

City of Clearwater, Kansas
Sedgwick County
City Council Meeting - MINUTES
May 8, 2018
Clearwater City Hall – Council Chambers
129 E. Ross Avenue Clearwater, KS 67026

1. Call to Order

Mayor Ussery called the meeting to order at 6:30 p.m.

2. Flag Salute

Mayor Ussery gave the invocation which was followed by the pledge of allegiance and flag salute.

3. Roll Call

The City Clerk called the roll to confirm the presence of a quorum. The following members were present:

Mayor Burt Ussery and Councilmembers; Yvonne Coon, Laura Papish, Shirley Palmer-Witt, Tex Titterington and Chris Griffin were present.

The following staff members were present:

Courtney Meyer, City Clerk; Bill Hisle, Chief; Ernie Misak, Public Works Director; Scott Cooper, Director of Emergency Services.

Others present: John Gallagher, Jeanne Pace, Ruth Glenn, John Haas

4. Approval of the Agenda

Mayor Ussery asked if there were any modifications to the agenda. Meyer stated that an executive session will need to be added before item 12.

Mayor Ussery called for a motion to approve the agenda as modified.

**Motion: *Papish* moved, *Palmer-Witt* seconded to accept the May 8, 2018 agenda as modified.
Voted and passed unanimously.**

5. Public Forum

None

6. Proclamations

a. Municipal Clerks Week Proclamation

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

Whereas, The Office of the Municipal Clerk is the oldest among public servants, and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

Whereas, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

Whereas, The Municipal Clerk serves as the information center on functions of local government and community.

Whereas, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

Whereas, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

Now, Therefore, I, Burt Ussery, Mayor of Clearwater, Kansas, do recognize the week of May 6 through May 12, 2018, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Courtney Meyer and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

b. Police Week Proclamation

**WHEREAS, The Congress and President of the United States have designated May 15th as Peace Officers' Memorial Day, and the week in which May 15th falls as National Police Week; and
WHEREAS, the members of the law enforcement agency of the City of Clearwater, Kansas play an essential role in safeguarding the rights and freedoms of City of Clearwater, Kansas; and
WHEREAS, It is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and
WHEREAS, the men and women of the law enforcement agency of City of Clearwater, Kansas, unceasingly provide a vital public service;
NOW, THEREFORE, I, Burt Ussery, Mayor of the City of Clearwater, Kansas, call upon all citizens of the City of Clearwater, Kansas, and upon all patriotic, civic and educational organizations to observe the week of May 13 – 19, 2018, as Police Week with appropriate ceremonies and observances in which all of the people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and securities of all citizens.**

I further call upon all citizens of the City of Clearwater, Kansas to observe Tuesday, May 15, 2018, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

c. Public Service Week Proclamation

Whereas: Americans are served every single day by public servants at the federal, state, county and city levels. These unsung heroes do the work that keeps our nation working;

Whereas: Public employees take not only jobs, but oaths;

Whereas: Many public servants, including military personnel, police officers, firefighters, border patrol officers, embassy employees, health care professionals and others, risk their lives each day in service to the people of the United States and around the world;

Whereas: Public servants include teachers, doctors and scientists . . . train conductors and astronauts . . . nurses and safety inspectors . . . laborers, computer technicians and social workers . . . and countless other occupations. Day in and day out they provide the diverse services demanded by the American people of their government with efficiency and integrity; and

Whereas: Without these public servants at every level, continuity would be impossible in a democracy that regularly changes its leaders and elected officials;

Therefore: I, Burt Ussery, Mayor of Clearwater, Kansas do hereby announce and proclaim to all citizens and set seal hereto, that May 6-12, 2018, is Public Service Recognition Week. All citizens are encouraged to recognize the accomplishments and contributions of government employees at all levels — federal, state, county and city.

7. Approve Consent Agenda

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Motion: Coon moved, Palmer-Witt seconded to approve the consent agenda as presented. Voted and passed unanimously.

8. Claims and Warrants

Meyer stated that the claims and warrants were \$151,162.43.

Motion: *Coon* moved, *Griffin* seconded to pay the claims and warrants as presented. Voted and passed unanimously.

9. Staff Reports

Public Works – Ernie Misak

- Working on the pool to get ready for season.
- Replaced poles and chain at the sports complex
- Score board controller was bad. The replacement is working
- There is a leak on Janet that will need to be repaired
- There will not be any discharge this month at the waste water ponds

PD – Bill Hisle

- Typical call load the last couple of weeks
- Garrett Hoover continues to do well. He did a DUI arrest on his own
- Next Friday the 18th there will be a memorial service at the Historic Court House in downtown Wichita

Emergency Service – Scott Cooper

- 11 EMS calls – 4 of them were assisted by Sedgwick County
- Cooper attended the FDIC conference in Indianapolis
- Working on the recruitment and retention program
- Received the KRAFT grant for the chest compression device

Administration – Courtney Meyer on behalf of Ron Marsh

- Kansas Department of Labor cancelled the May 1st inspection of the big slide at the City pool. Did not indicate if they would reschedule.
- Clearwater Public Building Commission met on May 2nd at City Hall. There is currently a balance of \$22,651.88 for use at the aquatic center. The commission approved spending up to \$2500 for a covering for the equipment pit (pumps) to shade the motors from the direct sun; and purchasing additional lounge chairs for the pool.
- The City issued Wholesale Fireworks a permit for fireworks sales per City Code 14-45(b)(2). Wholesale paid their \$5000 permit fee. This is the High School Government class DC trip fundraiser. Sales will be IAW the amended ordinance.
- Lonnie Stieben with the Chamber of Commerce has begun the process of restoring the vegetation around the Welcome to Clearwater rock north of town. The Chamber has contributed funds for the project and Lonnie has asked if the City would split the cost of buying the remaining trees, bushes and mulch with the Mikesell Foundation. The total cost to be shared is \$1811.00. Under my spending authority I have informed Lonnie the City will split the cost and contribute \$905.50 for the project. The work should be completed sometime this week.
- The last available lot in Chisholm Ridge Phase 2 has sold. Cosh Construction has purchased the lot and received their building permit. This purchase falls under the 2018 Incentives.

10. Business

a. Appoint a New EMS Medical Director

The Medical Society of Sedgwick County (MSSC) is responsible for the maintenance and approval of the county's prehospital protocols. The primary responsibility of establishing and monitoring the competency of individual prehospital providers (Clearwater EMS) is the local EMS Medical Director. The EMS Medical Director is the link between the MSSC and the Prehospital Provider. Dr. Papish is the current Clearwater EMS Medical Director. During the renewal process for the Kansas Board of EMS license, the Emergency Services Director was notified this would be the last year Clearwater could use Sedgwick County Protocol unless they prove competency to the MSSC. Dr. John Gallagher, MD is here to explain the change and answer your questions.

To ensure excellence in patient care and appropriate oversight of providers, the MSSC has established expectations of the local EMS Medical Director as it pertains to evaluation and monitoring of prehospital providers if they want to utilize MSSC EMS protocols. These expectations include assessing the competency of individual prehospital providers in three arenas: Clinical Knowledge, Protocol Familiarity and Psychomotor Skills through written testing

and evaluation as well as observation of demonstrated skills for their level of training. MSSC requires all local EMS Medical Directors to attest to each Individual's competency annually by December 31st. This will give the provider permission to use MSSC EMS Protocols for the subsequent calendar year. This attestation by the local EMS Medical Director can be provided by a Physician willing assume the role. Dr. Gallagher, the MSSC Medical Director, has offered to assume the role as the Clearwater EMS Medical Director. This will provide Clearwater EMS with increased training, documented credentialing and provide the best care possible for its citizens.

Dr Gallagher explained that there is no fee for this service as Sedgwick County already supports the program. Several organization in Sedgwick County, including City of Wichita, City of Derby, Wichita Airport, Wichita Fire, Sedgwick County EMS, already use Dr. Gallagher as their medical director. He is very familiar with the new MSSC requirements. All current staff on EMS will need to be initially certified. Once certified the certification is only good for Sedgwick County but it is attached to the individual.

Cooper stated he said Dr. Papish verbally stated he intends to retire and would like this to be taken care of. Councilmember Papish confirmed that Dr. Papish said this was a good opportunity.

Mayor Ussery called for a motion to appoint Dr. Gallagher as the new EMS Medical Director

Motion: *Griffin* moved, *Papish* seconded to appoint Dr. John Gallagher as the new EMS Medical Director. Voted and passed unanimously.

Mayor Ussery asked that Dr. Gallaher come to the Governing Body with a procedure they will have to follow.

b. Mayoral Appointments

Per State Statute and Clearwater Municipal Code, the Mayor is required at the first meeting in May to appoint various city officers for the City. The mayor also will reappoint all members of Emergency Services at the first meeting in May even though they are appointed throughout the year as they join the service, along with the annual pool employees.

State Statute 15-204 requires the Mayor appoint a City Clerk, Treasurer, Freedom of Information Officer, Municipal Judge, Chief of Police and Law Enforcement Officers.

City Code requires the Mayor appoint a Fire Chief (14-20) and Emergency Management Coordinator (12-23). City Code requires the Mayor appoint members of City Boards and Commissions to staff each entity or fill vacancies. The appointments are done as they occur.

Motion: *Papish* moved, *Coon* seconded to accept the Mayors Appointments. Voted and passed unanimously.

May 2018

ADMINISTRATIVE

Courtney Meyer	City Clerk
Carol Reitberger	Treasurer

EMERGENCY SERVICE (FIRE & EMS)

FIREFIGHTER/ EMS

Scott Cooper	Director/ Paramedic/ FF
Justin Patrick	Paramedic/ FF/ Training Officer
Esther Harp	EMS Captain/ AEMT/ FF
Michael Cowherd	EMT/ FF
Jared Dinwiddie	EMT/ FF
Josh Hecker	EMT/ FF

EMS ONLY

Lisa Corr	AEMT
Nick Haslam	EMT
Elizabeth Riddle-Kindle	EMT
Gabrielle Simon	Paramedic

FIREFIGHTER ONLY

Gary Berger	Asst Fire Chief/ FF
Kurtis Lauterbach	Asst Fire Chief/ FF
Carl Fry	FF Captain/ FF
Jason Templin	FF Captain/ FF
Trent Zimmerman	FF
Kolby Lauterbach	FF
John Oberley	FF
Rick Kindel	FF
Chadd Posch	FF
Trevor Carney	Probationary FF
John Van Klei III	Probationary FF
Jeanne Pace	Probationary FF

FIREFIGHTER CADETS

Luke Davis	Cadet
Caven Lewis	Cadet
Andy Rakes	Cadet
Haley Roberts	Cadet
Robert Schroeder	Cadet

POLICE DEPARTMENT

William Hisle	Chief of Police
Becky L Hurtig	Municipal Judge

AQUATIC CENTER

Chuck Reitberger	Pool Manager
Caden Carlson	Basket Room Attendant
Alexis Cash	Lifeguard
Chance Clark	Lifeguard
Carson Finney	Lifeguard
David Gerlach	Basket Room Attendant
Kylee Harman	Lifeguard
Makenzie Haslett	Lifeguard
Olivia Helmers	Lifeguard
Abby Hutchinson	Lifeguard
Brynn Noland	Lifeguard
Darryl Rylant	Basket Room Attendant
Daniel Schule	Lifeguard
Journey Schule	Lifeguard
Savannah Schule	Lifeguard
Cade Smith	Lifeguard

Tucker Stiles	Lifeguard
Ryan Vogel	Basket Room Attendant
Emma Willis	Lifeguard
REAP Representatives	
Burt Ussery	2018
Ron Marsh	2018
CHISHOLM TRAIL RECREATION COMMISSION	
Stormie Myers*	2018 - 2022
HISTORICAL SOCIETY BOARD	
Michael McCullough*	2018 – 2022
Bob Pugh	2018 – 2022
Hugh Rausch	2018 – 2022
LIBRARY BOARD	
Vacant*	2018 – 2022
Vacant*	2018 – 2022
PARK ADVISORY BOARD	
Vacant	2018 – 2022
Vacant	2018 – 2022
Vacant	2018 – 2022
SENIOR & COMMUNITY CENTER ADVISORY BOARD	
Vacant	2016 - 2020

c. Consider New Fireworks Ordinance

Meyer explained this ordinance was discussed at the last meeting. The change to the fireworks is just the sales to coincide with State Fire Marshal. The new ordinance will allow the sale of fireworks to begin on June 27th through July 2nd from 10am to 10pm and July 3rd and 4th from 10am to 12am. There is no change to the discharge of fireworks. The discharge will remain July 1st and 2nd from 10am to 10pm and July 3rd and 4th from 10am to 10pm

Motion: *Palmer-Witt* moved, *Papish* seconded to adopt ordinance 1043. Coon, yea; Papish, yea; Palmer-Witt, yea; Titterington, yea; Griffin. Voted and passed unanimously.

d. Consider Resolution for Sales of Temp Notes – Chisholm Ridge Phase 3

On April 10th Council adopted Resolution 10-2018 calling for the sale of Temporary Notes for the Improvements to Chisholm Ridge Phase 3. The temp notes bid closed May 8, 2018 at 11:00am.

As the next step in the process council will approve the bid to the lowest bidder, Cooper Malone McClain, Inc, and adopt a resolution awarding the sales of temp notes to the lowest bidder. Once awarded the closing of the sales and transfer of funds will take place on June 1, 2018.

Motion: *Coon* moved, *Griffin* seconded to approve the bid to Cooper Malone McClain, Inc. Voted and passed unanimously.

Motion: *Griffin* moved, *Titterington* seconded to adopt Resolution 11-2018 a resolution authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series 2018, of the City of Clearwater, Kansas. Voted and passed unanimously.

11. Governing Body Comments

Coon stated the clean up in town has started and its looking real good

Papish stated there are not enough storm shelter signs in town. The only one is located at 4th and Ross. Also the Simply Perfect sign has fallen a bit since the storm. It looks like a potential hazard. She also pointed out the property at Kansas and Byers is a mess again.

Palmer-Witt had nothing to report

Titterington asked if we were going to have a fire hydrant painting contest again for Fall Fest for the ones that weren't painted. Staff will be working on a program for that.

Griffin had nothing to report.

Ussery stated that there is a bicycle trail map available that the city can get copies of for residents to pick up. Also, the Emergency Service department volunteer training will be under scrutiny. When a volunteer is appointed to the department they become covered as an employee for insurance. It is the city's responsibility to make sure that the person is appropriately trained for the job they were appointed to do. Ussery also pointed out that Sedgwick County has informed Clearwater that all cities they have auto aid with (7 total) will be receiving a letter from the County to re-negotiate terms of assistance. This would mean they city will have to pay a per cost call from Sedgwick County fire when they respond to one of our calls.

INSERT EXECUTIVE SESSION

Mayor Ussery called for a motion to recess into executive session pursuant to non-elected personnel to discuss specific personnel matters, to include the City Attorney and the City Clerk. The City Council will reconvene the open meeting in the City Council Chamber at 7:55pm

Motion: *Papish* moved, *Palmer-Witt* seconded to move into executive session pursuant to non-elected personnel. Voted and passed unanimously

Mayor Ussery called the meeting back to order at 7:55pm and stated there was no action taken.

12. Adjournment

With no further discussion Mayor Ussery called for a motion to adjourn.

MOTION: *Coon* moved, *Griffin* seconded to adjourn the meeting. Voted and passed unanimously. The meeting adjourned at 7:55 PM

CERTIFICATE

State of Kansas }
County of Sedgwick }
City of Clearwater }

I, Courtney Meyer, City Clerk of the City of Clearwater, Sedgwick County, Kansas, hereby certify that the foregoing is a true and correct copy of the approved minutes of the May 8, 2018 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 22nd day of May 2018


Courtney Meyer, City Clerk

