

UNAPPROVED MINUTES

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

December 2, 2014

The Chetopa City Council met in regular session on Tuesday, December 2, 2014 at 7:00 p.m., at City Hall.

PRESIDING: Mayor Ron Wood.

PRESENT: Council Members/Gary Bryant, Terry Robison, Jim Cooper and Carthen Nash. Pat Blaich and Joey Midgett were not present.

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief Scott Feagan, Attorney Ed Dosh, Debbie Darnell, Jim and Carol Dillon, Josh Moore, Jerry Goins, Caleb Scales and Mike Bartlett.

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

Motion by Cooper, second by Bryant to approve the Minutes from the last regular meeting and the December 1, 2014 special meeting. Motion carried.

Motion by Bryant, second by Robison to approve the Treasurer's Report. Motion carried.

Cooper asked what the payment to Data Technologies was for and it was for the court software.

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

APPROPRIATION ORDINANCE # 3475 as follows:

Payroll Funds	\$25627.14
Other Funds	<u>44950.86</u>
Total of all funds	\$70578.00

VISITORS

Jerry Goins was present to discuss the fire hydrant flow testing and wanted to be sure that they followed through on their obligation and they will send someone out to help with the flow testing of all the fire hydrants.

Jim and Carol Dillon were present to discuss the drainage issue at Carrell Liquor Store. They were not aware of the issue until recently and would like to be notified of the work being done. Bryant stated that flags would be put out and Dillon's will be notified before any work is done to try to resolve the water issue.

Caleb Scales, Water Plant Leadman reported that Tim Grover needed to get his Class 2 certification and the next testing will be March 2015 in Wichita. This will be addressed after the first of the year. Scales also discussed that five of the space heaters in the water plant were not working and need to be repaired. Cooper will look at the heaters and make a recommendation for the next meeting.

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FUNDING DISCUSSION

A lengthy discussion was held on the recommendations by Carl Brown on water, sewer and electric rates. The following motions were made from that discussion.

Motion by Bryant, second by Cooper to raise the water rates according to Carl Brown's model by 13.7%. Discussion followed and motion was amended to read:

Motion by Bryant, second by Cooper to raise the water rates according to Carl Brown's model by 13.7% and set up the annual percentage increase in water rates according to his model. Motion carried. (After motion was made, it was noted that increase would be 5% annually.)

Motion by Bryant, second by Cooper to raise the electric rates 10% effective with the next billing date and reevaluate in 90 days. Motion carried. Robison voted no.

Motion by Robison, second by Nash to increase the sewer rates by 1% and raise by 1% annually. Motion carried.

Mayor Wood informed the council that he had been contacted by Bob Watkins who had turned the water off at a house he owns in Chetopa, but did not notify the city that he had turned it off. Watkins was bill a minimum usage on his utility bill and was protesting it. No adjustment will be given on the bill.

Cooper stated that a water rate study could be done for free by KDHE. Mayor Wood responded that they were instructed to contact Carl Brown for an in depth rate analysis.

The clerk reported that a budget amendment hearing is scheduled for December 16, 2014 and a quorum is needed for that meeting. A transfer of \$5000 is needed from the sewer fund to the employee benefit fund.

Motion by Cooper, second by Nash to authorize the \$5000 transfer from Sewer to Employee Benefits. Motion carried.

RIP RAP PERMIT DISCUSSION

Mayor Wood had asked the clerk to get more information concerning the city's responsibilities on the rip rap done along the Neosho River as the City of Oswego was encouraged to plant trees in their new rip rap installation. A copy of the original permit dated July 9, 1985 was received from the Corp of Engineers and there was no requirement for the city to keep trees and brush cut out from the rip rap.

Motion by Bryant, second by Nash to rescind the motion from the last council meeting to have city crews start cutting trees on the river bank. Motion carried.

SKW INVOICE/WATER INTAKE PROJECT

An invoice for the water intake structure for professional services from October 13 to November 6, 2014 in the amount of \$9332.32 was received from Shafer, Kline & Warren and presented for approval for payment.

Motion by Nash, second by Robison to approve the payment to SKW. Motion carried. Bryant voted no.

CLERK'S MISC.

A revision was made on the Neighborhood Revitalization Plan Interlocal agreement and a draft was sent to the Attorney General for their review before being sent back out for signatures.

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A reminder was given to the council on the Council Christmas Float. KDHE grant information was received from Champlin Tire Recycling for the purchase of playground surfacing and other products made from recycled tires. Josh Moore will get information on the cost of the items. The grant submission deadline is February 2, 2015 and grant will be discussed after the first of the year. Dosh was reminded about him not being at the next council meeting and he asked if Shane Adamson needed to be at the meeting in his absence. It will wait to see if anything comes up that an attorney will be needed at the meeting before asking Adamson to be there.

MAYOR, COUNCIL & EMPLOYEE MISC.

Nash reported that Police Chief Feagan had not gotten a listing of condemnation properties together yet.

Cooper stated that a flow test meter to check the fire hydrants would cost less than \$500.

Nash had been asked about the city keeping the old fire truck that was to be put on Purple Wave to use until one of the police trucks were replaced. Both Cooper and Josh Moore stated that the city shouldn't keep the truck but go ahead and auction it off.

Robison asked about the negative balance in the Electric Fund and why the CD had not been cashed in to cover the negative balance.

Motion by Robison, second by Nash to cash in the Electric Fund CD. Motion carried.

Motion by Bryant, second by Cooper to enter into Executive Session for a period of 20 minutes to discuss non-elected personnel with mayor, council, legal counsel, police chief and clerk present. Motion carried.

Entered: 8:56 p.m.

Returned: 9:16 p.m.

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

Motion by Bryant to layoff Rob Darnell and Jacob Scales. Motion died for a lack of a second.

Motion by Bryant, second by Cooper to lay off Jacob Scales. Motion carried.

Motion by Nash, second by Cooper to enter into Executive Session for a period of 5 minutes to discuss non-elected personnel with mayor, council, legal counsel, police chief and clerk present. Motion carried.

Entered: 9:17 p.m.

Returned: 9:22 p.m.

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

Motion by Bryant, second by Cooper to make the layoff effective 12-5-14. Motion carried. Robison voted no.

Motion by Bryant, second by Robison to offer to employees the chance of a City Superintendent job to replace all other department heads with the current department heads retaining their employee status in the Street, Utility and Sanitation Departments but with department heads reverting to helper pay; applications will be accepted in house until 1-15-15 and if no applications received will then put job out to public with a Superintendent job description being provided to the council by 12-16-14. Motion carried.

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Motion by Bryant, second by Nash to enter into Executive Session for a period of 5 minutes to discuss non-elected personnel with mayor, council, legal counsel, police chief and clerk present. Motion carried.

Entered: 9:30 p.m.

Returned: 9:35 p.m.

Mayor Wood called the meeting back to order. No action was taken from executive session.

Police Chief Feagan asked how many would be riding the city council float and a roster of those present that would be riding was given.

Nash reported that he had been told that the police had not responded to a call to dispatch from Carm N Dales regarding a problem with their security system. He felt that because he was on the police committee that he had the authority to go to the police and discuss that with them and he found Police Chief Feagan, Officer Hawthorne and Officer Rakestraw. Police Chief Feagan stated that dispatch had not notified Officer Rakestraw of the call and Rakestraw responded to the call at that point. It was found that the system wasn't hooked up and the problem was corrected. Nash had been made to feel that his actions weren't necessary by Council Member Blaich.

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

Seal

Mayor

City Clerk