

REGULAR TOWN HALL MEETING

September 13th, 2017

Meeting called to order by Mayor at 7:00pm

Present: Mayor Coleman, Councilman Ives , Councilman McCarthy, Councilman Pyatt, Councilman Wales.

Pledge of Allegiance:

Approval of the Minutes from August 23rd, 2017: Councilman McCarthy made the motion to approve the minutes from August 23rd, 2017. Councilman Pyatt seconded. All Ayes-Motion carried.

Public Hearing: Renewal of Liquor Licenses for Bids Place and Maverik:

Mayor Coleman closed the Council Meeting at 7:01PM

Opened the Public Hearing at 7:01PM

Mayor Coleman now declared the Public Hearing opened for the consideration of the renewal of liquor licenses for Bids Place and Maverik. The hearing will be conducted in accordance with state statutes and has been set and advertised in accordance with the statutes. I would ask those individuals who wish to address the council on this issue to approach the lectern, state your name, and address for the record.

Mayor Coleman's Statement:

Mayor Coleman read a timeline of events that we have had with Bids Place, which is enclosed with the minutes. He wanted everybody in the room to know what exactly the Town was up against and what we have been asking from Bids. We needed to get out side of the story out. Bid's Place was taken off the table and opened for consideration of renewing their liquor license.

Do we have a report on this item? No staff report on this item. Mayor Coleman asked if there was anyone in the audience who wishes to speak in favor of this item.

John Henley...; The Attorney for Bids Place: spoke in favor for Bids Place. He gave a brief detail about all the events that have been happening from the work session, to the council meeting on Aug 9th, 2017. Which at that meeting his license was tabled till David could give us a business plan of what he plans to do with the full liquor license. His new public hearing will be on Sept 13th, 2017. He stated that Bids Place really has not had chance to prove what they can do for the Town. Mayor Coleman, mention to John that we have not received the financial breakdown of alcohol to food sales. John was not aware

that we have been asking for that. John did mention that Mr Florence gave us a business plan that he wanted and what he sees Bids Place doing, and why he wants to keep the full retail liquor license. John also mention that he has signatures of public support of Bids Place keeping their full retail liquor license. Mayor Coleman asked John if Bids could run their business on a Bar and Grill license? John said yes, but Bids Place was not interested in that. They have other events planned that he would need a full retail liquor license for. John mention that he had some paperwork that he wanted to give the Clerk and a copy of a district court case that happened in July of 2013. John mention that Bids Place has a lot of support from the public and we will be hearing from them. Again, Mayor Coleman asked is there was anyone in the audience who wishes to speak in favor of this item.

David Florence: 4709 W Yellowstone HWY:

David is the owner of the Bids Place. He wants to keep his business in Mills. He sells Wyoming beers and spirits and has a 1920's-1930's theme. His business is open until 8:00PM. People have known that and do not call after 8PM. David feels the council has not given him enough time to prove what his business can do. David mention that he is the one that asked for the license to be given on a trial basis and would like the council to give him more time to show what Bids Place can do for the Town of Mills. On May 24th, 2017 council meeting, David came in and asked the Mayor and Council grant him to do his revised plan that he has on adding Archie's to the restaurant. Archie's is a bar that is , 2017 connected to Bids Place. He had mention that he was going to open the bar on Friday May 26th, 2017 at 5:00PM. Therefore, the council put a rush on it and went into an executive session to discuss the plans. The council granted the expansion plans on Archie's. David mention that everything he has done is to improve the Town of Mills and his business. His family atmosphere is what he is trying to get across. He is not interested in having a bar that is open until late and then would have to deal with bar fights. His business is unique and is the only pizza place in town that you can go buy a pizza and then buy beer, wine or whisky and take home. David did not do anything from Oct 2016 to May 2017 because of his health. Mayor mention that he could still run his business with a Bar and Grill license. He agreed to an extent. He has plans to cater and do weddings outside of his restaurant he would need a full retail liquor license for that. He has plans to do events with a cigar shop in Casper. David said that he has increased his income of his business since Archie's opened from 7,000 and week to 8500 a week. So if he does not get the full retail liquor license the Town of Mills will stop him from growing his business. Pat Holscher the Town Attorney asked John Henry Bids Place attorney that was he aware that this license is on a conditional basis? David Florence would not let his attorney talk. David said yes he is aware of this and mention that the state told him that there is no such thing as a conditional license. Once you get a full retail liquor license it stays that way. But David said he made the agreement with the Town of Mills and said that if it was not working for him he would give it back. Mayor Coleman asked again if there was anyone in the audience who wishes to speak in favor of this item.

Gordon Schuler: Cigar Shop:

He is the owner of the cigar shop that David plans to cater at. He wants to work with Bids Place because it goes with his theme of his shop. He has only been opened for 1 ½ years. He is aware that he has to get a permit through the City of Casper and then David will have to get one through the Town of Mills.

He mention that he is excited to work with David Florence and feels that is will benefit both businesses. Mayor asked again is there anyone in the audience who wishes to speak in favor of this item;

Dean Dickerson 355 Lakeview:

He is the kitchen manager of Bids Place. He had worked in the oil field business for a long time and was excited to work at Bids Place. He likes the raises and the people there. He thinks it is good for the Town of Mills. Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Andrea Florence; David's Mother:

She is the mother of David Florence. She is also part of this business. She has done a lot for her son to get this business going. She said that she has worked very hard in remodeling the place to make it is today. She also mention that she has never seen any letters stating that the Town of Mills is wanting a breakdown of the financials. She mention that David has a lotof events planned in town and out of town. If we do not grant them, the full retail liquor license we will be hurting Bids Place and it cannot grow, as they want it to. She wanted to know do we ask the other bars in town to provide the same stuff that we are asking of Bids Place. The Mayor had asked her, if Bids Place can function as a bar and grill. She replied as no, we would be taking their plans on expanding away. Then her husband Don Florence interrupted her. Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Don Florence; David's Dad: 3501 Wasakie:

Don mention that what we are wanting is to much and we don't ask this of others so why are we asking this of Bids Place? We do not want them to succeed and that is why we are asking this. Mayor mention that is not the case. The Mayor mention that this is our last full retail liquor license and we want to make sure it is being used in the right way. Don mention that we are not going to the bars asking them to give up their liquor license and turn to a Bar and Grill. Mayor Coleman replied that their business are not in question and we are just concentrating on what the Council thinks is the best use for Bids Place and the Town of Mills. Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Jason Cooper: Casper: 1037 Mitchell:

Jason wanted to express to the council that giving Bids Place the full liquor license would be the best use for it. Archie's is unique and brings many people to Mills. He does not want another bar in Mills. We do not want another liquor store in Mills. We need restaurants. In addition, there is nothing like Archie's anywhere. Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Jennifer Sullivan; 4429 Mountain View:

Jennifer mention that if Bids Place gets their full liquor license back, they are planning on going into business with them. Her plan will not work if they do not have a full retail liquor license. For her to grow financially Bids Place will need a full retail liquor license. The environment of Bids place is a family atmosphere, and plus her son works there and they treat him well. . Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Steve Olsen; Casper:

Steve just wanted to agree with what everybody else has been saying about Bids Place. He only comes to Mills to eat at Bids Place. He will go out of his way to eat there and enjoy a drink. He does not want a bar atmosphere where people get drunk and fights break out. Steve is also looking forward to the events that Bids Place and the cigar shop have planned. Steve mention why give the full retail liquor license to someone else when you do not have anybody in the works yet. If Bids place does not meet what you all are wanting after a year then take it back, but give them a chance to prove themselves. . Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Chuck Morris; County:

Chuck owns his own small business. He feels that the council has not given Bids Place enough time to prove themselves. He says that Bids Place has made huge improvements since the last owners owned it. The place was mess and not clean at all when David Florence took over the place. Bids place has great ideas and plans of what they want to do. The council is speaking to soon and Bids Place needs more time. In addition, what the council needs to keep in mind is that David Florence is doing this with his own money and not relying on loans to get things done. It takes time and he does what he can afford. He is not a millionaire. Chuck mention that we are asking to much of this one man. Do we ask that of the others that owns bars in Mills? Chuck was not aware that there was an agreement made between Bids Place and the Town of Mills. If we do not have anything or anyone wanting this liquor license then why keep it when someone else can use it. Give Bids Place a chance to show you what he can do. Councilman Pyatt stated that stewardship is what we are going off. He told us at first what his plans were and at that, time catering and other events were not in the picture. It was just his restaurant selling alcohol. He never did mention that he wanted to do other events. That is all new to us. Chuck wanted to know what process Maverik had to go through to get theirs. Mayor Coleman stated that they have had to go through the same as everyone else. Chucks personal opinion is that the council should give him another chance. What other place in Mills can you order food and take alcohol home with you. The Town of Mills needs to look at the bigger picture here and not what is best just for them. They need to know that the whole town will benefit from Bids Place. Chuck agrees that he could do business as a bar and grill, but the events he has planned he could not do, therefore his growth would stop. Chuck stated that David is not a rich man and it will take time to achieve his goals. Chuck believes that the council wants him to fail while the public wants him to win. Mayor Coleman stated that is not the case. Mayor likes Bids Place, but we have to think about the economic growth of the town and what is best for everyone. . Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Robbie Rust; Mills:

Robbie is the food service representative for Bids Place. He has seen Bids Place grow financially. They have had a 15% increase in the food sales. He thinks that Bids Place will exceed the percentages that go with the bar and grill license. . Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item;

Donna Hoffman; Casper:

Donna has increased her frequency with Bids Place since David Florence has taken over. She likes the people and the food and the atmosphere there. It is family and she likes that part of it. She does not understand why the council has the right to tell someone what liquor license would be best for him or her. She mention that you do not go in wanting a marriage license and come out with a driver's license. The council should not dictate to them what they plan to do. Mayor Coleman mention that the state has given the authority back to the governing body; therefore, it is in our hands and our decision. . Mayor Coleman asked again is there anyone in the audience who wishes to speak in favor of this item; No one else came forward.

Then Mayor Coleman asked if there was anyone in the audience who wishes to speak in opposition to this item. No one spoke up. Again, is there anyone in the audience who wishes to speak in opposition to this item? For a third and final time is there anyone in the audience who wishes to speak in opposition to this item. Mayor Coleman mentioned that after all have spoken and there being no others to speak for or against this item, I now declare the public hearing closed at 8:00 PM.

Mayor Coleman opened up the Council Meeting at 8:00PM.

Mayor stated with new insight of the items from John Henry Bids Place Attorney we are going to call an executive session. Do I have a motion? Councilman Pyatt made the motion to go into an executive session on some new information on Bids Place. Councilman Wales seconded. All Ayes-Motion carried.

Mayor closed the council meeting at 8:01PM.

Went into the executive session at 8:01PM.

Back from Executive Session at 8:23PM

Mayor opened the Council Meeting at 8:23PM. Mayor read a statement:

After consulting with the Town Attorney, do I have a motion to re-approve the Bids Place Liquor License upon the same conditional basis of the previous issuance for the period of 1 year from the date it is issued? Councilman Pyatt made the motion to approve Bids Place for a period of 1 year on a conditional basis. Councilman Wales seconded. All Ayes- Councilman Ives did state that this license would be issued on a conditional basis for 1 year. Motion carried.

Mayor closed the Council Meeting at 8:24PM.

Mayor opened the next Public Hearing on Maverik at 8:24PM. Maverik was taken off the table and brought back for consideration to renew their liquor license.

Mayor Coleman now declared the Public Hearing opened for the consideration of the renewal of liquor licenses for Mavericks liquor license. The hearing will be conducted in accordance with state statutes and has been set and advertised in accordance with the statutes. I would ask those individuals who wish to address the council on this issue to approach the lectern, state your name, and address for the record. Do we have a report on this item? No staff report on this item. Mayor Coleman asked if there was anyone in the audience who wishes to speak in favor of this item. Jessica Russell of 5160 Blackmore Road was present to vote in favor of renewing their liquor license. Again, Mayor Coleman asked is there was anyone in the audience who wishes to speak in favor of this item. Again, is there anyone in the audience who wishes to speak in favor of this item? Then Mayor Coleman asked if there was anyone in the audience who wishes to speak in opposition to this item. No one spoke up. Again, is there anyone in the audience who wishes to speak in opposition to this item? For a third and final time is there anyone in the audience who wishes to speak in opposition to this item. Mayor Coleman mentioned that after all have spoken and there being no others to speak for or against this item, I now declare the public hearing closed at 8:30 PM.

Mayor Coleman opened the Council Meeting at 8:30PM.

New Business Licenses:

There is 3 new business license; Ardent Hotshot Service, Scenic Construction and 22 Roofing. Councilman Ives made the motion to approve the three new business as listed. Councilman McCarthy seconded. All Ayes-Motion carried.

Renewal Business Licenses:

13 business are up for renewal and they are as follows:

Arc Electric, Five Star Landscaping, G-Mas's, Grizzly Excavating and Construction LLC, Integrity Auto Body, Kids World Daycare, Mega Construction, Nuclear Care Partners LLC, Off the Beaten Path, Paul Does it All, Peterbilt of Wyoming, Rocky Mountain Weed Control, Zook Security and Integration LLC. Councilman Wales made the motion to approve the 13 business licenses as stated. Councilman Pyatt seconded. All Ayes-Motion carried.

Ordinance 704, Second Reading: An Ordinance Amending Section 2.04.010 of the Town of Mills Municipal Code Pertaining to Time and Place of Council Meetings. Councilman Pyatt made the motion to approve Ordinance 704 on second reading. Councilman Wales seconded. All Ayes-Motion carried.

Authorize Council to Approve the Payroll Reports and Expenditure:

- Fire:8-12-2017 to 8-23-2017.....**\$14,429.23**
.....8-24-2017 to 9-4-2017.....\$11,849.56
- Town Employees: 8-7-2017 to 8-20-2017.....**\$68,890.70**
 8-21-2017 to 9-3-2017.....**\$59,996.75**
- Councilman Wales made the motion to approve the payroll reports for the Fire and Town employees. Councilman Ives seconded. All Ayes-Motion carried.

Pay Bills on Voucher List and the Petty Cash Report and approve the voided and manual

Checks: Councilman Pyatt made the motion to approve the vouchers, and petty cash report and approve the voided and manual checks. Councilman McCarthy seconded. All Ayes-Motion carried.

- Petty Cash: **\$60.05**
- Vouchers: **\$105,949.87**
- Manual Checks: **\$52,889.33**
- Voided Checks: **\$16,250.02**

Mayor Coleman asked for a motion to go into executive session on an insurance problem.

Councilman McCarthy made the motion to go into executive session. Councilman Pyatt seconded. All Ayes-Motion carried.

Closed Council Meeting at 8:32PM.

Executive Session opened at 8:32PM

Back from Executive Session at 8:37PM

Mayor opened the Council Meeting at 8:37PM. Mayor mention that no action taken.

Unfinished Business: None

Open Discussion: None

ADJOURNMENT: Councilman Ives made the motion to adjourn the council meeting at 8:37 PM. Councilman McCarthy seconded. All Ayes, Motion carried.

Mayor Seth Coleman: _____

Attested: Christine Trumbull _____