

**EVANSTON CITY COUNCIL  
Second Regular Meeting  
September 17, 2013**

The official record of proceedings of the second 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.

Cub Scout Troop 40 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, Sandra Meyer, and Wendy Schuler. Councilmembers Evan Perkes and David Welling were excused.

Staff members present at the start of the meeting were: City Attorney, Dennis Boal; Director of Administrative Services/City Clerk, Jim Davis; Director of Planning & Development, Paul Knopf; Police Chief, Jon Kirby; Public Works Superintendent, Oop Hansen; Deputy City Clerk, Nancy Stevenson; and Urban Renewal Coordinator, Jane Law. Director of Public Works/City Engineer, Brian Honey; City Treasurer, Kathy Defa; and Director of Parks and Recreation, Dennis Poppinga were excused. 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: Bell, Lynch, Rex, Meyer, Schuler.

**Approve Minutes**

**The official record of proceedings for the City Council Meeting held September 3, 2013 and a Work Session Meeting held September 10, 2013 were approved as presented.**

**Bills**

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

September 4, 2013 to September 17, 2013

VENDOR	FOR	AMOUNT
AXA Equivest	Payroll	1,959.64
Beneficial Life Insurance	Payroll	269.68
Blue Cross/Blue Shield	Payroll	110,994.15
Delta Dental	Payroll	5,760.95
Flexshare	Payroll	369.00
ING Life Insurance	Payroll	29.20
NCPERS	Payroll	80.00
Orchard Trust	Payroll	583.36
Parks & Recreation	Payroll	136.18
The Hartford	Payroll	196.30
Uinta County Court	Payroll	30.21
Vantage Point	Payroll	1,366.92
Vision Service Plan	Payroll	1,060.93
WEBT	Payroll	990.00
Wyoming Child Support	Payroll	288.00
Wyoming Retirement	Payroll	59,701.30
Wyoming Dept of Employment	Payroll	10,606.09
Payroll	Payroll	114,265.02
EFTPS	Payroll	37,710.17
Auto Zone	Parts	111.56
First Advantage	Testing	61.00
All West	Internet	719.02
Caselle	Support/Maintenance	523.67
Cazin's	Supplies	724.67
CD's Electric	Electrical	416.00
Cassidy's Critter Control	Services	55.00
City of Evanston	Utilities	33,106.36
Copy Cats	Printing	2,421.70
Course Trends	Website	295.00
Cummins Rocky Mountain	Maintenance	4,749.53
Ellingford's	Cement	1,327.76
Empire-West	Supplies	401.92

Evanston Parks & Recreation	Reimbursement	84,459.88
First Bank	Visa	12,911.80
Freeway Tire	Tires	5,039.36
Randy George	Reimbursement	109.95
Goble Sampson	Parts	3,723.00
Natalie Albrecht Green	Contract	80.00
Hach Company	Contract/Supplies	7,901.91
Nicholas Earl Horton	Contract	80.00
Sports World	Supplies	107.98
Evanston Regional Hospital	Testing	58.78
J-Bar Trucking	Freight	210.00
J-Bar Excavation	Top Soil	420.00
Kallas Automotive	Parts	596.15
Keith's Feed	Supplies	123.00
Lewis-Goetz & Company	Parts	293.32
Mobile Golf	Parts	982.02
Morcon Industrial	Supplies	772.28
Madden Media	Promotional	300.00
Myers/Anderson Architects	Services	16,506.00
Northern Lake Services	Testing	1,008.00
Office Products Dealer	Supplies	593.33
Pops Privy	Services	1,100.00
Jack B. Parsons Company	Asphalt	1,759.36
Rain for Rent	Supplies	1,790.96
Rocky Mountain Turf	Parts	312.18
Safety Supply & Sign	Signs	537.92
Skaggs Companies	Supplies	730.79
Paul R. Skog	Services	3,236.00
Stateline Metals	Repairs	3,105.34
Alsco	Laundry Service	269.81
Sun Mountain	Supplies	274.00
Superior Rental	Parts	126.07
Thatcher Chemical	Chemicals	10,689.62
Titleist	Supplies	235.60
John A. Thomas Law Office	Services	80.00
Turf Equipment	Parts	568.22
Uinta County Herald	Ads	2,149.61
Century Link	Utilities	2,130.85
Rocky Mountain Power	Utilities	34,409.72
Wyoming Waste Systems	Services	231.93
Westar Printing	Printing	439.50
Watertech	Supplies	5,170.00
White Mountain Lumber	Supplies	189.96
One-Call of Wyoming	Tickets	105.00
Young Ford	Repairs	578.30
Richo	Contract	183.96
Creative Ink Images	Awards	287.05
JC Golf Accessories	Supplies	71.44
FootJoy	Supplies	472.99
U.S.A. Blue Book	Supplies	1,579.58
Professional Technologies	Repairs	225.00
Golden Rule	Supplies	485.00
Jack Vreeland	Services	400.00
Robert Douglas	Refund	50.00
Mary Werner	Refund	300.00
Mike Davis	Refund	360.00
Media Skills	Promotional	17,053.22
Shipping Plus	Shipping	24.44
Wright Express	Fuel	19,409.15
Frankie Dewayne Workman	Services	186.00

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Meyer, Schuler.

#### **Revenue & Expenditure Report**

**Councilmember Meyer moved, Councilmember Rex seconded, to approve the Revenue and Expenditure Report.**

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Meyer, Schuler.

## Council Comments

Councilmembers Schuler and Meyers both commented on all the flooding that recently took place and thanked the Public Works Department for their clean up efforts. They also commented on the many events that the Main Street Promotions Committee are working on, as well as the Farmers Market.

Councilmember Rex commented on the Labor Day Parade.

Mayor Bell also comment on all the rain, flooding of the underpass, and clean up, and thanked all those who helped with the clean up. She reminded everyone of the EHS Homecoming activities next week. The Mayor also commented that in the near future Main Street will be closed for a short period of time while a water line is installed to the Strand Theater.

## Consent Agenda

**Councilmember Schuler 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 Second "Main Street Amazing Race", on Main Street from 9<sup>th</sup> Street to 11<sup>th</sup> Street, on Thursday, September 19, 2013, from 4:30 p.m. to 8:30 p.m.; A Parade Route Permit requested by Office Lounge & Grill/Lou Leatherman for a fundraiser for a Cancer Victim on Saturday, September 21, 2013, beginning at 11:00 a.m. at the Pilot Travel Center and ending at Kates; A Parade Route Permit requested by Evanston High School Student Council for the 2013 Homecoming Parade on Friday, September 27, 2013, beginning at 4:00 p.m. at Davis Middle School and ending at Evanston Middle School; An Open Container Permit requested by Evanston Main Street Promotions for the Annual Hunters' Widow Night Out, on Front Street an Main Street from 9<sup>th</sup> Street to 11<sup>th</sup> Street and 10<sup>th</sup> Street from Front Street to Center Street, on Thursday, October 17, 2013, from 4:30 p.m. to 8:30 p.m.; and a Street Closure Permit requested by Evanston Main Street for the Annual Downtown Trick-or-Treating on Thursday, October 31, 2013, on Main Street from 8<sup>th</sup> Street to 11<sup>th</sup> Street, from 2:30 p.m. to 5:30 p.m.** The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Meyer, Schuler.

## Ordinance 13-05

**Councilmember Schuler sponsored Ordinance 13-05. Councilmember Meyer moved, Councilmember Lynch seconded, to pass Ordinance 13-05 on first reading.**

Ordinance 13-05: AN ORDINANCE OF THE CITY OF EVANSTON, WYOMING AMENDING SECTION 24-69 AND SECTION 24-94 A. (5) OF CHAPTER 24, ZONING ORDINANCE, OF THE EVANSTON CITY CODE TO UPDATE THE DEFINITION OF CHANGEABLE COPY SIGNS AND TO ALLOW ON-PREMISE CHANGEABLE COPY SIGNS TO ADVERTISE OFF-PREMISE USES.

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Meyer, Schuler.

## Ordinance 13-06

**Mayor Bell sponsored Ordinance 13-06. Councilmember Lynch moved, Councilmember Rex seconded, to pass Ordinance 13-06 on first reading.**

Ordinance 13-06: AN ORDINANCE APPROVING AND AUTHORIZING A ZONE CHANGE FOR PROPERTY IN THE CITY OF EVANSTON FROM A RURAL RESIDENTIAL ZONE TO A LOW DENSITY RESIDENTIAL DEVELOPING ZONE, AS REQUESTED BY LAURENCE HAVERHALS AND BETTY DERENTIS.

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Meyer, Schuler.

## Resolution 13-64

**Councilmember Meyer introduced Resolution 13-64. Councilmember Meyer moved, Councilmember Schuler seconded, to adopt Resolution 13-64.**

Resolution 13-64: RESOLUTION OF THE CITY OF EVANSTON, WYOMING AUTHORIZING THE EXECUTION AND DELIVERY OF A RELEASE OF LIEN OF ASSESSMENT FOR THE PROPERTY LOCATED AT 1149 MAIN STREET, EVANSTON, WYOMING.

WHEREAS, on or about February 13, 2006, the City of Evanston recorded in Book 858, Page 410 of the office of the Uinta County Clerk, a Lien of Assessment against the real property more particularly described as Lot 12 and the West 19 feet of Lot 11 in Block 13 of the Original Town of Evanston, Uinta County, Wyoming, (the "Property"); and

WHEREAS, the Lien of Assessment was recorded to secure the payment of \$4,000.00 for demolition work done by the City upon the Property pursuant to the Uniform Code for the Abatement of Dangerous Buildings as adopted by Section 7-8.1 of the Evanston city code; and

WHEREAS, a Tax Deed was issued by the County Treasurer dated February 2, 2012, selling the Property to the John A. Thomas and Kimberly R. Thomas Revocable Trust (the "Grantee"); and

WHEREAS, the Grantee and the City disagree as to whether the acquisition of the Property by a Tax Deed has legally extinguished the City's lien; and

WHEREAS, the Grantee and the City have agreed to compromise whereby the City will release the Lien of Assessment in return for the payment of \$2,000.00;

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

Section 1: The City of Evanston, Wyoming is hereby authorized to execute and deliver the attached Release of Lien of Assessment to the Grantee in exchange for payment in the sum of \$2,000.00.

Section 2: The Mayor and City Clerk are hereby authorized to sign and attest and deliver the Release of Lien of Assessment the Grantee upon receipt of the payment specified above.

PASSED, APPROVED AND ADOPTED the 17<sup>th</sup> day of September, 2013.

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Joy Bell, Mayor

ATTEST:

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James H. Davis, City Clerk

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Welling, Schuler.

#### **Resolution 13-65**

**Councilmember Schuler introduced Resolution 13-65. Councilmember Schuler moved, Councilmember Meyer seconded, to adopt Resolution 13-65.**

Resolution 13-65: RESOLUTION AUTHORIZING THE CITY OF EVANSTON, WYOMING TO ENTER INTO A SERVICE LINE AGREEMENT WITH QUESTAR TO PROVIDE NATURAL GAS SERVICE TO THE MEDICAL SPEC BUILDING.

WHEREAS, the City of Evanston desires to have natural gas service for the Medical Spec Building; and

WHEREAS, to obtain said natural gas service, it is necessary for the City of Evanston to enter into the attached Service Line Agreement with Questar:

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

Section 1: The Mayor and City Clerk are hereby authorized to sign and attest the attached Service Line Agreement on behalf of the City of Evanston with Questar to provide natural gas service to the Medical Spec Building.

PASSED, APPROVED AND ADOPTED the 17<sup>th</sup> day of September, 2013.

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Joy Bell, Mayor

ATTEST:

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James H. Davis, City Clerk

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Welling, Schuler.

#### **Resolution 13-66**

**Councilmember Lynch introduced Resolution 13-66. Councilmember Lynch moved, Councilmember Rex seconded, to adopt Resolution 13-66.**

Resolution 13-66: A RESOLUTION OF THE CITY OF EVANSTON, WYOMING RATIFYING THE EXECUTION OF THE ATTACHED CONTRACT FOR TASK OFFICERS WITH THE WYOMING DIVISION OF CRIMINAL INVESTIGATION TO PROVIDE FUNDS AND ENABLE THE EVANSTON POLICE DEPARTMENT TO PROVIDE PERSONNEL FOR THE DRUG ENFORCEMENT TEAM.

WHEREAS, funds have been made available by the Wyoming Division of Criminal Investigation to enable the Evanston Police Department to provide personnel for the Drug Enforcement Team;

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

Section 1: The Police Chief is authorized to sign the Contract for Task Force Officers with the Wyoming Division of Criminal Investigation, (a copy of which is attached hereto), to enable the Evanston Police Department to provide personnel for the Drug Enforcement Team.

PASSED, APPROVED AND ADOPTED the 17<sup>th</sup> day of September, 2013.

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Joy Bell, Mayor

ATTEST:

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James H. Davis, City Clerk

The motion passed unanimously with 5 yes votes: Bell, Lynch, Rex, Welling, Schuler.

**Adjournment**

With no further business to be conducted at this time Mayor Bell adjourned the meeting at 6:25 p.m.

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Joy Bell, Mayor

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James H. Davis, City Clerk