

UNAPPROVED MINUTES

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

May 7, 2019

The Chetopa City Council met in regular session on Tuesday, May 7, 2019 at 7:00 p.m., at City Hall.

PRESIDING: Mayor Terry G. Robison

PRESENT: Council Members/Gary W. Bryant, Geraldine Castle, Betsy Koontz and Linda Seaman. Juanita Kepner and Carthen Nash were not present.

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief Scott Feagan (at 7:26 p.m.), City Supervisor Bryan Midgett, Attorney Shane Adamson (at 7:26 p.m.), Water Plant Supervisor Mike Tyler, Savannah and Luke Wethey, David Carter, Derek, Sarah and Lenora Gilbert, Officer Dalton Russell (at 7:26 p.m.) and Joey Midgett (at 7:30 p.m.).

Mayor Robison called the meeting to order and opened with prayer.

It was requested to add visitors Derek and Sarah Gilbert and Executive Session to the agenda.

Motion by Koontz, second by Bryant to approve the agenda with the additions. Motion carried.

Motion by Bryant, second by Koontz to approve the Minutes of the last regular meeting. Motion carried.

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

Bryant asked for an average being paid at the Chetopa Veterinary Clinic. This will be looked at.

Motion by Koontz, second by Bryant to approve the Warrant Register. Motion carried.

APPROPRIATION ORDINANCE # 3583 as follows:

Payroll Funds	\$ 25306.92
Other Funds	<u>137673.53</u>
Total of all funds	\$162980.45

MAYOR, COUNCIL, EMPLOYEES & VISITORS

Savannah and Luke Wethey were present to request permission to use the East River Park for a Brush Arbor on July 20-24, 2019 as has been done in the past.

Motion by Bryant, second by Castle to allow the bush arbor at the East River Park. Motion carried.

David Carter offered the five buildings he owns on Maple St. to the city and discussed the condition and location of the buildings. Discussion followed.

Motion by Koontz, second by Bryant to table action until a later date. Motion carried.

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Jessica Schertz was not present to discuss the pool needs but Clerk Crumrine had typed a list from their discussion. Items needing to be purchased are 3-rescue tubes @ \$59.50 each; 2-lifeguard umbrellas @ \$59.99 each; 3-lifeguard hip packs with CPR masks and whistles @ \$23.00 each; and 9-lifeguard shirts @ \$15.00 each. Total is \$502.48 plus shipping.

Motion by Bryant, second by Koontz to approve the purchase of the items requested. Motion carried.

In past years the city has advanced startup money for concession to the manager in the amount of \$250 which will be repaid.

Motion by Castle, second by Seaman to approve the advance. Motion carried.

A list of wages was presented: \$8/hour-Manager; \$7/hour-Assistant Manager; \$6/hour-1st Year Lifeguard; \$6.25/hour-2nd Year Lifeguard and \$6.50/hour-3rd Year Lifeguard. It was also asked if anyone had a microwave and a small crockpot to be used at the pool. Koontz stated that she has a microwave and Castle has a crockpot that they can use. Water Plant Supervisor Tyler informed the council that he had ordered the chlorine tablets today. Derek and Sarah Gilbert, owners of the motel asked if they could give out pool vouchers that would be turned back into them for payment to the city.

Motion by Koontz, second by Seaman to allow the motel owners to give out pool vouchers. Motion carried.

Water Plant Supervisor Tyler requested permission to attend the KDHE training to be held in Lawrence in July.

Motion by Koontz, second by Bryant to allow Tyler to attend the training. Motion carried.

Derek and Sarah Gilbert informed the council that they are getting ownership of the old mill restaurant property and stated that the property needed a lot of cleaning up. They also discussed wanting to put a fence across the closed portion of North/South alley between the motel and the old mill restaurant. The clerk informed the council that the city retained the right of ingress and egress and the Gilberts acknowledged that the fence may have to be cut if future circumstances warranted it.

Motion by Bryant, second by Koontz to put a dumpster at the old mill restaurant at no charge. Motion carried.

Motion by Bryant, second by Seaman to allow them to put fence across the North/South closed alley. Motion carried.

Mayor Robison asked for volunteers to work on a new employee evaluation form for future evaluations. The mayor asked for an executive session to discuss non-elected personnel.

Motion by Bryant, second by Koontz to enter into executive session to discuss non-elected personnel with mayor, council and City Supervisor Midgett present for a period of ten minutes with session ending at 7:42 p.m. Motion carried.

Entered: 7:32 p.m.

Returned: 7:42 p.m.

Mayor Robison called the meeting back to order and no action was taken from the executive session.

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Bryant discussed a pipe that is separating going into the East River Park and also asked for a budget expense report.

Castle asked that the number of dogs be counted at a residence in the west end and discussed a vacant house on Plum Street. This will be looked into.

Koontz mentioned several properties needing mowed at 6th and Elm and 7th and Elm. Police Chief Feagan reported that a mowing list is being compiled. Police Chief Feagan is sending letter to property owner at 13th and Cherry. It was questioned if letter regarding a building permit required, has been sent to property owner behind the church on 11th St. on a storage shipping container that was discussed at the April 16th meeting, and one had not been.

Clerk Crumrine reported that Jim Blundell had offered \$25 for the piece of culvert pipe.

Motion by Koontz, second by Castle to approve the \$25 payment for the culvert pipe. Motion carried.

Clerk Crumrine informed the council that the stove at the community building had quit working and a new stove was purchased from Westco for \$564.97 as the building was rented out for the next few weekends. Koontz asked where the community building rental income was being put. Crumrine explained that Patty Darnell gave a form listing all the rentals and amounts and gives the money and checks to the city office. She was not sure where the income was being entered. (Note: Debbie Darnell said it was being put in the Electric Fund). A thank you was read from Rebekah Nash for the donation to the Easter Egg Hunt and the council was informed of the upcoming EMC and City audits. The Neighborhood Revitalization Plan was expiring January 31, 2020 and the clerk was instructed to work on renewing the plan.

Attorney Adamson reported that he had responded to the petition for declaratory and injunctive relief filed by Charles Archer. A request to enter into executive session was made.

Motion by Bryant, second by Castle to enter into executive session for pending litigation with the mayor, council, legal counsel, clerk and police chief present for a period of 10 minutes with session ending at 8:10 p.m. Motion carried.

Entered: 8:00 p.m.

Returned: 8:10 p.m.

Mayor Robison called the meeting back to order and no action was taken from executive session.

Police Chief Feagan gave the council the April department activity report and wanted to commend Bryan and Joey Midgett for their assistance in helping Officer Russell with an arrest. It was discussed that Cooper almost has the apartment ready for Officer Russell to move into and asked if payments can be made on the utility deposit as had been done in the past for employees moving to town.

Motion by Castle, second by Koontz to allow Russell to make payments on the utility deposit. Motion carried.

Police Chief Feagan discussed the water coming up in the East River Park and reported that people are tearing up the park driving around and asked permission to put barricades up in the entrances. Permission was granted and permanent gates will be looked into being installed. Bryant asked about dead fish being thrown out and asked if they could be ticketed. Feagan

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discussed adopting the fish and game regulations. Koontz wanted the enforcement of the fish and game regulations put on the park signs when redone. An ordinance will be drafted to incorporate the regulations.

Motion by Koontz, second by Bryant to adopt the fish and game regulations. Motion carried. Police Chief Feagan will check with the game warden for information.

City Supervisor Midgett informed the council that the John Deere mower had blown the motor and a new motor would cost \$4000 or a new mower could be purchased for \$9000. Midgett was instructed to get quotes from Bartlett Coop, Eubanks Equipment and John Deere for next meeting.

MOWING POSITION APPLICATIONS

Applications had been turned in for the mowing position and it was requested that the committee of Koontz, Seaman and Nash go through the applications.

BUILDING PERMIT

The building/demolition permit for James W. Hoggatt to tear down existing mobile home and move in a travel trailer as a permanent residence at 130 Locust St., in the City of Chetopa was posted on the city website and on Facebook on Chetopa Residents with no protest. Building Inspector Bryant did not approve of the building and demolition being on one application. Discussion followed and Bryant will handle the permit.

PROBATION DISCUSSION

Jordyn Stapleton's probationary period is up and he was unable to take the CDL driving test until May 8, 2019.

Motion by Seaman, second by Koontz to take Stapleton off probation providing he passes his CDL. Motion carried.

WAYNE FURNAS HORSE PULL

The Wayne Furnas Memorial Horse Pull is scheduled for May 26, 2019 and it was asked for the East River Park to be used for the event as had been in the past.

Motions by Bryant, second by Koontz to allow the East River Park to be used for the horse pull. Motion carried.

DEMOLITION PROGRAM DISCUSSION

More information regarding the demolition program that the City of Concordia has implemented and in the discussion with SEKRPC, the CDBG has grant funding for demolition but a Housing Assessment Tool (HAT) needs to be done prior to any housing grant being applied for. It was recommended that Barbara Anderson with the Department of Commerce be contacted for more information on the HAT application. The clerk was instructed to contact Anderson to be at the next council meeting.

TREE REMOVAL BID

In the East River Park there are two large trees that have been hit by lightning and are too big for the city crews to handle. A quote from Brown's Tree & Stump Removal for \$1200 to fall and cut up the trees and grind the stumps was presented for approval.

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Motion by Koontz, second by Castle to hire Brown's Tree & Stump Removal to cut the two trees and grind stumps. Motion carried.

Motion by Seaman, second by Bryant to adjourn. Motion carried.

Seal

Mayor

City Clerk