

**CITY COUNCIL CHAMBERS
DECEMBER 14, 2010
7:00 P.M.**

A. CALL TO ORDER:

B. ROLL CALL: Members present were Councilmembers Fullbright, Rapp, Wilson and Mayor Koelsch. Councilmembers Nielsen and Clawson were absent. Also present was Karen LaPierre, representing the Great Bend Tribune.

C. APPROVAL OF MINUTES: A motion was made by Councilmember Fullbright to approve minutes for the November 16, 2010 regular council meeting. Motion seconded by Councilmember Rapp. Motion carried. All present voting in favor.

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

E. OLD BUSINESS: None.

F. VISITORS: Karen LaPierre, Chris Komarek, and Gordon Eggers. Mr. Eggers expressed concerns with fences in the community and inquired as to whether the City had a fence ordinance. Staff responded to Mr. Eggers that currently the City does not have an ordinance that specifically addresses fences, however the City Planning Commission is in the process of reviewing an updated zoning ordinance, in which fences will be addressed. Mr. Eggers also expressed his concerns in regard to abandoned vehicles in yards.

G. NEW BUSINESS:

1. Cereal Malt Beverage Applications: All cereal malt beverage licenses are due for renewal at the December meeting. The City has received the following applications for license issuance:

General Retailer

John Henrys
Kansas Sidewinders MC
Fatty's

Container Retailer

H & T Stop 2 Shop
Pop N Shop
Zip Stop, Inc.
Ellinwood Family Foods

A motion was made by Councilmember Fullbright to approve the cereal malt beverage licenses for the year 2011, seconded by Councilmember Wilson. Motion carried. All present voting in favor.

CITY COUNCIL CHAMBERS
DECEMBER 14, 2010
7:00 P.M.

2. Audit Proposal: Presented to council was a proposal from Adams, Brown, Beran and Ball to perform the city audit for the years 2010, 2011 and 2012.

A motion was made by Councilmember Rapp to accept the proposal from Adams, Brown, Beran & Ball for a fee of \$9,000 for 2010, \$9,250 for 2011 and \$9,500 for 2012. Councilmember Wilson seconded the motion. Motion carried. All present voting in favor.

3. Properties at 414 East 4th and East B Street: Staff reported the City can now proceed with condemnation of the structure at 414 East 4th. Notice has been given to the owner and conservator of the property which gives them 30 days to respond. After the 30 days, a resolution can be brought to the city council for approval. Staff also reported complaints have been received regarding several structures in the 100 block of East B Street.
4. Amendment to FlexSystem Premium Only Cafeteria Plan: Presented to council was an amendment to the Premium Only Cafeteria Plan reflecting the change in tax treatment of Employer-Provided Health Benefits for Children under age 27.

A motion was made by Councilmember Fullbright to approve the amendment as presented and authorize Robert L. Peter, city administrator to execute the amendment. Motion seconded by Councilmember Rapp. Motion carried. All present voting in favor.

5. Ellinwood Community Foundation: The City will be receiving a large bequest from the Vivian Archer Estate. Staff recommends setting up a 501(c)3 non profit corporation to hold and account for these funds.

A motion was made by Councilmember Fullbright to approve the establishment of Ellinwood Community Foundation, a 501(c)3 non profit corporation, seconded by Councilmember Wilson. Motion carried. All present voting in favor.

H. REPORTS:

1. Municipal Court Report: Presented to Council was the Municipal Court Report for November 2010.
2. Utilities Production Report: Presented to Council was the Utilities Production Report.

CITY COUNCIL CHAMBERS
DECEMBER 14, 2010
7:00 P.M.

3. Staff Reports:

- a) Staff reported the city crews are finishing up with the tree trimming. They also took a large tree out by the city office and a couple of large trees around the high school.
- b) Staff reported letters are being sent out on abandoned vehicles.
- c) The planning commission will meet on January 4th, 2011 for a public hearing and to begin reviewing the zoning ordinance.
- d) Staff will attend the Kansas Power Pool annual meeting on Thursday.
- e) Staff reported vehicle maintenance and cleaning of city facilities will be done during January and February.
- f) Staff explained appropriations for the January, 2011 meeting will be delivered separate from the agenda packet on Monday, January 10th.

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

Frank Koelsch, Mayor

Kim Schartz, City Clerk