

COLDWATER CITY COUNCIL
REGULAR MEETING
Monday June 11, 2018

The governing body of the City of Coldwater met in regular session with the following present: President of the Council Jason Martin presiding, Council members Mike Bushnell, Joe Ceballos, Andrew Evans and Daniel Hess, Public Works Director Danny Shaw, Chief of Police Tyson Rosenberger, Lake Co-Managers Debbie Dutton and Sam McCleary, City Attorney Allison Kuhns and City Clerk Kristal Sherman. Mayor Penny Bruckner was absent

Visitors included A.J. Prusa, Rick Penner and Chris Bruckner.

Minutes from the May meeting were approved as written, motion by Daniel, seconded by Joe and the motion carried.

Rick Penner with McGuire Iron out of Hesston, KS explained to the council the company is actually based in Souix Falls, South Dakota, he said they currently maintain 800 tanks under active service/maintenance contracts, and further explained he has thoroughly inspected the City's water tower and said it's time to be thinking of a maintenance plan. Rick gave a presentation with pictures showing wear and tear on certain parts of the water tower and said it was not in as good a condition as it should be for its age, also saying that it's nothing urgent, but there are some things to think about. He then gave the prices for the long-term contract: it would cost \$30,115.00 per year for the first six years, by that time he said all the initial issues would be taken care of, then the cost would drop to \$10,843.00 per year after that as long as they are contracted, with a 5% per year ceiling on any raises in the annual maintenance fee. The council asked Rick how much it would cost if they took care of the issues separately without a maintenance plan. Rick said he predicted in the next few years it would cost \$75,000 to \$80,000 for the exterior of the tower and \$50,000 to \$60,000 on the interior and inspections of \$2,000 every-other-year, and would also be about \$15,000 in additional repairs which would need done. Rick presented the council with a contract which they gave to the city attorney to review before any action is taken.

AJ Prusa, SCHS Cheer Coach, told the council they are allowed one fundraiser for the year and asked the council for permission to sell fireworks from June 29th through July 5th. City clerk, Kristal Sherman had given the council the paragraph out of last years' minutes that showed what they agreed to last year. After discussion, Daniel made a motion to allow the cheerleaders to sell fireworks from Friday, June 29th through Wednesday, July 4th and to let citizens discharge fireworks on Friday, June 29th and Saturday June 30th until 12:00am, then Sunday, July 1st, Monday, July 2nd and Tuesday, July 3rd until 11:00 pm, then Wednesday, July 4th until 12:00am, and then "One Last Blast" Thursday, July 5th from 9:00pm until Midnight at the Ballfields only, the motion was seconded by Mike and the motion carried.

Lake Co-Manager Sam McCleary said he has some concerns about bow fishing going on at the lake, which the lake ordinance reads that it's not allowed, but the fish & game warden is one that is doing the bow fishing. The council told Sam to contact the fish & game warden and they also suggested to limit bow fishing to the spillway and outgoing creek from there, they asked Sam to report back on the matter at the June 25th meeting.

Lake Co-Manager Debbie Dutton reported they had a wonderful memorial holiday weekend at the lake. She also reported that she and Don have collected over \$600.00 so far from campers coming in when the booth is closed. The question was asked of Sam if he had checked into a golf cart to purchase for Debbie, he said he will do more checking to see if he can find one.

Public Works Director Danny Shaw asked the council if they had looked at the chalk board, he had written a list of equipment and costs needed to seal streets and other items. He went through the list with them: there is an estimated \$60,000 on 2 rollers needed before any streets can be sealed, he is unsure about the chat spreader so estimated it at \$53,000 and will need a new oil truck

in the next year or so at \$35,000; all of that equipment needed to seal streets. He said the cost of oil and chat for resealing streets is \$1,600 per block and that 45 blocks per year need to be sealed to keep up with deterioration. He also had listed \$25,000 for upgrading the water meter reading laptop and software, \$83,000 for the water telemetry system, \$60,000 to \$100,000 to provide additional water to Comanche Estates and \$5,000 to \$25,000 for a used bucket truck. Danny also told the council he only has \$45,000.00 left in this years' street budget and that they need to be thinking about the City's equipment is getting older and repair costs are increasing, therefore, more money needs to be budgeted for equipment repair, he said there is no way to know what's going to break down next and how much it's going to cost. Danny also reported the swimming rope at the lake needs replaced pretty soon and if they go back with the kind of rope they have now, the cost of the rope and buoys is just short of \$4,000.00 and will only last 2 or 3 years. He said there is a rope they make with poly in it that cost \$5,000.00 and will last longer. Danny asked the council if they had read the responses Kristal received from her emails to other city clerks regarding the on-call time he had asked for. Kristal told the council she had emailed them all the responses last Friday with the rest of their reports. The council tabled the matter to the June 25th meeting to give everyone a chance to read them.

Chief of Police Tyson Rosenberger said he didn't have a report.

City Attorney, Allison Kuhns presented the council with a final resolution for condemnation on the Garry Smith property on East Main Street. Jason made a motion to approve Resolution 2018-4, seconded by Joe and the motion carried. Allison asked the council to raise her monthly retainer fee \$100 to \$600 total, she said she doesn't charge them for prosecuting in court, but would like a little bit of a raise. Daniel made a motion to raise Allison's monthly retainer fee from \$500.00 to \$600.00 per month, seconded by Joe and the motion carried.

Jason asked the council to read a copy of a letter from Sara Stapleton, on behalf of the United Methodist Church, asking for permission to show a family friendly movie on the East side of Ragtime Embroidery building as they have in the past. Daniel made a motion to allow the United Methodist Church to show an outdoor movie on the East side of the Ragtime Embroidery building on Wednesday, June 27, 2018 and to block off part of New York Street, seconded by Mike and the motion carried.

Kristal presented animal permit applications for Jennifer Theurer for 6 sheep for their son's 4-H project from March through July and for Max Williams for 1 horse on his property for the year. Daniel made a motion to approve both animal permit applications, seconded by Joe and the motion carried.

Kristal presented two bids for the veteran's building project, the specifications of the project were as follows: 1. The cracks in the building need to be gouged out and filled with a vinyl, concrete patch. 2. Cut out around all the windows and reseal them with a butyl-type caulking. 3. After all cracks and windows are repaired, paint the building the same color it is now with a high quality exterior paint. Jason opened the bids and passed them around, one was from Russ Hensley Construction of Ashland, KS for \$59,170.00 plus \$5,401.38 in materials for a total of \$64,571.38, the other bid was from KAT Construction of Coldwater for \$14,600.00. Kristal told the council they only budgeted about \$3,400.00 more than the year before to do some maintenance on the building. After discussion, Joe made a motion to reject the two bids because of budget reasons, seconded by Mike and the motion carried.

Bills in the amount of \$137,472.88 were presented for payment. Kristal told the council she had gone ahead and made out a check for \$39,041.00 to Utility Maintenance Contractors, LLC for sandblasting and painting the pool, and didn't know if the council wanted to pay the entire bill since there has been some issues with the job that they did. After discussion, the council agreed not to pay Utility Maintenance Contractors until an agreement in writing has been received by them that

they will come back and repair the painting job they did. Daniel made a motion to pay the bills in the amount of \$98,431.88, seconded by Joe and the motion carried.

Under unfinished business, the code enforcement position, which was tabled from the May meeting, was discussed. Joe said that at the last meeting Danny had resigned as code enforcement officer and they should accept his resignation, and if they do accept his resignation, the 2% raise he received in 2007 for \$736.32/year should be taken away as well. Danny said if they take away 2% of his salary, then he will ask for them to give him a raise for taking back the water operator position when Steve McKnight quit a couple years ago. Andrew asked Danny if that is what he really wanted was to resign, Danny told the council he would be glad to stay on as code enforcement officer, but he still wants the support of the council for what he does. After discussion, Joe made a motion to accept Danny's resignation as code enforcement officer, seconded by Daniel, 2 votes were in favor to accept his resignation and 3 votes were opposed to accept his resignation. Danny will stay employed as code enforcement officer. Joe and Jason both told Danny they did not like his attitude and the way he left at the last meeting.

Under new business, Daniel told the council that the Chamber of Commerce wants to do some activities at the lake over the July 4th holiday, like they used to do in years past. After discussion Daniel made a motion to allow the Chamber to do activities at the lake on July 4th, seconded by Andrew and the motion carried.

With no other business presented, Joe made a motion to adjourn the meeting at 9:25, seconded by Daniel and the motion carried.