

UNAPPROVED MINUTES

THE RECORD OF THE PROCEEDINGS OF THE GOVERNING BODY CITY OF CHETOPA, KANSAS

August 4, 2015

The Chetopa City Council met in regular session on Tuesday, August 4, 2015 at 7:00 p.m. at City Hall.

PRESIDING: Mayor Ron Wood.

PRESENT: Council Members/Gary W. Bryant, Terry Robison, Geraldine Castle, Jim Cooper, Carthen Nash and Linda Seaman.

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief Scott Feagan, Attorney Ed Dosh, City Supervisor Jason Dugan, Paulette Thompson, Korey Keffinger, George Davis, Jim Blundell and Zach Lawellin.

Mayor Wood called the meeting to order and asked Robison to open the meeting with prayer.

The clerk requested that the Building Permit Notice Ordinance and Municipal Water Conservation Plan Review be added to the agenda.

Motion by Nash, second by Seaman to approve the agenda with the addition of the two items by the clerk. Motion carried.

Motion by Castle, second by Nash to approve the Minutes from the last regular meeting. Motion carried.

Motion by Nash, second by Castle to approve the Treasurer's Report. Motion carried.

Mayor Wood asked if a stainless steel toilet had been purchased for the restroom in Veterans Park and it had not because of the excessive cost.

Motion by Nash, second by Castle to approve the Warrant Register. Motion carried.

APPROPRIATION ORDINANCE # 3491 as follows:

Payroll Funds	\$31033.27
Other Funds	<u>63021.44</u>
Total of all funds	\$94054.71

VISITORS

Zach Lawellin discussed the insurance and taxes on the property that he is leasing for storage. If the insurance is left in the city's name the premium would be \$1040 but if Lawellin put it in his name it would be \$2733. Lawellin asked if it could be written into the contract for him to reimburse the city for the premiums, leaving it under the city policy and also in the event of a loss, if the insurance proceeds would be divided between him and the city. The city would lose the current tax exemption status if sold on contract, but the county had stated an exemption application could be filed to give a partial exemption for the portion that the city would be utilizing for storage of rock, equipment, etc. Discussion followed.

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Motion by Cooper, second by Bryant to proceed with the proposal after Lawellin presents a written proposal on the taxes and insurance. Motion carried. (Lawellin left).

George Davis was present to discuss the building of a new house in the Hornet Addition and asked if the city would pay the interest on the loan for the interim period until the house is sold. The city has also paid the electric during the construction of the house. Discussion followed.

Motion by Bryant, second by Robison to pay the interest on the house. Discussion: Cooper asked where the money is coming from. Motion was amended by Bryant, second by Robison to pay the interest and utilities on the house with the money coming out of Industrial Promotion and balance out of the donation budget. Motion carried. Nash voted no. (Davis left).

Paulette Thompson discussed her situation with the building at 107 Maple that has had condemnation proceedings started. Thompson did not appear at the public hearing and was given 30 days to have the property cleaned up. Efforts have been made to tear down the structure, but they have nowhere to dispose of the concrete blocks and Thompson asked for suggestions as to where to get help to clean up the property as they have limited funds and if she could get an extension on the time frame to get it done. Discussion followed.

Motion by Bryant, second by Castle to allow Thompson a 60 day extension. Discussion: Cooper asked how it was going to be assessed. Motion was amended by Bryant, second by Castle to allow Thompson a 60 day extension with the Chief of Police as Enforcing Officer to keep track of the progress. Motion carried. (Thompson and Keffinger left).

Jim Blundell asked if the tires from the fire truck had been sold as he had been told that no money had been received. The clerk will check into where the tires are. Blundell also asked about the status of the water intake project and expressed his disagreement on what is being done.

MAYOR, COUNCIL & EMPLOYEE MISC.

Castle noted lights that are not working at 1st & Locust; between the Mae Lessley Community Building and the swings; East side of the water plant and the light on the flag. Cooper also added a light on the east side of the river by the dam. Dugan will check into these and Caleb Scales will be notified to check into the lights on the water plant. Castle asked when something would be done in the alleys behind the bank and post office. Options were discussed and will be done after the other streets are fixed. A bid had been received on redoing the shelter house south of the Mae Lessley community building to make it maintenance free. The chamber has \$2500 in donations to put towards the project and other bids will be asked for before a decision is made.

The clerk informed the council that there is a League of Kansas Municipalities KOMA/KORA training session at Columbus Saturday and requested that if anyone was interested, to let her know to get registered to attend. Debbie Yost had informed the clerk that a person requested to rent the community building on a weekly basis to do karaoke for approximately 4 hours during the evening and would be charging an admission. Renting on a

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weekly basis would present a scheduling problem with them wanting the same day each week and Yost asked for a council decision on whether to allow this rental. Discussion followed.

Motion by Castle, second by Robison to deny the weekly rental. Motion carried.

Cooper asked if a policy should be made and no action was taken on this suggestion.

An ordinance was presented to change how the notice is given on building permit applications. In lieu of the notice being published in the newspaper, notice will now be given by posting on the Chetopa Residents Facebook page and on the city website at least a week in advance of the council meeting where it will be discussed. Bryant asked if it could be added in the ordinance to have the applicant put stakes where the building will be done and it was decided to put it on the application form.

Motion by Nash, second by Castle to approve Ordinance No. 884 relating to building permit notifications. Motion carried.

ORDINANCE NO. 884/AN ORDINANCE AMENDING CHAPTER IV, ARTICLE 2, SECTION 4-208 (b) RELATING TO THE BUILDING PERMIT APPLICATION NOTICE.

A revised copy of the Municipal Water Conservation Plan for the City of Chetopa was given to the council and the clerk requested that it be reviewed and any changes noted. Approval of the plan will be put on the next meeting agenda.

Jason Dugan informed the council that there are six intersections still to be done and that all the oil has been used in the tank and it's ready to be moved as soon as the pad is ready. Dugan asked if oil could be purchased from the county as needed. Denny had been contacted about the concrete work to be done and reported that he was too busy at this time. Other contractors that did concrete work were discussed. The museum wants a pad poured to put a swing on in memory of Fannie Bassett. Mayor Wood asked about the payment to get the utility truck repaired and Dugan reported that it had been worked on but was giving them problems again. Discussion followed with no action being taken. Two bids had been received from Dewey Brown to cut down trees and grind stumps. Dugan reported that city crews could take down the cottonwood by the boat ramp and there was disagreement that the tree on Spruce St was on city property. The resident will be contacted regarding this to let him cut the tree if he wanted to. Dewey Brown had contacted the city regarding the dollar amount on his liability insurance and wanted to get a lesser amount than the general service contract called for, but the clerk had been informed that he had gotten the required amount and she is waiting on a certificate of liability insurance from the insurance company. Dugan requested permission to purchase 10 new dumpsters but no action will be taken until it is seen how many dumpsters will be returned from the charcoal plant.

Motion by Bryant, second by Cooper to allow purchasing the oil from Labette County. Motion carried.

Nash asked what had been determined about using red dye diesel and the mayor will contact Bartlett Coop.

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PARK HABITATION DISCUSSION

No revisions will be made in the code concerning length of stay in the parks.

CLOSING OF ALL NORTH/SOUTH ALLEY

Discussion was held on closing all the North/South alleys. Attorney Dosh had some concerns about doing a blanket closing. No action was taken at this time. An ordinance to close the North half of the North/South alley between Miller and Carter that had been discussed last meeting was presented for approval. Cooper asked if the residents on the South half had been contacted to close the entire alley and the clerk had not. Discussion followed.

Motion by Robison, second by Nash to approve Ordinance No. 880 to close the north half of alley. Motion carried. Cooper voted no.

ORDINANCE NO. 880/AN ORDINANCE VACATING THE NORTH HALF OF THE NORTH AND SOUTH ALLEY IN BLOCK 56, ORIGINAL ADDITION TO THE CITY OF CHETOPA, KANSAS.

STANDARD TRAFFIC ORDINANCE/UNIFORM PUBLIC OFFENSE CODE

Two ordinances were presented for approval to incorporate by reference the 2015 Standard Traffic Ordinance for Kansas Cities and the 2015 Uniform Public Offense Code.

Motion by Nash, second by Bryant to adopt both Ordinance No. 881 and 882. Motion carried.

ORDINANCE NO. 881/AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF CHETOPA, KANSAS; INCORPORATING BY REFERENCE THE “2015 STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, 43RD EDITION,” WITH CERTAIN CHANGES; PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NO 866.

ORDINANCE NO. 882/AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF CHETOPA, KANSAS; INCORPORATING BY REFERENCE THE “2015 UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES” 31ST EDITION” WITH CERTAIN OMISSIONS; AND REPEALING ORDINANCE NO. 867.

MUNICIPAL EQUIPMENT RESERVE FUND ESTABLISHMENT

An ordinance was presented to establish a municipal equipment reserve fund.

Motion by Nash, second by Seaman to adopt Ordinance 883. Motion carried.

ORDINANCE NO. 883/AN ORDINANCE ESTABLISHING A MUNICIPAL EQUIPMENT RESERVE FUND FOR THE CITY OF CHETOPA, KANSAS.

DEMOLITION PERMIT

Dave Napier to demolish building at 414 Maple St., in City of Chetopa. Building Inspector Gary Bryant had already signed the demolition permit application.

Motion by Nash, second by Cooper to approve the demolition permit. Motion carried.

POOL WAGE DISCUSSION

Shawna Clayborn, Manager had to be gone from the pool and the two assistant managers were unable to fill in, so Clayborn had Brice Riddle, who is a 3rd year lifeguard fill in for a total

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of six hours, while she was gone. On his time sheet, Clayborn had put manager wages and the clerk asked for clarification because Riddle had been appointed as a lifeguard and in her opinion wages should be at assistant manager wages not manager wages if any adjustment was made at all. It was determined that in cases such as this, Clayborn should notify someone at the city so that they are aware of the circumstances. Discussion followed.

Motion by Nash, second by Cooper to pay assistant manager wages to Riddle for the hours noted on his time sheet. Motion carried. (An adjustment will be made on the next payroll check).

A call in policy will be incorporated into the pool manual when it is written.

The clerk was also notified that Clayborn and Abby Cassell may have to work together after college starts as they will be losing some lifeguards and in the past if a manager or assistant manager worked together, one would be paid their regular wage and the other would receive lifeguard wages. In this instance, Cassell is not certified, so that would mean Clayborn would receive lifeguard wages instead of manager wages. The council was in agreement that both would receive their normal hourly wage as long as there were no other lifeguards available and they were required to work together to open the pool.

Cooper asked about the status of the storm shelter grant. The clerk is waiting on the agreement from the state and has been contacted by the engineer, who will be working with the council on the final design.

Police Chief Scott Feagan and Mayor Wood gave an update on the Wi-Fi and cameras in the park and city complex.

Motion by Nash, second by Robison to adjourn. Motion carried.

Seal

Mayor

City Clerk