

MINUTES  
CITY OF LARAMIE, WYOMING  
CITY COUNCIL MEETING  
March 1, 2016  
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**1. PROCLAMATIONS & PRESENTATIONS**

Laramie Disabilities Awareness Month

**2. ANNOUNCEMENTS**

**3. PUBLIC HEARING**

**3.A. Proposed application to the Wyoming Business Council for a Business Ready Community Grant and Loan to fund the construction of a headquarters for Bright Agrotech**

**4. AGENDA**

Regular Meeting of the City Council was called to order by Mayor Paulekas at 6:54 p.m.

**5. Pledge of Allegiance**

Mayor Paulekas led the Pledge of Allegiance.

**6. Roll Call**

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

Staff present: Janine Jordan, City Manager; David Derragon, Assistant City Manager; Angie Johnson, City Clerk; Jason Loos, City Attorney; Paul Harrison, Parks & Recreation Director; Todd Feezer, Asst. Parks & Recreation Director; Dan Johnson, Fire Chief; and Dale Stalder, Police Chief.

**7. Disclosures by City Council Members**

None.

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

MOTION BY PEARCE, seconded by Shumway, that the Agenda be set as submitted.

MOTION CARRIED by voice vote.

**9. 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.

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**10. CONSENT AGENDA**

**10.A. Minutes of City Council Meetings**

**Action:** that Council approve the Minutes of the City Council Public Hearings February 16, 2016 and Regular Meeting of February 16, 2016, and have them placed on file for public inspection.

**10.B. Cemetery Deeds for February 16-29, 2016**

**Action:** that the Cemetery Deeds for February 16-29, 2016 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

**10.C. Vouchers for February 2016**

**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 December. These expenditures are to be paid subject to audit by the City of Laramie Finance Department.

**10.D. MINUTES: January 14, 2016 Traffic Commission**

**Action:** that Council acknowledge receipt of the Minutes from the January 14, 2016 Traffic Commission meeting.

**10.E. MINUTES: Parks, Tree & Recreation Advisory Board**

**Action:** that Council acknowledge receipt of the Minutes from the February 10, 2016 meeting of the Parks, Tree & Recreation Advisory Board and the the following recommendations be approved as indicated:

- 1) To acknowledge receipt of the January 2016 Recreation Center membership reports.
- 2) To approve the Adopt A Trail Along Greenbelt Park Agreement between the City and HabiTech or general cleanup of one-quarter mile section along the Laramie River Greenbelt Park.
- 3) To approve the Adopt A Trail Along Greenbelt Park Agreement between the City and Handel Information Technologies for general cleanup of one-quarter mile section along the Laramie River Greenbelt Park.
- 4) To approve the request for a fee reduction for the After Prom party at the Recreation Center form the Coalition to Prevent Substance Abuse.
- 5) To approve the Memorandum of Understanding between the City and Laramie Legion Baseball Club, Inc. for use of Cowboy Field for the 2016 baseball season.
- 6) To acknowledge receipt of the revenue/expense reports for the 2015 fall recreation program season.
- 7) To approve the request by the Laramie Audubon Society to permit the placement of American Kestrel nesting boxes in undeveloped LaPrele Park and the southern loop of the

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Laramie River Greenbelt Trail.

8) To acknowledge receipt of the report on the 2015 Public Right-of-Way Tree Assessment, from the 2007-08 Tree Assessment prepared by the Wyoming Division of State Forestry.

**10.F. RESOLUTION 2016-20: Waiver of reservation fees for primary and general elections.**

**Action:** to approve Resolution 2016-20 authorizing a waiver of the facility reservation fees at the Laramie Community Recreation Center for the 2016 primary and general elections.

**10.G.MOU: Laramie Police Department and Laramie County Community College - Albany County Campus**

**ACTION:** That Council approve the MOU between the Laramie Police Department and Albany County Community College - Albany County Campus.

**10.H. BID AWARD: Haz Mat Tanker Rollover Bid Award**

**Action:** to approve purchase of a hazardous materials rollover training prop in the amount of \$79,725.00 from Draeger Safety Inc.

**10.I. RESOLUTION 2016-21: Wyoming Department of Health application to the United States Department of Health and Human Services**

**Action:** that council approve Resolution 2016-21 authorizing a letter of support for and resolution of support Wyoming Department of Health application for federal funds to support the "Wyoming Early Childhood Comprehensive Systems Impact" study.

**10.J. Schedule Meetings(s).**

**Action:** that Council schedule the following meeting(s):

**1. Special Meeting, March 10, 2016, 6:00 pm.** Engagement Agreement for Specialized Legal Services.

**2. Public Hearing, March 22, 2016, 6:00 pm.** Original Ordinance No. 1939 annexing approximately 93 acres or property located in unincorporated Albany County, generally located on the northeast corner of I-80 and Curtis Street.

**3. Public Hearing, March 22, 2016, 6:00 pm.** Resolution No. 23 certifying Planning Commission action, regarding amendments to the Future Land Use Map (Map 3.2) of the 2007 Laramie Comprehensive Plan.

**4. Public Hearing, March 22, 2016, 6:00 pm.** Original Ordinance No. 1940 establishing zoning in an area approximately 93 acres in size to B2 (Business) District, generally located on the northeast corner of I-80 and Curtis Street.

**5. Work Session, April 26, 2016, 6:00 pm.** Bill Nye Western Corridor.

**6. Work Session, April 26, 2016, 6:00 pm.** Pavement Management Program

**7. Work Session, April 26, 2016, 6:00 pm.** Art Plan Update

**8. Special Meeting, June 14, 2016, 6:00 pm.** Budget Adoption

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**11. REGULAR AGENDA**

**12. Original Ordinance No. 1938, to amend Chapter 13.52, Section 13.52.010 of the Laramie Municipal Code concerning Mosquito Control Fees. Third & Final Reading. (Introduced by Henry)**

MOTION BY HENRY, seconded by Pearce, that Council approve Original Ordinance No. 1938, on Third and Final Reading to amend Chapter 13.52, Section 13.52.010 of the Laramie Municipal Code concerning Mosquito Control fees, increasing the monthly utility user fee from \$2.57 to \$4.89 with an effective date of April 1, 2016 and authorize the Mayor and Clerk to sign.

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

**13. Resolution 2016-22 certifying the Laramie Planning Commission's approval of the 2016 Parks & Recreation Master Plan and that the 2016 Parks & Recreation Master Plan replaces in its entirety the 1982 Comprehensive Plan for Parks, Recreation & Open Space: A Parks & Recreation Master Plan.**

MOTION BY WEAVER, seconded by Henry, that Council approve Resolution 2016-22 certifying the Laramie Planning Commission's approval of the 2016 Parks and Recreation Master Plan and that the 2016 Parks and Recreation Master Plan replaces in its entirety the 1982 Comprehensive Plan for Parks, Recreation and Open Space: A Parks and Recreation Master Plan 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.

**14. Original Ordinance No. 1937, enacting Section 10.20.230 of the Laramie Municipal Code USE OF HANDHELD ELECTRONIC WIRELESS COMMUNICATION DEVICES FOR ELECTRONIC MESSAGING PROHIBITED; EXCEPTIONS; PENALTIES 3rd Reading. (Introduced by Shumway).**

The City Clerk read Original Ordinance No. 1937 by title only.

AN ORDINANCE TO ENACT SECTION 10.20.230 OF THE LARAMIE MUNICIPAL CODE  
USE OF HANDHELD ELECTRONIC WIRELESS COMMUNICATION DEVICES FOR ELECTRONIC  
MESSAGING PROHIBITED; EXCEPTIONS; PENALTIES

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

MOTION BY SHUMWAY, seconded by Hanson, that Council pass Original Ordinance 1937 and authorize the Mayor and Clerk to sign.

MOTION BY SUMMERVILLE, seconded by Pearce, that Council amend to remove the amendment that was passed on Second Reading.

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

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

Council recessed at 7:48 p.m.

Council reconvened at 7:59 p.m.

**15. Branch Subdivision: A Final Plat for two commercial lots at 3025 Fort Sanders Road.**

MOTION BY SHUSTER, seconded by Henry, that Council approve the Branch Subdivision Final Plat, based on findings of fact and conclusions of law; and authorize the Mayor and Clerk to sign the plat.

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

**16. Original Ordinance No. 1922 A, amending Title 8 of the Laramie Municipal Code for the purposes of creating health and safety standards for mobile homes, manufactured homes, recreational vehicles and tents.**

MOTION BY HENRY, seconded by Hanson, that Council move to approve Original Ordinance No. 1922A on Third and Final Reading, based on findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the ordinance.

MOTION BY HENRY, seconded by Vitale, that Council move to postpone Original Ordinance No. 1922A to May 19, 2016.

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

**17. Original Ordinance No. 1923 A, amending Title 15 of Laramie Municipal Code for the purposes of amending Section 15.22.050, Nonconforming Mobile Homes.**

The City Clerk read Original Ordinance No. 19 by title only.

AN ORDINANCE AMENDING TITLE 15 OF LARAMIE MUNICIPAL CODE FOR THE PURPOSES OF AMENDING SECTION 15.22.050, NONCONFORMING MOBILE HOMES.

MOTION BY HENRY, seconded by Shumway, that Move to approve Original Ordinance No. 1923A on third and final reading, based on findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the Ordinance.

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MOTION BY HENRY, seconded by Shumway, that Council move to postpone Original Ordinance No. 1923A to May 19, 2016.  
Summerville exited approximately 8:18 p.m.

Roll call ON POSTPONEMENT showed Aye: Pearce. Nay: Hanson, Henry, Shumway, Shuster, Vitale, Weaver, and Paulekas. Absent: Summerville. MOTION FAILED.

Summerville entered approximately 8:22 p.m.

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

**18. Original Ordinance No. 1924, amending Title 15 of the Laramie Municipal Code for the purposes of amending LMC Chapters 15.14 and 15.28 regarding Mobile Home Parks, Manufactured Home Communities and Recreational Vehicle Parks.**

MOTION BY HENRY, seconded by Vitale, that Council move to approve Original Ordinance No. 1924 on third and final reading, based on findings of fact and conclusions of law, and authorize the Mayor and Clerk to sign the Ordinance.

MOTION BY HENRY, seconded by Vitale, that Council move to postpone Original Ordinance No. 1924 to May 19, 2016.

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

**19. Original Ordinance No. 1939, Annexation of northeast corner of I-80 and Curtis Street (Love's Travel Center) (A-15-01)**

MOTION BY SUMMERVILLE, seconded by Shuster, that Council approve Original Ordinance No. 1939 on first reading, annexing approximately 93 acres of property located in unincorporated Albany County, generally located on the northeast corner of I-80 and Curtis Street; based on findings of fact and conclusions of law; set a public hearing for March 22, 2016; and delay 2nd reading until April 5, 2016.

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

**20. Resolution 2016-23, certifying Planning Commission action on Comprehensive Plan Amendment, northeast corner of I-80 and Curtis Street (Love's Travel Center) (CPA-16-01)**

MOTION BY SUMMERVILLE, seconded by Pearce, that Council move to introduce consideration of City Council Resolution 2016-23 certifying Planning Commission action amending the Future Land Use Map (Map 3.2) of the 2007 Laramie Comprehensive Plan, for the property described in the Resolution, generally located on the northern portion of a property located on the northeast corner of Interstate 80 and Curtis Street for an area

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approximately 60 acres in size, by changing the Future Land Use Designation from the Agriculture (AG) categories to Auto-Urban Commercial categories, based on findings of fact and conclusions of law.

MOTION BY SUMMERVILLE, seconded by Shuster, that Council postpone consideration until April 19, 2016 and set a public hearing for March 22, 2016.

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

**21. Original Ordinance No. 1940, rezoning northeast corner of I-80 and Curtis Street (Loves Travel Center) (Z-15-07)**

MOTION BY SUMMERVILLE, seconded by Henry, that Council approve Original Ordinance No. 1940 on first reading; establishing zoning in an area approximately 93 acres in size to B2 (Business) District generally located on the northeast corner of I-80 and Curtis Street; based on findings of fact and conclusions of law; set a public hearing for March 22, 2016; and delay second reading to April 5, 2016.

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

**22. Approval of the North Campus Traffic Impact Study**

MOTION BY VITALE, seconded by Shuster, that Council move to accept the North Campus Traffic Study, and to approve adoption and installation of the Study's improvements as recommended by the Traffic Commission.

MOTION BY SHUSTER, seconded by Vitale, to make an amendment that the yellow no parking lines can exceed no more than 20 feet out of any direction of the intersection at 9<sup>th</sup> and Lewis, that would still give it more than an average car length and reduce the amount of parking spots lost.

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, Henry, Shumway, Summerville, Weaver, and Pearce. Nay: Shuster, Vitale, and Paulekas. Absent: None. MOTION CARRIED.

**Extension of meeting**

MOTION BY SHUSTER, seconded by Weaver, that Council extend the meeting.

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

**23. — Consideration of future Council work session topics**

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

Conner Frick, of Boy Scout Troop 137, who is working on a Citizenship in the Community Merit Badge, related that attending this meeting was an eye-opener, as he had become more aware of what went into the government in the community.

**25. ADJOURNMENT**

MOTION BY HANSON, seconded by Summerville, that Council adjourn.

MOTION CARRIED by voice vote.

Council adjourned at 9:40 p.m.

Respectfully submitted,

Angie Johnson

City Clerk