

MEMBERS PRESENT: David Gerisch, Jim Gates, Bruce Smith, Rich Hamit, Mayor Jack Young. Jason Florance absent.

OTHERS PRESENT: Matt Taggart, Max Firesen, Bob Sisson, Ed Harmison, Cheryl Brown.

The meeting was called to order at 7:30 p.m. by Mayor Young. Roll was called by the clerk; there was a quorum present.

MINUTES/WARRANTS: Jim Gates made a motion, seconded by Rich Hamit, to approve the minutes with a change in the time of the recessed part of the meeting. Motion carried.

Jim Gates made a motion, seconded by David Gerisch, to pay all warrants. Motion carried.

MISCELLANEOUS: Jim Gates moved that the salary of the city clerk be raised by 4%, retroactive to June 1, 2002. He explained that he had unintentionally left that position out of his motion regarding salaries in July. David Gerisch seconded; the motion carried.

WATER/SEWER REPORT: Cheryl Brown told the council that Marian Massoth would not be attending tonight's meeting, but wanted the council to know that the notice for bid-opening has been published for Friday, September 13th at 2:00 PM here at city hall. Massoth will be bringing the bid packets Thursday morning. There will be a \$25 charge for each packet.

Massoth wanted the council to know that because she doesn't have all the information regarding repairs to the wastewater system, she can't write a proposal which needs to be done before we attend a meeting. This means that the earliest meeting will most likely be in November, but Robert Hosack will have to get that information to us. The mayor asked Bob Sisson about cost estimates, and Sisson said that he hasn't had anyone come to check out the manholes yet, but will call someone soon. After discussing the actual format for the surveys, it was decided that the clerk would have them ready by the following week. Brown said that she could have them ready by August 22nd. The council agreed by concensus to meet at 7 pm to get their packets.

POOL: Jennifery Hardesty was not present to give a report. Mayor Young asked how the finances are looking. The clerk reported that she had transferred about \$2,000 into the revenue to balance the account. Sisson said that the pool has been closed all day, but there was no sign, and someone had left the garden hose running. He had been told that she was going to be out of town over the weekend, but as this is Wednesday he expected her to be back.

MISC: Mayor Young presented a bid from G & G Excavating to install a hydrant at Jones Park. Jimmy Jolly requested one be put between the two diamonds to make it easier for watering. There was discussion about what work the bid included and if an existing water line would be used. Jim Gates said that the ball association has done a good job maintaining the ballpark. The mayor asked Sisson to talk to Todd Goodyear and Jimmy Jolly about what they're requesting, and exactly what would be covered by the bid from Goodyear. Gates also mentioned that there is a need for a connection for a hose to use for cleaning restrooms.

2003 BUDGET HEARING: At 8:00 PM, Mayor Young called the budget hearing to order and asked if anyone present had questions or comments about the proposed budget. There being no further discussion, Bruce Smith made a motion, seconded by Jim Gates, to approve the 2003 budget as prepared by Bogner & Long and previously published. Motion carried 4-0.

LICENSE RENEWAL: David Gerisch made a motion, seconded by Bruce Smith, to renew the city's alcoholic liquor license issued to Conrad's Bar & Grill. Motion carried.

CITIZEN CONCERN: Matt Taggart was present to state his concerns about one of the businesses. His main concern is that this business has a lot of vehicles and tires sitting on the property which he feels is a health-hazard. He mentioned that he's concerned about stagnant water in the tires becoming a breeding ground for mosquitos. Chief Harmison said that he would talk to the owner about the vehicles and tires, and would issue a letter regarding the weeds. Taggart stated that the present owner had inherited a lot of the problem when he bought the business, but would like to see something done to improve matters.

LAW REPORT: Chief Ed Harmison reviewed his written report with the council regarding coverage and salaries. Peterson Tree Service has been here, and trimmed enough limbs to fill 5 trailers. This is being done as a public service.

Harmison told the council that he has sent in the paper work for the 2003 Law Grant. He has requested a new computer, monitor, printer, new laptop, and another ballistic field for the second patrolcar, and two rifles for the patrolcars. Harmison will be scheduling the hearing just prior to the September council meeting.

He reported that the West Nile virus is present in Kansas, and encouraged people to be cautious. He mentioned that the city may want to consider spraying around the lagoons.

Rich Hamit asked about progress with the vehicles at Jeff Good's residence. Harmison said that he has given Good until September 1st to avoid being cited.

Police coverage for the fair was discussed. Harmison said that everything went fairly well. The subject of the Fairboard hiring their own security was mentioned. Harmison said that this had been discussed his first year as police chief, but nothing resulted from the meeting. Even though the property is within the city limits and entitled to police

protection, the events do require extra coverage which results in more salary expense. The council agreed that any financial help from the Fairboard would be appreciated.

MAINTENANCE REPORT: Bob Sisson reported that the new restroom has been installed at the city lake, and seem to be very nice. The bill for \$11,500 will be submitted with all the other expenses for developing the Trails as soon as Sisson and Roger Harmon get all the paper work done. The city should be reimbursed for about 80% of the expenses.

Sisson said that the signs are done and up at the lake, so there is a place to post notices as needed.

The streets should be re-sealed sometime in mid-September. He and Jim Gates will be checking to see which streets are in the most need. He also said that he will be patching on these streets soon.

Sisson said he will be turning on the school crossing lights Thursday so they'll be ready for next week. He also said he would be painting the crosswalks on Thursday.

Sisson again mentioned that he's concerned about how the pool scheduling is being done, partly because of maintaining the water levels and chemicals. The council said that Sisson needs to talk to Jennifer about these matters.

Sisson said that he has two companies to call about inspecting the manholes to get estimates on repairs.

He also said that he's having some problems with Leonard Jirek regarding buying fish food. When we buy it through him, we have to rent a trailer and go to Hartford to get it, which takes at least half a day. Bruce Smith said Sisson should ask Jirek why we need special food, and check with the co-op about ordering the fishfood for us.

Sisson reported that 4 of the 5 city well pumps were down, but 3 of them were down due to lightning and get some insurance for them. He also had a different kind of box on the pumps to try to reduce the damage caused by lightning. Mayor Young said Ira Allen talked to him about the possibility of the insurance company cancelling our policy due to the number of claims. Smith said that a couple of the wells have been prone to lightning strikes, and hopes that the new boxes will help.

Rich Hamit asked if the city would have the dead tree by the pool removed to make room for a PRIDE project. Bruce Smith made a motion, seconded by Rich Hamit, to have Sisson contact Peterson Tree Service. Motion carried.

TREASURER'S REPORT: Max Friesen reported that he's concerned about the Water/Sewer fund starting and ending with a 0 balance. The clerk said that she has had to transfer money into the fund the last 2 months due to more expense than revenue. Hopefully we won't have to wait too long for reimbursement from the Trails grant and the insurance company.

CLERK'S REPORT: Cheryl Brown asked if the council wants to sign the pre-buy plan from Heetco. The council agreed that it probably wouldn't be that much savings due to the low volume we used.

The clerk asked if the council would be willing to approve new ordinances regulating traffic laws and uniform public offenses. Bruce Smith moved to adopt

Ordinances 246 and 247 which adopt the state's laws for traffic and public offenses.

Motion carried 4-0.

MISC: Chief Harmison asked that the council consider re-vising the ordinance for the city lake at the next meeting so it will be in place by January 1, 2003.

The clerk asked the council for guidance regarding employees being reimbursed for expenses they have for incidental purchases for the city. Bob Sisson said that he feels that when he goes somewhere the city doesn't have an account and pays with his own money, that he shouldn't have to wait until the next council meeting to be reimbursed. He also mentioned that when he goes out of town on city business and pays for his lunch, he expects to be reimbursed as soon as possible. Mayor Young said that in his opinion, an employee should be reimbursed upon presenting the clerk with a receipt showing that it was bought for the city. Jim Gates made a motion, seconded by Bruce Smith, to allow the clerk to reimburse employees in a timely manner for necessary purchases made with their own funds. Motion carried.

POST OFFICE/ALLEY: The council discussed the problem the post office is having with the mail truck using the alley due to some obstacles on the east side of the alley. The council agreed by consensus for the mayor to talk to the post master about having the truck come in and go out from the opposite direction.

MISC: Bruce Smith mentioned coming up with a policy about burning at the tree limb site by the lagoons. This would be for the benefit of the neighbors and city personnel. Sisson said that occasionally things are left that are not tree limbs, and this could lead to the site being closed.

Jim Gates again mentioned that the Rotary is interested in providing some benches for the Trails, and would like something on city letterhead to show that the city is willing to accept them.

EXECUTIVE SESSION: Rich Hamit moved that the meeting be recessed for 15 minutes to discuss matters not related to elected personnel. Jim Gates seconded; motion carried. The meeting was recessed from 9:45 pm until 10 pm. The meeting was opened at 10 pm; there was no action taken.

There being no further business before the council, Jim Gates made a motion, seconded by David Gerisch, to adjourn. Motion carried; meeting was adjourned at 10:03 PM.

Submitted,
Cheryl Brown, City Clerk

APPROVED: 9-11-2002

MEMBERS PRESENT: Rich Hamit, Jason Florance, Jim Gates, Bruce Smith, Mayor Jack Young (left at 8:15 pm). David Gerisch absent.

OTHERS PRESENT: Bev Wilhelm, Dan Kahl, Robert Hosack, Ira Allen, Glyn Day, Jim Long, Max Friesen, Bob Sisson, Ed Harmison, Cheryl Brown.

The July council meeting was called to order at 7:30 PM by Mayor Young. Roll call determined that a quorum was present.

MINUTES/WARRANTS: Jim Gates made a motion, seconded by Bruce Smith, to approve the minutes of the June, 2002 meeting with the corrected price of the new mower. Motion carried 4-0.

Bruce Smith made a motion, seconded by Jim Gates, to pay all warrants presented. Motion carried 4-0.

P.R.I.D.E.: Bev Wilhelm, state PRIDE coordinator, and Dan Kahl, Kansas State Research & Extension, were here to make a presentation regarding the PRIDE organization and what this group can do for cities. There were 63 communities enrolled in the PRIDE program in 2001. PRIDE officials presented 32 awards and cash totaling \$10,400 during the annual PRIDE day conference and awards banquet in September, 2001. Some of the benefits of participating in PRIDE are technical assistance and training, plans to address needs, and sustainability of community efforts. Wilhelm and Kahl expressed their gratitude to the Overbrook PRIDE for projects completed, and encouraged them to keep up the good work.

COMMUNITY GRANTS: Robert Hosack was present to update the council on applying for community development block grants to upgrade the city's wastewater system. The deadline for 2003 grants is October 15, 2002. Hosack explained that Commerce & Housing are looking for "ready to go" projects. He said that there are meetings scheduled for August 28 and September 18, and recommends that the city apply to attend one of these meetings as soon as possible. His recommendation also was that the mayor, maintenance supervisor, and city engineer be the ones to go to the meeting. The clerk said she would give this information to Marian Massoth, the city engineer. There was discussion about surveying the town as soon as possible to determine if the city is even eligible for these grants. Different methods of surveying were discussed as protecting privacy is important, but there has to be some way to determine which surveys have not been completed. This grant requires that 80% of the surveys are returned. Hosack will help as much as possible, especially with counting and evaluating the returned survey forms. There was also discussion about who would actually distribute the forms, and how they should be collected. Hosack recommended that the surveying be done as soon as possible, as the deadline for applying for the August 28th meeting is August 5th. Hosack emphasized the need for people to be honest on the surveys, and that the results will be used only to determine the city's eligibility for the grants.

2001 AUDIT REPORT: Jim Long of Bogner & Long was present to review the 2001 audit of the city's financial reports. Long stated that the report contains no problems or exceptions, other than the negative Capital Projects fund due to the city lake expenses. There were no budget violations during the past year. There was a decrease in the revenue for Water/Sewer and Pool combined, even with transfers from the General fund. Rich Hamit made a motion, seconded by Jim Gates, to accept the audit report. Motion carried 4-0.

2003 BUDGET PREP: Jim Long presented the 2003 budget he prepared for discussion. Long explained that due to valuation, etc the current tax levy allows for an additional \$1900 to spend. He also stated that this budget levies the same amount of tax as 2002 with the exception of the Bond & Interest fund. This fund is not under the tax lid and he feels that raising the levy by .8 of a mill is necessary to make the bond payment. He has increased the levy for Public Safety (law), but decreased the levy for General, Library, and Street Maintenance. The budget hearing will be at 8 PM on August 14th during the regular council meeting.

ENGINEERING REPORT: Marian Massoth reported that the Water Line replacement project is almost to the point of advertising for bids, and this must be done within 30 days of the final approval by the state. The bids must be opened within the following 30 days. Advertising could be done by August 9th, and the bids could be opened by September 7th. These dates are subject to an approval date of July 12th. On this schedule, the council could act on the bids during the September meeting. There was discussion about where to advertise the invitation to bid. Massoth said she would have packets prepared for interested contractors. Stephen Jones has prepared a contract to be used at the appropriate time. If everything goes as planned, the project could be started sometime in October, 2002. Bid-opening was tentatively set for September 6th at 2 PM.

POOL REPORT: Jennifer Hardesty-Holtgraver reported that things were going well at the pool. The attendance from 7 to 10 pm has been good. She did say that there seems to be a leak. Bob Sisson thinks it might be in one of the skimmers. He's going to have someone inspect it as soon as possible. Sisson said that the water level isn't the same on the shallow end as the deep end like it was when the pool first opened.

There was some discussion about the pay for those with WSI training. Rachael King was paid \$6.50/hr in 2001. Holtgraver said that the council had agreed to pay all WSI's \$6.50/hr in March of 2001. Cheryl Brown said that she would adjust these salaries on the next payroll.

Holtgraver said that having specific people in the bathhouse seems to be working very well. She also asked that she be considered for a pay raise for 2003. Bruce Smith asked how the attendance as a whole is going. She said that they've been averaging 80 people per day.

PLANNING COMMISSION: Ira Allen and Glyn Day were present to ask exactly what the council is expecting from the commission. Bruce Smith said that the council's intent was to combine 2 boards into one, and have the Planning Commission develop some kind of Comprehensive Plan. Stephen Jones has said that a city of the third class is not required by law to do this, but recommends some kind of subdivision regulations be established along with amending the current zoning ordinance. Glyn Day said that it could cost up to \$10,000 for a professional to do this because of the liability. There was discussion about getting examples from other towns and counties to use as a guide. Day also asked why, or if, the council expects them to meet on a monthly basis. The clerk said that one of the objectives was to revise the current zoning ordinance, which would include adding subdivision regulations. Bruce Smith said that the council needs to get more information about a comprehensive plan. Day suggested that either the mayor or a councilmember meet with them, as well as Stephen Jones.

MISC: Roger Harmon said that he and David Gerisch have met to map out where the trail would go. There will be a work day this coming Saturday to start clearing brush, etc. Jim Gates said that the Rotary has been discussing furnishing some benches along the trail. Harmon said he has talked to a couple of people about prices for the concrete, and that it would need to be done in sections. Sisson said that the restroom is supposed to be delivered before the end of July.

LAW REPORT: Chief Harmison reviewed his written report for the council, including training for all the officers. He told the council that Terry Hollingsworth has moved from the area, and Terry Ralston has been hired by Lyndon. Harmison has contacted KDOT in reference to parking by Casey's, and he would like to change the speed limit at the city lake entrance.

Harmison has contacted Peterson about trimming some trees by the end of July. Last year he charged \$35/hr, and he should be able to get it done in a day. He also gave the council a report on an incident involving Ted Miller. During this incident, Officer Miller was fired upon, but was uninjured. Harmison asked for an executive session before salaries are discussed.

MAINTENANCE REPORT: Bob Sisson again said that he is waiting for the final specs on the city lake restroom. He said that the wiring has been trenched from the fairgrounds to the lake, but the box hasn't been installed yet. He asked that Gates could go with him to inspect streets to be resealed. Sisson was told by Hi Plains Sand that the price would be close to last year's. Sisson said that after the pool is closed, it can be checked to see exactly where there might be a leak.

Sisson said that well #3 has been hit by lightning again, and Patchens is going to check into changing the way the wells are fused.

He also brought up a complaint received from Jim Hesseltine about a problem with sparks landing on his property when Sisson was burning the brush pile by the lagoons. Sisson explained that part of the problem was a 70 mph wind coming up after he started burning. Sisson has talked to some of the fire department about the incident.

Sisson reported that the new mower is working very well, including around the city lake. He wants to keep the old mower to use in small areas.

He will be going to a school in Lawrence to get credits necessary for his certification.

Sisson also said that Goodyear's have helped with some work at Charles Robbins' new house, and also installing a new hydrant by the archway. The old one has been run over a couple of times, so the new one was put closer to the archway.

He said he still needs to get estimates on repairing or replacing manholes, and repairs at the lagoons so Marian Massoth can get the proposal for that project started. There was discussion about the cost of having the lagoons dredged.

Jim Gates asked about fixing the scoreboard at Jones Park. Lee Krause said that the one circuit board needs to be shipped to Georgia. Jim Gates made a motion, seconded by Jason Florance, to have Krause ship the scoreboard to Georgia for repairs, and then replace it. Motion carried 4-0. There was discussion about approaching someone about using Jones Funds for some of this cost, as well as some other items including a flagpole. The council suggested having the mayor talk to Bob VonStein about this matter.

TREASURER'S REPORT: Max Friesen said that there is \$24,000 in the Special Highway fund to be used for resealing streets at this time. He said that the other funds are about where they usually are this time of year, and that we will be receiving another tax levy installment before the end of July.

CLERK'S REPORT: Cheryl Brown said that she would like permission to attend a workshop in Topeka on Personnel Law on September 24th at a cost of \$199.00. Jason Florance made a motion, seconded by Jim Gates, for Brown to attend. Hamit asked how many city lake permits have been sold. Brown said she doesn't have the exact number, but estimates 150-200. She noted that lots of them are to out-of-town people.

EXECUTIVE SESSION: Jim Gates moved that the meeting be closed for 15 minutes to discuss matters not related to elected personnel, with Ed Harmison present the first 5 minutes. Rich Hamit

seconded. The motion carried; meeting was recessed at 10:25 pm. Meeting was opened at 10:40 PM; Jim Gates made a motion, seconded by Rich Hamit, to recess the meeting until 10:50 pm. Motion carried. Bruce Smith called the meeting back to order at 10:50 pm. Jim Gates made a motion, seconded by Rich Hamit, to raise the salaries of Law, Maintenance, Part-time Law, and Animal Control by 4%, raise Dannar from \$11.30/hr to \$12.00/hr and leave all others at the current rate. Motion carried 4-0. Gates then moved to make this increase retroactive to June 1, 2002. Hamit seconded; motion carried 4-0.

There being no further business before the council, Jim Gates made a motion, seconded by Rich Hamit to adjourn. Motion carried 4-0; meeting was adjourned at 11:00 PM.

Respectfully submitted,

Cheryl L Brown,
City Clerk

APPROVED: _____

8-14-2002

MEMBERS PRESENT: Bruce Smith, David Gerisch, Jim Gates. Mayor Jack Young, Rich Hamit, and Jason Florance absent.

OTHERS PRESENT: Patricia McKenzie, Pat Martin, Charles Hamner, Riley & Kathy Gerisch, Ira Allen, Justin Taylor, Marian Massoth, Ed Harmison, Bob Sisson, Max Friesen, Cheryl Brown.

In the absence of the mayor, Council President Bruce Smith called the meeting to order at 7:30 PM. The clerk called the roll; there was a quorum present.

MINUTES/WARRANTS: Jim Gates made a motion, seconded by David Gerisch, to approve the minutes of the May council meeting. Motion carried 3-0.

Jim Gates moved to pay the warrants as presented; Bruce Smith seconded. Motion carried 3-0.

FIREWORKS: Pat Martin was present to ask council permission to sale fireworks at the Boy Scout building. David Gerisch made a motion, seconded by Jim Gates, to allow fireworks to be sold this year. Motion carried 3-0.

GALAXY CABLE: Justin Taylor, state director for Galaxy, was present to introduce himself and to answer questions. Jim Gates brought up the possibility of adding the History channel. David Gerisch presented a brochure from MediaCom that shows they offer more channels with the basic service at a slightly higher cost. Taylor explained that what Galaxy offers depends on the market size of Overbrook. He also said that Galaxy does offer more channels for more money, but very few Overbrook customers subscribe to that plan. Taylor said that MediaCom probably has 6,000 customers in multiple towns tied into one head-in facility, whereas Overbrook has approximately 200 customers, plus a few on the digital plan. There was discussion about the equipment needed for digital programming. Taylor also mentioned that the number of trouble calls has decreased significantly in the past several months. The council told him that rain causes a "snowy" picture. Taylor took addresses and said that the problem is likely moisture, and would have the service tech check into the matter. Sisson and Gerisch said that they still have equipment in their yards from previous service that needs to be removed. Taylor said he would tell the service tech. Kathy Gerisch said that she had a problem with the response time on a problem, and then when the tech came he had the wrong information. Other problems were mentioned, and Taylor said he would look into them. Jim Gates asked about future plans Galaxy has for Overbrook. Taylor said that he didn't know of any upgrades at this time, but they are looking into phasing out the current digital set up with newer technology. He did say that Galaxy would not be providing high-speed cable modem service for Overbrook due to the expense. He suggested trying to get this service from one of the wireless providers. The clerk stated that the franchise agreement with Galaxy is up for renewal in 2006.

WATER METER READINGS: Patricia McKenzie was present to ask why her water meter has not been read since January 23, 2002, but has been estimated instead. The clerk said that she had written a letter to Mrs. McKenzie explaining that this was due to cold weather, and other factors. McKenzie said that she had read her meter prior to this meeting, and the reading showed that she has used approximately \$70 more than she's been charged. McKenzie wanted to know why the reading was estimated 4 months in a row. The clerk explained how she estimates when necessary. Gates and Smith said that in the future, every effort should be made to get an actual reading after one has been estimated.

TREE TRIMMING: Ed Harmison reported that he has tried to contact the same person that the city hired last year as there are very few trees that need trimmed. He was told to contact some others to get prices.

JONES PARK-BATHROOMS: Ed Harmison said that the bathrooms at Jones Park are still being locked at night. Bob Sisson said that he would talk to Steve King about this, and would unlock them in the mornings if keeping them locked at night would be better. The council agreed to have Sisson open them each morning and not worry about leaving them unlocked at night.

ELECTRICITY AT CITY LAKE: Bob Sisson said that the fairboard has agreed to let the city take over one of the meters on one of their buildings, and bury electric cable where necessary to provide electricity to the lake. Max Friesen has also agreed to let us trench on his property. The clerk stated that it would be a good idea to get these agreements in writing.

RESTROOM FOR LAKE: Sisson said that the building has been ordered, and should be delivered in July. They will be sending the specs for the prep work necessary. We will have to dig the pit, and put a gravel barrier in the bottom. The council agreed to make one final trip to determine the final location.

LAW REPORT: Chief Ed Harmison reviewed his written report for the council. Harmison said that he and Officer Dannar attended a 3-day M-Squad school in Lawrence, and have completed their training requirements for the year. Harmison said that Pat Neil, Jr has agreed to have the dirt around his house removed by August 1, 2002. Mark Tomlinson is helping patrol the city lake in addition to animal control. Harmison did say that he hasn't had too much of a problem with people trying to keep too many fish. He has also talked to Bill Warrington about the mules at Eula Shepard's. Warrington is going to remove the one that belongs to him, and the other one was present at the time the current zoning ordinance was adopted.

Harmison also reported that he has received information regarding the 2003 Law Grant. He explained the overtime for his department was due to activities at the lake, a demolition derby, and criminal cases.

MAINTENANCE REPORT: Bob Sisson reported that the bill from Patchen's for lightning damage to well #3 has been turned in to the insurance company.

He told the council that the expenses for roads and signs at the lake can't be turned in for reimbursement until the work is done, and the sign is not done. Bruce Smith said he would talk to the mayor about this to see if he needs help. Sisson said that if the work isn't done by July 1, 2002 the city should apply for an extension. He told the council that Brookside had given the city some bumper blocks that we can use for a parking area at the lake.

Sisson asked if someone from the council would be willing to work with Roger Harmon on the Trail's grant. He said that he just doesn't have time to meet with Harmon to get the prep work done, but would be willing to volunteer time to do some of the actual digging, etc. David Gerisch volunteered to help Harmon.

There was discussion about the bid from K & K Electric for work on the Jones Park security lights. The council agreed by consensus to contact KPL about putting in some kind of security lights on the existing poles. Sisson said he would do this.

Sisson said that the county will be sealing Maple Street soon, and lines will be painted this fall.

Sisson said that things look good at the lake, and that people seem to be using the trash containers. He's still trying to get the grass seed planted on the dam, and may have to just have it blown on rather than drilled.

Sisson said that one of the lagoons needs to be rip rapped soon. He also reported that the pool may have a leak. He's checked everything he knows to check. It almost looks like the pool has settled. There was discussion about having this checked. Smith suggested having McKee come look at the pool to get his opinion. Sisson said he would contact McKee.

Buying a new mower was brought up for discussion. The one Sisson would like to buy is an ExMark for \$6959.20 from Heritage Tractor in Baldwin. It's a 25 hp with a 60" deck. Bruce Smith asked if doing the mowing that is now being done by Kevin Gloss would cause problems with time and labor. Sisson replied that he didn't see any reason why he or Bob Call wouldn't have the time to use the mower. He also mentioned that this would also be used at the lake. Smith said that this is a good point because the area needs to be kept nice as it's developed. Kansas State Bank would do a lease/purchase at 6.5% interest for 4 years. The payments would either be \$166/month, or \$1980/annually. After discussing the payment options, Jim Gates made a motion, seconded by David Gerisch, to buy the mower through Kansas State Bank and pay \$166/month. Motion carried 3-0.

Jim Gates reminded Sisson to get together to look at what streets need to be resealed. Sisson said he will be checking with HiPlains Sand about current prices and when they will be in the area for the next meeting.

TREASURER REPORT: Max Friesen said that the general fund may run a little short until the July tax levy due to the large insurance premium being paid this month. Otherwise, the fund balances appear to be okay.

CLERK'S REPORT: Cheryl Brown gave an update on Rich Hamit's location on his Biking Across Kansas. Brown said that Robert Hosack should be at the July meeting with current income figures.

Brown reported that several complaints about how Sherman Construction is responding to damage claims where they were installing cable for Sprint. She said that she has pre-addressed envelopes for anyone needing them.

Brown told the council that Jane Hylton came in and visited with her about the Community Chest donations. Hylton assured her that the donations designated for Jones Park of Overbrook all goes to the Overbrook Jones Park, and not to the Jones Fund. Hylton did say that she doesn't know who exactly makes the decisions about how this money is spent. She indicated that it would be a good thing if all the groups making improvements in town could work together and be involved with future plans.

WATER/SEWER UPDATE: Marian Massoth was present to report. She said that Stephen Jones has reviewed the contract with Kansas Public Water Supply, and has written a letter with his official opinion. Stephen Jones arrived at the meeting at this time. There was discussion about some of the requirements specified in the agreement. David Gerisch made a motion, seconded by Jim Gates, to adopt Ordinance No 246, which authorizes the city to enter into this loan agreement. Motion carried 3-0. Massoth says the next step is approval of the plans and specifications by KDHE. The city has 30 days after this to advertise the bids, then 30 days to let the bids. Massoth said she would check with KDHE about bid notice forms, contract forms, and other necessary documents for the July meeting. Massoth reviewed the plans and specs she will be sending to KDHE. There was discussion about revenues to repay the loan, payments of which will be due starting within a year of completion. Massoth said that the city has also been approved for up to \$300,000 of revolving fund loans for wastewater improvements, and that any community block grants received could be used to repay these loans. The clerk said that Robert Hosack should be at the July meeting with updated income figures for grant applications.

Massoth reviewed the latest wastewater test results. The TSS and BOD were elevated, partially due to high algae content. Massoth recommends making improvements at the lagoons as well as doing repairs to the manholes. Sisson said he hasn't been able to contact the person he met at the rural water meetings in March. Massoth said that KDHE is wanting a schedule for what the city is planning to do, and this needs to be done before the end of the year.

Max Friesen told the council that he is considering selling property east of the fairgrounds, and the interested party would like to put in duplexes and/or apartments. Friesen is also attempting to buy more property east of the city lake for development, and wants the city to be aware of this for planning future utility needs. Massoth said that this increase in population definitely needs to be included in the wastewater improvements.

Massoth also reminded the council that the lake needs to have some treatment to remove some of the moss as it's interfering with how it drains.

MISC: Stephen Jones recommended that the city obtain easements from Max Friesen and the Fairboard before we install electricity to the lake. The council agreed by consensus.

COUNCILMEMBER COMMENTS: Jim Gates asked if there's been any problems with trolling motors at the lake. The clerk said that no motors of any kind are allowed this year.

MISC: Max Friesen told the council that he would resign as City Treasurer if the council feels that his business opportunities are in conflict with the city's interests. The council stated that they did not see any problem with this as Friesen doesn't have an official vote on business.

EXECUTIVE SESSION: Jim Gates moved that the meeting be recessed for 5 minutes at the request of Ed Harmison and Bob Sisson to discuss matters not related to elected personnel. David Gerisch seconded; motion carried. The meeting was recessed from 9:50 PM until 10:10 PM. No action was taken regarding salaries as the councilmembers present felt this matter should be decided by the complete council. Smith said that any changes made in salaries could be retroactive to June 1st.

There being no further business before the council, Jim Gates moved to adjourn. David Gerisch seconded; motion carried 3-0. Adjourned at 10:25 PM.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: _____

7-10-2002

MEMBERS PRESENT: David Gerisch, Jim Gates, Rich Hamit, Jason Florance, Bruce Smith (7:55), Mayor Jack Young.

OTHERS PRESENT: Pat Martin, Duane & Lois Shuck, Kathy Gerisch, Kevin Smith, Rickie Slechta, Marian Massoth, Ed Harmison, Everette Dannar, Bob Sisson, Cheryl Brown

Mayor Young called the meeting to order at 7:30 PM. Roll was called by the clerk to establish the presence of a quorum.

MINUTES/WARRANTS: Jim Gates made a motion, seconded by David Gerisch, to approve the minutes of the regular April meeting with the additional mentioning of Jimmy Jolly's efforts for the Overbrook Ball Association. Motion carried 3-0. Jim Gates made a motion, seconded by Rich Hamit, to approve the minutes of the April special meeting as written. Motion carried 3-0.

Jim Gates made a motion, seconded by Rich Hamit, to pay all warrants presented. Motion carried 3-0.

ORDINANCE NO 243: Jim Gates made a motion, seconded by David Gerisch, to adopt Ordinance No 243, which will annex a portion of Jones Park into the city. This tract was inadvertently left out of the original legal description when the land was originally donated to the city. Motion carried 3-0.

ORDINANCE NO 245: David Gerisch made a motion, seconded by Jim Gates, to adopt Ordinance No 245 which states the current boundaries for the City of Overbrook. Motion carried 3-0.

APPOINTMENT OF CITY OFFICERS: Jim Gates made a motion, seconded by Rich Hamit, to approve the re-appointment of city officers as presented by the city clerk. Motion carried 4-0 to re-appoint all personnel as listed. This listing is available to the public during regular business hours at City Hall.

8:00 PM Hearing: Mayor Young called the hearing requested by Duane and Lois Shuck to order. The Shuck's were present to protest the notice mailed to them by Chief Ed Harmison regarding a vehicle on their property at 114 Walnut. They are specifically protesting the determination that the vehicle in question has been defined as "junk, wrecked, or inoperable". They do admit that the vehicle is not registered or tagged as they are trying to sell it, and do not drive it. Shuck's also do not see the vehicle as a health or safety threat. The Shuck's also wondered why the vehicle was examined in the first place as it sits pretty far back on their property. Lois Shuck stated that she drove around the town earlier in the day, and feels that there are more serious "nuisance" areas than what's caused by this particular vehicle. She mentioned one house in the neighborhood where dogs and weeds are neglected, and another place that has an open trench around the house, untagged vehicles, etc. Chief Harmison stated that the owner of the vehicles mentioned has been notified by certified mail, but has not signed for the letter as yet. Harmison also stated that the ordinance gives him the authority to enter

private property to inspect vehicles for possible violations. The Shuck's requested an extension of 180 days to either sell or tag the vehicle. Rich Hamit made a motion, seconded by Jim Gates, to grant a 90-day extension to the Shuck's. Motion carried 4-0.

LAW REPORT: Chief Ed Harmison reviewed his written report concerning cases worked, hours worked, etc for the council. Harmison also reported that Terry Hollingsworth has moved to another town, and has been replaced with Ted Craig. Craig is an Osage County Sheriff Deputy, and therefore doesn't require additional schooling.

Harmison asked that the restrooms at Jones Park be kept open all the time for the benefit of everyone who uses the park. Bob Sisson said that he has no problem with that as long as the stools and lavatories are not vandalized as they have been in the past. Mayor Young asked Jim Gates to talk to Todd Gates regarding this matter.

MAINTENANCE REPORT: Bob Sisson said that Max Friesen has hauled several loads of gravel for the lake road, but he's not sure if there will be time to have much blading done before opening day. Sisson reported that Westar Energy will not install electricity at the lake at this time due to lack of residential use, and if the city requests that it be done the cost could be \$4000-5000. Sisson has talked to David Hesseltine about the city taking over the service from one of their buildings, and burying the line. Hesseltine will be discussing this with the Fair Board at the next meeting.

Sisson asked when the restroom building for the city lake should be ordered. Sisson was told to call the manufacturer to get the details about when payment is due, and specs for our part of the installation. The grant specifies that payment must be made before the city is reimbursed.

Sisson asked about planting the grass seed on the lake dam. The council agreed by consensus to wait on dry weather.

Sisson reported on the damage done by the construction crew that's been digging for Sprint. Several people will be sending bills to Sherman's.

Other items mentioned by Sisson included getting the pool ready, one of the wells being hit by lightning, the inspection of fire hydrants going well, checking on what streets need to be resealed this year, and that he will be doing some patching soon.

Mayor Young said that Rick Carpenter had asked about volunteering to mow, trim, take care of flowers, etc around the pool. The clerk suggested that the pool manager be consulted about this matter.

Rich Hamit asked if Sisson has checked into getting a mower that would work for the ball diamonds and the city lake. Sisson said he hasn't at this time.

WATER/SEWER PROJECT: Marian Massoth reported that the last wastewater report was slightly out of compliance before all the rainfall, so she's expecting the next one to also be elevated after all the recent rains.

Massoth also reminded Sisson that she needs to submit a schedule for manhole repairs to KDHE soon. Applying for a state loan to improve the existing manholes was discussed. Sisson said he talked to a company at the KRWA meeting in Wichita about these repairs, but hasn't heard from the representative yet. The clerk was asked to contact Robert Hosack again regarding what the city needs to do to apply for community block grants.

Massoth reported that the city attorney has verified that the existing easements are still in force for the rural water line replacement as long as the water line is replaced, and not relocated in any way.

CLERK'S REPORT: Cheryl Brown reported that the auditor, Jim Long will be here May 28th. Brown also reported that the computer used for Utility Billing and operating the city cable channel has been having problems. She replaced the modem, but learned that the problem is more serious. After more discussion, Bruce Smith made a motion, seconded by Jim Gates, to approve spending up to \$600 to have Ramy Morris build a new unit. Motion carried 5-0.

TREASURER'S REPORT: There was no official treasurer's report as Max Friesen is out of town visiting his sister, who's very ill.

COUNCILMEMBER COMMENTS: Jason Florance reminded everyone to be careful when opening mailboxes. Rich Hamit reported that the Boy Scouts will be doing some work on the park benches around town to help PRIDE. There was more discussion about other projects that could involve the scouts.

MISC: Ed Harmison asked the council to consider hiring someone to trim the trees this year. Last year we had trees trimmed at 14 residences for less than \$12/residence. The matter was tabled until the June meeting.

EXECUTIVE SESSION: Rich Hamit made a motion, seconded by Bruce Smith, to recess the meeting for 5 minutes to discuss matters not related to elected personnel with Cheryl Brown present. Motion carried 5-0.

Mayor Young called the meeting back to order at 9:27 PM. There being no further business before the council, Jim Gates made a motion to adjourn. David Gerisch seconded; the meeting was adjourned at 9:30 PM.

Respectfully submitted,

Cheryl L. Brown
City Clerk

APPROVED: _____

CITY OF OVERBROOK
MINUTES

SPECIAL COUNCIL MEETING
APRIL 16, 2002

MEMBERS PRESENT: Rich Hamit, David Gerisch, Jim Gates, Bruce Smith, Jason Florance, Mayor Jack Young.
OTHERS PRESENT: Chief Ed Harmison, Cheryl Brown

Mayor Young called the special meeting to order at 7:00 p.m. The clerk called the roll; there was a quorum present.

The purpose of the meeting, as stated by the mayor, was to discuss matters related to the Overbrook City Lake.

PERMITS: Mayor Young said that he has a problem with making kids under 16 and those over 65 pay for city licenses. After discussion, Rich Hamit made a motion, seconded by Jason Florance, to issue passes at no charge to children 16 and under who live within the city limits for the 2002 season, with no city license required for any age the first day of the 2002 season. Motion carried 5-0.

ORDINANCE NO. 244: Bruce Smith made a motion, seconded by Rich Hamit, to adopt Ordinance No. 244 which provides regulations for any and all activities pertaining to the use of Overbrook City Lake. Motion carried 5-0.

MISCELLANEOUS: Chief Harmison suggested several things that should be posted on the signs at the lake.

KIDS' FISHING DERBY: Bruce Smith made a motion, seconded by David Gerisch, to authorize Mayor Young to spend \$100 to purchase prizes for the kids' fishing derby on May 11th. Motion carried 5-0.

LICENSE SALES: Mayor Young stated that O'Bryhim's Thriftway and Casey's have both agreed to sell the city lake licenses at no charge to the city. This is very much appreciated.

MISCELLANEOUS: The clerk was asked to check with Leonard Jirek about the news release he's preparing, and the possibility of renting a large tent for opening day was discussed. The construction of signs at

the lake was also discussed. Mayor Young and Everette Dannar will be working together on the signs.

ROADS: There was discussion about the road(s) accessing the city lake. Max Friesen volunteered to furnish the truck and diesel to haul the gravel that the city buys. The clerk was asked to check with Jirek about the deadline for using the Road & Signs grant he wrote for the lake.

David Gerisch made a motion, seconded by Jim Gates, to adjourn the meeting. Motion carried 5-0.

Respectfully submitted,

Cheryl L. Brown
City Clerk

APPROVED: 5-8-2002