

**YATES CENTER CITY COUNCIL MINUTES
MARCH 7, 2011**

The Yates Center City Council met in regular session on Monday, March 7, 2011 at 7:00pm at City Hall. City Council recited the Pledge of Allegiance.

Mayor Wilhite called the meeting to order. Roll call as follows: Randall, Bishop, Beecher, Stuber, Black, Reser, Hudlin, and Weber. Other city official present included: City Attorney Constance Peebles, Water Superintendent Jim Lomon, Street Superintendent Randy Hegwald, and City Clerk Becky Boice.

AGENDA APPROVED

Motion was made by Reser, seconded by Beecher, to approve the agenda as printed. Motion carried unanimously.

MINUTES APPROVED

Motion was made by Reser, seconded by Bishop, to approve the minutes of the February 22, 2011 minutes as printed. Motion carried unanimously.

HOUSING AUTHORITY MINUTES

Motion was made by Reser, seconded by Bishop, to approve the August 6, 2010 minutes of the Yates Center Housing Authority as printed. Motion carried unanimously.

BERT'S TAVERN SUSPENSION HEARING

Tom Splechter, owner of Bert's Tavern, was present to appeal the six day suspension of his cereal malt beverage license for allowing consumption of beer on the premise on a Sunday. After discussion, motion was made by Hudlin, seconded by Black, to amend the suspension to two days, to be served on March 14 – 15, 2011. Motion carried with Reser voting no.

**CITY ATTORNEY
EXECUTIVE SESSION**

Peebles requested an executive session. Motion was made by Reser, seconded by Bishop, to enter into executive session for attorney/client for five minutes with Boice present. Motion carried unanimously and Council entered into executive session at 7:10pm.

Council reconvened at 7:15pm. Motion was made by Reser, seconded by Bishop, to continue the executive session for an additional five minutes with the same people present. Motion carried unanimously and Council re-entered executive session at 7:15pm.

Council reconvened at 7:20pm. Motion was made by Reser, seconded by Randall, to continue the executive session for an additional 10 minutes with the same people present. Motion carried unanimously and Council re-entered into executive session at 7:20pm.

Council reconvened at 7:30pm.

PARKS COMMITTEE

Items discussed in the parks committee report included:

- a culvert needing to be replaced at the Yates Center Reservoir
- workers from the Wolf Creek outage in Burlington using the city RV parks
- 2011 mowing contract

B&S MOWING CONTRACT RESCINDED

Due to the partnership of B&S Lawncare being dissolved, motion was made by Black, seconded by Stuber, to rescind the motion to accept the B&S Lawncare 2011 mowing contract. Motion carried with Beecher abstaining.

CITY MOWING RE-BID

Motion was made by Black, seconded by Stuber, to re-bid the 2011 city mowing job, with sealed bids to be returned to City Hall by 5:00pm, March 21, 2011. Motion carried with Beecher abstaining.

SAFETY COMMITTEE

On a personal note, Randall thanked the Yates Center Volunteer Fire Department for their quick and professional response to a fire call at his residence.

POLICE CAR RETURNED

Randall informed Council that the new police car arrived and did not meet bid specifications. It was returned and the replacement ordered.

Randall also announced February 2011 Municipal Court figures.

**PUBLIC WORKS COMMITTEE
WATER DEPT TRUCK USAGE**

TRUCK POLICY CHANGED

Beecher presented an e-mail from Jim Lomon requesting the policy be changed to allow the water department to continue to use the 2004 Chevy truck to read meters. Motion was made by Beecher, seconded by Weber, to allow the water department to continue to use the 2004 Chevy truck to read meters until further notice. Motion carried unanimously.

BACKHOE ATTACHMENT PURCHASE

Beecher presented a request from Lomon to purchase a bucket tip assembly kit for the backhoe for \$650.00. Motion was made by Beecher, seconded by Weber, to allow Lomon to purchase the kit. Motion carried unanimously.

ADMINISTRATIVE COMMITTEE

Motion was made by Reser, seconded by Bishop, to recess for five minutes. Motion carried unanimously and Council recessed at 8:05pm.

Council reconvened at 8:10pm.

Items discussed in the administrative committee included:

- to table the railroad property mowing until next meeting
- to table the discussion on possible changes to the economic development grand guidelines until next meeting

RETURN MCNUTT FIRE PROCEEDS

Reser presented pictures that showed the fire damaged house belonging to Josey McNutt, at 714 South Grove had been torn down and the debris removed. Motion was made by Reser, seconded by Stuber to return the insurance money of McNutt's that the City has been holding. Motion carried, with Bishop abstaining.

RETURN SCOTT FIRE PROCEEDS

Motion was made by Reser, seconded by Bishop, to return the insurance money of Clayton Scott's the City has been holding from his house fire at 310 South Prairie. Mr. Scott has sold the property releasing him from any further obligation. Motion carried unanimously.

LINK REQUEST FOR DUMPSTER

Reser presented a request from Robert Link and Marilyn Dugger for the City to furnish a dumpster at the property of 310 South Prairie. They have purchased the property and are tearing down the remains of the house that burned. After discussion, motion was made by Reser, seconded by Bishop, to take the matter to vote. Motion carried unanimously.

Motion was made by Reser, to furnish a dumpster at the property of 310 South Prairie. Motion died for lack of a second.

EXECUTIVE SESSION

Motion was made by Reser, seconded by Bishop, to enter into an executive session with the city attorney for 10 minutes for trade secrets. Motion carried unanimously and Council entered into executive session at 8:25pm.

Council reconvened at 8:35pm.

WO CO SR CENTER REQUEST

Reser informed Council he had received a telephone call from Pam McKinsey, Director at the Woodson County Senior Center. Mrs. McKinsey was told by County Commissioners to contact the City about helping to fund some of the operating costs of the Center. After discussion, it was the consensus of the Council that while they appreciated all the Senior Center does for the community, they do not have any funds available to help.

EXECUTIVE SESSION

Motion was made by Reser, seconded by Bishop, to enter into an executive session for 15 minutes for non-elected personnel with Peebles and Boice present. Motion carried with Black voting no. Council entered into executive session at 8:45pm.

Council reconvened at 9:00pm.

MAYOR COMMENTS

Mayor Wilhite did not have any comments to Council.

CLAIMS & VOUCHERS

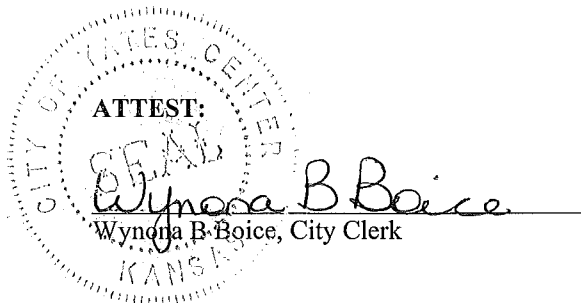
Motion was made by Stuber, seconded by Reser, to pay the claims and vouchers in the amount of \$75,123.29. Motion carried unanimously.

ADJOURNMENT

Motion was made by Bishop, seconded by Randall, to adjourn. Motion carried unanimously and Council adjourned at 9:05pm.

Leslie Wilhite

Leslie Wilhite, Mayor



Approved March 21, 2011