

**EVANSTON CITY COUNCIL**  
**First Regular Meeting**  
**September 1, 2015**

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

Councilmember Tim Lynch 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, David Welling, Saundra Meyer, and Wendy Schuler. Councilmembers Andy Kopp and Evan Perkes were excused.

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

**Approve Agenda**

**Councilmember Schuler moved, Councilmember Meyer seconded, to approve the agenda.** The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler.

**Approve Minutes**

**The official record of proceedings for the City Council Meeting held August 18, 2015 and a Work Session Meeting held August 25, 2015 were approved as presented.**

**Bills**

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

August 19, 2015 to September 1, 2015

<b>VENDOR</b>	<b>FOR</b>	<b>AMOUNT</b>
Payroll	Payroll	109,861.24
A+ Trophy	Supplies	10.00
Ascent Construction	Retainage Release	76,470.81
Cazin's	Supplies	228.36
CD's Electric	Electrical	1,596.60
Verizon Wireless	Cell Phones	775.17
Boot Barn	Safety Boots	94.99
Cummins Rocky Mountain	Maintenance	5,711.00
Deru's Glass	Supplies	63.85
Ellingford's	Cement	712.50
Chemtech-Ford Laboratories	Testing	200.00
Executech	Maintenance/Equipment	1,760.04
Energy Management	Repairs	3,107.50
Evanston Chamber of Commerce	Contract	9,820.00
Evanston Uinta County Airport	Contract	18,904.34
Foreup	Subscription	1,101.00
Fastenal	Supplies	27.49
Flare Construction	Contract	192,227.85
Freeway Tire	Tire	25.00
Harris Law Office	Contract	4,000.00
Hutchinson Oil	Fuel	2,357.05
Intermountain Sweeper	Parts	696.16
Jack's Truck & Equipment	Repairs	899.46
Kallas Automotive	Parts	1,510.63
Kellerstrass Oil	Oil	2,344.92
Larry King Golf	Supplies	175.00
Morcon Industrial	Supplies	210.93
Questar Gas	Utilities	1,748.99
Nalco Company	Supplies	36,986.16
MailFinance	Equipment	2,558.10
Office Products Dealer	Supplies	158.50
Staker Parson Companies	Asphalt	2,012.68
Ping	Supplies	3,640.14
Professional Systems Tech	Maintenance	360.00

Porter Muirhead Cornia Howard	Audit	30,000.00
Real Kleen Janitorial	Supplies	80.92
Remote Control Systems	Parts	908.46
Rip's Grocery	Supplies	9.45
Rocky Mountain Turf	Parts	912.65
Rail Pros	Services	4,384.00
Sensus Metering	Maintenance	6,812.42
Six States	Parts	46.11
Smith's Food & Drug	Supplies	796.98
Standard Plumbing	Parts	82.36
Superior Rental	Parts	625.99
Tom's HVAC	Repairs	531.14
TravisMathew LLC	Supplies	795.66
Titleist	Supplies	5,809.49
Turf Equipment	Parts	542.87
Twin D, Inc	Inspection	925.00
Uinta County Solid Waste	Landfill	19,395.30
Rocky Mountain Power	Utilities	5,628.85
WalMart	Supplies	1,001.34
WAMCAT	Membership	580.00
Westar Printing	Printing	258.00
Wheeler Machinery	Parts	4,303.34
Wasatch Controls	Repairs	352.50
White Mountain Lumber	Supplies	1,118.15
One-Call of Wyoming	Services	162.75
Yamaha Motor Corp	Contract	3,281.75
Heartland Kubota	Parts	42.46
J&J Nursery	Supplies	958.00
Saundra Meyer	Reimbursement	438.59
Teledyne Isco	Equipment	5,194.15
JC Golf Accessories	Supplies	224.79
Swire Coca Cola	Supplies	118.51
Wyo Dept of Transportation	Maintenance/Salt/Sand	19,935.86
Golden Rule	Promotional	345.30
Kenneth West	Reimbursement	836.81
Kelly & Lisa Sather	Restitution	158.20
Marlin Consulting	Registration	720.00
Frances Green	Reimbursement	420.00
Cody Tingey	Refund	250.00
Anthony Jordan	Restitution	309.60
Stahley Ranch	Repairs	2,049.17
Scott Faddis	Reimbursement	559.73
Steve Regan	Supplies	915.36
Best Western Dunmar	Rooms	319.96

The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler.

#### Council Comments

Councilmember Lynch welcomed Jay Dee Nielsen and recognized him as the new Director of Parks and Recreation.

Councilmember Welling reminded everyone of the various activities taking place this Labor Day Weekend.

Councilmember Schuler also mentioned the many activities that will be taking place this weekend. She congratulated Jay Dee Nielsen on taking over as the Director of Parks and Recreation and also thanked Dennis Poppinga for his many years of service to our community.

Mayor Williams echoed the comments made by the Councilmembers.

#### Public Hearing/Liquor License Renewals

A public hearing was conducted by City Attorney, Dennis Boal for all the applicants that filed for the renewal of their liquor licenses within the City of Evanston. Mr. Boal stated that all the applications have been reviewed by City Staff and the Wyoming Liquor Division. Notice for the hearing has been advertised for two consecutive weeks in the local newspaper and a notice has been posted at each place of business. Mr. Boal asked if there was any opposition or comments regarding any of the liquor license renewals. Ken Berscheit, license holder of Red Heart Creations, LLC., dba: Lotty's Liquor & Lounge addressed the Mayor and Councilmember requesting an additional year on his "parked" license. No one else addressed the issue and Mr. Boal closed the hearing.

### Retail Liquor License Renewal/Lotty's Liquor & Lounge

**Councilmember Lynch moved, Councilmember Meyer seconded, to renew the Retail Liquor License held by Red Heart Creations, LLC., dba: Lotty's Liquor & Lounge for an additional period, not to exceed one year.** The motion passed unanimously with 4 yes votes: Lynch, Welling, Meyer, Schuler. 1 no vote: Williams.

### Retail Liquor License Renewal/Gateway Grill

**Councilmember Schuler moved, Councilmember Welling seconded, to approve the renewal of the Retail Liquor License held by Gateway Gourmet Catering, LLC dba: The Gateway Grille at Purple Sage, contingent upon the reinstatement of their LLC with the Secretary of State by October 15, 2015.** The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler.

**Councilmember Meyer moved, Councilmember Schuler seconded, to renew the remainder of the Liquor Licenses within the City of Evanston as follows:**

<u>Applicant</u>	<u>Doing Business As</u>	<u>Type</u>
Rachel's, LLC	Kate's	Retail
B.A.D. Co., Inc.	Michael's Bar and Grill	Retail
The Last Outpost, Inc.	Don Pedro Family Mexican Restaurant	Retail
Yellow Creek Liquor, Inc.	Discount Liquor	Retail
Spanky's Bar, LLC	Spanky's Bar	Retail
Smith's Food & Drug Center, Inc.	Smith's #86	Retail
Guru Arjundevji, Inc.	3B Sinclair	Retail
The Golden Ticket, LLC	The Painted Lady Saloon	Retail
Fraternal Order of Eagles #2359	FOE #2359	Limited
Dunmar Inn, LLC	Legal Tender Lounge	Retail
Wyoming Downs OTB, LLC	Wyoming Downs OTB	Retail
V.F.W. Post 4280	V.F.W. Post 4280	Limited
BASK, Inc.	TC's Steakhouse	Bar & Grill
APE Wyoming, Inc.	Porter's TNT Fireworks	Retail
High Plains Pizza, Inc.	Pizza Hut #234	Restaurant
Five - K, Inc.	The Lincoln Highway Tavern	Retail
Tumblin Tumbleweeds, LLC	Tumblin Tumbleweeds	Bar & Grill
H.N.A., Inc.	Cowboy Joe's	Retail
Fraughton Enterprises, LLC	The Last Chance	Retail
Jolly Jacs, LLC	Kegger's Liquor & Beer	Retail
Maverik, Inc.	Maverik #162	Retail
Spirits of Red Mountain, Inc.	Spirits of Red Mountain	Retail
Luis Ibara	El Rancho Grande	Restaurant
Bon Rico, Inc.	Bon Rico	Retail
JBs Star Holdings, Inc.	J.B.'s Restaurant	Restaurant
R & R Station, LLC	R & R Station	Restaruant
Suds Brother, Inc.	Suds Brothers Brewery	Bar & Grill
Summit Food and Beverage, LLC	Howard Johnson	Resort
Main St. Deli, LLC	Main Street Deli	Restaurant

The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler.

### Consent Agenda

**Councilmember Welling moved, Councilmember Meyer seconded, to approve the following on the Consent Agenda: A Parade Route Permit requested by Evanston High School Student Council for the 2015 Homecoming Parade on Friday, September 25, 2015, beginning at 4:00 p.m. at Davis Middle School.** The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler.

### Resolution 15-56

**Councilmember Lynch introduced Resolution 15-56. Councilmember Lynch moved, Councilmember Meyer seconded, to adopt Resolution 15-56.**

Resolution 15-56: A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF EVANSTON ADOPTING THE UNTA COUNTY EMERGENCY OPERATIONS PLAN TO ADDRESS PREVENTION, PREPARATION, RESPONSE, RECOVERY AND MITIGATION OF THE EFFECTS OF EMERGENCIES AND DISASTERS.

WHEREAS, the purpose of the Uinta County Emergency Operations Plan, ("UCEOP") is to establish a framework for government, non-profit organizations and residents to address prevention, preparation, response, recovery and mitigation of the effects of emergencies and disasters; and

WHEREAS, the UCEOP establishes fundamental policies, strategies and assumptions for a countywide program that is guided by the principles of the National Incident Management System; and

WHEREAS, the UCEOP establishes a Concept of Operations spanning the direction and control of an emergency from initial monitoring through post disaster response, recovery and mitigation; and

WHEREAS, the UCEOP defines inter-agency and inter-government coordination mechanism to facilitate delivery of immediate response and recovery assistance;

WHEREAS, the UCEOP assigns specific functions to appropriate County and municipal agencies and organizations as well as outlines methods to coordinate the private sector, volunteer organizations, citizens and state and federal counterparts.

WHEREAS, the UCEOP identifies actions that County response and recovery organizations will take in coordination with municipal, state and federal counterparts as appropriate, regardless of the magnitude of the disaster; and

WHEREAS, ;the governing body for the City of Evanston has determined that it is in the public's interest to formally adopt the UCEOP.

NOW, THEREFORE, BE IT RESOLVED by the governing body for the City of Evanston, Wyoming, that it hereby adopts the Uinta County Emergency Operations Plan to address prevention, preparation, response, recovery and mitigation of the effects of emergencies and disasters in the City of Evanston, Wyoming.

PASSED, APPROVED AND ADOPTED the 1<sup>st</sup> day of September, 2015.

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Kent H. Williams, Mayor

ATTEST:

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Amy L. Grenfell, City Clerk

The motion passed unanimously with 5yes votes: Williams, Lynch, Welling, Meyer, Schuler.

#### **Resolution 15-57**

**Councilmember Schuler introduced Resolution 15-57. Councilmember Schuler moved, Councilmember Welling seconded, to adopt Resolution 15-57.**

Resolution 15-57: RESOLUTION OF THE CITY OF EVANSTON, WYOMING REQUESTING THE APPROVAL OF THE WYOMING DEPARTMENT OF TRANSPORTATION TO PLACE A "NO TRUCKS" SIGN AT THE NORTHEAST CORNER OF WASATCH DRIVE AND CONSTITUTION AVENUE IN EVANSTON, WYOMING.

WHEREAS, Section 12-47.1 of the Evanston City Code grants the authority to restrict the operation of trucks and truck tractors on any city street designated by the City Council; and

WHEREAS, the City Council has determined that truck traffic on Constitution Avenue should be restricted to local deliveries only, because of the residential use of the property along Constitution Avenue; and

WHEREAS, the City needs to obtain the approval of the Wyoming Department of Transportation, (WYDOT), to place a sign on Wasatch Drive, because Wasatch Drive is part of the State highway system;

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

Section 1: The City of Evanston hereby requests the approval of the Wyoming Department of Transportation to install a single, two-face sign, (type MUTCD, R5-2) at the Northeast corner of Wasatch Drive and Constitution Avenue indicating No Trucks except Local Delivery or similar wording approved by WYDOT. The sign shall be mounted on the retaining wall, be visible from both directions on Wasatch Drive, be installed with a minimum clearance of 7'above the sidewalk and shall otherwise comply with all WYDOT requirements.

Section 2: The Mayor, City Clerk and City Engineer are authorized to take all actions which may be necessary to obtain the approval of the Wyoming Department of Transportation to install the above-described sign.

PASSED, APPROVED AND ADOPTED the 1<sup>st</sup> day of September, 2015.

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Kent H. Williams, Mayor

ATTEST:

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Amy L. Grenfell, City Clerk

The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler.

**Final Acceptance & Payment/KMAC Building Addition**

**Councilmember Meyer moved, Councilmember Welling seconded, to authorize final acceptance and payment of retainage to Ascent Construction, Inc., for the K.M.A.C. Building Addition, Phase 2 Project.**  
The motion passed unanimously with 5 yes votes: Williams, Lynch, Welling, Meyer, Schuler

**Comments/Remarks**

Jay Dee Nielsen stated that he was excited to move forward with his new position and was also looking forward to working with everyone at the City.

**Adjournment**

With no further business to be conducted at this time Mayor Williams adjourned the meeting at 6:13 p.m.

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Kent H. Williams, Mayor

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Amy L. Grenfell, City Clerk