

MEMBERS PRESENT: Rich Hamit, Ira Allen, Larry Coursen, Bob Sisson, Bruce Smith, Mayor Jack Young.

OTHERS PRESENT: Vic Robbins, Mike Dickerson, Ed Harmison, Bob Call, Cheryl Brown.

The meeting was called to order by Mayor Young at 7:00 PM; roll call was taken.

MINUTES: Bruce Smith moved to approve the minutes of the August 10, 2005 meeting as written. Bob Sisson seconded; motion carried 5-0.

WARRANTS: Ira Allen made a motion, seconded by Larry Coursen, to pay all warrants presented. Motion carried 5-0.

WEBSITE: Bob Sisson asked for some guidelines regarding the city's website on behalf of Beth Sisson who's been maintaining the site. Several businesses have contacted her about special events and she wants to have the council's approval to put these commercial-type events on the website. Ira Allen suggested charging a fee if the business wants to run more than just a line-item. Bob Sisson said that he thinks that anything that promotes Overbrook or the surrounding area should be added at no cost, at least for now. The council agreed by consensus to have these commercial type items put on the website at no charge, providing it doesn't get to be too much work for Beth Sisson.

ORDINANCES: Bruce Smith moved to adopt Ordinance No 283, Standard Traffic Ordinance and Ordinance No 284, Uniform Public Offense Code as written. Rich Hamit seconded; both Ordinances were adopted 5-0.

USED MONITORS: Cheryl Brown told the council that the library doesn't need the used monitors that the city has. Mark McCain is interested in one. The council agreed by consensus to try to sell them for \$20-25, but to take the best offer presented.

LAWSUIT: Ira Allen reported that Carl and Theresa Anderson have filed a lawsuit against the city for damages from a sewer line back-up. The insurance company is handling the matter at this time.

DRAINAGE/CULVERTS: Bruce Smith asked if the culvert-cleaning by Ace Pipe Cleaning was successful or not. Bob Call said that the results were not very satisfactory. Mayor Young said that we have culverts that are below grade, above grade, rusted out, and with trees obstructing them. Smith said that the city just needs to put together a plan to upgrade the drainage system city-wide, and find a way to fund the project. Ira Allen asked if something like a cattle crossing type device would work by the school. Bob Call said that we would have to have something custom-made. Mayor Young said that Craig Gillard is working on estimate for some kind of grate. The mayor also mentioned that he's been told that a skid-loader would be the best equipment for cleaning out ditches, and replacing city-owned culverts. Prices for a contractor versus buying a skidloader would need to be researched. Bob Call asked about the sidewalk and driveway culverts on private property. Ira Allen said that the city had voted at an earlier meeting that replacing or installing culverts was not the city's responsibility. Call then said that

just replacing the city's culverts might not be too effective unless all substandard ones are replaced. The mayor said we need to find out at what point can the city require private culverts to be replaced. Smith said that this would be part of the engineering phase. Smith then asked Vic Robbins if the city would need to contract a specific type of engineer. Robbins said that his company, King & Associates does this kind of work. Robbins then gave a brief presentation of what would be involved. Robbins said that the city could ask more than one company to offer a proposal. He said his firm would be interested, and he would check with another of their engineer's about developing a proposal.

WATER/SEWER PROJECT: Vic Robbins told the council that he's written a report on the investigation, evaluation and rehabilitation of the sewer system as required by KDHE.

Robbins said that he had been told by Donnie Bryant the week of the fair that Bryant should be ready to start the waterline replacement project in a couple of weeks. Robbins hasn't heard from Bryant since, and is concerned because there is a 60-day time limit from KDHE.

Robbins said that Dean Beckman has done 10 re-inspections, and has been contacted by another 3 or 4, but the rest are still pending. Robbins has discussed the matter with Michael Coffman, and Coffman is thinking that the ones who never contact us be handled through municipal court. Robbins also brought up that a decision needs to be made concerning how to deal with the buildings whose perimeter drains are connected to the wastewater system. He thinks there may be 50-60 in that category.

Robbins gave a brief review of his report to KDHE. He told the council that he talked to a couple of contractors to get an idea of cost, and his estimation of what it would cost to rehabilitate the sewer lines would be \$624,000 and to rehabilitate the manholes would cost around \$118,000 so the total cost would be around \$750,000. Robbins explained his "grading" system for manholes and sewer lines to be prioritized. He estimates that taking care of the "priority phase" will use the remaining \$400,000 the city has in the sewer loan and grant. Mayor Young asked how far away we are from taking bids. Robbins said he needs to finalize his report, and develop the specs. He's hoping to be ready by the middle of September. Robbins is hoping that KDHE will not object to any changes in the order of the project. Robbins said that since the tests on the lagoons have been within the state-required limits, he thinks that KDHE will work with us on any deadlines.

Mayor Young stated that his main concern is that by not having this phase of the project completed by the original deadline, it will interfere with the city applying for another grant. The city will probably have to have another survey done as the results are only good for a certain length of time. The council agreed that Robbins should proceed with his reports as quickly as possible in order to get the project done. Robbins did say that it would help if someone besides himself could contact people about sump pump inspections, etc. Smith and Allen volunteered to contact these people. Bob Call was asked to get in touch with Donnie Bryant about the waterline. Allen asked who Robbins can ask to help him when he gets in a time crunch. Robbins said King's has hired another part-time engineer so this may help him with some projects.

He told the council that Donna Crawford has been having trouble getting some payroll info from Donnie Bryant regarding the pre-treatment tank. The mayor said the city might send a letter to Bryant about getting the paperwork to Crawford.

SWIMMING POOL: Bob Sisson said that he looked at the pool this morning and the water looks terrible. Rich Hamit said Joni Hudson told him the robo-vacuum isn't working, but that she's shocked it. Sisson said that if they don't get all the stuff cleaned off the bottom, no amount of shocking will do any good. Bob Call said he hadn't been told about the vacuum not working, but will check it out. Hamit said he's concerned about the parties that have been scheduled. Sisson said that they'll probably have to get out the manual vacuum to get it cleaned. Bruce Smith suggested they see how it looks in a couple of days. The council agreed that if it can't be cleaned by Saturday, it needs to be closed for the season regardless of any parties that have been booked. Hamit said he would contact the pool manager about the situation. Bob Call said he would let the vacuum run tomorrow if he can fix it.

ELECTRICITY TO THE CITY LAKE: Mayor Young said that Bob Call is running the aerator at the city lake by a gas-powered generator due to the fact that we can't get enough voltage from the fair grounds. The mayor would like to get some prices on having Westar put up a pole. Sisson also asked when the lake is going to be stocked like a normal lake instead of being overstocked. He said that the number of fish is why we need the aerator. This needs to be discussed with Leonard Jirek. The mayor said that we still need electricity for security lighting around the bathrooms anyway. Mayor Young said he would discuss this with Jirek the next time he sees him.

DRUG/ALCOHOL TESTING PROGRAM: The council had been told by Teri Graham that the requirement for employers being in a drug/alcohol program depends on the weight of the vehicles being driven, and not just the fact that someone has a Commercial Driver's License. Bruce Smith made a motion, seconded by Bob Sisson, to pursue enrolling in a program. Motion carried 5-0. The clerk was asked to have Teri Graham review the proposal from Tim Harris of Kansas Drug/Alcohol Testing, Inc. before signing any contract. Bob Call asked that the council consider having all city employees in the program. Ed Harmison agreed. Call also said that the council should consider requiring physicals before being hired, and the council agreed.

RECREATION COMMISSION: Bob VonStein has resigned from the Recreation Commission due to his moving out of town. The other commission members are Jim Gates, Kip Jewell, Tom Fenton, and Dennis McPhail. The commission was formed to pursue getting funds for Jones Park and has never officially been dissolved. Ira Allen suggested the mayor have a meeting with the remaining members. Rich Hamit said he would try to contact them about meeting with the council.

LIAISON'S: Mayor Young said he is still considering whether or not to assign specific departments to each council member. He wants to be sure that it's a good thing to do for the council and for the city.

PART-TIME CLERK: Cheryl Brown said that while hiring someone to work part-time would be beneficial to her, the matter was not included in the 2006 budget. Ira Allen said he had talked to the City Treasurer and she feels that the funds are available to get started. The clerk asked what's meant by "getting started"? Bruce Smith said that the council discussed the advantages of having someone who's trained in every area rather than someone to just handle phone calls and take payments when Brown needs to be gone. Bob Sisson made a motion, seconded by Ira Allen, to pursue hiring a part-time clerk. Motion carried 5-0. The hours and salary will be decided later. Ira Allen said that this needs to be discussed at the next meeting. Sisson said that whoever is hired needs to be willing to learn everything about the job, and not just one phase such as utility billing. The mayor brought up finding some way to store documents, etc that would be more accessible. He suggested using the mini-storage business. The clerk said that she uses the vault as much as possible to avoid having to go up to the attic. She said part of the problem is the "junk" that has accumulated in the attic over the years.

STATE LIQUOR SALES LAWS: Ira Allen said that he thinks the city should go as the state goes. Rich Hamit said he thinks the city should keep as much control over liquor sales as possible. Allen said that the city should encourage any new business. Sisson said that whoever would open a liquor store would have to meet state requirements regardless of what the city does. Ira Allen made a motion, seconded by Larry Coursen, to follow the state guidelines in allowing the sale of liquor, excluding Sunday's. Mayor Young said that Overbrook has taken all available measures to keep anyone from opening a liquor store in the past. Allen said people will still have the option to go through legal channels to have the city revert back to being "dry" if enough citizens want to take action. The motion carried 3-2, with Hamit and Smith voting NO.

Rich Hamit moved to prevent the sale of Cereal Malt Beverage in packages on Sunday's. The motion died for lack of a second. Ira Allen made a motion, seconded by Larry Coursen, to

allow the sale of packaged Cereal Malt Beverage (not alcoholic liquor) on Sunday's in agreement with the state's designated Sunday's. Motion carried 4-1, with Hamit voting NO. The clerk will send this information to the city attorney to make sure our ordinances states exactly what the council want them to say.

FEMA REIMBURSEMENT: Bob Call asked what the council is going to do with the \$10,029.12 the city received from FEMA for ice storm damages. The council agreed that it will go into the General Fund for the time being.

TRAIL'S: Chief Harmison said that there may be a problem with where the city's property line is in regards to future sidewalks. Bruce Smith said that we may need to have it surveyed to cover the access to the city lake from Hwy 56. The mayor said we will probably need to get an easement.

COUNCILMEMBER COMMENTS: Ira Allen said that the limb dump looks better, and asked if the limbs that have been dumped in the wrong area could be pushed where it belongs. He thought maybe this would be a good place for Mark McCain to practice with the backhoe.

Rich Hamit said someone had mentioned using part of the FEMA money to buy some playground equipment suitable for younger children.

Hamit said the pool staff would like to paint the bathroom floors after the pool is closed for the season instead of waiting until next spring. It would take approximately 12 hours labor plus the paint. Bruce Smith moved to allow the painting. Rich Hamit seconded; motion carried 5-0.

There being no further business before the council, Bruce Smith moved to adjourn. Larry Coursen seconded; meeting adjourned at 9:25 PM.

Respectfully submitted,

Cheryl L. Brown
City Clerk

September 14, 2005

APPROVED:-----