

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

August 10, 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, Mr. Johnson, Mr. Luna, Dr. Rinne (arriving at 6:13 p.m.), Mr. Roybal, Mr. Shanor, Mr. Valdez and Ms. Williams. 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 a Consent Agenda item involving the State Loan and Investment Board, and vacated Council Chambers. Mr. Luna moved to approve Consent Agenda items, seconded by Mr. Cook. 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 July 27, 2015. Motion (per Consent Agenda) carried.

Mr. Brown declared a conflict of interest (business interest in voucher payable to Ameri-Tech HVAC Services) and vacated Council Chambers. Inquiry was made concerning vouchers payable to the following: All Bright Windows (window washing at the Cox and Spiker Parking Structures); Arbico Organics (fly control products for Weed and Pest Division), and Indoff, Inc. (furniture replacement for City Engineer's office). Carol Intlekofer, City Clerk, provided information relating to the voucher to All Bright Windows, and Mayor Kaysen provided information on the vouchers payable to Arbico Organics and Indoff, Inc. Approval of the vouchers carried. Voting "yes" -- all members of the governing body present in Council Chambers. Following announcement of the vote, Mr. Brown 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 65.25 acres situated in a portion of the E½ of Section 25, T.14N., R.66W., 6th P.M., Laramie County, Wyoming, to be known as Saddle Ridge, 8th Filing Annexation (located north of and adjacent to East Pershing Boulevard, west of Christensen Road). Josh Tetzlaff, Development office, advised a final plat is an affiliated action with the proposed annexation and that staff conditions are recommended in conjunction with the annexation, and stated that requirements and compliance of annexation conditions contained in state statutes had been met. Donn Edmunds voiced concerns regarding drainage issues based on topography conditions, exhibiting two maps he referred to during his comments, and requested the developer refrain from building houses on the immediate north side

of Pershing Blvd. and instead implement drainage detention measures in that area. [City Clerk note: Dr. Rinne joined the meeting] Also expressing concerns with the proposed development affiliated with annexation of the property were Sean Larson and Nancy Norman. Concerns expressed included drainage; density of housing units; effect on property values; proposed re-zoning of a portion of the property for residential vs. initially planned commercial use, and close proximity of housing to existing residential homes. James Perrott Macneil stated his opposition to annexations generally. John Edwards, Saddle Ridge Subdivision developers, submitted two maps of the area to be annexed and referred to them during his comments regarding the development project; briefly reviewed the subdivision's development history and elements, including a Greenway path and a site for a new school, planned for the 8th and 9th final plat filings, and provided information on drainage studies, patterns and plans. Mr. Edwards responded to inquiries regarding the new school, drainage area maintenance, and notification to and communication planned with residents in the vicinity. There being no further comments or input and purpose of the hearing having been met, Mayor Kaysen closed the public hearing.

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 20,909 square feet situated in a portion of Lot 6, all of Lots 7 & 8, and the west 12 feet of Lot 9, Block 2, plus that adjacent 8 feet of vacated alley, Coulson Addition, Laramie County, Wyoming (located north of and adjacent to Rawlins Street, west of McCann Avenue). Josh Tetzlaff, Development office, advised a zone change action is affiliated with the proposed annexation and that the applicant wishes to hook to the City's sewer system, noting a connection to water is already in place, and stated 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.

Mayor Kaysen opened a public hearing for the purpose of receiving comments and input for a transfer of ownership and transfer of location for a retail liquor license application filed with the City Clerk's Office, for Robert W. Moberly, 1600 East Pershing Boulevard, Cheyenne, Wyoming (License formerly held by W. E. Dinneen, Inc., 1610 Pioneer Avenue, Cheyenne, Wyoming). Art Hansen, investor with Robert Moberly, applicant, explained they are interested in revitalizing the property in the west portion of the building where Gold's Gym is located, and stated they plan to operate a small martini bar with a package store. Upon inquiry, he explained a signed property lease will be finalized if the application is approved. There being no further comments or discussion and purpose of the hearing having been met, Mayor Kaysen closed the public hearing. Under other business, Mayor Kaysen referred the item to Finance Committee.

ORDINANCE - 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 HI Heavy Industrial to AG Agricultural for Lot 2, Block 1, Cheyenne Business Parkway, Eighth Filing, Cheyenne, Wyoming (located between Campstool Road and I-80, west of Campstool Road). Reporting for Public Services Committee, Ms. Williams moved to approve on third and final reading, seconded by Mr. Roybal. Motion carried. Voting "yes" -- all members of the governing body. (#4082)

ORDINANCE - 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 HI Heavy Industrial to LI Light Industrial for Lots 2-4, and HI Heavy Industrial to AG Agricultural for Lot 5, Block 1, Cheyenne Business Parkway, Ninth Filing, Cheyenne, Wyoming (replat in process) (located north of and adjacent to Campstool Road, west of Commerce Circle). James Perrott Macneil spoke in opposition to all development and annexation actions generally. Ms. Williams moved to approve on third and final reading, seconded by Mr. Johnson. Motion carried. Voting “yes” -- all members of the governing body. (#4083)

ORDINANCE - Pursuant to Sections 1.1.6 and 2.4.1(b) of the Cheyenne Unified Development Code (UDC), Amending Article 6, Design Regulations, Section 6.5.8, Billboards, for the purpose of establishing which zoning districts allow billboards. Ms. Williams moved to approve on third and final reading, seconded by Mr. Johnson. Motion carried. Voting “yes” -- all members of the governing body. (#4084)

CHARTER ORDINANCE - Establishing the position of City Administrator and exempting the City of Cheyenne, as a First Class City, from certain sections of the Wyoming Statutes. Pursuant to inquiry from Major Dorr regarding whether the City’s status as a First Class City is affected by provisions contained in the Charter Ordinance, Dan White, City Attorney, explained that certain statutes set forth in the ordinance would not apply to the City, if the ordinance is approved and voters pass the ballot question, and that the City’s status as a First Class City will not change. Upon further inquiry by Mr. Dorr, it was noted that the ordinance will not affect the City’s ability to apply for loans and grants; that the City Administrator would be considered a full-time city employee position, and that members of the governing body would not fall under the “instruction” of a City Administrator. Marguerite Herman, speaking on behalf of the League of Women Voters, referenced an email she had submitted to members of the governing body regarding procedural questions involving clarification of information pertaining to a City Administrator position. She requested consideration of a postponement to provide for public education on the proposed statutes from which the City would be exempt, duties and role of a City Administrator, and for additional public discussion. James Perrott Macneil spoke in favor of a City Administrator position. Ed Strader voiced his objection to a special election due to the cost and timing of the election (i.e. non-general election year). Boyd Wiggam, Wyoming Liberty Group, stated his opinion that the Charter Ordinance could be improved, especially those provisions relative to mayoral appointments to boards and committees, and echoed Ms. Herman’s request to postpone. Sara Vasquez, Cheyenne Public Employees Association, advised the association is not opposed to submitting the question of a City Administrator position to voters but encouraged voters to do their homework to educate themselves. Landon Brown spoke in support of the Charter Ordinance providing for a City Administrator position and moving forward with the election, noting answers to questions could be provided prior to the election. Joe Patterson, local builder and President of the Southeast Wyoming Homebuilders Association; Linda Weppner, Century 21 Real Estate, and Dale Steenbergen, President and CEO, Cheyenne Chamber of Commerce, spoke in favor of a City Administrator position and letting citizens vote on the issue. Reporting for Committee of the Whole, Mr. Shanor moved to approve on third and final reading, seconded by Ms. Williams. Mr. Shanor moved to amend by substitute, seconded by Mr. Roybal. Carol Intlekofer, City Clerk, clarified the proposed amendment changes the number of times (from three to two) the Charter Ordinance will be published in the newspaper

in accordance with provisions of the Wyoming Constitution. Motion carried. Voting “yes” -- all members of the governing body. Mr. Shanor moved to amend by striking the reference to Wyo. Stat. §15-3-207 in Section 1, and by striking Section 2, Subsection C in its entirety and re-lettering the remaining subsections, seconded by Dr. Rinne. It was noted that the proposed amendment will allow the mayor to continue to appoint municipal court judges. Mr. Wiggam spoke in support of the amendment. Motion carried. Voting “yes” -- all members of the governing body. Discussion followed on salary compensation of the mayor if serving as a temporary City Administrator; timing of hiring an administrator relative to the effective date of the Charter Ordinance, if voters approve the special referendum election ballot question, and that it would not necessarily need to be the mayor who would serve as a temporary administrator. Mr. White confirmed that if a City Administrator position is created an elected mayor position would still be in place and that, pursuant to state statute, a change in salary compensation of municipal elected officials can not occur during their term of office. Dr. Rinne moved to amend Section 2, Subsection E (new Subsection D per re-lettering due to the previous amendment) by changing two references to “City Administrator” to instead read “Mayor” with regard to appointing members of City boards, commissions and committees, seconded by Mr. Shanor. Motion carried. Voting “yes” -- all members of the governing body. Discussion continued and included the following topics: Petition process vs. Charter Ordinance initiating a special election for electors to vote on the issue; time frame in which an election must be held under a petition process and option available to the governing body to call for a special referendum election pursuant to provisions contained in Article 13, Section 1 of the Wyoming Constitution, and educating voters prior to the election date. Upon inquiry, Ms. Intlekofer clarified those eligible to vote in the special election would be qualified registered voters who reside within the City’s boundaries. Main motion (as amended three times) carried. Voting “yes” -- Mr. Cook, Mr. Luna, Dr. Rinne, Mr. Roybal, Mr. Shanor, Mr. Valdez and Ms. Williams. Voting “no” -- Mr. Brown, Mr. Johnson and Mayor Kaysen. (Charter Ordinance #1)

ORDINANCE - Pursuant to Sections 1.1.6 and 2.4.1.b. of the Cheyenne Unified Development Code (UDC), amending Section 2.2.4.b, Conditional Use Approval, Applicability. Ms. Williams moved to approve on second reading, seconded by Mr. Johnson. Upon inquiry, Brandon Cammarata, Development Director, provided information on the timing of actions that may concurrently involve the Board of Adjustment and the governing body, noting that applicants would be aware of the process, and advised the proposed change is pursuant to the annual UDC review process. Motion carried. Voting “yes” -- Mr. Brown, Mr. Johnson, Mr. Luna, Mr. Roybal, Mr. Shanor, Mr. Valdez and Ms. Williams. Voting “no” -- Mr. Cook, Dr. Rinne and Mayor Kaysen.

ORDINANCE - Amending Section 7 of Ordinance No. 4020 to provide for the removal of the sunset clause affiliated with Subsection 2.3.4.b.3, Administrative Adjustment, of the Cheyenne Unified Development Code (UDC). James Macneil voiced his opposition to any development and annexation actions. Ms. Williams moved to approve on second reading, seconded by Mr. Johnson. In response to reference to information contained in the staff report submitted with the agenda item, Brandon Cammarata, Development Director, explained that the proposed ordinance would keep the maximum level of administrative adjustment at 50%, instead of returning it to 10%, and allows for flexibility when working with developers on possible site plan variance components. Motion carried. Voting “yes” -- all members of the governing body.

ORDINANCE - Amending Section 1.4.3, Defined Terms, repealing and re-enacting Chapter 3.2, Drainage Impact Studies, and repealing Appendix H of the Cheyenne Unified Development Code (UDC). Ms. Williams moved to approve on second reading, seconded by Mr. Johnson. Request was made that a summarized version of proposed changes to the drainage chapter be provided to City Council. Nathan Beauheim, Assistant City Engineer, explained the goal of revising the drainage chapter is to codify all understandings and interpretations into a single document, noting staff has worked on drainage issues with professional engineering firms in the community for many years. He stated the revised chapter will help with establishing procedures involving development actions within the City, including re-development of properties, and will include a water quality component. Discussion included potential costs to developers; guidance on federal requirements, such as the Environmental Protection Agency (EPA), and City projects involving drainage issues. Upon inquiry, Mr. Beauheim advised the EPA has provided information on its required provisions. Motion carried. Voting "yes" -- all members of the governing body.

Following a 10 minute recess, Mayor Kaysen reconvened the meeting at 8:20 p.m.

ORDINANCE - 1ST READING - Amending Section 2.08.010, Appointment and Terms - Removal - Vacancy, of Chapter 2.08, City Officers and Employees Generally, of Title 2, Administration and Personnel, of the Code of the City of Cheyenne to provide for the appointment of the Director of the Development Department -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - Submitting to the qualified electors, at a Special Referendum Election to be conducted on Tuesday, November 10, 2015, the following question: "Shall Charter Ordinance No. 1 establishing the position of City Administrator and exempting the City of Cheyenne, as a First Class City, from certain sections of the Wyoming Statutes, take effect?" -- referred to Public Services Committee (sponsors - Mr. Cook, Mr. Luna, Mr. Roybal, Mr. Shanor and Ms. Williams).

ORDINANCE - 1ST READING - Submitting to the qualified property owners of real property within the boundaries of the Cheyenne Downtown Development Authority District of Cheyenne, Wyoming, excluding real property used exclusively for residential purposes, at a Special Election on Tuesday, October 20, 2015, the following question: "Shall a special assessment of twenty (20) mills be levied upon the assessed value of real property within the boundaries of the Cheyenne Downtown Development Authority District, excluding real property used exclusively for residential purposes, for a period of four (4) years pursuant to the provisions of Wyo. Stat. §15-9-217(b) for the purposes of (1) administrative costs; (2) landscaping or maintenance of public areas; (3) planning or management of development or improvement activities; (4) promotion of public events; and (5) activities in support of business recruitment and development?" -- referred to Finance Committee (sponsor - Dr. Rinne).

ORDINANCE - 1ST READING - 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 MR-1 Medium-Density Residential-Established and NB Neighborhood Business to NB Neighborhood Business for the west

80 feet of Lots 49 and 50 and all those parts of the west 80 feet of Lots 47 and 48 lying and being north of Randall Avenue, Block 7, Amended Plat of Holdrege's Addition, Second Filing, Cheyenne, Wyoming, to be known as Holdrege's Addition, Fourth Filing (located at the northeast corner of the intersection of Randall and Snyder Avenues) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - 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 NB Neighborhood Business to CB Community Business for Lot 1, Block 1, Lowe Subdivision and Lots 1 & 2, Block 1, Good Addition, Cheyenne, Wyoming (located at the southeast corner of the intersection of Dell Range Boulevard and Ridge Road) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - 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 LI Light Industrial to LI Light Industrial for a portion of Tract 1, H and B Tracts, Cheyenne Wyoming, to be known as Heiduck Addition (located at the southwest corner of the intersection of Interstate 80 and Southwest Drive) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - 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 CB Community Business to MR-2 Medium Density Residential-Developing for a replat of all of Lot 2 and a portion of Lot 3, Block 1, Saddle Ridge, Cheyenne, Wyoming, to be known as Saddle Ridge, 7th Filing (located at the southeast corner of the intersection of US Highway 30 and Whitney Road) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - Annexing to the City of Cheyenne, Wyoming, a portion of the E½ of Section 25, T.14N., R.66W., 6th P.M., Laramie County, Wyoming, to be known as Saddle Ridge, 8th Filing Annexation (located north of and adjacent to E. Pershing Boulevard, west of Christensen Road) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - 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 MR-2 Medium Density Residential-Developing for a portion of the E½ of Section 25, T.14N., R.66W., 6th P.M., Cheyenne, Wyoming, to be known as Saddle Ridge, 8th Filing (located north of and adjacent to E. Pershing Boulevard, west of Christensen Road) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - Annexing to the City of Cheyenne, Wyoming, a portion of Lot 6, all of Lots 7 & 8, and the west 12 feet of Lot 9, Block 2, plus that adjacent 8 feet of vacated alley, Coulson Addition, Laramie County, Wyoming (located north of and adjacent to Rawlins Street, west of McCann Avenue) -- referred to Public Services Committee (sponsor - Mr. Cook).

ORDINANCE - 1ST READING - 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 MR Medium Density Residential to MR-2 Medium Density Residential-Developing for a portion of Lot 6, all of Lots 7 & 8, and the west 12 feet of Lot 9, Block 2, plus that adjacent 8 feet of vacated alley, Coulson Addition, Cheyenne, Wyoming (located north of and adjacent to Rawlins Street, west of McCann Avenue) -- referred to Public Services Committee (sponsor - Mr. Cook).

[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to sign a Final Plat for Cheyenne Business Parkway, Eighth Filing, a replat of Lot 1, Block 3, Cheyenne Business Parkway, Third Filing; a portion of the SE¼ of Section 36, T.14N., R.66W.; and a portion of the NE¼ of Section 1, T.13N., R.66W., 6th P.M., Cheyenne, Wyoming (located between Campstool Road and Interstate 80, west of Campstool Road). Motion (per Consent Agenda) carried. (#5697)

[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to sign a Final Plat for Cheyenne Business Parkway, Ninth Filing, a replat of Lot 2, Block 4, Cheyenne Business Parkway, First Filing; Lots 1-3, Block 1, Cheyenne Business Parkway, Fifth Filing; and a portion of the SW¼ of Section 36, T.14N., R.66W., 6th P.M., Cheyenne, Wyoming (located north of and adjacent to Campstool Road, west of Commerce Circle). Motion (per Consent Agenda) carried. (#5698)

[CA] RESOLUTION - To support and adopt the recommendations of the Cheyenne Transportation Safety Management Plan. Motion (per Consent Agenda) carried. (#5699)

[CA] RESOLUTION - Authorizing submission of a Mineral Royalty Capital Construction Account Grant (Chapter 3) application to the State Loan and Investment Board for the Transfer Station Upgrade Phase II. Motion (per Consent Agenda) carried. (#5700)

[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to sign a County Final Plat for O'Brien Subdivision, a replat of a portion of the S½ of Tract 49, Allison Tracts, Laramie County, Wyoming (located north of and adjacent to E. College Drive, east of S. Greeley Highway) -- referred to Public Services Committee (sponsor - Mr. Cook).

[CA] RESOLUTION - Re-appropriating the Fiscal Year 2016 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 - Adopting an amendment to the future Land Use map in *PLANCHEYENNE*, the Master Plan for the City of Cheyenne and the Comprehensive Plan for portions of Laramie County, amending the land use category from Community Business to Urban Residential for all of Lot 2 and a portion of Lot 3, Block 1, Saddle Ridge Subdivision, Cheyenne, Wyoming, to be known as Saddle Ridge 7th Filing (located at the southeast corner of the intersection of US Highway 30 and Whitney Road) -- referred to Public Services Committee (sponsor - Bryan Cook).

Preliminary Plat of Summit Park, a replat of a portion of Tract 31, Dell Range Addition, Second Filing, Laramie County, Wyoming (annexation intended) (located at the southeast corner of

the intersection of Ridge Road and Summit Drive) -- referred to Public Services Committee.

[CA] Hunter Management Agreement between the City of Cheyenne, Public Works Department, and the Wyoming Game and Fish Commission for the Lone Tree Hunter Management Area on the Belvoir Ranch. Motion (per Consent Agenda) carried. (#6393)

[CA] Contract between the City of Cheyenne, Police Department, Victim Witness Program, and the State of Wyoming, Division of Victim Services, for services to victims of crime. Motion (per Consent Agenda) carried. (#6394)

[CA] Contract Employment Agreement between the City of Cheyenne, Police Department, and Ashley McNelly, for crime victim assistance services (Victim Services grant). Motion (per Consent Agenda) carried. (#6395)

[CA] Contract Employment Agreement between the City of Cheyenne, Police Department, and Brenda Johnson, for crime victim assistance services (Victim Services grant). Motion (per Consent Agenda) carried. (#6396)

[CA] Contract Employment Agreement between the City of Cheyenne, Police Department, and Leslie Burch, for crime victim assistance services (Victim Services grant). Motion (per Consent Agenda) carried. (#6397)

[CA] Agreement between the City of Cheyenne, and Laramie County, Wyoming, for a Laramie County Combined Communications Center. Motion (per Consent Agenda) carried. (#6398)

[CA] Agreement between the City of Cheyenne, Transit Division, and Wyoming Department of Transportation for Wyoming Rural Public Transit Program Fiscal Year 2016 (Wyoming Department of Transportation grant) -- referred to Finance Committee.

[CA] Contract Modification No. 1 to Contract No. 4989 between the City of Cheyenne, Engineering Department, and Rocky Mountain Pipeline System, LLC, Denver, Colorado, for limited use of the public right-of-way for installation of two additional petroleum pipelines -- referred to Finance Committee.

[CA] Consideration of Bid #S-1-16 for a contract between the City of Cheyenne, 1% Construction Division, and Top Job, LLC, Mendon, Utah, for Fiscal Year 2016 Slurry Seal Project (2011 - 2014 1% Sales Tax). Motion (per Consent Agenda) carried (amount not to exceed \$179,400.00). (#6399)

[CA] Consideration of Bid #S-2-16 for a contract between the City of Cheyenne, Engineering Department, and Kolbe Striping, Inc., Castle Rock, Colorado, for 2015 City of Cheyenne Pavement Markings Project (2011 - 2014 1% Sales Tax). Motion (per Consent Agenda) carried (amount not to exceed \$119,303.00). (#6400)

Consideration of Bid #M-20-15 for a contract between the City of Cheyenne, Engineering Department, and Reiman Corporation & Subsidiary, Cheyenne, Wyoming, for the West Lincolnway

Streetscape, Phase 2 Landscape & Irrigation Project (2011 - 2014 1% Sales Tax). James Perrott Macneil commented in opposition to all changes from agricultural use. Mr. Brown moved to accept the bid, seconded by Mr. Luna. Mr. Brown moved to postpone to August 24, 2015, seconded by Mr. Roybal. It was advised that postponement would allow for further discussion with the bidder, and that the sole bid received was over the engineer's estimate. Clarification was provided on the location of the project area. Motion to postpone carried. Voting "yes" -- all members of the governing body.

[CA] Consideration of Bid #E-2-16, for furnishing one new 2015 Yard Hook Lift Truck for the Sanitation Division (Solid Waste Management). Motion (per Consent Agenda) carried (accepted bid submitted by Peterbilt of Wyoming, Cheyenne, in an amount not to exceed \$110,562.00).

[CA] Consideration of Bid #E-3-26 for the purchase of a surplus Caterpillar motorgrader (Public Works Department) -- referred to Finance Committee.

[CA] Restaurant liquor license application filed with the City Clerk's Office, for East Coast Pizza - Frontier, LLC d/b/a East Coast Pizza, 1400 Dell Range Boulevard, Space 80, Cheyenne, Wyoming. Motion (per Consent Agenda) carried.

[CA] Transfer of ownership for a retail liquor license application for Cheyenne Club, Inc., 1617 Capitol Avenue, Cheyenne, Wyoming (License formerly held by JKLL, Inc. d/b/a Drunken Skunk, 1617 Capitol Avenue, Cheyenne, Wyoming). Motion (per Consent Agenda) carried.

Microbrewery application for Danielmark's Brewing, Inc. d/b/a Danielmark's Brewing Company, Inc., 209 E. 18th Street, Cheyenne, Wyoming. Jeffrey Boldt, The Kuker Group law firm, attorney for applicant, explained the permit will be utilized in conjunction with a family friendly business atmosphere the applicant intends to provide in an historic structure that is being renovated. He reviewed concerns expressed at the previous City Council and Finance Committee meetings by representatives of J and J Hanger, LLC, and Northcutt Real Estate Company, LLC, adjacent property owners, regarding hours of operation, potential outdoor noise (i.e. music) that may be generated, and trees that border adjacent property. Mr. Boldt advised that, pursuant to discussions between Danielmark's and the parties expressing concerns, the two parties have agreed to withdraw their previous objections. Mr. Boldt submitted documents (on file with Office of City Clerk) supporting the withdrawal of concerns by the two adjacent property owners. Speaking in favor of the application and in support of the proposed business environment generally were: Kyle Doyle; Ben Rose; Tommy Martin; Hailey Trembath, Cheyenne Professionals Network; Barbara Kloth, and Brandon Swain, real estate agent, Remax Capitol Properties. Mr. Brown moved to approve, seconded by Mr. Roybal. Motion carried. Voting "yes" -- all members of the governing body.

Appointments of Charlotte Powers and Dave Teubner to the Cheyenne Downtown Development Authority Board (DDA). Dr. Rinne moved to approve, seconded by Ms. Williams. Motion carried. Voting "yes" -- all members of the governing body with the exception of Mayor Kaysen who did not vote (Mayoral appointees).

[CA] Annual Report to the City of Cheyenne regarding capital improvements made at the Airport

Golf Course as required by Lease Agreement. Motion (per Consent Agenda) carried (acknowledged receipt of the report).

Announcement was made of the Appointments of Mark Moran, as City of Cheyenne, Senior Municipal Court Judge, and Kimberly Skoutary as City of Cheyenne, Municipal Court Judge, to be confirmed August 24, 2015.

Under other business:

Frank Cole commented on a park project he had recently completed in conjunction with a detention pond area off Mountain Road, submitting photos (on file with Office of City Clerk) of the park as completed.

Ms. Williams read a letter from a resident that she had received, as well as a recent letter to the editor published in the newspaper, regarding concerns with hit and run incidents within the City.

Carol Intlekofer, City Clerk, advised notification of a calcutta event had been received after the meeting agenda deadline and, due to the timing of the event and state statute provisions, read the following announcement for the record: Announcement that a calcutta, benefitting the Multiple Sclerosis Association, will be held Thursday, August 13, 2015 beginning at 6:00 p.m. at Uncle Charlie's Lounge, 6001 Yellowstone Road, Cheyenne, Wyoming, in conjunction with the annual Uncle Charlie's "DONE" golf scramble (15% of proceeds to the Multiple Sclerosis Association).

There being no further business to come before the governing body, the meeting was officially adjourned at 8:51 p.m.

Submitted by,

Carol Intlekofer, MMC
City Clerk

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

Published: Wyoming Tribune-Eagle
August 21, 2015