

MINUTES OF MEETING OF CITY COUNCIL

CITY OF OZAWKIE, KANSAS

May 13th, 2024

A meeting of the City Council of Ozawkie, Kansas was held on May 13th, 2024 at the City Hall of Ozawkie, Kansas. The following Council members were present:

Loren Lutes, Mayor
Kevin Klenklen
Malcolm Griffin-Absent
Chris Feuerborn
Rob Fisher
Laci Heller

Also present were the following persons:

Public Works- Mark Tenpenny
Treasurer- Jamie Klenklen
Attorney- Lee Hendricks
Auditor-Russel Shipley
Grant Writer- Christy Crews
Residents: Ellis Moses, Sharon Branson, Dana Gettel, Lindsay Dobbs, Nikola and William Osburn, Chad Meyers, Hollie Davis, Mary Gosser, Lori Bennett, Steve and Dede Curran

The Council Meeting was called to order at 7:00 P.M.

Mayor Loren Lutes led those present in the flag salute.

Consent Agenda: Mayor Lutes put forth the Consent Agenda with the following changes, under Old Business item b) Generator Project Update and item c) Lawn Mowing Bids were added and under New Business items l) Street Striping m) Fire Hydrant Painting and n) Planning & Zoning Appointment were added. A motion to approve the consent agenda as amended was made by Chris Feuerborn and was seconded by Kevin Klenklen. The motion passed unanimously.

Regular Agenda:

Citizen Comments: Mary Gosser of 102 Sunrise Ct shared her concerns regarding the portion of Sunflower Blvd going by the school being blocked off during baseball games. When attempting to go home on Thursday May 9th she was stopped and refused entry unless paying the \$5 charge despite only trying to drive home and not attending the game. The Mayor has spoken to the school superintendent and was told that this would not happen again. Going forward the city will not provide road blocks to be

used. Steve Curran of 104 Sunrise Ct heard rumors that the city may be shutting down Ozawkie Community Connections (previously PRIDE) and wanted to know why. The Mayor let him know that this would be addressed later in the meeting. Sharon Branson of 726 Delaware asked if the city would consider hiring Mitch Frye to paint the stand pipes around the wells.

Council Comments: Rob Fisher sent a video to the Mayor that reviewed some properties on Kansa after extreme runoff caused damage to some properties after the latest series of storms and asked if there was anything to be done by the city, these issues will be discussed at a later date after discussion with drainage experts.

Old Business

a) Water Tower Painting

The Water Tower was sampled for lead and we are currently awaiting results. Three firms have examined the tower to prepare bids after the lead results are received.

b) Generator Project Update

Christy Crews shared that CES is currently looking at supplies while awaiting the signed contract. Quarterly reports have also been sent in. A couple of things need addressed on the contract before proceeding forward.

c) Lawn Mowing Bids

One quote was received for \$465 from Paradise Lawnscape per mowing job. No recommendation was made.

New Business

a) Annual Appointments

The list of appointments reads as follows. Mark Tenpenny-Maintenance Supervisor, Michael Knight-Maintenance, Mazi Barnes-City Clerk and Court Clerk, James Durand-Deputy Clerk and Maintenance, Jamie Klenklen-Treasurer, Timothy Bacon-Police Chief, Lee Hendricks-Attorney, Dennis Reiling-City Judge. A motion to approve the slate of appointments was made by Kevin Klenklen and was seconded by Rob Fisher. The motion passed unanimously.

b) 2023 Audit

Russel Shipley shared the highlights of the 2023 Audit. Russel did not have to meet on site this year as everything was able to be delivered electronically. There were a couple of adjustments as usual with Ozawkie using Cash Basis accounting vs GAAP Accounting. The only negative accounts are the FEMA and BRIC which are based on grant accounts awaiting reimbursements. Overall it was a very good audit. A motion to approve the 2023 audit was made by Rob Fisher and was seconded by Laci Heller. The motion passed unanimously.

c) Uniform Public Offense Ordinance 24-1

We are required to update the UPO with the state so that we may continue to enforce it. A motion to approve the updated UPO Ordinance 24-1 was made by Kevin Klenklen and was seconded by Rob Fisher. The motion passed unanimously.

d) Standard Traffic Ordinance 24-2

As with the UPO we are required to update the Standard Traffic Ordinance with the state so that we may continue to enforce it. A motion to approve the updated STO Ordinance 24-2 was made by Chris Feuerborn and was seconded by Rob Fisher. The motion passed unanimously.

e) Community Empowerment Program Resolution 24-1

Dana Gettel President of Ozawkie Community Connections presented the council with a packet of information that outlined the purpose of the resolution, the financials of the garage sale event and a signed petition of community support for OCC and the events they put on. The KCE resolution allows OCC to be eligible to apply for grants, awards and recognition from KCE and allows them to be in a better overall standing with the program. Rumors have circulated through Ozawkie saying that the city wished to shut down OCC but councilmember Rob Fisher stressed that unless something is said in an open meeting and recorded in the minutes it is not the will of the council and that those rumors should be left at the door. The Mayor recommended that they table the matter for a later meeting so that the council had time to review the information provided and collect more if needed. Residents stressed that they did not wish for the discussion to be tabled any further as there was a turnout of support available tonight they wished to discuss matters further. Councilmember Laci Heller shared that she likes what OCC does that her kids have a fun time at the events and she was in favor of passing the resolution. Final questions regarding grants and upcoming events were answered and a motion to approve resolution 24-1 was made by Rob Fisher and was seconded by Kevin Klenklen. The motion passed unanimously.

f) GAAP Waiver Resolution 24-2

Every year the city must pass a resolution to exempt the use of GAAP Accounting and continue to use Cash Basis Accounting. A motion to approve resolution 24-2 was made by Kevin Klenklen and was seconded by Chris Feuerborn. The motion passed unanimously.

g) Insurance

There has been a 7% increase to the city's insurance premiums for the year 2024-25. Councilmember Rob Fisher reviewed the policy and saw no money saving measures to be taken and encouraged the council to move forward. A motion to approve the insurance payment for 2024-25 was made by Rob Fisher and was seconded by Chris Feuerborn. The motion passed unanimously.

h) CES Contract

CES has provided a contract for services related to the FEMA BRIC Generator project. The preliminary opinion of probable cost came in at \$455,995 all covered 100% by outside factors so there is no cost to the residents of Ozawkie. Lee would like to see a language change in the limitation of Liability section. Currently CES would not cover more than the

price of the contract but Lee recommends liability coverage to be one million (1,000,000) for a project this size. Christy Crews also has 2 additional statements/acknowledgments that need to be made in the contract per FEMA's request that CES understands the project is being paid for by Federal Funds and that no one that has been suspended or disbarred from working on federal projects may work on this project. A motion to empower the Mayor to sign the contract contingent on these changes being made was made by Chris Feuerborn and was seconded by Laci Heller

i) Lead and Copper Inventory Update

City Clerk Mazi Barnes shared her report regarding the current status of the KDHE lead and copper inventory collection. Ozawkie has 266 locations to be collected to date 05/09/2024 201 have been collected 138 were turned in by residents in 2023 and 63 have been collected by Michael since April. We are left with 34 unresponsive locations and 31 locations that turned in an "unknown" response stating they required help identifying the material. Michael and Mazi will continue their efforts to collect these 65 responses and meet with JEO for the final unknown count in June.

j) Concrete Bids

The city is in need of concrete work to be done at well 3 and 300 Delaware. Concept construction provided a quote of \$3080.00. Councilmember Kevin Klenklen would also like them to look at the location they fixed at central and Sioux they repaired a curb but water is not properly draining into the ditch it is still going into the street. A motion to approve this quote was made by Rob Fisher and was seconded by Laci Heller. The motion passed 3-1.

k) Street Striping

Precision Striping offered 2 quotes one at \$5750 that would last 3-5 years and \$9750 that would last 6-8 years by using a higher quality product. A motion to approve the quote of \$9750 was made by Kevin Klenklen and was seconded by Laci Heller.

l) Fire Hydrant Painting

The local GRANGE organization has offered to paint the fire hydrants in the city if the city supplies the paint. The fire department will paint the tops of the hydrants according to how much water will flow. A motion to approve the purchase of paint was made by Chris Feuerborn and was seconded by Rob Fisher. The motion passed unanimously.

m) Planning & Zoning Appointment

The Mayor Recommends appointing Jon Pfau to the planning and zoning board. A motion to accept this appointment was made by Kevin Klenklen and was seconded by Chris Feuerborn. The motion passed unanimously.

REPORTS

a) Mayors Report

Nothing to report.

b) Planning & Zoning

No meeting was held due to inclement weather.

c) Governmental Affairs

Nothing to report.

d) Law Enforcement

Councilmember Rob Fisher read the police report as follows. 4 code enforcement letters were being drafted for the following addresses 312 Kiowa-Trash and Vehicles, 308 Kansa-Trash and Vehicles, 106 W Sunflower-Trash and Vehicles and 616 Kansa-Vehicle. There were 4 stop sign safety enforcements, 2 domestic disturbances, 2 suspicious persons, 4 alarm calls and 1 criminal damage to property. A search warrant was served at 312 Kiowa on May 12th 2024 resulting in one arrest with drugs and drug paraphernalia being recovered. At Chief Bacons request attorney Lee Hendricks handed out the current ordinance surrounding ATVS, UTVS and other such vehicles for council to review so that updates and or an enforcement motion can be made at the June meeting.

e) Parks

Nothing to report, Malcolm is absent.

f) Streets

Approved Paving looked at the existing crack sealing and it was determined that nothing additional was needed at this time. Kevin Klenklen did point out that there are a couple of sections on Delaware starting to break that may need repairs in the near future.

g) Utilities

Nothing to report.

A motion to adjourn was made by Chris Feuerborn and was seconded by Rob Fisher. The motion passed unanimously.

Meeting adjourned at 8:47pm