

**YATES CENTER CITY COUNCIL MINUTES
SEPTEMBER 28, 2015**

Yates Center City Council met in regular session at City Hall on Monday, September 28, 2015, at 7:00pm. The Pledge of Allegiance was recited.

Mayor Weber called the meeting to order. Roll call as follows: Reser, Randall, Day, Beecher, Spoon, Stuber, and Bishop. Absent: Jones. Other city officials present included: City Attorney Tom Mikulka, Street Superintendent Randy Hegwald, Chief of Police Lyle Kee, and City Clerk Becky Boice.

AGENDA AMENDED & APPROVED

Reser added Chamber of Commerce update under Administrative and Lake Report under Parks & Public Lands.

Motion was made by Reser, seconded by Day, to approve the agenda as amended. Motion carried unanimously.

MINUTES APPROVED

Motion was made by Reser, seconded by Stuber, to approve the minutes of the September 14, 2015, meeting as printed. Motion carried unanimously.

CDBG REQUIREMENTS

Susan Galemore with Southeast Kansas Regional Planning Commission, and Bruce Boettcher with BG Consultants, were present to help council with meeting the requirements for the Community Block Development Grant the city is applying for to help with funding to meet ADA requirements on sidewalks and parking spaces at Lincoln Park, South Owl Lake, and Kluender Ball Fields.

PUBLIC HEARING

Motion was made by Randall, seconded by Bishop, to open the required public hearing for the CDBG process. Motion carried with Spoon abstaining. The hearing opened at 7:05pm.

Mayor Weber asked if there was any questions or comments on the CDBG project. None were received.

Motion was made by Randall, seconded by Bishop, to close the public hearing for the CDBG process. Motion carried with Spoon abstaining. The hearing closed at 7:06pm.

RESOLUTION 305

Resolution 305 was presented for approval; A RESOLUTION CERTIFYING LEGAL AUTHORITY TO APPLY FOR THE 2016 KANSAS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FROM THE KANSAS DEPARTMENT OF COMMERCE AND AUTHORIZING THE MAYOR TO SIGN AND SUBMIT SUCH APPLICATION. Motion was made by Day, seconded by Randall, to approve Resolution 305 as presented. Motion carried with Spoon abstaining.

RESOLUTION 306

Resolution 306 was presented for approval; A RESOLUTION ASSURING THE KANSAS DEPARTMENT OF COMMERCE THAT FUNDS WILL BE CONTINUALLY PROVIDED FOR THE OPERATION AND MAINTENANCE OF IMPROVEMENTS TO THE ADA SYSTEM TO BE FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS. Motion was made by Day, seconded by Beecher, to approve Resolution 306 as presented. Motion carried with Spoon abstaining.

MAYOR AUTHORIZATION

Motion was made by Day, seconded by Stuber, to give Mayor Weber the authorization to sign any and all remaining documents to complete the grant process. Motion carried with Spoon abstaining.

CONFLICT OF INTEREST HEARING

Motion was made by Randall, seconded by Bishop, to open the public hearing for conflict of interest disclosure for CDBG requirements. Motion carried with Spoon abstaining.

Mayor Weber disclosed the possible conflict of interest with Councilmember Spoon now being an employee of The SEK Regional Planning Commission. It was the consensus that Spoon would abstain from discussion and voting on any matter regarding the CDBG process. No public comments were received. City Attorney Mikulka to provide a letter stating the above for the grant requirement.

Motion was made by Randall, seconded by Stuber, to close the public hearing for conflict of interest disclosure. Motion carried with Spoon abstaining.

CITY ATTORNEY

Mikulka expressed concerns with several of the sections of the new code book not agreeing with current ordinances. It was the consensus of the council to table the adoption of the new code book until these matters can be reviewed and resolved.

**COMMITTEE REPORTS
ADMINISTRATIVE
EXECUTIVE SESSION**

Motion was made by Reser, seconded by Day, to enter into a five minute executive session for non-elected personnel because if this matter were discussed in open session it might invade the privacy of those discussed. The session to include the mayor, city attorney and city clerk. Motion carried unanimously. Council entered into executive session at 7:20pm to reconvene at 7:25pm.

Council reconvened at 7:25pm.

CHAMBER UPDATE

Spoon gave an update on future events sponsored by The Woodson County Chamber of Commerce including the annual dinner on November 7, Trunk or Treat on Halloween, and the Christmas adopt a child program.

Bishop thanked the Chamber for the movies at the park this summer. He has received many compliments on the program.

**SAFETY
EXECUTIVE SESSIONS**

Motion was made by Bishop, seconded by Beecher, to enter into a 15 minute executive session for non-elected personnel because if this matter were discussed in open session it might invade the privacy of those discussed. The session to include the mayor, city attorney, and chief of police. Motion carried unanimously. Council entered into executive session at 7:30pm to reconvene at 7:45pm.

Council reconvened at 7:45pm.

Motion was made by Bishop, seconded by Stuber, to re-enter executive session for an additional five minutes with the same people present for the same matter. Motion carried unanimously. Council entered back into executive session at 7:45pm to reconvene at 7:50pm.

Council reconvened at 7:50pm.

PUBLIC WORKS

Randall tabled all matters under public works for two weeks.

**PARKS & PUBLIC LANDS
LAKE REPORT**

Hegwald presented a report from Heartland Wildlife Management on the effectiveness of the recent lake treatments. Hegwald informed council that the report had been forwarded to KWPT Fisheries Biologist Justin Morrison who is in charge of the city lakes.

POOL INSPECTION

Day announced that representatives from Paddock Enterprises would be here to do the pool inspection on October 12.

MAYOR COMMENTS

Mayor Weber presented a thank you letter from Ashley Scott, the recipient of the 2015-2016 city scholarship from Allen County Community College.

He had also received an invitation from ACCC for the annual luncheon to honor the donors and recipients.

CLAIMS & VOUCHERS

Motion was made by Bishop, seconded by Reser, to pay the claims and vouchers in the amount of \$45,778.00. Motion carried unanimously.

ADJOURNMENT

Motion was made by Bishop, seconded by Beecher, to adjourn. Motion carried unanimously and council adjourned at 8:00pm.



Benjamin J Weber, Mayor

ATTEST:


Wynona B Boice, City Clerk

Approved October 14, 2015