

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

**REGULAR COUNCIL MEETING  
MONDAY, JULY 18, 2011**

**MAYOR:** Jim Gladden

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

**EMPLOYEES**

**PRESENT:** Robin Schmitt, Phyllis Richardson

**GUESTS:** Dan Schmitt, Rick Sims, Theresa Tuefel

**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 Monday, July 18<sup>th</sup>, 2011 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 July 5th Regular Minutes. Motion carried by the following vote: **YES:** McLemore, Russell, Koon, Brown, Fleming, Berridge **NO:** None

Motion made and seconded by Council Member Berridge and Council Member Russell to approve the Agenda as published. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Koon, Russell, McLemore **NO:** None

Mayor Gladden confirmed with Maintenance Supervisor Mark Gomes that the Nisley Brothers Trash payable was for the restroom rental for Memorial Day at the Cemetery. Motion to approve the payables was made and seconded by Council Member Russell and Council Member McLemore. Motion carried by the following vote: **YES:** Brown, Koon, Russell, McLemore, Berridge, Fleming **NO:** None.

**CITY ATTORNEY** Stan Juhnke - not present

**PUBLIC COMMENTS** – Theresa Tuefel gave an overview of the Klear Nearly events scheduled for July 29, 30 & 31. Mayor Gladden informed Theresa that the City would like to hold a drawing during Klear Nearly Days to raffle off the old basketball goals that will be replaced at the park. Maintenance Supervisor Mark Gomes explained the goals will be removed after Klear Nearly Days is over.

Council Member Brown made a motion to approve the bringing and consumption of beer by the public in the confined area of the street dance during Klear Nearly Days 2011. Motion was made and seconded by Council Member Brown and Council Member Russell. The motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell **No:** None.

Council Member Brown made a motion to approve the bringing and consumption of beer by the public in the confined area of the mud volleyball event at Klear Nearly Days 2011. Motion was made and seconded by Council Member Brown and Council Member Russell. The motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell **No:** None.

It was confirmed that the Maintenance Department will have the mud volleyball courts filled with water for Klear Nearly Days.

## **OLD BUSINESS**

Council discussed the possibility of continuing the 1% Sales Tax and how it would be used to improve the City. A motion was made to continue the 1% Sales Tax for a five year period to possibly fund finishing the Park, a Community Center, a swimming pool and a new City Sign if passed by election. Motion was made and seconded by Council Member Russell and Council Member Brown. Motion carried by the following vote: **YES:** Russell, McLemore, Berridge, Fleming, Brown, Koon **NO:** None

## **NEW BUSINESS**

City Clerk Robin Schmitt asked the Council to approve getting an answering service for nights and weekends. Calls coming into the City Office after hours and on the weekend would be answered by AnswerLink and calls that need immediate attention would be forwarded to the Maintenance Technician on call at the time. The Council decided to use the recommended answering service, AnswerLink at the monthly rate of \$45 for 52 incoming calls. Motion was made and seconded by Council Member Berridge and Council Member Russell. Motion carried by the following vote: **YES:** Fleming Berridge, McLemore, Russell, Koon, Brown **NO:** None

The Council voted to adopt the 2011 Standard Traffic Ordinance for Kansas Cities. Motion was made and seconded by Council Member Russell and Council Member McLemore. Motion carried by the following vote: **YES:** Berridge, Russell, Koon, Brown, Fleming, McLemore **NO:** None

Council voted to adopt the 2011 Uniform Public Offense Code for Kansas Cities. Motion was made and seconded by Council Member Russell and Council Member Fleming. Motion carried by the following vote: **YES:** McLemore, Russell, Koon, Brown, Fleming, Berridge **NO:** None

Council voted to pass Resolution 2011-03 designating Robin Schmitt, City Clerk as the authorized representative for the City. Motion was made and seconded by Council Member McLemore and Council Member Berridge. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Koon, Russell, McLemore **NO:** None

## **OFFICERS REPORT**

Council Member Russell reported positive feedback about the new no parking signs at the Library and the right-of-way on Railroad Ave.

Council Member Berridge that he and Council Member Brown and Council Member Koon would be attending the Bemby lawsuit mediation. Council Member Brown made a motion to give Council President Berridge the authorization to approve the settlement at the Cities best interest. Motion was made and seconded by Council Member Brown and Council Member Koon. Motion carried by the following vote: **YES:** Brown, Koon, Russell, McLemore, Berridge, Fleming **NO:** None

Maintenance Supervisor Mark Gomes reported he still has not heard back from the Highway Engineers about the cross traffic does not stop signs at Rail Road Ave and Nickerson Street. A request for emergency purchase approval for street sweeper repair for \$706.00 plus or minus was granted by Council Member Koon. The electrical enhancement for the City Park and Klear Nearly Days is completed.

Maintenance Supervisor Mark Gomes requested permission to purchase two 55 gallon drums of All Clear and two 55 gallon drums of Rapid Clear at a cost of \$4200 plus or minus for all four drums. Motion was made and seconded by Council Member Russell and Council Member McLemore to approve the purchase. Motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore Russell, **NO:** None

Maintenance Supervisor Mark Gomes requested permission to purchase 24 replacement water meters at a cost of \$1200 plus or minus. Motion was made and seconded by Council Member McLemore and Council Member Berridge to

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

Council Member Koon asked Maintenance Supervisor Mark Gomes what chemicals are used in the water park and the answer was a chemical that is basically chlorine.

Council Member Koon questioned the design of the heating system in the lift stations. Maintenance Supervisor Mark Gomes explained that the new lift stations do not have a heater and the maintenance department puts in a heater themselves.

Maintenance Supervisor Mark Gomes gave an overview of how the Sewer Project walkthrough went.

City Clerk Robin Schmitt requested approval to reimburse the Maintenance Technicians, \$25 a month for having to use their personal cell phones while they are on call in the evenings and weekends. Motion was made and seconded by Council Member Koon and Council Member Russell to approve the purchase. Motion carried by the following vote: **YES:** Russell, McLemore, Berridge, Fleming, Brown, Koon **NO:** None

City Clerk Robin Schmitt reported that KVGB 104.3 FM called and wanted the Council to consider purchasing 2 ads to run on the radio station on October 14, 21 & 27, congratulating the football team. The Council decided to decline.

Mayor Gladden gave a review of the water code pertaining to the water bill hearings. He requested a copy of the review be sent out in the delinquent notice letters.

Mayor Gladden reminded the Council of the Budget Meeting on July, 21 at 7pm.

Council Member Koon discussed an issue with homes with grinder pumps. Maintenance Supervisor Mark Gomes will research the grinder pump situation for the next meeting.

**THERE BEING NO FURTHER BUSINESS,** motion made and seconded by Council Member Fleming and Council Member Berridge to adjourn at 8:07 p.m. A Motion was carried by a show of hands.

Official