

## MINUTES OF MEETING OF CITY COUNCIL

### CITY OF OZAWKIE, KANSAS

**December 12, 2022**

A meeting of the City Council of Ozawkie, Kansas was held on December 12th, 2022 at the City Hall of Ozawkie, Kansas. The following Council members were present:

**Loren Lutes, Mayor**  
**Gary Branson – present via phone**  
**Laci Heller**  
**Rob Fisher**  
**Kevin Klenklen**  
**Chris Feuerborn -- Absent**

Also present were the following persons:

Mazi Barnes, City Clerk  
Jamie Durand, Deputy City Clerk  
Lee Hendricks, City Attorney  
Residents: Sharon Branson, Steve Curran, Jim Shaw, Jennifer Christie

**The Council Meeting was called to order at 7:00 P.M.**

Mayor Lutes led those present in the flag salute.

**Consent Agenda:** Mayor Lutes put forth the Consent Agenda with no changes. A motion to approve consent agenda was made by Kevin Klenklen and was seconded by Rob Fisher. The motion passed unanimously.

**Regular Agenda:**

*Citizen Comments:* N/A

*Council Comments:* N/A

### **New Business**

#### **a) Ehrhart Contract Approval**

Bob Ehrhart reviews the changes made to the 2023 Maintenance agreement between the City of Ozawkie and Ehrhart Excavating. For a monthly retaining price of \$500 Ehrhart Excavating will continue to be on call for the city when we are in need of help repairing leaks

and other water/sewer issues that may occur. This agreement shall be for 6 months and prices may be renegotiated at any time. A motion to approve this agreement was made by Rob Fisher and was seconded by Kevin Klenklen. The motion passed unanimously.

**b) Swimming Pool Fencing Ordinance**

Ordinance 22-8 redefines the needs for fencing around swimming pool and defines what a swimming pool shall mean. Verbiage was included to define that kiddie pools or wading pools 6ft in diameter or less shall not require fencing. A motion top approve ordinance 22-8 was made by Rob Fisher and was seconded by Laci Heller. the motion passed unanimously.

**c) Lead & Copper Letter and Form**

Attorney Lee Hendricks reviews the important notes of the letter including that it may not be filled out by a tenant but the owner of the home itself and that the form must be completed in full and signed in order to receive the credit offered on the utility bill. The council decided to offer a \$50 credit off on the April utility bill for those that turn in the completed form. Letters will be sent out no later than the first week of January and must be returned by February 28<sup>th</sup>. A reminder will also be printed on the back of the February bills to remind customers to turn in the completed forms. A motion to approve the letter changes as discussed was made by Rob Fisher and was seconded by Kevin Klenklen. The motion passed unanimously.

**REPORTS**

**a) Mayors Report**

The Mayor compliments Saturdays Christmas event and its good turnout.

FEMA- The Drainage project is in review and we should have more information within 30 days.

FEMA BRIC- The Lagoon project and the Generator project require more information to be submitted. The city has until the 31<sup>st</sup> of January to submit this additional information that has been requested. Christy and CES engineering are developing the information.

**b) Planning & Zoning**

An application for solar installation at 101 Cottonwood Ct was approved by the Planning and Zoning committee as a “conditional use permit” after receiving the additional permit for the pergola to which the solar panels will be attached. A motion to approve the application was made by Kevin Klenklen and was seconded by Rob Fisher. The motion passed unanimously.

The Planning and Zoning committee has also offered edits to be made to the city’s ordinance regarding conditional use permits and solar installations. These edits will be sent to the city’s attorney for review.

**c) Governmental Affairs**

Nothing to report.

**d) Law Enforcement**

Rob Fisher reads over Chief Tim Bacons report that included 1 code enforcement 4 safety enforcements. The report also included 2 domestic disturbances, 1 runaway from John Dewy, 3 alarm calls and 1 assist with another agency under special reports as well as 4 building checks.

**e) Parks**

The Mayor reads Gary Branson Parks report for him which included weed barrier being installed and pea gravel being spread under the new playground addition. Unused materials and equipment have been moved to winter storage. Gary has received 3 unsolicited requests for a dog park and believes a good place would be across the city office on the west side of Kiowa if that is something the city wishes to discuss in the future. Gary shares that he will be absent for the January and February meetings but will participate via Zoom

**f) Streets**

Laci Heller reports that repairs have been made to several spots around town and will contact Approved Paving to make sure they still are onboard to do crack sealing as well.

**g) Utilities**

Kevin Klenklen shares that the items listed on purple wave have sold for the following prices. The Komatsu 5-wheel loader sold for \$35,500, the 2007 Ford F150 sold for \$7,300 and the headache rack from the truck sold for \$275.

A motion for a 20-minute Executive Session to include the Attorney to discuss non-elected personnel was made by Kevin Klenklen and was seconded by Rob Fisher. The motion passed unanimously.

Executive Session started at 7:38pm

Executive Session ended at 8:00pm

A motion to adjourn was made by Rob Fisher and was seconded by Kevin Klenklen. The motion passed unanimously.

Adjourned at 8:01pm