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**CITY OF COLWICH, KANSAS
CITY ADMINISTRATIVE CENTER
310 S. 2ND STREET
REGULAR COUNCIL MEETING
MARCH 20, 2017
7:00 P.M.**

1. CALL TO ORDER

Mayor Terrence D. Spexarth on Tuesday, March 20, 2017 at 7:00 p.m. called the regular monthly meeting of the Colwich City Council to order.

ATTENDANCE

Present were Mayor Terrence D. Spexarth, Councilmembers Stephanie Guy, Angela Banz, Pamela Winegarner, Victoria Duling and Robert Winter.

Staff members present were Mark Hinkle, Police Chief, Brad Banz, Fire Chief, Katie Wetta, Deputy City Clerk with Diana Brooks, City Clerk and Corey Heck, Public Works absent.

PLEDGE OF ALLEGIANCE

Mayor Spexarth led the audience, staff and Council in the Pledge of Allegiance followed by a moment of silence for Diana Brooks at the loss of her grandson.

2. NOTICES AND COMMUNICATIONS

Ms. Katie Wetta, Deputy City Clerk read a letter from Paul Campbell praising the action of Police Office Jesolyn Trego.

3. CITIZEN COMMENTS

Mr. Dustin Salmans, 628 Union Park Circle, expressed concerns regarding the duplexes being built at Union Park Second Addition, the potential for the home values in Union Park decreasing due to the duplexes being built on slab, and requested that a wall be built between the two additions. He further expressed concerns regarding the upkeep of the easement between the power lines.

Mayor Spexarth stated the screening would be reviewed. The City Attorney explained the procedures the City would take to assure that the easement was maintained. Mayor Spexarth invited Mr. Salmans to review the site plan on file at the City Building.

4. PURCHASE REQUESTS AND ITEMS NEEDING COUNCIL ACTION

A. Library Expansion- Joanna Kraus

Ms. Joanna Kraus, Library Director requested permission to add approximately 600 sq. ft. to the east side of the library for a children’s room to be named “Nancy’s Children’s Room” dedicated to Nancy Maus. She stated the goal was to raise approximately \$60,000 and reported that ICM offered a matching dollar for dollar grant up to \$30,000.

Councilwoman Duling moved that the Council allow the Library to move forward asking the Community for funds. Councilman Winegarner second the motion. Motion carried 5-0.

B. Review of the liability insurance renewal with Employer’s Mutual Companies Insurance Co.- Tony Madrigal – Madrigal and Associates

Mr. Rob Davis, Madrigal and Associates reviewed the renewal of the city’s liability insurance with Employers Mutual stating the overall premium went down approximately 3%. He highlighted the additional services Madrigal and Associates could offer the city.

Councilwoman Guy moved that the Council approve the renewal of the liability insurance with EMC. Councilman Winter second the motion. Motion carried 5-0.

C. Review of the request to approve the contract with Waste Connections to begin trash service June 1st - Herschel West, Waste Connections

Mayor Spexarth reviewed the contract with Waste Connections, asked several questions, clarified language in the contract. Councilwoman Guy questioned if the fuel charge was included in the rates. Mr. Herschel West, Waste Connections stated it was.

Councilwoman Banz moved that the Council approve the contract with Waste Connection as presented. Councilwoman Winegarner second the motion. Motion carried 5-0.

D. Review of the request to approve the recommendation of the Planning Commission and adopt by Ordinance No. 697 the revised Zoning Regulations.

Mayor Spexarth presented the recommendation from the Planning Commission to approve the revisions to the Zoning Regulations. Ms. Katie Wetta, Deputy City Clerk detailed the procedures and reasons for updating the regulations.

Councilwoman Banz moved that the Council adopt Ordinance No. 697 revising the Zoning Regulations. Councilwoman Duling second the motion. Upon a roll call vote the motion carried 5-0 with Councilwoman Guy voting yea; Councilman

Winter voting yea; Councilwoman Duling voting yea; Councilman Winegarner voting yea and Councilwoman Banz voting yea.

- E. Review of the request to appoint Mr. Travis Cook to the Planning Commission

Mayor Spexarth recommended Mr. Travis Cook, 134 S. 3rd Street, to serve on the Planning Commission.

Councilwoman Guy moved that the Council uphold the recommendation of Mayor Spexarth and appoint Mr. Cook to the Planning Commission. Councilman Winter second the motion. Motion carried 5-0.

- F. Review of the request to approve Resolution No. 478 and 479 allowing for financial reports and statements to be prepared on the cash basis principles.

Councilwoman Guy clarified the resolutions would be an annual action. Mr. Stan Juhnke, City Attorney stated they had to be passed every year.

Councilwoman Banz moved the Council to approve Resolution No. 478 and 479 allowing for financial reports and statements to be prepared on the cash basis principles. Councilwoman Winegarner second the motion. Motion carried 5-0.

- G. Review of the request to approve Charter Ordinance No. 29 reinstating the conducting of an annual audit.

Mayor Spexarth requested approval of Charter Ordinance No. 29 reinstating the conducting of an annual audit and correct the minutes from February showing the charter ordinance number was six not seven.

Councilwoman Banz moved that the Council correct the motion from February stating the charter ordinance was six (6) and not seven (7) and adopt Charter Ordinance No. 29 repealing Charter Ordinance No. 6 and reinstating the annual audit. Councilwoman Winegarner second the motion. Upon a roll call vote the motion carried 5-0 with Councilwoman Guy voting yea; Councilman Winter voting yea; Councilwoman Duling voting yea; Councilman Winegarner voting yea and Councilwoman Banz voting yea.

- H. Discussion of the weekly newspaper

Mayor Spexarth questioned if Council wanted to start issuing citations for littering when papers were not thrown in the driveway. Mr. Juhnke stated someone i.e. the homeowner would need to see them. Councilman Winter stating he would like to give the company another month before doing anything.

5. CONSENT AGENDA

- A. Approval of the minutes of the February 15, 2017 special Council meeting
- B. Approval of the minutes of the February 20, 2017 regular Council meeting
- B. Approval of the Appropriations Ordinance Nos. 17-02-02 and 17-03-01
- C. Approval of the February financial reports
- D. Monthly purchase orders – if any
- F. Approval of the retail liquor license for Colwich Discount Liquor

Councilwoman Winegarner moved that the Council approve the consent agenda as presented. Councilwoman Banz second the motion. Motion approved 5-0.

6. COMMITTEE REPORTS

- A. Heritage Festival

Ms. Mary Ann Morrison stated she was working on entrainment and a theme.

- B. Park Committee

Councilwoman Guy reported that Mr. Dennis Clupny was working to repair the dock.

7. DEPARTMENT HEAD REPORTS

- A. City Engineer – There was nothing to report.
- B. Fire – Brad Banz, Fire Chief, presented the monthly report. Mayor Spexarth stated that four (4) people were sent to help with the Hutchinson fire.
- C. Public Works – There was nothing to report.
- D. Police Department – Chief Mark Hinkle, presented the monthly report.
- E. City Attorney – Mr. Stanley Juhnke, City Attorney stated he nothing to report.
- F. City Clerk – Ms. Katie Wetta, Deputy City Clerk, presented the monthly report.

8. GOVERNING BODY COMMENTS

Councilwoman Banz stated good work. Councilwoman Guy asked if anything was being done for Diana. Mayor Spexarth stated the memorial service was scheduled on Friday and he would let everyone know the time. Mayor also stated the family could use financial help.

9. EXECUTIVE SESSION

Mayor Spexarth asked for an executive session for trade secret for a period of 15 minutes to include everyone at the table and representatives from ICM.

Councilwoman Guy moved that the Council recess to executive session for a period of 15 minutes for trade secrets for everyone at the table to include the Mayor, City Attorney, Deputy Clerk and ICM representatives Jason Friedberg and Chris Standley beginning at 8:15 p.m. Councilman Duling second the motion. Motion carried 5-0.

Councilwoman Guy moved to go out of executive session and into regular session at 8:30 p.m. Councilwoman Winegarner seconded the motion. Motion carried 5-0.

Mayor Spexarth asked for a motion to go back into executive session for non-elected personal for 10 minutes to include the Council, Mayor and City Attorney.

Councilwoman Guy moved that the Council recess to executive session for a period of ten minutes beginning at 8:35 p.m. for discussion of non-elected personnel for everyone at the table being the Mayor, Council and City Attorney. Councilwoman Winegarner second the motion. Motion carried 5-0.

Councilwoman Guy moved to go out of executive session at 8:45 p.m. Councilman Winter seconded the motion. Motion carried 5-0.

Councilwoman Guy move that the Council return to regular session at 8:45 p.m. Councilman Banz seconded the motion. Motion carried 5-0.

Councilwoman Duling moved that the Council give employees a three percent raise retroactive to January 1st. Councilwoman Banz moved to second the motion. Motion carried with Councilwoman Guy voting nay.

10. ADJOURNMENT

There being no further business, Councilwoman Winegarner moved for adjournment at 8:59 p.m. Councilwoman Duling second the motion. Motion approved 5-0.

Respectfully submitted
Diana K. Brooks, City Clerk