

EVANSTON CITY COUNCIL
First Regular Meeting
August 5, 2014

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

Dennis Boal led those in attendance in the pledge of allegiance to the Flag.

The roll was called and with a quorum being present, Mayor Joy Bell 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 Bell; Councilmembers Tim Lynch, Curtis Rex, Evan Perkes, David Welling, Saundra Meyers, and Wendy Schuler.

Staff members present at the start of the meeting were: City Attorney, Dennis Boal; Director of Administrative Services/City Clerk, Amy Grenfell; Director of Planning & Development, Paul Knopf; City Treasurer, Kathy Defa; City Engineer, Brian Honey; Police Chief, Jon Kirby; Director of Parks and Recreation, Dennis Poppinga; Public Works Director, Oop Hansen; Deputy City Clerk, Nancy Stevenson; and Associate Planner, DuWayne Jacobsen. A group of interested citizens were also present.

Approve Agenda

Councilmember Welling moved, Councilmember Meyer seconded, to approve the agenda. The motion passed unanimously with 7 yes votes: Bell, Lynch, Rex Perkes, Welling, Meyer, Schuler.

Approve Minutes

The official record of proceedings for the City Council Meeting held July 15, 2014, and a Special City Council Meeting held July 23, 2014 were approved as presented.

Bills

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

July 16, 2014 to August 5, 2014

VENDOR	FOR	AMOUNT
AXA Equivest	Payroll	2,004.49
Clerk of District Court	Payroll	307.05
FlexShare	Payroll	2,544.00
ING Life Insurance	Payroll	29.20
Orchard Trust	Payroll	546.12
Parks and Recreation	Payroll	164.71
Vantage Point	Payroll	1,081.97
Wells Fargo	Payroll	192.00
Payroll	Payroll	117,621.86
EFTPS	Payroll	44,142.43
Evanston Chamber of Commerce	Awards	250.00
Wright Express	Fuel	16,738.29
Bridgestone Golf	Supplies	783.00
Beacon Services	Repairs	292.50
Dennis M. Boal	Services	5,360.00
Civic Plus	Website	2,234.38
Cazin's	Supplies	2,844.38
CD's Electric	Electrical	192.00
Cassidy's Critter Control	Services	50.00
William Combs	Refund	1,500.00
Verizon Wireless	Cell Phones	788.33
Boot Barn	Safety Boots	337.97
Crum Electric	Supplies	1,581.00
Deru's Glass	Repairs	106.50
Easy Picker Golf Product	Supplies	254.02
Ellingford's	Cement	2,042.19
Chemtech-Ford Laboratories	Testing	138.00
Executech	Maintenance/Equipment	8,728.54
Entenmann-Rovin Company	Supplies	686.90
Evanston Parks & Recreation	Reimbursement	25,584.97
Ferguson Enterprises	Parts	1,018.27
Fastenal	Parts	11.52
Freeway Tire	Tires	1,366.04
Flowtech	Repairs	2,166.32
Good to Grow	Supplies	252.76

Murdoch's	Supplies	1,772.83
Green Source	Supplies	1,298.50
Harrington Industrial Plastics	Parts	32.61
Hogan & Associates	Contract	195,989.26
Hutchinson Oil	Fuel	2,526.76
Evanston Regional Hospital	Testing	60.55
Intermountain Concrete	Supplies	435.60
Kallas Automotive	Parts	1,865.21
Kellerstrass Oil	Oil	497.43
Lincoln County Sheriffs Office	Prisoner Care	1,800.00
Mobile Golf Services	Parts	961.07
Morcon Industrial	Supplies	1,189.46
Mtn West Business Solutions	Contract	701.21
Questar Gas	Utilities	351.50
Mountainland Supply	Parts	476.00
NGL Connection	Equipment/Repairs	877.85
North American Directory Service	Ad	275.00
Northwest Scientific	Supplies	1,822.26
Office Products Dealer	Supplies	920.00
Staker & Parson Companies	Asphalt	3,027.10
PC Innovation	Equipment	1,800.00
City of Evanston	Reimbursement	170.19
Ping	Supplies	2,300.86
Porter's Fireworks	Contract	2,424.88
Real Kleen	Services/Supplies	3,845.06
Rip's Grocery	Propane	24.07
Rocket Sanitation	Services	160.00
SCI Inc	Contract	309,086.47
Skaggs Companies	Supplies	168.14
Smith's Food & Drug	Supplies	978.47
Superior Rental	Parts	209.35
T Bar S Body Shop	Repairs	280.50
Tom's HVAC	Repairs	135.00
Turf Equipment	Parts	66.00
Uinta County Fire Protection	Contract	50,757.66
Uinta County Herald	Ads	345.06
Uinta County Sheriff's Office	Equitable Sharing	5,627.50
Uinta County Solid Waste	Landfill Fees	19,305.60
Union Pacific Railroad	Rent	100.00
Incontact	Utilities	359.59
UNC Loveland Center	Tuition	390.00
Vulcan Industries	Supplies	704.00
Century Link	Utilities	2,026.39
Rocky Mountain Power	Utilities	19,555.75
VFW Flag Fund	Flags	670.00
WalMart	Supplies	1,370.99
Westar	Printing	345.50
Watertech	Supplies	5,280.00
White Mountain Lumber	Supplies	206.13
Wyoming Dept of Employment	Unemployment	1,143.00
Wyoming Financial Insurance	Insurance	748.93
One-Call of Wyoming	Services	145.50
Wyo Public Health Laboratory	Testing	240.00
Wyoming State Historical Society	Membership	45.00
Richo	Contract	214.72
Yamaha Motor Corp	Contract	3,281.75
John Reid & Associates	Tuition	1,650.00
Uinta County Public Health	Vaccinations	148.00
Creative Ink Images	Supplies	345.00
Independent Software Solutions	Supplies	88.20
JC Golf Accessories	Supplies	1,880.63
Swire Coca Cola	Supplies	250.32
Eisinger-Smith	Supplies	480.96
Golden Rule	Services	45.00
A-1 Fire Sprinklers	Maintenance	795.00
Utility Bill Solutions	Services	289.62
Cy Thorup	Refund	24.60
Trent Fleming	Refund	690.30
Kevin or Joyce Adams	Refund	100.00
Dave Lowe	Refund	450.00
Ronald Bickel	Refund	93.52
Kathryn Alexander	Refund	750.00
Rex Gil	Refund	250.00
Daniel Smith	Refund	200.00
Shipping Plus	Shipping	83.95

Joe Archuleta Ellsworth Paulsen Construction	Interpreter Fees Repairs	100.00 9,553.76
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The motion passed unanimously with 7 yes votes: Bell, Lynch, Rex Perkes, Welling, Meyer, Schuler.

Council Comments

The Mayor and several of the Councilmembers spoke of the many event that took place during the last couple of weeks, such as; The Uinta County Fair, Roundhouse and Railyard Festival, the annual Downtown Sidewalk Sale, Golf Tournaments, annual Car Cruise, Farmers Market, and the Horse Racing. They thanked all those involved in these wonderful events. They also mentioned the upcoming Tour of Utah events, concerts at Depot Square and other events that will be taking place in the near future.

EXCEL! Award Presentation

DuWayne Jacobsen, CERC (City of Evanston Recognition Committee) Vice Chairperson, recognized Joe Cox and Jason Hatch for their outstanding work to prepare the Evanston City Cemetery for Memorial Day Weekend. They were each presented with a certificate, an EXCEL! mug and coaster, an EXCEL! challenge coin, and a monetary award.

Public Hearing/Liquor License Transfer/3B Sinclair

City Attorney, Dennis Boal conducted a public hearing to solicit public comment regarding the application for a transfer of ownership of a Retail Liquor License from Bonnie J. Alexander dba: Veranda Bar to Maverik, Inc., dba: Maverik #162. Licensing Manager, Holly Robb spoke in favor of the application and explained the reason for the transfer. Maverik Regional Supervisor, Chris Reynard also spoke in favor of the applications and explained Maverik's Alcohol Certification Training. No one else addressed the issue and Mr. Boal closed the hearing.

Transfer of Ownership/Liquor License/Maverik #162

Councilmember Schuler moved, Councilmember Lynch seconded, to approve the transfer of ownership of a Retail Liquor License from Bonnie J. Alexander dba: Veranda Bar to Maverik, Inc., dba: Maverik #162. The motion passed unanimously with 7 yes votes: Bell, Lynch, Rex, Perkes, Welling, Meyer, Schuler.

Consent Agenda

Councilmember Welling moved, Councilmember Meyer seconded, to approve the following on the Consent Agenda: A Street Closure and Open Container Permit requested by Evanston Main Street Promotions for Evanston's third annual "Main Street Amazing Race", on Main Street from 9th Street to 11th Street, on Thursday, August 21, 2014, from 4:30 p.m. to 8:30 p.m.

Final Acceptance/Payment Retainage/Medical Office Building Project

Councilmember Perkes moved, Councilmember Lynch seconded, to authorize final acceptance and payment of retainage to Hogan & Associates Builders for the Medical Office Building Project.

Councilmember Schuler moved, Councilmember Lynch seconded, to amend the motion as follows: to authorized final acceptance and issue payment of retainage to Hogan & Associates Builders for the Medical Office Building Project on the day after the final publication. The motion passed unanimously with 7 yes votes: Bell, Lynch, Rex Perkes, Welling, Meyer, Schuler.

Resolution 14-54

Councilmember Meyer introduced Resolution 14-54. Councilmember Meyer moved, Councilmember Rex seconded, to adopt Resolution 14-54.

Resolution 14-54: A RESOLUTION APPROVING AND AUTHORIZING THE FINAL PLAT FOR THE MANDER ADDITION, A SUBDIVISION WITHIN THE CITY OF EVANSTON, WYOMING AS MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, Jeffrey Prybylowski and Doreen Prybylowski, (the "Subdivider"), has made application to the governing body of the City of Evanston, Wyoming for approval and authorization of the proposed subdivision entitled the Mander Addition, a subdivision located within the City of Evanston, Wyoming; and

WHEREAS, the City of Evanston finds that said subdivision is a minor subdivision and can be approved pursuant to Section 22-10 of the Evanston City Code.

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

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

A subdivision of Lot 3, Block 1 of Aspen Groves III, Phase II, in the City of Evanston, Uinta County, Wyoming, as said Lot 3 is shown on the Lot Line Adjustment Plat, Reception No. 121959 of the Uinta County Records, said "Mander Addition" being more particularly described as follows:

BEGINNING at the Southeast corner of said Lot 3, running thence the following six (6) courses along the boundary thereof:

S 54°41'35" W, 456.09 feet;
thence N 27°54'45" W, 398.15 feet;
thence N 59°36'36" E, 235.72 feet;
thence S 35°18'25" E, 254.63 feet;
thence N 54°41'35" E, 170.00 feet;
thence S 35°18'25" E, 120.00 feet to the POINT OF BEGINNING.

Said "Mander Addition" containing 2.775 acres, more or less.

Section 2. The Mayor and City Clerk are hereby authorized and directed to enforce the mandates of chapter 22 of the Code of the City of Evanston with regard to the filing of the final plat with the County Clerk of Uinta County, Wyoming as by law required.

PASSED, APPROVED AND ADOPTED the 5th day of August, 2014.

Joy Bell, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

Resolution 14-55

Councilmember Rex introduced Resolution 14-55. Councilmember Rex moved, Councilmember Welling seconded, to adopt Resolution 14-55.

Resolution 14-55: A RESOLUTION APPROVING AND AUTHORIZING A REVISED FINAL PLAT FOR THE FED EX ADDITION, A SUBDIVISION WITHIN THE CITY OF EVANSTON, WYOMING AS MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, the governing body for the City of Evanston has previously approved a Final Plat for the Fed Ex Addition to the City of Evanston in Resolution 13-41 on July 2, 2013; and;

WHEREAS, there is a need to approve a revised plat for the Fed Ex Addition to reflect the current of owner of the property, ARC FEEVSWY001, LLC, a Delaware limited liability company and the indication of a private sewer line;

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

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

BEGINNING at the Southwest Corner of said Lot 5, running thence S 50°19'03" W, 20.00 feet to the centerline of the vacated Heritage Street;
thence N 39°48'00" W, 293.39 feet along said centerline;
thence N 39°48'00" W, 40.00 feet;
thence N 40°26'27" W, 275.69 feet to the Northwest Corner of said Lot 5;
thence, the following 7 courses along the boundary of said Lot 5, N 60°25'37" E, 5.90 feet to the point of curvature of a curve concave to the Southeast having a radius of 1105.92 feet;
thence Easterly 314.84 feet along the arc of said curve through a central angle of 16°18'40", the long chord of which bears N 68°34'17" E, 313.77 feet;
thence N 76°48'01" E, 183.49 feet to the point of curvature of a curve concave to the Southwest having a radius of 50.00 feet;
thence Southeasterly 78.56 feet along the arc of said curve through a central angle of 90°01'43", the long chord of which bears S 58°17'08" E, 70.73 feet;
thence S 13°15'00" E, 200.13 feet to the point of curvature of a curve concave to the West having a radius of 327.50 feet;
thence Southwesterly 362.77 feet along the arc of said curve through a central angle of 63°28'01", the long chord of which bears S 18°29'32" W, 344.51 feet;
thence S 50°19'03" W, 84.46 feet to the POINT OF BEGINNING.
Said Fed Ex Addition containing 5.002 acres more or less.

Section 2. The Mayor and City Clerk are hereby authorized and directed to enforce the mandates of chapter 22 of the Code of the City of Evanston with regard to the filing of the revised final plat with the County Clerk of Uinta County, Wyoming as by law required.

Section 3. The prior approval of the Final Plat for the Fed Ex Addition by the governing body of the City of Evanston which was set forth in Resolution 13-41 on July 2, 2013, is hereby revoked and of no further force and effect.

PASSED, APPROVED AND ADOPTED the 5th day of August, 2014.

Joy Bell, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

Resolution 14-56

Councilmember Schuler introduced Resolution 14-56. Councilmember Schuler moved, Councilmember Perkes seconded, to adopt Resolution 14-56.

Resolution 14-56: A RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF A CONTRACT FOR FISCAL YEAR 2015 WITH THE WYOMING DIVISION OF VICTIM SERVICES TO ENABLE THE POLICE DEPARTMENT TO OBTAIN GRANT FUNDS TO CONTINUE THE SERVICES OF A SPANISH-SPEAKING ADVOCATE FOR VICTIMS.

WHEREAS, the City of Evanston Police Department has been awarded a grant from the Wyoming Division of Victim Services which shall be used to continue the services of a Spanish-speaking advocate for victims to assist the Department in the prevention and prosecution of domestic violence and sexual assault cases;

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

Section 1. The Mayor is hereby authorized to sign a Contract for Fiscal Year 2015 with the Wyoming Division of Victim Services to enable the Evanston Police Department to obtain a grant funds to continue the services of a Spanish-speaking advocate.

PASSED, APPROVED AND ADOPTED the 5th day of August, 2014.

Joy Bell, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

Resolution 14-57

Councilmember Lynch introduced Resolution 14-57. Councilmember Lynch moved, Councilmember Welling seconded, to adopt Resolution 14-57.

Resolution 14-57: RESOLUTION OF THE GOVERNING BODY OF THE CITY OF EVANSTON, WYOMING, RATIFYING THE EXECUTION OF A BUSINESS READY GRANT AND LOAN PROGRAM GRANT AGREEMENT BETWEEN THE WYOMING BUSINESS COUNCIL AND THE CITY OF EVANSTON TO FUND A COMMUNITY ENHANCEMENT PROJECT KNOWN AS BEAR MEADOW.

WHEREAS, the governing body of the City of Evanston has determined that developing a useable natural open space in the Bear River Greenway, to be know as Bear Meadow, will create recreation opportunities, improve the visual esthetics of the area and improve the business climate of the area; and

WHEREAS, the City has received a community enhancement grant from the Wyoming Business Council to assist in the construction of the project;

WHEREAS, the City needs to execute the attached Business Ready Grant and Loan Program Grant Agreement between the Wyoming Business Council and the City of Evanston to receive the funds;

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

Section 1: The City of Evanston hereby approves and ratifies the execution of the attached Business Ready Grant and Loan Program Grant Agreement between the Wyoming Business Council and the City of Evanston to fund the Bear Meadow Enhancement Project located within the Bear River Greenway in the City of Evanston.

PASSED, APPROVED AND ADOPTED the 5th day of August, 2014.

Joy Bell, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

Resolution 14-58

Councilmember Meyer introduced Resolution 14-58. Councilmember Meyer, Councilmember Welling, to adopt Resolution 14-58.

Resolution 14-58: RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF A AGREEMENT WITH STAKER PARSON COMPANIES FOR THE COMPLETION OF ALL WORK NECESSARY FOR THE 2014 STREET OVERLAY PROJECT.

WHEREAS, there is a need to overlay certain streets within the City of Evanston; and

WHEREAS, Staker Parson Companies has submitted the low bid for the project; and

WHEREAS, the City of Evanston and Staker Parson Companies are prepared to enter into an agreement whereby Staker Parson Companies will provide all materials and labor specified in the plans and specifications and the bid documents for the completion of the 2014 Street Overlay Project; and

WHEREAS, the City of Evanston and Staker Parson Companies have set their agreement in writing, a copy of which is attached hereto:

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 Agreement between the City of Evanston, as Owner, and Staker Parson Companies, as Contractor, for completion of all work necessary to construct and complete the 2014 Street Overlay Project.

PASSED, APPROVED AND ADOPTED the 5th day of August, 2014.

Joy Bell, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

Comments/Remarks

Paul Knopf thanked the Mayor, Councilmembers, City Staff, and citizens for all their help with the Tour of Utah event that will be happening this Thursday and Friday.

Brian Honey gave a report and update on the Water Treatment Tank Project.

Public Participation

Clarence Vranish addressed the Mayor and Councilmembers and encouraged them to consider moving "Public Participation" to the first part of the meeting.

Adjournment

With no further business to be conducted at this time Mayor Bell adjourned the meeting at 7:03 p.m.

Joy Bell, Mayor

Amy L. Grenfell, City Clerk