

November 15, 2010

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

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

Employees & visitors: Sherwood, Kearney, K Reynolds, Attorney DeVoe, Chief Reed arrived approx. 8:53 PM; John & Shellane Thompson, Jessie Bitar, Jim & Venice Mercer, Debbie Mercer, Sheldon Pegram, Larry & Kandy Hinck, Tracy Cashier, Alice Smith, Lois Herr, Preston West, Richard Tatro, Lee Curtis, Carolyn Dabney, Lonnie & Lisa Wallace, Rebecca Allison, Heather Hastings, Mickey & Michelle Young, Joanna Sherwood, Susie Whalen.

The minutes from 11-1-10 were read. Motion by Vawter, second by M Reynolds to approve the minutes as read. Motion carried.

Maintenance: Sherwood presented an estimate of materials, \$6755.50, to fix the drainage problem in front of the post office. The estimate did not include concrete or labor. It's estimated it would take the maintenance dept 5-7 days to complete the project. Discussion. Motion by G Reed, second by M Reynolds to accept the estimate and the Maint. Dept to continue with the project. Motion carried. The Hach maintenance agreement for testing equipment at the water plant was presented for review. The cost for the annual agreement was \$5354, same as the previous year. Motion by Vawter, second by G Reed to accept the agreement. Motion carried. Sherwood stated Richardson is still working with Mike Gustin on the Emcon bill. A new motor has been ordered for the carbon feeder at the water plant, which should be received in 3-5 weeks. Air pumps were replaced at the main lift station, which is up & running. Pot holes are appearing & Bettis is not selling cold patch. It can be purchased from Lowes at \$12 a bag. M Reynolds stated that was not cost effective. Vawter suggested calling Osage County to find out where they get their cold patch.

An ordinance allowing liquor sales on Sundays & regulating specific holidays was reviewed. The election results have been certified by the Osage County Clerk, showing the ballot question was passed. Motion by G Reed, second by M Reynolds to approve Ordinance 457-2010, which allows Sunday liquor sales. Motion carried.

Lois Herr, spoke on behalf of the Friends of the Library and the Library Building Committee. They are looking into expanding the library to a new location & wanted the council to be aware of the plans. After the presentation, the council was asked if there was anything they would like considered. G Reed stated the City should work with the group as much as they can.

Cat Ordinance: The clerk stated the organization in Topeka has not been contacted. The council was asked for clarification on what information they were wanting. Information on expanding to Carbondale or help forming a branch. Dabney stated she has spoken with the director. The contact information was submitted to the clerk. Discussion. Motion by G Reed, second by Vawter to contact the director and request she come to a council meeting. Motion carried. Attorney DeVoe stated she still needs direction on the ordinance. Motion by G Reed, second by Vawter to table the issue until they can talk to the director. Motion carried.

A letter & petition to vacate streets and alleys was reviewed by the council. The property owner was present & stated she recently purchased the property. Discussion. Attorney DeVoe needs to research the law & see if a public hearing is necessary. Motion by G Reed, second by M Reynolds to table the issue for further research. Motion carried.

The clerk stated Exodus Disposal had a dumpster in town, but did not have a city permit. A letter was sent, along with the application & ordinance. A representative of Exodus called the office & stated a letter would be sent to the council, but no letter has been received. The clerk asked what should be done next. Attorney DeVoe will send a letter stating penalties for not securing a license.

Attorney DeVoe stated a hearing was held in District Court on the condemnation for the easements along Bury Creek. The court continued the hearing so some of the residents can get clarification on the easements. DeVoe asked permission to have Ben Kramer show the Thomas' & Wallace's' exactly where the easements will be. Motion by G Reed, second by Vawter to allow DeVoe to contact Kramer & have him physically show the residents the area covered by the easements. Motion carried.

The clerk requested permission for the Mayor & office staff to handle the extension requests for this month, due to the time frame of this month's meetings and due dates. Motion by G Reed, second by Vawter to allow the Mayor & office staff to handle extension requests for the remainder of this month. Motion carried. Request for extensions from acct #0502 & #0406 were reviewed. Motion by Vawter, second by M Reynolds to grant the extensions. Motion carried.

Motion was made by G Reed, second by M Reynolds to recess for 10 minutes, at 7:44 PM. Motion carried. The meeting was called back to order at 7:54 PM.

Police: Chief Reed requested an executive session on personnel. Motion by M Reynolds, second by G Reed to go into executive session until 8:10 PM to discuss non-elected personnel with the Chief & City Attorney present. Motion carried. The meeting was called back to order at 8:10 PM. Vawter stated the executive session was for 10 minutes with no decisions made.

Motion by Vawter, second by G Reed to pay all approved bills. Motion carried.

There being no further business to come before the council, motion by Vawter, second by M Reynolds to adjourn at 8:11 PM. Motion carried.

Sandra Schiffelbein, City Clerk