

Osawatomi, Kansas. **May 12, 2011.** The Council meeting was held in Memorial Hall. Mayor Dudley called the meeting to order at 7:00 p.m. Council members present were Dickinson, Farley, Govea, Hunter, Klein, LaDuex, Maichel, and Moon. Also present were City Manager Glendening, City Attorney Wetzler, and City Clerk Elmquist. Visitors were Webster Hawkins, Robert Kerr, Kirk & Shelagh Wright, Travis Perry, and Kevin Grey.

CONSENT AGENDA. Approval of the Minutes of April 14 and April 28 Meetings, approval of May 12 Agenda, and approval of Appropriation Ordinances 11-7 & 11-8. Motion made by Hunter, seconded by LaDuex to approve the consent agenda. Yeas: All.

Public Participation; Presentations: none

Public Hearing: none

Unfinished Business:

APPROVE INVOICE(S) FOR PACIFIC, 14TH, BROWN STREETS PROJECT – REQUEST NO. 7. Motion made by Hunter, seconded by Maichel to approve Pay Request No. 7. Yeas: All.

ACCEPT STORM WATER EASEMENTS FOR 2010 STREET PROJECT. Motion made by Hunter, seconded by Moon to accept the storm water easements for the 2010 Street Project. Yeas: All.

APPROVE CONTRACT WITH SFS ARCHITECTURE, INC FOR THE LIBRARY ADDITION PHASE II. Contract is for a flat dollar fee of \$35,000 for design and construction administration services. Motion made by Hunter, seconded by LaDuex to approve the contract with SFS Architecture, Inc for the Library Addition Phase II. Motion withdrawn by Hunter and LaDuex. Motion made by Hunter, seconded by Farley to table approval of the contract. Yeas: All.

New Business:

APPOINTMENTS. none

ADOPT RESOLUTION FOR 2011 GAAP WAIVER. Motion made by Maichel, seconded by Moon to approve Resolution No. 638. Yeas: All.

Council Reports:

Maichel: The Planning Commission denied the request from JC's Liquor Store, 710 6th, to extend their building.

Klein: Attended Planning Commission hearing.

Hunter: The Tourism Committee is preparing for the John Brown Jamboree. Economic Development Committee is working on marketing in town and out of town.

Moon: The Golf Course Advisory Committee is back together. There needs to be a better job of promoting the golf course. The Public Safety Advisory didn't meet. The Miami County Fire Board has begun preliminary work on the feasibility of a new fire station in the city.

LaDuex: The Library Board will be holding a pancake feed May 28.

Mayor's Report: Arbor Day was held April 30 by PRIDE. Planted were 10 trees and roses.

City Manager's Report: none

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

Ann Elmquist, City Clerk

Osawatombie, Kansas. **May 26, 2011.** The Council meeting was held in Memorial Hall. Mayor Dudley called the meeting to order at 7:30 p.m. Council members present were Dickinson, Farley, Govea, Hunter, Klein, LaDuex, and Moon. Absent was Maichel. Also present were City Manager Glendening, City Attorney Wetzler, and City Clerk Elmquist. Visitors were Larry Ratley, Nancy Ronto, Ron Maring, Web Hawkins, Travis Perry, and Kevin Grey.

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

CONSIDER ORDINANCE TO RE-ZONE 710 6TH STREET FROM M-1 (LIGHT INDUSTRIAL PARK) TO C-3 (HIGHWAY COMMERCIAL). The Planning Commission held a public hearing April 27, 2011 and upon conclusion recommended the application be denied. Motion made by Klein, seconded by Farley for the Governing Body to return the same to the Planning Commission for further consideration, together with a statement specifying that there needs to be a report stating the reasons why the re-zoning was denied and that the Chairman be present at the meeting. Yeas: Dickinson, Farley, Govea, LaDuex, Klein, and Moon. Nay: Hunter.

APPROVE LIBRARY PHASE II ARCHITECTURAL AGREEMENT WITH SFS ARCHITECTURE. Contract is for a flat dollar fee of \$35,000 for design and construction administration services. Motion made by Govea, seconded by Hunter to approve the Library Phase II Architectural Agreement with SFS Architecture. Yeas: Dickinson, Farley, Govea, Hunter, LaDuex, and Moon. Nay: Klein.

FINALIZE SALE OF CHESTNUT MANOR. Tabled.

APPOINT/DESIGNATE HOUSING AUTHORITY. Motion made by Hunter, seconded by Klein to table this item and a special meeting will be called when the Mayor has a recommended committee. Yeas: all.

CONSIDER APPROVAL OF FIREWORKS STANDS & FIREWORKS DISPLAY. The following fireworks vendors requested approval of the Council:

Dale & Jo's Discount Fireworks	Dale Shay	1306 6 th Street
Eddie's Discount Fireworks	Eddie Shay	504 Oscar
Moon's Discount Fireworks	Mike Moon	701 6 th Street
City 4 th of July Display	Mark Marquez	Lynn Dickey Field

Motion made by Moon, seconded by Farley to hold the 2011 4th of July fireworks display at the City Lake. Yeas: Moon & Farley. Nays: Dickinson, Govea, Hunter, Klein, and LaDuex. Motion failed. Motion made by Klein, seconded by Farley to add Moon's Discount Fireworks to the agenda for fireworks stands to be approved. Yeas: Dickinson, Farley, Govea, Hunter, Klein, and LaDuex. Abstention: Moon. Abstention counted as a prevailing vote. Motion passed. Motion made by Farley, seconded by Hunter to approve the fireworks stands and City Display to be held in the vicinity of Lynn Dickey Field. Yeas: Dickinson, Farley, Govea, Hunter, Klein, LaDuex, and Moon. Abstention: Moon. Abstention counted as a prevailing vote. Motion passed.

FEES MODIFICATION. Motion made by Farley, seconded by Klein to table. Yeas: Dickinson, Farley, Klein, and Moon. Nays: Govea, Hunter, and LaDuex. Motion passed.

EXECUTIVE SESSION – PERSONNEL MATTER OF NONELECTED PERSONNEL. Motion made by Hunter, seconded by LaDuex at 8:33 p.m. to recess into executive session for personnel matter of nonelected personnel for a period of 30 minutes. Yeas: All. The City Manager and City Attorney were present. Meeting reconvened at 9:00 p.m. No action taken. Motion made by Hunter, seconded by Farley to accept the City Manager’s resignation effective July 5, 2011. Yeas: All. Motion made by Moon, seconded by Hunter to authorize the Mayor and City Clerk to contact LKM to begin the search. Yeas: All. Motion made by Moon, seconded by Hunter authorizing the Mayor and City Clerk to find an interim. Yeas: All.

Motion made by Farley, seconded by Dickinson to adjourn. Yeas: All.

Ann Elmquist, City Clerk