

CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS

CITY COUNCIL MEETING

MINUTES

February 22, 2011

The regular meeting of the City of Clearwater, Sedgwick County, Kansas, City Council was held on Tuesday, February 22, 2011, 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, Jim Whitney, Lyle Berntsen, Sandi Keeler, and Jim Frischenmeyer, Council Members. The following staff members were present: Kent Brown, City Administrator; Jodi McBee, Deputy City Clerk; Janet Amerine, City Attorney; Ernie Misak, Public Works Director; Gene Garcia, Police Chief. Others present at the meeting were Marvin Schauf, Clearwater Fire Department; Suzanne Coin, Westar Energy; Alan Haworth, Pro Com; Chelsea Cox, Ryan Ray, Rachelle Pelz, Brittney Patton, Cassie Slates, and Matthew Alonzo, 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 Clerk called the roll to confirm the presence of a quorum.

1. Approval of the Minutes of the Regular Meeting of February 8, 2011

MOTION: Council Member York 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 recommendations at this time.

3. Public Forum

No one addressed the Council.

4. Department Head Reports

Police Chief Garcia stated that several officers have attended training sessions that have brought ideas for minor changes to the department's policies and procedures. The police department conducted a vehicle and school search at the Clearwater High School last week. There were negatives findings after the search. Garcia stated that there is some possible state legislation that may be passed regarding racial profiling. This will create

more paperwork & records keeping for the department. The legislation may also require the city to form a committee to review police records.

Public Works Director Misak dispersed an activity report for the public works department. Misak reviewed department activity including replacing street signs, snow removal, vehicle repairs, and equipment maintenance. Keel has been hauled in to put on the ball diamonds. Martin Excavating will place the keel on the diamonds.

5. Ordinance for Westar Energy Electric Franchise

City Administrator Brown stated that the franchise agreement with Westar Energy was reviewed for changes at the last meeting. Council agreed to renew the franchise agreement for 20 years with a franchise fee 5% with a review period every 5 years. Suzanne Coin with Westar Energy addressed the Council and stated that if they had any questions she was available. Deputy City Clerk McBee assigned ordinance number 934.

MOTION: Council Member Berntsen made a motion to adopt ordinance number 934 for Westar Energy Electric Franchise. The motion was seconded by Council Member Whitney and passed on a roll call vote of 5-0.

6. Proposal from Pro Com to Update City Radios

Fire Chief Marvin Schauf stated that Pro Com submitted a proposal for updating city radios. Schauf stated that the radio license needs to be updated as well. The cost for the radio license update is approximately \$550. Schauf stated the city radios are used to communicate with internal city staff but also to communicate with other emergency crews in surrounding areas such as Sumner County, Harper County, Conway Springs, Mulvane, and Norwich. Alan Haworth with Pro Com reviewed the proposal. At this time, two radios, the City Hall radio and a radio in one of the fire trucks, need to be replaced because they are out dated and cannot be reprogrammed. Otherwise, the rest of the public works/fire/ems/police radios can be reprogrammed to allow each department to communicate separately and together for \$273. The cost of the replacement radios is \$291 a piece. City Administrator Brown stated that there is money budgeted in the fire department budget for communication equipment. Council gave consensus to purchase two new radios and reprogram the existing radios.

7. Resolution Authorizing for Sale General Obligation Temporary Renewal and Improvement Notes, Series 2011

City Administrator Brown stated that the temporary notes that funded the original sewer project at the Clearwater Business Park are up for renewal April 1st. Council has approved another sewer project and a street project. This resolution renews the original temporary note of \$200,000 and adds on the funds for the additional sewer and street project for a total of \$480,000. In 2013, the temporary note will be turned into bonds and then assessed against the property. The two local banks will be asked if they want to bid on the

note and at a meeting in March the bid will be awarded. Deputy Clerk McBee assigned resolution number 2-2011.

MOTION: Council Member York made a motion to adopt resolution 02-2011 authorizing for sale general obligation temporary renewal and improvement notes, series 2011. The motion was seconded by Council Member Frischenmeyer and passed unanimously.

8. Council Update on Meeting Concerning Baseball Field at Sports Complex

City Administrator Brown stated that a meeting was held including representatives from the City, Recreation, USD 264, and the volunteers improving the baseball field at the sports complex regarding the maintenance and up keep of that baseball field. The end result of the meeting was that City Public Works crews will be responsible for mowing and fertilizing of the grass and the head baseball coach for the Clearwater High School Baseball Team will be responsible for the dirt areas of the infield. Council Member Whitney stated that he also sat in on the meeting. Whitney stated that the school agreed to pay half of the fertilizing costs in the spring. Whitney stated he has coordinated with Ryan Lawn Care and they will do four fertilizer applications at a cost of \$2,600. Whitney Landscaping will do the initial mowing of all the ball diamonds and haul away the grass. Whitney will then work with the baseball coach and City Public Works to insure the mowing is done properly. Whitney stated that he informed the volunteers improving the baseball field that he would be the point of contact for problem resolutions. Whitney stated that the usage of the field should be monitored this summer. If field #1 at the sports complex is being used primarily by the High School Baseball Team, then the City might consider turning over the baseball field to the school. Mayor Justice stated the next meeting between all the interested parties of the baseball field improvements is going to be regarding the advertising signage on the outfield fencing. Justice stated that partial income from the sale of those signs needs to come back to the City for future maintenance costs.

9. Budget Calendar

City Administrator Brown reviewed a budget calendar for the next year. Brown stated that this calendar was an overview of the chain of events for the next year including council elections, department head budget requests, Council work sessions and the final date for budget hearing of August 23.

10. Reports

City Attorney Amerine requested an executive session for legal purposes.

Council Member Frischenmeyer expressed his gratitude for the high school student volunteers that shoveled snow at his home.

Council Member Frischenmeyer stated he has been approached by several individuals who live in the senior residences on Janet for a crosswalk at Janet and 4th St. City Administrator Brown stated he has discussed a crosswalk at that location with Sedgwick County officials and it is a costly endeavor. Brown stated he would give contact information to Frischenmeyer if those individuals would like to contact the County.

11. Executive Session - Legal

MOTION: At 7:30 p.m., Council Member Frischenmeyer made a motion to enter into Executive Session for legal purposes for 10 minutes. The motion was seconded by Council Member Whitney and passed unanimously.

At 7:40 p.m., Council returned to regular session with no action taken.

Mayor Justice stated the spring citywide clean up will be April 15 & 16.

12. Adjournment

MOTION: Being no further discussion to come before the Council, Council Member Berntsen moved for adjournment. The motion was seconded by Council Member Keeler 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 February 22, 2011 City Council meeting.

Given under my hand and official seal of the City of Clearwater, this 8th day of March, 2011.

Jodi McBee, Deputy City Clerk

