

COLDWATER CITY COUNCIL
REGULAR MEETING

Monday, July 13, 2020, at 7:00 p.m.

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 Cleta Lampe, and Ashta Rosson, Public Works Director Danny Shaw, Lake Co-Managers Don and Debbie Dutton and City Clerk Kristal Sherman.

Visitors: Angie Carrithers, Britt Lenertz, Kim Alexander and Chris Bruckner.

Mayor Bruckner called the meeting to order and minutes from the June 8th meeting were approved as written, motion by Robert, seconded by Ashta and the motion carried.

Mayor Bruckner announced anyone that was here for public comment has 5 minutes each to talk to the council and would appreciate them keeping to the 5 minute time limit.

Angie Carrithers said she is here to see what can be done about Jash's camper, he is living in a camper in her backyard and says the neighbors don't care. Angie also told the council Jash does not get along with their mother so he can't go live there. Danny Shaw said the zoning ordinance does not allow for campers to be hooked up to utilities and parked where he is parked. The only place that is open at this time that he can move his camper to is Joe Ceballos trailer park (formerly known as Byram's Trailer Park). Ashta said she would not agree to making him move out of where he is now and make him homeless, she asked Angie if the low income apartments would be an option, Angie said she has been in contact with the manager of the apartments, but there is so much paperwork involved. After discussion, Ashta made a motion to give Jash six months (January, 2021) to try to figure something out and to check into the low income apartments, seconded by Mike. All voted Yes.

Britt Lenertz, Comanche County Emergency Manager, told the council she was here to inform them of Sparks Funding that the County will be receiving which has been brought forward as a part of the CARES act due to the Corona Virus. She said \$400 million dollars has been allocated to the State of Kansas and a little over \$340,000.00 is the portion Comanche County will be receiving. She said the money can be used for school systems, county and city infrastructure, etc., but the cost has to be associated to COVID-19. She said since we haven't had a lot of expenditures due to the virus, we can use it for preparedness and asked the council to think about ways to be proactive to use the funds. Britt said the downside to this is the State is wanting to have a gameplan on how the money is going to be spent by August 15th, we would have until December 30th to actually spend the money, but they have given her a deadline of August 15th. The council told Britt they will have a special meeting next week and let her know their ideas they might have for a portion of the money.

Kim Alexander told the council she was here for her daughter Brena who just purchased the lots north of the Coldwater Apartments and has plans for an RV/Boat Storage business there, but the lots are zoned residential. Kim asked if the council could rezone the lots to commercial. Mike made a motion to allow the lots be rezoned from residential to commercial, seconded by Ashta and all voted yes.

Public Works Director Danny Shaw reported he had sent some code enforcement letters and asked the council how they want to proceed since the waiting period has passed. City Attorney Allison Kuhns looked at the letters and said they need to be re-mailed with the current code referenced instead of the ordinance. Once the letters have been re-mailed and the waiting period has passed, the city can go in and abate the properties, with the costs billable to the property owner. Danny thought it would be better if a third party would come and pick up any vehicles that need to be removed from any property, the council agreed. Danny passed around pictures of a trailer that was

damaged after backing off the east side boat ramp at the lake on June 20th. The pictures show one side of the pickup was off the ramp as it backed in. Danny said a new trailer has been paid for by the owner's insurance company, and he wants our insurance company to reimburse him for the damages. Our insurance company is currently investigating the incident. Lake Manager Don Dutton added that over this past weekend a boater backed his trailer & pickup off the west side boat ramp, which was operator error, he told the council he has now installed markers/guides to help guide them into the water. He added some people said they would like to see a floating buoy at the end of the ramps, council thought it was a good idea if Don wanted to install them.

Lake Manager Don Dutton said he has a group of individuals that need recognized – Roger Davis, who owns a home at Comanche Estates does a lot of volunteer work at the lake. Also have a young gentleman, 10 years old named Derrick Willard who went around this past weekend and picked up 32 bags of trash on his own. Don said they had a good and busy 4th of July. Don also said he would like the council to “evaluate” him and let him know if he's doing a good job, he said it's been such a weird summer at the lake and he's had to take care of things he normally hasn't, he just wanted to know what kind of a job he was doing. The council all agreed he is doing a great job and puts up with more than most people would.

Danny also reported that Pueblo Concrete started working on the expansion joints on the spillway last week. He said the owner, Bert Lowry told him the original bid that was given in 2018 of \$14,250.00 was going to be good, and maybe have to add only \$750.00 more to do the walls. Danny also reported they are making good progress on Joe Ceballos new sewer line and is almost finished.

Mayor Bruckner told the council the Chief Theatre had a “drive-in” movie night at the high school this past weekend to raise money for a new marquee, and they have asked to do a similar “drive-in” movie night at the lake on July 25th. After discussion, the council agreed to let the theatre have the movie night at the lake, but to see about coming in over by the ballfields and not have to use the lake entrance. Mayor Bruckner reported she had heard from Chief of Police Devon Duffield today, telling her he took a test at KLETC today and passed it.

City Attorney Allison Kuhns said she thought Devon was doing a great job by the looks of the court docket. She said on the lake liability clause, she will type out the language and get it to Kristal, it would probably help to put up a few signs and maybe add it to the lake brochure that says the city isn't responsible for any accidents that may happen at the lake. She also discussed the Sunflower Rails to Trails with the council and asked if they had read what Clark County had sent them. The council recommended Allison ask the guy that drafted the Clark County letter to do the same for the City and if he didn't want to do it, Allison said she would send a letter, hoping for the same result. Allison also told the council that some ideas to consider for the Spark Funds that Britt was telling them about would be requests for automatic hand sanitizing stations, have a large supply of hand sanitizer for city offices, library, etc.; Laptops, upgrading computers so employees can take them and work from home; request road barriers, upgrading the phone systems, going to automatic toilets & sinks, UV filters for HVAC systems, sonic disinfectant. She said they should call a special meeting to go over the ideas for the SPARK funds so they can get them to Britt as soon as possible. Allison also gave the council her cell number and said anytime they had any questions or concerns to feel free to give her a call.

Mayor Bruckner asked Lake Manager Debbie Dutton if she had anything to add, telling her they didn't mean to “overlook” her. Debbie said she had questions about the proposed movie the theatre wants to have at the lake, like what time the movie will be? Mayor told her after it gets dark, approximately 9:30. Debbie said the entrance booth will be closed by then so she wouldn't have to

stop vehicles, but she did ask what about having the entrance bathrooms open? The council discussed having the bathrooms and concession stand open at the ballfields for the movie, so they wouldn't need to open the lake entrance bathrooms. Debbie also reported the camper hookups are booked solid until after Labor Day weekend and the cabins are booked until October, also she said the security system is set up. Debbie said she is going to have a couple of t-shirts made up and bring them to the next meeting to see if the council would like to sell them at the lake.

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

The council discussed changes they would like to see made to the Comanche Estates Covenants: 1. One dwelling per tract, the tracts can not be divided without the city council's permission; 2. Wants the word "original" added to the grade of the lot; 3. Asked that the "letter" of the lot from the map be added in the legal description. Allison said she will go through, make the updates and bring back to the council for approval.

Mike said he had heard the pool was going to be closed for the summer on August 1st. Mayor Bruckner said she had heard the same thing so she messaged pool manager Ashton Snyder and said she was going to need to be leaving for college, but she is working on having assistant manager Brenna Jellison keep it open on weekends after school starts.

Discussion was held on how the council should conduct themselves and asked Allison to draw up a code of conduct/ethics for the council to go by. She said she will work on that for the next meeting.

Mayor Bruckner asked the council to set a special meeting to discuss SPARK funds and to review the proposed 2021 budget. The council agreed to set a special meeting for Tuesday, July 21st at 5:30pm.

Bills in the amount of \$240,151.08 were presented for payment. Robert made a motion to pay the bills as presented, seconded by Mike and the motion carried.

With no other business presented, Mike made a motion to adjourn the meeting at 9:55 p.m., seconded by Robert and the motion carried.