Minutes of a Regular Meeting of the Mayor and Council held on the 3rd day of March, 2003 at 7:00 P.M.

The meeting was called to order by Mayor Donald Parker who presided.

A roll call disclosed the following present: Councilmembers Croucher, Dorr, Dubois, Fry and Hovestadt; City Attorney Godderz, Superintendent Rickel, Police Chief Shaffer and City Clerk Holloway.

Visitors: Emerson Hayden, DeAnna McClanahan, Michelle Mullinix and Brian Droege

A motion was offered by Councilmember Dorr to approve the minutes of the regular meeting of February 18, 2003. Seconded by Councilmember Dubois and the vote was Ayes 5; nays 0.

Claims Ordinance No. 1991, an ordinance making appropriation for the payment of certain claims was introduced, said claims being in the amounts as follows: General \$29.42; Police \$860.47; Animal Control \$65.51; Street \$254.5; Park \$3.30; Capital Improvements \$2,627.24; Electric \$800.48; Water \$1,306.24; Gas \$400.15; Sewer \$1,222.35; Solid Waste \$290.41. A motion was offered by Councilmember Dubois to approve Ordinance No. 1991. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

DeAnna McClanahan was present to make a statement to the Council regarding a traffic stop she had received by a county cop who was joined by Officer Crowley and the events of a later stop by Officer Crowley.

A motion was offered by Councilmember Dubois to approve the agenda as amended. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0.

Brian Droege was present to ask the Council to use the soccer field or the parking lot at the ball diamonds to have the carnival for Rodeo Days. Following discussion, Councilmember Hovestadt made the motion that the parking lot be used for the carnival. Seconded by Councilmember Fry and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Hovestadt to approve the Floodplain Management Ordinance No. 1992 as approved by the Division of Water Resources on February 18, 2003. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Hovestadt to approve Ordinance No. 1993, an ordinance adopting floodplain management regulations and incorporating by reference the terms and provisions of the Model Floodplain Management Ordinance, Model 60.3(b). Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Dorr to approve the demolition application as presented, set fees per structure of \$30.00, small accessory buildings at no charge, proof of liability if demolition is done by anyone other than landowner and to increase building permit fees to 3% of estimated cost up to \$5,000.00 and \$150.00 thereafter. Seconded by

Councilmember Fry and the motion carried with Councilmembers Dorr, Fry, Croucher and Dubois voting Aye; Councilmember Hovestadt voting Nay.

A motion was offered by Councilmember Dubois to table the purchase of a Medium-Duty Strip Cut shredder. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0.

Mayor Parker recommended the appointment to the Library Board of Dennis Klumpe to complete the unexpired term to April 1, 2005 of Darlene Bond who has moved out of the city. A motion was offered by Councilmember Dubois to accept the Mayor's recommendation. Seconded by Councilmember Hovestadt and the vote was Ayes 5; nays 0.

Mayor Parker recommended that Leland Boyce and Gerald Zielinski be reappointed as the KMEA Board Resident Member and Alternate, respectively, for a term ending April 30, 2005. A motion was offered by Councilmember Croucher to accept the Mayor's recommendation. Seconded by Councilmember Dubois and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Dubois to go into Executive Session at 7:40 P.M. for a period of 15 minutes to discuss non-elected personnel. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0. At 7:45 P.M., Police Chief Shaffer was called into the Session. The Council and Police Chief Shaffer returned to regular meeting at 7:55 P.M.

A motion was offered by Councilmember Dubois to return to Executive Session for a period of 15 minutes to discuss non-elected personnel. Seconded by Councilmember Fry and the vote was Ayes 5; nays 0. At 7:58 P.M., City Attorney Godderz was called into the Session. The Council and City Attorney returned to regular meeting at 8:08 P.M.

A motion was offered by Councilmember Hovestadt that Office Crowley be suspended with pay of his duties as a law enforcement officer effective immediately, with termination date of employment of March 17, 2003, pending his right to request in writing a hearing before the Council regarding the suspension and proposed termination. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Croucher to go into Executive Session at 8:12 P.M. for a period of 10 minutes for Attorney-Client matters with City Attorney and City Clerk attending the Session. Seconded by Councilmember Hovestadt and the vote was Ayes 5; nays 0. The Council returned to regular meeting at 8:22 P.M.

A motion was offered by Councilmember Dubois that the Burlingame Meat Market & Locker be sent a notice stating that the 2 month delinquent utility account in the amount of \$3,271.84 needs to be paid by March 14, 2003 and the current utility account in the amount of \$1,481.71 plus penalty needs to be remitted by March 31, 2003 to avoid disconnection of utility services. Seconded by Councilmember Fry and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Fry that the no charge customers under the water agreement be notified that, as the City is now buying 100% of their water from Osage City and not using Dragoon Creek as a water supply, the water used at their properties from the City line will be metered, and on a temporary basis until the treatment plant is no longer used, the first 4000 gallons of water usage will not be billed, but any usage in excess of 4000 gallons per month will be subject to the City's established water rates and regulations and billed accordingly, commencing with the March 2003 usage and billed in April 2003. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Fry to approve Sprint's request to relocate existing buried telephone cables at Santa Fe Avenue and Prospect Place as they are in conflict with the proposed construction of the Geometric Improvement on K-31. Seconded by Councilmember Hovestadt and the vote was Ayes 5; nays 0.

Reports were heard from department heads, Council and Mayor. At this time, a motion was offered by Councilmember Hovestadt to have United Rental stripe the roadway at a cost not to exceed \$1,920.00. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0. Also, a motion was offered by Councilmember Dubois to hire Debbie Parsons as the Pool Manager for the 2003 season. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

A motion to adjourn was offered by Councilmember Dorr. Seconded by Councilmember Hovestadt and the vote was Ayes 5; nays 0.

| Cheryl Holloway, City Clerk | |
|-----------------------------|--|