

CITY OF OVERBROOK

MINUTES

REGULAR COUNCIL MEETING

MARCH 26, 2003

MEMBERS PRESENT:

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

OTHERS PRESENT:

Carolyn & Don Meerian, Mark & JoEllen Criger, Pat Martin, Larry Boggs, Jon Wilhite, Bruce & Marilyn Anderson, Ira Allen, Tom Plumberg, Mark Tomlinson, Ted Miller, Ed Harmison, Everette Dannar, Cheryl Brown

The meeting was called to order at 7:00 PM by Mayor Young. The clerk called the roll; there was a quorum.

MINUTES: David Gerisch made a motion, seconded by Jim Gates, to approve the minutes of the March 12, 2003 special meeting as written. Motion carried.

Mayor Young asked for a motion to approve the minutes of the regular March 12th meeting. Larry Boggs asked the location of these minutes. Cheryl Brown, clerk told him that they were before the council to be approved. Boggs stated that he thought the minutes should be typed as they are, then presented to the council for approval and if there is an amendment, show that in the next month's record. Mayor Young stated that he would check into the correct procedure for minutes.

There was discussion about whether or not the conversation between Max Friesen and Marian Massoth should be included in the minutes as it did not pertain to city business. After discussion, Rich Hamit moved to approve the minutes of the March 12th meeting as written. Jim Gates seconded; motion carried.

CONCERNED CITIZENS: Bruce Anderson came before the council to discuss matters related to the recent decision by the governing body to provide water to rural property now owned by Max Friesen. Anderson explained that his neighbor, Bob Meggison has spent quite a bit of time visiting with him about the pressure he's felt from the city concerning this waterline. Anderson said his water line is tied into the same one as Meggison's. Anderson stated that Meggison's, Jimmy Arnold's and his water would have to be re-valved. He pointed out that Meggison has an easement which means that he would have to give Friesen permission for additional hook-ups. Anderson stated that he has concerns about the city furnishing water to more rural customers since he remembers past problems the city has had with the wells when he was a councilmember. He also reminded the council that there have been previous decisions to deny water to new rural customers. Anderson also is concerned about city customers being expected to pay for maintenance on this rural waterline, as the water sales won't generate enough income to pay for the maintenance. He also wondered how many residents were aware of the project and what it would involve. Mayor Young stated that he was in favor of stopping the previous action if at all possible. Rich Hamit stated that he was not aware of any opposition from neighboring property owners or city residents. Anderson stated that there had been no opposition because most of them didn't know of the project until the minutes had been published. Anderson said that while he didn't necessarily object to more housing, as a former councilmember he was concerned about the city's owning additional rural water lines.

Mark Criger stated that he was opposed to allowing the project at this time because of unfairness to others that had been denied water service several years ago based on water supplies at that time.

Mayor Young said that he has been told by Bob Meggison that he, Meggison, has been negotiating with Max Friesen about granting access to his easement. Meggison seems to feel that the council's decision was made while he was out of town.

Criger also questioned the city's being able to supply additional services in town with the existing water supplies in addition to several new rural services.

Larry Boggs addressed the mayor's wanting to re-address the council's previous decision to approve Friesen's request. Boggs said it appears there's been action taken by previous councils to stop this type of request. His suggestion is to try to find something in the minutes of those meetings to use as a precedent for changing this council's action.

Bruce Anderson stated that if the city is locked into the decision to furnish water to this rural property, he would advise that they give careful consideration to how the maintenance is determined due to the possibility of others wanting services in the future.

Jim Gates stated that he had voted to provide water in this case because he was of the impression that the Rural Water District didn't want to provide the service. Gates also said that in the past, the city has provided water to those who own land where the city's waterline is installed. Anderson and Criger stated that they understood this applied to only the original landowners. There was discussion about other locations that Friesen could use to hook on to a city water line.

Anderson also stated that the letter written by Bruce Smith gives the impression that he is acting as Friesen's agent. There was discussion about this letter.

Jon Wilhite expressed the opinion, as the owner of property within the city limits, that the city shouldn't take on additional waterlines outside the city.

Larry Boggs asked the reason for the recent raise in water rates. Mayor Young explained that the rate increase is to pay the loan for the new 6" waterline being installed from the wells to the city. Boggs stated that if this increase is to pay for improvements to the existing customers, then it would be fair to expect more increases as more customers are added. Mayor Young said there will probably be more rate increases regardless of the number of customers.

Ira Allen asked if the decision to supply water to Friesen is a "done deal"? He said that maybe it could be modified. There was discussion about the costs and the benefits. While the property to be served is not going to contribute directly to the city's tax revenues, new people in the community are a benefit.

There was discussion about the procedure to change the decision made in February. Mayor Young said that he would be willing to entertain action to stay the decision regarding water service to Max Friesen. Rich Hamit made a motion, seconded by Jason Florance, to stay the sale of water to Max Friesen's rural property as stated in the February, 2003 minutes. Motion carried 4-0. The mayor then said that this matter will be addressed at the April 9, 2003 meeting.

MISC: Carolyn Meerian told the council that the Osage Economic Development Corporation will be having their annual meeting soon, and wants to encourage the mayor and council to attend.

CITY HALL CHIMNEY: The council agreed by consensus to have Mayor Young contact someone to inspect the existing chimney. Mark Tomlinson suggested contacting Jim Jackson or Grady Bean of Osage City to do the inspection.

**WATER/SEWER MAINTENANCE REPAIRS:** The council agreed by consensus to table any action on bids received from G & G Excavating and DA's Backhoe to do routine maintenance on water and sewer repairs and installations.

**POOL MANAGER:** Jason Florance made a motion, seconded by Jim Gates, to hire Rachael King at a salary of \$9.00 per hour to manage the Overbrook Swimming Pool for the 2003 season. Motion carried 4-0. Rich Hamit is to check into using a vending machine for part of the concessions.

**SEWER HOOK-UP INSPECTIONS:** Mayor Young presented a letter he drafted that would inform residents why the inspections were being done, and procedures for complying with regulations. The council agreed by consensus to have Bruce Smith develop a plan for the inspecting and necessary follow-up actions.

**SECURITY LIGHTS AT JONES PARK:** Chief Ed Harmison and Officer Dannar both reported that there are no working lights at Jones Park or on the maintenance shop.

**PORTABLE RESTROOMS:** Cheryl Brown reported that the city paid \$150/month for 2 units last summer. She wasn't sure if Arky's has raised their prices. Jason Florance asked what the maintenance cost would be to just leave the Jones Park restrooms open. The mayor said that it shouldn't cost anything unless a water line would freeze and break. Jim Gates asked who's responsible for cleaning the restrooms. The clerk said that the ball association paid someone to run the concession stand last year, and she was under the impression that included maintaining the restrooms. The council agreed by consensus to have the maintenance department open the restrooms in the mornings, and the concession stand person would lock them after ballgames.

**CABLE CHANNEL:** Cheryl Brown told the council that she's received 25 letters requesting that the History channel be added to our cable service. She talked to the Topeka office and was told that they will check into this, but there is no channel space available at the moment.

**DONATION REQUEST:** The city has received a request for a donation for the Renaissance Committee at Santa Fe Trail High School. Jason Florance made a motion, seconded by Rich Hamit, to donate 6 city lake permits at a possible value of \$72.00. Motion carried.

**MISC:** Mayor Young asked about getting a fish-measuring device for the city lake. He said he would be willing to make them. The council agreed by consensus to use regular yardsticks.

The clerk presented a letter from Pat MacKenzie asking why her meter-reading had been estimated two months in a row again this year. She was at the meeting last year when the clerk was told to make sure meters weren't estimated two months in a row. The clerk wanted to tell the council that she doesn't have much choice when a whole book of meters hasn't been read. Mayor Young recommended Gates and Smith talk to the maintenance department about this.

**COUNCILMEMBER COMMENTS:** Jim Gates asked exactly what will be done about lights in the Jones Park area. Mayor Young said he had been told by Butterfield that the lights on the south diamond light pole belong to Westar. Gates disagreed, saying that those lights had been installed when the ballpark was built. Harmison said the only working light at this time is located between the water tower and the old middle school. Gates recommended that we ask Westar to put up a pole. The mayor said he would contact Butterfield and set up a meeting to see what options are available.

David Gerisch stated that as a citizen he doesn't like the idea of paying more taxes or higher water bills, but he thinks that the rate increase for water that was just approved at the last meeting was not enough. His recommendation is to raise the minimum to \$15.00/first 1000 gallons, and \$7.50/each additional 1,000 gallons. This would provide revenue to repay the new waterline project loan, and also contribute to other services provided by the city. Rich Hamit expressed his concern about what that much of an increase would cost the average household. Pat Martin mentioned the effect on fixed-income households. The mayor asked Gerisch to present another proposal, using a smaller increase, at the next meeting. Gerisch stated he thinks it is a poor reflection on a town whose Low To Moderate Income level is too high to qualify for grants, but has low funds at the end of the year. There was discussion about re-doing the survey with another grant writer. Jim Gates suggested that Donna Crawford be contacted again. The clerk said she would contact Crawford.

**MISC:** Ira Allen asked how much revenue is earned from the city sales tax. The clerk said that the city's 1% sales tax averages \$5,000 - \$7,000/month. Allen asked if all the sales tax goes to pay for the pool. The clerk said that a portion of the sales tax goes into the pool bond fund. Allen said it was his understanding that the sales tax was to support the pool and city maintenance. The clerk said the purpose for levying a city sales tax was to supplement the pool bond payment and to maintain other city services. Allen also asked why it is necessary to increase the water rate for usage over 1,000 gallons if the base rate is raised. The clerk stated that previous councils have felt that while raising just the minimum would increase the revenue, those using just the minimum would be paying the same as those customers who use several thousand gallons every month.

**EXECUTIVE SESSION:** Rich Hamit made a motion, seconded by Jason Florance, to go into executive session with Cheryl Brown present to discuss matters related to non-elected personnel from 8:50 pm to 9:00 pm. Motion carried. Meeting was opened by the mayor; no action taken.

Rich Hamit moved to go into executive session to discuss matters related to non-elected personnel with Ed Harmison present. Jason Florance seconded; meeting was recessed at 9:00 pm. The mayor opened the meeting at 9:14 pm. No action taken.

Jason Florance made a motion, seconded by Jim Gates, to go into closed session at 9:15 pm. Mayor Young opened the meeting at 9:48 pm with no action taken. Jason Florance moved to go back into executive session at 9:49 pm; David Gerisch seconded. The mayor opened the meeting at 9:53 pm. Jason Florance moved to go into executive session at 9:55 pm; David Gerisch seconded. Meeting was opened by Mayor Young at 10:00 pm. No action was taken as a result of any of the closed sessions.

ANIMAL CONTROL: Mark Tomlinson reported that he will ticketing owners of dogs and cats without city licenses April 1st.

MAYOR'S REPORT: Mayor Young submitted a letter of resignation for the council to consider. When asked why he wanted to resign, Young responded that he feels he's doing a crummy job as mayor. The mayor said that part of his decision is based on his disappointment with the council's vote to grant Max Friesen's request for water after the mayor had presented his case against it. Hamit said that after tonight's meeting, he agreed that it might not have been the right decision. There was no action taken as none of the councilmembers were willing to make a motion to accept the resignation. All present asked the mayor to give this careful consideration before re-submitting a letter of resignation.

Chief Harmison asked that everyone keep the military serving overseas in their thoughts.

There being no further business before the council, Jim Gates made a motion, seconded by David Gerisch, to adjourn. Motion carried; meeting ended at 10:15 pm.

Respectfully submitted,

Cheryl L Brown  
City Clerk

APPROVED: \_\_\_\_\_

4-9-2003

CITY OF OVERBROOK

MINUTES

REGULAR COUNCIL MEETING

MARCH 12, 2003

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

OTHERS PRESENT: Todd Gates, Charles Hamner, Ira Allen, Brady Anshutz, Marian Massoth, Ed Harmison, Everette Dannar, Bob Sisson, Bob Call, Max Friesen, Cheryl Brown.

The regular March council meeting was called to order by Mayor Young at 7:30 PM. Roll call by the clerk established the presence of a quorum.

MINUTES / WARRANTS: Rich Hamit made a motion, seconded by Jim Gates, to approve the minutes of the regular February 2003 minutes as written. Motion carried 5-0.

Bruce Smith moved to approve the minutes of the special February 26, 2003 meeting as written. Jason Florance seconded; motion carried 5-0. Jim Gates made a motion, seconded by Rich Hamit, to approve the minutes of the March 5, 2003 special meeting as written. Motion carried 5-0.

Bruce Smith made a motion, seconded by Jim Gates, to pay all warrants presented. Motion carried 5-0.

CITY HALL FURNACE: Bids from Martin Service and Harrison Heating & Cooling were reviewed. Mayor Young stated that he would be interested in removing the old furnace in exchange for keeping it. The mayor then stated that he did not have the equipment to remove the A-coil, so would have to remove his offer. The differences in the two bids were discussed, including the fact that each bid was for a different size unit. Ed Harmison, speaking as a citizen, stated that in view of the city's current financial situation and that there have been no more problems since some of the debris has been removed from the chimney, he would recommend that the chimney be repaired at this time. The council agreed by consensus to have the chimney inspected and get estimates for repairs to just the chimney. Mayor Young said that they would have to contact a chimney sweep.

JONES PARK/BALL ASSN: Todd Gates and Brady Anschutz were present to discuss matters related to the use of Jones Park. Mayor Young explained that his goal is to create a line of communication between the Overbrook Ball Association, Santa Fe Trail High School and the city so that problems can be resolved quickly. The mayor suggested that the ball association and the high school could probably work together to see that necessary things get done without involving the city in most cases. Restroom facilities were discussed. Anschutz said that the main thing the school teams need from the city is access to the bathrooms. The mayor said that the city is considering renting portable restrooms until the weather gets warmer. Anschutz said that last year the old middle school was available, and they would probably do that again this year, unless that causes a problem with the Boys & Girls Club. Mayor Young stated that he would like to see a recreation commission formed that would include all the groups who use the Jones Park facilities. Gates told the council that the ball association has hired someone to pick up trash at the ballpark. Chief Harmison reminded the group that since this is city property, there is to be no alcohol or beer consumed on the property.

Todd Gates asked if they could review the list that was presented at the last meeting. Gates said that someone has done some seeding in the outfield, but wasn't sure who. He was told that it wasn't done by the city. Sisson said he hasn't done the repairs in the men's bathroom yet, but will as soon as weather warms up and stays above freezing.

Insurance coverage on the players was discussed. Ira Allen said that there is coverage available with \$10,000 first-dollar coverage that's priced according to age. The city's policy doesn't cover individuals. Gates said he would bring this up at the next ball association meeting.

Mayor Young said he talked to Ed Butterfield about the security lights at the park, but hasn't checked to see if they've been replaced.

Sisson was told to check into the cost of renting portable bathrooms before the March 26th meeting.

The mayor also asked Sisson to check into replacing the back panel on the scoreboard before the next meeting.

Gates brought up installing a water line and hydrant between the diamonds to make it easier to wet the diamonds down. Mayor Young said that the city is trying to save money wherever possible, so he asked Gates what things on his list are really needed. Gates said that new trash barrels are needed as the bottoms are rotting out of the old ones. After more discussion about the other items listed, Bruce Smith made a motion, seconded by Jason Florance, to purchase 8 new trash barrels at a price not to exceed \$20/barrel. Motion carried 5-0.

Bruce Smith asked about getting some extra hose and using the hook-up on the back of the concession stand. Sisson explained that it hadn't been replaced when he did the last repairs due to a frozen water line, but that he would replace it.

The mayor told Gates that they need to make what screenings they have go as far as possible, but the city could probably pay for a small amount if absolutely needed.

Marian Massoth suggested that we check into applying for grants to be used at Jones' Park.

**WATER/SEWER REPORT:** Marian Massoth reviewed an update on the new water-line project with the council. As of this morning, 16,000 feet of pipe has been installed out of the 21,290 feet project. She said she has to do some more research on easements due to the cast iron line being further north than the original plans. Massoth also said that there's been more rock excavation than originally planned, but the loan amount should cover this.

Massoth reminded the council that the state has approved the report submitted by the city, and recommends that the city go ahead and get started submitting the Kansas Water Pollution Control Revolving Fund loan application. Massoth presented the sequence of events that need to be observed regarding this loan application. This loan would finance rip rap at the lagoons, the repair and/or replacement of manholes, and replacing some of the sewer line. Massoth did not have the exact amount of the loan amount approved for Overbrook, but thought it was somewhere around \$300,000.

Massoth said that she's concerned about the higher BOD levels in the influent lagoon tests. Sisson said that the locker plant is back in operation, which may explain this. The mayor asked if there are state requirements for how the locker plant handles their waste materials, especially blood. Massoth said the state would have recommendations, but not necessarily requirements. It would be up to the city to regulate this in order to comply with test limits. Bruce Smith suggested taking a sample from a couple of places, including downstream from the plant, on a day when they're slaughtering livestock to get comparison test levels. Sisson was asked to find out what day the slaughtering is done, and Massoth said she would check into getting some containers.

Massoth mentioned that the city should be receiving a letter from the Division of Water Resources for a lake permit. Bob Sisson said he's already sent in something similar, but Massoth said that what she's talking about has to be done by a registered engineer. She'll be attending a meeting next week to find out more about the inspection.

There was discussion about the water line project loan amount, and the completion of the project.

**MISC:** Max Friesen had some questions for Marian Massoth about installing a pump station to accommodate future building east of the city lake. The mayor asked that this discussion be tabled as there is still a lot on tonight's agenda.

**BIDS FOR WATER/SEWER MAINT:** This matter was tabled until a later meeting.

**SEWER HOOK-UPS:** As the mayor has not composed a letter to be given to property owners explaining why the inspections are being done, the matter was tabled.

**ORDINANCE NO. 249:** The mayor read an ordinance that would raise the current water rates from the following: \$10.00 for the first 1,000 gallons and \$5.00/1000 gallons thereafter to the following: \$11.00/first 0-1000 gallons and \$5.50/1000 gallons thereafter. This should increase the revenue enough to cover the payments for the water line project. It would take effect with the May, 2003 billing for April usage. David Gerisch made a motion, seconded by Jim Gates, to adopt Ordinance No. 249 to determine new water rates. Motion carried 5-0.

**ORDINANCE NO. 250:** Mayor Young read the proposed ordinance that would change the council meeting times and frequency. Bruce Smith made a motion, seconded by David Gerisch, to adopt Ordinance No 250 which adds a regular council meeting to be held on the fourth Wednesday of each month (except when it conflicts with a holiday) and changes regular council meetings to begin at 7:00 PM. Motion carried 5-0.

**LIBRARY MATTERS:** Jim Gates made a motion, seconded by Jason Florance, to appoint Dr. Roberta Daniels to the Overbrook Public Library board for a term of four years. Motion carried 5-0. Marilyn Anderson is also asking for permission to have a drop-box installed in front of the library. As far as the clerk knows, they do not want the city to pay for it but there may be some expense in the installation. The council agreed by consensus to authorize the installation of the drop box.

In celebration of the library's 75th birthday, Anderson would like permission from the city to have a street dance on June 21, 2003. This would mean having Maple Street closed from 6 PM until 11:30 PM on June 21st. The library will provide restroom facilities, the DJ, and also clean-up afterwards. Chief Harmison said that he didn't see any problem with closing the street. Rich Hamit moved to allow the street closing on June 21, 2003 from 6 PM - 11:30 PM. David Gerisch seconded; motion carried 5-0. Mayor Young said that it's encouraging to see different organizations have fund-raisers and celebrations of this kind.

**LAW REPORT:** Chief Harmison reviewed his report for the council. He also gave a report on the patrolcars. Harmison said he has talked to MVP Tires and WrenchBenders about the dangers of old tires being a prime breeding ground for the mosquitoes that carry West Nile virus. He asked about the city's getting a sprayer.

Chief Harmison said that there are currently 7 people who are incarcerated at this time as a result of city cases. This will be an expense to the city as the county charges a fee for each day per person.

Harmison stated his concern about the entry road to the city lake, and would recommend reducing the speed limits. There was discussion about the city's jurisdiction on Hwy 56. Mayor Young asked Chief Harmison to find out what we need to do to make these speed limit changes. Harmison also reported the city attorney is checking on loitering ordinances as a result of some problems at the school.

Chief Harmison stated that the year-to-date deposits for court fines are \$2,905.50, and the 4 DUI's tried last night could result in an additional \$1,000 apiece, but the court can allow them to make payments.

**MAINTENANCE REPORT:** Bob Sisson reported that the ventilator pump on the aerator at the lake is not working. The council told him to check into prices for repairs or replacement if it can't be fixed.

Sisson said that he has several streets to patch, but needs to order Saturock. The council agreed by concensus to order Saturock.

He told the council that he's taking some old tires to WrenchBenders to be disposed for a small fee.

Sisson said that the box on one of the crosswalk lights has been broken, so will have to have it fixed. He said that they will be getting the rock piles by the maintenance shop moved soon to make more parking spaces. He also told the council that he has to order a new neutral safety switch for the backhoe..

Sisson told the council that he had Ace Pipe Cleaners come in to blow the sewer line at Gloss's, but it was not the city's line causing the problem. The mayor asked how Ace Pipe Cleaners charge, and if they come for one thing, wouldn't it be a good idea to have them do some maintenance at another location while they're here. Sisson explained that they charge so much for the trip, and then by the foot after that. He was told to check into the exact cost for future discussion.

He told the council that he's been spending quite abit of time at the new water-line project which means that we're saving some money for engineering fees, but it gives him less time to get his work done.

**TREASURER REPORT:** Max Friesen said he's encouraged to hear the council is looking at ways to reduce expenses as the balances are low until the next tax levy arrives.

**CLERK'S REPORT:** Cheryl Brown reported that the Kenneth Jones family would like to have a flagpole installed at the archway as a memorial to their parents. They would be providing more details in the next few weeks. The council agreed by concensus to allow the family to pursue this matter.

PRIDE would also like permission to plant a red maple tree at the city lake. Council was in favor of this. The clerk suggested that some really nice heavy picnic tables would be a good idea for future memorials.

Brown asked for permission to sell the old computer desk for \$25. The council agreed by concensus to sell it as the library did not want it.

The clerk also asked if the council wants to write a letter to Osage Waste Disposal to cancel the solid waste contract. The council, being satisfied with the service, agreed by concensus to let the contract renew automatically.

**CABLE SERVICE:** Mayor Young showed the council several letters to Galaxy Cablevision asking for the History channel to be added to the basic service. The clerk said she would talk to the state manager about getting the channel.

EXECUTIVE SESSION: Bruce Smith moved to recess the meeting to discuss matters not related to elected personnel at 10:15 Pm until 10:25 PM. Jason Florance seconded; motion carried. Bob Call and Bob Sisson were asked to stay for the closed session.

The meeting was opened by the mayor. Bruce Smith made a motion, seconded by Jason Florance, to go back into executive session at 10:25 PM. Motion carried.

The mayor opened the meeting at 10:35 PM. Bruce Smith moved to recess the meeting at 10:35 Pm until 10:45 PM. Rich Hamit seconded; motion carried.

The meeting was opened; Rich Hamit made a motion, seconded by Bruce Smith, to go back into executive session from 10:45 PM until 11:12 PM. Motion carried.

COUNCILMEMBER COMMENTS: Rich Hamit said that he hopes that having two meetings per month will help prevent having this kind of meeting in the future. All agreed to that.

Jason Florance suggested recommending that the court fees and fines be increased. The judge has the authority to do this.

There being no further business before the council, Bruce Smith moved to adjourn the meeting at 11:20 PM. Jason Florance seconded; motion carried.

Respectfully submitted,

Cheryl L Brown  
City Clerk

APPROVED: 3-26-03

# CITY OF OVERBROOK

MINUTES

SPECIAL MEETING

MARCH 5, 2003

MEMBERS PRESENT: David Gerisch, Jim Gates, Bruce Smith, Rich Hamit,  
Mayor Jack Young

Mayor Young called the special meeting to order at 7:30 PM. Roll was called to establish a quorum.

The mayor stated that the purpose of the meeting was to discuss the new timesheets and other concerns.

Bruce Smith made a motion, seconded by David Gerisch, to go into executive session to discuss matters related to non-elected personnel for 30 minutes. Motion carried; meeting was recessed at 7:40 PM. Mayor Young opened the meeting at 9:15 PM.

No action was taken as a result of the closed session.

Jim Gates made a motion, seconded by David Gerisch, to adjourn the meeting. Motion carried; meeting adjourned at 9:20 PM.

Respectfully submitted,

Cheryl L Brown,  
City Clerk

APPROVED: 3-12-03

CITY OF OVERBROOK

MINUTES

SPECIAL COUNCIL MEETING

MARCH 12, 2003

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

OTHERS PRESENT: Rachael King

Mayor Young called the special meeting to order at 6:30 PM and took roll call to determine that a quorum was present.

The mayor stated that the purpose of the special meeting is to discuss the pool manager's position, and also budget concerns.

EXECUTIVE SESSION: Bruce Smith made a motion, seconded by Rich Hamit, to go into executive session for the purpose of discussing non-elected personnel at 6:35 PM. Motion carried. Rachael King was included in the closed session upon her arrival at 6:40 PM.

Mayor Young called the meeting back to open session at 7:18 PM. No action was taken.

David Gerisch made a motion, seconded by Jason Florance, to adjourn at 7:19 PM. Motion carried; meeting was adjourned at 7:19 PM.

Respectfully submitted,

Cheryl L Brown  
City Clerk

APPROVED: \_\_\_\_\_

3 - 24 - 03

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

Bruce Smith, Council President, called the special meeting to order at 7:00 PM in the absence of the mayor. Roll was called by the clerk; there was a quorum present.

PURPOSE OF THE MEETING: Bruce Smith read the purpose of the meeting which is as follows:

1. Discuss pool matters
2. Repair/replacement of city hall furnace
3. Increase of water/sewer rates
4. Review time/work sheets
5. Sewer hook-up inspections
6. Fence-crossing ladder purchase

SEWER HOOK-UPS: Cheryl Brown reported that the city attorney, Michael Coffman, recommends that the city ask permission from the property owner to do the inspections, either in person or by phone or letter as a first step. If permission is denied, then we would need to seek assistance from the attorney.

There was discussion about who would do the inspections. Bruce Smith suggested a team-approach, to include one employee. If permission to inspect is denied, then a letter from a certified plumber would be required. The council agreed by consensus that a letter explaining why the inspections are being done should be given to the property owner. Smith said that whoever does the inspections would need some training. The clerk was asked to have Coffman check the current ordinance regarding what can be done to anyone found to be in violation of the ordinance requirements. There was discussion about the expense involved to those who will have to have their drainage systems corrected. Smith said that while some will have to have extensive work done, the alternative is that everyone, even those in compliance, will have to pay for necessary sewer system improvements. While that may be the end result, correcting the illegal hook-ups now may help reduce the total project cost.

The council agreed that this will take some time to accomplish, but we need to try to get started within the next couple of months.

CITY HALL FURNACE: The council reviewed a bid from Martin Service for either repairing the chimney, or replacing the furnace. Martin noted that he wasn't sure if the chimney could be fixed. After discussion, the council agreed that more information is needed, and get another bid before the March regular meeting.

LADDER: Jim Gates made a motion, seconded by Jason Florance, to purchase a metal fence-crossing ladder from Frank Bath for \$30.00. The ladder would be used by maintenance for rural water line purposes. Motion carried 4-0 to buy the ladder.

WATER/SEWER RATES: The clerk reported that she has heard from only two cities about their utility rates. The payments for the water-line project loan will start one year from the completion of the project. They will be approximately \$11,000/year, depending on the actual cost of the project. A set-amount surcharge versus a rate change was discussed. The council agreed by consensus to recommend raising the minimum water rate from \$10 to \$11, and increasing the

charge for each 1,000 gallons from \$5.00 to \$5.50. It was also decided that the revenue from this rate increase would be designated to a separate line in the Water/Sewer fund for the purpose of repaying the loan. The clerk was instructed to have an ordinance ready for the regular March meeting.

**TIME SHEETS:** Some changes will be made in the format, but no serious problems were found at this time. There was also discussion about changing the pay periods to better coincide with a weekly time sheet. The council agreed by consensus that payroll should not be withheld in the event that the appropriate council member hasn't signed the weekly timesheet. Bruce Smith said that he sees two purposes in the timesheet--tracking hours worked and also what work is being done. He indicated that the council needs to make more of an effort to see what 's actually being done.

**SWIMMING POOL:** There was discussion about having co-managers at the pool. Each of them are asking for \$10/hr salary. Rich Hamit made a motion, seconded by Jim Gates, to recess the meeting for 15 minutes to discuss matters not related to elected personnel. Motion carried 4-0. No action was taken after the meeting was called back to order. Pool matters were tabled until the next meeting.

Jim Gates made a motion, seconded by Rich Hamit, to adjourn the meeting at 8:48 PM. Motion carried.

Respectfully submitted,

Cheryl L Brown  
City Clerk

APPROVED: 3-12-03

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

OTHERS PRESENT: Charles Hamner, Todd Gates, Jimmy Jolly, Jon Brady, Rich Maxwell, Tom & Bonnie Plumberg, Max Friesen, Bob Sisson, Ed Harmison, Everette Dannar, Rachael King, Cheryl Brown.

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

MINUTES / WARRANTS: Rich Hamit made a motion, seconded by Bruce Smith, to approve the minutes of the regular January meeting as written. Motion carried 4-0. Bruce Smith made a motion, seconded by Rich Hamit, to approve the minutes of the January 22, 2003 special meeting as written. Motion carried 4-0.

Following a brief discussion, Jim Gates made a motion to pay all warrants presented. Bruce Smith seconded; motion carried 4-0.

GPS MAPPING: David Porter who was to make a presentation regarding GPS mapping for the city utilities was unable to attend. Mayor Young said that since Kansas Rural Water Association does this same service, he would recommend that we not pursue having Porter come to a later meeting. The council agreed by concensus.

REQUEST FOR NEW RURAL SERVICE: Bruce Smith made a motion, seconded by Jason Florance, to deny providing a new water service as recently requested by Bill Baldwin. Motion carried 4-0.

STREET LIGHT REPLACEMENT: The clerk reported that she's been informed by Ed Butterfield of Westar Energy that the supply of mercury vapor street lights may not be as ample as was first thought. The council discussed replacing them as needed with either High Pressure Sodium lights which are cheaper or with Metal Halide lights which are brighter but much more expensive to operate. Bruce Smith made a motion, seconded by Rich Hamit, to replace street lights with the high-pressure sodium bulbs as needed. Motion carried 4-0.

COUNCIL MEETINGS: Jim Gates made a motion, seconded by Rich Hamit, to add a regularly-scheduled council meeting per month to be held on the fourth Wednesday of each month. Council meeting time would be moved to 7:00 PM for each meeting. Motion carried 4-0. The council agreed by concensus to consider the ordinance at the March meeting, to be effective by the fourth Wednesday in March.

The subject of increasing councilmember and mayor stipends was discussed. The council agreed by concensus to leave this as is due to the economic situation of the city.

SPEED LIMIT SIGNS: Chief Ed Harmison said that he has given a list of signs to be replaced to Bob Sisson. Bruce Smith made a motion, seconded by Jim Gates, to approve the purchase of 9 signs. Motion carried 4-0.

POOL REPORT: Rachael King was present to discuss the reports furnished by Jennifer Hardesty for the 2002 pool season, and also Hardesty's ideas for the 2003 season. King told the council that Hardesty has said that she would prefer concentrating on giving lessons and working

with the swim team. King indicated that she would be willing to take on more of the manager's responsibilities, but would expect to be paid more. The number of lifeguards needed and the necessity of having someone in the bathhouse was discussed. King said she feels that this could be covered by rotating the lifeguards, and that the manager could be responsible for making deposits, etc. King told the council that several people have volunteered to help with lessons, and that should help reduce the payroll. Raising the admission and lesson fees was discussed. King is asking for \$10/hr due to being responsible for scheduling and other managerial duties. The council agreed to call a special meeting to discuss this matter as well as other items soon. The clerk said that Hardesty was paid \$9/ hr during the 2002 season, and King was making \$8/hr due to being the assistant manager and having her Water Safety Instructor certificate.

**KANSAS SHARED SERVICES:** Rich Maxwell was present to give an update on the company's progress. Maxwell said he's talked to Michael Coffman, Overbrook City Attorney about the city's obligation to buy or hire through the company. Maxwell reported that the Attorney General has approved the company's initial paperwork, but he hasn't received final approval. Mayor Young expressed interest in attending a planned regional meeting for more information.

**CITY HALL FURNACE:** The clerk gave the council a bid from Walt Martin to either repair the chimney (if it can be repaired) or to replace the furnace. There was discussion about the age of the furnace (approximately 20 years old) and whether or not the air conditioning unit needs to be replaced. The matter was tabled until someone can get more details from Martin.

**OVERBROOK BALL ASSOCIATION:** Todd Gates, Jimmy Jolly and Jon Brady were present to discuss matters related to Jones Park. Jolly asked about the new water line they had requested last fall. They gave the council a list of improvements that they feel need to be made. Security lighting was discussed. The clerk said that the city is paying for security lights now, but Gates and Jolly said that they haven't worked for some time. Sisson said that since the city owns the poles, we would have to pay for our own lights. Mayor Young said he would check into the matter. Jolly asked if the city's insurance covers the kids. Gates said that he would check into this at the next league meeting. The mayor asked that Ira Allen be contacted about the city's coverage.

Forming a recreational committee with a representative from the high school was discussed. The mayor said that he hadn't contacted anyone from the school yet, but is planning to do so, hopefully before the next regular meeting.

Gates asked how much longer the skateboard ramp will be staying where it is. The council told him that the grant for the Trail's project will not pay for the existing ramp, so there are no plans to move it at this time.

Todd Gates is the current President, Dan Brown is Vice-President, Jon Brady is the Treasurer, and Debbie Jones is Secretary. Gates said their next meeting will be February 18th at 7 PM. Mayor Young said that due to current economical conditions in the whole state, he doesn't think that the city will be able to pay for all the improvements, or any of them. The council agreed that they would be willing to help if possible, but can't make a definite commitment. Certain things such as repairing the men's restroom will be checked out, and necessary repairs will be made. Having the restrooms open during the high-school season was discussed. Sisson reported all the problems this has led to in the past. There was discussion about renting portable restrooms and unlocking the others during games only. This, along with using the concession stand, will be discussed with the high-school at or before the next meeting.

**MISC:** Bruce Smith reported that John Butel told him that the property owned by Max Friesen east of town is not specifically in Rural Water District #5. They do have service 1 mile north and 1 mile south of the highway at this time.

**SUMP PUMP INSPECTIONS:** There was discussion about how the city would enforce the current ordinance that prohibits sump pumps and perimeter drains emptying into the city sewer system. There was discussion about how to determine which residences are not in compliance with the ordinance. The council agreed by consensus to consult the city attorney about the city's rights to go on to private property to inspect. The possibility of charging each customer a fee until they can document their compliance was considered. The customer would be responsible for hiring someone to do this inspection, or allow the city to inspect the property. The matter was tabled until the city attorney can advise.

**MAINTENANCE BLDG:** The mayor asked Bob Sisson if some of the rock piles and equipment could be moved out of the parking lot before ball season. The mayor has already asked Todd Goodyear to move his equipment out of the area.

**TIME/WORK LOGS:** Mayor Young brought up each of the employees to start keeping a time/work log. This will be done to set a definite work week, and help the council track the work being done and overtime hours. The format would be reviewed after a few weeks for any changes that might need to be made. Also the federal guidelines would be implemented regarding overtime pay, compensation time, etc. This means that vacation, sick days, and holidays would be paid but not count towards overtime or comp time. Various councilmembers would be responsible to approve each departments time sheets before payroll is done.

**WATER/SEWER MAINTENANCE BIDS:** The mayor told the council that he's received only one bid for doing some of the water/sewer maintenance work so would recommend tabling this until the next meeting.

**RATE INCREASE:** The possibility of raising the water/sewer rates was discussed. The reason for the increase is partly to pay for the new water line from the wells that's being installed. *This was tabled until the clerk can contact some other towns regarding their rates.* Ed Harmison suggested a flat fee for each service to be designated to repay the water line loan. The clerk also said that ways to pay for the necessary sewer improvements will have to be addressed soon.

**LAW REPORT:** Chief Harmison reviewed his written report for the council. They had 20 cases in January compared to 8 in December. Due to the increase of crime investigations, there were only 6 traffic citations last month. Harmison reported that they have purchased the equipment with the 2003 grant money.

**MAINTENANCE REPORT:** Bob Sisson reported that the new water line has been installed as far as the Steves' residence. They should be crossing over the 4" line in the next day or so.

He said that Marian Massoth has provided us with the letter from KDHE regarding the sewer system improvements.

Sisson said he has a small amount of street-patching to do as the weather allows.

Sisson brought up selling water to a non-resident. He's been selling some to an individual since the co-op closed their hydrant. This person is using the water for cattle only, but Sisson's been approached by another person who wants to buy water to drink. He said that the hose he uses is not fit for supplying water for human consumption.

Sisson asked the council to consider installing some kind of radio-control on the rural water pump if there's money left over from the water-line loan. Smith told Sisson to get some actual prices.

Bruce Smith made a motion, seconded by Jason Florance, to cease selling bulk-water as of today. Motion carried 4-0. Smith also suggested checking the connection that the co-op uses for their bulk water sales.

TREASURER'S REPORT: Max Friesen reported that the balances look good as we've received the first of the tax levy money.

FRIESEN REQUEST: Max Friesen said he needs an answer from the city regarding his request for water. He needs a letter from the city to meet the requirements of the county. Mayor Young said that he feels the residents of the city would be better served if Friesen could get his water from a rural water district at this point, partly due to a concern about this leading to having to provide other developments. There was discussion about this possibility. Bruce Smith made a motion, seconded by Jim Gates, to allow development of rural lines—limited to sections crossed by our existing lines, with the developer paying the cost of the installation and current water district prices for meters, and the lines to eventually belong to the city. Motion carried 4-0. Smith said he would talk to the Meggison's regarding an easement. The clerk will write a letter to show that the city has approved Friesen's request.

CLERK'S REPORT: Cheryl Brown reported that the library will be showing free movies to celebrate their 75th anniversary. Brown asked what should be done with the old computer desk. She was told to contact the library to see if it could be used there.

The documentation for the Road & Sign grant has been mailed to Kansas Wildlife & Parks. She also reported that the hearing for a zoning change at the Church of Christ property has been cancelled.

CONNECTING LINKS: The council agreed by consensus to not accept the Connecting Links agreement with the county. This means that the county will be responsible for the maintenance of Maple Street within the city limits.

EXECUTIVE SESSION: Rich Hamit made a motion, seconded by Bruce Smith, to recess the meeting for 10 minutes to discuss personnel matters with Ed Harmison and Everette Danner. Motion carried; recessed at 10:45 PM. Meeting opened by the mayor at 10:55 PM.

Bruce Smith made a motion, seconded by Rich Hamit, to recess the meeting at 10:55 PM for 15 minutes to discuss personnel matters with Bob Sisson. Motion carried; recessed at 10:55 PM. Meeting called back to order at 11:10 PM.

Bruce Smith made a motion, seconded by Rich Hamit, to recess the meeting from 11:10 Pm to 11:25 Pm to discuss matters not related to elected members. Motion carried.

Mayor Young called the meeting back to order at 11:23 PM. No action was taken as a result of any of the closed sessions.

The council discussed calling a special meeting in two weeks to discuss the pool, water/sewer rates, furnace, and review the time sheets.

There being no further business before the council, Jim Gates moved to adjourn. Rich Hamit seconded; motion carried 4-0. Meeting adjourned at 11:25 PM.

Respectfully submitted,

Cheryl Brown, City Clerk

APPROVED: \_\_\_\_\_

3-12-03

CITY OF OVERBROOK

MINUTES

SPECIAL COUNCIL MEETING JANUARY 22, 2003

MEMBERS PRESENT: David Gerisch, Bruce Smith, Rich Hamit, Mayor Jack Young.

OTHERS PRESENT: Delbert & Carol Anno, Cheryl Brown

Mayor Young called the special council meeting to order at 6:30 PM. Roll was called; there was a quorum present.

The mayor stated the purpose of this meeting was to do the following:

1. Discuss the discrepancy in mileage for the new rural water line.
2. Consider the clerk's request for new computer desk
3. Discuss revenue/budget concerns for 2003

**WATER LINE PROJECT:** Delbert Anno was present to discuss the fact that the current contract does not cover the actual distance needed to bring the line into the city. Marian Massoth had faxed a letter explaining the problem. Two different points of ending had been discussed at one time or another, and the contract had been written using the second choice. Anno said that he would not be able to get the pipe for the same price as the original bid. He said that the cost would be \$4.50/ft which would include extra expense for his bonding. The cost for the additional 2,680 feet would be \$12,060. Massoth has indicated that since the original bid was lower than proposed, this will not affect the loan amount. After discussion, Rich Hamit made a motion, seconded by Bruce Smith, to proceed with the project at \$4.50/ft for the extra footage and with an extension of completion time. Motion carried 3-0. The clerk said that she would have Massoth write the new contract since she has all the technical details.

**COMPUTER DESK:** Cheryl Brown presented two proposals for her request. One was for \$129 and one was for \$279. The \$279 workstation is much bigger with more storage and is slightly taller. Bruce Smith made a motion, seconded by Rich Hamit, to purchase the \$279 computer workstation. Motion carried 3-0.

**REVENUE/BUDGET:** The clerk presented the council with some information regarding revenue and expenses for 2002 as requested prior to the meeting. Bruce Smith made a motion, seconded by Rich Hamit, to go into closed session at 6:55 Pm for 30 minutes to discuss matters related to non-elected persons. Motion carried; meeting was closed at which time the clerk left the meeting.

Mayor Young called the meeting back into open session at 7:25 Pm.

Rich Hamit made a motion, seconded by David Gerisch, to adjourn at 7:30 Pm. Motion carried/ meeting adjourned.

Submitted by

Cheryl L. Brown  
City Clerk

APPROVED:

2-12-2003

*email*

CITY OF OVERBROOK

MINUTES

REGULAR COUNCIL MEETING

JANUARY 8, 2003

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

OTHERS PRESENT: Ed Harmison, Everette Danner, Max Friesen, Bob Sisson, Cheryl Brown.

Mayor Young called the meeting to order at 7:30 PM. Roll call established a quorum to be present.

MINUTES / WARRANTS: Rich Hamit made a motion, seconded by Jason Florance, to approve the minutes of the December meeting as written. Motion carried 5-0.

Jim Gates made a motion, seconded by Jason Florance, to pay all warrants presented. Motion carried 5-0.

2003 DESIGNATIONS: Jim Gates made a motion, seconded by Bruce Smith, to name the following as Official Designations:

Official Depositories: Kansas State Bank, First Security Bank

Official Newspaper: Osage County Chronicle

Official Check Signers: Jack Young, Bruce Smith, Jim Gates, Cheryl Brown, Max Friesen.

Motion carried 5-0.

REQUEST FOR RURAL SERVICE: Bob Sisson reported that Bill Baldwin told him that the woman who owns the property where the water service would be located has indicated that she is willing to pay all the costs involved, and might even agree to the city drilling on her property for additional wells in the future. Jim Gates brought up the fact that the well that would supply this service is untreated water. Sisson said that the house on Baldwin property that is currently being serviced is from this same well. Bruce Smith said that, according to his understanding, the Baldwin property was supplied with water from this well as part of the original agreement for the easement. Smith reported that KDHE would not recommend any additional customers be supplied from an untreated well. There was discussion as to how treated water could be supplied to the lady who's requesting the water. Jim Gates said that he would support the service if the property owner is willing to sign a release-type waiver, or install additional lines to treat the water. The council agreed by consensus to table the matter until the city attorney can review the legalities involved. Also more time is needed to determine the current price of rural water meters. Sisson said he would keep Bill Baldwin informed about the council's decision.

STREET LIGHTS: Bruce Smith said he hasn't talked to Ed Butterfield about the street lights as yet. The clerk said Butterfield told her that the supply may not be as large as originally stated, so there may not be much choice. The matter was tabled until more details are known.

POOL REPAIR BILL: The council reviewed the break-down of the bill from McKee's Pools for the repairs done last fall. Jim Gates asked if McKee gave any kind of reason for the damage happening. Sisson said he guessed it was due to settling, but McKee didn't give him any specific reason. Smith asked if the city has the set of plans for the pool. Sisson said he thought Jennifer

Hardesty had the plans. The mayor asked if there's any warranty on this repair work by McKee's. Sisson said there's no written warranty, but that McKee would probably stand behind the work. Mayor Young asked David Gerisch to check into other companies that repair pools for future reference.

**KPERS/POLICE DEPT:** The clerk reported that the police department can only change from regular KPERS to the Police/Fireman's Retirement once a year, and we've missed the deadline for 2003, so this will have to wait until this fall.

**CONDEMNATION OF BUILDINGS:** Chief Harmison said that he's talked to the owners of some of the properties, and has been told that they're planning on making improvements in the spring. Jim Gates commented that WrenchBenders has made definite improvements.

**COUNCIL MEETINGS:** Rich Hamit brought up adding a second monthly meeting. Several formats were discussed, including just having a "work" meeting where no action could be taken, but business could be discussed. The clerk said that all meetings would be "open" regardless of the format. She also said that she would have to research the procedure for changing meeting times, etc.

Mayor Young brought up increasing the pay for the governing body regardless of how many times they meet. The current stipend is \$75/year. The mayor suggested changing it to \$10/meeting. He feels that this might be incentive for people to seek city offices, and also to encourage members to attend more council-related functions. The clerk said that the city does reimburse members for these expenses when approved. Jim Gates said that he thought that most people serve on the council as a matter of civic involvement, and not the money. Several options for determining the stipend were discussed. The council agreed by consensus to make any changes effective after the April elections. The matter was tabled until all the information is available. The council was asked to consider what nights to meet before the next meeting. Jim Gates stated that he would prefer to decline any pay raise. It was suggested that one could donate the extra money, or whatever.

**GALAXY FRANCHISE:** Galaxy Cablevision has sent a proposal which would extend the current franchise agreement for an additional 15 years (2020). The council agreed by consensus to defer signing any agreements until other providers can be contacted.

**LAW REPORT:** Chief Ed Harmison reviewed his written report for the council. In addition, Harmison reported that he had found two children walking on the ice at the city lake. He safely removed the children and returned them to their parents. He went to the school and distributed some safety material related to this incident. Sisson has ordered some signs to be put up at the lake specifically dealing with this matter. Harmison also said that they have received the 2003 grant money, \$4,528-Federal \$503.15-city. The equipment has been ordered as of today.

Harmison also gave a report comparing the 2001 caseload to that of 2002.

Jim Gates asked what equipment was funded by the grant. Harmison said that they will get a new desktop computer, printer, laptop computer, and a new 35mm camera.

Rich Hamit asked about the mileage reported by the animal control officer--339 miles for December. Chief Harmison feels that this is a reasonable amount considering the trips to Carbondale and routine patrolling. The 2003 animal licenses are due now. Harmison also said that we are now making a copy of animals picked up to display in the window, and the clerk said that she is trying to put the information on the city channel when possible.

Max Friesen asked why there were no fines deposited in December. He was told that there was no city court so no fines could be processed.

Officer Danner requested that larger speed limit signs be installed on Maple Street. Rich Hamit said that whatever signs are installed have to comply with the MUTCD. This is the Manual for Uniform Traffic Control Devices. Harmison was asked to get a copy of this, and review all the

signs for possible replacement. The mayor asked Harmison to check into some trees at 6th and Maple as they may obstruct the traffic signs.

Jason Florance said that he's received some complaints about the noise from car stereos.

**MAINTENANCE REPORT:** Bob Sisson said that the new water line has been installed up to the Osage County line road. Sisson said that Marian Massoth told him she hasn't heard from KDHE regarding the wastewater report as of today.

Sisson said that new water/sewer services have been installed at the two new residences in Meadowbrook II. He said that the streets in that addition will definitely need resealed this year.

He said that the Christmas lights will be removed soon. Sisson told the council that he had an emergency heart problem on New Year's Eve and that he had his wife call the police department and Bob Call. The mayor asked that the city clerk and the mayor both be notified in the future whenever this type of thing happens. Dannar explained that he assumed others had been called.

Sisson said that he may be having some more procedures done in February in relation to this condition.

He said that he needs to order more street patching material. The mayor asked if there's something that can be added that would help the patch stay. Sisson said that the main problem is the patch sinking, but he's been adding more rock to try to help that problem. Sisson said that he has a couple of places that need to be smoothed out, but they're still too wet.

**TREASURER'S REPORT:** Max Friesen reported that the funds were extremely low at the end of December, so we'll have to squeeze by until the January tax levy is deposited. The clerk also said that we received the reimbursement from the Kansas Public Water Supply loan in the amount of \$31,000 which will definitely help the cash flow.

**CLERK'S REPORT:** Cheryl Brown asked that the east computer workstation be replaced with one that is taller with a solid back. The purpose is to block the sun and also add storage space. The council agreed by consensus for Brown to check out what's available for around \$200.

The clerk said that she sent the judge a letter regarding his salary and phone expenses but hasn't had a reply as yet.

**COUNCILMEMBER REPORTS:** Jim Gates said that he is very impressed by the Boys & Girls Club facility at the old middle school, and encouraged the other members to visit it.

**MAYOR'S REPORT:** Mayor Young asked all departments to provide a list of overtime and the reason for it from now on with the payroll reports. He explained that this is one way that he can respond to citizen's comments. Bruce Smith said that just keeping a general daily work log would also provide this information. Chief Harmison said that they keep a log, but the information is not for public knowledge.

**RURAL WATER SERVICE:** Max Friesen presented a letter to the council applying for a 2" water line running along Stanley Road from US Hwy 56, South 1/2 mile to the City water line which runs along the South edge of his property to connect with our other land North of the Overbrook Cemetery. Friesen is asking the city to install the 2" line, to be paid for by Friesen, since he has already given the city 2 water line easements for the whole 160 acres. He is also requesting 7 water meters at the present city rate as these 7 3plus acre lots are sold. Each lot owner would pay the city water bill as established previously. Friesen is also asking the city to write a letter to Sheila Dale, Osage County Land Coordinator if his request is honored. Other utilities would need this same letter. There was discussion about the charge for the water meters. There was discussion about the sale of a meter to Brad Schwartz for the city rate as opposed to what is specified in Ordinance No 211. Jim Gates made a motion to sell Friesen the meters at the city rate. Motion died for lack of a second. The clerk was asked to have the city attorney review this matter.

MISC:  
21st.

Cheryl Brown reminded the council that the deadline for council filing is noon January

EXECUTIVE SESSION: Bruce Smith made a motion, seconded by David Gerisch, to close the meeting for 20 minutes from 9:35 pm to 9:55 pm to discuss matters not related to elected members. Motion carried 5-0.

Mayor Young called the meeting back in open session at 9:54 pm. No action was taken as a result of the closed session.

There being no further business before the council, Jim Gates moved to adjourn at 9:55 pm. Bruce Smith seconded; motion carried 5-0.

Respectfully submitted,

Cheryl L. Brown  
City Clerk

APPROVED: \_\_\_\_\_

2-12-03