

COUNCIL PROCEEDINGS  
Casper City Hall – Council Chambers  
January 22, 2019

1. ROLL CALL

Casper City Council met in regular session at 6:00 p.m., Tuesday, January 22, 2019. Present: Councilmembers Bates, Freel, Huber, Johnson, Lutz, Pacheco, Walsh and Mayor Powell. Absent: Councilmember Hopkins. Moved by Councilmember Walsh, seconded by Councilmember Pacheco, to, by minute action, excuse the absence of Councilmember Hopkins. Motion passed.

2. PLEDGE OF ALLEGIANCE

Citizen Nicholas Wales led the audience in the Pledge of Allegiance.

3. MINUTES

Moved by Councilmember Walsh, seconded by Councilmember Johnson, to, by minute action, approve the minutes of the January 8, 2019, regular Council meeting, as published in the Casper-Star Tribune on January 18, 2019. Motion passed.

4. BILLS & CLAIMS

Moved by Councilmember Johnson, seconded by Councilmember Huber, to, by minute action, approve payment of the January 22, 2019, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims		
01/22/19		
33 MileRdImp	svcs	\$234.64
ABaedke	Reimb	\$26.25
AirInnovations	Refund	\$3,000.00
AMBI	Services	\$1,958.21
Ameritech	Services	\$2,000.19
AndrnHunt	Services	\$55,128.57
ArrowheadHeating	Services	\$278.92
AtlntcElect	Services	\$4,794.99
Balefill	Services	\$106,065.14
BankOfAmerica	Goods	\$275,524.43
BArellano	Reimb	\$494.29
BHEnergy	Services	\$11,167.00
BMartin	Reimb	\$1,387.80
CarolinaSoftware	Services	\$700.00
Caselle	Services	\$75.00
CasparBuildSystems	Services	\$417,348.18
CasperHousingAuth	Projects	\$170.00
CasperPubUtilities	Services	\$135.95
Centurylink	Services	\$18,803.22
Ch2mHill	Services	\$47,434.52

ChildrensAdvocacyProject	Funding	\$11,421.45
CityofCasper	Services	\$27,795.63
CivilEngineeringProfessionals	Projects	\$33,752.50
CommTech	Goods	\$125,663.83
Comtronix	Services	\$4,129.00
CowdinCleaning	Services	\$1,428.00
DaveLodenConstruction	Projects	\$560.00
DavidsonMech	Goods	\$42,006.15
Dell	Goods	\$2,772.86
DeltaDental	Services	\$36,642.63
DesertMtn	Goods	\$27,280.87
DPCIndustries	Goods	\$7,055.16
DrfldHldngsCorp	Services	\$162.50
DrvrAlliantIns	Ins	\$7,197.53
DvdsnFxdMgmt	Services	\$3,891.72
E Becher	Reimb	\$228.00
ElectramicAssoc	Services	\$4,000.00
EngDsgnAssoc	Services	\$814.50
EnvironmentalCivilSolutions	Services	\$2,693.40
ErosionCtrlApp	Services	\$3,418.25
FirstData	Services	\$5,352.95
FirstInterstateBank	Services	\$352.54
FirstInterstateBank	Services	\$1,130.36
GarageDoorDudes	Services	\$130.00
GeerInvstmnts	Services	\$1,200.00
GlobalSpect	Funding	\$138,000.70
GolderAssociates	Services	\$24,410.97
Hach	Goods	\$2,473.82
HLP	Goods	\$2,880.00
HMikel	Refund	\$7.31
Homax	Goods	\$92,589.76
HopperDisp	Services	\$15,232.00
InbergMillerEngineers	Services	\$1,150.50
ISC	Supplies	\$54,637.20
ITCElec	Services	\$1,408.80
JBroneck	Reimb	\$220.49
JCarlson	Reimb	\$30.00
JMclean	Reimb	\$225.97
JTLGroup	Services	\$65,149.81
Kiwanis	Services	\$228.00
Krohne	Supplies	\$25,179.00
KStewart	Refund	\$12.49
KubwaterResources	Goods	\$5,398.90

LisasSpicnSpan	Services	\$1,175.00
LMccartney	Reimb	\$39.32
MBooth	Refund	\$50.67
MEaddy	Refund	\$5.61
MFrias	Refund	\$41.09
Motorola	Services	\$3,725.99
MunicipalCodeCorp	Goods	\$663.28
MunicipalTrtmnt	Supp	\$21,550.00
NC Library	Funding	\$54,480.50
NCHHealthDept	Funding	\$22,727.50
NCOff	Funds	\$481.00
NSarver	Refund	\$373.34
OneCallofWy	Services	\$182.25
Pepsi	Goods	\$400.90
Peterbilt	Goods	\$88,467.00
PillarStructuralEng	Projects	\$1,138.75
PoliceDept	Services	\$152.87
PostalPros	Services	\$2,764.09
ProforceLawEnforcement	Goods	\$4,499.00
PwdrRiverConst	Services	\$125,457.66
PwdrRvrConst	Services	\$5,423.67
RailroadManagement	Services	\$235.41
RegionalWater	Services	\$281,470.90
RockyMtnPower	Services	\$78,054.80
RYoung	Reimb	\$441.06
SGould	Refund	\$423.50
SheetMetalSpec	Goods	\$2,835.00
Smarsh	Services	\$1,716.00
SRyden	Reimb	\$100.00
StarTribune	Services	\$2,007.80
StarTribune	Services	\$1,195.24
StellarProgramming	Services	\$2,125.00
StevensEng	Services	\$4,438.00
TDominguez	Refund	\$25.00
TopOffice	Goods	\$187.80
TownSquareMedia	Services	\$915.00
TretoConstruction	Projects	\$55,652.60
TrihydroCorp	Projects	\$2,126.00
TrojansFC	Services	\$1,760.00
UWCo-opExt	Services	\$25,136.00
VisionServicePlan	Services	\$1,133.80
WardwellWater&Sewer	Services	\$14.00
WERCSCommunications	Services	\$1,003.55

WesternPlainsLandscaping	Services	\$60,016.95
WesternWaterConsult	Services	\$5,820.55
WolcottGalleria	Services	\$497.50
WorthingtonLenhart&Carpenter	Services	\$11,965.00
WstPlnsLndscp	Retain	\$725.00
WyDeptAgriculture	Services	\$25.00
WyDeptRevenue	Taxes	\$85,591.75
WyDoorSvc	Reprs	\$280.00
WYDOT	Services	\$4,487.51
WySrCtzns	Funding	\$4,702.95
WYSymphony	Funding	\$10,255.15
WyWaterDevCommission	Services	\$9,750.00
Zunesis	Services	\$4,090.63
		\$2,722,046.79

5. BRIGHT SPOT

Mayor Powell welcomed Dave Branson, of the Greater Wyoming Big Brothers Big Sisters program, and read a proclamation honoring national mentoring month. Mayor Powell thanked Mr. Branson and all of the mentors involved in the program and stressed the importance and need for the mentoring of our youth. Mr. Branson thanked the Council for their support.

6. COMMUNICATIONS FROM PERSONS PRESENT

No citizens addressed the Council.

7. ESTABLISH PUBLIC HEARINGS

Moved by Councilmember Huber, seconded by Councilmember Walsh, to, by minute action, establish February 5, 2019, as the public hearing date for the consideration of: amending Section 10.24.010 of the Casper Municipal Code; rezoning of Lots 4-6, Block 19 Wyoming Industrial Park Addition (Replat Block 19, Lots 4-8) located directly south of the intersection of Foster Road and Salt Creek Parkway, from PUD (Planned Unit Development) to M-1 (Limited Industrial); new Resort Liquor License No. 7 for Avana Fund I, LLC d/b/a Ramada Plaza Riverside Hotel & Convention Center Casper, located at 300 West F Street to Casper, LLC d/b/a Ramada Plaza Riverside Hotel & Convention Center Casper, located at 300 West F Street; and, transfer of ownership for Retail Liquor License No. 36, owned by Urban Market Wines, LLC d/b/a Urban Bottle Wine & Spirits. Motion passed.

8.A.1 PUBLIC HEARING - ORDINANCE

Mayor Powell opened the public hearing for the consideration of the repealing and replacing of Chapter 6.04 – Animal Care and Control. City Attorney Henley entered one (1) exhibit: correspondence from John Henley to the Casper City Council and J. Carter Napier, dated January 9, 2019. City Manager Napier provided a brief report. Speaking in support were: Linda Terrell, 2250 E. 3<sup>rd</sup>; Dennis Steensland, 533 S. Washington; Angela Emery, Executive Director of the Platte River Trails Trust; Ken Schafer 232 S. Lennox; Nicholas Wales, 906 E. 17<sup>th</sup>; Megan Schafer 232 S. Lennox; Andrew Zawislanski, 1441

Hazelwood; Bruce English, 3761 Carmel; and Wendy Schuetz, 526 Lind. Speaking in opposition were: Mileage Mike Harrison, 742 N. Jefferson; Ken Kozola, 4830 Yesness; and Rod Taylor, 1722 Westridge. Many citizens and Councilmembers had questions during the public hearing, and there was some discussion of the matter. There being no others to speak for or against the issues involving the animal care and control ordinance, the public hearing was closed. Following ordinance read:

ORDINANCE NO. 1-19

AN ORDINANCE REPEALING AND REPLACING CHAPTER  
6.04 – ANIMAL CARE AND CONTROL OF THE CASPER  
MUNICIPAL CODE.

Councilmember Walsh presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Bates. Councilmember Walsh provided an overview of the key points of the ordinance. Council discussed the ordinance. Moved by Councilmember Huber, seconded by Councilmember Walsh to amend paragraph 7.b.i. and 7.b.ii of the ordinance. The amendment would involve: off owner's property or on owner's property, remove language about parked vehicles, and allow animals to be confined by use of fencing or other secure enclosures or by tethering. Councilmember Bates voted nay on the amendment. Motion to amend passed. Moved by Councilmember Huber, seconded by Councilmember Johnson to amend the paragraph 7.b.iv to delete "or cemetery". Councilmember Walsh asked if this would clearly require dogs to be on leash in the cemetery. City Attorney Henley said the leash requirement would be implied. Council briefly discussed if dogs should be allowed on a City-owned golf course, but no motion for this action was made. All Councilmembers voted aye on the motion to amend the ordinance. Councilmember Walsh pointed out a typographical error in 6.04.035 – Dog exhibition, show and training permit, where (5) was indicated rather than (3). City Attorney Henley and City Manager Napier indicated that this would be corrected and would not require a motion to amend. Council then voted on the ordinance, as amended twice, motion passed.

8.A.2 PUBLIC HEARING - ORDINANCE

Mayor Powell opened the public hearing for the consideration of the ordinance amending Chapter 5.08 – Alcoholic Beverages. City Attorney Henley entered one (1) exhibit: correspondence from John Henley to the Casper City Council and J. Carter Napier, dated January 9, 2019. City Manager Napier provided a brief report. Speaking in support was Matt Galloway, representing the Natrona County Liquor Dealers. Moved by Councilmember Huber, seconded by Councilmember Lutz to suspend the rules and allow Mr. Galloway additional time to address Council because he was representing a group. Motion to amend the rules passed. Councilmembers asked numerous questions which were addressed by Mr. Galloway and City Attorney Henley. Next Michael Reid, 1615 Luker addressed Council. Councilmembers also had questions for Mr. Reid, which he addressed. Then Travis Taylor, 5130 Blackmore, addressed Council. Moved by Councilmember Bates, seconded by Councilmember Huber, to suspend the rules to allow Mr. Taylor additional time to address Council. Councilmember Walsh voted nay, motion to suspend the rules passed. Councilmembers asked Mr. Taylor questions, which he addressed. There being no others to speak for or against the issues involving the ordinance amending Chapter 5.08, the public hearing was closed. Following ordinance read:

ORDINANCE NO. 2-19  
AN ORDINANCE AMENDING CHAPTER 5.08 OF THE  
CASPER MUNICIPAL CODE.

Councilmember Huber presented the foregoing ordinance for approval, on first reading. Seconded by Councilmember Freel. Council discussed the matter. Moved by Mayor Powell, seconded by Councilmember Huber to insert the phrase “on the premises of a licensed establishment” in paragraph (a) of Section 5.08.510 between the words “person” and “who”. Council discussed the amendment. Mayor Powell voted aye. Motion to amend failed. Council then voted on the ordinance, as presented. Councilmembers Johnson and Lutz voted nay. Motion passed.

9. ORDINANCE– SECOND READING

Following ordinance read:

ORDINANCE NO. 25-18  
AN ORDINANCE APPROVING A REPLAT, SUBDIVISION  
AGREEMENT AND ZONE CHANGE FOR THE ELKHORN  
VILLAGE ADDITION SUBDIVISION IN THE CITY OF  
CASPER, WYOMING.

Councilmember Walsh presented the foregoing ordinance for approval, on second reading. Seconded by Councilmember Pacheco. There being no one to speak regarding the ordinance, and no discussion or amendments, motion passed.

10. CONSENT RESOLUTIONS

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 19-11  
A RESOLUTION AUTHORIZING A CONTRACT FOR  
PROFESSIONAL SERVICES WITH CH2M HILL  
ENGINEERS, INC. FOR ENGINEERING SERVICES  
RELATED TO DEVELOPMENT OF A BUSINESS PLAN FOR  
THE CASPER PUBLIC UTILITIES DIVISION.

RESOLUTION NO. 19-12  
A RESOLUTION AUTHORIZING AN AGREEMENT WITH  
PLAYGROUND HOUND, LLC, DBA LUCKYDOG  
RECREATION, FOR THE 2019 PLAYGROUND  
EQUIPMENT IMPROVEMENTS, PROJECT NO. 18-070.

RESOLUTION NO. 19-13  
A RESOLUTION AUTHORIZING A FINAL ACCEPTANCE  
CERTIFICATE WITH THE WYOMING DEPARTMENT OF  
TRANSPORTATION FOR THE ROBERTSON ROAD SOUTH  
PATHWAY.

RESOLUTION NO. 19-14  
A RESOLUTION AUTHORIZING CHANGE ORDER NO. 4  
WITH ANDREEN HUNT CONSTRUCTION, INC. FOR THE  
CASPER ZONE III WATER SYSTEM IMPROVEMENTS,  
PROJECT NO. 13-38.

Councilmember Walsh presented the foregoing four (4) resolutions for adoption. Seconded by Councilmember Freel. Motion passed.

11. MINUTE ACTION– CONSENT

Moved by Councilmember Walsh, seconded by Councilmember Johnson, to, by consent minute action:

- 1) application for taxicab company license for Eagle Cab, located at 2804 Coulter Drive;
- 2) authorize and sign the conditional sale agreements for seventy (70) new YDRA EFI Yamaha Golf Cars and three (3) YU1A Yamaha Golf Cars, from Masek Golf Car Co., Gering, Nebraska;
- 3) authorize the purchase of one (1) new single axle truck with hydro excavator body, from CMI TECO, in the total amount of \$397,849, before trade; and
- 4) authorize appointments to the Council’s Boards and Commissions.

Motion passed.

12. INTRODUCTION OF MEASURES AND PROPOSALS

Councilmembers spoke briefly on the meeting. Councilmember Walsh suggested that Council provide a reason before suspending the rules. No other Councilmembers brought forward any topics for further discussion.

13. ADJOURNMENT

Mayor Powell noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, January 29, 2019, in the Council’s meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, February 5, 2019, in the Council Chambers. Moved by Councilmember Walsh, seconded by Councilmember Bates, to, by minute action adjourn. Motion passed. The meeting was adjourned at 9:10 p.m.

ATTEST:

CITY OF CASPER, WYOMING  
A Municipal Corporation

\_\_\_\_\_  
Fleur D. Tremel  
City Clerk

\_\_\_\_\_  
Charles Powell  
Mayor