

**CITY OF NICKERSON  
15 N. NICKERSON  
NICKERSON, KS 67561**

**REGULAR COUNCIL MEETING  
Tuesday January 3, 2012**

**MAYOR:** Jim Gladden

**COUNCIL:** Brad Berridge – President, Linda Fleming, Dale Brown, Jim Koon, Skip Russell,  
Mike McLemore

**EMPLOYEES**

**PRESENT:** Robin Schmitt, Rick Sims, Mark Gomes, Phyllis Richardson

**GUESTS:** David Richardson, Aryn Hedrick, Brain Rife,

**ATTORNEY:** Stan Juhnke

**ROLL CALL:** Berridge, Russell, Koon, Brown, Fleming, McLemore

**ABSENT:**

The Regular City Council meeting was called to order by Mayor Gladden at 7:00 p.m. on Tuesday, January 3, 2012 at Nickerson City Hall.

**APPROVAL OF MINUTES, AGENDA, & PAYABLES – each item limit to 15 minutes**

Motion made and seconded by Council Member Berridge and Council Member Russell to approve the December 19<sup>th</sup>, 2011 Minutes. Motion carried by the following vote: **YES:** McLemore, Russell, Koon, Brown, Fleming, Berridge **NO:** None

Motion made and seconded by Council Member Russell and Council Member Fleming to approve the Agenda with the addition under Old Business (3) Ordinance 2012-01. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Koon, Russell, McLemore **NO:** None

Council Member Koon confirmed the check paid to Reno County Sheriff's Department was for inmates held for Nickerson.

Motion to approve the January 3<sup>rd</sup> payables was made and seconded by Council Member Berridge and Council Member McLemore. Motion carried by the following vote: **YES:** Brown, Koon, Russell, McLemore, Berridge, Fleming, **NO:** None

**CITY ATTORNEY** Stan Juhnke – Absent

**PUBLIC COMMENTS** – None

### **OLD BUSINESS**

**EXECUTIVE SESSION (PERSONNEL) for 15 MINUTES.** Motion made and seconded by Council Member Russell and Council Member Berridge to recess into executive session for fifteen minutes. Motion carried by a show of hands. 7:04 p.m.

Mayor Gladden called the meeting back to order. 7:19 p.m.

Council Member Russell made a motion to give Maintenance Supervisor Mark Gomes a pay increase of 3 ½ %. Council Member Brown seconded the motion. Motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell, **NO:** None

A motion was made and seconded by Council Member Russell and Council Member Brown to increase City Clerk Robin Schmitt's pay rate to the minimum rate of her classification. Motion carried by the following vote: **YES:** Russell, McLemore, Berridge, Fleming, Brown, Koon, **NO:** None

A motion was made and seconded by Council Member Russell and Council Member Brown to increase the remaining full time employee's rates of pay by 2%. Motion carried by the following vote: **YES:** Fleming, Berridge, McLemore, Russell, Koon, Brown, **NO:** None

City Clerk Schmitt requested the Council approve Ordinance 2012-01 pertaining to the 1% sales tax extension special election. Motion was made and seconded by Council Member Fleming and Council Member Berridge to adopt Ordinance 2012-01. Motion carried by the following vote: **YES:** Berridge, Russell, Koon, Brown, Fleming, McLemore, **NO:** None

### **NEW BUSINESS**

City Clerk Schmitt requested the Council's approval to reword the Personnel Manual in Section 4 paragraph B to state: When an employee is on scheduled emergency call such as after hours and weekends, the employee shall receive payment for two hours minimum per call out at one and one-half their normal rate of pay. If an employee is not on scheduled emergency call but is called out, the employee will be compensated at one and one-half of their normal rate of pay (two-hour minimum). Call out hours are not subject to the 40 hour minimum requirement for overtime pay. Discussion ensued. Motion to approve the rewording was made and seconded by Council Member Berridge and

Council Member Koon. Motion carried by the following vote: **YES:** McLemore, Russell, Koon, Brown, Fleming, Berridge, **NO:** None

City Clerk Schmitt requested the Council approve adding to the Personnel Manual under Vacation, Section 1 and Section 2 b. the wording "or with written approval from the Mayor and the Council." Motion to approve the addition was made and seconded by Council Member McLemore and Council Member Koon. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Koon, Russell, McLemore, **NO:** None

City Clerk Schmitt asked for direction on whether or not personal days should be paid out at the end of the year if the employee has not had the opportunity to use them all. Discussion ensued. Motion was made and seconded by Council Member McLemore and Council Member Koon to word the Personnel Manual under Holidays for personal days to state: Personal days cannot be accumulated and will be forfeited without compensation if not used. Motion carried by the following vote: **YES:** Brown, Koon, Russell, McLemore, Berridge, Fleming, **NO:** None

Nickerson High School sent in a request to the Council for an After Prom Party Donation. The Council discussed the request and a motion was made and seconded by Council Member Brown and Council Member Berridge to donate \$150.00 to the Nickerson High School After Prom Party 2012. Motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell, **NO:** None

## **OFFICERS REPORT**

Mayor Gladden presented the 1% sales tax report.

Council Member McLemore commented on how nice the drawings of the City Park look on the City cable channel 7. McLemore and Brain Rife will start recruiting members for the Community Center Committee and will try to keep the total to around 5 to 7 members for the committee but will welcome others who wish participate as well. McLemore also confirmed that the City Park projects must be completed before any money can be spent on the Community Center.

Council Member Koon received some negative feedback about the speed bump from members of the community that do not live in the neighborhood where the speed bump is located. Koon also received feedback that Nickerson has no curb appeal. A short discussion ensued about curb appeal. Koon asked who will maintain HWY 96 once the bypass is completed. Maintenance Supervisor Mark Gomes confirmed that the section of HWY 96 within the City limits will become Nickerson's responsibility but will be patched and resurfaced before being turned over to Nickerson for maintenance.

Council Member Fleming requested information on what may or may not be in the budget for a new cemetery restroom. Discussion ensued. City Clerk Schmitt will research and have at the next meeting.

Maintenance Supervisor Mark Gomes reported the Park project is coming along well. The basketball goals are complete. The BBQ grills will be completed this week. Approval from the State has been received to install the "cross traffic does not stop" signs at the intersection of Nickerson Street and Railroad Avenue.

Mayor Gladden reported that the Nickerson Coop has inquired about the regulations for a wind generator. The Mayor will provide a copy from the Zoning Regulations book to the Coop.

Mayor Gladden discussed the potholes in HWY 96 by the stop sign. Gomes met with the Maintenance Supervisor from Hutchinson who stated the holes will be patched and then an overlay will be done at a later date.

Avenue B as well as 100<sup>th</sup> Boulevard incurred damage from the sewer project work which Mark is emailing with the engineer about getting the damage corrected under warranty.

Mayor Gladden reported that January 24<sup>th</sup> the papers for the Sewer Project loan closing will be signed and the loan should close on the 26<sup>th</sup>.

Council Member Koon asked that Brian Rife be thanked for his excellent record keeping of Council papers since he helped locate paperwork needed for the Sewer Project loan closing.

Phyllis Richardson thanked Mark Gomes and his crew personally for moving the pool table in the Senior Center to accommodate the new television.

**THERE BEING NO FURTHER BUSINESS**, motion made and seconded by Council Member Fleming and Council Member Berridge to adjourn at 8:10 p.m. A Motion was carried by a show of hands.

Official