

**CITY OF COLUMBUS
CITY COUNCIL MINUTES
February 01, 2010**

ATTENDANCE

The City Council of Columbus, Kansas, met February 01, 2010 at 6:30 p.m. in the City Hall. Mayor Marie Nepple presided. Council members present: Connie Bennett, Jerri Burton, Doug Hosier, David Morrison, John Paradee, Dewey Smith, Gary Smith, Grant Spieth, Dana Wellmeier. Members absent: Steve Dunlap.

Jim Dahmen led the Invocation followed by the Pledge of Allegiance.

**PUBLIC HEARING – TELEPHONE FRANCHISE
FEBRUARY 01, 2010 6:30 P.M.**

Mayor Marie Nepple called the public hearing for the Telephone Franchise to order at 6:30 p.m.

Jim Dahmen came before the council to present the franchise and ask the council for their approval. The only thing different is that the old contract was 20 years old and the new one use modern terminology, but it still allows the Telephone Company to utilize the streets and alleys etc. It also allows us to repair anything that we might disrupt as we would have to take it back into its original state. It is a non exclusive franchise. Other than that the revenue as it relates to the City is still 5% on the franchise fee that we collect and remit to the City monthly. I think the obligations put upon us under the franchise, also in this document, are the same ones as 20 years ago. The City has a right to audit the franchise taxes so that is what the renewal part of 12 months is in the agreement. This agreement will be good until the year 2030.

ORDINANCE # 1271

Burton moved to approve the franchise agreement between the Columbus Telephone Company and the City of Columbus, Ordinance #1271 – *Granting A Franchise to Columbus Telephone Company and Columbus Data centric, Inc., their Successors, Transferees, and Assigns The Right to Operate and Maintain Its Telephone/Communications System and All Business connected With Providing Communications Services Within The Corporate Limits of The City of Columbus, Kansas, And to Use and Occupy The Streets, Alleys, and Other Public Places of Said City For such Purposes, and Providing For Payment to Said City.* Smith Dewey seconded the motion. Spieth moved to adjourn the Public Hearing on the Telephone Franchise at 6:36 pm. Burton seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 9-0.

ADJOURNMENT

Spieth moved to adjourn the Public Hearing on the Telephone Franchise at 6:36 pm. Burton seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 9-0.

Janice Blancett, City Clerk

**PUBLIC HEARING – PROPERTY TAX EXEMPTION
SPECTRA COMPOSITES
FEBRUARY 01, 2010 6:45 P.M.**

Mayor Marie Nepple called the Public Hearing on the Property Tax Exemption for Spectra Composites to order at 6:45 p.m.

Jim Dahmen came before the council on behalf of Spectra Composites. At a previous meeting you were handed an economic impact analysis. The key page on that document is page 5 in which it documents the return on the investment that the City, County and School District would have if they granted the tax exemption as requested. I think your return on the investment came back to you in 3 years. I would like to let you know that even though the constitution of the State of Kansas allows for a 10 year holiday for a job creating industry and the company only opted to ask for 5.

PROPERTY TAX EXEMPTION – SPECTRA COMPOSITES

Smith Gary moved to have City Attorney draw up a resolution on the property tax exemption for Spectra Composites to include the incentive language; the property for which the exemption is granted will be used exclusively for the purpose specified in Section 13 of Article 11 in the Kansas Constitution. Burton seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 9-0.

ADJOURNMENT

Burton moved to adjourn the Public Hearing on the Property Tax Exemption for Spectra Composites at 6:52 pm. Wellmeier seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 9-0.

Janice Blancett, City Clerk

**REGULAR COUNCIL MEETING
FEBRUARY 01, 2010 6:52 P.M.**

MINUTES OF REGULAR COUNCIL MEETING

Mayor Marie Nepple called for additions or corrections to the January 19, 2010 council meeting minutes. Burton moved to accept the minutes of the January 19, 2010 council meeting. Hosier seconded the motion. Voting aye: Bennett, Burton, Hosier, Paradee, Smith Dewey, Smith Gary, Spieth. Voting nay: None. Abstaining: Wellmeier. Motion carried: 8-0 1-A.

APPROPRIATION ORDINANCE #09-228

Hosier moved to approve Appropriation Ordinance #09-228. Paradee seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 9-0.

APPROPRIATION ORDINANCE #10-229

Burton moved to approve Appropriation Ordinance #10-229. Morrison seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Motion carried: 9-0.

City Administrator Evan Capron report:

1. Last week we heard that the land fill will be closing on March 1st. Earlier it was May 1st. With the acceleration in filling they recalculated and found that their air space was decreasing faster than they thought. Carl Hayes with the County will be providing the City Superintendent and I with the dumping fee in Galena. This week we will be making a trial dump run to Galena to calculate time and expense. Looking at one of our popular fast food establishments they are being charged \$76 a month and picked up 5 times a week. Vendors would charge \$300 a month and pick up 3 times a week. Service for residential was from \$11 up a month and pickup once a week. Next week I would like to have a sanitation meeting for the City Superintendent and I so we can discuss our findings with the committee.
2. Here is an email from Jim Dahmen I would like to pass out to the council and I would like each of you to read it and start thinking about what it is saying in regards to the baby boomers moving back to the rural communities.

City Superintendent Jim Burton report:

1. We had an inspection on the sanitary lagoons and it is the best they have seen. They do recommend we start putting money back for the lagoons to have them desludged.
2. Carl Hayes with the County has purchased recycling trailer with landfill funds and should be delivered in about 4 weeks. It is anticipated in the 3 major cities of Columbus, Baxter and Galena they will be stationed there for about a week at a time. The County employees will come in and transport it to the recycling center in Pittsburg. We will eventually have to discuss a site to leave it.
3. We worked Friday night and Saturday night removing snow.
4. The Gazebo was not covered under our current policy so that will have to be appealed to FEMA.

PURCHASE WATER METERS

Burton moved to purchase 225 water meters in the amount of \$8,100 from Water Products and to be paid out of GL# 06-000-57678. Paradee seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

SNOW REMOVAL PRIORITY LIST

Morrison moved to accept revised snow removal list with the exception of Autumn Place and Medical Lodge. Hosier seconded the motion. Voting aye: Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth, Wellmeier. Voting nay: None. Abstaining: Bennett. Motion carried: 8-0 1-A.

INSTALL SPEED BUMP

Morrison moved to install a speed bump in the alley between Crossland Liquor and Big D's. Paradee seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

David Morrison 2nd Chair for the Streets/Alleys/Bridges committee made a motion to have the City Attorney draft an ordinance on obstructions in streets and public places. Council reviewed the draft ordinance and questions arose as to what to do about places that have already been that way or grandfathered in. City Attorney said the point is do any of those cause a hazard or dangerous condition as they exist now. It was noted that most alleys and streets anymore are no longer in the proper place. This would take a lot of surveying to get these back in order plus we would need a list of all obstructions on City easements. Mayor Nepple said if there were no more questions on this draft ordinance it would be best to send this back to the committee as there is still several thoughts and suggestions to be considered for this. Since there was no second this motion died for lack of a second motion.

EMPLOYEE STEP INCREASE – ROD BOCK

Paradee moved to give annual step increase to Rod Bock to \$11.92 Range 8 Step K per Appendix A due January 1, 2010 and payable on the February 12, 2010 with retro pay. Bennett seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

HIRE PUBLIC WORKS FOREMAN – RON REYNOLDS

Paradee moved to hire Ron Reynolds as Public Works Foreman at \$14.17 Range 13 Step C per Appendix A and not to receive longevity pay on the second payroll of December 2010. Spieth seconded the motion. Voting aye: Hosier, Paradee, Smith Dewey, Spieth, Wellmeier. Voting nay: Bennett, Burton, Morrison. Abstaining: Smith Gary. Motion carried: 5-3 1-A.

RESOLUTION # 403 – 414 S FLORIDA

Burton moved to approve Resolution #403 – *A Resolution Finding That the Structures Located at 414 S Florida, In the City Of Columbus, Cherokee County, Kansas, Is Unsafe And Dangerous, And Directing That The Structures Be Removed And The Premises Made Safe And Secure.*

Hosier seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Gary, Spieth Wellmeier. Voting nay: None. Abstaining: Smith Dewey. Motion carried: 8-0 1-A.

RESOLUTION # 404 – 712 E WALNUT

Spieth moved to approve Resolution #404 – *A Resolution Dismissing the Condemnation Action Concerning the Structure(s) at 712 E Walnut.* Burton seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

RESOLUTION # 405 – 327 N FLORIDA

Burton moved to approve Resolution #405 – *A Resolution Dismissing the Condemnation Action Concerning the Structure(s) at 327 N Florida.* Paradee seconded the motion. Voting aye:

Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier.
Voting nay: None. Motion carried: 9-0.

VOLUNTEER FIREFIGHTER – SCOTT SULLIVAN

Spieth moved to accept the Mayor's appointment of Scott Sullivan as Volunteer Firefighter. Smith Gary seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

VOLUNTEER FIREFIGHTER – CRAIG BURTON

Hosier moved to accept the Mayor's appointment of Craig Burton as Volunteer Firefighter. Wellmeier seconded the motion. Voting aye: Bennett, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Abstaining: Motion carried: 8-0 1-A.

VOLUNTEER FIREFIGHTER – ROBERT NEWCOMB

Spieth moved to accept the Mayor's appointment of Robert Newcomb as Volunteer Firefighter. Bennett seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

VOLUNTEER FIREFIGHTER – BRET PEINE

Spieth moved to accept the Mayor's appointment of Bret Peine as Volunteer Firefighter. Burton seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

DONATE TO CHAMBER FOR 4TH OF JULY CELEBRATION

Spieth moved to donate \$2,000 to the Columbus Chamber for the 4th of July celebration and to be paid out of Transient Guest Tax Fund. Wellmeier seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

AMMENDED JOB DESCRIPTION – SOLID WASTE LEAD MAN

Paradee moved to approve job description as amended for Solid Waste Lead Driver to include in the experience and qualifications section, with air brake endorsement. Hosier seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0.

Meetings:

Sanitation

Tuesday February 09, 2010 @ 6:00 pm

ADJOURNMENT

Burton moved to adjourn meeting at 7:45 pm. Bennett seconded the motion. Voting aye: Bennett, Burton, Hosier, Morrison, Paradee, Smith Dewey, Smith Gary, Spieth Wellmeier. Voting nay: None. Motion carried: 9-0

Janice Blancett, City Clerk

