

REGULAR COUNCIL MEETING

JUNE 9, 2010

5:00 P.M.

PRESENT: Ken Stewart, Scott Huss, Jerry Twombly, Mike Batchelder and Mari Ann Parker.

ALSO PRESENT: Robert Powell, Dennis Lentz, Betty Lewis, Fred & Dorothy Matthias, Susan Idol, Randy Snyder, Brandon Whetstine, Quinton Kentzler, Ted Collins, Bruce Case, Dave Reist, Carrie Blevins, Scott Sisk, Russ Karn and Bill Butrick.

PRESIDING: Mayor Marty Allen.

PUBLIC HEARING FOR APPLICATION OF CDBG GRANT

5:00 p.m. Mayor Allen called the Public Hearing to order and asked for public comment for the purpose of considering an application to be submitted to the Kansas Department of Commerce for Small Cities Community Development Block Grant Funds.

Ken Stewart moved to approve Resolution #10-03. A Resolution certifying legal authority and authorization to apply for CDBG from the Kansas Department of Commerce. Scott Huss 2nd. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Stewart-yes, Huss-yes. Motion carried.

Mike Batchelder moved to approve the Statement of Assurances and Certifications. Mari Ann Parker 2nd, motion carried.

Mari Ann Parker moved to adopt the Residential Anti-displacement and Relocation Plan under Section 104 (d) of the Housing and Community Development Act of 1974, as amended. Ken Stewart 2nd, motion carried.

Mari Ann Parker moved to approve the Applicant/Recipient Disclosure/Update report authorizing the Mayor to sign all documents. Jerry Twombly 2nd, motion carried.

Ken Stewart moved to accept the contract of BG Consultants, Inc., to engineer the project contingent upon the grant being awarded. Scott Huss 2nd, motion carried.

Ken Stewart moved to accept the contract with Governmental Assistance Services as Grant Administrator for the project contingent upon the grant being awarded. Scott Huss 2nd, motion carried.

5:12 p.m. Mike Batchelder moved to adjourn the Public Hearing. Ken Stewart 2nd, motion carried.

5:12 p.m. Mayor Allen called the Regular Council Meeting to order with all Council members present.

Ken Stewart moved to approve the minutes of the last Regular Council Meeting held May 12, 2010. Scott Huss 2nd, motion carried.

Mike Batchelder moved to approve the bills for the month of May, 2010. Ken Stewart 2nd, motion carried.

CITY OFFICERS REPORT

Police Chief Brandon Whetstine reported briefly on the activities of the department over the last month including community service hours worked by individuals.

Street & Alley Committee member Ken Stewart asked that the issue of sidewalk replacement and other street repairs be addressed at a work session to be held at a later date.

PRESENTATIONS

Robert Powell asked permission, and was granted by the Council, to meet with Moran Landscaping on a couple of items to be completed at the Community Center. Robert also asked the Council about purchasing the concrete to finish the sidewalk at the Center. Ken Stewart moved to purchase the concrete. Scott Huss 2nd, motion carried.

CITIZENS REQUESTS

Betty Lewis asked about the fountain at Degginger Park. She stated that most of the PRIDE membership would like to see it filled with dirt and plant shrubbery. She also stated that stale water was in the bottom of the fountain bowl. Council member Ken Stewart asked that the Council gather information from the citizens and get their feelings on what they would like to see done with the fountain and to discuss it at a later date.

Susan Idol asked if the City would consider closing North Ives Street from Ohio to Vermont as they did last year for the 4th of July fireworks. Ken Stewart moved to allow for the closing of N. Ives Street as requested with the same time frame as last year. Scott Huss 2nd, motion carried.

Dennis Lentz asked if he could have some of the dirt located east of town to help with building up a street at one of his properties. He was instructed to talk with Jeff Riley about his request.

OLD BUSINESS

City Attorney Ted Collins reviewed Ordinances #'s 488 and 489 with the Council concerning procedures involving repair, removal or improvement of unsafe structures and an ordinance to establish and implement a Insurance Proceeds Fund pursuant to K.S.A. 40-3901.

Scott Huss moved, seconded by Ken Stewart to approve Ordinance #488. An Ordinance of the City of Highland establishing procedures for City to repair, remove or improve unsafe structures. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Stewart-yes, Huss-yes. Motion carried.

Ken Stewart moved to designate the Police Chief as the enforcing officer for Ordinance #488. Mike Batchelder 2nd, motion carried.

Ken Stewart moved, seconded by Mari Ann Parker, to approve Ordinance #489. An Ordinance of the City of Highland relating to establishment and implementation of an insurance proceeds fund. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Stewart-yes, Huss-yes. Motion carried.

It was agreed by the Council to have Council member Jerry Twombly contact an enforcement officer from a neighboring city to provide input on the procedures.

City Attorney Ted Collins reviewed copies of the amended Personnel Manual and the Workplace Substance Abuse and Testing Policy. Mari Ann Parker moved to approve the Workplace Substance Abuse and Testing Policy as presented. Jerry Twombly 2nd, motion carried.

Ken Stewart moved to approve Resolution #10-04. A Resolution of the City of Highland establishing and amending Uniform Personnel Policies for employees of the City and incorporating by reference the document entitled "Personnel Policies and Guidelines" for the City Of Highland, Kansas and amending and replacing the previous document. Mari Ann Parker 2nd. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Stewart-yes, Huss-yes. Motion carried.

City Attorney Ted Collins explained to the Council that safety sensitive and high risk employees would be involved in the drug testing according to regulations.

Ken Stewart moved that law enforcement and city maintenance personnel be listed as safety sensitive positions for the testing. Mike Batchelder 2nd, motion carried.

Mari Ann Parker moved, seconded by Mike Batchelder, to approve Ordinance #490. An Ordinance of the City Of Highland establishing Flood Plain Management. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Stewart-yes, Huss-yes. Motion carried.

NEW BUSINESS

After a brief discussion it was agreed to discuss street asphaltting for 2010 at the work session to be held next week.

Scott Huss moved to approve Resolution #10-05. A Resolution authorizing EFM Consulting LLC to prepare the City of Highland Mitigation Plan and review for adoption

at a future meeting upon completion. Ken Stewart 2nd. By roll call vote: Batchelder-yes, Parker-yes, Twombly-yes, Stewart-yes, Huss-yes. Motion carried.

Mayor Allen designated Diane Stewart as coordinator for the 4th of July activities and the Council unanimously agreed to have the activities held on Sunday, the 4th.

A discussion was held concerning the saddle club arena area. City Attorney Ted Collins, Carrie Blevins, Dorothy and Fred Matthias spoke about legal issues, possible activities and easements.

Mayor Allen asked about selling the utility truck bed. It was agreed to advertise it on “purple wave” and Ken Stewart volunteered to do so.

Mayor Allen stated that David Diveley had asked if the City would be willing to haul off the old concrete from the sidewalk in front of the Hardware Store if he tore it out and replaced it. The Council agreed to discuss this issue at the work session next week.

6:00 p.m. Ken Stewart moved to go into executive session for fifteen minutes to discuss personnel and for City Attorney Ted Collins, Police Chief Brandon Whetstine and City Clerk Bill Butrick to remain. Mari Ann Parker 2nd, motion carried.

6:15 p.m. Scott Huss moved to come out of executive session. Ken Stewart 2nd, motion carried.

Mari Ann Parker stated that a repair estimate on the fountain should be available in the next few days.

A discussion was held concerning sports activities.

6:29 p.m. Scott Huss moved to adjourn. Mari Ann Parker 2nd, motion carried.

Mayor

City Clerk