

COLDWATER CITY COUNCIL  
REGULAR MEETING

Monday September 13, 2021, 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, City Attorney Charley Herd, Public Works Director Danny Shaw, Co-Lake Managers Don & Debbie Dutton, Chief of Police Devon Duffield and City Clerk Kristal Sherman.

Visitors: Crystal Roberts, Vanita Blundell and Chris Bruckner.

Mayor Bruckner announced there would be a Revenue Neutral Rate hearing, and with no citizens appearing for public comment, there were no objections relating to the revenue neutral rate and proposed tax rate, the hearing was closed and the 2022 budget hearing was opened, and with no citizens appearing for public comment on the proposed 2022 budget, Ashta made a motion to approve the 2022 budget as published and approve Resolution 2021-3 which allows the City to levy a property tax rate exceeding the revenue neutral rate, seconded by Cleta, all council members voted Yes. Mike made a motion to exit the budget hearing, seconded by Robert and all voted Yes.

Mayor Bruckner called the regular council meeting to order, City Clerk, Kristal Sherman conducted roll call. Minutes from the August meeting were approved as written, motion by Robert, seconded by Renee and all voted Yes.

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.

Crystal Roberts from Ashland told the council she and her husband are seasonal campers at the lake and have been Coldwater Lake campers for more than 10 years, and said whoever is mowing the last 2 years, their carpet at their campsite #F-12 is getting torn up. She stated "we're respectful of the lake, we pay our rent on time, we have a dog and clean up after our dog and it is really disheartening when you go out there and there is all the grass clippings all over our carpet making it a mess", she said they are just asking for some respect and not mow so close to their camper. Mayor Bruckner asked the council if they want to continue this discussion now or move it to the end of the meeting. The council agreed to discuss it more at the end of the meeting. They thanked Crystal for coming in.

Vanita Blundell with United Country Real Estate told the council she has an offer from Clint and Chelsie Monroe on 2003 Winchester Way at Comanche Estates. The lot is listed for \$11,500.00 and they offered \$9,000.00. After discussion, Renee made a motion to accept the offer of \$9,000.00, seconded by Robert and everyone voted Yes.

City Attorney Charley Herd asked the council to go into executive session to discuss acquisition of real estate and have Danny Shaw included. Mike made a motion the council go into executive session with the City Attorney for 30 minutes, seconded by Ashta and everyone voted Yes. After returning to open session, no decisions were made.

Public Works Director Danny Shaw told the council he went out and examined the Roberts' campsite and took pictures, which he passed around, he said that several of the campers at the lake have the carpet that they have spread on the ground and not only are they killing the grass beneath it, but most of them are beyond their boundaries which makes it hard to mow around. He said Doug and Crystal Roberts' carpet is 5 feet beyond the boundaries. He said a lot of the campers have discarded the boundary markers that had been set at their campsite. The council agreed to revisit the boundary issue when they discuss the lake lease agreement. Danny reported there are keys missing to the shooting range and they may want to think of another way of entry that does away with the keys. City Clerk Kristal Sherman reported that of the 61 current accounts, 7 are open, 14 are paid members, 17 are members that are not charged (law enforcement, employees, mayor/council, Thompson/Davis

family), 14 accounts have lost their keys, left town with they key or have died and family could not find key, 9 members have not paid their dues even though they have been sent many notices to either pay or hand in their key. After discussion, the council instructed Danny to check in to prices of a new lock. Danny asked if they wanted to purchase a service agreement for the new veteran's building generator. The cost of service would be \$500.00 for once per year or \$790.00 for service twice per year. After discussion, the council agreed to a semi-annual service agreement for \$790.00. Danny asked the council if they had thought about the possibility of him purchasing an extra pickup for his department, saying it didn't have to be anything very expensive, just something they could have on hand if one of the other vehicles had to be gone for repairs. Discussion was held with Danny on an extra vehicle with no decision made. Danny told the council that Charlie Austin had recently obtained his CDL license and said it was discussed when he first started employment they would give him a 50 cent raise when he did get his CDL. Mike made a motion to give Charlie Austin a 50 cent per hour raise for obtaining his CDL license retroactive to the day he received his license, seconded by Robert and everyone voted Yes. Mayor Bruckner asked Danny if he would take the weed eater and knock down the weeds in the streets, she said she has received complaints of grass and weeds growing in the streets and said especially on east main street it is bad. Mike Bushnell said he has received complaints as well and asked about spraying the weeds and grass so they wouldn't grow back.

Lake Co-Manager Don Dutton asked the council if they planned on hiring him back for next year and if so asked if he could do what he's done in the past and work 20 hours per week during the winter, taking time off around the holidays. The council agreed to have Don back next year and stay through the off-season months working 20 hours per week. Don said he has started work on building the frames for the new picnic tables and would like to work on repairing the existing picnic tables over the winter months.

Chief of Police Devon Duffield told the council September 19th through the 25<sup>th</sup> is car seat safety week and since he is now an instructor on how to install car seats, he plans to inspect and instruct people on how to property install car seats, especially during that week. Devon reported that the 4<sup>th</sup> of July holiday weekend was "relatively uneventful" at the lake, but Labor Day Weekend was just the opposite, he said he wrote 28 citations and made 2 arrests. Devon asked that the ordinance prohibiting "jake brakes" be amended to include a fine just like a speeding ticket, he said the way it stands now if he writes a ticket for the use of jake brakes, it is a mandatory court appearance and so he usually lets it go so a truck driver wouldn't have to come back here for court. He also discussed with the council the "no jake brake" signs on each edge of town being moved back far enough so trucks can slow down before they get to town. The council instructed Devon to talk with the city attorney about amending the code regarding jake brakes.

Renee motioned that the City adopt Ordinance No. 2021-4 the 2021 Uniform Public Offense Code, seconded by Ashta and all voted Yes.

Renee motioned that the City adopt Ordinance No. 2021-5 the 2021 Standard Traffic Ordinance, seconded by Robert and all voted Yes.

City Clerk Kristal Sherman asked the council to review the handout from Jayhawk Software which states the current data backup equipment is outside of the original 3-year warranty and asked if they want to consider upgrading the equipment for \$1,029.00. Mike made the motion to approve to upgrade the data backup equipment for \$1,029.00 plus mileage, seconded by Robert and the motion carried.

Kristal told the council the October meeting falls on October 11<sup>th</sup>, which is the Columbus Day holiday and asked if they would want to move that meeting to Tuesday, October 12<sup>th</sup>. The council agreed.

The council reviewed a proposal from Lynda Cooley to paint the big room and kitchen in the veteran's building for \$18.00 an hour. Kristal said Lynda had painted the restrooms back in the spring because of the toilets being changed out leaving the old paint showing, and it was mentioned to paint the rest of the building at a later date. After discussion, the council agreed it should be done for her regular wage as veteran's building janitor which is \$11.25 and not the \$18.00 per hour.

Bills in the amount of \$109,240.26 were presented for payment. Robert made a motion to pay the bills as presented, seconded by Renee and all voted Yes.

Under unfinished business, Mayor Bruckner asked the council what they want to do about Danny asking for an extra pickup. She said if someone wants to make a motion it can either be seconded and voted on or die for lack of being seconded. The council discussed the matter and thought 3 pickups they now have should be enough. The matter of an extra pickup was denied for lack of a motion.

With no other business presented, Ashta made a motion to adjourn the meeting at 9:20 p.m., seconded by Mike and all voted Yes.