

CITY COUNCIL CHAMBERS
FEBRUARY 13, 2018
7:00 P.M.

A. CALL TO ORDER:

Mayor Irlan Fullbright announced a modification to the agenda. Item #7, Consider Updated Boundary Resolution will be removed from the agenda, pending clarification on an issue.

B. ROLL CALL: Members present were Councilmembers Alan Brauer, Kirk Clawson, Ken Lebbin, Jon Prescott and Mayor Irlan Fullbright. Councilmember James McCormick was absent. Also present was Mary Jo Cunningham, representing the Ellinwood Leader and city attorney Robert Peter.

C. APPROVAL OF MINUTES: A motion was made by Councilmember Jon Prescott to approve minutes for the January 9, 2018 regular council meeting, seconded by Councilmember Alan Brauer. Motion carried. All present voting in favor.

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

E. OLD BUSINESS: NONE

F. VISITORS: Mary Jo Cunningham, Ron Cunningham, Jim McMullen, Brittney Glenn, Jon Perron, Kevin Clair, Joe Schulte, Judy Hayes, Jacque Isern, Lloyd Kurtz, Derek Schoenthaler

G. NEW BUSINESS:

1. USD 355 Request for Building at Worman Field: Derek Schoenthaler, representing USD 355 was present to request permission to construct a 24 ft x 40 ft steel building to house baseball equipment and equipment relating to the care of the baseball field area. The building requested would include 14-foot sidewalls, 12-gauge metal framing and withstand 140 mph wind resistance. Mr. Schoenthaler stated that Eagle Carports is the company doing the work.

Several concerns were expressed by council regarding building materials and sidewall heights, ownership of the building, if USD 355 no longer has use for the building and use of the building by the Ellinwood Recreation Commission. City legal counsel recommended an agreement be drawn up between the City and USD 355. Issue was tabled awaiting review of the agreement.

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2. Chamber of Commerce Tourism Request: Lloyd Kurtz and Jacque Isern, representing the Ellinwood Chamber of Commerce were present to discuss an idea of a sign post forest to promote tourism. During a recent trip to Watson Lake in the Yukon, Mr. Kurtz encountered a sign post forest which displayed thousands of signs promoting visitor's home towns. His vision would be to start with a dozen posts and place them somewhere around Wolf Pond, which would be visible from the highway. Jacque Isern said the Ellinwood Chamber of Commerce is in support of the sign post forest idea. Staff and council were concerned with who would maintain the sign post forest.

A motion was made by Councilmember Jon Prescott to direct staff to research the idea of a sign post forest, including a viable location, seconded by Councilmember Ken Lebbin. Motion carried. All present voting in favor.

3. Review of City Emergency Water Plan: Presented to Council was the City of Ellinwood Emergency Water Plan which was adopted in 2008. The plan has been reviewed by Spencer Proffitt, water department superintendent and needs to be reviewed and approved annually by City council. Councilmember Ken Lebbin discovered an error in Section VII referring to Ordinance 2306 and noted the correct Ordinance should be 8908. He also suggested that the recently purchased Vactron Unit be added to the City owned equipment list.

A motion was made by Councilmember Ken Lebbin to approve the Emergency Water Plan, subject to the changes noted above, seconded by Councilmember Kirk Clawson. Motion carried. All present voting in favor.

4. Consider Bids for Utility Bed for Electric Department Vehicle: Presented to council were two bids for the purchase and installation of a utility bed on the 2008 pick-up used by the Electric Department. The bids were as follows:

| | |
|---------------------------------------|-----------|
| Kansas Truck Equipment Company, Inc. | \$6049.38 |
| Pro-Tint of Great Bend, Inc. | 7000.00 |
| (Note: Bids do not include sales tax) | |

A motion was made by Councilmember Alan Brauer to approve the bid from Kansas Truck Equipment for \$6049.38, seconded by Councilmember Jon Prescott. Motion carried. All present voting in favor.

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5. Consider Kansas Power Pool Resolution: Presented to council was Resolution 21318A, a resolution authorizing a sell-back directive directing the Kansas Municipal Energy Agency to sell certain contract energy capacity to the Grand River Dam Authority and authorizing the Kansas Power Pool (KPP), a municipal energy agency to act on behalf of the City in such matters.

A motion was made by Councilmember Jon Prescott to approve Resolution 21318A, seconded by Councilmember Ken Lebbin. Motion carried. All present voting in favor.

6. Consider Ordinance for Annexation of Pohlman Property: Several years ago, the city purchased approximately 13 acres of ground north of the large water tower from Alfred Pohlman. A survey was done on this property following the purchase so that an annexation ordinance could be prepared and approved by council, however an issue was discovered with the survey description. Recently, the property was surveyed again with a more detailed description. Presented to council was Ordinance 2018-1, an ordinance annexing land to the City of Ellinwood, Kansas.

A motion was made by Councilmember Alan Brauer to approve Ordinance 2018-1, seconded by Councilmember Kirk Clawson. Motion carried. All present voting in favor.

7. Consider Updated Boundary Resolution: Mayor Fullbright removed this agenda item at the beginning of the meeting.

8. Executive Session for the Acquisition of Property: An executive session is requested to discuss negotiations for possible acquisition of property relating to the flood control project. A motion was made by Councilmember Ken Lebbin to adjourn into executive session for (10) ten minutes to discuss negotiations for possible acquisition of property relating to the flood control project, with Robert Peter, city attorney, Kim Schartz, city clerk and Kevin Clair, street superintendent present and that the council meeting will reconvene in the council chambers, seconded by Councilmember Alan Brauer. Motion carried. All present voting in favor. The governing body recessed into executive session at 8:00 p.m.

Meeting reconvened at 8:10 p.m. No action taken.

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9. Consider Approval of Agreement for Permanent Utility Easement: Presented to Council was an agreement for a utility easement with Mary Jo and Ronald Cunningham. The agreement provides for a permanent utility easement thirty (30) feet in width for the purpose of storm sewer improvements. The payment for the permanent easement would be \$2500. Also included in the agreement is a payment of \$1000 representing payment for all damages which may result to the property during the construction of the utility improvements and also a payment of \$200 per year for a period of seven (7) years for use of said property.

A motion was made by Councilmember Jon Prescott to approve the agreement for a permanent utility easement with Ron and Mary Jo Cunningham and authorize Mayor Irlan Fullbright to execute said agreement, seconded by Councilmember Kirk Clawson. Motion carried. All present voting in favor.

H. REPORTS:

1. Municipal Court Report: Presented to Council was the Municipal Court Report for January, 2018.
2. Utilities Production Report: Presented to Council was the Utilities Production Report.
3. Staff Reports:
 - a) Mayor Irlan Fullbright reported Caci Smith has been hired to replace Deb Worman.
 - b) Mayor Irlan Fullbright reported, there was an interview committee of four people who hired an entry level position at the power plant and the hire was Ryan Komarek, the son of City Administrator Chris Komarek. Mayor Fullbright explained that Chris Komarek excused himself entirely from the review of the applications and the interview process and will not be involved in the direct supervision of Ryan.

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

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Irlan Fullbright, Mayor

Kim Scharz, City Clerk