

EVANSTON CITY COUNCIL
Second Regular Meeting
July 21, 2015

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

Councilmember Welling 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, Andy Kopp, Evan Perkes, David Welling, Sandra Meyers. Councilmember Wendy Schuler was excused.

Staff members present at the start of the meeting were: City Attorney, Dennis Boal; Director of Administrative Services/City Clerk, Amy Grenfell; City Treasurer, Kathy Defa; Director of Planning & Development, Paul Knopf; City Engineer, Brian Honey; Public Works Director, Oop Hansen; Assistant Director of Parks and Recreation, Jay Dee Nielsen; Deputy City Clerk, Nancy Stevenson; and Police Lieutenant, Rhett Groll. Police Chief, Jon Kirby and Director of Parks and Recreation, Dennis Poppinga were excused. 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 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Approve Minutes

The official record of proceedings for the City Council Meeting held July 7, 2015 and a Work Session held July 14, 2015 was approved as presented.

Bills

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

July 8, 2015 to July 21, 2015

VENDOR	FOR	AMOUNT
AXA Equivest	Payroll	2,654.11
Beneficial Life Insurance	Payroll	269.68
Blue Cross Blue Shield	Payroll	121,440.80
Delta Dental	Payroll	7,440.50
FlexShare	Payroll	2,942.50
ING Life Insurance	Payroll	29.20
IRS Tax Deposit	Payroll	37,972.92
NCPERS	Payroll	64.00
Orchard Trust	Payroll	566.12
Parks and Recreation	Payroll	182.16
The Hartford	Payroll	216.80
Uinta County Court	Payroll	635.52
United Way	Payroll	6.00
Utah Child Support	Payroll	181.01
Vantage Point	Payroll	851.14
Vision Service Plan	Payroll	1,122.19
WEBT	Payroll	968.00
Wells Fargo	Payroll	216.00
Wyoming Dept of Employment	Payroll	9,971.24
Wyoming Retirement	Payroll	45,922.02
Payroll	Payroll	109,228.33
Ascent Construction	Contract	83,685.10
All West	Internet	1,230.90
Ameri Tech Equipment	Parts	140.27
BBB Pest Control	Services	110.00
Dennis M. Boal	Services	5,656.00
Caselle	Support/Maintenance	523.67
Cazin's	Supplies	1,142.09
CD's Electric	Electrical	593.10
City of Evanston	Utilities	17,615.70
Verizon Wireless	Cell Phones	468.27
Boot Barn	Safety Boots	124.99
CCI Network	Utilities	109.41

Ellingford's	Cement	395.00
Evanston Chamber of Commerce	Awards	350.00
First Bank	Visa	114.43
Fastenal	Supplies	7.72
Freeway Tire	Tires	500.11
Kallas Automotive	Parts	647.66
Keith's Feed	Supplies	67.00
Modern Cleaners	Laundry Service	567.00
Morcon Industrial	Supplies	960.42
Mtn West Business Solutions	Contract	798.13
Questar Gas	Utilities	2,049.81
MailFinance	Equipment	2,558.10
Office Products Dealer	Supplies	344.00
Staker Parson Companies	Asphalt	568.97
Preston Sheets	Reimbursement	99.00
Proactive Sports	Supplies	131.77
Redi Services	Services	1,016.00
Rocket Sanitation	Services	243.00
Paul R. Skog	Services	6,146.00
Alsoc	Laundry Service	426.26
Twin D, Inc	Inspection	914.15
Uinta County Herald	Ads	418.41
Uinta County Solid Waste	Landfill Fees	19,563.00
Union Pacific Railroad	Land Lease	100.00
InContact	Utilities	219.32
Century Link	Utilities	2,871.67
Rocky Mountain Power	Utilities	42,772.97
UV Doctor	Parts	1,570.00
Wyoming Waste Systems	Services	262.13
Westar Printing	Printing	180.88
WAM	Registration	25.00
Wyoming Crime Victims Comp Fund	Victim Compensation	2,500.00
One-Call of Wyoming	Services	152.25
Wyoming Dept of Revenue	Sales/Use Tax	3,451.99
Dana Kepner	Parts	5,571.59
Wyo Dept of Transportation	Salt/Sand/Street Maintenance	13,364.91
USA Blue Book	Tools	288.83
Gateway Gourmet Catering	Meeting Supplies	283.20
David Mueske	Restitution	100.00
Tim Seahorn	Reimbursement	26.65
Daniel Combs	Refund	100.00
National Assoc of Field Training	Registration	650.00
Shanna Pentz	Refund	75.00
Gabriela Cazares	Refund	300.00
Steven Maune	Refund	100.00
Media Skills	Promotional	11,298.00
Wright Express	Fuel	14,841.62
Ron Peterson	Reimbursement	20.00

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Revenue & Expenditure Report

Councilmember Welling moved, Councilmember Meyers seconded, to approve the Revenue and Expenditure Report. The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Council Comments

Mayor Williams and Councilmember Kopp both congratulated Colten Kofoed and A.C. Martin for their outstanding showing at the National Highschool Rodeo Finals.

Councilmember Welling commented on the final rodeo of the Evanston Rodeo Series and thanked all those who put on that event. He also reminded everyone of the upcoming Uinta County Fair and the Brewfest.

Appointment to Boards

Mayor Williams made the following appointments to the Urban Renewal Board. Councilmember Perkes moved, Councilmember Welling seconded, to confirm the following appointments:

Urban Renewal Board

Leslie Lunsford - January 2019
Julie O'Connell - January 2020

The motion passed unanimously with 5 yes votes: Lynch, Kopp, Perkes, Welling, Meyer.

Public Hearing/Liquor License Transfer/J.B.'s Restaurant

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 Uinta Restaurants, Inc., dba: J.B.'s Restaurant to JB's Star Holding, Inc., dba: J.B.'s Restaurant. Larry Prestidge, manager of the restaurant spoke in favor of the application and explained the reason for the transfer. No one else addressed the issue and Mr. Boal closed the hearing.

Transfer of Ownership/Liquor License/J.B.'s Restaurant

Councilmember Welling moved, Councilmember Meyer seconded, to approve the transfer of ownership of a Retail Liquor License from Uinta Restaurants, Inc., dba: J.B.'s Restaurant to JB's Star Holding, Inc., dba: J.B.'s Restaurant. The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Public Hearing/Liquor License Transfer/Howard Johnson

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 Ashray Motel, LLC., dba: Howard Johnson to Summit Food and Beverage, LLC., dba: Howard Johnson. Donna Lapin and Jerrald Simon, new owners of the business both spoke in favor of the application and explained the reason for the transfer. No one else addressed the issue and Mr. Boal closed the hearing.

Transfer of Ownership/Liquor License/J.B.'s Restaurant

Councilmember Lynch moved, Councilmember Kopp seconded, to approve the transfer of ownership of a Retail Liquor License from Ashray Motel, LLC., dba: Howard Johnson to Summit Food and Beverage, LLC., dba: Howard Johnson. The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Public Hearing/All West/Franchise

City Attorney, Dennis Boal conducted a public hearing to provide information and receive public input, comment and concerns regarding the renewal and or extension of the Franchise Ordinances permitting All West/Wyoming, Inc., to construct, maintain, operate, use and furnish to the public a cable communications system and telephone system within all streets, alleys and utility easements granted or dedicated to or by the City. Jack Walkenhorst, with All West addressed the governing body and answered questions. Allan Hansen Kathy Defa both voiced concerns they have had relating to the City of Evanston's services with All West. Kathy Defa also voiced concern and problems she has had at her residence.

Consent Agenda

Councilmember Welling moved, Councilmember Meyer seconded, to approve the following Consent Agenda: A Street Closure Permit requested by 1st Bank for a fundraiser the Hungry Children's Backpack Program on Friday, August 21, 2015 on 10th Street from Main Street to the Alley between Main and Center Streets, from 8:00 a.m. to 5:00 p.m.; and A Limited Malt Beverage Permit requested by the Evanston Volunteer Firefighters, Inc., for the annual Demolition Derby to be held at the Uinta County Fairgrounds on Saturday, September 12, 2015 from 4:00 p.m. to 10:00 p.m. The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-44

Councilmember Lynch introduced Resolution 15-44. Councilmember Lynch moved, Councilmember Kopp seconded, to adopt Resolution 15-44.

Resolution 15-44: A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE BEAR RIVER MODELERS TO CONSTRUCT A CROSSWIND RUNWAY ONTO CITY PROPERTY FOR USE BY USERS OF THE MODEL AIRPLANE RUNWAY FACILITY.

WHEREAS, Bear River Modelers has previously entered into a Use Agreement with the city to enable the Club to construct and use a runway for model airplanes on city property; and

WHEREAS, Bear River Modelers has requested that it be permitted to construct an additional crosswind runway onto the property;

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

Section 1. The City of Evanston hereby authorizes and grants permission for Bear River Modelers to construct a crosswind runway onto the city property being used for model airplanes.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-45

Councilmember Meyer introduced Resolution 15-45. Councilmember Meyer moved, Councilmember Welling seconded, to adopt Resolution 15-45.

Resolution 15-45: RESOLUTION OF THE GOVERNING BODY OF THE CITY OF EVANSTON, WYOMING, PROHIBITING THE USE OF E-CIGARETTES IN ALL BUILDINGS OWNED BY THE CITY.

WHEREAS, the governing body for the City of Evanston has determined that prohibiting the use of e-cigarettes in city buildings is in the public's interest;

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

Section 1: The use of e-cigarettes and similar devices in all city buildings is prohibited.

Section 2: The Mayor and City Clerk are authorized to take all steps necessary to implement the above-described prohibition of the use of e-cigarettes and similar devices.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-46

Councilmember Lynch introduced Resolution 15-46. Councilmember Lynch moved, Councilmember Perkes seconded, to adopt Resolution 15-46.

Resolution 15-46: RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF A CONTRACT FOR SERVICES WITH THE VETERANS OF FOREIGN WARS POST 4280 TO SUPPORT THE AMERICAN FLAG PROGRAM IN THE CITY OF EVANSTON.

WHEREAS, the City of Evanston has traditionally contributed to the VFW Flag Program which displays the American Flag in the community on appropriate occasions;

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, of behalf of the City of Evanston, a Contract for Services with the Veterans of Foreign Wars Post 4280 to support the American Flag Program in the City of Evanston, a copy of which attached hereto.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-47

Councilmember Welling introduced Resolution 15-47. Councilmember Welling moved, Councilmember Kopp seconded, to adopt Resolution 15-47.

Resolution 15-47: A RESOLUTION OF THE CITY OF EVANSTON, WYOMING AUTHORIZING THE EXECUTION OF A SUB-AGREEMENT WITH THE EVANSTON CHAMBER OF COMMERCE TO ADMINISTER A TECHNICAL ASSISTANCE GRANT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM OF THE STATE OF WYOMING FOR THE DEVELOPMENT OF A BUSINESS TOOLS COMPONENT ON THE CHAMBER'S WEBSITE.

WHEREAS, the City has authorized an application on behalf of the Evanston Chamber of Commerce to obtain a Technical Assistance Grant under the Community Development Block Grant Program of the State of Wyoming to develop a business tools component on the Chamber's website to help foster economic development in the region; and

WHEREAS, it is necessary for the City and the Evanston Chamber of Commerce to enter into the attached Sub-Agreement in order to properly administer the grant and comply with the requirements of the Wyoming Business Council;

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

Section 1. The Mayor and City Clerk are authorized to sign and attest the attached Sub Agreement with the Evanston Chamber of Commerce to administer the Technical Assistance Grant for the development of a business tools component on the Chamber's website to help foster economic development in the region.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-48

Councilmember Welling introduced Resolution 15-48. Councilmember Welling moved, Councilmember Lynch seconded, to adopt Resolution 15-48.

Resolution 15-48: RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ARTS, INC. D/B/A YOUNG MUSICIANS TO PROVIDE MUSIC EDUCATION AND CULTURAL ACTIVITIES AND OPPORTUNITIES FOR THE YOUTH.

WHEREAS, the City of Evanston has a need to provide music education and cultural activities and opportunities; and

WHEREAS, the governing body of the City of Evanston recognizes that it benefits the citizens of the community to provide music education and cultural activities and opportunities for the youth of the community; and

WHEREAS, the Young Musicians was formed in part to provide such education and activities for the youth of the community, including the low-income and disadvantaged youth of the City of Evanston, Wyoming;

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, and Arts, Inc. D/B/A Young Musicians for educational, cultural activities and opportunities for youth in Evanston, Wyoming.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-49

Councilmember Perkes introduced Resolution 15-49. Councilmember Perkes moved, Councilmember Lynch seconded, to adopt Resolution 15-49.

Resolution 15-49: RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF A CONTRACT FOR SERVICES WITH THE EVANSTON CHAMBER OF COMMERCE.

Councilmember Meyers moved, Councilmember Welling seconded, to table Resolution 15-49 to the next regular meeting on August 4, 2015. The motion passed with 5 yes votes: Williams, Lynch, Kopp, Welling, Meyer. 1 no vote: Perkes.

Resolution 15-50

Councilmember Welling introduced Resolution 15-50. Councilmember Welling moved, Councilmember Meyer seconded, to adopt Resolution 15-50.

Resolution 15-50: RESOLUTION AUTHORIZING THE CITY OF EVANSTON, WYOMING TO ENTER INTO AN AGREEMENT WITH COWBOY DAY'S, INCORPORATED, A NON-PROFIT CORPORATION FOR PROFESSIONAL SERVICES TO PROMOTE TOURISM WITHIN THE CITY OF EVANSTON BY PROVIDING THE COWBOY DAYS RODEO.

WHEREAS, the City of Evanston desires to increase tourism within the community, and Cowboy Day's, Incorporated, a non-profit promotes tourism within the community by providing the Cowboy Days Rodeo; and

WHEREAS, the City and the Cowboy Day's, Incorporated, a non-profit corporation, have negotiated an agreement to carry out the Cowboy Days Rodeo, 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 sign, and the City Clerk is hereby authorized to attest, the Contract for Services to provide the Cowboy Days Rodeo within the City of Evanston, between the City of Evanston and Cowboy Day's, Incorporated, a non-profit corporation, a copy of which is attached hereto, setting forth the terms and conditions between the parties.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-51

Councilmember Lynch introduced Resolution 15-51. Councilmember Lynch moved, Councilmember Kopp seconded, to adopt Resolution 15-51.

Resolution 15-51: RESOLUTION AUTHORIZING THE CITY OF EVANSTON, WYOMING TO ENTER INTO AN AGREEMENT WITH EVANSTON RODEO SERIES, A NON-PROFIT CORPORATION FOR PROFESSIONAL SERVICES TO PROMOTE THE USE OF THE UNTA COUNTY FAIRGROUNDS WITHIN THE CITY OF EVANSTON BY PROVIDING THE EVANSTON RODEO SERIES.

WHEREAS, the City of Evanston desires to promote tourism within the community, and the Evanston Rodeo Series, a non-profit corporation has submitted a proposal to the City which would increase tourism within the community by promoting and increasing the use of the Uinta County Fairgrounds located within the City through the Evanston Rodeo Series; and

WHEREAS, the City and the Evanston Rodeo Series, a non-profit corporation have negotiated an agreement to promote the use of the County Fairgrounds, 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 sign, and the City Clerk is hereby authorized to attest, the Contract for Professional Services to Provide the Evanston Rodeo Series within the City of Evanston, between the City of Evanston and the Evanston Rodeo Series, a non-profit corporation, a copy of which is attached hereto, setting forth the terms and conditions between the parties.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-52

Councilmember Perkes introduced Resolution 15-52. Councilmember Perkes moved, Councilmember Kopp seconded, to adopt Resolution 15-52.

Resolution 15-52: A RESOLUTION OF THE CITY OF EVANSTON, WYOMING AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE UNTA COUNTY HUMAN SERVICE BOARD TO PROVIDE HUMAN SERVICES FOR THE CITIZENS OF EVANSTON.

WHEREAS, the City of Evanston desires to assist, by providing funding, to the Uinta County Services Board, in the provision of human services for the citizens of the City of Evanston.

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 execute the Contractual Agreement with the Uinta County Human Services Board, a copy of which is attached hereto.

Section 2: The Mayor and City Clerk are authorized to sign and attest the agreement on behalf of the City of Evanston.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Resolution 15-53

Councilmember Lynch introduced Resolution 15-53. Councilmember Lynch moved, Councilmember Meyer seconded, to adopt Resolution 15-53.

Resolution 1553-: RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE EXECUTION OF A CONTRACT WITH UNTA ENGINEERING & SURVEYING, INC. TO PROVIDE THE ENGINEERING SERVICES DESCRIBED THEREIN FOR A SEWER REPLACEMENT PROJECT.

WHEREAS, the City of Evanston and Uinta Engineering & Surveying, Inc., have negotiated an agreement whereby Uinta Engineering & Surveying, Inc., will perform the services set forth in the Contract for the Sewer Replacement in Summit and 17th Street, and along County Road in the City of Evanston; and

WHEREAS, the City of Evanston and Uinta Engineering & Surveying, Inc. 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 Contract between the City of Evanston and Uinta Engineering and Surveying Inc., a copy of which is attached hereto, to provide engineering services necessary for the Sewer Replacement Project.

PASSED, APPROVED AND ADOPTED the 21st day of July, 2015.

Kent H. Williams, Mayor

ATTEST:

Amy L. Grenfell, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Lynch, Kopp, Perkes, Welling, Meyer.

Comments/Remarks

Brain Honey stated the Final Completion for the Boy and Girls Club addition was signed this week.

Amy Grenfell reminded everyone of the following events taking place this week; Farmers Market, Uinta County Fair, Brewfest, and Wyoming Downs racing.

Adjournment

With no further business to be conducted at this time Mayor Williams adjourned the meeting at 7:00 p.m.

Kent H. Williams, Mayor

Amy L. Grenfell, City Clerk