

**CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS**

**CITY COUNCIL MEETING**

**MINUTES**

**JUNE 14, 2011**

The regular meeting of the City of Clearwater, Sedgwick County, Kansas, City Council was held on Tuesday, June 14, 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 York, Mayor; Lyle Berntsen, Jim Whitney, Jim Frischenmeyer, Laura Papish and Sandi Keeler, Council Members. The following staff members were present: Kent Brown, City Administrator; Cheryl Wright, City Clerk; Janet Amerine, City Attorney. Others present at the meeting were; Beki Zook, Recreation Commission; Brenda Hastings, Clearwater Chamber; Gary Hunt, citizen.

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Mayor York called the meeting to order at 6:30 p.m. York 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 May 24, 2011**

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

**2. Approval of the Minutes of the Special Meeting of June 6, 2011**

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

**3. Mayor's Recommendations**

Mayor York accepted the resignation of William Kenney as EMT with Council consensus.

Mayor York appointed James Kendrick as Firefighter/EMT with Council consensus.

Mayor York accepted the resignation of Bob Purvine as Dump Coordinator with Council consensus.

#### 4. **Public Forum**

Gary Hunt, citizen of Clearwater, addressed the Council about using the EVS Building for this year's Hunter Education class. The class has been held for several years with good response. The class is tentatively scheduled for July 22-23. The class will run Friday night and all day Saturday. The class is being sponsored by the Clearwater Police Department. Police Chief, Garcia will also be a class instructor. The students must be 11 years old by July 23 to be able to take the class. A world-wide known instructor from Halstead will also be here to help with the class. The class will have wildlife identification and a survival guide. Hunt stated he will be responsible for the clean-up and everything going on in the building and classroom. He will limit the class size to 20 students. Registration will be through the Clearwater Police Dept.

Mayor York approved the class to be offered with Council consensus.

Brenda Hastings of Home Bank and Trust informed the Council about the status of the Chamber of Commerce. Jennifer Arnold is no longer working for the Chamber as secretary. The Chamber Board is keeping an open mind about replacing the position but with the hours and the budget the Board is trying to hold together on its own. The board has a newsletter that is called Constant Contact that Hastings is working on throughout the week. It has updates and events that are happening in our own hometown. Anyone wishing to be on the list for the newsletter can contact Brenda.

#### 5. **Department Head Reports**

Beki Zook, Clearwater Recreation Director reported to the Council that softball and baseball are rolling right along. The regular season will be done at the end of June. There will be a district baseball tournament here July 8 – 10 for 11 year old boys at the Sports Complex. Zook reported there are 275 Clearwater athletes ranging in age from 3 to 15 years old. The Legion baseball team is playing on field #1 at the Sports Complex and there have been no scheduling problems. Everything is working well with baseball. There are water aerobics and water zumba classes going on at the aquatic center in the evenings from 7 – 8 p.m. They have 20 people enrolled in the classes. There will be a Father's Day swim Sunday, June 19<sup>th</sup> at the Aquatic Center. Dads will get into the Aquatic Center for free with a paying child. There will be a Mother's Day Swim at the Aquatic Center on July 24 with Mothers getting in free with a paying child. There will be a free swim on Sunday July 17 from 7 – 9 for all coaches and players to celebrate the end of the baseball and softball seasons.

#### 6. **Discussion on Whether to Continue with Curbside Recycling**

City Administrator Brown reported to the Council on the recycle survey that was mailed out to city residents. There were 248 responses with 75% yes votes. Mayor York commented how much less trash he has with the recycling. Council Member Lyle

Berntsen commented that the carts that are not being used should be picked up by city workers or Waste Connection once we start charging for the service. Council Member Whitney agreed. City Residents will still be charged for the service even though they are not using the recycling cart. City Clerk, Cheryl Wright reported that Waste Connection gives a list of city residents to City staff who are putting unacceptable items in the recycle carts. Staff sends out a letter reminding customers what can be put in the cart.

**MOTION:** Council Member Papish made a motion to continue curbside recycling. The motion was seconded by Council Member Berntsen and passed unanimously.

After a brief discussion the Council wants to have a list of questions for Waste Connections representative to answer at the next meeting. The list includes who picks up and places the cart at residences, charging when residents have temporarily stopped service, time frame for the agreement, confirmation on the number of carts, program for schools, contacting businesses for rewards program, and if some bungee cords could be provided to hold down lids. City Administrator will send an email to Waste Connection about the questions and to make sure a representative is at the next Council meeting.

7. **Application to Sell Fireworks CHS Government Class**

City Clerk Wright addressed the council about an application received from Mike Justice to have a fireworks stand at 801 E. Ross as a fundraiser for the Government Class to go to Washington D.C. in November. After brief discussion the Council approved with consensus.

8. **Fall Festival Request for Sponsorship**

City Administrator Brown discussed with the Council about the Fall Festival committee request for sponsorship. Brown stated in the past the City has contributed at a bronze level plus providing fire, ambulance and police support. Public works sets up barricades, bleachers, picnic tables and cones for the Fall Festival.

**MOTION:** Council Member Berntsen made a motion to approve purchasing a bronze sponsorship for Fall Festival. The motion was seconded by Council Member Frischenmeyer and passed unanimously.

9. **Water Emergency Plan**

City Administrator Brown addressed the Council on the Water Emergency Plan. It is reviewed and updated yearly with the numbers of how much water is being used in the city. Most information stays the same from year to year. The wells pumped 75 million gallons of water which is 206,000 gallons a day and 81 gallons per person per day in the city of Clearwater. If there would be a major break on the 12" line that is 5 miles east of

town city residents would have to ration water because the two wells here in town could not keep up with what people would use. The two wells that are in town could not keep up with the demand of water that people would need. That is an extreme example.

**MOTION:** Council Member Berntsen made a motion to accept the Emergency Water Plan as written. Council Member Frischenmeyer seconded the motion and passed unanimously.

**10. Award Contract for Fourth of July Fireworks Show**

City Administrator Brown revealed a presentation to the Council from Voornaam Pryrotechnics to do a Fourth of July fireworks show. The show will last approximately 15 to 20 minutes with \$5,000 worth of fireworks. It will start after sunset on the Fourth of July.

**MOTION:** Council Member Sandi Keeler made a motion to have the fireworks show on the Fourth of July. Council Member Jim Whitney seconded the motion and it passed unanimously.

**11. Contract with Department on Aging for Providing Volunteer Transportation Service**

City Clerk Wright addressed the Council about the RSVP transportation program through the senior center. It is a volunteer program that pays the Senior Center when a Senior Citizen is given a ride to the grocery store, doctor appointment or other outings. The driver signs up at the Senior Center. The Senior Center usually receives around \$200 a month from the program depending on how many people are transported to appointments. Stacy Nilles with the Sedgwick County Department on Aging came this week to look at Senior Center Director Carl Shaffer's books and everything was in order. Shaffer is usually way ahead of what is required. They have lots of daily, weekly and monthly activities scheduled. Department of Aging Representative Nilles is very impressed with the Senior Center here in Clearwater and frequently gives out Carl's name to other Senior Centers that are just starting out and need some ideas for activities. The attendance and activities here in Clearwater compare to two Centers in Wichita and are far ahead of many centers. Carl Shaffer has done a phenomenal job with the center. The Council passed this contract by consensus.

**12. Consent Agenda**

City Administrator Kent Brown explained the invoice from it Kansas for a new computer and installation in the front office for \$815.00. The Council approved this bill to pay with consensus.

**13. Staff Reports**

City Attorney Janet Amerine reported that the Attorney for the Merten's case against the city has filed for an extension to file his brief until July 18, 2011. After that brief is filed the city will have time to file their brief. It will be a process that goes on for several months. Amerine thanked the Council for sending her to the Attorney's Meeting and she will have a written report when she returns from the meeting.

City Administrator Brown reported the City Maintenance workers are spraying weeds in the streets and later in the week will be filling the little cracks in the streets. There has been no water loss at the Aquatic Center. A white pit bull dog attacked and bit a resident biking on north Prospect. The dog has been put down.

City Administrator Brown stated that City Staff is starting to work on a local emergency plan for the City of Clearwater. This plan will detail the roles for the Mayor, Council and City Staff in an emergency.

**14. Executive Session-Personnel**

**MOTION:** At 7:55 p.m. Council Member Berntsen moved to enter into executive session for five minutes to discuss Legal with City Attorney Janet Amerine. Council Member Papish seconded the motion and it passed unanimously.

At 8:00 p.m. the Council returned to regular session with no action taken.

**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, Carol Reitberger, 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 June 14, 2011 City Council meeting.

Given under my hand and official seal of the City of Clearwater, this 28th day of June 2011.

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Carol Reitberger, Deputy City Clerk