

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

June 22, 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. Johnson, Mr. Luna, Dr. Rinne, Mr. Roybal, Mr. Shanor, Mr. Valdez and Ms. Williams (arriving at 6:04 p.m.). Absent: Mr. Cook. Also present: Carol Intlekofer, City Clerk, and Dan White, City Attorney. The pledge of allegiance was recited.

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. Shanor recused himself from participation in voting due to any appearance of influence on Consent Agenda items involving Transportation Alternatives Program (TAP) funding and the State Loan and Investment Board, and vacated Council Chambers. Mr. Luna moved to approve Consent Agenda items, seconded by Mr. Johnson. Motion carried. Voting "yes" -- all members of the governing body present in Council Chambers. Following announcement of the vote, Mr. Shanor returned to Council Chambers.

[CA] Minutes from Regular Meeting of the Governing Body on June 8, 2015. Motion (per Consent Agenda) carried.

Mr. Roybal and Mr. Valdez each declared a conflict of interest (business interest in vouchers payable to Tyrrell-Doyle Auto Center and Radio Stations KRAE and KYOY respectively) and vacated Council Chambers. Mr. Shanor moved to approve payment of vouchers as presented, seconded by Mr. Luna. Motion carried. Voting "yes" -- all members of the governing body present in Council Chambers. Following announcement of the vote, Mr. Roybal and Mr. Valdez returned to Council Chambers.

Mayor Kaysen opened a public hearing to determine whether compliance of annexation conditions required by Wyoming Statute §15-1-402 exist for a parcel of land of approximately 22.38 acres situated in a portion of Tract 1, H and B Tracts, which is found in the NW¼ of Section 13, T.13N., R.66W., 6th P.M., Laramie County, Wyoming (located at the southeast corner of the intersection of Southwest Drive and Interstate 80). [City Clerk note: Mayor Kaysen noted for the record that Ms. Williams had joined the meeting in progress.] Josh Tetzlaff, Planning and Development office, reviewed the undeveloped area proposed to be annexed, indicating re-zoning and plat actions are affiliated with the annexation, and stated that requirements and compliance of annexation conditions contained in state statutes had been met. There being no further comments or input and purpose of the hearing having been met, Mayor Kaysen closed the public hearing.

ORDINANCE - Amending Ordinance No. 4029 defining the terms and conditions of

employment for non-uniformed employees of the City of Cheyenne. Reporting for Finance Committee, Mr. Brown moved to approve on third and final reading, seconded by Mr. Luna. Motion carried. Voting “yes” -- all members of the governing body present. (#4077)

ORDINANCE - Amending Ordinance No. 4030 defining the terms and conditions of employment for sworn officers of the City of Cheyenne Police Department. Mr. Brown moved to approve on third and final reading, seconded by Mr. Valdez. Motion carried. Voting “yes” -- all members of the governing body present. (#4078)

ORDINANCE - Authorizing the Issuance and Direct Purchase of the City of Cheyenne, Wyoming Refunding Revenue Bonds (St. Mary’s School Project), Series 2015 in an aggregate principal amount not to exceed \$8,250,000 for the purpose of refunding the City’s outstanding Variable Rate Revenue Bonds (St. Mary’s School Project), Series 2007; providing the form, terms and conditions of such bonds, the manner of execution thereof, and the method of paying such; prescribing other details concerning said bonds, including but not limited to covenants and agreements in connection therewith; authorizing the execution and delivery by the City of a loan agreement, a trust indenture, closing documents and such bonds in connection therewith; authorizing the sale of the bonds on a direct placement basis; ratifying action previously taken in connection with the issuance and direct purchase of the bonds; and determining other matters related to the bonds. Mr. Brown moved to approve on third and final reading, seconded by Mr. Luna. Motion carried. Voting “yes” -- all members of the governing body present. (#4079)

ORDINANCE - Amending Chapter 5.12, Alcoholic Beverages, Section 5.12.060, Sales and Consumption - Restrictions, of Title 5, Business Licenses and Regulations, of the Cheyenne City Code pertaining to sales and consumption of alcoholic liquor and malt beverages within Frontier Park. Mr. Brown moved to approve on second reading, seconded by Mr. Roybal. Motion carried. Voting “yes” -- all members of the governing body present.

ORDINANCE - Annexing to the City of Cheyenne, Wyoming, a portion of Tract 1, H and B Tracts, situated in the NW¼ of Section 13, T.13N., R.66W., 6th P.M., Laramie County, Wyoming, to be known as Heiduck Addition Annexation (located at the southeast corner of the intersection of Southwest Drive and Interstate 80) -- referred to Public Services Committee (sponsor -- Mr. Cook).

[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to enter into a Memorandum of Understanding with the Board of County Commissioners of Laramie County, Wyoming to submit a joint application for a grant award under the Edward Byrne Memorial Justice Assistance Grant Program. Motion (per Consent Agenda) carried. (RES #5681/CON #6362)

[CA] RESOLUTION - Ratifying the listing of Cheyenne’s Dubois Block Historic District on the National Register of Historic Places and authorizing the addition of eleven structures contained therein to the City’s inventory of historic structures. Motion (per Consent Agenda) carried. (#5682)

[CA] RESOLUTION - Supporting the application of the City of Cheyenne for Transportation Alternatives Program (TAP) Funding continuation of the greenway system specifically a soft surface trail in Southeast Cheyenne (Greenway funds). Motion (per Consent Agenda) carried. (#5683)

[CA] RESOLUTION - Directing the Purchasing Division of the City of Cheyenne to proceed with the sale of a 1986 Caterpillar motorgrader pursuant to W.S. 15-1-112 (a). Motion (per Consent Agenda) carried. (#5684)

RESOLUTION - Authorizing the Mayor and the City Clerk to sign a Final Plat for Waterford Square, a replat of the North 286.5 feet of Tract 36, Cheyenne Irrigated Gardens, 2nd Filing; NW¹/₄SE¹/₄SW¹/₄ of Section 4; and a portion of Sections 4 and 5, T.13N., R.66W., 6th P.M., Cheyenne, Wyoming (located at the northeast corner of the intersection of Morrie Avenue and E. Fox Farm Road). Reporting for Public Services Committee, Mr. Johnson moved to adopt with staff conditions #1 and 2, seconded by Mr. Roybal. Mr. Johnson moved to postpone to July 13, 2015, seconded by Mr. Shanor. Motion to postpone carried. Voting "yes" -- all members of the governing body present.

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne concurs with the application of the Board of County Commissioners of Laramie County, Wyoming, for an award of State Loan and Investment Board 2011-2012 Countywide Consensus Block Grant Funding in the amount of \$1,948.00 for the Laramie County Shooting Sports Complex Target System. Motion (per Consent Agenda) carried. (#5685)

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne concurs with the application of the Board of County Commissioners of Laramie County, Wyoming, for an award of State Loan and Investment Board Fiscal Year 2013-2014 Countywide Consensus Block Grant Funding in the amount of \$12,095.00 for the Laramie County Shooting Sports Complex Target System. Motion (per Consent Agenda) carried. (#5686)

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne concurs with the application of the Board of County Commissioners of Laramie County, Wyoming, for an award of State Loan and Investment Board Fiscal Year 2015-2016 Countywide Consensus Block Grant Funding in the amount of \$35,202.00 for the Laramie County Shooting Sports Complex Target System. Motion (per Consent Agenda) carried. (#5687)

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne concurs with the application of the Board of County Commissioners of Laramie County, Wyoming, for an award of State Loan and Investment Board Fiscal Year 2015-2016 Countywide Consensus Block Grant Funding in the amount of \$160,000.00 for the Cheyenne - Laramie County Health Department parking lot. Motion (per Consent Agenda) carried. (#5688)

[CA] RESOLUTION - Certifying that the Governing Body of the City of Cheyenne concurs with the application of the Board of County Commissioners of Laramie County, Wyoming, for an award of State Loan and Investment Board Fiscal Year 2013-2014 Countywide Consensus Block Grant Funding in the amount of \$28,000.00 for a Public Works fleet vehicle for the Town of Pine Bluffs. Motion (per Consent Agenda) carried. (#5689)

[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. Motion (per Consent Agenda) carried. (#5690)

[CA] RESOLUTION - Authorizing the Mayor and City Clerk to execute a partial release of that certain mortgage dated May 2, 2014, granted to the City of Cheyenne by Granite Peak Development, LLC, that secures repayment of that certain promissory note, dated May 2, 2014, made payable to the City of Cheyenne in the principal sum of three million dollars (\$3,000,000.00). Motion (per Consent Agenda) carried. (#5691)

[CA] RESOLUTION - Adopting Liquor License General Guidelines for the review and evaluation of applications for a retail liquor license available through the City of Cheyenne, and establishing a time frame in which applications may be submitted to the City Clerk -- referred to Finance Committee (sponsor -- Mr. Brown).

[CA] Contract between the City of Cheyenne, Public Works Sanitation Division, and Waste Management Disposal Services of Colorado, Inc., to accept permitted solid waste at the North Weld Landfill, Ault, Colorado (Solid Waste fund). Motion (per Consent Agenda) carried. (#6363)

[CA] Agreement between the City of Cheyenne and Cheyenne Animal Shelter/Services for animal shelter services. Motion (per Consent Agenda) carried (amount not to exceed \$320,000.00). (#6364)

[CA] Agreement between the City of Cheyenne and Cheyenne Animal Shelter/Services for animal control services. Motion (per Consent Agenda) carried (amount not to exceed \$185,000.00). (#6365)

[CA] Agreement between the City of Cheyenne and Cheyenne/Laramie County Corporation for Economic Development (LEADS) for industrial and economic development services. Motion (per Consent Agenda) carried (amount not to exceed \$50,000.00). (#6366)

[CA] Contract between the City of Cheyenne and Goat Green, LLC, for vegetation management along Dry Creek (2011 - 2014 1% Sales Tax). Motion (per Consent Agenda) carried (amount not to exceed \$51,500.00). (#6367)

[CA] Agreement between the City of Cheyenne and Stride Learning Center to provide cooperative transit services (revenue to City). Motion (per Consent Agenda) carried (revenue to the City in the amount of \$59,572.00). (#6368)

[CA] Agreement between the City of Cheyenne and Safe Harbor, A Children's Justice Center, to provide a safe and supportive environment for abused and neglected children -- referred to Finance Committee.

[CA] Contract between the City of Cheyenne and Peak Wellness Center, Inc., Alcohol Receiving Center, to provide mental health and substance abuse services -- referred to Finance Committee.

[CA] Contract between the City of Cheyenne and Cheyenne Housing Authority to provide services as described in the Older Americans Act of 1965 as amended -- referred to Finance Committee.

[CA] Agreement between the City of Cheyenne and United States of America for limited hunting within the boundaries of the Central Great Plains Field Station -- referred to Finance Committee.

[CA] Professional Services Agreement between the Cheyenne Metropolitan Planning Organization and Olsson Associates for the Cheyenne Regional Freight Mobility Plan (MPO Planning funds) -- referred to Finance Committee.

[CA] Professional Services Agreement between the City of Cheyenne, Public Works Department, and United Way of Laramie County for Technical Assistance to Human Services Community Programs (2015-2018 1% Sales Tax) -- referred to Finance Committee.

[CA] Agreement between the City of Cheyenne and Cheyenne Airport Board for land to be used for the Weed and Pest Division (2015-2018 1% Sales Tax) -- referred to Finance Committee.

[CA] Agreement between the City of Cheyenne and Cheyenne Airport Board for land to be used for the Street and Alley and Compost Divisions (2015-2018 1% Sales Tax) -- referred to Finance Committee.

[CA] Agreement between the City of Cheyenne and Cheyenne Airport Board for land to be used for Parks and Recreation softball and baseball fields (2015-2018 1% Sales Tax) -- referred to Finance Committee.

[CA] Amendment Number One to Contract No. 6171 between the Wyoming Department of Family Services and the City of Cheyenne, Office of Youth Alternatives, regarding the provision of Diversion Services -- referred to Finance Committee.

[CA] Amendment Number One to Contract No. 6238 between the City of Cheyenne, Office of Youth Alternatives, and Wyoming Department of Family Services regarding the provision of Prevention Services -- referred to Finance Committee.

[CA] Contract between the City of Cheyenne and WINhealth Partners for Employee Risk Sharing Program for the term of July 1, 2015 through June 30, 2016 -- referred to Finance Committee.

[CA] Agreement between the City of Cheyenne and Ashley Hope Carlisle for the purchase of a sculpture exhibiting an enlarged Western Salsify Flower to be placed in the roundabout intersection at the entrance to South High School -- referred to Finance Committee.

[CA] Lease Agreement between the City of Cheyenne and the Cheyenne Downtown Development Authority for parking spaces in the downtown parking garage -- referred to Finance Committee.

Contract Modification No. 1 to Contract No. 6160 between the City of Cheyenne, 1% Construction Division, and S&S Builder's, LLC, for additional quantities required to complete the Fiscal Year 2014 Concrete Project for the Street and Alley Division (2011-2014 1% Sales Tax). Motion (per Consent Agenda) carried (amount not to exceed \$86,376.77). (#6160)

[CA] Contract Modification No. 5 to Contract No. 6115 between the City of Cheyenne and FCI Constructors of Wyoming, LLC, to modify the time for substantial and final completion of the Cheyenne Public Safety Center Project, and authorizing the use of construction contingency funds for additional construction management services -- referred to Finance Committee.

[CA] Consideration of Bid #R-32-15 for furnishing one new hydraulic excavator and one new 30 ton articulated dump truck for the City's Landfill Division (Solid Waste Management) -- referred to Finance Committee.

Appointment of John D. Hall as City Engineer. Mr. Shanor moved to approve, seconded by Mr. Brown. Motion carried. Voting "yes" -- all members of the governing body present with the exception of Mayor Kaysen who did not vote (Mayoral appointee).

Appointment of Paul Pomeroy, to the Contractor Licensing Board. Mr. Brown moved to approve, seconded by Mr. Roybal. Motion carried. Voting "yes" -- all members of the governing body present with the exception of Mayor Kaysen who did not vote (Mayoral appointee).

Re-Appointment of Scott Cowley to the Cheyenne/Laramie County Economic Development Joint Powers Board. Mr. Shanor moved to approve, seconded by Mr. Luna. Motion carried. Voting "yes" -- all members of the governing body present with the exception of Mayor Kaysen who did not vote (Mayoral appointee).

[CA] Request to approve an additional dispensing room for City of Cheyenne Limited Retail Liquor Licensee Fraternal Order of Eagles Aerie #128, located at 1600 Thomes Avenue, Cheyenne, Wyoming -- referred to Finance Committee.

Announcement was made of the Appointments of Allison Anderson and Kiersti Willms, to the Laramie County Community Juvenile Services Joint Powers Board, to be confirmed July 13, 2015.

Under other business, Frank Cole expressed his concerns regarding mowing of prairie grass along a portion of the Greenway off Dell Range Blvd., suggesting mowing for the season not begin until wild flowers had stopped blooming. He submitted photos of the area (on file in office of City Clerk) in conjunction with his comments. Ms. Williams requested review of mowing operations in several South Cheyenne areas, noting that not everything is being completely mowed.

There being no further business to come before the governing body, the meeting was officially adjourned at 6:18 p.m.

Submitted by,

Carol Intlekofer, MMC
City Clerk

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

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