

COLDWATER CITY COUNCIL
REGULAR MEETING
Monday, January 13, 2020

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, Robert Cardoza, Clela Lampe and Ashta Rosson, City Attorney Allison Kuhns, Public Works Director Danny Shaw, Lake Manager Don Dutton, Chief of Police Devon Duffield and City Clerk Kristal Sherman.

Visitors: Mike Younger, Justin York, Vanita Blundell, Joe Ceballos, Janice Weston and Chris Bruckner.

Before the meeting was called to order, newly elected city council members Robert Cardoza, Clela Lampe and Ashta Rosson were sworn into office by City Clerk, Kristal Sherman.

Mayor Bruckner called the meeting to order and minutes from the December meetings were approved as written, motion by Mike, seconded by Renee and the motion carried.

Mike Younger, engineer with EBH Engineering's Pratt office said Danny had contacted him to look into what it would take to supply more water to the Comanche Estates since there is getting to be enough homes to max out the current 4 inch line feeding the estates. He recommends running an additional 8 inch water line using the north route, he explained his firm would handle the engineering services, permitting, design and survey, etc. for an estimated cost of \$30,500.00. He said the city could save money by having the city maintenance crew do the installation of the line. After discussion, since the project has not been budgeted for, the council did not take any action, they agreed to discuss it at a later date to get more definite costs so it can be put into a future budget.

Justin York of Red Hills Waste Solutions told the council he was present to see about renewing the solid waste contract. City Attorney Allison Kuhs told everyone the only changes that were made to the contract since the last meeting were just for clarification. Justin said he agreed with the changes that were made to the previous contract and will sign the new contract. Mike made a motion to accept the new solid waste contract with Red Hills Waste Solutions, seconded by Ashta and the motion carried.

Vanita Blundell with United Country Real Estate told the council the agreement to market the Comanche Estates lots is expired and asked if they wanted to continue the agreement. She noted two people had inquired about the lots in the last week. After discussion, Ashta made a motion to renew the agreement to have United Country market the Comanche Estates lots, seconded by Robert and the motion carried.

Joe Ceballos explained to the council he has been having quite a few sewer problems and has had to have a plumber unclog his sewer line 6 or 7 times in 2019 the last time being at Christmas time, and at the last meeting he proposed the city taking over the 300 feet of private sewer line toward his house and would like to pay for ½ or all of the line. Danny said the materials would cost around \$3,800.00. After discussion, Mike made a motion the City provide the labor if Joe will pay for all materials for the sewer line, seconded by Renee and the motion carried. It was noted the line would belong to the city when completed. Joe asked for a time-line from the City. Danny said he had quite a few projects lined up and didn't know when he could get to it.

Lake Manager Don Dutton asked the council to review the current payment policy that was made by the previous council a couple years' ago, he is asking that it be changed. City Clerk Kristal Sherman asked that it be changed also because the current policy is not being enforced and believes it to be excessive. The policy dated October 9, 2017 called for rent payment past due after the 5th of the month and every day after the 5th, the owner of the camper will be charged \$18.00 per day plus a 10% late charge until it's paid. Also past due notices were supposed to be attached to the camper on the 6th of the month and if payment wasn't made by the 16th, the electricity would be disconnected, the camper towed at the owner's expense and the campsite would be forfeited. After a lengthy discussion Ashta made a motion that anyone paying their lake rent after the 5th of the month will pay

a late fee of \$50.00 plus a 10% late charge will be added, also if rent or utilities are not paid for two consecutive months, their campsite will be forfeited; the motion was seconded by Robert and the motion carried. Kristal asked the council if they wanted to sell the lake permits at a discounted price the last two weeks of January as has been done in the past. Mike made a motion to approve discounted lake permits from January 21st thru January 31st, the same price as last year, seconded by Renee and the motion carried.

Public Works Director Danny Shaw said in November, 2019 he was asked to table the possibility of purchasing a new pickup to January, he explained to the new council he had called around to a few car dealers and has been quoted \$41,000.00 to \$43,000.00 for a new pickup and recommended the bid of \$41,512.00 for a Chevrolet pickup from Irwin Auto. He said he checked with both banks today to make sure their interest rate was the same as the ones quoted in October, 2019. Bank of Coldwater's rate is 3% and payments would be \$7,682.28 for 6 years; Peoples Bank's rate is 4.35% and payments would be \$8,009.23 for 6 years. Kristal explained the payments could be split between 6 or 7 budgets, but the pickup itself had not been budgeted for. After discussion, the matter was tabled to the next meeting. Danny reported Pueblo Concrete had contacted him wanting to do the concrete work on the expansion joints in the lake spillway which was actually in the budget for 2018. Danny explained they didn't get to it that year and were wanting to do the project toward the end of 2019, but the lake budget was depleted. The cost of the project will be \$14,250.00. Ashta made a motion to move forward with the spillway repair for \$14,250.00 and, for budget reasons, cancel plans to remodel a restroom this year, seconded by Cleta and the motion carried. Danny said he needs to order chat for repaving the streets that are planned this year at an estimated cost of \$20,979.00. Mike made a motion to give Danny authority to order chat not to exceed \$22,000.00, seconded by Robert and the motion carried. Danny asked the council to reconsider letting him post "no truck" signs on south Washington Street, saying they are tearing up the road where they are turning around. Renee reported she has discussed this with the truck driver for Clark Hauling and he turns around inside the fence and not on the road itself, so she still disagrees with the "no truck" signs being installed. After discussion, the council asked Danny to call Jeff Clark with Clark Hauling and discuss the problem. Danny explained the ongoing problems with the roller, to catch the new council members up, he told them he paid \$13,000.00 for the roller, then put \$5,000.00 worth of repairs in it last year and the current estimated costs it would take to repair it was going to be \$15,000.00. He told the council he has received an offer from Kansas Tractor Parts for \$2,500.00. They will pick up the roller "as is" where it sits in Wichita so we wouldn't have to pay a fee to haul it home. After discussion, Cleta made a motion to accept the \$2,500.00 offer on the roller, seconded by Ashta and the motion carried.

Chief of Police Devon Duffield reported his start date to attend class at the academy is March 16th and is a 14 week class. He said he would graduate a week and a half before the July 4th holiday, and said there is still a possibility he could get moved up to an earlier class. Devon also reported the Sheriff's office is continuing to train him. Devon reported his new computer is supposed to be delivered this Friday. Devon also told the council he would like to discuss his salary, he said in the last 38 days he has worked 365 hours and he can not afford to take care of his family on the \$28,000.00 he is making now. He asked the council to consider moving his salary up to \$32,000.00 to \$35,000.00. After discussion, Cleta made a motion to raise Devon to \$32,000.00 and revisit his salary again at his academy graduation, seconded by Ashta and the motion carried. Devon was reminded he is not to work more than 258 hours in a 28 day period, the council suggested he get with Cleta to work on his schedule. Devon also reported he had purchased a new bullet-proof vest at a cost \$600.00, opposed to \$1,500.00 since he signed a contract with Safari.

Mayor Bruckner explained to the council that every two years after every election the council elects a new President of the council, the responsibility of the President is to reside over the city council meetings in the absence of the Mayor; and if something would happen to the mayor, the

President would step into that role. The President of the council is also the President of the Coldwater Housing Authority and resides over their meetings. She then asked for nominations for President of the council. Robert Cardoza nominated Mike Bushnell as President of the Council, Cleta seconded the nomination and Mike was voted as the new President of the City Council.

Mayor Bruckner asked the council to review the annual 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

Clerk of the Municipal Court: Kristal Sherman

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

Building inspector: Danny Shaw

Chief of Police: Devon Duffield

Code Enforcement/Public Officer: Devon Duffield

Animal Control Officer: Danny Shaw

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

Mileage reimbursement rate: 57.5 cents per business mile (IRS Rate)

Ashta made a motion to approve the appointments listed, seconded by Cleta and the motion carried

Mayor Bruckner told the council that council committees need to be assigned, and explained that they are considered “policy/informational committees” and no decisions can be made outside the council meetings. The council each chose committees they would like to serve on, which were set as follows:

Police & Code Enforcement: Robert & Cleta

Lake & Comanche Estates: Mike & Renee

Parks & Pool: Ashta & Cleta

Streets, Water & Sewer: Robert & Ashta

Mayor Bruckner presented the 2020 contract with the auditing firm of Vonfeldt, Bauer and Vonfeldt. Cleta made a motion to approve the contract with Vonfeldt, Bauer and Vonfeldt for the 2020 year, seconded by Robert and the motion carried.

Mayor Bruckner presented a new CMB application from Dollar General. Cleta made a motion to approve the new CMB license for Dollar General, seconded by Robert and the motion carried.

Mayor Bruckner then asked the council to go into executive session to discuss personnel. Ashta made a motion the council and city clerk go into executive session for non-elected personnel to discuss job performance for 10 minutes, seconded by Cleta and the motion carried. After returning to open session, no decisions were made.

Bills in the amount of \$43,564.39 were presented for payment. Renee made a motion to pay the bills as presented, seconded by Ashta and the motion carried.

With no other business presented, Renee made a motion to adjourn the meeting at 10:05 p.m., seconded by Cleta and the motion carried.