

COUNCIL PROCEEDINGS
Casper City Hall – Council Chambers
May 16, 2017

Casper City Council met in regular session at 6:00 p.m., Tuesday, May 16, 2017. Present: Councilmembers Hopkins, Johnson, Morgan, Pacheco, Powell, Walsh and Mayor Humphrey. Absent: Councilmember Huckabay.

Moved by Councilmember Morgan, seconded by Councilmember Johnson, to, by minute action, excuse the absence of Councilmember Huckabay. Motion passed.

Mayor Humphrey along with a young lady from the audience led the Pledge of Allegiance.

Moved by Councilmember Pacheco, seconded by Councilmember Johnson, to, by minute action, approve the minutes of the April 25, 2017, special Council meeting, as published in the Casper-Star Tribune on May 1, 2017. Motion passed.

Moved by Councilmember Johnson, seconded by Councilmember Morgan, to, by minute action, approve the minutes of the May 2, 2017, regular Council meeting, as published in the Casper-Star Tribune on May 9, 2017. Motion passed.

Moved by Councilmember Walsh, seconded by Councilmember Powell, to, by minute action, approve payment of the May 16, 2017, bills and claims, as audited by Interim City Manager Becher. Motion passed.

Bills & Claims
05/16/17

71Const	Services	\$3,134.65
71Construction	Projects	\$161,969.51
AdvancedTrafficProducts	Goods	\$81,407.00
AGiraldo	Services	\$40.00
AMBI	Services	\$1,057.69
Ameritech	Services	\$10,909.54
AOuellet	Refund	\$23.31
Arcadis	Services	\$11,631.10
Balefill	Services	\$146,532.87
BAllen	Reimb	\$20.00
BAndress	Reimb	\$29.39
BankOfAmerica	Goods	\$262,698.48
CAEDA	Funding	\$104,029.98
CarCare	Svc	\$10,000.00
Caselle	Services	\$75.00
CasparBuildSystems	Services	\$89,820.98
CATC	Funding	\$139,737.00
CentralPaint&Body	Services	\$383.00
Centurylink	Services	\$22,540.87
CHDiagnostic	Services	\$440.00
CityofCasper	Services	\$1,374.39

CivilEngineeringProfessionals	Projects	\$27,429.28
CollectionCenter	Services	\$1,818.33
CSmith	Refund	\$200.00
CUrhammer	Refund	\$200.00
Dell	Goods	\$3,109.23
DeltaDental	Services	\$35,850.35
DesertMtn	Goods	\$46,036.52
DMGlavan	Refund	\$20.64
DooleyOil	Fuel	\$14,371.99
DSkaggs	Refund	\$75.00
E Rud	Reimb	\$70.00
EBynum	Refund	\$38.51
FHiday	Reimb	\$500.00
FirstData	Services	\$6,484.42
FirstInterstateBank	Services	\$2,782.94
FischerAutoBody	Services	\$2,199.52
FParker	Refund	\$148.95
GarlickLaw	Services	\$1,206.94
GMarshInc	Services	\$6,059.70
GolderAssociates	Services	\$335.00
GWMechanical	Services	\$40,061.35
HarrisWasteMgmtGroup	Services	\$5,145.75
HedquistConstruction	Projects	\$124,315.86
Hitek	Services	\$1,800.00
Homax	Goods	\$21,413.22
HonnenEquipmentCo	Goods	\$11,110.63
HultConst	Services	\$62,495.00
Installation&Svc	Projects	\$7,572.50
JTLGroup	Services	\$108,559.97
KJohnston	Reimb	\$16.99
KubwaterResources	Goods	\$4,839.01
LChristensen	Reimb	\$20.00
LLuckow	Reimb	\$75.00
LongBuildingTech	Services	\$3,662.25
MAlexander	Refund	\$36.73
McMurryReadyMix	Goods	\$2,441.78
MdwstUrbanDev	Reimb	\$10,074.65
MMoore	Refund	\$30.98
MTuttle	Refund	\$8.51
MWalker	Refund	\$53.46
NationalBenefitServices	Services	\$408.70
NC Clerk	Services	\$434.00
NordicSound	Goods	\$10,073.00
OlsonAutobody	Services	\$1,033.93
PeakGeosolutions	Services	\$41,035.77
Pepsi	Goods	\$259.65

Pntwrks	Services	\$572.78
PostalPros	Services	\$7,926.23
PrewittRE	Svc	\$3,500.00
Raftelis	Services	\$4,176.20
RecyklingIndRepairs	Services	\$10,000.00
RegionalWater	Services	\$286,095.32
ResourceManagement	Goods	\$233.00
Rev3Adventure	Funding	\$10,000.00
RHalsey	Reimb	\$200.00
RMcComsey	Refund	\$55.99
RMclean	Reimb	\$73.79
RockyMtnPower	Services	\$116,985.85
RWillis	Reimb	\$75.00
S. Orszulak	Reimb	\$966.00
SBeyer	Refund	\$55.99
ScsAquaterra	Services	\$182,408.50
SDougherty	Refund	\$50.92
SeniorPatientAdvocates	Services	\$450.00
SHarris	Reimb	\$71.38
SIngledeu	Reimb	\$20.00
SkylineRanches	Services	\$430.75
SLemp	Refund	\$55.99
Smarsh	Services	\$1,817.50
SourceGas	Services	\$13,760.28
StantecConsultingSvesInc	Projects	\$4,553.50
StarLineFeeds	Goods	\$423.35
StoneRiver	Refund	\$2,540.00
Strata	Services	\$4,348.75
StrategicInsights	Services	\$2,925.00
SWL	Services	\$70,866.12
T Armijo	Reimb	\$75.00
Terracon	Goods	\$800.00
THallock	Reimb	\$200.00
Viewpoint	Services	\$2,250.00
WardwellWater&Sewer	Services	\$14.00
WasteWaterTreatment	Funding	\$274,420.55
WesternMedical	Services	\$3,150.00
WesternPlainsLandscaping	Services	\$49,893.59
WesternWaterConsult	Services	\$7,270.05
WestlandPark	Services	\$2,336.75
WillowArrowheadNecklaces	Goods	\$141.00
Worldwash	Services	\$550.00
WyDeptEmployment	Services	\$13,323.61
WyEarthmoving	Services	\$69,749.86
ZSzekely	Services	\$521.00
		\$2,804,104.37

Mayor Humphrey then recognized Annie Humphrey for her heroic efforts in assisting a City of Casper employee. Mayor Humphrey explained that Annie Humphrey had come to the aid of Sara Harris, a Casper Solid Waste Collection Operator, in the fall of 2016. Ms. Harris was badly injured and Ms. Humphrey was able to assist her until medical help arrived. Mayor Humphrey presented Ms. Humphrey with a certificate of commendation and thanked her for her compassion. Ms. Humphrey also shared her feelings about the experience and thanked Ms. Harris.

Mayor Humphrey opened the public hearing for the consideration of an amendment to liquor licensing laws in Chapter 5 of the Casper Municipal Code for dispensing rooms.

City Attorney Luben entered three (3) exhibits: correspondence from Tracey L. Belser, to Liz Becher dated May 11, 2017, an affidavit of publication, as published in the Casper-Star Tribune, dated May 15, 2017, and an affidavit of website publication, as published on the City of Casper Website, dated May 9, 2017. Interim City Manager Becher provided a brief report.

Speaking in support were: Michael Reid, 1615 Luker Dr.; Matt Galloway, 4017 W. 38th; Tony Cercy, 4410 Wolf Creek; and Charlie Tyrrell, 526 W. 12th.

Speaking in opposition was Keith Rolland, 542 S. Durbin.

There being no others to speak for or against the issues involving dispensing rooms the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 9-17

AN ORDINANCE AMENDING CHAPTER 5 OF THE CASPER MUNICIPAL CODE TO CHANGE THE REQUIREMENTS FOR RESTAURANT DISPENSING ROOMS, REMOVE REFERENCES TO DISPENSING ROOMS FOR VARIOUS TYPES OF LICENSED LIQUOR ESTABLISHMENTS, AND TO APPLY REGULATIONS TO LICENSED BUILDINGS FOR ESTABLISHMENTS WITH RESTAURANT LIQUOR LICENSES, RETAIL LIQUOR LICENSES, RESORT LIQUOR LICENSES, LIMITED RETAIL LIQUOR LICENSES, BAR & GRILL LIQUOR LICENSES, PERMITTED MICROBREWERIES, AND PERMITTED SATELLITE WINERIES.

Councilmember Pacheco presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Johnson. Motion passed.

Moved by Councilmember Hopkins, seconded by Councilmember Walsh, to, by minute action cancel the public hearing for the issuance of Restaurant Liquor License No. 34 to BrewStory, LLC, d.b.a. Frontier Brewing Company, located at 117 East 2nd Street. This cancellation was made at the request of the applicant. Motion passed.

Mayor Humphrey opened the public hearing for the consideration of the issuance of Microbrewery Liquor License No. 4 for BrewStory LLC, d.b.a. Frontier Brewing Company, located at 117 East 2nd Street.

City Attorney Luben entered four (4) exhibits: correspondence from Tracey L. Belser, to Liz Becher, dated May 8, 2017, an affidavit of publication, as published in the Casper-Star Tribune, dated May 15, 2017, an affidavit of website publication, as published on the City of Casper website, dated April 27, 2017, and the Liquor License application filed March 16, 2017. Interim City Manager Becher provided a brief report.

Speaking in support were: Todd Titus, 1916 Woolwick; Shawn Houck, 1219 S. Wolcott; and Matt Galloway, 4017 W. 38th.

There being no others to speak for or against the issues involving Microbrewery Liquor License No. 4, the public hearing was closed.

Moved by Councilmember Johnson, seconded by Councilmember Powell, to, by minute action, authorize the issuance of Microbrewery Liquor License No. 4. Motion passed.

Mayor Humphrey opened the public hearing for the consideration of the transfer of ownership and location of Retail Liquor License No. 7, from Forward Development, LLC, d.b.a. Forward Development, located at 441 Landmark Drive to Love Holdings, LLC, d.b.a. Downtown Bar & Grill, located at 129 W. 2nd Street.

City Attorney Luben entered four (4) exhibits: correspondence from Tracey L. Belser, to Liz Becher, dated May 1, 2017, an affidavit of publication, as published in the Casper-Star Tribune, dated May 15, 2017, an affidavit of website publication, as published on the City of Casper website, dated April 27, 2017, and the Liquor License application filed March 9, 2017. Interim City Manager Becher provided a brief report.

There being no one to speak for or against the issues involving Retail Liquor License No. 7, the public hearing was closed.

Moved by Councilmember Hopkins, seconded by Councilmember Morgan, to, by minute action, authorize the transfer of ownership and location of Retail Liquor License No. 7. Motion passed.

The following ordinances were considered, on third reading, by consent agenda.

ORDINANCE NO. 6-17

AN ORDINANCE AMENDING SECTION 17.94.100 OF THE CASPER MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS IN THE OLD YELLOWSTONE DISTRICT AND SOUTH POPLAR STREET CORRIDOR (OYDSPC) FORM -BASED CODE.

WHEREAS, in June of 2008 the City Council adopted Chapter 17.94, the Old Yellowstone District and South Poplar Street Corridor (OYDSPC) Form-Based Code, which provides the regulatory framework for the redevelopment of a large portion of Casper's urban core; and,

WHEREAS, as the City has continually implemented the OYDSPC Form-Based Code since 2008, it has been necessary at times to amend the regulations in order to allow flexibility in design reviews of new and/or potential projects; and,

WHEREAS, the minimum/maximum off-street parking regulations found in the OYDSPC Form-Based Code, found in Section 17.94.100 of the Municipal Code, have become an impediment to the redevelopment of the area, and the City proposes to eliminate the current parking standards and adopt the C-3 (Central Business) zoning district parking standards in the Old Yellowstone District and South Poplar Street Corridor; and,

WHEREAS, both the Planning and Zoning Commission and the Old Yellowstone District and South Poplar Street Corridor Architectural Review Committee have reviewed and approved the proposed amendment to the OYDSPC Form-Based Code; and,

WHEREAS, it is the desire of the governing body of the City of Casper to amend Section 17.94.100 of the Casper Municipal Code pertaining to parking regulations in the OYDSPC (Old Yellowstone District and South Poplar Street Corridor).

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CASPER, WYOMING:

SECTION 1:

Section 17.94.100 is hereby amended as follows:

17.94.100 Parking regulations.

A. Off-street Parking Dimensions. Refer to Casper Municipal Code Section 17.12.070.

B. Specific Requirement. Unless specified, requirements listed represent the MINIMUM number of parking spaces REQUIRED.

Building Use	Parking Requirements
Residential	1 parking space per dwelling unit.
Residential, condominium	1 parking space per dwelling unit.
Residential, high rise apartments	1 parking space per dwelling unit.
Residential, low/mid-rise apartments	1 parking space per dwelling unit.
Senior Citizen housing	1 parking space per dwelling unit.
Schools, senior high	0.25 parking space per student.
Schools, elementary and middle schools	0.19 parking space per the sum of the number of students plus the number of staff. On-street parking abutting the

	school grounds and any adjacent park land may be used to meet the off street parking required for the school.
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SECTION 2:

This ordinance shall be in full force and effect from and after passage on three readings and publication.

PASSED on 1st reading the 18th day of April, 2017.

PASSED on 2nd reading the 2nd day of May, 2017.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 16th day of May, 2017.

ORDINANCE NO. 7-17

AN ORDINANCE AMENDING SECTIONS 17.94.010 AND 17.94.030 OF THE CASPER MUNICIPAL CODE, PERTAINING TO THE OLD YELLOWSTONE DISTRICT AND SOUTH POPLAR STREET CORRIDOR FORM -BASED CODE.

WHEREAS, in June of 2008, the City Council adopted the Form -Based Code for the area referred to as the Old Yellowstone District and South Poplar Street Corridor; and,

WHEREAS, the City has identified several areas of the Form -Based Code that need clarification; and,

WHEREAS, the Planning and Zoning Commission, the Old Yellowstone District Advisory Committee, and the Architectural Review Committee have recommended approval of the following amendments to the Form-Based Code; and,

WHEREAS, it is the desire of the governing body of the City of Casper to amend Sections 17.94.010 and 17.94.030 of the Casper Municipal Code.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CASPER, WYOMING:

SECTION 1:

That Section 17.94.010 of the Casper Municipal Code is hereby amended to add the bolded and capitalized text, to read as follows:

17.94. 010 - Purpose, intent and using the code.

The Old Yellowstone District and South Poplar Street Corridor form-based code regulating plan is intended to integrate urban design, building form, placement, use and design as a means for implementing the West Central and South Poplar Street Corridor Plan, dated September, 2007, as may be amended from time to time.

THIS FORM-BASED CODE IS ALSO INTENDED TO ENCOURAGE LAND USES THAT PROMOTE VIBRANT COMMERCE, SOCIAL INTERACTION, AND A WIDE VARIETY OF HOUSING TYPES, WHERE PEOPLE CAN LIVE, WORK, SHOP AND PLAY, ALL WITHIN PROXIMITY AND WALKING DISTANCE.

THE INTENDED GOAL OF THE FORM-BASED CODE IS TO CREATE A COMPLIMENTARY EXTENSION OF THE DOWNTOWN, WITH ITS OWN UNIQUE CHARACTER AND DESIGN, AND TO PROVIDE A FRAMEWORK FOR ACHIEVING THE DESIRED BUILT-FORM CHARACTERISTICS OF A DOWNTOWN, INCLUDING SIMILAR DENSITIES, BUILDING MATERIALS, BUILDING ORIENTATION, BUILDING HEIGHTS, ARCHITECTURE AND A DIVERSIFIED MIX OF COMPLIMENTARY AND INTERRELATED LAND USES.

The form-based code consists of a regulating plan, building envelope standards and design standards.

The code is comprised of five interrelated elements.

1. Zoning district narrative describing purpose, intent, applicability and design.
2. A regulating plan that describes the areas within the development project where specified building types may be located.
3. Building envelope and street standards that describe the allowable height, disposition and use for the specified building types and right-of-way, travel lane, center median, parking, terrace and/or sidewalk and alleyway width for the specified thoroughfares.
4. Design standards for guiding specific aspects of building and site design.
5. The regulating plan and building envelope and street standards apply to new facilities such as buildings, streets, parking lots, etc. The design standards apply to existing and new facilities.

A. Design Principles. The code is based on several fundamental design principles:

1. Mixing of uses vertically within structures and horizontally upon sites allows for greater market flexibility, sharing of support facilities such as parking, reducing the necessity for short vehicle trips while promoting walking and biking and leading to a more sustainable city.
2. Buildings should be placed close to the sidewalk and street to better define and enliven the public realm and economize resources such as land and utilities.
3. Building types that support multiple uses and are flexible or adaptable over time are preferable to highly specific, single-use typologies that may more easily become obsolete.
4. Increased density helps afford increased private and public realm amenities such as brick and stone building exteriors and streetscaping.
5. A more enhanced public realm with interconnected sidewalks, plazas, landscaped parkways and trails promotes and support social interaction and healthier living.

SECTION 2:

That Section 17.94.030 of the Casper Municipal Code is hereby amended to add the bolded and capitalized text, to remove the strikethrough text, and renumbered alphabetically as necessary, to read as follows:

17.94.030 - Prohibited uses.

- A. Prohibited uses in the Old Yellowstone District and South Poplar Street corridor shall include the following:
 1. "Agriculture" meaning food animals produced for consumption, pleasure animals raised for recreation, sale barns for the auction of food and/or pleasure animals, large gardens and orchards which produce food for consumption, and large farm equipment offered for sale, service and/or storage;

2. "Animal boarding center/animal shelter" meaning an establishment where animals are admitted solely for the purpose of overnight stays. Outside runs are prohibited. Establishments that provide day services with no overnight stays are permitted. Boarding is allowed only for medical purposes or treatment by licensed animal hospitals or clinics;
 3. "Automobile-oriented sales or services," not existing as of the effective date of the Old Yellowstone District and South Poplar Street Corridor form -based zoning ordinance, meaning an area or structure used for the display, sale and/or service of automobiles, including cars, trucks, recreational vehicles, trailers, motorcycles or boats; and includes businesses that sell and/or install automobile accessories. Automobile-oriented sales or services shall include businesses such as vehicle dealerships, VEHICLE CONSIGNMENT LOTS, muffler shops, auto-detail shops, engine repair or rebuilding, collision repair, tire sales and service shops, paint shops, undercoating, window and glass replacement and tinting, alignment shops, upholstery shops, oil change and lubrication shops, brake shops, stereo and radio sales and/or installation, dismantling or salvage operations, towing businesses, and businesses that lease or rent vehicles;
 4. "Car wash meaning a structure/BUSINESS where motor vehicles are washed, WHETHER OR NOT IT IS ASSOCIATED WITH OR ACCESSORY TO ANOTHER BUSINESS.
 5. "Commercial laundries" meaning establishments where clothes and linens can be washed and ironed in bulk quantities, typically for commercial or industrial uses; not for individual patronage, such as laundromats;
- XX "CONSTRUCTION/CONTRACTOR SHOPS OR YARDS" MEANING A LOT OR STRUCTURE, THE PRINCIPAL USE OF WHICH IS TO PROVIDE OFFICES, VEHICLE AND EQUIPMENT STORAGE, CONSTRUCTION MATERIAL STORAGE, OR TOOL STORAGE FOR A CONSTRUCTION OR CONTRACTING BUSINESS. EXAMPLES ARE PLUMBING SHOPS, ELECTRICAL SHOPS, EXCAVATING BUSINESSES, MECHANICAL SHOPS, WELDING SHOPS, FABRICATION SHOPS, ELECTRICAL OR PLUMBING SUPPLY SHOPS, OR SIMILAR USES.
- XX "CONVENIENCE ESTABLISHMENT, HIGH VOLUME" MEANING AN ESTABLISHMENT PRIMARILY DESIGNED FOR THE PURPOSE OF PROVIDING LEGALLY STORED VEHICLE ENGINE FUELS, KEROSENE OR MOTOR OIL, AND LUBRICANTS OR GREASE, ON A FULL- OR SELF- SERVICE BASIS TO THE TRAVELING PUBLIC AND/OR COMMERCIAL HAULERS.
- XX "CONVENIENCE ESTABLISHMENT, MEDIUM VOLUME" MEANING AN ESTABLISHMENT IN WHICH THE PRIMARY BUSINESS IS SELLING GASOLINE/DIESEL FUEL AND GROCERY STORE RELATED PRODUCTS.
6. "Custodial care facility" meaning a public or privately operated facility providing custodial care for persons residing by court placement, or being held or detained awaiting trial or court placement, including, without limitation, correctional and post-correctional facilities, adult and/or juvenile detention facilities, reentry centers and correctional transitional housing. A custodial care facility shall not include "group homes," as defined in the municipal code;
 7. "Emergency shelter" meaning a nonprofit facility that provides long-term or short-term living accommodations and/or care for individuals and families who have been displaced from their homes. "Care" is defined as room and board, and/or the provision of a program for counseling, therapy or social services;

8. "Heavy industrial" meaning facilities which conduct and support manufacturing, fabrication, storage of bulk materials, including both solid and liquid fuels, industrial painting, and storage of heavy equipment, ASPHALT PLANTS, CONCRETE PLANTS, GYPSUM MANUFACTURING, REFINERIES, ROCK QUARRYING AND CRUSHING, BRICK/MASONRY YARDS, BULK PLANTS, FABRICATION PLANTS, FOUNDRY, FACTORIES OR MANUFACTURING PLANTS;
 9. "Industrial food or food processing facility" meaning an establishment where food goods or animals are processed into meat or food products, and includes slaughter, skinning, butchering, packaging, and freezing of the meat for commercial sale;
 10. "Lumber yards/builder's supply yards" meaning a business operation that operates as a distribution or wholesale operation for the construction industry. IN WHICH the physical yard is a storage location for storing lumber and construction materials;
 11. "Manufactured home (mobile) park" meaning a parcel, or contiguous parcels of land, divided into spaces for rent or lease on which a manufactured home is to be permanently affixed;
- XX "MANUFACTUREDIMODULAR STRUCTURE SALES" MEANING A BUSINESS WHICH SELLS, DISPLAYS MANUFACTURES OR STORES MANUFACTURED OR MODULAR STRUCTURES.
12. "Motels" meaning a building, or series of connected rental units, providing a dwelling unit or overnight lodging for compensation. The physical structure has individual exterior entrances into each dwelling unit, with no common inside corridor;
 13. "Off -premises signs" as defined in Section 17.08.010 of this code, not existing as of the effective date of the form -based zoning ordinance, meaning outdoor signs that are used to advertise the sale of goods and services, and/or promote social, commercial, political or religious messages;
 14. "Pawn shop" meaning a commercial establishment where persons deposit goods, merchandise or other personal property in exchange for a monetary loan, or other compensation, and giving the creditor the right to sell the property if the debt is not paid;
 15. "Recreational overnight park/recreational vehicle (RV) sales, service and storage lot" meaning a parcel of land intended for occupancy by recreational vehicles for transient dwelling purposes; and a parcel, or parcels, of land on which recreational vehicles will be displayed for sale, stored for service, or housed for seasonal use;
 16. "Recycling center" meaning a structure or storage area whose primary use is where waste or scrap materials are stored, bought, sold, accumulated, exchanged, packaged, disassembled, or handled, including, but not limited to, scrap aluminum, paper, plastic and glass;
- XX "SALVAGE YARD OR WRECKING YARD" MEANING AN ESTABLISHMENT OR LOCATION WHICH IS MAINTAINED OR USED FOR STORAGE, KEEPING, BUYING, OR SELLING OF WRECKED, SCRAPPED OR DISMANTLED MOTOR VEHICLES OR PARTS THEREOF, OR ANY VEHICLE STORAGE AREA IN WHICH ANY VEHICLE IS STORED FOR MORE THAN THIRTY (30) DAYS, REGARDLESS OF WHETHER SAID VEHICLE IS AWAITING REPAIR.
17. "Sexually-oriented businesses" as defined in Chapter 9.24 of this code;
- XX "STORE, WHOLESALE" MEANS AN ESTABLISHMENT DEVOTED TO THE WHOLESALING OF GOODS AND GENERALLY INCLUDES LARGE AREAS DEVOTED TO STORAGE OR WAREHOUSING.

18. "Thrift shops" meaning commercial establishments which sell, trade, or dispense donated merchandise. "Consignment shops," meaning commercial establishments which pay a customer a percentage of sales on their consigned merchandise once it is sold, are permitted;
19. "Tower" meaning any ground, roof, or otherwise mounted pole, spire, structure or combination thereof that is fifteen feet or greater in height above the ground, including supporting lines, cables, wires, braces, masts or other structures, for the purpose of mounting an antenna, meteorological device, or cellular apparatus aboveground;
20. "Transportation depot" meaning a facility specifically designated for the storage, transfer, or boarding and unloading of material or persons such as a bus station, railroad station, etc. Transit stations for the local, public bus service are excluded;
21. "Truck/car stops" meaning establishments primarily designed for the purpose of providing stored vehicle engine fuels, kerosene or motor oil, and lubricants or grease, on a full- or self-service basis to semi -trucks, which may include similar services for automobile/truck stop facilities, restaurant facilities, and/or overnight sleeping facilities;
22. "Utility service center" meaning a facility, and/or lot, owned by a private or public entity which engages in the supply and distribution of water, gas, electrical, sewer, and communications products, and includes installation, repair and storage facilities;
23. "Warehouses, indoor and outdoor storage" meaning single use facilities where goods, wares, and/or merchandise are deposited for storage or securing. In the case of "automobile services," vehicles awaiting repair or service are excluded, PROVIDED NO VEHICLE AWAITING REPAIR OR SERVICE SHALL BE STORED ON A SITE FOR MORE THAN THIRTY (30) DAYS.

SECTION 3:

This ordinance shall be in full force and effect from and after passage on three readings and publication.

PASSED ON 1st reading the 18th day of April, 2017.

PASSED ON 2nd reading the 2nd day of May, 2017.

PASSED, APPROVED, and ADOPTED on third and final reading the 16th day of May, 2017.

ORDINANCE NO. 8-17

AN ORDINANCE APPROVING A REPLAT, SUBDIVISION AGREEMENT AND ZONE CHANGE FOR THE C85 ADDITION IN THE CITY OF CASPER, WYOMING.

WHEREAS an application has been made to vacate and replat Lots 1-10, Block 11, North Burlington Addition, to create C85 Addition, comprising 0.7585-acres, more or less; and,

WHEREAS an application has been made to rezone the C85 Addition from C-2 (General Business) and R-3 (One to Four Unit Residential) to entirely C-2 (General Business); and,

WHEREAS, a written subdivision agreement will be entered into with the City of Casper, which will be approved with the vacation and replat upon third reading of this ordinance; and,

WHEREAS, this replatting and rezoning requires approval by ordinance following a public hearing; and,

WHEREAS, after a public hearing, the City of Casper Planning and Zoning Commission passed a motion recommending that City Council approve the vacation, replat, subdivision agreement and zone change requests; and,

WHEREAS, the governing body of the City of Casper finds that the above described zone change, vacation, replat and subdivision agreement should be approved.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CASPER, WYOMING:

SECTION 1:

That the above described zone change is hereby approved.

SECTION 2:

The vacation, replat and subdivision agreement, as described above, are hereby approved, and the Mayor is hereby authorized and directed to execute, and the City Clerk to attest said documents.

SECTION 3:

This ordinance shall be in full force and effect from and after passage on three readings and publication pursuant to law.

PASSED on 1st reading the 18th day of April, 2017.

PASSED on 2nd reading the 2nd day of May, 2017.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 16th day of May, 2017.

Councilmember Morgan presented the three (3) foregoing consent agenda ordinances for adoption, on third reading. Seconded by Councilmember Johnson. Councilmember Walsh voted nay on Ordinance 7-17. Motion passed.

Following ordinance read:

ORDINANCE NO. 10-17
AN ORDINANCE AMENDING SECTION 2.04.060 OF THE
CASPER MUNICIPAL CODE PERTAINING TO REGULAR
MEETINGS OF THE CASPER CITY COUNCIL.

Councilmember Johnson presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Walsh. Motion passed.

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 17-77
A RESOLUTION AUTHORIZING A CONTRACT WITH THE
CASPER FIRE FIGHTERS LOCAL I.A.F.F. UNION 904 FOR
THE CONTRACT YEAR 2017-2018, EFFECTIVE JULY 1,
2017.

RESOLUTION NO. 17-78

A RESOLUTION AUTHORIZING RELEASE OF LOCAL ASSESSMENT DISTRICT LIENS.

RESOLUTION NO. 17-79

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE LEASE AGREEMENT WITH THE STATE OF WYOMING, DEPARTMENT OF ADMINISTRATION AND INFORMATION, CONSTRUCTION MANAGEMENT FOR PROPERTY LOCATED IN THE DOWNTOWN AREA

RESOLUTION NO. 17-80

A RESOLUTION AUTHORIZING FORM LP-3, ACCEPTANCE CERTIFICATE, FROM THE WYOMING DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION SERVICES RELATED TO THE BRYAN STOCK TRAIL NORTH PLATTE RIVER BRIDGE PROJECT.

RESOLUTION NO. 17-81

A RESOLUTION AUTHORIZING AN AGREEMENT WITH ITC ELECTRICAL TECHNOLOGIES FOR THE SAM H. HOBBS WASTEWATER TREATMENT FACILITY EMERGENCY GENERATOR, PROJECT NO. 11-74.

RESOLUTION NO. 17-82

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH RECYKLING INDUSTRIAL REPAIRS, INC., TO REPLACE LINER WEAR PLATES ON A CITY BALER.

RESOLUTION NO. 17-83

A RESOLUTION AUTHORIZING AN AGREEMENT WITH TRETO CONSTRUCTION LLC, FOR THE SOUTH SPRUCE STREET RECONSTRUCTION PROJECT.

RESOLUTION NO. 17-84

A RESOLUTION AUTHORIZING AN AGREEMENT WITH DOUBLE D WELDING AND FABRICATION, INC., FOR THE PORTABLE LITTER FENCING, PROJECT NO. 17-022.

RESOLUTION NO. 17-85

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH WLC ENGINEERING FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE ROTARY PARK PATHWAY — PHASE II, PROJECT NO. 17-011.

RESOLUTION NO. 17-86
A RESOLUTION AUTHORIZING AN AGREEMENT WITH
FULL CONTACT CONCRETE, LLC, FOR THE 2017
PEDESTRIAN PATHWAYS PROJECT.

Councilmember Powell presented the foregoing ten (10) resolutions for adoption. Seconded by Councilmember Johnson. Motion passed.

Moved by Councilmember Hopkins, seconded by Councilmember Johnson, to, by consent minute action:

- 1) acknowledge receipt of the proposed FY 2018 budget;
- 2) reject all bids received for the purchase of two (2) new front end loaders;
- 3) authorize the purchase of two (2) F250 ¾ ton 4x4 pickups, from Fremont Motors Co., in the estimated total amount of \$47,804.84;
- 4) authorize the purchase of three (3) used Lufkin van trailers, from CMI-Teco, in the estimated total amount of \$36,366;
- 5) authorize the purchase of one (1) F350 one ton 4x4 pickup, from Fremont Motors Co., in the estimated total amount of \$27,104.56; and
- 6) authorize the discharge of \$1,113.04 of uncollectible accounts receivable balances, aged between the dates of January 1, 2012 and March 31, 2012.

Motion passed.

Mayor Humphrey called for a brief recess at 6:55 p.m., and reconvened the meeting at 7:03 p.m.

Councilmember Powell made statements about the actions taken by Interim City Manager Becher to exercise the at-will clause in former Police Chief Wetzel's contract.

Councilmember Walsh made positive statements about Mr. Wetzel's service to our country.

Individuals addressing Council were: Chad Lore, 732 W. 15th, requesting easier use of parkways for off-street parking on busy streets; Cary Brus, 5410 E. 22nd, stating that a lack of confidence in the Council could hurt business and philanthropy and requesting that Council act professionally; Tony Cercy, 4410 Wolf Creek, also expressing concerns about the impact a lack of confidence can have on investments and development and thanking Council for their service; and Tad True, 455 N. Poplar, also thanking Council for their service and sharing concerns about confidence in the community and requesting careful selection of the Ward II Councilmember.

Jim Wetzel, 2000 block of Nottingham, requested that Council allow him more than five minutes to address Council.

Moved by Councilmember Pacheco, seconded by Morgan, by minute action, to suspend the Council rule to allow additional time for a speaker. Motion passed.

Mr. Wetzel addressed Council regarding the Casper Police Department and the Fraternal Order of Police.

Also addressing Council were: Patrick Moore, 810 W. 15th, also requesting use of the parkways for parking; Kyle True, 5820 S. Poplar, requesting that Mr. Wetzel receive due process and be reinstated until the study of the Police department is completed, stating concerns about Council leadership, and expressing concerns for justice for assault victims; Ellie Bolander, 1371 Harmony Rd., requesting due process for Mr. Wetzel; Kevin Hawley, Executive Director of the Downtown Development Authority, requesting that additional parking downtown be created by demolishing buildings in the vicinity of the David Street Station; Keith Goodenough, 333 S. Socony, urging careful planning for the upcoming eclipse, requesting consideration of issues that might exist in the Fire Department, and asking if Hogadon will be competition for local business; Sarah Elston, 2201 Kingsboro, sharing concerns about regulations in the Old Yellowstone District and the treatment of Mr. Wetzel, and stating that she and others are researching a method to recall Councilmembers; Jim Wetzel, 11625 W. Goose Egg, asking how a qualified City Manager or Police Chief will be found if the FOP (Fraternal Order of Police) is allowed too much authority; Shannon Eli, 2382 Sagewood, inviting Council to kids bicycle safety day; Joel Parmely, 1306 S. McKinley, requesting better information for the public on the use of the parkways for parking; and Dale Zimmerle, 3035 Bellaire Dr., sharing a reading.

Mayor Humphrey called for a brief recess at 8:22 p.m., and reconvened the meeting at 8:30 p.m.

Individuals addressing the Council were: Pat Sweeney, 951 N. Kimball, stating non-support of a Mayoral form of government for Casper and asking that Council move forward to fill the Councilmember vacancy and City Manager vacancy; Greg Eddy, 3100 block of Monte Vista, expressing concerns about the culture of the Casper Police Department and the treatment of Mr. Wetzel; Paul Paad, 2781 Cherokee, requesting that Council meetings be held on weeks opposite the County Commission meetings; and Tamara McNaughton, 2651 Lynn Lane, thanking Council and the Police for their support of victims of sexual assaults.

At 8:55 p.m., it was moved by Councilman Walsh, seconded by Councilman Johnson, to adjourn into executive session to discuss personnel. Motion passed. Council moved into the Council meeting room.

Council returned to the Council Chambers. Mayor Humphrey noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, May 23, 2017, in the Council's meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, June 6, 2017, in the Council Chambers.

At 9:10 p.m., it was moved by Councilman Hopkins, seconded by Councilman Johnson, to adjourn the executive session and regular Council meeting. Motion passed.

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Tracey L. Belser
City Clerk

Kenyne Humphrey
Mayor