

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

January 11, 2016

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 - Jim Brown, Bryan Cook, Richard Johnson, Mike Luna, Dr. Mark Rinne, Scott Roybal, Dicky Shanor, Jeff White and Annette Williams. Also present: Carol Intlekofer, City Clerk, and Dan White, City Attorney. The pledge of allegiance was recited.

ELECTION OF CITY COUNCIL PRESIDENT FOR 2016. Mayor Kaysen noted for the record that, pursuant to City Code, he would be conducting the election for the office of City Council President but would not be casting a vote, and advised nominations were in order. Dr. Rinne moved to nominate and elect Mr. Cook as City Council President for 2016, seconded by Mr. Roybal. There being no further nominations, Mr. Shanor moved that nominations cease, seconded by Mr. Luna. Motion carried. Voting "yes" -- all members of the governing body with the exception of Mayor Kaysen who did not vote. Motion to nominate and elect Mr. Cook carried. Voting "yes" -- all members of the governing body with the exception of Mayor Kaysen who did not vote.

ELECTION OF CITY COUNCIL VICE-PRESIDENT FOR 2016. Mayor Kaysen noted for the record that, pursuant to City Code, he would be conducting the election for the office of City Council Vice-President but would not be casting a vote, and advised nominations were in order. Dr. Rinne moved to nominate and elect Mr. Shanor as City Council Vice-President for 2016, seconded by Mr. Cook. There being no further nominations, Dr. Rinne moved that nominations cease, seconded by Mr. Luna. Motion carried. Voting "yes"-- all members of the governing body with the exception of Mayor Kaysen who did not vote. Motion to nominate and elect Mr. Shanor carried. Voting "yes" -- all members of the governing body with the exception of Mr. Brown and Mr. Johnson voting "no" and Mayor Kaysen who did not vote.

On behalf of the governing body, Mayor Kaysen recognized outgoing Council President Dr. Rinne for his years of service as Council President for 2013, 2014 and 2015, and presented him with an engraved gavel plaque. Dr. Rinne expressed appreciation for being allowed to serve as Council President, and thanked the Mayor, Council members, staff and the Council Office Administrative Assistant Kris Jones for their assistance during his terms as president.

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.) Upon request by Dr. Rinne, and pursuant to support received by Ms. Williams and Mr. Shanor, agenda item #20 was removed from the Consent Agenda. Mr. Shanor moved to approve remaining Consent Agenda items, seconded by Mr. Luna. Motion carried. Voting "yes" -- all members of the governing body.

[CA] Minutes from Regular Meeting of the Governing Body on December 28, 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. Mr. Shanor moved to approve payment of vouchers as presented, seconded by Ms. Williams. Motion 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 Tract 318, Sunnyside Addition, 7<sup>th</sup> Filing, Laramie County, Wyoming (located at the northwest corner of the intersection of Polk Avenue and Rock Springs Street). Mike Tylka, Development Department, provided information on the area proposed to be annexed, noting there was an affiliated zone change ordinance in conjunction with annexation. He 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.

ORDINANCE - 3<sup>rd</sup> 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 Unified Development Code, changing the zoning classification from MR-1 Medium-Density Residential-Established to MUB Mixed-Use Business Emphasis for the N½ of Lots 3 and 4; and Lot 2, Block 252, Original City, Cheyenne, Wyoming (located at the southeast corner of the intersection of E. 21<sup>st</sup> Street and Alexander Avenue). Reporting for Public Services Committee, Mr. Cook moved to approve on third and final reading, seconded by Ms. Williams. Comment followed in general opposition to the zone change due to concern with encroachment of businesses within residential neighborhoods. Upon inquiry, Mike Tylka, Development Department, clarified, if requested, the property could revert back to a MR-1 residential zone at a later date. Motion carried. Voting “yes” -- all members of the governing body with the exception of Dr. Rinne and Ms. Williams voting “no”. (#4112)

ORDINANCE - 3<sup>rd</sup> READING - Amending Ordinance No. 4081, annexing to the City of Cheyenne, Wyoming, a portion of Tract 1, H and B Tracts, situated in the NW¼ of Section 12, T.13N., R.67W., 6<sup>th</sup> 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). Mr. Cook moved to approve on third and final reading, seconded by Ms. Williams. Motion carried. Voting “yes” -- all members of the governing body. (#4113)

ORDINANCE - 3<sup>rd</sup> READING - Annexing to the City of Cheyenne, Wyoming, parcels of land of approximately 8.86 acres of land situated in a portion of Dell Range Addition, Second Filing, Tract 31, Laramie County, Wyoming (located at the southeast corner of the intersection of Ridge Road and Summit Drive); and a portion of Summit Drive right-of-way, Laramie County, Wyoming (located between Ridge Road and College Drive). Mr. Cook moved to approve on third and final reading with staff condition #1, seconded by Ms. Williams. Motion carried. Voting “yes” -- all

members of the governing body. (#4114)

ORDINANCE - 3<sup>rd</sup> 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 Unified Development Code, changing the zoning classification from County A-1 Agricultural and Rural Residential to NR-3 Neighborhood Residential - High Density for a portion of Dell Range Addition, Second Filing, Tract 31, Cheyenne, Wyoming, to be known as Summit Park (located at the southeast corner of the intersection of Ridge Road and Summit Drive). Mr. Cook moved to approve on third and final reading, seconded by Ms. Williams. Motion carried. Voting “yes” -- all members of the governing body. (#4115)

ORDINANCE - 1<sup>ST</sup> READING - Amending Title 10, Vehicles and Traffic, Chapter 10.80, Bicycles, of the Cheyenne City Code for the purpose of removing certain chapter sections relating to bicycle licensing requirements -- referred to Finance Committee (sponsor -- Mr. Shanor).

ORDINANCE - 1<sup>ST</sup> READING - Annexing to the City of Cheyenne, Wyoming, Tract 318, Sunnyside Addition, 7<sup>th</sup> Filing, Laramie County, Wyoming (located at the northwest corner of the intersection of Polk Avenue and Rock Springs Street) -- referred to Public Services Committee (sponsor -- Mr. Cook).

ORDINANCE - 1<sup>ST</sup> 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 Unified Development Code, changing the zoning classification from County CB Community Business to MR-2 Medium-Density Residential-Developing for Tract 318, Sunnyside Addition, 7<sup>th</sup> Filing, Cheyenne, Laramie County, Wyoming, to be known as PKT Subdivision (located at the northwest corner of the intersection of Polk Avenue and Rock Springs Street) -- referred to Public Services Committee (sponsor -- Mr. Cook).

ORDINANCE - 1<sup>ST</sup> 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 Unified Development Code, changing the zoning classification from LI Light Industrial to HI Heavy Industrial for Lot 2, Block 2, Campstool Addition, Third Filing, Cheyenne, Wyoming (located between Trucker Trail and Venture Drive, east of Industry Drive) -- referred to Public Services Committee (sponsor -- Mr. Cook).

RESOLUTION - Amending the Neighborhood Traffic Management Program (NTMP) - 2015 which was adopted by Resolution No. 5657. Mr. Cook moved to adopt, seconded by Mr. Shanor. Mr. Cook moved to postpone to January 25, 2016, seconded by Ms. Williams. It was advised the NTMP has other considerations to be brought forward since the resolution was placed on the agenda and would be discussed further at a meeting scheduled for Friday, Jan. 15, 2016. During discussion, Dr. Rinne raised a point of order indicating comments being made were not relevant to the motion to postpone. Mayor Kaysen concurred and advised that statements should pertain to the motion on the floor. Motion to postpone carried. Voting “yes” -- all members of the governing body with the exception of Mr. Roybal voting “no”.

RESOLUTION - Authorizing the Mayor and the City Clerk to sign a Final Plat for Summit Park, a replat of a portion of Tract 31, Dell Range Addition, Second Filing, Cheyenne, Wyoming (located at the southeast corner of the intersection of Ridge Road and Summit Drive. Mr. Cook moved to adopt with staff conditions #1, 2, & 3, seconded by Ms. Williams. Mr. Cook advised that following the January 5, 2016 Public Services Committee meeting, it was brought to his attention that a substitute resolution was necessary to provide clarification in the "Now Therefore Be It Resolved" clause. Mr. Cook moved to amend by substitute dated January 8, 2016, seconded by Ms. Williams. Upon inquiry, Dan White, City Attorney, reviewed the reasons for the proposed amendment, which is to remove a conditional clause that he advised was not necessary. Motion to amend carried. Voting "yes" -- all members of the governing body. Main motion as amended carried. Voting "yes" -- all members of the governing body. (#5740)

RESOLUTION - Adopting the Evers Boulevard Road Rehabilitation 35% Design Plan. Mr. Cook moved to adopt, seconded by Mr. Johnson. Comments followed regarding concerns with the proposed landscape strip down the center of Evers Blvd. and whether there is a maintenance plan in place. Upon inquiry, John Hall, City Engineer, stated that moving forward with the project is subject to availability of funding. Motion carried. Voting "yes" -- all members of the governing body. (#5741)

[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] Master Rental Agreement between the City of Cheyenne and Bergkamp Inc., for Flameless Pothole Patcher and Truck (2015 - 2018 1% Sales Tax) -- referred to Finance Committee.

[CA] Consideration of Bid #S-10-16 for a contract between the City of Cheyenne, Forestry Division, and Green Lawn and Tree Care, Inc., Cheyenne, Wyoming, for cemetery tree removals project. Motion (per Consent Agenda) carried (accept bid in an amount not to exceed \$41,565.00). (#6454)

[CA] Transfer of ownership for a resort liquor license application filed with the City Clerk's Office for 204 Fox Holdings, LLC d/b/a Holiday Inn Cheyenne, Cheyenne, Wyoming (License currently held by Hotel West I, LP d/b/a Holiday Inn Cheyenne, Cheyenne, Wyoming). Motion (per Consent Agenda) carried.

Appointments of Michael Beeman to the Personnel Commission, and Jaime Davis to the Police Civil Service Commission. Mr. Shanor moved to approve, seconded by Mr. Luna. Motion carried. Voting "yes" -- all members of the governing body with the exception of Mayor Kaysen who did not vote (Mayoral appointees).

Re-Appointments of Randy Byers, Robert D. Clary and Michael Peel to Building Code Board of Appeals; Blithe McAndrew, Martha Mullikin and Megan B. Rux to the Historic Preservation Board. Mr. Shanor moved to approve, seconded by Mr. Luna. Motion carried. Voting "yes" -- all members of the governing body with the exception of Mayor Kaysen who did not vote (Mayoral appointees).

Announcement was made that due to the Martin Luther King, Jr. Holiday on Monday, January 18, 2016, regularly scheduled City Council Committee meetings will instead be held in the Municipal Building, 2101 O'Neil Avenue, Room 122, Cheyenne, Wyoming, as follows: Finance Committee will meet Tuesday, January 19, 2016 at 11:00 a.m. and Public Services Committee will meet Wednesday, January 20, 2016 at Noon.

Under other business, Bart Stolp expressed concerns with the Metropolitan Planning Organization (MPO) Policy Committee's decision to reallocate funding for the Van Buren corridor study to instead be utilized for an intersection study analysis at Dell Range Blvd. and Converse Ave. Mayor Kaysen confirmed the MPO's Policy Committee decision, explaining the Dell Range/Converse intersection is the highest crash rated intersection in the City with the highest volume of vehicles. He advised the Van Buren study will be addressed at a later time when funding is available. Mr. Stolp commented on safety concerns on both Pinto Lane and Van Buren streets, noting his observations involving safety issues on Van Buren. He referenced a petition he had previously submitted (in October 2014) signed by residents in the Van Buren neighborhood and, upon request, provided a copy of the petition and a Neighborhood Speed Watch Report Log he had compiled using a radar speed gun provided by the Police Department. Comments followed on the growth of neighborhoods and issues with increased traffic through residential areas; proposed changes to the Neighborhood Traffic Management Program (NTMP), and the Neighborhood Speed Watch Program. Upon inquiry, Mayor Kaysen noted a NTMP meeting was scheduled for January 15th involving certain Council members and applicable City employees to work on proposed changes, which will then be brought to the governing body and the public for review pursuant to the current resolution on the agenda proposing changes to the NTMP.

Upon inquiry, Tom Mason, MPO Director, provided an update on the Pershing Blvd. Complete Street Plan, noting the plan involves short term and long term recommendations. He advised a request for funding the implementation of a crosswalk at Pershing and Duff is included in the proposed Capital Improvement Projects plan that was recently presented to City Council.

There being no further business to come before the governing body, the meeting was officially adjourned at 6:54 p.m.

Submitted by,

Carol Intlekofer, MMC  
City Clerk

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

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