

**CITY OF LANDER
REGULAR COUNCIL MEETING
CITY COUNCIL CHAMBERS
240 LINCOLN STREET
LANDER, WY 82520
April 12, 2022**

THE CITY OF LANDER IS AN EQUAL OPPORTUNITY PROVIDER

Governing Body Present: Mayor Monte Richardson, Council Members John Larsen, Chris Hulme, Missy White, Julia Stuble, Melinda Cox, Dan Hahn

Governing Body Absent:

City Staff Present: City Clerk Tami Hitshe, City Treasurer Charri Lara Assistant Mayor RaJean Strube Fossen, Public Works Director Lance Hopkin, Chief Scott Peters, Attorney Adam Phillips

Call to Order.

Mayor Richardson called the meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

1. Application for Bar & Grill License – Zanmai Food & Beverage, LLC d/b/a Zanmai Sushi – 140 S. 7th Street
 - (a) Introduce and Read
 - (b) Ask for comments
2. Amending Title 4 of the City of Lander Codes
 - (a) Introduce and Read - RaJean Strube Fossen explained the changes of Title 4. RaJean explained that there will be three readings for this Ordinance, and we will be accepting written comments until Friday, April 15th.
 - (b) Ask for comments
 - (c) Close Public Hearing at 6:05pm

I. Approval of Agenda

MOTION: Council Member Cox moved to approve the agenda. Council President White made second. Motion passed.

II. Oral Comments

a. Personal Privilege – Mayor and Council.

John Larsen - Talked about the electric charging stations at the senior center. Breadboard put a charging station at their own cost. Asked if this is stepping on private businesses by the city putting one in. He feels it should be left up to the private business owners to install them. RaJean Strube Fossen said she and Anne Evan did attend the WYDOT meeting regarding the electric charging stations. For those programs, the State does not have the rules written yet. Right now, the program is dedicating EV charging stations along the interstate corridors and then the second round will be roads off the interstate. Grant funds will be available for private enterprise as well with municipalities. Dan Hahn also attended the meeting. They are not sure how these charging stations will work. Melinda Cox wanted clarification if the senior center will be charging to use the charging station. RaJean said they will charge to use it. It is not a fast-charging station so might not be good for tourist.

Melinda Cox - Community Entry services is putting on dancing with the stars May 7th. Dress Rehearsal night will be on May 6th so they will be selling tickets. \$10 for tickets. It will be a great show. On April 2, the Chamber and Lander Community Foundation has had the volunteer fair and the community center. There is a lot of opportunity for the community and volunteering. EE Task force has been touring different city locations and it will be ongoing for a while.

Chris Hulme - Appreciate community input on emails. A lot of topics going on right now. Asked how to get more documents to public. Maybe we could have the agenda packet available online. Topic for a discussion in the future.

Missy White - Update on air service. March was the highest month for enplanements since 2011. Have been able to sort out some scheduling issues with one flight per day. Revenue guarantee with only one flight per day is we pay by flight. Talked about wanting to present to WAM a

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resolution to allow minutes to be posted on our website instead of being publicized in the newspaper. It has been taken to WAM every year and it fails at legislator. Ask the audience if this is something that appeal to reach out to help get this passed. Appreciate the number of emails that have been coming through. Mentioned it is pothole season. If you notice potholes, please submit on our website. Mentioned to Chief Peters about installing a sign under the Stop sign on the corner of N. Third and Garfield stating cross traffic does not stop. Shout out to fire department for their work on the fire at McManus Park. Really quick action. Planning commission made a recommendation to council that we do not approve any additional water taps outside city limits until we completed the water master plan with the idea that will provide some suggestions on how to better manage providing water and sewer to those outside the city limits.

Julia Stuble - Thanks the audience for coming and their engagements. We make better policy when you are here. Popo Agie Conservation will be hosting a garden expo on Saturday, April 23rd. Attended a meeting with conservation district staff, city staff, county commissioner Mike Jones and representative Llyod Larsen about Lander's water future and looking at ideas about our water supply and moving water around the valley and trying to match that with the big monies out there. Good exchange of ideas. Mentioned we have had a few names submitted for Squaw Creek and asked the audience if you have a name to submit, please do so during the public comment part of the meeting. Is disappointed that the resolution was not on the agenda tonight. Julia does not agree that this is causing division in our town. We have received so many thoughtful comments in support of or in opposition of the resolution. It has opened the conversation where they may have been some division and disagreement in our town. That is an important conversation for us to have together. Keep sharing your ideas on this topic so we can continue to have diversity of thought on the council. Would like to commit to a date to bring the resolution up again. Would like suggest June 14th for the vote on this resolution. Julia said that we all belong in our town. We want to create a community that is tolerant and welcoming. If you are listening to the public conversations about this resolution and wonder if you belong, I want to say I see you and I hear you and I care about you being in this town.

Dan Hahn – Mentioned we are currently working on a flood mitigation for a 100-year flood. He would rather us think about fire mitigation on the river bottom. We were lucky with the fire at McManus Park. If the wind would have come up and cross the walking path it would have been terrible. The city and the county are short fire fighters. I do not think people know how dangerous that fire was. It is a big concern.

Mayor Richardson - We have had conversations with BLM fire and will work to get that area cleared out. Thanked the fire department for their efforts on the fire. Thanked Chris Johnson Dan Hahn. The fire department spent two days on that fire.

III. Proclamation

- a. Volunteer Recognition Week April 17-23 – Council President White Read Proclamation
- b. Child Abuse Awareness and Prevention Month – Council Member Cox read Proclamation
- c. National Occupational Therapy Month – Council Member Stuble read Proclamation

Mayor Richardson mentioned submittal of names for Squaw Creek. We will be submitting the names to the Department of Interior where they will choose the name. The City of Lander does not have a say in that. Mayor Richardson also said we have nothing to do with renaming Squaw Creek Road. That is County. Julia Stuble read the names that have been submitted so far for Squaw Creek. She is hoping more will be submitted tonight. We will accept names up until April 20th.

d. Communication from the Floor – Citizen's Comments

Phillip Strong - South 4th Street – Does not have a problem with wanting to rename Squaw Creek. His problem is when the federal government is telling us what to do.

Liz Hardwick - Hillcrest drive. – Lived in Lander since 2012. Have heard comments from people about renaming Squaw Creek that this is a derogatory name from indigenous and non-indigenous people It might be perceived as a top-down requirement and a desire from our community, but we don't always hear the voices of the community who are harmed by some of the actions or inactions that happened in our community. Invite what are ways in our community bring in or create opportunities for dialogue and for listening to what people's lived experiences are. She

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would also like to see the non-discrimination resolution be back on the agenda and produce a way to bring folks together so that people can really hear the human side of this story. This is not just policy; this is people's lives.

Christine Woollette - Lives on Squaw Creek Road. She is a member of the Aki Tribe in Tuscon Arizona. She is not offended by this word. Loves living on a woman's road and having a woman's creek in her back yard. She has never had it used derogatory towards her or her children. Squaw is a native word. She wanted to teach her children the culture, so she moved away because she was not allowed to speak the Aki language. Researched and talked to an anthropologist. She was told by her that we do need to bring dialect and we need to talk about this. It is horrible that anybody feels offended or that word was used to offend anybody. Taking away more language and replacing it with English works it is still not okay because you are taking away culture and that is not okay.

Nathan Shoutis – Born and raised in Lander. Would really like to see the non-discrimination ordinance be brought back and urge you to vote on it. Works at the high school. Manages the library, teaches a video production class and a technology class. Also serves as advisor to our school's LGBTQ plus club. I have done that for five years. If you would have asked me 5 years ago about if Lander had a discrimination problem, I would have said I do not think so and would have defended this town as an open tight knit community that really cares for each other. However, I can no longer say that. Out of fifty plus students, not a single one said they would not stay in Lander or in Wyoming. They want to live somewhere where they can simply be themselves. Please put the resolution back on the agenda and please pass it. He is hoping this resolution is more than just words on a page but acts as a conversation starter to learn more about our community and our LGBTQ children, friends, neighbors, and family.

Debra East – N. Third Street, Lander - Thanked Liz and Nat for their words. Lived in Lander since 1978. She is an out lesbian. Glad this resolution has come forward. Want people to be able to talk to each other. Loves living in Lander. We have the opportunity to expand and deepen its care for the citizens and this resolution offers that opportunity and understand. It saddens her to hear that the young people do not want to stay in Lander. Wyoming has the highest suicide death rates and within that the subset of LGBTQ people it is quite high, especially youth. That is not a way I want to see people leave our town. Suicide is one of those things that gives you an understanding that something is not okay for the person considering it and we want to make things supported here and thoughtful. Would like to see it come back June 14th.

15-year-old Juvenile-Field Station Road. Sophomore at LVHS. Spoke on the nondiscrimination resolution. Talked about the difficulties she has been dealing with in her own personal life.

Phillip Strong - S 4th Street – Was going to compare the most recent resolution to the 2003 resolution. Sad that it was not on the agenda. Heard a lot of anecdotal evidence. He is an old white guy who is a Pastor and a Christian. Reads in the news how Christians are the problem in our nation. And I am fighting for the good of our neighbors. It is a terrible thing not to have your voice. If you have an opposing opinion, you should be able to voice it. There are equal protections in place. It is called the police and the court systems to help protect citizens. We make laws to protect citizens and it should be this way. Discrimination is going to happen but the problem we run into as leaders in the community is we are trying to protect the citizens, but you cannot protect citizens from the hearts of other citizens. He feels this resolution will make him a purveyor of hate as a pastor. It will isolate me in my job because my job is to discriminate. Laws can only go so far to mitigate problems. Look forward to talking about the resolution further. Asked if there are already laws on the books to fight against discrimination and housing. If so, then he believes the problem we are running into now is a problem with the human heart.

Lisa Shannon – As Christians, we are called to have compassion on everyone, and it breaks her heart to see anybody suffering. Believes we should help people and not discrimination. Everyone has a choice to believe in the bible. Afraid that this resolution could be used as a weapon to discriminate against herself and others who do not believe in the same way. Needs more clarity on what the words mean in the resolution.

Jackie - Lives in Lander. Runs a small business. She is a queer person. We all need to be protected and she feels the law does not protect against gender identity or sexuality, whereas it

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does protect religious discrimination. Agrees that religious freedom is important. Take away from scriptures is that we are all loved and worthy. People in power in this community do not believe that queer people, transgender people exist or belong. It is scary.

Jenny Young (via zoom) - Victory Lane - Did not understand why people would be against the resolution. But after listening to some of the people's comments, understands where the emotional drive to be against it comes from. There is a law that protects religious freedom. There are also laws separating Church from State. Government is prohibited in favoring one or the other. It is not the government's responsibility to weigh in or favor one religion or the other. If you are taking into consideration favoring a religious view or a non-religious view, it is problematic. This is a town that comes together when things are difficult. Right now, the state of our government, the state of our world, the people in these protected classes the work is difficult. This town is difficult. Sees it as a member of the community and as a member of education in the community. If her children are not going to be safe if they are different, then what is Lander. It is supposed to be such a safe town, Will like to see it the resolution come back for discussion.

Todd - 175 Washington – Appreciate the attempt to commit to have the resolution on the agenda in June. It is a topic that the community wants to discuss. Making sure protection extends to everyone. He views it as shelter. Abundance verses scarcity. There is no division there. We can give everyone shelter, afford everyone some shelter. The issue that we have heard tonight, is the fear that you do not have the right to exist. Appeal to the community and the board with the mindset of abundance, that we want to afford protection to everyone. There is room for everyone in the shelter.

Jesse- 2446 Spriggs - Believe Love is love. Believe that the absolute in the first amendment, I believe in the rule of law. She is also a conservative. We should all be able to speak with one another with love and open hearts. She does not want this a division of religious. Discrimination has happened in our community. Education is vital. Discrimination has been shown by one side more than others. We have created a cancel culture. When you sign a document for housing or employment there is a clause about race, gender, sex orientation so you are protected. It is not against the law to have different religious orientations or to have sexual orientations. The laws are here, and they are already in place. We need to be open minded. We are a community that gets along. She spoke with the Police Chief, and he absolutely feels people should come talk to him. Feels we are using one protected group to get the end means for another protected group and she urges not to do that. Come at it with a different realm because it is coming out with stereotypes and anger and fear. She is a first amendment absolutist. She wants everyone at the table, and this is telling me the table is going to be stopped. Urge people to report. Even if something did not happen it is listed as a report. They should feel like they can come to the police and report it. Show that we are a community. Do not show division with ordinances or resolutions. Urge everyone to be kind.

Crew - McDougall Drive - Appreciate comments that have been made. His hope is that from bottom to top, we can talk in our communities on how we can support each other and support those LGBT youth and the religious community as well. He would like to see a resolution on how youths have a stand for and that you want to keep tracking the data because that gives him trust that he could go to the police or the courts if there was a resolution. He wants to live here and wants to feel safe. He does not feel safe walking down the street at night. Wants to be able to express his identity. Wants to be able to feel safe and report to the police.

Annalise - Canyon Street – New to Lander. Excited to be part of the community and interact with the community. There is a reason they come up as anecdotal and it is because people do not feel safe to report them. This resolution would give a really great opportunity for people to say this is being tracked and they reel the city is supporting them There is a reason they don't come forward. They do not feel safe. This is to show support in our community. Important that the resolution comes to vote. Support is what people in this community need the most.

Karen Wetzel - Against the discrimination resolution. Has a gay daughter. She knows what kids can go through. Does not think this resolution is worded correctly. It is misleading. She does not want to allow males to go into female restrooms. She would not feel safe. Why is the word pregnancy in the resolution? She is prolife, Everyone has a right to life, Asked a question to Melinda Cox about the number that was on the proclamation. Assault against children. Does that

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include the native Americans? Melinda does not believe it includes the reservation. She is Catholic and stated anyone is welcome to her church.

Lisa Shannon - talked about an incident when she ran into a man in the women's restroom. She was told by the librarians that he is transitioning. She feels that is a type of discrimination. We are told in America to respect that they have a choice to believe what they believe. With the laws that we already have and the police force that we already have, we can get the good results.

Dan Hahn - Commented he has been around gays and lesbians all his life and he has friends and family that live in town, and they are not here. He is concerned after hearing the stories tonight why his family and friends are not sitting in the room tonight. He heard people that fear walking around in Lander and that concerns him. He has been on the council for 15 years and suddenly, we have this issue.

e. Staff Discussion Items

Chief Peters - Answered Missy's questions about Third Street and Garfield issue. There has been an issue at the Highway intersection also.

Lance Hopkin - Pump station and tank project is going to bid on Friday. Estimated engineering costs are significantly over what the original projected when it was put together. Selected an engineering firm, WWC to start working on the well field project to start the design. Timeline on that project looks like next summer. July 1st is when we will need to have our information in for the ARPA funds. Will talk about it at a work session on the projects we plan to submit.

RaJean Strube Fossen- Airport taxiway eastend reconstruction bid was last week. Century companies was awarded that project.

Charri Lara- Talked about the yellow t-shirts the council all received. It is a project Leadership Fremont County is doing. The week of May 1 – eighth is Kindness Week. Wear the shirts on Thursdays to promote kindness. Yellow rocks will be put out around town. Police Department will wear yellow ribbons. Budget Meeting will be May 3rd. Light dinner that night. Department heads will turn in their budgets this Friday. Will have them in your dropbox prior to the meeting.

Adam Phillips - Talked about the City of Gillette being in violation of public records and public meetings act. Wanted to express how important it is for all the council to be careful of these things. Shared what the best practices are for the city. Eliminate council dinner meetings, pre meetings and other meetings that are not properly advertised. Restricting the use of executive sessions to topic specially identified by state law. Providing proper notice for special meetings where a quorum of city council will be discussing city business, this includes group emails and texts. Holding meetings in locations that are easily accessible by the public. Feels over the past several years we have done an excellent job at public meetings and making sure that we have full transparency. Review also found council members were posting on social media about local current events that could be quite volatile. Must recognize that a post by an elected official can be viewed in a different light than most other than a post by a private citizen. Public Officials are held to a higher standard on social media. Adam cautioned the council to be careful posting on social media.

IV. Consent Agenda

- (a) Regular Meeting Minutes – March 8, 2022
- (b) Regular Meeting Minutes – March 22, 2022
- (c) Work Session Meeting Minutes – March 22, 2022
- (d) Bills and Claims

WYOMING SECRETARY OF STATE 100, LONG BUILDING TECHNOLOGIES 6513, CITY PLUMBING & HEATING 288.78, DOWL 7242.25, HASCO INDUSTRIAL SUPPLY 107.42, HEIN BOND ARCHITECTS 7665, KLJ ENGINEERING LLC 3000, LANDER COMMUNITY FOUNDATION 150, MID AMERICAN RESEARCH CHEMICAL 142.74, PATRICK CONSTRUCTION INC 16263.49, SHERWIN WILLIAMS 3372.5, TWEEDS WHOLESALE CO. 11.32, DYTA CONSULTING 7750, WILLIAM H SMITH & ASSOC 9828.35, OUTDOORS WYOMING 74, BADGER METER INC 161.25, RIVERTON RANGER INC 65, SHIELDS CLEANING 3345.83, STRIKE CONSULTING GROUP 51407.5, T-O ENGINEERS 21527.5, SWEETWATER AIRE 349.06, VISIONARY BROADBAND 105.35, TAYLOR DITCH CO. 167.5, WAM - WCCA 2500, WESTERN LAW ASSOCIATES 2366.88, WHITING LAW PC 200, WILEY DESIGNS 775, WIPFLI 8500, WYDOT - FINANCIAL SERVICES 8535.65, WYOMING RETIREMENT SYSTEM 675, B & T FIRE EXTINGUISHERS 401, APEX SURVEYING 1882.3, FREMONT COUNTY ASSN OF GOV 19960, BERNARD PLUMBING 102.01, GROATHOUSE CONSTRUCTION 239216, CENTURY

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LINK 700.52, ADAM E PHILLIPS ATTORNEY AT LAW 4460, DRUG TESTING SERVICES LLC 95, CITY OF RIVERTON 40234.99, FREMONT CHEVROLET-GMC 16.03, FREMONT COUNTY TREASURER 19079.83, HIGH MOUNTAIN ELECTRIC 1796.12, KLEEN PIPE LLC 6800.69, LOZIER TERESA 950, LAWSON PRODUCTS 261.01, MARKEE ESCROW SERVICES INC 14014.8, MISC ONE TIME VENDOR 370, MISC ONE TIME VENDOR 351, MISC ONE TIME VENDOR 231, MISC ONE TIME VENDOR 120, ROCKY MOUNTAIN POWER 14793.82, POSTMASTER 5000, CENTRAL BANK & TRUST 515.04, "CREATIVE ENERGIES, LLC" 17369, WYOMING SECRETARY OF STATE 200, BLACK HILLS ENERGY 10315.67, FLEX SHARE BENEFITS 1208.8, FREMONT MOTOR COMPANY 20.52, WY DEPT OF AGRICULTURE 100, RAMAKER & ASSOCIATES 1200, LANDER SENIOR CITIZENS CENTER 1218.59, RAPID FIRE PROTECTION 360, QUADIENT INC 292.24, HDR ENGINEERING INC 130255.1, EATON SALES & SERVICE 28.47, ERDMAN COMPANY 40000, MASA 160, FREMONT CO SOLID WASTE DISPOS 14.6, FAGNANT LEWIS & BRINDA P.C. 1050, NAPA AUTO PARTS - LANDER 2045.42, FERGUSON ENTERPRISES INC 433.2, SUMMIT FIRE & SECURITY 226.4, FREMONT CO PUBLIC HEALTH 40, ALSCO 308.42, MASTERCARD 43788.91, CITY SERVICE VALCON 28214.17, STRIKE CONSULTING GROUP 6877.5, T-O ENGINEERS 7146.25, CRUM ELECTRIC 28200, BLACK HILLS ENERGY 9770.81

MOTION: Council Member White moved to approve the consent agenda as amended. Council Member Larsen made second. Motion passed

V. Resolutions

- (a) Resolution 1238 - Exempting N 3rd St from Open Container

MOTION: Council Member Larsen moved to approve. Council Member Stuble made second. Motion passed.

VI. Ordinances

First Reading

- a. Ordinance 2022-1 – Amending Title 4 of the City of Lander Codes

MOTION: Council President White moved to approve as amended. Council Member Cox made second. Motion passed.

- b. Ordinance 2022-2 – Mill Levy

Charri explained that this is a normal procedure for the budget.

MOTION: Council Member Stuble moved to approve. Council Member Cox made second. Motion passed.

VII. New Business

- (a) Approve Bar & Grill License – Zanmai Food and Beverage, LLC d/b/a Zanmai Sushi

MOTION: Council Member Larsen moved to approve. Council President White made second. Motion passed

- (b) Authorize Mayor to sign Maven Lease documents for WBC grant

RaJean Strube Fossen said this is that last and final document to come before council. This is the document that sets the annual lease payments. Chris had a question about % rate. RaJean stated it should be 14% not 24%.

MOTION: Council President White moved to approve as amended. Council Member Stuble made second. Motion passed

- (c) Approve recommendations from LIFT committee to award projects from the one-half cent sales tax for 1st Quarter 2022 in the amount of \$156,468

Sarah Hamlin and Marilyn Fisher from LIFT committee explained there were 15 applications submitted requesting \$1.2M for the February 1 deadline in the first round. Many applicants revised their initial request and were able to get it down to \$919,677. We have improved our process. We came up with a better way of scoring the applicants. Worked with each applicant to prioritize their request. Had a pitch night for applicants to do a live pitch to the committee. Committee has worked lots of hours on these. The projects to be awarded are Back Country Cobbler \$16,645. Auto Medic \$66,975. HMH Outdoors \$19,098. Global Response Systems Corp

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\$16,000. Red Point LLC. \$20,000. Amon Care \$16,000. Central Wyoming Climbers Alliance \$1,750.

Julia said this is an incredible amount of work that this committee does.

MOTION: Council Member Stuble moved to approve. Council Member Cox made second. Motion passed

- (d) Approve Change Order #1 from Groathouse Construction for Ma Haven Project \$39,279.00

Dan Hahn asked who is responsible for change orders. Lance Hopkin said Maven is. Cade Maestas, Maven. Explained they received two change orders from Groathouse. 1A and 1B This one should be amended to read 1A.

MOTION: Council President White moved to approve as amended. Council Member Larsen made second. Motion passed

- (e) Approve Gannet Peak Replat lots 12,13,14

RaJean Strube Fossen explained the replat. Planning commission is recommending approving this with contingent on the owners receiving a mortgage on the property.

MOTION: Council Member Larsen moved to approve. Council Member Hulme made second. Motion passed

- (f) Approve Hangar Lease with Bruce Barr

MOTION: Council President White moved to approve. Council Member Larsen made second. Motion passed

VIII. Adjournment

Being no further business to come before the Council, the meeting was adjourned at 8:28 p.m.

The City of Lander

ATTEST:

By: _____
Monte Richardson, Mayor

Tami Hitsheiw, City Clerk

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