

COUNCIL PROCEEDINGS  
Casper City Hall – Council Chambers  
December 5, 2017

Casper City Council met in regular session at 6:00 p.m., Tuesday, December 5, 2017. Present: Councilmembers Hopkins, Huckabay, Johnson, Laird, Morgan, Pacheco, Powell, and Walsh. Absent: Mayor Humphrey.

Moved by Councilmember Morgan, seconded by Councilmember Hopkins, to, by minute action, excuse the absence of Mayor Humphrey. Motion passed.

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

Moved by Councilmember Walsh, seconded by Councilmember Powell, to, by minute action, approve the minutes of the November 21, 2017, regular Council meeting, as published in the Casper-Star Tribune on December 2 and 3, 2017. Motion passed.

Moved by Councilmember Powell, seconded by Councilmember Morgan, to, by minute action, approve payment of the December 5, 2017, bills and claims, as audited by City Manager Napier. Motion passed.

Bills & Claims  
12/05/17

AakerSigns	Goods	\$1,000.45
Adecco	Services	\$158.40
AllianceElec	Services	\$441.88
AMBI	Services	\$144.74
AndrnHunt	Services	\$268,022.00
Arcadis	Services	\$4,531.90
ArrowheadHeating	Services	\$985.32
AWhite	Reimb	\$467.15
B Worley	Reimb	\$75.00
Balefill	Services	\$56,763.57
BAllen	Reimb	\$75.00
BankOfAmerica	Goods	\$104,855.64
BHEnergy	Services	\$7,106.91
BonAgncy	Bond	\$50.00
Caselle	Services	\$75.00
CasperPubSafetyComm	Services	\$3,195.02
CATC	Funding	\$172,327.00
Centurylink	Services	\$257.25
CEvans	Reimb	\$75.00
CityofCasper	Services	\$6,916.67
CivilEngineeringProfessionals	Projects	\$22,406.62

CommTech	Goods	\$463.50
ComprLeasing	Supp	\$1,644.54
Comtronix	Services	\$252.00
CPSM	training	\$10,710.00
CSmith	Reimb	\$161.67
DaveLodenConstruction	Projects	\$2,844.25
Dell	Goods	\$338.35
DeltaDental	Services	\$34,918.20
DFreeman	Refund	\$53.97
DFS	Services	\$160.00
DPCIndustries	Goods	\$6,475.62
ElectRecyclers	Services	\$8,443.05
EMBGolfCarts	Goods	\$2,142.00
EnvironmentalCivilSolutions	Services	\$391.40
FHiday	Reimb	\$260.61
FirstData	Services	\$2,599.47
FmlyJrnyCtr	Services	\$1,223.47
FSProvence	Refund	\$12.02
GarageDoorDudes	Services	\$6,300.00
GarlickLaw	Services	\$705.78
GlobalSpect	Funding	\$82,909.91
GnrlGrntsGrp	Services	\$4,200.00
GobleSampson	Services	\$529.00
GolderAssociates	Services	\$13,552.76
GovtJobs	Services	\$9,767.40
GPCArchctcs	Services	\$371.86
GSGArchitecture	Services	\$30,846.13
HighPlainsConstruction	Goods	\$72,165.15
Homax	Goods	\$33,491.29
InbergMillerEngineers	Services	\$21,166.52
ISC	Supplies	\$59.62
ITCElec	Services	\$1,065.17
J Peterson	Reimb	\$448.70
JTLGroup	Services	\$10,945.12
KubwaterResources	Goods	\$5,018.98
LGriffith	Reimb	\$75.00
LNCurtis&Sons	Supp	\$59,828.00
LxisNxix	Svc	\$130.43
McMurryReadyMix	Goods	\$118.50
MFSmith	Refund	\$6.56
MTAssocofHealth	Services	\$6,945.90
Nalco	Supp	\$12,009.60
NCChldProt	Funding	\$500.00

NCHealth Dept	Funding	\$180,000.00
NewDawnTechnologies	Services	\$10,311.00
PannierGraphics	Services	\$2,962.00
Pepsi	Goods	\$1,009.00
PorterMuirhead	Services	\$50,000.00
PostalPros	Services	\$11,741.20
PvrtyRestncFoodPntry	Funding	\$8,055.32
PwrSvc	Supp	\$662.89
Raftelis	Services	\$5,220.25
Rauflick	Refund	\$28.73
RButler	Reimb	\$47.50
RockyMtnPower	Services	\$88,042.32
SAHouck	Refund	\$114.61
SamParsonsUpholstery	Services	\$227.66
ShoshoneDistributing	Goods	\$165.00
StealthPartnerGroup	Services	\$53,803.74
TDach	Reimb	\$59.99
Ten-E	Services	\$800.00
Terracon	Goods	\$5,186.58
TKennedy	Reimb	\$38.50
TMcCarthy	Reimb	\$39.88
TPitlick	Reimb	\$375.57
TrihydroCorp	Projects	\$8,779.21
VisionServicePlan	Services	\$1,491.38
WasteWaterTreatment	Funding	\$272,475.47
WERCSCCommunications	Services	\$37.00
WestCoastRotor	Goods	\$7,212.89
WesternWaterConsult	Services	\$18,107.16
WorthingtonLenhart&Carpenter	Services	\$47,728.28
WyLawEnforcementAcademy	Services	\$4,180.50
		\$1,875,085.65

Mayor Pro Tem Pacheco then provided a historical overview and summarized the achievements of the North Platte River Restoration. He asked the many volunteers present to stand and be acknowledged for their part in this remarkable project. He then presented a certificate to Jolene Martinez, Assistant to the City Manager and River Restoration organizer, to honor all involved for their dedication to this project and to the community.

Moved by Councilmember Hopkins, seconded by Councilmember Huckabay, to, by minute action, establish December 19, 2017, as the public hearing date for the consideration of:

- a. vacate a portion of South Forest Drive;
- b. new Bar and Grill License No. 10, for Marvin Piel Family, LLC, d/b/a The Tower, located at 100 North Center Street;

c. transfer of ownership for Retail Liquor License No. 5, owned by Lucky 95, LLC, located at 134 North Center to Travis Taylor located at 134 North Center;

d. disposition of former Plains Furniture properties, located between David Street and Ash Street in the Old Yellowstone District; and

Establish February 20, 2018, as the public hearing date for consideration of:

a. annual renewal of all City of Casper Liquor Licenses.

Motion passed.

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

ORDINANCE NO. 15-17

AN ORDINANCE APPROVING A ZONE CHANGE FOR LOTS  
1-4, THOMAS D. ROSS #1 ADDITION IN THE CITY OF  
CASPER, WYOMING.

WHEREAS, after a public hearing on August 17, 2017, the City of Casper Planning and Zoning Commission, by a 5-2 vote, failed to pass a motion recommending that the City Council approve a zone change of Lots 1-4, Thomas D Ross #1 Addition, located at 802-808 North Washington Street, from R-3 (One to Four Unit Residential) to C-2 (General Business); and,

WHEREAS, pursuant to Section 17.12.170(E) of the Casper Municipal Code, if a zone change is denied, the Commission shall state, in writing, the reasons for its decision. Decisions of the Commission to deny a zone change may be appealed to the City Council, in writing, within ten calendar days from the date of the written decision, pursuant to Section 17.12.170(G) of the Casper Municipal Code; and,

WHEREAS, the Commission's written decision is dated August 17, 2017, and the applicant provided a written appeal to the City dated August 18, 2017; and,

WHEREAS, the governing body of the City of Casper finds that the Planning and Zoning Commission's decision to deny the zone change should be overturned, and the above-described zone change should be approved.

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

SECTION 1:

That a zone change of Lots 1-4, Thomas D Ross #1 Addition, located at 802-808 North Washington Street, from R-3 (One to Four Unit Residential) to C-2 (General Business), is hereby approved.

SECTION 2:

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

PASSED on 1<sup>st</sup> reading the 7<sup>th</sup> day of November, 2017.

PASSED on 2<sup>nd</sup> reading the 21<sup>st</sup> day of November, 2017.

PASSED on 3<sup>rd</sup> reading the 5<sup>th</sup> day of December, 2017.

ORDINANCE NO. 19-17  
AN ORDINANCE APPROVING A ZONE CHANGE FOR LOTS  
1-8 OF THE CPH ADDITION IN THE CITY OF CASPER,  
WYOMING.

WHEREAS, an application has been made to rezone the above described lots from zoning classification R-2 (One Unit Residential) to R-3 (One to Four Unit Residential); and,

WHEREAS, after a public hearing on September 28, 2017, the City of Casper Planning and Zoning Commission passed a motion recommending that City Council approve the zone change request; and,

WHEREAS, the governing body of the City of Casper finds that the above described zone change should be approved.

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

SECTION 1:

Lots 1-8, CPH Addition of the City of Casper, located on Aryn Lane, are hereby rezoned from R-2 (One Unit Residential) to R-3 (One to Four Unit Residential).

SECTION 2:

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

PASSED on 1<sup>st</sup> reading the 7<sup>th</sup> day of November, 2017.

PASSED on 2<sup>nd</sup> reading the 21<sup>st</sup> day of November, 2017.

PASSED on 3<sup>rd</sup> reading the 5<sup>th</sup> day of December, 2017.

Councilmember Morgan presented the two (2) foregoing consent agenda ordinances for adoption, on third reading. Seconded by Councilmember Hopkins. Motion passed.

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

ORDINANCE NO. 20-17  
AN ORDINANCE APPROVING THE VACATION OF A  
PORTION OF SOUTH SPRUCE STREET.

Councilmember Huckabay presented the foregoing one (1) ordinance for adoption, on second reading, by consent agenda. Seconded by Councilmember Walsh. Motion passed.

Following resolution read:

RESOLUTION NO. 17-225  
A RESOLUTION AUTHORIZING A LEASE AGREEMENT  
WITH RAY AND FAYE NASH, LLC, FOR THE OPERATION  
OF THE CASPER SPEEDWAY.

Councilmember Johnson presented the foregoing resolution for adoption. Seconded by Councilmember Morgan. City Manager Napier provided a brief report.

Ray Nash, 4913 Eisenhower, introduced himself and described the plans and schedule for the upcoming race season. He also addressed questions presented by Councilmembers. Motion passed.

Following resolution read:

RESOLUTION NO. 17-237  
A RESOLUTION APPROVING THE PROPOSED PROJECT APPLICATIONS FOR THE REALLOCATION OF 2015-2016 COUNTY CONSENSUS FUNDING.

Councilmember Powell presented the foregoing resolution for adoption. Seconded by Councilmember Johnson. City Manager Napier provided a brief report.

Councilmembers made statements supporting the use of the consensus funds for the projects proposed and expressed their concerns about the parity of the use of these funds within the county. City Manager Napier addressed questions presented by Council. Council discussed the matter at length. Motion passed.

The following resolutions were considered, by consent agenda:

RESOLUTION NO. 17-223  
A RESOLUTION TO DOCUMENT THE CITY OF CASPER'S IMPLEMENTATION OF THE PROVISIONS OF SECTIONS 414(h)(2) OF THE INTERNAL REVENUE CODE, REGARDING EMPLOYER PICK-UP OF EMPLOYEE RETIREMENT CONTRIBUTIONS TO THE WYOMING RETIREMENT SYSTEM.

RESOLUTION NO. 17-224  
A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH HEDQUIST CONSTRUCTION, INC., FOR A WINTER SHUTDOWN AS PART OF THE ROBERTSON ROAD SOUTH PATHWAY PROJECT.

RESOLUTION NO. 17-226  
A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH HDR ENGINEERING, INC., FOR THE WWTP DIGESTER BOILER INSTALLATION, PROJECT NO. 17-068.

RESOLUTION NO. 17-227  
A RESOLUTION AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES WITH HITEK COMMUNICATIONS, INC., FOR THE CATC SECURITY IMPROVEMENTS, PROJECT NO. 17-009.

RESOLUTION NO. 17-228

A RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH THE ST. ANTHONY TRI-PARISH CATHOLIC SCHOOL FOR USE OF THE CASPER ICE ARENA.

RESOLUTION NO. 17-229

A RESOLUTION AUTHORIZING THE GRANT OF A CORRECTIVE QUITCLAIM DEED FROM THE CITY OF CASPER, WYOMING, TO THE NATRONA COUNTRY SCHOOL DISTRICT NO. 1.

RESOLUTION NO. 17-230

A RESOLUTION ACCEPTING A DEDICATION OF THE RIGHT-OF-WAY FOR OAKCREST AVENUE FROM THE NATRONA COUNTRY SCHOOL DISTRICT NO. 1.

RESOLUTION NO. 17-231

A RESOLUTION AUTHORIZING AN AMENDMENT TO A LEASE AGREEMENT BETWEEN THE CITY OF CASPER, WYOMING, AND NATRONA COUNTRY SCHOOL DISTRICT NO. 1 FOR FIVE PARCELS OF CITY OWNED PROPERTY LOCATED ADJACENT TO SCHOOL SITES.

RESOLUTION NO. 17-232

A RESOLUTION APPROVING AN ACCESS EASEMENT AGREEMENT BETWEEN THE CITY OF CASPER, WYOMING AND NATRONA COUNTRY SCHOOL DISTRICT NO. 1.

RESOLUTION NO. 17-233

AUTHORIZE THE MAYOR TO EXECUTE THE 2020 CENSUS LOCAL UPDATE OF CENSUS ADDRESSES OPERATION REGISTRATION FORM.

RESOLUTION NO. 17-234

A RESOLUTION APPROVING A SITE PLAN FOR REDEVELOPMENT AND SITE IMPROVEMENTS AT 1301 WILKINS CIRCLE, LOTS 9 AND 10, PLATTE RIVER INDUSTRIAL PARK ADDITION.

RESOLUTION NO. 17-235

A RESOLUTION AUTHORIZING A LEASE BETWEEN THE CITY OF CASPER AND MOUNTAIN SPORTS.

RESOLUTION NO. 17-236  
A RESOLUTION AUTHORIZING A LEASE AGREEMENT  
BETWEEN THE CITY OF CASPER AND THE CASPER  
MOUNTAIN SKI PATROL FOR USE OF THE SKI PATROL  
BUILDING AT THE HOGADON BASIN SKI AREA.

Councilmember Hopkins presented the foregoing thirteen (13) resolutions for adoption. Seconded by Councilmember Huckabay. Motion passed.

Moved by Councilmember Johnson, seconded by Councilmember Morgan, to, by consent minute action, authorize the purchase of one (1) new roll off truck body, in the amount of \$44,089.05, from Ameri-Tech Equipment Company; authorize the purchase of one (1) new side loading sanitation truck body, in the amount of \$142,986.99, from Ameri-Tech Equipment Company; and reject all bids received for the purchase of one (1) new front loading sanitation truck body. Motion passed.

Individuals addressing the Council were: Pat Sweeney, 951 N. Kimball, asking Council to be cooperative in the allocation of consensus funds, sharing his reservations about a conference center, and thanking Interim Police Chief Schulz for his service; Connie Thompson, 6224 Gothberg, urging Council to recognize the historic value of the buildings on Ash Street; Vivian Meek, 765 W. 20<sup>th</sup>, asking about meetings on the potential conference center, as well as details regarding the upcoming public hearing on the former Plains Furniture properties; Dale Zimmerle, 3035 Bellaire, presented Council with a Christmas gift bag; Dennis Steensland 533 S. Washington, asking about the replacement of seats at the Events Center, and stating support of Interim Police Chief Schulz; and William Conte, 1723 S. Cedar, requesting Council consider sponsoring a municipal theater.

Mayor Pro Tem Pacheco noted the next meetings of the City Council will be a work session to be held at 4:30 p.m., Tuesday, December 12, 2017, in the Council's meeting room; and, a regular Council meeting to be held at 6:00 p.m., Tuesday, December 19, 2017, in the Council Chambers.

At 7:45 p.m., it was moved Councilmember Walsh, seconded by Councilmember Laird, to adjourn into executive session to discuss litigation. Motion passed. Council moved into the Council meeting room.

Council returned to the Council Chambers. At 7:59 p.m., it was moved by Councilmember Johnson, seconded by Councilmember Walsh, to adjourn the executive session and regular Council meeting. Motion passed.

ATTEST:

CITY OF CASPER, WYOMING  
A Municipal Corporation

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

\_\_\_\_\_  
Ray Pacheco  
Mayor Pro Tem