

Osawatomie, Kansas. **May 23, 2013.** The Council meeting was held in Memorial Hall. Mayor Govea called the meeting to order at 6:30 p.m. Council members present were Dickinson, Farley, Hampson, Hunter, LaDuex, Martin and Walmann. Absent was Maichel. Also present were City Manager Cawby, City Attorney Wetzler, and City Clerk Elmquist. Visitors were Jeremy & Megan Berryman, Kim Graham, Amanda Perry, George Pretz, Kimberly Dial, Malcolm Davis, Katie Barnett, Anthony Barnett, Will Cutburth, Amy Prince, Jolene Stewart, and Coleen Truelson.

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

Public Participation; Presentations:

George Pretz, County Commissioner, said the Creamery Bridge repair price has gone up. The Commission approved the application of protective covering to the unexpected hairline fractures found. Completion date will be mid-June.

Will Cutburth, 321 Carr, had major questions about the Public Building Commission the Council went ahead with. How does a citizen stop a building project when they feel it is not in the interest of the city.

PRESENTATION ON PUBLIC BUILDING COMMISSION BY DAVE ARTEBERRY, FINANCIAL ADVISOR. Public Building Commission's (PBCs) are separate legal entities that can be created for the purpose of acquiring land and constructing buildings to be used for municipal purposes. The statute is commonly used to finance buildings in most communities. It allows for a wide range of projects at a lower interest rate.

Council member Maichel arrived at 6:45 p.m.

Non General Obligation bonds leases currently available are Utility Revenue Bonds, Industrial Revenue Bonds, and KDHE Loans. Once the PBC is created, it will typically issue bonds to pay the cost of the project. The municipality makes semiannual lease payments to the PBC that are used to repay the bonds. The project is then leased to the municipality, via a lease purchase agreement. Once the bonds are repaid, the ownership of the facility reverts back to the city. The advantages to utilizing a PBC to finance a project are: municipality's unconditional obligation to make lease payment to a PBC is viewed as a very strong credit factor allowing PBC bonds to sell at low interest rates, PBC bonds are not general obligations of the PBC or the municipality and are not subject to statutory debt limits, and after the appropriate protest period is complete, there are no future public votes required to finance the project.

REVIEW OF PROPOSED ORDINANCE – ANIMAL CODE AND PIT BULL CHANGES.

Amy Prince, 415 E. Mill, asked the Council to take time to consider. Worried about children walking to school. At the home of their family friends they have a lovely dog. While there, her 2-year old granddaughter was found with her head in the Pit Bull's mouth. A bite stick had to be used to release the dog's grip.

Jolene Stewart, 1025 Pacific, said her issue is tethering. Has no choice but to tether her dog. Cannot leave her dog in the house and there is no fence at the house she rents.

Motion made by Farley, seconded by LaDuex to approve ordinance regulating ownership and control of animals as amended. Yeas: All. The Ordinance was assigned No. 3709.

APPOINTMENTS.

Mayor Govea recommended the following slate:

Economic & Community Development:

- Position A: A representative of a banking institution located in Osawatomie – Cami Akes
 Position B: A representative from the service commercial business sector that is located within the City limits of Osawatomie – Kari Burchett
 Position C: A representative from the industrial, manufacturing, real estate, housing, or property development business sector that is a resident of Osawatomie or is a representative of such a business located within the boundaries of USD 367 – Blake Madden
 Position D: A business owner or managing executive of a business that is located within the boundaries of USD 367 and is a member of the Osawatomie Chamber of Commerce – Dan Macek
 Position E: A citizen of the City of Osawatomie – Mike Moon
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|-------------------------|--------------------|
| Terms ending odd years | Positions A, B & C |
| Terms ending even years | Positions D & E |

Motion made by Hunter, seconded by LaDuex to approve the Mayor’s recommendations. Yeas: All.

PROCLAMATION – BUSINESS APPRECIATION MONTH. Proclamation was to promote fair housing practices throughout the City. Motion made by Hunter, seconded by Maichel to approve the proclamation. Yeas: All.

SUMMER YOUTH PROGRAMS. Receiving complaints that there is nothing for the children to do in Osawatomie this summer because the city pool is not functional.

Ongoing Programs:

Library. The largest provider of kids programs is the Library. They offer numerous programs for kids of all ages throughout the summer including regular events like story hours for different age groups; movie Fridays; movies in the park; the summer reading, which includes weekly swim instruction at the O-Zone; and the new Garden Club program. Also being offered are special events like Dinosaur Club, Big Truck Day, Archeology Club, Kids a Cookin’, Family Game Night and many more events.

Parks & Recreation. The summer baseball and softball programs have 500 area kids participating. Games are played almost every night at the sports complex from May 20 – July 14 and after that there will be several tournaments.

New Proposed Programs:

Swimming Shuttle. Worked with the City of Paola to provide regular outdoor swimming. Parks & Recreation would provide a shuttle to the Paola pool on Mondays, Wednesdays and Fridays. The City would also purchase discount passes that would be for sale to the public at a rate of \$3 per person. The shuttle is expected to begin June 3. A draft of the rules for the shuttle was presented that covers days of operation, shuttle stops, daily schedule, pool passes, riding the shuttle, responsibility of riders, unruly or unsafe riders, and inclement weather. Also provided was an outline of the expected costs for the program.

Outings. Both Parks & Recreation and the Library thought some out of town trips for youth and adults be made available of other swimming and summer experiences to those that might not be able to otherwise afford it. This summer, beginning in June, would like to offer weekly trips to the Gardner or Spring Hill Aquatic Centers. Will establish a schedule and promote this opportunity to the public. The trips would be offered on a reservation basis so to have proper transportation, make arrangements with those sites, and hopefully get group pricing. The only cost to the swimmers will be admission.

Zoo trip and a baseball trip. Investigating pricing, hoping to make the cost to the participant only the ticket price. Expect to be able to sell tickets to individuals that want to take advantage of group pricing but not take the shuttle.

Skating. Parks & Recreation is also seriously investigating the option of providing a few skate nights for youth in the Municipal Auditorium. Attempting to contact some skate providers to bring the skates for a few evenings where Parks & Recreation would provide music, concessions and possibly some other fun activities. Also hope to either subsidize it or provide it at a very reasonable fee so everyone can participate.

Council Reports:

Walmann: Planning for recognition of employees on August 17. Besides the pig roast looking at activities and a band.

LaDuex: The Library pancake feed is Saturday.

Hunter: Ward 1 will be having their ice cream social June 2, 5:30 p.m. at the History Museum courtyard.

Mayor's Report:

Attended the League Governing Body Institute along with council members Hampson and Maichel.

When the power outage happened, was really impressed when watching what the employees went through to get the power back on.

City Manager's Report:

During the storm last Sunday, lost the feed from KCP&L and the breaker wasn't closing at the Power Plant.

Projects:

Sports Complex Playground. The playground is completed and a big hit. Will get a permanent sign recognizing the Baehr Foundation before doing a ribbon cutting ceremony.

Park Bathroom. Replacing the roof on the building. Then will repaint and repair what can be.

Library Basement. The Library has completed the renovation of the basement. Using a small portion of the funds donated for the CDBG grant match, the walls were painted, have space definers, carpet, and new bathrooms.

Water Tower. Maintenance and painting has been completed on the east tower and should be back in service soon.

Sludge Press. The demonstration of a sludge press will be next Wednesday. Hope to see if this is the answer to the problems and also meets capacity needs. Had to apply sludge to some of the Northland ground along Lookout Road. The neighbors were very unhappy, but it was the only land available. Sludge was hauled for four days. Everything should be fine once it can be applied to the regular location in June and also drawing down the holding tanks with the press.

Alumni Preparation. The crews have been cleaning downtown, trimming trees, putting up banners and picking up trash all over town.

City Hall Landscaping. Recognized Eric Draper, Ryan Crowley, Dale and Nancy Crowley, Cindy and Mark Govea, and Danny Govea for helping out with the new landscaping out in front of City Hall. It took a couple days of hard work, but it has really helped dress up the area.

Issues

Power Outage. There was a fairly major outage at the Power Plant. The plant workers did a few things to get the power back on. Learned how antiquated the switch gear and controls in the Power Plant are. After the City's contract expert looked at the plant, he recommended looking at taking the money set

aside for upgrading one of the substation breakers this year and instead using it to upgrade switches and meters in the plant.

Forestry Site. The hours that people can haul leaves, limbs and brush to the site has been extended to 8:00 p.m. each day. Will get a sign that will work all year, so the hours need to be set accordingly.

EXECUTIVE SESSION – SECURITY MEASURES. At 8:37 p.m. motion was made by Hunter, seconded by Moon to recess into executive session for the purpose of discussion of security measures, with City Manager Cawby, City Attorney Wetzler, and City Clerk Elmquist to be present; and that the Council will reconvene the open meeting in this room at 8:55 p.m. Yeas: All. Meeting reconvened at 8:55 p.m. No action taken.

Motion made at 9:15 p.m. by LaDuex, seconded by Hampson to adjourn. Yeas: All.

/s/ Ann Elmquist
Ann Elmquist, City Clerk