

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
MAY 4, 2021

1. CALL TO ORDER

Regular Meeting of the City Council was called to order by Mayor Weaver at 6:30 p.m.

2. Pledge of Allegiance

Mayor Weaver led the Pledge of Allegiance.

3. Roll Call

Roll call showed present: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Absent: Harrington.

Directors and City Clerk present: Janine Jordan, City Manager; Todd Feezer, Assistant City Manager; Nancy Bartholomew, City Clerk; Bob Southard, City Attorney; Malea Brown, Chief Operating Officer; Eric Jaap, City Engineer; and Robert Terry, Assistant Police Chief.

4. Public Comment on Non-Agenda Items (Aggregate time limit 30 minutes)

(Limit of 3 minutes per speaker.)

None.

5. Consideration of Changes in Agenda and Setting the Agenda

MOTION BY PEARCE, seconded by O'Doherty, that the Agenda be set as submitted.

MOTION CARRIED by voice vote and raised hands.

6. PROCLAMATIONS/NOTIFICATIONS/PUBLIC HEARINGS

6.A. PROCLAMATIONS & PRESENTATIONS

6.A.i. PROCLAMATION: National Service Recognition Day

Councilor Summerville left meeting at 6:37 pm.

6.B. PUBLIC HEARING

6.B.i. PUBLIC HEARING: Original Ordinance No. 2026, Amending LMC 5.09.615 Prohibited on Licensed Premises Underage Exceptions

6.C. ANNOUNCEMENTS

Teini- Community Clean-up week May 1-15, 2021; Landfill Vouchers.

Feezer- May 8th Power outage.

Jordan- Closed application period for Ad Hoc Working Group for Police and Community, still open for social services.

7. Disclosures by City Council Members

None.

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8. Approval of Consent Agenda

Items listed on the Consent Agenda are considered to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless a Councilor or citizen so requests, in which case the item will be removed from the Consent Agenda and will be considered on the Regular Agenda.

MOTION BY PEARCE, seconded by Shuster, that the Consent Agenda be approved and that each specific action on the Consent Agenda be approved as indicated.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Pearce, and Weaver. Nay: None. Absent: Harrington and Summerville. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from April 13 and April 20, 2021

Action:

that Council approve the Minutes of the following City Council meetings: Regular Meeting and Public Hearing of April 20, 2021 and Special Meeting of April 13, 2021, and have them placed on file for public inspection.

9.B. MINUTES: Monolith Ranch Advisory Committee Minutes from January 14, 2021

Action:

move to acknowledge receipt of the Minutes from the Monolith Ranch Advisory Committee's January 14, 2021 Regular Meeting and place them on file for public inspection.

9.C. CEMETERY DEEDS: Cemetery Deeds for April 16-30, 2021

Action:

that the Cemetery Deeds for April 16-30, 2021 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

9.D. VOUCHERS: April 2021

Action:

that the following Resolution be adopted: BE IT RESOLVED: that all vouchers approved by the Finance Committee be allowed, warrants drawn on proper City funds in payment thereof, and the vouchers be placed on file in the Treasurer's Office subject to public inspection; and that Council authorize payment for the month-end payroll, light and gas charges, telephone charges, employee travel, other employee reimbursements, pay advances, refunds for City services, recording fees, postage, lease purchase and bond payments, self-funded employee health insurance claims, miscellaneous insurance claims, Council-approved bid items, outside attorney fees, other consulting fees, before normal City Council approval on the first Tuesday of May. These expenditures are to be paid subject to audit by the City of Laramie Finance Department.

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9.E. REPORT: Acknowledgement of receipt of the 2020 Building Permit Report Executive Summary

Action:

that the Laramie City Council acknowledge receipt of the 2020 Building Permit Report Executive Summary and place it on file for public inspection.

9.F. AGREEMENT: Utility License with Albany County for 24" Waterline-North Side Tank

Action:

move to approve the submission of a Utility License Agreement to the Board of Commissioners of Albany County to allow a water main crossing under Roger Canyon Road, approve a weekly dispersion (Friday check) in the amount of \$1,119.70, and authorize the Mayor and City Clerk to sign.

9.G. AGREEMENT: Utility License with Albany County for 12" Waterline-North Campus

Action:

move to approve the submission of a Utility License Agreement to the Board of Commissioners of Albany County to allow a water main crossing under Roger Canyon Road, approve a weekly dispersion (Friday check) in the amount of \$1,247.50, and authorize the Mayor and City Clerk to sign.

9.H. MOU: MOU with County for Crime Victim Witness Services in Laramie Municipal Court

Action:

to approve the Memorandum of Understanding between the City and the County for Victim Witness Services for 2021-2022 and authorize an expenditure of \$15,000 pursuant to the MOU and authorize the Mayor and Clerk to sign.

9.I. GRANT: Consideration of the Grant Agreement between the Wyoming Department of Agriculture and the City of Laramie, Wyoming for the award of an Emergency Insect Management Program Grant for the 2021 Mosquito Control Program

Action:

that Council approve the Grant Agreement between the Wyoming Department of Agriculture and the City of Laramie, Wyoming for the award of an Emergency Insect Management Program Grant in the amount of \$30,000.00 for the 2021 Mosquito Control Program and authorize the Mayor and Clerk to sign.

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10. REGULAR AGENDA

11. Award of Bid for the 11th Street Priority Replacement

MOTION BY PEARCE, seconded by Gabriel, to award the bid for the 11th Street Priority Replacement project to Oftedal Construction Inc., Casper, WY, in the amount of \$1,291,738.10 along with a contingency of \$129,173.81 for a total amount not to exceed \$1,420,911.91, amend the Fiscal Year 2021 Water Budget accordingly, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Pearce, and Weaver. Nay: None. Absent: Harrington and Summerville. MOTION CARRIED.

12. Amendment #1 to the Professional Services Agreement for Construction Services to the 11th Street Priority Replacement Project

MOTION BY PEARCE, seconded by Shuster, to approve Amendment #1 to the 11th Street Priority Replacement Design Professional Services Agreement with Sunrise Engineering to conduct construction services in an amount of \$94,800 with a contingency of \$9,480 for a total amount of \$104,280, and authorize the Mayor and City Clerk to sign.

Councilor Summerville rejoined at 6:56 pm.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

13. Award of Bid for the Reynolds Sanitary Sewer – Phase 1 Project

MOTION BY O'DOHERTY, seconded by Gabriel, to award the bid for the Reynolds Sanitary Sewer Phase 1 project to Simon Contractors, Laramie, WY, in the amount of \$1,193,220.00 along with contingency of \$119,322.00 for a total amount not to exceed \$1,312,542.00, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

14. Amendment 2 to the Professional Services Agreement for the Reynolds Sanitary Sewer Design

MOTION BY GABRIEL, seconded by Shuster, to approve Amendment #2 to the Reynolds Sanitary Sewer Design Professional Services Agreement with Trihydro to conduct construction services in the amount of \$121,182.00 with a contingency of \$12,000.00 for a total amount of \$133,182.00, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

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15. Award of Bid for the 15th Street Reconstruction Project

MOTION BY SHUSTER, seconded by Pearce, to award the bid for the 15th Street Reconstruction Project to Simon Contractors, Laramie, WY, in the amount of \$740,774.00 along with contingency of \$74,000.00 for a grand total amount not to exceed \$814,774.00, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

16. Amendment #1 to the Professional Services Agreement for the 15th Street Reconstruction Design

MOTION BY CUMBIE, seconded by Pearce, to approve Amendment #1 to the 15th Street Reconstruction Project Professional Services Agreement with Trihydro Corporation to conduct construction services in the amount of \$39,629.00 with a contingency of \$4,000.00 for a total amendment of \$43,629.00, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

17. Consideration of Award of Bid for the Scout Park Development Project to Big Huhnks Excavation, Inc. Laramie, WY

MOTION BY GABRIEL, seconded by Shuster, to award the bid for the Scout Park Development Project to Big Huhnks Excavation, Inc. Laramie, WY, in the amount of \$594,041.98 along with a contingency of \$29,702.10 for a total amount not to exceed \$623,744.08 and amend the fiscal year 2021/22 SPT Budget accordingly and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

18. Resolution 2021-31, Supporting the Nomination for the 2021 WAM Community Hero Award

MOTION BY SHUSTER, seconded by O'Doherty, move to pass Resolution 2021-31, approving the nomination of WyoTech for the 2021 WAM Community Hero Award, and authorize the Mayor and Clerk to sign.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

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19. Original Ordinance No. 2026, Amending LMC 5.09.615- Prohibited on Licensed Premises Underage Exceptions

Second Reading. (Introduced by O'Doherty)

MOTION BY STALDER, seconded by Shuster, to approve Original Ordinance No. 2026, amending LMC 5.09.615-Prohibited on Licensed Premises underage exceptions on second reading.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

20. Resolution 2021-32, Granting Authority to City Manager to Delay Implementation of Enrolled Ordinance No. 1778- Non-municipal Water

MOTION BY CUMBIE, seconded by Shuster, to approve a Resolution 2021-32, extending the implementation date of Enrolled Ordinance Number 1778, Non-Municipal Water Use, to December 1, 2021, and authorize the Mayor and Clerk to sign.

Councilor Gabriel left at 7:56 pm.

Roll call showed Aye: Cumbie, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Gabriel and Harrington. MOTION CARRIED.

21. Consideration of letter of support for the Sailors Solar Project on the Monolith Ranch.

MOTION BY PEARCE, seconded by O'Doherty, to approve the letter of support for the Sailors Solar Project on the Monolith Ranch, and authorize the Mayor and City Clerk to sign.

Councilor Gabriel rejoined at 8:03 pm.

Roll call showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

Council recessed at 8:07 pm.

Council reconvened at 8:16 pm.

22. Original Ordinance No. 2025, amending the City of Laramie's official zoning map to zone a city block, Block 212, Original Laramie Final Plat, located at 710 Garfield Street as DC (Downtown Commercial) District within the City of Laramie.

Third and Final Reading. (Introduced by Summerville)

MOTION BY SUMMERVILLE, seconded by Pearce, to approve Original Ordinance No. 2025, on third reading, establishing DC Zoning District for a city block, Block 212, Original Laramie Final Plat, approximately 1.8 acres in size, located at 710 Garfield Street, in accordance with findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the ordinance.

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MOTION BY SHUSTER, seconded by Stalder, to call previous question.

Roll call on previous question showed Aye: Cumbie, Gabriel, Shuster, and Stalder. Nay: O'Doherty, Summerville, Pearce, and Weaver. Absent: Harrington. MOTION FAILED.

Roll call on main motion showed Aye: Cumbie, Gabriel, O'Doherty, Shuster, Stalder, and Weaver. Nay: Summerville and Pearce. Absent: Harrington. MOTION CARRIED.

23. Public Comments on Non-Agenda Items

None.

24. Consideration of future Council work session topics

Summerville, Pearce -Buffer Zone for Downtown Zoning.

25. Adjourn to Executive Session regarding Litigation, WY § 16-4-405(a)(iii).

MOTION BY SHUSTER, seconded by Pearce, to adjourn to Executive Session regarding Litigation, WY § 16-4-405(a)(iii).

MOTION CARRIED by voice vote.

Council adjourned at 9:03 p.m.

Approved:

Nancy Bartholomew
City Clerk

Date

Duly published in the newspaper and posted online at www.cityoflaramie.org on 12th day of May 2021.