

PUBLIC SERVICES COMMITTEE MINUTES

A meeting of the Public Services Committee was held on Tuesday, August 20, 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: Tawn Hillenbrand and Susana Montana, Planning and Development Department; Molly Bennett, Senior Staff Engineer; Mike O'Donnell, Interim City Attorney; Alessandra McCoy Fakelman, Deputy City Attorney; Joe Chenchar, Assistant City Attorney; Kris Jones, City Clerk; Marilyn Sutherland, Compliance Division; Anissa Gerard, Traffic Engineer; Brendan Ames, Chief Economic Development Officer; Amy Allen, City Engineer; Charles Bloom, Planning & Development Director; Tom Mason, MPO Director; Tom Cobb, Senior Engineer Planner; and Jennifer McClelland, Executive Assistant to the City Council.

OTHERS PRESENT: Amy Spielar and Shelbie Aschenbrenner, Cheyenne Regional Medical Center; Jason Mincer, American Cancer Society; James Martin, VFW 1881; Mike Mores, American Heart Association; Jack Studley, Studley Land Surveying; Casey Palma, Steil Surveying; Trey Rinne, AVI; Lee Martin, Landmark Engineering; Darci Hendon, Summit Engineering; Rob Monger, Sheila Bush, Diane Martin, Carol Taylor, William Alexander, Susan Alexander, and Gayleen Wyant.

AGENDA ITEMS

12. **ORDINANCE – 3rd READING – Amending Chapter 8.64, Smoking in Public Places, within Title 8, Health and Safety, of the Municipal Code for the City of Cheyenne, Wyoming.**

Mr. Roybal moved to approve on 3rd and final reading, seconded by Mr. Cook. Motion carried with Mr. Roybal and Mr. Cook voting “YES” and Mr. Shanor voting “NO”.

DISCUSSION: Joe Chenchar, Assistant City Attorney, provided a staff report and advised that there were no updates from the previous reading. Rob Monger, Physician, requested Council to expand the ordinance to include all of vaping and to expand the ban on second hand smoke in areas to include: Hotels, home health agencies and daycare centers. Jason Mincer, American Cancer Society, reported on the many chemicals present in e cigarettes and requested changes to the ordinance language to include all vaping and second-hand smoke for enforcement purposes. Mr. Mincer also supported the expansion of the ordinance to include hotels and private office building. Mike Mores, American Heart Association, and Shelbie Aschenbrenner, Cheyenne Regional Medical Center, voiced support for the ordinance.

13. **ORDINANCE – 2nd READING – Annexing to the City of Cheyenne, Wyoming, the south one hundred fifty feet (150’) of Tract 119, all of Tract 120, and those portions of**

Tracts 135 and 136 north of the right-of-way for U.S. Hwy. No. 30, and all of vacated Cheyenne Street (60'), and the west ½ (25') of vacated Fillmore Ave., adjacent to said tracts, Sunnyside Addition Fourth Filing, situate in a portion of the SE1/4 SE1/4 of Section 27, Township 14N, Range 66W of the 6th P.M., Laramie County, Wyoming. (located south of the intersection of Fillmore Avenue and Charles Street (SPONSOR – DR. RINNE)

Mr. Roybal moved to approve on 2nd reading, seconded by Mr. Cook. Motion died with Mr. Shanor, Mr. Cook and Mr. Roybal voting “No”.

DISCUSSION: Tawn Hillenbrand, Planning and Development Department, advised applicant would like to withdraw the annexation application. Jack Studley, Studley Land Surveying, advised Sunnyside Church is withdrawing due to costs and requirements set forth by the Cheyenne Fire & Rescue Department.

14. **ORDINANCE – 2nd READING –** Pursuant to Section 2.2.2 - Planned Development Regulating Plan, Section 2.4.1 - Zoning Text Amendment, and Section 5.6.2 - Planned Unit Development amendment, amending the Sweetgrass Planned Unit Development (PUD) Regulating Plan for 2,349.54 acre Sweetgrass PUD, City of Cheyenne, Laramie, County, Wyoming (located south of West College Drive and east of Avenue C). (SPONSOR – DR. RINNE)

Mr. Shanor moved to approve on 2nd reading, seconded by Mr. Cook. Mr. Shanor moved to amend by substitute dated 8/19/2019, seconded by Mr. Roybal. Motion carried by 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 of the amendment. Ms. Montana advised the amendment includes the following: live in work units, defined building heights, an Event Center with a hotel and large parking area, allows microbreweries, defines fencing requirements and enforcement, and design standards. Lee Martin, Landmark Engineering, advised the PUD swaps land uses in parcel C and D to allow for more space. Upon inquiry, Mr. Martin advised parcel C will become the Event Center and parcel D will become retail and commercial space. Upon inquiry, Charles Bloom, Planning & Development Director, advised on the enforcement of convivences including the fencing requirements outlined in this amendment. Additional discussion included: Requirements and enforcement of fencing and building height increases.

18. **RESOLUTION –** Acknowledging receipt of the Archer Trails Connector Plan. (SPONSOR – DR. RINNE)

Mr. Shanor moved to adopt, seconded by Mr. Cook. Motion carried by unanimous voice vote.

DISCUSSION: Tom Mason, MPO Director, advised the plan has been recommended and approved through Planning Commission and the County Commission. Darci Hendon, Summit Engineering, provided a detailed outline of the plan and estimated costs. Upon Inquiry, Ms. Hendon, advised no public or private funding has been received at this time.

19. RESOLUTION – Acknowledging receipt of the Parsley Boulevard Corridor Study.
(SPONSOR – DR. RINNE)

Mr. Shanor moved to adopt, seconded by Mr. Roybal. Motion carried by unanimous voice vote.

DISCUSSION: Tom Mason, MPO Director, advised the plan has been recommended and approved through Planning Commission and the County Commission. Trey Rinne, AVI, provided a breakdown of the plan and advised Kimberly Horn provided a traffic analysis and projections. Mr. Rinne advised the need for this study was driven by WYDOT's plan to rebuild the bridge over I-80 at Parsley Boulevard in 2022 and that no additional funding has been identified beyond the bridge construction.

20. PRELIMINARY PLATS/PRELIMINARY ZONE CHANGES:

- a) Preliminary Plat for Center Point Subdivision, 2nd Filing, a replat of Lots 1 through 7, Block 1, inclusive Center Point Subdivision, Cheyenne, Wyoming (located at the southwest corner of the intersection of Homestead Avenue and Eda Place).

Mr. Cook excused himself from the committee prior to the vote on agenda item #20 (a) at 1:04 P.M.

Mr. Shanor moved to approve with staff conditions 1 (a) through (g), motion died due to a lack of a second.

DISCUSSION: Tawn Hillenbrand, Planning and Development Department, provided a staff report and advised staff supports approval with seven (7) conditions and advised the plat purposes replatting a 3.69 acres parcel into 27 lots and noted the Planning Commission on August 5, 2019 recommended denial of the plat due to safety and emergency access concerns. Upon inquiry, Ms. Hillenbrand advised that the fire departments review of the plat both prior to and following the Planning Commission did not recommend any conditions. Casey Palma, Steil Surveying, provided an updated map addressing 5 of the 7 staff conditions and addressed four major concerns brought up at planning commission; water pressure, current state of the land, emergency access and traffic. William Alexander, Gayleen Wyant and Caleb Talyor voiced concerns regarding public access and emergency vehicle access, flooding, and safety. Jim Martin, VFW 1881, advised he has not had any conversations with the developer and at this time, the VFW has not agreed to any access easements.

There being no further items for the agenda to come before the Public Services Committee, the meeting was adjourned at 1:24 P.M.

Submitted by,



Mary Salas,
Administrative Assistant to the City Council

