

**CITY OF HIGHLAND, KANSAS
REGULAR COUNCIL MEETING
CITY HALL
SEPTEMBER 10, 2014
7:00 P.M.**

COUNCIL MEMBERS PRESENT: Randy Snyder, Jerry Twombly, Charles Batchelder, Ben Gilmore and Jim Watts.

CITY EMPLOYEES PRESENT: City Attorney Ted Collins, City Clerk Joann Karn, City Police Chief Brandon Whetstine, City Maintenance Supervisor Aaron Leach and Assistant City Clerk Melanie Hollabaugh.

GUESTS PRESENT: Mike Batchelder, Dorothy Diveley, Pam Twombly, J.W. Twombly, Wanda Adkins, Selena Diveley, Dennis Lentz and Jerry Bruns .

PRESIDING: Mayor Ken Stewart

7:00p.m. Mayor Ken Stewart called the Regular City Council meeting to order.

Charles Batchelder moved, seconded by Jerry Twombly, to approve the minutes of the last Regular City Council meeting held on August 13, 2014. Motion carried 5-0.

Charles Batchelder moved and Ben Gilmore seconded a motion to approve the bills for the month of August, 2014. Motion carried 5-0.

PUBLIC COMMENTS: Wanda Adkins asked about the status of the drop box that had been scheduled to be put in the end of her driveway. Maintenance Supervisor Aaron Leach explained some problems with the installation of the drop box. Ms. Adkins asked for a completion date. Mayor Stewart stated the repairs at the end of her driveway would be complete no later than January 1, 2015.

Council member Jim Watts asked how the list of jobs, that are to be completed by the Maintenance department, is currently prioritized. Mayor Ken Stewart commented that leaks and emergencies take priority.

Council member Ben Gilmore stated that he had been presented a proposal from Rocky Ruhnke of Ruhnke Enterprises LLC DBA "*Highland Shop and Shop*" and Emmett Cole of Valley Grain and Fertilizer. The proposal is for the long term lease of property owned by the City located in Block #105; Lots 7&8 and Block #106; Lots 1, 11 & 12, and closure of Nebraska Street through the area. Mr. Ruhnke and Mr. Cole would like to put in a fueling depot for Farm Diesel, Highway Diesel and E-85. Mayor Ken Stewart said he was looking into the City's ability to lease property and he had contacted the City's insurance company to see what liabilities the City might have and possible costs for coverage. The Mayor suggested the issue be tabled until the next regular Council meeting or until more information is available.

Council member Jerry Twombly asked the rest of the Council members if they were interested in exploring options to sell the roadside park area located west of town. The Council agreed to have City Attorney Ted Collins look into proper procedure to sell the property.

COMMUNICATIONS & REPORTS: City Attorney Ted Collins announced that he had been in contact with the Kansas State Historical Society, and concluded some research, in reference to the demolition of the old water tower. Mr. Zollner of the Kansas State Historical Society had discussed with Mr. Collins the necessary steps required for possible demolition of the old water tower. At this point the City will send a formal letter to the Society citing reasons the City feels demolition is necessary. After receiving a response from the

Historical Society, the City will proceed with a public hearing on the issue and final notification back to the Historical Society prior to taking any further action.

Assistant City Clerk Melanie Hollabaugh announced that the City's Fish and Chicken Dinner will be on Sunday, September 28, 2014 starting at 11:00a.m.

Ms. Hollabaugh asked the Council and they agreed to allow Schwab Eaton financial group to use the council chambers for RWD #6 bid opening with a date to be scheduled and listed on the bid forms.

City Clerk Joann Karn presented to the Council a revised bid on the Degginger Park Fountain Renovation project from Moran Lawn and Landscape. The bid included material cost allowances and revisions due to the increased rock size. Jerry Twombly moved and Randy Snyder seconded a motion to authorize Terry Moran to spend up to \$15,000.00 to complete the project in Degginger Park. Motion carried 5-0

Assistant Clerk Hollabaugh presented costs for League of KS Municipalities conference, Municipal Court conference, and Municipal Clerk Institute that she would like to attend. Ben Gilmore moved, seconded by Jerry Twombly to allow Ms. Hollabaugh to attend the Conferences and Institute and to pay registration, hotel and other costs associated with them. Motion carried 5-0.

Maintenance Supervisor Aaron Leach said his department would oversee Lead and Cooper testing this month.

Mr. Leach discussed with the Council water leaks that Maintenance had been working on recently.

COMMITTEE UPDATES: Council member Randy Snyder asked if anything had been figured out concerning the area at the intersection of Colorado and Kirkwood. It was agreed that not enough information was available as of yet. Attorney Collins suggested that the known, surveyed right-of-way be flagged in that area, so that all parties could see its relationship to the location of the existing road.

Maintenance Supervisor Aaron Leach presented to the Council a bid from Lackey Loader Works to install a 6 foot chain link fence including 2 sets of 2 twelve foot gates around the City owned brush disposal site for \$9500.00. Following discussion, Charles Batchelder moved and Ben Gilmore moved to accept the bid of \$9500.00 from Lackey Loader Works. Motion failed 2-3 with Snyder, Watts and Twombly voting no. Jerry Twombly moved and Randy Snyder seconded a motion to authorize Ken Stewart to have two chain link gates and a camera(s) installed with a spending limit of \$3000.00. Motion carried 3-2 with Gilmore and Batchelder voting no.

City Attorney Ted Collins asked the Council to consider annexing the brush disposal site and possibly a few other City owned areas. Charles Batchelder moved and Randy Snyder seconded a motion asking the City Attorney to prepare a proposal for annexation and present it at the next Regular Council meeting. Motion carried 5-0.

Mayor Stewart led a discussion on what the City's policy should be for the brush disposal area. Jerry Twombly moved and Ben Gilmore seconded a motion to allow at the present time, City of Highland residents to dispose of brush and limbs four inches in diameter and smaller only at the disposal area located just to the east of the building formerly known as Anthros Medical with a more detailed policy to be completed at a later date. Motion carried 5-0.

NEW BUSINESS: Council member Ben Gilmore said he had been asked by a couple local businesses if their bill for the City could possibly be paid upon receipt. City Attorney Ted Collins reminded the Council that the City has a current payment policy in place. Mayor Ken Stewart asked the Clerks to send out reminders of the City's payment policy to all current City vendors.

ORDINANCES: Following discussion, Randy Snyder moved and Ben Gilmore seconded a motion to adopt Ordinance # 523. An Ordinance of the City of Highland, Kansas incorporating the *Uniform Public Offense Code for Kansas Cities*, Edition of 2014, with certain changes and additions. By roll call vote: Snyder – yes, Watts – yes, Gilmore – yes, Batchelder – yes and Twombly – yes. Motion carried 5-0.

Randy Snyder moved and Jerry Twombly seconded a motion to adopt Ordinance #524. An Ordinance of the City of Highland, Kansas incorporating the *Standard Traffic Ordinance for Kansas Cities*, Edition of 2014, with certain omissions, changes and additions. By roll call vote: Snyder – yes, Watts – yes, Gilmore – yes, Batchelder – yes and Twombly – yes. Motion carried 5-0.

Council member Randy Snyder asked if the “No Parking” signs had been installed on North Prairie Street yet. Aaron Leach of the Maintenance department confirmed the signs had been installed.

EXECUTIVE SESSION: Jerry Twombly moved and Randy Snyder seconded a motion to recess into executive session at 7:50 p.m. for 15 minutes to discuss non-elected personnel for the protection of the privacy rights of the protected employee and the open meeting will resume in the city council chamber at 8:05 p.m. Motion carried 5-0 Mayor asked for the city attorney to remain.

Jerry Twombly moved and Randy Snyder seconded a motion to recess into executive session at 8:05 p.m. for 5 minutes to discuss non-elected personnel for the protection of the privacy rights of the protected employee and the open meeting will resume in the city council chamber at 8:10 p.m. Motion carried 5-0 Mayor asked for the city attorney and assistant clerk to remain. Assistant clerk was excused at 8:07 p.m.

8:10 p.m. Jim Watts moved and Jerry Twombly seconded a motion to adjourn the meeting. Motion carried 5-0.

Mayor

City Clerk