

January 17, 2011

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

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

Employees & visitors: Richardson, Sherwood, Chief Reed, Thoman, K Reynolds, Attorney DeVoe; Susie Whalen, Larry & Kandy Hinck, Lee Curtis, Marvin Stevens, Jessie Bitar, Charlie Adams, Jack Dunn, Richard Tatro.

The minute of Jan 3, 2011 were read. Motion by Makowski, second by M Reynolds to accept the minutes as read. Motion carried.

Motion by M Reynolds, second by Makowski to close the regular meeting to hold the public hearing on the petition to vacate streets & alleys. Motion carried. Jessie Bitar requested portions of, North St., Wells St., James St. and 2 alleys in the Edgar & Jenness subdivision, blocks 4,7, & 14, be vacated by the City. She recently purchased the property. She stated there is no legal access to the property. She wants to plant trees & turn the property into a park. Most of the land is in the flood plain & too risky to develop for housing. She asked if the City would consider putting a road & bridge over the creek, if the vacation was not allowed. Attorney DeVoe stated that other property owners cannot cut off access to any property. Also, there is an existing access. Osage County owns the building adjacent to the property & uses the dirt path. Installing a bridge across the creek would be very costly. All bridges or crossings must be approved by the State & would require an engineer. Discussion. Vawter stated the planting of trees was not a problem. If the land was ever developed, the trees could be removed. Makowski stated he was not in favor of vacating. Motion by Vawter, second by M Reynolds not to vacate the alleys or streets. Motion carried. Motion by Reynolds, second by Makowski to close the public hearing and reopen the regular meeting at 7:28 PM. Motion carried.

Police: Chief Reed presented a yearly report, which compared the year 2010 to 2009. Discussion. His questions about the 2010 police budget & funds were resolved with the City Clerk. Chief Reed stated this is the last chance to order a 2010 Dodge Charger. Chief Reed stated areas from which the funding would be available. He would not ask for a 3rd full-time officer for the first quarter. Forfeiture of seized vehicles could go into the equipment fund, since vehicles were used in drug cases. Make adjustments to the 2012 budget to include a "Capital Expense" line item. Putting the Impala back in service was not acceptable. A written release of the '97 Ford has been received from Topeka PD. Both vehicles could be sold. Chief Reed stated a used KHP car would cost approximately \$15,000 plus the cost to equip the car. M Reynolds said he didn't think the City could afford to buy a new or used car at this time. Trechter & Kearney have been trained on use of radar. Reed attended KBI training which goes towards his required hours. Trechter, Kearney, & Reed attended Railroad Grade Crossing training. Reed requested an executive session on behalf of Thoman.

Maintenance: Richardson stated 108 work orders were completed last year. They are still behind on ditch work. A couple of property owners could not afford the cost of the culvert. The first phase of the Post Office drainage problem is complete. Concrete or asphalt over on the last phase will be done in the spring. The council heard a request to send Sherwood to the KRWA Water Conference in March. The approximate cost for registration & hotel is \$392. The council clarified that a City vehicle would be used for transportation. Motion by Reynolds, second by Makowski to pay the room & registration for Sherwood to attend the KRWA Water Conference. Motion carried.

Zoning: Hinck stated at the last zoning meeting, it was discussed that there are no provisions for building additions in the zoning regulations & no fee on the fee schedule. The Zoning Board is suggesting the clarification of additions to buildings & specific fees for such; less than 1000 sq ft. \$25 &

over 1000 sq ft \$40. The attorney stated a public hearing must be held to make any changes to the zoning regulations. It was suggested that changes be noted & made once a year.

The council reviewed a report from the compliance officer on a possible dangerous structure. The council was asked if the property should be handled as a nuisance or start procedures for a dangerous structure. Motion by Vawter, second by M Reynolds to begin dangerous structure procedures. Motion carried.

Four extension requests were reviewed. Motion by M Reynolds, second Makowski to grant extensions to account # 0293 & # 0853. Motion carried. Discussion. Motion by Vawter, second by Makowski to grant an extension to account # 0502. 2 in favor, M Reynolds opposed. Motion carried. No action was taken on the request from account # 0022, therefore, not approved.

Motion by M Reynolds, second by Makowski to recess at 8:01 PM for 10 minutes. Motion carried. The meeting was called back to order at 8:11 PM.

Motion by M Reynolds, second by Makowski to go into executive session on non-elected personnel until 8:32 PM, with the attorney, clerk, Chief Reed & Thoman in attendance. Motion carried. Reed & Thoman left the executive session at 8:20 PM. The clerk left the executive session at 8:30 PM & extension of time was request until 8:55 PM. The meeting was called back to order at 8:55 PM. M Reynolds stated the executive session was for 42 minutes with no decisions made.

Motion by M Reynolds, second by Makowski, as Officer Thoman has not received a raise in 5 years, he will receive a wage increase to \$11 per hour. The wage will be reconsidered at his anniversary date. Motion carried. Motion by M Reynolds, second by Makowski for all employees to receive a COLA of \$.25 per hour to begin with the next pay period. Motion carried. The clerk asked for clarification: Thoman's increase to \$11 per hour does include the COLA.

The work session on the employee handbook for Jan 10, 2011 was canceled due to the snow. Motion by M Reynolds, second by Makowski reschedule the work session to Jan 24, 2011 at 7:30 PM. Motion carried. The work session will follow the nuisance hearings.

Motion by M Reynolds, second by Vawter to pay all approved bills. Motion carried.

There being no further business to come before the council, motion by M Reynolds, second by Makowski to adjourn at 9:01 PM. Motion carried.

Sandra Schiffelbein, City Clerk