

City of Clearwater, Kansas
Sedgwick County
City Council Meeting - MINUTES
July 10, 2018
Clearwater City Hall – Council Chambers
129 E. Ross Avenue Clearwater, KS 67026

1. Call to Order/ Invocation and Flag Salute

Mayor Ussery called the meeting to order at 6:30 p.m. followed by the Invocation and flag salute.

2. 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; Shirley Palmer-Witt, Tex Titterington and Chris Griffin were present.

Yvonne Coon and Laura Papish was absent.

The following staff members were present:

Ron Marsh, City Administrator; Courtney Meyer, City Clerk; Bill Hisle, Chief; Ernie Misak, Public Works Director; Scott Cooper, Director of Emergency Services; Austin Parker, City Attorney.

Others present: Dana Benders, Troy Tate, and Lonnie Stieben

3. Approval of the Agenda

Mayor Ussery asked if there were any modifications to the agenda. Marsh stated Item 9h needed to be moved to 9b and everything else moved down.

Mayor Ussery called for a motion to approve the agenda as amended

Motion: *Titterington* moved, *Palmer-Witt* seconded to accept the July 10, 2018 agenda as amended. Voted and passed unanimously.

4. Public Forum

None

5. Approve Consent Agenda

Minutes June 26, 2018 Council Meeting Minutes

Minutes June 30, 2018 Special Council Meeting Minutes

Mayoral Appointment – Connie Fleming – Park Advisory Board

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

Yvonne Coon enters at 6:35pm

6. Claims and Warrants

Meyer stated that the claims and warrants were \$68,627.61.

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

7. Staff Reports

- a. Police – Bill Hisle – Hisle reported that DUI arrests were made over the weekend, the fireworks

went well.

- b. **Emergency Services – Scott Cooper –** Cooper reported there was 5 EMS calls and 3 Fire calls; no issues on the 4th of July, working on the EMT class, and the Fire department was awarded the Firehouse Sub Grant for a boat.
- c. **Public Works – Ernie Misak –** had nothing to report.

Titterington asked about the west Chisholm Ridge pond. Misak and Marsh stated they are currently trying to find a solution to the growth. Mayor Ussery offered to have someone from the K-State extension office contact them.

8. **Business**

a. **Consider a Request for a Fall Festival Beer Garden**

Dana Benders mentioned that Alicia Lang is unable to host the beer garden for Fall Festival this year. Benders has decided to do the beer garden herself and an individual and give the proceeds to charities such as the Fall Festival. Dana will be applying for a license from the State and needs permission from the City Council to utilize the basketball court at City park as the area to host the beer garden. Benders submitted an application to serve beer only at the Beer Garden, she will have 5 people only who will be serving and checking ID's, Clearwater Police will be at the Festival monitoring the event. She is requesting 2 days of the beer garden.

Council asked how insurance will cover the beer garden. Benders stated it would fall under the Fall festival insurance and would have to check with the City on the coverage. Marsh and Meyer stated they thought the only insurance the Fall Festival had with the City was for the tent company and not the whole liability.

Council asked staff and Benders to check on the situation with the insurance. As presented with the security, fencing, background checks, along with the proper license from the State and confirmation of proper insurance coverage the Mayor asked for a motion.

Motion: *Tittering* moved, *Palmer-Witt* seconded to approve the beer garden as submitted and subject to Insurability and state approval. Voted and passed 2-2 (Coon and Griffin voted No) Mayor Ussery was a tie breaker and voted for passing the motion.

b. **Consider a Funding Request from the Fall Festival BBQ Cook Off Organizers**

In May the Fall Festival committee approved a new event for this year, a BBQ Cookoff.

Troy Tate, the organizer of the event, and Lonnie Stieben are on hand to explain the event and what they are looking for from the City.

They are asking for a \$650 donation: \$150 sponsorship + \$500 to help with meat & awards

Stieben said the BBQ cookers will be in the pool parking lot and will be either camping in the lawn West of the pool fence or at the Sports Complex to stay close to their meat. They will start cooking their meat in the afternoon on Friday and the competition will be Saturday afternoon. After the judging anybody will be able to pay \$8 and get meat and their choice of sides. SKT will be supplying table for people to enjoy the BBQ and the shelter tables will also be open.

Motion: *Griffin* moved, *Palmer-Witt* seconded to approve the funding request for the Fall Festival BBQ Cook Off. Voted and passed unanimously.

c. **Ambulance Fee Rate Discussion**

The Governing Body asked Staff to provide ambulance billing fee after 18 months and recommend any changes that Staff felt was necessary.

Analysis: This review is being done in conjunction with discussion on City procedure for

attempting to resolve uncollected debt prior to sending to a collection agency. The Governing Body would like to determine if reducing the City's ambulance billing fee would be less daunting for uninsured individuals. Staff reviewed billing for 2017 and the first half of 2018 looking at amount billed, collections and insurance contract adjustments. Staff has also looked at the 2018 KEMSA Rate Survey provided by the Emergency Services Director. Staff recommends reducing the amount billed per service as shown in the following table:

Call/Service Type	2017 Rate	2018 Recommended Rate
ALS 2	\$1500	\$800
ALS 1	\$1200	\$600
BLS 2 (Emergency BLS)	\$850	\$550
BLS 1	\$750	\$450
Transfer	\$500	\$275
Mileage	\$18/mile	\$15/mile

The recommended rate reflects what the City actually collects based on insurance contract adjustments and is consistent with other similar cities.

Marsh stated this rate could be retroactive for all current billings. For clarification this will only affect billings that do not have insurance because the insurance write-offs take the base rate below the new recommended rate.

Council agreed after 1 ½ years the study shows the rates can be adjusted.

Motion: *Coon* moved, *Griffin* seconded to adjust the ambulance billing rates as presented. Voted and passed unanimously.

Staff stated a Resolution will be brought to next meeting to set the new rates.

d. Approve Final Debt Resolution Letter

Marsh stated that Counsel has prepared 2 letters for the final debt letter. The first one will go out on Collection Bureau of Kansas Letterhead and be mailed out to anyone that has already been submitted to collection already. The 2nd letter will be sent from Clearwater City Hall to any new account the billing company is unable to collect on. This letter will go out before it is sent to collection along with the application for financial assistance.

Motion: *Palmer-Witt* moved, *Titterington* seconded to approve the letters as presented. Voted and passed unanimously.

e. Ordinance Adopting the 2018 Standard Traffic Ordinance

Motion: *Griffin* moved, *Titterington* seconded to ordinance 1044 2018 Standard Traffic Ordinance. Voted and passed unanimously.

f. Ordinance Adopting the 2018 Uniform Public Office Code

Motion: *Griffin* moved, *Titterington* seconded to ordinance 1045 2018 Uniform Public Offense Code. Voted and passed unanimously.

g. Charter Ordinance 20 Re-pealing Charter Ordinance 11

Charter ordinance 11 was passed in 1995 authorizing the City of Clearwater to levy 4 mills for the City library.

It takes a charter ordinance to repeal a charter ordinance. Since the state statute that Charter Ordinance 11 references has been repealed, Clearwater's charter ordinance is no longer valid and should be repealed.

Motion: *Griffin* moved, *Titterington* seconded to adopt Charter Ordinance 20 re-pealing Charter Ordinance 11. Voted and passed unanimously.

h. Charter Ordinance 20 Re-pealing Charter Ordinance 11

With the repeal of Charter Ordinance 11 and the Governing Body approving an increase in the Library mil levy rate for 2019. IAW K.S.A. 12-1220 a new ordinance needs to be approved establishing the new mil levy rate.

The 2019 mil levy rate will be set by the new ordinance and provide the library with the operating funds they requested.

The Ordinance will set the Library Mil Levy at 6mils.

Motion: *Griffin* moved, *Palmer-Witt* seconded to adopt Ordinance 1046 setting the Library Mil Levy at 6 mills. Voted and passed unanimously.

9. Budget Review and Discussion

Marsh reminded council they tasked staff to review the requests for enhancements once more and evaluation if any of the items could be purchased from Equipment Reserve or Donation funds. Marsh stated there were 3 items that were found

- 7500 for Dash Cams for PD can come out of Donation
- 800 for Body Cams for PD can come out of the Donation account
- 4000 for hydrant adapters for Fire can come out of Equipment Reserve

Council agreed the items listed should be taken out of next years budget and purchased with the funds recommended.

The adjustment will decrease the proposed Mil Levy by .77 mills.

10. Administrators Report

- Conducted our second conference call with Vireo Company about the Pedestrian Transportation Plan. They continue to gather data and we are providing information as they request it. The community input meeting (Charrette) is scheduled for August 2 & 3.
- Chuck Reitberger reports the Government class fireworks stand had its best year ever. He wanted to express his appreciation to the Governing Body for allowing them to sell the additional 2 days.
- Met with Great Plains Communication this week and began the process of upgrading the phone system. Scheduled to begin installation and training August 15th.
- I want to thank the Council for their confidence and with money in the budget for training I will be attending the ICMA Annual Conference in Baltimore, MD September 23-27.
- Met with people interested in a lot in the Business Park.
- Fireworks display went well.

11. Governing Body Comments

Griffin had nothing to report.

Titterington had nothing to report

Palmer-Witt had nothing to report

Coon reported her neighbor is blocking the sidewalk. Marsh said he would address it.

Mayor Ussery stated the Park Advisory Board still needs one more person. He also mentioned he has asked the City appointed people on the Recreation Commission to trade off and come to council meetings to report what is going on with the Rec.

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 8:28 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 June 26, 2018 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 10th day of July 2018


Courtney Meyer, City Clerk



