

February 22, 2011

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

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

Employees & visitors: Richardson, Sherwood, Cox, Chief Reed, K Reynolds, Attorney DeVoe; Susie Whalen, Larry & Kandy Hinck, Mickey & Michelle Young, Genea Reynolds, Sheldon Pegram.

The minutes from Feb 7, 2011 were read. Motion by Makowski, second by G Reed to accept the minutes as read. Motion carried.

Motion by Makowski, second by G Reed to go into executive session until 7:20 PM with the attorney present to discuss possible litigation. Motion carried. The meeting was called back to order at 7:11 PM. Makowski stated the executive session was for 7 minutes with no decisions made.

Police: Chief Reed stated he applied for shotguns through LESO program. He was approved for 3 shotguns at \$75 each transfer fee plus shipping costs. Discussion of the need for shotguns. M Reynolds asked for assurance that all officers would be trained to use the weapons. Chief Reed stated all officers will be qualified. Motion by G Reed to purchase the shotguns; Makowski asked about ammo, the Chief asked that they finish with the motion; M Reynolds second the motion. Motion carried. The council gave permission to purchase ammo at the cheapest price. Chief Reed had talked with Richardson about putting in a shooting range at West Lake. The clerk expressed concern because there is no fence around the property. It can be accessed through the adjoining properties & people have been known to do just that. The clerk also brought up insurance & liability. The attorney suggested getting a map & showing where it would be located; also checking with the insurance company on the liability. Discussion of cost & other options. Stalker Radar has a handheld unit for \$900, which would be used in areas the car radars cannot pick up. M Reynolds asked to defer the purchase at this time. The Charger went in for repair & service from Dodge. There is an opportunity to purchase a handheld radio from a former fire dept. volunteer for \$30. Shoulder mics were being purchased, two at \$70 each. Evidence collection bags also need to be purchased. Training had been scheduled for Chief Reed, Trechter & Kane. The drug training, which information was made available at the last council meeting, would cost approximately \$1000. The City would pay room & board & wages of the officer. Attorney DeVoe explained this was very specialized training. Chief Reed stated he was not sure that is something that is need right now. M Reynolds agreed. Attorney DeVoe asked Chief Reed to update the council on the current status of mandatory training of the department. Full-time officers need 40 hours per year. Kane will not need 40 hours until the year following one year out of the academy. Chief Reed has approximately 20 hours. Kane & Tretcher have asked to attend Basic Narcotics Investigation training in Wichita. The course is 80 hours, with lodging & two meals a day being paid through a grant. The officers would work out a per diem for their third meal. Discussion. M Reynolds stated part-time officers should not go to training on the "city's dime", but they might consider sending the full-time officers. Chief Reed has called NCS to repair the computers, because they are unable to copy DVDs for court. The video recorder in car 2 is not working & may have to be sent for repair. Attorney DeVoe asked if training verification and certificates had been submitted to the council. Chief Reed stated a copy of the list, which was sent to CPOST, was submitted to the City Office. An executive session on personnel was requested by Chief Reed.

Maintenance: Richardson informed the council that the '01 Chevy dump truck was sent to Fannin Fabrication to repair the dump bed. Richardson stated the budget for street repairs was tight this year. He proposed rebuild of Osborn between Norris & Wilson; N 2<sup>nd</sup> & North. The approximate cost of the rebuilds in \$85,000-\$90,000. With the remainder of the budget, chip & seal or asphalt overlay will be done on as many streets as possible. Motion by M Reynolds, second by Makowski to send the list of street repairs out to bid. Motion carried. Richardson informed the council that the electric bill at the water plant increased substantially last month. They are investigating the reason for the increase. If the bill continues to be high, they may run the generator one day a week. The generator runs for 8 hours on 7 gallons of diesel fuel.

Zoning: Attorney DeVoe presented copies from LKM reference book "Kansas Law" and Kansas Statutes, which state a public hearing must be held when changing any zoning regulations. DeVoe expressed that the planning commission should make no revisions unless a public hearing was held. Hinck was given a copy of the information.

A fireworks stand application for Starkebaum was reviewed. M Reynolds asked if they had insurance. The clerk stated it is not a requirement that is shown on the application & it has not been required in the past. Tabled until the next meeting to research insurance issue.

A letter from the City of Burlingame was received requesting contributions of "local favorites" to be given away at the OCED Annual Meeting. The council agreed that the local businesses should be contacted. Kandy Hinck, Genea Reynolds & Mayor Towne offer to help.

An agent with Integrity Insurance would like to give a quote to the City on insurance. The council agreed.

Genea Reynolds submitted a written complaint concerning the police department. Mrs Reynold's daughter and boyfriend, along with another friend were stopped by the Police Dept for a traffic violation. Not being able to reach her daughter by cell phone, Mrs Reynolds went looking for her daughter and came across the traffic stop. Mrs Reynolds stated she was not allowed to get out of her vehicle or take her daughter & friend home. Mrs Reynolds then read the complaint out loud. In the end, the parents of the two girls received tickets for curfew violations. She did not think the young man received any traffic tickets. She was upset with the way the incident was handled. M Reynolds referred the matter to the City Attorney. Attorney DeVoe stated the City takes these complaints seriously. She will look into the incident and get back with Mrs Reynolds.

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

A request was made by the City Clerk to attend the City Clerk/Financial Officer conference in Wichita. Motion by M Reynolds, second by G Reed to send the City Clerk to the conference and pay the registration, travel and hotel. Motion carried.

Two extension requests were reviewed. Motion by M Reynolds, second by G Reed to allow account #0135 & #0406 extensions. Motion carried. The shut off list was reviewed.

A draft pay scale for employees was presented for review. The clerk stated it was the same draft that was given to the council last year. It was an example for the council to be used as a starting point. The city attorney stated the discussion on the pay scale should be done in open meeting. Chief Reed asked that the council not move forward on the pay scale for the police department, until he can review the draft. Motion by Makowski, second by M Reynolds to table the pay scale until the March 7<sup>th</sup> meeting. G Reed revised the motion. Motion by G Reed, second by M Reynolds to table until a full council is present. Motion carried.

Motion by M Reynolds, second by Makowski to go into executive session for personnel until 9 PM, with Attorney DeVoe, Sherwood, Richardson, Cox, K Reynolds & Schiffelbein present. Motion carried. At 9 PM an extension was requested until 9:10 PM, at which time all employees left the session. The clerk was called back into the session, then left at 9:05 PM. Chief Reed was called in at 9:05 PM and an extension was requested until 9:25 PM. Chief Reed left the session at 9:25 PM. The meeting was called back to order at 9:29 PM. Makowski stated the executive session was for 59 minutes with no decisions made.

M Reynolds stated due to citizen concern, he was making a motion that Chief Reed supply his own vehicle to drive to & from work and not to drive a police vehicle home. Motion was second by Makowski. M Reynolds asked that the council be polled. G Reed, yes; M Reynolds, yes; Makowski, yes. Motion carried. The order was to be effective the close of business on Friday, Feb 25, 2011.

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

Due to the lateness of the meeting, employee evaluations will be done at the next meeting.

There being no further business to come before the council, motion by Makowski, second by M Reynolds to adjourn at 9:32 PM. Motion carried.

Sandra Schiffelbein, City Clerk