

May 17, 2010

The regular meeting of the Carbondale City Council was called to order at 7 PM by Mayor Towne.

Council present: Fulton, Vawter, Makowski, G Reed, M Reynolds.

Employees & visitors: Richardson, J Reynolds, J Reed, K Reynolds, attorney DeVoe; Alan Rupe, Kandy & Larry Hinck, Lee Curtis, Marvin Stevens, Barb Prost, Stephanie Watson, Sam Johnson, Pat Cox.

The minutes of 05-03-10 were read. Motion by Fulton, second by M Reynolds to accept the minutes as read. All in favor. Motion carried.

Motion by Makowski, second by G Reed to go into executive session on litigation with Alan Rupe, attorney with Kutak Rock until 7:25 PM. All in favor. Motion carried. The meeting was called back to order at 7:25 PM. Fulton stated the executive session was for 15 minutes with no decisions made.

Police: J Reed gave a report, which included the amount spent on updating the police department equipment. J Reed expressed concern about the traffic at Main and Topeka. Discussion. J Reed requested permission to attend a county commission meeting and request a 4-way stop be placed at the intersection. Motion by Fulton, second by Vawter to allow J Reed to make the request. All in favor. Motion carried.

Maintenance: Richardson stated the contractors will start filling the pool tomorrow. The roof was torn off Friday. The roof install should start tomorrow. Richardson requested permission to install guttering on the pool bathhouse. The saving from the change order of the railing should more than cover the cost. Motion by Fulton, second by G Reed to purchase the guttering. All in favor. Motion carried. The primary basin at the water plant has been cleaned. The culvert at Jones Park has been replaced. It is too wet for ditch & culvert work.

Pat Cox with BG Consultants gave an update on the sewer system review. The bonus round funding through CDBG is due in June. The information will not be ready by that time. Sam Johnson was introduced as an assisting engineer on the project. BG has done a cost estimate based on current information of the sewer system. The worst-case scenario was used in the estimate, which is \$4.9 million. Discussion.

A request from the business owner at 218 & 220 Main St was reviewed. They have been repairing the building and have set park benches & a large planter on the sidewalk next to the building. The attorney stated the nuisance ordinance does not allow objects, which will obstruct the sidewalk. There is a concern about wheelchair accessibility. The attorney measured the distance & felt there was enough room for a wheelchair to get through. Motion by Fulton, second by G Reed to allow the benches & planter, if the planter was moved, so that it was not directly in line with the handrails. 4 in favor, M Reynolds abstained. Motion carried.

The complaint on the property at 2nd & Ridgeway was discussed. Fulton stated the grass should be kept mowed, but wooded area should not be addressed. There are other areas on the edge of the town, which have brush & trees. No formal action was taken.

The City taking over the mowing of the City Park was discussed. The Rec Comm. has an agreement with their mowing contractor through the end of this year, which includes the City Park. The mowing changes will have to wait until the contract has ended. The Rec Comm should inquire about having the park removed from the current contract. Makowski is to get with Fike.

A recommendation on pool fees & staff was submitted for council approval. Discussion. The following fees discussed & approved. Admissions-\$3 ages 4 & over, 3 & under free with a paid admission; Season Passes: Single \$65, Family up to 6, \$165 with additional members \$35; Pool rental up to 50 guests \$125. It was suggested admissions be tracked, including free, so fees can be evaluated for next year. Motion by Fulton, second by M Reynolds to accept the pool fees as stated. 4 in favor, G Reed abstained. Motion carried. Motion by Makowski, second by Vawter to accept Jenny Hudson as pool manager. Fulton, Vawter, Makowski in favor; M Reynolds, G Reed opposed. Motion carried. Motion by M Reynolds, second by Makowski to

accept the lifeguards as listed. All in favor. Motion carried. Motion by M Reynolds, second by Makowski to accept the concession workers as listed. All in favor. Motion carried.

Opening day for the pool was discussed. Schiffelbein requested \$300-\$400 spending allowance to purchase items for the event. There will be free hot dogs served from 1:00 to 3:00 PM. Other items will be available depending on the funds allowed. Schiffelbein will volunteer time & find others to help with event. Motion by G Reed, second by M Reynolds to allow the expenditure & items purchased locally. All in favor. Motion carried. Discussion of actual date for the opening. The council decided the opening will be Sat, May 29th. A party will be held on Fri, May 28th to thank people involved in the pool project; council members, Rec Comm members, city & pool staff, pool committee members, etc. The party will start at 6 PM until dark.

The clerk requested clarification on action that was taken on a resident's water leak at the last council meeting. It appeared the council felt the landlord was responsible for utility bill, but the ordinance does not state the landlord can be held responsible for any part of the bill. The resident is to be sent a letter stating that fact and that they are ultimately responsible for the bill.

Motion by M Reynolds, second by Makowski to recess at 8:25 PM for 10 minutes. All in favor. Motion carried. The meeting was called back to order at 8:35 PM.

An ordinance increasing the monthly trash rate was discussed. The rate needs to go into effect by July 1, 2010. Motion by M Reynolds, second by Makowski to set the residential trash rate at \$12.40 per month. All in favor. Motion carried. The ordinance will be ready for approval at the next meeting.

A request to grant a waiver from the trash can placement ordinance was reviewed. Motion by Fulton, second by Vawter to grant the waiver to the resident at 413 Osage St., but the t-post must be moved to one side of the culvert to avoid blockage. All in favor. Motion carried.

Barb Prost, representing the Osage County Herald Chronicle presented a proposal for publishing a 2-year "Guide to Osage County" in cooperation with Osage County Economic Development. It will replace the "Progress Addition" previously published each year. Stephanie Watson gave a report on the Kansas Sampler Festival & explained Osage County's involvement in the guide. Motion by M. Reynolds to participate with a ½ page color ad for \$355. Discussion. Motion died for lack of second. Motion by G Reed, second Fulton to do a full-page color ad at a cost of \$820. All in favor. Motion carried.

A letter from the zoning commission was reviewed. Motion by G. Reed, second Fulton to appoint Alex Zerbe to the zoning board. All in favor. Motion carried.

The council reviewed 6 extension requests. Motion by Fulton, second by Makowski to grant all extensions. All in favor. Motion carried.

Motion by Fulton, second by M Reynolds to go into executive session on personnel with J Reed in attendance, until 9:07 PM. All in favor. Motion carried. The meeting was called back to order at 9:07 PM. Fulton stated the executive session was for 7 minutes with no decisions made.

Motion by Makowski, second by Vawter to pay all approved bill. All in favor. Motion carried.

There being no further business to come before the council, motion by G Reed, second by Fulton to adjourn at 9:09 PM. All in favor. Motion carried.

Sandra Schiffelbein, City Clerk