

CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS

CITY COUNCIL MEETING

MINUTES

May 13, 2008

The regular meeting of the City of Clearwater, Sedgwick County, Kansas, City Council was held on Tuesday, May 13, 2008, at 6:30 p.m., in the Clearwater City Council Chamber, City Hall, 129 E. Ross Avenue, Clearwater, Kansas.

The following members were present: Mike Justice, Mayor, Mike York, Lyle Berntsen, David FitzGerald, Judy Armstrong, and Jim Whitney. The following staff members were present: Kent Brown, City Administrator; Jodi McBee, Deputy City Clerk; and Janet Amerine, City Attorney. Others present at the meeting were Glenda Light, Park Glen Home Owners Association; Marvin & Mary Schauf, Clearwater Fire Department; Donald Schauf, Clearwater EMS; Ernie Misak, Clearwater Public Works Director, Paul Rhodes, Times Sentinel; Bill Kenney, citizen; Ethan Bates, Aaron Kinder, Jacob Higgins, Justin Hall, Rhiannon Miller, Spencer Hilley, Sara Swan, Jordan Ford, Levi Savage, Devin Marsh, Marc Steiner, Jake Woods, Nichole Chapa, Andrew Marin, Clearwater High School Government students.

Mayor Justice called the meeting to order at 6:30 p.m. Justice gave the invocation, which was followed by the Pledge of Allegiance. The Deputy Clerk called the roll to confirm the presence of a quorum.

1. Approval of the Minutes of the Regular Meeting of April 22, 2008

MOTION: Council Member FitzGerald made a motion to approve the minutes of the meeting. The motion was seconded by Council Member Berntsen and passed unanimously.

2. Mayor's Recommendations

There were no appointments or resignations.

3. Public Forum

Glenda Light with the Park Glen Home Owners Association stated how grateful the homeowners were that the council was addressing the traffic concerns in Park Glen. Light distributed maps of the area to the council to illustrate the traffic signage. The home owners board concurred with most of the recommendations for traffic signs, but requested a few changes including: adding a yield sign at Streamside Court, changing a yield sign at Streamside Lane to a stop sign, and making a four way stop at Streamside and Park Glen. Council discussed the increase in traffic in the area due to new construction in the development. Justice noted a change in the resolution adding a stop sign at Clear Creek and Park Glen and a yield sign at Streamside Ct and Streamside Lane. Council Member Whitney suggested listening to the homeowners' request, because they understand the traffic concerns and are willing to add more signage. Light discussed the traffic concerns within the development with speeding and lack of signage to slow the vehicles down. Council Member Armstrong mentioned that the visitors to the development do not understand how the current signage is and how visitors could misunderstand the 2 way stops as a 4 way stop. Mayor Justice stated the police recommendation was to not have a 4 way stop at Streamside and Park Glen. Council agreed that if the residents are requesting additional signage, then the signage should be added.

Bill Kenney presented a small business proposal stating he would like to use the City Park concession stand to open a sno cone operation. He would pay a fee to the city for use of the building and also donate a percentage of the proceeds to the Recreation Commission, both of which would be negotiated by the city. Kenney would pay all upfront costs for the operation. His initial suggestion for hours of operation were Monday through Saturday 12pm-10pm and Sunday 1-9pm from the beginning of May to the end of September. He inquired about the possible restrictions on Sunday and also addressed the current use of the concession stand by Donna Davis in coordination with the Junior Ball Association. Kenney spoke with Davis, Kent Brown and Beki Zook, Recreation Director, and agreed they could run their businesses concurrently. Council Member Whitney mentioned the restriction of organized activity in the park on Sundays. Kenney agreed to make hours conducive to what the city required. City Administrator Brown discussed the property being a tax-exempt property and the options in creating an agreement between the city and Mr. Kenney. City Attorney Amerine discussed the tax liability problems and how the agreement needs to be written. Council suggested Kenney and city staff get an agreement together for the council to review.

4. Review Bids for Lawn Maintenance at Community/Senior Center

City Administrator Brown noted that Council Member Whitney stepped down for the discussion because he provided one of the bids for lawn care. City received 3 bids per

specifications as follows:

Whitney Landscaping @ \$129/month
Simon Lawn & Landscape @ \$190/month
Coles Cuts @ \$200/month

Brown recommended that the low bid be approved. Council had a short discussion regarding what was included in the bids.

MOTION: Council Member FitzGerald made a motion to accept the bid from Whitney Landscaping for \$129/month to do lawn maintenance at the Senior/Community Center. Council Member York seconded the motion and it passed unanimously, Council Member Whitney abstained.

Council Member Whitney rejoined the meeting.

5. **Review Bids for Concrete Drainage Project**

City Administrator Brown noted that there were no bids received by the 1 pm deadline. A bidder had contacted City Hall the previous day and turned in a bid in the afternoon. The bid was as follows:

Steve Swift Construction Total Bid \$3330
100 lineal feet-8 foot wide concrete drainage path \$450
100 lineal feet-4 inch base 8 feet wide \$2880

Council Member FitzGerald requested adding a ramp on the south side of the crosswalk in front of elementary east to the project. The ramp on the north side was done with the parking lot project. FitzGerald stated a wheel chair cannot make it across the street with the current set up. Council agreed that the crosswalk should be upgraded to make it ADA accessible. Council had a short discussion of the project regarding costs, layout and size. Council Member Whitney suggested requiring a start and end date in the agreement to get the project done before Fall Festival in September. City Attorney Amerine suggested contacting the school to see if they are interested in assisting with the cost since the ramp would be in front of Elementary East. Council Member Armstrong noted that costs will not have to be cut from the project since the cost for the ramp would come from a different budget. Council directed staff to contact Swift and check into prices for the handicap ramp and contact the school to see if they would assist in the cost.

MOTION: Council Member York made a motion to accept the bid from Steve Swift Construction for concrete drainage path at City Park for the sum of \$3330 per 100 linear feet for the total length of 300 linear feet for a total cost of \$9990 to be completed by August 1. Council Member Armstrong seconded the motion and it passed unanimously

6. Appointments

Mayor Justice read the appointments for the paid employees by department and the commissions and boards. The Council gave consensus after each individual department was read.

Administrative:

Kent A. Brown, City Administrator

City Ordinance No. 466 and Section 2.10 of Codified Code and
K.S.A. 15-204

Cheryl S. Wright, City Clerk

K.S.A. 15-204

Jodi McBee, Deputy City Clerk

K.S.A. 15-204

Norma Leabo, Treasurer

City Ordinance No. 1 and Section 2.12.010 of Codified Code and
K.S.A. 15-204

Janet Amerine, City Attorney & Firemen's Relief Association Attorney

K.S.A. 15-204

Becky L. Hurtig, City Prosecuting Attorney

Carol Reitberger, Receptionist/Clerical (PT)

Carl Shaffer, Community/Senior Center Director

Rebekah Zook, Joint Employee Clearwater Recreation and City of Clearwater

Police Department:

City Ordinance No. 471 and Sections 2.16.010 through 2.16.030 of Codified Code and K.S.A. 15-204

Kim Demars, Police Chief
Jason Gearhardt, Sergeant
Clint Luckner, Police Officer/Investigator
Keith Kuhns, Police Officer
Gene Garcia, Police Officer
Shawn Clem, Police Officer
Jeremy Watts, Police Officer (PT)
Roy Riggs, Police Officer (PT)
Sean Zernickow Police Officer (PT)

Beverly Jo Johnson, Court Clerk
K.S.A. 15-204
Jeff Syrios, Municipal Judge
City Ordinance 383 or Section 1.20.010 of Codified Code and K.S.A. 12-1109

Ron Lambert, Animal Control Officer
City Ordinance 6 or Section 7.08.020 of Codified Code

Public Works Department:

Ernie Misak, Public Works Director
Kevin Bush, Public Works
Jim Vulgamore, Public Works
Mike Weakley, Public Works
Michael Shane Baker, Public Works

Kenny Hughes, Dump Coordinator (PT)
John Mishler, Dump Coordinator (PT)

Emergency Volunteer Services:

Donald Schauf, EMS Coordinator (PT)

Fire Department

Marvin Schauf, Fire Chief (PT)

Police Reserves:

City Ordinance No. 471 and Section 2.16.050 of Codified Code
Requires 16 hours a month
Mark Bailey

Court Appointed Attorneys:

Roger Batt Russell Mills Arlene Burrows

Planning Commission

City Ordinance No. 274 and Section 2.32.020 of Codified Code and K.S.A. 12-701 To 12-715b

Don Berntsen 2008 – 2011 County
Lonnie Stieben 2008 – 2011 City
Mike Machart 2008 – 2011 City

Public Building Commission

City Ordinance No. 778 and K.S.A. 12-1757

David Papish 2008 – 2012
Chuck Reitberger 2008 – 2012

MOTION: Council Member Armstrong made a motion to approve the 2008 Mayors appointments for city staff as presented. Council Member FitzGerald seconded the motion and it passed unanimously.

7. 2008 Department Head Budget Requests

EMS Director Donald Schauf stated that when the EMS started doing advanced level care, it would be at no cost to the public and would all be done through donations. Now that most of the calls are advanced level care, Schauf is requesting that advanced level care supplies be moved to the general medical supplies portion of the budget and no longer be paid for by donations. Schauf also requested several other pieces of medical equipment including 2 laederal suction units to replace outdated equipment that do not have pressure gauges, an additional Multiple Cuff Blood Pressure kit to keep as a spare, an oxygen tranfiller, an EZ IO to keep up with Sedgwick County Protocol, a Life Pak 500 AED trainer so EVS doesn't have to borrow one from the County, 2 stryker poles, and a Life Pak 12 Carrying Case to replace a worn out case. Total requests are in the amount of \$4020.00.

Fire Chief Marvin Schauf stated the fire department needed new hoses; they hadn't been replaced since the 80s. Schauf stated that the Sports Complex could use an emergency siren. He had several different options that were comparable in price. One siren, which was like the one at the fire station, would cost approximately \$12,175. The other siren, which is like the siren at the superintendent's office, is an additional \$1,000. Mayor Justice asked if a siren at the Sports Complex would aid in notification of emergency to the Park Glen addition. Schauf said that would work for that area and also the high school. Council Member Whitney asked if Disaster Management installed sirens. Schauf stated they only did installations in the rural areas and not within city limits. They still maintained and serviced the sirens they have previously installed in communities, but no longer were responsible for installing or maintaining new sirens. Council Members Armstrong and Berntsen both agreed that the east side of town needed a siren. Schauf stated that the siren would be radio controlled and solar powered with batteries, and no electricity would be required. Armstrong stated that the community is growing that direction; a siren is needed to cover as much distance as possible. City Administrator Brown suggested in the future there could be a need for another siren on the north side of town in the next few years. Brown also mentioned the reason for sirens was for warning people of emergencies outside of their homes and they aren't meant to be heard indoors. Mayor Justice questioned another one of Schauf's budget requests, which was an AR-AFFF Foam, which is used for alcohol related fires. Schauf stated that this foam is used especially for fires related to alcohol, most foams are broken down by alcohol and this foam is alcohol resistant. There is a shortage within the county, Schauf felt it would be good to have some on hand. Council Member Whitney asked if the fire department would need any other equipment to add to the new fire truck. Schauf said that everything was taken care of with the new truck.

Public Works Director Ernie Misak stated he was looking into replacing the 1965

GMC 1-ton truck with a newer model, either from an Internet auction or a used truck from a local company at a cost of approx. \$20,000. Public works is also looking at replacing the wide area mower. Misak has looked into several different options, with the cheapest being \$36,000. Misak stated he thought there might be cheaper alternatives, such as some pull behind mowers to attach to an existing mower. Another item Misak requested was a Multi-gas detector in the amount of \$3,000 to use possibly in coordination with the fire department. The detector would be used to detect gases before entering a manhole or wells. Misak stated it was a hazard to send men into the ground without any sort of gas detection. Council Member Whitney agreed with the safety issue in not having a detection device and suggested staff look into getting the detector sooner rather than later. Brown stated he would look through the budget to see if the detector could be purchased this year. Another item needing replaced is the John Deere tractor with a cost of \$30,000, possibly with a cab so it could be used for snow removal in the winter. Misak stated installing valves in the water system around town would allow the city to shut off certain areas in order to do maintenance in an that area, rather than affecting the entire city. New valve installations would be a cost of \$10,000. Other items requested were as follows:

Work tools	\$1,000
Valve Exercising Machine	\$6,000
3" Trash Pump	\$3,000
Electronic Water Meters	\$15,000
Portable Generator	\$6,000
Fire Hydrant Replacement	\$5,000
Repaint Swimming Pool	\$3,000

Misak had some other issues for which he had not found costs. He distributed an additional handout listing items he would like to see considered for the 2009 budget. Misak would like to see a school crossing on 4th street near the middle school and mentioned there are solar powered signs that wouldn't use electricity. Council reviewed the list and noted that there were many items that were brought up during the council tour of the city.

In the Chief of Police's absence, City Administrator Brown reviewed a few points in Chief Demar's budget requests. The Interpol system the police department uses is requiring additional fees, so the budget request has increased from \$2,000 to \$3,200. Communication equipment request is an increase from \$1,500 to \$5,000 for new radios, which is upgrading radios as part of an upgrade in communications by Sedgwick County. Brown noted an increase in gas & mileage from \$15,000 to \$18,000 due to the rising fuel costs. Two new video cameras are being requested for two of the patrol cars. The current cameras are out dated and are unreliable. Each camera costs approximately \$4,000. The police department is also requesting a new vehicle, either to replace the 2005 Crown Vic or to replace the 2003

Dodge Ram Pickup. Along with the vehicle requests, the vehicle will need to be outfitted with the decals and equipment required. Computer upgrades in the patrol cars is also being requested. The council previously approved one computer and police department will need 2 more at a cost of \$4,000 each. Mayor Justice questioned with what Chief Demars was going to replace each of the vehicles. Brown stated that either of the vehicles would be replaced with a new vehicle, not both. Brown thought the Crown Vic would be replaced before the truck. Brown also stated that a previous plan was to hand down the Dodge Pickup to the maintenance department and get a new car or truck to replace that, but that hasn't happened yet. Misak said he has been waiting to get the PD truck so his budget dollars would not have to be spent. Brown stated that the police lease doesn't have the residual a city vehicle lease has and it is more cost effective for the police department to purchase a truck and pass it to the public works department than public works to purchase a vehicle themselves. There was a short conversation about pickup options and whether the police truck was the best option for the maintenance department.

Kent Brown noted the administration budget request would include a remodel of the front of the city building, including new windows.

8. Resolution for Traffic Control in Park Glen

Mayor Justice reviewed what he understood council's wishes were from the conversation earlier in public forum. Council recommends to go to a four way stop at Park Glen and Streamside, a stop sign at Park Glen and Clear Creek, a stop sign at Streamside and Streamside Lane, and yield signs at Streamside Ct and Clear Creek Ct., plus, in the resolution Chisholm Ridge traffic signs were included. Council Member Berntsen commented on his dislike of 4 way stops but felt like the traffic concern was there and the four way stop would take care of that concern. Brown mentioned the item to consider was that once the signs were installed, there must be enforcement. City Attorney Amerine stated the Police Chief should review the council's changes before any action is taken. Council continued to discuss traffic control throughout the whole town. Council agreed and the resolution was tabled for input from Chief Demars.

9. Ordinance Annexing Land

City Administrator Brown stated he had attended the Sedgwick County Commissioners meeting and the council had previously adopted a resolution that the 2 properties being annexed were not hindering anyone else and wouldn't impede the growth of the area. County Commissioners agreed with the resolution and adopted a county resolution to that affect. The properties can now be officially annexed. Lot 10 and Lot 7 on Butterfly Court of the Prairie Meadows Addition are being the properties being annexed. At the next

planning commission the properties will have to be rezoned as RL zone. Council Member Armstrong asked if the owner of the development had been asked if the whole development could be annexed in, instead of lot by lot. Brown stated that the development had been sold and he was trying to reach the new owner. Deputy Clerk McBee assigned ordinance number 892.

MOTION: Council Member Berntsen made a motion to approve Ordinance No. 892 annexing land to the City of Clearwater as written. Council Member Armstrong seconded the motion and it passed on a roll call vote of 5 to 0.

9. Annual Review of Action Plan for Comprehensive Plan

City Administrator Brown stated the Planning Commission is to have an annual review of the comprehensive plan by city council. Brown reviewed the action plan to implement the comprehensive plan as follows: Utilize the annexation authority whenever possible to promote balanced growth, conduct a current inventory of the current housing stock and report any deteriorated or dilapidated properties to the governing body for further action, obtain property to create park areas in the northwest and southern portion of the city, insert transportation goal to upgrade North 4th (2009-2012) before upgrade of North Tracy (2013-2019), and add area for expansion of commercial/industrial businesses within the land use portion of the table. City Attorney Amerine stated that the review is required by law to have valid zoning. Amerine also commented on the lack of a budget for the Planning Commission. She felt a budget would allow them to get the housing inventory done. She asked council to consider adding a line item in the budget for the Planning Commission. Council gave consensus to approve the action plan.

11. Approve Additional Pool Staff

Mayor Justice stated the following additional lifeguards need to be approved for hire.

AQUATIC CENTER STAFF FOR 2008

LIFEGUARDS

CODEE WIDLER (WSI)

KYLE SMOTHERS

ALLIE FRIDAY

HEATHER SEIDL

TYLER SPENCER

JENNIFER CALDERON (WSI)

KATIE GARRISON

KAITLYN BOUMA

BASKET ROOM ATTENDANTS

**EMILY MISAK
STETSON JOHNSON
MICHAEL PURDOM**

City Administrator Brown stated that one of the lifeguards with the WSI was an adult and could assist with supervision. Council gave consensus to approve the list of lifeguards as presented.

12. City Identification Badges

Deputy Clerk McBee stated that city is looking into getting ID badges for city employees. McBee said she had contacted Sedgwick County Emergency Management to ask if they had any requirements for id badges. They did not, but suggested looking into badges that could be upgraded to read magnetic stripping. McBee stated she looked into the magnetic stripping cards and software and it was very costly. After asking several other local communities, McBee found most others were making their own badges. Council felt the inexpensive route was best for the city. Brown stated that the badges would be used for entrance into city in an emergency or identification around the city. Donald Schauf stated he had purchased some software to create id badges for the EVS people. He offered to bring it to city hall to let the office staff look into using it. Council Member Armstrong stated she thought using software would save time. Council gave consensus to approve purchasing an inexpensive software package, like option B, to create ID Badges for city employees.

13. Request from Fall Festival for Sponsorship

Mayor Justice asked what the city had done for sponsorship in the past. Deputy Clerk McBee stated that the previous two years the city has paid for the Bronze Sponsorship. Council Member FitzGerald suggested looking into sponsoring the ice cream social. Council Member Armstrong added it would be good to assist in scooping the ice cream as public servants to be seen in the community. Council directed staff to contact the Fall Festival committee to see about the city sponsoring the ice cream social. By consensus, the Council approved Bronze sponsorship for the Fall Festival.

14. Review Job Description Part Time Recycling Center Worker

City Administrator Brown stated that a job description had been written for the recycle worker and it needed review by the council. Council Member FitzGerald suggested

adding unlocking and locking the facility to the description. City Attorney Amerine suggested adding an age qualifier on the description. Council agreed and requested the worker be at least 18. Council approved job description with the recommended changes.

15. Buyer's Representation Agreement

City Administrator Brown stated that Steve Martens requested the city to sign a buyer's agreement for his file, as he was the buyer's agent for the city in the purchase of the Sanders property. City Attorney Amerine stated that paper work didn't change anything; it was just to clean up the transaction in Martens files.

MOTION: Council Member Berntsen made a motion to authorize Mayor Justice to sign the buyer's agreement with Grubb & Ellis as written. Council Member York seconded the motion and it passed unanimously

16. Planned Development Requirements Park Glen 4th Addition

City Administrator Brown stated the Final Plat and Planned Development of Park Glen 4th addition had been previously approved, but the Planned Development Requirements had never been signed. City Attorney Amerine added that the council is not being asked to change anything; the property owner was relying on the decision made previously. Council is just being asked to authorize the current mayor to sign a document that was approved in 2003.

MOTION: Council Member Armstrong made a motion to authorize Mayor Justice to sign the Planned Development Requirements Park Glen at Clearwater 4th Addition. Council Member Berntsen seconded the motion and it passed unanimously

17. Staff Reports

City Attorney Amerine stated she would be going to a City Attorney's convention in Lenexa in June.

City Administrator Brown stated the KDHE was conducting a water supply survey and a question is asked whether the governing body has reviewed the survey. Brown reviewed the survey with Council. Council Member Whitney commented on the city not being able to account for 21% of the water. Public Works Director Misak stated that the state average was 15% due to underground leaks and old meters that under read due to age. Brown stated that maybe a good goal to have was to half the current error percentage. Misak

stated the readings between the water meters and the well readings happened on a Friday and a Monday this month instead of in a 2-day time frame. Misak concluded that the percentage should be lower next month because the timing would be back on track. Brown stated ways to reduce water loss were to have processes in place replace meters, make sure well pumps were running properly and fire hydrants worked properly. Whitney commented on the loss of income from the water loss.

City Administrator Brown stated that the pool is in the process of being filled. Public Works Director Misak stated they would be exercising the pumps.

City Administrator Brown stated the aerators at the sewer ponds and fountains at Chisholm were back in running order. Several new services had been installed in Chisholm Ridge, as well.

City Administrator Brown stated the Recreation Director Beki Zook had not been able to get quotes for the fencing at the sports complex as of yet.

City Administrator Brown stated that Harlan Foraker has received the topography survey from the survey company regarding layout of the business park. Harlan hopes to have the platting ready for the planning commission the first part of June.

City Administrator Brown stated he, Public Works Director Misak and Fire Chief Schauf were going to have a meeting regarding the water system study and doing pressure tests at the various fire hydrants. Data would be obtained and generated and forwarded to Harlan Foraker.

Administrator Brown stated the generator at the well is now to a point the city is not required to build anything. A letter of map amendment can be submitted to FEMA to get the generator and pad out of the floodplain.

Administrator Brown stated Chief Demars is at Group Crisis Intervention Training at Kansas Highway Patrol Training Center in Salina. Clint Luckner was in training for interviewing suspects. Interviews have been conducted for the primary Dare Officer in town and Gene Garcia was chosen with Keith Kuhns as a secondary. Brown stated the Police Department had completed another round of trailer and semi ticketing across town.

Council Member Armstrong attended REAP. She mentioned a speaker spoke on WIRED, Workforce Innovations Regional Economic Development, which is a grant to enhance high skilled and high wages in South Central Kansas particularly in science and technology. They need high schools to apply for the grant. Teachers are given special

training to teach more rigorous science curriculum and students graduating from the program come out with college credits. Grant money is used to pay for the training. Project Lead the Way is the name of the project. Armstrong suggested getting with the school to look into the program. Next, Armstrong discussed the report from water resource committee. They are holding the REAP Regional Water Conference May 29 for REAP member communities for free in Hesston. Armstrong discussed long-range transportation plan update in the area. REAP is lobbying for transportation needs so the area needs to negotiate the surrounding areas to get our input on transportation needs. Armstrong also noted a dedication ceremony at the Auburn Hills Golf Course. Naming ceremony and golf tournament would be on May 23 and proceeds would benefit Wichita Junior Golf Association.

Council Member Whitney reported that Don Fitch would like to report on what the Red Cross is doing for a community emergency shelter. Council agreed to listen to his presentation at the June 10 council meeting.

Council Member Whitney reported several citizens had called regarding a particular home having several accessory vehicles parked in a side yard. Council discussed that the ordinance read that there was no parking front yards, but did not mention side yards. Administrator Brown offered to drive by the property and address the situation. Council Member Berntsen suggested reviewing the ordinance to clarify.

Council Member FitzGerald asked that the Senior Center board be added to the Mayors list of Appointments.

Council Member FitzGerald gave an at-a-boy to Public Works for the improvements to the restroom at the recycle center. Misak discussed the improvements made.

Council Member FitzGerald suggested looking at getting a ramp from the street to the walkway at the Chisholm Ridge ponds so they could be accessed by strollers and wheel chairs. Fitzgerald also requested some concrete be put in at the southwest corner of the west pond so the walk way looks complete.

Council Member FitzGerald commented on the article in the Wichita Eagle that stated Clearwater had been paying their jail fees and several other communities had not, including Wichita. City Administrator Brown stated that there has yet to be a lawsuit and Clearwater could stop paying. Brown also stated that other fees that weren't published were the amounts Clearwater was paying to Sumner County for longer-term inmates. Brown stated it was up to the council whether to pay Sedgwick County or not. If Clearwater decided not to pay, the city could be included in the lawsuit and have to pay additional attorneys fees. Council Member Whitney commented every individual pays one mill for the

jail plus another mill for the operating, he felt the county was double taxing. City Attorney Amerine stated that the city pays jail fees for people arrested within the town that may not be from Clearwater. Council discussed taxing for the jail city vs. countywide and how cities pay jail fees and residents of the county don't have that tax. Mayor Justice suggested writing a letter to the Sedgwick County Commission letting them know Clearwater is paying their jail fees, and that others are not, and it is not an acceptable way to do the county financing. Brown noted that legislature is continuing to increase the number of offenses that municipal courts must assign mandatory sentences to, which increase the fees the city must pay to the jail.

Council Member FitzGerald questioned if a sales tax added to the local vote need to be assigned to a project? City Administrator Brown stated that it didn't, but that it would help it pass if given a reason. FitzGerald then asked what a ½% sales tax increase in the City of Clearwater would generate. Brown estimated he thought it would generate approximately \$200,000. FitzGerald commented that as the streets are deteriorating, a sales tax would generate funds by taxing everyone, not just homeowners. Council had a brief discussion regarding county taxation.

Council Member Armstrong noted at the last meeting Council Member Whitney reported that the sorority that has been keeping up the area around the "Welcome To Clearwater" sign told him that this would be the last year they would be doing this as a volunteer project. Armstrong said that she attended the last sorority meeting and they will continue to do the care around the sign.

City Administrator Brown mentioned there were no credible applications to the part time maintenance position posted. Public Works director Misak was contacted by the person hired last summer, who is interested in working again this summer. Brown asked Council if the individual could be hired for \$9/hour. Council gave consensus to hire the part time maintenance worker at \$9 per hour.

18. Adjournment

MOTION: Being no further discussion to come before the Council, Council Member York moved for adjournment. The motion was seconded by Council Member Berntsen and passed unanimously.

CERTIFICATE

State of Kansas }
County of Sedgwick }
City of Clearwater }

I, Jodi McBee, Deputy City Clerk of the City of Clearwater, Sedgwick County, Kansas, hereby certify that the foregoing is a true and correct copy of the approved minutes of the May 13, 2008, City Council meeting.

Given under my hand and official seal of the City of Clearwater, this 27th day of May 2008.

Jodi McBee, Deputy City Clerk