

**CITY COUNCIL CHAMBERS**  
**AUGUST 10, 2010**  
**7:00 P.M.**

**A. CALL TO ORDER:**

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

**C. APPROVAL OF MINUTES:** A motion was made by Councilmember Nielsen to approve minutes for the July 13, 2010 regular council meeting, and the July 20, 2010 special council meeting. Motion seconded by Councilmember Fullbright. Motion carried. All present voting in favor.

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

**E. OLD BUSINESS:** None.

**F. VISITORS:** Mary Jo Cunningham and Karen LaPierre

**G. NEW BUSINESS:**

1. Public Hearing for 2011 Budget: As part of the adoption of each year's budget, a Public Hearing is required. Notice has been given pursuant to statute to hold this year's hearing at 7:00 p.m.

A public hearing was held on the proposed 2011 budget. There were no comments from the public. Mayor Koelsch declared the public hearing closed at 7:15 p.m.

2. Consideration of Budget for Approval: At the conclusion of the public hearing, the Council considers adoption of the proposed budget. An ordinance must be passed adopting the budget. Adoption of the proposed budget does not require spending the amounts adopted; however, the adopted budget allows those amounts to be utilized when necessary.

A motion was made by Councilmember Nielsen to adopt Ordinance No. 2010-9, an ordinance approving, adopting and appropriating, by fund, the budget of the City of Ellinwood, Kansas for the year beginning January 1, 2011, seconded by Councilmember Clawson. Motion carried. All present voting in favor.

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A motion was made by Councilmember Nielsen, to adopt Ordinance No. 2010-10, an ordinance attesting to the increase in taxes levied for the 2011 budget, necessary to finance public services for the City of Ellinwood, seconded by Councilmember Fullbright. Motion carried. All present voting in favor.

3. KMGA Board of Directors Appointment: The City is entitled to appoint a director to the Board of the Kansas Municipal Gas Agency. An alternate director may also be appointed.

A motion was made by Councilmember Fullbright to appoint Robert Peter as director and Dave Lloyd to serve as alternate director to the Board of Kansas Municipal Gas Agency. The motion was seconded by Councilmember Rapp. Motion carried. All present voting in favor.

4. Delinquent Accounts Review: Our accountants recommend that we annually review our delinquent accounts and write off those accounts which are becoming aged. A review and write-off of older accounts provides us with a more accurate amount of collectible accounts receivable at year end. Although the accounts are written off, the city will continue with collection efforts including referral of the accounts to the State of Kansas Setoff Program to offset against tax refunds or funds. The city's percentage of bad debts is very low and generally does not exceed one-half of one percent.

A motion was made by Councilmember Clawson to approve the list of delinquent accounts as presented for write off, seconded by Councilmember Nielsen. Motion carried. All present voting in favor.

5. Review of Cereal Malt Beverage Application: Presented to council was an application for a cereal malt beverage license submitted by Fattys Bar & Grill. A motion was made by Councilmember Clawson to approve the cereal malt beverage application for Fattys Bar & Grill, seconded by Councilmember Rapp. Motion carried. All present voting in favor.
6. Consideration of Non-Smoking Policy: Presented to council was a proposed draft of a Non-Smoking Policy. The non-smoking legislation enacted by the Kansas legislature requires that all employers adopt a non-smoking policy. The statutes require that employees be given a copy of the policy and that they acknowledge receiving a copy. A motion was made by Councilmember Fullbright to accept the No Smoking Policy as presented, with the amendments noted, seconded by Councilmember Nielsen. Motion carried. All present voting in favor.

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**H. REPORTS:**

1. Municipal Court Report: Presented to Council was the Municipal Court Report for July 2010.
2. Utilities Production Report: Presented to Council was the Utilities Production Report.
3. Staff Reports:
  - a) Staff reported the street department has completed the asphalt patching and sealing of streets. The electric department is working on underground electrical lines in the 600 block of North Kennedy. The power plant has been generating some during peak hours when the City is approaching their peak load. The water department will begin inspecting manholes. The soffit on the water building has been completed.
  - b) Staff reported the swimming pool will close to the public on August 15<sup>th</sup>, however, two private school parties will be held on August 16<sup>th</sup> and 17<sup>th</sup>.
  - c) Staff reported two water main breaks have occurred in a relatively short time, due to the extreme heat.
  - d) Staff reported No Parking Signs have been placed on 7<sup>th</sup> Street, between Humbolt and Kennedy streets.
  - e) Staff reported no problems during the After Harvest Festival weekend.
  - f) Staff has been informed that Vivian Archer, upon her passing, donated \$10,000 to the Ambulance Department and the City of Ellinwood is to receive 1/3 of her residual estate.
  - g) Staff reported an EMS disaster drill will be held at the high school in September.
  - h) Staff reported the General Obligation Bond and Certificate of Participation re-issues have been completed.

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

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Frank Koelsch, Mayor

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Kim Scharzt, City Clerk