

MINUTES
CITY OF LARAMIE, WYOMING
CITY COUNCIL MEETING
JULY 19, 2022

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: Sharon Cumbie, Pat Gabriel, Erin O'Doherty, Fred Schmechel, Bryan Shuster, Andi Summerville, Jayne Pearce, and Paul Weaver. Absent: Brian 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; Brooks Webb, Public Works Director; and Dale Stalder, Police Chief.

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

(Limit of 3 minutes per speaker.)

Rebecca Riley

Brett Glass

5. Consideration of Changes in Agenda and Setting the Agenda

MOTION BY PEARCE, seconded by Shuster, 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.B. PUBLIC HEARING

6.B.i. PUBLIC HEARING: Original Ordinance No. 2047, Amending Laramie Municipal Code Section 13.78.070 Related to the City's Industrial Pretreatment Program

6.B.ii. PUBLIC HEARING: Original Ordinance No. 2048, Vacating approximately a 29,500 Square Foot area of Right-Of-Way on Lewis Street, between 14th Street and 15th Street

6.B.iii. PUBLIC HEARING: Original Ordinance No. 2049, Vacating Approximately a 1.09 Acre Public Utility Easement within Laramie River Business Park II, Block 8, Lot 1

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6.B.iv. PUBLIC HEARING: Original Ordinance No. 2050, Amending Title 5.09 Alcoholic Beverages to Include the Provisions for Retail Liquor Licenses for Commercial Services Airports

6.C. ANNOUNCEMENTS

None.

6.C.i. Monthly Staff Recognition

- o **Fleet Staff (Derrell Wilmoth, Zach Fuchs, Fred Eder, Dalton Barrows, and John Waggoner)**

7. Disclosures by City Council Members

Fred Schmechel recused himself from 9.G. Sundance Hill, because of a fiduciary responsibility.

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 Cumbie, 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, Schmechel (abstained from Item 9.G.), Shuster, Summerville, Pearce, and Weaver. Nay: None. Absent: Harrington. MOTION CARRIED.

9. CONSENT AGENDA

9.A. MINUTES: City Council Meeting Minutes from July 5, 2022

Action:

that Council approve the Minutes of the following City Council meetings: the Regular Meeting and Public Hearing of July 5, 2022, and have them placed on file for public inspection.

9.B. MINUTES: Minutes from the April 7, 2022, and June 21, 2022, Laramie Building Authority - Bath Ranch

Action:

move to acknowledge receipt of the Minutes from the April 7, 2022, and June 21, 2022, Laramie Building Authority Regular Meetings regarding the Bath Ranch purchase and place them on file for public inspection.

9.C. CEMETERY DEEDS: Cemetery Deeds for July 1-15, 2022

Action:

that the Cemetery Deeds for July 1-15, 2022 be accepted, and the Mayor and City Clerk

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be authorized to sign and have them recorded in the Office of the County Clerk.

9.D. BYLAWS: Resolution 2022-46, Adopting the Bylaws Related to Laramie Advisory Commission on Disabilities

Action:

to approve Resolution 2022-46, adopting the bylaws related to Laramie Advisory Commission on Disabilities, and authorize the Mayor and City Clerk to sign.

9.E. LICENSE: Temporary Use of an Albany County Retail Liquor License for Cavalryman Steakhouse at Alice Hardie Stevens Center on July 20, 2022, 4:00 to 10:30 pm, for an Ivinson Mansion Gathering

Action:

that City Council approve a temporary use of an Albany County Retail Liquor License Cavalryman Steakhouse at Alice Hardie Stevens Center on July 20, 2022, 4:00 to 10:30 pm, for an Ivinson Mansion Gathering.

9.F. ORDINANCE: Original Ordinance No. 2046, Approving the Franchise Agreement for Internet Services between the City of Laramie and Visionary Broadband, LLC

Third and Final Reading (Introduced by Schmechel)

Action:

move to approve the third and final reading of Original Ordinance No. 2046 approving the Nonexclusive Franchise Agreement for Internet Services between the City of Laramie, Wyoming and Visionary Broadband, LLC, and authorize the Mayor and City Clerk to sign.

9.G. FINAL PLAT: Sundance Hill, 1st Filing Final Plat

Action:

to approve Sundance Hill, 1st Filing Final Plat, based on findings of fact and conclusions of law, acknowledge receipt of the required park in lieu fee; and authorize the Mayor and Clerk to sign the plat.

9.H. AGREEMENT: Consideration of a Settlement Agreement between the City of Laramie and Bombay Land Company, Inc., B.F.R. Development, Inc., including B.F.R. Partnership and Keith Burman, Gail Fluty, and Seymour Rosenblatt, as individuals, as part of BFR

Action:

that the Laramie City Council approve the Settlement Agreement between the City of Laramie and Bombay Land Company, Inc., B.F.R. Development, Inc., including B.F.R. Partnership and Keith Burman, Gail Fluty, and Seymour Rosenblatt, as individuals, as part of BFR, and authorize the City Manager and Clerk to sign.

10. REGULAR AGENDA

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11. Resolution 2022-41, Appointing a Council Member from the City of Laramie, Wyoming to Serve as a Council Liaison to the Albany County Mental Health Board

MOTION BY SUMMERVILLE, seconded by Schmechel, to approve Resolution 2022-41, appointing Councilor Sharon Cumbie as the Council liaison to the Albany County Mental Health Board, and authorize the Mayor and City Clerk to sign.

Public Comment: None.

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

12. Resolution 2022-42, Authorizing Submission of an Application to the State Loan and Investment Board for a Grant through Water and Sewer ARPA Grant Program Funding on Behalf of the Governing Body for the C-Line Replacement Phase 2 Project

MOTION BY O'DOHERTY, seconded by Pearce, to approve Resolution 2022-42, authorizing submission of an application to the State Loan and Investment Board for a grant through Water and Sewer American Rescue Plan Act Grant Program Funding on behalf of the Governing Body for the C-Line Replacement Phase 2 Project, and authorize the Mayor and City Clerk to sign the resolution and certification statement.

Public Comment: None.

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

13. Resolution 2022-43, Authorizing Submission of an Application to the State Loan and Investment Board for a Grant through Water and Sewer ARPA Grant Program Funding on Behalf of the Governing Body for the Wellhead Buildings Upgrades Project.

MOTION BY SCHMECHEL, seconded by Pearce, to approve Resolution 2022-43, authorizing submission of an application to the State Loan and Investment Board for a grant through Water and Sewer ARPA Grant Program Funding on behalf of the Governing Body for the Wellhead Buildings Upgrades Project, and authorize the Mayor and City Clerk to sign the resolution and certification statement.

Public Comment: None.

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

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14. Resolution 2022-44, Authorizing Submission of an Application to the State Loan and Investment Board for a Grant through Water and Sewer ARPA Grant Program Funding on Behalf of the Governing Body for the Water Master Plan

MOTION BY SHUSTER, seconded by O'Doherty, to approve Resolution 2022-44, authorizing submission of an application to the State Loan and Investment Board for a grant through Water and Sewer ARPA Grant Program Funding on behalf of the Governing Body for the Water Master Plan, and authorize the Mayor and City Clerk to sign the resolution and certification statement.

Public Comment: None.

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

15. Resolution 2022-47, Budget Amendment - Amendment Pertaining to American Rescue Plan Act (ARPA) Funding

MOTION BY CUMBIE, seconded by O'Doherty, to approve Resolution 2022-47, amending appropriations totaling \$2,254,409 for the American Rescue Plan Act (ARPA) for the Fiscal Year 2022-2023 budget of the City of Laramie, WY, and authorize the Mayor and the City Clerk to sign.

Public Comment: None.

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

16. Consideration of a contract between the City of Laramie, Wyoming and Let 'R Buck Lawn & Landscaping, LLC for the Laramie Municipal Operations Center Landscape Design/Build/Maintenance Project

MOTION BY PEARCE, seconded by Shuster, to approve the contract between the City of Laramie, Wyoming and Let 'R Buck Lawn & Landscaping, LLC for the Laramie Municipal Operations Center Landscape Design/Build/Maintenance Project in an amount not to exceed \$200,000, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

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17. Resolution 2022-45, Approving Albany County's Submission to Voters of Continuation of County Lodging Tax

MOTION BY GABRIEL, seconded by Shuster, to approve Resolution 2022-45, approving Albany County's submission to voters of continuation of County Lodging Tax, and authorize the Mayor and Clerk to sign.

Public Comment: None.

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

18. Original Ordinance No. 2047, Amending Laramie Municipal Code Section 13.78.070 Related to the City's Industrial Pretreatment Program

Second Reading. (Introduced by Schmechel)

MOTION BY SCHMECHEL, seconded by O'Doherty, to approve the second reading of Original Ordinance No. 2047, amending LMC Section 13.78.070 related to the City's industrial pretreatment program.

Public Comment: None.

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

19. Original Ordinance No. 2048, Vacating Approximately a 29,500 Square Foot Area of Right-of-Way on Lewis Street, between 14th Street and 15th Street

Second Reading. (Introduced by Schmechel)

MOTION BY SCHMECHEL, seconded by Pearce, to approve Original Ordinance No. 2048 on second reading, vacating approximately a 29,500 square foot area of right-of-way on Lewis Street, between 14th and 15th Streets, as recommended by the Planning Commission; based on findings of fact and conclusions of law.

Public Comment:
Brandon Newman

City Attorney left meeting at 8:20 pm.

MOTION BY SUMMERVILLE, seconded by Gabriel, to postpone second reading of this to September 6, 2022.

Public comment on postponement: None.

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

Mayor recessed the Council at 8:37 pm.
Council reconvened at 8:41 pm.

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20. Original Ordinance No. 2049, Vacating Approximately a 1.09 Acre Public Utility Easement within Laramie River Business Park II, Block 8, Lot 1
Second Reading. (Introduced by Schmechel)

MOTION BY SCHMECHEL, seconded by Shuster, to approve Original Ordinance No. 2049 on second reading, vacating approximately a 1.09 acre utility easement within Laramie River Business Park II, Block 8, Lot 1 as recommended by the Planning Commission; based on findings of fact and conclusions of law.

Public Comment: None.

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

21. Original Ordinance No. 2050, Amending Title 5.09 Alcoholic Beverages to Include the Provisions for Retail Liquor Licenses for Commercial Services Airports
Second Reading. (Introduced by Harrington)

MOTION BY O'DOHERTY, seconded by Pearce, to approve Original Ordinance No. 2050 on second reading, amending Laramie Municipal Code Section 5.09 Alcoholic Beverages to include retail liquor licenses for Commercial Service Airports and correct language.

Public Comment: None.

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

22. Public Comments on Non-Agenda Items
None.

23. Consideration of future Council work session topics
Weaver- additional work sessions for candidate meet and greet.
O'Doherty- include whether Airbnb's are included in the rental housing ordinance.

24. Adjournment

MOTION BY SHUSTER, seconded by Schmechel, to adjourn.

MOTION CARRIED by voice vote and raised hands.

Council adjourned at 8:59 p.m.

