

OSAWATOMIE CITY COUNCIL
AGENDA
July 14, 2011
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 June 9 and June 23 City Council Meetings
 - B. Approve July 14 Agenda
 - C. Appropriation Ordinances 11-11 & 11-12
5. Comments from the Public; Presentations

Citizen participation will be limited to 5 minutes. Please stand & be recognized by the Mayor
6. Public Hearing – none
7. Unfinished Business
 - A. Approve Invoice(s) for Pacific, 14th, Brown Streets Project – Request No. 9
 - B. 2012 Budget
8. New Business
 - A. Appointments – none
 - B. Approve Ordinance Adopting 2011 Standard Traffic Ordinance
 - C. Approve Ordinance Adopting 2011 Uniform Public Offense Code
9. Council Reports
10. Mayor’s Report
11. City Manager’s Report
12. Executive Session - none
13. Adjournment

MEETING/WORK SESSION – July 28, 2011
REGULAR MEETING – August 11, 2011

Osawatomie, Kansas. **June 9, 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, Hunter, Klein, LaDuex, Maichel, and Moon. Absent were Farley and Moon. Also present were City Attorney Wetzler, and City Clerk Elmquist. Visitors were Ben Maimer, Larry Ratley, Jim Mitzner, Jeff Walmann, Doug Singer, Webster Hawkins, Travis Perry, and Kevin Grey.

CONSENT AGENDA. Approval of the Minutes of May 12 and May 26 Meetings, approval of June 9 Agenda, and approval of Appropriation Ordinances 11-9 & 11-10. Motion made by Maichel, seconded by Govea 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. 8. Motion made by Hunter, seconded by Maichel to approve Pay Request No. 8. Yeas: All.

New Business:

APPOINTMENTS.

Public Housing Authority	Larry Ratley	Doug Singer
	Ben Maimer	Jeff Walmann
	Jim Mitzner	

Motion made by Hunter, seconded by Maichel to approve the appointments. Yeas: All.

CHESTNUT MANOR. Motion made by Hunter, seconded by Maichel to move ahead with selling Chestnut Manor Apartments. Yeas: All. Motion made by Maichel, seconded by Hunter to recess to allow the Public Housing Authority to finish the sale of Chestnut Manor. Yeas: All. Council reconvened. The Public Housing Authority approved giving the authority to Chairman Ratley to sign the deed for the sale of Chestnut Manor.

PROCLAMATION – KANSAS BUSINESS APPRECIATION MONTH. Motion made by Hunter, seconded by Dickinson to approve the proclamation. Yeas: All

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

J & C Fireworks	Charlie Brand	605 O’Neal
-----------------	---------------	------------

Motion made by Maichel, seconded by Hunter to approve the fireworks stand. Yeas: Dickinson, Farley, Govea, Hunter, LaDuex, Maichel, and Moon. Abstention: Klein. Motion passed. Abstention counted as a prevailing vote.

CITY MANAGER SEARCH. The agreement with the League of Kansas Municipalities for services to assist the City in filling the City Manager position is for a base bid of \$4,362.30 and also a budget of \$1,500 for advertising the position. Motion made by Hunter, seconded by Maichel to accept the contract as presented. Yeas: All. Consensus was for the committee to narrow down the applicants to include Mayor Dudley, President Hunter, Vice-President Moon, Councilmember Govea, with the chairman being former Mayor Tom Speck.

Council Reports:

LaDuex: The Library Pancake Feed was a success making almost \$1,000. The Economic Development Committee will be developing achievable goals and will then ask for the Council's approval to proceed.

Mayor's Report:

The Governing Body will ride in the parade.

City Manager's Report: none

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

Ann Elmquist, City Clerk

Osawatome, Kansas. June 23, 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 Dewain & Linda Crouch, Hillery McVey, Terry McVey, Larry Osborne, Greg Crouch, Joyce Schrader, Tracy Petersen, Jim & Katie Mitzner, Kirk & Shelagh Wright, Mitch Mastatsz, Virginia Adams, Nan Bewley, Doug Singer Joe Moreland, Joe Karhoff, Dave Slyter, Webster Hawkins, Travis Perry, and Kevin Grey. Boys Scouts attending were Charles Moffett, Jesus Gonzalez, Bailey Hixon, Dustin Botwinik, Peyton Fields, Joey Saterra and Assistant Scout Masters Greg & Christian Botwinik.

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

PRESENTATION AND APPROVAL OF 2010 AUDIT. The Council received the 2009 audit. Audrey Odermann of Lowenthal, Webb & Odermann answered questions. Motion made by Hunter, seconded by LaDuex to approve the 2010 Audit. Yeas: Dickinson, Farley, Govea, Hunter, and Moon. Nays: Farley, Klein, and Maichel. Motion passed.

DISCUSS PROMOTIONAL FEES. The resolution gives the City Manager the discretion to have promotional rates. Motion made by Farley, seconded by Klein to table. Yeas: Farley and Klein. Nays: Dickinson, Govea, Hunter, LaDuex, Maichel, and Moon. Motion failed. Motion made by Hunter, seconded by LaDuex to amend the agenda with the addition to approve promotional fees by resolution. Yeas: Dickinson, Govea, Hunter, LaDuex, Maichel, and Moon. Nays: Farley and Klein. Motion passed. Motion made by Hunter, seconded by Maichel to authorize the City Manager to establish special promotional rates from time to time. Yeas: Dickinson, Farley, Govea, Hunter, Klein, LaDuex, Maichel, and Moon. Nays: Farley and Klein. Motion passed. The Resolution was assigned No. 639.

RESOLUTION ADOPTING THE MIAMI COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN. Motion made by Council Member Moon, seconded by Govea to adopt the Miami County Multi-Jurisdictional Hazard Mitigation Plan. Yeas: Dickinson, Farley, Govea, Hunter, Klein, LaDuex, Maichel, and Moon. The Resolution was assigned No. 640.

EXECUTIVE SESSION – PERSONNEL MATTER OF NONELECTED PERSONNEL. Motion made by Hunter, seconded by Moon at 8:17 p.m. to recess into executive session for personnel matter of nonelected personnel for a period of 20 minutes. Yeas: All. The City Manager and City Attorney were present. Meeting reconvened at 8:37 p.m. No action taken. Motion made by Hunter, seconded by Maichel to approve the independent contractor's agreement for interim City Manager services with Don Jordan dba Jordan Consulting, LLC at \$3,750 per month beginning July 6. Yeas: Dickinson, Govea, Hunter, Klein, LaDuex, Maichel, and Moon. Abstained: Farley.

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

Ann Elmquist, City Clerk

Record of Ordinances

ORDINANCE NO. 11-11

DATE WARRANTS ISSUED:
June 30, 2011

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 06/03/11			90,550.76
Payroll 06/17/11			99,616.14
FICA 06/03/11			6,599.92
FICA 06/17/11			7,304.38
KPERS			11,467.38
Crawford Sales	Budweiser	37841	223.50
Osawatomie Recreation Commission	tax appropriation	37842	43,060.22
Midwest Distributors	Miller, Coors	37843	161.72
City of Osawatomie	petty cash reimbursement	1257	3,144.27
BMI General Licensing	special event license	37844	309.00
City of Osawatomie	utilities	37845	10,792.45
First Place Trophies	desk nameplates	37846	60.00
Osawatomie Recreation Commission	swim staff t-shirts	37847	184.00
Suddenlink	internet	37848	210.00
Brad Waggoner	Pro Shop	37849	1,705.46
AT&T	RTU's	37850	221.24
Beachner Grain	dog food, mulch	37851	253.46
Chief State Boiler Inspector	boiler inspection	37852	60.00
Crawford Sales	Budweiser	37853	111.75
Kansas Rural Water Association	annual dues	37854	720.00
KMEA-EMP	electricity, transmission	37855	35,909.40
L & K Services	refuse	37856	31,013.53
Landmark National Bank	golf cart loan	37857	2,178.24
Miami County Internet OnRamp	internet	37858	19.95
Mike Weaver	mowing - Library	37859	75.00
Casey's	worms for fishing derby	37860	173.14
Void		37861	-
Void		37862	-
All Caps Recording	stage	37863	900.00
CWT Incorporated	Chuck Wicks entertainment-Jamboree	37864	3,750.00
Donna & Viola's Shirts	t-shirts for Jamboree volunteers	37865	279.44
John Brown	sound - concert	37866	900.00
Shawn Drum	Hazzard County Band - Jamboree	37867	400.00
Rockstar Lighting	lighting - Jamboree	37868	500.00
Charlie Smith	Fast Break Band - Jamboree	37869	400.00
Toby's Carnival	advance sale carnival tickets	37870	2,316.00
Steve Thompson	entertainment for the Jamboree	37871	250.00
Am Equipment	dump truck body	37872	15,500.00
Crawford Sales	Budweiser	37873	216.85
KS Dept of Revenue	sales tax	37874	8,929.20

Record of Ordinances

DATE WARRANTS ISSUED:
June 30, 2011

Page No. 2

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
Visa	books, lodging, supplies	37875	606.13
Tri Ko	1st place theme float division	37876	200.00
Kansas City Power & Light	services	37877	1,644.10
Kansas Gas Service	services	37878	430.71
Ricoh Americas Corporation	copier lease	37879	289.00
Suddenlink	internet	37880	59.95
Barr-Thorp Electric Co.	green led lights	37881	68.70
Crawford Sales	Budweiser	37882	143.75
Web Hawkins	donation in error	37883	5,000.00
Midwest Distributors	Miller, Coors	37884	97.39
Bradley A/C & Heating	repaired ice machine	37885	180.10
CenturyLink	services	37886	2,191.19
CenturyLink	long distance	37887	432.35
CenturyLink	RTU's	37888	236.56
Kansas Gas Service	power plant	37889	304.77
KMEA GRDA	electricity	37890	104,834.49
KMEA - Hydro	hydroelectric	37891	3,490.14
Lybarger Oil, Inc	fuel	37892	8,611.99
Pitney Bowes	postage meter lease	37893	299.00
Postmaster	utility billing	37894	1,000.00
Sprint	service	37895	22.04
Wal-Mart Community	supplies	37896	334.07
Aerial FX	fireworks	37897	1,500.00
Osawatomie Graphic	2nd place theme float division	37898	100.00
Suddenlink	internet	37899	119.90
City of Osawatomie	petty cash reimbursement	1258	1,121.56
			513,784.29
GO	142,318.68		
WT	23,795.06		
EL	184,946.27		
Emp Bn	19,014.76		
Refuse	31,113.53		
Lib	5,000.00		
Rec	42,624.97		
RF	1,523.31		
Ind	50.34		
St Imp	16,733.87		
Sewer	9,754.12		
Rec Bn	4,784.44		
GC	21,120.16		
Trsm	11,004.78		
	513,784.29		

Record of Ordinances

ORDINANCE NO. 11-12

DATE WARRANTS ISSUED:
July 14, 2011

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
AeroMet	generation testing	37901	5,100.00
AES Lawn Parts	air filter, rod link	37902	3.16
All Nations Flag Co., Inc.	flags	37903	870.00
Altec Industries, Inc.	checked lift cylinder	37904	48.30
Armature Sports Promotion	ad for sports calendar	37905	129.00
American Book Returns	depressible floor for book return	37906	39.00
American Safety Utility Corp.	blades	37907	113.14
Analytical Services, Inc.	analytical service	37908	538.97
Arlan Company, Inc.	pool chemicals	37909	4,285.36
ATCO International	weed killer	37910	95.40
Baker & Taylor	books	37911	679.10
Becker Tire	tires	37912	157.37
Nan Bewley	lodging for band	37913	265.00
BG Consultants, Inc.	street improvements	37914	1,479.56
Blue Valley Tractor & Supply	idler arms	37915	114.05
Board of Police Commissioners	alert system user charges	37916	15.55
Bollings Bargain Bonanza	clamps, zip ties, supplies	37917	103.70
Brewer's Automotive Repair	tires, batteries	37918	271.03
C & G Merchants Supply, Inc.	parade candy, supplies	37919	655.02
Capital Plaza Hotel	lodging - Basore	37920	254.38
Carter Waters	saturock	37921	294.00
Cascade Subscription Service, Inc.	golf magazines	37922	187.89
Champion Brands LLC	oil, supplies	37923	537.04
Coleman Equipment, Inc.	mower parts	37924	235.80
Comet Industrial Products	contract services	37925	705.34
Copy Products, Inc.	copier overage	37926	141.32
Crash Technology Group	technology support	37927	486.97
Diversified Supply	plugs, locks for transformers	37928	215.82
Donna & Viola's Shirts	T-Shirts	37929	69.86
Electronically Speaking	fuse, batteries	37930	22.46
Entersect Police Online	user agreement	37931	79.00
Environmental Laboratories, Inc.	analytical service	37932	217.00
Evco Wholesale Food Corp.	gatorade, supplies	37933	694.04
Void		37934	-
Family Center	supplies	37935	375.81
Fastenal Company	fittings	37936	501.19
Feld Fire	function test, air analysis	37937	1,414.50
Void		37938	-
Richard M. Fisher, Jr LLC	court appointed attorney	37939	675.00
Galls	barrier tape, pepper spray	37940	409.27

Record of Ordinances

DATE WARRANTS ISSUED:
July 14, 2011

Page No. 2

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
GCSSA	membership	37941	340.00
Gerken Rental	portable restrooms	37942	1,519.00
Goodyear Wholesale Tire Centers	tires	37943	571.76
Grainger	flange, gloves, supplies	37944	193.81
Grass Pad, Inc.	turf, supplies	37945	116.45
Guildcraft Arts & Crafts	south African dolls	37946	30.76
Hach Company	water supplies	37947	810.65
Hanes Florist & Greenhouse	flowers - Garman	37948	53.50
HD Waterworks	water meter - Chestnut manor	37949	637.30
Heritage Tractor, Inc.	parts	37950	364.26
Intoximeters	drug testing supplies	37651	86.95
ITT Water & Wastewater	drives	37952	3,100.00
Jerry's Sports Center	ammo	37953	871.30
John Deere Landscapes	fertilizer, paint	37954	485.06
Kahn Culvert, Inc.	elbows, dimple band	37955	130.00
Kansas One Call Concepts	locates	37956	456.40
Kansas State Treasurer	training funds	37957	287.00
Kansas State University	soil test	37958	8.00
Killough Construction, Inc.	asphalt	37959	3,293.62
Kincaid Ready Mix	rock	37960	2,037.63
Void		37961	-
Kriz-Davis Co.	electric line supplies	37962	5,447.15
KS State Surplus Property	laptop computers	37963	200.00
Kustom Signals, Inc.	radar recertification	37964	160.36
League of Kansas Municipalities	governing body handbooks	37965	247.50
Louisburg Ford	handle assy	37966	17.37
Loyal Companion, Inc.	board for Bruno	37967	1,224.00
Miami County Register of Deeds	filing easements	37968	105.00
Miami County Sheriff's Dept.	prisoner care May, June	37969	2,092.49
Miami Lumber, Inc.	lumber	37970	166.42
Midwest Industrial Lighting	bulbs	37971	381.11
Mississippi Lime	hydrated lime	37972	1,638.90
Void		37973	-
Void		37974	-
Void		37975	-
Moon's IGA	supplies	37976	970.77
National Sign Company, Inc.	signs	37977	115.30
Navrat's Office Products, Inc.	notary stamps, supplies	37978	111.90
Navrat's	utility bills	37979	749.10
NEKLS	courier service, thermal rolls	37980	257.00
Void		37981	-
Void		37982	-
Void		37983	-
Void		37984	-
Nicholson Law Office, LC	court appointed attorney	37985	970.00

Record of Ordinances

DATE WARRANTS ISSUED:
July 14, 2011

Page No. 3

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
NPG Newspapers, Inc	ads	37986	1,265.80
O'Reilly Auto Parts	gauge, parts	37987	12.48
Old Dominion Brush Company	tube broom	37988	274.00
Oil Patch Pump & Supply	pipe, supplies	37989	203.53
Olathe Winwater Works	saddles, clamps	37990	445.75
Osawatomie Journal	ads	37991	512.50
Osawatomie Pet Clinic	aggression test	37992	25.00
Paola Hardware	supplies	37993	65.42
Pat's Signs	car decals, yard signs	37994	180.00
Pepsi Beverages Company	Pepsi	37995	637.13
Protective Equip. Testing Laboratory	gloves	37996	162.97
Quill	thermal cartridges, supplies	37997	307.31
R.M.I Golf Carts	parts	37998	177.60
Read It Free	ads	37999	142.50
Red Bud Supply, Inc.	tags	38000	104.80
GS Robins	chemicals	38001	9,020.18
Ron's Small Engine, Inc.	parts	38002	153.01
Royal Metal Industries, Inc.	rebar, angle iron	38003	977.50
Ruan Logistics Corporation	freight	38004	1,446.60
Rural Water District #1	service	38005	155.42
Rural Water District #3	ETI	38006	16.50
Solomon Corporation	voltage regulator	38007	2,171.00
Super Circuits	camera	38008	190.14
Superior Lamp	bulbs	38009	421.84
Superior Signals, Inc.	amber strobe light	30810	72.86
T & R Electric Supply Co.	transformers	38011	5,600.00
Debbie Talley	Memorial Hall janitorial	38012	375.00
Techno Ply LTD	herbicide	38013	879.94
Tri County Ice	tokens, ice machine	38014	3,080.00
Tri County Termite & Pest Control	pest control	38015	525.00
Tyler Technologies, Inc.	annual maintenance	38016	4,102.00
Unemployment Insurance Services	unemployment insurance	38017	300.00
Upstart	T-Shirts	38018	27.25
USA Blue Book	supplies	38019	210.76
USA Mechanical, Inc.	service call	38020	158.00
UZ Engineered Products	safety glasses, supplies	38021	275.07
Van Wall Equipment	mower parts	38022	162.00
Vance Brothers	asphalt	38023	270.00
Viking Industrial Supply	trash bags, paper goods	38024	288.82
Vinyl Graphics	badge	38025	55.93
Wallis Lubricant, LLC	parts	38026	265.04
Water Products, Inc.	adapters, saddles	38027	964.39
Mike Weaver	mowing - Library	38028	45.00
Wilson & Company	levee assessment	38029	17,839.75
John A. Wilson	court appointed attorney	38030	100.00

ORDINANCE NO. _____

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF OSAWATOMIE, KANSAS; INCORPORATING BY REFERENCE THE “**STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES**” EDITION OF 2011; AMENDING AND REPEALING CHAPTER XIV, ARTICLE 1, SECTIONS 101-103 OF THE CITY OF OSAWATOMIE MUNICIPAL CODE; AND REPEALING ORDINANCE NO. 3678.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OSAWATOMIE, KANSAS:

SECTION ONE: CODE AMENDED. Sections 101-103 of the City of Osawatomie Municipal Code are hereby amended to read as follows:

14-101. INCORPORATING STANDARD TRAFFIC ORDINANCE. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Osawatomie, Kansas, that certain standard traffic ordinance known as the “Standard Traffic Ordinance for Kansas Cities,” Edition of 2011, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No fewer than three copies of said Standard Traffic Ordinance shall be marked or stamped “Official Copy as Incorporated by the Code of the City of Osawatomie,” with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. The Police Department, Municipal Judge and all administrative departments of the City charged with the enforcement of the ordinance shall be supplied, at the cost of the City, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

14-102. SAME; AMENDMENTS. Section 33 of the Standard Traffic Ordinance as adopted is amended to read as follows:

Sec. 33. Maximum Speed Limits.

- (a) Except as provided in subsection (b) and except when a special hazard exists that requires lower speed for compliance with K.S.A. 8-1557, and amendments thereto, the limits specified in this subsection or established as authorized by law shall be maximum lawful speeds, and no person shall operate a vehicle at a speed in excess of such maximum limits:
- (1) In any business district, 20 miles per hour;
 - (2) In any urban district, 30 miles per hour;
 - (3) On any separated multilane highway, as designated and posted by the secretary of transportation 70 miles per hour;
 - (4) On any county or township highway, 55 miles per hour; and
 - (5) On all other highways, 65 miles per hour.
- (b) No person shall drive a school bus to or from school, or interschool or intra-school functions or activities, at a speed in excess of the maximum speed limits provided in subsection (a), except that the board of education of any school district may establish by board policy lower maximum speed limits for the operation of such district’s school buses. The provisions of this subsection relating to school buses shall apply to buses used for the transportation of students enrolled in community colleges or

area vocational schools, when such buses are transporting students to or from school, or functions or activities. (K.S.A. Supp. 8-1558)

- (c) The maximum speed limits in this section may be altered as authorized in K.S.A 8-1559 and K.S.A 8-1560, and amendments thereto.
- (d) The governing body having determined upon the basis of a traffic investigation that the speed limits permitted under state law and Section 33 of the Standard Traffic ordinance are less than reasonable and safe on some streets and are more than reasonable and safe on other streets, and does determine and declare that the speed limit (except when a special hazard exists that requires lower speed for compliance with Section 32) on the streets hereinafter set forth be the limits specified in this section, and no person shall drive a vehicle at a speed in excess of such maximum limits:
 - (1) Speed not in excess of 20 miles per hour shall be lawful on the following streets:
 - (A) Main Street between 15th Street and 18th Street.

14-103. SAME; AMENDMENTS. Section 93 of the Standard Traffic Ordinance as adopted is amended to read as follows:

Sec. 93. Parking Disabled and Other Vehicles.

- (a) No person shall park or store any farm machinery, trailer or semi-trailer of any kind, or parts of the same, or any dead, damaged or disabled motor vehicle or farm machinery, trailer or semi-trailer of any kind, in the roadway of any highway, or between the property line or sidewalk and the curb line of any street. No person shall park or store any operable motor vehicle between the property line or sidewalk and the curb line of any street except on a designated driveway.
- (b) A person shall not use the public highway to abandon vehicles or use the highway to leave vehicles unattended in such a manner as to interfere with public highway operations. When a person leaves a motor vehicle on a public highway or other property open to use by the public, the city having jurisdiction of such highway or other property open to use by the public, after 48 hours or when the motor vehicle interferes with public highway operations, may remove and impound the motor vehicle. (K.S.A. 8-1102)

SECTION TWO: EXISTING SECTIONS OF CODE REPEALED. Sections 101-103 of the Code of the City of Osawatomie, Kansas are hereby repealed.

SECTION THREE: EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official City Newspaper.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, this _____ day of July, 2011.

APPROVED AND SIGNED by the Mayor.

Philip A. Dudley, Mayor

(SEAL)

ATTEST:

Ann Elmquist, City Clerk

ORDINANCE NO. _____

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF OSAWATOMIE, KANSAS; INCORPORATING BY REFERENCE THE “UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES” EDITION OF 2011; AMENDING AND REPEALING CHAPTER XI, ARTICLE 1, SECTION 101 OF THE CITY OF OSAWATOMIE MUNICIPAL CODE; AND REPEALING ORDINANCE NO. 3679.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OSAWATOMIE, KANSAS:

SECTION ONE: CODE AMENDED. Section 11-201 of the City of Osawatomie Municipal Code is hereby amended to read as follows:

11-201. INCORPORATING UNIFORM PUBLIC OFFENSE CODE. There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Osawatomie, Kansas, that certain code known as the "Uniform Public Offense Code," Edition of 2011, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No fewer than three copies of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Osawatomie, Kansas," with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this section, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

SECTION TWO: EXISTING SECTION OF CODE REPEALED. Section 11-201 of the Code of the City of Osawatomie, Kansas and Ordinance No. 3679 are hereby repealed.

SECTION THREE: EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official City Newspaper.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, this _____ day of July, 2011.

APPROVED AND SIGNED by the Mayor.

Philip A. Dudley, Mayor

(SEAL)

ATTEST:

Ann Elmquist, City Clerk

OSAWATOMIE CITY COUNCIL
WORK SESSION / MEETING AGENDA
July 28, 2011
7:00 p.m., Memorial Hall

WORK SESSION

1. Report on Electric System Master Plan Presented by Sawvel and Associates
2. Chamber of Commerce Annual Report
3. 2012 Budget

REGULAR MEETING – 7:30 p.m.

- A. Call to Order
- B. Roll Call
- C. Approval of Agenda
- D. Adjournment of Regular Meeting

Change in Assessed Valuation 2010 to 2011

Percentage Change in Valuation	Number of Residences	Percentage of Residences	
Range		% of Total	
>-75%	1	0.06%	
-50% to -75%	8	0.46%	
-25% to -50%	13	0.75%	
-15% to -25%	7	0.40%	
-10% to -15%	32	1.85%	
-5% to -10%	124	7.17%	
-3% to -5%	776	44.88%	
-1% to -3%	160	9.25%	
-.01% to -1%	73	4.22%	69.06% Decreased in value
0	483	27.94%	Value did not change
+.01% to +1%	15	0.87%	
+1% to +3%	9	0.52%	
+3% to +5%	4	0.23%	
+5% to +10%	4	0.23%	
+10% to +15%	2	0.12%	
+15% to +25%	8	0.46%	
+25% to +50%	2	0.12%	
+50% to +75%	2	0.12%	
>+75%	6	0.35%	3.01% Increased in value
Total	1729	100%	

The table above shows the number and percentage of residences broken down into how the assessed valuation changed from 2010 to 2011. The vast majority (69%) had a decrease in valuation, the next largest group (28%) remained the same, while 3% increased. This information will be useful in considering the impact of a mill levy increase on constituents in Osawatomie. Samples are attached.

Examples of changes in valuation and mill levy

EXAMPLES:			change	2011 result		
2010	appraised	\$64,200	-12.5%	\$56,175	2011	appraised
2010	assessed	\$7,383		\$6,460	2011	assessed
2010	mill	53.2460		57.6740	2011	proposed
property	tax	\$393		\$373		-\$21 difference
						-\$1.71 mthly diff
2010	appraised	\$64,200	-4.0%	\$61,632	2011	appraised
2010	assessed	\$7,383		\$7,088	2011	assessed
2010	mill	53.2460		57.6740	2011	proposed
property	tax	\$393		\$409		\$16 difference
						\$1.30 mthly diff
2010	appraised	\$64,200	0.0%	\$64,200	2011	appraised
2010	assessed	\$7,383		\$7,383	2011	assessed
2010	mill	53.2460		57.6740	2011	proposed
property	tax	\$393		\$426		\$33 difference
						\$2.72 mthly diff
2010	appraised	\$64,200	12.5%	\$72,225	2011	appraised
2010	assessed	\$7,383		\$8,306	2011	assessed
2010	mill	53.2460		57.6740	2011	proposed
property	tax	\$393		\$479		\$86 difference
						\$7.16 mthly diff

By changing the mill rate proposed or the value reduction the spreadsheet will calculate the changes.

formula	mill rate proposed
formula	valuation change 2010 vs 2011
	annual difference in property tax
	monthly difference

Jurisdiction	2010 Mill Rate
USD #367	33.198
City of Osawatomie	53.246
Miami County	41.456
State of Kansas	1.500
Statewide USD	20.000
Total	149.380

Median Home Value 2010 \$64,200

Median Home Value 2011 \$61,850