

## **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  
Ron (785) 640-8750

Next Meeting – December 10<sup>th</sup>, 2007

## **Regular Council Meeting November 12<sup>th</sup>, 2007**

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

Mayor Gibson called the meeting to order at 7:00 p.m. Members present: Mayor Scott Gibson. Commissioners Mark Roberts, Jason Klenklen, Marlin Youngquist, and Elke Lassiter. Members absent: None

Citizens in attendance were Sandi Goetz, Bob Schuenight, Eloise Tichenor, Marilyn Blevins, Gretchen Auten, Beni Goebel, Leone Harries, Ken Bieker and Shawn Ball.

### **OPENING COMMENTS:**

In opening comments, Beni Goebel, representing the Lambda Tau Sorority, requested that the Council continue their tradition of donating \$50 to Lambda Tau to purchase items for the Santa Visit on December 8<sup>th</sup>.

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

Mayor Gibson recognized all of the Veteran's and thanked them for their service.

The Council reviewed a resume submitted by Steve Stanton, for the open Council Position. After much discussion, motion by Youngquist to table the appointment of a new Council member until the December 10<sup>th</sup> Council Meeting and advertise the open position in the upcoming newsletter, minutes and the website, second by Klenklen. The motion passed 4-0.

Councilwoman Lassiter requested that all citizen comments be held until called upon by the Mayor.

Motion by Youngquist to appoint Council Klenklen as Council President, second by Lassiter. The motion passed 4-0 with Klenklen abstaining.

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

Motion by Klenklen to approve the agenda, second by Youngquist. The motion passed 4-0.

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

#### **a) MINUTES OF THE OCTOBER 10<sup>TH</sup>, 2007 MEETING**

Councilman Roberts requested that paragraph four under agenda item #9 be removed:

“The Council agreed that the property would have to be sold fairly, by a bidding or auction process.”

Motion by Klenklen to approve the minutes as amended, second by Lassiter. The motion passed 4-0.

#### **b) OCTOBER TREASURER’S REPORT**

Treasurer Bieker furnished the Council with a monthly financial report for October. The report reflected credits/debits of \$2,155.83/\$6,202.32 for General, \$1,970.00/\$2,381.98 for Water, \$882.85/\$1,229.70 for Sewer, \$4,023.84/\$94.41 for Special Highway, \$150.00/\$24.42 for Parks, \$0/\$222.86 for Equipment Reserve and \$1,212.85/\$0 for Trash. The total receipts/expenditures for October were \$10,395.37/\$10,155.69.

Motion by Klenklen to approve the October Treasurer’s Report, second by Youngquist. The motion passed 4-0.

#### **c) OCTOBER WARRANT REGISTER**

The October Warrant Register reflected an expenditure amount of \$7,011.92 for General, \$5,585.38 for Water, \$842.07 for Sewer, \$4,252.80 for Trash, \$222.86 for Equipment Reserve \$229.36 for Special Highway and \$252.65 for Park. Total expenditures for October were \$18,397.04.

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

### **V. REPORTS:**

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

Committee Chairperson, Sandi Goetz informed the Council that the Planning & Zoning Committee met on November 8<sup>th</sup> at 7pm at the Township Hall. Members in attendance were Deb Gaskill, Mark Hothan, Arnold Leek, and Sandi Goetz. Three building permits were up for review and approval:

BP# 2007-11: Brad Ayres of 412 Kiowa would like to build a 30’x45’ detached garage. Planning & Zoning requested that the Council approve Brad Ayres detached garage with a variance written by Bob Schuenight stating that he has granted a six foot driveway easement to Brad Ayres, which is to be kept on file at the City office. Mayor Gibson informed the Council that it is not reflected on the plans, but a proper 12” drainage tube will be located on the property. Motion by Youngquist to approve P&Z’s recommendation, second by Klenklen. The motion passed 4-0.

BP# 2007-12: Leone Harries of 715 Kansa submitted plans to enclose her covered patio. Ms. Harries originally submitted plans for a new home, and the covered patio was reflected on the plans, and was to be completed at a later date. Planning and Zoning requested that the Council accept Leone Harries’ plan for finishing her patio into a 4 seasons sun porch and to waive the permit fees. Motion by Klenklen to approve P&Z’s recommendation, second by Youngquist. The motion passed 4-0.

BP# 2007-13: Councilman Roberts abstained from all discussion. Mark Roberts of 107 Timberlane would like to place a 20'x12' garden/auxiliary shed with a porch on his property. It will sit on a steel frame and be placed approximately 108' from the street and about 38' from his south property line. Motion by Klenklen to approve P&Z's recommendation, second Youngquist. The motion passed 3-0.

The Planning and Zoning Committee recommended the appointment of Lynn Drown from 102 Valley View, to the Planning and Zoning Board. Mayor Gibson requested Council's approval to appoint Lynn Drown. Motion by Roberts, second by Klenklen. The motion passed 4-0.

The Planning and Zoning Committee requested Council's approval to decrease the time of construction allowed for auxiliary/garden sheds from 180 days to 90 days, which will apply to all sheds 200 square feet or less. The time must be from the start of construction to completion. Motion by Klenklen to approve the P&Z's recommendation, second by Youngquist. The motion passed 4-0.

Motion by Roberts to reimburse any member of the Planning and Zoning Committee who pays for postage for the mailing of Planning and Zoning documents, second by Klenklen. The motion passed 4-0.

Eloise Tichenor, the Jefferson County Planning and Zoning Administrator, explained the 2001 agreement that the City of Ozawie made with Jefferson County, regarding the City's referral area for rezoning to residential, as well as, conditional use permits.

***Streets:***

Nothing to report.

***Utilities:***

Utility Commissioner Klenklen reported that the city will begin using the utility service card presented by Clerk Zimmerman.

The Council agreed to participate in the Jefferson County Geographic Information Systems agreement, as well as, the Kansas Rural Water Association Agreement for the GIS program.

Councilman Klenklen hopes to have a special meeting on February 25<sup>th</sup> to discuss the city's utilities.

Councilman Klenklen informed the Council that a meeting has been set for January 9<sup>th</sup> for the City to meet with the Corps of Engineers and representatives from the NCRS. There is also a preliminary meeting scheduled for January 23<sup>rd</sup>.

***Parks:***

Park Commissioner Lassiter reminded the Council that the drawing for the fundraiser quilt will be on December 21<sup>st</sup> at the City's holiday party at the Township Hall. The party will be held from 9am to noon and everyone is invited. The money received from the fundraiser will be used to purchase a teeter totter for the City park.

Citizen in attendance, Leone Harries, informed the Council that her grandkids are really enjoying the park and genuinely thanked the Council for purchasing the equipment.

***Law Enforcement:***

Nothing to report.

***Governmental Affairs:***

Gretchen Auten, a Jefferson County Outreach Advocate from Women's Transitional Care Services informed the Council that the program offers several programs, including a safe shelter, a 24-hour crisis line, weekly support groups and much more, for victims of domestic violence.

Councilman Roberts informed the Council that it is important for everyone to stay informed on the actions of the state legislature, and that he would be more than willing to work with anyone who would like to protest or support a bill.

***Tree Board:***

Councilwoman Lassiter reported that the board will probably be dormant until the Spring season. Anyone who is interested on sitting on the tree board is asked to contact Elke Lassiter at 876-2513.

***City Maintenance:***

Nothing to report.

***Animal Control Officer:***

Clerk Zimmerman informed the Council that the Humane Shelter is at its maximum capacity, and that a representative has been in contact to assure the City that the Humane Society Board is working on a resolution to the issue and will keep us informed regarding the matter. Councilman Roberts stated that the City budgeted a certain amount based on the Humane Society's contractual agreement, and is concerned that they may not be able to honor that agreement. The Council will wait until further information is provided.

***City Clerk:***

Several donated items have been received for both donation programs. If you have items you would like to donate, please bring them to the Ozawkie City Office during office hours. The participating programs are:

- ◆ Jefferson County Humane Shelter - Please visit the website at: [www.ozawkie.org/Humane\\_Shelter.htm](http://www.ozawkie.org/Humane_Shelter.htm) to find out how you can help.
- ◆ Heaven's Closet & Pantry – This organization is a clothing and food bank for homeless or underprivileged people. The service is strictly by referrals from the Jefferson County Health Department and local schools/churches/fire departments.

**NEW BUSINESS**

**VI. Shawn Ball, S.M. Ball Waste Disposal**

Shawn Ball, owner of S.M. Ball Waste Disposal, requested a trash increase to be effective January 1<sup>st</sup>, 2008. The requested increase is for 50¢ per month per customer. The current charge for S.M. Ball's waste removal is \$9.60 per month, which would increase to \$10.10 per month, or \$20.20 per billing period. The City charges 40¢ per month per billing period, which would make the total trash amount \$21.00 per billing period. The reason for the requested increase is due to increased costs for landfill usage and the price of gasoline. Motion by Klenklen to approve the request, beginning January 1<sup>st</sup>, 2008, second by Youngquist. The motion passed 4-0.

**VII. Water Tower Program, Utility Service Co.**

Councilman Klenklen requested that the Council review a program offered by Utility Service Co. for complete water tower coverage. Upon participation in the agreement, Utility Service Co. would assume all liability for the City's water tower, which includes all aspects of the safety, sanitary conditions, structural integrity, coatings and security. Under the agreement, the company would:

- ◆ Make visual Engineer inspections and washout inspections on the water tower on an annual basis and provide the Council with a written inspection report.
- ◆ Make all exterior and interior repairs that are identified during routine maintenance inspections. All basic repairs are scheduled within 30 days and higher priority is given to emergency repairs, which does include offensive graffiti.
- ◆ Perform basic maintenance and keep the tank in good working order, including maintaining sanitary conditions, so that the tank will not depreciate in value
- ◆ Plan and evaluate for any short-term or long-term maintenance needs
- ◆ Assume all tank related engineering costs
- ◆ Clean and paint the exterior/interior
- ◆ Maintain existing logos/lettering/artwork
- ◆ Assure that the tank is structurally sound and in watertight condition
- ◆ Furnish and install a lockable anti-climb deterrent and tank access locks to minimize the opportunity for vandalism and reduce tank owner liability
- ◆ Biennially complete interior washout inspection and disinfection service on the tank

The benefits to the city would include a guarantee protection of the water tank, an extended life for the tank, flat and reasonable costs, for budgetary reasons, attractive tank appearance, dependable water storage, health and safety regulatory compliance, and a professional relationship with a firm working as a partner.

Upon completion of the March inspection of the water tower, several repairs are needed. Under the program, Utility Service Company would perform all repairs immediately, and space the cost out over a 3 or 5 year period. Each year, the City would also pay a maintenance fee (which includes everything listed above and more).

Clerk Zimmerman contacted several cities to inquire as to whether they are happy with the program and all of the cities replied with very positive comments on the program. The biggest issue from cities was the initial cost to bring the water tower to pristine condition, but all cities were adamant that the benefit of the program and the ease of working with Utility Service Co. definitely exceeds the cost of the service.

The Council requested that Clerk Zimmerman formalize the figures for the Council and find out about possible decreases in the City's workman's compensation insurance and general liability insurance. Councilman Klenklen will compare the cost for the needed repairs, as well as, the cost of the maintenance program, with other companies and report back to the Council at the December meeting. Before any decisions will be made, Councilman Roberts requested that City Attorney, John Kurth, be involved.

### **VIII. Mowing Ordinance 8-403**

After much discussion, the Council agreed to keep the ordinance as it is for the time being.

### **IX. Public Work Position**

Motion by Klenklen to go into executive session under K.S.A. 75-4319(b) (1) – personnel matters of non-elected personnel, at 9:15pm for 30 minutes, second by Youngquist. The motion passed 4-0.

Council reconvened at 9:45.

### **X. Ozawkie sign on K-92**

Tabled until next month.

### **XI. CMB License**

Motion by Klenklen to approve the Cereal Malt Beverage License for Casey's General Stores, second by Youngquist. The motion passed 4-0.

### **V. ADJOURNMENT:**

Motion by Klenklen to adjourn at 9:48pm, second by Youngquist. The motion passed 4-0.

---

Melissa A. Zimmerman  
City Clerk