

COUNCIL PROCEEDINGS  
Casper City Hall – Council Chambers  
August 5, 2014

Casper City Council met in regular session at 6:00 p.m., Tuesday, August 5, 2014. Present: Councilmen Bertoglio, Cathey, Goodenough, Hedquist, Hopkins, Powell, Sandoval, Schlager and Mayor Meyer.

Mayor Meyer led the audience in the Pledge of Allegiance.

Moved by Councilman Hopkins, seconded by Councilman Cathey, to, by minute action, approve the minutes of the July 15, 2014, regular Council meeting, as published in the Casper-Star Tribune on July 23, 2014. Passed.

Moved by Councilman Bertoglio, seconded by Councilman Powell, to, by minute action, approve payment of the August 5, 2014, bills and claims, as audited by City Manager Patterson. Passed.

Bills & Claims  
08/05/14

1stAmerTitle	Services	\$220.00
4DimensionalLighting	Projects	\$15,803.01
71Construction	Goods	\$24,205.55
A Alley	Refund	\$150.00
A Cox	Reimb	\$71.40
A Loughlin	Refund	\$11.29
A Miller	Refund	\$54.05
A Morrow	Refund	\$84.72
AAALandscaping	Services	\$5,999.04
Adbay	Services	\$3,825.00
Adecco	Services	\$8,504.10
AdvancedThermalSolutions	Services	\$3,017.01
Airgas	Goods	\$295.00
AllianceElec	Services	\$163.89
AMBI	Services	\$1,063.02
AmericanEagleCleaning	Services	\$6,237.50
AmericanTitle	Services	\$200.00
Amerigas	Goods	\$157.28
Arcadis	Services	\$17,980.22
AsbestosTechnicalServices	Services	\$3,600.00
B Governanti	Reimb	\$70.00
B Salisbury	Reimb	\$75.00
B Webster	Reimb	\$51.97
BankOfAmerica	Goods	\$259,805.95
BarDSigns	Goods	\$875.17

Bentz'sTownPump	Goods	\$25.14
BestWestern	Services	\$1,551.43
BoomtownSweeping	Services	\$2,054.60
Brenntag	Goods	\$111,957.02
Burns&McDonnellEngineering	Services	\$8,828.91
C Dolbier	Refund	\$50.19
C Gould	Reimb	\$275.78
C Harris	Refund	\$10.78
C Parker	Refund	\$27.01
C Spargue	Reimb	\$175.00
C Young	Refund	\$41.39
CAEDA	Funding	\$100,000.00
CarolinaSoftware	Services	\$700.00
Carus	Goods	\$7,524.36
Caselle	Services	\$125.00
CasperAlcovaIrrigationDist	Services	\$55,453.65
CasperElectric	Services	\$183,793.10
CasperRadioGroup	Services	\$500.00
CATC	Funding	\$163,304.00
Centurylink	Services	\$5,768.76
ChallengerHoldings	Refund	\$184.05
ChamberofCommerce	Goods	\$10,500.00
Charter	Services	\$450.00
CivilEngineeringProf	Projects	\$24,842.35
CNICHealthSolutions	Services	\$74,952.40
Coban	Services	\$275.00
CollectionCenter	Services	\$391.01
CommTech	Goods	\$686.00
CommunityActionPartnership	Funding	\$72,791.50
Comtronix	Services	\$673.85
ConcreteConservation	Services	\$23,143.55
CowdinCleaning	Services	\$44.10
CrimeSceneInfo	Services	\$86.25
D Blair	Refund	\$27.20
D Boomsma	Reimb	\$100.00
D Courtade	Reimb	\$63.00
D Goehring	Reimb	\$100.00
D Griebel	Refund	\$50.63
D Griswold	Reimb	\$456.07
D Lipp	Refund	\$59.16
D Minton	Refund	\$50.00
D Steinke	Reimb	\$43.68
DaleBuckinghamArchitects	Projects	\$3,488.60
DaveLodenConstruction	Projects	\$1,385.00
DavidsonFixedIncome	Services	\$13,111.94
DeckerAutoGlass	Goods	\$517.15

DeltaDental	Services	\$1,472.00
DenverIndustrialSales	Goods	\$63,704.98
DiamondVogel	Goods	\$25,979.25
DowlHKM	Services	\$25,000.00
DowntownDevelopmentAuth	Funding	\$3,000.00
DPCIndustries	Goods	\$11,360.56
DQLandService	Services	\$675.67
EconoliteControlProducts	Goods	\$164,350.00
EMBGolfCarts	Goods	\$648.09
Empco	Services	\$2,706.00
EnvironmentalCivilSolutions	Services	\$8,516.43
EvergreenTennisCourts	Projects	\$46,826.25
F Cole	Refund	\$51.83
FirstData	Services	\$5,981.39
FirstInterstateBank	Services	\$2,027.16
FirstInterstatePettyCash	Goods	\$43.65
FischerAutoBody	Services	\$10,434.58
GolderAssociates	Services	\$2,654.75
Granicus	Services	\$725.00
Greiner	Goods	\$425.00
GrizzlyExcavating	Projects	\$148,727.86
GrizzlyExvacation	Projects	\$99,206.16
GroundEngineering	Services	\$312.50
GSGArchitecture	Services	\$7,147.68
H Church	Refund	\$150.00
H Maclean	Refund	\$40.31
H Meikle	Refund	\$50.63
H Stephens	Refund	\$300.00
HarrisComputer	Services	\$1,621.00
HDR Engineering	Projects	\$783.46
HewlettPackard	Goods	\$2,096.22
HighlandParkChurch	Services	\$45.00
HighPlainsConstruction	Goods	\$64,007.68
Hitek	Services	\$81.00
Homax	Goods	\$186,332.72
IceBuilders	Projects	\$742,826.35
IrrigationTech	Services	\$3,200.00
J Bake	Reimb	\$404.00
J Gall	Reimb	\$73.79
J Hemenway	Refund	\$22.63
J Kalinowski	Refund	\$33.48
J Levin	Reimb	\$377.90
J Niegisch	Refund	\$51.12
J Proudfoot	Reimb	\$500.00
J Quelch	Refund	\$75.00
J Williams	Reimb	\$162.96

J Wolfe	Reimb	\$20.00
JKCEngineering	Services	\$3,645.00
JSchoenwolf	Reimb	\$75.00
JTLGroup	Services	\$3,201.16
K Buchholz	Reimb	\$93.92
K Crowell	Reimb	\$57.33
K Hallock	Reimb	\$149.99
K King	Reimb	\$570.35
K May	Reimb	\$213.09
KubwaterResources	Goods	\$4,839.01
L Medoff, PH.D	Services	\$1,200.00
LaborReady	Services	\$3,404.53
LegalAssitantsWy	Services	\$65.00
LifetimeInsulation	Goods	\$4,306.80
M Dominguez	Refund	\$6.76
M Prevish	Refund	\$26.15
M Solko	Refund	\$170.00
Mastercard	Services	\$4,415.71
McMurryReadyMix	Goods	\$884.00
Motorola	Goods	\$5,029.97
N Kaiser	Reimb	\$39.37
N Lange	Reimb	\$75.00
N Putnam	Refund	\$51.34
NC Clerk	Services	\$528.00
NC HealthDept	Funding	\$50,000.00
NC Library	Funding	\$275,000.00
NC Treasurer	Tax	\$249.07
NCHallofJustice	Services	\$36,876.75
NCSheriffsOffice	Funding	\$7,500.00
NebraskaDMV	Goods	\$3.00
NelsonEngineering	Services	\$8,754.00
NevesUniforms	Goods	\$2,291.83
NicolaysenMuseum	Funding	\$378.00
NixSigns	Goods	\$25,102.00
PaceConstruction	Goods	\$179.98
Paciolan	Services	\$47,000.00
ParamountConstruction	Projects	\$25,360.85
Pepsi	Goods	\$132.80
PhippsConst	Projects	\$41,484.00
PolishedConcrete	Services	\$19,350.00
PopeConstruction	Projects	\$101,223.90
PostalPros	Services	\$11,176.01
Pubworks	Goods	\$49,625.00
QqestSoftware	Services	\$9,479.00
R Drury	Refund	\$21.04
R Guidry	Refund	\$41.78

R Hieb	Reimb	\$88.00
R Soyebo	Refund	\$36.94
R Young	Reimb	\$45.01
RenewableEarthMaterials	Goods	\$5,391.75
ResourceStaff	Services	\$164.26
RockyMtnPower	Services	\$274,815.97
S Chaney	Reimb	\$66.00
S Daley	Reimb	\$151.18
S Dobson	Reimb	\$26.24
S Harker	Refund	\$53.07
S Nelson	Reimb	\$73.77
S Pucillo	Refund	\$50.63
S Schulte	Reimb	\$379.00
ShoshoneDistributing	Goods	\$970.00
SkylineRanches	Services	\$379.99
Smarsh	Services	\$1,921.50
SourceGas	Services	\$26,054.44
StarTribune	Services	\$4,724.52
SuperSuds	Services	\$8.00
Sysco	Goods	\$2,622.23
T Elkins	Refund	\$300.00
T Holman	Reimb	\$73.50
Terracon	Goods	\$3,219.00
TESInc	Projects	\$40,234.50
TownofMills	Refund	\$724.43
TownSquareMedia	Services	\$1,933.50
TriMountainHomes	Refund	\$13.48
TurnkeyServices	Services	\$4,280.60
UPS	Services	\$15.92
UrgentCare	Services	\$3,654.00
UtilityBillSolutions	Services	\$1,330.00
Verizon	Services	\$5,022.84
VisionServicePlan	Services	\$1,121.76
W Bohman	Reimb	\$955.19
W Gonzales	Reimb	\$73.79
W Humphrey	Refund	\$87.02
WERCSCcommunications	Services	\$508.14
WesternEnergyFab	Refund	\$179.25
WesternPlainsLandscaping	Services	\$7,519.50
WesternWaterConsult	Services	\$11,875.77
WestlandPark	Services	\$2,346.57
WestPlainsEngineering	Services	\$1,565.00
WhitesBuffaloSportingGoods	Goods	\$865.54
WilliamsPorterDay	Services	\$200.00
WolfGang	Services	\$3,833.33
WorthingtonLenhart&Carpenter	Services	\$35,897.77

WyattElec	Services	\$11,900.00
WyDEQ	Services	\$5,516.71
WyDivisionCriminalInvestigation	Services	\$78.00
WYDOT	Services	\$2,789.25
X Walton	Refund	\$19.38
Z Vancoillie	Refund	\$36.78
		\$4,068,860.33

Mayor Meyer opened the public hearing for the consideration of the transfer of Retail Liquor License No. 2 from GMRI, Inc., to Red Lobster Hospitality LLC, located at 5010 East 2<sup>nd</sup> Street.

City Attorney Luben entered three (3) exhibits, and City Manager Patterson provided a brief report.

Speaking in support was Brian Proffitt and Jason Ruzick, both of Red Lobster Hospitality LLC, and Pat Sweeney, 123 West “E” Street.

There being no others to speak for or against the issues involving Retail Liquor License No. 2, the public hearing was closed.

Moved by Councilman Powell seconded by Councilman Cathey, to, by minute action, authorize the transfer of Retail Liquor License No. 2. Passed.

The following ordinances were considered, on third reading, by consent agenda.

ORDINANCE NO. 17-14

AN ORDINANCE APPROVING A REPLAT CREATING WOLF CREEK EIGHT, A SUBDIVISION AGREEMENT, AND ZONE CHANGE OF LOTS 17 AND 18 IN THE WOLF CREEK EIGHT ADDITION IN THE CITY OF CASPER, WYOMING.

WHEREAS an application has been made to vacate and replat Lots 10 and 11, and Talon Drive, Mountain Plaza Addition No. 6, to create the Wolf Creek Eight Addition; and,

WHEREAS an application has been made to rezone proposed Lots 17 and 18 in the Wolf Creek Eight Addition from zoning classifications PUD (Planned Unit Development) and R-4 (High Density Residential) to entirely R-4 (High Density Residential); and,

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

WHEREAS, the proposed replat and rezoning requires approval by ordinance, following a public hearing; and,

WHEREAS, after a public hearing held May 27, 2014, the City of Casper Planning and Zoning Commission passed a motion recommending that City Council approve the replat, and zone change requests; and,

WHEREAS, the governing body of the City of Casper finds that the above described zone change, replat and the Wolf Creek Eight Subdivision Agreement should be approved.

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

SECTION 1:

The replat of Lots 10 and 11, and Talon Drive, Mountain Plaza Addition No. 6, creating Wolf Creek Eight, and the Wolf Creek Eight Subdivision Agreement, are hereby approved, and the Mayor is hereby authorized and directed to execute, and the City Clerk to attest said agreement.

SECTION 2:

The zone change of Lots 17 and 18 in the Wolf Creek Eight Addition from PUD (Planned Unit Development) and R-4 (High Density Residential) to entirely R-4 (High Density Residential) 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 1<sup>st</sup> reading the 1<sup>st</sup> day of July, 2014.

PASSED on 2<sup>nd</sup> reading the 15<sup>th</sup> day of July, 2014.

PASSED, APPROVED AND ADOPTED on 3<sup>rd</sup> and final reading the 5<sup>th</sup> day of August, 2014.

ORDINANCE NO. 19-14

AN ORDINANCE APPROVING THE VACATION AND REPLAT OF TRACTS A, B, AND C, HERITAGE HILLS ADDITION NO. 2 TO CREATE THE HERITAGE HILLS ADDITION NO. 3, AND APPROVING THE SUBDIVISION AGREEMENT FOR THE PROPOSED HERITAGE HILLS ADDITION NO. 3

WHEREAS, Gaddis Custom Building, LLC has applied to vacate and replat 13.98 -acres, described as Tracts A, B, and C, Heritage Hills Addition No. 2, to create the Heritage Hills Addition No. 3; and,

WHEREAS, the City of Casper Planning and Zoning Commission recommended that the Council approve the vacation and replat creating the Heritage Hills Addition No. 3 following a public hearing on May 27, 2014.

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

WHEREAS, because the vacation and replat involves public streets, it requires approval by ordinance following a public hearing; and,

WHEREAS, the governing body of the City of Casper finds that the vacation and replat creating the Heritage Hills Addition No. 3, and the Heritage Hills Addition No. 3 Subdivision Agreement 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 Heritage Hills Addition No. 3 Subdivision Agreement.

**SECTION 2:**

The vacation and replat of Tracts A, B, and C, Heritage Hills Addition No. 2 to create the Heritage Hills Addition No. 3 is hereby approved under the terms and conditions of the Heritage Hills Addition No. 3 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 1<sup>st</sup> reading the 1<sup>st</sup> day of July, 2014.

PASSED on 2<sup>nd</sup> reading the 15<sup>th</sup> day of July, 2014.

PASSED, APPROVED AND ADOPTED on 3<sup>rd</sup> and final reading the 5<sup>th</sup> day of August, 2014.

Councilman Hopkins presented the two (2) foregoing consent agenda ordinances for adoption, on third reading. Seconded by Council Powell. Passed.

Following ordinance read:

**ORDINANCE NO. 21-14  
AN ORDINANCE AMENDING CHAPTER 2.60 OF THE  
CASPER MUNICIPAL CODE.**

Councilman Schlager presented the foregoing ordinance for approval, on first reading. Seconded by Councilman Hopkins.

City Attorney Luben provided a report on both Ordinance No. 21-14 and 22-14. City Attorney Luben answered many questions posed by the Council. Councilmen Goodenough, Hedquist, and Sandoval voted nay. Passed.

Following ordinance read:

ORDINANCE NO. 22-14  
AN ORDINANCE AMENDING CHAPTER 2.64 OF THE  
CASPER MUNICIPAL CODE.

Councilman Hopkins presented the foregoing ordinance for approval, on first reading. Seconded by Councilman Bertoglio.

City Attorney Luben restated the purpose of this ordinance. Moved by Councilman Bertoglio, seconded by Councilman Cathey, to amend the ordinance by requiring a two-thirds majority vote of all members to refer an alleged case to an independent hearing officer. Motion to amend the ordinance passed. After further discussion, Council voted to pass the ordinance as amended, on first reading. Councilmen Goodenough, Hedquist, and Sandoval voted nay. Passed.

Following ordinance read:

ORDINANCE NO. 23-14  
AN ORDINANCE AMENDING CERTAIN SECTIONS  
OF TITLE 6 OF THE CASPER MUNICIPAL CODE  
PERTAINING TO PERMISSIBLE OFF-LEASH AREAS.

Councilman Bertoglio presented the foregoing ordinance for approval, on first reading. Seconded by Councilman Schlager.

City Manager Patterson provided a brief report. Passed.

Following resolution read:

RESOLUTION NO. 14-202  
A RESOLUTION ADOPTING PRIORITIES FOR USE OF  
THE OPTIONAL 1%#15 SALES TAX AND  
COMMITTING SALES TAX FUNDS TO SAID  
PRIORITIES.

Councilman Bertoglio presented the foregoing resolution for adoption. Seconded by Councilman Schlager.

Assistant City Manager Witko provided a brief report. Passed.

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 14-201  
A RESOLUTION RESCINDING RESOLUTION NO. 13-  
220 AND AUTHORIZING A LEASE AGREEMENT  
WITH MOUNTAIN SPORTS FOR OPERATION OF A  
SKI EQUIPMENT RENTAL OPERATION AT  
HOGADON SKI AREA.

RESOLUTION NO. 14-203

A RESOLUTION AUTHORIZING A CONTRACT WITH API SYSTEMS INEGRATORS TO PROVIDE A CLEAN AGENT FIRE SUPPRESSION SYSTEM FOR THE INFORMATION TECHNOLOGY SERVER ROOM.

RESOLUTION NO. 14-204

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SUBLEASE AGREEMENT WITH THE AMOCO REUSE AGREEMENT JOINT POWERS BOARD FOR REAL PROPERTY LOCATED WITHIN THE PLATTE RIVER COMMONS AND TO RESCIND RESOLUTION NO. 14-176.

RESOLUTION NO. 14-205

A RESOLUTION APPROVING A CONSENT FOR CHANGE OF POINT OF DIVERSION OF WATER ON THE STROUD DITCH FOR EAST ELKHORN RANCH, LLC.

RESOLUTION NO. 14-206

A RESOLUTION APPROVING A NATRONA COUNTY PLAT, "CAN DO SIMPLE SUBDIVISION", A SUBDIVISION OF A PORTION OF THE E1/2E1/2, SECTION 20, TOWNSHIP 34 NORTH, RANGE 79 WEST, SIXTH PRINCIPAL MERIDIAN, NATRONA COUNTY, WYOMING.

RESOLUTION NO. 14-207

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH K&K SIDING AND EXTERIORS, INC.

RESOLUTION NO. 14-208

A RESOLUTION AUTHORIZING A CHANGE ORDER NO. 1 WITH CASPER ELECTRIC, INC., FOR A PRICE INCREASE AS PART OF THE POPLAR STREET AND MIDWEST AVENUE/KING BOULEVARD TRAFFIC SIGNAL PROJECT.

RESOLUTION NO. 14-209

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH WWC ENGINEERING, INC., FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE ROBERTSON ROAD TRAIL EXTENSION.

RESOLUTION NO. 14-210

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH WLC ENGINEERING, SURVEYING, AND PLANNING, FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE OLD YELLOWSTONE PEDESTRIAN BRIDGE, PATHWAY AND PAVILLION.

RESOLUTION NO. 14-211

A RESOLUTION AUTHORIZING A CONTRACT FOR OUTSIDE-CITY WATER AND SEWER SERVICE WITH GRANITE PEAK DEVELOPMENT, LLC, CASPER CRUDE TO RAIL, LLC, AND CTRAN, LLC.

RESOLUTION NO. 14-212

A RESOLUTION AUTHORIZING AN OUTSIDE-CITY WATER SERVICE CONTRACT WITH KEVIN KALIES, TRACT 13, ROCKY MOUNTAIN PACKING SUBDIVISION.

Councilman Hopkins presented the foregoing eleven (11) resolutions for adoption. Seconded by Councilman Schlager. Passed.

Moved by Councilman Bertoglio, seconded by Councilman Powell, to, by minute action, reject the bid from Rocky Mountain Excavating, Inc., for the Casper Events Center Refrigerant Ice Floor – bid package 2 project.

City Manager Patterson provided a brief report. Councilman Sandoval voted nay. Passed.

Moved by Councilman Powell, seconded by Councilman Bertoglio, to, by minute action, appoint Glenn Januska to an unexpired term ending June 30, 2016, to the Natrona County Travel and Tourism Council.

City Manager Patterson provided a brief report. Councilman Goodenough voted nay and Councilman Hedquist abstained from voting. Passed.

Moved by Councilman Hopkins, seconded by Councilman Cathey, to, by consent minute action, authorize the discharge of uncollectible accounts receivables balances in the amount of \$5,223.84; authorize the purchase of one John Deere 1550 Terrain Cut mower from Stotz Equipment, Casper, Wyoming, in the amount of \$16,238.33; authorize the purchase of one John Deere 1600 Turbo Series II Mower from Stotz Equipment, Casper, Wyoming, in the amount of \$48,752.24; authorize the purchase of one Redexim VertiDrain 7416 Deep Tine Aerator from Stotz Equipment, Casper, Wyoming, in the amount of \$22,895; authorize the sole source purchase of six snow guns from Snow Machines Inc., Midland, Michigan, in the amount not to exceed \$160,000; appoint Vincent Crolla to an unexpired term ending December 31, 2016, to the Historic Preservation Commission; appoint Jennifer Rohrer to an unexpired term ending

December 31, 2015, to the Central Wyoming Senior Services Board; reappoint Dave Dovala to an additional 3 year term ending December 31, 2016, to the Civil Service Commission; and appoint Dr. Michael Miller to the Community Action Partnership of Natrona County Board of Directors to an Unexpired Term Ending June 30, 2018. Passed.

Individuals addressing the Council were: Deb Cheatham, 120 East 15<sup>th</sup> Street, regarding the Council code of ethics and removal from office ordinances as well as appointment policies; Donna Fox, 2261 Garden Creek Heights, regarding water quality and development issues with Hogadon; Kim Holloway, 2068 South Cedar, regarding public input on first reading ordinances; and Pat Sweeney, 123 West "E" Street, regarding the Council code of ethics and removal from office ordinances as well as the optional 1%#15 funding.

Mayor Meyer noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, August 12, 2014, in the Council's meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, August 19, 2014, in the Council Chambers.

Moved by Councilman Bertoglio, seconded by Councilman Schlager, to, by minute action adjourn. Passed.

The meeting was adjourned at 7:50 p.m.

ATTEST:

CITY OF CASPER, WYOMING  
A Municipal Corporation

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V. H. McDonald  
City Clerk

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Paul L. Meyer  
Mayor