

CITY COUNCIL CHAMBERS
AUGUST 14, 2012
7:00 P.M.

A. CALL TO ORDER:

- B. ROLL CALL:** Members present were Councilmembers Kirk Clawson, Irlan Fullbright, Kathy Hines, Gaila Nielsen, Rick Wilson and Mayor Frank Koelsch. Also present was Mary Jo Cunningham and Karen LaPierre, representing the Ellinwood Leader and the Great Bend Tribune.

- C. APPROVAL OF MINUTES:** A motion was made by Councilmember Rick Wilson to approve minutes for the July 10, 2012 regular council meeting, seconded by Councilmember Irlan Fullbright. Motion carried. All voting in favor. A motion was made by Councilmember Kirk Clawson to approve minutes for the July 23, 2012 special council meeting, seconded by Councilmember Rick Wilson. Motion carried. All voting in favor.

- D. APPROPRIATIONS:** A motion was made by Councilmember Gaila Nielsen to authorize payment of bills and claims processed, seconded by Councilmember Kirk Clawson. Motion carried. All voting in favor.

E. OLD BUSINESS: NONE

- F. VISITORS:** Mary Jo Cunningham, Chris Komarek and Karen LaPierre

G. NEW BUSINESS:

1. Public Hearing on 2013 Budget: As part of the adoption of each year's budget, a Public Hearing is required. Notice has been given pursuant to statute to hold this year's hearing at 7:00 p.m.

A public hearing was held on the proposed 2013 budget. There were no comments from the public. Mayor Koelsch declared the public hearing closed at 7:15 p.m.

2. Consideration of Budget for Approval: At the conclusion of the public hearing, the Council considers adoption of the proposed budget. An ordinance must be passed adopting the budget. Adoption of the proposed budget does not require spending the amounts adopted; however, the adopted budget allows those amounts to be utilized when necessary.

A motion was made by Councilmember Irlan Fullbright to adopt Ordinance 2012-3, an ordinance attesting to the increase in taxes levied for the 2013 budget, necessary to finance public services for the City of Ellinwood, seconded by Councilmember Gaila Nielsen. Motion carried. All voting in favor.

CITY COUNCIL CHAMBERS
AUGUST 14, 2012
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A motion was made by Councilmember Kathy Hines to adopt Ordinance 2012-4, an ordinance approving, adopting and appropriating, by fund, the budget of the City of Ellinwood, Kansas for the year beginning January 1, 2013, seconded by Councilmember Kirk Clawson. Motion carried. All voting in favor.

3. Delinquent Accounts Review: The auditors recommend the City annually review delinquent accounts and write off those accounts which are becoming aged. A review and write-off of older accounts provides the City with a more accurate amount of collectible accounts receivable at year end. Although the accounts are written off, the City will continue with collection efforts including referral of the accounts to the State of Kansas Setoff Program to offset against tax refunds or funds. The city's percentage of bad debts is very low and generally does not exceed one-half of one percent.

A motion was made by Councilmember Gaila Nielsen to approve the list of delinquent accounts as presented for write off, seconded by Councilmember Kathy Hines. Motion carried. All voting in favor.

4. Consideration of Ordinance Adopting 2012 Uniform Public Offense Code: The League of Kansas Municipalities publishes an updated Uniform Public Offense Code, which includes all criminal offenses not related to traffic. The City currently utilizes the 2011 code.

A motion was made by Councilmember Irlan Fullbright to approve Ordinance 2012-5, an ordinance regulating public offenses within the corporate limits of the City of Ellinwood, Kansas incorporating by reference the "Uniform Public Offense Code for Kansas Cities," Edition of 2012. Councilmember Gaila Nielsen seconded the motion. Motion carried. All voting in favor.

5. Consideration of Ordinance Adopting 2012 Standard Traffic Offense Code: The League of Kansas Municipalities publishes an updated Standard Traffic Offense Code, which includes all traffic offenses. The City currently utilizes the 2010 code.

A motion was made by Councilmember Kathy Hines to approve Ordinance 2012-6 an ordinance regulating traffic within the corporate limits of the City of Ellinwood, Kansas; incorporating by reference the "Standard Traffic Ordinance for Kansas Cities," Edition of 2012, providing certain penalties and repealing Ordinance 2010-8. Councilmember Irlan Fullbright seconded the motion. Motion carried. All voting in favor.

CITY COUNCIL CHAMBERS

AUGUST 14, 2012
7:00 P.M.

6. Class Action Settlement: Staff reported the City has been notified that the City is part of a class action lawsuit involving atrazine in the drinking water. A small number of municipal water utilities across the country filed an action a few years ago against the manufacturer of atrazine for contamination of drinking water. Investigators obtained water quality records of all municipal systems and identified those with measurable quantities of atrazine, of which Ellinwood was one of those systems. The measured quantity of atrazine in our system based on the 2011 analysis is 0.44 which is substantially below the allowable amount.

A motion was made by Councilmember Irlan Fullbright to accept the settlement agreement of approximately \$35,000, seconded by Councilmember Gaila Nielsen. Motion carried. All voting in favor.

7. Manhole Refurbishing: The manhole refurbishing has been completed. During the project, the contractor recommended a topcoat of zebron 386 to manhole #133 and manhole #134 in the amounts of \$1,250 and \$2,200 respectively, for a total addition of \$3,450. These costs are in addition to the original approved amount of \$16,765.

A motion was made by Councilmember Gaila Nielsen to approve the additional work as outlined above in the amount of \$3,450, seconded by Councilmember Kathy Hines. Motion carried. All voting in favor.

8. RICE Update: Presented to council was a project agreement with Kansas Power Pool for the RICE upgrade to the second engine at a cost to the City of \$141,100. A motion was made by Councilmember Rick Wilson to approve Project 2, the RICE upgrade to the second engine at a cost of \$141,100, seconded by Councilmember Irlan Fullbright. Motion carried. All voting in favor.

9. Health Insurance Review: Presented to council was a contract from the Conrade Agency for various services relating to our health insurance package. The contract was in 3 parts, including 1:) Marketing & Consulting Services, which would include analyzing our current health insurance package and negotiating renewals with other vendors, 2:) On-going service and compliance and 3:) Wellness services. They proposed all three services for a cost of \$8,000. Staff also reported the preliminary information for our renewal package from our current BXBS provider was little or no increase in the premium for the City's current coverage.

After some discussion the general consensus of the council, was to not approve the Conrade Agency contract at this time and wait to see the renewal proposal for the City's current health insurance package.

CITY COUNCIL CHAMBERS
AUGUST 14, 2012

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REPORTS:

1. Municipal Court Report: Presented to Council was the Municipal Court Report for July, 2012.
2. Utilities Production Report: Presented to Council was the Utilities Production Report.
3. Staff Reports:
 - a) Staff reported the last day for the pool will be August 26th. Staff reported the heating element for the heater at the City Park restrooms needs to be replaced. The street department has been working on street painting and it is completed. City employees will be working on a sewer line project on East B Street. The electric department is working to complete underground electrical on Isern and Hirsch. Also work will be done tearing down the barricade shed east of the City shop. The water line project at John Henrys is completed with an estimated cost of \$11,000.
 - b) Staff reported James Renfro is at the academy. Officer Paul Leiker will also continue as the Dare officer.
 - c) Staff reported a Fly In will be held at the airport on September 9th. Staff requests approval to place a port a pot at the airport.
 - d) Staff reported the annual League of Kansas Municipalities conference will be held October 6th through the 8th, please notify the city office if you are interested in attending.
 - e) Staff reported recreation surveys will be mailed out to Ellinwood residents, or the survey can be completed on the school website.
 - f) Staff reported a request from Stephanie Joiner for a dance performance at the bandshell on August 15th for 2 ½ to 5 year olds was approved.
 - g) Staff reported Mulvane and Waterville have joined the Kansas Power Pool. The KPP board is in the process of interviewing candidates for general manager.

**CITY COUNCIL CHAMBERS
AUGUST 14, 2012
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- I. **ADJOURNMENT:** There being no further business at this time, a motion was made by Councilmember Kirk Clawson that the meeting be adjourned, seconded by Councilmember Gaila Nielsen. Motion carried. All voting in favor.

Frank Koelsch, Mayor

Kim Scharz, City Clerk