

OAKLEY CITY COUNCIL

The Oakley City Council met in regular session in the meeting room at the Oakley Fire Station at 215 Hudson Avenue at 7:00 PM. Mayor Jerry Robben presided.

Council members present. Roger Boyd, Charles Beamer, Shawna Allison and Cody Finlay.

Member absent. Kevin Uhrich.

City staff present. City Administrator Brandon Buchanan, City Clerk Rose Wessel, Utilities Director Rodney Huffman and Police Chief Danny Shanks.

Others present. Jimmy Bloom, Barb Glover, Cora Lee Park, Nick Scott, Lorraine Samuelson, Jim Millensifer, Dennis Schiel, Linda Engel, Dena Stoll, Darryl Cooper, Danny Lockhart, Sherry Taylor and Raelene Keller.

Call to order. Mayor Robben called the meeting to order.

Minutes. Allison moved to approve the minutes of the October 19, 2009 regular meeting as presented. Boyd seconded. Motion carried unanimously. Action (# 8405)

Finlay moved to approve the minutes of the October 23, 2009 special meeting as presented. Allison seconded. Allison, Finlay and Boyd voting yes. Beamer abstained because he was not present. Motion carried. Action (# 8406)

Warrant Register. Following questions, Finlay moved to approve the October 30, 2009 Warrant Register in the amount of \$307,088.74 (Check Nos. 33452-33502). Boyd seconded. Motion carried unanimously. Action (# 8407)

Employee Exception Report. Beamer moved to approve the October 23, 2009 Employee Exception Report for 1,983.75 regular hours and 77.50 overtime hours (ACH Nos. 5291-5316, Check Nos. 14191-14206). Allison seconded. Motion carried unanimously. Action (# 8408)

Citizen Request to Speak. Jimmy Bloom discussed land that he owns, located east of Sunrise and south of Ivory Street, a portion of which is inside the City limits. Bloom reported that he is going to rent this ground to someone who will fence it and put cattle on it. Bloom asked permission from the Council to allow this individual to put cattle also on the land that is in the City limits. Buchanan reported that the City Municipal Code states that it shall be unlawful for any person to keep or maintain any horses, mules, asses, cattle, hogs, sheep, goats or any other domestic animal within the City limits of the City of Oakley. The Council discussed this request and stated they would consider it and make a decision later.

Dennis Schiel discussed a set of panels for a mural that the Hays Arts Council has commissioned him to make and stated the completed panels will be housed in the State Capital. Schiel reported the mural will consist of ten panels, each costing \$23,000 and he is traveling around the state requesting investments for this project. Schiel stated anyone can invest \$1,000 if they so choose and discussion followed on this.

Driveway for Oakley Veterinary Clinic. Sherry Taylor asked the Council to construct a driveway, and install a culvert, to the south of the driveway that was blocked by erecting a fence at Oakley Livestock. Following discussion, Beamer moved to approve the construction of a forty (40) foot

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wide driveway for Oakley Veterinary Service, with them paying for the culvert. Boyd seconded. Motion carried unanimously. Action (# 8409)

Rezoning for 304 E 8th Street. Mayor Robben stated the Planning Commission met and is recommending the rezoning of the parcel for the mortuary be re-zoned to C-2. Buchanan reported this was zoned A-L (General Agriculture) and when it was annexed into the City, the zoning changed to R-1 (Residential) and needs to be rezoned to C-2 (General Commercial District). Allison moved to approve Ordinance NO. 1070, An Ordinance Adopting the Recommendation of the Planning Commission and Changing Certain Zoning with the City of Oakley. Finlay seconded. Motion carried unanimously. Action (# 8410)

Water Usage-Kansas Kountry Inn. Dena Stoll discussed an on-going issue with the water meter at Kansas Kountry Inn and the usage it registers. Utilities Director Huffman stated the City put a new meter in approximately a year ago and discussed putting in a three (3) inch compound meter and sending in the current meter for testing. Huffman stated if the testing on the meter shows that nothing is wrong, Kansas Kountry Inn would pay for the testing. Following discussion by the Council on the cost of a new meter and Stoll agreeing to pay for the testing of the meter, it was the consensus of the Council to send the meter in for testing per the City Water Meter Policy.

Transportation Enhancement Grant. Cora Lee Park discussed the information included in the packet and reported they had met this morning with the Logan County Commissioners regarding a contribution of \$50,000.00 towards the Transportation Enhancement Grant, which is a 80/20 grant. Discussion followed on the Wild West Historical Foundations request to the Oakley Tourism Committee to consider a request for the City to contribute \$50,000.00 from Tourism Guest Tax towards the 80/20 grant and the Tourism Committees unanimous vote to recommend to the Council. Logan County Commissioner Nick Scott stated Logan County would contribute \$50,000 if the City would contribute. Millensifer suggested possibly increasing the percentage of the City's Transient Guest Tax from 4% to 6% and to use this increase to help with the Cultural Center. Keller stated the City of Colby increased their Transient Guest Tax percentage by one (1) % and used this towards a Visitor Center and they have continued using this one (1) % for the Center. Millensifer discussed the issue of the Fick Museum moving to the Cultural Center and Keller stated she had received a letter from the Fick Museum Board stating that they did not want to relocate the Museum to the Center. Allison, Beamer and Finlay discussed the phone calls they had received against this project and their commitment to the residents of the City to spend the City's funds wisely. Millensifer stated Tourism funds are from the Bed Tax that tourist pay. Linda Engel questioned as to the possibility of locating this Center on Center Avenue and discussion followed on this. Keller stated the WWHF would pay for the designs and the land, the building would be owned by a 501(c)3 and the funds would have to be funneled through the City or Logan County. Mayor Robben stated it is a consensus that the City Council is not in favor of it, but Mayor Robben was.

Sales Tax for Road Improvements. Buchanan discussed the conference call with Ranson Financial concerning a City sales tax and reported there are two options, a City sales tax of two (2) % for General Purpose, which would be used for more than one project, say General Road Improvements and Infrastructure Repair; and the other a sales tax of one (1) % for Special Purpose, just one project. Buchanan reported that the General Purpose does not have to have a sunset, whereas the Special Purpose requires a sunset date. Discussion followed on this

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issue and Buchanan stated he is in the process of gathering information regarding costs for road improvements.

Landfill Fine-Options for Use. Buchanan reported that he met with Kansas Department of Health and Environment regarding the \$6,000 fine and has received a letter stating the City pay the fine or make improvements to the Landfill in the amount of \$12,000. Discussion followed on the deadline and Buchanan reported that he would contact KDHE to get the deadline extended to allow City staff to gather more information on improvements at the Landfill.

Mayoral Appointments. Mayor Robben appointed Kara Larshus to fill the unexpired term of Billie Eberle until May 2010 on the Oakley Library Board. Allison moved to approve the Mayor's appointment of Kara Larshus to the Oakley Library Board. Finlay seconded. Motion carried unanimously. Action (# 8411)

Boundary Resolution. Beamer moved to approve Resolution No. 2009-14, A Resolution Declaring the Boundary of the City of Oakley, Kansas. Finlay seconded. Motion carried unanimously. Action (# 8412)

Flexible Spending Account-Signatures. Clerk Wessel reported they needed to re-do the signature card for this account and following discussion. Finlay moved to approve that Rose Wessel and Barbara Kelly be the main signers on the account and Mayor Jerry Robben be the alternative signer on the Flexible Spending Account. Beamer seconded. Motion carried unanimously. Action (# 8413)

Administrative Reports. Buchanan stated the requested materials have been sent to Groundwater Associates in Wichita and he is waiting for a response. Buchanan reported City staff is researching an alternate location for the new well and will be having test done on the water at this new location for nitrates and VOC's; and if these test come back okay, more comprehensive tests will be done as required by KDHE. Buchanan stated that he has received an extension to the deadline until March 2010.

Buchanan reported the estimated repairs to the Street Department Loader will be approximately \$1,000 and discussion followed.

Buchanan discussed the issue of access to the recycling bins and reviewed several possible solutions to this scenario and discussion followed.

Buchanan reviewed the sales tax projections information spreadsheet included in the packet.

Mayor and Council Reports. Allison reported that the Employee Appreciation Banquet is scheduled for January 16, 2010 at the Oakley Country Club and the Council discussed planning this event.

Beamer reported on the meeting he attended in Hays concerning the states Comprehensive Plan for Roads and Bridges.

Mayor Robben inquired if the street sweeper was working and Buchanan stated that some streets were swept last week.

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Adjourn. Boyd moved to adjourn the meeting. Finlay seconded. Motion carried unanimously. Action (# 8414) Mayor Robben declared the meeting adjourned at approximately 10:45 PM.

Rose Wessel
City Clerk

APPROVAL OF MINUTES:

ATTEST: _____ MAYOR: _____