

## **PUBLIC SERVICES COMMITTEE MINUTES**

A meeting of the Public Services Committee was held on Tuesday, July 16, 2019, in Committee Room 104, starting at 12:00 P.M. Those in attendance were as follows:

**COMMITTEE MEMBERS:** Dr. Mark Rinne, Chairman, Scott Roybal, Dicky Shanor and Bryan Cook.

**CITY STAFF:** Eric Fountain, Mayor's Chief of Staff; Tawn Hillenbrand, Seth Lloyd, Susana Montana and Stephanie Lowe, Planning and Development Department; Vicki Nemecek, Public Works Director; Molly Bennett, Senior Staff Engineer; Marilyn Sutherland, Compliance; Jason Sanchez, Community Reaeration and Events Deputy Director; Brendan Ames, Chief Economic Development Officer; Alessandra McCoy Fakelman, Deputy City Attorney; Charles Bloom, Planning & Development Director; and Jennifer McClelland, Executive Assistant to the City Council.

**OTHERS PRESENT:** Rick McGraw, Destiny Church; Edward Ernste, Monument Home Builders (MHB); and Kelly Hafner, CivilWorx.

---

### **AGENDA ITEMS**

10. **ORDINANCE – 2nd READING –** Pursuant to Sections 1.1.6, 1.1.7, and 2.4.1 of the Cheyenne Unified Development Code (UDC), amending Section 6.5.4.c to modify allowances for Electronic Message Centers. (SPONSOR – DR. RINNE)

Mr. Shanor moved to approve on 2<sup>nd</sup> reading, seconded by Mr. Roybal. Motion carried by unanimous voice vote.

**DISCUSSION:** Seth Lloyd, Planning and Development Department, provided a staff report and advised staff supports approval and advised the proposed amendment would allow for more Electric Message Centers (EMC) signs in different zone districts and increased allowances for most uses. Upon Inquiry, Mr. Lloyd advised enforcement of transition, animation, and brightness regulations are complaint based and will be investigated upon receiving complaints. Discussion included: EMC's in residential areas, free standing signs, and reversed copy signs.

11. **ORDINANCE – 2nd READING –** Pursuant to Section 2.2.2 Planned Development - Regulating Plan or Development Master Plan, Section 5.1.3 Official Zoning Map, and Section 5.6.2 PUD – Planned Unit Development District of the Unified Development Code, amending Ordinance No. 2975 and Ordinance No. 3297 by modifying certain standards of the adopted district, Planned Unit Development (PUD), for all of Block 596 and the westerly 40 feet of the vacated right of way of House Avenue between East 7th and 8th Streets, Original City of Cheyenne, Wyoming (located east of I-180 between 7th and 8th Streets). (SPONSOR – DR. RINNE)

Mr. Roybal moved to approve on 2<sup>nd</sup> reading, seconded by Mr. Shanor. Motion carried by unanimous voice vote.

**DISCUSSION:** Seth Lloyd, Planning and Development Department, provided a staff report and advised staff supports approval and advised the structure is a historic school which is currently a church. The PUD amendment will allow for the church to place new signage and remove the masonry wall requirement. Rick McGraw, Destiny Church, provided a detailed history of the site and requested approval.

12. ORDINANCE – 2<sup>nd</sup> READING – Vacating all portions of non-vacated: alley, adjoining half-street right of way of 12th Street, and adjoining half-street right of way of Holmes Avenue; of Block 168, Interior Heights, 2<sup>nd</sup> Filing; and all of Center Drive west of the west line of Harmony Center 2<sup>nd</sup> Filing, City of Cheyenne, Laramie County, Wyoming (located north of and adjacent to West College Drive, west of Walterscheid Boulevard). (SPONSOR – DR. RINNE)

Mr. Roybal moved to approve on 2<sup>nd</sup> reading, seconded by Mr. Shanor. Motion carried by unanimous voice vote.

**DISCUSSION:** Seth Lloyd, Planning and Development Department, provided a staff report and advised staff supports approval to vacate unbuilt remnant rights-of-ways. Upon Inquiry, Mr. Lloyd advised this should be the final piece to Interior Heights 2<sup>nd</sup> filing. Kelly Hafner, CivilWorx, advised this is to clean up title issues and will provide a 40 ft stretch off York Ave for possible access easement.

13. ORDINANCE – 2<sup>nd</sup> READING – Pursuant to Sections 1.1.6 and 2.4.1 of the Cheyenne Unified Development Code (UDC), amending Section 1.4.4 and 5.1.4 of the UDC to clarify definitions for entertainment and recreation land uses; to create a new entertainment and recreation – Other Land Use; and to allow these uses in various zoning districts as administrative, conditional or principal permitted uses. (SPONSOR – DR. RINNE)

Mr. Shanor moved to approve on 2<sup>nd</sup> reading, seconded by Mr. Roybal. Mr. Shanor move to amend by adding conditional uses to AG, AR, RR zones for Entertainment Out Door, Entertainment Venue, Entertainment Amusement and Recreation Other, seconded by Mr. Roybal. Motion carried unanimous voice vote. Main motion, as amended, carried by unanimous voice vote.

**DISCUSSION:** Susana Montana, Planning and Development Department, provided a staff report and advised staff supports approval and advised currently the Depot Plaza is zoned CBD (Central Business District) which doesn't allow for outdoor entertainment or outdoor recreation venues and facilities. Ms. Montana explained that in order to have the Splash Pad in the Depot Plaza, the CBD zoning will need to be amended and to provide definitions of recreation and entertainment use categories and to appropriately deem them permissible in various zoning districts. Upon Inquiry, Ms. Montana provided the (7) seven review criteria of Section 2.2.5.d of the UDC.

14. **ORDINANCE – 2nd READING –** Annexing to the City of Cheyenne, Wyoming, the three hundred foot (300') wide right-of-way of U.S. Highway No. 30, situated in a portion of Sections 26, 27 and 34, Township 14 North, Range 66 West of the 6th P.M., Laramie County, Wyoming, (located between Cleveland Avenue and Hayes Avenue). (SPONSOR – DR. RINNE)

Mr. Roybal moved to approve on 2<sup>nd</sup> reading, seconded by Mr. Shanor. Motion carried by unanimous voice vote.

**DISCUSSION:** Tawn Hillenbrand, Planning and Development Department, provided a staff report and advised staff supports approval of the annexation for a portion of U.S Highway 30 located between Cleveland Avenue to the west and Hayes Avenue to the east. The purpose of this is to ensure existing and new neighborhoods have adequate services and will provide more consistent and predictable emergency response along U.S Highway 30.

19. **RESOLUTION –** Adopting a Comprehensive Open Data Policy as is Practical. (SPONSOR – DR. RINNE)

Mr. Cook excused himself due to a previous commitment and left the committee during discussion and prior to the vote of agenda item #19 at 1:01 P.M.

Mr. Shanor moved to adopt, seconded by Mr. Roybal. Mr. Shanor moved to amend Exhibit A by adding Section 7 to read as follows: Section 7: Budget (a) Council's approval of this policy does not include funding. Specific projects and budgeting will be discussed at a later date, seconded by Mr. Roybal. Motion carried unanimous voice vote. Main motion, as amended, carried by unanimous voice vote.

**DISCUSSION:** Vicki Nemecek, Public Works Director, provided a staff report and advised staff supports approval and advised this policy commits the City to treat data as open by default and proactively publish data/information. The new policy also sets the stage as the City moves forward to more consistently collect data then subsequently openly share that data to promote a higher level of civic engagement, increase transparency, as well as increase efficiencies between departments, partner organizations, and the public. Upon Inquiry, Ms. Nemecek advised the City will be working with outside parties to develop the website and will look at hiring a webmaster in the future to manage and collect more data. Alessandra McCoy Fakelman, Deputy City Attorney, explained no fee will be associated for the public to access the data and public records requests will remain the same. Discussion included; potential new software, funding and future budgeting and public record requests.

There being no further items for the agenda to come before the Public Services Committee, the meeting was adjourned at 1:06 P.M.

Submitted by



Mary Salas,  
Administrative Assistant to the City Council