

City of Ozawie Minutes

April 8, 2019

Council in attendance: Mayor Loren Lutes, Council President Mel Armstrong, Councilwoman Nancy Leek, Councilman Kevin Klenklen, Councilwoman Margie Payne and Councilman Shawn Owen.

Others in attendance: Sammy Mowder, Jamie Klenklen, Sandi Goetz, Sharon Branson, Gary Branson, Wayne McNary, City Attorney Lee Hendricks and City Clerk Paula Smith taking minutes.

1) Call to order, Pledge of Allegiance

Meeting called to order at 7:00pm by Mayor Loren Lutes. All stood to recite the Pledge of allegiance.

2) Approval of Council Meeting agenda

Mel Armstrong made a motion to approve the agenda with changes. Shawn Owen seconded. Mayor Lutes asked for vote. Motion passed unanimously.

3) Citizens comments, questions, concerns

Sharon Branson advised the packets for City Wide Garage Sale has been delivered. She asked if the clerk could add the City Wide Clean Up to the back of the bill and Web Site to ask residents to call the City Clerk if they could help with the clean up. Town and Country Motors has agreed to take 4 tires from each Ozawie resident through the month of May.

4) Council comments, questions, concerns

Mel Armstrong advised Leon Brunton has passed away and Dale and Pam Barnum's home has burnt down, they are planning on rebuilding.

5) Minutes from previous meeting – March 11, 2018

Mel Armstrong made a motion to approve the minutes. Shawn Owen seconded. Mayor Lutes asked for a vote. Motion passed unanimously.

6) Old Business

a) Street Bond Ordinance

Kevin Klenklen explained the proposal for the street repair. He advised he has spoken with KDOT about repairing the state portion of the Kansa and Sunflower entrances to Ozawie. All KDOT could do is chip and seal so Hamm's is giving us a quote on the Kansa entrance. Mayor Lutes advised he has spoken with the Bond Attorney if approved the first payment would be May 2020 which gives us more time to build up the City Sales Tax Fund. He advised of the need to consider Ordinance 19-02 for the Street Bond at 4.25% with a 15 year payout. The payments would be approximately \$46,000 per year which is well within the City Sales Tax collected. Lee Hendricks explained Ordinance 19-02. Mayor Lutes explained Silver Lake Bank is pleased to work with us. Shawn Owen made the motion to approve Ordinance 19-02. Nancy Leek seconded. Mayor Lutes asked the City Clerk to take roll. Kevin Klenklen Aye, Nancy Leek Aye, Shawn Owen Aye, Mel Armstrong Nay, Margie Payne Aye. Motion passes 4-1.

7) New Business

a) CMB < 6%

Mayor Lutes advised Cereal Malt Beverage state law has changed enabling Casey's to sell <6% beer from <3.2%. Lee Hendricks has created Ordinance 19-03 to reflect the changes. He advised Article 2 Chapter 3 of the existing Beverage Ordinance deals with Cereal Malt Beverage. This Ordinance has been recreated to reflect the changes. Shawn Owen made a motion to approve Ordinance 19-03. Margie Payne seconded. Mayor Lutes asked the City Clerk to take roll. Kevin Klenklen Aye, Nancy Leek Aye, Shawn Owen Aye, Mel Armstrong Aye, Margie Payne Aye. Motion passed unanimously. He also advised there is an Ozawkie Ordinance that states if a home burns down the City is able to hold 15% of the insurance proceeds if the home is more than 75% destroyed in order to insure removal of damaged property if the owner does not. The City Inspector is able to advise the City as to when the proceeds can be released. Lee Hendricks will draft the letter to the homeowner.

8) Consent

a) Treasurer's Report

Jamie Klenklen advised March balanced and all looks fine.

b) Financial Reports including cash receipts report, cash disbursements report, monthly financial statement, summary of budgetary status and expenditure approval

Mel Armstrong made a motion to approve Financials. Shawn Owen seconded. Mayor Lutes asked for a vote. Motion passed unanimously.

9) Reports

a) Mayor's Report

Mayor Lutes advised he has received one complaint about snow and salt & sand being plowed into a residents yard and damage done to the curb. He passed this on to maintenance and it will be taken care of.

b) Building and Zoning, Sandi Goetz

Margie Payne advised the packet contains the updated **Check List and Occupancy Certificate**. Mel Armstrong made a motion to approve the Occupancy Certificate. Shawn Owen seconded. Mayor Lutes asked for a vote. Motion passed unanimously. Mel Armstrong made a motion to approve the Inspectors Check List. Shawn Owen seconded. Mayor Lutes asked for a vote. Motion passed unanimously.

c) Governmental affairs-Nancy Leek

Nancy Leek advised she has been looking into the tax lid which the state is working on and does not quite understand it. Lee Hendricks advised he has been watching it but until they make a decision he has not studied it. Mayor Lutes advised it has been proposed to exempt Health Insurance from the tax lid but that has not happened at this point.

d) Law enforcement-Shawn Owen

Nothing to report.

e) Parks-Margie Payne

Margie Payne advised as she handed out maps of the park. One is the plan from years ago done by Linda Roberts with the help of K-State and the other is the lay out of the Frisbee Golf Course. They tie

together very nicely. Margie Payne advised two of the Frisbee Golf Baskets will need to be moved as they are on the Township property.

f) Streets-Kevin Klenklen

Kevin Klenklen advised Concepts Construction has been doing our curb work. They had to do extra work so the quote of 10,450.00 will now be closer to 12,000. It includes over 60' of additional curbing. He asked KDOT about placement of the signs for Ozawkie Pride and was advised that the **City Link Agreement** has not yet been issued as we are still behind 38 other cities that have not yet complied. He will follow up with it as if the City Link Agreement were in place KDOT might have been able to help with the entrances' to the City. He also asked again about the ditch liner and was advised they would come break up the rest of it but they will not replace it.

He also advised during the street repair (to be done before the City Wide Garage Sale) we will need to do Code Red Calls every morning asking residents to move their vehicles. The only concern with the street repair is Goldenrod as it is not known if it will need more extensive work at this time.

Wayne McNary asked if we could give some of the left over millings to the church for their parking lot. He was advised there would be plenty.

g) Utilities-Mel Armstrong

Mel Armstrong advised Sammy has one of the Fire Hydrants completed and will be working on the other two. Right now we have two wells underwater with no problems as the wells are now properly sealed. Sammy handed out a bid for repair to the brake system on the F-350.

The Pump House is close to being ready for bids.

Mel Armstrong made a motion to adjourn. Nancy Leek seconded. Motion passed unanimously.