

MINUTES  
CITY OF LARAMIE, WYOMING  
CITY COUNCIL MEETING  
JULY 19, 2016  
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**1. AGENDA**

Regular Meeting of the City Council was called to order by Mayor Paulekas at 6:30 p.m.

**2. Pledge of Allegiance**

Mayor Paulekas led the Pledge of Allegiance.

**3. Roll Call**

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

Staff present: Janine Jordan, City Manager; David Derragon, Assistant City Manager; LaDene Culver, City Clerk's Administrative Assistant; Jason Loos, City Attorney; Malea Brown, Administrative Services; Earl Smith, Public Works Director; Dan Johnson, Fire Chief; and Dale Stalder, Police Chief.

**4. PRE-MEETING ITEMS**

None.

**5. Disclosures by City Council Members**

Shuster will recuse himself on 8.H.

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

A. MOTION BY SUMMERVILLE, seconded by Shumway, that the following changes to the Agenda be approved: move 8.D. to 11.A., and 8.I. to 10.A.

MOTION CARRIED by voice vote.

B. MOTION BY SUMMERVILLE, seconded by Weaver, that the Agenda be set as changed.

MOTION CARRIED by voice vote.

**7. Approval of Consent Agenda**

MOTION BY SUMMERVILLE, seconded by Hanson, 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. Shuster recused on 8.H. MOTION CARRIED.

**8. CONSENT AGENDA**

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8.A. MINUTES: City Council Meetings

**Action:** that Council approve the Minutes of the City Council Regular Meeting of July 5, 2016, the Public Hearings of July 5, 2016, and have them placed on file for public inspection.

8.B. CEMETERY DEEDS: For July 1-15, 2016

**Action:** that the Cemetery Deeds for July 1-15, 2016 be accepted, and the Mayor and City Clerk be authorized to sign and have them recorded in the Office of the County Clerk.

8.C. MINUTES: Monolith Ranch Advisory Committee

**Action:** that Council accept the Minutes of the Monolith Ranch Advisory Committee of June 15, 2016, and have them placed on file for public inspection.

8.D. Moved to 11.A.

8.E. AGREEMENT: Easement for underground right-of-way easement for Rocky Mountain Power

**Action:** that Council approve the underground right-of-way easement agreement with Rocky Mountain Power to construct, operate, and maintain underground electric power lines to Lot 1B, Block 3, Cirrus Sky Final Plat and authorize the Mayor to sign

8.F. MOU: Memorandum of Understanding between the City of Laramie, Wyoming and the University of Wyoming for providing ambulance services at athletic events for the 2016-2017 seasons.

**Action:** that Council approves the Memorandum of Understanding between the City of Laramie Fire Department and the University of Wyoming for providing ambulance services at athletic events for the 2016-2017 seasons and authorize the Mayor and City Clerk to sign.

8.G. MOU: Memorandum of Understanding between the City of Laramie, Wyoming and The University of Wyoming to provide additional law enforcement assistance to the University of Wyoming Police Department for scheduled basketball and football season

**Action:** that Council approve a memorandum of understanding between the City of Laramie Police Department and University of Wyoming to provide additional law enforcement assistance to the University of Wyoming Police Department for football and basketball events, and authorize the Mayor and Clerk to sign.

8.H. ORDINANCE: Original Ordinance No. 1947 vacating a 1,145.61 sq. ft. alley right-of-way located within Block 46, Downey's Addition and consideration of related Quitclaim Deed and Utility Maintenance Agreement Third and Final Reading. (Introduced by Henry)

**Action:** to approve Original Ordinance No. 1947 on third and final reading, vacating a 1,145.61 sq. ft. alley right-of-way located within Block 46, Downey's Addition, based on findings of fact and conclusions of law, authorize the Mayor and Clerk to sign the Ordinance and authorize the Clerk to record the Ordinance with the County Clerk.

a. to approve the Quitclaim Deed conveying a 1,145.61 sq. ft. vacated alley right-of-way located within Block 46, Downey's Addition to JS Building Company, LLC, authorize the

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Mayor and Clerk to sign the Quitclaim Deed and authorize the Clerk to record the Quitclaim Deed with the County Clerk.

b. to accept the Grant of Easement, authorize the Mayor and Clerk to sign the Grant of Easement and authorize the Clerk to record the Grant of Easement with the County Clerk.

8.I. Moved to 10.A.

8.J. SCHEDULE MEETING(S)

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

- 1. August 9, 2016, 6:00 pm, Work Session:** Review Towing RFQ
- 2. August 9, 2016, 6:00 pm, Work Session:** 3rd Street Corridor Conceptual Planning
- 3. August 23, 2016, 6:00 pm, Work Session:** Wyoming Business Council Sponsored Trip to the National Main Street Conference
- 4. August 23, 2016, 6:00 pm, Work Session:** Taxi Law Update (reschedule)
- 5. September 27, 2016, 6:00 pm, Work Session:** UW President Nichols presentation

**9. REGULAR AGENDA**

**10. Bid Award 2016 Chip Seal Project**

MOTION BY SHUSTER, seconded by Vitale, that Council award the 2016 Chip Seal Project bid to Simon Contractors of Cheyenne, WY in the amount not to exceed \$211,090.00, plus a \$21,000.00 contingency for a total contract award of \$232,090.00, to approve the contract therefore, 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.

**10.A. Original Ordinance No. 1948 vacating a 4,224 sq. ft. area of alley right-of-way within Block 1, University Place Addition and consideration of related Quitclaim Deed** Third and Final Reading. (Introduced by Summerville)

MOTION BY SUMMERVILLE, seconded by Shumway, that Council approve Original Ordinance No. 1948 on third and final reading, vacating a 4,224 sq. ft. area of alley of right-of-way within Block 1, University Place Addition, based on findings of fact and conclusions of law, authorize the Mayor and Clerk to sign the Ordinance and authorize the Clerk to record the Ordinance with the County Clerk.

MOTION BY SUMMERVILLE, seconded by Shumway, that Council postpone until August 2, 2016.

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 Weaver, that Council approve the Quitclaim Deed conveying a 4,224 sq. ft. area of alley right-of-way within Block 1, University Place Addition

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to the University of Wyoming, authorize the Mayor and Clerk to sign the Quitclaim Deed and authorize the Clerk to record the Quitclaim Deed with the County Clerk.

MOTION BY SUMMERVILLE, seconded by Weaver, that Council postpone until August 2, 2016.

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

**11. Resolution 2016-52, and Project Development Agreement for Business Ready Community, Community Readiness Application for Empress Lot Redevelopment**

MOTION BY WEAVER, seconded by Summerville, that Council approve Resolution 2016-52, authorizing the filing of an application by the City of Laramie, Wyoming, with the Wyoming Business Council, for a Business Ready Community Readiness Grant and Loan Program, Community Readiness Grant Award in an amount not to exceed \$3,000,000.00, and approve the Project Development Agreement between the City of Laramie, Laramie Main Street Alliance and Big Hollow Food Co-op, 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.A. Development Services Agreement Between the City of Laramie and the Laramie Main Street Alliance**

MOTION BY WEAVER, seconded by Summerville, that Council approve the Development Services Agreement between the City and the Laramie Main Street Alliance, 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.

**12. Resolution 2016 - 53 transferring unencumbered or unexpended appropriations balances from one fund to another and amending appropriations for the fiscal year 2014-2016 biennial budget of the City of Laramie, Wyoming.**

MOTION BY SHUMWAY, seconded by Summerville, that Council approve Resolution 2016-53 transferring unencumbered or unexpended appropriations balances from one fund to another and amending appropriations for the fiscal year 2014-2016 biennial budget of the City of Laramie, WY and authorize the Mayor and City Clerk to sign.

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

**13. Resolution 2016 - 54 transferring unencumbered or unexpended appropriations balances from one fund to another and amending appropriations for the fiscal year 2016-2018 biennial budget of the City of Laramie, Wyoming.**

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MOTION BY SHUMWAY, seconded by Weaver, that Council Approve Resolution 2016-54 transferring unencumbered or unexpended appropriations balances from one fund to another and amending appropriations for the fiscal year 2016-2018 biennial budget of the City of Laramie, WY and authorize the Mayor and City Clerk to sign.

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

**14. Original Ordinance 1950, to delete Section 10.24.030(H) of the Laramie Municipal Code.** Second Reading. (Introduced by Weaver)

MOTION BY WEAVER, seconded by Summerville, that Council approve Original Ordinance 1950 and set it for third and final reading on August 2, 2016.

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

**15. Garfield Street Parking and Traffic Control Modifications from 30th Street to Boulder Drive**

MOTION BY SUMMERVILLE, seconded by Hanson, that Council move that the following Traffic Commission recommendations be approved as indicated: 1. Partial removal of parking on Garfield Street from 30th Street to Boulder Drive, as designated on the "Garfield Street Parking Plan" exhibit; 2. Removal of designated on-street bike lanes on Garfield Street from 30th Street to Boulder Drive; 3. Installation of a center two way left turn lane on Garfield Street from 30th Street to Boulder Drive, as designated on the "Garfield Street Striping Plan" exhibit; and to authorize staff to implement the changes as approved hereby, with an effective date of August 1, 2016.

MOTION BY SUMMERVILLE, seconded by Hanson, that Council substitute the parallel parking diagram, and use the back in diagonal angle parking for this project.

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

MOTION BY WEAVER, seconded by Shumway, that Council remand this back to the Traffic Commission.

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

Council recessed at 8:00 p.m.

Council reconvened at 8:14 p.m.

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**16. Original Ordinance No. 1922A 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** Third and Final Reading.  
(Introduced by Henry)

MOTION BY HANSON, seconded by Shuster, that Council 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 HANSON, seconded by Shuster, that Council amend Original Ordinance No. 1922A by substituting Original Ordinance No. 1922B.

Council recessed at 8:36 p.m.

Council reconvened at 8:45 p.m.

MOTION BY SUMMERVILLE, seconded by Shuster, that Council:

1. Add Section 1, under 8.68.070.A.2, add letter d. "the self-contained recreational vehicle shall be owner occupied."
2. Amend Section 8.68.090.A. to read as follows: "Occupation Outside of Licensed Recreational Vehicle Parks or Campgrounds. It is unlawful for any person to occupy or inhabit a recreational vehicle or tent upon any premises or tract of land located within the city which is outside a licensed recreational vehicle park, manufactured home community or campground, except that one visiting travel trailer, recreational vehicle, or tent may be parked on privately owned residential property, and may be inhabited for a period not to exceed fourteen days in any one calendar-year period."
3. Section C will end "within the City for a period exceeding 180 calendar days."

MOTION BY HANSON, seconded by Vitale, that Council amend by adding that the skirting needs to take place within two weeks (8.68.070.A.2b).

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

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

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

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

**17. Original Ordinance No. 1924 amending Title 15 of the Laramie Municipal Code for the purposes of amending LMC Chapter 15.14 and 15.28 regarding Mobile Home**

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**Parks, Manufactured Home Communities and Recreational Vehicle Parks** Third and Final Reading. (Introduced by Henry)

MOTION BY HANSON, seconded by Weaver, that Council 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 HANSON, seconded by Weaver, that Council amend section 6 of Original Ordinance No. 1924 to read as follows: "That LMC Section 15.28.030.A.228 is amended to read as follows: "Manufactured home community" shall mean a site containing spaces, improvements and utilities that are leased for the longterm placement of manufactured homes, mobile homes, or recreational vehicles".

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

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

**18. Consideration of Possible Sale of Monolith Ranch acreage**

MOTION BY VITALE, seconded by Weaver, that Council direct staff to enter into negotiation with Mountain Cement Company for a purchase offer for 722.60 acres of property on the City's Monolith Ranch in the amount of \$400,000.

MOTION BY SUMMERVILLE, seconded by Henry, that Council postpone consideration of the sale of the land to Mountain Cement, bring it back after they have successfully purchased the minerals under the ground.

MOTION BY WEAVER, seconded by Vitale, that Council suspend the rules for the continuation of the time for the meeting for this agenda item and the Executive Session Regarding Personnel.

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

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

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

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

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

None.

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**21. Adjourn to executive session regarding Personnel**

MOTION BY HANSON, seconded by Shumway, that Council adjourn to Executive Session Regarding Personnel.

MOTION CARRIED by voice vote.

Council adjourned at 10:27 p.m.

Respectfully submitted,

Angie Johnson  
City Clerk