

COUNCIL PROCEEDINGS
Regular Council Meeting - The Lyric
November 7, 2023

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, November 7, 2023. Present: Councilors Gamroth, Bond, Pollock, Cathey, Sutherland, Haskins, Vice Mayor Engebretsen, and Mayor Pacheco.

Moved by Councilor Pollock, seconded by Vice Mayor Engebretsen to, by minute action, excuse the absence of Councilor Jensen. Motion passed.

2. PLEDGE OF ALLEGIANCE

Mayor Pacheco led the audience in the pledge of allegiance.

3.A. CONSENT MINUTE ACTION

Moved by Councilor Bond, seconded by Councilor Cathey to, by consent minute action, approve the minutes of the:

1. October 17, 2023 Regular Council Meeting, as published in the Casper Star Tribune on November 4, 2023;
2. October 17, 2023 Executive Session No. 1;
3. October 17, 2023 Executive Session No. 2; and,
4. October 24, 2023 Special Council Meeting, as published in the Casper Star Tribune on November 4, 2023;

Councilor Sutherland abstained from voting on Item 3.A.2. Motion passed.

4. APPROVAL OF GENERAL BILLS & CLAIMS

Moved by Councilor Pollock, seconded by Councilor Haskins to, by minute action, approve payment of the November 7, 2023, general bills and claims, as audited by City Manager Napier. Motion passed.

<u>General Bills & Claims 11/07/23</u>		
307Shrdng	Services	75.00
6HGroup	Goods	861.20
71Const	Goods	13,094.94
ADeniz	Reimb	247.57
AHolman	Reimb	10.68
AMartinez	Reimb	206.66
ASundell	Reimb	154.50
AAALndscpng	Services	6,867.42
AccntPckgng	Goods	2,769.66
Airgas	Goods	3,132.16
AirInnvtns	Services	642.50
AllAmrcnSprts	Goods	2,493.92
AllncElctrc	Services	4,787.15

AllntInsrnc	Services	794.89
AllTrees	Services	500.00
Alsco	Services	2,658.02
AMBI	Services	1,631.93
AmrTech	Services	46,520.44
AmrcnTitle	Goods	375.00
AT&T	Services	34,565.03
AtIntcElectrc	Services	1,737.60
Atlas	Goods	6,261.99
Atmtn&Elctrncs	Services	24,792.50
AyresAssoc	Services	9,388.82
BrgmEllngsn	Goods	37.82
BslnEngnrng	Services	17,553.33
BlkHillsEnrgy	Utilities	12,537.42
BlkmnPrpn	Goods	437.93
BrntagPac	Goods	34,221.81
Brian'sGoTo	Services	281.52
BrdRchHlth&Wellness	Services	375.00
BdgtBlndsOfCspr	Goods	268.00
Brns&McDnlEngnrng	Services	13,746.68
CRickett	Reimb	63.58
CptlBusnsSystem	Services	61.80
CarusCorp	Goods	10,098.00
CsprBldngSystems	Services	622,985.56
CsprNCHealth	Services	143,750.01
CsprStrTrb	Services	315.52
CsprTire	Services	3,345.00
CsprVtrnry	Services	448.38
CWRWS	Goods	967,519.12
CntryLnk	Utilities	15,799.70
CH2MHill	Services	15,917.85
ChlkButtesLndscpng	Services	251.90
ChpmnVldz&Lnsng	Services	2,000.00
CtyCspr	Services	668,425.79
CivilEngnrng	Services	35,742.81
CMITeco	Services	60,723.93
CommTech	Services	1,450.32

CmprsnLeasng	Services	6,334.00
CnsnsCldSltns	Services	197.06
Cnvrng	Goods	64,363.30
CoreMain	Goods	764.48
CowboySplyHse	Goods	343.41
CPSDstrbtrs	Goods	224.13
CrimeScnInfo	Services	122.00
CrwnCnstrctn	Services	115,192.25
CrumElctrcSply	Goods	4,587.56
CurryGrageDoor	Services	5,237.50
DFinn	Reimb	130.49
DlcoInd	Goods	155.00
DKpnr	Services	24,033.77
Datamrs	Services	2,952.36
DckrAuto	Services	451.14
DnvrIndstrlPmps	Goods	272.00
DscentDoors-Garage	Services	3,298.73
DLTSltns	Services	6,360.40
DPCIndstrs	Goods	26,216.87
EatonSlS&Svc	Services	501.69
EcnmcDvlpmnt	Services	111,534.25
EdgEngnrng	Services	780.00
EnrgyLabs	Services	5,905.00
EngnrngDsgn	Services	337.50
ESOSltns	Goods	2,607.46
ExpSvcs	Services	17,121.32
FlsbrgHolt&Ullevig	Services	2,918.42
FrgsnEnt	Goods	4,434.60
FIB	Goods	81.00
FlyCsprAlnc	Services	50,000.00
FtClnsWhlslNrsry	Goods	6,784.00
Galloway&Co	Services	4,787.50
Galls	Goods	1,344.68
GHPhippsWyo	Services	208,215.88
GloblSpctrm	Services	74,537.47
Grngr	Goods	36.72
GrrrMotr	Services	1,102.21

Hach	Goods	301.40
HrdlnEquip	Services	2,460.63
HDREngnrng	Services	16,538.80
Hillhse	Goods	148.76
Hollnd&Hart	Services	1,500.00
Homax	Goods	97,461.67
HonnenEquip	Services	2,076.52
HydroOptmztn	Services	783.00
IHill	Reimb	34.88
IME	Services	855.30
Instltn&Svc	Services	348,462.71
IntrwstPaper	Services	2,016.57
ITCElctrel	Services	896.40
JDCInvstgtns	Services	3,650.00
JonasSftwr	Services	349.00
KCline	Reimb	150.00
KHaymond	Reimb	150.00
KOwens	Reimb	45.00
KtlThorstenson	Services	65,308.36
Kinsco	Goods	6,310.48
KnfRvr	Goods/Services	27,880.25
KncklDrgrTctics	Services	2,332.00
Kone	Services	28,740.00
LFritzler	Reimb	42.00
LIselin	Reimb	154.99
LWood	Reimb	150.00
LawsnPrdcts	Services	900.00
Lisa'sSpcNSpn	Services	420.00
LbrctnEngnrs	Goods	736.76
MtrnFarnier	Goods	4,150.00
MchlsFence	Goods	100.00
MLAuto	Services	518.00
MoblCncrte	Goods	514.00
MonsnJntrlSrvc	Services	5,469.16
MotorlaSltns	Services	9,457.67
MtnAlrmFire&Scrty	Services	341.65
MtnStsPipe	Goods	17,845.51

NCHOJ	Services	13,205.10
NCSO	Services	7,500.00
Norco	Goods	1,202.44
NWstContr	Goods	2,116.46
NtchSpelts	Goods	2,291.36
OneCall	Services	63.75
OvrHeadDr	Services	1,069.86
PaceAnlytelSrvcs	Services	625.00
Pedens	Goods	3,848.92
Pepsi	Goods	808.30
PtrbltOfWyo	Services	5,221.05
PinnclCnstrctn	Services	11,641.25
PstlPros	Services	7,910.48
PwrSrvc	Services	260.00
RGrauberger	Reimb	150.00
RapidFirePrctcn	Services	11,810.00
RckyMtnAirSltns	Goods	4,363.47
RckyMtnPwr	Utilities	270,495.41
RckyMtnFireSystms	Services	203.08
RootrSwr	Services	4,638.18
SJohnston	Goods	100.00
SKeegan	Reimb	415.44
Sawyer	Services	301.94
SheetMtlSpelts	Services	4,592.00
ShrwnWlms	Goods	44.57
ShoshneDstrbtng	Goods	1,124.50
SkylneRnchs	Services	200.82
Smrsh	Services	2,181.40
StOfWyo	Services	3,591.67
StatelineNo7	Services	29,483.85
SummitElectrc	Services	1,397.39
SummitFire&Scrty	Services	3,146.92
SWI	Services	655.33
SolidWstAssoc	Dues	245.00
TCane	Reimb	150.00
TEdwards	Reimb	1,295.98
TheWash	Services	9.96

ThomsnReutrs	Goods	865.71
TopOffc	Goods	352.45
TwnOfBarNunn	Goods	109.55
TretoCnstrctn	Services	479,275.68
TriStTrk&Eqpmnt	Services	24,461.58
VrznWrsls	Services	2,568.73
VoiancLanguageSrvc	Services	103.32
VRC	Services	551.89
WBeer	Reimb	114.18
Wamco	Services	1,100.00
WtrTech	Goods	21,471.23
WstrnBusSoltns	Services	700.00
WstrnSign&Design	Services	1,001.00
WWCEngnrng	Services	2,661.50
WstLndPrk	Services	1,638.25
WH	Services	6,897.90
WndrvrEnvrnmntlSltns	Services	10,424.03
WLCEngnrng	Services	56,614.15
WyoDOT	Services	640.51
WyoMchnry	Refund	27,237.97
WyoWtrQuality&Pollutn	Services	1,125.00
Xerox	Goods	196.96
YamahaMtrFinance	Goods	5,250.00
Total		5,240,168.45

5. BRIGHT SPOTS IN OUR COMMUNITY – AMERICAN LEGION POST 2 MEMORIAL

Mayor Pacheco introduced David Welch and other members of the American Legion, to discuss the American Legion Post 2 Memorial. Mr. Welch thanked all of the contributors to the memorial, including the City of Casper. He explained that the memorial displays the names of all fallen veterans who have died during their service since the Spanish American War. Mayor Pacheco thanked all members present for their service to our country.

6. EPILEPSY FOUNDATION PROCLAMATION

Mayor Pacheco invited Savannah Bottger to accept a proclamation, proclaiming November 2023 as Epilepsy Awareness Month for the City of Casper. Ms. Bottget then spoke about the impact epilepsy has had in her life and how accepting and helpful the Casper community has been to her. Mayor Pacheco thanked her for her advocacy surrounding epilepsy.

7. COMMUNICATIONS FROM PERSONS PRESENT

Speaking to Council was: Linda Crab, regarding mental health resources for homeless individuals.

8.A.1. ESTABLISH DATES OF PUBLIC HEARING

Moved by Councilor Cathey, seconded by Councilor Haskins, to, by minute action, establish November 21, 2023, as the public hearing date for:

- a. An ordinance amending Chapter 15.12 of the Casper Municipal Code, board of Examiners and Appeals, and contractor licensing; and,
- b. An ordinance approving a plat and zone change for the proposed Lower Brother Addition Subdivision.

Motion passed.

9.A. CANCEL & RE-ESTABLISH PUBLIC HEARING – ORDINANCE

Mayor Pacheco explained that staff requested that the public hearing for an ordinance for a zone change of 350 & 410 SE Wyoming Blvd be cancelled and re-established. Moved by Councilor Cathey, seconded by Councilor Bond, to cancel the public hearing for tonight and re-establish the public hearing for November 21, 2023. Councilor Gamroth abstained from voting. Motion passed.

9.B.1. PUBLIC HEARING – MINUTE ACTION

Mayor Pacheco opened the public hearing for the consideration of new Bar & Grill Liquor License No. 14 for MTB Entertainment Group LLC, dba America, located at 119 South Center Street.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated October 23, 2023; Casper Star-Tribune Proof of Publication, published on October 19th and 24th, 2023; a liquor license application filed September 22, 2023; and an affidavit of website publication, dated November 2, 2023. City Manager Napier gave a brief report, which he stated would apply to all three bar and grill liquor license public hearings tonight.

Speaking in favor of the transfer was: Pete Maxwell (speaking on this item as well as the next item for Bar & Grill Liquor License No. 15). There were no citizens to speak against the item. The public hearing was closed.

Moved by Vice Mayor Engebretsen, seconded by Councilor Bond to, by consent minute action authorize the issuance of new Bar & Grill Liquor License No. 14 for MTB Entertainment Group LLC, dba America, located at 119 South Center Street. Councilor Pollock abstained from voting. Motion passed.

9.B.2. PUBLIC HEARING – MINUTE ACTION

Mayor Pacheco opened the public hearing for the consideration of new Bar & Grill Liquor License No. 15 for MTB Entertainment Group LLC, dba Rialto, located at 100 East 2nd Street.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated October 23, 2023; Casper Star-Tribune Proof of Publication, published on October 19th and 24th, 2023; a liquor license application filed September 22, 2023; and an affidavit of website publication, dated November 2, 2023.

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

Moved by Councilor Haskins, seconded by Vice Mayor Engebretsen to, by consent minute action authorize the issuance of new Bar & Grill Liquor License No. 15 for MTB Entertainment Group LLC, dba America, located at 100 East 2nd Street. Councilor Pollock abstained from voting. Motion passed.

9.B.3. PUBLIC HEARING – MINUTE ACTION

Mayor Pacheco opened the public hearing for the consideration of new Bar & Grill Liquor License No. 16 for Old Town Family Fun, located at 301 West E Street.

City Attorney Nelson entered four (4) exhibits: correspondence from Fleur Tremel to J. Carter Napier, dated October 23, 2023; Casper Star-Tribune Proof of Publication, published on October 19th and 24th, 2023; a liquor license application filed September 28, 2023; and an affidavit of website publication, dated November 2, 2023.

Speaking in favor of the transfer was: Julie Ann Harvey, owner of Old Town Family Fun. There were no citizens to speak against the item. The public hearing was closed.

Moved by Vice Mayor Engebretsen, seconded by Councilor Bond to, by consent minute action authorize the issuance of new Bar & Grill Liquor License No. 16 for Old Town Family Fun, LLC, dba Old Town Family Fun, located at 301 West E Street. Councilor Pollock abstained from voting. Motion passed.

10.A. THIRD READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 18-23
AN ORDINANCE AMENDING SECTION 10.52.030 OF THE CASPER
MUNICIPAL CODE REGARDING DRIVING OR HAVING
CONTROL OF A VEHICLE WHILE UNDER THE INFLUENCE OF
INTOXICATING LIQUOR OR CONTROLLED SUBSTANCE.

Councilor Haskins presented the foregoing ordinance for approval and adoption on third reading. Seconded by Councilor Pollock. There was no public comment, discussion, amendments, or abstentions. Motion passed unanimously.

10.B. THIRD READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 19-23
AN ORDINANCE AMENDING CHAPTER 9.48 OF THE CASPER
MUNICIPAL CODE.

Councilor Cathey presented the foregoing ordinance for approval and adoption on third reading. Seconded by Councilor Sutherland. There was no public comment, discussion, amendments, or abstentions. Motion passed unanimously.

10.C. THIRD READING ORDINANCE

Following ordinance read:

ORDINANCE NO. 20-23
AN ORDINANCE AMENDING SECTION 17.104.170 – PARKING
AND DWELLING USE RESTRICTIONS – PERMIT, OF THE CASPER
MUNICIPAL CODE.

Councilor Gamroth presented the foregoing ordinance for approval and adoption on third reading. Seconded by Councilor Pollock. There was no public comment and no discussion.

Councilor Cathey moved to amend Section 17.104.170 by adding subparagraph F to read as follows:

F. It is unlawful to camp on or in any public property in the city of Casper, unless permitted by any person or person designated by the public entity which owns the public property or in a designated campground of the public entity. Seconded by Councilor Sutherland. Motion passed unanimously.

There were no further amendments. Mayor Pacheco then called for a vote on the ordinance as amended. Motion passed unanimously.

11. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 23-243

A RESOLUTION AUTHORIZING AN AGREEMENT WITH CROWN CONSTRUCTION, LLC, FOR THE COMPOST YARD BUILDING UPGRADES, PROJECT NO. 22-081.

RESOLUTION NO. 23-244

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH CROWN CONSTRUCTION LLC, FOR THE CASPER REGIONAL LANDFILL LEACHATE FORCE MAIN EXTENSION, PROJECT NO. 21-012B.

RESOLUTION NO. 23-245

A RESOLUTION AUTHORIZING AMENDMENT NO. 5 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. 23-246

A RESOLUTION AUTHORIZING AN AGREEMENT WITH CASPER ELECTRIC, INC., FOR THE SAM H. HOBBS WWTP MCC REPLACEMENTS, PROJECT NO. 17-081.

RESOLUTION NO. 23-247

A RESOLUTION AUTHORIZING AMENDMENT NUMBER ONE TO THE TRANSPORTATION ALTERNATIVES PROGRAM SUBRECEPIENT AGREEMENT BETWEEN THE WYOMING DEPARTMENT OF TRANSPORTATION AND THE CITY OF CASPER.

RESOLUTION NO. 23-248

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD AGREEMENT BETWEEN THE WYOMING OFFICE OF HOMELAND SECURITY AND THE CITY OF CASPER IN THE AMOUNT OF \$14,491.94.

RESOLUTION NO. 23-249

A RESOLUTION RESCINDING AND REPLACING RESOLUTION NO. 22-121 – A RESOLUTION ADOPTING THE CITY OF CASPER PARKING MANUAL AND ESTABLISHING APPLICATION FEES, PERMIT FEES, AND FINE SCHEDULES PERTAINING TO PARKING.

Councilor Bond presented the foregoing eight (8) consent resolutions for adoption. Seconded by Councilor Pollock. Councilor Cathey abstained from voting on Resolution No. 23-246. Motion passed.

12. CONSENT MINUTE ACTION

Moved by Councilor Gamroth, seconded by Councilor Bond to, by consent minute action, authorize the purchase of portable handheld radios, in the total amount of \$36,527.09, for use in the Casper Solid Waste Division. Motion passed unanimously.

13. INTRODUCTION OF MEASURES AND PROPOSALS

Councilors spoke on meetings and events they attended as well as matters of public interest. Councilor Haskins discussed her liaison meeting with Municipal Judge Martinez. She stated that Judge Martinez is on the front lines dealing with problematic homeless individuals and is asking for assistance providing bus ticket money when requested and also brought up the issue of mercy housing. She also discussed the long wait time she has seen for mental health evaluations, and asked if there are other places we could send individuals to be evaluated. City Attorney Nelson stated that the Judiciary Committee has met regarding funding for transportation services related to homeless individuals.

14. ADJOURN INTO EXECUTIVE SESSION

Mayor Pacheco stated that security had been removed from the executive session agenda. At 6:57 p.m., it was moved by Councilor Gamroth, seconded by Councilor Pollock, to adjourn into executive session to discuss matters related to litigation and land acquisition as well as an attorney-client privileged matter. Motion passed unanimously.

At 7:59, it was moved by Councilor Cathey, seconded by Councilor Pollock, to adjourn the executive session. Motion passed.

15. ADJOURNMENT OF REGULAR MEETING

Moved by Councilor Cathey to adjourn the regular Council meeting. Seconded by Councilor Haskins. Motion passed unanimously. The meeting was adjourned at 8:00 p.m.

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Fleur Tremel
City Clerk

Ray Pacheco
Mayor