

Osawatomie, Kansas. **February 9, 2017.** The Council Meeting was held in Memorial Hall. Mayor Govea called the meeting to order at 6:30 p.m. Council members present were Dickinson, Hunter, Hampson, LaDuex, Maichel, Walmann and Wright. Also present was City Manager Don Cawby, City Attorney Dick Wetzler and City Clerk Tammy Seamands. Members of the public were: Interim Police Chief David Ellis, Interim Assistant Police Chief David Stuteville, Public Safety Officer Joseph Hawk, Detective William Bradshaw, Dave Peterson with JEO Consultants, Dan Macek, Brenda Haight, Dean Inscore, LeaAnn McGuire, Dillon McGuire, Brandon Law, Seresa Law and Charity Keitel with Miami County Republic.

**INVOCATION.** Brenda Haight, Vineyard of Hope

**CONSENT AGENDA.** **Motion** made by Hunter, seconded by LaDuex to Approve the Consent Agenda as presented. Yeas: All.

**COMMENTS FROM THE PUBLIC.**

Brenda Haight, with Vineyard of Hope mentioned that they changed their service times at the church to 10 a.m. and 6 p.m. Also, one of their goals is the help the community with their needs, as well as their spiritual needs.

Dean Inscore, 212 Brown Ave, advised the council that he has noticed there are a lot of older homes starting to be torn down in town, but nothing new is coming up. He wants the council to consider financial incentives such as permits and utilities to possibly help bring in new growth.

**PRESENTATIONS.** None.

**PUBLIC HEARINGS.** None

**UNFINISHED BUSINESS.**

**ELECTRIC GENERATION PROJECT – JEO PRESENTATION AND PROJECT UPDATE.** Dave Peterson, with JEO Consultants, updated the council on the project while he was in town for bid openings on the construction of 9<sup>th</sup> Street Substation. No Action Taken.

**DEED LAND TO TRI-KO.** City Manager Cawby advised the Council that we now have a legal description and survey for the property, but the return deed of dedication for the right of way is not complete. He is recommending to approve the deed subject to a signed deed of dedication for the right of way. **Motion** made by LaDuex, seconded by Hampson to Approve the Deed Land to Tri-Ko Subject to a Signed Deed of Dedication for the Right of Way. Yeas: All.

**NEW BUSINESS.**

**COUNCIL VACANCY – NOMINATING COMMITTEE REPORT.**

COUNCIL VACANCY – APPOINTMENT TO VACANT WARD 2 COUNCIL SEAT.

The nominating committee, comprised of Mayor Govea, President Hunter and Ward 2 Councilman Kirk Wright, met to consider candidates. The committee nominated Dan Macek to fill the vacancy on Ward 2. **Motion** made by Hunter, seconded by Wright to Approve the Appointment to Dan Macek for Ward 2. Yeas: All.

City Clerk, Tammy Seamands, administered the Oath of Office to Councilman Dan Macek.

RON'S COUNTRY MARKET – REQUEST FOR DEPOSIT REFUND. Skipped over until after Item 10.F. City Manager Cawby spoke, in the absence of Ron Kleier, to explain Ron's request. Ron contacted the City to ask if the City would be able to speed up the return of his utility deposit to be used for operations. City Manager Cawby reported that he explained to Ron the deposit was based on the utility history of the building prior to his purchase and that based on the current equipment and billing it looks like his bills are less. Cawby told the Council he offered a decrease in deposit from \$9,700 to \$8,000, which Cawby is authorized to do. However, Cawby informed Ron that he would need to go before the Council to request a departure for the billing policies and explain the request to receive the full amount. City Manager reported to the Council that Ron said he would like to be on the next agenda to ask for the full amount and to delay any action on the \$1,700 reduction in the deposit. The Council took no action as Ron Kleier did not attend the Council meeting.

2017 GOLF COURSE CONTRACT – GREATLIFE GOLF AFFILIATION. City Manager Cawby explained that Bryan Minnis with Maxim Golf, has been providing us with contract general management services for the last two years. Mr. Minnis is now working with GreatLIFE Golf and Fitness providing the same services. Cawby reviewed benefits and changes of the new proposed contract with GreatLIFE. **Motion** made by Maichel, seconded by Hampson to Approve the Contract as Presented. Yeas: All.

2016 PRELIMINARY FINANCIALS. City Manager Cawby briefly reflected on each fund to explain the ending balances. General Fund is in good shape, the ending balance was increased by \$152,000 over the 2016 estimate. Water Fund balance was at \$59,000 over the revised estimate. Electric Fund balance was to increase, but yet stayed flat, due to a lot of changes in the year. Employee Benefit Fund came out about even. Street Improvement Fund balance increased about \$36,000 due to a reimbursement related to the planning of the Main Street Phase II Project. Sewer Fund finished with a \$153,000 balance. Golf Course Fund ended the year with a positive balance.

REQUEST TO PURCHASE POLICE CAR FROM KANSAS HIGHWAY PATROL. Interim Police David Ellis presented to the Council current issues that the department has with their vehicles and equipment. The 2017 budget of \$30,000 was going to be used to purchase a new Ford Explorer, but the cost to purchase new came in around \$39,000. Interim Chief David Ellis then decided they would purchase a used patrol unit from the Kansas Highway Patrol (KHP), with 49,000 miles, but later on found out it was not going to be available until August 2017. Based on these issues, Ellis proposed purchasing a used 2014 Dodge Charger from the KHP that would be within the \$30,000 budget and available almost immediately. Council

discussed options of used vehicles vs. new vehicles. **Motion** made by Walmann, seconded by Wright to Purchase a New Ford Explorer and Equipment with a \$40,000 cap. Yeas: 7. Nays: 1.

### **COUNCIL REPORTS.**

Dan Macek mentioned there was 145 days until the 4<sup>th</sup> of July, he's working on the firework stuff.

Lawrence Dickinson was not at the last meeting and missed the new officers, so will stop by to introduce himself.

Ted Hunter mentioned that someone has told him that it's interesting that we don't have cops, we have police officers.

Nick Hampson jokingly mentioned he thought the Council should drive the new Ford in the parade.

Tamara Maichel wanted to thank everyone for allowing her to serve 10 years with the council.

### **MAYOR'S REPORT.**

Rural Fire Board is going to a budget and looking at their water rescue team. Heard someone say that Osawatomie has had more taken place in the last 18 months, than they have in the last 18 years and it made him feel good.

### **CITY MANAGER'S REPORT.**

Notified from the State that Silver Coatsm a program that helps with levee engineering assistance, are going to come in and help us do some work on the levee. We will have a meeting in the next couple of weeks and we will put something together to present after that.

Progress of Casey's and the Dollar General Store is going pretty fast with just a couple issues they have come across.

### **EXECUTIVE SESSION.**

**Motion** made by LaDuex, seconded by Maichel to go into Executive Session for the purpose of discussing Non-Elected Personnel including the Mayor, City Council, City Attorney, and City Manager for 10 minutes ending at 8:24 p.m.

### **OTHER DISCUSSION/MOTIONS.**

**Motion** made by Hunter, seconded by LaDuex to adjourn. Yeas: All. Mayor declared the meeting adjourned at 8:26 p.m.

/s/ Ashley Kobe  
Ashley Kobe, Deputy City Clerk