

REGULAR COUNCIL MEETING

JULY 3, 2002

7:30 P.M.

PRESENT: Brad Hurd, Tony French, Jerry Bruns, Dan Tilton and Mariann Parker.

ALSO PRESENT: Katie Hargis, Jim & Marge Ruhnke, Melinda O'Bryan, Bill Gibson, Roger Hopkins, Mark Allen, Dick Powell, Ted Collins and Bill Butrick.

PRESIDING: Mayor Janet Tyler.

The meeting was called to order at 7:30 p.m. with all councilmembers present.

Tony French moved to approve the minutes of the last Regular Council Meeting held June 5, 2002. Brad Hurd 2nd, motion carried unanimously.

Dan Tilton moved to approve the bills for the month of June, 2002. Jerry Bruns 2nd, motion carried unanimously.

PRESENTATIONS

Police Officer Mark Allen informed the Council that Doniphan County Sheriff Larry Hunsaker would be unable to attend the meeting tonight for his presentation concerning training for Officer Hontz but would try to reschedule for a future meeting.

OLD BUSINESS

The Council was informed by City Attorney Ted Collins that the League of Municipalities was in agreement that the current proposed franchise agreement by Kansas Gas Service Company would not be sufficient.

7:35 p.m. Jerry Bruns moved to go into executive session for fifteen minutes to discuss legal matters. Brad Hurd 2nd, motion carried unanimously.

7:50 p.m. Jerry Bruns moved to come out of executive session. Mariann Parker 2nd, motion carried unanimously.

Mayor Tyler asked for comments from Jim Ruhnke concerning the zoning change he had requested. Ruhnke stated that both he and Shane Brewer would be totally satisfied with following the City's master plan which was adopted in 1997.

Mayor Tyler asked for comments from citizens opposed to the zoning change. Melinda O'Bryan and Bill Gibson both

stated that the majority of the property owners in the area around the proposed zoning would like to see it stay the same or if changed no more than R-1.

Jerry Bruns moved to deny the original request from R-0 to R-3 on Blocks 6, 7, 8 lots 1-6, 7-12. Brad Hurd 2nd, motion carried unanimously.

Brad Hurd moved to rezone Blocks 6 & 7 from R-0 to R-2 lots 1-6, 7-12 and adopt as Ordinance #429. Mariann Parker 2nd. By roll call vote: Hurd-yes, Parker-yes, French-yes, Bruns-yes, Tilton-no. Motion carried 4-1.

Brad Hurd moved to rezone Block 8, lots 1-6, 7-12 from R-0 to R-3 and adopt by Ordinance. Tony French 2nd. By roll call vote: Hurd-yes, Parker-no, French-yes, Bruns-no, Tilton-no. Motion failed 2-3.

Mariann Parker moved to rezone Block 8, lots 1-6, 7-12 from R-0 to R-2 and adopt as Ordinance #430. Jerry Bruns 2nd. By roll call vote: Hurd-yes, Parker-yes, French-yes, Bruns-yes, Tilton-no. Motion carried 4-1.

8:25 p.m. Jerry Bruns moved to take a ten minute recess. Brad Hurd 2nd, motion carried unanimously.

8:35 p.m. Mayor Tyler called the meeting back to order.

NEW BUSINESS

Jerry Bruns moved to table the 6th payment request from Water Grant #01-PF-131 until the upcoming special meeting with Bartlett & West Engineers. Brad Hurd 2nd, motion carried unanimously.

8:40 p.m. Tony French moved to go into executive session for fifteen minutes to discuss legal matters. Brad Hurd 2nd, motion carried unanimously.

8:55 p.m. Jerry Bruns moved to come out of executive session. Dan Tilton 2nd, motion carried unanimously.

Brad Hurd moved to authorize the City Attorney to proceed with termination of the Degginger Park Trust Fund and procedures to eliminate restrictions. Mariann Parker 2nd, motion carried unanimously.

Brad Hurd moved to publish the proposed 2003 budget as presented. Tony French 2nd, motion carried unanimously.

CITY OFFICERS REPORT

City Clerk Bill Butrick informed the Council that he had talked with Mike Odrowski of Bartlett & West Engineers, Inc. to set up a meeting to discuss the water project. After reviewing the dates available, Mayor Tyler set July 16, 2002 at 7:00 p.m. for a special meeting.

City Superintendent Roger Hopkins presented bids for the purchase of a power washer. The bids were as follows:

1. Tractor Supply Company \$381.26-2500 p.s.i.
2. Sears \$549.99-2700 p.s.i. adjustable tip
3. Town & Country Supply \$1049.99-3000 p.s.i.

Tony French moved to purchase a power washer from Sears at a cost of \$549.99 with adjustable tip. Dan Tilton 2nd, motion carried unanimously.

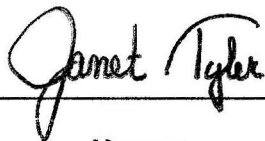
Brad Hurd moved to authorize city maintenance to have internet service hooked up to their computer. Mariann Parker 2nd, motion carried unanimously.

Mariann Parker moved to accept the bid of Larrison Tree Service of \$350 to remove the dead pine tree at Degginger Park. Brad Hurd 2nd, motion carried unanimously.

Brad Hurd moved to hire Larrison Tree Service at \$55 per hour to replace bulbs at the ball park and to bill the college for half of the total bill. Mariann Parker 2nd, motion carried unanimously.

The Council discussed policies relating to the payment of delinquent water bills and water being turned on without permission. The Council instructed the Clerk and Superintendent to enforce the policies and Ordinances of the City as written.

9:35 p.m. Dan Tilton moved to adjourn. Jerry Bruns 2nd, motion carried unanimously.



Mayor



City Clerk