

**MUNICIPAL BUILDING
2101 O'Neil Avenue
Cheyenne, WY 82001
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**CITY COUNCIL MEETING
COUNCIL CHAMBERS
6:00 P.M.**

AGENDA

June 13, 2016

1. CALL MEETING TO ORDER.

2. CALL ROLL.

3. PLEDGE OF ALLEGIANCE.

4. 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.)

ACTION: _____

5. [CA] MINUTES FROM REGULAR MEETING OF THE GOVERNING BODY ON MAY 23, 2016.

ACTION: _____ Approve _____

6. VOUCHERS.

ACTION: _____

7. PUBLIC HEARINGS:

a) Public Hearing to be held Monday for proposed budgets for the City of Cheyenne and Board of Public Utilities for Fiscal Year 2017.

ACTION: _____

b) Public Hearing to determine whether compliance of annexation conditions required by Wyoming Statute §15-1-402 exist for Lot 11, Block 4, Homestead Addition First Filing Replat, and portions of: Section 10, the E½ of Section 4, the W½ of Section 3, the W½E½ of Section 3; and all of the S½SW¼ of Section 11, T.13N., R.66W., 6th P.M., Laramie County, Wyoming (located east of and adjacent to S. College Drive, and at the NW, SW, SE corners of the intersection of I-80 and College Drive).

ACTION: _____

8. ORDINANCE - 3RD READING - Approving and establishing revised water and sewer rates, tap and system development fees, administrative fees, service charges and penalties, and septic and commercial waste dump rates, as recommended by the Board of Public Utilities. (FINANCE COMMITTEE)

ACTION: _____

9. ORDINANCE - 3RD READING - Appropriating moneys for the City of Cheyenne, Wyoming for the various purposes in conducting the municipal government of said City and fixing the amount of general and special taxes as part of the revenue required to meet the said appropriation all for the Fiscal Year beginning July 1, 2016 and ending June 30, 2017. (COMMITTEE OF THE WHOLE)

ACTION: _____

10. ORDINANCE - 3RD READING - Amending Section 9.12.070, Spitting on Sidewalks, Floors of Public Buildings or Conveyances, of Chapter 9.12, Offenses Against Property, of Title 9, Public Peace and Welfare, of the Code of the City of Cheyenne, Wyoming. (PUBLIC SERVICES COMMITTEE)

ACTION: _____

11. ORDINANCE - 3RD 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 CB Community Business and MUB Mixed-Use Business Emphasis to CB Community Business for Lots 1-2 and 7-12, Block One, Holmes Corner, Cheyenne, Wyoming (located at the southeast corner of the intersection of Ridge Road and E. Pershing Boulevard). (PUBLIC SERVICES COMMITTEE)

ACTION: _____

12. ORDINANCE - 3RD 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 NR-3 Neighborhood Residential - High Density for the N½ of Lots 1 and 2, Block 76, Original City, Cheyenne, Wyoming (located at the southwest corner of the intersection of E. 27th Street and Evans Avenue). (PUBLIC SERVICES COMMITTEE)

ACTION: _____

13. ORDINANCE - 2ND READING - Annexing to the City of Cheyenne, Wyoming, the N½ of Lot 9, Block 2, Parsons Addition, Laramie County, Wyoming (located east of and adjacent to Pierce Avenue, south of Laramie Street). (PUBLIC SERVICES COMMITTEE)

ACTION: _____

14. ORDINANCE - 2ND 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 MR - Medium Density Residential to MR-2 Medium-Density Residential-Developing for the N½ of Lot 9 and the adjacent 16-foot alley, Block 2, Parsons Addition, Laramie County, Wyoming (located east of and adjacent to Pierce Avenue, south of Laramie Street). (PUBLIC SERVICES COMMITTEE)

ACTION: _____

15. ORDINANCE - 2ND READING - Amending Ordinance No. 4077 defining the terms and conditions of employment for non-uniformed employees of the City of Cheyenne. (FINANCE COMMITTEE)

ACTION: _____

16. ORDINANCE - 2ND READING - Amending Ordinance No. 4078 defining the terms and conditions of employment for sworn officers of the City of Cheyenne Police Department. (FINANCE COMMITTEE)

ACTION: _____

17. ORDINANCE - 2ND READING - Amending, creating, deleting and re-creating various chapters and sections within Title 15, Buildings and Construction, of the Cheyenne City Code relating to general provisions, and including adoption of the International Building Code and other related Codes, 2015 Edition; and the International Energy Conservation Code, 2015 Edition. (PUBLIC SERVICES COMMITTEE)

ACTION: _____

18. ORDINANCE - 2ND READING - Amending, creating, deleting and re-creating various chapters and sections within Title 8, Health and Safety, of the Cheyenne City Code relating to general provisions pertaining to fire protection and regulations, and adoption of the International Fire Code, 2015 Edition, and certain Codes and practices promulgated by the National Fire Protection Association. (PUBLIC SERVICES COMMITTEE)

ACTION: _____

19. ORDINANCE - 2ND READING - Amending Chapter 2.32, Fire Department, Section 2.32.020, Department Personnel, and Chapter 2.84, Miscellaneous Boards and Commissions, Section 2.84.050, International Fire Code Board of Appeals, of Title 2, Administration and Personnel, of the Cheyenne City Code pertaining to the Fire and Rescue Department. (PUBLIC SERVICES COMMITTEE)

ACTION: _____

20. ORDINANCE - 1ST READING - Pursuant to Section 2.2.1, Zoning Map amendment, Section 5.1.2, Zoning Districts Established, and Section 5.1.3, Official Zoning Map, of the Cheyenne Unified Development Code, by changing the zoning classification from LI-Light Industrial District to MUB-Mixed Use Business Emphasis District for a parcel of land situated at the south 70 feet of the west 52.6 feet of Lot 5, Block 274, Original City, Cheyenne, Wyoming, to be known as 1022 W. 20th Street, (located at the northeast corner of Ames Avenue and W. 20th Street). (SPONSOR - DR. MARK RINNE)

ACTION: _____

21. ORDINANCE - 1ST READING - Amending Section 10.64.040, Stopping, Standing and Parking of Buses and Taxicabs Regulated, of Chapter 10.64, Loading and Unloading, of Title 10, Vehicles and Traffic, of the Code of the City of Cheyenne, Wyoming. (SPONSOR - RICHARD JOHNSON)

ACTION: _____

22. ORDINANCE - 1ST READING - Amending Section 8.56.050, Motor Vehicle Mufflers, of Chapter 8.56, Noise Control, of Title 8, Health and Safety, of the City of Cheyenne, Wyoming. (SPONSOR - RICHARD JOHNSON)

ACTION: _____

23. ORDINANCE - 1ST READING - Repealing Various Sections of Chapter 10.20, Traffic Control Devices, of Title 10, Vehicles and Traffic, of the City of Cheyenne, Wyoming. (SPONSOR - RICHARD JOHNSON)

ACTION: _____

24. ORDINANCE - 1ST READING - Amending Section 8.52.040, Distribution of Handbills in Public Places, of Chapter 8.52, Handbills, of Title 8, Health and Safety, of the Code of the City of Cheyenne, Wyoming. (SPONSOR - RICHARD JOHNSON)

ACTION: _____

25. ORDINANCE - 1ST READING - Annexing to the City of Cheyenne, Wyoming, Lot 11, Block 4, Homestead Addition First Filing Replat, and portions of: Section 10, the E $\frac{1}{2}$ of Section 4, the W $\frac{1}{2}$ of Section 3, the W $\frac{1}{2}$ E $\frac{1}{2}$ of Section 3; and all of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 11, T.13N., R.66W., 6th P.M., Laramie County, Wyoming (located east of and adjacent to S. College Drive, and at the NW, SW, SE corners of the intersection of I-80 and College Drive). (SPONSOR - DR. MARK RINNE)

ACTION: _____

26. 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 Unified Development Code, changing the zoning classification from County LI Light Industrial, County A-2 Agricultural, and County PUD to P Public and AG Agricultural for Lot 11, Block 4, Homestead Addition First Filing Replat, and portions of: Section 10, the E½ of Section 4, the W½ of Section 3, the W½E½ of Section 3; and all of the S½SW¼ of Section 11, T.13N., R.66W., 6th P.M., Laramie County, Wyoming (located east of and adjacent to S. College Drive, and at the NW, SW, SE corners of the intersection of I-80 and College Drive). (SPONSOR - DR. MARK RINNE)

ACTION: _____

27. 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 Unified Development Code, changing the zoning classification from MR-1 Medium Density Residential - Established and MR-2 Medium Density Residential - Developing to NR-3 Neighborhood Residential - High Density for Lots 24-28, Block 4, South Park Estates, 2nd Filing, and Lots 7-12, Block 15, Roberts Place, Cheyenne, Wyoming (located east of and adjacent to Arkel Way, north of W. 3rd Street). (SPONSOR - DR. MARK RINNE)

ACTION: _____

28.[CA] RESOLUTION - Approving the budget of the Downtown Development Authority/Main Street for the Fiscal Year beginning July 1, 2016 and ending June 30, 2017. (FINANCE COMMITTEE)

ACTION: Adopt

29.[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to sign a Final Plat for Holmes Corner, a replat of all those remaining portions of Block One, all of Block Two, and that portion of vacated Wills Road westerly of and adjacent thereto, Holmes Addition, First Filing; all of Lots 1 and 2, Block One, and that portion of vacated alley westerly of and adjacent thereto, Atkins Addition, Second Filing; and that approximately 766 square foot portion of E. Pershing Boulevard at the southeast corner of the intersection of Ridge Road and E. Pershing Boulevard, Cheyenne, Wyoming (located at the southeast corner of the intersection of Ridge Road and E. Pershing Boulevard). (PUBLIC SERVICES COMMITTEE)

ACTION: Adopt

30.[CA] RESOLUTION - Authorizing the Mayor and the City Clerk to sign a Final Plat for 27th Street Villas, a replat of the N½ of Lots 1 and 2, Block 76, Original City, Cheyenne, Wyoming (located at the southwest corner of the intersection of East 27th Street and Evans Avenue). (PUBLIC SERVICES COMMITTEE)

ACTION: Adopt

31. RESOLUTION - Adopting the Cheyenne Transit Program Route Change and Fare Increase Plan. (FINANCE COMMITTEE)
- ACTION: _____
- 32.[CA] RESOLUTION - Authorizing the Mayor and 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. (SPONSOR - JIM BROWN)
- ACTION: _____ Refer to Finance Committee _____
- 33.[CA] RESOLUTION - Approving the budget of the Laramie County Community Juvenile Services Joint Powers Board for the Fiscal Year beginning July 1, 2016 and ending June 30, 2017. (SPONSOR - JIM BROWN)
- ACTION: _____ Refer to Finance Committee _____
- 34.[CA] RESOLUTION - Adopting the Cheyenne Regional Freight Mobility Plan. (SPONSORS - DR. MARK RINNE, JEFF WHITE)
- ACTION: _____ Refer to Public Services Committee _____
- 35.[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 Fiscal Year 2013 - 2014 Countywide Consensus Block Grant Funding in the amount of \$41,201.00, and Fiscal Year 2015 - 2016 Countywide Consensus Block Grant Funding in the amount of \$49,093.00 for an RV Campsite Area on the Archer Fairgrounds property. (SPONSOR - JIM BROWN)
- ACTION: _____ Refer to Finance Committee _____
36. RESOLUTION - Supporting the City of Cheyenne's Application for Transportation Alternatives Program (TAP) Funds for Continuation of the Greenway System, Specifically, the Avenues Connector. (SPONSOR - RICHARD JOHNSON)
- ACTION: _____ Refer to Finance Committee _____
- 37.[CA] RESOLUTION - Authorizing the Mayor of the City of Cheyenne to create a Sister City relationship with the City of Accra, Ghana. (SPONSOR - DR. MARK RINNE)
- ACTION: _____ Refer to Public Services Committee _____
- 38.[CA] RESOLUTION - Amendment to Resolution No. 5774 adopted on May 23, 2016 Authorizing submission of an application to the Wyoming Business Council under the Business Ready Community Grant and Loan Program for a Downtown Development Project on behalf of the Governing Body of the City of Cheyenne for assistance in funding the Jack R. Spiker Downtown Parking Structure SkyPath Connection Project. (SPONSOR - JIM BROWN)
- ACTION: _____ Refer to Finance Committee _____

39. PRELIMINARY PLATS/PRELIMINARY ZONE CHANGES:

- a) [CA] Preliminary Plat for South Park Estates 9th Filing, a replat of Lots 24-28, Block 4, South Park Estates 2nd Filing, and Lots 7-12, Block 15, Roberts Place, Cheyenne, Wyoming (located east of and adjacent to Arkel Way, north of W. 3rd Street).

ACTION: Refer to Public Services Committee

40. LEASES/CONTRACTS/LEGAL:

- a) [CA] Contract between the City of Cheyenne and Goat Green, LLC, for vegetation management along Dry Creek (2011 - 2014 1% Sales Tax). (FINANCE COMMITTEE)

ACTION: Approve in an amount not to exceed \$53,587.00

- b) [CA] Professional Services Agreement between the Cheyenne Metropolitan Planning Organization and HDR Engineering, Inc., for Converse and Dell Range Intersection Traffic Safety Plan, and Converse Avenue 35% Design Plan (Metropolitan Planning Organization funds). (FINANCE COMMITTEE)

ACTION: Approve in an amount not to exceed \$93,469.80

- c) [CA] Professional Services Agreement between the City of Cheyenne and Smith Environmental & Engineering for the West Edge Pump House Park Project (1% Specific Purpose Sales & Use Tax, Environmental Protection Agency Grant, State Loan and Investment Board Grant). (FINANCE COMMITTEE)

ACTION: Approve in an amount not to exceed \$392,176.00

- d) Offer to Sell real property owned by the City of Cheyenne, being Tract 2, Hildreth Subdivision, a portion of the S $\frac{1}{2}$ and S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 16, T. 14 N., R. 67 W., of the 6th P.M., Laramie County, Wyoming, consisting of five (5) acres, more or less, and having an appraised value of \$62,500.00, to the United States of America, for and on behalf of the Department of Veterans Affairs, to be used for the establishment of a National Veterans Cemetery. (FINANCE COMMITTEE)

ACTION: _____

- e) [CA] Agreement for services between the City of Cheyenne and the Church of St. Mary, defining the responsibilities for ground maintenance, operations, and Office Administrative services for the Church at Olivet Cemetery.

ACTION: Refer to Finance Committee

f)[CA] Agreement between the City of Cheyenne and Cheyenne Animal Shelter/Services for animal shelter services.

ACTION: Refer to Finance Committee

g)[CA] Agreement between the City of Cheyenne and Cheyenne Animal Shelter/Services for animal control services.

ACTION: Refer to Finance Committee

h)[CA] Agreement between the City of Cheyenne and the Cheyenne Symphony Orchestra for use of the Cheyenne Civic Center for the 2016 - 2017 Concert Season.

ACTION: Refer to Finance Committee

i)[CA] Agreement between the City of Cheyenne and the Cheyenne Symphony Orchestra for use of the Cheyenne Civic Center for Youth Education Concerts.

ACTION: Refer to Finance Committee

j)[CA] Agreement between the City of Cheyenne and Davis & Cannon, LLP, to provide civil legal services as the Interim City Attorney.

ACTION: Refer to Finance Committee

k)[CA] Human Services Agreement between the City of Cheyenne and United Way of Laramie County for revenues derived from the one percent Sales Tax years 2011 thru 2014.

ACTION: Refer to Finance Committee

l)[CA] Agreement between the City of Cheyenne and Delta Dental of Wyoming, for dental benefits plan for city employees.

ACTION: Refer to Finance Committee

41. CHANGE ORDERS/CONTRACT MODIFICATIONS:

a) Contract Modification No. 1 to Contract No. 6053 between the City of Cheyenne, and Pappas & Pappas Architects, P.C., to provide for additional architectural and engineering services for the Cheyenne Public Safety Center (1% Specific Purpose Sales & Use Tax). (FINANCE COMMITTEE) (POSTPONED FROM 05/23/16)

ACTION: _____

b)[CA] Contract Modification No. 3 to Contract No. 6151 between the City of Cheyenne, and Short Elliott Hendrickson, Inc., for the 19th Street Rehabilitation Project (2011 - 2014 1% Sales Tax, 2015 - 2018 1% Sales Tax). (FINANCE COMMITTEE)

ACTION: Approve in the amount not to exceed \$77,637.72

c)[CA] Contract Modification No. 1 to Contract No. 6440 between the City of Cheyenne and Reiman Corporation for the 19th Street Rehabilitation Project - Phase II (2011 - 2014, 2015 - 2018 1% Sales Tax, BOPU).

ACTION: Refer to Finance Committee

42. CONSIDERATION OF BIDS:

- a)[CA] Consideration of bid #E-31-16 for furnishing Fujitsu Stylistic Q704 Tablets for the Cheyenne Police Department (1% Specific Purpose Sales & Use Tax). (FINANCE COMMITTEE)

ACTION: Accept the bid from Howard Technology Solutions, Ellisville, Mississippi in an amount not to exceed \$210,686.00

- b) Consideration of Bid #E-18-16 for furnishing four (4) new 2016-2017 pickup trucks for the City of Cheyenne (2011 - 2014 1% Sales Tax, 2015 - 2018 1% Sales Tax, Solid Waste Management, Weed & Pest). (FINANCE COMMITTEE)

ACTION: _____

- c)[CA] Consideration of Bid #E-30-16 for furnishing four (4) New 2016 Police Package Motorcycles for the Cheyenne Police Department (2011 - 2014 1% Sales Tax). (FINANCE COMMITTEE)

ACTION: Accept the bid from Victory Police Motorcycles, Tucson, Arizona in an amount not to exceed \$116,896.00

- d)[CA] Consideration of Bid #S-18-16 for a contract between the City of Cheyenne, Engineering Department, and Pole Mountain Electric, Inc., Cheyenne, Wyoming, for the LED Lighting Upgrade Project (2011 - 2014 1% Sales Tax).

ACTION: Refer to Finance Committee

- e)[CA] Consideration of Bid #E-32-16 for furnishing two (2) new Cab & Chassis with Rear Load Refuse Collection bodies, 25-Cubic Yard with Tippers for the Sanitation Division (Solid Waste Management).

ACTION: Refer to Finance Committee

- f)[CA] Consideration of Bid #S-20-16 for a contract between the City of Cheyenne, Engineering Department, and Kolbe Striping, Inc., Castle Rock, Colorado, for 2016 City of Cheyenne Pavement Markings Project (2015 - 2018 1% Sales Tax).

ACTION: Refer to Finance Committee

- g)[CA] Consideration of Bid #S-21-16 for a contract between the City of Cheyenne, Park Division, and Signature Underwriters, Lakewood, CO, for the Lake Absarraca and Sloans Lake Boat Docks project (State Park Grant, 2015 - 2018 1% Sales Tax).

ACTION: Refer to Finance Committee

- h)[CA] Consideration of Bid #E-34-16 for furnishing two (2) new Ten -Yard Tandem Dump Trucks with Spreader and Snowplow for the City's Street & Alley Division (2015 - 2018 1% Sales Tax).

ACTION: Refer to Finance Committee

43. APPLICATIONS/LICENSES/PERMITS:

- a) [CA] Transfer of ownership for a retail liquor license application filed with the City Clerk's Office for Flippers, LLC d/b/a Flippers, 1617 Capitol Avenue, Cheyenne, Wyoming (License currently held by Cheyenne Club, Inc., 1617 Capitol Avenue, Cheyenne, Wyoming). (FINANCE COMMITTEE)

ACTION: Approve

44. ANNOUNCEMENTS/REPORTS/MOTIONS:

- a) Announcement of Public Hearing to be held June 27, 2016 at 6:00 p.m. in City Council Chambers, 2101 O'Neil Avenue, Cheyenne, Wyoming, for a restaurant liquor license application filed with the City Clerk's Office for J Aldana LLC d/b/a El Poblano Mexican Restaurant, 1720 Central Avenue, Cheyenne, Wyoming.
- b) Announcement of Appointment of Davis & Cannon, LLP, as interim City Attorney, to be confirmed June 27, 2016.

45. OTHER BUSINESS:

46. ADJOURN.