

REGULAR CITY COUNCIL MEETING  
CITY ADMINISTRATIVE OFFICES  
511 N. COMMERCIAL

September 6, 2011  
7:30 P.M.

**PRESIDING:** Mayor Keith DeHaven

**GOVERNING BODY MEMBERS PRESENT:** Larry Emmel; Thom Noone; Rick Jacob; Jon Jenson; Lynne Vigil

**ALSO ATTENDING:** Janise Enterkin City Clerk; Kelly DeGraffenreid, Harvey County Independent; Asa Galloway, Kenzie Galloway; Brad Jantz, City Attorney

ADDITIONS/DELETIONS TO THE AGENDA

**MOVED BY JENSON AND SECONDED BY JACOB TO APPROVE THE AGENDA WITH NOTED ADDITIONS: MOVE 3C ORDINANCE 795 & 3D WATER DROUGHT POLICY TO 7C & 7D, 9B 150<sup>TH</sup> KANSAS FESTIVAL INVITATION; SCAC, COLWICH, SATURDAY SEPTEMBER 10. MOTION CARRIED.**

CONSENT AGENDA

**MOVED BY VIGIL AND SECONDED BY JENSON TO APPROVE THE CONSENT AGENDA INCLUDING PAYROLL CHECKS 25499 THRU 25581 AND GENERAL DISBURSEMENT CHECKS 57062 THRU 57072, 57074 THRU 57122; MINUTES OF THE REGULAR COUNCIL MEETING OF AUGUST 15, 2011 AND SPECIAL COUNCIL MEETING OF AUGUST 29, 2011. MOTION CARRIED.**

**MOVED BY JENSON AND SECONDED BY VIGIL TO APPROVE CHECK #57073 HALES SALES AND SERVICE FOR \$59.31. MOTION CARRIED. JACOB ABSTAINED DUE TO CONFLICT OF INTEREST.**

PUBLIC COMMENT

Kenzie & Asa Galloway, came before Council to ask for a donation on the purchase of team T-shirts for "Asa's Fight Club" in the Susan G. Komen Race for a Cure to fight breast cancer.

**MOVED BY VIGIL AND SECONDED BY JENSON TO APPROVE A DONATION OF \$350.00 FOR ASA'S FIGHT CLUB, KOMEN RACE FOR A CURE. MOTION FAILED.**

Council held a discussion and raised the amount for support to \$750.00 covering the entire cost of the T-shirts. Proceeds raised above the amount will be donated to the Susan G. Komen Race for a Cure.

**MOVED BY VIGIL AND SECONDED BY JENSON TO APPROVE A DONATION OF 750.00 FOR ASA'S FIGHT CLUB, KOMEN RACE FOR A CURE. MOTION CARRIED.**

STAFF REPORTS

Jaci Reimer, City Administrator was on vacation.

Brad Jantz, City Attorney, arrived at 8:12 pm and had nothing to report.

## NEW BUSINESS

**MOVED BY EMMEL AND SECONDED BY VIGIL TO APPROVE RESOLUTION 090611 REDEMPTION OF GO TEMP NOTES, SERIES A, 2010. MOTION CARRIED.**

**MOVED BY VIGIL AND SECONDED BY JACOB TO APPOINT CITY VOTING DELEGATE FOR LKM AS KEITH DEHAVEN, ALTERNATE JACI REIMER. MOTION CARRIED.**

## OLD BUSINESS

Council discussed Ordinance 795 Water Drought/Emergency Ordinance & Policy.

**Council member Jensen** said there was an existing Ordinance #519 with established procedures and he did not see the need to renew the Ordinance. The only change is putting a City Administrator online since Ordinance #519 was passed. Jensen cited Section 3 of Ordinance 795, stages 1, 2 and 3, the language needs to be the same. He also pointed out the last sentence of Statement 2 'Pursuant to the approval of the Chief Engineer, Division of Water Resources, Kansas Dept of Agriculture, the recommended restrictions on nonessential uses may be extended to private wells within the city limits.' Over extends our authorities. He said there were a couple of things that need to be reviewed, rethought, re-language and brought back.

The Water Drought Policy gives employees directive. Council asked that staff review the existing Ordinance and find the inconsistencies and bring back before the Governing Body. Council member Rick Jacob asked that a copy of the current Ordinance be included again in the next packet for review.

**MOVED BY VIGIL AND SECONDED BY JACOB TO TABLE ORDINANCE 795 AND THE WATER DROUGHT POLICY AND REVISIT AT A LATER DATE. MOTION CARRIED.**

Building permit discussion.

**Council member Noone** likes the changes on b, c, and d down, he discussed the top portion, concerned we are the highest on building permit fees and doesn't like the amount of classifications. He would like to see a flat fee charged.

**Council member Emmel** would like to see justification on what inspections really cost.

**MOVED BY NOONE AND SECONDED BY JACOB TO FOCUS ON SECTION A, HAVE FEWER CATAGORIES, LESS COMPLEXITY AS FAR AS USING SQUARE FOOTAGE AND THE OVERALL DRIVING RESULT DOESN'T INCREASE THE VALUE OF BUILDING AS IT IS BASED RIGHT NOW. MOTION CARRIED 4-1. EMMEL OPPOSED.**

**Council member Jensen** said he would like a more realistic assessment of base construction costs based on today's value, evaluate the rates plus add-ons, on the values to bring more to a median average to our area.

## MAYOR & COUNCIL REPORTS

**MOVED BY JENSON AND SECONDED BY VIGIL TO APPROVE A DONATION OF \$750.00 TO HARVEY COUNTY DOMESTIC/SEXUAL ASSAULT TASK FORCE. MOTION CARRIED.**

Council discussed the invitation to participate in the Kansas 150 Festival on Saturday, October 8, 2011. Council did not feel that any organization would have time to prepare for the event.

Mayor DeHaven invited Council to attend the SCAC meeting on Saturday, Sept. 10<sup>th</sup> at 8:30 AM in Colwich.

**MEETING REMINDERS**

Sept. 17-18 – Fall Festival

October 8 – Sunflower Parade, 11 AM

October 8-10 – LKM Annual Conference/Wichita

**MOVED BY NOONE AND SECONDED BY JACOB TO ADJOURN. MOTION CARRIED.**

Meeting adjourned at 8:48 p.m.

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Janise P. Enterkin, CMC  
City Clerk