

COUNCIL PROCEEDINGS
Casper City Hall – Council Chambers
September 7, 2021

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, September 7, 2021. Present: Councilmembers Cathey, Engebretsen, Gamroth, Knell, Pacheco, and Mayor Freel. Councilmember Pollock attended via GoToMeeting. Absent: Councilmember Johnson.

Moved by Vice Mayor Pacheco, seconded by Councilmember Engebretsen, to, by minute action, excuse the absence of Councilmember Johnson. Motion passed.

2. PLEDGE OF ALLEGIANCE

Mayor Freel led the audience in the Pledge of Allegiance.

3. MINUTES

Moved by Councilmember Knell, seconded by Councilmember Gamroth, to, by minute action, approve the minutes of the August 17, 2021, regular Council meeting, as published in the Casper-Star Tribune on August 27, 2021. Motion passed.

4. EXECUTIVE SESSION MINUTES

Moved by Councilmember Engebretsen, seconded by Councilmember Cathey, to, by minute action, approve the minutes of the August 17, 2021, executive session. Motion passed.

5. BILLS & CLAIMS

Moved by Councilmember Engebretsen, seconded by Councilmember Gamroth, by minute action, approve payment of the September 7, 2021, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims 09/07/21		
307CllsnCntr	Services	7,254.52
6HGroup	Goods	1,006.10
71Const	Goods	2,747.41
AMartinez	Reimb	150.00
ARaver	Reimb	10.14
ASveda	Reimb	150.00
AWaddy	Reimb	110.69
AMBI	Services	645.19
ABYMnfctrng	Goods	254.25
APISystems	Services	1,932.77
AAALndscpng	Services	84.45
AddcoAcqstns	Services	14,384.61
AffktvSftwr	Goods	1,897.56
AgterraTech	Services	500.00
AhrnRntls	Goods	129.00
AirInvtns	Services	355.38

Airgas	Goods	948.39
AllOutFireExt	Goods	855.00
Alsco	Services	1,966.71
Amrgs	Goods	600.39
ArrwheadHeat	Services	80.00
AsphltDoctrs	Services	5,281.50
AT&T	Services	3,711.95
Atlas	Goods	4,854.89
AceHrdwr	Goods	334.98
B&BSales	Goods	1,953.60
BBurgess	Services	176.50
BrgnEllngsn	Goods	76.90
BlkHillsEnrgy	Utilities	2,752.49
BlkmnPrpn	Goods	5,456.10
BldrnLmbr	Goods	1,009.12
BluLineDvlpmnt	Refund	21,585.85
BrntagPac	Goods	38,719.30
Brian'sGoTo	Services	598.12
BdgtBlnds	Services	65.00
CptlBusnsSystem	Services	52.00
CsprNCHealth	Services	95,833.34
CsprStrTrb	Services	5,316.85
CsprTire	Services	659.00
CntrlPaint&Body	Services	11,418.50
CntrlWyoHospice&Trnstns	Services	7,666.65
CntryLnk	Utilities	14,210.86
CtyPrkChrch	Refund	580.00
CitrixSystms	Goods/Services	7,921.73
CtyCspr	Services	118,651.58
CtySrvcElctrc	Services	9,233.17
CivilEng	Services	75,048.02
CMITeco	Services	23,411.34
CoastlChmcl	Goods	421.36
CommTech	Services	7,940.55
CnsltdElctrc	Goods	428.90
Cnvrgn	Goods	460.80
CPU	Goods	12,573.00
CrimeScnInfo	Services	549.35
CrwnCnstrctn	Services	157,210.75
DGarland	Reimb	83.99
DKpnr	Services	2,027.10
DvdsnFxdInc	Investments	3,920.82
Davis&Cannon	Services	5,000.00
DckrAuto	Goods	752.39
Dell	Goods	60.51

DooleyOil	Goods	27,028.29
EatonSls&Svc	Services	1,179.92
EnrgyLabs	Services	3,563.00
EngDsgn	Services	187.50
ExpSvcs	Services	6,298.35
FMoore	Reimb	150.00
FlcnEnvrnmntl	Services	7,901.00
1stDataMrchnt	Services	59.85
1stIntrstBnk	Goods	1,046.35
FgroUSALand	Goods	8,063.75
GeosyntcCnsltnts	Services	11,716.20
GloblEquip	Goods	1,626.60
GloblSpctrm	Services	80,030.15
GldrAssoc	Services	8,525.67
Grngr	Goods	1,065.67
GrntePeakPmp	Services	1,008.47
Hach	Services	4,738.00
HamptonLawOfc	Services	4,400.00
HrvrdDrugGrp	Goods	68.01
HDREng	Services	77,935.60
HrclsInd	Goods	168.04
Hollnd&Hart	Services	924.50
Homax	Goods	95,478.59
HonnenEquip	Services	4,001.36
HydroOptmztn	Services	1,674.00
IME	Services	479.50
IndstrlScrn	Goods	760.78
Instltn&Svc	Services	56,056.65
Itron	Services	863.74
JGreenwood	Reimb	204.73
JHenley	Reimb	5.50
JacobsEng	Services	18,105.02
KPietrzak	Refund	950.00
KnfRvr	Services	157,657.24
KnghtEquip	Services	2,072.85
Kone	Services	764.04
KVDavisCnslng	Services	300.00
LHarden	Refund	400.00
LimmrRoofng	Services	18,958.20
LumStdio	Services	1,100.00
MBratvold	Reimb	150.00
MKolker	Reimb	716.04
MerrlynWalz	Services	100.00
MchlsFence	Services	104.38
MLAuto	Services	130.00

MbleCncrt	Goods	415.00
MdrnElctrc	Services	225.00
MonsnJntrlSrvc	Services	5,972.06
Motn&Flw	Goods	30.98
MtnStLitho	Services	1,350.53
MtnStsPipe	Goods	4,251.30
MtnWstTelphn	Services	1,187.99
MuniEmrgncySrvc	Goods	6,494.00
NCHallOfJstce	Services	18,933.82
NCSO	Services	91,684.80
NCWeed&Pest	Services	5,071.80
Norco	Goods	2,309.81
OvrHeadDr	Services	90.00
Pedens	Goods	418.50
Pepsi	Goods	703.85
PlainsAllAmrcnPipln	Refund	50.00
PstlPros	Services	5,811.77
Prntwrks	Services	491.58
RapidFirePrctctn	Services	1,885.00
RcyclngIndstrl	Goods	36,668.65
Rexel	Goods	107.49
RisslrPlmbng&Heat	Services	609.76
RckyMtnAirSltns	Goods	23.40
RckyMtnPwr	Utilities	65,465.09
RootrSwr	Services	12,966.39
RuffKuttKstmz	Services	850.00
SftyKleenSystms	Goods	1,370.00
ScienceZone	Services	42,321.60
ShmrockEnvrnmntl	Services	139,469.41
SheetMetlSpec	Services	4,400.00
ShrwnWlms	Goods	562.57
SIPCorp	Goods	525.76
SmthPsychl	Services	1,200.00
SftDr	Services	34.40
SolrwndsWrldwide	Services	7,727.28
StOfWyo	Services	767,059.27
SummitElctrc	Services	82.96
SWI	Services	710.00
TGarcia	Reimb	297.00
Thtchr	Goods	8,397.36
ThysnkrpElvtr	Services	6,874.40
TooleDsgn	Services	22,840.82
TopOffc	Goods	969.92
TriStOilReclm	Services	538.50
TWEntrprs	Services	665.18

TwoBrothrsLawnSrvc	Services	1,102.26
TylerTech	Services	2,600.00
UrgntCareOfCspr	Services	95.00
VrznWrsls	Services	2,045.67
VoiancLanguageSrvc	Services	26.08
VRC	Services	138.16
Wamco	Services	1,000.00
WyneColemnConst	Services	4,965.36
WstPlainsEngnrng	Services	275.00
WstrnStsFire	Services	1,120.00
WilliamsPorterDay	Services	19.00
WLCEng	Services	42,560.28
WLEA	Services	1,650.00
WyoDeptOfWrkforceSrvc	UE Tax	9,570.26
WyoFoodBnk	Services	2,000.00
WyoLowVltge	Goods	650.00
WyoStAuditr	Services	16,344.57
WyoSteel	Goods	1,647.30
XtrmeLndscpng	Services	216.00
ZonrSystms	Services	59,941.95
Total		2,710,870.85

6. BRIGHT SPOT

Mayor Freel welcomed Kody Allen, Executive Director of Joshua’s Sotrehouse to the meeting. Mr. Allen invited people to volunteer at the local food pantries. Mayor Freel read and presented a proclamation in honor of the month.

7. COMMUNICATIONS FROM PERSONS PRESENT

Lauri Gobble, 4033 W. 39th, spoke about her concerns regarding the Morad Park fencing project. Councilmembers discussed the matter and asked questions, which City Manager Napier addressed.

Zaccharia Hutchinson, 3125 Garden Creek, provided clarification on the location of the proposed fencing.

Matt Pollock, 3030 Energy Lane, speaking on behalf of the Casper Regional Leadership Team of the Wyoming Game and Fish Department. He stated that the Team and the Department were in favor of this project.

Rod Taylor, 1722 Westridge Circle, shared his concerns about the type of fencing. Mr. Pollock was invited back to address this question. He said that it would be sheep fencing without barbed wire, and at a low height that could be jumped by deer, but high enough to contain most dogs.

Catherine Morris, 1311 Warwick, introduced herself as the “sand castle lady” and spoke about her experiences with groups of teenagers and the destruction of her sand castles. She asked that the City enhance the security of the David Street Station area, perhaps with cameras or drones.

8. ESTABLISH PUBLIC HEARINGS

Moved by Councilmember Cathey, seconded by Councilmember Knell, to, by minute action, establish September 21, 2021, as the public hearing date for the consideration of:

- a. vacation and replat of Lots 2-18, Block 21; Lots 2-8, Block 23; Trails West Estates; and Lot 8, Block 4; and Lot 9, Block 5 Prairie Park Estates to create the Trails West Estates No. 6 Subdivision;
 - b. annexation of Tract 31, Dowler No. 3 Subdivision; and establishing zoning of said Tract as M-1 (Limited Industrial);
 - c. zone change of the property located at 129 North Elk Street (former Willard School – Lots - 12, Block 97, Butler’s Addition), from Zoning Classification ED (Educational District) to C-2 (General Business);
 - d. updating and amending Chapter 13.03 – Utility Billing and Collection (Landlord Utility Agreement);
 - e. soliciting presentations, public views, comments and recommendations for potential sponsorship of grant applications for the Wyoming Community Development Authority’s Community Development Block Grant-funded Neighborhood Development Program; and,
- Establish November 2, 2021, as the public hearing date for the consideration of the sale of City-owned property located at 560, 542, 524 and 518 North Center Street, described as Lots 1, 2, 3, 4, 5, 6, 7, and 8, Block 2, Liberty Addition to the City of Casper, Wyoming, for economic development purposes pursuant to W.S. § 15- 1- 112(b)(i)(D); and,

Establish December 21, 2021, as the public hearing date for the consideration of disposition of City-Owned property located near the southwest corner of South Beverly Street and East 4th Street. Councilmember Engebretsen abstained from agenda items 8.A.1.a, 8.A.1.b, 8.A.1.d and item 8.A.2. Motion passed.

9. PUBLIC HEARING - MINUTE ACTION

Mayor Freel opened the public hearing for the consideration of the transfer of Retail Liquor License No. 11 from JJBB, LLC d/b/a Partytime Liquor, located at 1335 South McKinley to Hayden and Loflin, INC, d/b/a Local Liquor and Lounge, located at 4120 Centennial Hills Suite 200.

City Attorney Henley entered four (4) exhibits: correspondence from Fleur Tremel, to J. Carter Napier, dated August 12, 2021; an affidavit of publication, as published in the Casper-Star Tribune, dated August 23, 2021; an affidavit of website publication, as published on the City of Casper website, dated August 30, 2021; and the liquor license application filed July 21, 2021. City Manager Napier provided a brief report.

There being no one to speak for or against the issues involving Retail Liquor License No. 11, the public hearing was closed.

Moved by Councilmember Gamroth, seconded by Councilmember Cathey, to, by minute action, authorize the transfer of Retail Liquor License No. 11. Councilmember Pollock having recused herself, she abstained from voting. Motion passed.

10.A ORDINANCE— THIRD READING

Mayor Freel indicated he would be abstaining on this item and Vice Mayor Pacheco took control of the meeting.

Following ordinance read:

ORDINANCE NO. 26-21
AN ORDINANCE APPROVING A ZONE CHANGE OF THE
BACK NINE ADDITION

WHEREAS, an application has been made to rezone the Back Nine Addition Subdivision from zoning classification Planned Unit Development (PUD) to R-2 (One Unit Residential), R-3 (One to Four Unit Residential) and C-2 (General Business); and,

WHEREAS, after a public hearing on June 17, 2021, the City of Casper Planning and Zoning Commission unanimously passed a motion recommending that City Council approve the zone change request; and,

WHEREAS, the governing body of the City of Casper finds that the above-described zone change should be approved.

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

SECTION 1:

The requested zone change of the Back Nine Addition is hereby approved, as follows:

- Lots 1 through 29, inclusive — R-3 (One to Four Unit Residential);
- Tracts A through E, inclusive — R-2 (One Unit Residential);
- Tract F — C-2 (General Business);

SECTION 2:

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 3rd day of August, 2021.

PASSED on 2nd reading the 17th day of August, 2021.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 7th day of September, 2021.

Councilmember Gamroth presented the foregoing ordinance for approval, on third reading. Seconded by Councilmember Cathey. Mayor Freel and Councilmember Engebretsen abstained. Motion passed. Mayor Freel took control of the meeting.

10.B ORDINANCE— THIRD READING

Following ordinance read:

ORDINANCE NO. 27-21
AN ORDINANCE APPROVING A VACATION, REPLAT,
SUBDIVISION AGREEMENT AND ZONE CHANGE FOR THE
TRAILS WEST ESTATES NO. 5 ADDITION SUBDIVISION IN
THE CITY OF CASPER, WYOMING.

WHEREAS an application has been made to vacate and replat Lots 48-56, Block 40, All of Block 41, Lots 13-49, Block 42, and all of Blocks 43 ,44, 45, 46, 47, 48, & 49, Trails West Estates Subdivision of the City of Casper, Wyoming, to create Trails West Estates No. 5 Addition; and,

WHEREAS an application has been made to rezone the proposed Trails West Estates No. 5 Addition from multiple zoning classifications to AG (Urban Agriculture) and PH (Park Historic); and,

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

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

WHEREAS, after a public hearing on June 17, 2021, 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 vacation and replat creating the Trails West Estates No. 5 Addition is hereby approved.

SECTION 2:

The 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:

The zoning of the Trails West Estates No. 5 Addition shall be as follows:

- Tracts 1, 2 and 3 — AG (Urban Agriculture)
- Tract 4 — PH (Park Historic)

SECTION 4:

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 3rd day of August, 2021.

PASSED on 2nd reading the 17th day of August, 2021.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 7th day of September, 2021.

Councilmember Knell presented the foregoing ordinance for approval, on third reading. Seconded by Councilmember Gamroth.

No citizens spoke on the ordinance. Mayor Freel and Councilmember Engebretsen abstained. Motion passed.

11. ORDINANCE— SECOND READING

Following ordinance read:

ORDINANCE NO. 28-21

AN ORDINANCE RATIFYING ALL ACTIONS PREVIOUSLY TAKEN CONCERNING CITY OF CASPER, WYOMING, LOCAL ASSESSMENT DISTRICT NO. 157, CONFIRMING THE PROCEEDINGS, ASSESSMENT ROLL AND ASSESSMENT THEREFOR; ASSESSING THE AMOUNTS IN SAID ROLL ON THE PROPERTY IN SAID DISTRICT; CREATING A LIEN THEREFOR AND PRESCRIBING THE PRIORITY THEREFOR; DIRECTING THE CERTIFICATION OF SAID ROLL BY THE CITY CLERK AND TRANSMITTAL THEREOF TO THE CITY TREASURER; PRESCRIBING NOTICE THAT SAID ASSESSMENT SHALL BE PAID AND

THE TERMS THEREOF; PROVIDING FOR THE PAYMENT OF SAID ASSESSMENT; CREATING A SPECIAL AND A SEPARATE FUND THEREFOR; PROVIDING FOR THE COLLECTION OF DELINQUENT ASSESSMENTS; AND, PRESCRIBING VARIOUS DETAILS CONCERNING SAID PROVISIONS.

Councilmember Cathey presented the foregoing ordinance for approval, on second reading. Seconded by Councilmember Engebretsen. Motion passed.

12. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 21-121

A RESOLUTION APPROVING AND ADOPTING THE PUBLIC PARTICIPATION PLAN FOR THE CASPER METROPOLITAN AREA.

RESOLUTION NO. 21-122

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF CASPER AND WWC ENGINEERING.

RESOLUTION NO. 21-123

A RESOLUTION APPROVING AND ADOPTING THE FIVE-YEAR STRATEGIC DEVELOPMENT PLAN FOR THE CASPER METROPOLITAN AREA.

RESOLUTION NO. 21-124

A RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CASPER AND CITY OF CHEYENNE FOR EXTRATERRITORIAL LAW ENFORCEMENT ASSISTANCE.

RESOLUTION NO. 21-125

A RESOLUTION AUTHORIZING A TRANSPORTATION ALTERNATIVES PROGRAM AGREEMENT WITH THE WYOMING DEPARTMENT OF TRANSPORTATION FOR THE PARADISE VALLEY TO ROBERTSON ROAD BRIDGE.

RESOLUTION NO. 21-126

A RESOLUTION AUTHORIZING AN AGREEMENT WITH MODERN ELECTRIC, CO., FOR THE CPU GENERATOR REPLACEMENTS PROJECT NO. 21-010.

RESOLUTION NO. 21-127

A RESOLUTION AUTHORIZING AN AGREEMENT WITH CROWN CONSTRUCTION, LLC, FOR THE 2021 SOLID WASTE ASPHALT IMPROVEMENTS, PROJECT NO. 20-008.

RESOLUTION NO. 21-128

A RESOLUTION AUTHORIZING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE NATRONA COUNTY SCHOOL DISTRICT AND THE CITY OF CASPER.

RESOLUTION NO. 21-129

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 TO THE AGREEMENT WITH WAYNE COLEMAN CONSTRUCTION, INC., FOR CURB HEIGHT ADJUSTMENTS, ADDITIONAL PATCHING, AND STORM DRAIN IMPROVEMENTS FOR THE INDUSTRIAL AVENUE DRAINAGE AND SURFACING IMPROVEMENTS — SPRUCE TO ELM, PROJECT NO. 19-068.

RESOLUTION NO. 21-130

A RESOLUTION AUTHORIZING THE ERECTION OF A FENCE AROUND THE MORAD PARK PORTION OF A WETLAND EXTENDING INTO MURIE AUDUBON SOCIETY AND WYOMING GAME AND FISH PROPERTIES.

Councilmember Engebretsen presented the foregoing ten (10) resolutions for adoption. Seconded by Vice Mayor Pacheco. Motion passed.

13. MINUTE ACTION— CONSENT

Moved by Councilmember Knell, seconded by Councilmember Engebretsen, to, by consent minute action, appointing Carol Johnson to the Casper Planning and Zoning Commission, to fill a vacant position with a term expiring December 31, 2021; authorize the discharge of \$8,969 uncollectible accounts receivable balances, aged from 2011, from expired demolition liens; and reject all bids received for the Fire Station No. 3 roof replacement project. Motion passed.

14. INTRODUCTION OF MEASURES AND PROPOSALS

Councilmembers spoke on events they attended as well as upcoming events.

Councilmember Engebretsen said that there was a request for the Drug Court to make a presentation to council.

Councilmember Cathey noted that five affirmative votes are needed for land issues, which can be difficult with abstentions, absences, etc. He also noted that scooters are being used for acrobatics at the Goostein Parking Lot ramps.

Vice Mayor Pacheco provided an update on the Casper’s Council of People with Disabilities. Mayor Freel shared that some scooter issues had been quickly dealt with by geofencing the David Street Station area.

15. ADJOURN INTO EXECUTIVE SESSION

Mayor Freel noted the next meetings of the City Council will be a work session and Ward I interviews to be held at 4:00 p.m., Tuesday, September 14, 2021, in the Council Chambers; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, September 21, 2021, in the Council Chambers.

At 7:15 p.m., it was moved Councilmember Cathey, seconded by Councilmember Gamroth, to adjourn into executive session to discuss land acquisition. Motion passed. Council moved into the Council meeting room.

At 8:39 p.m., it was moved by Councilmember Cathey, seconded by Councilmember Gamroth, to adjourn the executive session. Motion passed. Council opened the meeting to the public.

16. ADJOURNMENT

At 8:39 p.m., it was moved by Councilmember Cathey, seconded by Councilmember Gamroth, to adjourn the regular Council meeting. Motion passed.

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Christa K. Wiggs
Assistant City Clerk

Steven K. Freel
Mayor