

Westmoreland City Council
January 9, 2020 Minutes

The Westmoreland City Council met for its monthly meeting on January 9, 2020 at the Westmoreland Community Center.

Governing Body members present: Mayor, Mark Goodenow; Councilmembers, Jim Smith, Waide Purvis, Mark Jack, Ashley Rice and newly elected Jeff Rosell.

City Staff present: Maintenance Supervisor, Robert Krohn; City Treasurer, Teri Varriale; City Agent, Jeff Zimmerman; City Attorney, Summer Dierks and City Clerk, Vicki Zentner.

Others present: Residents, Jim Moore (former councilmember) and Alan Reeves; Pottawatomie County Sheriff, Shane Jager; Pottawatomie County Undersheriff, Doug Adams; Peter Clark and Dustin Newman with Pottawatomie County Public Works and Cale Prater with The Wamego Times/Smoke Signal.

There being a quorum present, Mayor Goodenow called the meeting to order at 7:00 pm.

Swearing in of re-elected and newly elected councilmembers:

City Clerk Zentner administered the oath of office to re-elected Councilmembers Purvis and Jack and newly elected Councilmember Rosell.

Awarding of ditch liner bid:

City Clerk Zentner reminded the council that under the recommendations from the city auditors and city treasurer, the bid submitted at the December 12, 2019 council meeting for the ditch lining of Walnut and Skene Streets had been postponed until this meeting. She read the bid out loud again for the council's consideration.

Councilmember Purvis moved to accept the bid from Fleming Construction for the ditch liners on Walnut and Skene Streets in the amount of \$17,122.50. Councilmember Smith seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Approval of agenda-deletions/additions:

Additions to the agenda were:

- Pottawatomie County Sheriff and Undersheriff introduction
- Pottawatomie County Public Works representatives regarding Campbell Street
- Removal of Jim Moore from city's checking accounts and addition of Mark Jack

There being no further additions or deletions to the agenda, Councilmember Jack moved to approve the amended agenda. Councilmember Purvis seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Approval of minutes of the December 10, 2019 special meeting and December 12, 2019 regular meeting:

After correcting the wording in the December 12, 2019 minutes, Councilmember Jack moved to approve the minutes of the December 10, 2019 special meeting and the corrected minutes of the December 12, 2019 regular meeting. Councilmember Rice seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Approval of payment of the monthly bills:

Councilmember Smith moved to approve the payment of the monthly bills as presented. Councilmember Jack seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Introductions of Pottawatomie County Sheriff and Undersheriff:

Sheriff Shane Jager introduced himself and Undersheriff Adams to those present.

Sheriff Jager stated that his department was reaching out to communities and councils within the county for the purpose of keeping communication lines open.

Undersheriff Adams stated that the sheriff's department was working on organizing outreach groups within the individual communities for input on what they would like the sheriff's department to work on or assist with.

Mayor Goodenow commented that he would like to see a deputy patrol in the new addition due to lowering of the speed limit at the request of residents. Sheriff Jager stated that the sheriff's department was not able to enforce any city ordinances, however, if there was something that fell under state statutes, they could and he was

more than willing to have a deputy be present occasionally for the next few weeks to just remind drivers of the speed limit. If in the following few weeks there is a problem, then the deputies can give out citations.

There being nothing further from the council or Sheriff Jager, he and Undersheriff Adams thanked the council for their time and exited the meeting at 7:17 pm.

Public Comments:

Jeff Zimmerman wanted the council to know that his daughter had passed her exit project at Rock Creek and thanked the council for allowing her to make the bench at city park as her project.

Appointment of councilmember's liaison areas:

Mayor Goodenow appointed Councilmember Rosell to fill the vacancy as street liaison due to Jim Moore not being on council.

Councilmember Jack moved to approve the appointment of Councilmember Rosell as the street liaison. Councilmember Purvis seconded the motion. The motion passed four (5) ayes to zero (0) nays with one (1) abstention [Councilmember Rosell].

Request to move water meter at Oregon Trail Market-Alan Reeves:

Mr. Reeves asked the council if the water meter for the Oregon Trail Market, currently in the sidewalk, could be moved. He stated that he had not asked for the "good Samaritan" to clear the sidewalk in front of the business which caused damage to the meter reader, and felt that the meter was in a bad spot. He felt that there could possibly be other damage done to the meter and that he nor his employees were able to "police" what people do. Mr. Reeves also stated that other meters on the south side of Main Street in the business district had the same issue of being in the sidewalk.

Councilmember Rosell asked Maintenance Supervisor Krohn how many meters were involved. Krohn stated there were five (5). Krohn stated that he was not in favor of moving any of the meters due to the extensive work involving tearing up the sidewalks and Main Street, as well as the expense.

Councilmember Rosell then asked if the meters could be changed to manual readers and change the manhole covers. Krohn responded that it would cost approximately \$250.00 per meter to change them over.

Councilmember Jack moved to allow Krohn to purchase five (5) new lids to replace the current lids for the meter pits on Main Street at a cost of \$250.00 each.

Councilmember Rosell seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Request to allow fences in front yards-Alan Reeves:

Mr. Reeves asked the council if they would consider allowing fences in front yards. He stated he didn't want to erect a 6' or higher fence, just a 4' fence which allow owners to let their dogs out and children to play safely in their own yard.

Mayor Goodenow stated that this issue would need to go before the planning and zoning commission for their recommendation to the council.

Pottawatomie County Public Works-Peter Clark:

Mr. Clark stated that he had presented the council's request of improvement of Campbell Street as a requisite of vacating Cochrun Street between 5th & 6th Streets for the new fleet facility for the county to the county commissioners as was requested at the December 12, 2019 council meeting.

Mr. Clark had put together an estimate of the work that would need to be done to Campbell Street to handle the county heavy trucks. He stated that there would need to be a new base, the street would need to be widened (can be widened without getting into residents' yards), 12" deep cement stabilization and a 3" asphalt overlay on the base to give it a smooth surface. The conceptual estimate was in the \$200,000.00 range which would be from Walnut Street to Highway 99.

Mr. Clark stated he had discussed this with the county commissioners and they were receptive to doing a cost share on the improvements. The County would pay for the asphalt and the city would pay for the stabilization work. The Commissioners agreed to the project for 2021.

There was much discussion to be had regarding the ditch work and lining of the ditches and replacement of drainage tubes with Mr. Clark indicating that these concerns could be rolled into the project.

Councilmember Purvis stated he had one (1) concern regarding the cost sharing of the project. He felt that the city paying half of the cost was not fair to the residents of the city as the majority of the traffic on Campbell Street was by the county's trucks leaving the city limits to work on other places in the county. He said he would be willing to have the city pay 1/4th of the cost.

Councilmember Smith moved to offer to pay 1/4th of the cost of the improvements to Campbell Street as proposed by the County Public Works. Councilmember Purvis

seconded the motion. The motion passed three (3) ayes to zero (0) nays with two (2) abstentions due to conflicts [Councilmembers Jack and Rice]. The motion passed.

Mr. Clark stated he would take the offer back to the county commissioners.

(Mr. Reeves exited the meeting at 7:45 pm).

Councilmember Rosell stated he would like the agreement to be in writing.

(Mr. Clark, Mr. Newman and Jim Moore exited the meeting at 7:49 pm).

Discussion on draft Ordinance #573...regulating the distributing and supplying of water/wastewater...meter replacement costs...":

Attorney Dierks stated she had looked at the draft Ordinance and had some changes to make to it. This item will be put on the February 13, 2020 agenda for approval.

Discussion on parking on Main Street and side streets during snowstorms:

Maintenance Supervisor Krohn stated with vehicles parked on Main Street and side streets during snow removal, he was unable to clear the streets completely and in a timely manner.

Councilmember Jack stated he didn't know what the answer to this issue was but suggested that designated emergency snow routes might be one (1) option. Main Street, 4th Street, State Street and Campbell Street were the main streets that were mentioned to be designated snow routes, however, since Campbell Street is so narrow that no one can park on it anyway, it was deleted from the list.

When asked how much the signs would be, Krohn estimated the cost for the signage and posts would be \$100.00 per sign.

City Attorney Dierks will draft an Ordinance and bring to the February 13, 2020 council meeting for the council's consideration/approval.

Councilmember Rosell requested that the city clerk put a notice in the city newsletter again about parking on streets during snow storms.

Resolution #01-20 "...requirements of K.S.A. 75-1120a(a) ...as pertaining to the City of Westmoreland...":

City Clerk Zentner informed the council that this resolution is required every year to be passed and that it basically states that the city does not meet the requirements for having a full audit done by the city's auditor.

Councilmember Rosell moved to approve Resolution #01-20 as presented. Councilmember Purvis seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Authorizing the removal of Jim Moore as signee to the city's checking accounts and replacing with Mark Jack:

Councilmember Purvis moved to authorize the city clerk to have Jim Moore removed as a signee to the city's checking accounts and replacing him with Mark Jack. Councilmember Rice seconded the motion. The motion passed four (4) ayes to zero (0) nays with one (1) abstention [Councilmember Jack].

City Agent Report:

Agent Zimmerman stated he had nothing new to report. He did inform the council that municipal court would be held on Monday, January 13, 2020 at 5:30 pm.

Future Agenda Items:

Councilmember Jack wanted to make sure that the emergency snow routes Ordinance be in on the February 13, 2020 agenda.

Staff Reports:

Treasurer's Report: Councilmember Jack moved to approve the treasurer's report as presented. Councilmember Smith seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Maintenance Report: Supervisor Krohn reported on the following for the month of December, 2019:

UTILITIES

- Repaired damaged AMR water meter Flexnet cable and sent a bill to the property owner at 314 Main, due to damages done by snow removal off of sidewalk
- SMH Consultants is going to start the process of talking to KDHE (Kansas Department of Health and Environment) and USDA

(United States Department of Agriculture) to repair the erosion along Rock Creek at the lagoons

- Estimated cost to remove and reinstall water meter, at 314 Main, in the little bit of grass area that's available would be \$2,500 and would not include rerouting the private water service. Water main is located in the street and would have to be dug up once to remove the service and again to install a new service along with pavement/sidewalk removal and replacement. Water service is located under the building and would need to be rerouted to the SW corner of the property from the SE corner. AMR water meter sensors will not send signal through metal meter pit lids as was discussed before the system was purchased and installed
- Repaired water service leak at the City shop
- Repaired Flexnet sensor that quit working at 401 Rock Creek Drive due to internal fault
- Included sample water/wastewater ordinance to help address issues with water meters and unwritten policies and all other issues with water and wastewater to look at, edit, or not use

STREETS

- Installed speed limit signs on Walnut, Skene, Quail, Redbud, Rock Creek and Pine Streets
- Cleared snow off of streets/sidewalks and spread salt/ice melt on December 15, 2019
- County would like to do a 12" base stabilization and then a 2" to 3" overlay on Campbell Street from Highway 99 to Walnut Street

CEMETERY

- Removed the fence at the cemetery
- Trimmed decorative cedar trees in the old part of the cemetery

PLANNING AND ZONING

- Issued a demolition permit for 533 Cochran (buildings)

Krohn also reported that the replacement roof at the chemical shed at the pool had been completed.

City Clerk:

Clerk Zentner had nothing to report.

Councilmembers Reports:

Streets: Councilmember Rosell had nothing to report

Animal Control: Councilmember Smith had nothing to report

Planning and Zoning: Councilmember Smith reminded the council that there was a public hearing scheduled for January 21, 2020 at 7:00 pm at the Community Center regarding the new fleet building for the county.

Pool: Councilmember Rice had nothing to report

Fire Department: Councilmember Jack stated that the price quote for the chain saw, saw chain and case from Kan-Equip was \$394.98.

Councilmember Jack moved to allow the fire chief to purchase a chain saw, saw chain and case from Kan-Equip for \$394.98. Councilmember Rosell seconded the motion. The motion passed four (4) ayes to zero (0) nays with one (1) abstention [Councilmember Smith].

Councilmember Jack presented the council the cost for one (1) set of bunker gear for the fire department as had been requested at the December 12, 2019 meeting. The cost for one (1) set of gear was \$3,224.78. The city purchases two (2) sets and Seven Township Fire Board purchases two (2) sets per year.

Cemetery: Councilmember Purvis had nothing to report

Parks: Councilmember Purvis had nothing to report

Mayor: Mayor Goodenow had nothing to report

City Attorney: Attorney Dierks stated she was continuing to meet with Rural Water District #4 regarding the repayment amount the city pays as well as supporting paperwork.

Councilmember Rosell requested that the council allow him to represent the city council at these meetings. Consent was granted.

There being no further business brought before the council, Councilmember Smith moved to adjourn the meeting. Councilmember Rice seconded the motion. The motion passed five (5) ayes to zero (0) nays.

Mayor Goodenow declared the meeting adjourned at 8:10 pm.

Approved by the Governing Body on February 13, 2020.

Signed: Mark A. Goodenow
Mark A. Goodenow, Mayor



Attest:

Vicki B. Zentner
Vicki B. Zentner, City Clerk