

COUNCIL PROCEEDINGS
Casper City Hall – Council Chambers
March 3, 2020

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, March 3, 2020. Present: Councilmembers Bates, Cathey, Hopkins, Johnson, Lutz, Pacheco, Powell and Mayor Freel. Absent: Councilmember Huber. Moved by Councilmember Huber, seconded by Councilmember Pacheco, to, by minute action, excuse the absence of Councilmember Huber. Motion passed.

2. PLEDGE OF ALLEGIANCE

A citizen from the audience led the audience in the Pledge of Allegiance.

3. MINUTES

Moved by Councilmember Johnson, seconded by Councilmember Powell, to, by minute action, approve the minutes of the February 18, 2020, regular Council meeting, as published in the Casper-Star Tribune on February 25, 2020. Motion passed.

4. EXECUTIVE SESSION MINUTES

Moved by Councilmember Hopkins, seconded by Councilmember Lutz, to, by minute action, approve the minutes of the February 18, 2020, executive session. Motion passed.

5. BILLS & CLAIMS

Moved by Councilmember Johnson, seconded by Councilmember Cathey, to, by minute action, approve payment of the March 3, 2020, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims 03/03/20

307CllsnCtr	Services	3,170.91
3DSpec	Services	1,316.63
AMBI	Services	1,487.59
AceHrdwr	Goods	757.25
Adecco	Services	2,135.21
Airgas	Goods	764.59
AlSCO	Services	1,177.40
AMSignal	Goods	35,156.60
AmeriTech	Goods	3,062.50
Amerigas	Goods	3,782.88
ArrwhdHting	Services	180.00
AtlnticElect	Services	2,300.00
AtlasOffice	Goods	645.29
AtlasReprdctn	Services	188.06
B32Eng	Services	1,568.34
BnkofAmerica	Goods	83,042.44
BHEnergy	Utilities	35,886.90
Boys&GirlsClub	Funding	28,745.50

Brake Supply	Goods	5,462.15
Brenntag	Goods	13,273.70
Caselle	Services	75.00
CATC	Services	114,333.23
CsprContSpplly	Goods	325.54
CsprElect	Services	19,800.00
CsprNC	Funding	10,645.72
CsprPblcUt	Utilities	148.83
CsprStarTrib	Ads	5,357.26
CsprTire	Goods	592.00
CntlWyRegWtr	Services	284,799.89
CntlWySrSvc	Funding	124,621.42
CenturyLink	Utilities	18,279.44
CH2MHill	Services	12,546.25
CityofCasper	Services	173,835.18
CMITeco	Goods	168,315.66
CollctionCtr	Services	4,392.97
ComTech	Goods	33,888.55
Comtronix	Goods	132.00
CPU	Goods	4,590.00
Convergeone	Goods	1,472.00
CrimeSceneInfo	Goods	109.87
DaveLodenConst	Services	370.00
DsrtMtn	Goods	12,594.68
DooleyEnt	Goods	5,070.00
DooleyOil	Goods	16,226.37
DPCInd	Services	7,086.24
EmrgncyMed	Goods	899.40
EnghouseInter	Goods	2,500.00
EngnrngDesign	Services	10,932.50
EvoquaWtrTech	Services	3,246.08
FHiday	Reimb	158.94
FirstData	Services	1,426.20
FtCsprMuseumAssoc	Goods	1,001.74
Galls	Services	5,598.50
GarageDoorDudes	Services	285.00
GeoSyntec	Services	642.05
GlobalEquip	Goods	1,973.40
GlobalSpctrm	Services	82,909.91
GolderAssoc	Services	9,138.05
GSGArch	Services	2,992.18
HDREng	Services	10,412.73
Hein-Bond	Services	10,000.00
HiteckComm	Services	1,840.00
Homax	Goods	39,499.44

HwrdspplyCo	Goods	136.57
ItronInc	Goods	2,452.44
JStowers	Reimb	88.05
JWilhelmcoCsprPD	Funding	326.75
KiwanisClub	Dues	228.00
KnifeRvr	Services	90,267.79
KnightEquip	Goods	2,000.00
KubwaterRes	Goods	5,618.85
LisasSpnSpn	Services	475.00
LMcCartney	Reimb	791.49
LongBldg	Services	4,909.85
McMurryRdyMx	Goods	184.50
MDay	Reimb	1,386.80
MedPrty	Services	202.00
MotionFlow	Goods	833.17
Motorola	Goods	1,700.98
MtnWst	Utilities	1,750.00
MtnWstValuation	Services	3,000.00
NalcoChmcl	Goods	32,724.00
Napa	Goods	79,353.13
NatareCorp	Services	22,541.40
NCHallJstc	Services	78,194.95
NCHHealth	Funding	45,000.00
NCSheriff	Services	386,521.80
Nelson/Nygaard	Services	51,698.29
NKaiser	Reimb	136.49
Norco	Services	781.46
NrthPrkTrans	Services	116.74
OneCallWy	Services	573.00
PstlPrs	Services	15,567.36
RDGIA	Services	7,200.00
Ricoh	Goods	587.02
RckyMtnPwr	Services	209,837.48
RooterSwrSvcs	Services	596.88
SPKinneyEng	Services	35,150.00
Saltus	Services	591.00
ScienceZone	Funding	15,962.00
Self-Help	Funding	13,615.50
SRyden	Reimb	150.00
StateofWy	Services	11,875.66
SummitElect	Services	1,085.91
SuperiorInd	Goods	477.16
TopOffice	Services	124.50
TretoConst	Services	113,511.44
Unfrms2Gear	Goods	5,602.82

Verizon	Services	60.24
VermeerSls	Goods	4,833.85
VMartinez	Reimb	150.00
VRCCo	Goods	105.55
WardwellWtr	Utilities	29.68
WellbornSullivan	Services	5,000.00
WenckAssoc	Services	30,695.79
WestPlainsEng	Services	1,000.00
WiredElect	Services	103,422.37
WLCEng	Services	41,683.13
WWCEng	Services	18,369.85
Wycomp	Services	1,015.00
WyLowVltgeCo	Services	370.00
WySteel	Services	6,736.40
Xerox	Services	221.08
ZollMedcl	Goods	25,272.00
Total		2,914,061.33

6. COMMUNICATIONS FROM PERSONS PRESENT

Amanda Stath and Rio Carno, downtown business owners, addressed Council to request better communication and service from the Downtown Development Authority (DDA) for parking garage vouchers. Mayor Freel and Councilmember Powell both commented on their concerns.

7. ESTABLISH PUBLIC HEARINGS

Moved by Councilmember Cathey, seconded by Councilmember Bates, to, by minute action: establish March 17, 2020, as the public hearing date for the consideration of Microbrewery Liquor License No. 7 for Oil City Beer Company, LLC, d/b/a Oil City Beer Company, located at 4155 Legion Lane Unit 4 and 6; and new Microbrewery Liquor License No. 4 for Brewstory, LLC d/b/a Frontier Brewing Co., located at 117 East 2nd Street. Motion passed.

8.A.1 PUBLIC HEARING - ORDINANCE

Mayor Freel opened the public hearing for the consideration of the replat, subdivision agreement and zone change creating the Garden Creek Square Addition No. 2 subdivision.

City Attorney Henley entered two (2) exhibits: correspondence from Liz Becher to J. Carter Napier, dated February 14, 2020 and an affidavit of publication, as published in the Casper-Star Tribune, dated February 17, 2020. City Manager Napier provided a brief report.

Speaking in support was Bill Fehringer, Civil Engineering Professionals, Inc. (CEPI). Speaking in opposition was Bernie Finch, 4391 Sunrise Dr. There being no others to speak for or against the issues involving the Garden Creek Square Addition No. 2, the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 4-20
AN ORDINANCE APPROVING A REPLAT, SUBDIVISION
AGREEMENT AND ZONE CHANGE FOR THE PROPOSED
GARDEN CREEK SQUARE ADDITION NO. 2 SUBDIVISION
IN THE CITY OF CASPER, WYOMING.

Councilmember Hopkins presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Johnson. Councilmember Lutz asked about the layout of and building height within the development. City Manager Napier and Mr. Fehringer addressed her questions. Mayor Freel abstained. Motion passed.

8.A.2 PUBLIC HEARING - ORDINANCE

Mayor Freel opened the public hearing for the consideration of the vacation, replat, subdivision agreement and zone change for the proposed Greenway Park III Addition subdivision.

City Attorney Henley entered two (2) exhibits: correspondence from Liz Becher to J. Carter Napier, dated February 14, 2020 and an affidavit of publication, as published in the Casper-Star Tribune, dated February 17, 2020. City Manager Napier provided a brief report.

Speaking in support was Bill Fehringer, CEPI.

Speaking in opposition were: Vicky Primrose, Rustic Ridge Homeowner's Association President; Paul Wilhelm, 1922 Rustic Ridge; Heidi Wilhelm, 1922 Rustic Ridge; and Joel Kirk, 2724 Ali Circle. Liz Becher, Community Development Director, and Mr. Fehringer addressed questions presented by Mr. Wilhelm.

There being no others to speak for or against the issues involving the Greenway Park III Addition, the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 5-20
AN ORDINANCE APPROVING A VACATION, REPLAT,
SUBDIVISION AGREEMENT AND ZONE CHANGE FOR THE
PROPOSED GREENWAY PARK III ADDITION SUBDIVISION
IN THE CITY OF CASPER, WYOMING.

Councilmember Hopkins presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Lutz. Several Councilmembers spoke in favor of the development. Councilmember Powell asked about the drainage in the area, which City Manager Napier addressed. Mayor Freel abstained. Motion passed.

8.A.3 PUBLIC HEARING - ORDINANCE

Mayor Freel opened the public hearing for the consideration of the replat, subdivision agreement and zone change for the proposed Kensington Heights Addition No. 1 subdivision.

City Attorney Henley entered two (2) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated January 12, 2020 and an affidavit of publication, as published in the Casper-Star Tribune, dated January 2, 2020. City Manager Napier provided a brief report.

Speaking in support was Lisa Burrige, 421 S. Center. Speaking in opposition were: Joe Toups and Dean Brennan, Centennial Hills Home Owners Association (HOA); and Charmaine Reed, 2782 Boots Dr.

There being no others to speak for or against the issues involving Kensington Heights Addition No. 1, the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 6-20
AN ORDINANCE APPROVING A REPLAT, SUBDIVISION
AGREEMENT AND ZONE CHANGE FOR THE PROPOSED
KENSINGTON HEIGHTS ADDITION NO. 1 SUBDIVISION IN
THE CITY OF CASPER.

Councilmember Pacheco presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Hopkins. Council discussed the matter. Councilmember Powell asked several questions about construction site standards, Planned Unit Development (PUD) standards, and contractor standards. City Manager Napier addressed these questions, and indicated that City required standards could be provided to the HOA. Mayor Freel abstained. Motion passed.

8.B PUBLIC HEARING - RESOLUTION

Mayor Freel opened the public hearing for the consideration of fiscal year 2020 budget amendment #2.

City Attorney Henley entered two (2) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated January 12, 2020 and an affidavit of publication, as published in the Casper-Star Tribune, dated January 2, 2020. City Manager Napier provided a brief report.

There being no one to speak for or against the issue, the public hearing was closed.

Following resolution read:

RESOLUTION NO. 20-41
A RESOLUTION AMENDING THE CURRENT BUDGET FOR
THE FISCAL YEAR ENDING JUNE 20, 2020.

Councilmember Powell presented the foregoing resolution for adoption. Seconded by Councilmember Cathey. Motion passed.

9. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 20-42
A RESOLUTION AUTHORIZING A LEASE AGREEMENT
WITH JOHNSON RESTAURANT GROUP, INC. FOR

OPERATION OF THE 19TH HOLE RESTAURANT AT THE MUNICIPAL GOLF COURSE.

RESOLUTION NO. 20-43

A RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH BLACK HILLS ENERGY TO INSTALL BURIED GAS LINES WITHIN CITY-OWNED PROPERTY.

RESOLUTION NO. 20-44

A RESOLUTION RESCINDING RESOLUTION NO. 20-16 TO REESTABLISH A PUBLIC HEARING DATE, DECLARING THE INTENT OF THE CITY OF CASPER, WYOMING, TO CREATE A LOCAL ASSESSMENT DISTRICT NO. 157 IN SAID CITY; TO AUTHORIZE THE CONSTRUCTION OF LOCAL IMPROVEMENTS THEREIN; AND TO ASSESS THE COST OR PORTION THEREOF ON THE PROPERTY BENEFITTED THEREBY.

RESOLUTION NO. 20-45

A RESOLUTION AUTHORIZING THE EXECUTION OF AN M-54 UTILITY LICENSE WITH THE WYOMING DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF A 4-INCH PVC FIRE LINE FOR 1910 TALC ROAD.

RESOLUTION NO. 20-46

A RESOLUTION AUTHORIZING AN ACCESS EASEMENT TO THE PUBLIC ADJACENT THE DEWALD DIVIDE ADDITION.

RESOLUTION NO. 20-47

A RESOLUTION AUTHORIZING A PROCUREMENT AGREEMENT WITH THATCHER COMPANY FOR EIGHT 46,000 POUND DELIVERIES OF FERROUS CHLORIDE FOR USE AT THE INDIAN PAINTBRUSH CHEMICAL FEED FACILITY.

RESOLUTION NO. 20-48

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH STATE LINE NO. 7 ARCHITECTS FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE CITY HALL RENOVATIONS AND ADDITION PROJECT.

RESOLUTION NO. 20-49

A RESOLUTION GRANTING A RIGHT-OF-WAY EASEMENT TO ROCKY MOUNTAIN POWER FOR THE MIDWEST AVENUE RECONSTRUCTION FROM ELM STREET TO WALNUT STREET PROJECT.

RESOLUTION NO. 20-50

A RESOLUTION AUTHORIZING AN AGREEMENT WITH JTL GROUP, INC., D.B.A. KNIFE RIVER, INC., FOR THE 21ST STREET & SHATTUCK SANITARY SEWER REPLACEMENT, PROJECT NO. 19-040.

RESOLUTION NO. 20-51

A RESOLUTION APPROVING THE VACATION AND REPLAT CREATING THE WHITE DOG ADDITION NO. 2 AND THE ASSOCIATED SUBDIVISION AGREEMENT.

RESOLUTION NO. 20-52

A RESOLUTION RESCINDING RESOLUTION NO. 02-288 AND DESIGNATING THE CITY CLERK'S OFFICE AS THE PROPER OFFICE FOR FILING CLAIMS AGAINST THE CITY PURSUANT TO W.S. §1-39-113(c)(ii).

Councilmember Lutz presented the foregoing eleven (11) resolutions for adoption. Seconded by Councilmember Hopkins. Motion passed.

10. INTRODUCTION OF MEASURES AND PROPOSALS

Mayor Freel expressed concern over the comments regarding the DDA and instructed staff to follow-up with the DDA.

11. ADJOURN INTO EXECUTIVE SESSION

Mayor Freel noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, March 10, 2020, in the Council’s meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, March 17, 2020, in the Council Chambers.

At 7:50 p.m., it was moved Councilmember Pacheco, seconded by Councilmember Johnson, to adjourn into executive session to discuss litigation. Motion passed. Council moved into the Council meeting room.

At 8:13 p.m., it was moved by Councilmember Cathey, seconded by Councilmember Johnson, to adjourn the executive session. Motion passed. Council opened the meeting to the public.

12. ADJOURNMENT

At 8:14 p.m., it was moved by Councilmember Cathey, seconded by Councilmember Johnson, to adjourn the regular Council meeting. Motion passed.

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Fleur Tremel
City Clerk

Steven K. Freel
Mayor