

CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS

CITY COUNCIL MEETING

MINUTES

MAY 11, 2010

The regular meeting of the City of Clearwater, Sedgwick County, Kansas, City Council was held on Tuesday, May 11, 2010, 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, Lyle Berntsen, Jim Whitney, Sandi Keeler, and Jim Frischenmeyer, Council Members. Mike York, Council Member, was absent. The following staff members were present: Kent Brown, City Administrator; Cheryl Wright, City Clerk; Janet Amerine, City Attorney; Ernie Misak, Public Works Director. Others present at the meeting were Marvin Schauf and Mary Schauf, Clearwater Fire Department; Rebekah Schauf and Bob Stewart, Citizens.

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 April 27, 2010

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

2. Mayor's Recommendations

There were no recommendations.

3. Public Forum

Bob Stewart stated he lives at Kansas & Gorin. Stewart stated the intersection needs either a sidewalk installed or more police patrol because of the high volume of traffic due to the elementary school at the next block to the east. Stewart explained that many people

don't stop at the stop sign and he has witnessed several close calls of driver/pedestrian accidents. Rebekah Schauf stated she lives across the street from Elementary West and there are constant traffic problems on Prospect before and after school. Mayor Justice stated that staff and the police department would look at the intersection and make some recommendations for improvements. Council went on to discuss traffic control at the Gorin and Kansas intersection and in front of Elementary West. With the closing of Elementary East, traffic is going to become more of a problem at Elementary West. Justice suggested having a meeting with school and city staff to discuss possible options.

4. Proclamation U.S. Armed Forces Day May 15, 2010

Mayor Justice read the proclamation to make May 15, 2010 U.S. Armed Forces Day in the City of Clearwater. Council gave consensus for the Mayor to sign the Proclamation.

5. Department Head 2011 Budget Requests

City Clerk Wright stated that she is requesting budget room for a laser printer. The current laser printer is over twelve years old. Wright stated the printer is working fine, but if it breaks down, it will need to be replaced immediately. Wright went on to state that the front office might need a designated printer for credit card receipts if the City decides to start accepting credit card payments. Wright stated that she would recommend \$1,400 allowance for both printers.

City Administrator Brown reviewed a request from Deputy City Clerk McBee for an update of the City website. Three options include a banner redesign for \$1,200, a banner redesign with some additional graphics for \$2,500, or a total redesign of the entire website with content migration for \$7,500. Brown stated that website has been running since 2003 and does need improvements.

Public Works Director Ernie Misak reviewed his 2011 budget requests. Misak requested an aerator for Cell #1 at the sewer ponds in the amount of \$8,500 to alleviate the odor problem that occurred this spring. Misak stated that the old shop has some brick that needs to be repaired in the amount of \$4,000. Well #6 needs to be pulled and rebuilt to prevent mechanical malfunctions in the amount of \$8,000, and repair floor piping in well #6 to prevent leaking in the amount of \$7,000. Misak stated that if the property north of Diagonal Rd and west of 135th Street is developed the current sewer line north of Janet and Wood may not handle the increased flow. Misak stated he is unsure of the replacement cost for that line. Misak went on to review other requests including tires for the skid steer in the

amount of \$1,200, fire hydrants with valves in the amount of \$4,200, larger motors and pumps in the small wet well in Park Glen in the amount of \$3,500, tires for 2155 John Deere Tractor in the amount of \$1,500, water meters in the amount of \$10,000, and GPS locating and logging of water and sewer lines in the amount of \$2,000. Misak stated that the annual street project is scheduled for 2011 and installing curb and guttering on Ross north of the Elementary West building might help alleviate the traffic problem that occurs before and after school.

6. Request to Close Street for Fun Day at the Firehouse

Rebekah Schauf stated that the Fire Department would like to close Grant south of Ross to the alley behind the fire station to host a fundraiser/open house on July 31, 2010 from 9:00a.m. to 8:00p.m. Council agreed to have the street blocked for the event. Council requested that Schauf notify the residents of South Grant of the street closing.

7. Staff Appointments for 2010

Mayor Justice recommended the appointments of the following individuals as staff members and volunteers for 2010:

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

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
Gene Garcia, Police Chief-Interim
Jason Gearhardt, Sergeant
Clint Luckner, Police Officer/Investigator
Keith Kuhns, Police Officer
Scott Goforth, Police Officer
Jeremy Watts, Police Officer (PT)
Roy Riggs, Police Officer (PT)
Sean Zernickow Police Officer (PT)
T.J. Ohlemeier, Police Officer (PT)
Darrel Haynes, Police Office (PT)
Eugene Hiebert, Police Office (PT)

Beverly Jo Johnson, Court Clerk
K.S.A. 15-204

Becky L. Hurtig, Municipal Judge
City Ordinance 383 or Section 1.20.010 of Codified Code and
K.S.A. 12-1109

Catherine Zigtema, City Prosecuting Attorney

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

Court Appointed Attorneys:

Roger Batt

Russell Mills

Arlene Burrows

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)

Bob Purvine, Dump Coordinator (PT)

Planning Commission

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

Ryan Shackelford

2010 – 2013 City

Billy Lane

2010 - 2013 County

Mike Cass

2010 – 2013 City

Public Building Commission

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

Bob Cumming

2010 – 2014

Chisholm Trail Recreation Commission

David Buck

2010 – 2014

Historical Society

Nancy Porter

2010 - 2014

Glenda Gladfelter

2010 - 2014

Emergency Volunteer Services:

City Ordinance No. 339 and Section 2.24.010 of Codified Code and K.S.A. 31-145 and K.S.A. 80-1501

1. Marvin Schauf, Fire Chief
2. Gary Berger, Asst. Fire Chief and Chief Fire Investigator*
3. Kurtis Lauterbach, Asst. Fire Chief
4. Donald Schauf, Lieutenant Training***
5. Jared Dinwiddie, Lieutenant, Training *
6. Karen Matzen, Lieutenant, Safety*
7. Phillip Sturchio, Disaster Management,
City Ordinance No. 472 and Section 2.25.010 of Codified
Code
8. Mary Schauf, Dispatcher
9. Lisa Berntsen, Dispatcher

Fire Fighters:

Bruce Berntsen, Capt. Operation
Mark Reibenspies*
Roger Dawson, Capt. Safety*
Adam Pelz
Carl Fry, Capt. Operations
Tim Hastings
Hank Pate
Gerald Ready
Brian Schauf
Todd Phillips
Mike Weakley
Gabby Simon***
Darin House
Chad Sterrett
Jordan Ford
Jim Kendrick
Kyle Matthews
Bill Kenney
Kyle Berger

Jeremy Clymer
Jason Templin
Matt Rupe
Joshua Hecker*
Lucas Frickey

*EMT
***EMICT

Emergency Medical Technicians (EMT)

1. Donald Schauf, Director MICT, TO2
2. Roger Dawson, Instructor
3. Hank Pate
4. Lisa Corr
5. Jared Dinwiddie
6. Christopher Atwater, MICT
7. Karen Matzen, Asst. Director
8. Gabrielle Simon, MICT
9. Janet Schauf
10. Mike Snyder, MICT
11. Esther Vanley, EMT-B4
12. Bill Kenney EMT-B
13. Rhonda Barber EMT-B
14. Thomas C. Bodwell, MICT
15. Reece Pulliam
16. Joshua Hecker
17. Chad Sterrett

MOTION: Council Member Frischenmeyer made a motion to confirm the Mayor's Appointments for 2010. The motion was seconded by Council Member Berntsen and passed unanimously.

8. Ordinance Changing Dates To Shoot Fireworks

City Attorney Amerine reviewed the changes to the fireworks ordinance extending days to sell and shoot fireworks. The ordinance now states that when July 5th falls on a Saturday, Sunday or Monday fireworks may be sold or shot from the hours of 10:00a.m. to 10:00p.m. It also changes the time when fireworks can be shot or sold when inclement weather occurs on July 4th and is extended to July 5th. The time will now be from 10:00a.m. to 10:00 p.m. City Clerk Wright assigned ordinance number 922.

MOTION: Council Member Berntsen made a motion to adopt ordinance 922 changing the dates to sell and shoot fireworks. The motion was seconded by Council Member Keeler and passed on a roll call vote of 4-0.

9. Proposal to Begin Taking Credit Cards at City Hall

City Clerk Wright stated that there has been interest from customers to submit payment to City Hall by credit and debit cards. Wright explained she has found a company that charges a convenience fee to the customer and doesn't charge any fees to the City. Wright stated that the City provides several free options to make payment and using a credit card should not be paid for by tax dollars. Wright stated she looked into several companies and liked the service of State Payments-Government Solutions. State Payments-Government Solutions is an internet-based company that requires no contract to be signed and no minimum usage requirements. Wright stated she hopes accepting credit cards will make payments easier to collect and reduce the amount of shutoffs. Council gave consensus to start accepting credit card payments with State Payments-Government Solutions.

10. Discussion on Plaques for Windmill

City Administrator Brown reviewed options for the plaque by the windmill at City Park. Brown stated that there are several varieties of plaques and he is asking for direction from City Council on which option they prefer. Brown went on to state that Park Advisory Board had recommended creating two plaques, one with the City history and the other with the windmill history. Council agreed they preferred one plaque to be placed on the south end of the windmill. Council Member Whitney stated he preferred that the plaque be mounted to the fence so it wouldn't get knocked over or hit by a mower. After a brief discussion, Council agreed they preferred the blue aluminum option. Brown stated that he will bring back more specific information to the next council meeting about the blue aluminum sign and mounting options.

11. Council City Tour Location Requests

Mayor Justice stated that Monday, May 17, 2010 at 5:30 Council will have the annual city tour and budget work session. Justice asked Council for requests for places they would like to see. Public Works Director Misak had mentioned in his budget requests that the old city shop needed repair. Whitney suggested visiting all the shops while they are that direction. Whitney also suggested visiting the sewer ponds since there have been several complaints regarding odor coming from that area. City Administrator Brown suggested visiting the Police Department to review some items in their budget requests. Council reviewed the past planning process.

12. Reports

Public Works Director Misak reviewed progress on the City Park concession/restroom building. Misak stated they are waiting for the metal roof to be installed. Misak stated he would like to have the building open by Memorial Day.

City Administrator Brown stated the Public Works Department painted the handicap parking signs and repainted most of the parking lines on the street in the 100 and 200 blocks of East Ross Ave. parking.

City Administrator Brown stated Recreation Director Beki Zook is starting baseball /softball games tonight. The next six weeks Zook will be busy with ball.

City Administrator Brown commended Recreation Director Beki Zook for getting her master's degree.

City Administrator Brown stated that Interim Police Chief Garcia will be attending a meeting regarding Sedgwick County's mandatory radio upgrades.

Council Member Whitney requested that city staff contact the owner of the house in the 100 block of south 3rd that had the house fire to find out what their intentions are with the remains of the house.

Council Member Whitney asked if the City is in possession of its backhoe. Public Works Director Misak stated the backhoe is still getting serviced. Whitney stated that the brush dump needs some attention and the City is going to have to use the loaner backhoe to get it cleaned up.

Council Member Keeler stated that she received a complaint about the house at 321 Nancy. It still has a tree down in the backyard that has not been cleaned up.

Council Member Keeler stated that she has had several inquiries about purchasing bricks around the windmill at City Park. City Administrator Brown stated that he would send information regarding purchasing bricks out in the newsletter in June. Council discussed selling the bricks at different City functions to have some sold before Fall Festival so people could see the finished product.

Mayor Justice stated that a group that is interested in improving the ball fields at

Chisholm Trail Sports Complex has approached him to present their plan at a Council meeting after baseball/softball season. Justice stated that it is his understanding that they have financing; they are just requesting permission to make the improvements.

City Administrator Brown stated that the fuel tank for the EVS building for the generator can be set with no initial cost to the City. Brown stated staff is now trying to make sure that there is enough room behind the EVS building to install the gas tank. There will be a change order for the transfer switch for the generator coming to Council in the future. There was a calculation error on electric load and direction that will cost an extra \$500.

13. Executive Session-Legal

MOTION: At 8:40, Council Member Frischenmeyer made a motion to enter into executive session for legal reasons for 10 minutes. The motion was seconded by Council Member Berntsen and passed unanimously.

At 8:50, Council returned to regular session with no action taken.

14. Executive Session-Legal

MOTION: At 8:50, Council Member Whitney made a motion to enter into executive session for legal reasons for 10 minutes. The motion was seconded by Council Member Keeler and passed unanimously.

At 9:00, Council returned to regular session with no action taken.

Council directed staff to include the trash agreement on the agenda for the first meeting in June and to contact Waste Connections to send the City a contract.

City Administrator Brown stated that he attended the Quad City Breakfast in Derby. A topic of discussion was the South Area Transportation Plan. The Derby City Manager is trying to push for a bridge to be built over the Arkansas River at 95th Street. Brown stated the bridge would provide a better connection from Derby and Mulvane to Haysville and Clearwater. Brown stated that there has to be promotion from the cities to the Wichita Area Metropolitan Planning Committee. Justice stated that placement of the bridge would assist with selling the Clearwater Business Park.

15. 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 May 11, 2010 City Council meeting.

Given under my hand and official seal of the City of Clearwater, this 25th day of May, 2010.

Jodi McBee, Deputy City Clerk