

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 – August 14th, 2006

Regular Council Meeting July 10th, 2006

I. CALL TO ORDER:

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

Citizens in attendance were Ken Bieker, Mark Roberts, Dan Rosencutter, Don Lassiter, Sandi Goetz, Leon Brunton, James Shaw, Ed Lindsay, Marilyn Blevins, Bill Park, Chris Parker, Bob Schuenight and Bob Holliday.

OPENING COMMENTS:

In opening comments, Mayor Gibson read aloud a question submitted, via email, by citizen, Jim McCarthy:

Would someone on the Council please comment (for this month's minutes) on the number of citations issued this year for violations of the City's fireworks ordinance and, if none, please explain why we have such an ordinance? In fact, has a citation ever been issued for a violation of that ordinance?

Mayor Gibson informed all in attendance that there have been no citations issued so far this year for violations of the City's fireworks ordinance, and he is unsure as to whether a citation has ever been issued. Mayor Gibson explained that the ordinance is in affect to protect citizens from dealing with the constant discharging of fireworks, but there are several issues with enforcing the ordinance without an enforcing officer. Citizens are encouraged to file a written complaint at the City Office, so that the issue can be recorded. Councilman Carmona requested that the Mayor and Council address the issue of fireworks while reviewing the codified ordinances.

Citizen, Marilyn Blevins, of 544 Delaware requested that the City look into cleaning the sand out of the gutters along both sides of Delaware. It was noted that the sand in the gutters could be causing unwanted plants and grass to grow.

II. COUNCIL COMMENTS/QUESTIONS/CONCERNS

Mayor Gibson informed the Council that there was not a quorum for the meeting on Saturday, June 24th, therefore the Council will have to come up with a new date for a meeting. After much discussion, it was agreed upon to meet on August 2nd, at 5:30 pm at the Township Hall to review the recommendations from the Codified Ordinance Review Committee. The meeting will be open to the public.

Councilman Klenklen requested that, due to the amount of money being spent on batteries for the individual microphones, the main microphone only be set up for the Council Meetings.

Councilman Klenklen inquired as to whether the Council would have a problem only receiving the official warrant register, as opposed to an unofficial warrant register in the packets and then an official one at the meeting. Councilman Vernon informed the Council that he reviews the unofficial warrant register, and he would like to continue receiving one. Mayor Gibson informed the Council that if they would like to continue receiving any of the unofficial documents, please make sure that Clerk Zimmerman has an email address so that the documents may be sent via email.

Councilman Klenklen commended Clerk Zimmerman for her efforts on updating the City's website.

Councilwoman Lassiter questioned as to why the Water Fountain for the City Park has not been completed yet. Mayor Gibson informed the Council that he will talk to Public Works Supervisor Thomas once he is back from vacation.

III. APPROVAL OF AGENDA:

Councilman Marsh questioned as to whether a new report line should be added in to the agenda for the Animal Control Officer. The Council agreed to add the new report under the maintenance report. Motion by Marsh to approve the agenda, second by Klenklen. The motion passed 5-0.

IV. APPROVAL OF CONSENT ITEMS

a) MINUTES OF THE JUNE 12TH MEETING

Motion by Carmona to approve the Minutes of the June 12th, 2006 meeting, second by Marsh. The motion passed 5-0.

b) JUNE TREASURER'S REPORT

Treasurer Bieker furnished the Mayor and Council with a monthly financial report for June. The report reflected credits/debits of \$29,701.50/\$7,504.34 for General, \$2,631.33/\$4,322.05 for Water, \$1,090.37/\$5,649.92 for Sewer, \$207.87/\$104.27 for Parks, and \$1,500.38/\$1,200.00 for Trash. The total receipts/expenditures for June were \$35,131.45/\$18,780.58.

Councilwoman Lassiter requested as to why the \$10,000 that was paid to Denison State Bank for half of the park loan is shown on the Warrant Register, but not on the Treasurer's Report. Clerk Zimmerman explained that the checks on the June warrant register are not reflected on the June Treasurer's Report, but will be shown on the July Treasurer's Report.

Motion by Marsh to approve the June Treasurer's Report, second by Vernon. The motion passed 5-0.

c) JUNE WARRANT REGISTER

The June Warrant Register reflected an expenditure amount of \$9,462.17 for General, \$4,725.52 for Water, \$1,106.43 for Sewer, \$4,262.40 for Trash and \$10,105.13 for Park. Total expenditures for June were \$29,661.65.

Motion by Marsh to approve the Warrant Register, second by Vernon. The motion passed 5-0.

V. REPORTS:

Planning & Zoning:

Committee Chairperson, Sandi Goetz reported that the committee had a regular meeting on Thursday, July 6th, 2006. The Planning & Zoning committee discussed ordinances 3-207 and 3-312c. The committee discussed the ordinances due to a recent question that arose as to whether a building permit would be needed if an upgrade was made to an existing house, which required slight alterations from the original building.

Sandi reported that the committee recommends looking into getting an official city stamp, so that they may stamp approved plans.

Clerk Zimmerman informed the Council that she and Councilman Marsh have discussed involving the local schools in a drawing contest and the winner will design our city stamp. Councilman Klenklen requested that this be looked into.

Streets:

Street Commissioner Marsh reported that he has been unable to find a small asphalt company that would be willing to work on our streets; most of them are only interested in driveway projects. Councilman Marsh requested that the Council consider having Delaware chip-n-sealed, instead of putting a 2" cap on it, because the chip-n-seal is more cost-friendly. The Council agreed that doing a chip-n-seal along Delaware would not be a good idea. Councilman Marsh will continue researching various options for updating Delaware.

Citizen, Leon Brunton, requested that Street Commissioner Marsh look at a water drainage problem at his house located at 733 Delaware.

Councilman Marsh informed the Council that he has started working on the ditch problem at 612 Delaware.

Utilities:

Utility Commissioner Klenklen reported that he has begun working with Certified Operator Schuenight and Public Works Supervisor Thomas on stocking inventory so that when there is a water/sewer emergency, all of the supplies are on-hand, which might aid in saving on gas. He also reported that he will be working on coming up with specifics for back-filling after a repair has been made.

Councilman Klenklen informed the Council that he has been working with the maintenance department on the procedures for fixing the sewer manhole leak at Kansas & Sunflower. Mayor Gibson informed all in attendance that once the manhole has been repaired, the maintenance department will begin looking into individual services which might be causing infiltration problems.

Parks:

Park Commissioner Lassiter reported that she would like to begin spraying round-up on the grass around the trees in the park, and then laying wood chips around them, as recommended by Kathy Bomberger, a Kansas State Community

Forrester. Councilman Lassiter inquired as to whether the park budget would allow for her to purchase round-up and a truck load of wood chips, to be put around all of the trees in the city park. Mayor Gibson informed her that the City shop has plenty of round-up in stock, and that he would contact a tree trimming company to find out whether they would be willing to donate a truck load of wood chips to the City.

Councilwoman Lassiter reported that she has been working with Phyllis Cooper and Kathy Bomberger on a park layout and by 2007, the City of Ozawkie should be a "Tree City."

Law Enforcement:

Law Enforcement Commissioner Vernon reported that the mail vandalizer has yet to be identified.

Governmental Affairs:

Governmental Affairs Commissioner Carmona reported that he attended a USDA presentation at the Friendly Kansan in Oskaloosa on June 26th, where an upcoming federal grant opportunity was discussed. Councilman Carmona explained that cities from Leavenworth to Oskaloosa, with a population of less than 20,000 are able to apply for a grant to help incur costs involved with utilities, lagoons, roads, water supplies, clean drinking water, infrastructures, etc. He also informed the Council that in 2005, the USDA gave out \$24 million in grant money to cities, and that \$4 million went to Jefferson County.

Tree Board:

Nothing to report.

City Maintenance:

Public Works Supervisor Thomas provided the City Council with an Engineer's Report for June which showed 2 water line breaks, one at 312 Kiowa and one at 131 Timberlane, 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 June. The report reflected 5 stray cats picked up and 1 opossum.

Citizen, Mark Roberts, voiced his concerns regarding the enforcement of tagged animals running at large and explained that he would like to see more enforcement on the north end of town.

City Clerk:

Clerk Zimmerman informed the Council that there is a class on "Guiding the Municipal Organization" hosted by League of Kansas Municipalities coming up on July 22nd, in Wamego. The cost is \$75 per member to attend, but Clerk Zimmerman informed the Mayor and Councilmember's that she recommends they all attend the session because it will go over the basics of being an elected official.

Clerk Zimmerman informed the Mayor and Council that she has been updating the website for a few weeks and once the updating process becomes more familiar, the City can look into purchasing some extra software to help with the website. Clerk Zimmerman explained that eventually, she would need Adobe Acrobat to convert all of the minutes and newsletters into a pdf format.

NEW BUSINESS

V. Mowing Discussion

Mayor Gibson questioned as to whether all of the money from the mowing of lots has been going into the park fund. Treasurer Bieker explained that the money has been going into the park fund.

VI. Fire Department Park Property

Ed Lindsay, Ozawkie Township Clerk, informed the Mayor and Council that after working preliminarily with an architect, the Fire Department has discovered that a more feasible addition would require some extra land, therefore he would like to re-approach the land issue and is requesting that the City sell a full park lot to the Fire Department. At the May Council meeting, the City agreed to sell a 50' parcel of land just north of the existing station to house a new addition, for the price of \$2500.00. A full lot for the City would be approximately 85'x135'. Mr. Lindsay explained that the Fire Board would be willing to purchase the extra 35' for \$1500.00 or make a \$1500.00 donation to the City Park fund. Mr. Lindsay also requested that the voting stipulation be taken off of the previously purchased property, so that in the future, the Fire Department does not have to continue going through the process of purchasing the property from the City. Councilman Carmona informed the Council that he is hesitant to sell park property, since it is such a benefit to the City. After much discussion, motion by Vernon to withdraw from the previous oral contract with the Fire Department and to sell lot Block O Lot 15 to the Fire Department in the amount

of \$4,000.00, with the only stipulation to be that the Fire Department incur the cost of removing the one tree that will be effected, second by Klenklen. The motion passed 3-2 with Carmona and Marsh opposing.

The Mayor called a 5 minute recess at 9:13. Council is to reconvene at 9:18.

Ed Carmona – 47 Acres of Property

Mayor Gibson addressed a letter sent to the Mayor and City Council by citizen, Larry Goetz. The letter voiced several concerns regarding the possible annexation. Mayor Gibson informed all in attendance that the vote at the June meeting was not a vote to actually annex the property, but to entertain the idea of annexing the property after much research and discussion.

Councilman Carmona read aloud a letter re-capping that he is currently representing Midwest Management Group, Inc., located in Topeka, who is wanting to purchase the approximate 47 acres of land, known as “Brammel Property”, to be developed as a possible retirement community. The letter explains that before the company proceeds with purchasing the Brammel property, they want the City to agree to annex the property. Councilman Klenklen explained that the reason that the Council didn’t vote for the annexation last meeting, was because there was not enough information regarding the plans, therefore the City *tentatively* agreed to annex the property. Mr. Carmona explained that even if the City approved to annex the property, they would still have to approve all of the plans for the property, therefore nothing could be approved without Council’s consent. Questions arose as to whether the citizens of Ozawkie would have to pay a type of specials assessment for the new development, and if so, the City would not be willing to annex, whatsoever. Motion by Klenklen to deny the annexation from Midwest Management Group, as stated in the letter, second by Marsh. The motion passed 5-0, with Carmona abstaining due to a conflict of interest.

V. ADJOURNMENT:

Motion by Klenklen to adjourn at 9:45pm, second by Marsh. The motion passed 5-0.

Melissa A. Zimmerman
City Clerk