

REGULAR CITY COUNCIL MEETING
CITY ADMINISTRATIVE OFFICES
511 N. COMMERCIAL

October 3, 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: Jaci Reimer, City Administrator; Janise Enterkin, City Clerk; Brad Jantz, City Attorney; Kelly DeGraffenreid, Harvey County Independent

ADDITIONS/DELETIONS TO THE AGENDA

MOVED BY VIGIL AND SECONDED BY NOONE TO APPROVE THE AGENDA WITH NOTED ADDITIONS: 7B KANSAS ONE CALL. MOTION CARRIED.

CONSENT AGENDA

MOVED BY EMMEL AND SECONDED BY VIGIL TO APPROVE THE CONSENT AGENDA INCLUDING PAYROLL CHECKS 25617 THRU 25660 AND GENERAL DISBURSEMENT CHECKS 57182 THRU 57204, 57206 THRU 57218 MINUTES OF THE REGULAR COUNCIL MEETING OF SEPTEMBER 19, 2011, WATER DROUGHT EMERGENCY ORDINANCE 795, WATER DROUGHT RESPONSE POLICY. MOTION CARRIED. COUNCIL MEMBER JENSON OPPOSED.

MOVED BY EMMEL AND SECONDED BY NOONE TO APPROVE CHECK #57205 HALES SALES AND SERVICE FOR \$148.34. MOTION CARRIED. JACOB DID NOT VOTE DUE TO CONFLICT OF INTEREST.

PUBLIC COMMENT

No public comments made.

STAFF REPORTS

Jaci Reimer, City Administrator, talked to Doug Goetz of Wilson and Company regarding Jackson Street. Goetz will be retrieving data from PEC, once received they will proceed and will be meeting her next week. Council member Jenson asked about retrieving records from PEC. **Council consensus was to leave the decision up to the City Administrator whether to request all records from PEC.**

The projected building permit rates were presented for review. **Jaci** explained the building permit costs in Ordinance #780. Second or additional inspection costs will be added before the Ordinance is brought back to Council.

The Senior Center is substantially complete as of September 30th, incurring a 21 day penalty period for Danco Construction. **Jaci** asked Council to decide what they want to do about the \$8,400 fine, keep, waive portion of or waive entire amount. Seniors will be moving in on October 15th.

MOVED BY VIGIL AND SECONDED BY NOONE TO ASSESS THE FULL AMOUNT DUE TO THE CITY AS CONFIRMED BY THE ORIGINAL CONTRACT WITH DANCO CONSTRUCTION FOR DELAY OF SUBSTANTIAL COMPLETION, 21 DAYS SPECIFIED RATE, AND REIMBURSEMENT TO THE SENIORS FOR THE ADDITIONAL CHARGE OF RENTING CHURCH FACILITY, AND WILL NOT CONSIDER PAYING THE RE-STOCKING FEE FOR THE STOVE LISTED AS NOT SPECIFIED ITEM. MOTION CARRIED.

Jaci reported that Code Red demo will be given at the next Council meeting along with quarterly reports along with a disaster walk-through.

Jaci presented Council with survey results comparing the use of city cell phones versus personal phones and receiving stipends for their use. **City Attorney Brad Jantz** said he would draw up a cell phone agreement and will double check on use of personal phone language for city use.

Council member Emmel asked about the property at 1st and Madison and recommended that the City Administrator send a certified letter every month stating count down to final eviction date. He wants it noted publicly that they have been notified.

Council member Rick Jacob asked that a cross walk be put at 125th and Commercial. **Jaci** will get with maintenance.

Brad Jantz, City Attorney, last discussion in May about alternatives and issues with drainage, watersheds. DWR discussed coming out last June, have not heard from them about a site visit. Several options, 1) continue status quo, 2) limited amount of property, don't have access can obtain easement for maintenance purposes 3) Can acquire 50 or 60 feet on either side of the line. Can condemn and purchase the tract for drainage purposes based on what was invested in dam. Council instructed Jantz to get a date from DWR and Sedgwick County regarding an on-site visit and notify Council so they can be present. **Jaci** will get a hold of Sedgwick County and Harvey County flood plain managers.

NEW BUSINESS

Kansas One Call will be brought before Council to opt out of the Charter Ordinance #27 on next consent agenda.

OLD BUSINESS

Consensus to move forward with what is presented for Ordinance #780 with addition of re-inspection fees. Bring back to October 17th meeting.

MAYOR & COUNCIL REPORTS

No reports given.

MEETING REMINDERS

October 8-10 – LKM Annual Conference/Wichita

MOVED BY EMMEL AND SECONDED BY JACOB TO ADJOURN. MOTION CARRIED .

Meeting adjourned at 9:45 p.m.

Janise P. Enterkin, CMC
City Clerk