

REGULAR MEETING, COUNCIL CHAMBERS; WASHINGTON, KANSAS; DATE: MARCH 3, 2008

The Governing Body of the City of Washington, Kansas, met in Regular Session in the usual meeting place in said City on Monday, the third day of March, 2008, at 7:00 P.M. with the following members present: Mayor Harold H. Jones Jr. Council Members Randy Wyatt, Justin Cordry, Tom Dragastin, Meyler Gibbs and Gene Martin.

Not present: None.

Also present were City Administrator Tim Schook; City Clerk Denise Powell; Jason Brinegar, City Attorney; Dan Thalmann, Washington County News; Rick Ensz, financial advisor and bond underwriter with Cooper, Malone & McClain; Kathy Fritz, Deputy Clerk; David Willbrant, Public Works Administrator; Commissioners Gene Helms; Allison Mueller and Marcia Funke; James Mueller, Greenleaf; Chris L'Ecuyer, Washington

Mayor Harold H Jones Jr. called the meeting to order at 7 p.m.

Xerox copies of the minutes of the previous regular meeting of Monday, February 4, 2008, adjourned meeting minutes, Feb. 7, 2008 and special meeting minutes Feb. 19 and Feb. 29, 2008, were given to each Council Member for review. Council Member Gene Martin moved to approve the minutes as written. Council Member Tom Dragastin seconded the motion. Motion carried.

#### APPROPRIATION ORDINANCE NO. 2008-03

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

Thereupon on motion made by Council Member Randy Wyatt moved for its adoption, that the City Clerk is hereby authorized and directed to issue payroll Check Numbers 4065 through 4108; warrant Check Numbers 34796 through 34885; and Wires -49 through -50 in payment of just bills and claims against the City and debit the appropriate fund for each expenditure. Thereupon Council Member Justin Cordry seconded the motion. Thereupon the motion carried.

**B STREET PROJECT:** The Council and Washington County Commissioners discussed the condition and repairs of B Street. The City and County are willing to work together and discussed funding options.

**POOL:** Council Member Justin Cordry moved to retain the services of Cooper Malone McClain as financial advisor for the pool project. Council Member Tom Dragastin seconded the motion. Motion carried.

The next step will be to identify bond counsel.

**ZONING:** City Attorney Jason Brinegar stated he will have a zoning proposal for the October or November Council meeting.

**15/36 PROJECT:** City Attorney Jason Brinegar gave an update of the 15/36 project. He informed the Council they need to assist in finding a place for the Gaines' to rent and it needs to be pet friendly.

**SEWER:** There came on for consideration an Ordinance entitled:

#### ORDINANCE NO. 720

AN ORDINANCE AMENDING CHAPTER XIII, ARTICLE 3, SECTION 309 OF THE CODE OF THE CITY OF WASHINGTON, KANSAS 1985 RELATING TO THE RATES TO BE CHARGED EACH USER OR

CONTRIBUTOR FOR THE USE OF THE SEWER SYSTEM OF THE CITY OF WASHINGTON, KANSAS said Ordinance No. 720 was read in full, considered and discussed, thereupon Council Member Randy Wyatt moved for its adoption and Council Member Meyler Gibbs seconded the motion. Thereupon the Mayor declared Ordinance No. 720 duly adopted and passed unanimously by all Council Members present, and the Mayor directed that said Ordinance No. 720 be published in the Washington County News on Thursday, March 6, 2008, as provided by the Ordinance.

City Administrator Tim Schook stated BG Consultants, Inc., is moving forward with financing through KDHE for the sewer lift station project.

**DISASTER PLAN:** Tim Schook, city administrator, stated the County has a meeting in March to update their disaster plan and the City's will encompass their plan.

**BURNING:** City Administrator Tim Schook, City Attorney Jason Brinegar and Fire Chief Mike Hattesoehl will work on an ordinance which would allow burning of zoysia grass.

**FAIR HOUSING PROCLAMATION:** The Month of April is Fair Housing Month. Council Member Meyler Gibbs made a motion authorizing the Mayor to sign the Proclamation declaring April as Fair Housing Month. Council Member Randy Wyatt seconded the motion. Motion carried.

**PERSONNEL POLICY:** Council Member Tom Dragastin made a motion to amend Article O of the personnel policy to state that all salaried employees must live within the city limits of Washington and all hourly fulltime employees live within a five mile radius of the City of Washington, any wishing to live further than a five mile radius must be approved by the Council. Council Member Meyler Gibbs seconded the motion. Motion carried.

**RESIGNATION:** Council Member Gene Martin made a motion to accept the resignation of City Administrator Tim Schook effective on or around April 25, 2008. Council Member Justin Cordry seconded the motion. Motion carried.

**SUMMER HELP:** Council members discussed hiring up to four summer employees for the summer of 2008 as long as this doesn't set a standard as in the past only two have been hired.

**CROSSROADS WIRELESS:** Council Member Justin Cordry made a motion to enter into a lease agreement with Corssroads Wireless Holding, LLC at a rate of \$900 per month plus 5% renewal. Council Member Randy Wyatt seconded the motion. Motion carried.

**OLD AIRPORT HANGAR:** Council members asked City Attorney Jason Brinegar to draw up a lease for Tim Pinnick where his Quonset sets on city property.

**SAFE ROUTES TO SCHOOL:** Council Member Tom Dragastin moved to adopt Resolution 2008-3. Council Member Justin Cordry seconded the motion. Motion carried.

Whereas, Resolution 2008-3, A RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF WASHINGTON, KANSAS, TO SUBMIT AN APPLICATION TO THE KANSAS DEPARTMENT OF TRANSPORTATION FOR USE OF SAFE ROUTES TO SCHOOLS FUNDS SET FORTH BY SAFETEA-LU FOR THE SAFE ROUTES TO SCHOOLS PROJECT IN WASHINGTON, KANSAS, AND AUTHORIZING THE MAYOR TO SIGN THIS APPLICATION.

**HOUSING DEMOLITION:** Council members signed an application for housing demolition for Billy Shaffer's house located at 213 North B Street. Tim Schook, city administrator, stated he is waiting on the bid for an excavator.

**INDUSTRIAL PARK FARM GROUND:** Raymond Bott informed City Administrator Tim Schook the land adjoining the city's industrial park is to be auctioned.

**ECONOMIC DEVELOPMENT:** Washington County Development Corporation president has visited with Tim Schook, city administrator, about a business wishing to locate at the city's industrial park. Schook stated he is being told the company would like to do a lease purchase similar to what was done with Bradford Built. Schook said he has asked that the individual contact him and also asked for a business plan.

Brad and Donna Portenier would like the land north of their main shop and west of the paint shop. Schook stated he anticipates Portenier's paying of their lease purchase and would like that land deeded to them. Council members agreed they will continue to work with them.

**ELECTRIC:** No action was taken by the Council on drawing up an energy savings program involving buying compact fluorescent light bulb at \$2.13 each.

City Administrator Tim Schook updated the Council on EMP2. Schook stated the base load contract is finished and on its way for the KCC for approval. KMEA will be drafting contracts with each city for their portion of this 30MW of base load.

Council Member Randy Wyatt made a motion to approve the EMP2 Participant Escrow Agreement. Council Member Meyler Gibbs seconded the motion. Motion carried. This agreement is for the deposit required by

M&I Bank for the 10% deposit (of the largest yearly bill) letter of credit required so that there will be no chance of any penalties in the future. City of Washington's share will be \$15,000.

Schook reported Line Superintendent Barry Finlayson is currently pricing wood, steel and concrete poles to put along Highway 36 as part of the 15/36 project.

DIGGER TRUCK: According to Tim Schook, city administrator, Line Superintendent Barry Finlayson would like to continue looking for a digger truck with a price range in mind. The Council stated they would like a bargain.

WIND GENERATION: An ordinance for wind generation regulations will be ready for the April Council meeting according to City Administrator Tim Schook.

WATER: Stage 1 disinfection rule/plan has been in place for several years according to Tim Schook, city administrator. However, Schook is not sure if it was ever formally adopted by the council. Council Member Randy Wyatt made a motion to adopt Stage 1 Disinfection Rule/Plan for Water. Council Member Meyler Gibbs seconded the motion. Motion carried

STREET: The transmission is out of the 1991 International dump truck. Street Superintendent Greg Metz has pulled it out and sent it to Inland Truck for repair. The approximate cost for repair will be \$3,500. Metz would like to change the rear gear so the transmission will be under less stress.

EQUIPMENT: Council Member Gene Martin made a motion to spend up to \$4,240 for a sweeper and milling attachment from Kansas Surplus. Council Member Justin Cordry seconded the motion. Motion carried.

INDIVIDUAL COUNCIL MEMBER COMMENTS: Council Member Randy Wyatt asked about when the second limb pickup from the ice storm will be completed. Schook stated he hoped it would be completed by the end of March. Wyatt also asked about the sirens. The sirens are up but the radio controllers are not in.

Council Member Justin Cordry stated some residents on the west side of town have been having problems with their water. Schook stated he would look into the issue.

Mayor Harold H. Jones Jr. had a letter from Dana and Jay Kern who would like the free lot on west fourth street. A formal application must be filed for the council to review.

.EXECUTIVE SESSION: On motion by Council Member Meyler Gibbs that the City Council go into executive session for approximately 5 minutes for attorney-client privilege. From 10:50 p.m. to 10:55 p.m. Council Member Randy Wyatt seconded the motion. Thereupon the motion carried unanimously.

On motion by Council Member Meyler Gibbs that the Council reconvenes to the regular session at 10:55 p.m. Thereupon Council Member Randy Wyatt seconded the motion. Motion carried.

Council Member Meyler Gibbs asked City Administrator Tim Schook if he was still attending the Certified Public Manager Program. Schook stated he was and the City of Washington will not have to pay for the class.

ADJOURNMENT: Council Member Meyler Gibbs moved to adjourn. Council Member Tom Dragastin seconded the motion. Motion carried.