

MEMBERS PRESENT: Mark Criger, Wally Thomas, Bruce Smith, Orville Sparks, Dale Fox, Mayor Glyn Day.

OTHERS PRESENT: David & Judy Parry, Jim Best, Morris Wilson, Jack Young, Connie Sadler, Carolyn Meerian, Ed Harmison, Bob Sisson, Max Friesen, Cheryl Brown.

Mayor Day called the meeting to order at 7:30 P.M. The clerk called the roll; there was a quorum present. The meeting was opened with prayer by the mayor.

MINUTES/WARRANTS: Orville Sparks made a motion, seconded by Wally Thomas to approve the minutes of the December, 1997 meeting as written. Motion carried.

Orville Sparks made a motion, seconded by Bruce Smith, to pay all warrants presented. Motion carried.

STREET CLOSING: The clerk presented the council with a letter from the PRIDE committee requesting permission for a St. Patrick's Day parade, and that part of Maple Street be closed for the parade. Mark Criger made a motion, seconded by Bruce Smith, to allow the parade and street closing. Motion carried. The committee is to coordinate with the police as to the parade route and barricades.

CITIZEN COMPLAINT: Carolyn Meerian came before the council to express her concern that complaints by her and her business partner have made regarding the alley between the Quilt Connection and the house just to the east of the alley. Chief Dean said that he has not been able to contact the person living in the house. Meerian explained that the problem has been going on for some time. The occupant of the house felt that "people" were driving in their yard so they put boards along the east side of the alley. During the summer the boards were moved gradually further west. She said that after Chief Dean spoke to the occupant, the boards were moved back to the east. Meerian asked that the council determine exactly where the alley and right-of-way is. Mayor Day asked if the Quilt Connection property had been surveyed at the time of purchase. Meerian said she was sure it had been. The mayor said that locating their property line pin would be the first step to determine exactly where the alley should be located, and to notify the city when this has been done.

Meerian also complained of dogs running loose around their business. She said that she was concerned about her customers being accosted by one of the dogs. The mayor told her she should report dogs-at-large to the animal control officer.

APPROVALS FOR 1998 BUSINESS: Dale Fox made a motion, seconded by Orville Sparks, to name Max Friesen, Glyn Day, Bruce Smith, and Cheryl Brown as check-signers. Motion carried.

Mark Criger made a motion, seconded by Orville Sparks, to name Kansas State Bank and First Security Bank as city depositories.

Motion carried.

Dale Fox moved with Wally Thomas seconding, to name the Osage County Chronicle as the official city newspaper for 1998. Motion carried.

MIDDLE SCHOOL BLDG: Bruce Smith reported that the committee had met recently and is planning to do some kind of city-wide survey. Dale Fox said he had heard that the school board may be making a final decision at their March meeting. Smith said that the committee is made up of himself, Debbie Smith, Beth Price, Jack Young, J A Cordts, and Ed Harmison. It was agreed that information should be gathered as quickly as possible.

TAX LID: The clerk reported that Jim Long of Bogner and Long will be at the February meeting to discuss opting out from the current tax lid.

MISC: Bruce Smith said that the Housing Commission is in need of one or two people to serve to replace Rosemary Topping, and possibly Cliff Fischer.

8:00 P.M.: The hearing regarding the unsafe structure at 406 Sycamore in Overbrook was called to order by Mayor Day. The mayor explained that the purpose of the hearing is to decide what must be done, and the time frame necessary, with the structure at 406 Sycamore. Mayor Day stated that Fire Chief Harmison reported that the building is unsafe and a fire hazard at an earlier council meeting. David Parry reported that he and his wife are in the process of buying the property, and are making arrangements to have the structure removed or demolished.

Jim Best, cousin of the present owner, explained that he had come to Overbrook to check on previous complaints, and had given the police department his business card for further contact. Best has talked to someone about removing the trailer house now on the property within the next two weeks.

Morris Wilson stated that he would like to have a deadline for completion of the total removal of the structure. Dale Fox made a motion, seconded by Orville Sparks, to accept February 11, 1998 as a deadline for removal of the structure, thereby postponing a resolution by the city. Motion carried.

MAINTENANCE REPORT: Bob Sisson reported that they have repaired a couple of water line breaks, and keeping up with snow and ice removal on the streets. Replacing or installing new street and traffic signs is his next project, weather permitting.

Sisson asked council approval for him and Bob Call to attend the Kansas Rural Water Association convention in Wichita the last week of March. Mark Criger made a motion, seconded by Dale Fox, to send both Sisson and Call to the meeting. Motion carried. The mayor recommended that the clerk attend if possible, and said he felt it would be beneficial to any council member to attend part of the meetings.

Sisson said that he would like to replace a section of water line by the Co-op where there have been several breaks lately.

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The wells seem to be working fine at the time, although he is sure we have a small leak somewhere in the country that's been hard to locate due to the weather.

Friesen said that Jack Kramer is re-drawing the plans for water service for Meadowbrook II to use a 6" line rather than 8", and will get a copy to Sisson soon.

Mayor Day said that Ira Allen needs for Sisson to provide an inventory list on the maintenance building as soon as possible.

CLERK'S REPORT: The clerk asked the council to approve the purchase of a new printer to replace the one purchased in 1990. The council agreed by concensus to approve up to \$500 to purchase a new laser or inkjet printer.

There was a discussion regarding getting estimates to have a ramp and new front door, if necessary, to accomodate the disabled. Leo Lang had estimated the cost at around \$700 several years ago. The council agreed by concensus to get bids and check into button-controlled door openers to be considered at a later meeting.

TREASURER'S REPORT: Max Friesen reported that we should manage to get by until the first of the 1998 levy is received around January 20th.

LAW ENFORCEMENT REPORT: Chief Ron Dean, Jr. reviewed his written report with the council. Dean reported that there was an increase in the number of felony cases, drug cases, violent offender cases, and gang-related cases in 1997.

Dean reported that he and Everette Dannar arrested some burglars a couple of days before Christmas.

The expansion of the present police department office was discussed. Chief Dean stated that there is not enough room for all the files belonging to him and the other five officers on the payroll, let alone their personal equipment. He also said that the area is too cramped when it's necessary for more than two people to be present at the same time. Dean explained that the court room is too large to be used as an interview room according to the interrogation training he has received. The following options were discussed:

1. Enlarging the office into part of the courtroom
2. Relocating the bathroom into one corner of the courtroom, which would allow the present bathroom space to be added to the police office, along with the hallway storage area. The council agreed by concensus that the police station be enlarged, but it was decided to wait until all possibilities have been researched before a final decision is made. Dale Fox, Mark Criger, and Wally Thomas agreed to do some more research regarding costs and make a recommendation at the February meeting.

COUNCILMEMBER COMMENTS: Mark Criger said that JoEllen Criger will be here in February to report on pool committee activities, and also the 1998 swimming season.

Dale Fox asked for an executive session. Bruce Smith made a motion, seconded by Mark Criger, to recess the meeting for 15 minutes to discuss matters not related to elected personnel. Motion carried; meeting was recessed at 9:05 P.M. The mayor called the meeting back

to order at 9:18 P.M. Dale Fox moved with Bruce Smith seconding, to recess the meeting at 9:18 P.M. for 30 minutes. Motion carried. The meeting was called back to order at 9:48 P.M. No action was taken as a result of the executive session.

There being no further business to consider, Dale Fox made a motion, seconded by Bruce Smith, to adjourn. Motion carried; meeting was adjourned at 10:00 P.M.

As recorded by,
Cheryl L. Brown, City Clerk

APPROVED 2-11-98

MEMBERS PRESENT: Mark Criger, Bruce Smith, Dale Fox, Orville Sparks, Wally Thomas arrived late, Mayor Glyn Day.

OTHERS PRESENT: JoEllen Criger, Max Friesen, Bob Sisson, Cheryl Brown.

The regular council meeting was called to order by Mayor Glyn Day at 7:30 P.M. Roll was called by the clerk; there was a quorum. Opening prayer was offered by the mayor.

MINUTES/WARRANTS: Bruce Smith made a motion, seconded by Dale Fox, to approve the minutes of the regular January council meeting as written. Motion carried.

Mark Criger made a motion, seconded by Bruce Smith, to pay all warrants presented. Motion carried.

POOL REPORT: JoEllen Criger was present to discuss pool preparation and salaries with the council. The question seems to be whether or not to spend money on temporary repairs, or to start the process to fund a long-term project.

Criger recommended that the life-guard salary be increased to \$5.25 per hour, and water safety instructors be paid \$5.50 per hour due to minimum wage increases. The clerk reported that Criger as pool manager will be paid \$5.15 per hour which is minimum wage.

Dale Fox presented a proposal from a pool contractor which would replace the present pool with a new structure at the same location. The pool would have swimming lanes, and zero-depth entry. The estimate also includes dirt work to alleviate drainage problems. The estimated cost would be approximately \$349,000, which is \$250,000 less than the proposal that failed in the last election. Following discussion, Mark Criger made a motion, seconded by Bruce Smith, to put a proposal on the August primary ballot. Motion carried. The clerk was instructed to make necessary contacts to get the procedure started. The council agreed by concensus to have the property surveyed before any changes are made. Orville Sparks made a motion, seconded by Bruce Smith, to raise lifeguard salary to \$5.25 per hour, and \$5.50 per hour for WSI's. Motion carried.

The pool committee will again oversee the promoting of the pool project.

JoEllen was told to have a list of things to be done at the pool ready by the March meeting, and also to pursue establishing a family pass for the 1998 season.

MIDDLE SCHOOL BUILDING: Bruce Smith reported that all returned questionnaires were favorable towards the city acquiring the building if funds are available for maintenance. Smith said the committee will meet to discuss the next step as soon as possible. Mayor Day said that the school board knows that the city has a committee working on this, but they are not obligated to wait for a decision. Smith asked if the council would be interested in having a grant

writer attend the March meeting to discuss possible funding; the council was favorable to this.

EXEMPTION FROM TAX LID: Cheryl Brown reported that Jim Long of Bogner & Long said that there is no need for his being at a meeting until the council moves to begin the process of opting out from under the tax lid at which time the exact amount of tax to be levied and the length of time will have to be decided for 1999 budget purposes. Long suggested having the city attorney write out a schedule for the entire procedure which had been done and included in the council packets. The difficulty of passing a pool bond and opting out from under the tax lid at the same time was discussed. At this time, the possibility of levying a city sales tax was mentioned by Dale Fox. The advantage of a sales tax is that anyone spending money in Overbrook would pay the tax, not just the residents. The clerk was asked to check into how much revenue might be raised in this manner, and what steps would have to be taken.

RAMP: Bob Sisson said he did not have any bids for putting a ramp up to the City Hall door at this time.

POLICE STATION EXPANSION: Mark Criger reported that the recommendation from Ron Dean, Jr., Everette Dannar, and himself would be to relocate the bathroom in the northwest corner of the existing courtroom, and have court in the council room. This would give the police department the space where the present bathroom is as well as the storage room area. After discussion, Mark Criger made a motion, seconded by Orville Sparks, to approve the proposed expansion with \$500 coming from the law budget, and the excess to come from the general fund with the police department furnishing the labor. Motion carried. The new bathroom would be made to comply to ADA requirements. The clerk said she had already contacted the county clerk about locating another voting place. Orville Sparks said he would bring this before the Methodist church board, and Mark Criger said he would talk to the Legion members about using the legion building. Mayor Day suggested contacting the school.

MAINTENANCE: Bob Sisson asked council permission to install additional water meters at a few of the rural services to have better access for usage readings and maintenance. The council agreed by consensus for the additional meters provided the customers sign a written agreement assuming their responsibility to pay for all water used according to the meters on the main line.

Sisson also reported his interest in heating the maintenance building. The shop is insulated, but with no heat source certain supplies cannot be stored there and doing any work on the equipment is difficult.

Sisson said that he is waiting for warmer weather to do more extensive street repairs.

POLICE REPORT: Mark Criger gave the report in Chief Dean's absence. He pointed out that Dean had included a budget summary to track the department's expenses. The clerk told the council that the only January expenses taken from the law fund were payroll and

insurance as everything else was taken from the general fund to avoid 1997 budget violations.

Criger said that the city had received a letter of thanks from a lady that Everette Dannar had helped. Orville Sparks suggested that the council send Dannar a formal commendation, and volunteered to write it.

The clerk said that Chief Dean had asked her to bring up removing the "No Parking" sign on the east side of City Hall. Ed Harmison stated that the sign has to stay to comply with parking regulations pertaining to the fire department and crosswalks. Harmison said that it's a violation to park within 20' of a crosswalk at an intersection.

MISC: The clerk asked if Wally Thomas could be added to the list of official check signers for accessibility reasons. Mark Criger made a motion, seconded by Bruce Smith, authorizing Wally Thomas to sign city checks when necessary. Motion carried.

TREASURER'S REPORT: Max Friesen stated it looks good to have money in all the funds.

COUNCILMEMBER COMMENTS: Orville Sparks brought up the possibility of painting a crosswalk across Maple at Santa Fe Trail. There was discussion as to whether or not a crosswalk would help pedestrians at this location. Mayor Day was concerned that posted signs would give pedestrians a false sense of security. Dale Fox made a motion, seconded by Orville Sparks, to paint crosswalk lines-8" wide-yellow if possible, from the southwest corner of Maple & Santa Fe Trail to the southeast corner of Maple & Santa Fe Trail. Motion carried. The council agreed by concensus to table a decision on posting signs until liability concerns are researched.

Dale Fox requested that the ditches by his mother's house and Northbrook be seeded again. Sisson said that this had been done twice before, but the seed had either washed away or weeds overtook the new grass. The council agreed by concensus to have these areas re-seeded again when the weather permits.

EXECUTIVE SESSION: Mark Criger made a motion, seconded by Wally Thomas, to recess the meeting from 9:20 PM until 9:30 PM to discuss matters not related to elected personnel. Motion carried. The meeting was called back to order at 9:30 PM at which time Orville Sparks moved with Bruce Smith seconding, to recess for another 10 minutes. Motion carried. The mayor called the meeting back to order at 9:40 PM. No action was taken as a result of the executive session.

Dale Fox made a motion, seconded by Wally Thomas, to adjourn the meeting as there was no further business. Motion carried; the meeting was adjourned at 9:42 P.M.

APPROVED 3-11-98 Respectfully submitted,
Cheryl L. Brown, City Clerk

MEMBERS PRESENT: Orville Sparks, Dale Fox, Wally Thomas,
Mark Criger, Mayor Glyn Day. Bruce Smith
absent.

OTHERS PRESENT: Larry Coursen, Cheryl Brown.

Mayor Day called the special meeting to order at 6:30 P.M. The clerk called the roll; there was a quorum present.

The mayor stated the special meeting was to discuss personnel matters not related to elected personnel, and American Red Cross month.

Dale Fox made a motion, seconded by Wally Thomas, to recess the meeting for 30 minutes to discuss matters not related to elected personnel. Motion carried. Mayor Day called the meeting back to open session at 7:05 PM; no action was taken as a result of the recessed session.

Orville Sparks made a motion, seconded by Dale Fox, to approve the mayor signing a proclamation declaring March "American Red Cross Month" in the city of Overbrook. Motion carried.

Dale Fox, made a motion, seconded by Mark Criger, to adjourn the meeting. Motion carried.

The meeting was adjourned at 7:10 PM.

Respectfully submitted,

Cheryl Brown, City Clerk

APPROVED: 3-11-98

MEMBERS PRESENT: Mark Criger, Bruce Smith, Orville Sparks,
Dale Fox, Mayor Glyn Day. Wally Thomas absent.

OTHERS PRESENT: Brett Karr, Ira Allen, Ed Harmison, Max Friesen,
Bob Sisson, Cheryl Brown.

The meeting was called to order by Mayor Day at 7:30 P.M. at which time the clerk called the roll. Having determined that a quorum was present, the mayor began the meeting with prayer.

MINUTES/WARRANTS: Orville Sparks made a motion, seconded by Mark Criger, to approve the minutes of the regular February council meeting as written. Motion carried.

Bruce Smith moved to approve the minutes of the March 3, 1998 special meeting with changes as discussed; Orville Sparks seconded. Motion carried.

Bruce Smith made a motion, seconded by Orville Sparks, to pay all warrants presented. Motion carried.

STREET DANCE: Brett Karr was present to ask permission for the Osage County 4-H Awareness committee to sponsor a street dance in the 300 block of Maple on June 13, 1998. Mark Criger made a motion, seconded by Orville Sparks, to grant permission for the street dance with the same hours as the previous year. Motion carried.

MIDDLE SCHOOL REPORT: Bruce Smith reported that he has been in contact with a grant writer who will be at the next meeting if possible. Bob Sisson said that he had been told by an individual that the school has accepted a contract from this same individual for the north part of the building. The possibility of the city being able to acquire the other part of the building was discussed.

EXPANSION OF POLICE DEPARTMENT: Mark Criger reported that the remodeling is on hold due to some problems with the floor in the courtroom where the bathroom is to be located. The council agreed by consensus to get estimates on repairing the floor from several people before proceeding.

TAX LID/CITY SALES TAX: There was discussion about possible revenue from a local sales tax. This matter would have to be decided by ballot. Mayor Day preferred that the whole council be present to decide this matter, and suggested having a special meeting after more information is obtained regarding the exact wording on a ballot. There was discussion as to whether or not the use for the sales tax

has to be stipulated on the ballot. The clerk was instructed to get answers so a special meeting can be called for March 26, 1998 at 6:30 P.M. The mayor asked the clerk to check into the possibility of forming a recreation district with the school district and the Overbrook attendance area only.

INSURANCE QUOTE: Ira Allen presented the quote from Employers Mutual Insurance for 1998 in the amount of \$6,026.00. The premium for 1997 was \$10,005.00. Since the 1998 premium will be \$3900 less, Allen recommended that a special form policy be written, which could cost approximately \$500 more but provide more comprehensive coverage. Bruce Smith made a motion, seconded by Dale Fox, that the special form policy be purchased by the city for this year as long as the increase in the cost is \$500 or less. Motion carried.

CONNECTING LINKS: Bruce Smith made a motion, seconded by Orville Sparks, to approve the agreement between Osage County and the City of Overbrook regarding the maintenance of .83 miles of Maple Street with the county paying \$332.00 towards this maintenance. Motion carried.

LAW REPORT: Ed Harmison was present in Chief Ron Dean's absence to address any matters related to the police department. The council had nothing to discuss at this time.

FIRE HYDRANT: Ed Harmison told the council that all the fire hydrants in town needed to be brought up to spec before the I.S.O. inspection sometime in 1999. After discussing what needs to be done to which hydrants, Bob Sisson was told to contact the Kansas Rural Water Association for help in testing all the hydrants before June of this year.

MAINTENANCE REPORT: Bob Sisson said he is still trying to get bids on a ramp for the City Hall entrance.

The council agreed by concensus to postpone renting a street-sweeper before the St. Patrick's Day parade on March 17th due to weather conditions.

Sisson has received two bids for mowing the grass at the ball diamonds. Kevin Gloss bid \$70 per mowing, and Mike Reser bid \$60 per mowing. After discussing equipment and availability, Mark Criger made a motion, seconded by Dale Fox, to award the bid to Kevin Gloss for the 1998 season. Motion carried.

Sisson presented the water line plans for the Meadowbrook II addition for review. The original agreement between Max Friesen and the council will be reviewed and discussed at the next meeting.

Sisson asked for an advance to help pay for expenses incurred by Bob Call and Sisson at the KRWA meetings in Wichita. Dale Fox made a motion, seconded by Bruce Smith, to advance Sisson \$250.00. Motion carried.

Sisson submitted a bid from Walt Martin for \$1,100 for a 140,000

BTU furnace, installed, for the maintenance building. He said that the other places contacted wanted approximately \$900 for just a furnace. Dale Fox said that he would check on prices before a final decision is made.

CLERK'S REPORT: Dale Fox made a motion, seconded by Mark Criger, to pay 25 cents per mile when personal vehicles have to be used. Motion carried. The state rate is currently 31 cents per mile.

The clerk reported that Steve Jones has contacted Jonathan Small to formulate a schedule for getting the pool bond on the August ballot.

A letter will be mailed to Midway USA Service informing Richard Davenport that bids will be taken in May for solid waste service. A letter from David Drown, supervisor of USD 434 maintenance, complaining of "waste" leaking from one of Midway's trucks was discussed.

The city has received a letter from Gibson's Recycling in Emporia stating an interest in doing a clean-up-the town project. This would involve people bringing abandoned cars, appliances, and scrap iron to one location for recycling purposes. The council agreed by concensus to have Mr. Gibson attend the April meeting for more discussion.

TREASURER'S REPORT: Max Friesen reported that the funds appear to be in order.

COUNCILMEMBER COMMENTS: Mark Criger questioned copies of a citizen's complaint being put in the councilmember's packets before he's had a chance to discuss the matter with Chief Dean. The clerk said she assumed that had been done as the letter had been received before the February meeting. The person who wrote the letter had asked what if anything the council was going to do, so the clerk felt the council should see the complaint before this particular person spoke to any or all of the council in the future. Criger said he would talk to Chief Dean about this matter.

Dale Fox reported that the pool committee hasn't had a meeting lately.

[REDACTED]

MISC: The mayor reported that if a crosswalk is placed on the south side of the Maple and Santa Fe Trail intersection, businesses on either side of Maple will lose 20' of parking to allow the legal distance between the crosswalk and parking. The council agreed by concensus to paint the crosswalk on the north side of said

intersection.

MAYOR'S REPORT: Mayor Day read a letter complaining about noise and trash in one of the neighborhoods. The mayor said he has no problem dealing with the complaints listed in the letter, but feels that the concerned citizens should either appear before the council, or at least sign their names on the letter.

MISC: After discussion, Bruce Smith made a motion, seconded by Dale Fox, to approve the 1998 contract with Blue Cross Blue Shield for employee health benefits. Motion carried.

Dale Fox commended Bob Sisson and Bob Call for snow and ice removal this year.

Mark Criger made a motion, seconded by Orville Sparks, to adjourn. Motion carried; the meeting was adjourned at 9:10 P.M.

Respectfully submitted,

Cheryl L. Brown, City Clerk

APPROVED: _____

4-8-98

MEMBERS PRESENT: Mark Criger, Dale Fox, Wally Thomas, Bruce Smith, Orville Sparks, Mayor Glyn Day.

OTHERS PRESENT: Bob Sisson, Cheryl Brown, Everette Danner, Ron Dean.

Mayor Day called the special meeting to order at 6:30 P.M. The clerk called the roll; there was a quorum present.

The mayor stated the meeting had been called to make a presentation, discuss levying a city sales tax, and discuss the city's cost for utilities in Meadowbrook II.

PRESENTATION: Chief Ron Dean awarded Officer Everette Danner with a letter of commendation from the governing body for Danner's assistance to a person. This person had written a very nice letter thanking Danner for his help.

SALES TAX: The city sales tax is being considered as a way to pay for part of a new swimming pool, provided the pool bond is approved by the voters in the August election this year. The clerk reported that other revenue in addition to levied property tax can be used to pay a pool bond, which should result in the bond being paid earlier.

The city can only levy a one percent sales tax by state law. At this time, the county has a 1% sales tax, and the state has a 4.9% sales tax. This would be a total of 6.9% for everyone, resident and non-resident, purchasing products in the city of Overbrook.

There was discussion as to how much revenue could be expected. Current figures indicate a 1% sales tax could generate anywhere from \$35,000 to \$50,000 per year.

After considerable discussion, the clerk was requested to find out exactly what wording must be used on the ballot regarding the purpose of the tax. The council agreed by consensus to state the purposes of the tax on the ballot, regardless of legal requirements. Bruce Smith made a motion, seconded by Wally Thomas, to petition the voters for a 1% sales tax on the August ballot for the purpose of funding recreational facilities and other needs as they occur. Motion carried. The clerk was also asked to research if the uses for the sales tax can be changed in the future without another ballot. The council instructed the clerk to purchase a sales tax manual available from the League of Municipalities for \$25.

MEADOWBROOK II ADDITION: Mayor Day reviewed the agreement made by the governing body in April, 1995 with Max Friesen for utility services in the Meadowbrook II addition. Bob Sisson reported that the cost for necessary supplies to honor this agreement will be approximately \$4,811.00 excluding pits for the valves. Sisson wanted the council to be aware of the possibility that other projects may have to be eliminated or cut back due to this expense. Mayor Day reminded the council that the agreement does not specify a

time-frame, and he isn't in favor of sacrificing \$5,000 worth of city services this year to fund this project. Dale Fox said he would be willing to review the agreement with Friesen before the next meeting. The council agreed by concensus.

Dale Fox made a motion, seconded by Bruce Smith, to adjourn. Motion carried; the meeting was adjourned at 7:20 P.M.

Respectfully,

Cheryl L. Brown

APPROVED: _____

4-8-98

MINUTES

REGULAR COUNCIL MEETING

APRIL 8, 1998

MEMBERS PRESENT: Mark Criger, Wally Thomas, Bruce Smith, Dale Fox, Mayor Glyn Day, Orville Sparks arrived at 8:30 PM.

OTHERS PRESENT: Bob Hosack, Albert Rooks, Dale Bloom, Jerry Sicks, Jim Duncan, Del Bahner, Leonard Jirak, Bob Sisson, Max Friesen, Cheryl Brown.

The regular meeting was called to order by Mayor Day. Roll call established that a quorum was present. The mayor opened the meeting with prayer.

MINUTES/WARRANTS: Mark Criger made a motion, seconded by Bruce Smith, to approve the minutes of the March 11, 1998 meeting with one change to avoid repetition. Motion carried.

Mark Criger made a motion, seconded by Dale Fox, to approve the minutes of the April 2, 1998 special meeting as written. Motion carried.

Mark Criger made a motion, seconded by Bruce Smith, to pay all warrants presented. Motion carried.

BALL ASSOCIATION: Jim Duncan and Del Bahner were present to ask for a donation from the city to help pay for a new storage building for equipment. Mark Criger made a motion, seconded by Bruce Smith, to grant the ball association \$2,000.00 to be used for a storage building and other necessary equipment. Motion carried.

CITIZEN COMPLAINT: Jerry Sicks was present to ask when the street in front of his house at 607 Maple will be permanently repaired. Several water breaks in that area have caused quite a bit of damage. Bob Sisson said that more extensive repairs will be done when the weather warms up. Dale Fox explained that part of the problem is water running out of a rock ledge in that area. Sicks said that he's noticed a change in the foundation of his house since the first water break. The council agreed by consensus to have this area checked out by whoever does the street sealing this summer.

JONES PARK POND: Leonard Jirek of Kansas Wildlife & Parks was present to discuss developing a community lake that would be open to the public in the Jones Park area. Jirek displayed a rough drawing of his proposal. The lake would be approximately 5 to 7 acres in size. Jirek stated some facts about the popularity of fishing, and benefits of having a lake such as this available to the town. Jirek's initial cost for this project is approximately \$67,000, with the grant being 59% and the city's share 41%. Jirek pointed out that part of the city's share would be the land itself, and this could be donated and still count as part of our 41%. The deadline for submitting an application for the grant is April 15, 1998 so a decision needs to be made now. Following discussion of the benefits of this project, Bruce Smith made a motion, seconded by Mark Criger, to authorize Jirek to apply for the grant from Kansas Wildlife and

Parks in behalf of the City of Overbrook. Motion carried. The decision regarding the grant will be made by June 1, 1998 with the money becoming available July 1, 1998. Jirek explained that if the grant is approved, the city has one year to fund and complete the project.

GRANT FUNDING: Bruce Smith introduced Bob Hosack who is involved with grant-writing. Smith explained that applying for some kind of grant might be a possibility if the city pursues acquiring part of the middle school building. Hosack explained grants are available for community-type uses. He said that senior-citizen facilities are favorable to being awarded grants, but other uses would have to rely on income surveys with the city having at least 51% low-to-moderate income. Those figures for 1998 are \$21,400 for a single person and \$40,350 for a household of 8. The survey forms ask the size of the household and whether or not your income is above or below the required amounts. Individual names are not required, only a street address for each questionnaire and usually a utility account number. 80% of the households must respond in order to even consider the results. The deadline for applying for 1998 grants is September 1st. Hosack stated that if the city was willing to do the survey, he could begin writing a grant application.

Mayor Day asked for an update on the project Albert Rooks and Dale Bloom have been overseeing regarding a community center. Hosack stated that they are trying to get Osage County to sponsor this project, but everything is still in the "talking" phase. Further discussion was tabled until the Middle School building committee report at the May meeting.

EXPANSION OF POLICE DEPT: There was discussion about having to change the remodeling plans due to a problem with the floor in the northwest corner of the courtroom. The matter was tabled until Chief Dean can be present.

CITY SALES TAX: Cheryl Brown reported that she had received a sales tax manual from the League, and some more information from the Department of Revenue as to possible receipts. There was discussion as to what wording has to be used on the ballot, and how specific the wording has to be concerning the intended uses for the tax. The clerk said that Steve Jones is still checking on all these matters with the League attorney and the County Clerk for consideration at the May meeting. Figures and wording for the pool bond resolution will also need to be concluded at the May meeting.

MEADOWBROOK II UTILITIES: Mayor Day presented the council with a cost estimate of \$5000.00 for the necessary equipment to comply with the city's agreement with Max Friesen made in April, 1995 to supply Meadowbrook II with city water. The mayor wanted the council to be aware of this expense in case other projects have to be delayed. The original agreement was reviewed by the council and Friesen. Mark Criger stated that he felt the taxpayers were not fairly represented in this agreement between the city and a private developer. After further discussion, Bruce Smith made a motion, seconded by Dale Fox, to abide by the original agreement as stated in the April, 1995

minutes. Motion carried 3 to 2, with Criger and Sparks voting no.

FURNACE FOR MAINT BLDG: Since the weather is getting warmer, this matter was tabled until August.

MISC: The clerk reported that Mr. Gibson had not sent any more information about setting up a re-cycling day in Overbrook, so the subject is tabled until we hear from him.

LAW REPORT: No report was given as Chief Dean and his wife, Stacy, are en route to the hospital to have their baby. The clerk explained that she had put a copy of a bicycle ordinance in their packets for consideration at a later meeting. Chief Dean did want permission to attend a KBI investigation class in Salina the last week of May at a cost of \$109.00. Orville Sparks made a motion, seconded by Mark Criger, to approve sending Dean to the KBI class. Motion carried.

MAINTENANCE: Bob Sisson reported that he has accumulated all the parts to fix the necessary fire hydrants, and has contacted Kansas Rural Water to help with testing the hydrants soon, weather permitting.

Sisson said he hasn't heard from Patchen's regarding the cost and feasibility of repairing the lift station motor. He's guessing somewhere around \$3,000.00 to rebuild it, if possible.

He will be checking with JoEllen Criger about getting the pool prepped for the season.

Sisson reported that everything is ready at Jones' Park for the 1998 season.

CLERK'S REPORT: Cheryl Brown reported that an ordinance naming the street going from Cedar to the cemetery had never been passed. She previously thought that it was in line with Second Street, but now thinks it's really closer to First Street. The clerk said that she'll have an ordinance prepared for the next meeting, and would appreciate any help from the council. Several suggestions were made.

Brown asked for one council member to attend a special library meeting on June 1, 1998. Bruce Smith volunteered to attend if he has nothing scheduled that evening.

TREASURER'S REPORT: Max Friesen reported that the financial statements appear to be in order.

APPOINTMENTS: Bruce Smith made a motion, seconded by Mark Criger,

to appoint Janeece Bullington and Diana Day to the library board.
Motion carried.

Dale Fox made a motion, seconded by Mark Criger, to appoint Don Hylton and Bruce Cole to the Overbrook Housing Authority. Motion carried.

COUNCILMEMBER COMMENTS: Bruce Smith wanted to report that the school board is considering another offer for the middle school building from an individual, and will make a decision on April 27th.

There being no other business to be brought before the council, Dale Fox made a motion, seconded by Bruce Smith, to adjourn. Motion carried; the meeting was adjourned at 10:00 P.M.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: 5.20-98

MINUTES

REGULAR COUNCIL MEETING

MAY 20, 1998

Postponed from 5-13-98

MEMBERS PRESENT: Dale Fox, Wally Thomas, Bruce Smith, Mayor Glyn Day. Mark Criger and Orville Sparks absent.

OTHERS PRESENT: Richard & Rhonda Davenport, Kenneth & Joe Greene, Bruce McKee, Roger Harmon, Stephen Jones, Max Friesen, Ron Dean Jr, Bob Sisson, Cheryl Brown.

The regular council meeting was called to order by Mayor Day at 8:00 P.M. on May 20, 1998. The meeting had been postponed one week and started at a later time to ensure having three members present. Roll was called by the clerk; there was a quorum present. The meeting was opened with prayer by Mayor Day.

MINUTES/WARRANTS: Bruce Smith made a motion, seconded by Dale Fox, to approve the minutes of the April 8, 1998 meeting as written. Motion carried.

Bruce Smith made a motion, seconded by Wally Thomas, to pay all warrants presented. Motion carried.

SOLID WASTE BIDS: Mayor Day opened bids from Midway USA Service (Richard Davenport) and Osage Waste Disposal, Inc. (Greene's). After determining that both bids contained all required documentation, discussion was held regarding the bid amounts and services offered. The main difference between the two bids is Osage Waste Disposal would charge 20% more for a second pick-up on containers whereas Midway charges the same for once or twice-a-week pick-up. Mayor Day pointed out that Midway was bidding the same price for household waste at this time when just a few months ago they were wanting a 6% increase to continue hauling yard waste, or permission to stop hauling it. Bruce Smith made a motion, seconded by Wally Thomas, to accept the bid from Osage Waste Disposal, Inc. for the 1998-1999 year. Motion carried 2-1 with Fox voting no. Copies of both bid sheets are available at City Hall during regular business hours. The new contract calls for the removal of reasonable amounts of yard waste and bulky items. Instructions for these items can be obtained from the city clerk. Joe Greene said that they will bring two trucks to town on Friday's to pick-up the whole town, and will do the second pick-up on Tuesday's. They will start with dumpsters at 7:00 A.M. The clerk said she would put this information in the Chronicle, and also put up posters around town.

POOL PROJECT: Bruce McKee of McKee Pool's was present to discuss his proposal for the new swimming pool to be built if the bond proposal passes in the August primary. The proposal and a preliminary drawing is available for inspection during business hours. The proposal includes, but is not limited to, a 4,000 sq. ft. multi-use pool with Zero-entry access, 3,000 sq. ft. play area, isolated diving area, 2 10' 1m boards, 3 lap lanes, steps, ceramic tile, epoxy pool finish, and all necessary plumbing, filtration, safety & cleaning equipment. Also included is the pool deck, 2 shade

arbors, retaining wall, and 6' fence around the perimeter of the pool. There was discussion regarding upgrading the bathhouse to make it ADA compliant, and also more user-friendly. Bob Sisson recommended purchasing a cover for the pool at the time it's built. McKee agreed because of maintenance and safety reasons. Mayor Day asked Stephen Jones if the city would have to have competitive bidding if and when the bond proposal passes in the August election, or if the city can hire McKee Pools to do the project. Jones replied that as a city of the third class, Overbrook is not legally required to go through the bid process. McKee said that if the bond is passed, they will begin excavating the old pool within a couple of weeks after the pool closes for the season. The new pool should be ready by the first of May, 1999. Bruce Smith made a motion, seconded by Dale Fox, to adopt Ordinance No. 213 calling for a bond election to build a new swimming pool, the bond not to exceed \$395,000.00. Motion carried. The length of the payment schedule needs to be decided at the June meeting because it will need to be published with the notice of the bond election. The bond will be on the August 4th primary ballot.

CITY SALES TAX: Dale Fox said that he had received some negative comments about a local sales tax. After considerable discussion, Bruce Smith made a motion, seconded by Wally Thomas, to pass Resolution No. 36, which will submit to the electors the proposition of levying a one percent retailers' sales tax for the purpose of providing additional revenue for adequate public services within the city, thereby keeping the mill levy as low as possible. Motion carried. Mayor Day stated that this puts the matter on the ballot for the residents of the city to decide. The only other options to increase revenue are to raise utility rates, or to opt out from under the tax lid.

MIDDLE SCHOOL BUILDING: Roger Harmon introduced himself as the new owner of the north part of the Middle School building. He stated that he is planning to convert the upper levels into apartments, and has had discussion regarding uses for the lower level which includes physical therapy and exercise classes. Harmon said he is not planning on any kind of manufacturing enterprise. The clerk told Harmon that he will have to request a hearing with the Planning Commission to request a zoning change as it is now zoned "Public Use". She told Harmon that he should come in during regular hours to start the procedure. There was discussion as to what changes need to be made concerning utilities. Harmon also mentioned that the parking behind the building will be reserved for his tenants.

TREASURER'S REPORT: Max Friesen reported that the fund balances look good as the year is one-third over, and there's still lots of budget authority left. Mayor Day commended the city employees for trying to keep expenses down when possible.

EXECUTIVE SESSION: Wally Thomas made a motion, seconded by Bruce Smith to recess the meeting for 10 minutes to discuss matters pertaining to non-elected personnel. Motion carried. The meeting was recessed at 10:01 PM, and called back to order at 10:11 PM.

RE-APPOINTMENTS: Motion by Bruce Smith to re-appoint Robert Sisson as Maintenance Supervisor, seconded by Dale Fox. Motion carried.

Motion by Dale Fox to re-appoint Ron Dean, Jr. as Chief of Police, seconded by Bruce Smith. Motion carried.

Motion by Bruce Smith to re-appoint Cheryl Brown as City Clerk, seconded by Wally Thomas. Motion carried.

Motion by Dale Fox to re-appoint Robert Call as Maintenance Assistant, seconded by Wally Thomas. Motion carried.

Motion by Bruce Smith to re-appoint Larry Coursen as Municipal Court Judge, seconded by Dale Fox. Motion carried.

Motion by Dale Fox to re-appoint Max Friesen as City Treasurer, seconded by Wally Thomas. Motion carried.

Motion by Dale Fox to re-appoint Ed Harmison, Billy Warrington, Steve Pfannenstiel, Everette Dannar, and Mark Daniels as Deputy Law Enforcement Officers--seconded by Bruce Smith. Motion carried.

TABLED BUSINESS: Due to the meeting starting late, and not having all council members present the proposed bicycle ordinance and an ordinance naming "cemetery road" were tabled until the next regular meeting. Expansion of the police department was also tabled.

PRIDE: Dale Fox made a motion, seconded by Bruce Smith, to pass Resolution No. 37 which urges the citizens of Overbrook support the PRIDE organization. Motion carried.

MIDDLE SCHOOL BUILDING: Bruce Smith reported that the committee has no recommendation at this time, and is under the impression that the school is in no hurry to make changes with the part of the building they still own.

COMMUNITY CENTER: Mayor Day stated that the efforts to obtain funding for the community center have stopped. No one has stepped forward to undertake all the necessary work to get grants or other types of funding.

ANIMAL CONTROL: Mayor Day reported to the council that Bob Call will no longer be taking care of animal control duties outside of regular working hours. His evenings and week-ends have been very disrupted with the number of calls received, the time of night the calls are made, and also the language and attitude of some of the people making the calls. The council agreed that Overbrook cannot provide 24-hour a day animal control coverage. Chief Dean suggested that Call be used nights and weekends only if the police officer on duty thinks an animal call needs his attention. The council agreed by concensus to have Call handle animal control 8 AM to 5 PM, and the police department will handle the others.

POLICE REPORT: Chief Dean reviewed his report with the council, but had nothing in addition to report.

MAINTENANCE REPORT: Bob Sisson reported that the pool has been cleaned and painted, and they will start filling it Thursday.

Sisson said that the water lines at Meadowbrook II haven't been

put in yet.

He said that we're losing some water at one of the wells, and so he's been running Rural Water quite abit. Sisson will have someone from Patchen's check out the pump at the wells.

Sisson reported that he hasn't had anyone come to check on the lift station yet. A new pump will cost \$8900 with a 10 week waiting period. He has someone coming to talk about installing an all-above ground system. The cost would be around \$18,000 but since all the pumps in both lift stations are older, it could be more cost-effective to replace them as possible. He'll have more information later.

He said that all the fire hydrants and parts are here, and they will be repaired or replaced soon.

Sisson said he and Dale will check out what streets need re-sealing or more serious repairs. The condition of the road going to the cemetary has been damaged by all the construction vehicles. Sisson was told to patch it as best as possible before Memorial Day weekend.

Bruce Smith reported that there are a couple of stop signs that need replaced due to being faded.

CLERK'S REPORT: Cheryl Brown said that the auditor was here on Tuesday, and will be here in July to give his report.

She also reported that the computer hardware and software may have to be upgraded or replaced between now and next year in order to be ready for the year 2000. She'll have more information later. The city and the library use the same accounting programs so these costs can be shared.

MAYOR'S REPORT: Mayor Day said that a resident has asked about getting another street light on the south end of Ash Street. Wally Thomas mentioned that another one may be needed close to W. Second and Surrey Lane. The council agreed by concensus to check into adding street lights in these areas.

Dale Fox made a motion, seconded by Wally Thomas, to adjourn. Motion carried. The meeting was adjourned at 10:40 P.M.

Respectfully submitted,

Cheryl L. Brown, City Clerk

APPROVED: _____

6-10-98

MINUTES

REGULAR COUNCIL MEETING

JUNE 10, 1998

MEMBERS PRESENT: Mark Criger, Dale Fox, Bruce Smith, Orville Sparks, Wally Thomas, Mayor Glyn Day.

OTHERS PRESENT: David Sowers, Stephen Jones, Max Friesen, Bob Sisson, Ron Dean Jr., Cheryl Brown.

Mayor Day called the June meeting to order at 7:30 P.M. The clerk called the roll; there was a quorum present. The mayor opened the meeting with prayer.

MINUTES/WARRANTS: Bruce Smith made a motion, seconded by Orville Sparks, to approve the minutes of the May meeting with appropriate changes. Motion carried.

Bruce Smith made a motion, seconded by Orville Sparks, to pay all warrants presented. Motion carried.

FIREWORKS SALES: David Sowers was present to ask permission from the council to allow the sale of fireworks as a fund-raiser for the Boy Scouts. Dale Fox made a motion, seconded by Wally Thomas, to allow David Sowers to sell fireworks at the Boy Scout building until 9:00 P.M. daily and until 10 P.M. on July 4th. Motion carried.

BOND PAYMENT SCHEDULE: Stephen Jones, city attorney, was present to discuss bond payment details in the event the bond issue for a new pool passes in the August election. Jones pointed out that the bonds can be paid early with no penalty. The 15 year payment schedule would require \$193,000.00 interest with a mill levy of 11.2. The interest for a 20-year schedule would be \$271,000.00, but the levy would be only 9.54 mills. Jones recommended that the bonds be paid over a 20-year period, with the option of paying them early with local sales tax money, provided that issue passes in the August election. There was discussion concerning how the mill levy would be figured for individual property owners. The clerk or the pool committee will get this information from the Osage County clerk. The bond issue will be for approximately \$200,000.00 less than the one voted on in the spring of 1997. The probability of both the pool bond and 1% city sales tax passing on the same ballot was discussed. Some of the councilmembers have received negative comments on the sales tax from business owners, although none have come to any of the recent council meetings to voice their concerns. The fact that all people shopping in Overbrook will pay this tax, and not just residents, is a benefit. Bruce Smith made a motion, seconded by Mark Criger, to approve the 20-year payment schedule for the pool bond issue upon it's passage in the August 4, 1998 election. Motion carried. Stephen Jones said that he would deliver the necessary papers to the county clerk and Jonathan Small, *bond attorney.*

INSURANCE CLAIM: Stephen Jones informed the council that he had received a notice from an insurance company wanting to be reimbursed for a claim made by Billy Warrington in 1996. According to the

claim, one of the patrol cars slipped out of gear and rolled into his garage door. Jones said this needs to be forwarded to the city's insurance company. He also included a list of questions he thinks are relevant to the matter.

LAW REPORT: Mayor Day asked that Chief Dean give his report early as this is his wedding anniversary. Dean reported that the police department E-mail address is Overbrook PD at Juneau.comm.

Chief Dean told the council that considering the problems with the floor in one corner of the courtroom, he recommends the original plan of expanding his office into part of the courtroom. Municipal court will be held in the council area from now on. Mark Criger made a motion, seconded by Orville Sparks, to approve the original expansion plan for the police department office. Motion carried.

Mayor Day told the council that because of Stacy Dean's going to work at Blue Cross Blue Shield in the near future, Dean would like to be included on her policy instead of the city's, but with the city paying the premiums. This would be a \$280 per month savings for the city. The clerk said that this is allowable according to our auditors. She also said that Blue Cross Blue Shield must agree ~~before~~ ^{also}. The council agreed by concensus to pursue the matter.

BICYCLE ORDINANCE: Mayor Day introduced Ordinance No. 214 for discussion. Bruce Smith made a motion, seconded by Orville Sparks, to adopt Ordinance No. 214 which would prohibit the use of motorbikes, bicycles, tricycles, skateboards, scooters, roller blades or roller skates on sidewalks running parallel to Maple Street between Second Street and Santa Fe Trail (4th) Street, but not to include vehicles used in the transportation of physically challenged persons. Motion carried. Violation of the ordinance can result in the property being confiscated, and up to a \$100 fine.

STREET NAME: The mayor introduced Ordinance No. 215 for consideration. Dale Fox made a motion, seconded by Mark Criger, to name the street now referred to as "cemetery road" "East First Street". Motion carried.

STREETLIGHTS: Resolution No. 38 asking KPL for street lights on East First Street close to Ash Street and in the Meadowbrook II addition was discussed. Orville Sparks made a motion, seconded by Bruce Smith, to pass Resolution No. 38. Motion carried. KPL will review the request, and make the final decision as to location.

MAINTENANCE REPORT: Bob Sisson reported that HiPlains Sand has been here to discuss street re-sealing, but hasn't given him a final cost estimate.

Sisson said that new fire hydrants have been installed by Heetco storage and the Co-op, but has two more to replace or repair.

He said that a new pump has been put in place along with the old one at the pool. The pool is still leaking excessively, but with lots of chemicals and backflushing there's a good chance it'll hold together for the rest of the season.

Sisson said Patchen's worked on a hole in the pipe in Well No. 2, and things are going pretty good for now.

He told the council that the necessary supplies are here to get the Meadowbrook II addition hooked up as soon as possible. Sisson said he'll keep the street patched the best he can while all the construction traffic is in the area.

STREET WIDTH: Max Friesen asked the council for input on how wide the streets should be in the new addition. He said that the streets in the Shepard addition are 21' from edge to edge of blacktop, and that East First Street is 17' presently. Friesen plans to make the new streets 24' wide, using a 2" base of rock/gravel from railroad right-of-way that's been deeded to him. The council and mayor agreed by concensus as long as Kramer Engineering is willing to sign off on this gravel.

CLERK'S REPORT: Cheryl Brown reported that there will be a hearing with the Planning Commission on June 25th at 7:00 P.M. to decide zoning for the north part of the middle school building.

Brown said that the ordinance that eliminated yard waste from routine pick-up needs to be amended, and this would be the time to make changes in the 24 cents per service fee if needed. The council agreed by concensus to leave the process fee at 24 cents.

Mayor Day reported that the city's application for a grant to build a fishing lake by Jones Park has been denied, but we can try again next year.

TREASURER'S REPORT: Max Friesen stated that all the fund balances are looking good, and he doesn't foresee any problems. The mayor commended the employees on their efforts.

SALARY REVIEW: Wally Thomas made a motion, seconded by Dale Fox to recess into executive session for 15 minutes to discuss salaries of non-elected personnel. Motion carried; meeting was recessed at 8:33 P.M. Mayor Day called the meeting back to order at 8:46 P.M. Dale Fox made a motion, seconded by Orville Sparks, to approve the following salary changes:

Increase the salaries of Sisson, Dean, Brown, Harmison, Warrington, temporary law enforcement by 4%

Increase the salary of Call to \$9.00 per hour

Leave all others at the present rate

Motion carried.

COUNCILMEMBER COMMENTS: Dale Fox said that he will try to get a

fireworks display ordered. The council agreed by concensus to pay any up-front costs as has been done in previous years.

Dale Fox made a motion, seconded by Bruce Smith, to adjourn. Motion carried; the meeting was adjourned at 8:48 P.M.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: _____

7-8-98

MINUTES

REGULAR MEETING OF THE COUNCIL

JULY 8, 1998

MEMBERS PRESENT: Wally Thomas, Bruce Smith, Mark Criger, Dale Fox. Orville Sparks and Mayor Glyn Day absent.

OTHERS PRESENT: Jim Long, Roger Harmon, Jagger Swisher, Max Friesen, Bob Sisson, Ron Dean Jr., Cheryl Brown. Tom Sanders.

The meeting was called to order at 7:30 P.M. by Dale Fox, president of the council, in the absence of Mayor Day. Roll was called by the clerk; there was a quorum present.

MINUTES/WARRANTS: A motion was made by Bruce Smith, seconded by Wally Thomas, to approve the minutes of the June 10, 1998 meeting as written. Motion carried.

Mark Criger made a motion, seconded by Bruce Smith, to pay all warrants presented. Motion carried. Wally Thomas made a motion to pay JoEllen Criger \$84.65 for supply reimbursement. Bruce Smith seconded; the motion carried.

AUDIT REPORT: Jim Long of Bogner & Long was present to review the audit report for the city's financial statements for 1997. Long reported that there were no budget violations during 1997, and that the overall report is considered clean. He again pointed out that the cash balances were low at the end of the year, and expressed concern regarding how the city would pay for any major city needs, such as street projects or water/sewer replacement.

Long explained to the council that the figures he needs for the 1999 budget prep are late coming from the Osage County Clerk, so there may be a need for a special meeting to approve the publication of the proposed 1999 budget. The council agreed to call a special meeting if necessary. He told the council that he will prepare the budget as if the pool bond and sales tax are going to be approved by the voters on August 4th. If either one or both issues do not pass, the budget hearing will have to be re-scheduled. The clerk said that she will notify Long as soon as a special meeting is scheduled.

STREET LIGHTS: The clerk reported that KPL has the resolution to add some street lights in the Meadowbrook II area, and will act upon it as soon as possible.

STREET RE-SEALING: Hi Plains Sand has sent a letter detailing the cost of certain streets to be re-sealed, and extra work on Maple Street north of Sixth Street. After discussion, Bruce Smith made a motion, seconded by Mark Criger, to do the work on Maple Street and re-sealing other streets with the cost to be \$22,500. Motion carried. Dale Fox and Bob Sisson will inspect and determine the streets that need to be re-sealed.

MIDDLE SCHOOL ZONING: The Overbrook Planning Commission submitted their recommendation to be as follows:

Rezone the property at 306 Ash Street from Public Use to Multiple-Family Residential. They also recommend that Osage Development L.L.C. be issued a conditional use permit for the purpose of Therapeutic Massage/Physical Therapy by a certified therapist. Bruce Smith made a motion, seconded by Mark Criger, to approve the recommendation as stated. Bruce Smith also made a motion, seconded by Wally Thomas, to adopt Ordinance No. 216 to enact this zoning. Motion carried. The clerk explained that there is a two-week waiting period to allow for a percentage of written protests. The ordinance will be published as soon as that period is over.

VETERINARY OFFICE/CITY POUND: Tom Sanders told the council that he has purchased the Steve King property, and is planning to put up a 40 x 40 metal building in which to start a small-animal practice. The property is zoned as Industrial at this time. He is interested in acting as the city pound when the building is ready. Sanders proposed charging a per/day fee, depending on the animal, and maybe adding extra for euthanization and disposal when necessary. The council stated that while they are pleased with the job that Carbondale Veterinary clinic is doing for the city, supporting a local business is important. Sanders said that it might be the first of the year before the practice is up and going. The council expressed their support and told Sanders to keep them informed. Sanders said that he may be pursuing a large-animal practice on the premises in five years or so. The council recommended that he check with state health and environment officials on what guidelines he would need to follow regarding this.

MAINTENANCE REPORT: Bob Sisson reported that the water in Meadowbrook II addition is installed.

Sisson said that the city received a satisfactory report from the state after an inspection at the wells and lagoons.

He reported that the pool is in bad shape. We're using alot of chemicals.

Sisson said that he still has one fire hydrant to either repair or replace.

LAW REPORT: Chief Ron Dean told the council that the 89 Crown Vic is in a shop in Topeka. There is a problem with the alternator or regulator or something in the electrical system. The car keeps dying because it won't keep a charge.

Chief Dean stated that he had been granted a scholarship to the Command Staff Development meeting in Hutchinson on August 4, 5, 6 and it will cover the cost. The council agreed by concensus for Dean to attend this meeting.

The council agreed by concensus to order necessary signs to enforce the "No Bicycle on the sidewalks" ordinance passed last month.

COUNCILMEMBER COMMENTS: Dale Fox reported that the pool committee has pictures to use in promoting the new pool.

TREASURER'S REPORT: Max Friesen reported all the balances in the funds seem to be on track for this time of year.

MISC: Bob Sisson said that he had heard several very positive comments on the July 4th fireworks display. The council agreed.

Mark Criger made a motion, seconded by Wally Thomas, to adjourn this meeting until a meeting can be held to approve the 1999 budget publication. Motion carried.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: _____

8-12-98

MINUTES

SPECIAL MEETING OF THE COUNCIL

AUGUST 3, 1998

MEMBERS PRESENT: Dale Fox, Orville Sparks, Bruce Smith, Wally Thomas, Mayor Glyn Day.

OTHERS PRESENT: Jim Long, Max Friesen, Cheryl Brown.

Mayor Day called the special meeting to order at 6:30 P.M. and explained that this meeting is being held to review the proposed 1999 budget figures prepared by Bogner & Long.

After discussion of the appraised valuation of the city, Bruce Smith made a motion, seconded by Orville Sparks, to approve publication of the 1999 budget for the City of Overbrook as presented. Motion carried.

The 1999 budget hearing will be held August 17, 1998 at 8:00 P.M. providing no changes have to be made as a result of the primary election.

Orville Sparks made a motion, seconded by Bruce Smith, to adjourn the meeting. Motion carried; meeting was adjourned at 6:50 P.M.

Respectfully submitted,

Cheryl Brown, City Clerk

APPROVED: _____

8-12-98

MINUTES

REGULAR MEETING OF THE COUNCIL

AUGUST 12, 1998

MEMBERS PRESENT: Mark Criger, Bruce Smith, Dale Fox, Wally Thomas, Orville Sparks, Mayor Glyn Day.

OTHERS PRESENT: Brian Ferrell, April Sass, Erin Vandeford, Brandy Shrimplin; Phil Morris, Bruce McKee, Max Friesen, Bob Sisson, Cheryl Brown.

Mayor Day called the meeting to order at 7:30 P.M. Roll call by the clerk determined a quorum was present. The mayor offered a brief opening prayer.

S.A.D.D.: Four Santa Fe Trail students representing the Students Against Destructive Decisions group with Brian Ferrell acting as spokesperson were present to explain the purpose of the organization, and to ask for a donation for a special project. This project is erecting a sign at the high school promoting the use of seat belts. At this time, they are lacking approximately \$200 towards the \$922 sign. Ferrell explained that funds raised in excess of the cost of the sign will go towards maintenance. Dale Fox made a motion, seconded by Bruce Smith, to contribute \$200 to S.A.D.D. for the sign. Motion carried.

POOL PROJECT: Bruce McKee of McKee Pools was present to discuss a schedule of events as the new pool bond issue was approved by the voters on August 4th. McKee indicated that he would start on preliminary drawings for engineer approval right away, and they can begin tearing out the old pool sometime after Labor Day. It was agreed that there should be a pre-construction conference with the pool committee before the September meeting, and that McKee would draft a contract next week for the council and the city attorney to review before the next meeting.

1% SALES TAX: Bruce Smith made a motion, seconded by Mark Criger, to adopt Ordinance No. 217 which will levy a 1% sales tax by the city starting January 1, 1999. Motion carried 4-1 with Sparks voting no. Sparks indicated that he felt he should vote against the ordinance as he was not present when the vote was taken to put the matter on the primary ballot.

TRAFFIC ORDINANCE: Bruce Smith made a motion, seconded by Mark Criger, to adopt Ordinance No. 218 which regulates traffic within the city limits. Motion carried.

UNIFORM PUBLIC OFFENSE: Orville Sparks made a motion, seconded by Dale Fox, to adopt Ordinance No. 219 which regulates public offenses within the city limits. Motion carried.

PALLADIUM LICENSE: Orville Sparks made a motion, seconded by Bruce Smith, to renew the Alcoholic Liquor License for the Palladium as their state license has been renewed. Motion carried.

SALE OF POOL BONDS: Bruce Smith made a motion, seconded by Dale Fox, to pass Resolution No. 39 authorizing the sale of bonds to fund the new pool. Motion carried.

SHAKEN BABY SYNDROME CONFERENCE: Mark Criger informed the council that one of our part-time police officers, Everette Dannar, will be one of the speakers at the national conference in Salt Lake City, Utah in September. All of his expenses will be covered by the group except for plane fare. After discussing Dannar's representing the city as well as himself, Orville Sparks made a motion, seconded by Dale Fox, to reimburse Dannar \$250 for travel expenses. Motion carried.

NEW PATROL CAR: Mark Criger told the council that the 1989 Ford patrolcar is close to needing replaced, and wanted the council to consider getting a new patrolcar using the lease-payment plan again. Chief Dean has talked to Shawnee Mission Ford and received a tentative price of \$20,216 to be paid over a 3-yr period. Mayor Day asked Bob Sisson about the condition of the maintenance pickup. Sisson said that the clutch, alternator, and water pump have all been replaced within the last several months and it's running fine now. He stated that this is the only vehicle in the department that can be used on a daily basis and he would like the council to consider buying a new truck within the next year, and keeping the old one to be used as a back up. At this time, Bob Call uses his personal vehicle unless Sisson is not working. Sisson said he hasn't checked on truck prices at this time.

Sisson said that while he didn't begrudge the police department having a new car, he was concerned that only a small portion of the 96 patrolcar was actually paid for with law budget funds. The clerk confirmed that money from Water/Sewer was transferred to the general fund to make the 1996 lease payment, and half of the 97 and 98 payments came from the general fund with the remainder coming from the law fund.

Criger said that Chief Dean cannot be at the meeting due to the fair starting tonight, but Criger wanted the council to have the information for future consideration.

Bruce Smith suggested that Sisson get some figures about what's been replaced on the pickup, along with the mileage. He also expressed interest in the same information regarding the 89 patrolcar.

MAINTENANCE: Bob Sisson reported that Hi Plains Sand will be in town the last part of August, and that they know we are planning to spend approximately \$22,500 including the extra section in the 600

block of Maple. There was discussion about ways to fund more street work next year. Dale Fox said that maybe some of the sales tax money can be earmarked for streets after this year.

Sisson brought up changing the lift station pump setup rather than buying another replacement pump for half the cost of what a new system cost per station. Sisson said that Joe Maris of the Lindsey Company is sending him more information.

Installing a telemetry setup on the water towers was discussed. This would signal someone when the water level is too low which can happen if there's a break, especially at night. Sisson said that the cost would be around \$2500. The council told him to get more information. Mayor Day said he would give Sisson a name to contact regarding this matter.

The pool will be closing August 16th, and it'll be drained soon after that so it'll be ready for excavation.

TREASURER'S REPORT: Max Friesen reported that things appear to be in good shape for this time of the year. Mayor Day said that the ending balances are better this year than at this time in 1997.

CLERK'S REPORT: Cheryl Brown reminded the council that the 1999 budget hearing is scheduled for Monday, August 17, 1998 at 8:00 P.M. There was discussion regarding which councilmembers could be present. The sale of the pool bonds will be at 7:00 P.M. on September 9th just before the council meeting.

Someone from the state revenue department has contacted the clerk regarding businesses within the city limits, and will be notifying the necessary people before the tax goes into effect on January 1.

The clerk expressed her gratitude to the fire department for the outside faucet which works very well.

She also said Ira Allen of Community Insurance is trying to find another company to cover the Workman's Comp since Hartford is no longer doing it in Kansas.

COUNCILMEMBER COMMENTS: Orville Sparks mentioned that there is a new sign over the fire department office.

There being no further business brought before the council, Dale Fox made a motion, seconded by Bruce Smith, to adjourn. Motion carried; the meeting was adjourned at 8:45 P.M.

Respectfully,

Cheryl L. Brown,
City Clerk

APPROVED: _____

9-9-98

CITY OF OVERBROOK

AUGUST 17, 1998

1999 BUDGET HEARING

MEMBERS PRESENT: Orville Sparks, Bruce Smith, Mark Criger,
Wally Thomas, Mayor Glyn Day. Dale Fox
absent.

OTHERS PRESENT: Marcus Day

Mayor Day called the 1999 Budget Hearing to order at 8:00 P.M.

As no one was present to protest the proposed budget, Bruce Smith made a motion, seconded by Mark Criger, to adopt the 1999 budget as prepared by Bogner & Long. Motion carried.

Orville Sparks made a motion, seconded by Wally Thomas, to adjourn the hearing. Motion carried.

APPROVED: _____

9-9-98

MEMBERS PRESENT: Mark Criger, Orville Sparks, Dale Fox, Bruce Smith, Mayor Glyn Day. Wally Thomas absent.

OTHERS PRESENT: Mr. & Mrs. Jonathan Small, Gail Clum, Max Friesen, Bob Sisson, Ron Dean Jr., Cheryl Brown.

The regular September council meeting was called to order by Mayor Glyn Day at 7:35 P.M. Roll was called by the clerk; there was a quorum present. At this time, a brief prayer was offered by the mayor.

MINUTES/WARRANTS: Mark Criger made a motion, seconded by Orville Sparks, to approve the minutes of the August council meeting as written. Motion carried.

Mark Criger made a motion, seconded by Dale Fox, to approve the minutes of the 1998 budget hearing held on August 17, 1998. Motion carried.

Orville Sparks made a motion, seconded by Dale Fox, to pay all warrants. Motion carried.

BID FOR OVERBROOK POOL BONDS: Jonathan Small, acting as bond counsel for the city, was present to oversee opening bid proposals for the pool project. After a review of the procedure and notices, Small opened the two bids received.

The first bid was from Kansas State Bank, Overbrook, Kansas for 5% interest, which at maturity of the bonds will be \$248,395.83.

The second bid was from Lyndon State Bank, Lyndon, Kansas for 5.5% interest, which at maturity will be \$273,235.42. Small noted for the record that the bid from Lyndon State Bank was not signed.

Small recommended that Kansas State Bank be awarded the bid based on the lowest interest rate. Mark Criger made a motion, seconded by Dale Fox, to award the sale of the bonds to Kansas State Bank at 5% interest for the length of the bonds. Motion carried.

ORDINANCE NO. 220: Bruce Smith made a motion, seconded by Mark Criger, to adopt Ordinance No. 220 which authorizes the city to issue General Obligation bonds in the amount of \$395,000 for the purpose of renovating and maintaining the municipal swimming pool. Motion carried. Gail Clum thanked the council for awarding the bid to Kansas State Bank. The mayor and council expressed their gratitude to Kansas State Bank.

RESOLUTION NO. 40: Small explained that this resolution is a contract between the city and the bond holders which contains the language of the bonds and other information. Bruce Smith made a motion, seconded by Mark Criger, to adopt Resolution No. 40. Motion carried. The council expressed their appreciation to Jonathan Small for his efforts in the procedure.

There was discussion as to how to invest the bond money. Small recommended that the bank that bought the bonds should probably have first consideration for investment purposes. He also pointed out that this will be a fairly short term investment as the pool is to be completed by late spring.

CONTRACT FOR POOL: Mayor Day asked the council to review the contract form from McKee Pools over the week-end, and make notes to use in finalizing it during a special meeting in the near future. The mayor asked that Mark and JoEllen Criger pay special attention to what items may be salvagable. Sisson asked if the city is going to have a survey done before the construction starts. Mayor Day said that the contract states that the owner is responsible for this.

QUOTES FOR NEW PATROLCAR: Chief Ron Dean, Jr. told the council that there is a need for two patrolcars--one for the on-duty officer and one for the on-call officer. He said that the 1989 Ford is shot, and that it needs to be replaced. Fox asked what exactly is wrong with the 89. Dean said it "knocks real bad" when it's started, problems with the transmission for awhile, it has 82,000 miles on it, there's alot of "play" in the steering, and the seat is broken. Fox then asked why the city just spent \$1000 last year to have the car painted. Dean responded that he was told by Freddy Marshall that the engine was fair condition at the time it was painted. Dean told the council that after a car accumulates a certain number of miles, it's not considered to be trustworthy in emergency situations. Dean summarized by saying that the vehicles provided by the city are a reflection of concern for officer safety. He stated that he felt this is a good opportunity to purchase another car since the 96 has been paid for. Mayor Day asked if Dean feels that his 1999 budget can pay for a new car. Dean said that he will have to find the money as the 89 will be 10 years old. The clerk explained how the 1996 Ford was funded, one-third of the money coming from the Water/Sewer fund transferred into the General fund, and with one-third of the money coming directly from the General fund, and the balance coming from the Law fund. Mayor Day asked what Bill Warrington's opinion of the 89 is. Chief Dean stated that he hopes that the council would take his word concerning this matter. The mayor said that he just was interested in Warrington's opinion. Fox asked about getting another opinion on the condition of the car. Paying for evaluations of a ten-year-old car was discussed. Chief Dean said he wanted to avoid paying excess money to maintain the 89. The matter was tabled until the December meeting since the possible purchase won't be made until after the first of the year.

LAW REPORT: Chief Dean reported that the number of thefts increased during August. Dean told the council that he is filling out the application for the FY 1998 Law Grant funds, and will give a detailed report in October. Chief Dean said that Judge Coursen would like to purchase a computer program designed especially for courts at a cost of approximately \$500. This would be paid for by court-related income. Dean said that the program could be put on one of the police department computers. The matter was tabled.

MAINTENANCE: Bob Sisson reported the annual inspection has been done by the state Department of Health & Safety, and the few infractions were minor.

The streets have been resealed, along with the extra work in the 600 block of Maple. Sisson said that he will check with the township about doing some grading where the extra work was done.

The water in the Meadowbrook II addition has been turned over to the city.

Sisson said that Joe Maris from Loveless hasn't gotten back to him with prices on the pipes, pumps, etc. for an above ground system at the lift stations. The pumps currently used cost \$9,000, and come from Germany. The matter was tabled until more information is available.

Sisson is still getting prices for telemetry systems for the towers.

Dale Fox asked about removing the rocks on the sidewalk by Kansas State Bank. Sisson said this was a result of street-sweeping during the re-sealing process, and that he would look into the matter.

Bruce Smith asked who is responsible for mowing and trimming around the playground area. Sisson said the city does it. Smith said that it was in bad shape the last time he was at the park. He also mentioned they were having some problems with getting all the lights to come on. Sisson said he would check into it.

TREASURER'S REPORT: Max Friesen said that the balances look good, and asked when the bill for street re-sealing will come. The clerk replied that it should come so that half will be paid in October, and the balance as funds are available before the end of the year.

CLERK'S REPORT: Cheryl Brown explained that the ordinance approving the zoning for the middle school has to be re-done because Mr. Harmon was given the wrong legal description. Bruce Smith made a motion, seconded by Mark Criger, to adopt Ordinance No. 221 which grants Multiple Dwelling Zoning (and a Conditional Use Permit) for the property at 306 Ash. Motion carried.

The clerk said that she is still waiting for cost estimates regarding upgrading or replacing computers in the office.

Brown told the council that the city has received a \$10 honorarium in behalf of Bruce & Pam Faust's dog that was killed on the highway several days ago. This was done as a result of Bob Call and Bob Sisson's assistance with the dog.

As there were no interested parties present for comments and/or questions, Dale Fox made a motion to adjourn. Bruce Smith seconded the motion; motion carried. The meeting was adjourned at 9:15 P.M.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: _____

Oct. 14, 1998

MINUTES

REGULAR COUNCIL MEETING

OCTOBER 14, 1998

MEMBERS PRESENT: Mark Criger, Bruce Smith, Wally Thomas, Dale Fox, Mayor Glyn Day. Orville Sparks absent.

OTHERS PRESENT: Richard Meyer, Tammy Hunt, Larry Coursen, JoEllen Criger, Bruce McKee, Max Friesen, Ron Dean Jr, Everette Dannar, Bob Sisson, Cheryl Brown.

Mayor Day called the meeting to order at 7:30 P.M. Roll was called by the clerk. The mayor opened the meeting with prayer.

MINUTES/WARRANTS: Bruce Smith made a motion, seconded by Mark Criger, to approve the minutes of the September meeting as written. Motion carried.

Bruce Smith made a motion, seconded by Wally Thomas, to pay all warrants presented. Motion carried.

WATER COMPLAINTS: Richard Meyer, 105 Ash, and Tammy Hunt, 103 Ash, came before the council with concerns about the quality of their water. Both Meyer and Hunt stated that they have had filtering devices installed, but filtering along with occasional flushing by the city hasn't helped the problem. They feel the water isn't safe to drink, and is unsatisfactory for cooking, bathing, and laundry. After discussion, the council said that the city would contact Kansas Rural Water Association to have the situation evaluated for a more permanent solution. Meyer and Hunt expressed their appreciation for any improvements that can be made.

POOL PROJECT: Bruce McKee of McKee Pools was present to discuss the contract with the city for the construction of the new pool. McKee said he would furnish the working drawings, and the wiring from the electric meter to the pump will be done by the city.

Mayor Day asked when McKee is planning to start the project. McKee indicated they would start tearing out the old pool right after Halloween, weather permitting. The mayor said he would like to have a pre-construction meeting just to lay out McKee's planned schedule, and to also work out any undecided details. Mayor Day told McKee that he would prefer McKee's handling as much of the subcontracting as possible. A pre-construction meeting was scheduled for Thursday, October 29, 4:00 P.M. at City Hall.

Dale Fox made a motion, seconded by Bruce Smith, to approve the contract with McKee Pool, Inc. for the construction of the new pool for \$373,471.00. Motion carried. Bruce Smith made a motion, seconded by Mark Criger, to approve Page 6 of the agreement which stipulates that the owner of the pool will be responsible for all environmental liability of the pool after it's construction. Motion carried. Mark Criger made a motion, seconded by Bruce Smith, to approve Page 7 of said agreement, which holds McKee Pools harmless from future accidents involving the operation of the pool. Motion carried.

SHAKEN-BABY SYNDROME CONFERENCE: Everette Dannar was present to report on the national Shaken Baby Syndrome Conference in Salt Lake City, Utah which he attended in September. Dannar felt that the seminars were very good, and he expressed gratitude to the city for paying his travel expenses. He shared that the workshops he attended would be very helpful in the child abuse class he teaches, and for police department investigations of child abuse. The council expressed their appreciation to Dannar for all he does for the city.

COURT COMPUTER PROGRAM: Chief Dean told the council that Judge Coursen has talked to him about a computer program that could be used in the municipal court. The program would cost \$400 with an annual upgrade cost of \$125. Chief Dean said that if his department receives grant funding for a new desktop computer, he would then donate the one he currently has to be used by the municipal court. Judge Coursen explained that this program would track all the tickets, warrants, 30-day suspensions, and do quarterly reports to the state. This particular program was written by a judge from Garnett. Coursen said that Stephen Jones, the city attorney, also recommends the program. Mark Criger made a motion, seconded by Bruce Smith, to purchase the court computer program for \$400. Motion carried. The judge said that he would install the program on his personal computer until the grant funding is awarded to the police department.

LAW REPORT: Chief Dean reviewed his report for the council. He also said that he gave a fingerprinting demonstration for the Boy Scout troupe.

MAINTENANCE REPORT: Bob Sisson reported that a decision needs to be made regarding buying a new pump for the lift stations at a cost of \$9,000 with delivery time of 8-10 weeks, or re-doing one lift station with an above-ground setup at a cost of \$28,000 available from Smith-Loveless out of the Kansas City area. Sisson said that this same company also sells submersible pumps similar to what we have, but difficulty working on them is part of the reason he would like to have the system replaced. If one lift station is redone, then those pumps could be used in the other one. Possible ways of financing the purchase was discussed. The matter was tabled until more information is available concerning the condition of the existing pumps, and financing options.

Sisson said that Walt Martin has a used furnace that the city can buy for the maintenance shop at a cost of \$750 installed. This is about half the cost of a new one. Mark Criger made a motion, seconded by Dale Fox, to purchase the furnace from Martin. Motion carried.

Sisson reported that the fire hydrant at 6th & Maple will have to be replaced. After discussion, it was decided to try to put an

extension on it before buying a new one as they cost around \$800.

Buying a telemetry monitoring system for the east water tower was tabled until Sisson can get more cost information.

TREASURER'S REPORT: Max Friesen recommended that the proceeds from the sale of the pool bonds be put into a savings account in order to draw more interest, and yet be available as needed. He also stated that the fund balances appear to be satisfactory.

CLERK'S REPORT: There was discussion about who to have survey the pool property prior to construction. Mayor Day said that he would take care of the matter.

COUNCILMEMBER COMMENTS: The members said that their concerns had been addressed earlier in the meeting.

Dale Fox made a motion, seconded by Mark Criger, to adjourn as there was no further business before the council. Motion carried. The meeting was adjourned at 9:37 P.M.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: _____

11-12-98

MEMBERS PRESENT: Wally Thomas, Dale Fox, Bruce Smith, Mayor Glyn Day. Mark Criger and Orville Sparks absent.

OTHERS PRESENT: Ron Dean, Jr., Bob Call, Max Friesen, Cheryl Brown.

The regular December council meeting was called to order by Mayor Day at 7:30 PM. Roll was called by the clerk; there was a quorum present.

MINUTES: Dale Fox made a motion, seconded by Bruce Smith, to approve the minutes of the November council meeting as written. Motion carried 3-0.

WARRANTS: After a brief discussion regarding a bill from Goodyear Backhoe, Bruce Smith made a motion, seconded by Dale Fox, to pay all warrants presented. Motion carried 3-0.

COUNCIL CANDIDATE FILING: The mayor reminded the council that the filing deadline is late January, and that the three positions up for election are those held by Mark Criger, Bruce Smith, and Orville Sparks. The mayor asked that those members not running again might suggest people to run.

LIFT STATION: The council reviewed and discussed the proposed payment plan from the Ray Lindsey Co. for the new lift station set-up. The total price quoted was \$26,455.38, to be paid as follows:

\$12, 824.50	Due 30 days from shipment
\$ 3,407.72	Four equal payments over the next year

Bruce Smith had questions concerning who did the actual calculations regarding the size of pump needed, etc. This was all done by Joe Maris and others from Ray Lindsey Co. Bruce Smith made a motion, seconded by Wally Thomas, to approve the proposal from Ray Lindsey Co. for the purchase and installation and payment plan for an automatic pumping station. Motion carried 3-0.

1989 PATROLCAR: Chief Ron Dean, Jr. presented two options concerning the vehicle situation of the police department. The first option is to spend approximately \$3,000.00 for necessary repairs to the 1989 Ford, which has 83,000 miles. The second option is to lease a new car from Shawnee Mission Ford, which is how the 1996 Ford was purchased. The annual payments would be around \$7100 per year for three years, and after the third year the car is owned by the city.

Bruce Smith asked about the need for a second car. Dean responded that a second car is needed for back-up in the event that one car is down for repairs, and also to police special events. Smith asked about renting a car for these occasions rather than buying a second car. Dean said that he feels that using one car all the time causes faster depreciation, where rotating two cars will help both cars last longer. He also stated that he didn't think there is anyone who would have a suitable car for occasional rental. Mayor Day asked about how long other towns in the county keep their vehicles. Dean said that it varies. Day also asked how long Dean thinks the 96 will last if it's rotated with another car. Dean's opinion was that the 96 could last another 6 years if rotated, and with normal maintenance. He explained that the 96 was built for police use, where the 89 is the same

model as what the ordinary citizen could have bought. Dean said that he would schedule the use of the patrolcars in the same way he schedules officers to avoid excessive wear and tear on either of the cars. Dale Fox said that the city should plan a way to save police budget money each year so the car can be bought when it's needed, rather than have to use general fund revenue. Bruce Smith said that the 1999 budget has already been set, and this plan will have to wait until the 2000 budget is prepared. After further discussion, the matter was tabled until Chief Dean can talk to the salesman about holding the price quoted and the whole council is present to vote.

POOL SHADE STAND: Mayor Day reported that Jim Duncan from the Overbrook Ball Association said that they would try and use the old shade stand from the pool if someone hauls it over to Jones park. Bob Call was told to haul it over to the ballpark as soon as possible.

LICENSE RENEWALS: Bruce Smith made a motion, seconded by Dale Fox, to approve 1999 Cereal Malt Beverage Licenses and Game Machine Licenses for O'Bryhim's Thriftway, The Patch, Conrad's Bar & Grill, and Casey's General Store. Motion carried 3-0.

MAINTENANCE REPORT: Bob Call was present in the absence of Bob Sisson. He told the council that the paper work on the lift station has been completed, and that there are no water leaks at this time. Bruce Smith asked if the Hunt's or Meyer's have contacted the city about their water problems. The clerk said she hasn't heard from either of them. Smith asked if a long-range plan should be considered. The clerk was told to have the letter written by Tom DeSpain of the Kansas Rural Water Association available for the council at the January meeting.

LAW REPORT: Chief Dean told the council that the police department had been awarded \$8,413.17 in grant money. This money has to be used for pre-approved equipment rather than cars or personnel. The actual funds should be here in mid-January. One of the items to be purchased is a new computer, and the one now used will be moved into City Hall to be shared by the Municipal Court clerk.

CLERK REPORT: Cheryl Brown reported that she will be "shopping" for a new computer, monitor, and printer for the utility billing and accounting programs after January 1st as neither of the ones being used are 2000 compatible. One was purchased in 1990 and the other in 1993, and as electronic equipment is very reasonably priced at this time, it is more economical to purchase all new rather than upgrade old equipment. Brown should have more details at the January meeting.

Bruce Smith made a motion, seconded by Dale Fox, to give the part-time employees and Bob Sisson \$20 gift certificates as a Christmas bonus. Motion carried 3-0.

The clerk has learned from Mack Dibble that there is a leak in the roof of this building. The warranty expired in October of 1998. Dale Fox said that he would act as a contact between the lodge and council as he is a member of both groups.

TREASURER'S REPORT: Max Friesen reported that the fund balances appear to be sufficient to make it to the end of the year.

COUNCILMEMBER COMMENTS: Dale Fox reported that he has been talking to Roger Harmon about grant money that might be available for a "trail" to be used for walking, biking, skating, --anything that doesn't involve motorized vehicles. The council agreed by concensus to ask Harmon to come to the January meeting for more discussion. Max Friesen asked if the city was

going to try to get the funding for a city pond again. Mayor Day said that we need to contact the person from Parks & Wildlife to get the process started. Fox said that the grant for the "trails" will be a 80-20 grant, with labor and equipment counting for our 20%.

MAYOR'S REPORT: Mayor Day commented on the good progress on the pool project. He also wished everyone a good holiday season, and feels that the city has had a good 1998, and hopefully 1999 will be as good or better.

MISC: The clerk asked for permission to get cost estimates for some kind of a ramp for the City Hall entry. The council agreed by concensus to pursue the matter.

As there was no further business before the council, Dale Fox made a motion, seconded by Wally Thomas, to adjourn. Motion carried 3-0; the meeting was adjourned at 8:50 P.M.

Submitted by,

Cheryl L. Brown,
City Clerk

APPROVED: 1-13-1999

MINUTES

REGULAR COUNCIL MEETING

NOVEMBER 12, 1998

MEMBERS PRESENT: Dale Fox, Mark Criger, Wally Thomas, Orville Sparks. Bruce Smith and Mayor Glyn Day absent.

OTHERS PRESENT: Bob Sisson, Ron Dean, Jr., Cheryl Brown.

President of the Council Dale Fox called the November meeting to order in the absence of Mayor Day. The clerk called the roll; there was a quorum present.

MINUTES/WARRANTS: Mark Criger made a motion, seconded by Orville Sparks, to approve the minutes of the October meeting as written. Motion carried.

Orville Sparks made a motion, seconded by Wally Thomas, to pay all warrants presented. Motion carried.

LIBRARY ROOF LEAK: Bob Sisson reported that the library roof leaks seemed to be coming from the area of the return-air duct. He said that he had tarred that entire area. Marilyn Anderson, the librarian, hasn't called since this last rain, so hopefully the problem has been resolved.

NEW BUSINESS: Wally Thomas made a motion, seconded by Mark Criger, to re-appoint Bob Shepard and Teri Graham to the Board of Zoning Appeals for a four-year term. Motion carried.

LIFT STATION: Bob Sisson reported that he is still waiting for final figures on the cost and possible financing options for improving the lift station. The matter was tabled until those figures are available.

LAW REPORT: Chief Dean told the council that the 1989 Ford patrolcar had suffered some damage to the lower control arm and two ball joints. The cost to repair the car will be \$408.50. Dean questioned whether the value of the car justifies the cost of the repairs. He said that since the car is used mainly as a back-up, he recommends waiting at this time.

Chief Dean reported that the city has received a letter from the OSAGE COUNTY CRIME STOPPERS asking for financial support. This is a non-profit organization, and they need help with expenses such as telephones and office supplies. Orville Sparks made a motion, seconded by Wally Thomas, to donate \$100 to the Osage County Crime Stoppers to help defray operating expenses. Motion carried.

TREASURER'S REPORT: There was no report given as Max Friesen was absent.

COUNCILMEMBER COMMENTS: Mark Criger questioned whether or not the old shade cover stand at the pool was worth giving to the Overbrook Ball Association. The council agreed by concensus to give it to someone, with the ball association having first choice.

Dale Fox commented that McKee is making good progress on the pool.

As there were no comments from interested parties, or additional business before the council, Mark Criger made a motion, seconded by Orville Sparks, to adjourn. Motion carried; the meeting adjourned at 8:01 P.M.

Respectfully submitted,

Cheryl L. Brown,
City Clerk

APPROVED: 12-9-98