

## COUNCIL PROCEEDINGS

Council Pre-Meeting

February 17, 2015

6:00 p.m.

A Pre-Meeting of the City Council of the City of Gillette, County of Campbell, State of Wyoming, was held on Tuesday the 17th day of February 2015, in the third floor conference room, pursuant to due notice and call. The Presiding Officer called the meeting to order and upon roll call the following were found to be present:

Council Members present: Forrest Rothleutner, Dan Barks, Tim Carsrud, Ted Jerred, Robin Kuntz, Kevin McGrath, and Mayor Louise Carter-King.

Staff present: J. Carter Napier, City Administrator; Charlie Anderson, City Attorney; John Aguirre, Human Resource Director; Pamela L. Boger, Administrative Services Director; Patrick Davidson, Asst. City Attorney; Kendall Glover, Utilities Director; Dustin Hamilton, Director of Development Services; Tom Pitlick, Finance Director; Sawley Wilde, Public Works Director; Chuck Deaton, Lieutenant; Geno Palazzari, PEG Manager; Patti Davidsmeier, Community & Gov't Relations Manager; and Karlene Abelseth, City Clerk.

### Executive Session

It was moved by Councilman Jerred and seconded by Councilman Rothleutner to move into an Executive Session to discuss land. Roll was called on the motion with the following results: Council Members voting aye: Barks, Carsrud, Jerred, Kuntz, McGrath, Rothleutner, and Mayor Carter-King. The Presiding Officer declared the motion carried and the group moved into an Executive Session at 6:02 p.m.

The Pre-Meeting reconvened at 6:19 p.m.

### Citizen Advisory Board Recommendations - Board of Adjustment

City Administrator Napier introduced Alex R. Berger as staff's recommendation to the Board of Adjustment.

### Main Street Update

Jessica Sedars gave an update of Gillette's Main Street program for the past three (3) years and other Wyoming Certified Main Street communities around Wyoming for the past 10 years.

### Downtown Outdoor Serving Area

Director of Development Services Hamilton gave a presentation regarding outdoor serving areas on Gillette Avenue. Mr. Hamilton presented proposed Ordinance changes and a proposed lease agreement for the use of Gillette Avenue sidewalks. Discussion of proposed barrier materials took place.

### Fiesta Tequila Mexican Restaurant's Bar & Grill License Discussion

City Administrator Napier began the discussion by asking Brittany Jimenez-Ocampo, owner of Burro Loco, LLC, d.b.a. Fiesta Tequila Mexican Restaurant, two questions: an update on the establishment's plans for moving into the new location, and, why the establishment was still serving alcohol and malt beverages without an active liquor license for this location? Ms. Ocampo explained that they were on track with the project and had the cooperation of the landowner who had agreed to pay for half of the project's costs. It wasn't until recently the landlord had

informed her that he was only willing to invest a small portion of funding towards the construction costs. Ms. Ocampo explained that their plan is to expand, however, she doesn't see it happening at the current location. Mayor Carter-King asked if the Ocampo's understood that the bar & grill liquor license cannot be transferred to another location. Ms. Ocampo affirmed she understood. She added that she is in the process of applying for a Small Business Loan and they are looking at another piece of property. She added that this piece of property is already set as a restaurant, but is located in another part of town. Ms. Ocampo expressed that in no way, had she mislead the Council of their intentions. Councilman Jerred asked why she is applying for an SBA Loan since she has no location yet. Ms. Ocampo stated that she had looked at the building a year ago and no one else has shown any interest. Councilman Barks asked what action would need to be taken at the public hearing. Mayor Carter-King stated that this particular license will probably not be renewed. Discussion with regard to Ms. Ocampo applying for a restaurant liquor license took place. She could apply for a restaurant liquor license at her current location, however, it could not become operational until April 1st. Councilman Jerred stated that he had spoke to the property owner where the bar & grill liquor license is issued, and stated that the property owner's intentions are to divide the office space into two units. Councilman Kuntz asked about serving alcohol at their current location without a liquor license. Ms. Ocampo stated that she did not have a clear understanding when the bar & grill liquor license was issued and that her restaurant liquor license could not be used any longer. She thought the restaurant liquor license could still be used until March 31st, at which time she had every intention of removing all alcohol and malt beverages from the premises. Mayor Carter-King asked Ms. Ocampo if she remembers signing a letter of relinquishment at the time she applied for the bar & grill liquor license. Ms. Ocampo replied that she does remember signing a letter of relinquishment, however, she didn't realize her restaurant liquor license was not active any longer and that she couldn't sell alcohol. Councilman McGrath asked if an alcohol citation was issued. Lieutenant Deaton replied that no citation was issued. Councilman Barks asked how soon she could apply for, and have a liquor license available for use. City Attorney Anderson stated that she could apply for the license at anytime; however, the license could not become operational until April 1st. There is not enough time to issue, and renew the liquor license in the current licensing period.

#### Review February 17, 2015 Agenda

Mayor Carter-King asked for discussion on the upcoming February 17th agenda. There was none.

#### Adjournment

There being no further business to come before the Council, the meeting adjourned at 6:58 p.m.

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Mayor Louise Carter-King

(S E A L)

ATTEST:

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Karlene Abelseth, City Clerk  
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