

Council Chambers
City Hall
March 3, 2009
7:30 P.M.

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

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

Cash balances for the month of February 2009 were presented. Expenditures with balance of the budget for the month of February 2009 were presented.

Municipal Judge's receipts for the month of January were \$3,556.50.

Appropriation Ordinance Nos. 3267 and 3268, allowing claims which had been checked by the Council, were presented. Moved by Councilmember Smith, seconded by Councilmember Jordan, that these Ordinances be approved for payment. Upon being put to a vote by roll call the motion carried by a unanimous vote of all Councilmembers present.

City Clerk, Calvin Wohler, presented an electrical license application from Central Kansas Electric of Concordia, Kansas for approval. Moved by Councilmember Smith, seconded by Councilmember B. Hess, to approve the above mentioned electrical license. The motion carried unanimously.

A group of youth representatives from CCCMS gave a program regarding an anti-tobacco campaign. They call themselves the S.W.A.T. team (Students Working Against Tobacco). After the program they presented a Proclamation for the Council to adopt. The Proclamation proclaims March 25, 2009 as "Kick Butts Day" in Clay Center. Moved by Councilmember Wallace, seconded by Councilmember Jordan, to adopt the above mentioned Proclamation as presented. The motion carried unanimously.

Committee reports were as follows:

Ways and Means-Mr. Wohler reported that the first two months of sales tax collections are 9% less than last year at this time.

Fire Department-Department wants to purchase an Automated External Defibrillator (AED). AED's are becoming a first-aid devise for life saving emergency uses. Fire Chief, Jon Siemers, appeared before the Council to explain why the Fire Department and eventually all departments should have an AED on hand and employee trained on how to use them. Mr. Siemers reported that two years ago the price of an AED was \$2,700.00 but are getting more affordable all the time. The Fire Committee had verbally approved Mr. Siemers to purchase an AED that he found on sale for \$1,195.00. Moved by Councilmember B. Hess, seconded by Councilmember Smith, to approve the purchase of an AED for \$1,195.00. The motion carried unanimously.

Streets and Alleys-Committee is still trying to sell the present trash truck but would like approval to get a new one on order because of the time it takes to get one. Downing Sales, who will be selling us a new truck, will honor the trade for \$74,393.00 or sell the truck outright to us for \$105,393.00. Moved by Councilmember D. Hess, seconded by Councilmember Fox, to order the new trash truck and decide later to trade or purchase outright. The motion carried unanimously.

Mayor Brown reported that Campbell and Johnson have prepared a new bid for the east Highway #24 construction. The project had been submitted in 2006 but may be approved as a stimulus project to be paid by federal funds. The project may or may not be approved by KDOT. The project would be to curb and repave Highway #24 from 10th Street to 15th Street. Mayor asks the Council what they want to do. Moved by Councilmember B. Hess, seconded by Councilmember Smith, to submit a request for the above mentioned project. The motion carried unanimously.

Mayor also asked the Council about pushing for the replacement of the viaduct on Highway #24. The viaduct project has been on KDOT's long range replacement plan for several years but there is no construction date set right now. Mayor Brown could try to encourage KDOT to use ear-marked money from their funds they will get from the federal government. Council's opinion is not to have the City push for the viaduct and let KDOT work on replacement of the viaduct on their own schedule.

City Property-Committee has received a bid proposal from BWR of Salina, Kansas to prepare specs for the demolition of the GT building. BWR will write the specs for demolition at a cost of \$5,660.00 for the City. Moved by Councilmember Fox, seconded by Councilmember D. Hess, to approve the GT specs with BWR for \$5,660.00. The motion carried unanimously.

Mayor Brown reported that she accepted a bid from Associated Insulation Inc. of Manhattan, Kansas to remove the friable asbestos in the GT building. The amount of their bid was \$2,960.00.

Cemetery-Committee has decided not to raise service fees at this time.

Committee has received two bids for a new lawn mower for cemetery use. Permission to purchase will be made at the next meeting.

Lights, Water and Sewer-Kent Hessling, WasteWater Superintendent, appeared before the Council to explain current and future needs for the WasteWater Plant. Repairs needed now will cost around \$55,000.00. Mr. Hessling would like the Plant updated in the future to process the solids material removal differently. The cost would be around \$375,000.00.

Building Permits-Moved by Councilmember Baker, seconded by Councilmember B. Hess, to approve the following building permits:

- Fay Ellis for an 18' x 21' carport at 908 Grant Avenue.
- Leiszler Oil Co. for two metal canopies at 104 S. 6th Street.
- Larry Simonson for a 12' x 22' carport at 1204 6th Street.

The motion carried unanimously.

Recycle Committee-It was reported that February's recycling amount was 10 ½ tons.

Old Business-Councilmember Charles Smith, read a prepared statement regarding the need for a City Administrator. Mr. Smith believes now is not the time to hire a full time Administrator but would be a good time to make the Mayor a full time employee with benefits. Moved by Councilmember Smith, seconded by Councilmember B. Hess, that the Mayor's position becomes that of a full time position. Inclusive with this motion a \$500.00 additional pay increase will be added to the Mayor's monthly income. The Mayor's new income will be \$1,917.10 per month and will receive full time benefits, medical insurance, etc. A lengthy discussion followed. Other Councilmembers want to wait two weeks before they vote, this would allow residents of the City to contact them. Councilmember Smith withdrew his motion and Councilmember B. Hess withdrew his second.

New Business-Public Utilities Superintendent, Bill Callaway, appeared before the Council asking for an Executive Session with the City Attorneys, Michael Ryan and Dustin Mullin, and Mayor Brown being present. Moved by Councilmember Wallace, seconded by Councilmember Smith, to go into an Executive Session for fifteen minutes as requested to discuss an item deemed attorney/client privilege. The motion carried. The Council went into an Executive Session for fifteen minutes.

The meeting reconvened after fifteen minutes.

Moved by Councilmember D. Hess, seconded by Councilmember Smith, to go into an Executive Session for the same reason and same persons attending as ahead of this motion for fifteen minutes. The motion carried unanimously. The meeting went into an Executive Session for fifteen minutes.

The meeting reconvened after fifteen minutes.

Mr. Callaway discussed with the Council the cost of the new water treatment plant and the possibility of selling water to Morganville or a new rural water district that would include Morganville and Green.

Street Superintendent, Greg Jensen, thanked Mr. Callaway and Public Utilities employees for helping with some tree trimming.

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

SEAL

Calvin Wohler
City Clerk