

Minutes of a Regular Meeting of the Mayor and Council held on the 21st day of April, 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, Dubois, Dorr, Fry and Hovestadt ; Superintendent Rickel, Police Chief Shaffer and City Clerk Holloway.

Visitors: Mayor-elect Ray Hovestadt, Councilmember-elect Julie Sanders, Councilmember-elect Gerald McClure, Emerson Hayden, Scott Church, Debbie Parsons, William Kraus, George Reno, Mary Lou Hovestadt, Tom Crowley, Andy Dennison and Katrina Morgan

A motion was offered by Councilmember Dorr to approve the minutes of the regular meeting of April 7, 2003 and the special meeting of April 11, 2003. Seconded by Councilmember Dubois and the vote was Ayes 5; nays 0.

Claims Ordinance No. 1996, an ordinance making appropriation for the payment of certain claims was introduced, said claims being in the amounts as follows: General \$719.18; Police \$996.36; Animal Control \$83.01; Street \$746.95; Park \$94.37; Pool \$381.31; Employee Benefits \$1,888.23; Capital Improvements \$15.60; Ramskill Improvements \$900.00; Electric \$4,913.59; Water \$2,612.80; Gas \$19,513.29; Sewer \$1,380.73; Solid Waste \$880.69; Capital Project-Ball Park \$35.71. A motion was offered by Councilmember Dubois to approve Ordinance No. 1996. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

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

Following discussion with the City Attorney concerning the USDA Rural Development documents, a motion was offered by Councilmember Dorr that only the Letter of Intent to Meet Conditions letter will be executed at this time. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

Regarding the property at 227 West Lincoln Avenue, demolition bids were not opened at this time, and a motion was offered by Councilmember Dubois to adopt Resolution No. 273, a resolution fixing a time and place and providing for notice of a hearing before the Governing Body of the City of Burlingame, Kansas, at which the owner, his or her agent, lienholders of record, occupants and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as an unsafe or dangerous structure. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Dubois to adopt Resolution No. 274 regarding clean up of the Gilbert E. Masters property in Block 2, Lots 4 and 5, Original Town. Seconded by Councilmember Dorr and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Dorr to go into Executive Session at 7:25 P.M. for a period of 10 minutes to discuss Attorney Client matters. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0. City Attorney attended the Session. The Council returned to regular meeting at 7:35 P.M.

A motion was offered by Councilmember Croucher to return to Executive Session for a period of 5 minutes. Seconded by Councilmember Fry and the vote was Ayes 5; nays 0. Scott Church entered and Councilmember Dubois exited the Session at 7:36 P.M. The Council, Attorney and Scott Church returned to regular meeting at 7:40 P.M.

A motion was offered by Councilmember Dorr to return to Executive Session for a period of 5 minutes with the City Attorney. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0. The Council and Attorney returned to regular meeting at 7:44 P.M.

A motion was offered by Councilmember Fry that the utility services at Burlingame Meat Locker be disconnected Monday morning, April 28, 2003 unless the delinquent utility bill is paid in full. Seconded by Councilmember Hovestadt and the motion carried with Councilmembers Fry, Hovestadt and Croucher voting Aye; Councilmembers Dubois and Dorr voting Nay.

A motion was offered by Councilmember Hovestadt to authorize Mayor Parker to sign the Utility Cost Reduction Agreement and Letter of Authorization with Utility Resources Corporation to look into possible refunds due the City from natural gas purchases. Seconded by Councilmember Dubois and the vote was Ayes 5; nays 0.

Council discussed repairs proposed for the swimming pool and a motion was offered by Councilmember Dorr to accept Option #2 which includes items in Option #1 for an amount of \$1,485.00 from Fiberkraft Products. 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 8:00 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 8:02 P.M., City Attorney was called into the Session. Council returned to regular meeting at 8:08 P.M.

Mayor Parker asked Police Chief Shaffer if Tom Crowley had turned in his uniforms and equipment; to which he replied that it had all been turned in. Mayor Parker then stated that Mr. Crowley was not to be in the area of the evidence room or department that is not accessible to any other citizen; to which he replied he was not.

The City Clerk presented Mayor Parker with his engraved gavel and thanked him for the 8 years of service to the City of Burlingame.

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

The oath of office was administered by the City Clerk to the following City officials who were duly qualified and elected to serve for the term of office indicated. Councilmember Julie Sanders (2003-2007); Councilmember Gerald McClure (2003-2007); Councilmember Christopher Dubois (2003-2007); Mayor Raymond Hovestadt (2003-2005). Carryover members of the Council who will serve for another 2 years are Councilmember William Croucher (2001-2005) and Kevin Fry (2002-2005).

The City Clerk presented Mayor Hovestadt with his gavel; at which time, he called the meeting to order and asked for approval of the agenda. A motion was offered by Councilmember Dubois to approve the agenda as amended. Seconded by Councilmember Sanders and the vote was Ayes 5; nays 0.

Mayor Hovestadt then entertained the motion for President of the Council. Councilmember Dubois nominated Kevin Fry. Seconded by Councilmember McClure and the vote was Ayes 5; nays 0.

Mayor Hovestadt recommended the following appointments: official depository for City funds--First State Bank of Burlingame; official City newspaper--Osage County Chronicle; City Treasurer--Dix Smith; Municipal Judge--Sue DeVoe; Building Inspector--Jim Welch; Public Officer--Jon Shaffer; Utility Hearing Officer--City Clerk. A motion was offered by Councilmember McClure to accept the Mayor's appointments as recommended. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

Mayor Hovestadt stated, that unless someone could see a problem by not having Council committees, he would rather a committee be appointed as needed. As there were no objections, he stated he felt the Councilmembers could make the decisions as a body.

Council reviewed bids for a mower with deck as follows: Kraus Hardware - \$5,192.40; McConnell Machinery Co., Inc. \$5,999.00; United Rentals (with no trade-in) \$7,099.00. A motion was offered by Councilmember McClure to purchase the mower with deck from Kraus Hardware. Seconded by Councilmember Sanders and the vote was Ayes 5; nays 0.

Council discussed the information from Department of Health and Environment regarding their new State Illegal Dump Clean-Up Program. A motion was offered by Councilmember Dubois that the City Clerk contact Bob Medina at KDHE to get more information about the program. Seconded by Councilmember Fry and the vote was Ayes 5; nays 0.

Superintendent Rickel advised the Council there is a service agreement with Micro-Comm for \$1,500.00 a year which would be a viable option to paying \$650.00 each time a transducer goes bad at the Water Plant which happened 3-4 times last year. Following discussion, a motion was offered by Councilmember Dubois to request a copy of the service agreement from Micro-Comm for Council review. Seconded by Councilmember McClure and the vote was Ayes 5; nays 0.

After reviewing a letter from KDOT regarding a recent Road Safety Audit in the County, a motion was offered by Councilmember McClure that the City proceed with the State recommendations of maintenance or replacement of various signs throughout the City. Seconded by Councilmember Croucher and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Fry to set May 10, 2003 for a city-wide clean up with vehicles being towed for residents by calling City Hall in advance. Seconded by Councilmember Sanders and the vote was Ayes 5; nays 0.

A motion was offered by Councilmember Dubois to approve the request by Ron Shaffer to have a fireworks stand at 205 West Seward Avenue. Seconded by Councilmember Croucher 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 Fry to accept the Mayor's recommendation that Jim McNellis be appointed to the Planning Commission to complete the term of Julie Sanders to March 31, 2004. 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