

## **INFORMATION**

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

### **Office Hours**

Mon: 9am – 6pm  
Tuesday-Friday: 8am – 2pm

City Maintenance – Kyle (785) 608-3547

Next Meeting – July 9<sup>th</sup>, 2007

*[www.ozawkie.org](http://www.ozawkie.org)*

## **Regular Council Meeting June 11<sup>th</sup>, 2007**

### **I. CALL TO ORDER:**

Mayor Gibson called the meeting to order at 7:02 p.m. Members present: Mayor Scott Gibson. Councilmember's Mark Roberts, Jason Klenklen and Marlin Youngquist. Members absent: Councilmember's Elke Lassiter and Kirk Vernon.

Citizens in attendance were Ken Bieker, Virginia Richards, Kathy Clark, Larry Goetz, Sandi Goetz, Jennifer Best, Brandon Best, Terry Marsh, Jamie Klenklen and Bob Holliday.

### **OPENING COMMENTS:**

No opening comments.

### **II. COUNCIL COMMENTS/QUESTIONS/CONCERNS**

Mayor Gibson informed the Council that former Councilmember, Jim McCarthy, along with his wife, Pat, have recently moved out of the City. The Mayor and Council recognized, and would like to thank Mr. McCarthy for his years of service to the City of Ozawkie.

Councilman Roberts questioned as to whether the dog-neglect complaint on Kansa, discussed at the May meeting, has been addressed. Mayor Gibson will contact the pet owner to see if the issue has been resolved.

The Council agreed to meet on June 25<sup>th</sup> at 6:30 pm to work on the 2008 budget.

### **III. APPROVAL OF AGENDA:**

Motion by Klenklen to approve the agenda, second by Roberts. The motion passed 3-0.

#### **IV. APPROVAL OF CONSENT ITEMS**

##### **a) MINUTES OF THE MAY 14<sup>TH</sup> MEETING**

Motion by Youngquist to approve the minutes of the May 14<sup>th</sup>, 2007 meeting, second by Klenklen. The motion passed 3-0.

##### **b) APRIL & MAY TREASURER'S REPORT**

Treasurer Bieker furnished the Mayor and Council with a monthly financial report for April. The total credits/debits for April were \$9,637.97/17,667.77. Motion by Klenklen to approve the April Treasurer's Report, second by Youngquist. The motion passed 3-0.

Treasurer Bieker furnished the Mayor and Council with a monthly financial report for May. The total credits/debits for May were \$15,155.01/21,979.01. Motion by Klenklen to approve the May Treasurer's Report, second by Youngquist. The motion passed 3-0.

##### **c) APRIL & MAY WARRANT REGISTER**

The Warrant Register reflected total expenditures for April to be \$21,979.10. Motion by Klenklen to approve the warrant register, second by Youngquist. The motion passed 3-0.

The Warrant Register reflected total expenditures for May to be \$15,352.76. Motion by Youngquist to approve the warrant register, second by Klenklen. The motion passed 3-0.

#### **V. REPORTS:**

##### ***Planning & Zoning:***

Committee Chairperson, Sandi Goetz reported that the committee did not meet in June, and will not meet on the regularly scheduled day in July, due to several members not being available due to Independence Day, however, the committee agreed to meet on July 16<sup>th</sup> at 7pm at the Township Hall.

Ms. Goetz introduced entrepreneur, Brandon Best, of Lakeshore Estates, who expressed interest in purchasing a 130' x 150' parcel of land just west of Casey's. Councilman Klenklen excused himself from the conversation due to a conflict of personal interest.

Mr. Best described preliminary plans to build a car wash on the land, if obtained. Councilman Roberts informed the Council that new businesses are definitely beneficial to the City; therefore he recommends that the City look into selling the parcel to Mr. Best. Councilman Youngquist recommended that the Council work with the Planning and Zoning Committee to research options for either dividing the property into parcels, or selling the property as a whole. Citizen, Jason Klenklen, informed the Council that he has spoken to several citizens of Ozawkie who would like to purchase the City's property along Main Street; therefore, the City should make an effort to involve all interested parties when attempting to sell the land. Citizen, Terry Marsh, agreed with Mr. Klenklen. Councilman Youngquist informed the Council that a decision needs to be made by next month, either way, so that Mr. Best can either move forward with his plans in Ozawkie, or make plans for the car wash elsewhere. After much discussion, the Council agreed to work with the Planning and Zoning committee to research options for the property. Discussion regarding this matter will resume at the July Council Meeting. Councilman Klenklen returned.

##### ***Streets:***

Street Commissioner Youngquist informed the Council that he received 5 bids for the street work project, which includes putting a 2" overlay on Central west from the intersection of Kansa, Meadowlark, from the intersection of Delaware to the intersection of Sioux, and Main Street, from the entrance west.

- All American Asphalt - \$35,324 (includes 370' not reflected on other bids)
- Lawrence Ready Mix - \$34,850
- Bettis Asphalt & Construction, Inc. - \$27,500

- A&W Asphalt & Construction - \$28,490
- Hamm - \$26,190 \*LOW BID\*

Councilman Youngquist recommended Council's approval for Hamm's bid. After much discussion, the Council agreed to have Councilman Youngquist look into updating the bids with a price to saw and relay the concrete on Main Street, which will be less costly to the City.

***Utilities:***

Utility Commissioner Klenklen presented the new neon work vests for the maintenance crew. The vests will be worn whenever a City Employee enters onto a homeowner's property for City-related business.

Councilman Klenklen informed the Council that a Drinking Water Notice has been sent out in the most recent newsletter, which states that the City was in violation by KDHE because they did not receive all of the required water samples that the Certified Operator sent in. Councilman Klenklen noted that it was a small violation, nobody is in danger of being hurt by the water, and that the City's water is still in good condition. If you would like to know more about the notice, please contact a City Official, the City Office, or City Maintenance Department.

Mayor Gibson reported that there was an issue at the residence of 206 Meadowlark, where the City was forced to pull a water meter because the homeowner kept turning the meter on after the city had already disconnected water service because the homeowner's hadn't paid their water bill in several months. That particular meter did not have the ability to lock. Within a few days, the bill was paid. Since there was no policy in place for the cost to pull a meter and put it back, the Mayor charged the homeowner's the current reconnect fee of \$20, which only covers turning the water service on and off. The Councilmember's unanimously agreed that the correct action was taken, and requested that Clerk Zimmerman look into creating a policy that will cover this issue, in case it happens again in the future. Clerk Zimmerman will have recommendations for the policy at the July Council Meeting.

***Parks:***

Mayor Gibson informed the Council that the swing set has been delivered and is being stored in the City Maintenance Building until Councilwoman Lassiter arranges an assembly day for the swing set. Councilman Roberts volunteered to help.

Mayor Gibson informed the Council that he allowed the Fire Department to place materials just north of their land, on City Park Property, due to a lack of space for them to put the materials. They agreed that once the work has been completed, the land is to be put back in the condition it was before the work began.

***Law Enforcement:***

The Mayor and Council briefly discussed the danger of allowing mini bikes and other various motorized equipment to operate in the City. Parents are asked to monitor their children while using the motorized equipment.

***Governmental Affairs:***

Councilman Roberts reported that he has reviewed the new legislative changes, and that nothing major will be affecting the City of Ozawkie.

Councilman Roberts informed the Council that, due to changes in work scheduling, he will be unable to attend the day-time Chamber of Commerce meetings. The Council agreed to send Clerk Zimmerman to the meetings if the Mayor or a councilmember is unable to make it.

***Tree Board:***

Mayor Gibson reported that he spoke to a Certified Arborist who recommended that the City do the pruning when the trees are dormant, however, light pruning can be done during non-dormant periods. The Council agreed to have Clerk Zimmerman contact Kathy Bomberger, a Kansas State Community Forrester and request help to train city worker's to prune the trees on City Property.

***City Maintenance:***

Mayor Gibson informed the Council that the maintenance department will be scheduling a routine maintenance on the John Deere tractor. The cost will be approximately \$500-\$700. Mayor Gibson will have the exact amount at the July meeting.

***Animal Control Officer:***

Animal Control Officer, Kyle Truhe, reported that the following animals were retrieved in May: 1 opossum at 200 Delaware and 1 stray black cat at the maintenance building.

***City Clerk:***

Clerk Zimmerman presented several colored logo ideas for the City Seal. Each option has the same basic design, but with different color choices. The Council agreed on a logo and requested Clerk Zimmerman to price letterheads and a new seal.

Clerk Zimmerman furnished the Council with a list of delinquent accounts that have been sent to the state setoff program. The total due is \$356.46.

Clerk Zimmerman furnished the Council with information regarding when the USA flag should be flown at half staff. The Council asks that the citizen's contact the City Office or maintenance department if the flag is to be flown at half staff but is not.

Former Councilmember, Terry Marsh and his wife, Norma, donated a Kirby Vacuum cleaner to the Ozawkie City Office. The Mayor and Council thanked Mr. and Mrs. Marsh for their kind donation.

The City received a reimbursement in the amount of \$800.04 from EMC Insurance Company, the City's liability insurance due to safety procedures and policies that the City has recently implemented.

The Council requested that Clerk Zimmerman look into purchasing "no guns allowed" signs for the City office.

**NEW BUSINESS**

**V. Jefferson County Humane Society**

Jefferson County Humane Society representatives, Kathy Clark and Virginia Richards, furnished the shelter's 2008 budget information. The Humane Society is asking that the City of Ozawkie pay \$157.60 per month in 2008, or a one-time cost of \$1,891.14. The cost is \$521.29 less than the humane society asked for in 2006. The Council agreed to review the information and incorporate it into the City's 2008 budget.

**VI. Main Street Property**

Councilman Klenklen excused himself from all discussion due to a conflict of personal interest. Citizens, Kevin and Jamie Klenklen furnished the Council with a proposal to purchase property along Main Street, between their house at 200 Delaware and Casey's. The Klenklen's do not want the City to sell the property and allow someone to build something that may obstruct their view of the lake. If the City decides to sell the property on Main Street, the Klenklen's would like to submit a proposal to purchase it.

The Mayor and Council agreed to research options for the property and continue the discussion at the July Council Meeting. All interested parties are invited to attend.

Council recessed at 9:00 until 9:05.

**VII. Goetz Complaint**

Citizen, Larry Goetz, filed a complaint with the City Office on May 23<sup>rd</sup>, regarding a structure being placed in the back yard of 106 Central. Mr. Goetz noted that the structure consists of salvaged utility poles and a rusted metal barrel, which is suspended on cables, and is not compatible with any dwelling in the City. Mr. Goetz furnished pictures taken of the structure, as well as, a list of ordinances that this structure violates.

City Attorney, John Kurth, was contacted via email and informed the Council that the structure could fall under a nuisance ordinance due to safety concerns with children, and that it's at the City's discretion to deal with the matter. Mr. Kurth recommended that the City contact the property owner's involved and advise them to clean it up a little. Councilman Roberts agreed with Mr. Goetz that the structure does not meet the standards of the City; however, if

the City is going to enforce the ordinances for this structure, then they will have to enforce the ordinances for all other “incompatible” structures.

After much discussion, the Council agreed to contact the homeowner’s and request their attendance at the July meeting to come to an agreement with the Mr. Goetz.

### **VIII. Tennis Court**

Councilman Klenklen plans to have a revitalization plan ready for the July meeting, for Council’s review.

### **IX. Security Benefit**

The Mayor and Council reviewed information submitted by Clerk Zimmerman for a 457 Government Plan, for employee retirement. The plan allows for participants to save for retirement by deferring a portion of their income now and paying taxes on it at withdrawal. There are no early distribution penalties. Currently, the City has no retirement plan in affect for employees. The plan gives employees the opportunity to enhance their own retirement benefits by contributing as little or as much as they would like. There is no start-up fee and the City has the option to choose whether to contribute to the plan, so essentially, it can be completely cost-free to the City. Having a retirement plan in place, would help to attract future employees and is intended for both part-time and full-time employees.

### **X. Emergency Response Plan**

The Council discussed creating an emergency response plan, in case of a disaster in the City. Councilman Roberts mentioned that Barton County has a very smooth-operating plan. The Council requested that Clerk Zimmerman contact Doug Schmitt, the Jefferson County Emergency Management Director, to help the City create a plan.

## **V. ADJOURNMENT:**

Motion by Youngquist to adjourn at 10:12pm, second by Klenklen. The motion passed 3-0.

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Melissa A. Zimmerman  
City Clerk