

RECORD OF PROCEEDINGS

Meeting of the Evansville Town Council, Evansville, Wyoming

June 24, 2024

The regular meeting of the Evansville Town Council of the Town of Evansville, County of Natrona, State of Wyoming, was held at 7:00 p.m. in the Council Chambers of the Town Hall.

The meeting was called to order by Mayor Candace Machado at 7:00 p.m. and upon roll call the following were present: Council Members Dacia Edwards, and Phil Gierke, Town Attorney Scott Murray, Town Engineer Shane Porter, Town Treasurer Lexi Erickson, Chief of Police Mike Thompson, Fire Chief Leo Malsom, Public Works Director Robert Lewallen, Town Clerk Janelle Underwood, and interested citizens.

Council Members Greg Flesvig and Alona Vigneault asked to be excused.

Mayor Candace Machado led the Pledge of Allegiance.

APPROVAL OF AGENDA: Motion was made by Dacia Edwards and seconded by Phil Gierke to approve the agenda. Motion carried.

APPROVAL OF CONSENT AGENDA:

- a) Approval of Minutes for Regular Meeting June 10, 2024.

Motion was made by Dacia Edwards and seconded by Phil Gierke to approve the Consent Agenda. Motion carried.

PUBLIC HEARING – 7:00 P.M. – BUSINESS COMMITTED GRANT: Town Engineer Shane Porter said that the Town was submitting a Business Committed Grant for water, sanitary and storm sewer, and roadway improvements to the existing Wildcat and Mystery Bridge Road. He stated that the grant will also include an extension of Mystery Bridge Road to the south, Wildcat Road to the west, and new roadway connection to East Yellowstone Highway along with new water, sanitary sewer and storm sewer improvements for these new roads to serve the proposed new Mesa Solutions Facility as well as other land for future light industrial development.

Mayor Machado opened the Public Hearing and asked for comments. There were no public comments. Public Hearing closed at 7:02 p.m.

RESOLUTION #6-2024: A Resolution Authorizing Submission of Application to the Wyoming Business Council Under the Business Ready Community Grant and Loan Program for a Business Committed Project on Behalf of the Governing Body of the Town of Evansville. Town Clerk Janelle Underwood read Resolution #6-2024 by title only.

Motion was made by Phil Gierke and seconded by Dacia Edwards to approve Resolution #6-2024. Motion carried.

RESOLUTION #7-2024: A Resolution Adopting the Natrona County Emergency Operations Plan 2024 Revision. Town Clerk Janelle Underwood read Resolution #7-2024 by title only.

Motion was made by Dacia Edwards and seconded by Phil Gierke to approve Resolution #7-2024. Motion carried.

ORDINANCE #5-2024: An Ordinance Amending the Fiscal Year 2023-2024 budget. Third and final reading. Town Clerk Janelle Underwood read Ordinance #5-2024 as amended on third and final reading.

Motion was made by Phil Gierke and seconded by Dacia Edwards to approve Ordinance #5-2024 as amended on third and final reading. Motion carried.

ORDINANCE #6-2024: An Ordinance Adopting 2024-2025 Fiscal Year Budget. Third and final reading. Town Clerk Janelle Underwood read Ordinance #6-2024 as amended on third and final reading.

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Council Member Phil Gierke asked for clarification of revenue and expenses of the proposed ordinance. After discussion, motion was made by Dacia Edwards and seconded by Phil Gierke to approve Ordinance #6-2024 as amended on third and final reading. Motion carried.

ORDINANCE #7-2024: An Ordinance Prohibiting Fireworks Within the Town of Evansville. Third and final reading. Town Clerk Janelle Underwood summarized Ordinance #7-2024.

Council Member Phil Gierke stated that he would like to amend Ordinance #7-2024 to read that on a first offense the bond shall be set at fifty dollars (\$50.00), the second offense the bond will be set at two hundred fifty dollars (\$250.00) and the third offense the bond will be set at five hundred dollars (\$500.00). He stated that he believes the reason it should be lowered is because maybe the first offense is done out of ignorance and yes, he knows it is a fire hazard and a noise issue, but to make it somewhat palatable by setting the first offense fine to fifty dollars (\$50.00).

Motion was made by Phil Gierke and seconded by Dacia Edwards to amend Ordinance #7-2024 to read that on a first offense, the bond shall be a minimum of fifty dollars (\$50.00), a second offense will be two hundred fifty dollars (\$250.00) and a third offense will be a must appear before the judge and a bond that shall be no more than five hundred dollars (\$500.00). Motion carried.

Motion was made by Phil Gierke and seconded by Dacia Edwards to approve Ordinance #7-2024 on third and final reading. Motion carried.

ORDINANCE #8-2024: An Ordinance Approving the Wildcat Addition. Second reading. Town Clerk Janelle Underwood read Ordinance #8-2024 by title only.

Motion was made by Dacia Edwards and seconded by Phil Gierke to approve Ordinance #8-2024 on second reading. Motion carried.

ORDINANCE #9-2024: An Ordinance to Amend Chapter 38-1-12 – Penalties for Use of Electronic Devices While Operating Motor Vehicles. Second reading. Town Clerk Janelle Underwood read Ordinance #9-2024 by title only.

Motion was made by Dacia Edwards and seconded by Phil Gierke to approve Ordinance #9-2024 on second reading. Motion carried.

ORDINANCE #10-2024: An Ordinance to Amend Chapter 30-4-10 – Penalties for the Crime of Prowling Within the Town of Evansville, Wyoming. First reading. Town Clerk Janelle Underwood read Ordinance #10-2024 by title only.

Motion was made by Dacia Edwards and seconded by Phil Gierke to approve Ordinance #10-2024 on first reading. Motion carried.

PLATTE PARK MAILBOX PAVING ESTIMATE: Town Engineer Shane Porter said that he had been asked to provide a cost estimate to pave the parking area for the mailboxes off Platte Park Road. He stated that the cost to pave this area was estimated to be about twenty-three thousand nine hundred forty-one dollars and twenty-five cents (\$23,941.25). He said that this cost estimate is based on doing a permanent fix.

Council Member Phil Gierke stated that he had hoped the cost would be lower than this estimate and in all good consciousness, he thinks the Town needs to look at a cheaper option to fix the parking area or look at turning the mailboxes around and keep the parking on Platte Park Road.

Discussion was held concerning who would move the mailboxes and the cost to move those boxes. Mayor Machado said that the Public Works Department is down a couple of people, and they have a lot of items that need to be addressed this summer without adding more projects.

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After discussion, motion was made by Phil Gierke and seconded by Dacia Edwards to table the discussion for paving of the Platte Park mailbox area. Motion carried.

EVANSVILLE/GLENROCK ANIMAL SHELTER MOU: Town Attorney Scott Murray said that the Memorandum of Understanding between Evansville and Glenrock is to aid Evansville in housing animals while Evansville is moving forward with its new animal shelter facility.

Motion was made by Dacia Edwards and seconded by Phil Gierke authorizing the Mayor to execute the Animal Shelter and Housing Memorandum of Understanding between Evansville and Glenrock. Motion carried.

APPROVAL OF ANIMAL SHELTER BIDS: Town Engineer Shane Porter stated that the Town received sealed bids for a new Animal Shelter. He said that the bids were from Trailside Structures in the amount of two hundred ten thousand three hundred twenty-one dollars and forty cent (\$210,321.40) and from Horizon Structures in the amount of two hundred eleven thousand five hundred twelve dollars (\$211,512.00). He said that the Town has a completion date of November 1, 2024, but Chief Thompson spoke to both manufacturers and both manufacturers expect a delivery date of the structures about mid-September. Engineer Porter said that the Town will need to have a contractor come in and pour a concrete pad for the structure along with the installation of utilities.

Motion was made by Phil Gierke and seconded by Dacia Edwards to select Trailside Structures in the amount of two hundred ten thousand three hundred twenty-one dollars and forty cent (\$210,321.40) for the new animal shelter. Motion carried.

ENGINEER'S REPORT: Town Engineer Shane Porter said that he had Change Order No. 1 for the New Park Project with Installation and Services. He said that it was brought to his attention that he had inadvertently used a contract with old language related to retainage. Engineer Porter said that the State Statute regarding retainage was modified a couple of years ago from withholding 10% retainage until 50% of the contract prices was reached, to now withholding 5% retainage throughout the project and that on Pay Request No. 1, they withheld the retainage properly, but just wanted to correct the contract language to eliminate any confusion.

Motion was made by Dacia Edwards and seconded by Phil Gierke approving Change Order No. 1 for the New Park Project with Installation and Services. Motion carried.

Motion was made by Dacia Edwards and seconded by Phil Gierke to approve the Engineer's report. Motion carried.

PUBLIC COMMENTS FROM THE AUDIENCE: There were no public comments.

ADJOURNMENT: There being no further business, motion was made by Dacia Edwards and seconded by Phil Gierke to adjourn at 7:51 p.m. Motion carried.

APPROVED: 
Candace Machado, Mayor

ATTESTED: 
Janelle Underwood, Town Clerk