

COUNCIL PROCEEDINGS  
Casper City Hall – Council Chambers  
May 16, 2023

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, May 16, 2023. Present: Councilors Haskins, Gamroth, Jensen, Cathey, Pollock, Engebretsen, Vice Mayor Pacheco and Mayor Knell. Councilor Bond attended the meeting virtually.

2. PLEDGE OF ALLEGIANCE

Councilor Pollock led the audience in the pledge of allegiance.

3.A. REGULAR MEETING MINUTES

Moved by Councilor Cathey, seconded by Councilor Pollock to, by minute action, approve the minutes of the May 2, 2023 Regular Council Meeting, as published in the Casper Star Tribune on April 29, 2023. Councilor Engebretsen and Vice Mayor Pacheco abstained. Councilor Bond did not vote due to technical issues. Motion passed.

3.B. EXECUTIVE SESSION MINUTES

Moved by Vice Mayor Pacheco, seconded by Councilor Haskins to, by minute action, approve the minutes of the May 2, 2023 Executive Session. Councilor Engebretsen and Vice Mayor Pacheco abstained. Councilor Bond did not vote due to technical issues. Motion passed.

4. BILLS & CLAIMS

Moved by Councilor Pollock, seconded by Councilor Engebretsen to, by minute action, approve payment of the May 16, 2023, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims 05/16/23

307CllsnCntr	Services	1,602.26
307Jntrl	Services	3,316.70
6HGroup	Goods	368.00
71Const	Goods	15,723.18
AMontes	Reimb	150.00
Airgas	Goods	817.32
AirInnvtns	Services	886.27
AllTrees	Services	1,850.00
Alsco	Services	2,117.14
AMBI	Services	1,294.28
AmrTech	Services	5,901.69
AmrcnTitle	Goods	125.00
AnchrElectrc	Services	795.00
AT&T	Services	2,102.39
Atlas	Goods	907.55
BdgrMtr	Services	161.98

BarellesCrptDry	Refund	41.45
BntzTwnPmp	Goods	38.97
BlkHillsEnrgy	Utilities	17,105.81
BlkmnPrpn	Goods	125.20
BushWellsSprtng	Goods	276.00
CptlBusnsSystem	Services	61.80
CarusCorp	Goods	20,196.00
CASAofNC	Funding	10,759.65
CsprNCHealth	Services	47,914.33
CsprStrTrb	Services	225.00
CsprTire	Services	45.00
CsprVtrnry	Services	381.28
CWRWS	Goods	325,149.31
CWSS	Services	23,663.36
CntryLnk	Utilities	4,813.27
ChrtrComm	Services	89.69
Chrmscp	Goods	4,939.27
CtyCspr	Services	649,134.04
CivilEngnrng	Services	24,158.08
CMITeco	Services	21,786.27
CommTech	Services	2,978.97
CowboySplyHse	Goods	249.70
CPSDstrbtrs	Goods	2,007.89
CreedCmpns	Services	845.00
CurryGrageDoor	Services	7,008.00
Datamrs	Services	2,959.88
DaveyCoachSales	Goods	148,361.00
DckrAuto	Services	240.72
Dell	Goods	852.75
DsrtMtn	Goods	18,906.90
DPCIndstrs	Goods	13,068.82
Duo-GuardIndstrs	Goods	17,974.00
EnrgyLabs	Services	4,397.00
EngnrngEcnmcs	Services	3,080.00
ExpSvcs	Services	2,230.34
FHiday	Reimb	84.53
FlsbrgHolt&Ullevig	Services	4,646.24

FIB	Goods/Invstmnts	16,195.88
FoxstrOpco	Goods	1,110.00
FrmntMtr	Goods	40,650.00
GKuebler	Refund	25.00
Galls	Goods	2,739.18
GldrAssoc	Services	2,044.00
GlF&SprtSltns	Goods	2,198.90
Grngr	Goods	365.75
GrnrMotr	Goods/Services	66,843.83
GSGArchtr	Services	2,387.20
Hach	Goods	112.14
HDSplyFclts	Services	749.71
HDREngnrng	Services	36,185.57
HdIndElctrc	Services	6,225.80
Homax	Goods	85,842.10
IME	Services	962.50
IntrmntMtrSprts	Goods	1,000.00
ITCElctrl	Services	1,045.80
JGall	Reimb	245.56
JacksTrk&Trlr	Services	3,238.50
JacobsEngnrng	Services	15,245.00
JonasSftwr	Services	349.00
KGA-Chey	Goods	161,440.00
Kinsco	Goods	130.00
KLJSltnsHldng	Services	2,004.09
KnfRvr	Goods/Services	2,524.22
KubwtrRes	Goods	8,300.00
LNCrts&Sons	Goods	6,124.00
LawsnPrdcts	Services	900.00
Lisa'sSpNspn	Services	1,050.00
Lgstcs365	Goods	62,366.79
LongBldgTech	Services	2,795.81
MButcher	Services	1,750.00
MChavarría	Refund	110.00
MlgrdCnstrctn	Services	83,397.49
MemorialHsptlOfCnvrscnty	Refund	454.00
MercrHouse	Services	8,116.70

MchlsFence	Goods	250.00
MidIndImplmnt	Goods	166,779.23
MidwstLbrtrs	Services	417.00
MillsPD	Services	777.80
MindfulJrny	Refund	75.00
MLAuto	Services	87.00
MoblCnerte	Goods	824.25
MdrnElctrc	Services	31,730.00
MthrSetnHousng	Services	38,222.37
Motn&FlowCntrl	Goods	1,609.34
MotorlaSltns	Services	157.14
MtnStLitho	Services	106.09
MtnWstTech	Services	2,557.27
NCHallofJstc	Services	53,985.52
NCSO	Services	130,691.28
Nelico	Goods	647.90
Norco	Goods	167.80
NrdcSound	Services	2,428.00
NPT	Services	557.28
NtchSpelts	Goods	1,044.91
OffcShop	Services	29.25
OneCall	Services	1,003.50
OvrHeadDr	Services	150.72
PaceAnlytclSrvcs	Services	1,064.00
PeakGeosltns	Services	29,397.40
Pepsi	Goods	1,845.58
PstlPros	Services	4,564.34
PwrSrvc	Services	325.00
PrairiePellaWyo	Refund	20.00
PrfsnlClng	Services	1,395.00
RMcMillen	Reimb	100.00
RTaylor	Refund	878.53
ReedsAuto	Services	159.00
RckyMtnAirSltns	Goods	26.95
RckyMtnPwr	Utilities	25,240.58
RootrSwr	Services	1,101.65
RotaryClubOfCspr	Dues	290.50

SBoyle	Reimb	110.00
SeaWstrn	Goods	994.44
SheetMtlSpclts	Services	431,481.45
ShftngGears	Services	3,701.58
Shrts&More	Goods	825.00
Smrsh	Services	2,247.90
SthrnCoastK9	Goods	31,500.00
SpidrTech	Services	26,195.40
StOfWyo	Services	126,935.54
StellrPrgrmng	Services	1,957.50
SummitElectrc	Services	1,419.80
SummitFire&Scrty	Services	598.75
TSanchez	Reimb	237.08
Thtchr	Goods	17,642.00
ThomsnReutrs	Goods	1,010.39
TopOffc	Goods	549.80
TrnsUnionRsk	Services	217.80
TretoCnstrctn	Services	41,800.00
TriStOilReclm	Services	372.00
TriStTrk&Eqpmnt	Services	9,600.83
TWEntrprs	Services	27,199.50
Unifrms2Gear	Goods	370.00
UnvrstyOfWyo	Services	68.07
VrznWrsls	Services	2,137.82
VRC	Services	83.93
WstrnPlainsLgstcs	Services	100,401.70
WH	Services	506.25
WWCEngnrng	Services	17,886.65
WyoFoodForThght	Services	19,583.25
WyoLowVltge	Goods	285.00
WyoMchnry	Services	3,889.36
WyoSteel&Recyclng	Services	1,505.00
WyoTrnsfr&Strg	Services	2,605.50
Xerox	Goods	204.08
ZohoCorp	Services	5,097.00
ZonrSystem	Services	821.88
Total		3,428,888.23

5.A. BRIGHT SPOT – SHERRIE’S PLACE

Mayor Knell welcomed Sherrie Lopez to accept the City’s proclamation celebrating over 100 years of Sherrie’s Place for Casper Historic Preservation Day.

5.B. BRIGHT SPOT – INTERNATIONAL MUSEUM DAY

Mayor Knell welcomed John Woodward and other museum representatives to discuss International Museum Day. Mayor Knell read a proclamation proclaiming May 18, 2023, as International Museum Day in the City of Casper.

6. COMMUNICATIONS FROM PERSONS PRESENT

Speaking to Council were: Ross Schriffman, regarding incorrect religious comments at the May 2<sup>nd</sup> meeting; Dennis Steinsland, regarding concerns about public comment for the third reading of the liquor ordinance; Turner Logan, on behalf of Seth Hollier, regarding the third reading of the liquor ordinance and a liquor establishment incentive program; and, Pat Sweeney, regarding the establish public hearing for the National Electrical Code adoption.

7.A.1. ESTABLISH DATE OF PUBLIC HEARINGS

Moved by Councilor Cathey seconded by Councilor Gamroth, to, by minute action, establish June 6, 2023, as the public hearing date for consideration of:

- a. the first reading of an ordinance amending Chapter 15.28 of the Casper Municipal Code adopt the 2023 NFPA 70, National Electrical Code; and,
- b. the first reading of an ordinance creating Local Assessment District 160 – Chinook Trail Improvements.

Motion passed.

7.A.1. ESTABLISH DATE OF PUBLIC HEARINGS

Moved by Councilor Cathey seconded by Councilor Jensen, to, by minute action, establish May 16, 2023, as the public hearing date for consideration of:

- c. New Winery Liquor License No. 1 for Gruner Brothers Brewing, dba Gruner Brothers Brewing, located at 1301 Wilkins Circle;
- d. Transfer of Ownership for Retail Liquor License No. 1 from Tin Shack, LLC, dba Poplar Wine & Spirits, located at 1016 South Poplar Street to 1016 Poplar LLC, dba Poplar Wine & Spirits, located at 1016 Poplar Street; and,
- e. New Restaurant Liquor License No. 51 for Movie Palace Inc., dba Studio City Stadium 10 Cinemas, located at 5020 East 2<sup>nd</sup> Street.

Motion passed.

8.A.1. PUBLIC HEARING – MINUTE ACTION

Mayor Knell opened the public hearing for the consideration of New Winery Liquor License No. 1 for Gruner Brothers Brewing.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated May 5, 2023; an affidavit of publication, as published in the Casper Star-Tribune, dated May 16, 2023; an affidavit of website publication, dated May 5, 2023; and a liquor license application filed April 18, 2023. City Manager Napier gave a brief report.

Speaking in support of the item was: Sonya Gruner, co-owner of Gruner Brothers Brewing,

clarifying that their establishment will actually be selling cider which is sold under a winery license. There were no citizens to speak against the item. The public hearing was closed.

Moved by Councilor Engebretsen, seconded by Councilor Jensen to, by consent minute action authorize new Winery Liquor License No. 1 for Gruner Brothers Brewing, dba Gruner Brothers Brewing, located at 1301 Wilkins Circle. Councilor Pollock abstained from voting. Motion passed.

8.A.2. PUBLIC HEARING – MINUTE ACTION

Mayor Knell opened the public hearing for the consideration of the transfer of ownership for Retail Liquor License No. 1, Poplar Wine & Spirits.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated April 20, 2023; an affidavit of publication, as published in the Casper Star-Tribune, dated May 16, 2023; an affidavit of website publication, dated May 3, 2023; and a liquor license application filed April 21, 2023. City Manager Napier gave a brief report, and noted that this establishment does plan to put gaming machines at this location.

Speaking in support of the item was: Kyle Ridgeway, Mike Reid, and Pat Sweeney. There were no citizens to speak against the item. The public hearing was closed.

Moved by Councilor Engebretsen, seconded by Councilor Jensen to, by consent minute action authorize the transfer of ownership for Retail Liquor License No. 1 from Tin Shack, LLC, dba Poplar Wine & Spirits, located at 1016 South Poplar Street, to 1016 Poplar LLC, dba Poplar Wine & Spirits, located at 1016 Poplar Street. Vice Mayor Pacheco stated that Council should exercise caution when approving liquor establishments with gaming machines in the future. Councilors Pollock and Gamroth abstained from voting. Motion passed.

8.A.3. PUBLIC HEARING – MINUTE ACTION

Mayor Knell opened the public hearing for the consideration of new Restaurant Liquor License No. 51 for Studio City Stadium 10 Cinemas.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated May 3, 2023; an affidavit of publication, as published in the Casper Star-Tribune, dated May 16, 2023; an affidavit of website publication, dated May 5, 2023; and a liquor license application filed April 20, 2023. City Manager Napier gave a brief report.

Speaking in support of the item was: Andy Houck, owner of Studio City Cinemas. There were no citizens to speak against the item. The public hearing was closed.

Moved by Councilor Engebretsen, seconded by Councilor Haskins to, by consent minute action authorize new Restaurant Liquor License No. 51 for Movie Palace Inc., dba Studio City Stadium 10 Cinemas, located at 5020 East 2nd Street. Councilor Pollock abstained from voting. Motion passed.

9.A. ORDINANCE – CONTINUED THIRD READING

Following ordinance read:

ORDINANCE NO. 5-23  
AN ORDINANCE UPDATING AND AMENDING CHAPTER 5.08 OF

THE CASPER MUNICIPAL CODE, INCLUDING SECTIONS 5.08.150  
AND 5.08.390.

Amendments to the ordinance included changing the allowable starting operating hours for limited retail liquor establishments from nine a.m. to six a.m.; and, allowing one person to hold more than one liquor license or permit.

At the May 2, 2023 Council Meeting, Councilor Gamroth presented the foregoing ordinance for adoption, on third reading, which was seconded by Councilor Jensen. Council listened to public comment and had discussion on that night, after which Councilor Gamroth motioned to continue the third reading to tonight's May 16, 2023 meeting, which was seconded by Councilor Cathey, and which passed. Mayor Knell opened the item up for further discussion tonight on third reading. Councilors Engebretsen and Gamroth indicated they would be voting no due to issues with proliferation of liquor and extending operating hours. Councilor Haskins stated she agreed that reducing the serving hours for all liquor establishments should be considered by Council in the future.

Mayor Knell asked Council to cast their votes. Councilor Pollock abstained from voting. Councilors Gamroth and Engebretsen voted nay. Motion passed.

9.B. ORDINANCE— THIRD READING

Following ordinance read:

ORDINANCE NO. 6-23

AN ORDINANCE CREATING CITY OF CASPER, WYOMING, LOCAL ASSESSMENT DISTRICT NO. 159 (HEREINAFTER CALLED THE "DISTRICT"); ORDERING CONSTRUCTION OF IMPROVEMENTS THEREIN; DESCRIBING THE SAME, DIRECTING THE PREPARATION OF PLANS AND SPECIFICATIONS THEREFOR; PROVIDING FOR THE PUBLICATION OF NOTICE TO CONTRACTORS; FIXING THE BOUNDARIES OF SAID DISTRICT; RATIFYING ACTION PREVIOUSLY TAKEN; AND, PRESCRIBING DETAILS IN CONNECTION WITH SAID DISTRICT.

WHEREAS, pursuant to Title 15, Chapter 6, Wyoming Statutes, 1977, as amended, on the 7th day of March, 2023, the City Council (hereinafter called the "Council") of the City of Casper, Wyoming, (hereinafter called the "City") adopted a Resolution No. 23-37 declaring the intention of said Council to establish the City of Casper, Wyoming, Local Assessment District No. 159, to authorize the construction of certain local improvements therein, and to assess the cost or portion thereof of the local improvements on the property benefited thereby; and,

WHEREAS, said Resolution was duly mailed and published as a notice, affidavits of such mailing and publication being now on file in the Office of the City Clerk; and,

WHEREAS, in response to said notice, no written remonstrances were filed against the proposed improvements; and,

WHEREAS, a public hearing shall be held on the first reading of this Ordinance, April 18, 2023.

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

Section 1. Creation of District.

That there be, and there hereby is created and established within the corporate limits of the City of Casper, Wyoming, a local improvement district for the purpose of making certain local improvements consisting of asphaltic concrete pavement, concrete curbwalk, water main, sanitary sewer, storm sewer improvements

and work incidental thereto, on the streets and intersections hereinafter designated and to assess the cost thereof on the property benefitted thereby and included within the proposed local assessment district herein described.

Section 2. Name of District; Combination of Improvements.

The Council has determined and does hereby determine that:

A. The local assessment district herein described, as such might hereinafter be modified, shall be known as the "City of Casper, Wyoming, Local Assessment District No. 159, Westridge Improvements" (herein called the "District");

B. More than one improvement shall be combined in the District as the combination of improvements hereafter described is both efficient and economical; and,

C. As certain improvements are separate and distinct by reason of a substantial difference in character, location, method of assessment, and otherwise, the estimated costs thereof shall be segregated for the levy of assessments and an equitable share of the incidental costs shall be allocated to each improvement. For this purpose, the following improvements are hereby recognized as separate and distinct.

1. Concrete curbwalk

2. Sanitary sewer

Section 3. Location of Improvements.

The City proposes to establish grades for the following named streets, intersections, and parts of streets, within the City between the termini specified, as such are set forth on the official plats of the subdivisions or additions in said City, now on file and of record, as follows:

LOCATION OF WESTRIDGE IMPROVMENTS

STREET

Westridge Circle

2. Westridge Drive

3. Westridge Terrace

4. Westwood Hill

PROPOSED IMPROVEMENT

concrete curbwalk, sanitary sewer service

concrete curbwalk, sanitary sewer service

concrete curbwalk, sanitary sewer service

concrete curbwalk

Section 4. Description of Improvements.

A. The character, kind, and extent of the concrete curbwalk improvements shall be as follows:

1. All curbwalk as denoted in Section 3 shall include reconditioning of existing sub-base aggregate base course, and installation of a plant mix concrete in accordance with approved City Standards. The work shall include all necessary removal, excavation, filling, grading, and replacement to design elevations and appurtenant work.

B. The character, kind, and extent of the sanitary sewer service improvements shall be as follows:

All sanitary sewer as denoted in Section 3 shall be installed in accordance with approved City Standards. The work shall include all necessary removal, excavation, pipe service work from main to property line, filling, grading, and replacement to design elevations and appurtenant work.

Section 5. Boundaries of the District.

It is proposed to create the District, the boundaries of which lie entirely within the City of Casper, as follows:

Westridge Addition                      Lots 86-180

Westwood No. 3 Addition              Lots 617-627

Section 6. Determination of Benefits.

The City Council has determined, and does hereby determine, that the method of assessment will result in a distribution of costs among property owners in proportion to the special benefits conferred by the improvements, and that any other method of assessment would result in an inequitable distribution of costs among some owners whose property is benefitted by the improvements.

Section 7. Method of Assessment.

A. Improvements. Each piece of property along which the improvements are to be made shall be assessed by the following method:

1. Each property shall be assessed on the basis of its lineal footage of concrete curbwalk fronting its street with the longest side of corner lots and intersection radii being distributed equally to each assessed property. Costs for sanitary sewer services are based on lineal footage of service pipe replaced and assessed only to those properties with sanitary sewer services in need of replacement.

B. Assessment Liens. Notwithstanding any provision to the contrary, the assessment shall be levied and an assessment lien attached on all, or a piece, of benefitted property so as to avoid the imposition of a lien upon a part of the subdivided lot or partial lot under common ownership and use.

#### Section 8. Estimated Costs.

The City of Casper has hired WLC Engineering and Surveying to develop plans for the proposed improvements in the Westridge Area, prepare a detailed cost estimate, and to assist in forming an LAD. The construction of the improvements will be performed by a qualified contractor with the lowest competitive bid. The properties will be assessed the full cost for a contractor to install the improvements, plus the cost of engineering.

The estimated total costs for the total improvement project (including, but not limited to, all incidental improvements or work) are as follows:

The estimated contract price for sanitary sewer service improvements is \$ 48,100.

2. The estimated contract price for concrete curbwalk improvements is \$546,975.

3. The estimated price for engineering is \$89,261.25

4. The estimated total cost of the total improvement project is \$ 684,336.25.

5. The estimated assessable cost for each lineal foot of concrete curbwalk for each property is as follows:

a. \$74.75 per lineal foot.

6. The estimated assessable cost for each lineal foot of sanitary sewer service for each property to be benefitted is as follows:

a. \$57.50 per lineal foot.

The City's funding source will be from 1%#16 funds for Westridge Improvements.

The City Council shall accept no bids or combination of bids, which shall exceed by more than ten percent (10%) the aforesaid estimate of the contract price unless approved by the property owners, subject to a special assessment.

#### Section 9. Direction to Engineer to Proceed.

The City Engineer is hereby directed and authorized, immediately upon the passage of this Ordinance, to prepare and file with the City Clerk final plans, specifications, and the estimated cost of said improvements, which plans, specifications, and estimated cost shall show in detail the work to be done, the quantities of materials to be handled and the estimated cost of said improvements, which plans, specifications, and estimated cost shall be hereafter approved by the Council, by resolution.

It is hereby determined and ordered, that such improvements shall be made as soon as practical. Immediately after the approval of said plans and specifications, the City Clerk shall call for bids for the making of said improvements, by publishing notice in at least one issue of a newspaper published and of general circulation within the City of Casper, which notice shall be substantially in agreement with the provisions of Wyoming Statutes, 1977, as amended, and this Ordinance.

#### Section 10. Maintenance of Improvements.

The maintenance of the proposed improvements after their acceptance by the City on said streets, intersections, and parts thereof, shall not be included in the construction contract or contracts, and there shall be no charges for such maintenance included in the assessments for the proposed improvements; provided, however, that nothing herein shall be construed to preclude provision in the contract or contracts relating to the guarantee of improvements thereunder.

#### Section 11. Ratification.

All action heretofore taken by the City and officers thereof, directed toward the creation of the City of Casper, Wyoming, Local Assessment District No. 159, the improvement of property therein and the levy of assessments therefor, be, and the same hereby is, ratified, approved, and confirmed.

#### Section 12. Severability.

If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 13. Repealer.

All orders, bylaws, resolutions, and ordinances, or parts thereof, in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 14. Authorization of Officers and Employees.

The officers and employees of the City are hereby authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Ordinance.

PASSED on 1st reading the 18<sup>th</sup> day of April, 2023.

PASSED on 2nd reading the 2<sup>nd</sup> day of May, 2023.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 16<sup>th</sup> day of May, 2023.

Councilor Engebretsen presented the foregoing ordinance for adoption, on third reading. Seconded by Councilor Pollock.

Citizen speaking on the ordinance were: Eric Paulson, Carolyn Buff, Matthew Lineco, and Cindy Blazek.

Councilors discussed the notification process for the LAD. City Manager Napier stated that he felt the process was fair and these property owners were given many chances to voice concerns. He also answered questions about interest payments and which portions of the sewer line were the homeowners' responsibility to maintain. City Attorney Nelson stated that tax money cannot be used for private benefit, which is why improvements that are considered the responsibility of the homeowner cannot be covered by tax money. City Manager Napier emphasized this point and stated that the City cannot underwrite the financing with no interest rate, because that would mean these private property owners are borrowing money from other taxpayers with no interest.

There were no amendments. Motion passed.

9.C. ORDINANCE – THIRD READING

Following ordinance read:

ORDINANCE NO. 7-23

AN ORDINANCE APPROVING A ZONE CHANGE OF LOT 1, MAJESTIC MOUNTAIN ADDITION, FROM PH (PARK HISTORIC) TO C-2 (GENERAL BUSINESS).

WHEREAS, Pat Sullivan/Half Barrel Inc. has applied for a zone change of Lot 1, Majestic Mountain Addition, located immediately east of the Paradise Valley public pool and north of the Iris Street cul-de-sac, from PH (Park Historic) to C-2 (General Business); and,

WHEREAS, the City Council originally sold the subject property via Resolution #06- 155; and,

WHEREAS, after a public hearing on March 9, 2023, the City of Casper Planning and Zoning Commission 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:

Lot 1, Majestic Mountain Addition, is hereby rezoned from zoning classification PH (Park Historic) to 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 18<sup>th</sup> day of April, 2023.

PASSED on 2nd reading the 2<sup>nd</sup> day of May, 2023.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 16<sup>th</sup> day of May, 2023.

Councilor Cathey presented the foregoing ordinance for adoption, on third reading. Seconded by Councilor Engebretsen. There was no public comment, no discussion and no amendments to the ordinance. Councilor Engebretsen abstained from voting. Motion passed.

9.D. ORDINANCE – THIRD READING

Following ordinance read:

ORDINANCE NO. 8-23

AN ORDINANCE APPROVING THE HIGHLAND PARK TENNIS COMPLEX ADDITION, AND THE ASSOCIATED SUBDIVISION AGREEMENT.

WHEREAS, an application has been made for final plat approval of the Highland Park Tennis Complex Addition, comprising 4.57-acres, more or less, and located generally south and west of the intersection of South Beverly Street and East 4th Street (the "plat"); and,

WHEREAS, the plat consists of previously unplatted land located within SE1/4NE1/4 of Section 10, T.33N., R79W., 6th P.M. Natrona County, Wyoming, as well as a portion of the City of Casper Highland Park Addition; and,

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

WHEREAS, the plat 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 the City Council approve the request to plat the above referenced property; and,

WHEREAS, the governing body of the City of Casper finds that the above described plat and subdivision agreements should be approved.

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

SECTION 1:

That the Mayor is hereby authorized and directed to execute, and the City Clerk to attest, the Highland Park Tennis Complex Addition Subdivision Agreement.

SECTION 2:

That the final plat of the Highland Park Tennis Complex Addition is hereby approved under terms and conditions of the Highland Park Tennis Complex Addition Subdivision Agreement.

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 18<sup>th</sup> day of April, 2023.

PASSED on 2nd reading the 2<sup>nd</sup> day of May, 2023.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 16<sup>th</sup> day of May, 2023.

Councilor Pollock presented the foregoing ordinance for adoption, on third reading. Seconded by Vice Mayor Pacheco. There was no public comment, no discussion and no amendments to the ordinance. Motion passed.

9.E. ORDINANCE – THIRD READING

Following ordinance read:

ORDINANCE NO. 9-23

AN ORDINANCE APPROVING A PLAT, SUBDIVISION AGREEMENT AND ZONE CHANGE FOR THE LUKASIEWICZ SUBDIVISION IN THE CITY OF CASPER WYOMING.

WHEREAS Del Lukasiewicz has applied for plat approval to create the Lukasiewicz Subdivision, comprising 4.6-acres, more or less located in the NW1/4NW1/4 of Section 23, T.33N., R80W., 6ffi PM, Natrona County, Wyoming, as well as portions of Lots 22 and 23 in the Paradise Valley Addition; and, WHEREAS application has also been made to zone the proposed Lukasiewicz Subdivision as AG (Urban Agriculture); and,

WHEREAS, a written subdivision agreement will be entered into with the City of Casper, which will be executed with the approval of the plat upon third reading of this ordinance; and,

WHEREAS, after a public hearing, the City of Casper Planning and Zoning Commission passed a motion recommending that City Council approve the plat and zoning requests; and,

WHEREAS, this platting and zoning requires approval of the City Council, by ordinance, following a public hearing; and,

WHEREAS, the governing body of the City of Casper finds that the above-described plat, zoning request, and the associated subdivision agreement should be approved.

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

SECTION 1:

The plat of the Lukasiewicz Subdivision and the associated 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 2:

That the above-described zoning of the Lukasiewicz Addition as AG (Urban Agriculture) is hereby approved.

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 18<sup>th</sup> day of April, 2023.

PASSED on 2nd reading the 2<sup>nd</sup> day of May, 2023.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 16<sup>th</sup> day of May, 2023.

Councilor Engebretsen presented the foregoing ordinance for adoption, on third reading. Seconded by Councilor Pollock. There was no public comment, no discussion and no amendments to the ordinance. Motion passed.

10. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 23-93

A RESOLUTION AUTHORIZING A TRANSPORTATION SERVICES CONTRACT FOR TRANSIT SERVICES FOR NATRONA COUNTY FOR FISCAL YEAR 2023.

RESOLUTION NO. 23-94

A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE DEPARTMENT OF JUSTICE TO PARTICIPATE IN THE

EQUITABLE SHARING PROGRAM.

RESOLUTION NO. 23-95

A RESOLUTION APPROVING THE DOWNTOWN OPEN CONTAINER AREA.

RESOLUTION NO. 23-96

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 TO THE AGREEMENT WITH MELGAARD CONSTRUCTION, INC., FOR \$160,000 AND A TIME EXTENSION FOR THE CASPER REGIONAL LANDFILL CELL 5 CONSTRUCTION, PROJECT NO. 21-012.

RESOLUTION NO. 23-97

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 TO THE AGREEMENT WITH CROWN CONSTRUCTION, LLC, FOR A PRICE INCREASE OF \$18,385.00 FOR THE HIGHLAND PARK 96-INCH STORM SEWER REPLACEMENT, PROJECT NO. 21-069.

RESOLUTION NO. 23-98

A RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH EQUALIZED PRODUCTIONS, LLC, FOR THE FORD WYOMING CENTER SOUND SYSTEM REPLACEMENT, PROJECT NO. 22-52.

RESOLUTION NO. 23-99

A RESOLUTION AUTHORIZING AN AGREEMENT WITH WIND RIVER ENVIRONMENTAL SOLUTIONS, LLC, FOR THE CITY HALL PROJECT S.A.F.E. ASBESTOS ABATEMENT, PROJECT NO. 22-010.

RESOLUTION NO. 23-100

A RESOLUTION ACCEPTING A STORM SEWER AND RIGHT-OF-WAY EASEMENT WITH BENJAMIN HANSULD FOR THE EAGLE VALLEY PHASE 2 SUBDIVISION.

RESOLUTION NO. 23-101

A RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE CITY OF CASPER AND INNOVATIVE DATA ACQUISITIONS LLC ("IDAX") FOR NON-MOTORIZED TRAVEL COUNTS.

RESOLUTION NO. 23-102

A RESOLUTION AUTHORIZING ADOPTION OF THE COLLECTIVE BARGAINING AGREEMENT (CBA) FOR JULY 1, 2023-JUNE 30, 2024, BETWEEN THE CITY OF CASPER AND THE FIRE FIGHTERS' LOCAL UNION 904, I.A.F.F., AFL-CIO.

RESOLUTION NO. 23-103

A RESOLUTION AUTHORIZING THE CITY TO REGISTER AS A WATER SUPPLIER WITH THE LOW-INCOME HOME WATER ASSISTANCE PROGRAM (LIHWAP) AND EXECUTE AN AGREEMENT THEREFOR.

RESOLUTION NO. 23-104

A RESOLUTION AUTHORIZING CITY COUNCIL TO APPOINT JOSHUA TAYLOR AS A PROVISIONAL JUDGE FOR THE CASPER MUNICIPAL COURT AND ENTER INTO A CONTRACT FOR PROFESSIONAL SERVICES.

RESOLUTION NO. 23-105

A RESOLUTION WAIVING PARKWAY PARKING PERMIT FEES ALONG THE EAST SIDE OF SOUTH POPLAR STREET BETWEEN CY AVENUE AND 1749 SOUTH POPLAR STREET.

RESOLUTION NO. 23-106

A RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE BOARD OF COMMISSIONERS OF CONVERSE COUNTY, WYOMING, THE BOARD OF COMMISSIONERS OF NATRONA COUNTY, WYOMING, THE CITY OF DOUGLAS, WYOMING, THE CITY OF CASPER, WYOMING, THE TOWN OF EVANSVILLE, WYOMING, THE TOWN OF BAR NUNN, WYOMING, THE TOWN OF GLENROCK, WYOMING, THE CITY OF MILLS, WYOMING, AND THE TOWN OF ROLLING HILLS, WYOMING FOR IMPACT ASSISTANCE FUNDS.

Councilor Engebretsen presented the foregoing fourteen (14) resolutions for adoption. Seconded by Councilor Haskins. Councilor Pollock abstained from Resolution No. 23-95, and Vice Mayor Pacheco abstained from Resolution No. 23-104. Motion passed.

11. INTRODUCTION OF MEASURES AND PROPOSALS

Councilors spoke on meetings and events they attended as well as matters of public interest.

12. ADJOURNMENT

Mayor Knell called for a motion to adjourn the regular meeting. Moved by Councilor Cathey, seconded Councilor Pollock. Councilor Bond was logged off prior to the vote. Motion passed. The meeting was adjourned at 8:36 p.m.

ATTEST:

CITY OF CASPER, WYOMING  
A Municipal Corporation

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

\_\_\_\_\_  
Bruce Knell  
Mayor