

Minutes of a Regular Meeting of the Mayor and Council held on the 17th day of February, 2004 at 7:00 P.M.

The meeting was called to order by Mayor Ray Hovestadt who presided.

A roll call disclosed the following present: Councilmembers Croucher, Fry and Sanders; City Attorney Godderz, Assistant Superintendent Colson, Police Chief Shaffer and City Clerk Holloway

Visitors: Terry Coder, Bryan Winzenried, Earl Bosak, Donna Crawford, Diane Boyd, H. George Wight, Robert Samson, Ray and Betty Heinsohn, Faye Romine, Lawrence and Mary Rucker, John and Jan Hudson, Dustin Swander

The oath of office was administered by the City Clerk to Ron Nichols who was appointed to fill the unexpired term to April 15, 2007 of Gerald McClure. Councilmember Nichols then took his seat at the Council table.

A motion was offered by Councilmember Sanders to approve the minutes of the regular meeting of February 2, 2004. Seconded by Councilmember Fry and the vote was Ayes 4; nays 0.

Claims Ordinance No. 2021, an ordinance making appropriation for the payment of certain claims was introduced, said claims being in the amounts as follows: General \$1,219.16; Police \$623.88; Animal Control \$112.90; Street \$651.67; Park \$258.86; Pool \$34.25; Employee Benefits \$3,111.36; Special Highway \$2,768.51; Capital Improvements \$22.16; Utility Account \$13.71; Electric \$26,213.79; Water \$12,042.51; Gas \$1,988.17; Sewer \$1,423.46; Solid Waste \$6,120.00. A motion was offered by Councilmember Fry to approve Ordinance No. 2021. Seconded by Councilmember Croucher and the vote was Ayes 4; nays 0.

Robert Samson asked the Council about the trailer at the water plant as he has an individual who is interested in buying it. The Mayor stated it should probably be put out for bid. Mr. Samson thanked the Council and exited the meeting.

George Wight reviewed with the Council his letter regarding the events with the electrical wire on the morning of the ice storm the end of January and asked that some reimbursement be made by the City for the appliances that were no longer working. Wes Colson stated the wire was broken on two different occasions that day by limbs falling from the tree because of the ice. Mayor Hovestadt advised that it doesn't appear the City was negligent; however, his letter would be given to the insurance company. George Wight exited the meeting.

A motion was offered by Councilmember Croucher to approve the agenda as amended. Seconded by Councilmember Fry and the vote was Ayes 4; nays 0.

A motion was offered by Councilmember Fry that the Mayor be authorized to sign the letter to the State Health Benefits Administration requesting enrollment at May 1, 2004 with the City

paying 100% of the employee and 70% of the dependent(s) premium. Seconded by Councilmember Sanders and the vote was Ayes 4; nays 0.

In response to a letter received from Bryan Winzenried asking that traffic hazards on Santa Fe Avenue be addressed, Terry Coder met with Kansas Department of Transportation at the request of Mayor Hovestadt and presented a plan acceptable by KDOT to the Council for median islands curb high at the block ends to delineate the through traffic lanes and center parking area. It was stated that this project could be made a change order to the K-31 project and be 100% paid for by the State. A motion was offered by Councilmember Nichols that the design presented by Terry Coder be accepted. Seconded by Councilmember Fry and the vote was Ayes 4; nays 0.

Exit now, Bryan Winzenried, Terry Coder and Earl Bosak

Diane Boyd talked with the Council regarding reimbursement for the repair of the right side axle of her vehicle caused by a gap in the road at 121 East Chase Avenue. Mayor Hovestadt stated generally a control arm or bulb would break before reaching the axle when running over a gap in the road as shown in the picture. No action was taken on the reimbursement.

Exit now, Diane Boyd

Donna Crawford was present to answer any questions the Council had on the paperwork for the CDBG grant on the water improvement project. Following some discussion, a motion was offered by Councilmember Fry to authorize Mayor Hovestadt to sign the CDBG contract. Seconded by Councilmember Nichols and the vote was Ayes 4; nays 0.

A motion was offered by Councilmember Croucher to authorize the Mayor to sign the Official Procedures for Civil Rights Complaints and Procurement Procedure Policy. Seconded by Councilmember Sanders and the vote was Ayes 4; nays 0.

Exit now, Donna Crawford

A motion was offered by Councilmember Fry to waive the utility connection fees for William Kraus for the new house being built on Block 16, Lots 1 and 2. Seconded by Councilmember Sanders and the vote was Ayes 4; nays 0.

A motion was offered by Councilmember Fry to forward the letter from George Wight regarding reimbursement for appliances not working because of electrical problems to the City's insurance company. Seconded by Councilmember Nichols and the vote was Ayes 4; nays 0.

A motion was offered by Councilmember Sanders to change the payment to Answer Topeka to read not to exceed \$100.00 because of the dedicated line. Seconded by Councilmember Fry and the vote was Ayes 4; nays 0.

Betty Heinsohn spoke with the Council in a follow-up of her appearance before Council on the 19th of January, 2004. After visiting with the Council, Mrs Heinsohn said some of the problems seemed to be under control until recently. She thanked the Police Department for their efforts. She suggested possible deterrents would be a curfew or having the offenders of loud music listen to opera music for several hours. She asked that the local ordinances be enforced.

Exit now, Ray and Betty Heinsohn, Lawrence and Mary Rucker, Faye Romine, Dustin Swander, John and Jan Hudson

A motion was offered by Councilmember Sanders to recess to Executive Session at 9:00 P.M. for a period of 15 minutes to discuss non-elected personnel. City Clerk Holloway was asked into the Session. Seconded by Councilmember Croucher and the vote was Ayes 4; nays 0. City Clerk Holloway exited the meeting at 9:11 P.M. and the Council returned to regular meeting at 9:15 P.M.

Reports were heard from department heads, Council and Mayor.

A motion to adjourn was offered by Councilmember Sanders. Seconded by Councilmember Croucher and the vote was Ayes 4; nays 0.

Cheryl Holloway, City Clerk