

City of Clearwater, Kansas
Sedgwick County
City Council Meeting - **MINUTES**
March 28, 2023
Clearwater City Hall – Council Chambers
129 E. Ross Avenue Clearwater, KS 67026

1. Call to Order/ Invocation and Flag Salute

Mayor Burt Ussery called the meeting to order at 6:30 p.m. followed 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, Councilmembers; Crystal Walter, Chad Pike, Tex Titterington, and Tim Robben, Justin Shore was present via GoTo Meetings.

The following staff members were present:

Jaye Poe, City Clerk, Deputy City Clerk, Carol Reitberger, Jared Dinwiddie, Amber Ives and the City Attorney. Kirk Ives was present via GoTo Meetings.

Others Present:

John Toothaker, Ross Keesling, Samantha Warkins and Larry Kleeman.

3. Approval of Agenda

Mayor Ussery asked if there were any modifications to the agenda. Clerk Poe stated Item 7 c Professional Services CED, P.A. needed to be removed.

Motion: *Walter* moved; ***Pike*** seconded to approve the agenda as modified. Voted and passed unanimously.

4. Public Forum

John Toothaker wanted to express his appreciation to council. He had concerns on the condition of the ball fields at the Sports complex. John met with Crystal Walter and took pictures the night before and handed them out to council. The fields in his opinion are unsafe for the kids to play on. John stated that he is willing to help raise funds for fixing the fields if the City will not be maintaining them anymore and allow the High School coach to maintain them. He stated the Lyons club had money set aside that could be used for the ball fields. Ross Keesling spoke on the same matter and agreed with John. The high school has sent many student athletes to college for baseball. There are sprinklers on the infield and outfield needing repaired and the water has not been turned on. Ross feels the state of the fields being in this condition is a city personnel matter. There has been a dump truck driven on the field which left ruts in the ground. He has gotten a quote of \$3400 to put an announcer stand on the field. They both thanked the Council for their time.

5. Consent Agenda

Mayor Ussery asked if there was any question on the consent agenda and if not asked for a motion to approve.

Minutes

Claims and Warrants

Motion: *Titterington* moved; ***Robben*** seconded to approve the consent agenda as presented. Voted and passed unanimously.

6. Staff Reports:

- Administration Office – Jaye Poe – Council asked about the budget spreadsheet being sent out, the City Administrator is working with staff on their budgets and will get them out to council for review when this is finished.
- Fire Department – Jared Dinwiddie – None.
- Police Department – Kirk Ives – Council discussed Officer McGuire being on his own and doing well.
- Park – Jaye Poe – None.
- Public Works – Jaye Poe – Council questioned the inserts in the utility bills. Deputy Clerk stated it was a state mandate to put in the failing of tests and are just behind on getting the dates out.
- Senior Center –Amber Ives – Council asked about the partnership with Riverside. Ives stated that they will be providing the lectures and Advena will be providing the snacks for the lectures.

7. Business

a. Fall Festival Temporary Permit

Clearwater Fall Festival will be hosting their annual Fall Festival at City Park. They will be having a beer garden on Saturday October 7th from 2:00 PM to 10:00 PM. They are requesting council to consider the temporary alcohol permit for A Better Bar Service to cater the event at the City Park. The beer garden is proposed to be on the baseball field weather permitting. The ball field already has 2 sides with a fence, and it is close to the stage where live bands will be performing. The festival would put up a double layer snow fence on the other two sides. The bartenders would be checking ID prior to serving alcohol and the Fall Festival will hire someone to monitor the beer garden while it is open. Council discussed no glass being allowed; this is stipulated in the permit. Council would like signs in place stating no cups allowed in or out of the beer garden.

Motion: *Pike* moved; *Robben* seconded to approve the temporary permit for the Clearwater Fall Festival. Voted and passed unanimously.

b. Indian Ridge GO Temp Notes 2023A

On February 28, 2023, City Council adopted Resolution 10-2023 authorizing the sale of temporary notes for the Indian Ridge Improvements (484,500) and Engineering Street Design work for the 2023 road project (\$530,500). Larry Kleeman with Ranson Financial presented the bidders:

Bidders:		Country	Northland	Central States
		Club Bank	Securities, Inc	Capital
		Markets		
		Bid 1	Bid 2	Bid 3
Maturity	\$1,060,000	Interest	Interest	Interest
Date	Principal	Rate	Rate	Rate
1-Oct-25	1,060,000.00	3.750%	4.000%	4.000%
Total Interest Cost:		117,925.00	125,786.67	125,786.67
Less Premium:		0.00	0.00	2,194.20
Plus Discount:		4,770.00	5,946.60	0.00
Net Interest Cost:		122,695.00	131,733.27	123,592.47
Average Net Interest Rate:		3.9017%	4.1891%	3.9302%
True Interest Cost:		3.9125%	4.2036%	3.9258%

Mayor Ussery updated Council that the letters of credit had been received.

Motion: *Robben* moved; *Walter* seconded to award the bid to Central States and authorize the Mayor and City Clerk to execute the bid form. Voted and passed unanimously.

Motion: *Walter* moved; *Titterington* seconded to Adopt Resolution 14-2023 authorizing the

issuance, sale and delivery of General Obligation notes, series 2023A of the city of Clearwater, Kansas; providing for the levy and collection of an annual tax, if necessary, for the purpose of paying the principal of and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith.. Voted and passed unanimously.

c. Certified Engineering Design Professional Service Agreement

Item removed.

d. Civic Ready Partnership with Sedgwick County

Civic Ready is an emergency and mass notification platform. Sedgwick County Emergency Management has invested in the software, and they are sharing the capabilities with municipalities. Each municipality would go through training on what and how to post. This would not be an automatic push out to residents. Each resident would have to sign up for notifications just like they currently do on our website for other notifications. Jaye Poe, Tricia Nichols, and Chief Jared Dinwiddie have been selected to take go through the Civic Ready training. Once training has taken place then we will put a link on our website to help direct people to sign up for notifications. Training will be held in Wichita. Council asked how many people were signed up for notifications through the City Website, Clerk Poe stated only 39 people.

Motion: *Titterington* moved; *Pike* seconded to Authorize the Mayor to sign the agreement with Sedgwick County. Voted and passed unanimously.

e. Cemetery District Disorganization

The cemetery district was formed in 1943. In September of 2022 the Trustee from Ohio Township introduced the idea of having the Clearwater Cemetery District Dissolved. He felt since they have one cemetery in the Ohio township (which is full) there is no reason to have the cemetery district and tax on their township for all cemeteries. In November of 2022 an Attorney was retained to determine the process to have the district dissolved. In February of 2023 a Legal Plan for Dissolution was presented to the Cemetery Board. The process to dissolve the cemetery district is: A majority of the electors present at the annual cemetery meeting vote and approve of proposal. Then The City and each Township must pass resolution giving their consent to the proposal. If approved by City and Township governing bodies and voted by the electors, it will then be sent to the Board of County Commissioners. If the County approves, then the order will be issued to dissolve. The consensus of the Council was to agree to dissolve the district.

	Cemetery District	Nimmescah Township	Ohio Township	City of Clearwater	
Assessed Valuation	\$ 48,239,859	\$ 12,710,638	\$ 12,051,523	\$ 23,477,698	Based on Sedgwick County R
% of Total		26%	25%	49%	
Ad Valorem Tax Paid 2022	\$ 146,504	\$ 38,602	\$ 36,600	\$ 71,302	Mill Levy 2.657
Property Values	\$ 256,850	\$ 20,200	\$ 6,300	\$ 230,350	
% of Values		8%	2%	90%	
Operational Expenses	\$ 100,002	\$ 8,000	\$ 2,000	\$ 90,002	
Based on % Pro Value		8%	2%	90%	
Total Assets		26%	25%	49%	
Tools/ Equipment Values	\$ 90,280				
Land Values	\$ 256,850				
Checking Balance	\$ 3,003				
Money Market Balance	\$ 423,864				
	\$ 773,997	\$ 203,939	\$ 193,364	\$ 376,694	

8. Governing Body

Walter – None.

Shore –None.

Pike – None.

Titterington – None.

Robben – With the issues regarding the ball fields, he feels it is necessary to look into the matter more. There are safety concerns and the City could look into the fix that was suggested by John and Ross.

Ussery – The City has gone to the school and coach; the school and coach have stated that safety has not been a concern. If it were a safety concern, the school should not be allowed to use the city ball fields.

Mayor Ussery will reach out to the school as well as John and Ross. The sprinkler issue will be looked into tomorrow and any unsafe surface will be addressed. Following the baseball season, something different will need to be done at the ball fields.

9. Executive Session

None.

10. Adjournment

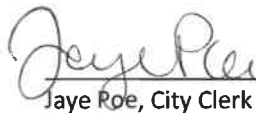
Motion: *Walter* moved; *Titterington* seconded to adjourn the meeting. Voted and passed unanimously. The meeting adjourned at 7:5 PM

CERTIFICATE

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

I, Jaye Poe, 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 March 28th, 2023, City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 11th day of April 2023.


Jaye Poe, City Clerk

