

UNAPPROVED MINUTES

THE RECORD OF THE PROCEEDINGS OF THE GOVERNING BODY CITY OF CHETOPA, KANSAS

January 7, 2020

The Chetopa City Council met in regular session on Tuesday, January 7, 2020 at 7:00 p.m., at City Hall.

PRESIDING: Mayor Terry G. Robison.

PRESENT: Council Members/Gary W. Bryant, Juanita Kepner, Geraldine Castle, Betsy Koontz Carthen Nash and Linda Seaman.

ALSO PRESENT: Clerk/Toni A. Crumrine, Police Chief Scott Feagan, Attorney Shane Adamson, City Supervisor Bryan Midgett, Danny Castle, Tammy and Lee Bushong, Joey Midgett, Mike Tyler, Travis Rakestraw, Corie Brown, Daniel Camp, Derick Spenser, Judy Wilson, Karmen Spenser, Emily Spenser, Megan Henry, Rhyann Cochran, Ralee Cochran, Audra Cochran, Jessie Cochran, Ben Cochran, Cindy and John Johnson and Meagan Berry.

Mayor Robison called the meeting to order and opened with prayer.

Asked for visitors John and Cindy Johnson and Derick Spenser and the adoption of Ordinance No. 930 Neosho Township Fire Protection to be added to the agenda.

Motion by Castle, second by Koontz to approve the agenda with the additions. Motion carried.

Motion by Seaman, second by Kepner to approve the Minutes from the last regular meeting. Motion carried. Koontz abstained.

Motion by Bryant, second by Kepner to approve the Treasurer's Report. Motion carried.

Motion by Koontz, second by Bryant to approve the Warrant Register. Motion carried.

APPROPRIATION ORDINANCE # 3599 as follows:

Payroll Funds	\$ 24,957.51
Other Funds	<u>80,977.25</u>
Total of all funds	\$105,934.76

PARK PICNIC TABLE GRANT APPLICATION

The clerk asked how many picnic tables the council wanted to apply for in the KDHE grant.

Motion by Nash, second by Seaman to apply for four (4) picnic tables. Motion carried.

POLICE DEPARTMENT LEASE PURCHASE

Police Chief Feagan presented information regarding the purchase of cameras, radios and installation in lieu of replacing the Dodge Charger police vehicle. There was \$8000 budgeted for a new police vehicle and the yearly lease payments will be \$5,679.48. There will be enough lease budget left over to pay off the 2016 Dodge Ram this year also.

UNAPPROVED MINUTES

Motion by Nash, second by Koontz to enter into the lease purchase for the equipment needed. Motion carried.

NEEL RESIDENTIAL STRUCTURE DISCUSSION

Discussion concerning the condemnation of the Neel Property continued and the appraised valuation was presented.

Motion by Nash, second by Bryant to proceed with the condemnation of the property. Motion carried.

Visitor Meagan Berry was added to the list of visitors.

GOVERNING BODY/OATH OF OFFICE

The clerk swore in the new governing body members: Mayor Tammy Bushong, Council Members-Geraldine Castle, Juanita Kepner and Linda Seaman and they took their seats with Bushong taking the seat vacated by the outgoing mayor Terry Robison. Oath of Office forms were signed by all members newly sworn in.

MAYOR, COUNCIL, EMPLOYEES & VISITORS

Cindy and John Johnson were present to discuss their large water billing and asked that the meter be sent off to be checked. Clerk Crumrine wanted them to realize that they would be charged for the meter being checked if it came back reading accurate and they are aware of that. Discussion followed.

Motion by Bryant, second by Koontz to check the house for leaks to see if meter is moving with everything turned off and send the meter off with the understanding that they will pay for the charge if the meter is found to be ok. Motion carried.

Derek Spenser with MD Disc Golf was present to request permission to use the East River Park for a disc golf tournament on March 21, 2020.

Motion by Nash, second by Kepner to allow the use of the East River Park for the tournament. Motion carried.

Meagan Berry discussed the establishment of an animal rescue and possibly forming a committee to discuss animal adoption. Discussion followed.

Motion by Koontz, second by Kepner to table further discussion until more information is received. Motion carried.

Mike Tyler, Water Plant Supervisor was present to answer any questions the council might have. Clerk Crumrine asked him to update the council on the pump repair and purchase and he let them know that three pumps had been returned to Brenntag and two could be repaired at \$165 per pump and one needs replaced with a new pump costing \$565.

CMB APPLICATION

Rayyan LLC has purchased the Jumpstart Convenience store location and a new CMB application has been completed to allow the sale of CMB.

Motion by Castle, second by Koontz to approve the CMB application and issue the license. Motion carried.

UNAPPROVED MINUTES

MEMBERSHIP/COMPUTER ANNUAL SERVICE INVOICES

The League of Kansas Municipalities 2020 Dues and Subscriptions is \$1,025.02 an increase of \$8.54 from last year and Higher Calling Technologies invoices totaling \$8,130 for IT services for the city office, police station and water plant were presented for approval.

Motion by Koontz, second by Nash to pay the invoices for Higher Calling and LKM. Motion carried.

TREE REMOVAL QUOTE

City Supervisor Bryan Midgett had been contacted by Diana Wethey about the city cutting a tree at 312 S. 6th Street as a tree limb had fallen and damaged her roof. Carson Tree Service had submitted a quote of \$4000 to remove the tree and stump or \$3600 for tree only. The tree is mostly on the property owners land. Discussion followed.

Motion by Nash, second by Bryant to deny the city hiring to cut the tree. Motion carried.

BUILDING PERMIT

Posted on Chetopa Residents Facebook page and on the city website with no protest: Justin Nading to build a 30' x 36' x 9' shop with a 10' x 30' attached shed at 116 N. 2nd St., in the City of Chetopa. Building Inspector Bryant had not reviewed the permit.

Motion by Nash, second by Castle to approve the Nading building permit pending approval by Building Inspector Bryant. Motion carried.

FIRE PROTECTION ORDINANCE

An ordinance to enter into a contract with Neosho Township for fire protection was presented for adoption.

Motion by Bryant, second by Koontz to adopt Ordinance No. 930. Motion carried.

ORDINANCE NO. 930/AN ORDINANCE AMENDING ORDINANCE # 861 AND AUTHORIZING FIRE FIGHTING SERVICE BY THE FIRE DEPARTMENT OF THE CITY OF CHETOPA, KANSAS IN NEOSHO TOWNSHIP IN CHEROKEE COUNTY, KANSAS, AND ENTERING INTO A CONTRACT BETWEEN THE CITY OF CHETOPA, KANSAS AND NEOSHO TOWNSHIP FOR SAID PURPOSE.

MAYOR, COUNCIL, EMPLOYEES & VISITORS

Koontz asked Police Chief Feagan to look at the property at 9th and Plum as it could be a violation under the nuisance ordinance.

Clerk Crumrine had received a thank you from the volleyball team for the proclamation recognition and presented a list of auditors to send letters to for the 2019 audit and 2021 budget preparation. A request was made to enter into executive session for 10 minutes to discuss pending litigation.

Motion by Seaman, second by Koontz to enter into Executive Session to discuss pending litigation with the mayor, council, legal counsel, city clerk and police chief for a period of 10 minutes with session ending at 8:14 p.m. Motion carried.

Entered: 8:04 p.m.

Returned: 8:14 p.m.

Mayor Bushong called the meeting back to order and no action was taken from executive session.

UNAPPROVED MINUTES

Police Chief Feagan presented the Chetopa 1st Responder 4th Quarter run pay in the amount of \$620 for approval.

Motion by Koontz, second by Kepner to approve the 1st Responder run pay request. Motion carried.

Police Chief Feagan requested permission to send Officer Rakestraw and himself to training in Topeka on January 23 and 24. The County Attorney will reimburse the city half of the hotel room charge, food and fees.

Motion by Nash, second by Bryant to send Feagan and Rakestraw to the training with half of the expenses reimbursed by the county attorney. Motion carried.

City Supervisor Midgett discussed the problems with the main lift station generator and had a quote from Foley of \$4000 and from Power System out of Nixa, Mo of \$1398 to repair it.

Motion by Nash, second by Seaman to hire Power System to make repairs to the main lift station generator. Motion carried. (Castle was not present for the vote).

Motion by Nash, second by Bryant to adjourn. Motion carried.

Seal

Mayor

City Clerk