



City Of Burlingame

MINUTES

Mayor Mike Dorr – P
Councilmember Carolyn Lee – P
Councilmember Carolyn Strohm - P
Councilmember Vikki DeMars - P
Councilmember Michelle Mullinix - P

City Attorney Rick Godderz - P
City Clerk Lee Ann Smiley - P
City Superintendent Joey Lamond – A
Police Officer Dudley - P
Building Inspector Jim Welch -A

Held: **January 6, 2014 at 7:00pm**
Location: **Council Chambers**

1. CALL TO ORDER BY MAYOR - 7:00PM

2. ROLL CALL - See above

Citizens Present: Greg Wright, Kenna Burns, Ray Burns, Cindy Harris, Ed McBurney, Brenda Dorr and Grizz Lee

3. PUBLIC COMMENTS - None

CONSENT ITEMS

These items can be voted on with one motion or individually by the city council.

4. APPROVAL OF AGENDA - Councilmember DeMars asked when they would make a decision on the new Councilmember, Mayor Dorr stated that they would do that at the next meeting. Councilmember Mullinix asked to have discussion of the Auditor added to the agenda. Motion made by Councilmember DeMars to approve the agenda with the addition of 10A Auditor. Councilmember Lee seconded the motion.

Vote: Ayes: Lee, Strohm, DeMars, and Mullinix

5. APPROVAL OF MINUTES - Councilmember Mullinix asked that the wording Yeas be changed to Ayes and stated that the letters in the word Franchise were transposed. Councilmember DeMars questioned who was to run the tent at the Kansas Sampler Festival. Mayor Dorr stated that the agenda was already approved and that they would add that to the next meeting. Councilmember Lee stated that the vote to not commit to the Senior Housing Project should be changed to show that councilmember Strohm voted Nay. Councilmember Mullinix stated that the word Vote should be in front of all lines of Ayes and Nays. Mayor Dorr stated that the time of the December 27th meeting should be changed to 5:00pm. Councilmember Mullinix made the motion to approve the minutes of the December 16 meeting and the December 27 special meeting with the corrections, seconded by Councilmember Lee.

Vote: Ayes: Lee, Strohm, DeMars, and Mullinix

6. APPROVAL OF CLAIMS ORDINANCE – Mayor Dorr stated that we should not pay the warrant on Kansas Gas Supply as it was not due until the 20th. Councilmember DeMars made the motion to pay claims ordinance 2267 with the exception of check #32713 that we will put on the claims ordinance on the 20th. Councilmember Mullinix seconded the motion.

Vote: Ayes: Lee, Strohm, DeMars, and Mullinix

OLD BUSINESS

7. PROPOSAL FOR GAS PRICES– Greg Wright incorporated new financial information and dropped the utility number to what it should be for purchasing cathodic protection electric service. He incorporated a line item for paying the sales tax out of the Gas Fund which was previously paid out of the General Fund and dropped the amount of the transfer to the General Fund from \$28K down to \$10K. The estimated tax payment is \$21K, but that essentially nets out with the revenue if you do it the way he proposes. He stated the way we are doing it now; the tax payment is based on a % of revenue which will go up and down based on cost of gas. Based on first year projections, we would have paid \$21K in taxes from the General Fund and Reimbursed the GF for that much plus an additional \$7K for a total of \$28K. The way he is proposing we will pay the \$21K from Gas Fund and then transfer an additional \$10K to the General Fund. He put an additional \$8K in the appropriations for line maintenance, building repair and equipment. With these change he adjusted the Customer Charge to \$11 per month, down from the previously proposed \$12 and the Gas Charge dropped from \$2.31 to \$2.26/MCF. He adjusted the rates outside of city limits for each billing item up 5% to compensate for them not paying a Franchise Fee adjusting them be \$11.55 month for customer charge and \$2.37/MCF for gas charge. Mayor Dorr questioned as to why Greg proposed the Franchise Fee and Greg stated that fee was for the use of our right of way and it puts us on the same footing as our competitors. Mayor Dorr stated that it was a huge burden on our customers. Councilmember DeMars questioned about the transfers that Greg had scheduled as to if they were justified. Greg stated that those figures were taken from what the auditor presented in his budget. Councilmember Lee made the motion to table this item to the next meeting so Lee Ann can get some real numbers as to where we really are for Employee Benefits and to think about what we want to do about franchise or no franchise. Councilmember Mullinix seconded the motion.

Vote: Ayes: Lee, DeMars, and Mullinix

Nays: Strohm

8. PROPERTIES FOR SALE–Mayor Dorr stated that our expenses to date for the nursing home were \$28,613.14 and the empty lots \$46,533.16. It was stated that there were interested parties for the properties. A motion was made by DeMars and seconded by Strohm to invite potential buyers and run an ad in the county paper and on our web site to notify the public that we would be accepting sealed bids for the properties to be opened at the January 20th council meeting.

Vote: Ayes: Lee, Strohm, DeMars, and Mullinix

9. UTILITY AGREEMENTS - Consideration was for level payments of utilities of all customers, commercial or residential, wishing to enter into a payment plan. Mayor Dorr stated he had concern as to running commercial the same as residential for level payments as they could rack up a huge bill. Councilmember DeMars voiced concern as to changing the agreement previous council had made with the commercial customers for a payment plan. Lawyer Godderz asked if we knew how other cities handled commercial accounts. Motion was made by Strohm and seconded by Mullinix to table this item to the next meeting and for Lee Ann to check with other municipalities to see how they handle payment plans for commercial business.

Vote: Ayes: Lee, Strohm, DeMars, and Mullinix

10. COMMERCIAL TANNERY - Monte Lass, potential Tannery owner was not in attendance of this meeting. Lawyer Godderz stated that our current zoning code states that operation of a tannery would be considered industrial. To allow the tannery it would take an amendment to the zoning ordinance. No action was taken on this item.

10A. DISCUSSION OF AUDITOR - Lawyer Godderz stated that Mayor Dorr had showed him a letter that was sent to Connelly a year ago retaining him for 2013 through 2014. He stated that technically he thought we may be on the line for having him for this year. Councilmember Mullinix asked if that was so even with the deficiencies and Godderz stated even with the deficiencies. The agreement that we have with him is for the audit but he was asked to do things over and beyond the audit. Godderz stated that he was not defending the man because probably more than anyone else sitting around this table he was disappointed with the results that he has seen. Godderz stated that we need to see if there could be a mutual agreement for him to not act as our auditor. Councilmember Mullinix thought that there was some due diligence that Connelly did not do. Godderz stated that there were things that were brought to the attention of the council and the clerk and told to be corrected so who does the burden fall on? City Clerk Smiley asked if the City could retain someone else for the services other than the audit Godderz said absolutely. Mayor Dorr stated he would call Connelly tomorrow to see if he could get a copy of the contract from him. No action was taken on this item.

NEW BUSINESS

11. UTILITY SERVICE CONNECTION - Cindy Harris of 1105 S Oak St. requested to get electrical and water installed for the property north of her which would be at 1113 S Oak to enable her to bring in a modular home. Lawyer Godderz stated that we need to check to see what our ordinance stated in regards to this. Mayor Dorr stated that we would check with City Superintendent Lamond on this to. No action was taken on this item.

12. REPORTS -

Police Chief Shaffer stated that when the Avalanche repairs were done the decals were not replaced he had to order those so they will be on the credit card but the insurance company will reimburse us for them.

City Clerk Smiley stated that we were working on year end and trying to get everything balanced.

Councilmember Strohm questioned if the tree ordinance needed to be published again. City Clerk Smiley stated that it has been sent to the paper. Councilmember Strohm questioned about the registration for the Kansas Sampler not being done yet and as to second guessing the councils discussion in doing it. City Clerk Smiley stated that the registration was open through the 31st of January and stated that there was interest from the Chamber in going in on this and wondered if we were doing that. Councilmember Mullinix stated that the city would pay for the registration and then deal with the other organizations that want to go in on it.

Councilmember DeMars told Police Chief Shaffer that he was doing a good job. She requested to have the adjournment time added to the minutes.

Councilmember Strohm stated that she would like to see the deposits that are made.

Mayor Dorr stated that he would like more details in the minutes. For the minutes of the executive sessions he would like to see the motions and votes for each session and when anyone comes in or goes out. He requested that the agenda be out earlier so the council would have more time to look at it.

23. ADJOURNMENT – Motion made by Councilmember Lee to adjourn the City Council Meeting. Motion seconded by Councilmember Mullinix. Meeting adjourned at 8:50pm.

Vote: Ayes: Lee, Strohm, DeMars, and Mullinix

SUBMITTED BY: _____
Lee Ann Smiley, City Clerk

Date

Americans with disabilities act (A.D.A.): The City of Burlingame intends to comply with A.D.A. If you are physically challenged or disabled and need special accommodations to participate in this town meeting, please contact the city clerk forty-eight (48) hours prior to the meeting to arrange necessary accommodations.