

OSAWATOMIE CITY COUNCIL

AGENDA

May 10, 2012

7:00 p.m., Memorial Hall

1. Call to order
2. Roll Call
3. Pledge of Allegiance
4. Consent Agenda
 - Consent Agenda items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action*
 - A. Approve Minutes of April 12 and April 26 Council Meetings
 - B. Approve May 10 Agenda
 - C. Appropriation Ordinances 12-7 & 12-8
5. Comments from the Public; Presentations
 - Citizen participation will be limited to 5 minutes. Please stand & be recognized by the Mayor.*
6. Public Hearing – none
7. Unfinished Business
 - A. Approve Invoice(s) for Pacific, 14th, Brown Streets Project – Request No. 20
8. New Business
 - A. Appointments – Library Board
 - B. Proclamation – Emergency Medical Services
 - C. CMB License – Whistle Stop Cafe
 - D. Fireworks
 - E. Resolution Certifying Legal Authority to Apply for Safe Routes to School Grant and Authorize Mayor to Sign All Necessary Documents
 - F. Downtown Sidewalk Sales Discussion
 - G. Approve Charter Ordinance Changing the Municipal Court Fees
9. Council Reports
10. Mayor's Report
11. City Manager's Report
12. Executive Session – none
13. Adjournment

MEETING/WORK SESSION – May 24, 2012

REGULAR MEETING – June 14, 2012

APPROVAL OF AGENDA. Motion made by Hunter, seconded by Dickinson to approve the agenda as amended. Yeas: All.

REFINANCING OF GOLF COURSE LEASE/PURCHASE LOAN. The current lease rate is 5.75%. The refinanced amount would be \$147,514.11 at rate of 3.25% with the same maturity date. Motion made by Moon, seconded by Hunter to approve the ordinance authorizing execution of the lease purchase agreement. Yeas: All. Motion passed. The Ordinance was assigned No 3695.

City Manager Updates:

Projects:

Grass and Leaves Disposal. The City hosted a joint meeting with KDHE, Miami County, Louisburg, and Paola to discuss each other's plans on disposal of grass and leaves. They agreed that they needed to get through this year to see what are the real costs are and then later in the year discuss what cost savings can be generated.

Brown & Pacific. Today a meeting was held with the engineer, contractor, subcontractor and the City on the asphalt job. The contractor's proposal on how to resolve the asphalt issue is expected before the April 12 meeting.

Cemetery. There are only a couple of blocks available for sale at the Osawatome Cemetery. It will cost about \$10,000 to finish the road around the new section.

Issues:

Mosquito Spraying. At the beginning of the season there will only be one notice in the newspaper about the mosquito spraying. Then advance notices will be posted on Facebook and the City website throughout the summer.

Auditors. The auditors were here last week. Things went very well for the first year and will be some changes made to accommodate some of the finds.

Planning Commission. The first part of the two-part training was held.

Legislative Issues. The House passed a concealed carry change that would keep local governments from prohibiting guns at City facilities or at City meetings. An exemption on sales tax on food was passed which could reduce revenues as much as 15%. A property tax lid was passed, but approved LAVTR funding to offset it. However, a local government would only be eligible for the funding if the taxes levied went down. The Governor is expected to pass a bill that allows for summary publication of ordinances.

Motion made by Farley, seconded by Govea to adjourn. Yeas: All.

Ann Elmquist, City Clerk

Osawatome, Kansas. **April 12, 2012.** The Council meeting was held in Memorial Hall. Mayor Dudley called the meeting to order at 7:00 p.m. Council members present were Dickinson, Farley, Hunter, LaDuex, Maichel, and Moon. Absent were Govea and Klein. Also present were City Manager Cawby and City Attorney Wetzler. Absent was City Clerk Elmquist. Visitors were Bruce & Irene Ozias, Bill Slayman, Cindy Govea, Robert Kerr, Web Hawkins, Tom Burgin, Rev. Gary Wastlund, Joe Fowler, Todd Burruss, Steve Coffelt, Shelagh Wright, Travis Perry, and Jeff Gulley.

CONSENT AGENDA. Approval of the minutes of March 8 and March 22 Council Meetings, approval of April 12 Agenda, and approval of Appropriation Ordinances 12-5 & 12-6. Motion made by Hunter, seconded by LaDuex to approve the minutes of March 8 and March 22 Council Meetings as amended, approval of April 12 Agenda, and approval of Appropriation Ordinances 12-5 & 12-6 Yeas: All.

Public Participation; Presentations: none

Public Hearing: none

Unfinished Business:

APPROVE INVOICE(S) FOR PACIFIC, 14TH, BROWN STREETS PROJECT – REQUEST No. 18. Motion made by LaDuex, seconded by Moon to approve Pay Request No. 19. Yeas: All.

Elmquist arrived at 7:04 p.m.
Klein arrived at 7:05 p.m.

BOND ISSUE. Todd Burruss, George K. Baum & Co., presented the final details. The bond issuance will be \$2,810,000.

Govea arrived at 7:11 p.m.

POST ISSUANCE COMPLIANCE POLICY. Motion made by Moon, seconded by Hunter to approve the policy. Yeas: All.

ORDINANCE AUTHORIZING THE ISSUANCE OF G.O. BONDS SERIES 2012A. Motion made by Maichel, seconded by Moon to approve the ordinance. Yeas: All. Motion passed. The Ordinance was assigned No. 3696.

RESOLUTION PRESCRIBING THE FORM AND DETAILS OF THE G.O. BONDS SERIES 2012A. Motion made by Hunter, seconded by Moon to approve the resolution. Yeas: All. Motion passed. The Resolution was assigned No. 648.

New Business:

ELECTION RESULTS – ADMINISTER OATH OF OFFICE. City Clerk Elmquist reported the certified election results and administered the oath of office to Dickinson, Farley, LaDuex, and Maichel.

<u>WARD I</u>		<u>WARD II</u>	
Lawrence Dickinson	29	John A. Farley	43
Write-Ins	0	Write-Ins	7
<u>WARD III</u>		<u>WARD IV</u>	
Karen LaDuex	61	Tamara J. Maichel	44
Write-Ins	0	Nick Hampson	28
		Christopher L. Klein	4
		Write-Ins	1

ELECT COUNCIL PRESIDENT AND VICE-PRESIDENT. Mayor Dudley opened nominations for Council President. Maichel nominated Hunter. Motion made by Moon, seconded by Dickinson for nominations to cease. Yeas: All. Motion made by Maichel, seconded by Dickinson to approve Ted Hunter as President. Yeas: All. Mayor Dudley opened nominations for Council Vice-President. Govea nominated Moon. Dickinson nominated LaDuex. Motion made by Moon, seconded by Dickinson for

nominations to cease. Yeas: All. Motion made by Maichel, seconded by Dickinson to approve Karen LaDuex as Council Vice-President. Yeas: Dickinson, Hunter, Maichel, and Moon. Nays: Farley, Govea, Klein, and LaDuex. The Mayor broke the tie and voted for LaDuex to be the Vice-President.

APPOINTMENTS.

Expiration of Terms:

KMEA Board of Directors	Director #2	Karen LaDuex
-------------------------	-------------	--------------

Motion made by Maichel, seconded by Hunter to approve LaDuex. Yeas: All.

Council Liaisons:

Economic Development	Ted Hunter & Karen LaDuex
Library Board	Karen LaDuex
Planning Commission	John Klein & Tamara Maichel
Public Safety Advisory Board	Mike Moon
Tourism Committee	Ted Hunter
Chamber of Commerce	Mike Moon & Mark Govea

Motion made by Hunter, seconded by LaDuex to approve the appointments. Yeas: All.

Recreation Commission	Mark Govea
-----------------------	------------

Motion made by Hunter, seconded by Dickinson to approve the appointment. Yeas: Dickinson, Govea, Hunter, Maichel, and Moon. Nays: Farley, Klein, and LaDuex. Motion passed.

PROCLAMATION – FAIR HOUSING MONTH. Proclamation was to promote fair housing practices throughout the City. Motion made by Dickinson, seconded by LaDuex to approve the proclamation. Yeas: All.

PROCLAMATION – ARBOR DAY. Proclamation was to declare April 28 as Arbor Day to urge all citizens to celebrate and to support efforts to protect the City’s trees and woodlands. Motion made by Moon, seconded by Dickinson to approve the proclamation. Yeas: All.

PROCLAMATION – OCCUPATIONAL THERAPY MONTH. Proclamation was to recognize the achievements and significant contributions of these valued health professionals. Motion made by Hunter, seconded by LaDuex to approve the proclamation. Yeas: All.

ORDINANCE AUTHORIZING THE SUNDAY SALES OF CEREAL MALT AND ALCOHOLIC BEVERAGES. The would remove a competitive disadvantage with other cities in the area. The ordinance is subject to a protest petition; if one is filed, then an election would be held. Motion made by Moon, seconded by Govea to approve the ordinance as amended. Yeas: Dickinson, Farley, Govea, Klein, LaDuex, and Moon. Nays: Hunter and Maichel. Motion passed. The Ordinance was assigned No. 3697.

ORDINANCE AUTHORIZING A SPECIAL USE PERMIT FOR THE OPERATION OF A DAY CARE CENTER. The Planning Commission held a public hearing March 14, 2012 to consider operation of a day care center at 175 14th Street. No protest was filed. The Commission approved a Special Use Permit for 180 days, effective upon approval of the ordinance by the Council and its publication. Motion made by Maichel, seconded by Govea to approve the ordinance for a special use permit for 180 days. Yeas: All. The Ordinance was assigned No. 3698.

DISCUSSION OF THE HOURS OF CITY HALL OPERATIONS. Motion made by Hunter, seconded by Maichel to approve the new operating hours of 8:00 a.m. to 4:30 p.m. Yeas: Dickinson, Farley, Hunter, Govea, Klein, LaDuex, and Maichel. Nay: Moon. Motion passed.

PRESENTATION OF THE 2012 STREET ASSESSMENT. A handout was discussed briefly since this was the first time the Council was presented the information.

Council Reports:

Maichel: When campaigning, those in her ward complained about the conditions of several streets. Would like the Public Safety Advisory Board (PSAB) to look at the narrow streets with only one lane of traffic and the speed limit is 30 mph. Attended the Planning Commission training; phase one is completed.

Dickinson: Asked if the West Water Tower has been fixed. Yes, it has been fixed so the company is going to paint it and the tower will remain dry.

Hunter: Railroad Day is April 21. Events will be at the depot museum and in the Auditorium.

Moon: Attended the PSAB meeting where they did talk about the speeding in Ward 4. The Police Department is working with the School District on a Safe Routes to School grant. Jamboree Committee now has a Facebook page.

Govea: Indoor soccer has ended; summer ball has started. The Parks & Recreation Committee's next meeting will be April 1 at the City Lake.

LaDuex: At the Economic Development Committee meeting they realized there are more new business and remodeling is being done to current businesses.

La Hacienda, the new Mexican restaurant downtown, had a soft opening and the grand opening will be in a few weeks.

Mayor's Report:

Encouraged everyone to attend PRIDE'S tree planting on April 28.

The Democratic caucus will be at Osawatome High School April 14.

City Manager's Report:

Projects:

Mold Abatement. Currently evaluating the inspection report. After doing a walk through with staff, he will send out a revised RFP.

Community Fisheries Assistance Program. This agreement with KDWP would govern only fishing and fishing access. The State will not take over the entire lake operation. The agreement has not been finalized with KDWP.

Issues:

Recycling of Glass. Many people are interested in having a place to recycle glass. Has a meeting set up with the Development Director for Ripple Glass to see about setting up a disposal site.

Grass and Leaves Disposal and Recycling Changes. Received a request from the public to extend the hours at the Forestry Department one or two nights a week. Waiting to see what changes state legislation may have on this issue before modifying the hours.

Truck Purchase. Purchased a 2006 Ford F-150 Extended Cab 4x4, with 101,000 miles from the Platte County Missouri Regional Sewer for \$8,250. Will be looking for another used truck to accommodate the summer crews and to replace some of the trucks in bad shape.

National Historic Register. The City has been notified that May 12, both the Osawatome Congregational (Old Stone) Church and the Soldier's Monument will be considered by the Kansas Historic Sites Board of Review for nomination to the National Historic Register

Recognition:

Osawatome High School Students. Students worked around the City for there Community Service Day. The mulch in the downtown area was replaced with the majority being donated by Green County Soils. Thanked the students for their tremendous work, the volunteers that worked with them, and the High School staff and City staff that coordinated their efforts.

Motion made by Maichel, seconded by Hunter to adjourn. Yeas: All.

Ann Elmquist, City Clerk

Osawatome, Kansas. **April 26, 2012.** The Council meeting was held in Memorial Hall. Mayor Dudley called the meeting to order at 7:30 p.m. Council members present were Dickinson, Govea, Hunter, LaDuex, Maichel, and Moon. Absent were John Farley and John Klein. Also present were City Manager Cawby and City Clerk Elmquist. Absent was City Attorney Wetzler. Visitors were Robert Kerr, Jason Williby, Webster Hawkins, Ryan Crowley, Terry Upshaw, Travis Perry, and Laura Gulley.

APPROVAL OF AGENDA. Motion made by Hunter, seconded by Maichel to approve the agenda as amended. Yeas: All.

PRESENTATION BY RED CROSS REPRESENTATIVE. Jason Williby, Executive Director and CEO of this region, handed out information and discussed the work provided by the Red Cross.

APPOINTMENTS.

Library Board

DuWayne Tewes

Motion made by Moon, seconded by Hunter to approve the appointment. Yeas: All

REVIEW OF YMCA CONTRACT TO OPERATE THE CITY SWIMMING POOL FOR 2012. The concept of the contract would be that the City provide the YMCA with the facility, utilities and chemicals and ask the YMCA to operate the pool for an amount equal to operating costs for the past few years. The YMCA would receive all revenue, but would agree to the public user fees and continue operation of the pool for the same number of hours. During discussions, the YMCA shared many concerns about the condition of the pool and the lack of proper safety equipment. Motion made by Moon, seconded by Govea to authorize the Mayor to sign the contract once technical terms have been finalized Yeas: All.

GOVERNING BODY SCHOLARSHIP. The Governing Body will again provide a scholarship to a graduating senior of \$200. The City Clerk will be gathering the money.

City Manager Updates:

Issues:

Glass recycling. L&K Services has been looking into but there is not any money in it.

Yard Waste. The law may be changing. If not, the County and cities will get together.

EXECUTIVE SESSION – CONSULTATION WITH CITY ATTORNEY WHICH WOULD BE DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP. Motion made at 8:20 by Hunter, seconded by Moon to reconvene at 8:30 p.m. Yeas: All. Meeting reconvened at 8:30 p.m. No action taken.

Motion made by Hunter, seconded by Moon to adjourn. Yeas: All.

Ann Elmquist, City Clerk

Record of Ordinances

ORDINANCE NO. 12-7

DATE WARRANTS ISSUED:
April 30, 2012

Page No. 1

AN ORDINANCE MAKING APPROPRIATION FOR THE PAYMENT OF CERTAIN CLAIMS.

Be it ordained by the Governing Body of the City of Osawatomie, Kansas

Section 1. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the city treasury the sum required for each claim.

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
Payroll 04/06/12			80,344.16
Payroll 04/20/12			88,874.47
FICA 04/06/12			5,841.17
FICA 04/20/12			6,493.66
KPERS			11,227.57
Crawford Sales	Budweiser	39350	111.60
Boss Game Systems	dog box	39351	965.00
City of Osawatomie	reimburse petty cash	1274	3,573.87
Ace Pest Control, LLC	pest control	39441	475.00
Cody Applegarth	soccer official	39442	111.00
City of Osawatomie	utilities	39443	14,023.83
Josh Criddle	soccer official	39444	70.00
Eric Draper	soccer official	39445	30.00
Elliott Insurance Inc.	quarterly premium	39446	43,511.00
The Home Depot	torch kit. Supplies	39447	49.17
Kansas City Wilbert Vault	grave openings	39448	3,400.00
Tess Newport	soccer official	39449	16.00
Suddenlink	internet	39450	134.77
Platte Co. Regional Sewer Dist.	pickup	39451	8,250.00
AT&T	RTU's	39452	221.15
Beachner Grain, Inc.	dog food, supplies	39453	339.48
Sheldon Booe	soccer official	39454	232.00
City of Osawatomie	deferred comp - cafeteria plan	39455	1,499.94
Dish Network	service	39456	88.50
Donna & Viola's Shirts	polo shirts w/ City logo	39457	164.90
Courtney Kilbourn	soccer official	39488	174.00
KMEA - EMP1	electricity, transmission	39459	45,367.83
L & K Services	refuse	39460	30,744.71
Landmark National Bank	golf cart loan	39461	2,178.24
Overhead Door	repair door	39462	89.50
S & R Enterprise	mowing weed lots	39463	320.00
Miami County Treasurer	title & registration	39464	25.50
Crawford Sales	Budweiser	39465	185.10
Midwest Distributors	Miller	39466	122.40
Reserve Account	postage machine	39467	1,200.00
Jarred, Gilmore & Phillips, PA	certified audit, reconciliation training	39468	8,930.00
Kansas Dept of Revenue	comp use tax	39469	249.57
Kansas Dept of Revenue	sales tax	39470	10,422.85
Kansas Gas Service	power plant	39471	47.91
KMEA-Nearman	electricity	39472	23,359.78

Record of Ordinances

DATE WARRANTS ISSUED:
April 30, 2012

Page No. 2

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
Ricoh Americas Corporation	copies	39473	422.83
Ricoh Americas Corporation	copier lease - office	39474	289.00
Ricoh Americas Corporation	copier lease - P.D.	39475	183.90
Visa	lodging, books, computers	39476	2,874.64
Brad Waggoner	Pro Shop	39477	509.43
John Brown Foundation	advertising	39478	850.00
Kansas City Power & Light	service	39479	839.85
Kansas Gas Service	service	39480	813.65
Prestige Flag	tournament poles, flags	39481	1,118.81
Suddenlink	internet	39482	59.95
Miami County Treasurer	tag renewals	39483	33.00
Centurylink	RTU's	39484	236.56
Centurylink	long distance	39485	359.15
Centurylink	service	39486	2,425.48
Coventry	health insurance	39487	28,456.19
Delta Dental	dental insurance	39488	2,748.33
Ks Employment Security Fund	unemployment	39489	881.30
KMEA - GRDA	electricity	39490	75,417.02
KMEA - Hydro	electricity	39491	3,229.12
Lybarger Oil	fuel	39492	9,948.48
Postmaster	utility billing, water reports	39493	1,430.00
S & R Enterprise	mowing weed lots	39494	120.00
Sprint	service	39495	17.84
Vision Service Plan	vision insurance	39496	808.50
Wal-Mart Community	vacuum, supplies	39497	276.16
Mike Weaver	outdoor vacuum	39498	150.00
City of Osawatomie	petty cash reimbursement	1275	1,883.89
			529,848.71
GO	154,199.81		
WT	31,423.20		
EL	217,919.77		
Emp Bn	43,019.85		
Refuse	30,844.71		
RF	2,588.59		
Ind	32.15		
Sp Pks	20,849.78		
St Imp	3,833.31		
Sewer	8,850.73		
GC	15,351.49		
Trsm	935.32		
	529,848.71		

Record of Ordinances

ORDINANCE NO. 12-12-8

DATE WARRANTS ISSUED:
May 10, 2012

Page No. 1

AN ORDINANCE MAKING APPROPRIATION FOR THE PAYMENT OF CERTAIN CLAIMS.

Be it ordained by the Governing Body of the City of Osawatomie, Kansas

Section 1. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the city treasury the sum required for each claim.

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
ALERT	recalibrate radar gun	39502	160.00
Altec Industries, Inc.	labor - auger	39503	616.56
Am. Metropolitan Environmental, Inc.	checking for mold	39504	2,640.00
Analytical Services, Inc.	analytical service	39505	433.55
Atco International	degreaser	39506	157.45
Babe Ruth League	registration	39507	343.50
Baker & Taylor	books	39508	484.41
BG Consultants, Inc.	consulting services	39509	9,357.54
Blue Valley Tractor & Supply	wheel bearing, rear fork	39510	111.50
Bollings Bargain Bonanza	adhesive, fuse	39511	5.45
Bowes Automotive Products	filters	39512	81.15
Brenntag Mid-South, Inc.	alum, chemicals	39513	19,057.90
Brewer's Automotive	battery, parts	39514	483.62
C & G Merchants Supply, Inc.	paper goods, candy bars	39515	529.93
California Contractors Supplies, Inc.	super wipes	39516	135.96
Champion Brands, LLC	oil, grease	39517	418.96
Coleman Equipment, Inc.	dust cover, parts	39518	61.02
Demco	album sleeves, supplies	39519	174.91
Diversified Supply	locksets, deadbolts	39520	57.96
Donna & Viola's Shirts	shirts	39521	30.00
Environmental Laboratories, Inc.	analytical service	39522	217.00
Evco Wholesale Food Corp.	gatorade, meat	39523	545.01
Void		39524	-
Void		39525	-
Family Center	compressor, parts, supplies	39526	1,190.41
Richard M. Fisher, Jr. LLC	court appointed attorney	39527	250.00
Fort Bend Services	polymer	39528	1,128.96
Gall's	snap keepers	39529	76.59
Gerken Rental	portable restrooms	39530	178.00
Grainger	light fixtures	39531	335.13
Graybar	wire connectors	39532	380.38
Hach	chemicals	39533	874.57
Helena Chemical Co.	fertilizer	39534	311.76
Holderman Printing	business cards	39535	195.00
Huber & Associates, Inc.	maintenance on computer	39536	6,365.00
I.A.P.E.	membership	39537	50.00
Indelco Plastics Corp.	lateral ball valve	39538	224.36
John Deere Landscapes	athletic paint, herbicide	38539	1,013.31
K & K Insurance Group	insurance for Babe Ruth League	39540	2,370.00
KDHE	analytical service	39541	370.00

Record of Ordinances

DATE WARRANTS ISSUED:
May 10, 2012

Page No. 2

CLAIMANT	NATURE OF CLAIM OR SERVICE	CLAIM NUMBER	AMOUNT
Kansas One Call	locates	39542	95.20
Kansas Municipal Utilities	monthly safety meetings	39543	2,192.00
Kansas State Treasurer	training funds	39544	471.00
KelCon Technologies, Inc.	backup drives, troubleshooting	39545	720.00
Killough Construction, Inc.	asphalt	39546	2,031.10
Kincaid Ready Mix	concrete	39547	165.63
Void		39548	-
Kriz Davis Co.	electric line supplies	39549	7,035.92
Lacal Equipment, Inc.	water temp sender	39550	36.57
League of Kansas Municipalities	mayors conference	39551	160.00
Louisburg Ford	latch bolts	39552	11.46
Martin, Pringle Attorney At Law	City Attorney	39553	6,153.70
Miami County EMS	ambulance charge - Wilson	39554	158.00
Miami County Sheriff's Office	prisoner care	39555	1,185.85
Miami Lumber, Inc.	plywood	39556	22.94
Mid American Signal, Inc.	pedestrian cross walk signal	39557	223.07
MAHR	wheel motor	39558	625.00
Void		39559	-
Moon's IGA	food, cleaning supplies, ups	39560	476.67
ND&H	court appointed attorney	39561	680.00
Oil Patch	bushing, cement	39562	41.21
Olathe Medical Services	pre-employment physical, drug screen	39563	102.00
Olathe Winwater Works	repair clamps	39564	432.00
Osawatomie Journal	ads	39565	475.74
Ottawa American Legion Baseball	tournament entry	39566	475.00
Ozonia North America	UV lights	39567	2,280.40
Pat's Signs	signs	39568	331.25
Paving Maintenance Supply, Inc.	crack seal material, hose	39569	3,570.28
Pepsi	Pepsi	39570	1,907.83
Tom Pfaltzgraff	troubleshooting rainbird software	39571	125.00
Pitney Bowes, Inc.	postage meter supplies	39572	110.95
The Print Shoppe	on & off slips	39573	145.00
Quill	office supplies	39574	596.52
Rainbow Book Company	books	39575	1,423.56
Rejis Commission	web subscription service	39576	30.00
Ron's Small Engine, Inc.	weed eater string, parts	39577	164.55
Rural Water District #1	service	39578	126.18
Rural Water District #3	ETI	39579	16.50
Scott A Michie Planning Services	training sessions	39580	2,393.50
Scott Merriam, Inc.	traffic tickets	39581	568.60
Siemens	bioxide	39582	8,931.96
Smitty's Lawn & Garden	clutch, mower	39583	10,356.07
State Industrial Products	deodorizers	39584	189.63
Superior Bowen Asphalt Co. LLC	asphalt	39585	394.23
Debbie Talley	Memorial Hall janitorial	39586	375.00



CITY OF OSAWATOMIE
439 Main Street
PO Box 37
Osawatomie, KS 66064
913-755-2146

PACIFIC, 14TH, BROWN STREETS PROJECT
CDBG GRANT # 10-PF-045
PAYMENT REQUEST
May 10, 2012
Payment Request No. 20

Claimant	Description	Document Number	Amount
Governmental Assistance Services 905 Joseph Drive Lawrence, KS 66049	administration	---	\$ ---
BG Consultants 4806 Vue Du Lac Place Manhattan, KS 66503	design services	4/14/12	\$ -
BG Consultants 4806 Vue Du Lac Place Manhattan, KS 66503	project engineer	4/14/12	\$ 1,731.54
Orr Wyatt Streetscapes 9812 E 56th Street Raytown, MO 64133-2804	construction	App #	\$ -
	TOTAL		\$ 1,731.54

Approved by the Osawatomie City Council this 10th day of May, 2012 contingent upon approval by the funding agencies.

Philip A. Dudley, Mayor

**City of Osawatomie
Public Service Application**

Date: 4/27/2012

Name: Stephen H. Clark

Address: 604 Hickory Ct. Osawatomie, KS 66064

Home/Cell #: 913-731-4120 Work #: _____
913-755-3533

Are you a registered voter? Yes No

Place of employment: Retired

Position: _____

Brief description of job duties / responsibilities: _____

Spouse's place of employment (optional): Osawatomie USD 367

Position (optional): Middle School Art

- Committee, Board, Commission or Task Force (Please check one):
- | | |
|---|---|
| <input type="checkbox"/> Economic Development Committee | <input type="checkbox"/> Public Safety Advisory Committee |
| <input checked="" type="checkbox"/> Library Board | <input type="checkbox"/> Recreation Commission |
| <input type="checkbox"/> Old Stone Church Committee | <input type="checkbox"/> Tourism Committee |
| <input type="checkbox"/> Parks Board | <input type="checkbox"/> Zoning Appeals Board |
| <input type="checkbox"/> Planning Commission | <input type="checkbox"/> Public Housing Authority |
| <input type="checkbox"/> Other: _____ | |

Have you served on any other Osawatomie Board or Commission? Yes

If so, please indicate board or commission and experience: Tourism Com., Planning Com., Old Stone Church Com., Osawatomie Museum Foundation

Have you read attached Resolution No. 299? Yes No

FOR OFFICE USE ONLY

Appointed by Mayor _____ Date of Confirmation _____
Term Expires _____ Appointed to: _____

City of Osawatomie Public Service Application

Name: Jamie Wilson Home Phone: 913-259-2583
Address: 910 Brown Ave Work Phone: 785-229-3422
City, State, Zip: Osawatomie KS 66064 Email: jwilson@franklinkoks.org
Place of Employment: Franklin County Position: Deputy Appraiser
Product or service rendered by employer: Valuation of Real Estate.
Brief description of job duties/responsibilities: Supervision of staff, Appraisal of Residential Real Estate,

Spouse's place of employment: USD 367 Position: Teacher
Product or Service rendered by spouse's employer: Education

Council, Committee, Board, Task Force and position to which you wish to be appointed:

Library Board

Why do you wish to serve in this position? I believe the library is an important intellectual resource for all citizens.

Have you served on any other board or committee or in an elected position with the city? Library Board

If yes, please state your experience: Treasurer, Helped with Fundraiser for New addition.

Do you or your spouse have any monetary interest, direct or indirect, in any pending or incomplete transaction or contract to which the city is, or is to be, a party? NO If yes, please explain: _____

Jamie Wilson
Signature

01 MAY 12
Date

PLEASE RETURN TO CITY CLERK



Proclamation
Issued by the Mayor of Osawatomie

WHEREAS, emergency medical services are a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and other; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value of the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; and

NOW, THEREFORE, I, Philip A. Dudley, Mayor of the City of Osawatomie, on behalf of its citizens, do proclaim the week of May 13th through May 19th as

MEDICAL SERVICES WEEK

and with the theme, *EMS: Serving on Health Care's Front Line*, we encourage the citizens of Osawatomie Kansas to observe this week with the appropriate programs, ceremonies, and activities.

Proclaimed this 12th day of April, 2012.

Philip A. Dudley, Mayor

NEW BUSINESS

8.D. Consider Approval of Firework(s) Stands & Displays

Applications have been received by the City Clerk. A fireworks vendor has requested the Council's approval. The City displays also need to be approved.

Dale & Jo's Discount Fireworks
1306 6th Street

Dale Shay

John Brown Jamboree
Saturday, June 23
John Brown Park or High School

Mark Marquez
Fireworks – Public Display Operator

City 4th of July Display
Osawatomie City Lake

Mark Marquez
Fireworks – Public Display Operator



STAFF AGENDA MEMORANDUM

DATE OF MEETING: May 10, 2012

AGENDA ITEM: **Safe Routes to School Grant Application**

PRESENTER: Don Cawby, City Manager

ISSUE SUMMARY: The Police Department is taking the lead on preparing a grant application for the “Safe Routes to School” grant program through the Kansas Department of Transportation. The purpose of the program is:

1. To enable and encourage children, including those with disabilities, to walk and bicycle to school;
2. To make bicycling and walking to school a safer and more appealing transportation alternative, thereby encouraging a healthy and active lifestyle from an early age; and
3. To facilitate the planning, development, and implementation of projects and activities that will improve safety and reduce traffic, fuel consumption, and air pollution in the vicinity of the schools.

The grant is applied for in two phases. The first phase of the grant provides up to \$15,000 to study our current routes and to create a Safe Routes to School (SRTS) Plan to address those needs. While most of the plan would identify infrastructure needs, the plan must also include activities involving education, encouragement, enforcement, and evaluation. This application is due May 31st.

After developing the plan, we would submit an application for the second phase which would seek funding to implement all or part of the SRTS Plan. The maximum amount we can seek is \$250,000 in the second phase.

For this grant we are partnering with the School District. We have data sheets out at the schools now, to hopefully generate numbers on the number of kids that actually walk and ride to school. We also have an endorsement from Tri-Ko with the hopes of benefiting some of the group homes in the school areas as well.

In order to have a successful application, we will need endorsements from community members and groups for this project. I will be encouraging Lt. Tewes to contact all of our community service groups and community leaders seeking letters of support for this grant.

COUNCIL ACTION NEEDED: Vote on the attached resolution of support for the first phase application for Safe Routes to Schools.

STAFF RECOMMENDATION TO COUNCIL: Approve the resolution of support.

RESOLUTION NO. _____

Resolution of Support and Administration

A RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF OSAWATOMIE, KANSAS TO SUBMIT AN APPLICATION TO THE KANSAS DEPARTMENT OF TRANSPORTATION FOR USE OF SAFE ROUTES TO SCHOOLS FUNDS SET FORTH BY SAFETEA-LU FOR THE PHASE ONE PROJECT STUDY IN OSAWATOMIE, KANSAS AND AUTHORIZING THE MAYOR TO SIGN THIS APPLICATION.

Whereas, the City of Osawatomeie, Kansas, has the legal authority to apply for, receive, and administer federal, state, and other monies through Home Rule Power under the Constitution of the State of Kansas and authorized by K.S.A. 12-1662, regarding the expenditure of federal aid to public agencies; and

Whereas, the City of Osawatomeie, Kansas, desires to submit an application to the Kansas Department of Transportation for Safe Routes to Schools funds set forth by SAFETEA-LU; and

Whereas, the City of Osawatomeie, Kansas, is participating in the Kansas Department of Transportation's Safe Routes to Schools program set forth by SAFETEA-LU; and

Whereas, Federal monies are available under a Safe Routes to Schools program set forth by SAFETEA-LU, administered by the State of Kansas, Department of Transportation, for the purpose of creating safer routes to schools in Kansas; and

Whereas, after appropriate public input and due consideration, the Governing Body of the City of Osawatomeie, Kansas has recommended that an application be submitted to the State of Kansas for the Phase One Project Study project.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OSAWATOMIE, KANSAS:

SECTION 1. That the City of Osawatomeie, Kansas, does hereby authorize the Mayor to submit an application to the Kansas Department of Transportation for Safe Routes to Schools program funds set forth by SAFETEA-LU on behalf of the citizens of Osawatomeie, Kansas.

SECTION 2. That the City of Osawatomeie, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the Phase One Project Study project is available, as the Safe Routes to Schools Program is a reimbursement program.

SECTION 3. That the City of Osawatomeie, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the operation and maintenance of the Phase One Project Study project will be available for the life of the project.

SECTION 4. That the City of Osawatomie, Kansas, hereby assures the Kansas Department of Transportation that the City of Osawatomie, Kansas, will have title or permanent easement to the Phase One Project Study project by the time of project letting, if necessary.

SECTION 5. That the Mayor of the City of Osawatomie, Kansas, is authorized to sign the application to the Kansas Department of Transportation for Safe Routes to Schools program funds set forth by SAFETEA-LU on behalf of the citizens of the City of Osawatomie, Kansas. The Mayor is also authorized to submit additional information as may be required and act as the official representative of the City of Osawatomie, Kansas in this and subsequent related activities.

SECTION 6. That the City of Osawatomie, Kansas, hereby assures the Kansas Department of Transportation that the City of Osawatomie, Kansas, is willing and able to, if the Phase One Project Study project is selected for funding, administer all activities involved with the Phase One Project Study project.

PASSED AND ADOPTED by the Governing Body of the City of Osawatomie, Kansas this 10th day of May, 2012, a majority being in favor thereof.

APPROVED AND SIGNED by the Mayor.

Philip A. Dudley, Mayor

(SEAL)

ATTEST:

Ann Elmquist, City Clerk



STAFF AGENDA MEMORANDUM

DATE OF MEETING: May 10, 2012

AGENDA ITEM: Downtown Sales Displays on Sidewalks

PRESENTER: Don Cawby, City Manager

ISSUE SUMMARY: With warmer temperatures we have seen a proliferation of downtown businesses placing items outside of their stores for sale. While there are some that probably enjoy seeing this type of sales environment, it is also in violation of our zoning regulations. Under the regulations for a C-1 Core Business District (Chapter 10) our regulations state the following:

B. Merchandise which may appropriately be displayed or stored outside a building shall be kept off the public sidewalks and streets, except during special promotional activities and sales approved by the City Council or Chamber of Commerce. (10-5-B)

The Core Business District encompasses Main street property from west of the Elks building on the north side of the road and from City Hall on the south side of the road, along Main Street to the railroad tracks.

Before I provide notices to the business owners in this district about needing to abate these violations, I wanted to make sure you were aware that these displays were violations of the zoning regulations. If there was a sentiment on the part of the City Council to make any changes to this regulation, I would like to know that before making a decision on how to proceed and seek a short-term resolution to the issue in the interim.

COUNCIL ACTION NEEDED: Provide comment and direction for staff.

STAFF RECOMMENDATION TO COUNCIL: Review the issue.

CHAPTER 10 C1, CORE BUSINESS DISTRICT

SECTIONS:

- 10 - 1 STATEMENT OF INTENT
- 10 - 2 PERMITTED USES
- 10 - 3 HEIGHT AND AREA REGULATIONS
- 10 - 4 PARKING REGULATIONS
- 10 - 5 DEVELOPMENT AND PERFORMANCE STANDARDS

10 - 1 STATEMENT OF INTENT

The zoning of property as C1, Core Business District, is intended to provide development opportunities consistent with the character of the original commercial and office district within the City. Downtown is primarily a business district with a wide variety of uses including residential uses in adjacent neighborhoods. Within downtown Osawatomie, municipal parking is available that serves existing land uses and is also available to serve redevelopment of the vacant tracts. This zoning classification may include a wide variety of activities including commercial and office functions as well as residential uses in the same structure. District C1 is designed to encourage diversity of land use, a contemporary and pleasing urban environment, public parking facilities and to promote economic stability in the area. This classification is intended to be used only in the core of downtown Osawatomie and shall not be used in other areas of the City.

10 - 2 PERMITTED USES

No building, structure, land, or premises shall be used, and no building or structure shall be hereafter erected, constructed, reconstructed, moved, or altered, except for one or more of the following uses, subject to the development and performance standards set forth in these regulations.

- A. Offices for the administrative and management functions only of businesses and civic organizations.
- B. Services, limited to the following:
 - Accounting and bookkeeping;
 - Advertising;
 - Banks and financial institutions;
 - Business machine services (including photocopy, FAX, computer and data processing);
 - Consulting services,
 - Employment services;
 - Engineering, architects and designers;
 - Information services;
 - Insurance;
 - Investment services;
 - Legal services;
 - Medical and dental offices;

Medical and optical labs;
Real estate;
Securities and commodities brokers;
Travel agents.

C. Marketing, display or repairs of business equipment, medical equipment, medical supplies, pharmaceuticals and cosmetics.

D. Dry cleaning and laundry pick-up or coin-operated laundry and dry cleaning operations classified as low hazard in applicable codes.

E. Retail sale of goods and services including or similar to the following:

Alterations and tailoring;
Apparel;
Antiques;
Appliances, communications, electronics and repair;
Art galleries and studios (incl. photo);
Bakeries (retail only);
Barber shops and hair salons;
Books and periodicals;
Cameras and photo equipment;
Carpet & floor coverings;
Delivery services;
Department stores;
Drugs and cosmetics;
Flowers and plants;
Food;
Furniture and home furnishings including rental or leasing;
Greeting cards and stationery;
Hardware;
Health or fitness clubs;
House wares and kitchenware;
Interior decorating;
Jewelry;
Medical equipment;
Motorcycles;
Music and musical instruments;
Newspaper publishing and printing;
Office equipment and supplies;
Optical shops;
Package sales of alcoholic liquor or cereal malt beverages;
Paint and wallpaper;
Pet stores;
Photocopying and retail printing;
Picture framing;
Restaurants;

Shoe repairs;
Sporting goods and bicycles;
Toys and hobby supplies;
Veterinarian (domesticated pets only);
Video rental.

F. Residential uses above the ground floor with average 650 sq. ft. floor space.

G. One dwelling unit on ground floor in rear covering less than 25% of the ground floor space for security, management, or maintenance personnel.

H. Accessory uses as provided in Chapter 18.

I. Special Uses shall be permitted if reviewed and approved by the Planning Commission and Governing Body in accordance with the special use permit hearing procedures in Chapter 2 for the following uses:

Assembly halls and conference facilities
Any public building of the City or other unit of government
Classrooms and training facilities for business and trade schools.
Farmers markets
Membership (service) organizations
Museums and art galleries
Theaters, movie and stage

10 - 3 HEIGHT AND AREA REGULATIONS

A. Maximum height -- not exceeding 30 feet; provided, however, that buildings not exceeding 40 feet may be permitted provided the upper floor is limited to residential uses.

B. Yards -- no front, side or rear yard is required; provided, however, that for properties adjacent to residentially zoned properties, a 20-foot building setback from said properties is required. In addition, during the rezoning and preliminary development plan approval process, the Planning Commission and City Council may require a front, side or rear yard if it is determined that the such yard is necessary to provide adequate open space, access to light and air, a healthful living environment, prevent visual obstruction of adjoining properties, or to ensure compatibility with existing adjacent developments.

10 - 4 PARKING REGULATIONS

No parking is required in this zoning district.

10 - 5 DEVELOPMENT AND PERFORMANCE STANDARDS

A. Drive-up or drive-in service may be provided except where food, beverages, or cereal malt beverages in any form are served, dispensed or otherwise change hands.

B. Merchandise which may appropriately be displayed or stored outside a building shall be kept off the public sidewalks and streets, except during special promotional activities and sales approved by the City Council or Chamber of Commerce.

C. Sales and consumption of cereal malt beverages or alcoholic liquor are prohibited except as follows:

1. Package liquor stores licensed with the State of Kansas and the City shall be allowed provided that the exterior walls of such establishment are at least 200 feet from the nearest property line of any hospital, school, church or library. For purposes of this section, the term "school" shall mean any public, private or parochial learning facility for children in preschool through grade 12 accredited or certified by the State.

2. Package sales of cereal malt beverages not for consumption upon the premises shall be allowed.

3. Sales of cereal malt beverages or alcoholic liquor shall not be consumed on the premises except places serving food for consumption on the premises, inside the building. Further liquor or cereal malt beverages may be served, provided the cost of liquor or cereal malt beverages does not exceed 30% of gross value of the establishment.

D. Eating establishments may have food and beverage service on an outdoor patio not exceeding the size or occupant load of the indoor serving space. No establishment shall offer or sell food or beverages for consumption on the premises in parked motor vehicles.

E. No smoke, radiation, vibration or concussion, heat or glare shall be produced that is perceptible outside a building, and no dust, fly ash or gas that is toxic, caustic or obviously injurious to humans or property shall be produced.

F. Exterior lighting fixtures shall be shaded so that no direct light is cast upon any property located in a residential district and so that no glare is visible to any traffic on any public street.

G. No wholesale sales shall be conducted.

H. In no case shall the noise level exceed 60 dB(A) at repeated intervals or for a sustained length of time measured at any point along the property line.

I. Outdoor kennels or runs are not permitted in conjunction with veterinary clinics.

J. No property may be zoned C1 unless such property falls within the following boundary: Lots 19 thru 30 in Block 22; Lots 11 thru 28 in Block 23; Lots 11 thru 18 in Block 24; Lots 8 thru 10 in Block 31; Lots 1 thru 20 in Block 32 and Lots 1 thru 13 in Block 33 all in the Original Town Addition and Lots 4 thru 10 in Block 66 in the Ellensville Addition.



STAFF AGENDA MEMORANDUM

DATE OF MEETING: May 10, 2012

AGENDA ITEM: Charter Ordinance for Court Costs and Sentencing Fees

PRESENTER: Don Cawby, City Manager

ISSUE SUMMARY: In January, Judge Shultz, City Attorney Wetzler, Asst. Police Chief Butters, and I met to discuss the rising cost of court operation. While we reviewed numerous issues, one issue was brought forward that seemed to be a good idea for us to implement -- alternative sentencing and expanded fees.

Background. K.S.A. 12-4112, says that Courts can't impose fees for the administration of justice. Arguably this is very restrictive. However, because it is not uniformly applicable to all cities, it is subject to charter ordinance. Our current Charter Ordinance 11 is based on this premise but it is limited to the imposition of court costs. The purpose of a new charter would be to make clear that the City has the authority to impose other types of fees, in addition to court costs, that are associated with operation of the courts. The idea is to permit other types of fees such as medical expenses, imprisonment fees, probation fees, or any type of fee that is or could be incurred as a result of a conviction could be assessed to the convicted defendant.

Cost of Prisoner Care. The cost of prisoner care has risen dramatically in the past couple of years. In 2009, we paid under \$11,000. That number rose to \$16,500 in 2010 and \$18,500 in 2011. For this year, we are on pace to be over \$20,000 while our budget is only for \$17,000.

Alternative Sentencing. Alternative sentencing is the ability to sentence individuals to rehabilitation programs or other programs in lieu of jail time. We believe it would be better to sentence individuals to treatment for which they are required to pay than for us to pay for them to be in jail; especially, in situations where addictive or other behavioral issues are at the root of the problem. However, alternative sentencing can also result in additional fees and costs over what jail costs. So to make this a cost effective approach, the cost needs to be the

responsibility of the individual being sentenced. This charter ordinance would allow the City to be able to assess the costs of such alternative sentencing to the individual.

Expanded Fees. Another increase we are seeing is the use of the justice system as a means to pay for medical expenses. Law enforcement agencies are required to cover the cost of treatment for individuals that are in their custody. Because of this, law enforcement officials are releasing suspects in non-violent cases to avoid those expenses. This ordinance would allow the City to establish fees that the judge may impose to offset the medical costs of the defendant or prisoner.

The proposed charter ordinance is patterned after a similar ordinance that is in place in Paola but this is broader so that there should never be a future need to come back and request another charter ordinance dealing with court fees and costs. To implement any such fees, The City Council would need to amend the fee ordinance.

COUNCIL ACTION NEEDED: Consider the proposed ordinance.

STAFF RECOMMENDATION TO COUNCIL: Approve the ordinance.

(First Published _____, 2012 in the official City Newspaper)

CHARTER ORDINANCE NO. 12

A CHARTER ORDINANCE EXEMPTING THE CITY OF OSAWATOMIE, KANSAS FROM THE PROVISIONS OF K.S.A. 12-4112, PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, AUTHORIZING THE GOVERNING BODY TO ESTABLISH FEES AND COSTS FOR THE MUNICIPAL COURT, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH AND REPEALING CHARTER ORDINANCE NO. 11 .

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OSAWATOMIE, KANSAS AS FOLLOWS:

SECTION ONE: That the City of Osawatomie, Kansas, a Mayor-Council-Manager City, being a City of the second class, by the power vested in it and conferred upon it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and does exempt itself from and makes inapplicable to it K.S.A. 12-4112, which statute is not uniformly applicable to all cities, and hereby elects to provide substitute and additional provisions as herein recited.

SECTION TWO: COURT FEES AND COSTS. The Governing Body of the City of Osawatomie, Kansas shall establish by ordinary ordinance fees and court costs to be imposed in the Osawatomie Municipal Court from time to time, which costs and fees may include court costs, warrant fees, imprisonment fees, medical reimbursement fees and such other fees and costs as are determined by the Governing Body as necessary for proper and efficient administration of justice. Such fees shall be imposed as assessed to each defendant for each case that shall result in a conviction in the municipal court.

SECTION THREE: That in any case of extreme hardship, the Municipal Judge is hereby empowered to waive fees and costs as established by ordinance and to permit the payment of the same by installments, or community service at the rate to be established by ordinance.

SECTION FOUR: That Charter Ordinance No. 11 and all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION FIVE: That this Ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper.

SECTION SIX: That this is a Charter Ordinance and shall take effect sixty-one (61) days after its final publication but should a petition, signed by a number of electors of the City equal to not less than ten percent (10%) of the number of electors who voted in the last proceeding regular city election, be filed in the office of the City Clerk, demanding that such an ordinance be submitted to a vote of the electors, it shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon, as provided by Article 12, Section 5 of the Constitution of the State of Kansas.

PASSED AND ADOPTED by the Governing Body of the City of Osawatomie, Kansas, not less than (2/3s) of the members thereof voting in favor of said Ordinance, this _____ day of _____, 2012.

Approved and signed by the President of the Council this _____ day of _____, 2012.

Ted Hunter, President of the Council

ATTEST: (SEAL)

City Clerk

Ann Elmquist



MEMORANDUM

To: Mayor and City Council
From: Don Cawby, City Manager
Re: **Projects & Issues Update**
Date: May 10, 2012

Projects

Mold Abatement. I still have not put this out to bid because of other priorities. Hope to get this accomplished soon.

Swimming Pool. Our Parks & Recreation staff is working hard to get the pool ready for the summer. The pool needs a little more TLC this year than it has in years past and we spending an inordinate amount of time to get it ready. Also, I have asked Ryan to get a couple of summer workers to get the pool building, railings and walls scraped and repainted prior to opening.

Bond Re-Issuance. On Tuesday we received the bond proceeds. Starting Monday we will begin getting accounts paid back and payment schedules put together.

Streets/Maintenance. This week we started on repairs to the parking area in front of Dollar General. We plan to finish the east portion tomorrow and start the other portion next week. Based upon Steve's updates, we expect to be doing a lot of crack sealing and repairs on streets in the Fourth Ward for the next few weeks.

Issues

Recycling of Glass. It looks like that the only option for glass at this time is the County recycling dumpster. Ripple and L&K can't make it cost effective to do specific hauls for glass recycling.

Trees in the Park. Last week we did a walk-through of the park to look at trees that need to be removed and trimmed. Our line crew will be trimming those trees in the next few weeks.

Speed Bump Pilot Project. I will place this item on the agenda for the next meeting.

SB 59. This morning, the Kansas House passed SB 59 which would allow for the re-categorization of trade fixtures to become eligible for machinery and equipment exemptions. As I have told you before, this may have an impact on our tax base, or it may not. However, we can expect that there will be some changes should this bill pass. While this bill has been overshadowed in the media by the bigger tax bill battle, I want to make sure that you know we could see unexpected drops in our property taxes for next year should this bill pass the Senate.

Health Insurance. We received our renewal rates from Coventry this week and we are looking at a 19.5% increase over the current rates. Also this week, Ashley, Chief Stiles and I have been interviewing insurance brokers, direct sellers and hopefully a regional pool, to determine what direction would be best for the City to control costs, negotiate the best rates, and provide the optimum utilization for the City for years to come. By the next meeting my staff and a small employee committee will already be in talks with the company we have selected and expect to come to the City Council with a plan for the second half of 2012 and beyond.

Recognition

PRIDE Committee and Arbor Day Volunteers. There was a great turnout in John Brown Park for the Arbor Day celebration and work day. A big thank you to all that pitched in! Also, a thanks to Tammy Booe and the PRIDE committee for all the work they do helping to keep our City beautiful.

Upcoming Meetings/Dates

May 24	City Council Meeting/Work Session
May 28	Memorial Day (City Offices Closed)
June 2-3	Citywide Garage Sale
June 14	City Council Meeting
June 20-23	John Brown Jamboree
June 21	John Brown Jamboree Parade
June 23	John Brown Jamboree Activities & Music Festival

Manager's Out-of-town Schedule

May 21	Personal Day
--------	--------------