care Homes and re-order as necessary.

Public Comment on amendment: None.

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

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

21. Original Ordinance No. 2044, Amending Various Sections of Title 15.10, 15.12 and 15.14 of Laramie Municipal Code regarding R1, LR and RR Zoning District's Dimensional Standards and Accessory Dwelling Units

Second Reading. (Introduction by Pearce)

MOTION BY SHUSTER, seconded by Summerville, to approve Original Ordinance No. 2044, amending sections of Title 15.10, 15.12 and 15.14 of Laramie Municipal Code, as recommended by the Planning Commission, on second reading, in accordance with findings of fact and conclusions of law.

Public Comment: None.

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

22. Public Comments on Non-Agenda Items

None.

23. Consideration of future Council work session topics

None.

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 5, 2022

24. Adjourn to Executive Session regarding Personnel, WY § 16-4-405(a)(x) and Land Negotiations WY § 16-4-405(a)(vii).

MOTION BY SHUSTER, seconded by Cumbie, to adjourn to Executive Session regarding WY § 16-4-405(a)(vii) for Land Negotiation and WY § 16-4-405(a)(x) for Personnel.

MOTION CARRIED by voice vote and raised hands.

Council adjourned at 8:43 p.m.

Approved:

Nancy Bartholomew, CMC
City Clerk

Date

Duly published in the newspaper and posted online at www.cityoflaramie.org on 13th day of April 2022.