

SPECIAL COUNCIL MEETING AGENDA



Casper City Council City Hall, City Council Meeting Tuesday, May 25, 2021

Following the regularly scheduled Work Session (which begins at 4:30 p.m.)

1. ROLL CALL
2. RESOLUTION NO. 21-78
 1. Approving the Downtown Open Container Area.
3. ADJOURNMENT

Upcoming Council meetings

Council meetings

6:00 p.m. Tuesday, June 1, 2021 – Council Chambers

6:00 p.m. Tuesday, June 15, 2021 – Council Chambers

Work sessions

4:30 p.m. Tuesday, June 8, 2021 – Council Meeting Room

4:30 p.m. Tuesday, June 22, 2021 – Council Meeting Room

We are **CASPER**

Communication Accountability Stewardship Professionalism Efficiency Responsiveness

May 18, 2021

MEMO TO: J. Carter Napier, City Manager *JCN*
FROM: Keith McPheeters, Chief of Police
Fleur Tremel, Assistant to the City Manager/City Clerk
Carla Mills-Laatsch, Licensing Specialist
SUBJECT: Downtown Open Container Area

Meeting Type & Date
Special Meeting
May 25, 2021

Action type
Resolution

Recommendation
That Council, by minute action, approve the resolution regarding open containers.

Summary
On June 2, 2020, City Council passed Ordinance 9-20 which updated the current liquor code. Section 5.08.480 included a clause which states:

“The City Council too, may by resolution create special areas or districts, in which the possession of open containers is permitted between the Friday preceding Memorial Day and Labor Day of each calendar year: however, the periods of time as well as the boundaries of special areas or districts may be established and/or modified by resolution adopted by the City Council. Additional restrictions on beverage distribution, tracking and event control may also be established by resolution of the City Council.”

Last year, City Council approved a resolution granting open containers for August 21st, August 22nd, August 28th, August 29th, and September 4th through September 7th, from 5:00 pm to 10:00 pm, in the area from Yellowstone Garage from Elm and Yellowstone, East to Durbin on 2nd Street on both the North and South side of the street on the sidewalk only ending at the Himalayan Restaurant. Yellowstone and Ash, South to The Office on West side of the street on the sidewalk only.

This year, City Council has directed that the open container area be expanded to include, in addition to last year’s boundaries, an extension of the boundaries on Yellowstone to Oak Street, then, the area commonly referred to as “Stalkup’s”, which would include the eastern portion of Oak Street, from Yellowstone to Midwest, and the parking lot thereof. Council has also recommended the dates and duration of permits to be Thursday, Friday, and Saturday starting the Thursday preceding the Memorial Day Weekend and ending on Labor Day. Council also wishes to include the Sunday of Memorial Day Weekend, July 4th, and Labor Day Weekend. Open container hours would be from 5:00 pm to 12:00 am, (midnight).

Staff requests businesses that wish to participate in the event purchase stickers from the City Clerk's Office which would then be placed on the container a customer wishes to take from the establishment and into the open container area. Further, businesses will need to provide the City Clerk's Office with a digital copy of the wristbands. The logistics surrounding the acquisition and distribution of approved containers, wristbands, and stickers are still being developed.

Financial Considerations

Under the current direction from Council, having added additional days and additional hours, the Casper Police Department would incur up to \$87,000 in unbudgeted overtime expenses (if the event was indeed held on *every* approved day). Vehicular expenses would also be incurred, and, given the extended hours, would likely include the use of the Command Bus, so as to provide the officers a restroom and a place to escape the sun and rehydrate during the heat of the summer evenings. These expenses may vary greatly depending upon the popularity of the event and the degree of public participation.

In as much as these overtime expenses were not part of the FY22 Police overtime budget calculations, a subsequent budget amendment would be likely be required to accommodate these expenses on the Police Budget (again, depending upon the *actual* incurred expenses resulting from the event's popularity and the degree of public participation).

Oversight/Project Responsibility

Casper Police Department
Carla Mills-Laatsch, Licensing Specialist

Attachments

2021 Resolution
Map of Open Container area

RESOLUTION NO. 21-78

A RESOLUTION APPROVING THE DOWNTOWN
OPEN CONTAINER AREA.

WHEREAS, the City of Casper passed Ordinance 9-20 which updated the current liquor code; and,

WHEREAS, Section 5.08.480 of Ordinance 9-20 allows Council to create an open container area between Memorial Day and Labor Day; and,

WHEREAS, the Council wishes to approve an open container area as follows: beginning at Yellowstone Garage from Oak and Yellowstone, East to Wolcott and 2nd St.; Oak from Yellowstone to Midwest; and Yellowstone and Ash, South to The Office on the West side of the street on the sidewalk only; and Center and 2nd St. South on the West side of the street on the sidewalk only ending at House of Sushi; and Wolcott and 2nd St. South ending at the alley south of Backwards Distilling Co. on the sidewalk on the west side of the street only. No alley or side street travel allowed with open containers. A map describing the open container area, labeled as Exhibit A, is attached and made part of this Resolution; and,

WHEREAS, the City of Casper shall mark the boundaries; and

WHEREAS, the Council wishes to approve the open container area between the hours of 5:00PM and 12:00AM on the following dates to be Thursday, Friday, and Saturday starting the Thursday preceding the Memorial Day Weekend and ending on Labor Day; and,

WHEREAS, the Council also wishes to include the Sunday of Memorial Day Weekend, July 4th, and Labor Day Weekend; and,

WHEREAS, retail, microbrewery, and distillery license holders are allowed to sell beverages for off premise and would be allowed to participate in the open container zone; and,

WHEREAS, the Council shall require any business wishing to sell beverages that are permitted outside of their establishment to give customers a wrist band, just any individual open container permit would require; and,

WHEREAS, the Council shall also require any business wishing to participate in the event purchase stickers from the City Clerk's Office which would then be placed on the container a customer wishes to take from the establishment and into the open container area; and,

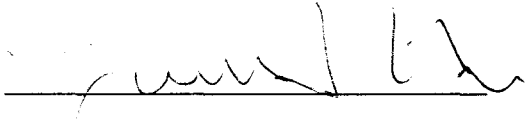
WHEREAS, the Council shall require businesses to provide the City Clerk with a digital copy of the wristbands the establishment plans to use; and,

WHEREAS, the Council shall require all servers to be TIPS trained.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CASPER, WYOMING: That the described Open Container Zone is hereby approved.

PASSED, APPROVED, AND ADOPTED on this ____ day of _____, 2021.

APPROVED AS TO FORM:



ATTEST:

Fleur Tremel
City Clerk

CITY OF CASPER, WYOMING
A Municipal Corporation

Steven K. Freel
Mayor

Open Container Area Summer 2021

 Open Container Area



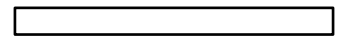
NRGC, Esri Canada, Esri, HERE, Garmin, SafeGraph, FAO, METI/NASA, USGS, Bureau of Land Management, EPA, NPS

Disclaimer
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Yards



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