

**CITY COMMISSION
Regular Meeting Minutes
Commission Chambers
101 S. Hickory, Ottawa, Kansas
Minutes of August 18, 2010**

The City Governing Body met at 9:30am this date for the Regular City Commission Meeting with the following members present and participating to wit: Mayor Reed, Commissioner Ramsey, Commissioner Jorgensen and Commissioner Fleer. Commissioner Humm was absent. A quorum was present.

The Mayor called the meeting to order and welcomed the Chamber Audience and led the Pledge of Allegiance to the American flag and the invocation was given by Director of Finance Scott Bird.

Consent Agenda

Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Fleer, to approve the consent agenda. The consent agenda included the agenda and minutes from the July 26 and August 2, 2010 Study Sessions; and the July 21 and August 4, 2010 Regular Meetings. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Consent Agenda duly approved.

Public Comments

None offered at this time.

Declaration

Thereupon, the Mayor asked the City Commission for declarations of any conflict or outside communications that might influence their ability to impartially consider today's issues and come to a fair decision. None were declared.

Resolution-Water Rate Surcharge

Thereupon, the Governing Body reviewed a resolution finding the advisability of, and ordering the adoption of, a Water Rate Surcharge to be applied by the Water Department of the City of Ottawa, Kansas, and establishing effective dates therefore. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Ramsey, to adopt the resolution.

During discussion it was explained this water rate surcharge is imposed for the purpose of securing funds to be used for a River Levee Certification on the Marais des Cygnes River levee system. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the resolution duly adopted and the resolution was duly numbered Resolution No. 1528-10.

Ordinance-Standard Traffic Ordinance for Kansas Cities

Thereupon, the Governing Body reviewed an ordinance regulating traffic within the corporate limits of the City of Ottawa; incorporating by reference the limits of the City of Ottawa;

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incorporating by reference the "Standard Traffic Ordinance for Kansas Cities" Edition of 2010, with certain omissions, changes and additions; prescribing additional regulations; providing certain penalties and repealing Ordinance No. 3731-09. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Fleer, to adopt the ordinance. After discussion Commissioner Ramsey included in his motion, Commissioner Fleer seconded the following: the ordinance being adopted would fine those in violation prior to July 1, 2011, \$30 including court costs and from and after July 1, 2011, persons in violation shall be fined \$35 including court costs.

During discussion it was explained the Standard Traffic Ordinance for Kansas Cities has been published annually by the League of Kansas Municipalities since 1960. It is designed to provide a comprehensive traffic code which parallels the state traffic act. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3764-10.

Cereal Malt Beverage License

Thereupon, the Governing Body reviewed a request for the approval of a cereal malt beverage license for the Crystal Plaza Theater. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Fleer, to approve the license.

During discussion it was explained the application has been reviewed by the Ottawa Police Department, Ottawa Fire Department, and the City Attorney with no cause for denial discovered. The motion was considered and upon being put, passed by the following vote: Commissioner Fleer aye, Commissioner Ramsey nay, Commissioner Jorgensen aye, Mayor Reed aye. Thereupon, Mayor Reed declared the license duly approved by a 3-1 vote.

Resolution-Budget Certification

Thereupon, the Governing Body reviewed a resolution requesting the state legislature to study the viability of changing the deadline for budget certification. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jorgensen, to adopt the resolution.

During discussion it was explained the City of St. Marys, Kansas has requested support in petitioning the state legislature to study the viability of making changes to state budget law. Currently, municipal budgets must be certified in late August. Extending the certification date would provide municipalities the opportunity to prepare more accurate budgets and would allow for additional formal public hearings, which would afford the public a greater opportunity to comment on and influence the budget. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the resolution duly adopted and the resolution was duly numbered Resolution No. 1529-10.

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Public Works Capital Equipment

Thereupon, the Governing Body reviewed a request to approve the lease purchase of Public Works Capital Equipment. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Jorgensen, to approve the Public Works Capital Equipment lease purchase which included the following: a Street Sweeper, 1-Ton PU w/Snowplow, and a 1-Ton Flatbed PU Truck.

During discussion it was explained staff requests the approval of the purchase of budgeted capital equipment for the Public Works Department. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Lease Purchase for Public Works Capital Equipment duly approved.

Report by City Manager

Thereupon, City Manager Richard Nienstedt reminded the Governing Body today's joint City/County/USD 290 luncheon is being held in conjunction with the Chamber of Commerce Quarterly Image Award at 11:45 am, at Garfield Elementary School.

Thereupon, the City Manager requested Casey Sharp, City Manager Intern, make an announcement and report.

Thereupon, the Governing Body heard from City Manager Intern Casey Sharp who reported on the recent "Play Day" in the City of Ottawa. In addition, Ms. Sharp announced the City of Ottawa has been designated as a "Playful City U.S.A.". Ms. Sharp thanked everyone in the community who submitted letters of support and those who helped make the "Play Day" a success.

Announcements

Thereupon, the Mayor announced:

1. August 23, 2010: Study Session at 4 pm
2. September 1, 2010: Next Regular Meeting at 7 pm

Adjournment

There being no further business to come before the Governing Body Commissioner Ramsey made a motion, seconded by Commissioner Fler, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned at 10:08 am.

Carolyn S. Snethen, City Clerk

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