

**GOVERNING BODY OF THE CITY OF  
CLEARWATER, KANSAS  
MEETING OF THE CLEARWATER  
MAYOR AND CITY COUNCIL  
TUESDAY, SEPTEMBER 11, 2012  
6:30 P.M.**

Pursuant to Ordinance No. 917 and Section 2.08.010 adopted by the governing body and approved by the Mayor on November 24, 2009, members of the public are allowed to address the Mayor and City Council for a period of time limited to not more than five minutes.

- **6:30 P.M. Call Council Meeting to Order**
- **Invocation: Please remain standing after the invocation for the flag salute.**
- **Roll Call by City Clerk**
  - Mayor Michael York
  - Lyle Berntsen, Council President
  - Jim Whitney, Council Member
  - David FitzGerald, Council Member
  - Laura Papish, Council Member
  - Sandi Keeler, Council Member
- **Review of Minutes**

City Council Regular Session – August 28, 2012

Action Required:                      Approve/Approve with correction(s)
- **Consent Agenda**
  1. Authorization to pay invoice from J. Martin Co. (\$8,162.50) for drainage improvements along Fourth Avenue south of the middle school in between the parking lot entrance/exits.

*Description: All matters listed within the Consent Agenda have been distributed to each member of the City Council for reading and study, are considered routine, and will be enacted by one motion of the Council with no separate discussion. If separate discussion is desired on an item, either from the Governing Body or from the audience, that item may be removed from the Consent Agenda and placed on the Regular Agenda.*
- **Mayor York: Recommendation**
- **Mayor York: Proclamation – No Text on Board Day – September 19**
- **Public Forum**

- **Public Hearing – Proposal to Vacate the Street Right of Way for the 100 block of North Grain Avenue**

City Administrator Brown and City Attorney Amerine will review the proposal to vacate the right of way for the 100 block of North Grain Avenue excluding utility easement. **TAB A**

Action Required: Receive Public Input  
 Action Taken: \_\_\_\_\_

*Description:* The public hearing is required before action can be taken to vacate the street right of way.

- **Ordinance Vacating Street Right of Way for the 100 block of North Grain Avenue**

City Attorney Amerine will review the ordinance. **TAB B**

Action Required: Approve Ordinance 956/Disapprove  
 Action Taken: \_\_\_\_\_

*Description:* If Council wishes to vacate the street right of way, Council must pass this ordinance to notify Sedgwick County and all appropriate agencies of the portions of the street right of way reverting to the adjacent property owners.

- **Agreement with Klausmeyer Dairy Farm Tours, LLC to Lease Bleachers**

City Administrator Brown will review the agreement **TAB C**

Action Required: Approve/Disapprove  
 Action Taken: \_\_\_\_\_

*Description:* City has leased bleachers on a monthly basis in previous years. Klausmeyer Dairy is only requesting to rent 2 bleachers for the month of October.

- **Bid Award – 2012 Street Maintenance Project**

City Administrator Brown will review proposals received. **TAB D**

Action Required: Approve/Staff Direction  
 Action Taken: \_\_\_\_\_

*Description:* Bids received on September 10, 2012. Staff recommendation will be available at the meeting.

- **Westar Energy – Estimate to Install Power to Clearwater Business Park**  
City Administrator Brown will present estimate for Council review. **TAB E**

Action Required: Approve/Staff Direction  
Action Taken: \_\_\_\_\_

*Description:* During the town hall meetings and other presentations, several items or studies have been identified that will increase the marketability of the Business Park property. Council requested staff to obtain a proposal and an estimated cost for a Phase I Environmental Study.

- **Proposal by Terracon to Conduct a Phase I Environmental Site Assessment of the Clearwater Business Park**  
City Administrator Brown will present proposed agreement for Council review. **TAB F**

Action Required: Approve/Staff Direction  
Action Taken: \_\_\_\_\_

*Description:* During the town hall meetings and other presentations, several items or studies have been identified that will increase the marketability of the Business Park property. Council requested staff to obtain a proposal and an estimated cost for a Phase I Environmental Study.

- **Discussion on Bulk Water Rates**  
Public Works Director Misak and City Administrator Brown will review **TAB G**

Action Required: Staff Direction  
Action Taken: \_\_\_\_\_

*Description:* Currently, the city charges \$12 per 1,000 gallons for bulk water. Concerns have been raised that the rate is the same for small and large users alike.

- **Tree House Benefit Concert**  
Police Chief Garcia and City Administrator Brown will present additional details regarding the group’s plans to hold a benefit concert on Friday, October 26.

Action Required: Staff Direction  
Action Taken: \_\_\_\_\_

*Description:* At the 4-24-12 Council Meeting, Jordan Freed made a presentation regarding building a tree house in the City Park in memorial of Chris Mikesell. The City Council made a motion to authorize Freed and group to proceed with their project providing that there would be no tax money put forth from the City for the building of the tree house. Staff will provide details to Council following a conferences with Jordan Freed on concert planning including a revised location.

- **Department Head Reports**
- **Committee Reports**  
Meeting minutes included in Council Packets as they become available.

Planning Commission: Meeting rescheduled for 10-8-12  
Park Commission: Meeting scheduled for 9-17-12

- **Claims & Warrants**

Presentation of claims listing for authorization to pay.

Action Required:

Approve as presented/with exceptions

Action Taken:

\_\_\_\_\_

- **Old Business**

Status of old business items from staff and Council.

- **Staff Reports**

- **Council Reports**

- **Adjourn**

If you need any accommodations for the meeting, please contact the City Clerk's Office, 620/584-2311, or the KANSAS RELAY SERVICE 800/766-3777. Please give 48 hours notice.