

September 5, 2017  
7:30 p.m.

### Regular Session

The Governing Body met in Regular Session at the Events Center at 7:30 p.m. Mayor Mike Allison called the meeting to order with the following present: Councilmembers Mike Boys, Allene Owen, Vicki Berryman, Joel Jackson, Dana Dawson, Cory Zimmerman and Brock McPherson. Also in attendance were City Attorney Robert Suelter and City Clerk Shawna Schafer.

#### A. CONSENT AGENDA

- a) **Minutes:** Minutes of the Regular Session held on August 21, 2017.
- b) **Claim's Warrant Register #09-05-17:** covering 2017 bills to date in the amount of \$216,155.48.
- c) **Payroll Register P/R 09-01-2015** covering payroll ending August 15, 2015 in the amount of \$308,338.36.
- d) **Appointments:** Mayor Allison made no appointments.
- e) **Agenda:** Approval of agenda as submitted or amended.

There were no amendments to the agenda as submitted.

Ms. Owen moved, seconded by Mr. Boys, to approve the consent agenda. The motion passed 7-0.

**B. OLD BUSINESS:** There was no old business

**C. RECOGNITION OF VISITORS AND ANNOUNCEMENTS:** There were no visitors or announcements.

#### D. NEW BUSINESS

1. **Councilmember Reports:** Mr. Boys reported on meeting with theater officials and seeing the recently made improvements to the Crest Theater.
2. **Elect President of the Council.** Due to the recent resignation of Councilperson Henneke a vacancy exists in president of the council. Councilmember Zimmerman nominated Councilmember McPherson. Mr. Boys seconded the nomination. There being no further nominations, Councilperson McPherson was elected with all voting in favor.
3. **Discussion of Reinstatement of Police Chief.** Mr. Dawson made a motion to rescind and expunge from the record the council action as set out in the letter dated July 24, 2017, which letter suspended the chief with the potential for termination. The motion was seconded by Mr. McPherson. After discussion, the motion passed 4 to 3, with Ms. Owen, Mr. Jackson and Ms. Berryman voting no.

4. **Discussion for an Agreed Upon Procedures Audit.** Mr. Dawson made a motion to conduct an agreed procedures audit of the Administrator's office for ten years, for any city loans for ten years, for the police department for five years and for the street department for five years. The motion was seconded by Mr. Zimmerman and passed with all voting in favor.
5. **Applications for Vacant Council Seat.** Mayor Allison announced that persons interested in applying for the vacant second ward seat should do so no later than noon on Friday, September 8, 2017. The Mayor appointed Allene Owen and Cory Zimmerman as well as himself to interview the applicants and to recommend the selected person for appointment.
6. **Appoint Committee to Interview Interim City Administrator Applicants.** The mayor appointed himself, City Clerk Shawna Schafer, Councilperson Joel Jackson, Councilperson Mike Boys and City Attorney Robert Suelter to the committee to interview applicants for interim City Administrator and to make recommendations for appointment.
7. **Appoint Committee for Fire Chief Selection.** Mayor Allison appointed himself, Councilperson Brock McPherson, Councilperson Allene Owen, Terry Hoff and City Attorney Robert Suelter to the committee to interview the applicants for fire chief and to make recommendations for appointment.
8. **Economic Development Report.** Chamber CEO/President Jan Peters presented her monthly report.
9. **Abatement Request:** Assistant City Sanitarian Tom Holmes reported on the following real estate where nuisances exist.
  - a. 408 Almond. A partially dismantled, junk fifth wheel trailer is parked on the real estate at 408 Almond constituting an unlawful accumulation. This real estate is the subject of Resolution Number 090517-A.
  - b. 231 Fruit. Trash and refuse including, but not limited to, aluminum cans, fireworks debris, open trash bags, general trash and other refuse is scattered around the real estate located at 231 Fruit constituting an unlawful accumulation. This real estate is the subject of Resolution Number 090517-B.

Ms. Owen made a motion to adopt Resolutions numbered 090517-A and 090517-B. The motion was seconded by Mr. Boys and passed with all voting in favor.

10. **Tree Trimmer License.** City Clerk Shawna Schafer reported that Creations by 3 Amigos has applied for a tree trimmer license. The company has met all requirements set out in the ordinance. Ms. Owen made a motion to approve the tree trimmer license for Creations by 3 Amigos. The motion was seconded by Mr. Boys and passed with all voting in favor.
11. **Sales Tax Renewal.** It was reported that the sales tax passed in August was passed two days too soon to be placed on the November ballot. In order to correct this a resolution should be passed repealing the initial resolution and a second resolution be passed renewing the sales tax. Mr. Boys made a motion to adopt Resolution Number 090517-C repealing Resolution Number 080717-F. The motion was seconded by Mr.

Zimmerman and passed with all voting in favor. Mr. Boys then made a motion to adopt Resolution Number 090517-D renewing the ¼ cent sales tax. The motion was seconded by Mr. Jackson and passed with all voting in favor.

**12. Standard Traffic Ordinance.** City Attorney Robert Suelter reported that the 2017 Standard Traffic Ordinance has been issued by the League of Kansas Municipalities and is now ready for adoption. Mr. Boys made a motion to adopt Ordinance Number 4312 Adopting the 2017 Standard Ordinance. The motion was seconded by Mr. Jackson and passed with all voting in favor

**13. Uniform Public Offense Code.** City Attorney Robert Suelter reported the 2017 Uniform Public Offense Code has now been issued by the Kansas League of Municipalities. The code is the bulk of the City's criminal code. Mr. Boys made a motion to adopt Resolution Number 4313 adopting the 2017 Uniform Public Offense Code. The motion was seconded by Mr. Jackson and passed with all voting in favor.

**14. Bryan Harris to Make Presentation.** Bryan Harris made a presentation to the Governing Body concerning recent events.

**E. ADJOURNMENT:** Mr. Boys made a motion that the meeting be adjourned. The motion was seconded by Ms. Owen and passed with all voting in favor. The meeting was adjourned at 8:07 p.m.

