

The following are subject to modification and are not official minutes until approved by the Governing Body.

**CITY OF COLWICH, KANSAS
CITY ADMINISTRATIVE CENTER
310 S. 2ND STREET
REGULAR COUNCIL MEETING
FEBRUARY 20, 2017
7:00 P.M.**

1. CALL TO ORDER

Mayor Terrence D. Spexarth on Monday, February 20, 2017 at 7:00 p.m. called the regular monthly meeting of the Colwich City Council to order.

ATTENDANCE

Present were Mayor Terrence D. Spexarth, Councilmembers Stephanie Guy, Angela Banz, Pamela Winegarner, Victoria Duling with Robert Winter absent.

Staff members present were Corey Heck, Public Works Director, Mark Hinkle, Chief of Police, Katie Wetta, Deputy City Clerk and Diana Brooks, City Clerk.

PLEDGE OF ALLEGIANCE

Mayor Spexarth led the audience, staff and Council in the Pledge of Allegiance.

Mayor Spexarth presented a proclamation to Crestan Schwein in honor of being chosen as the statewide winner of the K-2nd Grade poster contest sponsored by the Office of the State Fire Marshal.

2. NOTICES AND COMMUNICATIONS

There were no notices or communications.

3. CITIZEN COMMENTS

There were no citizen comments.

4. PURCHASE REQUESTS AND ITEMS NEEDING COUNCIL ACTION

- A. Review of the request to approve all documents associated with the refinancing of the IRB issue for Colwich Gardens – Kim Bell, Gilmore and Bell

Mr. Dominic Eck, Gilmore and Bell, City's Bond Counsel presented documentation for Council's approval for the refinancing of the Colwich Garden Care Center Industrial

Revenue Bonds issued in 2013. He stated the purpose was to reduce the amount of interest paid annually and requested that Council approve Resolution No. 477.

Councilwoman Winegarner moved that the Council approve Resolution No. 477. Councilwoman Duling second the motion. Motion carried 4-0.

B. Discussion of the need for an annual audit

Mayor Spexarth stated that the last audit performed on the city's financial records was in 2008 and stated that the City Clerk supported the conducting of an annual audit. Ms. Diana K. Brooks, City Clerk stated that the audit would be done by Busby, Smith and Reimer at a cost of approximately \$9,000 and should the Council approve the holding of an annual audit that a 3-year contract would reduce the cost of the annual audit.

Mayor Spexarth stated that an audit provides the Council and citizens with a level of assurance that all accounts were in order. He stated that previous Councils, as did this Council, have confidence in the safe guards that are in place however an audit provides a responsible fiscal tool to assure all measures are adhered to.

Councilwoman Banz moved that the Council approve an audit of the 2016 financial accounts and authorize the City Attorney to draft a charter ordinance repealing Charter Ordinance No. 7 and reinstate the requirement for an annual audit. Councilwoman Winegarner second the motion. Motion carried 4-0.

5. CONSENT AGENDA

- A. Approval of the minutes of the January 17, 2017 Council meeting
- B. Approval of the Appropriations Ordinance Nos. 17-01-02 and 17-02-01
- C. Approval of the January financial reports
- D. Monthly purchase orders – if any

Councilwoman Winegarner moved that the Council approve the consent agenda as presented. Councilwoman Banz second the motion. Motion approved 4-0.

6. COMMITTEE REPORTS

A. Heritage Festival

Ms. Mary Ann Morrison reported she had sent out notices informing vendors of the change in the date of the festival to September 30th and had not yet chosen a theme.

B. Park Committee

Councilwoman Guy reported that she submitted an application for benches and picnic tables at Veterans Park through the Waste Tire Grant. She requested Council approve the City's portion in an amount not to exceed \$2,500.

Councilwoman Guy moved that the Council approve an amount not to exceed \$2,500 for benches and picnic tables should the City be approved for funding through the Waste Tire Grant program. Councilwoman Banz second the motion. Motion carried 4-0.

7. DEPARTMENT HEAD REPORTS

- A. City Engineer – There was nothing to report.
- B. Fire – Mayor Spexarth presented the monthly report.
- C. Public Works – Mr. Corey Heck presented the monthly report.
- D. Police Department – Chief Mark Hinkle presented the monthly report.
- E. City Attorney – Mr. Stanley Juhnke, City Attorney stated he nothing to report.
- F. City Clerk – Ms. Diana K. Brooks, City Clerk stated she had nothing to report.

8. GOVERNING BODY COMMENTS

Councilwoman Guy questioned the status of the “free” newspaper. Mayor Spexarth detailed the steps taken to contact the company delivering and servicing the area. Ms. Brooks stated that the company provided a portal that will be added to the website for citizens to unsubscribe to the newspaper service.

Councilwoman Guy stated she had taken complaints from citizens about having nowhere to take their leaves. The consensus of the Council was to either mulch the leaves or put them in the trash bin.

9. EXECUTIVE SESSION

Mayor Spexarth requested an executive session under attorney client privilege for a period not to exceed 30 minutes for everyone at the table including the public works director.

Councilwoman Winegarner moved that the Council recess to executive session under attorney client privilege for a period not to exceed 30-minutes beginning at 7:30 p.m. to include everyone at the table being the Mayor, Council, City Attorney, City Clerk, Deputy City Clerk and the Public Works Director for the first 10 minutes. Councilwoman Duling second the motion. Motion carried 4-0.

The Public Works Director, left the executive session at 7:40 p.m.

Councilwoman Guy moved that the Council move out of executive session at 8:00 p.m. Councilwoman Winegarner second the motion. Motion carried 4-0.

Councilwoman Winegarner moved that the Council move in to regular session at 8:00 p.m. Councilwoman Guy second the motion. Motion carried 4-0.

Mayor Spexarth stated that no binding action was taken in executive session.

10. ADJOURNMENT

There being no further business, Councilwoman Banz moved for adjournment at 8:00 p.m. Councilwoman Winegarner second the motion. Motion approved 4-0.

Respectfully submitted
Diana K. Brooks, City Clerk