

AGENDA
Regular Meeting
February 4, 2014 - 7:30 p.m.

CALL TO ORDER

The meeting was called to order at 7:35 p.m.

PLEDGE

ROLL CALL

Present: Mayor Achziger, Mayor Pro-Tem Morris, Councilmembers Brown, Clark, Neibauer, Rudy, and Schaffer

RECOGNITION

A. Citizen Transportation Advisory Board – Recognition of Kathy VanSoest

Mayor Achziger recognized Kathy VanSoest for her service on the Citizen Transportation Advisory Board. Ms. VanSoest could not be present for the recognition, but Mayor Achziger asked staff to send the certificate of recognition to Ms. VanSoest

APPOINTMENTS

A. Appointments to the Evans Planning Commission – Appointment of Richard Eisele

The Mayor thanked Mr. Eisele for volunteering for the Evans Planning Commission.

Council Member Clark made the motion, seconded by Council Member Schaffer, to appoint Richard Eisele to the Evans Planning Commission. The motion passed with all voting in favor thereof.

B. Appointments Flood Task Force Appointments – Appointment of Additional Evans Flood Recovery and Redevelopment Task Force Members

Mayor Pro-Tem made the motion, seconded by Council Member Schaffer, to appoint Fred Neal, Amy Boren, and Maria Castillo to the Evans Flood Recovery and Redevelopment Task Force. The motion passed with all voting in favor thereof.

AUDIENCE PARTICIPATION

There was no audience participation.

APPROVAL OF AGENDA

Raegan Robb, City Clerk, explained one change to the agenda to move the consideration of the City Manager's employment agreement from the Consent Agenda to New Business.

Council Member Schaffer, made the motion, seconded by Council Member Rudy. The motion passed with all voting in favor thereof.

CONSENT AGENDA

A. Approval of Minutes of the Regular Meeting of January 21, 2014

B. Ordinance No. 586-14 – Approving Charter Amendments for the Regular Municipal Election scheduled for April 8, 2014 (2nd Reading)

Council Member Schaffer made the motion, seconded by Council member Rudy, to adopt the consent agenda. The motion passed with all voting in favor thereof.

NEW BUSINESS

A. Public Hearing – Resolution No. 05-2014 – Approving the Highway 85 Master Plan (CONTINUED TO February 18th, 2014)

At 7:43 p.m. Mayor Achziger opened the public hearing for the Resolution and confirmed with staff that the public hearing needed to be continued.

Council Member Schaffer made the motion, seconded by Mayor Pro-Tem Morris, to continue the public hearing for Resolution 05-2014 to the City Council meeting on February 18, 2014. The motion passed with all voting in favor thereof.

B. Resolution No. 06-2014 – Authorizing approval of an Agreement between the Colorado Water Resources and Power Development Authority and the City of Evans

Fred Starr, City Public Works Director, explained that the Resolution was for the receipt of a \$36,000 grant from the Colorado Water Resources and Power Development Authority for improvements to the City's water and waste water infrastructure that was damaged in 2013 flood.

Mayor Pro-Tem Morris asked about match funding for the grant.

Mr. Starr explained that there was no match funding required by the City to receive the grant.

Council Member Rudy made the motion, seconded by Council Member Schaffer, to adopt Resolution 06-2014. The motion passed with all voting in favor thereof.

C. Resolution No. 07-2014 – Authorizing approval of a Subgrant Agreement between the Northern Colorado Water Conservancy District and the City of Evans for the Evans Town Ditch Repair Project

Mr. Starr, City Public Works Director, explained that the Resolution was for the receipt of a \$20,000 subgrant from the Northern Colorado Water Conservancy District for improvements to Evans Town Ditch Repair Project.

Mayor Achziger and Mayor Pro-Tem Morris clarified that there is a \$6,600 match from the City to receive the subgrant.

Mr. Starr confirmed that the City would need to provide \$6,600 in match funding.

Council Member Clark made the motion, seconded by Council Member Schaffer, to adopt Resolution 07-2014. The motion passed with all voting in favor thereof.

D. Amendment to the Employment Agreement with the City Manager

Scott Krob, City Attorney, explained the reason the contract was taken off of the consent agenda due to a change to the contract to address any potential changes to the City's Home Rule Charter regarding the provision requiring the City Manager to be a resident of the City. Mr. Krob explained that the residency requirement in the Charter may be amended by voters in the upcoming municipal election on April 8, 2014.

Council Member Schaffer made the motion, seconded by Council Member Clark, to approve the City Manager's Employee Agreement, as amended. The motion passed with all voting in favor thereof.

REPORTS

A. City Manager

Aden Hogan, City Manager, thanked the Council for renewing his annual contract. Mr. Hogan talked about upcoming events for Arbor Day including visits to schools in Evans and invited the City Council members to join. He mentioned that the auditors will be visiting the City to conduct the annual audit of 2013. He also talked about the legislative workshop

scheduled for February 13th hosted by the Municipal League. He also mentioned other events coming up hosted by the Municipal League.

B. City Attorney

Scott Krob, City Attorney, updated City Council concerning the hearing on February 4th concerning the business license revocation for Cheyenne Distributing LLC. He informed City Council that the resulted in Cheyenne Distributing losing their right to conduct business in the City for the remainder of 2014.

AUDIENCE PARTICIPATION

There was no audience participation.

EXECUTIVE SESSION

A. Conference with legal counsel to receive legal advice on specific legal questions pursuant to C.R.S. 24-6-402(4)(b).

Mayor Pro-Tem Morris made the motion, seconded by Council Member Clark, to adjourn into Executive Session to receive legal advice on specific legal questions pursuant to C.R.S. 24-6-402(4)(b). The motion passed with all voting in favor thereof.

The City Council adjourned into Executive Session at 7:53 p.m.

The Executive Session concluded at 8:54 p.m.

Scott Krob, City Attorney, noted for the record that the contents of the Executive Session were subject to attorney client privilege and within the scope of the state statutes.

ADJOURNMENT

The regular meeting adjourned at 8:55p.m.




Raegan Robb, City Clerk