

CITY OF LA CYGNE MINUTES FOR 2014

January 2, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, January 02, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Esther Shields; Robert Sullivan; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Police Chief Tate West; City Attorney John Sutherland; Fire Chief Dan Nasalroad; Public Works Superintendent Jim Johnson; Police Officer Allen Huggins; Allyson James; Lori Huggins; Bob Curry; Paulette Curry; Beth Smith; Keith Smith; Chris Epperson; Fred Meisel; and _____ Epperson (arrived about 7:15).

Mayor Terry Weitman called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by Keith Smith.

MAYOR'S COMMENTS:

- ❖ Wished everyone a Happy New Year.

CONSENT AGENDA:

✓ Motion to Approve Consent Agenda

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of December 18, 2013 Regular City Council Meeting;
Check Register: December 19, 2013 - January 02, 2014; and,
Mobile Home Park Licenses for:
* Richard & Rebecca Marsh
* Brian & Ramona Slocum
* Brokerage Securities / Jim Thompson.

Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:01 p.m.

DISCUSSION FROM THE FLOOR:

CHRIS EPPERSON AT 318 N BROADWAY REGARDING:

- **PREVIOUS SEWER LINE REPAIRS - HAVE PICTURES AND RECEIPTS**
- **AN AUTO ACCIDENT KNOCKED THE FIRE HYDRANT OUT IN FRONT OF HOUSE AND WOULD LIKE REPAIR DATE**

Mayor Weitman acknowledged the area was in need of repair and a new fire hydrant. The city crew plans on doing the work when the weather is such that it can be done; if the weather stays all winter like it is, it could be spring. They are aware of the drainage.

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Mayor Weitman then addressed the first part by reporting the city council had declined to reconsider paying the previously submitted sewer repair bill at the city's last council meeting on December 18th. It was noted Mr. Epperson was not present at that meeting.

Mr. Epperson argued there was not to have been another meeting until January 1st that was moved to the 2nd. Mayor Weitman noted the January 1st meeting date was discussed at the December 4th meeting as the date fell on a holiday and the council was considering moving that particular meeting date; and, the council has established meeting dates for the first and third Wednesday's. Mr. Epperson left.

CONCERNS REGARDING USD 362 SCHOOL REQUEST TO REZONE IN BLOCK 65

- **PAULETTE CURRY, OWNER OF 312 S 6TH**

Paulette Curry asked if this would be the time to talk about the school's rezoning request.

Mayor Weitman asked if there was any new items to tell the council other than discussed at the last meeting.

Mrs. Curry responded just to let the city council know how strongly the residents in the area felt about not rezoning.

REPORTS OF CITY OFFICERS:

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

1. Activity Report:
 - i. Citations issued - 12
 - ii. Codes Enforcement - None.
 - iii. Animal Control - Three letters sent for non-registered animals
2. Repeater Status - All three have now been installed and working well.
3. Tasers Status - Have been received and awaiting policy approval for use.
4. Cameras Status - To stay within budget in 2013 the department did not order the cameras. Requested authority to order the three First Vu Camera systems for the vehicles with the 2014 budget. The total is \$5,005.00 plus shipping through Digital Ally.

✓ *Motion to Approve Purchase of Three Cameras for \$5,005.00 plus Shipping*

Council Member Meisel moved to approve the purchase of three First Vu Camera systems for the vehicles from Digital Ally for \$5,005 and shipping. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:06 p.m.

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PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Activities –
 - A gas meter was hit by a driver of a vehicle and repaired/replaced.
 - A fire hydrant was hit by a driver of a vehicle and broke off at the water line. The water line was patched. Hydrant and area clean up will be done later with better weather.
 - Thanks to Chief West for taking the two above incidents and reporting them for reimbursement.
 - The cleaning of sludge ponds has started. The weather may hold up some progress.
2. Request to Purchase a Power Washer - The car wash in town has closed. Asked council to consider the purchase of a power washer strong enough to remove salt and sand from all the city's vehicles, and for use at the lift stations, and other uses. Estimate a power washer big enough to meet the needs could be purchased for less than \$1,200.00.

Mayor Weitman and council agreed it would be considered and to obtain prices.

FIRE CHIEF - DAN NASALROAD

1. None.

CITY CLERK – DEVONA HERRIN

1. None.

COUNCIL COMMITTEE REPORTS:

STREET

1. Postmaster Request Regarding Conditions Around Mailboxes – Mayor Weitman reported the written request from the postmaster was to make adjustments around the mailboxes for the listed addresses for easier access to the mailboxes by the mail carriers. The post office has written requirements for heights to the mailboxes and the distance to be off the road. If the mailboxes met the specs they would not be off the road to the point these are. Council concurred it was not the city's responsibility to bear the expense of mailbox concerns. Council Member Meisel will contact the postmaster and talk to her.

COMMUNITY BUILDING

1. Consider Engineer Inspection for Building South – Mayor Weitman reported from the consultant's recommendation, an inquiry had been made as to what an engineering inspection would cost for the building south. City Clerk Herrin reported the cost would be \$800 for one trip by an inspection engineer who specializes in old buildings and their ability to be refurbished and what, if any, public safety hazards may exist.

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Discussed how to proceed. Mayor Weitman asked Codes Officer West to write a letter to the property owner of the city's concerns as to the building damaging the community building and wait for a response.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

ORDINANCE TO WAIVE BUILDING PERMIT FEE FOR FLAG POLES

Tabled. Clerk did not have ordinance prepared.

REQUEST TO ADD LINCOLN TOWNSHIP MEMBER TO THE PARK BOARD

Mayor Weitman presented the recommendation to appoint Jean Allen to the Park Board to fill the existing vacancy. Jean Allen is also a member of the Lincoln Township Board for representation from that board.

✓ *Motion to Accept Recommendation to Appoint Jean Allen to Park Board*

Council Member Meisel moved to accept the recommendation to appoint Jean Allen to the Park Board. Motion seconded by Council Member Fleming, voted on, passed 5 - 0. Time: 7:18 p.m.

MS. EPPERSON SPOKE FROM FLOOR REGARDING REQUEST FOR PAYMENT FOR SEWER LINE

Ms. Epperson stood and began speaking about the city's process for their next meeting to always be called at the current meeting; she felt her father should have been informed of the next meeting to be on December 18th instead of tonight's meeting; and, they did not have the money to pay the repair bill. Ms. Epperson then left the building about 7:20 p.m.

MUNICIPAL COURT JUDGE REQUEST FOR SALARY ADJUSTMENT EFFECTIVE JANUARY 2014

Mayor Weitman asked if there were any further comments or questions about the request for a salary adjustment received from the judge. Council Member Meisel concurred it would be ok for a small increase but not to double the salary. Police Chief West noted the volume of cases has greatly increased from years passed; and, was not opposed to reviewing the change but also wanted to consider discontinuing the mileage. Concurred to incorporate mileage into the salary, as each judge chooses where they reside.

✓ *Motion to Increase Municipal Court Judge's Salary to \$200 a Month Without Mileage*

Council Member Meisel moved to increase the Municipal Court Judge's salary to \$200 a month without mileage compensation. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:27 p.m.

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NEW BUSINESS:

POLICE DEPARTMENT "USE OF FORCE" POLICY CHANGE

Police Chief West reported the attached "Use of Force" Policy Change will need to be in force in order to implement the purchased Tasers. This is specific to them and in reviewing the city's police policy the last revision for use of force was last updated in the '90's. Did use another police department's policy as a guide to meet legal requirements.

✓ *Motion to Adopt "Use of Force" Policy SOP 16a*

Council Member Meisel moved to adopt "Use of Force" Policy SOP 16a. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:29 p.m.

AGREEMENT FOR ABATEMENT OF CITY CODES REGARDING 205 E. MARKET

Codes Officer West reported Mr. Fornell had signed the agreement for abatement and if the city was also willing to sign it gave Mr. Fornell until June 2014 to make the improvements listed. If Mr. Fornell fails to uphold the agreement then the abatement goes to city court for due process.

✓ *Motion to Accept Agreement for Abatement with Mr. Doug Fornell*

Council Member Williams moved to accept the Agreement for Abatement with Mr. Doug Fornell. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:32 p.m.

POLICE DEPARTMENT "USE OF FORCE" POLICY CHANGE - CONTINUED

Council Member Meisel asked to return to the "Use of Force" Policy change as only the section SOP 16a had been approved earlier. All concurred part SOP 16b was the portion specifically pertaining to the Tasers. Discussed some grammatical errors in this section. None of the errors changed the content. Discussed approving as currently written and then correcting grammar when revisions made.

✓ *Motion to Adopt "Use of Force" Policy SOP 16b*

Council Member Shields moved to adopt "Use of Force" Policy SOP 16b as presented with any revisions at a later date. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:35 p.m.

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ORDINANCE NO. 1419 TO REZONE LOTS 18, 17, 16, 15, AND W 45' OF 14, BLOCK 56, FROM R-2 TO C-1 FOR CASEY'S RETAIL COMPANY

- ✓ *Motion to Approve Ordinance No. 1419 to Rezone Stated Lots in Block 56 from R-2 to C-1*

Council Member Shields moved to accept Ordinance No. 1419. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:36 p.m.

ORDINANCE NO. 1420 TO VACATE ALLEY IN BLOCK 56, RETAINING UTILITY EASEMENTS FOR CASEY'S RETAIL COMPANY

- ✓ *Motion to Approve Ordinance No. 1420 to Vacate Alley in Block 56, Retaining Utility Easements*

Council Member Shields moved to accept Ordinance No. 1420. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:37 p.m.

MAINTENANCE AGREEMENT WITH CASEY'S RETAIL COMPANY FOR CITY UTILITIES IN BLOCK 56

- ✓ *Motion to Approve Agreement with Casey's Retail Company for City Utilities in Block 56*

Council Member Meisel moved to authorize the mayor and city clerk to execute the maintenance agreement with Casey's Retail Company. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:40 p.m.

REQUEST TO REZONE LOTS 1 AND 2, BLOCK 65, LOCATED IN THE PARTIAL REPLAT OF THE FIRST ADDITION FROM R-1 TO P (PUBLIC) FOR PRAIRIE VIEW USD 362

Codes Officer West reported he had spoke with school representative Phil Mathews, who was unable to be here tonight, and asked to convey his request to see the request be sent back to the Planning Commission for why the rezone request was not recommended by them, or, to table until the next council meeting for him to be able to attend.

Mayor Weitman reported the council had four options to consider:

1. To accept the Planning Commission's recommendation to decline the rezoning request.
2. To over-ride the Planning Commission's recommendation to decline and pass an ordinance to rezone.
3. Send the request back to the Planning Commission for further review and report back.
4. Postpone until the next regular city council meeting.

Mayor asked the audience if they had any further comments or questions.

- **KEITH SMITH, OWNER OF 519 S SYCAMORE**

Keith Smith reported it was not the city's responsibility there was not any representation from the school. Asked the council to stay with the recommendation

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to decline the rezoning. Also noted there are other options available to the school if the city declines to rezone.

- BETH SMITH, OWNER OF 519 S SYCAMORE

Beth Smith reported the school had other agents who could have appeared. Also asked the council to decline the rezoning.

- LORI HUGGINS, OWNER OF 401 S 6TH

Lori Huggins noted the residents opinions hadn't changed and have made a concerted effort to make all of the meetings to express interest. Ms. Huggins also reported Jonee Hardesty, her neighbor, would have been here to express her concern against the rezoning, but she was sick.

- PAULETTE & BOB CURRY, OWNERS OF 312 S 6TH

Paulette Curry expressed concern that the school should have done their homework and checked into the zoning requirements before they bought the property. Both are against the rezoning.

Mayor asked council for input.

- ✓ *Motion to Accept Planning Commission's Recommendation to Deny Rezoning Request*

Council Member Shields moved to accept the Planning Commission's recommendation to deny the rezoning request by the school. Motion seconded by Council Member Williams, voted on, passed 4-1 (Fleming).

Time: 7:47 p.m.

KPA PIPELINE SAFETY EMERGENCY RESPONSE PROGRAM

Police Chief West requested two officers to attend this annual training program. Public Works Superintendent Johnson requested two from public works to attend. City Clerk Herrin reported there are three different days possible to attend at locations near La Cygne to be able to work around other training occurring during those days.

- ✓ *Motion to Approve 2 from Police Department & 2 from Public Works to Schedule Attending*

Council Member Meisel moved to allow two from police and two from public works to attend, around scheduling, the KPA Pipeline Safety Training. Motion seconded by Council Member Shields, voted on, passed 5-0.

Time: 7:50 p.m.

KRWA "WASTEWATER OPERATIONS WORKSHOP", FEBRUARY 5TH, IOLA, KS

Public Works Superintendent Johnson requested for two public works employees to attend this training session. There is no cost for the class.

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- ✓ *Motion to Allow 2 Public Works Employees to Attend KRWA Wastewater Training Class*

Council Member Shields moved to allow two public works employees to attend the wastewater training class in Iola on February 5th. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:51 p.m.

EXECUTIVE SESSION:

- ✓ *Motion For Executive Session for Personnel for up to Ten (10) Minutes*

Council Member Fleming moved to go into executive session for up to ten (10) minutes for personnel. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:52 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session included (but not limited to): None.
Open Session Resumed at 8:02 p.m.

OTHER BUSINESS:

SOFTWARE EXPENSE AND REVENUE REPORTS

City Clerk Herrin presented Expense and Revenue Reports from the Summit Software program as a different method of presenting this information on a regular basis to the council. The council concurred this change would work. The next agenda will include this information for the expense and revenue information instead of the previous Quicken report.

UPDATE ON SCHOOL ZONE SIGNAGE PROJECT WITH KDOT

Police Chief West reported that the new signage provided by KDOT to the city had been installed by our public works and all would notice the change in the school zone area. As soon as the weather warms up there is also material for placing new stripping at the cross walks. Also, the information for a survey to consider replacing the lights has been received and is being reviewed.

NOTES AND COMMUNICATIONS TO COUNCIL: None.

ADJOURNMENT:

- ✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Sullivan, voted on, passed 5-0.** The Regular meeting was adjourned at 8:17 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my

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knowledge, and do hereby subscribe my name
this 2nd day of January 2014.

END OF JANUARY 2, 2014 MEETING.

BEGINNING REGULAR MEETING OF January 15, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, January 15, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Esther Shields; Robert Sullivan; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Police Chief Tate West; City Attorney John Sutherland; Fire Chief Dan Nasalroad; Public Works Superintendent Jim Johnson; Allyson James; LeRoy Turpen; Bryce S. Smith & Larry W. Smith with L&K Services; Fred Meisel; and Danny Curtis.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by City Attorney Sutherland.

MAYOR'S COMMENTS:

❖ None.

CONSENT AGENDA:

✓ ***Motion to Approve Consent Agenda***

Council Member Meisel moved to approve the consent agenda which consisted of:

Minutes of January 2, 2014 Regular City Council Meeting;
December 2013 Budget Report;
December 2013 Treasurer Report
4th Quarter 2013 Financial Statement;
2013 Annual Financial Statement; and
Check Register: January 03 - 15, 2014.

Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:01 p.m.

DISCUSSION FROM THE FLOOR:

NONE

REPORTS OF CITY OFFICERS:

POLICE DEPARTMENT – CHIEF TATE WEST

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Reported on the following:

1. Activity Report:
 - i. Citations issued - 13
 - ii. Codes Enforcement - None.
 - iii. Animal Control - Five more dogs were registered.
2. Cameras Status - Have been received and are being installed.
3. Children's Coalition - Provided a Linn County Community Report 2013 with statistics reflecting a reduction in underage drinking and tobacco use.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Activities –
 - Lost a motor at the river pumps during the cold spell, it is in for repairs.
 - At the Park Lift Station the contactors on starter burnt out.
 - About two weeks ago found another water leak again around the railroad tracks.
 - Repaired a water leak on 6th Street.
 - The water plant pipes in the restroom froze and had to be replaced.
2. Request to Purchase a Power Washer - Obtained three prices for three different power washers. Would like to purchase the higher priced power washer as it is commercial grade, 4,000 PSI with a Honda motor and would be capable of being used on some of our sewer issues as well as on the equipment. The price for the commercial grade power washer is \$1,378.69 from Stainbrook's.

✓ *Motion to Approve Purchase of Commercial Grade Power Washer for \$1,378.69*

Council Member Meisel moved to approve to purchase the Commercial Grade 4,000 PSI power washer from Stainbrook's for \$1,378.69. Motion seconded by Council Member Williams, voted on, passed 5 - 0. Time: 7:04 p.m.

FIRE CHIEF - DAN NASALROAD

1. Roster Changes: Jason Matthews has moved out of town, appreciate his service for the last several years. Robert Spencer and Brad Barrett have joined the fire department. There are still a couple of openings if anyone else is interested.

CITY CLERK – DEVONA HERRIN

1. Cost of Living Adjustment: Asked the city council to consider a cost of living adjustment for the city employees under New Business. After closing out 2013 there was some money left in the total salaries budgets. Some department/fund salaries were over, but others were under and the total overall was under. The average for other cities has been 3% with the range going from 1.5% to 5%. The city council could also consider a set amount instead of a percentage which would

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be more helpful to those on the lower salary level. This could be for all employees both full and part-time, or just the full time. As long as it was not over 3% the city budgets could handle this change with current other expenses.

COUNCIL COMMITTEE REPORTS:

WATER

1. BG Consultants Kick-Off Meeting – Mayor Weitman reported Brian Kingsley with BG Consultants would be meeting with city personnel early next week to begin putting information together for their report. Brian is asking for a list of the city's goals, if any, besides the equalization between the two water towers. For example, what else would you like for them to consider such as infrastructure and repairs under streets. If any council member is available, they could attend - no response. Asked Public Works to work on goals too.

STREET

1. Postmaster Request Regarding Conditions Around Mailboxes – Council Member Meisel reported she had driven around to the listed mailboxes and spoke with the postmaster. The pot holes on Market Street are maintained by the Highway Department. Several of the mail boxes are not meeting the standards as outlined by the postal service, which makes them an issue between the post office and the property owner. The guidelines also indicate the mail carrier does not have to deliver until the problem is repaired. Some property owners are placing gravel in the gaps between the road and the mailboxes that have moved further away from the road than is standard. A very few are concerns the city should address for the city road and will get with public works to address these. Council concurred for Council Member Meisel to contact the postmaster and let her know the city's position. Mayor Weitman thanked Council Member Meisel for her work on this project.

COMMUNITY BUILDING

1. Sara Royalty Request to Extend Use of Community Building for United Special Families with Fees – Mayor Weitman reported he and Council Members Shields and Sullivan had met with Sara Royalty last night and discussed her ongoing plans for the project.

✓ *Motion to Approve Waiving Community Building Fee for United Special Families for One Year*

Council Member Shields moved to approve Sara Royalty to use the community building without charge for the United Special Families meetings for the next year. Motion seconded by Council Member Sullivan, voted on, passed 5 - 0. Time: 7:18 p.m.

SPECIAL COMMITTEE REPORTS:

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NONE

UNFINISHED BUSINESS:

ORDINANCE TO WAIVE BUILDING PERMIT FEE FOR FLAG POLES

Tabled. Clerk did not have ordinance prepared.

ORDINANCE NO. 1421 TO ADJUST SALARY FOR MUNICIPAL COURT JUDGE

City Clerk Herrin reported the current ordinances required a new ordinance to make a salary change for the Municipal Court Judge. Two different ordinance options were presented. One ordinance option provides for the set rate and would require another ordinance, with publication, each time the salary was changed. The other ordinance option leaves the monthly salary compensation amount to be established by the governing body, recorded in the minutes, and reviewed by the city council on an annual basis.

✓ *Motion to Accept Option 2 for Ordinance No. 1421 to Adjust Salary for Municipal Court Judge*

Council Member Shields moved to accept Option 2 for Ordinance No. 1421. Motion seconded by Council Member Williams, voted on, passed 5 - 0. Time: 7:20 p.m.

City Attorney Sutherland noted with the choice of option 2 it would now be best to make a motion for the salary for the municipal court judge now after the ordinance change.

✓ *Motion to Set Salary for Municipal Court Judge at \$200.00 a Month*

Council Member Shields moved to set the salary for the Municipal Court Judge at \$200.00 a month. Motion seconded by Council Member Meisel, voted on, passed 5 - 0. Time: 7:21 p.m.

Noted the prior meeting minutes of with out mileage would remain.

NEW BUSINESS:

L&K SERVICES, INC. CONSENT ASSIGNMENT TO L&K GROUP HOLDINGS, LLC

Larry Smith with L&K Services introduced his son, Bryce Smith as the General Manager to what is now L&K Holdings, LLC. Larry reported he and his wife Kim are retiring and an investment group is now involved. The business is remaining the same and has for the last couple of months, only without Larry and Kim in the office every day. With the transfer a Consent Assignment Agreement is required for the entity change. Everyone wished them a happy retirement.

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- ✓ *Motion to Approve the Consent to Assignment to L&K Group Holdings, LLC*

Council Member Meisel moved to approve the Consent to Assignment, Delegation of Duties and Assumption of Contractual Duties from L&K Services, Inc. to L&K Group Holdings, LLC. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:23 p.m.

KRWA ANNUAL CONFERENCE ATTORNEY'S FORUM, MARCH 25TH, WICHITA, KS

City Attorney Sutherland requested to attend the KRWA Attorney's Forum at their annual conference on March 25th in Wichita, Kansas.

- ✓ *Motion to Approve City Attorney to Attend KRWA Attorney's Forum on March 25th in Wichita*

Council Member Williams moved to approve City Attorney Sutherland to attend the KRWA Annual Conference Attorney's Forum on March 25th in Wichita. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:26 p.m.

KRWA ANNUAL CONFERENCE, MARCH 25-27, WICHITA, KS

Requested Dan Nasalroad to attend the KRWA Annual Conference with the water exam following the conference.

- ✓ *Motion to Approve Dan Nasalroad to attend KRWA Annual Conference, March 25th - 27th*

Council Member Fleming moved to approve Dan Nasalroad to attend the KRWA Annual Conference in Wichita from March 25th through 27th. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:27 p.m.

KRWA ANNUAL BUSINESS MEETING VOTING DELEGATE

- ✓ *Motion to Approve Nasalroad as La Cygne Voting Delegate*

Council Member Meisel moved to designate Dan Nasalroad as Voting Delegate at the KRWA Annual Business Meeting. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:28 p.m.

EXECUTIVE SESSION:

- ✓ *Motion For Executive Session for Personnel for up to twenty-five (25) Minutes*

Council Member Fleming moved to go into executive session for up to twenty-five (25) minutes for personnel. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:28 p.m.

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In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session included (but not limited to): Police Chief Tate West.

Open Session Resumed at 7:52 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a. Linn County News Legal Rates Change Notice
- b. Notice of Public Hearing for Variance for Charles Bangs

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Williams moved to adjourn the meeting. Motion seconded by Council Member Sullivan, voted on, passed 5-0.** The Regular meeting was adjourned at 7:53 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 15th day of January 2014.

END OF JANUARY 15, 2014 MEETING.

BEGINNING REGULAR MEETING OF February 5, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, February 5, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; and Esther Shields. Absent: Mayor Terry Weitman, and Council Member Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; and Fred Meisel.

Council President Meisel called the meeting to order at 7:00 p.m. Pledge of Allegiance was led by City Attorney Sutherland.

MAYOR'S COMMENTS: (None)

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CONSENT AGENDA:

✓ ***Motion to Approve Consent Agenda***

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of January 15, 2014 Regular City Council Meeting;
Check Register: January 15 – February 05, 2014.

Motion seconded by Council Member Fleming, voted on, passed 4-0. Time: 7:01 p.m.

DISCUSSION FROM THE FLOOR: (None)

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Twenty-three citations.
 - b. One more dog registered.
2. Attended Kansas Pipeline Safety Meeting. While there he received Enbridge grant information and the \$1,200 grant application has been submitted.
3. Presented the updated police shoulder patch the department will be using when they are received.
4. Council Member Sullivan asked if Codes Officer West had spoke with the owner of the building south of the community building. Codes Officer West responded he had spoke with the individual and the individual had offered to give the entire building to the city. As codes officer he recommended the city not accept that offer the structure would be an added debt to the city. West recommended the city consider an engineer report from an engineer that specializes in these buildings. An estimate of such was obtained previously by the city for a cost of \$800 and would determine the public safety of the structure. If the city wanted to consider any other buildings at the time they would also do other buildings on the same day for an additional \$400 each. West will put the paperwork together to present at the next regular city council meeting.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON (NOT PRESENT)

Council Member Meisel Reported:

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1. Public Works Superintendent Jim Johnson and Fire Chief Dan Nasalroad had been informed they could go home and rest after being out several hours the last two days.

FIRE CHIEF – DAN NASALROAD (NOT PRESENT)

Council Member Meisel Reported:

1. One of the fire truck's required a repair for at a cost of around \$1,300.00; the truck is now back in operation.

POLICE DEPARTMENT – CHIEF TATE WEST

Added the following:

1. The Police truck's throttle body failed this afternoon and is at Brian's Automotive for repairs.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON (NOT PRESENT)

Council Member Sullivan asked about the sludge ponds at the water plant. Council discussed the check was in this week's register and PWS Johnson had approved the work.

CITY CLERK – DEVONA HERRIN

Presented the following:

1. Zoning Board scheduled for a Public Hearing regarding 326 Grand on February 13th.
2. Office employees have completed annual reports for KPERS, Payroll, and Water.
3. Pending items include updated pages for Personnel Policies & Guidelines, Gas annual reports, Flag Pole ordinance, and water rates.
4. BG Consultants has met with Public Works and the office to obtain the paper work and maps for them to begin the work for the previously approved water report.
5. Natural Gas Critical Notices and skyrocketed prices were reviewed.
6. Quotes from Advantage Computers for replacing the city's four Window's XP computers, prior to XP's April 8th cease to support date, and a new server were discussed and passed out. The quotes were just submitted this afternoon. Discussed:
 - i. Four PC's with installation for \$5,902.00
 - ii. Server for \$7,529.50
 - iii. Two additional MS Office 2013 software for all to be the same
 - iv. Police Department will need to switch to Global Systems to network with the state later this year and now would be the best time while updating the systems. Will get prices.

CITY OF LA CYGNE MINUTES FOR 2014

v. The server and primary components of the computer system is 8 years old. They are only warranted for three years. Would rather be proactive than wait until the system dies and becomes a more expensive emergency.

vi. The funds are in Equipment Reserve for part of this year's projects.

✓ *Motion to Approve Up To \$15,000 for Server and New Computers*

Council Member Shields moved to approve up to \$15,000 for the purchase of a server and computer equipment from Advantage Computers Motion seconded by Council Sullivan, voted on, passed 4-0. Time: 7:30 p.m.

COUNCIL COMMITTEE REPORTS:

GAS:

1. Council President Meisel reported the city had heard from MESSA and the report from their inspection of the gas lines is being reviewed for changes before they send it to the city. Public Works has asked for it numerous times and gets different responses every time. The payment check is being held until the report is received.

CEMETERY

1. Council President Meisel reported she had contacted the City of Paola, who also takes care of a cemetery, and they remove the dead fresh flowers left from a funeral after they are dead. Believe our seasonal cemetery person does the same thing, will just have to get with public works to check periodically during the off season for these situations.

SPECIAL COMMITTEE REPORTS: (None)

UNFINISHED BUSINESS: (None)

NEW BUSINESS:

AGREEMENT FOR ABATEMENT OF STRUCTURE AND DEBRIS AT 317 N. 4TH

Codes Officer West reported the garage at this location had been dropped. The property owner has signed the agreement to have the debris removed and the primary structure repaired or removed by June 4, 2014.

✓ *Motion To Authorize Mayor Weitman to Sign Abatement Agreement with Sandra White for 317 N. 4th*

Council Member Meisel moved to approve the Mayor to sign the Abatement Agreement with Sandra White for the property at 317 N. 4th. Motion seconded by Council Member Fleming, voted on, passed 4-0. Time: 7:37 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

AGREEMENT FOR ABATEMENT OF STRUCTURE AT 529 N 6TH

Codes Officer West presented another Agreement for Abatement with Donna Thomas for the property at 529 N 6th Street. A garage addition was roughed in at the back of the house and never completed. It has now deteriorated and needs to be removed. Ms. Thomas has signed an agreement addressing the area to be repaired or removed by June 4, 2014.

- ✓ *Motion To Authorize Mayor Weitman to Sign Abatement Agreement with Donna Thomas for 529 N 6th*

Council Member Meisel moved to approve the mayor to sign the abatement agreement with Donna Thomas for the property located at 529 N 6th. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:39 p.m.

REQUEST FOR DONATION FOR LINN COUNTY TWISTERS WRESTLING CLUB'S ANNUAL YOUTH WRESTLING TOURNAMENT

- ✓ *Motion to Approve \$200 Donation to Linn County Twisters Wrestling Club*

Council Member Fleming moved to approve \$200 donation to Linn County Twisters Wrestling Club. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:40 p.m.

REGINA REYNOLDS TO ATTEND 2014 MUNICIPAL COURT CLERKS CONFERENCE

This is the conference the state reimburses the city for except for some food expenses and salary.

- ✓ *Motion To Approve Regina Reynolds to Attend 2014 Municipal Court Clerks Conference*

Council Member Shields moved to approve Regina Reynolds to attend the 2014 Municipal Court Clerks Conference. Motion seconded by Council Member Fleming, voted on, passed 4-0. Time: 7:40 p.m.

'STREET SURVIVAL SEMINAR', OVERLAND PARK, MARCH 20-21, 2014

Requested to be dropped. No action.

WASTEWATER TREATMENT PLANT O&M TRAINING, FEB. 26 & 27, KANSAS CITY

Requested attendance for Jerome Moore and Jim Johnson. This will finish the yearly requirement for Jerome to retain his Wastewater license and credits for Jim as he works towards his Wastewater license.

CITY OF LA CYGNE MINUTES FOR 2014

- ✓ *Motion For Moore and Johnson to Attend Wastewater Treatment Training in Kansas City*

Council Member Shields moved to approve Jim Johnson and Jerome Moore to attend the Wastewater Treatment Plant O&M Training on February 26th and 27th in Kansas City. Motion seconded by Council Member Sullivan, voted on, passed 4-0. Time: 7:42 p.m.

SET WORKSHOP FOR PERSONNEL POLICIES & GUIDELINES

Discussed a date and time.

- ✓ *Motion For Council Workshop on Wednesday, February 19th at 5:30 p.m.*

Council Member Fleming moved to have a City Council Workshop on Wednesday, February 19th at 5:30 p.m. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:47 p.m.

EXECUTIVE SESSION:

- ✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel for up to twenty (20) minutes. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:48 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): Police Chief West.

Open Session Resumed at 8:00 p.m.

OTHER BUSINESS:

RESIGNATION OF PART TIME POLICE OFFICER WAYNE BENEDICK

Council President Meisel read a letter of resignation from Part Time Police Officer Wayne Benedick listing personal time constraints. He has enjoyed working for the city and the friends he will take with him to his other commitments.

- ✓ *Motion To Accept Part Time Police Officer Wayne Benedick's Resignation*

Council Member Meisel moved to accept the resignation of Part Time Police Officer Wayne Benedick. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 8:01 p.m.

NOTES AND COMMUNICATIONS TO COUNCIL:

a] January 2014 Chamber of Commerce Meeting Minutes

CITY OF LA CYGNE MINUTES FOR 2014

i. Discussed the city possibly hosting a meeting again this year. Council President will get in touch with the Chamber for possible dates and report back.

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Sullivan, voted on, Passed 4-0.** The Regular meeting was adjourned at 8:04 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 5th day of February 2014.

END OF February 5, 2014 MEETING.

BEGINNING REGULAR MEETING OF February 19, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, February 19, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams. Absent: Mayor Terry Weitman.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Police Chief Tate West; LeRoy Turpen; Danny Curtis; and Fred Meisel.

Council President Meisel called the meeting to order at 7:00 p.m. Pledge of Allegiance was led by City Fire Chief Dan Nasalroad.

MAYOR'S COMMENTS:

- ✓ Read a Thank You from the Mine Creek Amateur Radio Club for use of the Community Building.
- ✓ Announced the County Health Department has funds available to train two individuals in learning how to operate ham radios for emergency use.
- ✓ Read a Thank You from Carol Stainbrook to Police Chief West and all the others who helped her with trapping the skunks in her area of town. She greatly appreciated the efforts.

CITY OF LA CYGNE MINUTES FOR 2014

CONSENT AGENDA:

Discussed the February 5th City Council Minutes included in the agenda did not include the motion to have tonight's workshop held just before this regular meeting. The information was in the clerk's notes, just omitted from the minutes. The motion will be added to the final record keeping minutes.

✓ <i>Motion to Approve Consent Agenda</i>

Council Member Shields moved to approve the consent agenda, with the discussed changes in the February 5th minutes, which consisted of:

Minutes of February 5, 2014 Regular City Council Meeting; Check Register: February 05 - 19, 2014.

Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:03 p.m.

DISCUSSION FROM THE FLOOR: (None)

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Fourteen citations.
 - b. Seven Codes.
 - c. No Animals.
 - d. Four police reports.
2. Dropped off Agreement for Abatement to property owner of 116 N Broadway. The pending agreement is for repair or removal of the structure the day before the first meeting this August.
3. Council Member Sullivan asked for an update on White's house. Codes Officer West noted that agreement was already signed by the property owner to have corrected by this June; and if not, he will follow up then.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following, since last report submitted:

1. Addressed electrical problems at the Park Lift Station.
2. Addressed electrical problems in the water plant at the control box.
3. Addressed electrical problems from vandalism at the North Park Basketball Court.

CITY OF LA CYGNE MINUTES FOR 2014

4. The cleanout of the water plant sludge ponds is finished.
5. Have received the Mesa inspection report; have visited with the KCC inspector, and have begun addressing some repairs. Meeting with Morgan Brown next week for estimate to replace hangers holding gas line on bridge. And, included list of ten pipe lines crossing our lines.
6. Two ice events, three snow events, four water leaks, and river intake lines froze twice.
7. More limbs are falling in the cemetery and two more trees appear to be dead.
8. Still talking about bidding out cemetery? Leaves need mulched soon. Spoke with caretaker to let her know she would have to do all the mowing and weed-eating this year.
9. Excavator Awareness Training was attended by Jim Johnson and Bobby Spencer.
10. Bobby Spencer is interested in attending a Cross-Connection-Control & Backflow Prevention Workshop for four days in Topeka.
11. Requested two slots for the Water Treatment O&M Workshop, May 14 & 15, in Olathe, for water & sewer. Not sure at this time which two will attend, but will be Dan, Jim, &/or Jerome.
12. Tomorrow Jim and Jerome attend a KRWA training class and again next week for two days on wastewater.
13. Dan attended water training in Ottawa and learned of concerns of the chlorine room and the alarm that is not working in the water plants chlorine room. The cost is \$1,750 to replace and is part of maintenance. Also, need Safety Sleeves for the Bottles in the Chlorine Room. Getting estimates for the sleeves.

Discussed the Cross-Connection and Backflow Prevention Workshop. The city does not have the equipment, which costs about \$4,000.00, for a certified individual to do this.

Council Member Shields moved to take out the trees that need to be removed in the cemetery. Council Member Meisel asked if they were wanting Carl to remove the trees as in the past, or just have him come look and give a quote first? Council discussed and Jim can get a quote from Carl's Tree Service. Council Member Meisel asked Council Member Shields if she wanted to withdraw her motion?

✓ *Motion to Get Bids for Tree Removal at Cemetery*

Council Member Shields moved to change her motion to get bids for tree removal at the cemetery. Motion seconded by Council Sullivan, voted on, passed 5-0. Time: 7:17 p.m.

✓ *Motion to Approve Alarm System for Chlorine Room in Water Plant for \$1,750*

Council Member Shields moved to approve alarm system for the chlorine room in the water plant for \$1,750.00. Motion seconded by Council Fleming, voted on, passed 5-0. Time: 7:20 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

✓ *Motion to Approve Two to Attend O & M Workshop on May 14 & 15 in Olathe*

Council Member Fleming moved to approve two from public works to attend the Water Treatment O & M Workshop in Olathe on May 14th and 15th.

Motion seconded by Council Member Williams, voted on, passed 5-0. Time:
7:21 p.m.

14. Discussed the water plant sludge ponds. Public Works is now trying to adjust the ponds to get back to both ponds being used with the right plumbing. Also, the sludge ponds are wedged and nine feet deep in the center.
15. Returned to discuss the Mesa Report: The new KCC inspector for the city is looking at different criteria than the previous inspector. PWS Johnson noted the installation of the line in areas did not meet the criteria of this inspector. Going to arrange a meeting with the mayor and KCC when the mayor returns.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. The National Forest Service donated used fire equipment for the explorers to train with, for a big savings to the city.
2. The repairs mentioned at the last council meeting were on Rescue 33 which covered a valve and a mechanical seal. Also the air break on Engine 3 will be looked at. None of the units were out of service, just maintenance repairs.

CITY CLERK – DEVONA HERRIN

Presented the following:

1. Have added an updated quote to unfinished business for the office server, computers, and equipment.
2. The approved payments included the SRF payment for the Sewer Loan.
3. The MRWAD#2 had a presentation from the Kansas Water Office pertaining to the governor's fifty-year water plan. It will be discussed further at their next meeting.

COUNCIL COMMITTEE REPORTS:

CEMETERY

1. Council Member Sullivan asked if the flowers were off the grave previously discussed. Council Member Shields said she would take care of it.

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT

Council Member Meisel reported she had received a 740 page document to be reviewed and it would probably require a special meeting for the council to act on.

CITY OF LA CYGNE MINUTES FOR 2014

UNFINISHED BUSINESS:

CHANGE IN QUOTE FOR UPDATING OFFICE IT EQUIPMENT

City Clerk Herrin reported the information previously submitted and approved for \$15,000 at the last meeting did not include the entire equipment necessary. There were actually three parts to the quote and only two were submitted at the last meeting. Also, to meet the councils' request to not go over the quote should they arrive and find it takes longer to install the computers they have included a labor price that they will not charge more than no matter how long it takes. If they do not need all the travel time or the labor time is considerably less they will not charge the full amount; but if it takes longer this is the maximum they will charge. The third part of the quote includes the equipment to update the server cage for shelves, a map left of how it is wired for future reference, a battery back up, server anti-virus, and MS Office 2013 Professional for the two computer's installed last fall so all six computers will be running with MS Office 2013. The total cost for this is \$22,753; so the \$15,000 previously approved will not cover the total update. Portions can be chosen, but it will leave parts needing to be addressed at a later date. The equipment reserve fund has the finances this year and still enough for when equipment is identified in the next couple of months for public works as they need to stay current with replacement equipment too.

✓ *Motion To Approve the \$22,753 to Purchase the Updated Computer Equipment*

Council Member Shields moved to approve the purchase of the needed computer equipment for \$22,753.00. Motion seconded by Council Member Sullivan, voted on, passed 5-0. Time: 7:44 p.m.

NEW BUSINESS:

HOST A CHAMBER MEETING LUNCH IN 2014

Discussed. Cost would be within City Clerk's authority. Council concurred it was ok for costs. City Attorney Sutherland said it would not require a motion. Will contact the Chamber for the March meeting.

REQUEST FOR DONATION FOR PRAIRIE VIEW AFTER PROM PARTY

✓ *Motion to Approve \$150 Donation to Prairie View After Prom Party*

Council Member Sullivan moved to approve \$150 donation to Prairie View After Prom Party. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:48 p.m.

AGREEMENT FOR ABATEMENT OF CITY CODES REGARDING 310 N. 4TH STREET

Codes Officer West reported the he had two agreements with Mr. Willingham. The property owner has signed the agreement to have the mobile trailer behind the home removed by June 4, 2014.

CITY OF LA CYGNE MINUTES FOR 2014

- ✓ *Motion To Authorize Mayor Weitman to Sign Abatement Agreement with James Willingham for 310 N. 4th Street*

Council Member Fleming moved to approve the Mayor to sign the Abatement Agreement with James Willingham for the property at 310 N. 4th. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:50 p.m.

AGREEMENT FOR ABATEMENT OF CITY CODES REGARDING 306 N. 4TH STREET

Codes Officer West presented second Agreement for Abatement with James Willingham for the property at 306 N. 4th Street. The mobile home has deteriorated and James Willingham has signed an agreement addressing the structure to be repaired or removed by June 4, 2014.

- ✓ *Motion To Authorize Mayor Weitman to Sign Abatement Agreement with James Willingham for 306 N. 4th Street*

Council Member Fleming moved to approve the mayor to sign the abatement agreement with James Willingham for the property located at 306 N. 4th. Motion seconded by Council Member Williams. Council Member Sullivan asked what had brought it to the Codes Officer's attention. Codes Officer West reported there had been complaints and he was also working on the codes project and this required attention. **Voted on, passed 5-0.** Time: 7:51 p.m.

EXECUTIVE SESSION:

- ✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for legal and personnel for up to fifteen (15) minutes. Motion seconded by Council Member Sullivan, voted on, passed 5-0. Time: 7:52 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): None.

Open Session Resumed at 8:02 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] February 2014 Chamber of Commerce Meeting Minutes
- b] February 2014 La Cygne Chamber News
- c] February 13, 2014 Zoning Appeals Board Minutes
- d] February 13, 2014 Planning Commission Minutes
- e] January 23, 2014 Park Board Meeting Minutes
- f] The MESA Payment is Still Being Held Pending Receipt of Maps

CITY OF LA CYGNE MINUTES FOR 2014

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, Passed 5-0.** The Regular meeting was adjourned at 8:05 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 19th day of February 2014.

END OF February 19, 2014 MEETING.

BEGINNING REGULAR MEETING OF April 2, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, April 2, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Public Works Superintendent Jim Johnson; Police Chief Tate West; Jerome Mitzner; Danny Curtis; LeRoy Turpen; and Fred Meisel.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. Pledge of Allegiance was led by Council Member Esther Shields.

MAYOR'S COMMENTS:

- ✓ Presented Proclamation for *Fair Housing Month*.
- ✓ Wished Council Member Meisel a Happy Birthday today.

CONSENT AGENDA:

✓ ***Motion to Approve Consent Agenda***

Council Member Meisel moved to approve the consent agenda which consisted of:

Minutes of March 19, 2014 Regular City Council Meeting;
Check Register: March 20 - April 2, 2014.

Motion seconded by Council Member Williams, voted on, passed 5-0. Time:
7:03 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

DISCUSSION FROM THE FLOOR:

None.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Nine citations.
 - b. One Code.
 - c. No animals.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Thanked the Fire Department for all the hard work on the many fires in the county.
2. The maintenance work on the north water tower is on schedule and should be done in another 3 to 4 days.
3. The Cemetery position is open. Angie Sloan has resigned effective immediately as she has found a full time job elsewhere.
4. KRWA "Water System Training" Course, May 7, 2014. Requested Dan and Bobbie to attend.

✓ *Motion To Approve Two to Attend the KRWA Course on May 7th in Pittsburg*

Council Member Meisel moved to approve to send Dan and Bobbi to the KRWA training course on May 7th in Pittsburg. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:07 p.m.

5. The mosquito sprayer goes for calibration tomorrow. It's 19 years old and had to do some work on it again (the gas tank this time) to get it going.
6. Reviewing root killer products to clean the sewers with. The one suggested is \$895 for 600 feet of a 6" sewer main, for a \$1.49 a foot. Discovered last year what the city had been using was not effective. Due to the high cost suggest doing at least the main heavy target areas. Have not been having any problems, but need to be proactive. Several residents have been having problems in their own lines this year. Discussed previous materials used did not get enough retention time in the lines to be as effective as they should be. Both products are sold by the same company.
7. Road Patch. Have used one load of road patch material and need to order another load for \$1,500 to patch some more holes.

CITY OF LA CYGNE MINUTES FOR 2014

✓ *Motion To Approve the Purchase of a Load of Patch Material for \$1,500*

Council Member Meisel moved to approve the purchase of a load of patch material. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:15 p.m.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Busy month with county fires with a higher water bill at the station for filling the trucks.
2. The Burn Ban is still in place. If we get rain it will be lifted.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. Brian with BG Consultants called and they will be here next week to go over the water report draft before finalizing it to present to the city council later at a workshop.

COUNCIL COMMITTEE REPORTS:

PARK

Mayor Weitman reported a citizen had expressed some concern about the basketballs getting loose from children at the north park and the children running out to catch up with them in the street thus was wondering about the possibility of a fence to help stop the balls from going into the street. Discussed if a fence was placed between the court and Broadway street if the fence would possibly cause any problems and what type of fence would be best. Council Member Sullivan will look for types of fence for the area.

WATER

Jim Johnson reported the landowner of the house by the north tower is now asking if the drain from the north tower can be placed in a buried drain pipe down to the ditch instead of leaving it running in the drainage ditch as is slowly eroding. Also there has been some questions about placing a fence around the tower as they are looking at building a new home in the area as well as the possible need for security. Noted the current maintenance being done is installing a gate to the steps to climb the tower to help prevent anyone who is not supposed to be there easy access. The drain line is inexpensive, but the fence would be a consideration. Mayor Weitman asked for the fence length measurements.

CEMETERY

Discussed advertising for a contractor versus an employee for the cemetery maintenance. Mayor Weitman asked for an ad for a part-time caretaker and to revise the job description to report to Public Works Superintendent.

SPECIAL COMMITTEE REPORTS:

CITY OF LA CYGNE MINUTES FOR 2014

NONE

UNFINISHED BUSINESS:

NONE

NEW BUSINESS:

MAINTENANCE AGREEMENT FOR STORM SIRENS

Police Chief West reported the storm siren at Industrial Park had failed with the last monthly check so Blue Valley Public Safety had been contacted for maintenance and all eight of the batteries from the two storm sirens were found to be outdated and were replaced, the sirens checked, and repairs made. The siren at city hall was also inspected and found to be ok. Asked BVPS for an agreement to keep the sirens maintained in a safety effort. The city can only check by electric and BVPS can check if the sirens are working by electric and by the batteries which could save a problem in a storm with no electricity available. BVPS provided a maintenance agreement that includes replacing all eight batteries every three years for an annual cost of \$1,362.

In the meantime CDL, Electric, Heating, and Cooling, from Pittsburg, KS also contacted the city and presented a service agreement for a three year term at a cost of \$3,168. This would include replacing the batteries every three years, but any additional work determined to be needed would be at an additional cost.

Police Chief West recommended the city go with BVPS for the maintenance agreement as it includes keeping the sirens working when we call &/or when they do their regular inspections; and, that is their primary business. Noted the batteries currently cost around \$125 each and are included to be replaced every three years. The noon city hall siren is not covered by maintenance, but they will work on it as long as they can find parts for it at a separate cost.

✓ *Motion to Approve Annual BVPS Maintenance Agreement for Sirens for \$1,362*

Council Member Meisel moved to approve annual BVPS Maintenance Agreement for the storm sirens at a cost of \$1,362. Motion seconded by Council Member Sullivan, voted on, passed 5-0. Time: 7:36 p.m.

UPDATE PERSONNEL POLICIES AND GUIDELINES

The final draft listing: some wording updates through out the policies; changing the full-time emergency employee's permanent residency extension from five miles to ten miles; added section for police officers to call-out policy; changes to compensatory time; added two holidays; and deleted grievances and hearings entirely, were presented for approval. Next Pay Period begins April 7th.

CITY OF LA CYGNE MINUTES FOR 2014

- ✓ *Motion To Adopt Updated Personnel Policies and Guidelines Effective With Next Pay Period*

Council Member Meisel moved to adopt the updated Personnel Policies and Guidelines effective with the next pay period. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:39 p.m.

KANCAP CAPACITY DEVELOPMENT PROGRAM TRAINING

Discussed the possibility of anyone being available to attend training for the KanCap Capacity Development Program. The program is currently voluntary, however, does allow the city credit if/when applying for State Revolving Loan Funds which may be a source the city looks at for water line improvements.

- ✓ *Motion To Authorize One Person to Attend the Training, if Available*

Council Member Meisel moved to authorize one person to attend the KanCap Capacity Development training if anyone was available to attend for the city on April 17th. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:42 p.m.

KMGA BOARD MEETING, MAY 7TH, AND KMU CONFERENCE, MAY 7-9, AT WICHITA

The KMGA Board Meeting is at the beginning of the KMU Conference on May 7th. Generally the City Clerk tries to attend the KMGA Board Meeting and has attended the conference in the past. May 7th is a Council Meeting night, not sure how attendance will work out.

- ✓ *Motion to Authorize One Person to Attend KMGA Board Meeting & KMU Conference*

Council Member Meisel moved for one person to attend the KMGA Board Meeting and or attend the KMU Conference as time constraints allowed. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:44 p.m.

KMU DESIGNATED VOTING DELEGATE

- ✓ *Motion to Authorize Mayor to Appoint Voting Delegate for KMU*

Council Member Meisel moved to authorize the mayor to appoint the voting delegate for KMU Board Meeting when it was known who could attend. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:45 p.m.

AGREEMENT FOR ABATEMENT OF CITY CODES REGARDING 401 E. CHESTNUT

Codes Officer Tate West presented an Agreement for Abatement of City Codes Regarding 401 E. Chestnut signed by property owner Jeremy Johnson agreeing to address the abatement by June 1, 2014. Mr. Johnson has been requested to address some of the dangerous items now.

CITY OF LA CYGNE MINUTES FOR 2014

✓ *Motion to Authorize Mayor to Sign Abatement Agreement with Jeremy Johnson*

Council Member Meisel moved to authorize the mayor to sign the abatement agreement with Jeremy Johnson for the property at 401 E. Chestnut. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:46 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for legal and personnel for up to fifty-five (55) minutes following a ten minute break. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:48 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin and Public Works Superintendent Johnson.

Open Session Resumed at 8:32 p.m.

OTHER BUSINESS:

INVITATION FOR CAKE & PUNCH FOR LACY WEST'S GRADUATION

Mayor Weitman read the invitation for cake and punch at Tanglewood Lake's Pavilion for Lacy West's graduation.

COMMUNITY BUILDING UPDATE

City Clerk Herrin reported she had also been in contact with Ellis Plumbing for a cost estimate to video the sewer lines at the community building as part of the council's initial information on improvements and hopefully will have costs for the council at the next meeting.

REMINDER COUNCIL WORKSHOP PRIOR TO NEXT COUNCIL MEETING ON APRIL 16TH AT 5:30 P.M.

Some items to be discussed will include the water rates and capital improvements.

NOTES AND COMMUNICATIONS TO COUNCIL:

a] None

CITY OF LA CYGNE MINUTES FOR 2014

ADJOURNMENT:

✓ Motion to Adjourn Meeting

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, Passed 5-0.** The Regular meeting was adjourned at 8:36 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 2nd day of April 2014.

END OF April 2, 2014 MEETING.

BEGINNING REGULAR MEETING OF April 16, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, April 16, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Public Works Superintendent Jim Johnson; Police Chief Tate West; Allyson James; Bethany Royalty; Dustin Cross; Danny Curtis; LeRoy Turpen; and Fred Meisel.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. Pledge of Allegiance was led by Bethany Royalty and Allyson James.

MAYOR'S COMMENTS:

- ✓ Presented Proclamation for *Autism Awareness Month* and presented the proclamation to Bethany Royalty.
- ✓ Upcoming Events:
 - Easter Egg Hunt, Saturday, April 19th.
 - May 1st Annual Prayer Breakfast at 7:00a.m. at the Library.
 - City served the Chamber of Commerce Luncheon last week and Mayor thanked all of those who provided help in making it possible.

CITY OF LA CYGNE MINUTES FOR 2014

CONSENT AGENDA:

✓ **Motion to Approve Consent Agenda**

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of April 2, 2014 Regular City Council Meeting;
Minutes of April 4, 2014 Special City Council Meeting;
March 2014 Treasurer's Report;
March 2014 Budget Report;
1st Quarter 2014 Financial Statement;
Check Register: April 3 - 16, 2014.

Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:08 p.m.

DISCUSSION FROM THE FLOOR: None.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Twenty - nine citations.
 - b. One Complaint.
 - c. Animals - 56 dogs tagged during Dog Days last Saturday for a total of 75 dogs tagged for the 2014-2015 year, with estimated 125 left to tag by May 1st.

2. Request Officer Huggins to Attend Brother's KLETC Graduation on May 2, 2014 Using City

Police Vehicle - Asked the city to authorize Officer Huggins to attend his brother's KLETC graduation on May 2, 2014. Officer Huggins will be on his own time and is just requesting to take the department vehicle as a symbol of representation from our area. His brother will be a police officer in Linn County after graduation.

✓ **Motion To Authorize Use of City Police Vehicle for Officer Huggins to Attend Brother's KLETC Grad.**

Council Member Shields moved to approve Officer Huggins to use the city police vehicle to attend his brother's KLETC graduation on May 2nd. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:11 p.m.

3. Request Creating Volunteer Police Chaplain Position - Asked the city to consider the acceptance of a position of volunteer Police Chaplain(s). This position would assist the Police Department and Emergency Personnel when there is a need for this position.

CITY OF LA CYGNE MINUTES FOR 2014

Dr. Fulk has taken it upon himself to attend the three day certification program to qualify for this position. Other ministers could also meet the requirements and potentially have more than one for this need.

✓ *Motion To Approve Creating a Position for Volunteer Police Chaplain*

Council Member Shields moved to approve to create a position for Volunteer Police Chaplain. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:12 p.m.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. The maintenance on the north water tower was finished today. This year they cleaned and repainted the interior of the tower.
2. Council Member Sullivan presented some information on netting to go around the basketball area just before the council meeting and Jim offered to do more research if the council wished. Discussed this was some information Council Member Sullivan had offered to check on at the last meeting and brought it for discussion. Agreed the park is used quite a bit and want to protect but not hinder the area. Mayor asked the entire council and Safety Committee to review.
3. Council Member Meisel asked about the status of the timer and switch at the North Park. Jim concurred right now they are all disconnected for safety reasons. There is concern about the correct installation of the wiring after different legs of the electric have had changes made. Mayor Weitman reported Travis Robbins had called him and that Gary Spears was an electrician who has offered his services to the city to address these electrical concerns.

POLICE DEPARTMENT – CHIEF TATE WEST (CONTINUED)

Returned to the following:

4. Council Member Sullivan asked Chief West about the vandalism he had heard about at the south park? Chief West reported someone had got into the toilets by the soccer fields, wrecked havoc on the concession stand there, and turned on all the water spickets full blast throughout the park. The water spickets have all been locked now. Mayor Weitman noted it is terrible the city cannot leave public restrooms open to the public without having them torn up. Also noted there was not an after hours number for the campers to contact in case of emergency. He asked the Park Board to look into this.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. None.

CITY CLERK – DEVONA HERRIN

Reported the following:

CITY OF LA CYGNE MINUTES FOR 2014

1. 2013 KMIT Financial Audit Report included a refund for 2013.
2. The May 7th City Council Meeting will include the Annual Appointments.
3. Superior Restoration is almost complete with the repairs to City Hall and will address the front of City Hall and clean the Community Building tomorrow.
Asked council to consider inspecting the back of city hall tonight if possible.

COUNCIL COMMITTEE REPORTS:

WATER

City Clerk Herrin reported there will be a report on the water rates with an ordinance for the council to consider at the May 7th meeting.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

NONE

NEW BUSINESS:

SPRING CAAK MEETING, JUNE 6TH, LAWRENCE FOR CITY ATTORNEY JOHN SUTHERLAND

City Attorney Sutherland requested the city consider his attending the Spring CAAK Meeting on June 6th in Lawrence as he should be able to attend this year.

✓ *Motion to Approve Paying Registration for Spring CAAK Meeting, June 6th*

Council Member Fleming moved to approve City Attorney Sutherland to attend the CAAK Meeting with the city paying registration. Motion seconded by Council Member Williams, voted on, passed 4-1 (No: Meisel). Time: 7:26 p.m.

LKM 'EMERGENCY PLANNING' COURSE, SATURDAY, APRIL 26TH, COUNCIL GROVE

Council Member Sullivan requested to attend the LKM 'Emergency Planning' course on Saturday, April 26th, at Council Grove.

✓ *Motion To Approve Council Member Sullivan to Attend the LKM 'Emergency Planning' Course*

Council Member Fleming moved to approve Council Member Sullivan to attend the LKM 'Emergency Planning' Course on April 26th at Council Grove. Motion seconded by Council Member Williams, voted on, passed 3-1-1(No: Meisel, Abstain: Sullivan). Time: 7:28 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

KANSAS ONE-CALL SYSTEM ANNUAL ELECTION PROXY

Discussed the annual Kansas One-Call election requires the council to authorize the signing of the proxy as the city is part of who makes up the Kansas One-Call System.

- ✓ *Motion To Authorize a City Person to Sign the Kansas One-Call System Election Proxy*

Council Member Shields moved to authorize the signing of the Kansas One-Call System Election Proxy. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:29 p.m.

Mayor Weitman instructed the city clerk to sign and mail the proxy.

CLOSE TRASH COMPACTOR APRIL 20TH FOR EASTER

- ✓ *Motion to Close Trash Compactor April 20th for Easter*

Council Member Fleming moved to close the Trash Compactor on Sunday, April 20th for Easter. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:30 p.m.

AGREEMENT FOR ABATEMENT OF CITY CODES REGARDING 109 N 2ND, 120 N RAILROAD, & 126 N RAILROAD

- ✓ *Motion to Authorize Mayor to Sign Abatement Agreement with Gavin and Jackie Pribble*

Council Member Meisel moved to authorize the mayor to sign the abatement agreement with Gavin and Jackie Pribble for the properties at 109 N 2nd, 120 N Railroad, and 126 N Railroad. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:31 p.m.

WORKSHOP ON WEDNESDAY, MAY 21ST AT 5:30

- ✓ *Motion to Hold Council Workshop on Wednesday, May 21st, at 5:30 p.m.*

Council Member Meisel moved hold a council workshop on Wednesday, May 21st, at 5:30 p.m. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:32 p.m.

EXECUTIVE SESSION:

- ✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel and trade secrets for up to twenty (20) minutes following a ten minute break. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:33 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin.

Open Session Resumed at 7:58 p.m.

OTHER BUSINESS:

HIRE SEASONAL CEMETERY CARETAKER, ZACHARY ARCHER, AT \$10.00 PER HOUR

✓ *Motion to Hire Zachary Archer as Seasonal Cemetery Caretaker at \$10.00 per hour*

Council Member Shields moved to hire Zachary Archer as Seasonal Cemetery Caretaker at \$10.00 per hour. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:59 p.m.

Discussed the effective date of hire. Determined it would be effective as soon as it was determined he was available.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KMIT 2013 Financial Audit Report
- b] April 9, 2014 La Cygne Chamber of Commerce Minutes

OTHER BUSINESS: (Continued)

NAMING STREETS AT SOUTH PARK

Discussed:

1. Park Board had previously been asked to help with some names for streets in the south park.
2. The Park Board responded with some names.
3. After discussion with the Emergency Committee there was interest in keeping names of streets blending from city streets contiguous for ease of location.
4. Asked Council Member Sullivan to pass on the Emergency Services concerns.
5. Concurred the Park Boards intent was good and appreciated their efforts, in this and everything they do.
6. Noted the east and west road from the flag pole and east and west at the campers area were the biggest concern.
7. Asked Emergency Services to meet with the Park Board and Chief West said he would.

CITY OF LA CYGNE MINUTES FOR 2014

ADJOURNMENT:

✓ Motion to Adjourn Meeting

There being no further business, **Council Member Meisel moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, Passed 5-0.** The Regular meeting was adjourned at 8:05 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 16th day of April 2014.

END OF April 16, 2014 MEETING.

BEGINNING REGULAR MEETING OF May 07, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, May 7, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Public Works Superintendent Jim Johnson; Police Chief Tate West; Fire Chief Dan Nasalroad, Allyson James; Danny Curtis; LeRoy Turpen; and Fred Meisel.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. Pledge of Allegiance was led by Jake Fleming.

MAYOR'S COMMENTS:

- ✓ Multi-Chamber meeting next week at Jayhawk Marina in Paola on Thursday, May 15th, in the evening.

ANNUAL ORGANIZATION:

Mayor presented a recommended list of annual appointments. The list of annual appointments included:

City Clerk – Devona Herrin;	City Treasurer – Regina M Reynolds;
Chief of Police – Tate A. West;	City Attorney – John Sutherland;
Fire Chief – Dan Nasalroad;	Municipal Judge – Claude Warren;
Codes Officer/Zoning Compliance – Tate West;	
Public Health Officer – Tate West;	

CITY OF LA CYGNE MINUTES FOR 2014

Council Representative to Park Board – Robert Sullivan

Official City Newspaper – *Linn County News*

Planning Commission (3 year terms) – Don Long, Kenneth McClanahan, and Ron Wier.

Standing Committee Appointments:

Water & Gas	J. K. Fleming	&	Gerald Williams
Street	J. K. Fleming	&	Linda Meisel
Sewer	J. K. Fleming	&	Robert Sullivan
Park	J. K. Fleming	&	Robert Sullivan
Cemetery	Linda Meisel	&	Esther Shields
Public Safety	Linda Meisel	&	Gerald Williams
Community Building	Esther Shields	&	Robert Sullivan
Employee Relations & Training	Gerald Williams	&	Esther Shields

✓ *Motion to Accept Annual City Officer Appointments*

Council Member Fleming moved to accept the annual appointments of City Officers as presented. Motion was seconded by Council Member Williams, voted on, passed 5-1 (Meisel). Time: 7:03 p.m.

Mayor Weitman administered the Oath of Office to the reappointed City Officers in attendance: Devona Herrin, Dan Nasalroad, John Sutherland, and Tate A. West.

✓ *Motion to Designate Official City Newspaper*

Council Member Meisel moved to designate the *Linn County News* as the official city newspaper. Motion was seconded by Council Member Shields, voted on, passed 5-0. Time: 7:03 p.m.

✓ *Motion to Accept Annual Planning Commission Appointments*

Council Member Fleming moved to accept the annual appointments of Planning Commission Members as presented. Motion was seconded by Council Member Williams, voted on, passed 5-0-2 (Abstain: Meisel & Shields). Time: 7:08 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

Resolution #365 – Waiver from Certain Accounting Procedures

✓ *Motion to Approve Resolution No. 365*

Council Member Shields moved to approve Resolution No. 365. Motion was seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:09 p.m.

Resolution #366 – Authority to Pay Payroll and Certain Bills Early

✓ *Motion to Approve Resolution No. 366*

Council Member Meisel moved to approve Resolution No. 366. Motion was seconded by Council Member Shields, voted on, passed 5-0. Time: 7:10 p.m.

Elect Council President

Council Member Meisel nominated Jake Fleming.
Council Member Shields nominated Linda Meisel.
Council Member Fleming requested a motion to elect Linda Meisel. Mayor Weitman noted there were two nominations on the floor and would take a vote from all of the council.
Mayor took a vote: Fleming – 1 and Meisel – 4.
Mayor Weitman elected Linda Meisel as Council President, per votes, at 7:11 p.m.

CONSENT AGENDA:

✓ *Motion to Approve Consent Agenda*

Council Member Meisel moved to approve the consent agenda which consisted of:

Minutes of April 16, 2014 Regular City Council Meeting;
Check Register: April 17 – May 7, 2014.

Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:12 p.m.

DISCUSSION FROM THE FLOOR:

PVEF HOLDING ADULT SPELLING BEE WITH DINNER AND SILENT AUCTION BY ALLYSON JAMES

Allyson James distributed flyers regarding the upcoming Prairie View Educational Foundation sponsoring the Adult Spelling Bee with dinner and silent auction on Saturday, May 31, 2014 at 6:30 pm at the La Cygne Community Building. There will be team competition and other games and prizes. Asked the city to consider having a team participate.

CITY OF LA CYGNE MINUTES FOR 2014

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Eleven citations.
 - b. Two violation letters.
 - c. Animals – No dogs currently in the pound. In the last two weeks two dogs were taken to the vet and another dog was returned to its owner. This dog owner was found by the vet scanning for a chip in the dog and found the owner information there. The dog owner then donated \$100 to the city and asked it go towards the purchase of a microchip reader so an owner could be located as soon as the dog is picked up by the city's animal control and a microchip is in place.
105 dogs are currently tagged, with an estimated 100 left to tag by May 1st.

2. Nuisance – Council Member Meisel asked about any action pending towards tall grass. Police Chief West responded that was next on his list.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Beachner Grain inquired if the city would consider placing a large water meter for the farmers to use just when they are mixing fertilizer. The cost of the meter is \$2,200 plus labor to install. The meter generates less than \$574 a year in water. The council declined to cover this cost.
2. KCC has now requested a monthly report and the May report has been sent.
3. Cathodic Protection Failure on Swan Street – It has been determined there has been a buried electrical line to a residence that is pulling the cathodic protection away from the gas line. The property owners buried the electrical line themselves and it crosses the gas line. This crossing requires a specified separation which is not being met. Mayor Weitman asked the city to write a letter to the property owner to schedule a time to address the area and correct the problem.
4. Homeowners Digging to Repair Own Utilities – Jim asked how the city would like to proceed when an individual is saying they are digging their own utilities. A certificate of insurance is required when a contractor is digging. Recently two property owners have said they are doing their own digging but then finding a contractor's equipment is doing the digging and the property owner is not the person operating the equipment. Also, public works is being called out after hours to inspect if/when they get close to the city's connection. Discussed the need to have some way to pass this cost on to the person causing the extra expense and not be added to the general utility costs as occurring for just a few. Asked the city clerk to research how other cities are handling these items and place the topic on the next workshop.
5. Utility Disconnects for Demolition Projects – Asked how the city wanted to respond to the property owners inquiry regarding the utility connections no

CITY OF LA CYGNE MINUTES FOR 2014

- longer needed at the properties once the buildings are removed. Noted the codes state the property will be left in a safe status. City Clerk Herrin reported some cities have specifications that the property owner is given. Will check with other cities and report back for a list the council can consider for the city's expectations.
6. City Wide Clean Up – Jim asked if the city would consider holding a City Wide Clean Up possibly in September as a means to help residents get rid of items that are otherwise difficult to dispose of at the local dump.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Two new firefighters: David McKinney and Damian Hesse.
2. Two Sets of Bunker Gear – Inquired about purchasing two sets of bunker gear. In years past it had been part of the budget but not sure if need to get approval again.

✓ *Motion To Approve Two Sets of Bunker Gear Each Year if Budget Permits*

Council Member Meisel moved to approve two sets of bunker gear per year as long as the budget allows. Motion seconded by Council Member Sullivan, voted on, passed 4-0-1 (Abstain – Fleming). Time: 7:25 p.m.

3. Salina Annual Conference Report: Dan and Jake attended the conference. With the information gathered, continuing to put the EMT efforts in place for the firefighters.
4. Condition of Road in Front of Fire Station – Reported the road in front of the fire station continues to be an issue with US Minerals leaving black residue all over the road. Discussed this had been addressed by codes previously and was to be maintained. Codes Officer West noted per KDHE when the product hits the roadway it becomes a solid waste and there is an avenue to report solid waste to KDHE.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. May 14th is the next Water Assurance Quarterly Meeting in Ottawa.
2. A workshop is scheduled for May 21st at 5:30 pm.
3. Council Member Sullivan asked if there had been any further contact from Kiewit regarding interest in a community project. City Clerk Herrin reported a previous call provided information the liaison that previously contacted the city was no longer there and they were unable at that time to provide further information.
4. Council Member Shields reported KCP&L was working with the improvements at Thayer Park and would be installing the benches soon.

COUNCIL COMMITTEE REPORTS:

PARK

CITY OF LA CYGNE MINUTES FOR 2014

Mayor Weitman reported he had spoken with Gary Spears and will get his phone information to Jim for them to schedule a time to work on the lights.

CEMETERY

The Cemetery looks good.

COMMUNITY BUILDING

City Clerk Herrin reported Ellis Construction had videoed the sewer line as part of the inspection for the condition of the community buildings' basic structure. It was found to have very little slope within the structure base that runs under the cement foundation. Per report, the line did not show any visible disrepair. The bill totaled \$400 and will be paid in the next week or so.

SPECIAL COMMITTEE REPORTS:

PRIDE COMMITTEE

Council Member Meisel asked if the Pride Committee still existed, and if so what was their status as the city council had had to approve the existence of the committee to begin with. Will check the previous city minutes for the Pride Committee conditions.

UNFINISHED BUSINESS:

STATUS OF LINN COUNTY TORNADO DAMAGE

Council Member Meisel reported the county was not close to meeting the FEMA funds requirements for damage to public property. But, the firemen did a very good job of responding.

NEW BUSINESS:

LMI CANVASING FOR QUALIFYING CITY FOR FUTURE GRANT FUNDING

City Clerk Herrin reported KRWA would participate on behalf of the city to complete the LMI (Low-to-Middle Income) canvassing required for the city to qualify for grants. They are asking for some help in identifying those needing to be contacted, advertising to alert the city residents of the process with the need for participation, and the postage costs. Estimate costs for postage and publication to be less than \$1,000.00 to the city to complete the process.

✓ *Motion to Authorize up to \$1,000 for LMI Canvassing Costs*

Council Member Meisel moved to authorize up to \$1,000 for LMI canvassing costs for advertising and postage. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:05 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

UPDATED JOB DESCRIPTION FOR CEMETERY CARETAKER

✓ *Motion To Approve Updated Job Description for Cemetery Caretaker*

Council Member Meisel moved to approve the updated job description for Cemetery Caretaker. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 8:06 p.m.

JOB DESCRIPTION FOR NEW VOLUNTEER POSITION OF CHAPLAIN DUTY

✓ *Motion To Approve Job Description for Volunteer Chaplain Duty*

Council Member Meisel moved to approve the job description for Chaplain Duty. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:07 p.m.

ORDINANCE NO. 1422 AMENDING CODES TO CITY WATER RATES

The water rate change transfers the existing Interim Surcharge rate to the base water rates for all customers except the rural water districts, and deletes the Interim Surcharge rate. Paused for City Clerk to verify correct Ordinance number.

✓ *Motion to Approve Ordinance No. 1422 Pertaining to City Water Rates*

Council Member Fleming moved to approve Ordinance No. 1422 amending city water rates. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 8:12 p.m.

ORDINANCE NO. 1423 AMENDING CHAPTER 1, ARTICLE 3, PERTAINING TO OFFICERS & EMPLOYEES

The ordinance covers: Terms of Office, Personnel Rules and Regulations, Bonding, Oath, Codes of Ethics, and Officers Descriptions. Two different options were presented. Option 1 continued with annual officer appointments. Option 2 officers are appointed for an indefinite term.

✓ *Motion to Approve Ordinance No. 1423 Pertaining to Officers & Employees*

Council Member Meisel moved to approve option 2 for Ordinance No. 1423 addressing Officers and Employees. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:14 p.m.

AGREEMENT FOR ABATEMENT OF CITY CODES REGARDING 311 S. 5TH STREET, WITH NANCY WHITE

✓ *Motion to Authorize Mayor to Sign Abatement Agreement with Nancy White*

Council Member Meisel moved to authorize the mayor to sign the abatement agreement with Nancy White for the property at 311 S. 5th Street. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:15 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

ELEVATION SURVEY FOR THE TWO WATER TOWERS FOR WATER MODELING FOR UP TO \$2,250

✓ *Motion to Authorize Survey for Water Modeling the Two Water Towers*

Council Member Meisel moved to authorize BG Consultants to proceed with the survey for water modeling the two water towers for a cost not to exceed \$2,250. Motion seconded by Council Member Williams, voted on, passed 5-0.

Time: 8:16 p.m.

CONTRACT WITH DIEHL, BANWART, BOLTON FOR FINANCIAL AUDIT

✓ *Motion to Approve Audit Contract with Diehl, Banwart, Bolton*

Council Member Shields moved to approve audit contract with Diehl, Banwart, Bolton. Motion seconded by Council Member Meisel, voted on, passed 5-0.

Time: 8:17 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel, land acquisition, and trade secrets for up to thirty-five (35) minutes following a ten minute break. Motion seconded by Council Member Meisel, voted on, passed 5-0.

Time: 8:20 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin and Public Works Superintendent Johnson.

Open Session Resumed at 8:59 p.m.

OTHER BUSINESS:

CHARGING FIRE DEPARTMENT BUILDING SEWER RATES FOR WATER USED IN TANKER TRUCKS

Council Member Meisel asked why the fire department was charged for water and sewer utilities. Discussed the other buildings within the city area are all charged for utilities. Determined there were some sites without buildings that had some hydrants that were not metered. The fire department fills their tanker trucks at the station as well as using the services provided within the building. Council Member Meisel felt since most of the water used was for the fire trucks and they were not charged for water when pulled at hydrants the city should at least not charge sewer rates for all the water used at this location.

CITY OF LA CYGNE MINUTES FOR 2014

✓ *Motion to Charge Fire Department Minimum Sewer Rate Charge*

Council Member Meisel moved to charge a minimum monthly rate sewer charge for the fire department building. Motion seconded by Council Member Shields, voted on, passed 4-0-1 (Abstain: Fleming). Time: 9:10 p.m.

Discussed pursuing charges to the portion of the park now providing water and sewer to campers, instead of passing this expense on to the city residents in their utility bills.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KDOT District 4 Construction and Maintenance Projects
- b] "Understanding & Planning for School Bomb Incidents" Certificate for Police Chief West
- c] May 14, 2014 Chamber of Commerce Notice

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Meisel, voted on, Passed 5-0.** The Regular meeting was adjourned at 9:15 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 7th day of May 2014.

END OF May 07, 2014 MEETING.

BEGINNING REGULAR MEETING OF May 21, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, May 21, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Fire Chief Dan Nasalroad, Allyson James; Chris Epperson; LeRoy Turpen; and Fred Meisel.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. by leading the Pledge of Allegiance.

CITY OF LA CYGNE MINUTES FOR 2014

MAYOR'S COMMENTS:

- ✓ PVEF Adult Spelling Bee, Dinner, and Silent Auction, Saturday, May 31, 2104.
- ✓ La Cygne Museum is serving hamburgers and hot dogs on Sunday, May 25, 2014.
- ✓ La Cygne Alumni is Saturday, May 24, 2014.
- ✓ Oaklawn Cemetery Memorial Day Program is Monday, May 26, 2014 at the cemetery with lunch served by the Good Samaritans at the Community Building afterwards.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of May 07, 2014 Regular City Council Meeting;
April 2014 Treasurer's Report;
April 2014 Budget Report; and,
Check Register: May 8 - 21, 2014.

Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:03 p.m.

2013 CITY FINANCIAL AUDIT REPORT:

Terry Sercer with Diehl, Fletcher, Banwart, CPA firm presented the 2013 Regulatory Basis Financial Statements and Independent Auditors' Report with Regulatory-Required Supplemental Information. Terry Sercer reported the General Fund was now back in a healthy balance largely from an increase in sales tax the last two years over and above the expected budgeted limit. Also aware the city is preparing to do some major street improvements and this will help make that possible. The water utility fund is also in better shape in time for some major water line improvements. The City was in apparent compliance with the Kansas Statutes. The information provided for the audit was clear and easy to work with during the audit. Also, noted the Standard Communications letter was just that this year as there were no problems identified.

DISCUSSION FROM THE FLOOR:

GEORGE MCCOY

George McCoy had requested time, however, was not present.

CHRIS EPPERSON REGARDING SIDEWALK BY REPAIRED DITCH

Chris Epperson thanked the city for the repairs to the drainage issue after the hydrant was hit in front of his house by an uninsured driver. Chris asked when the sidewalk that was also in that area was going to also be replaced? Mayor Weitman reported that had not been discussed and inquired if it wasn't a brick sidewalk. Chris responded yes, but people did walk over it. Mayor Weitman asked the Street

CITY OF LA CYGNE MINUTES FOR 2014

Committee to review the area. Discussed the fire hydrant would not be replaced as the water line in this area was not good for pumping, could be used for filling but there were others around the area to do that with too.

WAIVE COMMUNITY BUILDING FEE FOR PVEF FUNDRAISER BY ALLYSON JAMES

Allyson James asked the city to waive the Community Building fee for the upcoming Prairie View Educational Foundation's sponsoring of the Adult Spelling Bee with dinner and silent auction on Saturday, May 31, 2014 at 6:30 pm at the La Cygne Community Building.

✓ *Motion to Waive Community Building Fee for PVEF Fundraiser*

Council Member Shields moved to waive the Community Building Fee for the Prairie View Educational Foundation fundraiser on May 13st. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:19 p.m.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.

- a. Seven citations.
- b. Received a grant from Enbridge for \$1,250.00. Discussed the budget did not include the unexpected revenue and how spending the grant would reflect in the budget. Noted it could be considered in figuring the year end budget by recognizing the grant funds that are spent on a designated item. Requested authority to spend the \$1,250.00 for safety equipment.

✓ *Motion to Authorize Spending \$1,250 from Enbridge Grant for Safety Equipment*

Council Member Williams moved to authorize to spend up to \$1,250.00 from the Enbridge Grant for safety equipment. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:26 p.m.

c. Codes Enforcement included 70 grass violation letters, five nuisance violation letters, and 7 agreements due June 4th that will have inspections done soon.

d. Animals – No dogs currently in the pound. Sixty-three letters have been sent regarding about 100 dogs that are left to be tagged by May 30th. And, have purchased a Home Again Universal Reader at a greatly reduced cost through Pet Rescue.

2. Training:

a. Tate and Allen completed SFST Training and “Racial & Other Biased Based Policing”.

CITY OF LA CYGNE MINUTES FOR 2014

b. Hosted two KLETC training sessions at the Library meeting room and the KLETC rep is interested in doing more training sessions in the area.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. None – not present.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Engine 3 has radiator issues and will be getting a good thorough checkup.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. LMI status.
2. Concerns for condition of N. 6th Street reported by resident, specifically between 6th and Lincoln and 6th and Grandview.

COUNCIL COMMITTEE REPORTS:

CEMETERY

The Cemetery looks nice in preparation for Memorial Day.

Discussed an inquiry as to who would handle who would fill in an old grave that had sunk. Council Member Fleming will look into getting top soil dirt. Mayor Weitman noted the council expectation would be for public works to take care of these with communication with the Cemetery Committee.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

U.S. MINERALS REPRESENTATIVE REGARDING NUISANCE COMPLAINTS

A representative was not present. Codes Officer Tate West reported he had spoken with the supervisor about the concerns, including mowing, material in the road, and the dust; and invited him to attend the city council meeting. The supervisor thought one of the members from corporate would come down for this meeting, or the supervisor would attend. The mowing has been done. The material in the road is still there. And, the dust appears to still be a problem. Mayor Weitman asked Codes Officer West to please express the council's displeasure in their not being here.

NEW BUSINESS:

BID TO INSTALL INSULATORS ON GAS LINE AT MIDDLE CREEK BRIDGE CROSSING

CITY OF LA CYGNE MINUTES FOR 2014

Presented Black Hills Energy Limited Service Agreement to provide all labor, materials, and necessary traffic control to install insulators on the city owned four-inch natural gas line attached to the Middle Creek Bridge north of the high school for a total cost of \$23,146.09.

✓ *Motion to Accept Bid from Black Hills Energy for Insulators on Bridge for \$23,146.09*

Council Member Fleming moved to accept the bid for placing insulators on Middle Creek Bridge with Black Hills Energy for cost of \$23,146.09. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:44 p.m.

KANSAS POLICE ADMINISTRATORS SEMINAR, AUG. 10-15, 2014

✓ *Motion To Approve Police Chief West to Attend Seminar with Per Diem*

Council Member Meisel moved to approve Chief West to attend the Kansas Police Administrators Seminar, August 10 – 15, with the city incurring the necessary costs. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:47 p.m.

ORDINANCE NO. 1424 PERTAINING TO WALNUT STREET BETWEEN RAILROAD ST & FIRST ST

City Clerk Herrin reported in preparing to address map inconsistencies it had been found that Ordinance #1144 passed in 1987 had not been filed with the county to complete the process placing the property with the adjoining property owners. Now there is concern about emergency equipment and the state requirements for a cul-de-sac at the abutting north end of 2nd Street if the 1987 ordinance is filed as is. After discussion with City Attorney Sutherland and Surveyor Jim Schmitz the presented ordinance making the west part of Walnut Street just a minimum maintenance road would meet those requirements.

Council Member Sullivan stated he lived on the north side of this portion of Walnut Street off of 1st Street and he was of the understanding that was part of his property. Explained it had never been finalized as part of his property, nor had taxes been charged for it. Asked if the city should have a Public Hearing regarding this change? What was the public concern back in 1987 when it was closed? Tabled the ordinance change for further investigation as to how to address.

NATURAL GAS DISTRIBUTION WORKSHOP FOR YEAR 1 TASKS

Request for Public Works Robert Spencer to attend the KMU Natural Gas Distribution Workshop. After discussing the description of the contents of the workshop it was determined this one was for leadership personnel already trained; need a basic training course for newer employee Robert Spencer.

EXECUTIVE SESSION:

CITY OF LA CYGNE MINUTES FOR 2014

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for trade secrets for up to thirty (30) minutes. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 8:03 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin and Fire Chief Dan Nasalroad.

Open Session Resumed at 8:32 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KRWA Member Certificate
- b] Enbridge Project Update
- c] KDHE Water Pollution Control Permits Public Notice No. KS-AG-14-117
- d] KLETC Training "Racial & Other Biased Based Policing" for Allen Huggins
- e] KLETC Training "Racial & Other Biased Based Policing" for Tate West

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 5-0.** The Regular meeting was adjourned at 8:35 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 21st day of May 2014.

END OF May 21, 2014 MEETING.

BEGINNING REGULAR MEETING OF June 04, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, June 04, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

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Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Officer Allen Huggins; Fire Chief Dan Nasalroad, Allyson James; Kendal Reese; Charlie Haupt; Sandy White; Jamie White; Danny McElreath; Mary Fulk; Dr. Jeff Fulk; LeRoy Turpen; and Fred Meisel.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by Officer Huggins.

MAYOR'S COMMENTS:

✓ None.

CONSENT AGENDA:

✓ ***Motion to Approve Consent Agenda***

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of May 21, 2014 Regular City Council Meeting;
Check Register: May 22 – June 04, 2014.

Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:02 p.m.

DISCUSSION FROM THE FLOOR:

SANDY WHITE REGARDING PROPERTY AT 317 N 4TH

Sandy White reported she was not quite done with the clean-up at 317 N 4th and would like to talk to the city council about extending the time given on her notice. Mayor Weitman noted it was listed later in the agenda and she would be allowed time to present her concerns later.

KENDAL REESE REGARDING JACKIE PRIBBLE PROPERTY

Kendal Reese asked if the Pribble property would also be discussed later and if the family would be allowed to talk then. Mayor Weitman noted it was also later and they would be allowed to discuss.

PRESENTATION OF CHAPLAIN CREDENTIALS TO DR. JEFF FULK

Mayor Weitman presented a chaplain badge, cap, and pins to the city's Volunteer Chaplain Dr. Jeff Fulk. Dr. Fulk then accepted the city's oath of office from City Clerk Herrin.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

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POLICE DEPARTMENT – CHIEF TATE WEST (BY OFFICER ALLEN HUGGINS)

Presented the following:

1. Activity Report since the last council meeting.

a. Two dogs in the pound.

2. Abatement of Violation/Nuisance Updates:

a. *Jackie and Gavin Pribble at 126 N Railroad, 120 N Railroad, and 109 N 2nd*

i. Codes recommendation is that the council extend the agreement for one month as numerous improvements have been made and the family has reported it will continue.

✓ *Motion to Extend Agreement for Abatement for Jackie & Gavin Pribble Properties*

Council Member Meisel moved to extend the Agreement for Abatement for one month for the Pribble property located at 126 N Railroad, 120 N Railroad, and 109 N 2nd. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:09 p.m.

b. *Doug Furnell at 205 E Market*

i. Codes comments was there had been no progress made on this property. The agreement was sent in December 2013. Council Member Meisel also reported a representative had attended a Planning Commission meeting last fall and told that board that the conditions would be addressed within the next sixty days of that meeting.

✓ *Motion to Acknowledge Expiration of Agreement for Abatement for Doug Furnell Property*

Council Member Meisel moved to not extend Agreement for Abatement on the Furnell property located at 205 E. Market and to proceed through court. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:12 p.m.

c. *James Willingham at 310 N 4th Street & 306 N 4th Street*

i. Codes recommendation is to extend the Agreement for Abatement one month for both properties as improvements have been made and will track continuing progress.

✓ *Motion to Extend Agreement for Abatement for James Willingham Properties*

Council Member Fleming moved to extend the Agreement for Abatement for one month for the Willingham property located at 310 N 4th Street and 306 N 4th Street. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:13 p.m.

d. *Nancy White at 311 S 5th Street*

i. Codes did not recommend extending this agreement as progress has not been made to abate the nuisance.

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✓ *Motion to Acknowledge Expiration of Agreement for Abatement for Nancy White Property*

Council Member Meisel moved to not extend the Agreement for Abatement on the Nancy White property located at 311 S 5th Street. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:14 p.m.

d. *Jeremy Johnson for 401 E. Chestnut*

i. Codes did not recommend extending this agreement as foundation has been backfilled, however, there has been no further progress on the remodel that began over two years ago.

✓ *Motion to Acknowledge Expiration of Agreement for Abatement for Jeremy Johnson Property*

Council Member Meisel moved to not extend the Agreement for Abatement on the Jeremy Johnson property located at 401 E Chestnut. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:15 p.m.

e. *Sandra White for 317 N 4th Street*

i. Codes did not recommend extending this agreement. The property to the east has been removed and property cleaned. On this property the garage was dropped, but remains a pile, with no other clean up or repairs. Mayor Weitman concurred this particular property had been an on-going nuisance for the city for over twenty years with difficulty observing any improvements.

Sandy White reported she had found the contract for deed to put it in her name and need to get with an attorney to start that process. She also just started to take action to see about getting a dumpster from the county for the clean-up process and didn't have their number. The number was given to her during the meeting. Ms. White said she was working a lot but changed her schedule and would have four days a week to come address the conditions as she had previously just been working on removing items inside and sorting whenever she was removing the items; she would start working outside. Ms. White also commented she had planned to sell the property to the adjoining neighbor but was having some conflicts.

Mayor Weitman asked several times if she had a date she would be completed by as the story had been told many times. Ms. White said she had a truck and trailer and could start picking up, was not sure how she would tear down the house.

✓ *Motion to Extend Agreement for Abatement for Sandra White Property*

Council Member Meisel moved to extend the Agreement for Abatement for thirty days to be in compliance for the Sandra White property located at 317 N 4th Street. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:23 p.m.

f. *Donna Thomas for 529 N 6th Street*

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i. Codes did not recommend extending this agreement as no improvements have been made.

✓ *Motion to Acknowledge Expiration of Agreement for Abatement for Donna Thomas Property*

Council Member Meisel moved to not extend the Agreement for Abatement on the Donna Thomas property located at 529 N 6th Street. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:26 p.m.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Streets: Discussed the north 6th Street complaint received at the last meeting and determined the road was in the same condition as many others from last year's drought. Public Works has begun putting some patch on the roads and will need to purchase some more patch to continue to work on the roads. Asked to purchase 14T and council concurred as it was part of the street maintenance. Also discussed one person had asked to purchase some patch to make repairs to a city street the contractor had made a cut for other repairs and council concurred it was still ok to sell some patch for these repairs when it was available.
2. North Park Basketball Lights: A local resident, Jerry Spears, donated two and one-half hours of his time to work on the wiring for the north park basketball court lights. The lights did not provide any manufactures information on where to get parts so will have to purchase new ones if/when there are problems. However, these lights should provide over five years of lighting. Mr. Spears also supplied wire and an electric box that we told him to send the city the bill and we would pay for them. Jim also reported he donated his time.
3. Sidewalk Repair at 318 N Broadway: Found Walker's Concrete can form the 8' long sidewalk and pour the concrete when they are pouring for other projects for less than \$400. Since the city has to purchase a minimum amount of concrete for this project it is more cost effective to have Walker's proceed with the project. Council concurred.
4. Cemetery: Both seasonal cemetery workers will be out for the better part of June, one for guard training and the other already had vacation planned. Right now the cemetery is in good shape and they will get back to it as soon as they return.
5. Cemetery: Dirt has been donated for the cemetery and will be stored for future use when delivered.
6. Restricted Weed Control Certification: Jim, Dan, and Robert are also now certified by the state for handling weed and pesticide chemicals while working on city property.
7. Swan Street Cathodic Protection on Gas Line: KCP&L, KCC, and the phone company are all scheduled to meet and address the cathodic protection concerns at this location.
8. Sewer Certification: Requested to complete the paperwork to take the Sewer certification test scheduled by the state on August 1st with the application to the state deadline being July 18th.

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✓ *Motion To Approve Jim Johnson to Take Sewer Certification Test in Lawrence, KS*

Council Member Fleming moved to approve Jim Johnson to go to Lawrence on August 1st to get certified for sewer. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:35 p.m.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Engine 3: A full inspection has been completed on the fire truck and a list of items needing attention has been provided; however, do not have any cost estimates at this time. Do know the radiator will cost about \$7,800. Will get with the safety committee when have a list of all of the costs of repairs.
2. Fire EMS: The city fire department is now La Cygne Fire EMS. All of the paperwork is now in place and Dr. Tony is the medical director. The city department is using the AMR's protocols and the department will never work above EMT level. The city EMS is a BLS non-transporting program with 7-8 total EMS individuals once all the training is complete this fall. We currently have 2 certified. The cost for the liability insurance is \$150 per EMT and the initial training of about \$850 per firefighter.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. LMI status: Today, KRWA has sent out the mass mailing to all of the addresses the city provided them. Also will be posting throughout the city notices encouraging residents to complete the form and mail it back to KRWA. A KRWA representative will be going door-to-door for those who do not return the completed form. The cost is for the postage and some envelopes; the city's membership with KRWA provides the rest.
2. BG Consultants Update: They are still waiting for RWD #1 information when they use water from the city. There were no other comments.
3. Casey's Update: Casey's has obtained their building permit and notified the city they would be beginning construction soon.
4. Cemetery Flowers: The notice has been placed in the newspaper and posted around for flower removal by Monday, June 23rd.
5. Black Hills Construction on Bridge: Waiting on Black Hills to provide a date they are available to begin repairs.

COUNCIL COMMITTEE REPORTS:

PARK

Council Member Sullivan asked if there had been any discussion on the materials presented earlier about a net behind the basketball board. Discussed: 1. It could actually add to possible injuries. 2. Add a stop sign on Broadway Street to slow traffic in the area. 3. More signage or slower speed limits on Broadway. Mayor Weitman asked the safety committee to review and report back with what might be the best option for safety around the area.

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CEMETERY

Council Member Shields reported she was working with the Cemetery Association through Carol Stainbrook about repairing/resetting some stones and they would also look at the trees and see if the Association has any money to help with the tree expenses.

COMMUNITY BUILDING

Council Member Meisel reported she had inquired about the possibility of a proposed drawing of improvements for a possible sales tax proposal with Rob George of Legacy Contractors and found the city would need to use an architect for this kind of drawing. A rough estimated cost of around \$2,000 was mentioned. Recommended discussing further after the building south was completely down and the south side of the community building was available for total inspection.

SPECIAL COMMITTEE REPORTS:

PRIDE COMMITTEE

Council Member Meisel reported she had contacted Diane Burnett about the status of the committee and Diane was checking with Trudy Price. To date there has been no response. Meisel will report back when the information is available.

UNFINISHED BUSINESS:

U.S. MINERALS REPRESENTATIVE REGARDING NUISANCE COMPLAINTS

A representative was not present. No action.

NEW BUSINESS:

HRMAK SPRING CONFERENCE, JUNE 12 & 13, PAOLA, KS

As a member there is no fee to attend the HRMAK Spring Conference. This year it is within daily driving distance and includes the topics of Healthcare Reform.

✓ *Motion to Approve City Clerk to Attend HRMAK Spring Conference in Paola*

Council Member Shields moved to approve City Clerk to attend the HRMAK Spring Conference in Paola. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:54 p.m.

KANSAS DEPARTMENT OF AGRICULTURE REGARDING ECA #2014116 AT MCELREATH STORAGE

The city received notice from the Kansas Department of Agriculture, Division of Water Sources, asking for any comments on an application from McElreath Storage regarding floodplain fill in and along the floodplain of Marais des Cygnes River at a location in the NE ¼ of the NW ¼ of the NW ¼ of Section 4, Township 20 South,

CITY OF LA CYGNE MINUTES FOR 2014

Range 24 East, Linn County, Kansas. The notice noted any construction by McElreath Storage can begin only after written approval has been obtained from the Chief Engineer of the state agency.

Danny McElreath reported his project would not be blocking drainage, he only plans to fill in the area around the storage units not in the ditch area.

Mayor Weitman noted the state will set forth what requirements McElreath Storage can and cannot do. The city has only been asked for comments. There were no comments.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for trade secrets and legal for up to thirty (30) minutes following a ten (10) minute break. Motion seconded by Council Member Williams, voted on, passed 5-0.

Time: 7:59 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin.

Open Session Resumed at 8:26 p.m.

OTHER BUSINESS:

UTENSILS DONATED TO COMMUNITY BUILDING

Mayor Weitman thanked Susan Barrett for donating utensils to the community building. Ms. Barrett had used the building for a party and noticed there were no longer very many utensils in the kitchen.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] May 2014 Chamber of Commerce Minutes
- b] KMU Dispatch, "Customer Awareness: Utility Scams..."
- c] KMU Dispatch, June 3, 2014, EPA Carbon Emissions Announcement

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 5-0.** The Regular meeting was adjourned at 8:29 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my

CITY OF LA CYGNE MINUTES FOR 2014

knowledge, and do hereby subscribe my name
this 4th day of June 2014.

END OF June 04, 2014 MEETING.

BEGINNING REGULAR MEETING OF June 18, 2014

REGULAR MEETING:

The La Cygne City Council met on Wednesday, June 18, 2014, at La Cygne City Hall. Council Members present were: Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Absent: Mayor Terry Weitman and Council Member Jake Fleming.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Fire Chief Dan Nasalroad, Stefanie Cope; Cole Munson; Jerome Mitzner; LeRoy Turpen; and Fred Meisel.

Council President Linda Meisel called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by City Clerk Herrin.

COUNCIL COMMENTS:

- ✓ Thank you card received from recently married Robert Spencer.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of June 04, 2014 Regular City Council Meeting;
May 2014 Treasurer's Report;
May 2014 Budget Report;
Check Register: June 05 - 18, 2014.

Motion seconded by Council Member Williams, voted on, passed 4-0. Time:
7:02 p.m.

DISCUSSION FROM THE FLOOR:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

Presented the following:

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1. Update on previously closed Walnut Street between 1st Street and Railroad Street. Addressing some housekeeping concerns regarding utility easement in the area for a city sewer line and access to a property prior to the filing of the street closing with the county. Currently preparing two options; one for a closure with an easement for access to the one property, or, with only a partial closure to allow access. City Attorney Sutherland will draw up the easement for consideration of all concerned and continue with the process to include a public hearing again for current property owners.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report will be provided at the next meeting.
 - a. No dogs in the pound.

2. Abatement of Violation/Nuisance Updates: Generally making progress. The White's property has not changed. The building south of the community building is no longer touching the community building. Discussed the process of removing a building includes removing the flooring of all manmade material and put back to dirt and properly maintained. Now you can see the damage to the façade of the community building on that side from rot that will need to be repaired soon.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Gas Line on Middle Creek Bridge: Black Hills will be here next Monday to install the correct hangers on the bridge for the city's gas line to meet KCC requirements.
2. Sidewalk Repair at 318 N Broadway: The rain last week prevented Walker's Concrete from laying the sidewalk. It is scheduled for this week.
3. Cathodic Protection on Swan Street: It was determined not to be a short between KCP&L electric line and the gas line. Have added anodes to the area and it seems to be working.
4. Cemetery: Public Works has been keeping up with the cemetery mowing while both caretakers are off. Should be good until the guys get back.
5. New Holland Tractor Weights for Front Support: Requested the purchase of tractor weights for front support for safer tractor mowing at sewer lagoon. The cost is \$778.95 from Greeley Farm Equipment.

✓ *Motion To Approve Purchase of Tractor Weights for \$778.95 from Greeley Farm Equipment*

Council Member Williams moved to approve the purchase of tractor weights for \$778.95 from Greeley Farm Equipment. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:16 p.m.

6. KMU Gas Workshop: Requested Robert Spencer to attend the KMU Gas Distribution Workshop at Iola, Kansas on July 29th. Discussed the class is for the employee who is going to be working with the gas distribution lines for the city.

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- ✓ *Motion To Approve Robert Spencer to Attend KMU Gas Workshop at Iola, on July 29th*

Council Member Shields moved to approve Robert Spencer attending the KMU Gas training in Iola, on July 29th. Motion seconded by Council Member Sullivan, voted on, passed 4-0. Time: 7:18 p.m.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Fire EMS: Have met with AMR and now have class schedule and costs. The class will begin September 2nd through December. Already have 2 EMT's and hope to get 5 or 6 firefighters through this class. It was originally around \$850 per person, but now is \$600 and then the test fee. AMR is being very helpful with supplies for the program.

- ✓ *Motion To Approve 5-8 Firemen to Attend AMR's EMT Class*

Council Member Shields moved to approve 5 – 8 firemen to attend AMR's EMT course. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 7:20 p.m.

2. Engine 3: After reviewing the repairs needed for Engine 3 it is recommended to replace the Engine 3 as opposed to repairing. Received a phone estimate of \$10,000 - \$20,000 as current value without seeing for a detailed value. Engine 3 is an open cab style which limits occupants and needs about \$12,000 in repairs. Spoke to the Safety Committee and would like to change to a conventional cab for easier less costly repairs when they are needed. Would like to get approval for a \$70,000 - \$100,000 fire truck with a lease payment; would be more than the current lease payment but not much more. Would like permission for price range and travel expense to go look at a truck when one's located and then make purchase at the time. Discussed:
 - a. Council President Meisel reported as part of the Safety Committee she had met with Dan and there are more mechanical concerns with the existing vehicle that could also go bad.
 - b. Looking for larger water capacity truck.
 - c. Viewed examples of Freightliner Chassis Fire Trucks
 - d. Financing and effect on budget; this year and 2015 payment on existing lease
 - e. Purchase through auction like Purple Wave vs dealership; a dealer has 30-60 day warranty.

- ✓ *Motion To Locate Fire Truck and Get With Safety Committee with OK to Purchase*

Council Member Shields moved for ok to try to find ideal fire truck and get with the safety committee with ok to purchase. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 7:28 p.m.

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- f. City Attorney Sutherland noted final purchase be brought before the council for approval and have financial amount.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. LMI status: Since last meeting found some addresses that had not gone out in the original mailing and they have now also been mailed. KRWA will compile them after the 23rd and follow up with knocking on doors for those they do not receive until the minimum requirement is met.

COUNCIL COMMITTEE REPORTS:

PUBLIC SAFETY

Police Chief West requested to send Police Officer Huggins to the EMT training class as they are also first responders. The police department has sufficient funds in the budget to handle the class expense.

✓ *Motion To Approve Officer Huggins to Attend EMT Training Class*

Council Member Shields moved to approve Police Officer Huggins to attend the EMT training class. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 7:34 p.m.

COMMUNITY BUILDING

Codes Officer West offered to get estimates on repairs to the façade of the community building as soon as it was safe to be in the area. Noted the repairs need to be pretty immediate as there is major rot and now even open for more rain and critters to enter. Discussed. West will get a bid estimate for the council.

STREET

BG Consultants Update: City Clerk Herrin reported BG Consultants would be here next Tuesday, June 24th, at 10:00 a.m. to go over the final model on the distribution system with the city employees, the mayor, and the water committee if they are available. Next they will bring the final presentation to the council at a regular meeting.

SPECIAL COMMITTEE REPORTS:

PRIDE COMMITTEE

Council Member Meisel reported she was told the lady at the state is trying to see if any reports have been received from the city's Pride Committee for activity. Will let the city know when she hears back.

UNFINISHED BUSINESS:

CITY OF LA CYGNE MINUTES FOR 2014

NONE

NEW BUSINESS:

HACH COMPANY ANNUAL SERVICE AGREEMENT

This is an annual agreement to check the equipment at the water plant to meet KDHE requirements. The price has increased about \$200 for next year.

✓ *Motion to Approve HACH Annual Service Agreement for \$6,270.00*

Council Member Williams moved to retain HACH for Annual Service Agreement for water plant equipment at a cost of \$6,270.00. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:39 p.m.

DISCUSS 2015 BUDGET GOALS

City Clerk Herrin passed out spreadsheets with some basic equipment/projects for consideration of the more expensive items needing to be considered when working on the budget and the capital improvement schedule. Asked council if they had any specific items besides the everyday items to be considered to be included in the 2015 budget. Concurred the council needed to have a workshop to cover the various budget topics. Council invited public works, fire, police, and anyone interested to attend.

✓ *Motion for 2015 Budget Workshop on Monday, June 23rd, at 5:30 p.m.*

Council Member Shields moved to hold a 2015 budget workshop on Monday, June 23rd, at 5:30 p.m. Motion seconded by Council Member Sullivan, voted on, passed 4-0. Time: 7:46 p.m.

EXECUTIVE SESSION:

NONE

OTHER BUSINESS:

DEAD TREES IN THE CEMETERY

Public Works Jim Johnson asked about the dead trees in the cemetery and if anything had been decided about the bid he submitted from Carl Marrs Tree Service. Asked the clerk to put the bid on the next agenda and cemetery committee would locate the exact trees to discuss versus cost to the cemetery budget.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] June Chamber of Commerce News Letter
- b] 'DWI Detection & Standardized Field Sobriety Testing' Certificates for West & Huggins

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c] Police Chief West also reported the department had hosted two separate training classes for Domestic Violence with good response

d] Statewide Water Vision Tour Announced through KWO

e] EMC Dividend for KMU Safety Group Program Participation

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 4-0.** The Regular meeting was adjourned at 7:51 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 18th day of June 2014.

END OF June 18, 2014 MEETING.

BEGINNING SPECIAL MEETING OF June 23, 2014

SPECIAL MEETING:

The La Cygne City Council met for a Special Meeting on Monday, June 23, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Gerald Williams; Linda Meisel; Robert Sullivan; and Esther Shields.

Others in attendance included, but not limited to: City Clerk Devona Herrin, Fire Chief Dan Nasalroad, and, Police Chief Tate West.

Mayor Terry Weitman called the special meeting to order at 5:30 p.m.

The Purpose of the Special Meeting was:

- ❖ Dead Tree Removal at Oaklawn Cemetery.

Council Member Esther Shields presented the bid from Carl's Tree Service to remove five trees. One tree has parts falling now and is unsafe. After reviewing the cemetery budget, requested to remove the three worst trees for a total cost of \$1,200. One tree had a cost of \$600 and the other two trees had a cost each of \$300. These prices include removing the tree remains and stump at each tree.

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- ✓ *Motion To Approve Carl's Tree Service to Remove Three Trees for a total of \$1,200*

Council Member Shields moved to approve Carl's Tree Service cutting three trees for a total of \$1,200 in the cemetery. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 5:32 p.m.

ADJOURNMENT:

- ✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Meisel moved to adjourn the meeting. Motion seconded by Council Member Shields, voted on, Passed 5-0.** The Regular meeting was adjourned at 5:33 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 23rd day of June 2014.

END OF June 23, 2014 SPECIAL MEETING.

BEGINNING OF July 02, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, July 02, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Fire Chief Dan Nasalroad, Public Works Superintendent Jim Johnson; Allyson James; Sandy White; Jamie White; Jerome Mitzner; and LeRoy Turpen.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. by leading the Pledge of Allegiance.

MAYOR'S COMMENTS:

- ✓ Read letter of appreciation from Linn County Sheriff Paul Filla for Police Chief West's help to the county.
- ✓ Wished everyone a good 4th of July.

CONSENT AGENDA:

CITY OF LA CYGNE MINUTES FOR 2014

✓ **Motion to Approve Consent Agenda**

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of June 18, 2014 Regular City Council Meeting;
Minutes of June 23, 2014 Special City Council Meeting;
Check Register: June 19 – July 02, 2014.

Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:02 p.m.

DISCUSSION FROM THE FLOOR:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Ten citations issued. Explained window tint on vehicles is required to be at least 35% per state law. For these citations, if the tint is corrected the citation fees are waived.

2. Abatement of Violation/Nuisance Updates:
 - a. *Sandra White for 317 N 4th Street*
 - i. Codes does not recommend the council extend the agreement any further. There has been no progress in the last 30 days.

✓ **Motion to Not Extend Agreement for Abatement for Property at 317 N. 4th by Sandra White**

Council Member Meisel moved to not extend the Agreement for Abatement for one month for the property located at 317 N. 4th. Motion seconded by Council Member Shields. Discussion below took place. Voted on, passed 5-0.

Time: 7:14 p.m.

Discussion:

- i. Sandra White asked City Attorney Sutherland if he had had discussions with her attorney as to an agreement? City Attorney Sutherland responded there was no agreement.
- ii. Sandra White noted the property was currently titled to the Devine's and she had no property there at all as have about all personal items moved out.

CITY OF LA CYGNE MINUTES FOR 2014

- iii. Sandra White noted she now had no contract for deed as the bank had lost it. She had paid off the property in 2002 but did not get a deed.
- iv. Codes Officer West explained Ms. White had paid the property taxes the last several years and the county had used her address for contact during these years. Ms. White noted the taxes are not current.
- v. Sandra White announced she did not want the property and she has no interest in it. City Attorney asked her if she would put that in writing as her daughter announced they were trying to get a deed to sell it but it would have to go through probate and that would take time. Mayor Weitman explained the city attorney would not be doing the work for them, they would need to use their own attorney to go through the steps.
- vi. Codes Officer West noted if they have no interest the next step is against the estate of the Devine's.
- vii. City Attorney requested Sandra White have her attorney draw up a 'no interest' agreement, Sandra White sign it, and give it to the city. Ms. White said she would have it done Monday. City Attorney asked if anyone else had an interest in the estate and Ms. White said 'no'.

c. James Willingham at 310 N 4th Street & 306 N 4th Street

- i. The trailer in back of 310 N 4th Street is being demolished. Codes recommendation is to continue to extend the Agreement for Abatement for another month for both properties as improvements are being made and will track continuing progress.

✓ *Motion to Extend Agreement for Abatement for James Willingham Properties*

Council Member Williams moved to extend the Agreement for Abatement for another month for the Willingham property located at 310 N 4th Street and 306 N 4th Street. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:16 p.m.

e. Jackie and Gavin Pribble at 126 N Railroad, 120 N Railroad, and 109 N 2nd

- i. Codes reported there has been progress towards improvement at this location and recommended extending the agreement.

✓ *Motion to Extend Agreement for Abatement for Jackie and Gavin Pribble Property*

Council Member Fleming moved to extend the Agreement for Abatement for the Jackie Pribble property located at 126 N Railroad, 120 N Railroad, and 109 N 2nd Street. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:17 p.m.

3. Animal Control: Have an estimated 50 dog tags still not renewed. Will begin the process of sending out citations for these. The state kennel license renewal has been submitted.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

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Reported on the following:

1. Middle Creek Bridge Gas Line Repair: Black Hills has finished replacing the correct hangers on the bridge to hold the gas line.
2. Gas Line at New Casey's Location: Casey's sub-contractor, USDI, has removed the gas line in the former alley where the new Casey's is being built.
3. Water Leak on Market Street: Another water leak on Market Street has been repaired.
4. Cemetery: The roads are grassing over in the cemetery and have old weed killer that extends fifty feet and is not to be used around any trees within that area. The largest part of the contractual services cemetery budget was used for cutting trees. Want to find the money for weed killer.

✓ *Motion To Approve Up To \$300 to Purchase Weed Spray for the Cemetery*

Council Member Meisel moved to approve finding the money for weed killer not to exceed \$300. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:26 p.m.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Replacement Fire Engine: Chief Dan Nasalroad reported on an inspection of a 1997 Freightliner Chassis Fire Truck owned by the Fire Department of O'Fallon, Missouri. Dan and firefighter Jerome Mitzner just returned from O'Fallon and found the fire truck met all the city's needs on the list the fire department had created when beginning the search for a replacement truck. It does have a little higher hours than originally targeted; however, the price is lower than expected. Other units similar to this one have been priced between \$60,000 - \$80,000, when inquiring. All of the maintenance records are on file for the unit. The Fire Department of O'Fallon received grants that allowed them to replace their existing fire trucks and they are needing the space this fire truck is taking in their bays. Truck should easily provide at least 10 years' service to the city.
As to the financing of this purchase. First Option Bank has offered a six year lease at 3.229% interest rate. There is no penalty for early pay off. Peoples Telecommunications has offered a no interest loan through a program with USDA but cannot complete the paperwork until September for approval. This purchase qualifies for that program so if that loan is approved the switch to no interest could be made at that time. Requested to offer \$35,000 for the truck and to be allowed to negotiate up to \$42,500 if need to counter.

✓ *Motion To Approve Negotiating Price for 1997 Freightliner Fire Truck Not to Exceed \$42,500*

Council Member Meisel moved to approve Fire Chief Nasalroad to negotiate the purchase of the 1997 Freightliner Fire Truck with a price not to exceed \$42,500. Motion seconded by Council Member Sullivan, voted on, passed 4-0-1 (Abstain: Fleming). Time: 7:32 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

2. Have smoke detectors to give away from the State Fire Marshall's office for residents, not landlords.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. EMC Insurance Refund: The Property and Casualty insurance audit has been completed and there will be a small refund this year.

COUNCIL COMMITTEE REPORTS:

PARK

North Park: Council Member Sullivan asked if there had been any further discussion on slowing down the traffic on the west side of the north park. Discussed: 1. Speed bumps, but hard to plow in bad weather. 2. Rumble Strips, but creates water erosion. 3. Stop signs at park intersection would slow traffic for a brief time but pick speed back up as heading towards library. 4. Speed limit lowered for all of Broadway Street. Would have to check on drafting an ordinance if choose this method.

✓ *Motion for 20 MPH Speed Limit on Broadway from Grand to Market*

Council Member Shields moved to put 20 mph speed limit on Broadway Street from Grand to Market. Motion seconded by Council Member Sullivan, voted on, passed 5-0. Time: 7:40 p.m.

City Attorney Sutherland noted the motion puts the action needed into motion.

After the last adjustment the lights are still working at the north park.

South Park: Police Chief West reported the south park lights that are out are being addressed by KCP&L.

Council Member Sutherland reported Jodi Wade had inquired at the last Park Board meeting about a joint meeting for future direction in moving forward with the south park. With the last improvements the board is now asking maintenance, Bill Ross, to take on more responsibility. With full time campers there is now a change in use at the park. Also with more exposure there are more expenses and planning to ask the township if it would be possible to increase funds to the park. Esther Shields noted as on the township she is not in favor of it. Mayor Weitman reported he had spoken with Jodi as they were getting night calls when there were problems and need to have someone to respond. Council Member Sullivan noted the park records indicate there had been previous talk of a part-time park superintendent and maybe that needs to be considered again. Also, discussed a paid camp host.

COMMUNITY BUILDING

Codes Officer West reported he had met with Rob George, of Legacy Construction, as now that the building to the south is down the heavy rain a few days ago created some major infiltration believed to be from the cement slab still on the site with the runoff headed for the side of the community building. It is now visible where the

CITY OF LA CYGNE MINUTES FOR 2014

awning has rotted behind the front cover from water infiltration and needs to be repaired as soon as possible to stop further damage. Believe it can be repaired enough to stop further infiltration for between \$2,500 - \$3,500. Also, have put 90 feet of drain tube on the south side that had been pulled away and unattainable to reach, and that has helped.

✓ *Motion to Approve Up To \$3,000 to Repair Water Infiltration on Front of Community Building*

Council Member Sullivan moved to approve making immediate repairs to the community building not to exceed \$3,000 with Legacy Construction. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:49 p.m.

CEMETERY

Council Member Shields reported the dead trees are still in the cemetery. Public Works Superintendent Johnson reported Carl Marrs was behind with his workload and was planning on removing them in the next couple of weeks. The rain has slowed him down.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

NONE

NEW BUSINESS:

WATER DISTRIBUTION PROJECT

Reviewed five alternatives presented with the first one being identified as the most necessary and five the least.

Alternative #1: System Enhancements. Includes installing a 10" PVC waterline between the plant and north tower.

Alternative #2: High Priority Distribution Improvements. Includes line replacement along Market St. between 8th and Industrial then down Industrial to the RWD #1 connection tying in the Industrial Park water lines; and, 7th St between Grandview and Locust.

Alternative #3: System Wide Distribution Improvements. Includes the replacement of all 1" & 2" lines within the system as well as a railroad crossing on Linn St. to provide an additional route for water in the West side of town; and, remote-read meters with support software for the whole system.

Alternative #4: Partial Distribution Improvements. Includes replacement of all 4" lines within the system.

Alternative #5: Partial Distribution Improvements. Includes replacement of the old South Water Tower.

Discussed:

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- The overall aging distribution system within the city along with the need to better utilize the north tower to serve the entire city effectively.
- The cost to the customer to make a large improvement that would serve the community for the next hundred years. Concurred a total project now would cost less than doing several projects over the years; would just see a bigger increase at the beginning.
- The city qualifies for LMI (low-to-middle-income) Grants. Several different grants available.
- Currently have rough estimate of \$5.15 per 1,000 gallons of water increase to the user. This could be brought down lower depending on the amount of grants the city could qualify for.
- Alternatives 1-4 have a total estimated cost of \$6,693,160. Any loans required to match the grants would be on a 40 year term.
- In order to be considered this year for next year's grants the city council will need to decide what level of additional expense the city is willing to accept for the long term distribution improvements. The engineer has to send in a request next week to be considered to appear before the Kansas Interagency Advisory Committee (KIAC) meeting prior to application submission. This meeting will be attended by the city's engineer, the mayor, a grant administrator, Rita Clary with KRWA helping with the paperwork for some of the types of grants, and a financial advisor.
- Any commitment at this time is for the amount to move forward with contingent on receiving grants for a large portion of the costs. If the selection process does not work out for the city changes can be made.

✓ *Motion to Accept Alternatives 1-4 On Water Distribution Project*

Council Member Meisel moved to accept Alternatives 1-4 on the Water Distribution Project. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:17 p.m.

RENEWAL APPOINTMENT TO KMGMA BOARD OF DIRECTORS

This is an annual appointment. Currently the City Clerk is the Director from the city and Jerome Moore is the permanent alternate.

✓ *Motion to Approve City Clerk Herrin as KMGMA City Director & Jerome Moore as Alternate*

Council Member Meisel moved to approve City Clerk Herrin as City Director for KMGMA and Jerome Moore as alternate. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:23 p.m.

TRASH PICK-UP RATE INCREASE, ORDINANCE No. 1424

L & K Services has requested a trash pick-up rate increase. The last increase request was in 2010 and the agreement allows for an increase each year with the CPI. The CPI has risen 9.07% since 2010; however, L & K is only asking for a 5% increase.

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✓ *Motion to Accept Ordinance No. 1424 with Trash Pick-Up Rate Increase*

Council Member Williams moved to accept Ordinance No. 1424 for a trash pick-up rate increase effective with the August 1st billing. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 8:24 p.m.

DISCUSS NATURAL GAS GUIDANCE CONTACT

City Clerk reported there had been contact with two entities about obtaining some fees from them regarding being available to the city for support with the gas system to ensure the city continues to meet the state and federal requirements for a distribution gas system. Mayor Weitman reported this is in reference to retainer fees from a company to provide assistance to the city. Concurred to go forward with obtaining costs.

DISCUSS 2015 BUDGET GOALS

Went over options of maintaining mills versus maintaining revenues for the general fund and employee benefit funds (both funded by property tax dollars). Concurred to retain flat revenues with the CPI factor allowed by the state for an increase of \$2,982.00.

Covered known changes to the taxable funds to include a .64% employee increase to KPERS, and, an estimated \$5,880 annual increase in medical insurance for current known employees' coverage furnished by the employer. Noted the cemetery fund is now using all of the tax dollars budgeted for Oaklawn Cemetery and an increase to the city residents taxes or other avenues for revenue will need to be considered or a reduction in services. The general street fund continues to hold funds for a major street improvement using that portion of sales tax dollars allocated for streets. Also, added revenue and expense for grant opportunities in the police, fire, and emergency management departments. If grants are not received there will be less budget available in these three departments.

Reviewed all of the other funds/departments. The Park & Pool Fund is very trim; they do have the option of using some sales tax dollars to fund their expenses as the current sales tax dollars is more than meeting the pool payment. The sewer fund revenue has not changed since 2000, nor have the rates; however, the costs have continued to rise and now are beginning to exceed the revenue. Some type of changes are going to have to be made soon to the sewer fund to continue maintenance to the lagoons and lift stations as well as the sewer distribution lines.

Wished Bob Sullivan 'Happy Birthday'!

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for legal and personnel for up to forty (40) minutes following a ten (10) minute break. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 9:17 p.m.

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In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin and Police Chief West.

EXTEND MEETING:

✓ *Motion To Extend Meeting up to 10:30 p.m.*

Council Member Fleming moved to extend the meeting up to 10:30 p.m. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 9:18 p.m.

Open Session Resumed at 9:47 p.m.

OTHER BUSINESS:

TERMINATE PART-TIME POLICE OFFICER GREGORY LA VOTA

✓ *Motion To Terminate Part-Time Police Officer Gregory La Vota*

Council Member Meisel moved to terminate Part-time Police Officer Greg La Vota based on Police Chief West recommendation. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 9:48 p.m.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KWO Kansas Water Vision first draft to KWO Website July 1st
- b] Peoples Telecommunications, LLC, Six-month Franchise Report
- c] KCP&L Six-month Franchise Report

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 5-0.** The Regular meeting was adjourned at 9:49 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 2nd day of July 2014.

END OF July 02, 2014 MEETING.

CITY OF LA CYGNE MINUTES FOR 2014

BEGINNING OF July 16, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, July 16, 2014, at La Cygne City Hall. Council Members present were: Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams. Absent: Jake Fleming.

Others in attendance included, but not limited to: City Clerk Devona Herrin; Police Chief Tate West; Public Works Superintendent Jim Johnson; Allyson James; Larry Kleeman; Fred Meisel; Jean Allen; and LeRoy Turpen.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. by leading the Pledge of Allegiance.

MAYOR'S COMMENTS:

- ✓ Wished Esther a Happy Birthday.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Meisel moved to approve the consent agenda which consisted of:

Minutes of July 02, 2014 Regular City Council Meeting;
June 2014 Treasurer's Report;
June 2014 Budget Report;
2nd Quarter, 2014 Financial Statement;
Check Register: July 02 - 16, 2014.

Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:02 p.m.

DISCUSSION FROM THE FLOOR:

NONE

SPECIAL PROJECTS:

CONSIDER SEKRPC, SUSAN GALEMORE, FOR CITY GRANT WRITER

Discussed these motions establish the entities the city will be working with towards the water project.

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✓ *Motion to Authorize Susan Galemore, with SEKRPC, as City Grant Writer*

Council Member Meisel moved to authorize Susan Galemore, with SEKRPC, as city Grant Writer. Motion seconded by Council Member Shields. Voted on, passed 4-0. Time: 7:07 p.m.

CONSIDER CITYCODE FINANCIAL, LARRY KLEEMAN, FOR CITY FINANCIAL ADVISOR

Larry Kleeman, with CityCode Financial, introduced himself and explained how a financial advisor works with a municipality in applying for financial assistance. As a financial advisor he does not get paid unless the bonds are issued and then his payment is part of the issued bonds.

✓ *Motion to Authorize Larry Kleeman with CityCode Financial as Financial Advisor*

Council Member Meisel moved to authorize Larry Kleeman with CityCode Financial as Financial Advisor. Motion seconded by Council Member Sullivan. Voted on, passed 4-0. Time: 7:08 p.m.

DISCUSS REFUNDING PROPOSAL FOR 2009 GAS BONDS WITH FINANCIAL ADVISOR

Larry Kleeman with CityCody Financial presented four different options for a proposed refunding of the city's General Obligation Natural Gas Bonds Series 2009. The refunding would reduce the current interest rates of 3-4% down to .75-2%. The different options were based on pay off time frames, from staying with the original pay-off time frame of 2021 to extending to 2025. City Clerk Herrin explained the extension options were offered as a means to keep current total costs to the gas fund reduced as there has not been a rate change in the gas rates to the city residents since 2001 and normal expenses have continued to rise increasing total costs. With this, the existing twenty year debt would be extended four more years and maintain the existing gas rates to the customer. Discussion took place with concerns about extending the life of the debt past the original twenty years. The 2nd Option did provide the same time pay-off with an approximate \$20,000 annual savings as well as an estimated up front savings of \$37,512.50. The 4th Option extended the debt four more years with an approximate \$60,000 annual savings for the life of the debt from the current annual payments; however, it would also cost approximately \$17,227.50 over the ten year period to save the annual \$60,000 over that same period. Concurred to put the Gas Bonds back on the August 6th agenda and Larry Kleeman will return with details on Option #2.

AUTHORIZE MAYOR &/OR CITY CLERK TO SIGN FINANCIAL ASSISTANCE APPLICATIONS INCLUDING USDA & KDHE FOR WATER PROJECT

✓ *Motion to Authorize Signatures for Water Project Financial Assistance Applications*

Council Member Shields moved to authorize the mayor &/or city clerk to sign financial assistance applications including USDA & KDHE for Water Project. Motion seconded by Council Member Meisel. Voted on, passed 4-0.

Time: 7:32 p.m.

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KIAC MEETING JULY 22ND

Discussed those possibly available from the city to attend the KIAC meeting being held in Topeka next Tuesday. The state encourages interest from the city council. The mayor, Council Members Shields and Williams were available. If Council Member Meisel can get off work she will also attend. Alerted the attending reporter, Allyson James, there would be the possibility of three council members attending the state meeting.

KRWA PLANNING & MANAGEMENT TRAINING FOR COMMUNITIES IN IOLA, KANSAS

Mayor Weitman reported he and the city clerk had attended this training class today to conform to part of the Rural Development requirements when applying for loans/grants. The meeting was informational and asked for mileage reimbursement.

✓ *Motion to Authorize Mileage Reimbursement for Attending Training Class*

Council Member Shields moved to authorize mileage reimbursement for attending the KRWA Training Class. Motion seconded by Council Member Williams. Voted on, passed 4-0. Time: 7:37 p.m.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Five citations issued
 - b. Codes Enforcement included mowing one yard at owner's expense.
 - c. Animal Control – One dog in the pound, one dog cited for running at large, and three skunks.
 - d. Community Building – Have contacted the contractor and he will be here as soon as possible.

2. Replace 2008 Silverado Driver's Seat Cover:

Quote for \$680.00 from Sunflower Fibrenew KC, Tonganoxie, KS was presented for the necessary repairs. Council discussed possibly being able to locate a more local business. Chief West agreed he would try, would the council consider approving an amount so he could go ahead with the closest one he could locate that would be able to do the repairs.

✓ *Motion to Authorize Seats be Repaired for a Cost Not to Exceed \$700.00*

Council Member Meisel moved to authorize the seats be repaired for a total cost not to exceed \$700.00. Motion seconded by Council Member Shields. Voted on, passed 4-0. Time: 7:42 p.m.

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PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Sidewalk has been poured on N. Broadway.
2. Carl Marrs has removed the trees in the cemetery.
3. The Park Sewer Lift Station had a towel hung up in it again and may be another one in the pump as it is not running correctly. Have called Douglas Pumps and they will pull to find out what is wrong. Stuff is coming down the sewer lines again. Mayor asked how often this is happening. Jim reported they have to pull a pump about a dozen times a year at a cost of \$1,500 to \$2,000 each time. Discussed purchasing equipment for city employees to pull the pump, however would still need Douglas Pumps to determine the problem to the pump.
4. The tractor weights were not ordered. When called the business to order the weights the price had increased another \$400 over the approved cost. Still need them, but going to try to locate them from another source and report back. It is not as safe mowing without the weights on the front of the tractor.
5. Asked if the city wanted public works to repair the section of city road that was not repaired after a sewer line was repaired by a contractor. The current barricade is working, but has been there for a while. Codes Officer West explained this is currently being handled through city court and the contractor will be fined daily until repairs are made if not addressed prior. Requested to leave with barricades so as not to change the court process.
6. Need cemetery help again for weed-eating. Zachary Archer has left his position and taken a full time job elsewhere. Discussed salary range and having the office prepare advertisements to put in the paper and post in local businesses. Mayor Weitman appointed Council President Meisel to interview and hire an individual while he is unavailable, should such an individual become available.
7. Council Member Sullivan asked about several lights around the water plant not being on after dark. Public Works Johnson reported there are wiring issues and corrosion going on so the lights are sometimes working and sometimes not, but they are not burned out.
8. Council Member Shields asked about the north park lights being turned on in the daytime. Public Works Johnson reported the lights are set to not come on until after 5 p.m. He will check the lights tomorrow.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Police Chief West reported he had filed the title application today at the county office for the newly purchased fire truck.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. The Natural Gas Guidance Contact information for the council is still pending.

CITY OF LA CYGNE MINUTES FOR 2014

COUNCIL COMMITTEE REPORTS:

COMMUNITY BUILDING

Esther Shields reported the Lincoln Township Board had bought a refrigerator for the Community Building. The purchase price did not include the delivery fee of \$59. Discussed and Township Board will write another check for the delivery charge.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

20 MPH SPEEDS LIMIT ON NORTH BROADWAY STREET

Police Chief West reported the state statutes required the city to go through a traffic study and file with the state for approval of any speed limit changes on the city streets in order to process the change in speed limit the council requested at the last meeting. Discussed concerns about the area to include placing 'Slow Children Playing' signs. Police Chief West recommended staying with the posted speed limit and the purchase of standard traffic signs for children playing in the area.

✓ *Motion to Rescind Previous Motion to Reduce Speed Limit on North Broadway*

Council Member Meisel moved to rescind previous motion to reduce the speed limit on North Broadway. Motion seconded by Council Member Williams. Voted on, passed 4-0. Time: 8:03 p.m.

✓ *Motion to Place Appropriate Signage for Children Playing on North Broadway*

Council Member Meisel moved to place appropriate signage for children playing on North Broadway. Motion seconded by Council Member Shields. Voted on, passed 4-0. Time: 8:04 p.m.

2015 BUDGET DRAFT #3 FOR PUBLICATION

City Clerk Herrin reported the city's auditor, Terry Sercer, had reviewed the budget pages and addressed some typos. The budget numbers are the same as previously discussed. If approved for publication the council will only be able to lower the numbers at the hearing, or let them remain as published.

✓ *Motion to Publish 2015 Budget Hearing Notice for August 6th at 7:00 p.m.*

Council Member Meisel moved to publish the 2015 Budget as presented and to hold the hearing on August 6th at 7:00 p.m. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:06 p.m.

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EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Sullivan moved to go into executive session for land acquisition for up to ten (10) minutes. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:07 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin and Police Chief West.

Open Session Resumed at 8:15 p.m.

NEW BUSINESS:

CIDER MILL CENTURY BICYCLE RIDE REQUEST TO WAIVE COMMUNITY BUILDING FEES

Chamber of Commerce has asked the city to waive the community building fees for the Cider Mill Century Bicycle Ride. They will clean up after the event.

✓ *Motion to Waive Community Building Fees for Chamber of Commerce for Bicyclists*

Council Member Shields moved to waive the community building fees for the Chamber of Commerce to host the Bicyclists on July 27th. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:16 p.m.

PEOPLES TELECOMMUNICATIONS SPONSORING COMMUNITY BLOOD DRIVE REQUEST TO WAIVE COMMUNITY BUILDING FEES

Peoples Telecommunications is going to sponsor a community blood drive in December and would like to use the community building on a date yet to be determined. Peoples is asking the city to waive the fees for the use of the building for the purpose of the blood drive.

✓ *Motion to Waive Community Building Fees for Community Blood Drive by Peoples*

Council Member Shields moved to waive the community building fees for the Community Blood Drive held by Peoples Telecommunications. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:17 p.m.

CONCERNS FOR COMMUNITY BUILDING DOOR WIDE OPEN WITH AC RUNNING

Council Member Meisel asked what could be done about people using the community building and leaving the door wide open and the AC is running as it's hard enough to support the community building without adding extra utility costs. Discussed that the door handle had broken off last weekend and that might be the problem if it was recent, but was noted it has been an on-going problem. Discussed putting a lock over the thermostat and Council Member Williams will install it to at least help with

CITY OF LA CYGNE MINUTES FOR 2014

the temperature being used. Police Chief West will get the parts to fix the door handle.

CONSIDER OFFER OF LOT SOUTH OF COMMUNITY BIRTHDAY AS A GIFT FROM HOWARD SEARL

Mayor Weitman read a letter from Howard Searl: "I would like for the city council to consider accepting the lot south of the community building as a gift. As it is, so the city can develop it the way that they want for the betterment of the community building and city."

✓ *Motion To Accept Lot South of the Community Building from Howard Searl*

Council Member Shields moved to accept the lot south of the Community Building as a gift from Howard Searl. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:24 p.m.

DISCUSS CITY WIDE CLEAN UP IN SEPTEMBER

Public Works Superintendent Johnson asked if the council was still considering having a city wide clean up in September? Discussed. City will check on dumpsters' and will put back on next agenda.

BREAK:

✓ *Motion for Ten Minute Break*

Council Member Meisel moved to take a ten minute break for cake and ice cream. Motion seconded by Council Member Sullivan, voted on, passed 4-0.
Time: 8:30 p.m.

Open Session Resumed at 8:40 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] July 9, 2014 Chamber of Commerce Minutes
- b] La Cygne Housing Authority July 10, 2014 Minutes
- c] KWO 'Water Vision Team Concludes Statewide Tour' Notice

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Meisel moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 4-0.** The Regular meeting was adjourned at 8:43 p.m.

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I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 16th day of July 2014.

END OF July 16, 2014 MEETING.

BEGINNING OF August 06, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, August 6, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams. Absent: Mayor Terry Weitman.

Others in attendance included, but not limited to: City Clerk Devona Herrin; Police Chief Tate West; Public Works Superintendent Jim Johnson; Allyson James; Spencer Mitzner; Drew Spears; Tanner Stone; Jerome Mitzner; and LeRoy Turpen.

Council President Linda Meisel called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by City Clerk Herrin.

PUBLIC HEARING:

2015 BUDGET HEARING

Council President Meisel opened the 2014 Budget Hearing at 7:01 p.m.

- ❖ Council holding the city Ad Valorem Tax amount relatively flat with the 2015 Budget.
- ❖ Open for any comments or questions from the floor.
- ❖ There were no comments or questions.

Council President Meisel closed the 2014 Budget Hearing at 7:02 p.m.

✓ *Motion To Approve 2014 City Budget*

Council Member Shields moved to approve the City of La Cygne 2015 Budget. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:02 p.m.

MAYOR'S COMMENTS:

- ✓ Acknowledged Thank You from Prairie View Educational Foundation for use of the Community Building.

CONSENT AGENDA:

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Inquired about a payment for a light bulb in the park. Was the amount for one or more than one light bulb? Checked the statement and it was for six light bulbs for the ball park area.

✓ ***Motion to Approve Consent Agenda***

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of July 16, 2014 Regular City Council Meeting;
Expenses Check Register: July 17 – August 06, 2014.

Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:08 p.m.

DISCUSSION FROM THE FLOOR:

REQUEST TO EXTEND LIGHTING TIME TO 11PM AT NORTH PARK FOR BASKETBALL PLAY

Drew Spears asked the City Council to consider extending the time the light at the north park could be left on to 11p.m. for those playing basketball to be able to play longer. He presented notes from the local neighbors indicating they were not averse to having the lights on longer.

✓ ***Motion to Change Timer at North Park to Extend to 11PM to October 31st***

Council Member Shields moved to change the timer at the north park to extend to 11 p.m. to October 31st. Motion seconded by Council Member Sullivan.

Discussed putting a date frame to the extended hours and the city ordinance that notes city parks will be vacated by 10 p.m. without other arrangements. The timer can be adjusted to allow to be turned on up to 11p.m. If light time is extended concurred the city did not have to enforce the time ordinance at the park as no problems were occurring.

✓ ***Amend Motion to Change Timer at North Park to Extend to 11 PM***

Council Member Shields moved to change the timer at the north park to extend to 11 p.m. Motion seconded by Council Member Sullivan. Voted on, passed 5-0. Time: 7:14 p.m.

Public Works Superintendent will change the timer to allow for the extended time.

SPECIAL PROJECTS:

NONE

REPORTS OF CITY OFFICERS:

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CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Presented the following:

1. Activity Report since the last council meeting.
 - a. Ten citations issued
 - b. Animal Control – One dog in the pound. State license approved and received.
 - c. Community Building – The contractor did come down and got caught in some rain. He will return as soon as possible and finish.
 - d. Reports – Submitting data reports required by the department for compliance.

 2. Abatement of Violation/Nuisance Updates:
 - a. *Jackie and Gavin Pribble at 126 N Railroad, 120 N Railroad, and 109 N 2nd*
 - i. Codes does not recommend the council extend the agreement any further.
- There has been no progress in the last 30 days.

✓ *Motion to Not Extend Agreement for Abatement for Property at 126 N Railroad, 120 N Railroad and 109 N 2nd for Jackie and Gavin Pribble*

Council Member Fleming moved to not extend the Agreement for Abatement for the property located at 126 N Railroad, 120 N Railroad, and 109 N 2nd for Jackie Pribble. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:15 p.m.

- b. *James Willingham at 310 N 4th Street*
 - i. Codes does not recommend the council extend the agreement any further. Do not believe he should need additional time to complete this work.

✓ *Motion to Not Extend Agreement for Abatement for Property at 310 N 4th Street, James Willingham Property*

Council Member Shields moved to not extend the Agreement for Abatement for the Willingham property located at 310 N 4th Street. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:16 p.m.

- c. *James Willingham at 306 N 4th Street*
 - i. Codes reported there has been progress and recommended extending the agreement. Mr. Willingham is near completion on the 310 N 4th Street property and can put his efforts more towards this property.

✓ *Motion to Extend Agreement for Abatement for 306 N 4th Street, James Willingham*

Council Member Fleming moved to extend the Agreement for Abatement for the James Willingham property located at 306 N 4th Street. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:17 p.m.

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3. Schooling:

a. Attend Central States LEEDS Course, Lawrence, KS, September 21 - 26

Requested to attend the 24th Annual Central States Law Enforcement Executive Development Seminar (LEEDS) at Lawrence, Kansas, September 21 – 26, 2014. Was not accepted in the previous course approved as class was full. This course is put on by the Federal Bureau of Investigation. The cost is \$450.00 plus \$425.00 lodging. This will complete the bulk of Tate's CE requirements for the 2014 – 2015 calendar year.

✓ *Motion to Approve Chief West Attend Central States LEEDS Course, September 21 - 26*

Council Member Williams moved to approve Chief West attend the Central States LEEDS Course, September 21 – 26 with necessary expenses. Motion seconded by Council Member Sullivan. Voted on, passed 5-0. Time: 7:21 p.m.

b. Attend 'Human Trafficking' in Paola, September 12th, with no Cost for Training

Requested Officer Huggins and Chief West to attend training on 'Human Trafficking' in Paola, Kansas on September 12th with no cost for training. It's a two hour block of instruction, provided locally.

✓ *Motion to Approve Chief West and Officer Huggins to attend Training in Paola on September 12th*

Council Member Shields moved to approve Chief West and Officer Huggins to attend training on 'Human Trafficking' in Paola on September 12th. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:22 p.m.

c. Attend Domestic Violence in Lenexa on August 27, with no Cost for Training

Requested Officer Huggins, Officer Moore, and Chief West to attend training on Domestic Violence in Lenexa, Kansas, on August 27th with no cost for training. It's a four hour block of instruction, provided locally, and required yearly attendance.

✓ *Motion to Approve Chief West, Officer Moore, and Officer Huggins to attend Training in Lenexa on August 27th*

Council Member Shields moved to approve Chief West, Officer Moore, and Officer Huggins to attend Domestic Violence training in Lenexa on August 27th. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:24 p.m.

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4. 2001 Ford Crown Vic Repair Estimate:

Requested to repair the damaged door and rusted fender of the 2001 Ford Crown Vic for a total cost of \$1,335.85. The vehicle is in good mechanical condition and anticipate another four years of use with these repairs.

✓ *Motion to Approve Repairs to 2001 Ford Crown Vic for up to \$1,335.85*

Council Member Fleming moved to approve repairs to the 2001 Ford Crown Vic for up to \$1,335.85. Motion seconded by Council Member Williams.

Voted on, passed 5-0. Time: 7:26 p.m.

5. City Furnish Police Officer Guns:

Requested to purchase four Glock's and a Mossberg Special Purpose Shotgun 590 20" for the city police officers in order to use all the same ammo. This shotgun will fit in the rear of the vehicle. Each officer will have a city issued gun and that will be the gun they use while on duty.

✓ *Motion to Approve Purchase of Four Glock's and a Shotgun for City Officers' Use*

Council Member Williams moved to approve the purchase of four glock's and one shotgun for the price of \$1,672.00 for the glock's and \$524.95 plus shipping on the shotgun. Motion seconded by Council Member Fleming.

Voted on, passed 5-0. Time: 7:28 p.m.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Since last meeting there have been three water main breaks and one gas main break (on 6th Street).
2. Need to order the correct size gear for Dan and Bobbie for gas repairs.
3. The Park Sewer Lift Station towel was in the check valve this time and only cost \$300 for Douglas Pump to come remove it.
4. Tate West and the mayor checked on grinder pumps for the lift stations and they cost over \$26,000 each and installation. Before the city spends over \$90,000 on a grinder pump would rather buy a truck and boom to pull ourselves and then send the pump in when needed as compared to only \$300 this time.
5. Linda Elder's rental house and business, Elements, now has separate sewer and water lines.
6. Last week Jim took the sewer exam, Dan took the water exam, and Bobbi qualified for some natural gas procedures. Have not heard back from the sewer and water tests yet.
7. The tractor weights need to be ordered and the new lowest cost found is \$1,188 which is more than the previously approved \$800.00. Request to purchase for the higher cost.

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✓ *Motion to Approve up to \$1,188 for Tractor Weights*

Council Member Fleming moved to approve spending up to \$1,188.00 for tractor weights. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:35 p.m.

8. Backhoe maintenance concerns: Now have several hose leaking and the hydraulic pump leaking. Need to send it to the shop and have a rental while in the shop. The backhoe has 1,300 hours on it but has hard use such as for snow removal and in water for water leaks. Maybe time to look at trading this one in. Council Member Meisel asked if this was the same problem as the last one and Jim replied 'no, just wore out'. Council Member Williams noted something was wrong this equipment should hold up. Discussed a rental and Council Member Meisel asked to look at other ways of what is happening. Public Works Superintendent Johnson responded it would be good to have someone else doing this kind of work if they wanted to hire it done as long as they could have someone ready when the breaks occurred. As unit needs maintenance instructed Johnson to go ahead and get the repair work done.
9. Rental of backhoe while city's is in for repairs: Rental cost was unknown. Council asked him to get a price for a rental when he called to set up for repairs, then would see how schedule is.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Fire Chief Nasalroad brought the newly purchased fire truck for the council to see. Was able to purchase the truck for \$35,000 and it came with some extras.
2. Have since learned they are no longer eligible for the 0% financing as it had to be done as a pre-purchase and now the city already has it.
3. Consider Fireworks Display: The La Cygne Fire Department is considering a fireworks display next year in the south park for a community event. Was wondering if the city was interested? Have learned:
 - i. There is some cost to getting the individuals licensed to shoot the fireworks
 - ii. There will be insurance costs, and amount is unknown at this time
 - iii. A twenty minute show is about \$5,000.00
 - iv. Funding would be by local businesses and the city
 - v. Would take place on the 4th of July each year.Council was ok with continuing to explore the idea and expenses.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. None

COUNCIL COMMITTEE REPORTS:

WATER

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KIAC MEETING JULY 22ND REPORT

Council Member Williams attended the KIAC meeting being held in Topeka on July 22nd with the mayor. He reported they were looking to move forward with Phase 1 and 2 and then if there were monies left at the end of the year the city could apply in the fall for Phase 3 and 4 to complete the project.

USDA did indicate they wanted to look at our rates and review a rate structure where those who used more water to have a higher water rate.

CEMETERY

Hired Bruce Howell for part-time cemetery maintenance for \$10.00 per hour.

COMMUNITY BUILDING

Esther Shields reported the refrigerator purchased by the Lincoln Township Board had been delivered.

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT

Council Member Meisel announced there will be an Active Shooter exercise on August 25th.

UNFINISHED BUSINESS:

CITY WIDE CLEAN UP IN SEPTEMBER

Public Works Superintendent Johnson was still waiting for the county to call back for roll-off information. Had learned that L&K would provide one for under \$500.00. Would check further and report back at the next meeting.

NEW BUSINESS:

COURT MANAGEMENT CONFERENCE, SEPTEMBER 25 & 26, LAWRENCE, KS

✓ *Motion for Court Clerk Reynolds to Attend Court Management Conference in Lawrence.*

Council Member Williams moved for Court Clerk Regina Reynolds to attend the Court Management Conference in Lawrence on September 25 – 26, with necessary expenses. Motion seconded by Council Member Sullivan, voted on, passed 5-0. Time: 7:59 p.m.

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EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for land acquisition for up to fifteen (15) minutes. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 8:00 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): Police Chief West.

Open Session Resumed at 8:11 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KDOT July Report on Linn County Projects
- b] July 2014 La Cygne Chamber News

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 5-0.** The Regular meeting was adjourned at 8:12 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 6th day of August 2014.

END OF August 06, 2014 MEETING.

BEGINNING OF August 20, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, August 20, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Robert Sullivan; Esther Shields; and Gerald Williams. Absent: Linda Meisel.

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Others in attendance included, but not limited to: City Clerk Devona Herrin; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Stefanie Cope; Susan Galemore with SEKRPC; and LeRoy Turpen.

Mayor Terry called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by Council Member Fleming.

PUBLIC HEARING:

WATER SYSTEM IMPROVEMENT APPLICATION FOR CDBG FUNDS

Mayor Weitman opened the Public Hearing at 7:01 p.m.

- ❖ The Public Hearing Notice pertains to the Water System Improvement Project which entails the installation of new water lines between the plant and the north tower, the line replacement along Market ST. between 8th & Industrial, 7th St. between Grandview & Locust and Industrial Blvd between Market and Linnco Drive, with new telemetry for the north tower and an electronic monitoring system. The estimated project cost is \$1,600,000 with a maximum grant request of \$500,000.
- ❖ Open for any comments or questions from the floor.
- ❖ Introduced Susan Galemore with SEKRPC to the City Council and those present.
- ❖ There were no comments or questions.

Mayor Weitman closed the Hearing at 7:03 p.m.

MAYOR'S COMMENTS:

- ✓ Presented Pat Roberts News Release regarding Roberts' holding a Town Hall meeting next Tuesday, Aug. 26, 2014 at the Labette Bank for anyone interested in attending.

CONSENT AGENDA:

✓ Motion to Approve Consent Agenda

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of August 6, 2014 Regular City Council Meeting;
July 2014 Treasurer's Report;
July 2014 Budget Report;
Revenue Check Register: July 17 – August 06, 2014;
Check Register: August 07 – 20, 2014.

Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:04 p.m.

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DISCUSSION FROM THE FLOOR:

NONE

SPECIAL PROJECTS:

UPDATE ON PHASES OF PROJECTS, INCLUDES BREAKDOWN OF WHAT CDBG WILL BE PAYING FOR IF FUNDED

City Clerk Herrin referred to the newest established phases of the water project where the original 5 sections have been blended into three sections with the third part not scheduled to be addressed. These updated alternatives #1, #2, and #3 were with the packet and contained the newest cost estimates of the combined projects.

Public Works Nasalroad asked about the identified water line going east on Market Street stopping at the west side of Industrial as he thought they were going on east to the front of the Baptist Church as that is a poor grade of 2 inch line barely supporting the commercial businesses on east of town. Estimated there would be an additional 200 – 300 feet of line to add to the estimate to include that area in the first phase. Discussed if the amount was significant enough the city would have to republish the public hearing prior to September 15th. Will check with engineering for adjustment.

AGREEMENT WITH SEKRPC FOR ADMINISTRATIVE CONSULTING SERVICES FOR A 2015 KANSAS SMALL CITIES CDBG PROJECT

✓ *Motion to Approve Agreement with SEKRPC for Services for CDBG Project*

Council Member Shields moved to approve the agreement with SEKRPC for Administrative Consulting Services for a 2015 Kansas Small Cities CDBG Project. Motion seconded by Council Member Williams. Voted on, passed 4-0. Time: 7:13 p.m.

ANTI-DISPLACEMENT PLAN

✓ *Motion to Approve Anti-displacement Plan*

Council Member Williams moved to approve the Anti-displacement Plan which assures the project will not demolish any occupied housing. Motion seconded by Council Member Fleming. Voted on, passed 4-0. Time: 7:14 p.m.

DISCLOSURE REPORT

✓ *Motion to Approve Disclosure Report*

Council Member Williams moved to approve the Disclosure Report that gives notification of entities that have a financial interest in the project. Motion seconded by Council Member Shields. Voted on, passed 4-0. Time: 7:15 p.m.

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STATEMENT OF ASSURANCES

✓ *Motion to Approve Statement of Assurances*

Council Member Shields moved to approve the Statement of Assurances that lists all the regulations that apply to the grant if funded. Motion seconded by Council Member Williams. Voted on, passed 4-0. Time: 7:16 p.m.

RESOLUTION NO. 367 CERTIFYING LEGAL AUTHORITY TO APPLY FOR 2015 FUNDS

✓ *Motion to Approve Resolution No. 367 Certifying Legal Authority to Apply for 2015 Funds*

Council Member Fleming moved to approve Resolution No. 367. Motion seconded by Council Member Williams. Voted on, passed 4-0. Time: 7:17 p.m.

RESOLUTION NO. 368 ASSURING ADEQUATE FUNDS AVAILABLE

✓ *Motion to Approve Resolution No. 368 Assuring Adequate Funds Available*

Council Member Shields moved to approve Resolution No. 368. Motion seconded by Council Member Fleming. Voted on, passed 4-0. Time: 7:18 p.m.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST – NONE.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Two weeks ago Johnson and Nasalroad attended classes on sewer and water respectively, then took exams for each. Each class was for a Class I operator. Johnson will be retaking his class as the Class I exam covers different types of sewer systems than the city's lagoon system. Nasalroad passed the Class I water exam. Plans are to take exams again in October if time allows with Nasalroad testing for the Class II water exam. If not in October will schedule for next June testing. Congratulated Nasalroad in passing his exam.
2. City has three different types of large generators and after searching found a company, Clifford Power in Kansas City, which will service all three types. They have offered a yearly contract for maintenance, but has not been reviewed by Public Works yet. The water plant generator is seven years old and only has 95 hours on it, but concern was expressed as to condition and age. Not sure who phone company uses for their generator maintenance.
3. The backhoe is at the shop and will be out of service one more week. They are repairing the front u-joints, the front hose line, and the four-wheel drive.

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4. The Dodge 1Ton had to also go in for repairs to the front u-joints and ball-joints. It is repaired.
5. Had a water line break yesterday and hired Jim Thompson for the digging. Thompson has a minimum charge of \$400 and \$100 an hour after the first four hours. This job was a minimum charge price.
6. Cables are broke on the shop garage doors again. The repair company is going to come out and see if it is possible to repair one more time. Need to look at replacing the doors.
7. Have about 30 hours invested in codes mowing of yards this last week. With this mowing a mower was damaged from debris in the yard. With the fuel costs and hours, maybe the city needs to talk about bidding these jobs out? Most are repeat offenders who say it is cheaper for the city to mow than to hire it done by others and they are absent owners. Discussed reviewing the fine system for codes projects as most yards are over 11" tall by the time the city workers are called in to clean up, causing more damage to equipment than a normal maintained yard.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Old fire truck has been taken out of service and no longer has value as a fire truck. Have had interest if the city is ready to dispose of the truck. Will prepare a resolution for city approval to place out for bids. Will also place the trencher back on the bids sheet to see if any interest.
2. Purchase five SE-8 Series Headsets for the newest fire trucks intercom system for a total cost of \$1,443.75. There will also be a charge from Western Communication to set up the system.

✓ *Motion to Approve Purchasing Five SE-8 Series Headsets for Fire Department*

Council Member Sullivan moved to approve purchasing five SE-8 Series Headsets for a total cost of \$1,443.75. Voted on, passed 3-0-1 Abstain (Fleming). Time: 7:40 p.m.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. Employee Health Coverage – City Clerk Herrin reported initial contact had been made for inquiry into the Affordable Health Care Small Business SHOP program as well as taking the group back to a BCBS small group plan outside the State Program the city is currently participating in. Should have some rates and deductible options to go over if the city is still interested in retaining this benefit for the full time city employees. Also, this is the year the city is set to renew the State Program for another three years. To change to the SHOP program, or another program, next year is still possible if the city decides to stay with the state plan and signs the agreement; just have to give the state a 90 day notice. The timing though is driven by the January sign-up effective dates for the Affordable Care Act. Asked the council what direction the city would like to take on this issue. Council wished to review options

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when available. Should be available by September 3rd council meeting. City has to respond to the state renewal by the end of September.

WORKSHOP AT 5:30 P.M. ON SEPTEMBER 3, 2014

✓ *Motion to Approve Workshop on September 3rd at 5:30 p.m.*

Council Member Sullivan moved to hold a workshop on September 3rd at 5:30 p.m. to discuss health insurance coverage. Voted on, passed 4-0. Time: 7:55 p.m.

COUNCIL COMMITTEE REPORTS:

PARK

Council Member Sullivan asked if the timer on the north park light had been changed. Response was yes the day after the last meeting.

COMMUNITY BUILDING

Thanked Spencer Mitzner and Drew Spears for some volunteer time in cleaning the community building.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

CITY WIDE CLEAN UP IN SEPTEMBER

Public Works Superintendent Johnson reported the county would supply one container. Discussed hiring L & K for a Saturday for a total cost of \$2,200.00 and they use their own trucks and employees. The city employees would then pick up the yard waste and the white goods. Date options would need to be discussed with L & K and then back to the city council for the final date.

✓ *Motion to Approve Hiring L & K Services for Cost of \$2,200 for Clean Up Day.*

Council Member Fleming moved to hire L & K Services for a total cost of \$2,200 with a date to be determined for a Saturday Clean Up Day. Voted on, passed 4-0. Time: 8:03 p.m.

CLEAN-UP OF PROPERTY SOUTH OF COMMUNITY BUILDING FOR ADEQUATE RAIN RUN-OFF

Discussed the current flat surface is effecting the community building foundation and water infiltration into the building itself, thus needing the area to be addressed for drainage. Mayor Weitman and Public Works Superintendent Johnson will check into clearing the area to include maybe getting with a contractor if needed and bring information back to the council.

CITY OF LA CYGNE MINUTES FOR 2014

NEW BUSINESS:

ORDINANCE NO. 1425 REGULATING TRAFFIC TO INCORPORATE BY REFERENCE THE STANDARD TRAFFIC ORDINANCES FOR KANSAS CITIES, 42ND EDITION, 2014

✓ *Motion to Approve Ordinance No. 1425 Relating to STO, 42nd Edition.*

Council Member Shields moved to approve Ordinance No. 1425. Motion seconded by Council Member Sullivan, voted on, passed 4-0. Time: 8:12 p.m.

ORDINANCE NO. 1426 REGULATING PUBLIC OFFENSES TO INCORPORATE BY REFERENCE THE UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, 30TH EDITION, 2014

✓ *Motion to Approve Ordinance No. 1426 Relating to UPOC, 30TH Edition.*

Council Member Shields moved to approve Ordinance No. 1426. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:13 p.m.

CITY CLERK ATTEND STATE GROUP HEALTH PLAN TRAINING SEPTEMBER 11TH AT CHANUTE

✓ *Motion to Approve City Clerk to Attend Health Plan Training September 11th at Chanute.*

Council Member Shields moved to approve City Clerk to attend the Health Plan Training September 11th at Chanute if needed. Motion seconded by Council Member Fleming, voted on, passed 4-0. Time: 8:14 p.m.

CITY TREASURER ATTEND SETOFF PROGRAM TRAINING OCTOBER 3RD, AT IOLA

✓ *Motion to Approve City Treasurer to Attend Setoff Program Training October 3rd at Iola*

Council Member Shields moved to approve City Treasurer to attend the Setoff Program Training, October 3rd, at Iola. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:14 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for trade secrets, personnel, and land acquisition for up to forty-five (45) minutes following a ten (10) minute break. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:15 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): Fire Chief Nasalroad and City Clerk Herrin.

CITY OF LA CYGNE MINUTES FOR 2014

Open Session Resumed at 9:07 p.m.

OTHER BUSINESS:

FIFTY CENT RAISE FOR DAN NASALROAD FOR COMPLETING CLASS I WATER OPERATOR EXAM

✓ *Motion to Approve \$.50 Raise for Dan Nasalroad*

Council Member Williams moved to approve fifty-cent raise for Dan Nasalroad for obtaining Class I Water Operator certification. Motion seconded by Council Member Fleming, voted on, passed 4-0. Time: 9:08 p.m.

Dan Nasalroad thanked the council for the consideration.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KDOT July Report on Linn County Projects
- b] July 2014 La Cygne Chamber News
- c] Dan Nasalroad Class I Water System Operator Certificate
- d] August 14, 2014 Unapproved Planning Commission Minutes

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Shields, voted on, passed 4-0.** The Regular meeting was adjourned at 9:10 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 20th day of August 2014.

END OF August 20, 2014 MEETING.

BEGINNING OF September 03, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, September 3, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

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Others in attendance included, but not limited to: City Clerk Devona Herrin; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Allyson James; Brian Kingsley with BG Consultants; Fred Meisel; Danny Curtis; Jodi Wade; and LeRoy Turpen.

Mayor Terry called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by Council Member Fleming.

MAYOR'S COMMENTS:

- ✓ Friday night is the beginning of the Prairie View Football season.
- ✓ Saturday is the Chamber's City Wide Garage Sale.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of August 20, 2014 Regular City Council Meeting;
Check Register: August 21 – September 03, 2014.

Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:02 p.m.

DISCUSSION FROM THE FLOOR:

NONE

SPECIAL PROJECTS:

UPDATE ON WATER DISTRIBUTION PROJECT WITH BRIAN KINGSLEY, BG CONSULTANTS

Brian Kingsley passed out handouts of the Phase 1 Water Distribution Project covering the city's determined highest priority needs to accomplish use from the north water tower and the worst water distribution lines due to breaks and condition. The second phase covers the next worse water lines needing replaced and the third phase is to determine the water tower needed in the future even if it is twenty years from now before the city decides to build a new tower.

The phases are dependent on receiving a CDBG grant and USDA grants and loans. Future rate structures were discussed as well as the variance of the rate being dependent on the amount of grant monies available from USDA.

The awards for Phase 1 will be announced next year on January 15th. Any construction would probably begin in the fall of 2015. There is adequate time to reach out to the community for consensus of improvements versus increased costs to the consumers. Current project bids are coming close to engineering estimates when these projects are awarded.

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ENGINEERING AGREEMENT WITH BG CONSULTANTS CONTINGENT ON AWARD OF GRANTS

Brian Kingsley explained the agreement terms as listed in the agreement.

✓ *Motion to Approve Engineering Agreement with BG Consultants for CDBG Project*

Council Member Meisel moved to approve the engineering agreement with BG Consultants for the Phase 1 Water Distribution Project with grants.

Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:30 p.m.

USDA FORMS:

- **LEGAL SERVICES AGREEMENT**
- **RESTRICTIONS ON LOBBYING, 1940-Q**
- **APPLICATION CERTIFICATION, FEDERAL DEBT COLLECTION POLICIES, RD-1910-11**
- **EQUAL OPPORTUNITY AGREEMENT, 400-1**
- **ASSURANCE AGREEMENT, 400-1**
- **CERTIFICATION REGARDING DEBARMENT, AD 1047**
- **CERTIFICATION TO DRUG FREE WORKPLACE, AD 1049**

✓ *Motion to Approve Signing USDA Forms as Presented in Agenda*

Council Member Williams moved to approve signing the forms as presented in the agenda numbered 3 through 9. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 7:33 p.m.

RESOLUTION NO. 369 ADOPTING CODE OF ETHICS & PROCUREMENT PROCEDURES

✓ *Motion to Approve Resolution No. 369 Adopting Code of Ethics & Procurement Procedures*

Council Member Shields moved to approve Resolution No. 369. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:34 p.m.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

1. School has started back up for the fall and the department will be strictly enforcing the pedestrian cross-walks and school speed limits.
2. This week there has been one arson, one theft, and one railroad crossing fatality. Condolences to the family and railroad crew. Appreciation to the fire department, the sheriff's department, the highway patrol, and especially to our chaplain, Dr. Fulk. He made the city's chaplain program worthwhile on this one incident.

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3. Abatement of Violation/Nuisance Update for 306 N 4th Street, James Willingham
 - Codes does not recommend continuance of extension, there has been no activity moving towards completion.

✓ *Motion to Not Extend Agreement for Abatement for Property at 306 N 4th Street, James Willingham*

Council Member Meisel moved to not extend the agreement for abatement of property at 306 N 4th Street for James Willingham. Seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:36 p.m.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Have sewer issues in the alley between 4th and 5th Streets. Rotor-Rooter was here and could not break it loose. They did have some tile broke out when they stopped. The sewer line is 12 – 14 feet deep in the area and with the three inches of rain this morning it will be a few days before the city can safely dig. The line is cleared enough now to provide the residents a sewer line until the city can dig it up.
2. The sewer line behind Mr. Paul's on North 5th had to be augured again, seems to be every two years.
3. With the large amount of rain and lightning this morning the wiring was effected in the water plant. Estimate \$10,000 - \$15,000 in damages. The control from the river pump to the water plant was hit; and, the control from the plant to the tower is out. The plant has been wired to manually control the flow until the repair parts arrive. These electrical surges are hitting areas in the plant where there are no lightning arrestors. With the different types of electrical used within a water plant each part needs its own lighting arrestor and they are about \$200 each. The parts that already had the arrestors were not affected. Discussed different phases of electricity required within the plant and how it is not feasible to have one arrestor to address all phases versus one arrestor at each part.
4. Watersalesman also went down with the storm and in going to the top of the building to check for needed repairs found the insulation in the roof had been absorbing a leaking roof. The roof needs replaced, it has rusted out.
5. Backhoe is back in service. Hired Danny McElreath to cap off a gas line, and Jim Thompson to repair a water leak while the backhoe was out of service.
6. The mower damaged while mowing a codes violation property has \$800.00 in damages.
7. Bruce (Howell) is no longer working at the cemetery, he has not shown up for the last two weeks, nor contacted anyone. Our current caretaker, (Cecil Blevins), is handling the entire cemetery without any trouble with the current weather.

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- Public Works had an inexpensive metal detector that broke. Since it is used to located utilities, ordered a utility locator that is set up to work with gas line, sewer manholes, and water valves. Found the cost to be \$800.00, so requesting council's approval.

✓ *Motion to Approve Purchasing a Utility Locator for \$800.00*

Council Member Sullivan moved to approve purchasing a utility locator for \$800.00. Seconded by Council Member Sullivan. Voted on, passed 5-0. Time: 7:48 p.m.

- Mayor Weitman discussed the city looking into a form for repairs to utilities for recordkeeping, and Johnson agreed a good idea.
- City Wide Clean Up is October 4th.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

- EMT Training Agreement for Volunteer Firefighters

✓ *Motion to Approve EMT Training Agreement for Volunteer Firefighters*

Council Member Meisel moved to approve the EMT Training Agreement for Volunteer Firefighters taking the EMT training. Seconded by Council Member Fleming. Voted on, passed 5 - 0. Time: 7:51 p.m.

- Fire Department participated in the Shooter training and have items for the fire department to work on.

CITY CLERK – DEVONA HERRIN

Reported the following:

- Employee Health Coverage – City Clerk Herrin reported reviewing employee health insurance options with the city council during the workshop earlier. Will have quotes for existing coverage and optional changes at the next council meeting.
- Gas Bonds – Inquired if the city wanted to proceed with refinancing the gas bonds and getting quotes for gas support services. Mayor asked to put a hold on this for now.

COUNCIL COMMITTEE REPORTS:

PARK

- Ice Machine Available for Sale: Park Board Chairman Jodi Wade thanked Public Works for their support throughout the year at the City Park. And, the pool has an ice machine that is going to be swapped out for one that is water cooled. Would any of the other city entities have use for a temperature controlled ice machine at a reduced price? Discussed concerns about

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- maintenance and costs. Mayor thanked Jodi for the opportunity but declined the offer.
2. Basketball Rim at North Park: Council Member Sullivan inquired as to the problem with the basketball rim at the North Park. PWS Johnson reported the whole back board and rim need to be replaced. Johnson will measure and see what fits and the cost.
 3. Safety Signs at North Park: Council Member Sullivan inquired as to the children safety signs. Police Chief West reported the signs are in and will be getting them placed soon.

CEMETERY

The dead trees have been removed. There is one small one left that will be addressed soon by volunteers (the Meisel's).

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT REPORT

Linda Meisel reported the Active Shooter drill/exercise had excellent participation locally. Police Chief West was first on the scene and took down the active shooter. Everyone learned a lot. All three schools in the county participated and have come together with one plan for all county responders. Mayor Weitman also commented Chief West had good reviews from others too.

UNFINISHED BUSINESS:

NONE

NEW BUSINESS:

2010 BUILDING PERMIT REFUND REQUEST FROM LORRAINE STEWARD

Codes Officer West reported Ms. Steward called to inquire about the possibility of a refund for her 2010 Building Permit since she did not build as she had originally planned. Council discussed the city clerk at that time had attempted to contact her on the status of the permit and did not receive a response; and city time was invested for the permit. The city codes do not reflect a refund later if a building is not built within the required six months of the permit issuance.

✓ *Motion to Decline 2010 Building Permit Refund Request from Lorraine Steward*

Council Member Meisel moved to decline the building permit refund request from Lorraine Steward. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 8:09 p.m.

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KMIT REGIONAL SUPERVISOR SEMINAR, SEPTEMBER 17TH, AT PAOLA

✓ *Motion to Approve City Clerk to Attend KMIT Regional Supervisor Seminar.*

Council Member Shields moved to approve City Clerk to attend the Regional KMIT Supervisor Seminar. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 8:10 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for trade secrets and personnel for up to thirty (30) minutes following a five (5) minute break. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 8:11 p.m.

EXTEND EXECUTIVE SESSION

✓ *Motion to Extend Executive Session*

Council Member Meisel moved to extend executive session for personnel for up to fifteen (15) minutes. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 8:46 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): Fire Chief Nasalroad.

Open Session Resumed at 9:00 p.m.

OTHER BUSINESS:

GAS BONDS

Mayor Weitman requested a hold be placed on any action towards refinancing the gas bonds.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] May 2014 La Cygne Park Board Minutes
- b] June 2014 La Cygne Park Board Minutes
- c] July 2014 La Cygne Park Board Minutes
- d] Railroad Crossing Complaint from Thomas Ruf – Council Member Shields noted this letter was sent to KDOT and Mr. Ruf wanted to make sure the city was aware too.
- e] Standard & Poor's Ratings Services Upgrade
- f] September Chamber of Commerce Newsletter

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ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Meisel, voted on, passed 5-0.**
The Regular meeting was adjourned at 9:02 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 3rd day of September 2014.

END OF September 03, 2014 MEETING.

BEGINNING OF September 17, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, September 17, 2014, at La Cygne City Hall. Council Members present were: Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams. Absent: Jake Fleming.

Others in attendance included, but not limited to: City Clerk Devona Herrin; Police Chief Tate West; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; City Attorney John Sutherland; Police Officer Allen Huggins; Stefanie Cope; Renee Slinkard; Karen Kidwell; Jean Mowen; Fred Meisel; and LeRoy Turpen.

Mayor Terry called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by Council Member Meisel.

MAYOR'S COMMENTS:

- ✓ October 4th is Resident City Wide Clean Up
- ✓ Swanfest last Saturday had a nice crowd. This was the first year for the Chamber of Commerce to chair the event. Thanked Rick James, Emil Wilson, and Marvin Clements for chairing on behalf of the Chamber.

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CONSENT AGENDA:

✓ Motion to Approve Consent Agenda

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of September 3, 2014 Regular City Council Meeting;
August 2014 Treasurer's Report;
August 2014 Budget Report;
Check Register: September 4 - 17, 2014.

Motion seconded by Council Member Williams, voted on, passed 4-0. Time:
7:04 p.m.

DISCUSSION FROM THE FLOOR:

"CONSTITUTION WEEK" PROCLAMATION

Renee Slinkard introduced Karen Kidwell and Jean Mowen, all as Daughters of the American Revolution Marias des Cygne Chapter. They were participating in this week's "Constitution Week" to inform the public of the awareness of the constitution and its anniversary. They have also made the presentation at public schools and other locations. As a DAR they are ancestors from the American Revolutionary Army. A Proclamation was read and signed by the mayor for "Constitution Week".

SPECIAL PROJECTS:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

4. Eight citations issued since the last meeting.
5. One dog currently in the pound that will go to the vet tomorrow. One dog returned to his owner.
6. The Noon Siren is now working. The electrician found the problem to be at the meter. The issue was low voltage from KCP&L meter. Once the meter was repaired the siren began working again.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. The water plant is still under repairs from the September 3rd storm outage. Still waiting on parts.
2. On a separate issue at the water plant, a 100 amp breaker went down. Page Electric is looking for the \$950.00 part.

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3. The lift station suffered another obstacle in the pumps again. Douglas Pumps pulled the pump and found a good sized piece of burned wood stuck in the pump. After removing the wood, the pump did begin working ok this time.
4. The basketball hoops are replaced at the north park. Just waiting for the chain net to arrive to finish.
5. Casey's will be connecting their gas line the end of this week. Then all of the city's utilities will be hooked up.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. None.

CITY CLERK – DEVONA HERRIN

Reported the following:

1. None.

COUNCIL COMMITTEE REPORTS:

WATER & GAS

Form for utility repair log was discussed and ok with council and public works to begin utilizing.

PUBLIC SAFETY

Council Member Sullivan asked if there were any problems at Swanfest. Police Chief West responded it went ok and police was doing traffic control during the parade.

PARK

Council Member Shields asked about the question of snow removal mentioned in the unapproved Park Board minutes. Public Works Superintendent Johnson reported they were doing the same as last year, the park was on the low end of the priority list for snow removal. Council Member Sullivan noted the park board just wanted to make clear to any campers staying in bad weather they would possibly not have quick access to get out when snow removal is needed.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

CLEAN-UP OF PROPERTY SOUTH OF COMMUNITY BUILDING

Discussed the city crew can saw cut the cement for a contractor to hammer out the portion to be removed; then, the city crew will haul off the cement. The hourly rate for the contractor would be under the Public Works Superintendent's authority. Will

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also move the water meters no longer needed in that area that includes the sidewalk area. Mayor and council concurred for public works for go ahead with the project.

COMMUNITY BUILDING

Council Member Sullivan asked if the community building was ok from rain after the repairs. Codes Officer West reported the beam was now sealed and that should hold for now.

MAROON COLORED SWAN BANNERS FOUND

Council Member Meisel reported the lost maroon colored swan banners were found during the Swanfest Parade. One banner was used during the parade and after inquiry learned the banners had been given to the Chamber about eight years ago and they had given them to any members that wanted one at the time.

NEW BUSINESS:

RESOLUTION No. 370, REGARDING SALE OF SURPLUS EQUIPMENT

✓ *Motion to Approve Resolution No. 370, Regarding Sale of Surplus Equipment.*

Council Member Williams moved to approve Resolution No. 370 for the sale of surplus equipment. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:25 p.m.

CAAK FALL MEETING / TRAINING OCTOBER 10TH IN WICHITA

Cost of the City Attorney Registration is \$65.00.

✓ *Motion to Approve City Attorney to Attend CAAK Meeting in Wichita*

Council Member Williams moved to approve City Attorney to attend CAAK Meeting in Wichita. Motion seconded by Council Member Sullivan, voted on, passed 3-1 (Meisel). Time: 7:28 p.m.

KPERS FALL EMPLOYER WORKSHOPS

✓ *Motion to Approve City Clerk to Attend KPERS Fall Workshop on Either October 21, 22, or 23.*

Council Member Meisel moved to approve City Clerk to attend a KPERS Fall Workshop on either October 21st, 22nd, or 23rd, depending on office schedule. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:30 p.m.

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KMGA BOARD OF DIRECTORS MEETING, NOVEMBER 7, WICHITA

✓ *Motion to Approve City Clerk to Attend KMGA Board of Directors Meeting*

Council Member Shields moved to approve City Clerk to attend the KMGA Board of Directors Meeting, November 7th, in Wichita if needed. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 7:33 p.m.

CHANGE NOVEMBER 5TH REGULAR COUNCIL MEETING TO OCTOBER 29TH AT 7:00 P.M.

Discussed conflict with city clerk attending the November 5th regular council meeting if she attends the Clerk's Academy that week in Wichita. Reviewed options for change of meeting date to allow clerk to attend Academy this year.

✓ *Motion to Change November 5th Regular Council Meeting to October 29th at 7:00 p.m.*

Council Member Meisel moved to change the November 5th Regular Council Meeting to Wednesday, October 29th at 7:00 p.m. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 7:45 p.m.

MMC ACADEMY, NOVEMBER 6 – 7, WICHITA

✓ *Motion to Approve City Clerk to Attend MMC Academy in Wichita*

Council Member Meisel moved to approve City Clerk to attend the City Clerk Academy November 6th & 7th in Wichita. Motion seconded by Council Member Shields, voted on, passed 4-0. Time: 7:46 p.m.

CHANGE EMPLOYEE HEALTH PLAN FROM STATE EMPLOYEE HEALTH PLAN TO BCBS PREMIER SG GOLD

Discussed:

- Coverage options.
- Additional Dental and Eye Coverage Benefits.
- Current health coverage requires participation for credits and employees do not want to participate.
- Change in policy leaves employees with Blue Cross Blue Shield for same doctors' base.
- Change in policy saves city about \$25,000 and still able to pay 100% of medical insurance premiums.
- Concern overall living standard for employees has decreased with other expenses decreasing and no raises and now a higher deductible to the employee.
- Do not find other entities paying 100% of benefits for employees.
- Employees were not well informed of previous workshop discussing health coverage.
- Decision on health coverage has to be decided prior to September 30th as current coverage renewal has to be addressed prior to October 1st to continue January 1, 2015 renewal.

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- Frustration over politicians cutting state and federal taxes and then passing the required services to the cities to pick up the expense without resources makes balancing the budget that much more of a challenge.

✓ *Motion to Change Employee Health Plan from State Employee Health Plan to BCBS Premier Gold*

Council Member Meisel moved to discontinue the State Employee Health Plan and go with the BCBS Gold Choice Shop Plan. Motion seconded by Council Member Sullivan, voted on, passed 4-0. Time: 8:14 p.m.

BCBS DENTAL INSURANCE FOR PLAN 1 OR PLAN 2

Discussed:

1. Coverage options.
2. Coverage offered compared to rate options.

✓ *Motion to Approve BCBS Dental Insurance for Plan 2*

Council Member Meisel moved to approve BCBS Dental Plan 2. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:28 p.m.

VSP VISION INSURANCE

Discussed:

1. Coverage options.
2. Coverage offered compared to rate options.

✓ *Motion to Approve VSP Vision Insurance*

Council Member Meisel moved to approve VSP Vision Insurance Plan C, city Option 1. Motion seconded by Council Member Williams, voted on, passed 4-0. Time: 8:35 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Meisel moved to go into executive session for personnel and land acquisition for up to forty (40) minutes following a ten (10) minute break. Motion seconded by Council Member Williams, voted on, passed 4-0.

Time: 8:36 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): None.

Open Session Resumed at 9:10 p.m.

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OTHER BUSINESS:

City Clerk Herrin reported the city employees' salaries had been compared to other cities in the surrounding area and found to be overall less than the other entities, however the other entities did not pay all of the health premiums for their employees either for a total comparison.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] August 2014 Unapproved La Cygne Park Board Minutes
- b] August 26, 2014 MRWAD #2 Quarterly Board Minutes
- c] September 2014 Unapproved Chamber of Commerce Minutes

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Shields moved to adjourn the meeting. Motion seconded by Council Member Sullivan, voted on, passed 4-0.** The Regular meeting was adjourned at 9:13 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 17th day of September 2014.

END OF September 17, 2014 MEETING.

BEGINNING OF October 01, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, October 01, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; Public Works Superintendent Jim Johnson; Allyson James; Danny Curtis; Nancy Craig; and LeRoy Turpen.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. The Pledge of Allegiance was led by Allyson James.

MAYOR'S COMMENTS:

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- ✓ October 4th is Resident City Wide Clean Up. Public Works Superintendent Johnson reported there would only be the on-call public works employee available Saturday; guess they could pick up anything still out that the city is to pick up on Monday. Mayor Weitman asked what had happened as the date had been chosen by PWS Johnson. PWS Johnson responded he had had a change of heart.
- ✓ Acknowledged the City Public Works crew had done a fine job with removing the concrete south of the community building and setting up the perforated pipe for drainage on the community building instead of contracting it out. Discussed ground coverage and public works will plant grass.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of September 17, 2014 Regular City Council Meeting;
Check Register: September 18 - 30, 2014.

Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:05 p.m.

DISCUSSION FROM THE FLOOR:

WAIVE COMMUNITY BUILDING FEE FOR PROJECT SHARE FUNDRAISER ON OCTOBER 4TH

- ✓ ***Motion to Waive Community Building Fee for Project Share Fundraiser on October 4th***

Council Member Shields moved to waive the Community Building Fee for the Project Share Fundraiser on October 4th. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:06 p.m.

WAIVE COMMUNITY BUILDING FEE FOR GRADY'S KIDS' FUNDRAISER ON OCTOBER 18TH

- ✓ ***Motion to Waive Community Building Fee for Grady's Kids' Fundraiser on October 18th***

Council Member Williams moved to waive the Community Building Fee for Grady's Kids' Fundraiser on October 18th. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:07 p.m.

NANCY CRAIG, 924 N 4TH INQUIRING ABOUT DEAD TREES NORTH OF HER PROPERTY

Nancy Craig asked what could be done about three dead trees that have fell from the creek onto her property. Ms. Craig said she was told it was city property and to come to a meeting to ask the city to clean it up as they are falling on her house trailer that is just south of her property line with the creek just north of her property line. Codes Officer West checked the aerial map and said at rough estimate it looks like the

CITY OF LA CYGNE MINUTES FOR 2014

creek area belongs to the neighbor north of Ms. Craig. Codes Officer West left to go get a current aerial map photo from the internet. Will return to the topic when he has the information.

Returned to topic after 'Reports of City Officers'.

Codes Officer West explained the property north of the Craig property was owned by a Rhynerson and was out of the city limits. Since the adjoining property in question was out of the city limits Ms. Craig would have to check with the county to see if they could do anything. Ms. Craig said she had had her property surveyed no long ago and knew where her property line was. She thanked us for our time.

SPECIAL PROJECTS:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND - NONE.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following: (After 'Unfinished Business')

1. Did 'Storm Spotting' this afternoon, so no report.
2. Appreciated having the opportunity to attend the LEEDS Leadership Training, had a great time and learned a lot.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. The part for the water plant is still on backorder. The estimated cost for the part is going to be between \$5,000 - \$10,000.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. None

CITY CLERK – DEVONA HERRIN

Reported the following:

1. Kansas Water Office announced zebra mussel discovery in Pomona Reservoir.
2. Kansas Water Office published a draft of Marais des Cygnes Basin section of the Kansas Water Plan and one is available for anyone interested in reading it.

COUNCIL COMMITTEE REPORTS:

STREET

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1. Request to Install 60' Culvert on East Drive of La Harper Heights: Discussed the ongoing drainage problem La Harper Heights has in this area. The street committee will set some times when available to get with La Harper Heights representative to discuss area and the requested culvert.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

NONE

NEW BUSINESS:

HOLIDAY DINNER / THANK YOU FOR VOLUNTEERS / EMPLOYEES

Mayor Weitman expressed this dinner is about employees and city volunteers, what would they like to do. Discussed. Mayor Weitman will get with others not present at the meeting and report back suggestions at the next meeting.

AWNING OVER CITY HALL

City Clerk Herrin reported Rob George with Legacy Inc. had completed his patch work to the side of the Community Building and the overhang. While he was up on the overhang he noticed the condition of the roof over City Hall and patched some spots on the City Hall overhang too to slow the leakage. At this time the condition of the City Hall shingles was noted as badly worn, as well as the wood posts wearing. City Clerk asked if the city wanted to consider improvements and if so to what extent. Discussed. Mayor Weitman appointed Council Members Williams and Fleming to inspect and report back. The leaning flag pole was also mentioned.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel and legal for up to forty-five (45) minutes. Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:34 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): Public Works Superintendent Johnson.

Open Session Resumed at 8:13 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

OTHER BUSINESS:

RAISES FOR EIGHT FULL TIME EMPLOYEES

✓ *Motion to Approve \$1.00 per hour Raise to Eight Full Time Employees*

Council Member Shields moved to approve \$1.00 an hour raise to Full Time employees. Motion seconded by Council Member Williams. Voted on, passed 4-1 (Meisel). Time: 8:14 p.m.

City Attorney Sutherland asked they amend motion to include effective date. Will use the first day of the next pay period.

✓ *Amend Motion to Include Pay Change Date to be October 6, 2014*

Council Member Shields moved to amend the previous motion to include making pay rate effective October 6th. Motion seconded by Council Member Williams. Voted on, passed 4-1 (Meisel). Time: 8:15 p.m.

RAISES FOR PART-TIME POLICE OFFICERS AND OTHER PART-TIME EMPLOYEES

Council discussed raises for part-time employees to include police officers. Need a list of part-time employees to review at a later meeting.

✓ *Motion to Include \$1.00 per hour Raise for Part - Time Police Officers*

Council Member Williams moved to include \$1.00 an hour raise for Part - Time Police Officers effective October 6th. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 8:17 p.m.

NOTES AND COMMUNICATIONS TO COUNCIL:

a] Current Linn County KDOT Projects

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Williams moved to adjourn the meeting. Motion seconded by Council Member Shields, voted on, passed 5-0.** The Regular meeting was adjourned at 8:18 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 1st day of October 2014.

CITY OF LA CYGNE MINUTES FOR 2014

END OF October 01, 2014 MEETING.

BEGINNING OF October 15, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, October 15, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Stefanie Cope; Danny Curtis; Danny McElreath; Fred Meisel; and LeRoy Turpen.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. by leading the Pledge of Allegiance.

MAYOR'S COMMENTS:

- ✓ Thanked all of those who helped with the City Wide Clean Up with a special thanks to L & K for taking their weekend and providing their services.
- ✓ The Art Auction for Grady's Kids is this coming Saturday.
- ✓ The La Cygne 1st Grade Elementary Classes visited city hall last week and met the treasurer, city clerk, and mayor; but their biggest interest was in the police chief. It was a joy to participate.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of October 01, 2014 Regular City Council Meeting;
September 2014 Treasurer's Report;
September 2014 Budget Report;
3rd Quarter Financial Statement;
Check Register: October 1 - 15, 2014.

Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:04 p.m.

DISCUSSION FROM THE FLOOR:

NONE

SPECIAL PROJECTS:

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NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

1. Four Citations.
2. Abatement of Violation/Nuisance Updates:
 - a. Nancy White – mostly complete
 - b. Jeremy Johnson – met requirements
 - c. Donna Thomas – garage is to be removed by November 6th or pay a 90 day fine of \$50 per day
 - d. Doug Furnell – roof has been repaired, exterior still needs a lot of work; has until November 6th or a \$9,000 fine
 - e. Jackie Pribble – there are improvements, believe will make it within the 90 day requirement
 - f. James Wilmurth – the one trailer has been removed from the noted premises. The other trailer on next property has some extensive work to address and due to weather delays going to pull further action until spring
 - g. Devine – public works has mowed the property and costs will be placed on the tax rolls; property is scheduled to be sold on the court house steps next year; city has had some offers to remove the building at this location
3. Thanked Firefighters for cooking at the Night Out Against Crime and those in the office that helped pull the event together. Served 50 – 60 people for a successful event.
4. Have picked up abandoned cats and dogs at one premise. The cats were taken to Louisburg for care and the dogs will be taken at the required time. Seeking charges for abandonment of animals.
5. The highway milling project will take a while. Use care in the area while the project is in progress.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. On-going water, gas, and sewer maintenance.
2. Also, patching some roads.
3. One water leak.
4. Equipment winterized and ready to go.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Halloween night – will again be serving hot dogs to give away.
2. The EMT Class is progressing.

CITY OF LA CYGNE MINUTES FOR 2014

CITY CLERK – DEVONA HERRIN

Reported the following:

1. Learned L & K Services provides scheduled pick-ups for large items for an additional fee. The resident just has to call L & K Services and they will provide the cost for each item and date to be picked up. The cost does vary as to item and whether or not the resident is a current customer of L & K Services.

COUNCIL COMMITTEE REPORTS:

STREET

1. Request to Install 60' Culvert on East Drive of La Harper Heights: Council Member Fleming reported the Street Committee met with Teresa Whitaker, and La Harper Heights is going to put in a 50' concrete culvert in this area.

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

HOLIDAY DINNER / APPRECIATION FOR VOLUNTEERS / EMPLOYEES

Mayor Weitman reported he had received a wide variety of responses as to gift certificates versus a dinner. Some comments included maybe looking at a different time of year for a dinner. Discussed.

✓ *Motion to Give \$20 Gift Certificates to Employees and Volunteers for Appreciation*

Council Member Shields moved to give \$20.00 gift certificates to employees and volunteers for appreciation from Dollar General, Casey's, or Moons and pass out randomly. Motion seconded by Council Member Fleming. Voted on, passed 4-0-1(Abstain) (Meisel). Time: 7:20 p.m.

Discussed the gift cards will be given out with calendar planners, ink pens, and cooler bags.

AWNING OVER CITY HALL

Council Member Williams reported there are a few places where the metal has come loose from the brick front. He volunteered to repair with just the cost of materials which would probably be less than \$50 in total cost. Mayor thanked him for his volunteering to repair.

CITY OF LA CYGNE MINUTES FOR 2014

RAISES FOR THREE PART-TIME EMPLOYEES

✓ *Motion to Approve \$1.00 per hour Raise to Three Part-Time Employees*

Council Member Shields moved to approve \$1.00 an hour raise for part time employees, Lesli (George-Mitzner), Cecil (Blevins), and Bill (Craven) beginning the next pay period. Motion seconded by Council Member Williams. Voted on, passed 4-1 (Meisel). Time: 7:24 p.m.

NEW BUSINESS:

SURPLUS EQUIPMENT SALE PER RESOLUTION NO. 370

The following equipment items are labeled surplus equipment:

1. 1968 Ford Fire Truck (retired from fire service) Vin #F86LUD32487
2. 1994 Ditchwitch MDL 1820 Trencher, SN #31L2150

Mayor Weitman passed two sealed bids to City Attorney Sutherland to open.

First opened bid was from David Burgland for the 1968 Ford Fire Truck in the amount of \$2,512.00. The seconded opened bid was from McElreath Trenching for the 1994 Ditchwitch Trencher in the amount of \$1,125.00.

Mayor Weitman noted the trencher was on last year's surplus list and the city declined a bid of \$1,375 at that time as determined there was more value than that in the unit at that time.

Council Member Williams asked if the fire truck was worth more than the offer. Fire Chief Nasalroad reported it was a fair offer, the city did not pay that much for this truck when purchased and it is no longer capable of being used as an active fire truck.

✓ *Motion to Sale 1968 Fire Truck to David Burgland for \$2,512.00*

Council Member Williams moved to sale fire truck to David Burgland for \$2,512.00. Motion seconded by Council Member Meisel. Voted on, passed 4-0-1(Abstain) (Fleming). Time: 7:28 p.m.

Discussed Trencher. Public Works Superintendent Johnson reported it had last been started in 2009, the battery was shot, and of no value to public works. City Clerk Herrin did not know if it was still listed on the insurance, nor the value.

✓ *Motion to Sale 1994 Ditchwitch Trencher to McElreath Trenching for \$1,125.00*

Council Member Meisel moved to sale the trencher to McElreath Trenching for \$1,125.00. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:30 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

WAIVE COMMUNITY BUILDING FEE FOR CHAMBER CHRISTMAS DINNER, DECEMBER 3RD

- ✓ *Motion to Waive Community Building Fee for Chamber Christmas Dinner, December 3rd*

Council Member Williams moved to waive community building fee for Chamber Christmas Dinner on December 3rd. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:31 p.m.

TRI-KO INC. LETTERS OF SUPPORT FOR SECTION 5317 AND SECTION 5310

- ✓ *Motion to Approve Letters of Support to TRI-KO for Section 5317 and Section 5310*

Council Member Shields moved to approve letters of support to TRI-KO for Section 5317 and Section 5310. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 7:32 p.m.

2015 DATE FOR CITY WIDE CLEAN UP

City Clerk Herrin reported L & K Services was willing to do a Saturday City Wide Clean Up Day again next year and suggested the city try doing this possibly in the spring; noted Paola and Louisburg have a weekend clean up each spring. Discussed possible ways to get the word out that the items have to be out in time for L & K to pick them up and the latest time possible to set anything out. Tabled until next meeting.

WORKSHOP MEETING SCHEDULE

Discussed setting a workshop meeting to discuss projects for council to address, such as five-year planning, community building, etc.

- ✓ *Motion to Set Workshop for October 29th at 5:00 p.m.*

Council Member Fleming moved to hold a council workshop on October 29th at 5:00 p.m. at City Hall. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:40 p.m.

WAIVE COMMUNITY BUILDING FEE FOR ICE CREAM FUNDRAISER FOR PRAIRIE VIEW MIDDLE SCHOOL STUDENTS FOR FIVE WEDNESDAYS

Some Prairie View Middle School students are trying to raise money for a trip to Chicago with Phil Kuchar (teacher) as sponsor. Would like to sell the ice cream longer into the fall so would need to use the front of the community building; they will clean after each use.

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✓ *Motion to Waive Community Building Fee for PVMS Students Fundraiser*

Council Member Shields moved to waive community building fee for PVMS students' fundraiser for five Wednesdays. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:42 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel for up to thirty (30) minutes following a ten (10) minute break. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:43 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin.

Open Session Resumed at 8:23 p.m.

OTHER BUSINESS:

MAYOR'S CHRISTMAS TREE LIGHTING

Council Member Shields reported the Mayor's Christmas Tree Lighting was still in the planning stages.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] Unapproved September Park Board Meeting Minutes
- b] October Chamber of Commerce Newsletter
- c] Chamber Update

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Sullivan, voted on, passed 5-0.** The Regular meeting was adjourned at 8:26 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 15th day of October 2014.

CITY OF LA CYGNE MINUTES FOR 2014

END OF October 15, 2014 MEETING.

BEGINNING OF November 5th meeting held on October 29, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, October 29, 2014, in lieu of November 5, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams. Absent: Mayor Terry Weitman

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Allyson James; Danny Curtis; Joann Albright; Mary Shelton; Wayne Benedick; and, Fred Meisel.

Council President Meisel called the meeting to order at 7:00 p.m. with Council Member Shields leading the Pledge of Allegiance.

MAYOR'S COMMENTS:

- ✓ Firefighters' will be having hot dogs on Halloween. Please, everyone out have a good time and be safe.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of October 15, 2014 Regular City Council Meeting;
Check Register: October 16 - 29, 2014.

Motion seconded by Council Member Shields, voted on, passed 5-0. Time: 7:04 p.m.

DISCUSSION FROM THE FLOOR:

WAIVE COMMUNITY BUILDING FEE FOR CUB SCOUTS CHRISTMAS PARTY SATURDAY, DEC. 13TH

CITY OF LA CYGNE MINUTES FOR 2014

✓ *Motion to Waive Community Building Fee for Cub Scouts Christmas Party Saturday, Dec. 13th*

Council Member Shields moved to waive Community Building fee for Cub Scout Christmas party on December 13th. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:05 p.m.

ROYAL NEIGHBORS SHARING PROGRAM PRESENTS DONATION TO FIRE DEPARTMENT FOR CHRISTMAS SHARE

Joann Albright and Mary Shelton presented a check to Fire Chief Dan Nasalroad in the amount of \$2,300.00. The Royal Neighbors held a fund raiser with the help from the Explorers from the fire department and raised \$1,300 and then the Sharing Program part of The Royal Neighbors matched up to \$1,000 for the grand total. A very nice contribution that goes to the Christmas Share Project for the local youth.

WAIVE COMMUNITY BUILDING FEE FOR ACETIN BENEDICK SCHOLARSHIP FUND FUNDRAISER

Wayne Benedick asked the council to consider waiving the community building fee on November 15th for a Texas Hold'em Fundraiser with proceeds going to the Acetin Benedick Scholarship Fund. This fund provides two scholarships a year to a Prairie View High School Graduate.

✓ *Motion to Waive Community Building Fee for Acetin Benedick Scholarship Fundraiser*

Council Member Shields moved to waive the community building fee for the Acetin Benedick Scholarship Fundraiser on November 15th. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 7:08 p.m.

SPECIAL PROJECTS:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

1. Busy.

CITY OF LA CYGNE MINUTES FOR 2014

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. A water line break on the 8" main on Market intersecting 7th Street. Occurred when the state's contractor was asphaltting the road and a big vibrator machine went over the area. The state has returned and they are patching the road. The sidewalk and curb may be the city's issue.
2. Have determined a water line break north of town, but have been unable to locate the exact source. KRWA is coming to help identify the exact location using some of their equipment.
3. The water, sewer, and gas have been hooked up at the new car wash.
4. Repaired gas line break on 7th Street between Walnut and Market. Added Cathodic protection while making the repair.
5. Have identified a 'nuisance' water leak on Broadway and will be repairing shortly.
6. KCC annual inspection has been completed with two of the findings already addressed. The third is the on-going insufficient Cathodic protection. Jim is looking for contractors to do the digging. Not sure how much is going to be required until the digging begins and have been unable to get any prices for anyone meeting qualifications to dig for the city.
7. Teresa Whitaker, with La Harper Heights, is upset with the Street Committee as she said she installed just what they said would work and it would not work, it was too deep for the area. She has taken the culvert she had put in back out and put in cement slope like what was there before she started digging.
8. Thanks the police officers for directing traffic during the utility repairs that recently occurred out in the busy streets.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Halloween night – will again be serving hot dogs to give away. Please everyone be safe.
2. Requested participating in a Regional Grant with the county in 2015 for SCBA gear. The city's SCBA gear is currently past the preferred use date and they are to be replaced after so long. They are expensive, but with a grant that would be at a 85% to 15%, or 90% to 10%, would allow the city share to only be around \$6,000 and they are very much needed. Noted the 2015 budget has a line in the fire department for grant monies and the funds for a match option were included.

✓ *Motion to Approve Proceeding with Regional Grant for SCBA Gear Within Budget*

Council Member Shields moved to proceed with the 2015 Regional Grant application for SCBA gear within the budget. Motion seconded by Council Member Williams. Voted on, passed 4-0-1 (Abstain) (Fleming). Time: 7:20 p.m.

CITY CLERK – DEVONA HERRIN

Reported the following:

CITY OF LA CYGNE MINUTES FOR 2014

1. Presented KDOT diagrams of the repair plans for the sidewalks coming out on the recently asphalted Highway 152. PWS Johnson reported they had started on the repairs today.

COUNCIL COMMITTEE REPORTS:

NONE

SPECIAL COMMITTEE REPORTS:

NONE

UNFINISHED BUSINESS:

AWNING OVER CITY HALL

Council Member Williams reported he had repaired the area on the city hall awning that was leaking. The materials cost around \$37.00.

HOLIDAY APPRECIATION GIFT CARDS FOR VOLUNTEERS / EMPLOYEES

Discussed possibly obtaining gift cards from other businesses than Casey's, Moon's, and the Dollar Store. Discussion included other businesses are more limited in what they provide versus the three already chosen providing basic staples anyone would use. Also discussed beginning earlier next year for a way to provide choice options to the individuals. No further action taken.

2015 DATE FOR CITY WIDE CLEAN UP WITH L & K SERVICES

City Clerk Herrin reported L & K Services would provide a weekend clean up again next year. However, they would not stay late. The city would just need to stress to the public the items will 'have' to be on the curb by 7:00a.m. or, they will not be picked up with no exceptions. L & K has the Saturday after the City Wide Garage Sale weekend, or the following Saturday available; if the city council is still interested in having another weekend clean up next year.

✓ *Motion to Approve May 9, 2015 with L & K Services for City Wide Clean Up*

Council Member Fleming moved to approve May 9, 2015 for City Wide Clean Up with L & K Services. Motion Seconded by Council Member Sullivan. Voted on, passed 5-0. Time: 7:29 p.m.

SALARY REVIEW FOR PART-TIME EMPLOYEE, RANDY HARDWICK

✓ *Motion to Approve \$1.00 per hour Raise for Part-Time Employee, Randy Hardwick*

Council Member Fleming moved to approve \$1.00 an hour raise for part time employee, Randy Hardwick, beginning the next pay period. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:30 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

NEW BUSINESS:

RESOLUTION NO. 371 ADOPTING THE REGION J KANSAS MULTI-HAZARD, MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

Council Member Meisel reported this resolution went with the current multi-jurisdictional management plan the city agreed to participate in with the county; and, without the resolution the city will not qualify for any FEMA grants should there be a disaster and need for funds.

✓ *Motion to Approve Resolution No. 371*

Council Member Williams moved to approve Resolution No. 371 adopting the Region J Kansas Multi-Hazard, Multi-Jurisdictional Hazard Mitigation Plan. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 7:32 p.m.

DATA TECHNOLOGIES ON-SITE TRAINING FOR OFFICE STAFF

City Clerk Herrin asked for additional training time from the city's accounting software provider to help make some year-end payroll changes and some budget fund changes. These are format changes, not routine changes, and are easier and less time consuming with on-site help. The cost is under \$750.00, including mileage.

✓ *Motion to Approve On-Site Data Technologies Training*

Council Member Williams moved to approve on-site Data Technologies training. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 7:36 p.m.

SERVICE TO RENEW APPROPRIATION OF WATER RIGHTS

City Clerk Herrin reported one of the city's perfection of water rights was due for renewal. With the unique handling of these appropriations asked for help from a specialist. One individual, Greg Wilson, 21st Century Management Consultants, has worked with other cities on this perfection issue and he is also the guidance individual used by the MDWAD #2 that the city is a member of. His fee is \$125 an hour and estimates the project to take between 10 and 15 hours. The work would include reviewing the existing other water rights and establishing a file with instructions for handling and retaining; as these are not an annual occurrence, but a very necessary part of the city retaining water rights.

There is also an attorney from Wichita, City Attorney Sutherland has briefly met if city council wants to get other information and prices from. City Attorney Sutherland reported there is a real need for the city to make sure the water rights are completed for approval and the city retains the rights they currently have and was ok with the information provided on Greg Wilson.

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✓ *Motion to Hire Greg Wilson for Water Rights Renewal Guidance*

Council Member Meisel moved to hire Greg Wilson for water rights renewal guidance for a cost of \$125.00 per hour not to exceed \$2,000.00 without additional council approval. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:42 p.m.

CASEY'S CEREAL MALT BEVERAGE LICENSE FOR 406 E MARKET STREET

The CMB license for the new store location with a new store number.

✓ *Motion to Approve Casey's Cereal Malt Beverage License for 406 E Market Street*

Council Member Fleming moved to approve the Casey's Cereal Malt Beverage License for the store located at 406 E Market Street. Motion seconded by Council Member Sheilds. Voted on, passed 5-0. Time: 7:43 p.m.

COUNCIL WORKSHOP SCHEDULED

✓ *Motion to Hold Council Workshop on November 19th at 5:00 p.m. in City Hall*

Council Member Meisel moved to hold a city council workshop on November 19th at 5:00 p.m. at City Hall. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:44 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel for up to twenty-five (25) minutes. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 7:45 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin, Public Works Superintendent Johnson, and Police Chief West.

EXTEND EXECUTIVE SESSION:

✓ *Motion To Extend Executive Session*

Council Member Shields moved to extend executive session for personnel for up to fifteen (15) minutes. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 8:10 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

EXTEND EXECUTIVE SESSION:

✓ *Motion To Extend Executive Session*

Council Member Meisel moved to extend executive session for personnel for up to five (5) minutes. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:25 p.m.

Open Session Resumed at 8:32 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] October Linn County KDOT Report
- b] Project 17 Kickoff Event
- c] 2014 Christmas Tree Lighting Update

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Williams moved to adjourn the meeting. Motion seconded by Council Member Shields, voted on, passed 5-0.** The Regular meeting was adjourned at 8:33 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 29th day of October 2014.

END OF October 29, 2014 (In lieu of November 5, 2014) MEETING.

BEGINNING OF November 19, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, November 19, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Public Works Superintendent Jim

CITY OF LA CYGNE MINUTES FOR 2014

Johnson; Fire Chief Dan Nasalroad; Stefanie Cope; Danny Curtis; Jeff Stults; Drew Lane; Gavin Pribble; Fred Meisel; and LeRoy Turpen.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. Council Member Sullivan lead the Pledge of Allegiance.

PUBLIC HEARING:

CLOSING WALNUT STREET BETWEEN 1ST STREET AND RAILROAD STREET

The Public Hearing is completing the original request from Ordinance No. 1144 to abandon, vacate, and close Walnut Street between Railroad Street and 1st Street as set forth in the recorded plat of said city. Said vacated road area reverts to adjacent property owners with the city retaining utility easement crossing said road; and a described easement agreement for ingress-egress.

Mayor Terry Weitman opened the Public Hearing at 7:03 p.m. with a description of the purpose of the public hearing and opening any discussion from the floor concerning the requested closing.

The following was discussed:

2. Location of twenty-foot utility easement.
3. Location of easement for Ingress-Egress.
4. 2nd Street running north to the intersecting Walnut Street.
5. Pot holes on that portion of 2nd Street running south of the proposed closed Walnut Street.

With no further comments Mayor Terry Weitman closed the hearing.

ORDINANCE NO. 1427, REPEALING ORDINANCE NO. 1144, AND, VACATING AND ABANDONING THAT PORTION OF WALNUT STREET FROM 1ST STREET TO RAILROAD STREET

✓ *Motion to Approve Ordinance No. 1427*

Council Member Meisel moved to approve Ordinance No. 1427 closing described portion of Walnut Street. Motion seconded by Council Member Shields. Voted on, passed 5-0. Time: 7:10 p.m.

MAYOR'S COMMENTS:

- ✓ Read thank you card from Grady's Kids for the use of the Community Building.
- ✓ Read thank you from the preschoolers for the city's fire department training with them during Fire Safety Week.
- ✓ Council Member Shields reported the Mayor's Christmas tree lighting would be on Sunday, November 30th at 5:30 at Thayer Park followed by a community program of singing afterwards at the Christian Church.
- ✓ Iota Tau event with chili and Santa is December 4th.

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- ✓ The Community Thanksgiving dinner last weekend was a good success for the community.
- ✓ Commented on a 'Letter to the Editor' in the Linn County News that:
 1. The utility rate increase was not factual.
 2. The last city gas rate change was in 2001.
 3. The last sewer rate change was in 2000.
 4. The last water rate change was in 2012.
 5. With the use of the city's level rate pay plan, an individual's average pay changes are due to their usage changes not rate changes.
 6. For salary adjustments the city employees keep the city utilities running 24/7 as well as safety to the public and these tasks had been done without pay raises since 2010.

CONSENT AGENDA:

- ✓ **Motion to Approve Consent Agenda**

Council Member Williams moved to approve the consent agenda which consisted of:

Minutes of October 29, 2014 Regular City Council Meeting;
October 2014 Treasurer's Report;
October 2014 Budget Report;
Casey's General Store CMB 2015 Renewal License;
Check Register: October 30 – November 19, 2014.

Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 7:17 p.m.

DISCUSSION FROM THE FLOOR:

GAVIN PRIBBLE INQUIRIES

1. Owns property north of area where a new car wash is being constructed and expressed concern about damages to his property with an increase of vehicles passing in the alley area.
 - Codes Officer West responded that it is currently unknown what additional exposure, if any, will occur. Should it become an issue the city can look at making the alley one-way in the future.
2. Inquired about a KCP&L light pole in the said alley that has not been working for sometime.
 - i. Codes Officer West responded they city would look into his inquiry.
3. Railroad Crossing on Market Street should have railroad replacing the tore out sidewalk to help save the possibility of future injuries.
 - i. Discussed this has been an ongoing request to the railroad and they refuse to replace.
4. Mr. Pribble's residence is zoned commercial and they are trying to run a business from the home with a previous verbal agreement with a city officer to be allowed to collect items behind an eight-foot tall privacy fence. Why is that no longer binding?
 - i. Discussed this area is currently under a nuisance codes violation with the property owners working on improving the area.

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- ii. An area with unused collected items creates a nuisance for harboring critters and snakes, and possible health hazards, to the neighboring area.
 - iii. Use permit does not allow for outside sales and items cannot be left laying for long periods creating a scrap yard in the city limits.
 - iv. Mr. Pribble asked for hearing to change previous verbal agreement as Peoples Telecom has items laying behind their building. Differences were not in agreement.
5. Mayor Weitman noted the city council would have to move on with the meeting.

SPECIAL PROJECTS:

PUBLIC HEARING FOR WATER PROJECT FUNDS

City Clerk Herrin reported the scheduled December 3rd Public Hearing had been moved to the January 7, 2015 regular city council meeting.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

1. Seven Citations.
2. Abatement of Violation/Nuisance Updates:
 - a. Jackie Pribble Property – continues to show improvement
 - b. Devine / White Property – the Whites have abandoned this property and the original owners have passed away. The abandoned property is still in violation and is on the tax rolls to be sold next year.
 - c. White Property east of Baptist Church – This property has been sold and the new property owner has plans to tear the shed down.
 - d. James Willingham – The trailer to be moved has been addressed
 - e. Donna Thomas – garage is cleaned out and an extension granted to complete the removal of the garage. As of now it is 90 % removed and needs to be completed by the next city court date
 - f. Nancy White – the building structure is down and the scraps still need to be removed by the next city court date
 - g. Doug Furnell – roof has been repaired, the doors sealed, and the brush removed. They have satisfied the requirements.
3. Requested authorization to get prices for a new police vehicle and required equipment for the first of the year 2015 budget, and then pass the existing police pick-up to the public works department. The vehicle would be a quad-cab, 4 wheel drive to use for police work, codes, and animal control. Council concurred it would be ok to get prices and report back.

CITY OF LA CYGNE MINUTES FOR 2014

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

1. Requested authorization for city clerk to obtain bids for a gas system consultant to work with the city in staying in compliance with the gas system. Council concurred it would be ok to obtain bids.
2. Requested authorization to place a \$50 drawing in the city newsletter as part of the gas Public Awareness Program.

✓ *Motion to Approve Drawing for \$50 as Part of Gas Public Awareness Program*

Council Member Meisel moved to approve the \$50 drawing for the gas Public Awareness Program. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 7:39 p.m.

3. Community Building Guttering on North Side – public works has placed an additional down spout at the front of the building draining back to help with the heavy rains. Discussed placing another in the center area of the guttering and agreed to get it done.
4. Worked on a water line going to a resident north of the city.
5. Dick Cloone is still working on the water plant equipment.
6. Had an electrician look at the water plants outside lights and getting a price per light to get them repaired.
7. Fred and Linda Meisel previously revamped the reindeer and Santa that sits on top of the community building and would like to place it in the vacant area to the south of the community building this year. Council was ok with the change.
8. Thanked Nick Stradivari for helping public works repair the gas protector for fifty cents instead of the \$350 the company was wanting for the repair part. Nick did not even bill the city for his time.

FIRE CHIEF – DAN NASALROAD

Reported on the following:

1. Halloween night – Thanked everyone who helped with serving the hot dogs.
2. 70" Smart TV for Fire Department Training – requested authority to spend up to \$1,500 for a smart TV for fire department training as now a lot of the training is done by U-tube. Due to the length of the classroom a 70" TV would be best for the area.

✓ *Motion to Approve Purchase of Smart TV for a cost of up to \$1,500.00*

Council Member Meisel moved to approve the purchase of a smart TV for a cost of up to \$1,500.00. Motion seconded by Council Member Williams. Voted on, passed 4-0-1(Abstain: Fleming). Time: 7:45 p.m.

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CITY CLERK – DEVONA HERRIN

Reported the following:

1. KDOL sent notice the city's unemployment rate is relatively flat for year 2015. However, the \$8,000 maximum gross factor per employee is being increased to \$12,000.
2. Reviewed the previous bond options submitted by Larry Kleeman with CityCode Financial Services; and, if the city was interested in any of the savings offered by refinancing the existing gas bonds. Discussed if a longer period with a reduction in interest rates could be helpful with holding any immediate future rate increases to the customer. Council asked the city clerk to have Mr. Kleeman bring a presentation to the council at the next meeting regarding Options 2, 3, and 4.
3. KanCap Council Education Information – no action.
4. LKM Survey for Annual Conference – no action.
5. Extension Request for Perfection of Appropriation of Water Rights Update – Consultant Greg Wilson recommended the city ask the state for another five year extension to cover the current unknown water volume requirements for the city. The city clerk is forwarding the request and will report back state's final decision. Will also be compiling all of the city water rights information for future reference due to the time gaps between handling this process.
6. Winter city newsletter – noted changes and will be published within the next week.
7. KutakRock Law Firm provides the city six hours a year as part of the city's EMC insurance policy provisions and has sent out a postcard that the time includes training for employees, supervisors, and council members. Discussed having a training session for employees and council members and dates that would be best prior to the end of the year. Determined one of the first three Wednesday's in December would be best.

✓ *Motion to Approve Kutak Rock Attorney to Present HR Training*

Council Member Meisel moved to approve Kutak Rock attorney to present HR training to employees and council. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 8:04 p.m.

MAYOR – TERRY WEITMAN

Reported the following:

1. January will be the month to file for the upcoming 2 council and mayor positions for the April 2015 elections. The actual time to file will be approximately between January 3rd through the 20th. Will have more detail on exact dates later. The open positions will be for mayor and for Council Members' Sullivan and Meisel.

COUNCIL COMMITTEE REPORTS:

PUBLIC SAFETY

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1. Status of Children Playing Signs on Broadway at North Park: Council Member Sullivan asked what the status was for installing the signs. PWS Johnson and Police Chief West will get together and determine the best location to install.

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT

Decontamination Personal Privacy Kits and Towels: Council Member Meisel reported Linn County Emergency Management had received two portable shower decontamination units. With these units Meisel requested consideration to purchase 60 decontamination personal privacy kits and applicable disposable towels for a total cost of \$967.31. The funds are in the budget and she has also applied for a \$1,000 Embridge grant, but has not heard anything yet.

✓ *Motion to Approve Purchase of Decontamination Kits and Towels for \$967.31*

Council Member Sullivan moved to approve the purchase of decontamination personal privacy kits and towels for a total cost of \$967.31. Motion seconded by Council Member Shields. Voted on, passed 4-0-1 (Abstain: Meisel). Time: 8:09 p.m.

UNFINISHED BUSINESS:

NONE

NEW BUSINESS:

CONSIDER CLOSING CITY HALL THREE DAYS FOR CHRISTMAS HOLIDAY

City Clerk Herrin explained the Christmas Holiday would have city hall closed two days and inquired if city council would consider being closed for three days due to the way the holidays are falling with the third day being at the employees' expense, not a designated holiday. Public works also expressed being able to work with just the required individual all three days to allow a little more time to be with family. The designated holidays would be Wednesday, December 24th, and Thursday, December 25th. Discussed.

✓ *Motion to Allow City Hall to be Closed December 26th for Non-Paid Holiday*

Council Member Shields moved to close city hall on December 26th for non-paid holiday. Motion seconded by Council Member Williams. Voted on, passed 4-1 (No: Meisel). Time: 8:16 p.m.

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CONSIDER CLOSING TRASH COMPACTOR CHRISTMAS EVE AND OPEN FRIDAY, DECEMBER 26TH

City Clerk Herrin reported with the Trash Compactor being closed on Wednesday, December 24th, was the city interested in being open on the usually closed Friday, December 26th, for the additional trash that is received during this holiday. Discussed concern the compactor would then be full during the regular weekend hours. Will check the county's schedule for removing trash during this holiday time and report back at the next meeting.

ORDINANCE NO. 1428, AMENDING ZONING REGULATIONS FOR LOTS 6, 7, 8 & 9, BLOCK 13

The Planning Commission held a public hearing on Thursday, November 13, 2014, for the purpose of considering the rezoning request of Kevin Morgan, to rezone land generally located at 107 Market Street / 113 S 1st Street in La Cygne from C-2 (General Commercial District) to R-1 (Low-Density Residential District) in order to build dwellings. The Planning Commission recommended the zoning change.

✓ *Motion to Approve Ordinance No. 1428, Amending Zoning Change from C-2 to R-1 for Designated Area*

Council Member Fleming moved to approve Ordinance No. 1428 for zoning change of designated area. Motion seconded by Council Member Meisel. Voted on, passed 5-0. Time: 8:20 p.m.

ORDINANCE NO. 1429, STANDARD TRAFFIC ORDINANCE AMENDMENT

City Clerk Herrin reported this amendment applies to state changes to the original STO Edition of 2014 previously approved.

✓ *Motion to Approve Ordinance No. 1429, Standard Traffic Ordinance Amendment*

Council Member Meisel moved to approve Ordinance No. 1429 for STO Amendment. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 8:21 p.m.

LA CYGNE HOUSING AUTHORITY MEMBER APPOINTMENT

Mayor Weitman recommended the appointment of Pat Berglund to the La Cygne Housing Authority to fill the current vacancy.

✓ *Motion to Approve Pat Berglund to the La Cygne Housing Authority*

Council Member Meisel moved to approve Pat Berglund to the La Cygne Housing Authority Board. Motion seconded by Council Member Shields. Voted on, passed 4-1 (No: Williams). Time: 8:21 p.m.

CITY OF LA CYGNE MINUTES FOR 2014

FUTURE WORKSHOP MEETING SCHEDULE

No action as could conflict with HR training sessions.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel for up to fifteen (15) minutes. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 8:24 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): Public Works Superintendent Johnson.

EXTEND EXECUTIVE SESSION:

✓ *Motion To Extend Executive Session*

Council Member Fleming moved to extend executive session for personnel for up to fifteen (15) minutes. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 8:39 p.m.

EXTEND EXECUTIVE SESSION:

✓ *Motion To Extend Executive Session*

Council Member Meisel moved to extend executive session for personnel for up to fifteen (15) minutes. Motion seconded by Council Member Sheilds, voted on, passed 5-0. Time: 8:53 p.m.

Open Session Resumed at 9:09 p.m.

OTHER BUSINESS:

NONE

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] KDHE Solicitation for Public Water Supply system Projects
- b] Unapproved October 2014 Park Board Meeting Minutes
- c] November 2014 Chamber of Commerce Newsletter
- d] Marais des Cygnes River Water Assurance District No. 2 Report
- e] Casey's General Store #3397 Use Permit
- f] USG Visual Inspection Report on South Water Tower
- g] KDOT November Linn County Projects Report
- h] Capital Journal Editorial on "Comprehensive Water Plan Overdue"

CITY OF LA CYGNE MINUTES FOR 2014

ADJOURNMENT:

✓ Motion to Adjourn Meeting

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Williams, voted on, passed 5-0.** The Regular meeting was adjourned at 9:11 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 19th day of November 2014.

END OF November 19, 2014 MEETING.

BEGINNING OF December 3, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, December 03, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Stefanie Cope; Allyson James, Tommy Capp; Raymond Miller; Terry and Joyce Stainbrook; Scott Stainbrook and son Benton; Tara and Chad Allen and daughters Brooke and Brie; Larry Kleeman; Fred Meisel; and LeRoy Turpen.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. Police Chief West lead the Pledge of Allegiance.

PROCLAMATION:

RAYMOND MILLER DAY, DECEMBER 7, 2014, CELEBRATING 100 YEARS OF LIFE

Mayor Terry Weitman presented the proclamation celebrating 100 years of life to Raymond Miller. Several exchanged stories and joyful expressions in celebrating Mr. Miller's 100 years of local living.

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MAYOR'S COMMENTS:

- ✓ Acknowledged lighting of the Christmas tree in Thayer Park last Sunday evening.
- ✓ Iota Tau Chili and Santa on December 4th.
- ✓ Blood Drive by Peoples Telephone on Monday, December 8th.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Shields moved to approve the consent agenda which consisted of:

Minutes of November 19, 2014 Regular City Council Meeting;
ISKE Lucky 13 Inc dba Alibi Grill & Bar License Renewal;
Check Register: November 20 – December 3, 2014.

Motion seconded by Council Member Williams, voted on, passed 5-0. Time:
7:08 p.m.

DISCUSSION FROM THE FLOOR:

NONE

SPECIAL PROJECTS:

REFUNDING GAS BONDS WITH LARRY KLEEMAN, OF CITYCODE FINANCIAL

Larry Kleeman, with CityCode Financial, presented updated proposed refunding for General Obligation Natural Gas Bonds, Series 2009.

Discussed:

- ✓ The longer the city waits at this point the less the savings will be as the current higher interest rate is incurring.
- ✓ City needs to determine goal. Question was if the goal is to save overall and pay higher annual debt; or, to save annually in fixed payments to hold the expenses for the utility.
- ✓ Keeping annual debt service down to avoid imminent rate increases to the customer.
- ✓ Actual savings to each customer to save \$20,000 a year now would be about \$50 a year, or \$4.00 a month to each gas bill, based on 400 customers.
- ✓ If there are colder winters the revenue will support the existing payments without any rate increases.
- ✓ Generally once bonds are refinanced there is a five year period before they become callable and the city is able to refinance again. After the five year period is past the bonds can be paid in full at time if the city would have to funds to make a payoff.
- ✓ Unknown factors of future years expenses if extend the debt out further than current 2021. Options were to 2023 and 2025, with both adding some expenses to refinancing for the longer periods, while reducing annual payments about \$20,000 and \$40,000 respectively.

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- ✓ Issued bonds are fixed rates. The exact final rate is determined at the time the bids are opened.
- ✓ To determine city's goal discussed holding a workshop for additional review. Larry Kleeman offered to attend the workshop if he could help in any way.

✓ *Motion to Hold Workshop on January 7th at 5:30 p.m. at City Hall*

Council Member Meisel moved to hold workshop on January 7th at 5:30 p.m. at City Hall. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:46 p.m.

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

4. Nine Citations.
5. Codes Enforcement addressed some inoperable vehicles.
6. One dog adopted.
7. Council Meisel inquired about a fence at Casey's. Codes Officer West responded the noted fence requirement in the Planning Commission minutes applied to mobile trailer codes; the plans do not include a fence.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Reported on the following:

7. Requested replacing the old shop building furnace as it had malfunctioned again and could not get it running. Presented quote from Peterson Heating & Cooling for a 155,000 BTU unit for a cost of \$1,275.00.

✓ *Motion to Approve New Furnace and Installation for \$1,275.00*

Council Member Shields moved to approve the purchase of a new furnace for the public works' shop building from Peterson Heating and Cooling for a total cost of \$1,275.00. Motion seconded by Council Member Meisel. Voted on, passed 5-0. Time: 7:50 p.m.

8. Requested replacing some of the 277 volts lights on the outside of the water plant for a total cost of \$300.00 each. There are ten lights not working, but may not need that many as these newer bulbs are supposed to be brighter. Would like to have approval of ten and then if public works' finds they have enough sooner will not install all ten.

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- ✓ *Motion to Approve Installing Up to Ten Lights on Outside of Water Plant for \$300 Each*

Council Member Sullivan moved to approve installing up to ten lights on the outside of the water plant for a cost of \$300 each. Motion seconded by Council Member Meisel. Voted on, passed 5-0. Time: 7:54 p.m.

9. Have been collecting concrete to help repair the washout that occurs around the sewer lagoon and will be renting a hammer for the unloader for \$130 a day to take the concrete down to the lagoon area after the first of the year.
10. Children playing street signs are up at the north park.
11. Ellis Plumbing has completed the road repairs on N 6th Street.

FIRE CHIEF – DAN NASALROAD

Discussed the following:

3. Establish an Individual Reserve Line for the Fire Department
 - ✓ Would like to build a separate Fire Department reserve for future large items in order to add some each year to reach a goal and have available only for fire department use.
 - ✓ With an ordinance can set up a separate third reserve besides the existing Equipment Reserve and Capital Improvement Reserve Funds.
 - ✓ City Council can request to have the Equipment Reserve Fund be broke into different sub-categories and then each sub-category would have individual amounts identified, same as the General Expense Funds, and would not require an ordinance.
 - ✓ The General Fund sub-category for the Fire Department can reflect an increase each year for a specified project.
 - ✓ Council requested city clerk to set up an example of sub-categories in the Equipment Fund and bring back for all to review.
4. Council Member Sullivan inquired if there had been any further discussion about a community fireworks display by the fire department for July 4th. Dan reported he had been in touch with Jodi Wade on the Park Board previously and she had some information on it then and there had been no further action at this time. The fire department will help the Park Board or work on it further. The biggest issue is raising money for the insurance and the fireworks.

CITY CLERK – DEVONA HERRIN

Reported the following:

4. Contact has been made with two entities for prices for gas system consultant bids and should be available for the next agenda.
5. The year-end department numbers are doing ok if there are no surprises. The sewer fund continues to be close on revenues available. No further questions.

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COUNCIL COMMITTEE REPORTS:

NONE

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT

Grant from Embridge: Council Member Meisel reported La Cygne's Emergency Management had received a \$1,000 grant from Embridge. This would be used to purchase the decontamination kits and towels.

UNFINISHED BUSINESS:

TRASH COMPACTOR HOURS CHRISTMAS EVE AND CONSIDER BEING OPEN FRIDAY, DECEMBER 26TH

City Clerk Herrin reported the Trash Compactor was scheduled to be closed on Wednesday, December 24th and was the city council interested on having the compactor open on that following Friday, December 26th. The container would not be dumped between Friday and the following Monday / Tuesday. No action was taken, concurred to leave closed as scheduled on Friday, December 26th.

AMEND EMPLOYEE HEALTH PLAN TO BCBS GOLD CHOICE, DROPPING 'SHOP'

City Clerk Herrin reported she been unable to get the city's employees' health insurance entered into the federal 'Shop' program for any possible credits for the next couple of years. The previously quoted base rates are the same without entering them through the federal Shop system and the city will still have the base annual premiums chosen earlier. The federal program helpdesk was unable to help either and the system was not friendly in any attempts to make changes to try to get the program to work. Since the previous approved meeting motion included the word 'Shop' for the health insurance program, will need to drop the word 'Shop' from that program and go through the regular small group BCBS program.

✓ *Motion to Drop "Shop" from the BCBS Change Motion*

Council Member Meisel moved to drop the word 'Shop' from the previous motion for change with the city's health insurance plan. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 8:20 p.m.

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NEW BUSINESS:

RESOLUTION NO. 372, REGARDING WRITE OFF OF OUTSTANDING UTILITY DEBT

✓ *Motion to Approve Resolution No. 372, Regarding Write Off of Outstanding Utility Debt*

Council Member Meisel moved to approve Resolution No. 372, regarding write off of outstanding utility debt. Motion seconded by Council Member Fleming. Voted on, passed 5-0. Time: 8:21 p.m.

EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel for up to twenty (20) minutes, following a ten minute break. Motion seconded by Council Member Williams, voted on, passed 5-0. Time: 8:22 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): City Clerk Herrin.

EXTEND EXECUTIVE SESSION:

✓ *Motion To Extend Executive Session*

Council Member Shields moved to extend executive session for personnel for up to ten (10) minutes. Motion seconded by Council Member Meisel, voted on, passed 5-0. Time: 8:52 p.m.

Open Session Resumed at 8:54 p.m.

OTHER BUSINESS:

FIREFIGHTERS FRA CONFERENCE JANUARY 17TH IN SALINA

Fire Chief Nasalroad requested permission for two firefighters to attend the annual FRA Conference in Salina on January 17th. There is no fee for attending the conference, only one night room and travel expenses.

✓ *Motion to Approve Two Firefighters to Attend the Annual FRA Conference*

Council Member Meisel moved to approve two firefighters to attend the annual FRA Conference on January 17th in Salina. Motion seconded by Council Member Williams. Voted on, passed 4-0-1 (Abstain: Fleming). Time: 8:56 p.m.

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REMINDER TRAINING IS SCHEDULED FOR 5 P.M. ON DECEMBER 17TH

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] Project 17 to Hold Poverty Simulation Workshop in Ottawa, December 5th
- b] 'Christmas Adopt a Family', Police Chief West reported this is for 3 abused children
- c] KCC Annual Inspection Response
- d] Council Member Meisel asked Public Works Superintendent Johnson about a previous water tower report and if a ladder was needing to be addressed. Johnson reported it had been mentioned but is working ok the way it is and is not creating any hazard.

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Meisel, voted on, passed 5-0.** The Regular meeting was adjourned at 9:02 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 3rd day of December 2014.

END OF December 03, 2014 MEETING.

BEGINNING OF December 17, 2014 MEETING

REGULAR MEETING:

The La Cygne City Council met on Wednesday, December 17, 2014, at La Cygne City Hall. Council Members present were: Jake Fleming; Linda Meisel; Robert Sullivan; Esther Shields; and Gerald Williams.

Others in attendance included, but not limited to: City Clerk Devona Herrin; City Attorney John Sutherland; Police Chief Tate West; Public Works Superintendent Jim Johnson; Fire Chief Dan Nasalroad; Allyson James; Kathy Billinger; Jim McAtee; and Fred Meisel.

Mayor Terry Weitman called the meeting to order at 7:00 p.m. by leading the Pledge of Allegiance.

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MAYOR'S COMMENTS:

- ✓ Community Christmas Breakfast at La Cygne Library from 7 – 10 a.m.
- ✓ Election Candidacy forms for two council members and mayor will be available in January.

CONSENT AGENDA:

- ✓ ***Motion to Approve Consent Agenda***

Council Member Meisel moved to approve the consent agenda which consisted of:

Minutes of December 03, 2014 Regular City Council Meeting;
November 2014 Treasurer's Report;
November 2014 Budget Report;
Check Register: December 3 - 17, 2014;
Moon's Hometown Market CMB License for 2015; with the following changes: Check # 20438 is for \$1.62, and, on last week's minutes those present needs Danny Capp changed to Tommy Capp.

Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:04 p.m.

DISCUSSION FROM THE FLOOR:

KATHY BILLINGER, CEO/GENERAL MANAGER, WITH PEOPLES TELECOMMUNICATIONS PRESENTED A \$1,400 DONATION TO HELP CITY CUSTOMERS IN NEED WITH CITY UTILITIES

Kathy Billinger, with Peoples Telecommunications presented a check to Mayor Weitman to help city customers with city utilities during this holiday season. Everyone thanked Ms. Billinger for the donation to the citizens of our community.

SPECIAL PROJECTS:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – JOHN SUTHERLAND

None.

POLICE DEPARTMENT – CHIEF TATE WEST

Reported on the following:

8. Thirteen Citations.
9. No animals in the pound.
10. Agreement for Abatement of City Codes Violation/Nuisance at 109 N. Broadway, La Cygne, Owned by Leon and Mary Heide – Have not had a

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- response from the property owner, nor had a chance to follow-up. Requested to table until the next regular meeting and after the holidays.
11. Purchasing a Police Vehicle for 2015 – Presented prices for three different types of pickups; all with crew cab, 4 door, and 4WD; similar to what city is currently using. Recommended the city consider the lowest priced Dodge truck. Still need to get estimates on required police equipment, such as cages, for total actual costs. Recommended waiting until January meeting to have total final cost available at that time. Preferred the truck to a car to be able to use for animal control and bad weather mobility; and, currently the trucks are not far off from the total cost of the police car units. Also looking at continuing to pass down the trucks to public works for further use by the city as the rotation moves forward.

PUBLIC WORKS DEPARTMENT – SUPERINTENDENT JIM JOHNSON

Mayor Weitman Reported on the following:

12. Public Works Johnson had left to go address the falling snow and city roads.
13. New Furnace at Street Barn – The new furnace has been installed. However, they had to also install a new pipe to the furnace for an additional \$117.00 and was asking for the city to approve the additional cost of the originally approved \$1,275.00.

✓ *Motion to Approve Additional \$117.00 Fee for New Furnace Installation at Street Barn*

Council Member Shields moved to approve the additional \$117.00 fee for the stove pipe for the new furnace for the public works' shop building. Motion seconded by Council Member Meisel. Voted on, passed 5-0. Time: 7:11 p.m.

14. Dan Nasalroad Resignation – Dan Nasalroad has submitted his resignation for the public works department as he has accepted a position as school resource officer at the local grade school. Council expressed regret as to his leaving the public works department and wished him well with his new position. Mayor Weitman noted the city had started advertising for the position.

FIRE CHIEF – DAN NASALROAD

Discussed the following:

5. The Christmas Sharing Project – Almost done and will be delivering in a few days.
6. EMT Training Classes – The last training class is tomorrow night. All three city trainees will then be moving on to practical's and tests.
7. With leaving first of January for the Law Enforcement Academy he will be missing the meetings for the next three and a half months. Plans are to keep up with the paperwork and reports over the weekends. And, as needed, JK Fleming or Jerome Mitzner will report to the council during his absence.

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CITY CLERK – DEVONA HERRIN

Reported the following:

6. A Boundary Resolution is not required this year as there were no changes in the city boundary for 2014. The last boundary resolution was at year-end 2005.
7. The Kansas Department of Agriculture, Water Appropriation Program, has approved a five year extension for File No. 36821 for the City of La Cygne. The report did state the city would have to reflect some changes to continue with the same volume on the next review.
8. Reminder there will be a Public Hearing for KDHE funds regarding the water distribution upgrades at the January 7th meeting.
9. Presented example on unofficial monthly budget sheets for how to split the Equipment Reserve fund to reflect an amount for the Fire Department and another amount for General City Equipment. The Fire Department Line amount would still be determined by the city council. Everyone liked the additional line item in the Equipment Reserve fund.

COUNCIL COMMITTEE REPORTS:

NONE

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT

Generator – Have a generator that does not see much use and will look into maybe setting up city hall to be able to use the generator when there are power outages there. Will do this after the first of the year.

UNFINISHED BUSINESS:

GAS SYSTEM CONSULTANT BIDS

Contact has been made with two entities for prices for gas system consultant bids. One is with Black Hills Corp and one is with USDI (Utility Safety & Design, Inc). Passed out the received information. The two still have varying degrees of information. Council requested time to review the information from both. Mayor Weitman asked the Gas Committee to review the information and report back to the council at the next meeting.

NEW BUSINESS:

2014 MOBILE HOME PARK LICENSES

- I. MARSH TRAILER COURT, 520 N 5TH STREET**
- II. SLOCUM TRAILER COURT, 627 N BROADWAY**
- III. BROKERAGE SECURITIES, 704 E SYCAMORE**

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The renewal application for Brokerage Securities has not been received as of meeting time. Codes Officer West will follow-up with them prior to the next meeting.

✓ *Motion to Approve Marsh Trailer Court, 520 N 5th St, 2015 License*

Council Member Meisel moved to approve the Marsh Trailer Court 2015 License. Motion seconded by Council Member Shields. Voted on, passed 5-0.

Time: 7:34 p.m.

✓ *Motion to Approve Slocum Trailer Court, 627 N. Broadway, 2015 License*

Council Member Meisel moved to approve the Slocum Trailer Court 2015 License. Motion seconded by Council Member Williams. Voted on, passed 5-0.

Time: 7:35 p.m.

CHILDREN'S COALITION PREVENTION FUND

Police Chief West reported the Children's Coalition funds have been used for youth alcohol prevention and been very successful. It also fills some other gaps not covered by other agencies. As of December 12th the \$3 rate equals a current total of \$624.00.

✓ *Motion to Approve \$624.00 for the Children's Coalition Donation*

Council Member Meisel moved to approve \$624.00 donation to Children's Coalition. Motion seconded by Council Member Williams. Voted on, passed 5-0.

Time: 7:36 p.m.

APPOINTMENT OF PARK BOARD MEMBERS

Mayor Weitman recommended the re-appointment of Dianne Stainbrook and Kenny McClanahan through December 31, 2016.

✓ *Motion to Approve Park Board Member Appointments*

Council Member Meisel moved to approve Park Board Member appointments of Dianne Stainbrook and Kenny McClanahan. Motion seconded by Council Member Fleming. Voted on, passed 5-0.

Time: 7:37 p.m.

APPOINTMENT OF PUBLIC BUILDING COMMISSION MEMBERS

Mayor Weitman recommended the re-appointment of Dianne Stainbrook and Robert Blanck Jr to the La Cygne Public Building Commission membership roster. It's a four year term and will expire on January 01, 2019.

✓ *Motion to Approve Public Building Commission Appointments*

Council Member Williams moved to approve the re-appointment of Dianne Stainbrook and Robert Blanck Jr to the La Cygne Public Building

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Commission. Motion seconded by Council Member Meisel. Voted on, passed 5-0. Time: 7:38 p.m.

AUTHORITY TO TRANSFER EXCESS GENERAL FUNDS

Clerk Herrin reported with current revenue and expenses there would be enough to meet the planned, budgeted transfers, and possibly up to \$30,000 more to transfer if the council wants to stay with the current procedure of moving a percentage of funds. Or, just a designated amount can be transferred and any remaining left in the general funds to apply to the 2016 budget. Also, an amount can be designated now to be split to the Fire Department section of the Equipment Reserve fund, or it can be done later.

✓ *Motion to Authorize Transfer of Excess General Funds to Capital Improvement & Equipment Reserve Funds*

Council Member Meisel moved to approve the maximum year-end transfer from the general fund to the capital improvement and equipment reserve fund with 50% allocated to capital improvement and 50% allocated to equipment reserve. Motion seconded by Council Member Williams. Voted on, passed 5-0. Time: 7:43 p.m.

AUTHORITY TO TRANSFER EXCESS SPECIAL PARK & POOL FUNDS TO A PARK & POOL RESERVE FUND

Clerk Herrin reported due to an unplanned increase in revenues there should be some monies left over to possibly transfer to the Park & Pool Reserve Fund. Park Board Chairman Jodi Wade is asking for approval to transfer and if there are some monies left the Park Board will decide during their future meetings.

✓ *Motion to Authorize Transfer of Excess Park & Pool Funds to Park & Pool Reserve Fund*

Council Member Meisel moved to approve the maximum year-end transfer from the Special Park & Pool Fund to the Park & Pool Reserve Fund. Motion seconded by Council Member Sullivan. Voted on, passed 5-0. Time: 7:44 p.m.

NATURAL GAS EMERGENCY AWARENESS DRAWING FOR \$50.00

City Clerk Herrin reported 63 customers had responded for the drawing. City Attorney Sutherland drew the slip for the winner's name. The winner was Bonnie Tolley.

REVIEW THE YEAR-END FUND NUMBERS AS OF COUNCIL MEETING DATE

The year-end department numbers are still doing ok if there are no surprises between now and year end. The sewer fund is meeting minimum requirements as of this date. No further questions.

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EXECUTIVE SESSION:

✓ *Motion To Go Into Executive Session*

Council Member Fleming moved to go into executive session for personnel for up to twenty-five (25) minutes. Motion seconded by Council Member Fleming, voted on, passed 5-0. Time: 7:51 p.m.

In addition to the Council Members and City Attorney, others requesting time or invited into portions of the executive session(s) included (but not limited to): None.

Open Session Resumed at 8:17 p.m.

OTHER BUSINESS:

WORKSHOP BEFORE NEXT COUNCIL MEETING AT 5:30 P.M. REMINDER

Reminded everyone of the council workshop at 5:30 p.m. just prior to the first council meeting next year.

NOTES AND COMMUNICATIONS TO COUNCIL:

- a] Kansas Municipal Insurance Trust Annual Renewal and Certificate
- b] KRWA *Clarifier* December 2014
- c] KDOT Update on Linn County Projects
- d] December 2014 Chamber Commerce News
- e] Holiday Cards and Food Items at the Table

ADJOURNMENT:

✓ *Motion to Adjourn Meeting*

There being no further business, **Council Member Fleming moved to adjourn the meeting. Motion seconded by Council Member Meisel, voted on, passed 5-0.** The Regular meeting was adjourned at 8:18 p.m.

I, _____ La Cygne City Clerk, do hereby declare the
(Devona Herrin) above to be true and correct, to the best of my
knowledge, and do hereby subscribe my name
this 17th day of December 2014.