

COUNCIL PROCEEDINGS  
Casper City Hall – Council Chambers  
March 18, 2014

Casper City Council met in regular session at 6:00 p.m., Tuesday, March 18, 2014. Present: Councilmen Bertoglio, Cathey, Goodenough, Hedquist, Hopkins, Powell, Sandoval, Schlager and Mayor Meyer.

Mayor Meyer, along with Boys Scouts from Troop 235, led the audience in the Pledge of Allegiance.

Moved by Councilman Schlager, seconded by Councilman Bertoglio, to, by minute action, approve the minutes of the March 4, 2014, regular Council meeting, as published in the Casper-Star Tribune on March 14, 2014. Passed.

Moved by Councilman Hopkins, seconded by Councilman Powell, to, by minute action, approve payment of the March 18, 2014, bills and claims, as audited by City Manager Patterson. Councilman Schlager abstained from voting on invoices pertaining to Wyoming Scenic Photography. Passed.

Bills & Claims

71 Construction	Goods	\$469.00
A Boyle	Reimb	\$1,224.00
A Elder	Refund	\$24.00
A Hubbard	Refund	\$44.74
A Sigmon	Refund	\$1,055.97
AceSandblasting	Services	\$550.00
Airgas	Goods	\$291.64
Alluretech	Services	\$126.00
AMBI	Services	\$644.84
AmericanEagleCleaning	Services	\$2,461.05
AmericanLinen	Services	\$355.41
Amerigas	Goods	\$2,795.51
AppaloosaBroadcasting	Services	\$92.00
ArtistsChoiceGallery	Funding	\$1,470.00
AT&T Media	Services	\$8.25
AT&TMobility	Services	\$26.59
AtlanticElec	Services	\$7,732.34
AutoClubIns	Refund	\$37.56
B Dybas	Refund	\$48.62
B Schroeder	Reimb	\$100.00
Balefill	Services	\$79,819.85
BankOfAmerica	Goods	\$209,924.48
BASF Corp	Goods	\$9,678.04
C Koskie	Refund	\$42.38

C Reed	Reimb	\$47.00
CarpetOne	Goods	\$20,066.20
Caselle	Services	\$125.00
CasperAmateurHockey	Funding	\$3,940.00
CasperEventsCenter	Services	\$2,700.00
CasperIceArena	Services	\$3,435.00
CasperPolice	Services	\$579.38
Centurylink	Services	\$32,558.70
CharterCommunications	Services	\$156.13
CityofCasper	Services	\$16,475.68
CityTowing	Services	\$75.00
ClinicalEvaluations	Services	\$1,747.50
CocaCola	Goods	\$15.00
CollectionCenter	Services	\$886.56
CommTech	Goods	\$833.00
ComputerPros	Goods	\$1,075.65
Comtronix	Services	\$159.00
Conoco	Goods	\$34.46
CrimeSceneInfo	Services	\$86.25
D Adams	Refund	\$49.65
D Morris	Refund	\$50.85
Dell	Goods	\$1,315.68
DeltaDental	Services	\$41,461.41
DeluxeBusinessChecks	Goods	\$66.64
DesertMtn	Goods	\$110,678.04
DowntownDevelopmentAuth	Funding	\$4,863.02
E Walters	Reimb	\$980.33
EmergencyMedPhysicians	Services	\$162.00
EnvironmentalCivilSolutions	Services	\$3,000.00
F Tremel	Reimb	\$29.10
FirstData	Services	\$2,955.52
FirstInterstateBank	Services	\$4,101.77
FirstInterstateCreditCard	Services	\$695.00
FirstInterstatePettyCash	Goods	\$98.15
FischerAutoBody	Services	\$751.10
FoxCustomHomes	Refund	\$73.60
GBS Benefits	Services	\$1,000.00
Greiner	Goods	\$39,670.00
GrizzlyExcavating	Projects	\$5,101.03
GSGArchitecture	Services	\$9,337.50
HDR Engineering	Projects	\$4,836.83
Hein-Bond	Services	\$16,625.00
HewlettPackard	Goods	\$2,230.58
Homax	Goods	\$33,710.16
HultConstruction	Refund	\$6.31
InKindSvc	Funding	\$2,309.50

ISC	Services	\$324.35
J Hatcher	Reimb	\$47.00
J Mengrum	Refund	\$54.28
J Pratt	Refund	\$47.93
J Pulsipher	Refund	\$5.40
J Wetzel	Reimb	\$47.00
J Whittler	Reimb	\$24.00
JMartinez	Reimb	\$36.15
K Suba	Reimb	\$75.00
KeepAmericaBeautiful	Funding	\$200.00
Kiwanis	Services	\$350.00
KTWO-TV	Services	\$400.00
L Banbrocklin	Refund	\$54.27
L Medoff, PH.D	Services	\$750.00
L Wollen	Reimb	\$150.00
LINA	Services	\$290.54
LiveWall	Services	\$141,675.00
M Ostendorf	Reimb	\$60.00
Mastercard	Services	\$1,634.51
MercerHouse	Refund	\$1,000.00
MortonPlumbing	Services	\$463.52
NatlDevelopmentCouncil	Services	\$833.33
NBS Benefits	Services	\$424.80
NC Clerk	Services	\$228.00
NC HealthDept	Funding	\$65,000.00
NC Library	Funding	\$149.70
NevesUniforms	Goods	\$719.20
OhlsonLavoie	Services	\$544.09
P Bertoglio	Reimb	\$693.07
ParkStreetLaw	Services	\$4,991.62
Pepsi	Goods	\$505.50
PhippsConst	Projects	\$10,100.00
PostalPros	Services	\$11,657.66
PowderRiverShredders	Services	\$180.00
QualityOffice	Goods	\$1,653.55
R Bender	Refund	\$56.98
R Christiansen	Refund	\$124.26
R Schwahn, DVM	Services	\$1,100.00
R Story	Refund	\$16.40
R Womack	Refund	\$73.29
RailroadManagement	Services	\$146.16
RealtyExec	Services	\$150.00
RegionalWater	Services	\$226,284.22
RockyMtnPower	Services	\$130,812.40
RoseLawFirm	Services	\$1,400.00
S Bizzell	Refund	\$11.33

S Daley	Reimb	\$78.72
S Jones	Reimb	\$27.49
S Nelson	Reimb	\$115.00
S Nunn	Reimb	\$413.39
StarTribune	Services	\$1,880.85
SuperSuds	Services	\$309.35
TetraTech	Services	\$675.00
TopOffice	Goods	\$166.76
TownSquareMedia	Services	\$2,004.02
US Welding	Goods	\$2,600.30
V Botkin	Refund	\$42.33
V Martinez	Reimb	\$75.00
VA Resources	Services	\$985,264.00
Verizon	Services	\$1,898.71
W Gudahl	Reimb	\$319.66
W Strand	Refund	\$10.00
WardwellWater	Services	\$14.25
WasteWaterTreatment	Funding	\$215,519.69
WERCS Communications	Services	\$1,040.53
WesternBusiness	Services	\$474.00
WesternMedical	Services	\$12,462.00
WesternWaterConsult	Services	\$19,241.74
WilliamsPorterDay	Services	\$1,967.20
WMC	Services	\$430.90
WolfGang	Services	\$3,833.33
WorthingtonLenhart&Carpenter	Services	\$4,110.00
WY ScenicPhotography	Services	\$150.00
WY Steel	Goods	\$5,744.82
WyattElec	Services	\$497.30
WyDeptRevenue	Taxes	\$7,040.31
WYDOT	Services	\$25.63
Z Winter	Reimb	\$366.00
	Total	\$2,564,519.34

Moved by Councilman Cathey, seconded by Councilman Hedquist, to, by minute action: establish April 1, 2014 as the Public Hearing Date for Consideration of new restaurant Liquor License No. 4 for Botticelli, located at 129 West 2<sup>nd</sup> Street, and the annexation of a portion of the SW1/4SW1/4 Section 13, T33N, R80W, 6<sup>th</sup> P.M., Natrona County Wyoming, to create Ujvary Addition, located at 2549 Paradise Drive, and rezoning of same from Natrona County zoning classification UMR (Urban Mixed Residential) to City zoning classification R-2 (One Unit Residential); and establish May 20, 2014 as the Public Hearing Date for Consideration of 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. Passed.

Mayor Meyer opened the public hearing for the consideration of the lease of City-owned property, with an option to buy, at 321 West Midwest Avenue, Casper, Wyoming. City Attorney

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

Speaking in favor of the sale were: Liz Becher, City of Casper Community Development Director; Josh Bake, City of Casper Urban Renewal Manager; Holly Turner, Executive Director Casper Artists' Guild, 1040 West 15<sup>th</sup> Street; and Guild Board Members, Dave Bryson and Carol Chapman.

There being no others to speak for or against the issue, the public hearing was closed.

Following resolution read:

RESOLUTION NO. 14 -52

A RESOLUTION AUTHORIZING A LEASE WITH AN OPTION TO BUY OF CITY -OWNED PROPERTY LOCATED AT LOT 2, OYD NO. 2 SUBDIVISION, AN ADDITION TO THE CITY OF CASPER, WYOMING BEING A PORTION OF THE SE1/4 NW1/4 OF SECTION 9, T33N, R79W, 6TH P.M., NATRONA COUNTY, WYOMING TO CASPER ARTIST'S GUILD, INC, FOR ECONOMIC DEVELOPMENT PURPOSES PURSUANT TO W.S. § 15- 1- 112(B)(i)(D).

Councilman Powell presented the foregoing resolution for adoption. Seconded by Councilman Hopkins. Passed.

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 14 -53

A RESOLUTION AUTHORIZING THE SOLE SOURCE PURCHASE OF LOGOS DIGITAL IMAGING SYSTEM AND SOFTWARE.

RESOLUTION NO. 14 -54

A RESOLUTION AUTHORIZING RELEASE OF LOCAL ASSESSMENT DISTRICT LIEN.

RESOLUTION NO. 14 -55

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE STATE SMALL BUSINESS CREDIT INITIATIVE /LARAMIE CONSORTIUM OF PARTICIPATING MUNICIPALITIES CERTIFICATION OF PERFORMANCE AND REPRESENTATION AND WARRANTIES FOR THE SECOND FUNDING INSTALLMENT.

RESOLUTION NO. 14 -56

A RESOLUTION PRESENTING CERTAIN FINDINGS TO THE STATE LOAN AND INVESTMENT BOARD RELATING TO A MINERAL ROYALTY GRANT APPLICATION SUBMITTED BY THE WARDWELL WATER AND SEWER DISTRICT.

RESOLUTION NO. 14 -57

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH GOLDER ASSOCIATES FOR THE CLOSED BALEFILL POST CLOSURE ENVIRONMENTAL MONITORING AND REPORTING.

RESOLUTION NO. 14 -58

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH GOLDER ASSOCIATES FOR ENVIRONMENTAL MONITORING AND REPORTING, FOR THE CASPER REGIONAL LANDFILL.

RESOLUTION NO. 14 -59

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH TERRACON, INC., FOR AIR EMISSIONS MONITORING AND REPORTING AND STORMWATER MANAGEMENT PROJECT.

RESOLUTION NO. 14 -60

A RESOLUTION AUTHORIZING AN AGREEMENT WITH WESTERN PLAINS LANDSCAPING, LLC, FOR THE LAKE MACKENSIE DOG PARK, PROJECT 12 -60.

RESOLUTION NO. 14 -61

A RESOLUTION AUTHORIZING AN AGREEMENT WITH POPE CONSTRUCTION, INC., FOR THE 2014 MISCELLANEOUS WINDOW REPLACEMENT.

RESOLUTION NO. 14 -62

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 WITH CASPER ELECTRIC, INC., FOR A TIME EXTENSION ONLY FOR AN ALTERNATE GENERATOR ENCLOSURE FOR THE CASPER SERVICE CENTER GENERATOR INSTALLATION.

RESOLUTION NO. 14 -64

A RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH WWC ENGINEERING FOR THE MIDWEST AVENUE RECONSTRUCTION PROJECT.

RESOLUTION NO. 14 -65

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH LILLARD & CLARK - WYOMING, INC., FOR THE SAM H. HOBBS WWTP HEADWORKS SCREEN REPLACEMENT PROJECT.

RESOLUTION NO. 14 -66  
A RESOLUTION APPROVING THE REPLAT CREATING THE  
CABIN CREEK ESTATES NO. 3 ADDITION.

RESOLUTION NO. 14 -67  
A RESOLUTION AUTHORIZING ACCEPTANCE OF TWO  
QUITCLAIM DEEDS FOR ALL OF LOT 22, BLOCK 2,  
BLACKMORE VISTA ADDITION NO. 4, BLOCK 2, LOTS 19,  
20,21 AND 22.

RESOLUTION NO. 14 -68  
A RESOLUTION AUTHORIZING AN AGREEMENT WITH  
PLATTE RIVER CROSSING, LLC FOR LEASING SPACE IN  
THE NERD BUILDING FOR THE NEW DISPATCH AND  
EMERGENCY OPERATIONS CENTER.

Councilman Schlager presented the foregoing fifteen resolutions for adoption. Seconded by Councilman Powell. Councilman Hedquist abstained from voting on Resolution No. 14-64. All voted aye, except Councilman Goodenough voted nay on Resolution No. 14-68, and Councilmen Bertoglio, Cathey, and Sandoval voted nay on Resolution No. 14-60. Passed.

The following resolution was not read. Instead, this item was removed from the agenda and was not acted upon during this meeting.

RESOLUTION NO. 14 -63  
A RESOLUTION AUTHORIZING A CONTRACT FOR  
PROFESSIONAL SERVICES WITH MOA ARCHITECTURE,  
FOR DESIGN SERVICES FOR THE CASPER HOGADON SKI  
PATROL AND MAINTENANCE FACILITY PROJECT.

Moved by Councilman Bertoglio, seconded by Councilman Hopkins, to, by minute action, approve a one year extension for Forward Development, LLC holding Retail Liquor License #7, 441 Landmark Drive. City Manager Patterson provided a brief report. All voted aye except Councilmen Cathey and Goodenough. Passed.

Moved by Councilman Schlager, seconded by Councilman Bertoglio, to, by consent minute action, authorize the Discharge of \$12,431.34 of Uncollectable Accounts Receivables Balances; authorize the purchase of one new Ford Explorer Interceptor, from Fremont Motor Company, Lander, Wyoming, to be used in the K9 Division of the Casper Police Department, in the Amount of \$28,703.81, before trade-in; authorize the issuance of a Taxicab Company License to Adesta Spier, d.b.a. Turbo Taxi, Located at 3524 Gila Bend Road; authorize the Issuance of a Taxicab Company License to Thomas Elliott, d.b.a. Casper Cabs, 1147 East 'C' Street; approve a Change in the Dispensing Room of the Liquor Shed, located at 240 South Wyoming Boulevard. Passed.

Individuals addressing the Council were: Woody Giles, 290 East Magnolia; Holly Turner, 1040 West 15<sup>th</sup> Street; Ken Ball, 4521 East 21<sup>st</sup> Street; Bob Moberly; and Pat Sweeney, 123 West "E" Street. City Attorney Luben recused himself, and left the room. Councilman Hedquist recused himself and left the room.

Mayor Meyer called for a brief recess at 6:57 p.m., and reconvened the meeting at 7:09.

Judy Studer, Attorney at Law, and Tom Brauer of Civil Engineering Professionals, Inc., presented information and answered questions regarding the construction contract status of projects in progress by Hedquist Construction, Inc.

Wes Reeves, Attorney at Law, spoke to Council regarding the recommendations made by hearing officer Sharon Rose, and the options available to Council for the contested case against Craig Hedquist. Mr. Reeves addressed questions presented by Council.

Tom Valdez, Attorney at Law, spoke regarding the municipal code and how it pertains to his client, Craig Hedquist. Mr. Valdez answered questions presented by Council.

Mayor Meyer noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, March 25, 2014, and at 7:00 a.m., Friday, March 28, 2014, in the Council's meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, April 1, 2014, in the Council Chambers.

At 9:05 p.m., it was moved Councilman Hopkins, seconded by Councilman Schlager, to adjourn into executive session to ongoing litigation. All voted aye, with the exception of Councilman Hedquist, who had recused himself before the break.