

COUNCIL PROCEEDINGS
Casper City Hall – Council Chambers
May 20, 2014

Casper City Council met in regular session at 6:00 p.m., Tuesday, May 20, 2014. Present: Councilmen Bertoglio, Cathey, Goodenough, Hedquist, Hopkins, Powell, Sandoval, and Schlager. Absent: Mayor Meyer.

Moved by Councilman Cathey, seconded by Councilman Sandoval, to, by minute action, excuse the absence of Mayor Meyer. Passed.

Mayor Pro Tem Powell led the audience in the Pledge of Allegiance.

Moved by Councilman Hopkins, seconded by Councilman Schlager, to, by minute action, approve the minutes of the April 29, 2014, informal Council meeting, as published in the Casper-Star Tribune on May 12, 2014. Councilman Hedquist abstained, all others voted aye. Passed.

Moved by Councilman Bertoglio, seconded by Councilman Schlager, to, by minute action, approve the minutes of the May 6, 2014, regular Council meeting, as published in the Casper-Star Tribune on May 17, 2014. Councilman Hedquist abstained, all others voted aye. Passed.

Moved by Councilman Hopkins, seconded by Councilman Cathey, to, by minute action, approve payment of the May 20, 2014, bills and claims, as audited by City Manager Patterson. Passed.

Bills & Claims
05/20/14

A Bhutto	Reimb	\$490.11
A Henderson	Refund	\$16.06
A Lantis	Reimb	\$295.05
A Nelson	Reimb	\$204.20
A Rutz	Refund	\$50.85
AAALandscaping	Services	\$1,161.50
Adecco	Services	\$1,477.78
AdvancedThermalSolutions	Services	\$532.00
AlliantInsurance	Services	\$100.00
Alluretech	Services	\$42.00
AMBI	Services	\$979.33
AmericanEagleCleaning	Services	\$2,150.00
AmericanLinen	Services	\$384.90
Amerigas	Goods	\$128.46
BankOfAmerica	Goods	\$204,368.49
BigHornRoofing	Services	\$87.77
C Cloud	Refund	\$92.16
C Eitel	Refund	\$18.39
C Elm	Refund	\$57.69

CAEDA	Funding	\$100,000.00
CanDoCompany	Refund	\$111.72
Caselle	Services	\$125.00
CBSConstructors	Projects	\$33,915.00
Centurylink	Services	\$24,653.11
ChamberofCommerce	Funding	\$84,848.00
CHDiagnostic	Services	\$2,525.00
Chromascape	Goods	\$11,585.65
CityTowing	Services	\$85.00
CivilEngineeringProf	Projects	\$6,775.25
ClerkCircuitCourt	Services	\$408.71
CommTech	Goods	\$2,273.00
ComputerPros	Goods	\$265.99
Comtronix	Services	\$647.85
CrawfordLaw	Services	\$780.00
DaleBuckinghamArchitects	Projects	\$3,593.99
DaveLodenConstruction	Projects	\$19,525.75
Dell	Goods	\$748.24
DeltaDental	Services	\$22,899.60
DowntownDevelopmentAuth	Funding	\$776.72
EconoliteControlProducts	Goods	\$11,250.43
F Tremel	Reimb	\$332.04
FehrPeers	Projects	\$30,156.04
FirstData	Services	\$656.12
FirstInterstatePettyCash	Goods	\$1,512.11
FoodSvcs	Goods	\$71.74
G Marsh	Fees	\$8,602.20
GBSBenefits	Services	\$1,000.00
GobleSampson	Services	\$314.32
GolderAsoc	Services	\$16,395.31
GSGArchitecture	Services	\$15,697.80
Hein-Bond	Services	\$24,088.02
HewlettPackard	Goods	\$5,274.73
Homax	Goods	\$47,327.13
ISC	Services	\$964.21
ITCElec	Services	\$748.59
J Scott	Refund	\$36.94
K Knopik	Reimb	\$256.38
K Kraft	Reimb	\$140.00
KCWY-TV	Services	\$442.00
Kiwanis	Services	\$175.00
L Fleetwood	Reimb	\$75.00
LaborReady	Services	\$2,681.70
Lillard&Clark	Projects	\$464,561.00
LINA	Services	\$314.94
LongBuildingTech	Services	\$27,434.70

M Amick	Reimb	\$50.85
Manpower	Services	\$1,961.21
Mastercard	Services	\$942.40
McMurryReadyMix	Refund	\$580.00
MidCenturyInsurance	Refund	\$130.65
ModernElectric	Services	\$416.25
MorrisonMaierle	Projects	\$42,869.74
Motorola	Goods	\$85,336.40
MSpaulding	Reimb	\$348.00
MurdockLaw	Services	\$500.00
N Rennich	Reimb	\$71.93
NatCountyClerk	Services	\$219.00
NatlAllianceDrugEndangeredChildren	Services	\$3,000.00
NatlDevelopmentCouncil	Services	\$833.33
NBSBenefits	Services	\$421.85
NelsonEngineering	Services	\$17,324.25
NevesUniforms	Goods	\$275.80
NewcomTechnologies	Services	\$16,712.00
NewDawnTechnologies	Services	\$2,450.00
OneCallofWy	Services	\$707.25
P Abrams	Reimb	\$131.00
P Brooker	Services	\$900.00
PeaksToPlainsDesign	Services	\$2,103.65
PepperTank	Goods	\$800.00
Pepsi	Goods	\$453.10
PostalPros	Services	\$12,164.16
R Ogden	Reimb	\$93.00
RegionalWater	Services	\$253,099.69
ResourceStaff	Services	\$762.14
RockyMtnPower	Services	\$70,437.35
S Griffith	Refund	\$750.00
S Groenwald	Refund	\$75.00
S Nelson	Reimb	\$279.01
S Nunn	Reimb	\$105.52
S Schell	Reimb	\$348.00
SeniorPatientAdvocates	Services	\$900.00
StandingTall	Services	\$4,043.93
StantecConsult	Projects	\$11,798.50
StarTribune	Services	\$1,798.48
StellarProgramming	Services	\$247.50
SummitRoofing	Services	\$1,650.00
SuperiorStructures	Goods	\$6,420.35
SuperiorTramway	Services	\$332.56
SuperSuds	Services	\$110.32
Sysco	Goods	\$1,324.30
T Cutrell	Reimb	\$1,316.25

T Gardner	Refund	\$49.16
T Wilson	Services	\$3,245.04
Terracon	Goods	\$2,235.00
ThatcherCo	Goods	\$7,360.32
Tragedy&Triumph	Services	\$152.50
TretoConstruction	Projects	\$9,000.00
UrgentCare	Services	\$60.00
Verizon	Services	\$2,201.94
VermeerSales	Goods	\$4,310.30
W Roberts	Reimb	\$156.31
WardwellWater	Services	\$14.00
Waters&SonCosntruction	Services	\$1,683.50
WaterTechnologyGroup	Services	\$14,426.16
Waterworks	Goods	\$650.00
WesternMedical	Services	\$4,481.00
WesternPlainsLandscaping	Services	\$91,007.20
WesternWaterConsult	Services	\$28,376.75
WestPlainsEngineering	Services	\$2,447.50
WilliamsPorterDay	Services	\$4,626.00
WirelessAdvancedComm	Goods	\$105.00
WolfGang	Services	\$3,833.33
WorthingtonLenhart&Carpenter	Services	\$206.25
WrightBrothers	Projects	\$89,501.48
WYAssocFire	Services	\$280.00
WyConferenceMuniCourts	Services	\$330.00
WyDeptEmployment	Services	\$9,317.88
WyDeptRevenue	Taxes	\$20,524.54
WYDOT	Services	\$1,080.11
WyMachinery	Goods	\$582.40
Z Szekely	Services	\$742.40
		\$2,040,269.56

Mayor Pro Tem Powell opened the public hearing for the consideration of the adoption of the 2014 National Electrical Code.

City Attorney Luben entered two (2) exhibits, and City Manager Patterson provided a brief report.

Speaking in opposition was: Pat Sweeney, 123 West "E" Street. Doug Barrett, City of Casper Building and Code Enforcement Manager, answered questions presented by the Council. There being no others to speak for or against the issues involving the National Electrical Code, the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 12-14
AN ORDINANCE AMENDING CERTAIN SECTIONS OF
CHAPTER 15.28 OF THE CASPER MUNICIPAL CODE, AND
ADOPTING THE 2014 EDITION OF THE NATIONAL
ELECTRICAL CODE

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

Mayor Pro Tem Powell opened the public hearing for the consideration of the zone change of Lot 5, The Heights Addition No. 2

City Attorney Luben entered two (2) exhibits, and City Manager Patterson provided a brief report.

Speaking in support was: Dan Guerttman, 1300 Venture Way. There being no others to speak for or against the issues involving the National Electrical Code, the public hearing was closed.

Following ordinance read:

ORDINANCE NO. 13-14
AN ORDINANCE APPROVING A ZONE CHANGE OF
LOT 5, THE HEIGHTS ADDITION NO. 2, AND A 64.36
-ACRE PORTION OF SE1/4SW1/4, SECTION 8, T33N,
R78W, 6TH P.M., NATRONA COUNTY WYOMING,
FROM PUD (PLANNED UNIT DEVELOPMENT) TO
AG (URBAN AGRICULTURE) TO REMOVE SAID
PROPERTY FROM THE MCMURRY BUSINESS PARK
PUD (PLANNED UNIT DEVELOPMENT).

Councilman Sandoval presented the foregoing ordinance for approval, on first reading. Seconded by Councilman Hedquist. Passed.

Mayor Pro Tem Powell opened the public hearing for the consideration of the annexation compliance with Title 15, Chapter 1, Article 4 of the Wyoming State Statutes to determine if the annexation of the Ujvary Addition complies with W.S. 15 -1 -402.

City Attorney Luben entered two (2) exhibits, and City Manager Patterson provided a brief report.

Speaking in support was Bill Ferringer, Civil Engineering Professionals, 6080 Enterprise Drive. There being no others to speak for or against the issues involving the Ujvary Addition, the public hearing was closed.

Following resolution read:

RESOLUTION NO. 14 -123
A RESOLUTION FINDING FACTS PURSUANT TO
WYOMING STATUTE 15-1-402 REGARDING THE
ANNEXATION OF THE UJVARY ADDITION

Councilman Hedquist presented the foregoing resolution for adoption. Seconded by Councilman Sandoval. Passed.

Following ordinance read:

ORDINANCE NO. 6-14
AN ORDINANCE APPROVING THE ANNEXATION,
PLAT AND ZONING FOR THE UJVARY ADDITION;
AND ALSO APPROVING THE UJVARY ADDITION
SUBDIVISION AGREEMENT

WHEREAS, the Joe and Vicki Ujvary Living Trust, dated July 28, 2006, and Jason and Ashley Ujvary have applied to annex, plat and zone as R-2 (One Unit Residential) a 2.63 -acre parcel, located in and being a portion of the SW1/4SW1/4 Section 13, T33N, R80W, 6th P.M., Natrona County Wyoming, to create the Ujvary Addition; and,

WHEREAS, a petition requesting annexation has been signed by a majority of the landowners owning a majority of the area sought to be annexed, excluding public streets and alleys and tax exempt property, and submitted said petition to the City of Casper for approval pursuant to Section 15-1-403 of the Wyoming State Statutes, as amended; and,

WHEREAS, an annexation report shall be completed in accordance with Section 15-1-402 of the Wyoming State Statutes, as amended; and,

WHEREAS, the City of Casper Planning and Zoning Commission recommended that the Council approve the annexation and plat creating the Ujvary Addition, and the zoning of the same as R-2 (One Unit Residential), following a public hearing on February 25, 2014.

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

SECTION 1:

The annexation of a 2.63 -acre parcel to create the Ujvary Addition is hereby approved and said area is included within the corporate limits of the City of Casper and all rights, privileges, and duties pertaining to such inclusion shall apply to said development and the inhabitants thereof.

SECTION 2:

The plat creating the Ujvary Addition is hereby approved.

SECTION 3:

The Subdivision Agreement between the City of Casper and the Joe and Vicki Ujvary Living Trust, dated July 28, 2006, and Jason and Ashley Ujvary for the Ujvary Addition is hereby

approved, and the Mayor is hereby authorized to execute, and the City Clerk to attest said Agreement.

SECTION 4:

The Ujvary Addition shall be zoned R-2 (One Unit Residential).

SECTION 5:

This ordinance shall, pursuant to W. S. § 15-1-408, be in full force and effect on the 21st business day following third reading approval by the City Council, and following publication.

PASSED on 1st reading the 1st day of April, 2014.

PASSED on 2nd reading the 15th day of April, 2014.

PASSED, APPROVED, AND ADOPTED on 3rd and final reading the 20th day of May, 2014.

Councilman Bertoglio presented the foregoing ordinance for adoption, on third reading. Seconded by Councilman Sandoval. Passed.

Mayor Pro Tem Powell opened the public hearing for the revision to the PUD (Planned Unit Development) Guidelines for the McMurry Business Park PUD.

City Attorney Luben entered two (2) exhibits. City Manager Patterson provided a brief report.

Speaking in favor of the PUD guidelines was Scott Sutherland, 1300 Venture Way and Dan Guerttman, 1300 Venture Way. There being no others to speak for or against the issues involving the PUD guidelines, the public hearing was closed.

Following resolution read:

RESOLUTION NO. 14-124

A RESOLUTION APPROVING VARIOUS AMENDMENTS TO THE MCMURRY BUSINESS PARK PUD (PLANNED UNIT DEVELOPMENT) GUIDELINES.

Councilman Hopkins presented the foregoing resolution for adoption. Seconded by Councilman Cathey. Councilman Goodenough voted nay. Passed.

Mayor Pro Tem Powell opened the public hearing for the consideration of the transfer of Retail Liquor License No. 22 from Wyoming Spirits, LLC to Wyoming Spirits, Inc., d.b.a. 2nd Street Liquor and Wine, located at 939 East 2nd Street.

City Attorney Luben entered two (2) exhibits, and City Manager Patterson provided a brief report.

Speaking in support was Henry Groenberg, 239 East 2nd Street. There being no others to speak for or against the issues involving Retail Liquor License No. 22, the public hearing was closed.

Moved by Councilman Cathey seconded by Councilman Hedquist, to, by minute action, authorize the transfer of Retail Liquor License No. 22. Passed.

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

ORDINANCE NO. 11-14

AN ORDINANCE AMENDING SECTION 5.08.025 OF THE CASPER MUNICIPAL CODE, PERTAINING TO ISSUANCE OF SATELLITE WINERY PERMITS.

ORDINANCE NO. 10-14

AN ORDINANCE TO CREATE CASPER MUNICIPAL CODE 15.40.085.

ORDINANCE NO. 7-14

AN ORDINANCE APPROVING A ZONE CHANGE FROM R-4 (HIGH DENSITY RESIDENTIAL) TO ED (EDUCATIONAL DISTRICT) FOR VARIOUS LOTS LOCATED WITHIN THE NATRONA COUNTY HIGH SCHOOL CAMPUS.

ORDINANCE NO. 8-14

AN ORDINANCE APPROVING THE JTL INDUSTRIAL PARK SUBDIVISION AGREEMENT AND THE FINAL PLAT OF JTL INDUSTRIAL PARK, COMPRISING 3.611 ACRES, MORE OR LESS.

ORDINANCE NO. 9-14

AN ORDINANCE APPROVING THE BME INVESTMENTS ADDITION NO. 1 SUBDIVISION AGREEMENT AND THE FINAL PLAT OF BME INVESTMENTS ADDITION NO. 1, COMPRISING 1.060-ACRES, MORE OR LESS.

Councilman Schlager presented the foregoing ordinances for adoption, on second reading, by consent agenda. Seconded by Councilman Bertoglio. Councilman Sandoval voted nay on Ordinance No. 10-14. Passed.

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 14-125

A RESOLUTION AUTHORIZING FISCAL YEAR 2013-2014 PROFESSIONAL SERVICES CONTRACT WITH CHILDREN'S ADVOCACY PROJECT, INC.

RESOLUTION NO. 14-126

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE WIND RIVER ENVIRONMENTAL QUALITY COUNCIL (WREQC) AND THE CITY OF CASPER FOR PROVIDING DISPOSAL OF SOLID WASTE.

RESOLUTION NO. 14-127

A RESOLUTION AUTHORIZING THE EXECUTION OF A GENERAL SERVICE CONTRACT AND ELECTRIC SERVICE REQUIREMENT AGREEMENT WITH ROCKY MOUNTAIN POWER FOR THE POPLAR STREET AND MIDWEST AVENUE/KING BOULEVARD TRAFFIC SIGNAL PROJECT.

RESOLUTION NO. 14-128

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH WILLIAMS, PORTER, DAY & NEVILLE, P.C., FOR LEGAL COUNSEL ASSOCIATED WITH PROVIDING PROPERLY FUNCTIONING BALERS.

RESOLUTION NO.14-129

A RESOLUTION AUTHORIZING AN AGREEMENT WITH PARAMOUNT CONSTRUCTION, INC., FOR THE METRO ANIMAL CONTROL BUILDING IMPROVEMENTS.

RESOLUTION NO. 14-130

A RESOLUTION AUTHORIZING AN AGREEMENT WITH EVERGREEN TENNIS COURTS, INC., FOR THE TENNIS COURT RESURFACING.

RESOLUTION NO. 14-131

A RESOLUTION AUTHORIZING AN AGREEMENT WITH INTERMOUNTAIN SLURRY SEAL, INC., FOR THE RECREATION FACILITIES TYPE I SLURRY SEAL PROJECT, NO. 14-25

RESOLUTION NO. 14-132

A RESOLUTION AUTHORIZING A LEASE AGREEMENT BETWEEN THE CITY OF CASPER AND NATRONA COUNTY SCHOOL DISTRICT FOR FIVE (5) PARCELS OF CITY OWNED PROPERTY LOCATED ADJACENT TO SCHOOL SITES.

RESOLUTION NO. 14-133

A RESOLUTION APPROVING AMENDMENT NO. 1 TO THE MEMORANDUM OF UNDERSTANDING DATED NOVEMBER 17, 2009 BETWEEN THE CITY OF CAPSER AND NATRONA COUNTY SCHOOL DISTRICT #1 FOR THE TEMPORARY CLOSURE OF OAKCREST AVENUE.

RESOLUTION NO. 14-134
A RESOLUTION ADOPTING THE 2014-2015 ANNUAL
ACTION PLAN, APPROVING THE PROPOSED USE
OF COMMUNITY DEVELOPMENT BLOCK GRANT
FUNDS, AND AUTHORIZING SUBMISSION OF THE
SAME TO THE U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT.

Councilman Hopkins presented the foregoing ten (10) resolutions for adoption. Seconded by Councilman Bertoglio. Passed.

Moved by Councilman Schlager, seconded by Councilman Sandoval, to, by consent minute action, authorize the purchase of one new 2-ton Cab/Chassis with Flatbed Stake Body, from Greiner Motor Company–Casper, in the amount of \$51,972; authorize the purchase of one used John Deere 2500B from Stotz Equipment, Casper, Wyoming, in the amount of \$27,292.90; reject the Re-Design 2 bid submitted for the Stuckenhoff Shooters Complex; and reject bids for the Balefill Compost Yard Building Floor. Councilman Hedquist voted nay to both items rejecting bids. Passed.

Individuals addressing the Council were: Lea Lockard, 3850 South Poplar Street, regarding the May 15th Council meeting; Pat Sweeney, 123 West “E” Street, regarding the slurry seal project; and Frank Barella, 2737 Hanway Avenue, regarding safe bicycling.

Mayor Pro Tem Powell noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, May 27, 2014, and at 7:00 a.m., Friday, May 30, 2014, in the Council’s meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, June 3, 2014, in the Council Chambers.

Moved by Councilman Hopkins, seconded by Councilman Cathey, to, by minute action adjourn. Passed.

The meeting was adjourned at 7:40 p.m.