

UNAPPROVED MINUTES

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

July 16, 2019

The Chetopa City Council met in regular session on Tuesday, July 16, 2019 at 7:00 p.m. at City Hall.

PRESIDING: Mayor Terry G. Robison.

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

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief Scott Feagan, City Supervisor Bryan Midgett, Attorney Shane Adamson, James Hoggatt, Blanche North, Tammy and Lee Bushong, Patty Darnell, Officer Corie Brown, Justin Martin, Joey Midgett and Wayne Hester.

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

Visitor Mike Tyler was deleted from agenda and Visitor Justin Martin, Water Plant Purchase, STO/UPOC Adoption Ordinance, an executive session to discuss non-elected personnel and Geraldine Castle asked for an executive session to discuss sale of city property be added to the agenda. It was questioned and researched and found that the sale of property cannot be discussed in an executive session.

Motion by Koontz, second by Seaman to approve the agenda with the deletion and additions. Motion carried.

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

Motion by Bryant, second by Castle to approve the Municipal Court Report. Motion carried.

Motion by Seaman, second by Koontz to approve the Treasurer's Reports. Motion carried.

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

APPROPRIATION ORDINANCE # 3588 as follows:

Payroll Funds	\$ 30413.34
Other Funds	<u>89991.20</u>
Total of all funds	\$120404.54

MAYOR, COUNCIL, EMPLOYEES & VISITORS

Patty Darnell was present to request a donation from the city for the Labette County Livestock Premium Sale. She had given a flyer with information concerning the livestock sale.

Motion by Castle, second by Seaman to donate \$200 to the premium sale. Motion carried.

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Justin Martin was present to discuss the water leak that he had and make payment arrangements.

Motion by Nash, second by Seaman to have Martin sign an agreement to pay his current bill plus 1/10th of the water bill each month until the past due is paid in full. Motion carried.

James Hoggatt had been cleaning the brick sidewalk by his residence and had been told to stop and wanted to know why he had been told to stop. He didn't know who it was that had told him to stop. The council didn't have a problem with him cleaning the sidewalk and Hoggatt was told he could proceed.

Mayor Robison informed the council that the awning addition to building at cemetery was done.

Castle reported that the trailer previously discussed at 4th and Cherry had lights on Monday night.

Nash had been contacted by Chetopa RV about mowing in front of his business because the city had mowed in front of Dollar General. This will be put on the mowing list.

Nash discussed the hours that both Bryan Midgett and Joey Midgett had put in on the 4th of July. They had put down a 1 ½ on their time sheet, but they worked more than that.

Motion by Nash, second by Koontz to pay 4 hours for Bryan and Joey for the 4th. Motion carried.

Motion by Nash, second by Koontz to enter into Executive Session to discuss non-elected personnel with mayor, council, legal counsel and city clerk for a period of 5 minutes with session ending at 7:30 p.m. Motion carried.

Entered: 7:25 p.m.

Returned: 7:30 p.m.

Mayor Robison called the meeting back to order and the following action was taken:

Motion by Nash, second by Seaman to go back into Executive Session to discuss non-elected personnel with mayor, council, legal counsel and city clerk for a period of 5 minutes with session ending at 7:36 p.m. Motion carried.

Entered: 7:31 p.m.

Returned: 7:36 p.m.

Mayor Robison called the meeting back to order and the following action was taken.

Jessica Midgett had contacted the city clerk stating that the pool would be closed August 3rd and that was the last day she was able to work. Nash had contacted Darci Wilkinson to see if she would be available to work to keep the pool open longer and she stated that her vacation plans had changed and she would be able to work a little longer.

Motion by Castle, second by Nash to accept Jessica Midgett's resignation as pool manager effective August 3, 2019. Motion carried.

City Clerk Crumrine had been contacted by Scott Wright about putting up a barbed wire fence to connect to existing barbed wire on property that he had purchased to be in compliance with the farm animal ordinance. The Creative Corner Salon will have an Open House Saturday July 20th with the chamber serving ice cream from 10 a.m. to 1:00 p.m. and the council was invited. A discussion concerning the percentage breakdown of the ½ cent sales tax was held. Currently the monthly remittance is split 50/50 between Special City/County Highway

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and the Park Funds but with the cost of overlay and chip and sealing, money needs to be built up in the Highway Fund and almost everything has been done in the parks. Discussion followed.

Motion by Castle, second by Nash to split the sales tax remittance 25% to Park Fund and 75% to Special City County Highway Fund starting with the next remittance. Motion carried.

Attorney Adamson discussed the former city office building and his actions taken on the payment request from the current owner. Mr. Hester had requested reimbursement of the money that he spent fixing the wall that had collapsed but he had not purchased the building from the city and the city did not have any obligations to reimburse the repairs costs to him.

Police Chief Feagan requested vacation leave August 12-13 and 16-18, 2019.

Motion by Koontz, second by Bryant to approve the vacation request for Feagan. Motion carried.

City Supervisor Midgett discussed the issues with the mow tractor and presented a quote from PrairieLand Partners, LLC for a new tractor. No action was taken on quote. Midgett reported that he had passed the written portion of the CDL and had to wait to take the driving portion. One house on the condemnation list has been torn down and cleanup should be finished soon.

2020 BUDGET DISCUSSION FINALIZATION

The revised budget was presented for finalization on what to publish.

Motion by Bryant, second by Koontz to proceed with the public hearing notice based on the revision. Motion carried.

CONDEMNATION HEARING RESOLUTION

Resolution 2019-5 to set a condemnation hearing for September 3, 2019 on property located at 107 Plum St. was presented for adoption.

Motion by Nash, second by Castle to adopt Resolution 2019-5. Motion carried.

STO/UPOC ORDINANCES

Ordinances to adopt the 2019 Standard Traffic Ordinance and Uniform Public Offense Code books prepared by the League of Kansas Municipalities were presented.

Motion by Nash, second by Bryant to adopt Ordinances 922 and 923 as presented. Motion carried.

ORDINANCE NO. 922/AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF CHETOPA, KANSAS, INCORPORATING BY REFERENCE THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, EDITION OF 2019, WITH CERTAIN CHANGES; PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NO. 907.

ORDINANCE NO 923/AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF CHETOPA, KANSAS; INCORPORATING BY REFERENCE THE 'UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES' EDITION OF 2019, WITH CERTAIN OMISSIONS; AND REPEALING ORDINANCE NO. 908.

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WATER PLANT EQUIPMENT PURCHASE

Water Plant Supervisor Tyler requested permission to order a drum pump set, 47” polypropylene, electric motor, cost \$1,039.95 that was on his budget list for next year, but needed replaced now.

Motion by Nash, second by Koontz to allow the purchase of the motor. Motion carried.

Motion by Nash, second by Seaman to promote Darci Wilkinson to pool manager effective August 4, 2019. Motion carried.

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

Seal

Mayor

City Clerk