

**CITY OF COLUMBUS  
CITY COUNCIL MINUTES  
January 05, 2009**

**ATTENDANCE**

The City Council of Columbus, Kansas, met January 05, 2009 at 6:30 p.m. in the City Hall. Mayor Harley McDaniel presided. Council members present: Connie Bennett, Jerri Burton, Steve Dunlap, Doug Hosier, Marie Nepple, John Paradee, Dewey Smith, Gary Smith, Dana Wellmeier. Members absent: Grant Spieth.

Ervin Dill led the invocation followed by the Pledge of Allegiance.

**MINUTES**

Mayor Harley McDaniel called for additions or correction to the minutes of the December 15, 2008 council meeting. Hosier moved to accept the minutes of the December 15, 2008 council meeting. Burton seconded the motion. Voting aye: Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Abstaining: Bennett. Motion carried: 8-0 1-A.

**APPROPRIATION ORDINANCE #08-196**

Burton moved to approve Appropriation Ordinance #08-196. Nepple seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**APPROPRIATION ORDINANCE #09-197**

Smith Gary moved to approve Appropriation Ordinance #09-197. Burton seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**City Superintendent Jim Burton report:**

1. I put an ad for bids on the dump truck that the engine has been blown and they should be back by the 16<sup>th</sup> at 4 o'clock.
2. I went out for bids on the stump removal at City Park which is for about 9 stumps. They also should be back by the 16<sup>th</sup>.
3. I applied for an extension for the water meters to be installed at the wells as we do not have all the parts in yet. That extension was approved to 3/31/09.
4. The Telephone Co. has requested a dumpster to recycle phone books. The unit they used from Names and Numbers was set on fire so it is not useable. We will take a dumpster over there. Their main concern was household trash being dumped into it. We are going to fix the top so it will not open. If you slide both covers to the end there will be a slot in it big enough to slide a phone book into it.
5. We received our energy audit back from TAC Energy Solutions. I won't go into the whole book but if anyone is interested you are more than welcome to borrow the book to look it over then just bring it back. Basically all it says that our savings would be about \$9,000 a year on energy. They outlined a solution to take care of that consisting of

changing light bulbs and controls. A lot had to do with the heat and air units being so outdated. They also looked into automatic water meters. Their cost to save us that money was way out there. The heating and air units are something we are going to have to do sooner or later. Lighting is not that hard to do so we could do that. This program is really not fit for us. They put the meters as automatic or standard and being a small town it will probably be cheaper for us to just purchase regular meters and install them ourselves. One bid estimate they had with automatic meters was \$1,250,000 and with manual read meters it was about \$800,000.

**DEMOLITION BIDS – 307 E. OAK**

*B-3 Construction Inc. \$1,500.00*

*Brumback & Atkinson Const. Co Inc. \$2,500.00*

Dunlap moved to accept the bid in the amount of \$1,500 from B-3 Construction with estimated time for completion, weather permitting, be 10 days for property located at 307 E. Oak. Burton seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – JOE ALLISON**

Nepple moved to give Joe Allison longevity pay of \$354.12 payable on the 2<sup>nd</sup> payroll in December 2009. Dunlap seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – JASON DANIELS**

Nepple moved to give Jason Daniels annual step increase to \$13.53 Range 11 Step D per Appendix A-1, due December 03, 2008 and payable on the January 16, 2009 payroll and retro back. Smith Gary seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – ROY DAVIS**

Nepple moved to give Roy Davis annual step increase to \$13.83 Range 13 Step B per Appendix A, due January 8, 2009 and payable on the January 16, 2009 payroll and retro back. Hosier seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – DEE MORRISON**

Nepple moved to give Jason Daniels annual step increase to \$10.03 Range 7 Step G per Appendix A, due December 17, 2008 and payable on the January 16, 2009 payroll and retro back. Smith Gary seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – SCOTT BENNETT**

Nepple moved to give Scott Bennett annual step increase to \$16.44 Range 12 Step L per Appendix A, due January 1, 2009 and payable on the January 16, 2009 payroll and retro back. Hosier seconded the motion. Voting aye: Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Abstaining: Bennett. Motion carried: 8-0 1-A.

**EMPLOYEE STEP INCREASE – JEFF WOODS**

Nepple moved to give Jeff Woods annual step increase to \$12.84 Range 9 Step K per Appendix A, due January 1, 2009 and payable on the January 16, 2009 payroll and retro back. Dunlap seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – TERRI KERSHAW**

Nepple moved to give Terri Kershaw annual step increase to \$11.92 Range 8 Step K per Appendix A, due January 1, 2009 and payable on the January 16, 2009 payroll and retro back. Dunlap seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE STEP INCREASE – ROD BOCK**

Nepple moved to give Rod Bock annual step increase to \$11.63 Range 8 Step J per Appendix A, due January 1, 2009 and payable on the January 16, 2009 payroll and retro back. Burton seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EMPLOYEE RESIGNATION – RICK MARTIN**

Nepple moved to accept the resignation of Rick Martin as of January 16, 2009 in Good Standing providing he fulfills his 2 week obligation. Burton seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**ADA**

Jim Burton ADA Coordinator: I need to inform the council that the Southeast Kansas Independent Living Resource Center Inc. Rick Knight and Edward Reynolds have filed a motion to reopen the case with the City of Columbus. City Attorney Barbara Wright said there is no insurance coverage on this.

**Fire Chief Brad Gleason report:**

1. We had 329 fire runs in 2008 and have had 3 fire runs so far in 2009.

**ORDINANCE ON STANDING COMMITTEES #1257**

Burton moved to adopt Ordinance #1257 section 1-301 – *Revising the list of committees designated as Standing Committees of Council – City Property, Parks & Pool*. Hosier seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**ORDINANCE ON RESPONSIBILITY OF COMMITTEE #1258**

Burton moved to adopt Ordinance #1258 section 1-313 – *Revising the City Property, Parks & Pool Committee responsibilities*. Hosier seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**ORDINANCE ON REVISING COMMITTEE OF CABLE TV & SANITATION #1259**

Hosier moved to adopt Ordinance #1259 section 1-314 – *Revising the City Committee on Cable TV & Sanitation to Sanitation only*. Burton seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**RESOLUTION ON GAAP WAIVER #382**

Smith Dewey moved to adopt Resolution #382 – *Adopting Waiver of Generally Accepted Accounting Principles (GAAP) for the Fiscal Year 2009*. Nepple seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**RESOLUTION ON CONDEMNATION #383 – 535 W. MULBERRY**

Hosier moved to adopt Resolution #383 – *Fixing a time and place and providing for notice of a hearing on condemnation on property at 535 W. Mulberry*. Nepple seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**RESOLUTION ON CONDEMNATION #384 – 621 N. OHIO**

Burton moved to adopt Resolution #384 – *Fixing a time and place and providing for notice of a hearing on condemnation on property at 621 N. Ohio*. Bennett seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**EXECUTIVE SESSION**

Nepple moved to go into executive session for 15 minutes from 7:09 pm to 7:24 pm on Consultation with an Attorney on matters that would be deemed privileged in an attorney-client relationship regarding law suit issues and with Council members, Mayor, City Attorney, City Clerk and City Superintendent in attendance. Wellmeier seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**REGULAR SESSION 7:24 PM**

**HIRE ED KEELEY FOR ADA LAWSUIT**

Dunlap moved to hire Ed Keeley at \$125 an hour to help represent us in the ADA lawsuit and to allow City Attorney Barbara Wright serve as co-counsel. Wellmeier seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

**Mayor Harley McDaniel report:**

1. I know most of you have heard about the S curve on the north side of the Pizza Hut on the traffic coming in and out of there. Especially those grain trucks. I was unofficially notified Friday it will be corrected in March when they come back to finish that up. They told me it was an engineering design error. They will probably widen it and make it a little bit straighter shot.

**Meetings:**

**City Property**

Tuesday January 13, 2009 @ 6:15 pm

**Budget & Finance**

Tuesday January 13, 2009 @ 6:30 pm

**Personnel**

Tuesday January 13, 2009 @ 7:00 pm

**ADJOURNMENT**

Burton moved to adjourn the meeting at 7:34 pm. Dunlap seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Nepple, Paradee, Smith Dewey, Smith Gary, Wellmeier. Voting nay: None. Motion carried: 9-0.

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*Janice Blancett, City Clerk*