

Council Chambers
City Hall
July 10, 2007
7:30 P.M.

Council met in regular session with Mayor Sharon Brown presiding and roll call showing Councilmembers: Steve Fox, Justin Begnoche, Daton Hess, Rhys Baker, Butch Hess, Charles Smith, Connie Jordan and Jack Wallace present.

Copies of the minutes of the previous meeting were presented and approved by the Council. Copies of the previous Public Utilities Commission meeting were presented.

Cash balances for the month of June 2007 were presented. Expenditures and Revenue reports with balance of the budget for the month of June 2007 were presented.

Municipal Judge's receipts for the month of June 2007 were \$2,977.50.

Appropriation Ordinance Nos. 3183, 3184, and 3185, allowing claims, which had been checked by the Council, were presented. Moved by Councilmember Wallace, seconded by Councilmember Smith, that these ordinances be approved for payment. Upon being put to a vote by roll call this motion carried by a unanimous vote of all Councilmembers present.

City Clerk, Calvin Wohler, read a "Thank You" from the Tigersharks Swim Team for the annual \$600.00 contribution to them.

City Attorney, Dustin Mullin, filling in for Michael Ryan, asked for public comment in regard to street improvements on 8th Street from Liberty to Franklin Streets. Don Cole, who owns a vacant lot along 8th Street appeared before the Council to protest his proposed assessment of the improvements. There being no other persons to appear the Public Hearing was closed.

Resolution No. 1423, entitled "A RESOLUTION AUTHORIZING IMPROVEMENTS OF THAT PART OF 8TH STREET, RUNNING BETWEEN LIBERTY AND FRANKLIN STREETS, IN THE CITY OF CLAY CENTER, KANSAS PURSUANT TO K.S.A. 12-6A04 Et Seq. AS AMENDED.", was read and considered by sections. Moved by Councilmember Smith, seconded by Councilmember D. Hess, to adopt Resolution No. 1423 as presented. The motion carried 6-2. Councilmembers B. Hess and Wallace voted "nay".

Vernon McGee, a city property owner in the City, appeared before the Council to protest the city's nuisance ordinance. Mr. McGee would like the ordinance changed from what it is now. Council explained they may tweak Ordinance No. 2190.

Jim Lloyd, resident at 1426 Lincoln Avenue, appeared before the Council to urge them to install stop signs on 15th Street at the intersections of Grant Avenue and Court Street. Mr. Lloyd stated traffic is very fast on 15th Street and stop signs would slow down traffic and protect children who live in that area. The County has agreed to install stop signs on their north bound side at these intersections. It is the responsibility of the City to install signs south bound.

Don Cooper, representing Commercial Group of Topeka, appeared before the Council to give information in regard to building a senior apartment complex. The complex would be located in the Center Heights addition to the City. A resolution of approval will need to be passed for them to proceed.

Don Dean, representing Campbell and Johnson, P.E., appeared before the Council. Mr. Dean was present at a bid opening for the West Highway #24 milling and overlay project. There were three bids opened and Hall Brothers Construction Company Inc. of Marysville, Kansas was the low bidder. Mr. Dean stated Hall Brothers has furnished all of the necessary bond, etc. to do the work. Action for approval will be taken up later in the meeting.

Committee reports were as follows:

Ways and Means-Committee has received a request from the Clay Center Twirling group to help with expenses. The group is taking four twirlers to national competition in Rochester, Minnesota. Moved by Councilmember Begnoche, seconded by Councilmember B. Hess, to donate \$200.00 out of the Special Park and Recreation Fund to the Clay Center Twirlers. The motion carried unanimously.

Laws and Ordinance-The placing of stop signs at 15th and Court and 15th and Grant was discussed. Moved by Councilmember B. Hess, seconded by Councilmember D. Hess, to install south bound stop signs on 15th Street intersections with Grant Avenue and Court Street. (The County will be installing the north bound stop signs). The motion carried unanimously.

Committee had a meeting to discuss making changes to the nuisance Ordinance No. 2190. Several changes were suggested to amend Ordinance No. 2190. Moved by Councilmember B. Hess, seconded by Councilmember Smith, to have the City Attorney present a new ordinance to replace 2190 as printed in the Code Book. The motion carried unanimously.

Mayor Brown has been working on a post card notice to send to all city residences to remind them of certain ordinances. The notice would be about yard nuisances. A sample wording of the post card was presented for review. Moved by Councilmember B. Hess, seconded by Councilmember Baker, to do a post card mailing to all residences of the City in regard to mowing/clean up. The motion carried unanimously.

Streets and Alleys-Moved by Councilmember Begnoche, seconded by Councilmember D. Hess, to approve Hall Brothers of Marysville for the milling and overlay of West Highway #24 at a cost of \$148,302.98. The City's share will be 25%. The motion carried unanimously.

The \$600,000.00 bond proposal was discussed as to what streets would be repaired and/or paved. The street in the Industrial Park was discussed as to when it should be paved. Moved by Councilmember Begnoche, seconded by Councilmember D. Hess, to spend \$514,485.00 for the low bid on milling and overlaying, \$54,013.00 on curb replacement and \$31,502.00 toward the Industrial Park road to match the total of the \$600,000.00 bond issue. The motion carried 7-1. Councilmember B. Hess voted "nay".

Councilmember Begnoche announced that he proposes to leave the trash pick up locations as they are now. The Council agreed with him.

Cemetery-City received a check from the Flag Pole Committee for funds left over from a recent project to install flag poles and markers along the road into the Cemetery. The amount of money is \$1,044.36. Moved by Councilmember B. Hess, seconded by Councilmember Smith, to set this money aside in a separate account for flag pole repair and replacement. The motion carried unanimously.

Building Permits-Moved by Councilmember Jordan, seconded by Councilmember Wallace, to approve the following building permits:

George Rice for a 24' x 32' garage at 1114 Clark Street.

Phil and Jean Frigon for a house addition at 1909 3rd Street.

The motion carried unanimously.

Emergency Preparedness-Mayor Brown and Councilmember D. Hess attended a Clay County Emergency Response program. The program was about preparing for disasters. Governments need to be prepared.

Old Business-Eight more applications have been received for housing rehabilitation in the southeast portion of the City.

The house on 1003 2nd Street was again discussed when demolition could begin.

The League of Kansas Municipalities is having a leadership program on July 21, 2007. Councilmembers D. Hess and Baker are interested in going. Moved by Councilmember Begnoche, seconded by Councilmember Smith, to pay the \$75.00 registration fees if Councilmember D. Hess and Baker attend the program. The motion carried 5-1-2. Councilmember B. Hess voted "nay" and Councilmembers D. Hess and Baker abstained.

Moved by Councilmember Wallace, seconded by Councilmember B. Hess, to adjourn the meeting. The motion carried unanimously. The meeting was adjourned.