

COUNCIL PROCEEDINGS
 Regular Council Meeting - The Lyric
 August 1, 2023

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, August 1, 2023. Present: Councilors Gamroth, Jensen, Cathey, Haskins, Engebretsen, Pollock, Bond, Vice Mayor Pacheco, and Mayor Knell.

2. PLEDGE OF ALLEGIANCE

Vice Mayor Pacheco led the audience in the pledge of allegiance.

3.A. REGULAR MEETING MINUTES APPROVAL

Moved by Councilor Gamroth, seconded by Councilor Pollock to, by minute action, approve the minutes of the July 18, 2023 Regular Council Meeting, as published in the Casper Star Tribune on July 29, 2023. Motion passed.

3.B. EXECUTIVE SESSION MINUTES APPROVAL

Moved by Councilor Haskins, seconded by Councilor Engebretsen to, by minute action, approve the minutes of the August 1, 2023 Executive Session. Motion passed.

4. APPROVAL OF BILLS & CLAIMS

Moved by Councilor Cathey, seconded by Councilor Haskins to, by minute action, approve payment of the August 1, 2023, bills and claims, as audited by City Manager Napier. Motion passed.

<u>Bills & Claims 08/01/23</u>		
3D'sWldng&Fbrctn	Goods	2,240.00
6HGroup	Goods	1,441.40
71Const	Goods	7,945.96
ARuble	Services	4,330.00
AAALndscpng	Services	6,125.31
ABYMnfctrng	Goods	1,402.00
ACTreeSrvc	Goods	8,000.00
Airgas	Goods	778.49
AirInnvtns	Services	190.00
AirSltns	Goods	408.45
AllCrtrsVtrnry	Services	246.47
AllOutFireExt	Goods	340.00
AllncElctrc	Services	4,879.30
Alsco	Services	1,541.83
AMBI	Services	167.76
AmrTech	Services	1,341.44
AmrcnTitle	Goods	250.00

AnchrElctrc	Services	4,486.49
ArdurraGrp	Services	18,748.60
AT&T	Services	18,414.03
AtlntcElctrc	Services	20,440.00
Atlas	Goods	1,105.28
AyresAssoc	Services	9,291.44
BSpiers	Reimb	688.26
BarDSgns	Services	485.49
BslnEngnrng	Services	5,986.02
BlkHillsEnrgy	Utilities	12,030.95
Borco	Refund	1,220.12
BrntagPac	Goods	97,798.60
CAtkinson	Reimb	47.25
CSalisbury	Reimb	47.97
CptlBusnsSystem	Services	61.80
CsprStrTrb	Services	6,602.83
CsprTire	Services	425.00
CsprVtrnry	Services	939.98
CsprWlnsn	Goods	31.25
Cellebrt	Goods	11,450.00
CntrlPaint&Body	Services	1,175.00
CWSS	Services	29,571.14
CntryLnk	Utilities	2,177.10
ChldrnsAdvcy	Services	17,291.63
CtyCspr	Services	90,571.67
CivilEngnrng	Services	41,323.10
ClnClb307	Services	2,925.00
CMITeco	Services	24,172.92
CocaCola	Services	33.00
CommTech	Services	664.50
CmptrPrjcts	Services	1,188.00
CPSDstrbtrs	Goods	358.35
CrtvBusSales	Goods	187,959.00
CrwnCnstrctn	Services	23,008.81
DElliott	Reimb	100.00
DKpnr	Services	27,328.05
DLodenConst	Services	1,690.00

DckrAuto	Services	749.27
EBecher	Reimb	257.50
EBInc	Services	232.50
EnrgyLabs	Services	1,460.00
EngnrngDsgn	Services	5,025.00
ExpSvcs	Services	3,258.40
FlsbrgHolt&Ullevig	Services	9,179.40
FrgsnEnt	Goods	262.50
FoxstrOpco	Goods	5,500.00
GCBldgSply	Services	6,955.28
Galls	Goods	1,123.10
GeosyntcCnsltnts	Services	1,908.97
GilletteSteel	Goods	3,590.00
GoodYrTire	Services	321.00
Grngr	Goods	310.00
GrntPeakPmp	Goods	812.50
GSGArchtr	Services	1,429.20
HOlmosRamirez	Reimb	28.96
Hach	Goods	949.00
HallsCstmPvng	Services	8,560.00
HrvrdDrugGrp	Goods	78.81
Hollnd&Hart	Services	14,249.00
Homax	Goods	59,602.11
HowrdSply	Goods	5,826.89
HubIntlMtn	Goods	53,434.00
InstfrmTchnlgs	Services	15,740.27
Instltn&Svc	Services	526.08
JonasSftwr	Services	698.00
Kinsco	Goods	4,676.48
KnfRvr	Goods/Services	66,769.57
KnowB4	Services	7,897.05
KubwtrRes	Goods	8,300.00
LClapp	Refund	591.82
LNCrts&Sons	Goods	3,122.86
LongBldgTech	Services	4,805.00
Lower&Co	Services	600.00
MButcher	Services	875.00

MoblCncrte	Goods	673.00
MonsnIntrlSrvc	Services	225.00
MthrSetnHousng	Services	22,819.43
Motn&FlowCntrl	Goods	1,695.19
MotorlaSltns	Services	137,362.09
MtnAlrmFire&Scrty	Services	492.00
MtnStLitho	Services	50.83
MtnWstTech	Services	355.64
MPIWrhsSpclty	Goods	242.58
Napa	Goods	4,531.51
Norco	Goods	151.39
NrthrnLights	Services	5,100.00
NWstContr	Goods	2,140.34
NWstLinings&Geotxtl	Services	140,496.21
OffcShop	Services	43.43
OvrHeadDr	Services	1,997.65
PAragon	Refund	29.14
PLarson	Reimb	150.00
PPelland	Refund	25.50
Pedens	Goods	2.00
Pelicncrp	Services	1,293.57
PtrbltOfWyo	Services	518.37
PrairiePella	Goods	42,427.81
PblcRiskMngmnt	Dues	385.00
RHarned	Reimb	150.00
RmshrnCnstrctn	Services	58,301.19
RckyMtnAirSltns	Goods	4,697.79
RckyMtnPwr	Utilities	184,501.91
RootrSwr	Services	1,100.45
RussellIndstrs	Goods	6,818.36
STrumbull	Services	74.40
SftyKleenSystms	Goods	526.45
SeaWstrn	Goods	88,850.00
ScienceZone	Services	93,192.18
ShoshneDstrbtng	Goods	812.00
SmthPsych	Services	4,600.00
Sonny'sRV	Goods	402.70

SourceEqpmnt	Goods	5,568.99
StOfWyo	Services	60.00
SummitFire&Scrty	Services	1,788.05
TacOneCnsltng	Services	2,800.00
TheWash	Services	26.80
TKElvtr	Services	963.75
TopOffc	Goods	102.53
TwnOfBarNunn	Goods	32.64
TretoCnstrctn	Services	9,240.00
TriStTrk&Eqpmnt	Services	4,500.00
Unifrms2Gear	Goods	1,602.88
VrznWrsls	Services	1,061.33
WJames	Refund	684.17
WearPrts	Goods	158.79
WstPlainsEngrng	Services	1,450.00
WstrnMdclAssc	Services	9,190.00
WstrnPlainsLgstcs	Services	79,507.40
WstrnSign&Design	Services	280.91
WWCEngrng	Services	19,245.00
WH	Services	155.00
WLCEngrng	Services	5,564.38
WSP	Services	1,440.00
WYComp	Services	1,500.00
WyoAsscOfRiskMngmnt	Goods	1,815,575.15
WyoDOT	Services	65.03
WyoMchnry	Services	15,649.60
WyoSteel&Rcyclng	Services	2,940.00
Xerox	Goods	200.07
Z&MEntrprs	Goods	54,640.00
Total		3,846,400.14

5. COMMUNICATIONS FROM PERSONS PRESENT

Speaking to Council were: Ross Schriftman, regarding animal welfare and abortion issues; Dakota Kemmer, regarding issues related to homelessness and issues with the Police Department; and Dennis Steinsland, regarding processes for racoon and skunk abatement. Council directed City Manager Napier to look into the issue of who is responsible for dealing with racoons and skunks that create issues for citizens.

6.A. ESTABLISH DATE OF PUBLIC HEARINGS

Moved by Councilor Cathey, seconded by Councilor Engebretsen, to, by minute action, establish

August 15, 2023, as the public hearing date for consideration of the transfer of ownership of Retail Liquor License No. 12 from Mesa Liquors, LLC, dba Mesa Liquor, located at 3243 Talon Drive, Suite 200, to Casper Taco Shop, LLC, dba Fuzzy's Taco Shop, located at 3243 Talon Drive, Suite 200, 300, and 400. Councilor Pollock abstained from voting. Motion passed.

7. PUBLIC HEARING – MINUTE ACTION

Mayor Knell opened the public hearing for the consideration of New Special Malt Beverage Permit No. 2 for the City of Casper, dba Casper Ice Arena.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated July 19, 2023; Casper Star-Tribune Proof of Publication, published on July 20 and July 25; an affidavit of website publication, dated July 18, 2023; and a liquor license application filed June 26, 2023. City Manager Napier gave a brief report.

There were no citizens to speak for or against the item. The public hearing was closed.

Moved by Vice Mayor Pacheco, seconded by Councilor Jensen to, by consent minute action authorize the issuance of new Special Malt Beverage Permit No. 2 for the City of Casper, dba Casper Ice Arena, located at 1801 East 4th Street. Councilor Pollock abstained from voting. Motion passed.

8.A.1. SECOND READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 12-23
AN ORDINANCE APPROVING THE ANNEXATION, PLAT AND
ZONING CREATING THE JTL GROUP INC. ADDITION
SUBDIVISION.

Councilor Gamroth presented the foregoing ordinance for approval on second reading. Seconded by Councilor Jensen. There was no discussion or amendments. Motion passed.

8.A.2. SECOND READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 13-23
AN ORDINANCE APPROVING THE ANNEXATION, PLAT AND
ZONING CREATING THE ELKHORN VILLAGE ADDITION NO. 3
SUBDIVISION.

Councilor Pollock presented the foregoing ordinance for approval on second reading. Seconded by Councilor Cathey.

Citizens to speak in support of the ordinance were: Tasma Powers.

There was no discussion or amendments. Councilor Engebretsen abstained from voting. Motion passed.

8.A.3. SECOND READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 14-23
AN ORDINANCE AMENDING CASPER MUNICIPAL CODE
SECTION 6.04.040 – KEEPING OF PETS, LIVESTOCK OR FOWL;
LIMITATIONS; FEEDING OF NON-DOMESTICATED ANIMALS
PROHIBITED.

Councilor Pollock presented the foregoing ordinance for approval on second reading. Seconded by Councilor Jensen. Citizens to comment on the ordinance were: Dennis Steinsland, asking for an explanation of the code sections changing; and Linda Bergeron, opposing the ordinance due to the reductions in interactions with animals.

Mayor Knell asked for staff to explain the changes. City Manager Napier detailed the amendment, and City Attorney Nelson added that the change removes all other exemptions other than song birds. Councilor Gamroth explained that the intent of the changes is to deal with egregious examples of feeding that have led to issues for citizens and for Wyoming Game and Fish. There were no amendments. Motion passed.

8.A.4. SECOND READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 15-23
AN ORDINANCE IN SUPPORT OF CONTINUING THE FIFTH CENT
OPTIONAL GENERAL PURPOSE EXCISE TAX PURSUANT TO
WYOMING STATUTES SECTION 39-15-203(a)(i)(F)(II).

Councilor Pollock presented the foregoing ordinance for approval on second reading. Seconded by Councilor Gamroth.

Citizens to speak in support of the ordinance were: Kim Devore, Tasma Powers, Tyler Daugherty, Justin Farley, Kermit Willie, JoAnn True, Keith Tyler, Kyle Henrikson, Nat Steinhoff, Pat Sweeney, Steven Brown, Tina Heinrich, Luke Gillingham, Lance Porter, Cole Montgomery, and Shane True.

Citizens to speak in opposition of the ordinance were: Judy Jones, Linda Bergeron, Ross Schrifman, Rosemary Sebahn, Jack Hyde, Jennifer Hopkins, and Mary Schmidt.

Councilors Engebretsen, Pollock, Bond, Haskins, Gamroth, Cathey, and Vice Mayor Pacheco, and Mayor Knell all spoke in favor of the ordinance and all gave statements explaining how the 5th cent tax is essential to continue providing necessary services and maintain vital infrastructure in Casper. They also discussed that this is not a new tax, and has been in place for several decades; that if adopted by the County Commission, the new process will allow for better budget planning by the City; Councilors also encouraged citizens to be respectful in their discourse when discussing these issues and when speaking to Council. Councilors Gamroth, Cathey, and Bond asked that the community survey continue to be distributed in the future regardless of whether or not the 5th cent is voted on.

There were no amendments. Motion passed.

9. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 23-150

A RESOLUTION AUTHORIZING THE RENEWAL AND AMENDMENT TO THE ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) REGIONAL GOVERNMENT ENTERPRISE AGREEMENT (RG1).

RESOLUTION NO. 23-151

A RESOLUTION AUTHORIZING THE RELEASE OF LOCAL ASSESSMENT DISTRICT LIEN REGARDING 2424 COULTER DRIVE, CASPER, WYOMING.

RESOLUTION NO. 23-152

A RESOLUTION AUTHORIZING A TELEPHONE LINE EASEMENT AGREEMENT BETWEEN THE CITY OF CASPER, WYOMING, NATRONA COUNTY, WYOMING, AND QWEST CORPORATION, DBA CENTURY LINK QC.

RESOLUTION NO. 23-153

A RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH WWC ENGINEERING, FOR ADDITIONAL DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE "K" STREET IMPROVEMENTS – ST. MARY STREET TO BRYAN STOCK TRAIL PHASE IIB, PROJECT NO. 21-063.

RESOLUTION NO. 23-154

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 WITH MODERN ELECTRIC CO., FOR THE SOLID WASTE CRL ELECTRICAL SERVICE UPGRADES, PROJECT NO. 21-013.

RESOLUTION NO. 23-155

A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE WYOMING STATE LOAN AND INVESTMENT BOARD FOR A GRANT THROUGH THE LOCAL GOVERNMENT PROJECT ARPA GRANT FUNDING PROGRAM FOR THE CITY OF CASPER WASTEWATER TREATMENT PLANT SECONDARY REHABILITATION PROJECT.

RESOLUTION NO. 23-156

A RESOLUTION AUTHORIZING AMENDMENT NO. 4 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH STATE LINE NO. 7 ARCHITECTS, FOR DESIGN AND ASBESTOS ABATEMENT SERVICES FOR THE CITY HALL RENOVATIONS AND ADDITION (PROJECT SAFE), PROJECT NO. 20-004.

RESOLUTION NO. 23-157

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE AGREEMENT WITH WIND RIVER ENVIRONMENTAL SOLUTIONS, LLC, FOR THE CITY HALL PROJECT S.A.F.E. ASBESTOS ABATEMENT, PROJECT NO. 22-010.

RESOLUTION NO. 23-158

A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE DEPARTMENT OF JUSTICE TO PARTICIPATE IN THE EQUITABLE SHARING PROGRAM.

RESOLUTION NO. 23-159

A RESOLUTION TO ADOPT COUNCIL GOALS FOR THE PERIOD OF JULY 2023 THROUGH JUNE 2025.

RESOLUTION NO. 23-160

A RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH NATRONA COUNTY SCHOOL DISTRICT AND THE CITY OF CASPER FOR THE COOPERATIVE OPERATIONS OF THE CASPER AFTER SCHOOL PROGRAM FOR EDUCATION AND RECREATION.

RESOLUTION NO. 23-161

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF CASPER AND FLY CASPER ALLIANCE, INC.

RESOLUTION NO. 23-162

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH BANNER HEALTH WYOMING MEDICAL CENTER REGARDING AMBULANCE SERVICES.

RESOLUTION NO. 23-163

A RESOLUTION ACCEPTING A QUIT CLAIM DEED FROM GRAHAM BROWN COMPANY, LLC, FOR A 0.13-ACRE PARCEL, MORE OR LESS, LOCATED IMMEDIATELY SOUTH OF 1615 NORTH ELK STREET, ADJACENT TO THE CASPER RAIL TRAIL.

Councilor Engebretsen presented the foregoing fourteen (14) consent resolutions for adoption. Seconded by Councilor Haskins. Motion passed.

10. CONSENT MINUTE ACTION

Moved by Councilor Bond, seconded by Councilor Gamroth to, by consent minute action:

1. appoint various member to the Board of Appeals concerning the abatement of dangerous buildings;
2. approve a three-month extension for Retail Liquor License No. 13 for 307 Enterprises, LLC, dba 307 Golf, located at 455 Thelma Drive; and,
3. authorize purchase for eleven (11) diesel fuel shipments up to a total cost of \$286,880, from Homax Oil Company for use in the Casper Solid Waste Division.

Councilor Pollock abstained from voting on Item 10.A.2. Motion passed.

11. INTRODUCTION OF MEASURES AND PROPOSALS

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

12. ADJOURN INTO EXECUTIVE SESSION

At 8:15 p.m., it was moved by Councilor Haskins seconded by Councilor Cathey, to adjourn into executive session to discuss litigation. Motion passed.

At 8:42, there being no further business, Mayor Knell asked for a motion to adjourn the executive session. Moved by Councilor Cathey, seconded by Councilor Pollock. Motion Passed.

13. ADJOURNMENT OF REGULAR MEETING

Mayor Knell called for a motion to adjourn the regular meeting. Moved by Councilor Cathey to adjourn the regular Council meeting, seconded by Councilor Haskins. Motion passed. The meeting was adjourned at 8:43 p.m.

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Fleur Tremel
City Clerk

Bruce Knell
Mayor