

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
APRIL 19, 2022

1. CALL TO ORDER

Regular Meeting of the City Council was called to order by Mayor Weaver at 6:31 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 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: changing the order of the regular agenda, Item #19 becomes Item #18 and Item #18 becomes Item #19.

MOTION CARRIED by voice vote and raised hands.

B. MOTION BY PEARCE, seconded by Summerville, 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: Earth Day 2022

6.B. PUBLIC HEARING

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

6.B.ii. PUBLIC HEARING: Indian Heights Preliminary Plat

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6.C. ANNOUNCEMENTS

Webb- Landfill voucher program has begun.

6.C.i. Monthly Staff Recognition

- o **Dru Nichols (Water Treatment Operator)**

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 Harrington, 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, Schmechel, Shuster, Summerville, Pearce, and Weaver. Nay: None. Absent: None. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from March 29, 2022, and April 5, 2022

Action:

that Council approve the Minutes of the following City Council meetings: the Public Hearing and Regular Meeting of April 5, 2022, and the Special Meetings of March 29, and have them placed on file for public inspection.

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

Action:

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

9.C. MINUTES: Minutes from the January 13, 2022 Monolith Ranch Advisory Committee Meeting

Action:

move to acknowledge receipt of the Minutes from the Monolith Ranch Advisory Committee's January 13, 2022, Regular Meeting and place them on file for public inspection.

9.D. CEMETERY DEEDS: Cemetery Deeds for April 1-15, 2022

Action:

that the Cemetery Deeds for April 1-15, 2022 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

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9.E. LICENSE: Renewal of Bar and Grill Liquor License No. BG-11 for Eleventy Billion LLC dba Lovejoy's Bar and Grill located at 101 E Grand Ave

Action:

move that City Council approve the application for a renewal 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 May 8, 2022, thru May 07, 2023, and authorize the Mayor and City Clerk to sign.

9.F. AGREEMENT EXTENSION: Community Partner Appropriation for Laramie Soccer Club Irrigation Use for Turf Establishment

Action:

move to extend the Approve Community Partner award of for Youth Sports to the Laramie Soccer Club (LSC) for irrigation support to establish turf at the new soccer fields located directly south of the Albany County Fairgrounds. The City will directly pay for 75% of irrigation used by LSC water through outside agency funding up to 800 units per month with a maximum award of \$30,000 and appropriately amend the partnership agreement through 2024.

9.G. AMENDMENT AGREEMENT: Amendment 1 to Professional Engineering Services Agreement for the 2021 Priority Sewer Design

Action:

move to approve Amendment #1 to the Professional Engineering Services Agreement for the 2021 Priority Sewer Design with SolTerra Engineering to complete the design of additional sewer main replacement in the amount of \$14,870.00 for a total amount not to exceed \$53,575.00 and authorize the Mayor and City Clerk to sign.

9.H. RESOLUTION: Resolution 2022-26, Amending Language to American Rescue Plan Act (ARPA) Funding

Action:

move to approve Resolution 2022-26, amending language in Resolution 2021-61 for appropriations totaling \$5,673,340 for the American Rescue Plan Act (ARPA) for the fiscal year 2021-2022 to change allocation of ARPA funding for projects to total revenue recapture, and authorize the Mayor and City Clerk to sign.

9.I. RESOLUTION: Resolution 2022-27, Supporting Initiatives in the Historic Downtown District in an Effort to Assist with Economic Development

Action:

that City Council approve Resolution 2022-27, supporting initiatives in the Downtown District in an effort to assist with economic development efforts, and authorize the Mayor and Clerk to sign.

9.J. ORDINANCE: 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

Third and Final Reading. (Introduced by Cumbie)

Action:

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

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Structures of Laramie Municipal Code, 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.

9.K. SCHEDULE MEETINGS:

Action:

that Council schedule the following meeting(s):

- a. April 27, 2022, 6:00 pm (Wednesday) – WORK SESSION: Update on Community Survey Kick Off & Operations Budget
- b. May 4, 2022, 6:00 pm (Wednesday) – WORK SESSION: Town/Gown Update: Campus Housing Project Planning
- c. May 24, 2022, 6:00 pm – WORK SESSION: Fee for Service Contract Annual Reports: LCBA and LMSA

10. REGULAR AGENDA

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

MOTION BY PEARCE, seconded by Schmechel, 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 Clerk to sign.

MOTION BY PEARCE, seconded by Schmechel, to postpone Resolution 2022-24, regarding the Renewal of the General Purpose Optional One Percent (1%) County Sales Tax (5th Penny) in Albany County to May 3, 2022.

Public Comment:
Hugh McGinley

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

12. PP-21-02: Indian Heights Subdivision Preliminary Plat

MOTION BY CUMBIE, seconded by Shuster, to approve the Indian Heights Preliminary Plat based on findings of fact and conclusions of law and subject to all of staff's recommended conditions, and authorize the mayor and clerk to sign the preliminary plat.

Public Comment: None.

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

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13. 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

Third and Final Reading. (Introduced by Pearce)

MOTION BY PEARCE, seconded by Harrington, 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 third and final reading, in accordance with findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the ordinance.

MOTION BY GABRIEL, seconded by Shuster, to postpone Original Ordinance No. 2044 to May 3rd at 6:30 pm.

Public Comment on postponement:

Cal Rerucha
John Rose
Mundy Aron
Daniel McCrackin
Brett Glass
Judy Snoke
Donald O'Toole
Patrick O'Toole
Gianna Rose

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

Public Comment on main motion:

Brett Glass.
Patrick O'Toole.
John Rose.

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

Motion to Extend the meeting:

MOTION BY SUMMERVILLE, seconded by Schmechel, to suspend the rules to allow the meeting to continue to 10:00 pm for consideration of items 14, 15, 16, and 17.

MOTION CARRIED by voice vote and raised hands.

14. Award of Bid for the 9th Street Reconstruction – Phase 2 Project

MOTION BY GABRIEL, seconded by Pearce, to award the bid for the 9th Street Reconstruction Project – Phase 2 to Simon Contractors, Laramie, WY, in the amount of \$1,260,000.00 along with contingency of \$126,000.00 for a total amount not to exceed

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\$1,386,000.00, amend the fiscal year 2022 SPT Budget accordingly, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

15. Amendment #2 to the Professional Services Agreement with Sunrise Engineering for Construction Services on the 9th Street Reconstruction- Phase 2 Project

MOTION BY HARRINGTON, seconded by Pearce, to approve Amendment #2 to the Professional Services Agreement with Sunrise Engineering for Construction Services on the 9th Street - Phase 2 Project in the amount of \$99,800.00, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

16. Award of Bid for the Optimize Drainage Ponds - 22nd Street Project

MOTION BY O'DOHERTY, seconded by Pearce, to award the bid for the Optimize Drainage Ponds - 22nd Street project to Six Point Solutions, LLC, Laramie, WY, in the amount of \$123,529.20 along with a contingency of \$ 12,352.92 for a total amount not to exceed \$135,882.12, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

17. Amendment #2 to the Professional Services Agreement with WOOD Environment & Infrastructure Solutions, Inc. for Construction Services on the Optimize Drainage Ponds - 22nd Street Project

MOTION BY SCHMECHEL, seconded by Pearce, to approve Amendment #2 to the Professional Services Agreement with WOOD Environment & Infrastructure Solutions, Inc. for Construction Services on the Optimize Drainage Ponds - 22nd Street Project in the amount of \$5,570.00, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

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MOTION BY PEARCE, seconded by Harrington, to work until 10:00 pm and get as far along in the agenda as we can.

MOTION CARRIED by voice vote and raised hands.

18. moved from Item #19 Resolution 2022-28, Setting an Open Container Area in the Downtown District

MOTION BY SUMMERVILLE, seconded by Shuster, to approve Resolution 2022-28, setting an open container area in the Downtown District, and authorize the Mayor and City Clerk to sign.

Amendment 1:

MOTION BY PEARCE, seconded by Summerville, to amend Section 1 of the resolution to read "Monday through Sunday."

Public Comment on amendment 1:

Brett Glass

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

Amendment 2:

MOTION BY PEARCE, seconded by Summerville, to amend hours to extend until 9:00 pm.

Public Comment on amendment 2:

Brett Glass

Patrick O'Toole

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

Amendment 3:

MOTION BY SUMMERVILLE, seconded by Schmechel, to amend to substitute the alternate map with the exclusion of the block with the detention center.

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

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

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19. moved from Item #18 Original Ordinance No. 2045, Amending Laramie Municipal Code Section 10.36.020 Related to the Restrictions Regarding the Stopping, Standing or Parking of Vehicles, Trailers and Recreational Vehicles

Not addressed due to the hour. Postponed to May 3, 2022.

20. Public Comments on Non-Agenda Items

Not addressed due to the hour.

21. Consideration of future Council work session topics

Not addressed due to the hour.

22. Adjournment

MOTION BY SHUSTER, seconded by Pearce, to adjourn.

MOTION CARRIED by voice vote and raised hands.

Council adjourned at 10:00 p.m.

Approved:

Nancy Bartholomew
City Clerk

Date

Duly published in the newspaper and posted online at www.cityoflaramie.org on 27th day of April 2022.