

INFORMATION

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

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

City Maintenance – Smith (785) 640-1194

Next Meeting – June 14th, 2011

www.ozawkie.org

Official Regular Council Meeting May 10th, 2011

I. CALL TO ORDER:

The Council was called to order at 7:00 pm by Mayor Stanton. Members present: Mayor Steve Stanton, Councilmembers Mark Larson, Bradley McNary, Nancy Leek, and Mel Armstrong. Councilmember Joe Beck was absent.

Citizens in attendance were Sandi Goetz, Sharon Branson, Marilyn Blevins, Lowell Morrill, Al Hires, Jim Shaw, and Wayne McNary.

City employee in attendance was Rita Christlieb.

OPENING COMMENTS:

Eldon Hartenstine of 500 Kansa Dr. told the council that there is a little dog that is running loose and causing problems in his area. It barks a lot, waking him up, it eats his neighbors dog's food, digs under the fences and is a general nuisance. It is believed that the owners are residents of 301 Kansa Dr. Mayor Stanton asked him to fill out a complaint form with the City Clerk and that she would send a letter of nuisance notification the residents.

Wayne McNary of 811 Kansa stated that there is a large problem with dogs running at large through the whole city and those dogs often come onto his property and leave droppings.

Mayor Stanton explained to the citizens present that the County Sherriff's Department will not enforce City ordinances. He suggested that residents call the Sherriff whenever there is a violation and ask why the Sherriff will not enforce the city ordinances.

Margie Payne of 324 Delaware and Sandi Goetz of 107 Vista View request the review of the Yard Light Ordinance and how the Ordinance was changed. Mayor Stanton requested that the City Clerk put it on the agenda for next month's meeting.

Sharon Branson of 726 Delaware gave a report on the garage sales. She stated there was a good amount of paid sales. Total income was \$620.00, expenses were \$426.58 and the ending balance was \$630.90. She stated Gary and

her felt that \$500.00 in the Garage sale account was enough money for the account to start with next year and that after any other bills that may come in to donate the excess to parks for a project.

Mrs. Branson also stated that Gary Branson and she are resigning their position on the Garage sales. They have helped with the sales for over 30 years.

Mel Armstrong thanked Sharon and Gary Branson for all of the work they have put into the sales over the years. The residents present and the Council also thanked them.

II. COUNCIL COMMENTS/QUESTIONS/CONCERNS

City Clerk Christlieb swore in Bradley McNary, Nancy Leek, and Mel Armstrong as the new Councilmembers. Mayor Stanton addressed the Council and the residences regarding the Yard Light Ordinance. He stated that according to City Ordinance 1-205, Powers of the Mayor “(h) Shall have power to remit fines and forfeitures, to grant reprieves and pardons for offenses. (i) Arising under the ordinances of the city, by and with the council, unless the reasons therefore, together with the order of remission or the pardon, be entered on the journal by the clerk. (j) Have the power to approve or veto any ordinance as the law of the state shall prescribe;” He also read the reply for the attorney for the League of municipalities that stated the he did have the authority to veto any ordinance and that the council had the authority by a ¾ vote to override the veto. Mayor Stanton stated that he felt the ordinance was unenforceable and that it either needed to be changed or removed.

Sandi Goetz stated that she felt that it was a safety issue and that they were beneficial to the city. Discussion followed.

III. APPROVAL OF AGENDA:

Motion by Larson, second by Armstrong The motion passed 4-0.

IV. APPROVAL OF CONSENT ITEMS

a) MINUTES OF THE March 8th, 2011 MEETING

Motion by Larson to approve the Minutes of the March 8th, 2011 meeting, second by Armstrong. The motion passed 4-0.

b) TREASURER’S REPORT

Clerk Christlieb informed the Council that Treasurer Ken Bieker was unable to complete the April warrant register or reports for the meeting due a personal emergency.

Treasurer Bieker furnished the Mayor and Council with a monthly financial report for March. The report reflected credits/debits of \$8,475.24/\$7,628.14 for General, \$6,210.73/\$2,352.46 for Water, \$2,116.51/\$628.51 for Sewer, \$0/\$18.00 for Parks, \$0/\$222.86 for Equipment Reserve, \$0.00/\$0 for Special Highway and \$3,154.11/\$2480.50 for Trash. The total receipts/expenditures for April were \$19,956.59/\$13,330.47.

Motion by Larson to approve the Treasurer’s Report, second by Armstrong. The motion passed 4-0.

c) WARRANT REGISTER

The March Warrant Register reflected an expenditure amount of \$6,245.68 for General, \$3,413.23 for Water, \$857.26 for Sewer, \$2576.40 for Trash, \$222.86 for Equipment Reserve, and \$17.48 for Park. Total expenditures for April were \$13332.91.

Mayor Stanton informed the Council that he would reimburse the City for the flowers he sent to Gordon Smith for his surgery.

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

V. REPORTS:

Planning & Zoning:

Committee Chairperson, Sandi Goetz informed the Council that the Planning & Zoning Committee met on April 5th and May 3rd.

The committee recommended the following phrase to the Water Safety Barriers Ordinance “We strongly recommend that you check with your homeowner’s insurance company prior to installation for more information. The more restrictive requirement shall apply” would place more responsibility on the owners.

The committee recommended that the Council accept the “Water Safety Barriers” Ordinance and that it be placed in the Amended Building Codes, Chapter 4.

Chairperson Goetz told the council that Citizen Mr. Hires and Mr. Morrill had attended the P&Z meeting with concerns about a neighbor’s unkempt yard and asked if there was someone who would enforce the ordinances. Ms. Goetz told the citizens that P&Z could only suggest to the Council what action to take. She also informed the Council that several areas around town needed mowing and clean-up.

The Council decided to move the Water Safety Barrier Ordinance until next meeting to give opportunity for the new Council Members to review the ordinance.

Councilmember Larson also suggested that Planning and Zoning should be allowed to suggest to the Council a fine for Violation of Planning and Zoning Ordinances. Motion by Larson, second by McNary. Carried 4-0.

Streets:

Nothing to report.

Utilities:

Councilmember Larson stated that maintenance had mowed around the wells, and that water meters had been purchased to replace old ones in the future.

Governmental Affairs:

Nothing to report.

Parks:

Nothing to report.

Law Enforcement:

Nothing to report.

Maintenance:

Nothing to report.

City Clerk:

Clerk Christlieb informed the council that the city was debt free except for monthly bills. She also requested that the new Council members be assigned their commissions. The Council decided the commissions as follows: Parks assigned to McNary, Government affairs to Leek, Streets to Armstrong, Utilizes to Larson, and Law Enforcement to Beck.

NEW BUSINESS

VI. Nuisance/Abandoned Vehicle Procedures

Mayor Stanton presented to the Council an amended ordinance 8-307,8-308 on Nuisance/Abandoned Vehicle Procedures. The Council reviewed the amended ordinance.

Motion was made by Larson to accept Ordinance 8-307 and 8-308 as amended, second by Armstrong, carried 4-0.

VII. Backup for Maintenance

Mayor Stanton told the Council that he would like a name and contact information of a backup for maintenance for when he may not be available to work or is absent.

VIII. Executive Session

Councilmember Larson called Executive Session at 9:18 to last for 10 minutes.

Council reconvened at 9:28.

Councilmember Larson made a motion to increase Maintenance person, Gordon Smith's salary as voted on in April 2010. He has now completed his certification in Waste Water and Water. The Council had voted to give him a 5% raise for his certification in waste water, and then also a 5% raise on his certification in Water.

Second by Armstrong. Carried 4-0.

Mayor Stanton presented the Council with a contract from Giant Communications for the Municipal Provider Agreement for franchise fees.

Larson made a motion to accept the agreement, second by McNary. Carried 4-0.

IX. ADJOURNMENT

Motion at 9:32pm by Armstrong to adjourn the meeting, 2nd by McNary. The motion passed 4-0.

Rita Christlieb
City Clerk