

**CITY OF COLUMBUS
CITY COUNCIL MINUTES**

December 21, 2009

ATTENDANCE

The City Council of Columbus, Kansas, met December 21, 2009 at 6:30 p.m. in the City Hall. Mayor Marie Nepple presided. Council members present: Connie Bennett, Jerri Burton, Steve Dunlap, Doug Hosier, David Morrison, John Paradee, Dewey Smith, Gary Smith, Grant Spieth, Dana Wellmeier. Members absent: None.

Councilmember Doug Hosier led the Invocation followed by the Pledge of Allegiance.

**PUBLIC HEARING
ECONOMIC DEVELOPMENT APPLICATION
DECEMBER 21, 2009 @ 6:30 PM**

Mayor Marie Nepple called the meeting to order by reading:

The City of Columbus, Kansas, 66725 will hold a public hearing on Monday, December 21, 2009 at 6:30 o'clock p.m. in the City Hall, for the purpose of considering an application to be submitted to the Kansas Department of Commerce for Small Cities Community Development Block Grant funds under the Economic Development category. A specific project application to be discussed is a warehouse distribution facility located at 202 South Minnesota, Columbus, Kansas 66725. The funds will be used for operating capital and inventory and will create or retain (nine) 9 jobs. The estimated project cost is \$436,360 of which \$298,000 will be requested from the CDBG program. Other project proposals introduced at the hearing will be considered. Oral and written comments will be recorded and become a part of Columbus, Kansas/Cherokee County Kansas CDBG Citizen Participation Plan.

Reasonable accommodations will be made available to persons with disabilities. Requests should be submitted to Columbus City Hall by Monday December 21, 2009.

Jim Dahmen came before the council to introduce Kent Woodridge, President, Brian Kuzera, Chief Financial Officer of Spectra Composites and Linda Weldon of SEKRPC. Mr. Woodridge told the council they have 13 companies which relate to composites which is basically fiber glass. We are talking about a distribution facility located here. There was a question at a prior meeting, which I was not here, about odor and we basically don't do any open containers. The most we do is take a lid off for just mixing purposes only. It is a standard procedure. We don't anticipate any safety issues. We haven't had any problems any where in the country. We have met with the Fire Department. We don't have any noise outside of a fork lift inside the building. We will not be using the loading dock on the south side. We will be using the doors on the west side. We will not have semis in and out of here all the time. Most of our stuff will be out of a box truck. Our hours will be from 8:30 to 5:00.

Linda Weldon came before the council and informed them they will be writing the application for this funding. The purpose of this hearing is part of the application phase and part of the CDBG Economic Development Division. This has to be in by January 4th. It is for business capital and inventory. Our numbers have changed since the publication. Our numbers now that we are looking at is \$1,550,770 and the grant request from the state will be \$315,000. The way it works is the state grants the money to the City and the City loans the money to the business. Out

of that \$315,000 there is \$17,000 for administration. The City is not obligated to repay this money you are just a pass through. The company will make payments to the city and the city will make payments to the Department of Commerce. There are 2 resolutions, one allowing the Mayor to sign the application and another resolution which is an anti displacement. We have to conduct an environmental assessment. The award date is mid February.

RESOLUTION #400

Burton moved to adopt Resolution #400 – *Resolution certifying legal authority to apply for the 2009 Kansas Small Cities Community Development Block Grant Program from the Kansas Department of Commerce and Authorizing the Mayor to sign and submit such an application.* Total amount of CDBG in the amount of \$315,000 and Mayor to sign all documents. Paradee seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

ADJOURNMENT

Burton moved to adjourn the meeting at 6:58 pm. Paradee seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

Janice Blancett, City Clerk

REGULAR COUNCIL MEETING 6:58 .M.

MINUTES OF REGULAR COUNCIL MEETING

Mayor Marie Nepple called for additions or correction to the minutes of the December 07, 2009 council meeting. Burton moved to accept the minutes of the December 07, 2009 council meeting. Morrison seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith, Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Abstaining: Dunlap. Motion carried: 9-0 1-A.

APPROPRIATION ORDINANCE #09-223

Hosier moved to approve Appropriation Ordinance #09-223. Spieth seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

VISITORS

Jim Dahmen – Jim Dahmen came before the council to petition a time for a hearing on the franchise agreement with the Columbus Telephone Company. A hearing was set for February 1, 2010 at 6:30 p.m.

City Administrator Evan Capron report:

1. In your packet is the service agreement between Terry Blancett and the City of Columbus for Computer Consulting Services, Maintenances and Repairs for 2010. Nothing has changed on this contract and the hourly rate remains the same as the year before at \$55 an hour.

COMPUTER CONSULTING SERVICES CONTRACT – TERRY BLANCETT

Burton moved to accept computer consulting services contract with Terry Blancett for the year 2010. Smith Dewey seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Abstaining: Paradee. Motion carried: 9-0 1-A.

2. I have received a couple of calls regarding the parking problem in front of Dollar Daze, Chinese restaurant and others on the south side of Maple. It appears that the SKIL employees are using their parking places and the store customers have complained that they don't shop or eat there because there is no place to park. As evidently there isn't much we can do about it except maybe placing limited parking signs in each parking place which would be very costly.
3. On December 8, 2009 our Water Meter Reader was at a residence reading the meter. The residents had a black puppy that would come out and greet the Meter Reader in the past. This time he didn't come out and when the employee got into his truck to leave he ran over the dog by accident. The owner called me and said that he was told by the employee that we would replace the dog. The employee has given me a statement of what happened and said he did not say anything about replacing the dog. I told the owner that I would take it to council for a decision but I thought that nothing would be done since we have no control of the dog lying down in front of a wheel.

City Superintendent Jim Burton report:

1. We have all the water issues out on Country Road resolved.

2. Chuck Harris sent me some stuff from email. There are some issues on our East Town Sewer as there are some manholes still leaking. We still have money left in the KDHE money and I am working with PEC to try and use the rest of it to take care of this issue plus a couple of light poles and the sewer line over by Carpino Ford.
3. Evan built a building over on Sycamore and asked me what needed to be done. I told him he would have to pay for a water tap and sewer tap which he paid. On further investigation there was a tap so we are refunding his \$400 for the water tap and they did go ahead and do a sewer tap. I just wanted to inform the council.
4. We went out for a bid on a 50 horse tractor that was in the budget. Since this is taken out of 2 committees I will open them here:

O'Malley Implement Company	\$24,650	\$23,250
Anderson's Car & Tractor Corp.	\$14,533	
Lambert Tractor & Machinery	\$13,839	\$15,499.48
S&H Farm Supply Inc.	\$14,252.35	\$22,826.09
Joplin Farm & Lawn	\$22,816.80	Delivery date 2 nd week of March

PURCHASE TRACTOR

Dunlap moved to purchase 50 horse power tractor from Anderson's Car & Tractor in the amount of \$14,533 and to be paid out of GL# 07-000-57810. Burton seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

LIQUOR LICENSE RENEWAL – NOT FOR CONSUMPTION ON PREMISES

Burton moved to renew liquor license for the year 2010, not for consumption on premises to: Jack Roark – The One Stop, John Lopp – Fast Mart, G&W Foods and Casey's General Store. Morrison seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

LIQUOR LICENSE RENEWAL – FOR CONSUMPTION ON PREMISES

Smith Gary move to renew liquor license for the year 2010, for consumption on premises to: Captain Joe Carter VFW Post 1372, Keith Reeves Post No. 3 – American Legion and Cherokee County American Legion Fair Association. Smith Dewey seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

SET HEARING ON TAX ABATEMENT – SPECTRA COMPOSITES

Bennett moved to set tax abatement hearing for Spectra Composite on February 1, 2010 at 6:45 p.m. Burton seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

PROCEED WITH SEWER LATERAL LINE ISSUES

Burton moved to proceed with sewer lateral line issues. Paradee seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

EMPLOYEE STEP INCREASE – JASON DANIELS

Paradee moved to give annual step increase to Jason Daniels to \$13.84 Range 11 Step E per Appendix A-1 due December 03, 2009, with retro pay and payable on the January 15th 2010 payroll. Hosier seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

EMPLOYEE STEP INCREASE – ROY DAVIS

Paradee moved to give annual step increase to Roy Davis to \$14.17 Range 13 Step C per Appendix A due January 8, 2010 and payable on the January 15th 2010 payroll. Spieth seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

EMPLOYEE STEP INCREASE – TERRI KERSHAW

Paradee moved to give annual step increase to Terri Kershaw to \$12.22 Range 8 Step L per Appendix A due January 1, 2010 and payable on the January 15th 2010 payroll. Dunlap seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

EMPLOYEE STEP INCREASE – JEFF WOODS

Paradee moved to give annual step increase to Jeff Woods to \$13.16 Range 9 Step L per Appendix A due January 1, 2010 and payable on the January 15th 2010 payroll. Dunlap seconded the motion. . Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

EMPLOYEE STEP INCREASE – JOE ALLISON

Paradee moved to give Longevity pay to Joe Allison of \$354.12 and payable on the 2nd payroll in December of 2010. Spieth seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

EMPLOYEE STEP INCREASE – SCOTT BENNETT

Paradee moved to give Longevity pay to Scott Bennett of \$512.93 and payable on the 2nd payroll in December of 2010. Spieth seconded the motion. Voting aye: Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Abstaining: Bennett. Motion carried: 9-0 1-A.

EMPLOYEE STEP INCREASE – DALE BURTON

Paradee moved to give Longevity pay to Dale Burton of \$552.24 and payable on the 2nd payroll in December of 2010. Spieth seconded the motion. Voting aye: Bennett, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Abstaining: Burton. Motion carried: 9-0 1-A.

EMPLOYEE STEP INCREASE – RON REYNOLDS

Paradee moved to give Longevity pay to Ron Reynolds of \$434.00 and payable on the 2nd payroll in December of 2010. Smith Gary seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

RESOLUTION #401 – 1411 E SYCAMORE

Burton moved to adopt Resolution #401 – *A Resolution fixing a time and place and providing notice of a hearing; May appear and show cause why such structure should not be condemned and ordered repaired or demolished.* Morrison seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

RESOLUTION #402 – 636 S DELAWARE

Smith Gary moved to adopt Resolution #402 – *A Resolution fixing a time and place and providing notice of a hearing; May appear and show cause why such structure should not be condemned and ordered repaired or demolished.* Morrison seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

ORDINANCE #1270

Spieth moved to adopt Ordinance #1270 – *Reauthorizing appointment of a City Attorney for General Direction and Supervision in the regular legal affairs of the City, and authorizing appointment of a City Prosecutor to appear and persecute all violations of City ordinances in Municipal Court.* Dunlap seconded the motion. Voting aye: Burton, Dunlap, Hosier, Paradee, Smith Dewey, Spieth Wellmeier. Voting nay: Bennett, Morrison, Smith Gary. Motion carried: 7-3.

PROSECTUING ATTORNEY – MARADETH FREDERICK

Spieth moved to accept the Mayor’s appointment of Maradeth Frederick as Prosecuting Attorney. Paradee seconded the motion. Voting aye: Burton, Dunlap, Hosier, Paradee, Smith Dewey, Spieth Wellmeier. Voting nay: Bennett, Morrison, Smith Gary. Motion carried: 7-3.

ADJOURNMENT

Burton moved to adjourn the meeting at 8:25 pm. Paradee seconded the motion. Voting aye: Bennett, Burton, Dunlap, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 10-0.

Janice Blancett, City Clerk