

COUNCIL PROCEEDINGS  
Casper City Hall – Council Chambers  
November 2, 2021

1. ROLL CALL

Casper City Council met in regular session at 6:09 p.m., Tuesday, November 2, 2021. Present: Councilmembers Cathey, Engebretsen, Gamroth, Knell, Pacheco, Pollock, Quest and Mayor Freel. Councilman Johnson participated by GoTo Meeting.

2. PLEDGE OF ALLEGIANCE

Vice Mayor Pacheco led the audience in the Pledge of Allegiance.

3. MINUTES

Moved by Councilmember Engebretsen, seconded by Councilmember Pollock, to, by minute action, approve the minutes of the October 19, 2021, regular Council meeting, as published in the Casper-Star Tribune on October 24, 2021. Councilmember Knell abstained. Motion passed.

4. EXECUTIVE SESSION MINUTES

Moved by Councilmember Cathey, seconded by Councilmember Pollock, to, by minute action, approve the minutes of the October 19, 2021, executive session. Councilmember Knell abstained. Motion passed.

5. BILLS & CLAIMS

Moved by Vice Mayor Pacheco, seconded by Councilmember Engebretsen, to, by minute action, approve payment of the November 2, 2021, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims 11/02/21

307CllsnCntr	Services	4,580.87
6HGroup	Goods	482.25
71Const	Goods	249,924.52
AAALndscpng	Services	1,050.00
AceHrdwr	Goods	1,245.68
Adecco	Services	1,392.00
Airgas	Goods	1,366.33
AllOutFireExt	Goods	55.00
Alsco	Services	2,177.68
AMBI	Services	108.38
AmrTech	Goods	500.00
AmrcnTitle	Goods	125.00
AmrcnTrfc	Services	1,451.25
Amrgs	Goods	686.98
ARCoF NC	Services	2,916.69
AT&T	Services	400.40
Atlas	Goods	4,169.74
BRoberts	Reimb	150.00

BigBrosBigSis	Services	8,179.17
BlkHillsEnrgy	Utilities	5,145.11
BlkmnPrpn	Goods	64.05
BobcatOfCspr	Services	799.43
Boys&GirlsClub	Services	454.72
BushWellsSprtng	Goods	1,726.75
CFoster	Reimb	240.28
CptlBusnsSystem	Services	52.00
CsprCollege	Services	390.00
CsprStrTrb	Services	3,298.06
CsprTire	Services	3,718.00
CsprWndw&Door	Services	1,045.72
CntryLnk	Utilities	34,540.32
ChildDvlpmnt	Services	5,312.50
CtyCspr	Services	111,067.84
CMITeco	Services	12,305.02
CoastlChmcl	Goods	300.79
CommTech	Services	184.95
Cnvrgn	Goods	46,350.00
Core&Main	Goods	9,738.00
CPSDstrbtrs	Goods	3,450.40
CPU	Goods	1,405.00
DJordan	Reimb	23.94
DBeeson	Reimb	138.99
DLodenConst	Goods	500.00
DckrAuto	Goods	578.30
Dell	Goods	380.08
DnnsSup	Goods	567.36
DsrtMtn	Goods	22,774.54
DiamndVglPaints	Goods	52.70
E&FTowng	Services	870.00
EatonSls&Svc	Services	1,134.75
EdgeEng	Services	3,046.00
EnrgyLabs	Services	1,521.00
ExpSvcs	Services	1,012.80
FrgsnEnt	Goods	1,768.41
1stDataMrchnt	Services	39.90
FIB	Goods	508.48
FrmntMtr	Services	995.57
GCBldgSply	Services	3,002.01
Galls	Goods	2,265.29
GeosyntcCnsltnts	Services	4,271.30
GloblSpctrm	Services	77,660.09
GldrAssoc	Services	958.18
Gngr	Goods	249.43

GnrMotr	Goods	61.45
HDREngnrng	Services	8,525.00
HrcIsInd	Goods	1,032.39
Hollnd&Hart	Services	1,827.50
Homax	Goods	24,331.61
HydroOptmztn	Services	4,421.50
IndstrlScrn	Goods	692.28
Instltn&Svc	Services	54,522.40
IntrfaithOfNC	Services	37,583.42
ITCElctrcl	Services	1,899.51
Itron	Services	5,793.56
JRenville	Reimb	148.00
JacksTrck&Trlr	Services	12,340.86
JacobsEng	Services	600.00
JKCEng	Services	1,435.00
KnfRvr	Services	4,655.55
KubwtrRes	Goods	6,138.75
LMedoff	Services	700.00
LawsnProd	Services	900.00
LUMStudio	Services	6,058.71
MParker	Reimb	31.46
MSanchez	Reimb	150.00
MCCI	Services	10,522.05
MercrHouse	Services	8,001.32
MichaelsFnce	Goods	11.74
MLAuto	Services	390.00
MonsnIntrlSrv	Services	5,359.15
Moore&Assoc	Services	6,488.17
MtnStLitho	Services	1,492.44
MuniCode	Goods	900.00
Napa	Goods	114,547.66
NtnlSctyPrfsnlEngnrs	Dues	1,461.08
NCSO	Services	67,361.28
Nlson/NygrdConsult	Services	1,313.05
Norco	Goods	384.66
NPT	Services	2,013.60
NWstContr	Goods	1,078.25
NVACsprVet	Services	105.12
OlsnAutobdy	Services	2,919.41
OneCall	Services	729.00
PeakGeosltns	Services	12,440.79
Pedens	Goods	1,313.00
PepprTnk&Cntrectrs	Services	1,040.00
Pepsi	Services	1,453.12
PstlPros	Services	14,240.12

PrfsnlCIng	Services	1,395.00
QultyOffcSltns	Goods	390.85
RTasler	Reimb	137.69
RGurney	Reimb	150.00
RLadd	Reimb	170.03
ReedsAuto	Services	100.12
RckyMtnAirSltns	Goods	960.20
RckyMtnPwr	Utilities	132,238.89
RodlphBros	Services	791.00
RootrSwr	Services	2,727.86
SDunnuck	Reimb	121.80
SlfHelpCntr	Services	13,748.75
SheetMetlSpec	Goods	431.90
ShrwnWlms	Goods	644.60
SmthPsych	Services	6,006.48
SolsbryHill	Goods	69.53
SpareLabs	Services	2,250.00
StrlngInfosystms	Services	736.64
SummitFire	Dues	386.76
SWI	Services	4,972.44
TGilbert	Reimb	477.76
TBuckallew	Reimb	150.00
TooleDsgn	Services	20,751.06
TopOffc	Goods	151.88
TriStOilReclm	Services	1,242.00
UrgntCareOfCspr	Services	448.00
VrznWrIs	Services	2,845.32
VRC	Services	55.13
Wamco	Services	380.00
WtrTech	Goods	1,421.00
WstPlainsEngnrng	Services	1,325.00
WstrnCoop	Services	1,685.00
WstrnWtrConsult	Services	46,437.99
WstrnWyoLock	Goods	98.50
WLCEngnrng	Services	40,155.53
WyDOT	Services	13.09
WyoRents	Services	350.00
WyoLowVltge	Goods	2,700.00
WyoPwrWash	Goods	950.00
WyoSteel&Rcycling	Goods	1,550.00
XylmWtrSoltns	Services	3,165.10
ZonrSystms	Services	110.32
Total		1,371,177.18

6. COMMUNICATIONS FROM PERSONS PRESENT

Individuals addressing the Council were: Joe Arnold, 1869 Hy Avenue, expressed concerns about the lounge that is being developed in his neighborhood and questioned whether the project was done per city code, especially in regards to public notification; and Clair Moynihan, 1644 Fetterman, asked the council to add a “tree suckers” provision to the city’s nuisance code, which currently regulates weeds and tall grass.

7. ESTABLISH PUBLIC HEARING

Moved by Councilmember Knell, seconded by Councilmember Cathey, to, by minute action: establish November 16, 2021, as the public hearing date for the consideration of new Restaurant Liquor License No. 21 for Whelan Catering, Inc., d/b/a House of Sushi, located at 260 South Center. Councilmember Pollock abstained. Motion passed.

8.A PUBLIC HEARING—ANNEXATION

Mayor Freel opened the public hearing to consider if the annexation of Tract 31, Dowler No. 3 Subdivision complies with W.S. 15-1-402.

City Attorney Henley entered four (4) exhibits: correspondence from Liz Becher to J. Carter Napier, dated October 20, 2021; an affidavit of publication, as published in the Casper-Star Tribune, dated September 10, 2021; an affidavit of publication, as published in the Casper-Star Tribune, dated October 11, 2021; and the Tract 31, Dowler No. 3 Subdivision annexation report. City Manager Napier provided a brief report.

Speaking in support was Shawn Gustafson, ECS Engineers.

There being no others to speak for or against the issues involving Tract 31, Dowler No. 3 Subdivision, the public hearing was closed.

Following resolution read:

RESOLUTION NO. 21-153  
A RESOLUTION FINDING FACTS PURSUANT TO  
WYOMING STATUTE 15-1-402 REGARDING THE  
ANNEXATION OF TRACT 31, DOWLER NO. 3  
SUBDIVISION.

Councilmember Knell presented the foregoing resolution for adoption. Seconded by Councilmember Pollock. Motion passed.

Following ordinance read:

ORDINANCE NO. 30-21  
AN ORDINANCE APPROVING THE ANNEXATION AND THE  
ANNEXATION AGREEMENT FOR TRACT 31, DOWLER NO.  
3 SUBDIVISION; AND ZONING SAID PARCEL M-1 (LIMITED  
INDUSTRIAL)

WHEREAS, Brusaw Mechanical Company, LLC, has applied to annex Tract 31, Dowler No. 3 Subdivision, located at 5051 Link Drive; and,

WHEREAS, the applicant has applied for M-1 (Limited Industrial) zoning; and,

WHEREAS, a petition requesting annexation has been signed by a majority of the landowners owning a majority of the area sought to be annexed, excluding public streets and alleys and tax exempt property, and said petition has been submitted to the City of Casper for approval pursuant to Section 15-1-403 of the Wyoming State Statutes, as amended; and,

WHEREAS, an annexation report will be completed prior to final approval of the annexation, in accordance with Section 15-1-402 of the Wyoming State Statutes, as amended; and,

WHEREAS, the City of Casper Planning and Zoning Commission recommended that the Council approve the annexation and the zoning following a public hearing on August 19, 2021.

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

SECTION 1:

The annexation of Tract 31, Dowler No. 3 Subdivision is hereby approved, said Tract is included within the corporate limits of the City of Casper and all rights, privileges, and duties pertaining to such inclusion shall apply to said development and the inhabitants thereof.

SECTION 2:

The Annexation Agreement between the City of Casper and Brusaw Mechanical Company, LLC, is hereby approved, and the Mayor is hereby authorized, and directed to execute, and the City Clerk to attest, said Agreement.

SECTION 3:

Tract 31, Dowler No. 3 Subdivision is hereby zoned M-1 (Limited Industrial).

SECTION 4:

All utility franchises shall be furnished a copy of this ordinance, and other information required by the franchises, as official notice of the expansion of the City limits.

SECTION 5:

This ordinance shall, pursuant to W. S. § 15-1-408, be in full force and effect on the 21st business day following third reading approval by the City Council, and following publication.

PASSED on 1st reading the 21st day of September, 2021.

PASSED on 2nd reading the 5th day of October, 2021.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 2nd day of November, 2021.

Vice Mayor Pacheco presented the foregoing ordinance for adoption, on third reading. Seconded by Councilmember Knell. Motion passed.

8.B.1 PUBLIC HEARING - MINUTE ACTION

Councilmembers Pollock and Gamroth recused themselves and left the room. Mayor Freel opened the public hearing for the consideration of the transfer of ownership for Retail Liquor License No. 5 Travis Taylor d/b/a Cocktail's located at 138 South Kimball Street to 307 Horse Racing, Inc., d/b/a 307 Horse Racing, located at 138 South Kimball Street. Councilmembers Pollock and Gamroth recused themselves and left the room.

City Attorney Henley entered four (4) exhibits: correspondence from Fleur Tremel, to J. Carter Napier, dated October 7, 2021; an affidavit of publication, as published in the Casper-Star Tribune, dated October 25, 2021; an affidavit of website publication, as published on the City of Casper website, dated October 13, 2021; and the liquor license application filed September 28, 2021. City Manager Napier provided a brief report.

Speaking in support was Kyle Ridgeway, Chief Operating Officer for 307 Horse Racing. Mr. Ridgeway told the council that the previously stated plan of renovating the Commissary Mall building might not come to fruition, and as such, it is possible that his company might seek to move the license to another location.

Councilmember Knell asked if a timeline could be put on getting this license into operational status. Mr. Ridgeway said that he was hopeful of having a lease very soon. He noted that he recently purchased \$3,000,000 for historic horseracing machines, and he's eager to get those machines situated and operational in the very near future. As such, he'd like to be operational sooner than a renovation of the Commissary Mall property might otherwise allow.

Councilmember Cathey suggested that the license renewal period might be an effective time to reconsider the issues around this license, and in general, it might be an appropriate time to review their progress toward becoming operational.

Councilmember Engebretsen asked about the process involved with transferring licenses, and City Attorney Henley clarified that the owners need the permission of the City to transfer a license and they have a year to become operational. He also said that renewal time may be a good point to ask questions if the license is not yet operational.

Mayor Freel asked if a business has a full year from issuance (rather than the liquor licensing timeframe). Mr. Henley indicated that is correct.

No one chose to speak against the transfer.

There being no others to speak for or against the issues involving Retail Liquor License No. 5, the public hearing was closed.

Moved by Councilmember Knell, seconded by Councilmember Cathey, to, by minute action, authorize the transfer of ownership of Retail Liquor License No. 5. Councilmembers Gamroth and Pollock, having recused themselves abstained from voting. Motion passed.

Councilmember Gamroth rejoined the meeting.

#### 8.B.2 PUBLIC HEARING - MINUTE ACTION

Mayor Freel opened the public hearing for the consideration of the issuance of new Microbrewery Liquor License No. 8, for The Black Tooth Brewing Company, LLC, d/b/a Black Tooth Brewing Company, located at 322 South David Street Suite A.

City Attorney Henley entered four (4) exhibits: correspondence from Fleur Tremel, to J. Carter Napier, dated October 13, 2021; an affidavit of publication, as published in the Casper-Star Tribune, dated October 25, 2021; an affidavit of website publication, as published on the City of Casper website, dated October 13, 2021; and the liquor license application filed October 4, 2021. City Manager Napier provided a brief report.

There being no one to speak for or against the issues involving Microbrewery Liquor License No. 8, the public hearing was closed.

Moved by Vice Mayor Pacheco, seconded by Councilmember Engebretsen, to, by minute action, authorize the issuance of Microbrewery Liquor License No. 8. Councilmember Pollock, having recused herself, abstained from voting. Motion passed.

Councilmember Pollock rejoined the meeting.

9. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 21-154

A RESOLUTION TO SUPPORT THE ESTABLISHMENT OF A FILM OFFICE WITHIN THE VISIT CASPER ORGANIZATION TO FACILITATE THE PRODUCTION OF MOVIES, DOCUMENTARIES, TELEVISION PROGRAMS, COMMERCIALS, AND OTHER VISUAL MEDIA WITHIN NATRONA COUNTY.

RESOLUTION NO. 21-155

A RESOLUTION AUTHORIZING SPECIAL CONSTRUCTION PORPOSALS WITH CENTURY LINK FOR CONVERSION OF OVERHEAD COMMUNICATION TO UNDERGROUND AS PART OF THE MIDWEST AVENUE RECONSTRUCTION PROJECT.

RESOLUTION NO. 21-156

A RESOLUTION AUTHORIZING AN AGREEMENT WITH WORLDWIDE INDUSTRIES CORP, FOR THE 2022 CPU TANK PAINTING PROJECT NO. 21-044.

RESOLUTION NO. 21-157

A RESOLUTION AUTHORIZING A COOPERATIVE AGREEMENT WITH THE WYOMING DEPARTMENT OF TRANSPORTATION FOR THE INTERSTATE 25 CASPER MARGINAL PROJECT.

RESOLUTION NO. 21-158

A RESOLUTION AUTHORIZING A GENERAL SERVICE CONTRACT WITH ROCKY MOUNTAIN POWER FOR A NEW POWER SERVICE AS PART OF THE POPLAR AND 1ST STREET INTERSECTION IMPROVEMENTS PROJECT.

RESOLUTION NO. 21-159

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH CIVIL ENGINEERING PROFESSIONALS, INC., FOR DESIGN SERVICES FOR THE INTERSTATE 25 & CASPER MARGINAL COMBINED



BEAUTIFICATION PROJECT — POPLAR TO EAST  
YELLOWSTONE, NO. 21-027.

Councilmember Pollock presented the foregoing six (6) resolutions for adoption. Seconded by Councilmember Gamroth. Motion passed.

10. MINUTE ACTION— CONSENT

Moved by Councilmember Engebretsen, seconded by Councilmember Gamroth, to, by consent minute action:

- a) authorize the purchase of one (1) utility golf cart, from Colorado Golf & Turf, Inc, in the total amount of \$10,827.96;
- b) authorize the purchase of three (3) new three-quarter-ton pickup trucks, from Fremont Motors, in the total amount of \$110,271, before trades; and,
- c) authorize Mayor Freel's appointments of Councilmembers Gamroth and Quest to the Council's Boards and Commissions listed.

Motion passed.

11. INTRODUCTION OF MEASURES AND PROPOSALS

Councilmembers thanked staff for their efforts to address employee mental health issues, expressed support for moving forward with solutions, and acknowledged the importance of addressing the problem.

Councilmember Engebretsen asked about limitations on horseracing establishments. Mr. Napier said that he would work with staff to develop a report.

Councilmember Gamroth noted that a constituent had suggested that having a sidewalk snow removal ordinance might be a good idea, and he said that it was an idea worthy of further consideration.

12. ADJOURNMENT

Mayor Freel noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, November 9, 2021, in the Council Chambers; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, November 16, 2021, in the Council Chambers. Moved by Councilmember Cathey, seconded by Councilmember Gamroth, to, by minute action adjourn. Motion passed. The meeting was adjourned at 7:01 p.m.

ATTEST:

CITY OF CASPER, WYOMING  
A Municipal Corporation

\_\_\_\_\_  
Fleur Tremel  
City Clerk

\_\_\_\_\_  
Steven K. Freel  
Mayor