

OSAWATOMIE CITY COUNCIL
AGENDA

June 11, 2009

7:00 p.m., Memorial Hall

1. Call to order
2. Roll Call
3. Pledge of Allegiance
4. Consent Agenda

Consent Agenda items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action

 - A. Approve Minutes of May 14 and May 28 City Council Meetings
 - B. Approve June 11 Agenda
 - C. Appropriation Ordinances 09-9 & 09-10
5. Comments from the Public; Presentations

Citizen participation will be limited to 5 minutes. Please stand & be recognized by the Mayor

 - A. Presentation of the 2008 Audit
6. Public Hearings
 - A. CDBG Grant Application for Osawatomi Public Library Improvements
7. Unfinished Business
 - A. Approve Change Order No. 14 For Sewer Improvement Grant
 - B. Approve Invoices for Sewer Improvement Grant – Request No. 37
 - C. Approve Pay Request No. 10 for Housing Development Grant Program
 - D. Joint Resolution Consolidating the Operations, Procedures and Functions of the Osawatomi Public Library and the City Of Osawatomi
8. New Business
 - A. Appointments
 - B. Consider Approval of Fireworks Stands & Display
9. Council Reports
10. Mayor's Report
11. City Manager's Report
12. Executive Session – none
13. Adjournment

REGULAR MEETING & WORK SESSION – June 25, 2009

REGULAR MEETING – July 9, 2009

Osawatomie, Kansas. May 14, 2009. The Council meeting was held in Memorial Hall. Mayor Dudley called the meeting to order at 7:00 p.m. Council members present were Dalton, Hunter, LaDuex, Maichel, Moon and Walmann. Absent were Kaempfe and Klein. Also present were City Manager Glendening, City Attorney Wetzler and City Clerk Elmquist. Visitors were Vickie Bechtel, Jasten Bechtel, Grady & Cinda Atwater, Tammy Walmann, Web Hawkins, Robert Kerr, Debra Ratley, Pat Butler, Anita Bomgardner, Jan Sanders, and Kevin Gray.

CONSENT AGENDA. Approval of the minutes of April 9 and Meeting, approval of May 14 Agenda, and approval of Appropriation Ordinances 09-7 & 09-8. Motion made by Hunter, seconded by Dalton to approve the minutes of April 9 Meeting and approve the May 14 Agenda. Yeas: All.

Public Participation; Presentations: None

Public Hearings: None

Unfinished Business:

APPROVE INVOICES FOR SEWER IMPROVEMENT GRANT – REQUEST NO. 36. Motion made by LaDuex, seconded by Maichel to approve Request No. 36. Yeas: All.

APPROVE PAY REQUEST NO. 9 FOR HOUSING DEVELOPMENT GRANT PROGRAM. Motion made by LaDuex, seconded by Hunter to approve Pay Request No. 9. Yeas: All.

New Business:

ELECTION RESULTS – ADMINISTER OATH OF OFFICE. City Clerk Elmquist reported the certified election results and administered the oath of office to Dudley, Hunter, Moon, Ratley, and Walmann.

Philip A. Dudley	Mayor	279 votes
Ted Hunter	Council Ward I	46 votes
Mike Moon	Council Ward II	78 votes
Jeffrey D. Walmann	Council Ward III	129 votes
No Nomination	Council Ward IV	
Larry Ratley (WI)	Council Ward IV	8 votes
Dwight Francis (WI)	Council Ward IV	7 votes
Mike Talley (WI)	Council Ward IV	5 votes

Osawatomie Question Submitted – Storm Water Utility 144 yes votes 243 no votes

ELECT COUNCIL PRESIDENT AND VICE-PRESIDENT. Dudley opened nominations for Council President. Hunter was nominated. Motion made by LaDuex, seconded by LaDuex to close the nominations. Yeas: All. Motion made by LaDuex, seconded by Walmann for Ted Hunter as Council President. Yeas: All. Mayor Dudley opened nominations for Council Vice-President. LaDuex was nominated. Motion made by Walmann, seconded by Maichel for Karen LaDuex as Council Vice-President. Yeas: All.

APPROVE OFFICIAL CITY NEWSPAPER. Motion made by Maichel, seconded by Dalton to approve the Osawatomie Graphic as the official City newspaper. Yeas: All.

APPROVE OFFICIAL CITY DEPOSITORIES. Motion made by Moon, seconded by Walmann to approve First Option Bank, Great Southern Bank, and Landmark National Bank as official City depositories. Yeas: All.

APPOINTMENTS. None

DISCUSSION OF "GREEN INITIATIVES". Mayor Dudley would like the Council to think about. Deals with encouraging conservation, planting of trees, horticulture, coming up with better viable solutions for landfills, and waste matters. In discussions with the County about recycling pickup once or twice a year. They will be putting together a policy statement and will bring back to Council.

Council Members' Concerns/Issues:

Dalton: Rachel Dalton Memorial Golf Tournament will be held this Saturday. Proceeds go to a memorial fund for high school scholarship.

Hunter: This afternoon about 4:00 there was an emergency down the street. The emergency staffs were there within 5-6 minutes and everything ran very efficiently.

LaDuex: Very exciting things are happening at the Library. An architect gave a presentation to the Library Board on the improvements project. His initial suggestion was that the expansion include more than the basement and consider adding onto the front of the Library as well as the rear. The expenditure could be as large as \$1 million. A grant is being applied for with matching funds required. The grant only pays for capital improvements not books, furniture, or anything inside the Library. There have been two events at the Library presented through the Kansas Humanities Council. Unfortunately the support of the community was not what the Board wished. Urged the Council to attend events because they need to model things they want the community to do.

Walmann: He did attend one of the presentations at the Library.

Ratley: The second anniversary of the flood is coming up. Some people still in a world of hurt; they lost everything in the flood. Wants to make sure help is given to those still in need.

Maichel: The City crews that worked during the last rains did an excellent job. They were on top of it to control the water so that it would not come over the top of the levee.

Mayor's Report:

Attended the mayor's conference last weekend.

The City's 5th annual Arbor Day activities were held May 2. The City was again designated as a Tree City USA. This Saturday about 50 trees will be planted between 7th Street and the railroad tracks. The Girl Scouts have worked very hard to renovate the South Street park. LaDuex has offered to purchase the trees.

There have been discussions about rededicating the park on South Street. LaDuex suggested naming it Anna January since she was instrumental in John Brown Park and the John Brown statue.

The City crews and City Manager did an outstanding job of staying on top of the flood.

City Manager's Report:

Had nothing further to add to the City Manager's Report other than what was in the Council packet.

EXECUTIVE SESSION – CONSULTATION WITH CITY ATTORNEY WHICH WOULD BE DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP. Motion made by LaDuex, seconded by Hunter at 7:25 p.m. to recess into executive session for consultation with city attorney which would be deemed privileged in the attorney-client relationship for a period of 30 minutes. Yeas: All. The City Manager, City Attorney and City Clerk were present for the first 5 minutes. The Osawatomie Public Library Board and Executive Director were present for the remainder of the session. Meeting reconvened at 7:50 p.m. No action taken.

Motion made by Maichel, seconded by Hunter to add to the agenda the interlocal agreement with the Library and authorize the Mayor to sign the interlocal agreement regarding the City and the Osawatomie Public Library. Yeas: All. The agreement consolidates the management and operation of the Library. The City will provide financial management and supervision of all Library employees. The Library Board will act in an advisory capacity to the Executive Director of the Library.

EXECUTIVE SESSION – EMPLOYER-EMPLOYEE RELATIONS AND NEGOTIATIONS. Motion made by Hunter, seconded by Dalton at 8:06 p.m. to recess into executive session for employer-employee relations and negotiations for a period of 5 minutes. Yeas: All. The City Manager and City Attorney were present. Meeting reconvened at 8:15 p.m. No action taken. Motion made by LaDuex, seconded by Walmann at 8:15 p.m. to recess into executive session for an additional period of 10 minutes. Yeas: All. The City Manager and City Attorney were present. Meeting reconvened at 8:25 p.m. No action taken.

Motion made by Hunter, seconded by Moon to adjourn. Yeas: All.

Ann Elmquist, City Clerk

Osawatomie, Kansas. May 28, 2009. The Council meeting was held in Memorial Hall. Mayor Dudley called the meeting to order at 7:30 p.m. Council members present were Hunter, Kaempfe, LaDuex, Maichel, Moon, and Ratley. Absent were Dalton and Walmann. Also present were City Manager Glendening, City Attorney Wetzler and City Clerk Elmquist. Visitors were Sonya Brightwell, Jason & Sandra Burgoon, Web Hawkins, and Jeff Gulley.

APPROVAL OF AGENDA. Motion made by Hunter, seconded by Kaempfe to approve the agenda. Yeas: All.

CONSIDER REZONING ORDINANCE FOR 34110 W. 359TH. The Planning Commission held a public hearing May 6 and recommended approval. Motion made by LaDuex, seconded by Hunter to approve Ordinance No. 3664. Yeas: All.

CONSIDER SPECIAL USE PERMIT FOR 600 BLOCK OF BROWN – FARMERS MARKET. The Planning Commission held a public hearing May 6 and recommended approval. Motion made by LaDuex, seconded by Hunter to approve Ordinance No. 3665. Yeas: All.

CONSIDER SPECIAL USE PERMIT FOR 700 PARKER – DAY CARE FACILITY. The Planning Commission held a public hearing May 6 and recommended approval. Motion made by LaDuex, seconded by Hunter to approve Ordinance No. 3666. Yeas: All.

CONSIDER FINAL CHANGE ORDER FOR 2007 STREET IMPROVEMENTS AND FINAL PAY REQUEST FOR 2007 AND 2008 STREET IMPROVEMENTS. Change Order No. 3 reflects a decrease of \$6,738.61. The decrease reconciles the new sidewalk damaged by the contractor. Motion made by Hunter, seconded by LaDuex to approve Change Order No. 3. Yeas: All. Motion by Kaempfe, seconded by Maichel to approve 2007 Street Improvements Pay Request No. 7 - Final. Yeas: All. Motion by Moon, seconded by LaDuex to approve 2008 Street Improvements Pay Request No. 4 - Final. Yeas: All.

Motion made by Hunter, seconded by Moon to adjourn. Yeas: All.

Ann Elmquist, City Clerk

Record of Ordinances

ORDINANCE NO. 9-09

DATE WARRANTS ISSUED:
May 31, 2009

Page No. 1

AN ORDINANCE MAKING APPROPRIATION FOR THE PAYMENT OF CERTAIN CLAIMS.

Be it ordained by the Governing Body of the City of Osawatomie, Kansas

Section 1. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the city treasury the sum required for each claim.

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
Payroll 05/08/09			86,222.17
Payroll 05/22/09			92,997.60
FICA 05/08/09			6,269.10
FICA 05/22/09			6,787.42
KPERS			8,413.46
City of Osawatomie	petty cash reimbursement	1210	2,889.53
Crawford Sales	Budweiser	22602	214.30
Kansas State University	containerized eastern red cedar	33603	50.00
MidWest Distributors	Miller, Coors	33604	108.87
Miami County Treasurer	vehicle registration & renewals	33605	61.50
Aetna	health insurance	33724	29,998.30
Beachner Grain, Inc.	fish food, fertilizer	33725	847.08
City of Osawatomie	utilities	33726	10,723.59
Delta Dental	dental insurance	33727	3,227.64
Kansas City Wilbert Vault	grave openings	33728	3,790.00
Suddenlink	internet	33729	59.95
Vision Service	vision insurance	33730	884.14
Brad Waggoner	Pro Shop	33731	586.45
Yamaha Motor Corp.	golf cart lease	33732	1,020.00
Crawford Sales	Budweiser	33733	179.50
MidWest Distributors	Miller, Coors	33734	100.80
Suddenlink	internet	33735	79.11
Holderman Printing	name plate - Ratley	33736	14.00
Visa	scrubs, ups	33737	255.54
L & K Services, Inc.	refuse	33738	31,098.02
Lybarger Oil, Inc.	fuel	33739	4,701.52
Crawford Sales	Budweiser	33740	329.20
MidWest Distributors	Miller, Coors	33741	75.93
AT&T	RTU's	33742	216.85
Cullum & Brown of K.C.. Inc.	digester blower	33743	2,260.00
Kansas City Power & Light	services	33744	697.05
Kansas Dept. of Revenue	sales tax	33745	10,236.97
Kansas Gas Service	power plant	33746	34.62
Lybarger Oil, Inc.	fuel	33747	2,295.59
Reserve Account	postage meter	33748	1,199.70
Ricoh Americas Corp.	copier lease	33749	304.44
Division of Accounts	audit report filing	33750	150.00
Crawford Sales Company	Budweiser	33751	250.10
Midwest Distributors	Miller, Coors	33752	134.40
BG Consultants, Inc.	2006 St. Imp. Consulting services	33753	9,201.75

Record of Ordinances

ORDINANCE NO. 9-10

DATE WARRANTS ISSUED:
June 11, 2009

Page No. 1

AN ORDINANCE MAKING APPROPRIATION FOR THE PAYMENT OF CERTAIN CLAIMS.

Be it ordained by the Governing Body of the City of Osawatomie, Kansas

Section 1. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the city treasury the sum required for each claim.

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
ACS Firehouse Software	support contract	33774	312.50
Airgas Mid South	oxygen cylinder	33775	36.97
Altec Parts	arm accessory, clamp	33776	1,701.89
Am Safety Utility Corp.	pliers, wrench ratchet	33777	122.30
Am Textile Mills, Inc.	towels, grease wipes	33778	340.95
Arlan Company, Inc.	pool chemicals, caulk	33779	4,112.90
Beckman Motors, Inc.	switches	33780	156.49
BG Consultants, Inc.	consulting services	33781	32,632.75
Board of Police Commissioners	alert system user charges	33782	28.04
Bollings Bargain Bonanza	flood lights, tape	33783	71.35
Brewer's Automotive Repair	head light, tube	33784	35.45
Void		33785	-
Void		33786	-
Brown's Hardware	banding, parts	33787	1,295.26
BTU Services, Inc.	drain line opener	33788	477.94
C & G Merchants Supply, Inc.	supplies - Bogey's	33789	372.59
Certifion Corporation	entersect Police online	33790	79.00
Champion Brands LLC	oil, plugs, supplies	33791	472.01
Champion Publishing	ad - souvenir paper	33792	250.00
Continental Analytical Services, Inc.	analytical services	33793	800.00
Crash Technology Group	computer	33794	974.47
Cullum & Brown of K.C.. Inc.	7 mp blower	33795	5,458.24
Diamond Vogel Paint Center	traffic paint	33796	390.50
Electronically Speaking	batteries	33797	19.46
Evco Wholesale Food Corp.	gatorade, hot dogs	33798	741.81
Richard M. Fisher Jr. LLC	court appointed attorney	33799	250.00
Fishnet Security	security tokens	33800	305.04
Five A Farm and Supply	chainsaw, sharpen chains	33801	463.16
Galls, Inc.	duty belt	33802	55.96
Gerken Rental	portable restrooms	33803	268.00
Goodyear Wholesale Tire Centers	tires	33804	200.68
Grass Pad, Inc.	field conditioner, athletic field marker	33005	323.95
Graybar	meter, pedestal	33086	1,278.13
Green Country Soils, Inc.	mulch	33807	50.00
Hach	water testing chemicals	33808	708.52
Hogeye, Inc.	souvenir coins	33009	826.00
Holman Hansen & Colville P.C.	City Prosecutor, Municipal Matters	33810	6,035.90
Hunt Martin Materials	rock	33811	1,490.34
Interpreting Solutions	Spanish interpreting services	33812	146.00
JCI	flow meter	33813	480.00

Record of Ordinances

DATE WARRANTS ISSUED:
June 11, 2009

Page No. 2

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
K & T Auto	A/C compressor	33814	614.16
K.C.. Bobcat	filters	33815	94.59
Kansas Animal Health Dept.	dog pound license	33816	200.00
Kansas Electric Coop. Inc.	safety meeting	33817	1,300.00
Kansas One Call Concepts	locates	33818	49.20
Kansas State Treasurer	training funds	33819	529.00
Killough Construction, Inc.	asphalt, sand	33820	746.79
Kincaid Ready Mix	concrete	33821	2,085.88
Kokepelli Nursery	trees	33822	4,048.75
Kriz Davis Co.	meter	33823	225.00
League of Kansas Municipalities	seminars	33824	235.00
Lesco	pesticides	33825	602.90
Louisburg Ford Sales, Inc.	relay, fuel filter assy.	33826	114.30
Louisburg Tractor Boyz	oil filter	33827	20.50
Lowenthal Singleton Webb & Wilson	progress billing on audit	33828	15,480.00
Metrotech	parts for water locator	33829	308.45
Mi. County Internet Onramp	internet	33830	19.95
Miami County Extension	soil test for sludge report	33831	8.00
Miami County Sheriff's Office	prisoner care	33832	800.00
Miami Lumber, Inc.	lumber	33833	65.70
Void		33834	-
Moon's IGA	supplies	33835	253.57
Navrat's	copy paper, utility bills	33836	1,608.50
Void		33837	-
NPG Newspapers	ads, railroad day inserts	33838	1,326.06
Oil Patch Pump & Supply, Inc.	nipple	33839	19.96
Olathe Winwater Works	water line parts	33840	728.52
OMB's Express Police Supply	shirt	33841	60.98
Pepsi Cola	Pepsi	33842	321.16
Petersen Plumbing	camera inspection - pool	33843	300.00
Quill	office supplies	33844	196.10
R.M.I Golf Carts	golf cart rental	33845	2,256.12
Read It Free	ads, railroad day inserts	33846	112.50
Ricoh Americas Corp.	toner	33847	80.14
GS Robins and Company	polymer, fluoride	33848	2,650.50
Rural Water District No. 1	services	33849	140.96
Rural Water District No. 3	ETI water	33850	17.25
Schendel Pest Services	termite inspection, pest control	33851	400.86
Simmons Gun Specialties, Inc.	restocking fee	33852	25.00
Debbie Talley	Memorial Hall janitorial	33853	375.00
Thompson Pump & Mfg. Co., Inc.	fan belt	33854	130.36
Topeka Sod Farm	green aeration	33855	1,000.00
Tri County Ice	car wash tokens, ice machine	33856	250.00
Twenty Acre Woods	mowing weed lots	33857	75.00
Van Wall Equipment	mower repaired	33858	386.73



CITY OF OSAWATOMIE
 439 Main Street
 PO Box 37
 Osawatomie, KS 66064
 913-755-2146

**HOUSING DEVELOPMENT
 KHRC HOUSING DEVELOPMENT GRANT PROGRAM
 PAYMENT REQUEST
 June 11, 2009
 Payment Request No. 10**

Claimant	Description	Document Number	Amount
Woodco, Inc. PO Box 350 Republic, MO 65738	Public infrastructure for Appenfeller Drive (offsite)	ACP #10 5/30/09	\$ 27,559.24
Woodco, Inc. PO Box 350 Republic, MO 65738	Infrastructure for Woodland Hills apts. (sitework)	ACP #9 5/30/09	\$ 22,460.04
BG Consultants, Inc. 1405 Wakarusa Drive Lawrence, KS 66049	engineering design engineering inspection	5/28/09	\$ 191.00
City of Osawatomie	BG Consultants construction observation reimb City payment	10/15/08 ck #32213	\$ 2,518.50
City of Osawatomie	BG Consultants construction observation reimb City payment	12/15/08 ck #32575	\$ 3,484.50
	TOTAL		\$ 56,213.28

Approved for payment by the Osawatomie City Council this 11th day of June, 2009.

Philip A. Dudley, Mayor

RESOLUTION NO. _____

A JOINT RESOLUTION CONSOLIDATING THE OPERATIONS, PROCEDURES AND FUNCTIONS OF THE OSAWATOMIE PUBLIC LIBRARY AND THE CITY OF OSAWATOMIE PURSUANT TO K.S.A. 12-3903.

WHEREAS, the Governing Body of the City of Osawatomie, Kansas and the Osawatomie Public Library Board have each agreed that it is their mutual desire to consolidate their operations, procedures and functions so as to provide the best possible library service to the Osawatomie community; and

WHEREAS, for many years the City of Osawatomie and the Osawatomie Public Library have operated cooperatively to serve the interests of the residents of the City of Osawatomie; and

WHEREAS, the City of Osawatomie and the Osawatomie Public Library have determined that duplication exists in the operations, procedures and functions relating to the operation of the Library and that certain operations, procedures or functions of the Library can be more efficiently and effectively exercised or provided as a consolidated activity performed as set forth hereinafter; and

WHEREAS, it is desirable and in the best interests of both entities to allocate responsibility for operations efficiently; and

WHEREAS, K.S.A. 12 -3903(a) authorizes consolidation of operations, procedures and functions of the two entities;

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OSAWATOMIE, KANSAS and by the BOARD OF THE OSAWATOMIE PUBLIC LIBRARY:

SECTION 1. The parties agree that in order to provide the best possible service to the citizens of the City of Osawatomie, it is necessary for the parties to consolidate the management and operation of the Osawatomie Public Library. Furthermore, both parties acknowledge that the current arrangement and relationship of the Library Board to the City of Osawatomie should be more clearly defined.

SECTION 2. The parties further agree that the City shall provide for the financial management and supervision of all employees of the Osawatomie Public Library. The Library Board agrees, except as provided by this agreement, to relinquish the duties and powers set forth in K.S.A. 12-1225 and by this agreement assigns such duties to the City of Osawatomie. The City of Osawatomie by this agreement accepts assignment of such duties and assumes responsibility for performing such duties which are to be performed by the City under the supervision and direction of the City Manager. The Executive Director of the Library and other staff shall be employees of the City of Osawatomie. The Library Board, from the date of

execution of this resolution will act in an advisory capacity to the Executive Director of the Osawatomie Public Library but shall retain the right to repeal this resolution at the time and in the manner specified herein if it shall determine that the best interests of the citizens of the City of Osawatomie are not being served by continuation of this consolidation.

SECTION 3. This resolution may be reviewed from time to time as the Library Board and the Governing Body of the City of Osawatomie deem necessary. This resolution may be repealed at any time by either party, in its sole discretion, at such time as it may determine that such termination would benefit the community as a whole. Any such termination shall be in writing and shall be given not less than six months before the end of the then current fiscal year of the City.

SECTION 4. All funds currently held by the Osawatomie Library Board shall, upon the execution of this agreement, be deposited in the City of Osawatomie's Library Fund, to be spent on the operation of the Osawatomie Public Library only. Beginning immediately upon approval of this resolution, the City Manager shall be responsible for all revenues and expenditures of the Osawatomie Public Library. During the term of this agreement, the Library shall be considered and operate as a department of the City of Osawatomie and shall have adequate funds budgeted for it, as recommended by the City Manager who shall balance the needs of other departments and the availability of adequate resources when recommending future budgets to the Governing Body of the City of Osawatomie.

SECTION 5. This Resolution shall take effect on approval by both of the parties.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, this 14th day of June, 2009.

APPROVED AND SIGNED by the Mayor.

By: _____
Phil Dudley, Mayor

Attest: _____
Ann Elmquist, City Clerk

PASSED AND APPROVED by the Osawatomie Public Library Board, Osawatomie, Kansas, this _____ day of June, 2009.

APPROVED AND SIGNED by the Chairman of the Board.

By: _____
Sarah Dorsett, Chairwoman

Attest: _____
Jan Sanders, Secretary

NEW BUSINESS

8.A. Appointments

VACANCIES:

Recommendations

Board of Zoning Appeals
Planning Commission

Growth Area
Growth Area – 2

8.B. Consider Approval of Fireworks Stands & Display

The following fireworks vendors are requesting approval of the Council:

Moon's Discount Fireworks
701 6th Street

Mike Moon
701 6th Street

Dale & Jo's Discount Fireworks
1306 6th Street

Dale Shay
former Quality Oil

Eddie's Discount Fireworks
504 Oscar

Eddie Shay
west of Dr. Barden's office on East Main

J & C Fireworks
605 O'Neal

Charles Brand
south of OzMart – requirements met, approved by Fire chief

City 4th of July Display
Lynn Dickey Field

Mark Marquez
Fireworks – Public Display Operator



CITY OF OSAWATOMIE
439 Main Street
P.O. Box 37
Osawatomie, Kansas 66064
913-755-2146
FAX: 913-755-4164

CITY OF OSAWATOMIE

CITY MANAGER'S REPORT

June 11, 2009

OSAWATOMIE COMPLETE COUNT COMMITTEE:

The Complete Count Committee has met once to review with representatives from the Census Bureau, the role and responsibilities of the committee. The representatives from the Census Bureau have offered to attend any committee meeting we want them to and assist in the Census process.

UPDATE TO OSAWATOMIE COMPREHENSIVE PLAN:

I have spoke with Diane Binkley of Ochsner, Hare & Hare, regarding the update to the comprehensive plan. You will remember, that we received assistance from the Mid-America Regional Council (MARC) with a planning intern to gather all of the required information and do a lot of the "leg work" so we could save significant dollars on the professional review fees with Ochsner, Hare & Hare. The internship hours have expired and the intern we were working with has moved to a different planning division in MARC but we are confident that additional resources will be available to help us complete the plan. We are checking with MARC to find out if and when additional resources could be freed up to support the process.

UNION CONTRACT NEGOTIATIONS FOR 2010:

I have met for the first time with the IBEW Local #304 to discuss our proposed changes to the union contract. We have scheduled a second meeting in late June. Upon the completion of that meeting, I will bring the council up to speed on where we are at with a possible contract for 2010.

SCHEDULE FOR LEVEE CERTIFICATION STUDY PHASE 1:

City staff and our engineering firm, Wilson & Co. continue to work with FEMA as we approach the PAL deadline in June. FEMA has stated that no extensions, under any circumstances, will be granted to any community and once the PAL deadline passes, they will initiate the re-mapping process to effectively remove the levees from the flood insurance rate maps. The effect of which would be to require certain properties inside the levee to fall within the 100 year flood plan and hence, these property owners would be required to purchase flood insurance. The process FEMA must go through to "remove" the levees is the same process the city must go through to certify the levees and we have communicated to FEMA (and they are receptive) that we would like to discuss sharing in this cost. FEMA has since decided they will not share in costs with any city who is required to certify their levee(s). Another option which has presented itself is the US Geological Survey has determined that they will do a 1' contour LIDAR survey of Miami

County beginning sometime this year and being completed early next Spring. This survey will suffice to meet the requirements of the certification process. Additionally, representatives of FEMA region VII have publicly stated that the de-certification process will take some time to complete and our engineers are confident that we will be certified prior to a new dFIRM being issued that does not have our levees on it. I hope to have a proposal for Phase II shortly.

WOODLAND HILLS PAY REQUEST:

The tenth pay request for the infrastructure at Woodland Hills has been received. The amount of this pay request for onsite and offsite infrastructure work is \$50,019.28. In addition to payment requests from the contractor, a reimbursement request from the City of Osawatomie to cover costs of inspection services on the infrastructure is also included. Our requests bring the total of this month's Woodland Hills Pay Request to the State of Kansas to: 56,213.28. The project is very close to opening. Staff recommends approval.

UPDATE ON NORTHLAND SEWER:

At the time of this writing, we are awaiting a change order to be approved by Rural Development and once the USDA approves the change, it will come before the City Council for approval.

2010 BUDGET:

Work on the 2010 budget has begun. The council has discussed in some previous, recent meetings various cost saving measures. We have implemented many of those items that were discussed and continue to work towards implementing more as opportunities present themselves. Additionally, a draft copy of the 2010 budget has been provided and I encourage each council member to ask questions as they come up. The next work session (June 25) will be dedicated to further discussions about the budget. I am hopeful by then we will have a more complete picture of our assessed valuation which will drive much of what remains to be done (and what can be done) in next year's budget.

2008 AUDIT:

Representatives of Lowenthal, Singleton, Webb & Wilson have gathered information needed to conduct the audit for the year ending December 31, 2008. A representative from the firm will be present to discuss the audit with the council at this meeting. Copies of the audit will also be brought to the meeting.

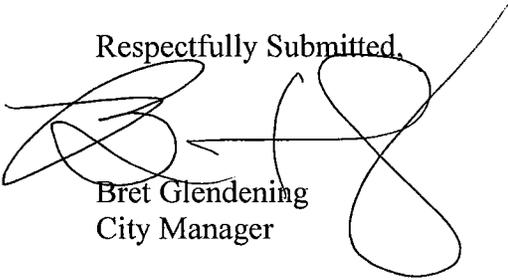
INTERLOCAL AGREEMENT WITH THE LIBRARY BOARD:

The Attorney General's office has reviewed the interlocal agreement between the City and the Library Board. They have not disapproved of the goals of the interlocal agreement but have suggested another means to accomplishing them. Their suggestion is to adopt a joint resolution which does not need the approval of the AG's office. Our City Attorney has drafted that resolution and is on the agenda for your approval.

SIDEWALK AT ROHRER HEIGHTS & WEST PARKER:

At the last council work session, it was discussed that there needed to be a crosswalk in the vicinity of Rohrer Heights and West Parker. In 2005, a traffic signage study was conducted on the entire city and the firm that did the study recommended not putting a crosswalk in this vicinity because there was no sidewalk on the North side of Parker. Until a sidewalk is installed, I would recommend continuing to follow this recommendation. However, I have requested a quote from Woodco, the contractor that is building Woodland Hills to give me a price to extend a sidewalk from where it currently ends at 16th Street on the North side of Parker, to Rohrer Heights. Time is really of the essence at least on the Woodland Hills property as they are planning on laying sod any time. Once I have their price, we will have to determine if it is economically feasible to construct the sidewalk. City crews could do it, however they are currently tied up with street repairs.

Respectfully Submitted,

A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Bret Glendening
City Manager

Building Permit Activity for the Month of May 2009

Category	Total Permits	Total Value	Received by City
New Residences	0	0	0
Re-roofs	16	\$61,051.00	\$480.00
Remodels	1	\$1,500.00	\$125.41
Accessory Buildings	1	\$500.00	\$30.00
Concrete	0	0	0
Mechanical	4	\$28,100.00	\$120.00
Repairs	3	\$9,350.00	\$90.00
Decks & Porches	3	\$7,544.75	\$90.00
Additions	2	\$54,100.00	\$377.66
Com. Buildings	0	0	0
Demolishing	3	\$3,000.00	\$90.00
Fences	2	\$1,500.00	\$0
Plumbing	5	\$3,100.00	\$150.00
Electrical	1	\$500.00	\$50.00
Ag. Buildings	1	\$10,200.00	\$30.00
Penalties	0	0	0
Plan Review	0	0	0
Totals	42	\$180,445.75	\$1,633.07

Accessory list includes detached accessory structures, storage sheds, signs and carports.

Concrete list includes driveways, sidewalks, concrete pads, porches, basements foundations & patios.

Terry E. Anderson
Building Official



Osawatomie Police Department

Monthly Report May 2009

Page 1

	<u>Current Month</u>	<u>Year to Date</u>
Escorts	14	51
Warrant attempts/arrests	6	40
Traffic Stops/investigation	119	441
Investigate Person	1	9
DUI	3	16
Non-Injury Accident	14	55
Injury Accident	0	3
Assist EMS	30	121
Fire	5	46
Fights	3	27
Prowler	0	0
Domestic Violence	12	24
911 Misdeal	5	28
Animal at large	34	153
Animal Bite	4	16
Animal Missing	10	44
Animal Welfare	8	60
Assist Outside Agency	12	70
Bank Alarm	1	2
Burn Permit	15	219
Business Alarm	3	32
Burglary	2	14
Criminal Damage to Property	15	49
Child In need of Care	7	11
Carbon Monoxide Check	0	0
Civil Stand By	5	34
Citizen Complaint	105	394
Citizen Inquiry	77	288
City Services	65	151
Drug Cases	8	30
Disturbance	11	71
Deliver Message	6	19
Extra Patrol Request	12	35
Forgery	1	14



Osawatome Police Department

Monthly Report May 2009

Page 2

	<u>Current Month</u>	<u>Year to Date</u>
Fine Payment to Dispatch	18	104
Found Property	6	24
Finger Print (employment)	3	15
Gas Drive Off	1	11
HAZMAT	0	0
K9 Training Event	1	2
K9 Deployment	0	8
Loud Music Complaint	11	37
Murder	0	0
Motorist Assist	13	47
Medical Alarms	1	12
Missing Child	3	10
Missing Person	0	2
Open Door (Building Check)	5	19
Pedestrian Checks	7	15
Residential Alarms	2	7
Reckless Driver	0	1
Repossessions (notifications)	0	1
Runaway	0	1
Sexual Assault/Sex Crimes	2	8
Suspicious Activity	31	140
State Hospital Walk Away	1	6
Theft	26	109
Telephone Harassment	5	35
Unattended Death	2	3
Vehicle Lock Out	20	121
Violation of Protective Order	0	2
Verbal Dispute	1	4
Check Welfare	8	81
Incidents cleared by Arrest	14	73
Total Citations Issued for the Month	60	238
Last incident # assigned in March: 09-3127. 780 #s assigned		



Osawatomie Police Department

Monthly Report for May 2009

Page 3

Miles driven (Patrol Units)

	<u>Miles</u>	<u>Mileage Total</u>
Unit 1 (2007 Crown Victoria)	3,545	75,303
Unit 3 (2004 Blazer)	1,128	109,838
Unit 4 (2003 Crown Victoria)	2,055	168,861

Nuisance Information

	<u>Current</u>	<u>Year</u>
Nuisance Letters Mailed	22	116
Letters Received by Resident	22	72
Outstanding Letters	0	N/A
Pending complaints	6	N/A
Resolved Nuisances***	91	120

Misc. Notes

Officers Stuteville and Ober attended Spanish for Law Enforcement Training
Det. Basore and Asst. Chief Butters attended death investigation training
Asst. Chief Butters and Sgt. Ober attended legal updates training
Asst. Chief Butters attended the joint Kansas Peace Officers Conference
As of May 8th, \$298,943 in grants for the Police Department has been applied for.

* Statistics based on dispatch entries, not final investigation decisions.

** Some duplication has been detected, error at this time believed to be less than 5% of total.

*** Includes nuisance issues addressed by phone w/o letters