

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

May 3, 2022

The Chetopa City Council met in regular session on Tuesday, May 3, 2022 at 7:00 p.m., at City Hall.

PRESIDING: Mayor Tammy Bushong.

PRESENT: Council Members/Bob Boyd, Linda Seaman, Pam Campbell and Ernie Wulf. Geraldine Castle and Juanita Kepner were not present.

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief/Interim City Supervisor Scott Feagan (at 7:12 p.m.), Attorney Shane Adamson (at 7:36 p.m.) and Crystal and Shane Taylor.

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

Boyd asked to add an executive session and discussion followed on what executive sessions can be called for and it was determined to call it for non-elected personnel. It was asked to also add visitors Crystal and Shane Taylor and delete old business of Applications, Library Insurance, Pool Slide Insurance and Water Conservation Plan Update from the agenda as there was no updates or items have been completed and needed removed.

Motion by Wulf, second by Campbell to approve the Agenda with the addition and deletions. Motion carried.

Clerk Crumrine pointed out a missing item in the minutes that was added after copies had been made for the council.

Motion by Wulf, second by Seaman to approve the Minutes of the last regular council meeting with the addition noted. Motion carried.

It was pointed out on the Treasurer's Report that there is a negative balance in the water fund and the transfer from the ARPA funding had not been made yet. Clerk Crumrine noted that she is double checking how the best way is to transfer the funds spent, as the auditors will be in the office Monday, **May 9, 2022** and had not noticed the negative water fund balance.

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

Motion by Seaman, second by Campbell to approve the Warrant Register. Motion carried. **APPROPRIATION ORDINANCE # 3656** as follows:

Payroll Funds	\$31787.71
Other Funds	<u>23817.40</u>
Total of all funds	\$55605.11

**MAYOR, COUNCIL, EMPLOYEES & VISITORS**

Crystal and Shane Taylor were present and Mr. Taylor address the council regarding holding a tent revival in the East River Park on May 13-15, 2022. Their ministry is the Taylor Family Ministry.

Motion by Wulf, second by Campbell to allow the tent revival in the East River Park. Motion carried. (The Taylors thanked the council and left.)

**Mayor Bushong** informed the council that there had been several occasions that Bryan and Joey Midgett had been called out to help with utility issues and asked if the council was agreeable to pay them for this call out time. Police Chief Feagan will check them to see if they wanted paid for the time. Barbara Hays had contacted Mayor Bushong to ask if the city council would have any issue if her Chetopa Markets event outgrew the community building, using the rest of Veterans Park to allow vendors to set up and Bushong also discussed not charging Hays the rental fee for the community building. There was no opposition to these requests. Boyd asked if sales tax is being collected and Mayor Bushong reported that she had been told yes.

**Boyd** thanked Clerk Crumrine for getting Gary Bryant's obituary printed in the Kansas Government Journal. Boyd proceeded to show pictures of sewer manholes being hit and open to ground water and rain. Boyd questioned the legality of ATV's pulling trailers and discussion turned to the registration of ATV's, golf carts and micro utility trucks.

Motion by Wulf, second by Campbell to repeal Article 3 pertaining to the operation and registration of Golf Carts, ATV's and Micro Utility Trucks. Motion carried. Boyd voted no.

**Boyd** questioned how many trailers can be on a property until it is classified as a trailer park. Police Chief Feagan reported that a letter had been written to who is currently living on the property but a letter will need to also be sent to the property owner.

**Campbell** discussed a number of items, potholes, poles that need fixed, trash at a property that she signed a complaint on and an incident where her brother was mowing and bumped an old pole and an insulator fell and hit him. Chief Feagan reported that he has had city crews working on ditches and potholes will be fixed as soon as they can get cold lay.

**Clerk Crumrine** reported that Cindi McElroy had contacted her about the letters she had received and was not able to come to the meeting in person and asked that Crumrine ask council for a two week extension. Discussion followed on next step in the nuisance procedure and took no action on extending the time for McElroy. Crumrine asked Chief Feagan if Power Nading was aware that he needed to notify her of any sewer bypasses so that the state can be notified within the time restraints so there are no violations. Feagan thought Nading was aware of this but will go over procedure with him.

**Police Chief/Interim City Supervisor Feagan** had placed activity reports on the table for the council and reported that the grey truck need four tires and they have been ordered, there were 44 properties that had mowing letter sent on, the company that was used last year will be contacted to suck all the debris out of the pool so that it can be cleaned. A lengthy discussion was held on mowing, no action was taken from discussion.

**Mayor Bushong** would like to purchase yellow paint to paint the parking lines and curbs along the highway and reported that city crews had sprayed Elmore Park.

**OLD BUSINESS FOLLOW UP**

Emails concerning the Osage Nation PA were given to the council, it was reported that the annual report for the ARPA funds had been transmitted, district court filings are being done on the special assessment listing, Attorney Adamson reported that he has had no response from his letter to the company that damaged the water main, council asked that the OIT discussion be taken off the agenda for now, as Joey Midgett’s certification is good until 8/2023, it was asked to contact KMEA and KMU to see if someone is available to evaluate the electric distribution system and the veterinary charges were reviewed and vicious dog discussion was held with no action taken.

Police Chief Feagan gave the council quotes on tractors from PrairieLand Partners, Lamberts Tractor and Romans. It was asked if any of the businesses were in the GSA program and Feagan will contact them before a decision is made. Feagan had been given a quote on tires for the loader and Bartlett Coop priced them at \$645.08 per tire and they need two.

Motion by Wulf, second by Campbell to approve the purchase of two tires for the loader from Bartlett Coop at \$645.08 per tire. Motion carried.

Information from the Midwest Assistance Program regarding funding the USDA was reviewed and several eligible areas of funding were discussed. This will be reviewed more.

Police Chief Feagan reported that the additional park cameras had been received.

**PROPANE TANK DISCUSSION**

Mayor Bushong revisited the propane tank discussion as the gas company pays a franchise fee on gas usage and if propane tanks continue to be installed, that is cutting into the franchise fee that Chetopa receives. No action was taken on discussion.

**STORM WINDOW DAMAGE**

Clerk Crumrine had been contact by Rick Darnell concerning a broken storm window that he believed happened when the tree was being cut across the alley at Amy Carter’s residence. The broken window was discovered two weeks after the tree had been cut. Discussion followed and it was pointed out that the city was not liable for any damage as the contractor had provided a certificate of liability insurance. No action was taken on claim.

Motion by Boyd, second by Campbell to enter into executive session to discuss non-elected personnel with the mayor, council, legal counsel and clerk present for a period of 10-minutes with the session ending at 9:35 p.m. Motion carried.

Entered: 9:25 p.m. Returned: 9:35 p.m.

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

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

Seal

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk