

City of Ozark Minutes

May 13, 2019

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

Others in attendance: Sammy Mowder, Jamie Klenklen, Sandi Goetz, Wayne McNary, Lisa Abromovitz, David Abromovitz, Ken Miller, Chief Timothy Bacon, City Auditor Russell Shipley, 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 5/13/2019 agenda with Executive Session for non-elected personal for 10 minutes. Nancy Leek seconded. Motion passed unanimously.

3) Citizens comments, questions, concerns

Lisa Abromovitz with A-Z Fireworks would like the Council to consider letting her open a fireworks stand on Main St. this year. It would be open from June 27th through July 5th 10am till 10pm Sunday-Thursday and maybe till midnight on Fridays and Saturdays depending on traffic. She also has a two million dollar liability insurance policy. Mayor Lutes advised he will contact her within the next week.

4) Council comments, questions, concerns

Mayor Loren Lutes gave thanks to Sammy Mowder, Gary & Sharon Branson, John Allen, Mark Roberts and himself for the Frisbee Golf Installation.

5) Minutes from previous meeting – April 8, 2018

Margie Payne made a motion to approve the minutes. Kevin Klenklen seconded. Motion passed unanimously.

6) Old Business

a) Audit

Russell Shipley explained the **2018 Audit** and advised working with Paula went wonderfully smooth even better than last year, her 1st year here. Paula gave me the account numbers which I did not have in the past which will make it much easier in the future. She was able to give me everything I asked for quickly. Under KAMAG we gave you an **“unmodified opinion”** which is the highest you can get. Everything is recorded perfectly and accounted for. Mayor Lutes advised he had been listening carefully and heard no recommendations for significant change. Russell advised only the separation of duties, even with the additional duties of the Treasurer Jamie Klenklen in 2019 there will still be a lack of separation of duties with Paula. Unless you change completely, which many cities even larger and counties cannot do, this will be a recommendation every year. Other than that there are no other recommendations. Kevin Klenklen made a motion to approve the Audit. Margie Payne seconded. Motion passed unanimously.

b) Bond Ordinance and Resolution

Lee Hendricks advised what the Council needs to approve is an Ordinance, a Resolution and other forms for the **2019A Street Bond**. Kevin Klenklen moved to approve **Ordinance 19-04**. Nancy Leek seconded.

Mayor Lutes asked for a vote. Kevin Klenklen Aye, Mel Armstrong Aye, Margie Payne Aye and Nancy Leek Aye. Motion passed unanimously.

Kevin Klenklen moved to approve **Resolution 19-01**. Margie Payne seconded. Paula asked for a vote. Kevin Klenklen Aye, Mel Armstrong Aye, Margie Payne Aye and Nancy Leek Aye. Motion passed unanimously. Mayor Loren Lutes advised what the Council has decided to take the Sales Tax the City collects every year for infrastructure and use it for the Bond Payment to have the streets fixed now and not just part of them per year. There is one more phase to the street work in June. Since it is being paid by the Sales Tax Fund there will be no increase in taxes for the street work. Among the reasons is the extra equipment moving costs to have contractors come do a block at a time. There were many compliments for the work that has already been done by Council and Residents.

7) New Business

a) Replacement Water Meters

Mayor Lutes advised we have 9 of the new meters installed including the school. Just to show you how cool they are Paula is handing out a print out of the schools use day by day. Big improvement on water meters. The Mayor proposed we **purchase another 20 meters** at 2980.00 and 400.00 for antennas for a total of 3380.00. Nancy Leek asked how much they were apiece. Paula Smith advised 169.00 apiece. Kevin Klenklen made a motion to approve 20 Sonic Meters from Kamstrup. Nancy Leek seconded. Motion passed unanimously.

b) Annexation 301 & 401 Kiowa Dr plus property south of Sunflower

Mayor Loren Lutes advised Shawn Owen has spoken with the residents on the west side of Kiowa Dr. and found they are interested in being annexed into the City. There was discussion and it was decided to continue discussions.

c) Appointments

Mayor Lutes advised it is time for our **annual appointments**. He recommends we appoint Sammy Mowder as Maintenance, Paula Smith as City Clerk and Court Clerk, Jamie Klenklen as City Treasurer, Timothy Bacon as Police Chief, Lee Hendricks as City Attorney and Dennis Reiling as City Judge. Mel Armstrong made a motion to approve all appointments. Kevin Klenklen seconded. Motion passed unanimously.

8) Consent

a) Treasurer's Report

Jamie Klenklen advised she is very pleased with the audit and gave kudos to Paula Smith for her hard work. She did review last month and all is in balance.

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

Mayor Lutes asked if there were questions on the financials. Mel Armstrong asked what the check to Vicki Studer was for. Paula Smith explained it is as deposit refund for utilities. He also asked what is Wholehealth. Paula explained our health insurance in Meriden. Mel Armstrong made a motion to approve the Financials. Margie Payne seconded. Motion passed unanimously.

9) Reports

a) Mayor's Report

Mayor Loren Lutes would like to thank all of the Council Members. Without Kevin Klenklen the streets would not be done. Nancy Leek keeps track of the money and makes sure he is watching. Margie Payne has kept the parks coming along. Mel Armstrong has been playing in the water and helped Sammy get the notices out to the residents.

Mayor Lutes has a contract from CenturyLink signed in 1997 for 400.00 per year. He thinks it is time to look at this again and have Lee Hendricks update it. Lee Hendricks will come with a letter and new contract for the Council to look at the next month's meeting.

Mayor Lutes advised we have a complaint from Pam Jones she has asked several times before to have the drainage problem fix at her property from another property but nothing has been done. Mayor Lutes plans to look into this.

b) Building and Zoning, Sandi Goetz

Sandi Goetz advised the first plan is a driveway extension for Callahan the Committee recommends approval. Mel Armstrong made a motion to approve the plans for the driveway extension. Nancy Leek seconded. Motion passed unanimously.

The second plan is a new home by Mel Armstrong on Goldenrod. It will be 3 bdrm slab home. The Committee recommends approval. Mel Armstrong left the room. Kevin Klenklen made a motion to approve the new home on Goldenrod by Mel Armstrong. Nancy Leek seconded. Motion passed unanimously. Mel Armstrong returned.

The third plan is the rebuild for the Barnum's home that burnt down. They will be using the original foot print it is a complete tear down including the garage floor. The Committee recommends approval. Margie Payne makes a motion to approve the rebuild for Barnum's. Nancy Leek seconded. Motion passed unanimously. Lee Hendricks advised he will closed the request for insurance proceeds since the danger has been taken care of.

c) Governmental Affairs-Nancy Leek

d) Law Enforcement-Shawn Owen

Ozawkie Police Chief Tim Bacon explained his monthly report to the Council. Lee Hendricks advised the Council that the car video in court is still undefeated. He knows at the time it was hard to approve due to the cost but it keeps tickets from going to trial most of the time. Chief Bacon explained after his waiting time it goes to Lee and he writes a letter which also goes to the homeowners since some of them are rentals. After Lee's waiting time it comes to Council for approval of abatement.

Nancy Leek has been asked and would like to suggest the City also start doing a fall clean up so it is twice a year. Mayor Lutes advised this one appeared to go very well. 3 and ½ dumpsters of trash have been removed from the City. Nancy Leek suggested maybe September or October. Mel Armstrong advised it is hard to get the information to the residents. Mayor Lutes said everyone gets a bill and Paula has been able to keep them informed. Chief Bacon also wanted to remind people that on June 15 there will be a Kids Day Out at the Park. The Ozawkie Police Dept. will be handing out Frisbee Golf Disc's, Life Star will land, Meriden Police Dept., Ambulance, 911 Dispatch will be handing out things, and the Fire Department will set up hoses for the kids to play with. Hopefully the new toys will be installed. Kevin Klenklen explained this was brought up at their meeting The Rebecah Assembly has offered to fund money for hot dogs and they agreed to take care of set up and serving.

e) Parks-Margie Payne

Margie Payne advised Golf baskets are now installed. We are now working on marking the tee with a simple pole showing where the baskets are. Kevin Klenklen asked what it would take to make it an official course. Margie explained if we ever want to do that we could possibly use the Corps land on the west of Kiowa Dr to expand. She asked the Council to consider a Porta Potty for the summer since there will be more traffic in the Park. A-1 Rental will set it up by the month for 100.00 per month including servicing once a week and 30.00 set up fee for each set up and removal. Margie Payne made a motion to approve the Porta Potty. Kevin Klenklen seconded. Motion passed unanimously.

f) Streets-Kevin Klenklen

Kevin Klenklen advised we need to look into some kind of weed eradication for the City's properties in the fall. Kevin would like to recommend we use the millings to make drive through the park so that people can enter the parking lot from Kansa Dr. The Mayor's concern is people using it for a pass through. Sammy Mowder explained there is a water main close to the street there.

Kevin Klenklen asked to discuss the millings. Nancy Leek wanted to thank Hamm's for doing United Methodist Church's parking lot. Kevin suggested we control the millings by controlling the size of vehicle. Kevin has talked with Hamm's they suggest we offer millings Thursday, Friday, Saturday and Sunday and will offer the use of their loader which Kevin and Jason Klenklen will volunteer to drive. There will be **no charge to millings placed within the City and 5.00 per ton** for places outside of the City limits. With a maximum of a 15 ton vehicle. There will be more millings when Vance Brothers come. Kevin Klenklen advised Vance Brothers for phase II is coming middle to end of June. Kevin is also going to ask the KDOT to stripe the entrances. We need to stripe and put signs up on Sunflower at the school as there has been some parking issues there. Chief Bacon will also talk with the school.

Kevin Klenklen is getting ready to do Purple Wave again. He also wanted to advise the Council that Silver Lake Bank has offered to come up and explained their services. Silver Lake Bank would like to put a sign up to Congratulate the City of Ozawie for their improvements and to Hamm's and Vance Brothers. They would also offer to help with an electronic sign at the entrance to the City.

g) Utilities-Mel Armstrong

Mel Armstrong advised we will have a water report by noon tomorrow. The wells have been under the water for a while. He also explained we are at the mercy of the Corps at this point. Kevin Klenklen explained in 1993 it was a foot below the dam. Mel Armstrong advised we could not do the stub wall in the pump house so they will talk about that next week. He explained there was a problem with the valve outside of the pump house which would have been very expensive. We hired KNA Diggin and they were able to close the valve and help with repairs at a reasonable price.

10) Executive Session

Mayor Lutes advised we need to have an Executive Session. Mel Armstrong made a motion for an Executive Session for non-elected personal with Council and Attorney Lee Hendricks for 10 minutes. Margie Payne seconded. Motion passed unanimously. Council returned Mayor Lutes advised there was no action taken.