

COLDWATER CITY COUNCIL
REGULAR MEETING
Monday, July 8, 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, Mike Bushnell, Joe Ceballos, Daniel Hess and Jason Martin, City Attorney Allison Kuhns, and City Clerk Kristal Sherman.

Visitors included Sherry Gossett, LeAnn Alley, Chris Johnson, Ashta Rosson and sister-in-law and Chris Bruckner.

Minutes from the June meeting were approved as written, motion by Jason, seconded by Mike and the motion carried.

Pool Manager Jennifer Uhl reported to the council that everything was going good at the pool, nothing really to report.

Sherry Gossett told the council her mom was admitted to the hospital in March, so her family did some cleaning/remodeling at her house. She said she had attempted to get in touch with Justin York with Red Hills Waste Solutions about a dumpster, but he never did call her back after she left a message with his wife so they dumped the trash, from cleaning out her house, in dumpsters around town, and for the last 3 months, the City has been charging her \$37.70 per month for trash. Sherry said she had canceled her mom's trash service on June 3rd, but was told by the city clerk she couldn't do that because every household that has a working water meter has to have trash service. She said she paid the last two months of the trash bill, but on the most current bill she only paid the water & sewer portion of the bill, not the trash amount and she won't pay for the trash any longer. She told the council she doesn't think her mom should get her water disconnected for not paying the trash bill. She also reported she had permission from Diana Thompson, administrator at Pioneer Lodge, to dump her mom's trash in Pioneer Lodge's dumpster. She said Diana told her that Pioneer Lodge had paid extra on their water bill for her doing that. City Clerk, Kristal Sherman, told Sherry that she has never billed anything extra to Pioneer Lodge on their water bill and she only bills extra when Justin York tells her to do so. Council member Mike Bushnell tried to explain that Justin has extra tonnage fees on top of the trash he dumps and that's why she's getting charged. Council member Daniel Hess told Sherry "we won't shut her water off" and asked if Justin York could come to the next council meeting so the council could visit with him about the situation and also about the rules for disposing of trash. Kristal said she will call Justin and ask him to come to the August meeting.

Chris Johnson told the council he was in here 13 months ago complaining about the "ditch" on west main and after a considerable amount of time had gone by, Danny and the city maintenance employees got the ditch cleaned out and some flashing put up. He said the bottom is full of grass and weeds and his concern is nothing has been done since March except a little mowing that was done the other day, he said there were supposed to be rocks put in the bottom to keep the weeds from growing and that was never done. He asked the council to have Danny mow and weed eat the ditch to keep on top of it. Council member Daniel Hess said the "ditch" was the same way all the way south through the city park, and wondered why Lynda Cooley isn't mowing that part. Chris also complained about sidewalks in front of the businesses on main street and streets around town have weeds growing in them and asked if they could be sprayed. Mayor Bruckner told Chris they would get with Danny Shaw about his complaints and see if something could be done.

City Attorney Allison Kuhns said she corrected the codification error pertaining to the requirements for a kennel license which is Ordinance 2019-2. Daniel made a motion to adopt Ordinance 2019-2, seconded by Renee and the motion carried. Allison asked to have a copy of the trash contract so she can review it. Kristal said she would give her a copy when she comes in for court tomorrow.

Mayor Bruckner asked the council if they had all read the letter from Joe Coles. He is asking to extend his lot at Comanche Estates. He states he would like to take the east border of his lot and take it straight to the north to the road, they are going to build a shed and would like the flexibility to build it a little further north of the house. The letter also stated "if you would prefer not to allow this,

we would like for you to consider waiving the easement restrictions for the shed so we can place it properly". City Attorney, Allison Kuhns told the council they should have the extended property surveyed to get a legal description because it isn't a plotted piece of ground. She also said that the costs of the survey could go back to the Coles' if they want it done. After discussion, the council had some questions for Danny and since he wasn't at the meeting, they tabled the decision until the August meeting.

Council member Daniel Hess told the council that Danny came and got him one day to take him around the south end of the lake to look at the road. He said Danny wants to put the rock on it that he used on south Washington Street south of Jene Allen's house, and then next spring shoot it with oil & chip seal it. Daniel said they all should go look at it cause it's getting pretty bad in spots.

Mayor Bruckner asked the council if they read Tyson's letter of resignation as chief of police. She asked the city attorney if the council needed to accept his resignation. Allison said they could, but it wasn't necessary. Mike made a motion to accept Tyson Rosenberger's resignation as chief of police, his last day with the City will be Friday, July 12th, seconded by Joe and the motion carried. Mike asked if Tyson was working these last two weeks and nobody seemed to know his schedule. Allison told the council there needs to be an evidence custodian and recommended they ask Sheriff Mike Lehl to take care of the evidence that is currently in the evidence room. There was discussion on the future of law enforcement in the City...Mike suggested they wait a few months and see how things go before they discuss hiring anyone new. The other council members agreed.

Kristal told the council when the city's auditor, Aaron Koehn was here going through the budget she asked him about the possibility of using some of the 1% sales tax fund toward the streets. At this time, the street budget only has about \$7,000.00 to get through the rest of this year. He suggested \$45,000.00 of the 1% sales tax fund to be used toward the street sealing, then the budget should make it through the rest of this year. After discussion, Daniel made a motion to transfer \$45,000.00 from the 1% sales tax fund to the streets, seconded by Joe and the motion carried.

Mayor Bruckner presented a cereal malt beverage license renewal application for Midwest Supermarkets d/b/a Venture Foods for approval. Jason made a motion to approve the CMB license application for Midwest Supermarkets d/b/a Venture Foods, seconded by Daniel and the motion carried.

Mayor Bruckner told the council that Mike Jellison came to visit with her the other day about the ballfields, one thing he told her is that he had to pick up trash from fireworks out on the fields, she had told him the City did not give people permission to do their fireworks out on the ballfields. She said he was more or less asking for help from the city with the ballfields. Discussion was held on different ways the city, the ballfield committee and the recreation commission could work together. Mike Bushnell said he had gone to the last ballfield committee meeting they had. Mayor Bruckner thought maybe it would help to have someone designated from the council to go to their meetings once a month. Mike Bushnell said he would talk with Mike Jellison about it and report back.

Mayor Bruckner asked the council to review the proposed 2020 budget and voice any questions or concerns they may have about the budget. The proposed budget would lower the mil levy about a half a mil, from 85.964 mils to 85.401 mils. After review, Daniel made a motion to approve the proposed 2020 budget for hearing on August 12, 2019, seconded by Mike and the motion carried.

Bills in the amount of \$227,837.71 were presented for payment. Joe made a motion to pay the bills as presented, seconded by Daniel and the motion carried.

With no other business presented, Daniel made a motion to adjourn the meeting at 8:35pm, seconded by Joe and the motion carried.