

Minutes
Regular Meeting
June 3, 2014 - 7:30 p.m.

CALL TO ORDER

Mayor Morris called the meeting to order at 7:30 p.m.

PLEDGE

ROLL CALL

Present: Mayor Morris, Mayor Pro-Tem Schaffer, Council Members Brown, Clark, Finn, and Rudy

Absent: Council Member Homann

MEMORIAL

A. Remembering Former Evans Mayor Cecil Knox

Mayor Morris read a memorial for former Evans Mayor, Cecil Knox, who passed away on May 18, 2014. Mayor Morris presented the family of Cecil Knox with a photo of the former Mayor that was memorialized for permanent display in the City Council Chambers.

AUDIENCE PARTICIPATION

Ernie Behring, from 120 37th Street, addressed City Council to express concerns about the cleanup efforts in the flood-impacted areas of the City. Mr. Behring stated that he issued a letter to City Council, on May 23, 2014 concerning his frustrations with getting modular homes removed from Eastwood Village. He explained that he had met with Mr. Zach Ratkai, City Building and Development Manager, to receive damage assessment letters from the City.

Mr. Behring also talked about continual frustrations with his water bill increasing. He indicated that he has spoken with Mr. Fred Starr, City Public Works Director, related to the issues with his water bill.

Mayor Morris thanked Mr. Behring for his comments.

APPROVAL OF AGENDA

Raegan Robb, Evans City Clerk explained that the Executive Session scheduled at

the end of the Regular Meeting was cancelled.

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Clark, to approve the agenda, as amended.

The motion passed with all voting in favor thereof.

CONSENT AGENDA

A. Approval of Minutes of the Regular Meeting of May 20, 2014

B. Ordinance 593-14 an Ordinance Approving a Franchise Agreement Between the City of Evans, Colorado and Public Service Company of Colorado aka XCEL Energy (Second Reading)

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Clark, to adopt the Consent Agenda.

The motion passed with all voting in favor thereof.

NEW BUSINESS

A. Resolution 16-2014 Establishing User Rates for the Evans Supply Ditch

Mr. Starr introduced the Resolution which sets the annual fees for the Evans Supply Ditch in order to provide the financing required to operate and maintain the ditch.

Mr. Starr clarified that the percentage rate increase should be 1.943 percent, which is set to reflect the cost of living adjustment used by the City.

Mayor Morris clarified that the 1.943 percent increase was correct.

Mr. Starr clarified that the increase was 1.943 percent.

Council Member Clark made the motion, seconded by Council Member Rudy, to adopt Resolution 16-2014.

The motion passed with all voting in favor thereof.

B. Transfer of Ownership – Hotel/Restaurant Liquor License – La Fiesta Restaurant at 2812 11th Avenue

Raegan Robb, City Clerk, addressed City Council for a decision concerning the transfer of a Hotel/Restaurant Liquor License for La Fiesta LLC doing business as La

Fiesta Restaurant, located at 2812 11th Avenue. Mr. Robb explained that the premises and license was previously held by El Borrego De Oro.

Mr. Robb entered the following comments into the record for the liquor license transfer:

- That the restaurant is currently working under a temporary permit after finding that requirements under Section 5.08.350 of the Evans Municipal Code were satisfied;
- That the required paperwork for the transfer has been filed with the City Clerk and reviewed by the City Attorney;
- That the premises have been inspected by the Building and Fire Departments and are in compliance;
- That the applicant has a City Business and Sales Tax License;
- That the Evans Police Department has conducted a background check;
- That the existing liquor license attached to the property signifies that the reasonable requirements and desires of the neighborhood have already been determined; and
- When approving or denying an application for transfer of ownership, the local licensing authority shall consider the moral character of the applicants and any other pertinent matters affecting the qualifications of the applicants.

Mr. Robb introduced the primary owner and manager of La Fiesta Restaurant, Lorena Munoz, who was available for questions.

Ms. Munoz, addressed City Council and talked about the business moving into Evans and the need for the liquor license transfer.

Mayor Morris asked if the Evans location was a new location or if the business moved from Greeley.

Ms. Munoz explained that the business moved from Greeley.

Mayor Morris asked the applicant about getting liquor training for anyone serving in her restaurant.

Ms. Munoz explained that she would be seeking information and training for her restaurant.

Council Member Mark Clark made the motion, seconded by Council Member Rudy, to approve the liquor license transfer.

The motion passed with all voting in favor thereof.

C. Approval of Professional Services Agreement for Study Area Master Plan

Sheryl Trent, City Economic Development Director, introduced Laura Speer, from the Recovery and Redevelopment Task Force, to present the selection of professional services for the Study Area Master Plan. Ms. Speer discussed the progress of the Task Force and talked about the flood damaged area that was being focused on for the Master Plan. She discussed the review process for the consultants hired for the agreement.

Mayor Morris talked about the importance of the Task Force and discussed his support for the Master Plan.

Ms. Speer explained that the Task Force recommended Matrix Design Group to conduct the Study Area Master Plan.

Mayor Morris asked about the maximum cost of the Master Plan.

Ms. Trent explained that it would not exceed \$200,000 and that the City has received an Energy/Mineral Assistance Grant from DOLA in the amount of \$200,000 to assist with this project.

Council Member Clark made the motion, seconded by Council Member Brown, to approve the agreement to hire the Matrix Design Group for the Study Area Master Plan and not to exceed \$200,000.

The motion passed with all voting in favor thereof.

D. Approval of Professional Services Agreement for Riverside Park Master Plan

Ms. Trent introduced Steve Bernardo, from the Recovery and Redevelopment Task Force, to talk about the proposals for the Riverside Park Master Plan. Mr. Bernardo explained that the Task Force was recommending THK Consulting to conduct the Riverside Park Master Plan.

The Council Members discussed their support for the Riverside Park Master Plan.

Council Member Clark made the motion, seconded by Council Member Brown, to approve agreement for professional services for the Riverside Park Master Plan with THK Consulting and not to exceed \$100,000.

The motion passed with all voting in favor thereof.

REPORTS

A. City Manager

Jessica Gonifas, Deputy City Manager, referred City Council to the Monitoring Report and provided an update on an application for a Community Development Block Grant and discussed information provided to City Council from the City's website and Facebook page.

B. City Attorney

Scot Krob, City Attorney, had no comments.

AUDIENCE PARTICIPATION

There was no audience participation.

ADJOURNMENT

The meeting adjourned at 7:54 p.m.



Raegan Robb, City Clerk