

REGULAR COUNCIL MEETING

FEBRUARY 9, 2011

5:00 P.M.

PRESENT: Mike Batchelder, Kevin Lackey, Jerry Twombly, Scott Huss and Mari Ann Parker (5:08)

ALSO PRESENT: Brandon Whetstine, Michael Stonebarger, Jeff Riley, Carter Riley, Kendall Riley, Ted Collins, Dennis Snyder, Robert Powell, Irene Neibling, Dorothy Diveley, Scott Sisk, Pastor Jerry Petering, Kyle Montgomery, Randy Snyder, Pastor Scott Fitch, Lori Kelley, Pastor Jerry Jeschke, Dennis Lentz, Marian Thompson, Kenny Tilton, Nancy Tilton, Bill Clark and Bill Butrick.

PRESIDING: Mayor Ken Stewart

The meeting was called to order at 5:00 p.m. with a quorum present.

Mike Batchelder moved to approve the minutes of the last Regular Council Meeting held January 12, 2011. Kevin Lackey 2nd, motion carried 4-0.

Kevin Lackey moved to approve the minutes from the adjourned meeting of December 15, 2010 and final minutes of January 19, 2011. Scott Huss 2nd, motion carried 4-0.

Mike Batchelder moved to approve the bills for the month of January, 2011. Kevin Lackey 2nd, motion carried 4-0.

Scott Huss moved to pay the annual dues to the Kansas Rural Water Association for 2011 membership. Mike Batchelder 2nd, motion carried 4-0.

PRESENTATIONS

A discussion involving "Sunday Beer Sales" was opened up for public comment. Mayor Ken Stewart stated he had received a phone call from Helen Lewis voicing her opposition to the beer sales on Sunday. Those in attendance that voiced their opposition included Pastor Jerry Petering, Pastor Scott Fitch, and Irene Neibling. Pastor Jerry Jeschke commented that he felt it would only be beneficial if it helped the city. Scott Sisk stated that he is in favor of the sales on Sunday due to increased tax revenue. Scott Huss said that most people he had talked with were in favor of it. Kevin Lackey commented that he had spoke with about a dozen people who mostly didn't care but that Casey's and Clark Brothers were both in favor of it. Bill Clark stated that he was in favor of it because every sale he can make help's with expenses he incurs to keep his business going. City Attorney Ted Collins informed everyone that if Sunday beer sales were approved that it would require a city ordinance to be passed and that a petition can be filed against it if enough signatures from registered voters are acquired.

Scott Huss moved to allow for Sunday Beer Sales and have City Attorney prepare Ordinance for approval. Kevin Lackey 2nd, motion carried 4-1 with Batchelder voting no.

Scott Huss moved to have the sales allowed from 12:00 noon to 8:00 p.m. on Sunday and have the time frame implemented in the Ordinance. Kevin Lackey 2nd, motion carried 4-0-1 with Batchelder abstaining.

CITY OFFICERS REPORT

Superintendent Jeff Riley reported on the status of the old state truck, well heaters, nursing home water pressure and bridge wing wall on E. Spring Street. Riley stated that city maintenance will be looking into

these issues in the next few weeks. Mayor Stewart commended city maintenance for the job they did on snow removal.

Police Chief Brandon Whetstine reported the following activity for the Police Department for January, 2011.

- a. 7 arrests
- b. 24 citations
- c. 26 verbal warning's
- d. 45 calls for service
- e. 4 assist to other agencies
- f. 3 accident reports
- g. 18 criminal reports

CITIZENS REQUESTS

Dorothy Diveley commented on the good job the city crew had done on snow removal.

Scott Fitch stated that were some items on the city's web-site that need updated.

Mayor Ken Stewart announced that a work session will be held on February 23, 2011 at 7:00 p.m.

OLD BUSINESS

Bids for new Christmas lights were as follows: World Class Christmas Displays-\$291 for 3' snowflake and \$390 for 5' snowflake. Wayne Manufacturing-\$204 for 3' snowflake and \$322 for 5' snowflake. Temple Display-\$257 for 4' snowflake. Display Sales-\$189 for 4' snowflake and \$224 for 4.5' snowflake.

Scott Huss moved to accept the white line collection bid of Display Sales and to have the PRIDE Committee pick out the design. Mike Batchelder 2nd, motion carried unanimously.

Scott Huss moved to change the time to 7:00 p.m. for regular City Council Meetings and to have ordinance prepared so it will become effective for May, 2011 meeting. Kevin Lackey 2nd, motion carried 3-0-2 with Parker and Batchelder abstaining.

NEW BUSINESS

City Attorney Ted Collins reviewed the regulations for street and traffic sign replacement. After a brief discussion Mayor Stewart asked that the issue be tabled at this time and reviewed at a future meeting.

Mike Batchelder moved to have City provide cable TV to the new building and for the Fire District to provide phone and internet service. Kevin Lackey 2nd, motion carried unanimously.

Scott Huss moved to approve the contract of Long CPA to perform the City's 2010 Audit and prepare the 2012 Budget. Mike Batchelder 2nd, motion carried unanimously.

Mike Batchelder moved to have City Clerk Bill Butrick make the necessary changes to the Emergency Water Supply Plan and to have Mayor Ken Stewart and Superintendent Jeff Riley sign the annual review. Kevin Lackey 2nd, motion carried unanimously.

Mike Batchelder moved to approve Resolution #11-01, GAAP Waiver for 2011. Kevin Lackey 2nd. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Lackey-yes and Huss-yes. Motion carried.

5:55 p.m. Jerry Twombly moved to go into executive session for 15 minutes to discuss Police personnel and for Ted Collins, Brandon Whetstine and Bill Butrick to remain. Motion carried unanimously.

6:10 p.m. Scott Huss moved to come out of executive session. Kevin Lackey 2nd, motion carried unanimously.

Mike Batchelder moved to authorize Mayor Ken Stewart, Law Enforcement Committee Chairman Kevin Lackey and Police Chief Brandon Whetstine to offer Blaine Kennedy a full-time Police Officer position with the City at step 19 on the salary schedule and to review his performance after a 90 day probationary period. Jerry Twombly 2nd, motion carried unanimously.

6:00 p.m. Scott Huss moved to adjourn. Kevin Lackey 2nd, motion carried unanimously.

Mayor

City Clerk