

FINANCE COMMITTEE MINUTES

A meeting of the Finance Committee was held on Monday, October 3, 2022, in Committee Room 104 and via electronic meeting, starting at 12:00 p.m. Those in attendance were as follows:

COMMITTEE MEMBERS: Jeff White, Chairman, Dr. Michelle Aldrich (via Zoom), Ken Esquibel (via Zoom), and Richard Johnson.

AGENDA ITEMS

13. **ORDINANCE –2nd READING** – Amending Section 9.08.020, Annoying, Obscene or Threatening Telephone Calls, of Chapter 9.08, Offenses Against Public Peace and Decency, of Title 9, Public Peace and Welfare, of the Municipal Code of the City of Cheyenne, Wyoming, modifying the elements of the offense of annoying, obscene or threatening telephone calls. (SPONSOR – MR. ESQUIBEL)

Mr. Johnson moved to approve on 2nd reading, seconded by Mr. Esquibel. Mr. Johnson moved to amend by substitute dated October 3, 2022, seconded by Mr. Esquibel. Dr. Aldrich moved to amend section 9.08.020 (A) to add to the last sentence “attempt to extort money or other things of value from any person or family member”, seconded by Mr. Johnson. Motion to amend the substitute carried by unanimous voice vote. Motion to amend by substitute carried with Dr. Aldrich and Mr. Esquibel voting “YES” and Mr. Johnson voting “NO”. Main motion, as amended, carried with Dr. Aldrich and Mr. Esquibel voting “YES” and Mr. Johnson voting “NO”.

John Brodie, Deputy City Attorney, provided a staff report. Committee members Dr. Aldrich, Mr. Esquibel and Mr. Johnson commented on the item.

21. **RESOLUTION** – Authorizing the acceptance of a FY21 Building Resilient Infrastructure and Communities Grant for scoping and design work for the Cheyenne Clear Creek Detention Storage Facility. (SPONSOR – MR. WHITE)

Mr. Johnson moved to adopt, seconded by Mr. Esquibel. Motion carried by unanimous voice vote.

Tom Cobb, City Engineer, provided a staff report.

22. **RESOLUTION** – Authorizing the acceptance of a FY21 Building Resilient Infrastructure and Communities grant for scoping and design work for the Cheyenne Crow Creek 19th Street Crossing Improvement Project. (SPONSOR – MR. WHITE)

Mr. Aldrich moved to adopt, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Tom Cobb, City Engineer, provided a staff report. Chairman White and committee member Mr. Johnson commented on the item.

24. LEASES/CONTRACTS/LLEGAL:

- h) Agreement between the City of Cheyenne Transit Program and the Wyoming Department of Health, Aging Division, to provide transportation support services to persons 60 years or older under the Title III-B Program Grant for FY 23. (Title III-B Division of Aging Grant)

Mr. Johnson moved to approve in an amount not to exceed \$87,399.00, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Rena Jording, Transit Director, provided a staff report. Committee members Dr. Aldrich and Mr. Johnson commented on the item.

- i) Professional Services Agreement between the City of Cheyenne, Cheyenne Metropolitan Planning Organization (MPO), and Y2 Consultants, LLC, for the Van Buren Avenue Corridor Study. (MPO Federal Funds)

Mr. Johnson moved to approve in an amount not to exceed \$103,190.00, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Ginni Steven, Metropolitan Planning Organization Senior Planner, provided a staff report. Chairman White and Council Member Pete Laybourn, Ward I, commended on the item.

- j) Telecommunications Right-of-Way License and Use Agreement between the City of Cheyenne and Uniti Dark Fiber LLC. (Revenue to the City)

Mr. Johnson moved to approve, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Stefanie Boster, City Attorney, provided a staff report and Tom Cobb, City Engineer, provided additional information. Seth Lloyd, Cheyenne Public Employees Association President, and Planning & Development Department, commented on the item. Chairman White and committee members Dr. Aldrich and Mr. Johnson commented on the item. Council member, Pete Laybourn, Ward I, commented on the item.

- k) Agreement between the City of Cheyenne and Cheyenne Rail Hub, LLC, to provide for the temporary storage of railcars owned by the City of Cheyenne. (2017 Specific Purpose Option Tax Fund and EDA No. 05-79-06167 Cheyenne Railcar Project Grant)

Mr. Johnson moved to approve in an amount not to exceed \$54,750.00, seconded by Mr. Esquibel. Motion carried with Mr. Esquibel and Mr. Johnson voting "YES" and Dr. Aldrich voting "NO".

Tom Cobb, City Engineer, provided a staff report. Renee Smith, Grants Manager, and Stefanie Boster, City Attorney, provided additional information. Chairman White and committee members

Dr. Aldrich and Mr. Johnson commented on the item. Council member, Pete Laybourn, Ward I, commented on the item.

- l) Agreement between the City of Cheyenne and Mark Eisele, King Ranch Company, LP, for the purchase, sale and exchange of lands.

Mr. Johnson moved to approve, seconded by Dr. Aldrich. Mr. Johnson moved to amend by substitute dated October 3, 2022, seconded by Dr. Aldrich. Motion to amend carried by unanimous voice vote. Main motion, as amended, carried by unanimous voice vote.

Vicki Nemecek, Public Works Director, provided a staff report and Mark Eisele provided additional information. Committee member Mr. Johnson commented on the item. Council member, Pete Laybourn, Ward I, commented on the item.

- m) Professional Services Agreement between the City of Cheyenne and Quandel Consultants for the Reed Avenue Rail Corridor Scoping and Railroad Negotiation Project. (2017 & 2021 Specific Purpose Option Tax Fund)

Mr. Johnson moved to approve in an amount not to exceed \$161,605.00, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Tom Cobb, City Engineer, provided a staff report. Chairman White commented on the item. Council member, Pete Laybourn, Ward I, commented on the item.

25. CHANGE ORDERS/CONTRACT MODIFICATIONS:

- d) Contract Modification #1 to Contract #6612 between the City of Cheyenne, the Nature Conservancy, and Larimer County, Colorado, for the cooperative management of 1,800 acres of land (known generally as the Laramie Foothill Red Mountain Ranch-Wyoming, also known as the Big Hole).

Mr. Johnson moved to approve, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Seth Lloyd, Planning & Development Department, provided a staff report and Brent Lathrop, the Nature Conservancy, provided additional information. Council member, Pete Laybourn, Ward I, commented on the item.

26. CONSIDERATION OF BIDS/PURCHASES/REQUESTS FOR PROPOSALS:

- b) Consideration of Bid #E-2-23 for one (1) new 2022-2024 patch truck for the City of Cheyenne Street & Alley Division. (2019-2022 Optional 1% Sales Tax Fund)

Mr. Johnson moved to accept the bid from Floyd's Truck Center, Inc., Cheyenne, Wyoming, in an amount not to exceed \$326,499.15, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Vicki Nemecek, Public Works Director, provided a staff report and TJ Barttelbort, Purchasing Manager, provided additional information. Chairman White commented on the item.

Following the vote on item #26(b) the committee room experienced technical difficulties and momentarily lost connection with the Zoom meeting. The meeting resumed when the committee room rejoined the Zoom meeting occurring between 1:25 p.m. and 1:30 p.m.

- c) Consideration of Bid #E-4-23 for ice control product for the City of Cheyenne Street & Alley Division. (2019-2022 Optional 1% Sales Tax Fund)

Mr. Johnson moved to accept the bid from Desert Mountain Corp, Riverton, Wyoming, in an amount not to exceed \$891,000.00, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Vicki Nemecek, Public Works Director, provided a staff report and TJ Barttelbort, Purchasing Manager, provided additional information.

- d) Consideration of Bid #E-5-23 for bulk fertilizer application for the City of Cheyenne Parks Division. (2019-2022 Optional 1% Sales Tax Fund, Recreation Fund & General Fund)

Mr. Johnson moved to accept the bid from AgFinity Inc., Brighton, Colorado, in an amount not to exceed \$39,160.00, seconded by Dr. Aldrich. Motion carried by unanimous voice vote.

Jason Sanchez, Community Recreation & Events Director, provided a staff report. Committee member Mr. Johnson commented on the item.

- e) Consideration of Bid #S-2-23 for an agreement between the City of Cheyenne and Judge Netting Mountain West for the Happy Jack Landfill Litter Fence Repair Project. (Solid Waste Fund)

Mr. Johnson moved to accept the bid from Judge Netting Mountain West, Syracuse, Utah, in an amount not to exceed \$39,037.00, seconded by Mr. Esquibel. Motion carried by unanimous voice vote.

Adele Bartel, Public Works Civil Engineer, provided a staff report.

There being no further items for the agenda to come before the Finance Committee, the meeting was adjourned at 1:37 p.m.

Submitted by,



Jennifer McClelland
Executive Assistant to the City Council