

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

**REGULAR COUNCIL MEETING
MONDAY, JULY 5, 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, Ron Hirst

ATTORNEY: Stan Juhnke

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

ABSENT:

The Regular City Council meeting was called to order by Mayor Gladden at 7:00 p.m. on Monday, July 5th, 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 McLemore to approve the June 20th Regular Minutes. Motion carried by the following vote: **YES:** McLemore, Russell, Koon, Brown, Fleming, Berridge **NO:** None

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

Council Member Koon confirmed with Maintenance Supervisor Mark Gomes that the traffic sign payable was correct. Motion to approve the payables was made and seconded by Council Member Russell and Council Member Berridge.

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

CITY ATTORNEY Stan Juhnke - not present

PUBLIC COMMENTS – None

OLD BUSINESS

Council discussed the Purchase Procedure presented by Maintenance Supervisor Mark Gomes. Motion was made and seconded by Council Member Russell and Council Member Brown to adopt the Purchase Procedure as written. The motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell **No:** None

Mayor Gladden reported on Utility Clerk Ashley Bowman's 90 day evaluation. Council discussed a pay increase of 35 cents. Council Member Russell made a motion to increase Ashley's rate of pay by 35 cents and then to move to step B on the pay scale at her next evaluation if merited. The motion was seconded by Council member McLemore. Before the vote was taken the Council discussed the motion further and rescinded the motion. Motion to rescind was made and seconded by Council Member Russell and Council Member McLemore. Motion to rescind carried by the following vote: **YES:** Koon, Fleming, Brown, Berridge, McLemore, Russell **No:** None

A new motion was made to give Ashley a 35 cent per hour raise upon the next pay period and an additional 35 cent raise per hour after she has completed her cross-training and the City Clerk is satisfied with her progress. Motion was made and seconded by Council Member Russell and Council Member McLemore. Motion carried by the following vote: **YES:** Russell, McLemore, Berridge, Fleming, Brown, Koon **NO:** None

Council discussed having the Maintenance Department remove the brush and trees at the entrance of the Cemetery at Maintenance Supervisor Mark Gomes' discretion. Motion was made and seconded by Council Member Brown and Council Member Russell to proceed with the brush and tree removal. The motion carried by the following vote: **YES:** Fleming, Berridge, McLemore, Russell, Koon, Brown **No:** None

NEW BUSINESS

Brian Rife presented the Council with the previous Councils research on the use of the 1% sales tax Visioning Sessions. Brian asked the Council to consider the benefits of continuing the 1% sales tax and asked that they keep in mind the deadlines for the election. The issue will be put on the next council meetings agenda for further discussion.

Mayor Gladden informed the Council that the Budget meeting with the Auditors is set for July 21st. The Council agreed that the time of the meeting will be 7pm.

The Council voted to pass Resolution No. 2010-02 and Resolution 2011-02 Waiving the Statutory Generally Accepted Accounting Principles (GAAP) Requirement for years 2010 and 2011. Motion was made and seconded by Council Member McLemore and Council Member Fleming. Motion carried by the following vote: **YES:** Berridge, Russell, Koon, Brown, Fleming, McLemore **NO:** None

Council voted to pass Ordinance No. 2011-04 relating to delinquent utility notices and hearings. Motion was made and seconded by Council Member McLemore and Council Member Russell. Motion carried by the following vote: **YES:** McLemore, Russell, Koon, Brown, Fleming, Berridge **NO:** None

Council voted to pass Ordinance No. 2011-05 relating to delinquent utility hearings. Motion was made and seconded by Council Member McLemore and Council Member Russell. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Koon, Russell, McLemore **NO:** None

Council voted to pass Ordinance No. 2011-06 amending section 15-220 (b)-(c), and repealing section 15 – 220 (d)-(f), and relating to utility hearing dates. Motion was made and seconded by Council Member McLemore and Council Member Russell. Motion carried by the following vote: **YES:** Brown, Koon, Russell, McLemore, Berridge, Fleming **NO:** None

Council passed a motion setting the rotation schedule for each Council Member to sit as hearing officer each month for the Utility Hearings. The rotation will be as follows: Berridge, Fleming, Brown, Koon, Russell, McLemore. The schedule will be reevaluated in December to confirm the schedule is working for everyone. Motion was made and seconded by Council Member Russell and Council Member Berridge. Motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell **NO:** None

OFFICERS REPORT

Council Member McLemore asked if there is a waiting period before action will be taken pertaining to the new no parking signs that were placed at the City Library and the right of way at the intersection of Nickerson Street and Railroad Ave. It was confirmed that Police Chief Kelsey will contact persons with vehicles that have been stored in these areas for extended periods of time to allow them time to move their vehicles before tickets will be given out.

Council Member Koon reported positive feedback about the new speed-bumps on Holiday Street between H and I. Council Member Koon also thanked Maintenance Supervisor Mark Gomes for getting them installed.

Council Member Brown asked how the Sewer Project Easement issues are coming along. Mayor Gladden reported that City Attorney Stan Juhnke recommended that the City use the references from EBH and start purchasing easements since the title companies are unwilling to issue any title policies involved with the Nickerson Project. Mayor Gladden will contact City Attorney Stan Juhnke about purchasing the easements.

Council Member Fleming discussed the near accident occurrences at the intersection of Nickerson and Railroad. Maintenance Supervisor Mark Gomes has purchased signs and is waiting on the approval of the State Signing Engineer to have them installed.

City Clerk Robin Schmitt reported that an A-133 Audit is required due to the City's Federal Funded Sewer Project Loan proceeds that are over the \$500,000 threshold. Swindoll, Janzen, Hawk and Loyd are amending the original contract to include the A-133 Audit for an additional \$5000.

Mayor Gladden asked the Council if they wanted City Attorney Stan Juhnke to attend the Bemby mediation. The Council decided that the Attorney will not need to be at the mediation since Council Members Berridge and Brown will be attending.

Maintenance Supervisor Mark Gomes clarified that there is a percentage of retention that is held back for an additional year after the completion of the Sewer Project. Also, Mr. England has indicated that he should have the drawings for the Park Project ready by the end of the week.

Mayor Gladden confirmed with Maintenance Supervisor Mark Gomes that the Storm Siren frequency has been checked. Mayor Gladden also asked what will be done with the old basketball goals that will be removed from the Park. The Council discussed the possibility of giving them away or having a drawing at Klear Nearly days for them. Mark will need to see how they were installed in the first place to see how they will need to be removed.

THERE BEING NO FURTHER BUSINESS, motion made and seconded by Council Member Fleming and Council Member Berridge to adjourn at 8:34 p.m. A Motion was carried by a show of hands.

Official