

**EVANSTON CITY COUNCIL
First Regular Meeting
May 7, 2019**

The official record of proceedings of the first regular meeting of the Evanston City Council for the month of May was held in the Council Chambers of City Hall on the above date. These proceedings were video recorded.

Mayor Williams led those in attendance in the Pledge of Allegiance to the Flag.

The roll was called and with a quorum being present, Mayor Kent Williams called the meeting to order at 5:30 p.m. and welcomed everyone present.

Those present from the governing body at the start of the meeting were: Mayor Williams; Councilmembers: Tim Lynch, Tib Ottley, Evan Perkes, David Welling, Mike Sellers, and Mikal Welling.

Staff members present at the start of the meeting were: City Attorney, Dennis Boal; City Clerk, Nancy Stevenson; City Treasurer, Trudy Lym; Community Development Director, Rocco O'Neill, Police Chief, Jon Kirby; Director of Engineering & Planning, Dean Barker; Public Works Director, Gordon Robinson; Director of Parks and Recreation, Scott Ehlers; and Associate Planner, DuWayne Jacobsen. . A group of interested citizens were also present.

Approve Agenda

Councilmember M. Welling moved, Councilmember D. Welling seconded, to approve the agenda. The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Approve Minutes

The official record of proceedings for the City Council Meeting held April 16, 2019, the Work Session Meeting held April 23, 2019, and the Work Session Meeting held April 30, 2019 were approved as presented.

Bills

Councilmember Lynch moved, Councilmember Perkes seconded, to approve the following bills for payment:

April 17, 2019 to May 7, 2019

VENDOR	FOR	AMOUNT
AXA Equivest	Payroll	458.00
Evanston Police Benevolent	Payroll	232.00
Flex Share	Payroll	2,393.49
ING Life Insurance	Payroll	13.20
IRS Tax Deposit	Payroll	40,648.99
Orchard Trust	Payroll	750.56
Parks and Recreation	Payroll	194.87
Vantage Point	Payroll	445.28
Payroll	Payroll	128,110.11
Beacon Services	Repairs	340.36
Dennis M. Boal	Services	4,448.00
Cazin's	Supplies	250.47
Century Equipment	Parts/Repairs	12,816.23
Codale Electric Supply	Supplies	262.06
Cobra Puma Golf	Supplies	667.27
Cleveland Golf	Supplies	8,034.34
Verizon Wireless	Cell Phones	728.51
Boot Barn	Safety Boots	110.49
CPS Distributors	Supplies	3,102.45
Cowboy Supply House	Parts	11.16
Deru's Glass	Supplies	156.64
Ellingford's	Supplies	490.12
Chemtech-Ford Laboratories	Testing	250.00
Energy Laboratories	Testing	1,510.50
Evanston Parks & Recreation	City Subsidy/Reimbursement	145,668.02
Ferguson Enterprises	Parts	4,369.95
Fastenal	Supplies	70.25
Forsgren Associates	Services	5,081.25
Freeway Tire	Tires	713.12
GCSAA	Dues	380.00
Randy's Heating	Repairs	1,839.89
Murdochs	Supplies	148.20
Harris Law Office	Contract	4,000.00

Hydro Tech	Contract	159,300.00
Jason Hergert	Reimbursement	150.00
Jack's Truck & Equipment	Parts	2,132.08
Kallas Automotive	Parts	363.80
Landmark	Services	962.50
MJB Animal Clinic	Services	150.00
Morcon Industrial	Supplies	2,841.86
Mountain West Business Solutions	Contract	1,957.92
Nalco Company	Supplies	6,645.06
On-Target Solutions	Registration	375.00
Office Products Dealer	Supplies	308.54
Office Depot	Supplies	240.70
Real Kleen	Supplies	1,437.28
Roto-Aire Sales & Service	Supplies	386.51
Safety Supply & Sign	Signs	83.15
Thermasol	Supplies	412.45
SF Mobile-Vision	Maintenance	988.00
Simplot Partners	Supplies	520.00
Six States	Parts	12.83
Sirius XM Radio	Services	162.10
Superior Rental	Services	96.00
Acushnet Company	Supplies	102.61
Uinta County Fire Protection	Contract	51,808.50
Uinta County Herald	Ads	134.00
Uinta County School District #1	Refund	200.00
Uinta Engineering	Services	1,445.00
Union Pacific Railroad	Track Lease	20,220.00
Rocky Mountain Power	Utilities	18,838.40
Walmart	Supplies/Restitution	1,431.65
Wexford	Supplies	355.42
WEDA	Dues	95.00
Westar	Printing	259.00
The Lumberyard	Supplies	42.94
Yamaha Motor Corp	Contract	3,281.75
Mountain West LLC	Supplies	4,198.50
Creative Ink Images	Supplies	230.00
JC Golf	Supplies	428.94
Callaway Golf	Supplies	8,083.88
Wyoming Dept of Transportation	Services	180.51
Golden Rule	Services	40.00
Evanston Rodeo Series	Contract	2,232.00
Shawn Stahl	Reimbursement	136.77
Jesse Hawkins	Reimbursement	35.95
Media Skills	Services	21,875.00
Karl Kraus	Refund	100.00
Nathan Bennett	Refund	100.00
Jon Dolezal	Reimbursement	1,200.00
Gary Spruill	Refund	162.00
Shawn Griffith	Refund	100.00
Camille Slayter	Refund	100.00
Brandie Wood	Refund	500.00
Kathy Kallas	Refund	50.00
Cameron John	Refund	100.00
Ryan Crompton	Refund	100.00
Colleen Bolinder	Refund	400.00
Lydia Spencer	Refund	500.00
Araceli Rodriguez	Refund	450.00
Animal Care Equipment	Supplies	172.83

The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Council Comments

Councilmember Perkes commented on the Historic Train Steam Engines that have been in town and heading to Utah for the 150 Year Golden Spike Celebration.

Councilmember Sellers congratulated Arby's on their reopening after their recent remodel. He also commented on the construction of the new McDonald's that is now taking place.

Mayor Williams commented on the Steam Engines and all the tourists in town in conjunction with the 150 Year Celebration.

Appointment/Community Development Director

Councilmember Lynch moved, Councilmember D. Welling seconded, to confirm Mayor William's appointment of Ruline (Rocco) O'Neill to fill the position of Community Development Director, effective April 22, 2019 through the first regular City Council meeting in January 2020. The motion passed unanimously with 6 yes votes: Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

WAM/Voting Delegate

Councilmember D. Welling moved, Councilmember M. Welling seconded, to select Councilmember Sellers as the Official Voting Delegate and Mayor Williams as the Alternate Voting Delegate for the 2019 Annual WAM Convention Business Meeting to be held in Sheridan, Wyoming, Thursday, June 13, 2019. The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Consent Agenda

Councilmember M. Welling moved, Councilmember Ottley seconded, to approve a Parade Route Permit requested by the Uinta County Museum and the Evanston Chamber of Commerce for the Mother's Day Picnic on Sunday, May 12, 2019 from 10:00 a.m. to 1:00 p.m., beginning in the Uinta County Museum parking lot, going behind the Police Station and turning left onto 12th Street, then right onto Main Street, turning around at the Machine Shop parking lot, and back to the Museum parking and repeating this route between the hours 10:00 a.m. and 1:00 p.m. The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Councilmember D. Welling moved, Councilmember Sellers seconded, to approve a Parade Route Permit requested by the 19th Amendment Anniversary Committee on Saturday, June 15, 2019 at 1:00 p.m., beginning in the Uinta County parking lot, going on to 7th Street, turning onto Center Street, then turning onto 9th Street to Main Street and ending at the Strand Theater. The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Councilmember Ottley moved, Councilmember Perkes seconded, to approve a Limited Malt Beverage Permit requested by Nicole Espy for the Strike Out Cancer Softball Tournament at the Overthrust Ball Fields on Friday, June 7, 2019 from 5:00 p.m. to 12:00 a.m., Saturday, June 8, 2019 from 7:00 a.m. to 12:00 a.m., and Sunday June 9, 2019 from 7:00 a.m. to 7:00 p.m. The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Councilmember Sellers moved, Councilmember Lynch seconded, to approve a Limited Malt Beverage Permit requested by Evanston Cowboy Days for the Annual Cowboy Days Spring Fling at the Machine shop on Saturday, June 22, 2019 from 5:00 p.m. to 9:00 p.m., and the Annual Cowboy Days Celebration at the Uinta County Fairgrounds on Friday, August 30, 2109 from 5:00 p.m. to 10:00 p.m., Saturday, August 31, 2019 from 5:00 p.m. to 9:00 p.m., Sunday, September 1, 2019 from 5:00 p.m. to 9:00 p.m., and Monday, September 2, 2019 from 12:00 p.m. to 5:00 p.m. and a Parade Route Permit requested for the annual Cowboy Days Parade on Monday, September 2, 2109 beginning at 10:00 a.m. The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Ordinance 19-03

Councilmember D. Welling moved, Councilmember Sellers seconded, to pass Ordinance 19-03 on third and final reading.

ORDINANCE 19-03: AN ORDINANCE APPROVING AND AUTHORIZING THE FINAL PLAT FOR THE RIDGECREST 5TH ADDITION, LOCATED IN THE CITY OF EVANSTON, WYOMING, BEING MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, the subdivider, Yellow Creek Ranch Company, Inc., a Wyoming corporation, has made application to the governing body of the City of Evanston, Wyoming for approval and authorization of the proposed subdivision entitled the Ridgecrest 5th Addition, located within the City of Evanston, Wyoming; and

WHEREAS, the City of Evanston finds that all of the requirements of Section 22, "Subdivision Regulations" of the Code of the City of Evanston, have been complied with, including notice of hearings and hearings thereof;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EVANSTON, WYOMING, THAT:

Section 1. The final plat of the Ridgecrest 5th Addition is hereby approved, accepted and authorized and described in particularity as follows, to-wit:

"Ridgecrest 5th Addition" to the City of Evanston, Wyoming is a subdivision of part of the SE1/4 SW1/4 of Section 29, T15N, R120W, 6th P.M., City of Evanston, Uinta County, Wyoming, said "Ridgecrest 5th Addition" being more particularly described as follows:

COMMENCING at the South One-Quarter corner of said Section 29, running thence S89°59'24"W, 268.93 feet along the South line thereof; thence N0°00'36"W, 771.79 feet to the POINT OF BEGINNING, said point also being the Northeast corner of Lot 4, Block 1 of the Ridgecrest 4th Addition to the City of Evanston, as said Addition is platted and of record in the Office of the Uinta County Clerk;
thence N72°58'40"W, 112.92 feet along the Northerly line of said Ridgecrest 4th Addition to the Northwest corner of said Lot 4, Block 1;
thence N70°12'13"W, 60.46 feet along said Northerly line to the Northeast corner of Lot 4, Block 2 of said Ridgecrest 4th Addition;
thence N72°58'40"W, 146.39 feet along the North line of said Lot 4 to the Northwest corner thereof;
thence, leaving said Northerly line, N16°43'44"E, 84.71 feet; thence N13°28'47"W, 75.83 feet;
thence S72°58'40"E, 358.62 feet a point on the Westerly line of the Twin Ridge Subdivision No. 1, as said subdivision is platted and of record in the Office of the Uinta County Clerk;
thence S17°01'20"W, 152.97 feet along said Westerly line to the POINT OF BEGINNING.
Said "Ridgecrest 5th Addition" containing 49,689 square feet or 1.141 acres, more or less.

Section 2. The Mayor and City Clerk of the City of Evanston are hereby authorized and directed to enforce the mandates of Chapter 22 of the Code of the City of Evanston, referring to the payment of necessary fees and land dedication requirements by the subdivider and the filing of the final plat with the County Clerk of Uinta County, Wyoming as by law required.

PASSED AND APPROVED on First Reading this 2nd day of April, 2019.
PASSED AND APPROVED on Second Reading this 16th day of April, 2019.
PASSED AND APPROVED on Third and Final Reading this 7th day of May, 2019.

CITY OF EVANSTON, WYOMING

Kent H. Williams, Mayor

ATTEST:

Nancy Stevenson, City Clerk

The motion passed unanimously on third and final reading with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Ordinance 19-04

Councilmember Ottley moved, Councilmember M. Welling seconded, to pass Ordinance 19-04 on third and final reading.

ORDINANCE 19-04: AN ORDINANCE APPROVING AND AUTHORIZING THE FINAL PLAT FOR THE STERLING ADDITION, LOCATED IN THE CITY OF EVANSTON, WYOMING, BEING MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, the subdivider, Herbert R Weston, has made application to the governing body of the City of Evanston, Wyoming for approval and authorization of the proposed subdivision entitled the Sterling Addition, located within the City of Evanston, Wyoming; and

WHEREAS, the City of Evanston finds that all of the requirements of Section 22, "Subdivision Regulations" of the Code of the City of Evanston, have been complied with, including notice of hearings and hearings thereof;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EVANSTON, WYOMING, THAT:

Section 1. The final plat of the Sterling Addition is hereby approved, accepted and authorized and described in particularity as follows, to-wit:

"Sterling Addition" is a subdivision of Lot 1, Block 1 of the Weston Addition, in the City of Evanston, Uinta County, Wyoming, said "Sterling Addition" being more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 1, running thence the following fifteen (15) courses along the boundary thereof:

thence N 0°14'00" W, 300.50 feet;
thence N 0°14'00" W, 110.52 feet;
thence S 74°38'16" E, 89.49 feet;
thence S 69°36'51" E, 224.25 feet;
thence S 58°52'31" E, 156.83 feet;
thence S 76°23'29" E, 232.43 feet;
thence S 81°00'12" E, 176.67 feet;
thence N 87°00'42" E, 200.16 feet;
thence S 5°58'00" W, 284.42 feet;
thence N 84°02'00" W, 141.27 feet;
thence N 5°58'00" E, 24.77 feet to the Point of Curvature of a non-tangent curve concave to the South, from which the radius point bears S 6°04'29" W, 2939.93 feet;

thence Westerly 182.41 feet along the arc of said curve, through a central angle of 3°33'13", the long chord of which bears N 85°42'10" W, 182.38 feet to the Point of Curvature of a non-tangent curve concave to the South, from which the radius point bears S 18°46'00" E, 857.20 feet;

thence Westerly 106.07 feet along the arc of said curve, through a central angle of 7°05'22", the long chord of which bears S 67°41'19" W, 106.00 feet;

thence N 13°59'58" W, 152.06 feet;

thence S 86°28'00" W, 546.18 feet to the **POINT OF BEGINNING**.

Said "Sterling Addition" containing 6.397 acres, more or less.

Section 2. The Mayor and City Clerk of the City of Evanston are hereby authorized and directed to enforce the mandates of Chapter 22 of the Code of the City of Evanston, referring to the payment of necessary fees and land dedication requirements by the subdivider and the filing of the final plat with the County Clerk of Uinta County, Wyoming as by law required.

PASSED AND APPROVED on First Reading this 2nd day of April, 2019.

PASSED AND APPROVED on Second Reading this 16th day of April, 2019.

PASSED AND APPROVED on Third and Final Reading this 7th day of May, 2019.

CITY OF EVANSTON, WYOMING

Kent H. Williams, Mayor

ATTEST:

Nancy Stevenson, City Clerk

The motion passed unanimously on third and final reading with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Resolution 19-20

Councilmember Perkes introduced Resolution 19-20. Councilmember Perkes moved, Councilmember D. Welling seconded, to adopt Resolution 19-20.

RESOLUTION 19-20(A): A RESOLUTION AUTHORIZING THE EXECUTION OF A SUBDIVIDER CONTRACT WITH YELLOW CREEK RANCH COMPANY, INC. TO CONSTRUCT THE IMPROVEMENTS FOR THE RIDGECREST 5th ADDITION, A SUBDIVISION IN THE CITY OF EVANSTON, WYOMING.

WHEREAS, pursuant to Chapter 22 of Evanston City Code all subdividers must construct certain improvements such as streets, sewers, water lines and other public facilities; and

WHEREAS, Chapter 22, of the Evanston City Code requires the Subdivider to reimburse the City of Evanston for the actual cost of repairs to the improvements for one (1) year from the date of acceptance of the final plat or completion of the Improvements, whichever is later, and;

WHEREAS, Chapter 22 of the Evanston City Code also provides for security for the City to assure the above described Improvements shall be completed, by requiring the Subdivider to deposit with the City a guarantee in the amount of not more than 150 percent of the estimated cost of the improvements; and

WHEREAS, the City and Yellow Creek Ranch Company, Inc. have negotiated an Agreement to install the required improvements and provide a guarantee for their completion;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Evanston, Wyoming as follows:

Section 1. The City of Evanston is authorized to enter into a Subdividers Agreement with Yellow Creek Ranch Company, Inc., a Wyoming corporation, for the Ridgecrest 5th Addition, a copy of which is attached hereto.

Section 2. The Mayor is authorized to sign and the City Clerk attest said Agreement on behalf of the City.

PASSED, APPROVED AND ADOPTED this 7th day of May, 2019.

Kent H. Williams, Mayor

ATTEST:

Nancy Stevenson, City Clerk

The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Resolution 19-21

Councilmember D. Welling introduced Resolution 19-21. Councilmember D. Welling moved, Councilmember M. Welling seconded, to adopt Resolution 19-21.

RESOLUTION 19-21: A RESOLUTION AUTHORIZING THE EXECUTION OF A SUBDIVIDER CONTRACT WITH HERBERT R. WESTON TO CONSTRUCT THE IMPROVEMENTS FOR THE STERLING ADDITION, A SUBDIVISION IN THE CITY OF EVANSTON, WYOMING.

WHEREAS, pursuant to Chapter 22 of Evanston City Code all subdividers must construct certain improvements such as streets, sewers, water lines and other public facilities; and

WHEREAS, Chapter 22, of the Evanston City Code requires the Subdivider to reimburse the City of Evanston for the actual cost of repairs to the improvements for one (1) year from the date of acceptance of the final plat or completion of the Improvements, whichever is later, and;

WHEREAS, Chapter 22 of the Evanston City Code also provides for security for the City to assure the above described Improvements shall be completed, by requiring the Subdivider to deposit with the City a guarantee in the amount of not more than 150 percent of the estimated cost of the improvements; and

WHEREAS, the City and Herbert R. Weston have negotiated an Agreement to install the required improvements and provide a guarantee for their completion;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Evanston, Wyoming as follows:

Section 1. The City of Evanston is authorized to enter into a Subdividers Agreement with Herbert R. Weston, a Wyoming corporation, for the Sterling Addition, a copy of which is attached hereto.

Section 2. The Mayor is authorized to sign and the City Clerk attest said Agreement on behalf of the City.

PASSED, APPROVED AND ADOPTED this 7th day of May, 2019.

Kent H. Williams, Mayor

ATTEST:

Nancy Stevenson, City Clerk

The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Resolution 19-22

Councilmember Lynch introduced Resolution 19-22. Councilmember Lynch moved, Councilmember Perkes seconded, to adopt Resolution 19-22.

RESOLUTION 19-22: RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF A CONDITIONAL SALE AGREEMENT AND ADDENDUM WITH YAMAHA MOTOR CORPORATION, U.S. A. TO PURCHASE GOLF CARTS FOR USE ON THE PURPLE SAGE MUNICIPAL GOLF COURSE.

WHEREAS, the City of Evanston has a need to replace the golf carts being used on the Purple Sage Municipal Golf Course; and

WHEREAS, Yamaha Motor Corporation, U.S.A. has made the best proposal to the City to replace the golf carts;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF EVANSTON, WYOMING THAT:

Section 1: The Mayor is hereby authorized to execute, and the City Clerk attest, on behalf of the City of Evanston, the Conditional Sale Agreement and Addendum between the City of Evanston and Yamaha Motor Corporation, U.S.A., a copy of which is attached hereto, to purchase golf carts for use on the Purple Sage Municipal Golf Course.

PASSED, APPROVED AND ADOPTED this 7th day of May, 2019.

Kent H. Williams, Mayor

ATTEST:

Nancy Stevenson, City Clerk

The motion passed unanimously with 7 yes votes: Williams, Lynch, Ottley, Perkes, D. Welling, Sellers, M. Welling.

Comments/Remarks

Dennis Boal and Nancy Stevenson both congratulated Rocco O'Neill on his appointment as Community Development Director and welcomed him to the City Staff.

Rocco O'Neil thanked the Mayor and Council for his appointment and also thanked everyone for their support.

Trudy Lym reminded everyone that Cinco de Mayo is on Saturday at the Machine Shop.

Public Participation

Fred Zeck address the Mayor and City Councilmembers regarding his concerns with inattentive driving.

Adjournment

With no further business to be conducted at this time Mayor Williams adjourned the meeting at 6:22 p.m.

Kent H. Williams, Mayor

Nancy Stevenson, City Clerk