

**City of Clearwater, Kansas**  
Sedgwick County  
City Council Meeting - **MINUTES**  
September 8, 2020  
Clearwater City Hall – Council Chambers  
129 E. Ross Avenue Clearwater, KS 67026

**1. Call to Order/ Invocation and Flag Salute**

Mayor Burt Ussery called the meeting to order at 6:30 p.m. followed the invocation and flag salute.

**2. Roll Call**

The City Clerk called the roll to confirm the presence of a quorum. The following members were present: Mayor Burt Ussery, Councilmembers; Shirley Palmer-Witt (phone), Chad Pike, Chris Griffin and Justin Shore were present.

Yvonne Coon was absent.

The following staff members were present:

Ron Marsh, City Administrator, Courtney Zollinger, City Clerk, Jared Dinwiddie (phone), Chadd Posch (phone), Cole Hollis, Kirk Ives, Justin Patrick.

**3. Approval of the Agenda**

Mayor Ussery asked if there were any modifications to the agenda. Marsh stated no. Mayor Ussery called for a motion to approve the agenda as presented.

**Motion: Shore** moved, **Pike** seconded to accept the agenda as presented. Voted and passed unanimously.

**4. Public Forum**

Kelli Reid addressed the council and stated she was running for Sedgwick County Clerk position.

**5. Approve Consent Agenda**

Mayor Ussery asked if there was any question on the consent agenda and if not asked for a motion to approve.

Minutes: 08/25/20  
Claims and Warrants

**Motion: Shore** moved, **Palmer-Witt** seconded to approve the consent agenda as presented. Voted and passed unanimously.

**6. Staff Reports**

- a. Police Department – Kirk Ives – Council had no questions.
- b. Fire Department –Justin Patrick – Council had no other questions.
- c. Public Works – Cole Hollis –Council had no questions.
- d. Parks & Maintenance – Chadd Posch –Council had no questions.

**7. Business**

**a. Installation of Sanitary Sewer Manhole**

This project to install a manhole for the nursing home sewer line was approved as part of the

2021 budget process. Currently the sewer line serving the nursing home ties into the main line 7-9 feet away from an existing manhole, making it extremely difficult for our Public Works crew to clear blockages at this juncture. Additional resources must be called in at a cost. Installing this manhole will allow Public Works to access the line without the added expense of additional resources. Request for bid were solicited from several vendors with two responses: McCullough Excavation in the amount of \$15,980 and Wilkes Underground in the amount of \$17,200.

\$10,000 was originally budgeted for this project out of Sewer equipment reserve. There are adequate funds in the sewer equipment reserve to cover the higher cost and will not cause a shortage in another sewer equipment reserve area.

Marsh is asking for Council to approve the proposal from McCullough Excavation in the amount of \$15,980 to install the manhole for the nursing home sewer line.

**Motion:** *Shore* moved, *Pike* seconded to approve the proposal from McCullough Excavation. Voted and passed unanimously.

**b. Consider rollover of 2018 Temp Notes (Chisholm Ridge Phase 3)**

Kevin Cowan explained that the 2018 temp notes would be up for final financing in June 2021. He explained that the temp notes could be rolled into the new temp notes that are being authorized for Park Glen Estates Phase 2 for one year. This would allow more time for the City to sell the remaining lots before specials would assessed. The cost to roll over would be minimal with the current interest rates.

**Motion:** *Shore* moved, *Pike* seconded to rollover the 2018 temp notes. Voted and passed unanimously.

**c. Adopt Resolution 09-2020 Authorizing the sale of Temp Notes for Park Glen Estates Phase 2**

Kevin explained the resolution documents presented did include the rollover of the 2018 temp notes. If council decided not to rollover the 2018 temp notes the documents would have to have been modified.

**Motion:** *Shore* moved, *Palmer-Witt* seconded to adopt Resolution 09-2020 authorizing the offering for sale of general obligation temporary renewal and improvement notes series 2020 of the City of Clearwater. Voted and passed unanimously.

**d. Discussion on Special Purpose Vehicle Ordinance**

Chief Ives read ordinance 907 that covers special purpose vehicles. He said the discussion points were as follows

- Add - Every person operating a golf cart on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.
- ADD - No golf cart may be operated on a sidewalk, walking paths, or public greenspace
- ADD - No golf cart shall be operated on any public highway, street, road or alley between sunset and sunrise unless such vehicle is equipped with lights as required by law for motorcycles.
- Do we allow modified bodies on golf carts?
- Do we continue to limit the number of seats on golf carts?
- ADD - No work side utility vehicle may be operated on a sidewalk, walking paths, or public greenspace to work-site utility vehicle
- MODIFY? - It is illegal to operate a work-site utility vehicle on any public highway, street, road or alley within the corporate limits of the city unless such vehicle displays a slow moving vehicle emblem on the rear of the vehicle; the slow-moving vehicle emblem shall be mounted and displayed in compliance with K.S.A. 8-1717, and amendments

thereto.

- ADD - Work site utility vehicles must have Original Equipment Manufacturer (OEM) exhaust system.
- Do we allow the “sport” vehicle? Under the current ordinance they qualify.
- Do we restrict the length of the work site utility vehicles to not more than 135”?

Council discussed the points that were presented, and the consensus appeared to be to make the recommended changes. Also discussed was definition of “valid” driver’s license and whether a farm permit is considered a valid driver’s license; what do “running lights” consist of; should special purpose vehicles be allowed at night; should “whip” style flags be required on open (no top) vehicles. Mayor Ussery advised council to send staff any additional points they would like to have considered as part of the ordinance. He pointed out that it is not their job as council use the ordinance for their personal opinion, but to do what is best for the community and can be supported or backed by data. Staff is to come back to the next meeting with the combined information and the reason for the changes.

#### **8. Administrators Report**

- The Sedgwick County Public Health Order requiring the wearing of masks in public has been extended until October 21, 2020.
- There is a Council Workshop scheduled for Tuesday, September 29<sup>th</sup> at 6:30pm. There will be a hard stop at 8:30pm. Topics for discussion include: Strategic Plan and the Local Emergency Operations Plan. If there is something Council would like to add please let me know as soon as possible.
- Reminder the City wide curb side cleanup is Saturday, November 7<sup>th</sup> starting at 7:00am. The Chamber Shred It Day is also that day from 9:00am -Noon in Mize’s parking lot.
- Sedgwick County Project Services was here last week to determine the best location for installing the advance ballot box. They will be placing one on the east side of City Hall sometime in the next several weeks.

#### **9. Governing Body Comments**

Griffin asked there was an answer about recording meetings. Marsh said he doesn’t have an answer yet.

Palmer-Witt said she would not be at the 9/29/20 meeting

Shore had nothing to report

Pike had nothing to report

Ussery had nothing to report

#### **10. Adjournment**

With no further discussion Mayor Ussery called for a motion to adjourn.

**MOTION:** *Pike* moved; *Shore* seconded to adjourn the meeting. Voted and passed unanimously. The meeting adjourned at 8:23 PM

**CERTIFICATE**

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

I, Courtney Zollinger, 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 September 8, 2020 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 22nd day of September 2020

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Courtney Zollinger, City Clerk