

**RECORD OF PROCEEDINGS FOR THE GOVERNING BODY
OF THE CITY OF CHEYENNE
Office of City Clerk**

April 13, 2015

The Governing Body of the City of Cheyenne met in regular session on this date beginning at 6:00 p.m. in Council Chambers. Present were: MAYOR - Richard L. Kaysen; COUNCIL MEMBERS - Mr. Brown, Mr. Cook (arriving at 6:02 p.m.), Mr. Johnson, Mr. Luna, Dr. Rinne, Mr. Roybal, Mr. Shanor, Mr. Valdez and Ms. Williams. Also present: Carol Intlekofer, City Clerk, and Dan White, City Attorney. Mayor Kaysen recognized members of the Mighty Eagles 4-H Club present at the meeting who then led recitation of the pledge of allegiance.

Consent Agenda. (All agenda items listed with the designation of [CA] are considered to be routine items by the governing body and will be enacted by one motion. There will be no separate discussion on these items unless a member of the governing body so requests and support by two other members is received. Any item removed from the Consent Agenda will be considered in its normal sequence on the agenda.) Mr. Luna moved to approve Consent Agenda items, seconded by Ms. Williams. Motion carried. Voting “yes” -- all members of the governing body.

[CA] Minutes from Regular Meeting of the Governing Body on March 23, 2015. Motion (per Consent Agenda) carried.

Mr. Brown and Mr. Roybal each declared a conflict of interest (business interest in vouchers payable to Ameri-Tech HVAC Services and Tyrrell-Doyle Chevrolet respectively) and vacated Council Chambers. Mr. Shanor moved to approve payment of vouchers as presented, seconded by Mr. Valdez. Upon inquiry, Matt Ashby, Planning Services Director; Kari Kivisto, Leisure Services Director and Mayor Kaysen provided information available on vouchers payable to Environmental Health (fee collected for reviewing plats); refunds to several individuals for deposits for “Learn to Play” hockey equipment rentals, and The Nature Conservancy (cost of easement share for property located next to the Belvoir Ranch per recent approval by resolution). Motion carried. Voting “yes” -- all members of the governing body present in Council Chambers. Following announcement of the vote, Mr. Brown and Mr. Roybal returned to Council Chambers.

Mayor Kaysen opened a public hearing to receive public comment regarding the intent of the City of Cheyenne to submit an application for funding to the Wyoming Business Council’s Business Ready Community, Community Enhancement Grant Program, to assist in funding the West Edge Streetscape and Civic Center Commons. Cindy Schneider, Grants Manager, advised the grant request amount is \$500,000.00 with a 50% City match. She noted elements of the project for which the funding will be used and reviewed the grant approval process and time frames. Gene MacDonald, Ayres Associates, project consultant, provided information on the project and advised the grant will assist with streetscape design and implementation throughout the West Edge District and Civic Center Commons area. Upon inquiry, Mr. MacDonald reviewed the geographic area of the Civic Center Commons portion of the project. Frank Cole expressed concern with the proposed removal of the parking lot west of the municipal building used by the public during numerous activities held at the Civic Center. Mayor Kaysen advised as part of the grant process involving planning and streetscape design, the parking issues will be addressed. There being no further comments and purpose of the public hearing having been met, Mayor Kaysen closed the hearing.

ORDINANCE - Repealing Chapter 5.76, Temporary or Transient Merchants, in its entirety and re-creating Chapter 5.76, Temporary or Transient Merchants; Residential Door-To-Door Solicitors, of Title 5, Business Licenses and Regulations, of the code of the City of Cheyenne, Wyoming. Reporting for Public Services Committee, Mr. Cook moved to approve on third and final reading, seconded by Ms. Williams. Mr. Shanor moved to amend the definition of “Solicit and “solicitation” in Section 5.76.020, Definitions, by striking the words “conducted by an individual approved as a residential door-to-door solicitor” so the sentence will instead read “Solicit” and “solicitation” mean and include any one or more of the following activities . . .”, with subsections numbered 1, 2 and 3 following the changed wording, seconded by Ms. Williams. It was advised the amendment better defines the activity of solicitation. Comment followed in support of the amendment and ordinance generally. Motion to amend carried. Voting “yes” -- all members of the governing body with the exception of Mr. Cook voting “no”. Main motion as amended carried. Voting “yes” -- all members of the governing body. (#4064)

ORDINANCE - Annexing to the City of Cheyenne, Wyoming, the North 286.5 feet of Tract 36; NW¼SE¼SW¼ of Section 4; and a portion of Sections 4 & 5, T.13N., R.66W., 6th P.M., Laramie County, Wyoming (located north of E. Fox Farm Road, between Morrie Avenue and Avenue C-4). James Perrott Macneil spoke in opposition to annexation of the property. Mr. Cook moved to approve on third and final reading, seconded by Ms. Williams. Upon inquiry, Kelly Hafner, Benchmark Engineers, advised an adjacent property owner does not plan to request annexation at this time as there is no need for water and sewer services on the adjacent property, and that the developer of the parcel to be annexed will be providing the majority of perimeter improvements. Motion carried. Voting “yes” -- all members of the governing body. (#4065)

ORDINANCE - Amending Ordinance No. 4045, annexing to the City of Cheyenne, Wyoming, a parcel of land situated in a portion of the NE¼SE¼ of Section 20, T.14N., R.66W., 6th P.M., Laramie County, Wyoming, to be known as Scenic Development (located west of and adjacent to Converse Avenue, north of Dell Range Boulevard) -- referred to Public Services Committee (sponsor -- Mr. Cook).

ORDINANCE - Amending Ordinance No. 4046, pursuant to Section 2.2.1, Zoning Map Amendments, Section 5.1.2, Zoning Districts Established, and Section 5.1.3, Official Zoning Map, of the Cheyenne Unified Development Code, changing the zoning classification from County A-1 Agricultural and Rural Residential to NR-3 Neighborhood Residential – High Density for a parcel of land situated in a portion of the NE¼SE¼ of Section 20, T.14N., R.66W., 6th P.M., Cheyenne, Wyoming, to be known as Scenic Development (located west of and adjacent to Converse Avenue, north of Dell Range Boulevard) -- referred to Public Services Committee (sponsor -- Mr. Cook).

ORDINANCE - Amending Chapter 15.20, National Electrical Code adopted, and Appendix K, ICC Electrical Code - Administrative Provisions adopted, of Title 15, Buildings and Construction, of the Cheyenne City Code relating to adoption of the National Electrical Code, 2014 Edition, and Appendix K, International Building Code, 2012 Edition, Administrative Provisions -- referred to Public Services Committee (sponsor -- Mr. Cook).

[CA] RESOLUTION - Supporting the submission of an application by the City of Cheyenne to the Wyoming Business Council's Business Ready Community, Community Enhancement Grant Program, to assist in funding the West Edge Streetscape and Civic Center Commons -- referred to Finance Committee (sponsor -- Mr. Brown).

[CA] RESOLUTION - Re-appropriating the Fiscal Year 2015 budget of the City of Cheyenne according to the provisions of W.S. §16-4-112 and 16-4-113 -- referred to Finance Committee (sponsor -- Mr. Brown).

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne is in agreement on a project to be submitted by the Town of Pine Bluffs to the State Loan and Investment Board for funding the Main Street Lighting Project through the 2015 - 2016 Countywide Consensus Block Grant -- referred to Finance Committee (sponsor -- Mr. Brown).

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne is in agreement on two projects to be submitted by the Town of Albin to the State Loan and Investment Board; 2013 - 2014 Countywide Consensus Block Grant funding for a Curb, Gutter and Concrete Rehab Project, 2015 - 2016 Countywide Consensus Block Grant for the Larson Road Reconstruction Project -- referred to Finance Committee (sponsor -- Mr. Brown).

[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to sign a County Final Plat for Swan Ranch Rail Park, 10th Filing, situated on portions of the NE¹/₄NE¹/₄ of Section 28 and the NW¹/₄NW¹/₄ of Section 27, T.13N., R67W., 6th P.M., Laramie County, Wyoming (located west of and adjacent to Berwick Road, north of Tundra Drive) -- referred to Public Services Committee (sponsor -- Mr. Cook).

[CA] 2015 - 2017 Collective Labor Agreement between the City of Cheyenne, Wyoming, and Cheyenne Firefighters Local Union No. 279, International Association of Firefighters. Motion (per Consent Agenda) carried. (#6313)

[CA] Memorandum of Understanding between the City of Cheyenne, Transit Division, and Laramie County, Wyoming, to provide public transportation services to Laramie County Community College, City/County Health Department, and an area of Laramie County adjacent to the City -- referred to Finance Committee.

[CA] Contract between the City of Cheyenne, Police Department, and Laramie County School District No.1 for School Resource Officers for summer school 2015 -- referred to Finance Committee.

[CA] Right - of - Way Encroachment Agreement between the City of Cheyenne and the State of Wyoming for building and site improvements at the Herschler Building along West 26th Street -- referred to Finance Committee.

[CA] Consideration of Bid #M-18-15 for annual purchase of furnishing aggregate for the Street and Alley Division (2011 - 2014 1% Sales Tax). Motion (per Consent Agenda) carried (accepted bid from Simon Contractors, Cheyenne, in an amount not to exceed \$35,040.00).

[CA] Consideration of Bid #M-19-15 for annual purchase of hot mix, tack oil and cold mix for the Street and Alley Division (2011 - 2014 1% Sales Tax). Motion (per Consent Agenda) carried (accepted bid from ITL Group, Inc. d/b/a Knife River, Cheyenne).

[CA] Consideration of Bid #M-16-15 for a contract between the City of Cheyenne, 1% Construction Division, and S&S Builders, LLC, Cheyenne, Wyoming, for Fiscal Year 2015 City Overlay, Part 1 Project (2011 - 2014 1% Sales Tax). Motion (per Consent Agenda) carried (accepted bid from S&S Builders, LLC, Cheyenne, in an amount not to exceed \$1,515,418.25). (#6314)

[CA] Consideration of Bid #M-22-15 for a contract between the City of Cheyenne, Engineering Department, and Quality Electric, Cheyenne, Wyoming, for the Cobra LED Lighting Upgrade Project (2011 - 2014 1% Sales Tax) -- referred to Finance Committee.

[CA] Consideration of Bid #R-25-15 for furnishing front end load containers for the City's Sanitation Division (Solid Waste Management) -- referred to Finance Committee.

Appointments of Phyllis Hime to the Mayor's Council for People with Disabilities, and Chris Joannides to the Board of Community Action of Laramie County Inc. Ms. Williams moved to approve, seconded by Mr. Roybal. Motion carried. Voting "yes" -- all members of the governing body with the exception of Mayor Kaysen who did not vote (Mayoral appointees).

Authorization for Parks & Recreation Department, Leisure Services Division, to purchase a used bus for the Child Care Program (2011-2014 1% Sales Tax) -- referred to Finance Committee. Mr. Brown advised that due to timing and notification requirements involving purchase of the bus, the item was discussed under other items for the agenda at Finance Committee and provisions of Title 2 of City Code had been met. Mr. Brown moved to approve in an amount not to exceed \$71,400.00, seconded by Mr. Luna. Kari Kivisto, Leisure Services Director, provided information on the need to replace a current bus; proposed acquisition of a 2013 used bus with low mileage and warranty, and explained the bus is one of three that assists with transportation services for children in the LatchKey program. Motion carried. Voting "yes" -- all members of the governing body.

[CA] Designation of Official Voting Delegate and Alternate Delegate for the City of Cheyenne at the June 13, 2015 Wyoming Association of Municipalities Business Meeting -- referred to Finance Committee.

Announcement was made of the Appointments of Mary Guthrie to the Board of Public Utilities, and Morgan Martin to the Historic Preservation Board, to be confirmed April 27, 2015.

Announcement was made of a Public Hearing to be held Monday, April 27, 2015 at 6:00 p.m. in City Council Chambers, 2101 O'Neil Avenue, Cheyenne, Wyoming, for the City of Cheyenne Comprehensive Consolidated Plan 2015 - 2019 which incorporates the Annual Action Plan 2015-2016, City of Cheyenne Community Development Block Grant (CDBG) entitlement.

Under other business, Ms. Williams questioned the status of the graffiti clean-up program with Mayor Kaysen noting there are no further funds, or supplies which were previously provided by the community, for the program available through the police department.

There being no further business to come before the governing body, the meeting was officially adjourned at 6:32 p.m.

Submitted by,

Carol Intlekofer, MMC
City Clerk

This notice is available in alternative, accessible formats upon request.

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