

REGULAR MEETING; COUNCIL CHAMBERS; WASHINGTON, KANSAS; DATE: MAY 2, 2005

The Governing Body of the City of Washington, Kansas, met in Regular Session in the usual meeting place in said City on Monday, the second day of May, 2005, at 7:00 P.M. with the following members present: Mayor Travis Kier; Council Members Dawn Kramer, Meyler Gibbs, Roxanne Schottel, Jon Snapp and Tom Dragastin.

ABSENT: None.

ALSO PRESENT WERE: City Attorney Paul Monty; City Clerk Denise Powell; Bill Hays, Washington County News; Greg Metz, Street, Water and Sewer and Waste Superintendent; Karen Price, KSDS; Mark Uhlik, Housing Authority; Members of Boy Scout Troop 86: Trevor Baker, Nathan Edgar, Anthony Kuehn, Colin Baker, Brandon Hattesoehl, Ethan Tegethoff, and Rick Dean, Scout Master.

Mayor Travis Kier called the meeting to order at 7 p.m.

Mayor Travis Kier welcomed new Council Member Dr. Tom Dragastin.

Copies of the minutes of the previous regular council meeting of Monday, April 4, 2005, and adjourned minutes of Tuesday, April 19, 2005, were given to each council member for review. Council Member Meyler Gibbs made a motion to accept the minutes as written. Council Member Jon Snapp seconded the motion. Motion carried.

COUNCIL MEETING NOTES

SWEARING IN: City Clerk Denise Powell swore in new Council Member Tom Dragastin and reelected Council Members Jon Snapp and Meyler Gibbs.

MAYOR'S APPOINTMENTS: On motion by Council Member Dawn Kramer that the City Council go into executive session for approximately 15 minutes for the purpose to discuss non-elected personnel. Thereupon Council Member Jon Snapp seconded the motion. From 7:05 p.m. to 7:20 p.m. Thereupon the motion carried unanimously. On motion by Council Member Dawn Kramer that the Council reconvenes to the regular session at 7:20 p.m. Thereupon Council Member Jon Snapp seconded the motion. Motion was declared carried.

Council Member Jon Snapp made a motion to elect Dawn Kramer as president of the City Council. Council Member Meyler Gibbs seconded the motion. Motion carried.

Council Member Meyler Gibbs made a motion to accept the Mayor's appointments for one year term of City Administrator Tim Schook; City Attorney Paul L. Monty; City Clerk Denise M. Powell; City Treasurer Colleen Hillyer; Municipal Judge Terry Taylor; Fair Board Coordinator Dawn Kramer; Municipal Golf Course Coordinator Meyler Gibbs; Official City Newspaper Washington County News; two year terms of Dawn Kramer, utilities, electric, water, sewer, sewer disposal and ambulance; Tom Dragastin, streets, alleys and storm sewers; Meyler Gibbs, library, parks and recreation and C street island; Roxanne Schottel, swimming pool, city hall and Friendly Corners; and Jon Snapp, fire and cemetery. Council Member Jon Snapp seconded the motion. Motion carried.

Council Member Meyler Gibbs moved to accept the Mayor's appointments of First National Bank and United Bank and Trust as Official City Depository. Council Member Dawn Kramer seconded the motion. Motion carried. Council Member Jon Snapp abstained.

Council Member Meyler Gibbs moved to accept the Mayor's appointments of Jeff Metz, Fire Department Chief; Greg Metz, Fire Department Assistant Chief and Jeff Metz as Civil Defense Coordinator. Council Member Jon Snapp seconded the motion. Motion carried 4-1, Council Member Dawn Kramer casting the nay vote.

Council Member Roxanne Schottel moved to accept the Mayor's appointments of Beverly Finlayson and Karen Wells. Council Member Dawn Kramer seconded the motion. Motion carried.

Council Member Meyler Gibbs made a motion to accept the Mayor's appointment of Amy Anderson to the Housing Authority. Council Member Roxanne Schottel seconded the motion. Motion carried.

Council Member Jon Snapp made a motion to accept the Mayor's appointment of Bob Svanda and Mary Alice Pacey to the Tree Board. Council Member Dawn Kramer seconded the motion. Motion carried.

Council Member Roxanne Schottel made a motion to accept the Mayor's appointment of Mark Chapin and Don Wells to the Planning Commission. Council Member Meyler Gibbs seconded the motion. Motion carried.

Council Member Dawn Kramer moved to accept the appointments of Mark Chapin, Paul Monty, Rick Dean, Lynn Schneider, Jeff Brabec, Greg Laflen, Dick Powell, Kevin Beikmann, Karl Tiemeyer and the Mayor's appointment of Meyler Gibbs to the Golf Board. Council Member Roxanne Schottel seconded the motion. Motion carried. Council Member Meyler Gibbs abstained.

Council Member Roxanne Schottel moved to accept the Mayor's appoint of Denise Powell, Colleen Hillyer, Caroline Yungeberg and Tim Schook as Chamber of Commerce representatives. Council Member Meyler Gibbs seconded the motion. Motion carried.

CITY OF WASHINGTON
OFFICE OF THE MAYOR
WASHINGTON, KANSAS

Appointments recommended by the Mayor, Travis Kier, Regular meeting, May 2, 2005

Approved at the May 2, 2005 City Council Meeting

Elect president of the City Council: Dawn Kramer

Two Year Term 05-01-05 through 04-30-07

Utilities, Electric, Water, Sewer & Sewer Disposal
& Ambulance
Streets, Alleys & Storm Sewers
Library, Parks & Rec. & Island C
Swimming Pool, City Hall & Friendly Corners
Fire, Cemetery

Dawn Kramer
Tom Dragastin
Meyler Gibbs
Roxanne Schottel
Jon Snapp

One Year Term

City Administrator
City Attorney
City Clerk
City Treasurer
Municipal Judge
Cemetery Superintendent
Fire Department Chief
Fire Department Assistant Chief
Civil Defense Coordinator
Fair Board Coordinator
Municipal Golf Course Coordinator
Official City Newspaper
Official City Depository

Timothy Schook
Paul Monty
Denise Powell
Colleen Hillyer
Terry N. Taylor
Greg Metz
Jeff Metz
Greg Metz
Jeff Metz
Dawn Kramer
Meyler Gibbs
Washington County News
First National Bank & United Bank & Trust

Library Board Four Year Term (Seven Members)(May only serve two consecutive terms, then after a two year lapse may serve again.)

Beverly Finlayson	05-03-05 through 04-30-09	2 nd Term
Mary Leck	05-04-98 through 04-30-06	1 st Term
Filled unexpired term of Bill Hays from 1998-2002		
Jim McBeath	05-04-00 through 04-30-06	1 st Term
<i>Filled unexpired term of Pauline Wells from 2000-2002</i>		
Karen Wells	05-01-05 through 04-30-09	1 st Term
Rick Dean	05-01-03 through 04-30-07	1 st Term
Clifford Stewart	05-01-04 through 04-30-08	1 st Term
Betty Kastl	05-01-04 through 04-30-08	1 st Term

Housing Authority Appointment Four Year Term

Amy Anderson	04-01-05 through 03-31-09	Appointed 05-07-01
Agnes Marsteller	04-01-98 through 03-31-06	Appointed 05-04-98

Jeanette Stamm	04-01-02 through 03-31-06	Appointed 05-04-98
Jim McBeath	04-01-99 through 03-31-07	Appointed 05-01-99
Pat Linenberger	04-01-00 through 03-31-08	Appointed 05-06-00

Tree Board Three Year Term (Five Members)

Bob Svanda	05-01-05 through 04-30-08	Appointed 05-02-05
Mary Alice Pacey	05-01-05 through 04-30-08	Appointed 05-03-99
Jerry Pierce	05-01-95 through 04-30-07	Appointed 05-04-98
Greg Metz	05-03-04 through 04-30-07	Appointed 05-03-04
Ron Scott	05-01-98 through 04-30-07	Appointed 05-04-98

Planning Commission Three Year Term

Seven members within City Limits and two members outside the City within three-mile limit

Mark Chapin	05-02-05 through 04-30-08	Outside City Member
Tom Dragastin	05-01-99 through 04-30-06	
John George	05-07-01 through 04-30-06	Appointed 05-01-95
Richard Powell, Chairman	05-07-01 through 04-30-06	Appointed 05-01-95
George Clark	05-01-03 through 04-30-06	Outside City Member
Brad Owen	05-01-03 through 04-30-06	
Mike Kongs	05-01-03 through 04-30-06	
Mark Johnson	05-01-03 through 04-30-06	
Don Wells	05-01-05 through 04-30-08	Appointed 5-2-05

Golf Course Advisory Board One Year Term (10 Members)

One member will be a city council member

Mark Chapin, President	05-01-05 through 04-30-06
Paul Monty, Vice President	05-01-05 through 04-30-06
Rick Dean, Secretary	05-01-05 through 04-30-06
Lynn Schneider, Treasurer	05-01-05 through 04-30-06
Jeff Brabec	05-01-05 through 04-30-06
Greg Laffen	05-01-05 through 04-30-06
Dick Powell	05-01-05 through 04-30-06
Kevin Beikmann	05-01-05 through 04-30-06
Karl Tiemeyer	05-01-05 through 04-30-06
Meyler Gibbs, City Council Rep	05-01-05 through 04-30-06

Washington County Solid Waste Management Committee

City of Washington Representative-Permanent Position

Tim Schook	Appointed	05-01-2002
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Kansas Municipal Energy Agency Board Two Year Term

Tim Schook, Director 1	05-01-05 through 04-30-07
Terry Morse, Director 2	05-01-05 through 04-30-06

(Director 2 is a one-year term this year, changes to two-year term effective 2006)

Kansas Municipal Gas Association Two Year Term

Tim Schook, Director	Expires 08-31-05
	Two-Year Term 09-01-03 through 08-31-05
Dawn Kramer, Alternate Director	10-06-03 through 08-31-05 <i>fulfilling unexpired term of Greg Wilson</i>

League of Kansas Municipalities

Kevin Williams, Voting Delegate	Appointed 9-8-2004
Meyler Gibbs, Alternate Voting Delegate	Appointed 9-8-2004

Public Building Commission (as provided by City Ordinance No. 622)

Seven Regular Members and 4 ex officio members

One City Council Member Dawn Kramer

One County Commissioner Marcia Funke

3 City at Large Members, to be appointed for a two year term by a majority vote of the city council, subject to

removal by majority vote of the city council

One City at Large Member David Fischer 05-01-04 through 04-30-06

One City at Large Member Donald Imhoff 05-01-04 through 04-30-06

One City at Large Member Dick Powell 05-01-04 through 04-30-06

One Washington County Development Corporation Member (formerly Horizon Board Member to be appointed by

said board):

Malcolm Stamm 05-01-04 through 04-30-06

Secretary of the Administration of the State of Kansas, or the designee of the Secretary: ??????????

Four ex officio non-voting members shall be the City Attorney, the City Administrator, the Mayor and a member of the Board of Directors of Washington, Kansas Chamber of Commerce, to be appointed by said board.

City Attorney Paul Monty

City Administrator Tim Schook

Mayor Travis Kier

Chamber of Commerce Member Denise Powell, Colleen Hillyer, Caroline Yungeberg, Tim Schook

City Recreation Board 3 Year Term (3 Members)

Roberta Alexander 05-04-98 through 04-30-06

Schanah Miller 05-01-99 through 04-30-06

Caroline Yungeberg 05-01-03 through 04-30-06

STREET: Greg Metz, Street, Water and Sewer and Waste superintendent, discussed the purchase and trade in of a mower. Metz stated he would like to trade the Zipper and purchase a Grasshopper with diesel engine, 72” deck and bagger system. The Bruna Implement Company bid for the mower was \$14,150 less trade of \$2,500 plus bagger system of \$1,440 for a total cost of \$13,090. Money would be paid out as follows: \$1,000 Street; \$1,000 Cemetery; \$2,000 Park; \$3,000 Water; \$3,000 Sewer; and \$3090 Equipment Reserve. No action was taken.

Metz also reported the 44C John Deere loader has a transmission problem and was in need of repair. Metz stated he visited with a representative from Murphy Tractor, Lincoln, Nebraska, and the repairs could cost up to \$14,000. Metz had transportation cost estimates of \$95 an hour from Murphy Tractor and \$2.60 a loaded mile from Bekemeyer Enterprises, Inc. Council member Meyler Gibbs made a motion to have the loader repaired at a cost not to exceed \$14,000. Council Member Jon Snapp seconded the motion. Motion carried.

KSDS: Karen Price, CEO of Kansas Specialty Dog Service, visited the Council concerning the loan the City made to KSDS October 29, 2004. Price stated she would like to pay \$25,000 of the \$50,000 now and request the other \$25,000 be paid next year. Mayor Travis Kier informed Price the City has a new loan/lease application policy, which must be completed and returned to make the request, and at this time the conditions as set forth in the previous agreement stand.

HOUSING AUTHORITY: Mark Uhlik of the Housing Authority gave the Council a check for \$7,600 dollars. The Pilot payment is made in lieu of paying taxes and is 10 percent of the rental income less the utilities. Mayor Travis Kier asked about ditch to the south of the Housing Authority and whose responsibility it is to maintain. Uhlik stated the Housing Authority does not own that property and it probably belongs to the landowners to the south. Uhlik said

the City has always mowed it. The Housing Authority was going to spray it with 24D, said Uhlik. Council Member Jon Snapp asked how many empty units they had and Uhlik stated five at this time.

KUHLMAN BUILDING EASEMENT: On motion by Council Member Meyler Gibbs to go into executive session for approximately five minutes for the purpose to discuss attorney-client privilege. From 8:02 p.m. to 8:07 p.m. Thereupon Council Member Jon Snapp seconded the motion. Thereupon the motion carried unanimously. On motion by Council Member Dawn Kramer that the council reconvenes to the regular session at 8:07 p.m. Thereupon Council Member Roxanne Schottel seconded the motion. Motion was declared carried.

Council Member Meyler Gibbs made a motion for City Attorney Paul Monty to notify the Jones Brothers about the outcome of the survey, ask them to move the fence and reimburse the City for the cost of the survey. Council Member Roxanne Schottel seconded the motion. Motion carried.

UTILITY BILLING: City Attorney Paul Monty and City Administrator Tim Schook working on code, which was not ready for review.

NEIGHBORHOOD REVITALIZATION PLAN: City Attorney Paul Monty is to review City Administrator Tim Schook's plan and have a rough draft for review. Plan was not ready for review.

ZONING: The Council will review the zoning policy once they have completed the personnel policy.

PERSONNEL POLICY: The Council agreed to meet at 7 p.m. Monday, May 23, 2005, to continue review of the personnel policy.

SPCC: Power Plant Superintendent Terry Morse is getting cost estimates involved with becoming compliant with the SPCC plan. In July, EPA gave an 18-month extension for implementation of the SPCC. New extension dates are Feb. 17, 2006, for amending the SPCC plan and Aug. 18, 2006 for full compliance.

TELEPHONE: City Attorney Paul Monty stated he has not made contact with SBC representative Cindy Zapletal concerning franchise fees being charged to other long distance telephone providers.

LAGOON: Larry Ditmars has not returned the revised contract. The Council asked City Attorney Paul Monty to make contact with Ditmars.

TRAILER: Washington County has chosen not to enter into the contract to store their Incident Command Trailer in the Emergency Services building.

SIGNS: Council Member Dawn Kramer made a motion to equally divide the cost of the limestone rock sign at the Emergency Services building between fire and ambulance. Council Member Jon Snapp seconded the motion. Motion carried.

LANDSCAPE: Kathy Ouellette visited the Council about landscaping at the Emergency Services building and/or around Munchkinland at the city park. Republican River Chapter of Thrivent Financial for Lutherans sponsored the community project "Join Hands Day" and gave \$250. Ouellette stated that members of Good Shepherd Lutheran Church and community volunteers would do the work Saturday, May 7. Council Member Roxanne Schottel made a motion to accept Ouellette's proposal upon the approval of City Administrator Tim Schook. Council Member Jon Snapp seconded the motion. Motion carried.

PROPERTIES: Mayor Travis Kier expressed concerned about the Hubka property at 236 West Third. Council members asked City Attorney Paul Monty to work with City Administrator Tim Schook on the process of condemning the garage at the Hubka property.

Individual Council Members comments: No comments.

SUMMER EMPLOYEES: City Administrator Tim Schook left word that Nick Uhrich and Austin Stamm have been hired to work with the street department this summer. Pool employees will be Nick Durst and Brooke Dragastin, head guards; Colleen Wiechman, Rhandyl Miller, Ashley Kongs, Laurine Durst and Cody Dodd.

SIGNS: The Council reviewed the free lot sign designs by Burkhart Advertising. Cost was quoted at \$1.00 a square foot, 4x4's \$16 and 4x8 \$32. Council Member Meyler Gibbs made a motion to accept the sign proposal for the commercial, residential and industrial lots. Council Member Jon Snapp seconded the motion. Motion carried.

SURVEY: the Council reviewed a rough draft of the citizen survey. Council Member Dawn Kramer made a motion to approve the survey making one comment section at the end. Council Member Roxanne Schottel seconded the motion. Motion carried.

PICNIC: The Council was reminded the City Picnic, Golf Outing and Retirement Party for Linus Linenberger would be Friday, May 13. Tee off for golf is at 1 p.m. at Cedar Hills and the barbecue is at 6 p.m. in the city park.

SOLID WASTE: City Administrator Tim Schook's notes stated he attended the Solid Waste committee meeting and gate fees will be going up along with assessment fees. The increase due to the rise in cost in transportation fees by Hamms, the soaring price of diesel fuel and decrease of state grant funding.

FAIR BUILDING: City Administrator Tim Schook left word he has cost estimates for the heat at the fair building and he will present it at the June meeting.

ELECTRIC: City Attorney Paul Monty presented an interim contract from Aquila for Council approval. Monty stated the only change in the contract is under the current contract if the City wants to buy power rather than generate they must buy from Aquila. The new contract gives the City the right to buy power from anyone. Council Member Meyler Gibbs made a motion authorizing the Mayor to sign the Incremental Energy Agreement. Council Member Tom Dragastin seconded the motion. Motion carried.

CITY ATTORNEY COMMENTS: City Attorney Paul Monty informed the Council the Kruse deposition has been taken and the Tiemeyer deposition is coming up.

There came on for consideration an Ordinance entitled:

ORDINANCE NO. 695

AN ORDINANCE DETERMINING THE ADVISABILITY OF FINANCING THE ACQUISITION OF A GREENS MOWER AT CEDARS HILLS GOLF COURSE, WASHINGTON, KANSAS, FOR USE BY THE CITY AND APPROVING AND AUTHORIZING THE EXECUTION OF A LEASE PURCHASE AGREEMENT, WHEREBY THE CITY SHALL LEASE SAID EQUIPMENT UPON TERMS AND CONDITIONS SET FORTH THEREIN.

said Ordinance No. 695 was read in full, considered and discussed, thereupon Council Member Dawn Kramer moved for its adoption and Council Member Jon Snapp seconded the motion. Thereupon the Mayor declared Ordinance No. 695 duly adopted and passed unanimously by all Council Members present, and the Mayor directed that said Ordinance No. 695 be published in the Washington County News on Thursday, May 5, 2005 as provided by the Ordinance.

There came on for consideration an Ordinance entitled:

APPROPRIATION ORDINANCE NO. 2005-5

“AN ORDINANCE ALLOWING FOR PAYMENT OF THE CITY’S BILLS AND DEBITS.”

Thereupon on motion made by Council Member Dawn Kramer moved for its adoption, that the City Clerk is hereby authorized and directed to issue payroll Check Numbers 1992 through 2056 and warrant Check Numbers 31622 through 31722 in payment of just bills and claims against the City and debit the appropriate fund for each expenditure. Thereupon Council Tom Dragastin seconded the motion. Thereupon the Mayor declared the motion carried.

ADJOURNMENT: Council Member Meyler Gibbs made a motion to adjourn to 7 p.m. Monday, May 23, 2005. Council Member Roxanne Schottel seconded the motion. Motion carried.