

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

REGULAR COUNCIL MEETING

Monday, October 15, 2012

MAYOR: Jim Gladden

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

EMPLOYEES

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

GUESTS: General Public

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, October 15, 2012 at Nickerson High School.

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 October 5, 2012 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 Fleming to approve the Agenda with the following change, public comments limited to 3 minutes. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Koon, Russell, McLemore, **NO:** None

Motion to approve the October 15, 2012 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 **ABSTAIN:**

OLD BUSINESS

Ordinance 2012-12: An ordinance amending General Ordinance 2012-04 involving chapter 7, Article 3 of the City Code relating to the discharge of fireworks.

Motion was made and seconded by Council Member Berridge and Council Member Brown to approve Ordinance 2012-12. Motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell, **NO:** None

Rural Development Excess Grant Money- City Clerk Schmitt asked the Council to approve the return of \$78,032.00 of excess sewer project grant money to Rural Development and to move the remaining balance of the grant money to the City's checking account and money market savings account.

Motion was made and seconded by Council Member Russell and Council Member Berridge to approve the refund to Rural Development and to move the remainder to the checking and savings account. Motion carried by the following vote: **YES:** Koon, Brown, Fleming, Berridge, McLemore, Russell, **NO:** None

Ordinance 2012-13: An ordinance disbanding the Nickerson police department and amending Chapter x of the City Code relating to the police department and its responsibilities.

Mayor Gladden informed the attending public that they would be allowed to address the Council for 3 minutes each to state their position and/or concerns about disbanding the police department. Mayor Gladden also stated that it was the consensus of the Council to put the matter up for public vote in April if Ordinance 2012-13 was passed. Mayor Gladden then read Ordinance 2012-13 and instructed the Council not to respond to any remarks made by the public since the Council's job at that time was to listen carefully and to take in to consideration each comment. The floor was then opened for public comments. There were 19 citizens who addressed the Council and voiced various opinions both for and against disbanding the police department.

Motion was made and seconded to approve Ordinance 2012-13 by Council Member Brown and Council Member Berridge. Motion carried by the following vote: **YES:** Berridge, Fleming, Brown, Mayor Gladden **NO:** Russell, McLemore, Koon

Mayor Gladden informed the public that the police department equipment which does not require regular testing or calibration would be kept. He also stated again that public will have the opportunity to vote on reestablishing the police department in April.

NEW BUSINESS - None

OFFICERS REPORT

Council Member Russell stated that this was the first time that the public had supported the police department at a Council meeting.

Mayor Gladden reported that Westar has been contacted about putting in the street light by the lift station on Avenue G, north of the bus barn which was request by Mrs. Philbrick. Mayor Gladden also reported that the speed bump on Holiday Street, which was previously approved, will be installed.

THERE BEING NO FURTHER BUSINESS, motion made and seconded by Council Member Brown and Council Member Fleming to adjourn at 8:05 p.m. A Motion was carried by a show of hands.

Official