

COLDWATER CITY COUNCIL  
REGULAR MEETING

Monday, February 11, 2019

The governing body of the City of Coldwater met in regular session with the following present: Mayor Penny Bruckner presiding, Council members Renee Blasi (newly appointed), Mike Bushnell, Joe Ceballos, Daniel Hess and Jason Martin, Public Works Director Danny Shaw, Chief of Police Tyson Rosenberger, City Attorney Allison Kuhns and City Clerk Kristal Sherman.

Visitors included Andrew Evans and Chris Bruckner.

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

Mayor Bruckner told the council she has visited with several candidates to replace Andrew Evans on the council and after much deliberation, said she would like to appoint Renee Blasi, she thinks she will do a great job as part of the council. Daniel made a motion to appoint Renee Blasi to replace Andrew Evans on the council, to fill out his term, seconded by Jason and the motion carried. At that time, Renee joined the meeting and was sworn in by City Clerk, Kristal Sherman.

Public Works Director Danny Shaw reported on the swimming rope at the lake, he said if they go with regular swimming rope it will only last about 2 years and if they went with the poly pipe, it would last many more years. Mike said he could get poly pipe that would cost the same as the rope, approximately \$3,160.00 (\$1.19 per foot) and could get it in any color. Daniel made the motion to purchase the poly pipe through the same company that CMS buys it from, seconded by Joe and the motion carried. Danny also reported he has checked prices on a new computer and could buy a new one for \$750.00 - \$1,000.00 or his can be fixed for \$350.00. The council told Danny to go ahead and buy a new one since it's under his spending limit. Danny asked the council whether they want to fix the current loader for \$20,000 to \$30,000 but told them he wouldn't let Foley in Dodge City repair it since they haven't been able to fix the problems last year, plus he has to go through the repair invoice carefully to make sure they didn't get charged with something they didn't do. Danny said he has been without the loader now for 3 months and he really needs to either get ours fixed or get a new one. He said he got a hold of the Case Equipment dealer in Dodge City and their price for a new one comparable to ours is \$133,000.00. He also contacted Robin Roberts who is a co-owner of Central Power Systems & Services in Wichita, he said his Liebherr brand of loaders that are comparable to ours cost between \$219,000 and \$268,000, but he would sell it to us for \$150,000. Danny said he has visited with Dennis Hernandez about the City and County sharing a loader, but after discussion, the council didn't think that would work with a piece of equipment like the loader that is used a lot. The council instructed Danny to get a hold of Robin and see if he'll drop his price to the \$133,000.00 price that Case Equipment Co. will do and ask him about his lease program, also check with the local banks to ask what their lease rate is, the council told Danny if he gets all the information they need before the March meeting, they are willing to call a special meeting to take care of it so he can move forward. Danny reported he has checked prices for new leases on lake mowers.....Grasshopper mowers are \$1,500.00 less per year than John Deere. He said he has not been happy with John Deere's warranty program on the John Deere mowers we leased the last three years, and is willing to try the Grasshopper mowers. John Deere's lease price is \$11,544.56 per year for 2 mowers on a 3 year lease, and Grasshopper price is \$10,086.32 per year for 2 mowers on a 3 year lease. Daniel made a motion to enter into a 3 year lease with Grasshopper for 2 mowers at \$10,086.32 a year, seconded by Jason and the motion carried. Danny told the council the fair board is meeting tonight as well, and they were going to discuss loaning out their tables & chairs, so he will have an answer at the March meeting whether to discuss loaning our tables and chairs. Danny said he contacted 4 companies to chip seal our city streets – with only 2 returning a call to him – Circle C Paving from Goddard, KS, put in a bid for sealing 35 blocks at \$111,204.45 and if they were to use the City's rock, they could subtract \$18,620.00 from that figure. They also priced crack sealing: 6 pallets for \$20,400.00. APAC Sears Division from Emporia, put in a bid for sealing 35 blocks at \$117,210.92.

Danny said the representative from Circle C Paving said he would be happy to come to a meeting and discuss his bids and the streets with the council. After discussion, the council asked Danny to get references from the Circle C Paving and also ask a representative from Circle C Paving to come to the March meeting. The council also discussed with Danny the prospect of laying down rock as a base for South Washington Street, and after discussion, Daniel made a motion to buy approximately \$5,000.00 worth of quartz rock at \$8.00 per ton from the Ashland Rock Quarry to use as a base for South Washington Street, seconded by Joe and the motion carried. Danny told the council he has received a proposed water tower maintenance contract from each McGuire Iron and Viking Industrial Painting. He said Rick Penner was the one that came to a meeting more than a year ago to present the contract for McGuire Iron, he has since left McGuire Iron and went to work for Viking Industrial Painting. Both contracts offer pretty much the same terms as the original McGuire Iron contract Rick presented over a year ago, the first 6 years the City will pay \$29,535.00 per year for the different jobs that need done and the 7<sup>th</sup> year will pay \$9,700.00 for final inspection and any extra work necessary. After discussion Daniel made a motion to hire Viking Industrial Painting on a seven year contract for water tower maintenance, seconded by Joe and the motion carried. Danny asked the council if they had thought about his request to put up “no truck” signs on South Washington street, after discussion, the council tabled the request again. Danny asked for executive session to discuss employee job performance for 15 minutes and asked the city clerk and city attorney to stay. Daniel made a motion to go into executive session for non-elected personnel to discuss employee job performance with Danny, City Clerk and the City Attorney for 15 minutes, seconded by Joe and the motion carried. After returning to open session, no decisions were made.

Chief of Police Tyson Rosenberger reported the city crew has been working on the police office, they are now laying the new flooring and hope to be done this week. He asked the council, since they were the ones that wanted his office to move to the front of the building so his current office could be used to store the veteran’s building tables and chairs, should the police budget have to pay for any of the renovations to his office. After discussion, Daniel made a motion to charge the labor split ½ and ½ with police and veteran’s building and charge the materials 100% to veteran’s building, seconded by Renee and the motion carried. Tyson told the council his credit card had a fraudulent charge (he supposedly bought women’s shoes from China), so the credit card company is sending him a new credit card. Tyson also asked the council if they had put any thought into his hours, asking about dropping his maximum working hours from 200 to 170 or 180. The council discussed the matter for quite a while, even discussed having him go back to being paid an hourly wage vs. a salary wage, and also with a hourly wage, would have to keep track of him working no more than 258 hours in 28 days instead of 30 or 31 in a month. The council tabled the matter until the March meeting, Daniel told Tyson to discuss it with his wife and come back with what he would want to do.

City Attorney Allison Kuhns told the council she still hasn’t heard back from one of the oil and gas companies for insurance purposes. She asked if the council still wanted to go ahead with the annexation that was discussed at the January meeting since it was still on her agenda. The council told her they did not at this time, they just wanted to know what it entailed if they ever wanted to do that. The council did discuss it was time to send Dennis Daniels a code enforcement letter, saying he was being evicted from the lot on the north end of the city and all the “stuff” from up there was being moved to his other properties around the City, they want Danny to move forward sending him a letter. Daniel asked Allison if there was a way to keep Dennis from coming to a meeting for a “hearing” and just hear him in court, she said that could probably be changed, but she also said if he doesn’t clean up his properties in the 10 days given to him in the code enforcement letter, the City could go in and “abate” the properties and not give him any more time.

Andrew Evans came to the meeting and told the council he sat in on all 7 interviews for lake manager and after him and Daniel have given the interviews, there are two candidates that stood out to them that they thought would both do a good job. The two are Don Dutton and Lynn German.

Daniel said he thought either of the two would do a good job, his only concern about Don was the ability to “get along” with the group on the north end, but said he has proven he will go above and beyond doing jobs at the lake and not be paid for doing them, he takes a lot of pride in the lake. The council discussed each candidate and after a lengthy discussion, Joe made a motion to offer the job to Don Dutton as the Grounds Manager for the lake, seconded by Mike and the motion carried. Daniel said he will call Don tomorrow and offer the job to him. Everyone thanked Andrew for staying through the month of January and being involved with the interviewing process and wished him luck with his move and new job.

Mayor Bruckner told the council the ad has been running in the paper to hire the 2019 pool manager and the deadline for applications is the 22<sup>nd</sup> of February, that will give the pool committee time to do the interviews and bring their recommendation to the March meeting. Renee told the council what they did in Medicine Lodge, and what might help the pool at the beginning of the season, is sell the pool passes at a discounted price at City Hall before the season opened. After discussion, Daniel made a motion to sell the pool passes for \$5.00 less, the last two weeks of April at City Hall, seconded by Joe and the motion carried.

Mayor Bruckner told the council that they used to do appointments in May, but with the election change, she wants to change the appointments to the beginning of the year. She asked them to review the 2019 appointments as follows:

Official banks: Peoples Bank and Bank of Coldwater

Official paper: The Western Star

Municipal Judge: Rustin Martin

City Treasurer: Johnita Stalcup

City Clerk: Kristal Sherman

City Attorney: Allison Kuhns, based on requirement to attend regular council meetings

Building inspector: Danny Shaw

Code Enforcement Officer: Danny Shaw

Animal Control Officer: Danny Shaw

Meeting time: second Monday of every month at 7:00 p.m. at the City Building

Mileage reimbursement rate: 58 cents per business mile (IRS Rate)

Daniel made a motion to approve the appointments listed, seconded by Joe and the motion carried.

Mayor Bruckner asked the council to review the daily lake rates, which were tabled from the January meeting, and discuss whether they would like to raise those rates or leave them the same for the 2019 season. After discussion, Daniel made a motion to raise the daily camping fees \$3.00 each which would make them as follows:

\$28.00 per night **with electric, water & sewer hookups**

\$26.00 per night **with electric & water hookups**

\$20.50 per night **for camper without hookups**

\$18.00 per night **for tent camping**

the motion was seconded by Mike and the motion carried.

City Clerk, Kristal Sherman told the council that Andrea Rogers with Peoples Bank asked her about the dormant savings account the City has with the bank, she said it has been dormant for five years and we need to have some sort of activity on the account or it will go on the State’s list of dormant accounts and she didn’t think we would want it on the list. Kristal said she talked to our auditor, Aaron Koehn and he suggested the council close the savings account and put the money in the checking account. Daniel asked why we couldn’t use the money for sealing the streets or to buy equipment. Kristal told the council it could be discussed with the auditor at the March meeting since he will be here to deliver the 2018 audit report.

Bills in the amount of \$83,862.24 were presented for payment. Joe made a motion to pay the bills as presented, seconded by Daniel and the motion carried.

Under new business, Daniel said he had been visiting with Barbara Crane and he asked her if they were still fundraising for the sidewalk in the park. She told them the members got discouraged because they heard the council was against the sidewalk. The council discussed the fact they weren't necessarily against the sidewalk, just concerned about the size of it and going through the center of the park instead of just around the perimeter. Daniel suggested the park committee have a meeting with the ladies group and discuss the project.

With no other business presented, Daniel made a motion to adjourn the meeting, seconded by Jason and the motion carried.