

PRE-MEETING AGENDA

**Casper City Council
City Hall, Council Meeting Room
Tuesday, April 19, 2022, 5:30 p.m.**



Please silence cell phones during the City Council meeting

	Presentation	Beginning Time	Allotted
1.	Open Container Area	5:30	10 min
2.	WAM Summer Convention Voting Delegates	5:40	10 min
3.	Agenda Review	5:50	5 min
	Approximate Ending Time		5:55

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April 15, 2022

MEMO TO: J. Carter Napier, City Manager JCN
FROM: Keith McPheeters, Police Chief KMP 307
Andrew Beamer, Public Services Director
Fleur Tremel, City Clerk/Assistant to the City Manager
SUBJECT: 2022 Summer Downtown Open Container Recommendations

Meeting Type & Date

Council Regular Session Pre-meeting
April 19, 2022

Action type

Resolution Needed

Recommendation

That Council set, by Resolution, the boundaries, times, and restrictions applicable to the 2022 Summer Downtown Open Container Events.

Summary

In anticipation of our first, full season of the Downtown Open Container Events, a season hopefully not subject to the whims of the pandemic, small changes are being recommended to facilitate a successful and safe summer season in the downtown area.

Boundaries:

With the successful startup of the Black Tooth Brewery, located at 322 S David Street, it is advisable that the Open Container Boundary be amended to allow for the inclusion of the Black Tooth Brewery inside the approved boundary. As such, it is recommended that the Open Container Boundary be amended to include South David Street, from the intersection of David Street at West Yellowstone and West 2nd Street, south on David Street, until the intersection of David Street and West Midwest Avenue.

Wristbands:

It is recommended that Council amend the 2022 Downtown Open Container Events Resolution to remove provisions for stickered containers and provide for the use of designated wristbands, the color and schedule of which is to be promulgated by the City Clerk's Office, but purchased and maintained by the vendor. It is recommended that any such vendor-obtained wristbands shall be properly and clearly marked with the name of the vendor's establishment. It is the intent of these single-use wristbands to designate those who are participating in the Downtown Open Container Event and to signify that the wearer has been verified by the vendor to be of lawful age.

Hours of Operations:

It is recommended that the hours of operations wherein Open Containers are permissible in the Downtown Area be amended to close at 9:00 PM. This reduction in service hours facilitates a reduced number of overtime expenses and more closely approximates the hours of downtown restaurant operations.

Signage:

It is recommended that semi-permanent signs be installed at the boundary edges. These semi-permanent signs will remain in place throughout the season, then removed and stored for use in the next year, thereby reducing employee expenses to perform weekly placement and removal.

Financial Considerations

It is anticipated that the Casper Police Department will need to budget a “not to exceed” amount of \$25,000 in increased overtime monies in FY23 to adequately staff the Open Container events. Overtime expenses are dependent upon the rate of pay of individual, participating employees. Overtime budgeting is calculated at potential maximum rates of pay, which are based upon the pay rates of senior employees.

Oversight/Project Responsibility

Keith McPheeters, Chief of Police
Fleur Tremel, City Clerk
Andrew Beamer, Public Services Director

Attachments

None

RESOLUTION NO. _____

A RESOLUTION APPROVING THE DOWNTOWN
OPEN CONTAINER AREA.

WHEREAS, the City of Casper passed Ordinance 9-20 which updated the current liquor code; and,

WHEREAS, Section 5.08.480 of Ordinance 9-20 allows Council to create an open container area between Memorial Day and Labor Day; and,

WHEREAS, the Council wishes to approve an open container area as follows: beginning at Oak Street and Yellowstone and continuing East along Yellowstone and then 2nd Street to the western edges of the intersection of Durbin Street and 2nd Street; and on David Street, beginning at its intersection with West Yellowstone and West 2nd Street and proceeding South on David Street, ending at West Midwest Avenue; and on Oak Street from Yellowstone to Midwest Avenue; and on Elm Street from Yellowstone and continuing South on Elm St to the southern edge of the Yellowstone Garage's outdoor stage area; and on Ash Street from Yellowstone and continuing South to West Collins Drive, on the sidewalk only; and on Center Street from 2nd Street and continuing South, on the sidewalk only, and ending at Midwest Avenue; and on Wolcott Street from 2nd Street and continuing South, ending at the alley to the south of Backwards Distilling Co., on the sidewalk on the west side of the street only. No alley, side street, or parking areas provide for authorized possession of, or travel with, open containers. A map describing the open container area, labeled as Exhibit A, is attached and made part of this Resolution; and,

WHEREAS, the City of Casper shall mark the boundaries; and

WHEREAS, the Council wishes to approve the open container area between the hours of 5:00PM and 9:00PM on the following dates to be Thursday, Friday, and Saturday starting the Thursday preceding the Memorial Day Weekend and ending on Labor Day; and,

WHEREAS, the Council also wishes to include the Sunday of Memorial Day Weekend, July 4th, and Labor Day Weekend; and,

WHEREAS, retail, microbrewery, and distillery license holders are allowed to sell beverages for off premise and would be allowed to participate in the open container zone; and,

WHEREAS, said participating license holders shall be prohibited from selling or providing beverages for participation in the open container zone from being contained in glass containers; and,

WHEREAS, the Council shall require any business wishing to sell beverages that are permitted outside of their establishment to give customers a wrist band, Justas any individual open container permit would require; and,

WHEREAS, the Council shall also require any business wishing to participate in the event to follow the direction of the City Clerk’s Office regarding the nature of said wristbands, as well as the designated weekly color of said wristbands; and,

WHEREAS, the City’s Police Department requires advance notice in order to prepare public safety resources for use in the open container area, the Council shall require any business wishing to participate in the open container area to notify the City Clerk’s Office at least 5 business days prior to the event’s commencement; and,

WHEREAS, the Council shall require businesses to provide the City Clerk with a digital copy of the wristbands the establishment plans to use; and,

WHEREAS, the Council shall require all servers to be TIPS trained.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CASPER, WYOMING: That the described Open Container Zone is hereby approved.

PASSED, APPROVED, AND ADOPTED on this _____ day of _____, 2022.

APPROVED AS TO FORM:

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Fleur Tremel
City Clerk

Ray Pacheco
Mayor