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**CITY OF COLWICH, KANSAS
CITY ADMINISTRATIVE CENTER
310 S. 2ND STREET
REGULAR COUNCIL MEETING
JULY 16, 2018
7:00 P.M.**

1. CALL TO ORDER

Mayor Terrence D. Spexarth on Monday, July 16, 2018 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, Victoria Duling, Kevin Dorritie, Pamela Winegarner with Robert Winter absent.

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

PLEDGE OF ALLEGIANCE

Mayor Spexarth lead the audience, staff and Council in the Pledge of Allegiance. Mayor Spexarth presented Andra McCarty with a Proclamation of Valor for saving the life of a child who had drowned on June 29th.

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 temporary special event permit and waive the distance requirement per City Code – Fr. Garrett Burns

Fr. Burns explained how teams were comprised and that the goal was to raise funds for charity.

Councilman Dorritie moved that the Council approve the temporary special event permit submitted by Andy Churray allowing people to bring coolers of cereal malt

beverage within the fenced area of the Colwich Ball Fields for the Chaplain Kaupan Classic on August 12th and waive the distance regulations as required by City Code as the area is within 200 Ft of the assisted living center. Councilwoman Winegarner second the motion. Motion carried 4-0.

- B. Review of the request to adopt Ordinance No. 708 updating amendments to the City Code

Ms. Diana K. Brooks, City Clerk highlighted the changes made to the City Code regarding drinking establishments serving times from 9:00 a.m. to 6:00 a.m. per state statute and the portion of the city code dealing with collecting delinquent/bad debt utility accounts. She requested the Council enter into an agreement with Collection Bureau of Kansas (CBK) to handle the collections services of bad debts. She stated the company provided a list of reference for Council's review and that there would be no cost to the city.

Councilwoman Guy moved that the Council adopt Ordinance No 708 and authorize the Mayor to sign the agreement with Collection Bureau of Kansas. Councilman Dorritie second the motion. Motion carried upon a roll call vote with Councilwoman Guy voting yea; Councilwoman Duling voting yea; Councilwoman Winegarner voting yea and Councilman Dorritie voting yea.

- C. Discussion of the sludge removal project for cell one at the sewer lagoons

Mr. Corey Heck, Public Works Director, presented four bids for the sludge removal project with A-1 Pump and Jet Service being the best bid in the amount of \$60,000. There was discussion regarding installing an auger system in the future to micro grind items that are not biodegradable at the main sewer lift station.

Councilwoman Guy moved that the Council accept the bid from A-1 Pump and Jet Service for the sludge removal project in the amount of \$60,000. Councilwoman Winegarner second the motion. Motion carried 4-0.

- D. Review of the request to approve giving the Heritage Festival funds to the Colwich Community Foundation Inc.

Mayor Spexarth reminded the Council of the funds donated to the Heritage Festival and requested the funds in the amount of \$8,134.51 be paid out to the Colwich Community Foundation and that any funds received for the remainder of 2018 be remitted to the foundation.

Councilwoman Guy moved that the Council approve writing a check for all the festival funds and any funds received also be transferred to the Colwich Foundation. Councilman Dorritie second the motion. Motion carried 4-0.

- E. Review of the request to subscribe to a telephone calling tree vendor to allow the City to issue citywide alerts for various reasons

Ms. Brooks requested to subscribe to Swift911 a software company that assists cities in notifying their citizens of various types of events via cell phone, landline, text, Facebook or twitter. The cost for the software and setup would be \$1,145.00. There was discussion regarding after hour access by all departments who may need to notify citizens of an emergency situation and the amount of phone numbers that could be inputted.

Councilwoman Winegarner moved that the Council approve the purchase of the Swift 911 notification system in the amount of \$1,145. Councilwoman Guy second the motion. Motion carried 4-0.

- F. Review of the request to adopt Ordinance No. 709 adopting the 2018 Standard Traffic Ordinance

Mayor Spexarth requested that the Council adopt Ordinance No. 709 adopting the 2018 Standard Traffic Ordinance. He reminded Council this was an annual action to stay in compliance with state statutes.

Councilman Dorritie moved that the Council adopt Ordinance No. 709 adopting the 2018 Standard Traffic Ordinance. Councilwoman Duling second the motion. Motion carried 4-0 with Councilwoman Guy voting yea; Councilwoman Duling voting yea; Councilwoman Winegarner voting yea and Councilman Dorritie voting yea.

- G. Review of the request to adopt Ordinance No. 710 adopting the 2018 Uniform Public Offence Code

Mayor Spexarth requested that the Council adopt Ordinance No. 710 adopting the 2018 Uniform Public Offense Code. He reminded Council this was an annual action to stay in compliance with state statutes.

Councilman Dorritie moved that the Council adopt Ordinance No. 710 adopting the 2018 Uniform Public Offense Code. Councilwoman Winegarner second the motion. Motion carried 4-0 with Councilwoman Guy voting yea; Councilwoman Duling voting yea; Councilwoman Winegarner voting yea and Councilman Dorritie voting yea.

- H. Final review of the proposed 2019 Budget

Mayor Spexarth presented the 2019 budget as revised at the June 16th worksession. He called for comments or suggestions from the Council.

Councilwoman Guy requested that \$20,000 be transferred from the Fire Department for a third full-time firefighter to the street improvement line item in the General Fund Reserve Accounts. There was extensive discussion regarding the lack of street overlay for the past five years, the limited number of personnel available for calls during the day time hours, and a third firefighter providing staffing in case of an emergency. Ms. Brooks reminded Council that remaining expenditure authority could be used at the end of the year to fund street repairs in 2019.

Councilwoman Guy moved that the Council move \$20,000 from fire budget to streets for repair and improvements.

Motion died for lack of second.

Councilwoman Duling moved that the Council leave the fund as is. Councilwoman Winegarner second the motion. Motion carried 2-2 with Councilwoman Guy voting nay and Councilman Dorritie voting nay, Councilwoman Duling voting yea and Councilwoman Winegarner voting yea with Mayor Spexarth breaking the tie with a yea vote.

Mayor Spexarth stated that the reason he voted to keep the funds as designated was due to the suggested moving of fund did not lower the mill levy and that he would rather see the money in the fire budget than the street budget.

Ms. Brooks requested a motion from Council to publish the budget as presented.

Councilwoman Winegarner moved that the Council approve publishing the 2019 budget as presented. Councilwoman Duling second the motion. Motion carried 4-0.

5. CONSENT AGENDA

- A. Approval of the minutes of the June 18, 2018 regular Council meeting
- B. Approval of the minutes of the June 18, 2018 Council worksession
- C. Approval of the Appropriations Ordinance Nos. 18-06-02 and 18-07-01
- D. Approval of the June financial reports
- E. Monthly purchase orders – if any

Councilwoman Guy moved that the Council approve the consent agenda A-E as presented. Councilman Dorritie second the motion. Motion carried 4-0.

6. COMMITTEE REPORTS

- A. Park Committee – Councilwoman Guy had nothing to report. Ms. Brooks stated that funds were received for the CFAP grant.

Mayor Spexarth questioned the status of the mulch for the playground. Councilwoman Guy stated that she was waiting for the EPA safety report and that the product was waiting to ship.

7. DEPARTMENT HEAD REPORTS

- A. City Engineer – Mr. Ben Mabry, City Engineer, stated he had nothing to report. Mayor Spexarth stated that there was a piece of factory made pipe that was leaking that he would like the City Engineer to inspect.
- B. Fire – Michael Rau, Fire Chief, presented the monthly report and requested that the Council authorize the Mayor to sign the Fire Protection agreement with Union Township for an amount of \$101,163.

Councilwoman Winegarner moved that the Council authorize the Mayor to sign the agreement with Union Township for fire protection. Councilwoman Duling second the motion. Motion carried 4-0.

- C. Public Works – Mr. Corey Heck presented the monthly report. Mayor Spexarth reported on the animal control class in which 23 people attended with four people coming from around the country and the remainder from Kansas.
- D. Police Department – Chief Mark Hinkle presented the monthly report. Chief Hinkle requested the Council set a fee for fingerprinting.

Councilman Dorritie moved that the Council approve charging a fingerprinting fee as follows: \$10 – 2 cards for residents within the corporate limits of Colwich; \$20 – 2 cards for non-residents and \$5.00 for each additional card. Councilwoman Winegarner second the motion. Motion carried 3-1 with Councilwoman Guy voting nay.

- E. City Attorney – Mayor Spexarth questioned Council if they wanted staff to proceed with looking for a replacement for Stan or continue to use him on an as needed basis.

The consensus of the Council was to begin looking for an attorney that can attend the meetings. Councilman Dorritie and Councilwoman Winegarner volunteered to sit on the interview board.

- F. City Clerk – Ms. Diana K. Brooks, City Clerk stated she had nothing to report.

8. GOVERNING BODY COMMENTS

There were no governing body comments. Mayor Spexarth thanked everyone for their good work.

9. EXECUTIVE SESSION

There was no need for an executive session.

10. ADJOURNMENT

There being no further business, Councilwoman Guy moved for adjournment at 8:40 p.m. Councilman Dorritie second the motion. Motion approved 4-0.

Respectfully submitted
Diana K. Brooks, City Clerk