

**EVANSTON CITY COUNCIL  
Second Regular Meeting  
March 15th, 2022**

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

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; Council members Tib Ottley, Evan Perkes, Dave Welling, Mike Sellers and Mikal Welling. Council member Lynch was excused.

Staff members present at the start of the meeting were: City Attorney, Dennis Boal; Community Development Director, Rocco O'Neill; Police Chief, Mike Vranish; Police Lieutenant, Ken Pearson; City Treasurer, Trudy Lym; City Clerk, Diane Harris; City Engineer, Dean Barker; Public Works Director, Gordon Robinson and Information Technology Coordinator, Preston Sheets. Director of Parks and Recreation, Scott Ehlers was excused. A group of interested citizens were also present.

**Approve Agenda**

**Council member Welling moved, Council member Sellers seconded, to approve the agenda with the following change: remove Revenue and Expenditure Report.** The motion passed unanimously with 6 yes votes: Williams, Ottley, Perkes, Welling, Sellers, M. Welling.

**Approve Minutes**

**The official record of proceedings for the City Council Meeting held March 1st, 2022 and the City Council Work Session Meeting held March 8th, 2022 was approved as presented.**

**Bills**

**Council member M. Welling moved, Council member Ottley seconded, to approve the following bills for payment:**

March 2, 2022 to March 15, 2022

VENDOR	FOR	AMOUNT
AXA Equivest	Payroll	433.00
Evanston Police Benevolent	Payroll	232.00
Flex Share	Payroll	2,572.63
Hartford	Payroll	196.10
IRS Tax Deposit	Payroll	43,698.30
Orchard Trust	Payroll	1,123.88
Parks & Recreation	Payroll	53.12
Vantage Point	Payroll	109.44
Wyoming Child Support	Payroll	264.92
Payroll	Payroll	134,709.94
All West	Internet/Phones	3,242.16
Dennis M. Boal	Services	2,700.00
Caselle	Support/Maintenance	1,694.00
Cazin's	Parts	1,039.44
CD's Electric	Services	26,264.28
City of Evanston	Utilities	2,151.47
Cleveland Golf	Supplies	3,500.00
Curtis Blue Line	Uniform	1,671.30
CCI Network	Utilities	82.68
Deru's Glass	Services	5,669.83
Ellingford's	Services	450.00
El Paso Restaurant	Services	532.50
EVN TEC	Supplies	2,289.85
Chemtech-Ford Laboratories	Testing	367.60
Energy Laboratories	Testing	1,444.00
Evanston Parks & Recreation	City Subsidy	97,685.64
First Bank	Visa	12,160.63
Fastenal Company	Parts	27.67
Forsgren Associates	Contract	5,590.00
Freeway Tires	Tires	2,261.22
Good To Grow	Supplies	284.00

Murdochs	Supplies	1,623.30
Harris Law Office	Contract	4,000.00
Holland Equipment	Parts	1,918.64
Hydrapak Seals	Parts	39.05
Reladyne	Oil	15,930.78
Floyd's Truck Center	Parts	872.24
Kallas Automotive	Parts	187.79
Amanda R. Kirby	Services	2,047.50
Legal and Liability Risk Management	Registration	1,050.00
Lewis and Lewis	Contract	22,957.80
Mission Belt	Supplies	394.98
Morcon Industrial	Supplies	607.03
Larry Muir	Reimbursement	68.75
Mtn West Business Solutions	Service Agreement	822.57
Office Products Dealer	Supplies	238.96
Plan One	Contract	8,943.60
City of Evanston	Reimbursement	103.00
Real Kleen Janitorial	Supplies	1,131.45
Remote Control System	Parts	595.00
Rotational Molding	Supplies	16,236.00
Shred-It USA	Services	97.19
Interwest Supply	Parts	1,013.95
Signalscape	Support/Maintenance	2,120.01
Smith's Food & Drug	Supplies	279.58
Standard Plumbing	Parts	63.33
ALSCO	Laundry Services	360.35
T-7	Propane	1,546.21
Tom's HVAC	Services	4,649.99
The Huntington National Bank	Contract	4,445.39
Uinta County Extension	Refund	150.00
Turf Equipment & Irrigation	Parts	4,881.74
Uinta County	Dispatch Fees	53,649.97
Uinta County Herald	Public Notices	2,042.25
Uinta County Solid Waste	Landfill Fees	25,969.00
Century Link	Utilities	1,619.70
Rocky Mountain Power	Utilities	28,341.16
Walmart	Supplies	1,572.37
Wyoming Waste Systems	Dumpster Fees	291.43
XO Xtreme Marketing	Contract	7,455.43
Westar Printing	Supplies	38.00
Western Wyoming Beverages	Supplies	34.00
Wheeler Machinery	Parts	159.50
Wyoming Downs	Sponsorship	600.00
Wyoming Dept of Revenue	Sales/Use Tax	50.96
Calibre Press	Registration	359.00
JC Golf	Supplies	1,958.50
Callaway Golf	Supplies	5,347.83
Wyoming Dept of Transportation	Contract	189.33
Uinta BOCES #1	Registration	600.00
Ron Crebs	Refund	250.00
Brian Lonsway	Reimbursement	45.00
Thomas McCormick	Reimbursement	32.69
UOVC	Registration	150.00
Division of Victim Services	Registration	150.00
Julian Harris Davis	Refund	500.00
Steven Stoudt	Refund	100.00
Chad Anderson	Refund	750.00
Anthony Diccico	Refund	600.00
Ellen Rhinehart	Refund	500.00
James Kearl	Refund	150.00
Wright Express	Fuel	593.46

The motion passed unanimously with 6 yes votes: Williams, Ottley, Perkes, Welling, Sellers, M. Welling.

#### Council Comments

Crime Stoppers had their annual Fund-raiser drawing. There were 400 tickets sold. Three lucky winners were drawn.

Council member Welling reminded everyone that this weekend is the Celtic Festival. He mentioned that there is a Scavenger Hunt happening downtown. He commented that it is great to see events happening again.

Council member Sellers also mentioned Celtic Festival this weekend. He congratulated Community Development Director, Rocco O'Neill on the success of Jumpstart, they just wrapped up another year.

He reminded everyone to watch for signs and be mindful of others, as there are many people struggling right now.

### **Appointment to Board**

**Mayor Williams made an appointment to the following board. Council member Welling moved, Council member Perkes seconded, to confirm the following appointment:**

#### **Evanston Housing Authority**

Holly Law - January 2027

The motion passed unanimously with 5 yes votes: Ottley, Perkes, Welling, Sellers, M. Welling.

### **Consent Agenda**

**Council member Ottley moved, Council member M. Welling seconded, to approve the following Consent Agenda Items:**

**Limited Malt Beverage Permit** requested by Evanston Cowboy Days for the Annual Cowboy Days Celebration at the Uinta County Fairgrounds for the following dates and times:

Friday, September 2nd, 2022	5:00 pm to 11:00 pm -- Fair Grounds
Saturday, September 3rd, 2022	6:00 pm to 10:00 pm -- Fair Grounds
Sunday, September 4 <sup>th</sup> , 2022	12:00 pm to 10:00 pm -- Fair Grounds
Monday, September 5 <sup>th</sup> , 2022	12:00 pm to 5:00 pm -- Fair Grounds

**Parade Route** requested by Evanston Cowboy Days for the Annual Cowboy Days Celebration and Labor Day Parade on Monday, September 5th, 2022, beginning at 10:00 am.

The motion passed unanimously with 6 yes votes: Williams, Ottley, Perkes, D. Welling, Sellers, M. Welling.

### **ORDINANCE 22-01**

**Council member Welling moved, Council member Ottley seconded, to pass Ordinance 22-01 on third and final reading.**

**AN ORDINANCE OF THE CITY OF EVANSTON, WYOMING AMENDING SECTIONS 9-3. A OF ARTICLE II OF CHAPTER 9, FIRE PREVENTION, OF THE EVANSTON CITY CODE TO ADOPT THE 2021 EDITION OF THE INTERNATIONAL FIRE CODE.**

WHEREAS, there is a public safety need for the City to adopt and provide for the enforcement of the most recent edition of International Fire Code;

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

Section 1: Section 9-3. A of the Evanston City Code is hereby amended and re-enacted to provide as follows:

#### **§ 9-3. Adoption of the International Fire Code.**

A. There is hereby adopted by the City for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, the International Fire Code, being particularly the 2021 edition and the same is hereby incorporated in this section as if fully set out at length herein, and the provisions thereof shall be controlling within the City.

PASSED AND APPROVED on Third and Final Reading this 15th day of March, 2022.

CITY OF EVANSTON, WYOMING

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Kent H. Williams, Mayor

ATTEST:

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Diane Harris, City Clerk

The motion to pass Ordinance 22-01 on third and final reading passed unanimously with 6 yes votes: Williams, Ottley, Perkes, D. Welling, Sellers, M. Welling.

**ORDINANCE 22-02**

**Council member Perkes sponsored Ordinance 22-02. Council member Sellers moved, Council member Ottley seconded, to pass Ordinance 22-02 on first reading.**

**AN ORDINANCE APPROVING AND AUTHORIZING A ZONE CHANGE FOR PROPERTY IN THE CITY OF EVANSTON FROM AGRICULTURAL-ESTABLISHED TO HIGHWAY BUSINESS-DEVELOPING, AS REQUESTED BY EQUINE CAPITAL NETWORK, LLC OF THE LAND MORE PARTICULARLY DESCRIBED HEREIN.**

WHEREAS, Equine Capital Network, LLC has filed an application with the Planning and Zoning Commission of the City of Evanston, Wyoming to change the zoning of the property described below from a Agricultural-Established Zone to s Highway Business-Developing Zone; and

WHEREAS, the owner of the property has submitted to the City it's written consent to the proposed zone change: and

WHEREAS, the Planning and Zoning Commission scheduled a public hearing to consider said application on March 7, 2022; and

WHEREAS, notice of the public hearing and application was published in a newspaper of general circulation and notices of the hearing were mailed to affected landowners pursuant to City Ordinance; and

WHEREAS, a public hearing was held by the Planning and Zoning Commission of the City of Evanston on March 7, 2022, to consider said application for a zone change; and

WHEREAS, after receiving testimony and evidence from the applicant, affected landowners and the public at large, the Planning and Zoning Commission voted to recommend to the governing body that it approve the zone change.

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

Section 1. The request of the Equine Capital Network, LLC, to change the zoning of the property described below, from a Agricultural -Established Zone to a Highway Business-Developing Zone is hereby approved and authorized. Said real property being more particularly described as follows:

A tract of land in the NW ¼ NW ¼ of Section 29 and the NE ¼ of Section 30, T15N, R120W, 6<sup>TH</sup> P.M., in the City of Evanston, Uinta County, Wyoming, said tract being more particularly described as follows:

**BEGINNING** at the Northwest corner of said Section 29, running thence S 89°50'02" E, 147.08 feet along the North line thereof to the West boundary of Overthrust Road;

thence the following four (4) courses along said West boundary:

S 35°13'19" W, 67.35 feet to the Point of Curvature of a curve concave to the East and having a radius of 1081.74 feet;

thence Southerly 654.24 feet along the arc of said curve, through a central angle of 34°39'10", the long chord of which bears S 17°53'44" W, 644.32 feet;

thence S 0°34'09" W, 1671.91 feet;

thence S 0°00'39" E, 309.87 feet to the South line of said NE ¼;

thence S 89°47'24" W, 2566.92 feet along said South line to the Southwest corner of said NE ¼ (Center one-quarter corner of said Section 30);

thence N 0°02'57" E, 2206.54 feet to the Southerly right-of-way of Interstate Highway I-80;

thence N 58°05'28" E, 842.72 feet along said Southerly right-of-way line to the North line of said Section 30;

thence N 89°46'27" E, 1955.97 feet along said North line to the **POINT OF BEGINNING**.

Said tract containing 154.181 acres, more or less.

Section 2. The City of Evanston is hereby authorized and directed to take all action necessary to implement said zone change.

PASSED AND APPROVED on First Reading this 15th day of March, 2022.

Kent H. Williams, Mayor

ATTEST:

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Diane Harris, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Ottley, Perkes, Welling, Sellers, M. Welling.

#### **RESOLUTION 22-17**

**Council member Welling introduced Resolution 22-17. Council member Welling moved, Council member Sellers seconded, to adopt Resolution 22-17.**

#### **RESOLUTION OF THE CITY OF EVANSTON, WYOMING, AUTHORIZING THE CITY OF EVANSTON TO ENTER INTO A LICENSE AGREEMENT WITH UNION TELEPHONE COMPANY, TO PROVIDE ACCESS AND UTILITIES TO A CELLULAR COMMUNICATIONS SITE.**

WHEREAS, Union Telephone Company has requested the City enter into a License Agreement to provide access and utilities to a cellular communications site; and

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 enter into the License Agreement to provide access and utilities to a cellular communications site, a copy of which is attached hereto.

Section 2: The Mayor is authorized to sign and the City Clerk attest the License Agreement on behalf of the City of Evanston, Wyoming.

PASSED, APPROVED AND ADOPTED this 15th day of March, 2022.

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Kent H. Williams, Mayor

ATTEST:

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Diane Harris, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Ottley, Perkes, Welling, Sellers, M. Welling.

#### **RESOLUTION 22-18**

**Council member Ottley introduced Resolution 22-18. Council member Ottley moved, Council member M. Welling seconded, to adopt Resolution 22-18.**

#### **A RESOLUTION OF THE CITY OF EVANSTON, WYOMING AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH HAZEN AND SAWYER TO PROVIDE ENGINEERING SERVICES FOR THE EVANSTON WATER TREATMENT PLANT PROCESS IMPROVEMENT STUDY.**

WHEREAS, the City of Evanston and Forsgren Associates, Inc. have negotiated an agreement whereby Hazen and Sawyer will perform the services set forth in the Professional Services Agreement for the Evanston Water Treatment Plant Process Improvement Study; and

WHEREAS, the City of Evanston and Hazen and Sawyer 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 Professional Services Agreement between the City of Evanston and Hazen and Sawyer, for the Evanston Water Treatment Plant Process Improvement Study, a copy of which is attached hereto

PASSED, APPROVED AND ADOPTED this 15<sup>th</sup> day of March, 2022.

Kent H. Williams, Mayor

ATTEST:

Diane Harris, City Clerk

The motion passed unanimously with 6 yes votes: Williams, Ottley, Perkes, Welling, Sellers, M. Welling.

#### **Public Participation**

Tammy Staley, Chamber of Commerce Director reminded everyone about the Legislative Breakfast at the Roundhouse on April 7<sup>th</sup>, 2022 at 7:30 am. Kayne Pyatt from the Uinta County Herald mentioned the Sagebrush Theater is having a play this weekend at the Strand.

#### **Adjournment**

With no further business to be conducted at this time Mayor Williams adjourned the meeting at 6:00 p.m.

Kent H. Williams, Mayor

ATTEST:

Diane Harris, City Clerk