

COLDWATER CITY COUNCIL

REGULAR MEETING

Monday, July 23, 2018

The governing body of the City of Coldwater met in regular session with the following present: Mayor Penny Bruckner presiding, Council members Mike Bushnell, Joe Ceballos, 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. Council member Jason Martin was absent and Council member Andrew Evans joined the meeting at 8:50 pm

Visitors included Rick Ensz and Connie McCleary.

Minutes from the July 9th meeting were approved as written, motion by Daniel, seconded by Joe and the motion carried.

Rick Ensz with Cooper, Malone and McClain of Wichita asked the council to consider a contract with their firm to refund the pool bonds, he explained the call date of the bonds is December 1st, 2018 and they can be issued 90 days ahead of that date. But before he could give them potential savings to refinance, the council had to agree to hire his firm. He said if it didn't end up saving the City money in the long run to refund the bonds, they could fire him on the spot and they would owe him nothing. Daniel made a motion to accept the Disclosure Letter, Letter of Intent and Agreement to hire Cooper, Malone and McClain to refund the city's pool bonds, seconded by Joe and the motion carried. Rick then explained he would like to hire Don Jensen with Cosgrove, Webb & Oman as bond counsel, he explained he has worked with him on several bond issues and said he will do a good job. Daniel made a motion to accept the law firm of Cosgrove Webb & Oman as bond counsel, seconded by Joe and the motion carried. Rick then went through numbers with the council, telling them currently the city owes \$1,170,000 on the \$1,500,000 2012 pool bonds which are to be paid off in 30 years, he said by refinancing now, when the interest rates are lower, it could save the City as much as \$133,440.75. He said that could change between now and completing the refunding if the interest rates take a jump. Rick also told the council they need to elect officers of the Public Building Commission. Rick explained to the new members of the council that the Public Building Commission was created under the City umbrella solely for the purpose of building projects and should have a meeting once a year in January to elect new officers. Daniel made a motion to recess the city council meeting and reconvene as the Public Building Commission, seconded by Joe and the motion carried. After the PBC meeting was convened, Daniel made a motion to appoint Andrew Evans Secretary/Treasurer of the PBC, seconded by Joe and the motion carried. Daniel made a motion to nominate Jason Martin as Vice President of the PBC, seconded by Joe and the motion carried. Daniel made a motion to nominate Penny Bruckner as President of the PBC, seconded by Joe and the motion carried. With no further business needed, Daniel made a motion to adjourn the PBC meeting and reconvene the city council meeting, seconded by Mike and the motion carried. Rick said he will be back in a couple months to finalize paperwork.

In the absence of auditor Aaron Koehn, the council reviewed the 2019 budget and after going through a few of the individual budgets, Daniel made a motion to approve the 2019 for publication, seconded by Joe and the motion carried. The budget hearing will be at the August 13th meeting.

Public Works Director Danny Shaw told the council his pickup is still in the shop and they haven't even started working on it, he also reported the loader is back and Foley Equipment said they couldn't find anything wrong with it. Danny also reported he has heard back on the pricing for water well #5, to bury a new wire to well #5 from the basin the estimated cost is \$15,000 to \$20,000, the council discussed getting well #5 up and running and then rewiring one well each year until they get them all done. Danny said he has heard from APAC about repaving streets and they would charge \$250.00 per square yard or \$3,700.00 per block and would charge \$9,000.00 to get their equipment here, Danny also said he still hasn't heard back from Heft and Sons of Greensburg to see what they would charge to repave streets. Daniel asked Danny about spraying the grass and weeds that are coming up in the streets. Danny also reported the chat spreader seemed to have worked fine when they helped the county the other day repave the hospital and health department parking lots. Danny and Mike Bushnell reported they are looking at installing street lights at Comanche Estates where the

intersections are, maybe 8 or 9, the cost would probably be a rental fee. Danny also recommended that the council does not discount the mowing fees for Deborah McDonald, he said he tried over and over to contact her before having to mow the property and she never once got a hold of him. He said he knows she has been in contact with a few council members and hope no discount is given.

Chief of Police Tyson Rosenberger told the council he has taken the old decals off the patrol car because they were old and peeling, he has a quote of \$500.00 to replace them. Tyson also asked the council to be thinking about purchasing a "speed trailer", he said a year ago he had looked into one and the cost was around \$6,400.00, it displays the speed of the car as they pass by it.

City Attorney Allison Kuhns told the council that she had emailed out a draft of the codification of ordinances before the last meeting, had split them up 6 ways, assigned them to each governing body member and asked them to each review their pages to see if they had any questions or changes before it was approved. The council asked to table it to the next meeting so they have more time to review it. Allison asked the council if they wanted to go ahead and approve the two new ordinances she had drafted, one is so Kristal can use the KBI to do background checks for CMB license applicants and the second is an ordinance to approve the federal regulations for commercial vehicles. Daniel made a motion to approve Ordinance No. 2018-3 An Ordinance Adopting Regulations Pertaining to the Sale and Regulation of Cereal Malt Beverages, seconded by Joe and the motion carried. Daniel made a motion to approve ordinance 2018-4 An Ordinance Regulating Commercial Traffic Within the Corporate Limits of the City of Coldwater, Incorporated by Reference The Federal Motor Carrier Safety Regulations, the motion was seconded by Mike and the motion carried. Allison also reported that she has gone through the draft of the McGuire Iron contract and said they shouldn't sign it as is. She said she can work with Danny to contact McGuire Iron to work on the discrepancies.

Mayor Bruckner presented a Cereal Malt Beverage License Application for LaCarreta Restaurant for the council to review. City Clerk, Kristal Sherman explained there have been two different applications given to her by two different people associated with the restaurant. The first one checked the box that said he was "not a U.S. Citizen" so right away that disqualified that applicant. Then another application was filled out by a different person associated with the restaurant and said he was a U.S. citizen. After a lengthy discussion and review of the applications, Daniel made a motion to deny the CMB license application for LaCaretta at this time because of discrepancies in the applications, seconded by Andrew and the motion carried. The council told Kristal that if they come in, she needs to call someone to interpret for them so they make sure and understand exactly what they need to do.

Kristal told the council that Lou Prusa called her and wants to have an auction of her personal items at the veteran's building, and needs to rent the building for 13 days at the end of August/1st of September and asked if we would give her a discount on the rent. Kristal reminded the council they did that for the Heft family last year for their auction. Daniel made a motion that we give Lou Prusa the same rental price that we gave the Heft family in 2017, seconded by Joe and the motion carried.

Bills in the amount of \$41,315.17 were presented for payment. Daniel made a motion to pay the bills as presented, seconded by Mike and the motion carried.

Under new business, Mayor Bruckner told the council that her nephew got the chemical they use to clean the slide on his skin, and his mom ended up taking him to the ER to have it looked at. She said he'll be okay, but it gave him a chemical burn on his skin. Danny said that Larry Arlan, who sells the chemical, said that some people have a sensitivity to it, but it is totally safe to be using.

With no other business presented, Daniel made a motion to adjourn the meeting at 10:20 p.m., seconded by Joe and the motion carried.