

MINUTES
EVANS CITY COUNCIL
Regular Meeting
December 2, 2014

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, Homann, and Rudy

APPOINTMENT

A. Evans Recovery and Redevelopment Task Force Appointment—Dan Murphy

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Brown, to appoint Dan Murphy to the Evans Recovery and Redevelopment Task Force. The motion passed with all voting in favor thereof.

AUDIENCE PARTICIPATION

Mr. Steve Tietz, Greeley, addressed City Council to discuss a recent Weld County Commissioners meeting on September 24, 2014, where residents of Hill-N-Park requested help from the County for public transportation to the area. According to Mr. Tietz, the County recommended annexation into Greeley or Evans for access to Treeley Evans Transit. He presented surveys from the Hill-N-Park Bus Steering Committee and a recent article in the Tribune concerning the need for transportation to Hill-N-Park. Mr. Tietz requested future support from City Council to annex Hill-N-Park for better transportation to this area.

Mayor Morris thanked Mr. Tietz for his comments.

APPROVAL OF AGENDA

Raegan Robb, Evans City Clerk, informed City Council that Item 11.A would be stricken from the agenda.

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Rudy, 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 November 18, 2014

B. Resolution 45-2014 - Property Tax Mill Levy Certification

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Clark, to approve the Consent Agenda. The motion passed with all voting in favor thereof.

NEW BUSINESS

The agenda items under New Business were addressed by City Council in the order below.

A. Ordinance 614-14 - Amending Section 15.48.090 of the Evans Municipal Code Regarding Administrative Citations, Enforcement, and Abatement of Violations of the Fire Code of the City of Evans

Ron Pristera, Fire Chief, Evans Fire Protection District, discussed the need for the Ordinance to amend current Municipal Code to allow the Fire District to work with potential violators to correct fire code violations, rather than citing them into municipal court. According to Chief Pristera, the Ordinance allows the Fire Chief to issue a notice of violation indicating what needs to be done to bring the property into compliance and specify a time limit to achieve compliance. The Ordinance authorizes the Fire Chief to issue a Final Notice to Correct or be cited into Municipal Court and prosecuted for the violations. Lastly, the Ordinance authorizes the City to abate violations or allow the Fire Chief to send the violator directly to municipal court.

Mayor Morris spoke about his support for the Ordinance.

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Clark, to approve Ordinance 614-14 on first reading.
The motion passed with all voting in favor thereof.

B. Resolution 46-2014 - Authorizing Approval of an Agreement between the State of Colorado Department of Local Affairs and the City of Evans

Aden Hogan, City Manager, presented Resolution 46-2014 which authorizes the City to apply for and receive grant funds from the Department of Local Affairs (DOLA) in the amount of \$99,655 to be used to fund a portion of the update to the Water Master Plan, which was originally adopted in 2005. Mr. Hogan explained that the grant requires matching funds from the City in the amount of \$97,065 which will come from excess fund balance to be appropriated in 2015.

Mayor Morris clarified the origin of the City's matching funds.

Council Member Brown made the motion, seconded by Mayor Pro-Tem Schaffer, to

adopt Resolution 46-2014. The motion passed with all voting in favor thereof.

C. Public Hearing - New Retail Liquor License for Harman LLC, dba “Happy Time Wine and Spirits”

Mayor Morris opened the public hearing at 7:42 p.m.

Raegan Robb, Evans City Clerk, explained that the City received an application on October 29, 2014 from Harman, LLC dba “Happy Time Wine and Spirits” for a Retail Liquor License at 1100 42nd Street, Evans, CO 80620. According to Mr. Robb, the City was waiting for an in depth report from the State concerning the application. Additionally, there were a couple of outstanding matters that the applicant needed to finalize with the City before proceeding with the public hearing. Mr. Robb explained that, due to these circumstances, the hearing for this license needed to be continued to December 16, 2014.

Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Clark, to continue the public hearing for a new retail liquor license for Harman LLC, dba “Happy Time Wine and Spirits” to December 16, 2014. The motion passed with all voting in favor thereof.

REPORTS

A. City Manager

Mr. Hogan referred City Council to some upcoming events, including the Utilities Open House and City Manager Awards. He also summarized a recent meeting hosted by Weld County that he attended with Mr. Pristera concerning the County’s emergency notification services. Lastly, he discussed the upcoming policy meeting for the Colorado Municipal League and the City’s strategy for tracking the 2015 legislative session.

B. City Attorney

Scott Krob referred to a memo that he previously distributed to the City Council concerning the selection of board members for the High Plains Library District. He explained that he would be updating City Council about the Library District at the December 16th Work Session.

AUDIENCE PARTICIPATION

Mr. Steve Tietz, Greeley, addressed City Council to compliment the City’s efforts for

EvansFest and asked that the City continue to support the event. He also thanked the Mayor for his warm welcome prior to the meeting.

EXECUTIVE SESSION

- A. For a Conference with the City Attorney, Pursuant to CRS 24-6-402(4)(b); and for the Purpose of Determining Positions Relative to Matters Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators, Pursuant to CRS 24-6-402(4)(e)**

This item was removed from the agenda.

- B. For the Discussion of a Personnel Matter, Pursuant to CRS 24-6-402(4)(f)**

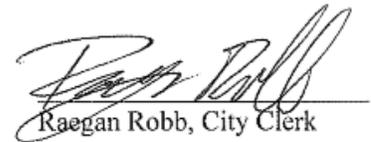
Mayor Pro-Tem Schaffer made the motion, seconded by Council Member Rudy, to adjourn into executive session for the purpose of discussing a personnel matter, pursuant to CRS 24-6-402(4)(f). The motion passed with all voting in favor thereof.

The City Council adjourned into executive session at 7:49 p.m.

The executive session convened at 8:59 p.m.

ADJOURNMENT

The regular meeting adjourned at 9:01 p.m.


Raegan Robb, City Clerk