

**MINUTES  
CITY OF LARAMIE, WYOMING  
CITY COUNCIL SPECIAL MEETING  
January 5, 2016  
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Special Meeting of the City Council was called to order by the Mayor at 5:30 p.m.

The City Clerk read the following notice:

**NOTICE OF CITY COUNCIL SPECIAL MEETING**  
NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE LARAMIE CITY COUNCIL WILL BE HELD TUESDAY, JANUARY 5, 2016, 5:30 P.M., IN COUNCIL CHAMBER OF CITY HALL, 406 IVINSON STREET, FOR THE FOLLOWING PURPOSES:

EXECUTIVE SESSION REGARDING LITIGATION.

Roll call showed present: Hanson, Shumway, Shuster, Vitale, Pearce, and Paulekas. Absent: Henry, Summerville and Weaver.

MOTION BY PEARCE, seconded by Shuster, that Council adjourn to Executives Session Regarding Personnel.

MOTION CARRIED by voice vote.

Council adjourned at 5:31 p.m.

Respectfully submitted,

Angie Johnson  
City Clerk

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Regular Meeting of the City Council was called to order by Mayor Paulekas at 6:35 p.m.

**1. Pledge of Allegiance.**

Mayor Paulekas led the Pledge of Allegiance.

**2. Roll Call.**

Roll call showed present: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Absent: None.

Staff present: Janine Jordan, City Manager; Angie Johnson, City Clerk; Jason Loos, City Attorney; Randy Hunt, Community Development Director; Paul Harrison, Parks & Recreation Director; Todd Feezer, Asst. Parks & Recreation Director; and Dan Johnson, Fire Chief.

**3. Disclosures by City Council Members.**

None.

**4. Consideration of Changes in Agenda and Setting the Agenda.**

- A. MOTION BY PEARCE, seconded by Shumway, that the following changes to the Agenda be approved: On Regular Agenda: move item no. 16 to 6A, and add Item No. 21. Adjournment.

MOTION CARRIED by voice vote.

- B. MOTION BY PEARCE, seconded by Summerville, that the Agenda be set as changed.

MOTION CARRIED by voice vote.

**5. Approval of Consent Agenda.**

MOTION BY PEARCE, seconded by Summerville, that the Consent Agenda be approved and that each specific action on the Consent Agenda be approved as indicated.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**CONSENT AGENDA**

5A. Minutes of City Council Meetings.

Action: that Council approve the Minutes of the City Council Regular Meeting of December 15, 2015 and Public Hearing of December 15, 2015, and have them placed on file for public inspection.

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5B. Cemetery Deeds for December 16-31, 2015.

Action: that the Cemetery Deeds for December 16-31 2015 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

5C. Vouchers for December 2015.

Action: that the following Resolution be adopted: BE IT RESOLVED: that all vouchers approved by the Finance Committee be allowed, warrants drawn on proper City funds in payment thereof, and the vouchers be placed on file in the Treasurer's Office subject to public inspection; and that Council authorize payment for the month-end payroll, light and gas charges, telephone charges, Pioneer Canal-Lake Hattie Irrigation District lease, employee travel, other employee reimbursements, pay advances, refunds for City services, recording fees, postage, lease purchase and bond payments, self-funded employee health insurance claims, miscellaneous insurance claims, Council-approved bid items, outside attorney fees, other consulting fees, before normal City Council approval on the first Tuesday of January. These expenditures are to be paid subject to audit by the City of Laramie Finance Department.

5D. Minutes

Action: that Council acknowledge receipt of the Minutes from the December 10, 2015 Traffic Commission meeting and that the following item be approved as indicated:

1. To conditionally approve placement of two generally reserved handicap parking spaces, on the south side of Morgan Drive between Sherman Hills Drive and Hackney Drive at the proposed Imperial Heights Park, as indicated on the exhibits, after review and approval of the site plan of the park by City of Laramie Engineering.

5E. Minutes.

Action: that Council acknowledge receipt of the Minutes from the December 9, 2015 meeting of the Parks, Tree and Recreation Advisory Board and that the following recommendations be approved as indicated:

1. To acknowledge receipt of the November 2015 Recreation Center membership reports;
2. To acknowledge receipt of the memorandum on raising the leisure pool water temperature;
3. To approve the request from Laramie Special Olympics to practice in the 8-lane pool prior to the Wyoming Special Olympics State Swim meet, and to approve a 50% fee reduction for the use of the Recreation Center and Ice & Event Center for the 2016 summer games;
4. To approve the Memorandum of Understanding between the City and Laramie Youth Baseball for the 2016 baseball season;
5. To approve the Memorandum of Understanding between the City and Laramie Girls Softball Association for the 2016 softball season;

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6. To approve the Facility Use Agreement between the City and the Naughty Pines Derby Dames for the 2016 roller skating season;
7. To accept the donation of \$500 from the Friends of Community Recreation and the Laura Jane Musser Fund for replacement equipment in the child care room at the City's Recreation Center;
8. To acknowledge receipt of the Park Shelter Reservation and Open Container Permit report for 2015;
9. To approve the Adopt A Park Agreement between the City and WyoTech for general cleanup and assistance with landscaping of the three (3) center medians along Adams Street;
10. To approve the Tree City USA and Growth Award applications for 2015;
11. To approve the request for a room rental fee waiver from the Laramie Elks Club Lodge No. 582 for the Annual Elks Hoop Shoot, national free throw shooting contest for youth ages 8-13.

5F. Schedule Meeting(s).

- Action: that Council schedule the following meeting(s):
1. Council Retreat, January 22, 2016, 4:30pm, Holiday Inn
  2. Council Retreat, January 23, 2016, 8:30am, Holiday Inn
  3. Special Hearing, January 28, 2016, 6:00pm, Ivinson Street Project.

**REGULAR AGENDA**

**6. Resolution No. 2016-01, authorizing application to FEMA for an Assistance to Firefighters Grant (AFG) for the purpose of obtaining SCBA's (Self Contained Breathing Apparatus) and a breathing air compressor / cascade system in an amount not to exceed \$210,000.00.**

MOTION BY SHUMWAY, seconded by Weaver, that Council approve Resolution No. 2016-01, authorizing the submission of an Assistance to Firefighters Grant to FEMA on behalf of the governing body of the City of Laramie, Wyoming for the purpose of obtaining SCBA's (Self Contained Breathing Apparatus) and a breathing air compressor / cascade system in an amount not to exceed \$210,000.00, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**6A. Consideration of Purchase Agreement between the City of Laramie and Albany County School District One.**

MOTION BY VITALE, seconded by Hanson, that Council approve the Purchase Agreement between the City of Laramie and Albany County School District One for the sale of Lot 4, Block 2 of the Turner Tract Office Park for the sum of \$874,000.00, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, and Paulekas. Nay: Pearce. Absent: None. MOTION CARRIED.

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**7. Resolution No. 2016-02, authorizing transfer of right-of-way to the Wyoming Department of Transportation for the construction of the Harney Street Overpass.**

The City Clerk read Resolution 2016-02 by title only.

A RESOLUTION AUTHORIZING TRANSFER OF RIGHT-OF-WAY TO THE WYOMING DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF THE HARNEY STREET OVERPASS.

MOTION BY HENRY, seconded by Summerville, that Council approve City Council Resolution No. 2016-02, authorizing the Mayor and City Clerk to sign Quitclaim Deeds conveying portions of existing City Right-of-Way to the Wyoming Department of Transportation for the construction of the Harney Street Overpass, and authorize the Mayor and City Clerk to sign the Resolution.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**8. Resolution No. 2016-03, amending the Shawver Tree Fund Use Policy to include residential rental properties.**

MOTION BY WEAVER, seconded by Henry, that Council approve Resolution No. 2016-03 to amend the Shawver Tree Fund Use Policy to include residential rental properties and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**9. Original Ordinance No. 1930, approving the Franchise Agreement for cable TV services between the City of Laramie, Albany County, Wyoming and Bresnan Communications, LLC locally known as Charter Communications. (Introduced by Shuster) Second Reading. (Public Hrg: 11/10/2015)**

MOTION BY SHUSTER, seconded by Weaver, that Council approve on Second Reading Original Ordinance No. 1930, approving the nonexclusive Franchise Agreement for Cable TV Services between the City of Laramie, Albany County, Wyoming and Bresnan Communications, LLC locally known as Charter Communications.

MOTION BY HENRY, seconded by Hanson, that council amend §2.2 to change from ten (10) years to five (5) years initial term.

Roll call ON AMENDMENT showed Aye: Hanson, Henry, Shumway, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: Shuster. Absent: None. MOTION CARRIED.

MOTION BY PEARCE, seconded by Summerville, that Council postpone Second Reading to February 2, 2016.

Roll call ON POSTPONEMENT showed Aye: Summerville and Pearce. Nay: Hanson, Henry, Shumway, Shuster, Vitale, Weaver, and Paulekas. Absent: None. MOTION FAILED.

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Roll call ON MAIN MOTION AS AMENDED showed Aye: Hanson, Shumway, Shuster, Vitale, Weaver, and Paulekas. Nay: Henry, Summerville, and Pearce. Absent: None. MOTION CARRIED.

Council recessed at 8:21 p.m.

Council reconvened at 8:32 p.m.

**10. Original Ordinance No. 1932, vacating 0.23 acres of right-of-way, located west of Pierce Street and east of West Laramie Gardens. (Introduced by Summerville) Third and Final Reading. (Public Hrg: 12/08/2015)**

MOTION BY SUMMERVILLE, seconded by Hanson, that Council approve Original Ordinance No. 1932 on Third and Final Reading vacating 0.23 acres of right-of-way, located west of Pierce Street and east of West Laramie Gardens; subject to conditions approved by the Planning Commission; based on findings of fact and conclusions of law; noting a Public Hearing was held on December 8, 2015 and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

MOTION BY SUMMERVILLE, seconded by Shuster, that Council approve the Quitclaim Deed to Evelyn Hill and James Tuthill conveying approximately .23 acres of right-of-way, located west of Pierce Street and east of West Laramie Gardens, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**11. Original Ordinance No. 1933, amending the zoning district map of the City of Laramie, Wyoming, by rezoning an area approximately 38.27 acres in size, generally located north of Huron Street and east of US Highway 287, from C2 (General Commercial) District to I2 (Industrial) District. (Introduced by Vitale) Second Reading. (Public Hrg: 12/22/2015)**

MOTION BY VITALE, seconded by Hanson, that Council approve Original Ordinance No. 1933 on Second Reading; rezoning an area approximately 38.27 acres in size from C2 (General Commercial) District to I2 (Industrial) District generally located north of Huron Street and east of US Highway 287 based on findings of fact and conclusions of law; noting a Public Hearing was held on December 22, 2015.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**12. Original Ordinance No. 1934, amending an Ordinance of the City Council for the City of Laramie, Wyoming Providing for Timely Removal of Accumulated Snow and Ice on City Sidewalks. (Introduced by Henry) Second Reading.**

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MOTION BY HENRY, seconded by Pearce, that Council approve Original Ordinance No. 1934, an Ordinance of the City Council for the City of Laramie, Wyoming Providing for Timely Removal of Accumulated Snow and Ice on City Sidewalks, on Second Reading.

MOTION BY HENRY, seconded by Hanson, that Council amend Original Ordinance No. 1934 by substituting the words "snow event" for "snowfall" wherever it appears in the Ordinance.

Roll call ON AMENDMENT "SNOW EVENT" showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

MOTION BY HENRY, seconded by Weaver, that COUNCIL AMEND Section 3, to substitute forty eight (48) hours instead of twenty four (24) hours.

Roll call ON AMENDMENT OF TIME CHANGE showed Aye: Henry, Summerville, Vitale, and Weaver. Nay: Hanson, Shumway, Shuster, Pearce, and Paulekas. Absent: None. MOTION FAILED.

Roll call ON MAIN MOTION AS AMENDED showed Aye: Hanson, Shumway, Shuster, Pearce, and Paulekas. Nay: Henry, Summerville, Vitale, and Weaver. Absent: None. MOTION CARRIED.

**13. Original Ordinance No. 1935, amending Section 10.24.030 of the Laramie Municipal Code Driving Under the Influence. (Introduced by Pearce) Second Reading.**

The City Clerk read Original Ordinance No. 1935 by title only.

AN ORDINANCE TO AMEND SECTION 10.24.030H OF THE LARAMIE MUNICIPAL CODE DRIVING UNDER THE INFLUENCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LARAMIE, WYOMING

MOTION BY PEARCE, seconded by Henry, that Council pass Original Ordinance 1935 and to set it for Third Reading on January 19, 2016.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Pearce, and Paulekas. Nay: Vitale and Weaver. Absent: None. MOTION CARRIED.

**14. Original Ordinance No. 1936, amending Section 5.09.800(E)(1) of the Laramie Municipal Code for Alcohol Compliance Points System. Introduction and First Reading.**

MOTION BY HANSON, seconded by Weaver, that Council pass Original Ordinance 1936 and to set it for Third Reading on January 19, 2016.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Pearce, and Paulekas. Nay: Vitale and Weaver. Absent: None. MOTION CARRIED.

**15. Resolution No. 2016-04 reappointing one member to the Laramie Regional Airport Joint Powers Board for the City of Laramie, Wyoming.**

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The City Clerk read Resolution 2016-04 by title only.

RESOLUTION REAPPOINTING ONE MEMBER TO THE LARAMIE REGIONAL AIRPORT BOARD FOR THE CITY OF LARAMIE, WYOMING.

MOTION BY SUMMERVILLE, seconded by Pearce, that Council approve Resolution No. 2016-04 reappointing Wesley R. Bresler to the Laramie Regional Airport Board, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

MOTION BY SUMMERVILLE, seconded by Pearce, that Council adjust of the order by moving Item No. 18 to 15A.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**15A. Resolution No. 2016-05, supporting a Wyoming Water Development Commission study to determine the feasibility of utilizing raw water for the purpose of irrigating turf, green space, recreation, and common areas within the City of Laramie including on the University of Wyoming campus.**

MOTION BY WEAVER, seconded by Henry, that Council approve Resolution No. 2016-05 supporting a Wyoming Water Development Commission study to determine the feasibility of utilizing raw water for the purpose of irrigating Red Jacoby Golf Course, as well as other turf, green space, recreation, and common areas within the City of Laramie including on the University of Wyoming campus, and authorize the Mayor and City Clerk to sign.

Roll call showed Aye: Hanson, Henry, Shumway, Shuster, Summerville, Vitale, Weaver, Pearce, and Paulekas. Nay: None. Absent: None. MOTION CARRIED.

**16. Moved to 6A.**

**Extension of Meeting beyond 9:30 p.m.**

MOTION BY VITALE, seconded by Weaver, that Council consider the rest of the Agenda.

Roll call showed Aye: Hanson, Shumway, Shuster, Vitale, Weaver, and Paulekas. Nay: Henry, Summerville, and Pearce. Absent: None. MOTION CARRIED.

**17. Consideration of Mountain West Estates Subdivision: A Preliminary Plat for eight lots out of a parcel of land 40.35 acres in size. (Public Hrg: 7/13/2015, Planning Commission).**

MOTION BY SHUSTER, seconded by Vitale, that Council approve the Mountain West Estates Subdivision Preliminary Plat, based on findings of fact and conclusions of law, and subject to all Staff's recommended conditions (page 11), and include No. 2 from the Staff Report.

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MOTION BY VITALE, seconded by Shuster, that where it says “and subject to all Staff’s recommended conditions,” Council substitute “this development is within the Casper Aquifer Protection Area, and is subject to adopted rules governing this area”.

Vitale clarified this includes the Wyoming Department of Environmental Quality, the State Engineers Office, as well as the county’s rules that apply to development outside of the City.

Roll call ON AMENDMENT showed Aye: Shuster and Vitale. Nay: Hanson, Henry, Shumway, Summerville, Weaver, Pearce, and Paulekas. Absent: None. MOTION FAILED.

Roll call ON MAIN MOTION showed Aye: Hanson, Shumway, Shuster, Weaver, and Paulekas. Nay: Henry, Summerville, Vitale, and Pearce. Absent: None. MOTION CARRIED.

**18. Moved to Item No. 15A.**

**19. Consideration of future Council work session topics.**

None.

**20. Public Comments on Non-Agenda Items by sign-in requests.**

None.

**21. Adjournment**

MOTION BY HANSON, seconded by Pearce, that Council Adjourn.

MOTION CARRIED by voice vote.

Council adjourned at 10:40 p.m.

Respectfully submitted,

Angie Johnson  
City Clerk

**LARAMIE CITY COUNCIL  
PUBLIC HEARING  
Transfer of Retail Liquor License, Anong's  
January 5, 2016**

Public Hearing was called to order by Mayor Paulekas at 6:32 p.m.

City Council present: Klaus Hanson, Vicki Henry, Joe Shumway, Bryan Shuster, Andi Summerville, Joe Vitale, Paul Weaver, Jayne Pearce, and Dave Paulekas. Absent: none.

The City Clerk read the notice:

NOTICE IS HEREBY GIVEN THAT ON THE 30TH DAY OF NOVEMBER 2015, AN APPLICATION WAS RECEIVED IN THE OFFICE OF THE CITY ATTORNEY FOR TRANSFER OF OWNERSHIP OF RETAIL LIQUOR LICENSE NO. R46, FROM ANONG AND BRETT LARSON, DBA ANONG'S THAI CUISINE, 101 EAST IVINSON, TO ANONG'S THAI CUISINE, LLC, DBA ANONG'S THAI CUISINE, 101 EAST IVINSON, LARAMIE, WYOMING.

Mayor PAULEKAS asked if there were any public comments.

There were no comments.

Public Hearing was closed at 6:33 p.m.

Respectfully submitted

Angie Johnson  
City Clerk

**LARAMIE CITY COUNCIL  
PUBLIC HEARING  
Transfer of Retail Liquor License, Mulligan's Pub  
January 5, 2016**

Public Hearing was called to order by Mayor Paulekas at 6:33 p.m.

City Council present: Klaus Hanson, Vicki Henry, Joe Shumway, Bryan Shuster, Andi Summerville, Joe Vitale, Paul Weaver, Jayne Pearce, and Dave Paulekas. Absent: none.

The City Clerk read the notice:

NOTICE IS HEREBY GIVEN THAT ON THE 16TH DAY OF DECEMBER 2015, AN APPLICATION WAS RECEIVED IN THE OFFICE OF THE CITY CLERK FOR TRANSFER OF OWNERSHIP OF RETAIL LIQUOR LICENSE NO. R2, FROM T & A ENTERPRISES, INC, DBA MULLIGAN'S PUB, 1115 S. 3<sup>RD</sup> STREET TO HIGH ELEVATION INVESTMENTS, LLC, DBA MULLIGAN'S PUB, 1115 S. 3<sup>RD</sup> STREET, LARAMIE, WYOMING.

Mayor PAULEKAS asked if there were any public comments.

There were no comments.

Public Hearing was closed at 6:34 p.m.

Respectfully submitted

Angie Johnson  
City Clerk

**LARAMIE CITY COUNCIL  
PUBLIC HEARING  
Intended Sale of Real Estate, Albany County School District One  
January 5, 2016**

Public Hearing was called to order by Mayor Paulekas at 6:34 p.m.

City Council present: Klaus Hanson, Vicki Henry, Joe Shumway, Bryan Shuster, Andi Summerville, Joe Vitale, Paul Weaver, Jayne Pearce, and Dave Paulekas. Absent: none.

The City Clerk read the notice:

NOTICE OF INTENDED SALE OF REAL ESTATE

COMES NOW THE CITY OF LARAMIE, WYOMING AND PURSUANT TO THE PROVISIONS OF WYOMING STATUTE SECTION 15-1-112(B), PROVIDES PUBLIC NOTICE OF A PROPOSED SALE OF UNDEVELOPED PUBLIC PROPERTY DESCRIBED BELOW WITH AN APPRAISED VALUE OF \$874,000.00 TO ALBANY COUNTY SCHOOL DISTRICT ONE, WITHOUT CALLING FOR BIDS ON THE PROPERTY FOR THE REASONS THAT SUCH SALE IS TO ANOTHER POLITICAL SUBDIVISION OF THE STATE. THE PROPERTY IS DESCRIBED AS LOT 4, BLOCK 2, TURNER TRACT. THE PROPOSED PRICE FOR THE LAND IS \$874,000.00.

Mayor Paulekas asked if there were any public comments.

There were no comments.

Public Hearing was closed at 6:35 p.m.

Respectfully submitted

Angie Johnson  
City Clerk