

COUNCIL PROCEEDINGS
Casper City Hall – Council Chambers
February 17, 2015

Casper City Council met in regular session at 6:00 p.m., Tuesday, February 17, 2015. Present: Councilmen Cathey, Hedquist, Hopkins, Johnson, Mundell, Pacheco, Sandoval, Schlager and Mayor Powell.

Mayor Powell, with assistance from a young member of the audience, led the Pledge of Allegiance.

Moved by Councilman Hopkins, seconded by Councilman Cathey, to, by minute action, approve the minutes of the February 3, 2015, regular Council meeting, as published in the Casper-Star Tribune on February 11, 2015. Motion passed.

Moved by Councilman Mundell, seconded by Councilman Pacheco, to, by minute action, approve payment of the February 17, 2015, bills and claims, as audited by City Manager Patterson. Motion passed.

Bills & Claims
02/17/15

| | | |
|----------------------------|----------|--------------|
| 5TrailsRotary | Services | \$300.00 |
| 71Construction | Projects | \$516.60 |
| AAALandscaping | Services | \$66.49 |
| AakerSigns | Goods | \$2,354.73 |
| Airgas | Goods | \$571.10 |
| AMBI | Services | \$2,374.10 |
| Amerigas | Goods | \$3,445.91 |
| AMoser | Refund | \$23.11 |
| ANelson | Reimb | \$325.00 |
| ArrowheadHeating | Services | \$603.72 |
| ASveda | Reimb | \$36.50 |
| AtlanticElectric | Services | \$2,618.48 |
| AudieJeansPhotography | Services | \$50.00 |
| BAllen | Reimb | \$93.00 |
| BankOfAmerica | Goods | \$148,346.35 |
| Bentz'sTownPump | Goods | \$1,235.87 |
| BMattila | Reimb | \$156.73 |
| Bullwhip | Services | \$2,673.75 |
| Burns&McDonnellEngineering | Services | \$3,874.36 |
| BVanderpol | Refund | \$37.13 |
| CarpetOne | Goods | \$800.00 |
| Caselle | Services | \$250.00 |
| CATC | Funding | \$213,716.00 |
| CDWGvmt | Goods | \$1,366.75 |
| Centurylink | Services | \$23,250.38 |
| CHadlock | Reimb | \$345.40 |

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|-------------------------------|----------|--------------|
| CHDiagnostic | Services | \$950.00 |
| CIGNA | Services | \$6,584.12 |
| CivilEngineeringProfessionals | Projects | \$1,987.50 |
| CMason | Reimb | \$969.99 |
| CmmrclRefrig | Services | \$394.10 |
| CollectionCenter | Services | \$302.75 |
| CommTech | Goods | \$34,731.13 |
| DaleBuckinghamArchitects | Projects | \$3,841.89 |
| Dell | Goods | \$1,291.23 |
| DeltaDental | Services | \$34,008.21 |
| DesertMtn | Goods | \$62,579.24 |
| DoubleDWelding | Services | \$46,080.00 |
| DowntownDevelopmentAuth | Funding | \$100,172.41 |
| DrexBarr | Services | \$2,350.00 |
| DRuiz | Services | \$80.00 |
| DWeaver | Refund | \$29.90 |
| EmergencyMedPhysicians | Services | \$240.00 |
| EMoore | Reimb | \$93.00 |
| EnvironmentalCivilSolutions | Services | \$4,684.10 |
| EnvrnmntlSystRsrch | Training | \$53,500.03 |
| FirstData | Services | \$1,487.83 |
| FirstInterstateBank | Services | \$4,495.75 |
| FirstVetSupply | Goods | \$207.78 |
| FoodSvcsOfAmerica | Goods | \$2,335.26 |
| GarageDoorDudes | Services | \$1,260.00 |
| GolderAssociates | Services | \$7,508.13 |
| Good2GoStores | Goods | \$430.43 |
| Granicus | Services | \$725.00 |
| GreensSewer | Services | \$293.00 |
| HBonham | Refund | \$45.79 |
| Hein-Bond | Services | \$611.98 |
| HewlettPackard | Goods | \$3,885.18 |
| HighPlainsConstruction | Goods | \$153,951.80 |
| Homax | Goods | \$74,912.91 |
| IndstrlContainerSvcs | Goods | \$2,838.23 |
| Installation&Svc | Projects | \$13,942.74 |
| JFarrell | Reimb | \$93.00 |
| JHatcher | Reimb | \$195.23 |
| JMiner | Reimb | \$587.70 |
| JWilliams | Reimb | \$133.00 |
| JWinzenreid | Reimb | \$93.00 |
| K/M Picket | Refund | \$45.44 |
| KnappSupply | Goods | \$13,281.00 |
| KRoberts | Reimb | \$140.48 |
| LaborReady | Services | \$2,238.49 |
| LChristensen | Reimb | \$75.00 |
| LdrsEdgeConsulting | Services | \$4,995.00 |

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|-------------------------|----------|--------------|
| LINA | Services | \$305.44 |
| LMedoff, PH.D | Services | \$550.00 |
| LongBuildingTech | Services | \$3,250.00 |
| LSabatka | Reimb | \$144.99 |
| M/PDelaney | Refund | \$52.12 |
| Mastercard | Services | \$16.88 |
| Microsoft | Services | \$2,056.56 |
| MidwestWelding | Services | \$85.00 |
| MMets | Refund | \$7.08 |
| Motorola | Goods | \$5,029.97 |
| MReis | Refund | \$30.24 |
| MTuma | Reimb | \$115.50 |
| NationalBenefitServices | Services | \$2,704.90 |
| NatlDevelopmentCouncil | Services | \$833.33 |
| NebraskaDMV | Goods | \$3.00 |
| NevesUniforms | Goods | \$2,782.18 |
| NOliver | Refund | \$5.64 |
| Paciolan | Services | \$3,329.95 |
| PeaksToPlainsDesign | Services | \$641.46 |
| Pepsi | Goods | \$172.45 |
| PNiper | Reimb | \$93.00 |
| PostalPros | Services | \$20,751.42 |
| PRounds | Refund | \$56.56 |
| RegionalWater | Services | \$256,054.20 |
| RHieb | Reimb | \$743.40 |
| RHull | Refund | \$1,100.00 |
| RobinsonContracting | Services | \$750.00 |
| RockyMntSchoolofDance | Refund | \$40.00 |
| RockyMtnPower | Services | \$126,537.92 |
| SamParsonsUpholstery | Services | \$340.00 |
| SBaxter | Reimb | \$13.00 |
| SBullock | Reimb | \$454.88 |
| SkylineRanches | Services | \$422.83 |
| SnowMachines | Goods | \$908.09 |
| SolidWasteTraining | Services | \$200.00 |
| SSmiley | Refund | \$58.18 |
| SStockero | Reimb | \$1,305.71 |
| StarLineFeeds | Goods | \$339.50 |
| StealthPartnerGroup | Services | \$126,632.00 |
| SWalton | Refund | \$39.75 |
| SWeber | Refund | \$49.24 |
| SyscoFoodSvcs | Goods | \$1,449.83 |
| TDach | Reimb | \$81.90 |
| Terracon | Goods | \$2,352.00 |
| TESInc | Projects | \$10,950.00 |
| TLOfgren | Refund | \$34.52 |
| TrihydroCorp | Projects | \$4,580.25 |

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|-------------------------|----------|----------------|
| TrinityBuilders | Refund | \$88.36 |
| Tweed'sWholesale | Goods | \$663.60 |
| UrgentCare | Services | \$77.00 |
| Verizon | Services | \$5,886.40 |
| WestlandPark | Services | \$2,335.90 |
| WMC | Services | \$1,491.50 |
| WolfGangOfWY | Services | \$3,833.33 |
| Worldwash | Services | \$550.00 |
| WyAssocMunicipalities | Services | \$25.00 |
| WyDeptAgriculture | Services | \$50.00 |
| WyDeptRevenue | Taxes | \$2,879.26 |
| WYDOT | Services | \$1,790.61 |
| WyLawEnforcementAcademy | Services | \$1,500.00 |
| WyStateFrmensAssoc | Services | \$50.00 |
| | | \$1,654,786.04 |

Moved by Councilman Sandoval, seconded by Councilman Johnson, to, by minute action: establish March 3, 2015, as the public hearing date for the consideration of:

- a. Plat of a Portion of SW1/4 and the SE1/4NW1/4, Section 13, T33N, R79W, 6th P.M., Natrona County Wyoming, to Create the Cambridge Addition, and an Accompanying PUD Site Plan.
- b. Amendment to the Casper Municipal Code Section 17.12.240 E, Pertaining to Voting by a Majority of the Planning and Zoning Commission with Regard to the Approval of Conditional Use Permits.
- c. Proposed Amendments to the FY 2013/2014 and FY 2014/2015 Annual Action Plans for the Use of Community Development Block Grant Funds From the U.S. Department of Housing and Urban Development; and,

Establish March 17, 2015, as Public Hearing Date for Consideration of:

- a. Trade of Real Property between East Elkhorn Ranch, LLC; Casper Redevelopment Company, LLC; and the City of Casper, Wyoming.
- b. Transfer of Ownership of a Retail Liquor License, from Safeway Stores 46 Inc., to Ridley's Family Markets Inc., d.b.a. Ridley's Family Markets, Located at 1375 CY Avenue.

Motion passed.

Mayor Powell opened the public hearing for the fiscal year 2015 budget adjustments.

City Attorney Luben entered two (2) exhibits: Correspondence from V.H. McDonald, to John Patterson, dated February 5, 2015 and an Affidavit of Publication, as published in the Casper-Star Tribune, dated February 16, 2015. City Manager Patterson provided a brief report.

Speaking in regard to the budget adjustments was: Pat Sweeney, 123 West “E” Street.

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

Following resolution read:

RESOLUTION NO. 15-34
A RESOLUTION AMENDING THE FY 2015 BUDGET OF THE
CITY OF CASPER, AUTHORIZING THE ADJUSTMENT OF
FUNDS THEREUNDER.

Councilman Hopkins presented the foregoing resolution for adoption. Seconded by Councilman Sandoval. Motion passed.

Moved by Councilman Pacheco, seconded by Councilman Cathey, to, by minute action cancel the public hearing for the transfer of a Retail Liquor License from Safeway Stores 46 Inc., to Ridley’s Family Markets Inc., d.b.a. Ridley’s Family Markets, located at 1375 CY Avenue. Motion passed.

Mayor Powell opened the public hearing for the consideration of the issuance of Restaurant Liquor License No. 30, to Energy Catering d.b.a. Flat Iron Catering, located at 3400 East 2nd Street.

City Attorney Luben entered three (3) exhibits: Correspondence from V.H. McDonald, to John Patterson, dated February 6, 2015, an Affidavit of Website Publication, as published on the City of Casper website, dated February 9, 2015, and an Affidavit of Publication, as published in the Casper-Star Tribune, dated February 16, 2015. City Manager Patterson provided a brief report.

There being no one to speak for or against the issues involving Restaurant Liquor License No. 30, the public hearing was closed.

Moved by Councilman Mundell seconded by Councilman Johnson, to, by minute action, authorize the issuance of Restaurant Liquor License No. 30. Motion passed.

Mayor Powell opened the public hearing for the consideration of the annual renewal of liquor licenses for the license year April 1, 2015 through March 31, 2016.

City Attorney Luben entered two (2) exhibits: Correspondence from V.H. McDonald, to John Patterson, dated February 6, 2015 and an Affidavit of Publication, as published in the Casper-Star Tribune, dated February 5, 2015. Council requested representatives from two liquor license holders attend this meeting, and therefore, Council addressed these issues before hearing general comments for the public hearing. City Manager Patterson provided a brief report, and requested that Captain Freel, of the Casper Police Department address Council. Captain Freel updated Council regarding safety issues at Moonlight Liquors.

Al Curtis, 800 Devonshire Place, addressed Council about his efforts to reduce police calls and other incidents at Moonlight Liquors. Mr. Curtis also answered questions posed by Councilmembers.

Captain Freel presented information about the Powder River Veterans Club regarding liquor license compliance issues.

Joseph Pillman, 629 West 10th Street, quartermaster for the Powder River Post VFW addressed Council and answered questions regarding the serving of alcohol at the club. Rhonda Lawstuen, 370 South 5th Avenue, Mills, bar manager of the VFW also addressed Council.

The followings citizens addressed Council with concerns about the renewals; Keith Goodenough, 120 East 15th Street, regarding club memberships and guests, demerits for police calls for fights, and assaults at the misdemeanor/felony level; Jennifer McDowell, 159 North Wolcott, attorney for Z Financial Administration Management Inc. confirmed that her client's liquor license is parked; Paul Paad, 2781 Cherokee Lane, shared his concerns and suggests for the renewal of Moonlight Liquors and VFW liquor licenses; Dennis Steensland, 533 South Washington Street, asked why bar owners allow people to be served to the point where fights and other trouble breaks out; Pat Sweeney, 123 West "E" Street, stated his concerns about data security and the use of identification scanners at the local bars; Dillon Reed, 1415 Birch, requested clarification on use of veteran's clubs for events; Van Galloway, 4023 Beaver, spoke about VFW membership issues, general bar security and serving practices; and Michael Reid, 1615 Luker Drive, questioned the application of the VFW and their operating practices.

There being no others to speak for or against the issues involving the annual renewal of liquor licenses, the public hearing was closed.

Moved by Councilman Sandoval seconded by Councilman Hedquist, to, by minute action, authorize the annual renewal of liquor licenses, except for renewal of the Powder River Veteran's Club Limited Retail Liquor License No. 3. Councilman Schlager voted nay. Motion passed.

Moved by Councilman Schlager, seconded by Councilman Sandoval, to, by minute action, renew the Powder River Veteran's Club Limited Retail Liquor License No. 3 with the following Conditions and Restrictions:

- 1) Law enforcement officers are allowed to enter the premise without notice
- 2) License shall be subject to a revocation hearing before the City Council should any law enforcement officer not be allowed to enter the premise

Moved by Councilman Johnson, seconded by Councilman Sandoval to postpone discussion on this matter to the February 24, 2015 work session at 4:30 p.m. for further review of the renewal of the Powder River Veteran's Club Limited Retail Liquor License No. 3.

Councilmen Hopkins and Mundell voted nay. Motion passed.

Mayor Powell called for a brief recess at 8:05 p.m., and reconvened the meeting at 8:10 p.m.

The following ordinance was considered, on third reading, by consent agenda.

ORDINANCE NO. 1-15
AN ORDINANCE AMENDING SECTION 17.94.130 (DESIGN
STANDARDS FOR ROOF SIGNS) OF CHAPTER 17.94
OF THE CASPER MUNICIPAL CODE, PERTAINING TO
THE OLD YELLOWSTONE DISTRICT AND SOUTH POPLAR
STREET CORRIDOR FORM-BASED CODE.

WHEREAS, in June of 2008, the City Council adopted the Form Based Code for the area referred to as the Old Yellowstone District and South Poplar Street Corridor; and,

WHEREAS, the City has identified several areas of the Form Based Code that need clarification; and,

WHEREAS, the Planning and Zoning Commission, the Old Yellowstone District Advisory Committee, and the Architectural Review Committee have recommended approval of the following amendment to the Form Based Code; and,

WHEREAS, it is the desire of the governing body of the City of Casper to amend Section 17.94.130 of the Casper Municipal Code pertaining to the design standards for roof signs.

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

SECTION 1:

That Section 17.94.130 of the Casper Municipal Code pertaining to the design standards for roof signs is hereby amended to replace the text to read as follows:

Roof Signs

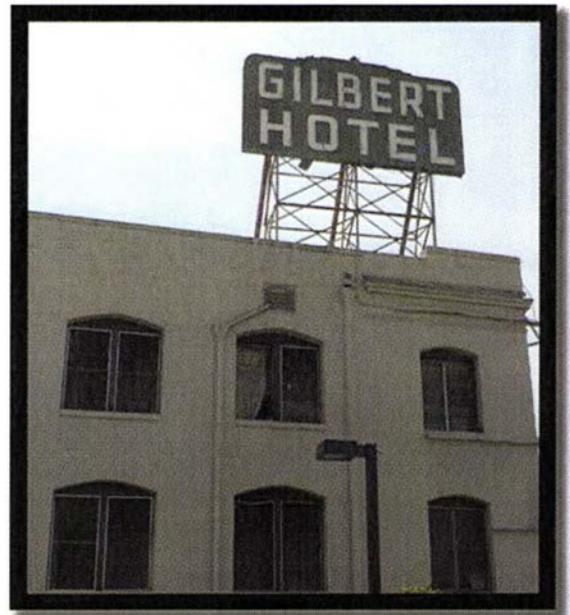
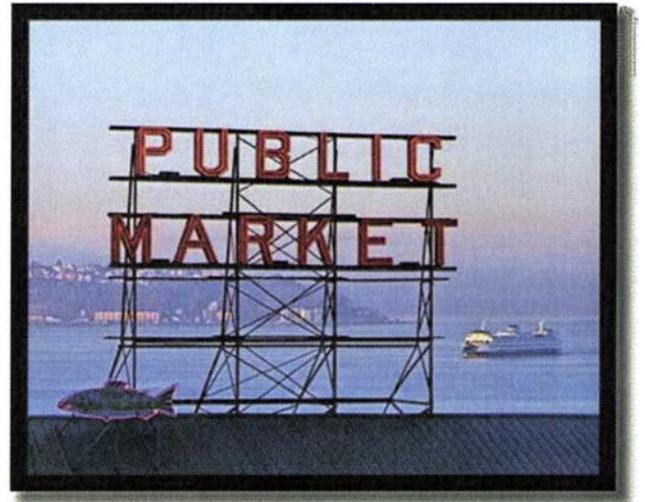
A sign located on the roof that by its construction materials, age, prominent location, unique design or craftsmanship, provides historic character, individuality, and a sense of place or orientation regarding clues to the building's history may be permitted in the Old Yellowstone District and South Poplar Street Corridor. Roof Signs may be permitted by the Architectural Review Committee if demonstrated that the following requirements are met:

- a. The maximum number of roof signs is one (1) per primary structure.

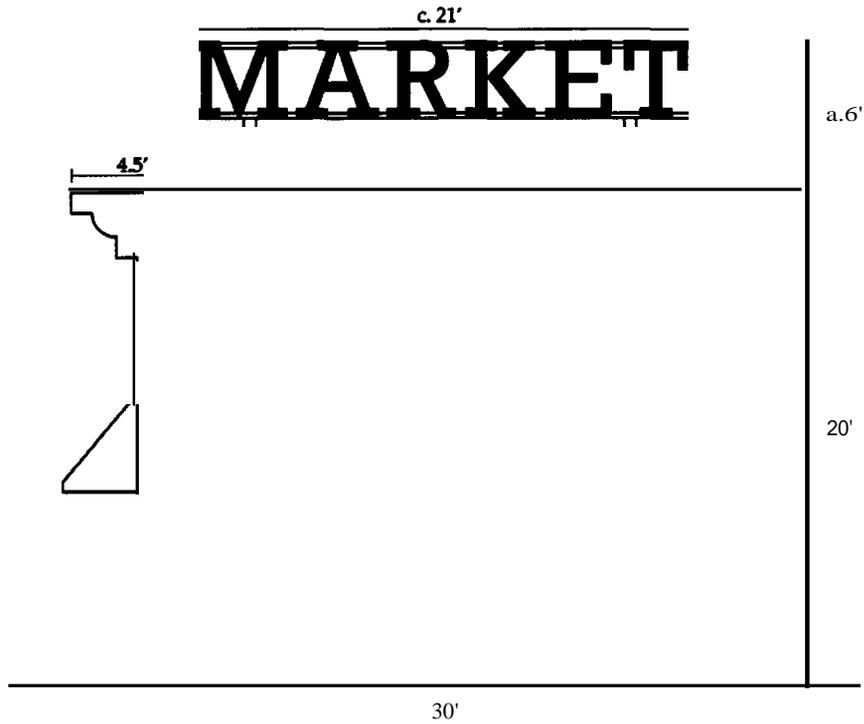


Roof Signs shall be iconic and culturally significant to the nature of the District

- b. Roof signs shall only apply to buildings with at least an average of twenty (20) feet of vertical height from grade to parapet or roofline.
- c. Roof signs are allowed one (1) historic feature, such as a logo or brand mark, not to exceed 32 square feet in area.
- d. Roof signs are only allowable on flat roofs.
- e. Roof signs shall not extend beyond the fascia, parapet, or roofline of the subject building.
- f. Roof signs shall only be one (1) sided.
- g. Roof signs should be an architectural feature of the historic building and not the primary form of advertising.
- h. Cabinet signs and electronic message centers are not permitted.
- i. Lighting shall be consistent with the vintage character of the sign. Roof signs may consist of internally illuminated individual letters; however, the sign copy should be the only portion of the face that is illuminated. Lighting may be exposed neon on a decorative background or from an external source that is consistent with the architectural style of the building. Flashing lights are discouraged.
- J. Lighting shall be downward facing to prevent light trespass and pollution.
- k. The maximum total roof signage shall not exceed the following ratios:



| ROOF SIGN STANDARDS | MAX |
|--|--|
| a. Supporting structure | 30% of vertical height of building |
| b. Lettering height | 15% of vertical height of building |
| c. Sign length | 70% of ridge length |
| d. Feature | 32 square feet |
| e. Total sign square footage – single-tenant | length 1 square foot linear foot of building façade length |
| f. Total square footage – multi-tenant | 3 square feet per linear foot of building façade length |



Not to Scale

The overall sign square footage in this diagram does not apply to a single-tenant structure due to its total square footage (e.)

SECTION 2:

This ordinance shall be in full force and effect from and after passage on three readings and publication.

PASSED ON 1st reading the 20th day of January, 2015.

PASSED ON 2nd reading the 3rd day of February, 2015.

PASSED, APPROVED, and ADOPTED on 3rd and final reading the 17th day of February, 2015.

Councilman Hopkins presented the foregoing consent agenda ordinance for adoption, on third reading. Seconded by Councilman Hedquist. Motion passed.

Following resolution read:

RESOLUTION NO. 15-32

A RESOLUTION AUTHORIZING AN AGREEMENT WITH RIVER WORKS, INC., FOR THE MORAD PARK NORTH PLATTE RIVER RESTORATION PROJECT NO. 14-17

Councilman Johnson presented the foregoing resolution for adoption. Seconded by Councilman Sandoval.

City Manager Patterson provided a brief report.

Tina Krueger, of Steady Stream Hydrology, Sheridan, Wyoming, addressed Council regarding the rejection of the lowest bidder for this project.

Ben Barnum, of Barnum, Inc., Buffalo, Wyoming, also addressed Council regarding the rejection of the lowest bidder for this project.

Nathan Jean, Stantec Consulting, 2950 East Harmony Road, Fort Collins, Colorado, as the City's consultant, addressed the qualification requirements established for this project which resulted in rejection of the lowest bidder.

Tom Swanson, co-chair of the River Restoration Advisory Committee, spoke regarding the decision by the committee to recommend the second lowest bidder for this project because of the qualifications presented by the lowest bidder.

Andrew Beamer, City of Casper Engineer, also addressed Council regarding the qualifications of the bidders for this project.

After much discussion and questioning of the consultant and other speakers, Councilman Hopkins called for the question. There being no objection to the call for question, a vote on the resolution resulted in Councilmen Hedquist, Mundell, Pacheco, and Mayor Powell voting nay, and all other Councilmembers voting in favor. Motion passed.

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 15-24

A RESOLUTION ESTABLISHING PUBLIC FEES FOR FINGERPRINTING SERVICES PERFORMED BY THE CASPER POLICE DEPARTMENT.

RESOLUTION NO. 15-25

A RESOLUTION AUTHORIZING A CONTRACT WITH QWEST CORPORATION D/B/A CENTURYLINK, TO PROVIDE TWO (2) ISDN PRS VOICE/DATA LINES.

RESOLUTION NO. 15-26

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE APPLICATIONS FOR THE ANNEXATION OF A 6.72 ACRE PARCEL, A PLAT, AND ZONE CHANGE TO CREATE THE PROPOSED BEGONIA BLUFFS ADDITION TO THE CITY OF CASPER.

RESOLUTION NO. 15-27

A RESOLUTION AUTHORIZING AN AGREEMENT WITH KNIFE RIVER, INCL, FOR THE COMPOST YARD IMPROVEMENTS PROJECT NO. 13-47.

RESOLUTION NO. 15-28

A RESOLUTION AUTHORIZING APPROVAL OF A GRANT AGREEMENT WITH THE WYOMING DEPARTMENT OF TRANSPORTATION FOR A TRANSPORTATION ALTERNATIVES PROGRAM GRANT FOR ADA RAMPS, SIDEWALKS, AND SCHOOL ZONE FLASHERS FOR CASPER AREA SCHOOLS.

RESOLUTION NO. 15-29

A RESOLUTION AUTHORIZING AN AGREEMENT WITH RECYKLING INDUSTRIAL REPAIRS TO ASSEMBLE THE NORTH BALER AND REPRESENT THE CITY DURING BALER STARTUP.

RESOLUTION NO. 15-30

A RESOLUTION AUTHORIZING AN AGREEMENT WITH HASELDEN WYOMING CONSTRUCTORS, LLC, FOR THE ICE ARENA RUBBER FLOORING PROJECT.

RESOLUTION NO. 15-31

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH LONG MECHANICAL SOLUTIONS, FOR PROFESSIONAL SERVICES FOR THE CITY HALL HVAC NETWORK UPDATES.

RESOLUTION NO. 15-33

A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH WWC ENGINEERING, FOR PROFESSIONAL SERVICES FOR THE 15TH STREET AND ELM STREET IMPROVEMENTS.

Councilman Pacheco presented the foregoing nine (9) resolutions for adoption. Seconded by Councilman Johnson. Councilman Hedquist abstained from voting on Resolution No. 15-33. Motion passed.

Individuals addressing the Council were: Dennis Steensland, 533 South Washington Street, regarding the River Restoration contract and the YMCA project (pipeline); Paul Paad 2781 Cherokee Lane, regarding the renewal of the Powder River VFW limited retail liquor license; Pat Sweeney, 123 West "E" Street, regarding the liquor license renewals, sewer plant costs, and pipeline project at the YMCA; Woody Giles, 290 East Magnolia, regarding the return of unallocated 1% funds to the citizens; and Connie Cropsey, 940 Waterford Street, also about the refund of 1% funds to citizens.

Mayor Powell noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, February 24, 2015, and at 7:00 a.m., Friday, February 27, 2015, in the Council's meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, March 3, 2015, in the Council Chambers.

Moved by Councilman Pacheco, seconded by Councilman Cathey, to, by minute action adjourn. Motion passed.

The meeting was adjourned at 10:05 p.m.