

UNAPPROVED MINUTES

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

August 17, 2021

The Chetopa City Council met in regular session on Tuesday, August 17, 2021 at 7:00 p.m., at City Hall.

PRESIDING: Mayor Tammy Bushong.

PRESENT: Council Members/Gary W. Bryant, Geraldine Castle, Ernie Wulf, Bob Boyd and Linda Seaman. Juanita Kepner was not present.

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief Scott Feagan, Attorney Shane Adamson, Interim City Supervisor Joey Midgett, Water Plant Supervisor Mike Tyler, Wendy Gaylor, Luke and Savannah Wethey, Agnes Stephens and Lee Bushong.

Mayor Bushong called the meeting to order and led the council and visitors in the Pledge of Allegiance and opened the meeting in prayer.

It was requested to add visitor Agnes Stephens and Fall Cleanup Dates, Museum Curator Resignation and 1st Responder Run Pay Request to the agenda.

Motion by Castle, second by Wulf to approve the agenda with the additions. Motion carried.

Motion by Wulf, second by Bryant to approve the Minutes of the last regular meeting with the spelling correction. Motion carried. (It was noted that the spelling had been corrected already on the posted copy and permanent copy).

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

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

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

APPROPRIATION ORDINANCE # 3638 as follows:

Payroll Funds	\$ 31247.00
Other Funds	<u>146077.28</u>
Total of all funds	\$177324.28

2022 PUBLIC BUDGET HEARING

Mayor Bushong opened the 2022 budget hearing and there was no one present to discuss the budget.

Motion by Bryant, second by Wulf to adopt the 2022 Budget as presented. Motion carried.

Mayor Bushong closed the budget hearing.

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MAYOR, COUNCIL, EMPLOYEES & VISITORS

Luke and Savannah Wethey requested permission to hold their brush arbor service September 15-19 at the East River Park.

Motion by Castle, second by Boyd to approve the House of Prayer to hold their service at the park. Motion carried.

Wendy Gaylor was present to ask if the city could adjust the water billing for a leak that they had. Information concerning the leak was discussed.

Motion by Wulf, second by Castle to adjust the water billing at the city's cost. Motion carried.

Agnes Stephens gave an update on the vehicles that had been cited previously and asked for an extension to take care of one vehicle that had not been completed. Discussion followed.

Motion by Wulf, second by Castle to give Stephens a 30-day extension to get the vehicle taken care of. Motion carried.

Mayor Bushong discussed a packet that she had received from Debbie Yost on the condition of lots on and around Maple St. Discussion followed and Police Chief Feagan will review the properties and do code enforcement and report back at the next meeting. Feagan also updated the council on the cats and dogs that were discussed at the last council meeting and Officer Rakestraw had spoken with the owner who stated that she only owns four dogs and two cats.

Castle reported on the condition of the boat ramp at Elmore Park and asked if it would be possible to pour concrete to keep the rock from wash out

Boyd wanted to discuss the railing repairs but will wait until it is discussed on the agenda.

Water Plant Supervisor Tyler requested approval to purchase a Colorimeter from HACH at a cost of \$1527 as there will be a 6% price increase August 28, 2021. Discussion followed.

Motion by Wulf, second by Castle to allow the purchase of the piece of equipment for the Water Plant from HACH. Motion carried. (Bryant was not present for the vote.)

Water Plant Supervisor Tyler discussed the voluntary Per- and polyfluoroalkyl substances (PFAS) monitoring program letter from KDHE and recommended that the city not participate in the monitoring in which the council agreed with this recommendation. Tyler also reported that he would be having back surgery and would be out 4-6 weeks.

OLD BUSINESS FOLLOW UP

Clerk Crumrine had contacted both overlay companies and stated that the quotes were still good. Action had been delayed on taking action on the bids until it was known if the half cent sales tax was renewed, which it was. If all proposed streets/alleys were done the quotes totaled: \$85194 from Teeter's Paving and \$97592.28 from Heckert Construction. Discussion followed.

Motion by Bryant, second by Castle to do all the streets and award project to Teeter's Paving. Motion carried.

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The Osage Nation Programmatic Agreement has been sent back to the Osage Nation for their review. Attorney Adamson reported that ownership by the city on streets is what is plotted on the maps not just the improved portion of the streets. Applications will be discussed in executive session later on in the meeting. An update of the American Rescue Plan was given. The email from EMC on contract labor was discussed and it was requested to contact Colton Ingram on signing a contract with the city and providing a certificate of liability insurance showing the city as the certificate holder. The clerk reported that she has not divided the city buildings for the annual inspections and maintenance of the heating and air system and asked how far back the council wanted to go on the unpaid special assessments and was told five years.

VACATION REQUEST

Water Plant Supervisor Tyler requested five days' vacation in November.

Motion by Castle, second by Bryant to approve the vacation request. Motion carried

BG CONSULTANTS BILLING/KDHE PAY REQUEST

BG Consultants Invoice No. 6 in the amount of \$42135 along with the KDHE Pay Request No. 5 for that same amount was presented for approval to pay and submit.

Motion by Bryant, second by Wulf to approve the payment of the BG Consultants invoice and the mayor signing the KDHE Pay Request. Motion carried.

LCC CTE AGREEMENT RENEWAL

The renewal of the annual agreement for purchase of services through the Labette Community College was presented for approval for the mayor to sign.

Motion by Castle, second by Seaman to approve the mayor signing the CTE agreement. Motion carried.

SPECIAL ASSESSMENT ORDINANCE

Ordinance No. 949 to levy special assessments for May-July 2021 mowing and condemnation expenses for the May 2021 were presented for approval.

Motion by Castle, second by Seaman to adopt Ordinance No. 949. Motion carried.

ORDINANCE NO. 949/AN ORDINANCE MAKING AND LEVYING A SPECIAL TAX UPON ALL LOTS AND PARCELS OF GROUND IN THE CITY OF CHETOPA, KANSAS LIABLE FOR THE COST AND EXPENSE OF MOWING IN SAID CITY DURING THE MONTHS OF MAY, JUNE AND JULY 2021 AND CONDEMNATION EXPENSE FOR MAY 2021, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CHETOPA, KANSAS:

SALES TAX LEVYING ORDINANCE

Ordinance No. 946 to levy the half cent sales tax recently passed by voters was presented for approval.

Motion by Bryant, second by Wulf to adopt Ordinance No. 946. Motion carried.

ORDINANCE NO. 946/AN ORDINANCE LEVYING A CITY RETAILERS' SALES TAX IN THE AMOUNT OF ONE-HALF OF ONE PERCENT (0.5%) WITHIN THE CITY OF CHETOPA, KANSAS, EFFECTIVE JANUARY 1, 2022.

STO-UPOC ORDINANCES

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Ordinance No. 947 to adopt by reference the Standard Traffic Ordinance books and Ordinance No. 948 to adopt by reference the Uniform Public Offense Code were presented for approval.

Motion by Castle, second by Wulf to adopt Ordinance No. 947 and Ordinance No. 948. Motion carried.

ORDINANCE NO. 947/AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF CHETOPA, KAN SAS; INCORPORATING BY REFERENCE THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES 48TH EDITION, WITH CERTAIN CHANGES; PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NO. 938/

ORDINANCE NO. 948/AN ORDINANCE REGULATING PUBLIC OFFENSE WITHIN THE CORPORATE LIMITS OF THE CITY OF CHETOPA, KANSAS; INCORPORATING BY REFERENCE THE 'UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES', 37TH EDITION, WITH CERTAIN OMISSIONS; PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NO. 939

KMEA BOARD OF DIRECTORS APPOINTMENT

With the resignation of Ashley Brown, there is a vacancy on the KMEA Board for Director #1 and Clerk Crumrine asked if anyone was interested in filling the vacancy.

Motion by Wulf, second by Bryant to appoint Castle to the vacancy of the Director #1 on the KMEA Board. Motion carried.

ELECTRIC DISCUSSION/KMEA PROGRAM AND TRAINING

Interim City Supervisor Midgett discussed the KMEA programs available to members to help with repairs and other equipment uses. Midgett also asked approval to register Nick Dimos up for the KMU Overhead Electric training in McPherson. A copy of the brochure had been given to the council and discussion followed.

Motion by Wulf, second by Bryant to send Dimos to the KMU training. Motion carried.

RAILING REPAIRS

Railing repairs needed on Pecan St and in Veterans Park were discussed.

Motion by Castle, second by Seaman to contact Gale Hellwig on the repairs needed. Motion carried.

ADDED ITEMS TO THE AGENDA

Mayor Bushong informed the council that the library had received a grant.

Clerk Crumrine asked what dates to schedule the Fall Cleanup.

Motion by Castle, second by Boyd to schedule the cleanup September 4-13, 2021. Motion carried.

A letter of resignation as museum curator was read from Sandra Baldrige.

A request for run pay in the amount of \$400 for the Chetopa 1st Responders was presented.

Motion by Bryant, second by Wulf to approve the run pay. Motion carried.

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Motion by Bryant, second by Wulf to adjourn. Discussion: Mayor Bushong had requested an executive session before adjournment. Motion was rescinded before vote taken.

EXECUTIVE SESSION

Motion by Castle, second by Seaman to enter into executive session with mayor, council, legal counsel and clerk present for a period of 10 minutes with session ending at 9:27 p.m.

Motion carried.

Entered: 9:17 p.m.

Returned: 9:27 p.m.

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

Motion by Castle, second by Wulf to enter back into executive session with mayor, council, legal counsel and clerk present for a period of 10 minutes with session ending at 9:38 p.m. Motion carried.

Entered: 9:28 p.m.

Returned: 9:38 p.m.

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

Motion by Wulf, second by Castle to enter back into executive session with mayor, council, legal counsel, clerk and police chief present for a period of 5 minutes with session ending at 9:43 p.m. Motion carried.

Entered: 9:38 p.m.

Returned: 9:43 p.m.

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

Mayor Bushong appointed Michael Billingsly as City Helper.

Motion by Castle, second by Wulf to approve appointment. Motion carried.

Clerk Crumrine asked about the rate of pay and was asked to get the hourly wages of all employees. Crumrine returned with printout and discussion followed.

Motion by Wulf, second by Seaman to start Billingsly at \$14.50 per hour and increase to \$14.85 when he obtains his CDL. Motion carried.

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

Seal

Mayor

City Clerk