

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
JULY 7, 2020

1. AGENDA

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

2. Pledge of Allegiance

Mayor Shumway led the Pledge of Allegiance.

3. Roll Call

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

Staff present: Janine Jordan, City Manager; Todd Feezer, Assistant City Manager; Nancy Bartholomew, City Clerk; Bob Southard, City Attorney; Malea Brown, Chief Operating Officer; Lori Curry, Human Resources; 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.)

Received public comments on non-agenda items for an aggregate 30 minutes.

5. Consideration of Changes in Agenda and Setting the Agenda

A. MOTION BY GABRIEL, seconded by O'Doherty, that the following changes to the Agenda be approved: under consent agenda 9.K. Schedule Meetings to remove item number 1. On July 14th meeting by AEM Presentation by UW.

MOTION CARRIED by voice vote.

B. MOTION BY GABRIEL, seconded by O'Doherty, that the Agenda be set as changed.

MOTION CARRIED by voice vote.

6. PROCLAMATIONS/NOTIFICATIONS/PUBLIC HEARINGS

6.A. PROCLAMATIONS & PRESENTATIONS

6.B. PUBLIC HEARING

6.C. ANNOUNCEMENTS

Eric Jaap- Eric Milliken received the Annual Meeting Best Paper by a Young Professional award and invited back for an encore presentation.

7. Disclosures by City Council Members

Councilor Harrington- abstained from 9.I. ACTB appointments.

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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 GABRIEL, seconded by Shuster, that the Consent Agenda be approved as changed and that each specific action on the Consent Agenda be approved as indicated.

Roll call showed Aye: Harrington, McKinney, O'Doherty, Pearce, Shuster, Stalder, Weaver, Gabriel, and Shumway. Nay: None. Absent: None. Harrington abstained on 9.I. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meetings from June 9, 16, and 30, 2020

Action:

that Council approve the Minutes of the following City Council meeting: Regular Meeting of June 16, 2020, Public Hearings from June 9 and June 16, and Special Meetings of June 9 and June 30, 2020, and have them placed on file for public inspection.

9.B. CEMETERY DEEDS: Cemetery Deeds for June 16-30, 2020

Action:

that the Cemetery Deeds for June 16-30, 2020 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: June 2020

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

9.D LICENSE: Temporary Use of Microbrewery Permit No. M-8 Bond's Brewing Company, LLC in Centennial, WY on July 11, 2020

Action:

that City Council grant permission to Bond's Brewing Company, LLC dba Bond's Brewing, to file an application for a malt beverage permit with Albany County Commissioners to locate their license at 2747 WY-130 in front of Mountain View Hotel, Centennial, Wyoming, on July 11, 2020 from 12:00 pm to 7:00 pm for a fundraiser event for the Centennial Valley VFD and Search and Rescue.

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9.E. LICENSE: Temporary use of Retail License No. 2 High Elevation Investments LLC in Centennial, WY on July 11, 2020

Action:

that City Council grant permission to High Elevation Investments, LLC dba Mulligans Pub, to file an application for an alcohol catering permit with Albany County Commissioners to locate their license at 74 Centennial Valley Rd., Centennial, Wyoming, on July 11, 2020 from 5:30 pm to 11:30 pm for Blaze Hammaker Wedding.

9.F. LICENSE: New Floor Plan for Right of Way Encroachment for Retail Liquor License No. 11, Sweet Melissa's Inc.

Action:

that City Council acknowledge the receipt and approval of a new floor plan for Right-of-Way Encroachment for Retail Liquor License No. 11, Sweet Melissa's Inc dba Sweet Melissa's to include the portion of sidewalk included in the Right of Way application contingent upon final review/approval of Right of Way Encroachment for Business permit.

9.G. AGREEMENT: Operational Agreement Between the City of Laramie and Albany County Fire District No. 1

Action:

that Council approves the Operational Agreement between the City of Laramie and Albany County Fire District No. 1 beginning July 1, 2020; in the amount of Ninety Thousand Dollars (\$90,000.00); and authorize the Mayor and City Clerk to sign.

9.H. RESOLUTION: Resolution 2020-39, Amending Fee Schedule for Public Record Requests

Action:

to approve Resolution 2020-39, amending the established fee schedule for all requests for public documents, and authorize the Mayor and Clerk to sign.

9.I. RESOLUTION: Resolution 2020-40, to Appoint Three Members to the Albany County Tourism Joint Powers Board

Action:

to approve Resolution 2020-40, to appoint two board members Rebecca Walsh and Tessa Cedillo to the Albany County Tourism Joint Powers Board for a term expiring June 30, 2022, and appoint Kaley Holyfield to a remainder of a term to expire June 30, 2021, and authorize the Mayor and Clerk to sign.

9.J. ORDINANCE: Original Ordinance No. 2014, amending Title 15 of the Laramie Municipal Code for the purposes of updating definitions, uses, dimensions and design standards in city code as a standard practice

Third and Final Reading. (Introduction by Shuster)

Action:

move to approve Original Ordinance No. 2014 as recommended by the Planning Commission, on third and final reading, in accordance with findings of fact and conclusions of law.

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9.K. SCHEDULE MEETINGS:

Action:

that Council schedule the following meeting(s):

1. ~~July 14, 2020, 6:00 pm~~ – WORK SESSION: ~~AEM Presentation by UW~~
2. July 21, 2020, 6:30 pm – PUBLIC HEARING: Original Ordinance No. 2011, amending various sections of Title 8 and Title 12 of Laramie Municipal Code regarding nuisance regulations and snow removal regulations. [Feezer, ACM]
3. July 21, 2020, 6:30 pm – PUBLIC HEARING: Original Ordinance No. 2016, amending various sections of Title 15.08 and 15.14 of Laramie Municipal Code regarding Downtown Commercial Zoning District regulations.
4. July 28, 2020, 6:00 p.m. – WORK SESSION: Abstention Policy for Boards and Commissions
5. August 25, 2020, 6:00 p.m. – WORK SESSION: Wenck Nitrate Loading Study

10. REGULAR AGENDA

11. Fee for Service Contract with the Laramie Chamber Business Alliance

MOTION BY PEARCE, seconded by Gabriel, to approve the Fee for Service Contract with the Laramie Chamber Business Alliance and authorize the Mayor and Clerk to sign.

Mayor left at 7:17 pm. Rejoined at 7:20 pm.

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

12. Fee for Service Contract for Laramie Main Street Alliance

MOTION BY HARRINGTON, seconded by Shuster, to approve the Fee for Service Contract with the Laramie Main Street Alliance and authorize the Mayor and Clerk to sign.

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

13. Fee for Service Contract with the Laramie Regional Airport

MOTION BY STALDER, seconded by O'Doherty, to approve the Fee for Service Contract with the Laramie Regional Airport and authorize the Mayor and Clerk to sign.

Councilor Weaver left at 7:28 pm.

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

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14. Spring Creek Village, First Filing, Final Plat

MOTION BY SHUSTER, seconded by O'Doherty, to remand the Spring Creek Village, First Filing, Final Plat, to the July 27, 2020, Laramie Planning Commission regular meeting for recommendations and findings of fact as required by LMC 15.06.060.P.5.e. (i), subject to the approval criteria for Final Plats found in LMC 15.06.060.P.5.e.(iv).(1) – (5) and the Council approved Preliminary Plat conditions.

Councilor Shuster left at 7:33 pm. Returned at 7:38 pm.
Councilor Weaver rejoined at 7:45 pm.

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

Council recessed at 8:18 pm.
Council reconvened at 8:25 pm.

Motion to amend Agenda Order

MOTION BY PEARCE, seconded by O'Doherty, to amend agenda order that item 16 Resolution 2020-41 be move from its location as 16 to new location on the agenda as item 19.B.

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

15. Award of Bid for the 9th Street Reconstruction Project

MOTION BY GABRIEL, seconded by Shuster, to award the bid for the 9th Street Reconstruction Project to Hamaker Excavation Inc., Laramie, WY, in the amount of \$364,531.11 along with a contingency of \$30,468.89 for a total amount not to exceed \$395,000.00 and authorize the Mayor and City Clerk to sign.

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

16. Moved to item 19.B.

17. Resolution 2020-42, Expressing Appreciation to the City of Cheyenne for Assistance and Support Extended to the City of Laramie to Mitigate Effects of Snowstorm on June 8th

MOTION BY MCKINNEY, seconded by Pearce, to approve Resolution 2020-42, Expressing Appreciation to the City of Cheyenne for Assistance and Support Extended to the City of Laramie to Mitigate Effects of Snowstorm on June 8th, and authorize the Mayor and City Clerk to sign.

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

18. Original Ordinance No. 2015, to prevent the development and use of nonmunicipal water within Laramie's corporate limits.

Introduction and First Reading. (Introduced by Pearce.)

MOTION BY PEARCE, seconded by Gabriel, to approve Original Ordinance 2015 preventing the development and use of nonmunicipal water within Laramie's corporate limits on First Reading and Introduction.

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

19. Consideration of a Memorandum of Understanding with Rocky Mountain Power for a Blue Sky award in an amount not to exceed \$120,000 to help fund the installation of solar arrays at the Laramie Community Recreation and Ice and Event Centers.

MOTION BY O'DOHERTY, seconded by Shuster, to approve the Memorandum of Understanding with Rocky Mountain Power for a BlueSky Grant award in an amount of \$120,000 to help fund the installation of solar arrays at the Laramie Community Recreation and Ice and Events Centers and authorize participation in the Blue Sky Business Partners Program and authorize the Mayor and Clerk to sign.

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

19.B. Moved from 16. Resolution 2020-41, Setting Special Event Rules for an Open Container Area in the Downtown District

MOTION BY HARRINGTON, seconded by Shuster, to approve Resolution 2020-41, setting special event rules for an Open Container Area in the Downtown District, and authorize the Mayor and City Clerk to sign.

MOTION BY O'DOHERTY, seconded by Weaver, to amend in paragraph 4 to change the end date from Labor Day to July 19th.

MOTION TO AMEND WITHDRAWN.

Motion to extend meeting

MOTION BY HARRINGTON, seconded by Gabriel, to extend the meeting until 10:00 pm.

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

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MOTION BY HARRINGTON, seconded by Stalder, to amend the start date to July 16th.

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

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

~~20. — Original Ordinance No. 2011, amending Laramie Municipal Code, 12.08.020 — Snow, ice and debris and Title 8.32 — Nuisances~~

~~Introduction and First Reading~~

~~Not addressed due to the hour. Postponed until the next regular City Council meeting.~~

~~21. — Original Ordinance No. 2016, amending various sections of Title 15.08 and 15.14 of Laramie Municipal Code regarding Downtown Commercial Zoning District regulations.~~

~~Introduction and First Reading~~

~~Not addressed due to the hour. Postponed until the next regular City Council meeting.~~

~~22. — Original Ordinance No. 2010, Amending Chapter 12.60.050 of Laramie Municipal Code Related to Special Event Permits Parade Requirements~~

~~Not addressed due to the hour. Postponed until the next regular City Council meeting.~~

23. Public Comments on Non-Agenda Items

Received public comments.

24. Adjourn to Executive Session regarding Litigation, WY § 16-4-405(a)(iii).

MOTION BY PEARCE, seconded by Stalder, to adjourn to Executive Session regarding Litigation, WY § 16-4-405(a)(iii).

MOTION CARRIED by voice vote.

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 15th day of July 2020.