

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
FEBRUARY 21, 2023

Pre-meetings are held prior to Regular Council meetings for the purpose of discussing items on the consent agenda and assigning introductions of items on the regular agenda.

Pre meeting began at 6:00 pm.

Pre-meeting recessed at 6:08 pm.

1. CALL TO ORDER

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

2. Pledge of Allegiance

Mayor Harrington led the Pledge of Allegiance.

3. Roll Call

Roll call showed present: Pat Gabriel, Brandon Newman, Erin O'Doherty, Jayne Pearce, Micah Richardson, Joe Shumway, Andi Summerville, and Brian Harrington. Absent: Sharon Cumbie.

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; Jenn Wade, Director of Administrative Services; Brooks Webb, Public Works Director; and Brian Browne, 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

A. MOTION BY PEARCE, seconded by O'Doherty, that the following changes to the Agenda be approved: taking item 22 on the regular agenda and moving it to item number 10.A. on the regular agenda.

MOTION CARRIED by voice vote.

B. MOTION BY PEARCE, seconded by Newman, that the Agenda be set as changed.

MOTION CARRIED by voice vote.

6. PROCLAMATIONS/NOTIFICATIONS/PUBLIC HEARINGS

6.A. PROCLAMATIONS & PRESENTATIONS

6.B. PUBLIC HEARING

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6.C. ANNOUNCEMENTS

6.C.i. Monthly Staff Recognition

- Felipe Sauzo, Sr. Solid Waste Worker now Collection Supervisor- postponed to the next meeting.

7. Disclosures by City Council Members

None.

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 Gabriel, that the Consent Agenda be approved and that each specific action on the Consent Agenda be approved as indicated.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from February 7, 2023

Action:

that Council approve the Minutes of the following City Council meetings: the Public Hearings and Regular Meeting of February 7, 2023, and have them placed on file for public inspection.

9.B. MINUTES: Minutes from the November 9, 2022 Regular Meeting of the Parks, Tree & Recreation Advisory Board

Action:

that Council acknowledge receipt of the Minutes from the Parks, Tree & Recreation Advisory Board regular meeting from November 9, 2022, and have them placed on file for public inspection.

9.C. MINUTES: Minutes from the December 14, 2022 Regular Meeting of the Parks, Tree & Recreation Advisory Board

Action:

that Council acknowledge receipt of the Minutes from the Parks, Tree & Recreation Advisory Board regular meeting from December 14, 2022, and have them placed on file for public inspection.

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9.D. MINUTES: Minutes from the January 11, 2023 Regular Meeting of the Parks, Tree & Recreation Advisory Board

Action:

that Council acknowledge receipt of the Minutes from the Parks, Tree & Recreation Advisory Board regular meeting from January 11, 2023, and have them placed on file for public inspection.

9.G. ACKNOWLEDGEMENT: Acknowledgement of Receipt of the Annual Report from the Laramie Rifle Range and Requested Fee Increases for Memberships

Action:

that the Laramie City Council acknowledge the receipt of the annual report from the Laramie Rifle Range and requested fee increases for memberships.

9.H. AGREEMENT: Community Project Designation - Wyoming Community Gas Distribution Checks

Action:

to approve allocation for Wyoming Community Gas Distribution Checks to Laramie Interfaith for \$8,200.55, Laramie Downtown Clinic for \$8,200.55, and Laramie Soup Kitchen for \$8,200.55 based on the Finance Committee recommendation approved on February 7, 2023 and authorize the Mayor to sign.

9.I. AMENDMENT: Amendment 03 to Professional Services Agreement for B2 Sewer Line Replacement - Phase 2 Project

Action:

move to approve Amendment Number 03 to the Professional Services Agreement with Sunrise Engineering for Bidding Preparation and Assistance on the B2 Sewer Line Replacement – Phase 2 Project in the amount of \$3,726.75 and authorize the Mayor and City Clerk to sign.

9.J. LEASE AMENDMENT: Consideration of Amendment Number One to the Lease Agreement between the City of Laramie and the Laramie Barnstormers

Action:

that the Laramie City Council approve Amendment Number One to the lease agreement between the City of Laramie and the Laramie Barnstormers and authorize the Mayor and Clerk to sign.

9.K. AMENDMENT CONTRACT: Consideration of an Amendment to the Agreement for Professional Services between the City of Laramie and Eagle Plumbing & Heating, Inc. for Plumbing Repair and Installation Services for City Owned Facility Plumbing Systems and Equipment

Action:

that Council approve amendment number one to the agreement for professional services between the City of Laramie and Eagle Plumbing & Heating, Inc. for plumbing repair and installation services for City owned facility plumbing systems and equipment for a one-year period and authorize the Mayor and Clerk to sign.

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9.L. AWARD OF CONTRACT: Contract Award for 2023 Compost Screen Rental

Action:

move to award the bid contract for the rental of a compost screen to Power Screening in the total amount of \$42,775.00 with a contingency of \$7,225.00 and authorize the Mayor and City Clerk to sign.

9.M. MOU: Consideration of Wyoming Law Enforcement Extraterritorial Assistance Memorandum of Understanding between the Laramie Police Department and the Cheyenne Police Department

Action:

move to approve the Wyoming Law Enforcement Extraterritorial Assistance Memorandum of Understanding, Between the Laramie Police Department and the Cheyenne Police Department and authorize the Mayor and Clerk to sign.

9.N. LICENSE: Temporary Use of a Laramie County Retail Liquor License for DeLancey Enterprises, LLC within City Limits for the Ducks Unlimited Laramie Chapter Fundraiser on March 4, 2023

Action:

that City Council approve a temporary use of a Laramie County Retail Liquor License for DeLancey Enterprises, LLC within City Limits for an event on March 4, 2023 at the UW Gateway Center for the Ducks Unlimited Laramie Chapter Fundraiser.

9.O. ORDINANCE: Original Ordinance No. 2056, Amending Laramie Municipal Code 9.12.130 - Disorderly Conduct - Generally to Prohibit Intoxicated Individuals from Entering Private Homes or Places without the Knowledge or Consent of the Owner or Occupant

Third and Final Reading. (Introduced by Gabriel)

Action:

move to approve on third reading Original Ordinance No. 2056, amending Laramie Municipal Code 9.12.130 to also prohibit intoxicated individuals from entering private homes or places without the knowledge or consent of the owner of occupant under subsection (E), and authorize the Mayor and City Clerk to sign.

9.P. SCHEDULE MEETINGS:

that the following meeting be scheduled:

a.

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10. REGULAR AGENDA

10.A. Moved from 22. Original Ordinance No. 2055, Vacating Approximately a 4.31 acre Pedestrian Easement within Timberline Business Park, Lots 1 through 7

Introduction and First Reading. (Introduced by Richardson)

MOTION BY RICHARDSON, seconded by Gabriel, to approve Original Ordinance No. 2055 on first reading, vacating approximately a 4.31 acre pedestrian easement within Timberline Business Park, lots 1 through 7 as recommended by the Planning Commission; based on findings of fact and conclusions of law.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

11. Award of Bid Unit 671 Refuse Collection Truck with Trade in

MOTION BY SHUMWAY, seconded by Pearce, to award the bid for replacement of Unit 671 Refuse Collection Truck to Elliott Equipment, Commerce City, CO in an amount not to exceed \$342,435.00, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

12. Award of Bid Unit 609 Landfill Water Truck (used)

MOTION BY NEWMAN, seconded by O'Doherty, to award the bid for the Unit 609 Landfill Water Truck to Wyoming Machinery Company, Cheyenne, WY in an amount not to exceed \$146,500.00, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

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13. Award of Contract for the Purchase of a New Vector Truck for Storm Sewers

MOTION BY GABRIEL, seconded by Richardson, to award the contract for the purchase of a new sewer Vector Truck for Storm Sewers to Joe Johnson Equipment, Billings, MT in an amount not to exceed \$510,537.00, and authorize the Mayor and Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

14. Consideration of Bid Award to SWi, LLC of Cheyenne, Wyoming for the Laramie Police Department Perimeter Fencing Improvements

MOTION BY PEARCE, seconded by Newman, to award the bid for the Laramie Police Department Perimeter Fencing Improvements to SWi, LLC of Cheyenne, Wyoming in an amount not to exceed \$174,465 dollars, authorize \$5,000 in project contingency funds and further approve a FY 2023 budget amendment of \$56,100, transferring funding from FY 2024 Police Outdoor Improvements to the FY 2023 Police Outdoor Improvements and authorize the City Manager to sign the Bid Award, and the Mayor and Clerk to sign the Construction Contract.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

15. Resolution 2023-19, Supporting the Filing of a Grant Application with the Wyoming Water Development Commission to Update the Water Master Plan

MOTION BY O'DOHERTY, seconded by Pearce, to approve Resolution 2023-19, supporting the filing of a \$1,000,000.00 grant application with the Wyoming Water Development Commission to update the Water Master Plan, authorize the Mayor and City Clerk to sign and authorize a \$1,000.00 application fee and \$3,000.00 reimbursement fee to accompany the application.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

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16. Letter of Understanding with Union Pacific Railroad Company for the Purchase of Real Property

MOTION BY SHUMWAY, seconded by Richardson, to approve the Letter of Understanding with Union Pacific Railroad Company for the Purchase of Real Property in the amount of \$799,956.80, amend the budget as appropriate, and authorize the Mayor to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

17. Amendment #2 to the Professional Services Agreement with WWC Engineering for Construction Services on the 3rd Street Utility Rehabilitation – Phase 2 Project

MOTION BY RICHARDSON, seconded by Pearce, to approve Amendment #2 to the Professional Services Agreement with WWC Engineering for Construction Services on the 3rd Street Utility Rehabilitation – Phase 2 Project in the amount of \$118,000.00 for a total contract amount not to exceed \$598,000.00 and amend the Fiscal Year 2023 Water Fund Budget accordingly, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

18. Resolution 2023-20, FY 2023 Budget Amendments for Centrally Budgeted Accounts and Employee Stipends

MOTION BY GABRIEL, seconded by Pearce, to approve Resolution 2023-20, amending appropriations for the fiscal year 2023-2024 biennium budget of the City of Laramie, WY, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

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19. Resolution 2023-21, Budget Amendments for FY 2023 and FY 2024

MOTION BY NEWMAN, seconded by Gabriel, to approve Resolution 2023-21, transferring unencumbered or unexpended appropriations balances from one fund to another and amending appropriations for the fiscal year 2023 - 2024 biennial budget of the City of Laramie, WY, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

20. Consideration of a Lease Agreement between the City of Laramie and OTTERSPLACE, LLC. for the Provision of EV Charging

MOTION BY O'DOHERTY, seconded by Gabriel, to approve the lease agreement between the City of Laramie and OTTERSPLACE, LLC. for the provision of EV Charging and authorize the Mayor and Clerk to sign.

Public Comment: None.

Roll call showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

21. Resolution 2023-22, Adopting Policy Goals and Objective for the City of Laramie for 2023

MOTION BY PEARCE, seconded by Gabriel, to approve a Resolution 2023-22, adopting policy goals and objectives for the City of Laramie for 2023, and authorize the Mayor and Clerk to sign.

MOTION BY O'DOHERTY, seconded by Newman, to postpone to March 7th and hold a work session on March 1st, 6:00 pm.

Councilor Newman called the question.

Public Comment: Not held due to the call of the question.

Roll call on called question showed Aye: Gabriel, Newman, O'Doherty, Richardson, Shumway, and Summerville. Nay: Pearce and Harrington. Absent: Cumbie. MOTION CARRIED.

Roll call on postponement showed Aye: Gabriel, Newman, O'Doherty, Pearce, Richardson, Shumway, Summerville, and Harrington. Nay: None. Absent: Cumbie. MOTION CARRIED.

22. Moved to item 10.A. Original Ordinance No. 2055, Vacating Approximately a 4.31 acre Pedestrian Easement within Timberline Business Park, Lots 1 through 7

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23. Public Comments on Non-Agenda Items

None.

24. Consideration of future Council work session topics

None.

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

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

MOTION CARRIED by voice vote.

Council adjourned at 8:07 p.m.

Approved:

Nancy Bartholomew
City Clerk

Date

Duly published in the newspaper and posted online at www.cityoflaramie.org on 1st day of March 2023.