

INFORMATION

City Office – (785) 876-2550
Located at 524 Kiowa

Office Hours

Mon: 9am – 6pm

Tuesday-Friday: 8am – 2pm

City Engineer – Bob (785) 640-1194
Ron (785) 640-8750
Kyle (785) 608-3547

Next Meeting – September 11th, 2006

Regular Council Meeting August 14th, 2006

I. CALL TO ORDER:

Council President, Kirk Vernon called the meeting to order at 7:05 p.m. Members present: Commissioners Terry Marsh, Jason Klenklen, Kirk Vernon and Elke Lassiter. Members absent: Mayor Scott Gibson, Commissioner Ed Carmona.

Citizens in attendance were Ken Bieker, Phyllis Cooper, Wayne McNary, Susan Newell, David Christy, Sandi Goetz, Leon Brunton, Larry Goetz, Marilyn Blevins, Bill Parker, Fred Wiedenmann, Bob Schuenight and Bob Holliday.

OPENING COMMENTS:

In opening comments, citizen, Phyllis Cooper questioned as to why the water fountain in the park has not been completed. The Council agreed to allow the maintenance department until next meeting to complete the project, or attend the next Council Meeting with an explanation as to why the fountain has not yet been completed.

Citizen, Sandi Goetz informed the Council of a complaint that she has with a house along Delaware drive where there are said to be around 5 trash cans constantly left on the driveway by the road, which is very unattractive and takes away from the beautification of the City. Council President Vernon informed Mrs. Goetz that in order to take any action, there has to be a written complaint turned into the Ozawkie City Office. Mrs. Goetz informed the Council that she would be willing to file a complaint.

David Christy approached the Council with a requested change to his letter to the Mayor and Council dated June 26, 2006. The change is to be in the date, which should read July 26, 2006, as opposed to June. Mr. Christy also

informed the Council that he cast the deciding vote on the Jefferson County Planning & Zoning Commission to remove Ed Carmona from his position, for the same issues that the City of Ozawkie is dealing with.

Mr. Christy informed the Council that there will be 2 new positions becoming available at the County, one for a grant writer, which is a service that will be free to all cities in the county, and the second position will be a building inspector, hired on an as-needed basis.

Sandi Goetz informed the Council of several complaints regarding goats being harbored in the City. Sandi relayed that the citizens who have mentioned the goats do not want to sign a formal complaint, in case the goats are for a child for a project of some kind, but the Council should not allow the goats to permanently live in the City.

II. COUNCIL COMMENTS/QUESTIONS/CONCERNS

Council President Vernon informed all in attendance that the Mayor and City Council has received a letter of resignation from Councilman Ed Carmona, dated August 11, 2006. Motion by Marsh to accept the resignation, second by Klenklen. The motion passed 4-0.

Councilman Marsh informed the Council that there have been complaints regarding the increase of City taxes, and that the issue should be addressed. Council President Vernon explained that the City of Ozawkie has the lowest mill levy in Jefferson County, and is the in the bottom 5% in the entire state for cities of the same size. Councilman Marsh added that Ozawkie also has the lowest utility rates in Jefferson County, and is in the bottom 10% in the entire state of Kansas. Questions arose as to why the City has never received any grant money, and the Council explained that the City has been denied grants because of the low mill levy and low utility rates, as well as the City's high assessed valuation.

Councilman Marsh furnished the Council with a chart of houses for sale and the locations.

III. APPROVAL OF AGENDA:

Councilwoman Lassiter requested item #11 – Executive Session for Employee Review be added to the agenda. Motion by Klenklen to approve the agenda, second by Marsh. The motion passed 4-0.

IV. APPROVAL OF CONSENT ITEMS

a) MINUTES OF THE JULY 10TH AND JULY 26TH MEETING

Motion by Marsh to approve the Minutes of the July 10th and July 26th meeting, second by Lassiter. The motion passed 4-0.

b) JULY TREASURER'S REPORT

Treasurer Bieker furnished the Mayor and Council with a monthly financial report for July. The report reflected credits/debits of \$8,769.51/\$9,462.17 for General, \$6,589.38/\$4,725.52 for Water, \$2,554.77/\$1,106.43 for Sewer, \$75.00/\$10,105.13 for Parks, \$3,209.42/\$0.00 for Special Highway and \$3,166.78/\$4,262.40 for Trash. The total receipts/expenditures for July were \$24,364.86/\$29,661.65.

Motion by Marsh to approve the July Treasurer's Report, second by Klenklen. The motion passed 4-0.

c) JULY WARRANT REGISTER

The July Warrant Register reflected an expenditure amount of \$8,734.57 for General, \$5,428.45 for Water, \$1,677.83 for Sewer, and \$22.58 for Park. Total expenditures for July were \$15,863.43.

Motion by Marsh to approve the Warrant Register, second by Klenklen. The motion passed 4-0.

V. REPORTS:

Planning & Zoning:

Committee Chairperson, Sandi Goetz informed the Council of an excavation issue that has been brought to Planning & Zoning's attention regarding the erection of a storage shed in a yard, possibly causing water drainage issues to a neighboring yard. Clerk Zimmerman sent a friendly letter to the homeowner's explaining the issue, and the issue is believed to be resolved.

Streets:

Street Commissioner Marsh furnished the Council with a bid from A&W Asphalt. The work to be done is a 2" overlay from Delaware and Valley View to Vista View. The base bid for the 2" overlay is \$34,200.00. There is an alternate bid for milling and constructing asphalt patches for \$4,275.00. Councilman Marsh recommended approval for the base bid only, not the alternate bid. Questions arose as to whether the money for the project is available in the City Funds. Motion by Klenklen to approve the base bid of \$34,200.00 provided that the money is available, second by Lassiter. The motion passed 4-0.

Councilman Marsh informed the Council of two street issues that need to be resolved in the near future. The first being the repair of a temporary (asphalt) curb along the 500 block of Delaware on the east side. The second one is in the cul-de-sac along Delaware, a correction for water run-off.

Utilities:

Utility Commissioner Klenklen reported that he has had several citizens question whether the city provides a trash container with the service, and he would like to address the issue. S.M. Ball bills separately for trash containers, the cost is \$3.00 per month, billed on a semi-annual basis, and the container is a 95-gallon cart. Councilman Klenklen requested that this information be added to the website.

Councilman Klenklen informed the Council that the maintenance department has been dealing with several lift station problems; therefore he has priced purchasing new pumps, as opposed to continuously fixing the current ones. He received one quote from Water Products for a 2 horsepower, 1 1/4" discharge grinder pump for \$1,108.50 and a 2 horsepower discharge sump pump for \$1,695.00. He received another quote from USA Bluebook for a 3 horsepower/230 volt shredder pump with a 4" discharge for \$1,435.38, with freight. The last quote he received was from Independent Electric, in which they informed Councilman Klenklen that their bid would reflect a 15% increase from the other bids. Councilman Klenklen explained that a new pump will last approximately 5-8 years before anything major will have to be done to it, and that the USA Bluebook price of \$1,435.38 is only a couple hundred dollars of what the cost would be to fix the old pump. Motion by Lassiter to purchase the pump from USA Bluebook in the amount of \$1,435.38, second by Marsh. The motion passed 4-0.

Councilman Klenklen informed the Council that the manhole needs to be repaired at Kansa and Sunflower, which was reported to be a major infiltration by Mayer Specialty Services. The approximate cost for the repair is \$1,600.00, and Mayer Specialty Services will make the repair. Motion by Marsh to approve the repair, not to exceed \$1,600.00, second by Lassiter. The motion passed 4-0. Councilman Klenklen informed the Council that he hopes to begin working on the personal service connections that are having root problems, causing infiltration, by this fall.

Councilman Klenklen reported that he has been reviewing the City's Utility Franchise agreements and negotiations will be discussed at a later date. He also reported that he has been working with Public Works Employee, Kyle Truhe, on obtaining orange vests for clear identification to citizens when the maintenance employees are working on jobs around the City.

Parks:

Park Commissioner Lassiter reported that the Park Committee has been meeting and is preparing to set up the 501(c) (3) account, but it cannot be set up without depositing \$500.00 into the account for start-up costs. Motion by Klenklen to award the \$500.00 to the Park Committee for the purpose of starting up the 501(c) (3) account, by using the donations to the Park Fund, second by Marsh. The motion passed 4-0.

Law Enforcement:

Law Enforcement Commissioner Vernon reported that there have been 3 vehicle burglaries in Ozawkie recently; therefore he encourages all citizens to keep their vehicles locked at all times, especially at night, and never keep the keys to the vehicle inside.

Councilman Vernon reported that the Jefferson County Sheriff's Department infiltrated an underage party in the Corps of Engineer's Land on the east side of Delaware, and asks that anyone who sees more than 7 or 8 cars driving down to the property, call the Sheriff's Department and report it.

Governmental Affairs:

Councilman Klenklen announced two upcoming meetings:

- ✦ Kansas Water Office and the Kansas Department of Commerce on August 15th, 2006 from 3:00 – 4:30 pm at the American Legion.
- ✦ Delaware River Wraps Meeting on August 17th, 2006 at 7:00 pm at the Oskaloosa Public Library.

Councilman Marsh informed the Council that due to Councilman Carmona's recent resignation, he will plan on attending the upcoming Meriden/Ozawkie Area Chamber of Commerce meetings.

Anyone interested in filling the vacant Council Position is asked to contact Mayor Scott Gibson at 876-2419.

Tree Board:

Councilwoman Lassiter reported that she will begin working on the pruning of the park trees once fall comes around.

Councilman Marsh reported that he and his son, along with Bob Holliday have taken the swings down in the City Park.

City Maintenance:

Public Works Supervisor Thomas provided the City Council with an Engineer's Report for July which showed 1 water line break at 206 Meadowlark, as well as supplies and parts that have been purchased.

Animal Control Officer:

Animal Control Officer, Kyle Truhe, furnished the Council with a report for July. The report reflected 4 stray cats, 1 stray dog and 1 raccoon picked up. Truhe noted that he has spoken with Ryan Smidt of the Kansas Department of Wildlife and Park concerning trapping regulations, and he has ordered identification tags to be put onto City Traps.

City Clerk:

Nothing to report.

NEW BUSINESS

VI. City Attorney Discussion

Council President Vernon informed the Council that Steve Montgomery, is resigning his position as City Attorney as of September 8, 2006 due to a recent appointment by the Governor to be the next District Judge in Miami County, therefore the City needs to discuss possible attorneys to take the position. The Council requested that Clerk Zimmerman call neighboring cities to see what they are doing.

VII. 2007 Budget Approval

Clerk Zimmerman and Treasurer Bieker presented the Council with the proposed 2007 budget. The 2005 mill levy was 16.289, the 2006 mill levy was 15.966 and the proposed 2007 mill levy is 16.249, which is a .283 mill increase from 2006. Treasurer Bieker explained that in order to avoid an increase, the street budget was decreased for 2007. The street budget in the general fund was 23, 338 in 2005, 38,220 in 2006 and then 11,200 for 2007. Treasurer Bieker explained that only one fund is actually a levied fund, which is the general, the other funds are all self-supporting. Councilman Klenklen informed the Council that once he has finished the comprehensive plan that he

has been working on, it will include utility rate increases. Motion by Klenklen to approve the 2007 budget, second by Lassiter. The motion passed 3-1 with Marsh voting nay. Clerk Zimmerman informed the Council that due to the mill increase, an ordinance has to be published. Motion by Lassiter to approve ordinance 1-1405, second by Klenklen, motion passed 4-0.

VIII. P&Z Building Plan Procedure

Planning & Zoning Chairperson, Sandi Goetz, informed the Council that she will provide information for building plans in the Councilmember Packets, so that the Councilmember's may review the information before the meeting.

IX. 2006 Uniform Public Offense Code

Motion by Marsh to approve the 2006 Uniform Public Offense Code, second by Klenklen. The motion passed 4-0.

X. 2006 Standard Traffic Ordinance

Motion by Marsh to approve the 2006 Standard Traffic Ordinances, second by Lassiter. The motion passed 4-0.

XI. Executive Session – Employee Review

The Council will recess into an executive session for the purpose of discussing personnel matters of non-elected personnel, K.S.A. 75-4319 (b) (1). Motion by Marsh for Council to recess into an Executive Session for 20 minutes, second by Klenklen. The motion passed 4-0. Executive session began at 8:42 and is set to conclude at 9:02. Council reconvened at 9:00.

Motion by Marsh to award a raise to Kyle Truhe, and for Truhe's new job title to be Certified Operator beginning the first pay period of September, second by Klenklen. The motion passed 4-0.

It was also discussed and okayed that Clerk Zimmerman attend a college class on Tuesday mornings from 8am to noon beginning August 29th. The Council just requested that Clerk Zimmerman make up her work hours throughout the week.

V. ADJOURNMENT:

Motion by Marsh to adjourn at 9:02pm, second by Klenklen. The motion passed 4-0.

Melissa A. Zimmerman
City Clerk