

**CITY COUNCIL CHAMBERS**  
**FEBRUARY 9, 2010**  
**7:00 P.M.**

**A. CALL TO ORDER:**

**B. ROLL CALL:** Members present were Councilmembers Fullbright, McCrary, Clawson, and Mayor Koelsch. Councilmembers Nielsen and Welch were absent. Also present was Mary Jo Cunningham, representing the Ellinwood Leader, and Karen LaPierre representing the Great Bend Tribune.

**C. APPROVAL OF MINUTES:** A motion was made by Councilmember McCrary to approve minutes for the January 12, 2010 meeting, seconded by Councilmember Fullbright. Motion carried. All present voting in favor.

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

**E. OLD BUSINESS:**

1. Update on U.S. 156 Signage: The Kansas Department of Transportation has unofficially approved the content of the proposed sign. The final design will be forwarded to city council for final approval and then an application will be completed and forwarded to KDOT.

**F. VISITORS:** Mary Jo Cunningham, Karen LaPierre, Conrad Koehler, Art Keffer, Kevin Clair, Shane Becker and Justin Joiner. Police Chief Art Keffer, introduced the new police officer, Shane Becker to the council.

**G. NEW BUSINESS:**

1. Service Award: A service award was presented to Kevin Clair for his five years of service to the City of Ellinwood Fire Department.
2. Kansas Gas Service Franchise Agreement: Presented to council was a proposed franchise agreement from Kansas Gas Service. Conrad Koehler, a representative from Kansas Gas Service was present at the meeting to address questions from the council. The current agreement expires May, 23<sup>rd</sup> and provided for a 2% franchise fee to be paid to the city for use of city property and right of ways. New regulations by the Kansas Corporation Commission allow a municipality to charge a franchise fee of up to 5%.

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After some discussion, a motion was made by Councilmember McCrary to accept the 2% franchise agreement and approve Ordinance 2010-1, an ordinance granting to Kansas Gas Service, a natural gas franchise, subject to a change in Section 11, allowing for a review of the franchise agreement every 3 years. Motion seconded by Councilmember Fullbright. Motion carried. All present voting in favor.

3. Neighborhood Revitalization Program: Presented to council was information regarding a proposed Neighborhood Revitalization Plan. The plan would provide incentive to businesses and residential owners to build or improve their properties. A revitalization plan provides for a rebate of property taxes in accordance with a specific percentage allowance per year, for a set period of years, with the particular criteria to be set by the city council. The council would also designate certain areas within the town to be eligible areas under the plan.

After much discussion, the consensus of the council was to proceed with preparation of a Neighborhood Revitalization Plan and directed Robert Peter, city administrator, to draft a proposed plan detailing the specific criteria of the plan to be presented for review at the March council meeting.

4. Lease Purchase Agreement: Presented to council was a resolution and letter agreement with Community Bank of the Midwest for a lease purchase agreement on the box unit for the new solid waste truck. The lease amount is \$55,000 for a period of four years with an interest rate of 4.66% and a monthly payment of \$1,260.10. Community Bank would obtain a security interest in the 2010 Peterbilt Truck along with the box unit, until the lease purchase agreement is satisfied.

A motion was made by Councilmember McCrary to accept the lease purchase agreement with Community Bank, and approve Resolution 20910, seconded by Councilmember Clawson. Motion carried. All present voting in favor.

5. Executive Session: An executive session is requested for discussion of confidential financial matters pertaining to a private business. A motion was made by Councilmember Clawson to adjourn into executive session for 20 (twenty) minutes for discussion of confidential financial matters pertaining to a private business and that the council meeting will reconvene in the council chambers, seconded by Councilmember McCrary. Motion carried. All present voting in favor. The governing body recessed into executive session at 8:25 p.m.

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Meeting reconvened into regular session at 8:45 p.m. A motion was made by Councilmember Fullbright to offer Lot 12 on East Santa Fe, to Justin Joiner at a cost of \$6000, with one-half due on signing, and the other half due after electricity and water are provided to foundation, with the City incurring the costs to provide the electricity and water to the foundation. Motion seconded by Councilmember Clawson. Motion carried. All present voting in favor.

**H. REPORTS:**

1. Municipal Court Report: Presented to Council was the Municipal Court Report for January 2010.
2. Utilities Production Report: Presented to Council was the Utilities Production Report.
3. Staff Reports:
  - a) Staff reported the sewer truck that hauls sludge needs to be replaced. The City is looking for a used farm wheat truck for approximately \$3000 - \$4000.
  - b) Staff reported Jon Perron will be attending a small engine repair class offered at Barton County Community College.
  - c) Staff reported painting is being done at the power plant and the water shop. Street department has been busy with snow removal and winter vehicle maintenance.
  - d) Staff reported Shane Becker, the new police officer will be attending the academy, and the city may hire an additional part-time police officer to help staff the police department during this time.

- I. **ADJOURNMENT**: There being no further business at this time, a motion was made by Councilmember Clawson that the meeting be adjourned, seconded by Councilmember McCrary. Motion carried. All present voting in favor.

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Frank Koelsch, Mayor

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Kim Schartz, City Clerk