

CITY OF HIGHLAND, KANSAS
REGULAR COUNCIL MEETING
CITY HALL
MARCH 6, 2013
7:00 P.M.

COUNCIL MEMBERS PRESENT: Kevin Lackey, Jerry Twombly, Jim Watts, Scott Huss. Randy Snyder arrived at 7:17 p.m.

CITY EMPLOYEES PRESENT: City Attorney Ted Collins, Assistant City Clerk Joann Karn, City Superintendent Aaron Leach, and City Clerk Melanie Hollabaugh.

GUESTS PRESENT: Brian Kingsley of BG Consultants, Roger Engemann, Mike Batchelder, Dorothy Diveley, Dennis Snyder, Charles Batchelder, Jim Twombly, Dennis Lentz, Scott Sisk, Roger Hopkins, Dean Banks, and Mari Ann Parker.

PRESIDING: Mayor Ken Stewart

The meeting was called to order at 7:00 p.m. with a quorum present.

Jerry Twombly moved to approve the minutes of the last Regular City Council Meeting held on February 13, 2013. Kevin Lackey 2nd, motion carried 4-0.

Kevin Lackey moved to approve the minutes of the Special Meeting held on February 26, 2013. Jim Watts 2nd, motion carried 4-0.

Kevin Lackey moved to approve the bills for the month of February 2013. Scott Huss 2nd, motion carried 4-0.

PRESENTATIONS: Brian Kingsley of BG Consultants led a discussion of the bids received in connection with the public letting of bids on the City of Highland's Waterline and Water Tower project.

Kevin Lackey moved to award the construction contract to build the new 125,000 Gallon Elevated Storage Tank for the City of Highland, bid Alternate No. 3, to Maguire Iron in the amount of \$583,000, contingent upon funding agency concurrence, contingent upon arrangement of funding, authorizing construction and the construction schedule meeting funding timelines. Jerry Twombly 2nd, motion carried.

7:57 p.m. Jerry Twombly moved to go into executive session until 8:07 p.m. to discuss legal issues related to a contract matter deemed privileged in the attorney-client relationship and for City Attorney Ted Collins and City Clerk Melanie Hollabaugh to remain. Randy Snyder 2nd, motion carried.

8:07 p.m. Kevin Lackey moved to come out of executive session. Scott Huss 2nd, motion carried.

8:07 p.m. Randy Snyder moved to go back into executive session until 8:17 p.m. to continue discussion on legal issues related to a contract matter deemed privileged in the attorney-client relationship and for City Attorney Ted Collins and City Clerk Melanie Hollabaugh to remain. Jerry Twombly 2nd, motion carried.

8:17 p.m. Scott Huss moved to come out of executive session. Kevin Lackey 2nd, motion carried.

Jim Watts moved to award the construction contract to build the new Waterline for the City of Highland, base bid and Add Alternate No. 1, to Banks Construction in the amount of \$450,156.82, contingent upon funding agency concurrence, contingent upon arrangement of funding, authorizing construction and the construction schedule meeting funding timelines. Kevin Lackey 2nd, motion carried 4-1 with Scott Huss voting no.

CITIZENS REQUESTS: Mari Ann Parker spoke briefly about this year's Pride Clean-Up day being possibly scheduled for Friday, April 5th. She asked if the City would support them by letting the City Maintenance Crew help out for the afternoon and by donating some of the cost for the dumpsters needed for that day.

Jerry Twombly moved to match the donation the City gave last year for the dumpsters and to allow the City Crew to help out the afternoon of April 5th, 2013. Randy Snyder 2nd, motion carried.

Mrs. Parker stated the Historical Society had received 2 grants to do some preservation work on the AME Church here in town and asked to use area in the old City Hall building to store pews while the work was being done. The Council agreed they could use the old City Hall for storage.

COMMUNICATIONS & REPORTS: City Attorney Ted Collins provided the council with an update on funding options for the water tower and waterline project, in addition to the \$500,000 CDBG grant. He indicated that substantial savings in the long-term interest rate (projected to be 2.5%) can be achieved by arranging for USDA funding of the project on or before March 28, 2013. The other option is to arrange for the issuance of temporary notes, which will result in additional issuance costs, as well as a higher long-term interest rate of 2.75%. He is working with bond counsel Gilmore and Bell in the matter.

Jerry Twombly moved to adopt Resolution No.13-02, a Resolution of the City of Highland, Kansas, Authorizing Improvements to the City Public Water Supply System; and Providing For The Payment Of The Costs Thereof. Kevin Lackey 2nd motion carried 5-0.

Roger Hopkins asked about the air in the waterlines and when it would get fixed.

COMMITTEE UPDATES: After some discussion, Randy Snyder moved to accept the recommendations of the Water and Sewer Committee as presented. Jim Watts 2nd, motion carried.

Jim Watts moved to accept changes made to the current Water and Sewer Service Application. Jerry Twombly 2nd, motion carried.

OLD BUSINESS: Discussion was held on possible Personnel Policy on employees leaving town during working hours. The Mayor and Clerk will consult with the City Attorney to review the existing policies and make any recommended changes at the next regular meeting of the Council.

Randy Snyder asked about clean-up work being done on the Old City Shop and mentioned the Rural Fire District would appreciate the exchange of buildings being completed as soon as possible.

A brief discussion was held concerning the current Dog Ordinance and procedures.

NEW BUSINESS: Jerry Twombly moved to charge \$200 for the use of the City Baseball Field on or around the 4th of July and any money collected be used to purchase fireworks. Scott Huss 2nd, motion carried.

Scott Huss mentioned the water leak in front of the Wellness Center.

9:02 p.m. Jerry Twombly moved to go into executive session until 9:12 p.m. to discuss a personnel issue for the protection of the privacy rights of the protected employee and for City Attorney Ted Collins and Clerks Hollabaugh and Karn to remain. Randy Snyder 2nd, motion carried.

9:12 p.m. Randy Snyder moved to come out of executive session. Jerry Twombly 2nd, motion carried.

9:12 p.m. Randy Snyder moved to go back into executive session until 9:22 p.m. to continue discussion of a personnel issue for the protection of the privacy rights of the protected employee and for City Attorney Ted Collins and Clerks Hollabaugh and Karn to remain. Jerry Twombly 2nd, motion carried.

9:22 p.m. Randy Snyder moved to come out of executive session. Jim Watts 2nd, motion carried.

Mayor Stewart presented Kevin Lackey with a plaque and thanked him for his years of dedicated service on the Highland City Council.

9:24 p.m. Scott Huss moved to adjourn. Jim Watts 2nd, motion carried 4-1 with Snyder voting no.

Mayor

City Clerk